



# City of Greensboro

Melvin Municipal Building  
300 W. Washington Street  
Greensboro, NC 27401

## Meeting Minutes - Draft City Council

Tuesday, November 15, 2016

5:30 PM

Council Chamber

### Call to Order

This City Council meeting of the City of Greensboro was called to order at 5:30 p.m. on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present:

Present: 9 - Mayor Nancy Vaughan, Mayor Pro-Tem Yvonne J. Johnson, Councilmember Mike Barber, Councilmember Marikay Abuzuaiter, Councilmember Jamal T. Fox, Councilmember Sharon M. Hightower, Councilmember Nancy Hoffmann, Councilmember Justin Outling and Councilmember Tony Wilkins

Also present were City Manager Jim Westmoreland, City Attorney Tom Carruthers, and Deputy City Clerk Angela R. Lord.

### Moment of Silence

The meeting opened with a moment of silence.

### Pledge of Allegiance to the Flag

Mayor Vaughan recognized Mayor Pro-Tem Johnson to lead the Pledge of Allegiance to the Flag.

### Recognition of Courier

City Manager Jim Westmoreland recognized Bobby Summers of the Purchasing Department who served as Courier for the meeting.

Councilmember Wilkins asked for clarification that there were not any requests for continuances on the annexation and zoning items for District 5; and voiced concerns regarding a postponement at the last meeting of Council.

City Manager Westmoreland confirmed all items were being considered tonight.

Mayor Vaughan directed those in attendance for zoning and annexation agenda items to alert the courier if there were any requests for continuances.

### Council Procedure for Conduct of the Meeting

Mayor Vaughan explained the Council procedure for conduct of the meeting.

Moved by Councilmember Wilkins, seconded by Councilmember Outling to excuse Councilmember Barber from attendance at the meeting. The motion carried by voice vote.

Mayor Vaughan clarified that Councilmember Barber would be joining the meeting later via telephone.

## I. CEREMONIAL AND/OR PRESENTATION ITEMS

1. [ID 16-0874](#) Resolution Recognizing Paul Chelimo on Winning the Silver Medal in the 5000 Meters at the 2016 Rio Olympics

Mayor Pro-Tem Johnson read the resolution into the record; spoke to meeting with and presenting Silver Medalist Paul Chelimo with a key to the City; presented the resolution to a UNCG representative; stated Thursday was Pancreatic Cancer Day; and that there would be a resolution in December to recognize World Pancreatic Cancer Month.

**Moved by Councilmember Abuzuaiter, seconded by Councilmember Outling, to adopt the resolution. The motion carried on the following roll call vote:**

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

**Absent,** 1 - Mike Barber

359-16 RESOLUTION RECOGNIZING PAUL CHELIMO ON WINNING THE SILVER MEDAL IN THE 5000 METERS AT THE 2016 RIO OLYMPICS

WHEREAS, Paul Chelimo is a native of Chebiemit, Kenya, and became a United States citizen after being part of the Army's World Class Athlete Project to run for Shorter College in 2010 prior to transferring to the University of North Carolina at Greensboro (UNCG) in 2011;

WHEREAS, Mr. Chelimo graduated from UNCG in December 2014 in Public Health with a concentration in Community Health Education;

WHEREAS, he was the two-time runner-up in the 5,000 meters in the National Collegiate Athletic Association (NCAA) Outdoor Track Championships, and is the most decorated track athlete in UNCG history;

WHEREAS, during his athletic career, he was a three-time Southern Conference Cross Country Champion as well as a six-time All-America recipient;

WHEREAS, Mr. Chelimo achieved a personal best time of 13:19.54 in the prelim of the 5000 meters at the 2016 Rio Summer Olympics, and set a new personal best of 13:03.90 in the medal race;

WHEREAS, Mr. Chelimo was the first Spartan to qualify and become part of the U.S.A. National Team in the 2016 Rio Olympics;

WHEREAS, he was the first medal winner for the United States in the event since Bob Schul in the 1964 Summer Olympics held in Tokyo.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That it hereby recognizes and congratulates Paul Chelimo on winning the Silver Medal in the 5000 meters at the 2016 Rio Olympics.

(Signed) Marikay Abuzuaiter

**2. [ID 16-0798](#) Resolution Proclaiming November 15th through December 31st, 2016 "Buy Local Season"**

Councilmembers Abuzuaiter and Hoffmann read the resolution into the record; and presented the resolution to Triad Local First Executive Director Luck Davidson.

Discussion took place regarding shopping locally; and supporting local businesses.

Ms. Davidson thanked Council for the support; recognized Director of Operations, Dunia Fleihan and Board Chair Mary Lacklen; spoke to the sixth year of buy local season; stated local businesses were the backbone of the community; spoke to the benefits for buying locally; and to helping businesses thrive.

Ms. Fleihan spoke to the return of consumer dollars into the local economy; recognized the contributions of local entrepreneur and mascot designer Jenny May of Floffmonger; provided web address for floffmonger.net;

highlighted the Jingle Moms event on December 8th; and provided details for buy local season contests.

Councilmember Abuzuaiter thanked the Triad Local First representatives for being advocates for local businesses.

**Moved by Councilmember Hightower, seconded by Councilmember Fox, to adopt the resolution. The motion carried on the following roll call vote:**

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

**Absent,** 1 - Mike Barber

360-16 RESOLUTION PROCLAIMING NOVEMBER 15TH THROUGH DECEMBER 31ST, 2016 "BUY LOCAL SEASON"

WHEREAS, a celebration of all local independent businesses has begun in the Triad area;

WHEREAS, Triad Local First ("TLF"), a non-profit organization, educates and advocates for citizens about investing in the local economy, and provides networking and other opportunities for local business owners, farmers, and supporters of the buy local movement;

WHEREAS, independent businesses create wealth by engaging local citizens in the production, marketing, and consumption of goods as well as contribute tax dollars that are reinvested in the community;

WHEREAS, spending at local businesses can have a positive impact for local entrepreneurs and assist in keeping their doors open.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That November 16th through December 31st is hereby proclaimed "Buy Local Season" for 2016 and years to come.

(Signed) Sharon Hightower

### 3. [ID 16-0849](#) Recognition of 2016 City Academy Graduates

City Manager Westmoreland recognized Community Relations Manager Donna Gray to present the item.

Ms. Gray presented a video; stated it was the 13th anniversary of the City Academy; spoke to the requirements of the program; class participation; percentages of perfect attendance; stated graduates had visited various locations around the City; and invited Mayor Vaughan, City Manager Westmoreland, Cathy Justice and Isabel Gil to assist in the presentation of certificates and awards.

Ms. Gil spoke to the process for selection of the Most Interactive, Interesting and Organized presenters; and presented the award to the Greensboro Police Department (GPD), which was accepted on behalf of the GPD by Captain Larry Thompson.

Ms. Justice spoke to and presented the award for Favorite Learning Experience to Fire Chief Bobby Nugent of the Greensboro Fire Department and Solid Waste Manager Chris Marriott of Field Operations; spoke to the 2016 winner for the Favorite Instructors of the GPD including K-9 Police Officers John McIntosh, K-9 Police Officer Daniel Hayden, CSI Supervisor Kelly Tranter, and Crime Analysis Supervisor Brandon Inscore; presented the award to GPD representative Captain Thompson; and recognized class participate Bruce Pomeroy to speak on behalf of the class.

Mr. Pomeroy highlighted events of the last eleven weeks of learning; voiced appreciation to the departments and City Academy Coordinators; referenced reasons for participation in the class; the number of hours invested; and expressed hopes for class participates to accomplish great things for the City.

Ms. Gray voiced appreciation on behalf of Community Relations to all that assisted with the City Academy; to the

class for their concern, hard work, and time; spoke to the participants that had submitted interest forms for Boards and Commissions; and challenged the graduates to share what they had learned and to make a difference in the community.

Mayor Vaughan expressed appreciation to Community Relations; spoke to the time involved; the Greensboro Police Citizens Academy; and encouraged citizens to participate in both the academies.

Councilmember Wilkins commended Ms. Gray, Ms. Justice and Ms. Gil on the work they do for the City.

Councilmember Abuzuaiter referenced when she participated in the City Academy; commended the learning experience; and stated she looked forward to seeing the graduates in the community.

Councilmember Fox thanked the class for going through program; spoke to dedicated City staff; stated he looked forward to seeing the graduates in District 2; and encouraged the class to get others involved in the program.

Mayor Vaughan requested staff to research the revitalization of the Day in the Life program.

## **II. PUBLIC COMMENT PERIOD**

April Parker, 1507 Elwood Avenue representing Black Lives Matter and the Beloved Community showed a video.

Janice Siebert, 10 Indigo Lake Terrace stated she represented the League of Women Voters; spoke to open meetings; votes versus consensus of Council; the decision making process; Roberts Rules of Order; minority concerns; voiced concerns regarding the closed session audio; and with the actions of City Attorney Carruthers.

Graham Holt, 1300 West Florida Street stated he was the attorney that had represented the Scales brothers; spoke to the danger of secrets; body worn cameras; change and justice; people of privilege; and police brutality.

Jesse Simon Vanvoorhees Taft, 525 Simpson Street spoke to the audio recording of the released closed session meeting; to rules of professional conduct; false statements; violation of the rules at the last Council meeting; comments regarding voting; and to legal representation of Councilmembers.

Lewis Pitts, 129 Tate Street voiced agreement with previous statements; spoke to public deception; referenced Officer Cole and the Yourse case; comments made by Councilmembers; and spoke to a lack of trust.

Clarence Hunt, 2112 Pebble Drive voiced agreement with previous statements; spoke to the audio of the closed session meeting; homicides in Greensboro; high turn over and low moral in the Police Department; spoke to the Yourse camera footage; and questioned Mayor Vaughan's support of a resolution commending the City Attorney, the City Manager and the Police Chief.

Mayor Vaughan voiced support for the investigation process; spoke to a good police force; stated the department had issues like every organization; spoke to bold programs implemented by Police Chief Wayne Scott over the last 18 months; to national discussions; the challenges officers faced; and stated the current Council had been more transparent.

Mr. Hunt spoke to prospective; and voiced concern that the voice of people in east Greensboro had been silenced.

Councilmember Abuzuaiter expressed concern for people in east Greensboro; stated she knew the families of the recent murder victims; spoke to concerns being relayed to her; lower crime rates; low moral of the police force; and to trying to build bridges.

Councilmember Hightower referenced people thanking her for bringing forth the issue; spoke to the need for transparency; people wanting to knowing their leaders heard them; officers without a voice; differences in the east and west sides of Greensboro; the need to build trust in the community; reviewing documents associated the Yourse case; and reiterated the community needed healing.

McElroy Hughes, 705 Park Avenue spoke to stores owned by Councilmember Abuzuaiter; the community being

hurt by leaders; referenced the Greensboro Transit Authority (GTA) services for the holidays; and spoke to the bonds recently approved.

Councilmember Hightower requested staff to research the GTA schedule for Thanksgiving and Christmas.

Robert Moore, 511 Murte Street voiced appreciation for Ms. Gray's assistance over the years; provided a map to Council; spoke to saving his land; referenced the deed; and voiced concerns with people messing with the land.

Mayor Vaughan confirmed that Mr. Moore's concerns were related to a civil matter.

City Attorney Carruthers spoke to inaccurate statements; Council actions in closed session; provided quotes from the UNC School of Government professors David Lawrence and Frayda Bluestein; spoke to the public record and open session laws; outlined situations when votes were allowed in closed sessions; stated he stood by comments made at the last Council meeting; and spoke to the purpose and procedures of closed sessions. City Attorney Carruthers voiced disagreement with allegations of a voting violation; stated actions were permitted under the legislation; that they were not prohibited by General Statute; spoke to concerns of the community; the release of audio, minutes and the investigation of Officer Cole; Council's concern regarding the situation; and to personnel matters.

Mayor Vaughan requested staff to research the release of resolved closed session minutes.

City Attorney Carruthers spoke to the review of personnel records; ongoing litigation; and the preparation of releasing minutes of closed session meetings where the issues had been resolved.

### **III. CONSENT AGENDA (One Vote)**

Mayor Vaughan asked if anyone wished to remove any items from the Consent Agenda.

Councilmember Hightower requested an update on Lobbying Services at a future meeting.

