

**EDEN CITY COUNCIL
REGULAR MEETING AGENDA
July 16, 2024 at 6 p.m.
Council Chambers, 308 E. Stadium Drive**

1. Meeting called to order by: Neville Hall, Mayor
2. Invocation: Pastor Jerry Epps, First Church of the Living God
3. Pledge of Allegiance: Led by Chris White, Fire Chief
4. Proclamations and Recognitions:
 - a. Recognition: Rockingham County Special Olympics
 - b. Recognition: Powell Auto Sales for 30 years in business
5. Roll Call
6. Set Meeting Agenda
7. Public Hearings
8. Requests and Petitions of Citizens
9. Unfinished Business:
 - a. Consideration of commission appointments. **Kelly Stultz, Planning & Community Development Director**
 - b. Consideration of the certificate of sufficiency and adoption of a resolution calling for a public hearing on the annexation petition of property located at 773 Summit Loop. **Kelly Stultz, Planning & Community Development Director**
 - c. Consideration of a resolution to adopt the City-County Utilities Agreement. **Erin Gilley, City Attorney**
10. New Business:
 - a. Consideration to adopt a resolution of intent to close an unopened section of an unnamed street/alleyway near May Street. **Kelly Stultz, Planning & Community Development Director**
11. Reports from Staff:
 - a. City Manager's Report. **Jon Mendenhall, City Manager**
12. Consent Agenda:
 - a. Approval and adoption of the June 18 regular meeting minutes. **Deanna Hunt, City Clerk**
 - b. Approval and adoption of a resolution amending the Capital Reserve for the General Fund and Budget Amendment #1. **Tammie McMichael, Finance & Personnel Director**
 - c. Approval and adoption of Budget Amendment #2. **Tammie McMichael, Finance & Personnel Director**
 - d. Approval and adoption of a resolution to accept DWSRF-LSLR loan funds and Budget Amendment #3. **Melinda Ward, Utilities Manager**
13. Announcements
14. Adjournment



Planning & Community Development Department

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

MEMO

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Kelly K. Stultz, Director
Subject: **2024 Boards and Commissions Appointments**
Date: July 5, 2024

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

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

Ward 1 Councilman Wood

Community Appearance – Avery Moore (Resigned)

Mayor Hall

Historic Preservation – Chase Lemons (Resigned)

The following are the days and times that the board meets each month:

<u>Board</u>	<u>Day</u>	<u>Time</u>
Community Appearance Commission	1st Tuesday each month	5:30 pm
Historic Preservation Commission	2nd Monday each month	5:30 pm



Planning and Community Development Department

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

MEMO

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Kelly K. Stultz, AICP, Director
Subject: **Voluntary Annexation Petition**
773 Summit Loop
Date: July 2, 2024

At your August 2023 regular meeting, you instructed the City Clerk to investigate the sufficiency of a petition for voluntary annexation for the property located at 773 Summit Loop owned by Jason S. Darnell of Brason Properties LLC.

With the assistance of the City Attorney, we have determined that the proper signatures were placed on the petition and that the owners listed above are the owners of the property identified on the Petition. A public hearing was scheduled for the October 2023 meeting but had to be pulled from the agenda.

Attached you will find the certificate of sufficiency executed by the City Clerk, a current survey of the property, and a Resolution Fixing Date of Public Hearing.

This type of annexation does not have the same requirements as an involuntary annexation. However, there are requirements regarding fire service.

Please accept the certificate of sufficiency and call a public hearing for your August regular City Council meeting.

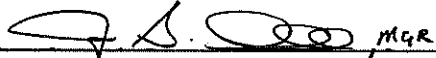
If you have any questions, please give me a call.

PETITION REQUESTING A NON-CONTIGUOUS ANNEXATION

Date: 7-20-2023

To the City Council of the City of Eden, North Carolina:

1. We the undersigned owners of real property respectfully request that the area described in Paragraph 2 below be annexed to the City of Eden.
2. The area to be annexed is non-contiguous to the City of Eden and the boundaries of such territory are as described in the attached Deed.
3. A map is attached showing the area proposed for annexation in relation to the primary corporate limits of the City of Eden.
4. We acknowledge that any zoning vested rights acquired pursuant to N.C.G.S. 160A-58-58.3 must be declared and identified on this petition. We further acknowledge that failure to declare such rights on this petition shall result in a termination of vested rights previously acquired for the property.

<u>Name</u>	<u>Address</u>	<u>Do you declare Vested rights? Yes or No</u>	<u>Signature</u>
Brason Properties LLC Jason S. Darnell, Manager	Property Address: 773 Summit Circle Eden, NC 27288	Yes	 MGR
	PIN... 7081 19 50 8468 00		
	Mailing Address: 5014 Casting Way, Greensboro, NC 27455		



DEED NORTH
D.B.1645 PG.2747

I, Gregory M. Gorrell, certify that this map was drawn under my supervision from an actual survey made under my supervision (deed description recorded in Book ___ as Page ___ shown.); that the boundaries not surveyed are indicated as drawn from information in Book ___ as Page ___ shown.; that the ratio of precision or positional accuracy is 1:10000+; and that this map meets the requirements of The Standards of Practice for Land Surveying in North Carolina (21 NCAC 56. 1600).

This 18th day of July, 2023



Professional Land Surveyor

Seal



Location Map: Not To Scale

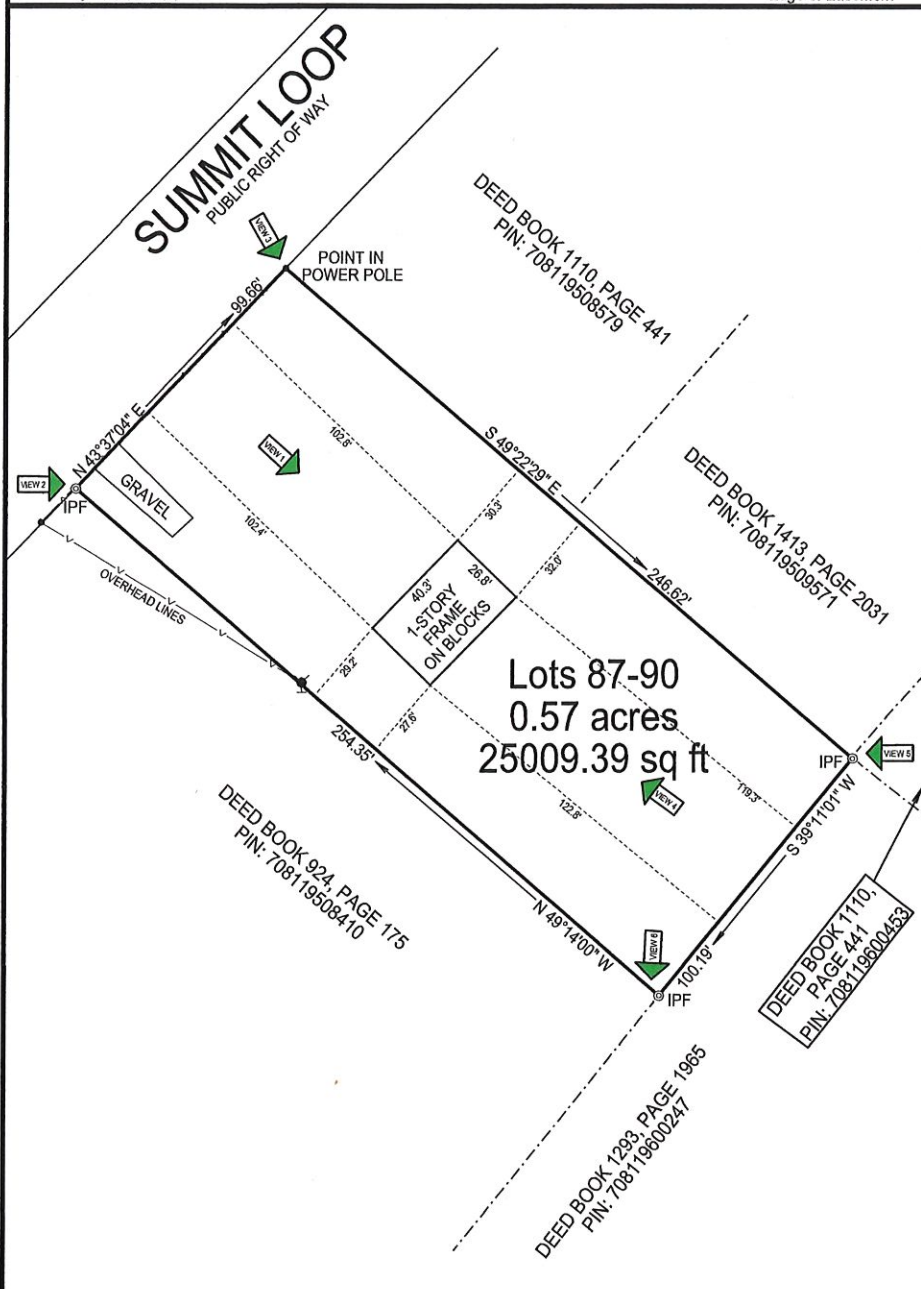
- ⊙ Iron pipe found (IPF)
- Iron pipe set (IPS)
- R/W Right of Way
- Power Pole

MBL

LEGEND
Computed Point (Not Set)
Minimum / Max Building Line

- ▲—▲— Overhead Lines
- x—x— Fence Line
- - - - - Neighbors Property Line
- - - - - Edge of Easement

Photos were taken at time survey was performed. View points and viewing direction are indicated on map of survey.



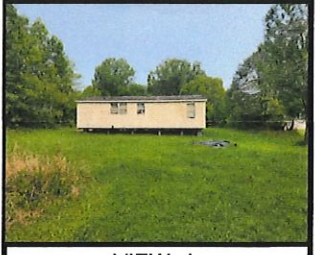
VIEW 1



VIEW 2



VIEW 3



VIEW 4



VIEW 5



VIEW 6

This map does not meet G.S. 47-30 Mapping Requirements of N.C. and is not for recordation
Drawn by: MLH
File name: 773 summit loop
This property is subject to any easements, agreements, or rights-of-ways of record prior to this date and not visible at the time of inspection.
This is to certify that this plot was drawn from a recorded map and field survey; That the property lines and location of all structures are accurately shown hereon; and there are no encroachments either way across property lines, unless noted otherwise.
This property has not been evaluated for special flood hazard area as determined by the Department of Housing and Urban Development.
For flood boundaries contact the Federal Emergency Management Agency.

DATE: 07-18-2023 SCALE: 1"= 30'
0 40 80 120
This Survey was performed without the benefit of a title search and is subject to any facts and easements which may be disclosed by a complete title search.

FOUR POINTS SURVEYORS
G. Matthew Gorrell, Professional Land Surveyor
mail to: P.O. Box 986 Summerfield, NC 27358
Phone: 336.669.0209, email: MATT@4PTSS.COM
website: www.4PTSS.com

Map of Survey For:

Brason Properties
773 Summit Loop
Lots 87-90
Subd. No. 1 for S.T. Jackson &
George W. Smith
Leaskville Township
Rockingham County, NC
Deed Ref. 1645@2747
PIN: 708119508468

City of Eden
Annexation of 773 Summit Loop



CERTIFICATE OF SUFFICIENCY

To the City Council of the City of Eden, North Carolina:

I, Deanna Hunt, City Clerk, do hereby certify that I have investigated the attached petition and hereby make the following findings:

I further find that the area meets the standards for a noncontiguous area as specified in G.S. 160A-58.1(b), in that:

1. The petition includes a legal description of the area proposed for annexation and has attached a map showing the proposed satellite area in relation to the primary corporate limits.
2. The petition includes the names and addresses of all owners of real property lying in the area described therein.
3. The petition includes the signatures of all owners of real property lying in the area described therein, except those not required to sign by G.S. 160A-58.1(a).
4. The nearest point on the proposed satellite corporate limits is no more than three (3) miles from the primary corporate limits of the City of Eden.
5. No point on the proposed satellite corporate limits is closer to the primary corporate limits of any municipality other than the City of Eden.
6. The satellite area is so situated that the City of Eden will be able to provide the same services as are provided within its primary corporate limits;
7. To the extent that the proposed satellite area contains any portion of a subdivision, the entire subdivision is included;
8. The area within the proposed satellite corporate limits, when added to the area within all other satellite corporate limits of the City of Eden, does not exceed ten percent (10%) of the area within the primary corporate limits of the City of Eden.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the City of Eden, this 8 day of September, 2023.

(SEAL)

Deanna Hunt

Deanna Hunt, City Clerk



**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION
OF ANNEXATION PURSUANT TO G.S. 160A-58.1**

WHEREAS, A Petition requesting annexation of the non-contiguous area described herein have been received; and

WHEREAS, the Eden City Council has by resolution directed the City Clerk to investigate the sufficiency of the Petition at their meeting on August 15, 2023; and

WHEREAS, certification by the City Clerk of the City of Eden as to the sufficiency of the Petition has been made;

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

Section 1. A public hearing on the question of annexation of the non-contiguous areas described herein will be held in the Eden City Hall in the City Council Chamber at 6:00 P.M. on August 20, 2024.

Section 2. The area proposed for annexation is described as follows:

BEGINNING at a stake set in the eastern edge of Summit Circle, which beginning point is also a corner between Lots Nos. 86 and 87 running thence with Summit Circle, South 43 deg. 54 min. West 100.00 feet to a stake, a corner between Lost Nos. 90 and 91; thence South 49 deg. 14 min. East 254.30 feet to a stake where Lost Nos. 90 and 91, corner with Lots Nos. 98 and 99, thence North 39 deg. 24 min. East 100 feet to a stake, a rear corner between Lots 86 and 87; thence with the dividing line between Lots Nos. 86 and 87 North 49 deg. 16 min. West 246.5 feet to a stake set in the eastern edge of Summit Circle, the point of beginning and being Lots Nos. 87, 88, 89, and 90, according to map of Subdivision No. 1, for S. T. Jackson and George W. Smith, dated August 21, 1947, as per survey of H. S. Pierce, C. E., and being the identical lots conveyed by deed dated April 26, 1952, which deed is of record in Book 425, Page 132. See also Deed Book 425, page 198. The same also being the identical tract described in Book 585, Page 106. See Deed Book 594, Page 564, Book 637, Page 103, Book 647, Page 373 and Book 772, Page 1765. WM4s-110623.

Section 3. Notice of the public hearing shall be published in the Rockingham Now, a newspaper having general circulation in the City of Eden, at least ten (10) days prior to the date of the public hearing.

This the 16th day of July, 2024.

CITY OF EDEN

BY: _____
Neville A. Hall, Mayor

ATTEST:

Deanna Hunt, CMC, City Clerk

CITY OF EDEN – MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL

THRU: JON MENDENHALL, CITY MANAGER

FROM: ERIN GILLEY, CITY ATTORNEY

DATE: JULY 5, 2024

SUBJECT: CITY COUNTY PUBLIC UTILITIES AGREEMENT

I have been asked to present a history and update of this Agreement for your benefit. This Agreement dates back to 1998. At that time, the sewer service area was located within the Wentworth Township area and the County installed numerous pump stations and lines that the County would maintain and discharge into the City's wastewater plant. The County had no wastewater plant, but it needed to offer sewer service on a limited basis in that area. That area has continued to grow with the Community College, governmental center, courthouse, additional commercial and residential locations.

This agreement allowed the City to offer rate categories to the County for each use that it had. There was an institutional rate, commercial rate, leachate rate and a residential rate. The City has one customer, the County. The County, however, has all of the users as its customers. The City bills the County one large lump sum bill based upon all the users. The County pays the City and then decides how it will charge its own customers.

The County has declined to build a plant or to create a regional sewer authority. The recent growth in addition to the potential growth in this area creates maintenance and service sewer issues for the County with no wastewater plant and no regional sewer service authority. It does, however, provide an opportunity for growth for Eden and intergovernmental cooperation for the City and the County.

