



City of Greensboro

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

Meeting Minutes - Draft City Council

Tuesday, April 4, 2017

5:30 PM

Council Chamber

Call to Order

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

Present: 9 - Mayor Nancy Vaughan, Mayor Pro-Tem Yvonne J. Johnson, Councilmember Mike Barber, Councilmember Marikay Abuzuaite, Councilmember Jamal T. Fox, Councilmember Sharon M. Hightower, Councilmember Nancy Hoffmann, Councilmember Justin Outling and Councilmember Tony Wilkins

Also present were City Manager Jim Westmoreland, City Attorney Tom Carruthers, and City Clerk Elizabeth H. Richardson.

Moment of Silence

The meeting opened with a moment of silence.

Pledge of Allegiance to the Flag

Mayor Pro-Tem Johnson recognized Councilmember Fox to lead the Pledge of Allegiance to the Flag.

Recognition of Courier

City Manager Jim Westmoreland recognized Kimberly Sowell of the Water Resources Department who served as Courier for the meeting.

Mayor Pro-Tem Johnson stated that Mayor Vaughan would be participating in tonight's meeting via telephone; and confirmed Mayor Vaughan was on the line.

Council Procedure for Conduct of the Meeting

Mayor Pro-Tem Johnson explained the Council procedure for conduct of the meeting.

I. CEREMONIAL AND/OR PRESENTATION ITEMS

1. [ID 17-0032](#) Resolution Recognizing Sunday, April 2, 2017 as World Autism Awareness Day

Mayor Pro-Tem Johnson read the resolution into the record; and stated staff would provide the resolution to the appropriate party.

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

Ayes, 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaite, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

66-17 RESOLUTION RECOGNIZING SUNDAY, APRIL 2, 2017 AS WORLD AUTISM AWARENESS DAY

WHEREAS, World Autism Awareness Day (WAAD) was adopted by the United Nations in 2007 to shine a light on autism as a growing global health concern and is celebrated annually on the 2nd day of April;

WHEREAS, WAAD activities increase and develop world awareness for autism and the impacts regarding the importance of early diagnosis and intervention;

WHEREAS, WAAD celebrates the talents and skills of persons with autism and is a day when individuals with autism are welcomed in community events around the globe;

WHEREAS, Autism is one of three health issues to be recognized by the United Nations with its own day;

WHEREAS, local Greensboro community members and parents started a non-profit organization called Autism Unbound which arranges social events for families; invests in Guilford County Schools autism programs; and offers support programs to those with autism in the community;

WHEREAS, Autism Unbound is dedicated to addressing the needs of advocacy, education, training, housing and support;

WHEREAS, Autism Unbound's mission is to enable persons affected by autism spectrum disorders to live more independent, full lives by embracing the future today;

WHEREAS, City Council is being requested to recognize Sunday, April 2, 2017 as World Autism Awareness Day.

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

That Sunday, April 2, 2017 is hereby recognized as World Autism Awareness Day.

(Signed) Marikay Abuzuaiter

2. [ID 17-0143](#) Resolution Recognizing the Week of April 9-15, 2017 as National Library Week

Mayor Pro-Tem Johnson read the resolution into the record; and presented the resolution to Library Director Brigitte Blanton.

Councilmember Wilkins recognized Willie Taylor in the audience; spoke to her work as a member of the Library Board; and stated he had appointed her as a lifetime member of the board.

Ms. Blanton showed a video highlighting the work of the Greensboro Public libraries; recognized the Library Board of Trustees and library staff in the audience; spoke to how libraries inspired reading; transformed lives in the communities they served; and spoke to the collaboration between the libraries and the community.

Dr. Carolyn Chappell provided a copy of the 2015-2016 Greensboro Public Library Annual Report; asked those persons involved with the libraries in the audience to stand; and thanked Council for the resolution.

Councilmember Hightower voiced appreciation for the libraries.

Dr. Matthew Chow highlighted his family's experiences at the public libraries; provided examples of how his children had utilized the library services; referenced a study he had done regarding services; spoke to the number of books his family had checked out over the years; to the impact the library had on his family; commended the services provided through the libraries; and reiterated that libraries transformed lives.

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

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

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

67-17 RESOLUTION RECOGNIZING THE WEEK OF APRIL 9– 15, 2017 AS NATIONAL LIBRARY WEEK 2017

WHEREAS, libraries are not just about what they provide for people, but how they assist in providing services to the community;

WHEREAS, libraries have long served as trusted and treasured institutions, and library workers and librarians fuel efforts to better their communities, campuses and schools;

WHEREAS, librarians are organizers and information experts who for centuries have guided people to the best information resources. Librarians provide the expertise and services that add meaning to the facts they provide;

WHEREAS, librarians continue to fulfill the role in leveling the playing field for all who seek information and access to technologies and the skills needed to thrive in the digital world;

WHEREAS, libraries and librarians look beyond the traditional roles by providing opportunities for community engagement and delivering new services that connect closely with patrons' needs;

WHEREAS, libraries and librarians open a world of possibilities through innovative STEAM Programing, Makerspaces, job-seeking resources and the power of reading;

WHEREAS, libraries provide equitable access to information for all users regardless of race, ethnicity, creed, ability, sexual orientation, gender identity or socio-economic status;

WHEREAS, libraries work to serve all community members by offering services and educational resources that transform communities, open minds and promote inclusion and diversity;

WHEREAS, libraries, librarians, library workers and supporters across America are celebrating National Library Week.

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

That it hereby recognizes the week of April 9-15, 2017 as National Library Week by encouraging all residents to visit the library and explore what is new at the library.

(Signed) Sharon Hightower

3. [ID 17-0168](#) Community Sustainability Council Annual Update

Fawn Finley, Chairman of the Community Sustainability Council (CSC) provided an update and highlights of what the Council had been working on; referenced an anticipated population increase by the year 2050; emphasized the need to start planning for the future today; stated that sustainability must be part of the City's legacy; and thanked Council for their support of the CSC.

Mayor Pro-Tem Johnson stated she looked forward to hearing about the impacts of the CSC's goals.

II. PUBLIC COMMENT PERIOD

Mayor Pro -Tem Johnson stated that three speakers that signed up this evening had spoken in the last thirty days; and would not be heard at this time.

Susan Farr, 2918 Liberty Road voiced concern with the City's investment in children's lives; stated she had spent time with Jose Charles; spoke to his character; emphasized the obligation to help a child in need; to protect children from injustice; referenced the actions of the District Attorney regarding Mr. Charles case; and asked Council to view the body worn camera footage of the Charles incident.

Anna Fesmire, 1400 West Cornwallis Drive stated she was speaking on behalf of the League of Women Voters

(LWV); spoke to the mission of the LWV; to social problems that impacted citizens; voiced the need for transparency in the conduct of government business; referenced the support of the purchase of body worn cameras; emphasized that Council had the power to shine light on the Charles issue; and asked Council to view the body worn camera footage of the incident.

Bulent Bediz, 808 Lexington Avenue referenced a handout he had provided to Council; spoke to work he had done in the Glenwood Neighborhood; requested that Council stay a demolition order for 808 Haywood Street; highlighted renovation plans for the structure; stated he was currently unable to move forward with the renovation; and requested additional time.

Discussion took place regarding if Council could take any action at this time; remedies for Mr. Bediz; and the role of the Minimum Housing Standards Commission (MHSC).

Assistant City Manager Barbara Harris provided the history of the case; stated that the City had granted Mr. Bediz an additional ten days on March 21st; and confirmed the case was moving forward as a result of Mr. Bediz's inaction.

City Attorney Tom Carruthers spoke to the role of the MHSC as a Quasi-Judicial Board; and verified Mr. Bediz would need to appeal to Superior Court.

Mr. Bediz stated he was seeking other legal representation at this time; and that he did not want to lose the house.

C.S. Critchfield, 3308 Gaston Road, spoke to Mr. Bediz's character; to the restoration craftsmanship of Mr. Bediz; voiced concern with the demolition of old buildings in the City; the need to utilize bond money to restore old structures; and asked Council to grant Mr. Bediz more time.

Councilmember Hightower asked if the time limit for Mr. Bediz had expired; how long the case had been before the MHSC; and how much time had been spent working with Mr. Bediz to resolve the issue.

Assistant City Manager Harris confirmed it had been over a year since the order was entered; voiced the process for staff to have properties change hands and renovated; referenced complaints from neighbors regarding the safety issue of the structure; and reminded Council that the case had been ongoing for about three years.

Discussion took place regarding the role of the MHSC; the appeal process; and what action, if any, Council was authorized to take.

City Attorney Carruthers confirmed that Mr. Bediz could go to Superior Court.

Councilmember Wilkins left the meeting at 7:06 p.m. and returned at 7:10 p.m.

Isabelle Moore, 1005 Lexington Avenue stated she knew the Jose Charles family; emphasized that his mother was trying to protect him; spoke to Operation Transparency; to getting 523 signatures on a petition this week; asked that Council direct Police Chief Scott to reach out to the District Attorney in the case; requested Council to take the next steps to initiate the viewing of the body worn camera footage; and spoke to the ruling of the Police Citizens Review Board (PCRB).

Katie Rainwater, 615 South Mendenhall Street requested that the charges against Jose Charles be removed; spoke to Council's role as elected officials; to the need for transparency and accountability; spoke to the review of the evidence.

Mayor Pro-Tem Johnson asked about the authority of Council; and if there was any process for staying a decision until Council had reviewed the video.

