

CITY OF EDEN, N. C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, November 21, 2017 at 6:00 p.m. in the Council Chambers, 308 E. Stadium Drive. Those present for the meeting were as follows:

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

MEETING CONVENED:

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

INVOCATION:

Mr. Bernie Moore, Eden City Council, gave the invocation followed by the Pledge of Allegiance.

RECOGNITIONS AND PROCLAMATIONS:

Mayor Tuggle said he heard the news yesterday that Draper Elementary School was closing permanently. He was truly saddened for the community and the city as a whole. He was principal at the school for five years in the early 90s. It was five of the best years he had as a principal. The students, the parents, and the community at large were excellent to work with. Draper pride permeated the community and it was always generational. He still had long-term relationships and mutual respect for the students and parents that he was so blessed to work with. During his five years of tenure, it was a K6 school with the population around 640 and presently it was around 200. Being on the board, he understood the hard Catch-22 decisions made at every meeting. There were no winners with those types of decisions. In many respects the Draper section of Eden would be losing a part of their lineage, identity, history and neighborhood concept. A price could not be

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

put on the pride and memories of the high school that used to be the Blue Diamonds and the Draper Elementary Bulldogs. It was a pride in the community that had been long term and unparalleled. Long-term residents would recognize these names without explanation: Bob Wilkes, Judy Fuqua, Frances Sharp, Janice Estes, Susanne Ellis, Jane Tuggle, Bunny Jennings, Sarah Brown, Ralph Denny, Walter Patterson, Lawrence and Peggy Cox, Sue Cross, Wayne Parlier, Barbara Lentz, and many other fine people who worked at the school. As a Vietnam veteran, he appreciated that no one did Veteran’s Day better than Draper Elementary School. He thought he spoke for the entire Council when he said they were truly saddened by the upcoming closure. All of them in the city who were long-term residents knew that they had lost a bit of themselves.

Council Member Carter said that was well said and he felt the same way.

SET MEETING AGENDA:

Mayor Tuggle added item 10e. - Approval and adoption of a resolution for Designation of Applicant’s Agent from the North Carolina Division of Emergency Management.

Council Member Hall made a motion to set the agenda as amended. Council Member Ellis seconded the motion. All members voted in favor of the motion.

PUBLIC HEARINGS:

a. Consideration and adoption of an ordinance annexing the properties located at 889 Morgan Road and 893 Morgan Road. Pursuant to requests submitted by the respective owners of each property.

Mayor Tuggle called for a public hearing and asked Ms. Kelly Stultz, Director of Planning & Inspections, to come forward.

Ms. Stultz explained that at the regular City Council meeting on October 17, 2017, the Council scheduled this public hearing to hear comments regarding an annexation of properties located at 889 Morgan Road and 893 Morgan Road.

The Petitions Requesting Annexation were filed for the properties as follows:

Address Owner(s)
889 Morgan Road Ruby Scales
893 Morgan Road Burdock Millner

Ms. Stultz explained that staff was of the opinion that these properties should be annexed. These cases were about residents who were outside the city limits on city water paying outside city rates. The residents would save money by being annexed.

Mayor Tuggle asked if anyone would like to speak in favor or in opposition of this request. As no one came forward to speak, Mayor Tuggle declared the public hearing closed.

A motion was made by Council Member Ellis seconded by Council Member Hall to approve and adopt an ordinance annexing the properties located at 889 Morgan Road and 893 Morgan Road. All Council Members voted in favor of this motion.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF EDEN, NORTH CAROLINA

WHEREAS, the City Council of the City of Eden, North Carolina, has been petitioned under G. S. 160A-31 to annex the areas described below; and

WHEREAS, the City Council of the City of Eden has by resolution directed the City Clerk to investigate the sufficiency of the petitions; and

WHEREAS, the City Clerk has certified the sufficiency of the petitions and a public hearing on the question of these annexations was held at the City Council Chamber, 308 East Stadium Drive at 6:00 o'clock p.m. on the 21st day of November, 2017, after due notice by publication on November 15, 2017; and

WHEREAS, the City Council of the City of Eden finds that the petitions meet the requirements of G.S. 160A-31;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Eden, North Carolina, that:

Section 1. By virtue of the authority granted by G.S. 160A-31, the following described territory is hereby annexed and made a part of the City of Eden as of December 1, 2017:

TRACT 1:

BEGINNING at an iron in the southern right of way line of Oak Avenue marking the northeast corner of Lot 13, of Map of Roslyn Company shown on plat hereinafter referred to and lying to the west of Morgan Road in Leaksville Township. Rockingham County North Carolina; from the POINT OF BEGINNING with the southern line of Oak Avenue and into Hamilton Street (now closed) S. 85° 23' E. 100 ft. to an iron; thence S. 2° 42' W. 13.74 ft. to an iron; thence N.75° 28' E. 31.23 ft. to an iron a new corner with Elizabeth P. Hampton; thence a new line with Elizabeth P. Hampton S. 3° 50' W.114.61 ft. to an iron in the northern line of William J. Artis; thence with a portion of the northern line of Artis and into Hamilton Street (now closed) N. 83° 25' W. 27.61 ft. to an iron in the center line of Hamilton Street (now closed); thence S. 2° 42' W. 32.79 ft. to an iron; thence N. 85° 23' W. a total distance of 100 ft. to an iron, the southeast corner of Lot 12; thence with the eastern line of Lots 12 and 13 N. 2° 42' E. 150 ft. to an iron the POINT OF BEGINNING and containing 18,116 square feet more or less as per plat of survey for Jesse Meeks, Leaksville Township. Rockingham County, N.C. dated May 24, 1990, by May and Coleman Land Surveying, Samuel J. Coleman, Jr. R.L.S., Wentworth, North Carolina.

The above described property commonly known as 889 Morgan Road and identified by the Rockingham County Tax Dept. as PIN 7071-18-20-8396.

TRACT 2:

BEGINNING at an iron in the western right-of-way line of Morgan Ford Road, as it is intersected by the eastern line of Hamilton Street (not opened); from the point of beginning with the western line of Morgan Ford Road, South 28 deg. 38 min. 35 sec. East, 117.05 feet to an iron; thence South 53 deg. 24 min. 40 sec. West, 78.70 feet to an iron in the eastern line of Hamilton Street; thence with the eastern line of Hamilton Street, North 02 deg. 42 min. East a total distance of 149.79 feet to the POINT OF BEGINNING and containing 0.10 acre more or less as per Plat of Survey for Adrian Artis, Leaksville Township, Rockingham County, dated June 26, 1996. For Deed reference see Deed Book 331 at page 330, Rockingham County Registry.

The above described property commonly known as 893 Morgan Road and identified by the Rockingham County Tax Dept. as PIN 7071-18-20-9592.

Section 2. Upon and after December 31, 2017, the above described territories and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Eden, and shall be entitled to the same privileges and benefits as other parts of the City of Eden. Said territory shall be subject to municipal taxes according to G. S. 160A-58.10.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Section 3. The Mayor of the City of Eden shall cause to be recorded in the Office of the Register of Deeds of Rockingham, and in the Office of the Secretary of State in Raleigh, North Carolina, an accurate map of the annexed territories described in Section 1 above, together with a duly certified copy of this Ordinance. Such a map shall be delivered to the Rockingham Board of Elections, as required by G.S. 163-288.1.

Section 4. Notice of adoption of this Ordinance shall be published once, following the effective date of annexation, in a newspaper having general circulation in the City of Eden.

Adopted this 21st day of November, 2017.

CITY OF EDEN
BY: Wayne R. Tuggle, Sr., Mayor

ATTEST:
Sheralene S. Thompson,
CMC, MMC
City Clerk

b. (A) Consideration of a zoning text amendment request and adoption of an Ordinance to repeal Section 11.24(e-1) M-H Manufactured Homes District of the City of Eden Zoning Ordinance. Request submitted by the Planning Board. ZONING CASE Z-17-10.

(B) Consideration of a Resolution adopting a statement of consistency regarding the amendment of Section 11.24.

Mayor Tuggle called for a public hearing and asked Ms. Stultz to come forward.

Ms. Stultz said this was one of the cases they had discussed that staff would be bringing to the Planning Board and then to the Council about amendments that needed to be made to the ordinances as they prepared to update them all to a unified development ordinance that is one that was more familiar to developers and one that most communities used. It would give them the opportunity to straighten out some things in their ordinance that were archaic and this particular zoning ordinance was one. It was put into the ordinance in 1967. It applied only to mobile home parks. At that time there were no zoning districts that permitted manufactured housing within the City of Eden’s planning jurisdiction. The only way to put one would be in a mobile home park. Since then, by state law and by the wisdom of Councils in the past, they had created districts that allow for manufactured housing in areas where it was deemed appropriate. They had not had an application for a new mobile home park in the history of the entire city. There were a couple of spots when they expanded the ETJ that would become legal non-conforming uses. They believe a legal manufactured subdivision is a much better way to handle manufactured development, and that does not mean the property owner has to sell the lots. They could be rented. It was a better style of development and it was better for the residents in the neighborhoods.

Mr. Burnette noted that Ms. Stultz had said there were other ways to deal with manufactured housing.

Ms. Stultz said that currently, manufactured housing was allowed in R4 and RS. Beyond that, a modular home with modified stickers could go anywhere a stick-built home could in their jurisdiction. In 1967, there were no provisions for manufactured homes.

Mayor Tuggle asked if anyone would like to speak in favor or in opposition of this request. As no one came forward to speak, Mayor Tuggle declared the public hearing closed.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

A motion was made by Council Member Hall and seconded by Council Member Carter to approve and adopt an ordinance annexing the properties located at 889 Morgan Road and 893 Morgan Road and to approve the zoning text amendment request and adopt an Ordinance to repeal Section 11.24(e-1) M-H Manufactured Homes District of the City of Eden Zoning Ordinance and to also approve and adopt a Resolution adopting a statement of consistency regarding the amendment of Section 11.24. All Council Members voted in favor of this motion.

AN ORDINANCE AMENDING THE ZONING
ORDINANCE OF THE CITY OF EDEN

BE IT ORDAINED BY THE CITY COUNCIL of the City of Eden, North Carolina, that, after having fully complied with all legal requirements, including publication of notice of a public hearing and the holding of a public hearing relative thereto, Section 11.24(e-1) M-H Manufactured Homes District is hereby repealed.

APPROVED, ADOPTED AND EFFECTIVE, this 21st day of November, 2017.

CITY OF EDEN
BY: Wayne R. Tuggle, Sr., Mayor

ATTEST:
Sheralene S. Thompson,
CMC, MMC
City Clerk

A RESOLUTION ADOPTING A
STATEMENT OF CONSISTENCY REGARDING
A PROPOSED AMENDMENT TO THE
CITY OF EDEN ZONING ORDINANCE
CASE NUMBER Z-17-10
TEXT AMENDMENT

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

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

WHEREAS, the City of Eden Planning Board received a request to repeal Section 11.24(e-1) M-H Manufactured Homes District.

WHEREAS, On October 24, 2017, the City of Eden Planning Board voted to recommend changes to the Zoning Ordinance as follows:
To repeal Section 11.24(e-1) M-H Manufactured Homes District.

STATEMENT OF NEED:

This amendment was initiated by the Planning staff in an on-going effort to update the city’s land use regulations. The Zoning Ordinance has far too many districts, and some of these have become unnecessary or obsolete over time.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

STATEMENT OF CONSISTENCY:

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

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

WHEREAS, The Eden City Council has considered the written recommendation of the City of Eden Planning Board and has held a public hearing on the proposed amendment, and the Council desires to adopt a statement describing why the adoption of the proposed amendment is consistent with the City of Eden Land Development Plan, as amended, and why the City Council considers the proposed amendment to be reasonable and in the public interest;

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

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

Approved and adopted and effective this 21st day of November, 2017.

