



City of Greensboro

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

Meeting Minutes - Draft City Council

Tuesday, May 21, 2019

5:30 PM

Council Chamber

Call to Order

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

Present: 9 - Mayor Nancy Vaughan, Mayor Pro-Tem Yvonne J. Johnson, Councilmember Marikay Abuzaiter, 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, Interim City Attorney Jim Hoffman, and City Clerk Angela Lord.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Abuzaiter to adjourn to a closed session pursuant to N.C.G.S. § 143-318.11(a)(6) to discuss and consider the qualifications, competence, performance, character, fitness, conditions of appointment, and conditions of initial employment of a prospective public officer or employee; and to prevent disclosure of information that is confidential pursuant to N.C.G.S. § 160A-168. The motion carried by voice vote.

Council recessed to closed session at 5:02 p.m.

Council reconvened into open session at 5:35 p.m. with all members in attendance.

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

Moment of Silence

The meeting opened with a moment of silence.

Pledge of Allegiance to the Flag

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

Recognition of Courier

City Manager David Parrish recognized Charles McLaughlin of the Engineering and Inspections 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.

37. [ID 19-0293](#) Ordinance Annexing Territory into the Corporate Limits for Property Located at 3712, 3724 AND 3742-R1 McConnell Road - 31.86-Acres (CPT Farm, LLC and J. Boyd Clapp Revocable Trust of 2005)

Mayor Vaughan stated Council had been requested to postpone items #37, #38, and #39 to the June 18th meeting of Council without further advertising; and would allow three minutes for each speaker in favor and in opposition of

the postponement.

Speaking in favor of the postponement:

Attorney Mike Fox, representing the adjacent property owner to the proposed project requested Council to grant a one month continuance; referenced negotiations with Attorney Marc Isaacson; spoke to efforts to work out concerns; and reiterated the need for a postponement.

Speaking in opposition of the postponement:

Attorney Isaacson representing the applicant voiced opposition to a postponement; referenced an additional twelve conditions that the applicant would be prepared to offer; last minute concerns by the adjacent property owner; explained a continuance would not resolve the remaining issues; spoke to the investment of Penske Truck Leasing Company (Penske); and requested Council hear the items tonight.

Discussion took place regarding negotiations that had occurred; the conditions the applicant had agreed to; and the financial impact to the applicant should Council grant a continuance.

Councilmembers Hightower and Outling voiced opposition to a postponement of the items.

Moved by Councilmember Hightower, seconded by Councilmember Kennedy to deny the request to postpone items #37, #38, and #39 to the June 18th meeting of Council. The motion carried by voice vote.

48. [ID 19-0318](#) Ordinance for Rezoning - 2301 Battleground Avenue - ALB Enterprise Holdings LLC

Mayor Vaughan stated Council had been requested to postpone item #48/ID 19-0318 to the June 18th meeting of Council without further advertising; and explained all parties were in favor of the postponement.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Hoffmann, to postpone item #48/ID 19-0318 to the June 18th meeting of Council without further advertising . 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

I. CONSENT AGENDA (One Vote)

Councilmember Abuzuaiter highlighted the Vision Zero Action Plan; recognized partners in attendance; and requested a presentation at a future meeting.

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

1. [ID 19-0327](#) Resolution Adopting Vision Zero Greensboro Action Plan and Commitment to Vision Zero Greensboro

127-19 RESOLUTION ADOPTING VISION ZERO GREENSBORO ACTION PLAN AND COMMITMENT TO VISION ZERO GREENSBORO

WHEREAS, roadway fatalities and serious injuries cause unacceptable levels of human and economic loss, with 37,133 fatalities nationally in 2017; 1,435 fatalities and 4,607 serious injuries statewide in 2018; and 33 fatalities and 39 serious injuries in the City of Greensboro in 2018; and

WHEREAS, the 5 year average of 30 fatalities and 39 serious injuries per year from 2014-2018 on Greensboro roadways represents an unacceptable loss; and

WHEREAS, Vision Zero provides a practical framework through which roadway deaths and serious injuries may be substantially reduced and eliminated over time; and

WHEREAS, Vision Zero provides the City of Greensboro its best opportunity to improve traffic and transportation safety and reduce the number of roadway fatalities and serious injuries with a long-term vision of zero fatalities; and

WHEREAS, a key early step in the Vision Zero Greensboro strategy was to unite a diverse group of stakeholders including GDOT, GPD, NCDOT, State Highway Patrol, County Health Department, Universities and Colleges, Hospitals, Businesses, and others in the effort to substantially reduce and eliminate fatalities and serious injuries; and

WHEREAS, the City worked with these stakeholders and the community to build awareness and develop a Vision Zero Action Plan for Greensboro; and

WHEREAS, the Vision Zero Greensboro Action Plan was developed through comprehensive analysis, stakeholder participation, and community engagement and will guide the implementation of an ongoing, sustained effort integrating engineering, enforcement, emergency services, education/ encouragement, and public policy; and

WHEREAS, the Vision Zero Greensboro Action Plan's goal is to make transportation safety a top priority through stakeholder collaboration and community engagement which will be key to moving towards zero fatal and serious injury crashes by 2040; and

WHEREAS, the success of Vision Zero Greensboro will require the sustained and committed support of City Council, the Mayor, and the City Manager's Office and a long term, integrated, and interdepartmental effort by the City and close interagency collaboration with stakeholders, funding support for full implementation, a data driven and system based approach and community engagement; and

WHEREAS, the City Council agrees upon the goal of eliminating roadway fatalities and serious injuries in Greensboro.

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

That the Vision Zero Greensboro Action Plan is hereby adopted and City Council is committed to full implementation of the Vision Zero Greensboro initiative.

(Signed) Goldie Wells

2. [ID 19-0352](#) Resolution Approving FY 19-20 Contract Award to Moses H. Cone Memorial Hospital Operating Corporation (MCMHOC) in the Amount of \$153,358 for Firefighter Medical Evaluations and Physicals

128-19 RESOLUTION APPROVING FY 19-20 CONTRACT AWARD FOR FIREFIGHTER MEDICAL EVALUATIONS AND PHYSICALS

WHEREAS, the Greensboro Fire Department, in accordance with the National Fire Protection Association's Standard on Comprehensive Occupational Medical Programs for Fire Departments (NFPA 1582) and the Standard on Fire Department Occupational Safety and Health Program (NFPA 1500) has established and maintained a medical evaluation program for its sworn firefighters;

WHEREAS, providing annual medical evaluations for firefighters is considered the best practice for making a difference in the lives of firefighters because it has resulted in the early diagnosis of existing and/or potential health issues;

WHEREAS, the City of Greensboro has contracted with Moses H. Cone Memorial Hospital Operating Corporation

for over eleven years to provide annual medical evaluations and physicals for firefighters;

WHEREAS, the costs for providing annual medical evaluations for the majority of firefighters resides in the account named Contracted Medical, #101-4005-02.5428 and is allocated at one-hundred thirty eight thousand, three hundred and fifty-eight dollars (\$138,358);

WHEREAS, the costs to provide medical evaluations for firefighters assigned to the Hazardous Materials Team resides in the account named Contracted Medical, #220-4021-01.5428 and is allocated at fifteen thousand dollars (\$15,000);

WHEREAS, a total amount of one hundred fifty three thousand, three hundred and fifty-eight dollars (\$153,358) is allocated to provide annual medical evaluations for firefighters;

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

That the City Manager is authorized to execute the Contract between the City of Greensboro and the Moses H. Cone Memorial Hospital Operating Corporation, for annual medical evaluations of all sworn firefighters for the contracted amount of \$153,358.

(Signed) Goldie Wells

3. [ID 19-0340](#) Resolution Approving a Contract in the Amount of \$259,076 with Excergy Corporation for Advanced Metering Infrastructure Analysis and Acquisition Support Services

129-19 RESOLUTION APPROVING A CONTRACT IN THE AMOUNT OF \$259,076 WITH EXCERGY CORPORATION FOR ADVANCED METERING INFRASTRUCTURE ANALYSIS AND ACQUISITION SUPPORT SERVICES

WHEREAS, on January 20, 2019, the Water Resources Department issued a Request for Proposals (RFP) for analysis, planning, and acquisition support services for advanced metering opportunities;

WHEREAS, ten firms submitted on the RFP by the March 1, 2019 deadline and Excergy Corporation was the selected firm based on qualifications by a City selection committee;

WHEREAS, some of the City's meter assets are approaching the end of the life cycle;

WHEREAS, the services of Excergy Corporation will be utilized to analyze the current metering technology and provide recommendations for replacement meter technology and acquisition support services.

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

That the City is authorized to enter into a contract with Excergy Corporation to provide analysis, planning, and acquisition support services 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 \$259,076 from Account No. 501-7013-01.5419.

(Signed) Goldie Wells

4. [ID 19-0342](#) Resolution Approving Change Order in the Amount of \$144,800 to Contract 2016-0580 with CDM Smith Inc. for the Mitchell Water Treatment Plant Filter Backwash Pump Replacement and System Improvements

130-19 RESOLUTION APPROVING CHANGE ORDER IN THE AMOUNT OF \$144,800 TO CONTRACT 2016-0580

WITH CDM SMITH INC. FOR THE MITCHELL WATER TREATMENT PLANT FILTER BACKWASH PUMP REPLACEMENT AND SYSTEM IMPROVEMENTS.

WHEREAS, the City authorized professional services contract 2016-0580 with CDM Smith Inc. in the amount of \$364,500 on August 16, 2016 to provide design services for Mitchell WTP Filter Backwash Pump Replacement and System Improvement;

WHEREAS, Change Order No. 1 includes additional design and coordination efforts between the major electrical improvements and the filter backwash pumping improvements;

WHEREAS, the length of construction has been increased requiring additional construction administration and inspection beyond the original scope.

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

That a change order in the above-mentioned contract with CDM Smith, Inc. for the Mitchell WTP Backwash Pump Replacement and System Improvements Contract 2016-0580 in the amount of \$144,800 and additional work 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 \$144,800 from account 503-7028-04.5410 and associated budget adjustment.

(Signed) Goldie Wells

5. [ID 19-0255](#) Resolution Authorizing Municipal Agreement with NC Department of Transportation in the Amount of \$223,000 for Construction of Various Signal Upgrades to Multiple Intersections

131-19 RESOLUTION AUTHORIZING MUNICIPAL AGREEMENT WITH NC DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION OF VARIOUS SIGNAL UPGRADES TO MULTIPLE INTERSECTIONS

WHEREAS, the NC Department of Transportation has plans to make certain signal improvements to various intersections within the City limits; and

WHEREAS, this project consists of signal upgrades to include changes in left turn phasing, providing Flashing Yellow Arrow (FYA) signal head and/or providing for a dedicated signal head per lane for the following intersections: Battleground Ave at Green Valley Rd/Pembroke Rd; Wendover Ave at Elwell Avenue; Summit Ave at Sixteenth St; Market St at Edgeworth; Battleground Ave at Edney Ridge Rd; Battleground Ave at Markland Dr; Wendover at Ewardia Dr; and US 29 at East Cone Blvd; and

WHEREAS, these improvements were identified by the NC Department of Transportation as part of their annual Spot Safety Program; and

WHEREAS, the work will be performed by City staff and will be reimbursed by the State in an amount not to exceed \$223,000.

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

That the City Manager is authorized to enter into an agreement with the NC Department of Transportation for the construction of various signal upgrades to multiple intersections.

(Signed) Goldie Wells

6. [ID 19-0256](#) Budget Ordinance in the Amount of \$223,000 Establishing the Budget for Construction of Various Signal Upgrades to Multiple Intersections

19-040 ORDINANCE AMENDING THE STREET AND SIDEWALK CAPITAL PROJECT FUND BUDGET FOR CONSTRUCTION OF VARIOUS SIGNAL UPGRADES TO MULTIPLE INTERSECTIONS

Section 1:

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

That the appropriation for the construction of various signal upgrades to multiple intersections be established as follows:

| Account | Description | Amount |
|------------------|----------------------------------|-----------|
| 401-4531-06.4110 | Salaries and Wages | \$66,900 |
| 401-4531-06.5239 | Miscellaneous Supplies | \$91,430 |
| 401-4531-06.5256 | Rental of Licensed City Vehicles | \$64,670 |
| Total | | \$223,000 |

And, that this appropriation be financed by increasing the following accounts:

| Account | Description | Amount |
|------------------|------------------------------------|-----------|
| 401-4531-06.8633 | Reimbursements-Contract Agreements | \$223,000 |
| Total | | \$223,000 |

Section 2:

And, that this ordinance should become effective upon adoption.

(Signed) Goldie Wells

- 7. [ID 19-0339](#) Resolution Approving Bid and Authorizing Execution of a Sludge Dewatering Contract in the Amount of \$630,180 with American Process Group, Inc.

132-19 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF A SLUDGE DEWATERING CONTRACT IN THE AMOUNT OF \$630,180.00 WITH AMERICAN PROCESS GROUP, INC.

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 \$630,180.00 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 \$630,180.00 from Account No. 501-7025-01.5627.

(Signed) Goldie Wells

- 8. [ID 19-0363](#) Resolution to Approve Financial Support for a Downtown Strategic

Master Plan with Downtown Greensboro, Inc. (DGI), in the Amount of
\$50,000

133-19 RESOLUTION TO SUPPORT DOWNTOWN GREENSBORO INC'S (DGI) DOWNTOWN MASTER PLAN IN THE AMOUNT OF \$50,000

WHEREAS, Downtown Greensboro Inc. wishes to complete a downtown master plan; and will be embarking on a Downtown Strategic Master Plan;

WHEREAS, the board of directors for Downtown Greensboro, Inc (DGI) has agreed to invest up to \$50,000 for the strategic action plan, and the following foundations have pledged \$10,000 each: Action Greensboro, CEMALA Foundation, the Community Foundation, Tannenbaum Sternberger, and the Bryan Foundation;

WHEREAS, DGI has indicated a desire in continuing to move Downtown Greensboro forward in a collaborative way, including economic and social development organizations, the business community, as well as the City through this planning process;

WHEREAS, DGI will work with MIG, who performed the Downtown Streetscape plan; is an internationally known planning, design, and problem solving firm; and has assisted many other cities, including Boston, Charlotte, and Dallas;

WHEREAS, the City of Greensboro will provide \$50,000 given the benefit of this plan on Greensboro's downtown area; and

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

That in accordance with the recitals above, \$50,000 will be dedicated to a downtown master plan in the 2019-20 fiscal year budget.

(Signed) Goldie Wells

9. [ID 19-0294](#) Resolution Calling a Public Hearing for June 18, 2019 on the
Annexation of Territory into the Corporate Limits for the Property
Located at 4005 Neuse Court - .81-Acres (Dana S. Clark Living Trust)

134-19 RESOLUTION CALLING A PUBLIC HEARING FOR JUNE 18, 2019 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PROPERTY LOCATED AT 4005 NEUSE COURT – .81-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 June 18, 2019, the following ordinance will be introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 4005 NEUSE COURT – .81-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 Lot 29 on Map 2 of Phase 2-A of Sedgefield, Section Eleven, recorded at

Plat Book 91, Page 24; thence with the eastern right-of-way line of Neuse Court along a curve to the left with a radius of 65 feet and a chord bearing and distance of N 39° 14' 08" E 72.26 feet to the northernmost corner of said Lot 29; thence S 43° 51' 20" E 275.76 feet with the northeastern line of said Lot to its easternmost corner; thence S 50° 25' W 200.00 feet with the southeastern line of said Lot to its southernmost corner; thence with the western line of said Lot N 01° 43' 55" W 49.14 feet to a point; thence continuing with said western line N 16° 59' 45" W 227.66 feet to the point and place of BEGINNING, being all of said Lot 29, and containing approximately 0.81 acres. The plat referred to hereinabove is 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 June 18, 2019, the liability for municipal taxes for the 2019-2020 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, June 18, 2019 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 June 8, 2019.

(Signed) Goldie Wells

- 10. [ID 19-0320](#)** Resolution Authorizing Acceptance of Dedication of Nine Drainage Way, Floodplain, and Open Space Parcels from Koury Corporation, Dennie W. Smith, Jr. and Barbara R. Smith, Redwood Street Limited Partnership, Donald R. Caine / Cain Family, LLC, Project Homestead, Inc., First Choice Services / Highland Meadows Homeowners' Association, Inc., Addison Point, LLC, and County Club Apartments, Inc. / County Club Construction Corp, Inc.