City Manager Westmoreland spoke to the work plan summary; and referenced assistance in obtaining \$1 million worth of grant funding.

Councilmember Wilkins asked if he could get confirmation on items #7 and #18 without pulling the items from the consent agenda; inquired about the extension and revenue of the contract for item #7; voiced appreciation to Fire Marshal Chuck Wentworth for the addendum on item #18; and requested staff notify the Greensboro Charter Schools about the plan.

Assistant City Manager David Parrish clarified the item #7 did not include recovered revenues.

**Moved by Mayor Pro-Tem, seconded by Councilmember Hoffmann, to adopt the consent agenda. The motion carried by voice vote.**

4. [ID 16-0846](#) Resolution Authorizing Contract in the Amount of \$454,605.69 to STV/Ralph Whitehead & Associates, Inc. for the Ballinger Road Bridge #400098 Replacement Design (TIP #: 5553) Project.

361-16 RESOLUTION AUTHORIZING CONTRACT TO STV/RALPH WHITEHEAD AND ASSOCIATES, INC. FOR THE BALLINGER ROAD BRIDGE #400098 REPLACEMENT DESIGN (TIP #: 5553) PROJECT

WHEREAS, the Ballinger Road Bridge #400098 Replacement Design (TIP #: 5553) Project is ready for design;

WHEREAS, the design limits are over the Horsepen Creek Road tributary which is 450' west of the bridge to 200' east of the bridge;

WHEREAS, the proposal from the consulting firm was reviewed and agreed to with the participation of the Field Operations and Engineering & Inspections Departments, and the M/WBE Office;

WHEREAS, STV/Ralph Whitehead & Associates, Inc. was selected on the strength of their roadway planning and design experience, their extensive work on roadway, storm water and transportation engineering, and their use of local firms, including minority and women-owned firms;

WHEREAS, funding for the contract in the amount of \$454,605.69 is available in the Street and Sidewalks Capital Projects Fund in account number 401-4562-01.5410. A budget adjustment will be required to move funds into the appropriate account.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the award of the Ballinger Road Bridge #400098 Replacement (TIP #: 5553) Design Project to STV/Ralph Whitehead & Associates, Inc. is hereby authorized with funding in the amount of \$454,605.69 to come from Account No. 401-4562-01.5410. A budget adjustment is needed for this account.

(Signed) Yvonne Johnson

5. [ID 16-0845](#) Resolution Authorizing Agreement in the Amount of \$45,086.36  
Between the City of Greensboro and AT&T for the Battleground Avenue  
at Cone Boulevard Intersection Improvement Project (2009-003)

362-16 RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CITY OF GREENSBORO AND AT&T FOR THE BATTLEGROUND AVENUE AT CONE BOULEVARD INTERSECTION IMPROVEMENT PROJECT (2009-003)

WHEREAS, the Battleground Avenue at Cone Boulevard Intersection Improvement Project (2009-003) is within the North Carolina Department of Transportation (NCDOT) public right-of-way;

WHEREAS, NCDOT and the City are required to compensate AT&T for the costs to adjust their facilities within the public right-of-way;

WHEREAS, the City is being requested to reimburse AT&T in the amount of \$45,086.36.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That it hereby authorizes the utility adjustment agreement between the City of Greensboro and AT&T presented herewith this day, with payment in the amount of \$45,086.36 to be made from Street Improvements U-5306 A grant account 220-4587-01.6014 A12081.

(Signed) Yvonne Johnson

6. [ID 16-0847](#) Resolution Authorizing Agreement in the Amount of \$519,031.00  
Between the City of Greensboro and Norfolk Southern Railway  
Company for Signal Grade Crossing Construction Expenses on the  
West Market Street/Guilford College Road Intersection Improvement  
Project (Contract: 2009-004)

363-16 RESOLUTION AUTHORIZING AGREEMENT IN THE AMOUNT OF \$519,031.00 BETWEEN THE CITY OF GREENSBORO AND NORFOLK SOUTHERN RAILWAY COMPANY FOR SIGNAL GRADE CROSSING CONSTRUCTION ON THE WEST MARKET STREET/GUILFORD COLLEGE ROAD INTERSECTION IMPROVEMENT PROJECT (CONTRACT 2009-004)

WHEREAS, NCDOT and the City are required to compensate Norfolk Southern Railway Company for the costs to provide signal grade crossing construction during the adjustments to an existing railroad crossing;

WHEREAS, the City is being requested to reimburse Norfolk Southern Railway Company in the amount of \$519,031.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That it hereby authorizes the signal grade crossing construction agreement between the City of Greensboro and Norfolk Southern Railway Company presented herewith this day, with payment in the amount of \$519,031.00 to be made from the Street and Sidewalk Capitol Fund Account No. 401-4547-01.6014 A16102.

(Signed) Yvonne Johnson

7. [ID 16-0875](#) Resolution Authorizing Additional Funding for the First One Year Extension of Service Contract 2012-5485 with Republic Services, Inc. for Municipal Solid Waste Disposal Services

364-16 RESOLUTION AUTHORIZING ADDITIONAL FUNDING FOR THE FIRST EXTENSION OF CONTRACT NO. 2012-5485 WITH REPUBLIC SERVICES, INC. FOR MUNICIPAL SOLID WASTE DISPOSAL SERVICES

WHEREAS, on October 12, 2012, the City entered into a contract with Republic Services, Inc. for municipal solid waste disposal services from the City's Burnt Poplar Road transfer station to the Republic's Uwharrie Environmental Landfill in Montgomery County, North Carolina;

WHEREAS, the initial contract had a three-year term with the option of two additional one-year extensions;

WHEREAS, on October 20, 2015, City Council approved the first of two available one-year extensions at an estimated cost of \$4,700,000;

WHEREAS, this contract extension has exceeded the initial estimated cost of \$4,700,000 due to an 11% increase, nearly 23,000 tons, in the volume of municipal solid waste being disposed of at the City of Greensboro transfer station over the previous contract year, requiring an estimated \$650,000 to cover remaining expenses;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That funding for the first contract extension in the amount of \$650,000 of Contract No. 2012-5485 with Republic Services, Inc. is hereby approved and the Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro payment to be made in the amount of \$650,000 from Account No. 551-4306-07.5429.

(Signed) Yvonne Johnson

8. [ID 16-0885](#) Resolution Approving Extension of Professional Services Contract 2009-056A with Withers & Ravenel, Inc., for the Design of the Downtown Greenway Phase 2

365-16 RESOLUTION AUTHORIZING EXTENSION OF CONTRACT NO. 2009-056A WITH WITHERS AND RAVENEL FOR THE DOWNTOWN GREENWAY PHASE 2 PROJECT

WHEREAS, on June 5, 2012, City Council approved a contract for the design of the Downtown Greenway, Phase 2 work by Withers and Ravenel for the Downtown Greenway Phase 2 project;

WHEREAS, the construction of the Greenway will require the addition of engineering designs for extension of the design limits, milling and asphalt overlay of E. Gate City Boulevard along with additional sections of Murrow Boulevard. In addition, minor modifications are required at Summit Avenue to tie to the future Summit Streetscape project;

WHEREAS, Withers and Ravenel was requested to provide the additional engineering design services.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the extension in the amount of \$20,954.50 of Contract No. 2009-056A with Withers and Ravenel is hereby

approved and the Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper extension to carry the proposal into effect, payment to be made in the amount of \$20,954.50 from Account No. 471-4502-18.5410.

(Signed) Yvonne Johnson

**9. [ID 16-0888](#) Resolution Approving Change Order in the Amount of \$222,741 to Construction Contract with Samet Corporation/SRS, Inc. on the Coliseum Fieldhouse Renovation**

366-16 RESOLUTION APPROVING CHANGE ORDER IN THE AMOUNT OF \$222,741 TO CONSTRUCTION CONTRACT WITH SAMET CORPORATION/SRS INC. ON THE COLISEUM FIELDHOUSE RENOVATION

WHEREAS, Contract No. 2016-0320 with Samet Corporation/SRS Inc. provides for the Coliseum Fieldhouse Renovation.

WHEREAS, through the excavation process, unsuitable soil was discovered on the north side of the Fieldhouse and on the south west side at the new entrance and lobby, resulting in removal and replacement of soil along with changes to the existing fire alarm system thereby necessitating a change order in the contract in the amount of \$222,741.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the findings above are hereby adopted and the change order to the contract between the City of Greensboro and Samet Corporation/SRS Inc is hereby formally approved and the City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper change order to the contract to carry the proposal into effect, payment to be made in the amount of \$222,741 from Account No. 528-7502-016013.

(Signed) Yvonne Johnson

**10. [ID 16-0867](#) Resolution Authorizing Contract # 2016-10473 with Simpson Logistics, d/b/a S&L Staffing, for Primary Contracting Services for Coliseum Event Preparation Labor**

367-16 RESOLUTION AUTHORIZING CONTRACT # 2016-10473 WITH SIMPSON LOGISTICS, D/B/A S&L STAFFING, FOR PRIMARY CONTRACTING SERVICES FOR COLISEUM EVENT PREPARATION LABOR

WHEREAS, the Greensboro Coliseum Complex Operations Department is responsible for the set-up and take-down of events in multiple locations within the Coliseum Complex;

WHEREAS, the Department uses contracted services to support the performance of this work; and

WHEREAS, this contract is anticipated to exceed \$100,000 and requires City Council approval under the current City service contract policy;

WHEREAS, at the request of the Coliseum, the Centralized Contracting Division conducted an on-line competitive Request for Bids (RFB) for Coliseum Temporary Labor for Event Conversion Services through the Greensboro Electronic Procurement System (GEPS) in Event #8261;

WHEREAS, the RFB specifications provide for award of a primary contract and a secondary on-call contract to address any unplanned capacity requirements;

WHEREAS, the Department evaluated the submittals based on the lowest responsive responsible bid standard of award, which considers lowest pricing and meeting minimum requirements;

WHEREAS, Simpson Logistics, Inc., doing business as S & L Staffing, a certified MBE firm with offices located in Greensboro, NC, was the lowest qualified bidder and is recommended for the primary contract award;

WHEREAS, Labor Works Source, a company with offices located in Greensboro, NC, was the second lowest qualified bidder and in accordance with the RFB specifications, will be offered an on-call contract in case the Coliseum's needs exceed the capacity of the primary contractor;

WHEREAS, the contract term begins on December 1, 2016 and is for a period of 3 years and seven months with one potential one year extension. The estimated annual value for the primary contract is \$100,000;

WHEREAS, the estimated total contract value, including the renewal, is \$458,330. Funds for the current fiscal year are available in the current budget;

WHEREAS, future fiscal year appropriations are subject to City Council approval in the annual budget.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That Contract # 2016-10473 with Simpson Logistics, d/b/a S&L Staffing, for Primary Contracting Services for Coliseum Event Preparation Labor is hereby authorized.

(Signed) Yvonne Johnson

**11. [ID 16-0868](#) Resolution Authorizing Contract # 2016-10475 with Hopkins Services, Inc. for Coliseum Event Seating Area Cleaning Services**

368-16 RESOLUTION AUTHORIZING CONTRACT # 2016-10475 WITH HOPKINS SERVICES, INC. FOR COLISEUM EVENT SEATING AREA CLEANING SERVICES

WHEREAS, the Greensboro Coliseum Operations Department is responsible for the cleaning of large seating areas in multiple locations within the Coliseum Complex;

WHEREAS, the Department uses contracted services to support the performance of this work;

WHEREAS, this contract is anticipated to exceed \$100,000 and requires City Council approval under the current City service contract policy;

WHEREAS, at the request of the Coliseum the Centralized Contracting Division conducted an on-line competitive Request for Bids (RFB) for Coliseum Temporary Labor for Event Conversion Services through the Greensboro Electronic Procurement System (GEPS) in Event #8308;

WHEREAS, the RFB specifications provide for award of a primary contract and a secondary on-call contract to address any unplanned capacity requirements;

WHEREAS, the Department evaluated the submittals based on the lowest responsive responsible bid standard of award, which considers lowest pricing and meeting minimum requirements;

WHEREAS, Hopkins Services, Inc., a certified MBE firm with offices located in Greensboro, NC, was the lowest qualified bidder and is recommended for the primary contract award;

WHEREAS, ISS Facility Service, Inc., a company with offices located in Greensboro, NC, was the second lowest qualified bidder and will be offered an on-call contract in the event that the Coliseum's needs exceed the capacity of the primary contractor;

WHEREAS, the contract term begins on December 1, 2016 and is for a period of 3 years and seven months with one potential one year extension; and the estimated annual value for the contract is \$100,000;

WHEREAS, the estimated total contract value, including the renewal, is \$458,330;

WHEREAS, funds for the current fiscal year are available in the current budget;

WHEREAS, future fiscal year appropriations are subject to City Council approval in the annual budget.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That Contract # 2016-10475 with Hopkins Services, Inc. for Coliseum Event Seating Area Cleaning Services is hereby authorized.

