

The City Council of the City of Elizabeth City held a meeting on the above date and time in the City Council Chambers of the Municipal Administration Building with Mayor J. W. Peel presiding. Council members attending were: Mayor Pro Tem L. A. Hummer, Counselors J. M. Baker, M. E. Brooks, R. T. Donnelly, L. M. Hill-Lawrence, K. K. Spence, J. A. Stimatz and J. B. Walton. City staff members attending were: City Manager R. C. Olson, City Clerk D. S. Pierce-Tamplen, City Attorney W. H. Morgan, Finance Director S. E. Blanchard, Parks and Recreation Director B. V. White, Inspections Director S. E. Ward, Human Resource Director K. W. Felton, Planning Director J. C. Brooks, Electric Director K. F. Clow, Fire Chief L. M. Mackey, Police Chief C. E. Crudup and Public Utilities Director P. A. Fredette.

Mayor J. W. Peel established a quorum was present and called the meeting to order at 7:00 p.m. He called upon Reverend Phil Dowdy for the invocation after which the Pledge of Allegiance to the Flag of the United States of America was given.

**1} AGENDA ADJUSTMENTS AND APPROVAL:**

Mayor Peel called for approval of the prepared agenda.

Councilman J. B. Walton asked to remove ***Item # 8-a Authorization to Notify NCDOT to remove traffic signal at the Water Street/Shepard Street intersection; and, Item #8-c Budget Amendment from the Consent Agenda and add them to the Regular Agenda for discussion.***

***A motion was made by Mayor Pro Tem L. A. Hummer, seconded by Councilman R. T. Donnelly to approve the prepared agenda to include the above noted items. Those voting in favor of the motion were: Hummer, Donnelly, Baker, Brooks, Hill-Lawrence, Spence, Stimatz and Walton. Against: None. Motion carried.***

**2} SELECTION OF MAYOR PRO TEM:**

Mayor Peel stated at the last meeting we tabled this item in order to get an opinion from the School of Government about whether or not we can split the term. The opinion was rendered that the Council can basically create any term they want. Having two people serve over two years is not an issue according to the rule that we got. In order to get the item back on the agenda, we need a motion to revive consideration.

***A motion was made by Councilwoman J. M. Baker, seconded by Mayor Pro Tem L. A. Hummer to reconsider the selection of the Mayor Pro Tem tabled at the last meeting. Those voting in favor of the motion were: Baker, Hummer, Brooks, Donnelly, Hill-Lawrence, Spence, Stimatz and Walton. Against: None. Motion carried.***

***A motion was made by Councilman M. E. Brooks, seconded by Councilman K. K. Spence that by resolution we appoint Councilman J. B. Walton as the Mayor Pro Tem for the term of one year to expire January 28, 2013.***

Councilwoman J. M. Baker asked if we could amend that motion to put Councilwoman Lena Hill-Lawrence on for the second year as we have discussed prior. She asked for clarification from the City Attorney.

Mr. Morgan replied that you certainly may but he would recommend what Mr. Olson and he were just talking about and that is that you make sure one counselor serves until a set date and then the second counselor take the office thereafter. It should be for a date certain.

Councilman Donnelly said he thought one year would be the calendar year but if we are already into the calendar year for this council so are we going to go for February 13<sup>th</sup>, 2013 or are we going to look at it as the end of this calendar year.

Mayor Pro Tem Hummer stated she interpreted that a little differently. It says, "Intention by Resolution in advance to appoint one member for one year after which that member is removed and the second member is appointed." That is the way it is stated in the ruling. It means that you come back at the end of that year and appoint someone.

Mr. Morgan said as he interprets the statement from Profession Bluestein to him it means that she indicates that it is entirely proper for the one motion to ask that Mr. Walton serve for a set period of time and in the same motion or resolution include the second person serving as well. That is how he interprets her statement.

Mayor Pro Tem Hummer said it is at Council's pleasure. She thinks his motion is in accordance with the ruling.

Mayor Pell said he thinks you could do either.

Councilman Walton said he didn't get the chance to interpret the ruling as he didn't get a copy of the ruling.

Mr. Morgan replied this was delivered in two different emails. One on the 8<sup>th</sup> of February that included two letters of communications and then one on the 9<sup>th</sup> of February. They were delivered to the City Manager's office and were to be circulated.

Mr. Brooks said this is the same murky water that he was talking about last time. The way he understands it is you can vote for one. Our charter states that we can elect one member of Council. Then after the first year Council can elect someone different. We can't pick two at one time because our Charter states that Council shall elect one member of Council.