135-19 RESOLUTION AUTHORIZING ACCEPTANCE OF DEDICATION OF NINE DRAINAGE WAY, FLOODPLAIN, AND OPEN SPACE PARCELS FROM KOURY CORPORATION DENNIE W. SMITH, JR. AND BARBARA R. SMITH REDWOOD STREET LIMITED PARTNERSHIP DONALD R. CAINE / CAINE FAMILY, LLC PROJECT HOMESTEAD, INC. FIRST CHOICE SERVICES / HIGHLAND MEADOWS HOMEOWNERS' ASSOCIATION, INC. ADDISON POINT, LLC COUNTRY CLUB APARTMENTS, INC. / COUNTY CLUB CONSTRUCTION CORP. 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 #51870 was dedicated by Koury Corporation as drainage way and open space on the Recombination Plat for 2816 Firestone Drive in Plat Book 174 Page 58 recorded on May 12, 2008. This parcel, also known as 105 Near E. JJ Drive, is approximately 1.26 acres, zoned LI, and is located in Council District 1;

WHEREAS, Parcel #53542 was dedicated by Dennie W. Smith, Jr. and Barbara R. Smith to the public and the City of Greensboro for drainage way and open space on the Final Plat for Property of Dennie W. Smith, Jr., and Wife, Barbara R. in Plat Book 127 Page 101 recorded on August 28, 2002. This parcel, also known as 4320 YY Rehobeth Church Road, is approximately 0.37 acres, zoned R-5, and is located in Council District 1. The tax card lists Barbara Ryan Smith as the current owner;

WHEREAS, Parcel #20115 was dedicated by Redwood Street Limited Partnership to the City of Greensboro for drainage way and open space on the Final Plat for Redwood Street Limited Partnership in Plat Book 124 Page 85 recorded on May 15, 1997. This parcel, also known as 1301 YY Jolson Street, is approximately 1.22 acres, zoned RM-12, and is located in Council District 2. The tax card lists the City of Greensboro as the owner; however, the parcel was conveyed from the Koury Corporation to Project Homestead, Inc. by deed recorded at Book 4281 Page 1843 in 1995;

WHEREAS, Parcel #98051 was dedicated by Donald R. Caine to the City of Greensboro and the public for drainage way and open space on the Combination Plat of Camco Manufacturing, Inc. in Plat Book 154 Page 141 recorded on June 1, 2004. This parcel, also known as 8507 W. Market Street, is approximately 1.64 acres, zoned LI, and is located in Council District 5. The tax card lists Caine Family, LLC as the current owner;

WHEREAS, Parcel #19971 was dedicated by Project Homestead, Inc. to the City of Greensboro as drainage way and open space on the Final Plat of Phase – I Brook Gardens in Plat Book 128 Page 113 recorded on May 20, 1998. This parcel, also known as 822 YY Carrieland Drive, is approximately 5.5 acres, zoned RM-12, and is located in Council District 2;

WHEREAS, Parcel #53060 was dedicated by the Koury Corporation to the City of Greensboro as flood plain and open space on the Plat of Property of Koury Corporation in Plat Book 85 Page 8 recorded on March 20, 1987. This parcel, also known as 3801 Open Farmington Drive, is approximately 6.98 acres, zoned CD-RM-12, and is located in Council District 5;

WHEREAS, Parcel #73442 was dedicated by First Choice Services to the City of Greensboro for drainage way and open space on the Final Plat for Phase 1 Highland Meadows in Plat Book 142 Page 5 recorded on June 13, 2001. This parcel, also known as 5227 YY Michaux Road, is approximately 1.83 acres, zoned R-3, and is located in Council District 3. The tax card lists Highland Meadows Homeowners' Association, Inc.; however, the deed recorded at Book 5322 Page 1783 only conveyed the common elements and not the dedicated drainage way and open space parcel;

WHEREAS, Parcel #74350 was dedicated by Addison Point, LLC to the City of Greensboro for drainage way and open space on the Final Plat of Addison Point Apartments Phase 2 in Plat Book 136 Page 72 recorded on February 29, 2000. This parcel, also known as 6236 YY Nile Place, is approximately 1.09 acres, zoned RM-12, and is located in Council District 5;

WHEREAS, Parcel #9978 was dedicated by Country Club Apartments, Inc. & Country Club Construction Corp., Inc. to the City of Greensboro for drainage way and open space in Plat Book 128 Page 82 recorded on April 24, 1998. This parcel, also known as 140 YY Sunset Circle, is approximately 2.92 acres, zoned RM-18, and is located in Council District 3;

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, park, and open space parcels.

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

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

(Signed) Goldie Wells

11. [ID 19-0135](#) Resolution Authorizing the Sale of Property Owned by the Redevelopment Commission of Greensboro at 2503 Everitt Street to Living Hope Missionary Baptist Church, Located At 2501 Everitt Street

136-19 RESOLUTION AUTHORIZING THE SALE OF PROPERTY OWNED BY THE REDEVELOPMENT COMMISSION OF GREENSBORO AT 2503 EVERITT STREET TO LIVING HOPE MISSIONARY BAPTIST CHURCH

WHEREAS, the Redevelopment Commission of Greensboro owns property at 2503 Everitt Street acquired as part of the Hampton Redevelopment Area; and

WHEREAS, the Hampton Redevelopment Plan was adopted by the Greensboro City Council in 1976; and

WHEREAS, the Redevelopment Commission of Greensboro approved of the sale of the property under the conditions shown below at their meeting on January 9, 2019;

- Property shall be purchased for the sale price of \$9000;
- Use of the property shall be limited to playground, a storage building, and open air community facility;
- Prior to closing, purchaser shall submit and have approved by the Commission any and all documents pertaining to building and landscaping plans for the improvements to be constructed on the property;
- Prior to closing, purchaser shall submit and have approved by the Commission evidence of funding for the construction of the improvements on the property
- Prior to closing, purchaser shall submit to and have approved by the Commission a timeline for construction of the improvements on the property; and

WHEREAS, the plan developed for the properties are in keeping with the specifications of the of the Redevelopment Plan; and

WHEREAS, the property was advertised for an upset bid in accordance with North Carolina Redevelopment Law; and

WHEREAS, the proceeds from this property conveyance will be credited to account 211-0000-00.8616.

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

That pursuant to NCGS 160A-269, the sale of the 2503 Everitt Street from the Redevelopment Commission of Greensboro to Living Hope Missionary Baptist Church in the amount of \$9,000 is hereby approved; and the City Manager is hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Goldie Wells

12. [ID 19-0350](#) Resolution Authorizing the Purchase of Property in the Amount of \$110,000, Located at 1097 Alamance Church Road from ADG Properties 1, LLC, for the Alamance Church Road Improvements Project

137-19 RESOLUTION AUTHORIZING THE PURCHASE OF PROPERTY LOCATED AT 1097 ALAMANCE CHURCH

ROAD FROM ADG PROPERTIES 1, LLC, FOR THE ALAMANCE CHURCH ROAD IMPROVEMENTS PROJECT

WHEREAS, in connection with the Alamance Church Road Improvements Project, property owned by ADG Properties 1, LLC, located at 1097 Alamance Church Road, Parcel 0052582 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$90,000 but the property owner has agreed to settle for the price of \$110,000, which settlement, in the opinion of the City Council, is a fair and reasonable alternative to condemnation;

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

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

That the agreed price of the above mentioned portion of property in the amount of \$110,000 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made from Account No. 471-4502-17.6012 A17103.

(Signed) Goldie Wells

13. [ID 19-0263](#) Resolution Authorizing the Purchase of Property Located at 4430 West Wendover Avenue in the Amount of \$154,080 from Adkins Properties for the Hilltop Sewer Improvements Project

138-19 RESOLUTION AUTHORIZING THE PURCHASE OF PROPERTY LOCATED AT 4430 WEST WENDOVER AVENUE IN THE AMOUNT OF \$154,080 FROM ADKINS PROPERTIES FOR THE HILLTOP SEWER IMPROVEMENTS PROJECT

WHEREAS, in connection with the Hilltop Sewer Improvements Project, property owned by Adkins Properties, Parcel 74472 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised by Foster Appraisal Services, Inc. a value of \$154,080, which appraisal, in the opinion of the City Council, is fair and reasonable;

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

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

That the appraisal of the above mentioned property in the amount of \$154,080 is hereby approved, and the purchase of the property in accordance with the appraisal is hereby authorized, payment to be made from account 503-7028-02.6012 A19045 and the associated budget adjustment.

(Signed) Goldie Wells

14. [ID 19-0299](#) Resolution Authorizing City Attorney to Institute Proceedings to Condemn a Portion of the Property of Waltrust Properties, Inc. Located at 1608 Spring Garden Street in Connection with the S. Josephine Boyd Street/ Walker Avenue Improvements Project

139-19 RESOLUTION AUTHORIZING THE CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN A PORTION OF THE PROPERTY OF WALTRUST PROPERTIES, INC. IN CONNECTION WITH THE S. JOSEPHINE BOYD STREET/ WALKER AVENUE PROJECT

WHEREAS, Waltrust Properties, Inc. is the owner of certain property located at 1608 Spring Garden Street, designated as Parcel # 0011824, said property being as shown on the attached map;

WHEREAS, a portion of said property is required by the City in connection with the S. Josephine Boyd/ Walker Avenue Improvement Project;

WHEREAS, negotiations with the owner at the appraised value of \$1,675.00 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 \$1,675.00.

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

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of the property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$1,675.00 to the Clerk of Superior Court as compensation to the owner(s), payment to be made from Account No. 401-4561-01.6012 Activity #A 14119.

(Signed) Goldie Wells

15. [ID 19-0337](#) Resolution Authorizing City Attorney to Institute Proceedings to Condemn a Portion of the Property of Arlene Herbin Located at 1208 N English Street in Connection with the English Street Sidewalk Project

140-19 RESOLUTION AUTHORIZING THE CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN A PORTION OF THE PROPERTY OF ARLENE HERBIN IN CONNECTION WITH THE ENGLISH STREET SIDEWALK PROJECT

WHEREAS, Arlene Herbin is the owner of certain property located at 1208 N English Street, designated as Parcel # 0019900, said property being as shown on the attached map;

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

WHEREAS, negotiations with the owner at the appraised value of \$1,125.00 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 \$1,125.00.

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

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of the property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$1,125.00 to the Clerk of Superior Court as compensation to the owner(s), payment to be made from Account No. 401-4561-01.6012 Activity #A 15138.

(Signed) Goldie Wells

16. [ID 19-0343](#) Resolution Authorizing City Attorney to Institute Proceedings to Condemn a Portion of the Property of New Garden Cemetery

Association, Inc. Located at 5619 West Friendly Avenue in Connection
with the College - New Garden Road Sidewalk Project

141-19 RESOLUTION AUTHORIZING THE CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN A PORTION OF THE PROPERTY OF NEW GARDEN CEMETERY ASSOCIATION, INC. IN CONNECTION WITH THE COLLEGE- NEW GARDEN ROAD SIDEWALK PROJECT

WHEREAS, New Garden Cemetery Association, Inc. is the owner of certain property located at 5916 W. Friendly Avenue, designated as Parcel # 0075085, said property being as shown on the attached map;

WHEREAS, a portion of said property is required by the City in connection with the College- New Garden Road Sidewalk Project;

WHEREAS, negotiations with the owner at the appraised value of \$18,875.00 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 \$18,875.00.

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

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of the property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$18,875.00 to the Clerk of Superior Court as compensation to the owner(s), payment to be made from Account No. 401-4565-01.6012 Activity #A 16084.

(Signed) Goldie Wells

17. [ID 19-0338](#) Resolution Authorizing the Sole Source Purchase of a Xylem YSI Pontoon Vertical Profiler System in the Amount of \$150,000 for the Lake Townsend Water Treatment Plant Raw Water Intake

142-19 RESOLUTION AUTHORIZING THE SOLE SOURCE PURCHASE OF A XYLEM YSI PONTOON VERTICAL PROFILER SYSTEM FOR LAKE TOWNSEND WATER TREATMENT PLANT RAW WATER INTAKE

WHEREAS, Water Resources requests approval to sole source the purchase of a pontoon vertical profiler system from Xylem YSI located in Yellow Springs, Ohio;

WHEREAS, City Council approval is required to sole source a purchase under State Public Contracting Statute GS 143-129 (e)(6) which allows exceptions to the letting of public contracts for the purchase of apparatus, supplies, materials or equipment when standardization or compatibility is the overriding consideration;

WHEREAS, in light of the vulnerability of the city's raw water reservoirs and water treatment facilities, to potential threats and hazards from water quality and contamination events, the need to incorporate additional resiliency and protection measures became evident.;

WHEREAS, the requested water quality / contaminant alert monitoring system is comprised of a floating pontoon anchored to the bed of Lake Townsend in such a way that it continuously samples and reports water quality parameters from waters immediately adjacent to the treatment plant intake.;

WHEREAS, the system is designed both to optimize treatment processes for the Townsend Water Treatment Plant in response to raw water changes and to provide early warning of contamination events so actions can be initiated to protect the public water supply;

WHEREAS, to help increase the ability to detect petroleum spills a hydrocarbon monitoring instrument will be integrated into the contaminant-alert system. Other sensors will be utilized to help monitor for algae blooms as well as taste/odor issues and other problems that are detrimental to treatment plant processes. The installed sensors will continuously measure lake water quality in order to log environmental conditions that allow Water Supply and Stormwater Division staff to better understand the ecology of the lakes and watershed.

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

That the City is authorized to enter into a sole source purchase of a Xylem YSI Pontoon Vertical Profiler System from YSI Integrated Systems and Services for the Lake Townsend aw water intake 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 \$150,000 from Water Resources Operating Fund Account No. 501-7025-01.6059 A19168.

(Signed) Goldie Wells

18. [ID 19-0324](#) Resolution Authorizing the Filing and/or Execution, As Appropriate, of Federal Transit Administration (FTA) Grant Agreements, Grant Applications, Annual or Biennial Applications, Annual Budgets, and Other Such Documents, As Appropriate, Pursuant to Relevant Sections of the Fixing America's Surface Transportation (FAST) Act, As Amended-Public Transportation Division Program of Projects-FY 2019-2020

143-19 RESOLUTION AUTHORIZING THE FILING AND/OR EXECUTION, AS APPROPRIATE, OF FEDERAL TRANSIT ADMINISTRATION (FTA) GRANT AGREEMENTS, GRANT APPLICATIONS, ANNUAL OR BIENNIAL APPLICATIONS, ANNUAL BUDGETS, AND OTHER SUCH DOCUMENTS, AS APPROPRIATE, PURSUANT TO RELEVANT SECTIONS OF THE FIXING AMERICA'S SURFACE TRANSPORTATION (FAST) ACT, AS AMENDED-PUBLIC TRANSPORTATION DIVISION PROGRAM OF PROJECTS-FY 2019-2020

WHEREAS, the Federal Transit Administration (FTA) is an operating administration of the United States Department of Transportation, for Federal transportation assistance authorized by 49 U.S.C. chapter 53, title 23 United States Code, and other Federal statutes administered by the Federal Transit Administration (FTA); and

WHEREAS, the Federal Transportation Administrator has been delegated authority to award Federal financial assistance for a transportation project; and

WHEREAS, the grant or cooperative agreement for Federal financial assistance will impose certain obligations upon the City of Greensboro, and may require the City of Greensboro to provide the local share of the project cost; and

WHEREAS, the City of Greensboro has or will provide all annual certifications and assurances to the Federal Transit Administration required for the project.

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

That the City Manager is authorized to execute and file an application for Federal assistance on behalf of the City of Greensboro with the Federal Transit Administration for Federal assistance authorized by 49 U.S.C. chapter 53, Title 23, United States Code, or other Federal statutes authorizing a project administered by the Federal Transit Administration. The City of Greensboro is the Designated Recipient as defined by 49 U.S.C. § 5307(a)(2).

That the City Manager is authorized to execute and file with its applications the annual certifications and assurances and other documents the Federal Transportation Administration requires before awarding a Federal assistance grant or cooperative agreement.

That the City Manager is authorized to execute grant and cooperative agreements with the Federal Transit Administration on behalf of the City of Greensboro.

(Signed) Goldie Wells

19. [ID 19-0345](#) Resolution Authorizing Agreement with North Carolina Department of Transportation for the Fiscal Year 2020 Advanced Technology Grant in the Amount of \$320,705

144-19 RESOLUTION AUTHORIZING THE CITY OF GREENSBORO TO ENTER INTO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE FISCAL YEAR 2020 ADVANCED TECHNOLOGY GRANT

WHEREAS, GTA intends to purchase mobile faring technology for its fixed route and paratransit fleets using \$288,634 in FY2020 NCDOT-PTD Advanced Technology Grant funding; and

WHEREAS, the City of Greensboro will provide 10% of the cost of the above project; and

WHEREAS, the City participated in a joint Request for Proposals (RFP) process with the Piedmont Authority for Regional Transportation (PART) and the City of High Point for a turn-key Mobile Ticketing solution; and

WHEREAS, the City will be use this grant funding to purchase 119 Touchpass readers (covering both the fixed route and paratransit fleet as well as five spare units) and smart cards to replace the existing GO Pass.

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

That the City Manager is hereby authorized to enter into a contract with the North Carolina Department of Transportation and execute all related agreements for the Fiscal Year 2020 Advanced Technology Grant.

(Signed) Goldie Wells

20. [ID 19-0346](#) Ordinance in the Amount of \$320,705 Establishing the Budget for the Fiscal Year 2020 Advanced Technology Grant

19-041 ORDINANCE ESTABLISHING THE BUDGET FOR THE FISCAL YEAR 2020 NCDOT ADVANCED TECHNOLOGY GRANT

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

Section 1:

That the budget for the FY 2020 NCDOT Advanced Technology Grant be established as follows:

| Account | Description | Amount |
|------------------|---------------------------|-----------|
| 220-4509-01.5235 | Small tools and equipment | \$320,705 |
| Total | | \$320,705 |

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

| Account | Description | Amount |
|------------------|----------------------------|------------|
| 220-4509-01.7110 | State Grant | \$ 288,634 |
| 220-4509-01.9564 | Transfer from Transit Fund | \$ 32,071 |
| Total | | \$320,705 |

Section 2:

And, that this ordinance should become effective upon adoption.

(Signed) Goldie Wells

21. [ID 19-0140](#) Resolution Authorizing Grant Application and Execution of a Memorandum of Understanding in the Amount of \$225,141 for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY18

145-19 RESOLUTION AUTHORIZING GRANT APPLICATION AND EXECUTION OF A MEMORANDUM OF UNDERSTANDING FOR THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM (JAG) FY18

WHEREAS; the Edward Byrne Memorial Justice Assistance Grant Program (JAG), authorized under Federal Regulation 42 U.S.C. 3751(a), is the primary provider of federal criminal justice funding to state and local jurisdictions; and

WHEREAS; the JAG Program (CFDA #16.738) provides states and units of local governments with critical funding necessary to support a range of program areas including law enforcement, prosecution and court programs including indigent defense, prevention and education programs, corrections and community corrections, drug treatment and enforcement, crime victim and witness initiatives, and planning, evaluation, and technology improvement programs; and

WHEREAS; this grant is a disparate allocation between the Greensboro Police Department, High Point Police Department and Guilford County Sheriff's Department which requires an application process for the funder to approve the proposed use of funds; and

WHEREAS; a disparate allocation occurs when a city or municipality is allocated more funds than the county, while the county bears more than 50 percent of the costs associated with prosecution or incarceration of the municipality's Part 1 violent crimes; and

WHEREAS; approval of the proposed funding and a Memorandum of Understanding (MOU), executed by the participating jurisdiction's is required from all disparate applicants; and

WHEREAS; in accordance with the JAG Program disparate grant formula, the participating jurisdictions agree it is in their best interests to reallocate the \$225,141 in JAG funds to the City of High Point for \$46,236.80; to Guilford County for \$55,973.80; and to the City of Greensboro for \$122,930.40

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

That the application to the Bureau of Justice Assistance for \$225,141 in federal JAG funds and execution of a Memorandum of Understanding (MOU) are hereby approved.

