

MINUTES FOR BOARD OF ALDERMEN MEETING

June 12th, 2012

6:00 PM

The following elected officials were present: Mayor Coleman, Alderman Beaty, Alderman Huggins, Alderman Martin, Alderwoman Morrow, and Alderman Withers.

The following staff members were present: Jim Palenick, Interim Town Manager; Maria Stroupe, Administrative Services Director; Pennie Thrower, Town Attorney; Gary Buckner, Police Chief; Doug Huffman, Electric Director; Bill Trudnak, Public Works Director; Steve Lambert, Fire Chief; and David Kahler, Community Development Director. Anne Martin, Recreation Director, was absent.

The Mayor called the meeting to order at 5:59 pm.

Mayor Coleman opened with the Invocation and the Pledge of Allegiance to the Flag. The Mayor asked if there were any additions or deletions to the agenda. Mayor Coleman stated that Item 10F needed to be added to take care of a budget amendment and Mr. Martin asked that Item 10G be added to discuss licenses for fireworks. Mr. Beaty made a motion to set the agenda, including the two additions, seconded by Mr. Martin, and carried unanimously.

Mr. Huggins made a motion to approve the minutes from the May 8, 2012 regular meeting and the May 22 and 29, 2012 budget work sessions, seconded by Mr. Beaty, and carried unanimously.

Consent Agenda:

There was no consent agenda.

Recognition of Citizens:

Ms. Veronica Smarr, 408 Robinson Clemmer Road, wanted to express her appreciation for all the Town does for the residents. She had called to have trees cut from her power lines and that department (Electric) responded quickly. She appreciates all the town workers for what they do.

Mr. Alan Cloninger, 509 W. Wilkins St., addressed the recent letter that was mailed out to town officials and citizens. In his opinion, Dallas has an excellent Police Department and leadership. The letter was untrue and cowardly. As for the claim of illegals living in one of the houses he owns; that person is absolutely in this country legally. Whoever wrote the letter should be ashamed for sending out something anonymously that was untrue.

Mr. Peter Meadows, 109 S. Pine St., wanted to publicly thank the Town staff and Asplundh for a tree trimming job well done. He has also written a letter to both entities expressing his sentiments. He is really not a fan of tree trimming, but understands the necessity. There was no debris left in his yard or damage done to his property. He was very pleased with the manner in which this was carried out.

Ms. Tracy Moore, 106 N. Oakland St., expressed her concern over the noise generated by Tavern on the Square. On Saturday, June 2, 2012 she called the police at 12:20 am due to the noise from music being played. The music was turned down, but at 1:30 am there was still noise from participants playing cornhole. This past weekend, the band just began to play at 11:25 pm. The noise ordinance needs to be enforced and wants to know what the Town intends to do in this matter.

Mr. George Jagers, III, 311 S. Oakland St., said he was speaking on behalf of his mother who lives at 313 S. Oakland St. He stated that she had three questions; 1) How far is the water line going to go? 2) Will grass be replaced? 3) Will trees be cut down? Mr. Trudnak responded by showing him a map of the project. Mr. Trudnak also stated that anything that is disturbed will be replaced and as much as possible, the new lines will be put in the same place as the old lines, which will make it unlikely that trees will need to be cut.

Recognition of Employees:

There were no employee recognitions.

Public Hearing:

Item 8A – Mr. Beaty made a motion to enter into a public hearing concerning the proposed 2012-2013 Comprehensive Town Budget, seconded by Mr. Martin, and carried unanimously. Mr. Palenick gave an overview of the Budget Ordinance (Exhibit A). The total proposed budget is \$12,500,460, which is down from \$12,513,532 for the 2011-2012 budget. Mr. Beaty made a motion to exit the public hearing and approve the proposed 2012-2013 budget as presented, seconded by Mr. Martin, and carried unanimously.

Item 8B – Mr. Martin made a motion to enter into a public hearing to consider an ordinance to amend Chapter I, “Health Protection and Disease Prevention”, seconded by Mr. Beaty, and carried unanimously. The amendment provides for more specific details on what constitutes specific nuisances regarding weeds, vegetation, and trash; how notification is to be provided to violators; and details the timing for compliance (Exhibit B). The amendment also defines “chronic violators” and establishes consistent and expanded enforcement against same. Mr. Bob Kendrick, 408 S. Groves St., asked who was responsible for renters. Mr. Kahler responded that letters are sent to the offending address, as well as to the owner’s address. Property owners will receive the bill if Town of Dallas staff cuts the grass on the property. Mr. Kendrick then asked about whose responsibility it was to cut right of ways. Mr. Trudnak responded that a right of way means that the Town has the right to get to their utilities, but does not obligate the Town to maintain the property; that is the responsibility of the property owner. The Town may maintain the right of way enough to allow access to their utility, if necessary. Mr. Beaty made a motion to exit the public hearing and to approve the proposed amendment to the Property Maintenance Code as presented, seconded by Ms. Morrow, and carried unanimously.

Item 8C – Mr. Martin made a motion to enter into a public hearing to consider an amendment to the Traffic Ordinance defining “Trucks”, seconded by Mr. Huggins, and carried unanimously. At the May 8th Board Meeting, following the second reading, the Town adopted an amendment to the Traffic Ordinance which created a new definition of “Trucks”, for the purpose of clearly clarifying what vehicles, under what circumstances, would be prohibited from certain streets when they were officially designated as “No Trucks Allowed”. Such prohibition was placed on a portion of North Davis Street, with the same amendment. However, in so doing, there has been an unintended consequence. A resident of the prohibited portion of the street works as a tow truck operator and is required as provision of his employment to take his vehicle home at night. The designation of “No Trucks Allowed” on that section of the street has prohibited him from traveling on the street to get to his driveway, even though he does not park on the street. Because it was not the intention of the Town to create such a hardship, it is proposed to include an addition/amendment that would read “or accessing the operator’s personal residence (so long as said truck is not parked on the prohibited street)”. (Exhibit C) Mr. Huggins made a motion to exit the public hearing and to approve the amendment as presented, seconded by Mr. Withers, and carried unanimously.

Item 8D – Mr. Beaty made a motion to enter into a public hearing to consider amending the Zoning Code to allow for the installation of “Electronic Variable Message Signs”, seconded by Ms. Morrow, and carried unanimously. The Town Planning Board recently took up the issue of the possible allowance in Town of “Electronic Variable Message (EVM) Signs”. The Planning Board forwarded a recommendation to the Board

of Aldermen for an Ordinance Amendment at the May 8th Board Meeting, which resulted in the Board determining that the language of the amendment, as forwarded by the Planning Board, was deficient in that it would unduly limit the features and functions to allowable signs enough to render current technology largely unpermitted. As such, the Board of Aldermen asked Staff to re-work a possible amendment to better allow for the current state of the technology of such signs, while still safeguarding the traveling public and surrounding affected properties. The new amendment establishes a clear definition (consistent with industry standards) for EVM signs; it requires that any message remain static for at least 5 seconds at a time; requires the signs to have automatic brightness controls to match ambient light conditions; limits the signs to B-2, B-3, and BC-1 zones; and establishes minimum buffer distances of 25 feet from street rights-of-way and highway intersections and 150 feet from residential zones. (Exhibit D) Mr. Beaty asked if the sign is displaying a fireworks image, does the 5 second limitation apply to each explosion, therefore interfering with the image of the fireworks display. Mr. Palenick answered that the entire screen cannot change in less than 5 seconds, but that the pixels within that image screen can change within the 5 second limitation allowing for an image of fireworks. Mr. Beaty made a motion to exit the public hearing and to approve the EVM Ordinance Amendment as presented, seconded by Mr. Huggins, and carried unanimously.