City Attorney Carruthers advised that Council had requested to see the Charles video at the conclusion of the PCRB process; stated a motion had been filed to allow the video footage to be reviewed by Council in a closed session; confirmed that an elected body could not prosecute or control prosecution; that the authority remained

with the District Attorney's office, not the municipal government; spoke to the Juvenile Court's authority; and added that Jose Charles could apply for expungement once he had reached the age of 18. City Attorney Carruthers outlined the authority of the police department; stated it was the authority of a judge to dismiss a case; and verified he would follow Council's direction.

Discussion ensued regarding the Court granting Council the authority to review the video; that the City's request was scheduled to be heard on April 17th; the need to allow the PCRB process to be completed; the time frame for Police Chief Scott to appear before the PCRB; and the need to wait for the PCRB to render an opinion.

Charles Coates, 5939 West Friendly Avenue. Apt. 32G expressed displeasure with Council returning to open session late; voiced that what had happened to Jose Charles was a traumatizing experience; was an abusive situation; spoke to the history of abuse towards young black males; and emphasized that it was his hope that Council would address the issue.

Kimberly Holt, 718 Marsh Street spoke to the change in secondary employment of police officers; referenced the City's core values; the quality of life for everyday people; stated the community should have been involved in the decision; stated the business community had no interaction with the committee making the change; and requested that the service be continued.

Discussion took place regarding Deputy Chief Joel Cranford reaching out to Ms. Holt; whether anyone had spoken with Ms. Holt prior to the change; issues in Smith and Hampton Homes should the service be discontinued; length of time an officer had been provided for the area; cost for said officers; Council not being informed of the issue until this evening; and a request for City Manager Westmoreland to have a representative from the Police Department meet with Ms. Holt to answer her questions.

Joe Wood, 4103 Walker Avenue provided an overview of and voiced concerns regarding an accident he was involved in with a City garbage truck on Friday, February 17th; voiced concerns with the incident; referenced conversations he had with Assistant City Attorney John Roseboro; the letter he had received from Sterling Adjustment Company; spoke to the lack of a response from the City Attorney's office; and asked the City to readdress the issue.

Discussion took place regarding a description of what occurred; clarification as to the location of the accident; and what the City could do to resolve Mr. Wood's issue.

City Attorney Carruthers advised that the communication failure was his responsibility; spoke to the process for Sterling Adjustment; to his objective when providing information about the matter to his staff; confirmed the actions of his office did not ensure that Mr. Wood received a timely response; and advised that his office would follow up with Mr. Wood.

Gary Kenton, 1508 Worthington Place spoke to the history of the Scales brothers and Yourse cases; stated he had been working with Jose Charles; had attended the Juvenile Court hearing; spoke to alternative options; a false argument used by the judge; asked that the Council view the video which was a violation of Mr. Charles' civil rights; and spoke to the actions of Police Chief Scott with regard to the incident.

Amy Murphy, 1220 Lakewood Drive provided a quote; voiced that Greensboro had an opportunity to work together as one community; the need to solve problems on a local level; emphasized that the most important building block of the community was trust; and asked Council to bring trust back into the community.

Councilmember Hightower responded that Council had already addressed some of the issues; understood the legality; spoke to setting a precedent; stated she would like to see the Council move forward; and voiced the need to get a resolution to the issue.

City Attorney Carruthers responded that he served at the direction of Council.

III. CONSENT AGENDA (One Vote)

Mayor Pro-Tem Johnson asked if anyone wished to remove any items from the Consent Agenda. There were no items removed.

Moved by Councilmember Fox, seconded by Councilmember Wilkins. The motion to adopt the consent agenda was adopted by voice vote.

4. [ID 17-0045](#) Resolution Authorizing Reimbursement Agreement Between SHVF Olympic, LLC and the City of Greensboro

68-17 RESOLUTION AUTHORIZING REIMBURSEMENT AGREEMENT BETWEEN SHVF OLYMPIC, LLC AND THE CITY OF GREENSBORO

WHEREAS, SHVF Olympic, LLC owns property at 1601 Yanceyville Street which is being developed at the former Olympic Mill site;

WHEREAS, pursuant to Section 2-91 of the City's Code of Ordinances, the City may approve reimbursement agreements with private developers and property owners for the design and construction of municipal infrastructure including greenways, trails, and other associated facilities;

WHEREAS, the reimbursement agreement is for the construction of Phase 1 of the proposed North Buffalo Creek Greenway;

WHEREAS, the Developer and the City anticipate entering into a future agreement for the construction of Phase 2 of the Greenway and additional collaboration for the design of Phase 3 and Phase 4 of the Greenway.

WHEREAS, the reimbursement agreement has been reviewed and agreed up on by both parties;

WHEREAS, the Developer has agreed to general City contracting requirements;

WHEREAS, funding for the reimbursement agreement in the amount not to exceed \$500,000 is available in account number 453-5006-01 (2006 Bond Fund - Trail System Expansion).

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

(1) Pursuant to Section 2-91 of the City Code of Ordinances that the City Council finds that the cost to the City will not exceed the estimated cost of providing for the municipal infrastructure through either eligible force account qualified labor or through a public contract, or that the coordination of separately constructed municipal infrastructure with the associated private development would be impracticable.

(2) That the City Manager and City Clerk are authorized to execute a reimbursement agreement between the SHVF Olympic, LLC "Self Help Venture Funds" and the City of Greensboro for the construction of Phase 1 of the proposed North Buffalo Creek Greenway with funding in the amount not to exceed \$500,000.

(Signed) Jamal Fox

5. [ID 17-0145](#) Resolution Calling a Public Hearing for April 18, 2017 on the Annexation of Territory into the Corporate Limits for the Property Located at 518 and 522 Kallamdale Road - 3.75-Acres

69-17 RESOLUTION CALLING A PUBLIC HEARING FOR APRIL 18, 2017 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PROPERTY LOCATED AT 518 AND 522 KALLAMDALE ROAD – 3.75 ACRES

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

WHEREAS, Chapter 160A, Section 31 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 4th day of April, 2017, the following ordinance was

introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 518 AND 522 KALLAMDALE ROAD – 3.75 ACRES)

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

Beginning at a point in the existing Greensboro corporate limits (as of December 31, 2016), said point being a corner on City of Greensboro Annexation Drawing D-2410, said point also being in the eastern line of Treybrooke Village Apartments, Phase II, as recorded at Plat Book 134, Page 7; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS along said eastern line the following three courses and distances: 1) N 02° 17' 11" E 42.00 feet to a point, 2) N 87° 08' 54" E 202.82 feet to Stone's northeast corner, and 3) N 09° 21' 47" W 118.03 feet to a point in the south right-of-way line of W. Elmsley Drive; thence with said right-of-way line, also being along the northern and eastern lines of property of Wayne E. and Cathy S. Shepherd, as recorded at Deed Book 4468, Page 143, the following two courses and distances: 1) N 88° 36' 58" E 237.92 feet to a point and 2) S 02° 10' 11" E 24.16 feet to a point; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with Shepherd's eastern line S 00° 01' 59" E 169.82 feet to an existing iron pin; thence with said line S 00° 01' 33" W 215.11 feet to an axle in the north right-of-way line of Kallamdale Road; thence with said right-of-way line S 86° 01' 11" W 251.43 feet to the southeast corner of property of Robert Henry Stone, Jr. and Cheryl Ozment Stone, as recorded at Deed Book 4244, Page 2975; thence continuing with said right-of-way line S 83° 11' 24" W 102.63 feet to a point; thence continuing with said right-of-way line S 74° 27' 30" W 101.75 feet to an existing iron pin at Stone's southwest corner; thence with Stone's western line N 02° 00' 00" E 299.96 feet to the point and place of BEGINNING, containing approximately 3.75 acres.

All deeds and plats referred to hereinabove are recorded in the Office of the Register of Deeds of Guilford County.

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

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

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

Section 5. From and after April 18, 2017, the liability for municipal taxes for the 2016-2017 fiscal year shall be prorated on the basis of 2/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2017. Municipal ad valorem taxes for the 2017-2018 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

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

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

That Tuesday, April 18, 2017 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 April 8, 2017.

(Signed) Jamal Fox

6. [ID 17-0054](#) Resolution Calling a Public Hearing for April 18, 2017 on the Annexation of Territory into the Corporate Limits for the Property Located at 5805 West Gate City Boulevard - 1.6-Acres

70-17 RESOLUTION CALLING A PUBLIC HEARING FOR APRIL 18, 2017 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PROPERTY LOCATED AT 5805 WEST GATE CITY BOULEVARD – 1.6 ACRES

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

WHEREAS, Chapter 160A, Section 31 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 4th day of April 2017, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 5805 WEST GATE CITY BOULEVARD – 1.6 ACRES)

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

BEGINNING at a point in the existing Greensboro city limit line (as of December 31, 2016), said point being the intersection of the northwest right-of-way line of W. Gate City Boulevard and the northeast line of Lot 26 of Jno. A. Suits Homeplace, as recorded at Plat Book 13, Page 43 in the Office of the Register of Deeds; THENCE DEPARTING FROM THE EXISTING CITY LIMITS in a southwesterly direction along said right-of-way line approximately 100 feet to a point on the Jamestown satellite town limits; thence with the existing Jamestown satellite town limits in a southeasterly direction to a corner in said town limits; thence continuing with said town limits in a southwesterly direction approximately 100 feet to a corner in said town limits; thence departing from said town limits in an easterly direction approximately 80 feet to the westernmost corner of Lot 109 on Sheet "A" of Section Three of Sedgefield, as recorded at Plat Book 13, Page 43 in the Office of the Register of Deeds; thence S 49° 03' E approximately 400 feet along the southwest line of said Lot 109 to the southernmost corner of said Lot 109, a point in the existing Greensboro city limits; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS N 39° 00' 26" E approximately 130 feet with the southeast line of said Lot 109 to the southernmost corner of Lot 110 of said subdivision; thence N 49° 03' W approximately 380 feet along the southwest line of said Lot 110 to a point on the former southeast right-of-way line of High Point Road (now W. Gate City Boulevard); thence in a northeasterly direction 30 feet along said right-of-way line to a point; thence in a northwesterly direction, crossing W. Gate City Boulevard, approximately 100 feet to the point and place of BEGINNING, containing approximately 1.6 acres.

