



# City of Greensboro

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

## Meeting Minutes - Draft City Council

Tuesday, September 15, 2020

5:30 PM

VIRTUAL

### Call to Order

This Virtual City Council meeting of the City of Greensboro was called to order at 5:30 p.m. on the above date. Mayor Vaughan took a roll call to confirm the following members were present:

Present: 9 - Mayor Nancy Vaughan, Mayor Pro-Tem Yvonne J. Johnson, Councilmember Marikay Abuzuaiter, Councilmember Sharon M. Hightower, Councilmember Nancy Hoffmann, Councilmember Michelle Kennedy, Councilmember Justin Outling, Councilmember Tammi Thurm and Councilmember Goldie F. Wells

Also present were City Manager David Parrish, City Attorney Chuck Watts, and Deputy City Clerk Tebony Rosa.

### Council Procedure for Conduct of the Meeting

Mayor Vaughan explained the Council procedure for conduct of the meeting; stated that a summary of public comments submitted through the virtual comment portal would be posted tomorrow on the city website; explained the Tuesday, October 6, 2020 City Council meeting will be held as scheduled due to National Night Out activities being cancelled.

24. [ID 20-0615](#) Public Hearing for an Ordinance Annexing Territory into the Corporate Limits for Property Located at A Portion of 107 Marshall Smith Road and 120 Marshall Smith Road - 37.329-Acres (Ashley, Alan, and Glenn Atkins)

Mayor Vaughan stated that Council had been requested to postpone item #24/ID 20-0615 a Public Hearing for an Ordinance Annexing Territory into the Corporate Limits for Property Located at A Portion of 107 Marshall Smith Road and 120 Marshall Smith Road - 37.329-Acres (Ashley, Alan, and Glenn Atkins); and item #25/ID 20-0619 a Public Hearing for Ordinance for Original Zoning Located at a Portion of 107 Marshall Smith Road and All of 120 Marshall Smith Road - Tom Terrell, for Marshall-Smith Partners, LLC on Behalf of Ashley Bradford Atkins, Glenn T. Atkins, and Alan Scott Atkins to the October 20, 2020 meeting of Council without further advertising.

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

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

25. [ID 20-0619](#) Public Hearing for Ordinance for Original Zoning Located at a Portion of 107 Marshall Smith Road and All of 120 Marshall Smith Road - Tom Terrell, for Marshall-Smith Partners, LLC on Behalf of Ashley Bradford Atkins, Glenn T. Atkins, and Alan Scott Atkins

### I. CONSENT AGENDA (One Vote)

Mayor Vaughan asked if anyone wished to remove any items from the Consent Agenda; and reminded Council that any items removed from the consent agenda, other than for a recusal or for the purpose to vote 'No' would be placed on the next business meeting agenda as a business item.

Mayor Pro-Tem Johnson requested item #14/ID 20-0646 to be removed for recusal.

Moved by Councilmember Kennedy, seconded by Councilmember Thurm, to recuse Mayor Pro-Tem Johnson. The motion carried on the following roll call vote, 8-0:

Ayes: Mayor Nancy Vaughan, Councilmembers Marikay Abuzuaiter, Sharon Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm, and Goldie Wells.

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

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

1. [ID 20-0635](#) Resolution Awarding Service Contract in the Amount of \$750,000 to UZURV Holdings, Inc. for the Third Party Supplemental Transportation Program Provided by the Greensboro Transit Agency

241-20 RESOLUTION AWARDING SERVICE CONTRACT TO UZURV HOLDINGS, INC. FOR THIRD PARTY SUPPLEMENTAL TRANSPORTATION PROGRAM PROVIDED BY THE GREENSBORO TRANSIT AGENCY

WHEREAS, the contract with UZURV Holdings, Inc. for the Third Party Supplemental Transportation Program (SCAT I-Ride) for the Greensboro Transit Agency is set to expire September 30, 2020;

WHEREAS, in order to maintain continuity of the SCAT I-Ride Program, a new contract requires approval by the City Council;

WHEREAS, the City initiated a Request for Proposal (RFP) process on July 17, 2020 to select a qualified service provider for the SCAT I-Ride Program;

WHEREAS, the RFP indicated that the work performed under the contract would be paid on a Cost per Mile Pricing Structure up in which the rider is responsible for the first \$6.00, the City/GTA is responsible for the next \$15.00 and the rider is be responsible for the remaining cost based upon the trip's mileage;

WHEREAS, the RFP process was conducted in full compliance with the FTA Circular 4220.1F requirements for "Third Party Contracting." The Proposal was rated based upon a maximum total score of 100 points or 100 weighted points. It should be noted that the RFP was designed to enable the City/GTA to select the Proposer that provided the "Best Value" through the competitive procurement process;

WHEREAS, the City received proposals from Landflight Express, LLC based in Greensboro and UZURV Holdings, Inc. based in Richmond, VA;

WHEREAS, following a review of the proposals and interviews the Committee recommends the UZURV Holdings, Inc. proposal as providing the best value; and

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

That the City Manager is authorized to enter into a contract with UZURV Holdings, Inc. for the Third Party Supplemental Transportation Program provided by the Greensboro Transit Agency effective October 1, 2020 – September 30, 2023.

(Signed) Nancy Hoffmann

2. [ID 20-0636](#) Resolution Authorizing Interlocal Agreement Between Guilford County

and the City of Greensboro Acting in its Capacity as the Designated Recipient for the Federal Transit Administration Section 5310 Enhanced Mobility for Seniors and Individuals with Disabilities Program

242-20 RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN GUILFORD COUNTY AND THE CITY OF GREENSBORO ACTING IN ITS CAPACITY AS THE DESIGNATED RECIPIENT FOR THE FEDERAL TRANSIT ADMINISTRATION SECTION 5310 ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES PROGRAM

WHEREAS, a Federal grant from the Federal Transit Administration (FTA) requires an interlocal agreement between the City and Guilford County;

WHEREAS, FTA Section 5310 program funds are available for capital and operating expenses that: 1) serve the special needs of transit dependent populations beyond traditional public transportation services, where public transportation is insufficient, inappropriate, or unavailable; 2) fund projects that exceed the requirements of the American with Disabilities Act (ADA); 3) fund projects that shall improve access to fixed route service and decrease reliance of complementary paratransit service; and 4) fund projects that are alternatives to public transportation;

WHEREAS, the Greensboro Urban Area Metropolitan Planning Organization (MPO) conducted the competitive selection process for funding projects under the Fiscal Year 2020 FTA Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program;

WHEREAS, the City of Greensboro and Guilford County applied for funding under this program and received an award;

WHEREAS, in accordance with North Carolina State Statutes, interlocal agreements require City Council authorization; and

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

That the City Manager is authorized to enter into an interlocal agreement between the City of Greensboro and Guilford County for the City to administer the fiscal year 2020 FTA Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program grant to Guilford County.

(Signed) Nancy Hoffmann

- 3. [ID 20-0638](#) Ordinance in the Amount of \$350,873 Establishing Grant Budget for the Fiscal Year 2020 FTA Section 5310 Enhanced Mobility for Seniors and Individuals with Disabilities Grant

20-118 ORDINANCE IN THE AMOUNT OF \$350,873 ESTABLISHING GRANT BUDGET FOR THE FISCAL YEAR 2020 FTA SECTION 5310 ENHANCED MOBILITY FOR SENIORS AND INDIVIDUALS WITH DISABILITIES GRANT

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

Section 1

That the Grant Project Budget for the FY 2020 FTA Section 5310 Enhanced Mobility for Seniors and Individuals with Disabilities Grant be established as follows for GTA services:

Account	Description	Amount
567-4535-01.5423	Contracted Transportation	\$204,983
567-4535-01.5928	In-Kind Services	\$ 51,246
Total		\$256,229

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

Account	Description	Amount
567-4535-01.7100	Federal Grant	\$204,983
567-4535-01.8695	Local In-Kind Services	\$ 51,246
Total		\$256,229

Section 2

That the Grant Project Budget for the FY 2020 FTA Section 5310 Enhanced Mobility for Seniors and Individuals with Disabilities Grant be established as follows for Guilford County TAMS services:

Account	Description	Amount
567-4535-02.5932	Contributions to Gov Agencies	\$34,043
567-4535-02.5928	In Kind Services	\$34,043
Total		\$68,086

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

Account	Description	Amount
567-4535-02.7100	Federal Grant	\$34,043
567-4535-02.8695	Local In-Kind Services	\$34,043
Total		\$68,086

Section 3

That the Grant Project Budget for the FY 2020 FTA Section 5310 Enhanced Mobility for Seniors and Individuals with Disabilities Grant be established as follows for administration expenses associated with this program:

Account	Description	Amount
567-4535-03.4110	Salaries and Wages	\$26,558
Total		\$26,558

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

Account	Description	Amount
567-4535-03.7100	Federal Grant	\$26,558
Total		\$26,558

Section 4

And, that this ordinance should become effective upon adoption.

