



# City of Greensboro

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

## Meeting Minutes - Draft City Council

Tuesday, May 20, 2014

5:30 PM

Council Chamber

This regular City Council meeting of the City of Greensboro was called to order at 5:00 PM on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present:

### Call to Order

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

Also present were Jim Westmoreland; City Manager, Thomas Carruthers, Interim City Attorney; and Dianalynn Schreiber, Deputy City Clerk.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Barber, to recess into closed session to preserve the attorney-client privilege between the City Attorney and Council, and consult with legal counsel concerning pending litigation in the matter of James Hinson verses the City of Greensboro, David Wray and Randall Brady, 10 CVS 9711, and to consider and give instructions concerning the settlement of this judicial action and another claim, pursuant to G.S. 143-318.11(a)(3). The motion carried by voice vote.

City Council recessed to closed session at 5:00 p.m.

City Council reconvened at 5:32 p.m. with all members in attendance except Councilmember Barber.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Fox, to return to open session. Motion carried by voice vote.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Matheny, to excuse Councilmember Barber for a portion of the meeting. Motion carried by voice vote.

### Moment of Silence

The meeting opened with a moment of silence.

### Pledge of Allegiance to the Flag

Councilmember Fox led the Pledge of Allegiance to the Flag.

### Recognition of Courier

City Manager Jim Westmoreland recognized Deborah Stephens of the Human Resources Department who served as Courier for the meeting.

### Council Procedure for Conduct of the Meeting

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

**ID 14-0292**

Resolution Awarding Service Contract to Veolia Transportation Services,

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Inc. for the Management and Operations of Transit Services Provided by  
the Greensboro Transit Authority

Mayor Vaughan asked for a motion to postpone Item #19/ID 14-0292 to the June 3rd meeting of Council.

**Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Johnson, to  
postpone Item #19/ID 14-0292 to the June 3rd meeting of Council. The motion  
carried by a voice vote.**

### **CEREMONIAL AND/OR PRESENTATION ITEMS**

There were no ceremonial and/or presentation items.

### **PUBLIC COMMENT**

Dr. James Keith, 303 South Mendenhall Street, spoke to the marketing and rebranding of College Hill Historic District; and thanked staff for their support.

Councilmember Wilkins departed the Chamber at 5:45 p.m.; and returned at 5:47 p.m.

Lonnie Cunningham, 1007 Ashe Street, thanked the Greensboro Transit Authority for not increasing fares; spoke to transit operations in other Piedmont cities; and inquired about covering deficits with public subsidies.

Larcena Johnson, 6400 Old Oak Ridge Road, spoke to the SCAT operations; and expressed support for keeping the Central Library's Coffee Shop open.

Celestine Simmons, 612 Martin Luther King Drive, expressed concerns and opposition to a development planned for a parcel across the street from her home.

Council discussed the zoning of the parcel being developed; spoke to the process through the Redevelopment Commission; noted that a public meeting had been conducted; and inquired about guidelines for development in the Martin Luther King Drive area.

Interim City Attorney Tom Carruthers spoke to the special use permitting process; indicated the item was going before the Zoning Commission at an upcoming meeting; stated that due process could not be circumvented; and urged Council's discretion.

City Manager Westmoreland requested staff reach out to Ms. Simmons regarding her concern.

### **CONSENT AGENDA**

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

Councilmember Wilkins requested that Item #9/14-0283 be removed for discussion.

**Moved by Councilmember Abuzuaiter, seconded by Mayor Pro-Tem Johnson, to  
approve the consent agenda as amended. Motion carried by voice vote.**

#### **ID 14-0235**                      Resolution to approve the Greensboro Alcoholic Beverage Control (ABC) Board's Travel

0108-14      RESOLUTION    APPROVING    THE    GREENSBORO    ALCOHOLIC    BEVERAGE    CONTROL    (ABC)  
BOARD'S TRAVEL POLICY

WHEREAS, on April 4, 2014, the Greensboro Alcoholic Beverage Control (ABC) Board formally adopted the travel policy of the City of Greensboro as its official travel policy, said policy presented herewith this day;

WHEREAS, in order to comply with North Carolina General Statute 18B-700 (g2) the local board shall annually provide the appointing authority's written confirmation of such approval to the Commission and a copy of the

travel policy authorized by the appointing authority.

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

That the travel policy of the City of Greensboro adopted by the Greensboro ABC Board on April 4, 2014 as its official travel policy presented herewith this day, is hereby approved.

(Signed) Marikay Abuzuaiter

**ID 14-0271** Resolution Authorizing the Conveyance of Property Located at 1020 Gregory Street

0131-14 RESOLUTION AUTHORIZING CONVEYANCE OF PROPERTY LOCATED AT 1020 GREGORY STREET

WHEREAS, the City of Greensboro owns residual property located at 1020 Gregory Street, Parcel 0005740, said property being shown on the attached map, for which the City has no governmental or other public need;

WHEREAS, the property has been appraised at a value of \$600 and the buyer has agreed to pay the appraised amount, which amount, in the opinion of the City Council is fair and reasonable;

WHEREAS, revenue proceeds from this conveyance will be credited into the Water Resource Revenue Account No. 505-0000-00.8616.

