

MONDAY-7:00 P.M.

June 25, 2012

CITY COUNCIL

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

Mayor J. W. Peel established a quorum was present and called the meeting to order at 7:08 p.m. He welcomed those attending and called for a moment of silent reflections after which he led the Pledge of Allegiance to the Flag of the United States of America.

1} AGENDA ADJUSTMENTS AND APPROVAL:

Mayor Peel called for approval of the prepared agenda.

Councilman J. A. Stimatz stated he would like to ***move Item 8-b off the Consent Agenda and place it on the Regular Agenda for discussion.***

Councilman M. E. Brooks asked to ***add PAL/Boot Camp to the Regular Agenda.***

A motion was made by Councilwoman L. A. Hummer, seconded by Councilman R. T. Donnelly to approve the prepared agenda as presented 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} PRESENTATION/PROCLAMATION:

a} Independents Week – July 1-7, 2012

Mr. Tim Williams was present to receive the proclamation for Independents Week from July 1 – 7, 2012.

Mr. Williams made brief remarks.

3} PUBLIC COMMENTS:

Mayor Peel called upon the Deputy Clerk for those signed up to speak under this section of the agenda.

Mr. Willie R. James, 408 Maple Street, Elizabeth City spoke to Council regarding the Elizabeth City Boxing Club. He advised that this year will be their second annual major boxing event in Kansas City, Missouri from July 28th – August 5th. This event will strive to help the youth gain a sense of achievement and to fill the boxing physical fitness, social skills and mental fitness, therefore, he is requesting on behalf of the EC Boxing Club a contribution from the City in order for each child to have \$100 for this event. There are eight individuals in this club.

Mr. Willie James, 316 South Griffin Street, Elizabeth City stated that once again we are thrilled for these young people to attend an event that is held every year in Kansas City, Missouri. He too would like to solicit the City Council's support in helping these young people have the opportunity to attend this event.

Mr. Shawn Tolson, 103 Majesty Court, Elizabeth City stated he was representing the NC Blazers AAU Basketball Association and he is requesting a contribution from the City of Elizabeth City for July 16th our 16 an under team is headed to Orlando, Florida for the National Championships. He is requesting that each individual receive \$100 to help with the finances for this event. There are 10 team members.

Mr. Tony Rice, 112 Herrington Road, Elizabeth City representing the New Beginnings Shelter advised that his shelter has a clothing area as part of their Homeless Shelter and would like to solicit support from the City in order to keep their shelter in operation. They would like to request \$5,000.

4} APPROVAL OF MINUTES:

a} Joint City/County Meeting – April 30, 2012

Mayor Peel called for approval of the minutes of the Joint City/County meeting held on April 30, 2012.

A motion was made by Councilwoman L. A. Hummer, seconded by Councilman K. K. Spence to approve the minutes of the Joint City/County meeting held on April 30, 2012 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} Budget Work Session – May 21, 2012

Mayor Peel called for approval of the minutes for the Budget Work Session held on May 21, 2012.

A motion was made by Councilwoman L. A. Hummer, seconded by Councilwoman J. M. Baker to approve the minutes of the Budget Work Session held on May 21, 2012 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} Regular Session – June 11, 2012

Mayor Peel called for approval of the minutes of the Regular Council meeting held on June 11, 2012.

A motion was made by Councilwoman L. A. Hummer, seconded by Councilwoman J. M. Baker to approve the minutes of the Regular Council Meeting held on June 11, 2012 as presented. Those voting in favor of the motion were: Hummer, Baker, Brooks, Donnelly, Hill-Lawrence, Spence, Stimatz and Walton. Against: None. Motion carried.

5} CONSENT AGENDA:

Mayor Peel called upon the City Manager to read the Consent Agenda items.

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

CONSENT AGENDA:

a} Called for a public hearing to be held on Monday, July 23, 2012 beginning at 7:30 p.m. in the City Council Chambers of the Municipal Administration Building for each of the following:

1} Consideration – Receive comments regarding amendments to Section 42-85(1) of the City Code of Ordinances to decrease the height of uncontrolled growth of weeds, grass and other debris

2} Consideration – Receive comments regarding amendments to Section 46-128 of the City’s Code of Ordinances to disallow the parking of boats on trailers, boat trailers, recreational vehicles, etc. in front yards between the street and the front building line of the primary structure

3} Consideration – Receive comments regarding amendments to Section 42-83 of the City’s Code of Ordinances to define the term “chronic violator” and to Section 42-90 to provide for use by the City of NCGS § 160A-200.1 with regard to citing “chronic violators” of the City’s Public Nuisance Ordinance

4} Consideration – Receive comments regarding amendments to Section 42-85(10) of the City’s Code of Ordinances to decrease the time buildings may be boarded up from one year to six months.

b} Awarded the following chemical purchases for Fiscal Year 2012-2013 to the following companies and amount of award.

AirGas Carbonics	
Water Treatment Plant	\$ 13,282.50
Chemical Lime	
Water Treatment Plant	144,032.00
Waste Treatment Plant	36,008.00
Geo Specialty	
Water Treatment Plant	75,800.00
Brenntag Southeast	
Water Treatment Plant	15,168.64
Jones Chemicals	
Water Treatment Plant	17,490.00
Waste Treatment Plant	12,270.00
SNF Polydyne	
Water Treatment Plant	2,475.00
Wastewater Treatment Plant	18,630.00
Carus Corporation	
Water Treatment Plant	5,161.50

d} Awarded contract for Knobbs Creek electric distribution line relocation to Lee Electrical Construction Inc. in the amount of \$353,405.13.

e} Adopted the following ordinances for condemning structures and ordering demolition of same:

**ORDINANCE #2012-06
CONDEMNATION AND DEMOLITION
1114 SOUTHERN AVENUE**

AN ORDINANCE DIRECTING THE BUILDING INSPECTOR TO REPAIR OR DEMOLISH THE PROPERTY HEREIN DESCRIBED AS UNFIT FOR HUMAN HABITATION AND DIRECTING THAT A NOTICE BE PLACED THEREON THAT THE SAME MAY NOT BE OCCUPIED UNTIL REPAIRED OR THAT THE STRUCTURE BE DEMOLISHED.

