

**EDEN CITY COUNCIL
REGULAR MEETING AGENDA**

June 21, 2022 at 6 p.m.

Council Chambers

Join the meeting via Zoom here:

<https://us06web.zoom.us/j/97958306765?pwd=UGRTQ2t3VjgwaUNFSUZldFBNTkNFUT09> passcode:

Council21 or by calling 877-853-5257 webinar ID: 979 5830 6765; passcode: 224372140

1. Meeting called to order by: Neville Hall, Mayor
2. Invocation: Pastor Les Herod, Church of God of Prophecy
3. Pledge of Allegiance: Led by Todd Harden, Fire Chief
4. Proclamations and Recognitions:
 - a. Recognition: Season and Playoff Champions – the 10U Prowlers Red Team.
 - b. Recognition: Eden Drug for 40 years in business.
5. Roll Call
6. Set Meeting Agenda
7. Public Hearings:
 - a. (1) Consideration of a zoning text amendment request and adoption of an ordinance to amend Article 6.04-C of the UDO pertaining to parking requirements for self-storage facilities. Submitted by Jian Yang and Sylvia Wray. Z-22-03.
Kelly Stultz, Planning & Community Development Director
 - (2) Consideration to adopt a resolution of a statement of consistency regarding the proposed text amendment. **Kelly Stultz, Planning & Community Development Director**
 - b. Consideration of a request for Local Landmark Designation for the Spray Cotton Mill, 405 Church St. Submitted by the property owner. HPCL-22-01.
Kelly Stultz, Planning & Community Development Director
8. Requests and Petitions of Citizens
9. Unfinished Business:
 - a. Consideration of the purchase of Draper Elementary School from Rockingham County Schools.
Erin Gilley, City Attorney, and Kelly Stultz, Director of Planning & Community Development
10. New Business:
 - a. Consideration to adopt a lease agreement for downtown parking at 600 Washington St.
Erin Gilley, City Attorney
 - b. Consideration to accept bids for the sale of properties at 429 Monroe St. and 1001 Sharpe Ave.
Kelly Stultz, Planning & Community Development Director
 - c. Consideration of a recommendation to contract with a retail recruiter.
Kelly Stultz, Planning & Community Development Director
11. Reports from Staff:
 - a. City Manager's Report. **Jon Mendenhall, City Manager**

- b. Report on advisory committee proceedings:
 - (1) Strategic Planning Commission. **Staff Advisor Cindy Adams**
 - (2) Planning Organization Boards. **Staff Advisor Kelly Stultz**
 - (3) Parks Commission. **Staff Advisor Terry Vernon**

- 12. Consent Agenda:
 - a. Approval and adoption of the May 17 regular meeting minutes. **Deanna Hunt, City Clerk**
 - b. Approval and adoption of the 2023-2031 Capital Improvement Plan (CIP). **Jon Mendenhall, City Manager**
 - c. Approval of a pyrotechnics permit for Independence Day fireworks. **Todd Harden, Fire Chief**
 - d. Approval and adoption of a hazard mitigation plan. **Todd Harden, Fire Chief**
 - e. Approval and adoption of Budget Amendment #15. **Tammie McMichael, Finance & Personnel Director**
 - f. Approval and adoption of Budget Amendment #16. **Tammie McMichael, Finance & Personnel Director**
 - g. Approval and adoption of Budget Amendment #17. **Tammie McMichael, Finance & Personnel Director**
 - h. Approval and adoption of Budget Amendment #18. **Tammie McMichael, Finance & Personnel Director**
 - i. Consideration of a request to apply for a Rural Transformation Fund grant.
Kelly Stultz, Planning & Community Development Director

- 13. Announcements

- 14. Adjournment



Planning and Community Development Department

P. O. Box 70, 308 E Stadium Drive, Eden NC 27289-0070/Telephone 336-623-2110/Fax 336-623-4057

MEMO

TO: Honorable Mayor and City Council
THRU: Jon Mendenhall, City Manager
FROM: Kelly K. Stultz, AICP, Director
SUBJECT: **Zoning Case Z-22-03 – Text Amendment**
DATE: June 7, 2022

The City of Eden received an application request for a zoning text amendment to amend Article 6.04-C of the UDO pertaining to parking requirements for self-storage facilities. The request was made by Jian Yang and Sylvia Wray.

The Planning and Community Department recommends approval of the text amendment.

At their regular meeting on May 24, 2022, the Planning Board voted to recommend that the City Council approve this request and adopted a Resolution Adopting A Statement of Consistency Regarding the Proposed Amendment.

If you have questions, please contact this office.



Text Amendment Application

Planning and Inspections Department
308 E. Stadium Dr., Eden, NC 27288
Phone: 336-623-2110 x2 / Fax: 336-623-4057
www.edennc.us

CONTACT INFORMATION

Contact Name Jian Yang / Sylvia Wray
Contact Address 421 N Van Buren
City Eden State NC Zip 27288
Phone Number 917-595-6398 Email emily3806@gmail.com

APPLICABLE PORTION OF THE UNIFIED DEVELOPMENT ORDINANCE

Article _____ Section _____

EXISTING TEXT

Currently 1 parking space for 500 sq ft of building

PROPOSED TEXT

Proposed to change it to 3 parking spaces total for the self storage facility

JUSTIFICATION & DESCRIPTION

Explain the need for the requested text amendment (be specific): _____
The property is currently a self storage facility. Previously, the property was a shopping center and truck rental center. With its current usage, there is very low customer traffic. Visits to the office are rare limited (rental paperwork is now completed online) and most tenants drive directly to their unit and park in front of their unit.

PROCESS & FILING INFORMATION

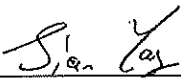
Submission Requirements: Per Article 3 of the Eden Unified Development Ordinance (UDO), every applicant for a text amendment is required to meet with the Administrator in a pre-application conference prior to the submittal of a formal application. The purposes of this conference are to provide additional information regarding the review process and assistance in the preparation of the application. Upon application submittal, the Administrator shall review the application to ensure that it is complete.

Review Process: After review and recommendation of the application by the Administrator, the Planning Board shall review and provide a recommendation to the City Council. Upon receiving a recommendation from the Planning Board, the City Council shall hold a legislative public hearing on the proposal for official action.

Required Application Information: A petitioner must complete this application in full. This application will not be processed unless all information requested is provided.

APPLICANT CERTIFICATION

I hereby certify that, to the best of my knowledge, the information on this application is true and accurate, and I hereby petition the Planning Board to recommend and the City Council to approve this application for a text amendment.

Jian Yang		4/28/2022
Applicant Print Name	Signature	Date

Office Use Only

Staff Member (Initial upon Receipt)	Stephanie Land	Date	5/4/2022
Application Number	Z-22-03	Fee Paid	

**PLANNING AND INSPECTIONS DEPARTMENT
ZONING TEXT AMENDMENT REPORT
May 11, 2022**

CASE NUMBER: Z-22-03

REQUESTED ACTION: To amend Article 6.04-C of the UDO pertaining to parking requirements for self-storage facilities.

APPLICANT: Jian Yang and Sylvia Wray

EXISTING TEXT

Article 6.04 PARKING AND LOADING

C. PARKING SPACE REQUIREMENTS

The following table outlines the permanent off-street parking requirements. Requisite parking shall be provided at the time of erection, alteration, or enlargement of buildings or land uses which require additional off-street parking.

LAND USE	MINIMUM AUTO SPACES	MINIMUM BICYCLE SPACES
MANUFACTURING, INDUSTRIAL AND WHOLESALE TRADE		
All uses	1 per 1,000 sf	n/a

PROPOSED TEXT

Article 6.04 PARKING AND LOADING

C. PARKING SPACE REQUIREMENTS

The following table outlines the permanent off-street parking requirements. Requisite parking shall be provided at the time of erection, alteration, or enlargement of buildings or land uses which require additional off-street parking.

LAND USE	MINIMUM AUTO SPACES	MINIMUM BICYCLE SPACES
MANUFACTURING, INDUSTRIAL AND WHOLESALE TRADE		
Self-storage facilities	3 spaces at office	n/a
All other uses	1 per 1,000 sf	n/a

GENERAL INFORMATION

This request was submitted by the owner of an existing self-storage facility.

STAFF ANALYSIS

This request is to amend Article 6.04-C of the UDO pertaining to parking requirements for self-storage facilities. Currently self-storage facilities are included under Manufacturing, Industrial & Wholesale Trade land uses in the UDO. The parking requirements for these uses are listed in Article 6.04-C, and specify one parking space per 1,000 square feet of floor space. Self-storage facilities typically do not employ more than one to two workers in the office and any time, and customer traffic is generally low, with customers typically parked for only short periods of time at their individual storage units; therefore, the “one space per 1,000 square feet of floor space” requirement is not applicable for this type of use. After reviewing existing self-storage facilities in the area, it was found that none have more than three or four designated parking spaces, if any. Staff is of the opinion that, for this type of use, three parking spaces is a reasonable requirement.

Based upon the foregoing information, staff recommends that self-storage facilities be required to provide a minimum of three parking spaces. Existing self-storage facilities which currently have less than three spaces will be considered legal non-conforming uses, unless they expand their current facilities, at which time they would be required to meet the new minimum parking standards. Staff recommends in favor of the text amendment.

STAFF RECOMMENDATION:

Approval of the text amendment.

AN ORDINANCE AMENDING THE
UNIFIED DEVELOPMENT 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, Article 6.04-C of the Unified Development Ordinance is hereby amended to change the Manufacturing, Industrial and Wholesale Trade parking space requirements to read as follows:

LAND USE	MINIMUM AUTO SPACES	MINIMUM BICYCLE SPACES
MANUFACTURING, INDUSTRIAL AND WHOLESALE TRADE		
Self-storage facilities	3 spaces at office	n/a
All other uses	1 per 1,000 sf	n/a

APPROVED, ADOPTED AND EFFECTIVE, this 21st day of June, 2022.

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 UNIFIED DEVELOPMENT ORDINANCE
CASE NUMBER Z-22-03
TEXT AMENDMENT

WHEREAS, pursuant to North Carolina General Statutes Chapter 160D-605, 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 amend Article 6.04-C of the Unified Development Ordinance pertaining to parking for self-storage facilities;

WHEREAS, On May 24, 2022, the City of Eden Planning Board voted to recommend to the Eden City Council that the text amendment be approved.

STATEMENT OF NEED:

Currently, self-storage facilities are included under Manufacturing, Industrial & Wholesale Trade land uses in the UDO. The parking requirements for these uses are listed in Article 6.04-C, and specify one parking space per 1,000 square feet of floor space. Self-storage facilities typically do not employ more than one to two workers in the office at any time, and customer traffic is generally low, with customers typically parked for only short periods of time at their individual storage units; therefore, the "one space per 1,000 square feet of floor space" requirement is not applicable for this type of use. After reviewing existing self-storage facilities in the area, it was found that none have more than three or four designated parking spaces, if any. Three parking spaces is a reasonable requirement.

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 is consistent with the City of Eden Land Development Plan, as amended, and why the City Council considers 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 amendment to the City of Eden Unified Development 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 Unified Development Ordinance is reasonable and in the public's, best interest.

Approved and adopted and effective this 21st day of June, 2022.

CITY OF EDEN

BY: _____
Neville Hall, Mayor

ATTEST:

Deanna Hunt, City Clerk



Planning and Community Development

308 East Stadium Drive, Eden, North Carolina 27288 Phone: (336) 623-2110 Fax: (336) 623-4057

MEMO

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Debbie Galloway
Subject: **Local Historic Landmark Designation Request HPCL-22-01**
Date: June 7, 2022

Staff has received a request from the property owner for Local Landmark Designation of the Spray Cotton Mill located at 405 Church Street. The Historic Preservation Commission held a public hearing to consider this request at their June meeting. The Commission recommended in favor of the request. Comments (attached) have also been received from the State Historic Preservation Office, as required by the N.C. General Statutes.

Staff recommends in favor of the request. We respectfully request that you hold a public hearing to consider this request at the June City Council meeting.

Please do not hesitate to contact me if you have questions.



SPRAY COTTON MILL

405 Church Street
Eden, North Carolina 27288



Local Historic Landmark Designation Report

Prepared by Debbie Galloway, Planner
City of Eden Historic Preservation Commission

March 7, 2022

HISTORIC NAME OF PROPERTY: Spray Cotton Mill

ADDRESS OF PROPERTY: 405 Church Street, Eden, North Carolina 27288

PIN # 797907585511 PARCEL #177124

DEED BOOK AND PAGE: 1531-1009

PROPERTY SIZE: 5.98 Acres

ZONING: Neighborhood Mixed Use (NMX)

TAX VALUE: \$215,697

OWNER INFORMATION: **Faisal Khan/Spray Cotton LLC**
689 Frost Meadow Dr.
Pittsboro, NC 27312
510-676-3598

CITY CONTACT INFORMATION: **Debbie Galloway, Planner**
City of Eden
308 E. Stadium Dr.
Eden, NC 27288
Phone: 336-623-2110
E-mail: dgalloway@edennc.us

I. Abstract

Statement of Significance:

The Spray Cotton Mill is being proposed as a Local Historic Landmark because of its architectural and historical significance to the community. The Mill retains most of its original architectural integrity as a typical example of standard textile mill construction of the late 19th century. The Spray Cotton Mill is a contributing resource in the Spray Industrial National Register Historic District. The Mill also has historic significance as one of the early textile mills which shaped the community and the textile industry state wide.

Archaeological Significance:

According to Assistant State Archaeologist Rosie Blewitt-Golsch, the property may contain significant archaeological resources associated with the former aluminum smelting plant. In addition, there may be archaeological resources present associated with American Indian occupation of the area, particularly given the topographic setting and proximity to the river. (She recommends care be taken to avoid inadvertent damage or destruction of any potential resources during any ground disturbing activities. If any such activities are planned, she recommends a professional archaeologist first be consulted to help ensure impacts to any archaeological resources are avoided or mitigated.)

Statement of Integrity:

- **Location:** The Spray Cotton Mill is situated in the Spray Industrial National Register Historic District on the Smith River.
- **Design:** The Mill retains most of the architectural elements of standard mill construction of the late 19th century. The exterior of the Mill has remained largely unchanged, except that most of the large windows in the main building have been bricked in. There is an early 20th century addition to the original mill, which is of the same design as the original mill; however a later 20th century warehouse addition is not in keeping with the original mill design.
- **Association:** The Spray Cotton Mill is associated with the late 19th century industrial development by the John Motley Morehead family in the Spray area (later Eden), spearheaded by John Turner Morehead and Spray Water Power and Land Company. The property is also associated with the discovery of calcium carbide.

Proposed Boundary Justification:

The proposed boundary for Local Landmark Designation is the property's entire 5.98 acre parcel (PIN: 7979-0758-4136).

Site Plan:



II. Maps and Floor Plans *(See attachments)*

III. Architectural Assessment

Architectural Importance

The Spray Cotton Mill is locally significant as an example of late 19th century textile mill design. It is one of the predominant structures in the Spray Industrial National Register Historic District. The building retains a high degree of architectural integrity. The original mill was built in 1897 by the Spray Water, Power and Land Company after the company assumed management of the Morehead family mill interests. The mill is situated on the Smith River and the Spray Power Canal, which was the sole source of power for the original mill. When it opened, the mill had 12,000 spindles producing cotton yarn.

Architectural Description

The Spray Cotton Mill is located in the Spray Industrial Historic District in Eden, North Carolina, and is a contributing structure in this National Register district. The two-story main building is of standard mill construction of the time, with thick exterior walls and heavy timber interior supports. It has a very low-pitched gable roof with heavy exposed rafters in the eaves and a series of towers built to accommodate stairs and water tanks. The windows were originally tall, narrow, segmental arched windows, although most of these have been bricked in. An 1898 addition, similar in design to the original structure, doubled the productive capacity of the plant. The mill originally relied on the Spray Power Canal for power until around 1930 when Spray Cotton Mills built a new powerhouse to power the mill. A later (mid-20th century) addition was added onto the rear (north side) of the building.

IV. Historical Assessment

Historical Importance

John Motley Morehead established the first textile mill in Rockingham County in the late 1830's on the Smith River at what would become the town of Spray, and later Eden. Although textile manufacturing modernized and expanded in the area over decades, Morehead's son, John Turner Morehead, and grandson, John Motley Morehead III, along with Thomas Leopold Willson of Canada, originally began manufacturing aluminum at this location in the late 19th century. This factory burned down in 1896, and Spray Water Power and Land enlisted B. Frank Mebane, grandson-in-law of J.M. Morehead, to construct a new textile factory at the site of the aluminum plant.

The Spray Cotton Mill was built in 1896-97 by the Spray Water Power and Land Company, after the company assumed management of the John Motley Morehead family mill interests. It was one of eight textile mills constructed in the area by B. Frank Mebane during the growth of the textile industry in the late 19th and early 20th centuries. It was one of four of the Morehead family mills that was not acquired by Marshall Field and Company when many of the family's mills faced bankruptcy around 1910.

The mill was constructed on the site of a former aluminum smelting plant where Canadian chemist Thomas Leopold Willson discovered the process for producing calcium carbide. The site on the Smith River was owned by James Turner Morehead, son of Governor John Motley Morehead. J.T. Morehead had secured investors for the development of a process to make aluminum. In 1891 he hired Willson, who had been seeking an economical way to make aluminum. Morehead also asked his son, John Motley Morehead, III, a recent chemistry graduate from the University of North Carolina, to serve as Willson's assistant. The Willson Aluminum Company built an electric arc furnace on the canal in Spray, the first of its kind in the U.S. On May 2, 1892, the company accidentally discovered a new chemical compound, calcium carbide, which released gas when placed in water. Although there was no commercial use for the products (calcium carbide and acetylene) at the time, Willson still filed for a patent on the process on August 9, 1892. However, the 1893 stock market crash and ensuing depression bankrupted the company. Willson and Morehead, III, continued to look for uses for their products, particularly in lighting. It was shown that acetylene could produce a flame 10 to 12 times brighter than coal gas, and its use as an illuminant grew rapidly. In 1894 Morehead completed the first commercial calcium carbide plant on the site in Spray. The plant was a great success until it was destroyed by fire in March of 1896. Morehead went on to build a larger plant on the James River in Lynchburg, Virginia, with other plants to follow. He eventually sold his holdings to the Union Carbide Company. Willson returned to Canada where his business interests made him one of the richest men in Canada.

After the aluminum mill was destroyed, B. Frank Mebane and the Spray Water Power and Land Company constructed a new textile mill on the site of the aluminum mill. Dr. Karl von Ruck, a noted German doctor and pioneer in the development of treatments for tuberculosis, invested in Spray Cotton Mills. Dr. von Ruck had moved to the United States in the 1870's to study medicine at the University of Michigan and established a private practice in Norwalk, Ohio. In 1883, he returned to Germany to work with Professor Robert Koch after Koch's discovery of the germ that caused tuberculosis. Von Ruck returned to the U.S. in 1884 and established a private hospital for the treatment of tuberculosis. In 1888, he established a sanitarium in Asheville, NC for the treatment of diseases of the lungs and throat; soon his sanitarium was treating patients from all

over the U.S. After Dr. Koch’s discovery of a serum for the treatment of tuberculosis, von Ruck was the first physician in the U.S. to obtain it for use in a private institution.

Dr. von Ruck invested in Spray Cotton Mills during a financial panic in 1897; he later bought out the other shareholders and acquired ownership of the mill in 1914. Von Ruck hired his nephew, Karl Bishopric to manage the mill. Bishopric modernized the mill in the 1930’s in spite of the Great Depression. A 1940 flood almost doomed the mill, but the entire workforce – including Karl Bishopric – agreed to take a pay cut to keep the mill operational. The mill was able to restore the employees’ pay within a few months. The same strategy got the mill through a 1956 recession. At the height of its operations in the 1980’s Spray Cotton Mills employed 376 people and had a payroll of \$5.5 million. The Spray Cotton Mill ceased manufacturing operations in 2001 after 105 years of operation, the last of the Morehead family mills still in operation in the area. The facility continued to generate some power from the Spray Power Canal, which was sold back to Duke Energy. The building was later used as a warehouse, and is currently vacant. The mill remained in the Bishopric family until it was sold in 2017. The current owner has plans to rehab and redevelop the property.

IV. Photographs



1. Spray Industrial District – 1920’s
(Spray Cotton Mill @ right on river, before rear addition)



2. Spray Cotton Mill – south elevation



3. Southwest elevation showing office block



4. East side elevation



5. East side elevation (from rear of building)



7. West side elevation



8. West side elevation (from rear of building)



9. Rear elevation (later addition)



10. East side elevation



11. East side showing smaller windows and eaves



12. East side showing windows



13. East side eave detail



14. Upper windows



15. Upper windows



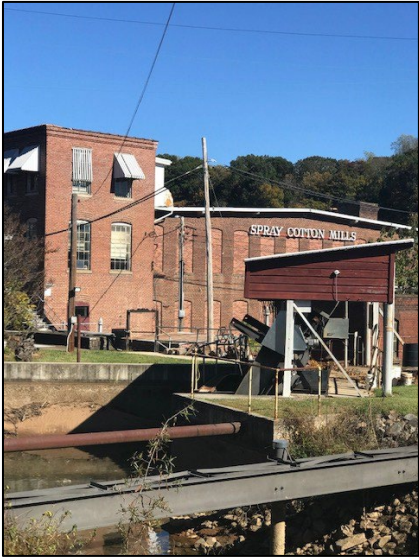
16. East side tower



17. East side tower



18. Power plant



19. Southwest corner



20. Interior of warehouse addition



21. Original interior



22. Overhead view showing main mill, power plant (lower) and power canal (left)



23. East side from Smith River

V. Bibliography

Claudia Roberts Brown, *A Tale of Three Cities: Eden's Heritage, A Pictorial Survey of Leaksville, Spray and Draper*, Second Edition, (Eden Historic Preservation Commission, 1998), page 152-153.

William S. Powell, editor, *Dictionary of North Carolina Biography*, copyright 1979-1996 by the University of North Carolina Press; NCpedia.

Lindley S. Butler, NCpedia article, *James Turner Morehead*, 1991.

American Chemical Society National Historic Chemical Landmarks, *Discovery of the Commercial Processes for Making Calcium Carbide and Acetylene*
<http://www.acs.org/content/acs/en/education/whatischemistry/landmarks/calciumcarbideacetylene.html> (accessed March 14, 2022).

**PLANNING AND INSPECTIONS DEPARTMENT
LOCAL LANDMARK APPLICATION REPORT
March 7, 2022**

CASE NUMBER:	HPCL-22-01
REQUESTED ACTION:	Local Landmark Designation of Spray Cotton Mills 405 Church Street
PROPERTY OWNERS:	Faisal Khan/Spray Cotton LLC 689 Frost Meadow Dr. Pittsboro, NC 27312 510-676-3598
APPLICANT:	Property Owner
APPLICANT'S STATUS:	Property Owner

PROPERTY INFORMATION

LOCATION:	405 Church St.
PIN:	7070-1573-2821
ZONING DISTRICT:	NMX (Neighborhood Mixed Use)
LAND USE:	Vacant Former Industrial

STAFF ANALYSIS

The request was submitted by the property owner.

The property is a contributing structure in the Spray Industrial Historic District, a National Register district.

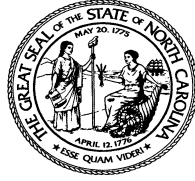
Spray Cotton Mill was built by Spray Water Power and Land Company and opened in 1897, after the company assumed management of the Morehead family mill interests. The mill is located on the Spray Power Canal, which was the plant's sole source of power for many years. When it opened, the mill had 12,000 spindles producing cotton yarn. It was one of four Morehead family mills not acquired by Marshall Field and Company when many of the family's mills faced bankruptcy around 1910. Dr. Karl von Ruck, a German doctor, assumed ownership of the mill in 1914. Von Ruck hired his nephew, Karl Bishopric to manage the mill. The mill was owned by the Bishopric family until recently, when it was purchased by the current property owner. The mill site is also associated with the accidental discovery of calcium carbide in 1892.

The two-story mill is of standard mill construction with thick exterior brick walls and heavy timber interior supports. It has a very low-pitched gable roof with heavy exposed rafters in

the eaves and a series of enclosed towers built to accommodate stairs and water tanks. The windows were originally tall, narrow, segmental arched windows, although most have since been bricked in. An addition in 1898, similar in design to the original structure, doubled the productive capacity of the plant. Reliance on the canal for power diminished, until in 1930, Spray Cotton Mills built a new powerhouse to power the mill. The mill ceased operations in 2002, but continued to produce some power which was sold to Duke Energy. The mill was sold in 2017 to the current owner. The original mill structure is currently vacant.

Based upon the historical and architectural significance of the property and the above information, staff recommends in favor of the designation of the Spray Cotton Mill as a local historic landmark.

STAFF RECOMMENDATION: Approval of the Local Landmark designation.



North Carolina Department of Natural and Cultural Resources
State Historic Preservation Office

Ramona M. Bartos, Administrator

Governor Roy Cooper
Secretary D. Reid Wilson

Office of Archives and History
Deputy Secretary Darin J. Waters, Ph.D.

April 22, 2022

Debra Galloway
Eden Historic Preservation Commission
308 East Stadium Drive
Eden, NC 27288

RE: Proposed designation of **Spray Cotton Mill, 405 Church St., Eden, Rockingham County.**

Dear Ms. Galloway:

Thank you for the report we received on the proposed designation of **Spray Cotton Mill, 405 Church St., Eden, Rockingham County.** We have reviewed the report and offer the following comments in accordance with North Carolina General Statute 160D-946.

According to the report, the Spray Cotton Mill is of local historical importance as a good example of late nineteenth century textile mill architecture, for its association with the history of textile mills in Eden, and as the site of the discovery of calcium carbide.

The property may contain significant archaeological resources associated with the former aluminum smelting plant. In addition, there may be archaeological resources present associated with American Indian occupation of the area, particularly given the topographic setting and proximity to the river. We recommend care be taken to avoid inadvertent damage or destruction of any potential resources during any ground disturbing activities. If ground-disturbing activities are planned, we recommend a professional archaeologist first be consulted to help ensure impacts to archaeological resources are avoided or mitigated.

We have shared recommendations with staff to perform changes to the report, which are aimed at strengthening the argument regarding the mill's architectural significance and making a stronger argument for historical significance. We believe that with the recommended changes, the report will provide the preservation commission and local governing board sufficient information to determine whether the Spray Cotton Mill possesses the requisite special local significance and integrity for local historic landmark designation.

Landmark designation means the local government recognizes the property is worthy of preservation because of its special significance to the local community. Any substantial changes in design, materials, and appearance to the property is subject to the design review procedures of the preservation commission.

If the local governing board wishes to extend the Commission's design review authority to significant features of the interior, the owner must give written consent. The designation ordinance must specify the features and describe the nature of the Commission's design review authority over them.

Thank you for the opportunity to comment on the report. Please note, our comments are advisory only and therefore, nonbinding. Once the governing board has received a recommendation from the Eden Historic Preservation Commission, it should proceed in the same manner as would otherwise be required for an amendment to the zoning ordinance. Once the decision has been made, please return a completed copy of the enclosed form to our office.

This letter serves as our comments on the proposed designation Spray Cotton Mill, 405 Church St., Eden Please contact me at Kristi.brantley@ncdcr.gov (preferred) or 919-814-6576 should you have any questions about our comments.

Sincerely,

A handwritten signature in black ink that reads "Kristi Brantley". The signature is written in a cursive style with a long, sweeping tail on the letter "y".

Kristi Brantley
Local Preservation Commissions / CLG Coordinator

CC: Commission Chair

Enclosure

Prepared by and Return to:
Erin B. Gilley, City Attorney

AN ORDINANCE DESIGNATING THE SPRAY COTTON MILL
TO BE A HISTORIC LANDMARK

BE IT ORDAINED BY THE CITY COUNCIL of the City of Eden, North Carolina, that, after the Eden Historic Preservation Commission and the City Council of the City of Eden having fully complied with all legal requirements, including publication of notices of public hearings and the holding of separate public hearings relative thereto, and the Eden Historic Preservation Commission having proposed the designation of the Spray Cotton Mill located at 405 Church Street as a Historic Landmark and the North Carolina Department of Cultural Resources State Historic Preservation Office having deemed that the Spray Cotton Mill located at 405 Church Street has the requisite special significance and integrity for landmark designation, the following described property is hereby designated to be a “Historic Landmark”:

Section 1: Description of the property:

Being all of that property commonly known as 405 Church Street located on the north side of Church Street and identified by the Rockingham County Tax Dept. as PIN 7070-1573-2821 and Parcel ID #177124

Section 2: Name of Owner: Spray Cotton, LLC

Section 3: Elements of the Property Integral to Historical Value: The Spray Cotton Mill is a contributing structure in the Spray Industrial Historic District, a National Register district.

Spray Cotton Mill was built by Spray Water Power and Land Company and opened in 1897, after the company assumed management of the Morehead family mill interests. The mill is located on the Spray Power Canal, which was the plant’s sole source of power for many years. When it opened, the mill had 12,000 spindles producing cotton yarn. It was one of four Morehead family mills not acquired by Marshall Field and Company when many of the family’s mills faced bankruptcy around 1910. Dr. Karl von Ruck, a German doctor, assumed ownership of the mill in 1914. Von Ruck hired his nephew, Karl Bishopric to manage the mill. The mill was

owned by the Bishopric family until recently, when it was purchased by the current property owner. The mill site is also associated with the accidental discovery of calcium carbide in 1892.

