



# City of Greensboro

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

## Meeting Minutes - Draft City Council

Tuesday, March 19, 2019

5:30 PM

Council Chamber

### **Call to Order**

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

Present: 8 - Mayor Pro-Tem Yvonne J. Johnson, Councilmember Marikay Abuzuaiter, Councilmember Sharon M. Hightower, Councilmember Nancy Hoffmann, Councilmember Michelle Kennedy, Councilmember Justin Outling, Councilmember Tammi Thurm and Councilmember Goldie F. Wells

Absent: 1 - Mayor Nancy Vaughan

Also present were City Manager David Parrish, Interim City Attorney Jim Hoffman, and City Clerk Angela Lord.

### **Moment of Silence**

The meeting opened with a moment of silence.

### **Pledge of Allegiance to the Flag**

Mayor Pro-Tem Johnson recognized former City Council member Cameron Cooke to lead the Pledge of Allegiance to the Flag.

### **Recognition of Courier**

City Manager David Parrish recognized Charles McLaughlin of the Engineering & Inspections Department who served as Courier for the meeting.

Mayor Pro-Tem Johnson asked for a motion to excuse Mayor Vaughan from attendance at the meeting.

Moved by Councilmember Wells, seconded by Councilmember Thurm to excuse Mayor Vaughan from the meeting. The motion carried by voice vote.

### **Council Procedure for Conduct of the Meeting**

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

37. [ID 19-0153](#) Ordinance Annexing Territory into the Corporate Limits for Property Located at 4408 Near Sumner Church Road, 601 Kallamdale Road, 5200-5216 (even) Carol Avenue, and I-85 Right-of-Way - 56.7-Acres (Barry Siegal, Willard Tucker, and Keystone Group Inc.)

Mayor Pro-Tem Johnson stated Council had been requested to postpone Item #37, an Ordinance Annexing Territory to the Corporate Limites (Property Located at 4408 Near Sumner Church Road, 601 Kallamdale Road, 5200-5216 (Even) Carol Avenue, and I-85 RIGHT-OF-WAY - 56.7-ACRES) to the May 21, 2019 City Council Meeting without further advertising.

**Moved by Councilmember Hightower, seconded by Councilmember Abuzuaiter to postponed the ordinance to the May 21st meeting of Council without further**

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advertising. The motion carried by a voice vote.

## **I. CONSENT AGENDA (One Vote)**

Mayor Pro-Tem Johnson asked if anyone wished to remove any items from the Consent Agenda; and reminded Council that if an item was removed from the consent agenda it would go on as a business item at the next meeting.

Councilmember Hightower requested Items #5, #7, #10, and #11 be removed from the consent agenda.

**Moved by Councilmember Wells, seconded by Councilmember Abuzuaiter, to adopt the consent agenda as amended. The motion carried by voice vote.**

1. [ID 19-0155](#) Resolution Recognizing March 23-30, 2019 as Guilford Creek Week

056-19 RESOLUTION RECOGNIZING MARCH 23-30, 2019 AS GUILFORD CREEK WEEK

The City of Greensboro is committed to recognizing "Guilford Creek Week" for March 23-30, 2019 as the City of Greensboro, the City of High Point, Guilford County, and other participating agencies join together to promote clean and safe water for the community.

WHEREAS, Greensboro is rich in natural resources and beauty, and water is a part of those natural resources and is a basic and essential need for all life; and

WHEREAS, pollution and trash fouls the waterways as well as the landscapes and that every resident should contribute to keeping the environment clean and healthy by working together to preserve clean water and the natural beauty of our surroundings; and

WHEREAS, Guilford Creek Week has been celebrated in Greensboro since 2018 with 1,100 volunteers collecting 110 pounds of trash to date; and

WHEREAS, Guilford Creek Week provides opportunities for Greensboro residents to discover and explore local streams and lakes through educational programs and recreational activities, and to do their part to protect waterways through volunteer projects.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO to hereby proclaim March 23-30, 2019 as Guilford Creek Week in the City of Greensboro and encourage the residents of Greensboro to observe this week in recognition of the value of clean and healthy waterways and to do their part to restore the beauty and function of our lakes, streams, and landscapes by participating in the Guilford Creek Week volunteer cleanup events and educational activities.

(Signed) Goldie Wells

2. [ID 19-0175](#) Resolution Rescinding Council Resolution 051-19 and Authorizing Award of the Contract 2015-090, Safe Routes to School EB-5716, for Construction of the Lindsay Street and Holden Road Sidewalk Improvements to Triangle Grading & Paving

057-19 RESOLUTION RESCINDING COUNCIL RESOLUTION 051-19 FOR 2015-090, SAFE ROUTES TO SCHOOL EB-5716, LINDSAY STREET AND HOLDEN ROAD SIDEWALK IMPROVEMENTS

WHEREAS, construction of the of the Safe Routes to School Sidewalk Improvements was approved on February 19, 2019, in the amount of \$1,037,558.34, per contract 2015-090 (EB-5716) but NC Department of Transportation did not approve the Concurrence Request;

WHEREAS, the NC Department of Transportation did not approve the Concurrent Request and has instructed the City of Greensboro to re-bid the contract;

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

That resolution 051-19 is hereby rescinded.

(Signed) Goldie Wells

3. [ID 19-0177](#) Resolution Approving Bid in the Amount of \$734,974.75 and Authorizing Execution of Contract 2017-076 with Atlantic Contracting Company, Inc. for the Construction of the Cotswold Terrace Round-About Improvement

058-19 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT 2017-076 WITH ATLANTIC CONTRACTING COMPANY, INC. FOR THE CONSTRUCTION OF THE COTSWOLD TERRACE ROUND-ABOUT IMPROVEMENT PROJECT

WHEREAS, after due notice, bids have been received for the Cotswold Terrace Round-About Improvement project;

WHEREAS, Atlantic Contracting Company, Inc., a responsible bidder, has submitted the low base and alternate bid in the total amount of \$734,974.75 as general contractor for Contract No. 2017-076, 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 Atlantic Contracting Company, Inc. is hereby accepted, and the City is authorized to enter into a contract with Atlantic Contracting Company, Inc. for the Cotswold Terrace Round-About Improvement 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 \$734,974.75 from 2008 bond account 471-4502-41.6014.

(Signed) Goldie Wells

4. [ID 19-0160](#) Resolution Authorizing Contract in the Amount of \$464,795.00 to Kimley-Horn and Associates, Inc. for the Eugene Street and Bellemeade Street Streetscape Design Project

059-19 RESOLUTION AUTHORIZING AWARD OF THE EUGENE STREET AND BELLEMEADE STREET STREETSCAPE DESIGN PROJECT TO KIMLEY-HORN AND ASSOCIATES, INC.

WHEREAS, the Eugene Street and Bellemeade Street Streetscape Design Project is ready for design;

WHEREAS, the design limits are from Eugene Street and Bellemeade Street Streetscape;

WHEREAS, the proposal from the consulting firm was reviewed and agreed to with the participation of the Transportation and Engineering & Inspections Departments, and the M/WBE Office;

WHEREAS, Kimley-Horn and Associates, Inc. was selected on the strength of their roadway planning and design experience, their extensive work on roadway, greenway, storm water, and transportation engineering, and their use of local firms, including minority and women-owned firms;

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

That the award of the Eugene Street and Bellemeade Street Streetscape Design Project to Kimley-Horn and Associates, Inc. is hereby authorized with funding in the amount of \$464,795.00 to come from 2016 bond fund

484-2201-04.5410.

(Signed) Goldie Wells

6. [ID 19-0146](#) Resolution Approving Contract Number 2017-073 in the Amount of \$805,929 with S&S Building and Development, LLC for Hester Park Athletic Field Renovation

060-19 RESOLUTION APPROVING THE AWARD OF CONTRACT 2017-073 TO S&S BUILDING AND DEVELOPMENT, LLC FOR HESTER PARK ATHLETIC FIELD RENOVATION

WHEREAS, the City Council is being requested to approve the award of the contract to S&S Building and Development, LLC for the renovation of two athletic fields at Hester Park for the Parks and Recreation Department;

WHEREAS, funding for improvements to Hester Park fields has been allocated within the 2008 voter-approved Parks and Recreation bond package;

WHEREAS, execution of this contract allows for the necessary site preparation and renovation of three athletic fields for regulation play; to include grading, fencing, irrigation, erosion control and installation of associated athletic equipment at Hester Park;

WHEREAS, it is recommended by the Facilities Division of the City of Greensboro that City Council approve the award of this contract to with S&S Building and Development, LLC for the renovation of three athletic fields at Hester Park.

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

That a contract with S&S Building and Development, for the renovation of three athletic fields at Hester Park the renovation project is hereby authorized at a total cost of \$805,929, payment of said amount is to be made from Account Nos. 472-5006-01.6019 (\$589,618) and 482-5001-09.6019 (\$216,311).