WHEREAS, the City Council of the City of Elizabeth City finds that the property described herein is unfit for human habitation under the local and state codes, and that all the provisions of said codes have been met as a condition of the adoption of this Ordinance; and

WHEREAS, said structure should be demolished as directed by the Building Inspector, and should be placarded by placing thereon a notice prohibiting use for human habitation; and

WHEREAS, the owners of said structure have been given a reasonable opportunity to bring the premises up to the standards of the subject codes in accordance and pursuant to an order issued by the Building Inspector on **03-08-2012** and the owner has failed to comply with said order;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Elizabeth City that:

Section 1. The Building Inspector is hereby authorized and directed to place on the building located at **1114 Southern Avenue** a sign containing the legend:

"This building is unfit for human habitation; the use or occupancy of this building for human habitation is prohibited and unlawful."

Section 2. The Building Inspector is hereby authorized and directed to proceed to demolish the above-described structure in accordance with his order to the owner thereof dated **03-08-2012** and after abatement, then charge the

property owners for all expenses incurred, including any accrued interest after the initial billing.

Section 3. It shall be unlawful for any person to remove or cause to be removed said placard from any building to which it is affixed. It shall likewise be unlawful for any person to occupy or to permit the occupancy of any building herein declared to be unfit for human habitation.

Section 4. This Ordinance shall become effective upon its adoption.

ADOPTED, this 25th day of June 2012.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

**ORDINANCE #2012-07
CONDEMNATION AND DEMOLITION
709 PARK STREET**

AN ORDINANCE DIRECTING THE BUILDING INSPECTOR TO REPAIR OR DEMOLISH THE PROPERTY HEREIN DESCRIBED AS UNFIT FOR HUMAN HABITATION AND DIRECTING THAT A NOTICE BE PLACED THEREON THAT THE SAME MAY NOT BE OCCUPIED UNTIL REPAIRED OR THAT THE STRUCTURE BE DEMOLISHED.

WHEREAS, the City Council of the City of Elizabeth City finds that the property described herein is unfit for human habitation under the local and state codes, and that all the provisions of said codes have been met as a condition of the adoption of this Ordinance; and

WHEREAS, said structure should be demolished as directed by the Building Inspector, and should be placarded by placing thereon a notice prohibiting use for human habitation; and

WHEREAS, the owners of said structure have been given a reasonable opportunity to bring the premises up to the standards of the subject codes in

accordance and pursuant to an order issued by the Building Inspector on **03-21-2012** and the owner has failed to comply with said order;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Elizabeth City that:

Section 1. The Building Inspector is hereby authorized and directed to place on the building located at **709 Park Street** a sign containing the legend:

"This building is unfit for human habitation; the use or occupancy of this building for human habitation is prohibited and unlawful."

Section 2. The Building Inspector is hereby authorized and directed to proceed to demolish the above-described structure in accordance with his order to the owner thereof dated **03-21-2012** and after abatement, then charge the property owners for all expenses incurred, including any accrued interest after the initial billing.

Section 3. It shall be unlawful for any person to remove or cause to be removed said placard from any building to which it is affixed. It shall likewise be unlawful for any person to occupy or to permit the occupancy of any building herein declared to be unfit for human habitation.

Section 4. This Ordinance shall become effective upon its adoption.

ADOPTED, this 25th day of June 2012.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

**ORDINANCE #2012-08
CONDEMNATION AND DEMOLITION
613 W. CYPRESS STREET**

AN ORDINANCE DIRECTING THE BUILDING INSPECTOR TO REPAIR OR DEMOLISH THE PROPERTY HEREIN DESCRIBED AS UNFIT FOR HUMAN HABITATION AND DIRECTING THAT A NOTICE BE PLACED THEREON

THAT THE SAME MAY NOT BE OCCUPIED UNTIL REPAIRED OR THAT THE STRUCTURE BE DEMOLISHED.

WHEREAS, the City Council of the City of Elizabeth City finds that the property described herein is unfit for human habitation under the local and state codes, and that all the provisions of said codes have been met as a condition of the adoption of this Ordinance; and

WHEREAS, said structure should be demolished as directed by the Building Inspector, and should be placarded by placing thereon a notice prohibiting use for human habitation; and

WHEREAS, the owners of said structure have been given a reasonable opportunity to bring the premises up to the standards of the subject codes in accordance and pursuant to an order issued by the Building Inspector on **03-20-2012** and the owner has failed to comply with said order;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Elizabeth City that:

Section 1. The Building Inspector is hereby authorized and directed to place on the building located at **613 W. Cypress Street** a sign containing the legend:

"This building is unfit for human habitation; the use or occupancy of this building for human habitation is prohibited and unlawful."

Section 2. The Building Inspector is hereby authorized and directed to proceed to demolish the above-described structure in accordance with his order to the owner thereof dated **03-20-2012** and after abatement, then charge the property owners for all expenses incurred, including any accrued interest after the initial billing.

Section 3. It shall be unlawful for any person to remove or cause to be removed said placard from any building to which it is affixed. It shall likewise be unlawful for any person to occupy or to permit the occupancy of any building herein declared to be unfit for human habitation.

Section 4. This Ordinance shall become effective upon its adoption.

ADOPTED, this 25th day of June 2012.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

**ORDINANCE #2012-09
CONDEMNATION AND DEMOLITION
527 MADRIN STREET**

AN ORDINANCE DIRECTING THE BUILDING INSPECTOR TO REPAIR OR DEMOLISH THE PROPERTY HEREIN DESCRIBED AS UNFIT FOR HUMAN HABITATION AND DIRECTING THAT A NOTICE BE PLACED THEREON THAT THE SAME MAY NOT BE OCCUPIED UNTIL REPAIRED OR THAT THE STRUCTURE BE DEMOLISHED.

WHEREAS, the City Council of the City of Elizabeth City finds that the property described herein is unfit for human habitation under the local and state codes, and that all the provisions of said codes have been met as a condition of the adoption of this Ordinance; and

WHEREAS, said structure should be demolished as directed by the Building Inspector, and should be placarded by placing thereon a notice prohibiting use for human habitation; and

WHEREAS, the owners of said structure have been given a reasonable opportunity to bring the premises up to the standards of the subject codes in accordance and pursuant to an order issued by the Building Inspector on **03-09-2012** and the owner has failed to comply with said order;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Elizabeth City that:

Section 1. The Building Inspector is hereby authorized and directed to place on the building located at **527 Madrin Street** a sign containing the legend:

"This building is unfit for human habitation; the use or occupancy of this building for human habitation is prohibited and unlawful."

Section 2. The Building Inspector is hereby authorized and directed to proceed to demolish the above-described structure in accordance with his order to the owner thereof dated **03-09-2012** and after abatement, then charge the property owners for all expenses incurred, including any accrued interest after the initial billing.

