

CITY OF EDEN, N.C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, May 21, 2019 at 6 p.m. in the Council Chambers, 308 E. Stadium Drive. Those present for the meeting were as follows:

Mayor:	Neville Hall
Council Members:	Bernie Moore
	Jim Burnette
	Angela Hampton
	Darryl Carter
	Jerry Ellis
	Jerry Epps
	Sylvia Grogan
City Manager:	Brad Corcoran
City Clerk:	Deanna Hunt
City Attorney:	Erin Gilley
News Media:	Roy Sawyers, Rockingham Update
	Mike Moore, Mike Moore Media

MEETING CONVENED:

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

INVOCATION:

Pastor Daryl Law of Eden Baptist Church gave the invocation followed by the Pledge of Allegiance led by Boy Scout Troop 567 with Scoutmasters Tommy Flemming and Ed Wilson, and Girl Scout Troop 567 with Scoutmaster Laurie Wilson.

PROCLAMATIONS & PRESENTATIONS:

a. Richard and Dale Hallett

Mayor Hall called Richard and Dale Hallett forward to stand with him as he read the Proclamation. He noted the couple was moving to Painted Post, N.Y., and would be missed in Eden.

PROCLAMATION – RICHARD AND DALE HALLETT

WHEREAS, in 2009, a year after moving to Eden, New York natives Richard and Dale Hallett started volunteering with and eventually led Christian Cooperative Ministries, a local group which now serves around 200 families each month; and

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WHEREAS, under their leadership, CCM has grown from a food pantry with near-empty shelves to an organization with many additional programs, including the Sneaker Purchase Program for back-to-school youth, a Flu Immunization Clinic for uninsured residents, and Boys & Girls Club memberships for indigent children; and

WHEREAS, not only have the Halletts served as leaders of CCM, they have for years performed some of its most important duties, including picking up grocery store donations, purchasing food each week for the pantry, and manning the phone to assist the needy with utility bills; and

WHEREAS, though moving to North Carolina to retire, the Halletts instead embarked on a new career of invaluable volunteer service, looking to ease the comfort of their neighbors in need instead of settling into a life of quiet retreat for themselves.

NOW, THEREFORE, I, Neville Hall, Mayor of Eden, do hereby proclaim the City's appreciation for Richard and Dale Hallett for their devotion and care of Eden's citizens in need, and for putting community first.

This the 21<sup>st</sup> day of May, 2019.

By: Neville Hall, Mayor

Attest: Deanna Hunt, City Clerk

b. Proclamation: Public Works Week

Mayor Hall called Municipal Services Director Paul Dishmon forward to stand with him as he read the Proclamation.

PROCLAMATION – PUBLIC WORKS WEEK

WHEREAS, public works infrastructure, facilities and services are of critical importance to the health, safety, economy and overall well-being of our community; and,

WHEREAS, such facilities and services could not be provided without the dedicated efforts of public works professionals, engineers, and administrators, representing all levels of government, who are responsible for and must plan, design, construct, inspect, operate and maintain the public works facilities essential to serve our citizens; and,

WHEREAS, the efficiency of the qualified and dedicated personnel who staff public works functions is materially influenced by the people's attitude and understanding of the importance of the work they perform; and,

WHEREAS, it is in the public interest for our citizens, civic leaders and children to learn and understand the importance of vital public works programs such as drinking water, sanitary and storm sewers, streets and highways, public fleets, and solid waste collection and disposal; and,

WHEREAS, the theme for this year's celebration is "The Power of Public Works", and 2019 marks the 60th annual national Public Works Week sponsored by the American Public Works Association.

NOW, THEREFORE, I, Neville Hall, Mayor of the City of Eden, do hereby proclaim the week of May 20 – 26, 2019 as Public Works Week in the City of Eden, North Carolina, and I call upon all citizens and civic leaders in this community to gain knowledge of, and maintain a progressive interest in the public works needs and programs vital to our everyday lives and to recognize the daily contributions which public works officials make to ensure our health, safety, comfort, and quality of life.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Seal of the City of Eden, North Carolina on this, the 21st day of May 2019.

By: Neville Hall, Mayor

Attest: Deanna Hunt, City Clerk

c. Presentation: Certificate of Appreciation for Neighborhood Beautification Group

Mayor Hall was joined at the podium by Council Member Ellis and Dorsey Reid as he read the Certificate.

Ms. Reid said it was an honor and blessing to stand before them. She had been a resident for more than 30 years. The group was determined to clean the neighborhood because so many of the residents were sick or elderly. She hoped to keep the area clean. She would like to see sidewalks in the neighborhood so the residents could walk and be healthy.

CERTIFICATE OF APPRECIATION FOR NEIGHBORHOOD BEAUTIFICATION GROUP

WHEREAS, on April 27th, volunteers spent their day beautifying the neighborhood of Carpenter Road and Knott, Gracie and Charlie Streets.

WHEREAS, this is the ninth year Dorsey Reid has led this event that instills pride and community spirit among the residents.

WHEREAS, Henry Dillard, Lonnie Dillard, Allen Graves, Donald Lee Hairston, Donnie Hairston, Larry Hairston, Melvin Hairston, Pete Hampton, Charles Hicks, Jermaine Jackson and Ms. Reid picked up trash, raked leaves, collected broken limbs, cleaned ditches and anything else they noticed that needed attention.

WHEREAS, after their project was done, they shared a donated meal prepared by Thelma Foster, Cordelia Mills and Elwina Hairston with the residents of the streets they had worked on.

WHEREAS, with no idea of ever being recognized for their efforts, these volunteers selflessly acted to better our beautiful Eden community. We hope their actions inspire others to do the same.

NOW, THEREFORE, by the authority vested in me as Mayor of the City of Eden, the Eden City Council bestows upon this Neighborhood Beautification Group this Certificate of Appreciation.

This the 21st day of May, 2019.  
By: Neville Hall, Mayor  
Attest: Deanna Hunt, City Clerk

d. Presentation: SHARP Award Certificates

Mayor Hall called Water Filtration Plant Superintendent Dena Reid, Wastewater Treatment Plant Superintendent Melinda Ward and Public Utilities Director Terry Shelton forward.

Mayor Hall said the Water Filtration Plant and the Wastewater Treatment Plant Divisions of the Public Utilities Department received the Safety & Health Achievement Recognition Program (SHARP) Award from the Occupational Safety and Health Administration (OSHA) for the third consecutive time. The SHARP Award recognized employers who operated an exemplary safety and health management system. Acceptance into SHARP by OSHA was an achievement of status that would single one out among their business peers as a model for worksite safety and health and would reap rewards for the business. Upon receiving SHARP recognition, a worksite would be exempt from programmed inspections during the period that the SHARP certification was valid. The awards covered three-year periods and they were previously received for 2012-2015 and 2016-2019.

Receipt of award acknowledged the strong determination put forth by the employees and supervision to make a safe and healthy work environment at the Water Filtration and the Wastewater Treatment plants. Efforts to maintain and keep the SHARP Award helped to promote an attitude of working safely and looking for hazards that could result in injury to employees. That mindset helped protect our workers and resulted in cost savings for the City of Eden through accident prevention. He commended the personnel of Water Filtration and Wastewater Treatment plants on the prestigious accomplishment.

e. Presentation: Eden Youth Council's Kickball Tournament

Mayor Hall called on Youth Council Advisor and Council Member Burnette to come forward for the presentation.

Council Member Burnette said several years prior, the Eden Youth Council started a Kickball Tournament involving local elementary school students in third through fifth grades. A suggestion had been made the year before to include other schools in the County. Seven schools participated in the 2019 tournament. The Youth Council set out with several goals for the tournament: to development skills and responsibilities, to highlight Freedom Park by using the three fields, and to involve the Eden Police Department so that they interacted with the students in a positive way. The tournament was a success. Participating schools were Central, Community Baptist, Douglass, Huntsville, Leaksville-Spray, Monroeton and Williamsburg. The involvement between the students, Youth Council, parents, school administrators and teachers, Eden Parks & Recreation personnel and Eden Police personnel was one of the best things from the tournament.

Council Member Burnette said the Parks & Recreation personnel provided and cleaned up the facilities and were the scorekeepers and announcers. He recognized Director Johnny Farmer, Mill Avenue Center Director Kathy 'Tank' Overby, Bridge Street Center Assistant Director Patricia Scales, Mill Avenue Center Assistant Director George Gill, Bridge Street Center Director Jeff Moore, Athletic Director Terry Vernon, Administrative Assistant Georgette Spence, and part-time employees Clarence Terry, James Rorrer and Peggy Rorrer.

He said the Police Department served as umpires and played as well. Participating were Chief Greg Light, Assistant Chief Clint Simpson, Capt. John Edwards, Administrative Assistant Mary Bennett, Sgt. Jim Robertson, Officer Jay Parker, Sgt. David Stepps, Officer Lance Hash, Lt. Chuck Gallaher, Sgt. Jason Mayes, Officer Kyre Keen, Officer Elizabeth Tilley, Records Clerk Angie Thomas, Lt. David Lamberth, Det. Yvira Baez, Det. Tyson Scales, Det. Eric Worley, Det. Bill Wade and Reserve Officer Ben Curtis.

He recognized Youth Council Advisors City Attorney Erin Gilley and Administrative Assistant Jennifer Woods. The Youth Council participants were Grey Martin, Mason Barham, Grace Blalock, Megan Blankenship, Felix Calderon, Cody Dunn, William Flynt, Michael Hall, Nicole Hernandez, Chris Hopper, Kylie Huffman, Ben Jones, Jadan Martin, Ainsley Pyrtle, Matthew Shockley, Harrison Smith, Blair Tuggle, Will Twilla and Larson White.

Council Member Burnette called the winners, Community Baptist, forward. Participants were Colin Bray, Tyler Castle, Olivia DeFalco, Janice Fleming, Jesse Fulton, Reneah Hargrove, Skylar Jackson, Rachel Jacobs, Fiona Lynn, Kaley Mitchum, Aubrey Murray, Maggie Pruitt, Jay

Ramey, Makayla White, Ethan Wilcher, and Trooper Wright. They were coached by Ben Jones and Chris Hopper. The athletic director was Collin Paschal and the school administrator was Gene Carwile. They were presented with the winning game brackets, a check and a trophy.

Mayor Hall said he had been able to attend both days and the tournament was well organized. He congratulated Community Baptist.

Council Member Grogan said at the All America gathering, the Eden group heard a presentation by a Youth Council. When the group returned to Eden, Council Member Burnette took on the task of creating a Youth Council in Eden. He deserved a lot of credit for the Youth Council.

f. Presentation: Economic Development

Mayor Hall called on Economic Development Director Mike Dougherty.

The following is the text of the PowerPoint presentation shown and discussed by Mr. Dougherty:

Eden Economic and Tourism Development and other things:

Eden and Rockingham County

**4.6%** Rockingham County unemployment rate: (thru March of 2019)

- 5% is considered full employment

**832** available jobs as of May 14, 2019

Large employers hiring:

Gildan
UNC Healthcare
Rockingham County Schools
Weil-McLain
KDH Defense systems
Innofa
Pella Corporation

Eden Commercial Businesses

Commercial businesses hiring:

Havoline Express Lub	Sheetz
Elizabeth's Pizza	Wal-Mart
Food Lion	CVS
Wendy's	Biscuitville
Brookdale Senior Living	Bayada Nurses
Home Trust Bank	Sava Senior Care
Dollar Tree	Advance Auto Parts

Eden Industry

80% of new jobs come from existing industry expansions

- 4 Eden industries considering expansions in 2019-20
- New industry Recruitment
- 2 active project with the City and/or City-County

- Working with 770 Ventures to find a food or beverage company to locate in the former MillerCoors brewery.
- Duke Energy Site Readiness process taking place now.
  - Exhaustive accounting of a site's strength's and areas that need attention to make it more marketable.
  - Late May meeting with all partners

#### UNC Rockingham Health Care

#1 employer in Eden with 714 jobs

Leapfrog Grade A for patient safety for the 3<sup>rd</sup> straight year

#### SGRTex Facility

Outstanding CDBG funds recouped by the City of Eden and en route to the NC Department of Commerce to satisfy grant terms.

Property is now eligible for future building reuse grants

Final decision by prospective buyer this week

70-80 new jobs.

#### Southern Virginia Mega Site at Berry Hill

Monthly Inquiries

Average investment in the billions

2,000 employees on average

- 600 for Eden and NC based on 30% projection of NC workers employed at the park.

Water line winning bid came in \$1.8 million under projections because of lower than expected pipe costs

- 50%+ of costs covered by grants
- Work proceeds within weeks

Addressed VDOT representatives in Lynchburg, VA to thank them for the \$31 million allocated to the connector road

Goal is to expedite this road development to improve access to the Danville Expressway

#### Highway Improvements

Extension of I-73 from Hicone Road in Guilford County to exit 153 (Eden, Reidsville, Yanceyville) planned for 2027 completion

Visit to Senator Phil Berger's Transportation Representative and Senator Berger to seek an expedited extension of the interstate

This helps in Mega Park marketing because Hwy 29 connects to I-73

- Reduces transportation concerns of companies being recruited to the site.

#### Industrial Development

"Pella Corporation came to Reidsville primarily because it had a building to offer. Without buildings, no projects will come" (100,000 SF stand alone building with 20' ceiling height) - Leigh Cockram, Rockingham County Director of Economic Development

“No product; no project”—Jay Garner of Garner Economics of Atlanta, GA  
No class “A” buildings remain in Eden or Rockingham County  
Loparex and Innofa resulted from shell building process in 1990’s and early 2000’s.  
Working on ways to finance a shell building in Eden Industrial Park

#### Federal Opportunity Zones

Investors with unrealized capital gains can reduce or eliminate their tax liability  
Investing in specified census tracts for 10 years eliminates capital gains taxes  
Opportunity fund must be established to create investment capital  
Working with a Charlotte, NC company to obtain funds for the shell building.  
Most Eden industry and sites are located in this census tract

- Creates potential for additional investment

#### Lidl Supermarket

Started acquiring property in the U.S. Market in 2015  
10,000+ stores in Europe—Aldi is a major competitor

- Aldi has been in the U.S. market for more than 40 years
- Stores excel in both large and small markets

Eden store construction began in 2017--- stopped in 2018  
Lidl officials stated they needed to analyze consumer “feedback.”  
City worked with them on alternative interior design plans  
May 17, 2019: Director of Communications announced Eden store will not open

- Press release stated that they had to place stores where it was most “convenient” for customers

#### Eden Market

4 grocery stores operate successfully in city in addition to 5 “dollar” stores that sell groceries

- Three remodeled extensively in response to Lidl coming

ESRI data for 2018 (Environmental Services Research Institute)

<b>Demand</b>	<b>Supply</b>	<b>Surplus</b> (3-mile radius from city hall)
\$25,904,728	\$50,492,267	\$25,214,032

Eden draws almost double its grocery store retail sales demand.  
Eden is quite “convenient” for local consumers and those in Wentworth, Stoneville, Ridgeway, etc.  
25 Lidl store openings announced in May 17, 2019 press release  
All are in densely populated areas of the northeastern U.S. or large communities  
Two stores will close: Rockingham (9,080 pop.) and Kinston (20,923 pop.) NC  
Indicates that their stores have not performed well in smaller markets  
City will work with their Real Estate Department to lease or sell the building—good location and nice building

#### RCC ¼ Cent Sales Tax Initiative

“Workforce is the new currency” – Triad Business Journal  
Will house advanced manufacturing programs including:

- Machining

- Electrical Systems
- Industrial Systems
- Corporate and community meeting space
- Working with ADW Architects from Charlotte
  - Spring 2022 projected completion date
  - Site currently being studied
  - Primary investment of quarter cent sales tax revenue
  - Anticipate \$12 to \$15 million project

#### RCC Workforce Development Center

Working with Economic Development Administration to obtain grant funds to assist with up fit or equipping the Center.

\$2 million was given to three NC community colleges during last year.

Seeking corporate assistance

#### RCC Sign and Publicity Campaign

RCC will create a presentation on current status of the workforce development center

Same civic and professional groups will be contacted during the next few weeks to be updated on project status

Working with industry and regional partners on what complimentary programs to offer in the Center

#### Rockingham Promise

Collaboration between Rockingham County Schools and Rockingham Community College

- Increase access to college courses
- Create opportunities for students to pursue certificate programs at RCC
- Enable students to obtain higher education and other skills to prepare for career and college opportunities
- \$1,077,271 grant from Reidsville Area Foundation
- Comprehensive program of career coaching, dual enrollment courses taught by RCC on high school campuses and 240 tuition-free scholarships to RCC for local students
- Morehead High School: Health Science Academy
  - Human anatomy, physiology and introduction to chemistry courses to be taught.

#### Historic Downtown Eden

622 Washington Street - Meadery and Tapis Bar

Retail spaces and restaurant in the former Ralph Barrow building – retail spaces in the back and restaurant in the front

Former Piedmont Rental – property sold and offices coming soon

Sale pending at 640 Washington Street

New business coming in July at the former Macy Js

Event center under construction

618 Washington Street



#### Downtown Draper

Randy is working with former Pharmacyland property owner on new tenants  
Goal of establishing key businesses in downtown to provide catalyst for growth.  
Support for Draper Racer's Reunion

#### Things to do

Splash Pad  
Miniature Golf, which was an idea of Council Member Hampton's

#### Special Events

Spring Grown and Gathered  
Oink and Ale rescheduled for June 22  
Piedmont Pottery Festival on June 1

#### Hispanic Heritage Day

250 students attended

#### Pre-Prom Photos at the community's Grogan Park

#### Our State Magazine

Filming in Eden Thursday

- 8:00am Matrimony Creek Nature Trail
- 9:45am Washington Street
- 1:00pm Grogan Park
- 7:30pm Grown and Gathered

#### Argus Camera Group

Last weekend. This group had been in Eden 12 years when they originally planned on six. One of the members came from Washington State.

#### The Best of Eden

Dana Weston  
Mel Hall

A video from a conference UNC Rockingham Health Care President and CEO Dana Weston spoke at was played. Ms. Weston talked about living in Eden.

Mr. Dougherty wanted to point out that sometimes the City was portrayed negatively on social media, but the good things should be taken into consideration.

#### RECESS

Mayor Hall called a brief recess at 6:45 p.m.

#### RETURN TO MEETING

Mayor Hall called the meeting back to order at 6:50 p.m.

