



City of Greensboro

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

Meeting Minutes - Draft City Council

Tuesday, November 18, 2014

5:30 PM

Council Chamber

Call to Order

This City Council meeting of the City of Greensboro was called to order at 4:49 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 Mike Barber, Councilmember Jamal T. Fox, Councilmember Sharon M. Hightower, Councilmember Nancy Hoffmann, Councilmember Zack Matheny and Councilmember Tony Wilkins

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

Mayor Pro-Tem Johnson read the following motion into the record to go into closed session to consult with the City Attorney in order to preserve the attorney-client privilege between the City Attorney and Council pursuant to N.C.G.S. 143-318.11 (a)(3).

Moved by Councilmember Barber, seconded by Councilmember Fox to adopt the motion as read. Motion carried by voice vote.

Council recessed to closed session at 4:50 p.m. and reconvened at 6:01 p.m. with all members present except Councilmembers Fox and Hightower.

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

Councilmembers Fox and Hightower returned at 6:02 p.m.

Moment of Silence

The meeting opened with a moment of silence.

Pledge of Allegiance to the Flag

Mayor Vaughan recognized Councilmember Hoffmann to lead the Pledge of Allegiance to the Flag.

Recognition of Courier

City Manager Jim Westmoreland recognized Termaine Dumas of the Water 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 Vaughan asked for a motion to postpone Item's #24 ID 14-0697 and #25 ID 14-0712 to the December 2 meeting of Council.

ID 14-0697

Ordinance Annexing Territory into the Corporate Limits Located at 5672 -

5696 Millstream Road - 12.547-Acres

Moved by Councilmember Barber, seconded by Councilmember Hightower to postpone the item to the December 2 meeting of Council without further advertising. The motion carried by voice vote.

ID 14-0712

Ordinance Establishing Original Zoning from County LI (Light Industrial) to City CD-LI (Conditional District Light Industrial) for Properties Located at 5672-5696 Millstream Road, Generally Described as South of Millstream Road and West of Village Road

Moved by Councilmember Barber, seconded by Councilmember Hightower to postpone the item to the December 2 meeting of Council without further advertising. The motion carried by voice vote.

Mayor Vaughan asked for a motion to postpone Item #30 ID 14-0751 to the December 2 meeting of Council.

ID 14-0751

Resolution Approving the Issuance of Multifamily Housing Revenue Bonds by the Housing Authority of the City of Greensboro to Provide Financing for the Renovation of Claremont Courts

Moved by Mayor Pro-Tem, seconded by Councilmember Fox to postpone the item to the December 2 meeting of Council. The motion carried by voice vote.

Mayor Vaughan inquired as to the Housing Authority providing an update at a work session.

City Manager Westmoreland stated the Housing Authority would be presenting at the Council's December 11th work session.

Moved by Mayor Pro-Tem, seconded by Councilmember Fox to amend the postponement of the item to the December 16 meeting of Council. The motion carried by voice vote.

I. CEREMONIAL AND/OR PRESENTATION ITEMS

ID 14-0760

Recognition of 2014 City Academy Graduates

City Manager Westmoreland recognized the 2014 City Academy graduating class; and presented a video taken during the course.

Human Relations Director, Donna Gray spoke to the requirements of the program; stated graduates had visited various locations around the City; recognized former graduates in the audience; and invited Mayor Vaughan, City Manager Westmoreland, Cathy Justice and Jodie Stanley to assist in the presentation of certificates and awards.

Ms. Gray spoke to class participation; percentages of perfect attendance; presented a special certificate for 2013 graduate Keith Leatherwood for 44 volunteer hours; spoke to academy success; and participants selection of departments that stood out from the rest.

Ms. Stanley spoke to weekly surveys; stated the Greensboro Police Department had been selected as the Most Interactive and Interesting and Most Well-Organized; and the award was accepted by Assistant City Manager Wesley Reid.

Ms. Justice announced the Greensboro Fire Department was voted as the most Favorite Learning Experience, which was accepted by Assistant Fire Chief C.M. Hunter; and stated the most Favorite Instructor of the Year was a tie between Parks and Recreation Interim Director Wade Walcutt and Guilford Metro 911 Interim Director Melanie Neal.

Ms. Gray recognized class member Chloe Chemburn for comments.

Ms. Chemburn stated she represented the 2014 graduating class; spoke to the make up of the class; the class as "We are Greensboro"; to issues the class was passionate about; recognized departments and staff that came together to do the work of the City; requested Council to continue work for Economic Development; highlighted District 1; spoke to an active approach; diversity; an international community; and taking ownership of the City.

Ms. Gray thanked Council for their support; management for their time; participants for time and dedication; for submission into boards and commissions data bank; challenged participants to share information they had learned; and to make a difference in the community.

Councilmember Abuzuaiter spoke to the graduates involvement in the community; and working together for a better Greensboro.

Mayor Vaughan thanked City staff for their work; and voiced her appreciation for the extra hours.

Councilmember Hightower congratulated the City Academy graduates; spoke to doing the right thing for the City; and thanked participants for wanting to serve.

Councilmember Matheny congratulated the City Acdamey graduates.

Councilmember Matheny inquired as to Luck Davis being present in the audience; spoke to locally owned businesses; and read the resolution into the record.

ID 14-0764 Resolution Proclaiming November 18th through December 31st, 2014-
"Buy Local Season"

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

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

0286-14 RESOLUTION PROCLAIMING NOVEMBER 18TH THROUGH DECEMBER 31ST, 2014 "BUY LOCAL SEASON"

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

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

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

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

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

That November 18th through December 31st is hereby proclaimed "Buy Local Season" for 2014 and years to come.

(Signed) Marikay Abuzuaiter

ID 14-0784 Resolution Authorizing a Matching Grant of Up to \$6,000 to Triad Local
First

Councilmember Matheny read the resolution into the record.

Councilmember Abuzuaiter inquired about scholarships.

Ms. Davis, Director of Triad Local First, stated there were no scholarships; spoke to bartering with companies; stated many businesses had joined through bartering; referenced lower fees for entrepreneurs and farmers; and spoke to promoting buying local for independent businesses.

Mayor Vaughan inquired as to when Shop Small day would be.

Ms. Davis stated Shop Small day was promoted by American Express; spoke to the Jingle Walk on December 9 from 6 p.m. to 8 p.m.; promoting through education, media, advertising, and social media; referenced past support by the City; thanked Council for website support; for the directory listing of members; and for the generous grant in 2013.

Mayor Vaughan stated it was great to see the City's dollars at work.

Councilmember Hightower inquired if there were some type of insignia on the businesses.

Ms. Davis spoke to door clings; and the directory on the website.

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

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

0287-14 RESOLUTION AUTHORIZING A MATCHING GRANT IN THE AMOUNT OF UP TO \$6,000 TO TRIAD LOCAL FIRST

WHEREAS, Triad Local First is a business membership organization that provides promotion and programming for local businesses and education to the community on the benefits of buying local;

WHEREAS, the City of Greensboro recognizes and shares Triad Local First's commitment to the success of the local businesses and continuing efforts to assist in the creation of new businesses, economic activity, employment opportunities, and a growing tax base;

WHEREAS, Buy Local Season will occur this year from November 15th through December 31st ;

WHEREAS, Triad Local First will use the matching grant funds to provide enhanced marketing and advertising activities for locally owned businesses during Buy Local Season across a variety of media channels;

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

That Triad Local First's request for a matching grant in the amount not to exceed \$6,000 is hereby approved, and the City Manager and Clerk of this Municipality are hereby authorized to execute a grant agreement, on behalf of the City of Greensboro, with payment to be made from Account No. 208020509.5931.

(Signed) Zack Matheny

ID 14-0790

Resolution Approving Structure and Appointment Processes for the College Commission

City Manager Westmoreland recognized Parks and Recreation Interim Director Wade Walcutt to present the item.

Mr. Walcutt made a PowerPoint Presentation; recognized people that had assisted in the process; spoke to the history of the item; the goal of the commission; Council's vision; leaders from colleges and universities; and to a "one voice concept".

Mr. Walcutt continued by stating the Commission would meet early in 2015 to establish by-laws and elect officers; outlined objectives; spoke to campus security; off-campus experiences; connecting students to the workforce; enhancing economic impact; the connective/succession piece; referenced the pipeline concept; requested approval of the resolution; and expressed appreciation for Council's leadership.

Mayor Vaughan spoke to Mr. Walcutt's leadership; referenced Councilmember Fox's involvement; spoke to making college students feel more welcome; to a new term she learned called "stickiness"; referenced Council's vision for students to stay in the area after graduation; students communicating their needs; transportation items; and spoke to getting the word out.

Mayor Pro-Tem Johnson asked commission participants to introduce themselves.

Participants introduced themselves; and referenced the college or university they represented.

Councilmember Hightower spoke to getting colleges and universities involved; stated the participants presence showed their commitment; spoke to the mature college participants; and requested information be provided on when the commission would meet.

Councilmember Fox spoke to the project being a long time coming; thanked staff for bringing the item together; stated the work would start in January; referenced the "We are Greensboro" phrase; Council telling Greensboro to speak up and speak out; stated the item would help Council to move Greensboro forward; and stated he was excited to see all the colleges and universities here.

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

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

0288-14 RESOLUTION APPROVING STRUCTURE AND APPOINTMENT PROCESS FOR THE COLLEGE COMMISSION

WHEREAS, Council requested the establishment of a College Commission to provide insight and suggestions of how to attract and retain students in the Greensboro community;

WHEREAS, this Commission shall be established under the leadership and direction of the Parks and Recreation Department;

WHEREAS, each of the area college and universities shall appoint two representatives to the fourteen member Commission;

WHEREAS, these member institutions are North Carolina A&T State University, Bennett College, City of Greensboro, Elon Law, Greensboro College, Guilford College, Guilford Technical Community College and the University of North Carolina at Greensboro;

WHEREAS, the members to this Commission shall be adults but do not have to maintain a permanent residence within the City limits.

NOW, THEREFORE, THIS SPECIAL ACT IS HEREBY BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the structure and appointment process for the College Commission outlined above is hereby approved.

(Signed) Sharon Hightower

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer W, Exhibit No. 29 which is hereby referred to and made a part of these minutes)

ID 14-0797 **Update on Downtown Safety Improvement Recommendations**

City Manager Westmoreland introduced the item; made a PowerPoint Presentation (PPP); spoke to the importance of the item; referenced recent acts of violence; spoke to Council concerns and suggestions to enhance safety; referenced a meeting at Gibbs Brewery on November 10th; validating citizens' feelings; spoke to common goals; Police and City Ordinances; outlined suggestions for a safer Downtown Greensboro; spoke to various enhancements; to the Entertainment Facility Use Ordinance revisions; and recognized Interim Police Chief Anita Holder to speak to the item.