Section 3. It shall be unlawful for any person to remove or cause to be removed said placard from any building to which it is affixed. It shall likewise be unlawful for any person to occupy or to permit the occupancy of any building herein declared to be unfit for human habitation.

Section 4. This Ordinance shall become effective upon its adoption.

ADOPTED, this 25th day of June 2012.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

**ORDINANCE #2012-10
CONDEMNATION AND DEMOLITION
409 MILL STREET**

AN ORDINANCE DIRECTING THE BUILDING INSPECTOR TO REPAIR OR DEMOLISH THE PROPERTY HEREIN DESCRIBED AS UNFIT FOR HUMAN HABITATION AND DIRECTING THAT A NOTICE BE PLACED THEREON THAT THE SAME MAY NOT BE OCCUPIED UNTIL REPAIRED OR THAT THE STRUCTURE BE DEMOLISHED.

WHEREAS, the City Council of the City of Elizabeth City finds that the property described herein is unfit for human habitation under the local and state codes, and that all the provisions of said codes have been met as a condition of the adoption of this Ordinance; and

WHEREAS, said structure should be demolished as directed by the Building Inspector, and should be placarded by placing thereon a notice prohibiting use for human habitation; and

WHEREAS, the owners of said structure have been given a reasonable opportunity to bring the premises up to the standards of the subject codes in accordance and pursuant to an order issued by the Building Inspector on **02-08-2012** and the owner has failed to comply with said order;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Elizabeth City that:

Section 1. The Building Inspector is hereby authorized and directed to place on the building located at **409 Mill Street** a sign containing the legend:

"This building is unfit for human habitation; the use or occupancy of this building for human habitation is prohibited and unlawful."

Section 2. The Building Inspector is hereby authorized and directed to proceed to demolish the above-described structure in accordance with his order to the owner thereof dated **02-08-2012** and after abatement, then charge the property owners for all expenses incurred, including any accrued interest after the initial billing.

Section 3. It shall be unlawful for any person to remove or cause to be removed said placard from any building to which it is affixed. It shall likewise be unlawful for any person to occupy or to permit the occupancy of any building herein declared to be unfit for human habitation.

Section 4. This Ordinance shall become effective upon its adoption.

ADOPTED, this 25th day of June 2012.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

**ORDINANCE #2012-11
CONDEMNATION AND DEMOLITION
606 CALE STREET**

AN ORDINANCE DIRECTING THE BUILDING INSPECTOR TO REPAIR OR DEMOLISH THE PROPERTY HEREIN DESCRIBED AS UNFIT FOR HUMAN HABITATION AND DIRECTING THAT A NOTICE BE PLACED THEREON THAT THE SAME MAY NOT BE OCCUPIED UNTIL REPAIRED OR THAT THE STRUCTURE BE DEMOLISHED.

WHEREAS, the City Council of the City of Elizabeth City finds that the property described herein is unfit for human habitation under the local and state codes, and that all the provisions of said codes have been met as a condition of the adoption of this Ordinance; and

WHEREAS, said structure should be demolished as directed by the Building Inspector, and should be placarded by placing thereon a notice prohibiting use for human habitation; and

WHEREAS, the owners of said structure have been given a reasonable opportunity to bring the premises up to the standards of the subject codes in accordance and pursuant to an order issued by the Building Inspector on **04-10-2012** and the owner has failed to comply with said order;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Elizabeth City that:

Section 1. The Building Inspector is hereby authorized and directed to place on the building located at **606 Cale Street** a sign containing the legend:

"This building is unfit for human habitation; the use or occupancy of this building for human habitation is prohibited and unlawful."

Section 2. The Building Inspector is hereby authorized and directed to proceed to demolish the above-described structure in accordance with his order to the owner thereof dated **04-10-2012** and after abatement, then charge the property owners for all expenses incurred, including any accrued interest after the initial billing.

Section 3. It shall be unlawful for any person to remove or cause to be removed said placard from any building to which it is affixed. It shall likewise be unlawful for any person to occupy or to permit the occupancy of any building herein declared to be unfit for human habitation.

Section 4. This Ordinance shall become effective upon its adoption.

ADOPTED, this 25th day of June 2012.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

**ORDINANCE #2012-12
CONDEMNATION AND DEMOLITION
713 S. MARTIN LUTHER KING, JR. DRIVE**

AN ORDINANCE DIRECTING THE BUILDING INSPECTOR TO REPAIR OR DEMOLISH THE PROPERTY HEREIN DESCRIBED AS UNFIT FOR HUMAN HABITATION AND DIRECTING THAT A NOTICE BE PLACED THEREON THAT THE SAME MAY NOT BE OCCUPIED UNTIL REPAIRED OR THAT THE STRUCTURE BE DEMOLISHED.

WHEREAS, the City Council of the City of Elizabeth City finds that the property described herein is unfit for human habitation under the local and state codes, and that all the provisions of said codes have been met as a condition of the adoption of this Ordinance; and

WHEREAS, said structure should be demolished as directed by the Building Inspector, and should be placarded by placing thereon a notice prohibiting use for human habitation; and

WHEREAS, the owners of said structure have been given a reasonable opportunity to bring the premises up to the standards of the subject codes in accordance and pursuant to an order issued by the Building Inspector on **03-10-2012** and the owner has failed to comply with said order;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Elizabeth City that:

Section 1. The Building Inspector is hereby authorized and directed to place on the building located at **713 S. Martin Luther King, Jr. Drive** a sign containing the legend:

"This building is unfit for human habitation; the use or occupancy of this building for human habitation is prohibited and unlawful."

Section 2. The Building Inspector is hereby authorized and directed to proceed to demolish the above-described structure in accordance with his order to the owner thereof dated **03-10-2012** and after abatement, then charge the property owners for all expenses incurred, including any accrued interest after the initial billing.

Section 3. It shall be unlawful for any person to remove or cause to be removed said placard from any building to which it is affixed. It shall likewise be unlawful for any person to occupy or to permit the occupancy of any building herein declared to be unfit for human habitation.

Section 4. This Ordinance shall become effective upon its adoption.

