

The Washington City Council met in a regular session on Monday, September 10, 2012 at 4:30pm in 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, Administrative Services Director/C.F.O.; Robbie Rose, Fire Chief; Allen Lewis, Public Works Director; Gloria Moore, Library Director; John Rodman, Interim Community and Cultural Services Director/Planning Director; Stacy Drakeford, Interim Fire and Police Services Director; Susan Hodges, Human Resources Director; Keith Hardt, Electric Director; Lynn Lewis, Tourism Director; David Carraway, IT; Kristi Hardison, Parks and Recreation Manager and Mike Voss, Washington Daily News.

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

APPROVAL/AMENDMENTS TO AGENDA

Mayor Pro tem Roberson requested that a sympathy card be forwarded to Ron Kimbel, Deputy City Manager of Charlotte and former City Manager of Greenville, on the loss of his daughter who was killed last week.

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

APPROVAL OF MINUTES FROM AUGUST 13, & AUGUST 27, 2012

By motion of Mayor Pro tem Roberson, seconded by Councilman Moultrie, Council approved the minutes of August 13 & 27, 2012 as presented.

CLOSED SESSION – UNDER § NCGS 143-318.11(A)(6) PERSONNEL

By motion of Councilman Pitt, seconded by Councilman Brooks, Council entered into Closed Session under NCGS §143-318.11 (a)(6) Personnel at 4:35pm.

By motion of Councilman Brooks, seconded by Mayor Pro tem Roberson, Council came out of Closed Session at 5:35pm.

PRESENTATION: MAUREEN O'SHEA – NORTH CAROLINA EMERGENCY MANAGEMENT FLOODPLAIN PROGRAM

The National Flood Insurance Program, or NFIP, was instituted in 1968 by Congress and is currently administered by the Federal Emergency Management Agency (FEMA). Historically, private insurance companies were not able to afford to offer flood insurance, and the federal government paid huge sums of money to assist individuals to recover from flood damage. With the NFIP, people who are most at risk of damage due to flooding may purchase insurance, and when flooding occurs, the cost of recovery is at least partially covered by the insurance program. In order to participate in the NFIP, your community has been required to establish, administer, and enforce a floodplain management program that meets or exceeds the minimum standards established by the NFIP as set forth in Title 44, Code of Federal Regulations (CFR), Section 60.3. Though participation in the NFIP is voluntary for communities meeting NFIP standards, that participation allows local citizens to obtain affordable flood insurance through the NFIP as well as receive most other state and federal disaster assistance. The primary objective of the NFIP and those communities that participate in the program is to reduce the loss of lives and property damage caused by floods.

Flood insurance coverage through the NFIP is only available in communities that have joined the National Flood Insurance Program. In return for this benefit, communities that join the NFIP agree to meet minimum standards for development in flood hazard areas. The City of Washington entered the Emergency Phase of the NFIP October 6, 1972 and the Regular Program on February 2, 1977. This is when the first Flood Insurance Rate Maps were effective for the City. There are currently 1,289 flood insurance policies in force within the City with \$206,209,600.00 in coverage. Since 1972, NFIP has paid \$11,647,947.95 for 900 flood losses in the City of Washington.

The NFIP encourages communities to go beyond minimum floodplain management requirements to reduce the risk of loss due to flooding. In 1990, FEMA implemented the Community Rating System

as a way of evaluating those communities that have adopted higher floodplain management practices. The NFIP provides lower insurance premiums as an incentive for doing this. In return for good floodplain management practices, the Community Rating System has rated the City of Washington as a Class 7 community. Therefore, residents and business owners receive a 15% discount on premiums for Standard flood insurance policies inside the SFHA.

This means that insurance premiums in the City of Washington are among the lowest in the North Carolina. The 1,157 Standard NFIP policy holders in the City of Washington will save over \$134,451.60 over the next year. The remaining 135 policies are Preferred Risk Policies for properties outside the 100-year floodplain, and these policies already receive a favorable rate.