(Signed) Nancy Hoffmann

4. [ID 20-0596](#) Ordinance in the Amount of \$1,500 Amending State, Federal and Other Grants Fund Budget for the Appropriation of Grants Funds from the Triad Korean Church Association to the Human Relations Commission, International Advisory Committee

20-119 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF TRIAD KOREAN CHURCH ASSOCIATION 2020-2021 GRANT TO THE HUMAN RELATIONS COMMISSION, INTERNATIONAL ADVISORY COMMITTEE

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 – International Advisory Committee

Account	Description	Amount
220-0313-01.5237	Program Supplies	\$1,500
Total:		\$1,500

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

Account	Description	Amount
220-0313-01.8620	Donations and Private Contributions	\$1,500
Total:		\$1,500

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Nancy Hoffmann

- 5. [ID 20-0633](#) Resolution Authorizing the Director of Field Operations (or his Designee) "Signing Authority" for Environmentally Related Global Access Agreements and the Issuance of Monitoring Well/Soil Boring Permits

243-20 RESOLUTION AUTHORIZING THE DIRECTOR OF FIELD OPERATIONS (OR HIS DESIGNEE) "SIGNING AUTHORITY" FOR ENVIRONMENTALLY RELATED GLOBAL ACCESS AGREEMENTS AND THE ISSUANCE OF MONITORING WELL/ SOIL BORING PERMITS

WHEREAS, the Field Operations Department oversees environmental matters on many City properties and is frequently requested to provide oversight of environmental investigations where the contamination may have impacted City properties or City utilized right-of-ways;

WHEREAS, the issuance of environmental related global access agreements to responsible parties and can be time sensitive in nature;

WHEREAS, the issuance of environmental related global access agreements can provide more rapid information to impacted property owners and to City departments who have personnel working in these right-of-ways;

WHEREAS, there is no impact to the Field Operations budget since this can be viewed as part of the existing environmental support duties and responsibilities; and

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

That the resolution authorizing the Director of Field Operations or his designee with the authority to sign and/or approve environmentally related Global Access Agreements and the issuance of monitoring well/ soil boring permits.

(Signed) Nancy Hoffmann

6. [ID 20-0634](#) Resolution Authorizing the Environmentally Related Global Access Agreement Between the Sherwin-Williams Company and the City of Greensboro

244-20 RESOLUTION AUTHORIZING A GLOBAL ACCESS AGREEMENTS BETWEEN SHERWIN WILLIAMS AND THE CITY TO CONDUCT RELATED TO ENVIRONMENTAL INVESTIGATIONS

WHEREAS, the Field Operations Department oversees environmental matters on many City properties and is frequently requested to provide oversight of environmental investigations where the contamination may have impacted City properties or City utilized right-of-ways;

WHEREAS, the City Council is authorized to execute global access agreements;

WHEREAS, Sherwin Williams is requested permission to conduct an environmental investigation that may impact City property or City Right –of-Way areas as part of their ongoing investigation; and

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

That the resolution authorizes the Field Operations Department to sign the Global Access Agreement between the City of Greensboro and Sherwin Williams to conduct the necessary environmental investigations.

(Signed) Nancy Hoffmann

7. [ID 20-0650](#) Resolution Approving a Change Order in the Amount of \$62,797 to Contract 2020-0310 with LJB, Inc. for the Additional Unmanned Aerial Vehicle Support Services Tied to the Water Resources Fall Protection System Services Project

245-20 RESOLUTION APPROVING A CHANGE ORDER TO CONTRACT 2020-0310 WITH LJB, INC. IN THE AMOUNT OF \$62,797 FOR THE ADDITIONAL UNMANNED AERIAL VEHICLE SERVICES TIED TO THE WATER RESOURCES FALL PROTECTION SYSTEM SERVICES PROJECT

WHEREAS, Contract 2020-0310 was issued on May 19, 2020 to LJB, Inc. to provide fall protection system design services at critical Water Resources infrastructure sites;

WHEREAS, the current amount of the contract is \$272,650 and additional work is needed to safely complete assessments of the City's ten above ground water storage tanks;

WHEREAS, LJB, Inc. submitted a proposal in the amount of \$62,797 for the additional work; and

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

That the City Manager is authorized to execute on behalf of the City of Greensboro a Change Order to Contract 2020-0310 with LJB, Inc. in the amount of \$62,797 for the additional unmanned aerial vehicle support services tied to the Water Resources Fall Protection System Services project.

(Signed) Nancy Hoffmann

8. [ID 20-0597](#) Resolution Authorizing a Change Order in the Amount of \$26,212 for Contract 2019-043 with RPM Partners General Contractor for the Construction of the Public Safety Training Facility (Pre-Fabricated) Conex Boxes

246-20 RESOLUTION AUTHORIZING A CHANGE ORDER IN THE AMOUNT OF \$26,212.00 FOR CONTRACT 2019-043 WITH RPM PARTNERS GENERAL CONTRACTOR FOR THE CONSTRUCTION OF THE PUBLIC SAFETY TRAINING FACILITY (PRE-FABRICATED) CONEX BOXES

WHEREAS, Contract No. 2019-043 with RPM Partners provides for the construction of Public Safety Training Facility (Pre-Fabricated) Conex Boxes;

WHEREAS, to provide additional on-site foundation work due to approved foundation plans of the pre-fabricated Conex boxes, and as this additional work is outside the original scope of work, the work requires a change order in the amount of \$26,212; and

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

That the City Manager is hereby authorized to execute on behalf of the City of Greensboro a change order in the above mentioned contract with RPM Partners.

(Signed) Nancy Hoffmann

9. [ID 20-0620](#) Resolution Authorizing Acceptance of the 2019 FEMA Assistance to Firefighters Grant

247-20 RESOLUTION AUTHORIZING ACCEPTANCE OF 2019 FEMA ASSISTANCE TO FIREFIGHTERS GRANT

WHEREAS, the Greensboro Fire Department is dedicated to provide suppression and emergency incident mitigation through sufficient equipment to all residents and properties within the City of Greensboro;

WHEREAS, the Greensboro Fire Department has received a federal Assistance to Firefighters Grant award of \$132,545;

WHEREAS, the grant requires at least a 10% match of the application amount, totaling \$13,255 to be provided by the City with bond funds from the Greensboro Fire Department;

WHEREAS, The Greensboro Fire Department has aging equipment that needs to be replaced, to specifically protect the 450 acre tank farm;

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;

WHEREAS, a local matching fund of \$13,255 will leverage \$132,545 of Federal FEMA funds for a total grant equipment budget of \$145,800;

WHEREAS, if approved by Council these funds will allow the Greensboro Fire Department to purchase equipment specifically for fire suppression at the 450 acre tank farm and above ground storage tanks; and

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

That the City Manager be authorized to accept the Federal Emergency Management Agency 2019 Assistance to Firefighters Grant for Firefighting Equipment for the Tank Farm in the amount of \$132,545 include a local match of \$13,255 from bond funds, for a total grant budget of \$145,800.

(Signed) Nancy Hoffmann

10. [ID 20-0655](#) Resolution to Extend Time for Development of a 20-Year Strategic

---

Energy Plan and Goals to Transition to 100% Renewable Energy for the  
City Of Greensboro

248-20 RESOLUTION TO EXTEND TIME FOR DEVELOPMENT OF A 20-YEAR STRATEGIC ENERGY PLAN AND GOALS TO TRANSITION TO 100% RENEWABLE ENERGY FOR THE CITY OF GREENSBORO

WHEREAS, on December 3, 2019, the City Council of the City of Greensboro adopted Resolution 19-0770, directing the City Manager to initiate preparation of a 20-year Strategic Energy Plan for the City of Greensboro;

WHEREAS, the said resolution required that the Strategic Energy Plan shall be submitted for review and consideration by the City Council, within one year;

WHEREAS, emergence of the COVID-19 novel coronavirus produced a global pandemic which has impacted all aspects of City operations and caused a delay in development of the Strategic Energy Plan; and

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

That without modifying other details of the original resolution, it hereby extends the time available in which to prepare the Strategic Energy Plan and submit said Plan for review and consideration by the City Council to August 31, 2021.

(Signed) Nancy Hoffmann

11. [ID 20-0617](#) Resolution Calling a Public Hearing for October 20, 2020, on the Annexation of Territory into the Corporate Limits for the Property Located at 1404 Youngs Mill Road - 1.66-Acres (Gladys and Hector Sosa)

249-20 RESOLUTION CALLING A PUBLIC HEARING FOR OCTOBER 20, 2020 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PROPERTY LOCATED AT 1404 YOUNGS MILL ROAD – 1.66 ACRES

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 (non-contiguous) 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 October 20, 2020, the following ordinance will be introduced; and

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 1404 YOUNGS MILL ROAD – 1.66 ACRES)

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

BEGINNING at a new iron pipe on the western margin of the right-of-way of Youngs Mill Road, said point also being the northeast corner of Lot 9 of the Holt Acres, Section 1, Subdivision as recorded in Plat Book 59 on Page 56, thence proceeding along the northern line of said Lot 9 S 67° 58' 44" W 413.52 feet to a point, said point being in the eastern line of the property of Walter L. Brower as recorded in Deed Book 7119 on Page 0739; thence proceeding along the eastern line of said Brower property N 41° 41' 30" W 220.0 feet to a point, said point being the southwest corner of the property of Gregory Cole and Monica Dalton-Cole as recorded in Deed Book 7886 on Page 529; thence proceeding along the southern line of said Cole property and the southern line of the property of



Strickland Realty Company as recorded in Deed Book 2861 on Page 308 N 75° 54' 30" E 431.91 feet to a point, said point being in the western margin of the right-of-way for Youngs Mill Road; thence proceeding with the western margin of the right-of-way for Youngs Mill Road S 41° 38' 10" E 89.42 feet to a point, thence continuing with the right-of-way line S 47° 11' 52" E 70.0 feet to the point and place of BEGINNING, being all of Lot 8 of the Holt Acres, Section 1 Subdivision and containing approximately 1.66 acres. The deeds referred to hereinabove are recorded in the Office of the Register of Deeds of Guilford County.

