



Town of Archer Lodge

AGENDA

Regular Council Meeting

Monday, August 7, 2017 @ 6:30 PM

Jeffrey D. Barnes Council Chambers

Page

1. WELCOME/CALL TO ORDER:

- 1.a. Invocation
- 1.b. Pledge of Allegiance

2. APPROVAL OF AGENDA:

3. OPEN FORUM/PUBLIC COMMENTS:

(Maximum of 30 minutes allowed, 3 minutes per person)

4. CONSENT AGENDA:

3 - 9

- 4.a. Approval of Minutes:
25 Feb 2017 - Budget Planning Retreat ~ FY 2017/2018
[Budget Planning Retreat ~ FY 2017/2018 - 25 Feb 2017 - DRAFT](#)

5. DISCUSSION AND POSSIBLE ACTION ITEMS:

10 - 11

- 5.a. Discussion and Consideration of Adopting a Resolution Requesting Greater Efforts to Avoid Flooding Impacts Within the Lower Neuse Basin
[AL2017-08-07 Resolution Requesting Greater Efforts To Avoid Flooding Impacts within the Lower Neuse Basin](#)

6. RECOGNITION/PRESENTATION:

- 6.a. Welcome Joyce Lawhorn, Archer Lodge's new Administrative Support Specialist/Deputy Clerk.

- 6.b. Joyce Lawhorn will be sworn in by Mayor Mike Gordon as new Deputy Clerk for Town of Archer Lodge

7. TOWN ATTORNEY'S REPORT:

8. ADMINISTRATIVE CONSULTANT'S REPORT:

9. FINANCIAL/TOWN CLERK'S REPORT:

12 - 14

- 9.a. July 2017 Financials
[JULY 2017 & FYTD](#)

10. PLANNING/ZONING REPORT:

11. VETERAN'S COMMITTEE REPORT:

12. MAYOR'S REPORT:

15 - 18

- 12.a. Archer Lodge Community Center (ALCC) news
12.b. Fall Planning Session
12.c. Brunch Bill Discussion
[Norma Houston's Blog on Sunday Brunch Ordinances](#)

13. COUNCIL MEMBERS' REMARKS:

(non-agenda items)

14. ADJOURNMENT:



Budget Planning Retreat - Minutes
Saturday, February 25, 2017

COUNCIL PRESENT:

Mayor Gordon
Mayor Pro Tem Mulhollem
Council Member Bruton
Council Member Castleberry
Council Member Jackson
Council Member Wilson

STAFF PRESENT:

C.L. Gobble, Administrative Consultant
Chip Hewett, Town Attorney
Kim P. Batten, Finance Manager/Town Clerk
Bob Clark, Planning/Zoning Administrator

1. WELCOME/INVOCATION/MEAL

Mayor Gordon welcomed all present at 8:45 a.m. and Mayor Pro Tem Mulhollem led the Invocation prior to receiving breakfast and the beginning of the annual Budget Planning Retreat Meeting.

2. MAYOR GORDON'S COMMENTS

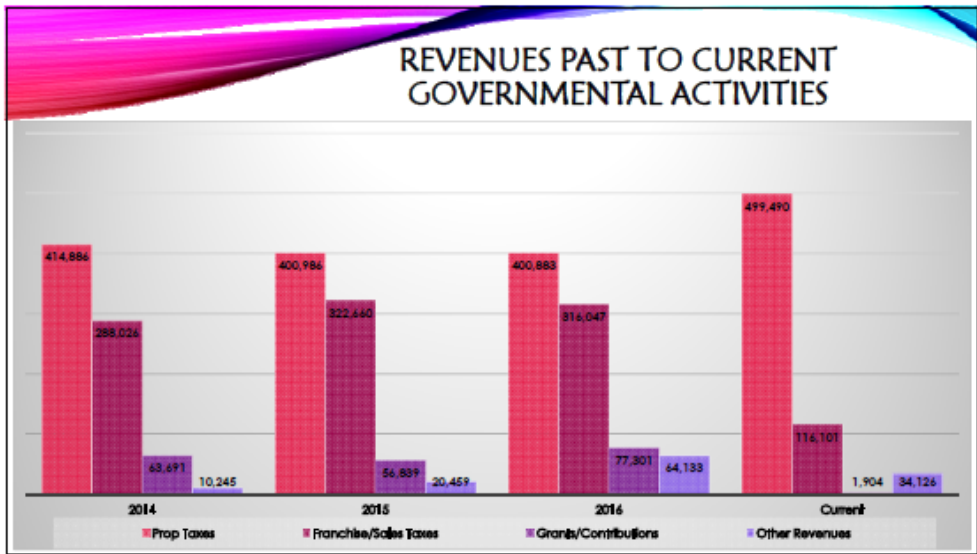
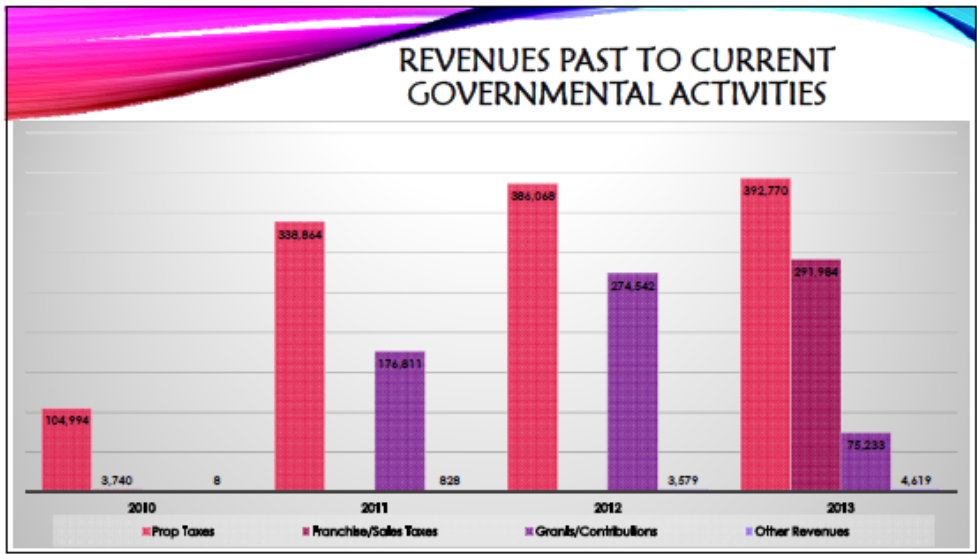
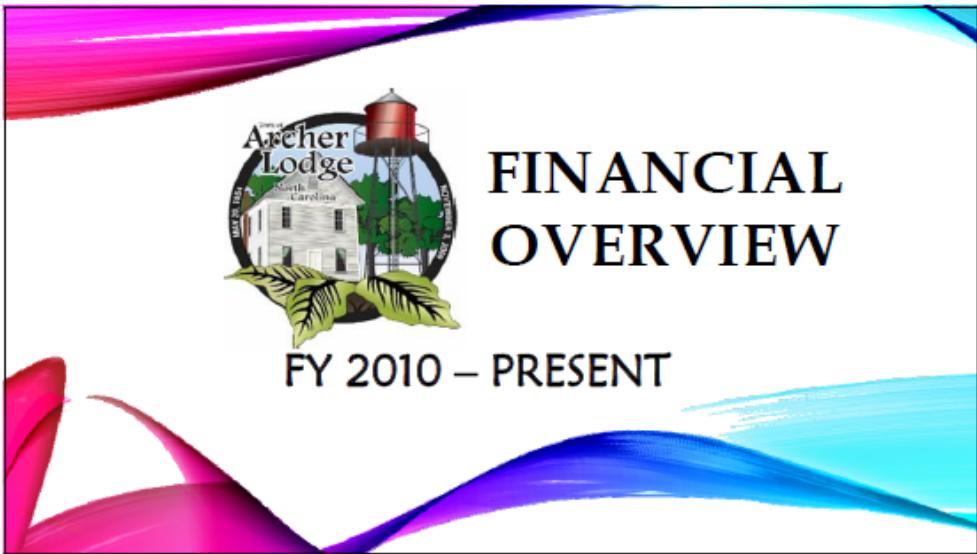
Mayor Gordon along with C.L. Gobble presented the Town of Archer Lodge Accomplishments/Successes over the past year and discussion followed. The Town of Archer Lodge Accomplishments/Successes is as follows:

Town of Archer Lodge
Accomplishments | Successes

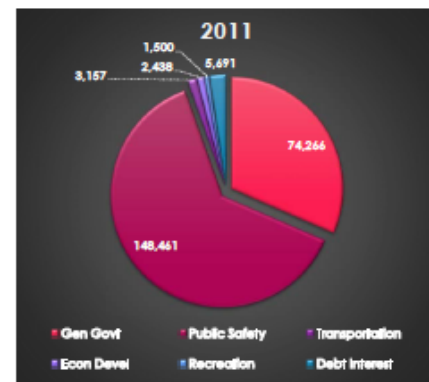
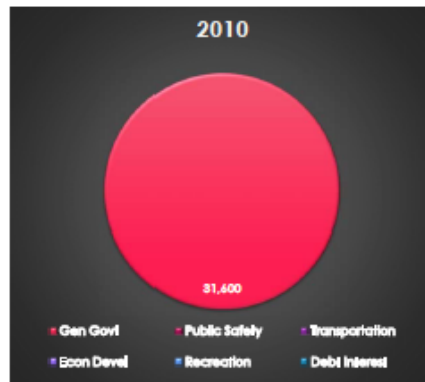
Additional Town Hall Parking	Utilization of The Conservation Fund-Park Land Acquisition
Added a Storage Building	Ms. Batten - Clerk Certification completed
New Animal Control Officer, Amber Butler	Ms. Batten - Municipal Administration Course completion in April 2017
Request for Proposals-Auditing Services	Dedication of Jeffrey D. Barnes Council Chambers
New Auditing Firm, May & Place, PA	ALCC - Rec Fees for In-Town & Out-of-Town participants
Excellent Audit Report FY2016	Veteran's Memorial became a 501-c (3)
Increased Ad Valorem Revenues	Adopting Nuisance Abatement Ordinance (Junk Cars, Noxious Weeds, Open Burning)
Increased Admin & Planning Hours	Adopting Text Amendments for Zoning & Subdivision Ordinances
Invested in NC Cash Management Trust	Expanded Recreation for Soccer by Fencing Town Property
Diversified Investments in 3 Accounts	ABC Issue Resolved in Town Limits
Set up Park Reserve Fund	Bike/Ped Grant Application
Codification with Municode Progressing	SEAS Study/Archer Lodge ("Hot Spot")
Request for Proposal-Banking Services	State Funding for Roads/Intersections Improvements
Increased Banking Services with KS Bank and Closed Accounts with First Citizens	Incentive Package - Voluntary Annexation
Added iCompass, Clerk's Software	New Procedure for Subdivision Review
Added Agenda Notes, Council iPads	Appointed Teresa Bruton to replace Council Member, Carlton Vinson
VC3 - Converted Emails to Office 365 & Converting Files to Cloud Storage	Appointing a Planning Board Member for Teresa Bruton's replacement
VC3- Off-Site Server for Financial Software	Upgraded Alarm System/Upgraded to HD Security Cameras & Added 2 Parking Lot Cameras

3. **FINANCE MANAGER, MS. BATTEN'S COMMENTS**

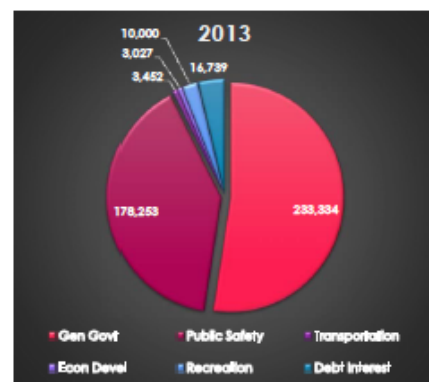
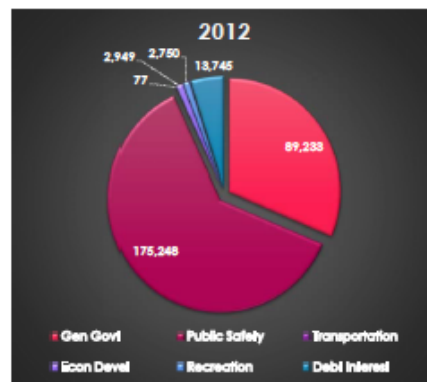
Ms. Batten shared a powerpoint presentation with the town's Financial Overview from FY2010 - Present and discussion followed.
The Financial Overview Powerpoint is as follows:



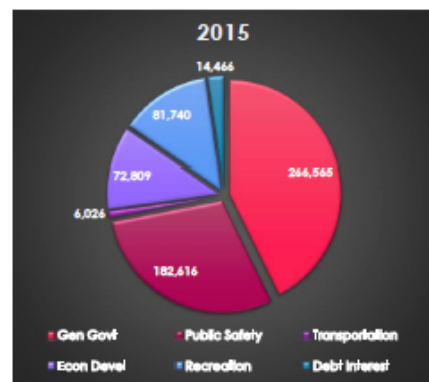
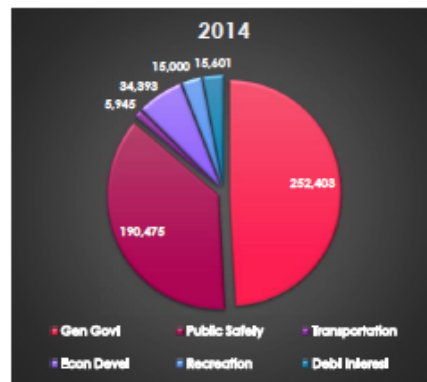
EXPENDITURES PAST TO CURRENT GOVERNMENTAL ACTIVITIES



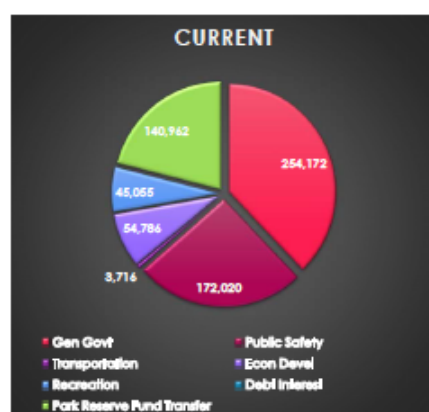
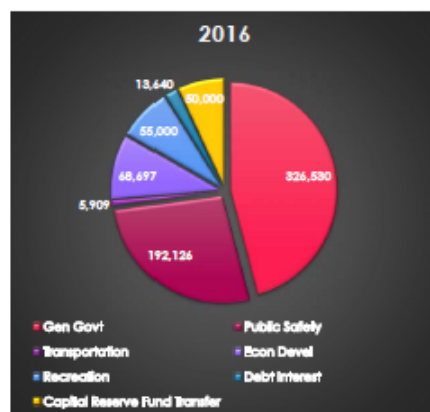
EXPENDITURES PAST TO CURRENT GOVERNMENTAL ACTIVITIES



EXPENDITURES PAST TO CURRENT GOVERNMENTAL ACTIVITIES



EXPENDITURES PAST TO CURRENT GOVERNMENTAL ACTIVITIES





OTHER ARCHER LODGE FINANCIAL HIGHLIGHTS

Capital Assets Include:

- Land
- Buildings
- Equipment
- Parking Lot Expansion

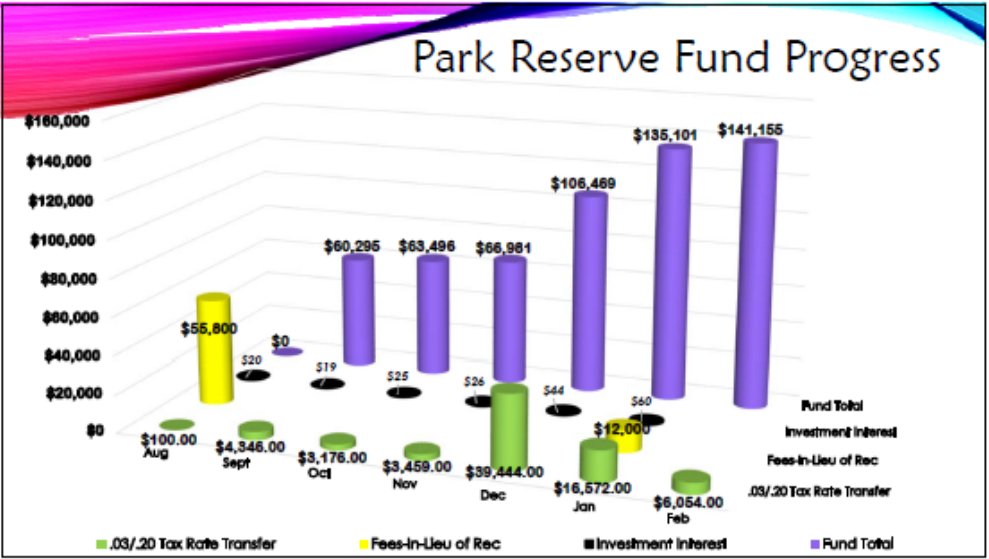
Long-Term Debt Include:

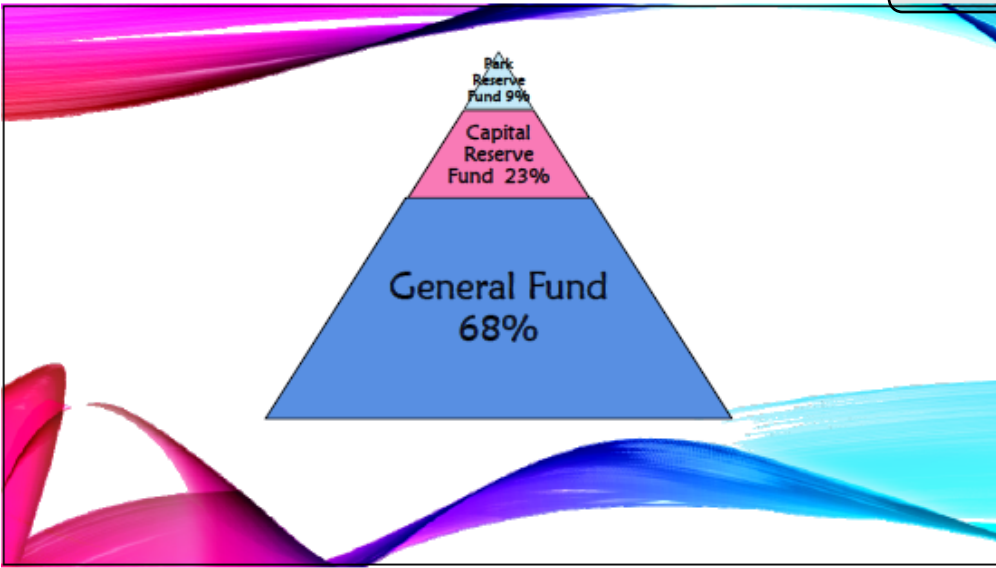
- Town Hall \$366,666

THE CONSERVATION FUND

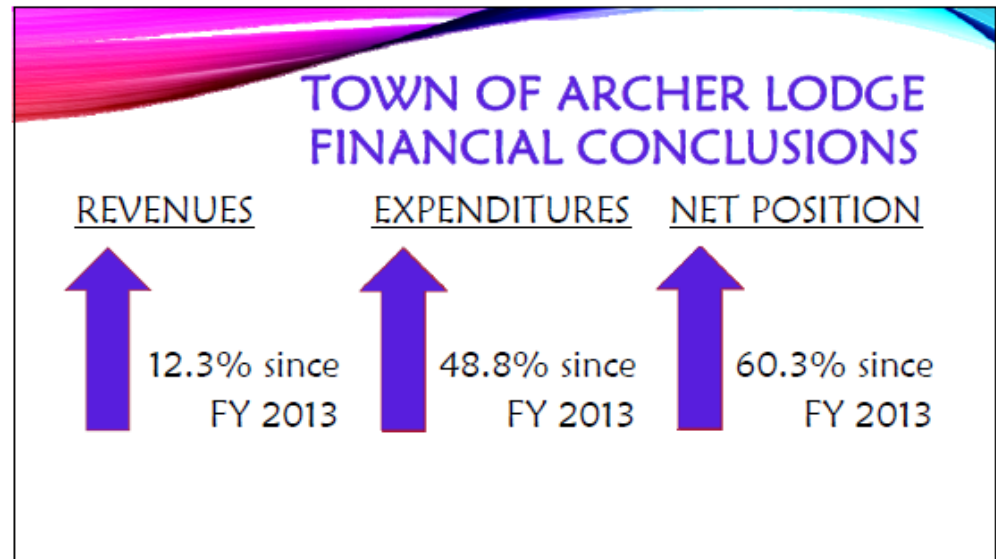
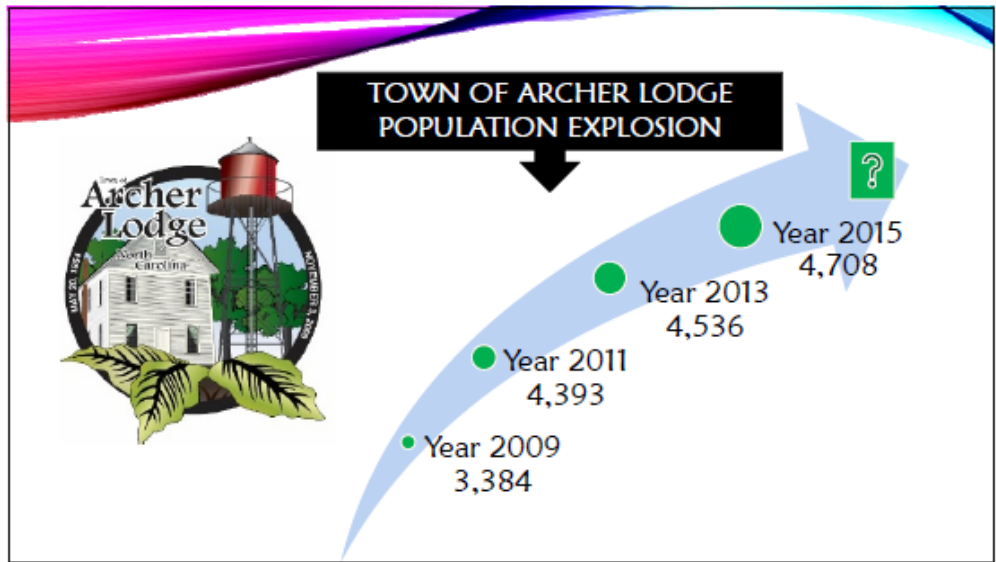


CONSERVATION ACQUISITION
Land, Water & Wildlife Protection





- ★ GENERAL FUND:
RESTRICTED BY STATUTE - AT LEAST 8 % (LGC)
ASSIGNED PUBLIC SAFETY - \$50,000/YEAR (\$250,000)
UNASSIGNED - 69 %
- ★ CAPITAL RESERVE FUND:
RESTRICTED FOR CAPITAL PROJECTS
- ★ PARK RESERVE FUND:
RESTRICTED FOR PARK PROJECTS





4. **PLANNING/ZONING, MR. CLARK'S COMMENTS**

Mr. Clark commented on several topics which included the following and discussion followed:
Southeast Area Study (SEAS) Recommendations for Archer Lodge to better public safety
Bike/Pedestrian Plan for Archer Lodge
Review of Archer Lodge map with currently approved subdivision and possible connector streets

5. **BREAK**

6. **MR. CLARK COMMENTS ~ CONTINUATION**

Following break, Mr. Clark continued his remarks with policy options such as working with developers by providing adopted policies that enhance growth. Also, he noted the continuing efforts of preparing a Nuisance Ordinance for adoption for the Town of Archer Lodge.

7. **ADMINISTRATIVE CONSULTANT, MR. GOBBLE'S COMMENTS**

Prior to Mr. Gobble's comments, Mr. Hewett, Town Attorney, briefly reminded the Governing Body that all closed sessions were confidential. He casually noted that an unnamed municipality revealed information from a closed session and suffered consequences.

Mr. Gobble discussed the future needs for Archer Lodge and those items appear below and discussion followed:

Sewer Development - Engineering Alternatives Analysis (EAA) possibility

Update the personnel policy to include a pay study

Pursue additional staff

Update the Capital Improvement Plan (CIP)

Update Land Use Plan

Review Planning Board Ordinance and establish better communication between Governing Body & Planning Board Members

Offer Planning Board training opportunities

8. **MAYOR GORDON - ADDITIONAL COMMENTS**

Mayor Gordon offered additional comments regarding better communications as well as planning for improvements based on quality and not quantity. Discussion followed.

9. **MEAL**

10. **COUNCIL MEMBERS' COMMENTS**

Council Member Wilson commented on the following items and discussion followed: 1) Change ALCC's method of receiving funds from the Town on a fiscal year basis and 2) Dedication Date for the Archer Lodge Veteran's Memorial is set for November 11, 2018.