Some of the activities for which the City of Washington received CRS credit are:

- Maintaining copies of Elevation Certificates (54 pts.)
- Providing inquirers with flood zone information (140 pts.)
- Mailing a community brochure to all properties in the community annually, & providing flood information through displays in public buildings (74 pts.)
- Requiring final subdivision plats to include flood hazard information (5 pts.)
- Publications & Documents related to floodplain management are available the Washington Public Library; also floodplain information is displayed on the City's website (51 pts.)
- Preserving open space in the flood zone (131 pts.)
- Adopting & enforcing higher standards, in the SFHA (139 pts.)
- Maintaining flood data in a digitized format (106 pts.)
- Stormwater management (80 pts.)
- Floodplain Management Planning (156 pts.)
- Acquiring, demolishing and/or relocating homes from the flood zones & preserving the lots as open space (180 pts.)
- Enforcing regulations for soil & erosion control (59 pts.)
- Enforcing regulations for drainage system maintenance (230 pts.)
- All NC communities receive CRS credit for the State's Dam Safety Program (52 pts.)

North Carolina Emergency Management & FEMA commend all of those in the City of Washington who have made this commitment to floodplain management & to the safety of the community. A plaque from FEMA is provided in recognition of your achievement.



Left to right: Wayne Harrell, Inspections; Maureen O'Shea, NC Emergency Management; Josh Kay, City Manager and Allen Pittman, Inspections.

CONSENT AGENDA

By motion of Councilman Mercer, seconded by Mayor Pro tem Roberson, Council approved the consent agenda as presented.

A. **Adopt – Budget Ordinance Amendment for repair and replacement of promenade fixtures on the waterfront (\$9,956)**

**AN ORDINANCE TO AMEND THE BUDGET ORDINANCE
OF THE CITY OF WASHINGTON, N.C.
FOR THE FISCAL YEAR 2012-2013**

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 \$9,956 in the account Fund Balance Appropriated, account number 10-00-3991-9910.

Section 2. That account number 10-40-6124-1501, Maint/Repair Grounds, Waterfront Docks portion of the General Fund appropriations budget be increased in the amount of \$9,956 to provide funds for the repair and replacement of promenade lights on the waterfront.

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 10th day of September, 2012.

Attest:

s/Cynthia S. Bennett, CMC
City Clerk

s/N. Archie Jennings, III
Mayor

B. Adopt – Budget Ordinance Amendment for the Electric Fund (\$16,798)
AN ORDINANCE TO AMEND THE BUDGET ORDINANCE
OF THE CITY OF WASHINGTON, N.C.
FOR THE FISCAL YEAR 2012-2013

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

Section 1. That the following accounts and amounts be increased in the Electric Fund revenue budget:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
35-90-3920-9100	Installment Note Proceeds	\$15,805
35-90-3991-9910	Fund Balance Appropriated	<u>993</u>
	Total	\$16,798

Section 2. That the following accounts and amounts be increased in the departments indicated of the Electric Fund appropriations budget:

<u>Department</u>	<u>Account</u>	<u>Description</u>	<u>Amount</u>
Substation Maint.	35-90-8370-7401	Installment Note Purchases	\$15,805
Debt Service	35-90-4020-8300	Installment Note Principal	688
Debt Service	35-90-4020-8301	Installment Note Interest	<u>305</u>
	Total		\$16,798

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 10th day of September, 2012.

Attest:

s/Cynthia S. Bennett, CMC
City Clerk

s/N. Archie Jennings, III
Mayor

C. Approve – Purchase Orders >\$20,000

- Requisition’s #11879, 11880, 11881, 11882, 11883, 11884, & 11885, \$190,805 to Power Secure for generator catalyst/silencer & monitoring equipment to meet EPA requirements, account 35-90-8370-7401. \$175,000 budgeted.
- Requisition #11952, \$21,009 to Piedmont Truck Center for vehicle #413 truck chassis & requisition #11954, \$9,192.42 to Quality Truck Bodies for truck body & gate, account 30-90-7250-7401. \$38,000 budgeted.
- Requisition #11953, \$21,009 to Piedmont Truck Center for vehicle #457 truck chassis & requisition #11955, \$6,528.62 to Quality Truck Bodies for truck body, account 34-90-5710-7401. \$30,000 budgeted.

