

**NOTICE OF A SPECIAL MEETING OF THE  
ASHEBORO CITY COUNCIL**

**Thursday, June 28, 2012**

**12:30 p.m.**

Notice of a special meeting of the City Council of the City of Asheboro, North Carolina is hereby given. This meeting will be held on June 28, 2012, at 12:30 p.m. in the Council Chamber of Asheboro City Hall, 146 North Church Street, Asheboro, North Carolina 27203.

The purpose of this special meeting is to conduct the following business:

- a. Consideration of approving project ordinance amendments and fiscal year 2011-2012 budget ordinance amendments;
- b. Consideration of approving the budget ordinance for the City of Asheboro for fiscal year 2012-2013; and
- c. Consideration of approving amendments to the Code of Asheboro that correspond with rate/fee changes contained in the budget ordinance for fiscal year 2012-2013.

This notice is issued on the 22<sup>nd</sup> day of June, 2012, in accordance with the laws and ordinances of the State of North Carolina and the City of Asheboro.

\_\_\_\_\_  
/s/David H. Smith  
David H. Smith, Mayor  
City of Asheboro, North Carolina

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**SPECIAL MEETING  
ASHEBORO CITY COUNCIL  
COUNCIL CHAMBER, MUNICIPAL BUILDING  
THURSDAY, JUNE 28, 2012  
12:30 p.m.**

This being the time and place for a special meeting of the City Council, a meeting was held with the following elected officials and city staff members present:

- David H. Smith            ) – Mayor Presiding
- Talmadge S. Baker        )
- Clark R. Bell             )
- Edward J. Burks         )
- Linda H. Carter          ) – Council Members Present
- Michael W. Hunter        )
- Walker B. Moffitt        )
- Charles A. Swiers         )

- John N. Ogburn, III, City Manager
- Dumont Bunker, P.E., City Engineer
- Holly H. Doerr, City Clerk/Paralegal
- David Hutchins, Public Works Director
- Trevor L. Nuttall, Community Development Director
- Deborah P. Reaves, Finance Director
- Jonathan M. Sermon, Recreation Services Superintendent
- Jeffrey C. Sugg, City Attorney
- Felix L. Ward, Cultural and Recreation Services Director
- Kermit D. Williamson, Environmental Services Superintendent

**1. Call to order.**

A quorum thus being present, Mayor Smith called the meeting to order for the transaction of business, and business was transacted as follows.

**2. Consideration of approving project ordinance amendments and fiscal year 2011-2012 budget ordinance amendments.**

Ms. Reaves reported to the Council that there were no project ordinance amendments for fiscal year 2011-2012 to be presented for closing out the current fiscal year. Subsequently, she presented and recommended adoption, by reference, of an Ordinance to Amend the General Fund FY 2011-2012 and an Ordinance to Amend the Water and Sewer Fund FY 2011-2012.

Upon motion by Mr. Burks and seconded by Mr. Baker, Council voted unanimously to adopt the following ordinances by reference.

**16 ORD 6-12**

**ORDINANCE TO AMEND THE GENERAL FUND FY 2011-2012**

WHEREAS, The City Council of the City of Asheboro desires to amend the budget as required by law to adjust for changes in expenditures in comparison to the current fiscal year adopted budget, and;

WHEREAS, the City Council of the City of Asheboro wants to be in compliance with all generally accepted accounting principles, and;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA:

Section 1: That the following Expense line item be increased / (decreased):

<u>Account #</u>	<u>Expense Description</u>	<u>increase / (decrease)</u>
10-410-0200	Salaries & Wages	600
10-410-1400	Travel, Schools, Conferences	2,500
10-420-5900	COG dues	(3,100)
10-440-5000	Tax Collection Fee	(30,000)
10-440-5102	Tax Mgmt Fee	(30,000)
10-480-3500	Software Network Support	3,000
10-490-0400	Professional Services	(13,000)
10-495-0200	Salaries & Wages	(9,300)
10-495-1200	Printing & Publishing	(3,000)
10-495-1400	Travel School Conferences	(1,400)
10-495-5600	Educational Programs	(1,100)
10-500-1500	Maintenance & Repair- Bldg	(5,000)
10-500-1100	Telephone	(1,000)
10-500-1101	Internet Service	(1,000)
10-500-1300	Utilities Fuel & Lights	(5,000)
10-500-3300	Central Office Supply	(1,000)
10-500-3400	Supplies & materials	(1,000)
10-500-5700	Miscellaneous	(1,000)
10-500-6000	Small Equipment	(1,000)
10-500-1600	Maintenance & Repair Equipment	(1,000)
10-510-0200	Salaries & Wages	77,500
10-510-0201	Overtime	12,600
10-510-1100	Phone	11,000
10-510-3100	Gas, Oil, Tires	25,000
10-510-3400	Other Supplies & Materials	20,000
10-510-3600	Uniforms & Accessories	15,000
10-530-4500	Contracted Maintenance & repair	(80,000)
10-540-0200	Salaries & Wages	2,100
10-545-0200	Salaries & Wages	5,000
10-545-5800	Workers Compensation	5,000
10-545-3100	Gas Oil Tires	3,000
10-545-6000	Small Equipment	(1,000)
10-550-0200	Salaries & Wages	(40,000)
10-555-1800	Vehicle Parts Inventory	45,000
10-555-1800	Vehicle Parts Inventory	2,000
10-565-1700	Maintenance & Repair Vehicle Parts	75,000
10-565-4502	Contracted Services	30,000
10-575-0200	Salaries & Wages	(12,000)