One issue in this agreement is the schedule of rates proposed.

Governmental waste or sewerage

Proposed:

\$8.86 per 1,000 gallons treated.

This is an increase from their current rate. This is also higher than our inside city residents' rate at \$7.00 per 1,000 gallons treated. (Most of this sewage is generated from nonprofit making sources—schools, County buildings, etc.)

Residential waste or sewerage

Proposed:

\$9.75 per 1,000 gallons treated.

This amount is higher than our inside city limits rates, currently \$7.00 per 1,000 gallons treated. While it is not as high as our outside city rates, we do not have to individually bill these County customers, nor maintain the lines/meters, but we do bill our outside rate customers individually and maintain those lines/meters.

Commercial waste or sewerage

Proposed:

\$15.30 per 1,000 gallons treated

This amount is higher than our inside city rate, currently \$10.70. In addition, we also have an economic development rate that is not available in this proposed contract.

Industrial waste or sewerage

Proposed:

\$14.56 per 1,000 gallons treated

We also have an economic development rate that is not available in this proposed contract. (There are no industrial users in the County)

Leachate waste or sewerage

Proposed:

\$25.00 per \$1,000 gallons treated.

This is what the City is charging Duke Energy for leachate, and it would not want to charge the County more than we are charging Duke Energy. The County controls the tipping fees and could increase these.

Flat rate

Proposed:

\$2,500 per month

This is an increase from their current rate (\$790.08 to \$2,500).

We feel these rates are reasonable and would bring in an increase in revenue what the City annually receives.

Another issue with this agreement is the proposed purchase of Fishing Creek pump station and upgraded sewer line from the County.

North Carolina is currently experiencing unprecedented growth. We have seen rural areas outside the city limits developing and growing. In recent years, the City has reached out to developers (residential and industrial) to recruit businesses and housing. Eden has some unique challenges to this endeavor including limited access to interstate highways and also a shortage of developable land inside our territorial jurisdiction. Our rivers also pose a challenge in that we have no sewer connection over the river. One common question that always arises in discussions with developers is access to public utilities. A public sewer

system makes development easier and even a reality in instances where it is not feasible with septic tanks.

This Agreement as written and negotiated would allow for planned, organized and voluntary growth for Eden in the water/sewer service area as shown on the attached map. Imagine the following scenario: An area close to Eden, but outside the city limits, already has city sewer service and Dan River water. They're paying outside rates, but no city taxes. Would they want to be added to the City limits? The answer would probably be no. But if you reach the area before it develops, before houses are built and sold and you offered to make sewer access easy and affordable, but the property owner must petition for annexation before you build your sewer line or connect them, the answer would be different. Inside rates would be offered. At that point, the developer would have the option of whether the property would be inside the City in order to obtain sewer service, and when the houses were sold, the buyers would know before they bought the property if they were city of Eden residents or not.

This type of growth is not as feasible if the City does not own any of the sewer service lines across the river. A situation occurs where the area develops and receives the benefit from the City infrastructure, but the City does not benefit in tax base. The City is already providing the benefit of our wastewater treatment plant to this area, but it is not gaining any real land growth or development benefits from that provision. The City's tax base could benefit from this wastewater provision. In addition, building a line across the river would cost more than \$800,000.

This is the reason the Staff is requesting that City Council approve this agreement which includes the purchase and take over of Fishing Creek Pump Station. The Agreement provides that the entity that owns the lines will control the customers. The Agreement also references the City's ordinance that requires any new customer being added to our system, must petition for annexation. It also gives the City the discretion of whether to annex new customers or not. The City may not want to annex every customer.

According to the County' records, the current value of the system without the upgrade is \$796,000. This amount takes into account the estimated depreciation as of 6/30/2022. In addition to the book value of the portion of the sewer to Hilltop, the value of Fishing Creek Pump Station rebuilding is \$1,725,000. In addition to these values, the sanitary sewer force main under the Dan River is being built as part of the demolition of Mebane Bridge. The value of this work is estimated at \$745,547. The City would be getting substantial equity of a new pump station, new force main and existing gravity system with a value totaling approximately \$3,266,547 for a cost to Eden utility customers (including those customers in unincorporated Rockingham County) of \$796,000; a discount of \$2,466,547. The City of Eden is being asked to pay \$0.24 on the dollar for the opportunity to expand the growth potential of the corporate limits (annexation) and future economic development (more growth including roof-tops means more commercial interest).

This increase in revenue brought by the rate leveling would bring \$64,000 of new revenue annual to the water-sewer fund, which when added over a 20-year period would pay for the cost of the purchase of the portion of the county system. \$64,000 over 12.5 years is actually \$800,000.

The Agreement also allows for other economic development partnerships with the County for providing and investing in utilities in the area. This Agreement provides a framework for expansion if the opportunity arises from the economic development and growth. Any new investment will have to be agreed upon by each Board at the time the investment would be required.

Staff was previously asked by Council to provide the following information: The volume and system capacity for this additional pump station, video footage of the pump station and lines to be acquired. The Council was provided this information. The memo regarding capacity from the City Manager is attached hereto as well, indicating approximately 667 future potential houses that could be served with the acquisition.

To fully respond to Council's concerns, Mr. Keith Duncan, has been consulted with by Staff to provide an objective assessment of the County's system, pump station and lines to be acquired. His assessment is also attached for your review.

Based upon the following information, Staff feels the agreement as presented is not only a fair negotiation between the City and County, but it provides the City with an opportunity to grow at a slow, planned rate and utilize the resources that we have which is, our public utilities. Staff recommends that Council approve the Resolution to approve the City County Public Utilities Agreement and to finalize the acquisition of Fishing Creek Pump Station and accompanying lines from Rockingham County for the agreed upon price and all terms and action necessary thereto.

CITY OF EDEN – MEMORANDUM

TO: HONORABLE MAYOR AND CITY COUNCIL
THRU: JON MENDENHALL, CITY MANAGER
FROM: MELINDA WARD, WASTEWATER SUPERINTENDENT
DATE: APRIL 26, 2023
SUBJECT: COUNTY SEWER USAGE

The following chart shows the total usage from last year along with the average monthly usage sent to the City wastewater plant from the County Pump Station. The average amount received is 1.7 million gallons a month or approximately 56,000 gallons a day. Of that, between 150,000 to 200,000 gallons is residential. This averages about 5,000 – 6700 gallons a day. According to the county, their force main can handle a little more than 300,000 gallons a day. They plan to upgrade their pump station to match this capacity, but there is plenty of room for growth at this time with over 240,000 gallons a day left.

Bill Date	Rockingham County Fishing Pump Station Sewer Usage
1/14/2022	1,631,200
2/15/2022	3,165,600
3/15/2022	1,042,200
4/14/2022	1,394,000
5/16/2022	1,612,200
6/15/2022	1,692,300
7/15/2022	1,841,700
8/16/2022	990,300
9/16/2022	1,781,900
10/15/2022	1,701,200
11/15/2022	1,973,600
12/15/2022	1,956,800
TOTAL	20,783,000
AVERAGE	1,731,917

gallons per month

gallons per month

Capacity: 300,000gpd
Available: 240,000gpd
3-bedroom house: 360gpd

Approximate number of future potential houses that could be served within the Fishing Creek basin: 667 ($240,000/360 = 667$)

CITY AND COUNTY PUBLIC UTILITIES AGREEMENT

THIS REVISED CONSOLIDATED PUBLIC UTILITIES AGREEMENT, made this ____ day of _____, 2024 by and between the City of Eden, a municipal corporation chartered by the State of North Carolina, (hereinafter referred to as "EDEN"), and Rockingham County, a body politic of the State of North Carolina, (hereinafter referred to as "COUNTY");

WITNESSETH:

THAT, WHEREAS, on the 12th day of January, 1998 a Sewer Agreement was authorized between EDEN and COUNTY relative to the construction and installation of sewer lines within a mutually agreed upon service perimeter area located within Wentworth Township; and,

WHEREAS, this sewer agreement has well served the parties throughout the term of the Agreement; and,

WHEREAS, it is deemed desirable to consolidate and update into a Revised Public Utilities Agreement; and,

WHEREAS, EDEN presently owns and operates, and proposes to continue to operate, in accordance with applicable law and regulation, a public water supply and a sanitary sewerage system, including treatment plants, pump stations, lines and other necessary facilities with sufficient capacity for the needs of EDEN's citizens and customers and for the citizens and customers of other areas of the COUNTY as contemplated by this Agreement; and,

WHEREAS, EDEN being desirous of serving citizens and customers of other areas of the COUNTY does so with the anticipation of municipal growth, tax base expansion, the development of private investments to create jobs for the people of both COUNTY AND EDEN; and,

WHEREAS, it is the intent of COUNTY and EDEN to continue to expand existing water and sewer facilities into certain areas presently lying outside the corporate limits of EDEN in order to adequately and efficiently provide water and sewer services in the Water and Sewer Service Area, as defined on the attached map, to the end that a healthy, orderly, and coordinated system of continued growth and development will be attained in a manner most conducive to the public health and general welfare. Further, said extensions of public utilities are to be provided in a rational manner in order to ensure efficient delivery of services, and COUNTY and EDEN will work together in good faith in the best interest of the citizens; and,

WHEREAS, it is deemed to be in the best interest of both EDEN and COUNTY to enter into a revised contract under which future public utility line extensions and installations shall be authorized pursuant to certain criteria, rules, and regulations as established herein; and,

WHEREAS, it is the further intention of the parties hereto that all lines previously installed under the 1998 agreement mentioned above shall be subject to the conditions set forth herein from and after the date that this contract becomes effective; and,

WHEREAS, the parties have agreed to enter into this Agreement to formalize their respective duties and obligations in such regard.

NOW, THEREFORE, in consideration of the mutual covenants, terms, and conditions contained herein accruing the benefit of each of the respective parties hereto, the receipt of which is hereby acknowledged, it is hereby agreed as follows:

ARTICLE I

Construction of Necessary Facilities

- A. Responsibilities of Parties. Each party shall be responsible for the construction and maintenance of any interconnection which shall be made by COUNTY at such point or points as EDEN shall reasonably designate.
- B. Metering
 - a. Provisions for Metering. COUNTY has installed a master sewer meter at the point where COUNTY discharges into EDEN's treatment facilities. Plans and specifications for any new master water or sewer meters shall be approved by EDEN before installation. The relocation of any meter made necessary due to the provisions of Article VIII will be borne entirely by EDEN. The master water or sewer meter shall become the property of EDEN. EDEN shall invoice COUNTY for services rendered under this contract based on metered water usage of governmental facilities plus total sewage discharged to EDEN based on EDEN's master sewer meter. COUNTY shall maintain accurate records of water meter readings and water consumption for all facilities from which sewerage or wastewater is collected and discharged into EDEN's treatment facilities under this contract. This requirement shall apply to governmental, residential, and industrial users. COUNTY shall require all persons, firms, corporations, and organizations supplying water to facilities discharging its sewerage or wastewater into sewer lines subject to the terms and conditions of this Agreement to provide to COUNTY: (1) monthly water meter readings and consumption totals for each facility, and (2) annual records showing evidence of an ongoing meter calibration and replacement program for all meters. EDEN shall have the right to audit COUNTY's records of meter readings and calibrations on a semi-annual basis.
 - b. Calibration. Not more than twice in each year of operation, EDEN shall calibrate its meters, if requested in writing by COUNTY to do so, in the presence of a representative of COUNTY, and the parties shall jointly observe any adjustments which are made to the meters in case any adjustment is

found to be necessary. EDEN may calibrate its meters more frequently if it chooses to do so.

- c. Inaccuracies. If, upon any test, the percentage of inaccuracy of any meter is found to be in excess of plus or minus 5%, registration thereof shall be corrected for a period of time extending back to the time when such time is ascertainable, and if such time is not ascertainable, then for a period extending back one-half of the time elapsed since the date of the last calibration, but in no event further back than a period of six months. If, for any reason, any meters are out of service or out of repair so that the amount cannot be ascertained or computed from a reading thereof, the amounts during the period such meters are out of service or out of repair shall be estimated by the parties hereto on the basis of the best data available. When such estimated amounts are found to vary more or less than 5% from the subsequent regular and accurately metered period, the estimated amount shall be readjusted by averaging and then crediting, rebilled, or refunded as appropriate.
- d. Check Meter. COUNTY may, at its option and its own expense, install and operate a check meter to check each meter maintained by EDEN, but the measurement for the purpose of this Agreement shall be solely by EDEN's meters, except in the cases this Agreement specifically provides to the contrary. All such check meters shall be standard make and shall be subject at all reasonable times to inspection and examination by designated employees or agents of EDEN, but the reading, calibration, and adjustment thereof shall be made only by COUNTY, except during any period when a check meter may be used under specific written consent by EDEN for measuring amounts in which case the reading, calibration, and adjustment thereof shall be made by EDEN with like effect as if such check meter or meters had been furnished or installed by EDEN.
- e. Unit measurement. The unit of measurement for water and wastewater hereunder shall be U.S. Standard Liquid Measurements in gallons.

ARTICLE II Customer Relationship

The parties to this Agreement recognize and agree that no agency, joint enterprise or joint ownership of real or personal property is created by this Agreement and that the relationship established hereunder is of COUNTY as customer, and EDEN as vendor of water and/or sewer treatment services hereunder, and that neither party shall be responsible in any manner for the legal liability or financial responsibility of the other, or of any third party entering into any related agreement with one or both of the parties.

ARTICLE III

INTERBASIN TRANSFER

COUNTY agrees not to distribute or discharge any of the water purchased from EDEN directly or indirectly into any river basin other than the Dan River Basin or outside of the boundaries of Rockingham County or to deliver to EDEN for treatment any wastewater from any area outside the Dan River Basin or outside the boundaries of Rockingham County without the prior written approval of EDEN.

ARTICLE IV

SERVICE AREAS AND GROWTH RATES

- A. The COUNTY and EDEN do hereby mutually establish a Water and Sewer Service Area (WSSA) outside the existing corporate limits of the City of Eden in which the parties hereto shall concentrate their efforts in reasonably providing public water and sewer extensions. The WSSA map is hereby adopted as reflected in Exhibit "A", incorporated by reference to this Agreement and as amended from time to time by the City Council and County Commissioners.
- B. Public water and sewer installations shall not be considered for extensions beyond the WSSA except as follows:
 - a. Public schools.
 - b. An unincorporated area where the County Public Health Director or North Carolina Department of Environmental Quality has declared a public health hazard due to contaminated wells, failing septic tanks, or any other failing treatment system for an existing subdivision or residential area.
 - c. Property adjacent to the WSSA where such property is capable of gravity sewer service to a gravity sewer line within the WSSA. Such proposed lines must be designed in accordance with general engineering standards and in the best interest of the utility as determined by EDEN.
 - d. Economic Development projects outside the WSSA that meet the criteria set forth in this Article.
 - e. Any other property to which the City Council and County Commissioners determine that an extension is appropriate.
- C. Economic Development. An economic development project is a non-residential and non-retail project that includes office, flex office, technology research and development, manufacturing, distribution, and assembly or other similar uses. If an economic development project is in the form of a mixed use corporate park, supportive uses such as retail, hotel, restaurant and residential development, will be permitted as part of a submitted master plan provided that such uses make up less than half of the total plan.
- D. Water Sewer Service Area (WSSA). The WSSA will be composed of four service availability areas based on the following: proximity to EDEN city limits, proximity to existing service,

and the degree that service will be beneficial to both EDEN and COUNTY through joint ventures. Water or sewer extension projects will be eligible to receive various levels of financial participation from EDEN depending on which Service Availability Area the project lies, the priority of the project, and the availability of funds. All projects will be designed in accordance with general acceptable engineering standards and in the best interest of the utility as determined by EDEN. For joint extensions, as mutually agreed by EDEN and COUNTY and prior to each project, licensed engineering services, engineered plans, contract documents, and inspection of the work concerning installation as a part of the total construction cost of water or sewer lines will be provided. Necessary rights-of-ways, permits, and permission from all persons, firms, corporations and other owners for the construction of said water or sewer utilities infrastructure shall be secured, the costs of which shall be included in the total cost for the construction of said water or sewer utilities infrastructure. The County shall convey to EDEN, at no cost or expense, any necessary rights-of-ways over land owned by the COUNTY currently being used by the County to provide water and sewer service. For future water and sewer extension projects, the COUNTY agrees to work with Eden in accessing any necessary rights-of-way over land owned by the COUNTY to install any portion of said water or sewer utilities infrastructure.

