



City of Greensboro

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

Meeting Minutes - Final City Council

Tuesday, July 21, 2015

5:30 PM

Council Chamber

Call to Order

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

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

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

Moment of Silence

The meeting opened with a moment of silence.

Pledge of Allegiance to the Flag

Mayor Vaughan recognized Junior Courier Alana Walker to lead the Pledge of Allegiance to the Flag.

Recognition of Courier

City Manager Jim Westmoreland recognized Rena Comer of the Workforce Development Department who served as Courier for the meeting. City Manager Westmoreland also recognized Alana Walker as the Junior Courier; and provided a history of her community involvement and accomplishments.

Council Procedure for Conduct of the Meeting

Mayor Vaughan explained the Council procedure for conduct of the meeting.

65. [ID 15-0542](#) Ordinance to Approve the Franchise Agreement between the City of Greensboro and Level 3 Communications, LLC: First Approval

Mayor Vaughan asked for a motion to postpone the item to the August 3, 2015 meeting.

Moved by Councilmember Barber, seconded by Mayor Pro-Tem Johnson to postpone the item to the August 3, 2015 meeting. The motion carried by voice vote.

66. [ID 15-0627](#) Discussion on FY 2015-2016 Budget Policy

Mayor Vaughan asked for a motion to postpone the item to the August 3, 2015 meeting.

Moved by Councilmember Barber, seconded by Councilmember Wilkins to postpone the item to the August 3, 2015 meeting. The motion carried by voice vote.

I. CEREMONIAL AND/OR PRESENTATION ITEMS

1. [ID 15-0531](#) Recognition of Former Councilmember Zack Matheny

City Manager Westmoreland recognized former Councilmember Zack Matheny and his family in attendance; invited the Matheny family to the front; spoke to Mr. Matheny's history and commitment to the City; stated Mr. Matheny would now be working with Downtown Greensboro, Inc. (DGI); spoke to Mr. Matheny being a champion for Economic Development; his focus on Downtown safety; his participation in Downtown growth; the difficult job of a City Councilmember; stated Mr. Matheny was responsive to the citizens; and that he had been of assistance in District 3 and all across the city.

Mr. Matheny spoke to his passions as he served on the Council; work with other Councilmembers and the City staff; voiced appreciation to staff; recognized his wife and children in attendance; and expressed thanks to everyone.

Mayor Vaughan provided a brief history of working with Mr. Matheny on the DGI Board and on City Council; voiced excitement for the direction of Downtown Greensboro; and spoke to the opportunity to continue working together.

Council voiced their pleasure in serving with Mr. Matheny; well wishes; and hopes for success at DGI.

City Manager Westmoreland and Mayor Vaughan presented Mr. Matheny with a framed City Seal and his official City Council photo.

2. [ID 15-0550](#) Recognition of the Guilford Cup Softball Team

Mayor Vaughan spoke to the Guilford County Cup Challenge; the City of Greensboro softball team; and recognized Guilford County Commissioner Ray Trapp in attendance.

Communications and Marketing Director Donnie Turlington provided the history of the competition; spoke to a City sweep; stated he was proud to have been the coach for the softball team; highlighted the football and basketball City team wins; stated most of the softball team members had work obligations and were not in attendance; recognized team members in attendance; and invited Mr. Trapp forward for presentation of the Guilford Cup.

Commissioner Trapp presented the Guilford Cup to Councilmember Fox.

Councilmember Fox voiced appreciation for the Commissioners involvement; spoke to City and County employees getting to know each other; stated he looked forward to year two; and thanked Commissioner Trapp.

Commissioner Trapp stated he was humbled tonight; spoke to being born and raised in Greensboro; voiced even though the County lost he still won since he was a Greensboro citizen; spoke to great working relationships; and stated he was hopeful to continue the competition.

Mayor Vaughan thanked Commissioner Trapp; voiced desire to include bowling or a ropes course next year.

3. [ID 15-0618](#) Recognition of BE Greensboro Employees

City Manager Westmoreland provided a brief history of the BE Greensboro campaign; spoke to nomination of employees by peers and/or citizens; stated sixty employees had been honored from 15 departments; invited the BE Greensboro honoree's to stand; spoke to employees making the organization great; making a difference; provided information for the avenues citizens could nominate employees; and voiced he was proud of the employees.

4. [ID 15-0600](#) Resolution Acknowledging July is Parks and Recreation Month

Councilmember Abuzuaiter read the resolution into the record; and presented the resolution to Parks and Recreation (P & R) Director Wade Walcutt.

Mr. Walcutt thanked Council for the resolution; recognized P & R employees in attendance; spoke to the resolution being the result of the hard work of P & R employee; and referenced coverage on social media.

Councilmember Hightower congratulated Mr. Walcutt; and spoke to the great parks in Greensboro.

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

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

0189-15 RESOLUTION RECOGNIZING JULY IS PARKS AND RECREATION MONTH AND TO SUPPORT THE DEPARTMENT'S VISION OF BUILDING BETTER LIVES AND A BETTER COMMUNITY

WHEREAS, The National Recreation and Parks Association has celebrated the month of July as National Parks and Recreation Month since 1985, and our own Parks and Recreation Department has served Greensboro since 1933; and

WHEREAS, During their 82 years of community service, they continue to be an innovator in meeting community needs and outreach through the support of the community, this Council, the Parks and Recreation Commission and dedicated professional staff; and

WHEREAS, they provide progressive leadership in developing and sustaining strong and efficient partnerships with public and private organizations to meet the needs of residents; and

WHEREAS, The department has been recognized nationally for best practice in terms of business operations and programming, as it is one, out of only eight departments in North Carolina to be accredited; and

WHEREAS, the work of the Parks and Recreation Department has received local, state and national attention with the most recent is being a top 50 ranking of departments among cities across the United States.

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

That it recognizes each and every July as Parks and Recreation Month. That it expresses its support of the Greensboro Parks and Recreation Department's vision of building better lives and a better community through their foundation of improving health and wellness, enhancing quality of life, conserving natural resources, and creating positive economic impacts.

(Signed) Yvonne J. Johnson

5. [ID 15-0614](#) Recognition of the Armed Forces Retiree Clubs Scholarship to the 2014-2015 Greensboro Youth Council Chair

Assistant City Manager Chris Wilson spoke to the retirees at the Armed Forces Club; and recognized Youth Services Manager Jenny Caviness to speak to the item.

Ms. Caviness spoke to the history of the organization; recognized the first Junior Courier, Sarah Smith as the recipient of the Scholarship; thanked the Armed Forces Retiree Club members; thanked Council for support of the item; and recognized club member John Scott to make the presentation.

Mr. Scott presented the \$500 certificate to Ms. Smith; and spoke to her volunteer services for the FY 2014-2015.

Ms. Smith thanked the Armed Forces Retirees Club; stated she had enjoyed serving as Junior Courier; and spoke to her future plans to attend the University of North Carolina at Chapel Hill.

6. [ID 15-0530](#) Recognition of Planning Director Sue Schwartz on Joint Receipt of the AICP President's Award for Exceptional Practice

Assistant City Manager David Parrish spoke to the recognition of Planning Director Sue Schwartz in April as

receiving the American Institute of Certified Planners (AICP) Presidents Award for Exceptional Practice; and recognized former AICP President Lee Brown to make the presentation.

Mr. Brown provided a history of the award; spoke to the award being bi-annual; outlined requirements for the award; provided a professional history of Ms. Schwartz; thanked Council for the opportunity for a public recognition; and presented the award to Ms. Schwartz.

Ms. Schwarz thanked the Council and the City Manager's Office; provided her work history with the City; spoke to importance of professional development for City staff; and stated it was great to be a City of Greensboro employee.

Councilmember Fox congratulated Ms. Schwartz; stated it was the second time she had received the award; spoke to previously working in her department; to her work ethics; and stated it was a privilege to have her working in the City.

II. PUBLIC COMMENT PERIOD

Sharon William, 1001 4th Street stated she was the Co-Chair for Persons with Disabilities; extended an invitation to the anniversary celebration at Triad Park in Kernersville on Friday, July 24th from 2 p.m. to 7 p.m.; and highlighted planned activities.

Renee Michaux-Rowe, 4801 Lonita Street stated she was the Co-Executive Director for Unifour One; spoke to the Stop the Violence Rally on Sunday July 26th from 2 p.m. to 8 p.m. at Sussman Street Park; and requested support and donations.

Sherman Moore, 907 McCormick Street thanked the City for support; spoke to working in the community together; and invited the Mayor to attend the Stop the Violence Rally.

Councilmember Hightower commended Mr. Moore on his work in the community; spoke to his mentoring; and voiced appreciation for him.

Andrew Egbert, 1705 Swannanoa Drive stated he served on the Parks and Recreation (P & R) Commission; highlighted the City P & R centers; and commended the P & R staff.

Luther Falls Jr., 1603 Lansdown Avenue stated it was an honor to speak regarding the P & R Department; shared his experiences growing up in the parks system; spoke to being a Greensboro native; encouraged citizens to enjoy the parks; thanked Councilmember Hightower for her assistance with the mentoring program; and spoke to jobs for African American females.

Councilmember Wilkins thanked next the speaker, Matt Stafford for the item he brought to the attention of Council.

Mr. Stafford, 1105 Boston Road spoke to the cost of wheelchair ramps; people with disabilities living in poverty; requested Council repeal the fee; stated persons with disabilities should not have to pay a tax to build a wheelchair ramp; that Friday would be the 88th anniversary of ADA; and to becoming an example for the rest of North Carolina.

Councilmember Barber requested City Manager Westmoreland to draft a resolution repealing the wheelchair ramp fee.

Councilmember Wilkins requested the resolution to be named the Matt Stafford resolution.

Asim Rubin Razzak aka Willie Muhammad, 1012 Border Terrace presented a quote meaning "peace be unto all of us"; spoke to being a civilized people; working with Islam for 22 years; provided a personal history; spoke to rehabilitation of black men and women; referenced his work for God; and the 1000 man walk.

Noelle Lane, 194 St Croix Place stated she worked for SnowCamp Outdoor Theatre company; extended an invitation for everyone to attend upcoming plays; referenced addressing racial issues; and to the current plays

being shown.

Robert Moore 2207 -B Columbus Street, spoke to the Heritage House; Columbus Street; referenced conversations with City Attorney Carruthers; and voiced concerns regarding Bass Chapel sidewalk.

Councilmember Fox requested staff to get with Mr. Moore on his concerns regarding Columbus Street.

Mayor Pro-Tem Johnson requested staff to provide an update on the sidewalks.

III. CONSENT AGENDA (One Vote)

Mayor Vaughan asked if there were any items to be pulled from the Consent Agenda.

Councilmember Hightower requested Items #12/ID 15-0597 and #21/ID 15-0527 to be pulled for discussion.

Councilmember Wilkins requested Item #47/ID 15-0611 to be pulled for discussion.

City Attorney Carruthers requested Item #13/ID 15-0596 to be pulled from the consent agenda.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Fox to approve the consent agenda as amended. The motion carried by voice vote.

7. [ID 15-0457](#) Resolution Authorizing Contract # 2015-10162 for Traffic Signal Loop Detector Maintenance Services

0190-15 RESOLUTION AUTHORIZING EXECUTION OF CONTRACT NO. 2015-10162 WITH UNDERGROUND SOLUTIONS, INC. FOR TRAFFIC SIGNAL LOOP DETECTOR MAINTENANCE SERVICES

WHEREAS, after due notice, packages have been received for the to provide traffic signal loop detector maintenance services;

WHEREAS, Underground Solutions, Inc. was one of two firms that submitted for the work and was selected to provide traffic loop detector maintenance service, in the amount of \$367,420 for a two year period;

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

That the package submitted by Underground Solutions, Inc. is hereby accepted, and the City is authorized to enter into a contract with Underground Solutions, Inc. for traffic signal loop detector maintenance services subject to the terms outlined above. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$367,420.

(Signed) Yvonne J. Johnson

8. [ID 15-0480](#) Resolution Authorizing Change Order in the Amount of \$60,000.00 to Contract No. 2013-038 with ARCADIS G&M of North Carolina for Additional Engineering and Construction Administration Services for the Mitchell Water Treatment Facility Mechanical, Electrical and Structural Improvements Project.

0191-15 RESOLUTION AUTHORIZING CHANGE ORDER IN CONTRACT NO. 2013-038 WITH ARCADIS G&M OF NORTH CAROLINA FOR ADDITIONAL ENGINEERING AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE MITCHELL WATER TREATMENT FACILITY MECHANICAL, ELECTRICAL AND STRUCTURAL IMPROVMENTS PROJECT

WHEREAS, Contract No. 2013-038 with ARCADIS G&M of North Carolina provides for bid documents, bid support services, and very limited construction support services for the demolition and relocation of filter plant equipment and piping to the Mitchell Water Treatment Plant Mechanical, Electrical and Structural repairs;

WHEREAS, additional bulk chemical transfer improvements, post construction record documentation and Arc Flash analysis/labeling for new equipment being installed under the construction contract are required, thereby necessitating a change order in the contract in the amount of \$60,000.

