

**City Council Regular Session  
June 23, 2014**

The City Council of the City of Elizabeth City met in regular session on Monday, June 23, 2014 in Council Chambers, located on the 2<sup>nd</sup> floor of the Municipal Administration Building, 306 E. Colonial Avenue, Elizabeth City, NC.

MEMBERS PRESENT: Mayor Joe Peel  
Councilwoman Jean Baker  
Councilman Ray Donnelly  
Mayor Pro Tem Anita Hummer  
Councilman Tony Stimatz  
Councilman Michael Brooks  
Councilman Kem Spence  
Councilman Darius Horton  
Councilman Montravias King

MEMBERS ABSENT: None

OTHERS PRESENT: City Manager Rich Olson  
City Attorney Bill Morgan  
Finance Director Sarah Blanchard  
Planning Director June Brooks  
Chief of Police Eddie Buffaloe  
Assistant to the City Manager Angela Cole  
ECDI Director Rebecca Cross  
Public Utilities Director Paul Fredette  
Fire Deputy Chief Dale Smith  
Parks and Recreation Director Bobbi White  
City Clerk Vivian White

The City Council regular session was called to order by Mayor Joe Peel at 7:00 p.m. Mayor Peel welcomed everyone to the meeting and recognized Scott Danneker to give the invocation after which all in attendance recited the Pledge of Allegiance.

**1. Agenda Adjustments and Approval:**

Mayor Peel called for any adjustments to and approval of the agenda.

Mayor Pro Tem Hummer requested to add a Closed Session as allowed by NCGS § 143-318.11(a)(3) – Consultation with Attorney.

Councilman Brooks requested that Item “b” on the Consent Agenda - Adoption of Budget Ordinance Amendments for Fiscal Year End 2013-2014 – be removed from the Consent Agenda and placed on the Regular Agenda for discussion.

**Motion was made by Mayor Pro Tem Anita Hummer, seconded by Councilwoman Jean Baker, to approve the agenda as amended. Those voting in favor were: Baker, Donnelly, Hummer, Stimatz, Brooks, Spence, Horton and King. Against: None. The motion carried unanimously.**

**2. Statement of Disclosure:**

The City Clerk read the Statement of Disclosure. No conflict of interest disclosures regarding items listed on the agenda were made.

**3. Proclamations:**

a. Proclamation Declaring Independents Week in Elizabeth City – July 1-7, 2014:

Mayor Peel read and presented to Susan Hinkle, representing the Downtown Business and Professional Association, a proclamation declaring the week of July 1-7 2014, as "Independents Week" in Elizabeth City. The proclamation recognized community members and locally owned independent businesses that are integral to the unique flavor of Elizabeth City and honors their efforts to make Elizabeth City the place we want to live and work.

b. Proclamation Declaring July 2014 as Park and Recreation Month in Elizabeth City:

Mayor Peel read and presented to Parks and Recreation Director Bobbi White a proclamation declaring July 2014 as Park and Recreation Month in the City of Elizabeth City. The proclamation encourages all citizens to recognize and appreciate the contributions of our dedicated parks and recreation staff in enhancing our quality of life. Director White thanked the City Council for the proclamation and announced a host of events that are scheduled in the coming weeks for our citizens to enjoy.

**4. Comments from the Public:**

Vincent Freeman, 1409 W. Ehringhaus Street, Elizabeth City, NC stated that he is the General Manager of Southgate Mall. He asked the City Council to consider an annual exemption to City of Elizabeth City Code of Ordinances Article I, Section 14.1 Carnivals in order to allow the Southgate Mall Merchants Association to sponsor a children's festival every fall. He advised that the proposed festival would include a carnival on the mall property that would run for a three day period, which is not allowed by City Code.

Terrance Patrick, 513 N. Poindexter Street, Elizabeth City, NC stated that the City Inspections Department had given him a deadline of July 19, 2014 to make repairs to his property or it would be condemned. He said that he believed the house to be sound, but in need of cosmetic repairs. He advised that he had just returned to work after being laid off and would have to leave the Country until September due to his job. He requested that the Council extend his deadline until after he returns in September, at which time he will make all necessary repairs to bring the house up to Code

requirements. He further stated that his adjacent property at 515 N. Poindexter Street is beyond repair and since he does not currently have the funds to tear it down, he was amenable to the City having the house demolished and billing him for the expenses.

