

MONDAY-7:00 P.M.

AUGUST 8, 2011

CITY COUNCIL

The City Council of the City of Elizabeth City held its first meeting of the month on the above date and time in the City Council Chambers of the Municipal Administration Building with Mayor R. A. McLean presiding. Counselors present were: J. M. Baker, M. E. Brooks, L. M. Hill-Lawrence, L. A. Hummer, R. E. King, B. S. Meggs, J. A. Stimatz and J. B. Walton. City staff members present were: City Manager R. C. Olson, City Clerk D. S. Pierce-Tamplen, City Attorney W. H. Morgan, Deputy City Clerk V. D. White, Planning Director J. C. Brooks, Inspections Director S E. Ward, Police Chief C. E. Crudup, Fire Chief L. M. Mackey, Parks and Recreation Director B. V. White, Electric Director K. F. Clow, Finance Director S. E. Blanchard, and Human Resource Director K. W. Felton.

Mayor R. A. McLean established a quorum was present and called the meeting to order at 7:00 p.m. He called upon Pastor Beverly Mercer for the invocation after which he led the Pledge of Allegiance to the Flag of the United States of America.

1} APPROVAL OF THE AGENDA:

Mayor McLean called for approval of the prepared agenda.

Mayor Pro Tem L. A. Hummer asked to ***add to the Consent Agenda consideration of authorizing the Mayor to execute the Municipal Agreement as proposed by NCDOT for the inspection of the City bridges and remove Item 8-c, Award of Bid for the finishing filters at the Water Treatment Plant from the Consent Agenda and place under the Closed Session as consultation with the City Attorney as per NCGS 143-318.11 (a) (3).***

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

2} COMMENTS FROM THE PUBLIC:

Ms. Joy Musgrove, 402 W. Fearing Street spoke to Council regarding We Are Reason. She asked for any consideration for funding that the Council may give them.

Mr. Willie R. James, 408 Maple Street, Elizabeth City spoke to Council regarding the Elizabeth City Boxing Club. He requested a contribution of funds to assist the Boxing Club in their travel to state competition.

Ms. June Gibbs, Elizabeth City appeared before Council requesting additional seating for Past Times Internet Sweepstakes Café.

Ms. Linda Gibbs, Elizabeth City also spoke regarding additional seating at the Past Times Internet Sweepstakes Café site.

3} APPROVAL OF THE MINUTES:

a} Budget Work Session – April 18, 2011:

A motion was made by Mayor Pro Tem L. A. Hummer, seconded by Councilman R. E. King to approve the minutes of the Budget Work Session held on April 18, 2011 as presented. Those voting in favor of the motion were: Hummer, King, Baker, Brooks, Hill-Lawrence, Meggs, Stimatz and Walton. Against: None. Motion carried.

b} Budget Work Session – May 16, 2011:

A motion was made by Mayor Pro Tem L. A. Hummer, seconded by Councilwoman J. M. Baker to approve the minutes of the Budget Work Session held on May 16, 2011 as presented. Those voting in favor of the motion were: Hummer, Baker, Brooks, Hill-Lawrence, King, Meggs, Stimatz and Walton. Against: None. Motion carried.

c} Budget Work Session – June 6, 2011:

A motion was made by Mayor Pro Tem L. A. Hummer, seconded by Councilwoman J. M. Baker to approve the minutes of the Budget Work Session held on June 6, 2011 as presented. Those voting in favor of the motion were: Hummer, Baker, Brooks, Hill-Lawrence, King, Meggs, Stimatz and Walton. Against: None. Motion carried.

d} Work Session – June 27, 2011:

A motion was made by Mayor Pro Tem L. A. Hummer, seconded by Councilwoman J. M. Baker to approve the minutes of the Work Session held on June 27, 2011 as presented. Those voting in

favor of the motion were: Hummer, Baker, Brooks, Hill-Lawrence, King, Meggs, Stimatz and Walton. Against: None. Motion carried.

e} Regular Session – July 11, 2011:

A motion was made by Mayor Pro Tem L. A. Hummer, seconded by Councilwoman J. M. Baker to approve the minutes of the Regular Session held on July 11, as presented. Those voting in favor of the motion were: Hummer, Baker, Brooks, Hill-Lawrence, King, Meggs, Stimatz and Walton. Against: None. Motion carried.