COMMENTS FROM THE PUBLIC: NONE

PUBLIC HEARING ON ZONING: NONE

PUBLIC HEARING – OTHER: NONE

SCHEDULED PUBLIC APPEARANCES: NONE

MEMO – INSPECTION BUDGET TRANSFER

The Budget Officer transferred \$2,000 of funding between the Planning and Inspection departments of the General Fund to provide additional funds needed for the purchase of a vehicle for the Inspections department.

REPORT – LOAD MANAGEMENT DEVICE INSTALLATION

Load Management Device Installation Report

Project Start Date : October 2010

	August 2012	Project to Date
Total Load Management Device Installations	51	1,518
Total Accounts Added with Load Management	31	1,172
Appliance Control Installations		
Air Conditioner / Heat Pump	43	1,239
Auxiliary Heat Strip	20	612
Electric Furnace	2	227
Water Heater	21	938
Total Encumbrances to Date		
Load Management Devices		\$65,600
Contractor Installations	\$15,000	\$175,000
Total Project Encumbrances		\$240,600
Total Expenses to Date		
Load Management Device Purchases		\$65,600
Contractor Installation Expenses	\$4,625	\$163,400
Total Project Expenses		\$229,000
Average Cost per Load Management Device Installed		\$151
Average Installed Cost per Controlled Appliance		\$76

Load Management Devices Remaining in Stock 982

HUMAN RELATIONS COUNCIL

Scheduled Public Appearances:

Interim Fire and Police Services Director, Stacy Drakeford reviewed the program of officers patrolling the neighborhoods in the City of Washington. Chief Drakeford explained he implemented this procedure approximately the 2nd week of his coming to Washington. Mr. Drakeford is hoping to accomplish the following:

- Make sure the citizens know the faces of our officers
- One on one interaction

Two purposes this should lead to:

- Building trust (requires effort from both officers and citizens – citizens will become familiar with the officer in their neighborhood)
- Regenerate/restart community watch programs throughout our neighborhoods

Councilman Mercer shared the experience he had in his neighborhood with the interaction between the citizens and the officers and voiced he was very impressed with this type of policing.

Ms. Deborah Ryals, Chairperson/president of Ruth's House explained the project and enlightened Board members on where they are now. Ms. Ryals shared things they have been working on and what they see as pathways to success and pitfalls to avoid. She voiced the target date to open the shelter (Ruth's House) will be in October and that they are partnering with the Center for Family Violence (office located on 2nd Street). The Center for Family Violence offers all sorts of programs and counseling for individuals fleeing domestic violence. Also, Ms. Ryals reiterated that Ruth's House welcomes all who wish to be on their board.

Update – Multicultural Festival 2012 – Board member Howard provided an update on the Multicultural Festival noting the meeting dates of the subcommittee. Ms. Howard shared that ~~Allen Jordan~~ **correction Joey Toler** forwarded an email suggesting using the Boys & Girls Club for a rain date. The committee has not been able to obtain a bid from PC Sound but the Beaufort County Arts Council has a very good sound system should the need arise. The Festival will require \$250 in support of programs according Executive Director, Joey Toler, of Beaufort County Arts Council.

Discussion items – Council Liaison Pitt – Councilman Pitt discussed Mr. Frank Deese, Mayor of Marshville and “Ban the Box” campaign.

FYI – items addressed at this time – inclusive of June and July reports submitted to City Council on July 23, 2012 and August 13, 2012.