Mayor Peel advised both speakers that the Council does not comment during meetings and stated that City staff would contact them regarding their concerns.

**5. Approval of Minutes:**

- City Council Regular Session – May 27, 2014

**Motion was made by Mayor Pro Tem Anita Hummer, seconded by Councilwoman Jean Baker, to approve the minutes of the May 27, 2014 City Council Regular Session as presented. Those voting in favor were: Baker, Donnelly, Hummer, Stimatz, Brooks, Spence, Horton and King. Against: None. The motion carried unanimously.**

**6. Consent Agenda:**

Mayor Peel recognized City Manager Olson to detail the items on the Consent Agenda. Mr. Olson recommended approval of all items, as follows:

**Consent Agenda:**

- a. Consideration – Authorization for the Elizabeth City Fire Department to conduct live fire training on a structure owned by Mary Elizabeth Reynolds Lykins at 123 Ranch Drive;
- b. Consideration – Acceptance of Proposal for video/audio service for City Council meetings presented by Practical Computing in the amount of \$8,500 per year;
- c. Consideration – Approval of Public Hearing Notice for a Special City Council Meeting to be held on Monday, June 30, 2014 at 6 p.m. in Council Chambers;
- d. Consideration – Adoption of Fiscal Year 2014-2015 City of Elizabeth City Budget Ordinance presented by City staff, as follows:

**FY 2014-2015 BUDGET**

**BE IT ORDAINED** by the City Council of the City of Elizabeth City, North Carolina:

**SECTION 1.** It is estimated that the following revenues will be available for the City of Elizabeth City for the fiscal year beginning July 1, 2014 and ending June 30, 2015:

|  |                      |
|--|----------------------|
| <u>General Fund</u>                    |                      |
| Current Year's Property Taxes          | \$ 6,791,000         |
| Delinquent Property Taxes              | 311,405              |
| Franchise Taxes                        | 1,352,000            |
| Powell Bill Funds                      | 500,000              |
| Local Option Sales Tax                 | 3,052,521            |
| Investment Earnings                    | 7,000                |
| Licenses and Permits                   | 599,000              |
| Sales and Services                     | 646,094              |
| Payments in Lieu of Taxes and Services | 1,775,000            |
| Other Revenues                         | 3,378,126            |
| <b>TOTAL GENERAL FUND REVENUES</b>     | <b>\$ 18,412,146</b> |

|                                     |                      |
|-------------------------------------|----------------------|
| <u>Electric Fund</u>                |                      |
| Energy Sales                        | \$ 37,676,494        |
| Other Revenues                      | 1,394,781            |
| <b>TOTAL ELECTRIC FUND REVENUES</b> | <b>\$ 39,071,275</b> |

|  |                      |
|--|----------------------|
| <u>Water &amp; Sewer Fund</u>                |                      |
| Water Sales                                  | \$ 4,852,500         |
| Sewer Sales                                  | 2,722,500            |
| Other Revenues                               | 2,977,589            |
| <b>TOTAL WATER &amp; SEWER FUND REVENUES</b> | <b>\$ 10,552,589</b> |

|   |                   |
|---|-------------------|
| <u>Stormwater Utility Fund</u>                |                   |
| Residential Revenue                           | \$ 200,000        |
| Commercial Revenue                            | 195,000           |
| Other Revenues                                | 2,075             |
| <b>TOTAL STORMWATER UTILITY FUND REVENUES</b> | <b>\$ 397,075</b> |

|  |                      |
|--|----------------------|
| <u>Solid Waste Fund</u>                |                      |
| Residential Revenue                    | \$ 1,478,000         |
| Other Revenues                         | 287,820              |
| <b>TOTAL SOLID WASTE FUND REVENUES</b> | <b>\$ 1,765,820</b>  |
| <b>SUBTOTAL</b>                        | <b>\$ 70,198,905</b> |

|                                |                          |
|--------------------------------|--------------------------|
| <b>LESS INTERFUND PAYMENTS</b> | <b>&lt;1,955,000&gt;</b> |
| <b>TOTAL</b>                   | <b>\$ 68,243,905</b>     |