The two-story mill is of standard mill construction with thick exterior brick walls and heavy timber interior supports. It has a very low-pitched gable roof with heavy exposed rafters in the eaves and a series of enclosed towers built to accommodate stairs and water tanks. The windows were originally tall, narrow, segmental arched windows, although most have since been bricked in. An addition in 1898, similar in design to the original structure, doubled the productive capacity of the plant. Reliance on the canal for power diminished, until in 1930, Spray Cotton Mills built a new powerhouse to power the mill. The mill ceased operations in 2002, but continued to produce some power which was sold to Duke Energy. The mill was sold in 2017 to the current owner. The original mill structure is currently vacant.

Section 4: The waiting period set forth in Chapter 160D-949 of the North Carolina General Statutes entitled, "Delay in demolition of landmarks and buildings within historic district," shall be observed prior to any demolition on the property.

Section 5: Filings and Notices of Ordinances: The Eden Historic Preservation Commission shall:

- (a) file this Ordinance in the Office of the Register of Deeds of Rockingham County, North Carolina;
- (b) file a copy of this Ordinance with the Codes Inspector, City of Eden; and
- (c) notify the Tax Supervisor of the Rockingham County Tax Department of the adoption of this Ordinance.

APPROVED, ADOPTED AND EFFECTIVE, this 21st day of June, 2022.

CITY OF EDEN

BY: _____
Neville Hall, Mayor

ATTEST:

Deanna Hunt
City Clerk



Planning and Community Development Department

P. O. Box 70, 308 E Stadium Drive, Eden NC 27289-0070/Telephone 336-623-2110/Fax 336-623-4057

MEMO

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Kelly K. Stultz, AICP, Director
Subject: **Potential Acquisition if former Draper High School and Adjoining Property**
Date: June 16, 2022

For the past several months, there have been discussions with the Rockingham County School System and the City of Eden surrounding the 1939 former school building and adjacent property. The City's Mill Avenue Recreation Centers adjoin the subject property on Mill Avenue.

The proposal is that the former high school building and the land needed for recreation purposes is offered to the City of Eden for \$1. The Board of Education will retain the flat roofed school building and its immediate environs.

If the Council chooses to purchase the school, the only conditions would be that (1) the property cannot be sold to a private school, charter school or any other K-12 educational services not under the legal authority of the Rockingham County Schools and (2) it could not be converted to any type of apartments, townhouses or other similar uses. If the City of Eden should decide to sell the property in the future

the Rockingham County Schools wants first right of refusal. The City will need to engage a surveyor and work with the School System staff about the property division. An approximation of the proposed property split is attached.

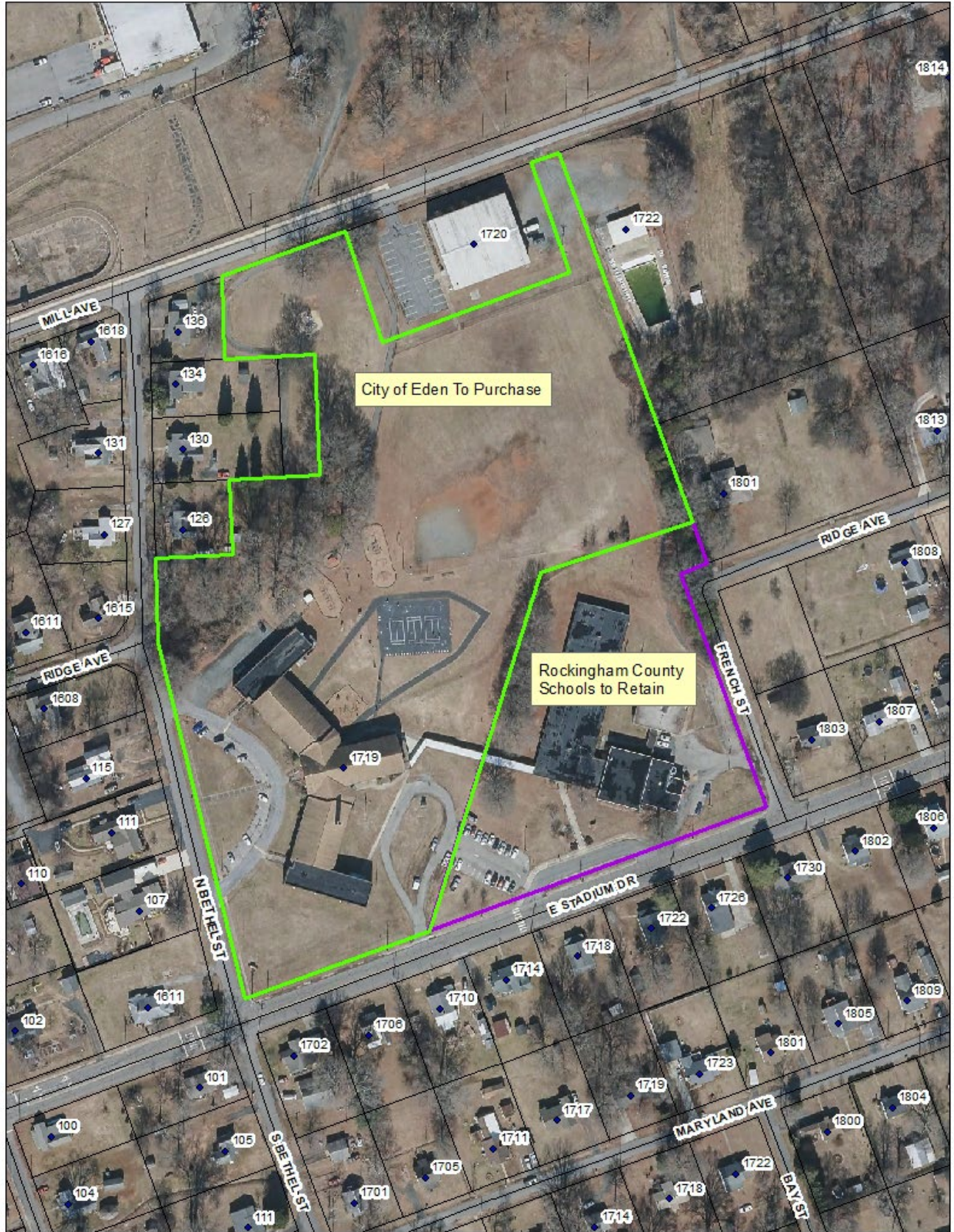
If the property is purchased, the plan is to enter into a Lease with the Boys and Girls Club of Eden (BGCE) for a portion of the older facility. This Agreement would be for an afterschool program for children and would **automatically renew annually**, at the discretion of the BGCE. BGCE would be responsible for all operations and licensing of the program.

The Recreation Department will be able to use the gym/stage area for pickle ball, other recreation uses and potentially for events and small productions.

The remainder of the school will be used for a business incubator, business start-up and for training to help new businesses. Grant funds are available for the purchase and upfit of the property. We are consulting with a local general contractor for costs.

I recommend that the City acquire this property. The vacant land is needed for the continuing services of the Mill Avenue Recreation Center and Pool and local children need the assistance of the after-school program.

If you have any questions, please let us know.





Rockingham County Schools
511 Harrington Highway
Eden, NC 27288

Rodney Shotwell, Ed.D.
Superintendent
rshotwell@rock.k12.nc.us
336.627.2600

To: Jon Mendenhall, Eden City Manager

From: Rodney Shotwell, Superintendent

Date: June 14, 2022

Re: Draper Property

During our closed session on June 13, 2022, the Rockingham County Board of Education discussed the disposition of the Draper property. Please see the description shared with our Board of Education (*attachment 1*). The Board would like to convey the property with the original building and the large fields to the City. The yellow property line is for illustration and discussion purposes only. The Board of Education will retain the flat building and media center for our Head Start program to serve the families in Eden. The two boards can discuss where the boundary lines will be assigned for each respective property. Please notice the restrictions on the use of the property mentioned in the memo to the Board. The Board wants to restrict the building from being used as any type of apartments, townhouses, lofts, etc. in addition to the other restrictions mentioned in the attached memo to the Board of Education on June 13, 2022.

Draper School will become the property of the City of Eden without any further provisions. The Board requests it be given the opportunity to exercise a right of refusal if a future city council decides to sell the property.

In terms of the surveying the land plat, we respectfully ask the City of Eden to coordinate this effort with the Rockingham County administration. We look forward to working with the City Council.

CC: K. McMichael, Chair
N. Herman, Attorney for BOE



Rockingham County Schools
511 Harrington Highway
Eden, NC 27288

Rodney Shotwell, Ed.D.
Superintendent
rshotwell@rock.k12.nc.us
336.627.2600

MEMORANDUM

TO: Rockingham County Board of Education

FROM: Dr. Rodney Shotwell, Superintendent
Dr. Sonja Parks, Assistant Superintendent

ATTACHMENT 1

DATE: June 13, 2022

RE: Disposition of Surplus Property-Draper Elementary

Indicator B5 - RCS BOE and superintendent present a unified vision for district/school improvement

On March 28, 2022, we requested the Rockingham County Board of Education to declare approximately 12 acres of land and buildings located at 1719 E. Stadium Drive in Eden, N.C. with a total square footage of 56,340 to be surplus property. Based on the study done by Davis Appraisal Service concluded that as of December 18 and 20, 2019, the subject property had a market value in the order of \$1,400,000. In the judgment of the Board, the continued use of the building site and property is unnecessary and undesirable for public school purposes.

After recent discussions with both the Board of Education and Eden City Council, there is a proposal for Parcel: 111056 be surveyed and divided according to (attachment #1) enclosed. The Rockingham County Board would retain ownership of the flat top building for the Head Start program, along with the former media center. The City of Eden would receive the original building along with the large field area (attachment #1). Rockingham County Schools will sale the property for **\$1.00** to the City of Eden. There are conditions of the sell to be included in the deed. The Draper property cannot be sold to a private school, charter school or any other type of K-12 educational services not under the legal authority of the Rockingham County Board of Education. The Rockingham County Board of Education will be given first right of refusal, if in the future the City of Eden decides to sell the said property. This is a permanent sale of the property to the City of Eden with no other conditions.

The property is identified on Rockingham County Tax Department records as follows: PIN: 709007784014
Parcel Number: 111056
Land Value: \$125,000

Total Value: \$1,939,736

In accordance with NC General Statute §115C-518, the Board of Education must offer the Board of County Commissioners the first opportunity to obtain this property by the exercise of its right of first refusal. If the Board of County Commissioners does not choose to purchase this property, the Board of Education may sell the property according to NC General Statutes. If you have any questions, please contact me at 336-627-2681. Thank you.

RECOMMENDATION

The Rockingham County Board of Education approve the aforesaid property identified as Tax Parcel No.111056 be declared to be surplus property and that this real property shall be disposed in accordance with the provisions of North Carolina General Statutes, Chapter 160A, Article 12, after first offering this property to the Rockingham County Board of County Commissioners for purchase as its fair market value or at a price negotiated by the two boards.

MOTION _____ SECOND _____ FOR _____ AGAINST _____



CITY OF EDEN – MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL

THRU: JON MENDENHALL, CITY MANAGER

FROM: ERIN GILLEY, CITY ATTORNEY

DATE: JUNE 15, 2022

SUBJECT: PROPOSED LEASE AGREEMENT FOR PUBLIC PARKING

I have prepared a Lease Agreement with the owners of Carolina Bookkeeping on Washington Street, Mr. and Mrs. Emerine regarding parking. They have agreed to lease to the City the lot adjacent to their building and next to the City's municipal parking lot and alley off of Bridge Street and Washington Street. The lease term will be for 10 years. The City has already planned a repair project to the retaining wall that is located between their lot and the City's lot. This will include cutting back the asphalt pavement belonging to the Emerines' and sloping the area to meet the City's lot. There will also be some landscaping included. In doing so, the City will need the Emerines' agreement to do this and repair will have to be made to the cut pavement. The City will agree to this and to seal coat the lot for appearance purposes. In addition, the City will agree to stripe the lot, and maintain it during the Lease term.

The Emerines will also convey to the City an easement over the area that currently contains the City's landscaping and benches, near the alley. This will provide the City with control over the use of this lot for 10 years. The Lease will be recorded in the Register of Deeds.

Please consider this proposed Lease Agreement at your June meeting and please do not hesitate to contact any one of us if you should have any questions or concerns.

NORTH CAROLINA

**ROCKINGHAM
COUNTY**

LEASE AGREEMENT

THIS LEASE AGREEMENT (“Agreement”), dated as of _____, 2022, is made by and between **George Wayne Emerine and wife, Robin Ann Emerine, (Lessor”)** and the **CITY OF EDEN**, a North Carolina municipal corporation (“**Lessee”**). The term “**Effective Date**” shall mean the date this Agreement becomes binding on Lessor and Lessee, as evidenced by that date on which the last of the parties to this Agreement signs this Agreement as indicated below.

WITNESSETH:

WHEREAS, Lessor is the owner of fee simple title to that certain tract or parcel of land located in Leaksville Township, Rockingham County, North Carolina (Rockingham County Tax Parcel ID No. 137599), described in Deed Book 1532, Page 2844, recorded in Rockingham County Register of Deeds (the “**Property**”), said Property being shown and more particularly described on that plat entitled “Plat of Survey for CITY OF EDEN by C.E. Robertson & Associates, P.C. Professional Land Surveyor, dated April 16, 2018 and Revised April 23, 2018, and recorded in Map book 82 Page 21 attached hereto as **Exhibit A** and incorporated herein by reference.

WHEREAS, Lessee is the owner in the form of fee simple and right of way easements of an alleyway and parking lot (“**Municipal Parking Area**”) located in Leaksville Township, Rockingham County, North Carolina adjoining Lessor’s property, said property being all of Easements 1 through 8 and property owned by City of Eden as shown and more particularly described Exhibit A. Said parking area includes Easement 1, 744 square feet of right of way, conveyed by Lessor to Lessee by deed of easement dated May 9, 2018 for the purpose construction and maintenance of a public right of way;

WHEREAS, Lessee desires to lease a portion of the Property from Lessor for additional public parking area (the “**Lease Area**”) for the use and benefit of the public to increase, improve and access the Municipal Parking Area. The Lease Area is that area being _____ square feet as shown and more particularly described on that plat entitled, “Plat of Survey for CITY OF EDEN by C.E. Robertson & Associates, P.C. Professional Land Surveyor, dated _____, and recorded in Map book _____ Page _____ attached hereto as **Exhibit B** and incorporated herein by reference.

WHEREAS, Lessor desires Lessee to perform improvements and maintenance to the Lease Area.

WHEREAS, the Lessor and Lessee hereby enter into this Agreement to set forth the specific terms and conditions of the Lease.

In consideration of the mutual covenants in this Lease, the Lessor and the Lessee agree as follows.

1. The Lease Area. The Lessor leases to the Lessee, and the Lessee takes from the Lessor, the property located in the City of Eden, Rockingham County, NC as shown and described as _____ on Exhibit B.

2. Term. The term of this Lease (the "Term") shall commence on the effective date hereof, and run for an initial term of 10 years. At the end of the initial term, the Lease shall automatically renew for an additional 10-year term unless written notice to terminate is given by either party to the other party at least 60 days prior to the termination of the Lease.

3. Use. The Lessee shall use the Lease Area for public parking, for the use and benefit of the public and for no other purpose. Lessee shall also obtain from Lessor and Lessor shall convey to Lessee and easement for the portion of the area including the retaining wall and area to the west of the retaining wall, described and shown on Exhibit B for a pedestrian right of way. Lessee shall have the authority to control the use in accordance with its statutory authority to regulate the use of lots, garages, or other facilities owned or leased by the city and designated for use by the public as parking facilities. Lessor shall not have the authority to control this use including towing any vehicle without Lessee's permission during the term of this Lease period.

4. Rent. The Lessee will pay no rent to Lessor. Consideration for this Lease shall be the construction, maintenance and repair described in section 6 below.

5. Utilities. The Lessee shall pay any and all charges for water, sewer, gas, electricity, telecommunication, cable, and all other utilities at the Premises that specifically benefit Lessee's use for the Premises and shall establish accounts directly with the utility providers.

6. Construction, Maintenance and Repair. Lessee shall cause all of the Lease Area, east of the retaining wall as shown on Exhibit B, to be seal coated according to City of Eden specifications. Lessee shall be responsible for keeping in good condition the striping and cleanliness of the Lease Area. Lessee shall also have the option, but not the obligation of improving the retaining wall as shown on Exhibit B. The Lessee shall keep the Lease Area in a neat and safe condition and shall maintain the Lease Area in compliance with all laws, ordinances, or regulations governing the Lease Area and the Lessee's use of the Lease Area.

Lessee shall also make repair to the second retaining wall and pavement (not shown on Exhibit B.) The location of this wall is along the southern property line of the Lease Area, and described as "Edge of Pavement" on Exhibit B. Lessee shall make repair to this retaining wall, removing all timbers and existing trees. Prior to removing the wall, the asphalt of the upper parking lot on Lessor's property, will have to be saw cut approximately 3 to 4 feet behind the wall to a place where the asphalt is in sound condition. A concrete pad will be constructed on Lessee's property and tied into the soil embankment. After the existing retaining wall is removed and the concrete pad is in place, select backfill will be placed and compacted to stabilize the soil below the parking lot edge and soil bank. The bank will be sloped similar to the existing soil bank near Bridge Street. The newly placed soil bank will be stabilized with either soil, mulch, surge stone or some type of appropriate plantings. The damaged asphalt on the upper parking lot will be repaired after the backfill is completed. A raised asphalt berm will be installed along the upper

edge of the parking to prevent stormwater from going over the face of the embankment. In addition, Lessee shall remove all trees on its property adjoining the retaining wall and replace with appropriate-sized landscaping. Lessee shall have the express permission to "cut back" the pavement on Lessor's property as described above. After the work is completed, Lessee will apply a seal coat on the Leased Area. Lessee agrees to indemnify, defend, and save the Lessor harmless from and against any and all liability, claims, damages, expenses, fees, penalties, legal proceedings, and causes of action of every kind, incurred as a result of as a result of the Lessee's repair work of this second retaining wall.

7. Property Taxes. Lessor shall be responsible for paying any and all taxes, including, without limitation, ad valorem taxes, special assessments and any other form of governmental charges, in respect to the Property.

8. Condition. The Lessee has had the opportunity to inspect the Lease area prior to signing this Lease and accepts the Lease Area in AS IS condition without any representation whatsoever from the Lessor as to its condition or suitability for the Lessee's intended use.

9. Special Events. In the event, the Lessee desires to use the Lease Area for a special event, for a purpose other than parking, such as a gathering for a farmer's market or other type of gathering or celebration, such use would be permissible under this Lease Agreement.

10. Liability; Indemnification. The Lessor shall in no way be liable for any personal injuries (including death) or property damage caused by or resulting from the use of the Premises by the Lessee, or the Lessee's employees, agents, visitors, or contractors. The Lessee shall indemnify, defend, and save the Lessor harmless from and against any and all liability, claims, damages, expenses, fees, penalties, legal proceedings, and causes of action of every kind, incurred as a result of as a result of the Lessee's use of the Lease Area, or the acts or omissions of the Lessee, or the Lessee's employees, agents, visitors, or contractors; provided, however, that the obligation of the Lessee to indemnify shall not extend to the negligence or willful misconduct of the Lessor, or the Lessor's employees, agents, tenants or representatives.

11. Insurance. The Lessee shall maintain at all times commercial general liability insurance insuring the Lessee against all claims or demands for personal injuries to or death of any person, and damage to or destruction or loss of property, that may be claimed to have occurred on the Lease Area.

12. Assignment; Sublease. The Lessee may not assign this Lease and the Lessee may not sublease the Premises in whole or in part.

13. Recording. Upon execution of the Lease Agreement, Lessor shall record or caused to be recorded this Agreement or a Memorandum of Lease in the Register of Deeds, Rockingham County, North Carolina. In addition, Lessor agrees to obtain and record any subordination agreement required for any prior lien or deed of trust, so that the Lease Agreement has priority over all of Lessor's liens with respect to the Property. Lessor shall also convey and record in the Rockingham County Register of Deeds, an easement for the area described in Paragraph 3 of this Agreement.

14. Lessor's Right of Access. The Lessor, shall have the right to access the Lease Area for parking as any other member of the public. In addition, Lessor shall have the exclusive right to parking in the area designated as "Private Parking for 600 Washing Street" as shown on Exhibit C, attached to and incorporated herein by reference. Parking shall be allocated to the public and employees of Lessor as shown on Exhibit C and appropriate signage shall be installed by Lessee.

15. Default. Each of the following shall constitute an Event of Default: a. The Lessor fails to pay real estate taxes, if assessed, as they come due. b. The Lessor fails to comply with any agreement or requirement in this Lease that reasonably and proximately terminates the Lessee's enjoyment, and or the public's access of the Lease Area, for a period of thirty (30) days after notice from the Lessee. If an Event of Default has occurred and continues, the Lessee shall be entitled to collect from Lessor any and all costs of the initial construction and seal coat of the parking area paid by Lessee and pursue any other remedies available under applicable law including but not limited to specific performance. The Lessee shall be entitled to collect from the Lessor, in addition to any damages, all reasonable costs, fees, and expenses, including reasonable attorneys' fees, incurred by the Lessor in pursuing its remedies.

16. Entire Agreement, Applicable Law. This Lease contains the entire agreement of the parties with respect to the leasing of the Premises and no representations or agreements not included in this Lease shall be enforceable unless in writing and signed by the party to be charged. This Lease shall be governed by and interpreted in accordance with the laws of the State of North Carolina.

IN WITNESS WHEREOF, the Lessor and the Lessee have caused this Lease to be executed by their duly authorized agents as of on the date first written above.

LESSOR:

GEORGE WAYNE EMERINE

Date: _____

ROBIN ANN EMERINE

Date: _____

LESSEE:

CITY OF EDEN

By: _____
Neville Hall, Mayor

Date: _____

ATTEST:

Deanna Hunt, City Clerk

Exhibit A
Plat of Survey

Exhibit A

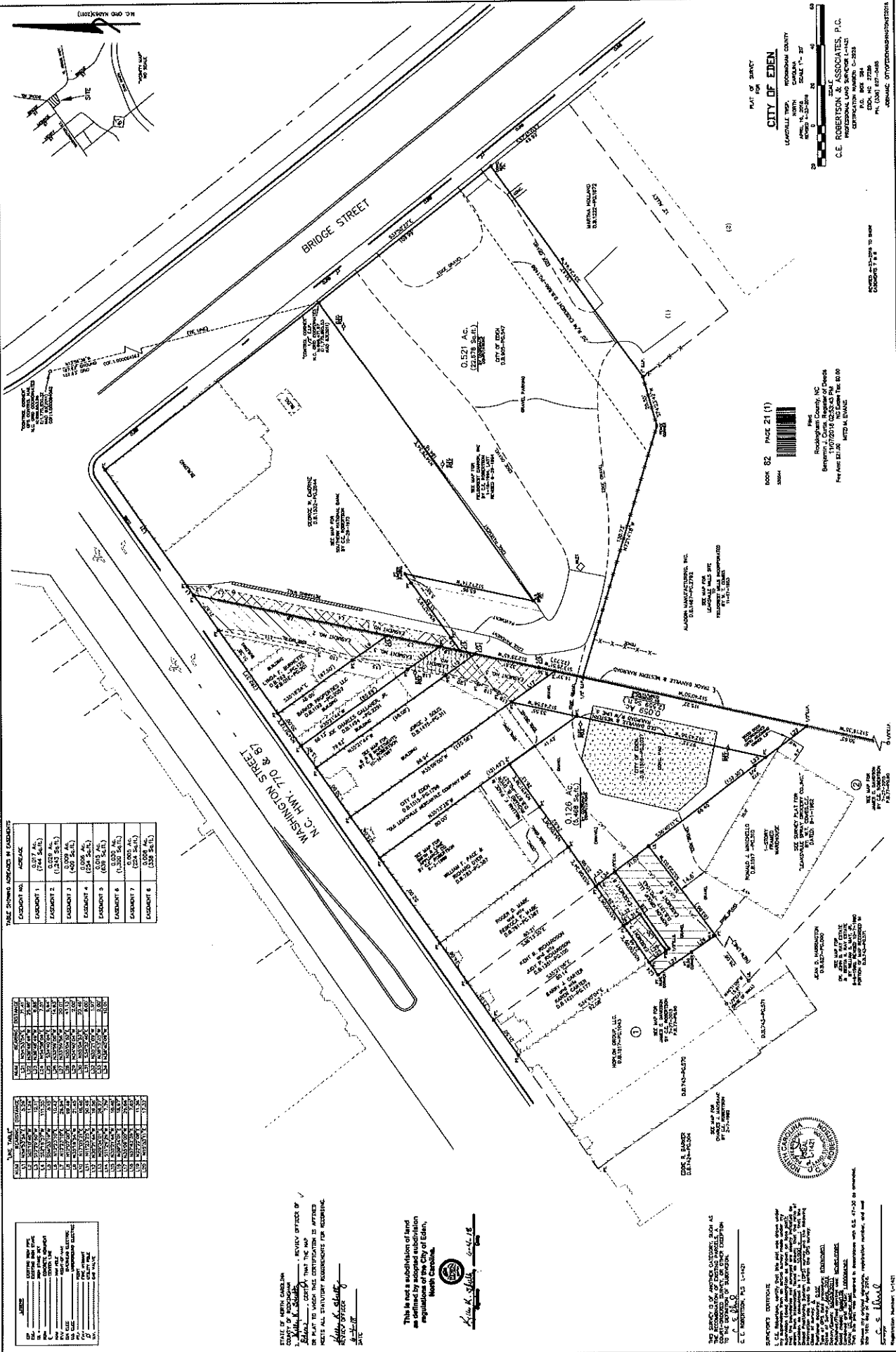


TABLE SHOWING AREAS IN ELEMENTS

ELEMENT NO.	AREA
ELEMENT 1	0.077 AC. (3.36 AC.)
ELEMENT 2	1.244 AC. (5.28 AC.)
ELEMENT 3	0.079 AC. (3.22 AC.)
ELEMENT 4	0.000 AC. (0.00 AC.)
ELEMENT 5	0.000 AC. (0.00 AC.)
ELEMENT 6	0.000 AC. (0.00 AC.)
ELEMENT 7	0.000 AC. (0.00 AC.)
ELEMENT 8	0.000 AC. (0.00 AC.)

TABLE 1

NO.	AREA	PERCENTAGE
1	0.077	0.31
2	1.244	5.00
3	0.079	0.31
4	0.000	0.00
5	0.000	0.00
6	0.000	0.00
7	0.000	0.00
8	0.000	0.00
TOTAL	1.391	5.62

TABLE 2

NO.	AREA	PERCENTAGE
1	0.077	0.31
2	1.244	5.00
3	0.079	0.31
4	0.000	0.00
5	0.000	0.00
6	0.000	0.00
7	0.000	0.00
8	0.000	0.00
TOTAL	1.391	5.62

STATE OF NORTH CAROLINA
 COUNTY OF RICHMOND
 I, _____, COUNTY CLERK, do hereby certify that the map or plat to which this certification is affixed meets all statutory requirements for recording.

This is not a subdivision of land as defined by adopted subdivision regulations of the City of Eden, North Carolina.

