



Edenton Town Council  
Special Meeting  
&  
Committee Meetings  
October 23<sup>rd</sup>, 2023  
6:00 p.m.

Council Chambers, 504 S. Broad Street

*Remote Video Access Available via Zoom at:*

<https://us02web.zoom.us/j/2524822155?pwd=TONFUEJOMXlnV3B2UFA1S0R0ajgzUT09>

*Meeting ID: 252 482 2155*

*Password: 458434 Dial in Option: 301-715-8592 (Meeting ID & Password same as above)*

**AGENDA**

**I. Special Meeting**

- A. Presentation – Daughters of the American Revolution Marker – Sandy Sperry
- B. Presentation – Town Harbor Advocates – Joe Wach/Bud Powell/Mark Theiser/Captain Jim Frens
- C. Resolution – Special Recognition – Mayor Stallings
- D. Tenth Amendment & Restated Full Requirements Power Purchase Agreement – Corey Gooden

**II. Committee Meetings**

- A. Administrative Committee
  - 1. Memorandum of Understanding – Habitat for Humanity
  - 2. Mayor’s Harbor Advisory Committee
- B. Public Works Committee
  - 1. Memorial Bench Request – 200 Block South Broad
  - 2. Trash Receptacle Request - 100 Block East Queen

**III. Closed Session**

- A. Per NCGC 143-318-11 (a)(5) for negotiations on behalf of the Public Body for the acquisition of real property



# Revolutionary War Patriots

This marker commemorates the men and women who achieved American independence. These Patriots, believing in the noble cause of liberty, fought valiantly to found a new nation.

