

CITY OF EDEN, N. C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, June 20, 2017 at 6:00 p.m. in the Council Chambers, 308 E. Stadium Drive. Those present for the meeting were as follows:

Mayor:		Wayne Tuggle, Sr.
Council Members:		Bernie Moore
		Jim Burnette
		Angela Hampton
		Jerry Epps
		Darryl Carter
		Neville Hall
	(absent)	Jerry Ellis
City Manager:		Brad Corcoran
City Clerk:		Sheralene Thompson
City Attorney:		Erin Gilley
Deputy City Clerk:		Deanna Hunt
Representatives from Departments:		
News Media:		Gerri Hunt, Eden News

MEETING CONVENED:

Mayor Tuggle called the regular meeting of the Eden City Council to order and welcomed those in attendance. He explained that the Council meets the third Tuesday of each month at 6:00 p.m. and works from a prepared agenda; however, time would be set aside for business not on the printed agenda.

INVOCATION:

Mr. Jerry Epps, Pastor, First Church of the Living God, gave the invocation followed by the Pledge of Allegiance.

RECOGNITIONS AND PROCLAMATIONS:

There were no proclamations or recognitions at this time.

SET MEETING AGENDA:

A motion was made by Council Member Epps seconded by Council Member Hall to set the meeting agenda. All Council Members present voted in favor of this motion. This motion passed.

PUBLIC HEARINGS:

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There were no public hearings scheduled.

REQUESTS AND PETITIONS OF CITIZENS:

As no one came forward to speak at this time, Mayor Tuggle read the following into the minutes:

Requests and Petitions of Citizens Period

The Requests and Petitions of Citizens period shall be for the purpose of allowing members of the public to present any matter pertaining to City business or items on the City Council's agenda. This period shall not serve as a forum for debate with the City Council.

- Any speaker who wishes to speak must sign up to do so before the meeting starts on the sign-up sheet located at the table outside the entrance to the Council Chambers.
- Remarks shall be addressed directly to the City Council and not to staff, the audience or media.
- The Mayor shall open the Requests and Petitions of Citizens Period.
- Any speaker who wishes to speak shall approach the podium and not speak from his/her seat.
- Each speaker shall clearly state his or her name and physical address when he/she reaches the podium.

Any citizen desiring to present any matter concerning the services, policies, and affairs of the City of Eden shall be allotted three minutes. Citizens will be allowed to yield their time, on a specific topic by utilizing one more attendees time. This would allow no more than six minutes.

The City Clerk will time the speakers and notify the Mayor of their limit.

- The Time Clock will start with three minutes unless yielded time to six minutes.
- When the time remaining reaches one minute you will hear a beep to alert you that your time is about to expire and that you need to wrap up your comments.

Speakers appearing before the City Council will not be allowed to:

- Discuss any matter relating to City personnel
- Campaign for public office
- Promote private business ventures
- Or use language of a personal nature which insults or demeans any person or which, when directed at a public official, is not related to his or her official duties.

A given speaker could, in essence, have three minutes on any eligible topic in the Requests and Petitions of Citizens period, and then could also have three minutes for any public hearing item, but

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would not be allowed to address the City Council twice during the Requests and Petitions of Citizens period, or for any given public hearing.

The City Council may accept written comments in lieu of oral statements. Written statements can be delivered to the City Manager's Office or mailed to P.O. Box 70, Eden, N.C. 27289.

UNFINISHED BUSINESS:

There was no Unfinished Business at this time.

NEW BUSINESS:

- a. Consideration and Approval of Resolution Adopting the Parks & Recreation Comprehensive Plan.

Mayor Tuggle asked Mr. Johnny Farmer, Director of Parks & Facilities Maintenance, to come forward.

Mr. Farmer explained that the City of Eden contracted with the Piedmont Triad Regional Council to develop a Parks and Recreation Comprehensive Plan that will be used to help guide the City when making improvements and developing Parks and Recreation programs and facilities in the future.

He explained that the Steering Committee for this project were Tyree Harbor, Hannah Johnson, Loretta Hairston, Abner Bullins, Elretha Perkins, Betty Young, Mari Reaves, Kelly Stultz, and Cindy Adams. Johnny Farmer, Terry Vernon and Carla Huffman, with the staff members from Parks and Recreation that assisted with the development on the Parks and Recreation Comprehensive Plan. Mayor Pro-Tem Jim Burnette, was also involved the development of this Plan.

He stated that the Piedmont Triad Regional Council developed this Plan through information gather from surveys, meetings with different groups in the City, public meetings, City Staff, and information from other Master Plans the City has done, such as the City's Greenway Plan.

Mr. Farmer explained that staff was asking the Mayor and City Council to approve and adopt the Parks and Recreation Comprehensive Plan to be used as a planning guide with making improvements and developing Parks and Recreation programs and facilities in the future.

Mr. Farmer then introduced Mr. Jesse Day, Regional Planning Director for the Piedmont Triad Regional Council and Mr. Joseph Furstenburg, Regional Planner, Piedmont Triad Regional Council.

A complete copy of the presentation is located in the office of the City Manager.

Mr. Day then proceeded to present the plan. He began with a community overview with previous plans, population and growth and a comparison of the Eden Recreation; expenditures compared to peer cities; public involvement – detailed information on survey responses, focus group feedback, public meeting summaries; existing conditions and standards – summary of recreation

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opportunities, standards (e.g. park sizes, facility dimensions), detailed parks and recreation audit and condition review for all city owned parks and recreation facilities; opportunities for repair and renovation are also documented here; Parks and Recreation Comprehensive Plan – Staff, programming and facility needs, with a schedule for implementation and proposed trails and facilities map for Freedom Park; and appendices – full survey results, public meeting comment forms, steering committee meeting notes.

Mayor Tuggle stated that this was a tremendous amount of information. He questioned their opinion of the swimming pool.

Mr. Day explained that it was a tough question as to when do you make that choice to decommission a facility and build a new one. It was difficult to answer one way or another and obviously there was a funding gap to get to first.

Mayor Tuggle stated that it was tough to sink a bunch of money into something that you know was going to eventually be outdated and they really need to move towards Freedom Park but of course it was always about budget.

