

**EDEN CITY COUNCIL
REGULAR MEETING AGENDA
October 18, 2022 at 6 p.m.
Council Chambers**

1. Meeting called to order by: Neville Hall, Mayor
2. Invocation: Pastor Johnny Cox, Summit Road Church of God
3. Pledge of Allegiance: Led by Chris White, Fire Chief
4. Proclamations and Recognitions:
 - a. Recognition: Dyer's, Inc., for 95 years in business
5. Roll Call
6. Set Meeting Agenda
7. Public Hearings
8. Requests and Petitions of Citizens
9. Unfinished Business:
 - a. Consideration of an appointment to the Community Appearance Commission.
Kelly Stultz, Planning & Community Development Director
 - b. Consideration of economic adjustments to employee compensation.
Jon Mendenhall, City Manager; Erin Gilley, City Attorney
10. New Business:
 - a. Consideration to adopt an ordinance for the demolition of a structure at 2049 Mill Ave. under Article 9 of the Unified Development Ordinance.
Kelly Stultz, Planning & Community Development Director
 - b. Consideration to adopt an ordinance for the demolition of a structure at 204 N. Hamilton St. under Article 9 of the Unified Development Ordinance.
Kelly Stultz, Planning & Community Development Director
 - c. Consideration to adopt an ordinance for the demolition or repair of a structure at 246 The Boulevard under Article 9 of the Unified Development Ordinance.
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 (1) September 20, 2022 and (2) October 3, 2022 Council meeting minutes. **Deanna Hunt, City Clerk**
 - b. Approval and adoption of a plan to reorganize the Police and Fire Departments.
Clint Simpson, Police Chief; Chris White, Fire Chief

- c. Approval and adoption of a resolution to donate a decommissioned livescan fingerprint machine to Rockingham Community College. **Clint Simpson, Police Chief**
 - d. Approval and adoption of a resolution in support of the Rural Transformation Grant application. **Kelly Stultz, Planning & Community Development Director**
13. Closed Session: To discuss economic development pursuant to NCGS 143.318.11(a)(4).
14. Announcements:
- a. Report on external committees by Council liaisons
 - b. General comments
15. Adjournment



Planning and Community Development Department

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: Kelly K. Stultz, Director
Subject: **Boards and Commissions Vacancies**
Date: September 6, 2022

The following seat on the City Boards and Commissions is vacant and needs to be filled. When making appointments, please consider whether these persons have the time or the ability (for whatever reason) to attend regular meetings and participate in the activities of the board or commission.

If you have questions, please do not hesitate to call.

Ward 3 Councilman Kirkman

Karla McDonald – Community Appearance Commission – Resigned due to schedule conflict



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: **Affirmative Maintenance/2049 Mill Avenue**
Date: October 6, 2022

Attached you will find a section of the Human Habitation Standards in Article 9 of the Unified Development Ordinance relating to the steps to be taken when an owner fails to comply with an order to repair or demolish. Also attached is a copy of the Complaint and Notice of Hearing which sets out the violations found at the initial inspection and a copy of the Findings of Fact and Order. The City of Eden Human Habitation Standards and the enabling legislation permit the City Council, upon adoption of an Ordinance, to order the repair or demolition of the structure. Four (4) bids were submitted to this department as follows:

Rabco Inc of NC	\$ 4,990.00
Coastal Carolina	\$ 5,400.00
Loye Grading	\$ 5,800.00
Sam W. Smith, Inc.	\$10,250.00

Staff recommends that Rabco Inc. of North Carolina be awarded the bid for the demolition of the house with the lowest bid being in the amount of \$4,990.00.

Once the demolition is done at the City's expense, actions can be taken to recoup the funds in the same manner as the collection of special assessments. Special assessments are a lien only on the property in question. That means the best remedy available to us is foreclosure. There is no guarantee that these funds can be recovered.

L. FAILURE TO COMPLY WITH ORDER; OWNER

1. If the owner fails to comply with an order to repair, alter or improve the dwelling, the Administrator may:
 - a. Cause such dwelling to be repaired, altered or improved, and pending such repairs, alterations or improvements, may order such dwelling vacated and closed.
 - b. Cause to be posted on the main entrance of any dwelling so closed a placard with the following words: "This building is unfit for human habitation; the use or occupation of this building for human habitation is prohibited and unlawful." Occupation of a building so posted shall constitute a Class 1 misdemeanor.
2. If the owner fails to comply with an order to remove or demolish the dwelling, the Administrator may:
 - a. Cause such dwelling to be vacated and closed, removed or demolished.
 - b. Cause to be posted on the main entrance of any dwelling so closed a placard with the following words: "This building is unfit for human habitation; the use or occupation of this building for human habitation is prohibited and unlawful." Occupation of a building so posted shall constitute a Class 1 misdemeanor.
3. The duties of the Administrator set forth in subsections (1) and (2) shall not be exercised until the City Council, by ordinance, shall have ordered the Administrator to proceed to effectuate the purpose of this Article with respect to the particular property or properties which the Administrator shall have found to be unfit for human habitation and which property or properties shall be described in the ordinance. No such ordinance shall be adopted to require demolition of a dwelling until the owner has first been given a reasonable opportunity to bring it into conformity with this Article. Such ordinances shall be recorded in the office of the Register of Deeds of Rockingham County and shall be indexed in the name of the property owner in the grantor index.
4. If the Administrator shall have issued an order, ordering a dwelling to be repaired or vacated and closed, as provided in this section, and if the dwelling has been vacated and closed for a period of one year pursuant to the order; then if the City Council shall find that the owner has abandoned the intent and purpose to repair, alter or improve the dwelling in order to render it fit for human habitation and that the continuation of the dwelling in its vacated and closed status would be inimical to the health, safety, and welfare of the municipality in that the dwelling would continue to deteriorate, would create a fire and safety hazard, would be a threat to children and vagrants, would attract persons intent on criminal activities, would cause or contribute to blight and the deterioration of property values in the area, and would render unavailable property and a dwelling which might otherwise have been made available to ease the persistent shortage of decent and affordable housing in this State, then in such circumstances, the City Council may, after the expiration of such one year period, enact an ordinance and serve such ordinance on the owner, setting for the following:
 - a. If it is determined that the repair of the dwelling to render it fit for human habitation can be made at a cost not exceeding fifty percent (50%) of the then current value of the dwelling, the ordinance shall require that the owner either repair or demolish and remove the dwelling within ninety (90) days; or
 - b. If it is determined that the repair of the dwelling to render it fit for human habitation cannot be made at a cost not exceeding fifty percent (50%) of the then current value of the dwelling, the ordinance shall require the owner to demolish and remove the dwelling within ninety (90) days.
5. This ordinance shall be recorded in the Office of the Register of Deeds of Rockingham County and shall be indexed in the name of the property owner in the grantor index. If the owner fails to comply with this ordinance, the Administrator shall effectuate the purpose of the ordinance.
6. The amount of the cost of repairs, alterations or improvements, or vacating and closing, or removal or demolition by the Administrator shall be a lien against the real property upon which the cost was incurred, which lien shall be filed, have the same priority, and be collected as the lien for special assessment

provided by G.S. Chapter 160D, Article 10. If the dwelling is removed or demolished by the Administrator, he shall sell the materials of such dwelling, and any personal property, fixtures or appurtenances found in or attached to the dwelling, and shall credit the proceeds of such sale against the cost of the removal or demolition and any balance remaining shall be deposited in the Superior Court of Rockingham County by the Administrator, shall be secured in a manner directed by the court, and shall be disbursed by the court to the persons found to be entitled thereto by final order or decree of the court.

COMPLAINT AND NOTICE OF HEARING BEFORE
HOUSING INSPECTOR UNDER HOUSING CODE

TO: Owners and parties in interest in the property located at 2049 Mill Av. of the City of Eden, North Carolina.

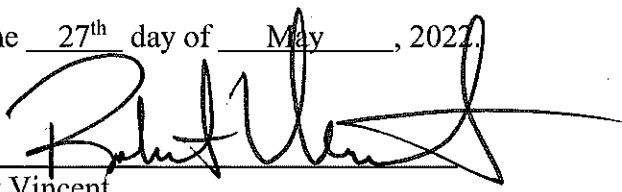
YOU ARE HEREBY NOTIFIED that the dwelling unit and/or lot located at the address designated above is in a condition that appears to be unfit for human habitation and to violate the City of Eden Minimum Housing Code as set out in the **ATTACHMENT** which is incorporated herein.

YOU ARE FURTHER NOTIFIED that a hearing will be held before the Housing Inspector of the City of Eden at 308 East Stadium Dr. at **8:30 A.M., Wednesday, May 11, 2022**, for the purpose of finding the facts as to whether or not the condition of such property falls within the scope of the above mentioned sections of the Housing Code. At the hearing, you shall be entitled to offer such evidence as is relevant to material to the questions sought to be determined or the remedies to be effected.

YOU ARE FURTHER NOTIFIED that if, upon such hearing, the Housing Inspector shall find that the conditions of the above described property do in fact violate the Housing Code, and do in fact render such dwelling unit unfit for human habitation, the Housing Inspector will issue an order in writing directed to the owner of such property requiring the owner to remedy these conditions. The Housing Inspector may make such other orders and take such other procedures as are authorized under the Housing Code and the General Statutes of North Carolina.

Further information as to this matter may be obtained by contacting the undersigned at (336) 623-2110.

This the 27th day of May, 2022.



Robert Vincent,
Chief Codes Inspector

EXHIBIT "A"

A dwelling is unfit for human habitation **if any one (1)** of the following conditions exists:

DWELLING UNFIT FOR HUMAN HABITATION – Article 9.02-C,1,a

- _____ 1. Interior walls or vertical studs which seriously list, lean or buckle to an extent as to render the building unsafe
- _____ 2. Supporting member or members which show 33% or more damage or deterioration, or nonsupporting, enclosing, or outside walls or covering which shows 50% or more damage or deterioration; provided that such deterioration affects the structural integrity of the building.
- _____ 3. Floors or roofs which have improperly distributed loads, which are overloaded or which have insufficient strength to be reasonably safe for the purposes used.
4. Such damage by fire, wind, or other causes as to render the building unsafe.
5. Dilapidation, decay, unsanitary conditions or disrepair which is dangerous to the health, safety, or welfare of the occupants or other people of the jurisdiction.
- _____ 6. Inadequate facilities for egress in case of fire or panic.
7. Defects significantly increasing the hazards of fire, accident or other calamities.
- _____ 8. Lack of adequate ventilation, light, heating or sanitary facilities to such extent as to endanger the health, safety, or general welfare of the occupants or other residents of the jurisdiction.
- _____ 9. Lack of proper electrical, heating or plumbing facilities required by this Article which constitute a health or definite safety hazard.
- _____ 10. Lack of proper connection to a potable water supply and/or to the public sewer or other approved sewage disposal system, the lack of either one of which renders a dwelling unfit for human habitation.

A dwelling is unfit for human habitation if it fails to fully comply with **seven (7) or more** of the following standards:

STRUCTURAL STANDARDS – Article 9.02-D,1

- _____ a. Walls or partitions or supporting members, sills, joists, rafters or other structural members shall not list, lean or buckle, and shall not be rotted, deteriorated, or damaged so as to be unsafe to use and incapable of supporting a load that normal use may cause to be placed thereon.
- _____ b. Floors or roofs shall have adequate supporting members and strength to be safe to use and capable of supporting a load that normal use may cause to be placed thereon.
- _____ c. Foundations, foundation walls, piers or other foundation supports shall be kept in sound condition and good repair so as to be capable of supporting a load that normal use may cause to be placed thereon.
- _____ d. Steps, stairs, landings, porches, or other parts or appurtenances shall be maintained in sound condition and good repair so that they shall be safe to use and capable of supporting a load that normal use may cause to be placed thereon.
- _____ e. Adequate facilities, as required by the North Carolina State Building Code, for egress in case of fire or panic shall be provided.
- _____ f. Every floor, interior wall, and ceiling shall be substantially rodent proof; shall be kept in sound condition and good repair; and shall be safe to use and capable of supporting a load that normal use may cause to be placed thereon.
- _____ g. The roof, flashings, exterior walls, basement walls, floors, and all doors and windows exposed to the weather shall be constructed and maintained so as to be weather tight and watertight.
- _____ h. There shall be no chimneys or parts thereof which are defective and deteriorate so as to be unsafe or in danger of falling, or in such condition or location as to constitute a fire hazard.
- _____ i. There shall be no use of the ground for floors, or wood floors on the ground.

PLUMBING STANDARDS – Article 9.02-E,1

- _____ a. All water to each dwelling unit shall be supplied through an approved pipe distribution system connected to a potable water supply.
- _____ b. Each dwelling unit shall be supplied with a kitchen sink, lavatory, tub or shower and a water closet, all in good working condition.
- _____ c. Each dwelling unit shall have connected to the kitchen sink, lavatory, tub or shower an adequate supply of

FINDING OF FACT AND ORDER

TO: Owners and parties in interest of the property located at 2049 Mill Av. City of Eden, North Carolina.

The undersigned Housing Inspector of the City of Eden pursuant to law conducted a hearing at the time and place stated in the Complaint and Notice heretofore issued and served, or at a time to which the hearing was continued with previous notice to the above-named owners and parties in interest or their agents or attorneys. At the hearing, the Answer, if any, filed by the owners and parties in interest were carefully analyzed and considered by the undersigned. In addition to other evidence presented, the undersigned personally inspected the property described above, and such inspection and examination has been considered along with the other evidence offered at this hearing.

Upon the record and all of the evidence offered and contentions made, the undersigned Housing Inspector does hereby find the following facts:

1. The above-named owners and parties in interest with respect to the property located at the place specified above were duly served as required by law with written Complaint and Notice of Hearing which set forth the Complaint that the premises located at the above address is unfit for human habitation and violation of the City Minimum Housing Code, and the particulars thereof, and fixed a time and place for a hearing upon the Complaint as provided by law. At the hearing, the following owners, persons in interest or their agents or their agents or attorneys, were present and participated therein:

2. The premises described above violate the City Minimum Housing Code, by reason of the conditions found to be present and to exist in and about the structure. Attached is a description of the conditions:

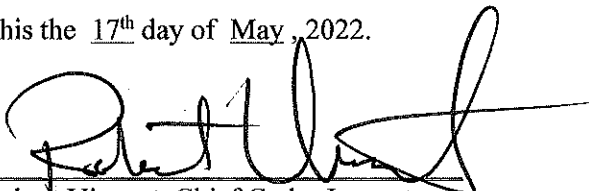
3. Due to conditions, the building and or premises described above is found to be in condition within the meaning of the City Minimum Housing Code.

IT IS THEREFORE ORDERED that the owners of the property above are required to bring such property into compliance with the Minimum Housing Code by:

REPAIR OR DEMOLISH – 90 DAYS

By a date not later than August 17, 2022.

This the 17th day of May, 2022.


Robert Vincent, Chief Codes Inspector

Prepared by and Return to:
Erin B. Gilley

AN ORDINANCE AND ORDER
FOR THE DEMOLITION OF
PROPERTY AT 2049 MILL AVENUE,
EDEN, NORTH CAROLINA

THIS ORDINANCE is issued pursuant to the provisions of North Carolina General Statutes §160D, Article 4 and Article 9 of the City of Eden Unified Development Ordinance.

WHEREAS, on the 14th day of April, 2022, the Director of the Planning and Community Development Department caused an examination of the dwelling owned by Brenn Andrew Hill at 2049 Mill Avenue, Eden, North Carolina and found it to be unfit for human habitation, that said property is more particularly described as follows:

BEGINNING at an iron in the north right of way line of Mill Street, said iron being located North 71 deg. 30 min. West 265.33 feet and North 76 deg. 50 min. West 106.03 feet from the intersection of the North right of way line of Mill Street by the West right of way line of Sunset Drive and said iron marking a common front corner for Lots 15 and 16 as shown on a plat of survey of lots for R. A. King, by Shanks & Wilmarth, Engineers & Surveyors, dated October 15, 1960; thence with the North right of way line of Mill Street, North 76 deg. 50 min. West 100.00 feet to an iron, a common front corner for Lots 14 and 15; thence with the dividing line between Lots 14 and 15, North 13 deg. 10 min. East 200.00 feet to an iron, a common rear corner of Lots 14 and 15; thence South 76 deg. 50 min. East 100.00 feet to an iron, a common rear corner for Lots 15 and 16; thence with the dividing line between Lots 15 and 16, South 13 deg. 10 min. West 200.00 feet to the point of beginning, the same being Lot No 15 as shown on the aforesaid plat of survey, to which survey reference is hereby made for a more complete description. For further reference see Deed Book 937, Page 916, Rockingham County Registry. For title reference, see Book 1297, Page 365, Rockingham County Registry.

The above described property being more commonly known as 2049 Mill Avenue, Eden, North Carolina, and being further identified by the Rockingham County Tax Dept. as PIN 8000-05-09-7797-00; Parcel No. 146845.

WHEREAS, on the 27th day of April, 2022, the Director caused to be issued a Complaint and Notice of Hearing for the 11th day of May, 2022, which was served on the property owners by first class mail and certified mail, return receipt requested; the certified mail and first class mail was returned by the U. S. Postal

Service marked "Attempted – Not Known;" the Complaint and Notice of Hearing was posted on the subject property on the 29th day of April, 2022; and

WHEREAS, the hearing was held on the 11th day of May, 2022, and the Director subsequently issued an Order to repair, alter, improve or vacate and demolish the dwelling located on the property; and

WHEREAS, a copy of the Order was served on the property owner by first class mail and certified mail, return receipt requested, which was received on the 25th day of May, 2022; and

WHEREAS, the property owner did not appeal the Order and, pursuant to Article 9, Section 9.02(K)(2) of the City of Eden Unified Development Ordinance, a copy of the order has been mailed to any organization involved in providing or restoring dwellings for affordable housing that has filed a written request for such notice; and

WHEREAS, the Owner has had a reasonable opportunity to bring the property into conformity with Article 9, Section 9.02 of the City of Eden Unified Development Ordinance and he has failed to take any action to comply with the Director's Order.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Eden that the Director is hereby ordered to proceed to effectuate the purpose of the Human Habitation Standards set out in Article 9, Section 9.02 of the City of Eden Unified Development Ordinance with respect to the property described above by demolishing the structures located thereon.

IT IS FURTHER ORDERED that a certified copy of this Ordinance and Order shall be recorded in the Office of the Register of Deeds of Rockingham County, North Carolina, and indexed in the name of Brenn Andrew Hill in the Grantor and Grantee index.

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

APPROVED, ADOPTED AND EFFECTIVE, this 18th day of October, 2022.

CITY OF EDEN

BY: _____
Neville A. Hall, Mayor

ATTEST:

Deanna Hunt, CMC
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: **Affirmative Maintenance/204 N. Hamilton Street**
Date: October 6, 2022

Attached you will find a section of the Human Habitation Standards in Article 9 of the Unified Development Ordinance relating to the steps to be taken when an owner fails to comply with an order to repair or demolish. Also attached is a copy of the Complaint and Notice of Hearing which sets out the violations found at the initial inspection and a copy of the Findings of Fact and Order. The City of Eden Human Habitation Standards and the enabling legislation permit the City Council, upon adoption of an Ordinance, to order the repair or demolition of the structure. Four (4) bids were submitted to this department as follows:

Coastal Carolina	\$ 5,400.00
Loye Grading	\$ 5,800.00
Rabco Inc of NC	\$13,800.00
Sam W. Smith, Inc.	\$21,500.00

Staff recommends that Coastal Carolina Custom Contractors be awarded the bid for the demolition of the house with the lowest bid being in the amount of \$5,800.00.

Once the demolition is done at the City's expense, actions can be taken to recoup the funds in the same manner as the collection of special assessments. Special assessments are a lien only on the property in question. That means the best remedy available to us is foreclosure. There is no guarantee that these funds can be recovered.

