

**DRAFT**  
MINUTES OF THE CITY COUNCIL  
OF THE  
CITY OF GREENSBORO, N. C.

REGULAR MEETING

18 MARCH 2014

The City Council of the City of Greensboro met in regular session at 5:00 p.m. on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present: Mayor Nancy Vaughan, presiding; Mayor Pro-Tem Yvonne J. Johnson; and Councilmembers Marikay Abuzuaite, Michael L. Barber, Jamal T. Fox, Sharon Hightower, Nancy Hoffmann, Zachery Matheny and Tony Wilkins. Absent: None. Also present were City Manager Jim Westmoreland; Interim City Attorney A. Terry Wood; and Deputy City Clerk Dianalynn L. Schreiber.

Mayor Vaughan explained the purpose of the 5:00 p.m. meeting start was to recess into closed session.

Moved by Mayor Pro-Tem Yvonne J. Johnson, seconded by Councilmember Mike Barber, to go into closed session pursuant to N.C.G.S. Sections 143-318.11(a) (3) to preserve the attorney-client privilege between the City Attorney and Council, and to consider matters and give instructions to the City Attorney concerning the settlement of a claim. Motion carried by voice vote of Council.

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

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Moved by second by Mayor Pro-Tem Yvonne J. Johnson, seconded by Councilmember Sharon Hightower, to return to open session. Motion carried by voice vote of Council.

**Moment of Silence**

The meeting opened with a moment of silence.

**Pledge of Allegiance to the Flag**

Councilmember Barber introduced Girl Scout Troop #40845 from Grimsley High School who led the Pledge of Allegiance to the Flag.

**Recognition of the Courier**

City Manager Westmoreland recognized Sarah Rupp, employee of the Finance Department, who served as courier for the meeting.

**Council Procedure for Conduct of the Meeting**

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

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Mayor Vaughan requested a motion to withdraw Item #16, Comprehensive Plan Map Amendment – West Friendly Avenue and Hobbs Road.

Moved by Mayor Pro-Tem Yvonne J. Johnson, seconded by Councilmember Zack Matheny, to withdraw the item. Motion carried by voice vote of Council.

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Mayor Vaughan requested a motion to withdraw Item #17, rezoning from R-3 (Single Family Residential) to CD-C-M (Conditional District –Commercial-Medium) for property located at 3510-3516 West Friendly Avenue and 805-807 Hobbs Road, generally described as north of West Friendly Avenue, west of Hobbs Avenue and east of North Holden Road.

Moved by Mayor Pro-Tem Yvonne J. Johnson, seconded by Councilmember Zack Matheny, to withdraw the item. Motion carried by voice vote of Council.

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Mayor Vaughan requested a motion to withdraw Item #18, rezoning from CD-LI (Conditional District Light-Industrial) to CD-LI (Conditional District –Light-Industrial) for property located at 2616 Greengate Drive, generally described as north of Corliss Street, west of Greengate Drive, and east of Randleman Road to adjust the current conditions to facilitate additional uses for this property.

Moved by Councilmember Jamal T. Fox, seconded by Councilmember Sharon Hightower, to withdraw the item. Motion carried by voice vote of Council.

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**Resolution honoring the memory of the late Lewis Gray "Joe" Davis.**

Councilmember Matheny read the resolution into the record; and requested family members approach the podium for presentation.

Family members expressed appreciation for the recognition.

Moved by Mayor Pro-Tem Yvonne J. Johnson, seconded by Councilmember Mike Barber, to adopt the resolution. Motion carried on the following roll call vote:

AYES: Marikay Abuzuaiter; Mike Barber; Jamal T. Fox; Sharon Hightower; Nancy Hoffmann; Yvonne J. Johnson; Zack Matheny; Nancy Vaughan; Tony Wilkins.

NAYS: None.

**65-14 RESOLUTION HONORING THE MEMORY OF THE LATE LEWIS GRAY “JOE” DAVIS**

WHEREAS, on Thursday, February 6, 2014, this community lost one of its outstanding community leaders with the death of the late Lewis Gray “Joe” Davis at the age of 80;

WHEREAS, Davis, a native of Guilford County, NC, raised in the Cone Mill Village of White Oak, attended public schools in Greensboro, North Carolina and obtained a diploma from Rankin High School;

WHEREAS, during his 34 year career he served with the City of Greensboro, retiring June 30, 1989;

WHEREAS, during his tenure with the City of Greensboro, he received numerous awards and recognitions for his volunteerism and dedication to improving the quality of life for youth and adults; resulting in the naming of Joe Davis Park, at 1410 19<sup>th</sup> Street, in 1992;

WHEREAS, he was an active member for 55 years of the Cone American Legion Post 386, also called the "Hot Dog Post" because of the popularity of the hot dog sales which raises money for widows;

WHEREAS, Davis served as a Charter Board member for the Colt League for Greensboro Youth Baseball and was instrumental in the naming of American Legion Street;

WHEREAS, the City Council wishes to express its sense of loss and its sincere appreciation and gratitude for the many years of dedicated public service rendered by Lewis Gray “Joe” Davis, the outstanding contributions he has made to the community and the legacy he leaves.

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

1. That the City Council hereby expresses, on behalf of the citizens of Greensboro, a deep sense of loss and a feeling of respect and gratitude for the life of Lewis Gray “Joe” Davis.
2. That a copy of this resolution shall be delivered to the family of the late Lewis Gray “Joe” Davis as a symbol of the gratitude of the people of Greensboro for his many contributions to this community.

(Signed) Jamal T. Fox

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Taking the prerogative of the Chair, Mayor Vaughan amended the agenda to place Public Comment before Agenda Item #2 due to the number of persons in attendance who wished to speak to Item #2, Resolution in Support of Expanding Medicaid Reimbursements.

### **PUBLIC COMMENT PERIOD**

Ben Holder, 1306 Oak Street, thanked city staff for their support in addressing narcotic trafficking through Greensboro; and expressed concerns regarding the grocery store at 1810 Coliseum Boulevard in reference to drug trafficking.

City Manager Westmoreland addressed the process of pulling a privilege license; and stated that staff was investigating its options.

City Manager Westmoreland was requested to investigate incidents occurring at 1810 Coliseum Boulevard in regard to illicit drug distribution.

Councilmember Barber referenced a multiple shooting at 2216 Martin Luther King, Jr. Drive; and encouraged staff to enforce nuisance abatement measures.

City Manager Westmoreland was requested to research use of nuisance abatement in the area of 2216 Martin Luther King Boulevard.