 C. E. ROBERTSON, P.C.

THE RECORDS OF THE CITY OF EDEN, NORTH CAROLINA, SHOW AS OF THIS DATE THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

PART OF SURVEY
CITY OF EDEN
 LENOIR COUNTY, NORTH CAROLINA
 MAP NO. 100-100-100
 DATE: 10/10/2018

C. E. ROBERTSON & ASSOCIATES, P.C.
 100-100-100
 100-100-100
 100-100-100

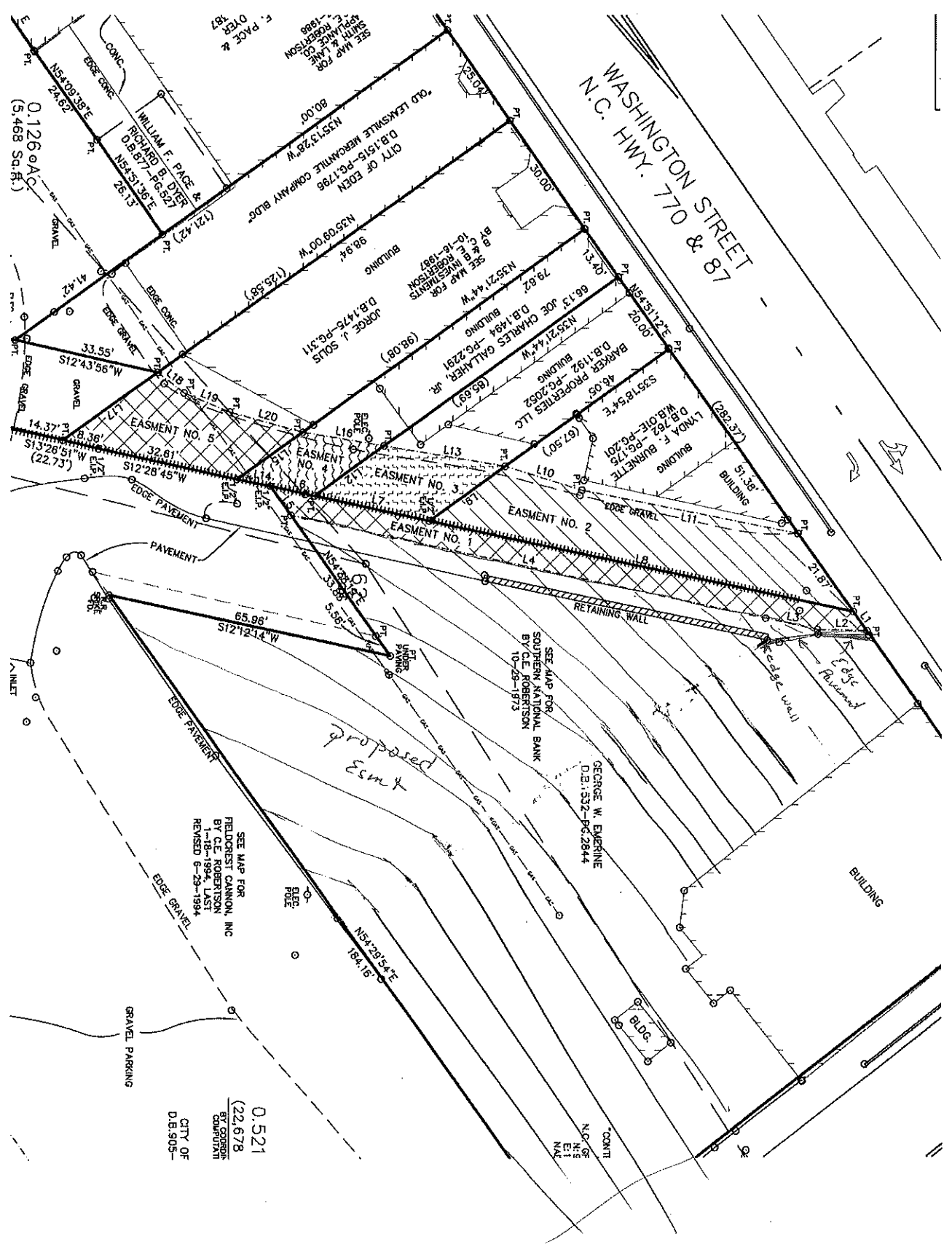
BOOK 82 PAGE 21 (1)
 RICHMOND COUNTY, NC
 10/10/2018 10:25:43 AM
 PERMIT #123456789



Exhibit B

Plat of Survey

Exhibit B



0.126 @ A.C.
(5,468 Sq. Ft.)

SEE MAP FOR
FIELDCREST CANNON, INC
BY C.E. ROBERTSON
1-18-1994, LAST
REVISED 6-23-1994

0.521
(22,678
SQ. FEET)
CITY OF
D.B. 905-

SEE MAP FOR
SOUTHERN NATIONAL BANK
BY C.E. ROBERTSON
10-25-1975

SEE MAP FOR
GEORGE W. EWERINE
D.B. 532-PC.2844

CONT.
NO. OF
EAS.
E.I.
N.A.C.

Exhibit C

**600 Washington Street
Parking Lease Designations**

WASHINGTON ST

BRIDGE ST

600

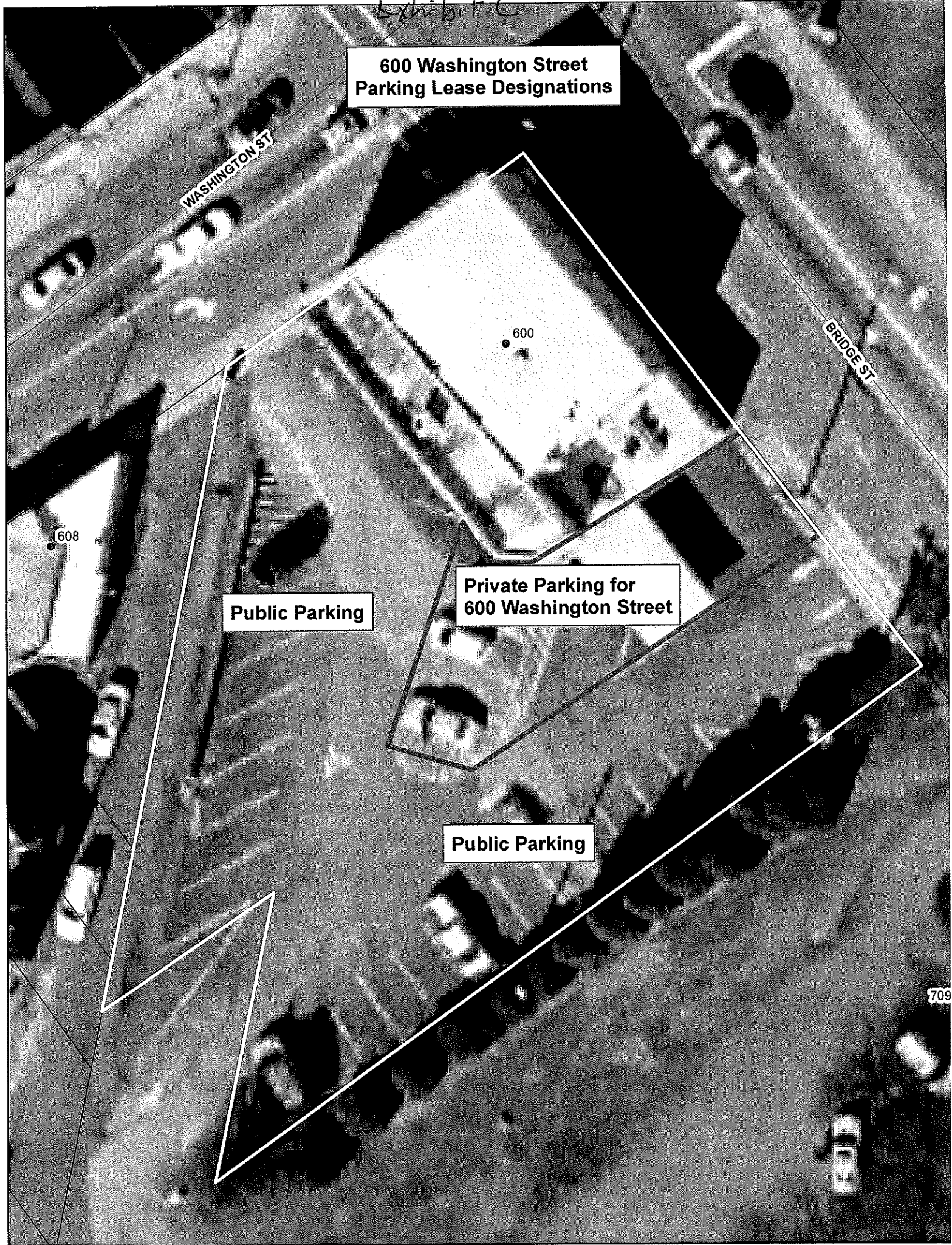
608

Public Parking

**Private Parking for
600 Washington Street**

Public Parking

709



NORTH CAROLINA

MEMORANDUM OF LEASE

ROCKINGHAM COUNTY

GEORGE WAYNE EMERINE and wife, ROBIN ANN EMERINE, 390 Niblick Drive, Summerfield, NC 27358 hereby leases to CITY OF EDEN, 308 E. Stadium Drive P.O. Box 70, Eden, NC 27289, for a term beginning the ____ day of _____, 2022, and continuing for 10 years with an option to renew by Lessee, the following property:

That area being ____ square feet as shown and more particularly described on that plat entitled, "Plat of Survey for CITY OF EDEN by C.E. Robertson & Associates, P.C. Professional Land Surveyor dated _____, and recorded in Map book ____ Page _____, Rockingham County Register of Deeds.

The provisions set forth in a written Lease Agreement between the parties dated the ____ day of _____ 2022, are hereby incorporated in this memorandum.

GEORGE WAYNE EMERINE

ROBIN ANN EMERINE

State of North Carolina – County of Rockingham

I, the undersigned Notary Public of the County and State aforesaid, do hereby certify that George Wayne Emerine, and wife, Robin Ann Emerine, personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

Witness my hand and Notarial stamp or seal, this the ____ day of _____, 2022.

My commission expires: _____

Notary Public

CITY OF EDEN

BY: _____

Neville Hall, Mayor

ATTEST:

Deanna F. Hunt, City Clerk

State of North Carolina – County of Rockingham

I, a Notary Public of the County and State aforesaid, certify that Deanna F. Hunt personally came before me this day and acknowledged that she is the Clerk of the City of Eden, a North Carolina municipal corporation, and that by authority duly given and as the act of the municipal corporation, the foregoing instrument was signed in its name by its Mayor, sealed with its seal and attested by herself as its City Clerk.

Witness my hand and notarial seal, this ____ day of _____, 2022.

My commission expires:

Notary Public



Planning and Community Development Department

P. O. Box 70, 308 E Stadium Drive, Eden NC 27289-0070/Telephone 336-623-2110/Fax 336-623-4057

MEMO

TO: Honorable Mayor and City Council
THRU: Jon Mendenhall, City Manager
FROM: Kelly K. Stultz, AICP, Director
SUBJECT: **Sale of 429 Monroe Street and 1001 Sharpe Avenue**
DATE: June 7, 2022

The City has received a bid on the vacant lot located at 429 Monroe Street in the amount of \$6,500.00 from Big Dawg Construction. The tax value of the property is \$4,504.00.

The City also received a bid on the vacant lot located at 1001 Sharpe Avenue in the amount of \$5,000.00 from Big Dawg Construction. The tax value of the property is \$3,840.00.

Advertisements for the bids ran in the Rockingham Now on March 23, 2022, April 13, 2022, May 4, 2022, and May 25, 2022. No upset bids have been received since the last publication.

There are not any unpaid property taxes due on either property.

In my opinion, our best outcome is to sell the properties and encourage the owner to build single-family dwellings on them.

Based upon the foregoing information and the fact that we continue to have to mow and maintain the properties, I recommend that the City Council accept the bids.

If you need any further information, please let me know.



Planning and Community Development Department

P. O. Box 70, 308 E Stadium Drive, Eden NC 27289-0070/Telephone 336-623-2110/Fax 336-623-4057

MEMO

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Kelly Stultz, Director
Subject: **Retail Recruitment and Development Services**
Date: June 10, 2022

Business recruitment is an essential function of economic development. In the past, we have had access to ESRI data that is no longer available. The information provided by ESRI was used to identify development shortfalls and then target opportunities. With limited staff and limited resources, our ability to allocate time to retail recruitment is limited. We have taken steps to identify a means to improve this level of service. We have sought information from the following companies:

Retail Strategies

In October, we began researching Retail Strategies, a company that had done work in Albemarle bringing in 11 new businesses and \$27 million in investments. We met with them through webinars and Randy made a visit to Albemarle to meet with the City Manager and Economic Development Manager. Albemarle had nothing but good things to say about Retail Strategies. We requested a quote (\$60,000) and contract from Retail Strategies. It was determined Reidsville's non-compete agreement with them superseded our ability to contract with Retail Strategies.

Kotis Properties

A team from the City met with Marty Kotis in November for retail recruitment advice. Mr. Kotis said that, in his opinion, the former staff members had the right strategy and had been in the right places talking to the right people and he wouldn't advise hiring an outside company. He told us that we do not need to pay a recruiter for their services and, if we liked, he would dedicate time

and space to train a city intern at his office in Greensboro with his full-time team to make contacts with retailers. While generous, this is not possible due to staff levels available and other concerns.

Placer.ai

In December, we researched a company called Placer.ai that provides analytical data to all the major recruitment firms. After a web meeting with them, Randy felt they could provide us the data we need to do our own recruiting. Another meeting was scheduled to include Randy Hunt and me. We asked for a contract and pricing (\$13,500). The contract was forwarded to Erin Gilley.

Buxton Group

Buxton offered analytical only data similar to Placer.ai at a dramatic increase in cost (\$40,000 to \$50,000) with no recruitment support.

The Retail Coach

In April, we began researching The Retail Coach. The Retail Coach uses the same analytical data created by Placer.ai, but adds a recruitment aspect. They were the first national retail recruitment firm to work with municipalities and 90% of their clients renew their annual agreements. If they are chosen the city will have the ability to participate and track recruitment activity and prospect feedback as well as monthly calls to update us on progress. We will have the same point of contact through the process and their team hosts leadership education sessions as well as downtown business workshops.

The lack of a long-term contract (\$40k the first year) and a price drop (around \$30k) for following years makes them seem a logical choice at this point. As we move through this process, we will have the ability to reevaluate our relationship.

Retail Lease Trac

Most recently we learned of Retail Lease Trac, a company that maintains current complete lists of contacts at companies that develop new businesses across the United States. They offer support, tutorials and best practices for you to put your information in the hands of decision makers in the retail environment.

Summary

Retail Strategies- Under a non-compete contract with Reidsville (\$60,000 yearly)

Kotis – Currently we are understaffed for scenario (no charge)

Placer.ai- Currently we are understaffed for scenario (\$13,500 yearly)

Buxton- Currently we are understaffed for scenario (\$40,000-50,000 yearly)

The Retail Coach- Will fit our needs offering data and recruitment (\$40,000 first year dropping to \$30,000 yearly if we continue services) not to exceed \$3,000 for reimbursable expenses.
Retail Lease Trac- Currently we are understaffed for scenario (\$1,350-\$1,625 yearly)

Recommendations

The Retail Coach seems to be the best fit for our current needs with available staff. If a contract with them is approved by the City Council, staff recommends that the program be evaluated in a year to determine effectiveness.



City Manager's Report
June 2022
City Manager Jon Mendenhall

ADMINISTRATION

Division of Design & Construction

WATER MAIN PROJECTS UPDATE: A crew from Haymes Brothers, Inc. continued their phase 2 work on the SoVA Megasite at Berry Hill reinforcement project by installing 16-inch diameter water main south of the lots located on the south side of Carpenter Road starting May 2. After installing a fire hydrant and about six joints of pipe, the crew was able to navigate by the electrical conduit and 8-inch sewer main near the New Street pump station without too much trouble. The crew stopped the pipe installation west of S. New Street in order to dig pits to perform a bore under the DOT-maintained road. The bore with 30-inch diameter steel encasement pipe was completed late on the 10th, with 40-LF of 16-inch diameter restrained joint ductile iron pipe being pushed through the next day. The crew installed about 133 feet of pipe to close the gap that had been left west of the bore. The crew is awaiting the delivery of parts needed to complete the tie-in to the existing 12-inch diameter water main off the east side of S. New Street near the bore site. Additional information has been requested by Norfolk Southern and RailPros prior to making a final decision on the type of boring head that will be allowed at the proposed bore under the tracks east of Dry Creek. The crew installed about 690 feet of new water main in May.

The new 2-inch schedule 80 PVC water main installed by a Collection and Distribution crew along the east side of S. Byrd Street, south of Stegall Street, was able to pass the hydrostatic pressure test on May 3. Additional testing was also completed so that the crew could begin making new ¾-inch water taps and switching customers over to the new water main, with the first two connections made on May 9. The crew started making bores under the pavement to provide new water services to houses on the west side of S. Byrd Street starting on May 12.

Marketing & Special Events

OINK & ALE: Our very popular Oink & Ale event is coming up Saturday, June 18 from 6 until 9 p.m. along Monroe Street in Uptown Eden. On the Border: The Ultimate Eagles Tribute Band will be performing along with beverages from area brewers, delicious food, barbecue cookers, ax throwing, games and lots and lots of fun! Admission is only \$5. Come join us!

MORE UPCOMING EVENTS: Looking ahead we have Shaggin' on Fieldcrest coming up July 23, Touch-A-Truck August 20 and RiverFest September 16 and 17. So much fun coming your way this summer!

EDEN DRIVE-IN: Come out and watch the movies under the stars at our nostalgic Eden Drive-In! Gates open at 6:30 p.m. on weekends and the first movies starts at dark. The grill is open for business and the drive in now features two screens.

ENJOY THE RIVERS SAFELY: Our rivers are ready for you and your adventures! We want you to have fun and stay safe. Here are some safety guidelines to remember while you are on the water:

- Wear your life jacket! It's always possible to capsize in any water condition.
- Make sure you know where you are going. Always tell a responsible person about your plans of where you will be and when you expect to return.
- Check the weather forecast before you leave for your destination so that you can pack the proper equipment.
- Know the water conditions. Sometimes the river will be high, low, or a dam may be releasing. This makes water conditions very different and it is important to know what to expect.
- Know the rules to navigate the water. Find out what you need to know while on waterways.
- Beware of strainers. Strainers are fallen trees, bridge pilings, undercut rocks, or anything else that allows the current to flow through it while holding you. Strainers are deadly!
- Never go boating or tubing while under the influence of alcohol or drugs.
- Know your paddling abilities and plan your outings accordingly.
- Dress appropriately for weather conditions. Carry extra clothes in a dry bag in case you flip and go for a swim.
- Never float or paddle over low-head dams, avoid fallen trees and other in-stream obstructions.
- Do not stand up in a canoe or kayak, and avoid weight shifts that may cause capsize.
- If it is your first time on the water, travel with an experienced person that has navigated that part of the river before.

PARKS AND RECREATION

MUSIC & CRUZ IN: Come out to Freedom Park on June 25 at 6 p.m. to hear Carolina Kool perform at our amphitheater. Admission is free! Bring a lawn chair and your friends. Concessions will be available. The car cruise in starts at 5:30.

PROWLERS REGISTRATION IS OPEN! We are now registering for our fall Prowler football teams and our cheerleading program for ages 5-12. Sign up your child at Bridge Street, Mill Avenue, Customer Service at City Hall or online at www.edennc.us.

AQUATICS: The Freedom Park Splash Pad is open daily from noon until 6 p.m. Call 336-623-2110 to reserve it for a private party in the morning or evening. Mill Avenue (Draper) Pool is undergoing renovations and we hope to have it open very soon.

BRIDGE STREET RECREATION CENTER: Open Monday – Thursday from noon until 8 p.m. and on Friday from 10 a.m. until 6 p.m. Come walk our track and exercise; play tennis, basketball, pickleball or shuffleboard; or use the playground.

FREEDOM PARK: Open daily, dawn to dusk. Enjoy our walking track, nature trail, skate park, basketball courts, bocce ball, playground, dog park or camp at the RV pad. We had three softball tournaments at the park in May along with the regular season baseball and girl's fast pitch softball games; our Music & Cruz In was May 28 with The Bullet Band entertaining; and we will be hosting some of the games for the Rockingham County Pony League Playoff Tournament.

MILL AVENUE RECREATION CENTER: Open Monday – Thursday from noon until 8 p.m. and on Friday from 10 a.m. until 6 p.m. Come walk our track and exercise; play basketball, pickleball, or use the playground.

SENIOR CENTER: Mayor Neville Hall proclaimed May as Older Americans Month at the Eden City Council meeting and many seniors attended. The artwork of the Silver Arts participants was displayed at City Hall and a reception held for them. The art is now on display at the Eden Public Library for the month of June. Senior games were held this month and we ended with a cookout at Freedom Park on May 20. Our community garden is just starting up and keeping the group busy with watering and weeding.

PLANNING AND COMMUNITY DEVELOPMENT

COLLECTIONS: We received \$938.42 in code enforcement fees in the month of May.

GRANTS: Out of the 10 top applicants for COVID-Draper, eight applicants have provided the required documentation to verify the income previously reported. All of the income information has been sent to the consultants in order for them to check behind City staff and be sure all requirements are met. Upon receipt of their approval, inspections will be scheduled for each house.

RAILS TO TRAILS: Maps have been created to show the railroad corridor using the Norfolk Southern digital data. We are working with David Proper, N.C. Urban Program Director of The Conservation Fund, to try to obtain the railroad property.

LOCAL CODES AND INSPECTIONS: Local code complaints are going wide open as they typically do this time of year; however, even with only one inspector, complaints continue to be addressed in a timely manner and notices sent as needed. The inspector is also checking for other code violations as he sees them out in the field and submitting them. Abatements are coordinated with Facility Maintenance or contractors if needed. For May: total local code inspections performed – 125 with 53 notices sent and 31 cases abated; total inspections performed – 273 (not including fire) with 131 permits issues.

BOARDS AND COMMISSIONS: The Community Appearance Commission met May 2 to replant the planters on The Boulevard. Plans are to work on the Draper planters at the June meeting. The Historic Preservation Commission will consider a local landmark designation application for the Spray Cotton Mill at the June meeting. This application will go to Council at the June Council meeting. The Tree Board plans to present an Arbor Day program for Leaksville United Methodist Church Child Development Center during their summer camp program in June.

ZONING CASE: We have prepared a report for an amendment to revise parking space requirements for self-storage facilities. The case went to Planning Board at their May meeting and will go to Council in June.

COMPREHENSIVE PLAN: At the May regular meeting, the City Council adopted the Comprehensive Plan.

POLICE

EMPLOYMENT OPPORTUNITIES: The department currently has several openings for police officers and continues to work toward recruiting excellent law enforcement officers to serve the citizens of Eden.

NEW EQUIPMENT: New Axon tasers have arrived and the department is developing a hands-on course to familiarize officers with its capabilities and proper use. Online training for it has started and the projected target date for fielding the new tasers is June 15. Axon staff are completing the upload of auto-tagging which will allow the CAD system to communicate with Axon to properly categorize captured video. In-car systems should be operations by the end of August.

CITY OF EDEN, N.C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, May 17, 2022 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:	Gerald Ellis, absent Jerry Epps Phillip Hunnicutt Kenny Kirkman Bernie Moore Bruce Nooe Tommy Underwood
City Manager:	Jon Mendenhall
City Attorney:	Erin Gilley
City Clerk:	Deanna Hunt
Media:	Robin Sawyers, Rockingham Update

MEETING CONVENED:

Mayor Hall called the regular meeting of the Eden City Council to order and welcomed those in attendance. He wished Mike Moore of Mike Moore Media well as he was unable to attend due to a medical condition. Council Member Jerry Epps gave an invocation followed by the Pledge of Allegiance led by Fire Chief Todd Harden.

PROCLAMATIONS AND PRESENTATIONS:

- a. Presentation: Elree's Sweet Shoppe – 50 years in business.

Mayor Hall called on owners Gina Carter and Michael Kingston to come forward and presented them with a plaque.

Ms. Carter said the business was started in Draper by her mother, who was now 93 years old. She invited everyone to come by and get an oatmeal cookie, which the bakery was known for.

- b. Presentation: Youth Council Kickball Tournament winners - Leaksville-Spray Elementary School.

Mayor Hall called on City Attorney and Eden Youth Council (EYC) Advisor Erin Gilley. He said he attended the tournament and it was an incredible event. The adults had almost as much fun as the youth did. He thanked Ms. Gilley and the EYC for organizing it.

Ms. Gilley said the tournament was a special event and she wanted to tell a little about it before she recognized the kids who were there. She asked the EYC members in attendance to come forward and stand as she gave her presentation. Ms. Gilley said she had the pleasure of bringing attention to the EYC. The young people worked in the school year to serve their community with numerous service projects. One in particular that she wanted to highlight was the kickball tournament that was put on by the EYC for Eden's elementary school students. Before the tournament, the EYC high school kids went to each elementary school and recruited third-through fifth-grade students during assemblies. They entertained them like only high school kids could. (A video of a portion of the Douglass Elementary School assembly was played.) Ms. Gilley said she wanted to show that video because it was really special the way they connected with the kids. EYC member Jadan Martin was featured in the video, and he was just talented enough when he was given a microphone, he could take the show on the road. Douglass, Central and Leaksville-Spray elementary schools welcomed the EYC in and collected the registration forms from their students. Each school had one team except for Leaksville-Spray who had enough students for two teams. The high school kids served as the coaches for the teams and Eden's finest, our police officers, served as the referees and beloved ones at that. (Photos from the tournament were shown.) Both the high school kids and the police officers were fantastic role models for the students. Terry

Vernon, Kathy Overby and Jeff Moore, from Eden Parks & Recreation, were really institutions in Eden. They were well known, respected and had been there for every kid and even most of the adults who went through the department. She thanked the staff, kids and the police department for helping to make it a special day. The tournament started at 9:30 a.m. and ended about 2:30 p.m. There was a total of four games played among the elementary kids. The winning team, Leaksville-Spray 1, came out as the champions. They defeated Douglass in the first round and then went on to defeat Central in the winner's bracket. The final and fifth game played was the winning Leaksville-Spray team against Eden Police. She thanked and recognized the police officers who gave up their entire Saturday to spend it with the kids: Lance Hash, Josh Roberts, Eric Gann, Jay Parker, Clint Simpson, Paul Moore and Ben Curtis. She recognized the winning team players and asked those in attendance to come forward and receive their trophy to take back to school: Donald Noble Jr., Kaylie Trinidad, Tanner Moore, Serenity Jenkins, Makai Jackson, Braydon Younger, LeAndre Hairston, Caleb Jones, Jackson Grogan, Cristian Lopez, Isaac Gilley, Carter Hampton, Christian Coe, Kimberly Robles Navarro, LJ Chance Jr., and Tyler Brown. The team was coached by Jordan Woodall, Mason Curtis, Paige Tuggle and Giles Hall.

Mayor Hall said at his welcome remarks at the tournament, he reminded everyone that the umpires were police officers and not professional umpires and they should give them a break. He only saw one incident of bad sportsmanship and it was two umpires arguing with each other.

Ms. Gilley said the overwhelming strategy for the students against the police was "keep it on the ground" because it was not easy for the officers to bend over to get the ball.

c. Presentation: Youth Council Draper Pool painting.

Ms. Gilley and Eden Youth Council Secretary Hollie Jachimiak wrote in a memo: Each year the Eden Youth Council chooses several projects to accomplish. They come to the group with several important issues that they would like to address. One of the issues that always comes up is beautification of our City. This year, they have picked an area that is important to them, the Draper Pool. The project for this year is to paint a scene or mural on a small building at Draper Pool. This has been coordinated with the Parks and Recreation Staff and will follow an extensive pool renovation. The building is referred to as "the pool house" and according to our Youth Council, many of whom work there in the summer, is in need of some "pizazz." We have included in your packets a rendering of the design that will be painted. We have consulted with the muralist who will be doing the murals at Morehead High School and she has advised us how to project the design on the wall digitally and then they can trace it and paint it. The Youth Council will trace and paint this after all renovation work has been completed. We wanted to give you this information to let you know what we doing and to ask your approval for them to do this work. Please let me know if you have any questions or concerns about this.

Mayor Hall called on Ms. Gilley.

Ms. Gilley advised the pool painting was another EYC project and she called on the EYC Secretary Hollie Jachimiak, who was in charge of the project.

Ms. Jachimiak said each year the EYC discussed projects they wanted to complete to help in any way they could. One thing they decided to do that year was focus on the beautification of Eden and they chose Mill Avenue Pool. Many of the EYC worked at the pool as lifeguards during the summer so it was a place that was special to lots of the members. The pool attracted many families, adults, children and teenagers from Rockingham County and Virginia. There was a lot of traffic in and out all day. The EYC would like to paint an "Under the Sea" mural on the wall facing the pool. (A rendering of the mural created by Ms. Jachimiak was shown.) The muralist who was working at Morehead High School had been consulted and she advised the EYC to use a projector to allow the painters to trace and then paint the mural on the wall. The EYC wanted to give that information so Council would know what they were doing and consider approval of the work. She would be happy to answer any questions or concerns.

Council Member Moore asked where the mural would be located on the building.

Ms. Jachimiak said it would be on the outside of the pool house facing the pool.

d. Proclamation: Older Americans Month.

Mayor Hall called Asheley Cooper, Community Outreach and Development Director of Aging & Disability Transit Services, to come forward as he read the proclamation.

Ms. Cooper wanted to point out the Older Americans Month whose theme was “Age My Way.” She said the SilverArts work (located in the back of the chambers) was just one component of Senior Games and she loved that they were being recognized. Often as people were older adults they were labeled as frail or in need of. Obviously, the artists were not frail or in need of. She thanked them for all the beautiful work they brought and took the time to do.

Mayor Hall said Ms. Cooper said exactly what he was about to say. He asked the SilverArts artists who were in the audience to stand and be recognized.

PROCLAMATION: OLDER AMERICANS MONTH

WHEREAS, Eden includes a growing number of older Americans who contribute their strength, wisdom, and experience to our community; and

WHEREAS, communities benefit when people of all ages, abilities, and backgrounds are welcomed, included, and supported; and

WHEREAS, the City of Eden recognizes our need to create a community that provides the services and supports older Americans need to thrive and live independently for as long as possible; and

WHEREAS, the City of Eden can work to build an even better community for our older residents by:

- Planning programs that encourage independence.
- Ensuring activities are responsive to individual needs and preferences.
- Increasing access to services that support aging in place.

NOW, THEREFORE be it proclaimed, that the Eden City Council hereby declares the month of May 2022 to be Older Americans Month and urge every resident to recognize the contributions of our older citizens, help to create an inclusive society, and join efforts to support older Americans’ choices about how they age in their communities.

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 17th day of May 2022.

By: Neville Hall, Mayor

Attest: Deanna Hunt, City Clerk

SET MEETING AGENDA:

Mayor Hall noted Council Member Ellis was the head coach for Morehead’s girls’ softball team, who were currently headed into their third round of playoffs. The City was proud of them and wished them well.