L. FAILURE TO COMPLY WITH ORDER; OWNER

1. If the owner fails to comply with an order to repair, alter or improve the dwelling, the Administrator may:
 - a. Cause such dwelling to be repaired, altered or improved, and pending such repairs, alterations or improvements, may order such dwelling vacated and closed.
 - b. Cause to be posted on the main entrance of any dwelling so closed a placard with the following words: "This building is unfit for human habitation; the use or occupation of this building for human habitation is prohibited and unlawful." Occupation of a building so posted shall constitute a Class 1 misdemeanor.
2. If the owner fails to comply with an order to remove or demolish the dwelling, the Administrator may:
 - a. Cause such dwelling to be vacated and closed, removed or demolished.
 - b. Cause to be posted on the main entrance of any dwelling so closed a placard with the following words: "This building is unfit for human habitation; the use or occupation of this building for human habitation is prohibited and unlawful." Occupation of a building so posted shall constitute a Class 1 misdemeanor.
3. The duties of the Administrator set forth in subsections (1) and (2) shall not be exercised until the City Council, by ordinance, shall have ordered the Administrator to proceed to effectuate the purpose of this Article with respect to the particular property or properties which the Administrator shall have found to be unfit for human habitation and which property or properties shall be described in the ordinance. No such ordinance shall be adopted to require demolition of a dwelling until the owner has first been given a reasonable opportunity to bring it into conformity with this Article. Such ordinances shall be recorded in the office of the Register of Deeds of Rockingham County and shall be indexed in the name of the property owner in the grantor index.
4. If the Administrator shall have issued an order, ordering a dwelling to be repaired or vacated and closed, as provided in this section, and if the dwelling has been vacated and closed for a period of one year pursuant to the order; then if the City Council shall find that the owner has abandoned the intent and purpose to repair, alter or improve the dwelling in order to render it fit for human habitation and that the continuation of the dwelling in its vacated and closed status would be inimical to the health, safety, and welfare of the municipality in that the dwelling would continue to deteriorate, would create a fire and safety hazard, would be a threat to children and vagrants, would attract persons intent on criminal activities, would cause or contribute to blight and the deterioration of property values in the area, and would render unavailable property and a dwelling which might otherwise have been made available to ease the persistent shortage of decent and affordable housing in this State, then in such circumstances, the City Council may, after the expiration of such one year period, enact an ordinance and serve such ordinance on the owner, setting for the following:
 - a. If it is determined that the repair of the dwelling to render it fit for human habitation can be made at a cost not exceeding fifty percent (50%) of the then current value of the dwelling, the ordinance shall require that the owner either repair or demolish and remove the dwelling within ninety (90) days; or
 - b. If it is determined that the repair of the dwelling to render it fit for human habitation cannot be made at a cost not exceeding fifty percent (50%) of the then current value of the dwelling, the ordinance shall require the owner to demolish and remove the dwelling within ninety (90) days.
5. This ordinance shall be recorded in the Office of the Register of Deeds of Rockingham County and shall be indexed in the name of the property owner in the grantor index. If the owner fails to comply with this ordinance, the Administrator shall effectuate the purpose of the ordinance.
6. The amount of the cost of repairs, alterations or improvements, or vacating and closing, or removal or demolition by the Administrator shall be a lien against the real property upon which the cost was incurred, which lien shall be filed, have the same priority, and be collected as the lien for special assessment

provided by G.S. Chapter 160D, Article 10. If the dwelling is removed or demolished by the Administrator, he shall sell the materials of such dwelling, and any personal property, fixtures or appurtenances found in or attached to the dwelling, and shall credit the proceeds of such sale against the cost of the removal or demolition and any balance remaining shall be deposited in the Superior Court of Rockingham County by the Administrator, shall be secured in a manner directed by the court, and shall be disbursed by the court to the persons found to be entitled thereto by final order or decree of the court.

COMPLAINT AND NOTICE OF HEARING BEFORE
HOUSING INSPECTOR UNDER HOUSING CODE

TO: Owners and parties in interest in the property located at 204 N. Hamilton St. of the City of Eden, North Carolina.

YOU ARE HEREBY NOTIFIED that the dwelling unit and/or lot located at the address designated above is in a condition that appears to be unfit for human habitation and to violate the City of Eden Minimum Housing Code as set out in the **ATTACHMENT** which is incorporated herein.

YOU ARE FURTHER NOTIFIED that a hearing will be held before the Housing Inspector of the City of Eden at 308 East Stadium Dr. at **8:30 A.M., Wednesday, May 11, 2022**, for the purpose of finding the facts as to whether or not the condition of such property falls within the scope of the above mentioned sections of the Housing Code. At the hearing, you shall be entitled to offer such evidence as is relevant to material to the questions sought to be determined or the remedies to be effected.

YOU ARE FURTHER NOTIFIED that if, upon such hearing, the Housing Inspector shall find that the conditions of the above described property do in fact violate the Housing Code, and do in fact render such dwelling unit unfit for human habitation, the Housing Inspector will issue an order in writing directed to the owner of such property requiring the owner to remedy these conditions. The Housing Inspector may make such other orders and take such other procedures as are authorized under the Housing Code and the General Statutes of North Carolina.

Further information as to this matter may be obtained by contacting the undersigned at (336) 623-2110.

This the 27th day of May, 2022.

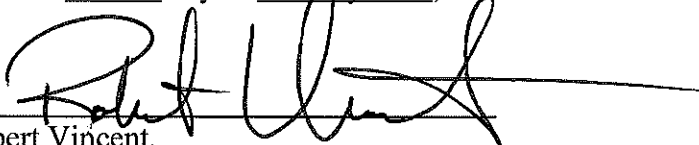

Robert Vincent,
Chief Codes Inspector

EXHIBIT "A"

A dwelling is unfit for human habitation **if any one (1)** of the following conditions exists:

DWELLING UNFIT FOR HUMAN HABITATION – Article 9.02-C,1,a

- _____ 1. Interior walls or vertical studs which seriously list, lean or buckle to an extent as to render the building unsafe
- _____ 2. Supporting member or members which show 33% or more damage or deterioration, or nonsupporting, enclosing, or outside walls or covering which shows 50% or more damage or deterioration; provided that such deterioration affects the structural integrity of the building.
- 3. Floors or roofs which have improperly distributed loads, which are overloaded or which have insufficient strength to be reasonably safe for the purposes used.
- 4. Such damage by fire, wind, or other causes as to render the building unsafe.
- 5. Dilapidation, decay, unsanitary conditions or disrepair which is dangerous to the health, safety, or welfare of the occupants or other people of the jurisdiction.
- _____ 6. Inadequate facilities for egress in case of fire or panic.
- 7. Defects significantly increasing the hazards of fire, accident or other calamities.
- _____ 8. Lack of adequate ventilation, light, heating or sanitary facilities to such extent as to endanger the health, safety, or general welfare of the occupants or other residents of the jurisdiction.
- _____ 9. Lack of proper electrical, heating or plumbing facilities required by this Article which constitute a health or definite safety hazard.
- _____ 10. Lack of proper connection to a potable water supply and/or to the public sewer or other approved sewage disposal system, the lack of either one of which renders a dwelling unfit for human habitation.

A dwelling is unfit for human habitation if it fails to fully comply with **seven (7) or more** of the following standards:

STRUCTURAL STANDARDS – Article 9.02-D,1

- _____ a. Walls or partitions or supporting members, sills, joists, rafters or other structural members shall not list, lean or buckle, and shall not be rotted, deteriorated, or damaged so as to be unsafe to use and incapable of supporting a load that normal use may cause to be placed thereon.
- _____ b. Floors or roofs shall have adequate supporting members and strength to be safe to use and capable of supporting a load that normal use may cause to be placed thereon.
- _____ c. Foundations, foundation walls, piers or other foundation supports shall be kept in sound condition and good repair so as to be capable of supporting a load that normal use may cause to be placed thereon.
- _____ d. Steps, stairs, landings, porches, or other parts or appurtenances shall be maintained in sound condition and good repair so that they shall be safe to use and capable of supporting a load that normal use may cause to be placed thereon.
- _____ e. Adequate facilities, as required by the North Carolina State Building Code, for egress in case of fire or panic shall be provided.
- _____ f. Every floor, interior wall, and ceiling shall be substantially rodent proof; shall be kept in sound condition and good repair; and shall be safe to use and capable of supporting a load that normal use may cause to be placed thereon.
- _____ g. The roof, flashings, exterior walls, basement walls, floors, and all doors and windows exposed to the weather shall be constructed and maintained so as to be weather tight and watertight.
- _____ h. There shall be no chimneys or parts thereof which are defective and deteriorate so as to be unsafe or in danger of falling, or in such condition or location as to constitute a fire hazard.
- _____ i. There shall be no use of the ground for floors, or wood floors on the ground.

PLUMBING STANDARDS – Article 9.02-E,1

- _____ a. All water to each dwelling unit shall be supplied through an approved pipe distribution system connected to a potable water supply.
- _____ b. Each dwelling unit shall be supplied with a kitchen sink, lavatory, tub or shower and a water closet, all in good working condition.
- _____ c. Each dwelling unit shall have connected to the kitchen sink, lavatory, tub or shower an adequate supply of

FINDING OF FACT AND ORDER

TO: Owners and parties in interest of the property located at 204 N. Hamilton St. City of Eden, North Carolina.

The undersigned Housing Inspector of the City of Eden pursuant to law conducted a hearing at the time and place stated in the Complaint and Notice heretofore issued and served, or at a time to which the hearing was continued with previous notice to the above-named owners and parties in interest or their agents or attorneys. At the hearing, the Answer, if any, filed by the owners and parties in interest were carefully analyzed and considered by the undersigned. In addition to other evidence presented, the undersigned personally inspected the property described above, and such inspection and examination has been considered along with the other evidence offered at this hearing.

Upon the record and all of the evidence offered and contentions made, the undersigned Housing Inspector does hereby find the following facts:

1. The above-named owners and parties in interest with respect to the property located at the place specified above were duly served as required by law with written Complaint and Notice of Hearing which set forth the Complaint that the premises located at the above address is unfit for human habitation and violation of the City Minimum Housing Code, and the particulars thereof, and fixed a time and place for a hearing upon the Complaint as provided by law. At the hearing, the following owners, persons in interest or their agents or their agents or attorneys, were present and participated therein:

2. The premises described above violate the City Minimum Housing Code, by reason of the conditions found to be present and to exist in and about the structure. Attached is a description of the conditions:

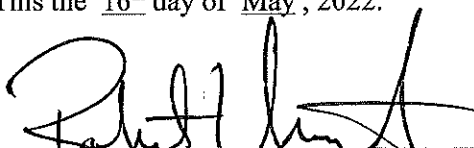
3. Due to conditions, the building and or premises described above is found to be in condition within the meaning of the City Minimum Housing Code.

IT IS THEREFORE ORDERED that the owners of the property above are required to bring such property into compliance with the Minimum Housing Code by:

REPAIR OR DEMOLISH – 90 DAYS

By a date not later than August 17, 2022.

This the 16th day of May, 2022.



Robert Vincent, Chief Codes Inspector

Prepared by and Return to:
Erin B. Gilley

AN ORDINANCE AND ORDER
FOR THE DEMOLITION OF
PROPERTY AT 204 N. HAMILTON STREET,
EDEN, NORTH CAROLINA

THIS ORDINANCE is issued pursuant to the provisions of North Carolina General Statutes §160D, Article 4 and Article 9 of the City of Eden Unified Development Ordinance.

WHEREAS, on the 21st day of April, 2022, the Director of the Planning and Community Development Department caused an examination of the dwelling owned by Mary Rebecca Moxley at 204 N. Hamilton Street, Eden, North Carolina and found it to be unfit for human habitation, that said property is more particularly described as follows:

BEGINNING at an iron set in the East margin of Hamilton Street, said iron being located North 00 deg. 39 min. East 221.12 feet from the iron marking the Northeast intersection of Hamilton Street and Tuttle Street (closed April, 1973); thence from the Point of Beginning South 89 deg. 21 min. East 186.6 feet to an iron which also marks the Northeast corner of Lot 3; thence a new line North 00 deg. 39 min. East 90 feet to a point; thence another new line North 89 deg. 21 min. West 186.6 feet to a point in the East margin of Hamilton Street; thence with the East margin of Hamilton Street, South 00 deg. 39 min. West 90 feet to an iron, THE POINT AND PLACE OF BEGINNING and being a part of Lot 4 and the Southwestern most 20 feet by 186.6 feet portion of Lot 5 as per Subdivision of Hamilton Street Property (Home Tract) made for Dr. and Mrs. A. F. Tuttle by W. T. Combs, Jr., C.E., May-September, 1951.

The above described property being more commonly known as 204 N. Hamilton Street, Eden, North Carolina, and being further identified by the Rockingham County Tax Dept. as PIN 7070-14-24-9386-00; Parcel No. 106052.

WHEREAS, on the 27th day of April, 2022, the Director caused to be issued a Complaint and Notice of Hearing for the 11th day of May, 2022, which was served on the property owner by first class mail and certified mail, return receipt requested; the certified mail was received on the 3rd day of May, 2022; the Complaint and Notice of Hearing was posted on the subject property on the 29th day of April, 2022; and

WHEREAS, the hearing was held on the 11th day of May, 2022, and the Director subsequently issued an Order to repair, alter, improve or vacate and demolish the dwelling located on the property; and

WHEREAS, a copy of the Order was served on the property owner by certified mail, return receipt requested, and first-class mail; the certified mail was returned by the U. S. Postal Service marked "Unclaimed;" and

WHEREAS, the property owner did not appeal the Order and, pursuant to Article 9, Section 9.02(K)(2) of the City of Eden Unified Development Ordinance, a copy of the order has been mailed to any organization involved in providing or restoring dwellings for affordable housing that has filed a written request for such notice; and

WHEREAS, the Owner has had a reasonable opportunity to bring the property into conformity with Article 9, Section 9.02 of the City of Eden Unified Development Ordinance and she has failed to take any action to comply with the Director's Order.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Eden that the Director is hereby ordered to proceed to effectuate the purpose of the Human Habitation Standards set out in Article 9, Section 9.02 of the City of Eden Unified Development Ordinance with respect to the property described above by demolishing the structures located thereon.

IT IS FURTHER ORDERED that a certified copy of this Ordinance and Order shall be recorded in the Office of the Register of Deeds of Rockingham County, North Carolina, and indexed in the name of Mary Rebecca Moxley in the Grantor and Grantee index.

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

APPROVED, ADOPTED AND EFFECTIVE, this 18th day of October, 2022.

CITY OF EDEN

BY: _____
Neville A. Hall, Mayor

ATTEST:

Deanna Hunt, CMC
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: **Affirmative Maintenance/246 The Boulevard**
Date: October 6, 2022

Attached you will find a section of the Non-Residential Building Maintenance Standards in Article 9 of the Unified Development Ordinance relating to the steps to be taken when an owner fails to comply with an order to repair or demolish. Also attached are copies of the Complaint and Notice of Hearing which sets out the violations found at the initial inspection and copies of the Findings of Fact of Unsafe Non-Residential Building or Structure and Findings of Fact and Order to Take Corrective Action. The City of Eden Non-Residential Building Maintenance Standards and the enabling legislation permit the City Council, upon adoption of an Ordinance, to order the repair or demolition of the structure.

This department was asked to request bids for the demolition of the building and the cost of constructing a vanilla shell. Two (2) bids were submitted to this department as follows:

<u>Company</u>	<u>Demolition Bid</u>	<u>Vanilla Shell Bid</u>
Coastal Carolina Custom Contractors	\$27,300	\$183,000
Brad Fisher Landscapes, Inc.	\$29,500	\$220,000

Staff recommends that Coastal Carolina Custom Contractors be awarded the bid for the demolition of the structure with the lowest bid being in the amount of \$27,300 in order to abate the violation and stop the damage to the adjoining buildings. We also request your guidance on constructing a vanilla shell for future use of the building.

If the City authorizes the demolition or construction of a vanilla shell at the City's expense, actions can be taken to recoup the funds in the same manner as the collection of special assessments. Special assessments are a lien only on the property in question. That means the best remedy available to us is foreclosure. There is no guarantee that these funds can be recovered.

D. PROCEDURE FOR ENFORCEMENT

1. **Preliminary investigation.** If it comes to the attention of the Administrator that any non-residential building or structure has not been properly maintained so that the safety or health of its occupants or members of the general public are jeopardized for failure of the property to meet the minimum standards established by this Article, the Administrator shall undertake a preliminary investigation.

2. **Complaint and Hearing.** If the preliminary investigation discloses evidence of a violation of the minimum standards established by this Article, the Administrator shall issue and cause to be served upon the owner of and parties in interest in the non-residential building or structure a complaint. The complaint shall state the charges and contain a notice that a hearing will be held before the Administrator or officer at a place therein fixed, not less than ten (10) days nor more than thirty (30) days after the serving of the complaint; that the owner and parties in interest shall be given the right to answer the complaint and to appear in person, or otherwise, and give testimony at the place and time fixed in the complaint; and that the rules of evidence prevailing in courts of law or equity shall not be controlling in hearings before the Administrator.

3. Procedure after Hearing.

a. If, after notice and hearing, the Administrator determines that the non-residential building or structure has been maintained in that the property meets the minimum standards established by this Article, the Administrator shall state in writing findings of fact in support of that determination and shall issue and cause to be served upon the owner thereof a copy of said determination.

b. If, after notice and hearing, the Administrator determines that the non-residential building or structure has not been properly maintained so that the safety or health of its occupants or members of the general public is jeopardized for failure of the property to meet the minimum standards established by this Article, the Administrator shall state in writing findings of fact in support of that determination and shall issue and cause to be served upon the owner thereof an order in accordance with the provisions of this section.

c. If the Administrator determines that the cost of repair, alteration, or improvement of the building or structure would not exceed fifty percent (50%) of its then current value, then the Administrator shall state in writing the findings of fact in support of such determination and issue an order that requires the owner, within a reasonable time specified in the order, to either (i) repair, alter, or improve the non-residential building or structure in order to bring it into compliance with the minimum standards established by this Article or (ii) vacate and close the non-residential building or structure for any use.

d. If the Administrator determines that the cost of repair, alteration, or improvement of the building or structure would exceed fifty percent (50%) of its then current value, then the Administrator shall state in writing the findings of fact in support of such determination and issue an order that requires the owner, within a reasonable time specified in the order, to either (i) remove or demolish the non-residential building or structure or (ii) repair, alter or improve the non-residential building or structure to bring it into compliance with the minimum standards established by this Article.

4. Failure to Comply with Order and Ordinances.

a. If the owner fails to comply with an order to either (i) repair, alter, or improve the non-residential building or structure or (ii) vacate and close the non-residential building or structure, the Administrator shall submit to the City council an ordinance ordering the Administrator to cause such non-residential building or structure to be repaired, altered, or improved in order to bring it into compliance with the minimum standards established by this Article or to be vacated and

closed for any use. The property shall be described in the ordinance. If City council adopts the ordinance, the Administrator shall cause the building or structure to be vacated and closed for any use.

- b.** If the owner fails to comply with an order to either (i) remove or demolish the non-residential building or structure or (ii) repair, alter, or improve the non-residential building or structure, the Administrator shall submit to the City council an ordinance ordering the Administrator to cause such non-residential building or structure to be removed or demolished. No ordinance shall be adopted to require removal or demolition of a non-residential building or structure until the owner has first been given a reasonable opportunity to bring it into conformity with the minimum standards established by the City council. The property shall be described in the ordinance. If City council adopts the ordinance, the Administrator shall cause the building or structure to be removed or demolished.

COMPLAINT AND NOTICE OF HEARING BEFORE
BUILDING INSPECTOR UNDER NON-RESIDENTIAL MAINTENANCE CODE

TO: Owners and parties in interest in the property located at 246 The Boulevard of the City of Eden, North Carolina.

YOU ARE HEREBY NOTIFIED that the building and/or lot located at the address designated above is in a condition that appears to be dangerous to the public health, safety and welfare of occupants or members of the general public, and to violate the City of Eden Non-Residential Maintenance Code Article 9.04(c)(1)(c) and (e) as follows:

1. **All non-residential buildings and structures shall be free of all conditions that are dangerous and injurious to the public health, safety and welfare of occupants or members of the general public. Without limitation of the foregoing requirement, the existence of any of the following conditions shall be deemed to be dangerous to the public health, safety and welfare for which a public necessity exists for the repair, closing, or demolition of such building or structure and must be corrected in accordance with the provisions of this Article:**

c. Floors or roofs which have improperly distributed loads, which are overloaded, or which have insufficient strength to be reasonable safe for the purpose used. Floors or roofs shall have adequate supporting members and strength to be reasonably safe for the purpose used. Roofs shall be kept structurally sound and shall be maintained in such a manner so as to prevent rain or other objects from penetrating into the interior of the building.

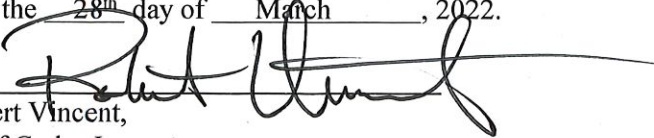
e. Dilapidation, decay, unsanitary conditions, or disrepair, which is dangerous to the health and safety of the occupants or members of the general public.

