

MINUTES OF SPECIAL MEETING HELD JUNE 23, 2009

A meeting of the City Council of the City of Clinton, North Carolina continued from June 2, 2009 was reconvened at 7:00 PM on June 23, 2009 in the City Hall Auditorium. Mayor Starling presided. Councilmembers Becton, Harris, Stefanovich, Strickland, and Turlington were present. The city attorney, city clerk, city manager, assistant city manager, finance director, police chief, interim fire chief, human resource manager, parks and recreation director, planning and zoning director, and public works director were present. Also present was Chris Berendt, of the Sampson Independent.

Councilmember Becton gave the invocation.

ORDINANCES—BUDGET

Upon a motion made by Councilmember Strickland, seconded by Councilmember Turlington, the following amendment **#2009.06.08** was unanimously adopted:

Budget Ordinance Amendment #2009.06.08

Be It Ordained by the City Council of the City of Clinton, NC, that the following amendment be made to the Annual Budget Ordinance for the fiscal year ending June 30, 2009, and amended September 2, 2008; November 5, 2008; December 2, 2008; April 7, 2009; and June 2, 2009 hereby amended as follows:

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

Account #	Account Title	Increase	Decrease
104900.0400	Professional Service	2,350.00	
104900.0600	Group Insurance		1,000.00
104900.1400	Travel		600.00
104900.1402	Board Expense		800.00
104900.1500	Maintenance	4,111.00	
104900.3300	Departmental Supplies		500.00
104900.4500	Contracted Service		450.00
104900.5401	Worker's Comp		3,111.00
	Total	6,461.00	6,461.00
105100.0600	Group Insurance		2,000.00
105100.1300	Utilities	4,000.00	
105100.3100	Auto Supplies		2,000.00
	Total	4,000.00	4,000.00
106400.1300	Utilities	200.00	
106400.3100	Auto Supplies		200.00
	Total	200.00	200.00

Section 2. To amend the Water and Sewer Fund, the expenditures are to be changed as follows:

Account #	Account Title	Increase	Decrease
306600.7900	Transfer to CDBG Community Revitalization Project	44,000.00	
308200.0401	Engineering Services		2,100.00
308200.3100	Auto Supply		1,000.00
308200.3101	Sludge Disposal	5,000.00	
308200.5401	Worker's Comp		1,900.00
	Total	49,000.00	5,000.00

Section 3. The revenues are to be changed as follows:

Account #	Account Title	Increase	Decrease
303700.0000	Sewer Surcharge	39,000.00	
303750.0000	Service Fees	5,000.00	
	Total	44,000.00	

Section 4. To amend the Downtown Special District, the expenditures are to be changed as follows:

Account #	Account Title	Increase	Decrease
716910.2500	Craft Fair	80.00	
716910.2600	Advertising	300.00	
716910.5700	Miscellaneous	250.00	
716910.8100	Special Events	1,150.00	
716910.8000	Contingency		1,000.00
	Total	1,780.00	1,000.00

Section 5. The revenues are to be changed as follows:

Account #	Account Title	Increase	Decrease
713270.0000	Off Street Parking	780.00	
	Total	780.00	

Section 6. Copies of this budget amendment shall be furnished to the City Clerk, City Manager, and Finance Director for their direction.

BUDGET—ORDINANCES

City Manager Connet presented a budget ordinance for consideration. It was stated that there is a 1% increase in water rates.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Becton, the following ordinance **#2009.06.09** was unanimously adopted:

FISCAL YEAR 2009-2010 BUDGET ORDINANCE
City of Clinton, NC

Be It Ordained by the City Council of the City of Clinton, NC, that the following anticipated fund revenues and expenditures, fees and charges schedules, with certain restrictions and authorizations, are hereby appropriated and approved for the operation of the city government and its activities for the Fiscal Year beginning July 1, 2009 and ending June 30, 2010:

Section 1. General Fund

Anticipated Revenues:

Prior Years Taxes	\$ 26,500
Current Years Taxes	2,295,000
Fire Tax Collections	350,000
Vehicle Taxes	250,000
City School Police Officers	95,000
HUD Officer	40,000
Federal Drug Forfeiture	100
State Substance Abuse Tax	1,000
Community College Officer	44,823
Insurance Revenue	1,000
Payment in Lieu of Taxes	14,000
Collection Fee	-50,000
Lot Cleaning	10,000
Tax Penalties & Interest	15,000
Auto License	35,000
Privilege License	45,000
Adm. Fee for Itinerant Merchants	100
Hold Harmless Funds	18,000
CATV Franchise Fees	57,000
Interest Earned	50,000
Miscellaneous Revenue	5,000
Rent/Steel Technology	104,000
Rent/Diversified Recycling	72,000
Franchise Tax	810,000
Beer & Wine Tax	38,000
Powell Bill	249,000
Local Govt. 1% Sales Tax-39	515,000
Local Govt. ½% Sales Tax-40	410,000
Local Govt. ½% Sales Tax-42	406,000
Local Govt. ½% Sales Tax-44	273,000
ABC Revenues	97,000
ABC Revenue – Police	5,000

NC Dept. of Health	100
Taxi Permits/Finger Prints	200
Court Fees	5,000
Parking Violations	1,000
Sampson Co. Contribution	173,663
State Bldg Fire Protection	7,834
Firemen's Relief Tax	14,000
Fire & Life Safety	500
False Alarm Fees	10,000
RT Revenue/County	12,000
Sign/Zoning Permits	5,000
Cemetery Markers	5,000
Tipping Fees for Commercial Dumpsters	695,000
Garbage Collections	480,000
Solid Waste Disposal Tax	5,000
Recreation Donations	2,000
Rental Fees	11,000
Rental Staff Fees	2,500
Region "M"	5,000
Recreation Miscellaneous	2,000
Pool Admissions	9,500
Concession Fees	500
Sponsorship Fees	11,000
Sports Registration Fees	30,000
Day Camp	20,000
Refund on Sales Tax	1,000
Sales of Service & Materials	2,500
Sale of Recyclables	100
Transfer from Water & Sewer Fund	300,000
Transfer from Cemetery	25,000
Fund Balance Appropriated	388,050
Total General Fund	\$8,505,970

Anticipated Expenditures:

Governing Body	\$ 134,840
Administration	328,350
Elections	5,000
Finance	362,070
Planning & Zoning	333,527
Police	2,212,865
Fire	1,050,812
Building Maintenance	48,492
Street	1,095,300
Garage & Shop	231,891
Sanitation	616,380
Recreation	1,132,140
Cemetery	333,731
Non-Departmental	620,572
Total Expenditures	\$8,505,970

Section 2. Water and Sewer Fund

Anticipated Revenues:

Insurance	\$ 1,000
Interest Earned	45,000
Miscellaneous Revenue	1,000
Return Check Charge	2,500
From Sales Tax	100
Water Tank Rent	25,000
Bulk Water/County	120,000
Pre-Treatment	10,000
Sewer Surcharge	110,000
Water & Sewer Charges	3,800,000
Water & Sewer Tap Fees	25,000
Fire Line Fees	23,000
Service Fees	28,000
Capacity Fees—WWTP	139,760
Sale of Service & Materials	100
Fund Balance Appropriated	187,076
Total Water and Sewer Fund	\$4,517,536

Anticipated Expenditures:

Non Departmental	\$1,621,820
Line Maintenance & Meters	867,545
Water Pollution Control	1,444,995
Water Production	583,176
Total Water and Sewer Fund	\$4,517,536

Section 3. CD—Revolving Loan

Anticipated Revenues:

Revolving Loan Payments	\$ 7,000
Interest Earned	300
Total CD-Revolving Loan	\$ 7,300

Anticipated Expenditures:

Legal Service	\$ 2,000
Miscellaneous	5,300
Total CD – Revolving Loan	\$ 7,300

Section 4. Cemetery

Anticipated Revenues:

From Savings	\$ 25,000
Total Cemetery Revenue	\$ 25,000

Anticipated Expenditures

Transfer to General Fund—Cemetery Operations	\$ 25,000
Total Cemetery Expenditures	\$ 25,000

Section 5. Downtown Special District

Anticipated Revenues:

Current Year Taxes	\$ 27,000
Prior Years Taxes	150
Penalty & Interest	100
Vehicle Taxes	1,800
Collection Fee	- 500
Craft Street Fees	3,000
Off Street Parking	3,500
Interest Earned	700
Miscellaneous	500
Fund Balance	2,345
Total Downtown Spec District Revenues	\$ 38,595

Anticipated Expenditures:

Utilities	\$ 1,500
Craft Fair	6,500
Advertising	2,800
Supplies & Materials	300
Contract Services	1,000
Miscellaneous	1,000
Projects	7,500
Contingency	1,000
Special Events	2,000
Court Square Revital Payment	10,795
College Street Parking Lot	4,200
Total Downtown Spec District Expenditures	\$ 38,595

Section 6. Fire Department/Special Fund

Anticipated Revenues:

Miscellaneous Revenue	\$	500
Special Fees		5,000
Ashes Donations		500
Total Fire Department/Special Revenue	\$	6,000

Anticipated Expenditures:

Ashes Expense	\$	500
Department Supplies		4,500
Miscellaneous		1,000
Total Fire Department/Special Expenditures	\$	6,000

Section 7. Fee Schedule

There is hereby established for Fiscal Year 2009-2010 various fees, charges, rates, as contained in Attachment A.

Section 8. City Wide Tax Rate Established.

There is hereby levied, for fiscal year 2009-2010, an Ad Valorem tax rate of forty-one cents (\$.41) per one hundred dollars (\$100) assessed valuation of property listed as of January 1, 2009 for the purpose of raising the revenue included in the current Ad Valorem taxes as set forth in Section 1 of this Ordinance, and in order to finance the foregoing applicable appropriations. This property tax is the same rate as for the current FY2008-2009. This rate will provide approximately \$2,295,000 in property tax revenues based on an expected collection rate of 95%. The Ad Valorem tax base is estimated to be \$621,000,000.

Section 9. Special Downtown Tax District Rate Established.

There is hereby levied, for fiscal year 2009-2010, a tax at the rate of twenty cents (\$.20) per one hundred dollars (\$100.00) assessed valuation of property listed for taxes as of January 1, 2009 located within the Special Downtown Tax District for the raising of revenue for said Special District. This special tax rate is the same rate as for this current FY2008-2009. This rate of tax is based on an estimated total valuation of property for the purpose of taxation of \$25,542,500 and an estimated collection rate of 95%.

Section 10. The adoption of this budget ordinance reaffirms all other taxes, penalties, licenses, fines, fees, charges, and rates heretofore adopted and not repealed as of this date.

Section 11. Special Authorization.

1. The budget officer shall be authorized to reallocate department appropriations among the various objects of expenditure as he believes necessary without recourse to the Board.

2. The budget officer shall be authorized to hire personnel in positions authorized by the Board and set the compensation in accordance with the Pay Classification Plan.

3. The budget officer may award merit increases to deserving employees as he deems appropriate after consultation with appropriate supervisors subject to the limitations set forth in the personnel policy of the city and appropriations.

Section 12. Utilization of Budget Ordinance.

1. This ordinance shall be the basis of the financial plan for the Clinton municipal government during the FY2009-2010. The budget officer shall administer the budget and he shall ensure that operating officials are provided guidance and sufficient details to implement their appropriate portion of the budget.

2. The finance department shall establish and maintain all records which are in consonance with this budget ordinance, and the appropriate Statutes of the State of North Carolina.

Section 13. Copies of this budget ordinance shall be furnished to the Clerk to the Council, and to the Budget Officer and Finance Officer to be kept on file by them for their direction in the disbursement of funds.

**City of Clinton's Fee Schedule
Fiscal Year 2009-2010**

(Measurements in cubic feet – 1 cubic foot of water = 7.48 gallons)

<u>Limits</u>	<u>Inside City Limits</u>	<u>Outside City</u>
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RESIDENTIAL WATER RATES:

0-300 (Flat Rate)	\$11.85 Minimum	\$23.70 Minimum
CONSUMPTION	\$ 1.75 per 100 cu. ft.	\$ 3.50 per 100 cu. ft.
Bulk Wholesale	\$ 1.60 per 100 cu. ft.	\$ 1.60 per 100 cu. ft.