Section 2. Any utility line assessments, which may have been levied by the County, shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

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

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

Section 5. From and after October 20, 2020, the liability for municipal taxes for the 2020-2021 fiscal year shall be prorated on the basis of 8/12 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, 2021. Municipal ad valorem taxes for the 2021-2022 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, October 20, 2020 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 October 10, 2020.

(Signed) Nancy Hoffmann

**12. [ID 20-0616](#) Resolution Calling a Public Hearing for October 20, 2020, on the Annexation of Territory into the Corporate Limits for the Property Located at 3443 Randleman Road - .8-Acres (Pamela and Alberto Rodriguez)**

250-20 RESOLUTION CALLING A PUBLIC HEARING FOR OCTOBER 20, 2020 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PROPERTY LOCATED AT 3443 RANDLEMAN ROAD – .8 ACRES

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 (non-contiguous) 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 October 20, 2020, the following ordinance will be introduced; and

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 3443 RANDLEMAN ROAD – .8 ACRES)

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

BEGINNING at the northwest corner of the property of Pamela H. Rodriguez as recorded in Deed Book 4419 on Page 0718, said point also being along the eastern right-of-way line of Randleman Road; thence proceeding with the eastern right-of-way line of Randleman Road N 07° 43' W 117.5 feet to a point, said point being the southwest corner of the property of Margine C. Watson as recorded in Deed Book 2754 on Page 0936; thence proceeding along the southern line of said Watson property S 86° 07' E 309.75 feet to a point within the western line of the property of Anthony E. Farrar as recorded in Deed Book 3511 on Page 0749; then proceeding along the western line of said Farrar property S 02° 00' W 115.0 feet to a point, said point being the northeast corner of said Rodriguez property; thence proceeding along the northern line of said Rodriguez property N 86° 07' W 290.1 feet to the point and place of BEGINNING, being the property of Pamela H. Rodriguez as recorded in Deed Book 7002 on Page 0432, and containing approximately .8 acres. The deeds referred to hereinabove are recorded in the Office of the Register of Deeds of Guilford County.

Section 2. Any utility line assessments, which may have been levied by the County, shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

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

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

Section 5. From and after October 20, 2020, the liability for municipal taxes for the 2020-2021 fiscal year shall be prorated on the basis of 8/12 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, 2021. Municipal ad valorem taxes for the 2021-2022 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, October 20, 2020 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 October 10, 2020.

(Signed) Nancy Hoffmann

- 13. [ID 20-0548](#)** Resolution Calling a Public Hearing for October 20, 2020, on the Annexation of Territory into the Corporate Limits for the Property at 2126 and 2146 Scott Road - 47.76-Acres (Robert, Michelle and Denise McCuiston, and Judy Shreve)

251-20 RESOLUTION CALLING A PUBLIC HEARING FOR OCTOBER 20, 2020 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PROPERTY LOCATED AT 2126 AND 2146 SCOTT ROAD – 47.76-ACRES

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

WHEREAS, Chapter 160A, Section 31 (contiguous) 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 October 20, 2020, the following ordinance will be introduced; and

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 2126 AND 2146 SCOTT ROAD – 47.76-ACRES)

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

BEGINNING at an existing 1 inch iron pipe marking the southwestern corner of Robert William McCuiston, et al having NC Grid Coordinate NAD83(2011) of N:874,899.61' E:1,780,013.82', said point also being along the northern Greensboro City Limit line as per Annexation D-2810 (effective on February 28, 2006); THENCE DEPARTING FROM THE EXISTING CITY LIMITS North 13°16'46" West a distance of 1394.02 feet to an existing 1 inch iron pipe in the Southern right of way of Scott Road (SR 2561), a 60' wide public R/W; thence proceeding along the Southern right of way line of said Scott Road the following four calls: 1) North 76°42'30" East a distance of 327.89 feet to a point; 2) North 74°56'43" East a distance of 100.55 feet to a point; 3) North 69°58'41" East a distance of 101.50 feet to a point; 4) North 65°34'03" East a distance of 8.66 feet to an existing 1/2 inch iron pipe on the southern R/W of Scott Road; thence leaving the southern R/W of Scott Road South 23°43'55" East a distance of 228.11 feet to an existing iron pipe; thence North 53°21'40" East a distance of 247.41 feet to an existing 1/2 inch iron pipe; thence North 53°21'36" East a distance of 214.18 feet to an existing 1/2 inch iron pipe; thence North 50°07'33" East a distance of 114.99 feet to an existing 1/2 inch iron pipe; thence North 50°08'49" East a distance of 99.88 feet to an existing 1/2 inch iron pipe; thence North 39°52'57" West a distance of 201.52 feet to an existing 1/2 inch iron pipe on the southern R/W of Scott Road; thence proceeding along the southern right of way for said Scott Road North 50°09'46" East a distance of 50.02 feet to an existing iron pipe on the southern R/W of Scott Road; thence leaving the southern R/W of Scott Road South 39°52'44" East a distance of 200.96 feet to an existing 1/2 inch iron pipe; thence South 63°45'38" East a distance of 239.46 feet to an existing 1/2 inch iron pipe; thence North 04°21'50" East a distance of 355.33 feet to an existing 1 inch iron pipe iron; thence South 88°23'03" East a distance of 251.11 feet to an existing planted stone; thence South 02°37'13" West a distance of 397.46 feet to an existing 1 inch iron pipe; thence South 87°25'08" East a distance of 242.56 feet to an iron pipe set; thence South 01°46'11" East a distance of 530.87 feet to an iron pipe set, said point also being in the western Greensboro City Limit line as per Annexation D-2956 (Effective on August 31, 2008), THENCE PROCEEDING WITH THE EXISTING CITY LIMITS South 62°24'30" West a distance of 116.22 feet to an iron pipe set; thence South 58°47'29" West a distance of 113.80 feet to an iron pipe set; thence North 89°49'49" West a distance of 43.70 feet to an existing pk nail; thence South 20°24'02" West a distance of 35.53 feet to an iron pipe set; thence South 54°13'09" West a distance of 94.42 feet to an iron pipe set; thence South 61°25'13" West a distance of 178.73 feet to an iron pipe set; thence South 46°12'54" West a distance of 127.96 feet to an iron pipe set; thence South 54°05'12" West a distance of 225.87 feet to an iron pipe set; thence South 55°45'16" West a distance of 67.56 feet to an existing pk nail; thence South 72°13'46" West a distance of 103.00 feet to an existing pk nail; thence South 02°15'09" East a distance of 132.80 feet to an existing pk nail; thence South 60°13'02" West a distance of 35.73 feet to an existing pk nail; thence South 17°50'22" East a distance of 50.84 feet to an existing iron pipe; thence South 38°54'40" West a distance of 129.23 feet to an existing pk nail; thence South 44°04'32" West a distance of 133.84 feet to an iron pipe set; thence North 86°39'46" West a distance of 46.64 feet to an iron pipe set; thence South 15°17'24" West a distance of 32.63 feet to an existing pk nail; thence South 72°46'32" West a distance of 51.74 feet to an iron pipe set; thence South 08°02'32" West a distance of 53.39 feet to an existing iron pipe, said point also being along the northern Greensboro City Limit line as per Annexation D-2810 (effective on February 28, 2006); THENCE CONTINUING WITH THE EXISTING CITY LIMITS North 84°59'34" West a distance of 383.46 feet to the point of BEGINNING, containing an area of 47.76 acres, more or less.

Section 2. Any utility line assessments, which may have been levied by the County, shall be collected either by

voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

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

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

Section 5. From and after October 20, 2020, the liability for municipal taxes for the 2020-2021 fiscal year shall be prorated on the basis of 8/12 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, 2021. Municipal ad valorem taxes for the 2021-2022 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, October 20, 2020 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 October 10, 2020.