Interim Police Chief Holder continued the PPP; spoke to the foundation of the recommendations; challenges with Downtown safety; referenced crime facts; stated immediate action was needed to reduce fear; spoke to short and long term planning; current events; and future growth. Interim Police Chief Holder continued by relaying citizen assumptions and beliefs regarding safety; spoke to the population of Downtown; to a regional downtown; researching trends; people on the streets after 10 p.m.; concerns addressed at Gibbs Brewery meeting; reviewed crime statistics; and outlined criminal activity by districts. Interim Chief Holder spoke to immediate actions; a visible police presence in Downtown; swift action of officers to violations; deployment of resources; additional resources along the Elm Street corridor; weekly walk through inspections by ABC and Fire enforcement; referenced Downtown lighting; a Center City Safety Team; reviewed the purpose of the team; and spoke to thinking proactively.

Councilmember Matheny referenced previous meetings; spoke to violent crimes; strategic movement; Council recommendations; and referenced safety concerns from a 2010 shooting on February One Street.

Interim Police Chief Holder spoke to the makeup of the Center City Safety Team; referenced the SCORE program adopted a few years ago; crime prevention training; and evaluating the use of surveillance cameras.

Councilmember Barber spoke to Councils' frustrations; requested an update for Council and citizens in 48 hours on the plans to be implemented; a date certain for completion; spoke to addressing safety issues with better lighting; stated Council would not tolerate any push back; and referenced a great Greensboro that needed better safety.

Interim Police Chief Holder verified the requested information would be provided.

Mayor Vaughan referenced violence issues in Baltimore; suggested temporary Department of Transportation lighting; clarified the items for staff to address as lighting, cameras, and entertainment facility ordinance; spoke to a greater police presence Downtown; and stated Council would provide additional resources as needed.

City Manager Westmoreland spoke to moving forward with the team creation; identifying quick strategies; addressing the four issues referenced by Mayor Vaughan; and returning to Council with additional recommendations.

Discussion ensued regarding previous meetings pertaining to the item; additional recommendations; focusing on more than one area; continuously revisiting the item; and citizens needing to see change immediately.

Councilmember Fox spoke to the Center City Safety team; cameras located in hot spots; agreed cameras were needed Downtown and around the City; voiced he supported staff recommendations; and inquired as to closing a portion of Elm Street from 10 p.m. to 4 a.m. to vehicular traffic.

Interim Police Chief Holder spoke to street closures; vehicular traffic guiding pedestrian traffic; provided history on street closures by the Department; and spoke to sustainable security training for club owners.

Councilmember Matheny spoke to the emotions of the item; stated it was time to implement; spoke to repetition of the process; and referenced two changes to the Entertainment Facility Use Ordinance.

City Attorney Carruthers continued the PPP; spoke to the history of changes to the ordinance; ordinance goals; crowd and weapon control; the three areas where the City fell short; implementation of the Police Security Manual; privilege licenses; the ability to regulate bars and night clubs; the two strike rule for occupancy;

referenced the North Carolina General Statute Chapter 74C; the requirement of either off duty police officers or armed security officers as defined in Chapter 74C; the use of metal detectors and electronic wands; video or camera recordings; additional lighting; spoke to expanding the ordinance to include clubs with occupancy of less than 100 and with one strike; and ensuring coverage of the 2 a.m. to 6 a.m. clubs by the ordinance.

Councilmember Barber inquired as to prohibiting the existence of the 2 a.m. to 6 a.m. clubs; spoke to people bringing their own alcohol; and referenced free egress and ingress.

City Attorney Carruthers spoke to modern occurrence; freedom of assembly; higher violence levels; safety of the City; and compliance of the clubs.

Councilmember Matheny voiced his agreement on the Greensboro Police Department Security manual; spoke to the stipulation stating each security official in a nightclub must receive state certification; recommendation of all clubs with an occupancy with 100 or more persons should hire two uniformed security guards; stated the City should not take the brunt of having extra security Downtown; stated that current businesses with current security not 74C certified would have a 60 day window to receive the 74C certification; and any new employees would have 30 day window to receive the 74C certification.

Councilmember Barber spoke to compliance times; clubs hiring security in the interim; referenced the cost; inquired to the limitation of hours that off duty officers could work; possible modifications to the overtime rule; and requested staff to research that option.

Interim Police Chief Holder clarified hours; spoke to concerns with working too many hours; new directives requiring eight hours of consecutive rest; the North Carolina A & T State University homecoming; and pulling resources to cover large events.

Mayor Vaughan stated there were speakers on the item.

Bob Lamar, 327 Gorrell Street, stated he represented Southside Homeowners Association which was the closest neighbor affected by the shooting; spoke to representing residents in the Downtown area; referenced a drop in crime; spoke to the perception of the community; families moving back Downtown; and referenced an incident from several weeks ago.

George Marple, 411 McAdoo Avenue, spoke to businesses losing tenants; welcoming the Police into the neighborhood; stated the community welcomed the discussions regarding lighting; stressed clubs needed to recognize their responsibility to Downtown; stated movement was needed now; and expressed appreciation for the long term planning.

Moved by Councilmember Matheny, seconded by Councilmember Barber that Council set a public hearing for the December 2 City Council meeting to adopt the following changes to the Entertainment Facility Use Ordinance:

1. All clubs with occupancy of 100 or more persons shall comply with Greensboro Police Department's Security Manual.
2. All clubs with occupancy of 100 or more persons shall hire 2 uniformed off-duty police officers or 2 Armed Security guards as defined by NCGS Chapter 74C.
3. All "2am to 6am" clubs shall comply with the Entertainment Facility Use Ordinance.

Upon adoption, uniformed off-duty officers shall be required immediately. All businesses subject to this ordinance shall have 30 days to comply with the remaining changes. Existing security guards who are eligible to obtain certification as an unarmed security guard under NCGS 74C shall have 30 days to obtain this certification. A violation of this ordinance shall be considered a nuisance under NCGS 160A-174.

Councilmember Fox asked for clarification of the motion on the floor; and if the motion was in addition to the Interim Police Chief Holder's recommendations.

Councilmember Matheny clarified that the Interim Police Chief and City Manager's recommendations were one thing; and stated that his proposal would be to amend the Entertainment Facility Use Ordinance.

City Attorney Carruthers requested clarification on the pending motion; spoke to Councilmember Matheny's motion for current security guards having 60 days to reach the new training level; new hires to have 30 days to comply; and the two uniformed armed security guards requirement would begin immediately.

Councilmember Matheny stated that if the Ordinance change was adopted that the clock would start tonight; and that the 60 days would start as well.

City Attorney Carruthers requested Council to also consider amending the ordinance to state any violation of the ordinance shall be considered a nuisance under Chapter 160A-174.

Councilmember Matheny accepted the addition.

Council discussed a separate motion focusing on lighting; the Downtown safety incentive; and amending the Entertainment Facility Use Ordinance.

Councilmember Hightower thanked staff in reference to the November 10th meeting; voiced concerns regarding Downtown as well as other City areas; requested Councilmember Matheny amend his motion stating everyone should be certified within 30 days not 60 days; stated business owners needed to take responsibility for the lighting; suggested temporary lighting; voiced concerns in maintaining the historic look; stated she was not a fan of Downtown cameras; and expressed the need to continue talking to and working with Downtown residents.

Councilmember Matheny accepted the friendly amendment.

Councilmember Abuzuaiter referenced the request of Councilmember Barber for an update from staff within 48 hours; a meeting tomorrow; recommended the request be extended by a day or so; and spoke to the need to implement a lighting plan.

City Manager Westmoreland clarified Council directives; stated staff would update as soon as possible; would include information from the meeting tomorrow; spoke to the Police Department recommendations; confirmed the importance for immediate action; and stated staff would follow up on the street lighting concerns.

Mayor Vaughan reiterated the Council directives; referenced hot spots that needed to be addressed; and inquired as to the Board of Adjustment role.

City Attorney Carruthers spoke to the Board of Adjustment role with the City; aggravated assault and enforceability through nuisance powers; and spoke to businesses compliance.

Councilmember Hoffmann spoke to lighting; recommended changes; and stated the need to be specific of what the City was asking the clubs to do.

City Attorney Carruthers stated staff would update the ordinance with additional changes; and spoke to the directives of Council.

Moved by Councilmember Hightower, seconded by Councilmember Fox to accept the Friendly Amendment changing the requirement for certification from 60 days to 30 days. The motion carried on the following roll call vote:

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

Councilmember Barber referenced a suggestion made by Councilmember Fox; and spoke to the ordinance changes effecting the entire city.

Councilmember Wilkins acknowledged another speaker to the item; and requested that the speaker be allowed to address Council.

Mayor Vaughan invited Mr. Reeder to address Council.

Mr. Reeder stated the item was not on the agenda; changes would put him out of business; and spoke to being in business for over 20 years.

Discussion ensued regarding the cost to Mr. Reeder; his business location; a low traffic volume; extra security and hourly cost; Mr. Reeder being compared to businesses in the Downtown area; and strip clubs.

Mayor Pro-Tem Johnson inquired of the City Manager to meet with Mr. Reeder to see if a solution could be found to assist him; and to look into some kind of an exception.

Mayor Vaughan referenced an exception for businesses without violations; and spoke to businesses track records and years in business.

Councilmember Matheny made a motion to amend the Entertainment Facility Use Ordinance to include an exception for businesses with a clean record for 5 years.

Discussion ensued regarding 5 years or 3 years exception.

City Attorney Carruthers spoke to a Planning Board meeting tomorrow; recommended postponing the adoption of the item to the December 2nd meeting; and acknowledged the motion did not increase security requirements on anyone for the next 30 days.

Councilmember Matheny stated that he would make an amendment; made the motion to amend the Entertainment Facility Use Ordinance to include if a business had a clean record for 5 years.

Councilmember Barber made a motion, seconded by Mayor Pro-Tem Johnson to suspend the adoption to the December 2nd meeting of Council.

Councilmember Matheny expressed his disagreement on postponing the item.

Discussion ensued regarding a 3 year clean record amendment; possible pitfalls; legal counsel researching the item; commending Councilmember Matheny on his efforts; being fair; Mr. Clark writing the Entertainment Facility Use Ordinance; and previous discussions and amendments to the ordinance.