YOU ARE FURTHER NOTIFIED that a hearing will be held before the Housing Inspector of the City of Eden at 308 East Stadium Dr. at **8:30 A.M., April 11, 2022**, for the purpose of finding the facts as to whether or not the condition of such property falls within the scope of the above mentioned sections of the Non-Residential Maintenance Code. At the hearing, you shall be entitled to offer such evidence as is relevant to material to the questions sought to be determined or the remedies to be effected. **PLEASE CALL 623-2110 OPTION 2 ON THE ABOVE DATE AND TIME.**

YOU ARE FURTHER NOTIFIED that if, upon such hearing, the Housing Inspector shall find that the conditions of the above described property do in fact violate the Non-Residential Maintenance Code, and do in fact render such building unit unfit for human habitation, the Inspector will issue an order in writing directed to the owner of such property requiring the owner to remedy these conditions. The Inspector may make such other orders and take such other procedures as are authorized under the Non-Residential Maintenance Code and the General Statutes of North Carolina.

Further information as to this matter may be obtained by contacting the undersigned at (336) 623-2110.

This the 28th day of March, 2022.


Robert Vincent,
Chief Codes Inspector

7/28

FINDINGS OF FACT AND ORDER TO TAKE CORRECTIVE ACTION

TO REMEDY THE DEFECTIVE CONDITIONS OF AN UNSAFE NON-RESIDENTIAL BUILDING OR STRUCTURE Article 9.04-C of the Eden Unified Development Ordinance

RE: The building or structure known as: 246 The Boulevard
Brief Legal Description: Deed Book 1596, Page 1903
Rockingham County Tax Dept. 7070-1442-6588

TO: Ninth Properties, LLC
c/o Lanisha Haithcock, Registered Agent
620 Guilford College Rd.
Greensboro, NC 27409

This matter coming to be heard at 8:30 o'clock a.m., on the 11th day of April, 2022, by the undersigned Building Inspector of the City of Eden, North Carolina, pursuant to a Complaint and Notice of Hearing issued the 28th day of March, 2022, the Building Inspector does hereby find that the conditions marked are presently existing in this building or structure.

- 1. X Interior walls, vertical studs, partitions, supporting members, sills, joists, rafters or other basic structural members that list, lean, or buckle to such extent as to render the building unsafe, that are rotted, deteriorated or damaged or that have holes or cracks which might admit rodents.
- 2. X Exterior walls that are not structurally sound, free from defects and damages, and capable of bearing imposed loads safely. Where a wall of a building has become exposed as a result of demolition of adjacent buildings, such wall must have all doors, windows, vents, or other similar openings closed with material of the type comprising the wall. The exposed wall shall be painted, stuccoed, or bricked and sufficiently weatherproofed to prevent deterioration of the wall.
- 3. X Floors or roofs which have improperly distributed loads, which are overloaded, or which have insufficient strength to be reasonably safe for the purpose used. Floors or roofs shall have adequate supporting members and strength to be reasonably safe for the purpose used. Roofs shall be kept structurally sound and shall be maintained in such a manner so as to prevent rain or other objects from penetrating into the interior of the building.
- 4. X Such damage by fire, wind, or other causes as to render the building unsafe.
- 5. X Dilapidation, decay, unsanitary conditions, or disrepair, which is dangerous to the health and safety of the occupants of members of the general public.

The undersigned Building Inspector further finds and concludes that because of the foregoing conditions the building or structure is in an unsafe condition which constitutes a fire or other safety hazard or renders it dangerous to life, health, or other property.

YOU ARE THEREFORE ORDERED to remedy the defective conditions by REPAIRING OR DEMOLISHING the building within 90 days.

This 27th day of April, 2022.



Robert Vincent, Chief Building Inspector
 City of Eden
 308 E. Stadium Drive
 Eden, NC 27288
 Telephone: (336) 623-2110

FINDINGS OF FACT OF UNSAFE NON-RESIDENTIAL BUILDING OR STRUCTURE

Article 9-C Maintenance Standards for Non-Residential Buildings and Structures

The undersigned Building Inspector of the City of Eden, North Carolina, does hereby find that the building or structure known as:

246 The Boulevard., Eden, North Carolina

(Property Address)

Deed Book 1596, Page 1903
(Brief Legal Description)

7070-1442-6588
(Rockingham County Tax Dept. PIN)

is especially dangerous to life and unsafe. It appears to the undersigned and the undersigned finds that the conditions listed below presently exist in such building or structure. Article 9.04-C of the Eden Unified Development Ordinance states that:

1. All non-residential buildings and structures shall be free of all conditions that are dangerous and injurious to the public health, safety, and welfare of occupants or members of the general public. Without limitation of the foregoing requirement, the existence of any of the following conditions shall be deemed to be dangerous to the public health, safety and welfare for which a public necessity exists for the repair, closing, or demolition of such building or structure and must be corrected in accordance with the provisions of this Article:
 - a. Interior walls, vertical studs, partitions, supporting members, sills, joists, rafters, or other basic structural members that list, lean, or buckle to such an extent as to render the building unsafe, that are rotted, deteriorated or damaged or that has holes or cracks which might admit rodents.
 - b. Exterior walls that are not structurally sound, free from defects and damages, and capable of bearing imposed loads safely. Where a wall of a building has become exposed as a result of demolition of adjacent buildings, such wall must have all doors, windows, vents, or other similar openings closed with material of the type comprising the wall. The exposed wall shall be painted, stuccoed, or bricked and sufficiently weatherproofed to prevent deterioration of the wall.
 - c. Floors or roofs which have improperly distributed loads, which are overloaded, or which have insufficient strength to be reasonably safe for the purpose used. Floors or roofs shall have adequate supporting members and strength to be reasonably safe for the purpose used. Roofs shall be kept structurally sound and shall be maintained in such a manner so as to prevent rain or other objects from penetrating into the interior of the building.
 - d. Such damage by fire, wind, or other causes as to render the building unsafe.
 - e. Dilapidation, decay, unsanitary conditions, or disrepair, which is dangerous to the health and safety of the occupants or members of the general public.

This 27th day of April, 2022.


Robert Vincent, Chief Building Inspector
City of Eden
308 East Stadium Drive
P. O. Box 70
Eden, NC 27289-0070
Telephone: (336) 623-2110

Prepared by and Return to:
Erin B. Gilley

AN ORDINANCE AND ORDER
FOR THE DEMOLITION OF
THE BUILDING AT 246 THE BOULEVARD,
EDEN, NORTH CAROLINA

THIS ORDINANCE is issued pursuant to the provisions of North Carolina General Statutes §160D-1129 and Article 9, Section 9.04 of the City of Eden Unified Development Ordinance.

WHEREAS, on the 8th day of March, 2022, the Director of the Planning and Inspections Department caused an examination of structure owned by Ninth Properties, LLC at 246 The Boulevard, Eden, North Carolina and found it to be unsafe and defective, that said property is more particularly described as follows:

BEGINNING at a point on the North side of the Boulevard, the center of a plastered wall; thence through the plastered wall North 43 deg. 38 min. East 147.7 feet to Wilson Alley; thence with Wilson Alley South 45 deg. 7 min. East 16.7 feet to a stake, corner of lot formerly owned by Spray Drug and Chemical Company, now the property of Smith and Parker; thence with that line South 40 deg. 30 min. West 145 feet to the Boulevard; thence with the Boulevard North 51 deg. 15 min. West 25.2 feet to the place of BEGINNING.

The above described property being more commonly known as 246 The Boulevard, Eden, North Carolina, and being further identified by the Rockingham County Tax Dept. as PIN 7070-14-42-6588-00; Parcel No. 106220.

WHEREAS, on the 28th day of March, 2022, the Director caused to be issued a Complaint and Notice of Hearing for the 11th day of April, 2022, which was served on the property owner by certified mail, return receipt requested on the 30th day of March, 2022, by first class mail and by posting on the subject property on the 28th day of March, 2022; and

WHEREAS, the hearing was held on the 11th day of April, 2022, and the Director subsequently issued an Order on the 27th day of April, 2022, to repair or demolish the property; and

WHEREAS, a copy of the Order was served on the property owner by certified mail, return receipt requested and by first class mail; the certified mail was returned by the U.S. Postal Service marked "Unclaimed;" and

WHEREAS, the property owner did not appeal the Order and, pursuant to Article 9 of the City of Eden Unified Development Ordinance, a copy of the order has been mailed to any organization involved in providing or restoring dwellings for affordable housing that has filed a written request for such notice; and

WHEREAS, the Owner has had a reasonable opportunity to bring the property into conformity with Article 9 of the Eden Unified Development Ordinance and it has failed to take any action to comply with the Director's Order.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Eden that the Director is hereby ordered to proceed to effectuate the purpose of the Non-Residential Building Maintenance Standards set out in Article 9, Section 9.04 of the City of Eden Unified Development Ordinance with respect to the property described above by demolishing the structure located thereon.

IT IS FURTHER ORDERED that a certified copy of this Ordinance and Order shall be recorded in the Office of the Register of Deeds of Rockingham County, North Carolina, and indexed in the name of Ninth Properties, LLC in the Grantor and Grantee index.

IT IS FURTHER ORDERED that the amount of the cost of demolishing the dwelling by the Director shall be a lien against the real property upon which the cost was incurred, said lien shall be filed, have the same priority, and be collected as the lien for special assessment provided by North Carolina General Statutes Chapter 160D, Article 11.

APPROVED, ADOPTED AND EFFECTIVE, this 18th day of October, 2022.

CITY OF EDEN

BY: _____
Neville A. Hall, Mayor

ATTEST:

Deanna Hunt, City Clerk



City Manager's Report
October 2022
City Manager Jon Mendenhall

ADMINISTRATION DEPARTMENT

Marketing & Communications Office

A huge thank you to everyone who came out and enjoyed RiverFest! It was one of the best yet! We are already working on our 20-year anniversary for 2023.

Mark your calendars now for Winterfest! Our date is set for Friday, December 2 in Grogan Park from 5:30 p.m. to 8:30 p.m. This is quickly becoming an Eden favorite that includes an outdoor movie, games and inflatables for kids, tree lighting, hot chocolate bar, s'mores bar, Brunswick stew, characters and more! We can hardly wait!

PARKS & RECREATION DEPARTMENT

Recreation Division

Bridge Street: In September, the Bridge Street Recreation Center had 650 visits by residents. Our seniors continue to have exercise classes as well as pickleball, shuffleboard, tennis games and lessons, and basketball (inside and outside). We still have school supplies if anyone needs any. Many seniors come to the facility early to fellowship with others and to eat a hot, hearty lunch Monday through Thursday. Meals On Wheels plates are picked up here each day and delivered to those who can't get to the center. The Morehead High School Girls Tennis team continues to use our tennis courts for practices since their courts are being resurfaced. Our center hours are: Monday through Thursday from 11 a.m. until 7 p.m. and on Friday 10 a.m. until 6 p.m.

Mill Avenue: We had 1,884 visits to the Mill Avenue Center by residents who participated in our activities. Those attending walked the track, played pickup basketball, played pickleball or played on the playground. Our morning pickleball begins at 8 a.m. on Mondays, Wednesdays and Fridays. Our cornhole league plays each Monday with almost 30 players participating. Staff continues to clean, sanitize, do floors and make minor repairs to the Recreation Center. Our center hours are: Monday through Thursday from 11 a.m. until 7 p.m. and on Friday 10 a.m. until 6 p.m.

Freedom Park: Our Park offers the parents an opportunity to walk while their children are practicing and also allows their younger siblings an opportunity to play on the playground or just run and have fun in the grass. There are more people beginning to utilize the new location of the dog park. The basketball courts

continue to be a popular place for our teenagers and young adults. Our bocce court and volleyball courts are there for anyone who would like to play on them. We have noticed more children getting instructions on their swing at the batting cage. The shelters continue to be a popular spot as they were rented out a total of 17 times during the month. The Concert in the Park/Cruise In was held on September 24 with MacDaddy providing the entertainment. The Holmes Middle School Softball team played two home games on Field 3.

Senior Citizens: We had 1,019 visits during the month of September. In addition to our regular scheduled activities, we offered tech assistance, had training opportunities, took our seniors to Hamrick's in Greensboro for shopping, started our bocce league, shuffleboard practice, and a new walking group. Next month we are offering flu shots, taking our seniors to the Farmers Market and Moose Café in Colfax and shopping in Kernersville. We are planning a fun pickleball tournament along with the Madison Mayodan Recreation Department in the next few months. We have about 10 pickleball players and other sporting event participants and artists who are representing Rockingham County in the State Senior Games in Raleigh through October.

Youth Athletics: Our Prowler Football team hosted their first home game at Morehead High School on September 24. Our cheerleaders did an outstanding job cheering for our home team. All of our players, cheerleaders and coaches have worked hard this year.

PLANNING & COMMUNITY DEVELOPMENT DEPARTMENT

Inspections Division

Inspection volume picked up in the month of September with 286 inspections being made. The Purina project is rapidly progressing with new areas being occupied by employees. The Spray Cotton Mill project is still in the demolition phase and moving along at a steady pace. The Strata Solar Farm project is nearing completion. It is expected to be finished by month's end. The permit for the new Dollar General is ready to be issued with construction scheduled to begin by the end of October. It will be located at 5051 NC Hwy 14 (corner of Town Creek Rd. and NC Hwy 14). The Rockingham County Tax Department collected \$92.95 and the City of Eden collected \$100.00 in code enforcement fees in the month of September.

Community & Economic Development Division

COVID-Draper: The Rehab Specialist with the Piedmont Triad Regional Council has completed the inspections on the first four houses that will be rehabbed. As soon as we receive his work write-up, we will begin requesting bids. We are still working with two homeowners to verify their income in order to proceed. We have also requested the City Attorney to provide a title search for these two properties.

COVID-Fire Station 2: Bids were also received for the renovation of Eden Fire Station No. 2.

Planning Division

Department staff met with Stewart Consulting virtually on September 7 to discuss and update all parties on the Draper Small Area Plan progress.

Boards & Commissions Update: The Historic Preservation Commission met for the month of September and discussed various related topics, including the Norman Woodlief mural designation project update.

The Community Appearance Commission will meet October 11 to finalize location specifications for the Welcome to Draper sign. The invoice has been fully paid, and the main portion of the sign is completed and is being stored at the City Shop on Klyce Street until ready for installation.

The Eden Downtown Development Inc. (EDDI) had its monthly meeting on September 12, and board members nominated several well deserving individuals, ultimately voting Janis Hopkins-Wade, of the Twisted Biscuit, as Eden's North Carolina Main Street Champion. With the assistance of City staff, the

EDDI board members also nominated and submitted the special events of RiverFest and Oink & Ale for the category of Best Downtown Special Event or Event Series for the North Carolina Main Street Awards.

POLICE DEPARTMENT

Tait radios have been ordered consistent with the capital plan (\$292,722) to replace all existing 800mhz radios with the TDMA compliant 800mhz radios. These radios should arrive late November-early December. We should have the portable units fielded within two weeks of delivery. The mobile units should be installed by mid-January. We are meeting with Tait representatives October 11 to discuss the programming of these radios. Jason Wood (Rockingham County 911 Communications) will be present during this meeting to ensure the programming is compliant with state and federal mandates.

Three FORD F-150 Police Responders have been ordered. There is a tentative build window of November 2022 thru February 2023.

DEPARTMENT OF PUBLIC WORKS

Water Resources: The annual sewer report is complete and available on the City of Eden website.

CITY OF EDEN, N.C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, September 20 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 Jerry Epps, absent Phillip Hunnicutt Kenny Kirkman Bernie Moore Bruce Nooe Tommy Underwood
City Manager:	Jon Mendenhall
City Attorney:	Erin Gilley
City Clerk:	Deanna Hunt
Media:	Mike Moore, Mike Moore Media Roy Sawyers, Rockingham Update

MEETING CONVENED:

Mayor Hall called the regular meeting of the Eden City Council to order and welcomed those in attendance. Pastor Rennie Salata, Leaksville United Methodist Church, gave an invocation followed by the Pledge of Allegiance led by Deputy Fire Chief James Slaughter.

PROCLAMATIONS AND RECOGNITIONS:

- a. Recognition: Sam W. Smith, Inc., for 75 years in business

Mayor Hall called Sam Smith Jr. to come forward. Mayor Hall said that Sam Smith Sr., along with John Smith Jr., started a company back in the 1940s that was now known as Sam W. Smith, Inc. Primary services included utility work, underground water and sewer, grading and some paving. At present there were 24 employees with the company, with some having been there 20 plus years. The company had worked on numerous projects, large and small, around the area including Miller Brewery in Eden, RF Micro in Greensboro, Guy M. Turner in Greensboro, as well as doing work for the City of Eden and other government entities over the years. When Sam Smith Sr. passed in 1978, his son Sam Smith Jr. became president and with the help of many good people, he has been able to continue the business making this the 75th year of the establishment. He presented Mr. Smith with a plaque on behalf of the City.

- b. Recognition: Eden Jewelry for 40 years in business

Mayor Hall called Michelle Hyler and Denise Hall to come forward. Mayor Hall said the store got its start in 1982 after owner Eddie Hyler realized some of the scrap gold and coins he was buying was too nice to scrap. He decided to open a retail store to sell them, as well as new jewelry and watches. Mr. Hyler eventually retired and his sister-in-law Ms. Hyler took over ownership of the business. She continued to oversee store operations and partnered with her son JT in some of the store locations. The owners, manager and associates worked hard every day to provide excellent customer service to the communities they served, including their very successful store in Eden at 234 E. Meadow Road. He presented them with a plaque on behalf of the City.

- c. Proclamation: Constitution Week

Mayor Hall called Ginny Jones forward and presented her with a copy of the proclamation he read:

PROCLAMATION
Constitution Week 2022

WHEREAS, September 17, 2022 marks the two hundred and thirty-fifth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

Minutes of the September 20, 2022 meeting of the City Council, City of Eden:

WHEREAS, It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,

NOW, THEREFORE I, Neville Hall, by virtue of the authority vested in me as Mayor of the City of Eden do hereby proclaim the week of September 17 through 23 as Constitution Week

AND ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Eden to be affixed this 20th day of September of the year of our Lord two thousand twenty-two.

Neville Hall, Mayor
Attest: Deanna Hunt, City Clerk

Ms. Jones thanked the City for supporting the local DAR George Reynolds chapter. The national motto was God, home and country. That was their main objective, to support the Constitution.

d. Proclamation: Remember Me Thursday

Mayor Hall called Lisa Goldsworthy and any members from the Friends of Eden Rescue forward. He presented Ms. Goldsworthy with a copy of the proclamation he read:

PROCLAMATION
Remember Me Thursday 2022

WHEREAS, Friends of Eden Animal Rescue is participating in Remember Me Thursday®; and

WHEREAS, the staff and volunteers of Friends of Eden Animal Rescue have agreed to devote their time, resources, and energy to this united effort to bring attention to orphaned pets; and

WHEREAS, Friends of Eden Animal Rescue will hold a public candle-lighting ceremony with the goal of remembering those orphaned animals who died without a loving home and shining a light on the orphaned animals still waiting for their forever homes throughout the City of Eden and Rockingham County, North Carolina area; and

WHEREAS, Friends of Eden Animal Rescue is working in cooperation with animal organizations and rescue groups from around the world in partnership with Remember Me Thursday® founder Helen Woodward Animal Center; and

WHEREAS, the Remember Me Thursday® campaign will assist in not only bringing attention to the orphaned pets in Eden, North Carolina but will therefore result in increased adoptions of these pets,

NOW THEREFORE, let it be proclaimed that the City of Eden declares that the fourth Thursday of September 2022 is the official Remember Me Thursday® day.

Neville Hall, Mayor
Attest: Deanna Hunt, City Clerk

Ms. Goldsworthy noted their board group had expanded as they were trying to make a bigger impact in their efforts to rescue animals in the community. Council Member Kirkman was on the board of directors and she introduced member Debbie Ellis and secretary Mia Brunson who were at the front, along with volunteer Katie Crouch seated in the back. They had many more volunteers. She invited anyone who had a passion for dogs or cats to join their efforts. They had done a number of things to increase their ability to rescue the animals out of the shelter and/or prevent animals from entering the shelter. In 2021, nearly 1,500 dogs and cats were euthanized. They never made it out of the shelter, which was the purpose of Thursday – remembering those animals who did not make it out. It was currently a dire situation across the country with the number of animals being surrendered. Around a year or so prior, the group had opened up their pet pantry where they tried to

provide food and supplies to low income residents and seniors in need of help that hopefully would keep them from turning their animals out or surrendering to the shelter. The group had a spay/neuter assistance program. As a team, they volunteered with the county shelter. She welcomed anyone to come help. It was not necessarily about scooping poop, it was walking dogs and cleaning kennels and promoting the animals for adoption. The group had also grown its foster base so they were taking animals from the shelter, including special needs, and they were getting them into actual homes, helping them be good family members and hopefully getting them into new homes.