SECTION 2. The following amounts are hereby appropriated for the operation of the City of Elizabeth City and its activities for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

|                     |            |
|---------------------|------------|
| <u>General Fund</u> |            |
| Legislative         | \$ 125,642 |
| Administrative      | 382,580    |
| Finance             | 409,118    |
| Tax                 | 100,000    |
| Legal               | 58,800     |
| Planning            | 385,598    |
| Public Building     | 1,126,393  |
| Police              | 5,938,045  |
| Fire                | 3,460,170  |
| Fire Inspections    | 299,169    |
| Inspections         | 448,529    |
| Public Works        | 1,754,751  |

|   |                          |
|---|--------------------------|
| Parks and Recreation                                | 2,965,474                |
| Non-Departmental                                    | 713,504                  |
| Human Resources/Safety Liability                    | 244,373                  |
| <b>TOTAL GENERAL FUND APPROPRIATIONS</b>            | <b>\$ 18,412,146</b>     |
| <u>Electric Fund</u>                                |                          |
| Information Technologies                            | \$ 325,841               |
| Warehouse & Purchasing                              | 228,620                  |
| Non-Departmental                                    | 33,897,365               |
| Customer Service Department                         | 538,516                  |
| Electric Distribution                               | 2,945,119                |
| Energy Management                                   | 1,135,814                |
| <b>TOTAL ELECTRIC FUND APPROPRIATIONS</b>           | <b>\$ 39,071,275</b>     |
| <u>Water &amp; Sewer Fund</u>                       |                          |
| Information Technologies                            | \$ 159,541               |
| Non-Departmental                                    | 2,123,644                |
| Customer Service Department                         | 526,278                  |
| Water Supply & Treatment                            | 2,014,666                |
| Wastewater Treatment                                | 1,678,652                |
| Water & Sewer Maintenance                           | 4,049,808                |
| <b>TOTAL WATER &amp; SEWER FUND APPROPRIATIONS</b>  | <b>\$ 10,552,589</b>     |
| <u>Stormwater Utility Fund</u>                      |                          |
| Stormwater Utility                                  | \$ 397,075               |
| <b>TOTAL STORMWATER UTILITY FUND APPROPRIATIONS</b> | <b>\$ 397,075</b>        |
| <u>Solid Waste Fund</u>                             |                          |
| Solid Waste   | \$ 1,765,820             |
| <b>TOTAL SOLID WASTE FUND APPROPRIATIONS</b>        | <b>\$ 1,765,820</b>      |
| <b>SUBTOTAL</b>                                     | <b>\$ 70,198,905</b>     |
| <b>LESS INTERFUND PAYMENTS</b>                      | <b>&lt;1,955,000&gt;</b> |
| <b>TOTAL</b>  | <b>\$ 68,243,905</b>     |

SECTION 3. There is hereby levied a tax at the rate of \$.615 per \$100 valuation of property as listed for taxes as of January 1, 2014 for the purpose of raising the revenue listed as "Current Year's Property Taxes" as set forth in the foregoing estimates of revenue and a motor vehicle fee of \$5.00 per vehicle.

The tax rate is based on an estimated total valuation of property for the purpose of taxation of \$1,167,854,605 and an estimated rate of collection of 94 percent.

SECTION 4. There is hereby levied a tax at the rate of \$.085 per \$100 valuation of property listed for taxes as January 1, 2014 located within the Municipal Service Tax District.

SECTION 5. That an increase of 2 percent cost of living adjustment be established for City payroll.

SECTION 6. That a Christmas bonus of 1 percent be given.

SECTION 7. That a longevity bonus plan be continued at the rate of \$125 per

year of employment.

SECTION 8. That the health insurance coverage be authorized with Blue Cross & Blue Shield of North Carolina.

SECTION 9. That electric rates be decreased by 1.5 percent.

SECTION 10. That water and sewer rates be increased by 5 percent.

SECTION 11. That a surcharge of \$.43/1,000 gallons of water usage be continued.

SECTION 12. That a sanitation fee be increased to \$22 monthly.

SECTION 13. That the City of Elizabeth City fee schedule be adopted by reference.

SECTION 14. The Budget Officer shall be authorized to reallocate departmental appropriations among the various expenditures within each department.

SECTION 15. Outstanding purchase orders and projects as of June 30, 2014, are hereby re-appropriated to this budget.

SECTION 16. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

ADOPTED this, the 23rd day of June 2014.