4} PRESENTATION BY RCCDC GROUP WORK CAMP:

Mayor McLean called upon Lenora Jarvis-Mackey, Executive Director of River City Community Development Commission for comments.

Ms. Jarvis-Mackey presented an economic impact report from the recent Group Workcamp. There were 371 volunteers that participated in the Work Camp. A total of 42 homes were repaired. States that were represented were: Delaware, New Jersey, Ohio, Pennsylvania, New York, Texas, Florida, Connecticut, Wisconsin, Iowa, Maryland and Indiana. A total investment in the community was estimated to be \$298,986.50.

Ms. June Gibbs gave a testimony regarding the help that she received from the Work Camp.

Ms. Pat Hollingsworth also gave a testimony on her participation and work with the Work Camp.

5} CONSENT AGENDA:

Mayor McLean called upon City Manager R. C. Olson to read the items on the Consent Agenda.

A motion was by Councilman R. E. King, seconded by Councilman M. E. Brooks to approve the following Consent Agenda. Those voting in favor of the motion were: King, Brooks, Baker, Hill-Lawrence, Hummer, Meggs, Stimatz and Walton. Against: None. Motion carried.

CONSENT AGENDA:

a} Adopted the following Resolution authorizing financing with RBC Bank for installment purchasing:

**RESOLUTION #1181
AUTHORIZING THE EXECUTION AND DELIVERY OF
AN INSTALLMENT FINANCING CONTRACT IN THE
AMOUNT OF \$755,245.00 WITH RBC BANK (USA) TO
FINANCE THE ACQUISITION OF CERTAIN EQUIPMENT
FOR USE BY THE CITY OF ELIZABETH CITY, NORTH
CAROLINA, AUTHORIZING THE EXECUTION AND
DELIVERY OF RELATED INSTRUMENTS, AND DETERMINING
OTHER MATTERS IN CONNECTION THEREWITH**

BE IT RESOLVED, by the governing body for the City of Elizabeth City, North Carolina (the "Unit");

Section 1. The governing body of the Unit does hereby find and determine:

- a} The City of Elizabeth City proposes the acquisition of certain equipment, which may include fixtures as more fully described in the hereinafter mentioned Contract (collectively, the "Equipment");
- b} After consideration, the governing body of the Unit has determined that the most advantageous manner of financing thereof is by an installment contract pursuant to Section 160A-20 of the General Statutes of North Carolina, as amended;
- c} Pursuant to Section 160A-20, the Unit is authorized to finance the acquisition of personal property, including fixtures, by installment contracts that create a security interest in the property financed to secure repayment of the financing;
- d} RBC Bank (USA) ("RBC Bank (USA)") has proposed that RBC Bank (USA) enter into an Installment Financing Contract with the Unit to finance the Equipment pursuant to which RBC Bank (USA) will lend the Unit the amount \$755,245.00 (the "Contract") and a related Escrow Agreement between the Unit and RBC Bank (USA) (the "Escrow Agreement").

Section 2: The governing body of the Unit hereby authorizes and directs Mayor R. A. McLean to execute, acknowledge and deliver the Contract and Escrow Agreement on behalf of the Unit in such form and substance as the person executing and delivering such instruments on behalf of the Unit shall find acceptable. The Clerk is hereby authorized to affix the official seal of the

City of Elizabeth City to the Contract and the Escrow Agreement and attest the same.

Section 3: The proper officers of the Unit are authorized and directed to execute and deliver any and all papers, instruments, opinions, certificates, affidavits and other documents and to do or cause to be done any and all other acts and things necessary or proper for carrying out this Resolution and the Contract and the Escrow Agreement.

Section 4: Notwithstanding any provision of the Contract or the Escrow Agreement, no deficiency judgment may be rendered against the Unit in any action for breach of a contractual obligation under the Contract or the Escrow Agreement and the taxing power of the Unit is not and may not be pledged directly or indirectly to secure any moneys due under the Contract, the security provided under the Contract being the sole security for RBC Bank (USA).

Section 5: The Unit covenants that, to the extent permitted by the Constitution and laws of the State of North Carolina, it will comply with the requirements of the Internal Revenue Code of 1986, as amended (the "Code") as required do that interest on the Unit's obligations under the Contract will not be included in the gross income of RBC Bank (USA).