(Signed) Goldie Wells

22. [ID 19-0141](#) Ordinance in the Amount of \$225,141 Amending the State, Federal, and Other Grants Fund Budget for the Appropriation of Federal Grant Funds for Edward Byrne Memorial Justice Assistance Grant Program (JAG) FY18

19-042 BUDGET ORDINANCE AMENDING THE STATE, FEDERAL, AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF FEDERAL GRANT FUNDS FOR EDWARD BYRNE MEMORIAL JUSTICE

ASSISTANCE GRANT PROGRAM (JAG) FY18

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 |
|------------------|-------------------------|-----------|
| 220-3588-01.5235 | Small Tools & Equipment | \$119,242 |
| 220-3588-01.5990 | Contingency | \$3,688 |
| Total | | \$122,930 |

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

| Account | Description | Amount |
|------------------|---------------|-----------|
| 220-3588-01.7100 | Federal Grant | \$122,930 |
| Total | | \$122,930 |

Section 2:

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 |
|------------------|---|----------|
| 220-3588-02.5932 | Contributions to Governmental Agencies | \$44,850 |
| 220-3588-02.5990 | Contingency | \$1,387 |
| Total | | \$46,237 |

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

| Account | Description | Amount |
|------------------|---------------|----------|
| 220-3588-02.7100 | Federal Grant | \$46,237 |
| Total | | \$46,237 |

Section 3:

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 |
|------------------|---|----------|
| 220-3588-03.5932 | Contributions to Governmental Agencies | \$54,295 |
| 220-3588-03.5990 | Contingency | \$1,679 |
| Total | | \$55,974 |

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

| Account | Description | Amount |
|------------------|---------------|----------|
| 220-3588-03.7100 | Federal Grant | \$55,974 |
| Total | | \$55,974 |

Section 4:

And, that this ordinance should become effective upon adoption.

(Signed) Goldie Wells

23. [ID 19-0325](#) Ordinance in the Amount of \$27,500 Amending the FY 2018-2019 MPO Planning Grant

19-043 ORDINANCE AMENDING THE STATE FEDERAL AND OTHER GRANTS FUND BUDGET TO ACCEPT ADDITIONAL FUNDING FOR THE FY 2018-2019 MPO PLANNING GRANT

Section 1:

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

That the appropriation for the FY 18-19 MPO Planning Grant be increased as follows:

| Account | Description | Amount |
|------------------|-------------------|----------|
| 220-4540-01.5212 | Computer Software | \$22,000 |
| 220-4540-01.5928 | In-Kind Services | \$5,500 |
| Total | | \$27,500 |

And, that this appropriation be financed by increasing the following accounts:

| Account | Description | Amount |
|------------------|------------------------|----------|
| 220-4540-01.7110 | State Grant | \$22,000 |
| 220-4540-01.8695 | Local In-Kind Services | \$5,500 |
| Total | | \$27,500 |

Section 2:

And, that this ordinance should become effective upon adoption.

(Signed) Goldie Wells

24. [ID 19-0323](#) Resolution Listing Loans and Grants for City Council Approval

146-19 RESOLUTION LISTING LOANS AND GRANTS FOR CITY COUNCIL APPROVAL

WHEREAS, at the March 1, 2005 meeting of City Council, the City Manager was instructed to include on the regular Council Consent Agenda all loans and grants in excess of \$10,000;

WHEREAS, City Council approval is required for all loans and grants, or pass through loans or grants in excess of \$10,000 on the recommendation of agencies, non-profits, or other organizations acting on behalf of the City prior to the disbursement of funds;

WHEREAS, requests have been made for loans in excess of \$10,000, said requests are presented herewith this day.

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

That the requests for loans in excess of \$10,000 presented herewith this day are hereby approved in accordance with the guidelines set at the March 1, 2005 Council meeting.

(Signed) Goldie Wells

25. [ID 19-0304](#) Budget Adjustments Requiring Council Approval 4/10/19 - 5/13/19

Motion to approve the budget adjustments of 4/10/19 - 5/13/19 over the amount of \$50,000 was adopted.

(A copy of the Report is filed in Exhibit Drawer B, Exhibit No.12, which is hereby referred to and made a part of these minutes.)

26. [ID 19-0305](#) Budget Adjustments Approved by Budget Officer 4/9/19 - 5/13/19

Motion to accept the report of budget adjustments of 4/9/19 - 5/13/19 was adopted.

(A copy of the Report is filed in Exhibit Drawer B, Exhibit No.12, which is hereby referred to and made a part of these minutes.)

27. [ID 19-0280](#) Motion to Approve the Minutes of the Regular Meeting of April 1, 2019

Motion to approve the minutes of the Regular meeting of April 1, 2019 was adopted.

28. [ID 19-0301](#) Motion to Approve the Minutes of the Work Session of April 16, 2019

Motion to approve the minutes of the Work Session of April 16, 2019 was adopted.

29. [ID 19-0285](#) Motion to Approve the Minutes of the Regular Meeting of April 16, 2019

Motion to approve the minutes of the Regular meeting of April 16, 2019 was adopted.

30. [ID 19-0356](#) Motion to Approve the Minutes of the Special Meeting of April 29, 2019

Motion to approve the minutes of the Special meeting of April 29, 2019 was adopted.

31. [ID 19-0367](#) Motion to Approve the Minutes of the Special Meeting of May 6, 2019

Motion to approve the minutes of the Special meeting of May 6, 2019 was adopted.

32. [ID 19-0365](#) Motion to Approve the Minutes of the Work Session of May 7, 2019

Motion to approve the minutes of the Work Session of May 7, 2019 was adopted.

33. [ID 19-0366](#) Motion to Approve the Minutes of the Regular Meeting of May 7, 2019

Motion to approve the minutes of the Regular meeting of May 7, 2019 was adopted.

II. PUBLIC HEARING AGENDA

- 34. [ID 19-0198](#) Ordinance Annexing Territory into the Corporate Limits for Property Located at 4408 Near Sumner Church Road, 601 Kallamdale Road, 5200-5216 (even) Carol Avenue, and I-85 Right-of-Way - 56.7-Acres (Barry Siegal, Willard Tucker, and Keystone Group Inc.)**

Mayor Vaughan stated this was the time and place set for a public hearing to consider item #34/ID 19-0198 an Ordinance Annexing Territory into the Corporate Limits for Property Located at 4408 Near Sumner Church Road, 601 Kallamdale Road, 5200-5216 (even) Carol Avenue, and I-85 Right-of-Way - 56.7-Acres (Barry Siegal, Willard Tucker, and Keystone Group Inc.), item #35/ID 19-0316 an Ordinance Authorizing the Original Zoning and Rezoning of Property Located at 601 Kallamdale Road, 4408 Near Sumner Church Road, a Portion of 4229 Short Farm Road, and 5200-5216 Carol Avenue - Keystone Group, Inc., Including and on Behalf of the City of Greensboro, and item #36/ID 19-0317 an Ordinance for Original Zoning for Portion of Interstate 85 Right of Way east of Rehobeth Church Road and west of Randleman Road - City of Greensboro.

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

Moved by Councilmember Thurm, seconded by Councilmember Hightower to excuse Councilmember Outling from items #34, #35, and #36. The motion carried by voice vote.

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

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

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer B, Exhibit No.12, which is hereby referred to and made a part of these minutes.)

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

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

Excused, 1 - Justin Outling

19-044 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 4408 NEAR SUMNER CHURCH ROAD, 601 KALLAMDALE ROAD, 5200-5216 (EVEN) CAROL AVENUE, AND I-85 RIGHT-OF-WAY - 56.7-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 iron pipe in the existing (as of November 30, 2018) Greensboro satellite city limits, said iron pipe being at the northwest corner of that annexation shown on City of Greensboro Annexation Drawing D-3072 and also being at the southwest corner of Tract II of Keystone Group, Inc., recorded in Deed Book 5868, Page 1863; THENCE PROCEEDING WITH THE EXISTING SATELLITE CITY LIMITS with the southern line of Keystone Group, Inc. N 79°11'49" E 685.51 feet to a point; thence with the southwestern line of Keystone Group, Inc. S 67°00'22" E 713.28 feet to northernmost corner of Mark Michael, recorded in Deed Book 6568, Page 139, and being Lots 41 through 65 of Plat No. Two, Carol Hills, recorded in Plat Book 19, Page 31; thence, with the northwestern line of said Michael (Lots 41-45) S 41°48'01" W 231.36 feet to the southwest corner of said Lot 45; thence with the western line of said Michael (Lots 46 through 65) S 01°54'06" E 501.13 feet to the southwest corner of said Lot 65; THENCE DEPARTING FROM THE EXISTING SATELLITE CITY LIMITS with the southern line of said Lot 65 N 85°16'06" E 270.89 feet to a point on the western right-of-way line of Carol Avenue, a 50-foot public right-of-way; thence with said right-of-way line N 05°02'19" W 629.92 feet to an existing iron pipe; thence with the terminus of the right-of-way of Carol Avenue S 70°26'49" E 55.98 feet to an existing iron pipe; thence with the southwestern line of Keystone Group, Inc. S 70°26'49" E 64.88 feet to westernmost corner of Tract 1 of Barry S. Siegal and M. Willard Tucker, as recorded in Deed Book 4550, Page 469; thence with the southern line of Siegal and Tucker S 74°07'17" E 100.35 feet to an existing iron pipe; thence continuing with said southern line S 73°47'44" E 467.73 feet to an existing iron pipe; thence continuing with said southern line S 88°06'22" E 571.26 feet to the southeast corner of

said Tract 1; thence with the eastern line of said Tract 1 N 06°03'27" E 216.05 feet to the northwest corner of Shelda P. Donathan, etal; thence continuing with said eastern line N 87°08'15" E 477.33 feet to a point within the right-of-way of Sumner Church Road; thence N 44°38'15" E 114.10 feet to a point; thence N 42°49'24" E 107.31 feet to an existing iron pipe in the southern right-of-way line of Interstate 85; thence in a northerly direction approximately 360 feet across I-85 to the southeast corner of Lot 5 of Pecan Ridge, recorded in Plat Book 171, Page 32, a point in the existing Greensboro city limits; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS in a westerly direction with the northern right-of-way line of I-85 2,845.94 feet to the southeast corner of Lot 76B of Meadow Oaks, Phase 3, recorded in Plat Book 173, Page 111; THENCE DEPARTING FROM THE EXISTING CITY LIMITS in a southwesterly direction across I-85 approximately 540 feet to the northwest corner of Tract II of Keystone Group, Inc.; thence with the western line of said Tract II S 20°09'43" W 263.63 feet to an existing iron pipe; thence continuing with said line S 20°09'43" W 76.33 to the southeast corner of Lot 2 of Wayne M. McCraw & wife Aileen S. McCraw, recorded in Plat Book 70, Page 29, said corner having NC state plane coordinates (NAD 83-2011) of N:819967.92, E:1757930.91; thence S 38°38'04" W 87.31 feet to the point and place of BEGINNING, containing 56.65 acres, more or less (30.67 acres of which is outside of right-of-way). All deeds and plats referred to hereinabove are recorded in the Register of Deeds Office 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 May 21, 2019, the liability for municipal taxes for the 2018-2019 fiscal year shall be prorated on the basis of 1/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2019. Municipal ad valorem taxes for the 2019-2020 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective upon adoption.

(Signed) Yvonne Johnson

35. [ID 19-0316](#) Ordinance Authorizing the Original Zoning and Rezoning of Property Located at 601 Kallamdale Road, 4408 Near Sumner Church Road, a Portion of 4229 Short Farm Road, and 5200-5216 Carol Avenue - Keystone Group, Inc., Including and on Behalf of the City of Greensboro

Moved by Councilmember Hightower, seconded by Councilmember Abuzuaiter, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for the property located at 601 Kallamdale Road, 4408 Sumner Church Road, a portion of 4229 Short Farm Road, and 5200-5216 Carol Avenue from County RS-30 (Residential Single Family) and City PI to City R-5 (Residential Single-family - 5) and City PI (Public and Institutional) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Comprehensive Plan's Housing and Neighborhoods goal to meet the needs of present and future Greensboro citizens for a choice of decent, affordable housing in stable, livable neighborhoods that offer security, quality of life, and the necessary array of

services and facilities; and the request is consistent with the Comprehensive Plan's Growth at the Fringe goal to encourage development at the fringe that follows a sound, sustainable pattern of land use, limits sprawl, protects rural character, evidences sound stewardship of the environment, and provides for efficient provision of public services and facilities as the City expands. 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

19-045 AMENDING OFFICIAL ZONING MAP

601 KALLAMDALE ROAD, 4408 NEAR SUMNER CHURCH ROAD, PORTION FO 4229 SHORT FARM ROAD AND 5200-5216 CAROL AVENUE, GENERALLY DESCRIBED AS SOUTH OF OAKLEIGH ROAD AND WEST OF INTERSTATE 840

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County RS-30 (Residential Single Family) and City PI (Public and Institutional) to City CD-R-5 (Conditional District Residential Single Family - 5) and PI (Public and Institutional)

The area is described as follows:

Property to be zoned CD-R-5

BEGINNING at an existing iron pipe in the existing (as of November 30, 2018) Greensboro satellite city limits, said iron pipe being at the northwest corner of that annexation shown on City of Greensboro Annexation Drawing D-3072 and also being at the southwest corner of Tract II of Keystone Group, Inc., recorded in Deed Book 5868, Page 1863; THENCE PROCEEDING WITH THE EXISTING SATELLITE CITY LIMITS with the southern line of Keystone Group, Inc. N 79°11'47" E 214.16 feet to a point; THENCE PROCEEDING INSIDE THE EXISTING SATELLITE CITY LIMITS S 84°34'06" E 869.35 feet to a point in the existing satellite city limits; thence S 84°34'06" E 171.41 feet to a point; thence S 05°02'19" E 58.57 feet to a point in the existing satellite city limits; THENCE PROCEEDING INSIDE THE EXISTING SATELLITE CITY LIMITS S 05°02'19" E 113.71 feet to a point in the existing satellite city limits; thence continuing S 05°02'19" E 588.66 feet to a point in the southern line of Mark Michael, recorded in Deed Book 6568, Page 139, also being the southern line of Lot 65 of Plat No. Two, Carol Hills, recorded in Plat Book 19, Page 31; thence with the southern line of said Lot 65 N 85°16'06" E 150.00 feet to a point on the western right-of-way line of Carol Avenue, a 50-foot public right-of-way; thence with said right-of-way line N 05°02'19" W 629.92 feet to an existing iron pipe; thence with the terminus of the right-of-way of Carol Avenue S 70°26'49" E 55.98 feet to an existing iron pipe; thence with the southwestern line of Keystone Group, Inc. S 70°26'49" E 64.88 feet to westernmost corner of Tract 1 of Barry S. Siegal and M. Willard Tucker, as recorded in Deed Book 4550, Page 469; thence with the southern line of Siegal and Tucker S 74°07'17" E 100.35 feet to an existing iron pipe; thence continuing with said southern line S 73°47'44" E 467.73 feet to an existing iron pipe; thence continuing with said southern line S 88°06'22" E 571.26 feet to the southeast corner of said Tract 1; thence with the eastern line of said Tract 1 N 06°03'27" E 216.05 feet to the northwest corner of Shelda P. Donathan, et al; thence continuing with said eastern line N 87°08'15" E 477.33 feet to a point within the right-of-way of Sumner Church Road; thence N 44°38'15" E 114.10 feet to a point; thence N 42°49'24" E 107.31 feet to an existing iron pipe in the southern right-of-way line of Interstate 85; thence with said right-of-way line the following four (4) courses and distances: 1) N 81°33'01" W 989.10 feet to a right-of-way disk, 2) N 81°34'48" W 721.78 feet to a right-of-way disk, 3) N 84°48'39" W 693.42 feet to a right-of-way disk, and 4) N 84°34'33" W 739.36 feet to a to the northwest corner of Tract II of Keystone Group, Inc.; thence with the western line of said Tract II S 20°09'43" W 263.63 feet to an existing iron pipe; thence continuing with said line S 20°09'43" W 76.33 to the southeast corner of Lot 2 of Wayne M. McCraw & wife Aileen S. McCraw, recorded in Plat Book 70, Page 29, said corner having NC state plane coordinates (NAD 83-2011) of N:819967.92, E:1757930.91; thence S 38°38'04" W 87.31 feet to the point and place of BEGINNING, containing 30.53 acres, more or less. All deeds and plats referred to hereinabove are recorded in the Register of Deeds Office

of Guilford County.

Property to be zoned PI

BEGINNING at a point in the existing (as of November 30, 2018) Greensboro satellite city limits, said point being N 79°11'47" E 685.62 feet and then S 67°00'52" E 437.04 feet from the southwest corner of Tract II of Keystone Group, Inc., recorded in Deed Book 5868, Page 1863; thence S 84°34'06" E 171.41 feet to a point; thence S 05°02'19" E 58.57 feet to a point in the existing satellite city limits; THENCE PROCEEDING WITH THE EXISTING SATELLITE CITY LIMITS N 67°00'52" W 190.94 feet to the point and place of BEGINNING.

AND

BEGINNING at a point in the existing satellite city limits, said point being S 05°02'19" E 113.71 feet from the southeast corner of the area described above; thence S 05°02'19" E 588.66 feet to a point in the southern line of Mark Michael, recorded in Deed Book 6568, Page 139, also being the southern line of Lot 65 of Plat No. Two, Carol Hills, recorded in Plat Book 19, Page 31; thence with the southern line of said Lot 65 S 85°16'06" W 120.89 feet to the southwest corner of said Lot 65, a point in the existing satellite city limits; THENCE PROCEEDING WITH THE EXISTING SATELLITE CITY LIMITS N 01°28'08" W 501.13 feet to an existing iron pipe; thence N 40°32'59" E 125.54 feet to the point and place of BEGINNING. All deeds and plats referred to hereinabove are recorded in the Register of Deeds Office of Guilford County.