SET MEETING AGENDA:

Mayor Hall said item 12c would be moved to item 10h and item 14a would be removed.

A motion was made by Council Member Epps to set the meeting agenda. Council Member Ellis seconded the motion. All members voted in favor of the motion. The motion carried.

PUBLIC HEARINGS:

- a. Consideration and adoption of the FY 2019-2020 Budget Ordinance.

Mayor Hall declared the public hearing open and called on City Manager Brad Corcoran.

Mr. Corcoran explained the combined budgets for FY 2019-20 equaled \$32,816,800. That was a decrease of \$515,400 or approximately 1.54 percent when compared to the current combined budgets of \$33,332,200. The budget work session was held in April. A copy of the budget document had been on display at City Hall since that time. The Council had a copy of the budget ordinance and the public hearing had been advertised as required by law.

Council Member Burnette said Mr. Corcoran had done an excellent job on the previous month's presentation. Mr. Corcoran had answered the questions they had.

As there was no further discussion, Mayor Hall declared the public hearing closed.

A motion was made by Council Member Epps to adopt the FY 2019-20 Budget Ordinance. Council Member Grogan seconded the motion. All members voted in favor of the motion. The motion carried.

CITY OF EDEN, NORTH CAROLINA 2019-2020 BUDGET ORDINANCE

BE IT ORDAINED by the City Council of the City of Eden, North Carolina in regular session assembled:

Section 1: The following amounts are hereby appropriated for the operation of the City of Eden government and its activities for the fiscal year beginning July 1, 2019, and ending June 30, 2020, according to the following summary and schedules.

Summary (Funds)	Estimated Revenues	Total Budget Appropriation
General	\$17,122,800	\$17,122,800
Self Insured Insurance	\$3,090,500	\$3,090,500
Water and Sewer	\$12,573,900	\$12,573,900
Runabout Travel	\$20,000	\$20,000
Municipal Service Tax District	\$9,600	\$9,600
(Less inter-fund transfers)	<u>\$2,865,300</u>	<u>\$2,865,300</u>
(Less Appropriated Fund Balances)	<u>\$2,000,000</u>	<u>\$2,000,000</u>
(Less Grants/Principal Forgiveness Loans)	<u>\$1,068,000</u>	<u>\$1,068,000</u>
(Less Loans)	<u>\$1,788,200</u>	<u>\$1,788,200</u>

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(Less Pass Thru Funds – Ex. Runabout Travel)	<u>\$583,200</u>	<u>\$583,200</u>
<b>TOTAL</b>	<b><u>\$24,512,100</u></b>	<b><u>\$24,512,100</u></b>

Section 2: That for said fiscal year there is hereby appropriated out of the General Fund the following:

<u>Code</u>	<u>Department</u>	<u>Appropriation</u>
10-4110	City Council	\$47,800
10-4120	Administrative & Legal Services	\$219,500
10-4130	Finance/Human Resources	\$298,500
10-4135	Economic & Tourism Development	\$407,600
10-4145	Information Technology	\$341,800
10-4190	Facilities & Grounds	\$791,600
10-4310	Police	\$4,952,800
10-4340	Fire	\$2,176,800
10-4350	Engineering	\$31,100
10-4510	Streets	\$1,625,900
10-4515	Powell Bill	\$557,600
10-4710	Solid Waste	\$2,426,700
10-4910	Planning & Code Enforcement	\$511,800
10-6120	Recreation/Facility Maintenance	\$1,087,200
10-6920	Fleet Maintenance	\$346,000
10-9100	Special Appropriations	\$800,100
10-9990	Contingency	<u>\$500,000</u>
<b>TOTAL</b>		<b><u>\$17,122,800</u></b>

Section 3: It is estimated that the following General Fund Revenues will be available during the fiscal year beginning July 1, 2019, to meet the foregoing General Appropriations:

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3189-11092	Ad Valorem: Prior Years – Rock Co.	\$88,400
3189-18000	Interest on Delinquent	\$17,200
3190-11000	Ad Valorem: Current Year	\$5,444,600
3190-12093	DMV-Vehicle Tax – Current Year	\$597,200
3190-12093	DMV-Vehicle Tax – Prior Year	\$1,300
3190-12094	Short Term Rental Vehicle Tax	\$18,000
3190-12095	Municipal Vehicle Tax	\$162,200
3190-15000	Dog License	\$1,000
3190-18000	Interest on Current Taxes	\$15,500
3190-18100	Interest on Current Taxes – DMV	\$4,800
3190-19097	Payment in Lieu of Annexation	\$313,300
3190-19098	DMV Collection Fees	(\$24,600)
3190-19100	Occupancy Tax	<u>\$77,800</u>
<b>Tax Revenue Total</b>		<b><u>\$6,716,700</u></b>

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3270-11000	Privilege License	\$800
3270-12000	Franchise Fees/State	\$117,200
3343-41000	Building Permits	\$36,700
3343-41100	Plumbing Permits	\$6,700
3343-41300	Mechanical Permits	\$16,000
3343-41400	Sign Permits	\$400
3343-41500	Electrical Permits	\$15,500

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3434-48000	Fire Department Permits	\$1,500
3491-41100	Planning Zoning Permits	<u>\$900</u>
Licenses & Permits Total		<u>\$195,700</u>

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3350-00200	Donations & Fees – Pottery Festival	\$4,500
3350-02100	Riverfest	\$39,000
3350-02200	Oink & Ale Festival	\$9,500
3350-02300	Shaggin’ on Fieldcrest	\$10,000
3350-02400	Touch-A-Truck	\$1,000
3350-02500	Grown & Gathered	\$10,000
3412-43000	Vending Machine Proceeds	\$7,000
3431-41800	Police Controlled Sub State Excise Tax	\$1,000
3434-49000	Fire on Behalf Payments	\$18,700
3434-50000	Fire Dept Rental – Draper Rural	\$1,200
3612-48000	Freedom Park Concessions	\$24,000
3612-48100	Bridge Street Center Concessions	\$1,200
3612-48200	East Eden Center Concessions	\$1,000
3612-48300	East Eden Pool Concessions	\$5,800
3612-48500	Splash Pad Concessions	\$10,000
3612-48600	Splash Pad Admissions	\$35,000
3612-86000	Pool Admissions	\$15,500
3612-86100	Building Use	\$15,000
3612-86200	Field Use & Lights	\$9,700
3831-49000	Interest: Checking	\$15,600
3831-49500	Interest: NC Cash Mgt. Trust	\$135,800
3831-49700	Interest: Powell Bill Funds	\$4,600
3831-49900	Eden PD/Forfeiture Interest	\$200
3836-82000	Sale of Fixed Assets	\$50,000
3839-89000	Miscellaneous Revenue	\$4,000
3850-85000	Insurance Proceeds	\$8,000
3850-86000	Loan Proceeds	\$1,468,200
3991-99300	Fund Balance Appropriated	<u>\$500,000</u>

Use of Money & Property Total \$2,405,500

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3231-31000	Local Option Sales Taxes	\$1,157,400
3232-31000	½ Cent Sales Taxes	\$882,200
3233-31000	½ Cent Sales Taxes	\$557,500
3234-31000	½ Cent Sales Taxes	\$267,000
3234-31001	State Hold Harmless Payment	\$974,400
3234-31002	Solid Waste Disposal Tax Distribution	\$10,500
3322-31000	Wine & Beer Taxes	\$68,300
3324-31000	Utilities Franchise Taxes	\$972,600
3325-33000	Powell Bill: State Street Aid	\$462,900
3335-32000	County Grants: Fire Department	\$2,400
3336-33000	County Grants: School Resource Officer	\$161,500
3350-00920	RCATS Transportation Grant	\$64,900
3431-73000	Project Safe Rockingham County	\$20,500
3431-81000	Police Grant – COPS	\$83,100
3612-48400	Recreation Grant-Sr. Center	\$3,600
3837-89000	ABC Revenues	\$109,900
3837-89100	ABC Revenues: Law Enforcement	<u>\$3,000</u>

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Other Agencies Revenues Total \$5,801,700

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3350-00100	Historic Preservation Book Sales	\$500
3412-41000	Other Administrative Revenues	\$3,500
3431-41000	Police Revenue: Dog Fines	\$2,000
3431-41100	Police Security Charges	\$40,000
3431-41200	Police Security Fringe Benefit Charges	\$8,400
3431-41300	Court Costs	\$3,200
3431-41400	Parking Violations	\$300
3431-41500	Police Fingerprinting Supplies	\$700
3431-41600	Police Department: Sale of Materials	\$100
3431-41700	Police Revenue	\$1,500
3431-84000	Police Department Restitution	\$2,400
3434-41000	Outside Fire Protection Charges	\$1,600
3451-41100	Street Dept. Revenue: Driveways	\$3,700
3451-81000	Street Mowing	\$9,000
3491-40000	Planning Dept. Nuisance Fees	\$26,000
3491-41000	Planning Department Applications	\$700
3491-41600	Planning: Code Compliance Ins.	\$300
3491-81000	Planning Department Sale of Materials	\$200
3612-41000	County User's Fees	\$1,500
3612-41100	League Entrance Fees	\$5,000
3612-41200	Recreation Dept. Revenue: Lesson	\$600
3612-41300	Dixie Youth Tournament	\$20,000
3612-86400	Recreation Dept. Miscellaneous	\$17,000
3612-87000	Fuel Purchases – County Agencies	\$6,000
3839-49900	Cash Discounts Earned	<u>\$100</u>

Charges for Current Services \$154,300

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3471-41100	Residential Fees – Solid Waste	\$1,366,200
3471-41101	Commercial Fees – Solid Waste	\$467,700
3471-81100	Recycling Income – Solid Waste	\$2,000
3471-81200	Sale of Compost/Mulch–Solid Waste	\$8,300
3471-81400	Demolition – Abatement	\$2,200
3714-52000	Dumpster Late Fee	<u>\$2,500</u>

Total Solid Waste Revenue \$1,848,900

General Fund Revenue Total \$17,122,800

Section 4: That for said fiscal year there is hereby appropriated out of the Self Insured Insurance Fund the following:

<u>Code</u>	<u>Department</u>	<u>Appropriation</u>
4145-18300	Group Insurance Fixed Cost	\$588,600
4145-30000	Claims	<u>\$2,501,900</u>

Self Insured Insurance Fund Total \$3,090,500

Section 5: It is estimated that the following Self Insured Insurance Fund Revenues will be available during the fiscal year beginning July 1, 2019 and ending June 30, 2020, to meet the foregoing Self Insured Insurance Fund Appropriations:

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3351-01000	Charges to other Funds/GF	\$2,311,600
3351-03000	Charges to Other Funds/W/S	\$761,900
3831-49000	Interest – Checking	\$900
3839-83000	Refunds	<u>\$16,100</u>
Self Insured Insurance Fund Total		<u>\$3,090,500</u>

Sections 4 and 5 of this Budget Ordinance hereby authorize City payment of individual premiums in excess of that set forth in City Code § 10-6.3 for said fiscal year only. This authorization in no way creates any benefit or right in property whatsoever of any individual employee or retiree to City payment of premiums for any future year above that prescribed in City Code § 10-6.3.

Section 6: That for said fiscal year there is hereby appropriated out of the Water & Sewer Fund the Following:

<u>Code</u>	<u>Department</u>	<u>Appropriation</u>
7100	Administrative, Inspection & Legal Services	\$645,100
7110	Water Resources	\$557,100
7115	Billing & Collections	\$522,000
7120	Water Filtration	\$1,374,200
7125	Collection & Distribution	\$2,465,600
7130	Water Reclamation	\$1,229,800
8120	Water Construction	\$428,000
8130	Sewer Construction	\$975,000
9920	Special Appropriations	\$3,877,100
9990	Contingency	<u>\$500,000</u>
Water & Sewer Fund Total		<u>\$12,573,900</u>

Section 7: It is estimated that the following Water & Sewer Fund Revenues will be during the fiscal year beginning July 1, 2019 and ending June 30, 2020 to meet the foregoing Water & Sewer Fund Appropriations:

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3362-51200	Sale of Water	\$4,528,600
3362-53000	Leak Adjustments/Water	(\$63,700)
3363-51300	Sewer Service Charges	\$4,890,400
3363-53000	Leak Adjustments/Sewer	(\$89,900)
3363-53900	One-Time Pool Adj.	(\$1,600)
3711-58000	Miscellaneous Returned Checks	\$3,000
3713-53000	Pre-Treatment Charges	\$34,000
3714-42000	Water Service Application Fees	\$20,000
3714-51000	W/S Meter Tampering Fees	\$200
3714-52000	Reconnection Charges	\$223,000
3714-52200	Water Taps	\$5,000
3714-52300	Sewer Taps	\$1,600
3831-49000	Interest: Checking	\$12,400

Minutes of the regular May 21, 2019 meeting of the City Council, City of Eden:

3831-49500	Interest: NCCMT	\$99,500
3831-49450	NC Rural Infrastructure – New Street Imprv	\$920,000
3834-86000	Rent of Equipment	\$52,900
3835-81000	Sale of Materials	\$1,600
3836-82000	Sale of Fixed Assets	\$25,000
3839-49900	Cash Discount Earned	\$200
3839-89000	Miscellaneous Revenues	\$2,100
3850-86000	Loan Proceeds	\$320,000
3850-87000	Reimbursement from EAP Project Fund	\$89,600
3991-99100	Fund Balance Appropriated	\$500,000
3991-99200	Fund Balance Appropriated – Leachate Revenue	<u>\$1,000,000</u>
Water & Sewer Fund Total		<u>\$12,573,900</u>

Section 8: That for said fiscal year there is hereby appropriated out of the Runabout Travel Fund the following:

<u>Code</u>	<u>Department</u>	<u>Appropriation</u>
9100-31200	Runabout Travel Expense	<u>\$20,000</u>
Runabout Travel Fund Total		<u>\$20,000</u>

Section 9: It is estimated that the following Runabout Travel Fund Revenues will be available during the fiscal year beginning July 1, 2019 and ending June 30, 2020 to meet the foregoing appropriations:

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3612-84000	Runabout Travel Fees	<u>\$20,000</u>
Runabout Travel Fund Total		<u>\$20,000</u>

Section 10: That for said fiscal year there is hereby appropriated out of the Municipal Services Tax District Fund the following:

<u>Code</u>	<u>Department</u>	<u>Appropriation</u>
4135-29900	MSD Tax – Leaksville	\$7,600
4135-29901	MSD Tax – Draper	<u>\$2,000</u>
Municipal Service Tax District Fund Total		<u>\$9,600</u>

Section 11: It is estimated that the following Municipal Services Tax District Fund Revenues will be available during the fiscal year beginning July 1, 2019 and ending June 30, 2020 to meet the foregoing appropriations:

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3190-19200	MSD Tax – Leaksville	\$7,600
3190-19300	MSD Tax – Draper	\$1,900
3131-49000	Interest – Checking Account	<u>\$100</u>
Municipal Service Tax District Fund Total		<u>\$9,600</u>

Section 12: There is hereby levied for the fiscal year ending June 30, 2020 the following rate of taxes on each one hundred dollars (\$100) assessed valuation of taxable property as listed as of January 2019 for the purpose of revenue, and in order to finance foregoing appropriations:

A GENERAL FUND (for the general expense incident to the proper government of City of Eden, North Carolina) TAX RATE of \$0.609 per hundred dollars (\$100) of assessed valuation.

Such rates are based on an estimated total appraised value of property for the purpose of taxation of approximately \$910,328,571 with an assessment ratio of 100% of appraised value. Estimated collection rate of 98.21%.

Section 13: The Tax and Service Rates section of the FY 2019-2020 budget sets forth the applicable fees for the fiscal year beginning July 1, 2019 and ending June 30, 2020.

Section 14: The Personnel section of the FY 2019-2020 budget sets forth the grade and positions classification plan and other applicable information for the fiscal year beginning July 1, 2019 and ending June 30, 2020.

Section 15: Copies of this Budget Ordinance shall be furnished to the Director of Finance & Personnel and City Manager of the City of Eden, to be kept on file by them for their direction in the collection of revenues and expenditures of amounts appropriated.

Section 16: The City Manager, by authority of this ordinance, may transfer/reallocate between & within departments up to a maximum of ten percent (10%) of the moneys appropriated within any of the above stated funds, including any transfers/reallocations between funds.

Section 17: The Water and Sewer service charge increases approved by the City Council on November 17, 2015 that had an effective date of September 1, 2016, and then postponed until January 1, 2018, and then postponed again until January 1, 2019, and then postponed again until January 1, 2020, shall be postponed until January 1, 2021 at which time they will become effective.

Adopted this the 21st day of May, 2019.

By: Neville Hall, Mayor

Attest: Deanna Hunt, City Clerk

b. (1) Consideration of a zoning map amendment request and adoption of an Ordinance to rezone property at 338 W. Stadium Drive from Office & Institutional to Business-General. ZONING CASE Z-19-04

(2) Consideration of a Resolution adopting a statement of consistency regarding the proposed map amendment request to rezone property at 338 W. Stadium Drive from Office & Institutional to Business-General.

Mayor Hall declared the public hearing open and called on Planning & Inspections Director Kelly Stultz.

Ms. Stultz noted the property being discussed had previously belonged to the City for many years and was where City Hall, the Council Chambers and the Police Department had been located. In the 1980s, the area had been designated Office & Institutional because City Hall was located there when it was actually more of a business district. Mr. Dyer made a request to rezone



his property to Business General. Staff had decided that the entire original parcel should be rezoned and the Planning Board agreed.

As there was no further discussion, Mayor Hall declared the public hearing closed.

A motion was made by Council Member Epps to adopt an Ordinance to rezone property at 338 W. Stadium Drive from Office & Institutional to Business-General and to adopt a Resolution of a statement of consistency regarding the proposed map amendment request to rezone property at 338 W. Stadium Drive from Office & Institutional to Business-General. Council Member Carter seconded the motion. All members voted in favor of the motion. The motion carried.

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF EDEN

BE IT ORDAINED BY THE CITY COUNCIL of the City of Eden, North Carolina, that, after having fully complied with all legal requirements, including publication of notice of a public hearing and the holding of a public hearing relative thereto, the Zoning Ordinance of the City of Eden is hereby amended as follows:

Section 1 - Change from Office & Institutional to Business-General the following tracts:

TRACT 1:

Being the 17.551 acre tract which includes the portion designated "No Deed Found For This Area" as shown on the Plat of Survey for City of Eden Property by C. E. Robertson & Associates, P.L.S. dated December 15, 2003, and recorded in Plat Book 53, page 75, Rockingham County Registry. The above described property being further identified by the Rockingham County Tax Dept. as PIN 7070-20-82-4244 and Parcel Number 173231.