SEWER RATES:

Flat fee	\$12.35 Minimum	\$24.70 Minimum
CONSUMPTION	\$ 1.73 per 100 cu. ft.	\$ 3.46 per 100 cu. ft.

FIRE PROTECTION CONNECTIONS:

2" Fireline	\$ 11.90 per month	\$ 23.80 per month
4" Fireline	\$ 35.70 per month	\$ 71.40 per month
6" Fireline	\$ 60.00 per month	\$120.00 per month
8" Fireline	\$ 77.35 per month	\$154.70 per month
10" Fireline	\$109.15 per month	\$218.30 per month
12" Fireline	\$151.75 per month	\$303.50 per month

GARBAGE RATES:

Residential Collection	\$ 12.35 per mo...weekly residential garbage, curbside recycle program, etc.	
Rollout Garbage Containers	\$ 82.00 per each...accounts may elect to have up to 2 containers per location	
Commercial Tipping Fee	\$ 4.75 per container cu. yd. rating per service stop	
Special Pay-Load	\$ 40.00 per item for furniture/appliance and per truck	
Can on Wheels	\$ 45.00 rental & 1 st dump	
	\$ 40.00 per dump after 1 st (up to 3)	

TAPPING FEES:

¾" Tap & Set	\$ 795 per connection	\$ 1,590 per connection
¾" Meter Set	\$133 per connection	\$ 266 per connection
1" Tap & Set	\$ 975 per connection	\$ 1,950 per connection
1" Meter Set	\$ 225 per connection	\$ 450 per connection
1 ½" Tap & Set	\$ 2095 per connection	\$ 4,190 per connection
1 ½" Meter Set	\$ 600 per connection	\$ 1,200 per connection
2" Tap & Set	\$ 3,315 per connection	\$ 6,630 per connection
2" Meter Set	\$ 1,643 per connection	\$ 3,286 per connection
4" Sewer Tap	\$ 720 per connection	\$ 1,440 per connection
6" Sewer Tap	\$ 1,120 per connection	\$ 2,240 per connection

*Water & Sewer taps larger than the above are billed at actual cost of materials, labor and equipment. Deposits are required with the balance upon completion. Deposits are 50% of tap cost as proposed by the Public Works & Utilities Department.

MISCELLANEOUS UTILITY FEES:

Hydrant Meter Deposit	\$ 900.00	\$ 1,800.00
Hydrant Meter Deposit (3/4" – 1")	\$ 250.00	\$ 500.00
Hydrant Fire Flow Test	\$ 150.00	\$ 300.00
Meter Recheck	\$ 50.00	\$ 100.00
Meter Test	\$ 100.00	\$ 200.00
Meter Tampering Fee	\$ 100.00	\$ 200.00
After Hour Turn On	\$ 75.00	\$ 150.00

CEMETERY RATES:

SPRINGVALE CEMETERY	Inside Rates	Outside Rates
Per Grave Plot	\$ 165.00	\$ 330.00
Mausoleum	\$ 805.00	\$ 1,610.00
SANDHILLS CEMETERY		
Per Grave Plot	\$ 150.00	\$ 300.00
Recording & Corner Marker Fee (per transaction)	\$ 95.00	\$ 95.00

Administration Department

Auditorium rent 5 hours/more	\$ 100.00
Auditorium rent less than 5 hours	\$ 50.00
Certification of city document	\$ 3.00
Copying per page	\$.25
Filing Fees (set by Council):	
Mayoral	\$ 10.00
Council	\$ 5.00
Notary per signature	\$ 5.00
Sunshine List per year	\$ 10.00
Taxi Owner's Permit	\$ 1.00
First Time Taxi Driver	\$ 54.00
Taxi Driver's Renewal	\$ 15.00

Finance Department

Customer Utility Deposit	\$ 125.00
Delinquent Fees on Utility Bills	\$ 30.00
Leased Parking (College Street lot) – per month	\$ 15.00
Off Street Parking – per year	\$ 120.00
Penalty on Utility Bills after Due Date (12th of each month)	10%
Returned Check	\$ 25.00