Mayor Vaughan stated she normally did not like to continue an item; the need to define the term uninterrupted; inquired of City Attorney about the Council passing the ordinance earlier; and if Council could put the item on hold.

City Attorney Carruthers stated the motion was to place the item before the public on December 2nd; staff would provide a written ordinance to detail safe harbor; that Council needed to vote to put the item on the December 2nd agenda as a public hearing; and referenced moving the language from Chapter 30 to Chapter 18.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Fox to postpone the item to the December 2nd meeting of Council. The motion carried on the following roll call vote:

Ayes, 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzwaiter, Mike Barber, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann and Tony Wilkins

Nays, 1 - Zack Matheny

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer W, Exhibit No. 29 which is hereby referred to and made a part of these minutes)

II. PUBLIC COMMENT PERIOD

Ivan Cutler, 1817 Tennyson Court, spoke to representing the Piedmont Interfaith Council; Harmony Sunday on November 23rd at 4 p.m. Ecumenical Thanksgiving Celebration at Dana Auditorium at Guilford College; and invited everyone to attend.

Councilmember Abuzuaiter thanked Mr. Cutler; spoke to attending the celebration for the past 8 or 9 years; and commented on beautiful performances.

Councilmember Hoffmann encouraged everyone to attend; stated the celebration was spectacular; and that the celebration was one of the best events in Greensboro.

Sallie Hayes-Williams, 1101 North Elm Street #505, referenced stepping up and speaking out; spoke to attending a forum regarding what citizens wanted in a new police chief; a very low attendance; made an appeal to the Greensboro citizens; and challenged citizens to go online to answer a survey or to attend the group meetings.

Councilmember Abuzuaiter thanked Ms. Williams; and spoke to attending the Traid Stage Production of Member of the Wedding that Ms. Williams participated in.

Libby Swor, 5310 Weeping Cherry Drive, spoke to the Greensboro Marathon; 15 to 20 events in the Triad; 2nd annual marathon October 18th; partners and businesses involved; over 2500 people in downtown Greensboro; thanked the Mayor, City Manager, Police Department and Parks and Recreation; stated plans had already begun for 2015; spoke to celebrating health and wellness; the economic impact; and moving forward to realize goals for growth of events.

Mayor Vaughan thanked Ms. Swor for bringing the event to Greensboro; and referenced the event as a wonderful race.

Ted Szostak spoke to the Guilford County schools access to the Greensboro Aquatic Center; a bond referendum for the center; the lack of access to pools; Grimsley High Schools's pool not being built to code; the communities need to rent the Aquatic Center; cost of rent; being taxed twice; and proposed something be done to reduce the cost.

Laura Jackson, 2615 West Court Street, spoke to concerns regarding the revitalization of High Point Road; districts that were impacted; invited Councilmembers to a meeting tomorrow at 3:30 p.m.; referenced an article in Yes Weekly; spoke to representing small businesses; discussions of Downtown; making an effort to support ordinances that exist; expressed concerns regarding postponement on the item.

Councilmember Wilkins spoke to a \$13 million item on the agenda for High Point Road.

Mayor Vaughan declared a recess at 8:15 p.m. Council reconvened at 8:40 p.m. with all members present.

Approval of the Consent Agenda

Mayor Vaughan asked if anyone wished to remove any items from the Consent Agenda. Councilmember Hightower requested Item #15 14-0787 to be pulled for discussion.

Moved by Councilmember Abuzuaiter, seconded by Mayor Pro-Tem Johnson to adopt the Consent Agenda as amended. The motion carried by the following vote:

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

ID 14-0759 Resolution Approving Amendment #8 to the City County Guilford Metro 911 Inter-local Agreement

0289-14 RESOLUTION APPROVING AMENDMENT #8 TO THE CITY/COUNTY METRO 911 INTER-LOCAL AGREEMENT

WHEREAS, the City of Greensboro and Guilford County have collaborated in a joint Public Safety Radio System since 1995 to benefit the communications of public safety responders, and have determined that there are mutual interests and advantages to maintain this relationship;

WHEREAS, the City of Greensboro has taken the lead in contracting for future and necessary upgrades to the system;

WHEREAS, Guilford County maintains a 50% ownership of the system and is responsible for 50% of the maintenance and upgrade costs to the system;

WHEREAS, amendment #8 to the City County GM911 Inter-local Agreement will allow Guilford County to have the ability to make payment to GM911 in reference to Guilford County's portion of year one Migration Assurance Program (MAP) agreement with Motorola;

WHEREAS, this amendment will serve to rectify verbiage in amendment #7 from budgetary to actual cost and allow Motorola to refund GM911 Technical Services the amount of 79,331.36 that has been paid by the County and GM911, said amendment presented herewith this day;

WHEREAS, there will be no budget impact in this fiscal year.

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

That the proposed amendment #8 to the City/County GM911 Inter-local Agreement presented herewith this day is hereby approved.

(Signed) Marikay Abuzuaiter

ID 14-0735 Resolution Authorizing Conveyance of Property Located at 909 Broad Avenue

0290-14 RESOLUTION AUTHORIZING CONVEYANCE OF PROPERTY LOCATED AT 909 BROAD AVENUE

WHEREAS, the City of Greensboro owns residual property located at 909 Broad Avenue at Tax Map Number 0007621, said property being shown on the attached map, for which the City has no governmental or other public need;

WHEREAS, Property Management advertised the lot for sale and accepted a single bid in accordance with Section 4.122 of the Greensboro Charter;

WHEREAS, the property was appraised at a value of \$13,000 and the final highest bid of \$14,300 was accepted, which amount, in the opinion of the City Council is fair and reasonable;

WHEREAS, revenue proceeds from this conveyance will be deposited in General Fund Account No. 101-0000-00.0400.

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

That pursuant to Section 4.122 of the City Charter, the sale of the above mentioned residual property in the amount of \$14,300 is hereby approved and the sale of property located at 909 Broad Avenue is hereby authorized; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Marikay Abuzuaiter

ID 14-0755 Resolution Authorizing Conveyance of Property Located at 714 North English Street

0291-14 RESOLUTION AUTHORIZING CONVEYANCE OF 714 NORTH ENGLISH STREET

WHEREAS, the City of Greensboro owns residual property located 714 North English Street at Parcel 0020012, said property being shown on the attached map, for which the City has no governmental or other public need;

WHEREAS, there is no municipal need for this property and the vacant parcel is non-buildable due to lack of any legal driveway access;

WHEREAS, the adjoining property owner was notified of the availability of the property;

WHEREAS, the property has been appraised by McNairy and Associates at a value of \$10,800; and after negotiations, the City agreed to accept \$9,720 for the property which complies with the City's policy requiring that the sales price be at least 90% of the appraised value;

WHEREAS, revenue proceeds from this conveyance will be credited in General Fund Account No. 301-0000-00.8616.

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

That the sale of the above mentioned residual property in the amount of \$9,720 is hereby approved and the sale of land is hereby authorized; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Marikay Abuzuaiter

ID 14-0750 Resolution Authorizing Acceptance of Colonial Pipeline Donation for Firefighting Equipment Storage Building

0292-14 RESOLUTION AUTHORIZING ACCEPTANCE OF COLONIAL PIPELINE DONATION FOR FIREFIGHTING EQUIPMENT STORAGE BUILDING

WHEREAS, Colonial Pipeline Company seeks to make a donation of \$175,000 to The Greensboro Fire Department, to fund the construction of a storage facility to house flammable liquids firefighting equipment within close proximity of the tank farm; and

WHEREAS, the Greensboro Fire Department protects the largest refined fuel storage in the United States; and

WHEREAS; Colonial Pipeline Company is the largest transport of refined fuel in the United States; and

WHEREAS; following the June 13, 2010 tank fire at Colonial Pipeline, a task force assembled to review the actions of Colonial Pipeline and the Greensboro Fire Department, and made recommendation that flammable liquids firefighting equipment be maintained within close proximity of the tank farm; and

WHEREAS, approximately \$15,000 of the Colonial Pipeline donation may be used by the Greensboro Fire Department for the purpose of purchasing additional foam firefighting equipment, resulting in a positive budget impact.

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

That the request to accept the donation of \$175,000 from Colonial Pipeline Company to fund the construction of a storage facility to house flammable liquids firefighting equipment within close proximity of the tank farm is hereby approved.

(Signed) Marikay Abuzuaiter

ID 14-0785 Ordinance Amending State, Federal and Other Grants Fund Budget for the Appropriation of Colonial Pipeline Donation for Firefighting Equipment Storage Building

14-0137 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF COLONIAL PIPELINE DONATION FOR FIREFIGHTING EQUIPMENT STORAGE BUILDING

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 – 2014 Colonial Pipeline Donation

Account	Description	Amount
220-4004-01.6013	Buildings	\$175,000
Total		\$175,000

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

Account	Description	Amount
220-4004-01.8620	Donations and Private Contributions	\$175,000
TOTAL:		\$175,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

ID 14-0752 **Resolution Authorizing 2014-15 PTRC Senior Center General Purpose Grant Application**

0293-14 RESOLUTION APPROVING APPLICATION FOR THE 2014-15 PIEDMONT TRIAD COUNCIL OF GOVERNMENT AGENCY OF AGING ADULTS SENIOR CENTER GRANT

WHEREAS, the Greensboro Parks and Recreation Department has requested City Council authorization of a grant application, with a total project amount of \$5,191.00; of which \$1,298 is required in local match funds and \$3,893 is provided by the Grantor; and

WHEREAS, the project will fund Greater Greensboro Senior Games and Silver Arts registration forms and billboard advertising for activities at the Smith Senior Center; and

WHEREAS; will be used to fund "Greater Greensboro Senior Games and Silver Arts registration forms, advertising, and marketing materials" with the intent of expanding the program's registrant base; and

WHEREAS, the Parks and Recreation Department has received this grant annually over a thirteen year period; and

WHEREAS, due to a short application time-frame, the Parks and Recreation Department made its application on September 29rd, 2014 and now requests City Council's approval of the grant project;

WHEREAS, this grant project shall facilitate an increase in access to services for diverse populations and leveraging funding sources;

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

That the request to apply to the Piedmont Triad Council of Government for \$3,893.00 in Federal funds with a \$1,298 local match requirement for a total grant project of \$5,191.00 for the Senior Center General Purpose Grant Application is hereby approved.

