

The Washington City Council met in a regular session on Monday, June 11, 2012 at 5:30pm in the City Council Chambers at the Municipal Building. Present were: Archie Jennings, Mayor; Doug Mercer, Councilman; Ed Moultrie, Councilman; William Pitt, Councilman; Richard Brooks, Councilman; Bobby Roberson, Mayor Pro tem; Josh Kay, City Manager; Cynthia Bennett, City Clerk and Franz Holscher, City Attorney.

Also present were: Matt Rauschenbach, Chief Financial Officer; Robbie Rose, Fire Chief; Allen Lewis, Public Works Director; Gloria Moore, Library Director; John Rodman, Planning Director; Stacy Drakeford, Interim Fire and Police Services Director; Susan Hodges, Human Resources Director and Mike Voss, Washington Daily News.

Mayor Jennings called the meeting to order and Councilman Brooks delivered the invocation.

#### **APPROVAL OF MINUTES**

By motion of Mayor Pro tem Roberson, seconded by Councilman Brooks, Council approved the minutes of May 7, 8, 14, & 29, 2012 as presented.

#### **RETIREMENT - PHILIP W. MOBLEY, DIRECTOR OF PARKS & RECREATION**

The plaque reads: "The Mayor and City Council of the City of Washington does hereby acknowledge and congratulate Philip W. Mobley, Director of Parks & Recreation on his retirement after thirty-seven years of dedicated and heartfelt service to the City of Washington. January 29, 1975 - July 1, 2012."



#### **APPROVAL/AMENDMENTS TO AGENDA**

City Manager, Josh Kay requested the following amendments to the agenda:

1. Move from Public Hearing Other to X.F: Adopt – Resolution Fixing Date For Public Hearing On The Non-Contiguous Annexation Of The Eastern Pride, Inc.
2. Add: X.G: Stell Et Vella Dock Agreement
3. Remove: X.D Adopt – Resolution Of Intent To Close Charlotte Street Between Park Drive And Willow Street
4. Remove from Consent Item G: Requisition #11376, \$20,000 to Rivers & Associates for grant and loan administration of the Main & Respass lift station project, account 73-90-8000-0400.
5. Add: Under Closed Session 143-318.11 (a)(3)Attorney/Client Privilege
6. Correction: Adjournment date is June 25, 2012 not, July 23, 2012.

Mayor Jennings requested to amend the agenda by adding Item XII. Estuarium Update.

By motion of Councilman Moultrie, seconded by Mayor Pro tem Roberson, Council approved the agenda as amended.

Mayor Pro tem Roberson further requested that Consent Item E. Adopt – Budget Ordinance For The Vision 100 Airport Grant be removed from the consent agenda and was subsequently placed as New Business X.J.

By motion of Councilman Pitt, seconded by Mayor Pro tem Roberson, the agenda was approved as further amended.

#### **CONSENT AGENDA**

By motion of Councilman Pitt, seconded by Councilman Moultrie, Council approved the consent agenda as amended.

**A. Award – Major Sandy Blizzard his Police Shield and Service Weapon upon retirement**

NORTH CAROLINA  
BEAUFORT COUNTY

**REQUEST FOR AND ACCEPTANCE OF TRANSFER OF SHIELD  
AND SERVICE SIDE ARM OWNERSHIP AND RELEASE**

Know all persons by these presents, I, the undersigned, do hereby request and accept ownership of my shield and service side arm, Glock Model #21, Serial #DHF625US, heretofore the property of the Washington Police Department and the City of Washington, upon my retirement on July 1, 2012.

I hereby verify that I have/will secure any license or permit required by North Carolina General Statute § 14-402 et seq, § 14-409.1 et seq, and/or any other applicable law.

Upon execution of this document and in consideration of said transfer of ownership, which consideration is acknowledged to be sufficient and legally binding, I do for myself, my heirs, executors, personal agents, personal representatives, administrators, successors and assigns, hereby unconditionally release, hold harmless, indemnify, acquit, and forever discharge the Washington Police Department, the City of Washington, and their respective present and former employees and elected officials, in both their individual and official capacities; agents; representatives; attorneys; insureds; successors; and assigns; and each of them, respectively, of and from all and any manner of action or actions, cause and causes of actions, claims, demands, costs, expenses, losses, penalties, attorney's fees, and all consequential, general, special, and punitive damages or liabilities, of every kind, known or unknown, on account of, arising from, or in any way related to or growing out of said transfer of ownership, my subsequent ownership, and any subsequent action or conduct related thereto.

This the 13<sup>th</sup> day of JUNE, 2012.

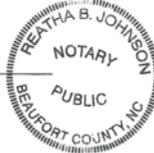
 (SEAL)  
SANDY BLIZZARD

STATE OF NORTH CAROLINA  
COUNTY OF BEAUFORT

I, Reatha B. Johnson, a Notary Public of the County and State aforesaid, certify that SANDY BLIZZARD, who is personally known by me or has produced satisfactory evidence of identity, appeared before me this day and acknowledged the voluntary execution of the foregoing instrument.

WITNESS my hand and official stamp or seal, this the 13<sup>th</sup> day of June, 2012.

  
Notary Public



My Commission Expires: 12/14/2014

NORTH CAROLINA  
BEAUFORT COUNTY

BILL OF SALE

THIS BILL OF SALE is made and entered into as of the 1st day of July, 2012, from the CITY OF WASHINGTON, a North Carolina municipal corporation, (hereinafter referred to as the "City") to SANDY BLIZZARD, an individual and Major with the City of Washington Police Department, (hereinafter referred to as "Major Blizzard").

WITNESSETH

WHEREAS, North Carolina General Statute § 20-187.2(a) authorizes the governing body of a municipal law-enforcement agency, upon request and in its discretion, to award the badge, at no cost, and the service side arm, at a price to be determined by the governing body, of a retiring member of the municipality's law-enforcement agency upon said retiring member securing a permit for said service side arm as may be required by North Carolina General Statute § 14-402 et seq. or North Carolina General Statute § 14-409.1 et seq.

WHEREAS, Major Blizzard is retiring from the City of Washington Police Department after more than 28 years of valuable service to its citizens as of July 1, 2012.

WHEREAS, Major Blizzard has requested that he be allowed to take ownership of his shield and service weapon, a Glock Model #21, Serial #DHF625US, upon his retirement.

WHEREAS, in consideration of the foregoing, including but not limited to Major Blizzard's 28 years of valuable service, the City Council has declared said shield and service weapon surplus property, waived any public notice, and hereby conveys title to said shield and service weapon to Major Blizzard.

NOW THEREFORE, the City, in return for valuable consideration, including but not limited to Major Blizzard's 28 years of valuable service as well as Major Blizzard's obtaining any permit required by North Carolina General Statute § 14-402 et seq., North Carolina General Statute § 14-409.1 et seq., and/or any other applicable law, the receipt and legal sufficiency of which consideration is hereby acknowledged by the City, has bargained and sold, and does, by this instrument, bargain, sell, and convey to Major Blizzard, his successors and assigns, said shield and service weapon.

