



# City of Greensboro

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

## Meeting Minutes - Draft City Council

Tuesday, May 15, 2018

5:30 PM

Council Chamber

### Call to Order

This City Council meeting of the City of Greensboro was called to order at 5:40 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 Marikay Abuzuaiter, Councilmember Sharon M. Hightower, Councilmember Nancy Hoffmann, Councilmember Michelle Kennedy, Councilmember Justin Outling, Councilmember Tammi Thurm and Councilmember Goldie F. Wells

Also present were Interim City Manager David Parrish, City Attorney Tom Carruthers, and Deputy City Clerk Angela R. Lord.

Mayor Vaughan confirmed Councilmember Kennedy was participating in the meeting via telephone.

### Moment of Silence

The meeting opened with a moment of silence.

### Pledge of Allegiance to the Flag

Mayor Vaughan recognized Sharon Hightower to lead the Pledge of Allegiance to the Flag.

### Recognition of Courier

Interim City Manager David Parrish recognized Kiran Purswani of the Information Technology Department who served as Courier for the meeting.

### Council Procedure for Conduct of the Meeting

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

Mayor Pro-Tem Johnson asked for an update on the Roy Carroll and February One parking decks; and requested staff provide an update on a recent fire.

City Attorney Carruthers provided a history of the settlement item; referenced a December resolution; reviewed the terms with N Club and Greater Greensboro, LLC; explained the condemnation process; reviewed the design phase; spoke to a project delay; private and public partnerships; clarified the timeline for the final design and pricing; and stated staff would update Council.

50. [ID 18-0283](#) Motion to Reconsider Ordinance to Amend Chapter 13 of the Greensboro Code of Ordinances With Respect to Licenses, Taxation, Business Permits and Miscellaneous Business Regulations and Chapter 20 of the Greensboro Code of Ordinances With Respect to Peddlers, Solicitors, Etc.

Taking the prerogative of the Chair, Mayor Vaughan moved item #50 up on the agenda; and stated Council had been requested to reconsider the item adopted on April 24th.

Councilmember Outling referenced previous requests to reconsider items; spoke to substantive decisions; to the original vote; problematic consequences; staff recommendations; and voiced he would not support a motion to reconsider the item.

Councilmember Hightower explained the reasons for the request; voiced concerns with Local Preference policies; spoke to rights of elected officials; and to discrimination of the homeless community.

Councilmember Hoffmann voiced concerns with the lack of a solicitation ordinance; spoke to safety issues; challenges faced by the Police Department; and stated she would vote no to reconsider the item.

Councilmember Kennedy spoke to constitutional rights; separate but equal policy; and voiced she would vote in favor of request.

Councilmember Hightower inquired about legal options if not allowed to reconsider.

Councilmember Abuzuaiter spoke to respect of colleagues; and to communications with both the homeless and business communities.

City Attorney Carruthers explained the ordinance would remain effective if Council did not vote to reconsider; options going forward; and clarified it would be appropriate to hear from the community since the item was on the agenda.

Mayor Pro-Tem Johnson called the question.

**Moved by Councilmember Kennedy, seconded by Councilmember Wells, to reconsider the panhandling ordinance adopted at the April 24th meeting of Council. The motion carried on the following roll call vote:**

**Ayes,** 7 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Michelle Kennedy, Tammi Thurm and Goldie F. Wells

**Nays,** 2 - Nancy Hoffmann and Justin Outling

Hester Petty, 3402 Canterbury Street voiced opposition to the ordinance; concerns with business permit requirements; and spoke to free speech.

Mayor Vaughan requested staff provide an update on street performers.

Melba Tatum Lipscomb, 407 East Washington Street representing the Homeless Union spoke to a repeal; to aggressive solicitation; referenced organizations that solicited; and spoke to looking beyond the homeless community.

Richard Vaught, 300 East Washington Street spoke to taking classes; a potential job offer; to unconstitutional laws; and to solutions for positive results.

Eddie Brewer, 407 East Washington Street spoke to working with the Interactive Resource Center; and invited Council to walk downtown with the homeless.

Kristen Brunelli, 211 South Mendenhall Street spoke to the work of the Catholic Workers organization; referenced poverty and mental illness; and voiced concerns with the ordinance.

Lindsay Ceasar, 2332 Hiawatha Drive requested a repeal of the ordinance; spoke to poverty; targeting panhandling; last years budget; the need for social services; for alternatives; and referenced a handout provided to Council.

Tyler Beall, 601 Friendway Road voiced concerns with the treatment of others; and spoke to the role of Council.

Susan Farr, 2918 Liberty Road voiced opposition to the ordinance; referenced vague laws; the constructive

alternatives provided to Council; and possible liability to the City.

Marcia Foutch, 416 A McAdoo Avenue voiced opposition to the ordinance; spoke to people being uncomfortable with persons that are homeless; to feeling safe; and to an unconstitutional law.

Joseph Lopez, 907 Englewood Street representing More Light Presbyterian spoke to work with the Lesbian, Gay, Bisexual, and Transgener (LGBTQ) community; and requested a poverty commission to be established.

Marcus Hyde, 211 South Mendenhall provided images of the Homeless Union of Greensboro; referenced the handout provided to Council; a letter from the American Civil Liberties Union (ACLU); spoke to unconstitutional laws; the solicitation of business owners to attend tonight's meeting; low wages; and to finding solutions.

Councilmember Hoffmann asked Mr. Hyde if he had formerly lived in Denver to which he responded in the affirmative.

Andy Zimmerman, 3412 Old Onslow Road spoke to being a part of the solution; voiced concerns with Downtown panhandling; spoke to the struggle of business owners; competition with Friendly Shopping Center; the need to educate the public; to aiding the homeless; and to the need for innovative programs.

Dawn Chaney, 2002 West Market Street commended the City on recent development; spoke to assisting those that were hungry and homeless; voiced concern with addictions and mental illness; and expressed the need for housing, education and jobs.

Nick Wilson, 4001 Walker Avenue voiced concerns with aggressive behaviors; and spoke to finding a balance.

Amy Murphy, 1220 Lakewood Drive stated she had advocated for the homeless for five years; voiced concerns with addictions; safety and health concerns; and read an email from Dan Kunitz.

Jody Murphis, 1 Magnolia Court commended Mr. Zimmerman on his comments; spoke to donations to non-profits; safety in Downtown; to the investment of his business; and stated the ordinance needed to stand.

Jake Nyo, 215 South Elm spoke to financial investments made by business owners; voiced concerns with panhandlers approaching customers; and the need for a safe environment.

Vaughan Ramsey, 201 North Elm spoke to Downtown experiences; aggressive panhandling and assault laws; the need to educate the homeless community on approachability when panhandling; and requested Council think about the homeowners as well.

Zack Matheny, Elm Street spoke to the tax base; referenced the Downtown Greensboro Inc. grant; voiced agreement with the establishment of a Poverty Council; and spoke to helping people.

Phillip Marsh voiced concern about representation of the East Greensboro community; with uneven laws; and spoke to the need for boundaries.

Robert Corriher, 1103 Lexington Avenue spoke to First Amendment rights; voiced concern with business owners; for poor people; and opposition to the ordinance.

Sidney Branch voiced agreement with concerns regarding aggressive panhandling; and referenced problems in Seattle and New York.

Councilmember Hightower made a motion to table the ordinance; commended Mr. Zimmerman for his suggested solutions; spoke to the need for additional dialogue; to discrimination; and voiced the need to have public meetings.

Discussion took place regarding clarification of the status of the ordinance; the requirements and timeframe of a second vote; addictions and mental illness; the need for innovation; public safety; policy and procedures; the

framework of the City; Counsel recommendations; a Poverty Think Tank; the need for affordable housing and jobs; finding a solution; Homeless Union meetings; other municipality ordinances; arrest statistics; the need for continued dialogue; and economic development in Downtown.

City Attorney Carruthers confirmed the ordinance adopted at the April 24th meeting of Council was no longer valid due to the motion to reconsider.

Police Chief Wayne Scott stated the department had responded to approximately 719 solicitation calls resulting in approximately 30 charges; voiced concern with a gap in the law; and spoke to regulating behaviors.

**Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Johnson, to table the item. The motion failed on the following roll call vote:**

**Ayes,** 4 - Yvonne J. Johnson, Sharon M. Hightower, Michelle Kennedy and Goldie F. Wells

**Nays,** 5 - Nancy Vaughan, Marikay Abuzuaiter, Nancy Hoffmann, Justin Outling and Tammi Thurm

Discussion continued regarding open dialogue; requirements for a SECOND READING and Council action; the language of the ordinance; confirmation that the ordinance applied to everyone; and the need to address behaviors.

City Attorney Carruthers spoke to the retainment of outside Counsel; and to working with the ACLU.

**Moved by Councilmember Outling, seconded by Councilmember Abuzuaiter to adopt the ordinance for Agenda Item #50 as proposed by the Police Department and City Staff as contained within the agenda that was provided to the public in advance of the meeting. The ordinance was received on the FIRST READING with the following roll call vote:**

**Ayes,** 5 - Nancy Vaughan, Marikay Abuzuaiter, Nancy Hoffmann, Justin Outling and Tammi Thurm

**Nays,** 4 - Yvonne J. Johnson, Sharon M. Hightower, Michelle Kennedy and Goldie F. Wells

ORDINANCE TO AMEND CHAPTER 13 OF THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO LICENSES, TAXATION, BUSINESS PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS AND CHAPTER 20 OF THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO PEDDLERS, SOLICITORS, ETC.

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

Section 1. Chapter 13 is hereby amended as follows:

Chapter 13 - LICENSES, TAXATION, BUSINESS PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS

ARTICLE V. - BUSINESS PERMIT

DIVISION 1. - GENERALLY

Sec. 13-181. - Application of article.

The business permit issued under this article shall apply to persons operating or carrying on the businesses of massage, commercial soliciting, panhandling, street performing, peddling, itinerant merchants, and mobile food vending which are physically located within the Greensboro city limits.

Sec. 13-202. – Commercial Solicitors.

Section 2. Chapter 20 is hereby repealed in its entirety and re-enacted as follows:

## Chapter 20 - PEDDLERS, SOLICITORS, Panhandlers, Itinerant Merchants, ETC.

## ARTICLE I. - IN GENERAL

## Sec. 20-1. Regulations of Solicitation in Public Places

## (a) Intent and Purpose.

It is the intent of Council in enacting this Ordinance to recognize free speech rights for all citizens while at the same time protecting the coexistent rights for all citizens to enjoy safe and convenient travel in public spaces free from intimidating conduct, threats, and harassment that stem from certain types of abusive solicitation, or that may give rise to interference with other's activities if they occur in particular settings and contexts.

The purpose is to regulate certain conduct to preserve the public order, to protect the citizens of the City of Greensboro and to ensure the safe and uninterrupted passage of both pedestrian and vehicular traffic, without unconstitutionally impinging upon protected speech, expression, or conduct.

## (b) Definitions.

(1) For the purpose of this section, solicit means actions that are conducted in the public place in the furtherance of the purpose of collecting money or contributions for the use of one's self or others. As used in this ordinance, the word, "solicit" and its forms shall include the following acts:

(a) Panhandling, begging, charitable or political soliciting means actions that are conducted in the furtherance of the purpose of collecting contributions for the use of one's self or others;

(b) Peddling means transporting goods from place to place and selling or exposing the goods for sale, or without traveling from place to place, selling or offering for sale any goods from any vehicle or device; provided, that any separation of the acts of sale and delivery for the purpose of evading the provisions of this article, the acts shall be defined as peddling.

(c) Commercial Soliciting means traveling from place to place taking or offering to take orders for the sale of goods for future delivery or for personal services to be performed in the future, regardless of whether samples are displayed or money is collected in advance, and using or occupying any building or premises for the sole purpose of taking or offering to take orders for the sale of goods for future delivery or for personal services to be performed in the future, regardless of whether samples are displayed or money is collected in advance.

(d) Itinerant Merchancing means engaging in a temporary business of selling and delivering goods and using or occupying any premises; provided that no person shall be relieved from complying with the provisions of this article merely by conducting a transient business in association with any permanently established merchant.

(e) Street Performing means audible or visual entertainment including but not limited to reciting or singing, acting, dancing, miming, pantomiming, playing a musical instrument or performing a theatrical or literary work.

(f) Mobile Food Vending means preparing or serving food or beverages for sale to the general public from a mobile piece of equipment or vehicle.

(2) For purposes of this section, public place shall be defined as a place where a governmental entity has title, and/or to which the public or a substantial group of persons has access, including, but not limited to, any street, highway, parking lot, plaza, restaurant, theater, transportation facility, vendor location, school, place of amusement, park, or playground.

(c) It shall be unlawful to solicit aggressively in public places in any of the following manner:

- (1) Approaching or speaking to someone in such a manner or voice including but not limited to using profane or abusive language as would cause a reasonable person to fear imminent bodily harm or the commission of a criminal act upon his or her person, or upon property in his or her immediate possession, or otherwise be intimidated into giving money or other thing of value;
- (2) Intentionally touching or causing physical contact with another person without that person's consent in the course of soliciting;
- (3) Intentionally blocking or interfering with the safe or free passage of a pedestrian or vehicle by any means, including unreasonably causing a pedestrian or vehicle operator to take evasive action to avoid physical contact;
- (4) Using violent or threatening gestures toward a person solicited;
- (5) Soliciting from anyone who is waiting in line for entry to a building or for another purpose without the permission of the owner or landlord or their designee;
- (6) By forcing one-self upon the company of another by continuing to solicit in close proximity to the person addressed or following that person after the person to whom the request is directed has made a negative response; or blocking the passage of the person addressed; or otherwise engaging in conduct which could reasonably be construed as intended to compel or force a person to accede to demands;
- (7) By soliciting within twenty (20) feet of an automated teller machine which is defined as a device, linked to a financial institution's account records, which is able to carry out transactions, including but not limited to cash withdrawals, account transfers, deposits, balance inquires, and mortgage payments.

(d) Violations.

Any violation of this article shall be a misdemeanor and may be enforced by any one (1) or more of the remedies authorized by the provisions of G.S. § 14-4 or G.S. § 160A-175.

(e) Severability

If any portion of this section is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect the validity of the remaining portions hereof.

State Law reference— Regulation of begging, G.S. § 160A-179.

Section 3. That all sections not amended herein shall remain in full force and effect.

Section 4. That this ordinance shall become effective upon adoption.

THIS WAS THE FIRST READING OF THE ABOVE ORDINANCE. THE ORDINANCE WILL NOT BECOME EFFECTIVE UNTIL THE SECOND READING TAKES PLACE AND THERE IS A SECOND VOTE OF COUNCIL.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Hightower to go into closed session to preserve the attorney-client privilege, to consult with the City Attorney and the attorney retained by the City and to give instructions to legal counsel concerning pending litigation in the matter of David Wray vs. City of Greensboro, et al pursuant to N.C.G.S. 143-318.11 (a)(3). The motion carried by voice vote.

Moved by Councilmember Wells, seconded by Mayor Pro-Tem Johnson to excuse Councilmember Kennedy from the meeting. The motion carried by voice vote. Councilmember Kennedy left the meeting at 8:09 p.m.

Council recessed to closed session at 8:09 p.m.

Moved by Councilmember Thurm, seconded by Councilmember Abuzaiter to return to open session. The motion carried by voice vote.

Council reconvened into open session at 8:51 p.m. with all members in attendance except Councilmember Kennedy.

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

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

Councilmember Hightower requested item #22 to be placed and discussed at a future City Council meeting.

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

1. [ID 18-0234](#) Resolution Approving a Contract in the Amount of \$150,000 with Hazen and Sawyer, PC for the Services to Update Water Resources Department Electrical Safety Program

090-18 RESOLUTION AUTHORIZING A CONTRACT IN THE AMOUNT OF \$150,000 WITH HAZEN AND SAWYER, P.C. FOR THE SERVICES TO UPDATE THE WATER RESOURCES DEPARTMENT ELECTRICAL SAFETY PROGRAM

WHEREAS, the Occupational Safety and Health Administration (OSHA) requires employers to provide a safe work environment for all employees to include the identification and labeling of hazardous electrical equipment;

WHEREAS, OSHA also requires employers to perform periodic assessments / studies to ensure all systems comply with the most recent National Fire Protection Agency (NFPA) 70E electrical standard;

WHEREAS, this contract provides for: (1) electrical arc flash study procedures and requirements, (2) establishes / updates electrical safety related design standards, (3) establishes / updates electrical safety standard operating procedures, and (4) department-wide arc flash studies and labeling in accordance with NFPA standards;

WHEREAS, Hazen and Sawyer, P.C. is proposed to complete the program update and electrical arc flash evaluation in the amount of \$150,000 due to their demonstrated capabilities and qualifications.

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 Hazen and Sawyer, P.C. for services to update the Water Resources Department electrical safety program subject to the terms outlined above. 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, providing equal disbursement be made in the amount of \$50,000 from account number 501-7023-01.5413, 501-7056-01.5413, and 501-7071-01.5413 for a total contract amount of \$150,000.

(Signed) Goldie Wells

2. [ID 18-0261](#) Resolution Authorizing Execution of Contract with Invoice Cloud for the Estimated Amount of \$725,000 for Third-party Utility Payment Services

091-18 RESOLUTION AUTHORIZING EXECUTION OF CONTRACT WITH INVOICE CLOUD FOR THE ESTIMATED AMOUNT OF \$725,000 FOR THIRD-PARTY UTILITY PAYMENT SERVICES

WHEREAS, the Water Resources Department seeks to implement a new third-party gateway to accept online and phone payments for water bills in a securely hosted real-time environment;

WHEREAS, Invoice Cloud will allow customers to locate, view and print bills and payment records online as well as allow for a more user-friendly application to sign up for paperless billing;

WHEREAS, Invoice Cloud interfaces with other systems that the City currently uses providing for a more seamless implementation process;

WHEREAS, proposals were received from three (3) vendors whose qualifications were reviewed by an evaluation team and it was determined that Invoice Cloud submitted the best proposal to provide third-party payment gateway services at an estimated total cost of \$725,000.00 for a five-year period;

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 Invoice Cloud for third-party payment gateway services. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute a five-year contract with Invoice Cloud for the estimated total amount of \$725,000.00 from Account No. 501-7011-01.5417.

(Signed) Goldie Wells

3. [ID 18-0267](#) Resolution Authorizing Contract in the Estimated Amount of \$339,539 with Triad Road Maintenance Co Inc. for the Installation of Thermoplastic Pavement Markings, Raised Pavement Markers, Premark Arrows and Characters

092-18 RESOLUTION AUTHORIZING CONTRACT IN THE AMOUNT OF \$339,539 WITH TRIAD ROAD MAINTENANCE CO., INC. FOR THE INSTALLATION OF THERMOPLASTIC PAVEMENT MARKINGS, RAISED PAVEMENT MARKERS, PREMARK ARROWS AND CHARACTERS

WHEREAS, The Transportation Department utilizes a contractor for the layout, installation and removal of longitudinal and transverse thermoplastic (final) pavement markings on an as-needed basis within the City of Greensboro; and

WHEREAS, Procurement Services solicited for a service contract through the GePS system under event number 8866, which opened on 3/22/18 and closed on 4/5/18; and

WHEREAS, Notification was sent to all registered bidders for this commodity through the GePS site and listed through the NC State IPS; and

WHEREAS, The MWBE Office assisted in the solicitation process by providing a list of potential vendors who were contacted by Procurement Services; and

WHEREAS, Triad Road Maintenance Co., Inc. was the only vendor to bid on the contract making it the lowest responsible and responsive bidder; and

WHEREAS, Triad Road Maintenance Co., Inc. is registered as a Historically Underutilized Business (HUB) with the State of North Carolina.