Section 6: The Unit hereby represents that it reasonably expects that it, all subordinate entities thereof and all entities issuing obligations on behalf of the Unit will issue in the aggregate less than \$30,000,000 of tax-exempt obligations, including the Contract (not counting private-activity bonds except for qualified 501(c)(3) bonds as defined in the Code) during calendar year 2010. In addition, the Unit hereby designates the Contract and its obligations under the Contract as a "qualified tax-exempt obligation" for the purposes of the Code.

Section 7: The Resolution shall take effect immediately upon its passage.

ADOPTED, this 8th day of August 2011.

Roger A. McLean
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

b} Called for a public hearing to be held on Monday, August 22, 2011 at 7:30 p.m. in the City Council Chambers of the Municipal Administration Building for receiving comments regarding adopting an ordinance establishing an electrical availability fee for the Hunters Lake and Millbrooke Subdivisions.

c} Adopted the following resolution establishing an Elizabeth City/Pasquotank County Multi-Jurisdictional Hazard Mitigation Plan.

**RESOLUTION #1182
ELIZABETH CITY/PASQUOTANK MULTI-JURISDICTIONAL
HAZARD MITIGATION PLAN AS REQUIRED BY STATE
SENATE BILL 300 AND IN ORDER TO REMAIN ELIGIBLE FOR
STATE AND FEDERAL DISASTER RELIEF FUNDING**

WHEREAS, the City of Elizabeth City and Pasquotank County desire to remain eligible for State and Federal disaster relief funds in the event of a declared disaster in Pasquotank County; and

WHEREAS, the City Council of the City of Elizabeth City recognizes the value of having a plan in place for identifying, prioritizing, and mitigating potential and real hazards that could affect Elizabeth City; and

WHEREAS, City of Elizabeth City and Pasquotank County have prepared a joint Hazard Mitigation Plan and have revised the Plan as suggested by the North Carolina Division of Emergency Management after its submittal to the State and to the City and County departments for review and comment; and

WHEREAS, the North Carolina Division of Emergency Management has endorsed the proposed Elizabeth City-Pasquotank County Multi-Jurisdictional Hazard Mitigation Plan.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Elizabeth City that it adopts the Elizabeth City-Pasquotank County Multi-Jurisdictional Hazard Mitigation Plan.

BE IT FURTHER RESOLVED, that the City Council direct the City Manager to annually review the plan and propose revisions when new data and information become available, as mitigation measures are achieved, and as mitigation strategies evolve; and

FURTHER, that the City of Elizabeth City may update and revise the Hazard Mitigation Plan as it relates to any unincorporated area but does not affect any other jurisdiction. If any revision, update or amendment involves more than one jurisdiction, then the updates and revisions must be approved by both the

Elizabeth City Council and the Pasquotank County Board of Commissioners. Copies of any revision, amendment or update to the plan by the City of Elizabeth City must be sent to Pasquotank County to be filed with the County Clerk and added to the Hazard Mitigation Plan; and

FURTHER, that after every five (5) year cycle, the hazard analysis, vulnerability assessment and local capability sections of the plan will be reviewed, revised and submitted to the Elizabeth City Council and the Pasquotank Board of Commissioners for its review prior to resubmission to the NC Division of Emergency Management and FEMA for approval.

FURTHER, that administrative changes, wording corrections or insubstantial changes do not require additional action by the Elizabeth City Council or the Pasquotank County Board of Commissioners. However, changes that may have a significant impact or significant expenditure of non-budgeted funds may require action by respective elected bodies.

ADOPTED, this 8th day of August 2011.

Roger A. McLean
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk

- d} Authorized addendum to tower attachment agreement with US Cellular.
- e} Authorized the Mayor to execute the Municipal Agreement as proposed by NCDOT for the inspection of the City bridges.

END OF CONSENT AGENDA

6} REGULAR AGENDA:

- a} Rental Housing Inspection Program:

Mayor McLean called upon City Manager Olson for comments.

Mr. Olson advised that during the Finance Committee held on August 1, 2011, they considered seven different scenarios to make up the \$60,000 needed to fully fund the Rental Housing Inspections Program. After a great deal of discussion, the Finance Committee is recommending that improvements to Edgewood Park be delayed until next fiscal year. City staff will make some improvements to the park this year, but no new playground equipment will be installed. Increasing the turn-on fee for landlords from \$5 to \$25.75 would allow the City to generate \$30,000 in new revenue. In addition, the Finance committee saw a direct link between the increase in landlord turn-on fees and the Rental Housing Inspections Program. This will require City Council to hold a public hearing on the rate increase.