Mr. Morgan stated the opinion that we got was that the motion could provide that one counselor was to serve for a set term and then the second one would take over once the first counselor's term ended. It does not have to be done in one motion though but it is certainly clear from the opinion that we got that drafting the motion that way to include Mr. Walton for a set period of time and Ms. Hill-Lawrence for a set period of time would be legal. He is not saying that it has to be done that way, but that is the opinion that we got. The key factor here is that only one person would be serving at any give time.

Mayor Peel called for a roll call vote.

***Roll Call Vote on the motion to appoint Councilman J. W. Walton as Mayor Pro Tem for a period ending January 28, 2013.***

<b><i>Brooks</i></b>	<b><i>Yes</i></b>
<b><i>Stimatz</i></b>	<b><i>Yes</i></b>
<b><i>Hill-Lawrence</i></b>	<b><i>Yes</i></b>
<b><i>Hummer</i></b>	<b><i>Yes</i></b>
<b><i>Walton</i></b>	<b><i>Yes</i></b>
<b><i>Baker</i></b>	<b><i>Yes</i></b>
<b><i>Spence</i></b>	<b><i>Yes</i></b>
<b><i>Donnelly</i></b>	<b><i>Yes</i></b>

***8 yes votes – 0 no votes. Motion carried.***

**3} PUBLIC COMMENTS:**

Ms. Selma White, 106 Cypress Street, Elizabeth City addressed City Council regarding the conditions relating to the dwelling located at 106 W. Cypress Street.

Ms. Ginger Snowden, 104 W. Cypress Street, Elizabeth City addressed City Council regarding the conditions relating to the dwelling located at 106 W. Cypress Street.

Hezekiah Brown, 106 Terrilynn Way, Elizabeth City spoke with City Council regarding a proposed "Stand up for Children" reading and comprehensive program being planned in Elizabeth City.

**4} APPROVAL OF THE MINUTES:**

a} Work Session – January 23, 2012:

Mayor Peel called for approval of the January 23, 2012 Work Session minutes:

***A motion was made by Councilwoman L. A. Hummer, seconded by Councilman K. K. Spence to approve the minutes of the January 23, 2012 Work Session meeting as presented. Those voting in favor of the motion were: Hummer, Spence, Baker, Brooks, Donnelly, Hill-Lawrence, Stimatz and Walton. Against: None. Motion carried.***

b} Regular Session – January 23, 2012

Mayor Peel called for action regarding the January 23, 2012 Regular Meeting minutes.

***A motion was made by Councilwoman L. A. Hummer, seconded by Councilwoman J. M. Baker to approve the minutes of January 23, 2012 Regular Meeting as presented. Those voting in favor of the motion were: Hummer, Baker, Brooks, Donnelly, Hill-Lawrence, Spence, Stimatz and Walton. Against: None. Motion carried.***

c} Joint City/County – January 30, 2012:

Mayor Peel called for action regarding the January 30, 2012 Joint City/County Meeting minutes.

***A motion was made by Councilwoman L. A. Hummer, seconded by Councilman K. K. Spence to approve the minutes of January 30, 2012 Joint City/County Meeting as presented. Those voting in favor of the motion were: Hummer, Spence, Baker, Brooks,***

***Donnelly, Hill-Lawrence, Stimatz and Walton. Against: None.  
Motion carried.***

**5} CONSENT AGENDA:**

Mayor Peel called upon City Manager Olson to read the item listed on the Consent Agenda.

Following the reading of the Consent Agenda the following motion was made.

***A motion was made by Councilwoman J. M. Baker, seconded by Councilwoman L. A. Hummer to approve the following Consent Agenda. Those voting in favor of the motion were: Baker, Hummer, Brooks, Donnelly, Hill-Lawrence, Spence, Stimatz and Walton. Against: None. Motion carried.***

CONSENT AGENDA:

a} Approved the Memorandum of Agreement with Pasquotank County regarding involuntary commitment of patients at Albemarle Hospital.

END OF CONSENT AGENDA:

**6} PUBLIC HEARINGS:**

a} Rezoning Request RZ-04-11 – Property located at 1119 W. Main Street:

Mayor Peel called upon Planning Director Brooks for comments.