Mr. Day replied that PARTF had spent around for \$350,000 to \$400,000 for 20 years the maximum allowed application and the cost of facilities just continue to go up. So, if there are other areas for providing funding for parks and recreation he thought they should look at those. They talked a little bit about that in terms of trying to help make that a little bit better, you know \$400,000 and it was a \$6.5 million dollar project. If it was a full bailout, the rec center was going to be only a small portion of that. He did not mean to dodge the question but it was always hard to tell. He added that he knew that in the last couple of weeks there have been some equipment issues.

Mr. Farmer added that they have spent money there doing things in the last few months and even as they were doing little things, then something else happens and then you spend another \$3,000 or \$4,000. The pool was getting to that condition where you make a repair and you put in something that was a whole lot more efficient than what you had, then it puts wear and tear on the other components that are older and then they start having some trouble with those.

He thought eventually they were going to have to figure out what they were going to do as far as aquatics and whether to build a pool or do something else. He suggested that they could decide instead of building a pool right now that they spend \$400,000 or \$500,000 on a nice splash pad that could still serve a purpose, so they had some decisions to make and as they all know finding the dollar was hard to do but one of the things that he was proud of was that they do provide a great quality of life for citizens and he thought Parks & Recreation was a very important component of that.

Council Member Hampton stated that they have a \$100,000 grant for the Matrimony Creek and she did not see it listed in the comprehensive planning. She saw it listed in trails and open space but that was it. She asked where they were with that.

Mr. Farmer explained that the grant had not been officially approved when the document was done. Once that goes in there that will be part of what they were doing because that was part of the master

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greenway plan. It was in the plan so they know that money was there now. Also, Mr. Dougherty secured \$25,000 for Freedom Park where they are going to be able to do some upgrades there in the next few months to try to improve that trail and also do other things the Council has asked them to do in past budget years.

Council Member Carter asked if that was grant money to which Mr. Farmer replied yes.

Council Member Burnette stated that he had a couple of questions. One of the things they have looked at was some of the centralization of facilities/programs and it was very clear in there that people would like to see that, but they still want their neighborhood parks so that helps give direction. He asked how they determined the 1-5 year priorities and if that was public input.

Mr. Day replied that it was a balance between the public survey or meetings, priorities and cost factors, and that was the reason they pushed the recreation center aquatic facility in that six to ten year timeframe so it was a mix of reasoning and also some of the safety issues as well. The maintenance things that may be a safety issue coming up.

Council Member Burnette also stated that in his report he had expenditure comparisons per person or whatever portion of the communities and Eden was very low compared to others and a couple come to mind, Black Mountain and Mount Airy. He stated that he did not know if it was revenues coming in through those parks but the revenues were very high when Eden's were low. He asked if there was anything they could learn from this.

Mr. Day replied that it was that Eden provided free recreation programs and that probably explained that low revenue return. Other communities were charging for youth programs so that was apples to oranges as far as comparison.

Council Member Carter stated that the splash pads were becoming more popular and a lot of different cities are doing those.

Mr. Day agreed that there were lower overhead costs, the operation and repairs were much less, and the benefit to it was that there was no need for as many lifeguards and no labor overhead. He added that if you designed it right you could have a playground facility in winter. It could be a year round facility. It will cost more up front because you have to rubberize matting for that splash pad but you could turn those water features into jungle gyms and a playground type of facility.

Council Member Carter asked if it were designed for handicap to which Mr. Day replied yes.

Council Member Epps stated that he would like to see a projection on what they could do about that.

Mr. Farmer explained that with the pool, the way that they could help to generate the money to offset the operational cost of the pool, the splash pad could be run to late April to late September or first of October. You could only open a pool from Memorial Day to Labor Day, so they would be able to get about two or three more months of time where you can generate revenue from the splash pad. He had been involved with building those. They draw people just because parents can sit on

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their lounge chairs and the kids would be out there playing in the zero depth splash pad. What was great about it was that there was no need for 5 lifeguards if you have 100 people out there. You can part-time recreation people out there helping to supervise.

A motion was made by Council Member Epps seconded by Council Member Burnette to approve and adopt the resolution adopting the Parks & Recreation Comprehensive Plan. All Council Members present voted in favor of this motion.

RESOLUTION APPROVING AND ADOPTING THE CITY’S PARKS AND RECREATION COMPREHENSIVE PLAN

WHEREAS, the City of Eden authorized the Piedmont Triad Regional Council to develop a Parks and Recreation Comprehensive Plan:

WHEREAS, the City of Eden desires to use this Plan as a guiding tool when making improvements and developing Parks and Recreation programs and facilities in the future;

WHEREAS, the City of Eden desires to continue to provide Parks and Recreation programs and facilities to enhance the quality of life of its citizens;

NOW THEREFORE, BE IT RESOLVED THAT THE City of Eden approves and adopts the City’s Park and Recreation Comprehensive Plan as presented by the Piedmont Triad Regional Council and to use this Plan as a guiding tool when making improvements and developing Parks and Recreation programs and facilities in the future.

Adopted by the City Council of the City of Eden this 20th day of June, 2017.

CITY OF EDEN

BY: Wayne R. Tuggle, Sr., Mayor

ATTEST:

Sheralene Thompson, City Clerk

- b. Consideration and Approval of Cancellation of Deed of Trust on the Rhode Island Mill and Adoption of a Resolution to Satisfy Deed of Trust in Favor of City of Eden.

Mayor Tuggle asked Ms. Kelly Stultz, Director of Planning & Inspections, to come forward.

Ms. Stultz explained that on April 25, 2001 a Deed of Trust was recorded between Rhode Island LLC and The City of Eden. This was a part of the financing of the rehabilitation and adaptive re-use of the mill. The City received a Community Development Block Grant of \$250,000 for asbestos and lead paint removal for the project.

Since this rehab was a tax credit project, it became necessary for the Developer to grant a Deed of Trust covering these funds to meet tax credit program requirements. The City of Eden had no funds in this project with the exception of staff time. In 2003, the total investment in the building was more than \$8,000,000.

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The original developer was forced to relinquish the property to the current managing partner Preservation/NC. This is a private non-profit engaged in the preservation of structures and sights across NC. They are not in the business of managing apartments.

She explained that they have been approached by Preservation/NC and State of NC Officials concerning the Deed of Trust. In order for the building to be sold, they need us to cancel the Deed of Trust. Because this grant money came from the state of North Carolina, we requested written consent from the North Carolina Department of Commerce, that they had no objection to the cancellation of this Deed of Trust. On April 26, 2017, they received a letter stating that the Department of Commerce had no objection.