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

That the City Manager's Office is authorized to enter into a contract in the estimated amount of \$339,539 with Triad Road Maintenance Co Inc. for the Installation of Thermoplastic Pavement Markings, Raised Pavement Markers, Premark Arrows and Characters.

(Signed) Goldie Wells

4. [ID 18-0236](#) Resolution Approving Extension of Professional Services Contract 2015-018 with Fleming Engineering, Inc. for the Design of the Aycock Street and Walker Avenue Intersection Improvements Project

093-18 RESOLUTION AUTHORIZING EXTENSION OF CONTRACT NO. 2015-018 WITH FLEMING ENGINEERING, INC FOR THE DESIGN OF THE AYCOCK STREET AND WALKER AVENUE INTERSECTION IMPROVEMENT PROJECT

WHEREAS, on March 6, 2015, City Council approved a contract for the design of the Aycock Street and Walker Avenue Intersection Improvement work by Fleming Engineering, Inc. for Aycock Street and Walker Avenue Intersection Improvement project;

WHEREAS, the design of the Intersection Improvement will require the addition of engineering designs for overhead pedestrian crossing signal, on Aycock Street to include push button activation at sidewalks and median and design of signals for the Aycock Street and Walker Avenue Intersection;

WHEREAS, Fleming Engineering, Inc. 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 \$43,165.67 of Contract No. 2015-018 with Fleming Engineering, 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 a proper extension to carry the proposal into effect, payment to be made in the amount of \$43,165.67 from:

Account #: 401-4561-01.5410.

(Signed) Goldie Wells

5. [ID 18-0240](#) Resolution Approving Extension of Professional Services Contract 2016-037 with STV/Ralph Whitehead Associates, Inc. for the Design of the Ballinger Road Bridge #98 ( B-5553) Replacement Project

094-18 RESOLUTION AUTHORIZING EXTENSION OF PROFESSIONAL SERVICES CONTRACT 2016-037 WITH STV/RALPH WHITEHEAD ASSOCIATES, INC. FOR THE DESIGN OF THE BALLINGER ROAD BRIDGE #98 (B-5553) REPLACEMENT PROJECT

WHEREAS, on December 16, 2016, City Council approved a contract for the design of the Ballinger Road Bridge #98 Replacement Project by STV/Ralph Whitehead Associates, Inc.;

WHEREAS, the design of the Bridge Replacement will require the addition of engineering designs for water line and sewer line relocations in the vicinity of the bridge;

WHEREAS, STV/Ralph Whitehead Associates, Inc. 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 \$29,965.00 of Contract No. 2016-037 with STV/Ralph Whitehead Associates, 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 a proper extension to carry the proposal into effect, payment to be made in the amount of \$14,982.50 from account 503-7027-01.5413 and in the amount of \$14,982.50 from account 503-7027-02.5413 and the associated budget adjustment.

(Signed) Goldie Wells

6. [ID 18-0238](#) Resolution Requesting the State Department of Transportation to Rename a Portion of the Greensboro Urban Loop from the section of 1840 in the City of Greensboro from Bryan Boulevard to Battleground Avenue to the J. Douglas Galyon Freeway

095-18 RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO RENAME A PORTION OF THE GREENSBORO URBAN LOOP THE J. DOUGLAS GALYON FREEWAY

WHEREAS, J. Douglas Galyon has been a resident of the City of Greensboro and Guilford County since 1943, and graduated from of Greensboro Senior High School in 1948;

WHEREAS, Mr. Galyon attended Duke University and graduated Guilford College in 1953;

WHEREAS, Mr. Galyon is a veteran of the United States Marine Corps;

WHEREAS, Mr. Galyon has served and led in over 40 civic organizations, that fostered the economic opportunities and the well-being of the citizens of the City of Greensboro, Guilford County, and the State of North Carolina;

WHEREAS, he has served on both the Greensboro City Council and the Guilford County Commissioners;

WHEREAS, Mr. Galyon served 17 years on the North Carolina Board of Transportation, nine of which he served as Chairman;

WHEREAS, Mr. Galyon promoted environmental responsible development as a leader in the community, and leader on the State Board of Transportation;

WHEREAS, he has received multiple awards and honorary designations by the civic organizations he has served over the years for his contributions to Greensboro, Guilford County, and the State of North Carolina;

WHEREAS, Mr. Galyon is a member of the North Carolina Order of the Long Leaf Pine, and exemplifies the toast of the Old North State;

WHEREAS, Mr. Galyon has and continues to honorably serve the citizens of the Country, State, County, and City;

WHEREAS, the City Council of the City of Greensboro is being requested to consider a resolution requesting that a portion of the Greensboro Urban Loop be named the J. Douglas Galyon Freeway.

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

That a portion of the Greensboro Loop from the section of 1840 in the City of Greensboro from Bryan Boulevard to Battleground Avenue be renamed the J. Douglas Galyon Freeway.

(Signed) Goldie Wells

7. [ID 18-0260](#) Resolution Authorizing the Award of Contract to Clark Patterson Lee for the J. Douglas Galyon Depot GTA Ticketing, Call Center, and Waiting Area Improvements

096-18 RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO CLARK PATTERSON LEE FOR THE J. DOUGLAS GALYON DEPOT GTA TICKETING, CALL CENTER, AND WAITING AREA IMPROVEMENTS

WHEREAS, the City of Greensboro is initiating renovation of the GTA Ticketing, Call Center, and Waiting Areas of the J. Douglas Galyon Depot; and

WHEREAS, the City issued a Request for Qualifications (RFQ) on November 19, 2017 for architectural/engineering design services; and

WHEREAS, a total of four (4) architectural consulting firms participated in the Request for Qualifications and four (4) submissions were received and publicly opened on December 12, 2017; and

WHEREAS, three (3) firms participated in formal interviews, with one (1) firm declining the interview and further consideration in the process; and

WHEREAS, a selection committee evaluated and scored the proposals and formal interviews and recommended the award of the contract to Clark Patterson Lee; and

WHEREAS, the project is to be funded from a FY2016 FTA Section 5339(b) Bus and Bus Facilities Discretionary Grant awarded to the City.

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

That it hereby approves the award of a contract in the amount of \$145,000 for the J. Douglas Galyon Depot GTA Ticketing, Call Center, and Waiting Area Improvements project to Clark Patterson Lee and authorizes the City Manager to enter into agreement with Clark Patterson Lee for these services.

(Signed) Goldie Wells

8. [ID 18-0165](#) Resolution Authorizing Acceptance of Dedication of Eleven Park, Floodplain, Drainageway and Open Space Parcels from Ashley Oaks, LLC, W L Coltrane, Pierce Roif Corporation, Treco, Inc., U.S. Shelter Corporation, Barnett Range Greensboro, Crayton-West Properties LLP, Duck Club LLC, and D Stone Builders, Inc.

097-18 RESOLUTION AUTHORIZING ACCEPTANCE OF DEDICATION OF ELEVEN PARK, FLOODPLAIN, DRAINAGEWAY AND OPEN SPACE PARCELS FROM ASHLEY OAKS, LLC, W L COLTRANE, PIERCE ROIF CORPORATION, TRECO, INC., U.S. SHELTER CORPORATION, BARNETT RANGE GREENSBORO, CRAYTON-WEST PROPERTIES LLP, DUCK CLUB LLC, AND D STONE BUILDERS, INC.

WHEREAS, pursuant to North Carolina General Statutes Section 160A-374, the approval of a plat does not constitute the acceptance by a city or the public of the dedication of any street or other ground or public facility shown on the plat; however, a city council may by resolution accept the dedication made to the public of lands or facilities for streets, parks, public utility lines, or other public purposes;

WHEREAS, Parcel #0074550 was dedicated by Ashley Oaks, LLC to the City for drainageway and open space in Plat Book 127 Page 32 recorded on December 10, 1997, as part of the Ashley Oaks Apartments Recombination Plat. This parcel, also known as 5900 Big Tree Way, is approximately 6.14 acres, zoned CD-RM-12, and is located in Council District 5;

WHEREAS, Parcel #0075421 was dedicated by W. L. Coltrane as a park in Plat Book 35 Page 5 on May 5, 1966, as part of Section C of Longview Hills. This parcel, also known as 1307 King George Drive, is approximately 3.66 acres, zoned R-3, and is located in Council District 5;

WHEREAS, Parcel #0060657 was dedicated by Pierce Roif Corporation for flood plain and open space in Plat Book 81 Page 109 recorded on May 30, 1986, as part of Section 7 of The Thicket. This parcel, also known as 600 Open Shelby Drive, is approximately 2.86 acres, zoned R-3, and is located in Council District 5;

WHEREAS, Parcel #0065878 was dedicated by Pierce Roif Corporation to the City of Greensboro for flood plain and open space in Plat Book 92 Page 111 recorded on December 16, 1988, as part of the Shelby Drive Flood Plain and

Open Space Dedication. This parcel, also known as 700 Open Shelby Dr., is approximately 2.15 acres, zoned RM-12 and is located in Council District 4;

WHEREAS, Parcel #0062006 was dedicated by Pierce Roif Corporation to the City of Greensboro as floodplain and open space in Plat Book 76 Page 172 recorded on April 17, 1985, as part of Section 9 of the Georgetown Square Townhouses and in Plat Book 88 Page 31 recorded on November 18, 1987, as part of Section 16 of Georgetown Square. This parcel, also known as 920 Open Shelby Drive, is approximately 1.63 acres, zoned RM-12, and is located in Council District 4;

WHEREAS, Parcel #0059986 was dedicated by Treco, Inc. to the City of Greensboro for flood plain and open space in Plat Book 70 Page 44 on November 23, 1981, as part of Section 1 of Georgetown Square. This parcel, also known as 4400 Big Tree Way is approximately .92 acres, zoned RM-12, and is located in Council Districts 4 and 5;

WHEREAS, Parcel #0074421 was dedicated by U.S. Shelter Corporation to the City for flood plain and open space in Plat Book 76 Page 137 recorded on March 28, 1985, as part of the street dedication for Big Tree Way and in Plat Book 85 Pages 93-94 on May 21, 1987, as Hunters Chase and Revised Right-of-Way for Big Tree Way. This parcel, also known as 4500 Big Tree Way, is approximately 5.24 acres, zoned R-3, and is located in Council District 5;

WHEREAS, Parcel #0076397 was dedicated by Barnett Range Greensboro to the public and the City of Greensboro as flood plain and open space in Plat Book 82 Page 147 on August 28, 1986, as part of Deerwood Meadows. This parcel, also known as 5851 Old Oak Ridge Road is approximately 8.23 acres, zoned RM-5, and is located in Council District 5;

WHEREAS, Parcel #0076396 was dedicated by Crayton-West Properties to the public and the City of Greensboro for flood plain and open space in Plat Book 92 Page 109 on December 16, 1988, as part of Oak Ridge Meadows. This parcel, also known as 5847 Old Oak Ridge Road is approximately 9.60 acres, zoned RM-5, and is located in Council District 5;

WHEREAS, Parcel #0081238 was dedicated by Duck Club LLC and D Stone Builders, Inc. to the public and the City of Greensboro for drainageway and open space in Plat Book 176 Page 121 on March 23, 2009, as part of Brassfield Station. This parcel, also known as 3706 Stratton Hills Drive, is approximately 1.82 acres, zoned PUD, and is located in Council District 4;

WHEREAS, Parcel #0081240 was dedicated by Duck Club LLC and D Stone Builders, Inc. to the City of Greensboro for drainageway and open space in Plat Book 176 Page 122 on March 23, 2009, as part of Brassfield Station. This parcel, also known as 3711 Stratton Hills Drive is approximately 1.15 acres, zoned PUD, and is located in Council District 4;

WHEREAS, the indicated park, flood plain, drainageway, and open space areas on the recorded subdivision plats have been reviewed and recommended for acceptance by the Greensboro Parks and Recreation Commission;

WHEREAS, it is deemed in the best interest of the City to formally accept the dedication of these park, flood plain, drainageway, and open space parcels.

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

That the City of Greensboro accepts the dedication of the park, flood plain, drainageway, and open space parcels referenced above.

(Signed) Goldie Wells

9. [ID 18-0229](#) Resolution Authorizing the Sale of Surplus Foreclosure Property Located at 1004 W. Florida Street to Rick Ingram

098-18 RESOLUTION AUTHORIZING SALE OF SURPLUS FORECLOSURE PROPERTY LOCATED AT 1004 W. FLORIDA STREET TO RICK INGRAM

WHEREAS, the City of Greensboro owns property located at 1004 W. Florida Street at Parcel #0008575, said property being shown on the attached map;

WHEREAS, it has been determined that there is no municipal need for the property and the bid was accepted in accordance with Section 4:122 of the City Code of Ordinances;

WHEREAS, the property has been appraised by LR Appraisals, Inc. at a value of \$16,000. The highest and final bid of \$24,200 was made and accepted by Rick Ingram, which amount, in the opinion of the City Council is fair and reasonable;

WHEREAS, revenue proceeds from this conveyance will be credited in the Foreclosure Accounts Receivable Account of the General Fund, Account No. 101-0000-00.0400.

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

That the sale of the above mentioned property in the amount of \$24,200 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) Goldie Wells

**10. [ID 18-0259](#) Resolution Authorizing City Attorney to Institute Proceedings to Condemn a Portion of the Property of Estate of Ernest A. Knight, Jr. Located at 1312 Phipps Avenue in Connection with the Yanceyville Street Sidewalk Project**

099-18 RESOLUTION AUTHORIZING THE CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN A PORTION OF THE PROPERTY OF THE ESTATE OF ERNEST A. KNIGHT, JR. IN CONNECTION WITH THE YANCEYVILLE STREET SIDEWALK PROJECT

WHEREAS, the Estate of Ernest A. Knight, Jr. is the owner(s) of certain property located at 1312 Phipps Avenue, designated as Parcel # 0046030; said property being as shown on the attached map;

WHEREAS, a portion of said property is required by the City in connection with the Yanceyville Street Sidewalk Project;

WHEREAS, negotiations with the owner at the appraised value of \$100.00 have been unsuccessful and said portion of the property is necessary for said project;

WHEREAS, it is deemed necessary and in the best interest of the City that the City Attorney be authorized to institute civil proceedings to condemn said portion of the property and that the Director of Finance be authorized to issue a draft to the Clerk of Superior Court as compensation to the owner(s) in the amount of \$100.00.

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

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of the property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$100.00 to the Clerk of Superior Court as compensation to the owner(s), payment to be made from Account No. 401-4546-01.6012 Activity #A15138.

(Signed) Goldie Wells

**11. [ID 18-0270](#) Resolution Authorizing City Attorney to Institute Proceedings to Condemn a Portion of the Property of Cardinal Ventures I, LLC Jr. Located at 3237 Yanceyville Street in Connection with the Yanceyville Street Sidewalk Project**

100-18 RESOLUTION AUTHORIZING THE CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN A PORTION OF THE PROPERTY OF CARDINAL VENTURES I, LLC IN CONNECTION WITH THE YANCEYVILLE STREET SIDEWALK PROJECT

WHEREAS, Cardinal Ventures I, LLC is the owner of certain property located at 3237 Yanceyville Street, designated as Parcel # 0032764; said property being as shown on the attached map;

WHEREAS, a portion of said property is required by the City in connection with the Yanceyville Street Sidewalk Project;

WHEREAS, negotiations with the owner at the appraised value of \$6,725.00 have been unsuccessful and said portion of the property is necessary for said project;

WHEREAS, it is deemed necessary and in the best interest of the City that the City Attorney be authorized to institute civil proceedings to condemn said portion of the property and that the Director of Finance be authorized to issue a draft to the Clerk of Superior Court as compensation to the owner in the amount of \$6,725.00.

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

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of the property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$6,725.00 to the Clerk of Superior Court as compensation to the owner, payment to be made from Account No. 401-4546-01.6012 Activity #A15138.

(Signed) Goldie Wells

**12. [ID 18-0249](#) Ordinance in the Amount of \$250,000 Amending State, Federal and Other Grants Fund Budget for the Appropriation of Land and Water Conservation Fund Grant**

18-048 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF LAND AND WATER CONSERVATION FUND GRANT

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 –LWCF Keeley Park Phase 2 Grant

Account	Description	Amount
220-5089-01.6019	Other Capital Improvements	\$250,000
Total		\$250,000

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

Account	Description	Amount
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220-5089-01.7100	Federal Grant	\$250,000
Total		\$250,000

## Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Goldie Wells

**13. [ID 18-0250](#) Resolution of Support for Piedmont Legacy Trails**

101-18 RESOLUTION OF SUPPORT FOR PIEDMONT LEGACY TRAILS

WHEREAS, City of Greensboro is committed to enhancing the quality of life for its citizens and recognizes that supporting Piedmont Legacy Trails will help create a regional network of trails, including greenways and blueways;

WHEREAS, trails provide key amenities to neighborhoods and safe areas for our citizens and children to travel, exercise, play and connect with nature and communities;

WHEREAS, trails have significant impact on the economic viability of the region through increased tourism, enhanced property values, as well as the ability to attract and retain businesses to the region due to improved quality of life;

WHEREAS, committing to this Resolution may help leverage funding from federal, state, local and private sources for trails;

WHEREAS, Piedmont Legacy Trails is coordinated by Piedmont Land Conservancy which is dedicated to preserving important natural areas, and Piedmont Triad Regional Council, which is a regional planning organization;

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

Supports Piedmont Legacy Trails in partnership with neighboring communities to implement a system of regional trails that connects our communities, people and regional points of interest for years to come.

(Signed) Goldie Wells

**14. [ID 18-0251](#) Resolution Authorizing Grant Application for KOMPAN "Let's Play for 50K!" for the Henry Street Neighborhood Park**

102-18 RESOLUTION AUTHORIZING GRANT APPLICATION OF KOMPAN "LET'S PLAY FOR 50K!" FOR THE HENRY STREET NEIGHORHOOD PARK PROJECT

WHEREAS, the City of Greensboro qualifies as a local government to submit a "Let's Play for 50K!" grant application by the May 31, 2018 deadline;

WHEREAS, in 2014 the City authorized the sale of 7.004 acres to KRC Greensboro Limited Partnership for the expansion of Abbotswood;

WHEREAS, the \$392,000 proceeds from the sale of the property is to be used solely for improvements at the Henry Street Neighborhood Park;

WHEREAS, the Kompan "Let's Play for 50K!" grant will provide additional funding for the Henry Street Neighborhood Park for Kompan equipment already identified for the site improvements;

WHEREAS, grant participants must be ready for equipment installation including site preparation to begin between

June 1, 2018 and December 31, 2018;

WHEREAS, a dollar-for-dollar match is a grant requirement and the City authorized revenue from the sale of the real property is to 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 match grant application in the amount of \$50,000 for the "Let's Play for 50K!" grant for the Henry Street Neighborhood Park development project is hereby approved.