ADOPTED, this 25th day of June 2012.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

**ORDINANCE #2012-13
CONDEMNATION AND DEMOLITION
502 BRITE AVENUE**

AN ORDINANCE DIRECTING THE BUILDING INSPECTOR TO REPAIR OR DEMOLISH THE PROPERTY HEREIN DESCRIBED AS UNFIT FOR HUMAN HABITATION AND DIRECTING THAT A NOTICE BE PLACED THEREON THAT THE SAME MAY NOT BE OCCUPIED UNTIL REPAIRED OR THAT THE STRUCTURE BE DEMOLISHED.

WHEREAS, the City Council of the City of Elizabeth City finds that the property described herein is unfit for human habitation under the local and state codes, and that all the provisions of said codes have been met as a condition of the adoption of this Ordinance; and

WHEREAS, said structure should be demolished as directed by the Building Inspector, and should be placarded by placing thereon a notice prohibiting use for human habitation; and

WHEREAS, the owners of said structure have been given a reasonable opportunity to bring the premises up to the standards of the subject codes in accordance and pursuant to an order issued by the Building Inspector on **04-19-2011** and the owner has failed to comply with said order;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Elizabeth City that:

Section 1. The Building Inspector is hereby authorized and directed to place on the building located at **502 Brite Avenue** a sign containing the legend:

"This building is unfit for human habitation; the use or occupancy of this building for human habitation is prohibited and unlawful."

Section 2. The Building Inspector is hereby authorized and directed to proceed to demolish the above-described structure in accordance with his order to the owner thereof dated **04-19-2011** and after abatement, then charge the property owners for all expenses incurred, including any accrued interest after the initial billing.

Section 3. It shall be unlawful for any person to remove or cause to be removed said placard from any building to which it is affixed. It shall likewise be unlawful for any person to occupy or to permit the occupancy of any building herein declared to be unfit for human habitation.

Section 4. This Ordinance shall become effective upon its adoption.

ADOPTED, this 25th day of June 2012.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

END OF CONSENT AGENDA

6} REGULAR AGENDA:

a} Call for Public Hearing – Receive comments regarding amendments to Section 42-85(2) of the City's Code of Ordinances to decrease the sight visibility triangle height from three feet to two feet.

Mayor Peel called upon Councilman Stimatz for comments.

Councilman Stimatz stated in reading the write up he had some concerns. He doesn't agree with this amendment. The Study Commission says, "Decreasing of site triangle requirements would create a safer driving experience and the proactive attempt at reducing the particular threat to public health and would serve in the best interest and well being of all individuals." He will take exception on all three. One, what threat? Do we have data that shows an inordinate amount of accidents that were caused because the site triangle was blocked at the current level? Two, where is the data showing those three feet is inadequate? And three, by reducing it from 3 feet to 2 feet would have an inordinately critical impact on historic homes and all fences and hedges in the entire City. There is no grandfathering with this. The ordinance as written is proposed the same. His problem with this whole thing is that we haven't enforced the existing three foot rule. In fact, the City is in violation because the sign in front of this building is in the site triangle. There are many other instances around this City so before we go jumping thinking two is better than three he would make the following motion.

A motion was made by Councilman J. A. Stimatz, seconded by Councilwoman J. M. Baker that we have a targeted enforcement effort on this problem for the next six months and then revisit it then. Those voting in favor of the motion were: Stimatz, Baker, Brooks, Donnelly, Hill-Lawrence, Hummer, Spence and Walton. Against: None. Motion carried.

b} Appointments/Reappointments to Various Boards/Commissions:

1} Community Relations Commission:

Mayor Peel asked for confirmation of reappointing Dr. Anthony Sharpe to an additional three-year term on the Community Relations Commission.

A motion was made by Councilwoman L. A. Hummer, seconded by Councilwoman L. M. Hill-Lawrence to confirm the appointment of Dr. Anthony Sharpe to an additional three-year term on the Community Relations Commission.

Roll Call Vote

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

Spence **Yes**
Donnelly **Yes**

Motion carried with a 6 yes – 0 nay vote

2} Animal Control Board:

Mayor Peel asked for confirmation of Ms. Peggy Watts as a member of the Elizabeth City Animal Control Board.

A motion was made by Councilwoman J. M. Baker, seconded by Councilman M. E. Brooks to confirm the appointment of Ms. Peggy Watts as a member of the Elizabeth City Animal Control Board to expire December 2013.

Roll Call Vote

Brooks **Yes**
Stimatz **Yes**
Hill-Lawrence **Yes**
Walton **Yes**
Hummer **Yes**
Baker **Yes**
Spence **Yes**
Donnelly **Yes**

Motion carried with a 6 yes – 0 nay vote

Mayor Peel asked for confirmation of Mr. John Graves as a member of the Elizabeth City Animal Control Board.

A motion was made by Councilwoman L. A. Hummer, seconded by Councilman M. E. Brooks to confirm the appointment of Mr. John Graves as a member of the Elizabeth City Animal Control Board to expire December 2013.

Roll Call Vote

Brooks **Yes**
Stimatz **Yes**
Hill-Lawrence **Yes**
Walton **Yes**
Hummer **Yes**
Baker **Yes**

Spence **Yes**
Donnelly **Yes**

Motion carried with a 6 yes – 0 nay vote

3} Senior Citizens Advisory Board

Mayor Peel asked for confirmation of reappointing Ms. Catherine Turner to an additional two-year term on the Senior Citizens Advisory Board.

A motion was made by Councilwoman L. A. Hummer, seconded by Councilman M. E. Brooks to confirm the reappointment of Ms. Catherine Turner for an additional two-year term on the Senior Citizens Advisory Board.

Roll Call Vote

Brooks **Yes**
Stimatz **Yes**
Hill-Lawrence **Yes**
Walton **Yes**
Hummer **Yes**
Baker **Yes**
Spence **Yes**
Donnelly **Yes**

Motion carried with a 6 yes – 0 nay vote

c} Award of Community Support Grants:

Mayor Peel called upon City Manager Olson for comments.

Mr. Olson replied at the last City Council meeting Coach Staten appeared before the City Council asking for support for his AAU 13 and under team so that they can attend a tournament in Orlando, Florida. He requested \$100 per player. In addition, the City had received a request from Coach Moore who coaches the AAU 16 team who did not put a specific dollar allocation in his request. The Finance Committee met last week and they recommended that the City Council give Coach Staten's team \$100 per person. They instructed staff to get with Coach Moore and see if he would make a formal request for the same amount of money. If not he would get the \$500 allocated last year. At tonight's comments from the public, Coach Tolson requested the same \$100 as the other team. The recommendation from the Finance Committee was to allocate \$100 per person to each team.