CITY OF EDEN
BY: Wayne R. Tuggle, Sr., Mayor

ATTEST:
Sheralene S. Thompson,
CMC, MMC
City Clerk

REQUESTS AND PETITIONS OF CITIZENS:

Mr. Malcolm Allen, 7428 NC 770, Eden, wished the Council and Mayor a happy Thanksgiving. He asked them to keep a promise to the Draper community. Trust was a major issue between government and the people. One thing that was essential was keeping a commitment. Because of the devaluation of the property because of the spill, the Draper community closest to the spill was promised curbing, gutters and sidewalks. That had not happened. Several years have passed and no sign of that had been done. He stood there asking if there was an explanation or had Draper just been overlooked.

Mayor Tuggle asked Mr. Allen to get with the city manager and set up a time to discuss the issue.

(Citizen submitted and requested that this prepared statement become part of the minutes as a matter of record.)

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Ms. Brenda Morse, 111 N. Hamilton Street, Eden. My name is Brenda Morse and I live on North Hamilton Street in Eden. I want to personally thank the mayor and mayor pro tem for challenging me to get involved after last month's City Council meeting. Due to that challenge, I decided to run against the unopposed Ward 3 Council seat. I took up the mayor's offer to do something about it as he requested. What the write-in candidates did made a difference and going forward we will continue to make a difference by asking the hard questions and challenging our elected officials and city staff. I was very surprised by the 892 votes that the three write-ins had received after having filed approximately 10 days before the election. I felt that we made a statement and that there are other city taxpayers that want change also. Despite the election results, I assure you that I will continue to be involved as a taxpayer and participate in actions that pertain to how the city spends taxpayers' money. We must set budgetary priorities and stick with them until those priorities change by design or by unforeseen events. I have travelled around the city and have spoken to long-term residents and business owners. I have met wonderful people who have offered up their homes, businesses and opinions. Sadly, however, many appear to be apathetic and disillusioned by the conduct of City Hall and the City Council. Many desire not to speak up because they fear retaliation from city officials. Those concerned citizens continually mention several names of city officials as part of the problem. This is not the way a city should project itself in the minds of its citizens and business owners. The city and the general public need to address and resolve these viewpoints in an openly public forum such as in a quarterly town hall-like meeting sponsored by the mayor and attended by city leadership and City Council. Personally I will continue to stay involved and I believe deeply that if we stand and work together, we can return Eden to what it was in its heyday, only better. In conclusion. I want to restate my thanks to the mayor and mayor pro tem for the challenge to the city's residents. I look forward to this challenge and will participate in the most positive way possible. The city has so much potential and we must exploit its potential to the maximum. I request that this prepared statement become part of the minutes as a matter of record. Thank you.

(Citizen submitted and requested that this prepared statement become part of the minutes as a matter of record.)

Mr. Jim Bollengier, 111 N. Hamilton Street, Eden. My name is Jim Bollengier and I live on N. Hamilton Street in Eden. I also want to personally thank the mayor and mayor pro tem for challenging me to stay involved. After listening to their statements at the end of last month's City Council meeting, I had to ask myself why the mayor and mayor pro tem made these statements? Do they not see that there are citizens that ask those hard questions? One must ask why there is so much pushback from city officials and council members when it comes to details? As city taxpayers, one should not be reading a post on a city director's personal Facebook page three days before an election that excoriates write-in candidates through innuendos and unproven accusations. In my opinion, this violates the city's code, Chap. 10, Article IX, Unsatisfactory Job Performance and Detrimental Personal Conduct. The factor, discourteous treatment of the public or other employees constitutes unsatisfactory job performance or reflects poorly upon the city. This type of conduct must not be tolerated by a city employee whether at work or in public. Perhaps the city residents should talk about the city director's stated questionable business practices. Better yet, let's discuss Eden's financial and decision-making history since at least 2012 for the Berry Hill Industrial Park as "one of Eden's best hopes for the future." There's an old adage that states "there are 7 days in a week and someday isn't one of them." So how long is the "future" and when is "someday"? We need long-term economic diversification in the meantime.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Let's also include discussion on: 1. the creation of a city-tailored business plan, or on, 2. an adequately-budgeted, aggressive code enforcement process that's needed to immediately improve Eden's image, or on, 3. the necessity of a full-time city attorney or full-time position for Tourism Development. As a city taxpayer, I desire transparency and accountability from my elected officials and those on the city staff. I seek to dissolve the mindset of business as usual. As my wife suggested, the city and the general public need to address and resolve these viewpoints in an openly public forum other than in a City Council meeting. In conclusion, despite accusations by another city resident during his alleged discussion with the mayor that I was an undue burden to the City Council members through harassment, it is merely my intent to suggest improvements to the city's economic recovery process through city employee and councilor transparency and accountability. The taxpayers deserve nothing less. I request that this prepared statement become part of this month's minutes as a matter of record. Thank you.

Michael (Blue) Hall, 180 Hoover Road, Eden, said he was there to discuss the demolition of the Grand Theater and how he could work with the city on it.

Mayor Tuggle told Mr. Hall they would call him back up if they needed to talk with him when that item came up on the agenda.

UNFINISHED BUSINESS:

There was no unfinished business at this time.

NEW BUSINESS:

Mr. Burnette asked Mayor Tuggle if he could address the Council. He said they would be looking at the demolition of the three properties. He had been around to look at them. He did agree they were all in bad disrepair. They did need attention of some sort, whether they be demolished or whatever. He was against going outside their budget to address the items. As a matter of fact, they had just heard from one of their citizens to stay within the budget. Two years ago, the mayor at a budget retreat proposed that they include money from the general fund to address many of the dilapidated properties. He supported that but the Council did not make that a funded priority. At this point, if it was not budgeted, why would they want to approve a non-budgeted item, especially a non-budgeted, non-emergency item. They budget for this type of item and maybe next year needed to look at putting more money in; however, they needed to stay within the budget. They had \$56,588 remaining for action this year. What was being requested required \$75,728, which was \$19,000 plus over budget. He would suggest whichever is a greater safety and environmental problem for the community. In the next year, they should reallocate for those same items. His recommendation was to stay within the budget.

Council Member Carter asked how they were doing on collections for buildings they had already demolished.

Ms. Stultz replied that they make every effort to collect the money owed. Often, they were limited by state law in the measures they could take. They had heard her say before and at

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

every retreat since 1993 that code enforcement was a priority. It was a service in some respect exactly like services they provide for other reasons and needs of the community. When a property owner can be found and made to pay, that's all the better and how it should be. They should be responsible for their own properties. But there were times when they found themselves needing to do a code enforcement action to benefit the rest of the community and they were not going to be able to recoup funds. They had been very honest with the Council about the fact that they were never going to be able to recoup all the money. Many times there were absent landlords and property owners who had basically abandoned the property. If it was done as a minimum housing code action or human habitation standards or as a non-residential maintenance code action, they could only use a limited number of measures to collect it. If it was a nuisance, for example if they spent a lot of money cleaning up a piece of property, anything that property owner owned in the rest of the jurisdiction could be attached. They had a lot more leeway and things they could do to sell off their property with the exception of their primary residence. They did a great many things for which they were not going to be paid that were a service to the community. As the city's planning director, she felt there were times those actions were as important as any of the other services the city provided.

Council Member Carter asked if they were putting liens on the properties.

Ms. Stultz said they tried to attach tax refunds. They did everything they could.

Council Member Carter asked Ms. Stultz what the percentage was they were able to collect.

Ms. Stultz replied that she could not guess. In a given year, it depended on the actions they undertook. When they took down the old Draper High School that had been turned into apartments, they knew could not recoup the funds for asbestos removal and demolition. The property was sold for \$10,000. The Council did it anyway because the structure was an extreme detriment and danger to the neighborhood.

Council Member Hampton said she had been riding around that week as well to check out those three properties on the agenda. She did not see any way to save the old theater. It had fallen in and was in terrible shape. She was with a demolition man the previous day who said the only property that he could look at and tell might pose a problem was 233 because it looked like it could fall in the street. She asked what the city would be liable for if it did.

Ms. Stultz said she had meant to have Chief Building Inspector Bob Vincent at the meeting but it did not work out. He had inspected the buildings many times. The type of construction that was used on The Boulevard was very different than what was done in downtown Leaksville. The buildings were imploding on themselves. Neither Mr. Vincent nor Codes Inspector Josh Woodall felt that the building was a danger to the buildings beside it. It was in danger of continuing to fall and being more open and attractive to passersby. The more foot traffic in those areas, the more issue they become. She did not disagree that more money needed to be budgeted so that they could manage. If they decided to tell them that 233 was the most crucial building to do, that would take all but about \$3,000 to make it through the rest of the year. That was not a recommendation she was willing to make

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

because who knew what might come up between now and July 1. It was a Catch-22 for them as a staff and for the governing body to decide what the priorities were. They had managed to allay a situation in downtown Draper that she thought would turn out to be for everyone's benefit. They were still struggling with some on Washington Street but she thought they had them in hand to make them better. They had a lot of complaints about the vacant cotton mills. One had recently been sold and there was every belief that it was a good developer who would take care of it. The NC General Assembly said if they started an action on one of the mills, they could not do anything about it for five years. She could not stand there and ask the Council to spend the kind of money it would take to tear down one of those mills unless they were forced into such a circumstance. Code enforcement was extremely important – it was important in the Positively Eden plan. It was on the Council retreat agenda every year. It was balanced with police, fire and parks and recreation, and all the other general fund departments jockeying for the same dollars. The dollars did not appear to be going up. While it may be the most important thing to her, she would guess the police chief, fire chief and parks and recreation director would have different opinions. Last year, she requested \$100,000 in the budget. The city manager did a great job to allocate \$60,000 to them under current conditions. The items on the current agenda had been placed in the order the staff felt they needed to be cared for. They could discuss each of them as they got to those items.

Mayor Tuggle said it had been an ongoing thing for years and years. There was always a Catch-22. People wanted the things down but it did take a lot of money to take them down. Rarely did they get any money back from them.

Ms. Stultz said that Mr. Corcoran had a conversation with a citizen recently who was very adamant that the city needed to care for the buildings but when he discovered that the taxpayers would most likely pay for it, it gave great pause. There were times when it was necessary. She did not disagree with Mr. Burnette or Mr. Corcoran that they needed to plan for them.

- a. Request to adopt an ordinance for the demolition of a structure at 1307 Center Church Road under the City of Eden Human Habitation Ordinance.

The City Council was given a section of the Human Habitation Standards Ordinance relating to the steps to be taken when an owner fails to comply with an order to repair or demolish and also 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 Ordinance and the enabling legislation permit the City Council, upon adoption of an Ordinance, to order the repair or demolition of the structure. Three (3) bids were submitted to this department as follows:

Sam W. Smith, Jr. \$ 8,000.00
Rabco, Inc. \$ 4,920.00
J. W. Saunders Construction \$ 4,000.00

The 2017-2018 City of Eden Budget Ordinance allocated \$60,000 for the year for demolitions. The amount currently available is \$56,588.40. The Saunders Construction bid is within the funds currently available.

Staff recommends that J. W. Saunders Construction, Inc. be awarded the bid for the demolition of the house with the lowest bid being in the amount of \$4,000.00. Once the demolition is done at the City's expense, actions can be taken

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

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.

Ms. Stultz said the building at 1307 Center Church Road was a house. It was open and in a neighborhood with a lot of children and where people walked. The house was in a dangerous condition. It needed to come down and could be demolished with the funding they had.

Council Member Ellis asked if anyone was living in it at night.

Ms. Stultz said there were some things in the house that were evidence of vagrancy or loitering.

Council Member Hall asked if it was far enough away from other structures that the fire department would consider it as a burning option.

Ms. Stultz said they were told the structure was not sound enough. The state had to approve the burn. They would not allow them to just alight something. The department did always try that as a first option.

Council Member Hall asked Ms. Stultz when she had last heard from the estate that owned the property. He knew it had been going on for years.

Planning Coordinator Debra Madison said Mr. Woodall had spoken with one of the heirs and that person would like for it come down but there were several heirs and they would not all agree to sign the papers to authorize it be down.