FINANCIAL REPORTS (emailed as available)

Councilman Mercer inquired about the amount listed in the airport subsidy account. He noted that the amount should be no more than \$50,000, but the financial reports indicated \$54,066. Mr. Kay explained that he will research this inquiry and forward his findings to Council.

APPOINTMENTS – TO HISTORIC PRESERVATION COMMISSION

Mayor Jennings requested that Council appoint Geraldine McKinnley to the Historic Preservation Commission. By motion of Mayor Pro tem Roberson, seconded by Councilman Brooks, Council appointed Geraldine McKinnley to the Historic Preservation Commission to fill the expired term of Kasey Stamey term to expire June 30, 2015.

A vacancy still remains on this commission.

ADOPT – BUDGET ORDINANCE 2011-2012 PROJECTS NOT COMPLETED

City Manager, Josh Kay explained the budget ordinance to Council noting that the following projects budgeted in the prior year were not completed nor provided for in the current year budget:

- Purchase of two computers: \$2,500 Planning and Fire Department
- Sports Complex Improvements: \$5,174 restricted donated funds
- Vision 100 Grants: \$581,355 airport improvements grants

Councilman Mercer expressed concern in carrying funds over from a prior budget year.

By motion of Councilman Moultrie, seconded by Mayor Pro tem Roberson, Council adopted a budget ordinance amendment to appropriate funds for projects that were budgeted in 2011-2012 and not completed. Motion carried 4-1 with Councilman Mercer opposing the motion.

**AN ORDINANCE TO AMEND THE BUDGET ORDINANCE
OF THE CITY OF WASHINGTON, N.C.
FOR THE FISCAL YEAR 2012-2013**

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

Section 1. That the following accounts of General Fund revenue budget be increased or decreased by the respective amounts indicated for projects budgeted but not completed in 2011-2012:

10-00-3991-9910	Fund Balance Appropriated	\$ 7,674
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Section 2. That the following accounts of General Fund appropriations budget be increased or decreased by the respective amounts indicated for projects budgeted but not completed in 2011-2012:

10-10-4910-7000	Non-Capitalized Purchases	\$ 1,250
10-10-4340-7000	Non-Capitalized Purchases	1,250
10-40-6130-7300	Other Improvements	<u>5,174</u>
	Total	7,674

Section 3. That the following accounts of Warren Field Airport Fund revenue budget be increased by the respective amounts indicated for projects budgeted but not completed in 2011-2012:

37-90-3490-0006	Grant Funds 36237.38.8.1	\$ 38
37-90-3490-0007	Grant Funds 36237.38.9.1	63,795
37-90-3490-0008	Grant Funds FY 11/12	150,000
37-90-3453-0005	Grant Funds 36244.51.8.1	309,387
37-90-3991-9910	Fund Balance Appropriated	<u>58,135</u>
	Total	\$581,355

Section 4. That the following accounts of Warren Field Airport Fund appropriations budget be increased by the respective amounts indicated for projects budgeted but not completed in 2011-2012:

37-90-4530-4512	Vision 100 Grant 38.8.1	\$ 42
37-90-4530-4513	Vision 100 Grant 38.9.1	70,883
37-90-4530-4514	Vision 100 Grant FY 11/12	166,667
37-90-4530-4521	Vision 100 Grant 51.8.1	<u>343,763</u>
	Total	\$581,355

Section 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 6. This ordinance shall become effective upon its adoption.

Adopted this the 10th day of September, 2012.

Attest:

s/Cynthia S. Bennett, CMC
City Clerk

s/N. Archie Jennings, III
Mayor

ADOPT – BUDGET ORDINANCE AMENDMENT FOR OUTSTANDING PURCHASE ORDERS FROM FY 11/12 (\$931,926)

City Manager Josh Kay explained that at the close of fiscal year 2011-2012 the City had the following amount of outstanding purchase orders, by fund, issued for contracts and merchandise:

General Fund	\$253,364
Water Fund	139,795
Sewer Fund	138,112
Storm Water Fund	76,505
Electric Fund	290,740
Airport Fund	15,582
Solid Waste Fund	15,200
Cemetery Fund	1,165
Façade Fund	<u>1,463</u>
	\$931,926

Funding for these outstanding purchase orders is restricted in fund balance June 30, 2012. Therefore, the funding needs to be appropriated in the current fiscal year for spending.