1775 - 1783

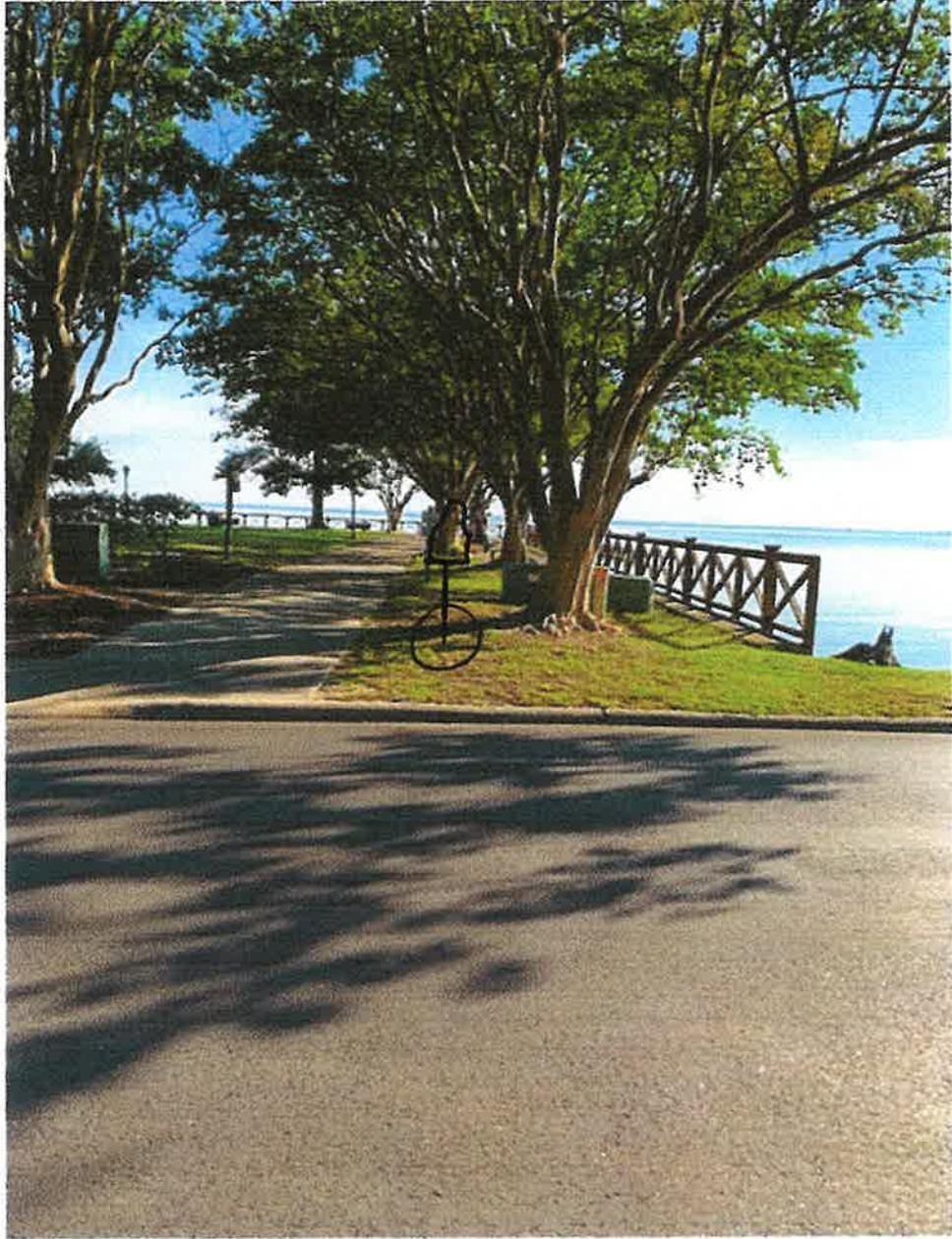
Presented by

~~New York State Organization~~ — *Edwin Tenney Chapter*

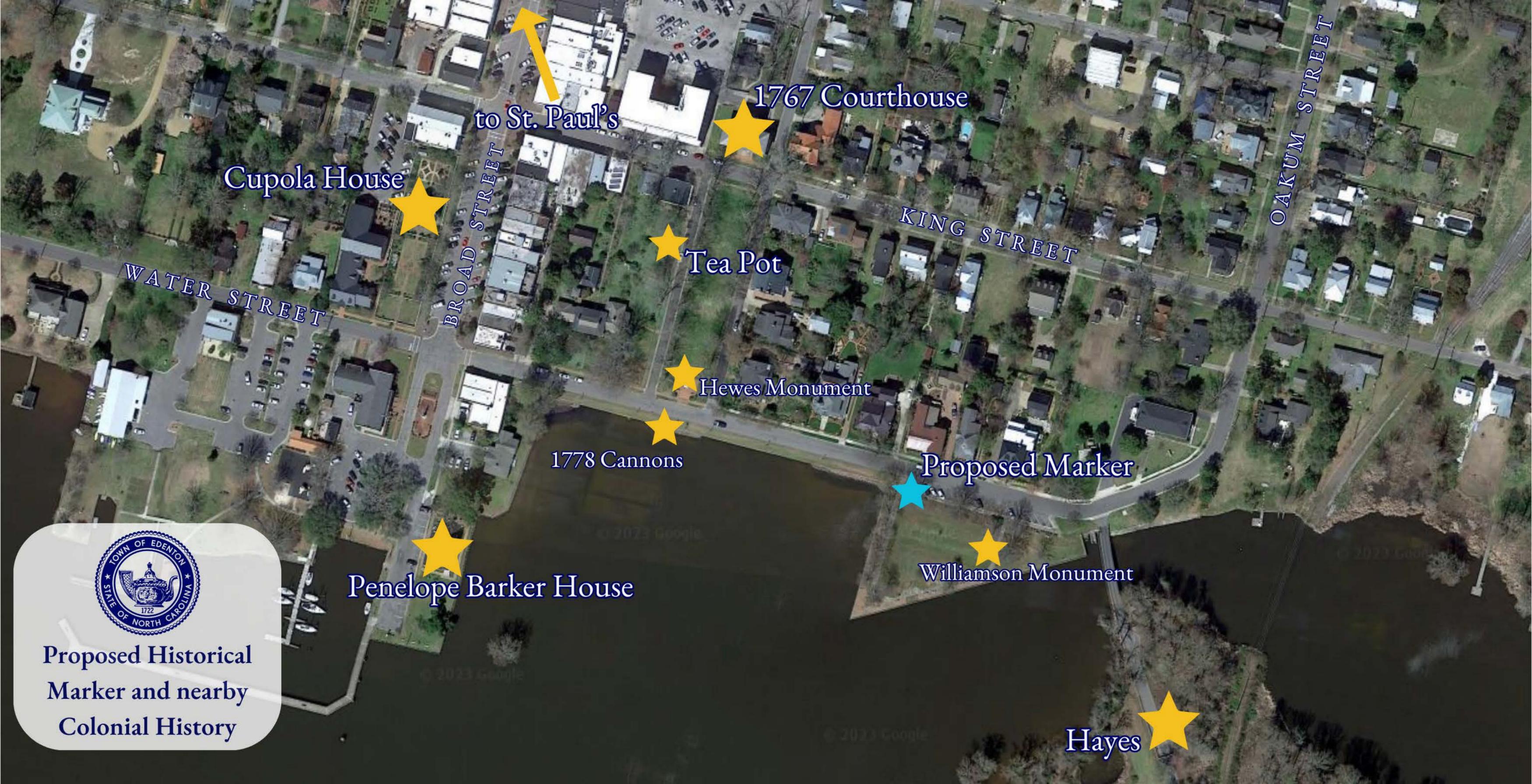
Daughters of the American Revolution  
in honor of the 250<sup>th</sup> anniversary of the United States.