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

That pursuant to Section 4.124 of the City Charter, the sale of the above mentioned residual property in the amount of \$600 is hereby approved and the sale of land is hereby authorized; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Marikay Abuzuaiter

**ID 14-0274** Resolution Authorizing Sale of Easements on City Property at 3513 Camden Falls Circle

0132-14 RESOLUTION AUTHORIZING CONVEYANCE OF A PORTION OF PROPERTY LOCATED AT 3513 CAMDEN FALLS CIRCLE

WHEREAS, the City of Greensboro owns property located at 3513 Camden Falls Circle, Parcel 0082200, said property being shown on the attached map;

WHEREAS, Colonial Pipeline Company has submitted a request to purchase two permanent utility easements containing 14,177 square feet, and a temporary construction easement containing 26,392 square feet for the relocation of gas lines in connection with the construction of the Western Section of the Outer Loop ;

WHEREAS, the property has been appraised by McNairy and Associates, LLC at a value of \$9,000 and Colonial Pipeline Company has offered to purchase the easements for the amount of \$9,000 which amount, in the opinion of the City Council is fair and reasonable;

WHEREAS, revenue proceeds from this conveyance will be credited in the General Fund Account No. 101-0000-00.8616.

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

That the sale of the above mentioned easements in the amount of \$9,000 is hereby approved and the sale of land is hereby authorized; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Marikay Abuzuaiter

**ID 14-0281** Resolution Authorizing the Conveyance of Easements on City Property at  
3920 YY Cotswold Avenue

0133-14 RESOLUTION AUTHORIZING CONVEYANCE OF A PORTION OF PROPERTY LOCATED AT 3920 YY COTSWOLD AVENUE

WHEREAS, the City of Greensboro owns property located at 3920 YY Cotswold Avenue, Parcel 0081197, said property being shown on the attached map;

WHEREAS, Colonial Pipeline Company has submitted a request to purchase a permanent utility easement containing 23,695.42 square feet, and a temporary construction easement containing 32,021.94 square feet for the relocation of gas lines in connection with the construction of the Western Section of the Outer Loop ;

WHEREAS, the property has been appraised by McNairy and Associates, LLC at a value of \$12,000 and Colonial Pipeline Company has offered to purchase the easements for the amount of \$12,000 which amount, in the opinion of the City Council is fair and reasonable;

WHEREAS, revenue proceeds from this conveyance will be credited in the Water Resources Operating Fund Account No. 501-0000-00.8616.

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

That the sale of the above mentioned easements in the amount of \$12,000 is hereby approved and the sale of land is hereby authorized; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Marikay Abuzuaiter

**ID 14-0275** Resolution Approving the Appraisal and Authorizing the Acquisition of  
Property at 2110 High Point Road for the High Point Road Streetscape  
Project

0134-14 RESOLUTION APPROVING APPRAISAL AND AUTHORIZING PURCHASE OF PROPERTY OF VERTELLUS PERFORMANCE MATERIALS FOR THE HIGH POINT ROAD STREETSCAPE PROJECT

WHEREAS, in connection with the High Point Road streetscape project, a portion of the property owned by Vertellus Performance Materials, Parcel 0016600 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised by Foster Appraisals at a value of \$16,388, which appraisal, in the opinion of the City Council, is fair and reasonable;

WHEREAS, the owner has agreed to convey said property to the City at the appraised price and it is deemed in the best interest of the City to acquire said property.

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

That the appraisal of the above mentioned portion of property in the amount of \$16,388 is hereby approved, and the purchase of the property in accordance with the appraisal is hereby authorized, payment to be made from Account No. 471-4502-12.6012 A13106.

(Signed) Marikay Abuzuaiter

**ID 14-0298** Resolution Authorizing Sale of City Property to Oakley Capital, LLC

0135-14 RESOLUTION AUTHORIZING SALE OF CITY PROPERTY TO OAKLEY CAPITAL, LLC

WHEREAS, Oakley Capital, LLC is the developer of a renovation project located a 300 North Greene; and

WHEREAS, the City of Greensboro owns land at 229 North Greene; and

WHEREAS, this 2,520 square foot parcel is a remnant of road right of way left after the City re-routed Battleground Avenue away from the intersection of Greene and Bellemeade, and

WHEREAS, there is no public purpose for the City to retain this interest in land and the public interest of the City will best be served by the combination of this property with the adjacent property in order to promote a more orderly and coordinated system of development; and

WHEREAS, a competent and disinterested appraisal has found the value of this property to be \$3,500.00; and

WHEREAS, Oakley Capital, LLC has offered to acquire this land from the City for this amount.

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

Section 1. That the City of Greensboro does approve and authorize the sale of the parcel located 229 North Greene Street subject to the existing easements of record to Oakley Capital, LLC for the sum of \$3,500.

(Signed) Marikay Abuzuaiter

**ID 14-0280** Resolution Calling a Public Hearing for June 3, 2014 to Receive Public Comments on an Application for the 2014 Justice Assistance Grant (JAG) in the Amount of \$217,853.00

0136-14 RESOLUTION CALLING A PUBLIC HEARING FOR JUNE 3, 2014 TO RECEIVE PUBLIC COMMENTS ON AN APPLICATION FOR THE 2014 JUSTICE ASSISTANCE GRANT IN THE AMOUNT OF \$217,854

WHEREAS, in accordance with public safety funding federal regulation, 42 U.S.C. § 3751(a), the City of Greensboro wishes to apply for a formula based grant allocation through the Edward Byrne Memorial Justice Assistance Grant (JAG), CFDA#16.738; and

WHEREAS, the City is required to conduct a public hearing for the governing body to consider public input in a decision authorizing grant application and a Memorandum of Understanding between the City of Greensboro, City of High Point, and Guilford County that reflects agreement on the allocations; and

WHEREAS, the Greensboro Police Department, High Point Police Department and Guilford County Sheriff's Department will propose the following grant allocation based on the grant solicitation requirements and formula that allows Cities to receive a higher allocation than Counties, even when Counties have the greater financial obligation.

WHEREAS, the planned application amounts for each jurisdiction are:

- Guilford County: \$ 55,431.00
- City of Greensboro: \$116,639.00
- City of High Point: \$ 45,784.00

WHEREAS, the City of Greensboro's Police Department plans to serve as the lead/fiscal agent for the grant in FY 2014.