Ms. Brooks stated this is a rezoning request of Novella Johnson, represented by Tom Nash to rezone 1119 West Main Street from General Business to Residential R-8. The site is approximately .304 acres in size and currently has a residential structure located. It has been used over the years for residential purposes. The site abuts residential structures to the east and south. The Joint Elizabeth City/Pasquotank County Land Use Plan designates the area as medium/high residential use. Considering the location of the abutting land uses, rezoning this property would be consistent with the Land Use Plan. The Planning Commission reviewed this request at the January 3, 2012 regular meeting and voted unanimously to approve this rezoning request from General Business to R-8.

Mayor Peel declared the meeting into public hearing. Since there was no one present to speak for or against the proposed rezoning, Mayor Peel declared the public hearing closed. He called for the pleasure of Council.

**A motion was made by Councilwoman J. M. Baker, seconded by Councilwoman L. A. Hummer to approve the application RZ-04-11 to rezone property located at 1119 West Main Street from General Business (GB) to R-8, Residential (R-8). Those voting in favor of the motion were: Baker, Hummer, Brooks, Donnelly, Hill-Lawrence, Spence, Stimatz and Walton. Against: None. Motion carried.**

- b} Text Amendment TA-03-11 to amend Unified Development Ordinance – Article VI, Section 6-2.1(A):

Mayor Peel called upon Planning Director J. C. Brooks for comments.

Ms. Brooks stated at the request of the Board of Adjustments staff is bringing forth Text Amendment TA-03-11 to amend the Unified Development Ordinance, Article IV, Section 6-2.1(A), single lot of record with lot area and/or lot width nonconformity. This is a technical house keeping amendment to correct inconsistencies in the section title and the text language. Section 6-2.1 states that a lot of record with lot area and/or lot width nonconformity, however the text amendment detects the development of lots with lot area or width nonconformity. If a nonconforming lot does not meet either the lot area or the lot width the Board of Adjustments must grant a variance. Over the past five years six variances have been granted by the BZA for nonconforming lots. By amending the language in Sections 6-2.1(A) to include two or more properties with nonconforming lots of areas and widths and that lots that can meet the minimum setback of the underline zoning, they will not have to seek a variance. This amendment has been presented to the Board of Adjustments and has been reviewed at the January Planning Commission meeting. The Planning Commission recommends approval of TA-03-11 as presented.

Mayor Peel declared the meeting into public hearing. Since there was no one present to speak for or against the proposed text amendment, Mayor Peel declared the public hearing closed. He called for the pleasure of Council.

**A motion was made by Councilwoman J. M. Baker, seconded by Councilwoman L. A. Hummer to approve the request to amend the Unified Development Ordinance, specifically Article VI, Section 6-2.1(A), Single lot of record with lot area and/or lot width nonconformity. Those voting in favor of the motion were: Baker, Hummer, Brooks, Donnelly, Hill-Lawrence, Spence, Stimatz and Walton. Against: None. Motion carried.**

7} **REGULAR AGENDA:**

- a} Authorization to notify NCDOT to remove traffic signal at the Water Street/Shepard Street intersection:

Mayor Peel called upon City Manager Olson for comments.

Mr. Olson stated in May 2008, NCDOT told the City that they would like to remove the traffic signal at the intersection of Water Street and Shepard Street. As the project to improve the intersection developed, it was decided to rebuild the intersection with generally the same geometry as the existing intersection. The project was designed and is now under construction. Last week, NCDOT wrote to the City suggesting that the traffic signals be removed because they did not meet the minimum warrants for a signalized intersection. City staff agrees with the NCDOT recommendation to remove the signal in favor of stop signs on the Riverside and Shepard Street legs of the intersection.

Following discussion the following motion was made.

***A motion was made by Councilman J. A. Stimatz, seconded by Councilwoman L. A. Hummer to not authorize the City Manager to prepare a letter to NCDOT notifying them that the City does not agree with their recommendation to remove the traffic signal at the Water Street/Shepard Street intersection. Those voting in favor of the motion were: Stimatz, Hummer, Baker, Brooks, Hill-Lawrence, Spence and Walton. Against: Donnelly. Motion carried.***

- b} Budget Amendment:

Mayor Peel called upon Mayor Pro Tem Walton for comments.

Mayor Pro Tem Walton stated that he feels that Budget Amendments should not be put on the Consent Agenda but should be placed on the Regular Agenda in order to give members of City Council the opportunity to discuss and ask questions regarding the proposed budget amendments.