2019-2021







Cupola House

to St. Paul's

1767 Courthouse

Tea Pot

Hewes Monument

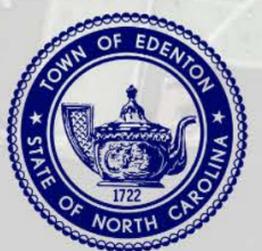
1778 Cannons

Penelope Barker House

Proposed Marker

Williamson Monument

Hayes



Proposed Historical Marker and nearby Colonial History

# **TOWN HARBOR ADVOCATES**

MAKING THE MOST OF OUR WATERFRONT

# COMMITTEE MEMBERS:



**Captain Jim Frens,**  
*Professional Boat Captain*

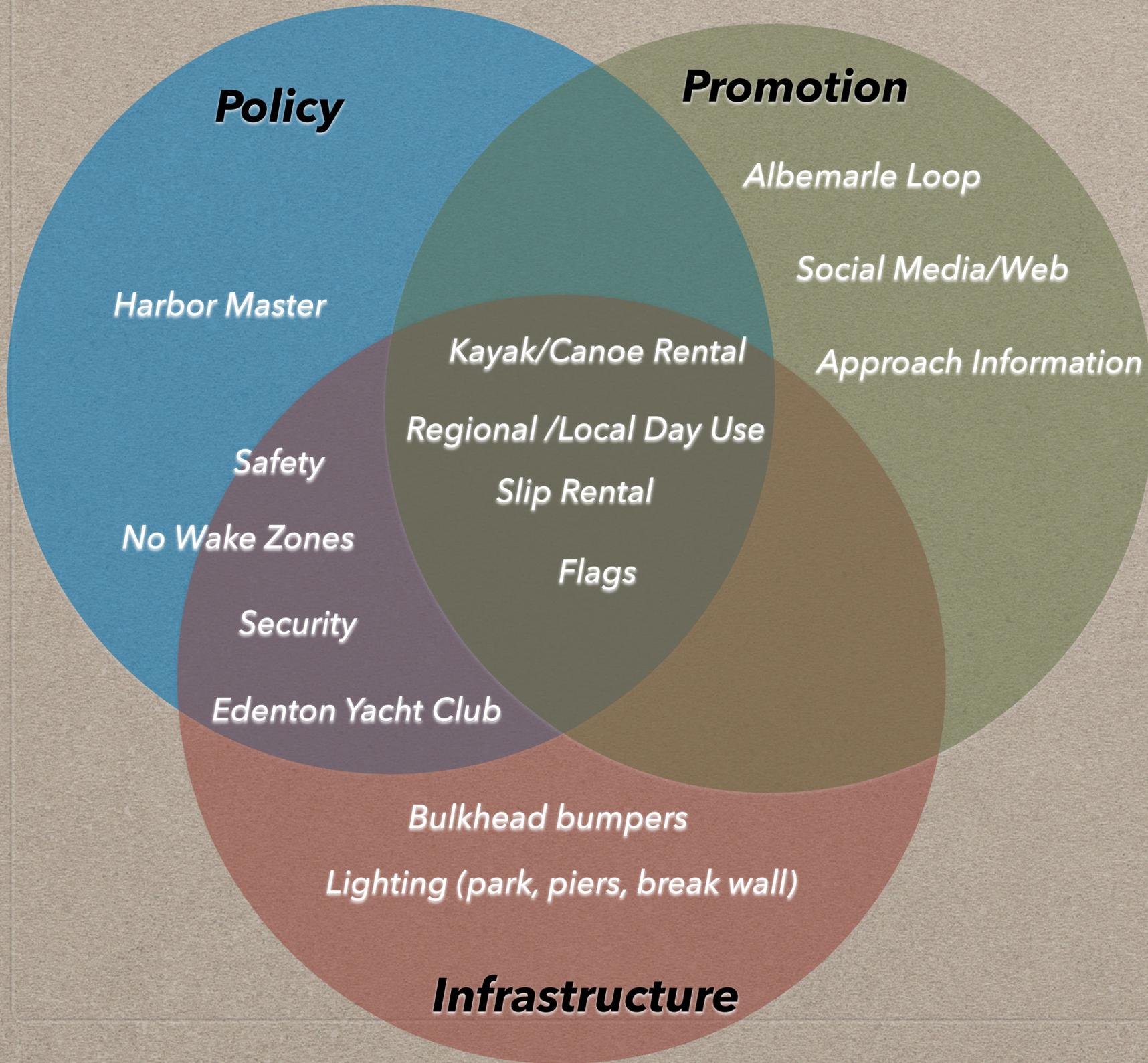
**Bud Powell,**  
*Town Infrastructure, Purchasing and Avid Boater*

**Captain Mark Theiser,**  
*Liber-Tea Boat Captain and Business Owner*

**Joe Wach,**  
*Business Owner*

- Mission: To identify and suggest to Edenton Town Council, **opportunities** to improve the beneficial utilization of the boating infrastructure at the historic waterfront of Edenton.





September 28, 2023

Sydney P. Davis  
*Associate*  
D: 252.972.7113  
F: 919.783.1075  
SDavis@poynerspruill.com

**VIA FEDEX and ELECTRONIC MAIL**

Mr. Corey Gooden  
Town Manager for Town of Edenton  
400 S. Broad Street  
Edenton, NC 27932  
Corey.gooden@edenton.nc.gov

RE: Town of Edenton

Dear Mr. Gooden:

In connection with the Town of Edenton (the “Municipality”), and the proposed Tenth Amended and Restated Full Requirements Power Purchase Agreement, between North Carolina Eastern Municipal Power Agency (“Power Agency”) and Duke Energy Progress, LLC (including successors and permitted assigns), dated as of June 27, 2023, (the “FRPPA”), and at the direction of Power Agency’s Board of Directors, there are enclosed the following:

1. Three (3) execution copies of the Amended and Restated Full Requirements Power Sales Agreement (the “Amended and Restated FRPSA”);
2. One additional, unsigned copy of the above Amended and Restated FRPSA for your use;
3. A copy of the FRPPA;
4. A copy of Resolution BDR-10-23, adopted by Power Agency’s Board of Directors on September 22, 2023, among other things, ratifying the approval, execution and delivery of the FRPPA by the Chief Executive Officer in the name and on behalf of Power Agency and approving and authorizing the execution and delivery of the Amended and Restated FRPSA and recommending that it be approved and executed by the Municipality;
5. Ordinance to be adopted by the Municipality;
6. A Clerk’s Certificate to be completed and executed by the Municipality’s Clerk;
7. Attorney’s Opinion to be completed and executed by the Municipality’s Attorney;
8. Cover Letter returning Power Agency’s executed documents and the executed Clerk’s Certificate; and

9. Return Federal Express label for use by the Clerk in returning the Clerk's Certificate and the other documents described below.