Item 8E – Mr. Martin made a motion to enter into a public hearing concerning the submittal of a application for CDBG funds to replace and improve failing water mains in areas identified to serve income-eligible residents. The Town will submit an application for grant funds to the NC Department of Commerce. The application will be for \$750,000 of Community Development Block Grant Funds to replace aging waterlines in the residential neighborhood bounded to the North by W. Trade Street, to the west by S. Gaston Street, to the south by E. Gibbs St., and to the east by US 321. (Exhibit E) Mr. Peter Meadows, 109 S. Pine St., wanted to know what would happen if the grant doesn't totally fund the work in the designated area. Mr. Coleman stated that the Town will complete the work, whether or not the funds totally fund the work in that area. Mr. Palenick added that the Town has committed to the total project, which is projected to cost approximately \$3 million across all areas of Town, whether or not grant funding is received. Mr. Bob Kendrick, 408 S. Groves St., asked what area of Town has been designated for the grant application. Mr. Trudnak stated that the area was southwest of Main St. and would include, but would not be limited to the following streets: Pine, Border, Lorraine, Jenkins, and part of Gibbs. Mr. Trudnak passed out a map for the audience to view the project areas. Mr. Withers made a motion to exit the public hearing and to approve submittal of the application for \$750,000 in CBDG funds to the NC Department of Commerce as proposed, seconded by Mr. Martin, and carried unanimously.

Item 8F – Mr. Huggins made a motion to enter into a public hearing concerning Electronic Gaming Operations, seconded by Ms. Morrow, and carried unanimously. In response to several inquiries made by potential merchants, and in absence of any currently existing regulations regarding Electronic Gaming Operations in the Zoning Code, the Planning Board met on May 17, 2012 and made recommendation for regulation of these types of businesses. (Exhibit F) The regulation recommended are very similar to those adopted by the City of Gastonia in early May. Mr. Kahler made inquiries to Mr. David Owens, NC School of Government, asking if this type of business could be banned and based on current North Carolina law, these businesses may not be banned by a municipality. The recommendation tries to regulate this business as much as possible to avoid potential negative impact to the community. Included in the recommendation, this business type would be limited to BC-1 and B-2 districts and access to machines would have to be restricted to anyone under the age of 18. Based on the outlined restrictions, convenience stores would be required to have a separate room for gaming that prohibited entrance by anyone under the age of 18. Currently, these businesses are not legal in Town, until the Board votes to allow them and set the zoning requirements. Once approved, the ordinance will be enforced. There are currently no establishments that would be grandfathered into this ordinance. Chief Buckner stated that since by law the Town cannot outlaw these establishments, this is the most appropriate move to regulate them in Dallas. Mr. Beaty made a motion to exit the public hearing and to approve the Zoning Code for Electronic Gaming Operations, seconded by Mr. Martin, and carried unanimously.

Old Business:

Item 9A concerned amending the employment agreement with the Interim Town Manager. On January 20, 2012, at a Special Session of the Town Board, it was approved to hire James M. Palenick as Interim Town Manager under the terms outlined in a “Conditional Offer and Employment Agreement” executed on February 1, 2012. (Exhibit G) The agreement called for a limited, but indefinite term (likely to be 180 days or less); a salary rate of \$67,600 per year, paid at \$1300.00 per week for weeks worked; participation in and coverage under the NC State Employees Retirement System; accrual and receipt of vacation and sick leave per Town policy; and a \$70 per monthly cell phone allowance; but not to include any additional benefits, including health care coverage. However, as Mr. Palenick is remaining employed in the “Interim” position for what may become a longer term than originally anticipated, it is deemed appropriate that certain specific amendments be made to his employment agreement as Town Manager. Those amendments are as follows: Section 2. Employment and Duties: and Section 3. Term: Amend the references to having a new Manager within 180 days, or the employment terminating within 180 days, to.....employment terminating, “Prior to December 31, 2012”. Section 5. Compensation: Add a sentence to read, “However, beginning effective July, 2012, Manager shall receive Health Insurance Benefits and Coverage for himself and/or his family consistent with the then-current Town-provided coverage program; and, Manager’s weekly salary shall be adjusted to total fifteen hundred thirty-eight dollars (\$1,538.00) per week. Mr. Beaty made a motion approve the amendments to the Interim Town Manager’s Employment Agreement, seconded by Mr. Martin, and carried by the following vote: Yays – Mr. Beaty, Mr. Huggins, Mr. Martin, and Mr. Withers. Nays – Ms. Morrow.

New Business:

Item 10A was presentation of a proposed Comprehensive Town Fee Schedule. The Town maintains and periodically updates may different fees and charges across a wide spectrum of programs and services. In the past, there has been a rather loose approach to the recording, documentation, and regular updating of these various fees and charges. In order to institute a more comprehensive and systematic approach, Mr. Palenick presented a singular master list, with corresponding schedules, organized by service and/or function. It is the intent to approve this list concurrent with the Budget for FY2012-13 and then institutionalize this action each successive Budget year, so that the fees being approved, whether amended or not, are clearly measured against and supportive of the Budget being adopted. Highlights of the fee schedule as are follows: 1) All fees are effective July 1, 2012; 2) The “Electronic Variable Message” Sign Permit Fee of \$350 appears for the first time; 3) New Subdivision Signs and Sanitation After Hours Truck charges are now at “full reimbursement costs”; and 4) Stop payment charges are \$40, not \$100. (Exhibit H) Mr. Martin made a motion to approve the Comprehensive Town Fee Schedule as presented, seconded by Mr. Beaty, and carried unanimously.

Item 10B was a request by Chief Buckner to declare 4 vehicles as surplus, so that they can be placed on GovDeals for disposal. There are 2 – 1999 Crown Vics, 1 – 1996 Crown Vic, and 1 – 2001 Crown Vic. Mr. Withers made a motion to declare the requested vehicles as surplus, seconded by Ms. Morrow, and carried unanimously.

Item 10C was a request by Ms. Stroupe to approve an audit contract with Collis and Associates. Each year the Board approves the audit contract for services to perform the Town’s annual audit and for preparation of the annual financial statements. Collis and Associates has presented a contract for \$18,875 to perform the audit for fiscal year 2012 and \$7,385 for preparation of the annual financial statements. Pursuant to G.S. §159-34, each local government must have its accounts audited each fiscal year by an independent “accountant certified by the Commission as qualified to audit local government accounts”. Mr. Beaty made a motion to approve the 2012 audit contract with Collis and Associates, seconded by Mr. Martin, and carried unanimously.

Item 10D was a request from Mr. Palenick to appoint Directors to the Dallas Historic Courthouse Foundation (DHCF) Board. The by-laws of the Foundation call for the Board of Aldermen to appoint the following as the First Board of Directors for the Dallas Historic Courthouse Foundation: 1) The Mayor of the Town of Dallas;

whose term shall run concurrent with his term and service as Mayor. 2) (2) Ex-Officio Directors who shall hold the Office of Town Alderman, and whose terms shall run concurrent with their terms and service as Aldermen. 3) (3) Directors who shall be residents of the State of North Carolina, and be appointed to terms concluding June 30, 2015. 4) (3) Directors who shall be residents of the State of North Carolina, and be appointed to terms concluding June 30, 2014. Recommendations were received from the Board and the following slate of potential directors was proposed: Rebecca Rhyne (2 year term), Anna Pasour (2 year term), Stacy Duff (2 year term), Mary Ann Carpenter (3 year term), Charlotte Jenkins (3 year term), Sonya Buchanan (3 year term), Allen Huggins (Alderman), John Beaty (Alderman), and Rick Coleman (Mayor). Mr. Huggins made a motion to approve the First Board of Directors of the Dallas Historic Courthouse Foundation as presented, seconded by Ms. Morrow, and carried unanimously.

