



City of Greensboro

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

Meeting Minutes - Draft City Council

Tuesday, December 15, 2015

5:30 PM

Council Chamber

Call to Order

This City Council meeting of the City of Greensboro was called to order at 4:41 p.m. on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present:

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

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Barber to go into closed session to preserve the attorney-client privilege between the City Attorney and Council and give instructions to legal counsel concerning the settlement of LaMonte Burton Armstrong v. City of Greensboro, et al. , pursuant to N.C.G.S. 143-318.11(a) (3). The motion carried by voice vote.

Council recessed to closed session at 4:42 p.m. Council reconvened into open session at 5:35 p.m. with all members in attendance.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Barber to return to open session. The motion carried by voice vote.

Moment of Silence

The meeting opened with a moment of silence.

Pledge of Allegiance to the Flag

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

Recognition of Courier

City Manager Jim Westmoreland recognized Davin Hall of the Police 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.

24. [ID 15-0910](#) Ordinance to Change Name of Spring Oak Drive Between Clarkson Road and Country Woods Lane to Carter Woods Drive

Moved by Councilmember Barber, seconded by Councilmember Hightower to remove the ordinance from the agenda. The motion carried by voice vote.

29. [ID 15-0976](#) Resolution Authorizing Amendment to Contract #2012-5340 Processing and Marketing of Recovered Recyclables with ReCommunity Recycling

Councilmember Barber requested the item to be moved to the February 2nd meeting of Council.

Discussion took place regarding staff projections; and the existing contract.

Councilmember Wilkins requested the item go before the Infrastructure Committee in January.

Moved by Councilmember Barber, seconded by Councilmember Wilkins to postpone the item to the February 2, 2016 meeting of Council. The motion carried by voice vote 8 -1 with Councilmember Hightower voting 'no'.

I. CEREMONIAL AND/OR PRESENTATION ITEMS

1. [ID 15-0795](#) Resolution Naming December 21, 2015 National Homeless Persons' Memorial Day

Mayor Vaughan read the resolution into the record; and presented the resolution to Partners Ending Homelessness Executive Director Darryl Kosciak and Interactive Resource Center Executive Director Michelle Kennedy.

Mr. Kosciak spoke to the annual event; a Homeless Memorial event on Wednesday night at Grace Community Church; and to honoring the homeless population that had passed away this past year.

Councilmember Barber asked for a date for the January homeless count.

Discussion took place regarding the homeless count being done on January 27th.

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, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

0379-15 RESOLUTION NAMING DECEMBER 21, 2015 NATIONAL HOMELESS PERSONS' MEMORIAL DAY

WHEREAS, December 21, 2015 marks the first day of winter and is the longest night of the year;

WHEREAS, the National Coalition for the Homeless and the National Health Care for the Homeless Council have designated December 21, 2015 as National Homeless Persons' Memorial Day;

WHEREAS, in the season of generosity and sharing, citizens of Greensboro are encouraged to commit themselves to promoting compassion and concern for all, particularly during the winter months that pose extreme hardships for Greensboro citizens who are less fortunate and without homes;

WHEREAS, hunger and homelessness continue to be a serious challenge for many Greensboro citizens who have the right to adequate food, housing, clothing, safety and health care;

WHEREAS, homelessness raises one's risk of illness, injury and death;

WHEREAS, the Homeless Memorial Walk of Remembrance will take place in Greensboro on Wednesday December 16, 2015 to honor those who have passed away in 2015 as a result of homelessness;

WHEREAS, by joining together and remembering our neighbors, we can honor their lives by working to provide solutions to end homelessness within the City.

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

That December 21, 2015 is hereby named National Homeless Persons' Memorial Day in Greensboro to remember those who have died homeless and to encourage citizens to come together to celebrate their lives by working to resolve the factors that lead to homelessness within the City.

(Signed) Sharon Hightower

2. [ID 15-1027](#) Update by Police Chief Wayne Scott

Police Chief Wayne Scott provided an update on the racial profiling order; spoke to updates received; evaluating stops; stated the special order had been successful; spoke to the disparity gap; referenced results from 2014 and 2015 vehicle stops; and spoke to being on schedule for completion of research information. Chief Scott shared data received at the Police Chief Summit; stated other cities were dealing with similar problems; that staff was collecting research in order to move forward; provided items that would be presented for approval including training, state recorded data, a more user friendly device, outreach, and organizational partners; and stated Guilford College had created a pilot program.

Councilmember Abuzuaiter asked if staff would provide another update in 30 days; requested an explanation on the Civil Emergency Unit (CEU); and voiced community concerns regarding First Amendment rights.

Chief Scott responded that an additional update would be provided; explained the purpose behind the CEU's; spoke to protecting the community; extension of manpower; specialized training; Downtown activities being included in the CEU's; referenced ability to enforce search and rescue efforts; spoke to citizen concerns regarding first amendment rights; the mission of the units; and to resolving issues without loss of life.

Councilmember Wilkins voiced appreciation for the additional training; asked about the number of stops; for the racial statistics breakdown; and inquired if the officers knew the race of drivers prior to stops.

Chief Scott provided a breakdown of African American and Caucasian stops; spoke to the difficulty in compiling data for race prior to stops; and stated 70% of stops occurred between 7 p.m. and 7 a.m.

Councilmember Hightower asked for confirmation on the numbers; voiced concern for the 2014 breakdown; asked for an update concerning homicides; and spoke to communicating concerns to the community.

Chief Scott spoke to vehicle violations; voiced the importance to get correct data; confirmed one arrest had been made in regards to a homicide; spoke to the confidentiality of the case; increased foot patrol; community engagement; and positive feedback from residents.

Discussion took place regarding planned community meetings.

Councilmember Fox inquired about black on black crimes; spoke to recent homicides; conversations with parents; police fighting crime; the Police partnering with the community; the need for a strong community; voiced the need to have community meetings in each district; spoke to people being afraid to address issues with the police; the need to engage pastors and the school system; requested staff talk about the issues during neighborhood meetings; suggested the organization of a Mothers Against Violence type group; and spoke to keeping the future intact.

Chief Scott confirmed the majority of crimes were black on black; spoke to a national increase; and to a rise in assaults across the country.

Mayor Vaughan asked about traffic stops; and if the new policy was affecting safety.

Chief Scott stated the intent of the order was not to endanger the citizens; and confirmed he would not have issued the order if it had raised any risks to the citizens.

Councilmember Barber spoke to the difficult job of police officers; greater policing; and commended the Police Department for a job well done.

II. PUBLIC COMMENT PERIOD

John Amberg, 2115 Tarrywood Drive, Representative of the Carolina Blues Festival and the Piedmont Blues Society (PBS) spoke to a diverse thirty year event; location of the event; economic benefits; sponsorship supporters; grants received; Blues Week; and extended an invitation to the event on Saturday, May 21, 2016 at Barber Park.

Councilmember Fox left the meeting at 6:15 p.m. and returned at 6:18 p.m.

Casey Hazelman, 5417 Guida Drive thanked everyone for stewardship; spoke to additional PBS activities; stated he was the Chairman for Blues in the Schools and Centers program; spoke to benefits of the program; thanked Council for the resolution for the Homeless Memorial Day; spoke to the Musician's matter movement; the blues as the greatest gift by the African American community; and stated they supported local businesses whenever possible.

Councilmember Hightower voiced appreciation for the event being held at Barber Park; and asked about the headliner.

Council inquired about the event taking place regardless of the weather; ticket pricing; and voiced appreciation to have the event in Greensboro.

Mr. Hazelman responded Eldon Bishop would be the headliner; provided the names of other artist that would attend; stated the event would take place, rain or shine; spoke to the fundraising efforts; provided ticket fees; spoke to the diverse attendance; and to a volunteer operation.

Sallie Hays-Williams, 1101 North Elm Street extended Christmas greetings; spoke to the combined efforts for the Community City Working Group; meetings at the Beloved Community center; police and race relations; referenced meetings at Congregational United Church of Christ and Shiloh Baptist Church; and stated the purpose was to make the City a better place to live.

Julie Peeples, 2201 Villa Drive outlined preliminary proposals from the Community City Working Group; spoke to an end to violent crimes; bias training; a culture change; a Council partnership; building unity; stated benefits outweighed challenges; and spoke to feeling safe and respected.

Moved by Mayor-Pro Tem Johnson, seconded by Councilmember Hightower to move forward with scheduling District meetings. The motion carried by voice vote.

Mayor Vaughan requested staff proceed with organizing the District meetings.

Mayor Pro-Tem Johnson and Councilmember Abuzuaiter voiced they would like to help with the events. Mayor Pro-Tem Johnson suggested utilizing organizations associated with National Night Out to get the word out.

Discussion took place regarding the meaning of 'contact policing'.

Nelson Johnson, 2115 Murrayhill Road requested to participate in the District meeting planning; voiced concerns for policing nationally; spoke to video capabilities; traffic stop data; the New York Times article; making progress; referenced proposals suggested by Ms. Peeples; modeling a way for the nation; and extended Christmas greetings.

Mayor Vaughan spoke to working with the Community City Working Group since March; the common goals of the group; stated it was not an anti-police group but a pro-Greensboro group; spoke to the proposals and thoughtful conversations; similarities and differences; and expressed appreciation for the commitment of the group.

Councilmember Outling requested Chief Scott have an opportunity to respond to the contact policing questions; spoke to the difficult situations for police; conflicting directives; and the need to assess cost of any actions needed.

Chief Scott stated 'contact policing' was not a term he was familiar with; spoke to conversations in the community; the request by the community to see the police; voiced support for District meetings; the need for discussions regarding future needs; and to open dialogue in the community.

Claude Burns, 212 Regan Street stated he was a member of the Community City Working Group; spoke to looking at issues; articles in Triad City Beat and the Greensboro Daily News; this being an opportunity for

progress; encouraged Council to consider proposals made; and spoke to a historic 2016 for the City of Greensboro.

Kari Thatcher, 1410 Adams Farm Parkway representing the White Caucus of the Guilford Anti-Racism Alliance spoke to the Community City Working Group; the need to be a community without fear; and requested Council to respond to the recommended proposals.

Luther Falls Jr., 1603 Lansdown Avenue wished everyone a happy holiday season; spoke to the Blues Festival; police department concerns; and referenced a meeting on January 14th at Saint Stevens.

Councilmember Hightower spoke to Minority/Women Business Enterprise (M/WBE) support; Sister Mary Moore on the celebration of her 90th birthday; and to addressing issues.

Dawayne Crite, One Centerview Drive stated he was the President of CriTek Engineering Group; a member of the M/WBE Committee; spoke to setting initiatives; referenced comments at the last Council meeting regarding M/WBE; the importance of air time for City contracts; the need to keep businesses accountable; the M/WBE issues on the floor for Council; stated the M/WBE program in Greensboro brought him to the city; and spoke to the disparity definition.

Bishop Dean, 3331 Healy Drive, Winston Salem spoke to community engagement meetings; referenced comments after the Chief of Police update; referenced meeting minutes from June, 2015; an ordinance signed by Councilmember Fox; spoke to Ferguson events; black on black crimes; racial issues; Mayoral authority based on the ordinance; and to the educational level of children in the city.

Councilmember Fox spoke to addressing black on black crimes; the need to talk about the problem; the police protecting and serving the community; partnering with the police; and doing the right thing.

Discussion ensued regarding the ordinance originating from the Fire Department for National Emergencies; future disaster relief fund; being prepared for riots; the responsibility of the City to protect; educating children on dialogue with police; and the level of concern for the issues within the City.