TRACT 2:

BEING AND CONTAINING 1.000 acres, more or less, in Leaksville Township, Rockingham County, North Carolina, as shown on "Plat of Survey for City of Eden," dated October 30, 1991, prepared by C. E. Robertson & Associates, R.L.S., reference being made to a copy of said plat recorded in the Office of the Register of Deeds for Rockingham County, North Carolina, in Plat Book 28, at Page 432, said 1.000 acres being more particularly described as follows:

BEGINNING at an iron in the southern right-of-way line of Stadium Drive, same being a control corner and being located 604.36 feet in a southeasterly direction from Meadow Road: thence from the point of beginning and running with the southern right-of-way line of Stadium Drive, South 64 deg. 19 min.00 sec. East 71.97 feet to an iron; thence continuing with the southern right-of-way line of Stadium Drive, South 65 deg. 24 min. 00 sec. East 103.03 feet to an iron control corner, same being located 125.00 feet in a northwesterly direction from the eastern boundary of that tract conveyed to the City of Eden by John Smith & Sons, Inc. (Deed Book 706, page 866): thence along new lines with the City of Eden, South 25 deg. 41 min. 00 sec. West 249.34 feet to an iron, North 64 deg. 57 min. 19 sec. West 174.99 feet to an iron, and North 25 deg. 41 min. 00 sec. East 249.34 feet to the point and place of beginning. The above-described parcel is a portion of that tract of land conveyed to the City of Eden by John Smith & Sons, Inc. under deed dated June 29, 1976 and recorded in the Office of the Register of Deeds in Deed Book 706, at page 866. The above described property being further identified by the Rockingham County Tax Dept. as PIN 7070-16-82-8525 and Parcel Number 107656.

TRACT 3:

BEGINNING at a point in the South line of Stadium Drive, said beginning point being located South 59° 25' East 100 feet from a concrete monument and South 59° 25' East 233.71 feet from the Northeast corner of Spray Water Filter Plant, property of Fieldcrest Mills, at the intersection of Stadium Road and Meadow Road, said beginning point also being the Northeast corner of that property heretofore conveyed from Russell R. Snow and wife, Lena O. Snow to the City of Eden; thence with the East line of the said City of Eden tract South 30° 35' W. 300 feet to a point; thence South 59° 25' E. 100 feet to a point, the Southwest corner of a 30,007 sq. ft. lot conveyed from Spray Water Power & Land Company to Russell R. Snow; thence with the W. line of 30,007 sq. ft. tract, N. 30° 35' E. 300 feet to a point in the South line of Stadium Road; thence with the South line of Stadium Road, North 59° 25' W. 100 feet to the point of BEGINNING, and being the Eastern onehalf of that

60,000 sq. ft. tract conveyed from Spray Water Power & Land Company to Russell Snow by deed recorded in Book 511 at Page 437. For further description hereof, see survey by W.T. Combs, C.E., dated 8-11-60, and being recorded with deed in Book 663, Page 134. The above described property being further identified by the Rockingham County Tax Dept. as PIN 7070-16-82-4752 and Parcel Number 106627.

TRACT 4:

BEGINNING at a concrete monument in the South line of Stadium Road marking the northwest corner of a 200 x 300 foot parcel of land deeded to grantors by Spray Water Power and Land Company, January 24, 1958 (see Deed Book 511, page 437), the said beginning point being one foot northwest of the corner post of a cyclone fence and being a corner between Fieldcrest Mills, Inc. Filter Plant property and Russell Snow, and being located with the south line of Stadium Road, South 59° 25' East 133.71 feet from a concrete monument marking intersection of south line of Stadium Road with the south line of Meadow Road; thence from said beginning point, South 59° 25' East with the south line of Stadium Road, 100 feet to an iron pipe; thence leaving said road by a new line through property of Russell Snow, South 30° 35' West 300 feet to an iron pipe; thence North 59° 25' West 100 feet to an iron pipe marking the southwest corner of aforesaid 200 x 300 parcel acquired by grantors (Book 51 1, Page 437); thence with the northwest line of said parcel, North 30° 35' East passing over a concrete monument marking southeast corner of original Filter Plant lot at 88.76 feet and continuing same bearing for a total distance of 300 feet to the POINT OF BEGINNING. For further reference see Deed Book 1250, Page 1790 of the Rockingham County Registry. The above described property being further identified by the Rockingham County Tax Dept. as PIN 7070-16-82-3757 and Parcel Number 106626.

Section 2 - The Official Zoning Map of the City of Eden is hereby amended to conform with this Ordinance.

APPROVED, ADOPTED AND EFFECTIVE, this 21st day of May, 2019.

CITY OF EDEN

BY: Neville A. Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

A RESOLUTION ADOPTING A STATEMENT OF CONSISTENCY REGARDING A PROPOSED  
AMENDMENT TO THE CITY OF EDEN ZONING ORDINANCE

CASE NUMBER Z-19-04  
MAP AMENDMENT

WHEREAS, pursuant to North Carolina General Statutes Chapter 160A-383, prior to adoption or rejection of any zoning amendment, the Eden City Council is required to adopt a statement as to whether the amendment is consistent with the Land Development Plan and why the City Council considers the action taken to be reasonable and in the public interest;

WHEREAS, on August 21, 2007, the Eden City Council adopted the Land Development Plan. Plans such as the City of Eden Land Development Plan are not designed to be static but are meant to reflect the City of Eden's needs, plans for future development and to remain in compliance with North Carolina State Law and the City of Eden's ordinances;

WHEREAS, the City of Eden Planning Board received a request to rezone property at 338 W. Stadium Drive from Office & Institutional to Business-General;

WHEREAS, On April 23, 2019, the City of Eden Planning Board voted to recommend approval of the rezoning request and to recommend that three additional properties located on W. Stadium Drive be rezoned from Office & Institutional to Business-General.

STATEMENT OF NEED:

The subject property is a large, mostly undeveloped, parcel located in the central area of the City along a major thoroughfare. The area is characterized by various types of business uses. There has been no recent development pressure in the area. The subject property and three (3) adjoining parcels are located in an area designated as

Commercial Center in the City of Eden Land Development Plan. The rezoning of the property would bring it in compliance with the Land Development Plan.

STATEMENT OF CONSISTENCY:

The goals of the 2007 City of Eden Land Development Plan, as amended, are to make smart growth decisions by carefully managing growth to:

- A. Strategically locate new land development in the most appropriate places.
- B. Maintain and enhance Eden's community character and heritage.
- C. Use infrastructure investments as effectively as possible.
- D. Attract new jobs and a more diverse tax base.
- E. Protect natural, cultural and historic resources and open space as we grow.

WHEREAS, The Eden City Council has considered the written recommendation of the City of Eden Planning Board and has held a public hearing on the proposed amendment, and the Council desires to adopt a statement describing why the adoption of the proposed amendment not is consistent with the City of Eden Land Development Plan, and why the City Council does not consider the proposed amendment to be reasonable and in the public interest;

NOW THEREFORE, BE IT RESOLVED BY THE EDEN CITY COUNCIL THAT:

- 1. The Eden City Council finds that the proposed map amendment, including the three (3) additional parcels, to the City of Eden Zoning Ordinance is consistent with the goals and recommendations of the 2007 City of Eden Land Development Plan, as amended.
- 2. At no time are land use regulations or plans of the City of Eden or any jurisdiction in the State of North Carolina permitted to be in violation of the North Carolina General Statutes.
- 3. Therefore, based upon the foregoing information, the amendment to the Zoning Ordinance is reasonable and in the public's best interest.

Approved and adopted and effective this 21st day of May, 2019.

CITY OF EDEN

BY: Neville A. Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

- c. Consideration of an amendment and adoption of an Ordinance to amend Chapter 4, Article I to amend the standards for vacating and closing structures and to add Sections 4-5 through 4-14 Vacant Commercial Property Registration.

Mayor Hall declared the public hearing open and called on Ms. Stultz.

Ms. Stultz said the Ordinance was the result of a lot of work done by the Strategic Planning Commission. Mr. Dougherty had brought back information from a meeting where standards for vacating and closing structures was discussed. Communities across the State were doing it. After a lot of research, Ms. Stultz was convinced it was a good thing for the community. Current standards for vacating and closing structures allowed a property owner to vacate and close a building if the City sent them a housing code complaint. That usually meant boarded up windows and doors and any decay was still evident. Boarded up houses in a neighborhood were like a cancer. She was asking that no one be allowed to board up windows and doors and declare the property vacated and closed. Currently, the ordinance said the owner should ensure that all windows, doors and crawl spaces were secured. She was asking the ordinance be amended to read "the window(s) and door(s) of building(s)/structure(s) of the property shall be intact and operable and maintained in a way that does not provide evidence of vacancy. The owner shall insure that all windows, doors and crawl spaces shall be maintained and or improved so that there are no broken windows or non-functioning doors. All such windows and doors shall be

protected with paint where applicable.” That would allow the housing standards program to move forward faster. The City had to give due process when there were complaints about properties. This amendment would make the process move along faster. There would be less of a negative impact to neighborhoods.

She noted there was a big emphasis on downtown development. She said with the proposed ordinance, the City hoped to deter crime and theft of materials, to minimize loss of property value to vacant properties and surrounding occupied properties, to reduce the risk of damage from fire, flooding or other hazards, and to promote the comfort, happiness and emotional stability of area residents. She said it was about creating a stopgap measure to force people to keep things operable, to prevent boarded up windows and doors, and keep other standards. Often, there were absentee landlords in business areas that were not questioned daily about what was going on with their buildings because they lived out of town. This would require registration and local property management for those buildings. If the grass needed mowing or there was a broken window, the City would have someone to contact. The maps for the ordinance included all four of the traditional downtown areas of The Boulevard, Leaksville, Draper and the Cook Block. Those were the areas the City needed to protect. The City should expect some pushback when the Planning & Inspections Department began sending out letters. The amended and new ordinances were in the best interest of the City, its citizens and downtown improvements.

Council Member Ellis asked about the requirements.

Ms. Stultz said beyond registration, there were maintenance requirements for downtown buildings. One of the most important was that the property should be maintained so as to exhibit no evidence of vacancy, which meant no boarded up windows. The property would have to be painted, watertight and the roof repaired. If an owner refused, it was a violation of the ordinance and would progress to a non-residential maintenance code action. The City would try to stop the property’s decline before it got that bad.

Council Member Grogan pointed out many of the problems from out-of-town owners were that they did not see the property.

Council Member Ellis asked about the in-town owners.

Ms. Stultz said they did not have to register, but they did have to meet the standards.

Council Member Burnette said they had just seen from Mr. Dougherty some of the things happening on Washington Street and places around Eden. Some improvements were being made and many things were looking better. The City had started an anti-litter campaign. He supported efforts to continue to improve the areas. He noted if the City held property owners to a standard, the City would not have to go in years later and pay to have buildings demolished. It was a preventative measure and cost savings for the City. He asked what other cities and towns had the program.

Ms. Stultz said the most effective one was in Warrenton. Warrenton said there were some complaints when they started but that had calmed down and they have not had problems with it. She thought Eden may have more complaints because there was more area covered in Eden.

Council Member Carter said it should make the buildings easier to sell and rent.

Ms. Stultz said that was a benefit to the owner. The benefit to the City was a way to protect investors in the downtown areas.

Ms. Gilley said if there was enforcement that had to be taken by the City, the liens were low priority by statute.

Ms. Stultz said there would not be a lot of expense to the City.

As there was no further discussion, Mayor Hall declared the public hearing closed.

A motion was made by Council Member Burnette to adopt an Ordinance to amend Chapter 4, Article I to amend the standards for vacating and closing structures and to add Sections 4-5 through 4-14 Vacant Commercial Property Registration. Council Member Hampton seconded the motion. All members voted in favor of the motion. The motion carried.

#### AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF EDEN

BE IT ORDAINED BY THE CITY COUNCIL of the City of Eden, North Carolina, that, after having fully complied with all legal requirements, including publication of notice of a public hearing and the holding of a public hearing relative thereto, Chapter 4, Article I, of the Eden City Code is hereby amended as follows:

1. Section 4-4(A)(3) is amended to read as follows:

(A) Whenever a structure is ordered vacated and closed under this chapter, the following standards shall be met before the structure is considered vacated and closed:

(3) The window(s) and door(s) of building(s)/structure(s) of the property shall be intact and operable and maintained in a way that does not provide Evidence of Vacancy. The owner shall insure that all windows, doors and crawl spaces shall be maintained and or improved so that there are no broken windows or non-functioning doors. All such windows and doors shall be protected with paint where applicable.

2. Sections 4-5 through 4-14 shall be added and read as follows:

#### § 4-5 VACANT COMMERCIAL PROPERTY REGISTRATION.

(A) It is the purpose and intent of the Eden City Council, through the adoption of this Section, to establish a vacant property registration ordinance as a mechanism to preserve the historic integrity of Eden's Historic Downtown areas and to protect these areas from becoming blighted through the lack of adequate maintenance and security of abandoned and vacant properties.

(B) Additionally, the City desires to deter crime and theft of materials, to minimize loss of property value to vacant properties and surrounding occupied properties, to reduce the risk of damage from fire, flooding or other hazards, and to promote the comfort, happiness and emotional stability of area residents. The City finds that the presence of properties exhibiting evidence of vacancy pose special risks to the health, safety, and welfare of the community and therefore require heightened regulatory attention. The provisions of this Chapter shall apply to all properties in the traditional downtown areas of The Boulevard, Leaksville, Draper and the Cook Block. These are more fully identified by the maps attached hereto and made a part of this ordinance.

(C) Definitions For the purposes of this Section, certain words and phrases used in this Chapter are defined as follows:

"Days" means consecutive calendar days.

"Evidence of Vacancy" means any aesthetic condition that, on its own or combined with other conditions present, would lead a reasonable person to believe that the Property is vacant. Such conditions include, but

are not limited to, overgrown or dead vegetation, extensively chipped or peeling exterior paint, exterior walls in poor condition, porches and steps in poor condition, roof in poor condition, broken windows and other signs of general disrepair, accumulation of newspapers, circulars, flyers or mail, past due utility notices or disconnected utilities, accumulation of trash, junk or debris, statements by neighbors, passersby, delivery agents, government employees that the Property is vacant.

"Government Agency" means any public body having authority over the Property and residents of the City, including but not limited to the Eden City Council and the Eden Planning and Inspections Department.

"Government Official" means any public official representing a public body which has authority over the Property and residents of the City, including but not limited to the Planning and Inspections Director and/or his or her designee.

"Non-residential Property" means any real property used or intended to be used for anything other than residential property as defined herein.

"Out of Area" means located in excess of forty (40) road or driving miles distance away from the subject Property.

"Owner" means any person, partnership, association, corporation or fiduciary having a legal or equitable title or any interest in any real property. No trustee in any Deed of Trust shall be considered an owner.

"Owner of Record" is the person or entity listed on recorded deed, probated will or heir by intestacy.

"Property" means any unimproved or improved real property or portion thereof, situated in the City and includes the buildings or structures located on the Property regardless of condition.

"Residential Property" means a building, or portion thereof, designed exclusively for residential occupancy, including one-family, two-family, multiple dwellings, mobile homes, house trailers, boarding and lodging houses, apartment houses, and apartment hotels.

"City" means the City of Eden corporate limits and its extraterritorial jurisdiction.

"Utilities" means water, sewer, telephone, natural and propane gas, and electricity services.

"Vacant" means a Property that has not been legally occupied for thirty days. Legally occupied means occupancy by the owner or any business or individual whose presence therein is with the consent of the owner.

#### § 4-6 REGISTRATION REQUIRED

(A) Any vacant commercial property located within the City's traditional downtown districts as per maps attached must be registered by the Owner with the Director of the Planning and Inspections' Department, either (1) of the Owner of a Vacant Property's own accord before receiving a Notice of Registration Requirement, or (2) within 30 days of receiving a Notice of Registration Requirement from the City.

(B) The City will send a Notice of Registration Requirement to the Owner of Record of Properties that exhibit Evidence of Vacancy. The Owner shall register Property within the time period set forth in (A) of this Section unless Owner can provide clear and convincing evidence to the Director of the Planning and Inspections' Department, within such time period, that the Property is not Vacant.

(C) The Registration shall contain:

(1) the name of the Owner (corporation or individual),

(2) the direct street/office mailing address of the Owner and P.O. Box if applicable,

(3) a direct contact name and phone number,

(4) the name, address and telephone number of any local property management company hired by the Owner to meet the Maintenance requirements of this Chapter if Owner's principal residence is not Local.

(D) Any changes in the information in (C)(1)-(C)(4) of this Section shall be reported to the City within thirty (30) days of such changes.

(E) Registration must be renewed annually.

(F) Vacant properties shall remain subject to the annual registration, maintenance, and security requirements of this Chapter as long as they remain Vacant.

(G) Once the Property is no longer Vacant or is sold and a code compliance and fire inspection has been completed, the owner must provide written proof of occupancy or sale (lease or deed) to the Director of the Planning and Inspections' Department.

§ 4-7 FEES

(A) The fee for registering a Vacant Property shall be \$15 annually, beginning on July 1. Fees will not be prorated.

(B) Registration fee may be waived by the City Council if Owner can demonstrate with clear and convincing evidence (1) that the Property has been sold, or (2) that the Property will be occupied within 30 days from the date of Notice of Registration Requirement.

§ 4-8 MAINTENANCE REQUIREMENTS

Properties subject to this Chapter shall be kept in compliance with the following maintenance requirements:

(A) The exteriors of building(s)/structure(s) on the Property shall be painted and maintained in a way that does not exhibit any Evidence of Vacancy.

(B) The yard(s) of the Property shall be maintained in a way that does not provide Evidence of Vacancy.

(C) The deck(s) and porch(s) located on the Property shall be maintained in a way that does not provide Evidence of Vacancy.

(D) The window(s) and door(s) of building(s)/structure(s) of the property shall be intact and operable and shall be maintained in a way that does not provide Evidence of Vacancy.