Council Member Castleberry commented on the following items and discussion followed: 1) Cemetery concerns/interests in Archer Lodge; 2) Business Recognition in Archer Lodge at Regular Council meeting; 3) Johnston County Economic Development Board offer grant possibilities for putting people to work and 4) Moving forward with an Administrative Assistant position and Town Hall expansion.

Council Member Bruton commented on the following items and discussion followed: 1) Keep charm in Archer Lodge with rural design and 2) Zoning District categories such as "Conditional/Spot Zoning."

Council Member Jackson commented on getting incentive items in place to expand Archer Lodge tax base by voluntary annexation.

Mayor Pro Tem Mulhollem commented on the following items and discussion followed: 1) Appropriate funds for a conceptual Town Hall expansion design; 2) Consider a part-time Administrative Assistant position and transition to full-time because it saves funds, gives time to identify duties and create a job description; 3) Consider high standards for zoning development; 4) Better communications/training for Planning Board; 5) Consider joint session between the Governing Body and Planning Board and 6) Switching out street lights to LED

Mayor Gordon closed the planning session with the following remarks: 1) Town Council to consider team building sessions with the Planning Board and 2) Duke energy will contacted regarding the street lights.

11. ADJOURNMENT

No further comments. Planning session ended prior to 3:00 pm.

Michael A. Gordon, Mayor

Kim P. Batten, Town Clerk

**TOWN OF ARCHER LODGE
RESOLUTION REQUESTING GREATER EFFORTS
TO AVOID FLOODING IMPACTS WITHIN THE LOWER NEUSE BASIN**

WHEREAS, the Neuse River Basin encompasses 74 municipalities and 19 reservoirs and drains land from 18 of North Carolina's counties covering approximately 6,234 square miles, totaling nearly 4 million acres; and

WHEREAS, roughly one-sixth of the state's population lives within the Neuse River Basin; and

WHEREAS, the U.S. 70 CORRIDOR COMMISSION OF N.C. INC. represents Counties & Towns adjoining the Neuse River and have experienced severe flooding in 1996 due to Hurricane Fran which brought floodwaters exceeding flood stage; and

WHEREAS, in July 1997, the United States Army Corps of Engineers received authorization to conduct a study on flood risk management, environmental protection and restoration, and related purposes for the Neuse River Basin; and

WHEREAS, in September 1999, Hurricane Floyd caused a second round of flooding which devastated portions of eastern North Carolina located along the rivers, particularly the Neuse River and caused an estimated \$3 billion dollars' worth of damage, damaged more than 56,000 homes, and resulted in 1,500 floodwater rescues in eastern North Carolina; and

WHEREAS, the state and federal response to this catastrophe was the permanent displacement of homes, families, and businesses through a buy-out program which caused significant harm to the cities, counties, and communities affected where long-time neighbors, often generational, were forced to part ways to start new lives in new neighborhoods; and

WHEREAS, in 2012, the USACE presented findings from the study authorized in 1999 to the Civil Works Review Board and concluded that USACE lacked interest in Flood Risk Reduction at the time, citing steps being taken by the North Carolina Department of Emergency Management (NCDDEM) and Federal Emergency Management Agency (FEMA) to reduce flooding losses through floodplain mapping, emergency preparedness and response, risk communication and a flood-prone structure buy-out program; and

WHEREAS, the USACE report suggested the expenditure of more than \$38 million dollars for environmental restoration measures but failed to request any funds to reduce the risk of flooding for those living and working along the Neuse River; and

WHEREAS, in October of 2016, area along the Neuse River were once again devastated as a result of flooding precipitated by Hurricane Matthew; and

WHEREAS, the estimated flood damage from Hurricane Matthew exceeded \$1.5 billion dollars resulting in damage to more than 100,000 homes, destroying entire towns and taking at least 28 lives; and

WHEREAS, the record setting flooding caused by Hurricane Matthew did not occur until several days after the hurricane had passed as accumulated rainfall in the higher elevations of the state made its way toward the coast, and

WHEREAS, the relatively flat terrain of eastern North Carolina slowed the fast moving waters coming from higher elevations causing a significant increase in both the depth and breadth of the Neuse River from Smithfield through Kinston as the river reached record heights and overflowed its banks, inundating a record number of properties with floodwater: and

WHEREAS, the recent impact of Hurricane Matthew to counties, municipalities, businesses, and residents located along the Neuse River indicate that the efforts taken by the NCDem and FEMA were insufficient to prevent or significantly reduce the amount of damage sustained as a result of Hurricane Matthew; and

WHEREAS, it is now apparent that mapping, emergency preparedness and risk communication did little to prevent the damage incurred by Hurricane Matthew; and

WHEREAS, the use of flood control measures have proven successful as demonstrated by estimates calculated by the USGS such as the study that concluded that the installation of Falls dam reduced the frequency of flooding experienced as a result of Hurricane Fran from once every 10-25 years to once every 50-100 years; and

WHEREAS, the use of flood control measures could have prevented, or significantly reduced the extent of damage caused by Hurricane Matthew.

NOW THEREFORE, BE IT RESOLVED, THE MAYOR AND TOWN COUNCIL OF THE TOWN OF ARCHER LODGE, do hereby request that the State of NC and the appropriate federal agencies engage, develop and financially support greater efforts to avoid devastating damages to persons and property in the Lower Neuse Basin through the implementation of flood control measures and that specific consideration be given, but not limited, to (1) construction of flood control reservoirs along the Neuse River, (2) identification of alternative water supplies for the City of Raleigh that would allow lowering of Falls Lake during times of anticipated flooding, (3) additional mitigation by NCDOT to address significant storm water impacts from highway construction and (4) active “snag, drag and dredge” operation within the Neuse River and its tributaries to reduce obstructions to flow and removal of materials that would impact the flood level of the River.

BE IT FURTHER RESOLVED that this Resolution shall be provided to members of the General Assembly representing the Town of Archer Lodge and to the Congressional delegation for the State of North Carolina.

DULY ADOPTED BY UNANIMOUS VOTE THIS 7th DAY OF AUGUST 2017.