(Signed) Marikay Abuzuaiter

ID 14-0767 Ordinance Amending General Fund Budget and General Projects
 Capital Fund Budget to Establish a Budget for Smith Senior Center
 Improvements

14-0138 ORDINANCE AMENDING GENERAL FUND BUDGET AND GENERAL PROJECTS CAPITAL FUND
 BUDGET TO ESTABLISH A BUDGET FOR SMITH SENIOR CENTER IMPROVEMENTS

Section 1

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

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

That the appropriation to the General Fund be increased as follows:

Account	Description	Amount
101-9590.01.6410	Transfer to General Projects Capital Fund Budget	\$69,648
TOTAL:		\$69,648

And, that this increase be financed by increasing the General Fund Appropriated Fund Balance:

Account	Description	Amount
101-0000-00.8900	Appropriated Fund Balance	\$69,648
TOTAL:		\$69,648

Section 2

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

That the General Projects Capital Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the General Projects Capital Fund Budget be increased as follows:

Account	Description	Amount
410-5017-03.5949	Miscellaneous	\$69,648
TOTAL:		\$69,648

And, that this increase be financed by increasing the General Projects Capital Fund Budget:

Account	Description	Amount
410-0000-00.9101	Transfer from General Fund	\$69,648
TOTAL:		\$69,648

Section 3

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

ID 14-0753 Ordinance in the Amount of \$250 Amending State, Federal and Other
 Grants Fund Budget for the Appropriation of Wal-Mart Traffic Safety
 Education Grant Fiscal Year 2015

14-0139 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF WAL-MART TRAFFIC SAFETY EDUCATION GRANT FY 15

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 – Wal-Mart Traffic Safety Education Grant FY 15

Account	Description	Amount
220-3502-01.5237	Program Supplies	\$ 250
TOTAL:		\$ 250

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

Account	Description	Amount
220-3502-01.8620	Donations & Private Contributions	\$ 250
TOTAL:		\$ 250

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

ID 14-0648 Resolution Authorizing 2014-15 Assistance to Firefighters Grant Application

0294-14 RESOLUTION AUTHORIZING 2014-15 ASSISTANCE TO FIREFIGHTERS GRANT APPLICATION

WHEREAS, the Greensboro Fire Department is committed to firefighting performance standards that assure the safety of firefighters; and

WHEREAS; to assure firefighter safety, a backup team, known as the Rapid Intervention Crew, is put in place on every working fire in which Greensboro firefighters operate inside a burning structure.

WHEREAS; the Rapid Intervention Crew is ready in the event that one or more interior firefighters gets into trouble and firefighter rescue is its sole responsibility, and a thermal imaging camera is essential when searching for a downed firefighter; and

WHEREAS, The Greensboro Fire Department currently has a limited number of thermal imaging cameras and needs to add nine (9) additional devices in order to meet the Department's level of safety performance goals.

WHEREAS, the Greensboro Fire Department is eligible to apply to the US Fire Administration of the Federal Emergency Management Agency for a grant application for purchasing critical search and rescue equipment resulting in dramatic increases in civilian rescue, firefighter safety and overall fire ground performance; and

WHEREAS, a local matching fund of \$9,450 may leverage \$85,050 of Federal FEMA funds for a total grant equipment budget of \$94,500.

WHEREAS, the Greensboro Fire Department plans to apply for this 2014 Assistance to Firefighters Grant for Thermal Imaging Cameras on December 4, 2014.

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

That the request to apply to the US Fire Administration of the Federal Emergency Management Agency for a 2014 Assistance to Firefighters Grant for Thermal Imaging Cameras in the amount of \$85,050 include a local match of \$9,450 from the General Funds, for a total grant budget of \$94,500.

(Signed) Marikay Abuzuaiter

ID 14-0683 Resolution Authorizing Agreement Between the City of Greensboro and Center City Park, LLC for Maintenance

0295-14 RESOLUTION CLOSING A PORTION OF SOUTH EDGEWORTH STREET FROM ITS INTERSECTION WITH SPRING GARDEN STREET SOUTHWARD A DISTANCE OF APPROXIMATELY 282 FEET

WHEREAS, the owners of all of the property abutting both sides of a portion of South Edgeworth Street from its intersection with Spring Garden Street southward a distance of approximately 282 feet have requested in writing that said street be closed to the general public and the City's interest therein released;

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, November 18, 2014 at 5:30 p.m. on the closing of said 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 all of the property abutting both sides of the hereinafter mentioned street has requested in writing that said street be closed to the general public and the City's interest therein released.
2. That the City Council hereby finds as a fact that the closing of the street to vehicular traffic 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 the reasonable means of ingress or egress to his or its property.
3. That the City shall retain 20-foot utility easements over existing utility lines until such time as the lines are not longer needed for public use. The closed portion of the right of way shall be divided in half and shall merge with the abutting properties.
4. The following improvements shall be installed by the applicant before the street closing will become effective and within 60 days of Technical Review Committee approval:
 - a) A City approved turn-around shall be constructed on the terminus of Eugene Court and the roadway connection to Eugene Court shall be eliminated by removing the existing pavement from new City approved turn-around northward 50 feet; and
 - b) The roadway connection to Spring Garden Street shall be eliminated by installing city approved curb and gutter along Spring Garden Street and removing the existing pavement from Spring Garden Street southward 50 feet.
5. That the following street is hereby permanently closed to the general public and the City's interest therein released:

A PORTION OF SOUTH EDGEWORTH STREET FROM ITS INTERSECTION WITH SPRING GARDEN STREET SOUTHWARD A DISTANCE OF APPROXIMATELY 282 FEET.

(Signed) Marikay Abuzuaiter

ID 14-0768 Budget Adjustments Requiring Council Approval 10/28/14-11/10/14

Motion to approve the budget adjustments over the amount of \$50,000 was adopted.

ID 14-0769 Budget Adjustments Approved by Budget Officer 10/28/14-11/10/14

Motion to accept the report of budget adjustments of 10/28 - 11/10, 2014 was adopted.

ID 14-0747 Motion to approve the minutes of the Work Session of October 16, 2014.

Motion to approve the minutes of the October 16, 2014 Work Session was approved.

ID 14-0762 Motion to approve the minutes of the Regular meeting of October 21, 2014.

Motion to approve the minutes of the Regular meeting of October 21, 2014 was adopted.

Councilmember Barber left the meeting at 8:41 p.m. and returned at 9:01 p.m.

ID 14-0787 Resolution Approving Donation of Surplus Furniture and Equipment to Greensboro Partnership Co//ab

Councilmember Hightower inquired as to items being donated to a non-profit; and stated other non-profits may want donated surplus.

City Manager Westmoreland spoke to a request from Co//ab; surplus items; and supporting Co//ab.

Councilmember Hightower stated she did not feel she could support the item.

Discussion ensued regarding surplus items normally being sold; the opening event at Co//ab; furniture items the Co//ab already had; and if Co//ab had picked up the donated surplus items from the City.

Councilmember Matheny suggested staff inventory bikes that had been found by the Greensboro Police Department; referenced past history of donating bikes to children in need; the upcoming holiday season; stated Council had not voted on donating bikes in a while; and requested City Manager Westmoreland to look into it.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Matheny to adopt the resolution. Motion carried by the following roll call vote:

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

Nays, 1 - Sharon M. Hightower

0296-14 RESOLUTION APPROVING DONATION OF SURPLUS FURNITURE AND EQUIPMENT TO GREENSBORO PARTNERSHIP CO//AB

WHEREAS, the Greensboro Partnership is opening Co//ab, a new Downtown Greensboro co-working entrepreneurial, and higher education workspace;

WHEREAS, in accordance with the requirements of N.C.G.S. 160A-280, the City Purchasing Division posted public notice on October 23, 2014 of the intent to donate surplus property to a non-profit organization;

WHEREAS, governing board approval is required to declare and donate the following surplus items to the Greensboro Partnership Co//ab: (3) desk chairs, (1) round table (4'), and (1) copier/printer;

WHEREAS, these items have a total estimated surplus value of \$50.00.

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

That the donation of surplus furniture and equipment outlined above to Greensboro Partnership Co//ab is hereby approved.

(Signed) Yvonne J. Johnson

IV. PUBLIC HEARING AGENDA

ID 14-0693 Resolution closing a portion of South Edgeworth Street from its intersection with Spring Garden Street southward a distance of approximately 282 feet

City Manager Westmoreland deferred to Steve Galanti to present the item.

Planning Manager, Steve Galanti made a PowerPoint Presentation (PPP); provided the history of the item; spoke to a neighborhood meeting on October 13th; recommendations by the Technical Review Committee (TRC); outlined the conditions; spoke to additional conditions; the Planning Board; requested a Public Hearing be held; and that Council consider adoption of the resolution.

Council requested clarification on the Planning Board vote.

Mr. Galanti spoke to the concerns of the citizens; and the lack of a formal plan.

Lee Comer, 908 Cridland Road, spoke to the redevelopment project; company owned and operated businesses out of the facility; to five new businesses; provided history for the street closure; spoke to the need to construct an elevated entrance; the need to gain proper access; and to the benefit of more parking spaces.

Jessie Lester, 601 North Trade Street, spoke to working with the engineering firm and City staff to develop the site plan; and stated support of the road closing.

Paula Wells, 201 East Hendricks Street, stated she was the attorney for Connors Morgan located on Eugene Court; clarified she was a business owner as well; spoke to the item being a great development for the area; stated it would provide pedestrian traffic; spoke to vandalism; the dangerous intersection; lack of egress and ingress; and stated she had no objection to the closing of the street.

Dabney Sanders, 805 Simpson Street, stated she represented the Downtown Greenway; supported of street closure; referenced a work session presentation; pedestrians and bike access; and stated the item was an example of businesses to be along the Greenway.

Homer Wade, 601 Eugene Court, of Wade Engineers expressed an interest in Downtown; spoke to office facilities in the area; stated he originally had opposed the project; spoke to losing access; referenced an agreement with Ms. Comer to drive through the parking lot; voiced concern in maintaining a two lane access; requested staff assistance in maintaining the access; and stated that he supported the street closing.

Councilmember Barber left meeting at 9:03 p.m.

Mike Fox, 100 North Greene Street, stated he was the attorney representing the owner of Custom Sheet Metal; voiced concern for Mr. Dalton's ability to get deliveries; referenced cooperation with the proposed developer regarding access; the location of the loading dock; spoke to the provision of an easement; requested Council to add the condition that GDOT and TRC would ensure an adequate easement or right of way to allow Mr. Dalton to receive deliveries; and stated they were happy to work with the developer and GDOT.

Transportation Director Adam Fischer referenced a meeting with the developer; acknowledged concerns; and stated concerns could be accommodated.