Councilman Mercer discussed his concerns with carrying over purchase orders from prior years. Mr. Kay stated that there have been delays from the vendor regarding the purchase order for the new phone system and stated the new system should be in place before January 1, 2013. Councilman Mercer also had concerns with the Terra Ceia electric rebuild and requested a breakdown of costs for this project. Staff will forward the requested cost breakdown to Council.

By motion of Councilman Brooks, seconded by Councilman Mercer, Council adopted a budget ordinance amendment in the amount of \$931,926 for purchase orders outstanding from fiscal year 2011-2012 that are being brought forward into fiscal year 2012-2013 for payment.

By motion of Councilman Mercer, seconded by Mayor Pro tem Roberson, Council voted that if the specific transfer and purchase order for the VOIP phone system is not completed by the end of the calendar year, then the purchase order will be voided.

**AN ORDINANCE TO AMEND THE BUDGET ORDINANCE
OF THE CITY OF WASHINGTON, N.C.
FOR THE FISCAL YEAR 2012-2013**

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

Section 1. That the following amounts are hereby appropriated for spending in FY 12/13 in order to satisfy existing contracts, grant obligations, and purchase orders at the end of last fiscal year.

Schedule A. General Fund

Council	\$492
Finance	8,577
Information Systems	17,994
Billing	1,176
Municipal Building	5,217
Miscellaneous	101,120
Police	4,696
EMS	108
Planning/Zoning	8,130
Powell Bill Allocation	81,103
Public Works Administration	702
Library	957
Recreation Administration	1,176
Recreation Events & Facilities	3,346
Senior Programs	976
Athletics & Programs	391
Waterfront Docks	840
Aquatic Center	4,059
Parks & Grounds	<u>12,304</u>
Total	\$253,364

Schedule B. Water Fund

Public Works Director	\$402
Water Treatment Plant	3,149
Water Maintenance	11,280
Water Construction	<u>124,964</u>
Total	\$139,795

Schedule C. Sewer Fund

Wastewater Maintenance	\$27,500
Wastewater Construction	36,470
Wastewater Treatment Plant	48,736
Sewer Lift Stations	<u>25,406</u>
Total	\$138,112

Schedule D. Storm water Fund

Operations	\$76,505
Nutrient Control	0
Total	\$76,505

Schedule E. Electric Fund

Utility Communications	390
Meter Services	1,200
Substation Maintenance	84,460

Load Management	4,300
Power Line Maintenance	16,623
Power Line Construction	<u>183,767</u>
Total	\$290,740

Schedule F. Airport Fund

Operations	\$15,582
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Schedule G. Solid Waste Fund

Operations	\$15,200
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Schedule H. Cemetery Fund

Operations	\$1,165
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Schedule I. Façade Program

Economic Development-Façade Grants	\$1,463
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Section 2. That the following revenues be increased in the respective amounts to meet the foregoing obligations:

General Fund Balance Appropriated	253,364
Water Fund Balance Appropriated	139,795
Sewer Fund Balance Appropriated	138,112
Storm Water Fund Balance Appropriated	76,505
Electric Fund Balance Appropriated	290,740
Vision 100 Grant Funds 36237.38.9.1	3,857
Vision 100 Grant Funds 36244.51.8.1	8,371
Airport Fund Balance Appropriated	3,354
Solid Waste Fund Balance Appropriated	15,200
Cemetery Fund Balance Appropriated	1,165
Façade Program Fund Balance Appropriated	<u>1,463</u>
Total	\$931,926

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 10th day of September, 2012.