Mayor Hall noted that organization provided his family with a lot of joy from the pet they adopted. The City appreciated Ms. Goldsworthy and all the board and volunteers who provided their time and efforts for that.

- e. Oaths of Office for 2022-23 Eden Youth Council: Kylie Draughn, Kyndall Garrett, Nathan Howard and Valerie Howell

Mayor Hall called Staff Advisor Erin Gilley forward along with the members to be sworn in. He noted Ms. Gilley was the staff liaison for the group and she did a good job, making sure they had plenty of things to do and helped them understand what it took to serve on the board. He appreciated Ms. Gilley and the rest of the staff who dedicated their time to the Eden Youth Council.

The following members took their oaths of office for the 2022-23 Eden Youth Council: Kylie Draughn, Kyndall Garrett, Nathan Howard and Valerie Howell.

Ms. Gilley explained the Eden Youth Council started around 2012. The idea was to have the vision and voice from the youth translated to City Council. The new members were sworn in because they were a creation and commission of the City Council. It worked by the Eden Youth Council representing their community of youth and they could take their opinions, views and interests and things they wanted to make a difference in and give those voices to the City Council to possibly implement those plans. The Eden Youth Council had been going strong close to 10 years. The group had done some really good projects in the past and they looked forward to some more. She thanked the parents and family members who were in attendance for their support. Sometimes it took a lot of effort throughout the year so she was glad they were there and understood what it was about. She invited them to wait until after the meeting to enjoy the reception set up.

Mayor Hall said they did have a reception set up at the back of the room for after the meeting.

SET MEETING AGENDA:

Mayor Hall said Council wished Council Member Epps well as he was tending to an ailing family member. They appreciated thoughts and prayers for Council Member Epps and his family.

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

PUBLIC HEARINGS:

There were none at this time.

REQUESTS AND PETITIONS OF CITIZENS:

There were none at this time.

UNFINISHED BUSINESS:

There was none at this time.

NEW BUSINESS:

- a. Consideration of appointments to the Community Appearance and Historic Preservation commissions.

Planner Debbie Galloway wrote in a memo: The following seats on the City Boards and Commissions are vacant and need to be filled. When making appointments, please consider whether these persons have the time or the ability (for whatever reason) to attend regular meetings and participate in the activities of the board or commission. If you have questions, please do not hesitate to call. Ward 3 Councilman Kirkman: Karla McDonald – Community Appearance Commission – Resigned due to schedule conflict; Ward 5 Councilman Underwood: Jim Fink – Historic Preservation Commission - Resigned due to schedule conflict; Ward 7 Councilman Ellis - Rick Willis – Historic Preservation Commission - Attended no meetings since 2021.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said they did have some vacancies – two appointments to the Historic Preservation Commission and one to the Community Appearance Commission. She noted the employee who wrote the memo had retired after 20 years of service to the City.

Council Member Kirkman did not have an appointee at that time to which Mayor Hall said the appointment would be tabled to the next meeting.

Council Member Underwood nominated Jackie Valentine to be appointed from Ward 5 for the Historic Preservation Commission.

Council Member Ellis nominated Wanda Stophel to be appointed from Ward 7 for the Historic Preservation Commission.

A motion was made by Council Member Ellis to appoint Jackie Valentine and Wanda Stophel to the Historic Preservation Commission. Council Member Underwood seconded the motion. The motion carried 6-0.

Mayor Hall thanked those who served on the City’s boards and commissions – new members and those who had served for a long time.

REPORTS FROM STAFF:

- a. City Manager’s Report.

Mayor Hall called on Mr. Mendenhall.

Mr. Mendenhall said since their last meeting, the City had some grants come in and he wanted to make that announcement for the benefit of Council as well as the public. The north basin had been funded at \$9.1 million of state funding. There was a state grant for the SCBA (self-contained breathing apparatus) and the fuel depot at Public Works of \$860,000. He and Ms. Stultz had discussed that day grants her office had under management or were seeking approval to apply for and those were approximately \$3.5 million. The total currently allocated, under management or in the process of being applied to was about \$13.5 million in grant funds. He wanted to let that be known and shared with Council and the public.

Mayor Hall said he appreciated that. He thanked the staff and everyone who was working on the grants as they went a long way in the City’s budget. He appreciated what everyone had done to secure the funding. He noted the City had some really big events since the last meeting that had great weather and were a smashing success. He commended Marketing and Special Events Manager Cindy Adams and all the staff that worked on those.

ADMINISTRATION

DIVISION OF DESIGN & CONSTRUCTION

Water Main Projects Update

Most of the 6,665 LF of 16" WL installed by Haymes Brothers, Inc. as part of the SoVA WL Phase 2 project that had already passed the hydrostatic pressure tests, passed the bacteriological testing on August 12. One section had to be chlorinated again, before both samples at the last site were able to pass the bacteriological testing on the 16. A conference call between Dewberry, Norfolk & Southern and Railpros yielded a possible path forward to allow the contractor to proceed with the final bore east of Dry Creek. After Dewberry and the contractor supply additional information for review by Norfolk & Southern, it is hoped that nothing else will stand in the way of the bore taking place other than Railpros personnel and the crew from Haymes Brothers, Inc. agreeing on a timeframe to start the work.

MARKETING & SPECIAL EVENTS

Touch -A-Truck 2022 was BIG FUN!! We had over 45 vehicles and pieces of equipment for kids to explore and experience. A huge thank you to the City of Eden Public Works Department, Fire Department, Police Department and all the other generous operators and volunteers who partnered with us to create an awesome day of memories for the kids!! Another huge thank you to all who came and donated a huge amount of school supplies!! You are the best!!

Our Summer Grown & Gathered may have been the best yet!! It was a beautiful evening shared by 100 guests who enjoyed delicious food and drink, great music and a beautiful and historic venue. Thank you to Jarrett & Heidi Nycamp and your team at Blissful Palette Catering for all the awesome food, Real Jazz for your smooth tunes and Mark Bishopric for allowing us to enjoy your beautiful Spray Mercantile Canal and Garden area. We also want to thank the special team who pulled it all together to create the beautiful setting. We could not do this without you!!

Our delicious local food items came from Rudd Farm, WG Bee Farm, Sunset Market Gardens, Locust Farm, Fogwood Foods, Bee Sweet Orchards, Piedmont Farmers Market, Vernon Dairy and Cakes by Bonnie Smith. We encourage you to visit these farms and EAT LOCAL!!

PARKS & RECREATION

Bridge Street & Mill Avenue Recreation Centers

In August, the Bridge Street. Rec Center had 1,264 visits by residents. We have had a lot of walkers on the track especially in the mornings and evenings since it is so hot during the day. The weekends have seen hundreds of people here for parties and cookouts. Our seniors continue to have exercise classes as well as pickleball, shuffleboard, tennis games as well as lessons, basketball (inside and outside). We had Halicia Thompson give out free school supplies for any children that needed them. We also had Weil-McLain employees donate school supplies to Parks & Recreation to distribute to children that couldn't afford them. We still have supplies if anyone needs any. Meals On Wheels plates are picked up here each day and delivered to those that can't get to the center. The Morehead High School Girls Tennis team has been using our tennis courts for practices since their courts are being resurfaced. We had 3,254 visits to the Mill Ave. Center by residents that participated in our activities. Those attending walked the track, played pickup basketball, played pickleball or played on the playground. Our morning pickleball at 8:00 a.m. on Mondays, Wednesdays and Fridays continues to grow in numbers.

Mill Avenue Pool/Freedom Park Splash Pad

The Freedom Park Splash Pad had 1,967 visitors and 37 rentals in August while the Mill Avenue Pool had 1,570 visitors and 14 rentals. Our free swim lessons at the pool finished up August 13 with 193 students participating. The pool is now closed for the season and the splash pad will close Saturday, Sept. 17.

Freedom Park Activities

Freedom Park continues to be a very busy place for the citizens of Eden. Each afternoon the park is full of children as well as adults on the playground, at the basketball courts, at the skate board park, at the dog park, at the walking track, or just using our shelters for picnics or relaxation. We also have the sand volleyball court as well as the bocce court and the batting cage that get used from time to time. Football and cheer leading practices are being held throughout the week. Flag Tag and Cheer practices are being held on Tuesdays and Thursdays from 6:00 p.m. until 7:00 p.m. Tackle football practices are being held on Mondays, Tuesdays and Thursdays from 6:00 p.m. until 7:30 p.m. Our Concert In the Park/Cruz In was held on August 27 with "Remedy" performing. The Holmes Middle School Girls Fastpitch Softball team is using our field for practices on Mondays and Tuesdays each week. The dog park is now relocated to the back of the park next to the skateboard park.

Senior Citizens Activities

Garden of Eden Senior Center participants have been busy this month with an average of 38 people per day. Our programs are onsite and some, like pickleball, are held offsite. We had approximately 880 check ins for our activities. We held two shuffleboard clinics and had pickleball clinics for beginners. We had training opportunities and held a program to help seniors recognize scams online in emails and on the phone. We also offered a tech class for those needing help with their cell phones. Meanwhile our regular activities are: bingo, knitting and crocheting, crafting, cards, exercises and line dancing and more still continue.

Special Events

Our Prowler Football teams won all of their first games against Rockingham except the flag players who were tied. Find the complete schedule on our website at edennc.us

PLANNING & COMMUNITY DEVELOPMENT

Collections

Rockingham County Tax Department collected \$2,530.33 and the City of Eden collected \$1,711.14 in code enforcement fees in the month of August. Note: The City has been mowing 1218 E. Stadium Drive since 2014 when the owner died. This property was sold and all fees were paid.

GIS

The staff at Public Works has started sending in screenshots of data for lines and hydrants that were moved in an effort to keep our map information up to date.

Local Codes and Inspections

Inspection volume has increased during the month of August. The Purina project is still ongoing and new construction documents are released almost weekly. The Spray Cotton Mill rehab project is underway and still in the demolition stage. The Dayspring project is nearing completion for the medical offices and chiropractic clinic and construction is beginning for the pharmacy upfit. The 2-story office/classroom addition at OBC has been completed with the sanctuary addition remaining. A building permit has been issued for the new Shoe Show Mega which will be located in the Kingsway Plaza. We also currently have 7 new single-family residences under construction.

Welcome to Draper Sign

This is a Community Appearance project. A purchase order has been issued for the sign, which will be located in the traffic island located at Fieldcrest Road and Main Street.

Grants

COVID-Draper: The Rehab Specialist with the Piedmont Triad Regional Council has scheduled appointments to visit the first four houses to do a walk through and write up the repairs needed.

POLICE

The AXTON FLEET 3 Cameras installation is complete and we are fully operational with our AXON bundle. This has been a very smooth transition and our officers are taking full advantage of the technology advancements offered. We are currently in the middle of a two-week trial phase with the FLEET 3's ALPR capabilities. Tait radios have been ordered consistent with the capital plan (\$292,722) to replace all existing 800mhz radios with TDMA compliant 800mhz radios. These radios should arrive late November- early December. Officers Ashley Ryals, Dominic Hamlett, and Rhett Martin have been sworn in and are currently in the Field Training Program with their assigned patrol shift.

PUBLIC WORKS

Eden Recycle Center

The following recyclables are currently being accepted at the City of Eden's Recycle Center and distributed in the following manner:

MIXED PAPER, PLASTICS and CARDBOARD are taken commingled to a local vendor to be recycled. USED OIL and OIL FILTERS are picked up at our facility by a vendor from Sanford, NC.

The PAINT we receive is poured into drums and picked up by a hazardous waste vendor from Greensboro, NC.

ALUMINUM and TIN CANS are hauled to a metal recycling vendor by the City of Eden Solid Waste employees.

WHITE GOODS and other scrap metal are picked up by the same company in Madison, NC. Everything that enters our facility is recycled except for glass and we are currently seeking a source for the glass recycling. In addition, Fleet Maintenance located at the Klyce Street Public Works Facility recycles used motor oil to heat the shop along with two vehicle storage sheds. If you have any questions, please call the Solid Waste Division at 336-623-2110.

b. Report on advisory committee proceedings.

(1) Strategic Planning Commission.

Mayor Hall called on Staff Advisor Cindy Adams.

Ms. Adams advised she had nothing to report.

(2) Planning Organization Boards.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said as they could see, the Planning Board did not meet that month because she had no cases for Council. The Board of Adjustment did not meet either. There was a quorum issue with the Community Appearance Commission. The Historic Preservation Commission did meet. While she was there, she wanted to talk about some of the grant programs the City was dealing with. They were in the process of an application for a new grant from the state in the rural center called the Rural Transformation Grant. There were all kinds of things that were eligible to be included and it was dependent on census tracts and qualifications. She provided a list of the things she and the consultants were considering at the moment: Draper - streetscape plan and design for downtown, crosswalk improvements for that area, design and construction for those projects with \$40,000 estimated for small-area plan recommendations that would come from the group; Spray and The Boulevard - \$350,000 would be requested for paving. As Council knew, the Powell Bill funds were not what they used to be and paving costs had gone up. After consulting with the Design and Construction staff, a list had been put together of things that needed to be done. It would include Washburn, Caleb, Turner, Hopper, Riverside and The Boulevard. Beyond that, they would request \$50,000 for a public space project they hoped to do in the downtown area and crosswalks on Washington Street. Currently, the maximum they would apply for was \$950,000. They were shooting for the 800 and some odd thousand range because there had to be some for administration and contingency funds. During a conversation she had with the Department of Commerce about something else, she had mentioned the current situation with the fire station in Draper. The City was able to get some grant money to work toward that project. The bids would be opened Thursday. Because they were Community Development Block Grant funds, the City had to follow some fairly strict procedures as required. She hoped the number she provided was sufficient. Council would likely be asked to have a special meeting in order to approve those bids. Additionally, consultants had finally been out and interviewing property owners for the Draper Neighborhood Revitalization CDBG. They were working with the property owners to establish what improvements needed to be made to the properties. There were a couple of people on the original list who had sadly passed away and a couple of people who had ended up with too much income. The City was working to get some other residents added to the list. Regarding the Covid grant and Draper School project, the City was waiting on a deed to be agreed upon by the school system and hopefully they could get that moving shortly. There had been a sidewalk discussed on Stadium Drive between Pierce Street and Edgewood Road for what seemed like an eternity to her and she was sure it did to the community. They were down to the point where they were ready to bid it. She said Ms. Gilley was diligently working to get two easements from the church and school system. She had hoped it would be bid already because it would get close to concrete time but hopefully it would be done by spring. Information was brought back by Council Member Hunnicutt from the RPO meeting. She followed up with RPO and someone from DOT. There was the potential to apply for a grant, and the City intended to do so, that should be let in October concerning a feasibility study for the rails to trails project that had been discussed within the Spray Mill complex.

Mayor Hall thanked Ms. Stultz for the update and the work to secure grants.

(3) Parks Commission.

Mayor Hall called on Staff Advisor Terry Vernon.

Mr. Vernon said the commission had not met in a while but he would report on what was happening in the Parks and Recreation department. They were full speed ahead with the football program with 97 players and 41 cheerleaders, a total of 138 participants. A couple of Saturdays ago, it was very rainy and he did not think they would be able to play on the high school field in Wentworth. He drove over to Wentworth and the flag tag teams were on the field and went into four overtimes ending in a tie. The three other teams won against Rockingham. It was a good day but he did not think he had ever been outside that long watching football with an umbrella over his head. The next week, the Prowlers were at Laurel Park High School in Martinsville and did not fare as well. Flag tag lost, 8u won, 9 and 10 year olds went into overtime but lost and the 12u lost. All the teams were at least 500 so far. They enjoyed it so far. They played again this weekend at Morehead against Northwest Guilford. He invited anyone to come watch the games Saturday. He hoped to have a lot of support. When they played in the rain, he thought at least 95 percent of the kids were there along with their families. He thought there was more attendance from the Prowlers than there was on the Wentworth side. A new cornhole league had been started a week before with over 30 players signed it. It was a growing sport. They continued to have activities with the seniors. Pickleball was still growing and was played several places. Morning at the Bridge Street Recreation Center saw exercise, shuffleboard and all kinds of activities. A lot of the people who came for the meals at lunch came early to fellowship and have a good time in the nutrition center. It was good to have them back after the break that happened with Covid.

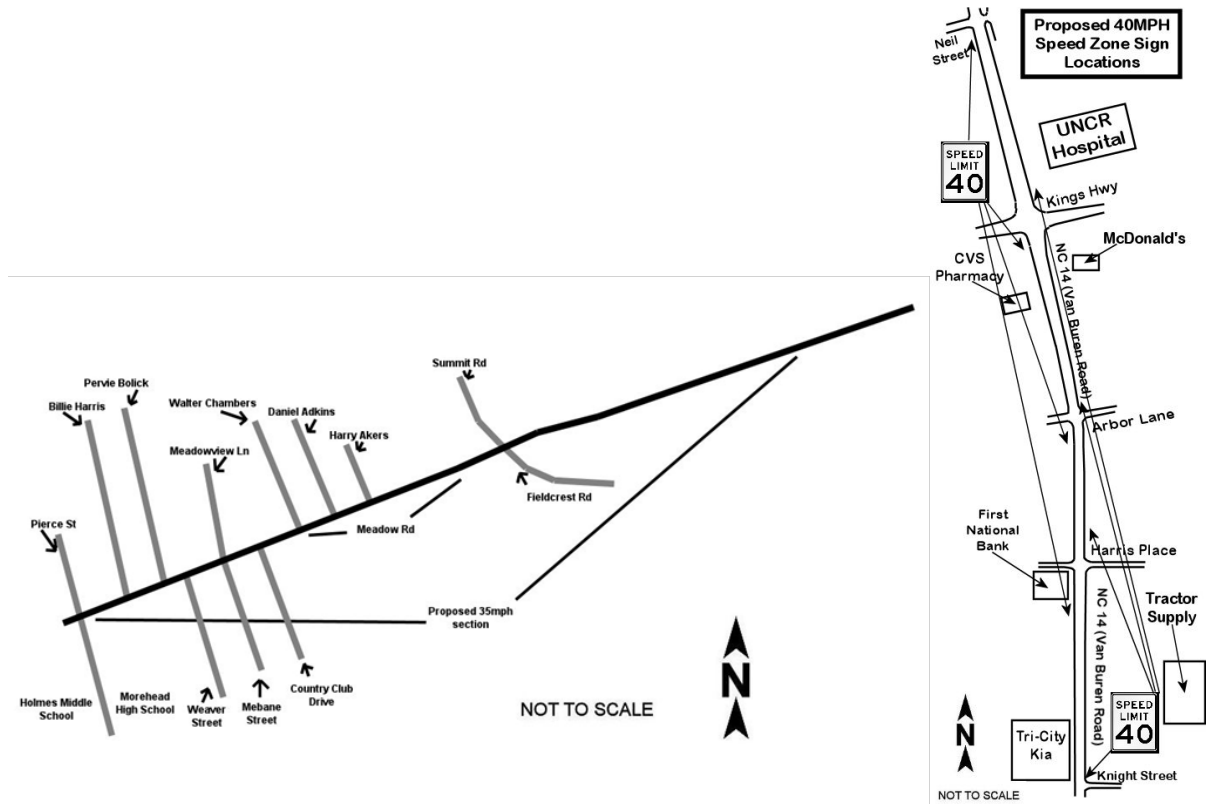
Mayor Hall said there were a lot of good things going on with Parks and Recreation. He was proud of the football program because three or four years prior, there was serious discussion about doing away with football in different organizations. The City had done a good job of getting it together and coming up with a good product. He thanked them and the coaches and volunteers for the Prowlers.

CONSENT AGENDA:

- a. Approval and adoption of the August 16, 2022 Council meeting minutes.
- b. Approval and adoption of a resolution for NCDOT requesting speed limit changes on N.C. 14 (Van Buren Road) and U.S. 311 (Meadow Road).