(Signed) Goldie Wells

8. [ID 19-0157](#) Resolution Authorizing Change Order of Workforce Development Adult/Dislocated Worker Services Contract with Arbor E&T, LLC, d/b/a ResCare Workforce Services in the Amount of \$161,250 for Fiscal Year 2018-19

061-19 RESOLUTION AUTHORIZING CHANGE ORDER FOR WORKFORCE DEVELOPMENT ADULT SERVICES CONTRACT WITH ARBOR E&T, LLC, d/b/a RESCARE WORKFORCE SERVICES CORPORATION IN THE AMOUNT OF \$161,250

WHEREAS, the Department of Workforce Development serves as the administrative entity for the Guilford Workforce Development Board (WDB) to provide services under the Workforce Innovation and Opportunity Act (WIOA);

WHEREAS, the Office of Workforce Development has an existing contract (2017-5251) with Arbor E&T, LLC, d/b/a ResCare Workforce Services to provide WIOA services to adults and dislocated workers;

WHEREAS, due to high demand of services, additional funds are needed in the contract in order to provide effective services to customers through the end of the contract period (6/30/2019);

WHEREAS, funds have been sufficiently budgeted in the Office of Workforce Development WIOA Fund for completion of services authorized through June 30;

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

That the City is authorized to negotiate final contract modification terms and prepare a contract modification with Arbor E&T, LLC, d/b/a ResCare Workforce Services in the amount of \$161,250 to provide FY 2018-19 Workforce Innovation and Opportunity Act Adult and Dislocated Worker services through June 30, 2019. The City Manager is hereby authorized to execute on behalf of the City of Greensboro a proper contract modification to Contract #2017-5251.

(Signed) Goldie Wells

**9. [ID 19-0147](#) Resolution Authorizing Execution of a Contract in the Amount of \$153,228 with Research & Analytical Laboratories, Inc. for Professional Laboratory Services**

062-19 RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT IN THE AMOUNT OF \$153,228 WITH RESEARCH & ANALYTICAL LABORATORIES, INC. FOR PROFESSIONAL LABORATORY SERVICES

WHEREAS, the City of Greensboro was issued NPDES MS4 Permit No. NCS000248 in 1994, and Section I requires the City to maintain and implement a Water Quality Assessment and Monitoring Plan; and

WHEREAS, the City collects water samples from streams and outfalls throughout the City through the course of a year, professional laboratory services are needed to provide analysis as required by the NPDES MS4 Permit; and

WHEREAS, Research & Analytical Laboratories, Inc. was one of four firms that submitted for the work and was selected to perform professional laboratory services over a three-year period in the amount of \$153,228.

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

That a three-year contract with Research & Analytical Laboratories, Inc. for laboratory services is hereby authorized. 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 \$153,228 from account 505-7003-03.5413, with the amount for each fiscal year as follows: \$51,076 in FY18-19, \$51,076 in FY19-20, and \$51,076 in FY20-21, provided that sufficient appropriations are approved by City Council in succeeding fiscal years.

(Signed) Goldie Wells

**12. [ID 19-0159](#) Resolution Approving a Water Connection to Serve a Proposed Clean Bulk Water Transport Facility Located in Guilford County at 401 NC Highway 62 West Requested by Davis Water Service, Inc.**

063-19 RESOLUTION APPROVING A WATER CONNECTION TO SERVE A PROPOSED CLEAN BULK WATER TRANSPORT FACILITY LOCATED IN GUILFORD COUNTY AT 401 NC HIGHWAY 62 WEST

WHEREAS, the City of Greensboro Policy for Water and Sewer Services "Outside the Corporate Limits" was adopted with amendments by City Council on May 20, 2014;

WHEREAS, the Water Resources Department received a request from Davis Water Service Inc. requesting approval of a connection to the city's water system;

WHEREAS, the property is located outside the Water Sewer Service Area Boundary, the City of Greensboro Water and Sewer Services "Outside the Corporate Limits" policy does not administratively allow approval of this type of request, and a specific authorization is requested to be approved by Council;

WHEREAS, the new connection will have to be submitted for plan review by way of Guilford County Planning

Department and meet Water Resources Department's cross connection, backflow and back-siphonage control requirements;

WHEREAS, a "Utility and Development Agreement and Petition for Annexation" signed by the current property owner will be delivered to the City of Greensboro in consideration of the water connection.

WHEREAS, Davis Water Service Inc. agrees, in consideration of the water connection, to pay the outside city water rate for all water used at the facility.

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

That City Council authorizes a water connection to serve a proposed clean bulk water transport facility to be located at 401 NC HWY 62 West in Guilford County by means of an exception to the City of Greensboro Policy for Water and Sewer Services "Outside the Corporate Limits."

(Signed) Goldie Wells

**13. [ID 19-0126](#) Resolution Authorizing Grant Application for the 2019 Community Waste Reduction and Recycling Grant**

064-19 RESOLUTION AUTHORIZING GRANT APPLICATION FOR THE 2019 COMMUNITY WASTE REDUCTION AND RECYCLING GRANT

WHEREAS, the Greensboro Field Operations Department's Solid Waste Management Division operates in accordance with their commitment to promote a culture of Recycling in Greensboro; and

WHEREAS, on February 19, 2019, the Field Operations Department submitted a grant application to the NC Department of Environmental Quality's Division of Assistance and Customer Services for \$29,936; and

WHEREAS, the grant requires at least a 20% match of the application amount, totaling \$11,809 to be provided by the City with general funds from the Field Operations Department; and

WHEREAS, the estimated grant project budget totals \$41,745; and

WHEREAS, if approved by Council and awarded by the NC Department of Environmental Quality's Division of Assistance and Customer Services, Community Waste Reduction and Recycling Grant program, this project will establish Greensboro's Go Bagless! Outreach Campaign which will help to reduce the amount of bagged recycling and plastic bags, wrap, and film from being sent to the recycling center.

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

That the request to apply to the NC Division of Environmental Assistance and Customer Services, Community Waste Reduction and Recycling Grant program for \$29,936 in state funds and \$11,809 as a cash match from the City of Greensboro for a total project budget of \$41,745 is hereby approved.

(Signed) Goldie Wells

**14. [ID 19-0139](#) Resolution Approving Change Order No.1 in the Amount of \$44,564 with Holden Building Company, Inc. for the Barber Park Improvements Contract #2016-0150**

066-19 RESOLUTION AUTHORIZING CHANGE ORDER NO.1 IN THE AMOUNT OF \$44,564 TO CONTRACT #2016-0150 WITH HOLDEN BUILDING COMPANY FOR THE BARBER PARK EVENT CENTER AND RUTH WICKER TRIBUTE TO WOMEN.

WHEREAS, on April 14, 2016, the City authorized professional construction services contract 2016-0150 with Holden Building Company in the amount of \$3,000,436 to construct Barber Park Event Center and Ruth Wicker Tribute to Women;

WHEREAS, the original contract provided for site preparation and construction of the Barber Park Event Center and Ruth Wicker Tribute to Women;

WHEREAS, additional work contained within the change order includes revisions to the trusses and steel, asphalt and electrical;

WHEREAS, the change order will allow the final payment for the existing construction contractor.

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

That the City is authorized to enter into a contract Change Order No. 1 for contract #2016-0150 with Holden Building Company for the Barber Park Event Center and Ruth Wicker Tribute to Women to provide additional improvements associated with the construction of the project in the amount of \$44,564 subject to the terms outlined above. The City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$44,564 from Account No. 473-5008-01.6013.

(Signed) Goldie Wells

**15. [ID 19-0127](#) Resolution Adopting the City of Greensboro Smith Community Park Master Plan**

**067-19 RESOLUTION ADOPTING THE CITY OF GREENSBORO SMITH COMMUNITY PARK MASTER PLAN**

WHEREAS, Smith Community Park was identified in 2016 Bond referendum for improvements for renovation of tennis courts and other park improvements;

WHEREAS, the City of Greensboro completed a series of community conversations and public input opportunities to develop the master plan for Smith Community Park in early 2018 to adequately serve and reflect the recreational needs of residents;

WHEREAS, the master plan reinforces the near term goals for the "Enhance" recommendations of the Plan2Play to bring up the basics;

WHEREAS, Phase I that includes the conversion of the existing tennis courts to a six-court pickleball complex and social area with funding from a Junior League of Greensboro grant obtained by UNCG is currently under construction;

WHEREAS, the master plan highlights future facilities based on public input that include a picnic shelter with outdoor restrooms, a paved-walking loop with a shaded outdoor fitness area, accessible horseshoe and cornhole courts, renovation of the community garden area and overflow gravel parking near the adjacent American Legion;

WHEREAS, the Parks and Recreation Commission approved the master plan at the March 13, 2019 meeting.

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

That it hereby adopt the Smith Community Park Master Plan presented herewith this day.