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

That a change order in the above-mentioned contract with ARCADIS G&M of North Carolina for the bid documents, bid support services, and very limited construction support services for the demolition and relocation of filter plant equipment and piping to the Mitchell Water Treatment Plant Mechanical, Electrical and Structural repairs is hereby authorized at a total cost of \$60,000, payment of said additional amount to be made from Account No. 503-7024-04.5413.

(Signed) Yvonne J. Johnson

9. [ID 15-0510](#) Ordinance in the Amount of \$57,000 Amending the Federal, State, and Other Grants Fund Budget for the 2015/2016 Hazardous Materials Regional Response Team Program

15-095 ORDINANCE AMENDING THE FEDERAL, STATE, AND OTHER GRANTS FUND BUDGET FOR THE 2015/2016 HAZARDOUS MATERIALS REGIONAL RESPONSE TEAM PROGRAM

Section 1:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO: That the appropriation for the Federal, State, and Other Grants Fund Budget be increased as follows:

Account	Description	Amount
220-4014-01.5239	Miscellaneous	\$18,000
220-4014-01.5428	Contracted Medical	\$15,000
220-4014-01.5520	Seminar/Training	\$19,000
220-4014-01.4730	Worker's Compensation	\$5,000
Total		\$57,000

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

Account	Description	Amount
220-4014-01.7110	State Grant	\$57,000
Total		\$57,000

Section 2:

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne. J. Johnson

10. [ID 15-0574](#) Resolution Authorizing Contract for Administration and Services for Housing Opportunities for Persons with AIDS (HOPWA) Grant Program

0192-15 RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF GREENSBORO AND CENTRAL CAROLINA HEALTH NETWORK FOR ADMINISTRATION OF THE HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS GRANT

WHEREAS, the City of Greensboro is the grantee for the federal Housing Opportunities for Persons with AIDS [HOPWA] program grant serving Guilford, Rockingham and Randolph Counties.

WHEREAS, the State of North Carolina issued a Request for Applications for HIV Patient Management Model Networks of Care asking for regional HIV/AIDS services agencies to align themselves in a services network under one administrative organization for HIV/AIDS pass through funding.

WHEREAS, Central Carolina Health Network was selected by the state as the administrative organization for the Region 4 network of HIV/AIDS services agencies through fiscal year 2016.

WHEREAS, it is in the City's interest to maintain the collaborative network model established by the State of North Carolina and utilize Central Carolina Health Network as a unique provider in the network administrator role for the HOPWA funds for fiscal year 2016.

WHEREAS, City Council is requested to approve a professional services agreement with Central Carolina Health Network for \$528,148 in HOPWA grant funds, with administration limited to 10 percent of the grant and with a contract start date of July 1, 2015.

WHEREAS, funds are available in the following accounts: \$206,966 in 220-2102-01.5931 and \$321,182 in 220-2102-02.5931.

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

That it authorizes a professional services agreement with Central Carolina Health Network for \$528,148 in Housing Opportunities for Persons with AIDS [HOPWA] grant funds and authorizes the City Manager to execute the agreement.

(Signed) Yvonne J. Johnson

11. [ID 15-0601](#) Resolution Approving Contract # 2015-10314 for Kercher Engineering, Inc. to Provide Pavement Condition Evaluation Services

0193-15 RESOLUTION APPROVING CONTRACT #2015-10314 FOR KERCHER ENGINEERING, INC. TO PROVIDE PAVEMENT CONDITION EVALUATION SERVICES

WHEREAS, following a Request for Qualification Based Proposals, the Field Operations Department recommends contracting with Kercher Engineering, a professional engineering consultant, to conduct a citywide pavement condition survey; and

WHEREAS, these specialized services include a pavement condition survey, system wide modeling and optimization, reporting, and on-call scenario analysis; and

WHEREAS, the survey looks at the most common types of pavement, distress and their severity and rates each street to determine which streets are resurfaces and which will receive preventative maintenance; and

WHEREAS, results of the project will identify current and future needs on City maintained roads and facilitate development of short and long-range pavement maintenance and rehabilitation strategies; and

WHEREAS, the last pavement condition survey was completed in September 2012; and

WHEREAS, the cost for these services is \$174,530, which in accordance with City policy, requires City Council approval; and

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

That the request for City Council to approve Contract #2015-10314 for Kercher Engineering, Inc. to provide pavement condition evaluation services is hereby approved.

(Signed) Yvonne J. Johnson

14. [ID 15-0536](#) Resolution approving FY 15-16 contract award for Firefighter Medical

Evaluations and Physicals

0194-15 RESOLUTION APPROVING CONTRACT BETWEEN THE CITY OF GREENSBORO AND MOSES H. CONE MEMORIAL HOSPITAL OPERATING CORPORATION

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

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

WHEREAS, the City of Greensboro has contracted with Moses H. Cone Memorial Hospital Operating Corporation for over ten (10) years to provide annual medical evaluations and physicals for firefighters;

WHEREAS, the cost for providing annual medical evaluations for the majority of sworn firefighters is ninety-eight thousand, seven hundred eighty-eight dollars and forty-eight cents (\$98,788.48) and the cost to provide medical evaluations for sworn firefighters assigned to the Hazardous Materials Team is fifteen thousand dollars (\$15,000) for a total amount of one hundred thirteen thousand seven hundred eighty-eight dollars and forty-eight cents (\$113,788.48);

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

Section 1. That the City Manager is authorized to execute the Contract between the City of Greensboro and the Moses H. Cone Memorial Hospital Operating Corporation, for annual medical evaluations of all sworn firefighters for the contracted amount of \$113,788.48.

Section 2. That this resolution shall be effective upon its adoption.

(Signed) Yvonne J. Johnson

15. [ID 15-0566](#) Resolution Approving Contract in the Amount of \$174,900 with Hazen and Sawyer, PC for the 2015 Water Distribution Model Update and Insurance Services Office Rating Project

0195-15 RESOLUTION AUTHORIZING EXECUTION OF CONTRACT WITH HAZEN AND SAWYER, PC FOR THE 2015 WATER DISTRIBUTION MODEL UPDATE AND INSURANCE SERVICES OFFICE RATING PROJECT

WHEREAS, the Water Resources Department is requesting to update the City's water distribution hydraulic model to determine and map available fire flows, and assist with revising the Department's water system master plan;

WHEREAS, Hazen and Sawyer, PC originally developed the City's hydraulic model and provides modeling support services on projects associated with the model's findings; has worked on projects connected to the City's distribution system for over fifteen years and has extensive knowledge of said system;

WHEREAS, Hazen and Sawyer, PC has offered to provide the required work for the 2015 Water Distribution Model Update and Insurance Services Office Rating Project in the amount of \$174,900.

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 Hazen and Sawyer, PC for the 2015 Water Distribution Model Update and Insurance Services Office Rating Project subject to the terms outlined above. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$100,000 from Account

No. 501-7081-01.5413 and in the amount of \$74,900 from Account No. 501-7023-01.5413.

(Signed) Yvonne J. Johnson

16. [ID 15-0582](#) Resolution Authorizing Execution of Contract with Volkert, Inc. for the Cone Boulevard - Nealtown Road Extensions & Bridge Construction Project

0196-15 RESOLUTION AUTHORIZING EXECUTION OF CONTRACT WITH VOLKERT, INC. FOR THE CONE BOULEVARD-NEALTOWN ROAD EXTENSIONS AND BRIDGE CONSTRUCTION ENGINEERING PROJECT

WHEREAS, Volkert, Inc. was selected to provide construction engineering and inspections services for the construction of the Cone Boulevard-Nealtown Road Extensions and Bridge project;

WHEREAS, two features of the work on the contract require that expert inspections be provided by a consultant and the Volkert team will provide said inspections, in the estimated amount of \$493,890.85.

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

That the City is hereby authorized to enter into a contract with Volkert, Inc. for the Cone Boulevard-Nealtown Road extensions and bridge construction engineering project subject to the terms outlined above. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$493,890.85 from Account No. 471-4502-05.6014.

(Signed) Yvonne J. Johnson

17. [ID 15-0612](#) Resolution Authorizing Contract Between the Greensboro Police Department and Omnilinks Systems, Inc

0197-15 RESOLUTION AUTHORIZING CONTRACT BETWEEN THE GREENSBORO POLICE DEPARTMENT AND OMNILINKS SYSTEMS, INC

WHEREAS, the Greensboro Police Department requires the use of specialized priority offender electronic monitoring services, software and equipment; and

WHEREAS, the Greensboro Police Department has been satisfied with the services of Omnilinks Systems Inc since 2011; and

WHEREAS, Omnilinks Systems, Inc. has and will continue to provide the necessary services for the priority offender electronic monitoring program; and

WHEREAS, the annual contract cost is estimated at approximately \$175,000 per year over the contract term; and

WHEREAS, under the City's current policy, service contracts totaling \$100,000 or more require City Council approval; and

WHEREAS, funding is subject to City Council approval of future fiscal year budget appropriations.

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 Omnilinks Systems, Inc. subject to the terms outlined above. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$175,000, payment to be made from Account No. 101351014.

(Signed) Yvonne J. Johnson

18. [ID 15-0584](#) Resolution Authorizing Contract Between the Greensboro Police Department and Fields Consulting Group, Inc.

0198-15 RESOLUTION AUTHORIZING CONTRACT BETWEEN THE GREENSBORO POLICE DEPARTMENT AND FIELDS CONSULTING GROUP, INC

WHEREAS, the Greensboro Police Department requires the use of specialized promotional process services; and

WHEREAS, the Greensboro Police Department has been satisfied with the services of Fields Consulting Group, Inc since 2012; and

WHEREAS, Field Consulting Group, Inc has and will continue to provide the necessary services for the promotional processes of eligible police candidates for the ranks of Corporal, Sergeant and Lieutenant; and

WHEREAS, the annual contract cost is estimated at approximately \$35,000 per year over the three-year contract term; and

WHEREAS, the total value of the three-year agreement is estimated at approximately \$105,000; and

WHEREAS, under the City's current policy, professional contracts totaling \$100,000 or more require City Council approval; and

WHEREAS, funding is subject to City Council approval of future fiscal year budget appropriations.

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 Fields Consulting Group, Inc. subject to the terms outlined above. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$105,000 over the three-year period, payment to be made from Account No. 101354501.

(Signed) Yvonne J. Johnson

19. [ID 15-0585](#) Resolution Authorizing Contract Between the Greensboro Police Department and Law Enforcement Services Group dba The FMRT Group

0199-15 RESOLUTION AUTHORIZING CONTRACT BETWEEN THE GREENSBORO POLICE DEPARTMENT AND LAW ENFORCEMENT SERVICES GROUP DBA THE FMRT GROUP

WHEREAS, the Greensboro Police Department requires the use of specialized psychological assessment services in the pre-employment and post-employment stages of hiring police recruits and employees; and

WHEREAS, the Greensboro Police Department has been satisfied with the services of Law Enforcement Services Group dba The FMRT Group since 2009; and

WHEREAS, The FMRT Group has and will continue to provide the necessary services in the employment phases of police applicants; and

WHEREAS, The FMRT Group has and will continue to provide necessary psychological assistance officers in other phases of their career; and

WHEREAS, the annual contract cost is estimated at approximately \$85,000 per year over the three-year contract term; and

WHEREAS, the total value of the three-year agreement is estimated at approximately \$255,000; and

WHEREAS, under the City's current policy, professional contracts totaling \$100,000 or more require City Council approval; and

WHEREAS, funding is subject to City Council approval of future fiscal year budget appropriations.

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 Law Enforcement Services Group d/b/a The FMRT Group subject to the terms outlined above. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$255,000 over the three-year period, payment to be made from Account No. 101350204.

(Signed) Yvonne J. Johnson

20. [ID 15-0525](#) Resolution Calling a Public Hearing for August 3, 2015 to Receive Public Comments on an Application for the 2015 Justice Assistance Grant

0200-15 RESOLUTION CALLING A PUBLIC HEARING FOR AUGUST 3, 2015 TO RECEIVE PUBLIC COMMENTS ON AN APPLICATION FOR THE 2015 JUSTICE ASSISTANCE GRANT IN THE AMOUNT OF \$191,755

WHEREAS, in accordance with public safety funding federal regulation, 42 U.S.C. § 3751(a), the City of Greensboro wishes to apply for a formula based grant allocation through the Edward Byrne Memorial Justice Assistance Grant (JAG), CFDA#16.738; and

WHEREAS, the City is required to conduct a public hearing for the governing body to consider public input in a decision authorizing grant application and a Memorandum of Understanding between the City of Greensboro, City of High Point, and Guilford County that reflects agreement on the allocations; and

WHEREAS, the Greensboro Police Department, High Point Police Department and Guilford County Sheriff's Department will propose the following grant allocation based on the grant solicitation requirements and formula that allows Cities to receive a higher allocation than Counties, even when Counties have the greater financial obligation; and

WHEREAS, the allocation totals \$191,755 and the planned application amounts for each jurisdiction are:

- Guilford County: \$ 48,321
- City of Greensboro: \$103,460
- City of High Point: \$ 39,974; and

WHEREAS, the City of Greensboro's Police Department plans to serve as the lead/fiscal agent for the grant in FY 2015.