TO HAVE AND TO HOLD said shield and service weapon in fee simple subject to Major Blizzard obtaining as well as maintaining any permit required by North Carolina General Statute § 14-402 et seq., North Carolina General Statute § 14-409.1 et seq., and/or any other applicable law, and executing the attached Request For and Acceptance of Transfer of Shield and Service Side Arm Ownership and Release.

The City covenants that it is seized of said shield and service weapon in fee, that it has the right to convey the same pursuant to this Bill of Sale, that the property is free and clear of all liens and encumbrances, and that it will warrant and defend the title to the same against the lawful claims of any person.

IN WITNESS WHEREOF, the City has duly executed this Bill of Sale pursuant to proper authority duly given, as of the date and year first above written.

ATTEST:

  
CYNTHIA S. BENNETT, City Clerk

By:

  
N. ARCHIE JENNINGS, III, Mayor

COUNTY OF BEAUFORT  
STATE OF NORTH CAROLINA

I, Reatha B. Johnson, a Notary Public of the State and County aforesaid, certify that Cynthia S. Bennett personally appeared before me this day and acknowledged that she is City Clerk of the City Of Washington, a North Carolina municipal corporation, and by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by N. Archie Jennings, III, its Mayor, sealed with its corporate seal, and attested by herself as its City Clerk.

WITNESS my hand and official seal, this the 13 day of June, 2012.

  
NOTARY PUBLIC

My Commission expires: 12/14/2014



**B. Declare Surplus/Authorize – Electronic auction of vehicle through Govdeals**

Vehicle Number	Make/Model Description	Serial Number	Odometer Reading
#604	1995 Ford 210HP Model F800	1FDXF80E5SVA02349	135,603
	1995 Altec AA600 Body	1FDXF80E5SVA02349	

- 
- C. Approve – Application by Washington Fire Department for the 2012 FEMA Assistance to Firefighters Grant
- D. Adopt – Budget Ordinance Amendment for fuel farm repairs for the fueling system at the City Garage

**AN ORDINANCE TO AMEND THE BUDGET ORDINANCE  
OF THE CITY OF WASHINGTON, N.C.  
FOR THE FISCAL YEAR 2011-2012**

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

Section 1. That the Estimated Revenues in the General Fund be increased in the amount of \$10,000 in the account Fund Balance Appropriated, account number 10-00-3991-9910.

Section 2. That account number 10-20-4250-1600, Maint/Repair Equipment, Equipment Services portion of the General Fund appropriations budget be increased in the amount of \$10,000 to provide funds for emergency repairs of the fueling system.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

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

Adopted this the 11<sup>th</sup> day of June, 2012.

Attest:

s/Cynthia S. Bennett, CMC  
City Clerk

s/N. Archie Jennings, III  
Mayor

- E. (Moved To New Business X.J) Adopt – Budget Ordinance for the Vision 100 Airport Grant
- F. Adopt – Budget Ordinance Amendment for Hurricane Irene- Cemetery Fund

**AN ORDINANCE TO AMEND THE BUDGET  
ORDINANCE OF THE CITY OF WASHINGTON, N.C.  
FOR THE FISCAL YEAR 2011-2012**

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

Section 1. That the Estimated Revenues in the Cemetery Fund be increased in the amount of \$8,000 in the account FEMA Funds - Irene, account number 39-90-3350-0013.

Section 2. That account number 39-90-4740-5730, Hurricane Irene Expenses, Cemetery Fund portion of the Cemetery Fund appropriations budget be increased in the amount of \$8,000 to cover hurricane expenses.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

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

Adopted this the 11<sup>th</sup> day of June, 2012.

Attest:

s/Cynthia S. Bennett, CMC  
City Clerk

s/N. Archie Jennings, III  
Mayor

- G. Approve – Purchase Orders >\$20,000  
\*(removed from agenda) Requisition #11376, \$20,000 to Rivers & Associates for grant and loan administration of the Main & Respass lift station project, account 73-90-8000-0400.

\*Requisition #11385, \$24,959 to Clarke Power Services for a lift station generator, account 32-90-8230-7400.

---

---

**COMMENTS FROM THE PUBLIC**

Jim Chesnutt, President/CEO of National Spinning Company and Chairman of Committee of 100 asked Council to carefully consider its relationship with the Beaufort County Economic Development Commission. The city's proposed budget for FY2012-2013 allocates \$60,000 to the EDC. The city's current budget FY2011-2012 appropriated \$91,780 to the EDC.

Mr. Chesnutt commended City Manager Josh Kay and city staff for doing a great job on the proposed city budget, but expressed concern about the reduction in the city's allocation to the EDC. He stated he was not going to beg to put the funding back, but asked Council to give deep thought about the groundwork that has been laid in this county to begin to do some economic development, to try to find some jobs.

Mr. Chesnutt continued his discussion and elaborated on the economic-development climate in the area. He stated that one of the area's drawbacks when it comes to major economic-development opportunities is that it's not ideally suited for distribution. "Raleigh has done us a huge disservice over a number of years by not doing something about (U.S.) Highway 17. I encourage this council to continue to work with the committee trying to get Highway 17 four-lane from Virginia to (South Carolina)."

Mayor Pro tem Roberson, said Mr. Chesnutt made some good points and further explained that the City is preparing to enhance its existing economic-development strategies. One thing the city can do to improve its economic-development chances is to make sure adequate infrastructure is in place to accommodate such development, whether it be a new industry or helping an existing business to expand.

Dot Moate came forward tonight as a spokesperson for several downtown merchants regarding festivals/events held downtown and the complaints they had. She also expressed concerns with parking on Main Street during festivals/events and that the parking time limits should be enforced. She said we need to do something to encourage people to come downtown to shop/dine at the small businesses.

Beth Byrd, WHDA explained that she and the City Manager are working on scheduling meetings (Coffee with Council) between the Council and the merchants.

**ADOPT – ORDINANCE TO AMEND ARTICLE V, HOUSING, OF THE CODE OF ORDINANCES TO UPDATE THE MINIMUM HOUSING CODE**

Mayor Jennings opened the public hearing. John Rodman, Planning Director explained the request has been made by the City of Washington Planning Department for a text amendment to Article V Housing, of the Washington Zoning Code of Ordinances in order to update the Minimum Housing Code. The Planning Board voted 7-0 to recommend to City Council to approve the text amendment. Mr. Rodman noted the amendments make the ordinance more consistent with state statutes.

Mayor Pro tem Roberson expressed concern with enforcement of "moral aspects of housing" as stated in the ordinance as well as the need to cross reference the ordinance with the flood ordinance. Mr. Rodman noted the wording comes directly from state statute. Councilman Mercer also noted the same concerns and suggested that Council needs to spend more time reviewing the proposed changes. Councilman Mercer also commented on the method used for valuing the property, whether it be tax value or appraised value. Mr. Rodman said tax value is the value of the property used, if the homeowner is not satisfied with the tax value, the homeowner has the opportunity to obtain a certified appraisal. Councilman Moultrie felt it would be unfair or an invasion of personal space to legislate morality. Mr. Rodman explained that temporary housing would have to comply with the Minimum Housing Code as well. Councilman Brooks inquired about someone making repairs of more than 50% of the value of the home, would they be allowed to do that? Mr. Rodman explained yes, every house is repairable and we welcome the repairs as it keeps the property on the tax role. Franz Holscher, City Attorney explained the wording of this document came straight from state statute and if Council wants to remove any wording, it would not impair the validity of the ordinance.