***A motion was made by Councilwoman J. M. Baker, seconded by Councilwoman L. A. Hummer to adopt the following Budget Amendment. Those voting in favor of the motion were: Baker, Hummer, Brooks, Donnelly, Hill-Lawrence, Spence, Stimatz and Walton. Against: None. Motion carried.***

**BUDGET AMENDMENT  
NUMBER 2012-02  
February 13, 2012**

**BE IT ORDAINED:** by the City Council of the City of Elizabeth City that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2012:

**SECTION I.** That the General Fund Powell Bill Balance Appropriated (103990.0010) and Transfer to Water Street/Shepard Street Intersection Project (105700.7303) be increased by \$44,820. That the Transfer from Powell Bill (433970.5700) and Water Street/Shepard Street Intersection Project (437311.0000) be increased by \$44,820.

(To record change order for Water Street/Shepard Street Intersection Project.)

**ADOPTED,** this 13<sup>th</sup> day of February 2012.

---

Joseph W. Peel  
Mayor

---

Dianne S. Pierce-Tamplen, MMC  
City Clerk

c} Various Committee Appointments:

***A motion was made by Councilwoman J. M. Baker, seconded by Councilwoman L. M. Hill-Lawrence to suspend the rules and on the voting procedures for the following appointments. Those voting in favor of the motion were: Baker, Hill-Lawrence, Brooks, Donnelly, Hummer, Spence and Stimatz. Against: Walton. Motion carried.***

Stormwater Development Commission:

Mayor Peel asked for confirmations of JoAnn Austin, 1408 Horner Street, Frances T. Long, 1701 Providence Road, Joe Hyder 804 Bunnells Avenue and Pete



Gilbert, 1623 Penny Drive as members of the City's Stormwater Development Committee with terms ending December 2013.

Councilman J. B. Walton expressed his displeasure in appointing Mr. Pete Gilbert as a member of this Committee. In his opinion he is a divider who continues to put pressure on individuals to get his own way. He feels Mr. Gilbert put unfair pressure on the kids at ECSU during the past few elections thereby not being a good candidate for this committee.

***A motion was made by Councilman J. A. Stimatz, seconded by Councilman R. T. Donnelly to confirm the appointments of JoAnn Austin, Frances Long, Joe Hyder and Pete Gilbert as members of the Stormwater Development Committee with terms ending December 2013. Those voting in favor of the motion were: Stimatz, Donnelly, Baker, Brooks, Hill-Lawrence, Hummer and Spence. Against: Walton. Motion carried.***

Personnel Appeals Committee:

Mayor Peel called for confirmation of Hezekiah Brown, 106 Terrilynn Way and Ms. Virginia Houston 602 West Main Street as members of the Personnel Appeals Committee with terms ending February 2015.

***A motion was made by Councilwoman J. M. Baker, seconded by Councilwoman L. M. Hill-Lawrence to confirm the appointments of Hezekiah Brown and Virginia Houston as members of the Personnel Appeals Committee with terms ending February 2015. Those voting in favor of the motion were: Baker, Hill-Lawrence, Brooks, Donnelly, Hummer, Spence, Stimatz and Walton. Against: None. Motion carried.***

Historic Preservation Commission:

Mayor Peel called for confirmation of Ms. Jo Thomas, 701 West Main Street as a member of the Historic Preservation Commission filling an unexpired term ending November 2012.

***A motion was made by Councilwoman J. M. Baker, seconded by Councilman R. T. Donnelly to confirm the appointment of Ms. Jo Thomas as a member of the Historic Preservation Commission filling an unexpired term ending November, 2013. Those voting in favor of the motion were: Baker, Donnelly, Brooks, Hill-Lawrence, Hummer, Spence, Stimatz and Walton. Against: None. Motion carried.***

Board of Zoning Adjustments:

Mayor Peel called for confirmation of Linwood Bennett Jr., 906 Fifth Street as a member of the Board of Zoning Adjustments filling an unexpired term ending June 30, 2013.