Ms. Stultz said the heirs lived all over but the heir they had spoken with lived in Brandywine, Maryland.

A motion was made by Council Member Burnette and seconded by Council Member Hall to approve and adopt an ordinance for the demolition of a structure at 1307 Center Church Road under the City of Eden Human Habitation Ordinance. All Council Members voted in favor of this motion.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

**AN ORDINANCE AND ORDER
FOR THE DEMOLITION OF
PROPERTY AT 1307 CENTER CHURCH ROAD,
EDEN, NORTH CAROLINA**

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

WHEREAS, on the 1st day of February, 2017, the Director of the Planning and Inspections Department examined the structure owned by Lonnie Day Frazier Estate at 1307 Center Church Road, Eden, North Carolina and found it to be unfit for human habitation, that said property is more particularly described as follows:

BEGINNING at a stake on the South side of High Street said stake being 310 feet South 78° 15' East from the road running between Moore's Hill property and Clay Martin's land; thence with said High Street North 61° 45 ' East 171 feet to a stake; thence South 1° West 598 feet to a stake; thence North 78° 15' West 151 feet to a stake; thence North 1° East 490 feet to the point of beginning, same being Lot No. 14 as per map and survey made of Moore's Hill by A. G. Pritchett for Emerson and Whichard. Deed Reference: Book 496, page 636. The above described property being more commonly known as 1307 Center Church Road, Eden, North Carolina, and being further identified by the Rockingham County Tax Dept. as PIN 7060-20-90-4749-00.

WHEREAS, on the 2nd day of February, 2017, the Director caused to be issued a Complaint and Notice of Hearing for the 2nd day of March, 2017, which was served on the property owner by publishing in the News & Record on the 15th and 22nd day of February, 2017, by certified mail, return receipt requested, and first class mail to the address listed with the Rockingham County Tax Department and by posting on the subject property on the 7th day of February, 2017; that the certified mail, return receipt requested, was returned by the U. S. Postal Service marked "unclaimed;" and

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

WHEREAS, the hearing was held on the 2nd day of March, 2017, and the Director subsequently issued an Order to repair, alter, improve or vacate and demolish the property; and

WHEREAS, a copy of the Order was served on the property owner by publishing in the News & Record on the 15th day of March, 2017, by certified mail, return receipt requested, and first class mail to the address listed with the Rockingham County Tax Department and a copy of the Order was posted on the subject property on the 14th day of March, 2017; that the certified mail, return receipt requested, was returned by the U. S. Postal Service marked "unclaimed;" and

WHEREAS, the Director caused a Notice of Lis Pendens to be filed in the Office of the Clerk of Superior Court for Rockingham County, North Carolina, on the 7th day of April, 2017; and

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

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

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

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

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

APPROVED, ADOPTED AND EFFECTIVE, this 21st day of November, 2017

CITY OF EDEN
BY: Wayne R. Tuggle, Sr., Mayor

ATTEST:
Sheralene S. Thompson,
CMC, MMC
City Clerk

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

b. Request to adopt an ordinance for the demolition of a structure at 216 The Boulevard under the City of Eden Non-Residential Building Maintenance Ordinance.

The City Council was given a section of the Non-Residential Building Maintenance Standards Ordinance relating to the steps to be taken when an owner fails to comply with an order to repair or demolish and also copies of the Notice of Condemnation, of Hearing and Order To Take Corrective Action which set out the violations found at the property at the initial inspection. The City of Eden Non-Residential Building Maintenance Standards Ordinance and the enabling legislation permit the City Council, upon adoption of an Ordinance, to order the repair or demolition of the structure.

Three (3) bids were submitted to this department as follows:

Sam W. Smith, Inc. \$ 79,000.00
Rabco, Inc. \$ 33,900.00
J. W. Saunders Construction \$ 18,339.00

The 2017-2018 City of Eden Budget Ordinance allocated \$60,000 for the year for demolitions. The amount currently available is \$56,588.40. The Saunders Construction bid is within the funds currently available.

Staff recommends that J. W. Saunders Construction, Inc. be awarded the bid for the demolition of the building with the lowest bid being in the amount of \$18,339.00. 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.

Ms. Stultz said it was very difficult to talk about taking down a building that had as much history in the community as this one. She noted the action had been going on since 2004. Mr. Hall had been the owner since December 2015.

Mayor Tuggle noted Mr. Hall was in attendance and wanted to talk with the city about working on the property.

Ms. Stultz said she did not know what he was proposing. Her office had not heard from Mr. Hall since they had notified him they were going to be on the agenda.

Mayor Tuggle invited Mr. Hall to address the Council.

Mr. Hall said he had received a letter Wednesday of the previous week and it only gave him six days to get anything going. He knew the building was in terrible shape and needed to come down. He bought the building because his dad owned the building beside it. He said 216 was actually the building to the right. He didn't know the address to the Grand Theater.

Council Member Hampton asked if he had anyone look at the building to see if it could be repaired.

Mr. Hall replied he had not. He was in the construction field himself. It was in terrible shape, he agreed. He did not know how a building got on the demolition list.

Ms. Stultz said on March 30, 2016, they sent Mr. Hall a letter telling him they discovered he bought the building and that there had been an order issued. The city wanted to meet with him

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

about it. They sent a letter on October 12 of this year telling him that the next week they were going to pursue bids for the demolition.

Mr. Hall said the building did not get in that condition since 2015 and he had owned it since then. His dad said code enforcement had been there taking pictures 10 or 12 years ago and he guessed they waited until it got completely unrepairable.

Mayor Tuggle said that budget dictated everything. They had more needs than they had money. They have had a list of 25 for a long time. Some things were just in such bad shape, they didn't have the money to take care of them. They took care of what they could with the budget they had each year.

Council Member Ellis asked if the walls were sound.

Mr. Hall said there was only a front wall and back wall and the debris in between.

Council Member Burnette asked Mr. Hall what he had in mind for the city to work with him.

Mr. Hall replied that he thought the city might be interested in buying the property. He saw they were doing pocket parks in Draper Village and the Leaksville Shopping District. They never heard of the city doing anything on The Boulevard.

Council Member Ellis said they would like to dress up The Boulevard. He asked Mr. Hall how much money he was thinking of.

Mr. Hall said he did not know but the tax value was \$22,000.

Ms. Stultz said according to the tax stamps Mr. Hall paid \$2,500 for the property.

Mr. Hall said he wondered about the buildings on Fieldcrest Road. He would go for something similar to that.

Ms. Stultz said that the argument that Mr. Hall made about the length and number of times the department had been out there was something they heard a lot. The building did need to be demolished. She understood from Mr. Vincent that the buildings on either side were not at risk. It was a sad state of affairs that they got to that point, but it did need to be cared for. If Mr. Hall had a plan for something he wanted to do with it, they would always consider that but this had been going on since 2003.

Council Member Hall asked why the building was not torn down in 2004 when it was condemned. He assumed it was budgetary.

Ms. Stultz replied that it was.

Council Member Ellis made a motion to table the item to the regular January meeting. Ms. Stultz did a diligent job. Mr. Hall brought the pocket parks to their attention. This was a nice piece of

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

property. It was large. It could be a positive move for The Boulevard area. They were trying to help it grow and dress it up. They may be able to get the property for little or nothing. The motion was seconded by Council Member Moore. All Council Members voted in favor of this motion

- c. Request to adopt an ordinance for the demolition of a structure at 233 The Boulevard under the City of Eden Non-Residential Building Maintenance Ordinance.

The City Council was given a section of the Non-Residential Building Maintenance Standards Ordinance relating to the steps to be taken when an owner fails to comply with an order to repair or demolish and also copies of the Notice of Condemnation, of Hearing and Order To Take Corrective Action which set out the violations found at the property at the initial inspection. The City of Eden Non-Residential Building Maintenance Standards Ordinance and the enabling legislation permit the City Council, upon adoption of an Ordinance, to order the repair or demolition of the structure.

Two (2) bids were submitted to this department as follows:

Sam W. Smith, Inc. \$86,000.00
J. W. Saunders Construction \$53,389.00

The 2017-2018 City of Eden Budget Ordinance allocated \$60,000 for the year for demolitions. The amount currently available is \$56,588.40. The other two actions on the November agenda are within budgetary allowances. If you choose to proceed to demolition then this amount will need to be taken from fund balance.

Staff recommends that J. W. Saunders Construction, Inc. be awarded the bid for the demolition of the building with the lowest bid being in the amount of \$53,389.00. 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. 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.

Ms. Stultz said there were not enough funds in her current budget to do this particular piece of property. For many years, this property was tied up in a lien by Wake Forest University Medical Hospital. It no longer was but that did not mean they had any chance of recouping the funds. Council Member Carter had asked her for a percentage earlier about collections on their code enforcement actions and this one was extremely low. If they were to do it at some point, it would be a public service. They were doing some good things with some properties around the community. It was also her opinion that they could not afford to buy every property she asked them to demolish. They could not manage it as a community and she could not recommend it as the planning director.

Mayor Tuggle asked if this property was \$53,389 to demolish and Ms. Stultz said it was.

Council Member Hampton asked for photos of the inside which Mrs. Stultz provided.

Council Member Hampton made a motion to demolish the building but the budget needed to be built up some before.

Ms. Stultz asked if she wanted to table it until after the budget retreat and Council Member Hampton replied she did.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Ms. Stultz said they would not have the funds for this demolition until at least after July 1.

Council Member Ellis made a motion to deny the demolition until the July 2018 meeting. The motion was seconded by Council Member Hampton.

City Attorney Ms. Erin Gilley recommended that the motion be either to deny or to postpone to a date certain.

Ms. Stultz said they already had an order to demolish so the issue was whether to proceed or not.

Council Member Ellis made a motion to postpone the issue until July 2018. Council Member Hampton seconded the motion. All Council Members voted in favor of this motion.

d. Consideration and Approval of Branding Study Contract.

Mr. Randy Hunt, Main Street Manager, said as part of the adopted strategic community plan, the branding process was a focus. The objective was to provide a consistent brand for Eden as a community and across traditional downtown areas; allow each commercial area to retain an identity but be part of the greater whole of Eden business; create a recognizable logo to be used by the city and other entities such as the Eden Chamber of Commerce; take advantage of past efforts to promote Eden outdoor recreation and assets as the key to providing a consistent image over time; compliment other efforts such as the Dan River ST8 Crossings regional marketing campaign and the city's Small Town Great Outdoors tagline resulting from the 2014 public relations campaign. Mr. Hunt said that requests for proposals were sent to 13 companies in September. One company responded. With the help of Ms. Stultz, the RFP was put on the Planners List Serve reaching about 600 planners in October. Three companies responded. Two of those were interviewed Nov. 16. Arnett Muldrow was selected for City Council approval. They were an urban planning firm based out of Greenville, South Carolina, and Milford, Delaware. Their expertise was in community branding, economic development, master planning and wayfinding. Aaron Arnett, principal in the group, did the presentation. Shawn Terpack was their art director and Ben Muldrow was their principal branding director. They had completed 450 brand plans in 35 states in three countries. Just in North Carolina, they had completed 72 projects and 42 of those were brands and marketing. Their concern was tying in all of Eden's areas and promoting them cohesively. They needed to create a unique identity in a consolidated system. The group had been able to do that with Graham County branding. Arnett Muldrow was the only company of the two who did their research on Eden before they came. They had been part of the city's 2005 Land of Two Rivers campaign effort. They had been a consistent N.C. Main Street Annual Conference presence since Eden has been on the Main Street program. Their approach was to engage community stakeholders in focus group sessions as part of their branding workshop. They were flexible to accommodate Eden's unique requests to assure business owner/citizen involvement and input. As a side note, they also had the lowest cost proposal among the companies considered at \$17,210. Not that he had brought the Council the cheapest, he thought it was the best quality. The next highest were \$27,000, \$29,000, and \$58,000. The company could begin work in December or January and the process could take 3 to 4 months to complete. To reinforce the brand, banners could be located in the downtown areas, a social media campaign would be started and the branding would be an integral part of the city website which

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

the group could help the city with. There would be a savings moving forward so that they could consider local media options.