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

That the request to call a public hearing for June 3, 2014 at 5:30 p.m. to receive public comments on the proposed 2014 Justice Assistance Grant application in the total amount of \$217,854.00 to be divided between the Greensboro Police Department (\$116,638.40); Guilford County Sheriff's Department (\$55,431.40); and the High

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Point Police Department (\$45,783.20).

(Signed) Marikay Abuzuaiter

**ID 14-0305**                    Resolution Approving Designation of Applicants Agent for March 7th Severe Winter Storm

0137-14 RESOLUTION APPROVING DESIGNATION OF "APPLICANT'S AGENT" FOR MARCH 7TH SEVERE WINTER STORM

WHEREAS, the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Public Law 93-288, as amended) allows for federal assistance to state and local jurisdictions from major disasters;

WHEREAS, on March 7th, 2014 the City of Greensboro suffered a severe winter storm that included a major ice event;

WHEREAS, the emergency response measures for this event were costly due to power outages, trees down and human service needs for City citizens and the recovery process will be a major expense due to debris removal and storm related costs;

WHEREAS, the governor of North Carolina requested federal disaster aid from the President of the United States on March 25th, 2014;

WHEREAS, Federal Emergency Management Agency ("FEMA") damage assessment was requested to the North Carolina Emergency Management ("NCEM") and it was determined that the City of Greensboro would meet the FEMA threshold for public assistance;

WHEREAS, the public assistance grants program as defined by NCEM, provides grants to eligible state and local governments, said outline of the process is presented herewith this day;

WHEREAS, a required step in the FEMA reimbursement process related to Disaster #FEMA-4167-DR-NC is to name "Applicant's Agent" for the March 7th, 2014 Severe Winter Storm with Presidential Disaster Declaration;

WHEREAS, staff has requested that Chris Payne and Jim Robinson be designated as the "Applicant's Agent" for this matter.

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

That Chris Payne and Jim Robinson be designated as the "Applicant's Agent" for the March 7th, 2014 Severe Winter Storm with Presidential Disaster Declaration related to Disaster #FEMA-4167-DR-NC.

(Signed) Marikay Abuzuaiter

**ID 14-0284**                    Budget Adjustments Approved by Budget Officer 4/29/14 - 5/14/14

Motion to accept the report of budget adjustments of 4/29/2014 through 5/14/2014 was adopted.

**ID 14-0302**                    Motion to approve the minutes of the Regular Council meeting of April 15, 2014.

Motion to approve the minutes of the Regular meeting of April 15, 2014 was adopted.

**ID 14-0283**                    Budget Adjustments Requiring Council Approval 4/29/14 - 5/14/14

Councilmember Wilkins requested additional information on the budget adjustment report; and requested additional detail be provided by staff in regard to professional services.

City Manager Westmoreland was requested to compile a listing from July 1 to present of consultants, amounts

paid and descriptions of work.

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

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

## **PUBLIC HEARING AGENDA**

**ID 14-0288** Resolution Authorizing the Filing and/or Execution, as Appropriate, of Federal Transit Administration (FTA) and North Carolina Department of Transportation (NCDOT) Grant Agreements, Grant Applications, Annual or Biennial Applications, Annual Budgets, and Other Such Documents, as Appropriate, Pursuant to Relevant Sections of the Moving Ahead for Progress in the 21st Century Act (MAP-21), as Amended - GTA Program of Project - Federal Fiscal Year (FFY) 2014-2015

City Manager Westmoreland deferred to Bruce Adams of Greensboro Transit Authority who made a PowerPoint presentation on program goals, grant funds, annual program list of projects and itemized costs.

Council discussed selling obsolete buses; inquired about hybrid versus diesel buses; fuel savings and emission reductions; and spoke to a hypothetical increase of fare with potential revenues.

Councilmember Barber entered the meeting at 6:24 p.m.

Moved by Councilmember Matheny, seconded by Councilmember Fox, to welcome Councilmember Barber to the meeting. Motion carried by voice vote.

Transportation Director Adam Fischer responded regarding maintenance costs; replacement of parts; long term life of hybrids versus diesel models; availability of shelters; paratransit equipment; and cost of ridership; federal program regulations; and deficit operations.

Moved by Councilmember Fox, seconded by Mayor Pro-Tem Johnson, to close the public hearing. Motion carried by voice vote.

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

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

0138-14 RESOLUTION AUTHORIZING THE FILING AND/OR EXECUTION, AS APPROPRIATE, OF FEDERAL TRANSIT ADMINISTRATION (FTA) AND NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (NCDOT) GRANT AGREEMENTS, GRANT APPLICATIONS, ANNUAL OR BIENNIAL APPLICATIONS, ANNUAL BUDGETS, AND OTHER SUCH DOCUMENTS, AS APPROPRIATE, PURSUANT TO RELEVANT SECTIONS OF THE FEDERAL TRANSIT ADMINISTRATION MOVING AHEAD FOR PROGRESS IN THE 21ST CENTURY ACT (MAP-21), AS AMENDED

WHEREAS, the City of Greensboro and the North Carolina Department of Transportation will apply and receive grants from the U.S. Department of Transportation as authorized by Chapter 53 of Title 49, U.S.C. (Sections 5307 Urbanized Area Formula Grant, Section 5303 Planning Assistance and Section 5339 Bus and Bus Facility of the MAP-21, as amended to provide operating, capital and planning projects; and

WHEREAS, the Federal Transit Administration under the MAP-21, provides Federal funds to support public transportation services;

WHEREAS, the City of Greensboro and the North Carolina Department of Transportation will apply and receive

grants from the U.S. Department of Transportation as authorized by the Federal Transit Administration ;

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies to support planning, operating and capital assistance projects and provision of public transportation services; and

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation as the agency responsible for administering funds received through the Federal Transit Act of 1991 legislation; and

