



City of Greensboro

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

Meeting Minutes - Final City Council

Tuesday, October 7, 2014

5:30 PM

Council Chamber

Call to Order

This City Council meeting of the City of Greensboro was called to order at 5:00 PM on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present:

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

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

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Barber to recess into closed session to preserve the attorney-client privilege between the City Attorney and Council pursuant to N.C.G.S. 143-318.11 (a) (3); and to discuss matters relating to the location or expansion of industries or other businesses in Greensboro, including potential economic development incentives that may be offered in negotiations pursuant to N.C.G.S. 143-318.11 (a)(4).. The motion carried by voice vote.

Council recessed to closed session at 5:03 p.m. and reconvened at 5:37 p.m. with all members in attendance.

Moved by Councilmember Abuzuaite, seconded by Councilmember Fox to return to open session at 5:38 p.m. The motion carried by voice vote.

Moment of Silence

The meeting opened with a moment of silence.

Mayor Vaughan asked those present to remember the family and friends of Stephen Hyers.

Pledge of Allegiance to the Flag

Mayor Vaughan recognized Boy Scout Troop 230 from Irving Park Methodist to lead the Pledge of Allegiance to the Flag.

Recognition of Courier

City Manager Jim Westmoreland recognized Janice Moore of the Police Department who served as Courier for the meeting.

Council Procedure for Conduct of the Meeting

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

ID 14-0675

Motion to Appoint the City Attorney

Moved by Councilmember Barber, seconded by Councilmember Hoffmann, to appoint Tom Carruthers as City Attorney. The motion carried on the following roll call vote:

Ayes, 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaite, Mike Barber, Sharon M. Hightower, Nancy Hoffmann, Zack Matheny and Tony Wilkins

Nays, 1 - Jamal T. Fox

ID 14-0676 Motion to Enter into a Contract with the City Attorney

Mayor Vaughan commended the work of Attorney Carruthers. Attorney Carruthers thanked Council for the opportunity to serve as City Attorney.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Hightower, to enter into the employment contract authorized by Council at the September 23rd closed session, effective October 7, 2014, and setting Thomas D. Carruthers salary at \$152,000 per year with an executive allowance of \$500 per month. The motion carried on the following roll call vote:

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

I. CEREMONIAL AND/OR PRESENTATION ITEMS

1. [ID 14-0620](#) Resolution Recognizing Congressman J. Howard Coble for his Outstanding Dedication and Commitment to the State of North Carolina and the City of Greensboro

Councilmember Matheny read the resolution into the record; stated he was honored to have Congressman Coble present here this evening; that he would present the 'Key to the City' to Congressman Coble; and added that Council unanimously said no one deserved a Key to the City more than Congressman Coble.

Mayor Pro-Tem Johnson spoke to her relationship with Congressman Coble over the years; emphasized that the Congressman had an open door policy for those he served; and thanked him for his service.

Councilmember Hoffmann announced that Mayor Vaughan would present the resolution at The Annual President's Forum honoring Congressman Coble later this month at Guilford College; and thanked the Congressman for his service.

Councilmember Wilkins referenced advice given to him by Congressman Coble.

Congressman Coble voiced appreciation for receiving the resolution; stated he felt very special; referenced speaking with constituents; and thanked Council for their service and for the resolution.

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

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

0238-14 RESOLUTION RECOGNIZING CONGRESSMAN J. HOWARD COBLE FOR HIS OUTSTANDING DEDICATION AND COMMITMENT TO THE STATE OF NORTH CAROLINA AND THE CITY OF GREENSBORO

WHEREAS, John Howard Coble was born in Greensboro, North Carolina in 1931; and was educated in Guilford County public schools;

WHEREAS, Coble attended Appalachian State University in Boone, North Carolina prior to transferring to Guilford College where he earned a Bachelor of Arts degree in History in 1958; and he received his Juris Doctor degree from the University of North Carolina School of Law in Chapel Hill in 1962;

WHEREAS, he served in the United States Coast Guard on active duty for five and a half years; and was a member of the Coast Guard Reserve for more than two decades;

WHEREAS, Coble worked in the Claims Department of the State Farm Mutual Automobile Insurance Company from 1961 to 1967; served as Assistant County Attorney for Guilford County in 1967; won a seat in the N.C. House of Representatives in 1968; was appointed Assistant U.S. Attorney for the Middle District of North Carolina in 1969; and in 1973, he was appointed Secretary of Revenue for North Carolina;

WHEREAS, Coble practiced law with the Greensboro firm of Turner, Enochs and Sparrow from 1979 to 1983 before serving three additional complete terms in the N. C. House from 1979 to 1984;

WHEREAS, being first elected to the U.S. House of Representatives in 1984, Coble has been reelected fifteen consecutive terms; and has returned unspent funds allocated to operate his congressional office each year;

WHEREAS, Coble was the first Chairman of the newly-formed Subcommittee on Coast Guard and Maritime Transportation when Republicans gained control of the U.S. House of Representatives in 1995; after one term, he was named Chairman of the House Judiciary subcommittee that had jurisdiction over the nation's copyright, patent and trademark laws and guided passage of landmark legislation for six years there; has been a senior member of the Committee on Transportation and Infrastructure since 1995; and is once again Chairman of the Subcommittee on Courts, Intellectual Property, and the Internet;

WHEREAS, the Congressman is a lifetime member of Alamance Presbyterian Church, a member of the American Legion; the Veterans of Foreign Wars of the United States, the Lions Club; the Greensboro Bar Association; the North Carolina Bar Association; the North Carolina State Bar; the Guilford College Board of Visitors; and the U.S. Coast Guard Academy Board of Visitors;

WHEREAS, Coble is a Mason in the Greensboro Scottish Rite as well as a member of the Sons of the American Revolution;

WHEREAS, the City Council wishes to express its sincere appreciation and gratitude for the many years of dedicated public service by Congressman Coble to the State of North Carolina and the City of Greensboro.

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

That it hereby recognizes Congressman J. Howard Coble for his outstanding dedication and commitment to the State of North Carolina and the City of Greensboro.

(Signed) Yvonne J. Johnson

2. [ID 14-0621](#) Resolution Proclaiming the Month of October as National Bullying Prevention Month

Councilmember Fox read the resolution into the record; invited Ms. Banks, Executive Director of Student Services for Guilford County Schools to come forward to receive the resolution on behalf of Mo Green; and spoke to the need for awareness of bullying in the community.

Ms. Banks thanked Council for the resolution on behalf of Superintendent Green and Guilford County Schools.

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

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

0239-14 RESOLUTION PROCLAIMING THE MONTH OF OCTOBER AS NATIONAL BULLYING PREVENTION MONTH

WHEREAS, the first National Bullying Prevention Awareness Week was held October 22nd through 28th, 2006 and was sponsored by PACER Center and co-sponsored by National PTA, National Coalition for Parent Involvement in Education and National Education Association to empower schools and parents to end childhood harassment;

WHEREAS, the initial campaign was in response to the need to raise awareness of bullying which can have devastating effects such as school avoidance, loss of self-esteem, increased anxiety and depression;

WHEREAS, The End of Bullying Begins with Me is the message sent during PACER's National Bullying Prevention Month;

WHEREAS, National Bullying Prevention Month is recognized in communities across the United States;

WHEREAS, PACER disseminated national press releases through the partners and media channels, encouraging a call to action to educate the community about their role in bullying prevention which provided the groundwork for the campaign to be recognized as an annual event;

WHEREAS, Facebook, Disney, CNN and Yahoo Kids have supported the month through media outreach and dissemination;

WHEREAS, in October 2010, the fifth annual event grew from a week to a month with October designated as National Bullying Prevention Month to unite communities nationwide to raise awareness of bullying prevention;

WHEREAS, City Council encourages support and participation by the community in activities, education and awareness building for the entire month of October.