A motion was made by Councilman J. A. Stimatz to delay the improvements to the Edgewood Park Playground and further moved to call for a public hearing to be held on Monday, August 22, 2011 at 7:30 p.m. in the City Council Chambers of the Municipal Administration Building to receive the public's input on the proposed increase in the landlord turn on fees from \$5 to \$25.75. Councilman R. E. King seconded the motion. Those voting in favor of the motion were: Stimatz, King, Baker, Brooks, Hill-Lawrence, Hummer, Meggs and Walton. Against: None. Motion carried.

Councilman Walton expressed his concern that if the park improvements are delayed what would happen to the proposed fence being put around the park. Therefore he made the following motion.

A motion was made by Councilman J. B. Walton, seconded by Councilman R. E. King to install a fence around the Edgewood Park and utilize funds from the Parks and Recreation Budget to pay for it and further moved that the City staff would make the in-house improvements. Those voting in favor of the motion were: Walton, King, Baker, Brooks, Hill-Lawrence, Hummer, Meggs and Stimatz. Against: None. Motion carried.

b} Sub-Recipient Agreement with Boys and Girls Club for use of Hugh Cale Resource Center:

Mayor McLean called upon City Manager Olson for comments.

Mr. Olson stated the City entered into a sub-recipient agreement with the Boys and Girls Club on September 1, 2009. The agreement covered partial use of the Hugh Cale Resource Center; located at 524 South Road Street. The agreement expires on August 31, 2011. We have received a letter from the Boys and Girls

Club requesting that the sub-recipient agreement be renewed in January 2011. The required public hearing was held on February 14, 2011. The Council approved a sub-recipient agreement with Weeksville CDC, but tabled the Boys and Girls Club agreement. It has been a concern for some members of the City Council that there are no summer programs in the center this summer. It was felt that the summer time is when the Boys and Girls Club should be open.

Jeff Dixon and Phillip Hornthal both explained the reason the Club was not open this summer as being they had planned to offer programs this summer but did not have enough interest from their members to justify a summer program. A lengthy discussion followed.

When asked if the City paid the utilities for the Club, City Manager Olson stated that the building is owned by the City therefore the City paid the utilities which runs between \$6500 and \$7000 yearly.

A motion was made by Councilman J. B. Walton, seconded by Councilman M. E. Brooks to authorize the City Manager to assist the Boys and Girls Club in locating another facility that is more suitable to their needs.

Councilwoman B. S. Meggs offered a friendly amendment to Mr. Walton's motion to allow the Boys and Girls Club to stay in the Hugh Cale Center until they found other quarters. The friendly amendment was not accepted by the maker of the motion.

Following additional discussion, Mayor McLean called for a roll call vote on the original motion as stated above.

Roll Call Vote:

<i>Hill-Lawrence</i>	<i>yes</i>
<i>King</i>	<i>yes</i>
<i>Baker</i>	<i>no</i>
<i>Walton</i>	<i>yes</i>
<i>Hummer</i>	<i>no</i>
<i>Meggs</i>	<i>no</i>
<i>Stimatz</i>	<i>yes</i>
<i>Brooks</i>	<i>yes</i>

A motion was made by Councilwoman B. S. Meggs, seconded by Councilman J. A. Stimatz to authorize Mayor McLean to execute a new sub-recipient agreement with the Boys and Girls Club as provided herein.

Roll Call Vote:

Brooks	no
Stimatz	yes
Meggs	yes
Hummer	yes
Hill-Lawrence	no
King	no
Baker	yes
Walton	no
McLean	no

Motion was denied with five no and 4 yes.

A motion was made by Councilman J. B. Walton, seconded by Councilwoman L. M. Hill-Lawrence to table action on the renewal of the sub-recipient agreement and bring this item back to the City Council on August 22, 2011 and further moved that the stake holders get together prior to the next meeting.