Mayor Tuggle asked Mr. Hunt if he had presented it to the business community and Mr. Hunt replied he had not.

Mr. Hunt said the branding was part of the strategic plan and the citizens said it was something necessary. He had not shown the presentation to anyone but the Council.

Mr. Burnette said as Mr. Hunt said it was the lowest bid but it was also the best firm. They gave a great presentation. The money for this was already in the budget.

Council Member Ellis asked if a representative from the company was present and Mr. Hunt said no, they would have had to drive from South Carolina.

Council Member Carter asked Mr. Corcoran how the group did when they did the Land of Two Rivers branding.

Mr. Corcoran said they did a good job. They had a lot of experience. If the Council proceeded, they would have committed \$111,057 of the \$300,000 appropriated, so they would have a remaining balance of \$188,943. As Mr. Hunt pointed out, if they looked at the strategic plan, the branding study was one of the main recommendations within the first strategy area in terms of economic vitality and downtown revitalization.

Mr. Hunt said they had to tie in cohesiveness with the age groups of the citizens and businesses, as well as bring in The Boulevard and brand Draper and Spray.

Mr. Corcoran said one of the things they emphasized was trying to get as much citizen engagement as possible in this process. There were two public outreach meetings during the strategic planning process and there were a number of citizens who signed up and expressed a willingness to work with the city on the implementation of the strategic plan. One of the things that was pressed upon this company was that they city would like the consultant to go out and make contact with the members of the community who expressed an interest in being involved to get their input and their thoughts on the branding study. Anyone who signed up during those two public outreach meetings would be contacted as well.

A motion was made by Council Member Ellis and seconded by Council Member Moore to approve the branding study contract with Arnett Muldrow. All Council Members voted in favor of the motion.

- e. Approval and adoption of a resolution for Designation of Applicant’s Agent from the North Carolina Division of Emergency Management.

<p>RESOLUTION DESIGNATION OF APPLICANT’S AGENT North Carolina Division of Emergency Management</p>
--

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Organization Name (hereafter named Organization) City of Eden		Disaster Number:
Applicant's State Cognizant Agency for Single Audit purposes (If Cognizant Agency is not assigned, please indicate): North Carolina Department of Crime Control and Public Safety		
Applicant's Fiscal Year (FY) Start Month: July Day: 1		
Applicant's Federal Employer's Identification Number -		
Applicant's Federal Information Processing Standards (FIPS) Number -		
PRIMARY AGENT		SECONDARY AGENT
Agent's Name Brad Corcoran		Agent's Name: Paul R. Dishmon
Organization City of Eden		Organization City of Eden
Official Position City Manager		Official Position: Director of Municipal Services
Mailing Address 308 E. Stadium Drive		Mailing Address: 308 E. Stadium Drive
City ,State, Zip Eden, NC 27288		City ,State, Zip: Eden, NC 27288
Daytime Telephone 336-623-2110		Daytime Telephone: 336-612-8056
Facsimile Number		Facsimile Number: 336-627-9189
Pager or Cellular Number		Pager or Cellular Number: 336-613-6934
<p>BE IT RESOLVED BY the governing body of the Organization (a public entity duly organized under the laws of the State of North Carolina) that the above-named Primary and Secondary Agents are hereby authorized to execute and file applications for federal and/or state assistance on behalf of the Organization for the purpose of obtaining certain state and federal financial assistance under the Robert T. Stafford Disaster Relief & Emergency Assistance Act, (Public Law 93-288 as amended), Chapter 166A of the North Carolina General Statutes, or as otherwise available. BE IT FURTHER RESOLVED that the above-named agents are authorized to represent and act for the Organization in all dealings with the State of North Carolina and the Federal Emergency Management Agency for all matters pertaining to such disaster assistance required by the grant agreements and the assurances printed on the reverse side hereof. BE IT FINALLY RESOLVED THAT the above-named agents are authorized to act severally. PASSED AND APPROVED this _____ day of _____, 20__.</p>		
GOVERNING BODY		CERTIFYING OFFICIAL
Name and Title		Name
Name and Title		Official Position
Name and Title		Daytime Telephone
CERTIFICATION		
<p>I, _____, (Name) duly appointed and _____ (Title) of the Governing Body, do hereby certify that the above is a true and correct copy of a resolution passed and approved by the Governing Body of _____ (Organization) on the _____ day of _____, 20__.</p> <p>Date: _____ Signature: _____</p>		

Ms. Gilley said the North Carolina Division of Emergency Management had contacted Municipal Services Director Paul Dishmon that day and told him in order to begin processing the financial assistance from the state money, the City Council would need to enact a resolution that would authorize staff to submit the documentation to the state. If they could get that resolution, the reimbursements could start coming in the next 30 days. If they waited another month, it would be 60 days. The resolution designated Mr. Corcoran and secondary Mr. Dishmon to handle that documentation and submit it to the state.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Mr. Burnette said he thought it was important the community understand what that really meant. He asked Mr. Corcoran what kind of money it was.

Mr. Corcoran replied that the state was still working on the numbers but probably the reimbursement to the city was around \$180,000 or \$185,000. Basically, they would be reimbursed 75 percent of the approved expenses. The city would be responsible for the remaining 25 percent. They were wrapping up the final response, which was the grinding and hauling away of tornado debris.

Council Member Carter made a motion seconded by Council Member Hampton to approve and adopt the resolution for Designation of Applicant's Agent from the North Carolina Division of Emergency Management. All Council Members voted in favor of the motion.

REPORTS FROM STAFF:

City Manager's Report – November 2017

Process To Fill Vacancy In Ward 6 City Council Seat

The City Council has initiated the process of filling the Ward 6 City Council position held by Council Member Neville Hall who will be sworn in as Mayor on December 19, 2017 by accepting letters of interest. According to Section 3.2 Terms; Qualifications; Vacancies, Subsection (c) of the Eden City Charter, any vacancy in the office of Mayor or City Council is filled by a majority vote of the remaining members of City Council for the remainder of the unexpired term. The Ward 6 term will expire on December 17, 2019. Qualified residents who live within Ward 6 and are interested in being considered for appointment to the City Council are encouraged to submit a letter (electronically or in writing) that includes relevant experience and qualifications to Sheralene Thompson, City Clerk (sthompson@edennc.us) by **5:00 p.m. on December 5, 2017**.

Citizens Advisory Committee

In an effort to further enhance citizen engagement I am interested in exploring the possibility of establishing a Citizens Advisory Committee that would work with me and would be representative of our community. Prospective members would need to be willing to meet with me and other members of City staff as needed on at least a monthly basis to provide input on implementation of the *Positively Eden* Strategic Plan as well as other city issues, including but not limited to economic and tourism development, downtown revitalization, neighborhoods, code enforcement/nuisance abatements, parks and recreation, water and sewer initiatives, public safety, etc.... First, however, it is necessary to see if there is enough interest in creating such a committee and who would actually be interested in volunteering their time to serve on such an advisory

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

committee. If you would be interested in serving on such a committee please email me at bcorcoran@edennc.us. Once I know if there is enough interest I will proceed accordingly. In the event there is not sufficient interest in creating such a committee I will still reach out to those of you who do email me and will schedule a time meet with you so we can discuss your thoughts and suggestions and further explore ways to get you and others more involved.

What is the background concerning water and sewer rate increases and the reasoning behind these increases?

A common question I receive is to explain the background concerning water and sewer rate increases and the reasoning behind these increases.

- Since 2006, due to NAFTA (North American Free Trade Agreement) and corporate business decisions, Eden has lost nearly 1,500 jobs and approximately **\$4,893,691** in **NET** water/sewer revenue per year as a result of four industry closings:

Parkdale Mills (11-01-06)

Hanes Brand International (02-05-09)

Liberty Textiles (07-31-07)

MillerCoors (09-0-16)

- As a result, our billable gallons of water has been reduced by 57.3% and our billable gallons of sewer have been reduced by 73.1%.
- During this same period of time, Eden was placed under an Administrative Order by the Environmental Protection Agency (EPA) and mandated to completely eliminate all Sanitary Sewer Overflows (SSOs). The cost of meeting this unfunded mandate will equal approximately **\$49.1 million dollars** when all of the work is completed.
- The City's Water & Sewer Fund is an enterprise fund, which means annual revenues must be sufficient to equal annual expenditures.
- As such, the loss of the billable gallons being generated by these four industries combined with the unfunded mandate placed on the City by the federal government forced the City Council to raise rates so that annual revenues from water and sewer service charges would cover the annual expenditures.
- Why not just cut costs? Unfortunately, the amount of water/sewer expenses the City was capable of eliminating as a result of the four plant closings was minimal and essentially restricted to just electricity and chemicals because we are still required to maintain and repair all of our existing water/sewer infrastructure such as lines and pump stations, and we are required by law to staff and operate our Water Filtration and Wastewater Treatment plants 24 hours each day, 7 days a week, 365 days a year.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

- There is no member of City Council (past or present) that I know of that has ever wanted to raise water and sewer rates. However, when we lost such a large percentage of our billable gallons to the industry closings (especially Hanes Brand International and MillerCoors) and were then hit with the unfunded mandate from the EPA there was no viable option but to raise rates.
- The last water and sewer rate increase was implemented on January 1, 2016. An additional increase that was approved by the City Council on November 17, 2015 was supposed to go into effect on September 1, 2016. However, when the City Council adopted the FY 2016-17 budget that went into effect on July 1, 2016 they agreed to delay the increase even further until January 1, 2018. Then, when the City Council adopted the current FY 2017-18 budget that went into effect on July 1, 2017 they agreed to delay the increase again until January 1, 2019.
- The reason the City Council was able to delay the increase again was due to the treatment of leachate from Duke Energy. Duke Energy is now pumping leachate to our Wastewater Treatment Plant and the projected revenue allowed the City Council to delay the increase.
- If the January 1, 2019 rate increase does take place the increase would be \$9.48 per month (\$63.26 to \$72.74 for both water and sewer) or 14.99% on our average water/sewer customer inside the City who currently uses an average of 3,381 gallons per month.
- However, it is our hope that the January 1, 2019 rate increase will not be necessary. We are continuing to work diligently with officials from Rockingham County and the State of North Carolina to find an industry that would be interested in buying the MillerCoors facility, we are continuing our efforts to attract other industries within our community, and we are working with Pittsylvania County, Henry County and the State of Virginia to find industries that would be interested in locating within the Mega Park off Berry Hill Road in Virginia.

How does Eden's tax rate compare to the other municipalities here in Rockingham County that has a tax rate?

Another common question I receive is to explain how Eden's tax rate compares to the other municipalities here in Rockingham County that has a tax rate.

- We are pleased to note that Eden has the lowest tax rate. This is something the City Council (past and present) has worked hard to maintain. Currently, our rate is \$ 0.609.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

- The tax rates in the other communities at this point in time is as follows:

Rockingham County	\$ 0.696
Madison	\$ 0.73
Stoneville	\$ 0.69
Mayodan	\$ 0.63
Reidsville	\$ 0.74

Why did the Motor Vehicle License Fee Increase?

Another question I have been asked about during the course of the past few months is why the City's Motor Vehicle License fee was increased from \$5.00 to \$15.00 per licensed vehicle. The information below addresses this issue and has been taken from the FY 2017-18 Budget Message that was written in April 2017 and is available online at www.edennc.us.