A motion was made by Council Member Epps made a motion to set the meeting agenda. Council Member Moore seconded the motion. All members voted in favor. The motion carried, 6-0.

PUBLIC HEARINGS:

a. Consideration to adopt the FY 2022-23 Budget Ordinance.

Mayor Hall declared the public hearing open and called on City Manager Jon Mendenhall.

Mr. Mendenhall said the tax rate was unchanged and marked the 14th year without a tax increase since 2008. The tax rate was 0.6090 on \$100 valuation. There was a \$1 fee increase in Solid Waste passing on Rockingham

Minutes of the May 17, 2022 meeting of the City Council, City of Eden:

County’s proposed fee increase, raising it from \$19.75 to \$20.75. There was a 50-cent increase rate escalator on all water and sewer fees proposed in the budget in order to maintain the provision of clean drinking water and the proper treatment of wastewater due to rising costs associated with inflation and to prepare to pay substantial debt service associated with the EPA Administrative Order of Consent. That left the budget of the General Fund at \$17,630,200, Water & Sewer Fund at \$11,848,900, and Self Insurance Fund at \$3,739,700.

Mayor Hall said the budget message had been presented the prior month. There had been a budget workshop. It had been a long process.

As there were no comments or questions, Mayor Hall declared the public hearing closed.

A motion was made by Council Member Epps to adopt the FY 2022-23 Budget Ordinance. Council Member Moore seconded the motion. All members voted in favor of the motion. The motion carried 6-0.

Mayor Hall thanked Mr. Mendenhall and all the departments for their work on the budget.

<p>CITY OF EDEN, NORTH CAROLINA 2022-2023 BUDGET ORDINANCE</p>			<p>Section 3: It is estimated that the following General Fund Revenues will be available during the fiscal year beginning July 1, 2022, to meet the foregoing General Appropriations:</p> <table border="0"> <thead> <tr> <th style="text-align: left;">Code</th> <th style="text-align: left;">Revenue Source</th> <th style="text-align: right;">Appropriation</th> </tr> </thead> <tbody> <tr><td>3189-11092</td><td>Ad Valorem: Prior Years – Rock Co.</td><td style="text-align: right;">\$148,600</td></tr> <tr><td>3189-18000</td><td>Interest on Delinquent</td><td style="text-align: right;">\$21,000</td></tr> <tr><td>3190-11000</td><td>Ad Valorem: Current Year</td><td style="text-align: right;">\$5,649,000</td></tr> <tr><td>3190-12093</td><td>DMV-Vehicle Tax – Current Year</td><td style="text-align: right;">\$685,000</td></tr> <tr><td>3190-12093</td><td>DMV-Vehicle Tax – Prior Year</td><td style="text-align: right;">\$400</td></tr> <tr><td>3190-12094</td><td>Short Term Rental Vehicle Tax</td><td style="text-align: right;">\$3,300</td></tr> <tr><td>3190-12095</td><td>Municipal Vehicle Tax</td><td style="text-align: right;">\$198,000</td></tr> <tr><td>3190-15000</td><td>Dog License</td><td style="text-align: right;">\$900</td></tr> <tr><td>3190-18000</td><td>Interest on Current Taxes</td><td style="text-align: right;">\$14,800</td></tr> <tr><td>3190-18100</td><td>Interest on Current Taxes – DMV</td><td style="text-align: right;">\$5,800</td></tr> <tr><td>3190-19097</td><td>Payment in Lieu of Annexation</td><td style="text-align: right;">\$265,500</td></tr> <tr><td>3190-19098</td><td>DMV Collection Fees</td><td style="text-align: right;">(\$29,100)</td></tr> <tr><td>3190-19100</td><td>Occupancy Tax</td><td style="text-align: right;"><u>\$78,400</u></td></tr> <tr><td colspan="2">Tax Revenue Total</td><td style="text-align: right;"><u>\$7,041,600</u></td></tr> </tbody> </table>	Code	Revenue Source	Appropriation	3189-11092	Ad Valorem: Prior Years – Rock Co.	\$148,600	3189-18000	Interest on Delinquent	\$21,000	3190-11000	Ad Valorem: Current Year	\$5,649,000	3190-12093	DMV-Vehicle Tax – Current Year	\$685,000	3190-12093	DMV-Vehicle Tax – Prior Year	\$400	3190-12094	Short Term Rental Vehicle Tax	\$3,300	3190-12095	Municipal Vehicle Tax	\$198,000	3190-15000	Dog License	\$900	3190-18000	Interest on Current Taxes	\$14,800	3190-18100	Interest on Current Taxes – DMV	\$5,800	3190-19097	Payment in Lieu of Annexation	\$265,500	3190-19098	DMV Collection Fees	(\$29,100)	3190-19100	Occupancy Tax	<u>\$78,400</u>	Tax Revenue Total		<u>\$7,041,600</u>
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<p>BE IT ORDAINED by the City Council of the City of Eden, North Carolina in regular session assembled:</p>																																																
<p>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, 2022, and ending June 30, 2023, according to the following summary and schedule:</p>																																																
Summary (Funds)	Estimated Revenues	Total Budget Appropriation																																														
General	\$17,630,200	\$17,630,200																																														
Self Insured Insurance	\$3,739,700	\$3,739,700																																														
Water and Sewer	\$11,848,900	\$11,848,900																																														
Runabout Travel	\$20,000	\$20,000																																														
Municipal Service Tax District	\$11,800	\$11,800																																														
(Less inter-fund transfers)	<u>\$2,738,100</u>	<u>\$2,738,100</u>																																														
(Less Appropriated Fund Balances)	<u>\$1,811,400</u>	<u>\$1,811,400</u>																																														
(Less Pass Thru Funds – Ex. Runabout Travel)	<u>\$698,700</u>	<u>\$698,700</u>																																														
TOTAL	<u>\$28,002,400</u>	<u>\$28,002,400</u>																																														
<p>Section 2: That for said fiscal year there is hereby appropriated out of the General Fund the following:</p>																																																
Code	Department	Appropriation																																														
10-4110	City Council	\$38,700																																														
10-4120	Administrative & Legal Services	\$438,200																																														
10-4130	Finance/Human Resources	\$316,400																																														
10-4135	Marketing & Customer Service	\$364,300																																														
10-4145	Information Technology	\$471,800																																														
10-4190	Facilities & Grounds	\$384,100																																														
10-4310	Police	\$5,693,800																																														
10-4340	Fire	\$2,368,600																																														
10-4350	Engineering	\$40,800																																														
10-4510	Streets	\$1,482,700																																														
10-4515	Powell Bill	\$340,000																																														
10-4710	Solid Waste	\$1,834,600																																														
10-4910	Planning & Community Development	\$652,300																																														
10-6120	Recreation	\$810,100																																														
10-6920	Fleet Maintenance	\$757,900																																														
10-9100	Special Appropriations	\$735,900																																														
10-9990	Contingency	<u>\$500,000</u>																																														
TOTAL		<u>\$17,630,200</u>																																														

Use of Money & Property Total \$2,046,200

Minutes of the May 17, 2022 meeting of the City Council, City of Eden:

Code	Revenue Source	Appropriation
3231-31000	Local Option Sales Taxes	\$1,354,000
3232-31000	1/4 Cent Sales Taxes	\$970,600
3233-31000	1/4 Cent Sales Taxes	\$642,000
3234-31000	1/4 Cent Sales Taxes	\$266,400
3234-31001	State Hold Harmless Payment	\$1,053,600
3234-31002	Solid Waste Disposal Tax Distribution	\$11,700
3270-30000	Pop Channel Grant	\$26,000
3320-31000	Wine & Beer Taxes	\$62,600
3324-31000	Utilities Franchise Taxes	\$870,400
3325-33000	Powell Bill: State Street Aid	\$440,000
3335-32000	County Grants: Fire Department	\$2,400
3336-33000	Police School Resource Officers	\$173,600
3431-73000	Project Safe Rockingham County	\$20,500
3434-52000	Draper Rural Fire Tax	\$4,100
3612-48400	Recreation Grant-Sr. Center	\$4,400
3837-89000	ABC Revenues	\$205,900
3837-89100	ABC Revenues: Law Enforcement	\$9,200

Other Agencies Revenues Total \$6,117,400

Code	Revenue Source	Appropriation
3350-00100	Historic Preservation Book Sales	\$500
3412-41000	Other Administrative Revenues	\$2,000
3431-41000	Police Revenue: Dog Fines	\$2,700
3431-41100	Police Security Charges	\$40,000
3431-41200	Police Security Fringe Benefit Charges	\$9,600
3431-41300	Court Costs	\$5,000
3431-41400	Parking Violations	\$400
3431-41500	Police Fingerprinting Supplies	\$500
3431-41600	Police Department: Sale of Materials	\$100
3431-41700	Police Revenue	\$6,500
3431-84000	Police Department Restitution	\$7,800
3434-41000	Outside Fire Protection Charges	\$6,300
3451-41100	Street Dept. Revenue: Driveways	\$4,400
3451-81000	Street Mowing	\$9,200
3491-40000	Planning Dept. Nuisance Fees	\$54,000
3491-41000	Planning Department Applications	\$700
3491-41600	Planning: Code Compliance Ins.	\$200
3491-81000	Planning Department Sale of Materials	\$200
3612-41000	County User's Fees	\$500
3612-41100	League Entrance Fees	\$1,400
3612-41200	Recreation Dept. Revenue: Lesson	\$400
3612-41300	Dixie Youth Tournament	\$10,000
3612-86400	Recreation Dept. Miscellaneous	\$16,000
3612-87000	Fuel Purchases - County Agencies	\$5,800

Charges for Current Services \$184,200

Code	Revenue Source	Appropriation
3471-41100	Residential Fees - Solid Waste	\$1,500,900
3471-41101	Commercial Fees - Solid Waste	\$530,700
3471-81000	Sale of Materials/Scrap	\$2,500
3471-81100	Recycling Income - Solid Waste	\$1,000
3471-81200	Sale of Compost/Mulch-Solid Waste	\$1,200
3471-81400	Demolition - Abatement	\$3,500

Total Solid Waste Revenue \$2,039,800

General Fund Revenue Total \$17,630,200

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

Code	Department	Appropriation
4145-18300	Group Insurance Fixed Cost	\$1,040,000
4145-29900	Group Insurance Additional Charges	\$68,300
4145-30000	Claims	\$2,631,400
Self Insured Insurance Fund Total		<u>\$3,739,700</u>

Section 5: It is estimated that the following Self-Insured Insurance Fund Revenues will be available during the fiscal year beginning July 1, 2022 and ending June 30, 2023, to meet the foregoing Self-Insured Insurance Fund Appropriations:

Code	Revenue Source	Appropriation
3351-01000	Charges to Other Funds/GF	\$2,370,800
3351-03000	Charges to Other Funds/W/S	\$686,400
3831-49000	Interest - Checking	\$1,300
3839-83000	Refunds	\$269,800
3839-99100	Fund Balance Appropriated	\$411,400
Self Insured Insurance Fund Total		<u>\$3,739,700</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:

Code	Department	Appropriation
7110	Water Resources	\$770,300
7115	Billing & Collections	\$400,700
7120	Water Filtration	\$1,700,400
7125	Collection & Distribution	\$2,535,200
7130	Water Reclamation	\$1,496,700
8120	Water Construction	\$220,000
8130	Sewer Construction	\$157,000
9920	Special Appropriations	\$4,068,600
9990	Contingency	\$500,000
Water & Sewer Fund Total		<u>\$11,848,900</u>

Minutes of the May 17, 2022 meeting of the City Council, City of Eden:

Section 7: It is estimated that the following Water & Sewer Fund Revenues will be available during the fiscal year beginning July 1, 2022 and ending June 30, 2023 to meet the foregoing Water & Sewer Fund Appropriations:

Code	Revenue Source	Appropriation
3362-51200	Sale of Water	\$4,883,400
3362-53000	Leak Adjustments/Water	(\$38,600)
3363-51300	Sewer Service Charges	\$5,294,700
3363-53000	Leak Adjustments/Sewer	(\$54,700)
3363-53900	One-Time Pool Adj.	(\$2,200)
3711-58000	Miscellaneous Returned Checks	\$2,000
3713-53000	Pre-Treatment Charges	\$46,400
3714-42000	Water Service Application Fees	\$20,000
3714-51000	W/S Meter Tampering Fees	\$100
3714-52000	Reconnection Charges	\$257,600
3714-52200	Water Taps	\$10,000
3714-52300	Sewer Taps	\$4,000
3831-49000	Interest: Checking	\$11,100
3834-86000	Rent of Equipment	\$51,200
3835-81000	Sale of Materials	\$700
3839-89000	Miscellaneous Revenues	\$1,500
3984-90000	Transfer from ARPA Fund	\$961,700
3991-99100	Fund Balance Appropriated	\$400,000
Water & Sewer Fund Total		\$11,848,900

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

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

Section 9: It is estimated that the following Runabout Travel Fund Revenues will be available during the fiscal year beginning July 1, 2022 and ending June 30, 2023 to meet the foregoing appropriations:

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

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

Code	Department	Appropriation
4135-29900	MSD Tax - Leaksville	\$8,600
4135-29901	MSD Tax - Draper	\$2,000
4135-29902	MSD Tax - Boulevard	\$1,200
Municipal Service Tax District Fund Total		\$11,800

Section 11: It is estimated that the following Municipal Services Tax District Fund Revenues will be available during the fiscal year beginning July 1, 2022 and ending June 30, 2023 to meet the foregoing appropriations:

Code	Revenue Source	Appropriation
3190-19100	MSD Tax - Boulevard	\$1,200
3190-19200	MSD Tax - Leaksville	\$8,600
3190-19300	MSD Tax - Draper	\$2,000
Municipal Service Tax District Fund Total		\$11,800

Section 12: There is hereby levied for the fiscal year ending June 30, 2023 the following rate of taxes on each one hundred dollars (\$100) assessed valuation of taxable property as listed as of January 2022 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 \$939,223,481 with an assessment ratio of 100% of appraised value. Estimated collection rate of 98.76%.

A Municipal Service District tax rate of \$0.100 per hundred dollars (\$100) of assessed valuation for the Leaksville, Draper, and Boulevard municipal service tax districts.

Section 13: The Tax and Service Rates section of the FY 2022-2023 budget sets forth the applicable fees for the fiscal year beginning July 1, 2022 and ending June 30, 2023.

Section 14: The Personnel section of the FY 2022-2023 budget sets forth the grade and positions classification plan for the fiscal year beginning July 1, 2022 and ending June 30, 2023.

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.

Adopted this the 17th day of May, 2022.

By: Neville Hall, Mayor
Attest: Deanna Hunt, City Clerk

A copy of the FY 22-23 Budget is available to view in the City Clerk's Office and online at www.edennc.us.

b. Consideration to adopt the Eden Comprehensive Plan.

Planning & Community Development Director Kelly Stultz wrote in a memo: At the February 16, 2021, you authorized the process of developing a Comprehensive Plan as required by North Carolina General Statutes. Stewart, Inc. was chosen as the consultant firm to assist with this process and meetings began in April 2021. After public meetings, Steering Committee meetings and community surveys, a draft has been completed and sent to you for consideration. I am asking that the City Council hold a public hearing prior to approving and adopting the Eden Comprehensive Plan.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said the City had spent a lot of time in the last couple of years on land use issues. One of the things North Carolina required was that every community have an up-to-date comprehensive plan. The City was required to have that plan by July 1. A comprehensive plan was a plan that was for the whole city. It contained recommendations about everything in public life that happened within the community. She was asking that Council approve the plan as a whole, not approve any changes or expenditures that had to do with any individual projects. The Uptown Eden (Leaksville) Small Area Plan was a part of the comprehensive plan, but only a small part. There were plans to have a large public meeting about things within that area to give everyone a chance who had a stake in that area to talk like they have done before. Once that meeting was done, staff would bring that information back to Council. Before any recommendations for changes such as one-way, bump outs or anything else that was happening, or could happen, as a result of the small area plan. Any

improvements of that type would have to come before Council before they could be approved. She introduced Allison Evans, a senior planner with Stewart Inc., the consulting firm who created the plan.

Ms. Evans said she had been working on the project since its inception the prior year and had gotten to know Eden well. She was excited to bring it to Council. She would be reviewing the process Stewart went through, how they engaged the public, highlights of the plan and then would discuss it with Council. She explained a comprehensive plan was a long-range plan, 10 to 20 years in the future. There could be updates to the plan along the way as things changed if a company came in. The City would need to stay up to date on current issues. It offered guidance. It was not a regulatory document, but a policy one. It was meant to back up the decision making from council meetings, staff meetings, for programming and budgeting. It was a collaborative process. It documented community conversations. It brought everyone in Eden together and the plan was how they wanted Eden to grow for the next 10 to 20 years. Throughout the process, they had made sure to connect on every level. There had been six steering committee focus group interviews to kick off the project. There had been six stakeholder interviews. Community members had shared a few of their evenings to guide the plan along the way. There had been three public meetings, visioning and draft plan meetings. There had been 378 community survey responses. A project page had been on the City's website throughout the process. Based on that engagement, the vision they had come up with was that the City of Eden was a one-of-a-kind community where the Smith and Dan rivers met, that built on its people and history to create a place where its residents and businesses could thrive. The following six goals were envisioned: economic diversity, successful downtowns, culture and recreation, civic pride, services and amenities, and great neighborhoods. Their recommendations touched on a mix of those and they were woven throughout the rest of the plan. The future land use map would influence things like rezoning decisions if those were made. In the survey, they asked what types of development people would like to see more of in Eden where appropriate. Small-scale commercial development came out on top. People really loved the small businesses, like the sweet shop, that gave Eden its identity and character. In addition to that, people wanted to see preservation and reuse of the gorgeous historic buildings, as well as large-scale commercial and industrial development, things that brought jobs. Based on that information, a future land use map had been created that she hoped would be adopted at the meeting. The map created areas for future employers, encouraged infill development and identified areas for new residential growth. The City was seeing a lot of interest in people coming to live here and they had to have somewhere to live. The map would help the City be more strategic about the character of new residential developments that came in. Recommendations had been developed, which were guiding policies to help the City reach its goals. In the land use and housing section, first they encouraged infill development and adaptive reuse which could lead to different housing types. One of the things they had learned in the process was people wanted housing that was more affordable and attainable. Improving the commercial corridors was addressed. Enforcement and community improvement projects were addressed. The Uptown Leaksville plan was a huge step for the downtown areas. They were also just kicking off the Draper small area plan. If there was anyone in the room who felt invested in the Draper community, that would be something going on during the summer. It would be a similar process. As far as parks and amenities, the tourism division was doing a fabulous job of leveraging what Eden had to attract people to Eden. The question was how to get the community out there as well. When asked what their top priorities were for parks and amenities, places to spend time near the rivers came out very strongly on top. Not everyone was a boater but they wanted to engage and connect with the actual resources. People also wanted to enhance Freedom Park, support the existing youth recreation leagues and enhance their neighborhood parks. Parks and natural resources recommendations were provided. She cited a riverfront park in Colorado and there was one similar in Charlotte that the City could look to for ideas after a lot of study. People wanted greenway connections so they could get people to focus sites inside Eden and also outside. Greenways were a great quality of life draw and tactic that people like employers looked for when they were looking to relocate. Regarding economic development, which was quality of life, they recommended reserving and marketing prime sites for major employers and supporting the existing and future small businesses downtown. She noted the merchants were well organized and the City should look at how they could create better communication and support them even more. Regarding transportation and mobility, a big thing was always getting people from place to place. They would want to make the downtowns more accessible and safer for pedestrians and cars including partnering with NCDOT and Rockingham County to make

roadway improvements and expand transit strategically. Infrastructure and public services were things people did not want to think about. They turned the faucet on and the water came on. The City should continue to be proactive about water and sewer infrastructure needs and anticipate the big things that popped up in addition to the yearly maintenance. They recommending continuing to show a commitment to clean water and resiliency and to maintain a safe community for all by supporting the police and fire departments. Services that kept Eden running and kept it safe would be addressed in that section. Finally, the Uptown small area plan was a portion of the document that sought to engage with that section of town and leverage all the improvements the City was doing. The idea was to all grow in a direction that served everyone. They should continue planned improvements already being done, find a way to expand parking and find a land use pattern that supported a mix of uses. Monroe Street recommendations were included in the plan. There was some low-hanging fruit and improvements that could be made. There was a conceptual idea of what it could look like should the City chose to do any further improvements in the future. Additional study was needed to address some of the concerns that had been brought up during the process. They did not want to be too rash pushing anything through.

Council Member Nooe said his questions would be toward Ms. Stultz and the fire chief regarding angled parking on both sides and the one-way drive. He would like the design requirements to do that. He wanted to know the drive aisle width for the fire truck access. The way he read it was fairly significant width and that information needed to be available so people who were looking at that would know what was required and if it could or could not be done.

Ms. Gilley read the policy regarding public comments at Mayor Hall's request.

Rhonda Price (603 Monroe Street) said she and her husband David owned David Price Auto Works and Dave's Towing on the corners of Monroe and Jay streets. She was not going to pick apart what Council already knew she was positively in favor of. She thought tonight was all about accepting the plan as a whole ... all the ideas they had put out, all the ideas they had as a vision for not only Uptown Eden, but Eden itself. Way back when it all started, many property owners, merchants and private citizens were personally invited to attend the stakeholder meetings to give the City the ideas they had in mind and would like to see come about. Stewart's representatives had listened to them and continued to listen to them as they moved forward into the small area plan meetings. It was not the night to pick out Monroe Street. She understood that there may be problems with angled parking, diagonal parking, fire truck width, but that could be any street ... Washington Street, Fieldcrest Road in Draper, Henry Street. There were lots of other things to think about. The only thing she would ask for tonight is that Council keep their minds open and listen to what Stewart had to offer and listen to what the vested people had concerns with, needs, visions, wants, desires, approve the plan. She was sure Council would hear from her again as they moved into the small area plans if it went that far.

Mayor Hall said Ms. Price was right. This was for the overall plan. It was for the concept of having a plan and ideas. Nothing was in there that was not an idea at that point.

Michael Carpino (620 Washington Street) signed up but did not wish to speak.

Josh Woodall (624 Monroe Street) said he was there once again to talk about Monroe Street. Evidently it had reared its ugly head again. He agreed that parking was an issue on Monroe Street. Everyone agreed to that. He agreed that the streetscape plan would be a great benefit to the business owners and citizens of the community but using a conceptual plan to claim additional parking spaces could be created was not reality. It would not work. Not a single council member in attendance voted to proceed to change Monroe Street to a one-way street during the February 2022 meeting. He asked what had changed since then and why it was coming up again. He asked if there was additional information that had been provided by staff that he was not aware of. He asked if the decision was still based on the original illustrative plan that was just shown. He asked if staff had developed any additional plans that may change his mind. He asked if anyone had done a site inventory or site analysis on the street. He questioned what the data showed if they had. Currently Monroe Street had a two-

hour parking limit. He questioned if enforcing that two-hour parking limit would solve any of the parking issues on Monroe Street currently or if that was something the City needed to look at eliminating. He questioned if it would solve anything if parking was an issue and there were vehicles parked there 24 hours a day that were then limited to two-hour parking. He wanted to remind everyone there were four primary reasons making Monroe Street one-way was a bad idea. Data showed that one-way streets increased speed, which they did not want to do. Melanie's Dance Creations had a lot of kids walking across the street. A lot of people crossed the street. They did not want to increase speed. One-way streets increased the chance of pedestrians being struck by a vehicle. No one wanted that. One-way streets, especially a street that had been a two-way street probably since the early 1900s he guessed, would cause additional confusion. Everyone was used to Monroe Street going in either direction and now they would change that up. He questioned what kind of issues that would cause. Finally, data showed that one-way streets had a negative impact on local businesses.

Melanie Paschal Wiles (617 Monroe Street) thanked Council for their time and explained she owned Melanie Paschal's Dance Creations. She did not write anything up, she was just speaking from her heart. Council had all heard from her in the last meeting. She had been a merchant for 27 years. Just last week she had finished up her 27th season. She too had concerns about the one-way street, mainly because of the amount of clients she had coming in and going out at the same time. Her main concern was the traffic backup, the influx that would come from the end where David and Rhonda Price were. She worried about the backup that would happen there and cause major, major problems there. Sometimes she had anywhere from 20 to 40 kids going in and 20 to 40 kids going out at the exact same time. If you did the math on those cars, that was a lot, and they already had parking issues there as Josh stated as well, and the safety and crossing of the streets. Her main concern was she loved beautification, she would love to see it look prettier down there but she thought parking should be priority and she was not sure that street was exactly wide enough for the one lane and the angled parking. That was her main concern, parking and traffic back up. She really did not want to be the business who was blamed for back up traffic. She was standing there telling Council that it probably would cause a problem. She thanked Council for their time and for listening to her. They may hear from her again too.

Michael Avina (621 Monroe Street) said he did not want to go over anything that had already been said. He would like to request that Council, before they make any final decision on Monroe Street, ask the State to do a study because the issue would obviously involve Washington Street. The egress into Washington Street could cause a potential hazard due to the timing of the lights that could not accommodate the flow from many businesses. They were blessed to have many businesses that were successful on Monroe Street. There would be an issue not only onto Washington Street, but for any cars turning left onto Bridge Street, onto Kings Highway and onto Boone Road. That would become a nightmare if they sent all traffic in that direction. All he was doing was requesting, in whatever direction Council moved forward, to please have the State involved in a study to determine the effects into and out of Washington Street.

Mayor Hall advised anything Council did would be carefully looked at. They were not deciding to do anything at the meeting except have a plan. The plan was to look at making things better. That was all they were asking.

As there were no further comments or questions, Mayor Hall declared the public hearing closed.

A motion was made by Council Member Hunnicutt to adopt the Eden Comprehensive Plan. Council Member Moore seconded the motion. All members voted in favor of the motion. The motion carried 6-0.

A copy of the Eden Comprehensive Plan is available to view in the Planning & Community Development Office and online at www.edennnc.us.

- c. (1) Consideration of a zoning map amendment request and adoption of an ordinance to rezone property at 207, 211 and 217 E. Aiken Road from Residential 12 to Neighborhood Mixed Use. Zoning Case Z-22-02. (2) Consideration of a resolution adopting a statement of consistency regarding the proposed map amendment.

Ms. Stultz wrote in a memo: The City has received a zoning map amendment to rezone the property at 207, 211 and 217 E. Aiken Road from Residential 12 to Neighborhood Mixed Use. The request was made by the property owner, Milestone Properties. Attached are copies of the Application, Staff Report, Zoning Map, Aerial Map, Ordinance and Resolution. The Planning and Community Development Department recommends approval of the map amendment request. At a regular meeting in April, the Planning Board voted to recommend that the City Council approve this request and adopted a Resolution Adopting a Statement of Consistency Regarding the Proposed Amendment.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said when the Unified Development Ordinance (UDO) was adopted over a year ago, the City knew there would be changes that needed to be made. No land use regulations were designed to be static. The City received a request to rezone the properties at 207, 211 and 217 E. Aiken Road from Residential 12 (R-12) to Neighborhood Mixed Use (NMX). A request was made by the property owner, Milestone Properties. The packet included the application, certifications and notices sent out. R-12 districts were established for residential developments and related recreational, religious and educational facilities. As most were aware, the property being considered originally had a school building on it and now all that was left of that was the gym. The area was designed to act as transitional zoning districts between rural development and the more urban development. The regulations were further intended to discourage any use which would be detrimental to the predominantly residential nature of the areas included with the district. Neighborhood Mixed Use was intended to provide pedestrian scaled, higher density residential housing and opportunities for limited scale commercial and office activities. Development in the district should encourage pedestrian activity through construction of mixed-use buildings and connections to adjacent neighborhoods. The property currently contained two single-family residences and the portion of the school. It was rezoned as R12 in 2021 as part of the UDO. The area was basically rural and residential in nature with single-family residences on larger lots and large parcels of mostly undeveloped, wooded property. NMX would permit single-family residential uses as well as single family attached housing or townhomes, and multi-family housing. NMX would also permit small scaled, low impact commercial and office uses so as not to adversely affect the residential nature of the area. Staff was of the opinion that uses in NMX would not negatively impact the surrounding residential areas and could be beneficial to the area by providing small scaled commercial and office uses for the neighboring residential areas. She and the Planning Board recommended in favor of the request. Based upon the character of the area and the existing residential uses in the area, staff recommended in favor of the request.

Council Member Kirkman questioned what a low-impact business was.

Ms. Stultz replied it would be something that did not have a tremendous amount of customers coming in. They could not really consider what a person intended to do. The applicant did intend to basically run an office out of the old school building and use some of it for storage. It was not like the kind of traffic that would be created from Walmart. It was unlikely that some use of the property would create any more traffic than the school used to.

Council Member Underwood asked what could happen if the applicant decided to sell the property.

Ms. Stultz advised if Council looked on their screen, they could see what was allowed in R-12 and what was allowed in NMX, all the various different types of dwellings. The only thing NMX would not allow was duplexes. Residential care facilities would be allowed in both. Bed and breakfasts would be allowed, some with standards. Rooming and boarding houses would be allowed with a special use permit. A hotel would be allowed in NMX with standards. They could see the office type uses ... banks, credit unions, financial services, home occupations and things like medical offices, personal care services. A barber shop could go in the area.

Council Member Nooe asked how much of a buffer was required between that and the residential that was already there.