Terence Muhammad, 915 Dunbar Street spoke to Black Lives Matter; police brutality; referenced conversations with Chief Scott and Deputy Chief Hinson; spoke to putting a stop to the killing; the citizens policing the communities; and voiced that All Lives Matter.

III. CONSENT AGENDA (One Vote)

Mayor Vaughan asked if anyone wished to remove any items from the Consent Agenda. Councilmember Hightower requested item #6/ID 15-0984 to be pulled for discussion. Councilmember Wilkins requested item #14/ ID 15-0999 to be pulled for the purpose to record a 'no' vote on the item.

Councilmember Fox requested staff to provide additional information at the public hearing on January 19th for item #15/ID 15-0986.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Barber, to adopt the consent agenda as amended. The motion carried by the following vote:

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

3. [ID 15-0967](#) Resolution Authorizing Purchase of a Portion of Property Located at 3232 Horse Pen Creek Road for the Horse Pen Creek Road Widening Project

0380-15 RESOLUTION AUTHORIZING PURCHASE OF A PORTION OF PROPERTY LOCATED AT 3232 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

Northern Guilford Baptist Church, Parcel 0080409 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 \$25,424 but the property owner has agreed to settle for the price of \$29,238, 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 \$29,238 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, Activity A14074.

(Signed) Yvonne Johnson

4. [ID 15-0968](#) Resolution Authorizing Purchase of a Portion of Property Located at 3236 Horse Pen Creek Road for the Horse Pen Creek Road Widening Project

0381-15 RESOLUTION AUTHORIZING PURCHASE OF A PORTION OF PROPERTY LOCATED AT 3236 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 Ronald K. Kohler and Carlene M. Kohler, Parcel 0080407 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 \$15,640 but the property owner has agreed to settle for the price of \$17,300, 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 \$17,300 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, Activity A14074.

(Signed) Yvonne Johnson

5. [ID 15-0930](#) Resolution Authorizing Contract Number 2010-015 with Pillar Design Studios, LLC for the City of Greensboro Skate Park

0382-15 RESOLUTION AUTHORIZING CONTRACT NUMBER 2010-015 WITH PILLAR DESIGN STUDIOS, LLC FOR THE CITY OF GREENSBORO SKATE PARK

WHEREAS, the need and demand for more diverse and non-traditional recreational activities such as a skate park was first recommended by the Parks and Recreation Comprehensive Master Plan (1998) and again in the updated (2005) plan;

WHEREAS, funding for the project was approved by residents with the November 2006 Bond Referendum and became available in 2014;

WHEREAS, public input was established and an advisory team of community stakeholders was created to assist

staff with developing criteria for the evaluation and selection of a qualified design/build firm;

WHEREAS, based on criteria such as existing parking, lighting, access, visibility, and other infrastructure considerations, Latham Park and Glenwood Recreation Center were recommended;

WHEREAS, the public advisory team, Parks and Recreation, the M/WBE office, and Engineering and Inspections staff co-developed criteria such as M/WBE participation, previous design and / or construction experience, community/public agency collaboration, and design creativity for the development of an RFQ;

WHEREAS, on June 10, 2015, the Parks and Recreation Commission unanimously approved the recommended skate park/ spot/dot locations, along with the criteria established for evaluation and selection of a qualified design/build firm for the project;

WHEREAS, at its August 13, 2015 City Council Work Session, Council authorized staff to proceed with the recommended skate park and spot/dot locations, as well as, issuing the Request for Qualifications (RFQ) to solicit proposals from qualified skate park design/build teams for the project;

WHEREAS, on November 30, 2015, proposals were received and evaluated by the team, in terms of meeting goals, criteria and cost; Pillar Design Studios, LLC, was the unanimous preferred selection by the advisory team.

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 Pillar Design Studios, LLC for the design and construction of the skate park at Latham Park and the skate spot at Glenwood Recreation Center. The City Manager and staff are hereby authorized to enter into negotiations and execute a contract with Pillar Design Studios LLC in an amount not to exceed \$575,000 based on agreed upon terms of the contract, payment to be made from Account No. 472-5004-01.5413 and 472-5004-01.6019.

(Signed) Yvonne Johnson

7. [ID 15-0931](#) Resolution Authorizing a Non-Standard License Agreement Between the North Carolina Railroad Company, the City of Greensboro, and the Norfolk Southern Railway Company to Occupy and Use the Right-of-Way of the North Carolina Railroad Company for the Operations of the City of Greensboro's J. Douglas Galyon Depot

0383-15 RESOLUTION AUTHORIZING A NON-STANDARD LICENSE AGREEMENT BETWEEN THE NORTH CAROLINA RAILROAD COMPANY, THE CITY OF GREENSBORO, AND THE NORFOLK SOUTHERN RAILWAY COMPANY TO OCCUPY AND USE THE RIGHT-OF-WAY OF THE NORTH CAROLINA RAILROAD COMPANY FOR THE OPERATIONS OF THE CITY OF GREENSBORO'S J. DOUGLAS GALYON DEPOT

WHEREAS, the Greensboro Department of Transportation occupies and uses property that includes the right-of-way located by the City's J. Douglas Galyon Depot, and is owned by North Carolina Railroad Company (Company); and

WHEREAS, the Company has submitted the attached Non-Standard License Agreement (Agreement) to formalize the City's usage of this property, and

WHEREAS, this Agreement is necessary because the City of Greensboro's J. Douglas Galyon Depot and its operations encroach on the right-of-way of the North Carolina Railroad Company, who leases its property to the Norfolk Southern Railway Company, and

WHEREAS, the attached agreement provided by the Company has an initial \$200 administrative and handling fee and an annual licensing fee of \$6,200; the annual licensing Fee will increase 3% every year that the Agreement is in existence, and the Agreement will remain in effect in perpetuity until the agreement is amended or terminated by either party; and

WHEREAS, since the Company is owned by the State of North Carolina, this Agreement is an intergovernmental agreement that requires City Council approval; and

WHEREAS, funding is approved through the current annual budget and future funding allocations are subject to City Council approval.

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

That a resolution authorizing the City Manager to execute a Non-Standard License Agreement with the North Carolina Railroad Company and the Norfolk Southern Railway Company to allow for the continued operation of the City of Greensboro's J. Douglas Galyon Depot is hereby adopted.

(Signed) Yvonne Johnson

8. [ID 15-0969](#) Resolution Amending an Agreement with ACS Benefits to Close Out the Current Dental Plan Administration Services Contract

0384-15 RESOLUTION AMENDING AN AGREEMENT WITH ACS BENEFITS TO CLOSE-OUT CURRENT DENTAL PLAN ADMINISTRATION SERVICES CONTRACT

WHEREAS, the Human Resources Department is responsible for managing the administration of the City's dental plan; and

WHEREAS, a specialized third party firm is currently contracted by the Department to manage the program through December 31, 2015; and

WHEREAS, an addendum to amend the current contract, is needed; and

WHEREAS, the contract amendment shall increase the contract by valued at approximately \$12,806 to cover final services required to close out insurance services being provided under the current contract; and

WHEREAS, the contract amendment shall extend the contract through June 30, 2015, during which time the close out services shall be provided; and

WHEREAS, this will bring the total contract value to approximately \$444,806; and

WHEREAS, in accordance with current City Service Contract Policy, Council approval is required for contracts valued at greater than \$100,000, and

WHEREAS, funds for the contract amendment are available in the current fiscal year budget; and

WHEREAS, a new contract for dental services, which will begin on January 1, 2016 was approved by City Council in September of 2015 and awarded to Delta Dental;

NOW THEREFORE BE IT RESOLVED BY THE GREENSBORO CITY COUNCIL:

That the Resolution Amending an Agreement with ACS Benefits to Close-out Current Dental Plan Administration Services Contract is hereby approved.

(Signed) Yvonne Johnson

9. [ID 15-0983](#) Resolution Authorizing Change Order in the amount of \$257,600 to Contract 2014-5457 with Brown and Caldwell, Inc. to Perform Internal Pipeline Condition Assessment for the Bryan Park Water Main Evaluation Project

0385-15 RESOLUTION AUTHORIZING CHANGE ORDER IN THE AMOUNT OF \$257,600 TO CONTRACT NO.

2014-5457 WITH BROWN AND CALDWELL, INC. FOR INTERNAL PIPELINE CONDITION ASSESSMENT FOR THE BRYAN PARK WATER MAIN EVALUATION PROJECT

WHEREAS, contract 2014-5457 with Brown and Caldwell, Inc. provides for the Bryan Park Water Main Evaluation Project;

WHEREAS, an internal pipeline condition assessment is needed using proprietary inspection tools to provide more data for the evaluation, thereby necessitating a change order in the contract in the amount of \$257,600.

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

That a change order in the above-mentioned contract with Brown and Caldwell, Inc. for the Internal Pipeline Condition Assessment for the Bryan Park Water Main Evaluation Project is hereby authorized at a total cost of \$257,600 from Account No. 501-7081-01.5413.

(Signed) Yvonne Johnson

10. [ID 15-0990](#) Resolution Approving a Change Order for Reimbursement Agreement 2015-5194 with CIP Construction Company in an Amount Not to Exceed \$61,620.13 to Upgrade Existing Undersized Storm Sewer and Water Mains in Lindsay and Eugene Street

0386-15 RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CHANGE ORDER TO REIMBURSEMENT AGREEMENT 2015-5194 WITH CIP CONSTRUCTION COMPANY IN AN AMOUNT NOT TO EXCEED \$61,620.13 TO UPGRADE AN EXISTING UNDERSIZED STORM SEWER AND WATER LINE ALONG LINDSAY STREET AND EUGENE STREET

WHEREAS, CIP Construction Company is a developer that has received City approval to construct Bellemeade Village, a \$50 million mixed-use development that includes six-story buildings with brick, stucco and cast concrete facades along Bellemeade and North Eugene Streets in the downtown business district;

WHEREAS, this development will include approximately 300 apartments and possibly 20,000 square feet of retail space;

WHEREAS, the City has requested CIP Construction Company to upgrade the existing 30" RCP public storm sewer system that runs along Lindsay Street. This storm sewer system is currently severely undersized for existing conditions and its upgrade to a 42" RCP and 54" RCP further downstream is necessary to alleviate existing drainage issues onsite;

WHEREAS, this upgrade is not required by the City's Land Development Ordinance for Bellemeade Village, but the City has asked CIP to make these improvements on its behalf, because the City believes that CIP can make these improvements at a lesser cost;

WHEREAS, the City has also asked CIP to upgrade the existing 6" cast iron (CI) water line (installed in early 1900's) starting north on Eugene Street to Battleground Avenue to a 12" DIP including the associated water connections and the abandonment of the existing 6" CI water line;

WHEREAS, the water line improvements are needed to improve fire flow and capacity available for the downtown area, and they are not required by the City's LDO for Bellemeade Village;

WHEREAS, Water Resources has reviewed the cost estimates from CIP Construction Company for these requested public enterprise improvements and found that the estimated costs do not exceed the City's estimated costs for constructing these improvements with the City's own eligible force account qualified labor or through the City's normal bidding processes;

WHEREAS, N.C.G.S. 160A-320 allows cities to reimburse property owners, developers, or their contractors for the costs associated with the design and construction of public enterprise improvements for the City that (i) are in

addition to the improvements required by the city's land development regulations; (2) are adjacent or ancillary to the private land development project, and (3) will not exceed the estimated cost of providing for those improvements;

WHEREAS, the Greensboro City Council finds that the costs to design and construct the upgraded storm sewer system and water line will not exceed the estimated cost of providing for those improvements through the City's eligible force account qualified labor or through the City's normal bidding processes;

WHEREAS, unforeseen underground utilities were found to be in conflict with the proposed utility layout, and changes to the original storm water and water line improvements for the site were needed, thereby necessitating a change order to the contract in the amount of \$61,620.13.