She stated that they believe that it was in the best interest of their community to do so. She explained that they would like to ask that they approve this cancellation and allow the City Manager to sign the documents as the sale of the property is finalized.

Council Member Hall questioned who the new owner was to which Ms. Stultz and the City Attorney Erin Gilley replied that they did not know, it was a deal being organized by Preservation North Carolina and by the Department of Commerce and some others.

Ms. Gilley explained that her biggest concern was that the money came from the State of North Carolina, Department of Commerce, in the form of a CDB Grant and normally they have an agreement with the Department of Commerce that they will provide all services to recoup that money. They did not have any sort of agreement in this deal from what she looked at, she wanted to make sure that the Department of Commerce was not going to object, which was why she sent a letter to them asking their approval and if there were any objections and they did not. In addition this deed of trust was subordinate to many other liens to this property.

RESOLUTION TO SATISFY DEED OF TRUST IN FAVOR OF CITY OF EDEN

WHEREAS, Rhode Island Mill, LLC executed for the benefit of the City of Eden a Deed of Trust, recorded at Book 1064, Page 1552 in the Rockingham County Register of Deeds on April 25, 2001(hereinafter referred to as Deed of Trust). Said Deed of Trust created a security interest in 536 Riverside Drive, Eden, NC (hereinafter referred to as the property) for a Community Development Block Grant from the North Carolina Department of Commerce for environmental abatement of said property; and

WHEREAS, Said Deed of Trust has been subordinated to numerous security Documents and Declarations found in the Subordination Agreement dated August 20, 2008, recorded at Book 1358, Page 1132; and

WHEREAS, Rhode Island Mill, LLC desires to sell the property described herein to a third party who will be bound by all North Carolina Housing Finance Agency Deed Restrictions, and who will continue the operation of the facility. Said sale is contingent upon the satisfaction of the Deed of Trust secured for the benefit of the City of Eden; and

WHEREAS, upon written request by the City of Eden, the North Carolina Department of Commerce attested that it had no objection to this satisfaction of the Community Development Block Grant by the City of Eden and that it would also support the continued vitality of the Rhode Island Mill facility; and

WHEREAS, the City of Eden, for purposes stated above desires to execute a satisfaction for the Deed of Trust upon the sale of the property described herein and simultaneously with the release of all documents and deeds involved with the closing of the property; and

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NOW, THEREFORE, BE IT RESOLVED, by the City Council for the City of Eden that Staff has the full authority to execute a satisfaction for the Deed of Trust described herein, recorded at Book 1064, Page 1552 in the Rockingham County Register of Deeds simultaneously with the closing of the property located at 536 Riverside Drive, Eden, NC.

APPROVED, ADOPTED AND EFFECTIVE this 20th day of June, 2017.

CITY OF EDEN

By: Wayne R. Tuggle, Sr., Mayor

ATTEST:

Sheralene Thompson, City Clerk

A motion was made by Council Member Moore seconded by Council Member Carter to approve and adopt a Cancellation of Deed of Trust on the Rhode Island Mill and Adoption of a Resolution to Satisfy Deed of Trust in Favor of City of Eden. All Council Members present voted in favor of this motion.

REPORTS FROM STAFF:

City Manager’s Report – June 2017

City Manager’s Report

One of the goals in our recently adopted *Positively Eden* strategic plan under the strategy of “Engage Citizens” is to share information effectively and regularly. In an effort expand upon some of the things we’ve already been doing and to try and make more information available to those who may be interested about some of the work being done by various departments and divisions of the City I’ve decided to add this new feature to each month’s City Council meeting under Staff Reports. Each month, starting with tonight, I will submit a City Manager’s report that highlights some of the work that has been done since the last meeting of the City Council and items on the horizon between this meeting and the next regularly scheduled meeting of the City Council.

Main Street Manager Update

One of the core recommendations related to the strategy of “Broaden The Impact of Downtown Eden” in the *Positively Eden* strategic plan is the hiring of a full-time Main Street Manager. Funding for this position is included in the approved budget that becomes effective on July 1st. In an effort to make sure we hit the ground running with our implementation efforts related to the *Positively Eden* strategic plan we have been progressing through the advertising, interviewing and selection process for this position. In response to our advertisements we received 60 resumes/applications. Mike Dougherty, Director of Economic Development reviewed all of the resumes/applications and narrowed the list down to 13 individuals. After a second review of the resumes/applications he reduced that number to 7 individuals. After conducting telephone interviews with each of these individuals Mike narrowed down the potential list of candidates to

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three individuals. An initial round of interviews for each of these candidates took place on June 9th. The individuals that served on the initial interview panel in addition to both Mike and I included: Cindy Adams – Coordinator of Tourism and Special Projects/Events, Teri Sentiff, Assistant Director of Personnel, Mayor Pro-Tem Jim Burnette, and Dana Weston, Morehead Hospital CEO and Chair of the Eden Strategic Plan Steering Committee. Liz Parham, Director of the NC Main Street Program had been invited and was scheduled to come but had to cancel due to other obligations. A second interview with the interview panels' top ranked candidate was conducted on June 14th. Included in that follow-up interview was Mayor Pro-Tem Burnette, Mike Dougherty and I.

At this point in time I am pleased to announce that Randy Hunt, current President of the Eden Chamber of Commerce has been selected to fill this position and will officially start on Wednesday, July 19th. Randy was a member of the *Positively Eden* strategic plan steering committee and was recognized with Eden's 2016 Main Street Champion award. In addition to his work at the Chamber he also serves as a Board Member and Treasurer for Eden Downtown Development, Inc. and he had the self-initiative to previously attend the 2017 Main Street Director orientation training that was held in Raleigh. I have asked Randy to be here with us tonight so that each of you can have the opportunity to congratulate him and speak with him at the conclusion of this meeting if you'd like to do so.

LED Informational Sign Update

Another initiative included in the FY 2017-18 budget and discussed during the strategic planning process designed to share information about upcoming meetings, events and special announcements with the public is the installation of a 4' x 8' full color LED display sign with Wi-Fi at the corner of Stadium Drive and Pierce Street that will be included in the center of a new sign for the Eden Municipal Building that will be done in stone to match both the features in Grogan Park and our gateway signs at major entry points to the City. There will be 12-inch bronze lettering on the sign and it will read, "Eden City Hall". With the LED display sign we will have the capability to choose colors, icons, line size, speed, font, temperature and time. City crews will be handling the demolition and footing work for this project and once it's completed new landscaping around the sign will be put in as well. In addition, the two small signs at each entrance of the municipal building will also be resurfaced in the same stone to match the large sign and they will include bronze lettering as well.

