



City of Greensboro

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

Meeting Minutes - Draft City Council

Tuesday, March 17, 2015

5:30 PM

Council Chamber

Call to Order

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

Present: 7 - Mayor Nancy Vaughan, Councilmember Marikay Abuzuaite, Councilmember Jamal T. Fox, Councilmember Sharon M. Hightower, Councilmember Nancy Hoffmann, Councilmember Zack Matheny and Councilmember Tony Wilkins

Absent: Mayor Pro-Tem Yvonne J. Johnson and Councilmember Mike Barber.

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

Moment of Silence

The meeting opened with a moment of silence. Mayor Vaughan requested the family, friends and congregation of Reverend Howard Chubbs be remembered for his recent passing.

Pledge of Allegiance to the Flag

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

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

Recognition of Courier

City Manager Jim Westmoreland recognized Claudette Lindsay of the Human Resources 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.

18. [ID 15-0158](#) Ordinance to Repeal in its Entirety Article 8, Chapter 30-8-13 of the Land Development Ordinance: Entertainment Facility Use Standards and Repeal in its Entirety, Rewrite, and Enact Chapter 18, Article VI of the Greensboro Code of Ordinances: Night Club Security Ordinance

Moved by Councilmember Hoffmann, seconded by Councilmember Fox to postpone Item #18/ ID 15-0158 to the April 7th meeting of Council without further advertising. The motion carried by voice vote.

Councilmember Wilkins asked if there was anyone present that could speak to the item.

Mayor Vaughan responded the nightclub owners had requested the postponement because today was St. Patrick's Day.

28. [ID 15-0241](#) Resolution Authorizing Release of a Request for Proposals "RFP"

Seeking Industrial Site Development Submissions, From Private Developers, of Sites to be Graded via a City Funded Loan of up to a Maximum of \$1,200,000.00

Moved by Councilmember Matheny, seconded by Councilmember Wilkins to postpone item #28/ID 15-0241 indefinitely. The motion carried by voice vote.

I. CEREMONIAL AND/OR PRESENTATION ITEMS

1. [ID 15-0196](#) Resolution in Support and Honor of the Public Safety Employees of the City of Greensboro

Councilmember Wilkins spoke to the item; and thanked staff for assistance with the item.

Councilmember Wilkins, Councilmember Abuzuaiter, and Councilmember Matheny read the resolution into the record.

Councilmember Hightower voiced support of the item; and spoke to showing appreciation for all City employees.

Mayor Vaughan also voiced appreciation for all City staff.

Police Chief Wayne Scott thanked Council on the behalf of the Greensboro Police Department; and spoke to issues facing the nation.

Guilford Metro 911 Interim Director Melanie Neal voiced appreciation of the recognition.

A representative from the Greensboro Fire Department thanked Council for the recognition.

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

Ayes, 7 - Nancy Vaughan, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

065-15 RESOLUTION IN SUPPORT AND HONOR OF THE PUBLIC SAFETY EMPLOYEES OF THE CITY OF GREENSBORO

WHEREAS, in emergency situations in the City of Greensboro, the City's public safety employees (commonly called "first responders"), carry out the critical role of protecting and ensuring public safety;

WHEREAS, the Greensboro Police Department, Fire Department and the Guilford Metro 911 Department act as a combined team, in conjunction with partners from other agencies, to rescue people from dangerous circumstances, secure dangers, treat the injured and protect the lives and safety of people, regardless of the peril or hazard to themselves;

WHEREAS, Greensboro's first responders often risk their lives when responding to emergencies;

WHEREAS, 911 staff serves as the first, first responder to protect the people of Greensboro and Guilford County every day, being always available to provide a coordinated response to any emergency at any hour, under any conditions or circumstances;

WHEREAS, 911 communicators processed 715,858 total telephone transactions, over 3.5 million radio transmissions during 2014, and dispatched 433,870 calls for service for Law, Fire and EMS.

WHEREAS, fire fighters provide fire suppression, emergency medical services, search and rescue, hazardous materials response, critical fire prevention and safety education;

WHEREAS, in 2014 the Fire Department responded to 33,678 fire and medical emergency calls, provided the

public 198,907 contact hours of fire safety training, and conducted 11,401 total fire safety inspections; and maintained accredited class 1 level emergency services for the people of Greensboro;

WHEREAS, police officers protect our families and our property, detect and prevent crimes, restore the peace, uphold the law, ensure justice and make Greensboro a safer community;

WHEREAS, the Police Department in 2014 responded to 291,062 calls for service, reduced crime to the lowest known levels since 1976, and a strong majority of Greensboro's residents have a positive opinion of the Greensboro Police and believe they have been effective in making neighborhoods and the City safe;

WHEREAS, the government of the City of Greensboro is charged first and foremost with assuring public safety by protecting the lives, peace and property of its residents;

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

That the Council declares, for itself and the residents of the City, that the City gratefully and completely supports our first responders;

BE IT FURTHER RESOLVED that the Council encourages all residents of Greensboro to express their gratitude to our first responders with their own acts and expressions of kindness and appreciation for their efforts and sacrifices during other nationally recognized events and by attending and supporting local award ceremonies such as National Telecommunications Week (April), Police Memorial Week (May) Fire Department Award and Medal Ceremony (September) and other events sponsored by local merchants; and

BE IT FURTHER RESOLVED that, as the September 11th anniversary approaches, Council supports the creation of a Public Safety Appreciation Day event that affirms the goals and efforts of Greensboro and all communities to honor and celebrate the contributions and sacrifices made by our first responders in Greensboro, High Point, Guilford County, and all first responders in the United States.

(Signed) Tony Wilkins

2. [ID 15-0229](#) Resolution Recognizing the Month of April as North Carolina Beer Month

Councilmember Matheny stated it was appropriate to introduce this resolution on St. Patricks Day; spoke to the item being about more than just beer; to jobs in the City; and read the resolution for the record

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

Ayes, 7 - Nancy Vaughan, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

066-15 RESOLUTION RECOGNIZING THE MONTH OF APRIL AS NORTH CAROLINA BEER MONTH

WHEREAS, the craft beer community is an important part of tourism in North Carolina and craft breweries are flourishing across the State;

WHEREAS, the state of North Carolina currently has 100 craft breweries and brewpubs, more than any other state in the south;

WHEREAS, North Carolina ranks tenth nationally in number of breweries, more than doubling since 2010;

WHEREAS, Greensboro is home to Nattie Greene's Brewing Company, Gibbs Hundred Brewing, Pig Pounder Brewery and will soon become home to Preyer Brewing Company;

WHEREAS, Red Oak Brewery got its start in the City of Greensboro;

WHEREAS, North Carolina brewers have received national recognition for brews that use a range of locally

produced ingredients from sweet potatoes, blueberries, blackberries, kumquats, sorghum and persimmons to barley, wheat, rye and hops;

WHEREAS, three major craft breweries chose Western North Carolina sites for major expansions since 2012;

WHEREAS, a month-long celebration of North Carolina's beer craftsmanship and the destinations where it thrives will raise North Carolina's profile as an area that has become highly competitive for craft beer tourism.

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

That it recognizes the Month of April as 'North Carolina Beer Month'.