Item 10E was a request from Mr. Kahler to re-appoint Mr. Bruce Reid, Chairman of the Planning Board, to an additional 2-year term. Mr. Reid has substantial experience and knowledge that is an asset to the Planning Board. Mr. Huggins made a motion to re-appoint Planning Board Chairman Bruce Reid to another 2-year term, seconded by Mr. Beaty, and carried unanimously.

Item 10F was the additional item concerning a Stormwater Fund Budget Amendment. Ms. Stroupe presented an amendment to increase revenues and expenditures in the Stormwater Fund by \$17,000. (Exhibit I) Due to two un-budgeted projects in the Stormwater Fund, this budget amendment needs to be executed. Centralina Council of Governments conducted an impervious surface study and repairs were made to the culvert on W. Carpenter St. resulting in higher than anticipated expenditures. The budget amendment reflects an additional \$2000 in Professional Services and \$15,000 additional in Maintenance and Repair Storm Water Systems on the expenditure side. The corresponding revenue amendments are for \$9071 in Grant Revenue received and use of \$7929 in additional Fund Balance Appropriated. As required by the Town of Dallas Budget Ordinance, action affecting the budget of a fund requires Board approval. Mr. Beaty made a motion to approve the Stormwater Fund Budget Amendment as presented, seconded by Mr. Martin, and carried unanimously.

Item 10G was the additional item concerning required licenses for fireworks. Mr. Martin stated that a fireworks class was to be conducted on Saturday, June 16, 2012 for licensure of anyone working at a fireworks display. Currently, Chief Lambert is the only licensed operator at the Town. Mr. Martin recommended that the Town pay for the fees associated with taking the class and the exam for licensing for those operators that will be helping with the Town's July Fourth Fireworks. The State continues to increase restrictions for fireworks, which has prompted a need for all operators to be licensed. Mr. Martin made a motion for the Town to cover the cost of the class and exam fees for those obtaining licensing to work at the Town's fireworks display, seconded by Mr. Beaty, and carried unanimously.

Mr. Palenick gave a Manager's Report highlighting various projects underway.

The first item addressed was an update on the Year-End Wholesale Power Purchase "True-Up"/Rebate calculation with Duke Power. Mr. Bob Thomas, Progressive Engineering, was present to discuss the result of last year's calculation. Based on information received from Duke, Dallas should receive at least \$182,000 in rebate from wholesale power purchases.

The second item addressed the current tree trimming project. Mr. McConnell and Mr. Nichols, representatives from Asplundh, were present to answer questions concerning the current tree trimming project in Town. There had been a few complaints received concerning some debris left behind and the look of trees after trimming. The representatives explained the method of trimming used that tried to best preserve the health of the tree. They agreed to go back to the areas mentioned on all points and try to rectify the situation to best possible solution for all involved.

Mr. Withers made a motion to adjourn, seconded by Mr. Martin, and carried unanimously. (8:11)

Rick Coleman, Mayor

Maria Stroupe, Town Clerk

8A

BUDGET ORDINANCE FOR THE TOWN OF DALLAS

**For:
Fiscal-Year 2012-2013**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF DALLAS,
NORTH CAROLINA THAT:**

SECTION 1: The schedules of expenditures listed in this ordinance are hereby appropriated for the operation and activities of the general town government for the fiscal year beginning July 1, 2012, and ending June 30, 2013, in accordance with the chart of accounts heretofore established for the Town of Dallas.

Administration	\$ 219,888
Community Development	56,398
Building and Grounds	155,500
Police	1,122,859
Fire	320,759
Street	469,750
Recreation	234,785
Sanitation	<u>325,325</u>
	\$ 2,905,264

SECTION 2: The schedules of revenues listed in this ordinance are established as an estimate to be available for the General Fund for the fiscal year beginning July 1, 2012, and ending June 30, 2013.

Current Ad Valorem Taxes	\$ 982,500
Motor Vehicle Licenses	15,360
Privilege Licenses	3,750
Powell Bill Allocation	113,065
Interest Earnings: Powell Bill	120
Interest Earnings: General	9,400
Arrest Fees	600
Franchises Taxes	109,928
Telecommunications Sales tax	84,635
Video Programming Sales Tax	17,758
Recreation Revenue	72,000
Gaston County Hold Harmless	216,078
Local Option Sales Tax 1c	295,880
Garbage Collection Fee	267,500
Natural Gas Excise Tax	14,450
Zoning Fees	3,800
Solid Waste Disposal Tax	2,895
Alcohol/Beverage Tax	19,140
ABC Wholesale Dist.	300
NC Grant Fire Dept.	5,000
NCIRMA Safety Grant	750

32

Fund Balance	133,505
Contribution from Electric Fund	525,000
Miscellaneous & Other	<u>11,850</u>
	\$ 2,905,264

SECTION 3. The schedules of expenditures listed in this ordinance are hereby appropriated for the operations of the Water and Sewer Enterprise Utility Fund for the fiscal year beginning July 1, 2012, and ending June 30, 2013, in accordance with the chart of accounts heretofore established for the Town of Dallas.

Total Water and Sewer Operations:	\$ 1,305,453
Water Plant:	521,473
Sewer Plant:	<u>373,809</u>
TOTAL WATER AND SEWER:	\$2,200,735

SECTION 4: The schedule of revenues listed in this ordinance are established as an estimate to be available in the Water and Sewer Enterprise Utility Fund for the fiscal year beginning July 1, 2012, and ending June 30, 2013.

Water Revenue	\$ 1,349,875
Sewer Revenue	690,000
Other	2,000
Late Charge	70,000
Water Taps	12,000
Sewer Taps	7,500
Antenna Lease	68,360
Fund Balance	<u>0</u>
	\$2,200,735

SECTION 5. The schedule of expenditures listed in this ordinance are hereby appropriated for the operation of the Electric Enterprise Utility Fund for the fiscal year beginning July 1, 2012, and ending June 30, 2013, in accordance with the chart of accounts heretofore established for the Town of Dallas.

Electrical	<u>7,251,831</u>
	\$7,251,831

SECTION 6: The schedule of revenues listed in this ordinance are established as an estimate to be available for the Electric Fund for the fiscal year beginning July 1, 2012, and ending June 30, 2013.

Electric Charge	\$6,595,000
Sales Tax on Power Bills	190,000
T-2 Light Charges	122,000
Service Charge	50,000
Electric Charge from Other Departments (reimbursement)	130,000
Written Off Accounts	28,000
Customer Billed Charges	10,000
Miscellaneous & Other	1,220
Fund Balance	<u>125,611</u>

\$ 7,251,831

SECTION 7: The schedule of expenditures listed in this ordinance are hereby appropriated for the operation of the Storm Water Enterprise Utility Fund for the fiscal year beginning July 1, 2012, and ending June 30, 2013, in accordance with the chart of accounts heretofore established for the Town of Dallas.

Operations	\$ 54,630
Professional Services	18,000
Maintenance & Repair	30,000
Capital Outlay	<u>40,000</u>
	\$142,630

SECTION 8: The schedule of revenues listed in this ordinance are established as an estimate to be available for the Storm Water Enterprise Utility Fund for the fiscal year beginning July 1, 2012, and ending June 30, 2013.