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

That the request to conduct a public hearing for August 3, 2015 to receive public comments on the proposed 2015 Justice Assistance Grant application in the total amount of \$191,755 to be divided between the Greensboro Police Department (\$103,460); Guilford County Sheriff's Department (\$48,321); and the High Point Police Department (39,974).

(Signed) Yvonne J. Johnson

22. [ID 15-0551](#) Resolution Authorizing Execution Of Contract With Greensboro Housing Authority for Supplemental Policing Services For Police Neighborhood Resource Centers

0201-15 RESOLUTION AUTHORIZING EXECUTION OF CONTRACT WITH GREENSBORO HOUSING AUTHORITY FOR SUPPLEMENTAL POLICING SERVICES FOR POLICE NEIGHBORHOOD RESOURCE

CENTERS

WHEREAS, Greensboro Housing Authority (GHA) desires the assistance of the City (Greensboro Police Department) in providing additional police services to create drug and crime free communities and to provide for the safety and protection of the residents in its public housing communities;

WHEREAS, there is a need to maintain the Police Neighborhood; Resource Centers (PNRCs) jointly operated by the Greensboro Police Department and GHA in the public housing communities of Claremont Courts, Hickory Trails, Hampton Homes, Ray Warren Homes and Smith Homes to alleviate the severe problems of drug-related crime in these areas;

WHEREAS, these areas have a need for protection above and beyond that of other sectors of the City; and

WHEREAS, the City and GHA believe that the continued operation of the Police Neighborhood Resource Centers is vital to the protection of these areas;

WHEREAS, under this contract, the City agrees that the services rendered by the assigned personnel of the Greensboro Police Department under this agreement are in addition to baseline police services. The City agrees that it will not reduce its current level of baseline police services to the public housing communities. The City further agrees that the Greensboro Police Department shall continue to provide a total of 10 foot patrol officers assigned specifically to the Police Neighborhood Resource Centers, and shall also provide one supervisor for these officers, as well as necessary uniforms, weapons, vehicles and other items necessary to perform the officers' duties.

The Greensboro Housing Authority shall provide office space and office equipment at Claremont Courts, Hampton Homes, Hickory Trails, Ray Warren Homes and Smith Homes for these officers, and shall contract with the Resident Councils in each of the five communities to manage the Police Neighborhood Resource Centers.

The Greensboro Housing Authority shall reimburse the City for a proportionate share of the cost of the salaries of assigned PNRC officers and their supervisor. For the period of July 1, 2015 through June 30, 2016, GHA will pay the amount of \$309,700 for regular salary expenses incurred while providing supplemental police coverage under the PNRC program.

The Greensboro Police Department and the Greensboro Housing Authority shall continue to work together to ensure the successful protection of the communities specified above against criminal activity.

WHEREAS, the Greensboro Police Department would like to enter into a contract with Greensboro Housing Authority Supplemental Police Services for Police Neighborhood Resource Centers (PNRC);

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

That the Greensboro Police Department is hereby authorized to execute a contract with the Greensboro Housing Authority for the implementation of supplemental policing services for Police Neighborhood Resource Centers, in Greensboro, NC, for payment of \$309,700 (FY 2015-16), to be paid in reimbursements, to be funded with Greensboro Housing Authority funds.

(Signed) Yvonne J. Johnson

23. [ID 15-0564](#) Resolution Authorizing Change Order in Contract No. 2010-113 (C-5555A) with Atlantic Contracting Company, Inc., for General Sidewalk Improvements

0202-15 RESOLUTION AUTHORIZING CHANGE ORDER IN CONTRACT NO. 2010-113 (C-5555A) WITH ATLANTIC CONTRACTING COMPANY, INC. FOR GENERAL SIDEWALK IMPROVEMENTS

WHEREAS, Contract No. 2010-113 with Atlantic Contracting Company, Inc. provides for general sidewalk improvements;

WHEREAS, due to an extended negotiation period for easements at the U.S. Postal Service property at the bulk mail center on Wendover Avenue, a gap was left in the Wendover section of the sidewalks; upon completion of the negotiations, the work has been added back into the Wendover sidewalk, thereby necessitating a change order in the contract in the amount of \$68,574 and will be 80% reimbursed;

WHEREAS, due to the request by North Carolina Department of Transportation (NCDOT) for modifications to three of its intersections along the Wendover sidewalks as a result of tighter turning radii causing large trucks to run over the curbs which cause maintenance expenses and impair accessibility at curb ramps, a change order in the contract is necessary in the amount of \$25,878 and will be 80% reimbursed.

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

That a change order in the above-mentioned contract with Atlantic Contracting Company, Inc. for general sidewalk improvements is hereby authorized at a total cost of \$94,452, payment of said additional amount to be made from Account No. 401-4555-01.6015 A13079 and will be 80% reimbursed by NCDOT.

(Signed) Yvonne J. Johnson

24. [ID 15-0578](#) Resolution Authorizing Intergovernmental Agreements Between the City of Greensboro and Various Governmental Agencies for Guilford Metro 911 to Provide Radio Equipment Maintenance Services

0203-15 RESOLUTION AUTHORIZING INTERGOVERNMENTAL AGREEMENTS BETWEEN THE CITY OF GREENSBORO AND VARIOUS GOVERNMENTAL AGENCIES FOR GUILFORD METRO 911 TO PROVIDE RADIO EQUIPMENT MAINTENANCE SERVICES

WHEREAS, Guilford Metro 911 serves as the regional radio equipment service provider for various governmental emergency service agencies in the Guilford County Region; and

WHEREAS, Guilford Metro 911 and these agencies intend to enter into agreements that establish the fees each agency will pay for Guilford Metro 911's services; and

WHEREAS, the following governmental agencies require radio services: Guilford County and the City of High Point; and

WHEREAS, services are charged by Guilford Metro 911 to these entities on a piece rate basis established in these interlocal agreements; and

WHEREAS, service costs for maintenance are billed to the various agencies and institutions; and

WHEREAS, in accordance with North Carolina law, in order for the City to enter into an inter-local agreement, City Council approval is required.

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

That the request for City Council to authorize intergovernmental agreements between the City of Greensboro and various governmental emergency service agencies and institutions for Guilford Metro 911 to provide radio equipment maintenance services is hereby approved.

(Signed) Yvonne J. Johnson

25. [ID 15-0595](#) Resolution Authorizing an Interlocal Agreement Between Alamance County and City of Greensboro Establishing Protocols for 911 Telephone Network Failure

0204-15 RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTERLOCAL AGREEMENT BETWEEN ALAMANCE COUNTY AND CITY OF GREENSBORO ESTABLISHING PROTOCOLS

FOR 911 TELEPHONE NETWORK FAILURE

WHEREAS, both Guilford-Metro 911 and Alamance County Central Communications operate 911 emergency telephone networks; and

WHEREAS, There is a need for an Interlocal Agreement which will set forth the Guidelines and Protocols in the event of 911 Telephone Network Failure for Alamance County Central Communications

WHEREAS, during times of natural disaster and other unpredictable events, a 911 Center's system may be temporarily disabled; and

WHEREAS, Alamance County and the City of Greensboro plan to enter into an agreement in which Guilford Metro 911 will provide Alamance County Central Communications with back-up support in the event of telephone network failure; and

WHEREAS, The agreement outlines the responsibilities and protocols of Guilford Metro 911 and Alamance County in case assistance is needed from Guilford Metro 911 in the event of a telephone network failure.; and

WHEREAS, 911 Trunks will only be rolled over in the event of a system failure; and

WHEREAS, the parties pursuant to the authority of Chapter 160A, Article 20, Section 461 et seq. of the North Carolina General Statutes are authorized to enter into this Interlocal Agreement in order to pursue the above stated goals;

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

That the request to approve the Memorandum of Understanding, Contract #2015-10317 between Guilford County, the City of Greensboro and City of High Point is hereby approved.

(Signed) Yvonne J. Johnson

26. [ID 15-0516](#) Resolution Approving Appraisal in the Amount of \$99,245 and Authorizing Acquisition of Property Located at 2109 New Garden Road for the Battleground New Garden Intersection Improvement Project

0205-15 RESOLUTION APPROVING APPRAISAL AND AUTHORIZING PURCHASE OF PROPERTY LOCATED AT 2109 NEW GARDEN ROAD FOR THE BATTLEGROUND NEW GARDEN INTERSECTION IMPROVEMENT PROJECT

WHEREAS, in connection with the Battleground New Garden Intersection Improvement project, a portion of the property owned by New Garden Plaza Limited Partnership, Parcel 0081233 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised by Foster Appraisal Services, Inc. at a value of \$99,245 which appraisal, in the opinion of the City Council, is fair and reasonable;

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

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

That the appraisal of the above mentioned portion of property in the amount of \$99,245 is hereby approved, and the purchase of the property in accordance with the appraisal is hereby authorized, payment to be made from Account No. 220-4589-01.6012, Activity #A12086.

(Signed) Yvonne J. Johnson

27. [ID 15-0517](#) Resolution Authorizing Acceptance of Ownership of Drainageway and Open Space from SHVF Olympic, LLC at 2003-yy Yanceyville Street

0206-15 RESOLUTION AUTHORIZING ACCEPTANCE OF OWNERSHIP TO THE CITY OF GREENSBORO OF DRAINAGEWAY AND OPEN SPACE FROM SHVF OLYMPIC, LLC FOR PROPERTY LOCATED AT 2003-yy YANCEYVILLE STREET

WHEREAS, the owner has offered to convey property located at 2003-yy Yanceyville Street (Parcel #0222657) to the City of Greensboro as a dedication of drainageway and open space, said property being shown on the attached map;

WHEREAS, the indicated drainageway and open space area on the subdivision plat recorded in Plat Book 140, Page 142 will become City owned property and has been reviewed and accepted by the Parks and Recreation Department;

WHEREAS, it is deemed in the best interest of the City to accept the dedication of drainageway and open space from SHVF Olympic, LLC of the property located at 2003-yy Yanceyville Street.

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

That, on behalf of the City of Greensboro, the acceptance of the dedication of drainageway and open space on the subdivision plat recorded in Plat Book 140, Page 142 located at 2003-yy Yanceyville Street is hereby approved.

(Signed) Yvonne J. Johnson

28. [ID 15-0526](#) Resolution Authorizing the Sale of Surplus Foreclosure Property Located at 325 Winston Street

0207-15 RESOLUTION AUTHORIZING CONVEYANCE OF PROPERTY LOCATED AT 325 WINSTON STREET

WHEREAS, the City of Greensboro owns property located at 325 Winston Street at Parcel #0012992, said property being shown on the attached map;

WHEREAS, it has been determined that there is no municipal need for the property and the bid was accepted in accordance with Section 4:124 of the City Code of Ordinances;

WHEREAS, the property has been appraised by Lynn R. Ritchie at a value of \$2,250 and the offer made based on the appraised value of \$2,250 was accepted, which amount, in the opinion of the City Council is fair and reasonable;

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

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

That the sale of the above mentioned property in the amount of \$2,250 is hereby approved and the sale of land is hereby authorized; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Yvonne J. Johnson

29. [ID 15-0549](#) Resolution Authorizing the Sale of Surplus Property Located at 1823 South Holden Road

0208-15 RESOLUTION AUTHORIZING CONVEYANCE OF PROPERTY LOCATED AT 1823 SOUTH HOLDEN ROAD

WHEREAS, the City of Greensboro owns property located at 1823 South Holden Road at Parcel #0053302, said property being shown on the attached map;

WHEREAS, it has been determined that there is no municipal need for the property and the bid was accepted in accordance with Section 4:124 of the City Code of Ordinances;

WHEREAS, the property has been appraised by Foster Appraisals at a value of \$4,400 and the offer made based on the appraised value of \$4,400 was accepted, which amount, in the opinion of the City Council is fair and reasonable;

WHEREAS, revenue proceeds from this conveyance will be credited in General Fund Account No. 101-0000-00.8616.

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

That the sale of the above mentioned property in the amount of \$4,400 is hereby approved and the sale of land is hereby authorized; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Yvonne J. Johnson

30. [ID 15-0548](#) Resolution Authorizing Acquisition of Property Located at 3104 Horse Pen Creek Road for the Horse Pen Creek Road Widening Project

0209-15 RESOLUTION AUTHORIZING PURCHASE OF PROPERTY LOCATED AT 3104 HORSE PEN CREEK ROAD FOR THE HORSE PEN CREEK ROAD WIDENING PROJECT

WHEREAS, in connection with the Horse Pen Creek Road Widening project, a portion of the property owned by Jess Clar, LLC, Parcel 0078218 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$23,810 but the property owner has agreed to settle for the price of \$27,000, which settlement, in the opinion of the City Council, is a fair and reasonable alternative to condemnation;

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

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

That the agreed price of the above mentioned portion of property in the amount of \$27,000 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made from Account No. 471-4502-08.6012 A14074.