(Signed) Goldie Wells

**16. [ID 19-0148](#) Resolution Authorizing Acceptance of Dedication of Fifteen Drainageway**

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and Open Space Parcels from Sykes & Sykes Greensboro, LLC

068-19 RESOLUTION AUTHORIZING ACCEPTANCE OF DEDICATION OF FIFTEEN DRAINAGE WAY AND OPEN SPACE PARCELS FROM SYKES & SYKES OF GREENSBORO, LLC

WHEREAS, pursuant to North Carolina General Statutes Section 160A-374, the approval of a plat does not constitute the acceptance by a city or the public of the dedication of any street or other ground or public facility shown on the plat; however, a city council may by resolution accept the dedication made to the public of lands or facilities for streets, parks, public utility lines, or other public purposes;

WHEREAS, Parcel #228292 was dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat of the Chapel Ridge Subdivision in Plat Book 199 Page 16 recorded on December 27, 2018. This parcel, also known as 4602 YY Chapel Ridge Drive, is approximately 0.37 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #45533 was dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat of Chapel Ridge Subdivision Central Section Phase 1 in Plat Book 170 Page 46 recorded on June 25, 2007. This parcel, also known as 4602 Byers Ridge Drive, is approximately 0.198 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #46541 was dedicated by Sykes & Sykes of Greensboro, LLC and public for drainage way and open space on the Final Plat for Chapel Ridge Subdivision Phase 1A in Plat Book 164 Page 146 recorded on June 6, 2006. This parcel, also known as 4612 Near Byers Ridge Drive, is approximately 0.95 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #228293 was to be dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat of the Chapel Ridge Subdivision in Plat Book 199 Page 16 recorded on December 27, 2018. This parcel, also known as 2045 YY Chapel Park Lane, is approximately 0.13 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #46542 was dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat of Phase 1 Chapel Ridge Subdivision in Plat Book 161 Page 96 recorded on September 22, 2005. This parcel, also known as 4698 Rear Byers Road, is approximately 0.47 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #228294 was to be dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat of Chapel Ridge Subdivision Central Section Phase 2 Map 2 in Plat Book 174 Page 146 recorded on July 8, 2008. This parcel was subsequently dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat of the Chapel Ridge Subdivision in Plat Book 199 Page 16 recorded on December 27, 2018. This parcel, also known as 2045 Y Chapel Park Lane, is approximately 0.26 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #45623 was dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat for Chapel Ridge Subdivision Central Section, Phase 2, Map 1 in Plat Book 173 Page 148 recorded on March 28, 2008. This parcel, also known as 8 YY Chapel Cross Court, is approximately 1.43 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #225513 was dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat for Chapel Ridge Subdivision Central Section Phase 3 Map 1 in Plat Book 193 Page 132 recorded on March 10, 2017. This parcel, also known as 1918 YY Chapel Brook Way, is approximately 1.59 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #218494 was dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage and open space on the Final Plat for Chapel Ridge Subdivision, West, Map 6 in Plat Book 180 Page 42 recorded on March 31, 2011. This parcel, also known as 4606 B Byers Ridge Drive, is approximately 2.64



acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #45622 was dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat for Chapel Ridge Subdivision, West, Map 2 in Plat Book 174 Page 78 recorded on May 28, 2008. This parcel, also known as 1808 YY Glenside Drive, is approximately 1.63 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #45532 was dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat for Chapel Ridge Subdivision, West, Map 1 in Plat Book 171 Page 97 recorded on September 28, 2007. This parcel, also known as 1806 Chapel Edge Drive, is approximately 0.34 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #228288 was dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat for Chapel Ridge Subdivision Central Section Phase 4 in Plat Book 198 Page 21 recorded August 29, 2018. This parcel, also known as 4610 YY Chapel Ridge Drive, is approximately 0.53 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #45523 was dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat for Chapel Ridge Subdivision Central Section Phase 4 in Plat Book 198 Page 21 recorded on August 29, 2018. This parcel, also known as 4606 YY Chapel Ridge Drive, is approximately 2.72 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #216801 was dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat for Chapel Ridge Subdivision, West, Map 4 in Plat Book 177 Page 107 recorded on September 8, 2009. This parcel, also known as 4517 Chapel Ridge Drive, is approximately 2.32 acres, zoned R-5, and is located in Council District 2;

WHEREAS, Parcel #228291 was to be dedicated by Sykes & Sykes of Greensboro, LLC to the City of Greensboro and public for drainage way and open space on the Final Plat for Chapel Ridge Subdivision in Plat Book 199 Page 16 recorded on December 27, 2018. This parcel, also known as 1909 Y Chapel Brook Way, is approximately 0.86 acres, zoned R-5, and is located in Council District 2;

WHEREAS, the indicated drainage way and open space areas on the recorded subdivision plats have been reviewed and recommended for acceptance by the Greensboro Parks and Recreation Commission;

WHEREAS, it is deemed in the best interest of the City to formally accept the dedication of these drainage way and open space parcels.

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

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

(Signed) Goldie Wells

**17. [ID 19-0164](#) Resolution Approving the Encroachment Agreement between the City of Greensboro and GBoro AG II, LLC for Encroachment into City Right-Of-Way Across East Washington Street and South Booker Street**

069-19 RESOLUTION AUTHORIZING ENCROACHMENT AGREEMENT BETWEEN THE CITY OF GREENSBORO AND GBORO AG II, LLC FOR ENCROACHMENT INTO CITY RIGHT-OF-WAY ACROSS EAST WASHINGTON STREET AND SOUTH BOOKER STREET

WHEREAS, Gboro AG II, LLC has requested that the City permit the proposed installation of communication line beneath East Washington Street and South Booker Street to provide high speed connectivity to Sebastian Village, Sebastian Court and Sebastian Place;

WHEREAS, the owner has agreed to enter into an Encroachment Agreement with the City of Greensboro which, among other things, will indemnify the City from any claim or damages that may occur due to the communication line above said right-of-way;

WHEREAS, it is deemed in the best interest of the City to permit the encroachment of said installation of fiber optic communication lines beneath East Washington Street and South Booker Street in accordance with the terms and conditions of an Encroachment Agreement presented herewith this day.

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

That the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro an appropriate encroachment Agreement with GBoro AG II, LLC Southeastern to permit the installation of fiber optic communication lines beneath East Washington Street and South Booker Street to provide fiber optic connectivity all in accordance with the terms and conditions set out therein.

(Signed) Goldie Wells

**18. [ID 19-0003](#) Resolution Authorizing the Exchange of Real Property Located at 4229 Short Farm Rd with the Keystone Group, Inc.**

070-19 RESOLUTION AUTHORIZING EXCHANGE OF REAL PROPERTY WITH THE KEYSTONE GROUP, INC.

WHEREAS, Keystone Group has requested that the City convey a 1.315 acre portion and a 0.098 acre portion of the City's Parcel #00141663 (4229 Short Farm Rd) comprising a total of 1.413 acres and valued at \$12,208.56 in exchange for a 0.113 acre portions of Parcel #00142382 (4408 Near Sumner Church Rd), a 0.197 acre portion of Parcel #00142542 (5200 Carol Ave), a 0.164 acre portion of Parcel #00142541 (5206 Carol Ave), a 0.172 acre portion of Parcel #00142540 (5208 Carol Ave), a 0.563 acre portion of Parcel #00142539 (5215 Carol Ave), and a 0.204 acre portion of Parcel #00142538 (5216 Carol Ave) necessary for the development of a single family subdivision and valued at \$41,720.99 comprising a total of 1.413 acres.

WHEREAS, it is recommended by the City's Parks and Recreation Department to accept the land exchange from Keystone Group Inc.

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

That pursuant to NCGS 160A-271, the City Council finds the proposed exchange of real property to be in the City's interest and that the City will receive full and fair consideration for its property and that the Mayor and City Clerk are authorized to execute the necessary documents to effectuate the exchange, including but not limited to a deed conveying the above referenced City property to Keystone Group, Inc. and accepting the conveyance of the above referenced Keystone property.

(Signed) Goldie Wells

**19. [ID 19-0110](#) Resolution Authorizing the Purchase of Property Located at 1314 Bridford Parkway in the Amount of \$20,500 from DMC Properties, Inc. for the Hilltop Sewer Improvements Project**

071-19 RESOLUTION APPROVING APPRAISAL AND AUTHORIZING PURCHASE OF PROPERTY LOCATED AT 1314 BRIDFORD PARKWAY FROM DMC PROPERTIES, INC. FOR THE HILLTOP SEWER IMPROVEMENTS PROJECT

WHEREAS, in connection with the Hilltop Sewer Improvements Project, a portion of the property owned by DMC Properties, Inc., Parcel 74719 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised by Foster Appraisal Services, Inc. a value of \$20,500, which appraisal, in the opinion of the City Council, is fair and reasonable;

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

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

That the appraisal of the above mentioned portion of property in the amount of \$20,500 is hereby approved, and the purchase of the property in accordance with the appraisal is hereby authorized, payment to be made from Account No. 503-7028-02.6012, Activity #A19045 and the associated budget adjustment.