Roll Call Vote:

Hill-Lawrence	yes
King	yes
Baker	no
Walton	yes
Hummer	no
Meggs	no
Stimatz	yes
Brooks	yes

Motion carried with five yes and three no

c} Drainage Issue at 1165 US Highway 17 South:

Mayor McLean called upon City Manager Olson for comments.

Mr. Olson stated that on August 5, 2011, a memo was sent to the City Council providing an update on the Barclift property located at 1165 US Highway 17 South. He relayed that staff met with NCDOT and worked out what staff believes is an acceptable compromise to fix the problem with the ditch beside their house. Today, he received a phone call from Jerry Jennings and NCDOT has agreed to the compromise subject to a few minor details being worked out.

NCDOT will stabilize the bank next to the Barclift home utilizing the cobblestone being salvaged from the Elizabeth Street Project. NCDOT will be sending their surveyors out to design the project which will stabilize the bank through the placement of rip raff along the south side of the Barclift property. It still needs to be determined how far off the highway the rip raff will need to be installed to insure the erosion process does not continue down their property.

d} NCEMPA Meeting on July 27, 2011:

Mayor McLean stated on July 25th, 2011 Mr. Olson and himself met with ElectriCities in Wilson, North Carolina. During the meeting the major point of interest was the use of best practices by the member cities. He did a comparative analysis. The transfer funds from the Electric Fund to the General Fund in lieu of taxes, eleven of the 32 cities do not transfer monies to the General Fund. Elizabeth City has the 8th highest energy lost. Elizabeth City has the 10th highest power costs at 83.7%. The wholesale purchase costs for utilities by customers by ElectriCities was noted as the most unfavorable occurrence because rates were not competitive and in most cases the rates were noted as 35% higher than competitors.

e} NCBEMO Conference – July 29 – 21, 2011:

Mayor McLean stated for this conference we met in Durham, North Carolina. This group is a sub-group of the North Carolina League of Municipalities. It has been very instrumental in representing the ideas of all North Carolina Cities and Towns. As a result of input from Elizabeth City, Councilwoman Hill-Lawrence, Councilman Walton and himself, the NCBEMO officials agreed to submit to the NCLM a resolution supporting the following Bills that were introduced in the House during 2011 General Assembly. All other ElectriCities members attending also overwhelming supported the resolution. This is House Bill 457. It is an Act providing that the NCEMPA hold public meetings prior to changing rates of a municipal electric utility. Although that Bill did not get passed, it was not defeated either. It is now in the Senate Rules. Senate Bill 587 we always talk about that nothing can be done to deal with our debt or help us with our Electric Rates. This Bill was introduced by Senator Newton in the Senate. It is an Act that creates a study commission to study options to alleviate the debt incurred by the NCEMPA. Although it was not defeated it was not passed but it is part of House Bill 773 Study. It must be noted that by the majority of the Board of Directors for the NCEMPA at the insistence of the ElectriCities staff voted to not support the Bills as shown above. His personal take is that we support ElectriCities; however, he feels that ElectriCities is an organization that does not really support the needs of the 32 cities. There are other ways to reduce customer electric rates by reducing or eliminating General Fund transfers, monitor the debt payment schedule to average rates, possible rate reductions

due to reduction of principle interest costs, reduce power lost percentages and return to customers all funds in excess of the amount needed to meet compliance guidelines. The Financial Reports indicated that ElectriCities now has over \$700 million in cash and reserves. We are Asking them what is their threshold for maintaining reserves? Anything above that should be returned to customers. Basically what he is saying as Mayor is we are having a meeting in Asheville at the Grove Park Inn. He is not going to that meeting because he feels there is too much suffering going on in these 32 cities for him to go to Grove Park Inn as Mayor of Elizabeth City and talk about things that will not help Elizabeth City or the neighboring 31 cities. After he read the agenda he figured there was no reason for him to go. They are not going to talk about rate reduction or things that could help the people of this community. He thinks we need an Electric Party and that is what it is going to take to get members of the House and Senate to support what we need to have done to look at ways to reduce our costs. He is not criticizing anyone but he is saying it is time for us to do what we can to help our citizens.

f} Appointment to Senior Citizens Advisory Board:

Mayor McLean advised that the Senior Citizens Advisory Board has a total membership of twelve. At the present time Mr. Max Singletary's term has expired. Mr. Singletary is eligible to serve one more three-year term and has expressed an interest in serving an additional term. Therefore, he asked for confirmation of reappointing Mr. Max Singletary to the Senior Citizens Advisory Board for an additional three-year term.