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

That it hereby proclaims the month of October as National Bullying Prevention Month.

(Signed) Sharon Hightower

3. [ID 14-0623](#) Resolution in Support of National Manufacturing

Councilmember Matheny read the resolution into the record; spoke to the importance of manufacturing in Greensboro; asked those on a grassroots level who were bringing manufacturing back to come forward; and presented the resolution to the president of The Forge.

Joey Adams, President of the Forge, provided the history of manufacturing; collaboration around businesses and events the organization had held; stated they were a non-profit organization working on 501(c) 3 status; spoke to the mission and work of the group; stated the Forge had hosted a National Manufacturing Day event last week; that they hoped to continue and expand the services; voiced appreciation for the community and partners; and thanked Council for their support.

Councilmember Matheny recognized Joel Leonard who commended the Forge for their work; and spoke to projects the Forge was working on.

Councilmembers voiced appreciation for the Forge embracing the City's youth; referenced their persistence in inviting Council to visit the site; thanked those present for what they did to get Downtown moving; spoke to attendance at the National Manufacturing Day; referenced to the cool factor in Greensboro; thanked the group for giving a rebirth to manufacturing and commended manufacturing.

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

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

0240-14 RESOLUTION IN SUPPORT OF NATIONAL MANUFACTURING

WHEREAS, manufacturing makes a significant contribution to the national, state and local economy;

WHEREAS, manufacturing is a cornerstone of the economy of Greensboro, North Carolina and the United States of America;

WHEREAS, the City of Greensboro is fortunate to be the home of many great manufacturing businesses, some of which are world leaders in their respective fields;

WHEREAS, manufacturers have the highest job tenure in the private sector and an estimated 90% of workers receive medical benefits;

WHEREAS, for every \$1.00 of goods produced, manufacturing generates an additional \$1.33 for the economy;

WHEREAS, manufacturers are responsible for approximately two-thirds of all private sector research and development;

WHEREAS, each day hundreds of thousands of manufacturing jobs go unfilled because of misperceptions and a lack of skill;

WHEREAS, Manufacturing Day has been observed in the months of September and October as an effective way to change the perception of manufacturing careers, expand the knowledge about the value manufacturing brings to local economy and to showcase the rewarding and high-paid manufacturing jobs needed by the industry;

WHEREAS, by working together with educational leaders, manufacturers can begin to address the skills gap they face, connect with future generations and take charge of the public image of manufacturing, and ensure the ongoing prosperity of the whole industry;

WHEREAS, economic growth depends on manufacturing growth and the future of U.S. Manufacturing relies on a skilled, talented workforce;

WHEREAS, the City Council commends and supports this important cause and the organizations involved.

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

That it supports National Manufacturing and commends and encourages organizational support for this important cause.

(Signed) Yvonne J. Johnson

4. [ID 14-0649](#) Resolution Recognizing the Month of October as National Breast Cancer Awareness Month

Councilmember Fox read the resolution into the record; presented it to Ms. Dalton who accepted the resolution on behalf of the American Cancer Society; and stated there were several speakers to the item.

Addy Jeffrey, 3715 Hazel Lane, spoke to being a breast cancer survivor; thanked Council for the resolution and for their support of breast cancer density awareness; spoke to the Breast Cancer Awareness Program which resulted in the passage of the legislation; thanked the Guilford Delegation for its support; and read several letters from breast cancer survivors who had received information as a result of the breast density legislation.

Gina Waters, 7631 Henson Forest Drive, provided the history of her breast cancer treatment; spoke to the benefit of the breast density issue throughout the state; and expressed gratitude on behalf of women across the state for Council's support of the bill and the resolution.

Nora Jones, 1807 West Market Street, President of Sisters Network of Greensboro, acknowledged members of

the group in the audience; spoke to the work of the group; invited Council to attend the National Tour on June 20, 2015 which would be the only stop in North Carolina; and thanked Council for making breast density awareness a priority.

Melisa Vogelsinger, 6198 Windsor Farme, Executive Director of the Alight Foundation, congratulated her fellow survivors; spoke to the impact on women across the State as a result of the Breast Density legislation; thanked Council for the recognition; spoke to the continued work and mission of the group; and to the continued work that was needed.

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

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

0241-14 RESOLUTION RECOGNIZING THE MONTH OF OCTOBER AS NATIONAL BREAST CANCER AWARENESS MONTH

WHEREAS, National Breast Cancer Awareness Month is an annual international health campaign organized by major breast cancer charities every October to increase awareness of the disease and to raise funds for research into its cause, prevention, diagnosis, treatment and cure;

WHEREAS, National Breast Cancer Awareness Month was founded in 1985 as a partnership between the American Cancer Society and the pharmaceutical division of Imperial Chemical Industries (now part of AstraZeneca, producer of several anti-breast cancer drugs);

WHEREAS, the aim of National Breast Cancer Awareness Month has been to promote mammography as the most effective weapon in the fight against breast cancer;

WHEREAS, one out of eight women have breast cancer which is one of the most common types of cancer among women and, according to the American Cancer Society, there will be more than 234,000 new cases nationwide this year;

WHEREAS, the risk of breast cancer is tied to many uncontrollable factors, including gender, age, race, and family history, as well as controllable factors such as diet and lifestyle, and age during first pregnancy;

WHEREAS, a variety of events around the world are organized in October, including walks and runs, as well as the pink illumination of landmark buildings;

WHEREAS, in 1993, Evelyn Lauder, Senior Corporate Vice President of the Estee Lauder Companies founded The Breast Cancer Research Foundation and established the pink ribbon, which was first used in 1991 to symbolize breast cancer at the Susan G. Komen Foundation New York race, as its symbol;

WHEREAS, the Women's Only 5K Walk and Run, is held in Greensboro every October to fund and support the Mammography Scholarship Fund at Women's Hospital, which provides life-saving tests to those who might not otherwise be able to afford a screening mammogram;

WHEREAS, mammograms are considered the gold standard of early detection.

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

That it hereby recognizes the month of October as National Breast Cancer Awareness Month.

(Signed) Sharon Hightower

5. [ID 14-0619](#) International Civil Rights Museum Update

City Manager Westmoreland introduced International Civil Rights Museum Director, Lacy Ward for an update; spoke to the relationship between the City and the Museum; and spoke to the asset of the Museum to the community.

Mr. Ward thanked Council for the opportunity to provide an update; made a PowerPoint Presentation which outlined the Board reorganization and staff expansion; the debt retirement; New Market Tax Credits; earned revenue producing and development initiatives, and educational opportunities. Mr. Ward spoke to the Financial Sustainability Plan; emphasized the board was working to move the Museum forward; outlined funds that had been raised by the Museum; added that self-guided tours were now available; voiced that those involved were dedicated to making the Museum a shining light for the City and State; and appreciation for Council's willingness to grant funding to the Museum.

Councilmember Fox left the meeting at 6:37 p.m. and returned at 6:43 p.m.

Councilmembers spoke to serving on the board and recruitment team; thanked Attorney Carruthers for his work and diligence on the contract; voiced appreciation for Mr. Ward's vision, guidance, and work since coming to Greensboro; thanked Mr. Ward for being a presence and energy throughout the community; and for his willingness to listen and his tenacity.