Attorney Fox stated the condition was for the protection of his client.

Councilmember Hightower spoke to the parking lot concerns; inquired about the hours; spoke to the need for something in writing to ensure access; voiced her agreement to add the condition; and concern for a negative impact a small business that had been in existence since 1970.

Attorney Fox clarified they were not asking for anything inconsistent with what the developers were; and stated they were requesting Council to place a condition to allow for easements in and out.

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Hightower to accept the easement condition. The motion carried on the following roll call vote:

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

Mayor Vaughan verified Councilmember Barber's vote was yes as he was not excused from the meeting.

Dawn Chaney, 408 Blandwood Avenue, spoke to the building being vacant for years; bringing the community together; a developer investing over \$2 million; this being a venue where people would want to visit; spoke to Union Square; Blandwood Mansion; outstanding food services; encouraged Council to support the item; stated the item would bring a tax base to the City; and emphasized the item was viable for Downtown.

Mayor Pro-Tem commended Ms. Comer; and stated her business was on Eugene Court.

Ms. Comer stated she appreciated the support; voiced concerned with the condition; spoke to the lack of an approved site plan; a limited dock size; heavy duty trucks on the asphalt; reconfiguring the parking lot; an increased budget; Mr. Dalton not planning to help maintain the parking lot; stated details could be looked at during the site plan review; referenced conversations regarding the easement; trying to cooperate with Mr. Dalton; and voiced concern for the impact of the condition.

Councilmember Matheny voiced his agreement; inquired of Mr. Fischer about how he was going to assist in the situation; questioned why staff did not consider a partnership; and voiced concern with staff not having concerns handled prior to Council meeting.

Mr. Fischer stated that was a discussion needed between the two property owners; and that it was not a transportation issue.

Ms. Comer stated that if Council passed this condition, Mr. Dalton would be using her parking lot with semi-trucks that were not legal; and that the dock needed to be addressed.

Discussion ensued regarding the turnabout on Eugene Court; easements; and accommodating fire and safety vehicles.

Ms. Comer spoke to emergency vehicle templates; to this being a unique project; stated fire trucks could make the turn; spoke to the easement and garage door; making this a sustainable project for the City; and preparing for the future.

Mayor Vaughan inquired as to the item being time sensitive.

Ms. Comer spoke to the sensitivity of the item; emphasized she was incurring the risk and expense; and that she could not take all the risk and make all the compromises.

Mayor Pro-Tem Johnson voiced concerns that she did not know about the compromises made; and that Ms. Comer had requested an easement.

Attorney Fox stated that his clients were asking to be able to conduct business as normal by requesting an easement; that they were not requesting to have access to Spring Garden; spoke to the loading dock; Ms. Comer wanting an easement from Mr Dalton to access the back of her property; conversations between the property owners that had nothing to do with the street closing; miscommunication about type of trucks; stated Mr. Dalton

was supportive of the project; spoke to after hours overflow parking; and to putting Mr. Dalton's business at risk.

Mayor Vaughan stated she would like to see an overview of the issue.

Councilmember Abuzuaiter spoke to issues with deliveries; the value of the street closing; inquired as to an appraisal of land; and stated everyone seem to be on the same page when she had visited.

Discussion ensued regarding the value of the street closure; and the issues needing to be worked out between the property owners.

Moved by Mayor Vaughan, seconded by Councilmember Hightower to postpone the item to the December 2nd Council meeting. The motion carried by a voice vote.

Mayor Vaughan verified Councilmember Barber's vote was yes as he was not excused from the meeting.

Councilmember Matheny requested there to be a meeting between Mr. Fischer and the property owners.

Assistant City Manager Parrish spoke to addressing the concerns; and resolving the issue.

Mayor Vaughan requested City Attorney Carruthers to remind Council about the motion on the floor regarding the easement; and that the motion was pending as a yes.

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer W, Exhibit No. 29 which is hereby referred to and made a part of these minutes)

ID 14-0696

Ordinance Annexing Territory into the Corporate Limits Located at 5209-R1 & R2 Liberty Road And 5101-5103 Foxworth Drive - 33.746-Acres

Planning Manager Mike Kirkman reviewed the request, made a PowerPoint Presentation, presented maps, aerial photographs and diagrams to illustrate the site and surrounding property, read the conditions attached to the zoning request, and stated that the Zoning Commission and staff had recommended approval of the request.

Discussion took place regarding the number of people in opposition at the Planning Board meeting; and issues with opening the zoning and planning minutes.

Speaker in support of the item:

David Michaels, Eugene Court, Redwolf Development Company; made a PowerPoint Presentation; spoke to providing a detailed site plan that was presented on October 13th to the Zoning Commission; additional concerns by residents from Foxworth Drive that had been addressed; construction traffic; concerns from the Stone Gable Community; runoff during heavy rains; and retention ponds.

Councilmember Matheny commended Mr. Michaels on a great job; spoke to the need to focus on jobs in the community; and more housing.

Discussion ensued regarding vegetation; investment in the area; minimal transportation concerns; a traffic impact study; addressing reasonable concerns; buffers; and common areas.

Speakers in opposition of the item:

Mr. Andrews stated he never received an invitation to any meetings.

Marie Andrews, 5206 Edinborough Road, inquired as to what the status of item was; stated she and her husband were not invited to any meetings; and that her neighbor did not know about the meetings.

Discussion ensued regarding the list of people that attended the meeting; confirmation that the Andrews had been

sent information; and why the Andrews were against the item.

Paula Fields, property owner of 5209 Liberty Road; provided a history of her farm; referenced a conversation with Mr. Michaels regarding a fence; voiced concerns about being forced to sell; spoke to the generations she represented; expressed her desire to see a day care in the neighborhood; voiced concerns with the density; spoke to talking with Mr. Michaels to reference the working farm next to the proposed development; and asked Council about protecting her property.

Mayor Vaughan spoke to the Council voting on zoning applications; and asked Ms. Fields if she had attended the planning and zoning meetings.

Ms. Fields verified she had attended the meeting; stated she wanted a fence or a commons area; and referenced City people not being accustomed to a farm.

Councilmember Matheny spoke to knowing the area; to the number of people with concerns; and Ms. Fields being protected through property owner rights.

In Rebuttal In Support:

Mr. Michaels spoke to the notifications sent out; referenced the number of people at the meetings; stated he lived in Forest Oaks community; was familiar with the area; that he had responded to all questions asked; spoke of his request for R-3 zoning; reasonable density; recent development in the area; Ms. Fields use of the property; and stated the item would encourage new businesses to come to the area.

In Rebuttal In Opposition:

Ms. Fields spoke to the structure on the property; people being drawn to farms; being treated like everyone else; and keeping people off the property.

Councilmember Fox left the meeting at 10:04 p.m. and returned at 10:07 p.m.

Discussion took place regarding a common buffer along existing residences; how close the houses were to the farm; and the width of lots.

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

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Fox to excuse Councilmember Barber. The motion carried by voice vote.

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

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

Absent, 1 - Mike Barber

14-0140 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED AT 5209 R1 AND R2 LIBERTY ROAD AND 5101-5103 FOXWORTH DRIVE – 33.746 ACRES

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

BEGINNING at an existing iron pipe at the northeast corner of Lot 3 of Property of Forest Oaks Commons, as recorded in Plat Book 170, Page 131, also being the northeast corner of Forest Oaks Commons Townhomes, Phase 1, Section 1, as recorded in Plat Book 171, Page 60; thence N 88° 09' 21" W 611.50 feet along the north line of said Lot 3 to an existing iron pipe at its northwest corner; thence S 02° 46' 53" W 399.67 feet along the west line of said Lot 3 to an existing axle at the northeast corner of Paul Fields, Sr. & wife Ada B. Fields, as

recorded in Plat Book 58, Page 133; thence N 84° 56' 32" W 676.27 feet along the north line of said Fields property to an existing axle at its northwest corner; thence S 38° 45' 38" W 249.48 feet along the northwest line of said property to an existing axle in the northeast right-of-way line (100-foot right-of-way) of Liberty Road (NCSR 3549); thence along said right-of-way line N 57° 08' 51" W 152.91 feet to the southernmost corner of Lot 1 of Ada B. Fields Estate, as recorded in Plat Book 127, Page 80; thence along the east line of said Lot 1 the following four courses and distances: (1) N 18° 12' 17" E 297.92 feet to an existing iron pipe, (2) S 78° 34' 56" W 154.14 feet to an existing iron pipe, (3) N 13° 37' 30" E 185.33 feet to an existing iron pipe, and (4) N 13° 40' 44" E 119.26 feet to an existing iron pipe at the northeast corner of said Lot 1; thence along the east line of Paul Fields, Jr. and Pamela Joan Fields Amick, as recorded in Deed Book 6089, Page 2586, the following four courses and distances: (1) N 13° 40' 50" E 55.83 feet to an existing nail, (2) N 74° 55' 18" E 129.72 feet to an existing iron pipe, (3) N 04° 03' 51" W 276.76 feet to an existing iron pipe, and (4) N 18° 47' 03" E 510.66 feet to an existing iron pipe in concrete at the northeast corner of said property; thence N 89° 02' 04" W 325.16 feet along the north line of said property to an existing iron pipe in concrete in the east line of the 60-foot right-of-way of Field-Horney Road (NCSR 3332); thence N 23° 41' 17" E 54.17 feet along said right-of-way line to an existing iron pipe; thence N 84° 30' 07" E 3.58 feet to an existing iron pipe; thence S 88° 52' 59" E 725.83 feet along the south lines of Forest Oaks Country Club, Section 12, Maps 2 and 1, as recorded in Plat Book 44, Pages 66 and 65, to an existing iron pipe; thence S 89° 19' 18" E 31.65 feet along the south line of said Map 1 to an existing iron pipe; thence S 89° 08' 04" E 567.16 feet along the south line of said Map 1 to an existing iron pipe at the northwest corner of Lot 20 in Block GGG of Forest Oaks Country Club, Section 11, Map 1, as recorded in Plat Book 46, Page 96; thence along the west line of said Map 1 the following six courses and distances: (1) 02° 03' 56" W 209.03 feet to an existing iron pipe, (2) S 02° 10' 38" W 67.74 feet to an existing iron pipe, (3) S 02° 09' 49" W 239.09 feet to an existing iron pipe, (4) S 01° 58' 04" W 120.62 feet to an existing iron pipe, (5) S 02° 04' 12" W 143.80 feet to an existing iron pipe, and (6) S 01° 44' 38" W 217.18 feet to the point and place of BEGINNING, and containing approximately 33.746 acres. All plats and deeds referred to above are recorded in the Office of the Register of Deeds of Guilford County.