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

The City Manager is authorized to execute a change order to reimbursement agreement 2015-5194 with CIP Construction Company in an amount not to exceed 2015-5194 to upgrade the existing undersized storm sewer and water line along Lindsay Street and Eugene Street as stated hereinabove. Funding for the stormwater improvements is budgeted in the Stormwater Capital Improvement Fund Account Number 506-7014-01.6018 A16047 in the amount of \$52,667.85. Funding for the water improvements is budgeted in the Water Resources Capital Improvement Fund Account Number 503-7024-03.6019 A15041 in the amount of \$8,952.28.

(Signed) Yvonne Johnson

11. [ID 15-0991](#) Resolution Notifying City of Improvements to the Existing Sidewalks, Enhanced Pedestrian Signalization, and Enhanced Pedestrian Crosswalks for the Union Square Campus at South Elm Project

0387-15 RESOLUTION NOTIFYING CITY OF IMPROVEMENTS TO THE EXISTING SIDEWALKS, ENHANCED PEDESTRIAN SIGNALIZATION, AND ENHANCED PEDESTRIAN CROSSWALKS FOR THE UNION SQUARE CAMPUS AT SOUTH ELM PROJECT

WHEREAS, the North Carolina Department of Transportation has committed in excess of \$150,000 for the improvements to the pedestrian environment in the vicinity of the proposed Union Square Campus in Greensboro;

WHEREAS, this request will provide for the improvements to the existing sidewalks, enhanced pedestrian signalization, and enhanced pedestrian crosswalk for the Union Square Campus at South Elm Project.

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

That it is fully aware of this project that will greatly enhance pedestrian safety in this area.

(Signed) Yvonne Johnson

12. [ID 15-0965](#) Ordinance in the Amount of \$100,000 Amending the FY 15-16 General Capital Improvement Fund Budget

15-0149 ORDINANCE ESTABLISHING THE FY 15-16 2416 GATE CITY BOULEVARD BUDGET

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

That the General Capital Improvements Fund Budget of the City of Greensboro is hereby amended as follows:

Section 1

That the appropriation to the General Capital Improvements Fund be increased as follows:

Account	Description	Amount
411-2101-01.5121	Heat and Electric	\$6,000

411-2101-01.5131	Water/Sewage	\$1,500
411-2101-01.5422	Contracted Maintenance	\$15,000
	Building and Grounds	
411-2101-01.5426	Contracted Demolition	\$77,500
Total		\$100,000

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

Account	Description	Amount
411-2101-01.7801	Rent – Real Estate	\$100,000
Total		\$100,000

Section 2

That this ordinance shall be effective upon adoption.

(Signed) Yvonne Johnson

- 13. [ID 15-0966](#)** Ordinance in the Amount of \$250,000 Amending State, Federal And Other Grants Fund Budget for the Appropriation of Federal Grant Funds for 2015-17 Governor's Crime Commission Grant - Child Response Initiative

15-0150 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF FEDERAL GRANT FUNDS FOR 2015-17 GOVERNOR'S CRIME COMMISSION GRANT – CHILD RESPONSE INITIATIVE

Section 1

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

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

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

Account name – GCC CRI FY15-16

Account	Description	Amount
220-3567-01.5213	Office Supplies	\$286
220-3567-01.5413	Consultant Services	\$99,360
220-3567-01.5431	In-House Printing	\$685
220-3567-01.5510	Business & Meeting Expenses	\$354
220-3567-01.5928	In-Kind Services	\$24,315
Total		\$125,000

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

Account	Description	Amount
220-3567-01.7100	Federal Grant	\$100,000
220-3567-01.7123	State Drug Excise Tax	\$685
220-3567-01.8695	Local In-Kind Services	\$24,315
Total		\$125,000

Section 2

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

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

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

Account name – GCC CRI FY16-17

Account	Description	Amount
220-3567-02.5213	Office Supplies	\$286
220-3567-02.5413	Consultant Services	\$99,360
220-3567-02.5431	In-House Printing	\$685
220-3567-02.5510	Business & Meeting Expenses	\$354
220-3567-02.5928	In-Kind Services	\$24,315
Total		\$125,000

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

Account	Description	Amount
220-3567-02.7100	Federal Grant	\$100,000
220-3567-02.7123	State Drug Excise Tax	\$685
220-3567-02.8695	Local In-Kind Services	\$24,315
Total		\$125,000

Section 3

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

15. [ID 15-0986](#) Resolution Calling a Public Hearing for January 19, 2016 on the Annexation of Territory into the Corporate Limits for Portions of 4900 and 4908 Summit Avenue - .95-Acres

0388-15 RESOLUTION CALLING A PUBLIC HEARING FOR JANUARY 19, 2016 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PORTIONS OF PROPERTY LOCATED AT 4900 AND 4908 SUMMIT AVENUE -- .95 ACRES

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

WHEREAS, Chapter 160A, Section 31 of the General Statutes of North Carolina provides that territory may be annexed after notice has been given by publication one time in a newspaper of general circulation in the city;

WHEREAS, at a regular meeting of the City Council on the 15th day of December, 2015, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PORTIONS OF PROPERTY LOCATED AT 4900 AND 4908 SUMMIT AVENUE -- .95 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 September 30, 2015), said point being in the southeastern right-of-way line of Summit Avenue and being approximately 180 feet along said right-of-way line from the centerline of Pineneedle Drive; THENCE DEPARTING FROM THE EXISTING CITY LIMITS along said right-of-way line N 52° 24' 02" E approximately 160 feet to a new iron rod at the northwest corner of the Herbert J. and Mildred P. Way property, as recorded in Deed Book 3625, Page 928, said iron being located S 41° 44' 20" W 833.55 feet from NCGS monument "236E 201" having Nad 83 grid coordinates last updated 2012 of N=873159.56, E=1780887.59 with a combined grid factor of 0.99999452; thence with Way's southwest line S 37°

54' 54" E 194.80 feet to a new iron rod at the northeast corner of the Luna Wall property, as recorded in Deed Book 3576, Page 591; thence with the northwest lines of Luna Wall, the Dennis and Nancy Kinney property, as recorded in Deed Book 3160, Page 216, the Heirs of the Estate of Luvene R. Kinney property, as recorded in Deed Book 4551, Page 628, and the White Oak Grove Missionary Baptist Church property, as recorded in Deed Book 5055, Page 2035, S 52° 05' 06" W approximately 300 feet to a point in the existing city limit line; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS in a northerly direction approximately 200 feet to the point and place of BEGINNING, containing approximately 0.95 acres.

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 January 19, 2016, the liability for municipal taxes for the 2015-16 fiscal year shall be prorated on the basis of 5/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2016. Municipal ad valorem taxes for the 2016-2017 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

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

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

That Tuesday, January 19, 2016 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than January 9, 2016.

(Signed) Yvonne Johnson

16. [ID 15-0987](#) Resolution Calling a Public Hearing for January 19, 2016 on the Annexation of Territory into the Corporate Limits for a Portion of Property Located at 3505 McConnell Road - 5.71 -Acres

0389-15 RESOLUTION CALLING A PUBLIC HEARING FOR JANUARY 19, 2016 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PORTION OF PROPERTY LOCATED AT 3505 McCONNELL ROAD – 5.71 ACRES

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

WHEREAS, Chapter 160A, Section 58.1 of the General Statutes of North Carolina provides that territory may be annexed after notice has been given by publication one time in a newspaper of general circulation in the city;

WHEREAS, at a regular meeting of the City Council on the 15th day of December, 2015, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PORTION OF PROPERTY LOCATED AT 3505 McCONNELL ROAD – 5.71 ACRES)

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

BEGINNING at an existing iron pin at the southeast corner of Lot 50 of Creekside Phase 1, as recorded in Plat Book 163, Page 120, in the Office of the Register of Deeds of Guilford County, said point being on the western right-of-way line of Waterlyn Drive; thence with said right-of-way line with a curve to the left having a radius of 1,525.00 feet and a chord bearing and distance of S 32° 13' 35" E 116.69 feet to a point; thence with a curve to the right having a radius of 25.00 feet and a chord bearing and distance of S 13° 22' 19" W 37.04 feet to a point; thence S 61° 09' 47" W 10.00 feet to a point; thence S 28° 50' 13" E 50.00 feet to a point; thence N 61° 09' 47" E 20.14 feet to a point; thence with a curve to the right having a radius of 25.00 feet and a chord bearing and distance of S 76° 44' 02" E 33.52 feet to a point; thence with the western right-of-way line of Waterlyn Drive and the southwardly projection thereof S 34° 37' 49" E 185.72 feet to a point near the centerline of McConnell Road; thence with said centerline line S 55° 05' 09" W 174.78 feet to a point; thence with a curve to the right having a radius of 530.00 feet and a chord bearing and distance of S 67° 20' 19" W 214.19 feet to a point; thence S 79° 35' 28" W 55.65 feet to an existing nail in said centerline; thence S 79° 35' 28" W 272.47 feet to a point; thence leaving said centerline N 13° 19' 12" W 336.96 feet to a point; thence N 72° 29' 45" E 139.13 feet to an existing iron pin, being a common corner with Lot 43 of Creekside Phase 1; thence N 61° 44' 45" E 435.73 feet to the point and place of BEGINNING, and containing approximately 5.71 acres.

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

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

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

Section 5. From and after January 19, 2016, the liability for municipal taxes for the 2015-2016 fiscal year shall be prorated on the basis of 5/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2016. Municipal ad valorem taxes for the 2016-2017 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

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

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

That Tuesday, January 19, 2016 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than January 9, 2016.

(Signed) Yvonne Johnson

17. [ID 15-0971](#) Ordinance Amending Subchapter C - General Elections, Section 2.41 (1) and (3) and Subchapter A. - Council; Composition, Terms, Qualifications, Compensation Section 3.01 and Section 3.02 (A) the Greensboro City Charter to Change the Terms of City Council Members and the Mayor from Two (2) Year Terms to Four Year Terms

15-0151 AN ORDINANCE TO AMEND SUBCHAPTER C – GENERAL ELECTIONS, SECTION 2.41 (1) AND (3) AND SUBCHAPTER A. - COUNCIL; COMPOSITION, TERMS, QUALIFICATIONS, COMPENSATION SECTION 3.01 AND SECTION 3.02 (A) OF THE GREENSBORO CITY CHARTER TO CHANGE THE TERMS OF OFFICE FROM TWO (2) YEARS TO FOURS (4) YEARS

WHEREAS, on November 3, 2015 the voters of the City of Greensboro approved a referendum changing the terms of office for city council members and the mayor from two (2) years to four (4) years; and

WHEREAS, in accordance with the referendum, City Charter sections 2.41 (1) and (3) which set forth the terms of office for the council members and the mayor shall be amended; and

WHEREAS, in accordance with NCGS 160A-106, City Charter sections 3.01 and 3.02(a), which also set forth the terms of office and refer back to the provisions of Chapter 2, shall be amended.

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

That to give effect to the will of the voters, and to ensure that all provisions of the Charter which set forth the terms of office of the city council members and the mayor are in conformity with one another, the City Charter of the City of Greensboro sections 2.41 (1) and (3) and sections 3.01 and 3.02(a) shall be amended as follows:

Chapter II - NOMINATIONS AND ELECTIONS

SUBCHAPTER C. - GENERAL ELECTIONS

Sec. 2.41. - Time of regular municipal elections and mode of election.