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Valencia Roner, 2500 Fairfax Road, representing Duke Energy’s Residential Energy Efficiency Retail program, spoke in support the program that focused on conservation measures for low income customers; and stated that a kickoff event at Windsor Center was scheduled for April 10<sup>th</sup>.

Council expressed appreciation for Duke Energy’s and various City Departments’ efforts in the aftermath of the recent inclement weather.

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Ed McKeever, 2204 McLaughlin Drive, spoke to economic development in Greensboro; and encouraged Council to address concerns in East Greensboro.

Council stated that the East Greensboro Study Committee had been formed to focus on the area’s issues; and discussed its concerted efforts to address the speaker’s concerns.

City Manager Westmoreland was requested to compile an accounting by district of taxes collected and expenditures on economic development and infrastructure costs; and was requested to have the information posted on the City’s website.

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Maurice Warren, 2401 Textile Drive, expressed concerns regarding rental arrangements of the *Rhino Times*.

City Manager Westmoreland stated that *The Rhino Times* was located in a privately owned building.

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Lonnie Cunningham 1007 Ashe Street, addressed concerns regarding GTA service; requested that the service be maintained at its current level; and spoke in opposition to raising rates.

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W.E. Heasley, 236 Tamworth Road, Denton, spoke to voicing his opinion at the podium, the Clemson Report, tax reduction and marginal costs.

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George Hartzman, 2506 Baytree Drive, addressed the armed conflict in the Ukraine; and personal associations to the Russian revolution.

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Michael Roberto, 317 South Chapman Street, extended an invitation to the public of the annual Gibbs Lecture at NC A&T University on April 2.

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**Resolution in support of Expanding Medicaid Reimbursements.**

Mayor Vaughan read the resolution into the record.

Mayor Vaughan stated there were speakers to the item:

Bill Knight, 214 Ridgeway Drive, spoke in opposition to the resolution due to the item not being part of Council's purview; and urged Council to not vote in support.

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John Blust, 5630 David Christian Place, provided a handout that included a study for Council's review; stated Council had the right to support any issue; expressed opposition to the expansion of Medicaid; and stated that the spending would impact next generations.

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George Hartzman, 2506 Baytree Drive, explained that the problem with the Medicaid expansion was that the federal government would be imposing costs on future generations.

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Mayor Vaughan left the Chamber at 6:37 p.m.; and returned at 6:40 p.m.

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Thursten Reeder, 119 North Chimney Rock Road, spoke in opposition to the resolution expanding Medicaid in North Carolina; and stated that the Council should behave in a non-partisan manner.

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Fred Guttman, 804 Rollingwood Drive, inquired about the rationale of the ten Republican governors who urged their legislators to accept the Medicaid expansion; spoke to interdenominational support for the expansion; and encouraged Council's support of the resolution.

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Wayne Abraham, 815 Kemp Road West, encouraged Council's support of the Medicaid expansion resolution for economic reasons; and stated the state was putting itself at an economic disadvantage by not approving the expansion.

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Laurey Solomon, 712 Plummer Drive, spoke to her position as a certified Application Counselor for the Affordable Care Act (ACA); detailed circumstances regarding the qualifying for insurance benefits; and spoke in favor of the Medicaid expansion.

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Andrew Brod, 4 Dunkirk Place, referenced a handout; insisted that Council focus on reimbursements; and spoke in support of the Medicaid Expansion resolution.

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Julie Peeples, 2201 Villa Drive, encouraged Council to focus on stewardship; stated that the nation required support for its residents' health; encouraged Council's support of the resolution; and requested those in the audience stand who supported the resolution.

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Dr. Jay Poole, 4888 Fairview Church Road, Trinity, spoke in favor of the resolution; stated that North Carolinas' most vulnerable uninsured citizens were utilizing local ER departments for primary medical care; and added the lack of insurance was a social issue that needed to be addressed.

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Margaret Salinger, 113 Homewood Avenue, thanked Council for its efforts in supporting the resolution; stated the economic burden of uninsured citizens was born by the private insured policy holders; and clarified the funding structure of the ACA.

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Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Barber, to close the public hearing. Motion carried by voice vote.

Councilmember Hoffmann spoke to the statistics noted; referenced the deficit level; stated that it was Council's responsibility to care for the community's residents, to create jobs and to make sound financial decisions for the city and state; and expressed her support for Medicaid expansion in North Carolina.

Councilmember Fox addressed those individuals who could not afford healthcare; and stated that it was morally right to expand Medicaid in North Carolina.

Councilmember Barber stated that so many people were very fortunate; indicated that to have to contemplate decisions between basic needs of life was difficult; and expressed support for the resolution.

Mayor Pro-Tem Johnson questioned if we wanted people to have a good quality of life without consideration of economic or political circumstances; and spoke in support of the resolution.

Councilmember Matheny stated that he could not support the resolution due to the difficulty of not having time to study the issue; and stated the issue would be addressed at the state level.

Councilmember Wilkins read an excerpt from a *News and Record* article relevant to making the state budget realistic, achievable and more predictable; and stated he would not support the resolution.

Councilmember Abuzuaiter stated that Council should be allowed to address any item that impacted citizens; spoke to her volunteerism at free clinics; and stated that something needed to be done to fix the situation.

Councilmember Hightower stated that the issue was not partisan but rather a human issue; indicated that humans deserved the right to live a good life; and expressed support for the resolution.

Mayor Vaughan spoke to the at risk population of the hungry, unemployed and uninsured; read an excerpt from an article from Robert Wood Johnson Foundation; read from an article related to the federal funding of the ACA; and spoke in support of accepting federal Medicaid funding.

Moved by Councilmember Sharon Hightower, seconded by Councilmember Marikay Abuzuaiter, to adopt the resolution.

AYES: Marikay Abuzuaiter; Mike Barber; Jamal T. Fox; Sharon Hightower; Nancy Hoffmann; Yvonne J. Johnson; Nancy Vaughan.

NAYS: Zack Matheny; Tony Wilkins.