(Signed) Zack Matheny

3. [ID 15-0224](#) Resolution Declaring the Month of April 2015 "Emancipation Proclamation Awareness Month"

Mayor Vaughan read the resolution into the record; spoke to the reception and ribbon cutting at the Greensboro Civil Rights Center and Museum on March 26th at 5 p.m.; going to the Greensboro Historical Museum to view the document; and invited the community to go see the document while it was at the museum.

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

Ayes, 7 - Nancy Vaughan, Marikay Abuzaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

068-15 RESOLUTION DECLARING THE MONTH OF APRIL 2015 "EMANCIPATION PROCLAMATION AWARENESS MONTH"

WHEREAS, on January 1, 1863, President Abraham Lincoln signed the Emancipation Proclamation which declared that within those territories in active rebellion, "all persons held as slaves shall beforever free";

WHEREAS, the signing of the Emancipation Proclamation was a major step toward the abolition of slavery, helping to renew this nation's founding philosophy of human liberty;

WHEREAS, April 2015 marks the 150th (sesquicentennial) anniversary of the end of the Civil War;

WHEREAS, the Lincoln Financial Foundation Collection at the Indiana State Museum includes an 1864 copy of the Emancipation Proclamation signed by President Abraham Lincoln;

WHEREAS, Lincoln Financial Foundation, the philanthropic arm of Lincoln Financial Group has arranged for this rare document and other artifacts to be loaned to the City of Greensboro and Greensboro Historical Museum;

WHEREAS, the Greensboro Historical Museum will be exhibiting the Emancipation Proclamation as part of an exhibit entitled "Emancipation Proclamation: Voices to Freedom" from March 28 to April 26th;

WHEREAS, the Sesquicentennial Planning Committee has worked with the Greensboro Historical Museum, International Civil Rights Museum, Guilford County Schools, United Way and other community organizations in planning ways to engage the citizens of the City in the study of this historic document.

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

That it hereby declares the Month of April 2015, "Emancipation Proclamation Awareness Month" to encourage the celebration of the spirit of freedom, equality and justice for all by all citizens of Greensboro.

(Signed) Sharon Hightower

4. [ID 15-0207](#) Resolution Accepting Donation of Stephen J Fischer Sculptures

Councilmember Hoffmann provided photos and dimensions for the sculptures; read the resolution into the record; recognized people in the audience; and presented the resolution to Nat and Peggy Bernstein.

Mr. Bernstein, 12 Monmouth Court spoke to the history of the sculptures; retiring to Denver; provided the history of Stephen Fischer; spoke to the uniqueness of the artwork; thanked Councilmember Hoffmann; referenced Jim Galluci moving the items; and stated the artwork would be installed at the expense of the people making the donation.

Laura Way, 311 Isabel Street spoke to public art; referenced artwork in Philadelphia; voiced excitement for having artwork in Greensboro; public art took time and patience; and spoke to public engagement.

Tom Phillion thanked the donors; spoke to the Stephen Fischer sculptures remaining in the community; and enjoying the artwork.

Councilmember Hoffmann voiced sorrow for Mr. and Mrs. Bernstein's plans to move; quoted the Mayor of Charleston South Carolina; spoke to the importance of public art; and to people making and building memories around the sculptures.

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

Ayes, 7 - Nancy Vaughan, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

069-15 RESOLUTION ACCEPTING DONATION OF STEPHEN J. FISCHER SCULPTURES

WHEREAS, Stephen J. Fischer learned many phases of modern steel fabrication over the course of his sculpting career which began over thirty years ago;

WHEREAS, Fischer founded Artland Studios in Mequon, Wisconsin, located fifteen miles north of Milwaukee and part of the Milwaukee metropolitan area, which provided him the opportunity to show his graphically powerful 3D works;

WHEREAS, Fischer's sculptures enhance each environment as the size and weight flow effortlessly through space appearing to defy gravity;

WHEREAS, Fischer has received national and international recognition for his works which are found in public and private collections such as the University of Wisconsin-LaCrosse, the University of Wisconsin-Platteville, the Laimonis and Ilga Reke Andersons Collection/Oconomowoc, Wisconsin, the Daniel K. Erlich Collection/Kenilworth, Illinois, the Robert Sclare Collection, Chicago, Illinois and the Heritage Insurance Co. Collection/Sheboygan, Wisconsin;

WHEREAS, Peggy and Nat Bernstein, natives of Milwaukee, Wisconsin, relocated from Cleveland, Ohio to Greensboro in 1998 and Fischer moved the three sculptures to install them in Greensboro;

WHEREAS, resident Greensboro sculptor Jim Gallucci will move and install the sculptures in the Downtown locations which will be selected for their permanent home;

WHEREAS, the donation of the Fischer sculptures are a gift made possible through the financial support of Peggy and Nat Bernstein, The Bryan Foundation, The Cemala Foundation, Dawn Chaney and Nancy Hoffmann.

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

That it hereby accepts the donation of the Stephen J. Fischer Sculptures so that they will have a permanent home in Downtown Greensboro.

(Signed) Sharon Hightower

II. PUBLIC COMMENT PERIOD

Mayor Vaughan stated there were sixteen speakers signed up; that 30 minutes would be allotted for speakers from the floor; and that the remaining speakers were invited to speak at the end of the meeting if time permitted.

Suzanne Nazim, 6604 Lakebend Way spoke to working with newly appointed Police Chief Wayne Scott; to his compassion; to volunteering for the police department; asked citizens to look forward; to give Chief Scott an opportunity to show what he could do; and to support the Chief.

Windy Stafford, 119 Green Acres Lane requested Council to not raise the Specialized Community Area Transportation (SCAT) fares; stated she loved to ride SCAT; that it made her feel independent; and thanked Council.

Lisa Nance, Vice Chair of the Riders Advisory Committee for SCAT stated she was a disability advocate; provided training history; stated she represented the Committee Chair; spoke to the America's Disabilities Act; the requirement by law to provide para-transit; issues with SCAT; referenced and read a portion of a letter from the Committee Chair; spoke to equal representation; keeping fares the same; and to having a SCAT rider on the committee.

Mayor Vaughan asked for a copy of the letter to be given to Councilmembers.

Councilmember Hightower referenced sending an email to set up a meeting; spoke to being aware of SCAT concerns; stated Council made appointments to the GTA Board; she served as the GTA liaison; and asked about scheduling a meeting.

Councilmember Fox requested a copy of the letter; and stated he looked forward to a meeting.

Ms. Nance spoke to a previous meeting with Assistant City Manager David Parrish; and stated she would relay the information to the Committee Chair.

Helen Webb, 321 North Church Street spoke to the fares for SCAT; income and health issues; SCAT as a life line; and asked for the fares to stay the same.

Councilmember Abuzuaiter asked who had said the rates would be increased.

Councilmember Hightower spoke to rates being set at the budget meeting; to researching other suggestions; and stated there had not been any conversations regarding raising the rates this year.

Jamey Gaddy stated she worked at the YMCA; appreciated the hard work of Council; spoke to SCAT fares; voiced SCAT provided independence for people with disabilities; and stated rates needed to stay as low as possible.

Robert Horton, 3603A Lawndale Drive spoke to a new food program, i-Care Alliance, Inc. dba i-Care Foundation; eliminating food desserts; mobile food service delivery; providing food to the community at 20% savings; referenced various forms of payment options; provided locations for two stores that would open; stated a drive through option would be available; and spoke to funds remaining in the community.