(Signed) Goldie Wells

**15. [ID 18-0254](#) Ordinance in the Amount of \$25,000 Amending the FY 17-18 Workforce Innovation and Opportunity Act Fund Budgets**

18-049 ORDINANCE AMENDING THE FY 2017-18 WORKFORCE INNOVATION AND OPPORTUNITY ACT FUND BUDGETS

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

Section 1

That the Workforce Innovation and Opportunity Act Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the Workforce Innovation and Opportunity Act Fund Budget for Guilford WDB Business Services Fund be increased as follows:

Account	Description	Amount
216-0269-90.5213	Office Supplies/Marketing	\$ 7,500
216-0269-90.5510	Meeting Expenses	\$ 5,000
216-0269-90.4110	Salaries	\$ 12,500
Total		\$ 25,000

and, that this increase be financed by increasing the following Workforce Innovation and Opportunity Act Fund accounts:

Account	Description	Amount
216-0269-90.7100	Federal Grant	\$ 25,000
Total		\$ 25,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Goldie Wells

**16. [ID 18-0255](#) Resolution Authorizing Change Order of Workforce Development Adult/Dislocated Worker Services Contract with Arbor E&T, LLC, d/b/a ResCare Workforce Services in the Amount of \$120,000 for Fiscal Year 2017-18**

103-18 RESOLUTION AUTHORIZING CHANGE ORDER FOR WORKFORCE DEVELOPMENT ADULT SERVICES CONTRACT WITH ARBOR E&T, LLC, d/b/a RESCARE WORKFORCE SERVICES CORPORATION IN THE AMOUNT OF \$120,000

WHEREAS, the Department of Workforce Development serves as the administrative entity for the Guilford Workforce Development Board (WDB) to provide services under the Workforce Innovation and Opportunity Act (WIOA);

WHEREAS, the Office of Workforce Development has an existing contract (2017-5251) with Arbor E&T, LLC, d/b/a ResCare Workforce Services to provide WIOA services to adults and dislocated workers;

WHEREAS, due to high demand of services, additional funds are needed in the contract in order to provide effective services to customers through the end of the contract period (6/30/2018);

WHEREAS, funds have been sufficiently budgeted in the Office of Workforce Development WIOA Fund for completion of services authorized through June 30;

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

That the City is authorized to negotiate final contract modification terms and prepare a contract modification with Arbor E&T, LLC, d/b/a ResCare Workforce Services in the amount of \$120,000 to provide FY 2017-18 Workforce Innovation and Opportunity Act Adult and Dislocated Worker services through June 30, 2018. The City Manager is hereby authorized to execute on behalf of the City of Greensboro a proper contract modification to Contract #2017-5251.

(Signed) Goldie Wells

**17. [ID 18-0289](#) Resolution Approving a Usage Agreement with the Guilford County Fire Rescue Council, Inc. for the Use of Water from City-owned Lakes for Emergency Fire Suppression Services**

104-18 RESOLUTION APPROVING A USAGE AGREEMENT WITH GUILFORD COUNTY FIRE RESCUE COUNCIL, INC FOR THE USE OF WATER FROM CITY-OWNED LAKES FOR EMERGENCY FIRE SUPPRESSION PURPOSES

WHEREAS, the City of Greensboro has a long-standing practice of allowing Guilford County Fire Rescue Council, Inc. (GCFRC) to use water from City-owned lakes, including Lake Townsend, Lake Brandt and Lake Higgins, for emergency fire suppression purposes;

WHEREAS, GCFRC will incur all expenses associated with the usage of water from City-owned lakes and agrees to be held responsible for all damages to property resulting from fire department activities;

WHEREAS, the contract can be cancelled at any time with written notice thirty days in advance;

WHEREAS, the City Water Resources Department has reviewed the usage agreement request and recommends approval.

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

That City Council approves the usage agreement with the Guilford County Fire Rescue Council, Inc. for the use of water from City-owned lakes for emergency fire suppression services.

(Signed) Goldie Wells

**18. [ID 18-0266](#) Resolution to Amend Lead Safe Housing Program Guidelines to be Incorporated into Existing Rehabilitation Program Guidelines**

105-18 RESOLUTION TO AMEND LEAD SAFE HOUSING PROGRAM GUIDELINES TO BE INCORPORATED

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**INTO EXISTING REHABILITATION PROGRAM GUIDELINES**

WHEREAS, the City is the recipient of a fifth Lead Based Paint Hazard Control and Healthy Homes Grant from the U.S. Department of Housing and Urban Development;

WHEREAS, updates to the Lead Safe Housing Program guidelines are necessary to bring the program into conformance with the new grant terms and conditions;

WHEREAS, the Lead Safe Housing grant limits for assistance have been updated due to increases in construction costs and language was added for the Healthy Homes Supplement Grant assistance;

WHEREAS, the Lead Based Paint Hazard Control and Healthy Homes grant application included serving eligible households in Guilford County, outside the cities of Greensboro and High Point, who are referred by the Guilford County Health Department with children with elevated blood lead levels of 5 µg/dl or greater.

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

That the amended Lead Safe Housing Program guidelines are hereby approved and will be incorporated into the existing Rehabilitation Program guidelines.

(Signed) Goldie Wells

**19. [ID 18-0268](#) Resolution Authorizing Contract With Central Carolina Health Network for Administration and Services for Housing Opportunities for Persons with AIDS (HOPWA) Grant Program**

**106-18 RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF GREENSBORO AND CENTRAL CAROLINA HEALTH NETWORK FOR ADMINISTRATION OF THE HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS GRANT**

WHEREAS, the City of Greensboro is the grantee for the federal Housing Opportunities for Persons with AIDS [HOPWA] program grant serving Guilford, Randolph, and Rockingham Counties.

WHEREAS, the State of North Carolina issued a Request for Applications for HIV Patient Management Model Networks of Care asking for regional HIV/AIDS services agencies to align themselves in a services network under one administrative organization for HIV/AIDS pass through funding.

WHEREAS, Central Carolina Health Network was selected by the state as the administrative organization for the Region 4 network of HIV/AIDS services agencies through fiscal year 2019.

WHEREAS, it is in the City's interest to maintain the collaborative network model established by the State of North Carolina and utilize Central Carolina Health Network as a unique provider in the network administrator role for the HOPWA funds for fiscal year 2019.

WHEREAS, City Council is requested to approve a professional services agreement with Central Carolina Health Network for \$370,437 in HOPWA grant funds, with administration limited to 7 percent of the grant and with a contract start date of June 1, 2018.

WHEREAS, funds are available in the following accounts: \$370,437 in 220-2102-04.5931.

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

That it authorizes a professional services agreement with Central Carolina Health Network for \$370,437 in Housing Opportunities for Persons with AIDS [HOPWA] grant funds and authorizes the City Manager to execute the agreement.

(Signed) Goldie Wells

**20. [ID 18-0271](#) Ordinance in the Amount of \$774,000 Amending Network Services Fund Budget for FY 2017-2018**

18-050 ORDINANCE IN THE AMOUNT OF \$774,000 AMENDING NETWORK SERVICES FUND BUDGET FOR FY 2017-2018

Section 1

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

That the Network Services Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the Network Services Fund be increased as follows:

Account	Description	Amount
682-0720-02.5250	Non-Capital Equipment Leases	\$774,000
Total		\$774,000

And, that this increase is financed by increasing the following Network Services Fund accounts:

Account	Description	Amount
682-0720-02.7902	Information System Services	\$774,000
Total		\$774,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Goldie Wells

**21. [ID 18-0284](#) Resolution Granting an Easement to Duke Energy to Install Underground Cable and a Transformer at 1516 Stewart Mill Road**

107-18 RESOLUTION GRANTING A UTILITY EASEMENT TO DUKE ENERGY CORPORATION FOR ELECTRICAL SERVICE TO A LIFT STATION LOCATED AT 1516 STEWART MILL ROAD

WHEREAS, a sanitary sewer lift station is being construction at 1516 Stewart Mill Road;

WHEREAS, installation of approximately 1,800 feet of primary cable and a transformer is necessary for the construction of a 19.0 MGD (million gallons per day) sanitary sewer lift station to pump waste to the TZ Osborne Water Reclamation Facility;

WHEREAS, an easement will need to be granted to Duke Energy Corporation for the installation 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 easement is 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 installation of primary cable and a transformer at 1516 Stewart Mill Road is hereby granted.

(Signed) Goldie Wells

**23. [ID 18-0253](#) Resolution Listing Loans and Grants for City Council Approval**

108-18 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) Goldie Wells

**24. [ID 18-0085](#) Budget Adjustments Requiring Council Approval 4/12/18 - 5/7/18**

Motion to approve the budget adjustments of 4/12/18 - 5/7/18 over the amount of \$50,000 was adopted.

**25. [ID 18-0273](#) Budget Adjustments Approved by Budget Officer 4/10/18 - 5/7/18**

Motion to accept the report of budget adjustments of 4/10/18 - 5/7/18 was adopted.

**26. [ID 18-0246](#) Motion to Make a Part of the Official Record the Listing of Contracts that are Currently Eligible for Destruction as per the City Clerk's Office**

Motion to approve the Listing of Contracts Eligible for Destruction was adopted.

**27. [ID 18-0233](#) Motion to Approve the Minutes of the Work Session of April 3, 2018**

Motion to approve the minutes of the Work Session of April 3, 2018 was adopted.

**28. [ID 18-0230](#) Motion to Approve the Minutes of the Regular Meeting of April 3, 2018**

Motion to approve the minutes of the Regular meeting of April 3, 2018 was adopted.

**29. [ID 18-0242](#) Motion to Approve the Minutes of the Work Session of April 17, 2018**

Motion to approve the minutes of the Work Session of April 17, 2018 was adopted.

**30. [ID 18-0241](#) Motion to Approve the Minutes of the Regular Meeting of April 17, 2018**

Motion to approve the minutes of the Regular meeting of April 17, 2018 was adopted.

## **II. PUBLIC HEARING AGENDA**

**31. [ID 18-0277](#) Resolution Confirming the Assessment Roll for a Lawndale Drive Sewer Line Extension of an 8-Inch Sewer Line From an Existing Pisgah Court Outfall Approximately 1,072 Lineal Feet to 3820 Lawndale Drive.**

Mayor Vaughan stated this was the time and place set for a public hearing to consider a Resolution Confirming the Assessment Roll for a Lawndale Drive Sewer Line Extension of an 8-Inch Sewer Line From an Existing Pisgah Court Outfall Approximately 1,072 Lineal Feet to 3820 Lawndale Drive; and that the item had been postponed from the April 24th meeting of Council.

It was the consensus of Council to close the public hearing.

Councilmember Hightower asked about the process of connecting to City sewer lines.

Interim Assistant City Manager Steve Drew explained the process; and spoke to public necessity.

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

**L-170 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS**

**LAWNDALE DRIVE SEWER LINE EXTENSION OF AN 8-INCH SEWER LINE FROM AN EXISTING PISGAH COURT OUTFALL APPROXIMATELY 1,072 LINEAL FEET TO 3820 LAWNDALE DRIVE  
P05497**

WHEREAS, on the 18th day of February, 2014, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Sewer Main Improvements. That a sanitary sewer main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the sewer main.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

**LAWNDALE DR SEWER EXTENSION**

**SEWER LINE EXT. OF AN 8" SEWER LINE FROM PISGAH CT O/F APPROXIMATELY 1,072 LF TO 3820 LAWNDALE DR.**

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

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the amount assessed as shown by the preliminary assessment roll shall be held in abeyance, without interest, until such lot is connected to the utility for which assessment was made. At the time of connection the

assessment is payable with the terms set out in the assessment resolution.

4. That the general plan map is hereby confirmed at 5:30 p.m., on the 15th day of May, 2018, and is hereby made the final assessment roll for the improvements.
5. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
6. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 90 days from the date of today's May 15, 2018 City Council meeting.
7. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in ten equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum.
8. That the first of the installments thereon shall become due and payable following confirmation, with yearly installments being due and payable each successive year with the final installment being due and payable no later than one hundred twenty (120) months after the confirmation date when assessment should be paid in full. Terms of payment for assessments held in abeyance shall not apply until time of connection. Assessments held in abeyance shall not accrue interest until time of connection.

(Signed) Justin Outling

**32. [ID 18-0193](#) Ordinance Annexing Territory into the Corporate Limits for Property Located at 4207 Rear Crane Avenue - .06-Acres (Grandover Community Association, Inc.)**

Mayor Vaughan stated this was the time and place set for a public hearing to consider an Ordinance Annexing Territory into the Corporate Limits for Property Located at 4207 Rear Crane Avenue - .06-Acres (Grandover Community Association, Inc.).

Being no one to speak to the item, it was the consensus of Council to close the public hearing.

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

18-051 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 4207 REAR CRANE AVENUE – .06 ACRES)

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

BEGINNING at a point in the existing Greensboro satellite city limits (as of January 31, 2018), said point being the northeast corner of that annexation shown on City of Greensboro Annexation Drawing D-2743; THENCE DEPARTING FROM THE EXISTING CITY LIMITS N 83° 38' 32" W approximately 239 feet to a corner in the existing city limits; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS S 06° 21' 28" W 16.05 feet to a point; thence N 83° 38' 32" E 171.70 feet to a point; thence N 85° 00' 30" E 72.58 feet to the point and place of BEGINNING, and containing approximately 0.06 acres.

Section 2. 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 owner shall be fully responsible for extending water and sewer service to the property at said owner's 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 May 15, 2018, the liability for municipal taxes for the 2017-2018 fiscal year shall be prorated on the basis of 1/12 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, 2018. Municipal ad valorem taxes for the 2018-2019 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) Marikay Abuzuaiter

**33. [ID 18-0252](#) Ordinance Amending the Future Land Use Map of the Greensboro Connections 2025 Future Land Use Plan for Property at 1299 and 1301 Youngs Mill Road (Goria Youngs Mill, LLC and Gladys M. Sears)**

Mayor Vaughan stated this was the time and place set for a public hearing to consider item #33 an Ordinance Amending the Future Land Use Map of the Greensboro Connections 2025 Future Land Use Plan for Property at 1299 and 1301 Youngs Mill Road (Goria Youngs Mill, LLC and Gladys M. Sears) and item #34 an Ordinance Rezoning Property Located at 1299 & 1301 Youngs Mill Road - (William Seymour for Goria Youngs Mill, LLC and Gladys M. Sears).

Being no one to speak to the item, it was the consensus of Council to close the public hearing.

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

18-052 ORDINANCE AMENDING THE GENERALIZED FUTURE LAND USE 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;

WHEREAS, an amendment has been proposed as shown on the attached map to change the land use classifications for properties located at 1299 and 1301 Youngs Mill Road.

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) Sharon Hightower

34. [ID 18-0258](#) Ordinance Rezoning Property Located at 1299 & 1301 Youngs Mill Road - (William Seymour for Gorla Youngs Mill, LLC and Gladys M. Sears)

**Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Johnson, 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 1299 and 1301 Youngs Mill Road from CD-R-3 (Conditional District - Residential Single-family - 3) to CD-LI (Conditional District – Light Industrial) 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 Comprehensive Plan’s Economic Development goal to promote a healthy and diversified economy; and the request does implement measures to protect neighborhoods from potential negative impacts. The motion carried on the following roll call vote:**

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

#### 18-053 AMENDING OFFICIAL ZONING MAP

1299 AND 1301 YOUNGS MILL ROAD, GENERALLY DESCRIBED AS EAST OF YOUNGS MILL ROAD, WEST OF MCCONNELL CENTER DRIVE AND SOUTH OF INTERSTATE 40

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

Section 1. The Official Zoning Map is hereby amended by rezoning from CD-R-3 (Conditional District Residential Single Family) to CD-LI (Conditional District Light Industrial).

The area is described as follows:

“Tract I:

BEGINNING at an existing iron pipe (EIP) in the eastern margin of Youngs Mill Road, the northwestern corner of M.M. Patterson as per Book 2257, Page 34, Guilford County Registry, and running thence along the eastern margin of Youngs Mill Road North 08°12' West 315.58 feet; thence North 38°28' East 148.71 feet to a right of way marker; thence a chord bearing and distance North 76°41' East 184.80 feet; thence North 84°49' East 245.86 feet to an existing axle; thence South 06°11' West 457.79 feet to an EIP; and thence South 84°48' West 424.57 feet to the Point and Place of BEGINNING, and being 4.710 acres, more or less, according to a survey by Marvin L. Borum & Associates, RLS, dated May 30, 1990 (B-2730)

Tract II:

BEGINNING at an existing iron pipe (EIP), being the northeasternmost corner of M.M. Patterson, as per Book 2257, Page 34, Guilford County Registry, and running thence North 06°11' East 483.93 feet, thence a chord bearing and distance North 81°58' East 312.85 feet; thence North 83°36' East 1377.09 feet, the northwestern corner of Gay Hosiery, Inc., as per Book 1903, Page 388; thence South 04°26' West 669.03 feet to an EIP, the northwestern corner of Vernell Stallings, as per Book 3011, page 984; thence South 20°20' West 296.53 feet to an EIP; thence

South 82°54' West 348.62 feet to an EIP; thence North 84°11' West 1249.67 feet to an EIP; and thence North 04°12' East 183.69 feet to the Point and Place of BEGINNING, and being 31.966 acres, more or less, according to a survey by Marvin L. Borum & Associates, RLS, dated May 30, 1990 (B-2730)

SAVE AND EXCEPT from the above-described property, all of Lot 1, as per plat thereof entitled "McConnell Center, Lots 1-5, 7 & 8" recorded in Plat Book 179, Page 53, in the Office of the Register of Deeds of Guilford County, North Carolina."

Section 2. That the zoning amendment from R-3 (Residential Single Family) to CD-RM-26 (Conditional District Residential Multifamily) is hereby authorized subject to the following use limitations and conditions:

1. Vehicle access will only be allowed from McConnell Center Drive.
2. Loading docks shall not be oriented to any residentially zoned properties to the south.
3. Where permitted, provide a 50 foot wide landscape buffer along the southern property line. This buffer shall include a minimum six (6) feet tall berm or opaque fence adjacent to any lots containing residential uses. Any fence shall be installed in the portion of the buffer farthest from the southern property line.

Section 3. This property will be perpetually bound to the uses authorized and subject to the development standards of the CD-LI (Conditional District Light Industrial) 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 May 15, 2018.

(Signed) Sharon Hightower

**35. [ID 18-0248](#) Resolution Closing Hardindale Drive from Muirs Chapel Road Westward Approximately 260 Feet to its Terminus (Brigham Road, LLC)**

Mayor Vaughan stated this was the time and place set for a public hearing to consider item #35 a Resolution Closing Hardindale Drive from Muirs Chapel Road Westward Approximately 260 Feet to its Terminus (Brigham Road, LLC).

Being no one to speak to the item, it was the consensus of Council to close the public hearing.

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaite, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

109-18 RESOLUTION CLOSING HARDINDALE DRIVE FROM A POINT 40 FEET FROM HE CENTERLINE OF MUIRS CHAPEL ROAD WESTWARD APPROXIMATELY 260 FEET TO ITS TERMINUS

WHEREAS, the owners of a portion of the property abutting both sides of have requested in writing that said portion of street be closed and abandoned as a public street;

WHEREAS, a notice was duly published that a public hearing would be held by the City Council in the Council Chamber in the Municipal Office Building on Tuesday, May 15, 2018, at 5:30 p.m., on the closing of said portion of street;

WHEREAS, the public hearing has now been held and no objections have been made to the closing thereof.

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

1. That the City Council hereby finds as a fact that the owners of a portion of the property abutting both sides of the hereinafter mentioned portion of street have requested in writing that said portion of street be closed.
2. That the City Council hereby finds as a fact that the closing of the portion of street is not contrary to the public interest and that no individual or other party owning property in the vicinity of the street or in the subdivision in which the street is located will be deprived of reasonable means of ingress or egress to his or its property.
3. That the City of Greensboro shall retain 20-foot utility easements over existing utility lines until such time as the lines are no longer needed for public use.
4. That all existing buildings shall be removed from the abutting property prior to the recording of the recombination plat.
5. That the street closure is to become effective upon the recording of a recombination plat in the Guilford County Register of Deeds that depicts the portion of street to be closed being combined with the abutting property so that each resultant lots has frontage and direct vehicular access to a public street.
6. That the following portion of street is hereby permanently closed and abandoned as a public street upon compliance with all terms and conditions as stated above:

HARDINDALE DRIVE FROM A POINT 40 FEET FROM THE CENTERLINE OF MUIRS CHAPEL ROAD WESTWARD APPROXIMATELY 260 FEET TO ITS TERMINUS

(Signed) Nancy Hoffmann

**36. [ID 18-0213](#) Public Hearing to Receive Public Comment on Proposed Ordinance Amending Chapter 29 of the Greensboro Code of Ordinances with Respect to Water, Sewers, and Waste Disposal - System Development Fees**

Mayor Vaughan stated this was the time and place set for a Public Hearing to Receive Public Comment on a Proposed Ordinance Amending Chapter 29 of the Greensboro Code of Ordinances with Respect to Water, Sewers, and Waste Disposal - System Development Fees.