For convenience, the Amended and Restated FRPSA is referred to herein as the "Member Contract" and the documents listed in Items No. 3-7 are referred to herein as the "FRPPA Documents".

### **INSTRUCTIONS**

Upon information and belief, the Town Clerk position for the Town of Edenton is vacant. As such, we are providing this package to you in your capacity as Town Manager. In connection with the FRPPA, the Member Contract and the FRPPA Documents, we hereby request that you:

1. Coordinate with your Attorney regarding the adoption of the Ordinance and the presentation of the Member Contract and FRPPA Documents to the Municipality in the fashion described in the Clerk's Certificate.
2. Ensure the Member Contract and FRPPA Documents are filed with the minutes of the meeting at which the Ordinance was adopted, as outlined in the Clerk's Certificate. Please bear in mind that, in connection with the adoption of the Ordinance, N.C.G.S. §160A-75 requires the affirmative vote of two-thirds of all members of the Municipality's governing body for adoption on the date the Ordinance is introduced. The Clerk's Certificate (Item No. 6 above) has been drafted assuming the adoption of the Ordinance at one, regular meeting of the governing body of the Municipality. If more than one meeting is needed, or a special meeting is called, for the adoption of the Ordinance, please contact the undersigned and we will revise the Clerk's Certificate.
3. Complete the Clerk's Certificate and attach the Ordinance, the minutes of the meeting at which the Ordinance was adopted and all other documents required therein to be attached to the Certificate and return it to the undersigned with the enclosed cover letter (Item No. 8 above), together with the documents referred to in the following Item No. 4, utilizing the enclosed return Federal Express label (Item No. 9 above).
4. Return to the undersigned two (2) fully executed copies of the Amended and Restated FRPSA, retaining the remaining executed copy for the Municipality.

Please note that at least two (2) signatures and an impression of the Municipality's Seal are required to fully execute the foregoing Amended and Restated FRPSA. If the Charter of the Municipality requires an additional endorsement by the Municipality's Attorney, please ensure the endorsements included therein by the undersigned are appropriate.

5. Ensure your Attorney places the Attorney's Opinion (Item No. 7 above) on his or her letterhead and forwards it to the undersigned, or alternatively, provides a copy of the Attorney's Opinion (on his or her letterhead) to the Clerk for inclusion in the return package utilizing the enclosed return Federal Express label (Item No. 9 above).

### **CLERK'S CERTIFICATE**

The Clerk's Certificate is a critical document. Note that we have attached to the Clerk's Certificate what we believe is the Charter of the Municipality, including any charter amendments since the date of the last Clerk's Certificate executed by the Municipality in 2015. Please review the Clerk's Certificate with your Attorney to ensure that the references are complete and accurate and, if necessary, add such additional information and documents as are necessary to make the certification set forth in Section 11 of the Clerk's Certificate (Item No. 6 above) complete and accurate. We also ask that you send us an advance copy of any rules, laws or ordinances that you intend to attach to the Clerk's Certificate; doing so will afford us the opportunity to review that information in advance of receiving the Clerk's Certificate and help us ensure that this process is completed as efficiently as possible. Please contact the undersigned as soon as practicable if there are any laws or ordinances relating to the Charter that are pending before or have been passed by the North Carolina Legislature in 2023.

Additionally, if the Charter of the Municipality contains a specific notice requirement with respect to the adoption of the Ordinance, we have attempted to reference such requirement in the Clerk's Certificate. Please review the Clerk's Certificate carefully to determine whether or not such is the case for the Municipality. If so, please take such actions as are necessary to publish and/or post the appropriate notice(s) and provide the undersigned with copies of the notice(s) and newspaper affidavits of publication. A draft newspaper affidavit is enclosed in your materials should this notice requirement apply to your Municipality.

### **RETURN OF EXECUTED DOCUMENTS**

We respectfully request that you return the below documents to the undersigned as soon as practicable after the Ordinance is adopted via electronic mail ([sdavis@poynerspruill.com](mailto:sdavis@poynerspruill.com)) and FedEx, using the return prepaid Federal Express label enclosed in the mail out package:

1. Clerk's Return Letter
2. Two (2) executed copies of the Amended and Restated FRPSA bearing the seal of the Municipality
3. Clerk's Certificate
4. Ordinance
5. Minutes of the meeting at which the Ordinance was adopted
6. Charter Amendments, if any
7. Attorney's Opinion

Prompt receipt of the above documents will help us stay on schedule and deal with any issues that may arise prior to Closing as expeditiously as possible.