WHEREAS, the contracts for financial assistance will impose certain obligations upon the City of Greensboro, including the provision of the local project costs; and

WHEREAS, it is required by the U.S. Department of Transportation and the North Carolina Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the MAP-21, as amended, the City of Greensboro, as applicant, gives assurance that it will comply with Title IV of the Civil Rights Act of 1964 and other pertinent directives and the U.S. Department of Transportation and the North Carolina Department of Transportation requirements thereunder ; and

WHEREAS, it is the goal of the City of Greensboro, as an applicant, that Disadvantaged Business Enterprises (DBEs) be utilized to the fullest extent possible in connection with the project, and that definitive procedures shall be established and administered by the City of Greensboro as applicant to ensure that DBEs shall have the maximum feasible opportunity to compete for contracts and purchase orders when procuring construction contracts, supplies, equipment contracts, or consultant or other services; and

WHEREAS, the City of Greensboro hereby assures and certifies that it will comply with the Federal Statutes, regulations, executive orders, the Section 5333(b) Labor Protection requirements, and all administrative requirements which relate to the applications made to and grants received from the Federal Transit Administration; and

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

1. That the City of Greensboro is authorized to file and execute FTA and NCDOT Grant Agreements, Annual or Biennial Applications, Annual Budgets, and other such documents, as appropriate, on behalf of the City of Greensboro with the North Carolina Department of Transportation, to aid in the financing of public transportation services as described therein.
2. That the City of Greensboro is authorized to furnish such additional information as the Federal Transit Administration and the North Carolina Department of Transportation require in connection with such FTA and NCDOT Grant Agreements, Annual and Biennial Applications, Annual Budgets, and other such documents, as appropriate.
3. That the City of Greensboro is authorized to set forth and execute Disadvantaged Business Enterprise (DBE) policies and procedures in connection with all procurement needs associated with such FTA and NCDOT Grant Agreements, Annual and Biennial Applications, Annual Budgets, and other such documents, as appropriate.
4. That the City of Greensboro is authorized to execute grant agreements on behalf of the City of Greensboro with the Federal Transit Administration and the North Carolina Department of Transportation to aid in the financing and effectuating of the purposes of such FTA and NCDOT Grant Agreements, Annual and Biennial Applications, Annual Budgets, and other such documents, as appropriate.

(Signed) Jamal Fox

(A copy of the PowerPoint presentation is filed in Exhibit Drawer W, Exhibit #11, which is hereby referred to and made a part of these minutes.)

**ID 14-0255**

Ordinance Amending the Land Development Ordinance with Respect to  
Wireless Telecommunication Facilities (Tower Height / Setback)

Mayor Vaughan stated there was a speaker to the item.

Brian Pearce, 701 Green Valley Road, spoke in support of the item; and noted he had provided input to Planning staff on the ordinance.

Motion by Mayor Pro-Tem Yvonne Johnson, seconded by Councilmember Jamal T. Fox, to close the public hearing. Motion carried by voice vote.

Council discussed the tower on Battleground Avenue that was impeding one of the City's gateways; and spoke to the maintenance of the parcel.

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

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

14-057 AMENDING CHAPTER 30 (LDO) AN ORDINANCE AMENDING THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO ZONING, PLANNING AND DEVELOPMENT

(Editor's Note: Added text shown with underlines and deleted text shown with strikethroughs)

Section 1. That Subsections b), c) and d) of Section 30-8-10.2(K)2), Dimensions, is hereby amended to read as follows:

b) Setback of Other WTFs

- i) At a minimum, WTFs (that are not attached and concealed WTFs) and all related appurtenances including any other structures on the site must meet the minimum district setback requirements.
- ii) WTFs (that are not attached and concealed WTFs) must be set back from any residentially zoned property by at least 100 feet.
- iii) All supporting cables and anchors must be contained within the site.
- i) At a minimum, Wireless Telecommunication Towers (that are not attached concealed WTFs) must be setback a distance equal to the height of the tower from all property lines.
- ii) Wireless Telecommunication Towers (that are not attached concealed WTFs) must be setback from a property line abutting residentially zoned property a distance equal to the height of the tower or 100 feet, whichever is greater; and be setback from a building containing a residential use a distance equal to two-times (2X) the height of the tower.
- iii) All related WTF appurtenances including any other structures on the site and the limits of the associated compound must meet the minimum district setback requirements.
- iv) All supporting cables and anchors must be contained within the site.

c) Height of Other WTFs

In all residential, TN, O, MU-L, and C-N districts the maximum WTF (other than attached concealed WTFs) height is 80 feet. In the O district a WTF may exceed the district height limit with approval of a Special Use Permit (see Sec. 30-4-10).

In all residential, O, PUD, TN, mixed use districts, and commercial districts that are within 1,500 feet of a residential use the maximum Wireless Telecommunication Tower (other than attached concealed WTFs) height permitted is 100 feet. The maximum permitted height may be increased to 150 feet with approval of a Special Use Permit (see Sec. 30-4-10).

d) Minimum Lot Size

A lot of at least one acre two acres is required for a WTF that is not an attached concealed WTF in all residential, TN, O, and CN districts. In all other districts, the minimum lot size requirement applies.