Municipal nonpartisan primaries and elections for mayor and city council shall be held biennially and at such times as prescribed by North Carolina General Statute G.S. 163-279.

(1) The city council shall consist of eight (8) members who shall serve for a term of four (4) two (2) years.

(3) There shall be a mayor who shall be elected separately and at large by all the qualified voters of the city for a term of four (4) two (2) years. The mayor He shall have a vote on all council matters.

Chapter III - MAYOR AND COUNCIL

SUBCHAPTER A. - COUNCIL; COMPOSITION, TERMS, QUALIFICATIONS, COMPENSATION

Sec. 3.01. - Composition and term of the mayor and city council.

The city council shall consist of eight (8) members who shall be elected for a term of four (4) two (2) years in the manner provided by Chapter II. In addition, there shall be a mayor who shall be elected for a term of four (4) two (2) years in the manner provided by Chapter II.

Sec. 3.02. - Qualifications and term of mayor and council; vacancies.

(a) Members of the council shall serve for terms of four (4) two (2) years, beginning the day and hour of the organizational meeting of the council, but members shall continue to serve until their successors are elected and qualified. The mayor shall continue to serve until his successor is elected and qualified.

This ordinance shall become effective upon adoption and shall change the term of the Mayor and City Council for the 2017 Municipal Election.

(Signed) Yvonne Johnson

18. [ID 15-0974](#) Motion to Make a Part of the Minutes the Abstract of Votes for the Greensboro Municipal Election Held on November 3, 2015

Motion to make a part of the minutes the abstract of votes for the Greensboro Municipal Election held on November 3, 2015 was adopted.

19. [ID 15-0989](#) Budget Adjustments Approved by Budget Officer 11/3/15-11/30/15

Motion to accept the report of budget adjustments of November 3 - 30, 2015 was adopted.

20. [ID 15-0996](#) Motion to Approve the Minutes of the Regular Meeting of November 10, 2015

Motion to approve the minutes of the Regular meeting of November 10, 2015 was adopted.

21. [ID 15-1024](#) Motion to Approve the Minutes of the Regular Meeting of November 17, 2015

Motion to approve the minutes of the Regular meeting of November 17, 2015 was adopted.

22. [ID 15-1023](#) Motion to Approve the Minutes of the Special Joint Meeting of the Greensboro City Council, the Guilford County Commissioners and the High Point City Council of November 20, 2015

Motion to approve the minutes of the Special Joint Meeting of the Greensboro City Council, Guilford County Commissioners, and the High Point City Council of November 20, 2015 was adopted.

14. [ID 15-0999](#) Ordinance in the Amount of \$200,000 Amending the FY 2015-16 Economic Development Fund Budget for the Appropriation of Funds in Support of the Renaissance Community Cooperative Located on Phillips Ave in Northeast Greensboro

Moved by Councilmember Fox, seconded by Councilmember Hightower to adopt the resolution. The motion carried by voice vote 8 - 1 with Councilmember Wilkins voting 'no'.

15-0152 ORDINANCE AMENDING THE CITY'S FY 15-16 ECONOMIC DEVELOPMENT FUND BUDGET FOR THE APPROPRIATION OF FUNDS IN SUPPORT OF THE RENAISSANCE COMMUNITY COOPERATIVE IN AN AMOUNT OF \$200,000

Section 1

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

That the Economic Development Fund of the City of Greensboro is hereby amended as follows:

That the appropriation to the Economic Development Fund be increased as follows:

Account	Description	Amount	
208-0202-02.5931	Contrib to Nongovmntal Agencies	\$ 200,000	
Total			\$ 200,000

And, that this increase be financed by increasing the following Revenue Fund Account:

Account	Description	Amount
208-0000-00.8900	Appropriated Fund Balance	\$ 200,000
Total		\$ 200,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Jamal Fox

6. [ID 15-0984](#) Resolution Approving a Contract in the amount of \$865,000 with Arcadis G&M of North Carolina, Inc. for Hilltop Road Sewer Lift Station, Gravity Sewer and Force Main Design Services

Councilmember Hightower asked if the project came from the on-call list; about how often projects were advertised; for confirmation on requirements to readvertise for Minority/Women Business Entrepreneur (M/WBE) participation; and if the project could be broken down.

Assistant City Manager Parrish confirmed the item was a result of the on-call list; outlined the process for the contracts in relation to the on-call list; spoke to the Minority Business Entrepreneur (MBE) outreach; expanding the list to get more M/WBE participation; termination of contracts to receive additional participation; and stated a break down of contracts was handled on a contract by contract basis.

City Manager Westmoreland interjected that based on conversations with Council, staff had been directed to update the on-call guidelines; and stated staff projected the policy changes to be in place within the first quarter of 2016.

Assistant City Manager Parrish spoke to meeting goals; sub-contractors; participation on multiple contracts; and to projects based on the scope of work.

Councilmember Barber left the meeting at 7:08 p.m. and returned at 7:13 p.m.

Councilmember Hightower requested staff research extending guidelines for the on-call list; and inquired if Jamestown could have partnered on the project.

Councilmember Wilkins inquired to the status of the project.

Assistant City Manager Parrish spoke to the need for a new lift station; the area being at capacity; stated the project was not far along; outlined challenges encountered; stated staff had been working with Jamestown on existing lines in Adams Farm; and clarified the item was for a City line.

Moved by Councilmember Wilkins, seconded by Mayor Pro-Tem Johnson to adopt the resolution. The motion carried by voice vote.

0390-15 RESOLUTION APPROVING A CONTRACT IN THE AMOUNT OF \$865,000 WITH ARCADIS G&M OF NORTH CAROLINA, INC. FOR HILLTOP ROAD SEWER LIFT STATION, GRAVITY SEWER AND FORCE MAIN DESIGN SERVICES

WHEREAS, design services are needed for the Hilltop Road Sewer Lift Station, Gravity Sewer and Force Main Project;

WHEREAS, the Hilltop Road Lift Station is currently operating close to its rated pumping capacity and is serving a sewer basin that is experiencing increased flow due to development;

WHEREAS, work under this contract consists of engineering design and bid preparation services for the purpose of constructing a replacement station for the current Hilltop Road lift station;

WHEREAS, the professional engineering firm of Arcadis G&M of North Carolina, Inc. is desired based on their knowledge and previous design experience with the City's sewer collection system.

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

That the City is authorized to enter into a contract with Arcadis G&M of North Carolina, Inc. for Hilltop Road Sewer Lift Station, Gravity Sewer and Force Main Project Design 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 \$865,000

from Account No. 503-7025-05.5410.

(Signed) Tony Wilkins

Mayor Vaughan spoke to the number of speakers for item #23; instructed the speakers to organize themselves during the break; and declared a recess at 7:14 p.m. Council reconvened at 7:39 p.m. with all members in attendance.

IV. PUBLIC HEARING AGENDA

23. [ID 15-0829](#) Ordinance Rezoning Property Located at 3061 YY Pisgah Place and 10 R1 Bent Oak Court

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

Councilmember Abuzuaiter asked for clarification on modern residential, low rise, and modern density residential dwellings.

Mr. Kirkman spoke to a description that arrived from the comprehensive plan; a variety of single and multifamily residences; and to high residential classification.

City Attorney Carruthers spoke to the rules of procedure; referenced the General Statute; and spoke to the rebuttal time allowed.

Speakers in Favor of the item:

Attorney Marc Isaacson distributed a handout to Council; and stated he represented the heirs of Edward Dungee and the proposed buyers, local developers Dwight Stone and John Stratton.

City Attorney Carruthers stated staff had not introduced the new conditions; and suggested Mr. Kirkman read them into the record.

Mr. Isaacson responded he would read the conditions as part of his presentation; spoke to an underdeveloped area; read into the record the following additional conditions to the agreement: All buildings shall have a maximum height of three stories; primary building materials shall consist of not less than fifty percent (50%) brick, stone, and/or cementous materials (e.g. Hardie Plank); a Type B vegetative buffer shall be provided along any boundary line of the subject property that adjoins R-3 zoned property. As necessary additional evergreen materials shall be provided to augment existing vegetation that will create a continuous visual screen. If the property is developed with three story buildings adjoining any R-3 property located along the western line of the subject property, then: (i) an opaque fence of 7 feet in height shall be installed on the subject property in such area; and (ii) a berm of not less than 6 feet in height shall also be installed to increase the height of such landscaping in such area (provided that installation of such berm shall not require removal of more than 10% of existing trees of not less than 4 inch DBH within forty feet of the western line of the subject property; and the number of dwelling units located on the subject property shall not exceed 330.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Wilkins to adopt the additional conditions as read into the record by Mr. Isaacson. The motion carried by voice vote.

Mr. Isaacson continued the presentation by speaking to a 30 acre site; the water retention pond; the series of buildings proposed for the site; access points; traffic impact; and stated currently closed streets would remain closed.

Councilmember Wilkins inquired about the area east of the pond.

Mr. Isaacson confirmed the area would not be developed; spoke to augmenting existing trees; a heavily wooded area; highlighted existing single family homes; provided maps and aerial views of the property; spoke to City

infrastructure investments; an interchange at Lawndale Drive; other City locations with apartments near to single family homes; referenced a letter that had been sent to residents; and to discussions with the neighborhood.

Discussion took place regarding the new conditions being a result of neighborhood meetings; a forty foot set back and a twenty-five foot buffer; location of trees to be planted; grading issues; meeting Americans with Disabilities Act and City regulations; and the height of the buildings.

Fannie Thompson, 3022 Karlingdale Drive; spoke in favor of the item as a representative of the family; respectful relationships; physical and environmental changes; quoted a song; and referenced a win win situation for the Dungee family.

Speakers in Opposition to the item:

Doug Harris, 1699 Natchez Trace spoke to dealing with the facts; the land being encased by apartments; referenced the unbuildable areas on the property; spoke to the reasoning behind three story apartments; referenced other apartments near residential areas; voiced concerns with homes that would be forty feet away from apartments; referenced Bellwood Village; voiced traffic concerns; and spoke to violations to the Greensboro street design.

Councilmember Wilkins asked what was to the left of Wireless Drive.

Mr. Harris spoke to a blocked road; to a new highway providing relief; voiced it would not solve the traffic problem; and spoke to additional traffic lights.

Mayor Vaughan requested staff address the traffic concern.

Transportation Engineering Manager, Chris Spencer spoke to the Technical Review Committee process; stated staff did not anticipate a problem; and verified there would not be any violation to City regulations.

Councilmember Hoffmann asked about the number of apartments along Pisgah Church Road; if it indicated this as a template for the City; and if a traffic study had been done.

Mr. Harris responded negative to the suggestion of a City template; stated the lights were in overload already; and spoke to the results of the traffic study.

Mr. Spencer provided information from the study; and stated staff would continue to monitor.

Councilmember Wilkins left the meeting at 8:18 p.m. and returned at 8:22 p.m.

Councilmember Hightower inquired about the right turn.

Mr. Harris spoke to Wireless Drive going straight into a nursing home; demonstrated the turn; and spoke to an improper turn.

Councilmember Abuzuaiter voiced concerns for traffic in the area; making turns off of Wireless Drive; people taking the quickest path; and spoke to requirements to have tenants drive a certain direction.

Mr. Spencer stated the traffic study did not model a left turn; spoke to a safer and easier exit; and to right turns from Wireless.

Aaron Terranova, 106 Tatum Place stated he was the President of Lawndale/Lake Jeanette Neighborhood Association; represented approximately 700 families; the residents had lost their voice; spoke to the loss of the protest petition; the cost of having to hire legal counsel; the lack of time for the residents to prepare; and asked Council to reconsider the process for future zoning projects.