(Signed) Nancy Hoffmann

**15. [ID 20-0614](#) Resolution Authorizing City Attorney to Institute Proceedings to Condemn a Portion of the Property of Mount Zion Baptist Church of Greensboro, Inc. Located at 1301, 1321, 1323 and 1324 Alamance Church Road and 2101 Willow Road in Connection with the Alamance Church Road Improvements Project**

252-20 RESOLUTION AUTHORIZING THE CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN A PORTION OF THE PROPERTY OF MOUNT ZION BAPTIST CHURCH OF GREENSBORO, INC. IN CONNECTION WITH THE ALAMANCE CHURCH ROAD IMPROVEMENTS PROJECT

WHEREAS, Mount Zion Baptist Church of Greensboro, Inc. is the owner of certain properties located at 1301, 1321, 1323 and 1324 Alamance Church Road and 2101 Willow Road, designated as Parcel Nos. 79833, 79865, 79866, 79870, and 79832, said properties being as shown on the attached map;

WHEREAS, a portion of said properties is required by the City in connection with the Alamance Church Road Improvements Project;

WHEREAS, negotiations with the owner at the appraised value of \$66,375.00 have been unsuccessful and said portions of the properties are necessary for said project;

WHEREAS, it is deemed necessary and in the best interest of the City that the City Attorney be authorized to institute civil proceedings to condemn said portions of the properties and that the Director of Finance be authorized to issue a draft to the Clerk of Superior Court as compensation to the owner(s) in the amount of \$66,375.00; and

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

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to

institute condemnation proceedings to acquire said portions of the properties, and the Director of Finance is hereby authorized to issue a draft in the amount of \$66,375.00 to the Clerk of Superior Court as compensation to the owner(s).

(Signed) Nancy Hoffmann

**16. [ID 20-0621](#) Resolution Authorizing City Attorney to Institute Proceedings to Condemn a Portion of the Property of Mary C. Horner & Christine E. Horner Located at 5108 Summit Avenue in Connection with the Summit Avenue Sewer Extension Project**

253-20 RESOLUTION AUTHORIZING THE CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN A PORTION OF THE PROPERTY OF MARY C. HORNER AND CHRISTINE E. HORNER IN CONNECTION WITH THE SUMMIT AVENUE EXTENSION PROJECT

WHEREAS, Mary C. Horner and Christine E. Horner are the owners of certain property located at 5108 Summit Avenue, designated as Parcel # 126011, said property being as shown on the attached map;

WHEREAS, a portion of said property is required by the City in connection with the Summit Avenue Sewer Extension Project;

WHEREAS, negotiations with the owner at the appraised value of \$2,075.00 have been unsuccessful and said portion of the property is necessary for said project;

WHEREAS, it is deemed necessary and in the best interest of the City that the City Attorney be authorized to institute civil proceedings to condemn said portion of the property and that the Director of Finance be authorized to issue a draft to the Clerk of Superior Court as compensation to the owner(s) in the amount of \$2,075.00; and

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

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of the property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$2,075.00 to the Clerk of Superior Court as compensation to the owner(s).

(Signed) Nancy Hoffmann

**17. [ID 20-0603](#) Ordinance Amending State, Federal, and Other Grants Fund Budget for the Appropriation of 2020 Carolina Panthers Challenger League Grant Fund for the Challenger Flag Football Program**

20-120 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF 2020 CAROLINA PANTHERS CHALLENGER LEAGUE GRANT FUND FOR THE CHALLENGER FLAG FOOTBALL PROGRAM

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 – CAROLINA PANTHERS GRANT FY20

Account	Description	Amount
220-5099-01.5237	Program Supplies	\$2,450
220-5099-01.5431	In-house Printing	\$ 50
Total:		\$2,500

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

Account	Description	Amount
220-5099-01.8620	Donations & Private Contributions	\$2,500
Total:		\$2,500

## Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Nancy Hoffmann

- 18. [ID 20-0588](#)** Budget Adjustments Requiring Council Approval 8/25/2020 through 9/4/2020

Motion to Approve the Budget Adjustments Requiring Council Approval 8/25/2020 through 9/4/2020 was adopted.

(A copy of the report is filed in Exhibit Drawer C, Exhibit No. 23, which is hereby referred to and made a part of these minutes.)

- 19. [ID 20-0589](#)** Budget Adjustments Approved by Budget Officer 8/25/2020 through 9/4/2020

Motion to Approve the Budget Adjustments Approved by Budget Officer 8/25/2020 through 9/4/2020 was adopted.

(A copy of the report is filed in Exhibit Drawer C, Exhibit No. 23, which is hereby referred to and made a part of these minutes.)

- 20. [ID 20-0604](#)** Motion to Approve the Minutes of the Work Session of August 11, 2020

Motion to Approve the Minutes of the Work Session of August 11, 2020 was adopted.

- 21. [ID 20-0606](#)** Motion to Approve the Minutes of the Work Session of August 18, 2020

Motion to Approve the Minutes of the Work Session of August 18, 2020 was adopted.

- 22. [ID 20-0607](#)** Motion to Approve the Minutes of the Regular Meeting of August 18, 2020

Motion to Approve the Minutes of the Regular Meeting of August 18, 2020 was adopted.

- 14. [ID 20-0646](#)** Resolution Authorizing Acceptance of Dedication of Twelve Drainage Way and Open Space Parcels from Ernest C. & Ruby Grissom, Cornwallis Development Co./Reorganized Cone Mills Corporation, Jonathan & Karen Wise/Wise Choice Investments, LLC, Percy H. Sears, Sr., Brigadier LTD, and Christ Covenant Church, Hackett Properties, Inc./Jamison SS&L, LLC, John Kavanagh Development Company, Inc., Ryan Place, Inc., The Meadows at Greensboro, LLC and Reedy Fork East, LLC/GHD Reedy Fork, LLC, and Friends

---

Homes, Inc.

Mayor Vaughan read the resolution into record.

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

**Ayes,** 8 - Nancy Vaughan, Marikay Abuzaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

**Excused,** 1 - Yvonne J. Johnson

254-20 RESOLUTION AUTHORIZING ACCEPTANCE OF DEDICATION OF TWELVE DRAINAGE WAY, FLOODPLAIN, AND OPEN SPACE PARCELS FROM ERNEST C. & RUBY GRISSOM, CORNWALLIS DEVELOPMENT CO./REORGANIZED CONE MILLS CORPORATION, JONATHAN & KAREN WISE/WISE CHOICE INVESTMENTS LLC, PERCY H. SEARS, SR., BRIGADIER LTD, AND CHRIST COVENANT CHURCH, HACKETT PROPERTIES INC./JAMISON SS&L LLC, JOHN KAVANAGH DEVELOPMENT COMPANY, INC., RYAN PLACE, INC., THE MEADOWS AT GREENSBORO LLC, REEDY FORK EAST LLC/GHD REEDY FORK LLC, FRIENDS HOMES, INC.

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

WHEREAS, Parcel #52863 was dedicated by Ernest C. & Ruby Grissom to the City of Greensboro for flood plain and open space on the Plat of Ernest C. & Ruby Grissom recorded in Plat Book 86 Page 115 on August 7, 1987. This parcel, also known as 4315 YY2 Rehobeth Church Road, is approximately 0.71 acres, zoned R-7, and is located in Council District 1;

WHEREAS, Parcel #59493 was dedicated by Cornwallis Development Co. to the City of Greensboro for open space and flood plain on the Plat of Irving Park Section 40 Map 3 recorded in Plat Book 71 Page 118 on June 29, 1982. This parcel, also known as 700 Open Willoughby Boulevard, is approximately 7.25 acres, zoned R-3, and is located in Council District 3. The dedicator was merged into the Reorganized Cone Mills Corporation also known as CIPCO S.C. Inc.;

WHEREAS, Parcel #46120 was dedicated by Jonathan & Karen Wise to the City of Greensboro and public for drainage way and open space on Final Subdivision Map for Denny Acres, Phase I recorded in Plat Book 169 Page 52 on April 13, 2007. This parcel, also known as 507 Denny Road, is approximately 4.33 acres, zoned R-5, and is located in Council District 2. The parcel was subsequently conveyed to Wise Choice Investments LLC by General Warranty Deed recorded in Book 6708 Page 1694 on April 17, 2007;

WHEREAS, Parcel #74785 was dedicated by Percy H. Sears, Sr., Brigadier Ltd, and Christ Covenant Church to the City of Greensboro as flood plain and open space on the Plat of Property of Percy H. Sears, Sr., Brigadier Ltd, and Christ Covenant Church recorded in Plat Book 85 Pages 130 on June 10, 1987. This parcel, also known as 5900 Near Big Tree Way, is approximately 1.21 acres, zoned R-3, and is located in Council District 5. This parcel was subsequently conveyed to Howard F. Auman, Jr. by General Warranty Deed recorded in Book 4398 Page 218;

WHEREAS, Parcel #74810 was dedicated by Hackett Properties Inc. to the public and the City of Greensboro as drainageway and open space on the Final Plat for Century Oaks Apartments recorded in Plat Book 149 Page 68 on February 3, 2003. This parcel, also known as 337 YY Guilford College Road, is approximately 0.44 acres, zoned RM-12, and is located in Council District 5. The parcel was subsequently conveyed to Jamison SS&L LLC by General Warranty Deed recorded in Book 6272 Page 536 on March 10, 2005;

WHEREAS, Parcel #65111 was dedicated by John Kavanagh Development Company, Inc. to the City of Greensboro as drainage way and open space on the Plat for Kensington Park recorded in Plat Book 87 Page 41 on