Mayor Vaughan requested Mr. Horton send Council additional information; and spoke to the issue being of concern for all Councilmembers.

Discussion ensued regarding how long Mr. Horton had been in business; the process of permits and licensing; and buying local.

Mr. Horton stated he would provide information to Council; spoke to starting farms back up; giving a portion of the proceeds to farmers; and the components of the business.

Councilmember Wilkins requested Mr. Horton to be scheduled for a work session presentation.

Mayor Vaughan stated that the information needed to be evaluated by staff first.

Ron Tuck, 1500 West Vandalia Road spoke to the celebration of life for Reverend Chubbs; stated the funeral would be tomorrow; the Reverend was a mentor and peacemaker; provided a brief history of Reverend Chubbs family; and sang a song to honor the Reverend.

George Hartman, 2506 Baytree Drive spoke to citizens being misled by The Rhino Times; referenced talks with the City Attorney and the Greensboro Police Department; spoke to the mega-site; water and sewer reports; fire fighters and the Police Department being misled; and the City's retirement plan.

Sergeant A. J. Ricketts of the Police Department stated he was the President of the North State Law Enforcement Officers Association; spoke to the commitment of the organization; law enforcement code of ethics; elimination of discrimination; and congratulated Police Chief Scott.

Councilmember Matheny thanked Sergeant Ricketts; and spoke to working together to move the community forward.

Charles Hahn, 2505 Midkiff Court, Jamestown voiced support for Police Chief Scott; spoke to his relationship with Chief Scott; stated he attended the same church as the Chief; and asked the community to give the Chief the opportunity to demonstrate his abilities.

Cody St. Pierre, 524 Air Harbor Road stated he represented the Greensboro Police Officers Association; commended City Manager Westmoreland for appointing Police Chief Scott; and spoke to Chief Scott being the most qualified to lead the Police Department into the future.

Mayor Vaughan stated the speakers from the floor that did not get to speak would be given first priority at the next Council meeting.

III. CONSENT AGENDA

Moved by Councilmember Abuzuaiter, seconded by Councilmember Matheny to adopt the Consent Agenda. The motion carried by the following vote:

Ayes, 7 - Nancy Vaughan, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

5. [ID 15-0222](#) Resolution Authorizing Award of the Downtown Greenway Phase 4 and A&Y Greenway Planning Study and Concept Plan Development Contract to Kimley-Horn, Inc.

070-15 RESOLUTION AUTHORIZING AWARD OF THE DOWNTOWN GREENWAY PHASE 4 AND A&Y GREENWAY PLANNING STUDY AND CONCEPT PLAN DEVELOPMENT CONTRACT TO KIMLEY HORN, INC.

WHEREAS, the A&Y Greenway and the Downtown Greenway Phase 4 are ready for planning and design;

WHEREAS, the A&Y Greenway will be extended from Markland Drive to the edge of Downtown;

WHEREAS, the Downtown Greenway will be extended to meet the A&Y at Hill Street and connect to the Downtown Greenway Phase 3 on Smith Street with a completion date for both portions in December, 2016;

WHEREAS, proposals from three consulting firms were reviewed and a selection was made with the participation of the Transportation and Engineering & Inspections Departments, Action Greensboro, and the M/WBE Office;

WHEREAS, Kimley-Horn was selected on the strength of their greenway planning and design experience, their extensive work on roadway, storm water and transportation engineering, and their use of local firms, including

minority and women-owned firms;

WHEREAS, funding for the contract in the amount of \$274,826 will be available in the 2000 and 2008 Bond Funds.

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

That the award of the Downtown Greenway Phase 4 and A&Y Greenway planning study concept plan development contract to Kimley-Horn, Inc. is hereby authorized with funding in the amount of \$83,112 to come from Account No. 441-6005-06.5410 and in the amount of \$191,714 from Account No. 471-4502-18.5410.

(Signed) Marikay Abuzuaiter

6. [ID 15-0123](#) Resolution Approving Bid in the Amount of \$659,158 and Authorizing Execution of Contract with American Process Group, Inc. for the Sludge Dewatering Project at the Townsend Water Treatment Plant

071-15 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT WITH AMERICAN PROCESS GROUP, INC. FOR THE SLUDGE DEWATERING PROJECT AT THE TOWNSEND WATER TREATMENT PLANT

WHEREAS, after due notice, bids have been received for the sludge dewatering services project at the Townsend Water Treatment Plant;

WHEREAS, American Process Group, Inc. a responsible bidder, has submitted the low base and alternate bid in the total amount of \$659,158 as general contractor for the contract, 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 American Process Group, Inc. is hereby accepted, and the City is authorized to enter into a contract with American Process Group, Inc. for the sludge dewatering project at the Townsend Water Treatment Plant 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 \$659,158 from Account No. 501-7025-01.5627.

(Signed) Marikay Abuzuaiter

7. [ID 15-0193](#) Resolution Calling a Public Hearing for April 7, 2015 on the Annexation of Territory into the Corporate Limits Located at 5207 Burlington Road - .71 Acre

072-15 RESOLUTION CALLING A PUBLIC HEARING FOR APRIL 7, 2015 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – 5207 BURLINGTON ROAD -- .71 ACRE

WHEREAS, the owner of all the hereinafter described property, which is non-contiguous to the City of Greensboro, has requested in writing that said property be annexed to the City of Greensboro;

WHEREAS, Chapter 160A, Section 58.1 of the General Statutes of North Carolina provides that territory may be annexed after notice has been given by publication one time in a newspaper of general circulation in the city;

WHEREAS, at a regular meeting of the City Council on the 17th day of March, 2015, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (– 5207 BURLINGTON ROAD -- .71 ACRE)

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

BEGINNING at a point in the Greensboro satellite city limits, said point being the northeast corner of that 1.298-acre satellite annexation at 5205 Burlington Road, effective July 31, 2001; THENCE PROCEEDING WITH THE EXISTING SATELLITE CITY LIMITS S 3° 14' 57" W 301.59 feet to a point in the northern right-of-way line of US Highway 70 (Burlington Road); THENCE DEPARTING FROM THE CITY LIMITS with said right-of-way line S 75° 54' 37" E 100.00 feet to the southeast corner of Lady Luck LLC, as recorded in Deed Book 6313, Page 2160; thence with the eastern line of said LLC N 02° 21' 52" E 298.96 feet to the northeast corner of said LLC; thence with the northern line of said LLC N 74° 23' 31" W 100.60 feet to the point and place of BEGINNING, and containing approximately 0.71 acres.

Section 2. The owner agrees 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 owner shall be fully responsible for extending water and sewer service to the property at said owner's expense.

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

Section 5. From and after April 7, 2015, the liability for municipal taxes for the 2014-15 fiscal year shall be prorated on the basis of 2/12 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.

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

That Tuesday, April 7 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than March 28, 2015.