Attest:

s/Cynthia S. Bennett, CMC
City Clerk

s/N. Archie Jennings, III
Mayor

**APPROVE – PURCHASE OF ELGIN STREET SWEEPER THROUGH NJPA CONTRACT
AND APPROVE CORRESPONDING PURCHASE ORDER (\$237,943)**

<u>Vendor</u>	<u>Cost Per Unit</u>	<u>Delivery</u>	<u>Less Trade-In</u>
Public Works Equipment	\$237,943.00	90 days	N/A
			Grand Total \$237,943.00

Mr. Kay explained that \$240,000 is included in the current budget for a new street sweeper. Councilman Mercer inquired the need for the dual chassis system. Mr. Kay explained this allows for steering systems on both sides of the cab to allow safe and effective use of the sweeper which allows the driver to always be on the side of the cab next to the curbing. The dual chassis system cost an additional \$10,000.

By motion of Councilman Pitt, seconded by Councilman Moultrie, Council approved the purchase an Elgin Street Sweeper from Public Works Equipment and Supply Inc. through NJPA contract #031710-FSC and approved the corresponding purchase order.

ADOPT/MEMO – MEMO ELECTRIC SYSTEM TREE TRIMMING AND ADOPT BUDGET
ORDINANCE AMENDMENT FOR THE ELECTRIC FUND - TREE TRIMMING
DISTRIBUTION LINE

Mr. Kay reviewed both budget amendment request and memo regarding tree trimming along transmission and distribution lines.

(begin memo from Keith Hardt, Electric Director) Over the course of the past sixteen years the City of Washington has always employed at least one contract tree trimming crew for right-of-way maintenance along the City's electric system. During at least five budget years we have employed a second contract tree trimming crew due to above average vegetation growth due to warm winters and above average rainfall seasons. We are currently experiencing one of these extremely high growth periods. We have determined that additional contract tree trimming resources are needed to keep up with the electric system trimming needs. Only to compound the issue the twelve year tenure crew supervisor and both remaining employees for our contract crew left the company six months ago and we have had three different crew supervisors during the past six months. This slows production and requires a great deal of staff time to train the new crew to our system and trimming needs.

Listed are the particulars:

Fourteen miles of transmission feeder have been identified where there is severe tree contact and burning as well as significant tree overhang. The contact and burning which causes voltage sags (brownouts) and circuit operations (outages) for customers served from these parts of our electric system.

Recommendation: Employ a contract tree crew for eight weeks with specialized cutting equipment so as to clear the areas in the shortest amount of time.

- Time Required: 8 weeks
- Unit Cost: \$4400 per week
- Total Cost: \$35,200

There is significant growth along all of the rural areas of the electric system. Due to the growth and labor issues noted above we are experiencing a high number of contacts and visual inspections are revealing many areas of vegetation burning where these contacts are occurring.

Recommendation: Employ a second tree clearing crew for sixteen weeks to assist the existing crew in trimming.

- Time Required: 16 weeks
- Unit Cost: \$3360 per week
- Total Cost: \$53,760

You requested that I obtain pricing for right-of-way clearing for the electric feeder from US 264 East to Old Bath Highway east of Forest Hills subdivision adjacent to Mr. Smithwick's property. The electric feeder on this right-of-way is a main feeder that serves residential, commercial, and industrial customers along Old Bath Highway, Highland Drive and Slatestone Road. Washington High School and Weir Valves are the two largest customers served from this electric feeder. Our monitoring equipment at these two customer sites has produced reports of tree contacts on the electric feeder. This area is not accessible to conventional tree trimming equipment and will require specialized equipment to perform the clearing. The cost for this clearing is \$118,260.

Recommendation: I recommend that we do not clear this right-of-way. I also recommend that a plan is developed to relocate this electric feeder so as to eliminate the need for right-of-way maintenance now and in the future. This relocation plan will be developed by staff and can be constructed with existing force account crews. The estimated material cost for this relocation is \$140,000 and will be included in the FY 2013-14 electric fund budget requests.