A motion was made by Councilman R. E. King, seconded by Councilwoman J. M. Baker to reappoint Mr. Max Singletary to a three-year term on the Senior Citizens Advisory Board.

Roll Call Vote:

<i>King</i>	<i>yes</i>
<i>Baker</i>	<i>yes</i>
<i>Brooks</i>	<i>yes</i>
<i>Stimatz</i>	<i>yes</i>
<i>Meggs</i>	<i>yes</i>
<i>Hummer</i>	<i>yes</i>
<i>Hill-Lawrence</i>	<i>yes</i>
<i>Walton</i>	<i>yes</i>

Motion carried with 8 yes and 0 no.

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

City Manager Olson said he would like to remind the City Council that there will be a Special Finance Committee meeting on August 15th which is next Monday at 10:00 a.m. At that particular meeting we will be hearing presentations from the number of non-profit organizations who have submitted requests for funds from the Community Service Grants.

Councilwoman Hill-Lawrence said she wanted to remind everyone of the Fourth Ward Community Meeting on Monday at 7:00 p. m.

Councilman King stated he had no further comments.

Councilwoman Baker stated she had a couple of things. She went to the Ashton Shepherd Concert on Friday which was a very well attended event. We were talking with her husband after the event and he was saying that they had never been to a city that was so clean and so friendly since she has been rising to stardom. They live in Alabama and they still live a very simple life in a single wide trailer which she thought was interesting. They still sell vegetables on the side of the road. For them to comment that this was the cleanest city that they have ever been in since she has been on the road made her very proud to be in Elizabeth City and we do take care of our facilities and there are a lot of people picking up after themselves. Our staff does a good job of keeping it clean especially Parks and Rec. She is very disappointed in the Boys and Girls Club thing. She kept thinking throughout the evening and discussion that there was some move underfoot to get OIC back into that building and get the Boys and Girls Club out. She could be totally wrong but she just wanted to say that is the feeling that she had.

Councilman Brooks stated he had no further comments to make tonight.

Councilman Stimatz said for those of you who got out and about there was a lot going on this week. It was Coast Guard Week. Coast Guard Day was the 4th. It was a good time for everybody that attended. He would like to second what Ms. Baker said about Parks and Rec staff. There are a lot of things going on and they have managed well and doing a good job. On a note that we are in the process of completing Phase I of our utility relocations, getting ready to pave and move down the street and that is anticipated with great hope and trepidation by many parties and hopefully we will keep moving on that. Thanks again and he just wanted to reiterate it is important that any changes to that schedule that we get them out as soon as possible and make sure that the Daily Advance stays on that. It impacts a lot of people and their ability to get downtown. In fact one lady said to him she was trying to get downtown and she was using her GPS and it doesn't show the detours. Is there anyway we can tell GPS that if we are doing construction.

Councilwoman Meggs said we have had a lot of events but one that we had that she thought was very good was at Montero's and it was the Economic Development and Tourism. It was talking about when people do come to our City that we let them know what our city is all about so that they will come back. A lot of times that means that they move back here. They were talking about retired people. We say we don't want a lot of old people in town but oh yes we do because they have money and they pay their taxes and that is a good thing.

Mayor Pro Tem Hummer stated last week really was a great time as the whole week was Coast Guard Week and Coast Guard Day was a real pleasure to go out and serve the men and women in the Coast Guard uniform and the other branches of service that attended that picnic. They serve us also everyday. Every one of them that went through the food line thanked us for serving them. She thinks it is especially important in light of the tragedy that just took place where so many of our Navy Seals lost their lives. Any opportunity that we get to give back to them is really great. The concert she has never seen so many people gathered in Elizabeth City. It was really nice. The story of USO North Carolina being here to promote that concert was really something as the North Carolina Branch of the USO is the largest in the world. She hopes they will come back next year with another concert.

Councilman Walton said let him know if this is inappropriate or not but Mr. James came up and gave a presentation earlier. He knows he said the boxing event is from the 15th through the 20th and he thinks the Finance Committee meets on the 15th. Is there any way we could serve this group prior to that date. He knows we did serve the two basketball teams earlier before the presentations were presented.