Michael A. Gordon
Mayor

ATTEST:

Kim P. Batten
Town Clerk



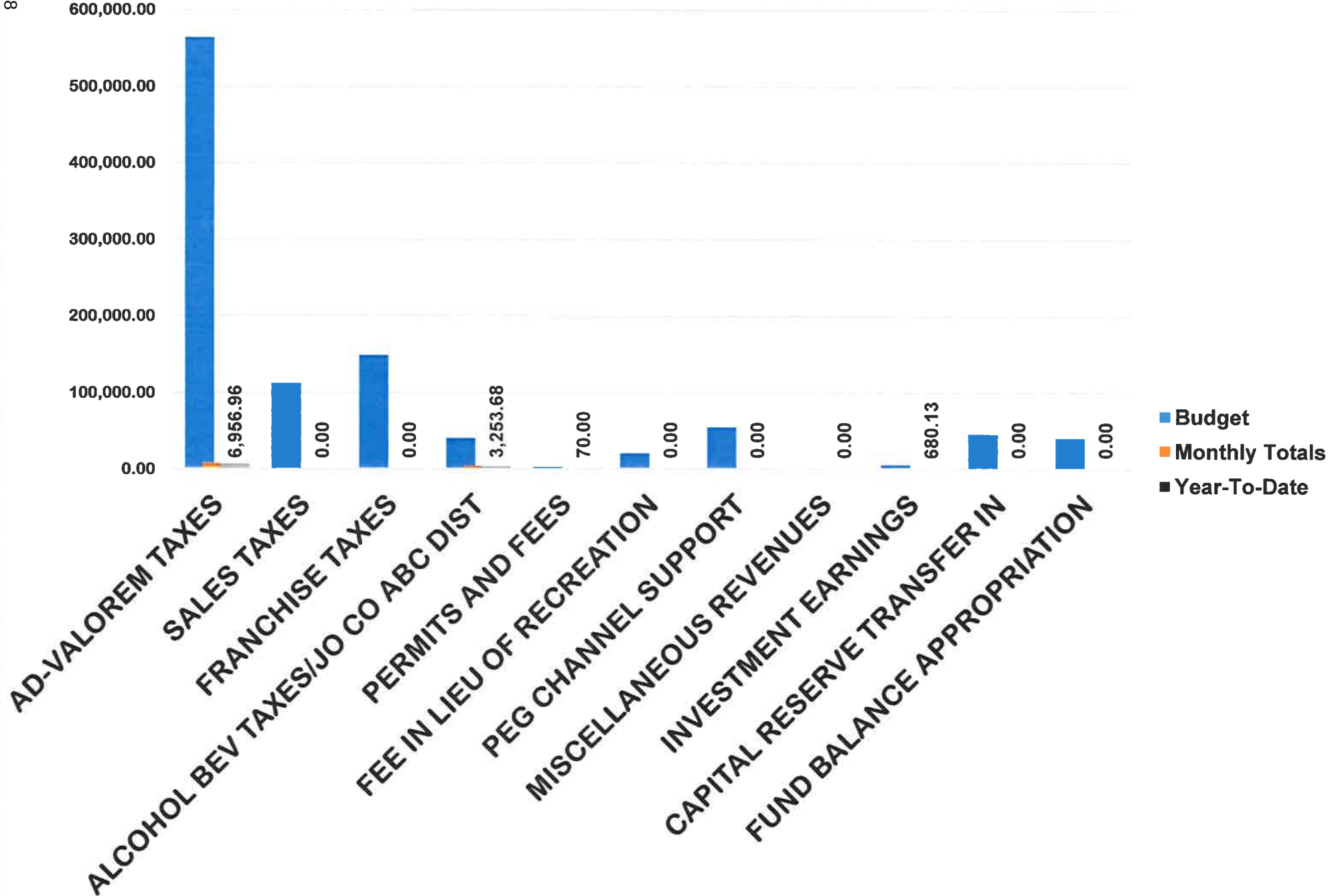
**TOWN OF ARCHER LODGE
FINANCIAL SUMMARY REPORT
FOR MONTH ENDING
JULY 31, 2017**

GENERAL FUND				
REVENUES	BUDGET	MONTH ACTIVITY	ACTUAL TO DATE	Y-T-D % COLLECTED
AD-VALOREM TAXES	563,500.00	6,956.96	6,956.96	1.23%
SALES TAXES	111,510.00	0.00	0.00	0.00%
FRANCHISE TAXES	148,500.00	0.00	0.00	0.00%
ALCOHOL BEV TAXES/JO CO ABC DIST	40,000.00	3,253.68	3,253.68	8.13%
PERMITS AND FEES	2,500.00	70.00	70.00	2.80%
FEE IN LIEU OF RECREATION	20,000.00	0.00	0.00	0.00%
PEG CHANNEL SUPPORT	54,400.00	0.00	0.00	0.00%
MISCELLANEOUS REVENUES	275.00	0.00	0.00	0.00%
INVESTMENT EARNINGS	5,000.00	680.13	680.13	13.60%
CAPITAL RESERVE TRANSFER IN	45,000.00	0.00	0.00	0.00%
FUND BALANCE APPROPRIATION	40,000.00	0.00	0.00	0.00%
	1,030,685.00	10,960.77	10,960.77	1.06%
EXPENDITURES	BUDGET	MONTH ACTIVITY	ACTUAL TO DATE	Y-T-D % SPENT
GOVERNING BODY	38,760.00	5,567.00	5,567.00	14.36%
ADMINISTRATION	216,079.00	15,401.57	15,401.57	7.13%
JO CO TAX COLLECTION FEES	15,200.00	216.91	216.91	1.43%
LEGAL	15,000.00	0.00	0.00	0.00%
PROPERTY TAXES	130.00	0.00	0.00	0.00%
PUBLIC BUILDINGS	52,392.00	3,003.91	3,003.91	5.73%
PEG MEDIA PARTNERS	54,400.00	0.00	0.00	0.00%
PUBLIC SAFETY	229,000.00	0.00	0.00	0.00%
TRANSPORTATION-PUBLIC WORKS	81,800.00	445.44	445.44	0.54%
PLANNING & ZONING	97,223.00	5,347.42	5,347.42	5.50%
CULTURAL & RECREATION	55,000.00	12,500.00	12,500.00	22.73%
DEBT SERVICES	44,701.00	0.00	0.00	0.00%
TRANSFER TO CAP RESERVE	25,000.00	0.00	0.00	0.00%
TRANSFER TO PARK RESERVE	106,000.00	0.00	0.00	0.00%
	1,030,685.00	42,482.25	42,482.25	4.12%
Y-T-D GENERAL FUND INCREASE (DECREASE)		(31,521.48)	(31,521.48)	