These trimming needs are significant and were not included in the current fiscal year budget. At the time the budget was prepared we were not observing the growth that we have seen in the last nine months and we were not anticipating the loss of our experienced crew members.(end memo)

Councilman Mercer expressed concern with the amount of funds that will be spent on tree trimming this budget year with a cost of \$275,000, almost \$50-60,000 more than in other years. Mr. Hardt noted there are 400 miles of electric lines that need to have the trees trimmed. Councilman Mercer asked if the purchase order could be written for eight weeks with the option to renew and Mr.

Hardt answered, "yes". Mayor Pro tem Roberson inquired if the work could be completed in the noted 16 weeks and Mr. Hardt stated that it could be completed. Council continued discussions regarding tree trimming and the amount of time needed to complete the work.

By motion of Councilman Pitt, seconded by Councilman Brooks, Council adopted a budget ordinance in the amount of \$53,760 for the electric fund and approved the corresponding purchase orders.

**AN ORDINANCE TO AMEND THE BUDGET ORDINANCE
OF THE CITY OF WASHINGTON, N.C.
FOR THE FISCAL YEAR 2012-2013**

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

Section 1. That the Estimated Revenues in the Electric Fund be increased in the amount of \$53,760 in the account Fund Balance Appropriated, account number 35-90-3991-9910.

Section 2. That account number 35-90-8380-4501, Contract Service - Tree Trimming, Powerline Maintenance portion of the Electric Fund appropriations budget be increased in the amount of \$53,760.

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 10th day of September, 2012.

Attest:

s/Cynthia S. Bennett, CMC
City Clerk

s/N. Archie Jennings, III
Mayor

**ADOPT – BUDGET ORDINANCE AMENDMENT FOR THE ELECTRIC FUND – TREE
TRIMMING TRANSMISSION LINE**

By motion of Councilman Pitt, seconded by Councilman Moultrie, Council adopted a budget ordinance in the amount of \$35,200 for the electric fund and approved the corresponding purchase orders.

**AN ORDINANCE TO AMEND THE BUDGET ORDINANCE
OF THE CITY OF WASHINGTON, N.C.
FOR THE FISCAL YEAR 2012-2013**

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

Section 1. That the Estimated Revenues in the Electric Fund be increased in the amount of \$35,200 in the account Fund Balance Appropriated, account number 35-90-3991-9910.

Section 2. That account number 35-90-8380-4501, Contract Service - Tree Trimming, Powerline Maintenance portion of the Electric Fund appropriations budget be increased in the amount of \$35,200.

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 10th day of September, 2012.

Attest:

s/Cynthia S. Bennett, CMC
City Clerk

s/N. Archie Jennings, III
Mayor

**APPROVE – CANCELLATION AND INVALIDATION OF THE NOTICE OF DECISION
AND ORDER TO REPAIR REGARDING THE STRUCTURE LOCATED AT
507 WEST 2ND STREET**

City Manager, Josh Kay explained that the Washington Historic Preservation Commission approved an issuance of a Notice of Decision and an Order to Repair the dwelling on the property

located at 507 West 2nd Street in 2010. The owner of the property conveyed the property to the City of Washington. The City offered the property for sale in order to repair the structure. The City's attempt to award a bid to improve the property was unsuccessful. In 2012 the Historic Preservation Commission approved a Certificate of Appropriateness to demolish the dwelling. The demolition and removal of the structure was completed in August 2012. Therefore, the original Notice of Decision and Order to Repair the dwelling should be cancelled.

Notice of Decision and Order to Repair 2010
COA approved for demolition April 2012
Demolition Complete —August 2012

By motion of Mayor Pro tem Roberson, seconded by Councilman Moultrie, Council approved the Cancellation and Invalidation of the Notice of Decision and Order to Repair regarding the structure located at 507 West 2nd Street.