Your assistance in this matter, as outlined above, is truly appreciated. Please do not hesitate to call me (252.972.7113) or my colleague, Mike Colo (252.972.7105), if you have questions. We look forward to working with you to the end that the transactions proposed by Power Agency can be completed successfully and thank you in advance for your assistance in connection therewith.

Yours very truly,

A handwritten signature in black ink that reads "Sydney P. Davis". The signature is written in a cursive style with a large, looped 'S' and 'D'.

**Sydney P. Davis**  
Associate

cc: Jimmy Stallings, Town Mayor (via email w/o enclosures)  
Hood Ellis, Town Attorney (via email w/o enclosures)  
Kathy Moyer (via email w/o enclosures)  
Jay Morrison (via email w/o enclosures)

Enclosures

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF EDENTON, NORTH CAROLINA, DETERMINING THAT IT IS IN THE BEST INTERESTS OF THE TOWN OF EDENTON TO APPROVE AND AUTHORIZE THE EXECUTION AND DELIVERY OF THE AMENDED AND RESTATED FULL REQUIREMENTS POWER SALES AGREEMENT BETWEEN THE TOWN OF EDENTON AND NORTH CAROLINA EASTERN MUNICIPAL POWER AGENCY**

WHEREAS, the Town of Edenton (the “Municipality”) and North Carolina Eastern Municipal Power Agency (“Power Agency”) entered into a Full Requirements Power Sales Agreement (the “FRPSA”), dated as of the twenty-fourth day of September, 2015, pursuant to which Power Agency sells and each Member purchases its Full Requirements Bulk Power Supply requirements (as that term is defined in the FRPSA); and

WHEREAS, the Board of Directors of Power Agency, by motion properly made and approved at its meeting on May 25, 2023, approved and authorized the execution and delivery of Tenth Amended and Restated Full Requirements Power Purchase Agreement (the “FRPPA”) between the Power Agency and Duke Energy Progress, LLC (including successors and permitted assigns, “DEP”), pursuant to which Power Agency has agreed to purchase from DEP and DEP has agreed to sell to Power Agency Power Agency’s full requirements capacity and energy to serve the load of the electric power customers of Power Agency’s members, the electric needs of which the members have undertaken the obligation to meet, and contingent upon a recommendation by the Rate Committee and approval by the Board of Commissioners of Power Agency; and

WHEREAS, by motions properly made and approved at meetings on June 7, 2023 and June 8, 2023, the Rate Committee and the Board of Commissioners, respectively, recommended that staff execute and approve the FRPPA in the name and on behalf of the Power Agency; and

WHEREAS, on September 22, 2023, the Board of Directors of Power Agency adopted Resolution BRR-10-23, which, among other things, (i) ratified the approval and execution of the FRPPA by the Chief Executive Officer in the name and on behalf of Power Agency and (ii) authorized Power Agency to execute and deliver to each Member an Amended and Restated Full Requirements Power Sales Agreement (the “Amended and Restated FRPSA”) to give effect to the transactions contemplated by the FRPPA; and

WHEREAS, Power Agency has caused to be furnished to the Municipality each of the following: (i) the FRPPA, (ii) Resolution BDR-10-23, and (iii) an executed Amended and Restated FRPSA, dated as of September 22, 2023; and

WHEREAS, the Town Council of the Municipality (the “Governing Body”) has taken into consideration the benefits which might be achieved by approving, executing and delivering the Amended and Restated FRPSA.

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of Edenton:

1. After due consideration to the contents of each of the preambles set forth above and to each of the documents referred to in such preambles, the Governing Body hereby finds and determines that it is in the best interests of the Municipality to enter into the Amended and Restated FRPSA.

2. The Governing Body hereby authorizes and directs that the Amended and Restated FRPSA be executed for and on behalf of the Municipality by the Mayor and Clerk, sealed with the seal of the Municipality and delivered to the Power Agency in the form and substance of the Amended and Restated FRPSA presented at this meeting.

3. The Governing Body hereby directs the Clerk to furnish or cause to be furnished to Power Agency a certified copy of this ordinance together with the executed Amended and Restated FRPSA.

4. The Governing Body hereby directs the Clerk to file with the minutes of this meeting (i) the FRPPA, (ii) Resolution BDR-10-23, and (iii) the proposed Amended and Restated FRPSA as presented and available at this meeting.

5. This Ordinance shall become effective upon its adoption.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Clerk

(SEAL)

**[Municipal Attorney's Letterhead]**

North Carolina Eastern Municipal Power Agency  
1427 Meadow Wood Blvd.  
Raleigh, NC 27604

Greetings:

In connection with the Amended and Restated Full Requirements Power Sales Agreement, by and between the **Town of Edenton** (the "Municipality") and North Carolina Eastern Municipal Power Agency ("Power Agency"), dated as of September 22, 2023, (the "Member Agreement"), I have examined (i) the Constitution and laws of the State of North Carolina and the Charter of the Municipality, (ii) the Member Agreement, (iii) an Ordinance entitled "AN ORDINANCE OF THE **TOWN COUNCIL OF THE TOWN OF EDENTON**, NORTH CAROLINA, DETERMINING THAT IT IS IN THE BEST INTERESTS OF THE **TOWN OF EDENTON** TO APPROVE AND AUTHORIZE THE EXECUTION AND DELIVERY OF THE AMENDED AND RESTATED FULL REQUIREMENTS POWER SALES AGREEMENT BETWEEN THE TOWN OF EDENTON AND NORTH CAROLINA EASTERN MUNICIPAL POWER AGENCY" (the "Ordinance"), approving the terms and provisions of the Member Agreement and authorizing the execution and delivery thereof, and the proceedings of **TOWN COUNCIL OF THE TOWN OF EDENTON** had and taken upon such adoption, (iv) such contracts, instruments and documents to which the Municipality is a party and which might affect the validity or the operation of the Member Agreement, and (v) such other instruments and documentation as I have deemed necessary in order to render the opinions set forth herein.