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

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

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

Section 5. From and after April 18, 2017, the liability for municipal taxes for the 2016-2017 fiscal year shall be prorated on the basis of 2/12 of the total amount of taxes that would be due for the entire fiscal year. The due

date for prorated municipal taxes shall be September 1, 2017. Municipal ad valorem taxes for the 2017-2018 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

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

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

That Tuesday, April 18, 2017 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 April 8, 2017.

(Signed) Jamal Fox

7. [ID 17-0137](#) Ordinance in the Amount of \$645 Amending State, Federal and Other Grants Fund Budget for the Additional Appropriation of Bureau of Alcohol, Tobacco, Firearms & Explosives (ATF) Grant Funds

17-28 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE ADDITIONAL APPROPRIATION OF BUREAU OF ALCOHOL, TOBACCO, FIREARMS & EXPLOSIVES (ATF) GRANT FUNDS

Section 1

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

That the State, Federal, and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the State, Federal and other Grants Fund be increased as follows:

Account name – FY 2014-15 Violent Crimes Task Force

Account	Description	Amount
220-3507-04.4221	Premium Pay	\$ 385
220-3507-04.4520	Retirement Contribution	\$ 260
TOTAL:		\$ 645

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

Account	Description	Amount
220-3507-04.7100	Federal Grant Award	\$ 645
TOTAL:		\$ 645

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Jamal Fox

8. [ID 17-0225](#) Budget Adjustments Requiring Council Approval 3/14/17-3/27/17

Motion to approve the budget adjustments of March 14 - March 27, 2017 over the amount of \$50,000 was adopted.

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

9. [ID 17-0224](#) Budget Adjustments Approved by Budget Officer 3/14/17-3/27/17

Motion to accept the report of budget adjustments of March 14 - 27, 2017 was adopted.

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

10. [ID 17-0210](#) Motion to Approve the Minutes of the Work Session of March 7, 2017

Motion to approve the minutes of the Work Session of March 7, 2017 was adopted.

11. [ID 17-0211](#) Motion to Approve the Minutes of the Regular Meeting of March 7, 2017

Motion to approve the minutes of the Regular meeting of March 7, 2017 was adopted.

IV. PUBLIC HEARING AGENDA

There were no public hearing items for the agenda.

V. GENERAL BUSINESS AGENDA

12. [ID 17-0158](#) Resolution Providing for the Sale and Issuance of a Not to Exceed \$50,000,000 General Obligation Public Improvement Bond Anticipation Note, Series 2017A

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

Ayes, 9 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaite, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

71-17 The City Council of the City of Greensboro, North Carolina met in a regular meeting in the Council Chambers in the Melvin Municipal Office Building located at 300 West Washington Street in Greensboro, North Carolina, the regular place of meeting, at 5:30 p.m. on April 4, 2017.

Present: Mayor Nancy B. Vaughan, Mayor Pro-Tem Yvonne J. Johnson, presiding, Councilmembers Mike Barber, Marikay Abuzuaite, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins.

Absent: None.

Also Present: Also present were City Manager Jim Westmoreland, City Attorney Tom Carruthers, and City Clerk Elizabeth H. Richardson.

* * * * *

Mayor Pro-Tem Johnson introduced the following resolution the title of which was read and summarized by the Finance Director and a copy of which had been previously distributed to each Council Member:

RESOLUTION PROVIDING FOR THE SALE AND ISSUANCE OF A NOT TO EXCEED \$50,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND ANTICIPATION NOTE, SERIES 2017A

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

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

(a) An order authorizing \$134,000,000 Street Bonds of the City (the "Street Bonds") was adopted by the City Council of the City on July 16, 2008, which order was approved by the vote of a majority of the qualified voters of the City who voted thereon at a referendum duly called and held on November 4, 2008. The City Council of the City adopted an order on February 4, 2014 extending the time to issue the Street Bonds from seven to ten years

from November 4, 2008, which order has taken effect.

(b) An order authorizing \$20,000,000 Parks and Recreational Facilities Bonds of the City (the "Park Bonds") was adopted by the City Council of the City on July 16, 2008, which order was approved by the vote of a majority of the qualified voters of the City who voted thereon at a referendum duly called and held on November 4, 2008. The City Council of the City adopted an order on February 4, 2014 extending the time to issue the Park Bonds from seven to ten years from November 4, 2008, which order has taken effect.

(c) An order authorizing \$20,000,000 Natural Science Center Bonds of the City (the "Natural Science Center Bonds") was adopted by the City Council of the City on June 16, 2009, which order was approved by the vote of a majority of the qualified voters of the City who voted thereon at a referendum duly called and held on November 3, 2009. The City Council of the City adopted an order on September 6, 2016 extending the time to issue the Natural Science Center Bonds from seven to ten years from November 3, 2009, which order has taken effect.

(d) The City has heretofore issued \$27,963,152 of the Street Bonds, \$14,759,464 of the Park Bonds and \$11,795,698 of the Natural Science Center Bonds, and there remains \$106,036,848 of the Street Bonds, \$5,240,536 of the Park Bonds and \$8,204,302 of the Natural Science Center Bonds that are authorized to be issued.

(e) It is necessary to issue (i) not to exceed \$37,500,000 of notes at this time in anticipation of the receipt of the proceeds of the sale of a like amount of the Street Bonds; (ii) not to exceed \$5,000,000 of notes at this time in anticipation of the receipt of the proceeds of the sale of a like amount of the Park Bonds; and (iii) not to exceed \$7,500,000 of notes at this time in anticipation of the receipt of the proceeds of the sale of a like amount of the Natural Science Center Bonds.

(f) It is in the best interest of the City to consolidate said notes for the purposes of sale into a single note.

(g) PNC Bank, National Association (the "Purchaser") has agreed to purchase said note for a purchase price equal to the par amount of said note in accordance with the terms of the Note Purchase Agreement (hereinafter defined) by advancing the purchase price thereof as described in Section 2 hereof.

(h) The Local Government Commission has approved the private sale and issuance of said note in accordance with the provisions of Article 9 of Chapter 159 of the General Statutes of North Carolina, as amended.

Section 2. In anticipation of the receipt of the proceeds of the sale of a like amount of bonds, the City hereby authorizes the issuance of a not to exceed \$50,000,000 negotiable note of the City, which note shall be designated "General Obligation Public Improvement Bond Anticipation Note, Series 2017A" (the "Note"), shall be dated as of the date of delivery thereof, shall mature, subject to prior redemption, on November 1, 2018 (the "Maturity Date").

The Note shall be in the form of a single note and shall be initially registered as to principal and interest in the name of the Purchaser. The Note shall evidence the advance of funds by the Purchaser in amounts to be determined by the Finance Director of the City from time to time, and shall bear interest at a variable rate as hereinafter provided. The principal of and the interest on the Note shall be payable in any coin or currency of the United States of America which is legal tender for the payment of public and private debts on the respective dates of payment thereof.

The City may request the Purchaser to make advances of the proceeds of the Note to the City from time to time in accordance with the terms set forth in the Note Purchase Agreement up to the aggregate principal amount of \$50,000,000 (such amounts advanced from time to time being hereinafter sometimes referred to as the "Amount Advanced"). The proceeds of each advance of Note proceeds shall be applied to pay or reimburse the City for costs of the various projects authorized by the Street Bonds, the Park Bonds and the Natural Science Center Bonds and the fees and expenses incurred in connection with the sale or issuance of the Note. The City shall not submit requests to the Purchaser for advances of Note proceeds in amounts less than \$200,000 nor more frequently than three times during any calendar month, and no requests for advances of Note proceeds shall be submitted later than three Business Days prior to the Maturity Date. Within four (4) Business Days of requesting an advance of Note proceeds, the City shall give the Local Government Commission notice by electronic means

of each such request, which notice obligation shall survive any purchase, transfer, or assignment of the Note.

The Note shall constitute a non-revolving line of credit. Any proceeds advanced by the Purchaser under the Note that are subsequently repaid shall permanently reduce the amount remaining available to be advanced under the Note.

The City hereby authorizes the Purchaser to endorse on the schedule attached to the Note the amount of each advance made by the Purchaser to the City thereunder and the date that such advance is made (which notation may either be made on the physical note certificate held by the Purchaser or electronically in the Purchaser's system); provided, however, that any failure by the Purchaser to make any such endorsement or notation shall not affect the obligations of the City under the Note with respect to repayment of the Amount Advanced. Unless otherwise redeemed in whole or in part prior to the Maturity Date as hereinafter provided, the City shall pay to the Purchaser on the Maturity Date the Amount Advanced to the City pursuant to the Note Purchase Agreement. The Purchaser shall provide to the City written evidence by electronic means of the date and amount of each Amount Advanced pursuant to the Note Purchase Agreement within five (5) Business Days of the making of each such advance. The Note shall bear, and the City shall pay interest from the date of the Note on the outstanding principal amount thereof (equal to the Amount Advanced less any portion of the Amount Advanced that had previously been paid or redeemed) at the Interest Rate (hereinafter defined), calculated on the basis of a year of 360 days and the actual days elapsed.