Being no one to speak to the item, it was the consensus of Council to close the public hearing.

Interim City Manager Parrish confirmed the item was to receive public comment; and that there would be no action required of Council.

### **III. GENERAL BUSINESS AGENDA**

**37. [ID 18-0288](#) Boards and Commissions Listing for May 15, 2018**

Moved by Councilmember Hoffmann, seconded by Councilmember Outling to appoint Leslie Isakoff to the Community Partners Board. The motion carried by voice vote.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Abuzuaiter to appoint Leroy Fullwood, Jr. to the Human Relations Commission. The motion carried by voice vote.

Moved by Councilmember Abuzuaiter, seconded by Councilmember Outling to appoint Chidi Akwari to the War Memorial Commission. The motion carried by voice vote.

Councilmember Thurm added the name of Max Carter to the databank. Moved by Councilmember Thurm, seconded by Councilmember Abuzuaiter to appoint Kevin McDonald to the Community Sustainability Commission. The motion carried by voice vote.

Councilmember Hightower referenced a letter of resignation from Human Relation Commission member Dave Wils; and voiced appreciation for his service.

**22. [ID 18-0292](#) Motion to approve Greensboro/Guilford County Tourism Development Authority 2018-2019 Fiscal Year Budget**

Mayor Pro-Tem Johnson inquired about funding for the Convention and Visitors Bureau; spoke to the item being pulled from the consent agenda; and requested the item to be considered tonight.

Interim City Manager Parrish confirmed the item was part of the Hotel/Motel tax process.

It was the consensus of Council to consider the item.

**Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Abuzuaiter, to adopt the ordinance. The motion carried by a voice vote.**

**18-054 GREENSBORO/GUILFORD COUNTY TOURISM DEVELOPMENT AUTHORITY**

The Budget Ordinance For the Fiscal Year Ended June 30, 2019

An ordinance making appropriations for the operation of the Greensboro/Guilford County Tourism Development Authority for the fiscal year ended June 30, 2019.

Be it ordained by the Greensboro/Guilford County Tourism Development Authority Board this the 15th day of May 2018.

That for the Operation of the Authority for the fiscal year beginning July 1, 2018 and ending June 30, 2019, the following amount is hereby appropriated for the City occupancy tax in the General Fund:

Convention/Tourism Promotion (Operations)	\$	922,000
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The above appropriation is hereby funded by the following revenue estimate:

Occupancy Tax-City	\$	922,000
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This Ordinance is effective upon adoption.

(Signed) Yvonne Johnson

**38. [ID 18-0285](#) Resolution Directing the Filing with the City Clerk of the Budget Estimate for the Fiscal Year 2018-19**

Interim City Manager Parrish made a PowerPoint Presentation; spoke to work session discussions; goals and priorities; reviewed the budget highlights; property tax rate distribution; proposed improvements; outlined the Community Partners Board (CPB) funding requests; spoke to a minimum wage increase; health and wellness opportunities; and to available leadership programs.

Mayor Pro-Tem Johnson requested staff research increasing parental leave to two months next year.

Interim City Manager Parrish highlighted the water and sewer fund budget; the War Memorial Coliseum fund; spoke to bond projects; recapped the status of the Performing Arts Center; and outlined the parking facilities fund.

Councilmember Hightower voiced concern with agency funding; requested staff to provide funding data for the past two years; and the goals for the CPB.

Discussion took place regarding parking rates and funding; and opportunities for program improvements.

Interim City Manager Parrish outlined the next steps; stated Work Sessions could take place on May 22nd and June 12th; that a public hearing would be held on June 5th; and spoke to the expectation to adopt the budget on June 19th.

Councilmember Thurm requested staff provide defined measurable goals with regard to the budget in the fall.

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer A Exhibit No.11, which is hereby referred to and made a part of these minutes.)

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

110-18 RESOLUTION DIRECTING THE FILING WITH THE CITY CLERK OF THE BUDGET ESTIMATE FOR THE FISCAL YEAR 2018-2019

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, 2018 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 5, 2018, at which time the City Council will hear from any persons who may wish to be heard on the budget.

(Signed) Marikay Abuzuaiter

- 39. [ID 18-0205](#)** Resolution to Revoke Resolutions #39-11, #58-12, #331-12, #61-14, #373-15, and #9-16 to Rescind Approval for Economic Development Incentive Grants to Ziehl-Abegg Inc., Piedmont Pharmaceuticals LLC, North State Flexibles, LLC, MWI Veterinary Supply Company, Natty Greene's Brewing Co., LLC, and Tyco Electronics Corporation

Discussion took place regarding the revision of the item.

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzwaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

111-18 RESOLUTION TO REVOKE RESOLUTIONS #39-11, #58-12, #331-12, #61-14, #375-15, and #9-16 TO RESCIND APPROVAL FOR ECONOMIC DEVELOPMENT INCENTIVE GRANTS TO ZIEHL-ABEGG INC. PIEDMONT PHARMACEUTICALS LLC NORTH STATE FLEXIBLES, LLC MWI VETERINARY SUPPLY COMPANY NATTY GREENE'S BREWING CO., LLC TYCO ELECTRONICS CORPORATION

WHEREAS, pursuant to the City's Economic Development Incentive Guidelines or the City's Urban Development Incentive Guidelines and authority in NCGS § 158-7.1 and § 458.3, the City Council authorized certain economic development incentives to the companies listed below;

WHEREAS, the companies have elected not to accept the economic development incentive or the time frame for compliance with the incentive has expired;

WHEREAS, formal revocation of the resolution and rescission of the incentives will allow City funds to be utilized for other economic development activities or public purposes;

WHEREAS, on February 15, 2011, the City Council adopted Resolution #39-11 which approved an economic development incentive grant not to exceed \$52,000 to Ziehl-Abegg Inc.;

WHEREAS, on March 6, 2012, the City Council adopted Resolution #58-12 which approved an economic development incentive grant not to exceed \$22,000 to Piedmont Pharmaceuticals, LLC;

WHEREAS, on December 18, 2012, the City Council adopted Resolution #331-12 which approved an economic development incentive grant not to exceed \$37,500 to North State Flexibles, LLC;

WHEREAS, on March 4, 2014, the City Council adopted Resolution #61-14 which approved an economic development incentive grant not to exceed \$42,049 to MWI Veterinary Supply Company;

WHEREAS, on December 8, 2015, the City Council adopted Resolution #373-15 which approved an economic development incentive grant not to exceed \$387,500 to Natty Greene's Brewing Co., LLC;

WHEREAS, on January 19, 2016, the City Council adopted Resolution #9-16 which approved an economic development incentive grant not to exceed \$430,302 to Tyco Electronics Corporation;

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

It is in the best interest of the City to revoke the following Resolutions and to rescind the following economic development incentive grants, and to authorize the City Manager or his designee to unencumber and to utilize the funds for other public purposes effective upon adoption:

1. Resolution #39-11 adopted February 15, 2011, for Ziehl Abegg Inc., in an amount not to exceed \$49,000.00 as \$3000 of the incentive was paid, is hereby revoked.
2. Resolution #58-12 adopted March 6, 2012, for Piedmont Pharmaceuticals LLC, in an amount not to exceed \$22,000.00 is hereby revoked.
3. Resolution #331-12 adopted December 18, 2012, for North State Flexibles, LLC, in an amount not to exceed \$37,500.00 is hereby revoked.
4. Resolution #61-14 adopted March 4, 2014, for MWI Veterinary Supply Company, in an amount not to exceed \$42,049.00 is hereby revoked.
5. Resolution #373-15 adopted December 8, 2015, for Natty Greene's Brewing Co., LLC, in an amount not to

exceed \$387,500.00 is hereby revoked.

6. Resolution #9-16 adopted January 19, 2016, for Tyco Electronics Corporation, in an amount not to exceed \$430,302.00 is hereby revoked.

(Signed) Nancy Hoffmann

- 40.** [ID 18-0256](#) Resolution Authorizing Negotiation and Execution of Workforce Development in School Youth Services Contract with Educational Data Systems, Inc. in an Amount Not to Exceed \$200,000 for Fiscal Year 2018-19

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

112-18 RESOLUTION AUTHORIZING EXECUTION OF WORKFORCE DEVELOPMENT CONTRACT FOR WIOA IN SCHOOL YOUTH SERVICES WITH EDUCATIONAL DATA SYSTEMS, INC (EDSI) IN AN AMOUNT NOT TO EXCEED \$200,000 FOR FISCAL YEAR 2018-19

WHEREAS, the Department of Workforce Development serves as the administrative entity for the Guilford County Workforce Development Board (WDB) to provide services under the Workforce Innovation and Opportunity Act (WIOA);

WHEREAS, the Workforce Development Board released a Request for Proposals for a provider for WIOA In School Youth Services for FY 2018-19, and as a result of that that competitive procurement process, voted on April 16, 2018 to select the proposal submitted by Educational Data Systems, Inc as its service provider;

WHEREAS, funds have been budgeted in the Office of Workforce Development WIOA Fund in an amount not to exceed \$200,000 to fund this contract;

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

That the City is authorized to negotiate final Contract terms and enter into a Contract with Educational Data Systems, Inc in an amount not to exceed \$200,000 to provide FY 2018-19 Workforce Innovation and Opportunity Act In School Youth Services. The City Manager is hereby authorized to execute, on behalf of the City of Greensboro, a proper Contract to carry the proposal into effect.

(Signed) Yvonne Johnson

- 41.** [ID 18-0257](#) Resolution Authorizing Negotiation and Execution of Workforce Development Out of School Youth Services Contract with Educational Data Systems, Inc. in an Amount Not to Exceed \$1,000,000 for Fiscal Year 2018-19

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

113-18 RESOLUTION AUTHORIZING EXECUTION OF WORKFORCE DEVELOPMENT CONTRACT FOR WIOA

OUT OF SCHOOL YOUTH SERVICES WITH EDUCATIONAL DATA SYSTEMS, INC (EDSI) IN AN AMOUNT NOT TO EXCEED \$1,000,000 FOR FISCAL YEAR 2018-19

WHEREAS, the Department of Workforce Development serves as the administrative entity for the Guilford County Workforce Development Board (WDB) to provide services under the Workforce Innovation and Opportunity Act (WIOA);

WHEREAS, the Workforce Development Board released a Request for Proposals for a provider for WIOA Out of School Youth Services for FY 2018-19, and as a result of that that competitive procurement process, voted on April 16, 2018 to select the proposal submitted by Educational Data Systems, Inc as its service provider;

WHEREAS, funds have been budgeted in the Office of Workforce Development WIOA Fund in an amount not to exceed \$1,000,000 to fund this contract;

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

That the City is authorized to negotiate final Contract terms and enter into a Contract with Educational Data Systems, Inc in an amount not to exceed \$1,000,000 to provide FY 2018-19 Workforce Innovation and Opportunity Act Out of School Youth Services. The City Manager is hereby authorized to execute, on behalf of the City of Greensboro, a proper Contract to carry the proposal into effect.

(Signed) Yvonne Johnson

**42. [ID 18-0223](#) Resolution to Join Multi-District Lawsuit Against Opioid Manufacturers and Wholesale Distributors**

Councilmember Outling spoke to a conflict of interest; and requested to be recused from the item.

Moved by Councilmember Thurm, seconded by Councilmember Abuzuaiter to excuse Councilmember Outling from the item. The motion carried by voice vote.

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

**Ayes,** 7 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Tammi Thurm and Goldie F. Wells

**Excused,** 1 - Justin Outling

**Absent,** 1 - Michelle Kennedy

114-18 RESOLUTION TO JOIN MULTI-DISTRICT LAWSUIT AGAINST OPIOID MANUFACTURERS AND WHOLESALE DISTRIBUTORS

WHEREAS, the Greensboro City Council has the authority to adopt resolutions with respect to the health, safety, and welfare of the citizens of the City of Greensboro, North Carolina, pursuant to the City's Charter and N.C.G.S. § 160a-174;

WHEREAS, the Greensboro City Council has the authority to take action to protect the public health, safety, and welfare of the residents and citizens of Greensboro;

WHEREAS, the diversion of legally produced controlled substances into the illicit market causes or contributes to the serious public health and safety crisis involving opioid abuse, addiction, morbidity, and mortality in Greensboro;

WHEREAS, the opioid crisis unreasonably interferes with rights common to the general public of Greensboro; involves a significant interference with the public health, safety, peace, comfort, and convenience of citizens and residents of Greensboro; includes the delivery of controlled substances in violation of State and Federal law and

regulations; and therefore constitutes a public nuisance;

WHEREAS, the opioid crisis is having an extended and far reaching impact of the general public, health, and safety, of residents and citizens of Greensboro and must be abated;

WHEREAS, the violation of any laws of the State of North Carolina, or of the United States of America controlling the distribution of a controlled substance is inimical, harmful, and adverse to the public welfare of the residents and citizens of Greensboro constitutes a public nuisance;

WHEREAS, the Greensboro City Council has the authority to abate, or cause to be abated, any public nuisance including those acts that unreasonably interfere with rights common to the general public of Greensboro and/or involve a significant interference with the public health, safety, peace, comfort, and convenience of citizens and residents of Greensboro;

WHEREAS, Greensboro has expended, is expending, and will continue to expend in the future City funds to respond to the serious public health and safety crisis involving opioid abuse, addiction, morbidity, and mortality within Greensboro; and

WHEREAS, the Greensboro City Council has received information that indicates that the manufacturers and wholesale distributors of controlled substances have distributed in Greensboro, North Carolina, and surrounding areas and may have violated Federal and/or State laws and regulations that were enacted to prevent the diversion of legally produced controlled substances into the illicit market.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greensboro that the City Council is declaring the opioid crisis a public nuisance which must be abated for the benefit of Greensboro and its residents and citizens, and that the City Council hereby authorizes the City Manager and the City Attorney to join a multi-district lawsuit against opioid manufacturers and distributors.

(Signed) Nancy Hoffmann

- 43. [ID 18-0243](#) Resolution Making Certain Findings And Determinations, Authorizing The Filing Of An Application With The Local Government Commission And Requesting The Local Government Commission To Sell Revenue Bond Anticipation Notes At A Private Sale In Connection With The Issuance Of Revenue Bonds And Revenue Bond Anticipation Notes By The City Of Greensboro, North Carolina

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

- Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells
- Absent,** 1 - Michelle Kennedy

115-18 The City Council of the City of Greensboro, North Carolina met in a regular meeting in the Council Chambers in the Melvin Municipal Office Building located at 300 West Washington Street in Greensboro, North Carolina, the regular place of meeting, at 5:30 p.m. on May 15, 2018.

Present: Mayor Nancy B. Vaughan, presiding, and Council Members

Absent: Council Members

Also Present:

\* \* \* \* \*

\_\_\_\_\_ introduced the following resolution the title of which was read and a copy of which had been previously distributed to each Council Member:

RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS, AUTHORIZING THE FILING OF AN APPLICATION WITH THE LOCAL GOVERNMENT COMMISSION AND REQUESTING THE LOCAL GOVERNMENT COMMISSION TO SELL REVENUE BOND ANTICIPATION NOTES AT A PRIVATE SALE IN CONNECTION WITH THE ISSUANCE OF REVENUE BONDS AND REVENUE BOND ANTICIPATION NOTES BY THE CITY OF GREENSBORO, NORTH CAROLINA

BE IT RESOLVED by the City Council (the "City Council") of the City of Greensboro, North Carolina (the "City"):

Section 1. The City Council does hereby find and determine as follows:

- (a) The City currently operates a water system and a sanitary sewer system, both of which provide service to the residents of the City and its environs.
- (b) Pursuant to a Trust Agreement, dated as of June 1, 1995 (as supplemented and amended, the "Trust Agreement"), between the City and Branch Banking and Trust Company (succeeded by U.S. Bank National Association), as trustee (the "Trustee"), the City has created a combined enterprise system (the "Combined Enterprise System"), currently consisting of the City's water system and sanitary sewer system. The Trust Agreement provides for the issuance of revenue bonds or revenue bond anticipation notes thereunder secured by the Net Receipts (as defined in the Trust Agreement) of the Combined Enterprise System as set forth therein, to finance improvements to the Combined Enterprise System and to refund all or a portion of any bonds or notes issued under the Trust Agreement. Revenue bond anticipation notes issued pursuant to the Trust Agreement constitute "Parity Debt" within the meaning of the Trust Agreement.
- (c) In order to better serve and provide for the future needs of the residents of the City and its environs, the City intends to acquire, construct and equip various improvements to the City's water system and sanitary sewer system (the "2018 Project").
- (d) The 2018 Project is necessary to secure adequate and reliable water and sanitary sewer service and to promote the present and future welfare of the residents of the City and its environs.
- (e) The City wishes to commence procedures at this time for the issuance of revenue bond anticipation notes for the purpose of providing funds, together with any other available funds, to (i) pay the costs of the 2018 Project and (ii) pay the fees and expenses incurred in connection with the sale and issuance of such revenue bond anticipation notes, which notes are expected to be paid or prepaid from revenue bonds to be subsequently issued by the City.
- (f) The amount of the proposed revenue bond anticipation notes to be issued will be sufficient, but not excessive, for the purpose of paying the costs associated with the 2018 Project.
- (g) The proposed 2018 Project is feasible.
- (h) The annual audits of the City show the City to be in strict compliance with debt management policies, and the budgetary and fiscal management policies of the City are in compliance with law.
- (i) The proposed revenue bond anticipation notes can be marketed at a reasonable interest cost to the City.
- (j) The projected rate increases for water and sanitary sewer service, if any, in connection with the issuance of the proposed revenue bond anticipation notes and subsequent revenue bonds will be reasonable.

Section 2. The Finance Director of the City is hereby authorized and directed to file an application with the Local Government Commission for approval of the issuance of revenue bonds in an aggregate principal amount not to exceed \$85,000,000 and, in anticipation of the issuance of such revenue bonds, the issuance of revenue bond anticipation notes in an aggregate principal amount of not to exceed \$85,000,000 for the purpose of providing funds, together with any other available funds, to (a) pay the costs of the 2018 Project and (b) pay the fees and expenses incurred in connection with the sale and issuance of such revenue bond anticipation notes and revenue bonds. Any such action heretofore taken in connection with the filing of such application is hereby authorized, ratified and approved.

Section 3. The Local Government Commission is hereby requested to sell the proposed revenue bond anticipation notes at a private sale without advertisement.

Section 4. The following financing team members are hereby approved by the City in connection with the proposed

revenue bond anticipation notes:

Bond Counsel: Womble Bond Dickinson (US) LLP  
 Purchaser: PNC Bank, National Association  
 Purchaser's Counsel: Parker Poe Adams & Bernstein LLP  
 Trustee/Note Registrar: U.S. Bank National Association  
 Financial Advisor: DEC Associates, Inc.

Section 5. This resolution shall take effect immediately upon its adoption.

The City Attorney then announced that he had approved the foregoing resolution as to form.