There being no further comments from the public, Mayor Jennings closed the public hearing. No action was taken on the ordinance at this time.

Staff will obtain clarification on the above mentioned concerns and Council will forward any remaining questions to staff. Mr. Holscher stated Council has satisfied the public hearing requirement for the ordinance amendment.

**WHDA – 4<sup>TH</sup> OF JULY PLANS AND THE MOTOWN CONCERT IN SEPTEMBER**

Beth Byrd and Mac Hodges, WHDA explained to Council their requested needs for the 4<sup>th</sup> of July celebration as well as the Motown concert on September 15<sup>th</sup>.

Ms. Byrd requested confirmation from Council for the city's continued support in the following areas for the 4<sup>th</sup> of July celebration: fireworks, police/fire services, electrical needs, public works/trash removal and insurance coverage/park rental. WHDA will be responsible for: porta-johns, entertainment and amplification fees as well as providing volunteers for the event. Mr. Kay noted the rules for Festival Park state that no vehicles will be allowed on the grass and that vendors needing electricity will remain placed near the Chamber as in the past. Kristi Hardison, Events and Facilities Manager explained that Lee Chevrolet sponsored the fireworks several years ago, but the Council approved funding for fireworks in FY11-12 and they are also included in the proposed FY12-13 budget. Lee Chevrolet has provided WHDA with funding to pay for the entertainment. Council agreed to continue with the same level of support as last year.

Ms. Byrd explained the Motown Concert is logistically identical to the Beach Music Festival. The request includes a beer garden with appropriate wrist bands to designate drinking age. Mr. Hodges requested the reservation of the two boat slips located behind the Belle of Washington, blocking off the promenade and the parking of a camper on the grass behind the stage for entertainers.

Mr. Kay stated that Council has passed rules and regulations for Festival Park and staff will follow that, any deviations will need approval by Council.

By motion of Councilman Moultrie, seconded by Councilman Brooks, Council approved a beer garden with the use of wrist bands for the Motown Concert on September 15<sup>th</sup>. Motion passed 3-2 with Councilman Mercer and Mayor Pro tem Roberson opposing.

By motion of Councilman Moultrie, seconded by Councilman Brooks, Council approved closing the promenade from 1:00pm-7:00pm for the Motown Concert on September 15<sup>th</sup>.

By motion of Councilman Mercer, seconded by Councilman Brooks, Council approved the reservation of the two boat slips behind the Belle of Washington.

Parking a camper on the grass – no motion was made and the request was not approved.

**MEMO – CONTRACTS FOR PETROLEUM PRODUCTS**

Council accepted the memo as written.

The purpose of this request is to inform Council of contract commitments for petroleum product requirements for the City from July 1, 2012 through June 30, 2013.

Contract awarded as follows:

	<u>Vendor</u>	<u>OPIS</u>	<u>Margin</u>	<u>Cost per Gallon</u>	<u>Estimated Usage</u>
A.	<u>F. Ray Moore</u>				
	Diesel 40 Cetane (Tankwagon)	\$3.1945	\$ .1845	\$3.3790/gal	\$454,475.50
	E10 Gasohol 87 Octane (Tankwagon)	\$2.8687	\$ .2403	\$3.1090/gal	\$ 4,663.50
B.	<u>Pitt Country Mart</u>				
	B5 Bio-Diesel (Transport)	\$3.1797	\$ .0604	\$3.2401/gal	\$259,208.00
	Kerosene 1-K Grade (Tankwagon)	N/A	N/A	\$4.0290/gal	\$ 5,237.70
C.	<u>Petroleum Traders</u>				
	Gasohol, E10 (Transport)	\$2.8687	\$ .0063	\$2.8750/gal.	\$575,000.00
				<b>TOTAL</b>	<b>\$1,298,584.70</b>

Price fluctuations will be governed by the bid margin above or below the OPIS Average Rack price for the commodity on the day May 4, 2012 at Selma, NC. The City will pay the Average Rack price for the commodity on the day of delivery plus or minus the margin bid on May 24, 2012.

BID TABULATION

Bid for: Petroleum Products  
Opened: 2:00 PM, Tuesday  
May 22, 2012

Item	Petroleum Product	Jemigan	Great Lakes	Pitt Country Mart	Petroleum Traders	Mansfield	F. Ray Moore	Potter Oil & Tire	Red Star
1	Gasohol, E10, (Transport)	\$2.9216	\$2.9191	\$2.9191	<b>\$2.8750</b>	\$2.9237	\$2.9604	\$2.9311	\$2.9888
2	Gasohol 87 Octane (Tankwagon)		\$3.0687	\$3.1687		\$3.1580	<b>\$3.1090</b>		
3	Diesel 40 Cetane (Tankwagon)		\$3.3945	\$3.4245		\$3.4738	<b>\$3.3790</b>	\$3.3945	
4	B5 Bio-Diesel (Transport)		\$3.2401	<b>\$3.2401</b>		\$3.2431	\$3.2990	\$3.2501	\$3.4210
5	Kerosene 1-K Grade (Tankwagon)			<b>\$4.0290</b>					

Recommendation: I recommend we purchase E10 gasohol from Petroleum Traders. Diesel tankwagon and Gasohol tankwagon from F Ray Moore. B5 Bio Diesel and Kerosene from Pitt Country Mart. Great Lakes decided due to the low volume not to accept Gasohol tankwagon.

Signed: Michael Whaley

**HUMAN RELATION.S COUNCIL**

Council accepted the memo as written.

**Scheduled Public Appearances:** – Mr. Alvin Powell addressed the Board concerning exploring a Police Athletic League (PAL). Mr. Powell explained the program and voiced he was seeking support from the Human Relations Council and not requesting funding at this time.

By motion of Vice Chairwoman Cherry, seconded by Board member Barr, the Board voted to endorse/support the Police Athletic League (PAL) program.

**Report – Multicultural Festival 2012** – Board member Howard and Cherry met with Mr. Joey Toler and Mr. Toler suggested the Human Relations Council be the presenters this year for the Multicultural Festival. Mr. Toler and former Board member Castro will support the Human Relations Council in their endeavors to sponsor the program. The rental fee for the Civic Center will be \$250 should the Board wish to make a deposit.

Vice chairwoman Cherry suggested we begin seeking financial sponsors. Chairman O'Pharrow directed committee members (Board member Cherry and Howard) to keep the Board updated.

**Discussion – reorganization of Boards, Committees and Commission – frequency of meetings, and annual events** – Vice chairwoman Cherry voiced we have a full agenda every month with Chairman O'Pharrow being in agreement. Chairman O'Pharrow suggested going to a paperless agenda to help defray cost.

By motion of Vice Chairwoman Cherry, seconded by Board member Barr, the Board agreed to continue to meet monthly.

**FYI – items addressed at this time** – inclusive of April report to City Council and contribution received for Washington Housing Authority & Holland Consulting Planners.