Accrued (and theretofore unpaid) interest on the outstanding principal of the Note for the immediately preceding Interest Rate Period shall be due and payable (i) in arrears on the first Business Day of each calendar month, commencing May 1, 2017, and (ii) on the date when the principal of the Note shall be due (whether at maturity or by redemption prior to maturity), but only to the extent accrued. Each such date for the payment of interest is hereinafter called an "Interest Payment Date."

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

"Base Rate" means the higher of (a) the Prime Rate and (b) the sum of the Federal Funds Open Rate plus fifty (50) basis points (0.50%), rounded to the sixth decimal place as necessary. If and when the Base Rate (or any component thereof) changes, the interest rate on the Note shall automatically change without notice to the City, effective on the date of any such change.

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

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

"Default Rate" means the higher of (a) the Base Rate plus three percent (3.00%) per annum and (b) the Maximum Interest Rate.

"Federal Fund Open Rate" means, for any day, the rate per annum (based on a year of 360 days and actual days elapsed) which is the daily federal funds open rate as quoted by ICAP North America, Inc. (or any successor) as set forth on the Bloomberg Screen BTMM for that day opposite the caption "OPEN" (or on such other substitute Bloomberg Screen that displays such rate), or as set forth on such other recognized electronic source used for the purpose of displaying such rate as selected by the registered owner of the Note (an

"Alternate Source") (or if such rate for such day does not appear on the Bloomberg Screen BTMM (or any substitute screen) or on any Alternate Source, or if there shall at any time, for any reason, no longer exist a Bloomberg Screen BTMM (or any substitute screen) or any Alternate Source, a comparable replacement rate determined by the registered owner of the Note at such time (which determination shall be conclusive absent manifest error); provided however, that if such day is not a Business Day, the Federal Funds Open Rate for such day shall be the "open" rate on the immediately preceding Business Day. The rate of interest charged shall be adjusted as of each Business Day based on changes in the Federal Funds Open Rate without notice to the City. If the Federal Funds Open Rate shall be less than zero, such rate shall be deemed to be zero for purposes hereof.

"Index Rate" means a per annum rate of interest established on the Closing Date and on each LIBOR Index Reset Date equal to the sum of (a) the product of (i) the LIBOR Index multiplied by (ii) 68.5% plus (b) thirty-two basis points (0.32%), rounded to the sixth decimal place as necessary.

"Interest Rate" means with respect to each Interest Rate Period, a per annum rate of interest equal to the Index Rate; provided, however, that (a) upon a Determination of Taxability (as defined in the Note Purchase Agreement), the Note shall bear interest during the Taxable Period (as defined in the Note Purchase Agreement) at a rate equal to the Taxable Rate and (b) upon the occurrence and during the continuation of a Default Event (as defined in the Note Purchase Agreement), the Interest Rate shall be a per annum rate of interest equal to the Default Rate; and provided further that in no event shall the Interest Rate exceed the Maximum Interest Rate during any Interest Rate Period.

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

"LIBOR Index" means, for each LIBOR Index Reset Date, the interest rate per annum, determined by the registered owner of the Note, equal to the London Interbank Offered Rate, or a comparable or successor rate which rate is approved by the registered owner of the Note, as published on the applicable Bloomberg screen page (or other commercially available source providing such quotations as may be designated by the registered owner of the Note from time to time) at or about 11:00 a.m., London time, two Business Days prior to such date for U.S. Dollar deposits with a term of one month commencing that day; provided, however, that (a) to the extent that 11:00 a.m., London time, on such Business Day is not a London Banking Day, the LIBOR Index shall be determined on the immediately preceding London Banking Day, (b) to the extent a comparable or successor rate is approved by the registered owner of the Note in connection herewith, the approved rate shall be applied in a manner consistent with market practice or, to the extent such market practice is not administratively feasible, such approved rate shall be applied in a manner as otherwise reasonably determined by the registered owner of the Note and (c) if the LIBOR Index shall be less than zero, such rate shall be deemed to be zero for purposes hereof. For purposes of this definition, a "London Banking Day" is a day on which banks in London are open for business and dealing in offshore dollars.

"LIBOR Index Reset Date" means the first Business Day of each calendar month commencing May 1, 2017.

"Maturity Date" means November 1, 2018.

"Maximum Lawful Rate" means the maximum, non-usurious, lawful rate of interest that may be contracted for, charged or received in connection with the Note under applicable law without regard to any filing made by the registered owner of the Note with respect to notice of rates in excess of any statutory or regulatory threshold interest rate.

"Maximum Interest Rate" means the lesser of (a) twenty-five percent (25%) per annum and (b) the Maximum Lawful Rate.

"Prime Rate" means the rate publicly announced by the Purchaser from time to time as its prime rate. The Prime Rate is determined from time to time by the Purchaser as a means of pricing some loans to its borrowers. The Prime Rate is not tied to any external rate of interest or index, and does not necessarily reflect the lowest rate of interest actually charged by the Purchaser to any particular class or category of customers. Any change in such rate announced by the Purchaser shall take effect at the opening of business on the day specified in the public announcement of such change.

"Taxable Rate" means a per annum rate of interest equal to the product of the Interest Rate multiplied by the Taxable Rate Factor, rounded to the sixth decimal place as necessary.

"Taxable Rate Factor" means the amount by which the Interest Rate must be multiplied to achieve the equivalent taxable rate, assuming that the interest on the Note is subject to federal income tax at the highest marginal corporate tax rate then in effect. The determination of the Taxable Rate Factor by the registered owner of the

Note shall be deemed conclusive and binding on the City absent manifest error.

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

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

Section 3. The Note shall bear the manual or facsimile signatures of the Mayor or the City Manager of the City and the Clerk or any Deputy Clerk of the City, and the official seal or a facsimile of the official seal of the City shall be impressed or imprinted, as the case may be, thereon.

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

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

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

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

No. R-__ Not to Exceed \$50,000,000
United States of America
State of North Carolina

CITY OF GREENSBORO, NORTH CAROLINA
GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND ANTICIPATION NOTE
SERIES 2017A

The City of Greensboro (the "City"), a municipal corporation existing under the laws of the State of North Carolina, is justly indebted and for value received hereby promises to pay, but solely from the sources and in the manner hereinafter provided, to PNC Bank, National Association (the "Purchaser"), or registered assigns or legal representative, the principal sum of \$50,000,000 or so much thereof as may be advanced and remains outstanding from time to time hereafter as the Amount Advanced (hereinafter defined) on November 1, 2018 (the "Maturity Date") or the date of any redemption of any portion of this Note prior to the Maturity Date, together with interest thereon from the date hereof until paid in full at the Interest Rate (hereinafter defined). The amount of proceeds of this Note advanced to the City by the purchaser from time to time (the "Amount Advanced") shall be endorsed on the schedule attached hereto and incorporated by reference herein on each date that such an advance is made by the Purchaser or otherwise notated electronically in the Purchaser's system; provided, however, that any failure by the Purchaser to make any such endorsement or notation shall not affect the obligation of the City to repay the amount so advanced with interest thereon as provided herein. Interest on the outstanding principal of this Note from time to time outstanding shall accrue as set forth in the Resolution (hereinafter defined) and shall be due and payable (i) in arrears on the first Business Day of each calendar month,

commencing May 1, 2017, and (ii) on the date when the principal of this Note shall be due (whether at maturity or upon prior redemption hereof), but only to the extent accrued.

The principal of and the interest on this Note shall be payable in any coin or currency of the United States of America which is legal tender for the payment of public and private debts on the respective dates of payment thereof. Upon the final payment of principal of this Note, this Note shall be presented and surrendered to the office of the Finance Director of the City in Greensboro, North Carolina (the "Note Registrar") for cancellation.

For the prompt payment hereof, both principal and interest as the same shall become due, the faith and credit of the City are hereby irrevocably pledged.

This Note is given for money borrowed in the Amount Advanced in anticipation of the receipt of the proceeds of the sale of a like amount of General Obligation Public Improvement Bonds, duly authorized by orders adopted by the City Council of the City on July 16, 2008 and June 16, 2009 (and extended by orders adopted by the City Council of the City on February 4, 2014 and September 6, 2016, respectively), which orders were approved by the vote of a majority of the qualified voters of the City who voted thereon at referenda duly called and held on November 4, 2008 and November 3, 2009, and a resolution duly adopted by the City Council of the City on April 4, 2017 (the "Resolution"). This Note is being issued for the purpose of providing funds, together with any other available funds, to (i) pay the costs of certain streets, parks and recreation and natural science center improvements and (ii) pay the fees and expenses incurred in connection with the sale and issuance of this Note. This Note is issued pursuant to and in full compliance with The Local Government Bond Act, as amended, and Article 9, as amended, of the General Statutes of North Carolina. All capitalized terms used herein and not otherwise defined shall have the meanings given such terms in the Resolution.

This Note shall be subject to redemption prior to the Maturity Date at the option of the City, from any moneys that may be made available for such purpose, either in whole or in part on any date, at a redemption price equal to 100% of the outstanding principal of this Note to be redeemed, plus accrued interest thereon to the redemption date. The City shall cause the Note Registrar to provide notice of such redemption to the registered owner of this Note not less than thirty (30) days prior to date so fixed for redemption by first-class mail, postage prepaid, or otherwise as permitted by the registered owner of this Note (unless otherwise waived by the registered owner of this Note).

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

On the date designated for redemption, notice having been given as aforesaid, this Note or portion thereof to be redeemed shall become due and payable at the redemption price provided for redemption on such date plus accrued interest to such redemption date.