Upon motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, the foregoing resolution entitled "RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS, AUTHORIZING THE FILING OF AN APPLICATION WITH THE LOCAL GOVERNMENT COMMISSION AND REQUESTING THE LOCAL GOVERNMENT COMMISSION TO SELL REVENUE BOND ANTICIPATION NOTES AT A PRIVATE SALE IN CONNECTION WITH THE ISSUANCE OF REVENUE BONDS AND REVENUE BOND ANTICIPATION NOTES BY THE CITY OF GREENSBORO, NORTH CAROLINA" was adopted by the following vote:

Ayes:

Noes:

(Signed) Marikay Abuzuaier

- 44. [ID 18-0244](#)** Order Authorizing The Issuance By The City Of Greensboro, North Carolina Of Not To Exceed \$85,000,000 Combined Enterprise System Revenue Bonds And Other Actions In Connection Therewith

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

- Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaier, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells
- Absent,** 1 - Michelle Kennedy

116-18 Thereupon, \_\_\_\_\_ introduced the following order the title of which was read and a copy of which had been previously distributed to each Council Member:

ORDER AUTHORIZING THE ISSUANCE BY THE CITY OF GREENSBORO, NORTH CAROLINA OF NOT TO EXCEED \$85,000,000 COMBINED ENTERPRISE SYSTEM REVENUE BONDS AND OTHER ACTIONS IN CONNECTION THEREWITH BE IT ORDERED by the City Council of the City of Greensboro, North Carolina (the "City"):

Section 1. The City Council does hereby find and determine as follows:

(a) The City has determined to authorize the issuance of its combined enterprise system revenue bonds (the "Bonds") in an aggregate principal amount not to exceed \$85,000,000, for the purpose of providing funds, together with any other available funds, to (i) pay the costs of various improvements to the City's water system and sanitary sewer system (the "2018 Project") and (ii) pay the fees and expenses incurred in connection with the with the sale and issuance of the Bonds. The proceeds of the Bonds may also be applied to the payment or redemption of any bond anticipation notes issued by the City to pay the costs of the 2018 Project and related financing costs in anticipation of the issuance of the Bonds.

(b) The Bonds are to be issued pursuant to a Trust Agreement, dated as of June 1, 1995 (as supplemented and amended, the "Trust Agreement"), between the City and Branch Banking and Trust Company (succeeded by U.S. Bank National Association), as trustee (the "Trustee"), and a supplemental trust agreement, the form of which shall

be approved by the City Council prior to the sale and issuance of the Bonds (the "Supplemental Trust Agreement"), between the City and the Trustee.

(c) The North Carolina Local Government Commission (the "Commission") is expected to approve the application of the City for the issuance of the Bonds in an aggregate principal amount not to exceed \$85,000,000 at its June 5, 2018 meeting in accordance with G.S. 159-86.

(d) The Bonds may be sold in such manner as set forth in a resolution to be adopted by the City Council of the City prior to the issuance of the Bonds, at such prices as are determined by the Commission, subject to the approval of the City.

Section 2. Capitalized words and terms used in this Order and not defined herein shall have the same meanings given such words and terms in the Trust Agreement.

Section 3. Pursuant to the provisions of The State and Local Government Revenue Bond Act, as amended (the "Act"), the City hereby authorizes the issuance of the Bonds in an aggregate principal amount not exceeding \$85,000,000. The Bonds shall mature at such times and in such amounts as shall be set forth in the Supplemental Trust Agreement, subject to the provisions of this Order. The Bonds shall be designated as shall be set forth in the Supplemental Trust Agreement. No Bonds shall mature later than thirty (30) years after the date of the initial issuance of the Bonds.

Section 4. The terms of the Bonds shall be as set forth in a resolution adopted by the City Council prior to the sale and issuance of the Bonds or in the Supplemental Trust Agreement.

Section 5. The proceeds of the Bonds shall be applied as provided in the Supplemental Trust Agreement in accordance with this Order.

Section 6. The Bonds, together with any Parity Indebtedness heretofore or hereafter incurred pursuant to the provisions of the Trust Agreement, shall be secured on a parity basis by a pledge, charge and lien upon the Net Receipts and the money and Investment Obligations held in the accounts and subaccounts of the Bond Fund in the manner and to the extent provided in the Trust Agreement and the Supplemental Trust Agreement.

Section 7. The Mayor, the City Manager (or Interim City Manager), the Finance Director, the City Attorney and the City Clerk, or any of them or their deputies, are each hereby authorized and directed (without limitation except as may be expressly set forth in this Order) to take such action and to execute and deliver such certificates, agreements, instruments or other documents as they, with the advice of counsel, may deem necessary or appropriate to effect the transactions contemplated by this Order. The officers of the City and the agents and employees of the City are hereby authorized and directed to do all acts and things required of them by the provisions of this Order for the full, punctual and complete performance of the terms, covenants, provisions and agreements of the same.

Section 8. This Order shall take effect immediately upon its adoption.

The City Attorney then announced that he had approved the foregoing order as to form.

Upon motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, the foregoing order entitled "ORDER AUTHORIZING THE ISSUANCE BY THE CITY OF GREENSBORO, NORTH CAROLINA OF NOT TO EXCEED \$85,000,000 COMBINED ENTERPRISE SYSTEM REVENUE BONDS AND OTHER ACTIONS IN CONNECTION THEREWITH" was adopted by the following vote:

Ayes:

Noes:

(Signed) Nancy Hoffmann

**\$85,000,000 Combined Enterprise System Revenue Bond Anticipation  
Note, Series 2018**

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzwaiter, Sharon M. Hightower,  
Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

117-18 Thereupon, \_\_\_\_\_ introduced the following resolution the title of which was read and a copy of which had been previously distributed to each Council Member:

**RESOLUTION PROVIDING FOR THE SALE AND ISSUANCE OF A NOT TO EXCEED \$85,000,000 COMBINED  
ENTERPRISE SYSTEM REVENUE BOND ANTICIPATION NOTE, SERIES 2018**

**BE IT RESOLVED** by the City Council of the City of Greensboro (the "City"):

Section 1. The City Council has determined and does hereby find and declare as follows:

(a) The City Council has heretofore authorized the filing of an application with the North Carolina Local Government Commission (the "Commission") requesting approval of the issuance of revenue bonds in an aggregate principal amount not to exceed \$85,000,000 and, in anticipation of the issuance of such revenue bonds, the issuance of revenue bond anticipation notes in an aggregate principal amount of not to exceed \$85,000,000 for the purpose of providing funds, together with any other available funds, to (i) pay the costs of various improvements to the City's water system and sanitary sewer system (the "2018 Project") and (ii) pay the fees and expenses incurred in connection with the sale and issuance of such revenue bond anticipation notes and revenue bonds.

(b) The City Council, by resolution, also requested the Commission to sell the bond anticipation notes at private sale without advertisement.

(c) The City Council has also heretofore adopted an order authorizing the issuance of its combined enterprise system revenue bonds (the "Bonds") for the purpose of providing funds, together with other available funds, to (i) pay the costs of the 2018 Project and (ii) pay the fees and expenses incurred in connection with the sale and issuance of the Bonds. The proceeds of the Bonds may also be applied to the payment or redemption of any bond anticipation notes issued by the City to pay the costs of the 2018 Project and related financing costs in anticipation of the issuance of the Bonds.

(d) The Bonds are expected to be issued pursuant to a Trust Agreement, dated as of June 1, 1995 (as supplemented and amended, the "Trust Agreement"), between the City and Branch Banking and Trust Company (succeeded by U.S. Bank National Association), as trustee (the "Trustee"), and a supplemental trust agreement, the form of which shall be approved by the City Council prior to the sale and issuance of the Bonds, between the City and the Trustee. Capitalized terms used herein that are not otherwise defined herein shall have the meanings given such terms in the Trust Agreement.

(e) The City has determined that it is necessary to provide for the issuance of a revenue bond anticipation note in a principal amount not to exceed \$85,000,000 (the "Note") at this time in anticipation of the receipt of the proceeds of the sale of the Bonds for the purpose of providing funds, together with any other available funds, to (i) pay costs of the 2018 Project and (ii) pay the fees and expenses incurred in connection with the sale and issuance of the Note.

(f) PNC Bank, National Association (the "Purchaser") has offered to purchase the Note pursuant to a Note Purchase and Advance Agreement, to be dated as of the date of delivery thereof (the "Note Purchase Agreement"), among the Commission, the City, and the Purchaser, a form of which has been presented at this meeting, pursuant to which the Purchaser will agree to purchase the Note by advancing the proceeds thereof as described in Section 2 hereof.

Section 2. Pursuant to the provisions of The State and Local Government Revenue Bond Act, as amended (the "Act"), and Section 159-161 of the General Statutes of North Carolina, as amended, in anticipation of the receipt of the proceeds of the sale of the Bonds, the City hereby authorizes and approves the issuance of the Note in a principal amount not to exceed \$85,000,000. The Note shall be in the form of a single note designated "City of Greensboro, North Carolina Combined Enterprise System Revenue Bond Anticipation Note, Series 2018." The Note shall be registered as to principal and interest in the name of the Purchaser, shall evidence the advance of funds by the Purchaser in amounts to be determined by the Finance Director of the City from time to time, shall be dated as

of the date of delivery thereof, shall mature, subject to the right of prior redemption, on June 1, 2026 (the "Maturity Date"), and shall bear interest at a variable rate as hereinafter provided. Both principal of and the interest on the Note, when due, shall be payable in lawful money of the United States of America.

The City may request the Purchaser to make advances of the proceeds of the Note to the City from time to time in accordance with the terms set forth in the Note Purchase Agreement up to the aggregate principal amount of \$85,000,000 (such amounts advanced from time to time being hereinafter sometimes referred to as the "Amount Advanced"). The proceeds of each advance of Note proceeds shall be applied to pay or reimburse the City for costs of the 2018 Project or fees and expenses incurred in connection with the sale or issuance of the Note. The City shall not submit requests for advances of Note proceeds to the Purchaser more frequently than once during any calendar month, and no requests for advances of Note proceeds shall be submitted later than thirty (30) days prior to the last day of the Initial Term Period (hereinafter defined). The Note shall constitute a non-revolving line of credit. Any proceeds advanced by the Purchaser under the Note that are subsequently repaid shall permanently reduce the amount remaining available to be advanced under the Note.

The City hereby authorizes the Purchaser to endorse on the schedule attached to the Note the amount of each advance made by the Purchaser to the City thereunder and the date that such advance is made (which notation may either be made on the physical note certificate held by the Purchaser or electronically in the Purchaser's system); provided, however, that any failure by the Purchaser to make any such endorsement shall not affect the obligations of the City under the Note with respect to repayment of the Amount Advanced. Unless otherwise redeemed in whole or in part prior to the Maturity Date as hereinafter provided, the City shall pay to the Purchaser on the Maturity Date the Amount Advanced to the City pursuant to the Note Purchase Agreement.

The Note shall bear, and the City shall pay interest from the date of the Note on the outstanding principal amount thereof (equal to the Amount Advanced less any portion of the Amount Advanced that had previously been paid or redeemed) at the Interest Rate (hereinafter defined), calculated on the basis of a year of 360 days and the actual days elapsed.

Accrued (and theretofore unpaid) interest on the outstanding principal of the Note shall be due and payable (i) in arrears on the first Business Day of each calendar month, commencing July 2, 2018, and (ii) on the date when the principal of the Note shall be due (whether at maturity or by redemption prior to maturity), but only to the extent accrued. Each such date for the payment of interest is hereinafter called an "Interest Payment Date."

In addition to term defined elsewhere in this resolution, the following terms shall have the following meanings as used in this resolution:

"Base Rate" means the higher of (a) the Prime Rate or (b) the Federal Funds Open Rate plus 50 basis points (0.50%). The Base Rate shall be adjusted as of each Business Day that there is a change in the Prime Rate or the Federal Funds Open Rate.

"Business Day" means a day on which the Purchaser, at its principal corporate offices in Raleigh, North Carolina, is required or authorized by law to remain closed.

"Closing Date" means the date of initial execution and delivery of the Note.

"Default Rate" means a per annum rate of interest equal to the Base Rate plus three percent (3.00%).

"Federal Funds Open Rate" means, for any day, the rate per annum (based on a year of 360 days and actual days elapsed) which is the daily federal funds open rate as quoted by ICAP North America, Inc. (or any successor) as set forth on the Bloomberg Screen BTMM for that day opposite the caption "OPEN" (or on such other substitute Bloomberg Screen that displays such rate), or as set forth on such other recognized electronic source used for the purpose of displaying such rate as selected by the Purchaser (an "Alternate Source") (or if such rate for such day does not appear on the Bloomberg Screen BTMM (or any substitute screen) or on any Alternate Source, or if there shall at any time, for any reason, no longer exist a Bloomberg Screen BTMM (or any substitute screen) or any Alternate Source, a comparable replacement rate determined by the Purchaser at such time (which determination shall be conclusive absent manifest error); provided however, that if such day is not a Business Day, the Federal Funds Open Rate for such day shall be the "open" rate on the immediately preceding Business Day. If the Federal Funds Open Rate for any day is a negative number, the Federal Funds Open Rate shall be deemed to be zero.

"Index Rate" means a per annum rate of interest established on the Closing Date and on each LIBOR Index Reset Date equal to the sum of (a) the product of (i) the LIBOR Index multiplied by (ii) 0.79 plus (b) thirty-seven basis points (0.37%).

"Initial Term Interest Rate" means with respect to each Interest Rate Period, a per annum rate of interest equal to the Index Rate; provided, however, that upon the occurrence and during the continuation of an Event of Default (as defined in the Note Purchase Agreement), the Initial Term Interest Rate shall be a per annum rate of interest equal

to the Default Rate; and provided further that in no event shall the Initial Term Interest Rate exceed the Maximum Rate during any Interest Rate Period.

“Initial Term Period” means the period commencing on the Closing Date and ending on June 14, 2021.

“Interest Rate” means with respect to each Interest Rate Period, (i) during the Initial Term Period, a per annum rate of interest equal to the Initial Term Interest Rate, and (ii) during the Term Loan Interest Period, the Term Loan Interest Rate; provided, however, that upon a Determination of Taxability (as defined in the Note Purchase Agreement), the Note shall bear interest during the Taxable Period (as defined in the Note Purchase Agreement) at a rate equal to the Taxable Rate.

“Interest Rate Period” means the period commencing on the Closing Date and ending on the day preceding the first LIBOR Index Reset Date, and thereafter commencing on each LIBOR Index Reset Date and ending on the day preceding the next succeeding LIBOR Index Reset Date.

“LIBOR Index” means, for each LIBOR Index Reset Date, the interest rate per annum determined by the Purchaser by dividing (i) the rate which appears on the Bloomberg Page BBAM1 (or on such other substitute Bloomberg page that displays rates at which US dollar deposits are offered by leading banks in the London interbank deposit market), or the rate which is quoted by another source selected by the Purchaser which has been approved by the British Bankers’ Association as an authorized information vendor for the purpose of displaying rates at which US dollar deposits are offered by leading banks in the London interbank deposit market (a “LIBOR Alternate Source”), at approximately 11:00 a.m., London time, two (2) London Business Days prior to such LIBOR Index Reset Date, as the one month London interbank offered rate for US Dollars commencing on such LIBOR Index Reset Date (or if there shall at any time, for any reason, no longer exist a Bloomberg Page BBAM1 (or any substitute page) or any LIBOR Alternate Source, a comparable replacement rate determined by the Purchaser at such time (which determination shall be conclusive absent manifest error)), by (ii) a number equal to 1.00 minus the LIBOR Reserve Percentage. In the event that the LIBOR Index is a negative number, the LIBOR Index shall be deemed to be zero. For purposes of this definition, “London Business Day” means any day on which commercial banks are open for general business (including dealings in foreign exchange and foreign currency) in the City of London, United Kingdom.

“LIBOR Reserve Percentage” means the maximum effective percentage in effect on such day as prescribed by the Board of Governors of the Federal Reserve System (or any successor) for determining the reserve requirements (including, without limitation, supplemental, marginal and emergency reserve requirements) with respect to eurocurrency funding (currently referred to as “Eurocurrency liabilities”).

“LIBOR Index Reset Date” means the first Business Day of each calendar month commencing July 2, 2018.

“Maturity Date” means June 1, 2026.

“Maximum Rate” means twenty-five percent (25%) per annum.

“Prime Rate” means the rate publicly announced by the Purchaser from time to time as its prime rate. The Prime Rate is determined from time to time by the Purchaser as a means of pricing loans to its borrowers. The Prime Rate is not tied to any external rate of interest or index, and does not necessarily reflect the lowest rate of interest actually charged by the Purchaser to any particular class or category of customers.

“Taxable Rate” means a per annum rate of interest equal to the product of the Interest Rate multiplied by the Taxable Rate Factor.

“Taxable Rate Factor” means the amount by which the Interest Rate must be multiplied to achieve the equivalent taxable rate, assuming that the interest on the Note is subject to federal income tax at the highest marginal corporate tax rate then in effect. The determination of the Taxable Rate Factor by the registered owner of the Note shall be deemed conclusive and binding on the City absent manifest error.

“Term Loan Interest Rate” means for (a) for the first ninety (90) days of the Term Loan Period, the Base Rate and (b) thereafter during the Term Loan Period until the Maturity Date, the Base Rate plus 2.00%; provided that, the Term Loan Interest Rate shall not exceed the Maximum Rate.

“Term Loan Period” means the period, if any, commencing on June 14, 2021 and ending on the earlier of the Maturity Date, or the date the Note has been redeemed if whole prior to maturity.

The principal of the Note shall be payable to the registered owner of the Note as shown on the registration books of the City as hereinafter provided as the same shall become due and payable on the Maturity Date or any prior redemption date. The interest on the Note shall be payable to the registered owner of the Note as the same shall become due and payable on the respective Interest Payment Dates, as herein provided. Upon the final payment of principal of the Note, the Note shall be presented and surrendered to the Note Registrar for cancellation.

Unless otherwise instructed by the registered owner of the Note, the City shall pay the principal of and the interest

on the Note as they become due and payable by 5:00 P.M. Eastern Time on the respective payment dates by wire transfer of immediately available funds in accordance with wire transfer instructions to be provided to the City by the registered owner of the Note, or as otherwise may be agreed between the City and the registered owner of the Note.

Section 3. The City shall provide to the Purchaser and the Trustee on a date that is not less than five (5) Business Days and not more than ten (10) Business Days prior to the expiration of the Initial Term Period a certificate stating that (a) no Event of Default has occurred and is continuing under the Note Purchase Agreement, and (b) all representations and warranties of the City set forth in the Note Purchase Agreement are true and correct as of the date of such certificate. In the event that the City does not deliver to the Purchaser and the Trustee such certificate as provided in the immediately preceding sentence, the Note shall be subject to special mandatory redemption in whole on the last calendar day of the Initial Term Period at a redemption price equal to 100% of the outstanding principal amount of the Note, plus accrued interest thereon to the redemption date. In the event that the principal of the Note is not redeemed in whole on or prior to the last calendar day of the Initial Term Period, such unpaid principal balance shall be redeemed in part in sixty (60) equal principal installments payable on the first Business Day of each month, with the final payment of the remaining outstanding principal being redeemed on the Maturity Date, all at a redemption price equal to 100% of the principal amount of the Note to be redeemed on each such date.

Section 4. During the Initial Term Period, the Note shall be subject to redemption at the option of the City, from any moneys that may be made available for such purpose, either in whole or in part on any Business Day at a redemption price equal to 100% of the outstanding principal of the Note to be redeemed, plus accrued interest thereon to the redemption date upon the Note Registrar giving not less than thirty (30) days' prior written notice of such redemption to the registered owner of the Note by electronic mail, confirmed by first-class mail, postage prepaid (unless otherwise waived by the registered owner of the Note).

Any notice of redemption may state that the redemption to be effected is conditioned upon the receipt by the Note Registrar on or prior to the redemption date of moneys sufficient to pay the redemption price of and interest on the Bonds to be redeemed, and that if such moneys are not so received, such notice shall be of no force or effect and the Note or portion thereof to be redeemed shall not be required to be redeemed. In the event that such notice contains such a condition and moneys sufficient to pay the redemption price of and interest on the Note are not received by the Note Registrar on or prior to the redemption date, the redemption shall not be made, and the Note Registrar shall within a reasonable time thereafter give notice to the registered owner of the Note, in the manner in which the notice of redemption was given, that such moneys were not so received.