***A motion was made by Councilwoman L. M. Hill-Lawrence, seconded by Councilman K. K. Spence to confirm the appointment of Mr. Linwood Bennett, Jr. as a member of the Board of Zoning Adjustments with a term ending June 30, 2013. Those voting in favor of the motion were: Hill-Lawrence, Spence, Baker, Brooks, Donnelly, Hummer, Stimatz and Walton. Against: None. Motion carried.***

d} Update on Dog Corner and Fish Court Park:

Mayor Peel called upon Parks and Recreation Director B. White for comments

Ms. White advised that in June 11, Council included \$30,000 in the budget to renovate the Dawson and Southern Avenue "Fish Courts". At this time, the basketball court has been removed as well as the fencing along the Creek and the swing set. Due to the continual flooding at the park several shallow drainage ditches have been cut toward Dawson Street and along the eastern edge of the Wetland Restoration Project to help drain the basketball court area. A raised flower bed has been built at the corner of Southern Avenue and Dawson Street and the one located along side of the northeastern corner of the park. The boardwalk/fishing pier has been renovated by replacing rotten boards and installing another railing along the edge of the pier for safety. Barnhill has begun to bring in loads of dirt and then they will level and grade the park. After that the fence will be installed along the eastern side of the park and along the Dawson Street side. The plans for the basketball court at Dog Corner are being drawn by Paul Fredette. He has not had time to devote to this project due to the work he is working on at this time.

Following discussion among Council members, Mr. Olson advised that the project should be completed by mid June of this year.

e} Budget Calendar:

Mayor Peel called upon City Manager Olson for comments on the proposed Budget Calendar.

Mr. Olson stated that it is his goal to deliver to the Council his proposed budget by the first week in April. With that in mind he has prepared a proposed budget calendar for council's consideration.

Councilman Walton expressed his concern over the fact that several members of Council will not be able to attend the scheduled Finance Committee meetings as they are scheduled to be held at 10:00 a.m. Some members of Council work and it will be difficult to take off from their jobs to attend the meetings. He would like to see some night meetings in order that all members could be informed of the proceedings in the budget preparation.

Mr. Olson stated that he would bring back at the next meeting a revised budget calendar for Council's consideration at that time.

f} Council Rules and Procedures:

Mayor Peel stated that the proposed changes that were discussed at the last meeting have been incorporated in the Rules and Procedures for City Council. He previously suggested that Council consider adopting a Code of Corporation for City Council. However, after our planning retreat, he now believes we should change that to the operational principles we agreed on during the retreat.

***A motion was made by Councilwoman L. M. Hill-Lawrence, seconded by Councilman R. T. Donnelly to adopt the Rules and Procedures to include the proposed changes as discussed. Those voting in favor of the motion were: Hill-Lawrence, Donnelly, Baker, Brooks, Hummer, Spence, Stimatz and Walton. Against: None. Motion carried.***

**8} COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:**

Mayor Peel called for comments and inquiries.

Councilman Donnelly stated he had a couple of comments. First of all, the Museum of the Albemarle over this past weekend had under both flags exhibit they had an event for members on Friday evening and then Saturday reenactments, lectures, presentations and more paraphernalia from money to weaponry from the Civil War era. Exhibitors everywhere and the reenactments going on outside. That was a very impressive event if any of you had the opportunity to attend. Under both flags is an exhibit that is still on display at the Museum and he highly recommends everyone checking that out. The second item that impressed him over the weekend was Reverend Forbes. Christ Episcopal Church had a reenactment with Mr. Jim Bridges who reenacted Reverend Forbes who saved Elizabeth City during the war of northern

aggression. He called it the Civil War but the reenactment was done very well and it was a very nice ceremony. A reception was held afterwards over at the Christ Episcopal Church.

Councilman Spence stated he had no further comments.

Councilwoman Baker stated she has a couple of questions. At our last meeting we talked about a development group, a city/county group working on the Central Communications Agreement. Is that in the process of being developed? The other thing was the contract that we rejected on Barnhill for the sidewalk down by Farm Fresh. Is that going back out on bids, where are we on that.

Mr. Olson replied that we are working with NCDOT looking at the overall design of the bridge over the east finger of Knobbs Creek. He believes we have some meetings in the next couple of days with representatives of NCDOT to see what other options there may be. We will then put it back out to bid.

Mayor Pro Tem Walton stated he had no further comments.

Councilwoman Hummer said she wanted to thank the citizens from the Cypress Street area who came before Council tonight to advise us of the problem at 106 Cypress Street. This has been a very deplorable situation. She doesn't think anyone around this desk would care to live next door to a situation where there was human waste and a boarded up house with code violations. She has said this before. If we need to strengthen our Codes or if we need to strengthen our rental housing ordinance or if we need to hire more personnel then we need to look at it in the budget sections. She doesn't like some of the answers that she has gotten and the citizens don't like some of the answers that they were given. This is not acceptable and we need to work on it.