The Note Registrar shall keep at his or her office the books of the City for the registration of transfer of this Note. The transfer of this Note may be registered only upon such books and as otherwise provided in the Resolution upon the surrender hereof to the Note Registrar, together with an assignment duly executed by the registered owner hereof or his attorney or legal representative in such form as shall be satisfactory to the Note Registrar. Upon any such registration of transfer, the Note Registrar shall deliver in exchange for this Note a new Note registered in the name of the transferee in an aggregate principal amount equal to the principal amount of this Note, of the same maturity and bearing interest at the same rate. Notwithstanding the foregoing, the Note Registrar shall not register the transfer of this Note to any person or entity other than a bank, insurance company or similar financial institution or any other entity approved by the Local Government Commission.

This Note may not be exchanged for any denomination other than the outstanding principal amount thereof. It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North

Carolina to happen, exist and be performed precedent to and in the issuance of this Note have happened, exist and have been performed in regular and due form and time as so required, and that the total indebtedness of the City, including this Note, does not exceed any constitutional or statutory limitation thereon.

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

IN WITNESS WHEREOF, the City of Greensboro, North Carolina, pursuant to a resolution adopted by its City Council, has caused this Note to be signed by its [Mayor][City Manager] and its [Deputy] City Clerk and its official seal to be impressed hereon, all as of the 4th day of April, 2017.

[Do not sign]

[Mayor][City Manager]

[SEAL]

[Do not sign]

[Deputy] City Clerk

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

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

[Do not sign]

Greg C. Gaskins

Secretary, Local Government Commission

CERTIFICATE OF AUTHENTICATION

This Note is issued under the provisions of the within-mentioned Resolution.

[Do not sign]

Finance Director, as Note Registrar

Date of authentication: _____

ASSIGNMENT

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

Dated: _____

In the presence of:

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

SCHEDULE OF ADVANCES

DATE ADVANCED	AMOUNT ADVANCED	AMOUNT REDEEMED PRIOR TO MATURITY	OUTSTANDING	AMOUNT
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Section 4. The Note shall be subject to redemption prior to the Maturity Date at the option of the City, from any moneys that may be made available for such purpose, either in whole or in part on any date, at a redemption price equal to 100% of the outstanding principal of the Note to be redeemed, plus accrued interest thereon to the redemption date. The City shall cause the Note Registrar to provide notice of such redemption to the registered owner of the Note not less than thirty (30) days prior to date so fixed for redemption by first-class mail, postage prepaid, or otherwise as permitted by the registered owner of the Note (unless otherwise waived by the registered owner of the Note). A copy of such notice shall also be given by first class mail, postage prepaid to the Local Government Commission; provided, however, that failure to give such notice to the Local Government Commission or any defect therein shall not affect the sufficiency of the proceedings for redemption.

Any notice of redemption may state that the redemption to be effected is conditioned upon the receipt by the Note Registrar on or prior to the redemption date of moneys sufficient to pay the redemption price of and interest on the Note to be redeemed, and that if such moneys are not so received, such notice shall be of no force or effect and the Note or portion thereof to be redeemed shall not be required to be redeemed. In the event that such

notice contains such a condition and moneys sufficient to pay the redemption price of and interest on the Note are not received by the Note Registrar on or prior to the redemption date, the redemption shall not be made, and the Note Registrar shall within a reasonable time thereafter give notice to the registered owner of the Note, in the manner in which the notice of redemption was given, that such moneys were not so received.

On the date designated for redemption, notice having been given as aforesaid, the Note or portion thereof to be redeemed shall become due and payable at the redemption price provided for redemption on such date plus accrued interest to such redemption date.

Section 5. The transfer of the Note may be registered only upon the registration books of the City upon the surrender thereof to the Note Registrar, together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Note Registrar. Upon any such registration of transfer, the Note Registrar shall deliver in exchange for the Note a new Note, registered in the name of the transferee, in an aggregate principal amount equal to the principal amount of the Note. Notwithstanding the foregoing, the Note may only be transferred to a bank, insurance company or similar financial institution or any other entity approved by the Local Government Commission. The Note may not be exchanged for any denomination other than the outstanding principal amount thereof.

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

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

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

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

Section 7. The proposal set forth in the Note Purchase and Advance Agreement, to be dated as of the date of delivery thereof (the "Note Purchase Agreement"), among the Local Government Commission, the City and the Purchaser, the form of which is presented at this meeting, providing for the purchase of the Note by the Purchaser at a purchase price equal to 100% of the Amount Advanced pursuant to the Note, subject to the approval thereof by the Local Government Commission, is hereby approved. The Local Government Commission is hereby requested to sell and award the Note to the Purchaser on behalf of the City, subject to the approval of the City, in accordance with the terms of the Note Purchase Agreement. The Mayor, the City Manager and the Finance Director of the City are each hereby individually authorized and directed in the name and on behalf of the City to execute and deliver the Note Purchase Agreement in substantially the form presented, together with such modifications as the officer executing and delivering the Note Purchase Agreement, with the advice of counsel, may deem necessary and appropriate, such execution and delivery to be conclusive

evidence of the approval and authorization in all respects of the form and content thereof.

Section 8. In the event that it is necessary to modify the terms and provisions of this resolution as it relates to the particular terms and provisions of the Note, the City Manager and the Finance Director of the City shall be authorized to approve any such modifications, which modifications shall be evidenced by a certificate executed and delivered by the City Manager or the Finance Director on the Closing Date; provided, however, that any such modifications shall be consistent with the general tenor of this resolution; and provided further that such modifications shall not increase the authorized principal amount of the Note, extend the final Maturity Date of the Note or materially increase the interest rate to be borne by the Note.

Section 9. Womble Carlyle Sandridge & Rice, LLP is hereby approved to serve as bond counsel to the City and DEC Associates, Inc. is hereby approved to serve as financial advisor to the City in connection with the authorization, sale and issuance of the Note. Any actions heretofore take by the officers of the City in connection therewith are hereby ratified and approved.

Section 10. The Mayor, the City Manager, the Finance Director, the Clerk to the City Council and the City Attorney, and their respective deputies or assistants, are hereby authorized and directed to take such other actions and to execute and deliver such other documents, certificates, undertakings, agreements or other instruments as may be necessary or appropriate to effectuate the sale and issuance of the Note in a manner consistent with the terms of this resolution.

Section 11. This resolution shall take effect immediately upon its adoption.

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

Upon motion of Council Member Mike Barber, seconded by Council Member Justin Outling, the foregoing resolution entitled "RESOLUTION PROVIDING FOR THE SALE AND ISSUANCE OF A NOT TO EXCEED \$50,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND ANTICIPATION NOTE, SERIES 2017A" was adopted by the following vote:

Ayes: Mayor Nancy B. Vaughan, Mayor Pro-Tem Yvonne J. Johnson, presiding, Councilmembers Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins.

Noes: None.

* * * * *

I, Elizabeth H. Richardson, City Clerk of the City of Greensboro, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and accurate copy of so much of the proceedings of the City Council of said City at a regular meeting duly called and held on April 4, 2017, as relates in any way to the adoption of the foregoing resolution providing for the sale and issuance of a general obligation public improvement bond anticipation note of said City.

I DO HEREBY FURTHER CERTIFY that proper notice of such regular meeting was given as required by North Carolina law.

WITNESS my hand and the official seal of said City this 6th day of April, 2017.

City Clerk
[SEAL]

(Signed) Mike Barber

13. [ID 17-0161](#) Resolution Authorizing City of Greensboro to Establish an Irrevocable Local Government Law Enforcement Special Separation Allowance ("LEOSSA") Trust, Appoint Trustees and Contribute to the Ancillary Governmental Participant Investment Program ("Program") Established by the North Carolina Department of State Treasurer for

the Purpose of Accumulating Funds to Pay Special Separation Allowance Benefits to Eligible Law Enforcement Officers as Permitted by North Carolina General Statutes ("NCGS") Section 147-69.2 or 147-69.5

Councilmember Hightower asked for clarification on the item.

Senior Financial Service Manager Marlene Druga provided an overview of the item; explained the participation by the City in a State investment program; the payment of benefits by the City; process for setting aside funds; spoke to the investment fee by the City; to the law enforcement officers impacted by the item; and provided clarification as to what the resolution allowed the City to do with regard to the program.

Councilmember Barber left the meeting at 7:51 p.m. and returned at 8:03 p.m.

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

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

72-17 RESOLUTION AUTHORIZING CITY OF GREENSBORO TO ESTABLISH AN IRREVOCABLE LOCAL GOVERNMENT LAW ENFORCEMENT SPECIAL SEPARATION ALLOWANCE ("LEOSSA") TRUST, APPOINT TRUSTEES AND CONTRIBUTE TO THE ANCILLARY GOVERNMENTAL PARTICIPANT INVESTMENT PROGRAM ("PROGRAM") ESTABLISHED BY THE NORTH CAROLINA STATE TREASURER FOR THE PURPOSE OF ACCUMULATING FUNDS TO PAY SPECIAL SEPARATION ALLOWANCE BENEFITS TO ELIGIBLE LAW ENFORCEMENT OFFICERS AS PERMITTED BY NORTH CAROLINA GENERAL STATUTES ("NCGS") SECTION 147-69.2 and 147-69.5.