(A copy of the PowerPoint presentation is filed in Exhibit Drawer W, Exhibit No. 24 which is hereby referred to and made a part of these minutes)

ID 14-0677**Guilford Cup Presentation**

City Manager Westmoreland deferred to Councilmember Abuzuaiter to speak to the item.

Councilmember Abuzuaiter spoke to the competition with those across the street to bring the City and County together for a friendly game on the football field; announced that the City team gave 190% and won 18-12; called the team members in attendance to come forward; recognized Councilmembers who participated in the event; and stated she enjoyed coaching the City team.

Councilmember Fox recognized the hard work of the team; announced the upcoming basketball event to take place in November at Griffin Recreation Center; stated donations would be for Urban Ministries; that school supplies had been collected at the flag football game; and voiced the need and initiative to build relationships with the Guilford County Commissioners to accomplish the peoples' work.

II. PUBLIC COMMENT PERIOD

Al McCauley, 3214 Martin Avenue, voiced concern with the lack of enforcement by drivers of the dress code for bus riders; conduct of the drivers; and incidents along Martin Street and Summit Avenue.

Councilmember Hightower thanked Mr. McCauley for his comments; spoke to the policy that went into effect last month; voiced that she would address the conduct of drivers with Mr. Wilkins; and stated she would have Ms. James reach out to him.

Joshua Garrett, 1201 Thickett Lane, Apartment 301, spoke to ideas he had that could impact Downtown; voiced that he was passionate about building up Greensboro; and stated he would like to meet with Councilmembers to share his ideas.

Councilmember Matheny requested Mr. Garrett to leave staff his contact information.

Luther Falls, Jr., 1603 Landsdown Avenue, spoke to the work of Council; thanked Mayor Pro-Tem Johnson for attending a birthday celebration for his father, thanked Council for the resolution recognizing Breast Cancer Awareness; referenced conversations with Mr. Ward about the International Civil Rights Museum; spoke to attending the National Manufacturing Day and the importance of economic development; and voiced the need for communication across the City to have people work together.

George Hartzman, 2506 Baytree Drive, stated he taught financial ethics; referenced the management of Greensboro employees' retirement funds; provided the history of the program; spoke to fees paid by employees for Greensboro's 457 Retirement provider; referenced what other cities paid; and asked to present his proposal at a Council Work Session.

Mayor Vaughan asked for Interim City Manager Mary Vigue to provide an update at a later date.

III. CONSENT AGENDA (One Vote)

Moved by Councilmember Abuzuaiter, seconded by Councilmember Fox to approve the Consent Agenda. The motion carried by voice vote.

6. [ID 14-0594](#) Ordinance in the Amount of \$2,500 Amending State, Federal and Other Grants Fund Budget for the Additional Appropriation of Bureau of Alcohol, Tobacco, Firearms & Explosives (ATF) Overtime Allocation FY 13-14

14-0124 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE ADDITIONAL APPROPRIATION OF BUREAU OF ALCOHOL, TOBACCO, FIREARMS & EXPLOSIVES (ATF) OVERTIME ALLOCATION FY 13-14

Section 1

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

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

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

Account	Description	Amount
220-3507-03.4221	Premium Pay	\$2,308
220-3507-03.4510	FICA Contribution	37
220-3507-03.4520	Retirement Contribution	155
TOTAL:		\$2,500

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

Account	Description	Amount
220-3507-03.7100	Federal Grant Award	\$2,500
TOTAL:		\$2,500

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

7. [ID 14-0611](#) Resolution Authorizing a Municipal Agreement with the North Carolina Department of Transportation for the Ballinger Road Bridge Project (B-5553)

0242-14 RESOLUTION AUTHORIZING A MUNICIPAL AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE BALLINGER ROAD BRIDGE

PROJECT (B-5553)

WHEREAS, the Greensboro Urban Area Metropolitan Planning Organization in its effort to support and implement multi-modal transportation needs in the Greensboro area submitted the Ballinger Road Bridge Project for evaluation by the North Carolina Department of Transportation under the Department's Prioritization 3.0 process; and

WHEREAS, the North Carolina Department of Transportation has selected the project for funding under the Department's Prioritization 3.0 process under the STP-Off System Bridge program; and

WHEREAS, the North Carolina Department of Transportation has modified the State Transportation Improvement Program for this purpose; and

WHEREAS, the Greensboro Urban Area Metropolitan Planning Organization has modified the Metropolitan Transportation Improvement Program for this purpose; and

WHEREAS, the City of Greensboro and the North Carolina Department of Transportation are to enter into an Municipal Agreement in order to receive an \$752,000 in federal funding; and,

WHEREAS, the City of Greensboro shall provide a required additional local match of \$188,000; and,

NOW, THEREFORE, BE IT RESOLVED that said project is hereby formally approved by the City Council of the City of Greensboro and that the City Manager and Clerk of this Municipality are hereby empowered to sign and execute the amended agreement with the North Carolina Department of Transportation for Project B-5553.

(Signed) Marikay Abuzuaiter

8. [ID 14-0610](#) Ordinance in the Amount of \$940,000 Amending the Street and Sidewalk Capital Project Fund For B-5553 Ballinger Road Bridge

14-0125 ORDINANCE AMENDING THE STREE AND SIDEWALK CAPITAL PROJECT FUND FOR B-5553 BALLINGER ROAD BRIDGE

Section 1:

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

That the appropriation for the Project B-5553: Ballinger Road Bridge Project Budget be established as follows:

Account	Description	Amount
401-4562-01.5410	Professional Services - Capital Projects	\$141,000
401-4562-01.6012	Land Right-of-Way	\$ 20,000
401-4562-01.6014	Street Construction & Paving	\$779,000
TOTAL		\$940,000

And, that this appropriation be funded by increasing the following Project B-5553: Ballinger Road Bridge Project Budget accounts:

Account	Description	Amount
401-4562-01.7110	State Grant	\$752,000
401-4562-01.9471	Transfer from 2010 Bond Funds	\$188,000
TOTAL:		\$940,000

Section 2:

And, that this ordinance should become effective upon adoption.

(Signed) Marikay Abuzuaiter

9. [ID 14-0617](#) Resolution Authorizing Change Order in the Amount of \$29,998 in Contract No. 2014-5077 with Paxen Learning Corporation

0243-14 RESOLUTION AUTHORIZING CHANGE ORDER IN CONTRACT NO. 2014-5077 WITH PAXEN LEARNING CORPORATION

WHEREAS, the Office of Workforce Development within the Executive Department serves as the administrative entity for the Greensboro/High Point/Guilford County Workforce Development Board (WDB) to provide services under the Workforce Investment Act;

WHEREAS, the Office of Workforce Development has an existing contract (2014-5077) with Paxen Learning Corporation to provide Workforce Investment Act services for economically disadvantaged youth;

WHEREAS, direct program services provided under the Workforce Investment Act are being transitioned completely to contractors procured through federal and state guidelines;

WHEREAS, funds have been budgeted in the Office of Workforce Development Fund in an additional amount of \$29,998 for expansion of services through the current contractor.

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 Paxen Learning Corporation in the amount of \$29,998 to provide FY 2014-15 Workforce Investment Act Youth services. 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 modification to Contract #2014-5077.