(E) Instances of rotting of building(s)/structure(s) located on the Property or portion thereof shall be corrected in order to eliminate Evidence of Vacancy so that no visible rotting, with the exterior painted and kept in good aesthetic condition.

(F) The Property shall be maintained so as to exhibit no Evidence of Vacancy.

(G) The storefronts and facades of buildings shall be maintained in a way that does not provide Evidence of Vacancy.

(H) The interiors, when visible to passersby through storefront windows, shall be maintained in a way that does not exhibit Evidence of Vacancy.

§ 4-9 SECURITY REQUIREMENTS.

Vacant properties subject to this Chapter shall comply with the following security requirements.

(A) The Property shall be maintained in a secure manner so as not to be accessible to unauthorized persons. This includes, without limitation, the closure and locking of windows, doors (including but not limited to walk-through, sliding, and garage), gates, pet doors, and any other such opening of such size that it may allow a child to access the interior of the Property or structure(s).

(B) Broken windows shall be replaced and/or re-glazed; windows at street level shall not be boarded up.

§ 4-10 REQUIREMENT TO HIRE LOCAL PROPERTY MANAGEMENT COMPANY FOR OUT-OF-AREA OWNERS.

(A) If the Property Owner's principal residence is not Local, then a Local property management company shall be contracted to fulfill the maintenance and security requirements of this section.

(B) The Property shall be posted with the name and 24-hour contact phone number of the local property management company. The posting shall be 18 inches by 24 inches and shall be of a font that is legible from a

distance of 45 feet and shall contain along with the name and 24- hour contact number the words "THIS PROPERTY MANAGED BY" and "TO REPORT PROBLEMS OR CONCERNS CALL." The posting shall be placed in the interior of a window facing the street to the front of the Property so it is visible from the street, or secured to the exterior of the building/structure facing the street to the front of the Property so it is visible from the street or, if no such area exists, on a stake of sufficient size to support the posting in a location that is visible from the street to the front of the Property but not readily accessible to vandals. The exterior posting must be constructed of and printed with weather resistant materials.

(C) The requirement set forth in part (A) of this section may be waived by the City Council for owners who (1) reliably demonstrate an ability to maintain the property and (2) have not received any citations for maintenance violations in the previous quarter.

(D) Owner may appeal this requirement to the City Council which may excuse Owner from compliance if Owner can present the ability to meet the requirements of this Chapter without hiring a local property management company.

#### § 4-11 INSPECTIONS.

The City shall have the authority and the duty to inspect properties subject to this Chapter for compliance and to issue citations for any violations. The City shall have the discretion to determine when and how such inspections are to be made, provided that their policies are reasonably calculated to ensure that this Chapter is enforced.

#### § 4 -12 ENFORCEMENT; VIOLATIONS; AND PENALTIES.

(A) It shall be unlawful for any Owner to be in violation of any of the provisions of this Chapter.

(B) Any person who violates a provision of this Chapter or fails to comply with any order made thereunder and from which no appeal has been taken, or who shall fail to comply with such order as affirmed or modified by appeal, or by a court of competent jurisdiction, within the time fixed herein, shall severally, for each and every such violation and noncompliance respectively, be guilty of a misdemeanor, punishable as provided in this Chapter.

(C) The imposition of one penalty for any violation shall not excuse the violation, or authorize its continuance.

(D) All such persons shall be required to submit an acceptable plan of action to the Director of the Planning and Inspections Department within 10 business days of notification. This plan of action must include, but is not limited to, a description of the work to be done, by whom and a specific schedule. Plans shall be reviewed by the Planning and Inspections Director and work is to commence within 15 days of the Director's approval. When not otherwise specified, failure to meet any stated condition within 10 days of required action shall constitute a separate offense.

(E) Penalties for failure to comply:

(1) Initial Registration. Failure to initially register with the City within the time frame required is punishable by a civil penalty of \$50.

(2) Changes to Registration. Failure to report changes to registration information within the time frame required is punishable by a civil penalty of \$50.

(3) Annual Registration. Failure to register annually is punishable by a civil penalty of \$50.

(4) Maintenance and Security Requirements. Failure to meet the maintenance and security requirements is punishable by a civil penalty of \$500.

(5) Failure to submit plan. Failure to submit a plan of corrective action is a violation punishable by a civil penalty of \$50.









- d. FY 2019 CDBG funding under Title I of the Housing and Community Development Act for housing, planning, infrastructure and economic development.

Mayor Hall declared the public hearing open and called on Ms. Stultz.

Ms. Stultz said they were all aware there were many people living in substandard housing. Many of them were owners and elderly. A lot of the housing stock were mill houses. Many had not received the maintenance they needed. The CDBG program had started addressing housing issues in the State again. The funds were distributed between two State agencies, the Department of Commerce (DOC) and the N.C. Department of Environmental Quality. The City would be applying for the grant from the DOC, which had two programs from which CDGB funds were available – neighborhood and economic development. The neighborhood program was funding for housing and community development projects. The economic development program was funding to aid in job creation. Sidewalks were a possibility from the funding. CDBG funds must be used for projects that met the federally identified national objectives plus the project must be one of the three: benefit to low and moderate income persons; preventing or eliminating slum or blight; or meeting other community development needs deemed urgent because of existing conditions that posed an immediate threat to the health or welfare of the community and the financial resources were not available. Staff planned to apply for the neighborhood program grant. In the past, the City had a number of grants like the one they were applying for. Most of it focused on the Spray section of Eden. The City hired the firm WR Martin and consultant Amanda Whitaker to help with the application, which they only had 90 days to complete. A second public hearing would be held in June. The application had to be submitted by the end of July and the City should hear back by the first of 2020. No matching funds were required. The City would be eligible for up to \$750,000.

As there was no further discussion, Mayor Hall declared the public hearing closed.

A motion was made by Council Member Ellis to approve the application for the FY 2019 CDBG funding under Title I of the Housing and Community Development Act for housing, planning, infrastructure and economic development. Council Member Hampton seconded the motion. All members voted in favor of the motion. The motion carried.

#### REQUESTS AND PETITIONS OF CITIZENS:

Mayor Hall asked Ms. Gilley to read the City's policy for the speakers.

Wally White, 314 Von Ruck Road, said he had a concern, not a complaint, about the recycling issue. He knew a lot of the issue was a Waste Management decision and not a City decision. He was concerned that when the City lost the curbside pickup, they would also lose people's willingness to recycle. He knew people were confused about what to recycle and what not to, and they messed up recycling by putting in prohibited items. He did not want the City to take a step back and just accept it. He hoped there was a way to do the curbside pickup. He was in Eden when the voluntary pickup started and it cut his garbage by two-thirds. He thought it was a big issue. He wondered if something could be developed to be sent to every citizen telling them how the City was tackling recycling and how citizens should respond. Before he came back to Eden, he lived in cities where recycling was picked up outside the door. He needed instructions on how

to separate his recycling. It was important to him. He wanted the people who it was not as important to, to still be motivated to recycle. He was willing to help if there was some way for him to.

UNFINISHED BUSINESS:

*There was no Unfinished Business at this time.*

NEW BUSINESS:

- a. Request to adopt an Ordinance for the demolition of a structure at 304 E. Aiken Road under the City of Eden Human Habitation Ordinance.

Three bids were submitted to the department as follows:

Kenny Frith \$4,800

Sam W. Smith, Inc. \$10,000

Loye Grading \$9,500

Mayor Hall called on Ms. Stultz.

Ms. Stultz noted the lowest bid was from Kenny Frith. They would begin the normal process to try and collect the money once the demolition was complete. The house was in deplorable condition and it was located in a residential neighborhood. There was no alternative but to take it down for the sake of the neighbors and the neighborhood.

A motion was made by Council Member Hampton to adopt an Ordinance for the demolition of a structure at 304 E. Aiken Road under the City of Eden Human Habitation Ordinance. Council Member Carter seconded the motion. All members voted in favor of the motion. The motion carried.

AN ORDINANCE AND ORDER FOR THE DEMOLITION OF PROPERTY AT  
304 EAST AIKEN ROAD, EDEN, NORTH CAROLINA

THIS ORDINANCE is issued pursuant to the provisions of North Carolina General Statutes §160A-443 and Chapter 4, Article IV of the Eden City Code.

WHEREAS, on the 10th day of October, 2018, the Director of the Planning and Inspections Department examined the dwelling owned by Anne Marie Jarrett and Robert Wyatt Jarrett, Sr. at 304 E. Aiken Road, Eden, North Carolina and found it to be unfit for human habitation, that said property is more particularly described as follows:

BEGINNING at an iron in the eastern line of Aiken Road (formerly known as Cascade Road); thence North 43° 10' East 150 feet with the eastern line of said Aiken Road to another iron pipe; thence South 43° 46' East 605.2 feet to an iron pipe; thence due South 100 feet to an iron pipe; thence North 50° 49' West 674.1 feet to the point of beginning and being all of Tract #6 of the D. F. King Estate, as shown by map made by J.S. Trogdon, recorded in Map Book 3, page 84 in the Office of the Register of Deeds, Rockingham County, and containing 1.638 acres of land, more or less. For further reference see Deed Book 337, at page 359 and Deed Book 651, at page 205 in the Office of the Register of Deeds, Rockingham County, North Carolina.

The above described property being more commonly known as 304 E. Aiken Road, Eden, North Carolina, and being further identified by the Rockingham County Tax Dept. as PIN 7081-18-30-6856-00.

WHEREAS, on the 12th day of October, 2018, the Director caused to be issued a Complaint and Notice of Hearing for the 2nd day of November, 2018, which was served on the property owners by certified mail, return receipt requested on the 13th day of October, 2018, by first class mail and by posting on the subject property on the 18th day of October, 2018; and

WHEREAS, the hearing was held on the 2nd day of November, 2018, and the Director issued an Order to repair, alter, improve or vacate and demolish the dwelling located on the property; and

WHEREAS, a copy of the Order was served on the property owners by certified mail, return receipt requested, on the 13th day of November, 2018, by first class mail and by posting a copy on the subject property on the 16th day of November, 2018; and

WHEREAS, the property owner did not appeal the Order and, pursuant to Chapter 4, Section 4-89(b) of the Eden City Code, a copy of the order has been mailed to any organization involved in providing or restoring dwellings for affordable housing that has filed a written request for such notice; and

WHEREAS, the Owner has had a reasonable opportunity to bring the property into conformity with Chapter 4, Article IV of the Eden City Code and he has failed to take any action to comply with the Director's Order.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Eden that the Director is hereby ordered to proceed to effectuate the purpose of the Human Habitation Standards set out in Article IV of Chapter 4 of the Eden City Code with respect to the property described above by demolishing the structures located thereon.

IT IS FURTHER ORDERED that a certified copy of this Ordinance and Order shall be recorded in the Office of the Register of Deeds of Rockingham County, North Carolina, and indexed in the names of Anne Marie Jarrett and Robert Wyatt Jarrett, Sr. in the Grantor and Grantee index.

IT IS FURTHER ORDERED that the amount of the cost of demolishing the dwelling by the Director shall be a lien against the real property upon which the cost was incurred, said lien shall be filed, have the same priority, and be collected as the lien for special assessment provided by North Carolina General Statutes Chapter 160A, Article 10.

APPROVED, ADOPTED AND EFFECTIVE, this 21st day of May, 2019.

CITY OF EDEN

BY: Neville A. Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

- b. Request to adopt an Ordinance for the demolition of a structure at 409 Henry Street under the City of Eden Non-Residential Building Maintenance Standards.

Three bids were submitted to the department as follows:

Kenny Frith \$6,000

Sam W. Smith, Inc. \$8,000

Loye Grading \$8,500

Mayor Hall called on Ms. Stultz.

Ms. Stultz said the demolition was a little sad as it was a church building. It had been vacant for years and continued to deteriorate. The owners were the trustees at the time the church was created and they were deceased. There was no clear owner. The building was historic but it had to go.

Council Member Burnette asked what happened when the City did not know who the owners were.

Ms. Stultz said the statutes said they had the ability to notify in the newspaper. Staff had conversations with one person who was an heir of a trustee but it was not clear what happened. They would move forward with it the best they could. Staff recommended the lowest bidder.

Mayor Hall asked if the Fire Department had looked at doing a controlled burn on the building.

Ms. Stultz said the State would not allow them to burn it.

A motion was made by Council Member Ellis to adopt an Ordinance for the demolition of a structure at 409 Henry Street under the City of Eden Non-Residential Building Maintenance Standards. Council Member Hampton seconded the motion. All members voted in favor of the motion. The motion carried.

AN ORDINANCE AND ORDER FOR THE DEMOLITION OF THE BUILDING  
AT 409 HENRY STREET, EDEN, NORTH CAROLINA

THIS ORDINANCE is issued pursuant to the provisions of North Carolina General Statutes §160A-426 and Chapter 4, Article VI of the Eden City Code.

WHEREAS, on the 30th day of November, 2018, the Director of the Planning and Inspections Department examined the structure owned by Alder Hampton, John Smith, Mary Scales and John D. Chalmers, Trustees of Mizpah Baptist Church at 409 Henry Street, Eden, North Carolina and found it to be unsafe and defective, that said property is more particularly described as follows:

Beginning at a point on Henry Street 150 feet from the intersection of Henry Street and Early Avenue; running thence South with Henry Street, 34 deg. 6 min. East 75 feet to a stake; thence with the line between Lots 28 and 29, 136.5 feet to a stake; thence North 34 deg. 6 min. West parallel with Henry Street 75 feet to a stake; thence North 53 deg. 46 min. East 136.5 feet to Henry Street and the PLACE OF BEGINNING. Same being Lots Nos. 26, 27 and 28 of the Subdivision of the property of Mrs. A. D. Ivie, made July 2, 1934. The above described property being more commonly known as 409 Henry Street, Eden, North Carolina, and being further identified by the Rockingham County Tax Dept. as PIN 7070-18-30-3392-00 and Parcel No. 107112.

WHEREAS, on the 5th day of December, 2018, the Director caused to be issued a Complaint and Notice of Hearing for the 3rd day of January, 2019, which was served on the property owner by posting on the subject property on the 5th day of December, 2018; and

WHEREAS, the hearing was held on the 3rd day of January, 2019, and the Director subsequently issued an Order to repair or demolish the property; and

WHEREAS, a copy of the Order was served on the property owner by posting on the subject property on the 15th day of January, 2019; and

WHEREAS, the property owner did not appeal the Order and, pursuant to Chapter 4 of the Eden City Code, a copy of the order has been mailed to any organization involved in providing or restoring dwellings for affordable housing that has filed a written request for such notice; and

WHEREAS, the Owner has had a reasonable opportunity to bring the property into conformity with Chapter 4, Article VI of the Eden City Code and he has failed to take any action to comply with the Director's Order.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Eden that the Director is hereby ordered to proceed to effectuate the purpose of the Non-Residential Building Maintenance Standards set out in Article VI of Chapter 4 of the Eden City Code with respect to the property described above by demolishing the structure located thereon.

IT IS FURTHER ORDERED that a certified copy of this Ordinance and Order shall be recorded in the Office of the Register of Deeds of Rockingham County, North Carolina, and indexed in the name of Alder Hampton, John Smith, Mary Scales and John D. Chalmers, Trustees of Mizpah Baptist Church in the Grantor and Grantee index.

IT IS FURTHER ORDERED that the amount of the cost of demolishing the dwelling by the Director shall be a lien against the real property upon which the cost was incurred, said lien shall be filed, have the same priority, and be collected as the lien for special assessment provided by North Carolina General Statutes Chapter 160A, Article 10.

APPROVED, ADOPTED AND EFFECTIVE, this 21st day of May, 2019.

CITY OF EDEN

BY: Neville A. Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

- c. Consideration and adoption of a Resolution of Intent to close an unopened portion of French Street. SC-19-01.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said Staff was asking for a Resolution of Intent to close an unopened portion of French Street and call for a public hearing. At some point the street was platted out and dedicated to the public but never opened by the developer. It was in the middle of a large acreage tract. The City nor the County had any interest in opening the street.

Mayor Hall noted the adjoining landowners had requested it.

Ms. Stultz agreed.

Council Member Burnette said it looked like the dirt road behind Clarence Hale's.

Ms. Stultz said that was all it was. Part of French Street was able to be traveled on but not the part being closed. The opened part would remain open.

A motion was made by Council Member Epps to adopt a Resolution of Intent to close an unopened portion of French Street and to call a public hearing. Council Member Moore seconded the motion. All members voted in favor of the motion. The motion carried.

RESOLUTION OF INTENT  
TO CLOSE AN UNOPENED PORTION OF FRENCH STREET

BE IT HEREBY RESOLVED by the City Council of the City of Eden, North Carolina, that:  
Pursuant to the provisions of Chapter 13, Article III, Division 3 and Section 13-88 of the Eden City Code and Section 160A-299 of the North Carolina General Statutes, the City Council of the City of Eden, North Carolina, does hereby declare its intention to close the following described portion of French Street:

BEGINNING at an iron in the east right of way line Cascade Avenue, said iron marking the southwest corner of the Moir V. Bowman Estate property; thence with the south line of the Bowman property, North 85 deg. 35 min. East 883.40 feet to an iron in the north line of French Street, the POINT OF BEGINNING; thence with French Street, North 85 deg. 23 min. East 935.60 feet to an iron, South 4 deg. 27 min. 13 sec. East 1278.12 feet to an iron, and South 85 deg. 32 min. 47 sec. West 440.00 feet to an iron pipe set in the Northeast corner of property owned by Clarence Hale and wife, Lenora Hale (Deed Book 1417, page 2579); thence North 4 deg. 27 min. 13 sec. West 40 feet to the north line of French Street; thence with the north line of French Street, North 85 deg. 32 min. 47 sec. East to an iron pipe set at the point where French Street turns North; thence with the west right of way line of French



Minutes of the regular May 21, 2019 meeting of the City Council, City of Eden:

Street, North 4 deg. 27 min. 3 sec. West 1198.18 to an iron pipe set where French Street turns west; thence with the South right of way of French Street, South 85 deg. 38 min. 23 sec. West 667.70 feet to an iron set; thence continuing with the South right of way line of French Street, South 85 deg. 38 min. 23 sec. West approximately 227.90 feet to a point; thence crossing the right of way of French Street 40 feet to the POINT OF BEGINNING.

BE IT FURTHER RESOLVED that the City Council does hereby call for a public hearing on the said closing to be held on the 18th day of June, 2019, at 6:00 P.M.