- The FY 2017-18 budget increases the motor vehicle license fee from \$5.00 per licensed vehicle to \$15.00 per licensed vehicle. The additional \$99,000 generated will pay the annual debt service on a new \$1,100,000 loan for additional street resurfacing projects that will be completed to address street sections currently rated as poor or very poor. A total of \$1,677,300 is allocated for street resurfacing projects during the upcoming year.
- The city has 620 paved street sections (104.14 paved miles and 1.01 gravel/stone miles) in the city's street system that total 1,383,464 square yards of asphalt pavement streets in the city limits that are repaired and resurfaced in the progression of our Street Resurfacing Program. Based on a 15-year program, we need to resurface 92,231 square yards of asphalt pavement each year at an estimated cost of \$876,195 to maintain the 15-year cycle. The average cost to repair and resurface a street is \$9.50 a square yard based on the actual cost of last years' street resurfacing contracts. During the current fiscal year we received \$477,304 through the state Powell Bill Program which means, in order for the city to meet our annual requirements to maintain a 15-year program we would need an additional \$398,891 for the upcoming year just to meet the annual requirements of a 15-year program.
- However, we currently have 94 street sections (15.16%) in our street system that are in poor (92) or very poor (2) condition. These 94 street sections consist of 235,095 square yards of asphalt pavement. The projected cost to repair and resurface all 94 street sections is \$2,233,403. Three of these street sections, three are scheduled to be resurfaced this spring at a cost of approximately \$110,000. Eight street sections are in poor condition due to recent sewer construction work associated with the Tanyard Branch project. The estimated cost to resurface these eight street sections is \$192,100. Funding to resurface these eight sections has been included in the proposed budget within the Sewer

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Construction budget. This still leaves a total of 83 street sections that are in poor or very poor condition that are in need of immediate attention.

- We previously considered the idea of changing our resurfacing program to a 20-year program but based on the quality of the material we are receiving today we do not recommend this change. The asphalt today is made with a significant amount of recycled material. In the last few years, we have noticed moderate cracking in new pavement within a year of it being laid. In fact, based on the quality of the asphalt we are now receiving, an average life expectancy of 10-12 years would really be more realistic.
- During FY 2007-08 Eden received \$583,057 in Powell Bill revenues. Since that point in time the average amount of Powell Bill revenues received from the State has only equaled \$484,749. This is a reduction of nearly \$100,000 per year and this reduced revenue translates into approximately \$1.0 million less dollars to maintain and resurface our streets every 10 years. Clearly, there is a direct correlation between our inability to fully address and fund our street resurfacing needs and the level of funding being received for this purpose. Without an additional source of funding we will continue to fall further behind in reference to our street resurfacing needs.

Eden Youth Council

The Eden Youth Council met on Monday, November 6th and continued to make plans for various projects. Some of their smaller projects include their annual fall yard cleanup up for senior citizens on Saturday, November 18th, ringing the bell for the Salvation Army during the holiday season, and their quarterly street cleanup efforts through the Adopt-A-Street program. They also plan to assist with the Toys for Tots toy drive, a fundraiser for the Matrimony Creek Greenway project and to continue assisting with the Meals on Wheels program. Their largest project, the third annual Kickball Tournament, is still in the early planning stages and they will be working with Johnny Farmer, Director of Parks and Recreation to establish a date for this fundraising tournament for the elementary school children in our community.

Economic & Tourism Development Department

Morehead Memorial Hospital

On November 13th, Judge Benjamin A. Kahn of the U.S. Bankruptcy Court for the Middle District of North Carolina approved the sale of the hospital to UNC Health Care. UNC Health Care improved its bid for Morehead Memorial after its board held a meeting on November 10th. The system's improved bid includes \$11.5 million in cash, \$20 million in capital to be invested in a

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

three-year period and an offer to keep the hospital open for 5 years. This is great news for our community!

Now Hiring!

The following companies are now hiring: Gildan, Weil-McLain, KDH Defense Systems, Proctor and Gamble, Econo-Lodge, Hampton Inn, Advance Auto Parts, Little Caesars, Papa John's, Dalton Plumbing and Tri-City Chevrolet.

The Tile Shop

This distribution warehouse is located just over the North Carolina state line in Ridgway, Virginia off of Friendly Road. Currently, they employ 62 people, most from Eden due to its proximity to our city. They have hired two people since December but do not have much turnover. The warehouse supplies their retail stores that are located in larger metropolitan areas.

Eden Drug

The renovation of the former Atkinson Realty building for Eden Drug should be completed by early December. Their administrative offices will be housed in this location and other services will eventually be offered there. The pharmacy and administrative offices are located adjacent to each other on Stadium Drive.

Carter Auto Repair

This company has moved from Patrick Street to the former NAAPA auto parts facility on King's Highway.

Spray Cotton Mills

This property has been sold to Developer Faisal Khan who renovated the Locker Room Lofts in Roanoke, Virginia. He has contracted with Belk Architecture of Raleigh, who has done several mill projects across the state. The site development will include market rate apartments and other enterprises.

Dan River ST8 Crossings Marketing Campaign

Regional partners and a final Duke Energy grant have raised a total of \$78,000 for the Dan River ST8 Crossings marketing campaign. More partners are being sought to continue this regional marketing effort.

Bridal Promotion

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

The Main Street bridal promotion ended November 1st with Elizabeth Owens of 104 West Lake Road, Eden winning. Over 30 businesses and organizations are participating and the value of the prize is over \$6,500. Each business has been notified of the results.

EDDI Update

The EDDI board met on November 13th and adopted a new set of by-laws. The next meeting is December 11th at the Eden Chamber of Commerce.

Draper Murals

The owner of the building where we plan to restore two Coca-Cola murals has been contacted, and has given us his verbal consent. The artist is prepared to begin as soon as we receive the owner's consent in writing and is hopeful that the murals can be completed this year as weather permits.

Branding Study

Four companies submitted proposals for the Eden Branding project outlined in the *Positively Eden* strategic plan. It is anticipated that the City Council will vote to select one of the companies during their meeting on November 21st.

Draper Pocket Park

The purchase of the two parcels of property on Fieldcrest Road for the development of the Draper Pocket Park is now complete.

Leaksville Christmas Tree

A 12' commercial Christmas tree with a 3' star was purchased by the Leaksville Municipal Service District (MSD) to be placed at the corner of Washington and Bridge Street. Mayor-Elect Neville Hall and Washington Street resident Jean Harrington will light it on November 24th.

Merchants Association Meetings

Both the Draper and Leaksville merchant associations met during the past month to discuss plans for the upcoming holiday season. In addition, a Boulevard merchants association has been formed and they plan to meet the first Monday of each month at 6:00 p.m.

Glass Blowing Instructor

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

A glass blower has moved to Eden for the purpose of buying a building to teach glass blowing and casting techniques and for the sale of art. He has been provided direction in creating a non-profit corporation and he has initiated some recruitment efforts designed to attract other artists to Eden.

Veterans Day Ceremony

We conducted our 14th Annual Veterans Day Parade & Ceremony with Draper Elementary on November 9th. Unfortunately, the rain prevented us from holding the event outside but it was still a very special ceremony and it was very evident that the children and staff had worked very hard on the program. We would like to thank the following people for making this event the huge success it was:

- Principal Christy Bailey
- All Draper Elementary Students
- Sheriff Sam Page
- Police Chief Reece Pyrtle
- Rockingham County Honor Guard
- Morehead High School JROTC
- Bob & Melvene Boone
- Various businesses that contributed to the reception.
- Draper First United Methodist Church
- Photographer Gordon Allen, and
- All the parents, grandparents and veterans who attended.

WGSR & CTT Productions Project

City staff recently met with representatives of WGSR and CTT Productions to discuss the upcoming TV campaign that will be launched in January and will run for twelve months. We believe this is going to be a very informative campaign and are looking forward to the final results.

Eden Rivers & Trails Group

Our Rivers & Trails Group met recently and received updates on the progress of the Matrimony Creek Trail and the Freedom Park Trail. This group meets on the last Wednesday of every month at 3:30 p.m. at City Hall. The next meeting is set for November 29th.

Upcoming Eden Holiday Events

- November 24th – Historic Leaksville Night-Time Christmas Parade – 6:30 p.m.
- November 28th – Draper Tree Lighting – 6:30 p.m.
- December 2nd – Draper Children’s Christmas Parade – 11:00 a.m.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

- December 3rd – Historic Leaksville Christmas Open House – 1:00 – 5:00 p.m.

Engineering Department

Street Resurfacing Projects - Update

Waugh Asphalt initiated work on the FY 2017-18 Street Resurfacing Contract, No. 3 on October 16th. The asphalt milling, structure adjustments, asphalt surface treatment, resurfacing and some of the shoulder reconstruction has been completed on the 25 streets that were scheduled to be resurfaced this fall. The remaining shoulder reconstruction work on the 25 streets is scheduled to be completed by Thanksgiving. Triad Road Maintenance has been awarded a contract to re-install the pavement markings on Henry Street, Irving Avenue and The Boulevard. The remaining 11 streets on Contract, No. 3 will be resurfaced in the spring of 2018.

Southwood Drive Upgrade - Update

Waugh Asphalt was hired by Wynnefield Properties to set up the stone base and pave the gravel section of Southwood Drive behind Walmart. The stone was prepped and setup and Waugh Asphalt installed the black base on Thursday, November 9th. The asphalt surface topping is scheduled to be completed by Tuesday, November 21st weather and conditions permitting.

Waterline Replacement Projects Update

Shiloh Utilities, Inc. has installed about 640 linear feet of 2” PVC schedule 80 pipe in Victor Street. The new water main has passed the hydrostatic pressure test, and is undergoing additional testing before new water taps can be made for customers between Flynn Street and Grove Street. Limited asphalt patching has begun during the testing phase. The project may be completed by the end of November if no problems occur during the remainder of the testing, and dry weather is encountered to allow for the completion of the asphalt patching.

Sam W. Smith, Inc. was the low bidder for the West Arbor and Wildflower Lane waterline replacement project, and he has been awarded the project at a price of \$119,700.85. Required bonds and other documents are being prepared, with a notice to proceed expected to be issued in the near future, after receipt of the necessary bonds and documents.

Preliminary plans prepared by Stolfus Engineering, Inc., have been received for the Sunset Drive 2” waterline replacement project and the plans are currently being reviewed. We anticipate some minor revisions before final design plans can be sent to the NC Public Water Supply Section for formal review and approval.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Survey work for the Jackson Street and Farrell Street 2” waterline replacement project was completed on November 6th. The firm of Alley, Williams, Carmen and King is in the process of creating preliminary design plans.

Fire Department

Public Education Events

During the course of the past month the Eden Fire Department has conducted eight public education events consisting of 20 hours of instruction with a total of 1,869 people attending these events. The largest event was held at Morehead High School. The Eden Fire Department, Eden Police Department, Eden Rescue Squad, North Carolina Highway Patrol, and Rockingham County Emergency Management Services (EMS) participated in the “VIP for a VIP” program. This program is designed to show teenage drivers the dangers of drinking and driving and the consequences of unattended driving. The VIP program is broken up into two-sessions. The first session offers an opportunity for representatives of the respective agencies to speak about their roles in an auto accident. The second session is a staged wreck scene with an extrication of a teenage victim who does not survive the crash. This program has a very powerful message and it is our hope that additional education such as this can help to prevent the untimely death of other teenage drivers.

Expansion of Training Grounds

The City of Eden has secured a tract of land from the Rockingham County School Board. The land is located behind Station 4 on East Stadium Drive. The City acquired the land in exchange for a 1987 model fire truck that was decommissioned and taken out of service. The fire truck will be used in the high school firefighter program that is being taught at Rockingham High School. The land is in the process of being cleared and will be used to further expand the training grounds behind the fire station. Fire Chief Tommy Underwood is currently in the process of launching a fundraiser to help raise funds that could be put towards the cost of constructing a new two-story burn building for training.

Information Technology

General Information

Following recommendations from the Multi State Information Sharing and Analysis Center (MS-ISAC), we have configured our SPAM firewall to reject attachments containing Microsoft Office Macros or VBA scripts. MS-ISAC is tracking a large uptick in both Emotet and Ursnif viruses. Both use phishing attacks with Word documents containing malicious macros as their vector.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

We are also in the process of completing a move from hosted VoIP (Voice over Internet Protocol) phones to an on-premise VoIP phone system with SIP (Session Initiation Protocol) trunks. While the conversion has been difficult we are seeing some progress and hope to have the project completed by Thanksgiving. Finally, we have taken delivery of replacements for some outdated Police Patrol MDT (Mobile Data Terminal) laptops and plan to complete those installations in the next couple of weeks.