#### **66-14 RESOLUTION IN SUPPORT OF EXPANDING MEDICAID IN NORTH CAROLINA**

WHEREAS, the North Carolina Institute of Medicine estimates that more than 16 percent of Guilford County residents, or more than 79,000 people, are uninsured; and

WHEREAS, the federal legislation provides funding for states to expand Medicaid to all citizens earning less than 138 percent of the federal poverty level; and

WHEREAS, the Urban Institute estimates that expanding Medicaid would extend guaranteed health coverage to 36,700 low-income people in Guilford County; and

WHEREAS, the North Carolina Department of Health & Human Services estimated that accepting Medicaid expansion would extend insurance coverage to more than 500,000 North Carolinians and save the state approximately \$65 million over ten years; and

WHEREAS, the New England Journal of Medicine states that the expansion of Medicaid coverage may reduce mortality among adults; and

WHEREAS, Health Affairs states that gains in access to care, financial well being, physical and mental health, and longevity would be expected with Medicaid expansion; and

WHEREAS, the private economic forecasting company Regional Economic Models, Inc. projects that expanding Medicaid would create or save more than 25,000 jobs by 2016; and

WHEREAS, the American Academy of Actuaries estimates that refusing Medicaid expansion will increase private insurance premiums by more than 2 percent; and

WHEREAS, tax firm Jackson Hewitt estimates that refusing Medicaid expansion will cost North Carolina employers between \$80 million and \$120 million in fees once the employer mandate is fully implemented; and

WHEREAS, Cone Health system estimates that the cost of treating uninsured patients in 2013 exceeded \$63.4 million; and

WHEREAS, the Greensboro City Council believes all residents should have access to quality, affordable health coverage.

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

1) The City Council urges the North Carolina General Assembly and the Governor to accept federal funds to expand Medicaid in North Carolina.

2) This resolution shall be effective on and after its passage, and shall be shared with the members of Greensboro's General Assembly delegation.

(Signed) Sharon Hightower

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**CONSENT AGENDA**

Mayor Vaughan asked if anyone wished to remove any items from the Consent Agenda.

Councilmember Matheny requested that Item #6 be removed for discussion.

Mayor Vaughan stated that there was a speaker to Item #12; therefore, the item would be removed for discussion.

Moved by Councilmember Marikay Abuzuaiter, seconded by Mayor Pro-Tem Yvonne J. Johnson, to adopt the consent agenda as amended. Motion carried on the following roll call vote:

AYES: Marikay Abuzuaiter; Mike Barber; Jamal T. Fox; Sharon Hightower; Nancy Hoffmann; Yvonne J. Johnson; Zack Matheny; Nancy Vaughan and Tony Wilkins.

NAYS: None

**67-14 RESOLUTION AUTHORIZING GRANT APPLICATION FOR THE 2015 NC GOVERNOR'S HIGHWAY SAFETY PROGRAM EQUIPMENT GRANT FOR TRAFFIC SAFETY EDUCATION PROGRAM**

WHEREAS, the Greensboro Police Department's Traffic Safety Unit in accordance with their commitment to promote highway safety and reduces the number of traffic crashes through planning and execution of safety programs; and

WHEREAS, the proposed project supports the City Council Priority of Crime Reduction and aligns with the Police Department's initiative of Community Policing recognizing Traffic Safety Education as a key component; and

WHEREAS, the Governor's Highway Safety Program is funded by the National Highway Safety Administration; and

WHEREAS, on February 21, 2014, the Greensboro Police Department submitted a grant application for a project totaling \$21,723 to the NC Governor's Highway Safety Program, under the funding area of Police Traffic Services; and

WHEREAS, the grant requires a 50% cash match of \$10,861, to be provided by the City with NC State Drug Tax funds; and

WHEREAS, federal funds shall be used to purchase educational program supplies and equipment; and

WHEREAS, if approved by Council and awarded by the North Carolina Governor's Highway Safety Program, this project will provide program supplies and equipment to aid in public education about traffic safety at Guilford County Schools.

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

That the request to apply to the North Carolina Governor's Highway Safety Program for \$10,862 in federal funds with a \$10,861 cash match from the City of Greensboro for a total project budget of \$21,723 is hereby approved.

(Signed) Marikay Abuzuaiter

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**69-14 RESOLUTION AUTHORIZING PURCHASE OF PROPERTY OF EVANGEL FELLOWSHIP WORD MINISTRIES, INC. FOR THE EAST CONE BOULEVARD EXTENSION PROJECT**

WHEREAS, in connection with the East Cone Boulevard extension project, a portion of the property owned by Evangel Fellowship Word Ministries, Inc., Parcel 0079178 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 \$15,043 but the property owner has agreed to settle for the price of \$25,000, 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 \$25,000 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. 471-4502-05.6012 A10120.

(Signed) Marikay Abuzuaiter

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**68-14 RESOLUTION AUTHORIZING PURCHASE OF PROPERTY OF EVANGEL FELLOWSHIP WORD MINISTRIES, INC. FOR THE EAST CONE BOULEVARD EXTENSION PROJECT**

WHEREAS, in connection with the East Cone Boulevard extension project, a portion of the property owned by Evangel Fellowship Word Ministries, Inc., Parcel 0079175 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 \$16,274.54 but the property owner has agreed to settle for the price of \$25,000, 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 \$25,000 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made in the amount of \$18,750 from Account No. 201-6001-01.6012 and in the amount of \$6,250 from Account No.471-4502-05.6012.

(Signed) Marikay Abuzuaiter

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**69-14 RESOLUTION AUTHORIZING PURCHASE OF PROPERTY OF EVANGEL FELLOWSHIP WORD MINISTRIES, INC. FOR THE EAST CONE BOULEVARD EXTENSION PROJECT**

WHEREAS, in connection with the East Cone Boulevard extension project, a portion of the property owned by Evangel Fellowship Word Ministries, Inc., Parcel 0079175 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 \$16,274.54 but the property owner has agreed to settle for the price of \$25,000, 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 \$25,000 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made in the amount of \$18,750 from Account No. 201-6001-01.6012 and in the amount of \$6,250 from Account No.471-4502-05.6012.

(Signed) Marikay Abuzuaiter

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**70-14 RESOLUTION AUTHORIZING EMERGENCY TRANSPORTATION SERVICES FOR THE GUILFORD COUNTY SHERIFF'S OFFICE TO RELOCATE AND/OR EVACUATE INMATES FROM THE GREENSBORO DETENTION CENTER**

WHEREAS, the Greensboro Transportation Department has received a request from the Guilford County Sheriff's Office (GCSO) requesting GTA provide transportation services for the relocation and/or evacuation of inmates from the Greensboro Detention Facility in the event of an emergency that renders the facility uninhabitable;

WHEREAS, specifically they are requesting the necessary buses and operators required for the transportation of inmates to and from an alternate jail site from the Detention Center during an emergency situation;

WHEREAS, the Assistance Agreement is conditioned upon the availability of Greensboro Transit Authority buses and personnel in the number determined by the City of Greensboro Public Transportation Division Manager;

WHEREAS, the Federal Transit Administration encourages transit systems to provide assistance during emergencies although due to the FTA Charter Service Regulations, GTA cannot charge Guilford County for this service as it would be in violation of the Regulations;

WHEREAS, the GTA Board approved the request at its February 25, 2014 meeting;

WHEREAS, GTA may be reimbursed for the costs of the transport by the FTA pursuant to its Public Transportation Emergency Relief Program for the Federal Emergency Management Agency if the requisite conditions are met.