Section 5. The Note shall constitute Parity Debt within the meaning of the Trust Agreement, and this resolution shall constitute a Parity Debt Resolution within the meaning of the Trust Agreement. A copy of this resolution and a specimen copy of the Note shall be provided to the Trustee on or prior to the Closing Date in accordance with Section 501 of the Trust Agreement.

Section 6. The City covenants that it will promptly pay the principal of and the interest on the Note issued under the provisions of this resolution at the places, on the dates and in the manner provided herein and in the Note, according to the true intent and meaning thereof. The City represents and covenants that it is duly authorized under the Constitution and laws of the State, including the Act, to issue the Note authorized hereby and to pledge the Net Receipts in the manner and to the extent provided in the Trust Agreement; that all action on its part of the issuance of the Note has been duly and effectively taken; and that the Note will be a valid and binding special obligation of the City payable in accordance with its terms.

Section 7. The Note shall bear the manual or facsimile signatures of the Mayor or City Manager (or Interim City Manager) and the City Clerk or any Deputy or Assistant City Clerk of the City, and the corporate seal or a facsimile of the corporate seal of the City shall be impressed or printed, as the case may be, on the Note.

The certificate of the Commission to be endorsed on the Note shall bear the manual or facsimile signature of the Secretary of the Commission and the certificate of authentication of the Note Registrar to be endorsed on the Note shall be executed as provided hereinafter.

In case any officer of the City or the Commission whose manual or facsimile signature shall appear on any Note shall cease to be such officer before the delivery of such Note, such manual or facsimile signature shall

nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery, and any Note may bear the manual or facsimile signatures of such persons as at the actual time of the execution of the Note shall be the proper officers to sign the Note although at the date of the Note such persons may not have been such officers.

The Note shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under this resolution until it shall have been authenticated by the execution by the Note Registrar of the certificate of authentication endorsed thereon.

The Note and the endorsements thereon shall be in substantially the following form:

NO OFFERING CIRCULAR OR MEMORANDUM, OFFICIAL STATEMENT OR OTHER DISCLOSURE DOCUMENT HAS BEEN PREPARED OR PROVIDED BY THE CITY IN CONNECTION WITH THE OFFERING AND SALE OF THIS NOTE. THIS NOTE MAY BE TRANSFERRED ONLY TO (I) A BANK, INSURANCE COMPANY OR SIMILAR FINANCIAL INSTITUTION OR ANY OTHER ENTITY APPROVED BY THE LOCAL GOVERNMENT COMMISSION OF NORTH CAROLINA OR (II) A TRUSTEE FOR THE PURPOSE OF ISSUING CERTIFICATES OF PARTICIPATION OR OTHER FORMS OF CERTIFICATES EVIDENCING AN UNDIVIDED INTEREST IN THIS NOTE, PROVIDED SUCH CERTIFICATES ARE SOLD ONLY TO A BANK, INSURANCE COMPANY OR SIMILAR FINANCIAL INSTITUTION OR OTHER ENTITY APPROVED BY THE LOCAL GOVERNMENT COMMISSION OF NORTH CAROLINA. ANY TRANSFEREE TO WHOM A TRANSFER HAS BEEN MADE PRIOR TO THE PREPARATION AND PROVISION OF AN OFFERING CIRCULAR OR MEMORANDUM, OFFICIAL STATEMENT OR OTHER DISCLOSURE DOCUMENT SHALL BE DEEMED TO HAVE REPRESENTED TO THE CITY THAT (A) IT IS A BUYER DESCRIBED ABOVE, (B) IT HAS PURCHASED THIS NOTE FOR INVESTMENT PURPOSES AND NOT AS AN UNDERWRITER AND DOES NOT PRESENTLY INTEND TO TRANSFER, OTHERWISE DISTRIBUTE OR SELL THIS NOTE, AND (C) IT IS FAMILIAR WITH THE CONDITION, FINANCIAL AND OTHERWISE, OF THE CITY OF GREENSBORO, NORTH CAROLINA, HAS OBTAINED ALL INFORMATION THAT IT REGARDS AS NECESSARY FOR ITS DECISION TO PURCHASE THIS NOTE, AND HAS MADE ITS OWN CREDIT EVALUATION OF THE CITY AND THE COMBINED ENTERPRISE SYSTEM OF THE CITY AND HAS NOT RELIED ON THE CITY OR THE LOCAL GOVERNMENT COMMISSION OF NORTH CAROLINA IN THIS REGARD.

No. R-\_\_

United States of America

State of North Carolina

CITY OF GREENSBORO, NORTH CAROLINA

COMBINED ENTERPRISE SYSTEM REVENUE BOND ANTICIPATION NOTE

SERIES 2018

The City of Greensboro (the "City"), a municipal corporation existing under the laws of the State of North Carolina, is justly indebted and for value received hereby promises to pay, but solely from the sources and in the manner hereinafter provided, to PNC Bank, National Association (the "Purchaser"), or registered assigns or legal representative, the principal sum of \$85,000,000 or so much thereof as may be advanced and remains outstanding from time to time hereafter as the Amount Advanced (hereinafter defined) on June 1, 2026 (the "Maturity Date") or the date of any redemption of any portion of this Note prior to the Maturity Date, together with interest thereon from the date hereof until paid in full at the Interest Rate (hereinafter defined). The Amount Advanced shall be endorsed on the schedule attached hereto and incorporated by reference herein on each date that an advance is made by the Purchaser; provided, however, that any failure by the Purchaser to make any such endorsement shall not affect the obligation of the City to repay the amount so advanced with interest thereon as provided herein. Interest on the outstanding principal of this Note from time to time outstanding shall accrue as set forth in the Resolution (hereinafter defined) and shall be due and payable (i) in arrears on the first Business Day of each calendar month, commencing July 2, 2018, and (ii) on the date when the principal of this Note shall be due (whether at maturity or upon prior redemption hereof), but only to the extent accrued. Both the principal and interest on this Note shall be payable, when due, in any lawful money of the United States of America. Upon the final payment of principal of this Note, this Note shall be presented and surrendered to the office of the Finance Director of the City in Greensboro, North Carolina (the "Note Registrar") for cancellation.

This Note is given for money borrowed in the amount of the Amount Advanced in anticipation of the receipt of the proceeds of the sale by the City of its combined enterprise system revenue bonds in an amount sufficient to pay the principal amount hereof, which have been duly authorized by an order adopted by the City Council of the City on May 15, 2018. This Note is issued pursuant to and in full compliance with Constitution and laws of the State of

North Carolina, including the Act, and a resolution duly adopted by said City Council on May 15, 2018 (the "Resolution"). This Note is being issued pursuant to a Trust Agreement, dated as of June 1, 1995 (as supplemented and amended, the "Trust Agreement"), between the City and Branch Banking and Trust Company (succeeded by U.S. Bank National Association), as trustee the "Trustee"), for the purpose of providing funds, together with any other available funds, to (i) pay the costs of certain improvements to the City's water and sanitary sewer system and (ii) pay the fees and expenses incurred in connection with the sale and issuance of this Note. This Note constitutes "Parity Debt" within the meaning of the Trust Agreement. All capitalized terms used herein and not otherwise defined shall have the meanings given such terms in the Resolution and the Trust Agreement.

This Note is a special obligation of the City secured by a pledge, charge and lien upon the Net Receipts on a parity with the City's Combined Enterprise System Revenue Refunding Bonds, Series 2006, Combined Enterprise System Revenue Bonds, Series 2009A, Combined Enterprise System Revenue Refunding Bonds, Series 2012A, Combined Enterprise System Revenue Refunding Bonds, Series 2014A, Combined Enterprise System Revenue Refunding Bonds, Series 2015, Combined Enterprise System Revenue Refunding Bonds, Series 2016, Combined Enterprise System Revenue Bonds, Series 2017A and Combined Enterprise System Revenue Refunding Bonds, Series 2017B heretofore issued and Outstanding under the Trust Agreement. The City is not obligated to pay the principal of or the interest on this Note except as provided in the Trust Agreement from Net Receipts or certain other monies made available therefor under the Trust Agreement, and neither the faith and credit nor the taxing power of the State of North Carolina or any political subdivision thereof or the City is pledged to the payment of the principal of and the interest on this Note.

The Trust Agreement provides for the issuance or incurrence from time to time under the conditions, limitations and restrictions set forth therein of additional Bonds and Parity Debt secured *pari passu* as to the pledge of Net Receipts with the outstanding Bonds and Parity Debt and any additional Bonds or Parity Debt hereafter issued or incurred pursuant to the Trust Agreement.

Reference is made to the Trust Agreement and the Resolution for a more complete statement of the provisions thereof and of the rights of the City, the Trustee and the registered owner of this Note. Copies of the Trust Agreement and the Resolution shall be available for inspection by the registered owner hereof at all reasonable times at the principal corporate trust office of the Trustee or at the office of the Note Registrar. By the purchase and acceptance of this note, the registered owner hereof signifies assent to all of the provisions of the Trust Agreement and the Resolution.

The City shall provide to the Purchaser and the Trustee on a date that is not less than five (5) Business Days and not more than ten (10) Business Days prior to the expiration of the Initial Term Period a certificate stating that (a) no Event of Default has occurred and is continuing under the Note Purchase Agreement, and (b) all representations and warranties of the City set forth in the Note Purchase Agreement are true and correct as of the date of such certificate. In the event that the City does not deliver to the Purchaser and the Trustee such certificate as provided in the immediately preceding sentence, this Note shall be subject to special mandatory redemption in whole on the last calendar day of the Initial Term Period at a redemption price equal to 100% of the outstanding principal amount of this Note, plus accrued interest thereon to the redemption date. In the event that the principal of this Note is not redeemed in whole on or prior to the last calendar day of the Initial Term Period, such unpaid principal balance shall be redeemed in part in sixty (60) equal principal installments payable on the first Business Day of each month, with the final payment of the remaining outstanding principal being redeemed on the Maturity Date, all at a redemption price equal to 100% of the principal amount of this Note to be redeemed on each such date.

This Note shall be subject to redemption at the option of the City, from any moneys that may be made available for such purpose, either in whole or in part on any Business Day at a redemption price equal to 100% of the outstanding principal of this Note to be redeemed, plus accrued interest thereon to the redemption date upon the Note Registrar giving not less than thirty (30) days' prior written notice of such redemption to the registered owner of this Note by electronic mail, confirmed by first-class mail, postage prepaid.

Any notice of redemption may state that the redemption to be effected is conditioned upon the receipt by the Note Registrar on or prior to the redemption date of moneys sufficient to pay the redemption price of and interest on the Bonds to be redeemed, and that if such moneys are not so received, such notice shall be of no force or effect and this Note or portion thereof to be redeemed shall not be required to be redeemed. In the event that such notice contains such a condition and moneys sufficient to pay the redemption price of and interest on this Note are not received by the Note Registrar on or prior to the redemption date, the redemption shall not be made, and the Note Registrar shall within a reasonable time thereafter give notice to the registered owner of this Note, in the manner in which the notice of redemption was given, that such moneys were not so received.

The Note Registrar shall keep at his office the books of the City for the registration of transfer of this Note. The transfer of this Note may be registered only upon such books and as otherwise provided in the Resolution upon the surrender hereof to the Note Registrar, together with an assignment duly executed by the registered owner hereof or his attorney or legal representative in such form as shall be satisfactory to the Note Registrar. Upon any such registration of transfer, the Note Registrar shall deliver in exchange for this Note a new Note, registered in the name of the transferee in an aggregate principal amount equal to the unpaid principal amount of this Note. Notwithstanding the foregoing, this Note may only be transferred to (i) a bank, insurance company or similar financial institution or any other entity approved by the Local Government Commission of North Carolina, or (ii) a trustee for the purpose of issuing certificates of participation or other forms of certificates evidencing an undivided interest in this Note, provided such certificates are sold only to a bank, insurance company or similar financial institution or other entity approved by the Local Government Commission of North Carolina, which executes and delivers to the City an Investor Letter in substantially the form of Exhibit A to the Note Purchase Agreement.

This Note shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Resolution until this Note shall have been authenticated by the execution by the Note Registrar of the certificate of authentication endorsed hereon.

All acts, conditions and things required to happen, exist and be performed precedent to and in the issuance of this note have happened, exist and have been performed as required.

IN WITNESS WHEREOF, the City, pursuant to the Resolution, has caused this Note to be manually signed by its [Mayor] [City Manager] and its [Deputy] City Clerk and the corporate seal of the City to be impressed or imprinted hereon, all as of the \_\_\_ day of June, 2018.

[Do not sign]  
[Mayor][City Manager]  
[SEAL]  
[Do not sign]  
[Deputy] City Clerk

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of the within note has been approved under the provisions of The State and Local Government Revenue Bond Act.

[Do not sign]  
Secretary, Local Government Commission

CERTIFICATE OF AUTHENTICATION

This note is the note of the series designated therein and issued under the provisions of the within mentioned Resolution.

[Do not sign]  
Finance Director, as Note Registrar  
Date of authentication: \_\_\_\_\_

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_

\_\_\_\_\_  
PLEASE INSERT SOCIAL SECURITY NUMBER  
OR OTHER IDENTIFYING NUMBER OF ASSIGNEE

\_\_\_\_\_  
PLEASE PRINT OR  
TYPEWRITE NAME AND ADDRESS OF TRANSFEREE

the within note and all right thereunder, and hereby irrevocably constitutes and appoints \_\_\_\_\_, attorney, to transfer the within note on the books kept for registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

Signature Guaranteed:

NOTICE: Signature must be guaranteed by an institution which is a participant in the Securities Transfer Agent Medallion Program (STAMP) or similar program.

NOTICE: The signature on this assignment must correspond with the name as it appears upon the face of the within note in every particular, without alteration or enlargement or any change whatever.

SCHEDULE

DATE	AMOUNT ADVANCED	AMOUNT REDEEMED PRIOR TO MATURITY	OUTSTANDING	AMOUNT ADVANCED
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June 14, 2018

Section 8. The transfer of the Note may be registered only upon the registration books of the City upon the surrender thereof to the Note Registrar, together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Note Registrar. Upon any such registration of transfer, the Note Registrar shall deliver in exchange for the Note a new Note, registered in the name of the transferee, in an aggregate principal amount equal to the unpaid principal amount of the Note. Notwithstanding the foregoing, the Note may only be transferred in an Authorized Denomination to (a) a bank, insurance company or similar financial institution or any other entity approved by the Commission, or (b) a trustee for the purpose of issuing certificates of participation or other forms of certificates evidencing an undivided interest in the Note, provided such certificates are sold only to a bank, insurance company or similar financial institution or other entity approved by the Commission, which executes and delivers to the City an Investor Letter in substantially the form of Exhibit A to the Note Purchase Agreement.

In all cases in which the transfer of the Note shall be registered hereunder, the Note Registrar shall authenticate and deliver at the earliest practicable time a new Note in accordance with the provisions of this resolution. The Note surrendered in any such registration of transfer shall forthwith be canceled by the Note Registrar. The City or the Note Registrar may make a charge for shipping and out-of-pocket costs for every such registration of transfer of Bonds sufficient to reimburse it for any tax or other governmental charge required to be paid with respect to such registration of transfer, but no other charge shall be made by the City or the Note Registrar for registering the transfer of the Note under this resolution.

The person or entity in whose name the Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal or redemption price of the Note and the interest thereon shall be made only to or upon the order of the registered owner thereof or his or its legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon the Note and interest thereon to the extent of the sum or sums so paid.

The City shall appoint such registrars, transfer agents, depositaries or other agents as may be necessary for the registration and registration of transfer of the Note within a reasonable time according to then current commercial standards and for the timely payment of principal and interest with respect to the Note. The Finance Director of the City, or any person at any time acting in such capacity, is hereby appointed the registrar, transfer agent and paying agent for the Note (collectively the "Note Registrar"), subject to the right of the City Council of the City to appoint another Note Registrar, and as such shall keep at his office in the City, the books of the City for the registration, registration of transfer and payment of the Note as provided in this resolution.

Section 9. The City covenants that, to the extent permitted by the Constitution and laws of the State of North Carolina, it will comply with the requirements of the Internal Revenue Code of 1986 (the "Code"), as amended or as may be amended from time to time, and any Treasury regulations now or hereafter promulgated thereunder, to the extent necessary so that interest on the Note will not be included in gross income of the owner of the Note for purposes of federal income tax.

Section 10. The Commission is hereby requested to sell the Note at private sale without advertisement to the Purchaser, subject to the approval of the Finance Director of the City in accordance with the Note Purchase Agreement. The Note Purchase Agreement is hereby approved in substantially the form set forth in this resolution, and the Mayor, the City Manager (or Interim City Manager) or the Finance Director of the City are each hereby

authorized to execute and deliver the Note Purchase Agreement in substantially such form, with such modification, with the advice of counsel, as may be approved by the Mayor, the City Manager (or Interim City Manager) or the Finance Director of the City, such approval to be conclusively evidenced by such execution and delivery.

Section 11. In the event that it is necessary to modify the terms and provisions of this resolution as it relates to the particular terms and provisions of the Note, the Mayor, the City Manager (or Interim City Manager) and the Finance Director of the City shall each be authorized, individually or collectively, to approve any such modifications, which modifications shall be evidenced by a certificate executed and delivered by the Mayor, the City Manager (or Interim City Manager) or the Finance Director on the Closing Date; provided, however, that any such modifications shall be consistent with the general tenor of this resolution; and provided further that such modifications shall not increase the authorized principal amount of the Note, extend the final Maturity Date of the Note or materially increase the interest rate to be borne by the Note.

Section 12. The Mayor, the City Manager (or Interim City Manager), the Finance Director, the City Clerk and the City Attorney, and their respective deputies or assistants, are each hereby authorized and directed, individually or collectively, to take such other actions and to execute and deliver such other documents, certificates, undertakings, agreements or other instruments as may be necessary or appropriate to effectuate the sale and issuance of the Note in a manner consistent with the terms of this resolution. The officers of the City and the agents and employees of the City are hereby authorized and directed to do all acts and things required of them by the provisions of this resolution for the full, punctual and complete performance of the terms, covenants, provisions and agreements of the same and the Note.

Section 13. This resolution shall take effect upon its adoption.

The City Attorney then announced that he had approved the foregoing resolution as to form.

Upon motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, the foregoing resolution entitled "RESOLUTION PROVIDING FOR THE SALE AND ISSUANCE OF A NOT TO EXCEED \$85,000,000 COMBINED ENTERPRISE SYSTEM REVENUE BOND ANTICIPATION NOTE, SERIES 2018" was adopted by the following vote:

Ayes:

Noes:

(Signed) Nancy Hoffmann

**46. [ID 18-0280](#) Ordinance Amending the Water Resources Capital Project Bond Fund - Series 2018 Budget for Expenses Associated with the Issuance of a Bond Anticipation Note**

**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, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

18-055 ORDINANCE AMENDING THE WATER RESOURCES CAPITAL PROJECT BOND FUND – SERIES 2018 BUDGET FOR EXPENSES ASSOCIATED WITH THE ISSUANCE OF A BOND ANTICIPATION NOTE

Section 1

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

That the Water Resources Capital Project Bond Fund - Series 2018 Budget of the City of Greensboro is hereby amended, as follows:

Account	Description	Amount
516-7001-01.5831	Bond Issuance Expense	\$100,000
Total		\$100,000

And, that the following revenue finances these appropriations:

Account	Description	Amount
516-0000-00.9005	Revenue Bond Proceeds	\$100,000
Total		\$100,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

**47. [ID 18-0264](#) Resolution Providing for the Sale and Issuance of \$9,245,000 General Obligation Public Improvement Bond Anticipation Notes, Series 2018A**

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

- Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells
- Absent,** 1 - Michelle Kennedy

118-18 The City Council of the City of Greensboro, North Carolina met in a regular meeting in the Council Chambers in the Melvin Municipal Office Building located at 300 West Washington Street in Greensboro, North Carolina, the regular place of meeting, at 5:30 p.m. on May 15, 2018.