July 27, 1987. This parcel, also known as 516 Glendale Drive, is approximately 0.81 acres, zoned RM-12, and is located in Council District 1;

WHEREAS, Parcel #52901 was dedicated by Ryan Place, Inc. to the City of Greensboro for flood plain and open space on the Plat Phase 2 Ryan Place recorded in Plat Book 76 Page 58 on February 7, 1985. This parcel, also known as 890 Glendale Drive, is approximately 2.46 acres, zoned R-7, and is located in Council District 1;

WHEREAS, Parcel #52864 was dedicated by The Meadows at Greensboro, LLC to the City of Greensboro as drainage way and open space on the Final Plat for Meadow Park recorded in Plat Book 128 Page 56 on April 1, 1998. This parcel, also known as 514 Glendale Drive, is approximately 0.29 acres, zoned CD-RM-12, and is located in Council District 1;

WHEREAS, Parcel #65180 was dedicated by John Kavanagh Development Company, Inc. to the City of Greensboro for flood plain and open space on the Plat for Phase II Map 1 Kensington Trace recorded in Plat Book 91 Page 146 on October 4, 1988. This parcel, also known as 3317 Open Argyle Lane, is approximately 1.2 acres, zoned R-5, and is located in Council District 1;

WHEREAS, Parcel #219589 was dedicated by Reedy Fork East, LLC to the City of Greensboro and the public as a drainageway and open space on the Final Plat of Reedy Fork Ranch Tract 22 in Plat Book 183 Pages 115-116 on December 7, 2012. This parcel, also known as 3600 Reedy Fork Parkway, is approximately 1.44 acres, zoned PUD, and is located in Council District 2. This parcel was subsequently conveyed to GHD Reedy Fork LLC by Special Warranty Deed recorded in Book 8286 Page 1423 on June 2, 2020;

WHEREAS, a portion of Parcel #75134 was dedicated by Friends Homes, Inc. to the City of Greensboro for floodplain and open space on the Plat of The Property of Friends Homes, Inc. in Plat Book 103 Page 129 on January 3, 1992. It does not appear that the City formally accepted this dedication, but if so, rescinds any prior dedication as Friends Home, Inc. intends to reconfigure the parcel and dedicate the revised drainageway open space to the City of Greensboro on the Final Plat of Recombination Friends Home West Campus. The reconfigured parcel will be known as 998-YY Gretchen Lane and will be approximately 2.45 acres, zoned CD-PI, and located in Council District 5;

WHEREAS, a portion of Parcel #75138 will be dedicated by Friends Homes, Inc. to the City of Greensboro as drainage way and open space on the Final Plat of Recombination Friends Home West Campus. The reconfigured parcel will be known as 5998-YY W. Friendly Avenue and will be approximately 4.10 acres, zoned CD-PI, and located in Council District 5;

WHEREAS, the indicated drainage way, floodplain, and open space areas on the recorded subdivision plats have been reviewed and recommended for acceptance by the Greensboro Parks and Recreation Commission;

WHEREAS, it is deemed in the best interest of the City to formally accept the dedication of these drainage way, floodplain, and open space parcels; and

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

That the City of Greensboro accepts the dedication of the drainage way, floodplain, and open space parcels referenced above.

(Signed) Sharon Hightower

## **II. PUBLIC HEARING AGENDA**

- 23. [ID 20-0647](#)** Public Hearing for a Resolution Amending Resolution #208-19 Authorizing an Economic Development Incentive to Pactiv LLC

Mayor Vaughan stated this was the time and place set for a public hearing to consider item #23/ID 20-0647 a Public



Hearing for a Resolution Amending Resolution #208-19 Authorizing an Economic Development Incentive to Pactiv LLC.

No one asked to speak to the item.

Councilmember Hightower posed questions regarding workforce diversity; recruitment; and wages.

Brad Adams, Pactiv Operations Director, provided a demographic overview of personnel as business expands; spoke to hourly associates; and to implementation.

Kathy Mussion, Consultant, provided an overview of project development.

City Manager David Parrish recapped the incentive criteria; provided investment details; job outlook; explained COVID-19 installation delays; and the equipment testing procedure.

Discussion ensued regarding the equipment installation extension; hiring and training timeline; and the duration of the incentive.

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer C, Exhibit No. 23, which is hereby referred to and made a part of these minutes.)

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

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

255-20 RESOLUTION AMENDING RESOLUTION #208-19 AUTHORIZING AN ECONOMIC DEVELOPMENT INCENTIVE TO PACTIV LLC

WHEREAS, on May 17, 2005, the City Council adopted Economic Development Guidelines whereby the City may participate financially in the development of certain private improvements to promote economic development in accordance with the Guidelines and NCGS Section 158-7.1;

WHEREAS, Pactiv LLC (the Company) is considering Greensboro in addition to other cities located in the United States for the expansion of existing manufacturing operations at 520 Radar Road in Greensboro;

WHEREAS, after a public hearing on July 16, 2019, the City Council adopted Resolution #208-19 and authorized a grant reimbursement and participatory agreement between the City of Greensboro and Pactiv LLC in the amount of \$167,739 for the creation of 25 new jobs (above its current level of 131 employees) with an average annual wage of \$48,200 and investment of at least \$13,000,000 at the Company's existing facility in Greensboro on or before December 31, 2020;

WHEREAS, due to the COVID-19 pandemic and changed customer product design requirements, certain aspects of the Company's expansion plans have changed;

WHEREAS, the Company has revised its request to seek an economic development incentive grant based on the amount of investment which is now projected to be between \$8,000,000 and \$13,000,000 in new machinery and equipment on or before December 31, 2021;

WHEREAS, the Company still intends to create 25 new jobs above the level of 131 employees on July 16, 2019, with an average annual wage of \$48,200 on or before December 31, 2021;

WHEREAS, but for the City's grant, the Company will not expand its operation in Greensboro;

WHEREAS, the addition of 25 new jobs and investment in new machinery and equipment is expected to generate public benefit by increasing taxable property and employment in the City;

WHEREAS, based on the projected investment, the City's economic development incentive grant will be \$108,184 to \$167,739 payable over a three-year period;

WHEREAS, a public hearing was held on September 15, 2020, in accordance with N.C.G.S. 158-7.1 setting out the particulars of the request and the public benefits to be derived from said improvements; and

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

(1) That in accordance with the City's New Economic Development Incentive Guidelines, and pursuant to N.C.G.S. 158-7.1, a grant reimbursement and participatory agreement between the City of Greensboro and Pactiv LLC in the amount based on the actual incremental increase in real and personal property taxes for the property at 520 Radar Road in Greensboro provided the Company invests at least \$8,000,000 and creates 25 new jobs (above its current level of 131 employees) with an average annual wage of \$48,200 at the Company's existing facility in Greensboro on or before December 31, 2021.

(2) The City Manager and City Clerk are hereby authorized to execute, on behalf of the City of Greensboro, the proper agreement.

(3) The grant shall be paid after investment has been made and all new jobs are created and confirmed with the City in three consecutive installments not to exceed the projected total amount of \$108,184 to \$167,739.

(Signed) Nancy Hoffmann

**26. [ID 20-0624](#) Public Hearing for an Ordinance Designating the Spencer and Lucy Haithcock House, 815 Pearson Street, owned by George E. Marple and Kelly J. Sigle, a Guilford County Historic Landmark**

Mayor Vaughan stated this was the time and place set for a public hearing to consider item #26/ID 20-0624 a Public Hearing for an Ordinance Designating the Spencer and Lucy Haithcock House, 815 Pearson Street, owned by George E. Marple and Kelly J. Sigle, a Guilford County Historic Landmark; item #27/ID 20-0626 a Public Hearing for an Ordinance Designating the Hackney-Foust House, 921 Spring Garden Street, Owned by Barefoot Development Group, LLC a Guilford County Historic Landmark; item #28/ID 20-0630 a Resolution Supporting the Nomination of the Blue Bell Company Plant, 620 South Elm Street, Owned by ZCD&F, LLC, to the National Register of Historic Places; item #29/ID 20-0627 a Public Hearing for an Ordinance Designating the Blue Bell Company Plant, 620 South Elm Street, owned by ZCD&F, LLC, a Guilford County Historic Landmark; and item #30/ID 20-0628 a Public Hearing for an Ordinance Designating the Frank and Minnie Lyon Leak House, 909 North Elm Street, owned by Jeffrey Segal, Giraffe Neck, LLC, a Guilford County Historic Landmark.

No one asked to speak to the items.