Section 2. That the zoning amendment from County AG (Agricultural) to CD-R-5 (Conditional District Residential Single Family - 5) is hereby authorized subject to the following use limitations and conditions:

1. Uses limited to a maximum of 85 single family dwellings.

Section 3. This property will be perpetually bound to the uses authorized and subject to the development standards of the CD-R-5 (Conditional District Residential Single Family - 5) and PI (Public and Institutional) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

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

Section 5. This ordinance shall be effective on May 21, 2019.

(Signed) Sharon Hightower

36. [ID 19-0317](#) Ordinance for Original Zoning for Portion of Interstate 85 Right of Way east of Rehobeth Church Road and west of Randleman Road - City of Greensboro

Moved by Councilmember Hightower, seconded by Councilmember Thurm, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for the property located on a portion of the Interstate 85 Right of Way from County AG (Agricultural) to City R-5 (Residential Single-family - 5) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Comprehensive Plan's Growth at the Fringe goal to encourage development at the fringe that follows a sound, sustainable pattern of land use, limits sprawl, protects rural character, evidences sound stewardship of the environment, and provides for efficient provision of public services and facilities as the City expands; and the request is consistent with the Community Facilities goal to provide community facilities, services, and infrastructure in a cost-effective manner to meet citizens' needs, contribute to quality of life, and support desired land use patterns. The motion carried on the following roll call vote:

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

Excused, 1 - Justin Outling

19-046 AMENDING OFFICIAL ZONING MAP

PORTION OF INTERSTATE 85 RIGHT OF WAY, GENERALLY DESCRIBED AS EAST OF REHOBETH CHURCH ROAD AND WEST OF RANDLEMAN ROAD

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County AG (Agricultural) to City R-5 (Residential Single Family - 5).

The area is described as follows:

BEGINNING at an existing iron pipe in the southern right-of-way line of Interstate 85 and within the right-of-way of Sumner Church Road; thence in a northerly direction approximately 360 feet across I-85 to the southeast corner of Lot 5 of Pecan Ridge, recorded in Plat Book 171, Page 32, a point in the existing Greensboro city limits; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS in a westerly direction with the northern right-of-way line of I-85 2,845.94 feet to the southeast corner of Lot 76B of Meadow Oaks, Phase 3, recorded in Plat Book 173, Page 111; THENCE DEPARTING FROM THE EXISTING CITY LIMITS in a southwesterly direction across I-85 approximately 540 feet to the northwest corner of Tract II of Keystone Group, Inc., recorded in Deed Book 5868, Page 1863; thence with the southern right-of-way line of Interstate 85 the following four (4) courses and distances: 1) S 84°34'33" E 739.36 feet to a right-of-way disk, 2) S 84°48'39" E 693.42 feet to a right-of-way disk, 3) S 81°34'48" E 721.78 feet to a right-of-way disk, and 4) S 81°33'01" E 989.10 feet to the point and place of BEGINNING, and containing approximately 25.98 acres. All plats and deeds referred to hereinabove are recorded in the Register of Deeds Office of Guilford County.

Section 2. This property will be perpetually bound to the uses authorized and subject to the development standards of the R-5 (Residential Single Family - 5) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

Section 3. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 4. This ordinance shall be effective on May 21, 2019.

(Signed) Sharon Hightower

Taking the prerogative of the Chair, Mayor Vaughan recognized Assistant City Manager Barbara Harris on her upcoming retirement from the City of Greensboro; spoke to the character, commitment of time, and the leadership role of Assistant City Manager Harris; and presented Assistant City Manger Harris with a gift.

37. [ID 19-0293](#) Ordinance Annexing Territory into the Corporate Limits for Property Located at 3712, 3724 AND 3742-R1 McConnell Road - 31.86-Acres (CPT Farm, LLC and J. Boyd Clapp Revocable Trust of 2005)

Mayor Vaughan stated this was the time and place set for a public hearing to consider item #37/ID 19-0293 an Ordinance Annexing Territory into the Corporate Limits for Property Located at 3712, 3724 AND 3742-R1 McConnell Road - 31.86-Acres (CPT Farm, LLC and J. Boyd Clapp Revocable Trust of 2005), item #38/ID 19-0313 an Ordinance for Original Zoning for Property Located at 3712, 3724 and 3742 McConnell Road - Marc Isaacson, on behalf of Penske Truck Leasing Company, and item #39/ID 19-0314 an Ordinance for Original Zoning for Portion of

Interstate 40/Business 85 Right of Way south and west of McConnell Road - City of Greensboro.

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

Councilmember Wells left the meeting at 6:14 p.m. and returned at 6:15 p.m.

Moved by Councilmember Hightower, seconded by Councilmember Abuzuaiter to accept the twelve additional conditions attached to the zoning request. The motion carried by voice vote.

Speaking in favor of the rezoning:

Attorney Isaacson representing Penske Leasing Truck Company (Penske) based in Pennsylvania provided a handout to Council; outlined the zoning request; reviewed conditions set out; provided images; spoke to extended buffers; outlined the proposed design of the property; explained the design provided by Penske engineers and Keith Brodick of Greensboro to ensure the designs met local ordinances; spoke to visibility designs specific to the property; to a tree conservation area; and to other light industrial uses in the area. Attorney Isaacson recognized and spoke to the critical access for the customers that would benefit from the project in attendance; referenced a presentation to the Zoning Commission; spoke to the selection of the Greensboro site; to benefited jobs for Greensboro with an approximate salary between \$50,000 to \$75,000; to management training; to recruiting from local colleges and universities; to a long term commitment; to influences for the development; to appraisals and property values; explained notifications sent to adjacent property owners; outlined the potential of property investment by Penske; and requested Council consider approval of the request.

Speakers in opposition of the rezoning:

Attorney Fox representing the property owner made a PowerPoint Presentation; voiced appreciation to Penske and Attorney Isaacson for the additional conditions; concerns with compliance with the Comprehensive Plan; spoke to mixed uses; to proper conditions to the site; highlighted the site plan in comparison to the apartment complex; outlined issues to be resolved; provided images of the location of the complex to the proposed development; voiced concerns with traffic noise and property values; spoke to the need for additional time to work out unresolved concerns; suggested changes to the site plan; provided an appraisal by Kirkland Appraisal, LLC; spoke to the impact to property values; highlighted the request for additional buffering; and recognized Claudel Pressa, Chief Operating Officer, Carroll Companies.

Mr. Pressa acknowledged the investment of developer funding; spoke to a focus on the residents; and requested Council consider a continuance of the request.

Denise Brown-Puryear, 6650 Holts Store Road, representing Creekside Townhomes voiced concern with not receiving correspondence regarding the development; with a two lane road; with a narrow passageway; spoke to the need for turn lanes; to the need for safety; and requested Council grant a continuance.

Speakers in favor of the rezoning 5 minute rebuttal:

Keith Brodick, President, Civil Designs explained Penske development requirements; outlined the design for parking; spoke to tree preservation; provided images of the site; and spoke to compliance with the North Carolina Department of Transportation (NCDOT).

Discussion took place regarding construction; buffers; location of the development to the apartment complex; and potential road upgrades.

Mayor Pro-Tem Johnson inquired about future expansion plans.

Attorney Isaacson confirmed there were no immediate plans for expansion; and spoke to sub-divided properties.

Tom Taylor, 409 D Parkway Street, real estate appraiser spoke to property values; to similar industrial settings; to rental rates; and confirmed there would be no harm or diminished property values.

Matthew Rummage representing Penske voiced excitement to expand to Greensboro; explained he lived in the Triad area; outlined reasons for the site selection; and spoke to the need to be centrally located for customer convenience.

Speakers in opposition of the rezoning 5 minute rebuttal:

Attorney Fox voiced the need for additional conversations; spoke to the need for set back and buffering; to additional areas available for development; to a properly buffered property; to a traffic impact study; to the need for turn lanes; voiced the need for additional conditions; and concern with future expansions.

Derek Ellington representing the Chamber of Commerce voiced support for a thirty day extension for additional conditions.

Discussion ensued regarding conditions provided by the developer; Council judgement for property use; interstate buffers; industrial noise; and better development.

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

Discussion continued regarding buffer requirements; ordinance regulations; site plan requirements; the use of evergreen buffers; previous zoning cases; the developer extending twelve additional conditions; development in east Greensboro; the retention pond on the property; the impact on the community; review by the Technical Review Committee; transportation regulations; traffic impact studies; turn lanes; access to the proposed project; current zoning by Guilford County; and potential economic development in Greensboro.

Councilmember Hightower voiced support for the development.

Councilmember Thurm voiced appreciation to Penske for considering Greensboro; spoke to the potential of new jobs; to the minimum requirement for buffers; to additional considerations in the design of the development; to appraisals; and voiced support for the item.

Councilmember Abuzuaiter inquired about how long the property had been for sale to which Attorney Isaacson explained the parcels had been on the market for approximately 4 1/2 years.

Councilmember Abuzuaiter spoke to the additional buffers and conditions by the developer; to noise concerns; to development opportunities; to InvestEast; to the draw of other businesses; and voiced support for the item.

Discussion continued regarding site plans; safety and sight lines; the retention pond and tree conservation; and increased conditions.

Councilmember Hoffmann referenced buffers in her neighborhood; and identification of gateways into Greensboro.

Mayor Pro-Tem Johnson voiced appreciation to Penske; and spoke to the need for jobs.

Mayor Vaughan voiced appreciation to Penske and Carroll Companies for investments in Greensboro; spoke to the attorneys working together; stated an extension of the item would not be productive; commended investments by Roy Carroll; and spoke to a good project.

(Powerpoint Presentations and handouts are filed in Exhibit Drawer B, Exhibit No.12, which is hereby referred to and made a part of these minutes.)

Moved by Mayor Pro-Tem Johnson, 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 Abuzuaite, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

19-047 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 3712, 3724 AND 3742-R1 MCCONNELL ROAD - 31.86 ACRES)

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

BEGINNING at a point on the existing Greensboro city limit line (as of December 31, 2018), said point being in the eastern line of that 37.81-acre annexation effective April 30, 2008 and in the southern right-of-way line of McConnell Road; THENCE DEPARTING FROM THE EXISTING CITY LIMITS in an easterly direction along the southern right-of-way line of McConnell Road approximately 1,050 feet to its intersection with the northwestern right-of-way line of the Interstate 40 on-ramp; thence in a southeasterly direction approximately 630 feet to the intersection of the northeastern right-of-way line of McConnell Road and the existing city limit line; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS in a southwesterly direction approximately 670 feet to a corner in the exiting city limits in the southern right-of-way line of Interstate 40; thence in a westerly direction along said right-of-way line approximately 1,150 feet to a corner in the existing city limits; thence in a northerly direction approximately 1,200 feet to the point and place of BEGINNING, and containing approximately 31.86 acres, of which approximately 14.68 acres lies outside right-of-way.

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

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

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

Section 5. From and after May 21, 2019, the liability for municipal taxes for the 2018-2019 fiscal year shall be prorated on the basis of 1/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2019. Municipal ad valorem taxes for the 2019-2020 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective upon adoption.

(Signed) Yvonne Johnson

38. [ID 19-0313](#) Ordinance for Original Zoning for Property Located at 3712, 3724 and 3742 McConnell Road - Marc Isaacson, on behalf of Penske Truck Leasing Company

Moved by Councilmember Hightower, seconded by Councilmember Abuzuaite, to adopt the ordinance and stated the Greensboro City Council believed that its action to approve the zoning amendment, for the property located at 3712, 3724 and 3742 McConnell from County AG (Agricultural) to City CD-LI (Conditional District Light Industrial) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action

taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Comprehensive Plan's Economic Development goal to promote a healthy and diversified economy; and the request is consistent with the Comprehensive Plan's Growth at the Fringe goal to encourage development at the fringe that follows a sound, sustainable pattern of land use, limits sprawl, protects rural character, evidences sound stewardship of the environment, and provides for efficient provision of public services and facilities as the City expands. 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

19-048 AMENDING OFFICIAL ZONING MAP

3712, 3724 AND 3742 MCCONNELL ROAD, GENERALLY DESCRIBED AS SOUTH OF MCCONELL ROAD AND NORTH OF INTERSTATE 40/BUSINESS 85

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County AG (Agricultural) to City CD-LI (Conditional District Light Industrial).

The area is described as follows:

BEGINNING at a point on the existing Greensboro city limit line (as of December 31, 2018), said point being in the eastern line of that 37.81-acre annexation effective April 30, 2008 and in the southern right-of-way line of McConnell Road; THENCE DEPARTING FROM THE EXISTING CITY LIMITS in an easterly direction along the southern right-of-way line of McConnell Road approximately 1,050 feet to its intersection with the northwestern right-of-way line of the Interstate 40 on-ramp; thence in a southwesterly direction with the northwestern right-of-way line of the Interstate 40 on-ramp approximately 1,300 feet to its intersection with the existing city limit line; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS in a northerly direction approximately 930 feet to the point and place of BEGINNING, and containing approximately 14.8 acres.

Section 2. That the zoning amendment from County AG (Agricultural) to CD-LI (Conditional District Light Industrial) is hereby authorized subject to the following use limitations and conditions:

1. All uses permitted in the LI Zoning District except the following: Laundry and Dry Cleaning Plants, Sheet Metal Shop, Welding, Machine and Tool Repair Shop, Land Clearing and Inert Debris Landfill, Junked Motor Vehicles (as a principal use), Eating and Drinking Establishments, Animal Shelters, Group Care Facilities, Clubs, Lodges, Brew-pubs, Indoor Shooting Range, Hotels and Motels, Nightclub, Funeral Home and Crematorium, Veterinary Services and pet-grooming kennels, ABC Store, Truck Stop, Convenience Store, Gas pumps with fuel sales (as a principal use), Shipping Terminal, Maintenance Shop with For-hire services (as a principal use), Driving Instruction Facilities, Meat or Food Processing Facilities, Smoke or Vape Shop, Cigar Shop or Tattoo Parlor.

2. A type A buffer shall be installed along the western boundary line of the property. Vegetation materials shall include those materials intended to create and maintain an evergreen vegetative screen for adjoining residential property and shall be not less than 6 feet high at time of planting.

3. Exterior structural building materials shall be limited to the following: Masonry, Metal, and Composite Panels. Excluding windows and doors, the building shall consist of not less than 25% masonry materials. Any metal shall be prefinished style materials. The design of the building on the property shall be substantially similar to that presented at Tab 3, page 16, to Greensboro City Council at the public hearing on May 21, 2019 for this original zoning application.

4. Any fuel island located on the subject property shall operate as an accessory use to truck sales, truck lease, truck maintenance and rental. The fuel island shall be open to only the business operating on the property and its contract customers and not open to the general public.
5. No truck shall idle overnight on the property between the hours of 11:00 PM and 6:00 AM. Retail operations and fuel deliveries, towing deliveries (except for emergencies) and trash removal shall be conducted only between the hours of 6AM-8PM Monday through Saturday and 8AM-3PM on Sundays. Maintenance work may be conducted within a building footprint during Monday-Friday, 6AM-11PM, Saturday 6AM-4PM and Sunday 8AM-3PM.
6. All required parking areas shall be paved and maintained.
7. Any dumpsters located on the property shall be enclosed with an opaque solid wall of not less than eight feet (8').
8. The property shall be enclosed with decorative metal fencing/gates.
9. Freestanding signage along McConnell Road shall be limited to a monument sign at the entrance to the property and directional signage on the property. No building signage facing the western line of the property shall be illuminated.
10. No outside storage of parts or tires allowed.
11. The building in which any vehicle maintenance is performed shall be oriented so that the bay doors are not facing the adjoining residential property.
12. Any point of vehicle access onto the property shall remain outside the residential buffer referred to in Condition #2.

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

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

Section 5. This ordinance shall be effective on May 21, 2019.

(Signed) Sharon Hightower

39. [ID 19-0314](#) Ordinance for Original Zoning for Portion of Interstate 40/Business 85 Right of Way south and west of McConnell Road - City of Greensboro

Moved by Councilmember Hightower, seconded by Councilmember Thurm, to adopt the ordinance and stated the Greensboro City Council believed that its action to approve the zoning amendment, for the property located on a portion of the Interstate 40/Business 85 Right of Way from County AG (Agricultural) to City LI (Light Industrial) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Comprehensive Plan's Growth at the Fringe goal to encourage development at the fringe that follows a sound, sustainable pattern of land use, limits sprawl, protects rural character, evidences sound stewardship of the environment, and provides for efficient provision of public services and facilities as the City expands; and the request is consistent with

the Community Facilities goal to provide community facilities, services, and infrastructure in a cost-effective manner to meet citizens' needs, contribute to quality of life, and support desired land use patterns. 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

19-049 AMENDING OFFICIAL ZONING MAP

PORTION OF INTERSTATE 40/BUSINESS 85 RIGHT OF WAY, GENERLALY DESCRIBED AS SOUTH AND WEST OF MCCONNELL ROAD

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County AG (Agricultural) to City LI (Light Industrial).

The area is described as follows:

BEGINNING at a point on the existing Greensboro city limit line (as of December 31, 2018), said point being in the eastern line of that 37.81-acre annexation effective April 30, 2008 and in the northwestern right-of-way line of the Interstate 40 on-ramp; THENCE DEPARTING FROM THE EXISTING CITY LIMITS in a northeasterly direction approximately 1,300 feet with the northwestern right-of-way line of the Interstate 40 on-ramp to its intersection with the southwestern right-of-way line of McConnell Road; thence in a southeasterly direction approximately 630 feet to the intersection of the northeastern right-of-way line of McConnell Road and the existing city limit line; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS in a southwesterly direction approximately 670 feet to a corner in the exiting city limits in the southern right-of-way line of I-40; thence in a westerly direction along said right-of-way line approximately 1,150 feet to a corner in the existing city limits; thence in a northerly direction approximately 270 feet to the point and place of BEGINNING, and containing approximately 17 acres.