(Signed) Goldie Wells

**20. [ID 19-0119](#) Resolution Authorizing Changes to the Current Public Information Request Tracking (PIRT) Policy**

**072-19 RESOLUTION AMENDING THE CITY OF GREENSBORO'S PUBLIC INFORMATION REQUESTS TRACKING (PIRT) SYSTEM POLICY**

WHEREAS, City Council approved the City of Greensboro's current Public Records (PIRT) Policy at the January 17, 2017 work session.

WHEREAS, the purpose of this Policy includes, but is not limited to, helping to determine what constitutes a public record and establishing protocol for responding to public information requests.

WHEREAS, the PIRT Administrator is requesting to amend the current Policy as to language regarding protected records, retention and disposition of public records, responding to public records requests, redaction of protected information, special service charges for producing records, disputing a records request, and the appeals process.

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

The above recitals are incorporated herein by reference, and Public Record (PIRT) Policy is hereby amended, as indicated in the attached document.

(Signed) Goldie Wells

**21. [ID 19-0046](#) Resolution Calling a Public Hearing for April 16, 2019 to Receive Public Comments for the 2018 Justice Assistance Grant (JAG) Application in the Amount of 225,141**

**073-19 RESOLUTION CALLING A PUBLIC HEARING FOR APRIL 16, 2019 TO RECEIVE PUBLIC COMMENTS ON THE 2018 JUSTICE ASSISTANCE GRANT APPLICATION IN THE AMOUNT OF \$225,141**

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

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

WHEREAS, the Greensboro Police Department, High Point Police Department and Guilford County Sheriff's Department will propose the following grant allocation based on the grant solicitation requirements and formula that

allows Cities to receive a higher allocation than Counties, even when Counties have the greater financial obligation; and

WHEREAS, the allocation totals \$225,141 and the allocations for each jurisdiction are:

- Guilford County: \$ 55,973.80
- City of Greensboro: \$122,930.40
- City of High Point: \$ 46,236.80, and

WHEREAS, the City of Greensboro's Police Department is to serve as the lead/fiscal agent for the grant in FY 2018.

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

That the request to conduct a public hearing for APRIL 16, 2019 to receive public comments on the proposed 2018 Justice Assistance Grant application in the total amount of \$225,141 to be divided between the Greensboro Police Department (\$122,930.40); Guilford County Sheriff's Department (\$55,973.80); and the High Point Police Department (\$46,236.80).

(Signed) Goldie Wells

**22. [ID 19-0149](#) Resolution Calling a Public Hearing for April 16, 2019 on the Annexation of Territory into the Corporate Limits for the Property Located at 2815 - 2817 Roland Road - .28-Acres (Roger and Andrea Clodfelter)**

074-19 RESOLUTION CALLING A PUBLIC HEARING FOR APRIL 16, 2019 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PROPERTY LOCATED AT 2815- 2817 ROLAND ROAD – .28-ACRES

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

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

WHEREAS, at a regular meeting of the City Council on the April 16, 2019, the following ordinance will be introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 2815-2817 ROLAND ROAD – .28-ACRES)

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

Beginning at an existing iron pipe on the southeastern right-of-way line of Roland Road, said pipe being the western corner of Lot 27 of Woodland Acres, as recorded in Plat Book 20, Page 4; thence with the southwestern line of said Lot 27 S 60° 18' 35" E 156.11 feet to an existing iron pipe in the western line of Lot 81 of Kings Mill at Sedgefield, as recorded in Plat Book 92, Page 81; thence with the western lines of Lots 81 and 79 of Kings Mill at Sedgefield S 20° 13' 09" W 50.31 feet to an existing iron pipe in the western line of Lot said 79; thence with the western line of said Lot 79 S 21° 19' 38" W 25.32 feet to an existing iron pipe at the eastern corner of Lot 31 of Woodland Acres; thence with the northeastern line of Lot 31 N 60° 19' 19" W 165.67 feet to an existing iron pipe in the southeastern right-of-way line of Roland Road; thence with said right-of-way line N 27° 50' 43" E 74.75 feet to the point and place of BEGINNING, being all of Lots 28-30 of Woodland Acres and containing 0.28 acres. All plats referred to hereinabove are recorded in the Guilford County Register of Deeds Office.

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

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

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

Section 5. From and after April 16, 2019, the liability for municipal taxes for the 2018-2019 fiscal year shall be prorated on the basis of 2/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2019. Municipal ad valorem taxes for the 2019-2020 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

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

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

That Tuesday, April 16, 2019 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than April 6, 2019.

(Signed) Goldie Wells

**23. [ID 19-0150](#) Resolution Calling a Public Hearing for April 16, 2019 on the Annexation of Territory into the Corporate Limits for the Property Located at 2821ZZ Roland Road - .413-Acres (Roger Clodfelter)**

075-19 RESOLUTION CALLING A PUBLIC HEARING FOR APRIL 16, 2019 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PROPERTY LOCATED AT 2821-ZZ ROLAND ROAD – .413-ACRES

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

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

WHEREAS, at a regular meeting of the City Council on the April 16, 2019, the following ordinance will be introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 2821-ZZ ROLAND ROAD – .413-ACRES)

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

Beginning at a point in the existing Greensboro satellite city limits (as of December 31, 2018) on the northwestern right-of-way line of Roland Road, said point being the eastern corner of Lot 63 of Woodland Acres, as recorded in Plat Book 20, Page 4; THENCE DEPARTING FROM THE EXISTING SATELLITE CITY LIMITS in a southeasterly direction, crossing Roland Road, approximately 55 feet to the northern corner of Lot 36 of Woodland Acres; thence

with the northeast line of said Lot 36 S 60° 05' 13" E 181.38 feet to an existing iron pipe in the western line of Lot 78 of Kings Mill at Sedgefield, as recorded at Plat Book 92, Page 81; thence with said western line S 22° 00' 28" W 50.12 feet to an existing iron pipe; thence S 20° 47' 23" W 25.67 feet to an existing iron pipe, the northeastern corner of Lot 39 of Woodland Acres; thence with the northeastern line of Lot 39 N 60° 00' 00" W 189.65 feet to an existing iron pipe at the western corner of Lot 38 of Woodland Acres; thence in a northwesterly direction, crossing Roland Road, approximately 55 feet to the southern corner of Lot 61 of Woodland Acres; THENCE PROCEEDING WITH THE EXISTING SATELLITE CITY LIMITS in a northeasterly direction with the northwestern right-of-way line of Roland Road approximately 75 feet to the point and place of BEGINNING, containing approximately 0.413 acres, of which approximately 0.318 acres lies outside of street right-of-way. All plats referred to hereinabove are recorded in the Guilford County Register of Deeds Office.

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

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

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

Section 5. From and after April 16, 2019, the liability for municipal taxes for the 2018-2019 fiscal year shall be prorated on the basis of 2/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2019. Municipal ad valorem taxes for the 2019-2020 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

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

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

That Tuesday, April 16, 2019 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than April 6, 2019.

(Signed) Goldie Wells

**24. [ID 19-0151](#) Resolution Calling a Public Hearing for April 16, 2019 on the Annexation of Territory into the Corporate Limits for the Property Located at 410 East Vandalia Road - .41-Acres (Erin and Jason Cardwell)**

076-19 RESOLUTION CALLING A PUBLIC HEARING FOR APRIL 16, 2019 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – PROPERTY LOCATED AT 410 EAST VANDALIA ROAD – .41-ACRES

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

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

WHEREAS, at a regular meeting of the City Council on the April 16, 2019, the following ordinance will be

introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 410 EAST VANDALIA ROAD – .41-ACRES)

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

BEGINNING at an iron pipe in the existing Greensboro city limits (as of December 31, 2018), said point being at the intersection of the southern right-of-way line of E. Vandalia Road (SR #3303) and the eastern line of Jason E. and Erin M. Cardwell, as recorded in Deed Book 7736, Page 2424 in the Office of the Guilford County Register of Deeds; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with the eastern line of Cardwell S 00°08'03" W 179.95 feet to a new iron pipe at Cardwell's southeast corner; thence with Cardwell's southern line N 89°41'30" W 99.50 feet to a new iron pipe at Cardwell's southwest corner; thence with Cardwell's western line N 00°18'30" E 179.72 feet to an iron pipe located in the southern right-of-way line of E. Vandalia Road; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS in an easterly direction with said right-of-way line approximately 99 feet to the point and place of BEGINNING, and containing approximately 0.41 acres.

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

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

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

Section 5. From and after April 16, 2019, the liability for municipal taxes for the 2018-2019 fiscal year shall be prorated on the basis of 2/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2019. Municipal ad valorem taxes for the 2019-2020 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

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

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

That Tuesday, April 16, 2019 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than April 6, 2019.