(Signed) Yvonne J. Johnson

31. [ID 15-0583](#) Resolution Authorizing the Conveyance of Surplus Foreclosure Property Located at 4408 Anderson Street

0210-15 RESOLUTION AUTHORIZING CONVEYANCE OF PROPERTY LOCATED AT 4408 ANDERSON STREET

WHEREAS, the City of Greensboro owns property located at 4408 Anderson Street at Parcel #0056445, said property being shown on the attached map;

WHEREAS, it has been determined that there is no municipal need for the property and the bid was accepted in accordance with Section 4:122 of the City Code of Ordinances;

WHEREAS, the property has been appraised by Lynn B. Ritchy at a value of \$6,500 and the offer made based on the appraised value of \$5,850 was accepted, which amount, in the opinion of the City Council is fair and reasonable;

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

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

That the sale of the above mentioned property in the amount of \$5,850 is hereby approved and the sale of land is hereby authorized; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Yvonne J. Johnson

32. [ID 15-0552](#) Resolution Authorizing Conveyance of Foreclosure Property Located at 614 Bennett Street

0211-15 RESOLUTION AUTHORIZING CONVEYANCE OF PROPERTY LOCATED AT 614 BENNETT STREET

WHEREAS, the City of Greensboro owns property located at 614 Bennett Street at Parcel #0004982, said property being shown on the attached map;

WHEREAS, it has been determined that there is no municipal need for the property and the bid was accepted in accordance with Section 4:124 of the City Code of Ordinances;

WHEREAS, the property has been appraised by Lynn R. Ritchie at a value of \$1,250 and the offer made based on the appraised value of \$1.250 was accepted, which amount, in the opinion of the City Council is fair and reasonable;

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

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

That the sale of the above mentioned property in the amount of \$1,250 is hereby approved and the sale of land is hereby authorized; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Yvonne J. Johnson

33. [ID 15-0563](#) Resolution Declaring City Property, Ford Van- Equipment #937, as Surplus Property and Conveyance of Surplus Property to the Interactive Resource Center, a Non-Profit Organization, Pursuant to NC General Statutes § 160A-280

0212-15 RESOLUTION DECLARING CITY PROPERTY EQUIPMENT #937 - FORD VAN, AS SURPLUS PROPERTY AND CONVEYANCE OF SURPLUS PROPERTY TO THE INTERACTIVE RESOURCE CENTER, A NONPROFIT ORGANIZATION, PURSUANT TO NC GENERAL STATUTES § 160A-280

WHEREAS, the Interactive Resource Center (IRC) is an innovative day resource center in Greensboro for people experiencing homelessness or trying to keep from becoming homeless in Guilford County; and

WHEREAS, the IRC contacted the City of Greensboro for assistance by requesting donation of a surplus van for the purpose of transporting program participants; and

WHEREAS, the IRC is a 501 (c) (3) nonprofit corporation and has confirmed that the van will be used for the

public purpose of transporting program participants; and

WHEREAS, the IRC confirmed that the conveyance of this property is conditioned on the continued use for a public purpose and the conveyance includes reversion to the City of Greensboro in the event that the grantee ceases to use the property for a public purpose; and

WHEREAS, the Equipment Services Division has identified a 2004 Ford E150 van, equipment #937, VIN-1FTRE14W74HA25790 that meets the needs of the IRC; and

WHEREAS, the van has in excess of 100,000 miles, meets the requirements for replacement and would normally be sold at the next public auction; and

WHEREAS, pursuant to NC General Statutes § 160A-280 the Greensboro City Council posted a public notice regarding this donation on July 16, 2015.

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

That the City property Equipment #937, a 2004 Ford EISO van, is hereby declared as surplus property, and the City Manager is authorized to donate this surplus property to the Interactive Resource Center, a non-profit organization, pursuant to NC General Statutes § 160A-280.

(Signed) Yvonne J. Johnson

- 34. [ID 15-0576](#)** Resolution Calling a Public Hearing for August 3, 2015 to Amend Chapter 30, Section 30-4-5.3 of the Land Development Ordinance Related to the Filing Deadline for Applications to the Zoning Commission.

0213-15 RESOLUTION CALLING A PUBLIC HEARING FOR AUGUST 3, 2015 ON THE ZONING, PLANNING AND DEVELOPMENT TEXT AMENDMENT AMENDING SECTION 30-4-5.3 OF THE LAND DEVELOPMENT ORDINANCE RELATED TO THE FILING DEADLINE FOR THE APPLICATIONS TO THE ZONING COMMISSION.

WHEREAS, The Land Development Ordinance contains provisions to allow for the text of the ordinance may be amended, supplemented, changed, modified, or repealed in accordance with the procedures of this Section 30-4-4;

WHEREAS, Section 30-4-4.6 allows that, at its discretion, the City Council may waive the text amendment procedures of this Section 30-4-4 and process text amendments to this ordinance in accordance with procedural provisions of Article 19 of NCGS Chapter 160A and other applicable provisions of state law; and

WHEREAS, the procedures for adopting, amending, or repealing ordinances within Article 19 of NCGS Chapter 160A require City Council to hold a public hearing on it after notice of the public hearing is given in a newspaper having general circulation in the area.

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

That Monday, August 3, 2015 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed Zoning, Planning and Development Text Amendment amending Section 30-4-5.3 of the Land Development Ordinance related to the filing deadline for the applications to the Zoning Commission.

(Signed) Yvonne J. Johnson

- 35. [ID 15-0602](#)** Resolution Awarding Funds to Community Housing Development Organizations for Eligible Affordable Housing Projects

0214-15 RESOLUTION AWARDING FUNDS TO COMMUNITY HOUSING DEVELOPMENT ORGANIZATIONS FOR ELIGIBLE AFFORDABLE HOUSING PROJECTS

WHEREAS, the federal HOME Program grant from the US Department of Housing and Urban Development requires that funds be committed to projects within two fiscal years of grant allocation to the Greensboro/Guilford/Burlington/Alamance HOME Consortium members.

WHEREAS, the HOME Program requires that a minimum of 15% of annual grant allocations be awarded to City-certified Community Housing Development Organizations [CHDO's] for HOME-eligible affordable housing development activities.

WHEREAS, due to prior HOME Consortium projects not moving forward as originally scheduled, there is a \$413,946 commitment deficit that must be met by July 31, 2015. Small amounts will be committed by Consortium members.

WHEREAS, the following CHDO projects have been identified to fill the major portion of the commitment deficit and meet the required CHDO commitments:

Community Housing Solutions of Guilford \$92,608 HOME grant to continue acquisition/rehab/resale of units in Glenwood neighborhood to low income buyers (\$150,000 grant previously awarded and on track for expenditure)

Partnership Homes \$29,215 HOME grant to provide additional site safety enhancements and improved flooring material at Everitt Square, a 16 unit building located at 2130 Everitt Street (\$507,504 loan previously awarded and on track for expenditure)

East Market Street Development Corporation \$150,000 HOME loan and \$118,877 Nussbaum grant to cover increase to the development budget for Jonesboro Landing, Phase 2, nine apartments located at 2109 Charlotte Street. (\$450,000 HOME loan and \$182,523 neighborhood bonds grant previously awarded)

WHEREAS, funds are available in the following accounts:

\$120,749	213-9014-02.5282
\$106,046	213-9014-03.5282
\$ 45,028	213-9014-04.5282
\$118,877	211-2103-08.5282

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

That it approves the award of funds to the Community Housing Development Organizations in the amounts listed above and authorizes the City Manager to execute the agreements.

(Signed) Yvonne J. Johnson

36. [ID 15-0605](#) Resolution Approving Partnership Agreement for use of Space with Guilford County, North Carolina for the Greensboro Police Department to Provide Services at the Guilford County Family Justice Center

0215-15 RESOLUTION APPROVING PARTNERSHIP AGREEMENT FOR USE OF SPACE WITH GULFORD COUNTY, NORTH CAROLINA FOR THE GREENSBORO POLICE DEPARTMENT TO PROVIDE SERVICES AT THE GUILFORD COUNTY FAMILY JUSTICE CENTER

WHEREAS, community stakeholders in Guilford County have worked together to develop a central location to provide comprehensive services to victims of domestic violence, sexual assault, child maltreatment, and elder abuse;

WHEREAS, the mission of the Guilford County Family Justice Center, hereafter referred to as FJC, is to empower family violence victims to live free from violence and abuse and hold offenders accountable by providing easily

accessible, coordinated, and comprehensive services in a single location;

WHEREAS, Guilford County desires to partner with the City of Greensboro, for the Greensboro Police Department to provide services in the FJC in a collaborative effort to provide victims of domestic violence, sexual assault, child maltreatment and elder abuse with increased support and easier access to resources through a central location;

WHEREAS Guilford County and the City of Greensboro, have a lengthy history of cooperation with respect to many matters affecting their mutual interests and the benefit of their respective citizens;

WHEREAS, Guilford County shall be responsible for providing the following in-kind contribution to the City of Greensboro: Workspace in the FJC; Use of the facilities including the waiting room, client meeting rooms, toilet facilities, kitchen area and the reception area; General maintenance and upkeep of the facility; and Basic wiring for computers, fax and copies in the FJC;

WHEREAS, in consideration of in-kind services from Guilford County, the City of Greensboro will Participate in the enforcement, apprehension, and prosecution of domestic violence offenders while collaborating with other law enforcement agencies and prosecutors; Investigate criminal allegations of domestic violence, sex crimes, and child victim crimes in accordance with the Greensboro Police Department's mission statement; Dedicate law enforcement services, including specialized advocacy and safety services through the department's Family Victim's Unit; Participate in FJC partner meetings and network with all participating FJC agencies in a collaborative effort to reduce domestic violence, sexual assault, child maltreatment, and elder abuse; and Refer FJC clients to other community partners as needed;

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

Section 1. That the Guilford County Family Justice Center Partnership Agreement for Use of Space between Guilford County and the City of Greensboro identified in the attached Exhibit A is hereby formally approved and the City Manager and Clerk are authorized to sign and execute the Agreement.

Section 2. That this resolution shall be effective upon its adoption.

(Signed) Yvonne J. Johnson

37. [ID 15-0608](#) Resolution Approving Memorandum of Understanding Between Partners Providing Services at the Guilford County Family Justice Center

0216-15 RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN PARTNERS PROVIDING SERVICES AT THE GUILFORD COUNTY FAMILY JUSTICE CENTER

WHEREAS, the Children's Law Center of Central North Carolina, City of Greensboro, Moses H. Cone Memorial Hospital Operating Corporation, Corporation of Guardianship, Elon University School of Law, Family Services of the Piedmont, Inc., Guilford County Clerk of Superior Court, Guilford County District Attorney's Office, Guilford County, Department of Health and Human Services, Family Justice Center, Legal Aid of North Carolina, Inc., North Carolina A&T State University, Piedmont Triad Regional Council Area Agency on Aging and the University of North Carolina at Greensboro, collectively referred to as the Partners, have diligently worked together to develop a central location to provide comprehensive services to victims of domestic violence, sexual assault, child maltreatment, and elder abuse;

WHEREAS, the mission of the Guilford County Family Justice Center, hereafter referred to as FJC, is to empower family violence victims to live free from violence and abuse and hold offenders accountable by providing easily accessible, coordinated, and comprehensive services in a single location;

WHEREAS, all the Partners have agreed to provide services to and participate in the FJC;

WHEREAS the Partners have a lengthy history of cooperation with respect to many matters affecting their mutual interests and the benefit of the citizens of Greensboro and Guilford County;

WHEREAS, Guilford County shall be responsible for providing the following in-kind contribution to the FJC Partners: Ongoing financial support and commitment to the efforts of the FJC; Provide workspace in the FJC including on-going maintenances and operational expenses at no costs to the FJC partners; Dedicate staff and resources in other necessary and appropriate ways as determined by the County; Participate in FJC partner meetings and network with all participating FJC agencies in a collaborative effort to reduce domestic violence, sexual assault, child maltreatment, and elder abuse; and Refer citizens or other community partners to the FJC, when appropriate;

WHEREAS, in consideration of in-kind services from Guilford County, the City of Greensboro will provide the following services: Promote FJC services within the community; Provide parking to FJC partners and clients for free or at a reduced rate as outlined in the Partnership Agreements; Dedicate staff and resources in other necessary and appropriate ways as determined by the City in collaboration and coordination with the FJC Director; Participate in FJC partner meetings and network with all participating FJC agencies in a collaborative effort to reduce domestic violence, sexual assault, child maltreatment, and elder abuse; and Refer citizens or other community partners to the FJC, when appropriate;

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

Section 1. That the Memorandum of Understanding between the FJC Partners identified in the attached Exhibit A is hereby formally approved and the City Manager and Clerk are authorized to sign and execute the Agreement.

Section 2. That this resolution shall be effective upon its adoption.