(Signed) Marikay Abuzuaiter

10. [ID 14-0626](#) Resolution Approving a Maintenance Agreement with Systems and Software, Inc. for the City's Customer Information and Billing Software

0244-14 RESOLUTION APPROVING MAINTENANCE AGREEMENT WITH SYSTEMS AND SOFTWARE, INC. FOR THE CITY'S CUSTOMER INFORMATION AND BILLING SOFTWARE

WHEREAS, in 2003 the City purchased the Customer Information and Billing System (enQuesta) from Systems and Software;

WHEREAS, the original Contract No. 2003-1295 requires annual maintenance agreements for continued use of the software;

WHEREAS, Systems and Software is the only company that can provide the maintenance;

WHEREAS, the cost of the annual maintenance agreement will be \$412,540 and includes technical support and maintenance releases;

WHEREAS, a sole source purchase from Systems and Software is being requested to ensure maintenance to the enQuesta system used by the City.

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

That the sole source purchase of \$412,540 for the upgrade to the enQuesta system used by the City is hereby approved with payment of said amount to be made from Account No. 501-7012-01.5415.

(Signed) Marikay Abuzuaiter

11. [ID 14-0628](#) Resolution Approving the Third Year of a Multi-year Contract Between the City of Greensboro and Johnson Controls

0245-14 RESOLUTION APPROVING THE THIRD YEAR OF A MULT-YEAR CONTRACT BETWEEN THE CITY OF GREENSBORO AND JOHNSON CONTROLS, INC.

WHEREAS, the contract between the City of Greensboro and Johnson Controls, Inc. indicated a three year term at \$145,536 per year for three years from July 2012 through June 2015;

WHEREAS, Johnson Controls, Inc. provides basic service for facility operations, fire alarms systems and basic facility management;

WHEREAS, the contract exceeded the \$300,000 threshold due to the three year value of \$436,608;

WHEREAS, the City is currently in the third year of the contract and the final invoice in the amount of \$145,536 is due and payable in four installments of \$36,384;

WHEREAS, funding for this contract was included in the Coliseum's fiscal year 2015 operating budget.

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

That the third year of a multi-year contract between the City of Greensboro and Johnson Controls, Inc. in the amount of \$145,536 payable in four installments of \$36,384, is hereby approved.

(Signed) Marikay Abuzuaiter

12. [ID 14-0642](#) Resolution Listing Loans and Grants for City Council Approval

0246-14 RESOLUTION LISTING LOANS AND GRANTS FOR CITY COUNCIL APPROVAL

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

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

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

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

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

(Signed) Marikay Abuzuaiter

13. [ID 14-0631](#) Budget Adjustments Approved by Budget Officer 9/9/14 - 9/29/14

Motion to accept the report of budget adjustments of September 9 through 29, 2014 was adopted.

14. [ID 14-0625](#) Motion to approve the minutes of the Work Session of August 26, 2014

Motion to approve the minutes of the August 26, 2014 Work Session was approved.

15. [ID 14-0612](#) Motion to approve the minutes of the Regular meeting of September 2, 2014.

Motion to approve the minutes of the Regular meeting of September 2, 2014 was adopted.

IV. PUBLIC HEARING AGENDA

16. [ID 14-0586](#) Ordinance annexing territory to the corporate limits - 24.41-acre satellite annexation for Community Foundation Real Estate Management Fund Inc. located at 128 Birch Creek Road.

Mayor Vaughan introduced Items #16/14-0586 and #17/14-0609 together.

City Manager Westmoreland recognized Mike Kirkman for presentation.

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

Mayor Vaughan stated there were speakers in favor of the item.

Al Lineberry, Jr. 536 Woodland Drive, stated he was the owner of the property; spoke to the interest of the Community Foundation; that Jon Ford would develop the property; and encouraged approval of the item.

Jon Ford, P.O. Box 474, Summerfield, recognized Homer Wade in the audience; addressed building affordable housing in Greensboro to meet demand; outlined the development that would take place on the property; spoke to working with staff; referenced feedback received by neighboring residents; clarified that he would use local builders; spoke to overwhelming support of the neighbors; and to the interconnectivity of the project.

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

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

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

14-0126 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED AT 128 BIRCH CREEK ROAD – 24.41 ACRES)

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

BEGINNING at a point in the existing Greensboro satellite city limits (as of August 1, 2014), said point being an axle at the northeast corner of Lot 125 on Sheet 1 of Phase III of Birch Creek Ridge, as recorded in Plat Book 156, Page 135, said point also being the southeast corner of Jackson P. and Helen W. Keeton, etal, as recorded in Deed Book 2632, Page 176; THENCE DEPARTING FROM THE EXISTING SATELLITE CITY LIMITS along Keeton's east line N 03° 03' 02" E 407.85 feet to an existing iron pipe; thence along said line N 05° 57' 35" E 155.66 feet to an existing axle at the southernmost corner of Charles G. and Virginia M. Duke, as recorded in Deed Book 4408, Page 430; thence N 06° 46' 49" E 505.12 feet along Duke's east line to a new iron pipe at Duke's northeast corner; thence N 88° 43' 26" W 98.00 feet along Duke's north line to a point in the right-of-way of McLeansville Road (NCSR 2819); thence N 52° 22' 19" E 144.00 feet to a point in said right-of-way; thence S 11° 45' 38" E 92.83 feet along the west line of Betty Lou Neese, as recorded in Deed Book 4410, Page 1999, to a new iron pipe at Neese's southwest corner; thence S 88° 43' 26" E 258.94 feet along Neese's south line to an existing iron pipe at her southeast corner; thence N 04° 44' 26" W 112.64 feet along Neese's east line to a new iron pipe in the south line of Curtis G. Clapp, as recorded in Deed Book 2889, Page 420; thence N 71° 40' 54" E 76.76 feet along Clapp's south line to an existing iron pipe at his southeast corner; thence N 10° 16' 31" W 176.11 feet along Clapp's east line to an existing iron pipe in the right-of-way of McLeansville Road; thence N 54° 35' 25"

E 251.53 feet to a point in said right-of-way; thence S 23° 01' 16" E 107.14 feet to a point in the west line of the 60-foot right-of-way of Birch Creek Road (NCSR 2826); thence with said right-of-way line the following three courses and distances: (1) S 18° 02' 25" W 368.03 feet to a new iron pipe, (2) along the arc of a curve to the left having a radius of 730.13 feet and a chord bearing and distance of S 01° 30' 28" W 415.53 feet to a new iron pipe, and (3) S 15° 01' 29" E 969.77 feet to an existing iron pipe at the northeast corner of Jannette D. Dumas, as recorded in Deed Book 2743, Page 595; thence S 74° 23' 22" W 365.80 feet along Dumas' north line to an existing iron pipe at her northwest corner; thence S 05° 36' 30" W 233.66 feet along Dumas' west line and the west line of a second lot of said Dumas, as recorded in Deed Book 2656, Page 678, to an existing iron pipe at the northeast corner of Lot 186 of Birch Creek Ridge, Phase II, Section A, as recorded in Plat Book 136, Page 76, said point being in the existing satellite city limits; THENCE PROCEEDING WITH THE EXISTING SATELLITE CITY LIMITS along the north line of said Section A N 86° 57' 53" W 489.38 feet to an existing iron pipe in the east line of Phase II, Section B of Birch Creek Ridge, as recorded in Plat Book 143, Page 61; thence along said east line N 06° 26' 43" E 220.15 feet to an existing iron pipe at the northeast corner of Lot 159 in said Section B; thence along the east line of Sheet 1 of Phase III N 06° 26' 07" E 376.67 feet to the point and place of BEGINNING, and containing approximately 24.41 acres. All plats and deeds referred to above are recorded in the Office of the Register of Deeds of Guilford County.