**LOAD MANAGEMENT DEVICE INSTALLATION REPORTS FOR APRIL AND MAY**

Councilman Mercer requested the number of available switches remaining in stock for load management.

Load Management Device Installation Report

Project Start Date : October 2010

	April 2012	Project to Date
Total Load Management Device Installations	64	1353
Total Accounts Added with Load Management	55	1038
<b>Appliances Control Installations</b>		
Air Conditioner / Heat Pump	59	1092
Auxiliary Heat Strip	38	514
Electric Furnace	7	221
Water Heater	45	826
<b>Total Encumbrances to Date</b>		
Load Management Devices		\$66,550
Contractor Installations		\$150,000
Total Project Encumbrances		\$216,550
<b>Total Expenses to Date</b>		
Load Management Device Purchases		\$66,550
Contractor Installation Expenses	\$13,795	\$143,710
Total Project Expenses		\$210,260
Average Cost per Load Management Device Installed		\$155.40
Average Installed Cost per Controlled Appliance		\$79.25

Load Management Device Installation Report

Project Start Date : October 2010

	May 2012	Project to Date
Total Load Management Device Installations	25	1378
Total Accounts Added with Load Management	25	1063
<b>Appliances Control Installations</b>		
Air Conditioner / Heat Pump	25	1117
Auxiliary Heat Strip	25	539
Electric Furnace	0	221
Water Heater	25	851
<b>Total Encumbrances to Date</b>		
Load Management Devices		\$66,550
Contractor Installations		\$150,000
Total Project Encumbrances		\$216,550
<b>Total Expenses to Date</b>		
Load Management Device Purchases		\$66,550
Contractor Installation Expenses	\$4,000	\$147,710
Total Project Expenses		\$214,260
Average Cost per Load Management Device Installed		\$155.49
Average Installed Cost per Controlled Appliance		\$78.54

---

**FINANCIAL REPORTS (EMAILED AS AVAILABLE)**

No comments were made regarding the financial statements.

RECESS: 6:40pm-6:45pm

**APPOINTMENTS – TO VARIOUS BOARDS, COMMISSIONS, AND COMMITTEES**

**A. Planning Board**

By motion of Councilman Moultrie, seconded by Mayor Pro tem Roberson, Council reappointed Steve Moler to the Planning Board, term to expire June 30, 2015.

By motion of Councilman Moultrie, seconded by Mayor Pro tem Roberson, Council reappointed John Tate to the Planning Board, term to expire June 30, 2015.

By motion of Councilman Moultrie, seconded by Mayor Pro tem Roberson, Council reappointed Dot Moate to the Planning Board, term to expire June 30, 2015.

**B. Enlarged Planning Board –**

By motion of Councilman Moultrie, seconded by Mayor Pro tem Roberson, Council reappointed Marie Freeman Barber to the Enlarged Planning Board, term to expire June 30, 2015.

**C. Board of Adjustment**

By motion of Councilman Brooks, seconded by Mayor Pro tem Roberson, Council reappointed Derik Davis to the Board of Adjustment, term to expire June 30, 2015.

**D. Enlarged Board of Adjustment –**

By motion of Councilman Brooks, seconded by Mayor Pro tem Roberson, Council reappointed **Tim Cashion** to the Enlarged Board of Adjustment, term to expire June 30, 2015, subject to the concurrence of the Beaufort County Board of Commissioners.

**E. Board of Library Trustees (appointments continued until July 23<sup>rd</sup>)**

**F. Recreation Advisory Committee -**

By motion of Councilman Brooks, seconded by Mayor Pro tem Roberson, Council reappointed Deborah Carter to the Recreation Advisory Committee (inside) term to expire June 30, 2015.

By motion of Councilman Brooks, seconded by Mayor Pro tem Roberson, Council appointed Monica Ferrari to the Recreation Advisory Committee (inside) to fill the expiring term of Erick Green, term to expire June 30, 2015.

By motion of Councilman Brooks, seconded by Mayor Pro tem Roberson, Council reappointed Russell Morgan to the Recreation Advisory Committee (outside) term to expire June 30, 2015.

By motion of Councilman Brooks, seconded by Mayor Pro tem Roberson, Council appointed Michele Oros to the Recreation Advisory Committee(outside), to fill the unexpired term of Tim Ware term to expire June 30, 2013.

**G. Historic Preservation Commission -(appointments continued until July 23<sup>rd</sup>)**

**H. Washington Tourism Development Authority -**

By motion of Mayor Pro tem Roberson, seconded by Councilman Moultrie, Council reappointed William Zachman to the Washington Tourism Development Authority, term to expire June 30, 2015.

**I. Human Relations Council –**

By motion of Councilman Pitt, seconded by Councilman Brooks, Council appointed Keisha Jennette to the Human Relations Council to fill the unexpired term of Derik Davis, term to expire June 30, 2013.

---

By motion of Councilman Pitt, seconded by Mayor Pro tem Roberson, Council appointed Remanda St. Clair to the Human Relations Council to fill the expiring term of F. Susan Murrell, term to expire June 30, 2015.

By motion of Councilman Pitt, seconded by Mayor Pro tem Roberson, Council reappointed Emma Howard to the Human Relations Council, term to expire June 30, 2015.

By motion of Councilman Pitt, seconded by Councilman Moultrie, Council appointed Eltha Booth to the Human Relations Council to fill the expiring term of Wanda Harvey, term to expire June 30, 2015.

By motion of Councilman Pitt, seconded by Councilman Brooks, Council appointed Philip Ryals to the Human Relations Council to fill the expiring term of Melita Davis, term to expire June 30, 2015.

By motion of Councilman Pitt, seconded by Councilman Moultrie, Council appointed Beatrice Burgess to the Human Relations Council to fill a vacant position, term to expire June 30, 2015.

By motion of Councilman Pitt, seconded by Mayor Pro tem Roberson, Council appointed Allen Hughes to the Human Relations Council to fill a vacant position, term to expire June 30, 2015.

**J. Animal Control Appeal Board** – (appointments continued until July 23<sup>rd</sup>)

**K. Washington Electric Utilities Advisory Commission** – (continued until July 23<sup>rd</sup>)

**L. Mayor's Certificate of Appointment to the Washington Housing Authority**

Mayor Jennings reappointed Donald Sadler as a member of the Washington Housing Authority, term to expire June 30, 2017.

Mayor Jennings reappointed Wanda Harvey as a member of the Washington Housing Authority, term to expire June 30, 2017.

By motion of Councilman Mercer, seconded by Mayor Pro tem Roberson, Council concurred with the Mayor's reappointment of Donald Sadler and Wanda Harvey to the Washington Housing Authority.

**ADOPT – WATER RATES FOR LARGE COMMERCIAL CUSTOMERS PER CHAPTER 38, SECTIONS 47 – WATER RATES AND BILLS**

Mr. Kay explained this item was discussed during a prior meeting and the new rates for the two large commercial customers will become effective July 1<sup>st</sup>. Mr. Allen Lewis, Public Works Director explained in his Council request that while completing forms for our water use permit with the Division of Water Resources, we needed to document our water conservation plans which included a conservation based rate structure. Conservation rate structures do not include a decreasing-block rate which we currently have in place. Under our current rate structure the unit price actually decreases as the volume increases. The flat rate structure proposed will meet the requirements of 15A NCAC 02E.0502 regarding conservation measures. Per Sections 38-47 of the City Code, water rates shall be reviewed and adjusted by City Council as needed.