(Signed) Yvonne J. Johnson

38. [ID 15-0607](#) Resolution Authorizing an Amendment to the White Street Landfill Gas Utilization Project Agreement to Include a Solar Facility

0217-15 RESOLUTION AUTHORIZING AN AMENDMENT TO THE WHITE STREET LANDFILL GAS UTILIZATION PROJECT AGREEMENT WITH PETRA ENGINEERING TO INCLUDE A SOLAR FACILITY AT THE WHITE STREET LANDFILL

WHEREAS, following a Request for Proposals in 2013, the Field Operations Department recommended Petra Engineering to build, operate and own a landfill gas to energy facility at the White Street landfill; and

WHEREAS, Petra Engineering has also proposed to build, operate and own a solar project at the White Street landfill to produce electricity; and

WHEREAS, the solar project requires no city funds and the energy produced at Petra's solar facility will be purchased by Duke Energy; and

WHEREAS, the solar project is expected to occupy 15-20 acres of property at the landfill which Petra will lease for around \$6,000 annually for 25 years; and

WHEREAS, the landfill gas and solar projects will offer the opportunity for hands-on experience with renewable technology for local colleges; and

WHEREAS, the City of Greensboro will have the option to purchase the solar facility after the 7th year of operation;

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

That the request for City Council to authorize an amendment to the White Street Landfill Gas Utilization Project agreement with Petra Engineering to include a solar facility at the White Street landfill is hereby approved.

(Signed) Yvonne J. Johnson

39. [ID 15-0535](#) Resolution Approving Write Off of Miscellaneous Invoice - GM911

Technical Services Division Request for Write Off of a Portion of Invoice #2200179460 to Guilford County in the Amount of \$79,331.36

0218-15 RESOLUTION APPROVING WRITE OFF OF A PORTION OF INVOICE #2200179460 TO GUILFORD COUNTY

WHEREAS, Guilford Metro 911 Technical Services Division (GM911) invoiced Guilford County for their portion of the radio system upgrades and services under the joint Migration Assurance Program Agreement (MAP);

WHEREAS, since then, Guilford County has negotiated with Motorola to be invoiced directly for the UHG Paging System instead of being combined with MAP so it is no longer necessary for GM911 Technical Services Division to bill Guilford County for this service and consequently updated their agreement with Motorola to reflect this change retroactively;

WHEREAS, Invoice #2200179460 was forwarded to Guilford County prior to the changes being made and the Financial and Administrative Services Department requires Council approval to adjust invoices in excess of \$20,000 when a billing error has occurred.

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

That the Financial and Administrative Services Department is authorized to write off a portion of Invoice #2200179460 in the amount of \$79,331.36 to Guilford County for their portion of the radio system upgrades and services under the joint Migration Assurance Program Agreement (MAP).

(Signed) Yvonne J. Johnson

40. [ID 15-0615](#) Ordinance in the Amount of \$50,000 Amending State, Federal and Other Grants Fund Budget for the Appropriation of Guilford County Emergency Services Capital Payment to Supplement Purchase of a Firefighting Equipment Storage Building

15-096 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF GUILFORD COUNTY EMERGENCY SERVICES CAPITAL PAYMENT TO SUPLEMENT PURCHASE OF A FIREFIGHTING EQUIPMENT STORAGE BUILDING

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

Section 1

That the appropriation to the 2014 Colonial Pipeline Donation Account be increased as follows:

Account	Description	Amount
220-4004-01.6013	Buildings	\$50,000
Total		\$50,000

and, that this increase be financed by increasing the following Colonial Pipeline Donation Fund accounts:

Account	Description	Amount
220-4004-01.9455	Transfer from Fire Station Bond Account	\$50,000
Total		\$50,000

Section 2

That the appropriation to the Fire Foam Storage Building Account be increased as follows:

Account	Description	Amount
455-4011-01.6220	Transfer to State/Federal/Other Grants Fund	\$50,000
Total		\$50,000

and, that this increase be financed by increasing the following Foam Storage Building accounts:

Account	Description	Amount
455-0000-00.7220	Other Licenses and Permits	\$50,000

Section 3

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne J. Johnson

41. [ID 15-0575](#) Resolution Listing Loans and Grant for City Council Approval

0219-15 RESOLUTION LISTING LOANS AND GRANTS FOR CITY COUNCIL APPROVAL

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

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

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

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

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

(Signed) Yvonne J. Johnson

42. [ID 15-0592](#) Resolution Approving Partnership Agreement between the United States Geological Survey and City of Greensboro for Stream Flow and Rainfall Gauges within Greensboro City Limits

0220-15 RESOLUTION APPROVING PARTNERSHIP AGREEMENT BETWEEN THE UNITED STATES GEOLOGICAL SURVEY AND CITY OF GREENSBORO FOR STREAM FLOW AND RAINFALL GAUGES WITHIN GREENSBORO CITY LIMITS

WHEREAS, the stream data collection network consists of twelve representative sites that are operated and maintained by the United States Geological Survey (USGS);

WHEREAS, the gauging stations allow the City to quantify both rainfall and stream flow in major streams which include North Buffalo, South Buffalo, Reedy Fork, Brush Creek and Horse Pen Creek;

WHEREAS, the continuous stream flow and rainfall gauging allows the City staff to better quantify individual drainage and flooding problems in terms of the "return frequency" of the given rainfall event;

WHEREAS, the USGS data is also heavily used for monitoring area rainfall and stream flow into the City's three drinking water lakes;

WHEREAS, the City and USGS have had this contracted relationship since 1998 and the City has been satisfied

with the level of service and products delivered;

WHEREAS, USDS will provide partial funding in the amount of \$62,000 for a portion of the operation and maintenance of the gauges.

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 the United States Geological Survey (USGS) for stream flow and rainfall gauges within the Greensboro city limits subject to the terms outlined above. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$144,800 from Account No. 505-7003-03.5413 with a portion in the amount of \$62,000 to be contributed by USGS.

(Signed) Yvonne J. Johnson

43. [ID 15-0604](#) Resolution Rescinding Resolution No. 0211-14 and Authorizing City Attorney to Institute Proceedings to Condemn a Portion of the Property of Victor R. Sarvis Located at 5716 West Market Street in Connection with the West Market St/College Rd Intersection & Sidewalk Project

0221-15 RESOLUTION RESCINDING RESOLUTION No. 0211-14 AND AUTHORIZING THE CITY ATTORNEY TO CONDEMN A PORTION OF THE PROPERTY OF VICTOR R. SARVIS IN CONNECTION WITH THE W. MARKET STREET/COLLEGE RD INTERSECTION & SIDEWALK PROJECT

WHEREAS, on August 19, 2014, the City Council authorized the condemnation of the property located at 5716 W. Market Street designated as Tax Map # 1-30-894-N-43/Parcel # 0075110, that Victor R. Sarvis owns in the amount of \$140,000.00, said property being as shown on the attached map;

WHEREAS, \$140,000.00 represents the value of the entire property but the City only needs to acquire a portion of the property;

WHEREAS, a new appraisal performed in March 2015, concludes that the value of the portion of the property to be acquired is \$110,000.00;

WHEREAS, the portion of the property is necessary for the W. Market Street/College Rd Intersection & Sidewalk Project;

WHEREAS, negotiations with the owner at the total appraised value of \$110,000.00 for the property have been unsuccessful and said portion of property is necessary for said project;

WHEREAS, it is deemed necessary and in the best interest of the City that the City Attorney be authorized to institute civil proceedings to condemn said portion of the property and that the Director of Finance be authorized to issue a draft to the Clerk of Superior Court as compensation to the owners in the total amount of \$110,000.00 for the property.

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

That, Resolution No. 0211-14 that the City Council adopted on August 19, 2014, authorizing the condemnation of a portion of the property located at 5716 W. Market Street in the amount of \$140,000.00 is rescinded.

That, the condemnation of a portion of the property located at 5716 W. Market Street in the amount of \$110,000.00 is hereby approved and authorized.

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$110,000.00 to the Clerk of Superior Court as compensation to the

owner, payment to be made from Account No. 401-4547-01.6012 Activity #A11168.

(Signed) Yvonne J. Johnson

44. [ID 15-0619](#) Budget Adjustments Approved by Budget Officer 6/9/15-6/30/15

Motion to accept the report of budget adjustments of June 9 - 30, 2015 was adopted.

45. [ID 15-0621](#) Budget Adjustments Requiring Council Approval 7/1/15-7/13/15

Motion to approve the budget adjustments of July 1 - 13, 2015 over the amount of \$50,000 was adopted.

46. [ID 15-0620](#) Budget Adjustments Approved by Budget Officer 7/1/15-7/13/15

Motion to accept the report of budget adjustments of July 1 - 13, 2015 was adopted.

48. [ID 15-0613](#) Motion to Approve the Minutes of the Work Session of June 23, 2015

Motion to approve the minutes of the Work Session of June 23, 2015 was adopted.

12. [ID 15-0597](#) Resolution Approving Execution of Contract in the Amount of \$480,000 with Brannon Technology for Technology Consulting Services

Councilmember Hightower voiced concerns with the length of the contract; the base was not broad enough; and spoke to a new disparity study.

Assistant City Manager Mary Vigue spoke to M/WBE; the future needs for contracting; a contract by contract basis; contract extensions; and to the current policies.

Assistant City Manager David Parrish spoke to professional services; review of the process; the prescribed ten county area; referenced previous conversations with Council regarding the goals and limitations with the ten county area; spoke to maintained focus in that area; and to good faith efforts.

City Attorney Carruthers recognized Councilmember Hightower's concerns; spoke to the disparity study; required utilization tools; and to meeting the requirements of the law.

Councilmember Hightower requested staff research yearly contracts rather than three year contracts.

Councilmember Barber left the meeting at 6:44 p.m. and returned at 6:51 p.m.

Moved by Councilmember Hightower, seconded by Councilmember Abuzuaiter to adopt the resolution. The motion carried by voice vote.

0222-15 RESOLUTION AUTHORIZING EXECUTION OF CONTRACT WITH BRANNON TECHNOLOGY FOR TECHNOLOGY CONSULTING SERVICES

WHEREAS, the Water Resources Department generates massive amounts of data from the computer systems used by the utility;

WHEREAS, the management of this data is vital to the successful operation of core departmental functions, allows for regulatory reporting, and drives decisions involving process improvement, management, and capital improvements;

WHEREAS, the work of the contract involved maintenance of servers, technical support, application development, database administration, software administration, technology leasing, project management and similar functions;

WHEREAS, Brannon Technology can provide the needed technology consulting services over the next three

years in the amount of \$480,000;

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 Brannon Technology for technology consulting services subject to the terms outlined above. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$480,000, with funding for the first year in the amount of \$160,000 from Account Nos. 501-7011-01.5413 and 505-7003-01.5413 with funding for subsequent years to follow in the same account allocation.

(Signed) Sharon Hightower

13. [ID 15-0596](#) Resolution Authorizing Execution of Contract with Dunlap Lawn Service for Mowing of City Parks

Councilmember Wilkins inquired about being locked into a the three year period; voiced concerns regarding the company stating they had underbid the project; and asked for confirmation they could not increase the price for three years.

Assistant City Manager Parrish spoke to the process being secured; and referenced the disparity study.

Field Operations Manager Dale Wyrick spoke to a fixed price; referenced the previous process; spoke to an agreement cancellation; rebids; and extensions.

Councilmember Hightower reiterated concerns with a three year contract.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Fox to excuse Councilmember Outling from voting on the item. The motion carried by a voice vote.

Moved by Councilmember Hightower, seconded by Councilmember Abuzaiter to adopt the resolution. The motion carried by a voice vote.

0223-15 RESOLUTION AUTHORIZING EXECUTION OF CONTRACT WITH DUNLAP LAWN SERVICE FOR MOWING OF CITY PARKS

WHEREAS, after due notice, Requests for Bids have been received for the Mowing and Maintenance of City Parks project;

WHEREAS, the initial contract will be a three year term with an option for two additional one year extensions with an estimated start date of August 1, 2015;

WHEREAS, Dunlap Lawn Service was one of the firms that submitted for the work and was selected to provide the mowing of approximately 130 acres in city parks during the mowing season;

WHEREAS, the three contract value is estimated at \$205,500, and if exercised, the two one year additions are valued at an estimated \$85,000 per year for a total estimated contract value of \$375,500.

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

That the package submitted by Dunlap Lawn Service is hereby accepted, and the City is authorized to enter into a contract with Dunlap Lawn Service for the Mowing and Maintenance of City Parks subject to the terms outlined above. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the estimated amount of \$375,500 from Account No. 101-4304-04.5429 for the three year contract and, if exercised, the two one year additions.

(Signed) Sharon Hightower

21. [ID 15-0527](#) Resolution Authorizing Grant Application for 2015 Body-Worn Camera Pilot Implementation Program for the Police Department

Councilmember Hightower inquired as to the number of cameras involved; and asked if there had been a decision concerning the reviewing of footage.

Deputy Police Chief Brian James spoke to advancing efforts for the body worn cameras; availability of the camera's; and to providing cameras for off duty officers as well as for officers working special events.

Mayor Vaughan stated review of footage was not the City's decision; spoke to the Legislative agenda; legislation for Charlotte; the laws concerning personnel files; stated technology was ahead of the law; spoke to being in compliance with the law; and to changing legislation.

Councilmember Hightower asked if the current cameras were making a difference.

Officer James responded in the affirmative; spoke to video footage; and verifying citizen statements.

Mayor Vaughan spoke to footage review; and referenced an article in paper.

City Attorney Carruthers spoke to a study by Representative Faircloth; modifying the right to view video; referenced the position of other municipalities; and recognizing the citizens rights to view video.

Moved by Councilmember Hightower, seconded by Councilmember Abuzaiter to adopt the resolution. The motion carried by voice vote.