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Joseph W. Peel  
Mayor

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Vivian D. White, NCCMC  
City Clerk

### **End of Consent Agenda:**

**Motion was made by Councilwoman Jean Baker, seconded by Mayor Pro Tem Anita Hummer, to approve the above Consent Agenda as presented. Those voting in favor were: Baker, Donnelly, Hummer, Stimatz, Brooks, Spence, Horton and King. Against: None. The motion passed unanimously.**

### **7. Public Hearing:**

- a. Consideration – Receive comments from the public about the adoption of an ordinance regulating the operation of golf carts on City streets:

At 7:30 p.m., Mayor Peel declared the meeting in Public Hearing. He inquired of the Clerk if persons were present who wished to be heard. Upon the Clerk's reply that no one had registered, Mayor Peel declared the Public Hearing closed.

Mayor Peel recognized Mr. Olson for a review of this consideration. Mr. Olson reported that during the April 14, 2014 City Council meeting, staff had provided for the Council a proposed ordinance that would allow for the operation of golf carts on City streets. No action was taken at that time; however, during the May 27, 2014 Council meeting, Councilman King brought the matter back before the Council to request that a public hearing be held to determine if there was interest in allowing street-legal golf carts on City streets.

Mr. Olson called on Assistant to the Manager Angela Cole to provide an overview of the proposed ordinance prepared by staff, which is patterned after the NC Department of Transportation model ordinance for golf cart regulations.

Ms. Cole stated that the proposed Ordinance begins with a liability disclaimer that provides that, by regulating the use of carts, the City does not promote their use or assume any liability associated with golf cart use. She advised that some basic definitions had also been included.

Ms. Cole explained that Section 1 of the Ordinance lists the rules and regulations that will govern the operation of golf carts. She advised that staff suggests language that limits the use of golf carts to low-speed residential areas. In addition, she said that recognizing the lower mile per hour margins of golf carts, staff recommends that the use of these vehicles is limited to roadways having posted speed limits of 35 miles per hour or less. She advised that drivers of golf carts must have a valid driver's license and obey all state and local motor vehicle laws; and that proof of insurance and a waiver of liability will be required. She stated that the safety of passengers is also addressed in that all occupants must have a seat and be seated, that riding in baggage/storage areas is prohibited, and operation speeds are not to exceed 20 mph. She clarified that the golf carts themselves must be equipped with manufacturer-supplied safety devices, including lap belts, rear view mirrors, rear triangle reflector, headlights, taillights, brake lights, a windshield and wipers.

Ms. Cole described that Section 2 of the proposed Ordinance communicates the registration, inspection and fees associated with the operation of golf carts. Staff proposes that initial application be received and inspection completed by the Elizabeth City Police Department Chief of Police or his designee. In addition, she said that golf carts will be inspected for their compliance with the aforementioned minimum safety standards, proper permit/decal placement, and requisite documentation and that staff advises an annual permitting period. She reported that the suggested fee schedule is \$10.00 for each inspection and \$5.00 for each subsequent or re-inspection.

Ms. Cole reported that Sections 3 thru 5 of the Ordinance discuss civil penalty, severability, and Ordinance enforcement; and advised that staff suggests enforcement actions against offenders include the option of revocation or a monetary fine of \$50.00, payable within 10 days of the citation.

Mayor Peel inquired as to staff's recommendation regarding the adoption of this ordinance, to which Mr. Olson replied that staff recommends denial. Mr. Olson said that our community is such that we have a number of NCDOT roads with higher speed limits that the golf carts would have to cross; and that staff views this as a major public safety concern.

Councilman Spence asked how much more dangerous golf carts would be than the scooters that people currently ride on City streets. Mr. Olson responded that staff believes that they are equally dangerous. He advised that mopeds are not regulated by any state law at the present time; but legislation is being considered by the General Assembly to do so. Councilman Spence stated that he thought scooters were more dangerous because of their speed and drivers weaving in and out of traffic. Mr. Olson said that he agreed and that staff supports the legislation being considered at the state level to regulate mopeds.

Councilwoman Baker asked if the ordinance could be crafted to allow golf carts in contained subdivisions such as Pelican Point and Adams Landing. Mr. Olson responded that golf carts could already be operated in Pelican Point because the streets in that subdivision were not City streets. Mr. Olson stated that it would be a regulatory nightmare to try to allow golf carts in some areas, such as subdivisions, and not City-wide.