BE IT FURTHER RESOLVED that this Resolution will be published once a week for four successive weeks prior to said hearing, a copy of said Resolution be sent registered mail or certified mail to all owners of property adjoining said street as shown on the Rockingham County Tax Records, and prominently posted in at least two places along said street.

BE IT FURTHER RESOLVED, that the Planning Board is hereby requested to submit its recommendation on the proposed closing of said street for consideration of the City Council at the time of said public hearing.

APPROVED, ADOPTED AND EFFECTIVE, this 21st day of May, 2019.

CITY OF EDEN

BY: Neville A. Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

d. Consideration and approval of fee schedules for the Freedom Park Splash Pad and Mill Avenue Swimming Pool.

Mill Avenue Pool Fee Schedule:

Current Fee: New Rental Rates for New Service offered

Proposed Fee: Daily Rental Rate – Resident \$4

Non-Resident \$5

Seasonal Pass – Resident \$40

Non-Resident \$55

Senior Citizens- No Charge (55 and above)

Children under 2- No Charge

2 Hour Rental – 20 or less people - \$42

21-30 people - \$62

31-50 people - \$82

Discussion/Reason for Increase: Fees are in line with the cost of daily usage and pool party rentals in comparison with rates in surrounding cities.

Freedom Park Splash Pad Fee Schedule:

Current Fee: New Rental Rates for New Service offered

Proposed Fee: Daily Rental Rate – Resident \$4

Non-Resident \$5

Seasonal Pass – Resident \$40

Non-Resident \$55

Senior Citizens- No Charge (55 and above)

Children under 2- No Charge

2 Hour Rental – Resident \$80

Non-Resident \$100

Discussion/Reason for Increase: Fees are in line with the cost of daily usage and pool party rentals at the Mill Avenue Pool and in comparison with rates in surrounding cities.

Mayor Hall called on Mr. Farmer.

Mr. Farmer said the Freedom Park Splash Pad would be opening toward the end of June and definitely open by July 1. He wanted first to establish the rates for the Mill Avenue Swimming Pool, which would remain the same at \$4 for residents, \$5 for non-residents. A season pass was \$40 for a resident and \$55 for a non-resident. Staff had conducted a survey of Rockingham and Guilford County pools and found that most did not charge seniors 55 and older or children under 2. He wanted to do the same at the pool.

Council Member Ellis suggested instead of children under 2, it be changed to children under 4.

Mr. Farmer said he would do whatever Council chose. Age 2 had been determined based on what other communities were doing.

Council Member Burnette thought the recommendations were good.

Council Member Hampton asked if the admission fee had always been \$4.

Mr. Farmer said it had been \$4 and \$5 for the last three years. He said there had not been any problem with those rates. If there was a family struggling to pay, they could apply for a scholarship. His department verified the need through the Department of Social Services.

A motion was made by Council Member Epps to approve the Mill Avenue Swimming Pool rates as follows: Daily Rate – Resident \$4, Non-Resident \$5; Seasonal Pass – Resident \$40, Non-Resident \$55; Senior Citizens - No Charge (55 and above); Children under 4 - No Charge. Council Member Ellis seconded the motion. All members voted in favor of the motion. The motion carried.

Mr. Farmer said the department surveyed splash pads. There were three in Guilford County. Greensboro did not charge an admission fee unless there were 10 or more people in a group and they were then charged \$1 per person. When the splash pad was rented out, they charged up to \$150 for a two-hour party. Burlington did not charge an admission fee, but a two-hour party fee was \$165. Admission was free to the High Point splash pad. In Winston-Salem, children under 2 and senior citizens had free admission; ages 3-17 was \$2; ages 18 and over was \$3. He recommended that the Freedom Park Splash Pad have similar rates to what was at the Mill Avenue Swimming Pool. Part-time employees would be worked interchangeably between the two facilities and a consistent admission fee would be helpful. For the splash pad, he recommended \$4 for a resident, \$5 for a non-resident. Season pass at \$40 for a resident, \$55 for non-resident. No charge for seniors over 55 and 4 and under at no charge. Two-hour rentals would be \$80 for residents and \$100 for non-residents. They needed to consider capacity when the rates were set. At the pool, the capacity was 100 people. No one else was allowed in until someone left. He tried to have an employee there per 25 swimmers. The splash pad was zero depth so employees would be monitoring behavior. His goal was to have three people monitoring the splash pad and one person collecting admissions and selling concessions. He thought the capacity at the splash pad would be around 150 people. For safety concerns, they did not want more people in the splash park than what the employees could safely supervise.

Council Member Epps asked if someone would be monitoring the bathhouse.

Mr. Farmer replied the admissions would be collected and concessions sold from the bathhouse.

Council Member Moore thought a consistent fee between the pool and splash pad was a good idea.

Mr. Farmer agreed. He said it was easier for the 12 to 14 staff that would be hired to work between the splash pad and pool. The concession prices would be the same at both facilities.

Council Member Moore said the capacity of 150 people at the splash pad was high and may need to be looked at.

Mr. Farmer said that might need to be changed. There would be a lot of chairs there for parents to lounge. When he and the city manager had visited area splash pads, they saw many parents doing just that.

Council Member Moore asked if the parents were counted in the capacity number.

Mr. Farmer said they were counted in the capacity number and changed an admission fee.

Council Member Epps asked if Mr. Farmer had considered the admission fees in his budget.

Mr. Farmer said he did and those figures were included in the FY 2019-20 budget.

Council Member Hampton said her thought was to charge \$3 admission and see how that went before they progressed to a higher rate. She thought it would be better to start out at a lower rate. She thought a lot of children from the Draper area, many of who had a single parent and other siblings, would want to go. She was taking that in consideration. If they started the fee low, they would have somewhere to go in future years. The pool had been \$3 and now was \$4. Doing that at the splash pad would be consistent with that.

Council Member Ellis asked if any chemicals were used at the splash pad.

Mr. Farmer said it did not use chlorine. It was a flow-through system so the City had the water bill. They would also have cleaning supplies and would have to pay the employees. If they had four employees a day at six hours, they were looking at around \$200 just in that cost.

Council Member Ellis asked about the cleaning process.

Mr. Farmer said the splash pad would be cleaned daily. It would be washed down with bleach. It would be pressure cleaned every 10 to 15 days.

Council Member Burnette said they did need to consider the cost of the water. Although the City produced the water, there was a cost associated with that. He had spoken with some people who were excited about the splash pad and when he told them what he thought the fee would be, they responded that it was a bargain. It was somewhere they could go and spend the whole day.

Mr. Farmer agreed and said the reason for the difference in price between residents and non-residents was because the taxpayers were paying for a portion of the splash pad – the City had received a \$500,000 grant but the project had required another \$300,000 for the bathhouse. People who did not pay taxes in Eden should have to pay a fair share to use the facilities.

Council Member Ellis asked if they would have to show identification.

Mr. Farmer said they would ask for identification at the splash pad to verify residency.

Council Member Ellis thought showing proof of residency should be automatically done.

Council Member Grogan asked if Mr. Farmer was using the City limits as the boundary.

Mr. Farmer said for rental rates for residents, a person had to live inside the City limits and pay City taxes.

Council Member Epps said he was concerned for the safety of the children using the bathhouses because of predators.

Mr. Farmer said there would be someone monitoring the bathhouse when the splash pad was open.

Council Member Ellis asked if someone would have to pay to get back in the same day if they left the splash pad, even if they just walked out to the parking lot.

Mr. Farmer replied yes, because of capacity reasons.

Council Member Moore asked if adult supervision was required for certain ages.

Mr. Farmer said at the pool, it had been the practice to allow a 13 or 14 year old to bring their 9 or 10 year old sibling. Anyone 6 and younger had to be with an adult.

Council Member Burnette said he thought consistency across the board was the right thing for the rates.

Council Member Ellis was glad the splash pad had been built. He said the department needed to keep a tight rein on it to prevent accidents and illness.

Mr. Farmer agreed. He said that was what they did at the pool following guidelines from the health department. They would supervise the splash pad as if it were the pool, without the certified lifeguards that were not required.

A motion was made by Council Member Burnette to set the Freedom Park Splash Pad admission fees the same as the Mill Avenue Swimming Pool fees: Daily Rate – Resident \$4, Non-Resident \$5; Seasonal Pass – Resident \$40, Non-Resident \$55; Senior Citizens - No Charge (55 and above); Children under 4 - No Charge. Council Member Grogan seconded the motion. All members voted in favor of the motion. The motion carried.

- e. Consideration and approval to replace ballfield fencing at the Draper and Spray ballparks using Positively Eden Strategic Plan Funds.

Mayor Hall called on Mr. Farmer.

Mr. Farmer said Council had talked that evening about maintenance and upkeep on private properties and it was only right that the City do the same with its facilities. The fencing at the Draper field was 25 or 30 years old and the one at Spray was probably close to that. One of the items listed near the top of the Parks & Recreation Comprehensive Plan was to upgrade the City's existing parks. Draper and Spray fields were used by practicing teams and the shelters were used for gatherings. A lot of money had been spent at Freedom Park but the City had other parks and facilities that needed upgrading as well. Leaksville Landing had been paved in the last two weeks – that was something that needed to be done the last 10 or 12 years. The City was getting ready to repave the Bridge Street and Mill Avenue walking tracks. At the May 3 meeting, the Strategic Planning Commission voted to fund the fencing. He was asking Council to approve the same, explaining that each replacement would be about \$14,000.

Council Member Epps asked if the fencing would be galvanized or aluminum.

Mr. Farmer replied it would be galvanized.

Council Member Carter asked if the metal was in bad shape or if it could be painted to repair it.

Mr. Farmer said it was completely rusted. It could probably be painted to maintain it for a year or so but it would require that same upkeep.

Council Member Epps said the Spray fencing had been painted a few years prior and you could not tell it anymore.

Mr. Farmer said it had been painted about five years prior. They could paint but it would not hold up as well as something new.

Council Member Hampton said she had been by that day to look at the fencing. The fencing might be rusted but they were standing perfect. None were falling.

Mr. Farmer said they were not falling but were buckling at the bottom. Once they started doing that, there was not a whole lot that could be done.

Council Member Hampton was concerned about paying \$14,000 for a field that did not host games. There were so many other things needed at the recreation center. There were no swings for children at the Draper Recreation Center. She did not think it was right to replace the fence over equipment for the children who played at the Rec every day. There were two slides there for the children and nothing else. There were needs there and at the Bridge Street Recreation Center where there were no swings for toddlers.

Mr. Farmer said the toddler swings had been ordered and would be installed when they came in.

Council Member Epps said he did not know about Draper but he lived up the road from Spray and it was heavily used.

Council Member Grogan asked how much the fields were used.

Mr. Farmer replied he did a report about a year and a half prior for Council Member Moore on the usage. At that time, they were averaging usage two or three times a week. They still did have people rent the facilities. They were community parks that the City did not ever want to get rid of because around the country, other communities were trying to buy up land to build parks. He thought they should continue to enhance the parks and make them available to the residents.

Council Member Hampton said her family rented the shelter at the Draper park and it was a great shelter. There was only one slide there. They did not focus on the fence. It was rusted but it was standing. It did not look tacky.

Mayor Hall asked when the last City game was held at either of the facilities.

Mr. Farmer said the City had not in recent memory but the Draper field was rented out for a tournament, probably in the last year. People still went there to practice and play.

Mayor Hall thought people could practice and play there even without a fence.

Mr. Farmer said his job was to bring before Council things that would improve the quality of life and appearance of the parks.

Council Member Moore said he started spending time at the Draper Ballpark when it was built in the 1960s. The fence had always curled the way Mr. Farmer described. As much as he loved the ballpark and Spray, he thought replacing the fencing was a waste of money at the current time. He had visited the Draper park that day and it looked good, it had been mowed. The Spray park was a different story. There was grass growing in the infield and the outfield had not been mowed. He realized it was probably a scheduling issue.

Mayor Hall said he knew Mr. Farmer's job was to bring recommendations. The Council's job was to be stewards of the money. He appreciated the Strategic Planning Commission bringing the issue to the Council. He wondered if the Commission realized how infrequently the City used the fields. The parks did not pay for themselves by any means. He thought they may need to take another look at the request.

Council Member Burnette asked what the upkeep for the parks would be if the fencing was not replaced. He asked if the idea was to leave them alone and let them deteriorate.

Mr. Farmer said he could try to have them painted and see how that did. They may want to consider removing the fences.

Council Member Hampton said the fences looked great. If they painted them and they lasted two years, it would be worth it.

Mr. Farmer said he did not know what it would cost to paint them. He would have to get pricing for that.

Council Member Hampton said they should do something to draw people to want to rent the parks. They could install state-of-the-art equipment there for children.

Mr. Farmer thought that was great. During the Budget Retreat, they had put in a request for \$50,000 for playground equipment for the Bridge Street Recreation Center. It did not get approved.

Council Member Carter asked how much work would be involved to turn the fields into soccer fields. He noted it was a growing sport in the area.

Mr. Farmer did not think it would be too expensive. It would require putting grass and sod in the infield.

Council Member Burnette asked if there were any specific plans in the Parks & Recreation Comprehensive Plan for the two parks.

Mr. Farmer said one of the things discussed about the Spray park was making the field a multiuse field instead of softball only and removing the fencing. There would still be an outside fence around the park.

Council Member Epps suggested that the fences be painted and playground equipment installed.

Council Member Burnette pointed out that funding had not been approved for that.

Council Member Epps said the lights were on often at the Spray park.

Council Member Ellis said he lived about 150 yards from the Draper park and he rarely saw the lights on there.

A motion was made by Council Member Moore to table the item to the next meeting. Council Member Hampton seconded the motion.

Council Member Burnette asked what the expectation was from the item being tabled. He suggested Mr. Farmer bring back a recommendation for an overall plan for the fields.

Mr. Farmer said he could probably put something together in time for the next meeting.

All members voted in favor of the motion. The motion carried.

- f. Consideration and approval of three façade grants for 618 and 624 Washington Street and the purchase of a right-of-way using Positively Eden Strategic Plan Funds.

Mayor Hall called on Main Street Manager Randy Hunt.

Mr. Hunt said one of the things he was tasked with from the Strategic Planning Commission was economic development work. A developer had purchased 618 and 624 Washington Street. A coffee shop and 800-square-foot apartment were proposed for 618. An eight-foot breezeway would connect Washington Street to the Bridge Street parking lot the City had almost finished. 622 Washington Street had just been painted and an awning put on the front. He said the precedent had already been set that certain projects qualified for additional façade grant funding. The back of the building was completely out, similar to the issues the City had with 622 Washington Street. The developer was spending a lot of time and energy investing in 618 and 624. The request was for a \$7,500 façade grant for the building from Positively Eden Strategic Plan funds and up to \$20,000 funding to help create a pedestrian walkway from Washington Street to the Bridge Street Parking lot, for a total of \$27,500. 624 Washington Street was the former Pace-Dyer, A Stitch in Time, Sign Shop building. There would be up to six apartments upstairs with two apartments downstairs on the back side and a restaurant in the front. The owner had met with two restauranteurs who had expressed interest in bringing a business to Eden. The proposal was for two \$5,000 façade grants for 624 Washington Street. There were two \$5,000 Building Rehabilitation Grants currently funded in the budget that the owner could apply for. The total Mr. Hunt was requesting was for \$37,500.

Council Epps liked the idea. He did not want to see empty buildings in the downtowns.

Mr. Hunt said the City had good traction going. People were relocating downtown and it was an exciting time.

Ms. Gilley wanted to clarify that for 618 Washington Street, the request was for a \$7,500 façade grant. The amount up to \$20,000 was for the purchase of a right-of-way. It would be an easement.

Council Member Burnette asked if the City would maintain it.

Ms. Gilley said the City would maintain the cosmetics. The structural walls and underneath would be the owner's responsibility as set forth in an agreement.

Council Member Moore said he and Council Members Burnette and Carter had been in Hickory. That city had just torn down one side. The shops were full. There were people all over the street. It was a wonderful sight. He thought the plan was a good idea.

A motion was made by Council Member Burnette to approve three façade grants for 618 and 624 Washington Street and the purchase of a right-of-way using Positively Eden Strategic Plan Funds. Council Member Moore seconded the motion. All members voted in favor of the motion. The motion carried.

g. Consideration and approval of PCSA rate agreement.

Mayor Hall called on Mr. Dougherty, Mr. Shelton and Ms. Gilley.

Ms. Gilley explained the item was a City of Eden and Pittsylvania County Service Authority (PCSA) agreement. Staff had worked with the PCSA and Dewberry Engineering to develop an



agreement which assured the City would be the primary provider of water to the Southern Virginia Mega Site at Berry Hill. The previous evening, the PCSA approved the agreement. There was a schedule in the agreement that listed how the water supply would be divvied up between the City and the PCSA. The PCSA did have a small line that would provide some water but the City would be the major source. The supply would be divvied up based on water quality, as advised by Dewberry. The City wanted to ensure they were the main water provider contractually before construction of the line began. There was guidance in the agreement on rate development. It was difficult to develop a rate without a definite amount of flow and an identified user. There was guidance in the agreement that showed what the cost of the operation would be. That was how they had developed rates with other industrial users in the past. That would assure the City would recoup costs and benefit financially.

Council Member Burnette asked if the rate was similar to rates for other large water users in the past.

Mr. Shelton said it basically would be taking the City's costs for different departments, what amounts of money went toward the line and supplying water to the mega park. It was similar to the way big contracts had worked in the past. Once a user and volumes were established, they would develop a water rate off of the audited costs they had from the previous year. They would develop it from that with a spreadsheet. There was a reference to the spreadsheet in the agreement.

Ms. Gilley noted there was reference to the guidance from Dewberry and they were the ones that developed the spreadsheet.

Mr. Shelton said the end result would be to utilize costs that were audited the way it was done with HanesBrands and MillerCoors.

Council Member Burnette said there was reference to the 1.15 times the costs. He was asking about that amount.

Ms. Gilley noted that was the rate adjustment that would be done annually.

Mr. Shelton said that was basically the City's costs and 15 percent.

Council Member Burnette said before they had included capital costs and he saw they would be able to include the initial costs of putting the line in. All that went into the factor which was great.

Council Member Moore said he read they could supply up to 6 million gallons a day. He asked if that was the maximum.

Mr. Shelton said originally they were planning a 24-inch line which could carry close to 9 or 10 million a day. When the power company fell through, the long-term projections came down to 5 to 6 million provided by the City. The line was downsized to 20 inches. If a tremendous user showed up, they could put in additional line. They should still have reserve capacity they could send that way.