(Signed) Marikay Abuzuaiter

8. [ID 15-0194](#) Resolution Calling a Public Hearing for April 7, 2015 on the Annexation of Territory into the Corporate Limits for Property Located at the Northeast Corner of Bass Chapel Road and Netfield Road - 9.9 Acre

073-15 RESOLUTION CALLING A PUBLIC HEARING FOR APRIL 7, 2015 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PROPERTY LOCATED AT THE NORTHEAST CORNER OF BASS CHAPEL ROAD AND NETFIELD ROAD –9.9 ACRES

WHEREAS, the owners of all the hereinafter described property, which is contiguous to the City of Greensboro, have requested in writing that said property be annexed to the City of Greensboro;

WHEREAS, Chapter 160A, Section 31 of the General Statutes of North Carolina provides that territory may be annexed after notice has been given by publication one time in a newspaper of general circulation in the city;

WHEREAS, at a regular meeting of the City Council on the 17th day of March, 2015, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT THE NORTHEAST CORNER OF BASS CHAPEL ROAD AND NETFIELD ROAD ---9.9 ACRE)

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

BEGINNING at a point in the existing Greensboro City Limits (as of January 31, 2015) said point being in the south right-of-way line of Woodpine Drive, originally recorded as "Pinewood Drive" in Gorrell Park Subdivision, as recorded in Plat Book 33, Page 28; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with said right-of-way line S 88° 50' 34" E 982.95 feet to a point 50.47 feet west of the northeast corner of Lot 15 of Gorrell Park; thence in a northerly direction, crossing Woodpine Drive, approximately 60 feet to the southwest corner of Lot 2 of Linwood R. Leary, Sr. & Linwood R. Leary, Jr., as recorded in Plat Book 121, Page 11, a point in the existing city limits; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS along the north right-of-way line of Woodpine Drive S 86° 27' 40" E 50.47 feet to an existing iron pipe at the terminus of Woodpine Drive; thence in a southerly direction with said terminus approximately 60 feet to a corner in the west line of Lot 143 of Northern Shores, Phase Six, Section One, as recorded in Plat Book 134, Page 120; thence with the west line of said Section One S 02° 03' 57" W 214.48 feet to an existing iron pipe; thence continuing with said west line S 01° 59' 07" W 280.19 feet to an existing axle at the northeast corner of Common Area in said Section One; thence with the north line of said Common Area N 88° 40' 21" W 128.48 feet to an existing axle at the northwest corner of said Common Area; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with the north line of Edward L. and Georgia J. McAdoo, as recorded in Deed Book 3659, Page 1761, N 88° 35' 31" W 350.89 feet to an existing iron pipe; thence continuing with said line , N 89° 07' 31" W 145.61 feet to a point in the existing city limits; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS in a northwesterly direction approximately 659.82 feet to the POINT AND PLACE OF BEGINNING, and containing approximately 9.90 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 owner's expense.

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

Section 5. From and after April 7, 2015, the liability for municipal taxes for the 2014-15 fiscal year shall be prorated on the basis of 2/12 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.

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

That Tuesday, April 7, 2015 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than March 28, 2015.

(Signed) Marikay Abuzuaiter

9. [ID 15-0201](#) Resolution Authorizing the Sale of Surplus Property Located at 2020 Near Sixteenth Street

074-15 RESOLUTION AUTHORIZING CONVEYANCE OF PROPERTY LOCATED AT 2020 NEAR SIXTEENTH STREET

WHEREAS, the City of Greensboro owns property located at 2020 Near Sixteenth Street at Parcel #0055996, said property being shown on the attached map, which the adjoining property owner, DBH Investments has requested to purchase;

WHEREAS, the property has been appraised by South Atlantic Appraisal Group, LLC at a value of \$71,500 and the offer made in the amount of \$64,525 was accepted, which amount, in the opinion of the City Council is fair and reasonable;

WHEREAS, revenue proceeds from this conveyance will be credited into Water Resources General Fund, Account No. 502-0000-00.8616.

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

That pursuant to Section 4.124 of the City Charter, the sale of the above mentioned residual property in the amount of \$64,525 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

10. [ID 15-0225](#) Ordinance in the Amount of \$7,712 Amending the Emergency Telephone System

15-035 ORDINANCE AMENDING THE EMERGENCY TELEPHONE SYSTEM FUND

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

Section 1

That the Emergency Telephone System Fund (281) is hereby amended as follows:

That the appropriations be increased as follows:

| Account | Description | Amount |
|------------------|---------------|---------|
| 281-3903-01.5949 | Miscellaneous | \$7,712 |
| TOTAL: | | \$7,712 |

And, that this increase be financed by increasing the following Emergency Telephone System Fund accounts:

| Account | Description | Amount |
|---|------------------------------|---------|
| 281-0000-00.9687 Communications Fund | Transfer from Guilford Metro | \$7,712 |
| TOTAL: | | \$7,712 |

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

11. [ID 15-0221](#) Ordinance in the Amount of \$666,118 Amending GTA Grant Fund Budget for the Federal Fiscal Year 2014 Section 5339 Bus and Bus Facilities Grant

15-036 ORDINANCE AMENDING GTA GRANT FUND BUDGET FOR THE FEDERAL FISCAL YEAR 2014 SECTION 5339 BUS AND BUS FACILITIES GRANT

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

That the GTA Planning and Grant Fund Budget be amended as follows for the Federal FY 2014 FTA Section 5339 Grant:

| Account | Description | Amount |
|------------------|-------------------------|------------|
| 567-4504-01.5917 | Licenses, Fees & Other | \$ 1,000 |
| 567-4504-01.5919 | Other Taxes/Assessments | \$ 6 |
| 567-4504-01.6051 | Licensed Vehicles | \$ 665,112 |
| Total | | \$666,118 |

And, that this increase be financed by increasing the following revenues:

| Account | Description | Amount |
|------------------|----------------------------|-----------|
| 567-4504-01.7100 | Federal Grant | \$552,878 |
| 567-4504-01.9564 | Transfer from Transit Fund | \$113,240 |
| Total | | \$666,118 |

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

12. [ID 15-0227](#) Ordinance Amending State, Federal and Other Grants Fund Budget for Additional Appropriation of Overtime Guilford County via the High Intensity Drug Trafficking Area (HIDTA) Overtime Allocation

15-037 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR ADDITIONAL APPROPRIATION OF OVERTIME GUILFORD COUNTY VIA THE HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA) OVERTIME ALLOCATION

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 | Description | Amount |
|------------------|-------------------------|----------|
| 220-3528-02.4221 | Premium Pay | \$15,886 |
| 220-3528-02.4510 | FICA Contribution | \$249 |
| 220-3528-02.4520 | Retirement Contribution | \$1067 |
| TOTAL: | | \$17,202 |

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

| Account | Description | Amount |
|------------------|---------------|----------|
| 220-3528-02.7100 | Federal Grant | \$17,202 |
| TOTAL: | | \$17,202 |

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

13. [ID 15-0243](#) Budget Adjustments Requiring Council Approval 2/25/15-3/9/15

Motion to approve the budget adjustments of February 25 - March 9, 2015 over the amount of \$50,000 was adopted.

14. [ID 15-0242](#) Budget Adjustments Approved by Budget Officer 2/25/15-3/9/15

Motion to accept the report of budget adjustments of February 25 - March 9, 2015 was adopted.

15. [ID 15-0215](#) Motion to Approve the Minutes of the Work Session of February 12, 2015.

Motion to approve the minutes of the Work Session of February 12, 2015 was adopted.

16. [ID 15-0198](#) Motion to Approve the Minutes of the Special Meeting of February 12, 2015.

Motion to approve the minutes of the Special meeting of February 12, 2015 was adopted.

17. [ID 15-0236](#) Motion to Approve the Minutes of the Special Meeting of February 18, 2015

Motion to approve the minutes of the Special meeting of February 18, 2015 was adopted.