10-575-0400	Professional Services	(3,000)
10-575-0702	Fringe Benefits: FICA	(1,500)
10-575-3300	Office Supplies	(2,000)
10-575-7400	Capital Outlay	(2,500)
10-580-0200	Salaries & Wages	(37,700)
10-580-0201	Overtime	(3,500)
10-580-0702	Fringe Benefits: FICA	(4,600)
10-580-0703	Fringe Benefits: Medicare	(1,000)
10-580-0705	Fringe Benefits: Retirement	(2,000)
10-580-8300	Tipping Fee	28,500
10-585-1700	Maintenance & Repair Vehicles	(3,000)
10-585-1500	Maintenance & Repair Building	5,500
10-590-0401	Professional Services- Wellness	11,000
10-615-0200	Salaries & Wages	(17,488)
10-615-0702	Fringe Benefits: FICA	(1,400)
10-615-0703	Fringe Benefits: Medicare	(330)
10-615-0705	Fringe Benefits: Retirement	(150)
10-620-0200	Salaries & Wages	7,650
10-620-0400	Professional Services	4,500
10-620-7400	Capital Outlay	120,500
10-620-1204	Fit Community Grant	25,000
10-620-1503	Maintenance & Repair: McCrary Park	20,000
10-620-1504	Maintenance & Repair: Memorial Park	20,000
10-625-0200	Salaries & Wages	600
10-630-1300	Utility Fuel & Lights	3,700
10-630-1500	Maintenance & Repair Building	3,700
10-630-5400	Insurance	900
10-630-7400	Capital Outlay	11,500
10-630-8100	Principal on Long Term Debt	3,500
10-640-0200	Salaries & Wages	(44,800)
10-640-0300	Contra Salaries & Wages	(36,000)
10-650-1500	Maintenance & Repair Building	(4,000)
10-650-1600	Maintenance & Repair Equipment	(5,000)
10-650-3400	Supplies & Materials	(8,000)
10-650-4500	Contracted Services	(2,000)
	Increase / (Decrease)	179,982

Section 2: That the following Revenue line item be increased:

<u>Account #</u>	<u>Expense Description</u>	<u>increase / (decrease)</u>
10-399-0000	Fund Balance Allocation	\$179,982

Adopted this 28<sup>th</sup> day of June, 2012

/s/ David H. Smith  
David H. Smith, Mayor

ATTEST:

/s/Holly H. Doerr  
Holly H. Doerr, CMC, City Clerk

**17 ORD 6-12**

**ORDINANCE TO AMEND THE WATER & SEWER FUND FY 2011-2012**

WHEREAS, The City Council of the City of Asheboro desires to amend the budget as required by law to adjust for changes in revenues and expenditures in comparison to the current fiscal year adopted budget, and;

WHEREAS, the City Council of the City of Asheboro wants to be in compliance with all generally accepted accounting principles, and;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA:

Section 1: That the following Expense line item be increased (decreased):

<u>Account #</u>	<u>Expense Description</u>	<u>increase / (decrease)</u>
30-810-0200	Salaries & Wages	16,000
30-810-3400	Other Supplies & Materials	(42,000)
30-810-3401	Meter Replacement	26,000
30-820-0200	Salaries & Wages	43,100
30-820-0702	Fringe Benefits: FICA	250
30-820-0703	Fringe Benefits: Medicare	155
30-820-0705	Fringe Benefits: Retirement	2,500
30-830-0200	Salaries & Wages	(43,100)
30-830-0702	Fringe Benefits: FICA	(250)
30-830-0703	Fringe Benefits: Medicare	(155)
30-830-0705	Fringe Benefits: Retirement	(2,500)
30-830-8100	Principal On Long Term Debt	(128,000)
30-830-8200	Interest on Long Term Debt	(150,000)
30-830-7100	Contribution to General Fund	78,000
30-840-0200	Salaries & Wages	77,000
30-840-0201	Overtime	33,000
30-840-0702	Fringe Benefits: FICA	4,400
30-840-0703	Fringe Benefits: Medicare	1,400
30-840-0705	Fringe Benefits: Retirement	5,800
30-840-4501	Contracted Const: Extensions for Dev	28,400
30-850-4601	Contracted Maintenance- Chemical Root	50,000
	Increase / Decrease	0

Adopted this 28<sup>th</sup> day of June, 2012.

\_\_\_\_\_  
/s/David H. Smith  
David H. Smith, Mayor

ATTEST:

\_\_\_\_\_  
/s/Holly H. Doerr  
Holly H. Doerr, CMC, City Clerk

**3. Consideration of the budget ordinance for the City of Asheboro for fiscal year 2012-2013.**

Ms. Reaves presented and recommended adoption, by reference, of the budget ordinance for the City of Asheboro for fiscal year 2012-2013.

Upon motion by Mr. Bell and seconded by Mr. Hunter, Council voted unanimously to adopt the following ordinance by reference.