Section 2. That Subsection 4) Section 30-8-10.2(K), Wireless Telecommunication Facilities (WTF's), is hereby amended to read as follows:

4) Aesthetics

New WTFs in residential, O office, PUD, and mixed use districts (including AO, UMU and NS), and new WTFs in

commercial districts that are within 1,500 feet of a residential use, must be made unobtrusive in accordance with the following.

a) Concealment

To the maximum extent possible, antennas and poles must be camouflaged in an effort to conceal them from public view. Concealment may be in the form of building antennas into lighting fixtures, blending antennas into hidden rooftop mounts, or locating antennas inside wall-mounted signs. Examples include flagpoles; steeples; monopoles and/or lattice towers disguised as clock and/or bell towers, trees, signs, public art and/or other camouflaged structures available to the industry.

b) Placement

In order to fulfill the requirements of subsection 4, Aesthetics, WTFs may be required to be located on top of or behind the principal building unless a different location is approved by the Technical Review Committee.

c) Roof-mounted antennas extending less than 5 feet above the principal building must be painted to match the color of the façade of the principal building. Roof-mounted antennas extending 5 feet or more above the principal building must be located behind a façade or parapet wall that blends with the principal building.

d) Equipment Building or Shelter

A pitched roof is required for any such building or shelter that extends more than one foot above the height of fencing required by subsection 5)c), below.

e) Application Information

In addition to any other application requirements, the applicant must submit photographs of a similar WTF and use photo imagery to superimpose the WTF onto the existing site for review and approval by the Technical Review Committee. Design review insures that the WTF bears a reasonable relationship to the proportions and scale of existing buildings, structures, and trees. Once the site plan and photographs or photo renderings of the facility are approved, the WTF must be constructed in compliance with the approved application. If not so constructed, the Planning and Community Development Director shall order that the facility be altered to achieve compliance with the approved application. If the applicant fails to achieve compliance within 60 days, the Planning and Community Development Director shall issue a Notice of Violation directing that the WTF be removed within 60 days of the date of notification.

Section 3. That Subsection 6) Section 30-8-10.2(K), Wireless Telecommunication Facilities (WTF's), is hereby amended to read as follows:

6) Access

Access to the compound must be from the interior of the site and not from a separate driveway connection to a public or private street. For all facilities within or adjacent to residentially zoned or residentially occupied property, the gated drive to the compound must be located to minimize the effect on adjoining property and the gate may not face any lot line that is within 100 feet of the gate. Access may be constructed with gravel or other comparable all-weather surface.

Section 4. All ordinances in conflict with the provisions of this ordinance are repealed to the extent of such conflict.

Section 5. This ordinance shall become effective upon date of adoption.

(Signed) Yvonne J. Johnson

## **GENERAL BUSINESS AGENDA**

### **ID 14-0277                      Resolution Directing the Filing with the City Clerk of the Budget Estimate for the Fiscal Year 2014-2015**

City Manager Westmoreland presented the Recommended Budget for Fiscal Year 2014-15; made a PowerPoint presentation; spoke to the highlights that included reductions and enhancements; and indicated the tax rate would remain flat for the eighth year.

Council discussed library, fire station and recreation center staffing; replacement of body armour; water rate increases; the National Folk Festival; and the upcoming budget meeting calendar.

Mayor Pro-Tem Johnson expressed appreciation for the City Manager's efforts in maintaining city services and abiding by Council's direction.

Councilmember Matheny stated that the proposed budget was not set in stone; that constituents could communicate with Council about the proposed items; and that individuals were encouraged to attend the public hearing.

**Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Johnson, to adopt the resolution. The motion was adopted on the following roll call vote:**

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

0139-14 RESOLUTION DIRECTING THE FILING WITH THE CITY CLERK OF THE BUDGET ESTIMATE FOR THE FISCAL YEAR 2014-2015

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

Section 1. The budget estimate of the City of Greensboro for the fiscal year beginning July 1, 2014 which was this day submitted to the City Council, is hereby ordered filed with the City Clerk where it shall remain for public inspection for at least ten days from this date.

Section 2. A copy of said budget estimate shall be made available to all news media in the County .

Section 3. This resolution shall be published in at least one newspaper published in the city and shall serve as notice that the budget estimate has been presented to the City Council, that a copy of same is on file for public inspection in the office of the City Clerk, and as notice of the time and place of the public hearing as set out below.

Section 4. A public hearing shall be held in the City Council Chamber at 5:30 p.m. on June 3, 2014, at which time the City Council will hear from any persons who may wish to be heard on the budget.

(Signed) Sharon Hightower

(A copy of the PowerPoint presentation is filed in Exhibit Drawer W, Exhibit #11, which is hereby referred to and made a part of these minutes.)

**ID 14-0301** Resolution Approving a Settlement in the Amount of \$1,248,555 for the Piedmont Triad Regional Water Authority Hydropower Lawsuit

Councilmember Barber recognized former Councilmember Tom Phillips in the audience .

Mayor Vaughan introduced Items #15 and 16 concurrently; and stated there were no speakers to the items.

Interim City Attorney Tom Carruthers spoke to a point of order whereby the resolution would be addressed prior to the budget ordinance.

Stormwater Manager Kenney McDowell addressed the items; stated that Mr. Phillips was an appointed member of the Piedmont Triad Regional Water Authority; spoke to the legal action that involved compensation to parties for the lack of water flowing down stream; stated that the City was entitled to 25.5 mgd of the 48 mgd supplied by the reservoir; and stated the board of the Water Authority was deemed the governing body and had decided to settle.

Council called Mr. Tom Phillips, member of the Piedmont Triad Regional Water Authority, to the podium.

Council inquired if the decision to settle was fair; questioned the number of years that the lawsuit had transpired ; spoke to the political aspect of the decision; inquired if Senator Kay Hagan was involved in the lawsuit; questioned the budgetary impact of the settlement; thanked Mr. Phillips for his service; noted that research identified two

companies were formed after the 1987 inception of the reservoir implementation; commented that an open ended lawsuit would leave the taxpayers vulnerable; noted that the City had saved revenue by making the investment in its water infrastructure; reiterated that the settlement was being made to stop future claims by the plaintiffs; indicated that it was important for residents to realize that the project ensured the water supply in the region; and noted that to vote against interlocal governmental agreement with the Water Authority would open the City to suit by the Authority.