By motion of Mayor Pro tem Roberson, seconded by Councilman Moultrie, Council adopted the new water rates for two large commercial customers with an effective date of July 1, 2012.

		EFFECTIVE 7-1-12
		WATER - 0 DECLINE RA'
		SEWER - NO CHANGE
<b>WATER SERVICE - INSIDE CITY</b>		
COMMODITY (USAGE) CHARGES		0.03412
*2 LARGE COMMERCIAL USERS - 7/1/2012 TO 7/1/2015		0.03054
<b>CUSTOMER CHARGES FOR METER SIZE</b>		
WA W 10	RESIDENTIAL - ALL	\$6.18
WA W 11	COMMERCIAL - 3/4" METER	\$6.18
WA W 1C	CHURCH - 3/4-1" METER	\$6.18
WA W 12	COMMERCIAL - 1" METER	\$14.71
WA W 13	COMMERCIAL - 1.5" METER	\$29.41
WA W 14	COMMERCIAL - 2" METER	\$47.06
WA W 15	COMMERCIAL - 3" METER	\$94.12
WA W 16	COMMERCIAL - 4" METER	\$147.07
WA W 17	COMMERCIAL - 6" METER	\$294.13
WA W 18	COMMERCIAL - 8" METER	\$470.60
WA *WL6	COMM. - 4" METER - BC HOSPITAL	\$147.07
	Acct # 2051000.0098 - BECOMES W16 ON 7/1/2015	
WA *WL7	COMM. - 6" METER - FLANDERS	\$294.13
	Acct #2019500.0098 - BECOMES W17 ON 7/1/2015	
MINIMUM CHARGE FOR 3/4" METER-UP TO 250 CU.FT.		\$14.71
<b>SEWER SERVICE - INSIDE CITY</b>		
COMMODITY (USAGE) CHARGES		
FIRST 50,000 CUBIC FEET		0.04342
OVER 50,000 CUBIC FEET		0.03751
FIRST 50,000 CUBIC FEET		0.04756 *Industrial Pretreatment
OVER 50,000 CUBIC FEET		0.04165 *Industrial Pretreatment
<b>CUSTOMER CHARGES FOR METER SIZE</b>		
SW S10	RESIDENTIAL-ALL	\$7.76
SW S11	COMMERCIAL - 3/4" METER	\$7.76
SW S1C	CHURCHES-ALL SIZES	\$7.76
SW S12	COMMERCIAL - 1" METER	\$19.38
SW S13	COMMERCIAL - 1.5" METER	\$38.78
SW S14	COMMERCIAL - 2" METER	\$61.98 *
SW S15	COMMERCIAL - 3" METER	\$123.99 *
SW S16	COMMERCIAL - 4" METER	\$193.77 *
SW S17	COMMERCIAL - 6" METER	\$387.47 *
SW S18	COMMERCIAL - 8" METER	\$619.95 *
MINIMUM CHARGE FOR 3/4" METER-UP TO 250 CU.FT.		\$18.60
*NON-DOMESTIC CUSTOMERS WITH 2" OR GREATER METER SIZE-INDUSTRIAL PRETREATMENT ADMINISTRATIVE FEE ADDED TO COMMODITY CHARGE 0.00414		

**ADOPT – ELECTRIC RATES SCHEDULES**

Mr. Kay summarized the request for Council and noted that during the fiscal year 2012-13 budget discussion in May the City Council directed staff to amend the existing Residential Electric Service Schedules to reflect a 1% rate reduction for all service billed on or after 1 July 2012. The reduction in electric sales revenue of \$202,550 associated with this rate adjustment has been included in the proposed Electric Fund fiscal year budget for 2012-13.

By motion of Councilman Mercer, seconded by Councilman Pitt, Council amended the Residential Electric Service Schedule RS1/RS3 and the Residential Electric Service Schedule RT1/RT3 to be effective for electric service billed on or after July 1, 2012.

WASHINGTON ELECTRIC UTILITIES  
Washington, North Carolina

Washington Electric Utilities

Schedule RT1/RT3, continued

Residential Service - Inside Corporate Limits  
(Schedule RT1 / RT3)

SALES TAX

North Carolina State Sales Tax will be added to charges for service.

AVAILABILITY

Service under this Schedule is available for separately metered and billed supply of electricity to single family residences, including residential farms where the farm uses are not taken through a separate meter, and common area residential lighting strictly used for residence owned decorative or security lighting for electric service delivered to premises located within the corporate limits of the City of Washington.

CONTRACT PERIOD

Open Order.

This Schedule is not available for (a) individual motors rated over 15 hp, (b) commercial use as in hotels, schools, institutions, public inns, motels, auto courts, tourist camps, trailer camps, and commercial, roadway, or billboard decorative and security lighting, (c) separately metered accessory buildings or equipment on residential property not suitable for residential use (other than small storage buildings expressly used for lawn and garden supplies and equipment), or (d) bulk barns and other seasonal high use facilities.

GENERAL

Service rendered under this Schedule is subject to the provisions of the Service Regulations of the City of Washington contained in the City Code of Ordinances.

Meters may be read in units of 10 kWh and bills rendered accordingly.

TYPE OF SERVICE

Alternating current, 60 hertz, single-phase, two or three wire service or three-phase three wire or four wire service at standard voltages of 240 volts or less are available under this Schedule.

MONTHLY RATE

Customer Charge:  
Single Phase \$ 8.43 per month  
Three Phase \$ 17.59 per month

Energy Charge:  
All kWh \$ 0.124502 per kWh

WHOLESALE POWER COST ADJUSTMENT

All kilowatt-hours billed under this Schedule will be subject to Wholesale Power Cost Adjustments, if any, to recover wholesale power costs fully.

WASHINGTON ELECTRIC UTILITIES  
Washington, North Carolina

Washington Electric Utilities

Schedule RS1/RS3, continued

Residential Service - Outside Corporate Limits  
(Schedule RS1 / RS3)

CONTRACT PERIOD

Open Order.

GENERAL

Service rendered under this Schedule is subject to the provisions of the Service Regulations of the City of Washington contained in the City Code of Ordinances.

Meters may be read in units of 10 kWh and bills rendered accordingly.

AVAILABILITY

Service under this Schedule is available for separately metered and billed supply of electricity to single family residences, including residential farms where the farm uses are not taken through a separate meter, and common area residential lighting strictly used for residence owned decorative or security lighting for electric service delivered to premises located outside the corporate limits of the City of Washington.

This Schedule is not available for (a) individual motors rated over 15 hp, (b) commercial use as in hotels, schools, institutions, public inns, motels, auto courts, tourist camps, trailer camps, and commercial, roadway, or billboard decorative and security lighting, (c) separately metered accessory buildings or equipment on residential property not suitable for residential use (other than small storage buildings expressly used for lawn and garden supplies and equipment), or (d) bulk barns and other seasonal high use facilities.