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

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

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

Section 5. From and after September 30, 2014, the liability for municipal taxes for the 2014-15 fiscal year shall be prorated on the basis of 9/12 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, 2015. Municipal ad valorem taxes for the 2015-16 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

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

(Signed) Yvonne J. Johnson

17. [ID 14-0609](#)

Ordinance Establishing Original Zoning From County AG (Agriculture) to City CD-R-5 (Conditional District Residential Single Family) for Properties Located at 128 Birch Creek Road

Moved by Councilmember Matheny, seconded by Mayor Pro-Tem Johnson, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment for property located at 128 Birch Creek Road from County AG to City CD-R-5 is consistent with the adopted connections 2025 Comprehensive Plan and considers the action taken to be reasonable and in the public interest for the following reasons: the request is consistent with the Growth at the Fringe Goal to promote sound and sustainable land use patterns, the request is consistent with the Housing and Neighborhoods Goal to meet the needs of present and future Greensboro citizens for a choice of decent and affordable housing. The motion carried on the following roll call vote:

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

14-0127 AMENDING OFFICIAL ZONING MAP

128 BIRCH CREEK ROAD, SOUTH OF MCLEANSVILLE ROAD AND WEST OF BIRCH CREEK 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 (Agriculture) to City CD-R-5 (Conditional District Residential Single Family).

The area is described as follows:

Book 7594, page 1085, said Guilford County Registry, South 23 degrees 01 minute 16 seconds East, 107.14 feet to a calculated point in the western margin of said Birch Creek Road (State Road 2826) right of way (a 60 foot public right of way); thence along said western margin of said Birch Creek Road (State Road 2826)right of way (a 60 foot public right of way) the following three courses and distances (i) South 18 degrees 02 minutes 25 seconds West, 368.03 feet to a new iron pipe; (ii) thence along the arc of a curve to the left (said arc having a radius of 730.13 feet and a length of 421.33 feet) a chord bearing of South 01 degree 30 minutes 30 seconds West, and a chord distance of 415.51 feet to a new iron pipe; (iii) thence South 15 degrees 01 minute 29 seconds East, 969.77 feet to an existing iron pipe in the northeast corner of Jannette D. Dumas (Deed Book 2743, page 595, said Guilford County Registry); thence with the northern boundary of said Dumas South 74 degrees 23 minutes 22 seconds West, 365.80 feet to an existing iron pipe in the northwest corner of said Dumas; thence along the western line of said Dumas South 05 degrees 36 minutes 30 seconds West, 184.89 feet to an existing iron pipe in the northwest corner of Jannette D. Dumas (Deed Book 2656, page 678, said Guilford County Registry); thence with the western boundary of said Dumas South 05 degrees 36 minutes 30 seconds West, 48.77 feet to the point and place of BEGINNING, containing approximately 24.41 acres, more or less including road right of ways; being all that portion of Guilford County PIN 8805455687, west of Birch Creek Road (State Road 2826).

Section 2. That the zoning amendment from County AG (Agriculture) to City CD-R-5 (Conditional District Residential Single Family) is hereby authorized subject to the following use limitations and conditions:

1. Uses shall be limited to 91 single family detached dwellings.
2. All single family lots that front Birch Creek Road shall have a driveway turn around for each lot to facilitate forward vehicular entry into the public right of way.

Section 3. This property will be perpetually bound to the uses authorized and subject to the development standards of the CD-R-5 (Conditional District-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 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 October 7, 2014.

(Signed) Zack Matheny

(A copy of the PowerPoint presentation is filed in Exhibit Drawer W, Exhibit No. 24 which is hereby referred to and made a part of these minutes)

Mayor Vaughan declared a recess at 7:25 p.m. Council reconvened at 7:55 p.m. with all members in attendance.

V. GENERAL BUSINESS AGENDA

18. [ID 14-0633](#) Resolution Authorizing Change Order in the Amount of \$1,968,000 in Contract No. 2012-076 With Heitkamp, Inc. for the Epoxy Waterline Rehabilitation Project "M"

City Manager Westmoreland stated staff was present for questions.

Mayor Pro-Tem Johnson asked for an explanation of the change order.

Water Resources Director Steve Drew provided the explanation for the change order; provided the history of the two part project; and verified that the change order was a continuation of the contract to complete the remainder of the second part of the project.

Councilmember Hightower inquired as to why the project was not done all at once; and asked if it would come back to Council.

Mr. Drew spoke to the process for completing and moving through areas for replacement; stated that staff evaluated as they moved along through the project; and confirmed this would be the final change order request.

Assistant City Manager David Parrish clarified that the contract was a unit price contract; explained that staff treated water and sewer lines the same based on conditions; stated this was an extendable contract with new work to be done; and spoke to the process for evaluating the lines.

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

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

0247-14 RESOLUTION AUTHORIZING CHANGE ORDER IN CONTRACT NO. 2012-076 WITH HEITKAMP, INC. FOR THE EPOXY WATERLINE REHABILITATION PROJECT "M"

WHEREAS, Contract No. 2012-076 with Heitkamp, Inc. provides for the epoxy waterline rehabilitation project "M" project;

WHEREAS, Water Resources has requested Heitkamp, Inc. to assist with continued epoxy rehabilitation of waterlines installed in the 1930's and 1940's throughout the City;

WHEREAS, due to special conditions of the Contract, the City reserves the right to extend this Contract as a "Unit Price Contract" annually from the award date, thereby necessitating a contract extension in the amount of \$1,968,000 to provide for the rehabilitation of an additional 34,2000 linear feet of water line.

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

That a change order in the above-mentioned contract with Heitkamp, Inc. for the epoxy waterline rehabilitation project "M" project is hereby authorized at a total cost of \$1,968,000, payment of said additional amount to be made in the amount of \$1,968,000 from Account No. 503-7024-01.6016 Activity 15034.

(Signed) Mike Barber

19. [ID 14-0568](#) Resolution Authorizing the Support of the Participatory Budget Program

City Manager Westmoreland provided the history of the item; and added that staff was present for questions.

Discussion took place regarding which Councilmember had requested the item; that the item came out of the Participatory Budgeting Committee of Council; who on the Committee recommended support of a resolution; and clarification as to the members of the Participatory Budgeting Committee.

Mayor Vaughan stated Council would hear from speakers at this time.

Larry Morse, 224 Kensington Road, provided the history of the process; thanked Council for bringing the item to this point; and asked for support of the resolution.

Wayne Abraham, 815 Kemp Road West, spoke in favor of the resolution; provided an outline of the work of the Committee; voiced why he was interested in the project; spoke to the benefits of Participatory Budgeting; and emphasized that Participatory Budgeting was a way to engage citizens.

Vincent Russell, 5503 Friendly Manor Drive, spoke to his involvement in the process over the past three years; outreach events that had been held in the community; recognized those in the audience in support of Participatory Budgeting; reiterated that the process would empower people; and spoke to what voting in favor of the resolution would mean.

Spoma Jovanovic, 129 Tate Street, voiced that the opportunity for the Participatory Budgeting process would inspire and excite the community; added that the people of Greensboro were eager to get involved; and voiced appreciation for Council's involvement.