Storm Water Charges	\$78,000
Fund Balance	<u>64,630</u>
	\$142,630

SECTION 9: There is hereby levied a tax at the rate of thirty-eight cents (\$0.38) per one hundred dollars (\$100) assessed valuation of property listed for Taxes as of January 1, 2013, for the purpose of raising the revenue listed as "Current Ad Valorem Taxes" and "Vehicle Taxes" in the General Fund. The County of Gaston shall collect these taxes for the Town. In addition, Motor Vehicle Tag License fees shall remain at \$5.00 per vehicle.

SECTION 10: That the garbage collection fees shall be set in accordance with the duly adopted fee schedule for the Town of Dallas

SECTION 11: That the local sales tax shall be accounted as a Revenue in the General Fund.

SECTION 12: To allow the Finance Officer (Town Manager) to make line item adjustments within the funds. Any transfer of money between funds shall be accomplished exclusively by action of the Board of Aldermen.. The 2012-2013 Fiscal Year Budget hereby establishes Funds and Departments as shown in the Budget Document.

SECTION 13: Copies of this Budget Ordinance, with detail Fund and Department accounts, shall be furnished to the Town Clerk, to the Board of Aldermen, and to the Finance Officer, to be kept by them for their direction on disbursement of funds:

SECTION 14: That a properly-noticed public hearing was held on June 12, 2012, at 6:00 p.m. in the Community Room of the Town's Fire Department Building.

Motion by Alderman _____ to adopt the 2012-2013 Fiscal Year Budget Ordinance. Seconded by Alderman _____ and carried by the following vote:

Ayes: Aldermen:

Nays: Aldermen:

Adopted this 12th day of June, 2012.

Mayor Rick Coleman

Attested:

Maria Stroupe, Town Clerk

35

AN ORDINANCE TO AMEND CHAPTER I, "HEALTH PROTECTION AND DISEASE PREVENTION", OF THE COMPILED CODE OF ORDINANCES OF THE TOWN OF DALLAS, NORTH CAROLINA

WHEREAS, Following a properly-Noticed Public Hearing before the Board of Aldermen, held On June 12, 2012, and in consideration of the information and research materials Received and reviewed,

NOW, THEREFORE BE IT ORDAINED, by the Board of Aldermen of the Town of Dallas, North Carolina, that the Compiled Code of Town Ordinances is hereby Amended as follows:

That Chapter I, "Health Protection and Disease Prevention"; Article I, "General Regulations", Section 1; "Property Maintenance, Removal of Trash, Weeds, Lien", be Amended by its Repeal and replacement by a new Section 1; To Read:

"Sec. I-1-1 Property Maintenance, Removal of Trash, Weeds; Lien

The existence of any of the following conditions on any lot or other parcel of land, whether vacant or occupied, within the corporate limits of the Town of Dallas is hereby declared to be dangerous and prejudicial to the public health or safety, and constitutes a public nuisance:

- a. Noxious weeds and other rank vegetation; any growth of weeds or grass or other vegetation to a height greater than Twelve (12) inches; or any accumulation of dead weeds, grass or brush.
- b. Uncontrolled growth of vegetation- Undeveloped Property: Any uncut, uncontrolled growth of noxious weeds, vegetation, grasses, brush or bushes to a height of twelve (12) inches on an undeveloped property shall constitute a nuisance. Notwithstanding the other sections of this chapter, (b) applies only to the outer perimeter of such property to a depth of fifty (50) feet and bordering a public right-of-way and/or developed properties.
- c. Any accumulation of rubbish, trash or junk causing or threatening to cause a fire hazard, or causing or threatening to cause accumulation of stagnant water or the inhabitation thereof by rats, mice, snakes or noxious insects.
- d. Any accessory building or structure that has become so dilapidated or deteriorated so as to constitute a public nuisance.
- e. All fences, retaining walls or similar structures that are not firmly anchored to the ground, maintained in good structural condition and free of deterioration. Deteriorated features shall be repaired, replaced or completely removed. Grass, weeds and other vegetation around such fences shall be maintained in compliance with section (a) of this ordinance.
- f. Chronic Violators: The Town of Dallas shall notify any chronic violator of this section to whom a current violation notice has been provided that, pursuant to NC GS 160A-200, the Town shall take action to remedy the violation without further notice and the expense of the action shall become a lien on the property and shall be collected as unpaid taxes. For the purposes of this subsection, a "chronic violator" is a person who owns property whereupon,

in the course of the then current year, the Town has provided said property owner notice of violation of any provision of this section at least two (2) previous times.

Where such conditions as described above exist so as to constitute a nuisance or danger to public health or safety the code enforcement administrator shall notify the property owner by first class mail postage prepaid of such conditions and shall order abatement thereof within ten (10) days following verified receipt of such notice. When a the property owner has failed to comply with a notice of violation as described above, the code enforcement administrator shall not be required to provide further notice of violation to that person with regard to the same property before taking any enforcement action. In addition, a Town of Dallas agent or employee may enter upon the premises and perform any work that may be necessary to bring the property into compliance with this section and the Town shall charge the cost thereof against the premises upon which the work was performed.

In addition to the civil penalties provided for in Chapter Q of this Code of Ordinances, The costs of any work performed under this section shall constitute a lien against the premises upon which the work performed and may be collected in the same manner as taxes upon real property. The term 'cost' as used in this section shall include interest at the rate of eight percent (8%) per annum until the lien is paid. Interest does not accrue until a fill for the cost becomes overdue (Senate Bill 181, 1999)."

YEAS:

NAYS:

Attest: _____

Signed: _____

AN ORDINANCE TO AMEND CHAPTER H, "TRAFFIC", OF THE COMPILED CODE OF ORDINANCES OF THE TOWN OF DALLAS, NORTH CAROLINA

WHEREAS, Following a properly-Noticed Public Hearing before the Board of Aldermen, held On June 12, 2012, and in consideration of the information and research materials Received and reviewed,

NOW, THEREFORE BE IT ORDAINED, by the Board of Aldermen of the Town of Dallas, North Carolina, that the Compiled Code of Town Ordinances is hereby Amended as follows:

That Chapter H, "Traffic"; Article I, Section 1; Definitions of Words and Phrases, be Amended by adding the Definition of "Trucks", To Read:

TRUCKS.

Those primarily-commercial and service vehicles whose gross vehicle weight (gvw) exceeds 10,000 pounds; features more than two (2) axles; or both. Excluded from this definition shall be Trucks, including those operated by Public Safety, Utility, Sanitation, or Service Providers, when traveling directly to a destination address along a prohibited roadway, for loading, unloading, servicing, responding to an emergency, **or, accessing the operator's personal residence (so long as said truck is not parked on the prohibited street)**; if and when there is no alternative route to said destination address on streets or alleys where such Truck traffic is not prohibited.