**18 ORD 6-12**

**CITY OF ASHEBORO BUDGET ORDINANCE**

BE IT ORDAINED by the City Council of the City of Asheboro, North Carolina in session assembled:

Section 1: The following amounts are hereby appropriated in the General Fund for the operation of the city government and its' activities for the fiscal year beginning July 1, 2012 and ending June 30, 2013, in accordance with the chart of accounts heretofore established for this City:

<u>ACCOUNT</u>	<u>DEPARTMENT OR FUNCTION</u>	<u>APPROPRIATION</u>
10-410	Mayor and Governing Body	125,081
10-420	City Manager's Office	179,416
10-440	Finance Office	373,327
10-450	Legal & City Clerk	146,003
10-480	Information Technology	160,678
10-490	Planning/Community Development	531,651
10-495	Marketing & Communications	119,870
10-500	Municipal Building Headquarters	95,000
10-510	Police Department	7,039,613
10-530	Fire Department	3,840,578

10-540	Building Inspections Department	225,965
10-545	Fire Inspections Department	257,725
10-550	Operations Division - Public Works	813,365
10-555	Fleet Maintenance	1,198,803
10-565	Street Maintenance	2,373,346
10-575	City Engineer Office	226,353
10-580	Environmental Services	2,621,541
10-585	Recycling Transfer Station	194,754
10-590	Human Resources	435,957
10-615	Arts & Cultural Services	271,355
10-620	Recreation Services	973,395
10-625	Municipal Golf Course	256,067
10-630	Library	237,500
10-640	Facilities Maintenance	1,789,166
10-650	Airport Authority	80,450
	Total Appropriations	24,566,959

Section 2: It is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Ad Valorem Taxes (Real & Vehicle)	12,994,283
Tax on Short Term Rental Vehicles	23,930
ABC Board Revenue	191,360
Beer & Wine Tax Revenue	110,000
Privilege Licenses	216,750
Cable TV Franchises	190,135
Concessions and Merchandise	57,457
Contracted Maintenance NCDOT	21,469
Utilities Franchise Tax - State	1,949,619
Powell Bill Allocation - State	658,250
Local Sales Tax & Hold Harmless Funds	4,393,701
Building Permits	85,000
Inspection Fees	42,002
Rezoning & Cemetery Fees	23,025
US Justice – DEA reimbursement for OT	105,267
Charges for Services - Refuse Collection	950,000
Recycling Revenues	16,145
Recreation Program Revenues	332,796
Grant (SAFER) Proceeds	50,000
Proceeds of Lease Purchase Financing	1,361,250
Transfer Station Revenue (new)	125,000
Reimbursement from Asheboro City Schools –SRO Officers	240,000
Sale of Timber	253,500
All Other Revenues	176,020
Total Estimated Revenues	24,566,959

Section 3: There is hereby levied a tax at the rate of fifty-five cents (\$.55) per one hundred (\$100) valuation of property as listed for taxes as of January 1, 2012 for the purpose of raising the revenue listed as " Current Year's Taxes" in the General Fund in Section 2 of this ordinance.

This rate is based on a total valuation of property for the purposes of taxation of \$2,180,000,000 and an estimated rate of collection of 98.0%.

Section 4: The following General Fund Fees are hereby adopted for provision of services by the city government for the fiscal year beginning July 1, 2012.

**Sanitation Department Fees:**

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Residential Can / per month	\$0
Commercial Can / per month	\$10
Residential Dumpster / per pick-up	\$30
Commercial Dumpster / per pick-up	\$30
Above billed <u>monthly</u> based on annualized collection schedule	
Missed Residential Dumpster / per pick-up	\$40
Missed Commercial Dumpster / per pick-up	\$40

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Compaction Dumpster / per pick-up	\$44
Missed Compaction Dumpster / per pick-up	\$54
Yard Waste Collection per scoop	
First and Second scoop*	\$0
Each scoop thereafter*	\$12
*Applicable to brush that is within specifications	
Waste left in ditch, curb or street per scoop	\$24
Waste out of Specs per scoop	\$24
Waste after hours /emergency collection- cost per scoop	\$50
Tires Collection / each	\$5
C&D /Building Materials / per scoop	\$20
Curb side pick-up	\$10
White Goods Collection	\$10

**Recycling Transfer Station Fees:**

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Tipping Fee per Ton	\$48

**Planning Department Fees:**

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Rezoning	\$200
Text Amendment (Ordinance, use list)	\$200
Map of CU district Only	\$200
SU/CU Permit or amendments	\$350
BOA: Appeal	\$0
Variance	\$250
Interpretation	\$250
Watershed Permit	\$25
Flood Zone Permit	\$75
Zoning Compliance Permits:	
SF Res	\$25
Duplex	\$100
MF Res	\$250
Commercial	\$250
Industrial / Institutional	\$250
SF Accessory Structure	\$25
Accessory Structure Commercial	\$50
Accessory Structure Industrial	\$50
Accessory Structure Institutional	\$50
Soil Evaluation	\$10
Change Occupancy	\$25
Change Use	\$250
Sign / sign type	\$25
Land Disturbance Permit	\$50
Temp Produce/Seasonal Sales Permit	\$50
Limited Duration Event Permit	\$50
Certificate of Zoning Compliance:	
SF Res	\$25
Duplex	\$25
MF Res	\$50
Commercial	\$100
Industrial	\$100
Change use	\$100
Subdivision	
Sketch	\$100
Preliminary	\$200
Final	\$200 + \$25 per lot
Minor	\$100
Zoning Verification Official Letter	
Residential	\$25
Non-Residential	\$75

**Inspection Department Permit Fees:**

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Building Permit	\$5/\$1000 up to \$150,000; \$1.50/\$1,000 thereafter
Minimum Permit	\$30
Minimum Sign	\$30
Non-bid Jobs (new)	\$40/ sq. ft
Habitable Space	\$20/ sq. ft
Mobile Home	\$100
Swimming Pool	\$100
Demolition	\$60
Relocate Structure	\$120
Plumbing Permit	\$5 per fixture, \$30 minimum
Sewer Line: House	\$30
Sewer Line: Commercial/Large	\$100
Heating/ AC Permit	
Boiler	\$0.0005/BTU
Gas Line-Residential	\$30
Gas Line-Commercial	\$50
Gas Furnace/Gas Pack	\$50
Heat Pump	\$50
Oil Furnace	\$50
Air Conditioners	
Under 5 tons	\$50
Additional per ton over 5	\$10
Unit Change out (no duct work)	
Residential	\$25
Commercial	\$50
Commercial Grease Hood	\$50
Mobile Home Heating/ AC Unit	\$40
Gas Appliances	\$10 each
Minimum Permit	\$30
Electrical Permits	
Temporary service	\$30
Residential	\$50
Commercial	\$100 first 5000 sq ft plus \$5/1000 sq ft
Service Charge	\$30
Service Repair	\$30
Mobile Home Service	\$50
Sign	\$30
Duplex	\$100
Apartments (each)	\$40