IV. PUBLIC HEARING AGENDA

19. [ID 15-0138](#) Ordinance Amending the Generalized Future Land Use Map of the Greensboro Connections 2025 Comprehensive Plan, Incorporated by Reference in The Greensboro Code Of Ordinances With Respect to Zoning, Planning And Development Chapter 30, Section 30-1-10 - College Hill Neighborhood Plan

Brief discussion took place regarding the support and number of speakers; and commending staff for their hard work on the item.

James Keith, 303 South Mendenhall Street summarized the history of the item; spoke to zoning issues; a new draft plan; acknowledged the assistance from City staff members; referenced presentations given to the Planning Board; spoke to public engagement by City staff; and to moving forward with the item.

Virginia Haskett, 207 Tate Street voiced support of the College Hill item; referenced questions by the Planning Board; spoke to the history of College Hill; and to the community uniting to understand common goals.

Marjorie Bagley, 126 South Mendenhall Street voiced support of the College Hill item; stated she worked at the University of North Carolina at Greensboro; she was the Treasure for the the Neighborhood Association; spoke to safety issues; and requested Council support.

Lyddan Pawlowski, 920 Carr Street voiced support of the College Hill item; spoke to improvements and investments to the community; provided a brief history; and spoke to moving forward.

Lou McAlister East, 501 South Mendenhall Street spoke to being a Pastor at Presbyterian Covenant Church;

provided her history in the community; and spoke to the support of the church for the item.

Clara Kelly, 910 Walker Avenue provided her history in the community; stated College Hill was an incredible neighborhood; thanked City staff for engaging the community; and asked Council to support the item.

Dan Curry, 305 South Mendenhall Street voiced support of the College Hill item; spoke to being a part of the ground breaking plan; this being a diverse community; student housing; stated the plan had stood the test of time; and spoke to the recrafting of the vision.

Councilmember Matheny welcomed Mr. Curry; and spoke to Mr. Curry being involved in the original plan.

Bill Moore, 911 West McGee Street spoke to purchasing his home in 1985; provided College Hill stories; and spoke to the Comprehensive Plan between the City and College Hill as an investment in Greensboro.

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

Councilmember Fox asked staff if they were working on any other neighborhood plans; requested staff to look at other neighborhoods; spoke to promoting quality of Greensboro; safety issues; and referenced starting with the neighborhood plans listed on line.

Community Planning Manager, Hanna Cockburn responded an item would be brought to Council in early April for the Lawndale corridor.

City Manager Westmoreland spoke to the spend reduction which resulted in putting the breaks on neighborhood planning; requested for each Councilmember to provide a priority list from their district; and spoke to following the direction of Council.

Councilmember Matheny recommended Councilmembers talk to the neighborhoods; stated they may be happy with their current plan; spoke to engagement with the community; and giving the City Manager firm direction.

Councilmember Hightower requested confirmation on what Councilmember Fox was asking the City Manager to do; spoke to not feeling comfortable with neighborhood plans; and stated it was a good idea to revisit.

Moved by Councilmember Fox, seconded by Councilmember Hightower to direct City Manager Westmoreland to review neighborhood plans currently in place. The motion carried on the following roll call vote:

Ayes, 7 - Nancy Vaughan, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

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

Ayes, 7 - Nancy Vaughan, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

15-038 AMENDING THE GREENSBORO CONNECTIONS 2025 COMPREHENSIVE PLAN

AN ORDINANCE AMENDING THE GENERALIZED FUTURE LAND USE MAP OF THE GREENSBORO CONNECTIONS 2025 COMPREHENSIVE PLAN, INCORPORATED BY REFERENCE IN THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO ZONING, PLANNING AND DEVELOPMENT CHAPTER 30, SECTION 30-1-10

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

WHEREAS, an amendment to that as shown on the attached map to change the land use classification for properties located within the area bounded generally by West Market Street, North Cedar Street, West McGee Street, South Spring Street, Freeman Mill Road, Norfolk Southern Railroad, Tate Street, Walker Avenue, and

Mclver Street.

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

Section 1. The College Hill Neighborhood Plan is hereby adopted and shall become effective upon adoption.

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

Section 3. All ordinances in conflict with the provisions of this ordinance are repealed to the extent of such conflict.

Section 4. This ordinance shall become effective upon adoption.

(Signed) Zack Matheny

20. [ID 15-0137](#) Resolution Confirming the Assessment Roll for Water and Sewer Line Improvements on Gray Wilson Road from a Proposed Line at 659 Gray Wilson Road Approx. 500' North to 649 Gray Wilson Road.

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

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

Ayes, 7 - Nancy Vaughan, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

G-146 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS

**WATER AND SEWER LINE IMPROVEMENTS ON GRAY WILSON ROAD FROM A PROPOSED LINE AT 659 GRAY WILSON ROAD APPROX. 500' NORTH TO 649 GRAY WILSON ROAD
P04733**

WHEREAS, on the 5th day of May, 2009, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Water Main Improvements. That a water main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals (including sewer laterals where none exist and sewer main has been installed) be laid for the proper connection of abutting property.

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

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

GRAY-WILSON ROAD WATER AND SEWER LINE FROM PROPOSED 8" SEWER LINE AND 8" WATER LINE AT 659 GRAY-WILSON ROAD TO 649 GRAY-WILSON ROAD

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

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general

plan map.

2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the amount assessed as shown by the preliminary assessment roll shall be held in abeyance, without interest, until such lot is connected to the utility for which assessment was made. At the time of connection the assessment is payable with the terms set out in the assessment resolution.
4. That the general plan map is hereby confirmed at 5:30 p.m., on the 17th day of March, 2015, and is hereby made the final assessment roll for the improvements.
5. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
6. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 90 days from the date of today's March 17, 2015 City Council meeting.
7. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in ten equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.
8. That the first of the installments thereon shall become due and payable no later than (1) one year (three hundred sixty-five (365) days) following confirmation, with yearly installments being due and payable each successive year with the final installment being due and payable no later than one hundred twenty (120) months after the confirmation date when assessment should be paid in full.

(Signed) Zack Matheny

21. [ID 15-0136](#) Resolution Confirming the Assessment Roll for a Water Line Improvement on Holden Road, South from an Existing 12" Line at 3900 South Holden Road South to Existing 12" Line at 3924 South Holden Road.

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

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

Ayes, 7 - Nancy Vaughan, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

H-221 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS

**WATER LINE IMPROVEMENTS ON HOLDEN ROAD, SOUTH FROM AN EXISTING 12" LINE AT 3900 SOUTH HOLDEN ROAD SOUTH TO EXISTING 12" LINE AT 3924 SOUTH HOLDEN ROAD
P04708**

WHEREAS, on the 3rd day of February, 2009, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Water Main Improvements. That a water main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals (including sewer laterals where none exist and sewer main has been installed) be laid for the proper connection of abutting property.

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

HOLDEN ROAD FROM EXISTING 12" WATER LINE AT 3900 HOLDEN RD TO EXISTING 12" WATER LINE AT 3924 HOLDEN RD

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

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the amount assessed as shown by the preliminary assessment roll shall be held in abeyance, without interest, until such lot is connected to the utility for which assessment was made. At the time of connection the assessment is payable with the terms set out in the assessment resolution.
4. That the general plan map is hereby confirmed at 5:30 p.m., on the 17th day of March, 2015, and is hereby made the final assessment roll for the improvements.
5. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
6. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 90 days from the date of today's March 17, 2015 City Council meeting.
7. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in ten equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.
8. That the first of the installments thereon shall become due and payable no later than (1) one year (three hundred sixty-five (365) days) following confirmation, with yearly installments being due and payable each successive year with the final installment being due and payable no later than one hundred twenty (120) months after the confirmation date when assessment should be paid in full.