- E. Service Basins. The City Council may decide to open a water or sewer basin or portion thereof for development by extending water or sewer lines. All costs associated with opening this basin shall be borne by EDEN. EDEN may recoup its financing and construction costs through the initiation of a basin development fee for each basin.
- F. Cooperative Extension. Jointly and in cooperation the City Council and the County Commissioners may decide to open a water or sewer basin or portion thereof for development by extending water or sewer lines. Costs associated with opening or partially opening a basin in this manner shall be borne according to a cost share arrangement where COUNTY pays no more than half and EDEN pays no more than half of said costs; except that cooperatively EDEN and COUNTY may cooperatively decide to cost-share the benefits of basin expansion with any of the customers receiving the benefit of sewer extension.
- G. Potential eligibility for EDEN participation will be determined as follows:
 - a. *Service Availability Area A (Available)*: Projects are eligible for financial assistance from EDEN for over sizing of lines and pump stations beyond what is required to serve the needs of the project. EDEN may participate up to 100% for required increases to feeder main sizes and/or outfall sizes.
 - b. *Service Availability Area B (Limited Availability)*: Projects eligible for financial assistance from EDEN for up to 50% of the cost for over sizing of lines and pump stations beyond what is required to serve the needs of the project. The City may participate up to 50% for required increases to feeder main sizes and/or outfall sizes.

- c. *Service Availability Area C (Cooperation Zone)*: Projects are not eligible for EDEN participation unless it is an economic development project as specified in this section of this Agreement. The project must meet one of the following thresholds found in Table A. The City Council and the County Commissioners may decide to contribute none or more or less than the percentage of participation suggested in this section of the agreement based upon the project’s ratio of economic development impact to public investment found in Table A. Future Service Availability Area C may be depicted on the WSSA map to indicate areas of future cooperation.

Table A: Guidelines for Participation in Cost of Extending Water and Sewer for Economic Development Projects in Service Area C

Acres	Jobs	Level of Investment	Cost Share %
300+ or	300+ or	\$60 million+	90%
200>300 or	150>300 or	\$30>\$60 million	75%
100>200 or	75>150 or	\$15>\$30 million	50%
50>100 or	25>75 or	\$7>\$15 million	25%

- d. *Service Availability Area D (Scarce Availability)*: Projects are not eligible for EDEN participation. For purposes of this Agreement, Service Availability Area D will remain unmapped, but to be described as follows: any area of unincorporated Rockingham County lying outside of the corporate limits of the City of Eden or outside WSSA Service Availability Areas A, B, or C.
- e. Properties inside the COUNTY that lie adjacent to another Service Availability Area and such property is capable of connecting by gravity to a gravity sewer line in that adjacent Service Availability Area may be eligible for participation as if located in that Service Availability Area. This is subject to the condition that the proposed line is designed in accordance with generally acceptable engineering standards and is in the best interest of the EDEN utility.
- f. EDEN and COUNTY will consider the priority of a project in considering the appropriation of funds. In general, projects will be ranked based upon the following priority: eligible economic development projects, over sizing of lines and pump stations, system operational enhancements, existing public schools, public health issues in existing residential subdivisions, and federal HOME projects. Extensions that also provide protection to watershed critical areas will be given stronger consideration. If a development meets the requirements of this policy and sufficient funds are available, EDEN and COUNTY may contribute funds for the construction of the water and sewer utilities to the property line of the

development for an economic development project in Service Availability Areas A and B at the suggested percentages.

- H. Development Jurisdiction and Annexation. The provision of all water or sewer outside the corporate limits of EDEN shall be in accordance with the following:
- a. COUNTY agrees to not consent to extra-territorial zoning jurisdiction by any other municipality, special service district, or similar entity with developmental oversight and control in any area depicted as Service Availability Area A or B in the WSSA during the term of this Agreement.
 - b. It is understood by and between the COUNTY and EDEN that each new user of water or sewer service outside the corporate limits located in Service Availability Areas A & B, that meets the statutory qualifications of annexation, will be required to sign an Annexation Petition, pursuant to Eden City Code. The COUNTY shall not sell, tap, or otherwise connect any user of water or sewer onto its system without EDEN first certifying that the user has on file an Annexation Petition. Failure of the applicant to agree to meet the specified requirements on both development plans and construction of projects, could result in EDEN denying water or sewer service to that development.
 - c. It is understood by and between the COUNTY and EDEN that the COUNTY will petition, when requested by EDEN, the voluntary annexation of any land receiving service under this agreement and owned by the COUNTY falling within the Service Availability Areas A & B.

ARTICLE V

Compliance with Applicable Law and Regulation

Each party shall perform its obligations under this Agreement (including all treatment, collection, and distribution) in accordance with the terms of this Agreement, all applicable Federal and State laws, rules and regulations and specifically in accordance with EDEN Water and Sewer Ordinances as amended from time to time, a copy of said Ordinance being attached hereto as Exhibit "B" and being incorporated herein by reference as if fully set out in this Article. In addition to the foregoing requirements, the parties agree that:

- A. COUNTY Sewer Use Ordinance. COUNTY shall maintain a Sewer Use Ordinance which contains terms and conditions with respect to the collection of sewerage or wastewater equal to or surpassing those requirements set forth in the EDEN Sewer Use Ordinance. EDEN may amend its Ordinance from time to time to reflect changes in any federal or state statute, law, rule or regulation regulating the operation of sewerage and wastewater collection systems and treatment systems. The COUNTY shall from time to time amend its Sewer Use Ordinance so as to keep the COUNTY Ordinance in compliance with the provisions of the EDEN Ordinance.
- B. Enforcement by EDEN. EDEN, at its discretion and after notice to COUNTY, may monitor and analyze the effluent of any industrial user of the COUNTY's sewer

collection system to determine actual concentration, characteristics and flow quantities for the purpose of determining the applicable industrial surcharge due therefore. Further, EDEN shall have the power to monitor and enforce discharges within the jurisdiction of the COUNTY, and in such event, to levy fines, surcharge penalties, institute legal actions directly against the violating industrial dischargers without the COUNTY being a necessary party thereto. EDEN shall at all times have the authority to obtain all information needed from such industrial users and shall make the same available to the COUNTY upon request. When EDEN determines that the integrity of its Treatment Plant is in danger, EDEN shall retain the right to intervene to cease that discharge into the plant immediately and notify the COUNTY as soon as possible. EDEN personnel shall be allowed access to the entire COUNTY system to inspect collection lines/laterals and appurtenances thereto at all reasonable hours provided notice is given to COUNTY prior to such inspection.

- C. Responsibility for Fines and Penalties. If at any time a fine or penalty is imposed on the Treatment Plant or Collection System arising from a problem associated with discharges into the Fishing Creek pump station from sources outside of the control of EDEN, EDEN shall have the right to require that such fine or penalty be paid, in full, by the COUNTY.

ARTICLE VI

Term and Renewal Option

This Agreement revises and supersedes the Sewer Agreement between EDEN and the COUNTY dated January 12, 1998 and as amended. This Agreement shall be and remain in full-force and effect for a period of 20 years commencing with the date the execution of this Agreement has been approved by the governing bodies of the parties hereto with the COUNTY having the right to renew same through extension in one (1) 5-year period. Exercise of such option shall be made by COUNTY giving EDEN written notice thereof not less than 180 days prior to the expiration date of the initial term. All terms and conditions of this Agreement applicable to the initial term of 30 years shall apply during such extended terms except as herein otherwise provided.

ARTICLE VII

Transfer of Ownership, Interests, and Individual Customers in/to Public Utility Systems

COUNTY and EDEN agree that water and sewer lines extended under the provisions of this Agreement shall be owned, operated, and maintained by EDEN.

COUNTY and EDEN agree that new individual customers (water or sewer users) shall be assigned to the respective entity owning the servicing water or sewer line and falling under that respective entity's schedule of rates and charges.

ARTICLE VIII

Available Capacities

- A. Wastewater Treatment. EDEN agrees that during the term of this Agreement, it will supply and make continuously available to COUNTY on demand a maximum wastewater treatment capacity of 100,000 gallons per day of domestic wastewater. Wastewater will be accepted from the COUNTY at agreed locations and with agreed flow rates reasonably consistent with the operation of the EDEN Wastewater System and the maximum capacity and maximum discharge provisions of this Agreement. COUNTY agrees that treatment capacity under this section shall be transferable to EDEN upon the transfer of system assets as referenced in Article VII.
- B. Reduction in Available Capacities. When the EDEN wastewater treatment plant begins operating at seventy-five (75%) percent of capacity, the 100,000 gallon capacity herein reserved to the COUNTY shall be reduced to an amount equal to one hundred twenty-five (125%) percent of its total volume for the prior year, not to exceed 100,000 gallon capacity herein reserved. In such event, the COUNTY shall have the right to reserve the difference between 125% of the amount used in the prior year as herein provided for and the 100,000 capacity herein reserved by paying to EDEN for the reserved but unused portion of the 100,000 gallon capacity at the current rates per 1,000 gallons of treated sewer or wastewater. Inflows resulting from the extension of the system shall not count against the capacity limit assigned to COUNTY provided that COUNTY shall not charge, meter, or restrict flows from EDEN into COUNTY system according to the ownership, operations and maintenance responsibilities provided for in Article VII.
- C. The parties agree that EDEN shall accept and treat COUNTY landfill leachate pursuant to the terms of this Agreement provided that said leachate shall prior to conveyance to the EDEN wastewater treatment system meet the characteristics of normal domestic sewage as defined by this Agreement and prescribed by the EDEN Sewer Use Ordinance, and provided that the total maximum waste flow treated by EDEN under this Agreement (including COUNTY landfill leachate) does not exceed 25,000 gallons per day unless subject to the conditions of a Significant Industrial User permit or by special permission with the conditions that it is limited to < 50,000 gallons per day no more than once per month. COUNTY, when accepting EDEN wastewater screenings (not biosolids) generated by the EDEN wastewater plant shall only require a paint filter test before acceptance and shall charge a fee equal to \$1 more than the municipal solid waste fee.

ARTICLE IX

Rates and Revenues

- A. Initial Rates. COUNTY shall pay EDEN for all wastewater treated pursuant to this Agreement at the following rates:
 - a. Governmental waste or sewerage
 - i. \$8.86 per 1000 gallons treated
 - b. Residential waste or sewerage

- i. \$9.75 per 1000 gallons treated
 - c. Commercial waste or sewerage
 - i. \$15.30 per 1000 gallons treated
 - d. Industrial waste or sewerage
 - i. \$14.56 per 1000 gallons treated
 - e. Leachate waste or sewerage
 - i. \$25.00 per 1000 gallons treated
 - f. Flat rate
 - i. \$2500.00 per month
 - g. Other rates
 - i. EDEN will apply rates and charges for services not enumerated herein according to the adopted rate and fee schedule published and approved annually by the City Council.
- B. The parties understand and agree that COUNTY, or its successor entity, may resell water and sewer services obtained from EDEN under this Agreement to individuals or industries, within Rockingham County as provided by the terms and conditions of this Agreement. COUNTY shall not resell water or sewer service to another purchase utility system from water or sewer public utilities derived from EDEN as part of this Agreement.
- C. Change in Rates. Any change in water or sewer rates charged to COUNTY shall be made annually based on the current consumer price index (CPI); however, provided that such increase does not exceed five percent (5%).
- D. Reversion. COUNTY is noticed by EDEN that the lapse, expiration, non-renewal, breach, cancellation or circumstances arising out of force majeure will, in the next billing cycle, see the reversion of rates as outlined in section A, subsection a-g revert to rates as published by EDEN for “outside rates”.

ARTICLE X

Temporary Interruptions

EDEN shall not be liable for temporary interruption in services pursuant to this Agreement by reason of fire, flood, strikes or other labor disturbances, regulations or directives of any governmental authority, shortages of fuel, power or raw materials or the inability to obtain supplies, failure of normal sources of supplies, inability to obtain or delays in transportation facilities, any Act of God or any other reason beyond the reasonable control of EDEN. However, in the event of any curtailment of services caused by any of the matters hereinabove set forth, COUNTY’s services as provided for herein (unless caused by pipe rupture, stoppage, or like event which affects only the points of service to COUNTY) shall not be curtailed in a greater degree or on a different basis than curtailments made to all other customers of EDEN.

ARTICLE XI

Representations and Warranties of the Parties

EDEN and COUNTY each represent, warrant, and agree as follows:

- A. Approval and Authorization. Each said entity has full power and authority to enter into this Agreement and to fully perform all of its duties and obligations hereunder pursuant to various enabling sections of the North Carolina General Statutes. The governing board for each said entity has duly authorized the execution and delivery of this Agreement and the performance of all of its duties and obligations contained herein. This Agreement constitutes a valid and legally binding obligation of each said entity enforceable in accordance with its terms, subject to any State or Federal regulatory approval which may be required pursuant to applicable statute.
- B. No Litigation. There is no action, suit, or proceeding pending or, to the best of each entity's knowledge and belief, threatened against or affecting said entity, at law or in equity or before or by any Federal, State, municipal or other governmental department, commission, board, bureau, agency or instrumentality wherein any decision, ruling, or finding would adversely affect the transactions contemplated herein, or arising directly or indirectly out of the existence or operation of said entity's sewer systems.
- C. Non-discretionary Functions. This Agreement pertains solely to non-discretionary governmental functions. Each entity's obligations under this Agreement shall bind all future governing boards for each entity, during the term of this Agreement, to make all necessary appropriations and take all necessary actions to meet its obligations hereunder.

ARTICLE XII

Termination

This Agreement may be terminated upon mutual consent of the parties, or by court order upon the finding that there has been such a substantial breach of this Agreement by the non-complaining party so as to entitle the complaining party to be relieved of its obligations under this Agreement. Notwithstanding any termination, any transfer of ownership, interest or individual customers occurring or having occurred pursuant to Article VII shall remain in full force and effect subsequent to expiration or termination.

ARTICLE XIII

Default

A default of this Agreement shall mean a material failure to comply with any of the material provisions of this Agreement. The obligation of EDEN to furnish sewer treatment services to COUNTY in accordance with this Agreement shall be a continuing obligation and constitutes an integral and material part of this Agreement the uncured breach of which shall subject EDEN to remedies for default as provided below. Without limitation, the obligation of COUNTY to pay all charges when due under this Agreement shall be a continuing obligation, the uncured breach of which shall subject EDEN to remedies for default as provided below.

The specific enumeration of the above obligations as material under this Agreement does not exclude other obligations under this Agreement from also being considered as material.

ARTICLE XIV

Remedies for Default

This Agreement shall be enforceable by each party hereto by all remedies available at law or in equity, including but not limited to specific performance. Failure or delay to exercise any right, remedy or privilege hereunder shall not operate as a waiver of such right, remedy or privilege nor prevent subsequent enforcement thereof.