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

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

**20-121 ORDINANCE DESIGNATING THE SPENCER AND LUCY HAITHCOCK HOUSE A GUILFORD COUNTY HISTORIC LANDMARK**

WHEREAS, the Spencer and Lucy Haithcock House, 815 Pearson Street, Tax Parcel Number 2798, is owned by George E. Marple and Kelly J. Sigle. It is a two-story, weatherboard-sided, wood frame residential structure located in the South Greensboro National Register Historic District;

WHEREAS, all the prerequisites to the adoption of the ordinance, as prescribed by Chapter 160A, Article 19, Part

3C (now codified as Chapter 160D, Article 9, Part 4) of the North Carolina General Statutes, have been met;

WHEREAS, the Guilford County Historic Preservation Commission has submitted a report, which is incorporated herein by reference, and recommended in a public hearing that the property described below be designated as a Historic Landmark;

WHEREAS, appropriate notice has been given of the public hearing as required by law;

WHEREAS, the Guilford County Historic Preservation Commission finds that the property described herein is of historical, architectural, educational, and/or cultural significance, and its preservation should be encouraged so as to safeguard the heritage of the City and County and to promote the use and conservation for the education, pleasure and enrichment of the residents of the City and County; and

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

1. The City Council of the City of Greensboro accepts the findings of the Guilford County Historic Preservation Commission and adopts the recommendation of the Commission for the preservation of the subject property by the authority set forth in Chapter 160D, Article 9, Part 4 of the North Carolina General Statutes and local ordinance adopted pursuant thereto.
2. Constructed in 1889, the Spencer and Lucy Haithcock House is a rare example in Greensboro of a weatherboard-sided, L-Plan house type that was favored by developers during the 1880s and 1890s. Embellished with Italianate features, it is one of the two best examples of its type in the South Greensboro National Register Historic District.
3. The designation includes the entire exterior of the house and the entire interior of the house based on features noted in the application.
4. The Guilford County Landmark plaque shall be installed on the property and such sign shall indicate that the property has been designated as a Historic Landmark. Details of the display of the plaque are to be approved by the Guilford County Historic Preservation Commission before installation.
5. The procedures provided by law, including waiting period, shall be observed prior to demolition, alteration, remodeling or removal of the designated property. This includes the process of obtaining a Certificate of Appropriateness before making any changes to the property.
6. A certified copy of this ordinance is to be appropriately recorded with the Register of Deeds, the Guilford County Tax Department and City of Greensboro Engineering and Inspections Department in accordance with provisions of Chapter 160D, Article 9, Part 4 of the North Carolina General Statutes and the local ordinance adopted pursuant thereto.
7. This ordinance shall be effective from and after its adoption.

(Signed) Goldie Wells

27. [ID 20-0626](#) Public Hearing for an Ordinance Designating the Hackney-Foust House, 921 Spring Garden Street, Owned by Barefoot Development Group, LLC a Guilford County Historic Landmark

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

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaite, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

20-122 ORDINANCE DESIGNATING THE HACKNEY-FOUST HOUSE A GUILFORD COUNTY HISTORIC LANDMARK

WHEREAS, the Hackney-Foust House, 921 Spring Garden Street, Tax Parcel Number 6127, is owned by Barefoot Development Group, LLC. It is a two-story wood-sided, frame house located in the College Hill Historic District;

WHEREAS, all the prerequisites to the adoption of the ordinance, as prescribed by Chapter 160A, Article 19, Part 3C (now codified as Chapter 160D, Article 9, Part 4) of the North Carolina General Statutes, have been met;

WHEREAS, the Guilford County Historic Preservation Commission has submitted a report, which is incorporated herein by reference, and recommended in a public hearing that the property described below be designated as a Historic Landmark;

WHEREAS, appropriate notice has been given of the public hearing as required by law;

WHEREAS, the Guilford County Historic Preservation Commission finds that the property described herein is of historical, architectural, educational, and/or cultural significance, and its preservation should be encouraged so as to safeguard the heritage of the City and County and to promote the use and conservation for the education, pleasure and enrichment of the residents of the City and County; and

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

1. The City Council of the City of Greensboro accepts the findings of the Guilford County Historic Preservation Commission and adopts the recommendation of the Commission for the preservation of the subject property by the authority set forth in Chapter 160D, Article 9, Part 4 of the North Carolina General Statutes and local ordinance adopted pursuant thereto.
2. The Hackney-Foust House is an excellent example of transitional Queen Anne/Colonial Revival residential architecture in Greensboro. It is also historically significant because of its association with Julius Isaac Foust and the history of UNCG. Foust, who lived here for thirty-nine years, was the second president of the Woman's College of the University of North Carolina. Several teachers at the college lived in the house as boarders.
3. The designation includes the entire exterior of the house.
4. The Guilford County Landmark plaque shall be installed on the property and such sign shall indicate that the property has been designated as a Historic Landmark. Details of the display of the plaque are to be approved by the Guilford County Historic Preservation Commission before installation.
5. The procedures provided by law, including waiting period, shall be observed prior to demolition, alteration, remodeling or removal of the designated property. This includes the process of obtaining a Certificate of Appropriateness before making any changes to the property.
6. A certified copy of this ordinance is to be appropriately recorded with the Register of Deeds, the Guilford County Tax Department and City of Greensboro Engineering and Inspections Department in accordance with provisions of Chapter 160D, Article 9, Part 4 of the North Carolina General Statutes and the local ordinance adopted pursuant thereto.
7. This ordinance shall be effective from and after its adoption.

(Signed) Nancy Hoffmann

**28. [ID 20-0630](#) Resolution Supporting the Nomination of the Blue Bell Company Plant, 620 South Elm Street, Owned by ZCD&F, LLC, to the National Register of Historic Places**

Councilmember Outling requested recusal from items #28/ID 20-0630 and #29/ID 20-0627.

Moved by Councilmember Thurm, seconded by Councilmember Hightower, to recuse Councilmember Outling. The motion carried on the following roll call vote:

Ayes: Mayor Nancy Vaughan, Mayor Pro-Tem Yvonne J. Johnson, Councilmembers Marikay Abuzuaiter, Sharon Hightower, Nancy Hoffmann, Michelle Kennedy, Tammi Thurm, and Goldie Wells.

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

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

**Excused,** 1 - Justin Outling

**256-20 RESOLUTION SUPPORTING THE NOMINATION OF THE BLUE BELL COMPANY PLANT TO THE NATIONAL REGISTER OF HISTORIC PLACES**

WHEREAS, the Blue Bell Company Plant, 620 South Elm Street, Greensboro, NC, is under consideration for nomination to the National Register of Historic Places;

WHEREAS, the National Register is the nation’s official list of historic buildings, districts, archaeological sites, and other resources worthy of preservation;

WHEREAS, the Blue Bell Company Plant exemplifies the development of the textile industry during the 1920s in Greensboro and meets National Register Criteria A and C in the areas of Architecture and History;

WHEREAS, listing in the National Register will make the owner of the building a candidate for state and federal historic rehabilitation income tax credits;

WHEREAS, the Greensboro Historic Preservation Commission supports the nomination of the Blue Bell Company Plant to the National Register of Historic Places;

WHEREAS, opportunity for public comment has been adequately provided; and

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

That the Greensboro City Council, in recognizing the need to preserve properties and areas that embody important elements of the community’s architectural and cultural heritage, hereby supports the nomination of the Blue Bell Company Plant to the National Register of Historic Places.

(Signed) Nancy Hoffmann

**29. [ID 20-0627](#) Public Hearing for an Ordinance Designating the Blue Bell Company Plant, 620 South Elm Street, owned by ZCD&F, LLC, a Guilford County Historic Landmark**

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

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

**Excused,** 1 - Justin Outling

20-123 ORDINANCE DESIGNATING THE BLUE BELL COMPANY PLANT A GUILFORD COUNTY HISTORIC LANDMARK

WHEREAS, the Blue Bell Company Plant, 620 South Elm Street, Tax Parcel Number 487, is owned by ZCD&F, LLC. It is a brick and concrete-reinforced, open plan factory building located in the central business district;

WHEREAS, all the prerequisites to the adoption of the ordinance, as prescribed by Chapter 160A, Article 19, Part 3C (now codified as Chapter 160D, Article 9, Part 4) of the North Carolina General Statutes, have been met;

WHEREAS, the Guilford County Historic Preservation Commission has submitted a report, which is incorporated herein by reference, and recommended in a public hearing that the property described below be designated as a Historic Landmark;

WHEREAS, appropriate notice has been given of the public hearing as required by law;

WHEREAS, the Guilford County Historic Preservation Commission finds that the property described herein is of historical, architectural, educational, and/or cultural significance, and its preservation should be encouraged so as to safeguard the heritage of the City and County and to promote the use and conservation for the education, pleasure and enrichment of the residents of the City and County; and

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

1. The City Council of the City of Greensboro accepts the findings of the Guilford County Historic Preservation Commission and adopts the recommendation of the Commission for the preservation of the subject property by the authority set forth in Chapter 160D, Article 9, Part 4 of the North Carolina General Statutes and local ordinance adopted pursuant thereto.
2. Constructed in stages between 1921 and 1927, the Blue Bell Company Plant is an excellent example of an open plan concrete reinforced, fire-resistant factory. It exemplifies the industrial character of this part of the city during the 1920s and its strategic location along railway lines. Blue Bell was one of the largest manufacturers of overalls in the nation and one of Greensboro's most important employers.
3. The designation includes the entire exterior of the building and the entire interior of the building based on features noted in the application.
4. The Guilford County Landmark plaque shall be installed on the property and such sign shall indicate that the property has been designated as a Historic Landmark. Details of the display of the plaque are to be approved by the Guilford County Historic Preservation Commission before installation.
5. The procedures provided by law, including waiting period, shall be observed prior to demolition, alteration, remodeling or removal of the designated property. This includes the process of obtaining a Certificate of Appropriateness before making any changes to the property.
6. A certified copy of this ordinance is to be appropriately recorded with the Register of Deeds, the Guilford County Tax Department and City of Greensboro Engineering and Inspections Department in accordance with provisions of Chapter 160D, Article 9, Part 4 of the North Carolina General Statutes and the local ordinance adopted pursuant thereto.
7. This ordinance shall be effective from and after its adoption.