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

That the Emergency Transportation Services Agreement with the Guilford County Sheriff's Office to relocate and/or evacuate inmates from the Greensboro Detention Center is hereby authorized; and 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) Marikay Abuzuaiter

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**71-14 RESOLUTION APPROVING APPRAISAL AND AUTHORIZING PURCHASE OF PROPERTY OF HANNAH KING LILES FOR THE BATTLEGROUND/CONE/BENJAMIN INTERSECTION IMPROVEMENT PROJECT**

WHEREAS, in connection with the Battleground/Cone/Benjamin intersection improvement project, a portion of the property owned by Hannah King Liles, Parcel 0030317 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 \$54,670, 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 \$54,670 is hereby approved, and the purchase of the property in accordance with the appraisal is hereby authorized, payment to be made from Account No. 220-4587-01.6012 A12082 and will be reimbursed 100% by Federal (80%) and State (20%) funds.

(Signed) Marikay Abuzuaiter

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**72-14 RESOLUTION ALLOWING HERON POINT AT WATERBURY, PHASE6C TO EXTEND AND CONNECT ONTO CITY WATER AND SANITARY SEWER WITHOUT IMMEDIATE ANNEXATION BY THE CITY OF GREENSBORO**

WHEREAS, municipal growth through annexation is essential to sound urban development and continued economic development in Greensboro and Guilford County; and

WHEREAS, the North Carolina General Statutes provide for annexation by municipalities according to certain legislative standards, and with the provision of certain services; and

WHEREAS, there are areas within Guilford County that are not currently eligible for annexation by the City of Greensboro under the North Carolina General Statutes; and

WHEREAS, on April 3, 2012, City Council adopted the “City of Greensboro Policy - Water & Sewer Services Outside the Corporate Limits” to address the extension of water and sanitary sewer lines; and

WHEREAS, said adopted policy allows for the City Council to grant approval of extensions and connections outside of the City of Greensboro’s corporate limits;

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

Section 1 - That City of Greensboro water and sanitary sewer lines may be extended to provide serve and connections to development located within Heron Point at Waterbury, Phase 6C, as depicted on Exhibit A in consideration of the “Utility and Development Agreement and Petition for Annexation” signed by the current property and delivered to the City of Greensboro. This agreement shall be recorded in the chain of title by the current property owner and disclosed to all prospective new property owners by the current property owner.

Section 2 - That when the ownership of any portion of the property contained in Section 1 above changes, a new “Utility and Development Agreement and Petition for Annexation” signed by the new property owner will be delivered to the City of Greensboro.

Section 3 - That when eligible under North Carolina General Statutes, the property contained within Section 1 above will be annexed into the City of Greensboro’s Corporate Limits.

Section 4 - That upon any violation of the terms of this resolution, said resolution shall be deemed null and void and any connections made after the effective date of this resolution to the City’s water or sanitary sewer lines will be terminated immediately.

Section 5 - That this Resolution shall become effective immediately upon adoption.

(Signed) Marikay Abuzuaiter

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**14-32 ORDINANCE AMENDING STATE, FEDERAL, AND OTHER GRANTS FUND BUDGET FOR FY 2013-2014 GREENSBORO URBAN AREA METROPOLITAN PLANNING ORGANIZATION (MPO) ACTIVITIES**

Section 1

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

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

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

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-4595-01.4110	Salaries and Wages	45,000
220-4595-01.5413	Consultant Services	85,000
220-4595-01.5928	In-Kind Services	<u>32,500</u>
Total		\$162,500

And that this increase be financed by increasing the following accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-4595-01.7110	State Grant	130,000
220-4595-01.8695	Local In-Kind Services	<u>32,500</u>
Total		\$162,500

Section 2:

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

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**14-33 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF NORTH CAROLINA FIREFIGHTERS' BURNED CHILDREN GRANT FUNDS**

Section 1

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

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

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

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-4008-01.5239	Miscellaneous Supplies	<u>\$1,000</u>
TOTAL:		\$1,000

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

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-4008-01.8620	Donations & Private Contributions	<u>\$1,000</u>
TOTAL:		\$1,000

## Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

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Motion to accept the report of budget adjustments of 2/25/14 through 3/10/2014 was adopted.

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Motion to approve the minutes of the regular meeting of February 18 and the special meeting of February 21, 2014 was adopted.

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### **Resolution Approving License Agreement with Brightfield Transportation Solutions for the Installation of an Electric Vehicle Charging Station.**

Councilmember Matheny spoke in opposition to utilizing public property for a private, for-profit entity; that he had been approached by an investor who was willing to place the station on private land;

Scott Stevens, 406 Victoria, responded that no one would purchase electric vehicles until there were charging stations available; that a grant had been received by Nissan to offset the cost of installation; currently the station was not economically viable until after five years; and stated his firm would accept a liability policy on the structure.

Councilmember Barber interjected that the City utilize the station in Greensboro with open access; and that the City would use the station as a model facility to encourage other private sector vendors.

Moved by Mayor Pro-Tem Yvonne J. Johnson, seconded by Councilmember Mike Barber, to adopt the resolution. Motion carried on the following roll call vote:

AYES: Marikay Abuzuaiter; Mike Barber; Jamal T. Fox; Sharon Hightower; Nancy Hoffmann; Yvonne J. Johnson; Nancy Vaughan.

NAYS: Zack Matheny; Tony Wilkins.

### **74-14 RESOLUTION APPROVING LICENSE AGREEMENT WITH BRIGHTFIELD TRANSPORTATION SOLUTIONS FOR THE INSTALLATION OF AN ELECTRIC VEHICLE CHARGING STATION**

WHEREAS, Brightfield Transportation Solutions is a North Carolina company with the mission of designing and deploying durable solar-integrated electric vehicle infrastructure and advancing the electric vehicle market development;

WHEREAS, Brightfield approached the Transportation Department about a public-private partnership that would allow the construction of a solar powered electric vehicle charging station in the Elm-Greene parking lot;

WHEREAS, the proposal includes the construction of a shelter with solar panels that will cover two, Stage 2 electric vehicle charging stations as well as a DC fast charger placed at the location which will be constructed by Brightfield;

WHEREAS, the proposal would provide a place for visitors to Downtown Greensboro to charge their plug-in electric vehicles and will be open to all vehicles during the first two years of the agreement;

WHEREAS, beginning in Year 3, one or more spaces may be restricted to electric vehicles only based on demand;

WHEREAS, the license agreement would allow for a ten-year partnership in which Brightfield will be responsible for all maintenance and power costs associated with the charging station;

WHEREAS, Brightfield will pay the City \$1 per year to be located in the City lot with no City funds required for the project.