It is my opinion that:

- (a) The Municipality is a municipal corporation duly created and validly existing under and pursuant to the Constitution and laws of the State of North Carolina;
- (b) The Municipality has power and is authorized to enter into, execute and deliver the Member Agreement and carry out and perform the obligations of the Municipality thereunder;
- (c) The Ordinance has been duly adopted by the governing body of the Municipality, has not been amended, rescinded or repealed and is in full force and effect. The meeting at which the Ordinance was adopted was duly called, duly held, and all applicable laws respecting notice of such meeting were complied with fully;
- (d) The Member Agreement has been duly authorized, executed and delivered by the Municipality and constitutes a valid and binding agreement of the Municipality, enforceable in accordance with its terms;
- (e) The authorization, execution and delivery by the Municipality of the Member Agreement and compliance with all terms and provisions thereof to be carried out and performed by the Municipality thereunder do not conflict with and are not in violation of any law

of the State of North Carolina, including any of the provisions, terms and conditions of any ordinance, resolution, rule, by-law or motion of the Municipality;

(f) The authorization, execution and delivery by the Municipality of the Member Agreement and compliance with all terms and provisions thereof to be carried out and performed by the Municipality thereunder will not be a breach of, or constitute a default under, the terms and conditions of any indenture, loan agreement, mortgage, resolution, ordinance, contract, or other instrument, agreement or document to which the Municipality is a party or may be bound; and

(g) To my knowledge, information and belief there are no burdensome restrictions or conditions of any unusual character in any indenture, loan agreement, mortgage, resolution, ordinance or contract or other instrument, agreement of document to which the Municipality is a party or may be bound which impairs its ability to discharge its obligations under and carry out the terms of the Member Agreement.

In addition, to my knowledge, information and belief, there is not litigation pending or threatened against the Municipality which, if decided unfavorably to the interests of the Municipality, would materially adversely affect the validity of the Member Agreement or the financial affairs or the Municipality's electric system.

The opinion expressed in paragraph (d) above is subject to applicable bankruptcy, insolvency, reorganization, moratorium, and other laws heretofore or hereafter affecting creditors' rights and is subject to the principles of equity relating to or affecting the enforcement of obligations, whether such enforceability is considered in equity or at law.

Very truly yours,

**Hood Ellis, Town Attorney**

[Municipality's Letterhead]

Sydney P. Davis, Esq.  
Poyner Spruill, LLP  
1151 Falls Road, Suite 1000  
Rocky Mount, NC 27804

Re: North Carolina Eastern Municipal Power Agency

Dear Ms. Davis:

The contracts and certificate listed below are being transmitted to you as attorney for North Carolina Eastern Municipal Power Agency by the undersigned Clerk of the **Town of Edenton**.

1. Two (2) executed copies of Amended and Restated Full Requirements Power Sales Agreement (the "Amended and Restated FRPSA"); and
2. Clerk's Certificate, with attached Ordinance, Minutes of the meeting at which the Ordinance was adopted and all other documents required thereby.

Yours very truly,

Town Clerk

## CLERK'S CERTIFICATE

I, \_\_\_\_\_, Clerk of the Town of Edenton, North Carolina, (the "Municipality"), DO HEREBY CERTIFY as follows:

1. To the date of this Certificate, the Town Council of the Municipality ("the Governing Body") has adopted no ordinance, resolution or rule regulating the procedure to be followed or observed by the Governing Body in the adoption of ordinances or resolutions which is not included in the Municipality's Charter, as amended to date.

2. As of the date of this Certificate and the date of introduction and adoption of the Ordinance hereinafter described, the Governing Body of the Municipality consisted of 6 members and the Mayor, all of whom have been duly elected and qualified.

3. Jimmy Stallings was the duly elected and qualified Mayor of the Municipality at the time of the introduction and adoption of the Ordinance hereinafter described and at the time of the execution of the documents hereinafter described by the Municipality.

4. The undersigned Clerk has been duly appointed by the Town Council as Clerk of the Municipality to hold office at the pleasure of the Governing Body, and the appointment as Clerk predated the introduction and adoption of the Ordinance hereinafter described and remains in full force and effect.

5. The seal, an impression of which appears below, is the corporate seal adopted by the Municipality.

6. The undersigned, as Clerk, is charged with the duty of keeping custody of the minutes and official records of the proceedings of the Governing Body.