A motion was made by Council Member Burnette to approve the PCSA agreement. Council Member Grogan seconded the motion. All members voted in favor of the motion. The motion carried.

- h. Approval and adoption of a Resolution awarding a bid for the SoVA Mega Site at Berry Hill.

Contractors	Bid Price to Construct this Project	Engineer's Cost Estimate without Contingency	Different Under/Over Engineer's Estimate
Haymes Brothers, Inc.	\$4,136,958	\$6,000,000	-\$1,863,042
C. M. Cavley and Son	\$4,394,625	\$6,000,000	-\$1,605,375
Garney Companies, Inc.	\$4,668,515	\$6,000,000	-\$1,331,485

Mayor Hall called on Mr. Dougherty and Mr. Shelton.

Mr. Shelton said they were recommending approval for the low bidder to construct the 20-inch water line from just inside the City limits to the State line. Three fairly consistent bids were received April 30. Haymes Brothers, Inc., was the low bidder and over \$1.8 million under the engineer's estimate. The engineers used the historical bid prices for ductile iron pipe in their estimate but the contractors were able to get the pipe at incredibly low prices. That represented the majority between the estimate and the bids. They were in a favorable bid climate as well. The City had zero interest loans or grant financing for all of it up to \$7 million. He was hoping the funding agencies would not reduce any of that, particularly the grant funding which was a little over \$4 million at the current time. They were at around \$5.2 million to construct the whole project based on current numbers.

Council Member Epps asked if the pipe would be able to sustain the pressure of heavy trucks if the road were widened.

Mr. Shelton said it would be ductile iron pipe or pipe rated to carry that kind of load. It would be in the right-of-way but off to the side.

Council Member Moore asked if Haymes Brothers, Inc., was from Chatham, Va., and if they were already installing the sewer line.

Mr. Shelton said they were. Dewberry said Haymes had been extremely good to work with, meeting their deadlines and submitting required paperwork. Part of the reason the bid was so low may have been because part of their equipment was already staged on the site. The request was for Council to accept the bid and approve a Resolution verifying that.

A motion was made by Council Member Epps to award the bid to Haymes Brothers, Inc., to construct the water line for the Southern Virginia Mega Site at Berry Hill and to adopt a Resolution verifying the same. Council Member Ellis seconded the motion.

Council Member Grogan said some of the people on Council needed to be commended for the forward thinking of going across state lines to have a project like the Southern Virginia Mega Site at Berry Hill. It was extremely exciting.

Mr. Shelton agreed. Leaders from both states, the legislatures and the governors, had basically shook hands over the cooperative spirit to make the project work.

Council Member Ellis said it would work. They needed to be patient. The future would be bright. His grandchildren would see the prosperity from the project.

All members voted in favor of the motion. The motion carried.

#### RESOLUTION REGARDING BID AWARD APPROVAL

WHEREAS, the City of Eden has employed Dewberry to provide engineering services and oversee construction for the SoVA Megasite at Berry Hill – Phase I NC Water project;

WHEREAS Dewberry assisted the City of Eden in the advertisement phase for public procurement of a competitive bid for the above referenced project;

WHEREAS, bids were received and publicly read aloud at Eden City Hall at 2:00 PM on April 30, 2019, and Haymes Brothers, Inc. of Chatham, VA, licensed as NC contractor #7276, was the apparent low responsive bidder in the amount of \$4,136,958;

WHEREAS Dewberry reviewed all bids for responsiveness to funding agency bid requirements for NC DEQ Department of Water Infrastructure and Economic Development Administration, and formally recommended award to Haymes Brothers, Inc. by providing a letter to the City of Eden dated May 1, 2019.

NOW, THEREFORE, BE IT RESOLVED as a result, the Eden City Council hereby approves the Engineer's recommendation to award Haymes Brothers, Inc. upon concurrence by both the NC DEQ Department of Water Infrastructure and the Economic Development Administration. Upon agreement by all parties, the Engineer has the authority to grant a Notice of Award to Haymes Brothers, Inc. for construction of the SoVA Megasite at Berry Hill – Phase I NC Water project.;

Adopted this the 21<sup>st</sup> day of May, 2019, in the Council Chambers in City Hall of Eden, North Carolina.

By: Neville Hall, Mayor

#### AUTHORIZING RESOLUTION BY CITY COUNCIL OF THE CITY OF EDEN CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting City Clerk of the City of Eden does hereby certify: That the above/attached resolution is a true and correct copy of the resolution authorizing the filing of an application with the State of North Carolina, as regularly adopted at a legally convened meeting of the City Council duly held on the 21<sup>st</sup> of May, 2019; and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of May, 2019.

By: Deanna Hunt, City Clerk

#### REPORTS FROM STAFF:

##### a. City Manager's Report.

Mr. Corcoran wanted to address recycling. There were many details citizens were not aware of because they were only notified when it was determined service would discontinue. He read from a fact sheet he created:

In late March 2019, Eden received notification from a representative for Rockingham County that Waste Management was planning to cease offering curbside recycling in both Eden and

Reidsville at the end of June. This will directly affect those citizens who voluntarily signed up for the service and have been paying the associated collection cost. Waste Management currently offers the curbside recycling service as a component of their current franchise agreement with Rockingham County. According to a representative with Waste Management, Eden currently has 371 homes participating in the bi-weekly voluntary curbside recycling program at a current rate of \$3.93 per month. According to our Billing and Collections Division, there are an approximate 5,914 residential solid waste customers in Eden. The 371 homes participating in the current program represent approximately 6.2% of our total residential solid waste customers.

According to Waste Management, the recycling market is at a very low point right now and the current contract is no longer sustainable. They informed us they are losing money every day. It was cheaper to provide municipal solid waste collection than recycling because of what could be done with the recyclable product. They said “Reports are the markets are only going to get worse when China stops receiving any recycling from the USA.”

On April 11, we received notification from a representative for Rockingham County that Waste Management had submitted a non-binding quote, which would still require corporate approval. IF Eden AND Reidsville were willing to sign a 5 Year agreement for MANDATORY collection at all houses they would offer Every Other Week (EOW) curbside collection at \$7.48 per home per month. This is an increase of 90.33% compared to the current price. Based on 5,914 customers this represents a total annual cost of \$530,841. IF either City chooses NOT to sign an agreement then the price increases to the other community by approximately \$0.47 per home per month or \$7.95 per month. Based on 5,914 customers this represents a total annual cost of \$564,196.

On April 30, a representative from Waste Management indicated they would consider proceeding with the voluntary subscription program under the following conditions:

1. No annual contract, Memorandum of Understanding only with a bi-lateral 30 day out for both parties.
  - a. They stated the state of the Recycling Market is very strained with commodity prices low or at a cost to process. They stated they cannot commit to a contract outside month to month for such a small amount of homes/services”.
2. The monthly charge per home would be set at \$11.05 – if at least 325 of the 371 homes remain onboard within the City Limits.
  - a. Waste Management stated service would be cancelled if less than 325 subscribers remain on the program at \$11.05 because less than 325 homes would dilute the density and escalate their cost per service.
  - b. Waste Management stated they were concerned that a monthly rate of \$11.05 would lead to a vast amount of the residents discontinuing the service. They indicated that if so, this would make the program unsustainable.

In addition, Waste Management reiterated the fact that it now costs them more to provide every other week curbside recycling services than it does to provide Municipal Solid Waste Curbside removal on a weekly basis.

The charge of \$11.05 per month compared to the current \$3.93 per month paid by the 371 homes currently participating in the program would amount to an increase of \$7.12 per month or approximately 181.17%.

Ultimately, Waste Management informed us they had made the decision to send out notifications to all of the current Recycling Subscription customers stating the program is no longer sustainable due to market conditions and they indicated the last day of service will be June 30. Residents of both cities received their notifications about the same time.

The City of Eden could certainly revisit the issue of a mandatory program but based on the previous information received it would require a 5 year agreement at a price of \$7.95 per month (if Waste Management received corporate approval) since it does not appear as if the City of Reidsville will be proceeding with a mandatory program.

However, there would likely be a significant amount of complaints received from other residents due to the following:

- Eden provides a full-service recycling center at 123 Mebane Bridge Road that is currently being used on a daily basis. As of June 1, the center would be open 9 a.m. to 6 p.m. Tuesday-Sunday. It would be closed on Mondays and 11 holidays.
- Only 6.27% of Eden's total residential solid waste customers were participating in the voluntary program at \$3.93.
- It would be fair to say that a significant portion of the remaining 5,543 residences (5,914 minus 371) would likely be very upset if the City Council were to require MANDATORY collection on all of its residential customers at a cost of \$7.95 per month when these residences were not interested in participating previously at a rate of \$3.93 per month.

Mr. Corcoran spoke with the Reidsville city manager that day who indicated that the City of Reidsville was not proceeding with mandatory collection.

Council Member Grogan asked where Reidsville's recycling went without a center.

Mr. Corcoran said the City of Reidsville's city manager said they were in the process of looking at establishing a recycling center. They had reached out to some other companies as well. They would probably evaluate the effectiveness of that after six months. People wanted to make sure the materials were being recycled if they were paying for it to be. Recycling markets were drying up and hardly anyone was taking plastics. The Reidsville city manager had indicated that he was unsure they would take plastics. Market conditions changed and the City of Eden too may need to change what came to the center. The center was a nice, full-service facility staffed nine hours a day. That opportunity was available for those who wanted to recycle. It was not as convenient as curbside but he could assure the citizens that Staff reached out to see what options were available. They had met with their colleagues in Reidsville and the County. Even though the

citizens did not know until May, Staff knew a couple of months prior to that and were trying to come up with an option.

Council Member Burnette had read that Greensboro was no longer accepting glass in their recycling program.

Mr. Corcoran said the City too had trouble finding markets for some of the recyclables. The Reidsville city manager made an excellent point in the need to be flexible as the centers were operated. The State came out with a press release that day that talked about the markets drying up. The press release also talked about the need for education on what should be recycled and how it should be recycled. Often, recyclables were co-mingled and that was drying up the market because there was not a clean product.

Council Member Carter said he and Council Member Grogan had talked with Mr. Dishmon about the difficulties even in taking a wood pallet and electronics.

Council Member Grogan said citizens needed education about recycling and what could be accepted.

Mr. Corcoran said that could be done and publicized as best as they could. Mr. White had a very good suggestion.

### **City Manager's Report – May 2019**

#### **Cancelling/Rescheduling Events**

We want to explain why we cancel events because of weather and why it is so hard to reschedule that same event. Our events are funded by sponsorships and we are the stewards of that hard-earned money. Costs include:

- Advertising
- Entertainment
- Stages
- Sound
- Lights
- Port-A-Johns
- Security
- Special Features
- Many other items

When the weather forecast is predicting 80 to 100% rain, event organizers have to make a VERY hard decision. In addition to rain, you can experience heavy winds and lightning. We cannot stress how hard it is to cancel an event. We and the event volunteers work months making our events the very best they can be. We have to decide to go ahead and possibly lose a lot of money or cancel and save as much as possible. We try to provide professional musicians, but their contracts demand payment whether they play or not if you have booked them for an event.

Stages cost thousands of dollars, and once they are on site, you are forced to pay for them, even if a thunderstorm happens ten minutes after they arrive. You also have to consider the expense your food vendors are about to put into your event. If they start preparing food and it rains, they also can lose thousands of dollars.

Probably the most important factor is the safety of our visitors and our volunteers. We try to consult with emergency services, police and meteorologists in order to make the best decision possible. In 2012, a sudden straight-line wind blew through Washington Street on the Saturday night of RiverFest. The stage overhead rack shook violently, tents flew up in the air, and people scattered for shelter. This is what can happen during this type of weather event that was forecasted the night of the recently cancelled Oink & Ale. We cannot be good stewards of these events and expose our citizens, vendors and workers to such potential danger.

Once you cancel, it is very difficult to pull a large event back together. Your bands are usually booked a year in advance and they do not agree to block-out make-up dates without an additional cost because that prevents them from accepting other bookings. Your stage companies, food vendors, etc. all have their schedules booked for the year because this is their business. Therefore, to get all the players back together again on a particular date is nearly impossible.

Please know that **we DO NOT ever want to cancel an event**. We have invested too much time and effort into the project to want to make that decision. However, sometimes it is just necessary for the safety and well -being of all those involved.

### **2019 Eden Citizens Academy**

On June 1, the City of Eden will begin accepting applications for the 2019 Citizens Academy. The Academy will be held on consecutive Thursdays from 5:30 to 7:30 p.m., beginning August 15 and running through October 10. A graduation ceremony will be held at the October 15 meeting of the Eden City Council.

The Academy is a free, nine-session interactive course designed to provide residents with an in-depth look into municipal government. It is open to all city and ETJ residents, city business or property owners, and anyone who works in the city. Applicants must be at least 18 years of age. Apply in Administration at Eden City Hall or online at <https://www.edennc.us/322/Citizens-Academy>. Class size is limited to 20 participants.

For more information, please contact Deanna Hunt, City Clerk at 336-623-2110, option 8, or [dhunt@edennc.us](mailto:dhunt@edennc.us).

### **Drop Port Sites Eliminated & Recycling Center Hours of Operation Expanded**

Effective June 1, all six of the recycling drop port sites located throughout the city will be closed and all recyclables can be dropped off at our recycling center that is located at 123 Mebane Bridge road. The recyclables allowed consist of the following: plastic containers, mixed paper, used oil, batteries, cardboard, aluminum cans and tin cans. We DO NOT accept tires.

Our Mebane Bridge site is currently being renovated to better handle the recycling material and ease of access. In addition, the site will have longer hours of operation. As of June 1, the recycling center will be open from 9:00 a.m. to 6:00 p.m. Tuesday thru Sunday. The facility will

be closed on Mondays and will be closed in observance of 11 holidays throughout the course of the year.

According to the NC Department of Environmental Quality, the City of Eden is only allowed to accept recycling material from Eden residents. As such, we will be furnishing a vehicle sticker to Eden residents the first time they visit the site to drop off their recyclables. Once residency has been verified, a sticker will be given to the resident. The sticker must be displayed in the right rear of their vehicle. Each sticker will be numbered and assigned to that vehicle only. If a resident needs more than one sticker, for other vehicles they own, that vehicle must be driven to the site on a subsequent visit to the recycling center in order to be registered to receive a recycling sticker.

Anyone caught dumping at the drop port sites after the drop port sites have been closed is susceptible to being charged for illegal dumping. For additional questions regarding any of these issues, please call 336-627-7781 ext. 103 or email Dusty Curry, Superintendent of Solid Waste at [dcurry@edennc.us](mailto:dcurry@edennc.us).

### **Eden Youth Council**

Are you ready to serve? The City is currently accepting applications for the 2019-20 City of Eden Youth Council. Membership is open to individuals who live in the Morehead High School Attendance Zone (MHS, college, homeschool or private school students) and are between the ages of 14 and 20.

What can you expect?

- Service opportunities
- Develop leadership and professional skills
- Networking with civic leaders
- Coordinate opportunities for Eden youth
- Great experience to list on resumes and college applications

If you are interested in applying, you can get your application at Eden City Hall - Administration, or Morehead High School Student Affairs Office. For additional information, please contact Jennifer Woods at [jwoods@edennc.us](mailto:jwoods@edennc.us).

### **Economic & Tourism Development**

#### **770 Ventures (MillerCoors)**

This company continues to interview brokers to market the site to food and beverage manufacturers. City and County staff are continuing the Duke Energy Site Readiness process, which will culminate in a late May meeting in Eden. This will make the site more marketable by providing a thorough assessment of the site's assets and needs.

#### **The Tile Shop**

This company is located off Friendly Road just over the VA state line in Ridgeway. They have taken over the Evans Warehouse on Roundhouse Road in Eden and have five employees working there after spending a considerable amount on building up-fits. They plan to be there



long-term and could have additional growth opportunities if store expansions continue. This company has grown from 62 to 77 employees with 85% of their employees being either Eden or NC residents. They support local Eden businesses and consider themselves part of the Eden community. This distribution center services 36 retail stores (the company has 145 stores and is growing). They also manufacture grouts and other setting materials in their local warehouse. Eden is their second largest distribution center after one in Michigan.

**Virginia Department of Transportation (VDOT)**

On Thursday, April 11, staff joined representatives of Danville and Pittsylvania County, VA in addressing the VDOT public hearing held in Lynchburg, VA. The purpose of the meeting was to express support for the proposed \$31 million allocation to fund the connector road from Berry Hill Road to the Danville Expressway. The Route 58 Development State Funds that will be available July 1, 2019, were used to fund this project. Right now, the official completion date is 2025 but they expect this to be expedited considerably, especially if a project is landed at the mega site.

**North Carolina Economic Development Association (NCEDA)**

This organization scheduled a day to meet with Legislators in Raleigh on Tuesday, April 16. City staff participated in two meetings. The first included staff from the City of Eden, the Rockingham County and the City of Reidsville. They met with Senator Phil Berger's Policy Advisor, Alex Fagg. They discussed expediting the I-785 extension from Hicone Road in Guilford County to Highway 29, exit 153 — Eden/Reidsville/Yanceyville. They used information about the VDOT Connector Road (see above) funding and the many large prospects that have considered the mega site. It was noted how it would benefit Reidsville and Eden to be much closer to an interstate highway than we are now. Reidsville would be 1-2 miles from it; Eden 10. This is far better than our current situations. Highway accessibility is a critical factor in many industrial projects.

Also discussed was the Norfolk Southern rail line that was damaged from the fall of 2018 hurricanes. The railroad will not declare the line abandoned and will make the necessary repairs and reopen the line if a user is found for MillerCoors. There may be assistance from both NC and VA for these repairs.

The group then joined the NCEDA leadership and lobbyist law firm Smith Anderson in a meeting with NC Senate Pro-Tem Phil Berger. Senator Berger was asked to give some of his priorities in this term. They are looking at infrastructure funding — but the scope of infrastructure needs is immense. The gas tax has not produced the required transportation funds, part of this being attributed to more electric cars on the road. Senator Berger recognized the rural hospital issues and workforce development challenges. He is conducting roundtable discussions on workforce education to determine how to attract the talent that companies need. Career coaches from community colleges working with high school students is a promising program. He also talked about the efforts to implement broadband in areas that are currently not served.