Tornado Clean-Up & Public Assistance Request Update

Late on June 2nd I received authorization from Mary Glasscock, NC Emergency Management Public Assistance Supervisor to submit a formal request to Mr. Michael Sprayberry, Director for the NC Division of Emergency Management seeking formal consideration of a state disaster declaration for public assistance. On June 5th I sent a letter to Mr. Spayberry formally requesting "that our costs be recommended to the Governor for consideration of a state disaster declaration for public assistance". I have confirmed that this request has been received and is in the process of being considered. Based on what we've been told by Ms. Glasscock we do not anticipate encountering any problems with our efforts to receive this declaration.

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On June 7th various members of staff and I met with representatives from NC Emergency Management to review our documentation to date in relation to our “public costs” that have been associated with our response to the May 5th tornado that struck our community. We advised them we had executed a contract with Anglin Earthwork, LLC in the amount of \$62,168 for clean-up efforts related to six of our sewer outfalls that were impacted as a result of the tornado. Anglin is cutting-up and hauling all of the debris to our temporary tornado debris pile. To date, they have already cleaned up three of the six sewer outfalls that were impacted as a result of the tornado. They are hoping to wrap up their work on the remaining sewer outfalls within the next three to four weeks. We are currently in the process of advertising the fact that July 28th will be the last day for the collection of any storm related debris. After that point in time we will continue to collect all debris placed curbside as long as it meets our existing rules and regulations. The biggest cost that we will encounter in relation to our clean-up efforts will not have a dollar figure on it until August. At that point in time we will solicit bids for the chipping and hauling component associated with removing the temporary tornado debris pile. Based on preliminary estimates we believe that price could likely be somewhere in the neighborhood of at least \$90,000 - \$100,000 +/- . Once that work is completed we will then be in a position to submit our reimbursement request to the state. Again, if we receive our state declaration as anticipated then any reimbursements we receive will be limited to 75% of our allowable costs.

2017 Citizens Academy

Applications are now being accepted for the 2017 Citizens Academy. The Academy will be held on consecutive Thursdays from 5:30 to 7:30 p.m., beginning August 17th and running through October 12th. A graduation ceremony will be held on October 17th at the regularly scheduled City Council meeting. The course is open to all individuals 18 years old or older that are city residents or those who live in the city’s extraterritorial jurisdiction, or own a business or property or work in the City of Eden. Interested participants are selected on a first-come basis with the class size being limited to 20 participants. This is an exciting opportunity for residents to increase their knowledge about the workings of local government and for those who have a desire to become more involved in the community. The deadline to be considered for the 2017 session is Monday, July 31st. If you know of anyone who may be interested in participating please have them contact Ms. Sheralene Thompson, City Clerk.

MillerCoors Property Update

The former brewery property has been submitted for four projects in the last month as activity has increased for this site compared to previous months.

Enviva Signs Contract – Berry Hill Regional Mega Park

Enviva has signed a purchase agreement with the Regional Industrial Facilities Authority (RIFA) for a \$100 million investment in the 168-acre lot 8 site in the mega park. Enviva has become the world’s largest producer of wood pellets. The company owns and operates six plants that are strategically located in the southeastern United States and that produce about 2.2 million metric tons of wood pellets annually. They export pellets primarily to power plants in the United Kingdom and

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Europe that previously were fueled by coal, enabling them to reduce their carbon footprint by about 80 percent. They make pellets using sustainable practices that protect Southern forests. Furthermore, they employ about 600 people and support many other businesses in the rural South. The projected direct and indirect jobs are estimated at 125 for this project.

15th Annual Piedmont Pottery Festival Update

The 15th Annual Piedmont Pottery Festival was held on Saturday, June 3rd. We had 25 booths that represented 35 potters. Our potters traveled from 20 different cities in North Carolina and Virginia including Seagrove, Rutherfordton, Raleigh, Troy, Archdale, Eagle Springs, Dry Fork, VA and others. Our visitors represented over 40 different cities. Our exit reviews by our potters were probably the best we have ever received. Some of the comments included:

“Hospitality is great! Enjoyed the treat of lunch today. No other show I’ve done does so much for vendors.”

“Such wonderful treatment, well planned and all details cordially handled.”

“Accommodations are excellent, it’s air conditioned, fellowship – Just Great! I always enjoy coming to this show. You guys do a great job.”

Oink & Ale Event Update

Our Oink & Ale event was held on Saturday, June 10th. The event featured two live bands, 6 brewers and 7 food & snack vendors. We have received very nice messages back from the brewers indicating they had a great time and are looking forward to next year. The event will go back to May next year where it will stay from now on. We had a great volunteer team that helped the day run smooth.

Shaggin’ on Fieldcrest Reminder

A reminder that our annual **Shaggin’ on Fieldcrest** event will be held on Fieldcrest Road on Saturday, July 22nd from 7:00 to 10:00 p.m. Jim Quick & Coastline will be our featured entertainment.

Grogan Park News

We will conduct a dedication of the quilt square art that will be put in Grogan Park at some point in mid-July. A date will be set soon. In addition, our square will be included in the new Quilt Trail Guide being done by the County. Also, you may have noticed there is new outdoor furniture under the gazebo in Grogan Park. We believe this will be a great place for a conversation area, small meetings or just a cool place to sit, read and relax. A swing and set of chairs will soon be placed near the wind chimes.

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50th Anniversary Initiatives Update

We are working with the News & Record on a 50th Anniversary pull out special tab that will be in the paper on Sunday, July 30th. It will feature lots of history, old photos, special interviews, upcoming activities, etc. It will be a nice keepsake for our citizens. In addition, we still have 50th Anniversary t-shirts the public can purchase for \$10 if you know anyone that may be interested.

Street Resurfacing Contracts Update

The FY 2016-17 Street Resurfacing Contract, No. 2 that included sections of the Boulevard, Glovenia Street, Oak Street and Orell Street has now been completed by Adams Construction Company at a cost of \$121,652.61.