YEAS:

NAYS:

Attest: _____

Signed: _____

An Ordinance to Amend Chapter 1, "Zoning", of the Compiled Code of Ordinances of the Town of Dallas, North Carolina

Whereas, Following a properly-noticed public hearing before the Board of Aldermen, held on June 12, 2012, and in consideration of the information and research materials received and reviewed,

NOW, THEREFORE BE IT ORDAINED, By the Board of Aldermen of the Town of Dallas, North Carolina, that the Compiled Code of Town Ordinances is Hereby Amended as follows:

That, Chapter 1, "Zoning"; Article I, Section 1-I-2, "Definitions", be amended by adding the definition of "Electronic Variable Message Signs" as a new subset to the broader definition (36) of "Signs", to read:

Electronic Variable Message (EVM) Sign:

Electronic Variable Message (EVM) Signs are on-premise signs, or portions of signs, that display an electronic image, video, or other computer-generated message or display of changeable-copy advertising. These signs include displays using incandescent lamps, light-emitting diodes, liquid crystal displays, plasma displays, changeable-copy panels, or synchronized rotating-copy panels. Each permitted EVM sign shall meet the following minimum requirements:

- All text displayed on an EVM sign must remain static for a period not-less-than five (5) seconds.
- The scrolling of text, whether continuous or intermittent, is prohibited. This prohibition shall not apply to non-text, animated images or displays which move or give the appearance of movement.
- All EVM signs shall be equipped with a sensor or other device which automatically determines the ambient light conditions immediately surrounding the sign and, in turn, is programmed to automatically adjust or dim the sign's brightness to meet such conditions at all times of day or night.

Further, That Section 1-V-3, "Flashing And Moving Signs", be repealed in its entirety and replaced with an amended Section to read:

Flashing, Moving, and Electronic Variable Message (EVM) Signs:

For signs which contain flashing illumination, or which exhibit lights having a flashing or moving effect, but not to include Electronic Variable Message (EVM) Signs, the following shall apply:

- The letter "M", when used in the Sign Regulations Schedule (Appendix D) shall signify that permitted illuminated signs shall be "motionless".
- The parenthesis symbol () when used in the Sign Regulations Schedule (Appendix D) shall signify that permitted illuminated signs shall not "flash".
- Any sign classified as a flashing or moving sign shall be located a minimum distance of fifty (50) feet from any street Right-of-Way.

For (EVM) Signs, the following shall apply:

- (EVM) Signs shall be permitted only within those Zones which are classified as B-2 (Highway Business), B-3 (Central Business), and BC-1 (Shopping Center) within the Town of Dallas.
- (EVM) Signs shall be located a minimum distance of twenty-five (25) feet from any street Right-of-Way.
- (EVM) Signs shall be located a minimum distance of twenty-five (25) feet from any street or highway intersection, and a minimum distance of one-hundred-fifty (150) feet from any Residentially-Zoned area.

YEAS:

NAYS:

Attest: _____

Signed: _____

PUBLIC HEARING NOTICE

The Board of Aldermen of the Town of Dallas, North Carolina will conduct a public hearing on June 12, 2012 at 6:00 pm at the Dallas Fire Department located at 209 West Main Street, Dallas, North Carolina.

The purpose of this hearing is to receive citizen comments and questions regarding the submittal of an application for grant funds to the NC Department of Commerce. The Town will submit an application for \$750,000 of Community Development Block Grant Funds to replace aging waterlines in the residential neighborhood bounded to the North by West Trade Street, to the west by S. Gaston Street, to the south by E. Gibbs Street and to the east by US 321.

Please call Jim Palenick at 704-922-3176 or email jpalenick@dallasnc.net if you have any questions.

Hearing impaired persons desiring additional information or having questions regarding this subject should call the North Carolina Relay Number for the Deaf (1-800-735-8262).

Esta information esta disponible en espanol o en cualquier otro idioma bajo peticion. Por favor, pongase en contacto con Jim Palenick al 704-922-3176 o en 210 N. Holland Street, Dallas, NC de alojamiento para esta solicitud.

PUBLICATION DIRECTIONS

Publish in the Notices section of the Newspaper: Anywhere in paper with a black border.
Publish on the following Date: no earlier than May 18, 2012 or later than June 2, 2012
Send bill and affidavit of publication to: Town of Dallas, 210 N. Holland Street, Dallas NC

The cost of this advertisement is a pre award cost and can be reimbursed if the grant is funded.

An Ordinance to Amend Chapter 1, "Zoning", of the Compiled Code of Ordinances of the Town of Dallas, North Carolina

Whereas, Following a properly-noticed public hearing before the Board of Aldermen, held on June 12, 2012, and in consideration of the information and research materials received and reviewed,

NOW, THEREFORE BE IT ORDAINED, By the Board of Aldermen of the Town of Dallas, North Carolina, that the Compiled Code of Town Ordinances is Hereby Amended as follows:

That, Chapter 1, "Zoning"; Article I, Section 1-I-2, "Definitions", be amended by adding the definition of "Electronic Gaming Operation", to read:

Electronic Gaming Operation

Any business enterprise, whether as a principal or accessory use, where persons utilize one or more electronic machines, including but not limited to computers and gaming terminals, to conduct games including but not limited to sweepstakes, lotteries, and/or games of chance, and where cash, merchandise, or other items of value of such distribution is determined by electronic games played or by predetermined odds, which have a finite pool of winners. The term includes, but is not limited to internet sweepstakes, video sweepstakes or cybercafés. This definition does not include any lottery endorsed, approved or sponsored by the State of North Carolina, or arcade games of skill.

Further, That Article II, Sections 1-II-11, "BC-1 Zone: Shopping Center", and 1-II-13, "B-2 Zone: Highway Business", be amended by adding the following under Subsection (a), "Permitted Uses", to read:

" Electronic Gaming Operation(s), provided the following provisions are met:

- (1) That such uses provide, at minimum, off-street parking consistent with Section 1-II-22, "Off-street parking requirements", Subsection (j), classified as "Other Business Services", and requiring one parking space for each two hundred (200) square feet of gross floor area.
- (2) That no electronic gaming operation be located within five hundred (500) linear feet of the property line of any church/house of worship or any public or private elementary,

middle, or high school, library, public park or playground, day care center, or residential-zoned district.

- (3) That no two electronic gaming operations be located within one thousand (1000) linear feet of each other.
- (4) That no electronic gaming operation have more than twenty-five (25) total electronic gaming machines or terminals.
- (5) That electronic gaming operations shall apply for and obtain a license from the Board of Aldermen to operate, and have fully paid, up-to-date, all required license fees as proscribed within the "Privilege and Business License Fee Schedule" for the Town of Dallas. No such license shall be transferable.
- (6) That electronic gaming operations shall be further regulated by Chapter J, "Business and Trades", Article IV, Section j-IV-4 through Section j-IV-9 of the Compiled Code of Dallas Town Ordinances.
- (7) That during hours of operations, electronic gaming operations shall be open for direct, unobstructed access by all safety and enforcement personnel, and that all exit doors shall remain unlocked while patrons are on the premises.
- (8) And, That no one under the age of eighteen (18) be allowed within the premises of an electronic gaming operation."

YEAS:

NAYS:

Attest: _____

Signed: _____

February 1, 2012

NORTH CAROLINA
GASTON COUNTY

CONDITIONAL OFFER
AND EMPLOYMENT AGREEMENT

THIS AGREEMENT, signed and entered into this 1st day of February, 2012, by and between the TOWN OF DALLAS, a political subdivision of the State of North Carolina (hereinafter referred to as "Town"), the Employer; and JAMES M. PALENICK a citizen and resident of Gaston County, (hereinafter called "Manager"), the Manager;

WITNESSETH:

THAT, WHEREAS, Town desires to employ, on an interim basis, the professional services of Manager as Town Manager for the TOWN OF DALLAS and Manager has accepted said position subject to the terms and conditions set forth herein.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, Town, through the Board of Aldermen (hereinafter called "Board"), and Manager agree as follows:

1. SCOPE AND PURPOSE OF EMPLOYMENT: The Board recognizes that Manager recently served as Manager of the City of Gastonia. The Board also recognizes that Manager is currently seeking employment outside of the State of North Carolina, and does not desire to commit to a permanent position at the Town. The Board, recognizing that the Town will be without a Town Manager effective February 1, 2012, has considered Manager's desire to seek employment elsewhere and the Board nevertheless desires to employ his services on a limited interim basis as described herein.