Mayor Peel inquired if golf carts would be allowed by the ordinance on state roads within the City. Mr. Olson responded that carts would be allowed on state roads with speed limits less than 35 mph. Ms. Cole stated that staff proposes explicit restriction of the use of golf carts on the City's busiest major and minor thoroughfares: North and South Hughes Boulevard; Halstead Boulevard; Halstead Boulevard Extended; North and South Road Streets; Weeksville Road; East and West Ehringhaus Street; Oak Stump Road; Peartree Road (south of Halstead Boulevard); and East and West Elizabeth Street. She stated that use in construction zones is also restricted.

Councilman Stimatz pointed out that if you were in the downtown business district, you would not be able to leave the area, because you could not cross the state roads. Mr. Olson responded that you could cross state roads at intersections, but would not be able to travel on the state streets.

Councilman Stimatz asked if there had been an influx of people interested in the use of golf carts. He stated that he had performed some research on the use of golf carts in other jurisdictions and found that there are big issues, because insurance rates have gone up significantly. He pointed out that would be a barrier for some people. Councilman Stimatz also asked about the use of "after-market" equipment; and stated that the ordinance did not address whether used carts could be equipped that way in order to run them on the streets. Mr. Olson stated that if the cart passed the inspection by the Police Chief or his designee, it would be acceptable. Councilman Stimatz pointed out that the ordinance language needed to be changed to reflect that.

Councilman Stimatz stated that he did not see a great need to adopt an ordinance allowing golf carts on City streets at the present time.

Councilman Brooks stated that he continues to be concerned about safety. He said that golf carts provide no safety for the users. He stated that no matter the rules that are adopted, people will break them and it will place an extra burden on the Police Department. Councilman Brooks said that he would like to hear the stance of Chief Buffalo regarding this issue.

Chief Buffalo stated that when City staff worked on the proposed ordinance, they looked at the geographical area throughout the City where golf carts could travel. He said that, from a professional standpoint, due to blind spots and other issues throughout the City, it would be unsafe for motorists to operate golf carts on City streets.

Councilman King stated that many of the City's low income citizens use bicycles; and pointed out that no one has brought up an issue of safety, even though there has been numerous bicycle accidents. He expressed that the City does not have any bike trails. He said that it was amazing to him that everyone is now bringing up the issue of safety, but no one has talked about people being hit on bicycles - and he suggested that it was because they were low income. He proposed that the matter be tabled in order to have staff look into the quality of life aspect as a whole in terms of pedestrian safety, bicycles and all the rest.

**Motion was made by Councilman Montravias King, seconded by Councilman Darius Horton, to direct staff to further look into the safety concerns regarding the operation of golf carts on City streets.**

Councilman Brooks responded that he was appalled by Councilman King's statement regarding bicycles on streets. He stated that bicycles normally ride on sidewalks; and said that he was aggravated that Councilman King would use low-income as a reason for not caring. Councilman Brooks submitted that golf carts could not ride on sidewalks, but bicycles often do. He stated that the area he represents is predominantly low income. He expressed that to table the matter would result in the same finding – that it is a safety issue. He reiterated that if a golf cart is hit by a car, the results to the occupant could easily be death.

Councilman Donnelly pointed out that it is illegal for bicycles to travel on sidewalks, but admitted that they do. He said that he was a bicycle advocate and wanted to point out how best to travel on a bicycle; and stated that one of the best ways is to use a helmet.

Councilwoman Baker stated that she did not think the matter needed to be tabled, but could be dispensed of at that time.

Mayor Peel called for a vote on the motion to table the item and direct staff to do a more in-depth look at this issue along with bicycles.

**Those voting in favor of the motion were: Spence, Horton and King. Against: Baker, Donnelly, Hummer, Stimatz, Brooks. Motion failed.**

**Motion was made by Councilwoman Jean Baker, seconded by Councilman Michael Brooks, not to enact this ordinance for golf carts.**

Councilman Spence commented that it was amazing that we can hold people accountable for riding bicycles, scooters and motorcycles - and all those things are safety issues. He stated that if there is an issue with a golf cart, we could hold the driver of the cart accountable.