(Signed) Yvonne Johnson

**12. [ID 16-0883](#) Resolution Approving Service Contract # 2017- 10499 for Federal Grant Fund Lobbying Services**

369-16 RESOLUTION APPROVING SERVICE CONTRACT # 2017- 10499 FOR FEDERAL GRANT FUND LOBBYING SERVICES

WHEREAS, the City of Greensboro and the Greensboro Partnership have collaboratively funded a contract for federal lobbying services with the firm Pillsbury Winthrop Shaw Pittman, LLC for the past four years; and

WHEREAS, the City Manager recommends entering a contract to continue these services for an additional two years based on the unique qualifications and the accomplishments of the firm; and

WHEREAS, the Greensboro Partnership will not continue to engage the firm in their services; and

WHEREAS, City Council approval is required for contracts of \$100,000 and greater in value; and

WHEREAS, after four successful years of collaboration with the City of Greensboro and the Greensboro Partnership, the City has determined it is in its best interest to continue to utilize Pillsbury's Public Policy team to capitalize on momentum developed through 2016, and

WHEREAS, securing benefits for the City and Triad can continue through services that pursue funding and policy opportunities for a variety of priorities; and

WHEREAS, Pillsbury's team has provided Greensboro with strategic counsel on the City's federal agenda, including reviewing existing and proposed federal policies, programs, and legislation, identifying and advocating for federal grant opportunities, and garnering Congressional support for the City's legislative and funding priorities; and

WHEREAS, our collaboration has lead to an approximate 23-1 return on investment over the past two years and a strong reputation for the City; and

WHEREAS, additional details regarding activities and initiatives that have been completed, are currently in progress and proposed for 2017 and 2018 are provided in the attached letter from Pillsbury Winthrop Shaw Pittman, LLP; and

WHEREAS, the City of Greensboro will contract for services for \$93,600.00 annually for two years, for a total contract value of \$187,200; and

WHEREAS, this contract total is equivalent to the prior contracted services that formerly included cost sharing from the Greensboro Partnership.

NOW THEREFORE BE IT RESOLVED BY THE GREENSBORO CITY COUNCIL

That the resolution approving service contract # 2017- 10499 for Federal Grant Fund Lobbying Services is hereby adopted.

(Signed) Yvonne Johnson

**13. [ID 16-0843](#) Resolution Approving Contract Extension in the Amount of \$180,000**

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with Stewart Engineering, Inc. for the Design Services Related to Keeley  
Park Phase II Project

370-16 RESOLUTION APPROVING CONTRACT EXTENSION WITH STEWART ENGINEERING, INC. FOR THE KEELEY PARK MASTER PLAN UPDATE - PHASE II PROJECT

WHEREAS, the existing contract 2016-5024 between the City of Greensboro and STEWART ENGINEERING, INC. provides for the development and design of a master plan update for Keeley Park, including recommended site upgrades;

WHEREAS, after a series of community conversations to engage and receive input from residents and other stakeholders, the Keeley Park Master Plan Update was completed on April 2016 and was approved by the Parks and Recreation Commission on April 13, 2016 and adopted by City Council on April 19, 2016;

WHEREAS, the second phase of development of Keeley Park, as recommended by the updated master plan will include outdoor fitness equipment, community garden renovation and expansion, corn hole (4 courts), walking trails, beginner and intermediate mountain bike trails, intermediate mountain bike trail, playground renovation and ADA surfacing, spray ground renovation with shade structure, disc golf course, festival field, shelters, restroom shelter/building and additional parking.;

WHEREAS, Stewart Engineering, Inc. is requesting an extension to be added to the existing contract in the total amount of \$180,000 for the design completion and construction administration services for Phase II of the recommended park development.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That an extension in the above-mentioned contract with Stewart Engineering, Inc. for the Keeley Park Master Plan Phase II project is hereby authorized at a total cost of \$180,000, payment of said additional amount to be made from Account No. 453-5002-02.5410.

(Signed) Yvonne Johnson

**14. [ID 16-0899](#) Resolution Authorizing Match Grant Application for the 2016 Land and Water Conservation Fund (LWCF) Grant for Keeley Park Phase II Project**

371-16 RESOLUTION AUTHORIZING GRANT APPLICATION OF 2016 LAND AND WATER CONSERVATION FUND (LWCF) GRANT FOR KEELEY PARK PHASE II PROJECT

WHEREAS, on October 4, 2016, the City received a recommendation letter from the NC Department of Natural and Cultural Resources to submit a LWCF grant application for Keeley Park Phase II development;

WHEREAS, the City of Greensboro was among 19 local governments that requested to be considered for LWCF grant funding;

WHEREAS, the updated master plan for Keeley Park, completed in March 2016, satisfies one of the requirements of the competitive LWCF grant process, incorporating recommendations for additional recreational amenities based on input received by residents;

WHEREAS, the City of Greensboro qualifies as a recommended local government to submit a LWCF Compliance Certification by the November 16, 2016 deadline;

WHEREAS, a condition of this acceptance is that LWCF-assisted parks be maintained for outdoor recreation in perpetuity;

WHEREAS, the 2016 LWCF application will partially fund Phase II design and construction for Keeley Park supported by the public through an adopted 2016 Master Plan update;

WHEREAS, the project, if awarded, supports the Parks and Recreation Department's MAP goals of maintaining infrastructure and providing sustainable growth opportunities;

WHEREAS, the City portion of funding has been set aside for this project in the current budget and future expenditures may be funded through Keeley Park funds;

WHEREAS, a dollar-for-dollar match is a grant requirement and 2008 bond dollars currently available and allocated for the Keeley Park Phase II development project will be used to satisfy the match requirement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the resolution authorizing a matching grant application in the amount of \$250,000 to the Land and Water Conservation Fund (LWCF) for the Keeley Park Phase II development project is hereby approved.

(Signed) Yvonne Johnson

**15. [ID 16-0882](#) Resolution Granting an Easement to Duke Energy for Electric Service to a New City Community Building Being Constructed at 1500-1502 Dans Road**

372-16 RESOLUTION GRANTING AN EASEMENT TO DUKE ENERGY CORPORATION FOR ELECTRIC SERVICE TO A CITY COMMUNITY BUILDING LOCATED AT 1500-1502 DANS ROAD

WHEREAS, a new City community building located at 1500-1502 Dans Road is in the process of construction;

WHEREAS, installation of electrical equipment which also requires a new transformer to provide electrical service is necessary;

WHEREAS, an easement will need to be granted to Duke Energy Corporation for the installation and maintenance of said electrical equipment;

WHEREAS, in the opinion of the City Council, such easement will not interfere with the proper use by the city of the property in which such easements are granted and that the City has no governmental or other public need which would be in conflict with the easements granted therein or the use made thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That an easement to Duke Energy Corporation for the maintenance of electrical equipment for a new City community building located at 1500-1502 Dans Road is hereby granted.

(Signed) Yvonne Johnson

**16. [ID 16-0832](#) Resolution Authorizing Match Grant Application for the 2016-17 Senior Center General Purpose Grant**

373-16 RESOLUTION AUTHORIZING MATCH GRANT APPLICATION FOR THE 2016-17 SENIOR CENTER GENERAL PURPOSE GRANT

WHEREAS, the Parks & Recreation Department is responsible for Senior Center program services and has applied for a Senior Center General Purpose match grant requiring a \$3,626.00 commitment of local funds;

WHEREAS, in accordance with the current City grants policy, City Council approval is required for grant applications requiring local match funds;

WHEREAS, the Parks and Recreation Department seeks to partner with outside organizations to maximize human and financial resources and maintain viability through partnerships, grants and volunteer efforts;

WHEREAS, the Department applied to the Piedmont Triad Regional Council Area Agency on Aging to fund a

grant project that will replace some flooring, sidewalk and furniture at the Smith Recreation Center, and fund advertisement of the Center in the Four Seasons Mall;

WHEREAS, the Department plans to fund \$3,626 of the \$14,504 grant project budget;

WHEREAS, each City dollar will leverage three dollars in regional funding;

WHEREAS, the grant expenses will be reimbursed;

WHEREAS, funds for this grant project are available in the current budget year.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Match Grant Application for the 2016-17 Senior Center General Purpose Grant is hereby authorized.

(Signed) Yvonne Johnson

**17. [ID 16-0900](#) Resolution Authorizing Match Grant Application for the Connect NC Bond (CNCB) Grant Program for the Access Lake Higgins Project**

374-16 RESOLUTION AUTHORIZING GRANT APPLICATION OF CONNECT NC BOND (CNCB) GRANT FOR ACCESS LAKE HIGGINS PROJECT

WHEREAS, the Connect NC Bond (CNCB) package, approved by the State of North Carolina in March 2016, included one-time funding of \$3 million for Parks and Recreation grants to benefit children and/or veterans with disabilities;

WHEREAS, the City of Greensboro is eligible to apply for the matching grants;

WHEREAS, the matching grants can be used to build special facilities or adapt existing facilities that meet the unique needs of children and/or veterans with physical and developmental disabilities;

WHEREAS, local governments can request a maximum of \$500,000 with each application and must match the grant with at least one dollar of local funds for every four dollars in grant funds;

WHEREAS, all facilities funded by CNCB must comply with the Americans With Disabilities Act Accessibility Guidelines (ADAAG), which identify the minimum standards for all new facilities in public parks;

WHEREAS, the Access Lake Higgins Project includes the addition of an accessible kayak/canoe launch and the provision of accessible route improvements from parking and office areas;

WHEREAS, the project, if awarded, supports the Parks and Recreation Department's goals of maintaining infrastructure and providing sustainable growth opportunities, as well as, its commitment to the provision of equitable and quality facilities, and;

WHEREAS, the required local matching portion of funding has been set aside for this project through utilization of Duke Energy Water Resources Fund;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the resolution authorizing a matching grant application in the amount of \$189,825 to Connect NC Bond (CNCB) for the Access Lake Higgins Project is hereby approved.

(Signed) Yvonne Johnson

**18. [ID 16-0897](#) Resolution Approving Memorandum of Understanding and Addendum Authorizing the Guilford County Fire Marshal's Office to Complete Fire**

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Plan Reviews and Fire Certificate of Compliance Inspections for Guilford  
County Schools Inside the Greensboro City Limits

375-16 RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING AND ADDENDUM AUTHORIZING THE GUILFORD COUNTY FIRE MARSHAL'S OFFICE TO COMPLETE FIRE PLAN REVIEWS AND FIRE CERTIFICATE OF COMPLIANCE INSPECTIONS FOR GUILFORD COUNTY SCHOOLS INSIDE THE GREENSBORO CITY LIMITS

WHEREAS, fire inspections must be conducted in public schools a minimum of two times a year in accordance with North Carolina General Statute's 115C-525(b);

WHEREAS, staff of the City of Greensboro and staff of Guilford County determined in 2001 that it was in the best interest of the citizens of Greensboro and Guilford County to allow the Guilford County Fire Marshal's Office to perform the mandated fire inspections of public schools within the City of Greensboro limits;

WHEREAS, the Guilford County Fire Marshal's Office has conducted fire inspections for public schools inside the Greensboro city limits and Fire Plan Reviews and Fire Certificate of Compliance Inspections with payment made to Guilford County since October 2001;

WHEREAS, an amendment to the Memorandum of Understanding executed in 2001 was negotiated in August 2016 clarifying that the Guilford County Fire Marshal's Office shall have access to inspect all public school facilities, which receive federal, state or local funding, not limited to charter schools located in the city of Greensboro and Guilford County, North Carolina;

WHEREAS, the 2001 Memorandum of Understanding and the 2016 Addendum are both interlocal agreements and require Council approval;

WHEREAS, the City of Greensboro's Fire Chief and Engineering and Inspection Director have determined that it is in the City of Greensboro's best interest to allow the Guilford County Fire Marshal's Office to perform mandated fire inspections of public schools located in Greensboro, Guilford County, North Carolina.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. That the proper city officials are hereby authorized to enter into the Memorandum of Understanding signed in October 2001 and the amendment to the 2001 Agreement negotiated in August 2016.