Bids were recently opened for three different contracts that are components of the FY 2017-18 Street Resurfacing program. They include the following:

- Contract No. 1 (Powell Bill) – Waugh Asphalt, Inc. was the low bidder with a bid amount of \$469,236.54. The contract was awarded to Waugh Asphalt on May 17, 2017 and the notice to proceed was issued on June 1, 2017 with the date of availability for construction set at July 10, 2017.
- Contract No. 2 (Water/Sewer Fund) – Waugh Asphalt, Inc. was the low bidder with a bid amount of \$179,723.05. The contract was awarded to Waugh Asphalt on May 17, 2017 and the notice to proceed was issued on June 1, 2017 with the date of availability for construction set at July 10, 2017.
- Contract No. 3 (General Fund/Loan Proceeds) – Waugh Asphalt, Inc. was the low bidder with a bid amount of \$858,019.41. The loan resolution for this project and the request to award this contract to Waugh Asphalt, Inc. is on the Consent Agenda tonight for your approval. The date of availability for construction is September 1, 2017.

Staff has made numerous contacts and attempts to contact WalMart about the possibility of receiving some financial assistance with the East Harris Place Repair and Upgrade Project that will also be funded through General Fund loan proceeds. Unfortunately, our efforts have been unsuccessful. At this point in time it appears the City will have to fund the entire project. This project is currently out for bid and a bid opening has been scheduled for Thursday, June 29th at 11:00 am.

Parks & Recreation News & Reminders

In addition to several weekend softball tournaments at Freedom Park and our normal programs we hosted our annual Fishing Derby on May 20th, opened the Mill Avenue Swimming Pool for the summer on May 27th, hosted a concert in the park/cruise-in at Freedom Park on May 27th and kicked off our Summer Day Camp program on June 12th that will run through August 18th.

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Also, I am pleased to announce that on May 17th we were awarded the Playful City USA designation for our 4th consecutive year.

Please mark your calendars for the following upcoming special events between now and July 18th:

- We will host a concert in the park/cruise-in at Freedom Park on June 24th from 5:00 p.m. to 8:30 p.m.
- Freedom Park has been booked for various weekend tournaments every weekend.
- We will be hosting the North Carolina Dixie Youth Baseball Ozone State Tournament at Freedom Park on July 14th – 20th. Opening ceremonies will take place on Friday evening, July 14th with play beginning on Saturday, July 15th. If you get the opportunity, we would love to have you join us for some of the games.

Police Department News

On Wednesday, June 14th, an audit of the Eden Police Department was conducted by the Criminal Justice Standards Division (CJSD), a division of the NC Department of Justice (NCDOJ). The audit is conducted every two years and training documents of our officers are reviewed to verify that we are in compliance with the CJSD. The audit was completed by Mr. Michael Register with the CJSD, and our department should receive the results of the audit within the next two weeks.

On Wednesday, June 14th, Chief Pyrtle hosted a Mental Health Committee meeting of the North Carolina Association of Chiefs of Police. The meeting, which was held here in the Eden City Hall, was attended by several Police Chiefs and discussion centered around strategies to improve the association's response to the issues within our mental health community. In addition, on June 16th Chief Pyrtle was one of the guest speakers at the World Elder Awareness Day Conference. The topics included: elderly abuse, Medicare choices and fraud, residents' rights and financial exploitation.

Chloramine Project Update

Staff attempted a startup on May 23rd and was able to make some Chloramines, but equipment associated with the water feed to the chlorine did not operate properly and the treatment process had to be stopped. We hope to be ready for another startup attempt at some point during the first week of July once the remote control ball valve is received and installed on the water feed to the chlorine. In the meantime, some software changes are also in the process of being made to the programming regarding shared parameters between the two SCADA (supervisory control and data acquisition) control computers.

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CleanB/Solids Handling Digester Update

The engineering design contract with W.K. Dickson Engineering for the CleanB/Solids Handling Digester project at the Wastewater Treatment Plant that is a part of the EPA Administrative Order has now been executed and we anticipate that the design work will now begin.

Treatment of Leachate Update

The leachate pumping equipment at the Duke Energy Combined Cycle Plant on Edgewood Road is now fully installed and ready to operate. The operation will be dependent on the accumulation of leachate in the holding area from the landfill activities and rainfall events. Until the landfill activities begin to accelerate, the pumping will probably be more dependent on rainfall than landfill leachate. Sample testing on the leachate should begin by the week of June 24th by the wastewater plant. The pumps will run on an automatic pumping cycle that runs between 6 and 8 feet of depth in the holding area. As of June 13th the level was at 6.8 feet. Pumping will begin when the level reaches 8 feet.

Waterline Projects Update

Listed below is an update on three different water projects:

- The materials for the South Byrd Street waterline replacement project (670 LF of 2-inch PVC) are expected to be received at any time. Once they arrive our Collection and Distribution Division will proceed with doing the work.
- 654 LF of 2-inch PVC waterline has now been replaced along Buchanan Street.
- As of June 15th, approximately 610 LF of the 761 LF (80%) of 6-inch DIP waterline has been replaced along Hudson Street. Work will continue on Hudson Street until the project is completed.

Freedom Park Water Tower Camera – Update

The Freedom Park water tower camera is up and operational with a live feed to our YouTube channel. The mount and angle will be changed out in the next few weeks to give a better view of the park. Kevin Taylor, Director of Information Technology is pulling some of the footage and creating short time lapse clips as well as posting clips of interesting weather such one of the recent thunderstorms. The channel is currently at [youtube.com/edenncit](https://www.youtube.com/edenncit). Once we get to 100 subscribers we can create a custom address for the channel.

Municipal Services Department News

Some of the highlights from the Municipal Services Department since our last meeting include:

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- Hudson Welding has received all of the materials for the construction of the greenway bridge and the bridge is currently in the process of being assembled and prepped for painting. The expected installation date is approximately 3-5 weeks from now, weather permitting.
- The SKAT Bus Shelters are being constructed and should be completed in about 3 weeks. One will be located at the Dollar General on Stadium Drive, one at the Dollar General on Morgan Road and the third one will be located in a location that is still to be determined.
- The new trash compactor purchased for the recycling transfer station as a replacement for our 45-year old 1972 model trash compactor is scheduled to be delivered to the recycling transfer station on July 5th
- We have replaced thirteen of the dead or dying Thunder Cloud Plum trees on Highway 14 with Crepe Myrtle trees during the past couple of weeks.
- The overflow extension for our parking lot at the greenway is nearly complete. The grading work has been completed, gravel has been installed, and we are now waiting for the contractor to install the guard rail.
- New sidewalk has been installed on Morgan Road from Lee Street to Washburn Avenue. In addition, new sidewalk is currently being installed on East Harris Place from Arbor Lane to Hidden Valley Drive.
- We have now made the thirteen taps necessary to kill out the 2-inch galvanized water lines between houses in the back yards of Fieldcrest Road and Front Street. According to Darryl Tilley, Superintendent of Collection & Distribution, this will improve the service to our customers in this area and should reduce the number of water leaks we encounter each year by about fifteen. Finally, the water taps at the new Lidl grocery store have been inspected and they are tentatively scheduled to open at some point in the fall.