7. At a regular meeting of the Governing Body conducted on the \_\_\_\_ day of \_\_\_\_\_, 2023, the ordinance entitled "AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF EDENTON, NORTH CAROLINA, DETERMINING THAT IT

IS IN THE BEST INTERESTS OF THE TOWN OF EDENTON TO APPROVE AND AUTHORIZE THE EXECUTION AND DELIVERY OF THE AMENDED AND RESTATED FULL REQUIREMENTS POWER SALES AGREEMENT BETWEEN THE TOWN OF EDENTON AND NORTH CAROLINA EASTERN MUNICIPAL POWER AGENCY,” a full, true and complete copy of which is attached hereto and made a part of this Certificate (the “Ordinance”), was introduced and, after consideration by the Governing Body, was duly adopted by the Governing Body by a vote of \_\_\_\_\_ yeas and \_\_\_\_\_ nays. The Ordinance was thereafter duly recorded in the ordinance book of the Municipality and the municipal journal, if any. A copy of the minutes of said meeting is attached hereto.

8. The meeting referred to in this Certificate was a duly called and held regular meeting of the Governing Body, open to the public, and a quorum of the Governing Body was present and acting throughout; the copy of the minutes attached hereto has been compared by the undersigned with the original thereof that is on file and of record in the office of the undersigned and it is a full, true and complete copy of said original; the copy of the Ordinance attached hereto has been compared by the undersigned with the original thereof that is on file in the ordinance book (and municipal journal, if any) and it is a full, true and complete copy of said original. The Ordinance has not been amended, modified, superseded or repealed and is in full force and effect as of the date hereof.

9. The Amended and Restated Full Requirements Power Sales Agreement Amendment (the “Amended and Restated FRPSA”) referred to in the Ordinance has been filed in the Clerk’s office with the minutes of the proceedings at which the Ordinance was adopted.

10. Each execution copy of the Amended and Restated FRPSA furnished to North Carolina Eastern Municipal Power Agency by the undersigned has been duly executed by the

Mayor of the Municipality and attested by the undersigned as Clerk of the Municipality, all pursuant to authority granted by the Ordinance.

11. Since June 9, 2015, the Governing Body of the Municipality has not amended, revised or altered the Charter of the Municipality pursuant to legislative action, Section §160A-101 et seq. of the North Carolina General Statutes, or in any other manner whatsoever, except as such may have been amended, revised or altered by the document(s), if any, attached hereto; a copy of such document(s) was compared by me with the original(s) thereof on file and of record in the offices of the undersigned and it is a full, true and complete copy of said original(s); and such document(s) has not been amended, modified, superseded or repealed (except as reflected in the documents attached hereto) and is/are in full force and effect as of the date of this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Town of Edenton, this the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

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Clerk

(Impress Seal Here)

Attachments:

Ordinance

Minutes

Charter Amendments, if any

**Memorandum of Understanding  
Between**

**Chowan-Perquimans Habitat for Humanity P.O. Box 434, Edenton, NC 27932 and  
Town of Edenton 400 South Broad Street, Edenton, NC 27932**

**Re: The Habitat Initiative**

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This Memorandum of Understanding has been drafted to formalize the continued partnership between the Town of Edenton and the Chowan-Perquimans Habitat for Humanity to jointly pursue the goal of providing decent, affordable housing to the working families of Edenton. The Town Vision Statement, adopted in May 2013, contains a goal “To be a welcoming and friendly home for young families and retirees by understanding and preserving the honor of Edenton.” The primary mission of the local Habitat affiliate is to help uplift the community by partnering with qualified local families to construct decent, affordable housing. These complementary aspirations have led to the formulation of the Town of Edenton Redevelopment Plan and the Habitat Initiative, which both target specific areas in town that are in need of revitalization and rehabilitation through the replacement and/or renovation of sub-standard homes within the Redevelopment Zones. This partnership will continue to pursue these stated goals according to the following agreement:

**RECITALS:**

- 1) The Town of Edenton (hereinafter “**the Town**”) is dedicated to promote redevelopment of areas in the interest of public health, safety, and welfare of the residents of the Town.
- 2) Primary goals of this initiative are to:
  - a) Improve quality and appearances of properties in various neighborhoods, with emphasis on properties identified in the Town’s Redevelopment Plan;
  - b) Provide homeownership opportunities to buyers who live and/or work in the Town or Chowan County;
  - c) Reduce crime and promote a sense of pride of home ownership and stability; and
  - d) Increase the Town tax base through home ownership.
- 3) Chowan-Perquimans Habitat for Humanity (hereinafter “**Habitat**”) has among its purposes (hereinafter the “**Habitat Initiative**”) to develop affordable homeownership opportunities in the Town. Key elements of the Habitat Initiative are to:
  - a) Build simple, decent, affordable houses in partnership with families/individuals whose earnings are no less than 50% of the area median family income;
  - b) Involve the community in the building of the homes as volunteers and donors;

- c) Provide no-profit, no-interest mortgages plus training and assistance with management of their properties to the families/individuals who purchase the homes; and
  - d) Work collaboratively with other organizations in the community to further the mission of increasing home ownership and eliminating substandard housing.
- 4) The Town supports the Habitat Initiative and desires to collaborate with Habitat on its successful renovation and/or construction of homes for Habitat partner families. The Town supports the stated objectives of the Habitat Initiative and desires to collaborate with Habitat in their community development goals.