TYPE OF SERVICE

Alternating current, 60 hertz, single-phase, two or three wire service or three-phase three wire or four wire service at standard voltages of 240 volts or less are available under this Schedule.

MONTHLY RATE

Customer Charge:	
Single Phase	\$ 8.88 per month
Three Phase	\$ 18.52 per month
Energy Charge:	
All kWh	\$ 0.131055 per kWh

WHOLESALE POWER COST ADJUSTMENT

All kilowatt-hours billed under this Schedule will be subject to Wholesale Power Cost Adjustments, if any, to recover wholesale power costs fully.

SALES TAX

North Carolina State Sales Tax will be added to charges for service.

**ADOPT/AWARD – ORDINANCE TO CONDEMN AS UNSAFE THE STRUCTURE LOCATED AT 507 WEST 2<sup>ND</sup> STREET AND AWARD THE DEMOLITION CONTRACT**

Josh Kay, City Manager reviewed the request with Council. He stated there are two motions included in the request: (1) to condemn the structure at 507 West Second Street (2) approve bid to demolish the structure. It was further noted that two bids were received:

Armstrong Incorporated \$9,400\*  
St. Clair Trucking \$23,000

\*Armstrong Incorporated's bid was rejected as an insufficient bid: after bids were opened Armstrong Incorporated claimed that Tipping Fees were not included in their original bid. They claimed an additional \$5,000+ would need to be included in their bid proposal.

Mr. Kay stated staff's recommendation is to approve the condemnation of the structure and either accept the only sufficient bid of \$23,000 from St. Clair Trucking or direct staff to rebid the project.

By motion of Mayor Pro tem Roberson, seconded by Councilman Brooks, Council adopted the ordinance condemning the structure located at 507 West 2<sup>nd</sup> Street as unsafe and demolish and remove the structure.

Council by consensus agreed to rebid the project. Mr. Kay explained there are not sufficient funds budgeted in the current budget, nor in the proposed budget. Funding would have to be taken from reserves. The proposed budget only had \$10,000 allotted for demolition.

---

AN ORDINANCE FINDING THAT THE STRUCTURE DESCRIBED HEREIN IN THE  
CITY OF WASHINGTON IS CONDEMNED AS UNSAFE AND DIRECTING THAT IT  
BE DEMOLISHED

**WHEREAS**, the City Council of the City of Washington finds that the structure having an address of 507 West 2<sup>nd</sup> Street, Washington, North Carolina and being owned by the City of Washington is condemned as, among other things, unsafe pursuant to North Carolina General Statute § 160A-441 and that all applicable statutory provisions have been complied with as a condition of the adoption of this Ordinance.

**WHEREAS**, the structure should be demolished and removed as directed by the Senior Building Official for, among other things, the reasons stated by the Senior Building Official in his Notice of Decision.

**WHEREAS**, the owner of the structure has been given a reasonable opportunity to bring the structure into compliance with the applicable standards of the City Code as well as State statute in accordance with North Carolina General Statute § 160A-441 as well as pursuant to the Order issued by the Senior Building Official in said Notice of Decision.

**WHEREAS**, said structure has been found to be unfit for human habitation.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Washington as follows.

**Section 1.** The Senior Building Official is hereby authorized and directed to proceed to demolish and remove the above described structure located at 507 West 2<sup>nd</sup> Street in accordance with applicable provisions of the City Code and North Carolina General Statute § 160A-441 *et seq.*

**Section 2.** This Ordinance shall be recorded in the Office of the Register of Deeds of Beaufort County, North Carolina.

This Ordinance shall become effective on this date of adoption June 11, 2012.



The image shows the signature of N. Archie Jennings, Mayor. The signature is handwritten and appears to be "N. Archie Jennings". Below the signature is a horizontal line, and below that, the name "N. Archie Jennings, Mayor" is printed.

**ACCEPT – OPERATIONAL AGREEMENTS WITH THE BEAUFORT COUNTY BOARD OF EDUCATION TO PROVIDE SCHOOL RESOURCE OFFICERS (SRO) FOR WASHINGTON HIGH SCHOOL AND P.S. JONES MIDDLE SCHOOL FOR THE SCHOOL YEAR 2012-2013 (\$37,838)**

City Manager, Josh Kay explained the agreement is unchanged from previous years and there is a per officer reimbursement of \$37,838. Councilman Mercer reviewed the discussion from last year regarding the SRO contracts. He noted that \$37,838 is not sufficient to completely cover the cost of those officers and Council asked at that time, that the School Board be put on notice that we needed to address the issue of at least recovering our costs. He stated the Manager suggested that we approve for this year, with a specific understanding that this is the last year it will be approved at this cost. The future contracts will include an escalation cost included in it or it doesn't get approved. Mr. Kay noted this is a good opportunity for us to meet with the Beaufort County Board of Education and discuss this item as well as other partnerships we may have in the City.

By motion of Councilman Moultrie, seconded by Councilman Brooks, Council accepted the agreement(s) to fund a School Resource Officer (SRO) for Washington High School and P.S. Jones Middle School in the amount \$37,838 for each position and directed the staff to meet with the school board to discuss the increase in future agreements. Councilman Mercer opposed and the motion passed 4-1.

**APPROVE – CONTRACTS FOR WATER AND WASTEWATER TREATMENT CHEMICALS AND APPROVE PURCHASE ORDERS FOR CHEMICAL PURCHASES**

Mr. Kay explained the purpose of this item is to inform Council of contract commitments for water and wastewater treatment chemical requirements for the City from July 1, 2012 through June 30, 2013 and to allow for purchase orders to be issued as needed for the purchase of these chemicals.

By motion of Mayor Pro tem Roberson, seconded by Councilman Moultrie, Council approved the contracts for water and wastewater treatment chemicals and allowed purchase orders to be approved in FY 12-13 for the chemicals listed below.

Contracts awarded as follows:		
<u>Vendor</u>	<u>Cost Per Unit</u>	<u>Estimated Total</u>
(A) <u>Amerochem</u>		
Anhydrous Ammonia	\$0.82/lb.	\$ 7,790.00
Liquid Aluminum Sulfate	\$385.00/ton	\$32,725.00
Sodium Bisulfite	\$2.21/gal.	\$35,360.00
Sodium Hypochlorite	\$0.95/gal	\$28,500.00
(B) <u>Cargill Salt</u>		
Sodium Chloride	\$104.40/ton	\$167,040.00
(C) <u>Jones Chemical</u>		
Liquid Chlorine-Ton Cylinders	\$650.00/ton	\$13,000.00
(D) <u>Chem South</u>		
Sodium Hexametaphosphate	\$1.07/lb.	\$19,260.00
(E) <u>Brenntag</u>		
Potassium Permanganate	\$2.25/lb.	\$47,250.00
Hydroflousilicic Acid	\$0.35/lb.	\$12,250.00
	<b>TOTAL</b>	<b>\$363,175.00</b>