ARTICLE XV

Notices

All notices required or permitted to be given under this Agreement shall be delivered in person or given by certified mail, return receipt requested. Notice shall be effective as of the time of delivery except notices by certified mail which shall be effective as of the date of depositing in the United States mail. All notices shall be addressed or delivered as follows:

TO EDEN:

Attention: City Manager
PO Box 70
Eden, North Carolina 27289-0070

TO COUNTY:

Attention: County Manager
P.O. Box 101
Wentworth, NC 27375

ARTICLE XVI

EFFECT

This Agreement shall take effect as of the date of execution hereof by both COUNTY and EDEN. This Agreement shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.

ARTICLE XVII

Governing Law

This Agreement shall be governed and construed in accordance with the laws of the State of North Carolina.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement, the same having been approved by the respective governing bodies of EDEN and COUNTY all as of the date first above written.

CITY OF EDEN, A Municipal Corporation

By: _____

Mayor

ATTEST:

City Clerk

ROCKINGHAM COUNTY, a Body Politic

By: _____

Chairman

ATTEST:

Clerk to the Board

RESOLUTION TO ADOPT AND APPROVE THE CITY COUNTY PUBLIC UTILITIES AGREEMENT

WHEREAS, a Sewer Agreement between the City of Eden and Rockingham County relative to the construction and installation of sewer lines within a mutually agreed upon service perimeter area located within Wentworth Township was authorized on January 12, 1998; and

WHEREAS, said agreement has well served the parties throughout the term of the Agreement and any extension periods, and

WHEREAS, the City of Eden and Rockingham County desire to consolidate and update this Agreement into a revised public utilities Agreement, and desire to execute and perform the terms set forth within the attached City and County Public Utilities Agreement; and

WHEREAS, the City of Eden and Rockingham County desire for the City of Eden desires to purchase the purchase of Fishing Creek Pump Station and accompanying lines from Rockingham County for an agreed upon price of \$796,000

NOW, THEREFORE, BE IT RESOLVED, by the City Council for the City of Eden that the execution of the “City and County Public Utilities Agreement” is hereby adopted and approved.

BE IT FRUTHER RESOLVED, by the City Council for the City of Eden that City Staff is hereby authorized to finalize the acquisition of Fishing Creek Pump Station and accompanying lines from Rockingham County for agreed upon price and all terms and action necessary thereto.

APPROVED, ADOPTED AND EFFECTIVE this ____ day of July, 2024.

CITY OF EDEN

By: _____
Neville Hall, Mayor

ATTEST:

Deanna Hunt, City Clerk



Planning and Community Development Department

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

MEMO

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Kelly K. Stultz, AICP, Director
Subject: **Resolution of Intent to Close
An Unopened Street/Alley on the east side of May Street**
Date: July 3, 2024

The City has received a request from Paul Dishmon representing the Draper Volunteer Fire Department and David Johnson to close an unopened street/alley on the east side of May Street. Attached you will find the petition, Staff Report, Resolution of Intent to Close an Alley on the east side of May Street, and a map showing the proposed closing. A motion to adopt the resolution and call a public hearing is in order.

If you have any questions, please give me a call.



PETITION

TO CLOSE STREET OR ALLEY

Date Filed 5/10/24

Application No. SC-24-2

Mayor and City Council
City of Eden
Eden, NC 27288

(I)(We) the undersigned, being owner(s) of real property adjacent to the (street) (alley) located at MAY ST and as shown on the attached sketch, do hereby petition the City Council to permanently close said (street) (alley):

OWNER(S) & MAILING ADDRESS:

Draper Fire Dept.
213 MAIN ST.
Eden, N.C. 27288

SIGNATURES:

[Signature]

OWNER(S) & MAILING ADDRESS:

DAVID Johnson
201 S Houelle Dr
EDEN, N.C. 27288

SIGNATURES:

[Signature]

OWNER(S) & MAILING ADDRESS:

SIGNATURES:

INSTRUCTIONS:

Each petitioner must sign the petition.
If any petitioner is married, the spouse must also sign.

A copy of each deed must be submitted with the petition. A fee of \$600.00 must be submitted with each petition.

CITY OF EDEN
PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT
STREET CLOSING REPORT
May 30, 2024

CASE NUMBER: SC-24-02

APPLICANTS: Draper Volunteer Fire Department;
David Johnson

APPLICANTS' ADDRESS: 213 Main St.
Eden, NC 27288

201 S. Hundley Dr.
Eden, NC 27288

APPLICANTS' STATUS: Adjoining Property Owners

REQUESTED CLOSING: Unopened section of Unnamed Street near May St.

STREET WIDTH: Approximately 25 feet

STREET LENGTH: Approximately 105 feet

GENERAL INFORMATION

The City has received a petition signed by the owners of 100 percent of the abutting properties requesting that an unopened section of an unnamed street near May Street be closed. (See attached map)

The Eden City Code, Chapter 13, Article 3, Division 3, and N.C.G.S. 160A-299 authorize the City Council, upon recommendation of the Planning Board, to consider the closing or vacating of a street in accordance with the rules and procedures set forth therein. Furthermore, it permits the City Council to close a street provided that, after a public hearing has been held, it appears to the satisfaction of the Council that closing the street or alley is not contrary to the public interest, and that the City has no interest in preserving the dedication of such street or alley for municipal purposes, and that no individual owning property in the vicinity of the street or alley would thereby be deprived of reasonable means of ingress and egress to his property.

PUBLIC SERVICE CORPORATIONS

The following public utilities and public service corporations have been contacted in response to this street closing and have issued the following comments in regards to their utility lines and future utility plans for the area:

City of Eden Engineering

Duke Energy

Piedmont Natural Gas

Century Link

Spectrum Cable

Dan River Water, Inc.

REQUIRED FINDINGS

According to the N.C. General Statutes and the Eden City Code, before the City can close a street, the City Council must be satisfied of two matters:

1. That the street closing is not contrary to the public interest.
2. That no individual who owns property in the vicinity of the street is deprived of reasonable means of ingress and egress to that property because of the street closing.

DEPARTMENT FINDINGS AND RECOMMENDATION

In regards to the required findings, the Planning and Community Development Department issues the following comments:

Contingent upon comments from the public service corporations, the staff is of the opinion that the unopened street is not required for public utility service for the area.

The section of the unopened street to be closed is not necessary to the general public for travel and traffic circulation in the area. The section to be closed is an unopened section of an unnamed street near May Street. Therefore, staff is of the opinion that no property owner will be denied reasonable means of ingress and egress because of the closing.

In conclusion, the staff recommends, based upon these stated findings, that the unopened street be closed as requested.

DEPARTMENT RECOMMENDATION:

Close unopened street as requested.



STREET CLOSING

SC-24-02

AERIAL MAP



**Unopened Section
of Unnamed Street
Near May Street**

**RESOLUTION OF INTENT
TO CLOSE AN UNOPENED STREET, ALLEY, AND
UTILITY AND RIGHT-OF-WAY EASEMENT
ON THE EAST SIDE OF MAY STREET**

BE IT HEREBY RESOLVED by the City Council of the City of Eden, North Carolina, that:

Pursuant to the provisions of Chapter 13, Article III, Division 3 and Section 13-88 of the Eden City Code and Section 160A-299 of the North Carolina General Statutes, the City Council of the City of Eden, North Carolina, does hereby declare its intention to close the following unopened street/alley/utility and right-of-way easement located on the east side of May Street:

BEGINNING at a point in the northern line of an unnamed Utility and Right of Way Easement, said point being the northwest corner of a 0.434 acre lot owned by City of Eden (Deed Book 719, Page 594) as shown on a survey by Samuel J. Coleman Jr., RLS dated September 14, 1999 and revised August 21, 2000 recorded in Map Book 46, page 23 in the Office of the Register of Deeds for Rockingham County, N.C.; thence with the west line of City of Eden South 20 deg. 42 min. East 27.33 feet to a point, marking the northeast corner of a 0.339 acre lot as shown on the aforementioned plat; thence with the south line of the unnamed Utility and Right of Way Easement and the northern property line of the 0.339 acre lot, South 69 deg. 18 min. West 103.68 feet to a point marking the northwest corner of the 0.339 acre lot; thence North 20 deg. 42 min. West 10 feet to the north east corner of a lot shown on aforementioned plat belonging to Huffman Property Management Specialists (formerly Homer Wood, Deed Book 845, page 614), thence North 20 deg 42 min. West, a new line, to a point in the southern property line of Draper Volunteer Fire Department (formerly Stephen B. Hodges, Deed Book 775, Page 1754); thence North 64 deg. 45 min. 15 sec. East to the southeast property corner of lot formerly owned Stephen B. Hodges Deed Book 775, Page 1754 as shown on aforementioned Plat, currently owned by Draper Volunteer Fire Department; thence North 69 deg. 12 min. 39 sec. East 62.24 feet to the POINT OF BEGINNING and being a portion of the unopened portion of the unnamed Utility and Right of Way Easement.

BE IT FURTHER RESOLVED that the City Council does hereby call for a public hearing on the said closing to be held on the **20th day of August, 2024, at 6:00 P.M.**

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

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

APPROVED, ADOPTED AND EFFECTIVE, this 16th day of July, 2024.

CITY OF EDEN

BY: _____
Neville A. Hall, Mayor

ATTEST:

Deanna Hunt, CMC
City Clerk



City Manager's Report
July 2024
City Manager Jon Mendenhall

ADMINISTRATION

Marketing & Communications Office

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

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

SHAGGIN' ON FIELDCREST is set for Saturday, July 20 from 2 p.m. until 10 p.m. We have moved to 213 Main Street because we are growing and need more room. Come enjoy 3 great bands, food trucks and cold beverages. Please remember to bring your lawn-chair. Admission is FREE. No outside coolers are allowed.

Our **Summer Grown & Gathered** set for Thursday, August 8 is SOLD OUT!

We want to thank everyone who came out and enjoyed **OINK & ALE** on June 15. We had a great crowd and enjoyed a live concert by Landslide – A Fleetwood Mac Tribute, delicious barbecue and refreshing beverages. Another THANK YOU to all our volunteers and vendors that made the night the success it was.

TOUCH-A-TRUCK is looking for cool vehicles to display on Saturday, August 17. If you have a piece of equipment, truck, etc. that you think kids (little and BIG) would enjoy seeing, touching, etc. please let us know. Please call 336-623-2110 and ask for Marketing & Special Events. This is an awesome event that kids really enjoy.

PARKS & RECREATION DEPARTMENT

Recreation Division

Bridge Street Recreation Center: Bridge Street Recreation Center stays busy with daily walkers, fitness classes. Our children’s Summer Day Camp program is staying very busy with several activities each week.

Mill Avenue Recreation: Pickleball is played Monday, Wednesday, Friday and Sunday mornings. Cornhole games are bringing in a lot of players. Prowlers are gearing up for football, volleyball and cheer.

Mill Avenue Pool/Freedom Park Splash Pad: Both the pool and splash pad are opened every day from noon until 6 p.m.

Freedom Park: New lighting will be added to the all-purpose fields. Light poles and lights have been delivered and now we are waiting on the contractor to install them.

Senior Center: The seniors are staying busy this month playing pickleball, bingo, quilt making class, line dancing classes, watercolor classes and so many more fun activities. Please check out the Garden of Eden Senior Center Facebook page with a schedule full of events.

PLANNING & COMMUNITY DEVELOPMENT DEPARTMENT

Local Codes Inspections June 1, 2024- June 30, 2024

Total Local Code Inspections Performed	47
Local Code Notices Sent	70
Local Codes Abated	50

Inspections & Permits June 2024

Total Inspections Performed	281 (Does not include fire inspections)
Total Permits Issued	147

Boards & Commissions

The Community Appearance Commission met for the month of June but did not have a quorum. The Historic Preservation Commission did not meet for the month of June.

The Tree Board did not meet for the month of June.

The Planning Board met for the month of June to advise on the Street Closing case SC-24-02, but did not have a quorum.

POLICE DEPARTMENT

During the month of June, we continued our recruitment efforts in search of quality applicants to attend the Fall BLET program. We are currently conducting preliminary background investigations on three (3) candidates.

June 10 through June 13, Deputy Chief Anthony Lovings participated in the “District C” Teamships program at Morehead High School. This program allowed Deputy Chief Lovings to present, high school students from across the county, a real life issue our agency is facing (recruitment and Retention) and work with the students to develop solutions.

At the City Council meeting on June 18 Officer Josh Roberts, Tim Knight and Lieutenant Andy Johnson were recognized for the river rescue. On June 26 these officers were recognized for their life saving efforts at the North Carolina General Assembly.

FIRE DEPARTMENT

The Fire Department responded to 67 calls for the month of June. The Fire Marshal completed 66 inspections the month of June. Fire Station 2 has begun renovations. All new flooring, ceiling tiles, and countertops were installed. Crews have started painting the interior of the building. Paneling was replaced with sheetrock in the dayroom. Fire Station 4 remodel project has been completed. The right-side cement driveway has been poured. We are looking to have a cement pad done on the hillside to move the metal carport.

PUBLIC WORKS DEPARTMENT

Streets

Maintenance activities have focused on patching; 94 tons used based on asphalt plant availability and concrete work at 120 yards on Stadium Drive at the Fire Department have been completed. Streets are currently working on our street signs and traffic sign maintenance program along with vegetation control treating 35 miles on our City streets, curbs and gutters. Streets have removed several bags of litter from our City streets. Approximately 325 cubic yards of leaves/grass clippings for leaf collection have been collected. Mowing crew has taken care of 30 acres of vegetation owned by the City of Eden. The Stratford Drive project has been completed which includes 32’ of 12” RCP being installed as well as removal of several stumps.

Construction

The Construction Crew has completed tying all the residents to the new water main and sowed back all disturbed areas on Circle Drive and have also killed out the old galvanized 2”. Fire Department Station 4 has completed the building pad for the relocation of the metal shed currently on the left side of the station. The pad is on grade and ready for concrete. Approximately 100’ of

ditch at the intersection of Maryland and Hale Street and 155' of ditch on Bay Street has been cleaned. The Bridge Street municipal parking lot has had their debris cleaned up and, removed the telephone pole, retaining wall, hauled in dirt to slope bank, installed rip rap rock on steep section and covered other areas with mulch. Concrete still needs to be poured around the EV chargers and behind the dumpster pad the finish up the mulch in those areas.

Collections & Distribution

Collection and Distribution crews continue to maintain water and sewer repairs as needed as well as easement/outfalls. The report of water leaks reported by citizens increased significantly and there was a slight increase in reports of sewer blockages. Staff worked diligently to make sure all the reports of both water and sewer leaks were addressed. Staff have also been assisting the fire department with hydrant repairs.

Solid Waste

The Solid Waste Division continues to work on collection of solid waste and transferring/hauling it to the landfill. The amount of municipal solid waste (MSW) hauled in the past month was 510.89 tons. The amount of vegetative tonnage (brush) collected in June was 14.45 tons while bulk waste tonnage collected was 135.60 tons.

Fleet

The Fleet Division had 83 work orders which includes all outside repairs, road calls as well as regular service, tires and NC inspections.

Utilities

Staff met with McKim & Creed to provide information as a follow up for the Railroad and Covenant Branch Force Main Improvement Plan. Also, had a conference call with the State and the engineer to discuss the next steps for the lead and copper grant. Our team had a meeting to plan the tabletop exercise and plant drill for chlorine that will be held at the plant in a few months. County Emergency Management is heading this up. Synagro has finished cleaning out the liquid in the North Basin. Soon they will bring an excavator to pull solids for a land application. Once they reach their limit, the rest will be placed in the drying beds. Our team had a call with software vendor NOVO to see a presentation of their software and ask questions about how it can help with asset management.

CITY OF EDEN, N.C.