Discussion took place regarding whether the group had looked into using a local firm rather than send \$200,000 to New York; the need to know how the \$200,000 would be spent; monies going towards materials; utilizing a firm that had experience in the process; googling how to develop the Participatory Budgeting process; the company facilitating the process; amount of money required by the City; examples of where Participatory Budgeting had been successful; and an outline of how the process would work.

Additional discussion ensued which outlined the Participatory Budgeting process; how projects would be determined; allocation of the \$500,000 among the five Council districts; role of steering committees and volunteers; rules being specifically created which would be geared for Greensboro; eligibility of persons voting on said projects; City staff involvement in the process; allocating funding from one part of the City budget to fund Participatory Budgeting; how the process would be incorporated into the City's annual budget planning; how the ballot and vote would be conducted; lack of emails voicing support for the process; and \$500,000 being a lot of money in the City's annual budget.

Councilmember Barber voiced concern with money leaving the community; provided proposals for the \$500,000; spoke to the need to look for an alternative; and stated the process was intriguing.

Councilmember Abuzuaiter voiced concern for the initial \$100,000 Council was being asked to fund for the consultant; and asked about future funding for the process.

Interim City Manager Mary Vigue confirmed that staff would need to be allocated to the Participatory Budgeting process after the first year; and that there would be an ongoing expense for the process.

Councilmember Wilkins inquired where the local match would come from; suggested the item come back to Council when the \$100,000 local match had been identified; spoke to a post he had placed on Facebook; and referenced the wording of the agenda item.

Ms. Jovanovic reiterated the group had done its research; stated monies would need to be invested in the process; spoke to what the initial \$200,000 investment would go towards; outlined the role of the steering committee; and emphasized the group had worked tirelessly for the best interest of Greensboro.

Kirk Collins, 2207 Fairfield Avenue, spoke in opposition to Participatory Budgeting; referenced that the process already existed; the freedom for citizens to vote on bond referendums for projects which did not cost extra; added that citizens were free to contact their Council representatives; and voiced concern with the amount of money that would need to be spent on the process.

Mayor Vaughan stated now was the time for Council comments; and that Council would work their way down the dais.

Councilmember Hightower voiced that she understood the concerns; spoke to elected officials being the voice of the people; asked for clarification as to where the \$500,000 to be allocated to the districts would come from; if the City would need to pre-identify where the funding was going; referenced the loss of the privilege license tax; and spoke to the democratic process.

Interim City Manager Vigue outlined the current process for funding projects; and stated staff would need to look to identify the reallocation of current project funding to fund the \$500,000 to be distributed to Council districts.

City Manager Westmoreland interjected that staff would identify Council's priorities for items in the budget; would need to look at how the City would balance the budget; spoke to looking at a way to fill the budget gap going forward; and stated that he could not predict the needs for 2016-17.

Councilmember Abuzuaiter referenced things that had been said this evening, engagement of citizens; district budget meeting attendance; voiced that the Participatory Budgeting process would educate and bring the voice of the public as well as transparency; stated the process would enhance the City and encourage citizen participation; voiced the need to listen to the community as a whole; spoke to the amount of money that Council had approved for consultants in the last several month; to the need to respect the community and the Participatory Budgeting Committee; and reiterated the need for someone with expertise to assist with the process.

Councilmember Wilkins referenced the use of the wording in the agenda memo asking Council to consider adoption of the resolution; asked if staff supported the process; and questioned if anyone had explored using local or volunteer efforts that would cost less versus spending \$200,000 unnecessarily.

City Manager Westmoreland emphasized that the item came as a recommendation of a Council committee; stated staff would follow Council direction if this was something they wanted to do; added that staff would respond to the wishes of Council; and verified that staff had not looked at utilizing local people.

Councilmember Matheny spoke to why he wanted to join the Participatory Budgeting Committee; stated he respected Council and the community; that he did not agree with this process; added that Greensboro had a representative form of government; referenced where the \$100,000 would be taken from; clarified that the City would defund one program to fund another; referenced the additional expenses for the process; verified he had not received many emails from constituents; did not want to discredit the hard work that had been put into researching the process; inquired about the amount of funding identified for capital improvement projects; spoke to the amount of bond referendums that had been voted for but not funded; and spoke to the possible disappointment of neighborhoods when they found out the small neighborhood grants had been cut.

City Manager Westmoreland spoke to funding in the Capital Improvement Projects fund.

Budget Director Larry Davis spoke to expiration of bond referendums that had been voted on but not funded.

Mayor Pro-Tem Johnson spoke to chairing the Participatory Budgeting Committee; referenced the work of the Committee; stated that the process had not failed in other cities; emphasized that Greensboro was a trailblazer; that people had different opinions which she respected; addressed the importance in getting young people involved and engaged in the City; voiced importance in getting people involved; spoke to attending the mock presentations that had been held at UNCG on the process; stated the process brought communities together; and voiced that she hoped Council would support the process.

Councilmember Barber referenced the people involved with the process; value of creativity of people outside of Council; spoke to insight and creativity of young people; to the challenges of the process; that he would make a proposal later in the meeting; and stated he would make a substitute motion.

Mayor Vaughan left the meeting at 9:13 p.m. and returned at 9:16 p.m.

Moved by Councilmember Barber, seconded by Councilmember Wilkins to direct staff to engage in discussion regarding Participatory Budgeting to come back on October 21st with the following guidelines: that \$500,000 be identified to do this, that no money be allocated for out of state consulting but a staff member be identified to facilitate the process and begin to evaluate it and to identify participant threshold to ensure participation in each

district.

Attorney Carruthers verified that it was not a substitute motion as there was not a motion on floor; and that Councilmember Barber would need to be recognized by Mayor Vaughan to make a motion.

Mayor Vaughan recognized Councilmember Barber; and asked him to restate the motion.

Councilmember Barber restated the motion to direct staff to engage in discussion regarding Participatory Budgeting to come back on October 21st with the following guidelines: that \$500,000 be identified, no monies be allocated for out of state consulting but a staff member be identified to facilitate the process, and that the City identify participant threshold to ensure active participation in each district.

Mayor Vaughan asked if anyone had questions.

Mayor Pro-Tem Johnson voiced concern that staff had looked at the issue for over a year; that they did not know if it was possible to identify where the funding would come from; and stated she did not support the motion.

Councilmember Hightower asked if a staff person could be trained in the process; if the City had a person trained in Participatory Budgeting; voiced the need to know how the plan could be implemented from those who had done it; and stated she could not support the motion.

Councilmember Wilkins stated the process was not rocket science; and reiterated that staff could Google the process.

Mayor Vaughan reminded Council to keep their comments focused on the motion made by Councilmember Barber.

Moved by Councilmember Barber, seconded by Councilmember Wilkins to direct staff to engage in discussion regarding Participatory Budgeting with the following guidelines: that \$500,000 be identified, no monies be allocated for out of state consulting but a staff member be identified to facilitate the process, that the City identify participant threshold to ensure active participation in each district; and to bring it back to Council on October 21st. The motion FAILED on the following roll call vote:

Ayes, 3 - Mike Barber, Zack Matheny and Tony Wilkins

Nays, 6 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower and Nancy Hoffmann

Mayor Vaughan stated she voted against the motion because she did not feel there was a way to identify the \$500,000.

Councilmember Wilkins left the meeting at 9:23 p.m. and returned at 9:24 p.m.

Councilmember Fox voiced that the voters elected Council to represent them; that the process would assist Council in doing their jobs better; spoke to sharing the wealth and involving the community; stated that a vote for Participatory Budgeting was a vote for the community; referenced traveling to Washington, DC to learn about the process; emphasized that the process would engage the community and bridge a gap; would build a strong community; be an investment in the community; and emphasized that a vote tonight would be a vote for the people and to move forward.