Ms. Stultz answered that the ordinance required substantial buffers between residential uses. It was substantial, both landscaped and potential for fencing. A plan would have to be presented for approval. One kind of residential use did not require buffers to another type of residential use.

Council Member Nooe asked if a drainage easement was required on existing drainage swells and things like that.

Ms. Stultz said yes.

Council Member Nooe said if they looked at the property, what was wooded on it was pretty much drainage.

Ms. Stultz agreed.

Council Member Nooe said there was a limited amount that they could get to the neighbor that was already there that was not part of this.

Ms. Stultz said one of the things that would allow them to do was use some open space in that area that was likely not easily developable and have a little bit more development on the denser area that was up closer and was flatter. It did follow the things that had already made decisions to do. They already had water and sewer in the area. It was not like they would have to run it somewhere else to do the development. She did think it was a good use. They were going to build housing on there as well. Everyone knew that there was a housing shortage, so they wanted to encourage development that was good development.

Council Member Moore asked if it was around 13 acres that were being discussed.

Ms. Stultz advised it was 13.5 acres. Some of it was already occupied.

As there were no further comments or questions, Mayor Hall declared the public hearing closed.

A motion was made by Council Member Nooe to approve the zoning map amendment request and adopt an ordinance to rezone property at 207, 211 and 217 E. Aiken Road from Residential 12 to Neighborhood Mixed Use and to adopt a resolution for statement of consistency regarding the proposed map amendment. Council Member Moore seconded the motion. All members voted in favor of the motion. The motion carried 6-0.

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT
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 Unified Development Ordinance of the City of Eden is hereby amended as follows:

Section 1 - Change from Residential 12 (R12) to Neighborhood Mixed Use (NMX) the following properties:

Parcel 1:

TRACT 1:

BEGINNING at an iron pipe found marking a common rear corner for the Grantor and the Grantees, said found iron also being a common rear corner for Lots 9 and 10 as shown on a plat of the subdivision of D. F. King's Hamlin Place dated June, 1920, by Eutsler Engineering Company and filed in Map Book 1 at page 127; thence N 33 deg. 45 min. 00 sec. E 389.00 feet to an iron pipe found; thence N 87 deg. 09 min. 00 sec. E 18.00 feet to an iron pipe set; thence S 16 deg. 58 min. 28 sec. E 496.80 feet to an iron pipe found, the northwest corner of Drewey T. Pulliam (Deed Reference: Book 741 at page 664); thence continuing S 16 deg. 58 min. 28 sec. E 63.20 feet to an iron pipe set; thence a new line through Lot No. 10 of the aforesaid subdivision of D. F. King's Hamlin Place, S 60 deg. 26 min. 27 sec. W 241.59 feet to a new iron set in the east line of Grantees' Lot No. 9 of said subdivision; thence with the boundary line between Lots 9 and 10 of said subdivision N 29 deg. 33 min. 33 sec. W 380.00 feet to the point of beginning, the same containing 3.17 acres as shown on a plat of survey for Edward Danley Wooten and wife, Tamera Shields Wooten by Samuel J. Coleman, R.L.S., dated 3/30/95. Deed Reference: Book 281 at page 497, Deed Book 366 at page 387, and Deed Book 366 at page 381. The above

described 3.17 acres is conveyed to the Grantees to be combined with their Lot No. 9 of the aforesaid subdivision which was conveyed to them by a deed recorded in Deed Book 908 at page 1121. Deed Reference: Book 1616, page 1981.

TRACT 2:

BEGINNING at a stake on the North side of road leading from Spray Woolen Mills to Draper, corner of lots Nos. 8 and 9, as shown by map of part of the Hamlin Place, made for D. F. King by Eutsler Engineering Co June, 1920, and running thence with line of lot No. 8, N 54 deg 30 min. W 651.7 feet to a stake in Southeast line of lot No. 5; thence with said line North 33 deg 45 min. E 444 feet to a stake in said line, corner of lot No. 10; thence with West line of lot No. 10, S 29 deg. 30 min. E 793.5 feet to a stake on North side of road, corner of lots Nos. 9 and 10; thence with said road South 61 deg. 15 min. W 122.3 feet to a stake, corner of lots Nos. 8 and 9, and the beginning and containing 4.56 acres. Being Lot No. 9. Deed Reference: Book 1616, page 1981. The above described Tracts 1 and 2 are commonly known as 207 E. Aiken Road and identified by the Rockingham County Dept. as 7081-17-01-7366 and Parcel 110152Z1 and 110152Z2.

Parcel 2:

BEGINNING at a stake on the north side of the Public Road; thence with the Public Road S 86 deg 45 min W 162.2 feet to a stake, corner of Lot No. 9, Sheckels corner; thence with Sheckels line N 29 deg 30 min W 793.5 feet to a stake; thence N 33 deg 45 min E 389 feet to a stake; thence N 87 deg 09 min E 18 feet to a stone at poplar; thence S 17 deg 00 min E 1049 feet to the beginning and containing 5.23 acres, more or less, same being Lot No. 10 of the subdivision of a part of the D. F. King (Hamlin Place) situated near Spray, N. C. Rockingham County, as per survey made June, 1920, by Eutsler Engineering Company, Raleigh, N.C. Deed Reference: Book 1620, page 1316. SAVE AND EXCEPT the 3.17 acres heretofore conveyed by deed recorded 4/13/95 in Book 917 at page 2335. The above described property being more commonly known as 211 E. Aiken Road and identified by the Rockingham County Tax Dept. as PIN 7081-17-11-0186 and Parcel 110154Z1 and 110154Z2.

Parcel 3:

BEGINNING at an existing iron pipe located on the north right-of-way line of Aiken Summit Road, said iron marking the southwest corner of Arvin F. Lemons, said beginning point being 3 miles plus or minus from the intersection of Grand Oaks Drive with Aiken Summit Road; thence from said beginning point along the north right-of-way line of Aiken Summit Road North 72° 59' West 391.68 feet to an existing iron marking the southeast corner of Rufus Worrell; thence along the east line of Rufus Worrell North 16° 36' 40" West 530.61 feet to an existing iron marking the southwest corner of Delta Development Corporation; thence along the south line of Delta Development Corporation North 73° 14' 30" East 209.83 feet to an iron; thence North 76" 44' 40" East 246.49 feet to an iron in the west line of said Arvin F. Lemons; thence along Arvin F. Lemons west line South 11° 00' East 457.65 feet to an existing iron; thence North 79° 21' West 28.88 feet to an iron; thence South 5° 6' East 297.39 feet to an iron located on the north right-of-way line of Aiken Summit Road the POINT OF BEGINNING and containing 6.09 acres. This description as per plat of survey for North Spray School by William S. May, Jr., R.L.S. dated March 9. 1981, to which reference is made for a more specific description. For source of title, see Book 263, Page 636 and Book 337, Page 503, Rockingham County Registry. Deed Reference: Book 1622, page 2160. The above described property being more commonly known as 217 E. Aiken Road and identified by the Rockingham County Tax Dept. as PIN 7081-17-11-4215 and Parcel 110168Z1 and 110168Z2.

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

APPROVED, ADOPTED AND EFFECTIVE, this 17th day of May, 2022.

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-22-02 MAP AMENDMENT

WHEREAS, pursuant to North Carolina General Statutes Chapter 160D-605, 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 located at 207, 211 and 217 E. Aiken Road from Residential 12 to Neighborhood Mixed Use.

WHEREAS, On April 26, 2022, the City of Eden Planning Board voted to recommend to the Eden City Council that the rezoning request be approved.

STATEMENT OF NEED:

The NMX district would permit single-family residential uses, as well as single-family attached housing (townhomes) and multi-family housing. The NMX district would also permit smaller scaled, low impact commercial and office uses so as not to adversely affect the residential nature of the area. The uses allowed in the NMX district would not negatively impact the surrounding residential areas and could be beneficial to the area by providing small scaled commercial and office uses for the neighboring residential areas.

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 is consistent with the City of Eden Land Development Plan, as amended, and why the City Council considers 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 amendment to the City of Eden Unified Development 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 Unified Development Ordinance is reasonable and in the public’s best interest.

Approved and adopted and effective this 17th day of May, 2022.

CITY OF EDEN

BY: Neville Hall, Mayor

ATTEST: Deanna Hunt, City Clerk



ZONING CASE

Z-22-02

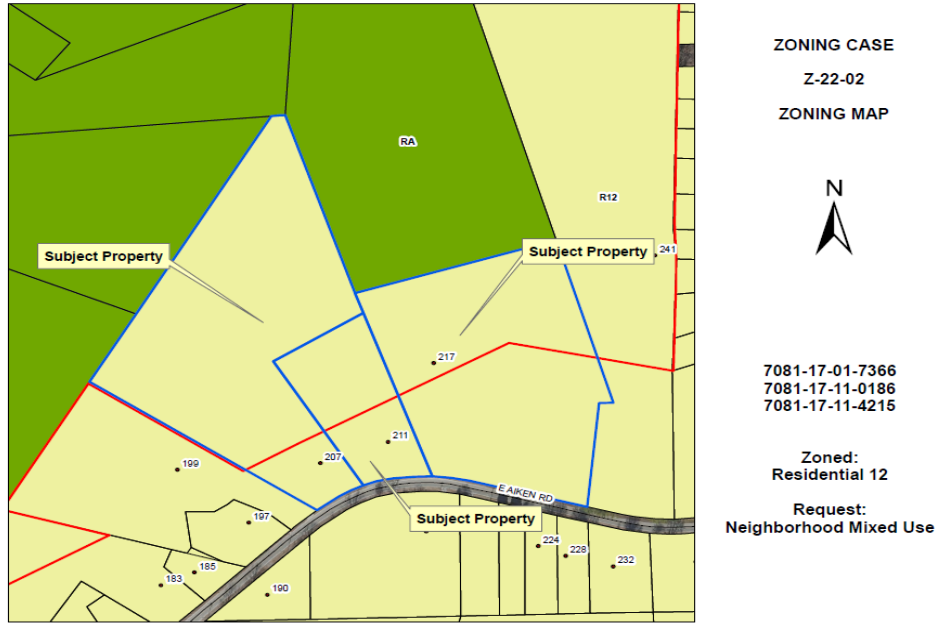
AERIAL MAP



7081-17-01-7366
7081-17-11-0186
7081-17-11-4215

Zoned:
Residential 12

Request:
Neighborhood Mixed Use



REQUESTS AND PETITIONS OF CITIZENS:

There were none.

UNFINISHED BUSINESS:

There was none at this time.

NEW BUSINESS:

- a. Consideration of a funding request from the Strategic Planning Commission for a second mural at Morehead High School.

Marketing & Special Events Manager Cindy Adams wrote in a memo: Time is requested at the May 17, 2022 Eden City Council Meeting to seek approval of the second MHS Mural funding request. This project was approved by the Strategic Planning Commission at their May meeting. Approval for second Morehead High School Mural: a. High School will pay for pressure washing wall and all paint for the mural; b. The mural will be on the auditorium wall facing Pierce Street; c. Associate Superintendent has approved doing the mural; d. School Board has been informed; e. SPC requests \$4600 for the artist; f. Artist is Mary Ryan; g. Mural has been designed by art students at MHS working with Mary Ryan; h. SPC has seen the mural concept and students have approved; i. Artist is also going to be working with art students regarding the business aspect of art.

Mayor Hall called on Ms. Adams.

Ms. Adams said she was presenting on behalf of the Strategic Planning Commission requesting funding for a second mural at Morehead High School. She said the project was mentioned when Council approved the first mural in February. She asked the guests from the school to stand: Career Development Coordinator Christy Hensley, Information Technology and Adobe Teacher Shelia Thompson, and student Stephanie Aguirre, who was part of the design team for the mural. The first mural, the breakout panther, was on the cafeteria wall facing Panther Lane, Stadium Drive and the football stadium. It was slated to be completed by the end of May, just in time for the June 9 graduation celebration to be held in the football stadium. The second mural was once again designed by art students at the high school and they were working again with artist Mary Ryan. The 13 by 10 mural consists of a black panther on the shore of a river with a river landscape and trees behind

it. It would be on the auditorium wall facing Pierce Street, a very visible and very busy street so all the citizens could see it. (Photos of the blank wall and a rendering of the mural were shown.) The school would pay for pressure washing the wall and paint for the mural. She said Principal Ryan Moody pressure washed the wall on the cafeteria himself for the first mural. They had done some investigation into approval on the mural. She knew Council Member Kirkman had some previous concerns. The superintendent's cabinet met on May 16 and confirmed the school board did not have to approve the mural. The superintendent's cabinet had approved it themselves for the mural of the two rivers panthers, so that was good to go. The artist anticipated 20 days to complete, all dependent on weather of course. The Strategic Planning Commission had seen the concept and approved it along with the students' approval. The artist would once again be working with the students regarding the business aspect of art. The Strategic Planning Commission requested \$4,600 for the artist. They believed that the partnership between the City and the school system was a celebration of the City's rich heritage and Morehead Panther Pride which was alive and well with all that was going on in the community ... sports, baseball, softball. It really lifted up the community.

Mayor Hall said he was just thinking it seemed like the last few meetings there had been a group from the high school there talking about their relationship with the City. It had always been part of the strategic plan. It was talked about in budget retreats. They always talked about the importance of building a workforce and building a strategic partnership with the school. He thought there was a great staff at the school and the students loved it.

Council Member Hunnicutt asked what the City spent on the first mural.

Ms. Adams said \$7,500.

Council Member Hunnicutt said at last Tuesday's coffee, Ms. Hensley gave a presentation he was very impressed with about the robotics team at Morehead. The team competed in a national competition. He was most impressed that there was a school unit that encouraged engineering, design, mechanical, electrical, computers and all those things. He saw that as a path to future opportunities for the kids. He would like to see more of that. Like the mayor, he absolutely liked the idea of the City partnering with the high school. He questioned, of all the priorities that the school had, why the mural was a top priority. Thinking about the robotics, he personally would be thrilled to spend that or more to support an initiative like that. In addition to that, Homer Wright had just given \$300,000 to construct a student union or learning lab. He asked if there was not a need for something that was more educational. To him it was what to place a priority on. He very much wanted to support the high school. Even being reluctant now, he would support the mural at the end of the day if that was what Council wanted to do. Personally, he would love to see it go back to the team that worked on it for consideration and rethought to consider if that was really where the City wanted to spend their dollars. They were obligated to ensure that spending taxpayer dollars was in the best interest of everyone. The mural was great. He understood the school spirit thing. He went to Morehead himself. At the same time, when he looked at things like trying to encourage workforce development and what the City could do to try and encourage those things, he had to pause and ask if a mural was really the way they wanted to go.

A motion was made by Council Member Moore to provide funding from the Strategic Planning Commission for a second mural at Morehead High School. Council Member Epps seconded the motion. Council Members Moore, Epps and Nooe voted in favor of the motion. Council Members Hunnicutt, Kirkman and Underwood voted against the motion. Mayor Hall voted in favor of the motion. The motion passed 4-3.

Ms. Adams said there were lots of priorities in the school system. It was hard to prioritize one thing over another because there were different sectors of students. Art was very important. The kids were expressing themselves. They were doing something, not just for themselves but for the community. The arts needed to be recognized as important as well. There would be other things. This just happened to be the thing of the time that they had recognized and the kids wanted to do.

Mr. Hunnicutt agreed and in his mind, they did recognize the arts. They gave \$7,500 for a great mural. He was looking forward to seeing it too. It just looked to him that other priorities were there. He was just questioning if it was really where the schools wanted the dollars spent. That was effectively what it was.

- b. Recommendation to accept bids on the sale of property located at 131 Greenwood Street and 631 Grove Street.

Ms. Stultz wrote in a memo: The City has received bids on the vacant lots located at 131 Greenwood Street and 631 Grove Street in the amount of \$1,000 for each lot from Big Dawg Construction. The tax value of the Greenwood Street property is \$3,310 and the tax value of the Grove Street property is \$2,468. An advertisement for the bids ran in the Rockingham Now on March 30, 2022. No upset bids have been received for either property. There are not any unpaid property taxes due on these properties. In my opinion, our best outcome is to sell the properties and encourage the owner to build a single-family dwelling on the lots. Based upon the foregoing information and the fact that we continue to have to mow and maintain both properties, I recommend that the City Council accept the bids. If you need any further information, please let me know.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said as Council was aware, foreclosures were done when the City spent money in code enforcement. The City often ended up owning property. The two properties had been declared surplus and the City had been mowing them for a number of years. Based on all that and the need to get them back on the active tax rolls, the City had received \$1,000 bids for each of the two lots from Big Dawg Construction. Advertisements had been run in the newspaper and no upset bids had been received in a timely manner. There were no unpaid property taxes due on the properties. In her opinion, it was best to sell the properties and encourage the owner to build a single-family dwelling on the lots. Based upon that and the fact that the City had to continue to mow and maintain both properties, she recommended that Council accept the bids.

Council Member Moore asked if that was \$1,000 each.

Ms. Stultz replied yes.

Council Member Kirkman asked where they were advertised.

Ms. Stultz said the Greensboro paper and Rockingham Now.

A motion was made by Council Member Nooe to accept bids on the sale of property located at 131 Greenwood Street and 631 Grove Street. Council Member Hunnicutt seconded the motion. All members voted in favor. The motion carried, 6-0.

REPORTS FROM STAFF:

- a. City Manager's Report

Mayor Hall called on Mr. Mendenhall.

Mr. Mendenhall said he would be happy to answer any questions regarding the report.

Mayor Hall advised there were copies available for the public, the report was published in Eden's Own Journal and it was online as well.

City Manager's Report
May 2022
City Manager Jon Mendenhall

ADMINISTRATION

Division of Design & Construction

Water Main Projects Update

A crew from Haymes Brothers, Inc. continued boring under Dry Creek as part of the Phase 2 work on the SoVA MegaSite water system reinforcement project during the first two weeks of April. The crew was able to push five restrained joints of 16-inch diameter ductile iron pipe through the 30-inch diameter steel encasement pipe on April 14. The crew was able to complete the tie-in on the west side of Dry Creek on April 21 using a couple 45-degree bends, about 50 LF of pipe, and a sleeve. Prior to that, the crew had installed a 16-inch gate valve, cut out a short section of an existing 8-inch diameter ductile iron water main to install an 8-inch valve and two tees to connect the old water main to the new one. About 345 LF of 16-inch diameter water main was installed this month. After digging through shale rock to create a bore pit on the south side of the railroad tracks, the crew was not allowed to actually start the bore on April 27 due to representatives of Norfolk Southern and RailPros not being familiar with the retractable roller cone head on a hex auger that Haymes Brothers, Inc. had used previously when boring through the same type of shale rock being encountered. The crew was forced to move equipment to the New Street pump station area on April 29 until a resolution is reached. A Collection and Distribution crew cut the asphalt across Stegall Street at the intersection with S. Byrd Street on April 19, installing a 6x2 tapping saddle on the existing 6-inch diameter asbestos cement water main, making the wet tap, and installing a 2-inch valve. A leak on an old small diameter water line was repaired prior to installing about 16.5 feet of scheduled 80 pipe across to the south side of Stegall Street. Additional pipe installation has been delayed due to issues while trying to rent some equipment for the S. Byrd Street WL replacement project.

Marketing & Special Events

Fiesta in the Park

We want to invite everyone to come have lunch at Grogan Park on Wednesday, May 25 for Fiesta in the Park and help us celebrate Hispanic Heritage! A live mariachi band will be playing, along with cool treats from Kona Ice and delicious food that will be available for purchase from the Taqueria El Azteca food truck from 11:30 a.m. until 1:30 p.m. It's going to be big fun!

Grown & Gathered

Our sold out Grown & Gathered dinner is going to be held at The Farmhouse on Thursday, May 19. This is a gorgeous venue located at 912 Bethlehem Church Road that is open for weddings, showers, corporate events, etc. We want to thank Seth & Stephanie Woodall for their vision and investment in our community. Take a peek at www.TheFarmhouse.com. Many great memories will be made there!

Mrs. Ernestine Hampton Park

Thank you to everyone who attended the dedication and unveiling of the Mrs. Ernestine Hampton Park on April 28. What an awesome crowd to celebrate this wonderful occasion!

Oink & Ale

Our 6th annual Oink & Ale is going to be so much fun! We will have On the Border – The Ultimate Eagles Tribute Band live in concert along with beverages from area brewers, delicious food, barbecue cookers, ax throwing, a beard and mustache contest, games, and dancing in the streets! Wow! Come join us on Saturday, June 18 from 6 p.m. to 9 p.m. along Monroe Street in Uptown Eden. Admission is \$5. See you there!

Piedmont Pottery Festival

Don't miss our 19th annual Piedmont Pottery Festival coming up Saturday, June 4 from 9 a.m. to 4 p.m. at the First Presbyterian Church located at 582 Southwood Drive. We have potters coming from all over the State. It is never too early to start Christmas shopping! Door prizes will be given out all day and admission is free.

RiverFest

We are now accepting vendor applications for RiverFest that is set for September 16 & 17. Go to ExploreEdenNC.com or Edennc.us to get your application or email Cindy Adams at cadams@edennc.us.

PARKS AND RECREATION

Bridge Street & Mill Avenue Recreation Centers

These two facilities are open Monday through Thursday from 12 to 8 p.m., and on Fridays from 10 a.m. to 6 p.m. Those attending may participate in basketball, track walking, cornhole, or the playground. The Bridge Street center offers tennis courts while Mill Avenue center offers a baseball field.

Minutes of the May 17, 2022 meeting of the City Council, City of Eden:

Bridge Street Recreation Center: cornhole league playoffs began the first week of May. The senior center is hosting exercise classes at the center on Monday, Wednesday, and Friday mornings. Pickleball is still being played weekly in the mornings. Meals on Wheels continues to operate out of the nutrition center each weekday.

Mill Avenue Recreation Center: pickleball is played on Monday, Wednesday, and Friday mornings at 8 a.m. Soccer games began for ages 8-12. The Mill Avenue pool will open in late May.

Freedom Park

Open daily from dawn to dusk, this park offers a walking track, nature trail, skateboard park, basketball courts, playground, dog park, picnic shelters, and an amphitheater. The splash pad will open in late May.

Garden of Eden Senior Center

The Garden of Eden Senior Center is open weekdays from 8 a.m. to 4:30 p.m. and offers paint classes, mahjongg, pickleball (mornings and evenings offsite), exercise classes, cornhole, knit and crochet, strength and balance, legal aid, quilt guild, Friends Club, bingo, watercolor classes, craft classes, senior technology classes, and card games, along with assistance and referral for seniors. The center finished its tax assistance services, completing 439 tax returns this year. The center hosted a line dance at the Bridge Street Recreation Center during the month of April, along with bocce and shuffleboard clinics. The Rockingham County Senior Games are well underway. The community garden was gearing up as participants had finished their plantings and were looking after the garden beds. The Friends Group hosted a yard sale on April 29 and Compassion Healthcare provided free glucose and blood pressure screenings.

Special Events

The annual Easter egg hunt was held on April 16, in which there was a large turnout. This year, the City partnered with Generation 4 Hope that held free drawings for bikes and scooters. They gave away summer shoes, shirts, shorts, hotdogs, and water...all for free. They also had a gospel group who provided music for the event. Participants were able to have their picture taken with the Easter Bunny if they so desired. The Eden Youth Council (EYC) held their annual Kickball Tournament on April 30 for elementary-aged children. They had four teams participate with the EYC members serving as coaches and the Eden Police Department personnel umpiring. The kids enjoyed free pizza for lunch. Leaksville-Spray Elementary School won first place in the tournament and then squeaked over the Eden Police Department in the final game of the day. A special thanks to City Attorney Erin Gilley and Strategic Planning Commission chair Jim Burnette for starting the event several years ago.

PLANNING & COMMUNITY DEVELOPMENT

Boards and Commissions

The Community Appearance Commission will meet in May to replant the planters on The Boulevard.

The Historic Preservation Commission completed the local landmark application for Spray Cotton Mills and received comments back from the State Historic Preservation Office for review. The commission would hold a public hearing at their May meeting to consider the local landmark application with a public hearing to follow at the May City Council meeting for final determination. The commission planned to pursue local landmark designation of the Mebane Bridge in an attempt to persuade North Carolina Department of Transportation (NCDOT) not to demolish the bridge.

The Tree Board discussed plans for an Arbor Day program for Leaksville United Methodist Church Child Development Center, as well as tentative plans to plant a tree at the church and at the columbarium at Church of the Epiphany.

The Planning Board considered two items of business: (1) City Council to approve and adopt the Eden Comprehensive Plan; and (2) City Council to approve the rezoning request for properties at 207, 211, and 217 E. Aiken Road.

Collections

Payments received for code enforcement fees during the month of April consisted of \$528.41.

Community Development

Comprehensive Plan

The North Carolina General Statutes require that all local governments have a Comprehensive Plan adopted by July 1. The City began the process more than one year ago and the plan will be presented at the May City Council meeting.

Pedestrian Plan

This plan was adopted by the City Council at their regular April meeting. The plan makes the City of Eden eligible for grant funding through the NCDOT. Additionally, it provides valuable guidance for improving sidewalk and trail connectivity, which will aid in decisions for future projects by the staff and the City Council.

Grants

CDBG-COVID

Twelve applications were received for the CDBG-COVID grant and were approved, resulting in \$21,725.68 being paid towards rent, mortgage payments, and electrical bills.

COVID-Draper

The extension was approved by the N.C. Department of Commerce. The City has until May 19, 2023 to obligate all of the funds; August 18, 2023 to complete the repairs and improvements; and November 17, 2023 to close out the grant. The executed agreement from Synterra has been received for their firm to perform the environmental testing on the properties. Staff is in the process of talking to each property owner that has been identified as a grant recipient to verify the income listed on their preliminary application. As soon as the verification process is complete, staff will begin scheduling appointments for the inspection on each home.

Inspections and Permits

Total Inspections Performed-April: 194 (not including fire inspections)

Total Permits Issued-April 85

Staff received plans for the Eden Armory Dance School upfit project located at 615 Henry Street.

Surplus Properties

The City of Eden currently owns four properties that it acquired between 2009 and 2012 as a result of legal action in the collection of code enforcement fees. Offers have been received on all four properties. Two of the properties are in the process of upset bids and two will be brought to the City Council for acceptance at the May City Council meeting.

POLICE

The department's shipment of AXON Taser 7's has arrived and our agency's Taser Instructors are developing a hands-on course to familiarize officers with its capabilities and proper use. The target date for fielding the Taser 7 is June 1.

AXON Field Technology staff are completing the upload of auto-tagging. This will allow our CAD system to communicate with AXON to properly categorize captured video. Civil Disturbance Response Gear has been received. The gear will field 28 officers with the needed gear to safely respond to incidents of social unrest.

There are currently five officer vacancies. The department is working hard towards the recruitment of good officers. Two applicants have been interviewed and are currently in the background process.

b. Report on advisory committee proceedings.

(1) Strategic Planning Commission.

Mayor Hall called on Ms. Adams.

Ms. Adams advised there was nothing to report.

(2) Planning Organization Boards.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said the boards and commissions were engaged. The most prominent one she had was the Planning Board. It had served as the steering committee for the comprehensive plan. She thanked Council for their consideration.

(3) Parks Commission.

Mayor Hall noted Staff Advisor Terry Vernon was absent.

Mr. Mendenhall said Mr. Vernon was not at the meeting because he was preparing a ballfield that night. Mr. Vernon had wanted to remind everyone that baseball continued to do well and they were approaching the end of the season. There had been a lot of good participation and a lot of good games played. They would be looking forward to some tournament play, which was a very exciting thing. He wanted to remind everyone to come out to the ballpark and have a good time.

Mayor Hall said all the fields were in use that night and had been all afternoon. It had been a very successful turnaround for the recreation department and it was appreciated.