Discussion took place regarding how long the item had been before the neighborhood; and the number of meetings they had prior to retaining legal counsel.

Mr. Terranova clarified he had referenced when the neighborhood had received the notification letters; spoke to calls to the developer that were not responded to; a request for a copy of the plans; and stated the neighborhood received responses after legal counsel had been obtained.

Councilmember Outling stated he regretted the need to engage an attorney for a response; that Council had a difficult job in crafting a vision for the City; spoke to determining the best use of the land; the criteria Council used in making decisions; and voiced that Council heard and understood their concerns.

Mr. Terranova stated the neighbors were not against the land being developed; and voiced they just wanted to be heard.

Quinn Dalton, 110 Spanger Place echoed the concerns stated by Mr. Terranova; voiced opposition to the rezoning; disagreement with proposed project as the best use of the land; referenced conversations with Councilmembers and the development team; spoke to the conditions being met; the position of the Councilmembers; a flawed process; the need for citizens to have a voice; referenced the hours and money spent on opposition; and requested Council to consider earlier notifications to home owners.

Mayor Pro-Tem Johnson confirmed the conditions presented had been adopted by Council; and asked if some of the requests by the neighborhood had been met.

Ms. Dalton spoke to positive additions; the most critical issue for the neighborhood; and to reassuring the residents.

Mayor Vaughan spoke to working with the developer; and commended the neighborhood for being flexible.

Amiel Rossabi, 3623 North Elm Street stated he was the legal representation for the neighborhood; spoke to time invested by those in opposition to the project; referenced an earlier meeting today; voiced concern with the process; spoke to rules and procedures needed so citizens felt they were being heard; conversations with Council; infill developments; and requested Council to consider earlier notifications to hear what residents had to say.

Discussion took place regarding recognizing areas that needed improvement; the notification time frame for zoning cases; and state law requirements for whom must be notified.

Councilmember Hightower inquired if there were additional conditions the residents would have liked to have had.

Mr. Rossabi spoke to the two story condition; the forty foot buffer; the residents investment of their homes; large structures; and to the economic reality of developers.

Councilmember Hightower inquired about the reduction of 330 to 300 units.

City Attorney Carruthers stated conditions were always offered by parties seeking rezoning; spoke to conditions adopted by Council; stated if a condition was offered it could be adopted; emphasized that comments to accommodation were improper and should be excluded; and that the purpose of the Legislative body was to determine the best use of the property.

Council discussed the suggestions for reviewing the rules and procedures; infill development; talking to citizens who had experienced the situation; appreciation to the neighborhood for their compromises; and protocol on addressing personal relationships with the developer.

Rebuttal in Favor:

Mr. Isaacson expressed that all parties involved had acted in good faith; and referenced a conversation with Mr. Terranova.

Rebuttal in Opposition:

Mr. Harris referenced adverse economic effects; withdrawn offers on homes that were on the market; referenced the Willoughby rezoning case; spoke to growth time for trees to be planted; and voiced it was wrong to place apartments at the back of neighborhood homes.

Councilmember Outling asked for clarification on the reasonable time for trees to grow to height to block the view; voiced concerns that it would take 35 years; and requested staff to explain reasonable expectations.

Planning Director Sue Schwartz spoke to the two levels of evergreen; and recognized Landscape Architect Elizabeth Link to address the concern.

Ms. Link referenced the City ordinance; typical heights of trees; spoke to determination of greens that would be planted; preservation of existing trees; and offered an estimation of about ten years for a reasonable amount of growth time.

Mr. Harris responded growth depended on where the trees were plants; and voiced they did not grow well among hardwoods.

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

Councilmember Barber voiced appreciation for the legal counsel; referenced conversations with Ms. Dalton; spoke to the site line; existing trees and buffer; balanced interests; a commitment to compromise; and stated Council would remain committed to the community.

Councilmember Hoffmann voiced appreciation to meet with the neighborhood leadership; referenced thorny back yard issues; spoke to constant changes; infill concerns; the three story examples provided; stated citizens felt they were invited late; and requested staff to review the process for notifications on zoning items.

Councilmember Hightower voiced appreciation to everyone coming together; referenced concerns presented; expressed continued concerns; referenced Ms. Dalton's statement regarding not being opposed to development; and inquired if trees planted on the berm would survive.

Ms. Link spoke to the types of greens that had been considered.

Mr. Kirkman spoke to the type B planting buffer; stated the ordinance had built-in incentives; spoke to the option for mature trees; preservation of the existing trees; and to a landscape buffer.

Councilmember Abuzuaiter referenced the tough decision; being a good steward; voiced concern for traffic; expressed the need to continue to monitor the situation; voiced concern for safety; and stated she would support the item but that she would continue to follow the project.

Councilmember Outling spoke to property interests; reasonable expectations; the City's vision; working together for solutions; urban environment; and urged Council to support the item.

Moved by Councilmember Outling, seconded by Mayor Pro-Tem Johnson, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment located at 3061 YY Pisgah Place and 10 R1 Bent Oak Court from R-3 (Residential Single Family) to CD-RM-12 (Conditional District-Residential Multifamily) 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 Reinvestment/Infill Goal to promote sound investment in Greensboro's urban areas; the request is consistent with the Housing and Neighborhoods Goal to meet the needs of present and future Greensboro citizens for a choice of decent, affordable housing; and the request does implement measures to protect neighborhoods from negative impacts of development. The motion carried on the following roll call vote:

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

15-0153 AMENDING OFFICIAL ZONING MAP

3061 YY PISGAH PLACE AND 10 R1 BENT OAK COURT, NORTH OF PISGAH PLACE AND EAST OF LELAND 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 R-3 (Residential Single Family) to CD-RM-12 (Conditional District Residential Multifamily).

The area is described as follows:

BEGINNING at a point in the convergence of the two rear lots line being in the southeast corner of Lot 7 of Country Park Acres, Map 2 as shown in Plat Book 23, Page 89 thence continuing North 05 degrees 08 minutes 24 seconds East for 730.33 feet to a point in the eastern lot line of Lot 12 of Country Park Acres, Map 2 as shown in Plat Book 23, Page 89 thence continuing South 86 degrees 39 minutes 56 seconds East for 807.71 feet to the southeastern corner of Lot 10 of Pineburr Subdivision, Section 2 as shown in Plat Book 25, Page 14 thence continuing South 02 degrees 05 minutes 29 seconds West for 283.61 feet to a point at the southwest corner of Lot 16 of Natchez Trace, Section 2 as shown in Plat Book 65, Page 08 thence continuing South 08 degrees, 22 minutes, 26 seconds West for 478.68 feet to a point at the southwest corner of The Regency, Tract III as shown in Plat Book 139, Page 84 thence continuing South 85 degrees 53 minutes 43 seconds East for 630.71 feet to a point thence continuing South 05 degrees 30 minutes 14 seconds West for 307.20 feet to a point thence continuing South 10 degrees 52 minutes 57 seconds West for 308.01 feet to a point thence continuing North 86 degrees 11 minutes 16 seconds West for 754.13 feet to a point thence continuing North 86 degrees 09 minutes 24 seconds West for 212.13 feet to a point at the southeast corner of the property now or formerly known as the Blumenthal Jewish Nursing and Rehabilitation Center thence continuing North 03 degrees 32 minutes 46 seconds East for 442.60 feet to a point at the northeast corner of the Blumenthal Jewish Nursing and Rehabilitation Center property thence continuing along the northern property line of the Blumenthal Center North 86 degrees 26 minutes 11 seconds West for 648.89 feet to a point in said northern property line thence continuing North 03 degrees 33 minutes 49 seconds East for 197.23 feet to a point in the southern property line of Lot 6 of Country Park Acres, Map 2 as shown in Plat Book 23, Page 89 thence continuing South 86 degrees 48 minutes 29 seconds East for 242.29 feet to the point and place of beginning.

Section 2. That the zoning amendment from R-3 (Residential Single Family) to City CD-RM-12 (Conditional District Residential Multifamily) is hereby authorized subject to the following use limitations and conditions:

1. All buildings shall have a maximum height of three stories
2. Primary building materials shall consist of not less than fifty percent (50%) brick, stone, and/or cementitious materials (e.g. Hardie Plank).
3. A Type B vegetative buffer shall be provided along any boundary line of the subject property that adjoins R-3 zoned property. As necessary additional evergreen materials shall be provided to augment existing vegetation that will create a continuous visual screen. If the property is developed with 3 story buildings adjoining any R-3 property located along the western line of the subject property, then: (i) an opaque fence of 7 feet in height shall be installed on the subject property in such area; and (ii) a berm of not less than 6 feet in height shall also be installed to increase the height of such landscaping in such area (provided that installation of such berm shall not require removal of more than 10% of existing trees of not less than 4 inch DBH within forty feet of the western line of the subject property).
4. The number of dwelling units located on the subject property shall not exceed 330.

Section 3. This property will be perpetually bound to the uses authorized and subject to the development standards of the CD-RM-12 (Conditional District Residential Multifamily) 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 December 15, 2015.

(Signed) Justin Outling

A copy of the PowerPoint Presentation is filed in Exhibit Drawer X, Exhibit No. 37 which is hereby referred to and made a part of these minutes.

25. [ID 15-0978](#) Ordinance Amended Section 30 of the Land Development Ordinance (LDO) with Respect to Craft Distilleries

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

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

Ayes, 8 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiteer, Jamal T. Fox, Nancy Hoffmann, Justin Outling and Tony Wilkins

Nays, 1 - Sharon M. Hightower

15-0154 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 30-15-3, Terms Beginning with C, is hereby amended by adding the definition for "Craft Distillery" in alphabetical order and to read as follows:

Craft Distillery

A facility that contains a tasting room and produces less than 15,000 gallons of craft spirits per year.

Section 2. That the definition for "Taproom" within Section 30-15-19, Terms Beginning with T, is hereby amended to read as follows:

Taproom / Tasting Room

A room that is ancillary to the production of beer and spirits at a brewery, microbrewery, distillery, craft distillery and brewpub where the public can purchase and/or consume the beer or spirits produced on site.

Section 3. That Table 8-1, Permitted Uses, is hereby amended by adding "Craft Distillery" to the specific uses within the Industrial and Manufacturing Uses (Light Industrial subcategory) with a "P" in the MU-L, MU-M, MU-H, C-N, C-L, C-M, C-H, and CB columns.

Section 4. That Subsection (A) of Section 30-8-9.1, Light Industrial Uses, is hereby amended by adding "Craft Distillery" and "Distillery" within the Typical Use Types and in alphabetical order.

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) Jamal Fox

V. GENERAL BUSINESS AGENDA

Moved by Mayor Vaughan, seconded by Mayor Pro-Tem Johnson to reestablish the Economic Development

Committee, the East Greensboro Study Committee, and the CRC Enhancement Committee as is. The motion carried by voice vote. Moved by Mayor Vaughan, seconded by Councilmember Wilkins to appoint Councilmember Outling to the Piedmont Triad Water Authority to replace Jim Kee. The motion carried by voice vote.

Councilmember Hightower placed the name of James Waydell into the data bank for future consideration on a board or commission; requested Council to suspend the rules in order to place someone into the data bank and to appoint the person to a board tonight.

City Attorney Carruthers confirmed an exception could be made with the consent of the Council.

Moved by Mayor Vaughan, seconded by Mayor Pro-Tem Johnson to suspend the rules to place someone into the data bank and to appoint said person to a board or commission. The motion carried by voice vote.

Councilmember Hightower placed Amanda Wills into the data bank. Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Johnson to appoint Amanda Wills to the Library Board. The motion carried by voice vote.