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

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

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

Section 5. From and after November 18th, the liability for municipal taxes for the 2014-15 fiscal year shall be prorated on the basis of 7/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2015. Municipal ad valorem taxes for the 2015-16 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) Yvonne J. Johnson

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer W, Exhibit No. 29 which is hereby referred to and made a part of these minutes)

ID 14-0714

Ordinance Establishing Original Zoning from County RS-40 (Residential Single Family) and County AG (Agriculture) to City CD-R-3 (Conditional District Residential Single Family) for Property Located at 5209 Liberty Road, Generally Described as Northeast of Liberty Road and South of

Field Horney Road

Moved by Councilmember Matheny, seconded by Councilmember Hoffmann, that the Greensboro City Council believes that its action to approve the zoning amendment located at 5209 Liberty Road from County RS-40 Residential Single-Family and County AG (Agriculture) to City CD-R-3 (Conditional District-Residential Single-Family) is consistent with the adopted Connections 2015 Comprehensive Plan and considers the action taken to be reasonable and in the public interest for the following reasons: The request is consistent with the Growth at the Fringe Goal to promote sound and sustainable land use patterns, the request is consistent with the Housing and Neighborhoods Goal to meet the needs of present and future Greensboro citizens for a choice of decent and affordable housing, and the request does implement measures to protect neighborhoods from negative impacts of development to adopt the ordinance. The motion carried on the following roll call vote:

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

Absent, 1 - Mike Barber

14-0141 AMENDING OFFICIAL ZONING MAP

5209 LIBERTY ROAD, NORTHEAST OF LIBERTY ROAD AND SOUTH OF FIELD HORNEY ROAD.

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County AG (Agriculture) to City CD-R-3 (Conditional District Residential Single Family).

The area is described as follows:

BEGINNING at an existing 1" iron pipe marking the northeastern corner of Forest Oaks Commons as shown on a map recorded in Plat book 170 Page 131 in the office of the register of Feeds of Guilford County, North Carolina; thence running along the northern line of said Forest Oaks Commons North 88 degrees 09 minutes 21 seconds West 611.50 feet to an existing 2 inch iron pipe marking the northwestern corner of said Forest Oaks Commons; thence along the western lien of said Forest Oaks Commons South 02 degrees 46 minutes 53 seconds West 399.67 feet to an existing axle marking the northeastern corner of Jonathan E. Ellis and Rhonda N. Ellis as described and recorded in Deed book 7231 Page 02888 and as shown on a map recorded in Plat book 58 Page 133 in Guilford County Registry; thence along the northern line of said Ellis North 84 degrees 56 minutes 32 seconds West 676.27 feet to an existing axle marking the northwestern corner of said Ellis; thence along the western line of said Ellis South 38 degrees 45 minutes 38 seconds West 249.48 feet to an existing axle in the northern margin of Liberty Road, State road 3549; thence along said northern margin North 57 degrees 08 minutes 51 seconds West 152.91 to a computed point at the southeastern corner of Paula Marie Fields and Pamela Fields West as described and recorded in Deed Book 7244 Page 02237 and as shown on a map recorded in Plat book 127 Page 80 in Guilford County Registry; thence along the eastern line of said Fields and Fields West the following four (4) courses and distances: 1) North 18 degrees 12 minutes 17 seconds East 297.92 feet to an existing 1 ½ inch iron pipe; thence 2) South 78 degrees 34 minutes 56 inches East 154.14 feet to an existing 1 ½ inch iron pipe; thence 3) North 13 degrees 37 minutes 30 seconds East 185.33 feet to an existing 1 ½ inch iron pipe; thence 4) North 13 degrees 40 minutes 44 seconds East 119.26 feet to an existing 1 ½ inch iron pipe in the eastern line of Paul Fields, Jr. and Pamela Joan Fields Amick as described and recorded in Deed book 6089 Page 02586 in said Guilford County Registry; thence along said eastern line of said Fields the following three (3) courses and distances: 1) North 74 degrees 55 minutes 18 seconds East 129.72 feet to an existing 1 ¼ inch iron pipe; thence 2) North 14 degrees 03 minutes 51 seconds West 276.76 feet to an existing 1 ½ inch iron pipe; thence 3) North 18 degrees 47 minutes 03 seconds East 510.66 feet to an existing 1 ½ inch iron pipe in concrete marking the northeastern corner of said Paul Fields, Jr. and Pamela Joan Fields Amick; thence along the northern line of said Fields North 89 degrees 02 minutes 04 seconds West 325.16 feet to an existing ¾

inch iron pipe in concrete in the eastern margin of Field-Horney Road, State Road 3332; thence along said eastern margin North 23 degrees 41 minutes 17 seconds East 54.17 feet to an existing 1 ½ inch iron pipe; thence along the southern lines of Lots 9, 8, and 7, Forest Oaks Country Club, Section 12, Map-2, Block H-H as shown on a map recorded in Plat Book 44 Page 65 in said Guilford county Registry and the southern lines of Lots 6 Block H-H, 6,5,4,3,2 and 1, Forest Oaks Country Club, Section 12, Map-1, Block G-g as shown on a map recorded in Plat Book 44 Page 64 in said Guilford County Registry the following four (4) courses and distances: 1) North 84 degrees 30 minutes 07 seconds East 3.58 feet to an existing ¾ inch iron pipe; thence 2) South 88 degrees 52 minutes 59 seconds East 725.83 feet to a computed point; thence 3) South 89 degrees 19 minutes 18 seconds East 31.65 feet to an existing ¾ inch iron pipe; thence 4) south 89 degrees 08 minutes 04 seconds East 567.16 feet to an existing ¾ inch iron pipe; thence along the western lines of Lots 20, 19, 18, 17, 16, 15, 14, 13, and 12, Forest Oaks Country Club, Section 11, Map-1, Block GGG, as shown on a map recorded in Plat Book 46 Page 96 in Guilford County Registry the following six (6) courses and distances: 1) South 02 degrees 03 minutes 56 seconds West 209.03 feet to an existing 1 ½ inch iron pipe; thence 2) South 03 degrees 10 minutes 38 seconds West 67.74 feet to an existing 5/8 inch iron rod; thence 3) South 02 minutes 09 degrees 49 seconds West 239.09 feet to an existing iron pipe; thence 4) South 01 degrees 58 minutes 04 seconds West 120.62 feet to an existing 1 inch iron pipe; thence 5) South 02 degrees 04 minutes 12 seconds West 143.80 feet to an existing 1 inch iron pipe; thence 6) South 01 degrees 44 minutes 43 seconds West 217.18 feet to the point and place of BEGINNING containing approximately 33.746 acres, more or less, being all that portion of Guilford County PIN 7881817258, 7881819919 and 7881923205, north of Liberty Road (State Road 3549).

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

- (1) Uses limited to single-family detached dwellings and customary accessory uses and structures.
- (2) All dwellings will have an attached garage for a minimum of two automobile.
- (3) Minimum 24 foot common area buffer along the northern and eastern property lines that abut the existing single-family detached lots in Forest Oaks. Within this common area there shall be no permanent structures. However, utility lines, stormwater control devices, fences, landscaping and other similar items along with clearing, grading, and erosion control and other similar activities shall be permitted within this common area.
- (4) Principle structures shall maintain a minimum rear yard setback of 30 feet for all lots that adjoin the existing Forest Oaks Commons Townhouses, also known as Stone Gables.
- (5) Minimum 10 foot rear yard setback for accessory use structures is customary for all lots that adjoin the existing Forest Oaks Commons Townhouses, also known as Stone Gables.
- (6) A 10 foot vegetative buffer exclusive of required utility areas along the common property line with the existing Forest Oaks Common Townhouses, also known as Stone Gables, shall be preserved except for the following activities: (a) the cutting or trimming of overcrowded trees as reviewed and approved the City Forester, and (b) normal maintenance for removal of dead, diseased, deformed, poisonous or noxious vegetation that is done in a manner that does not impact the root system of existing trees.

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

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

Section 5. This ordinance shall be effective on November 18, 2014.

(Signed) Zack Matheny

ID 14-0757

Ordinance Amending the Generalized Future Land Use Map of the Greensboro Connections 2025 Comprehensive Plan for property located at 1301, 1309, 1313 New Garden Road, and a portion of 1317 New Garden Road.

Mayor Vaughan introduced Items #26 ID 14-0757 and #27 ID 14-0715 to be heard together.

City Manager Westmoreland stated staff was present with a PowerPoint Presentation (PPP).

Planning and Community Development, Planning Manager Mike Kirkman clarified the correct address of the project; made a PowerPoint Presentation; reviewed the request, presented maps, aerial photographs and diagrams to illustrate the site and surrounding property, read the conditions attached to the zoning request, and stated that the Zoning Commission and staff had recommended approval of the request.

Councilmember Hoffmann left the meeting at 10:12 p.m. and returned at 10:15 p.m.

Councilmember Wilkins left the meeting at 10:15 p.m. and returned at 10:19 p.m.

Speakers in support of the item:

Henry Isaacson, 101 West Friendly Avenue, stated he was an attorney representing BSC of Greensboro; spoke to the history of New Garden Road; to residential and commercial uses; and to the proposed facility development.

Amanda Seigle Williams, 3929 Tinsely Drive, High Point, made a PowerPoint Presentation (PPP); provided the history of the business; referenced the transitioning of New Garden Road; an attractive, upscale and diverse area; referenced a similar venue in Winston Salem; spoke to people wanting to downsize; attracting business professionals; referenced transitions from retirement; and referenced a handout given to Council.

City Attorney Carruthers spoke to the land use; rent; the makeup of tenants; and reminded Council what they were being asked to consider.

Ms. Williams spoke to neighborhood meetings; stated Guilford College would not take a position on the project; to traffic concerns; and stated traffic engineers had been invited to meetings.

Barry Seigle, 3929 Tinsely Drive, referenced the handout provided to Council; spoke to the concept plan; parking levels; amenity package; size and proximity of neighbors to the building; referenced illustration of proposed building; spoke to the site plan; commercial development; zoning conditions; a decorative fence; curb appeal; to increased traffic; referenced a traffic impact study; letters and communication sent out; neighbors concerns; spoke to the facility not being kid friendly; previous projects and stated that people that had originally been opposed to the development became tenants; spoke to job creation; ongoing operating cost, and the proposal of a \$24 million investment.