**Economic Development Administration (EDA)**

The City is working with Rockingham Community College staff on seeking an EDA grant to assist with either the construction or equipment for the Workforce Development Center. The EDA has provided \$2.0 million+ grants to three NC Community Colleges in the recent past.

**Rockingham County Land Use Process**

City staff participated in a Rockingham County Land Use Process in early May. Each represented community — Eden, Reidsville, Madison and Wentworth — spoke of their land use plans and economic development strategies. The consultant working with the County will have individual meetings with each community and there will be future collective meetings on this topic.

**¼ Cent Sales Tax—First Anniversary**

The City spearheaded a meeting with the committee members that worked on this successful 2018 campaign. The purpose was to determine the Workforce Development Center status and to begin a second campaign to let the community know what is happening with the funding. Since we are at the first anniversary of the tax vote, a comprehensive effort will be made to reach all of the civic and other groups that were contacted last year seeking support. A sign rendering of the proposed Workforce Development Center will also appear on the college campus in the near future.

**Rock-A-Top Apprenticeship Program**

Two local companies are considering participating in this countywide apprenticeship program. Students from all four of the County high schools are participating in the program that provides paid work for students, an Associate’s degree and employment.

**Gildan Sock Sale**

Gildan will hold a sock sale from June 11 through June 15 at the former Pennies for Change space in Meadow Greens Shopping Center.

**Fitness Center**

A national fitness center company is in final negotiations with a local shopping center to establish an Eden location. More information on this company will be provided in the June 2019 report.

**Azure Women’s Apparel**

This is a great women’s clothing store located at 238 W. King’s Highway. They have new items to make you look your best this spring and summer. They are open Monday-Friday, 11:00 am-6:00 pm and Saturday, 11:00 am to 4:00 pm. Call 336-637-6054 for more information or check out their Facebook page.

**Bridge Street Parking Lot**

This parking lot has begun to attract investment on the eastern section of Washington Street. The lot is near completion with just mounting of a dedication sign, bench installation and light landscaping to be completed. The remaining work will exhaust a grant provided by the Home Savings Endowment.

**Efficiency, One, and Two Bedroom Apartments Coming Soon to Historic Eden**

Sections of 618 Washington Street and the Historic Former Smith and Lane building at 624 Washington Street are being converted into efficiencies, one, and two bedroom apartments. The owner intends to make them affordable, offer free Wi-Fi, and hot water (meaning the natural gas

cost to heat the water will be included in the rent.) Efficiencies are being priced at \$675 with one bedrooms at \$825 and two bedrooms at \$925 per month. Convenient rear parking has just been developed by the City. Please call 561-313-9309 for additional information.

**Fieldcrest Public Space**

The perimeter lighting has been mounted to the interior walls. Suspension wires were placed across the space and strings of festoon bulbs were hung. The lights are illuminated through a photoelectric switch that lights the space at dusk. The corrugated sliding metal doors are ready to be mounted and will be put in place soon. Look forward to a ribbon cutting ceremony this spring.

**Eden Downtown Development Inc.**

The board of directors met May 13 for their EDDI regular meeting. The Design sub-committee project of custom painting downtown fire hydrants has begun with the first two completed on Henry Street. One represents a Dalmatian located near the Fire Department building and the other represents the Henry Street clock near Leaksville United Methodist Church. Several other designs have been approved. If you would like to participate contact [rhunt@edennc.us](mailto:rhunt@edennc.us). The Rockingham Entrepreneurial Assistance Program (REAP) has moved up its scheduled roll out to July. Susan Reagan, Director of RCC's Small Business Center is working closely with the County's Economic Development department and representatives of the City of Eden. The EDDI received its formal accreditation certificate from the NC Main Street & Rural Planning Center.

**Leaksville Commercial Shopping District**

Southern Julip, a new women's clothing and accessory boutique is expected to open at 711 Washington Street in July. The owner of 729 Washington Street is on track to begin building out his restaurant themed for its rich history as the Hampton Buggy Company. 3's Company, a new hair salon has opened at 704 Patrick Street.

**Boulevard Merchants**

The Merchants are planning another food truck rodeo October 5 in conjunction with a battle of the bands to be called Rocktoberfest. They have scheduled their next Cars and Crabs event for July 27. They have requested a list of property owners to contact about possible improvements. The list will be compiled by the City of Eden Planning and Inspections Department.

**Monroe Street**

The former Body Fit Fitness Therapy building is under contract. The new owners have made no decision on what they plan to do with the building.

**609 Bridge Street**

A local company has purchased the former rental equipment building. They plan to use it in conjunction with their current business and will have additional available office space.

**137 Fieldcrest Road**

The owner of the former Pharmacy Land building in Draper is meeting with Rockingham County Habitat for Humanity. Habitat recently closed their facility on Washington Street.

**National Parks Service Historic Preservation Sub Grant**

Staff has been working on a grant application that could award up to \$750,000 for Eden historic properties. Those included in the grant were two historic Washington Street properties, the Nantucket Mill, and Spray Cotton Mill. The City would divide the funding up to assist all four buildings. The City will know in the fall of 2019 if the grant application has been approved.

**Grown & Gathered**

Our spring farm to fork dinner will be held May 23 along the beautiful Canal at the Spray Mercantile. Chef's Ross and Amy Hammond are preparing a delicious dinner made with ingredients grown and produced locally. The Morehead High School Jazz Ensemble will provide entertainment and Our State Magazine will be on site filming for an upcoming video. It should be a beautiful evening!

**Piedmont Pottery Festival**

We hope everyone will join us on June 1 from 9 am to 4 pm at the First Presbyterian Church located on Southwood Drive behind Wal-Mart for our 17<sup>th</sup> Annual Piedmont Pottery Festival. We will have potters from all over the state of North Carolina ready to sell you their beautiful handmade creations and tell you the story behind it. Pottery door prizes will be given away every 30 minutes. Admission is FREE. See you there!

**Sunflower Field at Smith River Greenway**

The sunflowers are planted at the Smith River Greenway! Keep walking that trail and look for those beautiful flowers to start growing. We should have those bright yellow blooms in 60 to 90 days!

**Hispanic Heritage Day Thank You**

We would like to thank all the people that helped make our Hispanic Heritage Day with all of Eden's 5<sup>th</sup> graders the huge success it was! The kids learned about pinatas, listened to a Mariachi band, ate some delicious authentic foods and had fun taking their photos at the photo booth. This year one of the highlights was the Senior Class Walk Through! It was very exciting and emotional to watch. Congratulations Class of 2019!

**Our State Magazine Video/Article**

Our State Magazine videographers, photographers and other representatives will be in Eden on May 22 to film a video for the magazine that will accompany a feature article on our City. It will feature our blue ways, trails, downtown, drive-in, and so much more of what makes Eden so unique and beautiful. Our launch date for the completed piece is set for June 22. The finished product will be placed on the magazine's website and will stay there for 12 months. Check it out!

**Newsletter**

You can get information about upcoming local events by email through our monthly Explore Downtown newsletter. If you want to subscribe, please send your email address to [godowntown@edennc.us](mailto:godowntown@edennc.us)

**Engineering**

**Street Resurfacing Projects:**

All of the streets scheduled to be resurfaced on the FY 2018-19 Street Resurfacing Contract, No. 2 have been completed. Waugh Asphalt still has approximately 100 tons of stone to place along the shoulders on five streets to complete the contract. The completion date for this project is Friday, May 31.

Waugh Asphalt paved the gravel parking lot at the Leaksville Landing on Wednesday, April 10. Triad Road Maintenance has been issued a work order to install approximately 10 to 12 painted parking spaces on the new lot. Boone Masonry extended the upper end of the concrete driveway to connect it with the asphalt roadway along Hamilton Street on May 7.

The walking track at Freedom Park has now been resurfaced. Waugh Asphalt was awarded this contract.

Dalton Enterprises has been issued a Notice to Proceed for the resurfacing of the walking tracks at the Bridge Street Recreation Center and the Mill Avenue Recreation Center. The completion date for these projects is June 21.

**NCDOT State Resurfacing Schedule:**

The resurfacing of NC14/Van Buren Road is currently scheduled to resume on Friday, May 17, weather permitting. This project was started last fall but was delayed and then eventually postponed due to weather. The contractor will be installing an FR-SAMI application and an asphalt overlay on the roadway from Cox Street to the Virginia state line.

The Rockingham Resurfacing schedule is underway. Thompson Arthur hopes to start construction on the roads inside the Eden city limits by the end of the month. Sections of Aiken Road, Summit Road, Friendly Road, Northridge Drive, Wilshire Drive, Lincoln Street, Short Union Street and Landfill Drive are all scheduled to be resurfaced in conjunction with this project. Please use extreme caution when traveling in these areas.

**Waterline Replacement Projects Update**

A crew from Art Stanley Paving arrived on April 17 to follow behind a crew from Joyce Backhoe Service Inc. that was removing the top eight inches of temporary stone from the pavement cuts along Morehead Street, between Glovenia Street and Hollingsworth Street. Two lifts of intermediate asphalt mix were placed and tamped, followed by a single lift of surface wearing course that was compacted by a vibratory roller. Payment of \$33,851.35 was approved to Joyce Backhoe Service on May 8.

The crews from City's Plumbing and Pools, Inc. we are working on emergency repairs elsewhere for much of the past month, but by the end of the day on April 25, they had managed to switch four more customers to the new water main installed along Jackson Street and W. Moore Street. The crew returned for three consecutive days starting on May 7 to remove temporary stone from pavement cuts, then place and compact asphalt pavement material. On May 10, a small crew made repairs to a section of concrete driveway that had been cut and removed during the 6-inch diameter water main installation work. Additional maintenance work is to be done to several areas where the shoulder of the streets were disturbed.

A crew from City's Plumbing and Pools, Inc. is expected to return to Ridge Avenue on or by May 17 to cut and plug the old 2-inch diameter galvanized iron water main at the intersection with N. Hale Street. Doing so will require a short shutdown of water service to some residents in the surrounding area. The crew will then repair the two areas of pavement cut during the project.

Joyce Backhoe Service Inc. was allowed to postpone starting work on the West Avenue waterline replacement project in order to handle an important water main replacement project at another location in Rockingham County. That job has taken longer than expected, but a little saw cutting of the West Avenue pavement, just south of Central Avenue is to be done on May 18. Installation work on the new 6-inch diameter ductile iron water main should begin during the week of May 20 – 24, along with much more saw cutting of pavement by a subcontractor. Installation of the new water main and replacement of water taps to ten customers is to be completed by the end of June.

### **Information Technology**

The FCC recently put out a press release regarding a rise in "One Ring" robocall scams. From the press release:

#### **SCAMMERS LOOKING TO DEFRAUD CONSUMERS BY PROMPTING EXPENSIVE CALL BACK**

Consumers Should Not Call Back Unknown Late-Night Callers Using the '222' West African Country Code

WASHINGTON, May 3, 2019—The Federal Communications Commission is alerting consumers to reported waves of "One Ring" or "Wangiri" scam robocalls targeting specific area codes in bursts, often calling multiple times in the middle of the night. These calls are likely trying to prompt consumers to call the number back, often resulting in per minute toll charges similar to a 900 number. Consumers should not call these numbers back.

Recent reports indicate these calls are using the "222" country code of the West African nation of Mauritania. News reports have indicated widespread overnight calling in New York State and Arizona.

Generally, the One Ring scam takes place when a robocaller calls a number and hangs up after a ring or two. They may call repeatedly, hoping the consumer calls back and runs up a toll that is largely paid to the scammer.

What to do:

- Do not call back numbers you do not recognize, especially those appearing to originate overseas.
- File a complaint with the FCC if you received these calls: [www.fcc.gov/complaints](http://www.fcc.gov/complaints)
- If you never make international calls, consider talking to your phone company about blocking outbound international calls to prevent accidental toll calls.

- Check your phone bill for charges you do not recognize.

Advances in technology allow massive amounts of calls to be made cheaply and easily. In addition, spoofing tools make it easy for scammers to mask their identity. The FCC is working to combat scam calls with enforcement actions, a strong push for caller ID authentication, and support for call blocking tools. Another key tool is consumer education like this alert and the FCC's One Ring scam consumer guide: <https://t.co/pROJ0ldMXv>

### **Municipal Services**

#### **Code Red Notification System**

The City of Eden has a Code Red Notification System to help make residents aware of changes to garbage collection due to weather or holiday closings, missing persons and any road closures. The system is also used for other public service and emergency related announcements. If you are not receiving the notifications and are interested in being included, please contact Georgette Spence at 336-623-2110 option 3 and have your name and number(s) added to the Code Red notification list. If you are an Eden resident, there is no cost to receive these notifications.

### **Parks & Recreation**

#### **Community Accents Program & Parks & Recreation Radio Program**

Staff participated in the Community Accents Program with WLOE (Wonderful Land of Eden) radio on May 10 and will be participating in the same program on June 14. In addition, staff participated in the Parks & Recreation Radio Program with WLOE on April 24 and will be participating in the same program again on May 24 to update the public on our recreational program offerings during the months of May, June and July. We remain involved in these community outreach efforts in an effort to update residents about the programs being offered by our Parks & Recreation Department.

#### **Be Healthy Rockingham County**

Staff continues to be involved with Be Healthy Rockingham County initiative. They attended the Be Healthy Rockingham County meeting on May 8 and will attend the June 12 meeting as well.

#### **Freedom Park Splash Pad & Bathhouse Update**

VORTEX continues the construction of the Freedom Park Splash Pad, and anticipates that the Splash Pad will be complete in late May or early June 2019. Once the Bath House is completed in June and the landscaping and fence is installed, then this facility will be open.

Cirrus Construction continues working on the construction of the Splash Pad Bath House and all work has been completed on the exterior of the building except for the tin on the roof and painting. They are now finishing the painting on the inside and outside of the facility, installing plumbing and electrical on the inside and installing doors and windows. The Bath House is scheduled to be completed by June 23, but if the weather continues to cooperate, it could be completed sooner. Staff hopes to open this facility sometime in late June or the first of July.

#### **Easter Egg Hunt @ Freedom Park**

The Annual Easter Egg Hunt at Freedom Park was held on April 20 and was well attended.

**Eden Youth Council Kickball Tournament @ Freedom Park**

The Eden Youth Council sponsored their second Annual Elementary School Kickball tournament at Freedom Park on May 3 – 4. The Eden Police Department served as referees and all involved had a fun time.

**Relay for Life @ Freedom Park**

The 2019 Relay for Life event was held at Freedom Park on May 3.

**Youth Fishing Derby**

The Annual Youth Fishing Derby was held at the Fireman’s Hut Pond on May 4.

**Softball Tournaments @ Freedom Park**

There is a Top Gun Softball Tournament at Freedom Park May 25 – 26. In addition, there is a Got Game Tournament June 1 – 2, a Top Gun Tournament June 8 – 9, and a Top Gun Tournament June 15 – 16.

**Senior Games**

The closing ceremonies for the Senior Games for Rockingham County will be held at Morehead High School on May 18. For additional information, please contact Georgette Spence at [gspence@edennc.us](mailto:gspence@edennc.us).

**Bocce Ball Court @ Freedom Park**

A regulation size Bocce Ball Court has now been installed at Freedom Park next to the batting cage area next to the three softball/baseball fields.

**Mill Avenue Swimming Pool – Opening**

The Mill Avenue Swimming Pool will be opening for the 2019 season on Saturday, May 25.

**Summer Day Camp – Opening**

The summer day camp program will start at the Bridge Street Recreation Center on June 4 and will run through August 9. For additional information, please contact Georgette Spence at [gspence@edennc.us](mailto:gspence@edennc.us)

**Concert In The Park/Cruise-In @ Freedom Park**

The next Concert in the Park/Cruise-In will take place at Freedom Park on May 25.

**Putt-Putt Course – Opening**

A putt-putt course has been installed at Freedom Park and will be opening to the public on Saturday, May 18. For additional information, please contact Georgette Spence at [gspence@edennc.us](mailto:gspence@edennc.us)

**Repaving Projects – Update**

The walking tracks at the Mill Avenue Recreation Center and Bridge Street Recreation Center will be repaved prior to the end of June. In addition, the parking lot at the Leaksville Landing has now been paved and the walking track at Freedom Park has now been resurfaced.



**Fencing Projects – Update**

The *Positively Eden* strategic planning committee approved and has recommended to the City Council that funding be approved to replace the ball field fencing at the Draper and Spray ballfields. If approved by the City Council during their meeting on May 21 the work will be completed by June 25.

**Planning & Inspections**

**Code Enforcement**

207 notices have been mailed by certified mail and first class mail that affect the following number of properties: 140 for high grass, 4 for high grass and disabled vehicles, 9 for high grass and junk storage, 5 for junk storage, 8 for disabled vehicles, 4 for violation of Human Habitation Standards 1 for a sight obstruction and 2 for violation of the Non-Residential Maintenance Code.

Bids were requested and received on two properties.

The demolition of 233 The Boulevard has been completed. A change order is expected concerning a possible awning to be replaced and capping of the remaining masonry on the common wall with the adjoining property owner. This should be complete in May.

Two of the demolition jobs awarded at the March City Council meeting have started and should be completed by the end of May. The property owner of one of the jobs awarded at the March meeting has requested that the Draper Volunteer Fire Department assess his house for burning rather than demolition.

**Collections**

\$5,778.00 has been received in payments on code enforcement fees due. Monthly Statements were mailed out on May 3.

Letters were mailed to all property owners that have had code enforcement fees due for abatements completed since June 1, 2018, advising them that any amounts not paid by June 1, 2019, will be transferred to the Rockingham County Tax Department for collection with their real property taxes. The City Attorney and our staff are working together to begin tax foreclosures on properties that have been mowed by the City of Eden for several years and still has a house located on the property which could be an asset in selling the property at public auction.

**GIS**

We have provided maps for Economic Development projects as requested. GIS data has been provided to NC Department of Transportation on future projects such as the bridge over the Dan River on NC 700 just outside Draper. In addition, water data required to be reported to the State of North Carolina is now being required in GIS format so we assisted staff in submitting the data in the requested format.

**ISO**

We received our new ISO rating on Monday, May 13. The rating is based on a 1-10 scale with 1 representing exemplary commitment to building code enforcement. Our previous ratings were a

**class 3** for residential and a **class 4** for commercial. We are pleased to report that our new ratings are **class 3** for residential and **class 2** for commercial.