CONSENT AGENDA:

- a. Approval and Adoption of Minutes: May 16, 2017.
- b. Approval and Adoption of FY 2017-18 Street Resurfacing Contract, No.3 Request to Award Contract.

A copy of the Bid Tabulation Schedule and the Summary of Quantities spreadsheet for the FY 2017-18 Street Resurfacing Contract, No. 3 was provided to the City Council. The bids were received on June 6, 2017 at 11:00 a.m. A total of 4 responsive bids were received for the project. The low bidder was Waugh Asphalt, Inc. in the amount of \$858,019.41. The date of availability for the contract is September 1, 2017. The Engineering Department was requesting Council's approval to award the contract to Waugh Asphalt, Inc. based on their bid amount shown above.

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c. Approval and Adoption of Ordinance Amending Chapter 12 Solid Waste.

A proposed amendment acknowledges and reflects the Recycling Agreement with Waste Management and Rockingham County. The Recycling Agreement was enacted in 2016, and allowed for Waste Management to provide recycling services to any citizen that desired such service. The agreement also contained a provision that required the City to enact a provision to grant Waste Management the exclusive right to provide recycling services by June 30 of 2017. This amendment correctly reflects the requirement of the Agreement. The amended portion of the ordinance can be seen in red, §12-34 (I). Staff recommended adoption and approval of this Amendment.

d. Approval and Adoption of Reimbursement Resolution for General Fund Street Resurfacing Projects.

During the February 25, 2017 annual budget/planning retreat the number one priority of the City Council was to provide funding that would address the additional street resurfacing needs facing the City. The 17-18 Budget includes a 15-year loan for \$1,100,000 for street resurfacing projects.

The reimbursement resolution was needed to be in place so that if any General Fund- Fund Balance was used to pay for the expenditures the city would be able to reimburse the General Fund- Fund Balance with the loan proceeds when the city does an installment purchase.

RESOLUTION OF THE CITY OF EDEN, NORTH CAROLINA DECLARING THE INTENT OF THE CITY TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE STREET RESURFACING PROJECTS (SEE ATTACHED LIST) FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS TO BE EXECUTED AND DELIVERED IN THE FISCAL YEAR 2017-2018.

WHEREAS, the Eden City Council (the “Council”) has determined that it is in the best interests of the City to finance the construction, renovation, and improvements of certain projects within the City known as the (1) Street Resurfacing Projects (see attached list) (the “Projects”); and

WHEREAS, the City presently intends, at one time or from time to time, to finance all of a portion of the costs of the Projects with proceeds of tax-exempt obligations and reasonably expects to execute and deliver its tax-exempt obligations (the “Obligations”) to finance, or to reimburse itself for, all or a portion of the costs of the Projects; and

WHEREAS, the City desires to proceed with the Projects and will incur and pay certain expenditures in connection with the Projects prior to the date of execution and delivery of the Obligations (the “Original Expenditures”), such Original Expenditures to be paid for originally from a source other than the proceeds of the Obligations, and the City intends, and reasonably expects, to reimburse its General Fund for such Original Expenditures from a portion of the proceeds of the Obligations to be executed and delivered at a date occurring after the dates of such Original Expenditures.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Eden City Council as follows:

Section 1. **Official Declaration of Intent.** The City presently intends, and reasonably expects, to reimburse its General Fund for the Original Expenditures incurred and paid on or after the date occurring 60 days prior to the date of adoption of this resolution from a portion of the proceeds of the Obligations. The City reasonably expects to execute and deliver the Obligations in the Fiscal Year 2017-2018 to finance all of a portion of the costs of the Project and the maximum principal amount of Obligations expected to be executed and delivered by the City to pay for all or a portion

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of the costs of the Projects, which amount is subject to change, is expected to be \$1,100,000.

Section 2. **Compliance with Regulations.** The City adopts this Resolution as a declaration of official intent under Section 1.150-2 of the Treasury Regulation promulgated under Section 103 of the Internal Revenue Code of 1986, as amended, to evidence the City’s intent to reimburse its General Fund for the Original Expenditures from proceeds of the Obligations.

Section 3. **Itemization of Capital Expenditures.** The Director of Finance for the City, with advice from the City Attorney, is hereby authorized, directed and designated to act on behalf of the City in determining and itemizing all of the Original Expenditures incurred and paid by the City in connection with the Projects during the period commencing on the date of adoption of this Resolution and ending on the date of execution and delivery of the Obligations.

Section 4. **Effective Date.** This Resolution is effective immediately on the date of its adoption.

Adopted and Approved this 20th day of June, 2017.

Wayne Tuggle, Mayor

Attest:

Sheralene Thompson, CMC, MMC, NCCMC
City Clerk

e. Consideration and Approval of 5 Year Financing – 2017 John Deere Backhoe & 2017 John Deere Tractor and Adoption of Resolution Approving Financing Terms.

In the 2016-2017 Budget, City Council approved to purchase a new backhoe and tractor for the Collection & Distribution department and it has been set up in the budget to be financed. On May 30, 2017, bids were requested from local banks for the financing and received the following quotes:

BB&T	2.21%
Government Capital	2.559%
United Financial	2.25%

The lowest quote was from BB&T at 2.21%. This first payment will not be due until next fiscal year (2017-2018). The annual payments will be \$46,582 which was within the FY 2017-2018 budgeted amount of \$49,100. The City Council was asked to approve BB&T as the successful bid.

Resolution Approving Financing Terms

WHEREAS: The City of Eden, North Carolina (the “City”) has previously determined to undertake a project for the financing of a tractor and backhoe, (the “Project”), and the Finance Officer has now presented a proposal for the financing of such Project.

BE IT THEREFORE RESOLVED, as follows:

1. The City hereby determines to finance the Project through Branch Banking and Trust Company (“BB&T”), in accordance with the proposal dated June 6, 2017. The amount financed shall not exceed \$218,230.00, the

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annual interest rate (in the absence of default or change in tax status) shall not exceed 2.21%, and the financing term shall not exceed five (5) years.