Joseph Gold, 1317 New Garden Road, stated the project would back up to his property; that he felt it was a good fit; and that he supported the item.

Sue Rodgers, 1315 New Garden Road, spoke to her residence of 16 years; to having the property occupied; and an owner maintained property.

Speakers in opposition of the item:

Diane Guinan, 5607 Robinridge Road, made a PowerPoint Presentation; asked those in opposition to stand; spoke to representing 287 people; requested Council to protect the neighborhood; referenced New Garden's rapid growth; spoke to shopping opportunities; a natural line set up; stated progress was inevitable; referenced poor planning; the progression in the current GFLUM; the Planning Board and Zoning Board recommendations; research on the aging population; neighborhood meetings; referenced a photo of the proposed location of project; spoke to the number of homes in the area; a reasonable transition of the property; logical transitions; and requested Council deny the project.

Richard Jordon, 5503 Belvedere Place spoke to what the change would mean aesthetically; made a PowerPoint Presentation; spoke the proposed density; provided a map of the surrounding areas; an aerial map; spoke of the plat design; visiting the Winston Salem facility; no single family neighborhoods around the facility in Winston Salem; and requested Council to protect the neighborhoods.

Discussion ensued regarding rezoning for the State Employees Credit Union; traffic; photos of the proposed building; accuracy of the site plan; and the final design.

In Rebuttal in favor:

Mr. Isaacson spoke to the density issue; referenced a quality project; ADA compliance; spoke to all the amenities; to GFLUM amendments; requested Council listen to the professional groups associated with the project; referenced the Zoning Commission vote; spoke to adding to the tax base; and job creation.

Mr. Seigle voiced his appreciation regarding the illustrative; spoke to the proposal; invited Council to visit the Winston Salem facility; stated the concept was self contained; spoke to security control; and the basis of the site plan.

In Rebuttal in opposition:

Mary Beth Currin stated the ask was not for a special exception; that they were asking the City to follow the plan they adopted; spoke to density concerns; and expressed no one wanted to see an apartment building on the property.

City Attorney Carruthers spoke to there being no distinction between single family and apartments.

Ms. Currin referenced what was in the vicinity; and spoke to stabilizing the neighborhood.

Ms. Guiden spoke to traffic on New Garden; what the Planning and Zoning Boards had considered; inquired if the GFLUM should be changed; and spoke to unbuildable property.

Moved by Councilmember Fox, seconded by Councilmember Hightower to close the public hearing. Motion carried by voice vote.

City Attorney Carruthers spoke to a six vote majority since Councilmember Barber was absent.

Councilmember Hightower inquired to how often the GFLUM was changed; if it was changed with every zoning request; spoke to the density fit; efficient parking; to a hotel style building; and inquired if the entire facility were residential.

Planning Director Sue Schwartz clarified the GFLUM was not changed with every request; spoke to reasons it had been amended; market trends; and stated several factors came together to make changes to come into play.

Mr. Kirkman spoke to the zoning condition; clarified density and conditions associated with it; parking concerns; spoke to the City ordinance requirements; and verified the units were residential.

Councilmember Abuzuaiter recalled talks about a big box store; and inquired about the zoning.

Councilmember Hoffmann spoke to meeting with residents and the developer; spoke to visiting the location in Winston Salem; thinking long term; future housing trends; provided percentages of the older population; spoke to the number of senior citizens; households without children; demographics; referenced another project that had been approved in 2012; provided a slide for Council; spoke to considering good development; and to the future needs of the City.

Mayor Pro-Tem Johnson left the meeting at 11:20 p.m. and returned at 11:22 p.m.

Mayor Vaughan spoke to knowing the area well; voiced the character of the community had changed in last 50 years; referenced zoning reviews; and stated she would support the item.

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

Ayes, 7 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Jamal T. Fox, Nancy Hoffmann, Zack Matheny and Tony Wilkins

Nays, 1 - Sharon M. Hightower

Absent, 1 - Mike Barber

14-0142 AMENDING OFFICIAL ZONING MAP

1301, 1309, 1313 AND 1317R1 NEW GARDEN ROAD, EAST OF FOUR FARMS ROAD, WEST OF NEW GARDEN ROAD AND NORTH OF PINEHAVEN DRIVE.

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

Section 1. The Official Zoning Map is hereby amended by rezoning from R-3 (Residential Single-Family) to PUD (Planned Unit Development).

The area is described as follows:

BEGINNING at a point in the northern margin of the right-of-way of New Garden Road (Public, Right-of-Way Varies) and also being the southernmost property corner of Mary Sue-Lee Rogers (Deed Book 4806, Page 422, Guilford County Registry);

THENCE with the northern margin of the right-of-way of New Garden Road South 26 degrees 29 minutes 50 seconds West 429.96 feet to a point, said point being the northeast property corner of Quebec Associates, LLC (Deed Book 7591, Page 900); THENCE leaving said northern margin of the right-of-way of New Garden Road with the northern property line of said Quebec Associates, LLC North 63 degrees 38 minutes 33 seconds West 118.98 feet to a point; THENCE with the western property line of said Quebec Associates, LLC South 26 degrees 26 minutes 34 seconds West 91.16 feet to a point in the north property line of State Employee's Credit Union (Deed Book 4661, Page 1638); THENCE with said northern line of State Employee's Credit Union North 56 degrees 58 minutes 23 seconds West 248.57 feet to a point, also being the southeast property corner of Southern Bell Telephone & Telegraph Company (Deed Book 3245, Page 997); THENCE with the northeast property lines of said Southern Bell Telephone & Telegraph Company the following two (2) courses and distances: 1) North 56 degrees 54 minutes 49 seconds West 109.50 feet to a point and 2) North 00 degrees 52 minutes 56 seconds West 54.42 feet to a point being the southeast property corner of RAL Properties of NC, LLC (Deed Book 3961, Page 919); THENCE with the eastern property lines of said RAL Properties of NC, LLC the following two (2) courses and distances: 1) North 00 degrees 52 minutes 56 seconds West 35.77 feet to a point and 2) North 00 degrees 56 minutes 31 seconds East 421.14 feet to a point in the southern property line of Fleming Terrace, LLC (Deed Book 5282, Page 1851); THENCE with said southern property line of Fleming Terrace, LLC the following two (2) courses and distances: 1) South 88 degrees 05 minutes 55 seconds East 294.35 feet to a point and 2) North 39 degrees 54 minutes 44 seconds East 99.88 feet to a point being the southwest property corner of Donald R. and Marion Sharpe (Deed Book 1900, Page 461); THENCE with the southern property line of said Donald R. and Marion Sharpe South 63 degrees 45 minutes 58 seconds East 161.54 feet to a point being the northernmost property corner of Joseph T. Ingold Living Trust (Deed Book 7181, Page 31); THENCE with the northwest property line of said Joseph T. Ingold Living Trust South 26 degrees 21 minutes 39 seconds West 100.07 feet to a point being the northernmost property corner of said Mary Sue-Lee Rogers; THENCE with the northwest and southern property lines of said Mary Sue-Lee Rogers the following two (2) courses and distances: 1) South 26 degrees 26 minutes 58 seconds West 99.99 feet to a point and 2) South 63 degrees 32 minutes 57 seconds East 3245.09 feet to the POINT and PLACE of BEGINNING containing 7.63 acres more or less and being more particularly described as 1301, 1309, 1313, 1317R1 New Garden Road, Parcel numbers 0076721, 0076722, 0076723, 0076724 and 0076727, Morehead Township, Guilford County, City of Greensboro, North Carolina.

Section 2. That the zoning amendment from R-3 (Residential Single-Family) to PUD (Planned Unit Development) is hereby authorized subject to the following use limitations and conditions:

1. Uses restricted to a maximum of 193 residential units.
2. Maximum building height facing New Garden Road shall not exceed three stories as viewed from New Garden Road.
3. There shall be a landscaped berm along New Garden Road with a minimum width of 15 feet and a minimum height of 4 feet, with the exception of the entrance drive.

4. There shall be only two rows of parking in front of the building facing New Garden Road.
5. Fencing will be along adjacent residential properties, where permitted, and shall be a minimum of 6 feet in height.
6. All stormwater treatment devices shall be located to the rear of the property.
7. All lighting shall be cut-off type fixtures directed toward the site with a maximum pole height of 25 feet.
8. The building shall be constructed predominantly (85% or more) of masonry material and shall have no exterior stairwells or hallways.
9. All exterior railings shall be constructed of metal materials.
10. The outdoor pool amenity package shall adjoin the building and shall be enclosed by a masonry privacy wall a minimum of 100 feet from any adjoining property owner.
11. HVAC units shall be located on the building roof behind a parapet obstructing their view from New Garden Road.
12. The site will only contain one principal building.
13. All trash compaction facilities or recycling containers shall be screened from adjoining properties and not located along New Garden Road.

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

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

Section 5. This ordinance shall be effective on November 18, 2014.

(Signed) Zack Matheny

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer W, Exhibit No. 29 which is hereby referred to and made a part of these minutes)

Mayor Vaughan declared a recess at 11:26 p.m. Council reconvened at 11:38 p.m. with all members in attendance except Councilmember Barber.

ID 14-0715

Ordinance Rezoning From the R-3 (Residential Single-Family) to the PUD (Planned Unit Development) Zoning District for Property Located at 1301, 1309, 1313 and 1317 New Garden Road, Generally Described as West of New Garden Road and North of Pinehaven Drive

Moved by Councilmember Matheny, seconded by Councilmember Wilkins that the Greensboro City Council believes that its action to approve the zoning amendment for 1301, 1309, 1313, & 1317R1 New Garden Road from R-3 (Residential Single Family) to PUD (Planned Unit Development) is consistent with the adopted Connections 2025 Comprehensive Plan and considers the action taken to be reasonable and in the public interest for the following reasons: The request is consistent with the Reinvestment/Infill Goal to promote sound investment in Greensboro's urban areas, the request is consistent with the Housing and Neighborhoods Goal to meet the needs of present and future Greensboro citizens for a choice of decent, affordable housing, and the request does implement measures to protect neighborhoods from negative impacts of development to adopt the ordinance. The motion carried on the following roll call vote:

Ayes, 7 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Jamal T. Fox, Nancy Hoffmann, Zack Matheny and Tony Wilkins

Nays, 1 - Sharon M. Hightower

Absent, 1 - Mike Barber

14-0143 AMENDING OFFICIAL ZONING MAP

1301, 1309, 1313 AND 1317R1 NEW GARDEN ROAD, EAST OF FOUR FARMS ROAD, WEST OF NEW GARDEN ROAD AND NORTH OF PINEHAVEN DRIVE.