Section 2. This property will be perpetually bound to the uses authorized and subject to the development standards of the LI (Light Industrial) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

Section 3. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 4. This ordinance shall be effective on May 21, 2019.

(Signed) Sharon Hightower

40. [ID 19-0290](#) Ordinance Annexing Territory into the Corporate Limits for Property Located at 3618 McConnell Road - 18.721-Acres (Edward Eatmon)

Mayor Vaughan declared a recess at 7:30 p.m. Council reconvened at 8:15 p.m. with all members in attendance.

Mayor Vaughan stated this was the time and place set for a public hearing to consider item 40/ID 19-0290 an Ordinance Annexing Territory into the Corporate Limits for Property Located at 3618 McConnell Road - 18.721-Acres (Edward Eatmon) and item #41/ID 19-0312 an Ordinance for Original Zoning Located at 3618 McConnell Road - Delco Development Services, LLC.

Planning Manager Mike Kirkman reviewed the request; presented maps; aerial photographs and diagrams to illustrate the site and surrounding property; read the conditions attached to the zoning request; and stated that the

Zoning Commission and staff had recommended approval of the request.

Speaking in favor of the rezoning:

Don Curry, 205 South Fuquay Avenue, Fuquay Varina, of Curry Engineering representing Linder Equipment made a PowerPoint Presentation; provided aerial images of the property; spoke to a survey; outlined the proposed zoning request; zoning conditions; spoke to the proposed land use; to a neighborhood and an upcoming Technical Review Committee meeting; provided an image of a current facility in Concord; spoke to negotiations; to the intended use of the property; and stated Linder had not received any request for additional conditions.

Councilmember Hightower inquired about the site plan; and the number of residents that attended the community meeting.

Mr. Curry clarified he represented Linder; spoke to the hearing held at a Hampton Inn in east Greensboro; and to providing the site plan.

Councilmember Wells asked if the proposed project would have a paved or dirt back lot; and for clarification on the proposed location of the building on the site.

Mr. Curry confirmed the front area would be paved with the a back gravel lot; referenced two buildings proposed for the project; clarified sales and leasing of equipment; spoke to buffer requirements; and to compliance with the Land Development Ordinance.

Dedra Eatmon, 3618 McConnell Road, commended the developer for communication; and voiced support for the project.

Speaking in favor of the rezoning:

Attorney Fox representing the property owners adjacent to the proposed project; spoke to a focus on a mixed use corporate park; voiced concern for heavy industrial type equipment; with negotiations on conditions; with a delay in receiving the site plan; with two businesses on the property; with generation of traffic; with the lack of a traffic study; with the parking lot; with the noise and heavy equipment; spoke to the need for an additional buffer; to a property value appraisal; stated the project would not be harmonious for the area; referenced handouts provided to Council; provided images of a Linder property in South Carolina; affidavits from residents near the property; and requested Council to deny the request.

Mr. Pressa voiced concerns with heavy equipment on a gravel lot; and with anticipation of a high traffic volume.

Councilmember Kennedy asked for clarification on the addresses for the affidavits to which Attorney Fox explained a clerical error on the documentation.

Councilmember Hightower inquired about the opportunity for future discussions.

Attorney Fox spoke to the traffic of heavy equipment passing the neighborhood; to dust concerns from a gravel lot; and stated there was not an opportunity to find common ground.

Councilmember Outling confirmed what Council could consider on the request; and asked should the applicant offer to continue the item if the opposition would agree.

Attorney Fox stated the opposition did not seek a continuance; and reiterated traffic concerns.

Speakers in favor of the rezoning 5 minute rebuttal:

Mr. Curry spoke to being neighborly; spoke to the potential of additional conditions; to traffic flow; to road

improvements; confirmed the developer would comply as required; the applicant would be open to additional buffer discussions; and spoke to addition of jobs to the area.

Speakers in opposition of the rezoning 5 minute rebuttal:

Attorney Fox reiterated concerns with traffic; with heavy equipment; and spoke to the proposed project being incompatible with the Comprehensive Plan.

Discussion ensued regarding the storage of heavy equipment on the property; a gravel or dirt lot; and the affidavits from residents in South Carolina.

Moved by Councilmember Hightower, seconded by Councilmember Abuzuaiter to close the public hearing.

Discussion continued regarding transporting equipment to the site; the sale and lease of equipment; the design of the facility; the compatibility of the road for such use; a potential traffic study; and land use.

Transportation Director Adam Fischer confirmed the project did not generate the need for a traffic study; spoke to recommended improvements; and to the review of safety concerns.

Councilmember Hightower spoke to sound development; voiced concerns with the lack of a retention pond; opposition to the project; and moved to deny the request.

Councilmember Outling spoke to the focus on the land use; to light industrial use; to high intensity; to compatibility; to legal restrictions for Council consideration; and stated he would not support the item.

Mr. Curry spoke to similar sites in Greensboro; voiced agreement to discussions for additional conditions; and concerns regarding the position of the opposition.

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer B, Exhibit No.12 which is hereby referred to and made a part of these minutes.)

Moved by Councilmember Hightower, seconded by Councilmember Outling, to deny 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

41. [ID 19-0312](#) Ordinance for Original Zoning Located at 3618 McConnell Road - Delco Development Services, LLC

Item #41/ID 19-0312 denied in conjunction with item #40/ID 19-0290.

42. [ID 19-0292](#) Ordinance Annexing Territory into the Corporate Limits for Property Located at 5308 Winterset Drive - 1.13-Acres (James and Barbra Pugh)

Mayor Vaughan stated this was the time and place set for a public hearing to consider item #42/ID 19-0292 an Ordinance Annexing Territory into the Corporate Limits for Property Located at 5308 Winterset Drive - 1.13-Acres (James and Barbra Pugh), and item #43/ID 19-0311 an Ordinance for Original Zoning at 5308 Winterset Drive - James Denny Pugh.

Being no one to speak to the item, it was moved by Councilmember Hightower, seconded by Councilmember Thurm to close the public hearing. The motion carried by voice vote.

Moved by Councilmember Abuzuaiter, 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 Abuzuaiteer, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

19-050 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 5308 WINTERSET DRIVE – 1.13-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 point in the southern right-of-way line of Winterset Drive, said point being the northwest corner of Lot 36 of Sections 3 & 4 of Millstream, as recorded at Plat Book 88, Page 45 in the Office of the Register of Deeds of Guilford County; thence with said right-of-way line with a curve to the right having a radius of 615.59 feet and a chord bearing and distance of S 84° 47' 10" E 169.46 feet to the northeast corner of said Lot 36; thence with the eastern line of Lot 36 S 06° 29' 50" W 339.18 feet to the southeast corner of Lot 36; thence with the southern line of Lot 36 N 81° 51' 30" W 120.00 feet to the southwest corner of Lot 36; thence with the western line of Lot 36 N 01° 58' 40" W 335.61 feet to the point and place of BEGINNING, being all of said Lot 36 and containing approximately 1.130 acres.

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

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

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

Section 5. From and after May 21, 2019, the liability for municipal taxes for the 2018-2019 fiscal year shall be prorated on the basis of 1/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2019. Municipal ad valorem taxes for the 2019-2020 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective upon adoption.

(Signed) Marikay Abuzuaiteer

43. [ID 19-0311](#) Ordinance for Original Zoning at 5308 Winterset Drive - James Denny Pugh

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Hightower, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for the property located at 5308 Winterset Drive from County RS-40 (Residential Single Family) to City R-3 (Residential Single-family - 3) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Comprehensive Plan's Housing and Neighborhoods goal to meet the needs of present and future Greensboro citizens for a choice of decent, affordable housing in stable, livable neighborhoods that offer

security, quality of life, and the necessary array of services and facilities; and the request is consistent with the Comprehensive Plan's Growth at the Fringe goal to encourage development at the fringe that follows a sound, sustainable pattern of land use, limits sprawl, protects rural character, evidences sound stewardship of the environment, and provides for efficient provision of public services and facilities as the City expands. The motion carried on the following roll call vote:

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

19-051 AMENDING OFFICIAL ZONING MAP

5308 WINTERSET DRIVE, GENERLALY DESCRIBED AS SOUTH OF WINTERSET DRIVE AND WEST OF MILLSTREAM ROAD

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County RS-40 (Residential Single Family) to City R-3 (Residential Single Family - 3).

The area is described as follows:

BEGINNING at a point in the southern right-of-way line of Winterset Drive, said point being the northwest corner of Lot 36 of Sections 3 & 4 of Millstream, as recorded at Plat Book 88, Page 45 in the Office of the Register of Deeds of Guilford County; thence with said right-of-way line with a curve to the right having a radius of 615.59 feet and a chord bearing and distance of S 84° 47' 10" E 169.46 feet to the northeast corner of said Lot 36; thence with the eastern line of Lot 36 S 06° 29' 50" W 339.18 feet to the southeast corner of Lot 36; thence with the southern line of Lot 36 N 81° 51' 30" W 120.00 feet to the southwest corner of Lot 36; thence with the western line of Lot 36 N 01° 58' 40" W 335.61 feet to the point and place of BEGINNING, being all of said Lot 36 and containing approximately 1.130 acres.

Section 2. This property will be perpetually bound to the uses authorized and subject to the development standards of the R-3 (Residential Single Family - 3) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

Section 3. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 4. This ordinance shall be effective on May 21, 2019.

(Signed) Yvonne Johnson

44. [ID 19-0291](#) Ordinance Annexing Territory into the Corporate Limits for Property Located At 5705 Ruffin Road - 1.00-Acres (Jose and Cynthia Arredondo)

Mayor Vaughan stated this was the time and place set for a public hearing to consider item #44/ID19-0291, an Ordinance Annexing Territory into the Corporate Limits for Property Located At 5705 Ruffin Road - 1.00-Acres (Jose and Cynthia Arredondo) and item #45/ID 19-0310 an Ordinance for Original Zoning at 5705 Ruffin Road - Joe Gonzalez, on behalf of Jose Carmen Arrendondo.

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

Moved by Councilmember Abuzuaiter, seconded by Councilmember Kennedy, 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

19-052 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 5705 RUFFIN ROAD – 1.00-ACRE)

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

BEGINNING at a point in the existing Greensboro city limit line (as of January 31, 2019), said point being the southeast corner of Lot 2 of Final Plat for J. Carmen Arredondo, as recorded in Plat Book 197, Page 77; THENCE DEPARTING FROM THE EXISTING CITY LIMITS along the southern line of said Lot 2 S 87° 28' 29" W 176.81 feet to the southwest corner of said Lot 2; thence with the western line of said Lot 2 N 03° 03' 33" W 257.09 feet to the northwest corner of said Lot 2; thence with the southern right-of-way line of Ruffin Road S 84° 06' 32" E 181.85 feet to the northeast corner of said Lot 2, a point in the existing city limit line; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS S 02° 21' 18" E 230.47 feet to the point and place of BEGINNING, being all of said Lot 2 and containing approximately 1.00 acres. The plat referred to hereinabove is 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 May 21, 2019, the liability for municipal taxes for the 2018-2019 fiscal year shall be prorated on the basis of 1/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2019. Municipal ad valorem taxes for the 2019-2020 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective upon adoption.

(Signed) Marikay Abuzuaiter

45. [ID 19-0310](#) Ordinance for Original Zoning at 5705 Ruffin Road - Joe Gonzalez, on behalf of Jose Carmen Arrendondo

Moved by Councilmember Abuzuaiter, seconded by Councilmember Kennedy, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for the property located at 5705 Ruffin Road from County RS-40 (Residential Single Family) to City R-3 (Residential Single-family - 3) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Comprehensive Plan's Housing and Neighborhoods goal

to meet the needs of present and future Greensboro citizens for a choice of decent, affordable housing in stable, livable neighborhoods that offer security, quality of life, and the necessary array of services and facilities; and the request is consistent with the Comprehensive Plan's Growth at the Fringe goal to encourage development at the fringe that follows a sound, sustainable pattern of land use, limits sprawl, protects rural character, evidences sound stewardship of the environment, and provides for efficient provision of public services and facilities as the City expands. 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

19-053 AMENDING OFFICIAL ZONING MAP

5705 RUFFIN ROAD, GENERLALY DESCRIBED AS SOUTH OF RUFFIN ROAD AND WEST OF WEDGEWOOD DRIVE

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County RS-40 (Residential Single Family) to City R-3 (Residential Single Family - 3).

The area is described as follows:

BEGINNING at a point in the existing Greensboro city limit line (as of January 31, 2019), said point being the southeast corner of Lot 2 of Final Plat for J. Carmen Arredondo, as recorded in Plat Book 197, Page 77; THENCE DEPARTING FROM THE EXISTING CITY LIMITS along the southern line of said Lot 2 S 87° 28' 29" W 176.81 feet to the southwest corner of said Lot 2; thence with the western line of said Lot 2 N 03° 03' 33" W 257.09 feet to the northwest corner of said Lot 2; thence with the southern right-of-way line of Ruffin Road S 84° 06' 32" E 181.85 feet to the northeast corner of said Lot 2, a point in the existing city limit line; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS S 02° 21' 18" E 230.47 feet to the point and place of BEGINNING, being all of said Lot 2 and containing approximately 1.00 acres. The plat referred to hereinabove is recorded in the Office of the Register of Deeds of Guilford County.

Section 2. This property will be perpetually bound to the uses authorized and subject to the development standards of the R-3 (Residential Single Family - 3) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

Section 3. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 4. This ordinance shall be effective on May 21, 2019.

(Signed) Marikay Abuzuaiteer

- 46.** [ID 19-0289](#) Ordinance Annexing Territory into the Corporate Limits for Property Located at 1117 Rear NC Highway 68 North and 7908 Leabourne Road - 105-Acres (Trustees of Guilford County Technical Community College)

Mayor Vaughan stated this was the time and place set for a public hearing to consider item #46/ID 19-0289 an Ordinance Annexing Territory into the Corporate Limits for Property Located at 1117 Rear NC Highway 68 North and 7908 Leabourne Road - 105-Acres (Trustees of Guilford County Technical Community College); and item # 47/ID

19-0309 an Ordinance for Original Zoning Located at 7908 Lebourne Road - Charles E. Melvin, Jr., on behalf of Guilford Technical Community College.

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

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

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

19-054 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 1117 REAR NC HIGHWAY 68 NORTH AND 7908 LEBOURNE ROAD – 105-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 an existing iron rod (rebar) in the existing Greensboro satellite city limits (as of December 31, 2018) at the northwest corner of that 50.883-acre annexation shown of City of Greensboro Annexation Drawing D-3213, said rebar being at the intersection of the eastern right-of-way line of NC Highway 68 North and the southern line of Lot 7 of Saddle Brook Estates, as recorded in Plat Book 61, Page 146, said rebar being located S 24° 19' 31" E 1,240.13 feet from North Carolina Geodetic Survey Monument "Peeples" (said monument having state plane coordinates of N: 872780.50, E: 1713409.52), said rebar also being in the southern town limit line of the Town of Oak Ridge; THENCE PROCEEDING WITH THE EXISTING GREENSBORO SATELLITE CITY LIMITS along said eastern right-of-way line S 23° 25' 36" E 611.56 feet to an existing iron rod (rebar); thence continuing in a southerly direction with said eastern right-of-way line 200.00 feet to a point; THENCE DEPARTING FROM THE EXISTING GREENSBORO CITY LIMITS in a westerly direction across NC Highway 68 North approximately 300 feet to an iron pipe set (IPS) located at the intersection of the western right-of-way line of NC Highway 68 North and the northern right-of-way line of Lebourne Road, being the southeast corner of Lot 1 of Guilford Technical Community College (Northwest Campus), as recorded in Plat Book 180, Page 32; thence with said northern right-of-way line the following three (3) courses and distances: 1) S 71° 56' 22" W 30.29 feet to an IPS, 2) N 89° 00' 00" W 436.08 feet to an IPS, and 3) S 80° 51' 00" W 84.36 feet to an IPS in the eastern line of property of Verna Poynor, as recorded in Deed Book 4077, Page 1798; thence with Poynor's eastern line N 18° 49' 02" W 198.57 feet to an iron pipe found (IPF); thence with Poynor's northern line S 74° 50' 47" W 130.00 feet to an IPF at the northeast corner of property of Carrie Cook Williams, as recorded in Deed Book 3170, Page 510; thence with the northern line of Williams S 74° 50' 47" W 130.13 feet to an IPF; thence with the western line of Williams S 19° 10' 20" E 215.83 feet to an IPS in said northern right-of-way line; thence with said right-of-way line the following four (4) courses and distances: 1) S 65° 43' 27" W 30.00 feet to an IPS, 2) along a curve to the left having a radius of 790.00 feet and a chord bearing and distance of S 47° 18' 15" W 291.72 feet to an IPS, 3) S 37° 48' 18" W 42.84 feet to a computed point (CP), and 4) S 37° 48' 18" W 196.85 feet to the northeast corner of Duke Power Company, as recorded in Deed Book 3588, Page 1919; thence with the northern line of Duke Power Company the following (4) courses and distances: 1) S 85° 28' 25" W 350.64 feet to an IPF, 2) N 34° 33' 13" W 162.75 feet to a rebar found, 3) S 85° 26' 39" W 528.60 feet to rebar found, and 4) S 85° 27' 05" W 24.47 feet to a CP located in the eastern line of Lot 10 of Longview Country Estates, Section II, as recorded in Plat Book 42, Page 12; thence with the eastern lines of Lots 10 through 19 of said Section II the following seventeen (17) courses and distances: 1) N 00° 31' 36" W 65.81 feet to a CP, 2) N 10° 00' 05" W 76.93 feet to a CP, 3) N 24° 15' 50" W 84.93 feet to a CP, 4) N 05° 53' 37" W 56.65 feet to a CP, 5) N 32° 07' 17" E 48.24 feet to a CP, 6) N 19° 20' 24" W 179.70 feet to a CP, 7) N 10° 04' 17" E 45.36 feet to a CP, 8) N 02° 40' 35" W 124.84 feet to a CP, 9) N 29° 43' 42" W 62.38 feet to a CP, 10) N 04° 51' 03" E 51.38 feet to a CP, 11) N 15° 49' 56" W 79.45 feet to a CP, 12) N 04° 34' 32" E 70.54 feet to a CP, 13) N 56° 31' 28" W 10.33 feet to a CP, 14) N 16° 34' 53" W 129.27 feet to a CP, 15) N 39° 30' 06" E 28.10 feet to a CP, 16) N 11° 51' 38" W 70.87 feet to a CP, and 17) N 05° 19' 11" E 24.63 feet to a CP in the southern line of Luther E. and Naomi G. Trivette, as recorded in Deed Book 3418, Page 391; thence with Trivette's southern line S 89° 16' 11" E 43.60 feet to an IPS at Trivette's southeast corner; thence with Trivette's eastern line N 13° 02' 03" W 1,009.07 feet to an IPF in the southern line of Keith D. Siler and Karen A. Brady-Siler, as recorded in Deed Book 3440, Page 502; thence with Siler's southern line the following two (2) courses and distances: 1) N

79' 44' 26" E 1,035.61 feet to an axle found, and 2) N 76' 22' 13" E 822.39 feet to an IPS in the western right-of-way line of NC Highway 68 North; thence N 76' 22' 13" E approximately 80 feet across said highway to a point in the Oak Ridge town limit line; thence in a southerly direction with the Oak Ridge town limits approximately 1,450 feet to the point and place of BEGINNING, containing approximately 105 acres, of which 101.628 acres lies outside street right-of-way. The deeds and plats 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 May 21, 2019, the liability for municipal taxes for the 2018-2019 fiscal year shall be prorated on the basis of 1/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2019. Municipal ad valorem taxes for the 2019-2020 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective upon adoption.