Fire Department

Haz-Mat incident fees only:

Engine/haz-mat trailer each per hour	\$ 350.00
Employee each per hour	\$ 45.00
Materials reimbursed on a per cost basis	

Planning and Zoning

Board of Adjustment Filing Fee	\$ 125.00	
Conditional Use Permit Application	\$ 125.00	
Lot Mowing each additional hour	\$ 150.00	minimum; \$50.00
Ordinance Copies	\$ 10.00	
Rezoning Application	\$ 125.00	
Subdivision Application	\$ 5.00	per lot or minimum of
	\$75.00	
		(whichever is greater)
Zoning Compliance Permit for new residential	\$ 30.00	
Zoning Compliance Permit for new commercial	\$ 50.00	
Zoning Compliance Permit for addition, accessory building, deck, etc.		\$ 15.00
Zoning Compliance Permit for moving mobile home onto mobile home park lot		\$ 30.00
Zoning Map	\$ 50.00	
Sign Permit	\$ 1.00	per square foot

City Market Fees:

Non-Profit Organizations	\$ 100.00	minimum 4 hrs; \$25 ea. additional hr.
Security Deposit/Reservation Fee	\$ 75.00	
Facility Guard Fee	\$ 11.00	per hr.
Individuals or Private Group	\$ 150.00	minimum 4 hrs; \$25 ea. additional hr
Security Deposit/Reservation Fee	\$ 100.00	
Facility Guard Fee	\$ 11.00	per hr.

Police Department

Reports	\$.25	per page (walk-ins)
Reports	\$ 2.00	per page (mailed)
Fingerprints	\$ 10.00	(walk-ins for other employment)
Filing False Police Report	\$ 154.00	

Recreation Department

Rental Policies:

Sundays & Holidays

There is an additional \$50 charge for rentals on Sundays & Holidays requiring staff supervision.

Picnic Area Reservations: Fees guarantee a clean up prior to reservation & gate access.

No fund raising activities allowed in picnic shelters.

Royal Lane Shelters #1, 2, 4, Sampson Community Park & Newkirk Park

	City Resident	Non-Resident
	\$50.00	\$60.00
Royal Lane Shelter #3	\$40.00	\$50.00
Royal Lane Shelter #5	\$40.00	\$50.00

Newkirk Park:

	City Resident	Non-Resident
Park Rental	\$100.00 per hour	\$150.00 per hour
Security Deposit	\$150.00	\$200.00

Fee includes clean up prior to event and staff on duty to provide gate and restroom access. Maximum 8 hours per rental.

Bellamy Center:

Senior Wing:

\$250 4 hours or less 5 hours \$275 6 hours \$300 7 hours \$325

\$350 8 hours, maximum rental time allowed.

\$85 security deposit \$20/hr for additional staff (Rentals with more than 100 people)

\$20/hr Off Duty Police (if required) 1 officer for every 100 people

There is an additional \$50 charge for rentals on Sundays & Holidays.

Bellamy or Sampson Gym:

\$300 4 hours or less 5 hours \$350 6 hours \$400 7 hours \$450

\$500 8 hours, maximum rental time allowed

\$100 Security deposit \$20/hr for additional staff,

\$20/hr Off Duty Police (if required) 1 officer for every 100 people

There is an additional \$50 charge for rentals on Sundays & Holidays.

Baseball/Softball Field:

\$50 4 hours or less \$25 each additional hour

\$35 field marking \$25/hr lights

\$20/hr Staffing fee (if required)

\$20/hr Off Duty Police (if required) 1 officer for every 100 people

Multipurpose Field:

Not-For-Profit Use:

\$85 Security deposit
\$100 4 hours or less
\$25 Each additional hour
\$40 field marking
\$45/hr Lights \$20 Soccer Nets
\$20/hr Staffing fee (1 staff per 100 people)
\$20/hr Off Duty Police (if required) 1 officer for every 100 people

For-Profit Use:

\$100 Security deposit \$200 4 hours or less \$50 Each additional hour
\$50 Field marking \$40 Soccer Nets \$60/hr Lights
\$20/hr Staffing fee (1 staff per 100 people)
\$20/hr Off Duty Police (if required) 1 officer for every 100 people

Groups charging admission to events will be required to verify their receipts and remit 15% of the receipts to the Recreation Department in addition to the rental fees.