(Signed) Zack Matheny

V. GENERAL BUSINESS AGENDA

22. [ID 15-0197](#) Resolution Approving Extension of Professional Services Contract 2008-054A with Michael Baker Engineering, Inc. for the Inspections of the Wendover Avenue Sidewalk, EL5101DD

Mayor Vaughan stated the item had been postponed from the March 3rd meeting.

Councilmember Hightower referenced concerns that had been voiced by Mayor Pro-Tem Johnson; and asked that the items be postponed since Mayor Pro-Tem Johnson was not at this meeting.

Mayor Vaughan voiced her agreement; and stated she would like for Assistant City Manager Parrish to be in attendance for the item as well.

Ed McKeever, 2204 McLaughlin referenced the contractor, Mr. Harris; spoke to M/WBE Director Gwen Carter being present at the meeting when Mr. Harris was removed; voiced concerns with the M/WBE Program; spoke to equal opportunity; and to diversity.

Moved by Councilmember Hightower, seconded by Councilmember Fox to postpost the item to the April 7, 2015 meeting of Council. The motion carried by voice vote.

23. [ID 15-0249](#) Resolution Supporting the Implementation Date for Complying with the Jordan Lake Rules Remain as Stipulated in Session Law 2011-394 and as Extended for Three Years in Session Law 2013-395

Councilmember Wilkins thanked Senator Wade for bringing the item to the attention of Council; and asked for clarification that funding was around \$100 million.

City Attorney Carruthers stated he did not have the figures available at the moment; but agreed with the estimate.

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

Ayes, 7 - Nancy Vaughan, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

064-15 RESOLUTION SUPPORTING THE IMPLEMENTATION DATE FOR COMPLYING WITH THE JORDAN LAKE RULES REMAIN AS STIPULATED IN SESSION LAW 2011-394 AND AS EXTENDED FOR THREE YEARS IN SESSION LAW 2013-395

WHEREAS, on July 1, 2011, House Bill 119 (S.L. 2011-394) became law in order to amend certain environmental and natural resources laws to delay implementation of certain Jordan Lake Rule Requirements; and

WHEREAS, said session law extended the compliance date for each discharger with a permitted flow greater than or equal to 0.1 million gallons per day (MGD) to limit its total nitrogen discharge no later than calendar year 2018 for those facilities having received an authorization pursuant to G.S. 143-215.1 for construction, installation, or alteration of the treatment works for purposes of complying with the allocation under Wastewater Discharge Rule 15A NCAC 02B .0270 by December 31, 2016; and

WHEREAS, on August 23, 2013, Senate Bill 515 (S.L. 2013-395) became law in order to delay additional implementation of the Jordan Lake Rules and Jordan Lake Session Laws; and

WHEREAS, said session law delayed the implementation dates of the Jordan Lake Rules and Jordan Lake Session Laws that began July 1, 2013, or later for a period of three years; and

WHEREAS, the City of Greensboro's current capital improvement program (CIP) funding and construction schedules for the planned upgrades at the T.Z. Osborne Water Reclamation Facility (WRF) were developed and approved around the Jordan Lake nutrient compliance schedule and timeline extensions approved by the State legislature; and

WHEREAS, the Environmental Protection Agency supported the State modification of the rule implementation and compliance schedule. A rollback of the compliance schedule will necessitate a revision to the facility NPDES permit which in turn will trigger a review and approval by EPA Region IV; and

WHEREAS, the City of Greensboro has identified and developed four distinct construction contract packages in order to complete the planned upgrades at the T.Z. Osborne Water Reclamation Facility. Both Package 1 and 2 have been bid and construction activities associated with package 1 have commenced. Package 2 construction activities will commence in April of 2015. The bidding and commencement of construction activities tied to the remaining two packages are timed to position the City to be in compliance with the total nitrogen discharge limit by Q3 of 2020; and

WHEREAS, both City of Greensboro water reclamation facilities have been in compliance with the Jordan Lake total phosphorous discharge limit since 2010. This was accomplished earlier than the compliance date stipulated in the Jordan Lake rules; and

WHEREAS, the T.Z. Osborne Water Reclamation Facility's current NPDES Permit was reviewed and approved by EPA Region IV having a total nitrogen compliance schedule with milestones predicated on being in compliance with the total nitrogen discharge limit by the end of calendar year 2020;

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

Section 1 - That City of Greensboro supports keeping the implementation date for complying with the Jordan Lake Rules (15A NCAC 02B .0270 for Wastewater Discharges) as stipulated in Session Law 2011-394 (House Bill 119) and as extended for three years in Session Law 2013-395 (Senate Bill 515) or as may be extended further.

Section 3 - That this Resolution shall become effective immediately upon adoption.

(Signed) Tony Wilkins

24. [ID 15-0234](#) Ordinance to Amend the City Charter to Change the Terms of Office of City Council Members and the Mayor from Two to Four Years

Mayor Vaughan introduced items #24 and #25 together.

Councilmember Wilkins asked for clarification for item #24; for voting against the 5-3-1 system; and referenced how the item was listed for the public hearing.

City Attorney Carruthers spoke to the public hearing being for one issue; the need for an ordinance to amend the Charter; allowing Council to be elected to four year terms; and providing a referendum that would be addressed in the resolution.

Councilmember Wilkins stated for the record why he opposed the 5-3-1 system; stated he was opposed because the system allowed for five members of Council, which is a majority, to be elected from the same district; secondly that it was set up for a 22% minority majority district system; and asked for clarification as to what the current percentages were.

Mayor Vaughan stated currently the district representation for African American was 42%.

Councilmember Wilkins stated the 5-3-1 system only allowed for 22% minority majority district representation; requested his reasons to be in the minutes as to why he is opposed the ordinance; and asked for clarification for what would be on the ballot.

Mayor Vaughan referenced speaking with City Attorney Carruthers; maintaining the status quo; spoke to changing from two to four year terms; requirements to give the people something other than the 5-3-1 system to vote on; and to preserving the 5-3-1 system.

Council discussed the percentages; number of councilmembers and districts; the minority population votes for an At-Large Councilmember; opportunities for greater district representations; citizens running for office; being engaged in the process; voting options for the people; district maps; falsehood of statement in the media regarding the distance between Council member's homes; and the public having no voice with Senate Bill 36.

Councilmember Fox asked if there was a bill in Raleigh for the General Assembly to change the terms from two to four years; spoke to arguments and debates; minority representation; race relations; leadership; looking to the future; diverse communities; and asked people to stand up for what they believed in.

City Attorney Carruthers responded the terms were part of Senate Bill 36.

Mayor Vaughan spoke to the falsehood of 43% of Greensboro not being represented; referenced the citizens

voting; and the bill removing the Mayor's ability to vote.

City Attorney Carruthers confirmed the removal of the Mayor's voting privileges; spoke to the Mayor only voting in the case of a tie; and stated that it would be effective upon passage of the bill.