Section 2. That this resolution shall be effective upon its adoption.

(Signed) Yvonne Johnson

**19. [ID 16-0852](#) Ordinance in the Amount of \$63,415 Amending State, Federal and Other Grants Fund Budget for the Appropriation of an Emergency Generator to be Placed at Glenwood Recreation Center**

16-116 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF AN EMERGENCY GENERATOR TO BE PLACED AT GLENWOOD RECREATION CENTER

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal, and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the State, Federal and other Grants Fund be increased as follows:

Account name – HMGP DR-4167 GENERATOR

Account	Description	Amount
220-4016-01.6059	Generator	\$63,415
Total		\$63,415

and, that this increase be financed by increasing the following Revenue accounts:

Account	Description	Amount
220-4016-01.7100	Federal Grant	\$47,561
220-4016-01.7110	State Grant	\$15,854
Total		\$63,415

## Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

### 20. [ID 16-0892](#) Ordinance in the Amount of \$473,980 Amending State, Federal and Other Grants Fund Budget for the Appropriation of the 2016 Local Food Promotion Program Grant

16-117 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF THE 2016 LOCAL FOOD PROMOTION PROGRAM GRANT

WHEREAS, the USDA Local Food Promotion Program provides implementation funds to support the development of shared use kitchens and training programs for new non-restaurant food businesses; and

WHEREAS, In September 2015, the City adopted a Fresh Food Access Plan; and

WHEREAS, these implementation projects address gaps in the local food system as identified in the Fresh Food Access Plan; and

WHEREAS, the City Council resolved to apply for a USDA Local Food Promotion Program Implementation grant in May 2016; and

WHEREAS, the USDA awarded the City a Local Food Promotion Program Implementation Grant in the amount of \$473,980 in September 2016.

THEREFORE, The City Council of the City of Greensboro hereby amends the State Federal and Other Grants Fund Budget:

## Section 1

That appropriations to the State, Federal and other Grants Fund be increased as follows:

Account	Description	Amount
220-2286-01-5931	Contrib. to Nongovernmental Agencies	\$344,250
220-2286-01.5932	Contrib. to Governmental Agencies	\$129,730
220-2286-01.5928	In-Kind Services	\$346,320
Total		\$820,300

And, that this increase be financed by the following State, Federal, and Local Funds accounts:

Account	Description	Amount
220-2286-01.7100	2016 Local Food Promotion Program Grant	\$473,980
220-2286-01.8695	Local In-Kind Services	\$346,320
Total		\$820,300

## Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

- 21. [ID 16-0861](#) Ordinance in the Amount of \$600,000 Amending the State, Federal, and Other Grants Fund Budget for the Appropriation of Federal Grant Funds for BJA Body-Worn Camera Policy and Implementation Program FY16

16-118 BUDGET ORDINANCE AMENDING THE STATE, FEDERAL, AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF FEDERAL GRANT FUNDS FOR BJA BODY-WORN CAMERA POLICY AND IMPLEMENTATION PROGRAM FY16

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal, and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the State, Federal and other Grants Fund be increased as follows:

Account name – BJA BWC FY 16-18

Account	Description	Amount
220-3548-01.5250	Non-capital equipment lease	\$600,000
Total		\$600,000

And, that this increase be financed by increasing the following State, Federal, and Other Grants Funds accounts:

Account	Description	Amount
220-3548-01.7100	Federal Grant	\$300,000
220-3548-01. 7123	State Drug Excise Tax	\$300,000
Total		\$600,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

- 22. [ID 16-0862](#) Resolution Authorizing a Change Order in the Amount of \$30,000 to Finalize Development, Complete Testing, and Provide Post Deployment Support for the Remaining 2 Modules of the Building Inspections Software System

376-16 RESOLUTION AUTHORIZING CHANGE ORDER IN THE AMOUNT OF \$30,000 TO PROVIDE POST DEPLOYMENT SUPPORT FOR THE REMAINING 2 BUILDING INSPECTIONS MODULES

WHEREAS, the Application Services division of the Information Technology Department has been providing support and development of the BI system for over 25 years. Yearly, the system issues 20,000 permits, tracks 64,000 inspections, and generates 2.5 million dollars in revenue according to FY 2015 numbers;

WHEREAS, the expanded scope will address outstanding Development Services requests that need timely attention including accommodating changed business processes and building other efficiencies into the software workflow processes. This change order, in the amount of \$30,000 is to cover finalization, complete testing, and to provide post deployment support for the remaining 2 Building Inspections modules.

WHEREAS, funds have been budgeted in the Building Inspections Fund and shall not exceed \$30,000.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the City is authorized to enter into a Contract with Datamasters Inc., to cover finalization, complete testing, and to provide post deployment support for the remaining 2 Building Inspections modules. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment in the amount of \$30,000.00 from Account No. 101-6012-01.5413 01.5413 for BI enhancements.

(Signed) Yvonne Johnson

**23. [ID 16-0921](#) Resolution Approving Transfer of Personal Protective Equipment to Robeson County Government and Edgecombe County Government.**

377-16 RESOLUTION AUTHORIZING THE TRANSFER OF OWNERSHIP OF PERSONAL PROTECTIVE EQUIPMENT TO ROBESON COUNTY GOVERNMENT AND EDGECOMBE COUNTY GOVERNMENT

WHEREAS, the Greensboro Fire Department has soon to be expired Personal Protective Equipment (PPE);

WHEREAS, Fire Departments in Robeson County and Edgecombe County had PPE lost or damaged due to flooding during Hurricane Matthew;

WHEREAS, the Fire Department would like to transfer ownership from City of Greensboro to Robeson County Government and Edgecombe County Government for use by their firefighters until proper PPE can be purchased;

WHEREAS, the approximate value of the PPE is very minimum due to the fact that it is at the end of it useful life and will soon be expired.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Fire Department is hereby authorized to transfer ownership of PPE to Robeson County Government and Edgecombe County Government.

(Signed) Yvonne Johnson

**24. [ID 16-0893](#) Resolution Listing Loans and Grants for City Council Approval**

378-16 RESOLUTION LISTING LOANS AND GRANTS FOR CITY COUNCIL APPROVAL

WHEREAS, at the March 1, 2005 meeting of City Council, the City Manager was instructed to include on the regular Council Consent Agenda all loans and grants in excess of \$10,000;

WHEREAS, City Council approval is required for all loans and grants, or pass through loans or grants in excess of \$10,000 on the recommendation of agencies, non-profits, or other organizations acting on behalf of the City prior to the disbursement of funds;

WHEREAS, requests have been made for loans in excess of \$10,000, said requests are presented herewith this day.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the requests for loans in excess of \$10,000 presented herewith this day are hereby approved in accordance with the guidelines set at the March 1, 2005 Council meeting.

(Signed) Yvonne Johnson

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**25. [ID 16-0904](#) Budget Adjustments Requiring Council Approval 9/27/16-11/4/16**

Motion to approve the budget adjustments of September 27 - November 4, 2016 over the amount of \$50,000 was adopted.

(A copy of the Report is filed in Exhibit Drawer Y, Exhibit No. 38 which is hereby referred to and made a part of these minutes)

**26. [ID 16-0903](#) Budget Adjustments Approved by Budget Officer 9/27/16-10/24/16**

Motion to accept the report of budget adjustments of September 27 - October 24, 2016 was adopted.

(A copy of the Report is filed in Exhibit Drawer Y, Exhibit No. 38 which is hereby referred to and made a part of these minutes)

**27. [ID 16-0890](#) Motion to Approve the Minutes of the Work Session of October 18, 2016**

Motion to approve the minutes of the Work Session meeting of October 18, 2016 was adopted.

**28. [ID 16-0905](#) Motion to Approve the Minutes of the Regular Meeting of October 18, 2016**

Motion to approve the minutes of the Regular meeting of October 18, 2016 was adopted.

**29. [ID 16-0915](#) Motion to Approve the Minutes of the Special meeting of October 21, 2016**

Motion to approve the minutes of the Special meeting of October 21, 2016 was adopted.

**IV. PUBLIC HEARING AGENDA****30. [ID 16-0801](#) Ordinance Appealing the Rezoning Decision - 5100 Hilltop Road**

Planning Manager Mike Kirkman reviewed the request, presented maps, aerial photographs and diagrams to illustrate the site and surrounding property; provided the proposed added conditions; stated that the Zoning Commission had denied the request by a 5 - 3 vote; and that the applicant had appealed the decision within the ten day window requesting an additional hearing with Council.

Councilmember Barber joined the meeting via telephone at 7:05 p.m.

Discussion took place regarding the Zoning Commission's denial of the request; multiple entrances; review of the location site; and the number of property owners that would be affected.

Speakers in Favor of the Item:

Amer Baker, 3603 South Rockingham Road stated he owned the property at 5100 Hilltop Road; spoke to the development of the property; stated traffic concerns were not an issue because there were two entrances; spoke to units to be developed; provided an overview of the revised conditions; and requested Council approve the request.

Councilmember Wilkins inquired as to why the applicant had changed plans to only four units; as to how long Mr. Baker had owned the property; stated he had watched the Zoning Commission meeting; referenced a letter of support; and spoke to the dismantling of the neighborhood.

Mr. Baker confirmed he lowered the number of units as a good gesture; that he had owned the property for six years; stated a neighbor had offered to sell her house to him; and that he did not have the letter of support referenced by Councilmember Wilkins with him.

City Attorney Carruthers clarified guidelines for Council's consideration of the request; and stated for record the proposed conditions had not been adopted.

Planning Director Sue Schwartz read the proposed new and amended conditions for the request into the record as follows:

1. Use is limited to a maximum of 4 residential dwelling units
2. Maximum building height is limited to two stories

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Hightower to adopt the proposed new and amended conditions as read. The motion carried by voice vote.

Mr. Baker referenced the proposals provided; stated the town homes would look like houses; spoke to the upkeep of the property; and reiterated there would not be any impact on the neighborhood.

Councilmember Hightower inquired about conversations with the neighbors.

Mr. Baker confirmed discussions with neighbors had not gone well.

Discussion ensued regarding apartments in close proximity of the property; the reduction in the number of units; additional traffic; a previous zoning request on Marriott Place; the need to update the Comprehensive Plan; and economic changes.

Councilmember Outling requested staff provide clarification on permissible Council questions when considering zoning requests.

City Attorney Carruthers spoke to the duty of land use and evaluations; planned uses; and to development for future use.

Councilmember Hightower spoke to the need to consider other things; and referenced making the best decision.

Councilmember Hoffmann stated Council was to consider one thing; spoke to drifting to other areas; and stated Council had gone far afield.

Speakers in Opposition of the Item:

Councilmember Wilkins referenced Council seats the public could vote for.

Mayor Vaughan stated Councilmember Wilkins comments were inappropriate.

Vawn Schroll, 2509 Lakeshore Drive stated the community had been developed in the 1950s; spoke to neighborhood entrances; voiced concerns regarding traffic difficulties; expressed her feelings that the neighborhood was being encroached upon; spoke to the apartment complexes in the area; and to safety hazards.

Chris Ray, 2405 Mowbray Trail spoke to the Zoning Commission concerns; the number of apartments available in the area; the upkeep of other apartment complexes; and referenced additional acreage that had the potential to be developed.

City Attorney Carruthers reminded the speakers to focus on the land use.

Don Whisnant, 2407 Mowbray Trail spoke to a small community; elderly residents; requested Council deny the rezoning request; voiced traffic concerns; and spoke to future development concerns.

City Attorney Carruthers reminded Council of questions that were not relevant to the public hearing.

Wayne Smithey, 2216 Lakeshore Drive voiced opposition to the zoning; referenced his 42 year investment; stated

the neighborhood was an oasis amidst apartments; there was a traffic problem on Hilltop Road; and voiced concerns for future development.

Ron Frazier, 2303 Mowbray Trail voiced concerns with the development; traffic; referenced difficulties of school buses trying to exit the neighborhood; and spoke to a dangerous intersection.