2. EMPLOYMENT AND DUTIES: Town hereby employs Manager as Town Manager of the TOWN OF DALLAS effective on or before February 1, 2012, to serve in such capacity on an interim basis until Town shall hire a permanent Town Manager. Town agrees to proceed diligently to employ a permanent Town Manager and would hope to be able to have a new Manager within 180 days. During this interim period, Manager agrees to perform his duties in accordance with such laws and ordinances as may apply to such positions.

3. TERM: Notwithstanding the foregoing, it is understood that this Agreement is for a limited term of no minimum duration and may be terminated by either party with or without cause at any time; however, it is anticipated by the parties that such employment will terminate within approximately 180 days or such earlier date as a permanent Town Manager may be employed, or Manager finds employment elsewhere.

4. HOURS OF WORK: Manager shall be expected to average forty (40) office hours per week in the performance of his duties during the course of his employment. In addition to the office hours, Manager shall attend all regular and special Town Board meetings.

5. COMPENSATION: For all services rendered by Manager, Town shall pay Manager on a weekly basis an amount of Thirteen Hundred and no/100 Dollars (\$1300.00) per week. Manager shall be treated as an exempt employee. It is understood that Manager will participate in the State Employees' Retirement System, will receive vacation and sick leave as per the Town of Dallas Personnel Policy, and will receive a Seventy Dollar (\$70.00) per month allowance for a mobile phone, but no further benefits will be provided to Manager.

6. BONDING. Town shall bear the full cost of any fidelity or other bond required of Manager under any law or ordinance.

7. NOTICES: Any notice required or desire to be given under this Agreement shall be deemed given if in writing, sent by certified mail to his address in the case of Manager, or to the principal office in the case of Town.

8. CONDITIONAL OFFER: This Employment Agreement shall constitute only a conditional offer of employment pending a drug screen test in accordance with Town's policy for screening of employees in safety sensitive positions. In addition, Manager shall undergo a criminal history check which shall not reveal any matters the Town Board finds objectionable. However, successfully passing the drug screening test and criminal history check, this offer shall become a binding contract upon the parties.

9. ENTIRE AGREEMENT: This Agreement contains the entire understanding and agreement of the parties and shall be binding upon and shall inure to the benefit of the heirs at law and personal representatives of Manager. It shall be changed only by agreement in writing signed by the parties.

10. ASSIGNMENT: This Agreement may not be assigned by either party.

IN WITNESS WHEREOF, the Town has caused this Agreement to be signed and executed on its behalf by the Mayor and duly attested by its Clerk and Manager has signed and executed this Agreement this 19th day of February, 2012.

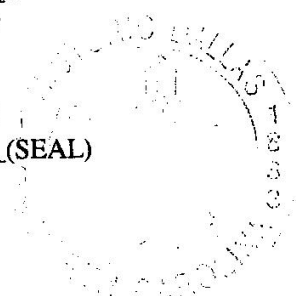
ATTEST:

Maria Arce
Town Clerk

TOWN OF DALLAS

By: Richard C. Coleman
Richard C. Coleman, Mayor

[Signature] (SEAL)
JAMES M. PALENICK



**Town of Dallas
Schedule of Fees and Charges
2012-2013**

<u>Electric Connection Fees</u>		
Temporary (for construction)	\$30.00	
Permanent	\$30.00	\$10.00 Residential
Underground	\$30.00	\$50.00 Commercial
Change from Over Head to Underground Utilities Director)	Cost + 15% (See Public Utilities Director)	
<u>Temporary for Non- Permanent Commercial Structure</u>		
Under 100 AMPS	\$125	
Over 100 AMPS	Cost + 15% (See Public Utilities Director)	\$30.00 **
<u>Three Phase Connection</u>		
Three phase service from 200 to 400 AMPS	\$100 per phase	
Three phase service 401 AMPS and over	\$ Cost +15%	
<u>Conversion of over head to underground</u>		
Under 250' in length	\$400.00	
Over 250' in length	\$400.00 + cost of wire over 250'	
<u>T-2 Security Lights</u>		
Type 1: 175 watts	\$11.63	
Type 2: 250 watts	\$16.20	
Type 3: 400 watts	\$22.44	
<u>Meter Test Fee</u>		
		\$10.00 Residential
		\$50.00 Commercial
<u>Reconnection Fee</u>		\$30.00 **
<u>If Cut off At Pole</u>		\$100.00
<u>Late Charge</u>		\$6.00
<u>Meter Tamper Fee*</u>		Water \$70.00
		Electric \$50.00
<u>History Print out</u>		\$5.00
<u>Deposits</u>		\$75 inside water
		\$150 outside water
		\$150 Electric

Effective Date: July 1, 2012

Zoning Permit Fees

Residential Permits	\$35.00	Text Amendment	\$300.00
Residential Accessory/Addition	\$15.00	Historic District Commission Approval	\$100.00
Multi Family Permits	\$50.00	Advertising Required Notice	Cost
Commercial	\$100.00	<u>Site Plan Reviews</u>	
Manufacturing/Industrial	\$150.00	Engineering Charged by Town Engineer	Cost
Sign Permits (per sign)	\$35.00	Staff Review	
EVM Sign Permits (per sign)	\$350.00	Multi-Family	\$75.00
		Commercial	\$200.00
		Manufacturing/Industrial	\$300.00

Commission Applications (fee covers staff time, agenda packets, and notification letters to residents. Additional cost on advertisement in newspaper.)

Rezoning	\$300.00	Engineering	Cost Charged by Town Engineer
Conditional Use	\$300.00	Staff Review	
Variance	\$300.00	2-10 lots	\$100.00
Appeal	\$300.00	11-50 lots	\$150.00
		51-100 lots	\$200.00
		101-200 lots	\$2 Per Lot

Effective Date: July 1, 2012

201 and more lots \$4 Per Lot

Street and Sanitation Charges

Street

New Subdivision Signs Full Reimbursement Cost of Signs
And Installation

Sanitation

After Hours Truck Full Reimbursement Cost to
Provide Service
New Cart Fee \$30 non-refundable for new
homes (paid at time of permit)

Land Lord Tenant Fee to remove Trash
\$50.00 for a regular pick up truck
\$100.00 for a flat bed less then 2 tons
\$ Cost + 15% for a flat bed over 2 tons or when a back hoe is needed.

Solid Waste Fees

Residential \$11.50 per container, per month
Commercial \$13.50 per container, per month

Effective Date: July 1, 2012

General Fees

Customer Requested Stop Payment \$40.00

Civic Building Rental Fee \$100.00

Gazebo Rental Fee \$100.00

Noise Permit

\$20.00 for a day permit

\$75.00 for a month permit

\$400.00 for a year permit.

Privilege & Business Licenses

See Attached Schedule A

Recreation & Park Fees

See Attached Schedule B

Alcohol Privilege License

\$300.00 for Beer and Wine***

\$300.00 for Mixed Drinks***

Return Check Fee \$30.00

Water Flow Test \$100.00 per test

*In Addition to any other charges

**Charged to everyone who makes the Cut-Off List.

***Renewed Years in conjunction with Privilege Licenses

Fees & Charges for Water, Sewer, Electric, and Storm Water Services (Billed Monthly), as well as for Water & Sewer Tap, Meter, & Privilege Fees (Billed at Installation) are Contained on Separate Schedules C, D, E, and F Respectively.