**Preparations for Land Use Regulations Update**

The City Council approved this project at their April regular meeting. As a staff, we are making adaptations to make this work happen.

**Stadium Drive Sidewalk**

We have submitted the forms and documents through the NCDOT Local Project Management portal. The next step is the RFLOI for the Project. (Request for Letters of Interest) for the design and engineering.

**Local Landmark Report**

Received an application and prepared the case report for local landmark designation for Rivermont (351 W. Meadow Rd.) and submitted to the State Historic Preservation Office (SHPO) for review. Took photographs of property and did background research. Case presented to Eden Historic Preservation Commission on May 13. The Commission recommended in favor of the landmark request. We are now waiting on comments from the SHPO. This case is scheduled to go to the City Council in June.

**Zoning Map Amendment Z-19-05**

Prepared case report for rezoning request for property located at 531 Glovenia St. from O&I to R6. Recommend amending the request to include most of the O&I area along Boone Rd. and Glovenia St. Recommend in favor of the amended request. Case to go to Planning Board on May 28.

**Zoning Text Amendment Z-19-06**

Prepared case report for request to allow indoor mini-storage as a permitted use in the BSC district. Recommend in favor of the request. Case to go to Planning Board on May 28.

**Zoning Text Amendment Z-19-07**

Prepared case report for request to allow mini-storage and warehouse facilities as permitted uses in the BSC district. Recommend in favor of the mini-storage request; recommend against the warehouse request. Case to go to Planning Board on May 28.

**Zoning Map Amendment Z-19-08**

Prepared case report for rezoning request for property located at Harrington Hwy. from BH-2 to RS. Recommend amending the request to include entire BH-2 are at Harrington Hwy., NC 770 and Beddingfield Rd. Recommend in favor of the amended request. Case to go to Planning Board on May 28.

**Community Appearance Commission**

Commission met on May 7. Prepared minutes and agenda before meeting. City staff purchased and planted flowers in the planters on Washington St. at the Commission's request. The monthly Community Appearance Award given to Salon 209 located on Washington St. Commission also discussed possible clean up of old Reynolds cemetery located at the nature trail on the Freedom Park property. Made plans to spray vegetation on site and to try and organize a cleanup of the

site. There was discussion about problems with littering and ways to address the issues. The Commission also discussed truck traffic on non-truck routes and the resulting damage to city streets and sidewalks. The Commission discussed the status of trail markers and an information board for the Matrimony Creek Greenway.

### **Historic Preservation Commission**

Commission met on May 13. Prepared minutes and agenda before meeting. Heard a presentation from representatives from the old Draper Speedway and discussed ideas to help preserve the track. Discussed request of a State Historic Marker. Staff will work on this request. Also discussed upcoming racers' reunion planned for June and the replacement of existing historic district signs. Received quotes on new signage to coordinate with new "branded" signage throughout city. The Commission will request funding for this project, possibly from the *Positively Eden* Strategic Planning Commission. The Commission also discussed involvement with the cleanup of the Reynolds cemetery property and a possible marker.

### **Highway #14 Intersection Improvements and Pedestrian/Bike Facilities U-5893**

We received information concerning this project from NCDOT. Based upon engineering expertise and various meetings with citizens, City Council and staff, they are recommending Alt. 1. This will create a Super Street. I have spoken with them in the past about pedestrian accommodations. They estimate sidewalks to cost +/- \$284,000 and the city's match would be approximately \$57,000. We would also need to take ownership of what they are calling Buckingham Lane and CVS Road. Buckingham Lane is from an old map we have seen before. CVS Road would not be my first choice for the name of the other street.

### **Stadium Drive Sidewalk Project - Update**

We have submitted the forms and documents through the NCDOT Local Project Management portal. The next step is the RFLOI for the Project (Request for Letters of Interest) for engineering and design work.

### **Local Landmark Designation Request**

Prepared case report for a local landmark designation application for Rivermont (351 W. Meadow Rd.) and submitted to SHPO for review. Took photographs of property and did background research. Case presented to HPC on 5-13-19. Commission recommended in favor of the landmark request. Waiting on comments from SHPO. Case to go to Council in June.

## **Police**

### **Municipal & County Administration Academy Graduation**

Deputy Chief Simpson completed the final week of the County and Municipal Administration class at UNC-Chapel Hill during the week of April 10 – 12 and has now graduated from this program. Congratulations to Deputy Chief Simpson on this accomplishment!

### **Junior Achievement Program**

The Eden Police Department is participating in the Junior Achievement Program, for the second year, at Central Elementary. Junior Achievement helps students realize that the education they

are getting today will help them to have a bright future tomorrow. Sergeant David Stepps and Lieutenant David Lamberth have completed their classes at Central.

**Stand Against Litter**

On March 19, the Eden Police Department posted a Public Service Announcement on the Eden Police Department's Facebook page asking citizens to Stand Against Litter as part of the countywide campaign to aggressively enforce littering and illegal dumping violations. We will continue to replay the announcement each month and we are aggressively enforcing littering and illegal dumping statutes.

**Eden Youth Council Kickball Tournament**

Officers with the Eden Police Department volunteered for the Eden Youth Council Countywide Kickball Tournament on Friday, May 3 and Saturday, May 4. Members of the Eden Police Department had a great time and would like to congratulate the City of Eden Youth Council on job well done. This was a great event and members of the Eden Police Department look forward to volunteering for this event in the future.

**Posting of Outstanding Warrants on Eden Police Department Facebook Page**

In January 2019, we implemented a new power point presentation (video) for individuals with outstanding warrants. This power point presentation is currently being utilized on our Eden Police Department Facebook page every three to four weeks. The slide show highlights individuals with outstanding warrants to include a photo, name, and current outstanding charges. We encourage our residents to visit the Eden Police Departments Facebook page to view the individuals with outstanding warrants. Anyone having information is asked to call the Eden Police Department at 336-623-9755 or Rockingham County Crime stoppers at 336-349-9683.

**Public Utilities**

**EPA AOC and Mandatory Projects to Stop Sewer System Overflows - Update**

At this time, we are on schedule for our projects and our documentation submittals to the EPA and NC Water Infrastructure for our grant and loan funding. The Mebane Bridge digestion improvements project is tentatively scheduled to have a contract signed around June 1, and the contractor will begin construction of this project soon thereafter. This is the first of the remediation projects and opens the door for the city to begin drawing reimbursements from grant and loan funding for engineering work completed to date. The remaining projects of the remediation plan will bid in sequence between June and September. All projects in the remediation plan should be approved and ready to begin by January 1, 2020. Our fourth

Semi-annual progress report to be submitted to the EPA as part of the Administrative Order on Consent will be due by May 21. Staff is currently working on this report and we plan to have it ready to mail by May 15.

**Southern Virginia Mega Site at Berry Hill**

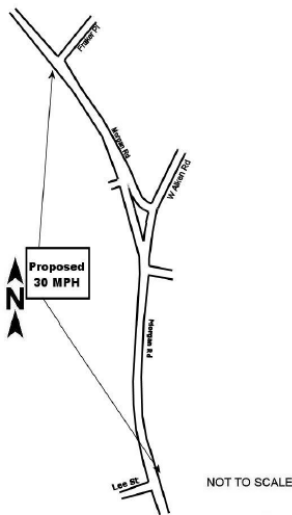
Haymes Brothers Inc. of Chatham, VA won the bid to install the City of Eden water line to the VA state line. They were the lowest of the three firms who bid on the project. This line will provide most of the water to this industrial park. The bid was roughly \$1.5 million under the engineering firm estimate for the construction portion of this project. Haymes Brothers is

currently extending the City of Eden sewer line from the VA state line to the Mega Park. On April 30, 2019, the NC Division of Environmental Quality approved engineering plans for the water line project, clearing the way for the City to secure a \$1.0 million grant previously approved for the project. The engineer's estimate for this project was \$7,072,000. We hope to have this project underway by July 1, 2019. Construction is expected to take about 18 months to complete.

CONSENT AGENDA:

- a. Approval and adoption of the February 23, 2019 and April 16, 2019 minutes.
- b. Approval of a traffic study recommendation and adoption of an Ordinance regulating the speed limit on Morgan Road.

A memo from Sgt. Jim Robertson said on February 20, 2018, the Eden City Council passed an ordinance in reference to changing the speed limit on Morgan Road from Lee Street to Fraker Place to 25 miles per hour. Recently, however, the NCDOT notified the City Clerk that the area had only been approved for a speed limit of 30 miles per hour. Based on the speed allowance of the NCDOT allotted for the state road in the area, the Police Department's recommendation was that the speed limit for Morgan Road from Lee Street to Fraker Place be amended to 30 MPH from 25 MPH in order to be in compliance with the NCDOT parameters.



**AN ORDINANCE DECLARING THE SPEED LIMIT ON MORGAN ROAD  
FROM THE INTERSECTION OF LEE STREET TO THE INTERSECTION OF FRAKER PLACE**

BE IT ORDAINED BY THE CITY COUNCIL of the City of Eden, North Carolina, pursuant to authority granted by N.C.G.S. § 20-141(f) that:

Section 1 – The City Council of the City of Eden has determined that operation of a motor vehicle 35 miles per hour on SR 3004 (Morgan Road) from Lee Street northward to Fraker Place is greater than is reasonable and safe under the conditions existing upon SR 3004 (Morgan Road) from Lee Street northward to Fraker Place.

Section 2 – It shall be an infraction to operate a motor vehicle on SR 3004 (Morgan Road) from Lee Street northward to Fraker Place in excess of thirty (30) miles per hour.

Minutes of the regular May 21, 2019 meeting of the City Council, City of Eden:

Section 3 – Signs shall be placed, erected or installed on each side of SR 3004 (Morgan Road) from Lee Street northward to Fraker Place giving notice of the speed limit to traffic traveling in each direction on said SR 3004 (Morgan Road) from Lee Street northward to Fraker Place.

Section 4 – The OFFICIAL TRAFFIC MAP of the City of Eden is hereby amended to conform with this Ordinance.

Section 5 – All ordinances in conflict with this Ordinance are hereby repealed.

APPROVED, ADOPTED AND EFFECTIVE, this 21st day of May, 2019.

CITY OF EDEN

By: Neville Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

- c. Approval and adoption of a Resolution awarding a bid for the SoVA Mega Site at Berry Hill.

*This item was moved to item 10h.*

- d. Approval of the Rockingham County Emergency Medical Service Letter of Agreement.

Director of Finance & Personnel Tammie McMichael and Ms. Gilley wrote in a memo that at the current time, Piedmont Community Health Care Alliance held a contract with Rockingham County EMS, which was accessed by City of Eden members when EMS services were utilized, preventing members from being balance billed, (as the ambulance service did NOT participate with insurance companies, leaving members responsible for 100% of the difference between what was charged and what was paid by the plan in the absence of the agreement). With PCHCA's closure, the contract held with the County for EMS services would be void, exposing City of Eden members once again to balance billing. Rockingham County Commissioners approved the LOA at their last meeting that would prevent the balance billing.

April 3, 2019  
Rockingham County EMS  
P.O. Box 335  
Wentworth, NC 27375-0335

Re: Letter of Agreement, Rockingham County EMS/City of Eden

Dear Rockingham County EMS:

This Letter of Agreement, ("LOA"), sets forth certain terms and conditions under which Rockingham County EMS and City of Eden have agreed to contract for the provision of and reimbursement for emergency medical services to City of Eden members, identified as such by health insurance cards held by such members.

Please complete both copies of the enclosed execution sheet, retain one copy for your records, and return the second copy either via email, or to Paula Bragg, 612 Business Park Dr., Suite D, Eden, NC 27288.

This LOA shall take effect on May 1, 2019 after being signed by both parties and shall remain in effect until termination by either party, with or without cause, on ninety (90) days prior written notice, such notice to be delivered via certified mail at the addresses set forth on the execution sheet.

1. Services: Rockingham County EMS agrees to provide and arrange for emergency medical services for the employer group, City of Eden, as listed on Exhibit A in the same manner and with the same standard of care, skill, and diligence that are customarily provided to provider's other patients.

2. Professional Liability Coverage: Rockingham County EMS agrees to maintain professional liability coverage in amounts not less than 1M/1M and agrees to inform City of Eden in the event of any lapse in coverage or change in the limits of the policy.

3. Reimbursement and Hold Harmless: Rockingham County EMS agrees to accept compensation at the rates outlined in Exhibit B. Except for any copayments, deductibles, coinsurance or amounts for noncovered services the provider is entitled to collect from members under the applicable membership agreement, Rockingham County shall look solely to the payer for compensation for covered services and shall not under any circumstances seek payment of any kind from any member or persons acting on his behalf.

4. Compliance: Both parties will comply with all laws and regulations, both Federal and those specific to the State of North Carolina, regarding the provision of health care services.

Paula Bragg, Consultant, City of Eden

EXECUTION SHEET

Accepted and Agreed to:

City of Eden: Rockingham County EMS:

EXHIBIT A

Employer/Payer Third Party Administrator

City of Eden Healthgram

308 E. Stadium Drive P.O. Box 11088

Eden, NC 27288 Charlotte, NC 56144

EXHIBIT B

Reimbursement Schedule

Employer Groups

City of Eden

For all Emergency Medical Services, allowable charge is considered to be 90% of usual and customary charges billed by Rockingham County EMS.

- e. Approval and adoption of Ordinance amending Chapter 12 of the City Code (Solid Waste).

Superintendent Dusty Curry wrote in a memo that General Statute 130A-309.10 prohibited wooden pallets, discarded computer equipment, and televisions from going to the landfill. Approval from Council was requested to discontinue picking up wooden pallets, discarded computer equipment, and televisions from the curbside as well as to discontinue accepting them at the recycle facility located at 123 Mebane Bridge Road. The Rockingham County Landfill accepts electronics and clean pallets that are able to be recycled into wood chips at their location. Painted pallets or pallets made of engineered wood could not be placed in the wood pile. Solid waste loads containing pallets while offloading in the landfill would be rejected. Residents can take their discarded computer equipment and televisions to the Rockingham County Landfill for no charge. If the City takes the electronic equipment to Synergy located in Madison, there is a charge of \$10-\$15 per item for disposal. For example: The City handles approximately 80 TVs per month for a cost of \$750 or \$9,000 per year. We are also required to shrink wrap the electronics on a pallet and call for an appointment to deliver to Synergy or arrange for Synergy to pick up the equipment for a fee of \$80 plus \$25 per hour per man to shrink wrap the electronics at our site. He recommended that Council approve the amendment to the Solid Waste ordinance that would require property owners to remove these items from their properties.

AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF EDEN

BE IT ORDAINED BY THE CITY COUNCIL of the City of Eden, North Carolina, that Article IV of Chapter 12 of the Eden City Code is amended as follows:

**ARTICLE IV: YARD RUBBISH, TIRES AND TRASH**

Section

12-56 Material not collected by the city

12-57 Preparation for collection

12-58 Contractor to remove upon completion or termination of work; corrective action

**§ 12-56 MATERIAL NOT COLLECTED BY THE CITY.**

(A) Trees, sections of tree trunks, tree stumps and tree limbs larger than those described in § 12-57(C) will not be collected by the city, and shall be removed from the premises by the owner.

(B) The city will not remove yard rubbish or trash from a vacant lot without the payment of appropriate fees.

(C) Tires will not be collected by the city, and shall be removed from the premises by the owner.

(D) Wooden pallets, discarded computer equipment and discarded televisions will not be collected by city, and shall be removed from the premises by the owner.

(Ord. passed 8-30-94; Am. Ord. passed 6-21-05; Am. Ord. passed 4-18-17; Am. Ord. passed 5-21-19)

**§ 12-57 PREPARATION FOR COLLECTION.**

(A) Fine accumulations shall be placed for pickup at the curb but not in the street, and shall contain no rocks, masonry, and the like.

(B) Yard rubbish and trash, other than that described in subsection (C) and § 12-58, shall be removed by the owner by placing it at curbside for pickup on established days. The collection schedule shall be kept on file in the Office of the City Clerk.

(C) Trees, sections of tree trunk, tree and shrubbery limbs placed at curbside for collection shall not be larger than the following:

(1) Zero to four inches in diameter, maximum six-feet long;

(2) Four to eight inches in diameter, maximum two-feet long.

(D) Loose leaf collection shall be provided throughout the year. In order to be collected, leaves shall be raked to a point behind the curb where pickup will be made. Leaves and yard waste placed in plastic bags or other containers will not be picked up.

(Ord. passed 8-30-94; Am. Ord. passed 3-18-03; Am. Ord. passed 6-21-05) (Am. Ord. passed 8-19-08) Penalty, see § 12-90 *et seq.*

APPROVED, ADOPTED AND EFECTIVE, this 21<sup>st</sup> day of May, 2019.

CITY OF EDEN

By: Neville Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

A motion was made by Council Member Moore to approve the consent agenda. Council Member Ellis seconded the motion. All members voted in favor of the motion. The motion carried.

ANNOUNCEMENTS:

Mayor Hall called on Coordinator of Tourism & Special Events Cindy Adams.

Ms. Adams named off the upcoming events: Spring Grown and Gathered would be Thursday and it was sold out. Our State would be attending. The Morehead High School Jazz Ensemble would be there. The last two tickets were sold to a Greensboro couple celebrating their anniversary. She had enjoyed visiting farms providing the food and that was what the event was about, local food. Two local chefs were preparing the food. June 1 would be the Piedmont Pottery Festival at First Presbyterian Church. June 22 would be the rescheduled Oink and Ale.

Council Member Epps thanked Council Member Hampton for her work on The Boulevard. He had been there the day before and it looked wonderful.

Council Member Hampton said it was the great group of merchants there that did the work.

Council Member Ellis said Morehead's graduation would be June 8 and the class would have new graduation attire. He congratulated all the Rockingham County graduates.



CLOSED SESSION:

- a. Closed Session according to NCGS 143-318.11(a)(4) to discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body, including agreement on a tentative list of economic development incentives that may be offered by the public body in negotiations, or to discuss matters relating to military installation closure or realignment. Any action approving the signing of an economic development contract or commitment, or the action authorizing the payment of economic development expenditures, shall be taken in an open session.

*This item was pulled from the agenda.*

ADJOURNMENT:

As there was no further business to discuss, a motion was made by unanimous consent to adjourn.

Respectfully submitted,

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Deanna Hunt  
City Clerk

ATTEST:

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Neville Hall  
Mayor