Mayor Vaughan asked Councilmember Wilkins if he agreed with that.

Councilmember Wilkins spoke to the intent of Senator Wade in respect to the Mayor's ability to vote; percentages of representation; and stated publicly that he was opposed to that.

Councilmember Hightower asked for clarification on the general election; referenced the way the bill was written; and spoke to the primary and general elections.

City Attorney Carruthers responded that a runoff would take place on November 3rd.

Discussion ensued regarding elections; public hearings; and term limits.

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

Ayes, 6 - Nancy Vaughan, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann and Zack Matheny

Nays, 1 - Tony Wilkins

15-039 AN ORDINANCE TO AMEND SUBCHAPTER C – GENERAL ELECTIONS, SECTION 2.41 (1) AND (3) OF THE GREENSBORO CITY CHARTER TO CHANGE THE TERMS OF OFFICE FROM TWO (2) YEARS TO FOURS (4) YEARS

SUBCHAPTER C. - GENERAL ELECTIONS

Sec. 2.41. - Time of regular municipal elections and mode of election.

Municipal nonpartisan primaries and elections for mayor and city council shall be held biennially and at such times as prescribed by North Carolina General Statute G.S. 163-279.

(1) The city council shall consist of eight (8) members who shall serve for a term of four (4) two (2) years.

(2) Mode of election: The city shall be divided into five (5) single-member electoral districts with one member of the city council elected from each district. These five (5) members of the city council shall be apportioned to the five (5) districts so that each member represents, as nearly as possible, the same number of persons. The qualified voters of each district shall nominate and elect a candidate who resides in the district for the seat apportioned to that district. There shall be three (3) members of the city council apportioned to the city at large. All the qualified voters of the city shall nominate and elect candidates for the three (3) seats apportioned to the city at large.

(3) There shall be a mayor who shall be elected separately and at large by all the qualified voters of the city for a term of four (4) two (2) years. The mayor He shall have a vote on all council matters.

(S.L. 1961, Ch. 686, § 2; S.L. 1973, Ch. 213, § 2; Ord. No. 82-113, § 1(1)—(3), 12-16-82; Ord. No. 83-7, § 1, 2-7-83)

This ordinance shall be effective only upon approval by a vote of the people. A special election for the purpose of submitting the ordinance to a vote shall be held as provided by resolution also adopted this day.

(Signed) Jamal Fox

25. [ID 15-0235](#) Resolution Calling for a Special Election for a Referendum to Allow the Voters of Greensboro to Decide Whether to Change the Terms of Office of City Council Members and the Mayor from Two Years to Four Years

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

Ayes, 7 - Nancy Vaughan, Marikay Abuzuaite, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

075-15 RESOLUTION CALLING FOR A REFERENDUM ON AN ORDINANCE TO AMEND SUBCHAPTER C – GENERAL ELECTIONS, SECTION 2.41 (1) AND (3) OF THE GREENSBORO CITY CHARTER TO CHANGE THE TERMS OF OFFICE FROM TWO (2) YEARS TO FOURS (4) YEARS

WHEREAS, On February 19, 2015, City Council adopted a Resolution of Intent to amend the City Charter to retain the current form of government and to change the term of office from two to four years and to submit this plan to a binding referendum. The City Council held a public hearing on March 3, 2015, at which citizens spoke in favor of the Council proposal. The City Council may adopt an ordinance amending the City Charter; and

WHEREAS, In 1983 the City of Greensboro adopted a City Council election system of one Council member elected from each of its five districts, three Council members elected at-large, and one Mayor elected at large. The system adopted in 1983 is commonly referred to as the 5-3-1 system. The City of Greensboro supports its current system because it ensures fair and equitable representation of all residents of the City, and this resolution will not alter this 5-3-1 system; and

WHEREAS, Council may adopt an ordinance amending the charter to implement the amendments proposed in the Resolution of Intent. Council must also adopt a resolution calling for a special election. This special election shall occur at the next general election; and

WHEREAS, Because State election laws will only allow a special election at the time of the general election on odd numbered years, the special election would be on November 3, 2015, and Council’s proposed change, if approved by the voters, will not become effective until the 2017 election. If the General Assembly moves the general election to October 6, 2015, then the referendum will be heard on October 6, 2015; and

NOW, THEREFORE, BE IT RESOLVED THAT the City Council incorporates the above recitals and calls for a special referendum to be held throughout the City of Greensboro, North Carolina on Tuesday, November 3, 2015, which is the date of the general election unless the date is changed by subsequent law, at which there will be submitted to the qualified voters of said City the following question:

Shall the amended Section 2.41 (1) and (3) of the Charter of the City of Greensboro which changes the terms of office for city council members and the mayor from two (2) years to four (4) years, effective for the 2017 election, be approved?

Yes

No

If the question hereinabove set forth is approved, the terms of office for the city council members and the mayor shall be four (4) year terms.

(Signed) Jamal Fox

26. [ID 15-0223](#) Resolution Approving Bid in the Amount of \$1,285,636.74 and Authorizing Execution of Contract No. 2014-019 with Yates Construction Company, Inc. for the General Stormwater Improvements Project

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

Ayes, 7 - Nancy Vaughan, Marikay Abuzuaite, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

076-15 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT 2014-019 WITH YATES CONSTRUCTION COMPANY, INC. FOR THE GENERAL STORMWATER IMPROVEMENTS PROJECT

WHEREAS, after due notice, bids have been received for the General Stormwater Improvements Project;

WHEREAS, Yates Construction Company, Inc. a responsible bidder, has submitted the low base and alternate bid in the total amount of \$1,285,636.74 as general contractor for Contract No. 2014-019, 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 Yates Construction Company is hereby accepted, and the City is authorized to enter into a contract with Yates Construction Company for the General Stormwater Improvements 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 \$1,285,636.74 from Account No. 506-7014-01.6018 A15042.

(Signed) Zack Matheny

27. [ID 15-0240](#) Resolution Authorizing Potential Future City Investment of up to \$2,500,000 in the Piedmont Triad International Airport for Economic Development and Site Readiness

Councilmember Fox asked for clarification on the item.

Councilmember Matheny referenced the Economic Development meeting on March 2nd; previous discussions for the project; stated the taxiway bridge would open up 1000 acres; spoke to making an investment; challenges in raising matching funds from other Municipalities; opportunities for jobs at the airport; growth of the community; water and sewer to the site; the cost to the City; referenced preliminary discussions with Guilford County, Winston Salem, Forsyth County, and High Point; and spoke to partnering with the other municipalities to start grading.

Councilmember Fox inquired about using water and sewer funding.

City Attorney Carruthers referenced discussion with the Bond Counsel; and stated both the water and sewer infrastructure could be funded from the 2006 bonds.

Councilmember Matheny spoke to previous extensions of water and sewer; the taxi bridge being a big deal; referenced making a statement to the State and Federal legislatures; stated there would be no property taxes to split; and spoke to complimenting the investment of the bridge.

Councilmember Fox referenced NOP discussions; extending water and sewer into east Greensboro; and asked about using the Economic Development bonds to extend water and sewer out Cone Boulevard.

Councilmember Matheny stated that had been done; requested current water and sewer tiers; spoke to District One shovel ready sites; and updating the pump stations.

City Manager Westmoreland spoke to a \$21 million investment at Rock Creek.