(Signed) Marikay Abuzuaiter

47. [ID 19-0309](#) Ordinance for Original Zoning Located at 7908 Leabourne Road - Charles E. Melvin, Jr., on behalf of Guilford Technical Community College.

Moved by Councilmember Abuzuaiter, seconded by Councilmember Thurm, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for the property located at 7908 Leabourne Road and portions of NC Highway 68 from County CU-PI (Public and Institutional) to City PI (Public and Institutional) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Comprehensive Plan's Growth at the Fringe goal to encourage development at the fringe that follows a sound, sustainable pattern of land use, limits sprawl, protects rural character, evidences sound stewardship of the environment, and provides for efficient provision of public services and facilities as the City expands; and the request is consistent with the Community Facilities goal to provide community facilities, services, and infrastructure in a cost-effective manner to meet citizens' needs, contribute to quality of life, and support desired land use patterns. 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

19-055 AMENDING OFFICIAL ZONING MAP

7908 LEABOURNE ROAD AND PORTION OF NC HIGHWAY 68, GENERALLY DESCRIBED AS NORTH OF

LEABOURNE ROAD AND WEST OF NC 68

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County CU-PI (Conditional Use Public and Institutional) to City PI (Public and Institutional).

The area is described as follows:

BEGINNING at an existing iron rod (rebar) in the existing Greensboro satellite city limits (as of December 31, 2018) at the northwest corner of that 50.883-acre annexation shown of City of Greensboro Annexation Drawing D-3213, said rebar being at the intersection of the eastern right-of-way line of NC Highway 68 North and the southern line of Lot 7 of Saddle Brook Estates, as recorded in Plat Book 61, Page 146, said rebar being located S 24° 19' 31" E 1,240.13 feet from North Carolina Geodetic Survey Monument "Peeples" (said monument having state plane coordinates of N: 872780.50, E: 1713409.52), said rebar also being in the southern town limit line of the Town of Oak Ridge; THENCE PROCEEDING WITH THE EXISTING GREENSBORO SATELLITE CITY LIMITS along said eastern right-of-way line S 23° 25' 36" E 611.56 feet to an existing iron rod (rebar); thence continuing in a southerly direction with said eastern right-of-way line 200.00 feet to a point; THENCE DEPARTING FROM THE EXISTING GREENSBORO CITY LIMITS in a westerly direction across NC Highway 68 North approximately 300 feet to an iron pipe set (IPS) located at the intersection of the western right-of-way line of NC Highway 68 North and the northern right-of-way line of Leabourne Road, being the southeast corner of Lot 1 of Guilford Technical Community College (Northwest Campus), as recorded in Plat Book 180, Page 32; thence with said northern right-of-way line the following three (3) courses and distances: 1) S 71° 56' 22" W 30.29 feet to an IPS, 2) N 89° 00' 00" W 436.08 feet to an IPS, and 3) S 80° 51' 00" W 84.36 feet to an IPS in the eastern line of property of Verna Poynor, as recorded in Deed Book 4077, Page 1798; thence with Poynor's eastern line N 18° 49' 02" W 198.57 feet to an iron pipe found (IPF); thence with Poynor's northern line S 74° 50' 47" W 130.00 feet to an IPF at the northeast corner of property of Carrie Cook Williams, as recorded in Deed Book 3170, Page 510; thence with the northern line of Williams S 74° 50' 47" W 130.13 feet to an IPF; thence with the western line of Williams S 19° 10' 20" E 215.83 feet to an IPS in said northern right-of-way line; thence with said right-of-way line the following four (4) courses and distances: 1) S 65° 43' 27" W 30.00 feet to an IPS, 2) along a curve to the left having a radius of 790.00 feet and a chord bearing and distance of S 47° 18' 15" W 291.72 feet to an IPS, 3) S 37° 48' 18" W 42.84 feet to a computed point (CP), and 4) S 37° 48' 18" W 196.85 feet to the northeast corner of Duke Power Company, as recorded in Deed Book 3588, Page 1919; thence with the northern line of Duke Power Company the following (4) courses and distances: 1) S 85° 28' 25" W 350.64 feet to an IPF, 2) N 34° 33' 13" W 162.75 feet to a rebar found, 3) S 85° 26' 39" W 528.60 feet to rebar found, and 4) S 85° 27' 05" W 24.47 feet to a CP located in the eastern line of Lot 10 of Longview Country Estates, Section II, as recorded in Plat Book 42, Page 12; thence with the eastern lines of Lots 10 through 19 of said Section II the following seventeen (17) courses and distances: 1) N 00° 31' 36" W 65.81 feet to a CP, 2) N 10° 00' 05" W 76.93 feet to a CP, 3) N 24° 15' 50" W 84.93 feet to a CP, 4) N 05° 53' 37" W 56.65 feet to a CP, 5) N 32° 07' 17" E 48.24 feet to a CP, 6) N 19° 20' 24" W 179.70 feet to a CP, 7) N 10° 04' 17" E 45.36 feet to a CP, 8) N 02° 40' 35" W 124.84 feet to a CP, 9) N 29° 43' 42" W 62.38 feet to a CP, 10) N 04° 51' 03" E 51.38 feet to a CP, 11) N 15° 49' 56" W 79.45 feet to a CP, 12) N 04° 34' 32" E 70.54 feet to a CP, 13) N 56° 31' 28" W 10.33 feet to a CP, 14) N 16° 34' 53" W 129.27 feet to a CP, 15) N 39° 30' 06" E 28.10 feet to a CP, 16) N 11° 51' 38" W 70.87 feet to a CP, and 17) N 05° 19' 11" E 24.63 feet to a CP in the southern line of Luther E. and Naomi G. Trivette, as recorded in Deed Book 3418, Page 391; thence with Trivette's southern line S 89° 16' 11" E 43.60 feet to an IPS at Trivette's southeast corner; thence with Trivette's eastern line N 13° 02' 03" W 1,009.07 feet to an IPF in the southern line of Keith D. Siler and Karen A. Brady-Siler, as recorded in Deed Book 3440, Page 502; thence with Siler's southern line the following two (2) courses and distances: 1) N 79° 44' 26" E 1,035.61 feet to an axle found, and 2) N 76° 22' 13" E 822.39 feet to an IPS in the western right-of-way line of NC Highway 68 North; thence N 76° 22' 13" E approximately 80 feet across said highway to a point in the Oak Ridge town limit line; thence in a southerly direction with the Oak Ridge town limits approximately 1,450 feet to the point and place of BEGINNING, containing approximately 105 acres, of which 101.628 acres lies outside street right-of-way. The deeds and plats referred to hereinabove are recorded in the Office of the Register of Deeds of Guilford County.

Section 2. This property will be perpetually bound to the uses authorized and subject to the development standards of the PI (Public and Institutional) zoning district unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development shall be submitted to the Technical Review Committee for approval.

Section 3. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 4. This ordinance shall be effective on May 21, 2019.

(Signed) Marikay Abuzuaite

49. [ID 19-0329](#) Resolution Authorizing Submission of the 2019-2020 Annual Action Plan Application for US Department of Housing and Urban Development Funds

Mayor Vaughan stated this was the time and place set for a public hearing to consider item #49/ID 19-0329 a Resolution Authorizing Submission of the 2019-2020 Annual Action Plan Application for US Department of Housing and Urban Development Funds; item #50/ID 19-0330 a Resolution Authorizing Submission of the Annual Action Plan Application for Community Development Block Grant (CDBG) Program Funds and the Conduct of CDBG Program Activities for the 2019-2020 Fiscal Year; item #51/ID 19-0331 a Resolution Authorizing Submission of the Annual Action Plan Application for HOME Consortium Program Funds and the Conduct of HOME Consortium Activities for the 2019-2020 Fiscal Year; item #52/ID 19-0332 a Resolution Authorizing Submission of the Annual Action Plan Application for Emergency Solutions Grant (ESG) Program Funds and the Conduct of ESG Program Activities for the 2019-2020 Fiscal Year; and item #53/ID 19-0333 a Resolution Authorizing Submission of the Annual Action Plan Application for Housing Opportunities for Persons with AIDS (HOPWA) Program Funds and the Conduct of HOPWA Program Activities for the 2019-2020 Fiscal Year.

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

Moved by Councilmember Hightower, seconded by Councilmember Abuzuaite, to adopt the resolution. 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

147-19 RESOLUTION AUTHORIZING SUBMISSION OF THE YEAR 5 ANNUAL ACTION PLAN APPLICATION FOR US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FUNDS AND THE CONDUCT OF PROGRAM ACTIVITIES FOR THE 2019-2020 FISCAL YEAR

WHEREAS, under the Housing and Community Development Act of 1974, the Cranston-Gonzalez National Affordable Housing Act of 1990, and implementing regulations issued by the Secretary of the Department of Housing and Urban Development (HUD) on January 5, 1995, the City of Greensboro is required to prepare and submit to HUD a five-year consolidated plan for housing and community development activities and subsequent Annual Action Plans each fiscal year;

WHEREAS, the City of Greensboro, Guilford County, the City of Burlington, and Alamance County have formed the HOME Consortium to receive HOME Investment Partnerships Program funding;

WHEREAS, the City of Greensboro, as Lead Entity for the HOME Consortium, is responsible for submitting all Federal applications and reports; and

WHEREAS, an annual action plan has been prepared which describes the priority needs and strategies for the HOME Consortium.

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

That the Year 5 Annual Action Plan for the HOME Consortium developed and presented to City Council at its May 21, 2019 meeting and known as 2019-2020 Annual Action Plan is hereby adopted with the subsequent inclusion of any additional edits required by the public hearing.

That the submission of the 2019-2020 Annual Action Plan for the HOME Consortium is hereby authorized and approved.

That the City of Greensboro and each member jurisdiction of the HOME Consortium will submit annual action plans which describe activities directed at meeting the critical needs and priorities identified in the five-year consolidated plan.

That the City of Greensboro, as lead entity for the HOME Consortium, consents to such obligations, responsibilities, and requirements as described by the Secretary of the Department of Housing and Urban Development for such lead entities.

That the City Manager is designated as the official representative of the City of Greensboro, and is authorized to submit the final statement, all understandings and assurances contained therein, and directed to act in connection with the submission of the final statement and to provide such additional information as may be required.

That the City Manager, as Chief Executive Officer, or his designee, is authorized and consents on behalf of the City of Greensboro and her/himself (1) to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969, insofar as the provisions of such act apply to the administration and conduct of local HUD activities as referred to above; and (2) to accept the jurisdiction of the Federal courts for the purpose of enforcement of his responsibilities as such an official.

(Signed) Sharon Hightower

50. [ID 19-0330](#) Resolution Authorizing Submission of the Annual Action Plan Application for Community Development Block Grant (CDBG) Program Funds and the Conduct of CDBG Program Activities for the 2019-2020 Fiscal Year

Moved by Mayor Pro-Tem Johnson, 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 Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

148-19 RESOLUTION AUTHORIZING SUBMISSION OF THE ANNUAL ACTION PLAN APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FUNDS AND THE CONDUCT OF CDBG PROGRAM ACTIVITIES FOR THE 2019-2020 FISCAL YEAR

WHEREAS, the Department of Neighborhood Development has prepared a 2019-2020 Annual Action Plan that states goals and objectives for affordable housing, neighborhood development, and economic development for the coming year; and

WHEREAS, the Greensboro Planning Board held a public hearing on March 20, 2019 and received comments, on community needs that are typically addressed with federal CDBG funds; and

WHEREAS, under Title 1 of the Housing and Community Development Act of 1974 (Public Law 93-383), as amended, the Secretary of the Department of Housing and Urban Development is authorized to award Community Development Block Grants (CDBG) for the conduct of Community Development Programs; and

WHEREAS, it is desirable and in the public interest for the City of Greensboro to prepare and submit a One-year Action Plan for conducting Community Development activities in the City of Greensboro; and

WHEREAS, it is understood that acceptance of a Community Development Block Grant obligates the City of Greensboro to conduct and administer Community Development Program activities in accordance with the requirements of Title 1 of the Housing and Community Development Act of 1974, as amended, applicable Federal and State laws, and implementing rules and regulations officially adopted by the Department of Housing and Urban Development.

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

That the 2019-2020 Annual Action Plan is hereby approved.

That the submission of an Annual Action Plan applying for FY 2019-20 Community Development Block Grant funds in the amount of \$2,379,827, which includes \$150,000 in estimated local program income, is hereby authorized and approved.

That the conduct of Community Development Block Grant activities in whole or in part by the City of Greensboro and/or designees is hereby authorized and approved.

That the City of Greensboro is fully cognizant of the obligations, responsibilities, and requirements accompanying the acceptance of a Community Development Block Grant and that it is the sense of this body that such obligations, responsibilities, and requirements will be fulfilled.

That the City Manager is designated as the official representative of the City of Greensboro, and is authorized to submit the final statement, all understandings and assurances contained therein, and directed to act in connection with the submission of the final statement and to provide such additional information as may be required.

That the City Manager, as Chief Executive Officer, is authorized and consents on behalf of the City of Greensboro and her/himself (1) to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969, insofar as the provisions of such act apply to the administration and conduct of local Community Development Program activities as referred to above; and (2) to accept the jurisdiction of the Federal courts for the purpose of enforcement of his responsibilities as such an official.

(Signed) Yvonne Johnson

51. [ID 19-0331](#) Resolution Authorizing Submission of the Annual Action Plan Application for HOME Consortium Program Funds and the Conduct of HOME Consortium Activities for the 2019-2020 Fiscal Year

Moved by Councilmember Kennedy, 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

149-19 RESOLUTION AUTHORIZING THE SUBMISSION OF THE ANNUAL ACTION PLAN APPLICATION FOR HOME CONSORTIUM FUNDS AND THE CONDUCT OF HOME CONSORTIUM ACTIVITIES FOR THE 2019-2020 FISCAL YEAR

WHEREAS, under Title II of the Cranston-Gonzalez National Affordable Housing Act of 1990, the Secretary of the Department of Housing and Urban Development is authorized to make HOME Program grants for the conduct of HOME Programs; and

WHEREAS, the City of Greensboro, Guilford County, the City of Burlington, and Alamance County have formed a Housing Consortium to receive HOME funding; and

WHEREAS, the City of Greensboro, as Lead Entity for the Consortium, is responsible for submitting all Federal applications and reports; and

WHEREAS, each Consortium member developed their HOME funding plan and conducted their own citizen participation process; and

WHEREAS, the City of Greensboro has prepared an Annual Action Plan for the 2019-2020 Fiscal Year on behalf of the Consortium; and

WHEREAS, it is understood that acceptance of a HOME Program Grant obligates the City of Greensboro to conduct and administer HOME Program activities in accordance with the requirements of the Cranston-Gonzales National Affordable Housing Act of 1990, as amended, applicable Federal and State Laws, and implementing rules and regulations officially adopted by the Department of Housing and Urban Development.

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

That the submission of a consolidated application for the Greensboro/Guilford/ Burlington/Alamance Housing Consortium, including application for FY 2019-2020 HOME Program funding in the amount of \$1,774,811 which includes \$100,000 in estimated local program income, is hereby authorized and approved.

That the One Year Action Plan for the Consortium is hereby approved.

That the City of Greensboro and each member jurisdiction will provide any required local match from non-federal funds.

That the conduct of HOME Program activities in whole or in part by the City of Greensboro and/or designees is hereby authorized and approved. That the City of Greensboro and each member of the Consortium is fully cognizant of the obligations, responsibilities, and requirements accompanying the acceptance of a HOME Grant and that it is the sense of this body that such obligations, responsibilities, and requirements will be fulfilled.

That the City Manager is designated as the official representative of the City of Greensboro, and is authorized to submit the final statement, all understandings and assurances contained therein, and directed to act in connection with the submission of the final statement and to provide such additional information as may be required.

That the City Manager, as Chief Executive Officer, is authorized and consents on behalf of the City of Greensboro and her/himself (1) to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969, insofar as the provisions of such act apply to the administration and conduct of local HOME Program activities as referred to above; and (2) to accept the jurisdiction of the federal courts for the purpose of enforcement of her/his responsibilities as such an official.