Mr. Phillips stated the decision was reasonable and in the best interest of taxpayers; stated that a settlement was decided upon to prevent future claims; that the Water Authority had voted 8:1 in favor of a settlement; and spoke to the remediation process.

Interim City Attorney spoke to the involvement of Chip Hagan; commented that the plaintiffs had filed a lawsuit against the Water Authority as the case was decided in the Court of Appeals; spoke to damages to the plaintiffs; stated the settlement revenues would be sourced from a reserve fund account; and stated actions to end case was legally supportable.

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

**Ayes,** 7 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann and Zack Matheny

**Nays,** 2 - Marikay Abuzuaiter and Tony Wilkins

0140-14 RESOLUTION APPROVING SETTLEMENT OF \$1,248,555 FOR THE PIEDMONT TRIAD WATER AUTHORITY HYDROPOWER LAWSUIT

WHEREAS, the Board of the Piedmont Triad Regional Water Authority voted to approve a mediated settlement agreement entered into in the long running case between the Authority and seven downstream hydroelectric facilities operating on the Deep River;

WHEREAS, the Authority chose to enter into the mediated settlement agreement to end the controversy and litigation over riparian rights in the flow of Deep River that dates back to the granting of certificates by the State of North Carolina to build the Randleman Reservoir;

WHEREAS, the settlement in the amount of \$2, 350,000 includes all fees, costs and disposes of future claims for additional losses from water used within the parameters of the Authority's permits for expansions of the water treatment plant up to 48 Million Gallons Per Day, said agreement presented herewith this day;

WHEREAS, the City of Greensboro owes 53.13 percent of the total due to its ownership interest in the water rights of the facility which equates to \$1,248,555;

WHEREAS, said funds have been budgeted as part of the Water Resources Capital Reserve funds .

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

That it hereby approves the settlement in the amount of \$1,248,555 for the Piedmont Triad Regional Water Authority Hydropower lawsuit in accordance with the settlement agreement presented herewith this day.

(Signed) Yvonne J. Johnson

**ID 14-0276** Ordinance in the Amount of \$1,248,555 Amending the Water Resources Capital Improvement Fund Budget for the Piedmont Triad Regional Water Authority Hydropower Lawsuit Settlement

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

**Ayes,** 7 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann and Zack Matheny

**Nays,** 2 - Marikay Abuzuaiter and Tony Wilkins

14-057 ORDINANCE AMENDING THE WATER RESOURCES CAPITAL IMPROVEMENT FUND BUDGET FOR THE PIEDMONT TRIAD REGIONAL WATER AUTHORITY (PTRWA) HYDROPOWER LAWSUIT SETTLEMENT

BE IT ORDAINED BY THE CITY COUNCIL OF GREENSBORO:

Section 1

That the Water Resources Capital Reserve Fund Budget of the City of Greensboro is hereby amended as follows :

That the appropriation for Water & Sewer Capital Reserve Budget be increased as follows:

Account	Description	Amount
502-7001-01.6503	Transfer to Water Resources Capital Improvement Fund	\$1,248,555
Total		\$1,248,555

And that this increase be financed by increasing Water & Sewer Capital Reserve Budget account:

Account	Description	Amount
502-0000-00.8900	Appropriated Fund Balance	\$1,248,555
Total		\$1,248,555

Section 2

That the Water Resources Capital Improvement Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for PTRWA Settlement Budget be established as follows :

Account	Description	Amount
503-7023-08.5943		\$1,248,555
Total		\$1,248,555

And that this increase be financed by increasing PTRWA Settlement Budget account :

Account	Description	Amount
503-0000-00.9502	Transfer from Water Resources Capital Reserve Fund	\$1,248,555
Total		\$1,248,555

Section 3

And, that this ordinance should become effective upon adoption .

(Signed) Nancy Hoffmann

Mayor Vaughan declared a recess at 7:33 p.m.; the meeting reconvened at 8:02 p.m. with all members in attendance.

**ID 14-0300** Resolution Amending the City of Greensboro Policy for Water and Sewer Services "Outside the Corporate Limits"

Assistant City Manager David Parrish made a PowerPoint presentation; outlined the background and detailed the modifications of the water and sewer extension policy; presented maps of growth tiers; stated that extensions were offered outside of the city limits based on public health, economic development and properties adjacent to

existing utility lines; and outlined the revision in the economic development definition and the public health hazard allowance.

Mayor Vaughan stated there were speakers to the item.

Tom Ammeter, 3901 Coltswood Drive, Forest Oaks, provided background information regarding water and sewer; spoke to development in the Woody Mill Road vicinity south of Greensboro's city-limits; referenced the area as a small area plan; and addressed land use.

Dan Rogers, 4802 Archwood Drive, addressed development in Southeast Greensboro region in Guilford County; presented maps; identified land uses; stated the area consisted of commercial purposes; and stated one parcel would be divided in half with separate annexation rules at the three-mile boundary.

Council discussed the annexation of the area; expressed a desire to protect the municipal utility; and spoke in support of annexation.

Assistant City Manager Parrish confirmed that the City implemented a voluntary annexation policy; stated water and sewer lines were already run to the area along Liberty Road, south of the city limits.

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

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

0141-14 RESOLUTION AMENDING THE CITY OF GREENSBORO POLICY FOR WATER AND SEWER SERVICES "OUTSIDE THE CORPORATE LIMITS"

WHEREAS, the City of Greensboro Policy for Water and Sewer Services "Outside the Corporate Limits" was adopted by the Greensboro City Council on April 3, 2012;

WHEREAS, the Department of Water Resources provides water and sewer services to the citizens of Greensboro for good public health in an urban environment;

WHEREAS, as urban development occurs, municipal services are necessary to maintain quality of life;

WHEREAS, to adequately and efficiently provide water and sewer services it is the City's primary intent to extend water and sewer services only to those areas that can be immediately annexed, with limited exceptions;

WHEREAS, the amendment clarifies several issues that have been raised since the adoption of the policy, said amendment presented herewith this day;

WHEREAS, the proposed changes are as follows:

1. Annexation of Growth Tiers 1, 2 and 3 when possible.
2. Economic Development Project – revised to include small plan with unifying regulations.
3. Connection due to Public Health Hazard, Outside WSSA – allowed along existing utility lines.