Discussion took place regarding a traffic impact study; potential of a traffic light; and the amended conditions for the building standards.

Claudia Lange, 2512 East Woodlyn Way spoke to trash on roadways; impact on lakes and streams; referenced the draught; effects on the water system; a traffic study in the past; spoke to the loss of vegetation; to the need for a traffic light; development of the area; increased noise from highways; voiced concern over a fatal accident; spoke to the quality of life; and to the value of the community.

Five Minute Rebuttal in Favor of the Item:

Mr. Baker spoke to the size of the lot; the environment; addressed traffic concerns; reiterated the amended conditions; spoke to traffic; runoff water; and requested Council to approve the item.

Five Minute Rebuttal in Opposition of the Item:

Ms. Lange spoke to protecting the area; preservation of 100 year old trees; being a taxpayer; requested the City to address rain water retention; and reiterated concerns regarding the environmental impact.

Mr. Frazier emphasized concerns for the increase to traffic; limited site at the neighborhood entrance; and spoke to the average square footage of homes in the neighborhood.

Ms. Schroll restated her concerns with rezoning the property; voiced concerns for future development; spoke to the impact on the quality of life; and spoke to entrances for Lakeshore Drive.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Wilkins to close the public hearing. The motion carried by voice vote.

Councilmember Outling inquired about the conditions of the land; future use; visibility; and to existing conditions.

City Attorney Carruthers outlined the limitations on the land use.

Ms. Schwartz spoke to site views and distance; the visibility impact; storm water runoff; and referenced the Land Development Ordinance.

Councilmember Wilkins spoke to Council voting procedures; and to the Zoning Commission's vote to deny the request.

Mayor Vaughan spoke to the potential change in votes by the Zoning Commission with the revised conditions; stated staff recommendations were in character with the neighborhood; spoke to storm water runoff; traffic impact; the review for a traffic light; and to infill development.

Councilmember Abuzuaiter thanked staff for providing information; referenced previous items in which Council voted against staff recommendations; stated she would be voting in favor of the item; that Mr. Baker had worked with the community to amend the conditions; spoke to the points made in opposition; and confirmed staff would research the safety concerns.

**Moved by Councilmember Abuzuaiter, seconded by Councilmember Hightower, to adopt the ordinance as amended and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for the property located at 5100 Hilltop Road from R-3 (Residential Single-Family) to CD-RM-12 (Conditional District-Residential Multifamily) with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the**

**public interest for the following reasons: it is consistent with the Housing and Neighborhoods goal to meet the needs of present and future Greensboro citizens for a choice of decent, affordable housing in stable, livable neighborhoods that offer security, quality of life, and the necessary array of services and facilities; the request is consistent with the Reinvestment Infill goal to promote sound investment in Greensboro's urban areas; and the request does implement measures to protect neighborhoods from potential negative impacts. The motion carried on the following roll call vote:**

**Ayes,** 7 - Nancy Vaughan, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann and Justin Outling

**Nays,** 2 - Yvonne J. Johnson and Tony Wilkins

#### 16-119 AMENDING OFFICIAL ZONING MAP

5100 HILLTOP ROAD, WEST OF LAKESHORE DRIVE AND NORTH OF HILLTOP ROAD

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. The Official Zoning Map is hereby amended by original zoning from R-3 (Residential Single Family) to CD-RM-12 (Conditional District Residential Multifamily).

The area is described as follows:

Beginning at an existing iron pipe at the northeast corner of Lot 1 in Block C of Section No. 2 of Sedgefield Trails Subdivision, as recorded in Plat Book 40, Page 38, in the Guilford County Register of Deeds Office, said pipe being in the western right-of-way line of Lakeshore Drive; thence with said right-of-way line along a curve to the right having a radius of 1607.02 feet and a chord bearing and distance of S 9° 1' 20" W 138.04 feet to a point; thence continuing with said right-of-way line S 11° 23' 13" W 26.82 feet to its intersection with the new northern right-of-way line of Hilltop Road; thence with the new right-of-way line of Hilltop Road S 61° 34' 24" W 30.86 feet to a point; thence with said new right-of-way line along a curve to the left having a radius of 933.00 feet along the following three chord courses and distances: 1) N 69° 11' 45" W 30.4 feet to a point, 2) N 71° 46' 53" W 53.8 feet to a point, and 3) N 73° 36' 57" W 5.94 feet to a point, said point being on the western line of Lot 1; thence with the western line of said Lot 1 N 6° 22' 29" E 180.96 feet to the northwest corner of said Lot 1; thence with the northern line of said Lot 1 S 81° 56' 30" E 122.06 feet to the point and place of BEGINNING, being all of said Lot 1 save and except right-of-way transferred to City of Greensboro in Deed Book 5576, Page 797 and containing approximately 0.48 acres.

The above described lot is shown on the City of Greensboro Engineering Division map G-767D Sheet 4 of 8.

Section 2. That the zoning amendment from R-3 (Residential Single Family) to CD-RM-12 (Conditional District Residential Multifamily) is hereby authorized subject to the following use limitations and conditions:

1. Uses are limited to a maximum of 4 residential dwelling units.
2. Maximum building height is limited to two stories.

Section 3. This property will be perpetually bound to the uses authorized and subject to the development standards of the CD-RM-12 (Conditional District Residential Multifamily) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

Section 4. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 5. This ordinance shall be effective on November 15, 2016.

(Signed) Marikay Abuzuaiter

Mayor Vaughan declared a recess at 8:06 p.m. Council reconvened at 8:37 p.m. with all members in attendance.

Mayor Vaughan introduced items #31, #32, #33, and #34 together.

**31. [ID 16-0886](#) Ordinance Annexing Territory to the Corporate Limits for Property Located at 5698 West Gate City Boulevard - 15.3 Acres (including street right-of-way)**

Moved by Councilmember Hightower, seconded by Councilmember Abuzuaiter to close the public hearing. The motion carried by voice vote.

**Moved by Councilmember Wilkins, seconded by Mayor Pro-Tem Johnson, to adopt the ordinance. The motion carried on the following roll call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

16-120 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 5698 WEST GATE CITY BOULEVARD – 15.3 ACRES (including street right-of-way)

Section 1. Pursuant to G.S. 160A-31, the hereinafter described territory is hereby annexed to City of Greensboro:

Beginning at a point in the existing Greensboro corporate limits (as of July 31, 2016), said point being a monument in the southeast right-of-way line of Harnett Drive (N.C. S.R. #1625), a 40-foot right-of-way, at its northeastern terminus, said monument being in the southwest line of KSL Sedgefield Pilot, LLC, as recorded in Deed Book 6920, Page 1579; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with said right-of-way line, also being the northwest line of the property of The John and Lou Ann Mothershead Family Trust – Trust B, as recorded in Deed Book 7059, Page 317, S 42° 04' W 550 feet to the westernmost corner of said property; thence in a southwesterly direction, crossing Harnett Drive, approximately 40 feet to the intersection of the southwest right-of-way line of Harnett Drive and the southeast right-of-way line of W. Gate City Boulevard; thence in a southwesterly direction with said southeast right-of-way line approximately 850 feet to an iron pin and cap at the intersection of said southeast right-of-way line and the north right-of-way line of relocated High Point Road; thence with said right-of-way line of relocated High Point Road in a southeasterly direction approximately 50 feet to an iron pin and cap; thence in a southerly direction approximately 220 feet to a corner in the existing Greensboro city limits on the southeast right-of-way line of High Point Road; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS N 41° 12' 21" W approximately 100 feet to the easternmost corner of that property shown on City of Greensboro Annexation Drawing D-2408; thence continuing N 41° 12' 21" W 991.30 feet to the northernmost corner of that property shown on said Drawing D-2408; thence continuing in a northwesterly direction approximately 45 feet to a corner in the existing city limits at Atwater Drive, as shown on City of Greensboro Annexation Drawing D-2417; thence in a northeasterly direction approximately 1,200 feet to the northeast corner of the property shown on said Drawing D-2417; thence in an easterly direction approximately 130 feet to an existing iron pin in the centerline of the right-of-way of Norfolk Southern Railway in the north corner of the Tucker/Siegal property; thence with the northeast line of said property the following two (2) courses and distances: 1) S 45° 56' 35" E 99.98 feet to an existing iron pin in the southeast right-of-way line of Norfolk Southern Railway, and 2) S 45° 56' 51" E 12.24 feet to a new iron pin in the northwest right-of-way line of W. Gate City Boulevard; thence across said road S 45° 56' 51" E 200.43 feet to a new iron pin in the southeast right-of-way line of said road; thence across the northeast terminus of Harnett Drive S 45° 56' 51" E 27.35 feet to the POINT AND PLACE OF BEGINNING, containing approximately 15.3 acres.

All deeds referred to herein are recorded in the Guilford County Register of Deeds Office.

Section 2. The owners agree to pay to the City of Greensboro an acreage fee of five hundred eighty dollars (\$580.00) per acre for water service and five hundred eighty dollars (\$580.00) per acre for sewer service immediately prior to the time of annexation, provided that each of these utilities are available at the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall

receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owners shall be fully responsible for extending water and sewer service to the property at said owners' expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after November 30, 2016, the liability for municipal taxes for the 2016-2017 fiscal year shall be prorated on the basis of 7/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2017. Municipal ad valorem taxes for the 2017-2018 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective upon adoption.

(Signed) Tony Wilkins

**32. [ID 16-0876](#) Ordinance Establishing Original Zoning for Property Located at 5604 and a Portion of Property Located at 5698 West Gate City Boulevard**

**Moved by Councilmember Wilkins, seconded by Councilmember Abuzuaiter, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for the property located at 5604 and a portion of 5698 West Gate City Boulevard from County CU-GO-M (Conditional Use-General Office-Moderate) to City CD-C-H (Conditional District-Commercial-High) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Economic Development goal to promote a healthy, diversified economy; the request is consistent with the Reinvestment Infill goal to promote sound investment in Greensboro's urban areas; and the request does implement measures to protect neighborhoods from potential negative impacts. The motion carried on the following roll call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

**16-121 AMENDING OFFICIAL ZONING MAP**

**5604 and PORTION of 5698 WEST GATE CITY BOULEVARD; GENERALLY DESCRIBED AS NORTH OF WEST GATE CITY BOULEVARD AND SOUTH OF ATWATER DRIVE**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:**

Section 1. The Official Zoning Map is hereby amended by original zoning from County CU-GO-M (Conditional Use General Office Moderate), to City CD-C-H (Conditional District Commercial-High).

The area is described as follows:

"Beginning at a point in the existing Greensboro corporate limits (as of July 31, 2016), said point being the intersection of the southwest line of KSL Sedgfield Pilot, LLC, as recorded in Deed Book 6920, Page 1579, and the northwest right-of-way line of W. Gate City Boulevard; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with said right-of-way line the following seven courses and distances: 1) N 38° 56' 54" W 83.09 feet to a computed point, 2) with a curve to the left having a radius of 6,600 feet and a chord bearing and distance of S 40° 49' 24" W 431.91 feet to a concrete monument, 3) S 57° 05' 34" W 5.70 feet to a concrete monument, 4) with a

curve to the left having a radius of 1,210 feet and a chord bearing and distance of S 19° 50' 07" W 547.34 feet to a concrete monument, 5) S 02° 07' 57" W 160.52 feet to a computed point, 6) continuing S 02° 07' 57" W 134.56 feet to a computed point, and 7) S 01° 41' 02" W 140.43 feet to a point in the existing city limit line, said point being the intersection of the northwest right-of-way line of W. Gate City Boulevard and the northeast line of that property shown on City of Greensboro Annexation Drawing D-2408; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS with said northeast line N 41° 12' 21" W approximately 630 feet to a point in the centerline of the 200-foot Norfolk Southern Railway right-of-way; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with the northwest line of the Tucker/Siegal property along said centerline the following two courses and distances: 1) N 45° 49' 16" E 678.15 feet to a computed point, and 2) N 38° 53' 12" E 635.32 feet to the north corner of the Tucker/Siegal property, said point also being in the southwest line of KSL Sedgefield Pilot, LLC; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS with the southwest line of KSL Sedgefield Pilot, LLC the following two courses and distances: 1) S 45° 56' 35" E 99.98 feet to an existing iron pin in the southeast right-of-way line of said Railway, and S 45° 56' 51" E 12.24 feet to the POINT AND PLACE OF BEGINNING, containing approximately 6.87 acres.