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

That the License Agreement with Brightfield Transportation Solutions for the construction and maintenance of an Electric Vehicle Charging Station is hereby approved, and the Mayor and/or City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper agreement to carry the proposal into effect with no City funds required for the project.

(Signed) Yvonne J. Johnson

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**Resolution listing loans and grants for City Council approval.**

Bill Marshburn, of an undisclosed address, spoke to grant funds and the review of the agenda item; and then stated he had intended on speaking to Item #3 which was addressed under the consent agenda.

Moved by Mayor Pro-Tem Yvonne J. Johnson, seconded by Councilmember Jamal T. Fox, to adopt the resolution. Motion carried by the following roll call vote:

AYES: Marikay Abuzuaiter; Mike Barber; Jamal T. Fox; Sharon Hightower; Nancy Hoffmann; Yvonne J. Johnson; Zack Matheny; Nancy Vaughan; Tony Wilkins.

NAYS: None.

**73-14 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

.....

Mayor Vaughan declared a recess at 7:33 p.m.

Council reconvened at 7:53 with all members in attendance.

.....  
**PUBLIC HEARING AGENDA**

**Resolution ordering certain improvements Euclid Street.**

Transportation Director Adam Fischer presented the local improvement petition from a citizen and residents around street; stated that the estimated cost of the portion of Euclid Street was \$139,000; spoke to three different options: deny, allow owner to construct roadway, or council approve request and added to capital improvement program; and indicated the cost to build wooden footbridge was \$24,000.

Discussion ensued of setting a precedent; establishing private partnerships; connectivity; liability issues; and the numerous streams within the city's boundaries.

City Manager Westmoreland requested to contact Guilford County Schools and County's Parks and Recreation to partner in devising solutions for stream crossings and explore partnerships with private sector groups who could assist neighborhoods with small capital improvement projects.

Mayor Vaughan stated there was a speaker to the item.

Chaune Gordon, 3309 Euclid Street, emphasized the safety aspect of the request.

Moved by Councilmember Zack Matheny, seconded by Councilmember Marikay Abuzaiter, to close the public hearing. Motion carried by voice vote.

Moved by Councilmember Zack Matheny to DENY the request, seconded by Councilmember Tony Wilkins. Motion carried on the following roll call vote:

AYES: Jamal T. Fox; Nancy Hoffmann; Zack Matheny; Nancy Vaughan; Tony Wilkins.

NAYS: Marikay Abuzaiter; Mike Barber; Sharon Hightower; Yvonne J. Johnson.

**THE FOLLOWING ITEM WAS DENIED:**

**RESOLUTION ORDERING THE MAKING OF CERTAIN LOCAL IMPROVEMENTS  
EUCLID STREET FROM TALLEY STREET TO LARSON STREET WITH CURB & GUTTER- BOTH SIDES**

WHEREAS, due notice has been given that on the 4<sup>th</sup> day of February, 2014 at 5:30 p.m. in the Council Chamber in the Municipal Office Building, a public hearing would be held on the improvements hereinafter described and that all objections to the legality of the making of the improvements are required by law to be made in writing, signed in person or by attorney, and filed with the City Clerk at or before the time of the public hearing; and

WHEREAS, the public hearing has now been held and no objections have been made to the making of the improvements;

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

A. That the Street or streets hereinabove set out is/are:

EUCLID STREET FROM TALLEY STREET TO LARSON STREET

B. That the local improvements to be made on the street or streets set out above are as follows:

(a) Roadway Paving Improvements. The street or streets hereinabove named within the limits defined to be paved a maximum of 30 feet in width with stone base asphaltic concrete surface, the paving to

including grading, construction of storm sewers, and necessary laterals, laying of concrete curbs and gutters, and all other work incidental to the paving.

C. That the proportion of the cost of the improvements to be assessed against the abutting property and the terms of the payment will be as provided in the Notice of Proposed Local Improvements which was served on the owners of the property to be assessed.

D. That this resolution be published one time in a newspaper published in the City of Greensboro as notice of the matters herein set out.

.....

**Ordinance Text Amendment Interior Setbacks / Multifamily Developments Multifamily Interior Setbacks.**

Planning Director Sue Schwartz and Planning Manager Steve Galanti were available to answer Council's inquiries.

Moved by Mayor Pro-Tem Yvonne J. Johnson, seconded by Councilmember Mike Barber, to adopt the ordinance. Motion carried on the following roll call vote:

Yes: Marikay Abuzuaiter; Mike Barber; Jamal T. Fox; Sharon Hightower; Nancy Hoffmann; Yvonne J. Johnson; Zack Matheny; Nancy Vaughan; Tony Wilkins.

NAYS: None.

**14-34 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 Subsection (J) of Section 30-7-3.2, Conventional Development, is hereby amended to read as follows:

**(J) Interior Setback Standards for Townhouse and Multi-family Buildings**

**(1) Townhouse Setback from Project Perimeter**

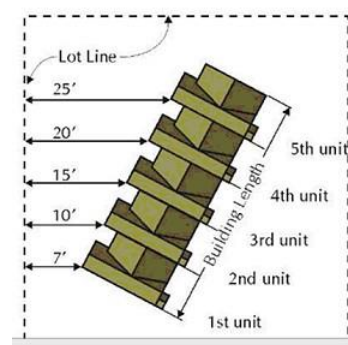
**~~a) Setback Abutting an R-Residential District or any Single-family Dwelling~~**

Along the perimeter of a development ~~abutting an R-Residential district, or any single-family dwelling not located in an R-Residential district~~ the minimum interior setback is established by the number of units in that portion of the building facing the lot line (as per Table 7-10 below) or

20% of the length of that portion of the building facing the lot line, whichever is greater. (See the dimensional tables in Sec. 30-7-3.2(D) through Sec. 30-7-3.2(G) for the maximum number of units that may be attached as one building in each zoning district). ~~The Planning and Community Development Director may approve a Type I Modification (see Sec. 30-4-11 Modifications) granting a reduction in the required setback of up to 50% for portions of a townhouse development abutting a single-family dwelling not located in an R-Residential district in the~~

~~following circumstances:~~

Table 7-10, Townhouse Perimeter Setbacks	
Setback requirements for individual Townhouse units	Minimum Setback (feet)
1st unit	7



2nd unit	10
3rd unit	15
4th unit	20
5th unit and up	25

b) All Other Perimeter Setbacks

- i) In the RM 26 and RM 40 districts, an interior setback of zero may be used. For buildings not using an interior setback of zero, the minimum setback is 5 feet.
- ii) In all other RM districts, the minimum interior setback is 15 feet or 20% of the building length facing the lot line, whichever is greater.