A motion was made by Councilman M. E. Brooks, seconded by Councilwoman L. M. Hill-Lawrence to allocate AAU -16 Basketball Team \$100 per person to attend the tournament in Orlando, Florida. Those voting in favor of the motion were: Brooks, Hill-Lawrence, Baker, Donnelly, Hummer, Spence, Stimatz and Walton. Against: None. Motion carried.

d} Adoption of Fiscal year 2011-2012 Year End Budget Amendment Ordinance.

Mayor Peel called upon City Manager Olson for comments.

Mr. Olson stated you have in front of you the last budget amendments for fiscal year 2011-2012. Annually when the City has the last meeting of June we go ahead and clean up our books and make the necessary adjustments, called budget amendments, to it. You have all the budget amendments that we need to balance Section I of the Budget Amendment. We are taking the \$158,395 from the reserves to pay for those items listed under Section I. Under Section II we plan on utilizing police forfeiture funds in the amount of \$2,525 to help fund some police capital outlay. Section III deals with increase funding we received from the Parks and Recreation Department for Waterfront Market Vendors fees of \$4,000. That is being spent back to the Parks and Rec Department. Section IV of the Budget Amendment deals with the bike trail grant that we have from NCDOT. We did not budget any money in that account but we do have funds available through NCDOT in the amount of \$34,800. Section V deals with additional costs associated with the filter rehab project in the amount of \$32,130. We will be using water and sewer impact fees to pay for that amount. Finally, Section VI deals with miscellaneous transfers from the Stormwater Fund of \$5,000 to pay some intersection improvements at Water Street and Stormwater Retained Earnings at \$5,000 to pay for additional Water Street intersection improvements. The Finance Committee recommends approving all these items.

Mayor Pro Tem Walton stated he sees where Mr. Olson has Parks and Recreation Organized Programs for South Park in the amount of \$16,500. Then you have Parks and Recreation Supplies for \$15,000. Then Parks and Recreation South Park Sports Complex in the amount of \$3,080. Did you get approval to spend this money? Please explain.

Mr. Olson replied the Parks and Recreation Organized Programs and departmental supplies are offset by additional revenue created by the South Park Sports Complex such as entry fees or concessions fees, etc.

A motion was made by Councilman J. A. Stimatz, seconded by Councilwoman J. M. Baker to adopt the attached Budget Amendments for FY 2011-2012. Those voting in favor of the motion were: Stimatz, Baker, Brooks, Donnelly, Hill-Lawrence, Hummer, Spence and Walton. Against: None. Motion carried.

**BUDGET AMENDMENTS
NUMBER 2012-07
JUNE 25, 2012**

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, 2012:

SECTION I.

(103990.0000)	General Fund Balance Appropriated	\$158,395
(104100.1100)	Legislative Communications	7,200
(104200.0300)	Administrative Part-time Salaries & Wages	4,500
(104600.4500)	Tax Contracted Services	4,000
(105400.4600)	Inspections Housing Demolitions	3,500
(105800.1700)	Sanitation Maintenance to Vehicles	75,000
(106200.2300)	Parks & Rec Organized Programs - South Park	16,500
(106200.3100)	Parks & Recreation Automotive Supplies	15,000
(106200.3300)	Parks & Rec Departmental Supplies - South Park	15,000
(106200.7308)	Parks & Recreation South Park Sports Complex	3,080
(106600.5880)	Elections	12,615
(106700.0700)	Elizabeth City Downtown Retirement	2,000

(To record overages in General Fund.)

SECTION II.

(103220.0022)	Police Federal Forfeiture Funds	\$2,525
(105100.7400)	Police Capital Outlay	\$2,525

(To record receipt of federal forfeiture funds to be used to purchase camera system for processing evidence.)

SECTION III.

(103650.1000)	Parks & Rec Waterfront Market Vendor Fees	\$4,000
(106200.4600)	Parks & Rec Waterfront Market Expenditures	\$4,000

(To record revenues and expenditures for Waterfront Market.)

SECTION IV.

(103490.6206)	Parks & Rec Bike Trail Grant – DOT	\$34,800
(106200.7313)	P & R Bike Trail Grant Expenditures	\$34,800

(To record revenues and expenditures for Bike Trail Grant.)

SECTION V.

(333930.0007)	Water and Sewer Impact Fees	\$32,130
(334004.7350)	Filter Rehab Project	\$32,130

(To record final change order for Filter Rehab Project.)

SECTION VI.

(433970.8500)	Transfer from Stormwater Fund	\$5,000
(437311.0000)	Water Street Intersection Improvements	\$5,000
(343990.0000)	Stormwater Retained Earnings	\$5,000
(348500.9105)	Transfer to Water St Intersect Improvements	\$5,000

(To record overage in Water Street Intersection Improvement.)

ADOPTED, this 25th day of June 2012.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

e} Adoption of Fiscal Year 2012-2013 Annual Budget Ordinance:

Mayor Peel called for a motion to approve the 2012-2013 Annual Budget Ordinance.

A motion was made by Councilwoman J. M. Baker to adopt FY 2012-2013 Budget Ordinance. Motion died for lack of a second.

Mr. Olson stated that it is a requirement of State Statutes that the City Council adopts a budget by June 30th of this year. If there are changes that need to be made to the budget just instruct staff what you want us to do.

Mayor Pro Tem Walton asked if the budget is not approved by June 30th, what will happen then.

Mr. Olson replied we would have to send notice to the LGC and we would have to adopt an interim budget which would include all operating expenses.

Finance Director Blanchard said that we have never had to do an interim budget. She is not sure how long an interim budget is good for but she knows it sends a message that the Council can't make a decision. It is very seldom done but she can find out how long an interim budget would have to be approved for.

Councilman Donnelly asked if we went to an interim budget is that at the discretion of city staff.

Mr. Olson replied that Council would have to adopt an interim budget.

Councilman Spence said he has a couple of questions about the budget. He doesn't want people to think that he is against AoA because he supports AoA. In the budget they were given an additional \$25,000. He thinks he read in the paper the other day that they got that \$25,000 donated from another source.

Councilwoman Baker said you did but it was incorrect information.

Mr. Spence stated he thought they were going to come here tonight like the basketball teams, etc. We discussed this at the last meeting. He doesn't have a problem giving them what we have been giving them but he does have a problem giving them an additional \$25K.

Mayor Peel said there is not an additional amount. It is the same amount of money that we gave them last year. The amount is the same but the difference is last year it was \$50,000 and now there is \$75,000. \$25K has been designated for AoA and the other \$50K is for all the community agencies.