Councilman Stimatz expressed that he does not see an overwhelming demand, and pointed out that not one person spoke to say they needed it. He stated that if the public came forward with a demand, he was prepared to listen. He said in considering the matter he wrote down the pros and cons with the "pro" being "it's just another kind of vehicle on the road, no different than a bike or moped". He stated that the "con" was the same - "it's just another vehicle on the road."

Mayor Peel called for a vote on the motion not to adopt the policy.

**Those voting in favor of the motion were: Baker, Donnelly, Hummer, Stimatz, Brooks. Against: Spence, Horton and King. Motion carried.**

#### **8. Regular Agenda:**

- a. Consideration - Reappointment of Councilman Tony Stimatz to serve an additional two-year term ending June 30, 2016 on the Airport Authority Board (Requires Roll Call Vote):

Mayor Peel called for a motion on this item.

**Motion was made by Councilwoman Jean Baker, seconded by Mayor Pro Tem Anita Hummer to reappoint Councilman Tony Stimatz to serve an additional two-year term ending June 30, 2016 on the Airport Authority Board. The roll call vote is recorded as follows:**

**Councilman Brooks – Yes  
Councilman Stimatz – Yes  
Councilman Horton – Yes  
Mayor Pro Tem Hummer – Yes  
Councilman King – Yes  
Councilwoman Baker – Yes  
Councilman Spence – Yes  
Councilman Donnelly – Yes**

- b. Consideration - Appointment of Councilman Ray Donnelly to fill the unexpired term of Councilman Montravias King on the EC-PC Economic Development Commission Board (Requires Roll Call Vote):

Mayor Peel called for a motion on this item.

**Motion was made by Councilwoman Jean Baker, seconded by Mayor Pro Tem Anita Hummer to appoint Councilman Ray Donnelly to fill the unexpired term on the EC-PC Economic Development Commission Board.**

Councilman Stimatz requested that the date the term would end be included for the record. Mr. Olson responded that the end of the term would be the second Monday in December 2015, at which time a new City Council would take office.

**The roll call vote on the motion is recorded as follows:**

**Councilman Brooks – Yes  
Councilman Stimatz – Yes  
Councilman Horton – Yes  
Mayor Pro Tem Hummer – Yes  
Councilman King – Yes  
Councilwoman Baker – Yes  
Councilman Spence – Yes  
Councilman Donnelly – Yes**

- c. Consideration of Item Removed from Consent Agenda - Adoption of Budget Ordinance Amendments for Fiscal Year End 2013-2014 required for accounting purposes as presented by City staff:

Mayor Peel recognized Councilman Brooks for his comments. Councilman Brooks stated that he had received inquiries regarding the \$200,000 budget amendment needed for police salaries; and he requested that Mr. Olson provide an explanation for the public's information. Mr. Olson explained that staff had been looking into the reason for the overage in the police salaries line item and identified that the change in hours during the fiscal year from 80 to 84 each pay period for police officers is the reason. He said that when the change was enacted, it had been staff's assumption that overtime hours would decrease to offset the expenditure for the expanded work week, but that did not occur. Mr. Olson stated that staff will be reviewing this matter to determine what needs to be done to lower this expense going forward.

**Motion was made by Councilman Tony Stimatz, seconded by Councilman Darius Horton, to approve the following budget amendments as presented. Those voting in favor were: Baker, Donnelly, Hummer, Stimatz, Brooks,**

Spence, Horton and King. Against: None. The motion passed unanimously.

**BUDGET AMENDMENTS**

BE IT ORDAINED by the City Council of the City of Elizabeth City that the following amendments be made to the annual budget ordinance for the fiscal year ending June 30, 2014:

|                   |  |                   |          |
|-------------------|--|-------------------|----------|
| <b>SECTION I.</b> | <b>(103990.0000) General Fund Balance Appropriated</b> | <b>\$ 472,750</b> |          |
|                   | (104100.1100) Legislative Communications               |                   | \$ 2,750 |
|                   | (104100.2600) Legislative Advertising                  |                   | 5,900    |
|                   | (104600.4500) Tax Contracted Services                  |                   | 2,500    |
|                   | (104700.0401) Legal Expenses                           |                   | 10,000   |
|                   | (105000.1500) Building Maintenance of Equipment        |                   | 4,000    |
|                   | (105000.4500) Building Contracted Services             |                   | 4,600    |
|                   | (105100.0200) Police Salaries                          |                   | 200,000  |
|                   | (105100.5430) Police Insurance Claims Paid             |                   | 18,000   |
|                   | (105300.5200) Fire Salaries                            |                   | 20,000   |
|                   | (105300.1700) Fire Maintenance of Vehicles             |                   | 100,000  |
|                   | (105300.5430) Fire Insurance Claims Paid               |                   | 16,000   |
|                   | (105400.4600) Inspections Housing Demolitions          |                   | 45,000   |
|                   | (105600.5400) Street Workers Compensation              |                   | 17,000   |
|                   | (105800.8109) Debt Service – Recycling Truck           |                   | 11,000   |
|                   | (106200.1650) Parks & Recreation Tornado Damage        |                   | 10,000   |
|                   | (106400.1650) Cemetery Tornado Damage                  |                   | 6,000    |

(To record overages in General Fund.)

|                    |  |                  |           |
|--------------------|--|------------------|-----------|
| <b>SECTION II.</b> | <b>(303990.0000) Retained Earnings Appropriated</b>      | <b>\$ 66,000</b> |           |
|                    | (308400.1601) Energy Management Maintenance to Generator |                  | \$ 32,000 |
|                    | (308400.4505) Energy Management Peak Generator Credit    |                  | 20,000    |
|                    | (308400.4550) Energy Management Weatherization           |                  | 14,000    |

(To record overages in Electric Fund.)

|                     |   |                 |           |
|---------------------|---|-----------------|-----------|
| <b>SECTION III.</b> | <b>(103490.4200) Downtown Wi-Fi Grant - NCEMPA Agency</b> | <b>\$ 4,000</b> |           |
|                     | (103490.4201) Downtown Wi-Fi Grant - Vector               |                 | 4,000     |
|                     | (103490.4202) Downtown Wi-Fi Grant - Wells Fargo          |                 | 4,000     |
|                     | (106600.7314) Downtown Wi-Fi Expenses                     |                 | \$ 12,000 |

(To record grants for Downtown Wi-Fi.)

**SECTION IV.** That the AAU Basketball (106620.4595) be increased by \$1,400 and Community Support Grants (106620.6000) be decreased by \$1,400.

(To record AAU Basketball contribution.)

**SECTION V.** That the General Fund Balance Appropriated (103990.0000) and Fairgrounds Expenditure (106600.7315) be increased by \$3,491.85.

(To close-out Fairgrounds Project.)

SECTION VI. That the Middle School Renovations Transfer from General Fund (643970.1000) be increased by \$50,000; Transfer from Aviation Fund (643970.2000) be increased by \$100,000; Pasquotank County Reimbursement (643490.4000) be increased by \$150,000; Boys and Girls Club Contribution (643490.5000) be increased by \$150,000; and Middle School Renovations (649012.7300) be increased by \$450,000.

That the General Fund Balance Appropriated (103990.0000) and the Transfer to Middle School Renovation (106600.9164) be increased by \$50,000

That the Aviation Fund Balance Appropriated (633990.0000) and Transfer to Middle School Renovation (639008.9164) be increased by \$100,000.

(To record additional appropriations for Middle School Renovation Project.)

|                           |  |              |              |
|---------------------------|--|--------------|--------------|
| SECTION VII.(583990.0000) | Oak Grove Fund Retained Earnings Appropriated                | \$162,161.40 |              |
|                           | (582009.9100) Oak Grove Fund Transfer to Stormwater Fund     |              | \$162,161.40 |
|                           | (343990.0000) Stormwater Fund Retained Earnings Appropriated | \$162,161.40 |              |
|                           | (343970.1000) Stormwater Fund Transfer from Oak Grove Fund   |              | \$162,161.40 |

(To close-out Oak Grove Fund.)