Sgt. Jim Robertson wrote in a memo: On August 19th, 2022, I received a request from Chief Clint Simpson to compose resolutions to change the speed limits on Meadow Road (Pierce Street to Summit Road) and Van Buren Road (Tractor Supply to UNCR). Based on a recent meeting with NCDOT representatives, Mr. Jon Mendenhall (City Manager) advised that NCDOT would be agreeable to reducing the speed in these two locations provided the Council authorize City initiated resolutions. The first location for a speed change would be a reduction to Thirty-five (35) miles per hour on NC 700-770 (Meadow Road) from SR 1962 (Pierce Street) eastward to a point 0.88 of a mile east of NC 700 (Fieldcrest Road)-SR 1714 (Summit Road) [the 45mph section of Meadow Road, see Attachment #1]. Traveling west into the City on Meadow Road (NC 770, 700) from the City Limits, the speed limit is 35mph for 1.3 miles. The speed limit then increases to 45mph for 1.7 miles and then reduces once again to 35mph at the intersection of Pierce Street (SR 1962) until it terminates another 1.2 miles west at the Spray Traffic Circle. There are at least twelve roadways that intersect Meadow Road (NC 770, 700) in the 1.7 mile section that is currently posted 45mph. The majority of these roadways are residential in nature, with the traffic along the 1.7 mile stretch both residential and commercial in nature. Both Morehead High School and Holmes Middle School are located just south of the Pierce Street (SR 1962)/ Meadow Road (NC 770, 700) intersection. The majority of buses for these two schools and a great number of car riders utilize this intersection. Concerns include: the high volume of students/parents going to and from school in cars and buses; the difficulty in entering the roadway in a safe manner; data collected in the area indicates a traffic count of approximately 4,300 vehicles per day traveling westbound and 7,000 vehicles per day traveling eastbound; the confusion of constantly changing speed limit for such a short length of roadway; and the impending opening of the Purina Plant which will increase commercial/freight traffic. The second location for a speed change would also be a reduction to Forty (40) miles per hour on NC 14 (Van Buren Road) from Neil Street southward to the intersection of Knight Street (near the area of Tractor Supply, see attached). The area of NC 14 indicated has five (5) street intersections (one major roadway [Kings Hwy] and 2 other well-traveled roadways) and over thirty (30) side access points from which vehicles enter/exit the roadway. Concerns include: there is a major intersection at Van Buren Road (NC 14) and Kings Highway (SR2066); data collected in the area indicates a traffic count of approximately 9,500 vehicles per day traveling southbound and 8,700 vehicles per day traveling northbound; there were over eighty (80) reported traffic collisions on S. Van Buren Road in 2021; the impending opening

of the Purina Plant which will increase commercial/freight traffic; the numerous (over thirty) unregulated access points to various businesses along this stretch of roadway; emergency and private vehicles entering and exiting the Emergency Department of UNCR. The Police Department’s recommendations are: the speed limit on Meadow Road (NC 770, 700) from a point 1.3 miles west of the City Limits west to Pierce Street (SR 1962) should be reduced to Thirty-five (35) miles per hour with an ordinance being drafted to concur with the state ordinance that covers this 1.7 mile stretch of roadway; the speed limit on Van Buren Road (NC 14) from Neil Street southward to Knight Street should be reduced to Forty (40) miles per hour with an ordinance being drafted to concur with the state ordinance that covers this 1.0 mile stretch of roadway.



RESOLUTION 23-2

A RESOLUTION OF THE CITY OF EDEN REQUESTING THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO CONSIDER A SPEED LIMIT REDUCTION ON A PORTION OF NC 700-770 (MEADOW ROAD) OF THE CITY

WHEREAS, the City Council of the City of Eden recognizes the current speed limit on NC 700-770 (Meadow Road) from SR 1962 (Pierce Street) eastward to a point 0.88 of a mile east of NC 700 (Fieldcrest Road)-SR 1714 (Summit Road) is Forty-five (45) miles per hour in either direction (eastward and westward); and

WHEREAS, traveling west into the City on Meadow Road (NC 770, 700) from the City Limits, the speed limit is 35mph for 1.3 miles. The speed limit then increases to Forty-five (45) miles per hour for 1.7 miles and then reduces once again to Thirty-five (35) miles per hour at the intersection of Pierce Street (SR 1962) until it terminates another 1.2 miles west at the Spray Traffic Circle; and

WHEREAS, there are at least twelve roadways that intersect Meadow Road (NC 770, 700) in the 1.7 mile section that is currently posted Forty-five (45) miles per hour. The majority of these roadways are residential in nature, with the traffic along the 1.7 mile stretch both residential and commercial in nature; and

Minutes of the September 20, 2022 meeting of the City Council, City of Eden:

WHEREAS, both Morehead High School and Holmes Middle School are located just south of the Pierce Street (SR 1962)/ Meadow Road (NC 770, 700) intersection. The majority of buses for these two schools and a great number of car riders utilize this intersection; and

WHEREAS, the future Purina Plant opening will increase commercial, freight, and civilian traffic;

NOW THEREFORE BE IT RESOLVED that the City of Eden City Council formally requests for the North Carolina Department of Transportation to consider reducing the speed limit of Forty-five (45) miles per hour to Thirty-five (35) miles per hour on the 1.7 stretch of roadway of NC 700-770 (Meadow Road) from SR 1962 (Pierce Street) eastward to a point 0.88 of a mile east of NC 700 (Fieldcrest Road)-SR 1714 (Summit Road).

In the COUNTY OF ROCKINGHAM

Adopted this 20 day of September, 2022.

Neville Hall, Mayor

Attest: Deanna Hunt, City Clerk

Approved as to form: Erin Gilley, City Attorney

RESOLUTION 23-3

A RESOLUTION OF THE CITY OF EDEN REQUESTING THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO CONSIDER A SPEED LIMIT REDUCTION ON A PORTION OF NC 14 (VAN BUREN ROAD) OF THE CITY

WHEREAS, the City Council of the City of Eden recognizes that the current speed limit is Forty-five (45) miles per hour in either direction (northward or southward) on NC 14 (Van Buren Road) from Neil Street southward one (1.0) mile to Knight Street; and

WHEREAS, this one (1.0) mile portion of NC 14 (Van Buren Road) has five (5) street intersections (one major roadway [Kings Hwy (SR2066)] and 2 other well-traveled roadways) and over thirty (30) side access points from which vehicles enter/exit the roadway; and

WHEREAS, there is a major multi-lane intersection at NC 14 (Van Buren Road) and SR2066 (Kings Highway); and

WHEREAS, there were over eighty (80) reported traffic collisions on S. Van Buren Road in 2021 which includes this portion of roadway; and

WHEREAS, the main entrance/exit to the Emergency Department of UNCR is located on this portion of NC 14 (Van Buren Road);

NOW THEREFORE BE IT RESOLVED that the City of Eden City Council formally requests for the North Carolina Department of Transportation to consider reducing the speed limit from Forty-five (45) miles per hour to Forty (40) miles per hour on this 1.0 mile portion of roadway on NC 14 (Van Buren Road) from Neil Street southward to Knight Street.

In the COUNTY OF ROCKINGHAM

Adopted this 20 day of September, 2022.

Neville Hall, Mayor

Attest: Deanna Hunt, City Clerk

Approved as to form: Erin Gilley, City Attorney

- c. Approval and adoption of a resolution to apply for financial assistance from the State and a ten-year Supplemental Sewer Specific Capital Improvement Program for sewer construction.

Special Projects Manager Terry Shelton wrote in a memo: I am asking the Council to support our effort to apply for a \$400,000 planning grant that can be used to do engineering work for planning the rehab and repair of the Railroad and Covenant Branch Force Mains. The application requires a Resolution by the Council requesting financial assistance. A supplemental sewer specific capital improvement plan (CIP) must also be submitted with the funding application that has been approved by Council. We are preparing a spreadsheet showing a spending plan of what we plan to do to maintain our sewer systems over the next ten years. Council would be asked to approve this supplemental sewer specific

CIP. This would be a guide of what the staff recommends be done to maintain the systems subject to availability of grant funds.

RESOLUTION 23-4

A RESOLUTION OF THE CITY OF EDEN TO BEGIN PLANNING FOR THE REPAIR AND REHABILITATION OF THE RAILROAD & COVENANT BRANCH FORCEMAINS OF THE CITY

WHEREAS, the City Council of the City of Eden has need for and intends to construct, plan for, or conduct a study in a project described as the Railroad & Covenant Branch Force Main Improvements; and

WHEREAS, based on the age and current condition and recent failures in the pipe, it is evident that it is time for the City to begin planning and preparing to make structural repair on these structures in the near future; and

WHEREAS, the City of Eden intends to request State loan and/or grant assistance for the project;

NOW THEREFORE BE IT RESOLVED by the City of Eden, the Applicant, will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.

That the Applicant will provide for efficient operation and maintenance of the project on completion of construction thereof.

That the Applicant will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the Applicant agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the City of Eden to make a scheduled repayment of the loan, to withhold from the City of Eden any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That Jon Mendenhall, City Manager, the Authorized Official, and successors so titled, is hereby authorized to execute and file an application on behalf of the Applicant with the State of North Carolina for a loan and/or grant to aid in the study of or construction of the project described above.

That the Authorized Official, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the Applicant has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

In the COUNTY OF ROCKINGHAM

Adopted this 20 day of September, 2022.

Neville Hall, Mayor

Attest: Deanna Hunt, City Clerk

Approved as to form: Erin Gilley, City Attorney

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Tammie McMichael, Finance Director

Minutes of the September 20, 2022 meeting of the City Council, City of Eden:

City of Eden
Supplemental Sewer Specific 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 Covenant Branch Force Main Rehabilitation (Spot Section Replacements as Evaluation)	\$ 1,450,000			\$600,000	\$850,000						
2 Railroad Force Main (Spot Section Replacements as Evaluation Indicates)	\$ 900,000			\$500,000	\$400,000						
3 Air Release Valve Inspection and Repair/Replacement	\$ 220,000		\$200,000					\$20,000			
4 Reroute Purina sewer to Industrial pump station with 10" sewer	\$ 475,000		\$50,000	\$425,000							
5 Karastan Sewer Relocation (Delayed Parts of EPA Project)	\$ 840,000				\$840,000						
6 Bridge Street Sewer Line Rehabilitation (Delayed part of EPA Project)	\$ 1,200,000					\$1,200,000					
7 Junction Sewer Line Rehabilitation (Delayed parts of EPA Project)	\$ 1,100,000						\$1,100,000				
8 Junction Pump Station Update (Currently Bidding this EPA Project)	\$ -										
9 Bridge Street Pump Station Rehabilitation (Under Construction EPA Project)	\$ -										
10 Immediate Repairs in Junction Siphon and Outfall between Siphon (Bidding October 22)	\$ -										
11 22)	\$ -										
11 Roadroad Pump Station Improvements	\$ 67,000.00	\$17,000	\$50,000								
12 Inflow and Infiltration Repairs/Sewer Fix It Program	\$ 1,750,000	\$100,000	\$100,000	\$150,000	\$150,000	\$150,000	\$200,000	\$200,000	\$225,000	\$225,000	\$250,000
13 line/replace/point repairs on RCP SS on W. King's Hwy	\$ 290,000.00		\$290,000								
14 Elimination of SD connections to SS south of MGM warehouse, feeding into Metro PS	\$ 10,000.00		\$10,000								
15 partial replacement of SS outfall east of Lake St near DRPS	\$ 35,000.00		\$35,000								
16 upsize 4" SS in Beech St and Lake Drive to 8"	\$ 340,000.00			\$30,000	\$310,000						
17 replace section of 8" SS near old Edwards abattoir/slaughter house, north of Landfall Dr.	\$ 60,000.00			\$10,000	\$50,000						
18 eliminate 4" SS behind houses south side of Front St. between N. Hale & N. Hundley	\$ 325,000.00			\$25,000	\$300,000						
19 elimination of SD connections to SS at old mill off Riverside Dr., near W. Aiken Rd.	\$ 10,000.00					\$10,000					
20 Roadroad Pump Station Improvements	\$ 67,000.00	\$17,000	\$50,000								
21 Access and Easement Improvements	\$ 125,000.00		\$20,000	\$10,000	\$15,000	\$10,000	\$15,000	\$20,000	\$10,000	\$15,000	\$10,000
22 High Priority Aerial Crossing Replacements	\$ 300,000.00		\$50,000	\$60,000	\$60,000	\$50,000		\$30,000		\$50,000	
23 Flow Monitoring (Maintenance and Data Interpretation)	\$ 200,000.00		\$25,000						\$175,000		
24 SS relocation away from branch, Neil St/Thompson St area (if not EPA work)	\$ 393,000.00				\$150,000	\$243,000					
25 upsize 4" SS in Mill Ave, west of N. Rickman St. to 8"	\$ 167,000.00							\$22,000	\$145,000		
26 upsize 4" SS in Water St to 8"	\$ 188,000.00							\$25,000	\$163,000		
27 upsize 4" SS in Elam Ave, west of Pervie Bolick St. to 8"	\$ 80,000.00							\$8,000	\$72,000		
28 upsize 4" SS in Barnett St, south of Harris St. to 8"	\$ 157,000.00							\$12,000	\$145,000		
29 replace <8" SS in Glovenia St., west/NW of Boone Rd to old RR R/W w/8"	\$ 145,000.00							\$12,000		\$133,000	
30 replace <8" SS east of Riverside Dr. w/8"	\$ 114,000.00							\$10,000		\$104,000	
31 replace <8" SS in N. High St. & west of same, near Mill Ave. & Balmar Theater	\$ 201,000.00							\$20,000		\$181,000	
32 add manholes where just VCP cleanouts exist at few spots in Bear Slide	\$ 20,000.00							\$20,000			
33 replace 8" SS in Washington St. from S. Hamilton St to Bridge St prior to next DOT resurfacing	\$ 50,000.00									\$50,000	
34 consider installing gravity outfall from E. Harris PS to eliminate the PS	\$ 25,000.00							\$25,000			
35 replace upper section and add MH, north end of Carrington Lane (in house)	\$ 6,000.00					\$6,000					
Total	\$ 9,860,000	\$ 134,000	\$ 880,000	#####	#####	#####	#####	\$ 424,000	\$ 935,000	\$ 758,000	\$ 260,000

Yellow Highlighted projects are funded with low interest loan and Grants

** Due to current inflation and wildly fluctuating costs of labor, equipment, and technology these cost are subject change up or down significantly.

d. Approval and adoption of an easement and encroachment agreement for Mitchell’s Discount Drugs, Inc.

Ms. Gilley wrote in a memo: City Staff was contacted by the owners of Mitchell’s Discount Drugs, Inc. to request an easement and encroachment from the City of Eden with regard to their property on 546 Morgan Road. The property owners need to install two HVAC units, one on the northern side of the building and one on the southern side of the building. Their building is essentially the property line and butts up all the way to the parking lot of the city Fire station # 3 and also to the City’s right of way (Jones St.) on the southern side. The HVAC unit will extend 4’ x 4’ on to the City parking lot and will extend 4’ x 4’ into Jones Street as shown on the attached drawing. I have prepared an easement agreement whereby the City would formally grant and easement of 4’x 4’ to Mitchell’s Discount Drugs (Fire station parking lot) and an encroachment agreement whereby the City would allow Mitchell’s Discount Drugs to encroach 4’x 4’ into Jones Street. Both of these areas would terminate if and when the units are removed and no longer used by property owner. The Deputy Fire Chief, Division of Design and Control, as well as Public Works and the Police Chief have been consulted to assess any potential safety issues with this. None have been identified. As such, we would recommend that you authorize the execution of these agreements in assistance to a local business owner. If you should have any questions or concerns, please do not hesitate to contact me.

Copies of the deed of easement and encroachment agreement are on file in the City Clerk’s Office.

A motion was made by Council Member Moore to approve the consent agenda. Council Member Ellis seconded the motion. All members voted in favor of the motion. The motion carried 6-0.

ANNOUNCEMENTS:

a. Report on external committees by the liaisons.

Mayor Hall said he had spoken with Council Member Moore and was told the Solid Waste Committee had not met in several months. Council Member Hunnicutt had sent his message through Ms. Stultz that there was an opportunity for a grant that would fit right in with what the City had been looking to do for a couple of years with rails to trails. He appreciated Council Member Hunnicutt going to the meeting representing the City and bringing back the information. He wanted to say how much he appreciated and enjoyed RiverFest the past weekend. It was a huge success both nights with a lot of people in town. He thought the staff did a great job

putting a good representation of the City together. He appreciated Ms. Adams and all the staff and volunteers who worked the festival. It was a great event. The City had a new fire chief as of the following day – Chris White. He welcomed him.

Ms. Adams said there would be a very detailed thank you article in Eden’s Own Journal the first of October thanking a lot of people. She came before them with a grateful heart. It was an amazing weekend with beautiful weather. She said it from the stage and she had said it many times – she would put Eden’s event team against anybody in the state. They knew their duties and what to do. They kept it safe and clean. If you came through Sunday, you would never know there was a festival in Uptown Eden along Washington Street and the perimeter there. It took a lot of work and a lot of dedication. People stayed on it all day and they stayed late. She thought the final crew left a little after 2 a.m. She thanked everyone who attended and all the vendors. She was sold out. There was no more space and no more power for food vendors. The music was fantastic. It was just one of those perfect scenarios. They were already diligently working on 2023, which was the 20th anniversary. They were working on a 9/11 exhibit and Native American performance and lots of cool things to bring people to Eden. RiverFest did bring people to Eden. She would share also in the article not only where the visitors came from, but where the vendors came from. The hotels were very busy with people from as far away as Brisol, Tennessee, who were vendors. It accomplished what the City wanted it to – it brought recognition to our beautiful city, to the Uptown Eden merchants who were all thrilled. Everyone just had a good time. She thanked Council.

Mayor Hall wanted to mention that extra copies were available at the meeting for the City Manager’s Report. It was also in Eden’s Own Journal and was available online.

Council Member Ellis congratulated the new Eden Youth Council members on stepping forward and making a commitment to their city. He thanked the parents for allowing that. He thanked Mr. Vernon for what Parks and Recreation was doing as he had two family members who were involved in flag tag and they loved every minute of it. The City continued to move in a positive direction. Not everything was perfect, but the City continued to work and strive toward that. He thanked the coaches for what they were teaching the children and thanked the parents for the good sportsmanship they were showing. He had noticed the good sportsmanship and thought that was what the kids would remember.

Mayor Hall reminded the audience that there was a reception following and he invited everyone to stay and meet the newest Eden Youth Council members.

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, N.C.

A special meeting of the City Council, City of Eden, was held on Monday, October 3, 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
	Jerry Epps
	Phillip Hunnicutt
	Kenny Kirkman
	Bernie Moore
	Bruce Nooe
	Tommy Underwood
City Manager:	Jon Mendenhall
City Attorney:	Erin Gilley
City Clerk:	Deanna Hunt

MEETING CONVENED:

Mayor Hall called the special meeting of the Eden City Council to order and welcomed those in attendance.

ECONOMIC ADJUSTMENTS TO EMPLOYEE COMPENSATION:

City Manager Jon Mendenhall wrote in a memo: As a community we have faced a unique inflation-labor market scenario that has been unparalleled in recent memory. We at once find ourselves in a recessionary environment, raging inflation at a 40-year high, and a labor market that is restrictively tight. The current business environment is challenging; being in the business of public service which is people intensive adds to these challenges. Over the last few months we have studied and highlighted the need for economic adjustments to compensation primarily to retain, but to also recruit talent to provide the very best services to the public. We have additionally found ourselves wanting a method to deal with the addition of new federal holidays and to allow employees the freedom of choice in observing them. In light of the above context and conditions that we currently face a table has been developed outlining the costs of various compensation scenarios and the related impacts to the various operating funds of the City. Based on the foregoing and attached it is recommended to consider: a 10% economic adjustment to compensation with 8% paid as direct pay, 2% paid in time off (2 vacation/3 sick days), payable the first payroll in November.