Mr. Olson stated that the City last year allocated \$10K out of the General Fund and \$15K out of TDA funds for a total contribution of \$25K last year. This year the total \$25K will come out of the General Fund.

Mayor Pro Tem Walton stated to make it clear if you don't hear certain words it won't become clear to you. Last year we got a certain amount of it from one location, a pot of funds, that we do have some type of authority over. This year he is talking about getting the entire \$25K from one location. That is the General Fund.

Councilman Brooks said the clarification point is the \$25K that we voted to come out of the General Fund and the community grant, they can still get money from the community grant funds. If we took all the people that applied for community grants and did the same thing that we did with AoA then that would be fair, but AoA essentially was in a financial dilemma. AAU came up and told us why they were asking for funds. We need to give everyone an equal opportunity and then let Council decide. The \$25K that was voted on to give AoA they can still draw money from the community grants funds.

Mayor Peel said it could be but that would be Council's decision.

Mr. Brooks said they did not present their critical need. Everyone that got money out of the \$50,000 community grants did the same thing they just asked for it and it went through. They still can draw from that \$50K. They get a chance to dip twice while others get a chance to dip once. That is the point he is trying to make.

Mayor Pro Tem Walton said he doesn't have a problem with AoA. The problem that is facing us now is nobody seems like they are satisfied with the budget. We have talked budget for a whole lot of meetings and a whole lot of hours. Then we come up here and we might have to go to an interim budget. It is not because Council won't make a decision. The problem is Council must not be excited about the decisions that we are making. He has some problems with this budget. Everybody else up here must have some problems but what we need to do is go around the table and see what the problems are so if we do pass an interim budget it won't take us long to correct it.

Mr. Spence said the second issue he has is the weatherization. If Councilman Brooks was renting a house; would we give him money to weatherize his house even if he is renting it or does he have to own the house? He doesn't think it is fair for us to go fix up that house for the owners at the city's expense.

Mayor Peel said the way that is written is rental houses would be eligible for weatherization money. It would be done in conjunction with federal dollars if they are available and would pay a percentage of what the landlord would receive. The idea behind that was we are trying to help the people. We have a lot of rental houses in this town and we have a lot of people living in rental

houses that are not efficient and if we can get the landlords to agree to make their property better and improve it then it would really help everybody.

Mr. Spence said then the landlords would be responsible for something. He is just not going to get his property fixed up.

Mayor Peel said no he would have to pay his share as well.

Mayor Pro Tem Walton said this is one of the items that he has a problem with as we did not spend all the money we had last year. Now you are asking for \$100,000 more. There are a lot of elderly people around here that can't pay those utility bills. Until we take care of those people we are not accomplishing much. There are a lot of houses in Elizabeth City that need to be audited and taken care of that can keep the elderly people from losing their homes or having to go live with their children. That is what we need information on.

Mayor Peel said we have that information and that is the very reasons he organized that commission because that money was not being spent. That is why in the recommendations there are several in there this Council will get a report on the weatherization three times a year so we can make sure that it is done. It is also why we have developed the efficiency rating scales so we can attack those homes that are the least efficient and do it first because those are the people that need help. We have tried to address those very issues that you brought up. Because of the number of homes we found the need for weatherization that is why the commission recommended an increase in funding.

Councilwoman Hummer stated she came with some prepared notes tonight because she does not like a lot of things she sees in the budget. We don't have a motion on the floor but she would still like to talk about some issues she has. Her comments are based on the concerns that are brought to her by the citizens and her biggest concern is raising the electric rates and raising taxes both in the same fiscal year. Of course, Council has already voted to increase electric rates for the second delivery point and to strengthen the fund balance. Her concern is this. We have known for a long time that the fund balance was getting low for several reasons. Mainly, we had a mild winter which caused our revenue to go down. In other words, this is our main source of revenue for our City. For that reason--- when we know we are dependent on the weather and we are going to have a mild season, we need to find another way to fill some of the gap in that lost revenue and we cannot do it by spending recklessly. We have been spending all over the place in these budget sessions. She doesn't have the solution but she thinks we as a body need to look more closely at our needs verses our desires. On the second delivery point we allocated \$3.5 million in 2010 and again in 2011. We allocated debt payment for this project in both those budgets but instead of holding in a specific line item we had to use to

purchase the Lowry property. So, some of these specific allocations get eaten up in the budget when we have a shortfall. Then we just allocate again if we go forward with that project. It just proves to her that we as a city council are not keeping a watchful eye on these shortfalls and trying to cutback on our spending at budget time. That brings her to the retreat which we had and the direction that we gave our city manager to look at when putting his proposed budget together. We asked that he choose a couple of critical items for which we would probably have to raise taxes and we asked that he look at making a tax increase a temporary one and let the citizens know when that temporary increase might come off. We went over many items and tried to prioritize our needs. When we got into our first budget session we were presented an enhanced list of items that would require a tax increase to implement and most of those items were not discussed in our retreat. It looks like almost all of them have been adopted. In this tight year we have added \$2500 to Council's out of town travel budget. We funded a dog park which was not at the top of our list at the retreat. Community grant funding escalated from \$50,000 to \$75,000. We now have to find \$38,000 for a match to a grant for bath house at the waterfront. We had a highly contentious conversation in a budget work session about funding fire and police vehicles, which should have been one of our top priorities, public safety and the safety of our employees. It shouldn't have even been up for grabs. She can't believe that some of us had a hard time comprehending the critical need for a new fire truck for our Fire Department that sometimes responds to emergencies and the brakes fail when they go to stop. Then every single year, when shortages in revenue start to pop up, some of us turn to our employees and without even asking them attempt to take away their 401K and some of their health benefits. Most employees can't purchase family health insurance from the City's group carrier because it is too expensive but some of us want to gut their individual health benefits. She would like to point out a couple more things that she thought we agreed on during our retreat. One was we would attempt to balance the competing needs and interests in our community. Balance means trying to do the same thing for every group and be fair about it. The other was to emphasize support for the projects that will benefit the most citizens. That's what we should always try to do. She doesn't like a lot of things she sees in this budget. There are a lot of good things in it but there has been too much spending on things that do not benefit the entire community and when the budget is put on the floor she will vote in protest.

Mr. Donnelly stated based on this discussion most of his concerns have been addressed and he agrees with Councilman Stimatz this is not policy or policy setting but it is the budget that we are looking at. He is very uncomfortable holding our employees' COLA hostage in this whole process.