CONSENT AGENDA:

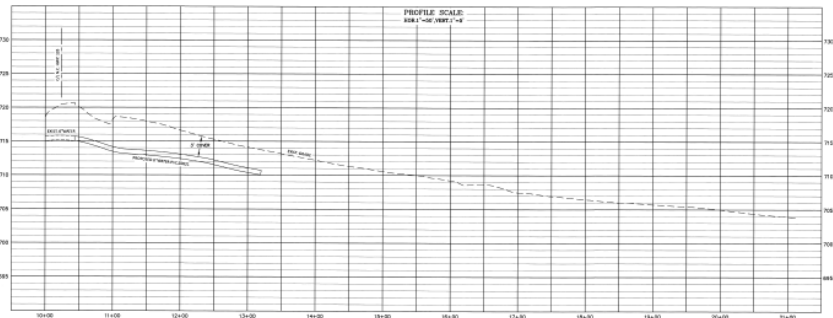
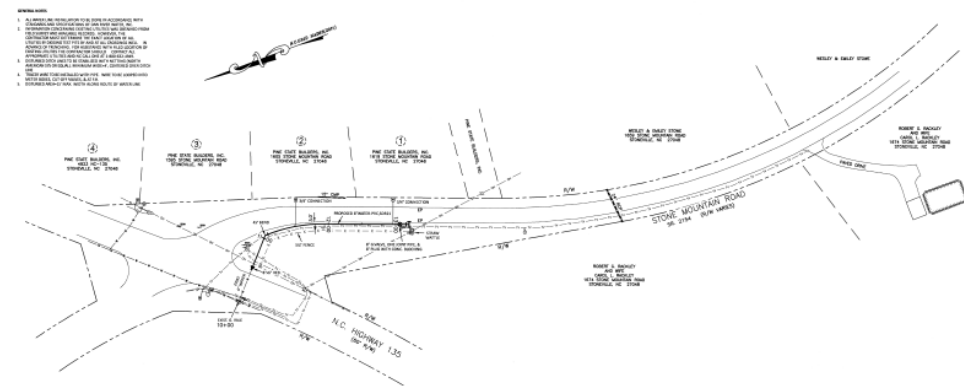
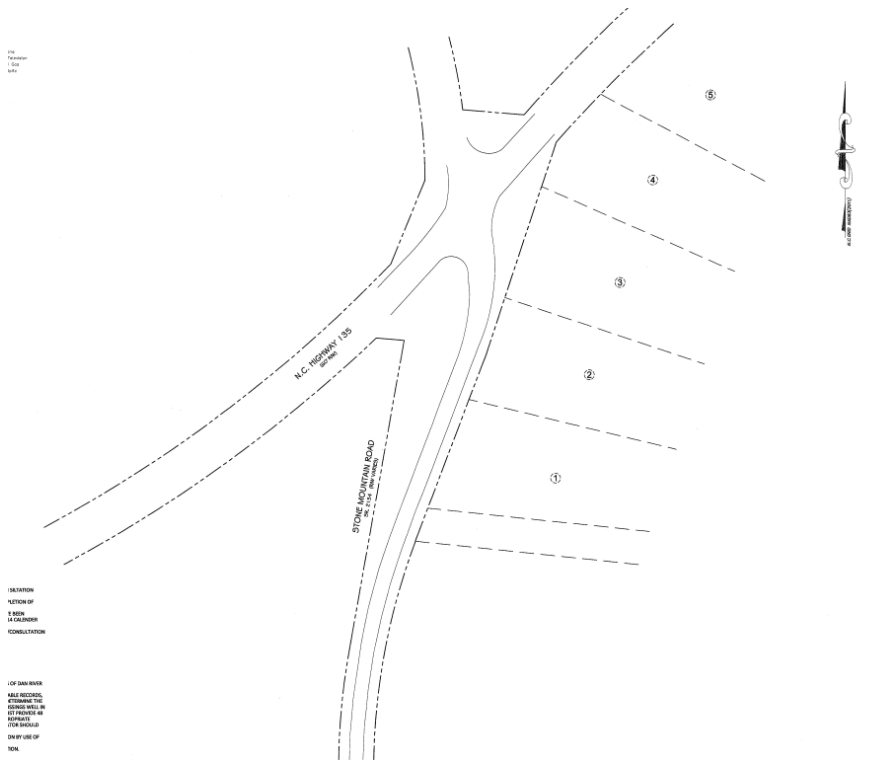
- a. Approval and adoption of the April 19, 2022 Council meeting minutes.
- b. Approval of a pyrotechnics permit for the Morehead High School graduation ceremony.

Deputy Chief / Fire Marshal James Slaughter wrote in a memo: The attached information includes an application for permit to display pyrotechnics at the graduation ceremony June 9th Morehead High School. The applicant is Morehead High School and it also includes a contract between Hale Artificer, Inc., and Morehead High School. Hale Artificer has also included their Federal Explosives License/ Permit, a Certificate of Insurance, and a copy of their Safety Procedures. According to the City Code Chapter 7 Article X: Fireworks Displays, The City Council may issue the applicant a permit to display pyrotechnics if the applicant has provided the required proof of insurance and the Fire Marshal has made the required certifications and satisfactory evidence has been produced to effect that the pyrotechnics will be used in connection with the conduct of concerts or public exhibitions.

- c. Approval of a proposed water main extension by Dan River Water, Inc. to serve Stone Mountain Road.

Design & Construction Manager Bev O'Dell wrote in a memo: Mike Lemons, Utility Supervisor for Dan River Water, Inc., is requesting that City Council grant approval for the proposed installation of about 270 LF of 8-inch diameter PVC water main along Stone Mountain Road (SR# 2154). The proposed water main is shown connecting to an existing 6-inch diameter water main on the east side of NC 135, then being installed along the west side of Stone Mountain Road, generally in a southerly direction. Approval for this proposed installation is being requested in accordance with the water purchase agreement between the City of Eden and Dan River Water, Inc. Preliminary plans for the proposed water main improvements, prepared by William E. Mitchell Associates, are enclosed for review and information. The Engineer's Report for the project is also enclosed. The proposed improvements are intended to serve three (3) potential single-family residences. It is recommended that the proposed Dan River Water, Inc. water main extension along Stone Mountain Road be allowed to proceed towards getting plan approval from Public Water Supply Section, then installed when DRW has the funding needed. If you have any questions, please do not hesitate to contact me, or Mike Lemons, prior to the May City Council meeting. Thanks for reviewing and considering this matter.

Minutes of the May 17, 2022 meeting of the City Council, City of Eden:



d. Approval and adoption of Budget Amendment #7.

Assistant Director of Finance Amy Winn wrote in a memo: This budget amendment increases the General Fund Police Security revenue line item and increases the Police Department's Police Security expenditure line item to reflect additional revenue received from police security charges.

Minutes of the May 17, 2022 meeting of the City Council, City of Eden:

	Account #	From	To	Amount
General Fund Revenues				
Police Security Charges	10-3431-41100	\$ 40,000.00	\$ 60,000.00	\$ <u>20,000.00</u>
				\$ <u>20,000.00</u>
General Fund Revenues				
Police Security	10-4310-12500	\$ 40,000.00	\$ 60,000.00	\$ <u>20,000.00</u>
				\$ <u>20,000.00</u>

Appropriates additional revenue generated by police security.

Adopted and effective this 17th day of May, 2022.

Attest:

Deanna Hurit, City Clerk

Neville Hall, Mayor

e. Approval and adoption of Budget Amendment #8.

Ms. Winn wrote in a memo: The attached budget amendment allocates grant proceeds from K B Reynolds Charity Trust for the Get Fit Rockingham Program and increases the Get Fit expenditure line item in General Fund Special Appropriations. This is grant money remaining from FY 2019-2020 and this is the final expenditures for this grant.

	Account #	From	To	Amount
General Fund Revenues				
Fund Balance Appropriated - Get Fit	10-3992-99100	\$ -	\$ 7,300.00	\$ <u>7,300.00</u>
General Fund Expenditures				
Get Fit Rockingham	10-9920-69983	\$ -	\$ 7,300.00	\$ <u>7,300.00</u>

Appropriates grant funds from the GF fund balance that were received for the Get Fit Rockingham program in FY 2019-2020 and not completely expended until FY 2021-2022.

Adopted and effective this 17th day of May, 2022.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor

f. Approval and adoption of Budget Amendment #9.

Ms. Winn wrote in a memo: Each year a fund balance is calculated for Riverfest, Shaggin' on Fieldcrest, Grown & Gathered, and Oink & Ale based on the beginning fund balance and revenues over/under expenditures. At June 30, 2021, each of these festivals had a reserved fund balance. This budget amendment appropriates the fund balances at June 30, 2021 to each designated festival.

Minutes of the May 17, 2022 meeting of the City Council, City of Eden:

	Account #	From	To	Amount
General Fund Revenues				
GF Fund Balance Appropriated	10-3992-99200	\$ -	\$ 23,400.00	<u>\$ 23,400.00</u>
General Fund Expenditures				
Riverfest	10-4135-30210	\$ 45,000.00	\$ 62,400.00	\$ 17,400.00
Oink & Ale	10-4135-30220	\$ 12,500.00	\$ 12,600.00	\$ 100.00
Shaggin' on Fieldcrest	10-4135-30230	\$ 13,000.00	\$ 15,900.00	\$ 2,900.00
Grown & Gathered	10-4135-30250	\$ 12,000.00	\$ 15,000.00	<u>\$ 3,000.00</u>
				<u>\$ 23,400.00</u>

Appropriates GF fund balance that was reserved at June 30, 2021 for the above mentioned festivals.

Adopted and effective this 17th day of May, 2022.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor

g. Approval and adoption of Budget Amendment #10.

Ms. Winn wrote in a memo: The attached budget amendment appropriates Municipal Service District Tax fund balance for projects in the downtown areas. This amendment appropriates \$500 to the Draper District for a contribution to Shaggin' on Fieldcrest. These expenditures are approved by the merchants in each district.

	Account #	From	To	Amount
Municipal Service District Tax Fund Revenues				
MSD Tax Fund Balance Appropriated	17-3991-99100	\$ -	\$ 500.00	<u>\$ 500.00</u>
Municipal Service District Tax Fund Expenditures				
MSD Tax Expense - Draper	17-4135-29901	\$ 2,000.00	\$ 2,500.00	<u>\$ 500.00</u>

To appropriate MSD Tax fund balance for downtown projects.

Adopted and effective this 17th day of May, 2022.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor

h. Approval and adoption of Budget Amendment #11.

Ms. Winn wrote in a memo: The attached budget amendment allocates insurance proceeds received for lightning damage to equipment at the SOVA Mega Site Berry Hill. The repairs have been completed and expensed in the W/S Maintenance M/R Distribution System line item.

Minutes of the May 17, 2022 meeting of the City Council, City of Eden:

	Account #	From	To	Amount
Water & Sewer Fund Revenues				
Insurance Proceeds	30-3850-85000	\$ -	\$ 6,400.00	<u>\$ 6,400.00</u>
Water & Sewer Fund Expenditures				
W/S Maint M/R Distribution System	30-7125-24800	\$ 50,000.00	\$ 56,400.00	<u>\$ 6,400.00</u>
Appropriates insurance proceeds received for lighting damage of equipment at SOVA Mega Site Berry Hill.				
Adopted and effective this 17th day of May, 2022.				
Attest:				
_____ Deanna Hunt, City Clerk		_____ Neville Hall, Mayor		

i. Approval and adoption of Budget Amendment #12.

Ms. Winn wrote in a memo: When City council passed the premium pay one-time bonus resolution on November 16, 2021, we did not do a formal budget amendment moving the funds from the ARPA fund to the General and Water & Sewer funds. The attached amendment moves the funds for the one-time bonus paid to full-time and part-time employees.

CITY OF EDEN
BUDGET AMENDMENT # 12 - ARPA PREMIUM PAY
2021-2022

Section 2 of the General Fund Budget ordinance is amended to increase appropriations as follows:

10-4120 Administration	2,000
10-4130 Finance/Human Resources	2,000
10-4135 Marketing & Customer Service	2,000
10-4145 Information Technology	2,000
10-4190 Facilities & Grounds	11,000
10-4310 Police	48,000
10-4340 Fire	26,000
10-4350 Engineering	2,500
10-4510 Streets	14,000
10-4710 Solid Waste	10,000
10-4910 Planning & Community Development	5,000
10-6120 Recreation	7,500
10-6920 Fleet Maintenance	6,000

Section 3 of the General Fund Budget ordinance is amended to increase transfers in and fund balance appropriated as follows:

Transfer from ARPA Fund	138,000
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Section 6 of the Water & Sewer Fund Budget ordinance is amended to increase appropriations as follows:

30-7110 Water Resources	8,000
30-7115 Billing & Collections	4,000
30-7120 Water Filtration	8,000
30-7125 Collection & Distribution	12,000
30-7130 Water Reclamation	8,000

Section 7 of the Water & Sewer Fund Budget ordinance is amended to increase transfers in as follows:

Transfer from ARPA Fund	40,000
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ARPA Fund Budget ordinance is amended to decrease appropriations as follows:

ARPA Expenditures	178,000
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ARPA Fund Budget ordinance is amended to increase transfers out as follows:

Transfer to General Fund	138,000
Transfer to Water & Sewer Fund	40,000

Adopted this the 17th day of May, 2022.

	Neville Hall
Attest:	Mayor

Deanna Hunt	
City Clerk	

j. Approval and adoption of Budget Amendment #13.

Ms. Winn wrote in a memo: There were no appropriations in the FY 21-22 budget for proceeds for the Heritage & Heroes festival nor Winterfest. This budget amendment appropriates the proceeds of these events (that have already been received) to the appropriate line items in the Marketing & Customer Service budget.

Minutes of the May 17, 2022 meeting of the City Council, City of Eden:

	Account #	From	To	Amount
General Fund				
Revenues				
Heritage & Heroes	10-3350-02600	\$ -	\$ 5,800.00	\$ 5,800.00
Winterfest	10-3350-02700	\$ -	\$ 1,000.00	\$ 1,000.00
				<u>\$ 6,800.00</u>
General Fund				
Expenditures				
Heritage & Heroes	10-4135-30270	\$ -	\$ 5,800.00	\$ 5,800.00
Winterfest	10-4135-03260	\$ 2,000.00	\$ 3,000.00	\$ 1,000.00
				<u>\$ 6,800.00</u>

Appropriates proceeds received for the Heritage & Heroes Festival and Winterfest.

Adopted and effective this 17th day of May, 2022.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor

k. Approval and adoption of Budget Amendment #14.

Ms. Winn wrote in a memo: The Senior Center received a Home and Community Block Grant for Older Adults (HCCBG), a Senior Center General Purpose grant, and a Senior Center Technology Training grant from the Piedmont Triad Regional Council Area Agency on Aging. The HCCBG grant is for staff, program costs, equipment, and supplies for the Senior Center. The Senior Center General Purpose grant is for the operations of the Senior Center. The Technology Training grant is for the purchase of computer tablets and training classes for the Senior Center. This amendment increases the Recreation grant line items and the Program Activities line item in the Recreation budget.

	Account #	From	To	Amount
General Fund				
Revenues				
HCCBG Grant	10-3612-46410	\$ -	\$ 30,000.00	\$ 30,000.00
Senior Center General Purpose Grant	10-3612-48420	\$ -	\$ 7,100.00	\$ 7,100.00
Senior Center Tech Training Grant	10-3612-48430	\$ -	\$ 5,100.00	\$ 5,100.00
				<u>\$ 42,200.00</u>
General Fund				
Expenditures				
Recreation - Program Activities	10-6120-29600	\$ 21,000.00	\$ 63,200.00	<u>\$ 42,200.00</u>

Appropriates grant funds received for the HCCBG, Senior Center General Purpose, and Senior Center Technical Training grants.

Adopted and effective this 17th day of May, 2022.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor

A motion was made by Council Member Epps to approve the Consent Agenda. Council Member Underwood seconded the motion. All members voted in favor. The motion carried, 6-0.

ANNOUNCEMENTS:

Mayor Hall asked Ms. Adams to come forward and give an update.

Ms. Adams wanted to thank everyone who attended the dedication and sign unveiling for Ernestine Hampton Park. It was a very special day. Her family was very dear. Her friends and her church were there and it was very nice. She thanked Brett Curry and Johnny Massey from Facilities & Grounds for installing the sign, mulch and flowers at the park, and Darren Gatewood from Streets for keeping the flowers watered several days after the dedication. The Argus Camera Group had been in town the past weekend, some arriving the previous Tuesday. They stayed in the hotels until Sunday morning. Some came in on Thursday and some on Friday. There were around 20 people who came from Denver, Colo., Seattle, Wash., Ann Arbor, Mich., Wisconsin, Florida, Virginia and other states. Their dear friend Ron Norwood was the only North Carolinian there. He started that 12 years ago. Originally the group was only supposed to come to Eden for about three years but they had remained because of the hospitality the City showed to them when they got here. They loved the people and the City and the Econo Lodge, which was where they all chose to stay. She could not wait until they came back the next year. Thursday night was Grown & Gathered, which was actually oversold. It would be at The Farmhouse, which was a great addition to the inventory of venues in Eden. They were getting really booked and it was gorgeous. Seth and Stephanie Woodall had done a beautiful job with it and she could not wait for everyone to see it. Wednesday, May 25 would be something a little different – Fiesta in the Park. It had normally been done with fifth graders but that could not be worked out with the school system this year. There was a grant from the Arts Council so a decision was made to continue the festival. All the public was invited to come for a free performance by an authentic mariachi band. One of the top taco trucks would be coming from Greensboro and Kona Ice would be on site as well. It would be a lot of fun with a fiesta atmosphere in Grogan Park from 11:30 to 1:30. On June 4, the 19th annual Piedmont Pottery Festival would be held from 9 to 4 at First Presbyterian Church. June 18 was Oink & Ale on Monroe Street in Uptown Eden. It would run from 6 to 9 with a live concert, food, music, games, ax throwing again and lots and lots of fun. Lots of the merchants would be open and benefit from it ... That Little Pork Shop, Sophisticated Rubbish and Twisted Biscuit. All of those businesses would be open that night so they would flourish as well. She hoped to see Council there.

Mayor Hall said it was festival season again. He wanted to again mention that the Morehead girls' softball team was playing again in the third round of the championship. The boys played in the second round of baseball the previous week and unfortunately their season came to an end. There was a lot to be proud of with athletics and the direction the city was going with school and athletics and the whole youth experience here. He was proud of them and asked everyone to keep their fingers crossed for Coach Ellis. He asked what time the polls closed.

Council Member Underwood said 7:30.

Mayor Hall said everyone had 20 minutes to go and vote if they had not already.

ADJOURNMENT:

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

Respectfully submitted,

Deanna Hunt
City Clerk

ATTEST:

Neville Hall
Mayor

CITY OF EDEN
OFFICE OF CITY MANAGER

MEMORANDUM

TO: Honorable Mayor and Members of Council

FROM: Jon M. Mendenhall, City Manager

SUBJECT: Capital Improvement Plan 2022

DATE: 6/13/22

ENCL: None

CC: Clint Simpson, Assistant City Manager
Tammie McMichael, Finance and Human Resources Director

The attached Capital Improvement Plan is submitted for consideration as part of the City of Eden's ongoing financial planning. Adopted annually, it lays out the capital projects for the City within the next ten-year planning window and serves as the basis for capital spending requests in the budget process to be conducted in early 2023 for the Fiscal Year 2023-2024 budget. In this manner, it depicts:

1. Immediate Term Capital – Next fiscal year (as funded in the operating budget effective July 1st)
2. Short-term Capital – the fiscal year after next (what is planned for year 2)
3. Medium-term Capital – the next 3-5 years
4. Long-term Capital – the next 6-10 years

All the capital spending reflects staff's best judgement on inflation induced cost increases; however, as the length of time increases from the point of formulation, the estimates themselves will be less accurate (most readily apparent in the medium to long term capital projects from years 3-10).

Staff recommends adoption of the CIP at the pleasure of Council.

City of Eden
Capital Improvement 2022 - 2031

WATER AND SEWER FUND										
Department	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
Revenue (by source)										
W-S Fund Allocation (operating)	\$ 1,481,300	\$ 1,215,365	\$ 1,215,365	\$ 1,276,133	\$ 1,276,133	\$ 1,339,940	\$ 1,339,940	\$ 1,406,937	\$ 1,406,937	\$ 1,477,284
W-S Capital Reserve Spent	\$ -	\$ -	\$ -	\$ -	\$ 226,600	\$ -	\$ 379,000	\$ 11,263	\$ -	\$ 12,853
W-S Capital Reserve Addition	\$ -	\$ -	\$ (161,065)	\$ (221,000)	\$ (280,633)	\$ -	\$ (329,440)	\$ -	\$ -	\$ (288,437)
Early Retirement of Debt FY 22	\$ 191,500	\$ 191,500	\$ 191,500	\$ 191,500	\$ 191,500	\$ 191,500	\$ 191,500	\$ 191,500	\$ 191,500	\$ 191,500
Debt Cash Flow In (Purchase)	\$ -	\$ -	\$ -	\$ 10,000,000	\$ -	\$ -	\$ -	\$ -	\$ 2,000,000	\$ -
Total	\$ 1,672,800	\$ 1,406,865	\$ 1,245,800	\$ 11,246,633	\$ 1,413,600	\$ 1,531,440	\$ 1,581,000	\$ 1,609,700	\$ 3,598,437	\$ 1,393,200
Expense (by department)										
Debt Cash Flow Out (Annual Payments)	\$ -	\$ -	\$ -	\$ -	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	\$ 450,000
Billing and Collections	\$ 8,800	\$ 8,800	\$ 35,000	\$ -	\$ -	\$ -	\$ 35,000	\$ -	\$ 2,000,000	\$ -
Collection & Distribution	\$ 592,000	\$ 50,000	\$ 120,000	\$ 200,000	\$ 200,000	\$ 80,000	\$ 280,000	\$ 500,000	\$ 120,000	\$ 120,000
Water Filtration	\$ 326,000	\$ 441,000	\$ 338,500	\$ 251,500	\$ 176,000	\$ 322,000	\$ 510,000	\$ 335,700	\$ 333,000	\$ -
Water Resources	\$ 105,000	\$ 116,000	\$ 43,300	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Wastewater Treatment	\$ 264,000	\$ 110,000	\$ 80,000	\$ 10,014,500	\$ 267,600	\$ 50,000	\$ 6,000	\$ 84,000	\$ 7,000	\$ 273,200
Water Construction	\$ 220,000	\$ 270,000	\$ 158,000	\$ 250,000	\$ 220,000	\$ 200,000	\$ 200,000	\$ 240,000	\$ 300,000	\$ 300,000
Sewer Construction	\$ 157,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 150,000	\$ 250,000	\$ 250,000
Total	\$ 1,672,800	\$ 1,245,800	\$ 1,024,800	\$ 10,966,000	\$ 1,413,600	\$ 1,202,000	\$ 1,581,000	\$ 1,609,700	\$ 3,310,000	\$ 1,393,200
Revenue	\$ 1,672,800	\$ 1,406,865	\$ 1,245,800	\$ 11,246,633	\$ 1,413,600	\$ 1,531,440	\$ 1,581,000	\$ 1,609,700	\$ 3,598,437	\$ 1,393,200
Expenditure	\$ 1,672,800	\$ 1,245,800	\$ 1,024,800	\$ 10,966,000	\$ 1,413,600	\$ 1,202,000	\$ 1,581,000	\$ 1,609,700	\$ 3,310,000	\$ 1,393,200
Variance	\$ -	\$ 161,065	\$ 221,000	\$ 280,633	\$ -	\$ 329,440	\$ -	\$ -	\$ 288,437	\$ -
Fund Summaries at 10yr	Original	Spent	Retained Earnings	New Subtotal	Additions	Total				
Capital Reserve (W-S)	\$ -	\$ (629,716.00)	\$ 1,280,575.00	\$ 650,859.00	\$ -	\$ 650,859.00				
Notes:										
[1] 6% rate increase FY 23 and FY 25, thereafter 5% (plus 1% rate increase in sanitation), two year average will be 3% across enterprise funds										
[2] New debt for: North Basin WWTP Renovation, AMR Replacement										
Debt service programmed into CIP the year following the purchase.										

City of Eden
Capital Improvement 2022 - 2031

GENERAL FUND										
Department	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
Revenue (by source)										
General Fund Allocation (operating)	\$ 1,034,000.00	\$ 1,177,000.00	\$ 1,202,000.00	\$ 1,229,180.00	\$ 1,235,180.00	\$ 1,231,631.00	\$ 1,231,631.00	\$ 1,234,108.00	\$ 1,234,108.00	\$ 1,236,609.00
Capital Reserve Spent	\$ -	\$ -	\$ -	\$ -	\$ 477,950.01	\$ -	\$ 45,000.00	\$ 14,150.00	\$ 240,000.00	\$ -
Capital Reserve Addition	\$ (50,000.00)	\$ -	\$ (543,600.00)	\$ (493,950.00)	\$ (410,230.01)	\$ -	\$ (922,731.00)	\$ (115,650.00)	\$ (205,108.00)	\$ (749,000.00)
Early Retirement of Debt FY 22	\$ 660,800.00	\$ 660,800.00	\$ 660,800.00	\$ 660,800.00	\$ 660,800.00	\$ 660,800.00	\$ 660,800.00	\$ 660,800.00	\$ 660,800.00	\$ 660,800.00
Debt Retirement FY 22	\$ 94,700.00	\$ 94,700.00	\$ 94,700.00	\$ 94,700.00	\$ 94,700.00	\$ 94,700.00	\$ 94,700.00	\$ 94,700.00	\$ 94,700.00	\$ 94,700.00
Powell Bill	\$ 440,000.00	\$ 440,000.00	\$ 440,000.00	\$ 440,000.00	\$ 440,000.00	\$ 440,000.00	\$ 440,000.00	\$ 440,000.00	\$ 440,000.00	\$ 440,000.00
Total	\$ 2,179,500.00	\$ 2,372,500.00	\$ 1,853,900.00	\$ 1,930,730.00	\$ 2,498,400.00	\$ 2,427,131.00	\$ 1,549,400.00	\$ 2,328,108.00	\$ 2,464,500.00	\$ 1,683,109.00
Expense (by department)										
Administration	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Division of Design & Construction	\$ 16,000.00	\$ -	\$ 8,500.00	\$ 27,000.00	\$ -	\$ -	\$ -	\$ 9,500.00	\$ 29,000.00	\$ -
Facilities & Grounds	\$ 33,000.00	\$ 218,000.00	\$ 48,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Finance	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Fire	\$ 397,000.00	\$ 330,000.00	\$ 177,000.00	\$ 152,000.00	\$ 527,000.00	\$ 152,000.00	\$ 27,000.00	\$ 102,000.00	\$ 27,000.00	\$ 27,000.00
Fleet Maintenance	\$ 515,000.00	\$ -	\$ 12,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 80,000.00	\$ 25,000.00	\$ -
Information Technology	\$ 120,000.00	\$ 124,900.00	\$ 53,200.00	\$ 57,800.00	\$ 91,000.00	\$ 69,200.00	\$ 110,000.00	\$ 128,700.00	\$ 92,000.00	\$ -
Marketing & Customer Service	\$ -	\$ 10,000.00	\$ 16,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Planning & Community Development	\$ -	\$ -	\$ 25,000.00	\$ 8,500.00	\$ 25,000.00	\$ -	\$ -	\$ -	\$ -	\$ -
Police	\$ 518,500.00	\$ 314,500.00	\$ 386,050.00	\$ 400,200.00	\$ 570,400.00	\$ 228,900.00	\$ 81,750.00	\$ 724,300.00	\$ 94,500.00	\$ 189,000.00
Recreation	\$ 20,000.00	\$ 85,000.00	\$ 59,200.00	\$ 55,000.00	\$ 55,000.00	\$ 75,000.00	\$ 11,000.00	\$ -	\$ 50,000.00	\$ 60,000.00
Solid Waste	\$ 110,000.00	\$ 110,000.00	\$ 75,000.00	\$ 70,000.00	\$ 315,000.00	\$ 175,000.00	\$ 185,000.00	\$ 130,000.00	\$ 325,000.00	\$ -
Streets	\$ -	\$ 186,500.00	\$ -	\$ 200,000.00	\$ 315,000.00	\$ 204,300.00	\$ 369,000.00	\$ 348,500.00	\$ 423,000.00	\$ 75,000.00
Powell Bill	\$ 450,000.00	\$ 450,000.00	\$ 500,000.00	\$ 500,000.00	\$ 550,000.00	\$ 550,000.00	\$ 600,000.00	\$ 600,000.00	\$ 650,000.00	\$ 650,000.00
Total	\$ 2,179,500.00	\$ 1,828,900.00	\$ 1,359,950.00	\$ 1,520,500.00	\$ 2,498,400.00	\$ 1,504,400.00	\$ 1,433,750.00	\$ 2,123,000.00	\$ 1,715,500.00	\$ 1,001,000.00
Revenue	\$ 2,179,500.00	\$ 2,372,500.00	\$ 1,853,900.00	\$ 1,930,730.00	\$ 2,498,400.00	\$ 2,427,131.00	\$ 1,549,400.00	\$ 2,328,108.00	\$ 2,464,500.00	\$ 1,683,109.00
Expenditure	\$ 2,179,500.00	\$ 1,828,900.00	\$ 1,359,950.00	\$ 1,520,500.00	\$ 2,498,400.00	\$ 1,504,400.00	\$ 1,433,750.00	\$ 2,123,000.00	\$ 1,715,500.00	\$ 1,001,000.00
Variance	\$ -	\$ 543,600.00	\$ 493,950.00	\$ 410,230.01	\$ -	\$ 922,731.00	\$ 115,650.00	\$ 205,108.00	\$ 749,000.00	\$ 682,109.00
Fund Summaries at 10yr										
Capital Reserve GF	Original	Spent	Retained Earnings	New Subtotal	Additions	Total				
	\$ -	\$ (777,100.01)	\$ 3,440,269.01	\$ 2,663,169.00	\$ -	\$ 2,663,169.00				

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Administration

Description	Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1 [No items requested]											
TOTAL											

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Division of Design & Construction

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Esri ArcGis Pro Software Purchase	\$ 16,000	\$ 16,000									
2	Replace 42-inch scanner	\$ 8,500			\$ 8,500							
3	Replacement for 2004 pickup 8E	\$ 27,000				\$ 27,000						
4	Replace 42-inch plotter	\$ 9,500							\$ 9,500			
5	Replacement for 2005 pickup 9E	\$ 29,000									\$ 29,000	
	TOTAL	\$ 90,000	\$ 16,000	\$ -	\$ 8,500	\$ 27,000	\$ -	\$ -	\$ -	\$ 9,500	\$ 29,000	\$ -