2022 Inflation Adjustments to Pay
9/26/2022

Table 1.0 General Fund Impacts

	4%	5%	6%	7%	8%	9%	10%	11%	12%
COLA Increase Effective 1st Pay Now									
General Fund Cost Remainder of FY	\$ (219,314.77)	\$ (274,143.46)	\$ (328,972.15)	\$ (383,800.85)	\$ (438,629.54)	\$ (493,458.23)	\$ (548,286.92)	\$ (603,115.62)	\$ (657,944.31)
Pre-budgeted COLA (reallocated)	\$ 40,400.00	\$ 40,400.00	\$ 40,400.00	\$ 40,400.00	\$ 40,400.00	\$ 40,400.00	\$ 40,400.00	\$ 40,400.00	\$ 40,400.00
General Fund YTD Salary Savings	\$ 87,898.00	\$ 87,898.00	\$ 87,898.00	\$ 87,898.00	\$ 87,898.00	\$ 87,898.00	\$ 87,898.00	\$ 87,898.00	\$ 87,898.00
Anticipated Future Salary Savings	\$ 65,923.50	\$ 65,923.50	\$ 65,923.50	\$ 65,923.50	\$ 65,923.50	\$ 65,923.50	\$ 65,923.50	\$ 65,923.50	\$ 65,923.50
Net	\$ (25,093.27)	\$ (79,921.96)	\$ (134,750.65)	\$ (189,579.35)	\$ (244,408.04)	\$ (299,236.73)	\$ (354,065.42)	\$ (408,894.12)	\$ (463,722.81)
Additional Realized Sales Tax Revenue	\$ 778,113.00	\$ 778,113.00	\$ 778,113.00	\$ 778,113.00	\$ 778,113.00	\$ 778,113.00	\$ 778,113.00	\$ 778,113.00	\$ 778,113.00
% Sales Tax Unallocated	\$ 753,019.73	\$ 618,269.08	\$ 508,611.69	\$ 398,954.31	\$ 289,296.92	\$ 179,639.54	\$ 69,982.15	\$ (39,675.23)	\$ (149,332.62)
% Sales Tax Unallocated	97%	79%	65%	51%	37%	23%	9%	-5%	-19%
Annualized Total Cost	\$ (316,788.00)	\$ (395,985.00)	\$ (475,182.00)	\$ (554,379.00)	\$ (633,576.00)	\$ (712,773.00)	\$ (791,970.00)	\$ (871,167.00)	\$ (950,364.00)

Table 2.0 Water-Sewer Impacts

	4%	5%	6%	7%	8%	9%	10%	11%	12%
COLA Increase Effective 1st Pay Now									
M-S Fund Cost Remainder of FY	\$ (98,868.46)	\$ (123,585.23)	\$ (148,302.00)	\$ (173,018.77)	\$ (197,735.54)	\$ (222,452.31)	\$ (247,169.08)	\$ (271,885.85)	\$ (296,602.62)
Pre-budgeted COLA (reallocated)	\$ 11,700.00	\$ 11,700.00	\$ 11,700.00	\$ 11,700.00	\$ 11,700.00	\$ 11,700.00	\$ 11,700.00	\$ 11,700.00	\$ 11,700.00
Water-Sewer Fund YTD Salary Savings	\$ 53,000.00	\$ 53,000.00	\$ 53,000.00	\$ 53,000.00	\$ 53,000.00	\$ 53,000.00	\$ 53,000.00	\$ 53,000.00	\$ 53,000.00
Anticipated Future Salary Savings (2 FTEs)	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00
Net	\$ 65,831.54	\$ 41,114.77	\$ 16,398.00	\$ (8,319.46)	\$ (33,036.23)	\$ (57,753.69)	\$ (82,470.46)	\$ (107,187.23)	\$ (131,904.69)
Annualized Total Cost	\$ (142,810.00)	\$ (178,532.00)	\$ (214,214.00)	\$ (249,917.00)	\$ (285,619.00)	\$ (321,322.00)	\$ (357,024.00)	\$ (392,726.00)	\$ (428,429.00)

Table 3.0 Comparisons

Comparisons	
County Avg Increase Sept '22	10%
Previous County Avg Difference	2%
New County Difference (Avg)	12%
Reidsville Avg Difference	9.10%

Table A. Percent changes in CPI for All Urban Consumers (CPI-U): U.S. city average

	Seasonally adjusted changes from preceding month							Un- adjusted 12-mo. ended Aug. 2022
	Feb. 2022	Mar. 2022	Apr. 2022	May 2022	Jun. 2022	Jul. 2022	Aug. 2022	
All items.....	0.8	1.2	0.3	1.0	1.3	0.0	0.1	8.3
Food.....	1.0	1.0	0.9	1.2	1.0	1.1	0.8	11.4
Food at home.....	1.4	1.5	1.0	1.4	1.0	1.3	0.7	13.5
Food away from home ¹	0.4	0.3	0.6	0.7	0.9	0.7	0.9	6.0
Energy.....	3.5	11.0	-2.7	3.9	7.5	-4.6	-5.0	23.8
Energy commodities.....	6.7	18.1	-5.4	4.5	10.4	-7.9	-10.1	27.1
Gasoline (all types).....	6.6	18.3	-6.1	4.1	11.2	-7.7	-10.6	25.8
Fuel oil ²	7.7	22.3	2.7	19.9	-1.2	-11.0	-5.9	66.6
Electricity.....	-0.4	1.8	1.3	3.0	3.5	0.1	2.1	16.8
Electricity.....	-1.1	2.2	0.7	1.3	1.7	1.8	1.5	15.8
Utility (piped) gas service.....	1.5	0.6	3.1	8.0	8.2	-3.6	3.5	33.0
All less food and energy.....	0.5	0.3	0.6	0.8	0.7	0.3	0.6	6.3
Commodities less food and energy.....	0.4	-0.4	0.2	0.7	0.8	0.2	0.5	7.1
New vehicles.....	0.3	0.2	1.1	1.0	0.7	0.6	0.8	10.1
Used cars and trucks.....	-0.2	-3.8	-4.4	1.8	1.6	-0.4	-0.1	7.8
Apparel.....	0.7	0.6	-0.8	0.7	0.8	-0.1	0.2	5.1
Medical care commodities ³	0.3	0.2	0.1	0.3	0.4	0.6	0.2	4.1
Services less energy services.....	0.5	0.6	0.7	0.6	0.7	0.4	0.6	6.1
Shelter.....	0.5	0.5	0.5	0.8	0.6	0.5	0.7	6.2
Transportation services.....	1.4	2.0	3.1	1.3	2.1	-0.5	0.5	11.3
Medical care services.....	0.1	0.6	0.6	0.4	0.7	0.4	0.8	5.6

¹ Not seasonally adjusted.

Mayor Hall called on Mr. Mendenhall.

Mr. Mendenhall said page two of the agenda packet contained a memo and some calculations. The summary of the memo was that they were in unprecedented, unique times that some of them had not seen for a very, very long time and some had not seen for their entire careers in public service. The unique situation was characterized by a tight labor market scenario, perhaps a recessionary environment. He believed it was a recessionary environment given some indicators. The labor market remained tight and the business of public service was very people intensive. In order to retain, attract, recruit the very best talent to the very talented workforce the City had, they needed to look at some compensation adjustments, primarily due to the economic challenges. The inflation rate was putting pressure on the labor market, on the compensation, and in turn putting pressure on employees. In that context, a recommendation had come forward and he was pleased to present it that night. Based on all the foregoing considerations, he requested a 10 percent adjustment to compensation be considered, which would be 8 percent in direct pay and 2 percent in paid time off. He would be happy to answer any questions.

Council Member Underwood said first of all, he would like to commend the City’s employees, citing the weekend hurricane event when the employees were out working when some other cities had employees who were not. He appreciated the employees and appreciated what they did. He said he had said all along the City was down in pay and they needed to be up. They needed to be given raises. He was for the City employees. He wanted to see Council do something to benefit the employees.

Council Member Noe said his biggest question, which he guessed Mr. Mendenhall would go over, was how an increase would be funded.

Mr. Mendenhall referred Council to page two. Table one was the general fund and table two was the water/sewer fund impacts. Starting with the general fund, because funding mechanisms were different for each, in the columns going across in the first row, there were different percentages of pay to select from going from 4 all the way up to 12 percent. There were various other columns, the budget of COLA already budgeted in the budget for the current fiscal year; the general fund salary savings – they were down about 7 percent in the general fund on a retention-type basis, and the year-to-date salary savings, and of course anticipated future salary savings. What all that meant was they had positions open, had positions open for some time. They had an inability to fill certain positions and were constantly looking for people to fill those positions. So they had the net of all those things and then they had the way that it was to be funded. Basically, it was a funding plan, and that plan was to allocate additional sales tax revenue, which they had received in the past fiscal year, of \$778,113. That was not allocating 100 percent of it. It was allocating a certain percentage based on a percentage of the COLA. If they went down to the next row, the third row from the bottom in the general

fund, in the 8 percent range, the dollars and sales tax unallocated was \$289,296.92 and there was a percentage that was unallocated there, 37 percent of the sales tax would be unallocated. And then there were annualized costs. In other words, they were using sales tax dollars not budgeted that had been received to fund the pay increase. There was a little concern with that because sales tax dollars were not a sure thing. They fluctuated; however, they were seeing in the last sales tax disbursement, a 12 percent increase over the \$778,113 number. They actually got \$93,373.56 more than what they had last year at the same time. Sales tax, and there were a lot of theories why, kept going up. One of the theories was that the sales tax base was broadened and inflation, increasing the cost of goods increased the sales tax take that the municipalities had throughout the state. Actually, the sales tax appeared to be better than stable, it was to the good 12 percent. That was the general fund side. The net annualized cost was what it would cost to sustain it moving forward and they would sustain it with the sales tax. Table two, the water/sewer fund impacts, was not sales tax funded so there was another revenue stream there that had to be made up for. They could see the costs going across with the COLA from 4 to 12 percent and how much the costs would be for the remainder of the year, the pre-budgeted COLA that was already budgeted in the current fiscal year, salary savings in that department, future salary savings in that area netted out and an annualized total cost. There was some savings in capital acquisition and construction they had that year for I and I and that sort of thing. They had about \$500,000 available in the water/sewer fund to allocate to the purpose and they would be reoccurring funds. They would net out about \$220,000 net positive per year. The annualized costs for 8 percent would be \$285,619.

Council Member Hunnicutt told Mr. Mendenhall he was not clear on the spreadsheet. He understood the numbers Mr. Mendenhall had just reviewed and asked if he was seeing that in the general fund, annualized total costs were \$633,576 and if that was a net number that was unfunded.

Mr. Mendenhall replied yes, that was a net number that was unfunded in the next fiscal year.

Council Member Hunnicutt said basically, in order to do it, adjusting for everything Mr. Mendenhall had just went over, they still had to come up with \$634,000 of additional revenue to fund just the general fund increases. He asked if that was correct.

Mr. Mendenhall answered no, what they had was the availability of funding it with the sales tax dollars. He could not make that decision for them but could make a recommendation. Moving forward, they would not have the availability of the \$778,113. It would have to be allocated for that purpose.

Council Member Hunnicutt wanted to touch on the sales tax. Mr. Mendenhall had sent Council a memo on April 7 regarding a forecast on recession and Mr. Mendenhall had already started working, rightfully so, on a plan of what the City would go through and how they were going to deal with a recession. Included in that was Mr. Mendenhall's projection of a decline in sales tax of \$226,000 the first year and \$255,000 the second year, so against his favorable adjustment, his original estimate was \$482,000 loss of sales tax the City would not have. He asked if that estimate was no longer applicable. He asked if Mr. Mendenhall's projection was that there would not be any loss in sales tax.

Mr. Mendenhall said that was a very good question. The April recessionary buffering memo anticipated that there would be a pullback in the sales tax available, which they had not seen yet. It also did not allocate the increase that the league had recommended, so they went sales tax neutral on it, meaning that they did not allocate any new funds for it. What that did basically was it was a net wash. What they had was realized, actual in-hand \$778,113. They had not seen the recessionary impacts to sales tax. That went back to the theoretical concept they were seeing statewide – that sales taxes were not going down, they were going up because spending was still occurring. There were a couple of things going on. In 2008, sales tax reform had not yet occurred in the state. The base broadened after 2008. They were not seeing a pullback or decline in sales taxes. There were competing theories as to why.

Minutes of the October 3, 2022 meeting of the City Council, City of Eden:

Council Member Hunnicutt said the recession really not got going. Just that day, he had seen information about a huge decrease in resale of houses. Interest rates were still going up. He could see what the feds were doing. The City's own costs of capital was increasing. There were a lot of indicators that the recession could be really serious and he was concerned in projecting something that may not happen. That they were counting the \$700 whatever sales tax when it may go the other way. Again, just for clarification, the general fund was \$633,576 in annualized costs. He asked if that was something that had to be funded.

Mr. Mendenhall said yes, it was something that had to be funded.

Council Member Hunnicutt replied that the City did not have today.

Mr. Mendenhall said they had a couple of options today, the sales tax revenue and on up into the document there was the COLA that was budgeted but had not been spent.

Council Member Ellis asked what the amount of that cost was.

Mr. Mendenhall said that COLA was planned to be up to 2 percent on a merit basis at the time and that was why they were calling it a COLA. They had not given out any of that money yet. It was budgeted for 1 percent on an average normal distribution like a bell curve across the organization. They had \$40,400 available, and then they had the salary savings because they had all the open positions down the line.

Council Member Hunnicutt said in the savings forecast, he could certainly see where they would help them up front. Since the pay raises were permanent, he was not sure how they could find comfort two years down the road in a job that was frozen today that was applied to the numbers. It concerned him that they were talking about temporary adjustments or situations against a permanent pay increase on it.

Mr. Mendenhall said that was why they had two costs there, the net costs for the remainder of the fiscal year and the annualized total costs, realizing they had a fiduciary responsibility not to just pay it out that one time, that it carried with them moving forward so they would have to deal with it as a Council. At budget time next year, that would be less money they would have to deal with moving forward. That is why it was annualized out because it was a bigger number. If they were looking at a pro rata currently, they were only a fraction of the pay periods. There were 26 pays throughout the fiscal year. They were looking at maybe only three quarters of those to have to fund. Then they had all the other moving around, the COLA that was already funded, the salary savings, so it was not giving them a true picture. The \$633,576 was included to give them a true picture of an annualized 12-month, all in, this was how much it was costing.

Council Member Hunnicutt said under water/sewer, it was showing a loss or negative benefit of \$285,619. He asked if that meant they would be looking at an additional increase in water and sewer going forward to fund the variance or if some additional water and sewer revenue was anticipated.

Mr. Mendenhall said no, what they had were some one-time capital purchases and construction that would not be carrying forward so when they did the rate increase at 5 percent, they were not projecting a rate increase in the upcoming fiscal year. Conditions could change. Chemicals were up 67 percent so they were looking at all that as costs were up. They seemed to be doing fine currently.

Council Member Hunnicutt said Mr. Mendenhall had mentioned one-time capital savings. That was what was concerning him. They were estimating one-time savings against a perpetual increase on it. He was not finding comfort as to where they would find the revenues a year or two or three years down the road. He asked where they were going to find the additional revenue to cover the expenditure. If they could back up, he asked what the effective date was of the 7 percent increase months ago.

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Mr. Mendenhall said he believed it was effective the first pay in December. They could go back and look at it. It was predicated on Social Security in October.

Council Member Hunnicutt asked if it was OK to call it January 1.

Mr. Mendenhall said he thought it was a hair before that.

Council Member Hunnicutt asked if he was correct in recalling that the first year's funding of that was coming from covid funds or something, that there was no charge against the budget for the first year.

Mr. Mendenhall said it was two and a half years of covid money, and Council Member Hunnicutt had actually hit on a very good point. That was why it was probably not prudent to allocate all of the sales tax dollars to the pay increase as there was already an obligation out there.

Council Member Hunnicutt said that was kind of where he was going. For the raise they had already given, and he stood corrected and was glad Mr. Mendenhall had corrected that it was two and a half years of free ride and not one, when that went away the City had that raise to pay for too. He asked if that was correct.

Mr. Mendenhall said that was correct.

Council Member Hunnicutt said so they were not talking about 7 percent, they were talking about a 17 percent pay raise within one calendar year, which was the 7 and 10.

Mr. Mendenhall said it would be 7 and 8. The recommendation was for 8.

Council Member Hunnicutt said there was a 2 percent bump in benefits, so maybe he should say benefits instead of increase.

Mr. Mendenhall agreed.

Council Member Hunnicutt said it was a 17 percent increase in benefits in one calendar year.

Mr. Mendenhall said they had the extra sales tax coming in so it was hitting the fund balance, which had moved from about 55 percent to about 79 percent. They were banking all that revenue they were not spending out, which was a good conservative thing to do. At some point, they would have to figure out what they wanted to do with their fund balance. At that one-year mark, whatever date that was two and a half years in the future, probably one and a half in the future at the point, they would have to figure out how to allocate those funds. That was why the maxing out of sales tax, with the 8 percent recommendation, they would see that it was not maxed out. There was a buffer there to pay for what was already obligated.

Council Member Hunnicutt said one other question. On the turnover rate, the memo stated the turnover rate had bumped up to 7 percent. He asked what the normal turnover rate would be. In an August 5 statement, Mr. Mendenhall said the City had maintained a turnover rate at less than 5 percent. He asked if it was safe to assume under normal conditions, the normal turnover was 4 to 5 percent.

Mr. Mendenhall said he would think it was probably a little lower than that. What they had, and he did not have enough history to tell them, they had what he would call the covid time. Whatever it was prior to that, he would think it would have been a little bit lower than that, 2 to 3 percent. What they had was a family atmosphere with the City, a very good culture. People wanted to work there. What got concerning was when they started escalating past 7 percent and began losing a person a week in critical service areas like the water

plant, the police department, that sort of thing. The question then became how far they let it go before they took proactive measures to stop it. That was really kind of where they were with it.

Council Member Ellis said that was where they were now in the water department. They had lost now down to about five people at the plant.

Mr. Mendenhall said that was correct.

Council Member Ellis said they had employees leave and go to other cities to work.

Council Member Underwood asked if it was correct they were losing public works employees as well.

Mr. Mendenhall said that was correct. There were open positions in just about every department at that point, which was not unusual statewide. It was something that needed to be addressed and Council needed to be aware of before it spun out of control.

Council Member Ellis said a lot of the departures in the past had been to retirement.

Mr. Mendenhall agreed and said they were still losing to retirement. Part of the problem they were seeing in police and a little bit in fire was more people were retiring than were going to BLET. The City was not paying a wage that was attractive to anyone in BLET. As a matter of fact, the City was on the lower end countywide. There was no real way to make sure they replaced the ones they were losing to retirement or going down the road to work for more money at the same job. The City had to be able to replace at a replacement rate of at least one per one. They were replacing at less than one per one right now.

Council Member Hunnicutt asked if the 7 percent turnover rate they were facing right now was across the board or if there was a higher percentage in a department, say the police department or as Council Member Ellis had pointed out, the water plant. He asked Mr. Mendenhall to talk a little bit about where that was, what the problem area.

Mr. Mendenhall said it seemed to be across the board. There were very few departments who did not have that experience currently. Parks and recreation and IT did not have that experience. As departments got smaller, turnover would be measured as you lost one you were at 30 or 50 percent turnover. Where they were seeing it was in the larger departments like public works, what he would call skilled trades and certified workers. They had a certificate in water and sewer and could go run Dan River Water. They had a certificate at the water plant and they could go run Reidsville's water plant. They were also seeing it on the police side. That could be a societal thing, it could be retirement, it could be the lack of large BLET classes to replace those who were leaving. That may be different than people with a certificate trying to monetize their knowledge. Regardless, they were seeing it there as well.

Council Member Hunnicutt said that was basically where he was going. He asked if the majority of the losses were people who required certificates or special training and those kinds of things, or if it was general across the board.

Council Member Ellis said he thought most workers, like those in streets, had to be certified now to work the equipment. It was a big plus for them to show what they had gone out and done. It was a big plus to be certified. The more certifications they had, the more money they should be making. You had some people who could dig a hole and some people who could not dig a hole.

Mr. Mendenhall said to Council Member Ellis' point, most of the positions, if not all of the positions other than some temporary positions who worked in the summer, all had some sort of certification whether it be CDL or pesticide license, certified police officer, certified firefighter, certified utility operator, certified IT analyst or specialist. There was a lot of knowledge base there, a lot of very smart people doing very good public service type work. It was something they did not want to lose. He told Council Member Ellis he really appreciated him saying that. They had some really skilled, knowledgeable people and they always wanted to give them a good shout out for that.

Council Member Hunnicutt said he understood, acknowledged and appreciated that. He was trying to understand if someone got a pay increase if they earned a certification.

Mr. Mendenhall said yes, they did.

Council Member Hunnicutt said he was trying to get to that and to understand where the problem was, if the City was not training people like they should be. It was just a general understanding for him.

Mr. Mendenhall said he could offer a scenario: there were two municipalities looking for a solid waste equipment operator, about 10 minutes away from one another. One paid more than 8 percent and arguably had a better benefits package for their employees, the other paid less than 8 percent. They were both looking for the same worker. Obviously if you thought about the mentality of the worker and what could be seen driving on Highway 14 with help wanted signs everywhere, money talked. That was really what it came down to at the end of the day. There was no way to compete with that municipality down the street making more money.

Council Member Underwood said he would like to see if they could check on the possibility of giving more than 8 percent.

Council Member Ellis said he thought maybe 9.5.