**Fire Inspection Department Penalties:**

Penalties

Non-Life Safety / offense /day until corrected before re-inspection	\$50
Non-Life Safety/offense/day until corrected after re-inspection	\$100
Non-Occupancy Life Safety / offense /day until corrected before re-inspection	\$150
Non-Occupancy Life Safety/offense/day until corrected after re-inspection	\$300
Occupancy Life Safety / person over limit	\$100
Exit Life Safety/ locked, blocked, obstructed exit	\$500

**Parks & Recreation Fees:**

<u>Facility/Activity</u>	<u>Service</u>	<u>City Resident</u>	<u>Non-Resident</u>
<b>Lake Lucas</b>			
	Daily Fishing Permit	\$3	\$4
	Annual Fishing Permit	\$35	\$50
	Daily Jon Boat Rental	\$8	\$12
	Daily Canoe Rental	\$6	\$10

<u>Facility/Activity</u>	<u>Service</u>	<u>City Resident</u>	<u>Non-Resident</u>
	Daily Kayak/Canoe Launch	\$2.50	\$3.50
	Annual Kayak/Canoe Launch	\$35	\$50
	Daily other boat launch	\$7	\$9.50
	Annual other boat launch	\$100	\$135
	Boat Rental Spaces	\$75	\$125
<b>Lake Reese</b>			
	Daily other boat launch	\$7	\$9.50
	Daily Kayak/Canoe Launch	\$2.50	\$3.50
	Annual Kayak/Canoe Launch	\$35	\$50
	Annual other boat launch	\$100	\$135
	Daily Duck hunting permit per boat	\$12.50	\$16
<b>Baseball/Softball Field Rental:</b>			
	Rental per Hour (no lights)	\$15	\$20
	Light Fee per hour	\$10	\$15
	Tournament rental per weekend		
	One Field	\$175	\$255
	Two Fields	\$300	\$400
	Concession Stand/Restroom	\$50	\$65
	Additional Maintenance	\$45	\$60
<b>Youth Sports Fees:</b>			
	City Resident	\$20	\$50
	Late fee applied after registration deadline	\$10	\$10
<b>Sunset Theatre Rentals- Applies to All</b>			
	Security Deposit	\$100	
	Party Rental (3 hours max)	\$100	
	Dark/Rehearsal	\$50	
	Non-Profit- Single Day	\$125	
	General Meeting	\$100	
	Private Event	\$300	
	Commercial/ For Profit	\$350	
<b>Rotary Pavilion at Bicentennial Park Rental</b>			
	Security Deposit	\$75	\$75
	Daily Rate	\$100	\$175
<b>Skate Park</b>			
	Daily admission	\$1	\$2
	15 admissions pass	\$10	\$25
	1 year unlimited pass	\$150	\$300
<b>Room Rental (Skate Park &amp; Sunset Theatre annex)</b>			
	1 hour	\$20	\$25
	½ day	\$60	\$75
	Full day	\$100	\$125
<b>Shelter Rental</b>			
	Memorial Park: 10am-3pm; 3:30pm-dark	\$18	\$35
	Full day	\$35	\$70
	All other Parks: 10am-3pm; 3:30pm-dark	\$10	\$20
	Full day	\$20	\$40
<b>Tennis Courts</b>			
	Lights per hour per court	\$3	\$4
<b>Pools</b>			
	Public Swim (day)		
	2 years & under w/ paying adult	\$0	
	3 years & older	\$2.50	\$3.25
	Groups (15+)	\$2	\$2.75
	Public Swim (night)		
	2 years & under w/ paying adult	\$0	
	3 years & older	\$2	\$2.75
	Public Lap Swim	\$1	\$1.75
	Swimming lessons (group)	\$25	\$30
	Swimming lessons (private)	\$50	\$60
	Swim Pass (15 admissions)	\$30	\$40
	Pool Rental (2 hr min) 0-49	\$150	\$225
	Pool Rental (2 hr min) 50+	\$200	\$300
<b>Golf Course:</b>			
	Walking Only	\$8	\$10
	Riding 9 holes- w/ green fees	\$15	\$18
	Riding 18 holes- w/ green fees	\$21	\$25
	Twilight (after 3pm) 18 holes w/ green fees	\$16	\$20
	Membership Fees		
	Individual	\$365	\$465
	Senior	\$290	\$390
	Family	\$600	n/a

Member Cart Fees		
Nine holes	\$6	\$7
Eighteen holes	\$11	\$13
<b>Disk Golf Course</b>		
Tournament Rental per day (8 hrs)	\$100	\$175

\*\*City Resident/Non resident rates are established according to the residence of the individual. City Residents need to obtain a REC card to receive the City Resident Rate.