All deeds referred to herein are recorded in the Guilford County Register of Deeds Office."

Section 2. That the zoning amendment from County CU-GO-M (Conditional Use General Office Moderate to City CD-C-H (Conditional District Commercial High) is hereby authorized subject to the following use limitations and conditions:

1. Uses limited to all uses permitted in the C-H district except animal shelters, cemeteries, all commercial parking, park and ride facilities, pawnshops and accessory uses and structures with a specific use of junked motor vehicles.

Section 3. This property will be perpetually bound to the uses authorized and subject to the development standards of the CD-C-H (Conditional District Commercial Medium) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

Section 4. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 5. This ordinance shall be effective on November 15, 2016.

(Signed) Tony Wilkins

**33. [ID 16-0877](#) Ordinance Establishing Original Zoning for a Portion of Railroad Right-of-Way Generally Described as South of Atwater Drive and West of West Gate City Boulevard**

**Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Hightower, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for a portion of railroad right-of-way generally described as south of Atwater Drive and west of Gate City Boulevard from County CU-GO-M (Conditional Use-General Office-Moderate) to City RM-12 (Residential Multifamily) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Community Facilities goal to provide community facilities, services and infrastructure in a cost-effective manner to meet citizens' needs, contribute to quality of life and support desired land use patterns; and the request is consistent with the Reinvestment/Infill Goal to promote sound investment in Greensboro's urban areas. The motion carried on the following roll call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

16-122 AMENDING OFFICIAL ZONING MAP

RAILROAD RIGHT OF WAY, GENERALLY DESCRIBED AS SOUTH OF ATWATER DRIVE AND WEST OF WEST GATE CITY BOULEVARD

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. The Official Zoning Map is hereby amended by original zoning from County CU-GO-M (Conditional Use General Office Medium) to City RM-12 (Residential Multifamily).

The area is described as follows:

"Beginning at a point in the existing Greensboro corporate limits (as of July 31, 2016), said point being the northernmost corner of that property shown on City of Greensboro Annexation Drawing D-2408; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS in a northwesterly direction approximately 45 feet to a corner in the existing city limits at Atwater Drive, as shown on City of Greensboro Annexation Drawing D-2417; thence in a northeasterly direction approximately 1,200 feet to the northeast corner of the property shown on said Drawing D-2417; thence in an easterly direction approximately 130 feet to an existing iron pin in the centerline of the right-of-way of Norfolk Southern Railway in the north corner of the Tucker/Siegal property, said point also being in the southwest line of KSL Sedgefield Pilot, LLC, as recorded in Deed Book 6920, Page 1579; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with the northwest line of the Tucker/Siegal property along the centerline of the 200-foot Norfolk Southern Railroad right-of-way the following two courses and distances: 1) S 38° 53' 12" W 635.32 feet to a computed point, and S 45° 49' 16" W 678.15 feet to the POINT AND PLACE OF BEGINNING, containing approximately 1.3 acres. All deeds referred to herein are recorded in the Guilford County Register of Deeds Office."

Section 2. This property will be perpetually bound to the uses authorized and subject to the development standards of the RM-12 (Residential Multifamily) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

Section 3. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 4. This ordinance shall be effective on November 15, 2016.

(Signed) Yvonne Johnson

- 34.** [ID 16-0878](#) Ordinance Establishing Original Zoning for a Portion of Property Located along the West Gate City Boulevard Right of Way Generally Described as West of Harnett Drive and North of Wayne Court

**Moved by Councilmember Wilkins, seconded by Councilmember Abuzuaiter, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for a portion of West Gate City Boulevard right-of-way generally described as west of Harnett Street and north of Wayne Court from County CU-GO-M (Conditional Use-General Office-Moderate) to City O (Office) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Community Facilities goal to provide community facilities, services and infrastructure in a cost-effective manner to meet citizens' needs, contribute to quality of life and support desired land use**

**patterns; and the request is consistent with the Reinvestment/Infill Goal to promote sound investment in Greensboro's urban areas. The motion carried on the following roll call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

#### 16-123 AMENDING OFFICIAL ZONING MAP

PORTION OF WEST GATE CITY BOULEVARD RIGHT OF WAY, GENERALLY DESCRIBED AS WEST OF HARNETT DRIVE AND NORTH OF WAYNE COURT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. The Official Zoning Map is hereby amended by original zoning from County CU-GO-M (Conditional Use General Office Moderate) to City O (Office).

The area is described as follows:

"Beginning at a point in the existing Greensboro corporate limits (as of July 31, 2016), said point being the intersection of the southwest line of KSL Sedgefield Pilot, LLC, as recorded in Deed Book 6920, Page 1579, and the northwest right-of-way line of W. Gate City Boulevard; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with said right-of-way line the following seven courses and distances: 1) N 38° 56' 54" W 83.09 feet to a computed point, 2) with a curve to the left having a radius of 6,600 feet and a chord bearing and distance of S 40° 49' 24" W 431.91 feet to a concrete monument, 3) S 57° 05' 34" W 5.70 feet to a concrete monument, 4) with a curve to the left having a radius of 1,210 feet and a chord bearing and distance of S 19° 50' 07" W 547.34 feet to a concrete monument, 5) S 02° 07' 57" W 160.52 feet to a computed point, 6) continuing S 02° 07' 57" W 134.56 feet to a computed point, and 7) S 01° 41' 02" W 140.43 feet to a point in the existing city limit line, said point being the intersection of the northwest right-of-way line of W. Gate City Boulevard and the northeast line of that property shown on City of Greensboro Annexation Drawing D-2408; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS with said northeast line S 41° 12' 21" E approximately 361 feet to the easternmost corner of said property; thence S 41° 12' 21" E approximately 100 feet to a corner in the existing Greensboro city limits in the southeast right-of-way line of High Point Road; THENCE DEPARTING FROM THE EXISTING CITY LIMITS in a northerly direction approximately 220 feet to an iron pin and cap in the north right-of-way line of relocated High Point Road; thence with said right-of-way line in a northwesterly direction approximately 50 feet to an iron pin and cap at the intersection of said right-of-way line and the southeast right-of-way line of W. Gate City Boulevard; thence in a northeasterly direction with the southeast right-of-way line of W. Gate City Boulevard approximately 850 feet to its intersection with the southwest right-of-way line of Harnett Drive; thence in a northeasterly direction, crossing Harnett Drive, approximately 40 feet to the westernmost corner of the property of The John and Lou Ann Mothershead Family Trust – Trust B, as recorded in Deed Book 7059, Page 317; thence with the northwest line of said property, also being the southeast right-of-way line of Harnett Drive, N 42° 04' E 550 feet to a monument in said right-of-way line; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS across the northeast terminus of Harnett Drive N 45° 56' 51" W 27.35 feet to a new iron pin in the southeast right-of-way line of W. Gate City Boulevard; thence across said road N 45° 56' 51" W 200.43 feet to the POINT AND PLACE OF BEGINNING, containing approximately 7.1 acres. All deeds referred to herein are recorded in the Guilford County Register of Deeds Office."

Section 2. This property will be perpetually bound to the uses authorized and subject to the development standards of the O (Office) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

Section 3. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 4. This ordinance shall be effective on November 15, 2016.

(Signed) Tony Wilkins

35. [ID 16-0891](#) Ordinance Amending the Future Land Use Map of the Greensboro Connections 2025 Future Land Use Plan

Mayor Vaughan introduce items #35 and #36 together; and stated there were no speakers to the items.

City Attorney Carruthers stated that the public hearing was closed by consensus.

**Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Wilkins, to adopt the ordinance. The motion carried on the following roll call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiteer, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

16-124 ORDINANCE AMENDING THE GREENSBORO CONNECTIONS 2025 COMPREHENSIVE PLAN

AN ORDINANCE AMENDING THE GROWTH STRATEGY MAP WITHIN THE GREENSBORO CONNECTIONS 2025 COMPREHENSIVE PLAN, INCORPORATED BY REFERENCE IN THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO ZONING, PLANNING AND DEVELOPMENT CHAPTER 30

WHEREAS, the City Council adopted the Greensboro Connections 2025 Comprehensive Plan on May 6, 2003 which contains a Generalized Future Land Use Map, and labeled Figure 4-2; and

WHEREAS, an amendment has been proposed as shown on the attached map to change the land use classifications for properties located at 200 West Cornwallis Drive.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO, NORTH CAROLINA, that the Generalized Future Land Use Map, Figure 4-2 is amended as follows:

Section 1. The Generalized Future Land Use Map, Figure 4-2 is hereby amended as shown on the attached map.

Section 2. All ordinances in conflict with the provisions of this ordinance are repealed to the extent of such conflict.

Section 3. This ordinance shall become effective upon adoption.

(Signed) Yvonne Johnson

36. [ID 16-0879](#) Ordinance Rezoning Property Located at 200 West Cornwallis Drive

Councilmember Hightower asked for additional clarification on the request.

Mr. Kirkman clarified the rezoning request was for the addition of town home units.

Discussion ensued regarding the infill development; and the designation request.

Mayor Vaughan requested the Greensboro Department of Transportation to contact the property association in regards to speed humps in the private development located at the intersection of West Cornwallis and Elm Street.

**Moved by Councilmember Hoffmann, seconded by Councilmember Wilkins, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for the property located at 200 West Cornwallis Drive from R-3 (Residential Single-Family) to CD-RM-8 (Conditional District-Residential Multifamily) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Housing and Neighborhoods goal to meet**

**the needs of present and future Greensboro citizens for a choice of decent, affordable housing, stable, livable neighborhoods; the request is consistent with the Reinvestment Infill goal to promote sound investment in Greensboro’s urban areas; and the request does implement measures to protect neighborhoods from potential negative impacts. The motion carried on the following roll call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

16-125 AMENDING OFFICIAL ZONING MAP

200 WEST CORNWALLIS DRIVE, GENERALLY DESCRIBED AS NORTH OF WEST CORNWALLIS DRIVE AND WEST OF NORTH ELM STREET.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. The Official Zoning Map is hereby amended by original zoning from R-3 (Residential Single Family) to CD-RM-8 (Conditional District Residential Multifamily).

The area is described as follows:

Beginning at an EIP in the northern right-of-way of Cornwallis Drive, said point being the southwest corner of Blakely at Irving Park as recorded in Plat Book 180 Page 27; thence with the northern right of way of Cornwallis Drive North 87 degrees 29 minutes 06 seconds West 100.10 feet to an EIP, said EIP being the southeast corner of Chiswick Park; thence with the eastern line of Chiswick Park North 02 degrees 35 minutes 56 seconds East 464.28 feet to an EIP in the southern line of William and Cynthia Mangum as recorded in Deed Book 7798 Page 2409, said EIP being the northeast corner of Chiswick Park; thence with the southern line of Mangum and McClement South 87 degrees 33 minutes 41 seconds East 99.98 feet to an EIP in the southern line of James and Jodie McClement as recorded in Deed book 5410 Page 898, said EIP being the northwest corner of Blakeney at Irving Park; thence with the western line of Blakeney at Irving Park South 02 degrees 35 minutes 00 seconds West 464.42 feet to the Point of Beginning.

Section 2. That the zoning amendment from R-3 (Residential Single Family) to CD-RM-8 (Conditional District Residential Multifamily) is hereby authorized subject to the following use limitations and conditions:

- 1. Uses limited to a maximum of 6 residential dwelling units.
- 2. No building shall be constructed within 50 feet of West Cornwallis Drive and within 75 feet of the northern property line of the subject property

Section 3. This property will be perpetually bound to the uses authorized and subject to the development standards of the CD-RM-8 (Conditional District Residential Multifamily) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

Section 4. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 5. This ordinance shall be effective on November 15, 2016.

(Signed) Nancy Hoffmann

**37. [ID 16-0887](#) Ordinance Annexing Territory to the Corporate Limits for Property Located at 1309 Guilford College Road - 4.5-Acres**

Mayor Vaughan introduced items #37 and #38 together; and spoke to handling the items differently.

Councilmember Wilkins voiced concerns with the items; with staff recommendations; spoke to visiting the property; watching the Zoning Commission meeting; clarified that the neighbors and the developer wanted R-3 zoning; spoke to conflict and friction with the item; and asked why staff did not make the process easier.