Use of Multipurpose Field is restricted due to wear and tear of the turf.

Royal Lane Track:

\$20/hr Staffing fee, \$20/hr Off Duty Police (if required) 1 officer for every 100 people

Not-For-Profit Use:

\$150 4 hours or less
\$75 each additional hour
\$45/hr Lights \$30 field marking
\$85 security deposit

For-Profit Use:

\$300 4 hours or less
\$150 each additional hour
\$60/hr Lights \$50 field marking
\$100 security deposit

Long Term Rental Use:

School, Industry, or Association Long Term Reservation:

\$150.00 for season or maximum 3 months. Priority will be given to resident agencies.

Tennis Courts:

Daily Public Use: Free
Public Rental, 3 courts or less: \$30 per day
Not-for-Profit: \$30 per day;
For Profit \$60 per day, \$60 per night
School or Industry, 3 courts or less: \$50 per day; \$50 per night

Press Box:

Not-For-Profit Use:

\$30 per day

For Profit Use:

\$60 per day

Shuffleboard Courts:

Daily Public Use: Free

Long Term Reservation: \$150.00 for season or maximum 3 months

Royal Lane Soccer Complex:

Recreation Department teams and activities have priority over all other uses.

Rental Fees, Not-for-profit use only:

Security deposit	\$50 per field.	
Field 1	\$75/4 hours or less	\$25 each additional hour
Field 2	\$75/4 hours or less	\$25 each additional hour
Field 3 or 4	\$50/4 hours or less	\$20 each additional hour

For Profit Rental Fees:

Security deposit	\$100 per field.	
Field 1	\$150/4 hours or less	\$50 each additional hour
Field 2	\$150/4 hours or less	\$50 each additional hour
Field 3 or 4	\$100/4 hours or less	\$40 each additional hour

Royal Lane Pool Rentals:

\$85 security deposit
\$100 3 hours or less \$25 each additional hour
\$15/hr Lifeguard Fee per guard (1 guard per 50 people)
\$20/hr Off Duty Police (if required) 1 officer for every 100 people.
For profit events not allowed at Royal Lane Pool.

Royal Lane Amphitheater:

\$150 4 hours or less
\$50 each additional hour
\$85 security deposit
\$20/hr Staffing fee (if required)
\$20/hr Off Duty Police (if required) 1 officer for every 100 people
Renters may be required to provide portable toilets for their event as directed by Recreation staff.

Royal Lane Pool:

Daily Admissions:

Children 15 and under \$2.00
Adults 16—54 \$3.00
Senior Adults (ages 55 & up) and Adults with Disabilities \$1.00
Non-Swimmers supervising children in the pool may have entry fee waived at staff discretion.

Group Rates:

15 children or more \$1.00 each

Season Pass— City Residents Only:

Individual \$60

15 adults or more \$2.00 each Family or 3 or more \$150

Swimming Lessons:

City Residents \$35 per session

Non-City Residents \$40 per session

Fitness Swim/Stroke Refinement: City Residents \$40; Non-City Residents \$45 per session. Each session is 3 weeks long and students will be able to come to public swim free of charge during their 3 week of classes. Class meets on Monday, Wednesday and Friday for 45 minutes per day.

Parent/Tot Lessons: City Residents \$35; Non-City Residents \$40 per session. Each session is 2 weeks long. Class meets Monday - Friday for 30 minutes per class.

Swimming Diapers for infants \$1.00 each

Summer Day Camp: For children going into First Grade through 12 years of age. Fees: \$ 75 per session.

A session lasts one week. Camp will not be held on July 4 and there is no discount for that

day. City residents will have priority in registering their children for camp. Fees for each session must be paid before a slot can be reserved.

Youth Sports Fees: Refunds must be requested before the first game has been played and receipt must be presented for a refund check to be issued. Once play has begun, we will issue credit toward another sport. That credit is good for one year from the date of issuance.