(Signed) Michelle Kennedy

52. [ID 19-0332](#) Resolution Authorizing Submission of the Annual Action Plan Application for Emergency Solutions Grant (ESG) Program Funds and the Conduct of ESG Program Activities for the 2019-2020 Fiscal Year

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

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

EMERGENCY SOLUTIONS GRANT (ESG) PROGRAM FUNDS AND THE CONDUCT OF ESG PROGRAM ACTIVITIES FOR THE 2019-2020 FISCAL YEAR

WHEREAS, the Homeless Emergency Assistance and Rapid Transition to Housing Act of 2009 (HEARTH) consolidates three separate homeless assistance programs administered by HUD into a single grant program under the McKinney-Vento Homeless Assistance Act and revises the Emergency Shelter Grants Program and renames it the Emergency Solutions Grant (ESG) Program; and

WHEREAS, it is understood that acceptance of an ESG Program Grant obligates the City of Greensboro to conduct and administer ESG Program activities in accordance with the applicable Federal and State Laws, and implementing rules and regulations officially adopted by the Department of Housing and Urban Development.

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

That application for ESG Program funds in the amount of \$183,371 is approved. That the Annual Action Plan that includes the ESG Program is hereby approved.

That the conduct of ESG Program activities in whole or in part by the City of Greensboro and/or designees is hereby authorized and approved.

That the City of Greensboro is fully cognizant of the obligations, responsibilities, and requirements accompanying the acceptance of an ESG Grant and that it is the sense of this body that such obligations, responsibilities, and requirements will be fulfilled.

That the City Manager is designated as the official representative of the City of Greensboro, is authorized to submit the final statement, all understandings and assurances contained therein, and directed to act in connection with the submission of the final statement and to provide such additional information as may be required.

That the City Manager, as Chief Executive Officer, is authorized and consents on behalf of the City of Greensboro and her/himself (1) to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969, insofar as the provisions of such act apply to the administration and conduct of local ESG Program activities as referred to above; and (2) to accept the jurisdiction of the federal courts for the purpose of enforcement of his responsibilities as such an official.

(Signed) Michelle Kennedy

53. [ID 19-0333](#) Resolution Authorizing Submission of the Annual Action Plan Application for Housing Opportunities for Persons with AIDS (HOPWA) Program Funds and the Conduct of HOPWA Program Activities for the 2019-2020 Fiscal Year

Discussion took place regarding tornado relief funding.

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

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

151-19 RESOLUTION AUTHORIZING THE SUBMISSION OF THE ANNUAL ACTION PLAN APPLICATION FOR THE CONDUCT OF HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) GRANT ACTIVITIES FOR THE 2019-2020 FISCAL YEAR

WHEREAS, the City of Greensboro is anticipates receiving an FY 2019-2020 HUD HOPWA grant of \$474,056 as lead entity in the local Eligible Metropolitan Statistical Area (EMSA); and

WHEREAS, it is understood that acceptance of the HOPWA grant obligates the City of Greensboro to conduct and administer Program activities in accordance with all applicable Federal and State Laws, and implementing rules and regulations,

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

That application for HOPWA Program funds in the amount of \$474,056 is approved. That the Annual Action Plan that includes the HOPWA Program is hereby approved.

That the conduct of HOPWA Program activities in whole or in part by the City of Greensboro and/or designees is hereby authorized and approved.

That the City of Greensboro is fully cognizant of the obligations, responsibilities, and requirements accompanying the acceptance of a HOPWA Grant and that it is the sense of this body that such obligations, responsibilities, and requirements will be fulfilled.

That the City Manager is designated as the official representative of the City of Greensboro and is authorized to submit the final statement, all understandings and assurances contained therein, and directed to act in connection with the submission of the final statement and to provide such additional information as may be required.

That the City Manager, as Chief Executive Officer, is authorized and consents on behalf of the City of Greensboro and her/himself (1) to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969, insofar as the provisions of such act apply to the administration and conduct of local ESG Program activities as referred to above; and (2) to accept the jurisdiction of the federal courts for the purpose of enforcement of his responsibilities as such an official.

(Signed) Michelle Kennedy

III. GENERAL BUSINESS AGENDA

54. [ID 19-0375](#) Resolution in Support of the Current Alcohol and Beverage Commission (ABC) Control System for the Sale of Liquor in Greensboro, North Carolina

Mayor Vaughan introduced the item; and recognized Councilmember Hoffmann to explain the purpose of the item.

Councilmember Hoffmann reviewed the current North Carolina Alcohol and Beverage Control (ABC) laws for the sale of liquor; referenced a push for privatization; consumer prices; outlined contributions to the city by the ABC business and allocations of the funding; spoke to the number of ABC stores and hours of operation in Greensboro; and to a customer survey.

Discussion ensued regarding conversations with the Guilford County Delegation; and the view of the North Carolina League of Municipalities on the issue.

Moved by Councilmember Hoffmann, 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 Abuzuaiteer, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

152-19 RESOLUTION IN SUPPORT OF THE CURRENT ABC CONTROL SYSTEM FOR THE SALE OF LIQUOR IN THE CITY OF GREENSBORO, NORTH CAROLINA

WHEREAS, the citizens of the City of Greensboro, North Carolina voted to permit the sale of liquor through the establishment of an ABC Board, which is a part of the North Carolina's control system for the sale of spirituous

liquors;

WHEREAS, House Bill 971 (Modern Licensure Model for Alcohol Control) was filed on April 25, 2019 and this bill privatizes the retail sale and wholesale distribution of liquor, allows a minimum of 1,500 permits to be issued to any business that sells food (grocery stores, convenience stores, pharmacies, variety stores, etc.) or to any "retail business", with additional numbers of permits available for issuance based on population growth, with retail liquor sales authorized between the hours of 7 a.m. and 2 a.m., seven (7) days a week, and with those businesses allowed to ship liquor directly to individuals in or out of the State;

WHEREAS, North Carolina's local ABC boards operate about 423 retail stores, balancing access to liquor and generating local revenue while maintaining control;

WHEREAS, NC's Department of Health and Human Services' website notes that excessive alcohol use cost North Carolina more than \$7 Billion in 2010, that excessive alcohol use is the third leading preventable cause of death in NC, and that, according to Centers for Disease Control's Community Guide on Excessive Alcohol Use, strategies to reduce excessive drinking include maintaining state control of alcohol sales and continuing to limit the number of outlets selling and distributing alcohol;

WHEREAS, the General Assembly's nonpartisan Program Evaluation Division (PED) was directed to examine whether other systems for alcohol beverage control, including privatized systems, are appropriate for North Carolina, specially to include the State of Washington, which recently changed its beverage control system from state government control of wholesale and retail control of spirituous liquor to a licensure model;

WHEREAS, The PED Report, "Changing How North Carolina Controls Liquor Sales Has Operational, Regulatory, and Financial Ramifications", released on February 11, 2019: (1) did not recommend privatization, (2) found that among the southeastern states, North Carolina collects the most revenue per gallon, has the lowest outlet density and has the second lowest per capita consumption; and (3) the PED expects retail liquor consumption to increase by 20% with privatization based on 1,000 expected outlets;

WHEREAS, for fiscal year ending 2018, local ABC boards distributed \$430,635,861: County-City Distributions \$80 million; State General Fund \$323 million; Local Alcohol Education/Treatment \$13 million; Local Law Enforcement \$8.8 million; and Rehabilitation Services \$5 million; and local ABC boards also paid \$17.7 million for the operation of the ABC Commission/Warehouse;

WHEREAS, North Carolina is unique as it allows communities to vote to establish local ABC boards for the sale of liquor in their communities, with liquor profits distributed back to those communities, thereby reducing the need to increase local property taxes;

WHEREAS, the citizens of the City of Greensboro, in voting to permit the operation of ABC stores, did not vote to allow spirits to be sold in private retail liquor stores and did not vote to allow spirits to be sold in retail outlets where beer and wine are sold;

WHEREAS, the citizens of the City of Greensboro, in voting to permit the operations of ABC stores, did not vote for ABC store to operate on Sundays, and did not vote for ABC stores to sell spirituous liquors nineteen hours daily from 7:00 am to 2:00 am;

WHEREAS, no State funds are spent to distribute or sell liquor as the state and local operation of the ABC system is receipt supported;

WHEREAS, of the 50 states, North Carolina ranks 44th lowest in consumption per capita and 7th highest in revenue per capita and North Carolina's ABC system accomplishes both revenue and public health, welfare and safety objectives;

WHEREAS, privatization will result in a marked increase in the number of outlets, longer hours of sale, greater

advertising and more promotion, significantly more consumption, and increased societal costs;

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

That the City of Greensboro desires to retain North Carolina's current control system for the sale of liquor and believes that privatization of liquor will lead to adverse effects.

(Signed) Nancy Hoffmann

55. [ID 19-0268](#) Resolution Directing the Filing with the City Clerk of the Budget Estimate for the Fiscal Year 2019-2020

City Manager Parrish made a PowerPoint Presentation (PPP); highlighted budget development goals; spoke to addressing council and community priorities; to a recommended 3% tax rate increase; explained the City had not increased property taxes since Fiscal Year 2007-08; spoke to water and sewer rate increases; explained amendments to the recycling program; reviewed proposed expansions to the Minority/Women Business Enterprise (M/WBE) plan; increases to code and zoning enforcement staff; spoke to an increased debt service contribution; to continued minimum wage progress; to building maintenance needs; and outlined other proposed service enhancements. City Manager Parrish continued by speaking to additional transit support; to a higher standard of quality of life; voiced concern with the use of the general fund balance; provided proposed distribution of a tax rate increase; an overview of competitive employee pay/benefits packages; spoke to a 3% merit increase; highlighted retirement system contributions; health and career development; reviewed the water and sewer fund rate increase; highlighted the projected opening of the Performing Arts Center; explained operational revenues and expenditures; and the need for transit fare increases. City Manager Parrish provided an overview of the 2016 Bond Referendum projects; spoke to upcoming work sessions to discuss the proposed 2019-2020 recommended budget; to adoption of the budget at the June 18th meeting of Council; voiced appreciation of Council support; and commended the efforts by city staff on the budget proposal.

Discussion ensued regarding the need for the fire training facility.

Councilmember Hightower requested staff to research funding for a roof replacement at Warnersville Community Center; and voiced concerns with GTA customer service.

City Manager Parrish spoke to an alignment of programs and current contracts; to economic development projects; and an extension of staffing programs.

Councilmember Outling requested staff compare proposed staff and tax increases to other municipalities.

Mayor Pro-Tem Johnson inquired about the impact of state mandates to which City Manager Parrish explained an impact to the general fund balance; spoke to the retirement system requirements; the need for a property tax increase; and highlighted the quality of service provided by City employees.

Councilmember Kennedy voiced concerns with a GTA fare increase; and requested staff research parental/family leave funding.

Council discussed expanded services provided; proposed wage increases; and the need to make strategic investments.

City Manager Parrish spoke to scheduling a future work session.

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer B, Exhibit No.12, which is hereby referred to and made a part of these minutes.)

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Wells, to adopt the resolution. 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

153-19 RESOLUTION DIRECTING THE FILING WITH THE CITY CLERK OF THE BUDGET ESTIMATE FOR THE FISCAL YEAR 2019-2020

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

Section 1. The budget estimate of the City of Greensboro for the fiscal year beginning July 1, 2019 which was this day submitted to the City Council, is hereby ordered filed with the City Clerk where it shall remain for public inspection for at least ten days from this date.

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

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

Section 4. A public hearing shall be held in the City Council Chamber at 5:30 p.m. on June 4, 2019, at which time the City Council will hear from any persons who may wish to be heard on the budget.

(Signed) Yvonne Johnson

56. [ID 19-0298](#) Ordinance Amending Section 2-51 of the Greensboro Code of Ordinances with Respect to the Compensation

Human Resources Director Jamiah Waterman provided a brief history of the item; spoke to a proposed amended ordinance; to a car allowance; and outlined proposed increases.

Discussion took place regarding comparisons to peer cities; executive and Council compensation supplements; a tier approach; public servants; and the dedication of time to the community.

Councilmember Outling voiced his intent to oppose the item.

Councilmember Thurm spoke to the need to support compensation for future councilmembers; and voiced she would decline the increase.

Councilmember Abuzuaite spoke to the time commitment of Council; and voiced support for the item.

Councilmember Wells echoed Councilmember Abuzuaite comments in regards to the commitment of time and travel; referenced previous Council actions in 2004; and voiced support of the item.

Mayor Vaughan spoke to travel expenses; to a high volume of travel across the state; explained the difference from a pay increase; and voiced support for the item.

Councilmember Thurm clarified she would not accept a pay increase; and voiced her intentions in acceptance of a car allowance.

Mr. Waterman provided an overview of annual increases; spoke to implementation of policies; to an increase that had been due in December; and to providing rules that could be administered properly.

Councilmember Hightower spoke to provisions for elected officials.

Councilmember Kennedy spoke to busy schedules; to doing the right thing; to options to decline salary increases;

and to the need to support the item.

Councilmember Outling referenced councilmembers with full time employment; dedication to elected positions; and voiced opposition to the item in regards to the compensation of Council.

Mayor Pro-Tem Johnson called the question.

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

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

Nays, 1 - Justin Outling

19-056 ORDINANCE TO AMEND CHAPTER 2 OF THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO ADMINISTRATION

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

Section 1. Section 2-51 is hereby amended to read as follows:

Sec. 2-51. – Compensation of mayor and council.

The mayor shall receive compensation for services in the amount of fourteen twenty-nine thousand, eight seven hundred four thirty-four dollars (14,804.00) (\$29,734.00) per annum; the mayor pro tem shall receive compensation for services in the amount of twelve twenty-three thousand, four three hundred thirty sixty-five dollars (12,435.00) (\$23,365.00) per annum; and each member of the city council councilmember shall receive compensation for services in the amount of eleven twenty-two thousand, two eight hundred fifty nine dollars (\$11,250.00) (\$22,809.00) per annum.

The mayor, mayor pro tem, and each councilmember shall receive annual compensation adjustments, only if the City's adopted annual budget includes a merit increase or other increase for City employees. To the extent an annual compensation adjustment is received, the annual increase shall not exceed 50% (capped at 1.5% increase) of the merit increase or other increase recommended for City employees. The annual adjustments for the mayor, mayor pro tem, and each councilmember shall be effective on the same date that City employees receive a merit increase or other increases. All compensation for services shall be paid in semimonthly installments.

In addition, there shall be a car allowance of one three hundred fifty dollars (\$150.00) (\$350.00) per month for the mayor, three hundred dollars (\$300.00) per month for the mayor pro tem, and two hundred fifty dollars (\$250.00) per month for each member of the city council councilmember for attending any meetings and for travel expenses within Guilford County.

(Code 1961, § 2-9; Ord. No. 89-169, § 1, 12-4-89; Mo. of 8-16-05)

Charter reference — Salary of mayor and councilmen, § 3.03.

Section 2. Severability. If any provision of this article is declared invalid or unconstitutional by any court of competent jurisdiction, the remaining provisions shall be severable and shall continue in full force and effect.

Section 3. This ordinance shall become effective upon adoption.

(Signed) Goldie Wells

57. [ID 19-0335](#) Resolution Approving Contract No. 2019-0330 with Samet Corporation in the Amount of \$433,662 for Fire Station No. 7

Mayor Vaughan introduced items #57/ID 19-0335, #58/ID 19-0336, and #59/ID 19-0370 together.

City Manager Parrish explained Samet Corporation representatives were in attendance to answer questions if needed.

Moved by Councilmember Wells, 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 Abuzuaite, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

154-19 RESOLUTION APPROVING THE SELECTION OF SAMET CORPORATION (SAMET) AS THE CONSTRUCTION MANAGER FOR THE CONSTRUCTION OF THE NEW FIRE STATION NO. 7 AND AUTHORIZING THE CITY OF GREENSBORO FIRE CHIEF (CHIEF BOBBY NUGENT) TO NEGOTIATE AND EXECUTE A PRECONSTRUCTION PHASE SERVICES CONTRACT NOT TO EXCEED \$433,662.00 WITH THE SELECTED CONSTRUCTION MANAGER

WHEREAS, the Greensboro Fire Department provides for the construction of the new Fire Station No. 7 located at 1064 Gatewood Avenue;

WHEREAS, on January 23, 2019, the Fire Department issued a Request for Qualification (RFQ) for Construction Manager at Risk Services for the construction of a new Fire Station No. 7 to replace the existing fire station facilities;

WHEREAS, this best value contracting program element provides the opportunity to engage the construction contractor during the design phase, who in turn, can provide value engineering and construction insight on complex portions of the proposed work;

WHEREAS, with the selection and approval of a Construction Manager, negotiations to finalize a preconstruction services contract can proceed;

WHEREAS, preconstruction services to be provided by Samet include design phase constructability reviews and value analysis, operations focused reviews, plant start-up and commissioning planning during design, collaborative workshops during preconstruction, project execution planning;

WHEREAS, the current schedule calls for the completion of the design phase and development of a GMP by November 6, 2019;

WHEREAS, development of the GMP proposal for construction of the work will be performed in an open-book environment allowing the City to review all pricing information used to establish the GMP.

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

That the City is authorized to Select Samet Corporation (Samet) as the Construction Manager for the construction of Fire Station No. 7 Project and Authorizing the City of Greensboro Fire Chief (Chief Bobby Nugent) and to Negotiate and Execute a Preconstruction Phase Services Contract 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 \$433,662.00 from future bond issues to be approved by City Council in FY19-20.