Council Member Underwood said he thought 9.5 would be good. The reason he said that was he had spoken with several of the employees and they said they would rather have the money than the time off. They said, and everyone knew, that the cost of living had gone out roof. He thought they needed to look after the guys. He had said it all along.

Council Member Ellis asked if the City was in the red or black if the amount was raised from 8 to 9.5.

Mr. Mendenhall answered he thought they would be very close to being in the black. It may be a net positive.

Council Member Kirkman said they were in the red if they did 8 percent. Where he came from they did not spend it if you did not have it. They were banking on something they did not have, especially since they had already done the budget for that year. If they had it for next year in the budget process, he would be OK with that but he was not OK with it right now.

Council Member Ellis said sometimes they had to go out and make decisions. Right now, they could not afford to lose the employees to other people. Council had stepped forward in past years. The City had stepped up for the needs. As Council Member Underwood had said, the employees were out over the weekend. There were not too many times they did not see them in the mornings and when everything else was going on. He thought the most important thing was the livelihood of the employees. It was tough everywhere. Two cones of ice cream and a McFlurry at McDonald's was \$9. It was tough but right now, they needed to make sure the City was taken care of. The citizens knew they were protected and the employees stood up for them.

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Council Member Moore asked how many employees had left to go other places. He asked if they were talking 10, 15, 30.

Mr. Mendenhall said the City was down about 15. They had gone for a mixture of other municipalities or counties, and private industry was picking up a lot of them.

Council Member Nooe said he may have missed it, he asked if it was correct that the majority of the increase would be funded by the \$778,000 sales tax.

Mr. Mendenhall said that was correct.

Council Member Nooe asked where that had been used in the past.

Mr. Mendenhall said it had not been used. Since covid times, they had not been escalating the budget for the \$778,000 because they actually thought that was an aberration, people staying at home buying more, but it did not appear to be so.

Council Member Nooe asked if the \$778,000 was an increase or if it was \$778,000 yearly income.

Mr. Mendenhall said it was an increase from what they had in the budget currently as sales tax. They were realizing a \$778,000 increase. It was actually higher currently by about 12 percent, or \$93,373.56, according to the July report. It was a moving target. He did not want anyone to think sales tax would not go down. Sales tax was not a sure thing and that was one of the reasons it was not budgeted during covid. It was not a steady source like property tax or selling water. It fluctuated but the last time sales tax went down was in the '08 financial crisis. They had also buffered against that by not increasing it in the fiscal year as well. They had been very, very conservative on all that as they went through budget cycles.

Council Member Underwood made a motion to go 9.5 percent with two days holiday and cut out the three sick days.

Mayor Hall asked Mr. Mendenhall if that was the way it was presented.

Mr. Mendenhall said no, that was a modification. The way he understood the motion was 9.5 percent cost of living adjustment and two vacation days, remove the three sick days.

Council Member Underwood said yes. They would have to pay someone to cover those sick days.

Council Member Ellis asked if they would be able to use those vacation days anytime they wanted to throughout the year.

Mr. Mendenhall said they would be added to the vacation balance, and could be used for a special day of significance, special holiday, birthday if the employee chose.

Council Member Hunnicutt asked Mr. Mendenhall if the City would be looking at doing it again next year if inflation continued, even though it seemed to be bumped down a bit. It was twice in one year they were doing this. He asked if they would be looking at doing it again.

Mr. Mendenhall said that was a very difficult question to answer. It had weighed on him quite a bit. He thought they were all victims to an inflationary environment nationwide, global. They did not know what the future foretold. He would like to be able to tell them that no, they would not look at it, but if some point there

came a pressure point or pain point with retaining employees and providing services, it would be incumbent upon him to come to Council and tell them there was an issue that needed to be addressed. It may be 8 percent or 50 percent inflation and devaluation of the dollar. He hoped not, that would be awful. He could not look into a crystal ball and see very far on the issue. He sincerely hoped they did not have to do that. The way the current administration was overstimulating the economy on a monetary policy basis and then constriction of capital through rate increases, he did not know what the future foretold.

Council Member Hunnicutt said that was his concern too. At the end of the day, anyway they cut it, the taxpayers of the City were the ones who had to pay it or fund it. Everybody in the City was hurting, it was not just City employees. He was very appreciative of the fact that they had employees who did what they did. As Council Member Ellis had said, it was a hell of a weekend with the storm coming through and the fire department fighting a major fire. He got all that and he wanted to do everything he could to help the employees, but he was also with Council Member Kirkman on it. He was having a hard time spending money they did not have. They were guessing what was going to happen. They were projecting what sales taxes were going to do. Even against Mr. Mendenhall's own memo in April which predicted a half million dollar decrease. That was where he was mixed up on all the stuff. He asked if they rolled the dice and gambled. They were now talking about 16.5 percent benefit in a single year. He just did not know where they were going to get the money to do it.

Council Member Underwood said they were still not where they needed to be doing the raise.

Council Member Nooe said Mr. Mendenhall had mentioned someone left for a \$20,000 increase. He asked where that put that position with an 8 percent increase.

Mr. Mendenhall said the position they left for a promotion to plant superintendent and they had been a chief operator. They figured that municipality was about apples to apples, operator to operator, like an operator four. It was about 9.1 percent. So about half their increase was due to the City's disparity in pay and half was due because they took a promotion, so it was a little bit of an apple to an orange insofar as they took a promotion.

Council Member Nooe asked what the City's position paid, if it was \$70,000 a year or \$30,000. At 8 percent to get a \$20,000 bump, you would have to have a \$250,000 base pay.

Mr. Mendenhall agreed. He believed that person was making \$40,000 or somewhere around that and went up to \$60,000.

Council Member Nooe said even if the City went up 10 percent that was a \$4,000 increase and they were looking at \$16,000 less. He asked if they needed to get back and discuss. The increase may not fix that. He asked if they were going to throw money and not fix the issue or if they needed to sit down and see what it would cost to fix it.

Mr. Mendenhall said it may be a good idea to conduct a salary study or survey and come in and look at that. They had talked about it. He knew Council Member Underwood had discussed that at a budget retreat. They took the league data that they had at the time. Throughout the state they were fairly comparable. The problem he thought they were beginning to see was the entities close by were no longer comparing themselves to like-sized entities. The county for instance studied Alamance, Guilford and Randolph. All those entities were much larger and had a different tax base makeup than Rockingham. The problem was, the City was competing with Rockingham and Reidsville for certain positions. The City may need to look at a more tightly construed salary survey and not just say municipalities 15,000 to 20,000 and that may lend itself to what Council Member Nooe was trying to say, to get into a competitive rate.

Council Member Nooe said to sit there and vote on 9, 10, 20 percent when they did not know ... he asked what they were trying to do, if they were trying to be competitively priced so they could retain people. He questioned if they were fixing it or if they were just wasting their time and would have to come back and do it in three months or six months. He thought they needed to look at it and see what they needed to do to make it right, to fix it.

Council Member Epps said he thought it was an insult to the manager and staff because they had done the research on all of it. They knew what they were talking about and the manager had answered everything pretty amply. They were having an exodus of employees, and not only that but a lot of people retiring. He did not see where they needed to sit on it and work on it down the road. People were hurting right now. As had been mentioned, he saw the employees out working and doing what they could. He wanted to second Council Member Underwood's motion.

Mayor Hall pointed out there was a motion and second for an 9.5 percent increase and two vacation days.

Council Member Hunnicutt made a substitute motion that the issue be paused and a salary assessment conducted to Council Member Nooe's point to try to determine where the problems were and try to address the problems specific. Council Member Kirkman seconded this motion.

Council Member Ellis said as a board, it was easy to turn around and walk away, but they may come in the next morning and not have what they needed. In reality, the employees knew they could walk away. He verified they had previously used covid funds.

Mr. Mendenhall said that was correct.

Council Member Nooe pointed out it would be funded by the City after two and a half years from then on out.

Council Member Ellis said they would also have new businesses coming in when one company opened their doors hopefully in 2023. Houses were selling. Things were positive and now they wanted to turn around and go back and check. He thought they needed to move forward with the 9.5 percent and additional days.

Mayor Hall said he had a motion and second to conduct the salary study. The motion was to conduct a salary study, figure out what the problems were that needed to be fixed, what effects it would have on retention and those types of things. Basically a look at each job description and what should be adjusted and how. Council Members Hunnicutt, Nooe and Kirkman voted in favor of the motion. Council Members Epps, Moore, Ellis and Underwood voted against the motion. The motion failed 3-4.

Mayor Hall said he had a motion and a second for a 9.5 percent increase and two additional vacation days. Council Members Epps, Moore, Ellis and Underwood voted for the motion. Council Members Hunnicutt, Nooe and Kirkman voted against the motion. The motion carried 4-3.

Council Member Nooe asked if Council could still direct Mr. Mendenhall to do the study. He did not mind giving an increase that night although he thought it was a bit much. He thought they needed to look at the positions that were a problem to fill. They had to have licensed operators and staff. He would like to look at those and see if there was anything they could do.

Council Member Underwood said he would like to see the salary study done too. As a previous employee, he felt salaries, even with 9.5 percent, were not enough.

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Mayor Hall asked Ms. Gilley if the issue was handled appropriately.

Ms. Gilley said yes.

Mayor Hall said they had the substitute motion that did not pass and then the motion that was made prior to that did not need to be motioned again.

Ms. Gilley agreed and noted there was a directional charge to the manager.

FIRE STATION #2 BID AWARDS:

Ms. Stultz wrote in a memo: The bids for the renovation of Eden Fire Station #2 at 1431 Fieldcrest Road were opened at 11:00 a.m. on September 22, 2022. The following bids were received: Cirrus Construction, Inc. - \$179,466.00; Coastal Carolina Custom Contractors, LLC - \$184,130.00. Staff recommends that Cirrus Construction, Inc. be awarded the bid for the project.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said earlier in the year, as they all knew, there were some significant problems that happened at Fire Station #2. As staff was discussing what to do or not do, the fire department had been working on it for a long time. She had a conversation with a contact of hers at the Department of Commerce who suggested with things they way they were, there would be CDBG funds available and Ms. Stultz had advised she thought the City would need a certain amount. The bids received were less than those funds which left a contingency percentage to put in the budget and also payment for the consultant they would have to continue to pay because they did not like to give CDBG money unless the City had an authorized consultant. The City bid the first time and received one bid, bid it a second time and got two bids. Cirrus Construction, Inc., was the lowest responsible bidder at \$179,466.

Council Member Nooe asked Ms. Stultz if she would hit the high spots of what was covered for that amount of money.

Ms. Stultz said they knew the truck bays had issues so they knew there was a lot of foundation work and concrete work out front and in the truck bays. The station itself had not been updated in a number of years so they planned commercial grade luxury vinyl flooring in all rooms; painting with Sherman Williams Duration paint; priming and painting all the paneling; installation of countertops to match the kitchen countertops out in the front office part; hallway primed and painted; men's bathroom walls primed and painted; washer and dryer would be moved from downstairs, including water connection and dryer vent, to where the firemen themselves actually worked; women's bathroom improved; back training room primed and painted; kitchen cabinets primed and repainted with doors replaced and new hardware up to \$300; install granite countertops; replace backsplash to coordinate with countertops; replace sink with two-compartment stainless steel sink; install partitions of a five-foot tall studded sheetrock wall between the beds in the bedroom to give staff a little more privacy; wallpaper removed from shower with walls and vanity painted and matching lockable knobs on the door; replacement of 12 windows and installation of blinds on those; 6830 replacement door on front; removal and backfill of outside steps on side of building; gutters repaired; repair water damage around the windows and steps including the interior portion of the windows; air quality test; demolish and replace the concrete pad in front of the bay doors and replace the downstairs exterior door. They had an engineer's recommendation on how to repair the truck bay and they had bid out on that accordingly.

Council Member Ellis asked why the steps would be removed.

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Ms. Stultz said the fire department did not use them and they seemed to be a water channel which was some of the water problem.

Council Member Underwood said one thing he would like to see them do, because he used to work there and had mopped up many gallons of water coming through the windows, was to make sure that leaking would stop.

Council Member Epps asked about heating and air.

Ms. Stultz said apparently all of that was sufficient at the moment.

Council Member Ellis asked about the roof.

Ms. Stultz said she was told there was no reason to replace the roof.

A motion was made by Council Member Nooe to approve the bid of \$179,466 by Cirrus Construction, Inc., for repairs to Fire Station #2. Council Member Ellis seconded the motion. All members voted in favor of the motion. The motion carried.

CLOSED SESSION:

At this time, Council Member Underwood made a motion to go into closed session pursuant to NCGS 143-318.11 (a)(4)(6) to discuss property and personnel. Council Member Nooe seconded the motion. All members voted in favor of the motion. The motion carried.

Council Member Underwood made motion to return to open session. Council Member Epps seconded the motion. All members voted in favor of the motion. The motion carried.

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

Memo

To: Jon Mendenhall, City Manager
From: Chief Clint Simpson
CC: Deputy Chief Paul Moore, Captain Anthony Welch
Date: September 22, 2022
Re: Creation of Captain Positon

I have put together the following financial cost of creating a Captain of Enforcement position. If added, there would be a cost of promotion of a lieutenant to captain, a sergeant to replace the lieutenant position, and an officer to replace the sergeant position. The cost of the promotions would be small in comparison to the overall budget, this would be until we hire the additional entry level position which would be created from the additional position. It is important to note the creation of the Captain of Enforcement has been needed for several years and would finally implement a solid chain of command for present operations and prepare the police department for additional officers as needed in coming years due to population increases and economic growth.

Cost of Promotion for Captain- The Captain of Enforcement would be advertised and open to current Lieutenants. The additional to minimum pay for the promotion would be \$3700 initially plus a 5% probationary increase after six months of \$2800 for a total of \$6500.

Cost of Promotion to Lieutenant- The replacement of the promoted lieutenant would be \$4800.

Cost of Promotion to Sergeant- The replacement of the sergeant position created would be approximately \$4000.

Finally, the newly created position would add an entry level position at a salary cost of \$35,527. The total cost of a new entry level position including benefits would be \$60, 550.

The police department currently has three vacancies and the creation of the Captain of Enforcement would increase the open number of jobs available to four.

The creation of Captain of Enforcement with current personnel would be an additional cost of \$15,300 in salary line item 10-4310-12100. We currently have three vacancies with the possibility of three applicants in the current BLET class at Rockingham Community College. The creation of the much needed Captain of Enforcement Position would still leave the department with one vacancy. If we were able to identify and hire quality applicants to fill all four vacancies the total cost would be \$75,850.



EDEN FIRE DEPARTMENT

MEMO

To: Jon Mendenhall, City Manager
From: Chris White, Fire Chief
Thru: Clint Simpson, Assistant City Manager
Date: 10/7/2022
Subject: Organizational Chart

After looking over the organizational chart to organize the fire department structure I look forward to revamping the fire department and the operations as a whole. As the fire department organizational stands, there are many different roles that one person takes on at any given time. Lessing the stress that one has to encounter will make for a much smoother work force. With the fast-growing economic development taking place on Meadow Road this will put more stress on an already skeleton crew. With the development already taking place on Meadow Road, if we already have footprint for a rapid expanding economic development project we would have a ground plan in place. Having a ground or starting position would make for more growth in the years to come.

As it stands the Captain plays the most stressful put of the day to day operations. The Captain has to run to the day to day operations of his shift, go out and do inspections, conduct shift training, run calls, put in fire reports, and fill the obligations of the chief and deputy chief.

Having a designated Fire Marshal who is also over inspections would be a critical role in taking stress and easement of the shift captain. Having a training office who only focuses on training employees a long with recruitment and tension vital essential to the Fire Department.

My recommendation at this time would be to add two personnel to the full-time fire department staff. Fire Marshal, Captain, The Fire Marshal does not need to take part in operations because it takes away from the focus at which job describe is adhered from. If the Fire Marshal can focus on fire investigations and fire inspections with it would lift the burden of the other employees who help go out and do inspections. Adding a captain that would handle operational issues such as training would make for more effective scenarios between the shifts. Having one training officer will make for a more proficient method to keep up with training hours that each individual needs to meet their yearly quota. The recast role of Deputy Fire Chief would play a bigger part in the administrative side of the Fire Department.

These proposals and recommendations are something the Fire Department needs in order to grow to accommodate the growth that I look forward to seeing for the City of Eden.

Successfully Submitted,

Chris White, Fire Chief

Organization Changes 2023

Requests:

Request #1

ACM Simpson will retire in 2023, recommend to Council that he be retained part-time. Fulltime position will be hired upon the retirement of Public Works Director or Planning & Community Development Director. This is some time in the future.

Looking for a PE to lead Public Works

and looking for an Economic Developer to run Planning & Community Development.

Request #2

Add 2 additional FTEs in the Fire Department, both at the rank of Captain.

Shift commanders will become Lieutenants.

Request #3

Add 1 additional FTE in the Police Department, at the rank of Captain.

Add part-time Park Rangers to improve park system safety.

2023 Organization Changes

Fire Department Re-organization

Cost Estimation	Annualized	6mos Est Cost
Net Gain thru PT Re-org	\$ 28,544.48	\$ 14,272.24
Savings w/ new Chief	\$ 6,600.00	\$ 3,300.00
Pay-off Fire Training	\$ 90,900.00	\$ 90,900.00
Add 2 Fire Captains	\$ (148,100.00)	\$ (74,050.00)
Fill 3 Lt positions	\$ 35,700.00	\$ 17,850.00
Savings w/ new Deputy Chief	\$ 14,000.00	\$ 7,000.00
Add 1 PT Admin Asst	\$ (15,900.00)	\$ (7,950.00)
Cost of Cross-training (est)	\$ (12,000.00)	\$ (6,000.00)
Cost of Overtime (est)	\$ (10,000.00)	\$ (5,000.00)
Estimated Net	\$ (10,255.52)	\$ 40,322.24

Police Department Re-organization

Cost Estimation	Annualized	6mos Est Cost
Savings in Open Positions		\$ -
Park Rangers	\$ (36,400.00)	\$ (18,200.00)
Promote to Captain	\$ (6,500.00)	\$ (3,250.00)
Promote a Lt	\$ (4,800.00)	\$ (2,400.00)
Promote a Sgt	\$ (4,000.00)	\$ (2,000.00)
Backfill Officer	\$ (60,550.00)	\$ -
Estimated Net	\$ (112,250.00)	\$ (25,850.00)

City Administration Re-organization

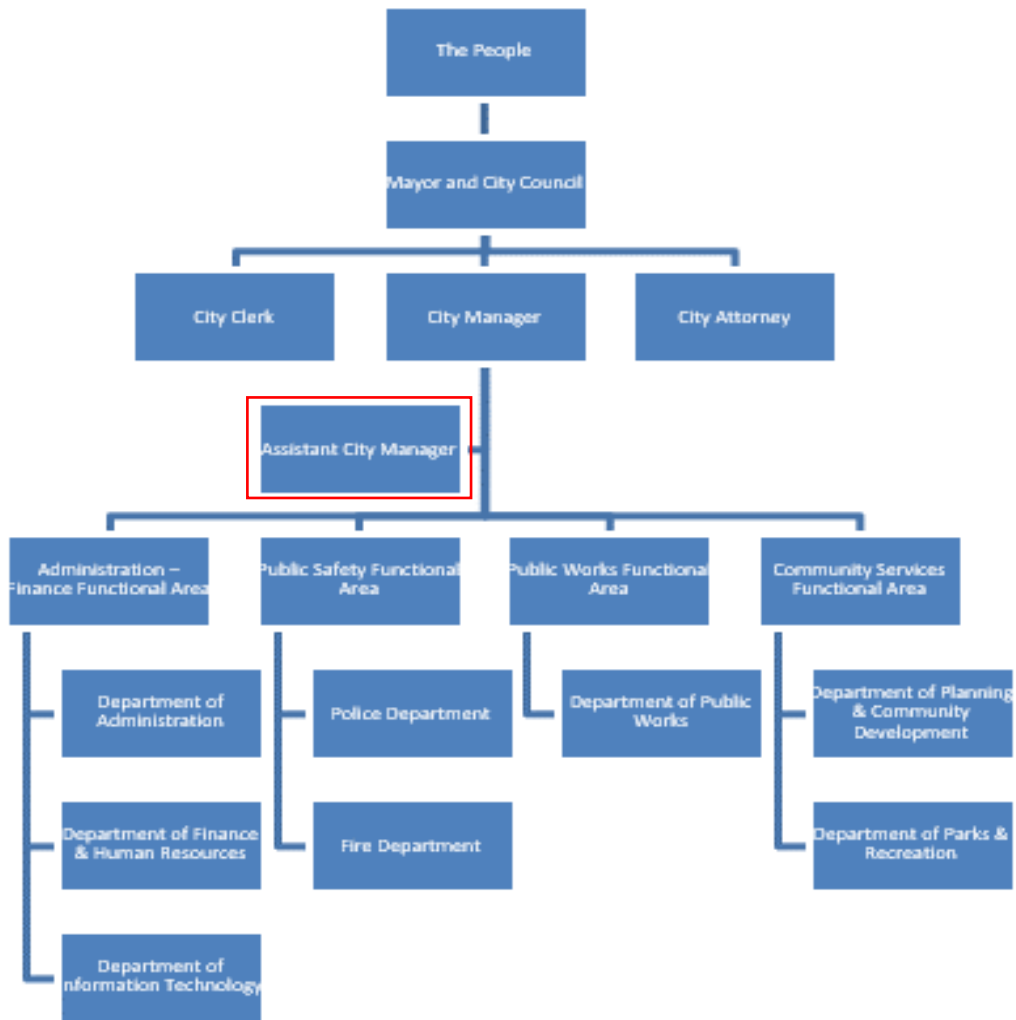
Cost Estimation	Annualized
Retain PT ACM	\$ (50,000.00)
Credit of ACM Supplement	\$ 20,000.00
Estimated Net	\$ (30,000.00)