Councilmember Hoffmann stated that Participatory Budgeting was an innovative and progressive process for democratic decision making in which citizens could decide and give input; allowed citizens to be directly involved; promoted and encouraged active citizenship; referenced the percentage of voters who voted last year; spoke to the handful of citizens that attended District Budget meetings; clarified that the process would be a model with concise parameters; would be controlled; and would provide Council the opportunity to hear from citizens.

Mayor Vaughan referenced the changes in Council between 2001 and 2009; the different approach to the budget;

spoke to a \$3 million shortfall in the next budget; difficulty in reallocating funding; spoke to what happened in the short session of the Legislature; stated it was unfortunate the City would be taking money from neighborhood small grants which was not the right thing to do; voiced concern with ongoing costs related to the process; expense of having City staff attend neighborhood meetings; added that people on both sides of the issue made good statements; that she questioned the timeframe; suggested it would be worth revisiting as the economy improved; and asked how many unfunded projects the City had on the CIP.

City Manager Westmoreland stated there was approximately \$1.8 billion in the CIP; and that there were about \$100 million bond projects unfunded.

Mayor Vaughan voiced the need to focus on projects that had been voted on; the need to have a transparent government; emphasized this was a very busy Council that was extremely accessible; knew what the needs and wants of the citizens were; and referenced the need to balance the budget.

Council discussed the amount of money needed to complete the police headquarters; and spoke to the amount needed to fund the ladder companies.

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

Ayes, 5 - Yvonne J. Johnson, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower and Nancy Hoffmann

Nays, 4 - Nancy Vaughan, Mike Barber, Zack Matheny and Tony Wilkins

248-14 RESOLUTION AUTHORIZING THE SUPPORT OF THE PARTICIPATORY BUDGET PROGRAM

WHEREAS, Participatory Budgeting is a democratic and transparent process which involves community members in deciding how a designated portion of a public budget is spent;

WHEREAS, Participatory Budgeting involves three steps: first, residents come up with ideas for public projects they would like to have in their community; second, individuals volunteer to develop a proposal for their project with city staff to establish a budget for the project; third, residents are invited to a public meeting to vote on all projects;

WHEREAS, Participatory Budgeting will be launched with professional assistance, the New York-based Participatory Budgeting Project (PBP) is prepared to work with City Council, staff and residents to set up and manage Greensboro's Participatory Budget process. Its director, Josh Lerner, who met with members of City Council on two occasions, has previously provided consulting services and administered this process. PBP's work administering this process in Greensboro will reduce demands on city staff time;

WHEREAS, PBP will require \$200,000 for the launch of this process, it will have three full time employees. Funding for this service will be split evenly between city and local foundations, with \$100,000 in matching funds from the City in fiscal year 2015-16;

WHEREAS, five City Council districts will take part in the Participatory Budget process, each district will be allocated \$100,000 in fiscal year 2016-17, and its residents will develop their own district projects and vote on them;

WHEREAS, the total cost to the City of Greensboro for this Participatory Budget process in fiscal year 2015-2016 is \$100,000 which will be the reallocation of the current Neighborhood Small Projects funding. An additional \$100,000 will be raised from community foundations. All funding is contingent on future City Council actions.

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

The Greensboro City Council endorses this concept and will consider future expenditures as part of the normal budget process as this project develops.

(Signed) Yvonne J. Johnson

Councilmember Wilkins stated he would like to entertain a motion that Council instruct the City Manager and staff to explore possibilities that could reduce the administrative costs in implementing the item that Council had just voted on; clarified that this would be just to explore the possibilities that could reduce the administrative costs of implementation. Councilmember Wilkins stated he would like to have the City staff look into that.

Mayor Vaughan stated she would add a friendly amendment to have an estimate of what it would cost to implement this program with a full staff complement.

Councilmember Wilkins accepted the friendly amendment and repeated the motion.

Moved by Councilmember Wilkins, seconded by Councilmember Barber, to instruct the City Manager and staff to explore possibilities that could reduce the administrative costs of implementation of the Participatory Budgeting, let them explore the possibility of reducing administration and to calculate what the full complement would be by the November 3rd Council meeting.

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

Nays, 1 - Marikay Abuzuaiter

20. [ID 14-0655](#) Resolution Authorizing Staff to Apply to the SAFER Grant Program for Six(6) Additional Front Line Shift Firefighters and Accept the SAFER Grant if it is so Awarded, and to Implement the Additional Staffing for Ladder Companies as Proposed

Mayor Vaughan introduced Items #20/14-655 and #21/14-0650 together

Moved by Councilmember Fox, seconded by Councilmember Matheny, to adopt the resolution for Item 14-0655. The motion carried on the following roll call vote:

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

0249-14 RESOLUTION AUTHORIZING STAFF TO APPLY TO THE SAFER GRANT PROGRAM FOR SIX (6) ADDITIONAL FRONT LINE SHIFT FIREFIGHTERS AND ACCEPT THE SAFER GRANT IF IT IS SO AWARDED, AND TO IMPLEMENT THE ADDITIONAL STAFFING FOR LADDER COMPANIES AS PROPOSED

WHEREAS, at the September 11th Work Session Council expressed the desire to accelerate the plans for four-person ladder staffing at the Greensboro Fire Department;

WHEREAS, the following are staff recommendations to advance the plan per Council discussion:

Move forward with funding for Station 11 and Station 5 which would be a total of 6 firefighters effective January 1, 2015. For the 14/15 budget this will be an impact of \$177,500. This amount is inclusive of required equipments costs;

During the upcoming budget season staff will review the service enhancement of adding staffing for Station 10 and Station 52 which would be a total of 6 firefighters. This would mean an additional annualized amount of \$315,000 (inclusive of equipment) will have to be considered as part of the fiscal 15-16 budget process;

The focus of these four (4) stations is because they are the high volume stations and Greensboro Fire has documentation that these are the priority stations at this time;

The remaining four-person ladder station additions of Station 14, Station 20, Station 43, and Station 21 will be reviewed as part of future budgets;

Funding for Stations 10 and 52 will be included as part of the Fiscal Year 15-16 Budget development and will require an additional \$315,000 to implement the additional personnel resources; the total annualized cost impact on the Fiscal Year 15-16 Budget for all four stations will be \$590,000;

WHEREAS, the Greensboro Fire Department is seeking approval to apply for the United States Department of Homeland Security's Staffing for Adequate Fire and Emergency Response (SAFER) grant;

WHEREAS, this is a national competitive grant program specifically for local firefighter staffing enhancement and is provided to assist local governments through the country with firefighter staffing where there is demonstrated need during this difficult economic period;

WHEREAS, SAFER funding will be used to assist in the implementation of the plan for Stations 10 and 52, however if the grant is not approved, the City will need to use General Fund dollars to implement four person ladder staffing for the upcoming 15-16 Fiscal Year.

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

That staff is hereby authorized to apply to the SAFER Grant Program for six additional front line shift firefighters and accept the SAFER grant if it is so awarded, and to implement the additional staffing for ladder companies as proposed by staff subject to the terms outlined above.