A motion was made by Councilman R. T. Donnelly, seconded by Councilman J. A. Stimatz to adopt the following 2012-2013 Budget Ordinance as presented.

Mr. Brooks said first of all we were talking about the electric rate. Rich Olson sit there and told us that if we did not raise the electric rate that we would not be able to pay our bills. Everybody sitting here heard him say that. Then we look at the budget and we have got money going everywhere but yet we didn't have the money to pay our bills. He understands the concerns. We had it right the first time when we didn't vote. Since Councilman Donnelly listen to Tony saying we are holding the budget hostage we are not holding it hostage. People are having problems with \$23,200 for a dog park when they can't even pay their electric bill. We have \$300,000 the City receives in reconnect fees. Those are people that can't pay their bills but we still raised the electric rates. In the mean time we give away money. We gave \$25K to the AoA. That is a pet peeve in the community. We give \$25K to the Arts of the Albemarle. We had a discussion as to whether or not that \$100,000 came in the weatherization. We were being told it is the city manager's budget. In 2012-2013 Budget Ordinance, Number 4 it says, "Due to a series of anticipated recommendations from the Mayor's Energy Committee, staff has increased funding for the City's weatherization related program to \$200,000." Due to an anticipated recommendation; this Council did not vote on that item but the City Manager put it in this budget. We pulled the minutes and it was an untruth to say we had voted on it. A hundred thousand dollars just like that but we can't pay our bills. We need to listen to what our citizens are saying. They don't work for us but we work for them. We are their servants. We are not holding the employees hostage with the 1.5% COLA. He believes they should have gotten a 2.5% COLA. What was perplexing about that was Councilman Donnelly made the motion and Stimatz seconded it. Then the next meeting you came back and said your constituents felt you should make a deal on the employees health care. That was not good. We are all over the place. If we push it through we are still all over the place. Don't you think the people on the other side of that camera is lacking of common sense. This frustration is coming from the people. He knows there are a lot of animal lovers and he loves animals but to toss \$23,200 for a dog park when people are anticipating \$300,000 in reconnect fees is ridiculous. He thinks we need another meeting and try to get this thing ironed out.

Mayor Peel said that we have been meeting on this thing for six weeks or so, so what do we need. Do we take the dog park out? That is the only thing he has heard you say that you were concerned about.

A motion was made by Councilman M. E. Brooks, seconded by Mayor Pro Tem J. B. Walton to amend the motion on the floor to

remove the \$23,200 from the 2012-2013 Budget for the dog park.

Councilwoman Hill-Lawrence stated you know what her concern is. It was then and it has not change and that is she is not in favor of a tax increase. She does not think we should be raising property taxes after just raising electric rates. She is not going to change on that and she is not going to alter how she feels about it.

Councilwoman Baker stated she wanted to say that everybody has a pet peeve. Everybody has a problem with something whether it is weatherization money or basketball money or kids that want to do this or that or if we can pay our electric bill in July or not. If we didn't raise the rates we wouldn't have been able to pay it out of that fund in July. We are never going to come to common terms with everything everyone needs or wants in the budget. The dog park at \$23,200 it doesn't make any sense to her that we can't just deal with the budget, get the budget ordinance together and do like we always do which is amend the budget as we go. We have done that for the ten years she has been on this Council. We have never once agreed on the budget and it is not going to be any different this year.

Mayor Peel said we have a motion to amend the motion to adopt the budget with the removal of the money for the dog park.

Those voting in favor of the motion were: Brooks, Hill-Lawrence, Hummer, Spence, Stimatz and Walton. Against: Baker and Donnelly. Motion carried.

Mayor Peel called for a roll call vote on the original motion to approve the 2012-2013 Budget Ordinance:

Roll Call Vote:

<i>Brooks</i>	<i>yes</i>
<i>Stimatz</i>	<i>yes</i>
<i>Hill-Lawrence</i>	<i>no</i>
<i>Walton</i>	<i>no</i>
<i>Hummer</i>	<i>yes in protest</i>
<i>Baker</i>	<i>yes</i>
<i>Spence</i>	<i>yes</i>
<i>Donnelly</i>	<i>yes</i>

Motion carried with 6 yes and 2 no.

ORDINANCE #2012-14
FY 2012-2013
BUDGET ORDINANCE

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, 2012 and ending June 30, 2013:

General Fund

Current Year's Property Taxes	\$6,394,500
Delinquent Property Taxes	426,405
Franchise Taxes	1,301,000
Powell Bill Funds	490,000
Local Option Sales Tax	2,702,821
Investment Earnings	5,000
Licenses and Permits	571,900
Sales and Services	1,874,077
Payments in Lieu of Taxes & Services	1,950,000
Other Revenues	3,579,651
Transfer from Building Capital Reserve	191,500
Fund Balance Appropriated – Powell Bill	497,388
TOTAL GENERAL FUND REVENUES	\$19,984,242

Electric Fund

Energy Sales	\$38,422,000
Other Revenues	5,990,866
TOTAL ELECTRIC FUND REVENUES	\$44,412,866

Water & Sewer Fund

Water Sales	\$4,550,000
Sewer Sales	2,685,739
Other Revenues	2,045,125
TOTAL WATER & SEWER FUND REVENUES	\$ 9,280,864

Stormwater Utility Fund

Residential Revenue	\$ 200,000
Commercial Revenue	195,000
Other Revenues	1,060,015
TOTAL STORMWATER UTILITY FUND REVENUES	\$ 1,455,015

Building Capital Reserve Fund

Fund Balance Appropriated	\$191,500
TOTAL BUILDING CAPITAL RESERVE FUND REVENUES	\$191,500
SUBTOTAL	\$75,324,487
LESS INTERFUND PAYMENTS	<2,425,585>
TOTAL	\$72,898,902

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, 2012 and ending June 30, 2013.