Councilmember Abuzuaiter placed the name of Fawn Finley into the data bank for consideration for the Community Sustainability Committee.

Councilmember Wilkins placed the name of Dottie Salerno into data bank for consideration of the upcoming community board; and asked when the appointments would be made for that committee.

City Manager Westmoreland confirmed the committee as the Community Partners Board; and that appointments would be made on January 19th.

Councilmember Outling requested the consent of Council to suspend the rules in order to place someone into the data bank and to appoint said person to a board or commission.

Moved by Councilmember Wilkins, seconded by Mayor Pro-Tem Johnson to suspend the rules to place someone into the data bank and to appoint said person to a board or commission. The motion carried by voice vote.

Moved by Councilmember Outling, seconded by Mayor Pro-Tem Johnson to appoint Jeff Oleynik to the War Memorial Commission. The motion carried by voice vote.

Mayor Pro-Tem Johnson placed the name of Albert Tompkins into the data bank for future consideration on a board or commission.

Moved by Councilmember Barber, seconded by Mayor Pro-Tem Johnson to appoint Janet Wallace to the Greensboro Transit Authority. The motion carried by voice vote.

Council discussed the position Ms. Wallace would replace; vacancies on the board; and district representation.

Councilmember Fox stated he would make appointments at the next meeting of Council.

Councilmember Wilkins recognized newly appointed Human Relations Chair, Zac Engle in attendance.

Councilmember Abuzuaiter also recognized past Chair Kevin Williams in the audience.

26. [ID 15-0897](#) Resolution Authorizing Conveyance of Properties Located at 2115, 2116 and 2128 Everitt Street to the Redevelopment Commission of Greensboro

Mayor Vaughan stated the item had been postponed from the November 17th meeting of Council.

Councilmember Hightower requested staff state why the item had been postponed.

Assistant City Manager Parrish responded the item was for affordable housing; stated the request for proposal (RFP) process would begin next year; and that the item would be in alignment with the redevelopment process.

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

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

0391-15 RESOLUTION AUTHORIZING CONVEYANCE OF PROPERTIES LOCATED AT 2115, 2116 AND 2128 EVERITT STREET TO THE REDEVELOPMENT COMMISSION OF GREENSBORO

WHEREAS, in 2014 the City acquired the properties located at 2115, 2116 and 2128 Everitt Street in lieu of foreclosure;

WHEREAS, pursuant to NCGS 160A-274, the City may sell to any other governmental unit any interest in real property and pursuant to NCGS 160A-512, the Redevelopment Commission may acquire by gift any real property necessary or incidental to a redevelopment project;

WHEREAS, the lots are vacant and the Redevelopment Commission intends to use the properties to tie into the Willow Oaks Community development project;

WHEREAS, there is no budget impact as a result of the conveyance of said properties.

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

That it is hereby authorized to convey the properties located at 2115, 2116 and 2128 Everitt Street to the Redevelopment Commission of Greensboro.

(Signed) Sharon Hightower

27. [ID 15-0820](#) Resolution Authorizing Conveyance of Foreclosure Properties Located at 2122 McConnell Road and 2120 Everitt Street to the Redevelopment Commission of Greensboro

Mayor Vaughan stated there was a speaker in support of the item.

Indird Morton, 702 Franklin Boulevard spoke to business ideas; and made a PowerPoint Presentation.

Mayor Vaughan stated the speaker was not addressing the item at hand; and requested Assistant City Manager Chris Wilson to speak with Ms. Morton.

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

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

0392-15 RESOLUTION AUTHORIZING CONVEYANCE OF PROPERTY LOCATED AT 2122 McCONNELL ROAD AND 2120 EVERITT STREET

WHEREAS, the City of Greensboro owns residual property located at 2122 McConnell Road and 2120 Everitt Street at Parcels 0013505 and 0013503 respectively, said property being shown on the attached map;

WHEREAS, there is no municipal need for this property;

WHEREAS, the property has been appraised by Lynn B. Ritchy at a value of \$8,500 and the Redevelopment

Commission of Greensboro agreed to reimburse the General Fund at the appraised value of \$8,500, in accordance with Section 4:124 of the City Code of Ordinances which amount, in the opinion of the City Council is fair and reasonable;

WHEREAS, revenue proceeds from this conveyance will be credited in Foreclosure Accounts Receivable Account No. 101-0000-00.0400.

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

That the conveyance of the above mentioned property to the Redevelopment Commission of Greensboro in the amount of \$8,500 is hereby approved and the conveyance 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) Sharon Hightower

28. [ID 15-0957](#) Joint Council-Human Relations Commission Resolution Adopting Changes to the Complaint Review Committee As Recommended By the CRC Enhancement Committee

Moved by Councilmember Fox, seconded by Councilmember Wilkins to adjust the name of the board to include either Citizens or Community; and spoke to recommendations made by the community.

Councilmember Outling voiced concerns regarding excluding the word Police; and the citizens not knowing what the board was for.

Mayor Vaughan stated the recommendations were for the board to be named the Police Community Review Board (PCRB); spoke to being more self evident; and to transparency.

Discussion ensued regarding keeping the name as the Citizens Review Committee; the original recommendation; and the preference by the committee to be called the PCRB.

Assistant City Manager Wesley Reid provided a brief history of the item; spoke to the desire of Council concerning the name of the committee; and to community meetings.

Councilmember Barber voiced he could not support the item with Police included in the title; and spoke to the role of the board.

Council discussed reviewing notes from the community meetings; and including housing under the board if it remained the Complaint Review Committee (CRC).

City Attorney Carruthers reminded Council the resolution had a proposed amendment on the floor; and spoke to the advanced training for the CRC.

Councilmember Fox withdrew his motion.

Moved by Councilmember Outling, seconded by Mayor Pro-Tem Johnson to amend the resolution to change the name to the Police Community Review Board. The motion carried by voice vote 8-1 with Councilmember Barber voting 'no'.

Councilmember Wilkins asked for clarification that Council was only voting for the name change in which City Attorney Carruthers confirmed.

Discussion ensued regarding the focus of the agenda item; the intent to develop the process; complainants speaking before the PCRB; a legislative item that was before the General Assembly; and advocates for complainants.

Councilmember Abuzuaiter spoke to the item passing in the Human Relations Commission and the Public Safety

Committee.

Councilmember Wilkins stated he would not support the item; voiced the item should be tabled to take before the General Assembly; and concerns with the various times and locations.

Councilmember Hoffmann shared that during her four year term on the board, there were alternate meeting locations and that it produced increased attendance.

Discussion took place regarding previous Council votes on the item; concerns for what was submitted to the General Assembly; making appointments to the board; and training.

Moved by Councilmember Fox, 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 Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann and Justin Outling

Nays, 2 - Mike Barber and Tony Wilkins

0393-15 JOINT CITY COUNCIL AND HUMAN RELATIONS COMMISSION RESOLUTION ADOPTING CHANGES TO THE COMPLAINT REVIEW COMMITTEE AS RECOMMENDED BY THE CRC ENHANCEMENT COMMITTEE

WHEREAS, in 2001 the City of Greensboro created the Complaint Review Committee ("the CRC"), in which one of its principal duties is to review complaints against sworn employees of the Greensboro Police Department; and

WHEREAS, in 2014 the City Council formed the CRC Enhancement Committee ("the Committee") to review the role and function of the CRC, its procedures and applicable laws in order to find ways in which the police complaint review process could be improved;

WHEREAS, after several meetings and Staff research, the Committee has identified improvements to the CRC which do not require changes to enabling Session Law 2001-20;

WHEREAS, there being certain improvements which must be made by the Human Relations Commission, this Resolution is made jointly by the City Council and the Human Relations Commission;

NOW, THEREFORE, BE IT RESOLVED JOINTLY BY THE CITY COUNCIL AND THE HUMAN RELATIONS COMMISSION OF THE CITY OF GREENSBORO:

The CRC is hereby re-named the "Police Community Review Board." The amendment of the name of the CRC does not alter its function as the committee designated to receive personnel information under Session Law 2001-20.

The Procedures of the Police Community Review Board are hereby altered to increase the number of members of the Police Community Review Board to 9 members. The CRC currently has seven members, five from the Human Relations Commission and two "at large". Five members shall be selected from the HRC, which will also reflect the districts and four at large members. In addition, no more than 3 members will be permitted from one district.

The Procedures for identifying nominees to the Police Community Review Board are hereby altered. Council will place nominations for this committee in the "data bank" for selection by the Human Relations Chairman. Each Council Member will nominate one HRC member and one at large member to the data bank for consideration. The Human Relations Commission shall recognize the necessity of race and gender balance on the Police Review Board and choose accordingly from the qualified candidates. The Human Relations Chair will appoint the Police Review Board members to a two year term, with an additional term if re-appointed.

Beginning in 2016, the commencement time for regular meetings of the Police Community Review Board shall be changed to 5:30 p.m. The location of meetings shall change each month, from month to month, at locations selected by the Human Relations Commission from locations identified by Staff as secure locations where closed

sessions may be held. The meeting schedule and locations will be published as required by law.

The Human Relations staff will continue to take police related complaints by mail, online, call in, and in-person. In addition to the current methods in intake, beginning at the first meeting of the Police Community Review Board the Human Relations staff will also receive citizen complaints at regular meetings of the Police Community Review Board, which shall be taken in a private setting.

Parties complaining to the Police Community Review Board may also use a self-appointed advocate to assist the complaining party with the procedure for filing a complaint with the Police Community Review Board. Neither the complaining party nor their advocate will be able to view personnel information provided to the Police Community Review Board, as required under Session Law 2001-20.

The Human Relations staff shall regularly use time when the Police Community Review Board is in open session to provide educational updates to the community on Police Community Review Board processes, and any educational outreach will be advertised to the community well in advance of scheduled meetings.

The Human Relations Department and Police Department shall also prepare and implement a new system of board member training which includes training from both City staff and non-staff experts on relevant topics.

(Signed) Jamal Fox

30. [ID 15-0980](#) Ordinance in the Amount of \$1,903,529 Amending the GTA Grant Fund Budget for the Federal Fiscal Year 2015 FTA Congestion Mitigation Air Quality Grant

Mayor Vaughan introduced items #30 & #31 together.

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, Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

15-0155 ORDINANCE AMENDING THE GTA GRANT FUND BUDGET FOR THE FEDERAL FISCAL YEAR 2015 FTA CONGESTION MITIGATION AIR QUALITY GRANT

Section 1

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

That the budget for the FFY 2015 Congestion Mitigation Air Quality Grant Program be established as follows:

Account	Description	Amount
567-4507-01.5917	Licenses, Fees & Other	\$ 24
567-4507-01.5919	Other Taxes/Assessment	\$ 4,000
567-4507-01.6051	Licensed Vehicles	\$1,899,505
Total		\$1,903,529

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

Account	Description	Amount
567-4507-01.7100	Federal Grant	\$1,618,000
567-4507-01.9564	Transfer from Transit Fund	\$ 285,529
Total		\$1,903,529

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

31. [ID 15-0982](#) Resolution Authorizing the Purchase of Transit Buses from New Flyer, Inc. via the Piedmont Authority for Regional Transportation Bus Contract

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

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

0394-15 RESOLUTION AUTHORIZING THE PURCHASE OF TRANSIT BUSES FROM NEW FLYER OF AMERICA INC. FROM THE PIEDMONT AUTHORITY FOR REGIONAL TRANSPORTATION BUS CONTRACT

WHEREAS, the City of Greensboro desires to purchase five (5) transit buses for use by the Greensboro Transit Authority (GTA) fixed route service; and

WHEREAS, Piedmont Authority for Regional Transportation (PART) developed an Invitation for Bid (IFB) solicitation in coordination and cooperation with the Cities of Greensboro, Burlington, Concord, and High Point and PART's public transit division for the ability to purchase heavy duty buses; and

WHEREAS, the IFB specifically sought prices based on detailed specifications for 35-foot and 40-foot low-floor diesel buses and 35-foot and 40-foot low-floor hybrid electric low-floor buses for a five (5) year period; and

WHEREAS, a total of three (3) heavy duty bus manufacturers participated in the solicitation and two (2) submissions were received and publicly opened on September 30, 2014; and

WHEREAS, on the 8th day of October, 2014, the PART Board approved contract award to New Flyer of America, Inc as the lowest responsive and responsible bidder; and

WHEREAS, each agency identified within the Invitation for Bid (IFB) will issue their own purchase orders with the awarded contractor, New Flyer of America Inc., at the submitted bid price; and

WHEREAS, the purchase of these buses will allow GTA to continue its efforts to replace buses that have met their useful life standard of 12 years/500,000 miles; and

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

That it hereby approves the purchase of five (5) 40-foot transit buses from New Flyer of America, Inc.