A regular meeting of the City Council, City of Eden, was held on Tuesday, June 18, 2024 at 6 p.m. in the Council Chambers, 308 E. Stadium Drive. Those present for the meeting were as follows:

Mayor:	Neville Hall
Council Members:	Gerald Ellis (absent) Jerry Epps Kenny Kirkman Greg Light Bruce Nooe (absent) Tommy Underwood Jason Wood
City Manager:	Jon Mendenhall
City Attorney:	Erin Gilley
City Clerk:	Deanna Hunt
Media:	Roy Sawyers, Rockingham Update Mike Moore, Mike Moore Media

MEETING CONVENED:

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

Pastor Merinda Easley, Shaw Christian Church, gave an invocation. Mayor Hall noted her church would be celebrating its 20th anniversary the following Saturday. In attendance to lead the Pledge of Allegiance were Wynter Roberts, Dominic Roberts and Wyatt Lenk, the children of Officer Joshua Roberts; and Ava Bowling and Emilee Bowling, the children of Officer Timothy Knight.

PROCLAMATIONS AND RECOGNITIONS:

- a. Proclamation: Honoring the Heroic Acts of Officer Joshua Roberts and Officer Timothy Knight

Mayor Hall called Officers Roberts and Knight forward, as well as special guests Ja'Marion Blackwell, the young child who was rescued, and his mother Makala Williamson. He read the proclamation and presented the officers with signed proclamations as well as live-saving awards from Rockingham County. He thanked them again for what they did.

Ms. Williamson thanked the officers and presented them with gift baskets.

PROCLAMATION

in Honor of the Heroic Acts of Officer Joshua Roberts & Officer Timothy Knight

WHEREAS, on May 21, 2024 at 12:43 p.m., Eden Police were dispatched to Leaksville Landing after a caller reported a three-year-old child fell into the river and was swept away without a life vest; and,

WHEREAS, Officers Joshua Roberts and Timothy Knight arrived within minutes of the call and began searching to locate the toddler. Approximately 75 yards down river, the toddler was spotted, floating face down drifting with the swift current. Both officers traversed the steep riverbank and rushed into the water in full police gear without hesitation, ignoring the danger to themselves as they faced river levels approximately 3 feet higher than normal due to recent heavy rain; and,

WHEREAS, bravely fighting the current, Officer Roberts made his way to the toddler and lifted and swam with the lifeless body held high while he himself was underwater. Officer Roberts transferred the child to Officer Knight who was also struggling in water well over his head but who was able to battle his way to the riverbank with the child, handing him off to Lieutenant Andy Johnson; and,

WHEREAS, Lieutenant Andy Johnson and Firefighter Mike Farmer immediately began lifesaving measures on the toddler as Officers Roberts and Knight pulled themselves up the bank, struggling to catch their breath as they coughed up the river water they had swallowed during the rescue; and,

Minutes of the June 18, 2024 meeting of the City Council, City of Eden:

WHEREAS, realizing EMS personnel were unable to reach the rescue site, Officer Roberts grabbed the toddler and sprinted to the ambulance, parked 150 yards away up a steep grade, until he collapsed from exhaustion when Officer Knight picked up the child and finished the race to the unit. Medical personnel immediately began CPR and transported the child to UNC Rockingham Health Care where he arrived 15 minutes and 12 seconds from the initial 9-1-1 call; and,

WHEREAS, Police Chief Paul Moore noted that had Officer Roberts or Officer Knight hesitated even for a moment before risking their lives for this child, the child would no longer be here with us.

NOW, THEREFORE, I, Neville Hall, Mayor of the City of Eden, do hereby proclaim our respect, admiration and continual gratitude for the selfless and heroic acts performed by Officer Joshua Roberts and Officer Timothy Knight in assistance of a young citizen in distress. Their uncommon bravery has inspired us all.

This the 18th day of June, 2024.

By: Neville Hall, Mayor

Attest: Deanna Hunt, City Clerk

b. Proclamation: Honoring the Rescue Response at Leaksville Landing

Mayor Hall called forward Eden Police Lt. Andy Johnson (absent); Eden Firefighter Mike Farmer; Rockingham County Emergency Services personnel Randy Young (absent), Britany Russell (absent), Alex Jeffries (absent), and Jennifer Kelly (absent); and Rockingham County Emergency Communications personnel Stephanie Howerton, Layla Kennon, Pam Devaughn, Tyler Roberts (absent), and Michaela Mebane. He read the proclamation. The personnel were presented with signed proclamations and life-saving awards from Rockingham County.

He noted that many personnel were in attendance on their own time in support of those being recognized. The emergency services had a family atmosphere and he appreciated them being in attendance as well.

PROCLAMATION
in Honor of the Rescue Response at Leaksville Landing

WHEREAS, on May 21, 2024 at 12:43 p.m., a series of events began with a call to 9-1-1 that led to the miraculous rescue of a drowning three-year-old child from the Dan River; and,

WHEREAS, while two Eden Police Officers retrieved the child from the river, an incredible group of public servants acted alongside them in perfect teamwork; and,

WHEREAS, their actions that day, from the 9-1-1 call taker to the lieutenant standing on the shore to the paramedic working in the ambulance, were done precisely and with steadfastness; and,

WHEREAS, Police Chief Paul Moore noted that had any of this team diverted in any way at all from their response, this precious child would no longer be here with us.

NOW, THEREFORE, I, Neville Hall, Mayor of the City of Eden, do hereby proclaim that we give thanks to the Almighty for placing each of these people in place that day and guiding their actions to assist in this extraordinary rescue:

Eden Police:
Lieutenant Andy Johnson
Eden Fire:
Firefighter Mike Farmer
Rockingham County Emergency Services:
Randy Young Britany Russell Alex Jeffries Jennifer Kelly
Rockingham County Emergency Communications:
Stephanie Howerton Layla Kennon Pam Devaughn Tyler Roberts Michaela Mebane

This the 18th day of June, 2024.

By: Neville Hall, Mayor

Attest: Deanna Hunt, City Clerk

SET MEETING AGENDA:

A motion was made by Council Member Kirkman to set the meeting agenda. Council Member Woods seconded the motion. All members voted in favor of the motion. The motion carried 5 to 0.

PUBLIC HEARINGS:

- a. Consideration to adopt the 2024-2025 Budget Ordinance.

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

Mr. Mendenhall said the budget process started six months prior at the January 18 retreat. The budget was reviewed and balanced by different departments. It was finalized in the April timeframe. There was a budget work session and presentation in May and it took them to this date, which was the last date on the budget adoption calendar given to Council in January. They were now at the end with a public hearing and final adoption of the budget. The budget presented in May was a budget that tried to balance given the tax and revaluation implications they had undertaken that year as well as inflation to make it a budget that was not only good for citizens but good for employees, some of who were in the room that night, and good for the City as a whole. The adoption timeline was important. He referenced the Fiscal Control Act in North Carolina. It was important and guided how they budgeted. It was one of the preeminent responsibilities of an elected Council to adopt a budget ordinance in the proper format within the proper time. They had run the shot clock out so to speak. They would have adopted it in May but had the revaluation process. He read the Fiscal Control Act that set out parameters and made the adoption critical. It was the law in North Carolina. Not earlier than 10 days after the day the budget is presented to the board and not later than July 1, the governing board shall adopt a budget ordinance making appropriations and levying taxes for the budget year in such sums as the board may consider sufficient and proper, whether greater or less than the sums recommended in the budget. The budget ordinance shall authorize all financial transactions of the local government or public authority except under certain exemptions. It was important to have a budget by July 1. No fiscal spending of any kind could occur without a budget and he wanted to remind Council of that as they moved into the process.

Mayor Hall asked if anyone wanted to speak in favor or in opposition of the budget ordinance. No one came forward to speak.

Council Member Underwood asked if there was any way Mr. Mendenhall could go in and readjust on the water bill rate.

Mr. Mendenhall said yes. He would need guidance from Council on what he would like readjusted, if it were the salary increases removed. The budget was balanced as presented.

Council Member Underwood said the salary increases needed to be kept, especially for the Police Department. He was in strong favor of that. He had talked to some people on disability who lived on between \$11,000 and \$20,000 a year. He was afraid for them on how they would be able to make it. He was in favor of helping the Police Department because he knew they were behind. He was asking Mr. Mendenhall to see if there was some kind of adjustment that could be made on the water bill.

Mr. Mendenhall asked if there was a target he was looking for or a project he would like to see cut. They had sodium hypochlorite that was very important for water quality. It was a large capital project to the tune of \$1.9 million, half of which was probably leveraged with ARPA funds.

Council Member Underwood asked if it was something that could be done and postponed for a year.

Mr. Mendenhall said they would lose the ARPA funds if they did that. They would lose the ability to go from gaseous chlorine to bleach. Some other capital items could be cut but he did not know if they could be cut to the tune of reducing it substantially. They could cut a pickup truck here or a dump truck there. He would be happy to look at it if there was a certain number to be looked at.

Council Member Underwood said he wanted to try to get it as low as it could be for the citizens and still look after the employees as well because they earned every penny they got and then some. The City was behind. He was totally in support of the employees 100 percent and helping them out, but the City had to look after the citizens as well. It would be very nice if Mr. Mendenhall could come up with something to cut to help the citizens and still look after the employees.

Mr. Mendenhall said he would be happy to look at it, to convene with staff and see what cuts could occur. It would take a little bit of time to do that.

Council Member Underwood said he would like to see that. That was just him.

Mayor Hall said he agreed that everyone wanted to be as low as they could. The City provided services and bought the equipment needed to provide those services, whether it be cars and guns for police, or a fire truck, and the City paid personnel. Those were the things funds could be taken from. He thought the departments were very thorough in what they looked for and what they needed. It had been going through the city manager for six months and every department had to give up things that they wanted or needed. The last place to cut was personnel or get rid of services. He would love to see it be low because he paid it too. He asked if a budget amendment could be made after the budget was approved to lower the water rate. The thing about the water rate was it was an enterprise fund. Whatever it cost to put it out there was how much they could and had to charge for it. The trucks were running gas and diesel and that was more expensive than it had been. The City was not immune to inflation. They were having to pay more for insurance. Water cost more. Duke Energy had gone up 14 or 18 percent and the City paid that bill. It cost more to get the water into the house. By law, it had to break even.

Council Member Underwood said it was a tough situation.

Council Member Wood asked if what Mayor Hall was basically saying was that the City had to break even on the water rates and were not making any money.

Mayor Hall agreed and said it was an enterprise fund and had to go to zero.

Council Member Wood said in reference to the revenue neutral versus .52 tax rate, he had figured his taxes the previous night and they were going to go up regardless. It was only a difference of between \$50 to \$200. He asked if that was what Mr. Mendenhall was seeing between the .45 versus .52 rates.

Mr. Mendenhall agreed and said it depended on the assessed value. A large commercial property would be more in a dollars and cents format. Every property was reassessed differently. Raw, vacant land had a different rate of change versus a single family detached but what Council Member Wood said was roughly correct.

Council Member Wood said he checked eight random houses the previous night and saw a difference between \$58 and \$180 in the revenue neutral rate versus the proposed tax rate. He felt like they would live with that. At the end of the day, the City needed to look after the Police Department and all the City employees. He asked if large capital items or salary increases would have to be cut in order to go revenue neutral.

Mr. Mendenhall said to go revenue neutral, about a million dollars would have to be cut from the budget.

Council Member Wood said that was all he needed to know.

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Council Member Underwood said he did not want to see the City go revenue neutral, but would like to see some of that cut back and try to make it balance out so the City could still look after all employees.

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

Council Member Epps made a motion to adopt the 2024-25 Budget Ordinance. Council Member Light seconded the motion.

Council Member Underwood said before he voted, he wanted to know if Mr. Mendenhall was going to look into cutting some items.

Mr. Mendenhall said yes, he could, but once the budget was voted on it was adopted at that point. Staff could go in and make some changes, some savings, but once Council adopted the budget, it was the budget.

Council Member Underwood said he knew the City needed to move forward and try to look after the citizens and the employees too.

Mayor Hall called the question. Council Members Epps, Wood and Light voted in favor of adopting the 2024-25 Budget Ordinance. Council Members Underwood and Kirkman voted against adopting the 2024-25 Budget Ordinance. The motion passed 3 to 2.

Mayor Hall thanked Mr. Mendenhall and all the departments who worked hard to create a balanced budget.

			Section 3:	It is estimated that the following General Fund Revenues will be available during the fiscal year beginning July 1, 2024, to meet the foregoing General Appropriations:	
CITY OF EDEN, NORTH CAROLINA 2024-2025 BUDGET ORDINANCE			Code	Revenue Source	Appropriation
BE IT ORDAINED by the City Council of the City of Eden, North Carolina in regular session assembled:			3189-11092	Ad Valorem: Prior Years – Rock Co.	\$96,700
Section 1: The following amounts are hereby appropriated for the operation of the City of Eden government and its activities for the fiscal year beginning July 1, 2024, and ending June 30, 2025, according to the following summary and schedules.			3189-18000	Interest on Delinquent	\$17,400
Summary (Funds)			3190-11000	Ad Valorem: Current Year	\$6,593,600
General	\$20,243,400	\$20,243,400	3190-12092	DMV-Vehicle Tax – Current Year	\$697,700
Self Insured Insurance	\$3,356,900	\$3,356,900	3190-12093	DMV-Vehicle Tax – Prior Year	\$200
Water and Sewer	\$13,138,300	\$13,138,300	3190-12094	Short Term Rental Vehicle Tax	\$1,400
Runabout Travel	\$20,000	\$20,000	3190-12095	Municipal Vehicle Tax	\$190,200
Municipal Service Tax District	\$13,600	\$13,600	3190-15000	Dog License	\$700
(Less inter-fund transfers)	\$2,693,400	\$2,693,400	3190-18000	Interest on Current Taxes	\$17,500
(Less Appropriated Fund Balances)	\$1,219,300	\$1,219,300	3190-18100	Interest on Current Taxes – DMV	\$8,000
(Less Pass Thru Funds – Ex. Runabout Travel)	\$849,500	\$849,500	3190-19097	Payment in Lieu of Amexation	\$215,700
TOTAL	\$32,010,000	\$32,010,000	3190-19098	DMV Collection Fees	(\$30,300)
Section 2: That for said fiscal year there is hereby appropriated out of the General Fund the following:			3190-19100	Occupancy Tax	\$102,800
Code	Department	Appropriation	Tax Revenue Total		
10-4110	City Council	\$40,800	\$7,918,600		
10-4120	Administrative & Legal Services	\$489,100	Code	Revenue Source	Appropriation
10-4130	Finance/Human Resources	\$371,700	3260-11000	Privilege License	\$700
10-4135	Marketing & Customer Service	\$435,000	3270-12000	Franchise Fees/State	\$95,900
10-4145	Information Technology	\$575,300	3343-41000	Building Permits	\$43,700
10-4190	Facilities & Grounds	\$727,400	3343-41100	Plumbing Permits	\$8,900
10-4310	Police	\$6,596,000	3343-41300	Mechanical Permits	\$17,000
10-4340	Fire	\$2,713,800	3343-41400	Sign Permits	\$300
10-4350	Division of Design & Construction	\$41,000	3343-41500	Electrical Permits	\$26,000
10-4510	Streets	\$1,844,500	3434-48000	Fire Department Permits	\$2,000
10-4515	Powell Bill	\$561,000	3491-41100	Planning Zoning Permits	\$500
10-4710	Solid Waste	\$2,048,200	Licenses & Permits Total		
10-4910	Planning & Community Development	\$641,900	\$195,000		
10-6120	Recreation	\$1,058,500	Code	Revenue Source	Appropriation
10-6920	Fleet Maintenance	\$548,300	3350-00200	Donations & Fees – Pottery Festival	\$6,100
10-9100	Special Appropriations	\$1,050,900	3350-02100	Riverfest	\$48,000
10-9990	Contingency	\$500,000	3350-02200	Omik & Ale Festival	\$17,600
TOTAL		\$20,243,400	3350-02300	Shaggin' on Fieldcrest	\$10,400
			3350-02400	Touch-A-Truck	\$2,500
			3350-02500	Grown & Gathered	\$11,000
			3350-02700	Winterfest	\$4,000
			3350-02800	Youth Native American Pow Wow	\$2,500
			3412-43000	Vending Machine Proceeds	\$2,000
			3412-43100	Vending Machine Proceeds-PW	\$6,300
			3434-49000	Fire on Behalf Payments	\$19,000
			3434-51000	Fire Dept Rental – Draper Rural	\$200
			3612-48000	Freedom Park Concessions	\$17,800
			3612-48100	Bridge Street Center Concessions	\$100
			3612-48200	East Eden Center Concessions	\$600
			3612-48300	East Eden Pool Concessions	\$11,000
			3612-48700	Splash Pad Concessions	\$23,700
			3612-48800	Splash Pad Admissions	\$46,200
			3612-86000	Pool Admissions	\$33,500
			3612-86100	Building Use	\$45,500
			3612-86200	Field Use & Lights	\$4,500
			3831-49000	Interest: Checking	\$14,400
			3831-49500	Interest: NC Cash Mgt. Trust	\$458,000
			3831-49700	Interest: Powell Bill Funds	\$28,000
			3831-49900	Eden PD Forfeiture Interest	\$500
			3839-89000	Miscellaneous Revenue	\$15,000
			3984-90000	Transfer from ARPA Fund	\$369,700
			3991-99100	Fund Balance Appropriated	\$719,300
			Use of Money & Property Total		
			\$1,917,400		