<b>Downtown Farmer's Market</b>	<b>Member</b>
Daily Fee	\$5

Section 5: The following amounts are hereby appropriated in the Water and Sewer Fund for the operation of the city government and its' activities for the fiscal year beginning July 1, 2012 and ending June 30, 2013, in accordance with the chart of accounts heretofore established for this City:

<u>ACCOUNT</u>	<u>DEPARTMENT OR FUNCTION</u>	<u>APPROPRIATION</u>
30-720	Billing and Collecting	476,799
30-810	Water Meter Operations	747,296
30-820	Water Supply and Treatment	2,881,747
30-830	Wastewater Treatment	5,725,822
30-840	Water Maintenance	1,193,961
30-850	Wastewater Maintenance	1,493,946
30-860	Technical Services	188,491
30-870	Systems Maintenance	1,376,793
30-880	Water Quality	605,170
	Total Appropriations	14,690,025

Section 6: It is estimated that the following revenues will be available in the Water and Sewer Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Sale of Water	6,996,667
Sewer Charges	5,240,753
Sampling and Monitoring Fees	33,401
Surcharges	216,708
Septic Tank Discharges	43,545
Water and Sewer Connection Fees	80,499
Late & Return Check Fees	337,238
Proceeds from Lease Purchase	1,156,004
Other Revenues	209,750
Retained Earnings Allocation	375,460
Total Estimated Revenues	14,690,025

Section 7: The following Water & Sewer Fund Fees are hereby adopted for provision of services by the city government for the fiscal year beginning July 1, 2012.

**Water and Sewer Billing Department**

<u>SERVICE</u>	<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
<b>Monthly Cost</b>		
Water Minimum Fee	\$13.77	\$34.43
Sewer Minimum Fee	\$16.84	\$42.10
Above referenced minimum bill includes 150 cubic ft usage		
<b>Consumption Fee- above min. for all above referenced customers</b>		
Water-per 100 cu. ft. over 150 cu. ft.	\$2.63	\$6.58
Sewer-per 100 cu. ft. over 150 cu. ft.	\$2.63	\$6.58
<b>Sewer Only Service (monthly)</b>		
Residential Customer	\$19.60	\$39.94
Commercial Customer	\$27.00	\$54.75
<b>Deposit for Service</b>	\$110	\$140
Deposits on accounts are applied to final bill upon termination of service		

**Fees:**

Return Check/Draft Fee	\$25	\$25
Partial Payment Fee	\$5	\$5
Tamper Fee- First Occurrence	\$150	\$150
Tamper Fee- Second Occurrence	\$500	\$500
Late payment charge* - tier 1	\$10	\$10
Late payment charge* - tier 2	\$20	\$20
Cleaning / Inspection connection	\$10	\$10

\* Payments must be received by 5:00 pm on the due date to avoid the late payment charge. Payments "in route" are subject to the late fee as they are not yet received.

**Water and Sewer Maintenance Department**

<u>SERVICE</u>	<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
<b>Water Tap Rates</b>		
¾" Complete Service	\$1,700	\$2,550
1" Complete Service	\$2,100	\$3,150
1 ½" Complete Service	\$3,510	\$5,265
2" Complete Service	\$3,550	\$5,325
¾" New Tap	\$850	\$1,275
1" New Tap	\$1,050	\$1,575
1 ½" New Tap	\$1,755	\$2,633
2" New Tap	\$1,775	\$2,663
¾" New Meter, Setter, Box	\$850	\$1,275
1" New Meter, Setter, Box	\$1,050	\$1,575
1 ½" New Meter, Setter, Box	\$1,755	\$2,633
2" New Meter, Setter, Box	\$1,775	\$2,663
¾" New Meter, existing svc.	\$215	\$323
1" New Meter, existing svc.	\$350	\$525
1 ½" New Meter, existing svc.	\$500	\$750
2" New Meter, existing svc.	\$650	\$975
Services not listed	Cost	Cost plus 50%
<b>Sewer Tap Rates</b>		
4" Complete Service	\$1,100	\$2,750
6" Complete Service	\$1,450	\$3,625
Services not listed	Cost	Cost plus 100%

Section 8: The Budget Officer is hereby authorized to transfer appropriations as contained herein under the following conditions:

- He/she may transfer between line item expenditures within a department without limitation and without a report being required.
- He/she may transfer amounts between departments, within the same fund. He/she must make an official report on such transfers in excess of \$5,000 at the next regular meeting of the Governing Board.
- He/she may not transfer any amounts between funds, except as approved by the Governing Board in the Budget Ordinance as amended.

Section 9: The Budget Officer may make cash advances between funds for periods not to exceed 60 days without reporting to the Governing Board.

Section 10: Copies of this Budget Ordinance shall be furnished to the City Clerk, to the Governing Board and to the Budget Officer and Finance Officer to be kept on file by them for their direction in the disbursement of funds. A copy will also be available at the City of Asheboro website - [www.ci.asheboro.nc.us](http://www.ci.asheboro.nc.us).

TOTAL GROSS BUDGET

\$39,256,984

Adopted this the 28th day of June 2012.

/s/David H. Smith  
David H. Smith, Mayor

ATTEST:

/s/Holly H. Doerr  
Holly H. Doerr, CMC, City Clerk

**4. Consideration of an ordinance amending water/sewer rates, establishing fees for rented dumpsters in addition to establishing a transfer station fee, and amending the Cultural and Recreation Services Division's schedule of fees.**

Mr. Sugg presented and recommended adoption, by reference, of the above-referenced ordinance.

Upon motion by Mr. Baker and seconded by Ms. Carter, Council voted unanimously to adopt the following ordinance by reference.