(Signed) Goldie Wells

25. [ID 19-0178](#) Resolution 1) Adopting the 2019 General Records Schedule for Local Government Agencies; 2) Reaffirming that Portions of the Previously Adopted 2012 Schedule Are Still in Effect; and 3) Adopting the City of Greensboro's Records Retention and Disposition Schedule for Municipalities Concerning When Administrative/Reference Value Ends

077-19 RESOLUTION TO 1) ADOPT THE 2019 GENERAL RECORDS SCHEDULE FOR LOCAL GOVERNMENT AGENCIES; 2) REAFFIRM THAT PORTIONS OF THE PREVIOUSLY ADOPTED 2012 SCHEDULE ARE STILL IN



EFFECT; AND 3) ADOPT THE CITY OF GREENSBORO'S RECORDS RETENTION AND DISPOSITION SCHEDULE FOR MUNICIPALITIES CONCERNING WHEN ADMINISTRATIVE/REFERENCE VALUE ENDS

WHEREAS, the North Carolina Department of Natural and Cultural Resources, Division of Archives and Records, Government Records Section has published the General Records Schedule for Local Government Agencies, which supersedes parts of the Municipal Retention and Disposition Schedule which it is charged with issuing;

AND WHEREAS, G.S. §121-5 and G.S. §132-3 require a municipality to approve the schedule in order to conduct routine disposal of records which must otherwise be retained without specific permission for disposal by the Division of Archives and Records;

AND WHEREAS, the document attached to this Resolution is the form acknowledging the approval of the schedule as required by the Division of Archives and Records, Government Records Section;

AND WHEREAS, to reduce the burden and costs of record retention and maintain efficient City records management, the City Council finds and determines that this Resolution should be approved;

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

The City of Greensboro 1) Adopts the General Records Schedule for Local Government Agencies; 2) Reaffirms that Portions of the Previously Adopted 2012 Schedule Are Still in Effect; and 3) Adopts the City of Greensboro's Records Retention and Disposition Schedule for Municipalities Concerning When Administrative/Reference Value Ends.

(Signed) Goldie Wells

**26. [ID 19-0185](#) Budget Adjustments Requiring Council Approval 2/12/19 - 3/11/19**

Motion to approve the budget adjustments of 2/12/19 - 3/11/19 over the amount of \$50,000 was adopted.

(A copy of the Report is filed in Exhibit Drawer B, Exhibit No.8, which is hereby referred to and made a part of these minutes.)

**27. [ID 19-0184](#) Budget Adjustments Approved by Budget Officer 2/12/19 - 3/11/19**

Motion to accept the report of budget adjustments of 2/12/19-3/11/19 was adopted.

(A copy of the Report is filed in Exhibit Drawer B, Exhibit No.8, which is hereby referred to and made a part of these minutes.)

**28. [ID 19-0128](#) Motion to Approve the Minutes of the Work Session of February 5, 2019**

Motion to approve the minutes of the Work Session of February 5, 2019 was adopted.

**29. [ID 19-0133](#) Motion to Approve the Minutes of the Regular meeting of February 5, 2019**

Motion to approve the minutes of the Regular meeting of February 5, 2019 was adopted.

**30. [ID 19-0137](#) Motion to Approve the Minutes of the Special meeting of February 15, 2019**

Motion to approve the minutes of the Special meeting of February 15, 2019 was adopted.

**31. [ID 19-0174](#) Motion to Approve the Minutes of the Work Session of February 19, 2019**



Motion to approve the minutes of the Work Session of February 19, 2019 was adopted.

32. [ID 19-0181](#) Motion to Approve the Minutes of the Regular meeting of February 19, 2019

Motion to approve the minutes of the Regular meeting of February 19, 2019 was adopted.

33. [ID 19-0182](#) Motion to Approve the Minutes of the Work Session meeting of March 5, 2019

Motion to approve the minutes of the Work Session of March 5, 2019 was adopted.

34. [ID 19-0188](#) Motion to Approve the Minutes of the Regular Meeting of March 5, 2019

Motion to approve the minutes of the Regular Meeting of March 5, 2019 was adopted.

5. [ID 19-0166](#) Resolution Authorizing Change Order, in the Amount of \$200,000, in Contract No. 2009-003 (U-5306A), with Yates Construction Company for Battleground Avenue (US 220) at Cone Boulevard Intersection Improvements

**This item was pulled from the consent agenda and therefore will be placed on the business agenda for the April 16, 2019 meeting of City Council.**

7. [ID 19-0156](#) Resolution Awarding Contract for \$267,000 to HR&A Advisors, Inc. for Consulting Services for an Affordable Housing Plan and Required U.S. Department of Housing and Urban Development Entitlement Planning Documents

**This item was pulled from the consent agenda and therefore will be placed on the business agenda for the April 16, 2019 meeting of City Council.**

10. [ID 19-0124](#) Resolution Authorizing Change Order #1 in the Amount of \$500,000.00 for Contract No. 2017-0430 with Yates Construction Company, Inc. for the Airport Lift Station and Sewer Line Project

**This item was pulled from the consent agenda and therefore will be placed on the business agenda for the April 16, 2019 meeting of City Council.**

11. [ID 19-0125](#) Resolution Authorizing Change Order #1 in the amount of \$100,000 for Contract 2017-0700 with Breece Enterprises for the Construction of the Church Street 12-inch Waterline Improvement Project

**This item was pulled from the consent agenda and therefore will be placed on the business agenda for the April 16, 2019 meeting of City Council.**

## **II. PUBLIC HEARING AGENDA**

35. [ID 19-0152](#) Ordinance Annexing Territory into the Corporate Limits for Property Located at 4500 Pine Vista Lane - .46-Acres (Wilbert and Angela Artis)

Mayor Pro-Tem Johnson stated this was the time and place set for a public hearing to consider Item #35, an Ordinance Annexing Territory to the Corporate Limits (Property Located at 4500 Pine Vista Lane - .46 Acres) and Item #36, an Ordinance for Original Zoning Located at 4500 Pine Vista Lane - Synergy Building Group LLC, on

behalf of William C. and Angela P. Artis.

Planning Manager Steve Galanti made a PowerPoint Presentation (PPP); 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 staff had recommended approval of the request.

Councilmember Hightower asked for confirmation on the request; spoke to the denial of the item by the Zoning Commission; and voiced concerns with subdividing property.

Mr. Galanti confirmed the applicant request; the Zoning Commission preference as related to the property; spoke to single family homes; connection to water & sewer service; outlined requirements for a subdivision; and confirmed the recommended zoning would be appropriate for the area.

Planning Director Sue Schwartz provided information regarding use and density; and compared City and County zoning requirements.

Speakers in favor of the rezoning:

There were no speakers in favor of the rezoning.

Speakers in opposition of the rezoning:

Willie Tiallis, Jr. voiced agreement with the recommendation to deny the project; requested Council consider the recommendation by the Zoning Commission; spoke to planning guidelines; and to the impact on the neighborhood.

Vy Nguyen, 4502 Pine Vista Lane, with the assistance of Mr. Tiallis, Jr. voiced objection to the zoning request; concern for the safety of the neighborhood; and for low income properties.

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

Discussion ensued regarding the projected construction for the project; postponement of the annexation and zoning; staff recommendation; minimum density growth; the Comprehensive Plan; denial by the Zoning Commission; zoning minutes being attached to the item; and expertise of the Zoning Commission.

Councilmember Hightower voiced concerns regarding support of the item.

Councilmember Outling spoke to the postponing of items # 35 and #36.

Mayor Pro-Tem Johnson inquired about the applicants being in attendance to which members of the audience approached the podium to speak. Moved by Councilmember Kennedy, seconded by Councilmember Hightower to reopen the public hearing, however, upon further investigation, it was confirmed that the applicants were not present. Moved by Councilmember Kennedy, seconded by Councilmember Hightower to reclose the public hearing.

Councilmember Abuzuaiter spoke to the work of the Zoning Commission and staff; requested staff include referenced Zoning minutes to agenda items; spoke to the availability of meeting minutes online; and requested confirmation on the zoning request.

Ms. Schwartz explained the R5 zoning request.

Discussion continued regarding previously annexed areas.

(A copy of the PowerPoint Presentation is filed in Exhibit Drawer B, Exhibit No. 8 which is hereby referred to and made a part of these minutes)

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**Moved by Councilmember Outling, seconded by Councilmember Hightower to postpone items #35 and #36 to the April 16, 2019 meeting of Council without further advertising. The motion carried by voice vote of 7-1 with Councilmember Abuzuaiter voting 'No'.**

36. [ID 19-0142](#) Ordinance for Original Zoning Located at 4500 Pine Vista Lane - Synergy Building Group LLC, on behalf of William C. and Angela P. Artis
38. [ID 19-0154](#) Ordinance Annexing Territory into the Corporate Limits for Property Located at 132, 132 Near, 134 and 136 Wolftrail Road, and I-85 Right-of-Way - 25.3-Acres (Karen Van Dyke, Maurice and Hilda Bason, Kelly and Shirley Gilbreath, and Stephen and Jeremee Curtis)

Mayor Pro-Tem Johnson stated this was the time and place set for a public hearing to consider item #38, an ordinance Annexing Territory into the Corporate Limits for Property Located at 132, 132 Near, 134 and 136 Wolftrail Road, and I-85 Right-of-Way - 25.3-Acres (Karen Van Dyke, Maurice and Hilda Bason, Kelly and Shirley Gilbreath, and Stephen and Jeremee Curtis); item #39, an ordinance for Original Zoning for Property Located at 132-136 Wolftrail Road and 132 Near Wolftrail Road - Thomas S. Holderby, on behalf of Karen B. Van Dyke, Hilda Bason, Kelly and Shirley Gilbreath and Stephen and Jeremy Curtis; and item #40, an ordinance for Original Zoning for Property Located at a Portion of Interstate 85 Right of Way (north of Wolftrail Road) - City of Greensboro.