0224-15 RESOLUTION AUTHORIZING GRANT APPLICATION FOR THE BODY-WORN CAMERA PILOT IMPLEMENTATION PROGRAM FY 2015

WHEREAS, the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA)'s Body-worn Camera (BWC) Policy and Implementation Programs (PIP), authorized under a statutory set-aside for technology purposes under 42 U.S.C. 3756(a)(1), is for law enforcement agencies seeking to establish or enhance Body-worn Camera Policy and Implementation Programs; and

WHEREAS, the intent of the program (CFDA #16.738) is to help develop, implement, and evaluate a body-worn camera as one tool in a law enforcement comprehensive problem-solving approach to enhance officer interactions with the public and build community trust; and

WHEREAS, Law enforcement agencies' use of body-worn camera programs has shown them to be a promising practice to improve their interactions with the public. These cameras are an important tool that could be an integrated part of a jurisdiction's holistic problem-solving and community-engagement strategy, helping to increase both trust and communication between the police and the communities they serve; and

WHEREAS, body-worn cameras can be highly effective, providing an inalterable audio and visual record of interactions that can capture empirical evidence in the event of a crime, police-citizen interaction, or use-of-force incident; and

WHEREAS, this grant application requests funding to assist the Greensboro Police Department in outfitting officers below the rank of lieutenant with individually issued body-worn cameras; thereby, enhancing the implementation of the Department's Neighborhood Oriented Policing (NOP) Plan; and

WHEREAS, the grant project will be funded entirely from NC State Drug Excise Tax Funds and Body-worn Camera Pilot Implementation Program Grant Funds. \$75,807 from the State Tax Funds will leverage an additional \$249,451 in Body Worn Camera Project Improvement Project funds.

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

That the application to the Bureau of Justice Assistance for \$325,258 in federal Body Worn Camera Pilot

Implementation Program funds is hereby approved.

(Signed) Sharon Hightower

47. [ID 15-0611](#) Motion to Approve the Minutes of the Regular Meeting of June 16, 2015

Councilmember Wilkins requested the minutes of the June 16th meeting be amended on page 82 to reflect his "No" vote on the Downtown Greensboro, Inc. budget item.

City Attorney Carruthers stated a motion could be made to adopt the minutes as amended.

Moved by Councilmember Wilkins, seconded by Mayor Pro-Tem Johnson to adopt the regular meeting minutes of the June 16, 2015 meeting of Council as amended. The motion carried by voice vote.

IV. PUBLIC HEARING AGENDA

49. [ID 15-0431](#) Ordinance Annexing Territory into the Corporate Limits Located at 5605 Sapp Road - 1.01 Acres

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

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

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

15-097 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 5605 SAPP ROAD – 1.01 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 March 31, 2015), said point being in the south right-of-way line of Sapp Road (NCSR #1560) and also being the northeast corner of the Nickie V. Tsintzos property, as recorded in Deed Book 2259, Page 658; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS S 03° 01' 49" W 310.51 feet to an existing ½ inch iron pipe in the north line of James O. and Jane M. Durham, as recorded in Deed Book 5965, Page 148; thence with said north line N 88° 44' 57" W approximately 100 feet to Durham's northwest corner; THENCE DEPARTING FROM THE EXISTING CITY LIMITS and continuing N 88° 44' 57" W with the north line of Shining Light Baptist Church, Inc. approximately 40.57 feet to an existing 1 ¼ inch iron pipe at the southeast corner of Time Warner Cable Southeast, LLC, as recorded in Deed Book 7403, Page 2638; thence with the east line of Time Warner Cable Southeast, LLC N 03° 03' 58" E 316.57 feet to a computed point marking the northeast corner of said Time Warner Cable Southeast, LLC; thence with the south right-of-way line of Sapp Road S 86° 16' 40" E 140.31 feet to the point and place of BEGINNING, containing approximately 1.01 acres.

All deeds referred to herein are recorded in the Guilford County Register of Deeds Office.

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 July 21, 2015, the liability for municipal taxes for the 2015-2016 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

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

(Signed) Yvonne J. Johnson

50. [ID 15-0544](#) Ordinance Rezoning Property Located at 5605 Sapp Road

Moved by Councilmember Wilkins, seconded by Mayor Pro-Tem Johnson, to adopt the ordinance and stated the Greensboro City Council believes that its action to approve the zoning amendment, located at 5605 Sapp Road from County-GO-M (General Office-Moderate) to CD-C-M (Conditional District-Commercial-Medium) to be consistent with the adopted Connections 2025 Comprehensive Plan and considers the action taken to be reasonable and in the public interest for the following reasons: it is consistent with the Reinvestment/Infill Goal to promote sound investment in Greensboro's urban areas; it does implement measures to protect neighborhoods from potential negative impacts of developments (Policy 6A.4); it promotes new patterns and intensities of use to increase economic competitiveness and enhance quality of life in urban areas (Policy 4C). The motion carried on the following roll call vote:

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

15-098 AMENDING OFFICIAL ZONING MAP

5605 SAPP ROAD, SOUTH OF SAPP ROAD, EAST OF MCCLELLAN PLACE.

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County GO-M (General Office Moderate) to City CD-C-M (Conditional District Commercial Medium).

The area is described as follows:

Beginning at a point in the existing Greensboro corporate limits (as of March 31, 2015), said point being in the south right-of-way line of Sapp Road (NCSR #1560) and also being the northeast corner of the Nickie V. Tsintzos property, as recorded in Deed Book 2259, Page 658; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS S 03° 01' 49" W 310.51 feet to an existing ½ inch iron pipe in the north line of James O. and Jane M. Durham, as recorded in Deed Book 5965, Page 148; thence with said north line N 88° 44' 57" W approximately 100 feet to Durham's northwest corner; THENCE DEPARTING FROM THE EXISTING CITY LIMITS and continuing N 88° 44' 57" W with the north line of Shining Light Baptist Church, Inc. approximately 40.57 feet to an existing 1 ¼ inch iron pipe at the southeast corner of Time Warner Cable Southeast, LLC, as recorded in Deed Book 7403, Page 2638; thence with the east line of Time Warner Cable Southeast, LLC N 03° 03' 58" E 316.57 feet to a computed point marking the northeast corner of said Time Warner Cable Southeast, LLC; thence with the south right-of-way line of Sapp Road S 86° 16' 40" E 140.31 feet to the point and place of BEGINNING, containing approximately 1.01 acres.

All deeds referred to herein are recorded in the Guilford County Register of Deeds Office.

Section 2. That the zoning amendment from County GO-M (General Office Moderate) to City CD-C-M (Conditional District Commercial Medium) is hereby authorized subject to the following use limitations and conditions:

1. All uses permitted in the C-M district except funeral homes and crematoriums, sexually oriented businesses, junked motor vehicles, and land clearing and inert debris landfills.
2. There will be no buildings located on the property.

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

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

Section 5. This ordinance shall be effective on July 21, 2015.

(Signed) Tony Wilkins

51. [ID 15-0433](#) Ordinance Annexing Territory Into the Corporate Limits Located at 400-404 And 407 East Vandalia Road - 11.85 Acres

Mayor Vaughan introduced Items # 51, 52, and 53 together.

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

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

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

15-099 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 400-404 AND 407 EAST VALDALIA ROAD – 11.85 ACRES—11.85 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 limits (as of April 30, 2015), said point being the northeast corner of Lot 1 on plat of Vandalia Elementary School, as recorded in Plat Book 131, Page 140, said point also being a southeast corner of that property shown on City of Greensboro Annexation Drawing D-2511; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS with the northern line of Lot 1 N 87°32'54" W 639.89 feet to the northwest corner of Lot 1; thence with the western line of Lot 1 the following three courses and distances: (1) S 02°24'59" W 498.64 feet to an existing iron pipe, (2) DEPARTING FROM THE EXISTING CITY LIMITS S 89°04'00" E 174.74 feet to an existing iron pipe, and (3) S 02°42'26" W 172.94 feet to an existing iron pipe on the northern right-of-way line of E. Vandalia Road; thence in a westerly direction with said right-of-way line approximately 175 feet to a point in the existing city limits; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS across E. Vandalia Road S 02°10'18" W approximately 60 feet to a point in the southern right-of-way line of said road; thence in a westerly direction with said right-of-way line approximately 10 feet to its intersection with the western line of Antonio Rodrigues Segundo, as recorded in Deed Book 7661, Page 478; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with said western line S 00°56' W approximately 250 feet to his southwest corner; thence S 89°04' E 175 feet with his southern line to his southeast corner; thence S 00°15' W approximately 210 feet with the western line of Robert A. Guzman Larios, as recorded in Deed Book 7661, Page 483, to his southwest corner; thence N 79°49' E 102 feet with his southern line to his southeast corner;

thence N 00°15' E approximately 440 feet with his eastern line to its intersection with the southern right-of-way line of E. Vandalia Road; thence in an easterly direction with said right-of-way line approximately 380 feet to its intersection with the southwardly projection of the eastern line of Lot 1; thence with said projection and said eastern line N 02°30'31" E approximately 341 feet to an existing iron pipe; thence with said line N 03°04'30" E 124.84 feet to an existing iron pipe; thence with said line N 03°09'14" E 238.89 feet to the point and place of BEGINNING, and containing approximately 11.85 acres. All plats and deeds referred to hereinabove are recorded in the Office of the Guilford County Register of Deeds.

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 July 21, 2015, the liability for municipal taxes for the 2015-16 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

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

(Signed) Marikay Abuzuaiter

52. [ID 15-0545](#) Ordinance Establishing Zoning for Property Located at 400, 402 and 404 East Vandalia Road and the right of way of East Vandalia Road

Moved by Councilmember Abuzuaiter, seconded by Councilmember Hightower, to adopt the ordinance and stated that the Greensboro City Council believes that its action to approve the zoning amendment located at 407 East Vandalia Road from County RS-30 (Residential Single Family) to City R-3 (Residential Single-Family) is consistent with the adopted Connections 2025 Comprehensive Plan and considers the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Growth at the Fringe Goal to promote sound and sustainable land use patterns; the request is consistent with the Community Facilities Goal to provide community facilities, services, and infrastructure in a cost-effective manner to meet citizens' needs, contribute to quality of life, and support desired land use patterns. The motion carried on the following roll call vote:

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

15-0100 AMENDING OFFICIAL ZONING MAP

400, 402 AND 404 EAST VANDALIA AND EAST VANDALIA RIGHT OF WAY, SOUTH OF EAST VANDALIA ROAD, EAST OF BETHANY TRACE.

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County RS-30 (Residential Single

Family) to City R-3 (Residential Single Family).
The area is described as follows:

BEGINNING at a point in the existing Greensboro city limits (as of April 30, 2015), said point being the northeast corner of Lot 1 on plat of Vandalia Elementary School, as recorded in Plat Book 131, Page 140, said point also being a southeast corner of that property shown on City of Greensboro Annexation Drawing D-2511; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS with the northern line of Lot 1 N 87°32'54" W 639.89 feet to the northwest corner of Lot 1; thence with the western line of Lot 1 the following three courses and distances: (1) S 02°24'59" W 498.64 feet to an existing iron pipe, (2) DEPARTING FROM THE EXISTING CITY LIMITS S 89°04'00" E 174.74 feet to an existing iron pipe, and (3) S 02°42'26" W 172.94 feet to an existing iron pipe on the northern right-of-way line of E. Vandalia Road; thence in a westerly direction with said right-of-way line approximately 175 feet to a point in the existing city limits; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS across E. Vandalia Road S 02°10'18" W approximately 60 feet to a point in the southern right-of-way line of said road; thence in a westerly direction with said right-of-way line approximately 10 feet to its intersection with the western line of Antonio Rodrigues Segundo, as recorded in Deed Book 7661, Page 478; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with said western line S 00°56' W approximately 250 feet to his southwest corner; thence S 89°04' E 175 feet with his southern line to his southeast corner; thence S 00°15' W approximately 210 feet with the western line of Robert A. Guzman Larios, as recorded in Deed Book 7661, Page 483, to his southwest corner; thence N 79°49' E 102 feet with his southern line to his southeast corner; thence N 00°15' E approximately 440 feet with his eastern line to its intersection with the southern right-of-way line of E. Vandalia Road; thence in an easterly direction with said right-of-way line approximately 380 feet to its intersection with the southwardly projection of the eastern line of Lot 1; thence with said projection and said eastern line N 02°30'31" E approximately 341 feet to an existing iron pipe; thence with said line N 03°04'30" E 124.84 feet to an existing iron pipe; thence with said line N 03°09'14" E 238.89 feet to the point and place of BEGINNING, and containing approximately 11.85 acres. All plats and deeds referred to hereinabove are recorded in the Office of the Guilford County Register of Deeds.

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

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

Section 4. This ordinance shall be effective on July 21, 2015.