(2) Multi-family Setback from Project Perimeter

a) Buildings of Two Stories or Less Setback Abutting an R- Residential District or any Single-family Dwelling

The side and rear yard determinations will be based on the orientation of each proposed building to the adjoining project property line, except in a single building planned multi- family development where side and rear yards will be determined based upon the configuration of the lot. If the angle formed by the property line and the front or rear façade of the building is greater than 45 degrees, the area between the building and the property line will be treated as a side yard. The minimum setbacks shall be as follows:

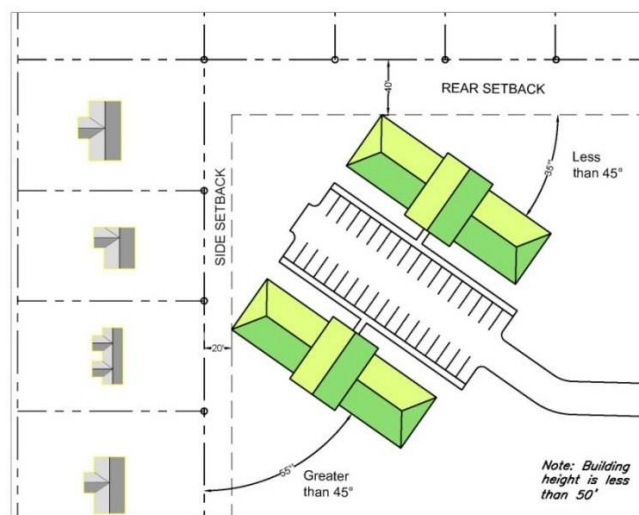
i) Side Yard

A setback of 20 feet plus one foot for each foot of building height above 50 feet shall be provided along the side yard.

ii) Rear Yard

A setback of 40 feet plus one foot for each foot of building height above 50 feet shall be provided along the rear yard.

- i) In the RM 40 district, an interior setback of zero may be used. For buildings not using an interior setback of zero, the minimum setback is 5 feet.
- ii) In all other RM districts, the minimum interior setback is 25 feet or 20% of the building length facing the



lot line, whichever is greater.

ABUTTING SINGLE-FAMILY RESIDENTIAL



b) Buildings of Three Stories and More All Other Perimeter Setbacks

i) In the RM-40 district, an interior setback of zero may be used. For buildings not using an interior setback of zero, the minimum setback is 5 feet.

ii) In all other RM-districts the side and rear yard determinations will be based on the orientation of each proposed building to the adjoining project property line, except in a single building planned multi-family development where side and rear yards will be determined based upon the configuration of the lot. If the angle formed by the property line and the front or rear façade of the building is greater than 45 degrees, the area between the building and the property line will be treated as a side yard. The minimum setbacks shall be as follows:

a. Side Yard

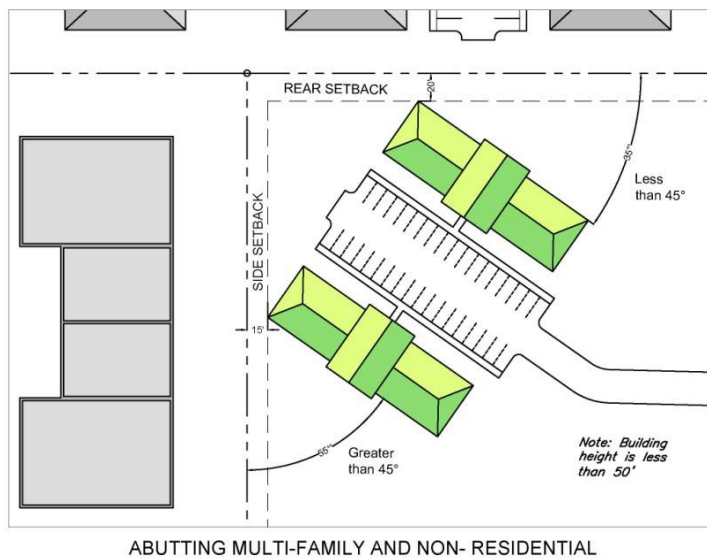
A setback of 15 feet plus one foot for each foot of building height above 50 feet shall be provided along the side yard.

b. Rear Yard

A setback of 20 feet plus one foot for each foot of building height above 50 feet shall be provided along the rear yard.

i) In the RM-40 district, the minimum interior setback is 10% of the building length facing the lot line.

ii) In all other RM-districts, the minimum interior setback is 40% of the building length facing the lot line.



(3) Modification of Perimeter Setback Standards in RM Districts

a) For townhouse and multi-family buildings located in the RM-26 and RM-40 zoning districts, the Planning and Community Development Director may approve a Type 1

Modification of perimeter setback requirements in accordance with Sec. 30-4-11. b) For townhouse and

multi-family buildings located in ~~all other~~ RM- districts, the

Technical Review Committee may approve a Type 2 Modification of perimeter

setback requirements allowing a reduction of up to 50%, but in no case below 15 feet, in accordance with Sec. 30-4-11.

Section 2. That Subsection (B) of Section 30-4-11.3, Decision-making Criteria, is hereby amended to read as follows:

(B) Perimeter Setback Requirements in RM-26 and RM-40

For townhouse and multi-family buildings located in the RM-26 and RM-40 zoning districts, the Planning Director may approve a Type I Modification allowing a reduction of up to ~~50%~~ 5 feet of the perimeter setback requirement, but in no case below 15 feet, if any of the following criteria are met:

- 1) The setback being modified abuts a parcel that is in a zoning district of equal or higher density;
- 2) The setback being modified abuts a collector or higher classification of roadway; or
- 3) The setback being modified abuts land that is not occupied by a residential use.”

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

Section 4. This ordinance shall become effective upon date of adoption.

(Signed) Yvonne J. Johnson

.....

**Ordinance amending the Greensboro Code of Ordinance with respect to Zoning, Planning and Development - TRC Membership.**

Mayor Vaughan stated there were no speakers to the item.

Planning Manager Steve Galanti responded to Council’s inquiry regarding the number of members on the TRC and the implications on voting results.

Moved by Councilmember Mike Barber, seconded by Mayor Pro-Tem Yvonne J. Johnson to close the public hearing. Motion carried by voice vote of Council.

Moved by Councilmember Mike Barber, seconded by Mayor Pro-Tem Yvonne J. Johnson, to adopt the ordinance. Motion carried on the following roll call vote:

AYES: Marikay Abuzuaiter; Mike Barber; Jamal T. Fox; Sharon Hightower; Nancy Hoffmann; Yvonne J. Johnson; Zack Matheny; Nancy Vaughan; Tony Wilkins.