**(item removed from agenda) ADOPT – RESOLUTION OF INTENT TO CLOSE CHARLOTTE STREET BETWEEN PARK DRIVE AND WILLOW STREET**

**ADOPT – BUDGET ORDINANCE FOR FISCAL YEAR 2012-2013, SET AD VALOREM TAX RATE AND USER FEE SCHEDULE**

Josh Kay, City Manager stated Council has discussed the budget at two workshops, as well as when the public hearing was held. Staff has done an outstanding job and thanked them for putting a budget together that meets the majority of Council’s goals as well as the needs for this community. The Budget Ordinance for Fiscal Year 2012-2013, totals \$62,264,988, sets the 2012 Ad valorem Tax rate at \$0.50 per \$100.00 value with \$.0144 designated for the Public Safety Capital Reserve, and sets the user fee schedule included in the appendix of the budget. This ordinance appropriates the following amounts in the funds listed for operational expenses during the fiscal year:

General Fund	\$14,491,745
Water Fund	3,051,737
Sewer Fund	3,222,139
Storm Water Management Fund	711,464
Electric Fund	38,391,373
Airport Fund	455,514
Solid Waste Fund	1,219,300
Cemetery Fund	317,115
Library Trust Fund	300
Cemetery Trust Fund	1,400
Public Safety Capital Reserve Fund	120,901
Economic Development Capital Reserve Fund	156,000
Facade Fund	10,000
Internal Service Fund	<u>116,000</u>
Grand Total	\$62,264,988

Councilman Mercer stated he felt that when this year started, we were further ahead on the budget process than we had been in years, he also expressed concern that Council should’ve held more workshops to review the budget more in depth. He presented comments and suggestions regarding delaying spending \$515,000 in Capital Expenditures in power line construction in the Electric Fund.

Councilman Mercer made a motion to reduce the power line construction line items by \$515,000 in the Electric Fund of which \$325,000 was scheduled for the Terra Ceia rebuild, \$90,000 for design for Clark’s Neck Road electrical work and \$100,000 design for Second Street. Mayor Pro tem Roberson seconded the motion. Discussion held.

---

Councilman Moultrie asked if we could pass the budget first and then go back and amend the budget with the proposed changes? Mayor Jennings explained that if the changes are made to defer the mentioned items, then the budget ordinance will have to be amended to reflect those changes and then re-presented to Council in writing for approval, resulting in the budget not passing tonight. He further explained that the budget could be passed tonight and then the Capital items could be decided on individually as we go through the year and delay the items at that time. Councilman Mercer noted that process would work as long as staff understands that no money will/can be spent on any of those projects until Council gives approval.

(motion restated from above) Councilman Mercer made a motion to reduce the power line construction line items by \$515,000 in the Electric Fund of which \$325,000 was scheduled for the Terra Ceia rebuild, \$90,000 for design for Clark's Neck Road electrical work and \$100,000 design for Second Street. Mayor Pro tem Roberson seconded the motion. Voting in favor: Mercer, Roberson & Pitt; Opposed: Brooks & Moultrie. Motion passed 3-2.

Mayor Jennings advised Council to review their calendars in order to schedule another meeting to approve the budget.

By motion of Mayor Pro tem Roberson, seconded by Councilman Mercer, Council scheduled a special meeting at 8:00am on Monday, June 18, 2012 to consider passing the Budget Ordinance for Fiscal Year 2012-2013, set ad valorem tax rate and user fee schedule. (At the end of the meeting, it was determined that the Council could recess the June 11<sup>th</sup> meeting until June 18<sup>th</sup>.)

**(moved from Public Hearing –Other) ADOPT – RESOLUTION FIXING DATE FOR PUBLIC HEARING ON THE NON-CONTIGUOUS ANNEXATION OF THE EASTERN PRIDE, INC.(Family Dollar)**

Councilman Mercer asked staff to prepare the economic assessment regarding the proposed annexation.

By motion of Mayor Pro tem Roberson, seconded by Councilman Pitt, Council adopted the resolution fixing the date for a public hearing (July 23<sup>rd</sup>) on the non-contiguous annexation of the Eastern Pride, Inc. property located on River Road and containing 1.76 acres.

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION OF ANNEXATION PURSUANT TO G.S. 160A-31**

WHEREAS, a petition requesting annexation of the non-contiguous area described herein has been received; and

WHEREAS, the City Council has by resolution directed the City Clerk to investigate the sufficiency of the petition; and

WHEREAS, certification by the City Clerk as the sufficiency of the petition has been made;

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

Section 1. A public hearing on the question of annexation of the noncontiguous area described herein will be held at the City Council Chambers on the 2<sup>nd</sup> floor of the municipal building located at 102 East 2<sup>nd</sup> Street at 6:00 p.m. on Monday, July 23, 2012.

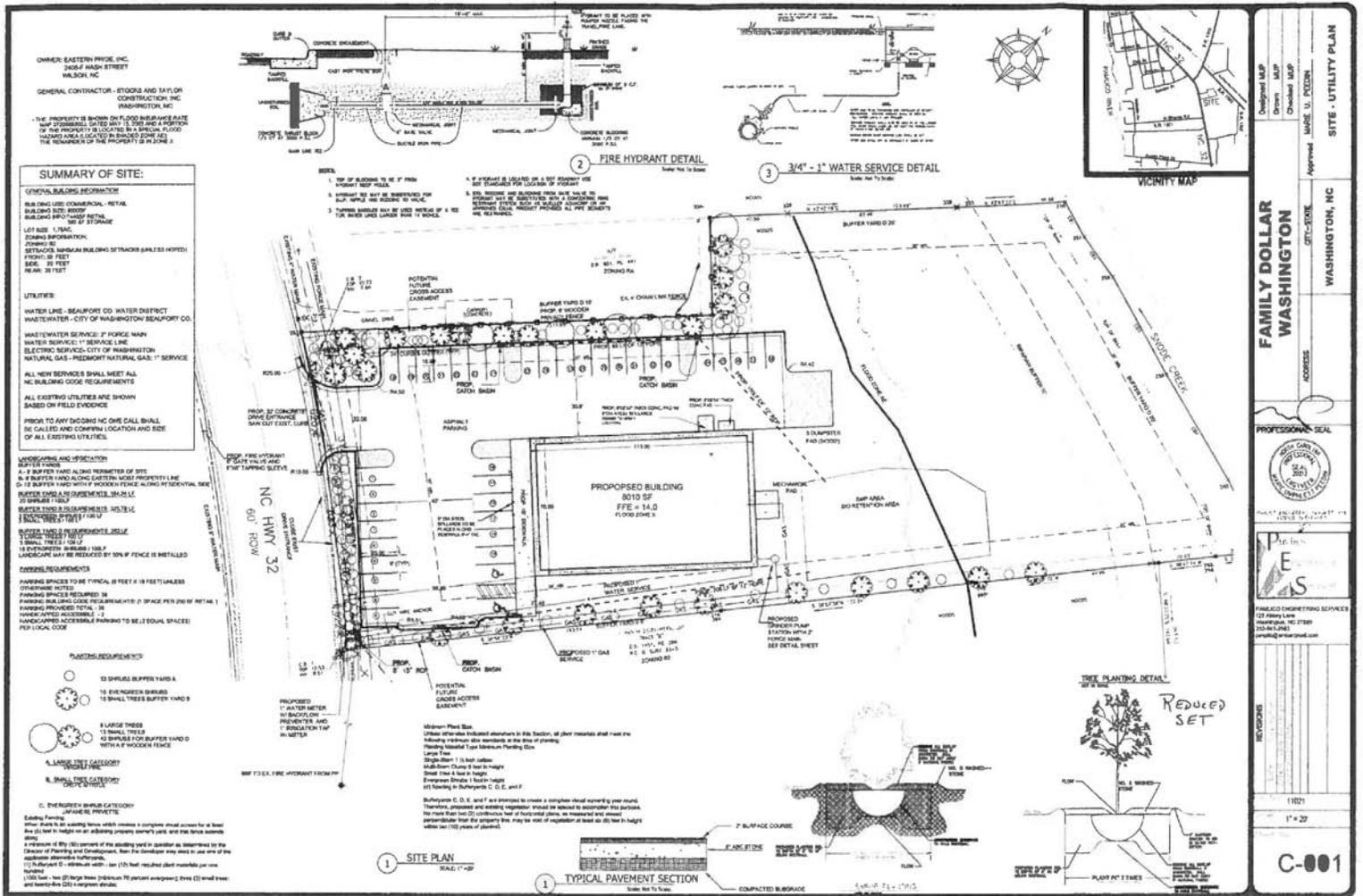
Section 2. The area proposed for annexation is described as follows: Being 1.76 acres of land located on River Road just east of Brick Kiln Road and being located in Washington Township, Beaufort County North Carolina and being more particularly described as follows; See Attached Map Together with and subject to covenants, easements and restrictions of record. Said property to be annexed contains 1.76 acres.