2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the City are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution. The Financing Documents shall include a Financing Agreement and a Project Fund Agreement as BB&T may request.

3. The Finance Officer is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Finance Officer is authorized to approve changes to any Financing Documents previously signed by City officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Finance Officer shall approve, with the Finance Officer's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.

4. The City shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The City hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b)(3).

5. The City intends that the adoption of this resolution will be a declaration of the City's official intent to reimburse expenditures for the project that is to be financed from the proceeds of the BB&T financing described above. The City intends that funds that have been advanced, or that may be advanced, from the City's general fund, or any other City fund related to the project, for project costs may be reimbursed from the financing proceeds.

6. All prior actions of City officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

Approved this 20th day of June, 2017.

By: Sheralene Thompson
Title: City Clerk

By: Wayne R. Tuggle, Sr.,
Title: Mayor

SEAL

f. Approval and adoption of Budget Amendment #13.

When the City purchases vehicles with installment purchases, it is required to show the loan proceeds as revenue and the payment to the vendor as an expenditure in the financial statements. The attached amendment increases the General Fund revenue line item "loan proceeds" and also increases the Solid Waste Capital Outlay – Equipment for the purchase of a trash compactor.

	Account #	From	To	Amount
General Fund				
Revenues				

June 20, 2017

City of Eden, N.C.

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Loan Proceeds	10-3850-86000	\$	824,600.00	\$	995,200.00	\$	<u>170,600.00</u>
General Fund							
Expenditures							
Solid Waste C/O Equipment - Depr	10-4710-57000	\$	-	\$	170,600.00	\$	<u>170,600.00</u>

Appropriates loan proceeds for Solid Waste trash compactor.

Adopted and effective this 20th day of June, 2017.

Attest:
Sheralene Thompson, City
Clerk

Wayne Tuggle, Mayor

g. Approval and adoption of Budget Amendment #14.

The budget amendment allocates funds raised by the Youth Council for their 5K Charity Run and Dodgeball Tournament. This amendment increases the Youth Council expenditure line item and the proceeds will be donated to Camp Carefree and Douglass Elementary.

	Account #	From	To	Amount
General Fund				
Revenues				
Youth Council Charity Run	10-3350-00910	\$ -	\$ 1,700.00	\$ <u>1,700.00</u>
General Fund				
Expenditures				
Governing Board Youth Council	10-4110-29600	\$ 3,400.00	\$ 5,100.00	\$ <u>1,700.00</u>

Appropriates fund collected for the Youth Council Charity Run/Dodgeball Tournament.

Adopted and effective this 20th day of June, 2017.

Attest:

Sheralene Thompson, City Clerk

Wayne Tuggle, Mayor

h. Approval and adoption of Budget Amendment #15.

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The budget amendment closes out the Grogan Park Capital Project fund. The remaining balance of \$11,400 will be moved to the General Fund and reserved for future expenditures related to the Grogan Park.

	Account #	From	To	Amount
General Fund				
Revenues				
Contribution from Grogan Park Fund	10-3984-98200	\$ -	\$ 11,400.00	<u>\$ 11,400.00</u>
General Fund				
Expenditures				
Grogan Park	10-9920-70000	\$ -	\$ 11,400.00	<u>\$ 11,400.00</u>
Grogan Park Capital Project Fund				
Expenditures				
Grogan Park C/O Improvements	20-6120-52000	\$ 348,900.00	\$ 337,500.00	\$ (11,400.00)
Grogan Park Contribution to GF	20-6120-80000	\$ -	\$ 11,400.00	<u>\$ 11,400.00</u>
				<u>\$ -</u>

To close out Grogan Park Capital Project fund.

Adopted and effective this 20th day of June, 2017.

Attest:

Sheralene Thompson, City Clerk

Wayne Tuggle, Mayor

i. Approval and adoption of Budget Amendment #16.

The 2016-2017 budget includes revenue for the treatment of leachate from Duke Energy which was anticipated to begin in fiscal year 2016-2017. However, this has been delayed and this treatment has not yet begun causing our Water and Sewer fund to have a shortfall of approximately \$1,200,000. The attached budget amendment moves \$1,200,000 from the Water and Sewer fund balance to cover the anticipated shortfall. However, any of this fund balance that is not needed at year end will go back into the Water and Sewer fund balance.

	Account #	From	To	Amount
Water & Sewer Fund				
Revenues				

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W/S Fund Balance Appropriated	30-3991-99100	\$ 2,559,600.00	\$3,759,600.00	<u>\$ 1,200,000.00</u>
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Water & Sewer Fund

Expenditures

W/S Contingency	30-9990-99100	\$ 500,000.00	\$1,700,000.00	<u>\$ 1,200,000.00</u>
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To allocate Water & Sewer fund balance to the contingency line item for year-end.

Adopted and effective this 20th day of June, 2017.

Attest:

Sheralene Thompson, City Clerk

Wayne Tuggle, Mayor

j. Approval and adoption of Budget Amendment #17.

The budget amendment appropriates the Occupancy Tax Fund Balance for additional advertising expenses and grants approved by the tourism board that were not originally budgeted.

	Account #	From	To	Amount
General Fund				
Revenues				
Fund Bal Approp - Occupancy Tax	10-3991-99400	\$ -	\$ 7,000.00	<u>\$ 7,000.00</u>
General Fund				
Expenditures				
Occupancy Tax Expenditures	10-4135-83000	\$ 35,000.00	\$ 42,000.00	<u>\$ 7,000.00</u>

Appropriate Occupancy Tax fund balance for additional advertising expenses and grant approvals by Tourism Board.

Adopted and effective this 20th day of June, 2017.

Attest:

Sheralene Thompson, City Clerk

Wayne Tuggle, Mayor

k. Approval and adoption of Budget Amendment #18.

The budget amendment allocates proceeds from a Governor’s Crime Commission grant. The grant is for the purchase of an interview recording system for the police department. This amendment increases the Police Grant and Police C/O Equipment - Depreciable line items.

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	Account #	From	To	Amount
General Fund				
Revenues				
Police Grant - Governor's Crime Comm	10-3431-72000	\$ -	\$ 8,700.00	<u>\$ 8,700.00</u>
General Fund				
Expenditures				
Police C/O Equipment - Depreciable	10-4310-57000	\$ 37,600.00	\$ 46,300.00	<u>\$ 8,700.00</u>

Appropriates NC Governor's Crime Commission grant funds for the purchase of Interview Recording System.