Mr. Galanti, made a PPP; 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 Hightower inquired about the Zoning Commission meeting; and referenced the need for meeting minutes to be attached to the item.

Mr. Galanti confirmed the recommendation for approval of the item.

Speakers in favor of the rezoning:

Attorney Jennifer Fountain, 804 Green Valley Road, representing Thomas Holderby voiced support of the item; provided a handout to Council; reviewed the request; aerial photos; spoke to occupancy; referenced letters mailed to adjacent property owners; stated there were no speakers in opposition; and requested Council consider adoption of the project.

Mayor Pro-Tem Johnson confirmed there were no additional speakers.

Councilmember Thurm inquired about the differences in acreage.

Ms. Schwartz outlined the zoning for private property and Interstate 85.

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

(A copy of the PowerPoint Presentation and the handout are filed in Exhibit Drawer B, Exhibit No. 8 which is hereby referred to and made a part of these minutes)

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

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

**Absent,** 1 - Nancy Vaughan

19-014 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 132, 132 NEAR, 134 AND 136 WOLFETRAIL ROAD, AND I-85 RIGHT-OF-WAY - 25.3-ACRES)

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

BEGINNING at a point in the existing Greensboro city limits (as of November 30, 2018), said point being the southwest corner of that property shown on City of Greensboro Annexation Drawing D-2913A, said point also being on the northern right-of-way line of Wolfet Trail Road (NCSR #3322), said point also being the southeast corner of Lot 4A of the Espie R. Gilbreath Subdivision, as recorded in Plat Book 71, Page 30; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with said right-of-way line with a curve to the left with a chord bearing and distance of S 61° 59' 43" W 118.02 feet to the southeast corner of Lot 4B on said plat; thence continuing with said right-of-way line S 60° 03' 42" W 118.33 feet to the southeast corner of Lot 5 of Subdivision of the Property of Espie R. Gilbreath, as recorded in Plat Book 57, Page 115; thence continuing with said right-of-way line S 60°19' W 473.00 feet to the southernmost corner of Lot 6 on said plat; thence N 87° 57' 40" W 528.25 feet with the south line of said Lot 6 to the southwest corner of said Lot 6; thence N 02° 07' 30" E 767.87 feet with the west line of said Lot 6 to the northwest corner of said Lot 6; thence with the west line of Lot 5 on said plat N 02° 07' 30" E approximately 190 feet to a point in the southern margin of property purchased by the North Carolina Department of Transportation and used for Interstate 85, thence in a northerly direction, crossing I-85, approximately 420 feet to an existing concrete monument at the westernmost corner of that property shown on City of Greensboro Annexation Drawing D-2881, a point in the existing city limit line; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS with the northern margin of property purchased by the North Carolina Department of Transportation and used for I-85 S 32° 55' 35" E 20.17 feet to an existing concrete monument; thence with margin N 86° 53' 06" E 403.69 feet to a corner; thence proceeding in a southeasterly direction across I-85 approximately 395 feet to a point in the southern margin of property purchased by the North Carolina Department of Transportation and used for I-85 and the eastern line of Lot 4B of the Espie R. Gilbreath Subdivision; thence with the eastern lines of Lots 4B and 4A of said subdivision S 26° 49' 04" E 704.30 feet to the point of BEGINNING, and containing approximately 25.3 acres. All plats referred to hereinabove are recorded in the Office of the Guilford County Register of Deeds.

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

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

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

Section 5. From and after March 19, 2019, the liability for municipal taxes for the 2018-2019 fiscal year shall be prorated on the basis of 3/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2019. Municipal ad valorem taxes for the 2019-2020 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

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

(Signed) Marikay Abuzuaiter

39. [ID 19-0144](#)

Ordinance for Original Zoning for Property Located at 132-136  
Wolfet Trail Road and 132 Near Wolfet Trail Road - Thomas S. Holderby,

on behalf of Karen B. Van Dyke, Hilda Bason, Kelly and Shirley Gilbreath and Stephen and Jeremy Curtis

**Moved by Councilmember Hightower, seconded by Councilmember Hoffmann, to adopt the ordinance and stated the Greensboro City Council believed that its action to approve the zoning amendment, for the property located at 132-136 Wolfetrail Road and 132 Near Wolfetrail Road from County RS-30 (Residential Single Family) to City CD-RM-18 (Conditional District Residential Multifamily - 18) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Comprehensive Plan's Housing and Neighborhoods goal to meet the needs of present and future Greensboro citizens for a choice of decent, affordable housing in stable, livable neighborhoods that offer security, quality of life, and the necessary array of services and facilities; and the request is consistent with the Comprehensive Plan's Growth at the Fringe goal to encourage development at the fringe that follows a sound, sustainable pattern of land use, limits sprawl, protects rural character, evidences sound stewardship of the environment, and provides for efficient provision of public services and facilities as the City expands. The motion carried on the following roll call vote:**

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

**Absent,** 1 - Nancy Vaughan

#### 19-015 AMENDING OFFICIAL ZONING MAP

132-136 WOLFETRAIL ROAD AND 132 NEAR WOLFETRAIL ROAD, GENERALLY DESCRIBED AS NORTH OF WOLFETRAIL ROAD AND SOUTH OF INTERSTATE 85

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County RS-30 (Residential Single Family) to City CD-RM-18 (Conditional District Residential Multifamily).

The area is described as follows:

BEGINNING at a point in the existing Greensboro city limits (as of November 30, 2018), said point being the southwest corner of that property shown on City of Greensboro Annexation Drawing D-2913A, said point also being on the northern right-of-way line of Wolfetrail Road (NCSR #3322), said point also being the southeast corner of Lot 4A of the Espie R. Gilbreath Subdivision, as recorded in Plat Book 71, Page 30; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with said right-of-way line with a curve to the left with a chord bearing and distance of S 61° 59' 43" W 118.02 feet to the southeast corner of Lot 4B on said plat; thence continuing with said right-of-way line S 60° 03' 42" W 118.33 feet to the southeast corner of Lot 5 of Subdivision of the Property of Espie R. Gilbreath, as recorded in Plat Book 57, Page 115; thence continuing with said right-of-way line S 60°19' W 473.00 feet to the southernmost corner of Lot 6 on said plat; thence N 87° 57' 40" W 528.25 feet with the south line of said Lot 6 to the southwest corner of said Lot 6; thence N 02° 07' 30" E 767.87 feet with the west line of said Lot 6 to the northwest corner of said Lot 6; thence with the west line of Lot 5 on said plat N 02° 07' 30" E approximately 190 feet to a point in the southern margin of property purchased by the North Carolina Department of Transportation and used for Interstate 85, thence in an easterly direction with said southern margin of NCDOT property approximately 800 feet to a point in the eastern line of Lot 4B of the Espie R. Gilbreath Subdivision; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS with the eastern lines of Lots 4B and 4A of said subdivision S 26° 49' 04" E 704.30 feet to the point of BEGINNING, and containing approximately 20.7 acres. All plats referred to hereinabove are recorded in the Office of the Guilford County Register of Deeds.

Section 2. That the zoning amendment from County RS-30 (Residential Single Family) to CD-RM-18 (Conditional District Residential Multifamily) is hereby authorized subject to the following use limitations and conditions:

1. Uses shall be limited to multifamily residential uses.
2. Building height shall be limited to maximum of 50 feet in height as viewed from Wolfetrail Road.

Section 3 This property will be perpetually bound to the uses authorized and subject to the development standards of the CD-RM-18 (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 March 19, 2019.