|                            |  |             |           |
|----------------------------|--|-------------|-----------|
| SECTION VIII.(103990.0000) | General Fund Balance Appropriated                              | \$96,527.49 |           |
|                            | (104200.0600) Administrative Group Insurance                   |             | 4,627.85  |
|                            | (104400.0600) Finance Group Insurance                          |             | 3,140.50  |
|                            | (104900.0600) Planning Group Insurance                         |             | 107.90    |
|                            | (105000.0600) HR-Public Buildings Group Insurance              |             | 1,224.72  |
|                            | (105100.0600) Police Group Insurance                           |             | 41,854.15 |
|                            | (105300.0600) Fire Group Insurance                             |             | 24,885.17 |
|                            | (105310.0600) Fire Inspections Group Insurance                 |             | 2,381.21  |
|                            | (105400.0000) Inspections Group Insurance                      |             | 3,140.50  |
|                            | (105450.0600) Public Works Administration Group Insurance      |             | 172.24    |
|                            | (105500.0600) Public Works GIS Group Insurance                 |             | 18.08     |
|                            | (105550.0600) Public Works Garage Group Insurance              |             | 35.60     |
|                            | (106200.0600) Parks & Recreation Group Insurance               |             | 6,844.42  |
|                            | (106300.0600) Parks & Recreation Senior Center Group Insurance |             | 612.36    |
|                            | (106600.0600) Non-Departmental Retirees Group Insurance        |             | 6,126.79  |
|                            | (106700.0600) Elizabeth City Downtown Group Insurance          |             | 646.86    |
|                            | (106800.0600) Human Resources Group Insurance                  |             | 709.14    |
|                            | (303990.0000) Electric Fund Retained Earnings Appropriated     | \$4,304.16  |           |
|                            | (304430.0600) Information Technologies Group Insurance         |             | \$ 612.48 |
|                            | (304500.0600) Purchasing Warehouse Group Insurance             |             | 1,837.08  |
|                            | (308400.0600) Energy Management                                |             | 1,854.60  |
|                            | (313990.0000) Water & Sewer Retained Earnings Appropriated     | \$8,769.59  |           |
|                            | (314430.0600) Information Technologies Group Insurance         |             | \$ 612.24 |
|                            | (318100.0600) Water Treatment Group Insurance                  |             | 2,030.55  |
|                            | (318200.0600) Waste Water Treatment Group Insurance            |             | 6,126.80  |

(To record prepaid health insurance for one month prepayment requirement.)

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Joseph W. Peel  
Mayor

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Vivian D. White, NCCMC  
City Clerk

**9. Comments and Inquiries on Non-Agenda Items:**

- Councilman Brooks had no comments.
- Councilman Stimatz reminded everyone that the 4<sup>th</sup> of July Celebration was coming up and encouraged anyone interested to make a donation toward the fireworks expenses to the Parks and Recreation Department.
- Councilman Horton had no comments.
- Mayor Pro Tem Hummer requested that the City Manager look into the plans for mosquito control spraying.
- Councilman King had no comments
- Councilwoman Baker announced that the Great Race event will be held on Wednesday, June 25 and that more than 100 vintage vehicles will be arriving in Elizabeth City at Waterfront Park for a lunch stop. She encouraged everyone to go see the cars and talk to the drivers. She also announced that the First Friday Artwalk event in July would be on the same day as the 4<sup>th</sup> of July Celebration downtown and invited everyone downtown for a great time with lots to do and see.
- Councilman Spence had no comments.
- Councilman Donnelly encouraged everyone to take advantage of the new free downtown Wi-Fi, EC-Net.

**10. Addition to Agenda: Closed Session as allowed by NCGS § 143-318.11(a)(3) – Consultation with Attorney:**

**Motion was made by Councilwoman Jean Baker, seconded by Mayor Pro Tem Anita Hummer, to go into Closed Session as allowed by NCGS §**

**143-318.11(a)(3) – Consultation with Attorney. Those voting in favor were: Baker, Donnelly, Hummer, Stimatz, Brooks, Spence, Horton and King. Against: None. The motion passed unanimously.**

Mayor Peel declared a five minute recess at 7:57 p.m. after which the Council entered Closed Session.

**Motion was made by Councilman Tony Stimatz, seconded by Councilman Kem Spence, to come out of Closed Session and return to Open Session. Those voting in favor were: Baker, Donnelly, Hummer, Stimatz, Brooks, Spence, Horton and King. Against: None. The motion passed unanimously.**

**11. Adjournment:**

There being no further business to be discussed, Mayor Peel adjourned the meeting at 8:24 p.m.

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Joseph W. Peel  
Mayor

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Vivian D. White, NCCMC  
City Clerk