Effective Date: July 1, 2012

56

SCHEDULE A
TOWN OF DALLAS
PRIVILEGE AND BUSINESS LICENSE FEES

1. Amusements:
 - a. Outdoor Theatres- \$100.00 per screen
 - b. Indoor Theatres- \$200.00 per screen
 - c. Game Rooms, Pool Halls, Skating Rinks- \$25.00 plus \$5.00 per video game
 - d. **Electronic Gaming Operations \$2500.00 per Business \$1000.00 per machine license fees per year**
 - e. Bowling Alleys- \$10.00 per alley
2. Collection Agencies- \$50.00
3. Undertakers/Funeral Homes- \$50.00
4. Pawnbrokers- \$275.00
5. Contractors:
 - a. General Contractor, Painting, Roofing- \$10.00
 - b. Plumbing, Heating and Cooling, Electrical- \$50.00
6. Hotels, Motels, Bed and Breakfasts, Tourist Homes- \$1.00 per room, \$25.00 Minimum
7. Restaurants:
 - a. 4 or fewer seats- \$25.00
 - b. 5 or greater seats- \$42.50
8. Dry Cleaners, Pressing Plants- \$50.00
9. Firearms Dealers/Dealers in other Weapons- \$50.00 for firearms, \$200.00 for knives, dirks, swords, other edged weapons.
10. Self Service Laundries- \$50.00
11. Automobile Sales, Service, Accessories
 - a. Sales- \$25.00
 - b. Service and Repair- \$12.50
 - c. Gasoline/Diesel Fuel Sales- \$25.00
12. Motorcycle Dealers/Service- \$12.50
13. Employment/Staffing Agencies- \$50.00
14. Branch/Chain Stores- \$50.00
15. Video Rentals/Sales- \$25.00
16. Bicycle Dealers (Sales, Accessories, Service) - \$25.00
17. Barber/Beauty Shops- \$2.50 per chair

18. Piano, Television, Radios and Recorders (sales, repairs) \$5.00

19. Alcohol

a. Beer- Off-Premise: \$5.00, On- Premise: \$15.00

b. Wine- Off-Premise: \$10.00, On-Premise: \$15.00

20. Loan Agency or Broker- \$100.00

21. Security Dealers/Stock Brokers- \$50.00

22. Sundries (Soft drinks, tobacco, wrapped sandwiches, candy) - \$4.00

23. Video Movie Rentals and Sales- \$25.00

24. Vendor/Solicitor/Peddler

a. \$20.00 per person on foot

b. \$25.00 per vehicle/mobile cart

25. Ice Cream (Retail) - \$2.50

26. Day Care Centers- \$50.00

27. Car Washes (all types) - \$12.50

28. Wholesale Merchant - \$50.00

29. Lawn Care/Mowing- \$25.00

30. Other Non-Exempt Business Not Listed- \$50.00

Exemptions:

Certified Public Accountants

Architects

Banks

Cooperative Marketing Associations

Professional Engineers

Home Inspectors

Land Surveyors

Office Machines, Home Appliances, Computer Hardware

Optometrists

Pest Control Applicators

Physicians

Alarm Systems

Attorneys at Law

Chiropractors

Dentists

Manufacturers/Distributors of Film

Insurance Agents

Veterinarians

Optician

Osteopaths

Photographers

Private Detectives/Investigators

Effective July 1, 2012

**SCHEDULE B
TOWN OF DALLAS
RECREATION AND PARK FEES**

Seasonal Team Sponsorships:

- Soccer: \$275.00
- Basketball: \$125.00
- Baseball/Softball: \$225.00

Individual Participant Fees:	<u>In-Town:</u>	<u>Non-Resident:</u>
• Soccer:	\$45.00	\$45.00
• Basketball:	\$35.00	\$50.00
• Cheerleading:	\$35.00	\$50.00
• Cheerleading incl. Uniform:	\$125.00	\$140.00
• Baseball/Softball:	\$70.00	\$85.00

Effective July 1, 2012

**SCHEDULE C
TOWN OF DALLAS
Water And Sewer Service Rate Schedule**

The following rates apply for water (metered) and sewer service to residential, commercial, industrial, and irrigation accounts inside and outside the corporate limits of the Town of Dallas, as provided through the Town of Dallas municipal Water and Sewer Utility.

**Water (Incl. Irrigation)
In-City**

Usage	Minimum Charge	(plus)	Vol Charge (Per 1,000 gal)
0-1000	\$8.30/month		\$2.60 (for usage 0-1000)
1,001-3000	\$10.90/month		3.90 (for usage 1001-3000)
3001-5000	\$18.70/month		5.10 (for usage 3001-5000)
5001-10000	\$28.90/month		5.50 (for usage 5001-10000)
Over 10000	\$56.40/month		5.90 (for usage Over 10000)

Out-City

0-1000	\$23.60/Month		\$2.60 (for usage 0-1000)
1001-3000	\$26.20/month		7.80 (for usage 1001-3000)
3001-5000	\$41.80/month		9.10 (for usage 3001-5000)
5001-10000	\$60.00/month		11.00 (for usage 5001-10000)
Over 10000	\$115.00/month		11.90 (for usage Over 10000)

**Sewer
In-City**

Usage	Minimum Charge	(plus)	Vol. Charge (Per 1,000 gal)
0-1000	\$9.10/Month		\$2.60 (for usage 0-1000)
1001-3000	\$11.70/month		3.90 (for usage 1001-3000)
3001-5000	\$19.50/month		5.10 (for usage 3001-5000)
5001-10000	\$29.70/month		5.50 (for usage 5001-10000)
Over 10000	\$57.20/month		5.95 (for usage Over 10000)

Out-City

0-1000	\$12.50/Month		\$2.60 (for usage 0-1000)
1001-3000	\$15.10/month		3.90 (for usage 1001-3000)
3001-5000	\$22.90/month		5.10 (for usage 3001-5000)

5001-10000	\$33.10/month	\$5.50 (for usage 5001-10000)
Over 10000	\$60.60/month	5.95 (for usage Over 10000)

Any "Active" account shall be charged a monthly Minimum Fee, regardless of usage. Thereafter, the Volume charge shall be calculated at the rate indicated for the volume tier of usage. Each separate, volume tier of usage shall be calculated at the rate for that tier of usage.

Sewer charges are based on the number of gallons of water used each month through a metered service.

Effective: July 1, 2012

**SCHEDULE D
TOWN OF DALLAS
Electric Service Rate Schedule**

**ALL RATES INCLUDE A FUEL FACTOR OF \$.019763 CENT PER KWH.
NORTH CAROLINA SALES TAX WILL BE SHOWN SEPARATELY.**

RATE A: RESIDENTIAL

\$9.98		BASIC CHARGE
\$.0912493	cent per KWH for the first	350 KWH used per month
\$.1165045	cent per KWH for the next	950 KWH used per month
\$.0969256	cent per KWH for all over	1300 KWH used per month

RATE B: RESIDENTIAL WITH ELECTRIC WATER HEATER

\$9.98		BASIC CHARGE
\$.0912493	cent per KWH for the first	350 KWH used per month
\$.1021511	cent per KWH for the next	950 KWH used per month
\$.1021122	cent per KWH for all over	1300 KWH used per month

RATE C: RESIDENTIAL TOTAL ELECTRIC

\$9.98		BASIC CHARGE
\$.0912493	cent per KWH for the first	350 KWH used per month
\$.0996067	cent per KWH for the next	950 KWH used per month
\$.0931180	cent per KWH for all over	1300 KWH used per month

SECURITY LIGHTS:

TYPE 1:	\$11.63 100 WATTS
TYPE 2:	\$16.20 250 WATTS
TYPE 3:	\$22.44 400 WATTS

62

ELECTRICAL RATES EFFECTIVE ON READINGS ON AND AFTER 01/01/12 AND IS REFLECTED ON 02/01/12 BILLING. ALL RATES INCLUDE A FUEL FACTOR OF \$.019763 CENT PER KWH. NORTH CAROLINA SALES TAX WILL BE SHOWN SEPARATELY. THIS REPLACES 01/01/11 RATE SCHEDULES.