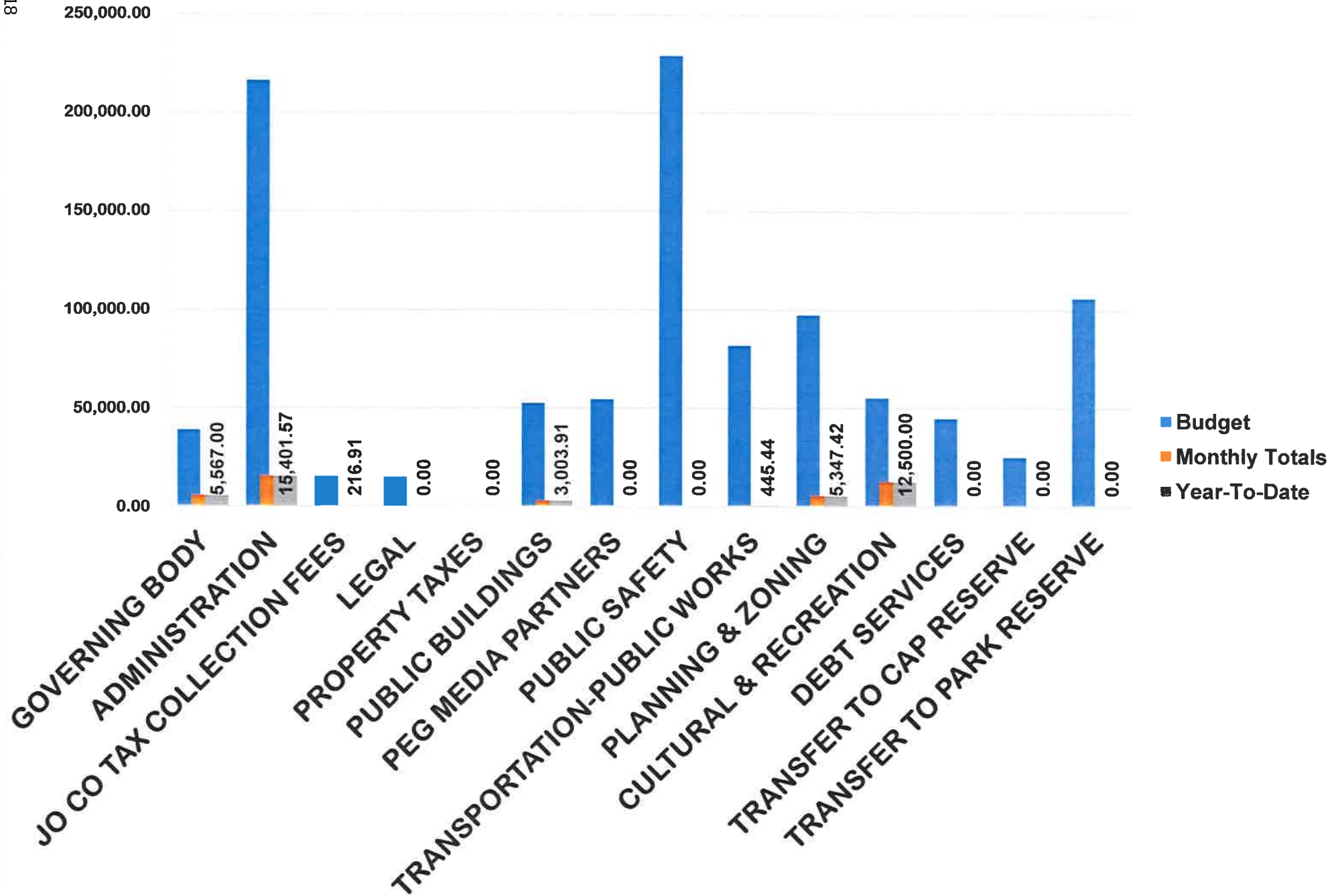
Kim P. Batten
FINANCE MANAGER

Kim P. Batten

FY 2018 BUDGET VS ACTUAL REVENUES



FY 2018 BUDGET VS. ACTUAL EXPENDITURES



Coates' Canons Blog: Sunday Brunch Ordinances – Cheers!

By Norma Houston

Article: <https://canons.sog.unc.edu/sunday-brunch-ordinances-cheers/>

This entry was posted on July 08, 2017 and is filed under General Local Government (Miscellaneous)



In the waning days of the 2017 legislative session, the General Assembly passed an omnibus bill affecting a number of state laws regulating alcoholic beverages ([SL 2017-87 \(S155\)](#)). Section 4 of the bill – commonly known as the “**Brunch Bill**” – enacts new statutes authorizing cities and counties to adopt ordinances allowing the sale of alcoholic beverages beginning at 10:00am on Sundays (in the absence of such an ordinance, state law prohibits the sale or consumption of alcoholic beverages before 12:00 noon on Sundays). The new law’s authorization to imbibe mimosas and Bloody Marys on Sunday morning has generated a great deal of interest among cities and counties, not to mention their local restaurants. Passed by the General Assembly on June 28th, the Brunch Bill became effective as soon as Governor Cooper signed it on June 30th. Local government interest in adopting ordinances to allow “Sunday brunch” alcohol sales began quicker than you can say “Shaken, not stirred.” The Town of Carrboro’s Board of Aldermen became the [first local government in the state](#) to take advantage of the new law, adopting its Sunday brunch ordinance on July 3rd. The [Raleigh City Council](#) and [Surf City](#) followed suit two days later. By the end of the week, [Atlantic Beach](#) and [Hendersonville](#) also took action. As cities and counties [across the state](#) gin up to consider whether to adopt their own Sunday brunch ordinance, the questions have been pouring in.

What does the Brunch Bill authorize?

State law has long prohibited the sale and consumption of alcoholic beverages on a licensed premises before 12:00 noon on Sunday ([GS 18A-1004\(c\)](#)). Since 1963, cities and counties have had the option of extending the hours of this prohibition from noon on Sunday until 7:00am the following Monday morning ([GS 18A-1004\(d\)](#); [SL 1963-426, s. 9](#)). With the enactment of [SL 2017-87](#), cities and counties now have a second local option that allows them to *expand* rather than *restrict* the time frame during which alcohol may be sold by a licensed premises on Sunday (this distinction between expansion and restriction is significant for cities as I will explain later in this post). The governing boards of cities and counties now have the authority under new GS 153A-145.7 (counties) and GS 160A-205.3 (cities) to adopt an ordinance allowing the sale of alcohol – specifically, malt beverages, unfortified wine, fortified wine, and mixed beverages – on a licensed premises on Sunday beginning at 10:00am.