**19 ORD 6-12**

**AN ORDINANCE AMENDING WATER AND SEWER RATES, ESTABLISHING FEES FOR RENTED DUMPSTERS IN ADDITION TO ESTABLISHING A TRANSFER STATION TIPPING FEE, AND AMENDING THE CULTURAL AND RECREATION SERVICES DIVISION'S SCHEDULE OF FEES**

**WHEREAS**, Chapter 50 of the Code of Asheboro prescribes general water and sewer regulations for the City of Asheboro; and

**WHEREAS**, Chapter 51 of the Code of Asheboro prescribes general regulations pertaining to the collection of solid waste and other operations conducted by the city's environmental services department; and

**WHEREAS**, pursuant to the City of Asheboro Cultural and Recreation Services Division Policy Manual, which is incorporated by reference into the Code of Asheboro by virtue of Section 98.01 of the said Code, the deposits, fees, and other types of charges collected by the Cultural and Recreation Services Division are set forth in the Schedule of Deposits, Fees, and Charges Administered by the Cultural and Recreation Services Division (previously known as the Parks and Recreation Department); and

**WHEREAS**, during the special meeting held on June 28, 2012, the Asheboro City Council adopted a budget ordinance for fiscal year 2012-2013; and

**WHEREAS**, certain provisions in the Code of Asheboro and in the Schedule of Deposits, Fees, and Charges used by the Cultural and Recreation Services Division must be amended to reflect the budgetary actions taken by the City Council with the adoption of the budget ordinance for fiscal year 2012-2013;

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Asheboro as follows:

**Section 1.** Section 50.065 of the Code of Asheboro, which pertains to water rates within the corporate limits, is hereby rewritten to provide as follows:

**§ 50.065 RATES WITHIN CITY.**

The minimum monthly charge, regardless of the actual number of days within the usage period indicated on a bill, for the water made available to a non-bulk customer located within the corporate limits of the City of Asheboro is ~~\$12.27~~ \$13.77 for water usage in the range of 0 to 150 cubic feet. In addition to the minimum rate prescribed by this Section, each customer located within the corporate limits of the City of Asheboro that uses more than 150 cubic feet of water per monthly billing cycle shall be charged at the rate of ~~\$2.54~~ \$2.63 per 100 cubic feet, or any portion thereof, in excess of 150 cubic feet of water (1 cubic foot of water equals approximately 7½ gallons of water).

**Section 2.** Section 50.066 of the Code of Asheboro, which pertains to water rates outside of the corporate limits, is hereby rewritten to provide as follows:

**§ 50.066 RATES FOR CUSTOMERS OUTSIDE CITY.**

The minimum monthly charge, regardless of the actual number of days within the usage period indicated on a bill, for the water made available to a non-bulk customer located outside the corporate limits of the City of Asheboro is ~~\$30.68~~ \$34.43 for water usage in the range of 0 to 150 cubic feet. In addition to the minimum rate prescribed by this Section, each customer located outside the corporate limits of the City of Asheboro that uses more than 150 cubic feet of water per monthly billing cycle shall be charged at the rate of ~~\$6.28~~ \$6.58 per 100 cubic feet, or any portion thereof, in excess of 150 cubic feet of water (1 cubic foot of water equals approximately 7½ gallons of water).

**Section 3.** Section 50.110 of the Code of Asheboro, which pertains to sewer rates, is hereby rewritten to provide as follows:

**§ 50.110 SEWER RATES.**

(A) For the privilege of discharging into the wastewater disposal system, a service charge is hereby imposed upon and shall be collected from all users. Except as provided in § 50.111, § 50.112, § 50.115, and division (D) of this section, the service charge established and collected as consideration for the privilege of using the wastewater disposal system shall be based on the amount of water such a person uses from the city water supply system.

(B) The minimum monthly sanitary sewer service charge, regardless of the actual number of days within the usage period indicated on a bill, for a customer located inside the corporate limits of the City of Asheboro is ~~\$15.34~~ \$16.84 for water usage in the range of 0 to 150 cubic feet of water used from the city water supply system. In addition to the minimum sanitary sewer service rates prescribed by this Division, any customer located inside the corporate limits of the City of Asheboro that uses more than 150 cubic feet of water per monthly billing cycle shall be charged for sanitary sewer service at the rate of ~~\$2.54~~ \$2.63 per 100 cubic feet of water, or any portion thereof, used in excess of 150 cubic feet.

(C) The minimum monthly sanitary sewer service charge, regardless of the actual number of days within the usage period indicated on a bill, for a customer located outside the corporate limits of the City of Asheboro is ~~\$38.35~~ \$42.10 for water usage in the range of 0 to 150 cubic feet of water used from the city water supply system. In addition to the minimum sanitary sewer service rates prescribed by this Division, any customer located outside the corporate limits of the City of Asheboro that uses more than 150 cubic feet of water per monthly billing cycle shall be charged for sanitary sewer service at the rate of ~~\$6.28~~ \$6.58 per 100 cubic feet of water, or any portion thereof, used in excess of 150 cubic feet.

(D) The sewer rate for residential customers located inside the corporate limits and connected to only the municipal sanitary sewer system shall be ~~\$48.40~~ \$19.60 for each monthly bill and ~~\$36.49~~ \$39.94 for each monthly bill if the sewer only residential customer is located outside the corporate limits. The rate for non-residential customers located inside the corporate limits and connected to only the municipal sanitary sewer system is ~~\$25.50~~ \$27.00 for each billing cycle (one month for non-residential customers) and ~~\$54.00~~ \$54.75 for each billing cycle if the sewer only non-residential customer is located outside the corporate limits.