Ms. Schwartz spoke to the General Land Use Map; explained staff recommendations; spoke to an unusual situation; and outlined procedures needed to reach a compromise.

Mayor Vaughan stated the applicant would need to request Council to waive the notice requirements and the Planning Board review; referenced language in the legislative text; and spoke to the applicants offer for the condition.

Speakers in Favor of the Item:

Dr. William Ameen, 2310 Blue Ridge Drive provided a brief history to the item; requested to change the zoning to a R-3; spoke to environmental concerns; and appropriate future development. .

Moved by Mayor Pro- Tem Johnson, seconded by Councilmember Wilkins to accept the requested change to R-3, to waive the public notice requirements, and the Planning Board review. The motion carried by voice vote.

Speakers in Opposition of the Item:

Ralph Ward, 206 Amberwood Drive stated he had lived in his home for 43 years; was a retired building contractor; would not object to the construction of four houses; spoke to the need of City water and sewer; voiced concerns regarding sewer lines; and emphasized traffic concerns.

Ms. Schwartz confirmed the extension of sewer lines; and outlined development requirements and limitations.

Discussion ensued regarding limitations on future rezoning items; requirements for density development; and storm water drainage.

Tom Skaar, 403 Hassellwood Drive voiced concerns regarding errors in the evaluation; spoke to residential vegetation; referenced impact on creek beds; voiced concerns regarding connection to City sewer; and spoke to septic fields.

Ms. Schwartz clarified requirements regarding City sewer connections; Guilford County regulations; and confirmed restrictions for creek beds.

Discussion continued regarding the plan review process; pumping of sewage; drainage fields; septic tanks; and addressing concerns during the permit stages.

Richard Vogles, 301 Hassellwood Drive spoke in opposition of the item; voiced concerns regarding development of apartment buildings; spoke to the need for a pump station; City and County taxes; and voiced concerns for possible future development.

Mayor Vaughan explained modifications would have to be approved before Council.

Mr. Vogles referenced a neighborhood affidavit; spoke to entrances into the neighborhood; and to the addition of a stop light.

Councilmember Wilkins inquired about additional conditions.

Ms. Schwartz confirmed the item was a straight rezoning request; and clarified restrictions to add conditions.

City Attorney Carruthers spoke to low density development in the City; and to the item being a unique request.

Councilmember Outling asked for clarification on designation, which Ms. Schwartz confirmed.

Councilmember Wilkins highlighted the number of people that had signed up in opposition to the item that did not speak.

Five Minute Rebuttal in Favor of the Item:

Dr. Amen stated development of the land would be a couple of years out; addressed concerns expressed by the neighbors regarding future development; and spoke to the need for City water.

Five Minute Rebuttal in Opposition of the Item:

None.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Abuzuaiter to close the public hearing. The motion carried by voice vote.

Councilmember Wilkins stated he would be voting in favor of the the item.

**Moved by Councilmember Wilkins, seconded by Councilmember Abuzuaiter, to adopt the ordinance. The motion carried on the following roll call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

16-126 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT PROPERTY LOCATED AT 1309 GUILFORD COLLEGE ROAD – 4.5 ACRES)

Section 1. Pursuant to G.S. 160A-58.1, the hereinafter described territory is hereby annexed to City of Greensboro:

BEGINNING at a point on the existing Greensboro satellite city limits (as of July 31, 2016), said point being the southwest corner of Lot 2 of Property of Unitarian Universalist Church of Greensboro, as recorded at Plat Book 172, Page 127, said point also being in the new eastern right-of-way line of Guilford College Road; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS with the southern lines of Lots 2 and 1 of said plat S 87° 02' 09" E approximately 350 feet to the northwest corner of Lot 63 of Midway Forest, Section Two, as recorded at Plat Book 30, Page 22; thence continuing with the south line of said Lot 1 S 87° 02' 09" E 220.00 feet to the northeast corner of said Lot 63; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with the western right-of-way line of Hassell Drive, also being the eastern lines of Lots 63, 62, and 61 of said Section Two, along a curve to the right having a radius of 1,174.42 feet along the following three chord courses and distances: 1) S 03° 03' W 124.95 feet to the southeast corner of Lot 63, 2) S 09° 09' W 124.95 feet to the southeast corner of Lot 62, and 3) S 14° 36' W 98.42 feet to a point; thence continuing with said right-of-way line S 17° 04' W 19.90 feet to the southeast corner of Lot 61; thence with the north right-of-way line of Amberwood Drive along a curve to the left having a radius of 849.56 feet and a chord bearing and distance of N 82° 58' W 208.25 feet to the southeast corner of Lot 41 of Midway Forest, Section Two, as recorded at Plat Book 28, Page 28, thence in a westerly direction with said right-of-way line approximately 330 feet to a point in the new right-of-way line of Amberwood Drive; thence with said new right-of-way line N 02° 47' 30" E 4.5 feet to a point; thence continuing with said new right-of-way line N 87° 12' 30" W 13.1 feet to a point; thence with the new right-of-way line of Guilford College Road the following four courses and distances: 1) N 41° 46' 30" W 53.5 feet to a point; 2) N 10° 59' 30" E 137.6 feet to a point, 3) N 19° 57' 30" E 96.8 feet to a point, and 4) N 11° 15' 30" E 66.7 feet to the point and place of beginning, containing approximately 4.5 acres.

All deeds and plats referred to hereinabove are recorded in the Register of Deeds Office of Guilford County.

Section 2. The owners agree to pay to the City of Greensboro an acreage fee of five hundred eighty dollars (\$580.00) per acre for water service and five hundred eighty dollars (\$580.00) per acre for sewer service immediately prior to the time of annexation, provided that each of these utilities are available at the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall

receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owners shall be fully responsible for extending water and sewer service to the property at said owners' expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after November 30, 2016, the liability for municipal taxes for the 2016-2017 fiscal year shall be prorated on the basis of 7/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2017. Municipal ad valorem taxes for the 2017-2018 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective upon adoption.

(Signed) Tony Wilkins

**38. [ID 16-0880](#) Ordinance Establishing Original Zoning for Property Located at 1309 Guilford College Road, 103-107 Amberwood Drive, 196-198 Hassellwood Drive and 190-194 Hassellwood Drive**

City Attorney Carruthers stated item #38 would require two votes; that the first vote would be to amend the Comprehensive Plan to reflect low residential zoning; and that the second vote would be to adopt the item.

**Moved by Councilmember Wilkins, seconded by Councilmember Abuzuaiter to amend the Comprehensive Plan to reflect low residential zoning.**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

Councilmember Wilkins inquired about the timeline on annexation.

City Attorney Carruthers clarified it would be immediate following the vote.

**Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Wilkins, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment for the property located at 1309 Guilford College Road, 103-107 Amberwood Drive, 196-198 Hassellwood Drive & 190-194 Hassellwood Drive from County RS-40 (Residential Single-Family) to City R-3 (Residential Single-Family) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Housing and Neighborhood goal to meet the needs of present and future Greensboro citizens for a choice of decent, affordable housing in stable, livable neighborhoods; and the request is consistent with the Growth at the Fringe goal to promote sound and sustainable patterns of land use. The motion carried on the following roll call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

16-127 AMENDING OFFICIAL ZONING MAP AND

GREENSBORO CONNECTIONS 2025 COMPREHENSIVE PLAN

1309 GUILFORD COLLEGE ROAD, 103-107 AMBERWOOD DRIVE, 196-198 HASSELLWOOD DRIVE & 190-194 HASSELLWOOD DRIVE, GENERALLY DESCRIBED AS EAST OF GUILFORD COLLEGE ROAD AND SOUTH OF HILLTOP ROAD

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. The Official Zoning Map is hereby amended by original zoning from County RS-40 (Residential Single Family) to City R-3 (Residential Single Family).

The area is described as follows:

"BEGINNING at a point on the existing Greensboro satellite city limits (as of July 31, 2016), said point being the southwest corner of Lot 2 of Property of Unitarian Universalist Church of Greensboro, as recorded at Plat Book 172, Page 127, said point also being in the new eastern right-of-way line of Guilford College Road; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS with the southern lines of Lots 2 and 1 of said plat S 87° 02' 09" E approximately 350 feet to the northwest corner of Lot 63 of Midway Forest, Section Two, as recorded at Plat Book 30, Page 22; thence continuing with the south line of said Lot 1 S 87° 02' 09" E 220.00 feet to the northeast corner of said Lot 63; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with the western right-of-way line of Hassell Drive, also being the eastern lines of Lots 63, 62, and 61 of said Section Two, along a curve to the right having a radius of 1,174.42 feet along the following three chord courses and distances: 1) S 03° 03' W 124.95 feet to the southeast corner of Lot 63, 2) S 09° 09' W 124.95 feet to the southeast corner of Lot 62, and 3) S 14° 36' W 98.42 feet to a point; thence continuing with said right-of-way line S 17° 04' W 19.90 feet to the southeast corner of Lot 61; thence with the north right-of-way line of Amberwood Drive along a curve to the left having a radius of 849.56 feet and a chord bearing and distance of N 82° 58' W 208.25 feet to the southeast corner of Lot 41 of Midway Forest, Section Two, as recorded at Plat Book 28, Page 28, thence in a westerly direction with said right-of-way line approximately 330 feet to a point in the new right-of-way line of Amberwood Drive; thence with said new right-of-way line N 02° 47' 30" E 4.5 feet to a point; thence continuing with said new right-of-way line N 87° 12' 30" W 13.1 feet to a point; thence with the new right-of-way line of Guilford College Road the following four courses and distances: 1) N 41° 46' 30" W 53.5 feet to a point; 2) N 10° 59' 30" E 137.6 feet to a point, 3) N 19° 57' 30" E 96.8 feet to a point, and 4) N 11° 15' 30" E 66.7 feet to the point and place of beginning, containing approximately 4.5 acres. All deeds and plats referred to hereinabove are recorded in the Register of Deeds Office of Guilford County."

Section 2. This property will be perpetually bound to the uses authorized and subject to the development standards of the R-3 (Residential Single Family) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

Section 3. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 4. In addition to the rezoning action, City Council also waived the procedures for modifying the Comprehensive Plan under the provisions of Sec 30-4-3.8 of the Land Development Ordinance. Following this action the Generalized Future Land Use Map, Figure 4-2 of the Greensboro Connections 2025 Comprehensive Plan was amended for the similarly described property above from the Moderate Residential future land use classification to the Low Residential future land use classification.

Section 5. This ordinance shall be effective on November 15, 2016.

(Signed) Yvonne Johnson

39. [ID 16-0833](#) Resolution Ordering the Making of Certain Local Improvements - Sewer Line Improvement on Neville Road from an 8 Inch Line in Neville Road East Approximately 2,000 Lineal Feet to Cider Road.

Mayor Vaughan introduced the item; and stated there was one speaker signed up.

City Attorney Carruthers clarified he had met with the gentleman; and explained the connection process.

Discussion took place regarding sewer connections.

**Moved by Councilmember Hightower, seconded by Councilmember Abuzuaite, to adopt the resolution. The motion carried on the following roll call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaite, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

N-63 RESOLUTION ORDERING THE MAKING OF CERTAIN LOCAL IMPROVEMENTS

SEWER LINE IMPROVEMENT ON NEVILLE ROAD FROM AN 8 INCH LINE IN NEVILLE ROAD EAST APPROXIMATELY 2,000 LINEAL FEET TO CIDER ROAD.  
P05793A

WHEREAS, due notice has been given that on the 15th day of November, 2016 at 5:30 p.m. in the Council Chamber in the Municipal Office Building, a public hearing would be held on the improvements hereinafter described and that all objections to the legality of the making of the improvements are required by law to be made in writing, signed in person or by attorney, and filed with the City Clerk at or before the time of the public hearing;

WHEREAS, the public hearing has now been held and no objections have been made to the making of the improvements;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

A. That the Street or streets hereinabove set out is/are:

SEWER LINE IMPROVEMENT ON NEVILLE ROAD FROM AN 8 INCH LINE IN NEVILLE ROAD EAST APPROXIMATELY 2,000 LINEAL FEET TO CIDER ROAD.