NAYS: None.

**14-35 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 Subsection (A) of Section 30-3-4.2, Membership, is hereby amended to read as follows:

(A) The Technical Review Committee is composed of ~~7~~ 8 members with one representative from each of the following departments (divisions):

- 1) Planning ~~and Community Development~~ (Administration);
- 2) Planning ~~and Community Development~~ (Current Planning);

- 3) Engineering and Inspections (Engineering);
- 4) Fire Department;
- 5) Parks and Recreation;
- 6) Transportation;
- 7) Water Resources (Engineering); and
- 8) Water Resources (Stormwater).

Section 2. That Section 30-3-4.3, Quorum, is hereby amended to read as follows:

30-3-4.3 Quorum

~~Four~~ Five or more members of the Technical Review Committee constitutes a quorum.

Section 3. That Section 30-3-4, Technical Review Committee, is hereby amended by adding a new Subsection 30-3-4.6, Voting, to read as follows:

30-3-4.6 Voting

(A) Required Vote for Approval

Six or more favorable votes are required to make a recommendation or any other decision in favor of an applicant. Votes containing a tie will be considered recommendations or decisions for denial and may be appealed in accordance with Subsection (C) below.

(B) Vote of the Chair

The Chair votes as any other Board member. (C)

Appeals to Department Directors

All decisions rendered in a tie vote may be appealed to the directors of the departments which compose the Technical Review Committee. The concurring affirmative vote of a majority of directors is required to make a recommendation or any other decision in favor of an applicant. Tie votes will be considered recommendations or decisions for denial.

(D) Any vote by a member of the Technical Review Committee related to a submitted application shall be directly related to compliance with all applicable ordinance requirements that are under the purview of said department.

Section 4. That Section 30-3-4.4, Officers, is hereby amended to read as follows:

30-3-4.4 Officers

The ~~Planning and Community Development~~ Director or the ~~Planning and Community Development~~ Director's designated representative serves as Chair of the Technical Review Committee.

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 adoption.

(Signed) Mike Barber

.....

**Resolution closing the right of way which was previously a portion of Guilford College Road, a distance of approximately 600 feet.**

Mayor Vaughan stated there were no speakers to the item.

Moved by Councilmember Tony Wilkins, seconded by Councilmember Mike Barber, to close the public hearing.  
Motion carried by voice vote.

Moved by Councilmember Tony Wilkins, seconded by Councilmember Mike Barber, to adopt the resolution.  
Motion carried on the following roll call vote:

AYES: Marikay Abuzuaiter; Mike Barber; Jamal T. Fox; Sharon Hightower; Nancy Hoffmann; Yvonne J. Johnson; Zack Matheny; Nancy Vaughan; Tony Wilkins.

NAYS: None.

**75-14 RESOLUTION CLOSING THE RIGHT-OF-WAY WHICH WAS PREVIOUSLY A PORTION OF  
GUILFORD COLLEGE ROAD, A DISTANCE OF APPROXIMATELY 600 FEET**

WHEREAS, the owner of all of the property abutting both sides of the right-of-way which was previously a portion of Guilford College Road, a distance of approximately 600 feet has requested in writing that said street be closed to the general public and the City's interest therein released;

WHEREAS, a notice was duly published that a public hearing would be held by the City Council in the Council Chamber in the Municipal Office Building on Tuesday, March 18, 2014 at 5:30 p.m. on the closing of said street;

WHEREAS, the public hearing has now been held and no objections have been made to the closing thereof.

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

1. That the City Council hereby finds as a fact that the owner of all of the property abutting both sides of the hereinafter mentioned street has requested in writing that said street be closed to the general public and the City's interest therein released.
2. That the City Council hereby finds as a fact that the closing of the street to the general public is not contrary to the public interest and that no individual or other party owning property in the vicinity of the street or in the subdivision in which the street is located will be deprived of the reasonable means of ingress or egress to his or its property.
3. That the following street is hereby permanently closed to the general public and the City's interest therein released:

**THE RIGHT-OF-WAY WHICH WAS PREVIOUSLY A PORTION OF GUILFORD COLLEGE ROAD, A  
DISTANCE OF APPROXIMATELY 600 FEET**

(Signed) Tony Wilkins

.....

**Ordinance Amending GTA Planning & Grant Fund for FY 2013 Congestion Mitigation Air Quality  
Grant to Purchase Replacement Buses.**

Mayor Vaughan stated there were no speakers to the item.

Transportation Director Adam Fischer updated Council on the content of the transit fund and approximated \$5 million from allocated property taxes; and stated that obsolete buses would be sold.

City Manager Westmoreland stated that budgetary fund balance information was in the current IFYI.

Moved by Councilmember Sharon Hightower, seconded by Councilmember Nancy Hoffmann, to adopt the ordinance. Motion carried on the following roll call vote:

AYES: Marikay Abuzuaite; Mike Barber; Jamal T. Fox; Sharon Hightower; Nancy Hoffmann; Yvonne J. Johnson; Zack Matheny; Nancy Vaughan; Tony Wilkins

NAYS: None.

**14-36 CONGESTION MITIGATION AIR QUALITY (CMAQ) GRANT PROGRAM TO PURCHASE REPLACEMENT BUSES**

Section 1

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

That the GTA Planning & Grant Fund budget of the City of Greensboro is hereby amended as follows for the purchase of replacement buses:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
565-4590-01.5917	Licenses, Fees & Other	\$ 8,000
565-4590-01.5919	Other Taxes/Assessment	\$ 48
565-4590-01.6051	Licensed Vehicles	<u>\$1,673,880</u>
	Total	\$1,681,928

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

<u>Account</u>	<u>Description</u>	<u>Amount</u>
565-4590-01.7100	Federal Grant	\$1,396,000
565-4590-01.9564	Transfer from Transit Fund	<u>\$ 285,928</u>
	Total	\$1,681,928

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Sharon Hightower

.....

**Resolution authorizing Professional Services Contract No. 2014 021 with CDM Smith, Inc. for the T. Z. Osborne Water Reclamation Facility (WRF) 56 Million Gallons Per Day (MGD) Upgrade Construction Administration Services, Contract 2014 021.**

Mayor Vaughan stated there were no speakers to the item.

Water Resources Director Steve Drew addressed Council's inquiries; and detailed the M/WBE programming with the contracting firms.

Dave Zimmer, representing CDM Smith, spoke to the infrastructure project; and discussed the partnership of his firm in the area of minority contracting.