What are the procedures for adopting a “Sunday brunch” ordinance?

Because the Brunch Bill does not specify any particular procedures a county or city must follow in adopting a Sunday brunch ordinance, the general ordinance statutes apply. For counties, [GS 153A-45](#) is the operative statute. Under the county ordinance statute, a county board may adopt an ordinance at the first meeting at which it is introduced only by

unanimous vote of all members of the board. If the ordinance does not receive a unanimous vote at the meeting of its introduction (but is not defeated), it *must* be considered at the board's next regular meeting. At that meeting or any subsequent meeting within 100 days of the date of introduction, the board may adopt the ordinance by a simple majority of those present and voting. No special public notice of the ordinance or public hearing is required, although the county board may choose to do either or both if it wishes.

For cities, [GS 160A-75](#) is the general law for adopting ordinances. Under this statute, a city council may adopt an ordinance on the date of introduction by a 2/3 majority of the actual membership of the council. Lacking a 2/3 majority on the date of introduction and assuming the ordinance is not defeated, the ordinance can be adopted by a simple majority of those present and voting at a subsequent council meeting. Note that, for counties, the initial subsequent meeting must be the next *regular* meeting of the board; since this requirement does not apply to cities, the subsequent meeting could be a special meeting called for that purpose or a regular meeting and, in either case, it does not have to be the *next* meeting. In addition, cities are not restricted to reconsideration of the ordinance within 100 days of its introduction as is required for counties. As for public notice and public hearing, the rule for cities is the same as that for counties – no public hearing or special public notice of the ordinance is required, unless a particular city's charter requires it for all ordinances. Of course, the council may choose to do either or both if it wishes. For a more detailed discussion of the voting rules for adopting ordinances, see Frayda Bluestein's blog post [Voting Rules for Adopting Ordinances](#).

Wait, did you really say that public notice and public hearings aren't required before adopting a Sunday brunch ordinance?

Yes, I did. Despite popular belief (and many local board practices and policies), the default rule is that city and county governing boards are not statutorily required to give public notice of or conduct public hearings on adopting ordinances. It is only when the ordinance's subject matter triggers notice or hearing requirements under a specific statute that these requirements apply (and, for cities, if the city's charter imposes these requirements). David Lawrence authored a blog post on public hearings, [When Are Public Hearings Required](#), which includes a list of measures for which public hearings are statutorily required. An updated list of required public hearings is incorporated into the new edition of the SOG's publication [Open Meetings and Local Governments in North Carolina: Some Questions and Answers](#), 8th ed. (2017).

But doesn't GS 160A-191 impose notice and hearing requirements on city Sunday-closing ordinances? Why don't those requirements apply to a city's Sunday brunch ordinance?

My colleague Trey Allen and I don't think so. [GS 160A-191](#), titled "Limitations on enactment of Sunday-closing ordinances," requires cities – and only cities (this statute does not apply to counties) – to give public notice once a week for four consecutive weeks and conduct a public hearing on an ordinance "regulating or prohibiting business activity on Sunday." We read GS 160A-191 to apply to city ordinances that *restrict* business activities on Sundays, not those which *expand* them. The text of GS 160A-191 makes this point obvious by describing ordinances covered by the statute as "Sunday-closing ordinances." Far from restricting business activity, a Sunday brunch ordinance authorized under the new GS 160A-205.3 allows the sale of alcoholic beverages on a licensed premises during hours when such activity would otherwise be prohibited by state law. Because it *expands* rather than *restricts* the hours during which a particular type of business activity may occur on Sundays (in this case, the sale of alcoholic beverages), a Sunday brunch ordinance falls outside the scope of GS 160A-191. Thus, the distinction between expansion and restriction mentioned earlier in this post is indeed significant for cities.

The distinction between expansion and restriction is also significant if a city chooses to *repeal* a Sunday brunch ordinance that it previously adopted. In this instance, the city would be *restricting* a business activity because the effect of the ordinance repeal would be to prohibit alcohol sales prior to 12:00 noon on Sundays. Thus, the additional procedural requirements of GS 160A-191 would apply to the *repeal* of a Sunday brunch ordinance.

Does a county's Sunday brunch ordinance automatically apply within the jurisdictional limits of a city that lies within the county?

No. The general rule under [GS 153A-122\(a\)](#) is that a county ordinance is *only* applicable within the unincorporated areas of the county. Nothing in the Brunch Bill (S155) alters this rule. So, a county's Sunday brunch ordinance does not – and indeed, cannot – apply within a city, although it can be extended into a city by resolution adopted by the city council (see next question for further discussion of extending a county ordinance into a city).

May a county's Sunday brunch ordinance be extended to apply within a city that lies within the county?

Yes, but only if the city council adopts a resolution making the county's ordinance enforceable within the city's limits ([GS 153A-122\(b\)](#)). Absent this action by the city council, the county's ordinance does not apply within the city.

If the county chooses not to adopt a Sunday brunch ordinance, may a city still do so?

Yes. The Brunch Bill (S155) directly authorizes cities and counties to adopt Sunday brunch ordinances, and the authority for each is independent of the other. So, a city may adopt a Sunday brunch ordinance even if the county does not, and vice versa.

Where can I find an example of a Sunday brunch ordinance?

The North Carolina Association of County Commissioners and the North Carolina League of Municipalities have already developed model Sunday brunch ordinances which are available on their websites: [NCACC model ordinance](#) (for counties); [NCLM model ordinance](#) (for cities). The [City of Raleigh's ordinance](#) and the [Town of Carrboro's ordinance](#) are also available on their websites.

Links

- www.ncleg.net/Sessions/2017/Bills/Senate/PDF/S155v7.pdf
- ncbrunchbill.com/
- www.twcnews.com/nc/triangle-sandhills/news/2017/07/3/carrboro-adopts-state-s-brunch-bill—ordinance-takes-effect-sunday-.html
- wncn.com/2017/07/05/raleigh-city-council-votes-to-allow-sunday-morning-alcohol-sales/
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