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Facilities & Grounds

Description	Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1 HVAC @ Bridge Street Center	\$ 15,000	\$ 15,000									
2 Mower	\$ 18,000	\$ 18,000									
3 City Hall Roof	\$ 218,000		\$ 218,000								
4 Truck	\$ 30,000			\$ 30,000							
5 Mower	\$ 18,000			\$ 18,000							
TOTAL	\$ 299,000	\$ 33,000	\$ 218,000	\$ 48,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Finance

Description	Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
[No items requested]											
TOTAL											

City of Eden
Capital Improvement Program
Fiscal Years 2022-2032

Fire

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Turnout Gear	\$ 270,000	\$ 27,000	\$ 27,000	\$ 27,000	\$ 27,000	\$ 27,000	\$ 27,000	\$ 27,000	\$ 27,000	\$ 27,000	\$ 27,000
2	Air Pack replacement (SCBA)	\$ 360,000	\$ 360,000									
3	Heating/Cooling System @ Station 2	\$ 10,000	\$ 10,000									
4	Mobile Raidos	\$ 53,000		\$ 53,000								
5	Purchase Radios to meet the narrow banding issues	\$ 250,000		\$ 250,000								
6	Renovate Station 4	\$ 150,000			\$ 150,000							
7	Renovate Station 1	\$ 125,000				\$ 125,000						
8	Firetruck replacement	\$ 500,000					\$ 500,000					
9	Renovate Station 2	\$ 125,000						\$ 125,000				
10	Renovate Station 3	\$ 75,000								\$ 75,000		
TOTAL		\$ 1,918,000	\$ 397,000	\$ 330,000	\$ 177,000	\$ 152,000	\$ 527,000	\$ 152,000	\$ 27,000	\$ 102,000	\$ 27,000	\$ 27,000

City of Eden
Capital Improvement Program
Fiscal Years 2022-2032

Fleet Maintenance

	Description	Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Replace Fueling System (Tanks & Pumps) & VM Software	\$ 500,000	\$ 500,000									
2	Concrete Pad @ Tire Shop (48 x 45 8" deep)	\$ 15,000	\$ 15,000									
3	Add 80' drive through bay	\$ 250,000		\$ -								
4	Replace Miller wire welder and spool gun	\$ 12,000			\$ 12,000							
5	Replace vehicle & heavy-duty scan tools	\$ 50,000				\$ 50,000						
6	Replace tire changing equipment and tools	\$ 50,000					\$ 50,000					
7	Tire shop paint, heaters, roof, air compressor	\$ 50,000						\$ 50,000				
8	Fleet Bldg paint, heaters, air conditions, air compressor	\$ 50,000							\$ 50,000			
9	Replace Tire service truck	\$ 80,000								\$ 80,000		
10	Install a new generator at the tire shop	\$ 25,000									\$ 25,000	
	TOTAL	\$ 1,082,000	\$ 515,000	\$ -	\$ 12,000	\$ 50,000	\$ 50,000	\$ 50,000	\$ 50,000	\$ 80,000	\$ 25,000	\$ -

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Information Technology

Description	Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1 City Hall Re-Cable (w/ ceilig tiles)	\$ 75,000	\$ 75,000									
2 Desktop Lifecycle	\$ 249,100	\$ 20,000	\$ 21,400	\$ 22,900	\$ 24,500	\$ 26,300	\$ 28,900	\$ 31,800	\$ 34,900	\$ 38,400	
3 Laptop Lifecycle	\$ 339,800	\$ 25,000	\$ 27,500	\$ 30,300	\$ 33,300	\$ 36,700	\$ 40,300	\$ 44,300	\$ 48,800	\$ 53,600	
4 Server Lifecycle	\$ 82,900		\$ 21,000			\$ 28,000		\$ 33,900			
5 Network Switch Life Cycle	\$ 100,000		\$ 55,000						\$ 45,000		
TOTAL	\$ 846,800	\$ 120,000	\$ 124,900	\$ 53,200	\$ 57,800	\$ 91,000	\$ 69,200	\$ 110,000	\$ 128,700	\$ 92,000	\$ -

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Marketing & Customer Service

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Enclosed Trailer (Event Supplies/Equipment)	\$ 10,000		\$ 10,000								
2	(2) Battery Powered Golf Carts	\$ 10,000			\$ 10,000							
3	Carport to Cover Trailers	\$ 6,000			\$ 6,000							
TOTAL		\$ 26,000	\$ -	\$ 10,000	\$ 16,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Planning & Community Development

	Description	Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Replace 2004 Ford Truck	\$ 25,000			\$ 25,000							
2	Replace Planning Plotter	\$ 8,500				\$ 8,500						
3	Replace 2015 Chevy Truck	\$ 25,000					\$ 25,000					
	TOTAL	\$ 58,500	\$ -	\$ -	\$ 25,000	\$ 8,500	\$ 25,000	\$ -	\$ -	\$ -	\$ -	\$ -

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Police

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Vehicle Replacement Plan	\$ 3,180,050	\$ 224,500	\$ 314,500	\$ 374,700	\$ 400,200	\$ 570,400	\$ 228,900	\$ 81,750	\$ 701,600	\$ 94,500	\$ 189,000
2	Radio Replacement	\$ 294,000	\$ 294,000									
3	Replace 2 - K-9's	\$ 34,050			\$ 11,350					\$ 22,700		
	TOTAL	\$ 3,508,100	\$ 518,500	\$ 314,500	\$ 386,050	\$ 400,200	\$ 570,400	\$ 228,900	\$ 81,750	\$ 724,300	\$ 94,500	\$ 189,000

City of Eden
Capital Improvement Program
Fiscal Years 2022-2032

Recreation

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Disc Golf @ Greenway	\$ 5,000	\$ 5,000									
2	John Deere Gator	\$ 15,000	\$ 15,000									
3	Playground Equipment @ Bridge Street Center	\$ 50,000		\$ 50,000								
4	Pickle Ball Courts	\$ 35,000		\$ 35,000								
5	Replace & Move Fence at Mill Avenue Park	\$ 6,200			\$ 6,200							
6	Install a football/soccer scoreboard at Freedom Park	\$ 7,000			\$ 7,000							
7	Freedom Park fields - top dressing	\$ 11,000			\$ 11,000							
8	Upgrade playground @ Ernestine Hampton Park	\$ 35,000			\$ 35,000							
9	Thomas Built Bus	\$ 55,000				\$ 55,000						
10	Overlay basketball courts at Morgan Road	\$ 40,000					\$ 40,000					
11	Replace roof at Garden of Eden Center	\$ 15,000					\$ 15,000					
12	Replace gym floor at Bridge Street Rec	\$ 75,000						\$ 75,000				
13	Resurface walking track at Morgan Road	\$ 11,000							\$ 11,000			
14	Upgrade playground @ Dehart (Spray) Park	\$ 50,000								\$ 50,000		
15	Upgrade playground @ Draper Park	\$ 50,000									\$ 50,000	
16	Upgrade playground @ Freedom Park	\$ 60,000										\$ 60,000
	TOTAL	\$ 520,200	\$ 20,000	\$ 85,000	\$ 59,200	\$ 55,000	\$ 55,000	\$ 75,000	\$ 11,000	\$ 50,000	\$ 50,000	\$ 60,000

City of Eden
Capital Improvement Program
Fiscal Years 2022-2032

Solid Waste

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Brushawg Knuckleboom	\$ 110,000	\$ 110,000									
2	Side Arm Automated Garbage Truck	\$ -										
3	Replace International Road Tractor (1 of 2)	\$ 385,000		\$ 70,000			\$ 315,000					
4	SpecTec Ejector Trailer	\$ 75,000			\$ 75,000							
5	Brushawg Knuckleboom Grapple Truck	\$ 175,000						\$ 175,000				
6	Ford F-250 4x4 regular cab truck	\$ 40,000		\$ 40,000								
7	Side Arm Automated Garbage Truck	\$ 325,000									\$ 325,000	
9	Brushawg Knuckleboom	\$ 185,000						\$ 185,000				
10	Replace International Road Tractor (2 of 2)	\$ 70,000				\$ 70,000						
11	SpecTec Ejector Trailer	\$ 80,000								\$ 80,000		
12	Refurbish 2018 Pinnacle	\$ 50,000								\$ 50,000		
	TOTAL	\$ 1,495,000	\$ 110,000	\$ 110,000	\$ 75,000	\$ 70,000	\$ 315,000	\$ 175,000	\$ 185,000	\$ 130,000	\$ 325,000	\$ -

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Streets

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Bucket Truck	\$ 114,000		\$ 114,000								
2	Hudson Trailer	\$ 7,500		\$ 7,500								
3	Service Truck	\$ 65,000		\$ 65,000								
4	Salt Shed	\$ 200,000				\$ 200,000						
5	Dump Truck	\$ 315,000					\$ 315,000					
6	Leaf Machine	\$ 204,300						\$ 204,300				
7	Dump Truck	\$ 369,000							\$ 369,000			
8	Backhoe	\$ 348,500								\$ 348,500		
9	Dump Truck	\$ 423,000									\$ 423,000	
10	Service Truck	\$ 75,000										\$ 75,000
	TOTAL	\$ 2,121,300	\$ -	\$ 186,500	\$ -	\$ 200,000	\$ 315,000	\$ 204,300	\$ 369,000	\$ 348,500	\$ 423,000	\$ 75,000

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Powell Bill

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Street Resurfacing & Preservation	\$ 5,500,000	\$ 450,000	\$ 450,000	\$ 500,000	\$ 500,000	\$ 550,000	\$ 550,000	\$ 600,000	\$ 600,000	\$ 650,000	\$ 650,000
	TOTAL	\$ 5,500,000	\$ 450,000	\$ 450,000	\$ 500,000	\$ 500,000	\$ 550,000	\$ 550,000	\$ 600,000	\$ 600,000	\$ 650,000	\$ 650,000

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Billing & Collections

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Trimble Ranger 7 Orion CE & ME Modules	\$ 17,600	\$ 8,800	\$ 8,800								
2	Replace BC11 - 2014 Ford F150 4x4	\$ 35,000			35000							
3	Replace BC12 - 2018 Ford F150 XLT	\$ 35,000							\$ 35,000			
4	Automated Meter Replacement	\$ 2,000,000									\$ 2,000,000	
TOTAL		\$ 2,087,600	\$ 8,800	\$ 8,800	\$ 35,000	\$ -	\$ -	\$ -	\$ 35,000	\$ -	\$ 2,000,000	\$ -

City of Eden
Capital Improvement Program
Fiscal Years 2022-2032

Collection & Distribution

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Tandem Dump Truck - replace 21W	\$ 200,000	\$ 200,000									
2	Truck Chassis	\$ 92,000	\$ 92,000									
3	Mini Excavator Track Loader	\$ 155,000	\$ 155,000									
4	Trailer	\$ 25,000	\$ 25,000									
5	Chipper	\$ 50,000	\$ 50,000									
6	Generators	\$ 70,000	\$ 70,000									
7	Service Truck - replace 51W	\$ 50,000		\$ 50,000								
8	Dump Truck - replace 54W	\$ 120,000			\$ 120,000							
9	Backhoe - replace 50W	\$ 200,000				\$ 200,000						
10	Sidarm Tractor - replace 56W	\$ 200,000					\$ 200,000					
11	Service Truck - replace 65W	\$ 80,000						\$ 80,000				
12	Service Truck - replace 66W	\$ 80,000							\$ 80,000			
13	Mowing Tractor - replace 78W	\$ 200,000							\$ 200,000			
14	Hydrovac/Sewer Vac - replace 60W	\$ 500,000								\$ 500,000		
15	Service Truck - replace 80W	\$ 120,000									\$ 120,000	
16	Service Truck - replace 83W	\$ 120,000										\$ 120,000
	TOTAL	\$ 2,262,000	\$ 592,000	\$ 50,000	\$ 120,000	\$ 200,000	\$ 200,000	\$ 80,000	\$ 280,000	\$ 500,000	\$ 120,000	\$ 120,000

City of Eden
Capital Improvement Program
Fiscal Years 2022-2032

Water Filtration

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Upgrade Generator Switchgear and PLC	\$ 75,000	\$ 75,000									
2	Replace (2) Sludge Dump Valves	\$ 21,000	\$ 21,000									
3	Rebuild Filters (one each year)	\$ 1,226,700	\$ 130,000	\$ 139,000	\$ 149,000			\$ 182,000	\$ 195,000	\$ 208,700	\$ 223,000	
4	Sludge Scraper # 4	\$ 100,000	\$ 100,000									
5	VFD Upgrade for the Pumps for Water Plant	\$ 75,000		\$ 75,000								
6	Facility Improvements	\$ 150,000		\$ 25,000		\$ 25,000			\$ 50,000		\$ 50,000	
7	Rebuild Raw Water Pump Number 1	\$ 210,000		\$ 95,000					\$ 115,000			
8	Sludge Scraper	\$ 765,000		\$ 107,000	\$ 114,500	\$ 122,500	\$ 131,000	\$ 140,000	\$ 150,000			
9	Rebuild a High Service Pump	\$ 150,000			\$ 75,000					\$ 75,000		
10	Upgrade PLC and SCADA	\$ 110,000				\$ 50,000					\$ 60,000	
11	Dredge the Presettling Basin (Lake behind Water Plant)	\$ 54,000				\$ 54,000						
12	Replace Vehicle	\$ 97,000					\$ 45,000			\$ 52,000		
TOTAL		\$ 3,033,700	\$ 326,000	\$ 441,000	\$ 338,500	\$ 251,500	\$ 176,000	\$ 322,000	\$ 510,000	\$ 335,700	\$ 333,000	\$ -

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Water Resources

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Replace Service Truck	\$ 186,000	\$ 70,000	\$ 116,000								
2	New Service Truck	\$ 35,000	\$ 35,000									
3	Utility Tractor/Loader Replacement	\$ 43,300			\$ 43,300							
TOTAL		\$ 264,300	\$ 105,000	\$ 116,000	\$ 43,300	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

City of Eden
Capital Improvement Program
Fiscal Years 2022-2032

Wastewater Treatment

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	Influent Barscreen	\$ 420,000	\$ 200,000				\$ 220,000					
2	Repair/Replace Influent Gates	\$ 28,000	\$ 16,000	\$ 6,000					\$ 6,000			
3	Clarifier Upgrade	\$ 238,000	\$ 48,000	\$ 30,000	\$ 80,000							\$ 80,000
4	Peracetic Acid Equipment	\$ 75,000		\$ 35,000						\$ 40,000		
5	Truck Replacement	\$ 126,000		\$ 35,000			\$ 40,000			\$ 36,000		\$ 15,000
6	Samplers	\$ 17,500		\$ 4,000		\$ 6,500					\$ 7,000	
7	Grit Blower Replacement	\$ 16,500				\$ 8,000						\$ 8,500
8	Lab Heating/Air System	\$ 24,500					\$ 7,600			\$ 8,000		\$ 8,900
9	Upgrade PLC and SCADA	\$ 110,800						\$ 50,000				\$ 60,800
10	MCC	\$ 100,000										\$ 100,000
11	North Basin WWTP	\$ 10,000,000				\$ 10,000,000						
TOTAL		\$ 1,156,300	\$ 264,000	\$ 110,000	\$ 80,000	\$ 10,014,500	\$ 267,600	\$ 50,000	\$ 6,000	\$ 84,000	\$ 7,000	\$ 273,200

City of Eden
Capital Improvement Program
Fiscal Years 2022-2032

Water Construction

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	NCDOT B-5737 Related WL Replacement	\$ 50,000	\$ 50,000									
2	Briarwood Drive WL Replacement	\$ 7,000	\$ 7,000									
3	Ray Street (Design only FY 22-23)	\$ 81,000	\$ 25,000	\$ 56,000								
4	Short Street WL Replacement	\$ 14,000	\$ 14,000									
5	Water Valve Replacement or Insertion Work	\$ 59,000	\$ 35,000	\$ 24,000								
6	Circle Drive WL Replacement Phase 2	\$ 2,500	\$ 2,500									
7	Maple Lane WL Replacement	\$ 2,000	\$ 2,000									
8	Circle Drive WL Replacement Phase 1	\$ 2,500	\$ 2,500									
9	Riverview Street (Design only FY 22-23)	\$ 71,000	\$ 15,000	\$ 56,000								
10	?? Street TBD WL Replacement (Design only FY 22-23)	\$ 12,000	\$ 12,000									
11	E. Stadium Drive Sidewalk Project W/S Conflicts	\$ 55,000	\$ 55,000									
12	Maryland Avenue WL Replacement (LKC design)	\$ 65,000		\$ 65,000								
13	Branch Street & Martin Street stubouts only	\$ 18,000		\$ 18,000								
14	?? (Design only FY 23-24)	\$ 35,000		\$ 35,000								
15	Stephens Street WL Replacement	\$ 16,000		\$ 16,000								
16	Gordon Street WL Replacement (north of W. Aiken Rd)	\$ 16,000			\$ 16,000							
17	Morehead Street #2 WL Replacement	\$ 35,000			\$ 35,000							
18	Severe Problem WL Replacement	\$ 13,000			\$ 13,000							
19	NC14 NCDOT U-5893 Related WL Replacement	\$ 110,000			\$ 15,000	\$ 30,000	\$ 65,000					
20	Southwood Drive (Design only 24-25 for Loop creation)	\$ 126,000			\$ 16,000	\$ 20,000	\$ 90,000					
21	N. Byrd Street (Design only 24-25)	\$ 108,000			\$ 8,000	\$ 45,000	\$ 55,000					
22	Circle Drive #3 WL Replacement	\$ 40,000			\$ 40,000							
23	Small Booster Pump Station - Cox Street Area	\$ 15,000			\$ 15,000							
24	Branch Street WL Replacement	\$ 26,000				\$ 26,000						
25	Martin Street #2 WL Replacement	\$ 29,000				\$ 29,000						
26	Robindell Court WL Replacement	\$ 20,000				\$ 20,000						
27	Friendly Road WL Replacement	\$ 22,000				\$ 22,000						
28	?? (Design only FY 25-26)	\$ 37,000				\$ 37,000						
29	Stuart Street (tie-in at Dameron Street)	\$ 12,000				\$ 12,000						
30	Automatic Flushing Device Installations	\$ 9,000				\$ 9,000						
31	Estimated Costs for future Water Construction projects - not itemized	\$ 1,250,000					\$ 10,000	\$ 200,000	\$ 200,000	\$ 240,000	\$ 300,000	\$ 300,000
TOTAL		\$ 2,358,000	\$ 220,000	\$ 270,000	\$ 158,000	\$ 250,000	\$ 220,000	\$ 200,000	\$ 200,000	\$ 240,000	\$ 300,000	\$ 300,000

City of Eden
 Capital Improvement Program
 Fiscal Years 2022-2032

Sewer Construction

Description		Total Cost	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	FY 28-29	FY 29-30	FY 30-31	FY 31-32
1	I & I Repair/Sewer Fix It Program	\$ 2,307,000	\$ 157,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 150,000	\$ 250,000	\$ 250,000
TOTAL		\$ 2,307,000	\$ 157,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 250,000	\$ 150,000	\$ 250,000	\$ 250,000



EDEN FIRE DEPARTMENT

MEMO

To: Honorable Mayor and City Council
From: Todd Harden, Fire Chief
Date: 6/06/22
Subject: Northern Piedmont Regional Hazard Mitigation Plan

The Northern Piedmont Region is located in the western part of North Carolina and includes the counties of Davie, Forsyth, Rockingham, Stokes, Surry and Yadkin and the municipal governments within those counties. This area is vulnerable to a wide range of natural hazards such as winter storms, severe thunderstorms, and floods. The area is also vulnerable to man made hazards such as chemical releases and Haz Mat spills.

This mitigation plan was a collaboration of the above for mention counties with stakeholders from each jurisdiction. Historical data from the county as well as from the municipalities within the county to determine high and moderate risks and the plan revolves and those determined hazards.

The Northern Piedmont Hazard Mitigation Plans has been prepared in coordination with FEMA region IV and the North Carolina Division of Emergency Management. The plan meets all applicable FEMA and state requirements for a hazard mitigation plan.

If you choose not to approve the plan, then the city must draft its own and get approval from FEMA and North Carolina Emergency Management. Delaying in approval of this plan could jeopardize federal monies if a natural disaster strikes. All the municipalities including the town of Wentworth has adopted this plan. The fire department highly encourages approval of this plan.

Respectfully submitted

Todd Harden



RESOLUTION: NORTHERN PIEDMONT REGIONAL HAZARD MITIGATION PLAN

WHEREAS, the City of Eden is vulnerable to an array of natural hazards that can cause loss of life and damages to public and private property; and

WHEREAS, the City of Eden desires to seek ways to mitigate situations that may aggravate such circumstances; and

WHEREAS, the development and implementation of a hazard mitigation plan can result in actions that reduce the long-term risk to life and property from natural hazards; and

WHEREAS, it is the intent of the City of Eden to protect its citizens and property from the effects of natural hazards by preparing and maintaining a local hazard mitigation plan; and

WHEREAS, it is also the intent of the City of Eden to fulfill its obligation under North Carolina General Statutes, Chapter 166A: North Carolina Emergency Management Act and Section 322: Mitigation Planning, of the Robert T. Stafford Disaster Relief and Emergency Assistance Act to remain eligible to receive state and federal assistance in the event of a declared disaster affecting the City of Eden; and

WHEREAS, the City of Eden, in coordination with Caswell, Davie, Forsyth, Rockingham, Stokes, Surry and Yadkin Counties and the participating municipalities within those Counties has prepared a multi-jurisdictional hazard mitigation plan with input from the appropriate local and state officials;

WHEREAS, the North Carolina Division of Emergency Management and the Federal Emergency Management Agency are reviewing the Northern Piedmont Regional Hazard Mitigation Plan for legislative compliance and will approve the plan pending the completion of local adoption procedures;

NOW, THEREFORE, BE IT RESOLVED that the City of Eden of Rockingham County hereby:

1. Adopts the Northern Piedmont Regional Hazard Mitigation Plan; and
2. Agrees to take such other official action as may be reasonably necessary to carry out the proposed actions of the Plan.

Adopted on June 21, 2022.

Neville Hall, Mayor

ATTEST:

Deanna Hunt, City Clerk



City of Eden



To: Honorable Mayor and City Council

Thru: Jon Mendenhall, City Manager

From: James Slaughter, Deputy Chief/ Fire Marshal

Date: June 2, 2022

Subject: Pyrotechnics Display- Fourth of July Celebration

The attached information includes an application for permit to display pyrotechnics at the Fourth of July Celebration on July 4th and with a rain date of July 5th. The applicant is the Kiwanis of Eden, NC (Chairman Kenneth Kirkman) and it also includes a contract between Hale Artificer, Inc., and Kiwanis of Eden, NC. Hale Artificer has also included their Federal Explosives License/ Permit, a Certificate of Insurance, and a copy of their Safety Procedures.

According to the City Code Chapter 7 Article X: Fireworks Displays, The City Council may issue the applicant a permit to display pyrotechnics if the applicant has provided the required proof of insurance and the Fire Marshal has made the required certifications and satisfactory evidence has been produced to effect that the pyrotechnics will be used in connection with the conduct of concerts or public exhibitions.



**APPLICATION FOR PERMIT TO DISPLAY PYROTECHNICS
TO THE CITY COUNCIL OF THE CITY OF EDEN**

1. Name, address, and telephone number of the person seeking permit for display of pyrotechnics:
Kenneth Kirkman, 319 Howe St., Eden, NC 27288
2. The name of the event at which pyrotechnics is to be displayed:
Kiwanis Fourth of July Celebration
3. If the event is to be conducted for, on behalf of, or by an organization, provide the name, address, telephone number of the headquarters of the organization, and of the authorized and responsible head of such organization:
Eden Kiwanis, 319 Howe St., Eden, NC 27288
4. The date of the event at which the pyrotechnics is to be displayed:
July 4, 2022
5. The type of event at which the pyrotechnics will be displayed:
July 4th celebration
6. A statement as to whether the event will be held indoors or outdoors:
Outdoors
7. The location of the event at which pyrotechnics will be displayed:
Morehead High School stadium
8. If the event is to be sponsored by or on behalf of any person other than the applicant, the applicant for such permit shall file with the application a written authorization from the person proposing to hold the parade authorizing the applicant to apply for the permit on his behalf.

9. The applicant shall file with the application any required proof of insurance by Eden City Code.

10. I hereby certify that the forgoing information is true to the best of my knowledge.

[Signature]
Signature of Applicant


6-2-22
Date

STATE OF NORTH CAROLINA
ROCKINGHAM COUNTY

I, Deanna F. Hunt, a Notary Public, in and for the aforesaid County and State, do hereby certify that Kenneth Kirkman, the above mentioned applicant, personally appeared before me this the 2nd day of June, 2022, and subscribed and made oath to the foregoing applicant for a permit to display pyrotechnics in the City of Eden.

Witness my hand and seal, this the 2nd day of June, 2022.

[Signature]
Notary Public

Deanna F. Hunt
Name of Notary


My Commission expires: 3/18/27

[Signature]
Approved by Fire Marshal
[Signature]
Approved by City Manager

Hale Artificier, Inc.
Fireworks and Pyrotechnics

Fireworks Display Contract

This contract and agreement, for the sale and display of fireworks made and concluded this

15th day of April, year of 2022 A.D., by and between Hale Artificier, Inc. of Lexington, North Carolina, hereinafter referred to as "Hale Artificier" and

Kiwanis of Eden, NC, P.O. Box 381, Eden, NC 27288
hereinafter referred to as "Client".

Witnesseth: For and in consideration of the mutual covenants herein contained and other valuable consideration in hand paid, receipt of which is hereby acknowledged, and of the terms and conditions hereinafter mentioned, the parties of this contract do mutually and severally agree to perform their several and respective covenants and to guarantee terms, conditions and payments of this contract.

1.0 - DISPLAY

1.1 - Hale Artificier agrees to sell, provide and deliver to the Client fireworks, presented in an attached document(s) labeled "Display Package", to be exhibited at the designated site, presented in the attached document(s) labeled "Display Site", which are set forth and agreed upon at the time of the signing of this agreement and incorporated herein.

1.2 - Fireworks are to be provided for display on the event date(s) of: Monday, July 4, 2022 .

In the event of Fire, Strikes, Delay, Flood, Acts of God, or other causes beyond the control of Hale Artificier, which prevents the delivery of said fireworks the parties hereto release each other from any and all performances of the covenants herein contained and from damages resulting from the breach thereof.

1.3 - It being mutually understood and agreed that should inclement weather prevent the presentation of said display on said date(s), a meeting of the parties will be held to discuss the postponement date(s). It is agreed to and understood by the parties hereto that in the event the fireworks have been taken out and set up before the inclement weather and with good weather prevailing, then such exhibition of fireworks must be carried out in the safest possible manner without any deduction from the hereinafter named compensation.

It is agreed that the first possible postponement/Rain Date will be: Tuesday, July 5, 2021 .

1.4 - If, due to the occurrence of a contingency as described above, with the aforementioned date(s) it is in Hale Artificier's reasonable judgement, impossible or impracticable to present the display at the date(s) and time(s) specified, Hale Artificier and Client will confer with a view towards reaching a mutually satisfactory postponement date. In the event that the mutually satisfactory postponement date is beyond the day following the scheduled exhibition and Hale Artificier personnel and equipment are required to return to their original point of origin the Client shall be obligated to pay an additional charge for transportation and travel of materials and personnel to the display site not to exceed fifteen percent (15%) of the Contract price. In the event a mutually satisfactory postponement date cannot be determined, or if once determined, that postponement date must, due to any such contingency, be likewise postponed, then and in such event the Client shall have no obligation to pay the remaining balance of the sum to be paid hereunder, and the deposit previously made by the Client shall be forthwith returned to the Client, LESS any and all reasonable costs and expenses incurred by Hale Artificier in the anticipation of presenting said display, including, but not limited to, costs associated with setup and takedown of equipment, and transportation of materials and Hale Artificier personnel.

2.0 - SAFETY AND SECURITY

2.1 - Hale Artificier agrees to provide for the display, TWO or more Trained Pyrotechnicians as personnel to present the said display. Client agrees to procure and provide a suitable place to display the said fireworks, and secure all applicable Local, State and Federal Permits, licenses, and approvals. Client is also to provide for any and all necessary Law Enforcement, Fire Code Officials, and Fire Prevention Personnel. In the event "Hale Artificier incurs additional costs for securing said permits, licenses, approvals, or has to hire Law Enforcement or Fire Prevention Personnel, the Client will reimburse said costs to Hale Artificier.

2.2 - Client or the Sponsoring Agency shall provide ample Law Enforcement and Fire Prevention and Control for Hale Artificier for the protection of its property and the execution of the fireworks exhibition without the interference from the Public.

2.3 - Client shall provide and set up posted restraining lines pursuant to the instructions supplied by Hale Artificier and in compliance to all rules, order, and regulations or the National Fire Protection Association (NFPA). Inside this perimeter is hereinafter referred to the "Security Zone". Outside this perimeter is hereinafter referred to the "Safety Zone". It is further agreed and understood by the parties hereto that the said minimum spectator viewing, parking, dwellings and fallout area(s) shall be in compliance with the National Fire Protection Association (NFPA) 1123 code for Outdoor Display of Fireworks, as amended. Hale Artificier will not be responsible for, or pay for any property damage of personal injuries that occur from non-compliance of said code and its safety distances. Hale Artificier is not responsible for damages to any public or private property in this area and also any other area where similar damages occur due to wind velocity or changes in wind direction.