Municipal Services Department

Tornado Clean-Up Efforts & NC Emergency Management Update

The final phase (and most expensive single component) of our cleanup effort is the grinding and hauling of the debris that we collected and placed in our tornado related debris pile. We have been advised that the contractor expects to complete their work by the end of November. Once we have completed all of our work we will submit the appropriate documentation to NC Emergency Management for reimbursement of 75% of our eligible costs. The City of Eden will be responsible for the remaining 25% of costs.

Surplus Auction

The City held a surplus auction on November 4th at its Public Works facility on Klyce Street. We are pleased to report that the auction brought in \$82,651.50 in proceeds based on information from Ms. Tammie McMichael, Director of Finance and Human Resources.

Parks & Recreation Department

Community Accents Program

Staff participated in the Community Accents Program with WLOE radio on October 20th and November 15th. We use these opportunities to update our residents and others about the Parks and Recreation programs that are happening during the months of November and December and the upcoming winter season.

Dog Park Update

The City Council voted on October 17th to proceed with the construction of a dog park in Freedom Park for both small and large dogs. City staff is currently obtaining quotes in order to issue purchase orders for the equipment and materials that will be needed for this project. In addition, City staff is planning to install the water lines for the water fountains within the course of the next month. This project is scheduled for completion in the spring of 2018.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Be Healthy Rockingham County

Parks and Recreation staff attended a Be Healthy Rockingham County meeting on November 1st and will be attending the upcoming meeting scheduled for December 1st. This group is working on doing a survey of the County to determine what the needs of the County are as it relates to recreation and health related activities offered in the County. They are using the recently completed City of Eden Parks & Recreation Comprehensive Plan as a guide.

Freedom Park Nature Trail Improvements Project Update

Staff is planning to begin work on upgrading the Freedom Park Nature Trail with additional stone and granite dust, additional picnic tables, and the installation of 10 camping sites for RVs at the back of Freedom Park. We expect to begin applying the additional stone and granite dust in December and starting work on the RV pads so the sites and will be ready for use in the Spring of 2018.

Matrimony Creek Trail Project Update

The Matrimony Creek Trail project is moving forward. Stoltzfus Engineering Inc. has provided the City with the engineering drawings for this project and this information is being submitted to the NC Department of Environmental Resources (NCDENR) for approval of the erosion control plan. In addition, a request has been submitted to the NC Department of Transportation (NCDOT) for a curb cut for the parking lot at this site. The plat for the land that will be purchased from Hampton Heights Baptist Church has been prepared and City staff is asking the City Council to approve the purchase of this property for \$6,000 at the November 21st City Council meeting. In addition, the City Attorney continues to work on completing all the easement property transfers to the city for this project and hopes to have this completed in the very near future. City staff hopes to begin work on the parking lot and trail areas sometime in December or January. Finally, City staff is currently in the process of obtaining price estimates for prefabricated bathroom units for placement near the entrance to the trail as well as the existing shelter and proposed parking area below the Hampton Heights Baptist Church

River Access Points

The City of Eden has submitted a letter of inquiry to the Duke Energy Water Resources fund for a \$100,000 grant to replace the Draper Landing access point and to add another one at the end of Klyce Street. The city should be notified in a few weeks if the projects have been accepted for a full application to be submitted.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Planning & Inspections Department

Code Enforcement and Inspections Update

We gained access to the Accurant program on Friday, September 29, 2017. This program is designed to assist us in finding property owners for code enforcement actions. We have been able to find 2 property owners for buildings that are the subject of a violation of the Minimum Housing Code. We will continue to search for other property owners that have housing violations or owe the City for nuisance abatements. Also, during the past month staff sent 13 letters for local code violations. 6 were for high grass, 2 for junk, 1 for junk car and 4 for violation of the Minimum Housing Code.

Lidl

The architect for Lidl expects to submit new plans for a scaled back floor plan by December 5th with construction expected to begin around the first week of January 2018.

Ashton Way Apartments

Wynnefield Development has officially purchased the property on E. Harris Place from Osborne Investments and anticipates beginning construction on the Ashton Way Apartments in the near future.

Boards and Commissions Updates

Planning Board

At their October meeting, the Planning Board decided to table a request for I-3 zoning on Friendly Road. The applicant was agreeable to the action. Staff had recommended denial of the request. The Board asked staff to look into a different way to deal with recycling operations.

Board of Adjustment

On October 19th, the Board of Adjustment approved a request for a special use permit to allow a flea market at the Eden Mall. They have six months to meet all of the requirements and the requirements must be met before they can begin operation. All of the flea market will be located inside the structure and no outside storage will be allowed.

Police Department

Retirement of Reece Pyrtle – Chief of Police

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

After 27 years of service to the citizens of Eden, Reece Pyrtle, Chief of Police will be retiring on January 1, 2018. Reece has done a tremendous job for the citizens of our community and will certainly be missed. If you see Reece between now and January 1st please take the time to thank him for his service to our community and congratulate him on his upcoming retirement.

Community Outreach Meetings

November 15th, Police Chief Reece Pyrtle and Assistant Police Chief Greg Light will be attending a Community Stakeholder meeting- Preparing for Raising the Age of juvenile jurisdiction from 16 to 18. This meeting will take place at the King Recreation Acers. In addition, they, along with other law enforcement officers from our county will be meeting with the Attorney General of North Carolina on November 21st at the Rockingham County Sheriffs Department for a forum on the opioid epidemic.

Public Utilities Department

EPA Administrative Order on Consent (AOC) to Stop Sewer System Overflows Update

At this time, we are on or ahead of schedule for our projects and our documentation submittals to the EPA and water infrastructure for our grant and loan funding. The engineering report that was submitted to NC Water Infrastructure should be approved within the next two weeks. Our design work on all the mandated projects has been started by W. K. Dickson Engineering and is currently on schedule for submittal by May 1, 2018. We are currently preparing the first Semi-Annual Progress Report to be submitted to the EPA as part of the Administrative Order on Consent (AOC) that is due November 22nd. This report is comprehensive and lists our Sanitary Sewer Overflows for the last six months, their causes, what we have done to stop them, and our overall progress to comply with the AOC within the five-year timetable that we have. We have completed a final draft of the required submittal and we are doing a final review before mailing by no later than November 17th.

Generator Repairs

The Water Filtration Plant has a 1600 KW generator that is used for backup electricity for the Water Filtration Plant and Wastewater Treatment Plant should our connection to Duke Energy fail for any reason. This generator was installed in 1999. Because this is an emergency piece of equipment, we have a maintenance agreement with Carolina CAT out of Greensboro to handle routine maintenance and servicing. During a routine preventative maintenance visit on October 17th the Caterpillar technician was checking the oil and discovered that there was antifreeze in the oil and began looking for the source of this contamination. After extensive checks the Caterpillar diesel mechanic found that a seal in one of the cylinders was cracked and leaking. Further

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

inspection by the master mechanics upon disassembling the engine revealed a broken spacer plate and water in the intake manifold. Several of the cylinders were found to have water damage and galling of liner walls. It was determined that all sixteen cylinder packs and piston cooling jets will need to be replaced. As of November 14th the cost estimate for these unanticipated repairs is \$83,127.83. The projected cost to replace the generator would be between \$600,000 - \$700,000 based on information received from Mr. Terry Shelton, Director of Public Utilities.

CONSENT AGENDA:

- a. Approval and Adoption of Minutes: October 17, 2017.
- b. Approval of Traffic Study in Reference to No Parking on Hairston Street and Adoption of Ordinance.

A traffic study request was received from Council Member Ellis in reference to no parking on Hairston Street from the intersection of Knott Street to the intersection of Sharpe Avenue.

Hairston Street travels from Stadium Drive to Sharpe Avenue and is located in a residential area, intersecting three residential streets along the way. Due to the narrow nature of the roadway, the neighborhood already has a number of no parking areas (see attached). Investigation has revealed that congestion caused by vehicles parked along the roadside of Hairston Street from the intersection of Knott Street to the intersection of Sharpe Avenue has caused safety concerns for both School Bus drivers and sanitation trucks drivers.

The Police Department’s recommendation would be to prohibit parking on Hairston Street from the intersection of Knott Street to the intersection of Sharpe Avenue.

AN ORDINANCE DECLARING NO PARKING ZONE ON HAIRSTON STREET

BE IT ORDAINED BY THE CITY COUNCIL of the City of Eden, North Carolina, pursuant to authority granted by N.C.G.S. § 160A-301 that:

Section 1 – The City Council of the City of Eden has determined that in order to ensure pedestrian and motor vehicle traffic safety, parking along each side of Hairston Street southward from the intersection of Hairston Street with Knott Street to the intersection of Hairston Street with Sharpe Avenue should be prohibited.

Section 2 – It shall be an infraction to park a motor vehicle on each side of Hairston Street southward from the intersection of Hairston Street with Knott Street to the intersection of Hairston Street with Sharpe Avenue.

Section 3 – Signs shall be placed, erected or installed on each side of Hairston Street southward from the intersection of Hairston Street with Knott Street to the intersection of Hairston Street with Sharpe Avenue.

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

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

APPROVED, ADOPTED AND EFECTIVE, this 21st day of November, 2017.

CITY OF EDEN
BY: Wayne R. Tuggle, Sr., Mayor

ATTEST:

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Sheralene S. Thompson,
CMC, MMC
City Clerk

c. Approval of Purchase of House and Property at 947 Harris Street.

As part of the administrative order of consent with the US EPA, the City of Eden is planning to replace the sanitary sewer outfall line along Burton Branch due to the poor condition of the sanitary sewer piping and the amount on of inflow entering the same. A section of this sewer line is located under the southwest corner of the residence at 947 Harris Street belonging to James and Erin Gilley through their holdings in JMG Properties of Eden, LLC. This property is located on the east side of Burton Branch and the main sewer pipe crosses under the stream from the north side of 945 Harris Street.

There are two options for correcting the situation of the sewer pipe being located under the house and replacing the pipe. One is to jack and bore between the two houses while abandoning the pipe under the corner of the house. The other is purchase the property and demolish the house in order to reroute the sewer line.

The option for the entire project that includes demolishing the Gilley property was estimated to be \$1,587,907.20. The option for the project that includes boring between the houses was estimated to be \$1,763,445.84. The difference between the 2 options is estimated to be \$175,538.64. Keep in mind these costs are based on 2015 unit prices. The larger option (boring between the 2 houses) was included in the total budget for Bridge Street Basin construction cost. (This information comes from Monroe Huckaby with W.K. Dickson.)

As a representative of the City of Eden I have negotiated a price for the property with Mr. James Gilley of \$ 45,000 and allowing Mr Gilley to remove any and all furnishings and appliances he wants including HVAC components prior to demolition. (Mrs. Gilley has recused herself in this matter due to conflict of interest as City Attorney.) The City Council was provided with a copy of the appraisal completed for the City of Eden by Carolina Appraisals.

It is our recommendation that we proceed with the purchase of this property as it seems to be priced reasonably in accordance with the appraisal. We also see no reason not to allow Mr. Gilley to remove any and all appliances including the HVAC from the premises prior to demolition.

d. Consideration of Relocation of the Sanitary Sewer Line Behind the Draper Fire Department.

This is to address the need to relocate the sanitary sewer line behind Draper Fire Department. The current sewer main line at this location runs north to the Dry Creek Sewer Outfall and is undersized as a 6-inch. All sewer lines leading to the manhole that this line comes from are 8-inch. This sewer line is in danger of catastrophic failure. The line has collapsed in several places and the sewer camera is unable pass through. In addition, there is no easement in place for maintenance, repair or replacement of this sewer line and it is located under the piles of stock on the yard for Draper Lumber.

The decision has been made to relocate the sewer line so as to improve the fall and to keep the distance as short as possible. It was decided to locate the sewer line where any easement needed would be easily acquired. Bruce Nooe of Stoltzfus Engineering Inc. was asked to design the sewer line to and come up with an estimated cost based on the design parameters. The proposed sewer line would go east along the existing City of Eden Property, turning slightly to the northeast and across Main Street onto Mabe's Trucking property.