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Code	Revenue Source	Appropriation
3231-31000	Local Option Sales Taxes	\$1,644,200
3232-31000	1/2 Cent Sales Taxes	\$1,150,300
3233-31000	1/2 Cent Sales Taxes	\$783,100
3234-31000	1/2 Cent Sales Taxes	\$315,700
3234-31001	State Hold Harmless Payment	\$1,247,500
3234-31002	Solid Waste Disposal Tax Distribution	\$12,200
3270-13000	Peg Chanel Grant	\$26,000
3322-31000	Wine & Beer Taxes	\$69,700
3324-31000	Unlites Franchise Taxes	\$912,100
3325-33000	Powell Bill, State Street Aid	\$561,000
3335-33000	County Grants: Fire Department	\$2,400
3336-33000	Police School Resource Officers	\$347,900
3412-42100	SLCGP Grant	\$60,000
3431-73000	Project Safe Rockingham County	\$20,100
3434-52000	Draper Rural Fire Tax	\$85,300
3612-48400	Recreation Grant-Sr. Center	\$10,000
3612-48410	HCCBG Grant-Sr. Center	\$33,500
3612-48420	Senior Center General Purpose Grant	\$7,400
3837-89000	ABC Revenues	\$232,400
3837-89100	ABC Revenues: Law Enforcement	\$8,100

Other Agencies Revenues Total **\$7,528,900**

Code	Revenue Source	Appropriation
3350-00100	Historic Preservation Book Sales	\$600
3412-41000	Other Administrative Revenues	\$900
3431-41000	Police Revenue: Dog Fines	\$3,000
3431-41100	Police Security Charges	\$40,000
3431-41200	Police Security Fringe Benefit Charges	\$10,400
3431-41300	Court Costs	\$5,000
3431-41400	Parking Violations	\$100
3431-41500	Police Fingerprinting Supplies	\$400
3431-41700	Police Revenue	\$5,300
3431-41800	Police Controlled Sub State Excise Tax	\$17,200
3431-84000	Police Department Restitution	\$4,300
3434-41000	Outside Fire Protection Charges	\$6,300
3451-41100	Street Dept. Revenue: Driveways	\$3,200
3451-81000	Street Mowing	\$10,100
3491-40000	Planning Dept. Nuisance Fees	\$49,700
3491-41000	Planning Department Applications	\$1,400
3491-41600	Planning: Code Compliance Ins.	\$100
3491-81000	Planning Department Sale of Materials	\$200
3612-41000	County User's Fees	\$200
3612-41100	League Entrance Fees	\$1,400
3612-41200	Recreation Dept. Revenue: Lesson	\$400
3612-41300	Dixie Youth Tournament	\$13,100
3612-41400	Prowler Sports	\$25,400
3612-86400	Recreation Dept. Miscellaneous	\$16,900
3612-87000	Fuel Purchases - County Agencies	\$10,800

Charges for Current Services **\$226,400**

Section 7: It is estimated that the following Water & Sewer Fund Revenues will be available during the fiscal year beginning July 1, 2024 and ending June 30, 2025 to meet the foregoing Water & Sewer Fund Appropriations:

Code	Revenue Source	Appropriation
3362-51200	Sale of Water	\$5,408,000
3363-51300	Sewer Service Charges	\$5,593,300
3711-58000	Miscellaneous Returned Checks	\$2,700
3713-53000	Pre-Treatment Charges	\$50,800
3714-42000	Water Service Application Fees	\$17,000
3714-51000	W/S Meter Tampering Fees	\$100
3714-52000	Reconnection Charges	\$303,500
3714-52200	Water Taps	\$18,500
3714-52300	Sewer Taps	\$4,000
3831-49000	Interest- Checking	\$16,000
3831-49500	Interest- NCCMT	\$77,000
3834-86000	Rent of Equipment	\$31,200
3835-81000	Sale of Materials	\$1,100
3839-89000	Miscellaneous Revenues	\$10,600
3984-90000	Transfer from ARPA Fund	\$1,084,500
3991-99100	Fund Balance Appropriated	\$500,000

Water & Sewer Fund Total **\$13,138,300**

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

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

Runabout Travel Fund Total **\$20,000**

Section 9: It is estimated that the following Runabout Travel Fund Revenues will be available during the fiscal year beginning July 1, 2024 and ending June 30, 2025 to meet the foregoing appropriations:

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

Runabout Travel Fund Total **\$20,000**

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

Code	Department	Appropriation
4150-29900	MSD Tax - Leaksville	\$10,300
4150-29901	MSD Tax - Draper	\$2,200
4150-29902	MSD Tax - Boulevard	\$1,100

Municipal Service Tax District Fund Total **\$13,600**

Code	Revenue Source	Appropriation
3471-41100	Residential Fees - Solid Waste	\$1,785,200
3471-41101	Commercial Fees - Solid Waste	\$657,800
3471-81000	Sale of Materials/Scrap	\$12,200
3471-81100	Recycling Income - Solid Waste	\$600
3471-81200	Sale of Compost/Mulch-Solid Waste	\$500
3471-81400	Demolition - Abatement	\$800

Total Solid Waste Revenue **\$2,457,100**

General Fund Revenue Total **\$20,243,400**

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

Code	Department	Appropriation
4140-18300	Group Insurance Fixed Cost	\$1,385,800
4140-29900	Group Insurance Additional Charges	\$38,500
4140-30000	Claims	\$1,932,600

Self Insured Insurance Fund Total **\$3,356,900**

Section 5: It is estimated that the following Self-Insured Insurance Fund Revenues will be available during the fiscal year beginning July 1, 2024 and ending June 30, 2025, to meet the foregoing Self-Insured Insurance Fund Appropriations:

Code	Revenue Source	Appropriation
3351-01000	Charges to Other Funds/GF	\$2,489,000
3351-03000	Charges to Other Funds/W/S	\$620,000
3831-49000	Interest - Checking	\$40,000
3839-83000	Refunds	\$207,900

Self Insured Insurance Fund Total **\$3,356,900**

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

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

Code	Department	Appropriation
7110	Water Resources	\$820,100
7115	Billing & Collections	\$508,500
7120	Water Filtration	\$2,658,900
7125	Collection & Distribution	\$2,217,900
7130	Wastewater Treatment	\$1,764,000
8120	Water Construction	\$227,000
8130	Sewer Construction	\$201,000
9920	Special Appropriations	\$4,240,900
9990	Contingency	\$500,000

Water & Sewer Fund Total **\$13,138,300**

Section 11: It is estimated that the following Municipal Services Tax District Fund Revenues will be available during the fiscal year beginning July 1, 2024 and ending June 30, 2025 to meet the foregoing appropriations:

Code	Revenue Source	Appropriation
3190-19100	MSD Tax - Boulevard	\$1,000
3190-19200	MSD Tax - Leaksville	\$9,200
3190-19300	MSD Tax - Draper	\$1,900
3831-49000	Interest Checking Account	\$300
3831-49500	Interest NCCMT Account	\$1,200

Municipal Service Tax District Fund Total **\$13,600**

Section 12: There is hereby levied for the fiscal year ending June 30, 2025 the following rate of taxes on each one hundred dollars (\$100) assessed valuation of taxable property as listed as of January 2024 for the purpose of revenue, and in order to finance foregoing appropriations:

A General Fund (for the general expense incident to the proper government of City of Eden, North Carolina) tax rate of \$0.52 per hundred dollars (\$100) of assessed valuation. Such rates are based on an estimated total appraised value of property for the purpose of taxation of approximately \$1,289,272,656 with an assessment ratio of 100% of appraised value; estimated collection rate of 98.35%.

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

Section 13: The Tax and Service Rates section of the FY 2024-2025 budget sets forth the applicable fees for the fiscal year beginning July 1, 2024 and ending June 30, 2025.

Section 14: The Personnel section of the FY 2024-2025 budget sets forth the grade and positions classification plan for the fiscal year beginning July 1, 2024 and ending June 30, 2025.

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

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

Adopted this the 18th day of June, 2024.

Neville Hall
Mayor

ATTEST:

Deanna Hunt
City Clerk

REQUESTS AND PETITIONS OF CITIZENS:

Mayor Hall asked City Attorney Erin Gilley to read the policy for speakers and she did.

April Blackstock, 9636 N.C. Highway 700, Ruffin, said she stood before Council in representation of a very influential, important part of Eden's culture. First, she had seen some beautiful work done by the City of Eden. There was an amazing powwow done in Freedom Park that was advertised by the City and it was absolutely an amazing event. Also, a festival was done in the park with elaborate balloon work for Cinco de Mayo. She stood before Council and gave them kudos on those events. They were absolutely beautiful. But the reason she stood before Council was because something was missing. Out of all the beautiful events the City had assisted with and put on, she had seen nothing for African-American culture. There were Martin Luther King birthday celebrations with no dinners or marches. For Black History Month, she saw no flags, no signs, no billboards nor festivals. Juneteenth was the following day, and as always, she saw no celebrations, no fireworks, no flags, no representation of African-American culture. She had stood before Council before and asked those questions. There was no answer given nor a follow up. As representation for a certain percentage of Eden, she hoped Council dealt with their concerns because they would like to be represented also by the City. Other cities in Rockingham County celebrated Juneteenth and you would see flags and things representing the culture. It was very hurtful that she did not see those things in the City. This was the City where they lived, raised children in, paid taxes in and supporting local businesses. They were not asking for special privileges or asking to be treated different. They were asking to be included in the various celebrations done in Eden. She also stood in as representation for The Boulevard. They found out there were some amazing things coming to The Boulevard. She was very excited. She was sure Pastor Easley and other merchants were extremely excited to see some of the things coming forward, including one member of Council. They also wanted to tap into the MSD board that had not been established and would like to get more information about when that would be established.

UNFINISHED BUSINESS:

There were none at this time.

NEW BUSINESS:

- a. Consideration of appointments to Boards and Commissions.

Planning & Community Development Director Kelly Stultz wrote in a memo: The following seats on the City Boards and Commissions are vacant and need to be filled. When making appointments, please consider whether these persons have the time or the ability (for whatever reason) to attend regular meetings and participate in the activities of the board or commission. If you have questions, please do not hesitate to call. Ward 6 Councilman Light: Tree Board – Melinda Collins has missed the last 4 meetings; Mayor Hall: Historic Preservation Commission – Chase Lemons resigned.

Mayor Hall called on Local Codes Administrator/GIS Coordinator Debra Madison as Ms. Stultz was absent.

Ms. Madison said Ms. Stultz sent her apologies for her absence due to illness. There were two board vacancies. A member of the Tree Board had not been attending and there was a resignation on the Historic Preservation Commission.

Council Member Light nominated Debra Seaver for the Tree Board.

Mayor Hall did not yet have a nominee but was working on it.

A motion was made by Council Member Epps to appoint Debra Seaver to the Tree Board. Council Member Kirkman seconded the motion. All members voted in favor of the motion. The motion carried 5 to 0.

REPORTS FROM STAFF:

- a. City Manager's Report.

Mayor Hall called on Mr. Mendenhall.

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

Mayor Hall wanted to point out again the good information on the front of the report about river safety. It was good to keep that in everyone's minds as it got to be summertime and everyone was on the river. People should make sure they knew what they were doing and do it safely.

City Manager's Report
June 2024
City Manager Jon Mendenhall

ADMINISTRATION
Marketing & Communications Office

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

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

Come out and watch the movies under the stars at our nostalgic EDEN DRIVE IN!

Gates open at 6:30 p.m. on weekends and the first movies starts at dark. The grill is open for business.

SHAGGIN' ON FIELDCREST is set for Saturday, July 20 from 2 p.m. until 10 p.m. We have moved to 213 Main Street because we are growing and need more room. Come enjoy 3 great bands, food trucks and cold beverages. Please remember to bring your lawnchair. Admission is FREE. No outside coolers are allowed.

MOVIES ON MONROE in UPTOWN EDEN – Friday, July 12 – We will be showing the nostalgic movie GREASE. There will be hamburgers, hotdogs, milkshakes, classic cars, 50's music and more. Fun begins at 7 p.m. with the movie starting at dark. See you there!

UPTOWN CRUISERS – Henry Street Municipal Parking Lot in Uptown Eden the FIRST FRIDAY of the month beginning June and running until October from 6 p.m. until 9 p.m. Cruise on in with those beautiful cars and enjoy, music, food and lots of conversation. BIG FUN!

Looking ahead on the calendar we have the following events coming up:

Summer Grown & Gathered – Thursday, August 8 – SOLD OUT

Touch-A-Truck – Saturday, August 17

21st Annual RiverFest – Friday, September 20 & Saturday, September 21

PARKS & RECREATION DEPARTMENT Recreation Division

Bridge Street Recreation Center: Bridge Street Recreation Center stays busy with daily walkers, fitness classes. Our children’s Summer Day Camp program is full with close to 40 kids participating.

Mill Avenue Recreation: Pickleball is played Monday, Wednesday, Friday and Sunday mornings.

Mill Avenue Pool/Freedom Park Splash Pad: The pool and splash pad are finally open.

Freedom Park: Weekend tournaments with either adult or girls fast pitch softball are still being played. The Prowlers are having games and practices there each week. The baseball and softball season for the Prowlers are winding down. The ballfields will be closed at the end of June for renovations.

Senior Center: The seniors are had a busy month playing pickleball, bingo, quilt making class, line dancing classes, watercolor classes and so many more fun activities. Please check out the Garden of Eden Senior Center Facebook page with a schedule full of events.

PLANNING & COMMUNITY DEVELOPMENT DEPARTMENT

Local Codes and Inspections

We are still receiving nuisance complaints either by phone or through our SeeClickFix App available to all citizens. While we still only have one inspector, complaints continue to be addressed in a timely manner and notices sent as needed. The inspector is also checking for other code violations as he sees them out in the field and submitting them to have notices sent to the property owners. Most abatements are being handled by outside contractors as Facility Maintenance is tied up with other duties.

Local Codes Inspections May 1, 2024- May 31, 2024

Total Local Code Inspections Performed 114

Local Code Notices Sent 41

Local Codes Abated 18

Inspections & Permits May 2024

Total Inspections Performed 308 (Does not include fire inspections)

Total Permits Issued 155

Boards & Commissions

The Community Appearance Commission met for the month of May and discussed future projects.

The Historic Preservation Commission met for the month of May and discussed future projects.

The Tree Board met for the month of May and discussed future projects.