(Signed) Goldie Wells

30. [ID 20-0628](#) Public Hearing for an Ordinance Designating the Frank and Minnie Lyon Leak House, 909 North Elm Street, owned by Jeffrey Segal, Giraffe Neck, LLC, a Guilford County Historic Landmark

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

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

20-124 ORDINANCE DESIGNATING THE FRANK AND MINNIE LYON LEAK HOUSE A GUILFORD COUNTY HISTORIC LANDMARK

WHEREAS, the Frank and Minnie Lyon Leak House, 909 North Elm Street, Tax Parcel Number 4416, is owned by Jeffrey Segal, Giraffe Neck, LLC. It is a two-story brick house located in the Fisher Park Historic District;

WHEREAS, all the prerequisites to the adoption of the ordinance, as prescribed by Chapter 160A, Article 19, Part 3C (now codified as Chapter 160D, Article 9, Part 4) of the North Carolina General Statutes, have been met;

WHEREAS, the Guilford County Historic Preservation Commission has submitted a report, which is incorporated herein by reference, and recommended in a public hearing that the property described below be designated as a Historic Landmark;

WHEREAS, appropriate notice has been given of the public hearing as required by law;

WHEREAS, the Guilford County Historic Preservation Commission finds that the property described herein is of historical, architectural, educational, and/or cultural significance, and its preservation should be encouraged so as to safeguard the heritage of the City and County and to promote the use and conservation for the education, pleasure and enrichment of the residents of the City and County; and

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

1. The City Council of the City of Greensboro accepts the findings of the Guilford County Historic Preservation Commission and adopts the recommendation of the Commission for the preservation of the subject property by the authority set forth in Chapter 160D, Article 9, Part 4 of the North Carolina General Statutes and local ordinance adopted pursuant thereto.
2. The Frank and Minnie Lyon Leak House is considered one of the most intact and architecturally distinctive Colonial Revival residences in the Fisher Park Historic District. Designed by noted Greensboro architect James Henry Hopkins, the red brick house with its stepped parapets and classical porticoes, resembles colonial Tidewater Virginia plantation houses.
3. The designation includes the entire exterior of the house and the entire interior based on features noted in the application.
4. The Guilford County Landmark plaque shall be installed on the property and such sign shall indicate that the property has been designated as a Historic Landmark. Details of the display of the plaque are to be approved by the Guilford County Historic Preservation Commission before installation.
5. The procedures provided by law, including waiting period, shall be observed prior to demolition, alteration, remodeling or removal of the designated property. This includes the process of obtaining a Certificate of Appropriateness before making any changes to the property.

6. A certified copy of this ordinance is to be appropriately recorded with the Register of Deeds, the Guilford County Tax Department and City of Greensboro Engineering and Inspections Department in accordance with provisions of Chapter 160D, Article 9, Part 4 of the North Carolina General Statutes and the local ordinance adopted pursuant thereto.

7. This ordinance shall be effective from and after its adoption.

(Signed) Marikay Abuzuaiter

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

- 31. [ID 20-0602](#)** Resolution Approving Bid in the Amount of \$7,785,174.00 and Authorizing Contract 2016-066A with Garney Construction for the Liberty Road Water and Sewer Improvements, Phase I

Mayor Vaughan read items #31/ID 20-0602; #32/ID 20-0631; and #33/ID 20-0629 into the record.

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

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

257-20 RESOLUTION APPROVING BID IN THE AMOUNT OF \$7,785,174.00 AND AUTHORIZING EXECUTION OF CONTRACT 2016-066A WITH GARNEY CONSTRUCTION FOR THE LIBERTY ROAD WATER AND SEWER IMPROVEMENTS, PHASE I

WHEREAS, after due notice, bids have been received for Liberty Road Water and Sewer Improvements, Phase I project;

WHEREAS, Garney Construction, a responsible bidder, has submitted the low base bid in the total amount of \$7,785,174.00., as general contractor for Contract No. 2016-066A which bid, in the opinion of the City Council, is the best bid from the standpoint of the City; and

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

That the bid hereinabove mentioned submitted by Garney Construction is hereby accepted, and the City is authorized to enter into a contract with Garney Construction for the Liberty Road Water and Sewer Improvements, Phase I project subject to the terms outlined above. The City Manager is hereby authorized to execute the contract on behalf of the City of Greensboro.

(Signed) Sharon Hightower

- 32. [ID 20-0631](#)** Ordinance in the Amount of \$4,513,803 Amending the Water Resources Capital Project Revenue Bond Fund Budget to Establish Funding for the Liberty Road Water and Sewer Improvements, Phase I

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

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

20-125 ORDINANCE AMENDING THE WATER RESOURCES CAPTIAL PROJECT REVENUE BOND FUND BUDGET TO ESTABLISH FUNDING FOR THE LIBERTY ROAD WATER AND SEWER IMPROVEMENTS, PHASE



Section 1

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

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

That the appropriation to the Water Resources Capital Project Revenue Fund be increased as follows:

Account	Description	Amount
516-7011-01.6016	Water Line Extensions	\$4,513,803
Total		\$4,513,803

And, that this increase be financed by increasing the following Water Resources Capital Project Revenue Fund accounts:

Account	Description	Amount
516-7011-01.9005	Revenue Bond Proceeds	\$4,513,803
Total		\$4,513,803

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Goldie Wells

- 33. [ID 20-0629](#) Ordinance in the Amount of \$8.418 Million Amending the State, Federal and Other Grants Fund Budget to Establish Funding for the Liberty Road Water and Sewer Improvements, Phase I

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

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

20-126 ORDINANCE AMENDING THE STATE, FEDERAL AND OTHER GRANTS FUND BUDGET TO ESTABLISH FUNDING FOR THE LIBERTY ROAD WATER AND SEWER IMPROVEMENTS, PHASE I

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	Description	Amount
220-7075-01.6017	Sewer Line Expansion	\$7,000,000
220-7075-02.6019	Other Capital Improvements	\$1,418,000
Total		\$8,418,000

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

Account	Description	Amount
220-7075-01.8620	Donations and Private Contributions	\$7,000,000
220-7075-02.7110	State Grant	\$1,418,000
Total		\$8,418,000

## Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Michelle Kennedy

**34. [ID 20-0645](#) Resolution to Rescind Resolution #18-0533 Regarding the Creation of the Greensboro Criminal Justice Advisory Commission**

Mayor Vaughan turned to City Manager Parrish to clarify the reasons for rescinding the resolution.

City Manager Parrish explained the overlap between the Police Community Review Board (PCRB) and the Greensboro Criminal Justice Advisory Commission (GCJAC); spoke to creating efficiency as one entity; and to one body reviewing appeals and policy revisions.

Mayor Vaughan reiterated that the GCJAC was not being disbanded.

Councilmember Kennedy spoke to streamlining the commission's work for data dissemination.

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

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiteer, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

**258-20 RESOLUTION TO RESCIND RESOLUTION #18-0533 REGARDING THE CREATION OF THE GREENSBORO CRIMINAL JUSTICE ADVISORY COMMISSION**

WHEREAS, pursuant to Session Law 2018-105 (House Bill 1080), on August 21, 2018, City Council adopted Resolution #18-0533, which created the Greensboro Criminal Justice Advisory Commission (GCJAC), and made the Police Community Review Board (PCRB) a sub-committee of the GCJAC;

WHEREAS, at its creation, the GCJAC consisted of nine members, representative of City demographics, with leadership, and criminal justice experience. Three of those members made up the GCJAC's Executive Committee. The Executive Committee was responsible for nominating the remaining six members of the GCJAC, to be appointed by the Mayor (with City Council approval);

WHEREAS, the PCRB consisted of seven members – four appointed by the GCJAC Chairperson (from the GCJAC membership), and three appointed by the Mayor (with City Council approval);

WHEREAS, the GCJAC requests to combine the GCJAC and the PCRB into one entity; thereby, making all of the current remaining nine members of the GCJAC and PCRB, GCJAC members;

WHEREAS, the three PCRB members previously appointed by the Mayor were only required to meet when a citizen appealed to the PCRB a determination from the Professional Standards Division of the Greensboro Police Department;

WHEREAS, the infrequency of meetings for the PCRB potentially results in training discrepancies between members of the GCJAC and members of the PCRB;

WHEREAS, combining the GCJAC and PCRB into one entity, to be called the GCJAC, will allow the members reviewing citizen appeals via the PCRB process, to also review the police policies and identify patterns and systemic issues, which are often times the underlying complaint in citizen appeals;

WHEREAS, the GCJAC will continue to receive support of City staff. Support staff will be housed in the Legislative/Executive Departments and will report directly to the City Manager's office;