(Signed) Marikay Abuzuaiter

53. [ID 15-0546](#) Ordinance Establishing Zoning for Property Located at 407 East Vandalia Road and the right of way of East Vandalia Road

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Hightower, to adopt the ordinance and stated that the Greensboro City Council believes that its action to approve the zoning amendment located at 407 East Vandalia Road from County RS-30 (Residential Single Family) to City R-3 (Residential Single-Family) is consistent with the adopted Connections 2025 Comprehensive Plan and considers the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Growth at the Fringe Goal to promote sound and sustainable land use patterns; the request is consistent with the Community Facilities Goal to provide community facilities, services, and infrastructure in a cost-effective manner to meet citizens' needs, contribute to quality of life, and support desired land use patterns. The motion carried on the following roll call vote:

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

15-0101 AMENDING OFFICIAL ZONING MAP

407 EAST VANDALIA AND EAST VANDALIA RIGHT OF WAY, NORTH OF EAST VANDALIA ROAD AND SOUTH OF FOREST CREST DRIVE.

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County RS-30 (Residential Single Family) to City R-3 (Residential Single Family).

The area is described as follows:

BEGINNING at a point in the existing Greensboro city limits (as of April 30, 2015), said point being the northeast corner of Lot 1 on plat of Vandalia Elementary School, as recorded in Plat Book 131, Page 140, said point also being a southeast corner of that property shown on City of Greensboro Annexation Drawing D-2511; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS with the northern line of Lot 1 N 87°32'54" W 639.89 feet to the northwest corner of Lot 1; thence with the western line of Lot 1 the following three courses and distances: (1) S 02°24'59" W 498.64 feet to an existing iron pipe, (2) DEPARTING FROM THE EXISTING CITY LIMITS S 89°04'00" E 174.74 feet to an existing iron pipe, and (3) S 02°42'26" W approximately 202 feet to a point in the centerline of E. Vandalia Road; thence in an easterly direction with said centerline approximately 84 feet to its intersection with the northwardly projection of the eastern line of Robert A. Guzman Larios, as recorded in Deed Book 7661, Page 483; thence S 00°15' W approximately 30 feet with said projection to a point on the southern right-of-way line of E. Vandalia Road; thence in an easterly direction with said right-of-way line approximately 380 feet to its intersection with the southwardly projection of the eastern line of Lot 1; thence with said projection and said eastern line N 02°30'31" E approximately 341 feet to an existing iron pipe; thence with said line N 03°04'30" E 124.84 feet to an existing iron pipe; thence with said line N 03°09'14" E 238.89 feet to the point and place of BEGINNING, and containing approximately 9.58 acres. All plats and deeds referred to hereinabove are recorded in the Office of the Guilford County Register of Deeds.

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

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

Section 4. This ordinance shall be effective on July 21, 2015.

(Signed) Yvonne J. Johnson

54. [ID 15-0456](#) Ordinance Amending Land Development Ordinance (LDO) - 2015 Technical Amendments - Definition of Townhouse Dwelling, Townhouse Access Requirements, Board of Adjustment Voting, and Typical Personal Service Uses

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

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

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

15-0102 AMENDING CHAPTER 30 (LDO)

AN ORDINANCE AMENDING THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO ZONING, PLANNING AND DEVELOPMENT

(Editor's Note: Added text shown with underlines and deleted text shown with strikethroughs)

Section 1. That Section 30-15-19 Terms Beginning with "T" - Townhouse Dwelling, is hereby amended to read as follows:

Townhouse Dwelling

A building consisting of single-family residences attached to one another or detached from one another, in which each unit is located on an individually owned parcel, generally within a development containing drives, walks, and open space in common elements.

Section 2. That Section 30-13-3.8, Access Requirements, is hereby amended to read as follows:

30-13-3.8 Access Requirements

All lots must have public street access and frontage meeting the requirements of the subject zoning district, except as expressly stated in this section. Lots and dwelling units located in cluster developments, planned unit developments, townhouse developments, group developments and integrated multiple use developments with owners' associations may have permanent access and frontage on approved private streets, private driveways and/or private drives. The development as a whole must have public street access and frontage in accordance with the standards of the subject zoning district.

Section 3. That Subsection 1) of Section 30-3-7.5(A), Required Vote for Approval, is hereby amended to read as follows:

1. An affirmative vote of 4/5 of the appointed members present and voting shall be required to grant a variance from the provisions of this ordinance. Vacant positions on the board and members who are disqualified from voting on a quasi-judicial matter shall not be considered members of the board for calculation of the requisite majority if there are no qualified alternates available to take the place of such members.

Section 4. That Sub Section 1) of Section 30-8-8.5(A), Typical Use Types, is hereby amended to read as follows:

A. Typical Use Types

1. Personal Service

- a. Art, music and photography instruction
- a. b. Barber shop, beauty shop, massage therapist, tanning salon
- b. c. Bulk mailing service
- c. d. Dry cleaning pick-up/drop-off station
- d. e. Funeral home, mortuary, crematorium
- e. f. Kennel
- f. g. Laundromat (prohibited in WCA; See 30-12-4)
- g. h. Pet grooming
- h. i. Photography studio
- i. j. Shoe repair and shoeshine shop
- j. k. Tailor, milliner, upholsterer
- k. l. Taxidermist
- l. m. Veterinary service and animal hospital

Section 5. All ordinances in conflict with the provisions of this ordinance are repealed to the extent of such conflict.

Section 6. This ordinance shall become effective upon date of adoption.

(Signed) Sharon Hightower

Waters, Inc for the construction of sewer infrastructure improvements to facilitate an elderly housing development and the recruitment of new jobs to east Greensboro at a site located at 2320 Sharpe Road not to exceed the amount of \$32,000

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

Councilmember Wilkins inquired about requirements; referenced a difference in wording in the text and the resolution; and requested the wording to be consistent.

City Manager Westmoreland spoke to development; and the wording on the resolution.

Assistant City Manager Parrish spoke to projected jobs; the difference in the language in text; and to the required investment.

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

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

0225-15 RESOLUTION AUTHORIZING A REIMBURSEMENT NOT TO EXCEED \$32,000.00 TO BRIDGE OVER TROUBLED WATERS, INC. FOR THE CONSTRUCTION OF PUBLIC SEWER INFRASTRUCTURE IMPROVEMENTS TO FACILITATE DEVELOPMENT AND THE CREATION OF NEW JOBS TO EAST GREENSBORO AT A SITE LOCATED AT 2320 SHARPE ROAD

WHEREAS, Bridge Over Troubled Waters, Inc. is pursuing an investment in new development at an existing site that the company owns at 2320 Sharpe Road in East Greensboro;

WHEREAS, the development is expected to bring new investment and jobs to an area of Greensboro that is currently underserved;

WHEREAS, the development is not financially feasible without public participation in extending City public sewer infrastructure through the site;

WHEREAS, the developer has requested that the City provide grant reimbursement for the public sewer infrastructure being installed by the developer to City standards at no more than \$32,000.00;

WHEREAS, it is further required that the developer will invest \$11,000,000.00 in capital over an eighteen month period and create up to 129 new full-time equivalent jobs;

WHEREAS, the new housing development by way of the addition of up to 129 new full-time equivalent jobs is expected to generate public benefit by spurring the growth of secondary supporting services;

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

WHEREAS, it is deemed in the best interest of the City to enter into a participatory agreement with Bridge Over Troubled Waters, Inc. to share the cost of the above mentioned improvements whereby the City shall reimburse the company up to a maximum of \$32,000.00 for public sewer infrastructure based on capital investment and the creation of new employment. The grant shall be paid after the City has confirmed that the developer has constructed the proposed public sewer infrastructure improvements to City standards.

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

That in accordance with the City's Economic Development Guidelines and pursuant to N.C.G.S. 158-7.1, a grant

reimbursement and participatory agreement between the City of Greensboro and the Company not to exceed up to a total of \$32,000.00 for the investment of \$11,000,000.00 in capital on or before January 21, 2017, and for the creation of at least one (1) new full-time equivalent job on or before March 31, 2017 is hereby approved, and the City Manager and City Clerk are hereby authorized to execute, on behalf of the City of Greensboro, the proper agreement.

(Signed) Sharon Hightower

56. [ID 15-0569](#) Resolution Confirming the Assessment Roll for a 8" Sanitary Sewer Main Installed in New Garden Road from Jefferson Road / Will Doskey Drive to Brassfield Road

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

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

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

N-62 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS

**8" SANITARY SEWER MAIN INSTALLED IN NEW GARDEN ROAD FROM JEFFERSON ROAD / WILL DOSKEY DRIVE TO BRASSFIELD ROAD
P04132**

WHEREAS, on the 1st day of October, 2002, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

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

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

**NEW GARDEN ROAD SANITARY SEWER IMPROVEMENTS
PHASE II – BRYAN BOULEVARD TO BRASSFIELD ROAD**

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

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the amount assessed as shown by the preliminary assessment roll shall be held in abeyance, without interest, until such lot is connected to the utility for which assessment was made. At the time of connection the assessment is payable with the terms set out in the assessment resolution.
4. That the general plan map is hereby confirmed at 5:30 p.m., on the 21st day of July, 2015, and is hereby

made the final assessment roll for the improvements.

5. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.

6. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 90 days from the date of today's July 21, 2015 City Council meeting.

7. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in ten equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.

8. That the first of the installments thereon shall become due and payable no later than (1) one year (three hundred sixty-five (365) days) following confirmation, with yearly installments being due and payable each successive year with the final installment being due and payable no later than one hundred twenty (120) months after the confirmation date when assessment should be paid in full.

(Signed) Sharon Hightower

- 57. [ID 15-0570](#)** Resolution Confirming the Assessment Roll for a Sewer Main to Extend Existing 8" Sanitary Sewer Line from a Manhole at 4205 Lake Jeanette Road to Serve the North East Property Corner of 4201 Lake Jeanette Road.

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

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

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

L-178 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS

FROM A MANHOLE AT 4205 LAKE JEANETTE ROAD TO SERVE THE NORTHEAST PROPERTY CORNER OF 4201 LAKE JEANETTE ROAD
P04493

WHEREAS, on the 21st day of February, 2006, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

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

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

LAKE JEANETTE ROAD WIDENING PROJECT
SANITARY SEWER EXTENSION

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

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the amount assessed as shown by the preliminary assessment roll shall be held in abeyance, without interest, until such lot is connected to the utility for which assessment was made. At the time of connection the assessment is payable with the terms set out in the assessment resolution.
4. That the general plan map is hereby confirmed at 5:30 p.m., on the 21st day of July, 2015, and is hereby made the final assessment roll for the improvements.
5. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
6. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 90 days from the date of today's July 21, 2015 City Council meeting.
7. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in ten equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.
8. That the first of the installments thereon shall become due and payable no later than (1) one year (three hundred sixty-five (365) days) following confirmation, with yearly installments being due and payable each successive year with the final installment being due and payable no later than one hundred twenty (120) months after the confirmation date when assessment should be paid in full.

(Signed) Yvonne J. Johnson

58. [ID 15-0571](#) Resolution Confirming the Assessment Roll for a Sewer Main to Extend Existing 8" Sanitary Sewer Line on Ridgedale Drive to Serve Property Owners at 4654 Lake Jeanette Road.

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

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

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

R-190 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS

RIDGEDALE DRIVE TO SERVE PROPERTY OWNERS AT 4654 LAKE JEANTETTE ROAD
P04495

WHEREAS, on the 21st day of February, 2006, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

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

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

LAKE JEANETTE ROAD WIDENING PROJECT
SANITARY SEWER EXTENSION

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

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the amount assessed as shown by the preliminary assessment roll shall be held in abeyance, without interest, until such lot is connected to the utility for which assessment was made. At the time of connection the assessment is payable with the terms set out in the assessment resolution.
4. That the general plan map is hereby confirmed at 5:30 p.m., on the 21st day of July, 2015, and is hereby made the final assessment roll for the improvements.
5. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
6. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 90 days from the date of today's July 21, 2015 City Council meeting.
7. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in ten equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.
8. That the first of the installments thereon shall become due and payable no later than (1) one year (three hundred sixty-five (365) days) following confirmation, with yearly installments being due and payable each successive year with the final installment being due and payable no later than one hundred twenty (120) months after the confirmation date when assessment should be paid in full.

(Signed) Sharon Hightower

V. GENERAL BUSINESS AGENDA

59. [ID 15-0572](#) Resolution designating Warnersville as a Heritage Community

Community Planning Manager Hannah Cockburn spoke to designation of heritage communities; national recognition; and recognized Carol Hart to speak to the item.

Ms. Hart of the Greensboro Historical Museum provided the history of the Warnersville community; and recognized James Griffin of the Warnersville neighborhood to speak to the item.

Mr. Griffin stated he was the Director of the Warnersville Coalition; spoke to an official recognition; participation in the Civil Rights Movement; recognized community members in the audience; and thanked the Historical Society.

A Warnersville community member spoke to the celebration of 150 years; provided information for activities for the community; spoke to a rich and active community; redevelopment in the 1960's; and voiced appreciation for the recognition.

Councilmember Hightower read the resolution into the record; spoke to a historic community; and presented the resolution to the Warnersville representatives.

Councilmember Fox spoke to growing up in the Warnersville community.