Youth ages 17 & under City Residents – \$10 per child per sport, \$15/2 children, \$5 each additional child

All others: \$25 per child per sport, \$35/ 2 children, \$40/ 3 children;

\$5 each additional child

The fee reduction applies only for registrations for the same sport, during the same season for children residing in the same household. Further fee reduction or waiver is available to qualified families. Contact the Clinton Recreation Department at 299-4906, for more information.

Birth certificate and current insurance are required for registration.

Adult Sports Fees:

Adult ages 18 & over \$5/day, \$10/month, \$35/session

Current proof of insurance required for registration.

Adult Sports Leagues:

Soccer \$500 per team

Softball \$500 per team (includes tournament)

Basketball \$350 per team (includes tournament)

Volleyball \$75 per team (no paid officials)

ATTENTION:

City residents must reside within the city limits to receive the city charges.
This does not include the city school district.
Proof of residency to ensure correct fees is required.

**CHANGE ORDER – NEW PARALLEL TAXIWAY – PHASE I PROJECT –
CLINTON-SAMPSON AIRPORT**

City Manager Connet presented a change order totaling \$ 49,134.94 to the contract with Triangle Grading and Paving, Inc. to extend the taxiway at the Clinton-Sampson County Airport. Upon a motion made by Councilmember Turlington, seconded by Councilmember Strickland, the change order totaling \$ 49,134.94 was approved unanimously.

CITY CODE -- ORDINANCES-- WATER SHORTAGE RESPONSE PLAN

Public Works Director Doherty stated that text changes were required to be made to the City of Clinton's Water Shortage Response Plan after legislature enacted changes to the Drought/Water Use Management which was signed by Governor Easley in 2008. He stated that these changes better clarify our authority to implement the plan and define the water use classes.

Upon a motion made by Councilmember Harris, seconded by Councilmember Becton, the following ordinance was unanimously adopted:

ORDINANCE #2009.06.10

AN ORDINANCE AMENDING CHAPTER 22, ARTICLE VI, OF THE CITY
CODE

Be It ordained that the Clinton City Code of 1987 is hereby amended by adding the below sections to read as follows:

Sec. 22-202.1 Authority to implement.

When conditions dictate, the City Manager or designee, under direction of the Mayor, may implement the Water Shortage Response Plan (WSRP).

Sec. 22-202.2 Factors requiring implementation of the Water Shortage Response Plan.

Several parameters or conditions may require the City to begin the WSRP. These include but are not limited to significant in well water levels, a significant increase in pump run times for the predetermined total flow at the well(s), contaminants in the water system, act of terrorism, vandalism, main breaks, and natural disasters.

If the factors listed above reduce well water levels or pump run times or by any event or combination of events prevent the water system from delivering water, WSRP phases will be enacted in the following order:

Phase I will be enacted is a 20% reduction in normal well water levels is noted or if pump run times increase 20% in order to maintain previous rates or any other event which causes a 20% reduction in the water system's capacity.

Phase II will be enacted is a 40% reduction in normal well water levels is noted or if pump run times increase 40% in order to maintain previous rates or any other event which causes a 40% reduction in the water system's capacity.

Phase I will be enacted is a 60% reduction in normal well water levels is noted or if pump run times increase 60% in order to maintain previous rates or any other event which causes a 60% reduction in the water system's capacity.

Sec. 22-202.3 Water use classification

In order to facilitate a fair and equitable WSRP, every water use will be grouped into one of three classifications.

Class 1 – Essential Water Users

These uses include but may not be limited to water use required to/for:

- Sustain human life and lives of domestic pets
- Maintain minimum standards of hygiene and sanitation
- Health care uses necessary for patient care and rehabilitation

Firefighting, including training and drills as approved by the City Manager or designee.