Councilwoman Hill-Lawrence said she would like to thank city staff and some members of the city's work force as well that joined with her last Friday as we began to formulate the conference in July that will be held by the NC Black Elected Officials. That is just the officials who happen to be black but it is open to everybody. You will certainly get more information as we continue to develop it. She certainly wants to thank the Mayor and Rich and everybody who came to help that become a reality. It is going to be great.

Councilman Stimatz stated he wanted to let the citizens know that they need to attend the monthly Crime Watch meetings and let their representatives know what is going on in their neighborhoods as the crime watch meetings are not just about crime but they are about code enforcement too. That is another avenue to bring your issues forward. Ms. Hummer and he both attend these meetings.

Councilman Brooks stated he had no further comments.

City Manager Olson stated he had no further comments.

Mayor Peel stated he would like to welcome Chief Mackey, June Brooks and Vivian White back to work. There have been a lot of things going on in Elizabeth City. He attended the ECHNA Auction this past weekend. The theme was the roaring twenties and they had ten young people from the AOA Center Players performing songs from the twenties. Those young people were absolutely incredible. The talent we have in this town is amazing. Also, he had the opportunity to go to the Unity Service at Cornerstone Missionary Baptist Church. It was extremely well attended and was a very moving and good event for our City. Pastor Smith from Cornerstone did a great job. It was the first time he had seen him in that role. He is a good man and he did a good job. He commends all of them at Cornerstone. One of the things that has happened recently which he thinks is a sad thing is we have lost the City Wine Cellar downtown. He would like to thank Debbie Malenfant who owned and operated that for many years for all her many contributions to the downtown area as well as her contributions to the young professionals in this community. He is happy she is at the present time at least planning to remain in town. Another thing he would like for the public to know is the City Council did have a retreat for a day and half and he would like to thank you and commend you for your hard work and he thinks we got a lot accomplished and he is looking forward to going back. He would also like to thank the residents of Cypress Street for coming forward and advising us of the problem they are having on their street. We do have a study committee who will be having their first meeting on Wednesday.

**9} CLOSED SESSION:**

Mayor Peel called for a motion to retire into Closed Session.

***A motion was made by Councilwoman L. A. Hummer, seconded by Councilwoman J. M. Baker to retire into Closed Session for acquisition of land for the location of the second delivery point and acquisition of land of the COA Foundation property as per NCGS 143-318.11 (a) (5); and consideration of personnel matters as per NCGS 143-318.11 (a) (6). Those voting in favor of the motion were: Hummer, Baker, Brooks, Donnelly, Hill-Lawrence, Spence, Stimatz and Walton. Against: None. Motion carried.***

Mayor Peel declared the meeting into Closed Session.

**10} RETURN TO REGULAR SESSION:**

***A motion was made by Councilman J. A. Stimatz, seconded by Councilwoman J. M. Baker to return to regular session of Council. Those voting in favor of the motion were: Stimatz, Baker, Brooks, Donnelly, Hill-Lawrence, Hummer, Spence and Walton. Against: None. Motion carried.***

Mayor Peel declared the meeting back into full session.

**11} ITEMS FROM CLOSED SESSION:**

a} Second Delivery Point Site:

***A motion was made by Councilwoman J. M. Baker, seconded by Councilman J. A. Stimatz to authorize City Manager to send Notice of Action to the Mansfields. Those voting in favor of the motion were: Baker, Stimatz, Donnelly, Hill-Lawrence and Spence. Against: Brooks, Hummer and Walton. Motion carried.***

b} COA Foundation Property:

***A motion was made by Councilman R. T. Donnelly, seconded by Councilwoman L. M. Hill-Lawrence to accept the counter offer made by the COA Foundation for the purchase of property located at 514 E. Ehringhaus Street. Those voting in favor of the motion were: Donnelly, Hill-Lawrence, Baker, Brooks, Hummer, Spence, Stimatz and Walton. Against: None. Motion carried.***

**12} ADJOURNMENT:**

There being no further business to come before the Council at this time, Mayor Peel entertained a motion for adjournment.

***A motion was made by Councilman J. A. Stimatz, seconded by Mayor Pro Tem J. B. Walton to adjourn the meeting. Those voting in favor of the motion were: Stimatz, Walton, Baker, Brooks, Donnelly, Hill-Lawrence, Hummer and Spence. Against: None. Motion carried.***

Mayor Peel adjourned the meeting at 10:07 p.m.

---

Dianne S. Pierce-Tamplen, MMC  
City Clerk

---

Joseph W. Peel  
Mayor