The estimated cost is \$42,092.60. It is my recommendation with the council's approval that we proceed with this project. Contingency funds could be used to cover these unanticipated costs.

e. Approval of Purchase of Hampton Heights Baptist Church Property for Matrimony Creek Greenway.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Over the past several months, City Staff has been working on the plans to develop the Matrimony Creek Greenway.

The City received a grant in the amount of \$100,000 for this project from the North Carolina Community Foundation, Inc., in the form of a Duke Energy Foundation Water Resources Fund Grant.

A portion of the Matrimony Creek Greenway will be on property that is currently owed by Hampton Heights Baptist Church, which City Staff has approached and they have agreed to sell to the City for \$6,000. (See attached plat of area).

This property is critical to the development of the Matrimony Creek Greenway, and City Staff recommends that the Mayor and City Council approve the purchase of this property, using funds from the North Carolina Community Foundation, Inc. (Duke Energy Foundation Water Resources Fund Grant) the City received for the Matrimony Creek Greenway.

- f. Consideration of Eden Preservation Society and Morehead High School Student Council – Spirit Chain Collection.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:



City of Eden

Memorandum

To: The Honorable Mayor and City Council

From: Brad Corcoran, City Manager

Subject: Contributions for Eden Preservation Society and Morehead High School Student Council – Spirit Chain Collection

Date: November 7, 2017

On November 6, 2017 Mrs. Louise Price of the Eden Preservation Society (EPS) contacted me concerning the repairs that are needed on the stone wall that was part of the old Leaksville Cotton Mill in Governor Morehead Park at 422 Church Street. She informed me that \$14,000 has been raised from two different grants but the EPS is still \$3,000 short of the meeting the \$17,000 in projected repair costs. She informed me that she had already spoken to each member of City Council concerning this need with the exception of Councilman Ellis and that a majority of members were in favor of making a \$3,000 contribution to complete this project.

On October 20, 2017 Councilman Ellis informed me that he had spoken with each member of City Council and that a majority of members were in favor of making a \$1,000 contribution to the Morehead High School Student Council – Spirit Chain Collection. The students and staff of Morehead High School donated \$1,043.16 which is more than double the funds that were donated last year. All of the funds raised stays within the school and goes directly to Morehead High School students and families in need. If approved, the \$1,000 contribution from the City would raise the total level of giving to \$2,043.16.

I have placed these two contributions on the City Council agenda to receive formal approval to proceed since neither of these contributions were included in the current FY 2017-18 budget. As each of you is aware, the current FY 2017-18 budget does include a “Contingency Appropriation” of \$500,000 for use as needed.

Please feel free to let me know if you have any questions concerning either of these contribution requests.

336-623-2110
336-623-4041, fax

308 E. Stadium Dr., Eden, NC 27288
P.O. Box 70, Eden, NC 27289-0070

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

g. Consideration of Adjustment of Police Security Fee.

In order to be more competitive with the surrounding police security providers as well as incentivize our officers to work extra-duty (during their time off), I would respectfully request to raise our Police Security Fee from \$30 per hour to \$35 per hour. I would request that we pay our officers a flat extra-duty rate of \$28 per hour and the City of Eden use the remaining \$7 per hour to cover administrative costs.

h. Request for Approval and Adoption of Resolutions to Accept Financial Offer from Water Infrastructure and Project Ordinances for In-Town and Out of Town Water Line Improvements and Extension of Water Line to State Line.

1. Approval and Adoption of Capital Project Ordinances Water Line Improvements in Town associated with needed improvements to supply water to the Mega Park.
2. Approval and Adoption of Capital Project Ordinances Water Line Expansion out of Town that are associated with needed improvements to supply water to the Mega Park.
3. Approval and Adoption of Resolution to Accept Offers of Finance Assistance for the Water Line Extension Out of Town Associated with Needed Improvements to Supply Water to the Mega Park.
4. Approval and Adoption of Resolution to Accept Offers of Finance Assistance for the Water Improvements In-Town Associated with Needed Improvements to Supply Water to the Mega Park.

The Division of Water Infrastructure (DWI) has made an offer to the City of Eden to fund two Water Improvements Projects. These two projects are composed of the In-Town Project Section that will make the water distribution system on the east end of the City more redundant and create some interconnection of dead-end lines. The Out-of-Town Section of the project will provide a backbone to supply water to the State Line for the Berry Hill Mega Park. The original cost estimate for this entire project was \$16,889,600 as submitted in the fall application of 2016. The funding award was as follows:

In Town Section (Inside the City Limits) Water Improvements was funded as:

Drinking Water State Revolving Fund (Loan less than 1.53% Interest Rate) \$ 9,342,800

Total Funding \$ 9,342,800

Out-of-Town (Outside the City Limits) Water Improvements was funded as:

State Reserve Project Grant \$ 1,886,700

Associated State Loans (at Zero Interest Loan) \$ 3,000,000

Associated State Loans (at Low Interest Loan at less than 1.53%) \$ 2,660,100

Total Funding \$ 7,546,800

Total State provided funding for both projects is \$16,889,600

The above represents the original funding offer that the staff is asking the Council to accept at this time. Since the time the Funding was applied for from DWI in the Fall of 2016, the Pittsylvania County Service Authority has asked that we increase the water line size to accommodate up to 10 million gallons per day. The original design as applied for was to deliver 6 to 7 million gallons per day. With this greater request, the project had to be upsized to service the requested new higher demand, and the resulting difference made the new project estimated cost rise to \$18,696,740.

In Town Section (Inside the City Limits) Water Improvements was funded as:

November 21, 2017

City of Eden, N.C.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Drinking Water State Revolving Fund (Loan less than 1.53% Interest Rate) \$ 9,342,800
Possible Transfer of Funding From In-Town Project (from Out-of-Town Section) \$ 1,342,946
Other Grant Sources (we are seeking, i.e. Golden Leaf) \$ 0
Total Funding \$10,685,746
Total Project Cost - \$10,685,746
Additional Needed Funding \$ 0

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Out-of-Town (Outside the City Limits) Water Improvements was funded as:
 State Reserve Project Grant \$ 1,886,700
 Associated State Loans (at Zero Interest Loan) \$ 3,000,000
 Associated State Loans (at Low Interest Loan at less than 1.53% **) \$ 2,660,100
 Federal Economic Development Grant \$ 2,000,000
 Total Funding \$ 9,546,800
 Total Project Cost - \$ 8,010,994
 Funding Excess (** will request that DWI transfer this to other project) \$ 1,342,946
 Excess Funding Available \$ 192,860
 Total State provided funding for both projects (this Amount should be available**) \$16,889,600

We have submitted the Resolutions and the Project Ordinances to you for approval with the original project costs of \$16,889,800 for two reasons. First, to avoid confusion at DWI, we are asking you for approval of the smaller project as it was at the time of the funding application. If Southern Electric does not come to the Mega Park, the original project scope will be large enough. Second, if we don't get a firm commitment with Pittsylvania County Service Authority for daily water demand and revenue to support the debt service these projects will create, we may even need to scale the project back further than the original concept size.

The Federal Economic Development grant we were awarded this fall is \$2,000,000 as shown above in the Out-of-Town Section. This additional grant funding offsets the costs significantly of the larger project size to supply the 10 million gallons per day. If Southern Electric does come to the Mega Park, then we may be able to negotiate with DWI to transfer the excess low-interest loan funding into the In-Town section.

Capital Project Ordinance

Be it ORDAINED by the Governing Board of the City of Eden, North Carolina, that pursuant to section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following Capital Project Ordinance is hereby adopted.

Section 1: The Project authorized (**In-Town Section**) is the construction of Large Water Mains to Enhance Intra-City Hydraulics in Support of Extending Service to the Proposed Berry Hill Regional Mega Park. This project is to be financed by a State (SRP) loan. Any cost overruns will be supported through local funding. The approved SRP loan is in the amount of \$9,342,800.

Section 2: The officers of this unit are hereby directed to proceed with the capital project within the terms of the board resolution, loan documents and the budget contained herein.

Section 3: The following amounts are appropriated for the project:

Engineering and Construction Administration	\$ 206,000.00
Easements	\$ 50,000.00
Construction	\$ 8,224,100.00
Contingency	\$ 822,500.00
Closing Costs	<u>\$ 40,200.00</u>
	\$ 9,342,800.00

Section 4: The following revenues are anticipated to be available to complete this project:

State Revolving Fund (SRF) Loan	\$ 9,342,800.00
Additional Funding from Grants (i.e. Golden Leaf)	<u>\$ 0.00</u>
	\$ 9,342,800.00

Section 5: The finance officer is hereby directed to maintain within the capital project fund sufficient specific detailed accounting records to satisfy the requirements of the grantor agency, the grant agreements, and federal regulations. The terms of the bond resolution also shall be met.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Section 6: Funds may be advanced from the Water/Sewer Fund for the purpose of making payments as due. Reimbursement requests should be made to the grantor agency in an orderly and timely manner.

Section 7: The finance officer is directed to report, on a quarterly basis, on the financial status of each project element in section 3 and on the total grant/loan revenues received or claimed.

Section 8: The Budget Officer is directed to include a detailed analysis of past and future costs and revenues on this capital project in every budget submission made to this board.

Section 9: Copies of this capital project ordinance shall be furnished to the clerk to the Governing Board, and to the Budget Officer and the Finance officer for direction in carrying out this project.

Duly adopted this 21st day of November 2017.

Wayne R. Tuggle, Mayor

(Seal)

Attest: Sheralene Thompson, City Clerk

Capital Project Ordinance

Be it ORDAINED by the Governing Board of the City of Eden, North Carolina, that pursuant to section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following Capital Project Ordinance is hereby adopted.

Section 1: The Project authorized (**Out-of-Town Section**) is the construction of a water main to serve the Berry Hill Regional Mega Park Expansion. This project is to be financed by a State (SRP) loan and grant as well as a U.S. Department of Commerce, Economic Development Administration grant. The SRP loan is in the amount of \$5,660,100 and the SRP grant is in the amount of \$1,886,700. The Economic Development Grant is for \$2,000,000. Any cost overruns will be funded through \$2,000,000.00 of available reserve funding.

Section 2: The officers of this unit are hereby directed to proceed with the capital project within the terms of the board resolution, loan documents and the budget contained herein.

Section 3: The following amounts are appropriated for the project:

Engineering and Construction Administration	\$ 238,400.00
Easements	\$ 50,000.00
Construction	\$ 6,489,400.00
Contingency	\$ 649,000.00
Closing Costs	<u>\$ 120,000.00</u>
	\$ 7,546,800.00

Section 4: The following revenues are anticipated to be available to complete this project:

State Reserve (SRP) Grant	\$ 1,886,700.00
Economic Development Grant	\$ 2,000,000.00
State Reserve (SRP) Loan	<u>\$ 3,660,100.00</u>
	\$ 7,546,800.00
SRP Loan Reserve (available for overruns)	\$ 2,000,000.00
Total Available Funding	<u>\$ 9,546,800.00</u>

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Section 5: The finance officer is hereby directed to maintain within the capital project fund sufficient specific detailed accounting records to satisfy the requirements of the grantor agency, the grant agreements, and federal regulations. The terms of the bond resolution also shall be met.

Section 6: Funds may be advanced from the Water/Sewer Fund for the purpose of making payments as due. Reimbursement requests should be made to the grantor agency in an orderly and timely manner.

Section 7: The finance officer is directed to report, on a quarterly basis, on the financial status of each project element in section 3 and on the total grant/loan revenues received or claimed.

Section 8: The Budget Officer is directed to include a detailed analysis of past and future costs and revenues on this capital project in every budget submission made to this board.

Section 9: Copies of this capital project ordinance shall be furnished to the clerk to the Governing Board, and to the Budget Officer and the Finance officer for direction in carrying out this project.

Duly adopted this 21st day of November 2017.