WHEREAS, the nine members between both the GCJAC and the PCRB will continue to serve their current terms, and will serve those terms as GCJAC members;

WHEREAS, three of the nine GCJAC members make up the Executive Committee. The Mayor (with City Council approval) appoints these members. The Executive Committee nominates the remaining six members, to be appointed by the Mayor (with City Council approval), and this process will not change;

WHEREAS, the purpose of the GCJAC will remain the same - to Monitor (identify and address issues across justice continuum), Review (follow, evaluate, and assess cases), Analyze (conduct studies as well as identify patterns and systemic issues), Educate (advocate across community, regional and national environment / engage with institutions and agencies / identify alternative approaches to criminalization and develop navigation process) Advise (work throughout justice system, including GPD, and the courts), and Report or Communicate (regularly report and interact with the public);

WHEREAS, the PCRB process will remain in place. Likewise, the PCRB will continue to operate as a subcommittee of the GCJAC. When a citizen appeals a determination from the Professional Standards Division of the Greensboro Police Department, that appeal will go to the GCJAC. The GCJAC Chairperson will then select seven members from the GCJAC to serve on the PCRB to review the citizen appeal;

WHEREAS, City Council shall retain authority to appoint any member, or remove any member of the GCJAC pursuant to Sec. 2-140 of the City's Code of Ordinances;

WHEREAS, rescission of Resolution #18-0533 will allow the City Council to amend the organizational structure of the GCJAC and its current sub-committee, the PCRB; and

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

Resolution #18-0533 is rescinded, and the above recitals are incorporated herein by reference, authorizing the members of the Greensboro Criminal Justice Advisory Commission and the members of the Police community Review Board to all serve on the Greensboro Criminal Justice Advisory Commission, which heretofore shall operate as the Greensboro Criminal Justice Advisory Commission.

(Signed) Michelle Kennedy

**35. [ID 20-0663](#) Resolution Recognizing Greensboro Police Department Policy Amendment Related to Consent to Search Procedures**

Councilmember Thurm read a statement into the record from District 5 constituent Robert Foxworth; highlighted constitutional protections and transparency; spoke to building trust and making changes in the consent to search policy; and requested monthly data from the Greensboro Police Department (GPD) regarding consent searches and body-worn camera (BWC) footage.

City Manager Parrish provided an overview of altering law enforcement's role to instruct citizens of their right to refuse and/or withdraw consent; spoke to the GPD Police Chief's public awareness campaign; to BWC documentation; and to translation services.

Councilmember Outling reiterated discussions from previous work sessions; and provided GPD policy perspective.

Councilmember Kennedy spoke to lessening racial disparities and inequity.

Mayor Pro-Tem Johnson echoed Councilmember Kennedy's sentiments regarding counteracting long-standing practices; and spoke to the revised policy safeguards.

Mayor Vaughan spoke to peer cities adopting written consent policies due to a lack of BWC equipment; to standardized language to be reviewed by the District Attorney; to an amended resolution to include a verbal informed documented consent process and training procedures.

Discussion ensued regarding the Mayor's substitute motion; the role of Public Information Requests with criminal prosecutions and investigations; the interactions captured on BWC; the ramifications of refusing and/or withdrawing consent; probable cause searches; Fourth Amendment constitutional protections; disproportional impacts to the African-American community; 2019 traffic stop statistics; comparison to Miranda rights; Council attending a mini-course similar to GPD's Police Citizen Academy; law enforcement safety measures during a traffic stop; crime rate; and establishing police-community relationships.

GPD Police Chief Brian James spoke to BWC policy; additional reports completed by law enforcement; and consent to search statistics.

Councilmember Hoffmann reiterated GCJAC's review of GPD policy; requested standardized language for consent searches; and spoke to public records.

Councilmember Wells addressed policy changes; social justice; BWC policy; commended the Police Chief and GPD; and spoke to additional documentation requirement.

Councilmember Kennedy spoke to GCJAC recommendations; to improving current consent to search procedures; to future changes in BWC legislation; and to being stewards of the public trust.

Discussion took place regarding the disparity study; de-escalation methods; creating equity and equality in the justice system; and the current homicide rate.

Mayor Vaughan requested staff to provide an update on implementation of the consent to search policy.

(A copy of the statement is filed in Exhibit Drawer C, Exhibit No. 23, which is hereby referred to and made a part of these minutes.)

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

**Ayes,** 4 - Yvonne J. Johnson, Michelle Kennedy, Justin Outling and Tammi Thurm

**Nays,** 5 - Nancy Vaughan, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann and Goldie F. Wells

#### **ID 20-0677**

#### **Substitute Motion for a Consent to Search Resolution - Addendum Item**

Discussion ensued regarding amending the resolution; translation variances; and a law enforcement training timeline.

Councilmember Kennedy left the meeting at 7:50 p.m. due to technical issues; and re-entered the meeting at 7:55 p.m.

Moved by Mayor Vaughan, seconded by Councilmember Hoffmann, for an informed documented consent resolution using standardized language to include the elements for voluntary consent, right to refuse consent, the right to withdraw consent, and archive body-worn camera footage for three years instead of 90 days.

---

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

**Ayes,** 5 - Nancy Vaughan, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann and Goldie F. Wells

**Nays,** 4 - Yvonne J. Johnson, Michelle Kennedy, Justin Outling and Tammi Thurm

259-20 RESOLUTION RECOGNIZING GREENSBORO POLICE DEPARTMENT POLICY AMENDMENT RELATED TO CONSENT TO SEARCH PROCEDURES

WHEREAS, the Greensboro City Council called upon the Greensboro Criminal Justice Advisory Commission (GCJAC) to survey the GPD Policy 12.5.1 (Consent Searches), and to consider whether to recommend changes to that policy;

WHEREAS, the Greensboro Criminal Justice Advisory Commission (GCJAC) surveyed the GPD Policy 12.5.1 (Consent Searches) and returned recommendations to amend the GPD current policies;

WHEREAS, the Greensboro City Council called upon the Greensboro Police Department (GPD) to consider the changes recommended by the GCJAC, to review the current Consent to Search policy, and to consider whether additional policy modifications would be warranted;

WHEREAS, the Greensboro City Council having reviewed and studied the recommendations of the Greensboro Criminal Justice Advisory Commission (GCJAC), the data, information and recommendations of the Greensboro Police Department (GPD) and other relevant information regarding this matter;

WHEREAS, upon a proposal presented in oral motion, a Greensboro law enforcement officer seeking to perform a consent search during an encounter with a person will follow the Informed Documented Consent procedure utilizing standard language by stating the search is voluntary, the person has the right to refuse the search, and the person can withdraw consent at any time. Consent search encounters shall be captured on Body Worn Camera and all recordings related to the procedure and search will be retained for three years; and

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

That the Greensboro City Council recognizes and commends the Greensboro Police Department for its policy amendments as set forth in the oral motion voted upon and approved by council, and as set forth in this Resolution related to Informed Documented Consent Procedures.

(Signed) Nancy Vaughan

Following the vote, Mayor Vaughan requested an update on policy implementation.

Councilmember Hightower requested staff to develop a monitoring process with GCJAC.

**36. [ID 20-0558](#) Resolution Adopting the Revised 2020 City of Greensboro Board and Commission Handbook**

City Manager Parrish spoke to the administrative process of updating the handbook to accommodate changes made to the GCJAC and Planning Board.

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

**Ayes,** 9 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

---

**37. [ID 20-0642](#) Boards and Commissions Listing for September 15, 2020**

There were no Boards and Commissions appointments.

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

Taking the prerogative of the Chair, Mayor Vaughan combined Council Comments with Boards and Commissions appointments.

Councilmember Abuzuaiter highlighted the 3Ws in Governor Cooper's Executive Order to wait, wear, and wash.

Councilmember Hightower spoke to making realignments in Boards and Commissions; and extended appreciation for supporting the Commission on African-American disparity.

Councilmember Hoffmann spoke to the North Carolina talent featured in the Folk Festival; to two 2-hour movies on YouTube; and a mention in the New York Times.

Councilmember Kennedy addressed the benefits of combining PCRB with GCJAC.

Councilmember Thurm highlighted the need to vote; and to complete the Census.

Councilmember Wells spoke to an upcoming panel discussion held at the International Civil Rights Center and Museum (ICRCM).

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

City Manager Parrish added the Folk Festival was also available on the Greensboro Television Network's (GTN) local station.

Mayor Vaughan spoke to Greensboro having an opportunity to host the Men's and Women's Atlantic Coast Conference (ACC) basketball tournaments.

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

There were no items for discussion by the City Attorney.

### **Adjournment**

Moved by Councilmember Thurm, seconded by Councilmember Abuzuaiter, to adjourn the meeting. The motion carried on the following roll call vote:

Ayes: Mayor Nancy Vaughan, Mayor Pro-Tem Yvonne J. Johnson, Councilmembers Marikay Abuzuaiter, Sharon Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm, and Goldie Wells.

THE CITY COUNCIL ADJOURNED AT 8:12 P.M.

TEBONY C. ROSA  
DEPUTY CITY CLERK

NANCY VAUGHAN  
MAYOR