(Signed) Jamal T. Fox

21. [ID 14-0650](#) Ordinance in the Amount of \$177,500 Amending General Fund Budget for Additional Fire Expenses Related to Ladder Company Personnel Enhancement

Discussion took place regarding additional public safety needs; if there would be a need for additional police officers on the street for neighborhood policing; what would happen should the department not receive the grant; if there were additional ladder stations that needed personnel; if the Fire Department had ever arrived at a scene and had to wait for a fourth person; how much money was in the fund balance; and the total cost for full personnel at the eight fire stations;

City Manager Westmoreland spoke to requesting departmental service enhancement requests to assist where needs were during the budget process; and verified the Police Department had the resources for neighborhood policing.

Interim City Manager Wesley Reid spoke to station funding should the SAFER Grant not come through; confirmed that there were eight stations that would need additional ladder personnel; and stated that this proposal would fund two beginning in January.

Fire Chief Greg Grayson spoke to the projects included in the 2006 voter approved bonds; personnel needs for Engine 56 and the Burlington Road Station; and confirmed that there were times when personnel needed to wait for a fourth person at a scene to respond..

Budget Director Larry Davis spoke to the available fund balance of approximately \$20 million for Fiscal Year 2012-13; explained the State requirements for the fund balance; and outlined the allocation of remaining funds.

Councilmember Barber left the meeting at 9:49 p.m. and returned at 9:55 p.m.

Councilmember Wilkins spoke to funding for all of the eight stations; asked how many firefighters would be needed; and stated that if the trucks had been funded as they should have been, monies would not be in the fund balance.

Interim City Manager Reid advised it would cost approximately \$1.2 million to staff 24 firefighters to staff all eight stations; and verified it would cost approximately \$590,000 to fund the four stations.

Moved by Councilmember Wilkins to fund the entire project as the City should have to begun with; and spoke to

the need to fund this. The motion was seconded by Councilmember Matheny.

Attorney Carruthers asked for clarification as to whether the funds would be appropriated or non-appropriated; and explained that six votes would be required to adopt the ordinance on the first reading.

City Manager Westmoreland recommended that funding would need to come from the appropriated fund balance; and provided the reason for his recommendation.

Councilmember Wilkins restated his motion that the City fund the entire program for the 24 firefighters, and fund the shortfall now.

Mayor Vaughan asked if the department had the manpower to fulfill the request.

Chief Grayson stated the six firefighters would come out of the existing Academy; spoke to the plan to staff Stations 5 and 11; addressed attrition and retirements; and verified that the department only hired through the Academy.

Councilmember Wilkins asked if the funds were in place if the Chief would implement the plan as soon as he could.

Chief Grayson responded in the affirmative if that was the directive of Council; and spoke to the hiring process for the department.

City Manager Westmoreland spoke to the impact to the upcoming budget should the full funding be adopted.

Mayor Vaughan asked if the existing Academy class was already allocated, to which Chief Grayson responded in the affirmative; and spoke to the size of the class.

Chief Grayson verified the reasons why Stations 11 and 5 were prioritized in the request; and spoke to the timeframe for fulfilling the request..

Councilmember Barber voiced enthusiasm for the plan that had been proposed; requested Council consider going forward with the proposed plan; and to look at accelerating the full plan at a later date.

Council discussed acceleration of the plan; setting expectations that might not happen by putting money aside to add the extra personnel; support of the Fire Department; waiting to see Councilmember Barber's proposal; the proposal this evening being measured and thought out; and importance in being thoughtful and doing things incrementally.

City Manager Westmoreland outlined the process should Council adopt the motion made by Councilmember Wilkins.

Moved by Councilmember Wilkins, seconded by Councilmember Matheny, to fund the entire project knowing that funding was in the Fund Balance. The motion failed on the following roll call vote:

Ayes, 1 - Tony Wilkins

Nays, 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Mike Barber, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann and Zack Matheny

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

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

14-0128 ORDINANCE AMENDING GENERAL FUND BUDGET FOR ADDITIONAL FIRE EXPENSES RELATED

 TO LADDER COMPANY PERSONNEL ENHANCEMENT

Section 1:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO That the General Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the General Fund Budget be increased as follows:

Account	Description	Amount
101-4004-01.4110	Salaries and Wages	\$137,000
101-4005-03.5421	Contracted Uniform Services	40,000
Total		\$177,000

Account	Description	Amount
1-1-0000-00.8900	Appropriated Fund Balance	\$177,000

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

Section 2:

And, that this ordinance should become effective upon adoption.

(Signed) Sharon Hightower

VI. SUPPLEMENTAL AGENDA

22. [ID 14-0647](#) Resolution Denying Tax Refund Pursuant to G.S. 105-381, Concerning the Property Located at 5803 Cardinal Way, Greensboro, NC 27410

Councilmember Wilkins stated for the record, that he wanted it known that Council did not receive any specifics on the item; that he was very sensitive to the people's concerns in the Cardinal; that he would like to specifically look at the items she said she was not getting; that nothing specific was on the agenda tem; that he was willing to discuss later if he had details; and emphasized that without details he would vote to deny the item.

Attorney Carruthers stated that Councilmember Wilkins' characterization of the request was accurate; and clarified that to vote 'yes' would be to deny the request.

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

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

Nays, 1 - Nancy Hoffmann

0250-14 RESOLUTION DENYING TAX REFUND PURSUANT TO G.S. 105-381 CONCERNING THE PROPERTY LOCATED AT 5803 CARDINAL WAY, GREENSBORO, NC 27410

WHEREAS, North Carolina General Statutes § 105-381 requires after a written demand is made for refund of taxes that City Council must determine if the taxpayer has a valid defense to the tax imposed or any part thereof and shall either release or refund that portion of the amount that is determined to be in excess of the correct tax liability or notify the taxpayer in writing that no release or refund will be made;

WHEREAS, Kathy Jackson, the owner of the property located at 5803 Cardinal Way, Greensboro NC 27410 paid the taxes as shown on the attached spreadsheet;

WHEREAS, the property located at 5803 Cardinal Way, Greensboro NC 27410 is subject to real and personal city taxes, and no valid defense exists that the taxes imposed by the City of Greensboro were imposed through clerical error, an illegal tax, or levied for an illegal purpose.

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

That the requested tax refunds for tax years 2009, 2010, 2011, 2012 and 2013 are denied upon motion duly made and seconded, and passed by majority vote.

(Signed) Zack Matheny

Boards and Commissions Appointments

Moved by Councilmember Hoffmann, seconded by Mayor Pro-Tem Johnson to appoint Mike Cooke, II to the Firemen's Relief Fund Board. The motion carried by voice vote.

Councilmember Hightower placed the names of Sade Nicholson in the data bank for future service on a board or Commission. Moved by Councilmember Hightower, seconded by Councilmember Abuaaiter to appoint Adamou Mohamed to the Human Relations Commission. The motion carried by voice vote.

Moved by Councilmember Fox, seconded by Councilmember Barber to reappoint Paul Gilmer to the Zoning Commission and to reappoint Viola Fuller to the Library Board of Trustees. The motion carried by voice vote.

Moved by Councilmember Barber, seconded by Councilmember Matheny to place six or seven items that he would provide to Council which included reductions in staff for a total savings of \$8 to \$12 million and to look at cost savings measures on the November 3 meeting of Council. The motion carried by voice vote.

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

There were no items for discussion by Council.

Matters to be presented by the City Manager

There were no items for discussion by the City Manager.

Matters to be presented by the City Attorney

There were no items for discussion by the City Attorney.

Adjournment

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

THE CITY COUNCIL ADJOURNED AT 10:11 P.M.

ELIZABETH H. RICHARDSON
CITY CLERK

NANCY VAUGHAN
MAYOR