(Signed) Sharon Hightower

**40. [ID 19-0145](#)** Ordinance for Original Zoning for Property Located at a Portion of Interstate 85 Right of Way (north of Wolfetrail Road) - City of Greensboro

**Moved by Councilmember Hoffmann, seconded by Councilmember Abuzuaiter, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for the property located on a portion of the Interstate 85 Right of Way from County AG (Agricultural) to City R-3 (Residential Single-family - 3) to be consistent with the adopted Connections 2025 Comprehensive Plan and considered the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Comprehensive Plan's Growth at the Fringe goal to encourage development at the fringe that follows a sound, sustainable pattern of land use, limits sprawl, protects rural character, evidences sound stewardship of the environment, and provides for efficient provision of public services and facilities as the City expands; and the request is consistent with the Community Facilities goal to provide community facilities, services, and infrastructure in a cost-effective manner to meet citizens' needs, contribute to quality of life, and support desired land use patterns. The motion carried on the following roll call vote:**

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

**Absent,** 1 - Nancy Vaughan

**19-016 AMENDING OFFICIAL ZONING MAP**

**PORTION OF INTERSTATE 85 RIGHT OF WAY, GENERLALY DESCRIBED AS WEST OF SOUTH ELM EUGENE STREET AND EAST OF RANDLEMAN ROAD**

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

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

The area is described as follows:

BEGINNING at an existing concrete monument at the westernmost corner of that property shown on City of Greensboro Annexation Drawing D-2881, a point in the existing city limit line; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS with the northern margin of property purchased by the North Carolina Department of Transportation and used for I-85 S 32° 55' 35" E 20.17 feet to an existing concrete monument; thence with said margin N 86° 53' 06" E 403.69 feet to a corner; thence proceeding in a southeasterly direction across I-85 approximately 395 feet to a point in the southern margin of property purchased by the North Carolina Department of Transportation and used for I-85 and in the eastern line of Lot 4B of the Espie R. Gilbreath Subdivision, as recorded in Plat Book 71, Page 30; THENCE DEPARTING FROM THE EXISTING CITY LIMITS in a westerly direction with said southern margin of NCDOT property approximately 800 feet to a point in the west line of Lot 5 of Property of Epsie R. Gilbreath, as recorded in Plat Book 57, Page 115; thence in a northerly direction, crossing I-85, approximately 420 feet to the point of BEGINNING, and containing approximately 4.6 acres. All plats referred to hereinabove are recorded in the Office of the Guilford County Register of Deeds.

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

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

Section 4. This ordinance shall be effective on March 19, 2019.

(Signed) Nancy Hoffmann

### **III. GENERAL BUSINESS AGENDA**

41. [ID 19-0170](#) Resolution Authorizing Execution of Contract No. 2019-10686 for Coliseum Post Event Seat Cleaning Services in the Amount of \$1,450,000 with United Maintenance Company, Inc.

Mayor Pro-Tem Johnson introduced the item; and stated the item had been postponed from the February 19th meeting of Council.

Councilmember Hightower spoke to rejection of all bids; voiced concerns with the Minority Women Business Enterprise (M/WBE) participation; and compliance with the revised M/WBE plan.

Councilmember Outling echoed concerns by Councilmember Hightower; and voiced concerns with the participation of local businesses.

Mayor Pro-Tem Johnson stated speakers would be allowed to speak when the item returned for Council consideration.

**Moved by Councilmember Hightower, seconded by Councilmember Kennedy, to denied the resolution. The motion carried on the following roll call vote:**

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

**Absent,** 1 - Nancy Vaughan

Various audience members voiced appreciation to Council for rejecting the item.

42. [ID 19-0065](#) Resolution Approving Bid in the Amount of \$1,818,960 and Authorizing

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the Lease Agreement with Northstate Communications for the  
Coliseum Complex Wi-Fi Internet System

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

Moved by Councilmember Wells, seconded by Councilmember Thurm to excuse Councilmember Outling from voting on the item. The motion carried by voice vote.

Councilmember Hightower voiced concerns with the amount of the contract; and inquired about M/WBE efforts.

Coliseum Director Matt Brown spoke to Northstate Communications procedures; to the exploration of opportunities for minority firms; to an agreement with Mr. Lambeth; and to the accomplishment of inclusion of a minority business.

Discussion ensued regarding the vetting of the item with the M/WBE office; the commitment by Northstate; construction work to be preformed; an annual lease of service; additional contracts with a minority vendor; opportunities for debundling of contracts; mandatory processes; and the inclusion of twenty-seven counties in the M/WBE program.

Mayor Pro-Tem Johnson voiced appreciation for the effort to include minority businesses.

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

**Ayes,** 7 - Yvonne J. Johnson, Marikay Abuzuaite, Sharon M. Hightower, Nancy Hoffmann, Michelle Kennedy, Tammi Thurm and Goldie F. Wells

**Excused,** 1 - Justin Outling

**Absent,** 1 - Nancy Vaughan

078-19 RESOLUTION AUTHORIZING EXECUTION OF A MULTI-YEAR LEASE AGREEMENT WITH NORTHSTATE COMMUNICATIONS AT THE GREENSBORO COLISEUM COMPLEX

WHEREAS, Northstate Communications provides a modern Wi-Fi internet system, which includes all equipment, all maintenance and repair of the system, and a 4 Gigabyte fiber internet service for a fully operational public Wi-Fi system at the Coliseum Complex facilities;

WHEREAS, the lease agreement has a five-year cash value of \$1,818,960: The first year is only 11 months with an annual value of \$339,128 and each year thereafter is \$369,958. In addition, there is a \$330,000 Marketing Sponsorship trade value at \$60,000 per year, plus \$30,000 to promote the service.

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

That the findings above are hereby adopted and the Contract between the City of Greensboro and Northstate Communications is hereby formally approved and the City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$1,818,960 from Account No. 521-7535-06.5250.

(Signed) Marikay Abuzuaite

**43. [ID 19-0066](#)**

Resolution Approving Ice Chiller/Cooling Tower/Air Handling Units Bids  
Part 1:

In the Amount of \$1,203,000 and Authorizing the Contract with Jeff  
Hargett Mechanical Company for the Ice Chiller/Cooling Towers



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**Part 2:****In the Amount of \$273,766 and Authorizing the Contract with Indicor Mechanical Company for the Special Event Center Air Handling Units**

Councilmember Kennedy spoke to debundling of projects.

Mr. Brown reviewed bids received; spoke to budgeting; to speciality equipment; to demolition work; to dividing the project into two parts; and to achieving participation.

Discussion continued regarding manufacturing products; review of the item by the M/WBE office; mentor protege and local university opportunities; and installation requirements.

Councilmember Abuzuaiter voiced appreciation to Mr. Brown for work on the project; and for inclusion of local companies.

Councilmember Kennedy voiced appreciation for M/WBE goals; and spoke to the responsibility of the M/WBE office to research additional opportunities.

Councilmember Wells thanked Mr. Brown for his efforts; and spoke to the need to think differently.

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

**Ayes,** 7 - Yvonne J. Johnson, Marikay Abuzuaiter, Nancy Hoffmann, Michelle Kennedy, Justin Outling, Tammi Thurm and Goldie F. Wells

**Nays,** 1 - Sharon M. Hightower

**Absent,** 1 - Nancy Vaughan

079-19 RESOLUTION APPROVING BIDS AND AUTHORIZING EXECUTION OF CONTRACTS WITH JEFF HARGETT MECHANICAL COMPANY FOR THE ICE CHILLER/COOLING TOWERS AND INDICOR MECHANICAL COMPANY FOR THE SPECIAL EVENTS CENTER AIR HANGLING UNITS.

WHEREAS, after due notice, bids have been received for the Chiller, Cooling Tower, and Air Handling Units Replacement project.

WHEREAS, Jeff Hargett Mechanical Company, a responsible bidder, has submitted the low base bid in the total amount of \$1,203,000 as general contractor for the Chiller and Cooling Tower contract, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City.

WHEREAS, Indicor Mechanical Company, a responsible bidder, has submitted the low base bid in the total amount of \$273,766 as general contractor for the Air Handler Units contract, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City.

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

That the findings above are hereby adopted and the Contract between the City of Greensboro and Jeff Hargett Mechanical Company is hereby formally approved and the City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$1,203,000.

That the findings above are hereby adopted and the Contract between the City of Greensboro and Indicor Mechanical Company is hereby formally approved and the City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$273,766.

(Signed) Marikay Abuzuaite

**44. [ID 19-0064](#) Resolution Authorizing Change Order in the Amount of \$284,951 for Contract 2017-0110 with AAR Roofing Company**

Discussion took place regarding the history of the project; roof warranties; and a multiple phased project.

Councilmember Hightower requested staff to research the use of additional M/WBE participation.

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

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

**Absent,** 1 - Nancy Vaughan

080-19 RESOLUTION APPROVING CHANGE ORDER IN THE AMOUNT OF \$284,951 TO CONSTRUCTION CONTRACT WITH AAR ROOFING FOR COLISEUM ROOF REPLACEMENT PROJECT.

WHEREAS, Contract No. 2017-0110 with AAR Roofing Company provides for the Coliseum Roof Replacement Project.

WHEREAS, during the removal of the old roofing materials, deteriorated metal deck panels were discovered and deemed unusable, resulting in the replacement of the metal deck panels with new code required energy/sound panels, thereby necessitating a change order in the contract in the amount of \$284,951

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

That the findings above are hereby adopted and the change order to the contract between the City of Greensboro and AAR Roofing is hereby formally approved and the City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper change order to the contract to carry the proposal into effect, payment to be made in the amount of \$284,951.