**Therefore, the Town and Habitat hereby agree to collaborate as partners on certain parcels identified as community development opportunities.**

- 1) Both parties agree that all construction efforts should preserve architectural integrity of the neighborhoods. In addition, both parties agree that when evaluating parcels for new construction, renovation or rehabilitation located in the local historic district they will consult with the North Carolina State Office of Historic Preservation. Both parties acknowledge deed restrictions will be determined by the Town in consultation with Habitat but both acknowledge to follow the following minimum deed restriction standards:
- a) No flat roofs, minimum pitch of 6/12.
  - b) No fixed windows.
  - c) Exterior doors have side or transom glass.
  - d) No cinder block, stucco or metal exterior finishes.
  - e) Two-story or 1-1/2 story structures required if existing structure on both adjacent side lots are two-story.
  - f) Porches must be covered.
  - g) Exterior steps to be brick or painted wood.
  - h) Wood railings to be painted.
  - i) Brick underpinnings; no construction on slab.
  - j) No garish colors.
- 2) Key elements of the responsibilities of the Town in this regard are:
- a) In accordance with the details in the Redevelopment Plan, the Town will make every effort where possible to donate or sell at a modest price lots and/or homes to Habitat that are suitable for renovation or construction of decent, affordable housing. These properties will be in neighborhoods conducive to raising a family and priority will be given to the Redevelopment Zones as defined in the Redevelopment Plan.
  - b) The Town will donate or sell at a modest price, lots and/or homes free of liens or delinquent taxes.
- 3) Upon mutual agreement between the Town and Habitat for the transfer of a specific property, Habitat will act in the role of General Contractor for specified projects to

complete construction or renovation on the transferred property. Key elements of the responsibilities of Habitat in this regard are to:

- a) Obtain and pay for all construction permits necessary for the prosecution of the work and compliance with all laws and regulations bearing on the conduct of the work for each specific house project;
  - b) Complete each project including construction of the dwelling unit, hardscape, and landscape, site utilities and all other improvements to secure a Certificate of Occupancy and fully comply with the intent of the Construction Documents;
  - c) Provide construction supervision of all subcontractors, suppliers, and volunteers on-site throughout the duration of work. Habitat will perform the work in a good and workmanlike manner and in accordance with all applicable building codes. All materials will be new or like new and of quality accepted by the respective building codes;
  - d) Establish and maintain control over the partner family selection process in accordance with Habitat for Humanity International policies;
  - e) As circumstances permit, construct or renovate a single family, owner occupied home for a qualified partner family in the Town's Redevelopment Areas that conform to the "continuing controls" of the Redevelopment Plan.
  - f) Unless special circumstances arise, hold the mortgage until paid in full. Maintain escrow accounts to ensure taxes are paid on time and insurance policies are maintained in force.
- 4) Habitat reserves the right to refuse acceptance of offered properties when they fail to meet its objectives to provide safe affordable housing in neighborhoods conducive to raising a family.
- 5) Any conflicts between the Town and Habitat arising from changes in the organizational policies or procedures of either party will be resolved in good faith.

The Town of Edenton By: \_\_\_\_\_ Date: \_\_\_\_\_

Habitat for Humanity By: \_\_\_\_\_ Date: \_\_\_\_\_



## **Town Harbor Advisory Committee Making the Most of our Waterfront**

### **Mission**

To identify and suggest to Edenton Town Council, opportunities to improve the beneficial utilization of the boating infrastructure at the historic waterfront of Edenton.

### **Objectives**

- Evaluate the existing infrastructure, policy and promotion of the Edenton Town Harbor
- Evaluate best practices of other town/municipality town harbors
- Identify opportunities to improve the beneficial utilization the Edenton Town Harbor
- Propose recommendations to the Mayor and Town Council

### **Committee Structure**

The group will consist of six (6) members – four (4) residents, plus the Mainstreet Executive Director, and a Town Employee.

### **Committee Term**

The term of each of the members will be a minimum of two (2) years and/or the completion of the project, whichever comes first (with the exception of the Town Employee and Mainstreet Executive Director. The position will be open to all Edenton and Chowan County Residents).

### **Meeting Schedule**

The group will be self-led and will meet on the second **Monday at 8:30am** at the Town Hall Conference Room.

### **How to Apply**

Applications will be accepted either via email or in person at Town Hall. All emailed application(s) should be emailed to [bud.powell@edenton.nc.gov](mailto:bud.powell@edenton.nc.gov) and hard copies to the Attn: Bud Powell. Applications will be accepted until November 23<sup>rd</sup> at 5 pm.



Chowan County  
Courthouse

E. QUEEN STREET

Proposed Trash  
Bin Location

Southern Bank

S. BROAD STREET

Taylor Theater

Creswell Furniture

High & Crowe

Old Sears

W. EDEN STREET

Proposed Bench  
Location - Facing WEST



TOWN OF EDENTON  
PUBLIC WORKS

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# RECEPTACLE 157

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Information

DEL NUMBERS AND PRICES

CTIONS

WINGS AND SPECIFICATIONS

DuMor Receptacle 157 with optional liner concealing shields and 25BT rain bonnet cover