General Fund

Legislative	\$ 131,449
Administrative	351,632
Finance	365,245
Tax	100,000
Legal	65,800
Planning	384,531
Public Building	254,258
Police	5,768,140
Fire	4,336,675
Fire Inspections	303,359
Inspections	410,329
Public Works	3,795,430
Parks and Recreation	2,771,748
Non-Departmental	713,482
Human Resources/Safety Liability	232,164
TOTAL GENERAL FUND APPROPRIATIONS	\$19,984,242

Electric Fund

Information Technologies	\$ 388,390
Warehouse & Purchasing	194,101
Non-Departmental	34,612,888
Customer Service Department	509,686
Electric Distribution	7,409,873
Energy Management	1,297,928
TOTAL ELECTRIC FUND APPROPRIATIONS	\$44,412,866

Water & Sewer Fund

Data Processing	\$116,329
Non-Departmental	2,023,963
Customer Service Department	486,416
Water Supply & Treatment	1,806,745
Wastewater Treatment	1,650,688
Water & Sewer Maintenance	3,196,723
TOTAL WATER & SEWER FUND APPROPRIATIONS	\$9,280,864

Stormwater Utility Fund

Stormwater Utility	\$ 1,455,015
TOTAL STORMWATER UTILITY FUND APPROPRIATIONS	\$1,455,015

Building Capital Reserve Fund

Transfer to General Fund	\$ 191,500
TOTAL BLDG CAPITAL RESERVE FUND APPROPRIATIONS	\$ 191,500

SUBTOTAL	75,324,487
LESS INTERFUND PAYMENTS	<2,425,585>
TOTAL	\$72,898,902

SECTION 3. There is hereby levied a tax at the rate of \$.495 per \$100 valuation of property as listed for taxes as of January 1, 2012 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 \$1,374,274,662 and an estimated rate of collection of 94 percent.

SECTION 4. There is hereby levied a tax at the rate of \$.06 per \$100 valuation of property listed for taxes as January 1, 2012 located within the Municipal Service Tax District.

SECTION 5. That an increase of 1.5 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

SECTION 8. That the health insurance coverage be authorized with Medcost of the North Carolina League of Municipalities.

SECTION 9. That sanitation fee be increased to \$17 monthly.

SECTION 10. That a surcharge of \$.43/1,000 gallons of water usage be continued.

SECTION 11. That the City of Elizabeth City fee schedule be adopted by reference.

SECTION 12. The Budget Officer shall be authorized to reallocate departmental appropriations among the various expenditures within each department.

SECTION 13. Outstanding purchase orders and projects as of June 30, 2012, are hereby re-appropriated to this budget.

SECTION 14. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

ADOPTED, this 25th day of June 2012.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

f} PAL/Boot Camp

Mayor Peel called upon Councilman Brooks for comments.

Councilman Brooks stated that some citizens have come to him that have their kids in the Boot Camp that PAL normally sponsors. This year it doesn't seem like it is forming like it should for whatever reasons. It is a real good program and most of the kids are disadvantaged young kids. It keeps them off the streets. He went over the list of those that help with the camp as well as an itinerary that is used during the camp. He would like to know why the City has not gotten more involved in making sure this program continues.

Mr. Olson advised that he met with Chief Manley and also Lt. Young last Friday and we didn't think we had time to have a successful program this year due to the timing. We only had seven participants last year and we felt it was not justifiable to have it this year. He said he would be glad to meet with Mr. Brooks on this issue.

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

Councilman Donnelly said he doesn't think we have ever said publicly that as a Council that the laptops and the paperless agenda seems to be working very well and he commends the city staff for coming up with that concept. He is quite please with it. It is almost second nature now and it works out quite well. He was approached regarding North Road Street and is the time frame for completion of that project the end of August or September.

Mr. Olson replied it is the end of August. We do anticipate it will not be ready to open up until mid September.

Councilman Spence said he got an email last week and he wants to commend all the kids in the public schools that were on the honor rolls. In this day and time for kids to be on the honor rolls when there is so much negativity out there it is to be commended. He was wondering if there is a way to get them all a certificate from the City. It is not expensive and we could probably make them here in the office. Kids if they get incentives they will work hard.

Councilwoman Baker said we were talking about skateboard parks and she wanted to say she was at the peach festival yesterday in Knobbs Island and they had a skate board park there. There was one person on the skateboard park. It

was concrete and it was up and down. That is a whole lot of \$80,000 for one or two guys. Congratulations again to the Potato Festival because you probably had a hundred times more people than they had at the peach festival although it was a nice day and the peaches were good. They were South Carolina peaches. The ferry ride was nice and it is always free. She was surprised.

Councilwoman Hummer stated she had no further comments.

Mayor Pro Tem Walton said even though there was only one person there Ms. Baker all of us are different in our own ways and we still need to try to look out for those skateboard people if we can. At the time of day may have been the reason there were no more out there. He doesn't know what the variables are. We should at least try to look out for as many people as we can. The budget process is the hardest thing for the Council each year because people are funny about how they spend their money. We should be funnier on how we spend the citizen's money because we are stewards of their money. After this week is over with we probably won't have but one meeting next month and the rest of the meeting will go so easy because we have already put forth a plan. If we don't come up next year saying in March that we don't have money it would be because we mismanaged money or we didn't do something right. This process is over with and he is glad that it is and he looks forward to the rest of the year.

Councilwoman Hill-Lawrence stated she had no further comments.

Councilman Stimatz stated he had no further comments.

Councilman Brooks stated in 2011 there was a tragedy fire at 620 Roanoke Avenue which claimed the life of a two year old baby. Unfortunately the expenses were too much for the family to have the remains of the house torn down and taken to the landfill. In the spirit of hospitality this Council voted to let Chief Mackey and the Fire Department burn the house down to help with the expenses. Before the house could be burned it was discovered it had asbestos shingles on it and they had to find someone to take the asbestos shingles off. Chief Mackey and those working under his direction on their personal time they went over there and removed the asbestos shingles off the house. He wanted to commend Chief Mackey, Deputy Chief Barry Overman, Battalion Chief Todd Winslow, Fire Fighter Tim Chesson and Fire Fighter William Chappell.

Mayor Peel stated we had Mr. James Jr. and Mr. James, Sr. speak to us about the boxing. Can we add that to the agenda for the July meeting?

Councilman Brooks stated that they need to know one way or the other in order that they can make reservations, etc.

A motion was made by Councilman M. E. Brooks, seconded by Mayor Pro Tem J. B. Walton to contribute \$100 per contestant (8) for a total of \$800 to the Elizabeth City Boxing Club. Those voting in favor of the motion were: Brooks, Walton, Baker, Donnelly, Hill-Lawrence, Hummer, Spence and Stimatz. Against: None. Motion carried.

8} ADJOURNMENT:

Having no other business to come before the Council at this time, Mayor Peel adjourned the meeting at 8:49 p.m.

Dianne S. Pierce-Tamplen, MMC
City Clerk

Joseph W. Peel
Mayor