Present: Mayor Nancy B. Vaughan, presiding, and Council Members

Absent: Council Members

Also Present:

\* \* \* \* \*

\_\_\_\_\_ introduced the following resolution the title of which was read and a copy of which had been previously distributed to each Council Member:

**RESOLUTION PROVIDING FOR THE SALE AND ISSUANCE OF \$9,245,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND ANTICIPATION NOTES, SERIES 2018A**  
**BE IT RESOLVED** by the City Council (the "City Council") of the City of Greensboro, North Carolina (the "City"):

Section 1. The City Council has determined and does hereby find and declare as follows:

- (a) An order authorizing \$38,500,000 Community and Economic Development Bonds (the "Community and Economic Development Bonds") was adopted by the City Council of the City on August 1, 2016, which order was approved by the vote of a majority of the qualified voters of the City who voted thereon at a referendum duly called and held on November 8, 2016.
- (b) An order authorizing \$34,500,000 Parks and Recreation Bonds (the "Parks and Recreation Bonds") was adopted by the City Council of the City on August 1, 2016, which order was approved by the vote of a majority of the qualified voters of the City who voted thereon at a referendum duly called and held on November 8, 2016.

(c) An order authorizing \$28,000,000 Transportation Bonds (the "Transportation Bonds") was adopted by the City Council of the City on August 1, 2016, which order was approved by the vote of a majority of the qualified voters of the City who voted thereon at a referendum duly called and held on November 8, 2016.

(d) None of said bonds has heretofore been issued, and no notes have been issued in anticipation of the receipt of the proceeds of the sale of said bonds.

(e) It is necessary to issue (i) \$730,000 of notes at this time in anticipation of the receipt of the proceeds of the sale of a like amount of the Community and Economic Development Bonds, (ii) \$5,425,000 of notes at this time in anticipation of the receipt of the proceeds of the sale of a like amount of the Parks and Recreation Bonds and (iii) \$3,090,000 of notes at this time in anticipation of the receipt of the proceeds of the sale of a like amount of the Transportation Bonds.

(f) It is in the best interest of the City to consolidate such notes for the purposes of sale into a single issue of notes designated "General Obligation Public Improvement Bond Anticipation Notes, Series 2018A."

Section 2. In anticipation of the receipt of the proceeds of the sale of a like amount of bonds, the issuance of \$9,245,000 negotiable notes of the City is hereby authorized, which notes shall be designated "General Obligation Public Improvement Bond Anticipation Notes, Series 2018A" (the "Notes"), shall be dated June 27, 2018, shall mature October 18, 2018, without option of prior redemption, and shall bear interest at a rate to be determined by the Local Government Commission at the time the Notes are sold, which interest shall be payable at the maturity of the Notes, on the basis of a 360-day year consisting of twelve 30-day months, to which no interest coupons shall be attached.

The principal of and the interest on the Notes shall be payable in any coin or currency of the United States of America which is legal tender for the payment of public and private debts on the respective dates of payment thereof.

The Notes shall be issued by means of a book-entry only system with no physical distribution of Note certificates to be made except as hereinafter provided. One Note certificate in the aggregate principal amount of the Notes stated to mature on October 18, 2018 and registered in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC"), shall be issued and deposited with DTC and immobilized in its custody. The book-entry only system will evidence ownership of the Notes in the principal amount of \$100,000 and integral multiples of \$1,000 in excess of \$100,000, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. The principal of and interest on the Notes shall be payable to Cede & Co. or any other person appearing on the registration books of the City hereinafter provided for as the registered owner of the Notes or his registered assigns or legal representative at such office of the Note Registrar (hereinafter defined) or such other place as the City may determine upon the presentation and surrender thereof as the same shall become due and payable; provided, however, that for so long as the Notes are deposited with DTC, the payment of the principal of and interest on the Notes shall be made to DTC in same-day funds by 2:30 p.m. or otherwise as determined by the rules and procedures established by DTC. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC, and transfer of principal and interest payments to beneficial owners of the Notes by participants of DTC will be the responsibility of such participants and other nominees of such beneficial owners. The City will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing records maintained by DTC, its participants or persons acting through such participants.

In the event that (a) DTC determines not to continue to act as securities depository for the Notes or (b) the Finance Director of the City determines that continuation of the book-entry only system of evidence and transfer of ownership of the Notes would adversely affect the interests of the beneficial owners of the Notes, the City will discontinue the book-entry only system with DTC. If the City identifies another qualified securities depository to replace DTC, the City will make arrangements with DTC and such other depository to effect such replacement and deliver replacement Notes registered in the name of such other depository or its nominee in exchange for the outstanding Notes, and the references to DTC or Cede & Co. in this resolution shall thereupon be deemed to mean such other depository or its nominee. If the City fails to identify another qualified securities depository to replace DTC, the City will deliver replacement Notes in the form of fully-registered certificates in denominations of \$100,000 and integral multiples of \$1,000 in excess of \$100,000 ("Certificated Notes") in exchange for the outstanding Notes as required by DTC and others. Upon the request of DTC, the City may also deliver one or more Certificated Notes to any participant of DTC in exchange for Notes credited to its account with DTC.

Unless indicated otherwise, the provisions of this resolution that follow shall apply to all Notes issued or issuable

hereunder, whether initially or in replacement thereof.

Section 3. The Notes shall bear the manual or facsimile signatures of the Mayor or the City Manager (or Interim City Manager) of the City and the City Clerk or any Deputy or Assistant City Clerk of the City and the official seal or a facsimile of the official seal of the City shall be impressed or imprinted, as the case may be, on the Notes.

The certificate of the Local Government Commission of North Carolina to be endorsed on all Notes shall bear the manual or facsimile signature of the Secretary of said Commission and the certificate of authentication of the Note Registrar to be endorsed on all Notes shall be executed as provided hereinafter.

In case any officer of the City or the Local Government Commission of North Carolina whose manual or facsimile signature shall appear on any Notes shall cease to be such officer before the delivery of such Notes, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery, and any Note may bear the manual or facsimile signatures of such persons as at the actual time of the execution of such Note shall be the proper officers to sign such Note although at the date of such Note such persons may not have been such officers.

No Note shall be valid or become obligatory for any purpose or be entitled to any benefit or security under this resolution until it shall have been authenticated by the execution by the Note Registrar of the certificate of authentication endorsed thereon.

The Notes to be registered in the name of Cede & Co. and the endorsements thereon shall be in substantially the following form:

UNLESS THIS NOTE IS PRESENTED BY AN AUTHORIZED REPRESENTATIVE OF THE DEPOSITORY TRUST COMPANY, A NEW YORK CORPORATION ("DTC"), TO THE CITY OF GREENSBORO, NORTH CAROLINA OR ITS AGENT FOR REGISTRATION OR TRANSFER, EXCHANGE, OR PAYMENT, AND ANY NOTE ISSUED IS REGISTERED IN THE NAME OF CEDE & CO. OR IN SUCH OTHER NAME AS IS REQUESTED BY AN AUTHORIZED REPRESENTATIVE OF DTC (AND ANY PAYMENT IS MADE TO CEDE & CO. OR TO SUCH OTHER ENTITY AS IS REQUESTED BY AN AUTHORIZED REPRESENTATIVE OF DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL INASMUCH AS THE REGISTERED OWNER HEREOF, CEDE & CO., HAS AN INTEREST HEREIN.

CUSIP No.: \_\_\_\_\_

No. RA-\_\_ \$9,245,000

United States of America

State of North Carolina

County of Guilford

CITY OF GREENSBORO

GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND ANTICIPATION NOTE

SERIES 2018A

The City of Greensboro, a municipal corporation in the County of Guilford, North Carolina, is justly indebted and for value received hereby promises to pay to CEDE & CO. or registered assigns or legal representative on the date specified above, upon the presentation and surrender hereof, at the office of the Finance Director of said City (the "Note Registrar"), in the City of Greensboro North Carolina, on the 18th day of October, 2018, the principal sum of NINE MILLION TWO HUNDRED FORTY-FIVE THOUSAND DOLLARS

and to pay interest thereon, on the basis of a 360-day year consisting of twelve 30-day months, from the date hereof at the rate of \_\_\_\_\_ per centum (\_\_\_%) per annum, payable upon the presentation and surrender of this note at its maturity; provided, however, that for so long as the Notes (hereinafter defined) are deposited with The Depository Trust Company, ("DTC"), the payment of the principal of and interest on the Notes shall be made to DTC in same day funds by 2:30 p.m. or otherwise as determined by the rules and procedures established by DTC. Both the principal of and the interest on this note shall be paid in any coin or currency of the United States of America that is legal tender for the payment of public and private debts on the respective dates of payment thereof. For the prompt payment hereof, both principal and interest as the same shall become due, the faith and credit of said City are hereby irrevocably pledged.

This note is one of an issue of notes designated "General Obligation Public Improvement Bond Anticipation Notes, Series 2018A" (the "Notes") and is given for money borrowed in the amount of the face of this note in anticipation of the receipt of the proceeds of the sale of a like amount of General Obligation Public Improvement Bonds, duly

authorized by orders adopted by the City Council of said City on August 1, 2016, which orders were approved by the vote of a majority of the qualified voters of said City who voted thereon at a referendum duly called and held on November 8, 2016, and this note is issued pursuant to and in full compliance with The Local Government Bond Act, as amended, Article 9, as amended, of the General Statutes of North Carolina and a resolution duly adopted by said City Council of said City on May 15, 2018 (the "Resolution").

The Notes are not subject to redemption prior to their stated maturity.

The Notes shall be issued by means of a book-entry only system with no physical distribution of note certificates to be made except as provided in the Resolution. One note certificate in the aggregate principal amount of the Notes stated to mature on such date and registered in the name of Cede & Co., as nominee of DTC, is being issued and deposited with DTC and immobilized in its custody. The book-entry only system will evidence ownership of the Notes in the principal amount of \$100,000 and integral multiples of \$1,000 in excess of \$100,000, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. Transfer of principal and interest payments to participants of DTC shall be the responsibility of DTC, and transfer of principal and interest payments to beneficial owners of the Notes by participants of DTC shall be the responsibility of such participants and other nominees of such beneficial owners. Said City shall not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

In certain events, said City will be authorized to deliver replacement Notes in the form of fully-registered certificates in the denomination of \$100,000 and integral multiples of \$1,000 in excess of \$100,000 in exchange for the outstanding Notes as provided in the Resolution.

At the office of the Note Registrar, in the manner and subject to the conditions provided in the Resolution, Notes may be exchanged for an equal aggregate principal amount of Notes of the same maturity, of authorized denominations and bearing interest at the same rate.

The Note Registrar shall keep at his office the books of said City for the registration of transfer of Notes. The transfer of this Note may be registered only upon such books and as otherwise provided in the Resolution upon the surrender hereof to the Note Registrar together with an assignment duly executed by the registered owner hereof or his attorney or legal representative in such form as shall be satisfactory to the Note Registrar. Upon any such registration of transfer, the Note Registrar shall deliver in exchange for this Note a new Note or Notes, registered in the name of the transferee, of authorized denominations, in an aggregate principal amount equal to the unredeemed principal amount of this Note, of the same maturity and bearing interest at the same rate.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this Note have happened, exist and have been performed in regular and due form and time as so required, and that the total indebtedness of said City, including this Note, does not exceed any constitutional or statutory limitation thereon.

This Note shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Resolution until this Note shall have been authenticated by the execution by the Note Registrar of the certificate of authentication endorsed hereon.

IN WITNESS WHEREOF, the City of Greensboro, North Carolina, pursuant to a resolution duly adopted by its City Council, has caused this note to be signed by its [Mayor] [City Manager] and its [Deputy] City Clerk and its official seal to be impressed hereon, all as of the \_\_\_\_ day of June, 2018.

[Do not sign]

[Mayor] [City Manager]

[SEAL]

[Do not sign]

[Deputy] City Clerk

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of this note has been approved under the provisions of The Local Government Bond Act.

[Do not sign]

Greg C. Gaskins

Secretary, Local Government Commission

L.G.C. No. \_\_\_\_\_

CERTIFICATE OF AUTHENTICATION

This note is one of the Notes of the series designated herein and issued under the provisions of the

within-mentioned Resolution.

By: [Do not sign]

Finance Director, as Note Registrar

Date of authentication: \_\_\_\_\_

#### ASSIGNMENT

FOR VALUE RECEIVED the undersigned registered owner thereof hereby sells, assigns and transfers unto the within Note and all rights thereunder and hereby irrevocably constitutes and appoints attorney to register the transfer of said Note on the books kept for registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

In the presence of:

\_\_\_\_\_  
NOTICE: The signature must be guaranteed by an institution which is a participant in the Securities Transfer Agent Medallion Program (STAMP) or similar program. The signature to this assignment must correspond with the name as it appears on the face of the within Note in every particular, without alteration of enlargement or any change whatever.

Certificated Notes issuable hereunder shall be in substantially the form of the Notes registered in the name of Cede & Co. with such changes as are necessary to reflect the provisions of this resolution that are applicable to Certificated Notes.

Section 4. The Notes are not subject to redemption prior to their stated maturity.

Section 5. Notes, upon surrender thereof at the office of the Note Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Note Registrar, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of Notes of the same maturity, of any denomination or denominations authorized by this resolution and bearing interest at the same rate.

The transfer of any Note may be registered only upon the registration books of the City upon the surrender thereof to the Note Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Note Registrar. Upon any such registration of transfer, the Note Registrar shall authenticate and deliver in exchange for such Note a new Note or Notes, registered in the name of the transferee, of any denomination or denominations authorized by this resolution, in an aggregate principal amount equal to the unredeemed principal amount of such Note so surrendered, of the same maturity and bearing interest at the same rate.

In all cases in which Notes shall be exchanged or the transfer of Notes shall be registered hereunder, the Note Registrar shall authenticate and deliver at the earliest practicable time Notes in accordance with the provisions of this resolution. All Notes surrendered in any such exchange or registration of transfer shall forthwith be canceled by the Note Registrar. The City or the Note Registrar may make a charge for shipping and out-of-pocket costs for every such exchange or registration of transfer of Notes sufficient to reimburse it for any tax or other governmental charge required to be paid with respect to such exchange or registration of transfer, but no other charge shall be made by the City or the Note Registrar for exchanging or registering the transfer of Notes under this resolution.

As to any Note, the person in whose name the same shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Note and the interest on any such Note shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note, and interest thereon, to the extent of the sum or sums so paid.

The City shall appoint such registrars, transfer agents, depositaries or other agents as may be necessary for the registration, registration of transfer and exchange of Notes within a reasonable time according to then current commercial standards and for the timely payment of principal and interest with respect to the Notes. The Finance Director of the City, or any person at any time acting in such capacity, is hereby appointed the registrar, transfer agent and paying agent for the Notes (collectively the "Note Registrar"), subject to the right of the City Council of the City to appoint another Note Registrar, and as such shall keep at his office in the City, the books of the City for the registration, registration of transfer, exchange and payment of the Notes as provided in this resolution.

Section 6. The City covenants that, to the extent permitted by the Constitution and laws of the State of North Carolina, it will comply with the requirements of the Internal Revenue Code of 1986, as amended or as may be amended from time to time, and any Treasury regulations now or hereafter promulgated thereunder, to the extent necessary so that interest on the Notes will not be included in gross income of the owners of the Notes for purposes of federal income tax.

Section 7. The actions of the officers of the City in applying to the Local Government Commission to approve, advertise and sell the Notes and the Local Government Commission in asking for bids for said Notes by printing and distributing circulars relating to the offering and sale of the Notes are hereby authorized, approved, ratified and confirmed.

Section 8. The Mayor, the City Manager (or Interim City Manager), the Finance Director, the City Clerk and the City Attorney, and their respective deputies or assistants, are each hereby authorized and directed, individually or collectively, to take such other actions and to execute and deliver such other documents, certificates, undertakings, agreements or other instruments as may be necessary or appropriate to effectuate the sale and issuance of the Notes in a manner consistent with the terms of this resolution. The officers of the City and the agents and employees of the City are hereby authorized and directed to do all acts and things required of them by the provisions of this resolution for the full, punctual and complete performance of the terms, covenants, provisions and agreements of the same and the Notes.

Section 9. This resolution shall take effect upon its adoption.

The City Attorney then announced that he had approved the foregoing resolution as to form.

Upon motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, the foregoing resolution entitled "RESOLUTION PROVIDING FOR THE SALE AND ISSUANCE OF \$9,245,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND ANTICIPATION NOTES, SERIES 2018A" was adopted by the following vote:

Ayes:

Noes:

(Signed) Nancy Hoffmann

**48. [ID 18-0290](#) Resolution Providing for the Sale and Issuance of \$5,325,000 Taxable General Obligation Public Improvement Taxable Bond Anticipation Notes, Series 2018B**

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

119-18 Thereupon, \_\_\_\_\_ introduced the following resolution the title of which was read and a copy of which had been previously distributed to each Council Member:

RESOLUTION PROVIDING FOR THE SALE AND ISSUANCE OF \$5,325,000 TAXABLE GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND ANTICIPATION NOTES, SERIES 2018B  
BE IT RESOLVED by the City Council (the "City Council") of the City of Greensboro, North Carolina (the "City"):

Section 1. The City Council has determined and does hereby find and declare as follows:

- (a) An order authorizing \$25,000,000 Housing Bonds (the "Housing Bonds") was adopted by the City Council of the City on August 1, 2016, which order was approved by the vote of a majority of the qualified voters of the City who voted thereon at a referendum duly called and held on November 8, 2016.
- (b) An order authorizing \$38,500,000 Community and Economic Development Bonds (the "Community and Economic Development Bonds") was adopted by the City Council of the City on August 1, 2016, which order was approved by the vote of a majority of the qualified voters of the City who voted thereon at a referendum duly called and held on November 8, 2016.
- (c) None of said bonds has heretofore been issued, and no notes have been issued in anticipation of the receipt of the proceeds of the sale of said bonds.
- (d) It is necessary to issue (i) \$4,625,000 of notes at this time in anticipation of the receipt of the proceeds of the sale of a like amount of the Housing Bonds and (ii) \$700,000 of notes at this time in anticipation of the receipt of the proceeds of the sale of a like amount of the Community and Economic Development Bonds.
- (e) It is in the best interest of the City to consolidate such notes for the purposes of sale into a single issue of notes designated "General Obligation Taxable Public Improvement Bond Anticipation Notes, Series 2018B."

Section 2. In anticipation of the receipt of the proceeds of the sale of a like amount of bonds, the issuance of \$5,325,000 negotiable notes of the City is hereby authorized, which notes shall be designated "Taxable General Obligation Public Improvement Bond Anticipation Notes, Series 2018B" (the "Notes"), shall be dated June 27, 2018, shall mature October 18, 2018, without option of prior redemption, and shall bear interest at a rate to be determined by the Local Government Commission at the time the Notes are sold, which interest shall be payable at the maturity of the Notes, on the basis of a 360-day year consisting of twelve 30-day months, to which no interest coupons shall be attached.

The principal of and the interest on the Notes shall be payable in any coin or currency of the United States of America which is legal tender for the payment of public and private debts on the respective dates of payment thereof.