B. That the local improvements to be made set out above are as follows:

(a) Sanitary Sewer Improvements. Sewer line improvement on Neville Road from an 8 inch line in Neville Road east approximately 2,000 lineal feet to Cider Road.

C. That the proportion of the cost of the improvements to be assessed against the abutting property and the terms of payment will be as provided in the Notice of Proposed Local Improvements which was served on the owners of the property to be assessed.

D. Assessments shall be held in abeyance until such time as the abutting property connects to the utility.

E. Terms of Payment. The assessments will be payable in ten equal annual installments, which installments will bear interest at the rate of six percent per annum from the date of confirmation of the assessment roll; provided, that any such assessment may be paid in full in cash without the addition of interest within thirty days from the date of publication of the notice of the confirmation of the assessment roll.

F. That this resolution be published one time in a newspaper published in the City of Greensboro as notice of the matters herein set out.

(Signed) Sharon Hightower

40. [ID 16-0834](#) Resolution Ordering the Making of Certain Local Improvements - Sewer Line Improvement on Cider Road from an 8 Inch Line at the Intersection of Neville Road and Cider Road Approximately 2,450 Lineal Feet along Cider Road to Sandy Ridge Road.

**Moved by Councilmember Hightower, seconded by Councilmember**

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**Abuzaiter, to adopt the resolution. The motion carried on the following roll call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

C-267 RESOLUTION ORDERING THE MAKING OF CERTAIN LOCAL IMPROVEMENTS

SEWER LINE IMPROVEMENT ON CIDER ROAD FROM AN 8 INCH LINE AT THE INTERSECTION OF NEVILLE ROAD AND CIDER ROAD APPROXIMATELY 2,450 LINEAL FEET ALONG CIDER ROAD TO SANDY RIDGE ROAD. P05793B

WHEREAS, due notice has been given that on the 15th day of November, 2016 at 5:30 p.m. in the Council Chamber in the Municipal Office Building, a public hearing would be held on the improvements hereinafter described and that all objections to the legality of the making of the improvements are required by law to be made in writing, signed in person or by attorney, and filed with the City Clerk at or before the time of the public hearing;

WHEREAS, the public hearing has now been held and no objections have been made to the making of the improvements;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

A. That the Street or streets hereinabove set out is/are:

SEWER LINE IMPROVEMENT ON CIDER ROAD FROM AN 8 INCH LINE AT THE INTERSECTION OF NEVILLE ROAD AND CIDER ROAD APPROXIMATELY 2,450 LINEAL FEET ALONG CIDER ROAD TO SANDY RIDGE ROAD.

B. That the local improvements to be made set out above are as follows:

(a) Sanitary Sewer Improvements. Sewer line improvement on Cider Road from an 8 inch line at the intersection of Neville Road and Cider Road approximately 2,450 lineal feet along Cider Road to Sandy Ridge Road.

C. That the proportion of the cost of the improvements to be assessed against the abutting property and the terms of payment will be as provided in the Notice of Proposed Local Improvements which was served on the owners of the property to be assessed.

D. Assessments shall be held in abeyance until such time as the abutting property connects to the utility.

E. Terms of Payment. The assessments will be payable in ten equal annual installments, which installments will bear interest at the rate of six percent per annum from the date of confirmation of the assessment roll; provided, that any such assessment may be paid in full in cash without the addition of interest within thirty days from the date of publication of the notice of the confirmation of the assessment roll.

F. That this resolution be published one time in a newspaper published in the City of Greensboro as notice of the matters herein set out.

(Signed Sharon Hightower

- 41. [ID 16-0835](#)** Resolution Ordering the Making of Certain Local Improvements - Sewer Line Improvement on Sandy Ridge Road from an 8 Inch Line at the Intersection of Cider Road and Sandy Ridge Road South Approximately 350 Lineal Feet to 3315 Sandy Ridge Road.

**Moved by Councilmember Hightower, seconded by Councilmember Abuzaiter, to adopt the resolution. The motion carried on the following roll**

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**call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

**S-230 RESOLUTION ORDERING THE MAKING OF CERTAIN LOCAL IMPROVEMENTS**

SEWER LINE IMPROVEMENT ON SANDY RIDGE ROAD FROM AN 8 INCH LINE AT THE INTERSECTION OF CIDER ROAD AND SANDY RIDGE ROAD SOUTH APPROXIMATELY 350 LINEAL FEET TO 3315 SANDY RIDGE ROAD.

P05793C

WHEREAS, due notice has been given that on the 15th day of November, 2016 at 5:30 p.m. in the Council Chamber in the Municipal Office Building, a public hearing would be held on the improvements hereinafter described and that all objections to the legality of the making of the improvements are required by law to be made in writing, signed in person or by attorney, and filed with the City Clerk at or before the time of the public hearing;

WHEREAS, the public hearing has now been held and no objections have been made to the making of the improvements;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

A. That the Street or streets hereinabove set out is/are:

SEWER LINE IMPROVEMENT ON SANDY RIDGE ROAD FROM AN 8 INCH LINE AT THE INTERSECTION OF CIDER ROAD AND SANDY RIDGE ROAD SOUTH APPROXIMATELY 350 LINEAL FEET TO 3315 SANDY RIDGE ROAD.

B. That the local improvements to be made set out above are as follows:

(a) Sanitary Sewer Improvements. Sewer line improvement on Sandy Ridge Road from an 8 inch line at the intersection of Cider Road and Sandy Ridge Road south approximately 350 lineal feet to 3315 Sandy Ridge Road.

C. That the proportion of the cost of the improvements to be assessed against the abutting property and the terms of payment will be as provided in the Notice of Proposed Local Improvements which was served on the owners of the property to be assessed.

D. Assessments shall be held in abeyance until such time as the abutting property connects to the utility.

E. Terms of Payment. The assessments will be payable in ten equal annual installments, which installments will bear interest at the rate of six percent per annum from the date of confirmation of the assessment roll; provided, that any such assessment may be paid in full in cash without the addition of interest within thirty days from the date of publication of the notice of the confirmation of the assessment roll.

F. That this resolution be published one time in a newspaper published in the City of Greensboro as notice of the matters herein set out.

(Signed) Sharon Hightower

**V. GENERAL BUSINESS AGENDA**

- 42.** [ID 16-0906](#) Ordinance Amending General Risk Retention Fund Budget in the amount of \$3,161,000

Mayor Pro-Tem Johnson requested clarification on the item.

City Attorney Carruthers spoke to funding for the Armstrong settlement; and explained the requirements of a

super majority vote.

Mayor Vaughan stated the City was self insured; and asked about the balance in the account.

Finance Director Rick Lusk stated there was approximately \$26 million remaining in the account.

**Moved by Councilmember Abuzuaiter, seconded by Councilmember Hightower, to adopt the ordinance. The motion carried on the following roll call vote:**

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann and Justin Outling

**Nays,** 1 - Tony Wilkins

16-128 ORDINANCE AMENDING FY 16-17 GENERAL RISK RETENTION FUND BUDGET

Section 1

BEITORDAINEDBYTHE CITY COUNCILOFTHE CITYOFGREENSBORO:

That the FY 16-17 General Risk Retention Fund Budget of the City of Greensboro is here by amended as follows:

Account	Description	Amount
685-1006-01.5780	Claims Payments	\$ 3,161,000

And, that the following revenue finance these appropriations:

Account	Description	Amount
685-0000-00.8900	Appropriated Fund Balance	\$ 3,161,000

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

**43. [ID 16-0910](#) Ordinance Amending the Debt Service Fund to Provide Appropriations to Record the Refinancing of General Obligation (GO) Bond Anticipation Notes Issued in 2014 and Refinancing of Certain 2006 and 2008A GO Bonds**

Councilmember Hightower inquired about the refinancing; recently approved bonds; and asked about combination of funds.

Councilmember Wilkins inquired about the savings from the refinancing; and asked if it were possible to implement the new bonds without increasing property taxes.

Mr. Lusk explained the use of the separate bonds; process for allocation of funds; clarified the recently approved bonds were separate from the current item; and outlined the process to eliminate increased property taxes.

Mayor Pro-Tem Johnson spoke to the history of bonds; and clarified that Council had been transparent regarding an increase to property taxes.

**Moved by Councilmember Hoffmann, seconded by Mayor Pro-Tem Johnson, to adopt the ordinance. The motion carried on the following roll call vote:**

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

16-129 ORDINANCE AMENDING FY 16-17 DEBT SERVICE FUND BUDGET

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the FY 16-17 Debt Service Fund Budget of the City of Greensboro is hereby amended as follows:

Account	Description	Amount
301-1004-01.5899	Payment to Escrow Agent	\$ 72,345,470
301-1004-01.5831	Bond Issuance Expense	520,565
Total		\$ 72,866,035

And, that the following revenue finance these appropriations:

Account	Description	Amount
301-1004-01.9004	Proceeds from Refunding Bonds	\$ 62,590,000
301-1004-01.9001	Premium on Bond Proceeds	10,276,035
Total		\$ 72,866,035

And, that this ordinance should become effective upon adoption.

(Signed) Nancy Hoffmann

Councilmember Barber left the meeting at 9:37 p.m.

**Matters to be discussed by the Mayor and Members of the Council**

Councilmember Fox stated he would be out of town for the December 6th meeting of Council; that an Economic Development Committee meeting had been set for December 13th at 4:30 p.m.; spoke to a focus on jobs and economic development strategies; referenced an update to Council in January 2017; voiced appreciation for proposed town hall meetings; requested the incorporation of discussions regarding gun violence with current meetings; spoke to possible legislation; to the State of the District for District 2; inquired about addressing the Comprehensive Plan at a Council retreat; voiced concerns and requested an update regarding racial equity; inquired about the development of an Equity Committee; of a racial equity plan; and spoke to bridging the gap between the police and the community.

Mayor Vaughan spoke to items that had been eliminated when Council reviewed Councilmember Barber's plan to save money; requested the item to be tabled until a future meeting; spoke to the County's role in racial equity talks; requested the inclusion of the Guilford County leadership with regard to a racial equity plan; and referenced appreciation by Guilford County Commissioner Ray Trapp for Greensboro's efforts on food security.

City Attorney Carruthers spoke to the Greensboro Thrive kickoff at New Zion Missionary Baptist Church tomorrow; the groups that had collaborated on the event; stated over fifty attorneys had been trained; and were ready to volunteer.

Mayor Pro-Tem Johnson referenced new business Second Chance Staffing; spoke to opportunities for people with criminal records; to the first Greensboro Veterans Day parade; commended the National Conference for Community and Justice (NCCJ) for an event; referenced attendance to the AME's Legacy Award; and stated the winner was 100 years old that was still giving of her talents.

Councilmember Outling placed David Sevier into the databank for a future appointment to the Human Relations Commission; stated Mr. Sevier was a recent graduate from the City Academy class; and placed Cathy Sevier into the databank for a future appointment to the Status of Women Committee.

Councilmember Wilkins referenced conversations with Mayor Vaughan regarding a committee to advocate Traders Joes to locate in Greensboro.

Moved by Councilmember Abuzuaiter, seconded by Mayor Pro-Tem Johnson to appoint Andrew Pinto to the Zoning Commission. The motion carried by voice vote.

Councilmember Abuzuaiter stated there were over 100 entries in the Veterans Day parade; spoke to the Renaissance Community Coop opening; food desserts; spoke to the dedication plaque and event for Lisa Coats Morgan in the Hunter Hills Community.

Councilmember Hightower placed Kim Alexander into the databank for a future appointment to the Parks and Recreation Commission; requested the inclusion of racial discussions at the proposed Town Hall meetings; an update on the disparity study; spoke to the need to focus on M/WBE; requested an update on community engagement activities; congratulated the Greensboro Swarm; and extended holiday wishes for Thanksgiving.

Mayor Vaughan spoke to booked events; referenced the ribbon cutting and the uses of the Fieldhouse; and extended Thanksgiving wishes.

**Matters to be presented by the City Manager**

There were no items for discussion by the City Manager.

**Matters to be presented by the City Attorney**

There were no items for discussion by the City Attorney.

**Adjournment**

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Abuzuaiter, to adjourn the meeting. The motion carried by voice vote.

THE CITY COUNCIL ADJOURNED AT 9:55 P.M.

ANGELA R. LORD  
DEPUTY CITY CLERK

NANCY VAUGHAN  
MAYOR