Wayne R. Tuggle, Mayor

(Seal)

Attest: Sheralene Thompson, City Clerk

Resolution of the Council of the City of Eden November 21, 2017

WHEREAS, the North Carolina Clean Water Revolving Loan and Grant Act of 1987 has authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, water conservation projects, and

WHEREAS, the North Carolina Department of Environmental Quality has offered a combination of State Revolving Loan, State Grant, and State Bond Loan in the amount of \$ 7,546,800 for the construction of **Regional Mega Park Waterline Expansion** (Out of Town section Project Number H-SRP-D17- 0015), and

WHEREAS, the City of Eden intends to construct said project in accordance with the approved plans and specifications,

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

That City of Eden does hereby accept the (State Revolving Loan, Grant, or State Bond Loan) offer of \$7,546,800.

That the City of Eden does hereby give assurance to the North Carolina Department of Environmental Quality that all items specified in the (loan or grant) offer, Section II - Assurances will be adhered to.

That Brad Corcoran, City Manager, 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 City of Eden 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.

November 21, 2017

City of Eden, N.C.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Adopted this the 21st day of November 2017 at Eden, North Carolina.

Wayne R. Tuggle, Sr., Mayor

CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting City Clerk of the City of Eden does hereby certify: That the above/attached resolution is a true and correct copy of the resolution authorizing the filing of an application with the State of North Carolina, as regularly adopted at a legally convened meeting of the City Council of the City of Eden duly held on the 21st day of November 2017 and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of November 2017.

Sheralene S. Thompson, City Clerk

Resolution of the Council of the City of Eden November 21, 2017

WHEREAS, the North Carolina Clean Water Revolving Loan and Grant Act of 1987 has authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, water conservation projects, and

WHEREAS, the North Carolina Department of Environmental Quality has offered a Federal Drinking Water State Revolving Fund loan in the amount of \$ 9,342,800 for the construction of Water Mains to Enhance **Intra-City Hydraulics** in Support of Separate Project Extending Service to the Regional Mega Park Waterline Expansion (In Town section Project Number WIF-1927), and

WHEREAS, the City of Eden intends to construct said project in accordance with the approved plans and specifications,

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

That City of Eden does hereby accepts a Federal Drinking Water State Revolving Fund loan offer of \$9,342,800.

That the City of Eden does hereby give assurance to the North Carolina Department of Environmental Quality that all items specified in the (loan or grant) offer, Section II - Assurances will be adhered to.

That Brad Corcoran, City Manager, 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 City of Eden 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.

Adopted this the 21st day of November 2017 at Eden, North Carolina.

Wayne R. Tuggle, Sr.
Mayor

CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting City Clerk of the City of Eden does hereby certify: That the above/attached resolution is a true and correct copy of the resolution authorizing the filing of an application with the State of North Carolina, as regularly adopted at a legally convened meeting of the City Council of the City of Eden duly held on the

November 21, 2017

City of Eden, N.C.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

21st day of November 2017 and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of November, 2017.

Sheralene S. Thompson, City Clerk

i. **Approval and Adoption of Resolution for Donation of Mower to Morehead Senior High School.**

Morehead Senior High School has requested that a surplus mower be donated to them. The mower is a 2001 Toro Z Master. The serial number on the mower is 311000989. This mower has been pulled from service and is no longer of use to the City of Eden. It is surplus, and unused equipment; therefore I am requesting permission to proceed in donating this item to the school system. There is also a release of liability for the School System to sign as well as a requirement that the mower be only used for the public benefit and as soon as the public benefit ceases, the mower will revert to the City of Eden. A notice of the resolution has been posted according to 160A-280.

RESOLUTION TO DONATE PERSONAL PROPERTY

WHEREAS, pursuant to N.C.G.S. 160A-280, the City of Eden, Municipal Services, owns lawn equipment that is surplus and no longer used for the Department consisting of a 2001 Toro Z Master Mower, hereafter referred to as “the property”; and

WHEREAS, the City of Eden, Municipal Services has purchased new gear and has no further use for the property; 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 the Rockingham County School System; 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 equipment, and the City of Eden has made this disclaimer known to the Rockingham County School System and has obtained a waiver of claims and liabilities from such 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 desires to restrict this donation of the property to a public use that will benefit the taxpayers of this jurisdiction; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council for the City of Eden that the used lawn equipment consisting of a 2001 Toro Z Master Mower, be deemed surplus and unused and that it be donated to the Rockingham County School System with the restriction that the property be conveyed so long as it is being used by the Rockingham County System 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 21st day of November, 2017.

CITY OF EDEN

By: Wayne R. Tuggle, Sr., Mayor

ATTEST:

Sheralene Thompson, City Clerk

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

j. **Consideration of a Request to Approve Bid for Annual Wood Grinding Project for Solid Waste.**

The City's Solid Waste Division typically solicits for the annual Wood Grinding Contract to grind all the wood debris in to mulch that is collected from around the city throughout the year. This bid is typically for five annual events, where the contractor will move in on site and grind and haul away the collected wood debris once per year. The volume of the collected wood debris is estimated this year to be 16,000 cubic yards. Bids were solicited from four vendors who have previously expressed interest in our grinding project. Only two vendors submitted quotes for this work.

The project is estimated to have a volume of 14,000 to 16,000 cubic yards. The bids are based on the cost of the grinding operation of hauling the ground mulch away. This would be a great asset to the city as we would not have to load this and spend the man hours of putting out fires that do occur. This also would take away the environmental issue that we have with our state inspector as we have to keep this under 6,000 cubic yards a year and also have to keep temperature logs once a month.

Timberland trucking \$4.75 per cubic yard to grind and haul away.
Anglin Earthwork, LLC \$3.50 per cubic yard to grind and haul away.

Based on these prices Anglin Earthwork, LLC would be the low bidder for the grinding at \$47,950 for the annual event. The Timberland Trucking bid would be \$70,000.

We, therefore, recommend to Council to approve the bid from Anglin Earthwork, LLC, to grind our wood debris collected for the next five years.

k. **Consideration of a Request to Approve the Purchase of a CleanB System as a Sole Purchase.**

Last year, we were given approval to look into rehabbing our current digester. In the process of looking for ways to redo the setup, we realized that going with a traditional replacement was tricky and expensive due to the limitations in spacing. We found an alternative treatment with CleanB that eliminates the digester part of the process, and therefore saves money initially, since there is no basin to construct or real energy usage for treatment. Since this was a new technology and limited in availability, we toured several installations in Florida to see for ourselves how this system worked and how the operators felt about operation of the system. We found nothing but positive responses, so we proceeded with a trial run at our facility to make sure that it would work with our biosolids. Everything worked as we had hoped, so we then moved forward with getting approval from the State to use a new technology never before used in this state. After several discussions with representatives and viewing the pilot project themselves, they have given their approval with moving forward.

This project was included in the EPA AO as part of the necessary repairs to the system and therefore funded with the NC Bond funds. We have proven due diligence in comparing this technology to traditional treatment processes and shown that this is far more economical. We have also obtained approval of this system from Division of Water Resources of NCDNR.

N.C.G.S. § 143-129(e)(6) grants an exemption to the competitive bidding process for purchases when (i) performance or price competition for a product are not available; (ii) a needed product is available from only one source of supply; or (iii) standardization or compatibility is the overriding consideration. CleanB meets at least 2 of those conditions.

WK Dickson Engineering, our engineering firm hired to assist us on this project, has verified that no one else offers this technology, therefore competition is not available for bidding and this type of product is only available from one source of supply. In addition, I have included an attachment letter from the vendor which also includes the numerous patents held by it. As a result of this, this purchase would be a sole source exception to the bidding statutes.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Originally, we were quoted the regular price of the unit at \$850,000. Now they have agreed to a purchase price of \$796,000. That is a savings of \$54,000. We would be required to pay a percentage at the beginning to hold the unit in good faith and then pay the rest of the installments as the unit is moved and then installed.

Based upon this information, Staff is requesting that Council approve the purchase of the CleanB System from BCR Environmental in the amount of \$796,000 as a sole source exception to N.C.G.S. 143-129.

A motion was made by unanimous consent to approve the Consent Agenda.

ANNOUNCEMENTS:

Council Member Burnette said the city had a great staff, they looked into things and brought great information as evidenced that night by the presentation by Ms. Stultz. He wanted to recognize Wastewater Superintendent Melinda Ward and the people who worked with her. The Council had just approved the CleanB System. It was budgeted for them to look at the digester for the waste treatment process and they went out and found alternatives. Not only were the alternatives new and innovative, they were cheaper. It saved the city a lot of money. They didn't just go out and want to get it because it was something new, they toured the systems and talked to the operators. They came back and did a trial run just to make sure it would work here as well. They went to the state to get approval to use it. You couldn't just put in something that had not been used before in our state. He could attest to that as he was part of one several years ago when he was working that area and they went to the state to get permission for a waste treatment system that was not used in this state and they denied it. The state had looked at this and approved it so going forward, it was very good because it was also part of the EPA Administrative Order as well. The money would come with the NC Connect bond funds. The compared this to the traditional treatment and found this is far more economical, so again, his congratulations to the staff for looking at that and bringing the option to them not only to make it more efficient but to save money as well.

Council Member Burnette said he had spent a good portion of the day with executives from the UNC Health System. Council members were in a meeting with them. He, Council Member Hall and Mr. Corcoran had an additional meeting with them. And then he went to the hospital and had another meeting. It was a real opportunity for the community. UNC had some ideas about some things they would like to do with the hospital going forward. There was nothing concrete at that point. They were still researching all the possibilities. Morehead was a very good hospital and UNC would bring in new resources and new standards. That would make Morehead an even better hospital. That would make Morehead a great hospital. When he first got on the board at the hospital, it was all about keeping a small, independent community hospital. It was a great idea and always had been. It was very important to the community. Over the years, much in healthcare had changed. It had changed his viewpoint as well. It had changed from keeping a community hospital to keeping a hospital in their community. They now had commitment for five years for their hospital from UNC and they would do everything they could to make it successful. He was also challenging our community and our county, if we want a hospital in our community, we have to utilize and support that hospital.

Council Member Burnette had one more item to discuss. This was the last full meeting for Mayor Tuggle. He wanted to thank him for his years of service as a Council Member and as Mayor. He had enjoyed working with him over the years on the Council, in particular on special projects they had undertaken, like initiating the Community Resource Center and creating the Youth Council. Eden had seen tremendous results from those items he was part of. He knew they would all miss his leadership and innovation, and he would certainly miss him as a friend.

Minutes of the regular November 21, 2017 meeting of the City Council, City of Eden:

Mayor Tuggle thanked Council Member Burnette and said he had a couple of items. If anyone knew of anyone needing a job here were places hiring: Gildan, Weil-McLain, KDH Defense Systems, Proctor and Gamble, Econo Lodge, Hampton Inn, Advance Auto Parts, Little Caesars, Papa Johns, Dalton’s Plumbing and Tri-City Chevrolet. That was in the city manager’s report and he thought it would be good just to get it out to the public. Also, some important dates: Nov. 24 was the Leaksville Parade, Nov. 28 was the Draper Tree Lighting, Dec. 2 was the Draper Parade, Dec. 3 was the Leaksville Christmas Open House. Finally, Chief of Police Reece Pyrtle was retiring Jan. 1, 2018. He was a county commissioner and had been with the city for 27 years. He asked Chief Pyrtle to stand. He thanked him.

CLOSED SESSION:

Closed Session in accordance with GS 143-318.11 (a)(5): To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease.

Council Member Burnette made a motion to go into Closed Session seconded by Council Member Ellis. All Council Members voted in favor of the motion.

OPEN SESSION:

Council Member Hall made a motion to go into Open Session seconded by Council Member Burnette. All Council Members voted in favor of the motion.

ADJOURNMENT:

A motion was made by unanimous consent to adjourn.

Respectfully submitted,

Deanna Hunt,
CMC, Deputy City Clerk

ATTEST:

Wayne R. Tuggle, Sr., Mayor