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

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

0226-15 RESOLUTION RECOGNIZING THE WARNERSVILLE NEIGHBORHOOD AS A GREENSBORO HERITAGE COMMUNITY

WHEREAS, the Heritage Community program recognizes areas of Greensboro for their contributions to the history and culture of Greensboro that do not meet the criteria for other forms of historic recognition; and

WHEREAS, dating to 1865, the Warnersville Neighborhood is considered to be the first planned African American community in Greensboro; and

WHEREAS, the Warnersville neighborhood boundaries are generally considered to be the North Carolina Railroad to the north, Silver Street to the west, Florida Street to the south and Elm Street to the east; and

WHEREAS, Warnersville provided a close knit community where African Americans, including freed slaves, would own property and businesses and pursue educational opportunities after the close of the Civil War; and

WHEREAS, through Urban Renewal and Redevelopment much of the historic fabric of the Warnersville Neighborhood was lost; and

WHEREAS, the community of Warnersville persevered through these adverse conditions and continues today as a strong community with deep roots in Greensboro's African American history.

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

That the Warnersville Neighborhood be Designated as a Greensboro Heritage Community.

(Signed) Yvonne J. Johnson

Mayor Vaughan declared a recess at 7:28 p.m. Council reconvened at 8:00 p.m. with all members in attendance.

60. [ID 15-0565](#) Resolution Approving Updated Economic Development Incentive Guidelines

City Manager Westmoreland referenced a presentation at a previous work session; spoke to the East Greensboro Study Committee; the Economic Development Committee; and to former Councilmember Matheny's participation in the item.

Councilmember Wilkins asked for clarification on the zones; inquired about District 5; and spoke to restrictions.

Assistant City Manger Parrish confirmed zone information; spoke to demographics; and outlined a three to five year project.

Councilmember Outling spoke to identifying areas; a good investment in East Greensboro; and to the frame work for a case by case basis.

Mayor Vaughan spoke to a well thought out process; and voiced appreciation for work done by Council members and staff.

Councilmember Hightower thanked Council and staff; spoke to the need for an additional study; incentives; and tools for East Market Street.

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

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

0227-15 RESOLUTION APPROVING UPDATED ECONOMIC DEVELOPMENT INCENTIVE GUIDELINES

WHEREAS, the City's Economic Development Program (Financial Assistance Guidelines) were originally adopted on December 6, 1994, and last revised on May 17, 2005;

WHEREAS, the purpose of this program is to assist in creating new full-time employment, retaining existing jobs and increasing the tax base throughout the City and is consistent with the provisions of North Carolina General Statute 158-7.1;

WHEREAS, the proposed revisions create new program guidelines for projects located in the Incentive Zones as shown on the map attached to the Guidelines;

WHEREAS, the updated Economic Development Program (Financial Assistance Guidelines) is presented herewith this day;

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

That the updated Economic Development Program (Financial Assistance Guidelines) presented here with this day is hereby approved.

(Signed) Jamal Fox

61. [ID 15-0518](#) Resolution Authorizing Contract # 2015-10298 for Professional Services to Administer the Greensboro Participatory Budget Program

Councilmember Wilkins referenced staff including supporting Councilmembers names to items; voiced concerns for funding a New York consultant; and suggested the Council developed the concept themselves.

Assistant City Manager Vigue spoke to Council approval of the Participatory Budget Program in 2014; provided the history of the item; and referenced positions that would reside in North Carolina.

Discussion took place regarding matching funds; and projected cost.

Councilmember Outling inquired about additional cost should the City attempt to develop the item.

Assistant City Manager Vigue spoke to the history of the New York firm; up front cost; and to the designing of the program.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Abuzuaiter,

to adopt the resolution. The motion carried on the following roll call vote:

Ayes, 7 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzwaiter, Mike Barber, Jamal T. Fox, Sharon M. Hightower and Nancy Hoffmann

Nays, 2 - Justin Outling and Tony Wilkins

0228-15 RESOLUTION AUTHORIZING EXECUTION OF CONTRACT #2015-10298 WITH PARTICIPATORY BUDGETING PROJECT (PBP) FOR PROFESSIONAL SERVICES TO ADMINISTER THE GREENSBORO PARTICIPATORY BUDGET PROGRAM

WHEREAS, the City plans to contract with Participatory Budgeting Project (PBP), a 501(c)(3) organization that provides professional assistance to engage communities in developing proposals, establishing budgets, and voting on a selection of small community identified proposals for capital projects;

WHEREAS, PBP will administer the services needed to conduct these program process in Greensboro during fiscal year 2015-16 for implementation in 2016-17;

WHEREAS, in addition to engaging the public in the planning process, key deliverables under the service contract include PBP Greensboro introductory training for City staff; Participatory workshop with Steering Committee to design the Greensboro Participatory Budgeting Program Process, Community Based Rule Book, and a full set of sample project management, information, outreach, evaluation and publicity materials;

WHEREAS, the costs for the services of PBP for this contract are approximately \$153,703 and the City will be required to match foundation contributions with funds from the Neighborhood Small Projects program fund to provide for program administration.

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

That City is authorized to enter into a contract with PBP for profession services to administer the Greensboro Participatory Budget Program subject to the terms outlined above. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect.

(Signed) Yvonne J. Johnson

- 62. [ID 15-0529](#)** Resolution Approving Bid in the Amount of \$1,105,572 and Authorizing Execution of Contract No. 2013-10 with Carolina Environmental Contracting, Inc. for Lake Higgins and Lake Brandt Earthen Dam Maintenance

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

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

0229-15 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT 2013-10 WITH CAROLINA ENVIRONMENTAL CONTRACTING, INC. FOR LAKE HIGGINS AND LAKE BRANDT EARTHEN DAM MAINTENANCE

WHEREAS, after due notice, bids have been received for the Lake Higgins and Lake Brandt Earthen Dam Maintenance project;

WHEREAS, Carolina Environmental Contracting, Inc. a responsible bidder, has submitted the low base and alternate bid in the total amount of \$1,105,572.00 as general contractor for Contract No. 2013-10, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City.

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

That the bid hereinabove mentioned submitted by Carolina Environmental Contracting, Inc. is hereby accepted, and the City is authorized to enter into a contract with Carolina Environmental Contracting, Inc. for the Lake Higgins and Lake Brandt Earthen Dam Maintenance project subject to the terms outlined above. The Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$1,105,572 from Account No. 503-7024-04.5627.

(Signed) Yvonne J. Johnson

63. [ID 15-0567](#) Resolution Approving a Ten-Year Lease Agreement with Duke Energy for On-Site Power Generation Services at the North Buffalo Creek Water Reclamation Facility

City Attorney Carruthers referenced a conversation with Councilmember Outling; stated Brooks and Pierce represented Duke and Level 3; and suggested Council vote to excuse Councilmember Outling.

Moved by Councilmember Wilkins, seconded by Councilmember Abuzuaiter to excuse Councilmember Outling from Items #63 & #64. The motion carried by voice vote.

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

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

Nays, 1 - Yvonne J. Johnson

Excused, 1 - Justin Outling

0230-15 RESOLUTION APPROVING A TEN-YEAR LEASE AGREEMENT WITH DUKE ENERGY FOR THE ON-SITE POWER GENERATION SERVICES AT THE NORTH BUFFALO CREEK WATER RECLAMATION FACILITY

WHEREAS, the T.Z. Osborne Water Reclamation Facility (TZO) is undergoing expansion/upgrades that will allow it to operate at 56 Million Gallons per day (MGD) capacity;

WHEREAS, when TZO is able to operate at this capacity the North Buffalo Creek Reclamation Facility (NB) will be decommissioned and converted into an equalization/transfer pumping station that will pump all influent wastewater to TZO and will require a constant and reliable source of back-up power in order to assure that wastewater service will continue to be uninterrupted;

WHEREAS, a generator feasibility study performed by Duke Energy determined that one 3000 kW standby rated, 480 Volt Diesel electric generator would be needed;

WHEREAS, the generator maintenance and fuel acquisition to support the use of the equipment will be Duke Energy's responsibility;

WHEREAS, the term of the proposed lease agreement presented herewith this day calls for Duke Energy to provide on-site generation service to NB, located at 2199 White Street for a fee of \$30,550 per month for 120 months.

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

That the lease presented herewith this day with Duke Energy to provide on-site generation service to NB, located at 2199 White Street in the amount of \$30,550 per month for 120 months is hereby approved; said payment in the amount of \$366,600 for the first year, payment to be made from Account No. 501-7051-01.5429 with subsequent year funding contingent upon Council approval of future departmental budget.

(Signed) Jamal Fox

64. [ID 15-0459](#) Resolution to Approve the Settlement and Release Agreement Between the City of Greensboro and Level 3 Communications in the Amount of \$255,674.50 for Level 3's Installations in the City's Rights-Of-Way and Approve Level 3's Franchise and Franchise Fees

Councilmember Wilkins asked for clarification that the Legal Department was on board with the item.

City Attorney Carruthers spoke to acquisition by Level 3; and referenced an upcoming franchise item.

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

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

Excused, 1 - Justin Outling

0231-15 RESOLUTION TO APPROVE THE SETTLEMENT AND RELEASE AGREEMENT BETWEEN THE CITY OF GREENSBORO AND LEVEL 3 COMMUNICATIONS IN THE AMOUNT OF \$255,674.50 FOR LEVEL 3'S INSTALLATIONS IN THE CITY'S RIGHTS-OF-WAY AND APPROVE LEVEL 3'S FRANCHISE AND FRANCHISE FEES

WHEREAS, Level 3 and the City of Greensboro entered into a Franchise Agreement dated April 18, 2000, and subsequently, Level 3 purchased various affiliates: WilTel Communications, LLC, TelCove Operations, LLC, and tw telecom of north carolina l.p (tw). Each affiliate entered valid Franchise Agreements with the City prior to being purchased by Level 3.

WHEREAS, a dispute arose between the City and Level 3 regarding the franchise fees and other charges for which the City invoiced the Affiliates under the Affiliate Franchise Agreements.

WHEREAS, Level 3 has authority to act on behalf of all Affiliates to resolve the dispute over the past-due franchise fees.

WHEREAS, the City and Level 3 agree that Level 3 shall pay the City the amount of \$255,674.50 for the past-due fees, and that Level 3 will pay a yearly franchise fee to the City based on Level 3's total linear foot occupation of the City's rights-of-way.

WHEREAS, the settlement amount of \$255,674.50 consists of \$55,674.50, which represents amounts owed by Level 3 for the Franchise Fees for the 2014-2015 fiscal year, and \$200,000 which represents past Franchise Fees owed by tw.

WHEREAS, for franchise fees, Level 3 will renew its franchise agreement with the City and will pay a per linear foot fee based on Level 3's linear footage in the City's rights-of-way. Currently, Level 3 has 98,450 linear feet of installations in the City rights-of-way and the corresponding fee will be \$29,535.00.

WHEREAS, Level 3 will complete its payment for the 2015-2016 fiscal year by paying \$8,249.68. Then, Level 3 will prepay the 2016-2017 fee by paying \$29,535.00. Thereafter, Level 3 will pay annual fees based on Level 3's linear footage in the City's rights-of-way, which is projected to be \$29,535.00 per year.

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

City Council approves the Settlement and Release Agreement between the City and Level 3 Communications and approves the Level 3 franchise and franchise fees.

(Signed) Mike Barber

VI. SUPPLEMENTAL AGENDA**Matters to be discussed by the Mayor and Members of the Council**

Mayor Pro-Tem Johnson offered condolences to the Cox family; provided some history with the family; and spoke to attending a ribbon cutting event.

Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Johnson to appoint Carolyn Biggerstaff to the Minimum Housing Commission to replace Councilmember Outling. The motion carried by voice vote. Moved by Councilmember Hightower to add Christine Hardy to the databank. Councilmember Hightower requested information on diversity and community outreach; spoke to attending a high school celebration; and a church mortgage burning event.

Mayor Vaughan requested Board and Commission appointments be made after the finalization of House Bill 263.

Councilmember Abuzuaiter referenced the grand opening of the Family Justice Center; voiced appreciation for Captain Karen Walters; referenced the numbers of clients served to date; and thanked everyone involved.

Councilmember Wilkins referenced a soccer field item at a previous work session; spoke to the Elite Soccer Group; the need for GTA and Parks and Recreation Board appointments. Moved by Councilmember Wilkins, seconded by Mayor Pro-Tem Johnson to reappoint Kathleen Sullivan to the War Memorial Commission. The motion carried by voice vote.

Moved by Mayor Vaughan, seconded by Mayor Pro-Tem Johnson to nominate Mayor Vaughan for the War Memorial/Coliseum Commission to replace Zack Matheny. The motion carried by voice vote.

Mayor Vaughan spoke to the need to replace a MPO position vacated by Mr. Matheny; and outlined meeting time and location. Councilmember Outling volunteered to fill the position. Moved by Mayor Vaughan, seconded by Mayor Pro-Tem Johnson to nominate Councilmember Outling for the MPO position. The motion carried by voice vote. Mayor Vaughan stated Councilmember Fox had served as an alternate on the Economic Development Committee; and that Councilmember Fox would replace Mr. Matheny as Chair of the committee.

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

City Attorney Carruthers provided an update on the litigation regarding House Bill 263.

Adjournment

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

THE CITY COUNCIL ADJOURNED AT 8:29 P.M.

NANCY VAUGHAN
MAYOR

ANGELA R. LORD
DEPUTY CITY CLERK