GENERAL SERVICE COMMERCIAL RATE D:

Minimum Demand: 30 KW
 Minimum Charge: \$2.07 – (NOT CHARGED)

DEMAND CHARGE: KW Charge

\$2.07	for the first	30 KW Billing Demand
\$4.25	per KW for all over	30 KW Billing Demand

ENERGY CHARGE:

\$13.52		BASIC CHARGE
\$.1190464	cents per KWH for the first	3,000 KWH used per month
\$.0885046	cents per KWH for the next	87,000 KWH used per month
\$.0683426	cents per KWH for all over	90,000 KWH used per month

INDUSTRIAL RATE E:

Minimum Demand: 30 KW
 Minimum Charge: \$2.07 – (NOT CHARGED)

DEMAND CHARGE: KW Charge

\$2.07	for the first	30 KW Billing Demand
\$4.25	per KW for all over	30 KW Billing Demand

ENERGY CHARGE:

\$19.52		BASIC CHARGE
\$.1263922	cents per KWH for the first	3,000 KWH used per month
\$.0862085	cents per KWH for the next	87,000 KWH used per month
\$.0656414	cents per KWH for all over	90,000 KWH used per month

Effective January 1, 2012

63

**SCHEDULE E
TOWN OF DALLAS
STORMWATER RATE SCHEDULE**

<u>Account Class</u>	<u>Rate Per Month</u>	<u>ERU's</u>	<u>Total Rate (Month)</u>
Sing.-Fam. Res.	\$1.85	1	\$1.85/Mo.
All Other Accounts	\$1.85	*	\$1.85 per ERU/Mo.

*Total Impervious surface area on property (in square feet) divided by 2500.

An **"ERU"** is an **"Equivalent Residential Unit"**, Which is calculated and set at 2500 square feet of impervious surface area. For ALL Single-Family Residential properties, the ERU shall be established as (1) regardless of actual impervious surface area on the parcel. For ALL OTHER Classes of Properties, the Town has established precisely the actual square footage of impervious surface area on each parcel (through a contracted study completed by the Centralina Council of Governments), and the ERU for each shall be the total impervious surface area divided by (2500).

The Rate Structure includes, for each Non-residential Account, a **Fee Credit** opportunity, for those properties who have on-site **"B.M.P'S"** ("Best Management Practices", consisting of Storm water retention, detention, and/or treatment, containment, or significant mitigation facilities, when same are certified by Town inspection as being adequately designed, engineered, constructed, and maintained).

The **CREDIT Shall Equal 50% of the Monthly Fee**, for as long as the BMP facility remains in-place, functional, and properly-maintained (as evidenced by yearly inspection by Town personnel or agent).

To Receive Credit for a BMP Facility, Account Holders must file an application with the Town Development Services Department and meet all requirements for engineering specifications associated therewith.

Effective July 1, 2012

**SCHEDULE F
TOWN OF DALLAS
WATER/SEWER TAP, METER, & PRIVILEGE FEES**

EXHIBIT H(13)

Fees Listed are for Standard Taps (Not For Low Flow)

3/4" WATER TAP

Residential Inside	\$800.00
Residential Outside	\$900.00
Privilege Fee Inside	\$500.00
Privilege Fee Outside	\$500.00
Commercial	Cost Plus 15%
Road Bore Fee	\$300.00

4" SEWER TAP

Residential Inside	\$800.00
Residential Outside	\$900.00
Privilege Fee Inside	\$500.00
Privilege Fee Outside	\$500.00
Commercial	Cost Plus 15%

IRRIGATION TAPS

Outside Yard Meter W/Tee	\$300.00		
Outside Yard Meter 3/4" Tap	\$500.00		
Outside Yard Meter 1:	\$890.00		
Commercial	Cost Plus 15%		
2" Meter R-900	\$509.00		
2" Meter Combo R-900		\$1,421.77	
2" Meter Strainer	\$167.50		
Jumbo Meter Box	\$87.38		
2" Coppersetter W/Ball Valve	\$800.00		
2" Block Valve	\$182.05		
Valve Box	\$30.95		
2" Tapping Saddle	\$62.92		
2" Corp. Stop	\$95.46		
2" Brass Fitting	\$132.97		
60ft. 2" PVC SC40 Pipe	\$75.60		
Basic Water Tap inside	\$800.00		
Basic Water Outside		\$900.00	
Privilege Fee inside & outside	\$500.00		
Commercial	Cost Plus 15%		
	Inside \$3193.83	Outside \$3293.83	Road Bore Fees
	\$4,106.60	\$4,206.60	\$400.00
1" Meter R-900	\$292.55		
1" Coppersetter	\$84.44		
1 Jumbo Meter Box	\$87.38		
12 x 1 inch Saddle	\$29.77		
1-1 inch Block Valve	\$173.65		
Valve Box	\$30.95		
Brass Fitting	\$53.64		
60ft. 1" Copper tubing	\$126.60		
Basic Water Tap Inside	\$800.00		
Basic Water Tap Outside		\$900.00	
Privilege Fee Inside & Outside	\$500.00		
Commercial	Cost Plus 15%		
	Inside \$1928.98	Outside \$2028.98	Road Bore Fees
	\$2,228.98	\$2,328.98	\$300.00

LARGE FLOW OR SPRINKLER SYSTEM

- 1 1/2 X 2" Neptune Meters T-10 with R900 Radio Read in gallons
- 3 x 4" Neptune Meters Tru-Flow Compound in gallon with R900 radio read
- 6 x 8" Neptune Meter HP Pro 3 tectus with R900 radio read

Effective July 1, 2012

65

**Town of Dallas
Budget Amendment**

Date: June 12, 2012

Action: Stormwater Budget Amendment

Purpose: To Increase Stormwater Revenue by \$17,000

Number: SW - 001

Fund	Dept	Line Item	Item Description	Original Amount	Amended Amount	Difference
40	3455	0000	Grant Revenue	\$0	\$9,071	\$9,071
40	3999	0000	Fund Balance Appropriated	\$17,730	\$25,659	\$7,929
Totals				<u>\$17,730</u>	<u>\$34,730</u>	<u>\$17,000</u>

Approval Signature
(Town Manager or Administrative Services Director)

Town of Dallas
Budget Amendment

Date: June 12, 2012

Action: Stormwater Budget Amendment

Purpose: To Increase Stormwater Expenditures by \$17,000

Number: SW - 001

Fund	Dept	Line Item	Item Description	Original Amount	Amended Amount	Difference
40	7100	0400	Professional Service	\$5,000	\$7,000	\$2,000
40	7100	1850	Maint & Rep: Storm Water Sys	\$15,000	\$30,000	\$15,000

Totals	\$20,000	\$37,000	\$17,000
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Approval Signature

(Town Manager or Administrative Services Director)