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

Section 1. The Official Zoning Map is hereby amended by rezoning from R-3 (Residential Single-Family) to PUD (Planned Unit Development).

The area is described as follows:

BEGINNING at a point in the northern margin of the right-of-way of New Garden Road (Public, Right-of-Way Varies) and also being the southernmost property corner of Mary Sue-Lee Rogers (Deed Book 4806, Page 422, Guilford County Registry);

THENCE with the northern margin of the right-of-way of New Garden Road South 26 degrees 29 minutes 50 seconds West 429.96 feet to a point, said point being the northeast property corner of Quebec Associates, LLC (Deed Book 7591, Page 900); THENCE leaving said northern margin of the right-of-way of New Garden Road with the northern property line of said Quebec Associates, LLC North 63 degrees 38 minutes 33 seconds West 118.98 feet to a point; THENCE with the western property line of said Quebec Associates, LLC South 26 degrees 26 minutes 34 seconds West 91.16 feet to a point in the north property line of State Employee's Credit Union (Deed Book 4661, Page 1638); THENCE with said northern line of State Employee's Credit Union North 56 degrees 58 minutes 23 seconds West 248.57 feet to a point, also being the southeast property corner of Southern Bell Telephone & Telegraph Company (Deed Book 3245, Page 997); THENCE with the northeast property lines of said Southern Bell Telephone & Telegraph Company the following two (2) courses and distances: 1) North 56 degrees 54 minutes 49 seconds West 109.50 feet to a point and 2) North 00 degrees 52 minutes 56 seconds West 54.42 feet to a point being the southeast property corner of RAL Properties of NC, LLC (Deed Book 3961, Page 919); THENCE with the eastern property lines of said RAL Properties of NC, LLC the following two (2) courses and distances: 1) North 00 degrees 52 minutes 56 seconds West 35.77 feet to a point and 2) North 00 degrees 56 minutes 31 seconds East 421.14 feet to a point in the southern property line of Fleming Terrace, LLC (Deed Book 5282, Page 1851); THENCE with said southern property line of Fleming Terrace, LLC the following two (2) courses and distances: 1) South 88 degrees 05 minutes 55 seconds East 294.35 feet to a point and 2) North 39 degrees 54 minutes 44 seconds East 99.88 feet to a point being the southwest property corner of Donald R. and Marion Sharpe (Deed Book 1900, Page 461); THENCE with the southern property line of said Donald R. and Marion Sharpe South 63 degrees 45 minutes 58 seconds East 161.54 feet to a point being the northernmost property corner of Joseph T. Ingold Living Trust (Deed Book 7181, Page 31); THENCE with the northwest property line of said Joseph T. Ingold Living Trust South 26 degrees 21 minutes 39 seconds West 100.07 feet to a point being the northernmost property corner of said Mary Sue-Lee Rogers; THENCE with the northwest and southern property lines of said Mary Sue-Lee Rogers the following two (2) courses and distances: 1) South 26 degrees 26 minutes 58 seconds West 99.99 feet to a point and 2) South 63 degrees 32 minutes 57 seconds East 3245.09 feet to the POINT and PLACE of BEGINNING containing 7.63 acres more or less and being more particularly described as 1301, 1309, 1313, 1317R1 New Garden Road, Parcel numbers 0076721, 0076722, 0076723, 0076724 and 0076727, Morehead Township, Guilford County, City of Greensboro, North Carolina.

Section 2. That the zoning amendment from R-3 (Residential Single-Family) to PUD (Planned Unit Development) is hereby authorized subject to the following use limitations and conditions:

1. Uses restricted to a maximum of 193 residential units.
2. Maximum building height facing New Garden Road shall not exceed three stories as viewed from New Garden Road.
3. There shall be a landscaped berm along New Garden Road with a minimum width of 15 feet and a minimum height of 4 feet, with the exception of the entrance drive.
4. There shall be only two rows of parking in front of the building facing New Garden Road.
5. Fencing will be along adjacent residential properties, where permitted, and shall be a minimum of 6 feet in

height.

6. All stormwater treatment devices shall be located to the rear of the property.
7. All lighting shall be cut-off type fixtures directed toward the site with a maximum pole height of 25 feet.
8. The building shall be constructed predominantly (85% or more) of masonry material and shall have no exterior stairwells or hallways.
9. All exterior railings shall be constructed of metal materials.
10. The outdoor pool amenity package shall adjoin the building and shall be enclosed by a masonry privacy wall a minimum of 100 feet from any adjoining property owner.
11. HVAC units shall be located on the building roof behind a parapet obstructing their view from New Garden Road.
12. The site will only contain one principal building.
13. All trash compaction facilities or recycling containers shall be screened from adjoining properties and not located along New Garden Road.

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

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

Section 5. This ordinance shall be effective on November 18, 2014.

(Signed) Zack Matheny

V. GENERAL BUSINESS AGENDA

ID 14-0404 Boards and Commissions Listing for November 18, 2014

Mayor Vaughan spoke to adjusting the agenda; requested City Manager Westmoreland to look into moving items to a future agenda; and stated it was time for the boards and commissions appointments.

Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Johnson to appoint Chardae Nicleson to the Commission on Women, replacing Joy Cook. The motion carried by a voice vote.

Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Johnson to appoint Daniel Lyons to the ABC Board, replacing Kyle Suggs. The motion carried by a voice vote.

Moved by Councilmember Fox, seconded by Mayor Pro-Tem Johnson to appoint Tyler Swanson to the GTA Board, replacing Kristin Jeffers. The motion carried by a voice vote.

ID 14-0788 Resolution Authorizing Expenditures of up to \$25,000 for a Pilot Branding and Marketing Campaign of International Restaurant Row Along Three Miles of the High Point Road Corridor

Councilmember Fox inquired if the project would be City wide; spoke to the High Point Road corridor; inquired about signage; and asked Councilmember Wilkins if people could call him regarding signs.

Councilmember Wilkins defined the geographic target area; spoke to intentions to expand City wide; confirmed he would be the one to call regarding signage; and spoke of a welcome sign stating "Welcome to Greensboro where diversity thrives".

Mayor Pro-Tem Johnson stated it was a great way to market and celebrate Greensboro.

Councilmember Matheny spoke to signs for entryway into the City; referenced monuments; spoke to the Economic Development SubCommittee; inviting Triad Local First to a work session; various locations for signage;

and requested staff to development a plan with a map and a budget.

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

Ayes, 7 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann and Tony Wilkins

Nays, 1 - Zack Matheny

Absent, 1 - Mike Barber

0297-14 RESOLUTION AUTHORIZING EXPENDITURES OF UP TO \$25,000 FOR A PILOT BRANDING AND MARKETING CAMPAIGN OF INTERNATIONAL RESTAURANT ROW ALONG THREE MILES OF THE HIGH POINT ROAD CORRIDOR

WHEREAS, Greensboro City Council recognizes and supports the concept of creating an International Restaurant Row designation along the High Point Rd Corridor;

WHEREAS, the defined area would extend from Groometown Road on the south and the Greensboro Coliseum on the north and would include all restaurants or markets except those defined as fast food establishments;

WHEREAS, a pilot branding and marketing campaign is to be undertaken to enhance the public's familiarity with the location and the offering at the restaurants and markets of International Restaurant Row;

WHEREAS, on November 18, 2014 Greensboro City Council recommended authorization of \$25,000 from the Economic Development Fund to be spent on expenses related to marketing and branding of "International Restaurant Row";

WHEREAS, City staff will expend these funds on items to include some mix of interstate signage, street banners, outdoor billboards, website development and maintenance, brochures, and formal pilot review;

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

City staff's request for authorization to expend an amount not to exceed \$25,000 is hereby approved, and the City Manager and Clerk of this Municipality and hereby authorized to execute, on behalf of the City of Greensboro, payments to be made from the Economic Development Fund for marketing and branding of the "International Restaurant Row."

(Signed) Tony Wilkins

ID 14-0773 Resolution Approving the Bid in the Amount of \$13,292,638.73 and Authorizing Contract 2010-126 with Vecellio & Grogan, Inc., for the Construction of the High Point Road/Lee Street Streetscape - Phase 1

City Manager Westmoreland stated staff were available to answer questions.

Discussion took place regarding M/WBE participation; previous bids; low goals; MBE goals; WBE goals; M/WBE new hire to start in January; the lowest bid received on the project; and additional lighting work.

Councilmember Wilkins expressed he was glad to see the contract go through; recognized Ms. Jackson in the audience; spoke to the rejected low bid; M/WBE; and a good faith letter.

Assistant City Manager Parrish spoke to the additional work; the previous bids; and enhancing the landscaping and street lighting.

Councilmember Wilkins inquired as to when Council would see shovels; and referenced the item taking a long time.

Assistant City Manager Parrish spoke to a start date in January; clarified the item had been in process for approximately two years; and spoke to a lot of utility work done in advance.

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, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

Absent, 1 - Mike Barber

0298-14 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT NO. 2010-126 WITH VECELLIO & GROGAN, INC. FOR THE CONSTRUCTION OF THE HIGH POINT ROAD/LEE STREET STREETScape – PHASE I

WHEREAS, after due notice, bids have been received for the construction of the High Point Road/Lee Street Streetscape – Phase I project;

WHEREAS, Sharpe Brothers Division of Vecellio & Grogan, Inc., a responsible bidder, has submitted the low base and alternate bid in the total amount of \$13,292,638.73 as general contractor for Contract No. 2010-126, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City.

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

That the bid hereinabove mentioned submitted by Vecellio and Grogan, Inc. is hereby accepted, and the City is authorized to enter into a Contract with Vecellio and Grogan, Inc. for the construction of the High Point Road/Lee Street Streetscape – Phase I project 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, payment to be made in the amount of \$10,129,076.26 from Account No. 471-4502-12.6014; in the amount of \$2,543,785.64 from Account No. 503-7024-01.6016 A15033; and in the amount of \$619,776.83 from Account No. 503-7024-02.6017 A15039.

(Signed) Yvonne J. Johnson

VI. SUPPLEMENTAL AGENDA

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

Councilmember Hightower reminded everyone that the shelters were open tonight.

Matters to be presented by the City Manager

There were no items to be discussed.

Matters to be presented by the City Attorney

There were no items to be discussed.

Adjournment

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

THE CITY COUNCIL ADJOURNED AT 11:50 P.M.

ANGELA R. LORD
ACTING DEPUTY CITY CLERK

NANCY VAUGHAN
MAYOR