WHEREAS, the City of Greensboro wishes to establish a trust pursuant to Section 159-30.2 of the North Carolina General Statutes, to be known as the "Local Government Law Enforcement Special Separation Allowance Trust" (hereinafter the "Trust"), for the purpose of funding its obligation to provide post-employment benefits including retirement benefits to qualified sworn law enforcement officers as required by Article 12D of NCGS Chapter 143 in the form of a Separation Allowance and, as required to be reported under GASB 67 and GASB 68;

WHEREAS, this Trust is established by the City of Greensboro with the intention that the Trust qualify as an irrevocable tax-exempt trust performing an essential governmental function within the meaning of Section 115 of the Code and the Regulations issued thereunder and as a tax-exempt trust under the provisions of the applicable laws of the State of North Carolina: and

WHEREAS, the City of Greensboro has appointed the City Manager, the Financial and Administrative Services Director and the Human Resources Director as Authorized Representatives and as Trustees of the Trust, and the Trustees have accepted such appointment pursuant to the terms and conditions set forth in the Trust Agreement; and

WHEREAS, the City of Greensboro has appointed the Financial and Administrative Services Director to further act as Plan Administrator of the Trust; and

WHEREAS, the assets of the Trust are not subject to the claims of creditors of the City of Greensboro and may only be withdrawn to provide benefits to individuals who are former employees or beneficiaries of former employees and are eligible to receive a Separation Allowance payable within the meaning of NCGS Section 147-69.2 or 147-69.5; and

WHEREAS, the Trust investment policy, with oversight by the Investment Advisory Committee of the Trust, is defined and attached for City Council approval, and in addition to investments authorized by state statute for daily local government use and by special legislation in 2007 for certain employee benefit funds held in trust, state statutes allow local governments to place Trust funds that are of a longer-term nature in the North Carolina Ancillary Governmental Participant Investment Program, ("Program") managed by the North Carolina Department of State Treasurer ("Treasurer"); and

WHEREAS, the Program consists of contributions made by entities authorized to make contributions to the Program, which contributions are irrevocable, and interest and other investment income earned by the Program; and

WHEREAS, the City Council of the City of Greensboro has determined that it is advisable and in the best interests of the City of Greensboro to make contributions to the Program, as provided in that certain Deposit Agreement between the City of Greensboro and the Treasurer, the form of which has previously been made available to the City Council of the City of Greensboro, pursuant to NCGS 147-69.2 and 147-69.5; and

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

That it has determined that it is advisable and in the best interest of the City of Greensboro to establish a Local Government Law Enforcement Special Separation Allowance Trust, appoint Authorized Representatives and Trustees and to make contributions to an investment fund, as provided in that certain Deposit Agreement between the City of Greensboro and the Treasurer, the form of which has been made available to the City Council of Greensboro.

That the City Council hereby acknowledges and approves an initial contribution of \$6,360,000 to the Program pursuant to the terms and conditions of the Deposit Agreement.

That the appropriate officers, managers and representatives of the City of Greensboro (the "Authorized Representatives") are hereby authorized and directed to execute and deliver the Trust Agreement and the Deposit Agreement, and to take any other actions deemed necessary or appropriate to consummate the transactions provided for therein, and to cause a contribution to be made, as applicable. The City Manager, the Financial and Administrative Services Director and the Human Resources Director are hereby designated as Authorized Representatives to act in the name and on behalf of the City of Greensboro in matters related to the Trust and the Deposit Agreement and are hereby appointed as Trustees of the LEOSSA Trust. The Financial and Administrative Services Director is authorized to further act as Plan Administrator of the Trust.

That all actions heretofore taken by any of the Authorized Representatives of the City of Greensboro acting on behalf of the City of Greensboro in furtherance of the foregoing resolutions are hereby ratified, adopted, approved and confirmed in all respects; and

That the Authorized Representatives of the City of Greensboro acting on behalf of the City of Greensboro are hereby authorized to take all such other actions as they may deem necessary or appropriate to give effect to the foregoing resolutions.

(Signed) Justin Outling

14. [ID 17-0204](#) Ordinance Amending FY 16-17 General Fund Budget to Appropriate \$6,365,580 Accumulated in Previous Years to Pay Special Separation Allowance Benefits to Eligible City of Greensboro Sworn Law Enforcement Officers and Transfer Amount to a New Law Enforcement Special Separation Allowance ("LEOSSA") Trust Fund Established for this Purpose

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

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

17-29 ORDINANCE AMENDING FY 16-17 GENERAL FUND BUDGET BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1

That the FY 16-17 General Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriations be increased as follows:

Account	Description	Amount
101-9550-22.4520	Retirement Contribution	\$6,365,580

And, that the following revenue finance these appropriations:

Account	Description	Amount
101-0000-00.8900	Appropriated Fund Balance	\$6,365,580

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

15. [ID 17-0162](#) Resolution Making Certain Administrative Amendments to the Local Government Other Post-Employment Benefits (“OPEB”) Trust Agreement Between the City of Greensboro and the Trustees

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

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

73-17 RESOLUTION MAKING CERTAIN ADMINISTRATIVE AMENDMENTS TO THE LOCAL GOVERNMENT OTHER POST-EMPLOYMENT BENEFITS (“OPEB”) TRUST AGREEMENT BETWEEN THE CITY OF GREENSBORO AND THE TRUSTEES

WHEREAS, an irrevocable OPEB Trust and a local government participation arrangement with the North Carolina Department of State Treasurer’s office for professional management of OPEB Trust investments was authorized and established by the City Council on June 21, 2011 for the sole purpose of accumulating funds to pay post-employment health benefits to City retirees until age 65; and

WHEREAS, certain administrative amendments to the OPEB Trust Agreement are necessary to clarify the name of the OPEB Trust, allow for more flexibility in naming of Trustees when changes in City employment occur and to set forth and approve the Trust’s Investment policy; and

WHEREAS, in FY 2016, the City paid approximately \$4.7 million in post-employment health benefits to eligible retirees; and

WHEREAS, to date, approximately \$15.2 million has been accumulated in Trust to pay future OPEB benefits until age 65; and

WHEREAS, the assets of the OPEB Trust are not subject to the claims of the City’s creditors and are held for the exclusive purpose of providing OPEB benefits to eligible City retirees and to pay reasonable administrative and actuarial expenses of the OPEB Trust; and

WHEREAS, an actuary will provide an estimate of the City’s OPEB obligation and amounts the City should set aside and contribute each year, in order to accumulate sufficient funds to pay these future benefits when due; and

WHEREAS, in the OPEB Trust agreement dated June 21, 2011, Rashad Young, City Manager, Rick Lusk, Director of Finance, and Connie Hammond, Director of Human Resources were individually appointed Trustees of the OPEB Trust; and

WHEREAS, Rashad Young is no longer employed with the City of Greensboro, and the City desires to amend the OPEB Trust agreement to remove the “individual” naming of Trustees, and appoint Trustees by employment

position only, such as "City Manager", "Director of Finance" and "Director of Human Resources" in order for successor Trustees to be readily in place if individual employment transitions should occur; and

WHEREAS, the name of the OPEB Trust is requested to be changed from Local Government Other Post-Employment Benefits Trust to Local Government Other Post-Retirement Benefits Trust to correspond to the statutory wording in N.C.G.S. 159-30.1; and

WHEREAS, the OPEB Trust investment policy, with oversight by the Investment Advisory Committee of the OPEB Trust, is defined and attached for City Council approval, and in addition to investments authorized by state statute for daily local government use and by special legislation in 2007 for certain employee benefit funds held in trust, state statutes allow local governments to place Trust funds that are of a longer-term nature in the North Carolina Ancillary Governmental Participant Investment Program, ("Program") managed by the North Carolina Department of State Treasurer.

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

That the City Council hereby acknowledges and approves certain administrative amendments to the Local Government Other Post-Employment Benefits ("OPEB") Trust Agreement; and

That the City Manager, the Director of Finance and the Director of Human Resources are authorized and appointed as Trustees of the OPEB Trust replacing the individual names of same; and

That the name of the OPEB Trust is changed from Local Government Other Post-Employment Benefits Trust to Local Government Other Post-Retirement Benefits Trust to correspond to the required statutory wording in N.C.G.S. 159-30.1; and

That the OPEB Trust Investment policy is approved.

(Signed) Marikay Abuzuaiter

VI. SUPPLEMENTAL ITEMS

ID 17-0246 MOTION TO RECONSIDER CONTINUANCE MOVING ITEMS 16 - 20 TO THE APRIL 18TH AGENDA

Councilmember Hightower stated the items had been postponed to the April 18th meeting of Council; and voiced concern with hearing them this evening.

City Attorney Carruthers provided clarification regarding the proposed motion to reconsider.

Moved by Councilmember Outling, seconded by Councilmember Wilkins, to reconsider continuance of moving item numbers 16 - 20 to the April 18th meeting of Council. The motion carried on the following roll call vote:

Ayes, 7 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Nancy Hoffmann, Justin Outling and Tony Wilkins

Nays, 2 - Jamal T. Fox and Sharon M. Hightower

ID 17-0247 MOTION TO PLACE ITEMS 16-20 ON THE APRIL 4TH AGENDA

Moved by Councilmember Wilkins, seconded by Councilmember Abuzuaiter, to place items numbers 16 - 20 on the April 4th agenda. The motion carried on the following roll call vote:

Ayes, 7 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Nancy Hoffmann, Justin Outling and Tony Wilkins

Nays, 2 - Jamal T. Fox and Sharon M. Hightower

16. [ID 17-0186](#) Resolution Authorizing Contract in the Amount not to Exceed \$2,000,000 with Greensboro United Soccer Association for the Bryan Park Soccer Complex Expansion Project

Councilmember Fox stated Council had voted to postpone the items until the April 18th meeting of Council; verified the project was in District 2; inquired about the timing for bids to be submitted; referenced conversations with Mr. Polonsky after the last work session; emails that had been sent to Council; and asked what the rush was at this time.