The Planning Board did not meet for the month of May due to there being no cases.

Certified Local Government

Staff received notification from the North Carolina State Historical Preservation Office for the approval of the 2022-2023 fiscal year report through the City of Eden's Historical Preservation Commission. The City of Eden is currently a fully accredited CLG locality.

Downtown Planters

Staff cleaned out and planted flowers in the Downtown area planters, including Washington Street (Leaksville), The Boulevard (Spray) and Fieldcrest Road (Draper). The project was conducted by staff representatives from the Community Appearance Commission and North Carolina Main Street Program. The project is funded by the Community Appearance Commission.

POLICE DEPARTMENT

On May 18, we attended the "Hometown Heroes" event hosted by First Presbyterian Church.

On May 21, Officer Josh Roberts, Officer Tim Knight and Lieutenant Andy Johnson were involved in the river rescue of a three-year-old.

On May 31, there was an armed robbery at Truist Bank. Bobby Lee Dobbins, was charged and arrested for armed robbery. Joshua Lee Young was charged and arrested for accessory after the fact.

FIRE DEPARTMENT

The Fire Department responded to 81 calls for the month of May. The Fire Marshall completed 33 inspections in May. Fire Station 2 renovation project has begun. The basement has been completed and waterproofed and the concrete work has started. The HVAC system will be replaced the first week in June. Also, an all-new speaker system has been installed. Fire Station 4 renovation project is nearing completion.

PUBLIC WORKS DEPARTMENT

Streets

The Streets Division is continuing the Fire Station on Stadium Drive, removing concrete from the driveway and parking areas and installing grid and rock for the compaction test. Crews work daily on mowing, street sign maintenance and litter control as well as roadside vegetation and spraying. Areas for the newly approved social district on Washington Street have been prepped for signage.

Construction

The Construction crew has been busy with drainage work. They have cleaned, sowed and matted a total of 330 ditches on Rivercrest Drive, Johnsie Billy Harris Street, Hampton and C Street. We have removed 8 feet of cross drain and reset to repair pipe separation on Blue Creek Road. On Circle Drive waterline we have tied 4 residents to the new main, ran 150' of 1' service for the last house on that section of the circle. We have 4 more to tie over and take out the old 2' pipe. Fire Station 4 has been cleared, laid out, stripped topsoil and started grading the pad for building relocation.

Collections & Distribution

Collection and Distribution crews continue to maintain water and sewer repairs as needed as well as easement/outfalls. C&D has also been assisting the Fire Department with hydrant repairs.

Solid Waste

The Solid Waste Division continues to work on collection of solid waste and transferring/hauling it to the landfill. The amount of municipal solid waste (MSW) hauled in the past month was 528.84 tons. The amount of vegetative tonnage (brush) collected in May was 11.30 tons while bulk waste tonnage collected was 130.80 tons.

Fleet

The Fleet Division had 162 work orders which includes all outside repairs, road calls as well as regular service, tires and NC inspections.

Utilities

The final scope of work was submitted for the Lead and Copper grant and approved by the state. We had a conference call with McKim & Creed to discuss the next steps for the lead and copper inventory grant requirement. An extension will need to be requested since we will not have enough information from the inventory in time to create an engineering report for the replacements. We met with a company who can propose work on roofs through an already bided quote; who plans to talk to Facility Maintenance as well as provide some information for some of our future projects.

CONSENT AGENDA:

- a. Approval and adoption of the May 21, 2024 regular meeting minutes.
- b. Approval and adoption of the 2024-2034 Capital Improvement Plan.

A copy of the plan is on file in the Office of the City Clerk.

- c. Approval and adoption of a resolution to provide interfund loan from the General Fund to the EPA Project Fund.

Finance & Personnel Director Tammie McMichael wrote in a memo: As we approach yearend June 30, 2024, the EPA Project Fund is pending two outstanding reimbursements from the North Carolina Division of Water Infrastructure:

Reimbursement #18 Bridge Street Basin Rehab and Pump Station \$291,578

Reimbursement #1 Junction Street Basin Rehab and Pump Station \$3,136,084

Therefore, we are asking Council to approve the attached Resolution to provide a interfund Loan from the General Fund to the EPA Project Fund. This loan will bridge the gap for the EPA project fund until we can receive the reimbursements. The loan amount is \$3,427,662 which is the total of the two expected reimbursements.

RESOLUTION TO PROVIDE INTERFUND LOAN FROM THE GENERAL FUND TO THE EPA PROJECT FUND

Resolution to Provide Interfund Loan from the General Fund to the EPA Project Fund in an Amount Not to Exceed \$3,427,662

Whereas, City of Eden accepted reimbursement grants and low interest loans from North Carolina Division of Water Infrastructure to help fund the EPA Project Fund during FY 2023-24; and

Whereas, these grants and low interest loans require City of Eden to make expenditures first and then seek reimbursement from the appropriate state agency; and

Whereas, this process results in a negative cash balance at the end of the fiscal year in the EPA Project Fund; and

Whereas, N.C.G.S. § 159-13. allows the governing body of a local government to make interfund loans under certain circumstances; and

Whereas, the General Fund has a sufficient amount of money for this loan that is not restricted to use (unrestricted cash in the General Fund as of 6/30/24 is \$11,041,408); and

Whereas, an interfund loan out of the General Fund in an amount not to exceed \$3,427,662 will not compromise the Fund's economic viability;

Now Therefore Be It Resolved by the City Council for the City of Eden that the interfund loans shall be authorized from the General Fund to the following EPA Project Funds in the amounts up to those specified not to exceed a total of \$3,427,662, that the loan shall bear an annual interest rate of 0% and that the loan shall be repaid within one year:

EPA Project Fund Loan Amount \$3,427,662

Minutes of the June 18, 2024 meeting of the City Council, City of Eden:

It is Further Resolved that the Finance Director shall forward the necessary documents to the Local Government Commission, State of North Carolina.

Passed, adopted and approved 18th day of June 2024.

By: Neville Hall, Mayor

Attest: Deanna Hunt, City Clerk

d. Approval of a pyrotechnics permit for Independence Day fireworks.

Fire Marshal Kevin Dunn wrote in a memo: The attached information includes an application for permit to display pyrotechnics at the Fourth of July Celebration on July 4th and with a rain date of July 5th. The applicant is the Kiwanis of Eden, NC (Chairman Kenneth Kirkman) and it also includes a contract between Wetzel Pyrotechnics, Ryan Keith Murphy and Kiwanis of Eden, NC. Wetzel Pyrotechnics, Ryan Keith Murphy has also included their Federal Explosives License/ Permit, a Certificate of Insurance, and a copy of their Safety Procedures. According to the City Code Chapter 7 Article X: Fireworks Displays, The City Council may issue the applicant a permit to display pyrotechnics if the applicant has provided the required proof of insurance and the Fire Marshal has made the required certifications and satisfactory evidence has been produced to effect that the pyrotechnics will be used in connection with the conduct of concerts or public exhibitions.

e. Approval and adoption of Budget Amendment #17.

Assistant Finance Director Amy Winn wrote in a memo: The attached budget amendment adjusts the Payment in Lieu of Annexation revenue line item and the Performance/Incentive Agreement expenditure line item to actuals amounts received and paid out for Purina.

	Account #	From	To	Amount
General Fund Revenues				
Payment in Lieu Annexation	10-3190-19097	\$ 636,000.00	\$ 1,017,000.00	<u>\$ 381,000.00</u>
General Fund Expenditures				
Performance/Incentive Agreement	10-9920-71001	\$ 327,100.00	\$ 708,100.00	<u>\$ 381,000.00</u>

Adjusts Payment in Lieu of Annexation and Performance Agreements to actual for Purina.

Adopted and effective this 18th day of June, 2024.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor

f. Approval and adoption of Budget Amendment #18.

Ms. Winn wrote in a memo: The City received funds above the originally budgeted amount for dumpster revenue which in turn caused the Solid Waste Commercial Contract expenditure line item to be over budget. The attached budget amendment increases the revenue line item (Solid Waste Fees - Commercial) and increases the expenditure line item (Solid Waste Commercial Contract) to reflect this change.

Minutes of the June 18, 2024 meeting of the City Council, City of Eden:

	Account #	From	To	Amount
General Fund Revenues				
Solid Waste Fees - Commercial	10-3471-41101	\$ 617,700.00	\$ 660,000.00	<u>\$ 42,300.00</u>
General Fund Expenditures				
Solid Waste Commercial Contract	10-4710-44901	\$ 595,700.00	\$ 638,000.00	<u>\$ 42,300.00</u>
Appropriates revenues received from Solid Waste Commercial Contract (dumpsters).				
Adopted and effective this 18th day of June, 2024.				
Attest:				
_____ Deanna Hunt, City Clerk		_____ Neville Hall, Mayor		

g. Approval and adoption of Budget Amendment #19.

Ms. Winn wrote in a memo: At June 30, 2023, there was a fund balance in the Self-Insurance fund in the amount of \$1,437,433. We project that claims for this year may exceed the budgeted amount; however, this is only a projection based on past experience. Since this amount could fluctuate with an increase or decrease based solely on claims, the attached budget amendment appropriates fund balance of \$500,000 to cover the projected excess of claims over the budgeted amount. Any amount that is not used will automatically be returned to the fund balance.

	Account #	From	To	Amount
Self-Insurance Fund Revenues				
Fund Balance Appropriated	15-3391-99100	\$ -	\$ 500,000.00	<u>\$ 500,000.00</u>
Self-Insurance Fund Expenditures				
Insurance Claims	15-4145-30000	\$ 1,992,200.00	\$ 2,492,200.00	<u>\$ 500,000.00</u>
Appropriates a portion of fund balance @ 6/30/24 to cover unexpected claims for FY 23-24.				
Adopted and effective this 18th day of June, 2024.				
Attest:				
_____ Deanna Hunt, City Clerk		_____ Neville Hall, Mayor		

h. Approval and adoption of an amended FY 23-24 Audit Contract to Gardner and Company.

Ms. McMichael wrote in a memo: We have received notification from Rouse, Rouse, Rouse, & Gardner of a change in their business. They are no longer doing Local Government Audits. Mr. Trevor Gardner is going to take on all their audit clients under a different business name Gardner & Company CPA PLLC. Mr. Gardner has been doing the city's audit while working as a Partner with Rouse, Rouse, Rouse & Gardner. We are seeking approval for the FY 23-24 Amended Audit Contract. Please find attached an audit contract submitted by Gardner & Co. CPA PLLC for the year ending June 30, 2024. The contract amount is \$52,500.00. The City of Eden paid \$52,495 in FY 22-23.

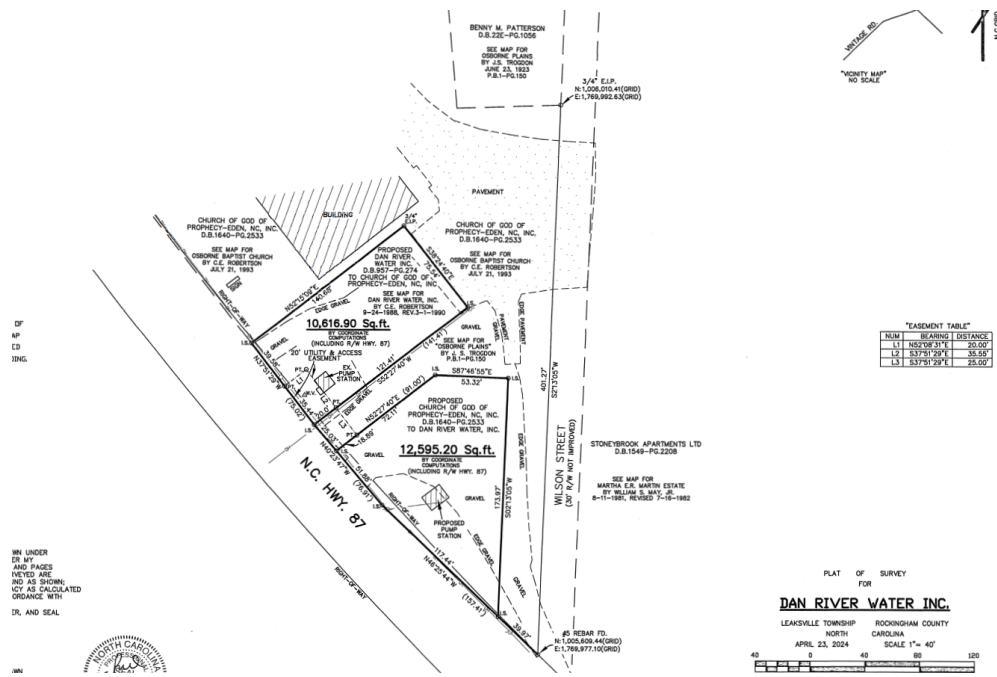
A copy of the contract is on file in the Office of the City Clerk.

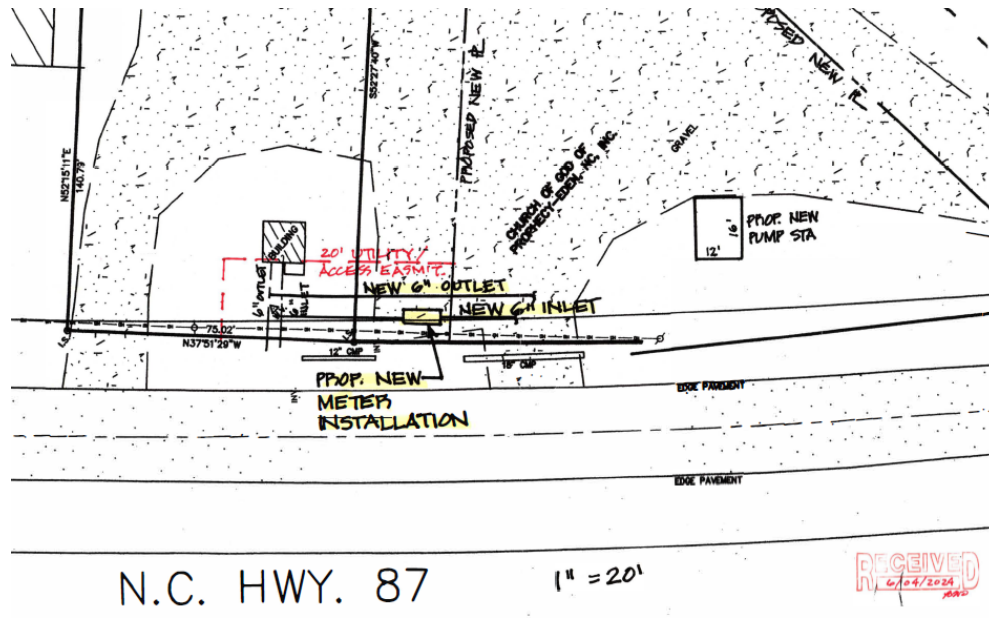
i. Approval and adoption of a contract for administrative services for the CDBG-NR Leaksville Neighborhood Revitalization project.

Ms. Stultz wrote in a memo: The City of Eden has been awarded \$900,000 of Community Development Block Grant (CDBG) funds for the Leaksville Neighborhood Revitalization Housing Project. All project activities will serve households with incomes at or below 80% of the Rockingham County median income for appropriate household size. A Request for Proposals for administrative services has been published in the Rockingham Now and the News and Record and posted on the NC Department of Administration's website for Historically Underutilized Businesses. The second deadline for submittals was May 30, 2024. A bid from Insight Planning and Development was the only submission received. A request has been made to the NC Department of Commerce to approve a sole source award for this project. I recommend that the consulting firm Insight Planning and Development be engaged to handle the administration. If you have any questions, please let me know.

j. Approval of a proposed booster pump station relocation by Dan River Water, Inc.