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

Attest:

s/Cynthia S. Bennett, CMC  
City Clerk

s/N. Archie Jennings, III  
Mayor



**(ADDED ITEM) STELL ET VELLA DOCK AGREEMENT**

City Manager, Josh Kay explained that the Jeannie B will locate to its summer location, therefore, a short-term vacancy will occur at that slip. Due to the success of the Jeannie B, its owners have requested to dock the Stella Et Vella for eight weeks at the same location to offer sunset cruises. The proposed agreement will be a replica of the Jeannie B agreement with the following revisions:

1. Eight week period beginning on June 20, 2012; and
2. Stella Et Vella will pay normal monthly slip rental (\$260) on a four week basis.

By motion of Councilman Mercer, seconded by Mayor Pro tem Roberson, Council authorized the City Manager to sign an eight week dock slip agreement with Stella Et Vella for commercial purposes for \$260 per four-week period, beginning on June 20, 2012.

**(moved to New Business X.J from Consent Agenda) ADOPT –BUDGET ORDINANCE FOR THE VISION 100 AIRPORT GRANT**

Mayor Pro tem Roberson expressed his concerns with the Vision 100 Grant and the amendments to the program and noted we need to have a better handle on project management. Councilman Mercer stated at an earlier meeting, Council approved an amendment to the grant, but did not approve the budget ordinance amendment and that’s what this request does. Mr. Kay explained that The Vision 100 Grant project 36237.38.7.1 was amended on April 20, 2011 to provide additional funds for the runway approach clearing. The additional federal grant amount was \$28,254. The City’s match of \$3,139 was not appropriated at that time and needs to be in order to complete the project.

Original	Amendment	Total
Grant \$150,000	\$28,254	\$178,254
City \$ 16,667	\$ 3,139	\$ 19,806
Total \$166,667	\$31,393	\$198,060

By motion of Councilman Mercer, seconded by Councilman Pitt, Council adopted a budget ordinance for the Vision 100 Grant amendment.

**AN ORDINANCE TO AMEND THE BUDGET ORDINANCE OF THE CITY OF WASHINGTON, N.C. FOR THE FISCAL YEAR 2011-2012**

---

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

Section 1. That the Estimated Revenues in the Airport Fund be increased in the amount of \$2,823 in the account Vision 100 Grant 3623738.7.1, account number 37-90-3490-0005.

Section 2. That the Estimated Revenues in the Airport Fund be increased in the amount of \$315 in the account Fund Balance Appropriated, account number 37-90-3991-9910.

Section 3. That account number 37-90-4530-4511, Vision 100 Grant 3623738.7.1, portion of the Airport Fund appropriations budget be increased in the amount of \$3,138 to provide funds for completion of project.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. This ordinance shall become effective upon its adoption.

Adopted this the 11<sup>th</sup> day of June, 2012.

**Attest:**

**s/Cynthia S. Bennett, CMC**  
**City Clerk**

**s/N. Archie Jennings, III**  
**Mayor**

**DISCUSS – SCHEDULING OF JULY COUNCIL MEETING**

By motion of Mayor Pro tem Roberson, seconded by Councilman Pitt, Council approved not meeting on July 9<sup>th</sup> and only meeting on July 23<sup>rd</sup>.

**ANY OTHER BUSINESS FROM THE MAYOR OR OTHER MEMBERS OF COUNCIL**

Councilman Pitt reminded Council of Music in the Streets on Friday night. He also reminded Council of the request from the League for Advocacy Goals that will need to be submitted in Charlotte at the annual meeting.

Councilman Mercer reminded Council of two Bills in the General Assembly pertaining to electric rates as they apply to cities in the Eastern Power Agency. He also reminded Council of the need for their input on the EDC By-laws. There are currently 17 applicants for the EDC Directors position.

Mayor Jennings updated Council on the proposed bathhouse near the Estuarium and stated there is a conditional approval from the Partnerships for the Sounds Board. As part of that process, an architect was consulted. This is the same architect that designed and oversaw the construction of the Estuarium. Though, no real design concerns were discussed, there were issues as to how the building would function in its relation to the Estuarium. He stated, being the Council's representative on the Partnership Board, he was asked to bring this update to Council and ask for support in the design work of the bathhouse. How much, if any, more time does Council want to commit to this? How much, if any, funding would Council consider in supporting the design work?

By motion of Mayor Pro tem Roberson, seconded by Councilman Mercer, Council authorized the Mayor to relay to the Partnership Board on behalf of the Council, to forge ahead with the project and that Council has committed up to \$2,000 for the design work for the project.

**CLOSED SESSION – UNDER § NCGS 143-318.11(A)(4) ECONOMIC DEVELOPMENT (A)(3) ATTORNEY/CLIENT PRIVILEGE**

By motion of Councilman Pitt, seconded by Councilman Brooks, Council entered into closed session at 7:50pm under NCGS 143-318.11 (A)(4) Economic Development and (A)(3) Attorney/Client Privilege.

By motion of Councilman Moultrie, seconded by Councilman Brooks, Council came out of closed session at 8:10pm.

---

---

**ADJOURN**

By motion of Councilman Pitt, seconded by Councilman Brooks, Council adjourned the meeting at 8:10pm until Monday, June 18, 2012 at 8:00am in the Council Chambers located at the Municipal Building.

---

**Cynthia S. Bennett, CMC**  
City Clerk