(Signed) Marikay Abuzuaite

**45. [ID 19-0165](#) Resolution Authorizing Extension of Contract 2017-0650 in the Amount of \$2,796,462.11 with Michels Corporation for the Water Line Rehabilitation Project**

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

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

**Absent,** 1 - Nancy Vaughan

081-19 RESOLUTION AUTHORIZING EXTENSION OF CONTRACT NO. 2017-0650 IN THE AMOUNT OF \$2,796,462.11 WITH MICHELS CORPORATION FOR THE WATER LINE REHABILITATION PROJECT

WHEREAS, contract 2017-0650 with Michels Corporation provides for the rehabilitation of water lines by applying a structural epoxy liner along S. Elm Street from Gate City Boulevard to Martin Luther King Jr. Drive and other locations around the city; and

WHEREAS, the original contract allowed the City the opportunity for one extension as a unit price contract on an

annual basis which is accounted for in the current adopted operating budget of \$2,796,462.11; and

WHEREAS, Water Resources would like to use this contract to rehabilitate additional water lines in various locations throughout the city to support the increased resurfacing budget;

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

That a contract extension in the above-mentioned contract with Michels Corporation for the additional rehabilitation of water lines is hereby authorized at a total cost of \$2,796,462.11 with payment to be made from account 503-7028-01.6016 A19060.

(Signed) Nancy Hoffmann

- 46. [ID 19-0122](#)** Resolution to Rescind Resolution 330-18 and to Approve Bid in the Amount of \$3,349,064 and Authorizing Execution of Contract 2013-081 with Yates Construction Company, Inc. for the Construction of the English Street Sidewalk Improvements in Order to Revise the Account Number

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

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

**Absent,** 1 - Nancy Vaughan

082-19 RESOLUTION TO RESCIND RESOLUTION 330-18 AND TO APPROVE BID IN THE AMOUNT OF \$3,349,064 AND AUTHORIZING EXECUTION OF CONTRACT 2013-081 WITH YATES CONSTRUCTION COMPANY, INC. FOR THE CONSTRUCTION OF ENGLISH STREET SIDEWALK IMPROVEMENTS IN ORDER TO REVISE THE ACCOUNT NUMBER

WHEREAS, on December 18, 2018, the City Council authorized awarding the bid for the English Street Sidewalk Improvements project to Yates Construction Company, Inc. in the amount of \$3,349,064.00 by use of EL-5101DL grant account number 401-4546-01.6015 A19071; and

WHEREAS, it has been determined that the use of bond funds for this project will enable the City to avoid construction delays to the English Street project as well as to other projects to be constructed under EL-5101DL (Yanceyville Street, Pisgah Church Road, and Lees Chapel Road); and

WHEREAS, the use of bond funds is consistent with current funding arrangements with NCDOT established under Supplemental Agreement #6 for Project EL-5101DL.

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

That the Resolution 330-18 adopted by the City Council on December 18, 2018 be rescinded to reflect approving the use of 2008 Bond Fund account 471-4502-39.6015.

(Signed) Nancy Hoffmann

- 47. [ID 19-0123](#)** Resolution to Rescind Resolution 019-19 and to Approve Bid in the Amount of \$1,878,793.00 and Authorizing Execution of Contract 2013-036 with Atlantic Contracting Company, Inc. for the Construction of the Friendly Avenue Sidewalk Improvements in Order to Revise the Account Number

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

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

**Absent,** 1 - Nancy Vaughan

083-19 RESOLUTION TO RESCIND RESOLUTION 019-19 AND TO APPROVE BID AND AUTHORIZING EXECUTION OF CONTRACT 2013-036 WITH ATLANTIC CONTRACTING COMPANY, INC. FOR THE CONSTRUCTION OF THE FRIENDLY AVENUE SIDEWALK IMPROVEMENTS PROJECT IN ORDER TO REVISE THE ACCOUNT NUMBER

WHEREAS, on January 15, 2019, the City Council authorized awarding the bid for the Friendly Avenue Sidewalk Improvements project in the amount of \$1,878,793 by use of EL-5101 DL grant account number 401-4546-01.6015 A19071; and

WHEREAS, it has been determined that the use of bond funds for this project will enable the City to avoid construction delays to the Friendly Avenue project as well as to other projects to be constructed under EL -5101 DL (Yanceyville Street, Pisgah Church Road, and Lees Chapel Road); and

WHEREAS, the use of bond funds is consistent with current funding arrangement with NCDOT established under Supplemental Agreement #6 for Project EL-5101 DL.

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

That Resolution 019-19 adopted by City Council on January 15, 2019 be rescinded to reflect approving the use of 2008 Bond Fund account 471-4502-40.6015.

(Signed) Tammi Thurm

**48. [ID 19-0169](#) Boards and Commissions Listing for March 19, 2019**

Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Johnson to reappoint Anita Cunningham to the Greensboro Transit Authority. The motion carried by voice vote.

Moved by Councilmember Outling, seconded by Mayor Pro-Tem Johnson to appointment Wayne Durham to the Human Relations Commission replacing David Craft. The motion carried by voice vote. Moved by Councilmember Outling, seconded by Councilmember Hightower to appoint Patrick Johnson to the Redevelopment Commission replacing Robert Enochs. The motion carried by voice vote.

Mayor Pro-Tem Johnson spoke to the need to make an appointment at an upcoming meeting.

Moved by Councilmember Wells, seconded by Councilmember Thurm to appoint Reverend Sekinah Hamlin to the Human Relations Commission. The motion carried by voice vote.

Councilmember Kennedy referenced a request for consistency in attendance requirements for Boards and Commissions.

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

Councilmember Wells highlighted a food market that would take place every 3rd Tuesday; spoke to free food; encouraged residents to visit the local libraries; and referenced an event at the Asheboro Square neighborhood.

Mayor Pro-Tem Johnson offered condolences for the shooting in New Zealand; and requested staff prepare a letter from Council to send to the Prime Minister of New Zealand.

Councilmember Abuzuaiter spoke to the PlanIt GSO event at the library; voiced condolences for the passing of Trudy Atkins and for New Zealand; and spoke to memorials held in Greensboro.

Councilmember Kennedy spoke to attending Think Guilford; to support of Child Care centers; and encouraged Council to participate.

Councilmember Abuzuaiter highlighted information regarding Guilford Creek Week; and the International Advisory Commission elections.

Councilmember Wells offered condolences for the family of the student killed at Page High School.

Councilmember Outling spoke to basketball season; to hosting the Women's Sweet Sixteen; and to the University of North Carolina at Greensboro tournament.

Councilmember Thurm spoke to the Participatory Budgeting process; to idea collections; voiced appreciation to staff for work on the Sustainability plan and clean energy initiatives; spoke to undergraduate work for students; to non-residential building standards; and to work with local universities.

Mayor Pro-Tem Johnson requested staff provide an update on the Sustainability Plan.

Discussion ensued regarding a presentation of STAR Community; Economic Development; grants; and the transition of the program to LEED.

Councilmember Hightower spoke to reading at schools; recognized Water Resources Director Steve Drew; voiced appreciation for efforts to include M/WBE firms; spoke to the need to expand the thought process to all departments; to the need for a sustainable community; to the incorporation of the M/WBE office; and moved to place a moratorium on all contracts. The motion died due to the lack of a second. Councilmember Hightower voiced appreciation for Council support on the denial of the Coliseum contract; and spoke to the implementation of the new M/WBE plan.

#### Matters to be presented by the City Manager

City Manager Parrish referenced an event at Rankin Elementary School; and spoke to the upcoming 211th birthday celebration for the City at the History Museum.

Mayor Pro-Tem Johnson spoke to providing shoes to Rankin Elementary School; and encouraged the community to check with local schools for needs.

#### Matters to be presented by the City Attorney

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

Moved by Councilmember Abuzuaiter, seconded by Councilmember Hightower to go into closed session pursuant to N.C.G.S. Sections 143-318.11(a) (3) to preserve the attorney-client privilege between the City's attorneys and the City Council, and to consider and to give instructions to the City's attorneys concerning the handling of judicial actions, specifically in three cases: In the Matter of Custodial Law Enforcement Recording Sought by The City of Greensboro; BNT Ad Agency, LLC, v. City of Greensboro; and Eastwood Construction, LLC, et al. v. City of Greensboro. The motion carried by voice vote.

Council recessed to closed session at 7:20 p.m.

Council reconvened into open session at 7:50 p.m. with all members in attendance.

Moved by Councilmember Thurm, seconded by Councilmember Outling to return to open session. The motion

carried by voice vote.

**Adjournment**

Moved by Councilmember Hightower, seconded by Councilmember Outling, to adjourn the meeting. The motion carried by voice vote.

THE CITY COUNCIL ADJOURNED AT 7:51 P.M.

ANGELA R. LORD  
CITY CLERK

NANCY VAUGHAN  
MAYOR