**Section 4.** In order to authorize the rental of dumpsters from the city, and in order to establish the fees that are to be charged for such rentals, Sections 51.35 and 51.36 of the Code of Asheboro are hereby rewritten as follows:

**§ 51.35 USER CHARGES FOR COMMERCIAL SANITATION CUSTOMERS**

(A) A charge of \$30 per regularly scheduled pick-up of a dumpster \$10 per month per can, and \$10 per month for curbside pick-up of solid waste material equivalent in volume to the capacity of a commercial can is hereby established for commercial sanitation customers. The charge for compaction dumpsters shall be \$44 per regularly scheduled pick-up. Additional pick-ups for commercial dumpsters shall be \$40 per pick-up, and additional pick-ups for compaction dumpsters shall be \$54.

(B) Dumpsters may be rented from the city by a commercial customer at a rental rate of \$40.00 per dumpster per month. A customer's eligibility to rent a dumpster from the city is contingent on the customer utilizing the city as the exclusive provider of solid waste collection services for the rented dumpster(s). The city's environmental services department will terminate, without any penalty to the city, the rental relationship with a customer and will immediately retrieve any and all dumpsters rented to a customer if a solid waste collection service other than the city is found to have collected materials from a city-owned dumpster. The city will replace a dumpster previously rented from the city with a cleaned dumpster upon the request and agreement of the customer to receive this service at a charge of \$150.00 per dumpster each time such a request is made.

(C) ~~(B)~~ For purposes of this section and throughout Chapter 51, commercial customer is hereby defined as any customer which is a non-residential or a non-industrial user.

(D) ~~(C)~~ Ninety gallon cans provided exclusively by the city may be used as a substitute for dumpsters in areas approved by the Sanitation Department. A maximum of two cans will be provided free of charge to commercial customers. If more than two cans are required, a dumpster must be used.

(E) ~~(D)~~ A one pick-up per week minimum is hereby established for any commercial customer using a dumpster. A two pick-up per week minimum is hereby established for any commercial customer using cans to dispose of refuse.

(F) ~~(E)~~ The collection charges instituted in this section will be added to the sanitation customer's water and sewer bill. Payment terms will be the same as for the water and sewer bill. In the event of nonpayment of this charge, collection of the customer's refuse will be discontinued until payment is remitted in full. In the event of a partial payment on a combined water-sewer and sanitation bill, the payment shall be first applied to the sanitation charge and the remainder, if any, shall be applied to the water-sewer charges. Failure to pay the full balance of the water-sewer bill shall result in the consequences specified in the city code; generally, termination of service.

(G) ~~(F)~~ Unless arrangements are made otherwise and the city is notified of these arrangements, all property owners renting premises to a commercial sanitation customer shall be responsible for the charges specified in this section. Responsibility for payment of the charges may be passed to the renter of the premises if the city billing department is notified of this arrangement.

(H) ~~(G)~~ All property owners are deemed responsible to maintain their lots and locate their dumpsters or cans in a fashion that allows the city sanitation trucks acceptable access to the dumpsters or cans.

(I) ~~(H)~~ All property owners must complete a Can/Dumpster Permit and sign a hold harmless agreement.

(J) ~~(I)~~ The city is not liable for any damages resulting to parking lots, drives, and the like caused by the weight of the trucks used for the dumpster pick-ups. Each property owner is expected to maintain a lot or drive of sufficient structure to support the weight of the collection trucks.

(K) ~~(J)~~ No refuse which is unacceptable as routine refuse at the landfill will be collected from commercial sanitation customers. Examples of unacceptable waste include but are not limited to: hazardous waste, tires, batteries, medical waste, yard waste, liquid waste, and white goods. Any receptacles containing any of these materials will not be picked up by the sanitation department until the unacceptable material are removed.

(L) ~~(K)~~ The commercial customer is responsible for the contents of its containers. The city is not responsible for policing containers to prevent dumping of unacceptable waste, or refuse from individuals not related to the commercial customer.

(L) ~~The city's sanitation department may accept at the city transfer station solid waste that was not collected by city forces. Solid waste transported to this city-owned and operated facility by third parties shall not be accepted unless the hauler transporting the waste material to the city facility has complied with the city's operational guidelines for the transfer station, the waste shipped to the facility conforms with the rules and regulations imposed under the Solid Waste Management Facility Permit issued to the city by the Division of Waste Management in the North~~

~~Carolina Department of Environment and Natural Resources, and the entity transporting the solid waste pays to the city a tipping fee of \$46 per ton.~~

**§ 51.36 USER CHARGES FOR RESIDENTIAL SANITATION CUSTOMERS.**

(A) A charge of \$30 per regularly scheduled pick-up of a dumpster for residential sanitation customers is hereby established; provided, however, no charge shall be made for the pick-up of dumpsters utilized by residential sanitation customers residing in developments or portions of developments that have been designed for occupancy by owner-occupants and that have, in fact, been conveyed primarily to owner-occupants. Subject to the exception specified in the immediately preceding sentence, all additional pick-ups for such dumpsters shall be \$40 per pick-up. No charge shall be made for pick-ups of cans for residential sanitation customers.

(B) Dumpsters may be rented from the city by a residential sanitation customer at a rental rate of \$40.00 per dumpster per month. A customer's eligibility to rent a dumpster from the city is contingent on the customer utilizing the city as the exclusive provider of solid waste collection services for the rented dumpster(s). The city's environmental services department will terminate, without any penalty to the city, the rental relationship with a customer and will immediately retrieve any and all dumpsters rented to a customer if a solid waste collection service other than the city is found to have collected materials from a city-owned dumpster. The city will replace a dumpster previously rented from the city with a cleaned dumpster upon the request and agreement of the customer to receive this service at a charge of \$150.00 per dumpster each time such a request is made.