**CANCELLATION AND INVALIDATION OF ORDER REGARDING
507 WEST SECOND STREET**

THIS CANCELLATION AND INVALIDATION of the "Order" described below is executed by the City of Washington for the purposes herein expressed.

W I T N E S S E T H

WHEREAS, the Historic Preservation Commission for the City of Washington issued a Notice of Decision Determining Demolition by Neglect and Order to Repair ("Order") to Timothy Evans dated November 4, 2008 for the dwelling on his property located at 507 West Second Street, Washington, North Carolina. Said Order required Mr. Evans to begin within ninety (90) days of receipt of the Order, and complete within nine (9) months of said beginning date, the repair of those elements of said dwelling that were deteriorating, contributing to deterioration, deteriorated, or otherwise undergoing or constituting demolition by neglect; and

WHEREAS, the Order was recorded in the Beaufort County Register of Deeds in Deed Book 1665 at Page 747; and

WHEREAS, by deed dated January 27, 2010 by and between Timothy M. Evans and wife, Darlene C. Evans, and to the City of Washington recorded in Deed Book 1710 at Page 461 of the Beaufort County Registry, a portion of the subject property, including the dwelling located thereon, was conveyed to the City of Washington; and

WHEREAS, on April 3, 2012, the Historic Preservation Commission for the City of Washington granted the City of Washington a Certificate of Appropriateness to demolish the dwelling located on the subject property; and

WHEREAS, the dwelling located on the subject property was demolished and removed by the City of Washington on or before August 13, 2012.

NOW THEREFORE, in light of the foregoing and to serve as public notice, this document is being recorded in order to clarify that said Order no longer has any legal effect, is invalidated and that any cloud on the title to the subject property created by said Order shall be lifted hereby.

IN WITNESS WHEREOF, after due authority given, the CITY OF WASHINGTON has caused this Cancellation and Invalidation of Order to be signed in its name by its Mayor, and attested by its Clerk.

Attest:

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

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

Councilman Mercer discussed the lot located at 507 West Second Street. He suggested that the lot be declared surplus and sold to either of the adjoining property owners. Mayor Pro tem Roberson stated it would not be advantageous for the commercial property located in front of the lot because they couldn't use it for off street parking. The lot could be leased to the residential property owner. Mayor Jennings suggested that staff review all of the properties owned by the City.

**ANNOUNCEMENT: PUBLIC INPUT FORUM REGARDING DOCK MASTER FACILITIES –
5:30PM, 9-11-12 AT THE GRACE MARTIN HARWELL SENIOR CENTER**

**UPDATE – MEETING WITH BEAUFORT COUNTY SCHOOL BOARD BUILDING AND
GROUND COMMITTEE – (MAYOR JENNINGS)**

Mayor Jennings updated Council on a brief meeting he attended with the Beaufort County School Board Building and Grounds Committee. The committee was advised that if they wanted to keep Kugler Field that was understandable, the city would in-turn, like to be released from any implied or actual commitment regarding repairs. If the Board does not have a stated use or if they wanted to consider transitioning that property and responsibility back to the City, then that could be done as well. This would all be done with respect to current agreements already in place, most specifically the football league that uses the facility. The School Board will take this under consideration at their upcoming planning retreat. Mayor Jennings advised that all groups will be kept updated.

LETTER FROM LINDA WHITE DISTRIBUTED TO COUNCIL

Mr. Kay advised that all building codes have been met, but we will continue to have conversations with her and try to assist her in a remedy for her concerns. Mayor Pro tem Roberson suggested that staff verify that all zoning codes have been met.

**COUNCIL MEMBERS ACKNOWLEDGED THE
9/11 NATIONAL DAY OF SERVICE AND REMEMBRANCE**

ADJOURN

By motion of Mayor Pro tem Roberson, seconded by Councilman Brooks, Council adjourned the meeting until September 24, 2012 at 5:30pm.

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