(Signed) Marikay Abuzuaiter

32. [ID 15-0992](#) Resolution Approving the Coliseum Field House Renovation Project

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

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

0395-15 RESOLUTION APPROVING THE USE OF THE CONSTRUCTION MANAGER AT RISK DELIVERY METHOD TO CONSTRUCT THE COLISEUM FIELDHOUSE RENOVATION PROJECT, THE ERC'S FINAL RANKINGS OF THE THREE FINALISTS TO SERVE AS THE CITY'S CONSTRUCTION MANAGER AT RISK FOR THE COLISEUM FIELDHOUSE RENOVATION PROJECT, AND THE NEGOTIATION OF A CONTRACT

FOR PRE-CONSTRUCTION SERVICES WITH SAMET CORPORATION IN AN AMOUNT NOT TO EXCEED \$20,000.

WHEREAS, City staff recommends that the City Council select the CMAR delivery method to construct the Coliseum Fieldhouse Renovations Project.

WHEREAS, after reviewing the Memorandum presented by City staff, the City Council analyzed the advantages and disadvantages of using the CMAR delivery method in lieu of the separate prime, single prime and dual bidding delivery methods authorized by N.C.G.S. 143-128(a1)(1) through (a1)(3) and concludes that due to the time and cost constraints on this project, the specific advantages of Fast Tracking, Cost Control, Increased Opportunities for M/WBE Participation, and Reduction in Significant Change Orders in using the CMAR delivery method far outweigh the disadvantages of having potential communications issues between the designer and the Construction Manager.

WHEREAS, on November 5, 2015, the Coliseum formally issued a Request for Qualifications (RFQ) for firms to serve as the Construction Manager at Risk (CMAR) to construct the Fieldhouse. The RFQ required all responding companies to contract with an M/WBE firm as a minority partner for 10% of the Pre-Construction Fee and 10% of the Construction Management Fee. Additionally, all companies submitting proposals had to commit to meeting the City's goal of obtaining 20% M/WBE sub-contractor participation in the construction of the facility.

WHEREAS, on November 18, 2015, the Coliseum timely received proposals from the following four companies and their M/WBE minority partners:

1. Frank L. Blum Construction Company / J. S. Mention Corporation;
2. Rentenbach Constructors, Incorporated / Sterling Construction Services, Inc.;
3. Samet Corporation / SRS, Inc.
4. Synergy Building Group, LLC

WHEREAS, on November 30, the Evaluation & Ranking Committee ("ERC") reviewed and evaluated the proposals and determined the three (3) finalists to be invited to make Oral Presentations to the ERC using a 100 point scale rating system and blind balloting based on the five (5) criteria defined in the RFQ.

WHEREAS, the following three firms and their M/WBE minority partners received the highest scores:

1. Rentenbach Constructors, Incorporated / Sterling Construction Services, Inc. - 90.86
2. Samet Corporation / SRS Inc - 90.57
3. Frank L. Blum Construction Company / J. S. Mention Corporation;- 87.29

WHEREAS, ERC held Oral Presentations on November 30, 2015, and after the presentations were made, the Committee used a blind balloting system to rank the three finalists using the 100 point scale rating system on the same five (5) criteria defined in the RFQ. The final results were:

1. Samet Corporation / SRS, Inc. - 92.43
2. Frank L. Blum Construction Company / J.S. Mention Corporation - 89.00
3. Rentenbach Constructions, Incorporated / Sterling Construction Services, Inc.- 88.57

WHEREAS, Samet Corporation was ranked as the most qualified firm to serve as the City's Construction Manager at Risk for the Coliseum Fieldhouse Project.

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

1. That the City Council has compared the advantages and disadvantages of using the Construction Management-At-Risk delivery method for the Coliseum Fieldhouse Renovations Project in lieu of the delivery methods identified in G.S. 143-128(a1)(1) through G.S. 143-128(a1)(3), and the use of the Construction Management-At-Risk delivery method is in the best interest of the project, because due to the time and cost constraints on this project, the specific advantages of Fast Tracking, Cost Control, Increased Opportunities for M/WBE Participation, and Reduction in Significant Change Orders in using the CMAR delivery method far

outweigh the disadvantages of having potential communications issues between the designer and the Construction Manager;

2. That the Evaluation and Ranking Committee's rankings of the three CMAR finalists are adopted;

3. That the City is hereby authorized to enter into negotiations with the Evaluation & Ranking Committee's number one ranked firm, Samet Corporation, to serve as the City's Construction Manager-At-Risk for the Coliseum Fieldhouse Renovations Project, and if the negotiations are successful, to enter into a contract for Pre-Construction Services with Samet Corporation in an amount not to exceed \$20,000.

4. That if the City is unable to negotiate a contract with the Evaluation & Ranking Committee's number one-ranked firm to serve as the City's Construction Manager-At-Risk for the Coliseum Fieldhouse Renovations Project and conduct Pre-Construction Services, the City is authorized to enter into negotiations with the Evaluation & Ranking Committee's second ranked firm, and if the City is unable to negotiate a contract for Pre-Construction Services with the second-ranked firm, the City is authorized to enter into negotiations with the Evaluation & Ranking Committee's third ranked-firm to enter into a contract for Pre-Construction Services.

(Signed) Yvonne Johnson

33. [ID 15-0998](#) Resolution Approving Bid in the Amount of \$775,000 and Authorizing Contract with RP Murray for the NBA Development League Franchise Improvements

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

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

0396-15 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT WITH RP MURRAY FOR THE NBA DEVELOPMENT LEAGUE FRANCHISE OFFICES

WHEREAS, after due notice, bids have been received for the NBA Development League Franchise offices;

WHEREAS, RP Murray a responsible bidder, has submitted the low base and alternate bid in the total amount of \$994,500 as general contractor for the Contract, and after Value Engineering between the Architect/Engineers, RP Murray and Coliseum staff, the new Value-engineered base bid and accepted alternates will be in the amount of \$775,000, 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 RP Murray is hereby accepted, and the City is authorized to enter into a contract with RP Murray for the NBA Development League Franchise offices 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 \$775,000 from Account No. 528-7501-01.6013.

(Signed) Jamal Fox

34. [ID 15-0997](#) Order Authorizing The Sale And Issuance By The City Of Greensboro, North Carolina Of Not To Exceed \$32,000,000 Combined Enterprise System Revenue Refunding Bonds, Series 2016 And Authorizing The Execution And Delivery Of Certain Documents In Connection Therewith

City Attorney Carruthers stated he approved the item to form.

Finance Director, Rick Lusk spoke to bond notes; and to moving to long term bonds.

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

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

0397-15 The City Council of the City of Greensboro, North Carolina met in a regular meeting in the Council Chambers of the Melvin Municipal Office Building located at 300 West Washington Street in Greensboro, North Carolina, the regular place of meeting, at 5:30 p.m. on December 15, 2015.

Present: Mayor Nancy B. Vaughan, presiding, and Councilmembers Marikay Abuzuaiter, Mike Barber, Jamal Fox, Sharon Hightower, Nancy Hoffmann, Yvonne J. Johnson, Justin Outling, and Tony Wilkins

Absent: None

Also Present: Jim Westmoreland, City Manager, Rick Lusk, Finance Director, Thomas D. Carruthers, Esq., City Attorney, and Angela R. Lord, Deputy City Clerk

* * * * *

The Mayor introduced the following order the title of which was read and summarized by the Finance Director and a copy of which had been previously distributed to each Council Member:

ORDER AUTHORIZING THE SALE AND ISSUANCE BY THE CITY OF GREENSBORO, NORTH CAROLINA OF NOT TO EXCEED \$32,000,000 COMBINED ENTERPRISE SYSTEM REVENUE REFUNDING BONDS, SERIES 2016 AND AUTHORIZING THE EXECUTION AND DELIVERY OF CERTAIN DOCUMENTS IN CONNECTION THEREWITH BE IT ORDERED by the City Council of the City of Greensboro, North Carolina (the "City"):

Section 1. The City Council does hereby find and determine as follows:

(a) The City has heretofore entered into a Trust Agreement, dated as of June 1, 1995 (as amended, the "Trust Agreement"), with Branch Banking and Trust Company (succeeded by U.S. Bank National Association), as trustee (the "Trustee"), authorizing the issuance of revenue bonds thereunder for the purpose of financing and refinancing the cost of improvements to the City's Combined Enterprise System created thereunder.

(b) Pursuant to the Trust Agreement, a bond order adopted by the City Council of the City on February 18, 2014 (the "Original Bond Order"), and a resolution adopted by the City Council of the City on February 18, 2014 (the "Note Resolution"), the City has heretofore issued its \$30,000,000 City of Greensboro, North Carolina Combined Enterprise System Revenue Bond Anticipation Note, Series 2014 (the "Series 2014 Note") in anticipation of the issuance of its combined enterprise system revenue refunding bonds, for the purpose of providing funds, together with other available funds, to (i) pay the costs of certain improvements to the City's water and sanitary sewer system (collectively, the "2014 Project") and (ii) pay certain costs incurred in connection with the sale and issuance of the Series 2014 Note.

(c) At a meeting held on November 17, 2015, the City Council authorized the filing of an application with the North Carolina Local Government Commission (the "Commission") requesting approval of the issuance of not to exceed \$32,000,000 Combined Enterprise System Revenue Refunding Bonds, Series 2016 (the "Series 2016 Bonds") of the City for the purpose of providing funds, together with any other available funds, to (i) redeem in whole the outstanding Series 2014 Note and (ii) pay certain fees and expenses to be incurred in connection with the sale and issuance the Series 2016 Bonds.

(d) The City, by resolution, also requested the Commission to sell the Series 2016 Bonds at private sale without advertisement.

(e) The Commission is expected to approve the application of the City for the issuance of the Series 2016 Bonds in an aggregate principal amount not to exceed \$32,000,000 at its January 5, 2016 meeting in accordance with G.S. 159-86.

(f) The City has determined to issue the Series 2016 Bonds in an aggregate principal amount not to exceed \$32,000,000 for the purpose of providing funds, together with other available funds, to (i) redeem in whole the outstanding Series 2014 Note and (ii) pay certain fees and expenses to be incurred in connection with the sale and issuance the Series 2016 Bonds.

(g) The City proposes to sell the Series 2016 Bonds to Merrill Lynch, Pierce, Fenner & Smith, Incorporated and

Loop Capital Markets LLC (collectively, the "Underwriters") pursuant to the provisions of a Bond Purchase Agreement (hereinafter defined), at such prices determined by the Commission, subject to the approval thereof by the City.