Design & Construction Manager Bev O'Dell wrote in a memo: Mike Lemons, Utility Supervisor for Dan River Water, Inc., is requesting that City Council grant approval for the proposed relocation / replacement of their booster pump station currently located northwest of the city limits off old NC Hwy 87. The project will include the installation of new 6-inch diameter inlet and outlet pipes without the need to bore under or cut the pavement of N. Oakland Avenue/ NC 87. Approval of the proposed improvements is being requested in accordance with the water purchase agreement between the City of Eden and Dan River Water, Inc. Enclosed is a plat prepared by C. E. Robertson & Associates showing a proposed land swap between the Church of God of Prophecy - Eden, NC, Inc. and Dan River Water, Inc. allowing a new booster pump station to be built southeast of the existing BPS. The land currently owned by DRW, Inc. near the church will transfer to the church after the proposed booster pump station is operational. Utility and access easements are also shown on the plat. A small sketch showing the proposed new master meter vault location is also enclosed, along with Mike's very brief letter. It is recommended that the proposed Dan River Water, Inc. project to replace and relocated their booster pump station located off old NC Hwy 87 N be allowed to proceed towards getting plan approval from Public Water Supply Section, then built. If you have any questions, please do not hesitate to contact me, or Mike Lemons, prior to the June City Council meeting. Thanks for reviewing and considering this matter.





- k. Approval and adoption of a capital project ordinance and revised resolution regarding funding for the Junction Pump station and adjacent sewer collection system rehabilitation and replacement.

Special Projects Manager Terry Shelton wrote in a memo: The Staff is submitting a revised Resolution to accept the funding for the Junction pump Station and the Adjacent Sewer Collection System Rehab and Replacement. The original Resolution brought to Council cited the wrong funding sources and the Resolution submitted to you now corrects that oversight. Our staff is also asking the Council to Adopt a \$15,475,669 Capital Project Ordinance to support the acceptance of loan/grant funding. The funding for this project is financed by Federal/ARADRA (Additional Supplemental Appropriations for Disaster Relief Act, 2019) and the State Revolving Fund (SRF). This funding is being used to complete these two projects that are part of the EPA Remediation Plan. The projects are Junction Pump Station & Sewer Collection System Rehab & Replacement. We have a \$500,000 grant for these projects. Council has previously approved a resolution to accept this funding. We are also required to submit a Capital Project Ordinance approved by the Council to be reimbursed from the ASADRA loan/grant funding. We are ready to begin drawing from this funding to reimburse money that has been paid for construction work on the projects.

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 is the Junction Pump Station Rehab & Smith River Rehab & Replacement to be financed by ASADRA/CWSRSF loans/Grants.

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	\$ 550,427
Land	\$ 47,463
Construction	\$ 14,570,335
Contingency	\$ 694,016
Closing Costs (loan)	\$ 303,444
	\$ 15,475,669

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

Federal/ASADRA Loan	\$ 15,172,225
Capital Reserve	\$ 303,444
	\$ 15,475,669

Minutes of the June 18, 2024 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 General Fund for the purpose of making payments as due. Disbursement 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 18th day of June 2024.

By: Jon Mendenhall, City Manager

Attest: Deanna Hunt, City Clerk

Resolution of the Eden City Council
June 18, 2024

WHEREAS, the City of Eden has received funding from the State Revolving Fund (SRF) and Additional Supplemental Appropriations for Disaster Relief Act, 2019 (ASADRA) to assist units of government with meeting their water/wastewater infrastructure needs, and

WHEREAS, the North Carolina Department of Environmental Quality has offered SRF and ASADRA funding in the amount of \$15,172,225 to perform work detailed in the submitted application, and

WHEREAS, the City of Eden intends to construct said projects in accordance with the agreed scope of work,

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

That City of Eden does hereby accept the (State Revolving Fund, Loan, Grant, or State Bond Loan) offer of \$15,172,225 and City of Eden will paid closing costs on the loan of \$303,444.

That the City of Eden does hereby give assurance to the North Carolina Department of Environmental Quality that any Conditions or Assurances contained in the award offer will be adhered to.

That Jon Mendenhall, 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 this project; to make the assurances as contained above and to execute such other documents as may be required by the division of water infrastructure.

Adopted this the 18th day of June 2024 at Eden, North Carolina.

By: Neville Hall, 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 18th day of June 2024 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 18th day of June 2024.

Deanna Hunt, City Clerk

A motion was made by Council Member Wood to approve the consent agenda. Council Member Light seconded the motion. All members voted in favor of the motion. The motion carried 5 to 0.

ANNOUNCEMENTS:

Mayor Hall said Chamber Safety Night was Friday, June 21 on The Boulevard from 5:30 to 7:30. Saturday, June 29 was the Shenandoah concert at The Farmhouse. They were a large, nationally known band. June 29 was the Music and Cruz In at Freedom Park with a car show and concert at 5:30 and 6. The pottery festival was a huge success. There was an uptown cruise in on June 7 with 85 cars in the full parking lot. On June 8, the Food Truck Rodeo on The Boulevard was a big success thanks to The Boulevard merchants and the volunteers who put that on. June 15 was Oink & Ale. It was very warm but it was nicely attended. They were glad to have that event each year too. Before the next meeting, the July 4th celebrations would include the Fourth Fun Parade at the funeral home and the Kiwanis Ole-Fashioned Fourth at Morehead High School. A new event was Movies on Monroe on July 12 showing the movie Grease. There would be drinks and food for sale. They were trying to get more community activities going. July 20 was Shaggin' on Fieldcrest from 2 to 10 in the Draper section with three bands playing. There was a lot going on and it could be found on exploreedennc.com or call City Hall and speak with Marketing and Special Events Manager Cindy Adams.

Council Member Underwood said he was glad to see repairs started on Station 2. He asked if there was a projected finish date.

Chief Chris White said hopefully by the first of August.

Council Member Underwood said it would be good to get the truck back to the station.

ADJOURNMENT:

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

Respectfully submitted,

Deanna Hunt, City Clerk

ATTEST:

Neville Hall
Mayor



MEMORANDUM

To: Honorable Mayor and City Council

Thru: Jon Mendenhall, City Manager

From: Tammie B. McMichael, Director of Finance and Personnel

Date: July 16, 2024

Subject: Resolution Amending the Capital Reserve for the General Fund and Budget Amendment # 1

In 21-22, the city established a Capital Reserve fund to allow for incremental savings to pay for future large capital projects. We need to amend the Resolution to include a Autocar Garbage Truck. Also, please find attached Budget Amendment #1 that allows the city to move funds to the Capital Reserve for the General Fund.

The Capital Reserve fund will enable the city to rely on Pay-Go financing while not increasing the burden on tax rate payers.

A RESOLUTION OF THE CITY OF EDEN AMENDING A CAPITAL RESERVE FUND FOR
THE GENERAL FUND

WHEREAS, under North Carolina General Statute the City of Eden is authorized to establish a capital reserve fund for any purposes for which the City may issue bonds,

WHEREAS, pursuant to North Carolina General Statute §159-19, the resolution may be amended from time to time in the same manner in which it was adopted and

WHEREAS, there is a need in the City of Eden to maintain an effective fleet of emergency management (Police and Fire) and sanitation (Solid Waste) vehicles to meet service levels and demands;

WHEREAS, there is a need in the City of Eden to provide funds for these future capital projects related to fire and police and solid waste vehicle replacements; and

WHEREAS, the creation and amendment of a capital reserve fund to be used for the purchase and replacement of fire and police and solid waste vehicles is allowable under NCGS §159-18; and

WHEREAS, the Eden City Council deems it in the best interest of the City of Eden and its residents to amend the capital reserve to fund necessary capital improvements; and

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

1. A Capital Reserve Fund is hereby amended as allowed under North Carolina General Statutes 159-19 for the purpose of funding capital projects related to the purchase and replacement of Fire and Police and Solid Waste vehicles:

Reserve for the purchase and replacement of Fire and Police and Solid Waste vehicles. Funds for the anticipated capital improvements as identified in the Capital Improvement Plan for Fire and Police Vehicles are estimated as follows:

- a. Fire truck Replacement \$500,000.00
- b. Police vehicle Replacement \$1,014,100.00
- c. Autocar Garbage Truck \$432,300

The project will occur in phases, with an expected expenditure completion date of FY 2033-2034 as outlined the City's 10-year CIP. The City expects to allocate the following revenue sources to fund these projects: sales and use tax proceeds.

The July 16, 2024 budget amendment (#1) appropriation from the General Fund to the Capital Reserve Fund is \$500,000, comprised of General Fund Revenues.

2. This Capital Reserve Fund shall remain effective until all the above-listed projects, and any projects added in the future, are completed. The Capital Reserve Fund may be amended by the governing board as needed to add additional appropriations, modify or eliminate existing capital projects, and/or add new capital projects.

3. This Resolution shall become effective and binding upon its adoption.

APPROVED, ADOPTED AND EFFECTIVE this ___ day of July, 2024.

CITY OF EDEN

By: _____

Neville Hall, Mayor

ATTEST:

Deanna Hunt, City Clerk



MEMORANDUM

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Amy P. Winn
Assistant Director of Finance
Date: July 16, 2024
Subject: Budget Amendment # 1

	Account #	From	To	Amount
General Fund Revenues				
Fund Balance Appropriated	10-3991-99100	\$ 719,300.00	\$ 1,219,300.00	<u>\$ 500,000.00</u>
General Fund Expenditures				
Transfer to GF Capital Reserve Fund	10-9920-76000	\$ -	\$ 500,000.00	<u>\$ 500,000.00</u>
General Fund Capital Reserve Fund Revenues				
GF Capital Reserve Fund Transfer from General Fund	26-3831-10000	\$ 1,514,100.00	\$ 1,946,400.00	<u>\$ 432,300.00</u>
General Fund Capital Reserve Fund Expenditures				
GF Capital Reserve Fund Transfer to General Fund	26-9920-01000	\$ 1,514,100.00	\$ 1,946,400.00	<u>\$ 432,300.00</u>

Amend budget ordinance for General Fund Capital Reserve Fund and transfer funds from FY 23-24 fund balance increase.

Adopted and effective this 16th day of July, 2024.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor



To: Honorable Mayor and City Council

Thru: Jon Mendenhall, City Manager

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

Date: July 16, 2024

Re: Budget Amendment # 2

The attached budget amendment appropriates fund balance (from FY 23-24) to pay off the 2017 Street Resurfacing loan. Once this payoff and the payoff of a 2019 Streets/Recreation loan that is budgeted in FY 24-25 are complete, the General Fund will have only one loan outstanding.



MEMORANDUM

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Amy P. Winn
Assistant Director of Finance
Date: July 16, 2024
Subject: Budget Amendment # 2

	Account #	From	To	Amount
General Fund Revenues				
Fund Balance Appropriated	10-3991-99100	\$ 1,219,300.00	\$ 1,919,300.00	<u>\$ 700,000.00</u>
General Fund Expenditures				
Street Resurfacing - Principal	10-4515-76000	\$ -	\$ 700,000.00	\$ 700,000.00

Appropriates fund balance for the retirement of General Fund debt.

Adopted and effective this 16th day of July, 2024.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor



**Resolution to Accept
Drinking Water State Revolving Fund – Lead Service Line Replacement Loan Funds**

WHEREAS, the Bipartisan Infrastructure Law (BIL) of 2021 and North Carolina General Statute (NCGS) 159G have authorized the making of loans to aid eligible, drinking-water system owners in financing the cost of inventorying and replacing lead service lines; and

WHEREAS, the North Carolina Department of Environmental Quality has offered a Drinking Water State Revolving Fund – Lead Service Line Replacement (DWSRF-LSLR) loan in the amount of \$527,600 to conduct inventory completion and line identification, hereafter referred to as the “Project”; and

WHEREAS, the City of Eden intends to conduct said Project in accordance with a scope of work that was approved by the North Carolina Division of Water Infrastructure.

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

That the City of Eden does hereby accept the DWSRF-LSLR loan offer in the amount of \$527,600; and

That the City of Eden does hereby give assurance to the North Carolina Department of Environmental Quality that they will adhere to all applicable items specified in the standard “Conditions” and “Assurances” of the Department’s funding offer, awarded in the form of loan and principal forgiveness; and

That Jon Mendenhall, 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; and

That the City of Eden has complied substantially or will comply substantially 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 16th day of July 2024 at Eden, North Carolina.

By:

Neville Hall, Mayor

Attest:

Deanna Hunt, City Clerk

**STATE OF NORTH CAROLINA
DEPARTMENT OF ENVIRONMENTAL QUALITY
DIVISION OF WATER INFRASTRUCTURE**

Funding Offer and Acceptance

Legal Name and Address of Award Recipient

City of Eden
30 E Stadium Drive
Eden, North Carolina 27288

Project Number: SRF-D-LSL-0076

Assistance Listing Number: 66.468
Unique Entity ID Number: HFTGMWJDSNH5

Funding Program

Drinking Water	<input checked="" type="checkbox"/>	Additional Amount for Funding Increases	Previous Total	Total Offered
Stormwater	<input type="checkbox"/>			
Wastewater	<input type="checkbox"/>			
BIL-DWSRF-LSLR Fund - Repayable Loan	<input checked="" type="checkbox"/>	--	--	\$342,940
BIL-DWSRF-LSLR Fund - Principal Forgiveness	<input checked="" type="checkbox"/>	--	--	\$184,660
State Reserve Loan	<input type="checkbox"/>			
State Reserve Grant	<input type="checkbox"/>			
State Reserve Earmark (S.L. 2023-134)	<input type="checkbox"/>			
American Rescue Plan Act - Choose an item.	<input type="checkbox"/>			

Project Description:

Eden Find and Replace Project

Total Financial Assistance Offer: \$527,600
Total Project Cost: \$527,600
Estimated Closing Fee*: \$10,552
For Loans
Interest Rate: 0% Per Annum
Maximum Loan Term: 20 Years

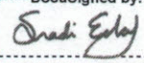
**Estimated closing fee calculated based on grant and loan amount.*

Pursuant to North Carolina General Statute 159G:

- The applicant is eligible under Federal and State law,
- The project is eligible under Federal and State law, and
- The project has been approved by the Department of Environmental Quality as having sufficient priority to receive financial assistance.

The Department of Environmental Quality, acting on behalf of the State of North Carolina, hereby offers the financial assistance described in this document.

For The State of North Carolina: **Shadi Eskaf, Director, Division of Water Infrastructure
North Carolina Department of Environmental Quality**

DocuSigned by:  Signature	6/17/2024 Date
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On Behalf of: City of Eden
 Name of Representative in Resolution: _____
 Title (Type or Print): _____

I, the undersigned, being duly authorized to take such action, as evidenced by the attached CERTIFIED COPY OF AUTHORIZATION BY THE APPLICANT'S GOVERNING BODY, do hereby accept this Financial Award Offer and will comply with the attached Assurances and the Standard Conditions.

Signature	Date
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MEMORANDUM

To: Honorable Mayor and City Council
Thru: Jon Mendenhall, City Manager
From: Amy P. Winn
Assistant Director of Finance
Date: July 16, 2024
Subject: Budget Amendment # 3

	Account #	From	To	Amount
Water & Sewer Fund Revenues				
BIL-DWSRT-LSLR Loan	30-3831-49300	\$ -	\$ 343,000.00	\$ 343,000.00
BIL-DWSRT-LSLR Grant	30-3831-49400	\$ -	\$ 184,600.00	\$ 184,600.00
				<u>\$ 527,600.00</u>
Water & Sewer Fund Expenditures				
Lead Service Line Replacement Program	30-8120-82000	\$ -	\$ 527,600.00	<u>\$ 527,600.00</u>

Appropriate funds awarded by Department of Environmental Quality - Division of Water Infrastructure for the lead service line replacement program.

Adopted and effective this 16th day of July, 2024.

Attest:

Deanna Hunt, City Clerk

Neville Hall, Mayor