Pete Polonsky with Greensboro United Soccer Association, Inc. explained the bid submittal process and timing; the sense of urgency with regard to major events; advised that the event planners might choose to hold their events elsewhere; emphasized that the construction needed to be started to be considered for said events; spoke to the competitive environment for securing events; and to the opportunity to secure events as a result of having additional fields.

Councilmember Fox asked if Mr. Polonsky could definitively say the City would be awarded the events; for clarification as to whether this would impact the December 2017 events; voiced concern with being provided different information at different times; with the impact that bumping this item up might have on other projects included in the 2016 Bond Referendum; and asked about other bond projects.

Mr. Polonsky responded that Greensboro's creditability would be on the line; emphasized that Greensboro had a good reputation in the soccer community; voiced concern with guaranteeing the fields would be ready and possibly failing on that guarantee should they not be completed; spoke to the commitment that Greensboro was going to build the fields; and stated he had met with organizations recently who were interested in bringing events to Greensboro.

City Manager Westmoreland interjected that staff would provide Council with the full compliment of programs and projects involved in the 2016 Bond Referendum; spoke to the issuance of the \$30 million bond note to be issued in June; and to the cash amounts aligned with said projects.

Councilmember Fox asked if moving the item up would cause a tax increase; and referenced budget meetings and updates he had requested.

City Manager Westmoreland spoke to funds allocated for the bond projects; to additional revenue requirements; to what he would bring to Council on April 18th; stated he would present the budget to Council in May; and spoke to future meetings of Council.

Councilmember Hightower asked for clarification to the comment that Greensboro's creditability could be on the line; referenced the lack of funding if the bonds had not passed; language that the fields were not essential; asked how much had already been spent on the fields; and about the City's investment.

Mr. Polonsky advised Council of the ramifications should an event need to be moved from one venue to another as a result of the fields not being completed.

Assistant City Manager Chris Wilson clarified the events that were in question; confirmed the funds requested were for the last phase of the project; and spoke to Phases I and II.

Mr. Polonsky responded that the events being held in June 2017 and 2018 would require 18 fields; that future events required 20 fields; outlined their investment in the fields to date; and the work that would be included in Phase III.

Councilmember Hightower asked if the funding would result in a tax increase; voiced concern for the cost to taxpayers; referenced the Gateway Garden Visitor's Center needing completion; asked why the Council was being asked to vote on the \$2 million this evening; and emphasized that all councilmembers had passions for projects.

City Manager Westmoreland responded that the objective was for the funding to be the first portion of the bond anticipation note issued in June; spoke to the adoption of the 2017-18 budget; referenced that budget discussions might include the need to look at a tax reevaluation process; stated that staff would not know if the tax rate could be maintained until the budget discussions with Council; stated the item was a priority for Council; and spoke to the economic impact as a result of the potential tournaments.

Assistant City Manager Wilson confirmed that the \$2 million was close to the estimate they had received for Phase III.

Councilmember Wilkins asked how much had been put into the project; and the return on investment that the economic impact would have as a result of one one tournament.

Henry Fourier with the Greensboro Convention and Visitors Bureau stated that the economic impact would be approximately \$18 million per year for the June tournaments; explained that there were seven tournaments that required 20 fields which they wanted to bid on; and confirmed that each of those tournaments would bring in approximately \$5 million.

Councilmember Outling thanked staff for their discussions with him to resolve some of his concerns; referenced investments made in capital projects Downtown; voiced that while the item should receive support, he was concerned about the timing; spoke to the lack of details on the likelihood that the City would get a good return on their investment or secure the proposed events; expressed concern about prioritization of bond projects; the need for clarity on whether or not Council would raise taxes; and stated that other entities might require their projects to take priority.

Discussion took place regarding the \$2 million investment; people voting to bring the park up to 20 fields; the need to begin construction in order to meet the event deadlines; the potential tax revenue; and economic development impact.

Councilmember Barber clarified that the question was if the City did not do this now it would not get the events; and for clarification that it was highly likely that Greensboro was in the running for securing these events.

Mr. Polonsky provided the history for Greensboro to secure events; emphasized that the soccer community loved Greensboro; confirmed the events left as a result of not having enough fields; and spoke to where the tournaments were now being held.

Councilmember Hoffmann voiced that it would be nice if people had guarantees; stated it was a matter of weighing some potential here; that what Council was hearing was that the City needed to make the investment in order to remain competitive; added that the additional fields would make Greensboro competitive again; and reminded Council that this would be an investment that would provide a significant return.

Mayor Vaughan stated support for the expenditure; emphasized that sometimes the City needed to take a risk; referenced the Aquatic Center which had raised the City's profile; reminded Council that based on the City's soccer history, it had something pretty close to a guarantee; that Council could not afford to put off the decision; spoke to the impact as a result of a lack of investment in tennis; and stated the City had been up front about a possible tax increase as a result of the 2016 Bond Referendum during citizen meetings.

Councilmember Wilkins referenced Greensboro's strong reputation in the soccer industry; and spoke to the likelihood for securing and continued hosting of events.

Councilmember Outling stated he supported the project; but was concerned with the matter of transparency and prioritization; emphasized that Council should treat similar things in a similar way; voiced he did not have enough background information on the return on investment; confirmed he would not vote in favor of spending \$2 million in the absence of adequate information; emphasized that Council needed to be fiscally cautious and live within the means it had set for the City; and stated that regretfully he could not support the item.

Councilmember Abuzuaiter reminded Council of conversations that the City did not take any risks; voiced the

need to take risks; stated that soccer was something that people were interested in; reiterated the opportunity to bring major tournaments to this area; stated that athletics helped support school children to become well rounded; and that she would support the item.

Mayor Pro-Tem Johnson stated she was looking for every opportunity to bring tournaments and income to Greensboro; and that the more the City did that, the less people would pay in taxes.

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

Ayes, 6 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Nancy Hoffmann and Tony Wilkins

Nays, 3 - Jamal T. Fox, Sharon M. Hightower and Justin Outling

74-17 RESOLUTION AUTHORIZING CONTRACT IN THE AMOUNT OF \$2,000,000 WITH GREENSBORO UNITED SOCCER ASSOCIATION FOR THE BRYAN PARK SOCCER COMPLEX EXPANSION PROJECT

WHEREAS, Greensboro United Soccer Association (GUSA; formerly Greensboro Youth Soccer Association) has operated the Bryan Park Soccer Complex through contractual agreements with the City of Greensboro since at least 1984;

WHEREAS, through the existence of this public-private partnership, GUSA has previously made significant improvements to the Bryan Park site valued in excess of \$5,700,000;

WHEREAS, GUSA continues to demonstrate its commitment to inclusion and to reducing financial barriers to playing soccer and has become one of the most diverse soccer clubs in North Carolina;

WHEREAS, together with the support of the City's Parks and Recreation Department and the Greensboro Convention and Visitors Bureau, GUSA wishes to make improvements to the Bryan Park Soccer Complex to better serve the growing demand for soccer in the Greensboro community and to attract national tournaments generating additional significant economic impact for Greensboro;

WHEREAS, the City has previously invested \$1,000,000 and has secured two tournaments estimated to create a \$30,000,000 economic impact on the community;

WHEREAS, completion of the project will enable Bryan Park to become eligible to host large regional and national soccer tournaments, each projected to bring in an additional \$13-18,000,000 in economic impact to Greensboro;

WHEREAS, at its July 16, 2015 work session, the City Council received a presentation about the scope of the proposed expansion project, unanimously indicated its support, and directed the Parks and Recreation Department to bring the proposed Bryan Park Soccer Complex site conceptual plan to the Parks and Recreation Commission for consideration;

WHEREAS, on August 12, 2015, the Parks and Recreation Commission voted unanimously to support the proposed expansion project and approved the Bryan Park Soccer Complex site conceptual plan;

WHEREAS, on October 20, 2015 Council directed the City Manager and staff to enter into negotiations and execute a contract for the first phases of the project.

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 Greensboro United Soccer Association for the expansion of the Bryan Park soccer complex pursuant to NC General Statutes 160A-353 and 143-128. The City Manager and staff are hereby authorized to enter into negotiations and execute a contract with GUSA in an amount not to exceed \$2,000,000 based on agreed upon terms of the contract, payment to be made from Account No. 2016 Bond Funding.

(Signed) Tony Wilkins

Mayor Pro-Tem declared a recess at 8:46 p.m.

Council reconvened at 9:01 p.m. with all members in attendance except Mayor Vaughan.

Moved by Councilmember Abuzuaiter, seconded by Councilmember Hightower to excuse Mayor Vaughan from the remainder of the meeting. The motion carried by voice vote.

17. [ID 17-0191](#) Ordinance in the Amount of \$34.5 Million Establishing the Parks and Recreation Bond Fund Budget

Councilmember Hightower asked if Council could discuss priority items associated with the ordinance; spoke to what was included in the bond items; stated citizens had been waiting for sidewalks; and that she was disappointed with items be put off.

Assistant City Manager Wilson spoke to the purpose of the ordinance; and to prioritization of the items.

Councilmember Outling voiced concern with the precedent set by Council of the previous item; the need for Council to identify their project priorities rather than individual members making requests; spoke to a shared vision of Council; and to his concerns regarding a proposed tax increase.

Councilmember Hoffmann added that adjustments could be made; and spoke to funding for the agenda item.

Councilmember Wilkins added that there were no District 5 projects on the list that had been provided.