The Notes shall be issued by means of a book-entry only system with no physical distribution of Note certificates to be made except as hereinafter provided. One Note certificate in the aggregate principal amount of the Notes stated to mature on October 18, 2018 and registered in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC"), shall be issued and deposited with DTC and immobilized in its custody. The book-entry only system will evidence ownership of the Notes in the principal amount of \$100,000 and integral multiples of \$1,000 in excess of \$100,000, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. The principal of and interest on the Notes shall be payable to Cede & Co. or any other person appearing on the registration books of the City hereinafter provided for as the registered owner of the Notes or his registered assigns or legal representative at such office of the Note Registrar (hereinafter defined) or such other place as the City may determine upon the presentation and surrender thereof as the same shall become due and payable; provided, however, that for so long as the Notes are deposited with DTC, the payment of the principal of and interest on the Notes shall be made to DTC in same-day funds by 2:30 p.m. or otherwise as determined by the rules and procedures established by DTC. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC, and transfer of principal and interest payments to beneficial owners of the Notes by participants of DTC will be the responsibility of such participants and other nominees of such beneficial owners. The City will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing records maintained by DTC, its participants or persons acting through such participants.

In the event that (a) DTC determines not to continue to act as securities depository for the Notes or (b) the Finance Director of the City determines that continuation of the book-entry only system of evidence and transfer of ownership of the Notes would adversely affect the interests of the beneficial owners of the Notes, the City will discontinue the book-entry only system with DTC. If the City identifies another qualified securities depository to replace DTC, the City will make arrangements with DTC and such other depository to effect such replacement and deliver replacement Notes registered in the name of such other depository or its nominee in exchange for the outstanding Notes, and the references to DTC or Cede & Co. in this resolution shall thereupon be deemed to mean such other depository or its nominee. If the City fails to identify another qualified securities depository to replace DTC, the City will deliver replacement Notes in the form of fully-registered certificates in denominations of \$100,000 and integral multiples of \$1,000 in excess of \$100,000 ("Certificated Notes") in exchange for the outstanding Notes as required by DTC and others. Upon the request of DTC, the City may also deliver one or more Certificated Notes to any

participant of DTC in exchange for Notes credited to its account with DTC.

Unless indicated otherwise, the provisions of this resolution that follow shall apply to all Notes issued or issuable hereunder, whether initially or in replacement thereof.

Section 3. The Notes shall bear the manual or facsimile signatures of the Mayor or the City Manager (or Interim City Manager) of the City and the City Clerk or any Deputy or Assistant City Clerk of the City and the official seal or a facsimile of the official seal of the City shall be impressed or imprinted, as the case may be, on the Notes.

The certificate of the Local Government Commission of North Carolina to be endorsed on all Notes shall bear the manual or facsimile signature of the Secretary of said Commission and the certificate of authentication of the Note Registrar to be endorsed on all Notes shall be executed as provided hereinafter.

In case any officer of the City or the Local Government Commission of North Carolina whose manual or facsimile signature shall appear on any Notes shall cease to be such officer before the delivery of such Notes, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery, and any Note may bear the manual or facsimile signatures of such persons as at the actual time of the execution of such Note shall be the proper officers to sign such Note although at the date of such Note such persons may not have been such officers.

No Note shall be valid or become obligatory for any purpose or be entitled to any benefit or security under this resolution until it shall have been authenticated by the execution by the Note Registrar of the certificate of authentication endorsed thereon.

The Notes to be registered in the name of Cede & Co. and the endorsements thereon shall be in substantially the following form:

UNLESS THIS NOTE IS PRESENTED BY AN AUTHORIZED REPRESENTATIVE OF THE DEPOSITORY TRUST COMPANY, A NEW YORK CORPORATION ("DTC"), TO THE CITY OF GREENSBORO, NORTH CAROLINA OR ITS AGENT FOR REGISTRATION OR TRANSFER, EXCHANGE, OR PAYMENT, AND ANY NOTE ISSUED IS REGISTERED IN THE NAME OF CEDE & CO. OR IN SUCH OTHER NAME AS IS REQUESTED BY AN AUTHORIZED REPRESENTATIVE OF DTC (AND ANY PAYMENT IS MADE TO CEDE & CO. OR TO SUCH OTHER ENTITY AS IS REQUESTED BY AN AUTHORIZED REPRESENTATIVE OF DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL INASMUCH AS THE REGISTERED OWNER HEREOF, CEDE & CO., HAS AN INTEREST HEREIN.

CUSIP No.: \_\_\_\_\_

No. RB-\_\_ \$5,325,000

United States of America

State of North Carolina

County of Guilford

CITY OF GREENSBORO

TAXABLE GENERAL OBLIGATION PUBLIC IMPROVEMENT

BOND ANTICIPATION NOTE

SERIES 2018B

The City of Greensboro, a municipal corporation in the County of Guilford, North Carolina, is justly indebted and for value received hereby promises to pay to CEDE & CO. or registered assigns or legal representative on the date specified above, upon the presentation and surrender hereof, at the office of the Finance Director of said City (the "Note Registrar"), in the City of Greensboro, North Carolina, on the 18th day of October, 2018, the principal sum of FIVE MILLION THREE HUNDRED TWENTY-FIVE THOUSAND DOLLARS

and to pay interest thereon, on the basis of a 360-day year consisting of twelve 30-day months, from the date hereof at the rate of \_\_\_\_\_ per centum (\_\_\_\_%) per annum, payable upon the presentation and surrender of this note at its maturity; provided, however, that for so long as the Notes (hereinafter defined) are deposited with The Depository Trust Company ("DTC"), the payment of the principal of and interest on the Notes shall be made to DTC in same day funds by 2:30 p.m. or otherwise as determined by the rules and procedures established by DTC. Both the principal of and the interest on this note shall be paid in any coin or currency of the United States of America that is legal tender for the payment of public and private debts on the respective dates of payment thereof. For the prompt payment hereof, both principal and interest as the same shall become due, the faith and credit of said City are hereby irrevocably pledged.

This note is one of an issue of notes designated "Taxable General Obligation Public Improvement Bond Anticipation

Notes, Series 2018B" (the "Notes") and is given for money borrowed in the amount of the face of this note in anticipation of the receipt of the proceeds of the sale of a like amount of General Obligation Public Improvement Bonds, duly authorized by orders adopted by the City Council of said City on August 1, 2016, which orders were approved by the vote of a majority of the qualified voters of said City who voted thereon at a referendum duly called and held on November 8, 2016, and this note is issued pursuant to and in full compliance with The Local Government Bond Act, as amended, Article 9, as amended, of the General Statutes of North Carolina and a resolution duly adopted by said City Council of said City on May 15, 2018 (the "Resolution").

The Notes are not subject to redemption prior to their stated maturity.

The Notes shall be issued by means of a book-entry only system with no physical distribution of note certificates to be made except as provided in the Resolution. One note certificate in the aggregate principal amount of the Notes stated to mature on such date and registered in the name of Cede & Co., as nominee of DTC, is being issued and deposited with DTC and immobilized in its custody. The book-entry only system will evidence ownership of the Notes in the principal amount of \$100,000 and integral multiples of \$1,000 in excess of \$100,000, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. Transfer of principal and interest payments to participants of DTC shall be the responsibility of DTC, and transfer of principal and interest payments to beneficial owners of the Notes by participants of DTC shall be the responsibility of such participants and other nominees of such beneficial owners. Said City shall not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

In certain events, said City will be authorized to deliver replacement Notes in the form of fully-registered certificates in the denomination of \$100,000 and integral multiples of \$1,000 in excess of \$100,000 in exchange for the outstanding Notes as provided in the Resolution.

At the office of the Note Registrar, in the manner and subject to the conditions provided in the Resolution, Notes may be exchanged for an equal aggregate principal amount of Notes of the same maturity, of authorized denominations and bearing interest at the same rate.

The Note Registrar shall keep at his office the books of said City for the registration of transfer of Notes. The transfer of this Note may be registered only upon such books and as otherwise provided in the Resolution upon the surrender hereof to the Note Registrar together with an assignment duly executed by the registered owner hereof or his attorney or legal representative in such form as shall be satisfactory to the Note Registrar. Upon any such registration of transfer, the Note Registrar shall deliver in exchange for this Note a new Note or Notes, registered in the name of the transferee, of authorized denominations, in an aggregate principal amount equal to the unredeemed principal amount of this Note, of the same maturity and bearing interest at the same rate.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this Note have happened, exist and have been performed in regular and due form and time as so required, and that the total indebtedness of said City, including this Note, does not exceed any constitutional or statutory limitation thereon.

This Note shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Resolution until this Note shall have been authenticated by the execution by the Note Registrar of the certificate of authentication endorsed hereon.

IN WITNESS WHEREOF, the City of Greensboro, North Carolina, pursuant to a resolution duly adopted by its City Council, has caused this note to be signed by its [Mayor] [City Manager] and its [Deputy] City Clerk and its official seal to be impressed hereon, all as of the \_\_\_\_ day of June, 2018.

[Do not sign]

[Mayor] [City Manager]

[SEAL]

[Do not sign]

[Deputy] City Clerk

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of this note has been approved under the provisions of The Local Government Bond Act.

[Do not sign]

Greg C. Gaskins

Secretary, Local Government Commission

L.G.C. No. \_\_\_\_\_

CERTIFICATE OF AUTHENTICATION

This note is one of the Notes of the series designated herein and issued under the provisions of the within-mentioned Resolution.

By: [Do not sign]

Finance Director, as Note Registrar

Date of authentication: \_\_\_\_\_

ASSIGNMENT

FOR VALUE RECEIVED the undersigned registered owner thereof hereby sells, assigns and transfers unto the within Note and all rights thereunder and hereby irrevocably constitutes and appoints attorney to register the transfer of said Note on the books kept for registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

In the presence of:

\_\_\_\_\_

NOTICE: The signature must be guaranteed by an institution which is a participant in the Securities Transfer Agent Medallion Program (STAMP) or similar program. The signature to this assignment must correspond with the name as it appears on the face of the within Note in every particular, without alteration of enlargement or any change whatever.

Certificated Notes issuable hereunder shall be in substantially the form of the Notes registered in the name of Cede & Co. with such changes as are necessary to reflect the provisions of this resolution that are applicable to Certificated Notes.

Section 4. The Notes are not subject to redemption prior to their stated maturity.

Section 5. Notes, upon surrender thereof at the office of the Note Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Note Registrar, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of Notes of the same maturity, of any denomination or denominations authorized by this resolution and bearing interest at the same rate.

The transfer of any Note may be registered only upon the registration books of the City upon the surrender thereof to the Note Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Note Registrar. Upon any such registration of transfer, the Note Registrar shall authenticate and deliver in exchange for such Note a new Note or Notes, registered in the name of the transferee, of any denomination or denominations authorized by this resolution, in an aggregate principal amount equal to the unredeemed principal amount of such Note so surrendered, of the same maturity and bearing interest at the same rate.

In all cases in which Notes shall be exchanged or the transfer of Notes shall be registered hereunder, the Note Registrar shall authenticate and deliver at the earliest practicable time Notes in accordance with the provisions of this resolution. All Notes surrendered in any such exchange or registration of transfer shall forthwith be canceled by the Note Registrar. The City or the Note Registrar may make a charge for shipping and out-of-pocket costs for every such exchange or registration of transfer of Notes sufficient to reimburse it for any tax or other governmental charge required to be paid with respect to such exchange or registration of transfer, but no other charge shall be made by the City or the Note Registrar for exchanging or registering the transfer of Notes under this resolution.

As to any Note, the person in whose name the same shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Note and the interest on any such Note shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note, and interest thereon, to the extent of the sum or sums so paid.

The City shall appoint such registrars, transfer agents, depositaries or other agents as may be necessary for the registration, registration of transfer and exchange of Notes within a reasonable time according to then current commercial standards and for the timely payment of principal and interest with respect to the Notes. The Finance Director of the City, or any person at any time acting in such capacity, is hereby appointed the registrar, transfer agent and paying agent for the Notes (collectively the "Note Registrar"), subject to the right of the City Council of the City to appoint another Note Registrar, and as such shall keep at his office in the City, the books of the City for the

registration, registration of transfer, exchange and payment of the Notes as provided in this resolution.

Section 6. The actions of the officers of the City in applying to the Local Government Commission to approve, advertise and sell the Notes and the Local Government Commission in asking for bids for said Notes by printing and distributing circulars relating to the offering and sale of the Notes are hereby authorized, approved, ratified and confirmed.

Section 7. The Mayor, the City Manager (or Interim City Manager), the Finance Director, the City Clerk and the City Attorney, and their respective deputies or assistants, are each hereby authorized and directed, individually or collectively, to take such other actions and to execute and deliver such other documents, certificates, undertakings, agreements or other instruments as may be necessary or appropriate to effectuate the sale and issuance of the Notes in a manner consistent with the terms of this resolution. The officers of the City and the agents and employees of the City are hereby authorized and directed to do all acts and things required of them by the provisions of this resolution for the full, punctual and complete performance of the terms, covenants, provisions and agreements of the same and the Notes.

Section 8. This resolution shall take effect upon its adoption.

The City Attorney then announced that he had approved the foregoing resolution as to form.

Upon motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, the foregoing resolution entitled "RESOLUTION PROVIDING FOR THE SALE AND ISSUANCE OF \$5,325,000 TAXABLE GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND ANTICIPATION NOTES, SERIES 2018B" was adopted by the following vote:

Ayes:

Noes:

(Signed) Sharon Hightower

**49. [ID 18-0265](#) Ordinance in the Amount of \$2,000,000 Amending the War Memorial Coliseum Complex Fund**

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling, Tammi Thurm and Goldie F. Wells

**Absent,** 1 - Michelle Kennedy

18-056 ORDINANCE AMENDING THE WAR MEMORIAL COLISEUM COMPLEX FUND FOR FY 2017-2018

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

Section 1

That the War Memorial Coliseum Complex Fund is hereby amended as follows:

That the appropriations be increased as follows:

Account	Description	Amount
521-7531-01.5279	Promotions – Other	\$1,000,000
521-7525-01.5428	Contracted Medical Services	\$200,000
521-7535-03.5414	Temporary Services	\$300,000

521-7535-06.5613	Maintenance & Repair – Buildings	\$400,000
521-7535-09.5612	Maintenance & Improvement - Grounds	\$100,000
Total		\$2,000,000

And, that this increase be financed by increasing the following War Memorial Coliseum Complex Fund accounts:

Account	Description	Amount
521-7510-02.7746	Ticket Charges Recoverable – Promotions	\$1,000,000
521-7531-01.7730	Admissions and Charges	\$1,000,000
Total		\$2,000,000

## Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

- 51. [ID 18-0286](#)** Resolution to Exchange 324 Square Feet of Property in Fee Simple for Acquisition of 1,227 Square Feet of Easement Pursuant to the “Settlement and Release of All Claims” with N Club, LLC and GGEG, LLC.

Councilmember Outling spoke to a conflict of interest, and requested to be recused from the item.

Moved by Councilmember Thurm, seconded by Councilmember Abuzuaiter to excuse Councilmember Outling from the item. The motion carried by voice vote.

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

- Ayes,** 6 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Nancy Hoffmann, Tammi Thurm and Goldie F. Wells
- Nays,** 1 - Sharon M. Hightower
- Excused,** 1 - Justin Outling
- Absent,** 1 - Michelle Kennedy

120-18 RESOLUTION TO EXCHANGE 324 SQUARE FEET OF PROPERTY IN FEE SIMPLE FOR ACQUISITION OF 1,227 SQUARE FEET OF EASEMENT PURSUANT TO THE “SETTLEMENT AND RELEASE OF ALL CLAIMS” WITH N CLUB, LLC AND GGEG, LLC.

WHEREAS, the City of Greensboro entered into a Settlement and Release of All Claims with N Club, LLC and GGEG, LLC to resolve claims filed in a civil action against the City bearing case number 18-CvS-2652 in Guilford County Superior Court;

WHEREAS, this Settlement and Release of all Claims was authorized by City Council on April 24, 2018;

WHEREAS, this Settlement provides that N Club, LLC will release its interest in its easement over City Property in exchange for the granting of a certain portion of City Property, the descriptions thereof being more particularly described set out in the Exhibits attached hereto;

WHEREAS, to effectuate this exchange, the City provided this 10 day public notice of the intent of the Greensboro City Council to exchange the following excess property: City Council will acquire an access easement over Guilford County Parcel Number 0000004, save and except approximately 2.50 feet of the westernmost portion of said

ement, valued at Fifty Six Thousand Seven Hundred Dollars (\$56,700), and being an area of 1,227 square feet for conveyance of a portion of Guilford County Parcel 0227270, valued at Nine Thousand One Hundred and Eight Dollars (\$9,108) and being an area of 345 square feet.

WHEREAS, the City is receiving full and fair consideration in exchange of its property on the basis of a competent and disinterested appraisal and the City's interests in the February One Downtown Development Project will be best served by the recombination of the City property with the N Club, LLC property in order to promote a more orderly and coordinated system of development;

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

That, in accordance with the recitals above, the exchange of the above described Excess Property for the N Club Property is approved in accordance with the Settlement and Release of All Claims with N Club, LLC and GGEG, LLC as authorized by City Council on April 24, 2018.

(Signed) Nancy Hoffmann

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

Councilmember Hoffmann outlined the upcoming Literary Festival events; and spoke to citizen input for the Arts Master Plan.

Councilmember Wells expressed condolences for the loss of life in the recent fire; spoke to Congressman Mark Walker awarding citizens with the American Flag; and commended tornado relief volunteers.

Mayor Pro-Tem Johnson requested staff provide Federal and State funding information to the residents for tornado relief; expressed condolences to the fire victims; voiced concern with Code Compliance violations; and emphasized the need for a fire investigation.

Interim City Manager Parrish spoke to the partnership with Guilford County and FEMA representatives; and to advocating for residents.

Councilmember Abuzaiter spoke to the loss of the five young lives; the Greensboro Housing Coalition; highlighted Carolyn Biggerstaff's receipt of the Long Leaf Pine award; Mayor Pro-Tem Johnson and Councilmember Wells being recognized for Outstanding Lifetime Awards; Law Enforcement Memorial Week; and requested amendments to the Local Preference Policy regarding the sole proprietorships and pre-certification of bidders.

Councilmember Hightower requested clarification on the requested Local Preference policy amendments in which City Attorney Carruthers explained the amendment request.

Moved by Councilmember Outling, seconded by Councilmember Abuzaiter to direct staff to modify the Local Preference Policy regarding sole proprietorships and pre-certification of bidders. The motion carried by voice.

Councilmember Outling voiced appreciation for the amendment; expressed remorse for the fire victims; requested additional funding for building inspectors in the 2018-19 budget cycle; highlighted the free Literary event; and spoke to the diversity of the event.

Councilmember Thurm voiced the importance of the Police Memorial Week; appreciation to the Airport Rotary Club; congratulated Carolyn Biggerstaff; and requested staff research availability of federal funding for acknowledging the 400th year anniversary of the Slave Trade.

Councilmember Hightower reiterated the need for additional housing inspectors; expressed concerns for the fire victims; offered congratulations to Mayor Pro-Tem Johnson and Councilmember Wells; farewell wishes to Pastor Dianne Moffitt of the Presbyterian church; spoke to a League of Municipalities event; to the Black Network Television case; street lights; and to the Town Hall Dinner in Raleigh on May 29th.

Mayor Vaughan voiced condolences for the fire victims; reiterated the request for additional housing inspectors; recognized the trauma faced by first responders; and asked for an update on the fire investigation.

Interim City Manager Parrish outlined the status of the investigation; spoke to safe and affordable housing; and reviewed the next steps to resolve the housing concerns.

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

There were no items for discussion by the Interim City Manager.

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

There were no items for discussion by the City Attorney.

**Adjournment**

Moved by Councilmember Thurm, seconded by Councilmember Abuzuaiter, to adjourn the meeting. The motion carried by voice vote.

THE CITY COUNCIL ADJOURNED AT 10:09 P.M.

ANGELA R. LORD  
DEPUTY CITY CLERK

NANCY VAUGHAN  
MAYOR