John Davenport, spoke to the expansion represented by involvement in the professional service contract; and discussed his involvement in various contracting opportunities with the City.

Moved by Councilmember Jamal T. Fox, seconded by Councilmember Marikay Abuzuaite, to adopt the resolution. Motion carried on the following roll call vote:

AYES: Marikay Abuzuaiter; Mike Barber; Jamal T. Fox; Sharon Hightower; Nancy Hoffmann; Yvonne J. Johnson; Zack Matheny; Nancy Vaughan.

NAYS: Tony Wilkins.

**76-14 AUTHORIZING PROFESSIONAL SERVICES CONTRACT NO. 2014-021 WITH CDM SMITH, INC. FOR THE T.Z. OSBORNE WATER RECLAMATION FACILITY (WRF) 56 MILLION GALLONS PER DAY (MGD) UPGRADE CONSTRUCTION**

WHEREAS, at the February 14, 2014 City Council work session City Council was briefed on a plan recommended by staff to decommission the North Buffalo Water Treatment Facility and upgrade the T.Z. Osborne Water Reclamation Facility;

WHEREAS, the proposed professional services contract has a duration and scope covering all of the proposed infrastructure improvements that will be competitively bid and constructed in three distinct and separate construction packages;

WHEREAS, the agreement also includes compensation for additional design services to cover design rework as a result of the changes in the Jordan Lake Nutrient Management Strategy passed by the State Legislature in 2013;

WHEREAS, funds have been budgeted in the Water Resources Capital Improvements Fund and shall not exceed \$279,850 in Fiscal Year 2014; \$1,647,000 in Fiscal Year 2015; \$2,073,000 in Fiscal Year 2016; and \$990,000 in Fiscal Year 2017.

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

That the Professional Services Contract No. 2014-021 with CDM Smith, Inc. for the T. Z. Osborne Water Reclamation Facility (WRF) 56 Million Gallons per Day (MPG) upgrade construction is hereby authorized and 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 in the amount of \$4,989,850 from Account No. 503-7023-06.5410 in increments set out above.

(Signed) Jamal T. Fox

.....

**BOARDS AND COMMISSIONS APPOINTMENTS**

Moved by Councilmember Jamal T. Fox, seconded by Mayor Pro-Tem Yvonne J. Johnson, to appoint Laura Blackstock to the Board of Adjustment and Deborah Goddard to the Commission on the Status of Women. Motion carried by voice vote.

Councilmember Fox placed the names of Chad Carwein, Ruby Ray and Brantly Grier into the databank for future service on boards and commissions.

Councilmember Hightower stated that Brantly Grier was in her district and placed the person into the databank for future service on boards and commissions.

Councilmember Barber placed the name of Tony Collins into the databank for future service on boards and commissions.

Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Yvonne J. Johnson, to appoint Sharon Graeber to the Historic Preservation Committee. Motion carried by voice vote.

.....

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

Councilmember Hightower requested follow-up information on a decency ordinance for bus riders.

Interim City Attorney Wood was requested to contact Kansas City, Missouri and Camden, New Jersey with regard to attire for transit riders.

Councilmember Hightower addressed a concern about recycling dates for the community.

City Manager Westmoreland was requested to add recycling pickup dates into water bills.

Council commended staff and Duke Energy on the storm cleanup.

Councilmember Abuzuaiter requested City Manager Westmoreland contact the Community Foundation of Greater Greensboro for a list of corporate or private matching donors of the taxpayer funds of \$200,000 used for the Steven Tanger Performing Arts Center taskforce; and thanked staff and others for the trespasser safety initiative to combat deaths on the railroad tracks.

Councilmember Wilkins expressed concerns regarding potholes on city streets.

City Manager Westmoreland responded that citizens were recommended to call 373-CITY; and referred to a new cell phone application that would be presented at the upcoming work session for direct reporting of concerns.

Councilmember Matheny reviewed the City's preparations for and during the ACC Championship event at the Coliseum; commended the volunteers involved with organizing and administering the event; and spoke to its economic impact.

Mayor Vaughan spoke to the community effort in protecting the homeless during the inclement weather; announced the Tribute to Representative Howard Coble on Sunday, April 13<sup>th</sup>, 1-5 p.m. at the Blandwood Mansion; requested City Manager Westmoreland to research strengthening the panhandling ordinance and provide information on Tokyo Spa's appeal and transfer to the Board of Adjustments.

Mayor Pro-Tem Johnson commended the contributions to the ACC Tournament; spoke to representing the Mayor at the Founders Day Celebrations at NC A&T University; and stated she would make remarks at the breakfast.

Councilmember Barber spoke to the showcasing of Greensboro in the media over the past few weeks; and expressed appreciation for the focus on tentative enhancement the panhandling ordinance based on health and safety concerns.

Councilmember Fox expressed congratulations to NC A&T University Women's team, NC Central University and University of Virginia on their championship winnings; and spoke to his tours of TZ Osborne Water Plant, Townsend Water Facility and the Guilford Metro 911 Operations Center; spoke to the shortage of food at local pantries; and requested the City Manager investigate sponsoring a city-wide food drive.

City Manager Westmoreland to research the possibility of a food drive in the community.

Moved by Councilmember Jamal T. Fox for a resolution April 6-12 the National Crime Victims' Rights Week at the April 1<sup>st</sup> meeting, seconded by Councilmember Mike Barber. Motion carried by voice vote.

Moved by Councilmember Jamal T. Fox for a resolution of making Greensboro a Welcoming Community to be placed on the April 15<sup>th</sup> council agenda, seconded by Councilmember Mike Barber. Motion carried by voice vote.

Councilmember Hoffmann echoed the ACC Tournament successes and commended the volunteer effort; spoke to the outstanding Itzhack Perlman performance at the Greensboro War Memorial Auditorium; and encouraged staff to revisit the panhandling ordinance.

City Manager Westmoreland spoke to upcoming result area meetings tentatively set for April 3 and 8; and requested moving the April 10<sup>th</sup> work session to April 14<sup>th</sup>. Council requested staff email the new dates.

Councilmember Hightower requested City Manager Westmoreland to assist in arranging a business walk along Randleman Road with the Randleman Road Business Association, similar in format to the neighborhood walks.

Moved by Councilmember Mike Barber, seconded by Mayor Pro-Tem Yvonne J. Johnson, to adjourn.  
Motion carried by voice vote of Council.

Council adjourned at 9:00 p.m.

THE CITY COUNCIL ADJOURNED AT 9:00 P.M.

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DIANALYNN L. SCHREIBER  
DEPUTY CITY CLERK

NANCY VAUGHAN  
MAYOR

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