A motion was made by Councilman J. B. Walton, seconded by Councilwoman L. M. Hill-Lawrence to contribute \$500 to the Elizabeth City Boxing Team and take the funds from the Community Support Grants line item. Those voting in favor of the motion were: Walton, Hill-Lawrence, Baker, Brooks, Hummer, King, Meggs and Stimatz. Against: None. Motion carried.

Mr. Walton said we talked about the protocol on Council. He is getting better at it because you shouldn't let things upset you and he prays to God that he continues to work on it. When people get up here and act like they are the only grown ups in the building it is not right. Everybody at this table can read and you don't know who is reading so we need to stop making statements that make other people look bad. Another thing we vote on each issue and he doesn't think anybody said anything about OIC tonight. That was not the issue. Some

people voted against the Farmer issue so you can't control anyone's vote but your own. We only have one vote per person.

Mayor McLean said the only thing about going last is that everybody has already said what you were going to say. It was a tremendous week last week. The Coast Guard Day and Coast Guard Week was a tremendous event and a lot of members of the Council did serve food that day. That was a good day. He thinks there were about 2,000 people there that day. He wants to say the Economic Development event was a great thing that was hosted by the Committee of 100. He learned a great deal about promoting our town. The police department had the National Night Out on Tuesday of last week and that was a great event on the waterfront. We want to congratulate them also. During the USO concert he had a chance to shake Aston Shepherd's hand. She could really sing and he enjoyed her concert. That USO concert cost \$40,000. The Chamber of Commerce and City raised \$10,000 and the USO of NC provided \$30,000. There were a lot of people out there. There are a lot of things happening in our Harbor of Hospitality. Last week was a good week and he wants to thank the Council for all their input. He wants to thank the staff for all the things that they are doing to make sure the City is running sufficiently.

8} CLOSED SESSION:

Mayor McLean called for a motion to retire into Closed Session for land acquisition, consideration of closed session minutes and consultation with the City Attorney.

A motion was made by Mayor Pro Tem L. A. Hummer, seconded by Councilman R. E. King to retire into Closed Session for consideration of land acquisition as per NCGS 143-318.11 (a) (5); consideration of Closed Session Minutes as per NCGS 143-318.10 (e) and consultation with the City Attorney as per NCGS 143-318.11 (a) (3). Those voting in favor of the motion were: Hummer, King, Baker, Brooks, Hill-Lawrence, Meggs, Stimatz and Walton. Against: None. Motion carried.

9} RETURN TO REGULAR SESSION:

A motion was made by Mayor Pro Tem L. A. Hummer, seconded by Councilwoman B. S. Meggs to return to regular session. Those voting in favor of the motion were: Hummer, Meggs, Baker, Brooks, Hill-Lawrence, King, Stimatz and Walton. Against: None. Motion carried.

10} ITEMS FROM CLOSED SESSION:

Mayor McLean called for action regarding the two items from Closed Session.

a} Award of Bid for replacing finishing filters at Water Treatment Plant:

A motion was made by Mayor Pro Tem L. A. Hummer, seconded by Councilman R. E. King to award the bid for replacing the finishing filters at the Water Treatment Plant to ELJ, Inc. in the amount of \$431,500.00. Those voting in favor of the motion were: Hummer, King, Baker, Brooks, Hill-Lawrence, Meggs, Stimatz and Walton. Against: None. Motion carried.

b} Closed Session Minutes:

A motion was made by Mayor Pro Tem L. A. Hummer, seconded by Councilman R. E. King to approve the Closed Session minutes as presented in Closed Session. Those voting in favor of the motion were: Hummer, King, Baker, Brooks, Hill-Lawrence, Meggs, Stimatz and Walton. Against: None. Motion carried.

11} ADJOURNMENT:

There being no further business to come before the Council at this time, Mayor McLean entertained a motion to adjourn.

A motion was made by Councilwoman B. S. Meggs, seconded by Mayor Pro Tem L. A. Hummer to adjourn the meeting. Those voting in favor of the motion were: Meggs, Hummer, Baker, Brooks, Hill-Lawrence, King, Stimatz and Walton. Against: None. Motion carried.

Mayor McLean adjourned the meeting at 10:15 p.m.

Dianne S. Pierce-Tamplen, MMC
City Clerk

Roger A. McLean
Mayor