2.4 - Client also agrees to provide adequate security personnel and protection to preclude all individuals other than those authorized by Hale Artificier from entering the Security Zone. In the event that Client desires to have designated representatives within the Security Zone, before, during and after said exhibition, appropriate waiver (s) of liability must be executed for each individual.

2.5 - No unauthorized personal property of any kind, including, but not limited to motor vehicles shall be allowed within the Security Zone. Prior to, during and immediately following the display of fireworks, Client shall be solely responsible to secure access and maintain the perimeter of the Security Zone, keeping all unauthorized persons out of the Security Zone.

Client shall hold Hale Artificier harmless and indemnify Hale Artificier from any liability, including claims against Certificate(s) of Insurance or Bond, because of Client's breach of this paragraph.

Hale Artificier, Inc.
Fireworks and Pyrotechnics
Fireworks Display Contract

3.0 - COMPENSATION

- 3.1** - Client agrees to compensate Hale Artificier the sum \$ 10,000.00 (Ten Thousand Dollars) for the said fireworks display(s). Unless otherwise stipulated in this contract, as an addendum, Payment is to be made in two parts, Fifty Percent (50%) of the total sum at the signing of this agreement and the remaining balance of contract within ten (10) days after the completion of the fireworks display. Interest will be charges for any late payment on the contract price at a rate of three and one-half percent (3.5%) per month until final debt has been paid. In the event an attorney is employed to enforce collection of any sums due under this contract, Client agrees to pay all costs and expensed of collections including all attorney's fees incurred by Hale Artificier.
- 3.2** - In the event additional sums are due Hale Artificier as agreed to herein, including, but not limited to reimbursement of expenses, payment is due within thirty (30) days after completion of fireworks display(s)
- 3.3** - All payments shall be made by draft or certified check payable to the order of Hale Artificier, unless otherwise specified and authorized in writing, and NO CASH shall be paid to agents or employees of Hale Artificier without written authority.
- 3.4** - In the event that Client elects to cancel the fireworks display, Client must provide Hale Artificier written notice by registered mail of it's election to cancel not less than 30 days prior to date of fireworks display. Hale Artificier shall retain from the first sections of payment and Client agrees to pay Hale Artificier, a MINIMUM of \$500, or Fifteen percent (15%) of total contract price, whichever is greater, as liquidated damages.
- 3.5** - If, for ANY reason, other than as previously defined in this contract in sections 1.1 through 1.4, Client elects to cancel fireworks display at the "last minute" which will be defined as within 48 hours prior to the named display date and time, then Client is obligated to pay the full compensation price in sections 3.1, irregardless of the cancellation notice designated in section 3.4 above.

4.0 - INDEMNIFICATION

- 4.1** - Client shall indemnify Hale Artificier against any and all liability to any person or persons for, or by reason of, any condition which is the responsibility of the Client in connection with the exhibition, and against any and all liability to any person or persons by any act of omission of Client or any of its agents, servants, or employees.
- 4.2** - Hale Artificier agrees to indemnify Client against any and all liability to any person or persons for, or by reason of, any conditions which is the responsibility of Hale Artificier in connection with the exhibition, and against any and all liability to any person or persons by any act of omission of Hale Artificier or any of its agents, servants or employees.
- 4.3** - Hale Artificier agrees to provide attached documents presenting proof of Liability Insurance obtained for the exhibition in the amount complying with local regulations.
- 4.4** - For displays on properties owned by the State of North Carolina, Hale Artificier, Inc. does indemni=fy and hold harmless the State of North Carolina for the duration of any activities related to this fireworks program.

5.0 - OTHER COVENANTS

- 5.1** - Client agrees to indicate that Hale Artificier is the organization responsible for exhibiting the fireworks on the said date(s) in all advertisements, billings and public relations materials.
- 5.2** - Regardless of place of contracting, performance or otherwise, it is hereby stipulated that this agreement is to be construed and governed by the laws of the State of North Carolina.
- 5.3** - This agreement shall not be notified or rescinded except by written instrument signed by authorizes representative(s) of Client and Hale Artificier.
- 5.4** - This contract shall not be construed to create a partnership between the parties or persons mentioned herein.

6.0 - SPECIAL CONDITIONS

- 6.1** - All displays are to be permitted through the Office of the Local County Fire Marshal, unless as otherwise provided for in the General Statutes of the State of North Carolina.
- 6.2** - The exact location of the fireworks display shall be Grounds at Morehead High School

IN WITNESS WHEREOF, WE SET OUR HANDS AND SEALS TO THIS AGREEMENT IN DUPLICATE THIS 1 DAY OF June, IN THE YEAR 2022.

CLIENT

HALE ARTIFICIER

BY: 

BY: Jeffrey A. Hale

signature

signature

Kenneth Kirkman Chairman
printed name/title

Jeffrey A. Hale, President
printed name/title

Belanna Hunt
witness

witness

CERTIFICATE OF INSURANCE

ISSUE DATE 05-16-2022

PRODUCER

PROFESSIONAL PROGRAM INSURANCE BROKERAGE
DIVISION OF SPG INSURANCE SOLUTIONS, LLC
1304 SOUTHPOINT BLVD., #101
PETALUMA CA, 94954

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER, THIS CERTIFICATE DOES NOT AMEND, EXTEND OR LATER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURER(S) AFFORDING COVERAGE

INSURER A: Certain Underwriters at Lloyd's, London

INSURED

Hale Artificier, Inc
545 New Bowers Rd.
Lexington, NC 27292

INSURER B:

INSURER C:

INSURER D:

COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE NAMED INSURED ABOVE FOR THE PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY CLAIMS MADE GEN'L AGGREGATE LIMIT APPLIES PER POLICY	PY/22-0065	04/28/2022	04/28/2023	EACH ACCIDENT \$ 2,000,000
					MEDICAL EXP (Any one person) \$
					FIRE LEGAL LIABILITY \$ 50,000
					GENERAL AGGREGATE \$ 2,000,000
					PRODUCTS-COMP/OPS AGG \$
AUTOMOBILE LIABILITY = ANY AUTO - ANY OWNED AUTOS SCHEDULED AUTOS HIRED AUTOS NON-OWNED AUTOS					COMBINED SINGLE LIMIT (Ea accident) \$
					BODILY INJURY (Per person) \$
					BODILY INJURY (Per accident) \$
					PROPERTY DAMAGE (Per accident) \$
EXCESS LIABILITY FOLLOWING FORM					EACH ACCIDENT \$
					AGGREGATE \$
WORKERS COMPENSATION AND EMPLOYERS' LIABILITY					<input type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER
					E.L. EACH ACCIDENT \$
					E.L. DISEASE-EA EMPLOYEE \$
					E.L. DISEASE-POLICY LIMIT \$
OTHER					

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS

City of Eden, Rockingham County, Rockingham County Schools, Kiwanis International, Kiwanis of Eden are Additional Insured as respects the Class B Aerial Fireworks display(s) on 7/4/2022 (RD: 7/5/2022) located at Morehead High School Eden, NC. This policy provides a two-year extended reporting period from the date of the display. 30-day notice of cancellation applies.

CERTIFICATE HOLDER

Kiwanis of Eden
PO Box 381
Eden, NC 27288

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

Susan Etter



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

05/17/2022

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Mountcastle Insurance P.O. Box 1937 Lexington NC 27293-1937		CONTACT NAME: Emily Smith PHONE (A/C, No, Ext): (336) 249-4951 E-MAIL ADDRESS: esmith@mountcastleinsurance.com FAX (A/C, No):	
		INSURER(S) AFFORDING COVERAGE	
		INSURER A : RVM - Penn. Natl Mutual Cas Ins Co.	
INSURED Hale Artificier, Inc 545 New Bowers Rd. Lexington NC 27292		INSURER B :	
		INSURER C :	
		INSURER D :	
		INSURER E :	
		INSURER F :	

COVERAGES **CERTIFICATE NUMBER:** CL2242608043 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:						EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$ \$
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			AU9 0607811	09/23/2021	09/23/2022	COMBINED SINGLE LIMIT (Ea accident) \$ 5,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY Y/N ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER**CANCELLATION**

Kiwanis of Eden
PO Box 381

Eden

NC 27288

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
05/17/2022

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).


PRODUCER Mountcastle Insurance 307 W Center St Lexington, NC 27293 (336) 249-4951	CONTACT NAME: PHONE (A/C, No, Ext): (877) 234-4420 FAX (A/C, No): (877) 234-4421	
	E-MAIL ADDRESS: PRODUCER CUSTOMER ID #	
INSURED Hale Artificier, Inc. 545 New Bowers Rd Lexington, NC 27292-7058 CTL 1273 1701674	INSURER(S) AFFORDING COVERAGE	
	INSURER A: Continental Indemnity Co. NAIC # 28258	
	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	GENERAL LIABILITY						EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$
	<input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR	<input type="checkbox"/>	<input type="checkbox"/>				
	GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS	<input type="checkbox"/>	<input type="checkbox"/>				
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS MADE	<input type="checkbox"/>	<input type="checkbox"/>				EACH OCCURRENCE \$ AGGREGATE \$
	<input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$	<input type="checkbox"/>	<input type="checkbox"/>				
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under SPECIAL PROVISIONS below	Y/N	N/A	46-879245-01-09	12/01/2021	12/01/2022	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach Acord 101, Additional Remarks Schedule, if more space is required)

CERTIFICATE HOLDER Kiwanis of Eden PO Box 381 Eden, NC 27288	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE  1000002116
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Hale Artificier, Inc.
Fireworks and Pyrotechnics
Fireworks Display Contract

Fireworks and Pyrotechnics
2022

Kiwanis Club of Eden
And the City of Eden
Old Time July Fourth Fireworks
\$12,000.00 program

Opening Barrage:

20 - 3" Assorted Color Finale Shells w/Tails
10 - 3" Finale Titanium Salute Shells w/Tails
6 - 4" Assorted Color Finale Shells

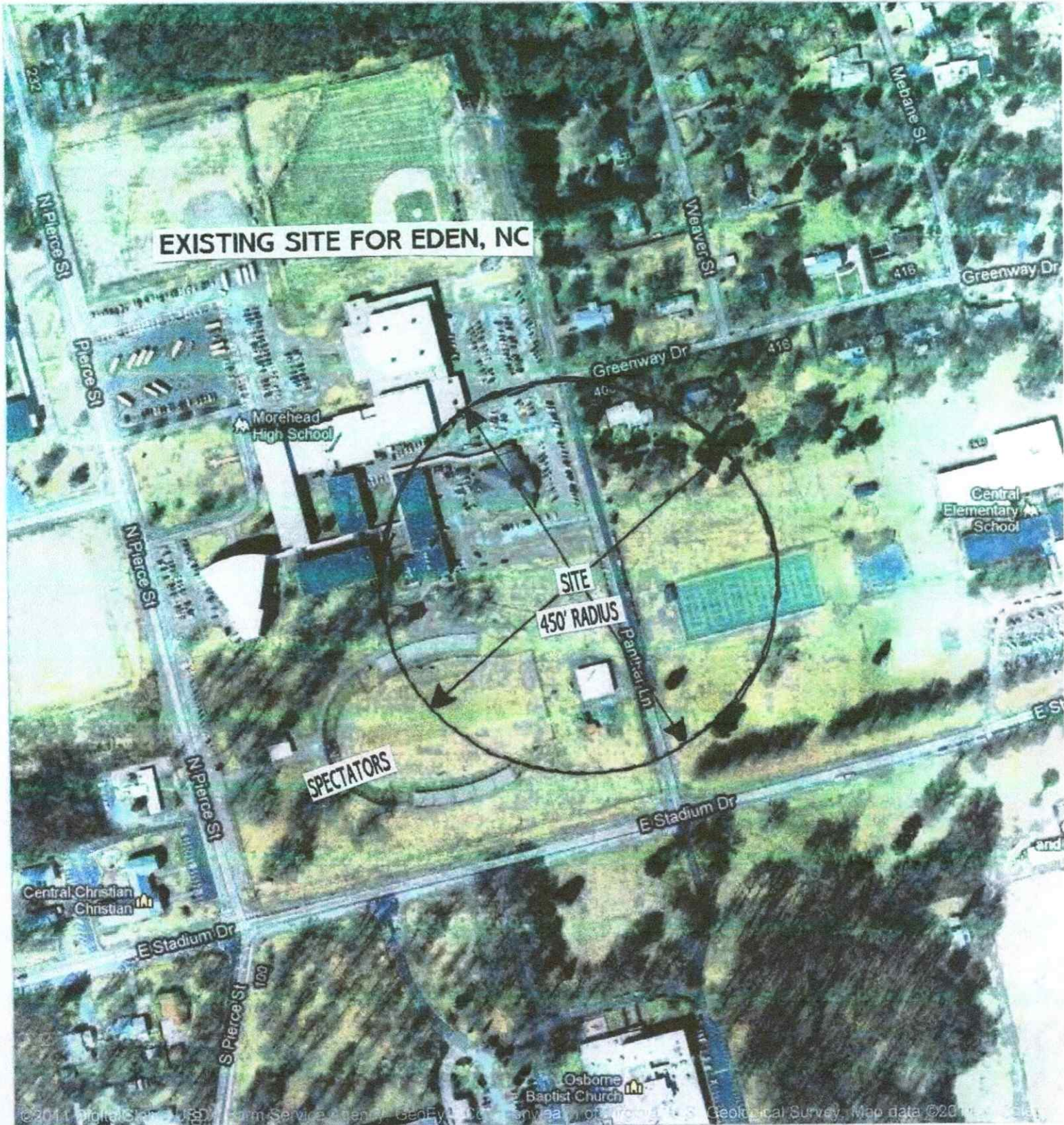
Main Program:

160 - 3" Assorted Aerial Shells w/Tails
108 - 4" Assorted Aerial Shells w/Tails
80 - 5" Assorted Aerial Shells w/Tails

Grand Finale:

120 - 3" Assorted Color Finale Shells w/Tails
30 - 3" Finale Titanium Salute Shells w/Tails
18 - 4" Assorted Color Finale Shells
15 - 5" Assorted Color Finale Shells

567 Total Aerial Shells



Holder's Full Name: Ryan Keith Murphy

Business Name: Hale Artificer Inc

Government ID By: North Carolina

Government ID Type: Driver License

ID Number: *****7786

License Number: 1968

License Type: 1.3G Pyrotechnic

License Level: Operator

License Status: Valid

Expiration Date: 05/11/2024

No Photo
Provided

U.S. Department of Justice
Bureau of Alcohol, Tobacco, Firearms and Explosives

Federal Explosives License/Permit (18 U.S.C. Chapter 40)

In accordance with the provisions of Title XI, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555), you may engage in the activity specified in this license or permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. **THIS LICENSE IS NOT TRANSFERABLE UNDER 27 CFR 555.53.** See "WARNINGS" and "NOTICES" on reverse.

Direct ATF Correspondence To	ATF - Chief, FELC 244 Needy Road Martinsburg, WV 25405-9431	License/Permit Number	1-NC-057-51-4J-00088
Chief, Federal Explosives Licensing Center (FELC)		Expiration Date	September 1, 2024

Name
HALE ARTIFICIER INC

Premises Address (Changes? Notify the FELC at least 10 days before the move.)

**345 DAISY COURT
LEXINGTON, NC 27292-**

Type of License or Permit

51-IMPORTER OF EXPLOSIVES

Purchasing Certification Statement

The licensee or permittee named above shall use a copy of this license or permit to assist a transferor of explosives to verify the identity and the licensed status of the licensee or permittee as provided by 27 CFR Part 555. The signature on each copy must be an original signature. A faxed, scanned or e-mailed copy of the license or permit with a signature intended to be an original signature is acceptable. The signature must be that of the Federal Explosives Licensee (FEL) or a responsible person of the FEL. I certify that this is a true copy of a license or permit issued to the licensee or permittee named above to engage in the business or operations specified above under "Type of License or Permit."

Mailing Address (Changes? Notify the FELC of any changes.)

HALE ARTIFICIER INC
545 NEW BOWERS RD
LEXINGTON, NC 27292-


Licensee/Permittee Responsible Person Signature

JEFF HALE

Printed Name


Position Title

8/28/21

Date

U.S. Department of Justice
Bureau of Alcohol, Tobacco, Firearms and Explosives

Federal Explosives License/Permit
(18 U.S.C. Chapter 40)

STANDARD FORM NO. 1001 (REVISED 10/01)

In accordance with the provisions of Title XI, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555), you may engage in the activity specified in this license or permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. **THIS LICENSE IS NOT TRANSFERABLE UNDER 27 CFR 555.5** See "WARNINGS" and "NOTICES" on reverse.

Direct ATF Correspondence To	ATF - Chief, FELC 244 Needy Road Martinsburg, WV 25405-9431	License/Permit Number	1-NC-057-20-4L-00921
Chief, Federal Explosives Licensing Center (FELC)	<i>Mama Howard</i>	Expiration Date	November 1, 2024

Name
HALE ARTIFICIER, INC

Premises Address (Changes? Notify the FELC at least 10 days before the move.)
**3185 EAST US HWY 64
LEXINGTON, NC 27292-**

Type of License or Permit
20-MANUFACTURER OF EXPLOSIVES

Purchasing Certification Statement
The licensee or permittee named above shall use a copy of this license or permit to assist a transferor of explosives to verify the identity and the licensed status of the licensee or permittee as provided by 27 CFR Part 555. The signature on each copy must be an original signature. A faxed, scanned or e-mailed copy of the license or permit with a signature intended to be an original signature is acceptable. The signature must be that of the Federal Explosives Licensee (FEL) or a responsible person of the FEL. I certify that this is a true copy of a license or permit issued to the licensee or permittee named above to engage in the business or operations specified above under "Type of License or Permit."

Mailing Address (Changes? Notify the FELC of any changes.)

**HALE ARTIFICIER, INC
545 NEW BOWERS ROAD
LEXINGTON, NC 27292-**

[Signature]

Licensee/Permittee/Responsible Person Signature
JEFF HALE

Printed Name
President

Position Title
11/10/21

Date

HALE ARTIFICIER, INC.

Safety Procedures for Fireworks Displays

NFPA 1123 Codes are to be followed at all times.

1. Firing Procedure:

- A. Operators are to use the Pre-display checklist provided in the display paperwork. AT NO TIME are the materials to be left unattended.
- B. Upon arrival at the site, check site conditions for any hazards that may impede the safety of the display operation.
- C. Insure the site meets all distance requirements.
- D. Confirm that there is adequate ingress and egress for emergency vehicles.
- E. Inspect all racks and equipment as it is coming off the truck. Any equipment that is damaged, or broken is not to be used in the display.
- F. All mortar racks are to be set up and installed prior to any loading of live materials.
- G. Inspect all shells and fireworks devices such as cakes, candles, and ground effects prior to loading, or placing in the firing area. Any materials found to be damaged, or not in proper condition are not to be used in the display.
- H. All materials fuses are to be situated and secured for easy access and removal of safety caps just prior to firing.
- I. (Electric firing) Any e-matching of materials will take place at least 50 feet from the truck holding the fireworks, and at least 100 feet from any public access. Limit the amount of materials in this area to just ONE box at a time.
- J. (Electric firing) Once all materials are set up, no personnel are allowed within the firing area during the continuity testing. If there is a need to check contact points, or adjust materials, the firing control panel must be disabled completely before an operator enters the firing area.
- K. (Manual Firing) Operators ~~will use fuses (flares)~~ for ignition of shell leaders.
- L. Previously installed multiple ignition points are to be placed along Finale racks, or any chain fused sections of the display.

545 NEW BOWERS ROAD, LEXINGTON, NC 27292

WWW.HALEARTFIREWORKS.COM

HALE ARTIFICIER, INC.

2. Termination and Emergency Procedures

- A. If, at any time before, or during the discharge of a Display, there arises a condition that adversely affects the firing or completion of the Display, the operator will IMMEDIATELY halt the display, until such a time that the condition can either be corrected, or deleted from the program.
1. The AHJ will also have the authority to halt the display, should any such condition arise.
 2. Communication between the Operator and the AHJ will be necessary to provide for the continuation of the display.
- B. If there is a weather related concern, the display is to be halted, or postponed, until better conditions prevail. If there is no alternative, or if conditions remain at an unsafe level, then the Operator is to cancel the display, and the Rain Date option will be considered.
1. All mortar racks are to be covered with tarps, plastic or other suitable materials to prevent materials from getting wet. Cakes, and other ground effects can be placed in plastic bags.
 2. Any materials that do become wet shall not be used, and are to be placed into regulation cartons and returned to Hale Artificier, Inc.
- C. If, during the display, an errant shell or malfunction of equipment causes materials to be sent towards or into the spectator area, or out of the intended fallout area, the operator will IMMEDIATELY halt the display.
1. The safety of the spectators is the primary concern, and the operator is to insure that any errant shell trajectories or malfunctions are dealt with as soon as it is safe to do so. Repositioning of the racks, or dropping that part of the display will be done before resuming any firing.
 2. A situation of this nature could cause the rest of the display to be postponed, or cancelled with the communication and cooperation of the AHJ.
 3. Identification of the errant materials and/or equipment is to be documented in the Operators display report.
 4. If there is ANY injury of any nature, to a spectator, or any other person, the display is to be halted, and the assistance of the local EMS, Fire Department, and/or other fire and life safety personnel on duty at the time is to be utilized.

HALE ARTIFICIER, INC.

D. Ingress and Egress routes are to to be maintained at all times, and are to remain clear for emergency vehicles and personnel.

1. Should there be any reason to need such access, the Operator shall halt all firing, and suspend the display.
2. The Operator and other display personnel may assist such emergency personnel to control and contain any condition to insure the safety and security of the site.

3. Post Display

A. Once the display has been completed, the Operator will make the determination to break down the display equipment when he/she finds all conditions safe to do so.

1. The operator and assistants should allow at least 15 minutes for a “cool-down” period, once the display is completed.
 - a. Beginning with the mortars that were fired first, make sure that all shells and materials were discharged.
 - b. Once all racks and equipment have been cleared, the Operator will approve the break down of the display.

2. Misfired Materials

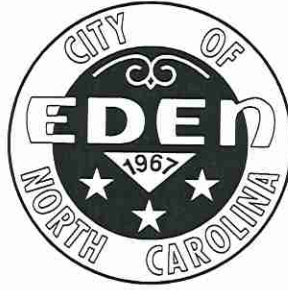
- a. Identify any and all misfired materials.
- b. Insure that there are no ignition hazards present before handling. All sparks are to be extinguished. E-matches should be ~~disconnected~~ and shunted, and then may be carefully removed.
- c. Carefully remove materials from the discharge area.
- d. Place materials into a regulation carton, and transport back to Hale Artificier, Inc.
- e. Record misfires in the Operator’s display report.

3. Dud Shells

- a. Identify any and all dud shells and their location.
- b. No unauthorized personnel are to be allowed in those areas.
- c. Insure that there are no ignition hazards before handling. If necessary, spray with water to extinguish any sparks or flame.

HALE ARTIFICIER, INC.

- d. Carefully remove dud shells, place into a regulation carton and transport back to Hale Artificier, Inc.
 - e. Record duds in the Operator's display report.
-
- B. The operator will assist the AHJ in conducting the post-display inspection, and sign off on any documentation the AHJ may require.
 - C. Once that inspection is completed, the operator may clear the on-duty Fire Department personnel.
 - D. The entire discharge area and fallout zones are to be inspected to insure that there are no duds, misfires, or any other materials left on the display site. If necessary, a site check is to be made early the following morning.
 - E. Clean up includes removal of all equipment, paper debris, and any other items that remain as a result of the display.



To: Honorable Mayor and City Council

Thru: Jon Mendenhall, City Manager

From: Amy P. Winn, CPA
Assistant Director of Finance

Date: June 21, 2022

Re: Budget Amendment # 15

The attached budget amendment allocates proceeds from a Governor's Crime Commission grant. The grant is for the purchase of civil disturbance response gear for the Police Department. This amendment increases the Police Grant and Police Safety Equipment line items.



MEMORANDUM

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Amy P. Winn
Assistant Director of Finance
Date: June 21, 2022
Subject: Budget Amendment # 15

	Account #	From	To	Amount
General Fund Revenues				
Police Grant - Governor's Crime Comm	10-3431-72000	\$ -	\$ 24,400.00	<u>\$ 24,400.00</u>
General Fund Expenditures				
Police Safety Equipment	10-4310-21300	\$ 37,500.00	\$ 61,900.00	<u>\$ 24,400.00</u>

Appropriates NC Governor's Crime Commission grant funds for the purchase of civil disturbance response gear.

Adopted and effective this 21st day of June, 2022.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor



To: Honorable Mayor and City Council

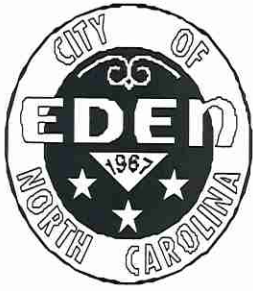
Thru: Jon Mendenhall, City Manager

From: Amy P. Winn, CPA
Assistant Director of Finance

Date: June 21, 2022

Re: Budget Amendment # 16

The attached budget amendment allocates grant proceeds from the Community Development Block Grant for Coronavirus Relief. This grant is to provide emergency rent, utility, and/or mortgage payments up to six months to vendors on behalf of the LMI households in partnership with United Way of Rockingham County. This grant was approved in December 2020 but expenditures were not incurred until FY 21-22.



MEMORANDUM

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Amy P. Winn
Assistant Director of Finance
Date: June 21, 2022
Subject: Budget Amendment # 16

	Account #	From	To	Amount
CDBG Fund Revenues				
CDBG - COVID	12-3329-32000	\$ -	\$ 900,000.00	<u>\$ 900,000.00</u>
CDBG Fund Expenditures				
CDBG - COVID	12-5510-50000	\$ -	\$ 900,000.00	<u>\$ 900,000.00</u>

Appropriates funds received from the Community Development Block Grant program for Coronavirus relief.

Adopted and effective this 21st day of June, 2022.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor



To: Honorable Mayor and City Council

Thru: Jon Mendenhall, City Manager

From: Amy P. Winn, CPA
Assistant Director of Finance

Date: June 21, 2022

Re: Budget Amendment # 17

The attached budget amendment allocates Water & Sewer fund balance to the Water & Sewer contingency line item for \$400,000. After estimating revenues and expenditures for the remaining of the fiscal year, it appears that the Water & Sewer fund expenditures may exceed the revenues. As a result, we need to appropriate necessary Water & Sewer fund balance to make sure we have sufficient funds available to cover the expenditures through June 30th. The major contributing factor is that Water Sales and Sewer Charges are lower than expected. Since this is based on estimates, it is possible that we will not need the entire \$400,000. The amount not used will be transferred back into the Water & Sewer fund balance at June 30, 2022.



MEMORANDUM

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Amy P. Winn
Assistant Director of Finance
Date: June 21, 2022
Subject: Budget Amendment # 17

	Account #	From	To	Amount
Water & Sewer Fund Revenues				
W/S Fund Balance Appropriated	30-3991-89100	\$ 796,100.00	\$ 1,196,100.00	<u>\$ 400,000.00</u>
Water & Sewer Fund Expenditures				
W/S Contingency	30-9990-99100	\$ 325,010.00	\$ 725,010.00	<u>\$ 400,000.00</u>

Appropriates W/S fund balance to cover shortfalls in revenues.

Adopted and effective this 21st day of June, 2022.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor



To: Honorable Mayor and City Council

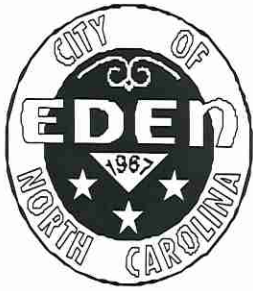
Thru: Jon Mendenhall, City Manager

From: Amy P. Winn, CPA
Assistant Director of Finance

Date: June 21, 2022

Re: Budget Amendment # 18

The attached budget amendment allocates Powell Bill fund balance to the Powell Bill Contracted Services line item. This budget amendment is necessary to cover the increase in asphalt costs for the spring street resurfacing contract.



MEMORANDUM

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Amy P. Winn
Assistant Director of Finance
Date: June 21, 2022
Subject: Budget Amendment # 18

	Account #	From	To	Amount
General Fund Revenues				
Fund Balance Appropriated - Powell Bill	10-3991-99300	\$ -	\$ 30,000.00	<u>\$ 30,000.00</u>
General Fund Expenditures				
Powell Bill Contracted Services	10-4515-39400	\$ 415,000.00	\$ 445,000.00	<u>\$ 30,000.00</u>

Appropriates fund balance from Powell Bill for spring paving contract due to increased costs.

Adopted and effective this 21st day of June, 2022.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor



Planning and Community Development Department

P. O. Box 70, 308 E Stadium Drive, Eden NC 27289-0070/Telephone 336-623-2110/Fax 336-623-4057

MEMO

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Kelly K. Stultz, AICP, Director
Subject: **Rural Transformation Grant**
Date: June 6, 2022

The State of North Carolina has created a new source of money called the Rural Transformation Fund through the Coronavirus State Fiscal Recovery Funds. The fund is in the amount of \$48 million dollars. The amount potentially available to each eligible community is \$950,000.

I would like to ask for permission to apply for the grant funds in the second cycle. The applications open up September 1, 2022.

If you need any further information, please let me know.