(h) There have been presented to the City Council at this meeting forms of the following documents relating to the sale and issuance of the Series 2016 Bonds:

(1) Twentieth Supplemental Trust Agreement, to be dated as of February 1, 2016 (the "Twentieth Supplemental Trust Agreement"), between the City and the Trustee;

(2) Bond Purchase Agreement, to be dated as of the date of delivery thereof (the "Bond Purchase Agreement"), among the Underwriters, the Commission and the City; and

(3) Preliminary Official Statement, to be dated as of the date of delivery thereof (the "Preliminary Official Statement"), relating to the offering and sale of the Series 2016 Bonds.

(i) The City has determined that the issuance and sale of the Series 2016 Bonds in the manner provided in this order is in the best interests of the City.

(j) The purpose of this order is to supplement and amend the Original Bond Order by restating in its entirety the Original Bond Order.

Section 2. Capitalized words and terms used in this order and not defined herein shall have the same meanings given such words and terms in the Trust Agreement and the Twentieth Supplemental Trust Agreement.

Section 3. Pursuant to the provisions of The State and Local Government Revenue Bond Act, as amended (the "Act"), particularly G.S. 159-88, the City hereby authorizes the issuance of the Series 2016 Bonds in an aggregate principal amount not to exceed \$32,000,000 for the purposes set forth in Section 1(f) of this order. The exact amount of Series 2016 Bonds to be issued shall be determined by the Finance Director of the City at the time the Series 2016 Bonds are sold and shall be an amount sufficient, together with other available funds of the City, to (a) redeem in whole the outstanding Series 2014 Note and (b) pay the fees and expenses to be incurred in connection with the sale and issuance the Series 2016 Bonds. The Series 2016 Bonds shall mature at such times and in such amounts as shall be set forth in the Twentieth Supplemental Trust Agreement, subject to the provisions of this order.

The Series 2016 Bonds shall be issued as fully registered bonds in denominations of \$5,000 or any whole multiple thereof and shall be subject to provisions of the book-entry only system for registration of the Series 2016 Bonds as set forth in the Twentieth Supplemental Trust Agreement. Interest on the Series 2016 Bonds shall be payable on June 1 and December 1 of each year, commencing June 1, 2016, until the payment in full of the principal thereof. The final maturity of the Series 2016 Bonds shall not be later than June 1, 2045.

Section 4. The Series 2016 Bonds shall be subject to redemption at the times, upon such terms and conditions, and at the price or prices as set forth in the Trust Agreement and the Twentieth Supplemental Trust Agreement.

Section 5. The proceeds of the Series 2016 Bonds shall be applied as provided in Section 204 of the Twentieth Supplemental Trust Agreement.

Section 6. The Series 2016 Bonds, together with any other obligations secured on a parity therewith pursuant to the provisions of the Trust Agreement, shall be secured on a parity basis by a pledge, charge and lien upon the Net Receipts and the money and Investment Obligations held in the accounts and subaccounts of the Bond Fund in the manner and to the extent provided in the Trust Agreement and the Twentieth Supplemental Trust Agreement.

Section 7. The proposal set forth in the Bond Purchase Agreement submitted by the Underwriters offering to purchase the Series 2016 Bonds at the aggregate purchase price and bearing interest at the rates determined by the Commission and approved by the City as hereinafter provided, such purchase price not to be less than 95% of the aggregate principal amount of the Series 2016 Bonds and such interest rates not to result in an all-in true interest cost in excess of 4.75%, is hereby approved. The Commission is hereby requested to sell and award the Series 2016 Bonds to the Underwriters on behalf of the City, subject to the approval of the City, in accordance with the terms and provisions set forth in the Bond Purchase Agreement. The Mayor, the City Manager and the Finance Director of the City are each hereby designated to approve on behalf of the City the sale of the Series 2016 Bonds to the Underwriters at such interest rates, for such purchase price and upon such terms and conditions as the Mayor, the City Manager or the Finance Director shall determine, subject to the provisions of this order. The Mayor, the City Manager and the Finance Director of the City are each hereby authorized and

directed in the name and on behalf of the City to execute and deliver the Bond Purchase Agreement in substantially the form presented, together with such modifications as the Mayor, the City Manager or the Finance Director, with the advice of counsel, may deem necessary and appropriate, such execution and delivery to be conclusive evidence of the approval and authorization in all respects of the form and content thereof.

Section 8. The form, terms and provisions of the Twentieth Supplemental Trust Agreement are hereby approved, and the Mayor, the City Manager and the Finance Director are each hereby authorized and directed to execute the Twentieth Supplemental Trust Agreement in substantially the form presented, together with such modifications as the Mayor, the City Manager or the Finance Director, with the advice of counsel, may deem necessary and appropriate, including, without limitation, modifications necessary to incorporate the final terms of the Series 2016 Bonds, such execution and delivery to be conclusive evidence of the approval and authorization in all respects of the form and content thereof. The City Clerk or any deputy or assistant City Clerk is hereby authorized or directed to affix the official seal of the City to the Twentieth Supplemental Trust Agreement and attest the same.

Section 9. The Preliminary Official Statement relating to the offering for sale of the Series 2016 Bonds is hereby approved. The distribution of the Preliminary Official Statement in connection with the offering for sale of the Series 2016 Bonds by the Underwriters is hereby authorized and approved. The City authorizes and consents to the preparation and distribution of a final Official Statement, in substantially the form of the Preliminary Official Statement, together with such changes as are necessary to reflect the final terms of the Series 2016 Bonds. The Mayor, the City Manager and the Finance Director are each hereby authorized and directed to execute and deliver the final Official Statement, in substantially the form of the Preliminary Official Statement, together with such modifications as the Mayor, the City Manager or the Finance Director, with the advice of counsel, may deem necessary and appropriate, including, without limitation, such modifications necessary to incorporate the final terms of the Series 2016 Bonds, such execution and delivery to be conclusive evidence of the approval and authorization in all respects of the form and content thereof.

Section 10. The City Council hereby directs that the Series 2014 Note be redeemed in whole on February 1, 2016 in the manner set forth in the Note Resolution and the Series 2014 Note. The City Manager and the Finance Director of the City are each hereby authorized and directed to cause a conditional notice of such redemption to be provided in the manner set forth in the Note Resolution and the Series 2014 Note.

Section 11. The Mayor, the City Manager, the Finance Director, the City Clerk and the City Attorney, or any of them or their deputies, are each hereby authorized and directed (without limitation except as may be expressly set forth in this order) to take such action and to execute and deliver such certificates, agreements, instruments, opinions or other documents as they, with the advice of counsel, may deem necessary or appropriate to effect the transactions contemplated by this order, the Trust Agreement, the Twentieth Supplemental Trust Agreement and the Bond Purchase Agreement. Any such actions heretofore taken by such persons to the extent not inconsistent with the provisions of this order are hereby ratified, authorized and approved.

The officers of the City and the agents and employees of the City are hereby authorized and directed to do all acts and things required of them by the provisions of this order, the Series 2016 Bonds, the Trust Agreement, the Twentieth Supplemental Trust Agreement or the Bond Purchase Agreement for the full, punctual and complete performance of the terms, covenants, provisions and agreements of the same.

Section 12. The sale and issuance of the Series 2016 Bonds are hereby approved subject to the terms and conditions set forth in this order.

Section 13. This order shall take effect immediately upon its passage; provided, however, that the redemption of the Series 2014 Note as described in Section 10 hereof shall be conditioned on the sale and issuance of the Series 2016 Bonds. This order hereby amends and restates in its entirety the Original Bond Order.

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

After consideration of the foregoing order, upon motion of Council Member Hoffmann, seconded by Mayor Pro-Tem Johnson, the foregoing order entitled "ORDER AUTHORIZING THE SALE AND ISSUANCE BY THE CITY OF GREENSBORO, NORTH CAROLINA OF NOT TO EXCEED \$32,000,000 COMBINED ENTERPRISE SYSTEM REVENUE REFUNDING BONDS, SERIES 2016 AND AUTHORIZING THE EXECUTION AND

DELIVERY OF CERTAIN DOCUMENTS IN CONNECTION THEREWITH" was passed by the following vote:

Ayes: Councilmembers Abuzuaite, Barber, Fox, Hoffmann, Johnson, Hightower, Outling, Vaughan and Wilkins.

Noes: None.

* * * * *

I, Angela R. Lord, Deputy City Clerk of the City of Greensboro, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and accurate copy of so much of the proceedings of the City Council of said City at a regular meeting held on December 15, 2015, as relates in any way to the adoption of the foregoing order authorizing the sale and issuance of revenue bonds of said City and that said proceedings are recorded in minute books of said City Council.

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

WITNESS my hand and the official seal of said City this 17th day of December, 2015.

Deputy City Clerk
[SEAL]

(Signed) Nancy Hoffmann

Matters to be presented by the City Manager

City Manager Westmoreland recognized Assistant City Manager Wilson to provide a brief update on Bryan Park.

Assistant City Manager Wilson spoke to the addition of parking spaces; added signage; reduced and restricted parking; fields that were moved; buffer areas; landscaping; and resident passes.

Mayor Vaughan inquired as to how the passes would expedite travel time for the residents.

Assistant City Manager Wilson explained the process for the passes; and stated the City owned property was scheduled for demolition.

Mayor Pro-Tem Johnson asked if the neighborhood had been updated as well.

Assistant City Manager Wilson confirmed they had been updated verbally and in writing.

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

Councilmember Hightower requested an update on the Participatory Budget Steering Committee(PB).

Mayor Vaughan expressed concerns with PB as well; voiced concern with a cap on projects; and with an eleven year old's ability to vote.

City Manager Westmoreland stated that the concerns had been shared with the co-chairs of the PB Steering Committee.

Discussion ensued regarding citizens making funding decisions; micro-managing neighborhoods; projects people presented; funding limits; Council setting parameters; appointments made to the steering committee; teaching youth about government; and staff vetting projects.

Councilmember Hightower thanked Ms. Atlis's and Ms. Height's 4th grade class at Lily Elementary for information regarding the use of plastic bags; voiced appreciation for their concern regarding pollution; and extended Christmas wishes.

Councilmember Abuzuaite expressed holiday greetings.

Councilmember Wilkins voiced concern regarding District 5 residents' knowledge about PB; and inquired as to how they would be contacted.

Mayor Vaughan stated that information would be part of the update received from staff.

Councilmember Hoffmann spoke to the number and quality of ideas submitted.

Mayor Pro-Tem Johnson suggested advertising PB on GTN; and for the District Representative to take leadership.

Mayor Pro-Tem Johnson referenced exhibits at the Civil Rights Museum; requested staff invite Ellie Rashad to attend the General Government Committee meeting in January; invited Council to attend the meeting; and extended holiday wishes.

Councilmember Barber suggested everyone to do their shopping in Greensboro; expressed holiday wishes; and thanked staff for an effective and successful year.

Councilmember Fox and Councilmember Hoffmann also extended holiday greetings.

Mayor Vaughan spoke to Honda Jet certification; to the future of aviation; and stated Kenny G attended the event.

Matters to be presented by the City Attorney

City Attorney Carruthers highlighted the consent agenda item voted on regarding four year Council terms; spoke to the referendum; and the allowing residents to vote.

Mayor Vaughan commented on low voter turn out in Raleigh and Charlotte.

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 10:04 P.M.

ANGELA R. LORD
DEPUTY CITY CLERK

NANCY VAUGHAN
MAYOR