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

Ayes, 7 - Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

Nays, 1 - Jamal T. Fox

Absent, 1 - Nancy Vaughan

17-30 ORDINANCE ESTABLISHING 2016 PARKS & RECREATION BOND FUND CAPITAL PROJECT BUDGET

Section 1

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

That the Parks & Recreation Bond Fund Capital Project Budget of the City of Greensboro is hereby established, as follows:

Account No.	Description	Amount
481-5001-01.6019	Barber Park/ Gateway Gardens	\$4,500,000
482-5001-02.6015	Atlantic & Yadkin Greenway Extension (Battleground Rail Trail Phase 2)	7,000,000
482-5001-03.6015	Downtown Greenway Phase 4 (including Ole Asheboro Connector)	7,000,000
482-5001-04.6019	Community Tennis Improvements	3,000,000
482-5001-05.6019	Land Acquisition and Facility, Community Recreation Center and Neighborhood Park Improvements	6,000,000
482-5001-06.6019	Battleground Parks District Initial Development	5,000,000
482-5001-07.5410	Windsor/ Chavis Joint Facility Initial Development	2,000,000

Total \$34,500,000

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

Account No.	Description	Amount
482-0000-00.9002	General Obligation Bond Proceeds	\$34,500,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Nancy Hoffmann

18. [ID 17-0190](#) Ordinance in the Amount of \$28 Million Establishing the 2016 Transportation Bond Fund Budget

Discussion took place regarding the prioritization of projects.

Moved by Councilmember Hightower, seconded by Councilmember Outling to have consideration for the Vandalia and Alamance Church Road sidewalk projects to be a priority on the next Council agenda. The motion carried by voice vote of Council with Councilmember Wilkins voting 'no'.

City Manager Westmoreland was requested to place various District 1 bond projects on the April 18th agenda for Council consideration and prioritization.

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

Ayes, 7 - Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

Nays, 1 - Jamal T. Fox

Absent, 1 - Nancy Vaughan

17-31 ORDINANCE ESTABLISHING 2016 TRANSPORTATION BOND FUND CAPITAL PROJECT BUDGET

Section 1

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

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

Account No.	Description	Amount
481-4301-01.5611	Street Resurfacing	\$18,000,000
481-4501-01.6015	Sidewalks & Intersections	5,000,000
481-4531-01.6051	Transit	4,800,000
481-4531-02.6019	Bus Shelters	200,000
Total		\$28,000,000

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

Account No.	Description	Amount
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481-0000-00.9002 General Obligation Bond Proceeds \$28,000,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Nancy Hoffmann

19. [ID 17-0192](#) Ordinance in the Amount of \$25 Million Establishing the Housing Bond Fund Budget

Discussion took place regarding citizens' knowledge of a possible tax increase when voting on the 2016 Bond Referendum; whether Council would, or would not, vote to increase the tax rates; placing a survey on the website for citizen input regarding a tax increase; budget options that would be presented; a focus on the debt service to be presented at the next meeting; and whether Council would support no tax increase for the upcoming budget.

Moved by Councilmember Outling, seconded by Councilmember Wilkins for Council to decide at the April 18th meeting as whether or not, and to the degree to which, there would be a tax increase. The motion carried by voice vote. Councilmember Outling also requested the City staff put an item on the website in a survey format to receive information from taxpayers with regard to a tax increase.

City Manager Westmoreland was requested to provide information on the April 18th agenda to allow Council to make a determination as to whether or not, and to what degree, Council might need to increase debt service revenues in the upcoming budget to fund and advance all past and 2016 bond program projects.

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

Ayes, 6 - Yvonne J. Johnson, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

Nays, 2 - Mike Barber and Jamal T. Fox

Absent, 1 - Nancy Vaughan

17-32 ORDINANCE ESTABLISHING 2016 HOUSING BOND FUNDCAPITAL PROJECT BUDGET

Section 1

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

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

Account No.	Description	Amount
483-2201-01.5294	East Greensboro Housing Development-Revolving Loan Fund	\$4,000,000
483-2201-02.5283	Handicapped Accessibility & Housing for Special Populations	1,000,000
483-2201-03.5294	Multifamily Affordable Housing Development	3,000,000
483-2201-04.5283	Homeowner Rehabilitation	1,500,000
483-2201-05.5294	Code Compliance Repair Initiative-Revolving Loan Fund	3,000,000
483-2201-06.5283	Workforce Housing Initiative	8,000,000
483-2201-07.5294	Supportive Housing Units for Homeless/ Homeless/Disabled/Veterans	2,000,000
483-2201-08.5283	Emergency Repair Programs	1,500,000
483-2201-09.5294	Non-Profit Homebuyer Lending-Revolving Loan Fund	1,000,000

Total \$25,000,000

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

Account No.	Description	Amount
483-0000-00.9002	General Obligation Bond Proceeds	\$25,000,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Nancy Hoffmann

Councilmember Wilkins provided clarification as to why he voted in the affirmative for the item.

20. [ID 17-0193](#) Ordinance in the Amount of \$38.5 Million Establishing the Community and Economic Development Bond Fund Budget

Councilmember Hightower voiced concerns regarding the prioritization of projects.

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

- Ayes,** 7 - Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins
- Nays,** 1 - Jamal T. Fox
- Absent,** 1 - Nancy Vaughan

17-33 ORDINANCE ESTABLISHING 2016 COMMUNITY & ECONOMIC DEVELOPMENT BOND FUND CAPITAL PROJECT BUDGET

Section 1

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

That the Community & Economic Development Bond Fund Capital Project Budget of the City of Greensboro is hereby established as follows:

Account No.	Description	Amount
484-2201-01.5283	South EI Redevelopment (Union Square)	\$4,500,000
484-2201-02.5283	MLK North Initiative of Ole Asheboro	2,000,000
484-2201-03.5283	Single Family Lot Initiative of Ole Asheboro	1,000,000
484-2201-04.6019	Downtown Streetscape Improvements	25,000,000
484-2201-05.6014	East Greensboro Focus Area Implementation	2,000,000
484-2201-06.6019	Small Infill Development Program	4,000,000
Total		\$38,500,000

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

Account No.	Description	Amount
484-0000-00.9002	General Obligation Bond Proceeds	\$38,500,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Sharon Hightower

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

Councilmember Fox inquired about committee meetings; when budget sessions would take place; and suggested meetings take place on Saturdays for budget discussions.

City Manager Westmoreland spoke to the timeline for the presentation and proposed work sessions for the upcoming budget.

Councilmember Hightower thanked the Greensboro Housing Coalition for the Housing Summit that took place last week; announced that there was a good turnout; spoke to affordable housing opportunities; referenced the speaker's comments and ideas; asked if the process for review of the body worn camera for the Jose Charles incident could be moved forward; and if letters could be sent to the District Attorney at this time.

Mayor Pro-Tem Johnson reiterated that City Attorney Carruthers had filed the paperwork; and was waiting to hear back on the decision.

Councilmember Abuzuaiter expressed concern for another loss of life at a railway crossing; emphasized the importance in spreading the word to citizens; the need for more initiatives from the City; spoke to the number of voters that participated in the International Advisory Committee elections; gave a shoutout to Cathy Justice who retired from the Community Relations Department; commended Ms. Justice for her work and relationships throughout the community; stated she attended the Fire Academy Graduation; spoke to the Human Race last Saturday to raise funds for area non-profits; and voiced pride in the University of North Carolina at Chapel Hill (UNC) for their National Championship win.

Councilmember Wilkins announced the large attendance at the Crimestoppers annual pancake breakfast fundraiser; commended Police Chief Scott for his participation in the pancake eating contest; spoke to the work of Crimestoppers; and added the name of Carol Carter into the databank for future service on a board or commission. Councilmember Wilkins requested information on Candace Tucker who was unable to serve; and requested the City Clerk to contact Mr. Lasley to see if he wished to serve on the Arts Greensboro Cultural Arts Center.

Moved by Councilmember Outling, seconded by Councilmember Barber to reappoint Will Years to the Community Sustainability Council. The motion carried by voice vote.

Councilmember Outling congratulated the University of North Carolina at Greensboro's Nursing School on its 50th Anniversary; and announced the Gala that would take place on Friday.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Hightower to appoint Paula Ritter-Lipscomb to the Community Sustainability Council. The motion carried by voice vote. Mayor Pro-Tem Johnson asked Parks and Recreation Director Wade Walcutt to consider placing computers in some of the recreation centers that did not already have any; for updated computers where replacement was needed; asked for initiatives for young people; thanked Mr. Wade for the lights in Windsor Center; and asked that Mr. Walcutt get back to 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 City Attorney.

Mayor Pro-Tem Johnson stated there were speakers who had spoken in the last 30 days waiting to speak.

Irving Allen, 1209 Haverhill Drive emphasized the need for Council to view the Jose Charles video; voiced

frustration with the incomplete process; with there being no guidance regarding what the timeline looked like; spoke to role of the PCRB; asked if there was a written process; about the timeline for staff to review cases; and urged Council to provide direction.

Mayor Pro-Tem Johnson responded that Police Chief Scott was scheduled to provide a response to the PCRB.

C.J. Brinson, 504 Gorrell Street spoke to the role of elected officials; referenced City Attorney Carruthers not being forthcoming; asked City Attorney Carruthers to provided clarity to the community and Council regarding the Jose Charles incident; asked if Council could direct City Manager Westmoreland to direct Police Chief Scott to ask for a withdrawal in the case; and requested an explanation from City Attorney Carruthers.

City Attorney Carruthers stated he would to take time to respond in full to Mr. Brinson's question.

Adjournment

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

THE CITY COUNCIL ADJOURNED AT 9:30P.M.

ELIZABETH H. RICHARDSON
CITY CLERK

YVONNE JOHNSON
MAYOR PRO-TEM