Class 2 – Socially or Economically Important Water Uses

These include but may not be limited to water use required to/for:

- Preserve commercial vegetable gardens, fruit orchards, nursery stock, and livestock maintenance;
- Outdoor commercial watering, public or private;
- Establishing vegetation, after construction/earth moving activities;
- Filling and operation of municipal or private swimming pools provided that these swimming pools serve 25 or more residents;

Operation of commercial car washes, restaurants, Laundromats, clubs, schools, churches, and other similar establishments;

Class 3 – Non Essential Water Uses

These uses include but not limited to:

Operation of water fountains, ornamental pools and recreational swimming pools that serve less than 25 persons;

Non-commercial washing of motor vehicles, sidewalks, houses, etc.;

Non-commercial watering of gardens, lawns, parks, playing fields and other recreations fields;

Be it ordained that the Clinton City Code of 1987 is hereby amended to read as follows:

Sec. 22-203. Declaration of phased conservation measures and restrictions.

Phase I: Declaration of Voluntary Conservation

This phase will be enacted when it is determined that one or more of the parameters outlined in *FACTORS REQUIRING IMPLEMENTATION of the WATER SHORTAGE RESPONSE PLAN PHASE I* section is met. If this occurs, the consumers will be notified promptly by any or all of the following: mailers, door hangers, public postings at City Hall, telephone calls, newspapers, radio and television ads, etc. The public will be asked to begin VOLUNTARY conservation measures and Class 3 Non-Essential uses will be halted. Any violator of Phase I conservation measures will be given violations in accordance to Section 22-204 Enforcement.

Phase II: Declaration of Mandatory Conservation

This phase will be enacted when it is determined that one or more of the parameters outlined in *FACTORS REQUIRING IMPLEMENTATION of the WATER SHORTAGE RESPONSE PLAN PHASE II* section is met and the Mayor or City Manager will issue a water shortage advisory. The consumers will be notified by one or more of the methods as noted in Phase I. All users will be required to adhere to the voluntary conservation measures. Class 3 uses will be banned. Class 2 uses will be allowed although outdoor vegetative watering will be limited to the resident's street

address. Even number addresses will be able to water from 4:00 AM – 8:00 AM on Mondays, Wednesday, and Friday. Odd numbered addresses will be able to water from 4:00 AM – 8:00 AM on Tuesday, Thursday and Saturday.

During Phase II, industrial facilities will be required to develop and demonstrate a water shortage response program to the Environmental Programs Manager or Public Works Director. This program should show at least a 20% reduction in water usage.

Failure to adhere to the Phase II mandatory conditions will be given violations in accordance to Section 22-204.

Phase III: Declaration of a Water Shortage Emergency

This phase will be enacted when it is determined that one or more of the parameters outlined in *FACTORS REQUIRING IMPLEMENTATION of the WATER SHORTAGE RESPONSE PLAN PHASE III* section is met and the Mayor or City Manager will issue a Water Shortage Emergency. Users will be notified by any or all of the methods noted in Phase I. All users will be required to adhere to the voluntary conservation measures. Class 3 uses will be banned and Class 2 uses will be allowed with the exception of vegetative watering. Industrial users will be required to implement their water reduction program, immediately.

Failure to adhere to the Phase III emergency conditions will be given violations in accordance to Section 22-204.

As determining parameter(s) decrease in severity and return to acceptable levels, the City will cancel the phased conservation measures in reverse order as they were enacted.

CITY COUNCIL

City Manager Connet asked City Council to reschedule the July city council meeting.

Upon a motion made by Councilmember Becton, seconded by Councilmember Strickland, the request to reschedule the July city council meeting for July 14, 2009 at 7:00 PM, passed unanimously.

CLOSED SESSION

Mayor Starling stated that the closed session item could be carried out in open session. Regarding the USA Pools contract with the City of Clinton, an offer has been presented to the City to pay them \$4500 and afterward, the

contract will be terminated. Mayor Starling further stated that City Attorney Johnson will handle this matter if City Council accepts this offer.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Turlington, USA Pools' offer to be paid \$4500 and then the contract be terminated with the City of Clinton passed unanimously.

JULY 4TH ACTIVITIES

Parks and Recreation Director Nicholson spoke regarding the upcoming July 4th celebration. She stated that they are very excited. She stated that they have many activities lined up to include the recognition of veterans and the presentation of the flag to City Council from Woodmen of the World. She further stated that last year went well; however, she believes this year will be even better.

Upon a motion made by Councilman Becton, seconded by Councilmember Strickland, and passed unanimously, the meeting adjourned at 7:11 PM.

City Clerk

Mayor