Discussion ensued regarding strategic investments; matching funding; and regional partnerships.

Councilmember Matheny spoke to the lack of shovel ready sites; and referenced conversations with the Economic Development Partnership of North Carolina.

Councilmember Hightower spoke to investments in District One that she did not know about; and asked what the Economic Development Bond money was designated for.

City Attorney Carruthers responded that the bonds were for economic development purposes; stated there needed to be a benefit to the City of Greensboro; and spoke to extending water and sewer to north Greensboro.

Councilmember Hightower asked about the item being on the agenda; spoke to the West Market group

presentation; shovel ready sites; and inquired as to using the funds for that project.

City Manager Westmoreland referenced the Economic Development meeting on March 2nd; spoke to economic development strategies; providing a draft at the direction of Council; and researching the West Market project to see how it related to the bonds.

Discussion took place regarding the East Greensboro Study Committee; Council voting when the Economic Development bond money had been allocated; the resolution to authorize good faith abilities to raise additional funds; and the goal of asking other municipalities to contribute.

Councilmember Matheny spoke to looking at jobs; the investment of Guilford County; the attempt to show a regional partnership; working to recruit jobs; and to the extension of Bryan Boulevard.

Discussion ensued regarding a timeline for raising the additional funding; and Councilmember Matheny providing an update in four months.

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

Ayes, 6 - Nancy Vaughan, Marikay Abuzuaiter, Jamal T. Fox, Nancy Hoffmann, Zack Matheny and Tony Wilkins

Nays, 1 - Sharon M. Hightower

077-15 RESOLUTION AUTHORIZING POTENTIAL FUTURE CITY INVESTMENT OF UP TO \$2,500,000.00 IN THE PIEDMONT TRIAD INTERNATIONAL AIRPORT FOR ECONOMIC DEVELOPMENT AND SITE READINESS PURPOSES

WHEREAS, the Piedmont Triad International Airport (PTIA) is one of the major commercial and private aviation centers in the southeast;

WHEREAS, the geographical proximity of PTIA to the City of Greensboro provides an opportunity for economic development for the City by increasing prospects for job creation and business expansion;

WHEREAS, the City is prepared to invest up to \$2.5 Million at PTIA for economic development purposes provided other regional and local government entities also invest an additional \$1.5 Million for a total governmental investment of \$4 Million;

WHEREAS, in accordance with N.C.G.S. § 158-7.1 and § 4.55 of the City Charter, City funding could be used for water, sewer and transportation infrastructure development;

WHEREAS, a condition of the investment will be compliance with all applicable requirements and solicitation of bids in compliance with N.C.G.S. Chapter 143, Article 8, Public Contracts, and in compliance with the City of Greensboro Minority/Women Business Enterprise Program Plan for Construction, Professional Services, Goods, and Other Services dated January 1, 2014 (the "M/WBE Plan");

WHEREAS, any definitive project investment will be subject to a public hearing prior to project award and disbursement of the investment in accordance with N.C.G.S. § 158-7.1 setting out the particulars of the investment and the public benefits to be derived from the City's investment;

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

1. That in accordance with economic development authority, the City of Greensboro envisions a making a maximum potential future investment of up to \$2,500,000 to help advance the water, sewer and transportation infrastructure of sites for future industrial development at PTIA and provided that other regional and local government entities pledge an additional amount up to \$1,500,000 (for a total regional investment of \$4,000,000).
2. That once the other regional and local government pledge commitments are achieved and a project scope is more fully defined by PTIA, staff will work with Council to identify and define appropriate City funding source(s) to help with the City's envisioned investment.

3. And that PTIA will be required to adhere to the City of Greensboro MWBE program plan and guidelines in the award of all contract associated with the use of the City's investment.

(Signed) Zack Matheny

VI. SUPPLEMENTAL AGENDA

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

Councilmember Hoffmann requested for Council to change the time of the work session on April 16th to 2 p.m. so members of Council could attend the fundraiser for the Children's Home Society Luncheon at 11:30 a.m.

It was the consensus of Council to change the time on April 16th to 2p.m.

Councilmember Fox requested City Clerk, Betsey Richardson to send a reminder of the time change; spoke to an economic impact study by and congratulated North Carolina A & T State University on their Founders Day celebrations; to partnering with all local Universities; and thanked Council and Staff for efforts on the War Memorial Stadium.

Councilmember Fox continued by requesting City Manager Westmoreland to bring it back on the first meeting in April; stated there would be an update for Union Square on March 31st at Shiloh Baptist Church at 6 p.m.; requested an update for the Wyndham Hotel construction as well as other Downtown Hotels; stated a City wide food drive would begin on Wednesday April 8th; provided data for the last food drive; stated the College Commission would meet on Tuesday night at 6 p.m.; congratulated Police Chief Scott; inquired about the Police Departments SRO's; asked Chief Scott to provide Council with his vision for the Greensboro Police Department; and about the Chief's plan and cost estimate for renovating the Police Department Headquarters.

Chief Scott provided a handout with the statistical data; spoke to arrests made by Greensboro Police officers; to a drop in arrests; stated officers entered arrest information into the system; and spoke to meeting with Councilmembers one on one.

(A copy of the Handout is filed in Exhibit Drawer X, Exhibit No. 6 which is hereby referred to and made a part of these minutes)

City Manager Westmoreland spoke to funding options for the renovation; stated the item would be brought to Council as part of budget discussions; and provided an estimate for renovation completion.

Councilmember Matheny thanked Police Chief Scott; wished him luck; spoke to events at the Coliseum; provided figures for the economic impact; spoke to the ACC being held in other cities over the next few years; and stated the Harlem Globetrotter's would be at the Coliseum on Sunday.

Councilmember Wilkins asked City Attorney Carruthers about getting additional items on a referendum; inquired about non-binding referendums; spoke to the Council terms; Senate Bill 36; and inquired about changing the date to 2015.

City Attorney Carruthers responded he would like to research the General Statutes; referenced changes to the election procedures; spoke to requirements of referendums; the impact of Senate Bill 36 on Greensboro; and stated changing the date to 2015 would require a new resolution and public hearing.

Councilmember Abuzuaiter offered condolences to Reverend Chubbs family; referenced attending the Forge opening on Lewis Street; and congratulated Police Chief Scott.

Councilmember Hightower placed the name of Andrena Coleman into the databank for consideration on the War Memorial Commission; and Monique Bynaum for consideration of the Status of Women Commission; offered condolences to Reverend Chubbs family; spoke to Reverend Chubbs legacy; the streetscape groundbreaking; the Salvation Army Boys and Girls Club in Warnersville; and the Sisters in Song event with the Spellman College Glee Club.

Mayor Vaughan spoke to rescheduling the Police and Community Dialogue to March 21st at Bennett College at 6 p.m.

City Manager Westmoreland spoke to citizens registering on line.

Matters to be presented by the City Manager

There were no items to be presented by the City Manager.

Matters to be presented by the City Attorney

City Attorney Carruthers stated the Guilford County House Members would be hosting a public hearing on Saturday at 3 p.m

Adjournment

Moved by Councilmember Matheny, seconded by Councilmember Fox to adjourn the meeting. The motion carried by voice vote.

THE CITY COUNCIL ADJOURNED AT 8:17 P.M.

ANGELA R. LORD
DEPUTY CITY CLERK

NANCY VAUGHAN
MAYOR