~~(C)~~ (B) A one pick-up per week minimum is hereby established for any residential customer using a dumpster.

~~(D)~~ (C) The collection charges instituted in this section will be added to the sanitation customer's water and sewer bill. Payment terms will be the same as for the water and sewer bill. In the event of nonpayment of this charge, collection of the customer's refuse will be discontinued until payment is remitted in full. In the event of a partial payment on a combined water-sewer and sanitation bill, the payment shall be first applied to the sanitation charge and the remainder, if any, shall be applied to the water-sewer charges. Failure to pay the full balance of the water-sewer bill shall result in the consequences specified in the city code; generally, termination of service.

~~(E)~~ (D) Unless arrangements are made otherwise and the city is notified of and agrees to these arrangements, the owner(s) of the real property where a residential dumpster is located shall be responsible for the charges specified in this section.

~~(F)~~ (E) The owner(s) of the property upon which a dumpster is located is deemed responsible for the maintenance of his or her lot(s) in general and the location of the dumpster site in particular so as to allow the city sanitation trucks reasonable access to the dumpster.

~~(G)~~ (F) In order to receive residential dumpster service, all property owners must complete a dumpster permit and sign a hold harmless agreement in favor of the city.

~~(H)~~ (G) The city is not liable for any damages resulting to parking lots, drives, and the like caused by the weight of the trucks used for dumpster pick-up. Each property owner is expected to maintain a lot or drive of sufficient structure to support the weight of the collection trucks.

~~(I)~~ (H) No refuse which is unacceptable as routine refuse at the landfill will be collected from residential sanitation customers. Examples of unacceptable waste include but are not limited to: hazardous waste, tires, batteries, medical waste, yard waste, liquid waste, and white goods. Any receptacles containing any of these materials will not be picked-up by the Sanitation Department until the unacceptable materials are removed.

~~(J)~~ (I) The owner of the premises where the dumpsters are located and the residents utilizing the dumpsters/containers are responsible for the contents of the containers. The city is not responsible for policing containers to prevent the dumping of unacceptable waste, or refuse from individuals not related to the customer(s).

**Section 5.** A new Section 51.37 of the Code of Asheboro is hereby enacted to authorize the charging of tipping fees at the City of Asheboro Recycling and Waste Transfer Station, and this new Section 51.37 is hereby written to provide as follows:

**§ 51.37 TRANSFER STATION TIPPING FEE.**

Subject to the final decision making authority of the City Manager, the Environmental Services Superintendent, or his designee, is authorized to accept at the City of Asheboro Recycling and Waste Transfer Station solid waste from commercial haulers when the acceptance of such solid waste does not impair to any degree the city's ability to lawfully and efficiently process solid waste collected by city forces from municipal customers located within the corporate limits of the City of Asheboro. This authorization to accept solid waste from commercial haulers does not create a right of public access to the city's transfer station. The Environmental Services Superintendent is to develop operational procedures/guidelines for the acceptance of solid waste at the transfer station. Access to the transfer station shall be denied to any or all haulers when the superintendent, or his designee, discovers noncompliance with the adopted operational procedures/guidelines or determines that the interests of the city will be best served by limiting access to the facility to city forces and/or contractors. When solid waste is accepted at the transfer station from any individual or entity that is not working for or on behalf of the City of Asheboro, a tipping fee of \$48.00 per ton of solid waste delivered to the city's transfer station shall be charged to the individual or entity shipping the said solid waste to the transfer station.

**Section 6.** The Schedule of Deposits, Fees, and Charges administered by the City of Asheboro Cultural and Recreation Services Division is hereby rewritten to reflect the following changes:

- (a) A clerical error that omitted the word "kayak" from the line establishing the daily rental fee for a canoe or kayak at Lake Lucas is hereby amended to correctly and expressly state that the daily rental fee for a canoe or kayak at Lake Lucas is \$6.00 for a resident and \$10.00 for a non-resident.
- (b) Consistent with the adopted budget ordinance for fiscal year 2012-2013, the youth sports fees section of the Schedule of Deposits, Fees, and Charges is hereby amended to set the registration fee for youth sports at \$20.00 for recreation card holders and \$50.00 for non-residents. The said schedule is further amended to reflect that all individuals, recreation card holders and non-residents alike, will have to pay a \$10.00 late registration fee for each youth sports program registration form that is received after the advertised registration deadline.

A copy of the Schedule of Deposits, Fees, and Charges, which has been revised to reflect the amendments stated in Section 5 of this Ordinance, is attached to this Ordinance as EXHIBIT 1 and is hereby incorporated into this Ordinance by reference as if copied fully herein. The revised schedule attached hereto as EXHIBIT 1 is hereby approved for distribution and use as the official Schedule of Deposits, Fees, and Charges Administered by the City of Asheboro Cultural and Recreation Services Division.

**Section 7.** All ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

**Section 8.** This ordinance shall take effect and be in force from and after July 1, 2012.

This ordinance was adopted by the Asheboro City Council in open session during a special meeting held on the 28<sup>th</sup> day of June, 2012.

/s/David H. Smith  
David H. Smith, Mayor

ATTEST:

/s/Holly H. Doerr  
Holly H. Doerr, CMC, City Clerk

[The official Schedule of Deposits, Fees, and Charges Administered by the City of Asheboro Cultural and Recreation Services Division is on file in the City Clerk's office.]

There being no further business, the meeting was adjourned at 12:39 p.m.

          /s/Holly H. Doerr            
Holly H. Doerr, CMC, City Clerk

          /s/David H. Smith            
David H. Smith, Mayor