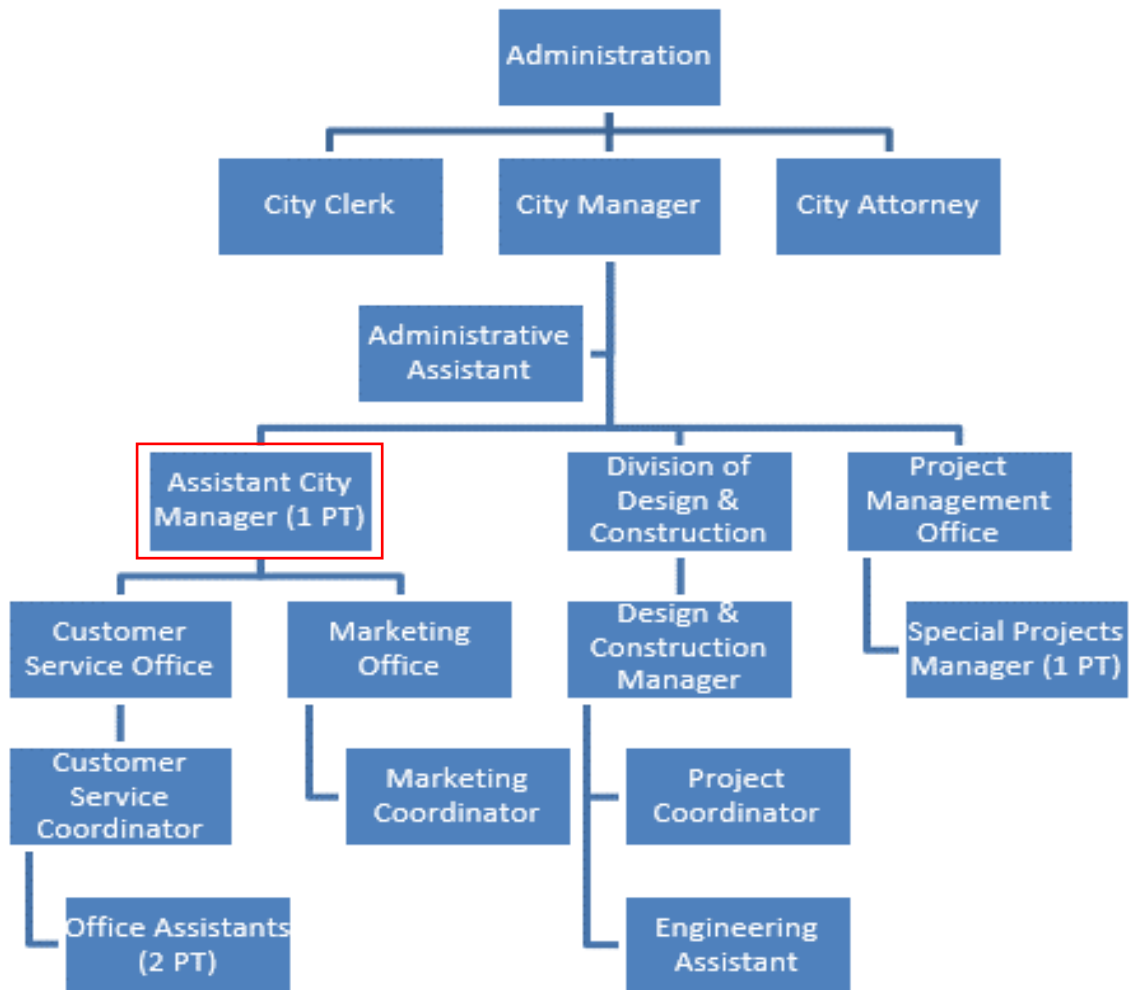
Estimated Total Cost of Re-org and Succession Planning

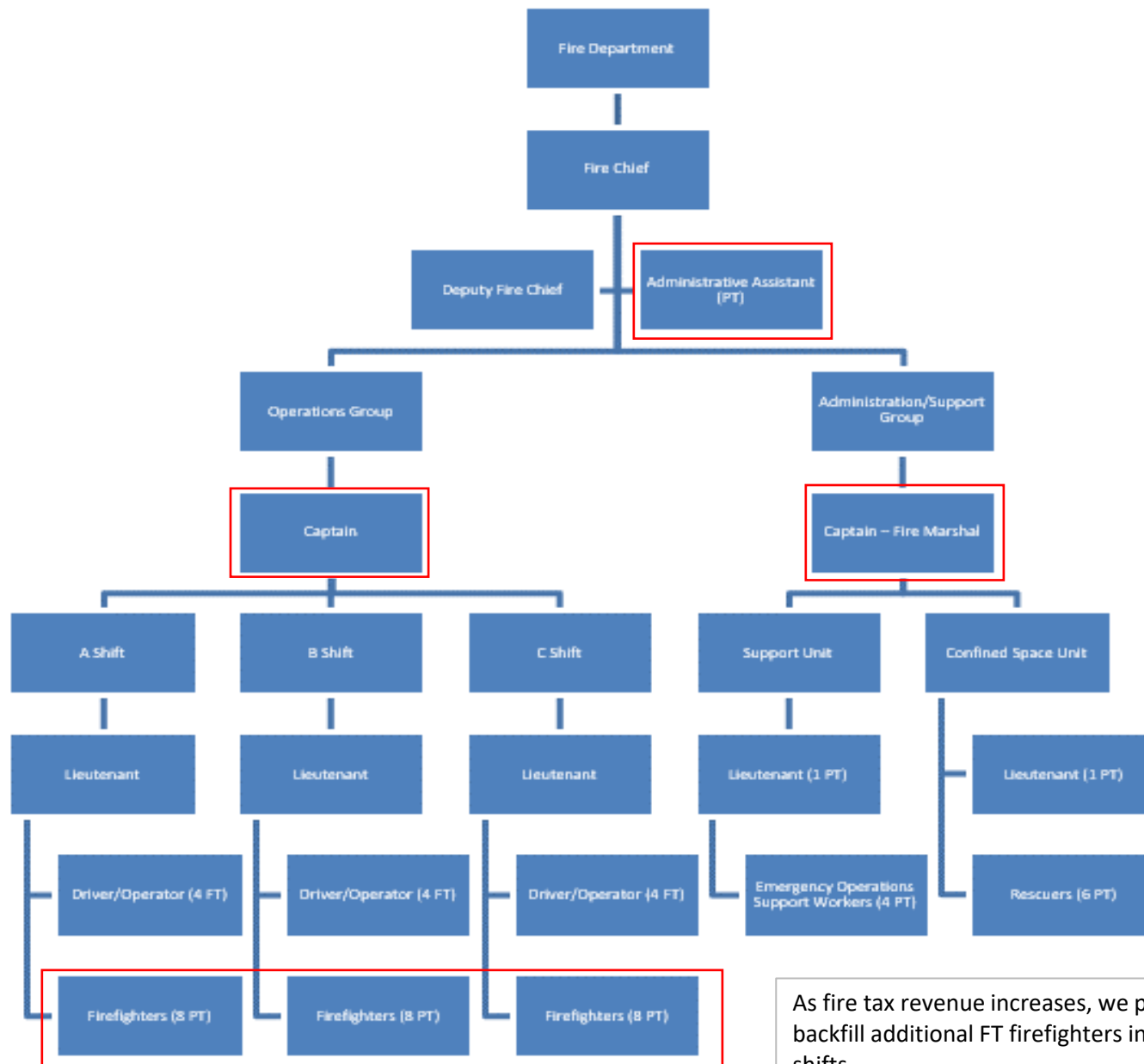
Cost Starting July 1, 2023	\$ (152,505.52)
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Notes:

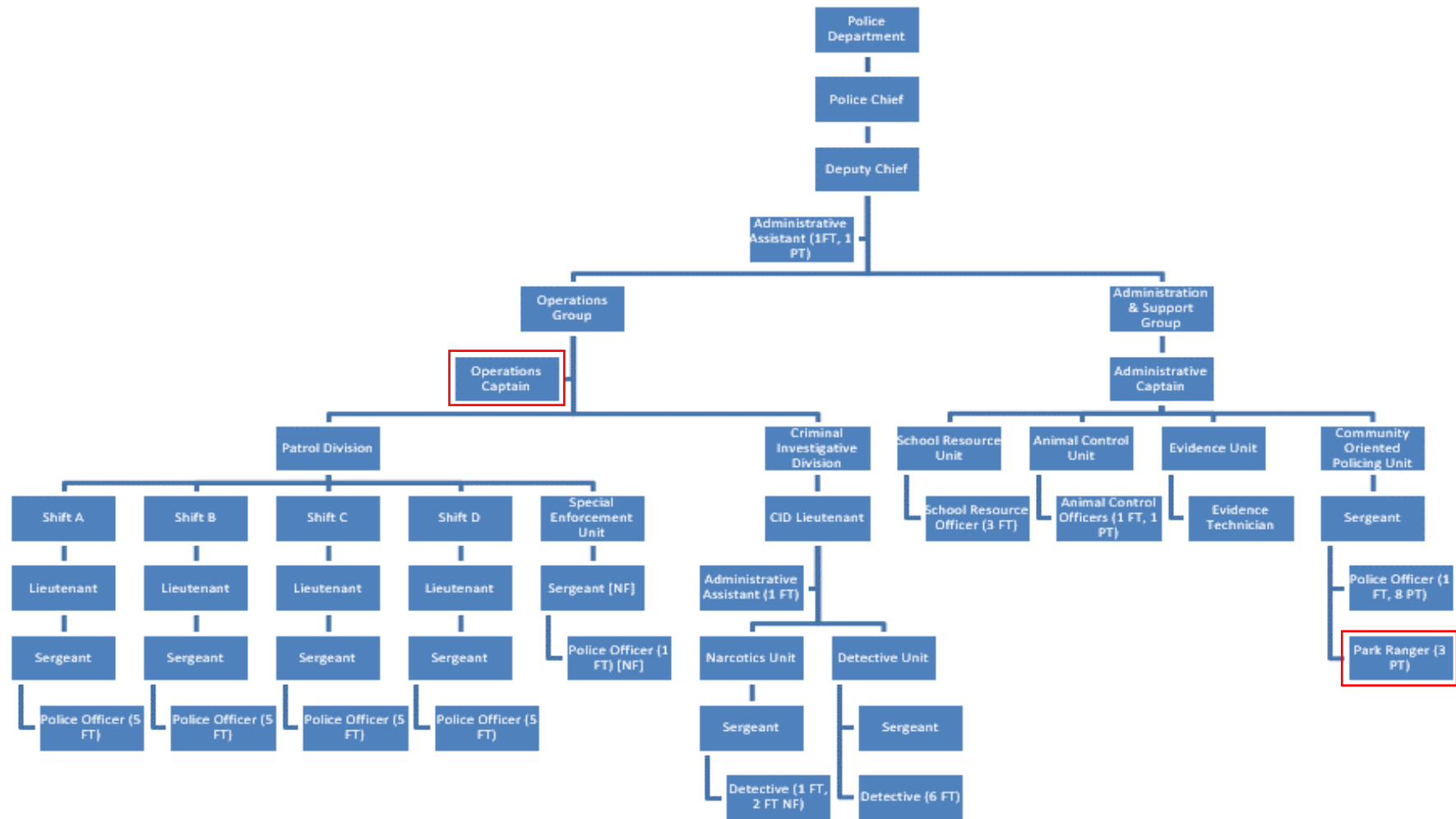
1. If large economic development prospects are realized and continued growth in fire tax revenue sharing with Draper VFD occurs, we'll start filling-out shifts in the Fire Dept., meaning that as fire revenue arrives we'll ask to increase head count. We would look to add firefighters to each shift (probably in increments of 3 or 1 per shift).
2. Since law enforcement new trainees are below retirement replacement level it is doubtful that 100% staffing can be achieved. We are working on developing a workforce pipeline to address this.







As fire tax revenue increases, we plan to backfill additional FT firefighters in the 3 shifts.



Clinton M. Simpson
Chief of Police



Paul Moore
Deputy Chief

Eden Police Department
“Putting Our Community First”

To: Honorable Mayor and City Council
Through: Jon Mendenhall, City Manager
From: Chief Clint Simpson
CC: Deputy Chief Paul Moore, Captain Anthony Welch
Date: September 30, 2022
Re: Donation and Surplus De-commissioned LiveScan Finger Print Machine

The Police Department owns a Safran Group Morphotrac LiveScan fingerprint machine manufactured in or around 2008. The manufacturer’s standard expected life of this machine has outlived the manufacturer’s warranty. The LiveScan unit has been decommissioned and is of no use or value to the City of Eden, Eden Police Department or the citizens.

Staff would like to donate this LiveScan Machine to the Rockingham County Community College Basic Law Enforcement Training program (RCC BLET) program for training new BLET students pursuant to state statute NCGS §160A-280. The RCC BLET program also understands that the City of Eden in no way guarantees the quality, fitness of purpose or effectiveness of this machine, and in no way does the City of Eden endorse this type or brand of fingerprinting equipment. The City has obtained a release of liability from RCC BLET program and has posted a notice of this Resolution at City Hall according to state law.

We recommend that you adopt the Resolution to donate this LiveScan Finger Print Machine to RCC BLET program for training purposes at your October City Council meeting. Please contact me for any questions or concerns.

NOTICE OF RESOLUTION TO DONATE PERSONAL PROPERTY

WHEREAS, the City of Eden Police Department owns a Safran Group Morphotrac LiveScan fingerprint machine manufactured in or around 2008 that that has outlived the manufacturer’s warranty, hereinafter referred to as “the property”; and

WHEREAS, the City of Eden Police Department has decommissioned the LiveScan unit, rendering it of not use or value to the City of Eden; and

WHEREAS, the City of Eden recognizes that the property has been rendered surplus, and unused; and

WHEREAS, the City of Eden desires to donate this aforementioned surplus and unused property to Rockingham Community College for its Basic Law Enforcement Training Program, pursuant to N.C.G.S. §160A-280; and

WHEREAS, the City of Eden in no way guarantees the quality, fitness of purpose or effectiveness of this property, and in no way does the City of Eden endorse this type or brand of apparatus, and the City of Eden has made this disclaimer known to the Rockingham Community College and has obtained a waiver of claims and liabilities from each institution; and

WHEREAS, the City of Eden has caused a Notice of Resolution to Donate Personal Property to be posted at City Hall for at least 5 days prior to the adoption of this Resolution; and

WHEREAS, the City of Eden desires to comply with all obligations of North Carolina law and to restrict this donation of the property to a public use that will benefit the public; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council for the City of Eden that the Safran Group Morphotrac LiveScan fingerprint machine manufactured in or around 2008, be deemed surplus and unused and that it be donated to Rockingham Community College for its basic law enforcement program so long as it is being used by the Rockingham Community College in a way that it will benefit the public. In the event that the property ceases to be used for the public benefit, it shall revert to the City of Eden.

APPROVED, ADOPTED AND EFFECTIVE this ____ day of October, 2022.

CITY OF EDEN

By: _____
Neville Hall, Mayor

ATTEST:

Deanna Hunt, City Clerk

RESOLUTION TO DONATE PERSONAL PROPERTY

WHEREAS, the City of Eden Police Department owns a Safran Group Morphotrac LiveScan fingerprint machine manufactured in or around 2008 that that has outlived the manufacturer’s warranty, hereinafter referred to as “the property”; and

WHEREAS, the City of Eden Police Department has decommissioned the LiveScan unit, rendering it of not use or value to the City of Eden; and

WHEREAS, the City of Eden recognizes that the property has been rendered surplus, and unused; and

WHEREAS, the City of Eden desires to donate this aforementioned surplus and unused property to Rockingham Community College for its Basic Law Enforcement Training Program, pursuant to N.C.G.S. §160A-280; and

WHEREAS, the City of Eden in no way guarantees the quality, fitness of purpose or effectiveness of this property, and in no way does the City of Eden endorse this type or brand of apparatus, and the City of Eden has made this disclaimer known to the Rockingham Community College and has obtained a waiver of claims and liabilities from each institution; and

WHEREAS, the City of Eden has caused a Notice of Resolution to Donate Personal Property to be posted at City Hall for at least 5 days prior to the adoption of this Resolution; and

WHEREAS, the City of Eden desires to comply with all obligations of North Carolina law and to restrict this donation of the property to a public use that will benefit the public; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council for the City of Eden that the Safran Group Morphotrac LiveScan fingerprint machine manufactured in or around 2008, be deemed surplus and unused and that it be donated to Rockingham Community College for its basic law enforcement program so long as it is being used by the Rockingham Community College in a way that it will benefit the public. In the event that the property ceases to be used for the public benefit, it shall revert to the City of Eden.

APPROVED, ADOPTED AND EFFECTIVE this ____ day of October, 2022.

CITY OF EDEN

By: _____
Neville Hall, Mayor

ATTEST:

Deanna Hunt, City Clerk

Clinton M. Simpson
Chief of Police



Paul Moore
Deputy Chief

Eden Police Department
“Putting Our Community First”

The Rockingham County Community College Basic Law Enforcement Training program (RCC BLET) understands and agrees that the City of Eden and the City of Eden Police Department, by Resolution dated _____, are donating to it a Safran Group Morphotrac LiveScan fingerprint machine manufactured in or around 2008.

The RCC BLET program understands that the manufacturer’s standard expected life of this machine has outlived the manufacturer’s warranty. The RCC BLET program also understands that the City of Eden in no way guarantees the quality, fitness of purpose or effectiveness of this machine, and in no way does the City of Eden endorse this type or brand of fingerprinting equipment.

The RCC BLET program, for in and consideration of this machine do hereby fully and completely release the City, and all of their employees, officers and agents from any and all claims, liabilities, demands, damages, causes of actions, suits, costs, expenses, attorney fees and interest, known or unknown, which it may now have or hereafter have arising directly or indirectly out of or related to the City’s donation of the Safran Group Morphotrac LiveScan fingerprint machine.

By: _____

Date: _____

Name (printed), Title



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 Application**
Date: October 13, 2022

Attached you will find a resolution concerning the Rural Transformation Grant. We are asking for your support of the application.

If you have any questions, please let me know.

City of Eden Resolution
Application for North Carolina Department of Commerce
Rural Transformation Grant Fund
Rural Engagement & Investment Program
Eden Transformation Project

WHEREAS, the City Council of the City of Eden had indicated its desire to assist in development efforts within the City of Eden; and,

WHEREAS, the City Council fully supports the proposed Eden Transformation Project which will result in improvements to city streets, crosswalks and pedestrian facilities, publicly owned parking lots and public spaces in multiple downtown areas of the City; and,

WHEREAS, the City Council wished to pursue a formal application for the Downtown Revitalization Program category in the amount of \$950,000 from the North Carolina Department of Commerce, Rural Transformation Grant Fund, Rural Engagement & Investment Program; and,

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

That the City of Eden is authorized to submit a formal application to the North Carolina Department of Commerce, Rural Transformation Grant Fund, Rural Engagement & Investment Program in order to provide assistance to benefit the Eden Transformation Project.

That this Resolution shall take effect immediately upon its adoption.

Adopted this the 18th day of October, 2022, in Eden, North Carolina.

CITY OF EDEN

BY: _____
Neville Hall, Mayor

ATTEST:

Deanna Hunt, City Clerk

(Seal)