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

That the City of Greensboro Policy for Water and Sewer Services "Outside the Corporate Limits" presented herewith this day is hereby amended.

(Signed) Mike Barber

(A copy of the PowerPoint presentation is filed in Exhibit Drawer W, Exhibit #11, which is hereby referred to and made a part of these minutes.)

### Legislative Agenda

Interim City Manager Carruthers presented the items included on the addendum; spoke in opposition to the eight-percent property tax increase legislation that involved an increase in revenues rather than an increase in property tax; explained that the legislation was piggy-backed in the fracking bill; and stated the bill put an arbitrary cap to prevent any government from having its property taxes revenues raised over eight-percent in one year.

Councilmember Wilkins inquired if the taxation portion was still part of the fracking bill.

Moved by Councilmember Matheny if the Interim City Attorney could confirm that the legislation was removed from the fracking bill, that Council would direct a respectful request to consider the item separately and express concern over limiting what the City could do with its revenues.

Mayor Vaughan requested that the items be voted on separately .

Moved by Councilmember Barber, seconded by Councilmember Matheny, made a motion to respectfully request the Legislature to take up any fracking issues separate and apart from any taxation issues in regard to municipalities.

Councilmember Fox spoke to going to the Legislature with regional governmental representatives to lobby.

Councilmember Matheny stated the state Senate was being proactive; that the topic needed to be removed from the bill being considered; and spoke to the timeline of bills being ratified in the General Assembly .

Mayor Vaughan requested the two items be added to the original Legislative Agenda; stated the bill pertained to limiting local government revenues and represented overreach by the General Assembly; and reiterated that Council should not limit itself in the case of a strong economic recovery.

City Manager Westmoreland reinforced Council's proactive consideration of bills in the General Assembly that could potentially impact the City.

Council discussed the timeline of the short session; reiterated the desire to allow local municipalities to govern themselves; and indicated that piggybacks were detrimental to local taxpayers and took responsibility away from local governments.

Councilmember Barber restated his motion to respectfully request of the NC Legislature to take up any matters regarding fracking and municipal tax levies and collection in separate bills; seconded by Councilmember Matheny.

Councilmember Wilkins inquired if the motion replaced addendum number one.

Mayor Vaughan reiterated the need that Council state their opposition to the property tax revenue portion of the bill.

Councilmember Barber called for the media to create an awareness amongst the electorate; that urban areas were more moderate voting, in rural areas, more conservative voting; that there was an evolving general dislike of municipalities from our Legislators; that the irony of the ideology at the federal government was to give states more power with a focus on reducing the size of federal government; that the same ideology was currently opposite in North Carolina; that the current ideology should be to leave cities and towns alone, let them govern and reduce the size of state government; and emphasized that the conflict of ideology was frustrating and detrimental to municipalities.

Councilmember Fox inquired about the figure of impact that the cap would have on Greensboro; and spoke to lobbying at the General Assembly.

City Manager Westmoreland responded that staff had looked at the limit of the cap but did not have the figures at the moment; provided an update regarding the cap; and stated the property tax cap item had been removed from the fracking bill and sent back to committee.

Councilmember Barber withdrew his motion.

Mayor Vaughan stated that Items #1 and 2 could be discussed together; that a message should be sent to the study committee; itemized revisions to be the following: stated the energy modernization act reference be dropped, property tax revenues, put a period there, removed 'advanced' as part of the energy modernization act, and leave the rest of it the way it was; and stated she made that in a form of a motion. Councilmember Hightower seconded the motion.

## **Resolution to adopt an addendum to the 2014 City of Greensboro Legislative Agenda**

142-14 RESOLUTION TO ADOPT AN ADDENDUM TO THE 2014 CITY OF GREENSBORO LEGISLATIVE AGENDA

WHEREAS, the Greensboro City Council discussed the Adopted the 2014 City of Greensboro Legislative Agenda on May 7, 2014;

WHEREAS, this Agenda will provide guidance to our local delegation and inform them of the concerns of the City of Greensboro;

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

That the attached Addendum to the 2014 City of Greensboro Legislative Agenda is hereby adopted.

(Signed) Nancy Vaughan

**Moved by Mayor Vaughan, seconded by Councilmember Hightower, to adopt the resolution as Item #1 opposing the property tax cap legislation of the Legislation Agenda Addendum. The motion carried on the following roll call vote:**

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzaiter, Mike Barber, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann and Zack Matheny

**Nays,** 1 - Tony Wilkins

**Moved by Councilmember Hoffmann, seconded by Councilmember Abuzaiter, to adopt Item #2 opposing the elimination of tree protection ordinances of the Legislative Agenda Addendum. The motion carried on the following roll call vote:**

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

### **ID 14-0297 Ordinance in the Amount of \$2,500,000 Amending FY 13/14 Risk Retention Fund to Provide Sufficient Appropriations for Year End**

Finance Director Rick Lusk presented the item; stated the risk retention fund budget adjustment was needed to provide for sufficient appropriations of \$2.5M to cover potential claims and legal defense expenses; stated the \$2.5 million came out of the insurance fund; stated fund amounts were based on actuarial calculations; stated that revenues were going into and expenses required pay-outs; stated the budgetted set-aside was \$2 million per year; confirmed the fund would cover Councilmembers and staff if sued along with property damage and bodily injury claims; and stated the City was self-insured.