Adopted and effective this 20th day of June, 2017.

Attest:

Sheralene Thompson, City Clerk

Wayne Tuggle, Mayor

1. Approval and adoption of Budget Amendment #19.

When the City purchases vehicles with installment purchases, it is required to show the loan proceeds as revenue and the payment to the vendor as an expenditure in the financial statements. The amendment increases the Water & Sewer revenue line item “loan proceeds” and also increases the W/S Maintenance Capital Outlay – Equipment for the purchase of a tractor and backhoe.

	Account #	From	To	Amount
Water & Sewer Fund				
Revenues				
Loan Proceeds	30-3850-86000	\$ -	\$ 212,300.00	<u>\$ 212,300.00</u>
Water & Sewer Fund				
Expenditures				
W/S Maint C/O Equipment - Deprec	30-7125-57000	\$ 62,000.00	\$ 274,300.00	<u>\$ 212,300.00</u>

Appropriates loan proceeds for C & D backhoe and tractor.

Adopted and effective this 20th day of June, 2017.

Attest:

Sheralene Thompson, City Clerk

Wayne Tuggle, Mayor

Minutes of the regular June 20, 2017 meeting of the City Council, City of Eden:

- m. Consideration and Approval of Pyrotechnics Permit for July 4th Fireworks Display.
- n. Approval and Adoption of a Resolution for Exchange of Property with the Rockingham County Board of education.

The City Fire Department is in possession of a 50 foot ladder truck that is no longer in service or in use. The Rockingham County High School Fire Academy has expressed a desire to have this truck for their education and training purposes. This fire academy is a tool to train and encourage interest and experience in young people for possible future fire fighters.

The Rockingham County School System owns a lot behind Station 4 that the City Fire Department could use for training purposes. The lot could be used for training that could potentially increase the City’s ISO rating.

The North Carolina statutes allow the City and the School System to exchange property if they deem it in their best interests. The School System Administration has agreed to recommend this exchange to their Board. Because of legal requirements for the School System, they must first offer this property to the County Board of Commissioners at fair market value before proceeding to the exchange with the City. The City would only proceed with exchange of the fire truck with the School System if they approved it as well.

Staff is recommending that the Council also approve this exchange with the attached Resolution.

RESOLUTION APPROVING EXCHANGE OF PROPERTY TO ANOTHER UNIT OF GOVERNMENT

WHEREAS, the City of Eden owns a 1987 Gruman 50’ ladder truck that is no longer in service or in use by the City of Eden; and

WHEREAS, the Rockingham County Board of Education owns a vacant 2 acre lot located behind Eden Fire station #4, tax identification number 708013223679, tax parcel 109183; and

WHEREAS, the City of Eden Fire Department desires a 2 acre lot for training purposes and the Rockingham County Board of Education has need of a ladder truck for the Rockingham County High School Fire Academy for training purposes; and

WHEREAS, NCGS 160A -274 authorizes a government unit in this state to exchange with, lease to, lease from, sell to, or purchase from any other governmental unit any interest in real or personal property upon such terms and conditions as the governmental unit deems wise; and the City of Eden and Rockingham County Board of Education are governmental entities for those purposes set forth in the North Carolina General Statutes 160A-274; and

WHEREAS, the City of Eden and the Rockingham County Board of Education have determined that it is in the best interest of each entity to exchange the fire truck for the vacant 2 acre lot as hereinafter provided.

NOW, THEREFORE, BE IT RESOLVED, by the City Council for the City of Eden, that:

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1. The 1987 Gruman 50' ladder truck, currently not in use, shall be exchanged for the 2 acre lot owned by the Rockingham County Board of Education with tax identification number 708013223679, tax parcel 109183, for the benefit and mutual use of both entities.
2. The City Manager is authorized to execute any and all documents necessary to complete the exchange of the property once the Rockingham County School Board has approved the exchange and executed the deed for real property.

APPROVED, ADOPTED AND EFFECTIVE this 20th day of June, 2017.

CITY OF EDEN

By: Wayne R. Tuggle, Sr., Mayor

ATTEST:

Sheralene Thompson, City Clerk

o. Consideration and Approval of Contract with Brady Trane Services.

Council has previously approved and appropriated funds for the repair of the heating and cooling system in the City Hall facility. Ray Thomas, Facilities and Grounds Superintendent, has inspected the current system and reviewed options for repair. His recommendation is to purchase VAV control boxes from Brady Trane Services, Inc. for the upstairs of City Hall. Currently, the boiler/chiller that operates the heating and cooling in entire facility is communicating with Brady Trane controls in the basement. In order to standardize the entire heating and cooling equipment in the City Hall facility and make the boiler/chiller compatible with the equipment in the entire facility, Brady Trane VAV controls should be utilized in the upstairs of the facility. Having different controls communicating with the same boiler/chiller would create serious maintenance and control issues. Based upon the foregoing, compatibility and standardization is the overriding consideration in this purchase. N.C.G.S. § 143-129(e)(6) grants an exemption to the competitive bidding process for purchases when the purpose of “standardization or compatibility is the overriding consideration.”

In addition, Brady Trane is an approved vendor for US Communities Government Purchasing Alliance, a cooperative purchasing group. The North Carolina General Statutes allow cities to make purchases without following the state competitive bidding requirements when it utilizes a group purchasing program. Staff has verified in accordance with N.C.G.G.§143-129 (e)(3) that US Communities is a valid cooperative purchasing group utilizing competitive purchasing methods and that they are used by 2 or more public agencies. Staff has also verified that this contract/product, was awarded in a competitive fashion by US Communities as well.

Pursuant to N.C.G.G.§143-129 (e), Staff is asking you to approve the attached contract to Brady Trane for the purchase and installation of the VAV control boxes in the amount of \$292,500 for the City Hall facility. Please contact me if you should have any questions or concerns.

June 20, 2017

City of Eden, N.C.

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A motion was made by unanimous consent to approve the consent agenda.

ADJOURNMENT:

A motion was made by unanimous consent to adjourn.

Respectfully submitted,

Sheralene S. Thompson,
CMC, MMC, NCCMC
City Clerk

ATTEST:

Wayne R. Tuggle, Sr., Mayor