(Signed) Goldie Wells

58. [ID 19-0336](#) Resolution Approving Contract No. 2019-0320 with Samet Corporation in the Amount of \$666,147 for Fire Station No. 56

Moved by Councilmember Hoffmann, 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 Abuzuaite, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

155-19 RESOLUTION APPROVING THE SELECTION OF SAMET CORPORATION (SAMET) AS THE CONSTRUCTION MANAGER FOR THE CONSTRUCTION OF THE NEW FIRE STATION NO. 56 AND AUTHORIZING THE CITY OF GREENSBORO FIRE CHIEF (CHIEF BOBBY NUGENT) TO NEGOTIATE AND EXECUTE A PRECONSTRUCTION PHASE SERVICES CONTRACT NOT TO EXCEED \$666,147.00 WITH THE SELECTED CONSTRUCTION MANAGER

WHEREAS, the Greensboro Fire Department provides for the construction of the new Fire Station No. 56 located at 820 Franklin Blvd;

WHEREAS, on January 23, 2019, the Fire Department issued a Request for Qualification (RFQ) for Construction Manager at Risk Services for the construction of a new Fire Station No. 56 to replace the existing fire station facilities:

WHEREAS, this best value contracting program element provides the opportunity to engage the construction contractor during the design phase, who in turn, can provide value engineering and construction insight on complex portions of the proposed work;

WHEREAS, with the selection and approval of a Construction Manager, negotiations to finalize a preconstruction services contract can proceed;

WHEREAS, preconstruction services to be provided by Samet include design phase constructability reviews and value analysis, operations focused reviews, plant start-up and commissioning planning during design, collaborative workshops during preconstruction, project execution planning;

WHEREAS, the current schedule calls for the completion of the design phase and development of a GMP by November 6, 2019;

WHEREAS, development of the GMP proposal for construction of the work will be performed in an open-book environment allowing the City to review all pricing information used to establish the GMP.

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

That the City is authorized to Select Samet Corporation (Samet) as the Construction Manager for the construction of Fire Station No. 56 Project and Authorizing the City of Greensboro Fire Chief (Chief Bobby Nugent) and to Negotiate and Execute a Preconstruction Phase Services Contract 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 \$666,147.00 from future bond issues to be approved by City Council in FY19-20.

(Signed) Nancy Hoffmann

59. [ID 19-0370](#) Ordinance in the Amount of \$1,099,809 Establishing the Fire Stations Bond Fund (Series 2019) Capital Project Budget

Councilmember Hightower inquired about mentor/protege opportunities.

Samet Corporation, Project Developer Johnny Sigers, Lewisville spoke to a partnership with local M/WBE firm United Maintenance; and to collaboration with local schools, colleges, and universities.

Discussion ensued regarding temporary living units for firefighters.

Moved by Councilmember Kennedy, 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 Abuzuaite, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

19-057 ORDINANCE ESTABLISHING FIRE STATIONS BOND FUND (SERIES 2019) CAPITAL PROJECT BUDGET

Section 1

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

That the Fire Stations Bond Fund Capital Project Budget of the City of Greensboro is hereby established as follows:

| Account No. | Description | Amount |
|------------------|------------------------------------|-------------|
| 491-4003-01.5410 | Professional Services – Station 56 | \$ 116,362 |
| 491-4003-01.6013 | Buildings | 549,785 |
| 491-4004-01.5410 | Professional Services – Station 7 | 152,230 |
| 491-4004-01.6013 | Buildings | 281,432 |
| Total | | \$1,099,809 |

And, that this increase is financed by the following revenue:

| Account No. | Description | Amount |
|------------------|----------------------------------|-------------|
| 491-0000-00.9012 | Limited Obligation Bond Proceeds | \$1,099,809 |

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Michelle Kennedy

60. [ID 19-0251](#) Resolution to Approve Special Event Center Bleacher Replacement Phase 1 in the Amount of \$1,240,844 with Irwin Seating Company

Moved by Councilmember Abuzuaite, 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 Abuzuaite, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

156-19 RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF CONTRACT WITH IRWIN SEATING COMPANY FOR SPECIAL EVENT CENTER BLEACHER REPLACEMENT PROJECT

WHEREAS, this is a sole source contract for compatibility with existing equipment including parts, serviceability and maintenance;

WHEREAS, Irwin Seating Company will provide custom built bleachers in the amount of \$1,240,844 as general contractor for the contract, which in the opinion of the City Council, is the best sole source contract from the standpoint of the City.

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

That the findings above are hereby adopted and the Contract between the City of Greensboro and Irwin Seating Company is hereby formally approved and the 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 \$1,240,844 from Account No. 528-7501-11.6059.

(Signed) Marikay Abuzuaiter

61. [ID 19-0315](#) Resolution Approving Contract Number 2019-030 with W.C. Construction Company, LLC in the Amount of \$2,270,000 for the Construction of a New Shared Maintenance Building at Barber Park

Councilmember Hightower highlighted the contractor as a prime minority.

Moved by Councilmember Hightower, seconded by Councilmember Abuzuaiter, 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

157-19 RESOLUTION APPROVING THE AWARD OF CONTRACT 2019-030 TO W.C. CONSTRUCTION COMPANY, LLC FOR THE CONSTRUCTION OF A NEW SHARED MAINTENANCE BUILDING AT BARBER PARK

WHEREAS, the Barber Park Master Plan was originally completed in 2003 and updated and adopted by City Council in 2009;

WHEREAS, the Master Plan recommends a variety of enhancements to the park, including development of the new Barber Park Event Center and Ruth Wicker Tribute to Women, which was completed in January 2019, and a new shared maintenance building;

WHEREAS, the proposed shared maintenance building will support the operations of Barber Park and Gateway Gardens, and will allow the Department to more efficiently maintain and care for other park, recreational, and trail facilities within and adjacent to the City's East Gateway Corridor and Innovation District;

WHEREAS, the City Council is being requested to approve the award of Contract 2019-030 to W.C. Construction Company, LLC for the construction of the shared use maintenance building; and

WHEREAS, W.C. Construction Company, LLC met the MBE goals and Good Faith Effort (GFE) review set forth from the City of Greensboro's MWBE program.

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

That Contract 2019-030 has been awarded to W.C. Construction Company, LLC for construction of a shared maintenance building at Barber Park and is hereby authorized at a total cost of \$2,270,000, with payment of said additional amount to be made from Account Number 482-5001-01.6013.

(Signed) Sharon Hightower

62. [ID 19-0319](#) Resolution Authorizing Professional Services Contract in the Amount of \$1,259,500 between the City of Greensboro and Vines Architecture, Inc. in Association with EVOKE Studio for Design of Joint Use Facility to Combine the Windsor Community Recreation Center and Vance Chavis Library

Moved by Councilmember Wells, seconded by Councilmember Abuzuaiter, 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

158-19 RESOLUTION AUTHORIZING CONTRACT IN THE AMOUNT OF \$1,259,500 BETWEEN THE CITY OF GREENSBORO AND VINES ARCHITECTURE, INC. IN ASSOCIATION WITH EVOKE STUDIO FOR DESIGN OF A JOINT USE FACILITY COMBINING THE WINDSOR COMMUNITY RECREATION CENTER AND VANCE CHAVIS LIBRARY

WHEREAS, in 2016, voters approved a bond referendum which included funding for the initial planning and development of a joint use facility combining the Windsor Community Recreation Center and Vance Chavis Library;

WHEREAS, the City issued a Request for Qualifications (RFQ) in November 2018 and a project stakeholder committee comprised of the City staff and key community members and partners, reviewed proposals in January 2019;

WHEREAS, interviews with five firms was completed in February 2019;

WHEREAS, Vines Architecture, Inc. in association with EVOKE Studio was identified to be the highest performing, qualified firm for the joint use facility conceptual and schematic design;

WHEREAS, the work completed by Vines Architecture, Inc. in association with EVOKE Studio will include advancing planning services (existing condition analysis, information gathering and visioning, programming and planning, concept design and costing) and 50% of the schematic design phase.

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

That the execution of a contract with City of Greensboro and Vines Architecture, Inc. in association with EVOKE Studio in the amount of \$1,259,500 with funding available in account number 482-5001-07.5410 for the design of a joint use facility to combine the Windsor Community Recreation Center and Vance Chavis Library is hereby approved.

(Signed) Goldie Wells

63. [ID 19-0334](#) Resolution Approving a Contract in the Amount of \$2,300,000 with Arcadis G&M of North Carolina, Inc. for Mitchell Water Treatment Plant (WTP) 2019 Improvements Construction Administration and Resident Project Representation Services

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

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

159-19 RESOLUTION APPROVING A CONTRACT IN THE AMOUNT OF \$2,300,000 WITH ARCADIS G&M OF NORTH CAROLINA, INC. FOR MITCHELL WATER TREATMENT PLANT (WTP) 2019 IMPROVEMENTS CONSTRUCTION ADMINISTRATION AND RESIDENT PROJECT REPRESENTATION SERVICES

WHEREAS, the purpose of the Mitchell WTP Improvement project is to address aging and deteriorating electrical infrastructure at the Mitchell WTP, improve high service pumping capabilities, and provide for the warehousing of critical parts;

WHEREAS, a second important aspect to this project is aimed at improving “redundancy and resiliency” of the systems targeted;

WHEREAS, the project includes the Filter Backwash Pumps replacement project;

WHEREAS, the proposed construction engineering services include construction administration, resident project representation services, bidding, design services and SCADA;

WHEREAS, the proposed services will be provided by Arcadis G&M of North Carolina because of their knowledge and experience with the design of the project. Arcadis G&M of North Carolina, Inc., is one of the ten firms selected for the Professional Services Water Resource On-call Services Agreement.

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

That the City is authorized to enter into a contract with Arcadis G&M of North Carolina, Inc. to provide Construction Administration and Resident Project Representation Services for the Mitchell Water Treatment Plant (WTP) 2019 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 \$2,300,000 from Account No. 503-7028-04.5410 and the associated budget adjustment.

(Signed) Marikay Abuzuaiter

64. [ID 19-0344](#) Ordinance in the Amount of \$2,235,294 Establishing FFY2018 FTA 5339c Low or No Emission Grant

Moved by Councilmember Abuzuaiter, 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

19-058 ORDINANCE AMENDING GTA GRANT FUND BUDGET FOR THE FEDERAL FISCAL YEAR 2018 FTA SECTION 5339c LOW OR NO EMISSION GRANT

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

Section 1

That the GTA Grant Fund Budget be amended as follows for the FFY 2018 FTA Section 5339c Low or No Emission Grant:

| Account | Description | Amount |
|------------------|-------------------------|-------------|
| 567-4528-01.5917 | Licenses, Fees & Other | \$ 18 |
| 567-4528-01.5919 | Other Taxes/Assessments | \$ 6,390 |
| 567-4528-01.6051 | Licensed Vehicles | \$2,228,886 |
| Total | | \$2,235,294 |

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

| Account | Description | Amount |
|------------------|------------------------------|-------------|
| 567-4528-01.7100 | Federal Grant | \$1,900,000 |
| 567-4528-01.9481 | Transfer from 2016 Bond Fund | \$ 335,294 |
| Total | | \$2,235,294 |

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

- 65.** [ID 19-0358](#) Resolution Approving a Bid and Authorizing Execution of Contract 2015-090, Safe Routes to School EB-5716, in the Amount of \$1,173,086.10 with Yates Construction Company, Inc. for Construction of the Lindsay Street and Holden Road Sidewalk Improvements Project

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

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

160-19 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT 2015-090, SAFE ROUTES TO SCHOOL EB-5716 WITH YATES CONSTRUCTION COMPANY, INC. FOR THE CONSTRUCTION OF THE LINDSAY STREET AND HOLDEN ROAD SIDEWALK IMPROVEMENTS PROJECT

WHEREAS, after due notice, bids have been received for the Lindsay Street and Holden Road Sidewalk Improvements project;

WHEREAS, Yates Construction Company, Inc., a responsible bidder, has submitted the low base and alternate bid in the total amount of \$1,173,086.10 as general contractor for Contract No. 2015-090, 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, Inc. is hereby accepted, and the City is authorized to enter into a contract with Yates Construction Company, Inc. for the Lindsay Street and Holden Road Sidewalk 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 \$1,173,086.10 from the following accounts:

| | | |
|-----------|-------------------------|--|
| \$244,908 | 401-4567-01.6015 A16104 | Street and Sidewalk Cap. Project Account |
| \$852,409 | 401-4567-02.6015 A19141 | Street and Sidewalk Cap. Project Account |
| \$75,770 | 471-4502-15.6015 A11132 | 2008 Bond Fund Account |
| 1,173,087 | | |

(Signed) Goldie Wells

- 66.** [ID 19-0361](#) Ordinance in the Amount of \$5,000,000 Amending the War Memorial Coliseum Complex Fund

Mayor Pro-Tem Johnson inquired about funding to which Coliseum Director Matt Brown explained an increase in appropriations and ticket sales.

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

19-059 ORDINANCE AMENDING THE WAR MEMORIAL COLISEUM COMPLEX FUND FOR FY 2018-2019

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

Section 1

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

That the appropriations be increased as follows:

| Account | Description | Amount |
|------------------|----------------------------------|-------------|
| 521-7531-01.5279 | Promotions-Other | \$4,000,000 |
| 521-7510-01.5410 | Professional Capital Projects | \$300,000 |
| 521-7510-05.5220 | Trade Services | \$110,000 |
| 521-7525-01.5428 | Contracted Medical Services | \$120,000 |
| 521-7535-04.5214 | Temporary Services | \$100,000 |
| 521-7535-09.5440 | Contracted Vendor Special Events | \$150,000 |
| 521-7535-10.5235 | Small Tools & Equipment | \$150,000 |
| 521-7560-03.5439 | Other Internal Services | \$70,000 |
| Total | | \$5,000,000 |

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

| Account | Description | Amount |
|------------------|----------------------------------|-------------|
| 521-7531-01.7730 | Admissions and Charges | \$4,400,000 |
| 521-7535-08.7771 | House Staff & Labor Recoverable | \$200,000 |
| 521-7510-02.8655 | Service Charges | \$100,000 |
| 521-7531-95.8645 | Miscellaneous Receivable Revenue | \$200,000 |
| 521-7560-01.7777 | Leasing of Seats | \$100,000 |
| Total | | \$5,000,000 |

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Nancy Hoffmann

- 67. [ID 19-0322](#) Resolution Authorizing Amendment 9 to Contract #2012-5340 Processing and Marketing of Recovered Recyclables with Republic Services in the Amount of \$11,250,000

Councilmember Outling inquired about the benefits to the City; and about comparisons to other municipalities.

Field Operations Director Dale Wyrick made a PowerPoint Presentation; spoke to a Request for Proposal; outlined proposed amendments; spoke to processing fees; and an incremental step plan.

Discussion ensued regarding the collection of glass products.

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer B, Exhibit No.12, which is hereby referred to and made a part of these minutes.)

Moved by Councilmember Abuzuaiter, 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 Abuzuaiteer, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

161-19 RESOLUTION AUTHORIZING AMENDMENT TO CONTRACT #2012-5340 PROCESSING AND MARKETING OF RECOVERED RECYCLABLES WITH REPUBLIC SERVICES

WHEREAS, Contract No. 2012-5340 with Republic Services provides for the processing and marketing of recovered recyclables collected by the City of Greensboro expires on June 30, 2020;

WHEREAS, due to the continued downturn in value of single-stream recyclables, Republic Services and the City of Greensboro have agreed to renegotiate this contract for the mutual benefit of both parties;

WHEREAS, the City has agreed to forfeit the revenue it currently receives and extend Contract No. 2012-5340 through June 30, 2025;

WHEREAS, effective July 1, 2019, the City will pay a \$30 per ton fee for the processing and marketing of its recyclables and assume a 20% contamination rate for disposal of non-recyclables; the City will also revise the current acceptable single-stream recyclables to exclude glass, bulky rigid plastics, polycoated and aseptic containers, and pots and pans;

WHEREAS, effective July 1, 2020, the City will pay a \$60 per ton fee for the processing and marketing of its recyclables with a revenue share and assume a 20% contamination rate for disposal of non-recyclables; Republic Services will invest \$4.5 million to modernize the local material recovery facility;

WHEREAS, effective July 1, 2021 through June 30, 2025, the City will pay a \$90 per ton fee for the processing and marketing of its recyclables with a revenue share and perform an audit to determine the contamination rate for disposal of non-recyclables;

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

That an amendment for Contract 2012-5340 with Republic Services for the processing and marketing of recovered recyclables is hereby authorized. It is estimated that this service will cost \$11,250,000 through June 30 of 2025. This contract will be funded from account number 101-4301-03.5429.

(Signed) Marikay Abuzuaiteer

68. [ID 19-0303](#) Boards and Commissions Listing for May 21, 2019

There were no board or commission appointments for this meeting.

Discussion took place regarding a review of the attendance policy for boards and commissions.

IV. SUPPLEMENTAL AGENDA

69. [ID 19-0369](#) For Supplemental Item if Needed

Mayor Vaughan read the resolution into the record appointing Charles Watts as the new City Attorney to be effective June 1, 2019; and voiced appreciation to Interim City Attorney Jim Hoffman for his service and leadership.

Interim City Attorney Hoffman expressed appreciation for the opportunity to serve the City; and to staff and Council for support.

Moved by Councilmember Hightower, 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 Abuzaiter, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

162-19 RESOLUTION APPOINTING CHARLES D. WATTS AS CITY ATTORNEY FOR THE CITY OF GREENSBORO

WHEREAS, City Council, facilitated by Developmental Associates, LLC, conducted a national search to fill the Greensboro City Attorney position; and

WHEREAS, after several rounds of interviews, City Council finds that Charles D. Watts is the best-suited candidate to fill the City Attorney position; and

WHEREAS, the City Council recognizes that Mr. Watts is qualified and willing to serve the residents of the City of Greensboro as City Attorney; and

WHEREAS, the City Council desires to employ, and Mr. Watts desires to accept employment with the City of Greensboro as City Attorney beginning June 1, 2019.

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

That effective June 1, 2019, Charles D. Watts is hereby appointed City Attorney of the City of Greensboro. Further, the Mayor is authorized to enter into an employment agreement between the City of Greensboro and Charles D. Watts setting his annual salary at \$190,000 with an annualized executive compensation supplement of \$6,000 per year.

(Signed) Sharon Hightower

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

There were no items for discussion by the members of Council.

Matters to be presented by the City Manager

There were no items for discussion by the City Manager.

Matters to be presented by the City Attorney

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

Adjournment

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

THE CITY COUNCIL ADJOURNED AT 10:47 P.M.

ANGELA R. LORD
CITY CLERK

NANCY VAUGHAN
MAYOR