Council inquired about the demand on the risk retention fund; the rationale about appropriating funds as needed; if the funds had been designated for specific claims; and expressed concerns about finding financial resources that could be allocated unexpectedly for liability purposes.

Mayor Vaughan questioned appropriating the level of funds as needed; inquired about a just-in time amendment; and observed the City had not had a significant pay-out.

Councilmember Matheny addressed the issue of staff finding millions in reserve funds in tight budget times .

Councilmember Hightower inquired as to the type of claims that were covered by the fund.

Interim City Attorney Carruthers spoke to other municipalities regarding insurance claims; and that reserves could be exhausted.

Councilmember Hoffmann addressed the risk involved, and stated that actuarial determinations should be considered prior to raiding an insurance fund.

Councilmember Abuzuaiter inquired about the coverage and types of liabilities .

City Manager Westmoreland confirmed the average amount recommended by actuaries in municipal insurance fund balances; and confirmed that staff conducted a review of the fund approximately every two years .

Councilmember Wilkins inquired about the source of the \$2 million and inquired if the amount had been allocated in the upcoming budget.

City Manager Westmoreland confirmed the \$2.5 million was coming from fund balance; and was requested to provide copies of reports over the past ten years regarding the budget range in the Risk Retention Fund.

**Moved by Councilmember Fox, seconded by Councilmember Barber, to table the ordinance until the June 3, 2014 meeting of Council. The motion carried on the following roll call vote:**

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Mike Barber, Jamal T. Fox, Nancy Hoffmann, Zack Matheny and Tony Wilkins

**Nays,** 1 - Sharon M. Hightower

## **SUPPLEMENTAL AGENDA**

None.

### **Boards and Commissions Appointments**

Motion by Councilmember Hoffmann, seconded by Mayor Pro-Tem Johnson, to appoint Wanda Smith to the Commission on the Status of Women. Motion carried by voice vote.

Councilmember Hightower expressed concerns regarding the board and commission appointment and selection process, structure and term lengths; and recommended that appointment term lengths correlate with the terms of the appointing councilmembers; and requested assistance with the matter.

Mayor Vaughan confirmed that the topic needed to be reviewed; spoke in support of terms aligning appointments with Councilmembers' terms; stated that previously, at-large Councilmembers had been able to make appointments; emphasized that all Councilmembers should be allowed to appoint representatives to the boards and commissions; and recommended that individuals should only be appointed to one board or commission.

Mayor Pro-Tem Johnson reiterated the importance of inclusion; that all districts needed to be represented on every board and commission; and requested adherence to the unexcused absentee policy.

Councilmember Wilkins recommended that Council correct the imbalance on particular boards and commissions with a vote.

Councilmember Barber requested staff research extending Council terms to four years with representatives on boards and commissions for two years; and to research best practices.

City Manager Westmoreland was requested to bring back a plan to revise boards and commissions with possible revisions of term length to two years; and and look at revising Council terms to four years.

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

Councilmember Fox extended thoughts to Dr. Roy Moore Sr.'s family on his passing.

Mayor Pro-Tem Johnson extended condolences to Julius Fulmore's family; and stated she had represented the Mayor and extended greetings to the Elks Club State Meeting and the Buffalo Soldiers Annual Buffet .

Councilmember Matheny extended birthday greetings to staff members Turlington, Westmoreland and Carruthers; acknowledged that the ACC Baseball championship was currently underway at the Greensboro Grasshopper Stadium; announced the Greensboro Convention and Visitor's Bureau had relocated to the Coliseum and the ribbon-cutting was Thursday; noted the Greensboro Aquatic Center was awarded the United States Junior Olympic Championship and spoke to its economic impact; announced Sesame Street Live and Vince Gill at the Coliseum; and spoke to the Greenway Ribbon Cutting at Smith Street.

Councilmember Wilkins expressed appreciation for information provided by staff from the Guilford County Commissioners regarding the sales tax distribution; and stated the system was currently unfair.

City Manager Westmoreland stated that the Commissioners had no interest in changing the formula; the timeframe for considering the change was coming to a close this year; and stated that Council could direct staff or devise a resolution for such.

Councilmember Barber stated that if Council made the change, it would benefit the City but that the County could lose 1.9% of theirs; and continued that the City could make the ask.

Councilmember Wilkins requested that the SC2 grant be discussed at the upcoming work session; and thanked all the participants who walked through Adams Farm at the District 5 walk.

Councilmember Abuzuaiter addressed the neighborhood walks and budget meetings; highlighted the ribbon cuttings at the Greenway, the Shops at Westwood, and requested that Council think about the employees being downsided in the recession.

Councilmember Hightower announced the first business district walk on Randleman Road on May 21 from 2-5 p.m.; and invited staff, Council and the public to attend; stated she had enjoyed the ribbon cuttings; noted the upcoming East Greensboro Study Committee meeting on May 22; and spoke to her work with staff for the Greensboro Teen Summit on May 31 from 3-6 p.m. at the Greensboro Cultural Center.

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

City Manager Westmoreland provided a recognition of thanks to Council, staff and NCDOT members who were involved in the Greensboro Metropolitan Planning area; that the North Carolina Department of Transportation had provided its draft transportation improvement report for the City on state funding to complete the Greensboro Urban Loop; and stated the completion was imperative from an economic development perspective in East Greensboro.

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

Interim City Attorney Carruthers announced the hiring of Assistant City Attorney Terri Jones; and addressed shortages.

**ADJOURNMENT**

Moved by Councilmember Jamal T. Fox, seconded by Mayor Pro-Tem Yvonne J. Johnson, to adjourn the meeting. The motion carried by voice vote.

THE CITY COUNCIL ADJOURNED AT 8:57 P.M.

DIANALYNN SCHREIBER

NANCY VAUGHAN  
MAYOR

DEPUTY CITY CLERK