



# City of Greensboro

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

## Meeting Minutes - Final City Council

Tuesday, November 10, 2015

5:30 PM

Council Chamber

### **Call to Order**

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 Justin Outling 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 Abuzuaite to go into closed session to preserve the attorney-client privilege between the City Attorney and Council, and to discuss matters relating to the location or expansion of industries or other businesses, including potential economic development incentives that may be offered in negotiations, pursuant to N.C.G.S. 143-318.11(a) (3)& (a)(4). The motion carried by voice vote.

City Council recessed to closed session at 5:01 p.m. City Council reconvened at 5:55 p.m. with all members in attendance.

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

### **Moment of Silence**

The meeting opened with a moment of silence.

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

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

### **Recognition of Courier**

City Manager Jim Westmoreland recognized Robert Harris of Libraries 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.

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

Mayor Vaughan asked for a motion to postpone the item to the December 15th meeting of Council.

**Moved by Councilmember Barber, seconded by Mayor Pro-Tem Johnson to postpone the item to the December 15th meeting of Council without further advertising. The motion carried by voice vote.**

### **I. CEREMONIAL AND/OR PRESENTATION ITEMS**

1. [ID 15-0909](#) Recognition of Mayor Vaughan for Being Awarded the North Carolina Recreation and Parks Association Top Legislator for 2015.

Michelle Wells, Director of North Carolina Parks & Recreation Association stated that two awards had been presented to the Parks and Recreation Department, the first being the Teen Award for the Greensboro Youth Council Fashion Show which raised awareness of issues; was planned and marketed by local high school students; showed leadership; promoted a positive body image and also promoted environmental and recycling awareness. Ms. Wells then presented the Distinguished Legislator Award to Mayor Vaughan for her contributions to Parks and Recreation; to her vision; and partnership in building better lives for citizens.

Mayor Vaughan accepted and thanked the Association for the award; voiced that the citizens and City Council helped make things better; commended the Parks and Recreation Department as well as other City departments; and thanked Council for the support for Parks and Recreation programs.

2. [ID 15-0935](#) Resolution Proclaiming November 16th through December 31st, 2015-  
"Buy Local Season"

Councilmember Hoffmann read the resolution into the record; spoke to the multiplier for local businesses; stated that local spending made a difference; and presented the resolution to Executive Director of Triad Local First Luck Davidson .

Ms. Davidson thanked Council for the resolution; provided an overview of the work of Triad Local First; spoke to competition to small local businesses from large corporate businesses; addressed the Buy Local campaign for 2015; stated there would be an organized Jingle Mob on December 8th from 6-8 p.m.; added that there were 280 local businesses involved in the campaign; asked for Citywide support; and for citizens to take selfies when making local purchases to post on the Buy Local Facebook page.

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

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

0329-15 RESOLUTION PROCLAIMING NOVEMBER 16TH THROUGH DECEMBER 31ST, 2015 "BUY LOCAL SEASON"

WHEREAS, a celebration of all local independent businesses has begun in the Triad area;

WHEREAS, Triad Local First ("TLF"), a non-profit organization, educates and advocates for citizens about investing in the local economy, and provides networking and other opportunities for local business owners, farmers, and supporters of the buy local movement;

WHEREAS, independent businesses create wealth by engaging local citizens in the production, marketing, and consumption of goods as well as contribute tax dollars that are reinvested in the community;

WHEREAS, spending at local businesses can have a positive impact for local entrepreneurs and assist in keeping their doors open.

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

That November 16th through December 31st is hereby proclaimed "Buy Local Season" for 2015 and years to come.

(Signed) Marikay Abuzuaiter

Mayor Pro-Tem Johnson recognized Dr. Irish Spencer to read a Proclamation from President Barack Obama on the Commemoration of the 50th Anniversary of the Vietnam War.

Ms. Spencer read the Proclamation; and recognized her husband who is a Marine Corps Veteran.

Mayor Pro-Tem recognized Veterans in the audience.

**Moved by Mayor-Pro-Tem Johnson, seconded by Councilmember Abuzuaiter to adopt the Proclamation provided by President Obama on the Commemoration of the 50th Anniversary of the Vietnam War. The motion carried on the following roll call vote:**

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

(A copy of the Proclamation is filed in Exhibit Drawer X, Exhibit No.32 which is hereby referred to and made a part of these minutes.)

Mayor Vaughan invited Police Chief Wayne Scott to the podium to provide an update regarding the recent New York Times Article.

Police Chief Scott spoke to his eight months as Police Chief; outlined the work that had been done in the community; read a statement into the record regarding the Police department; provided information on an Order he had executed that would be effective tomorrow; recognized Officer Trey Davis, Sue Davis and Jenny Caviness who would be heading up the new Community Engagement Division; and spoke to his goal as Police Chief.

Councilmember Wilkins thanked Police Chief Scott; and asked for clarification as to the reasoning for not enforcing traffic stops.

Police Chief Scott responded that he had instituted an order to have officers not stop persons on simple vehicle infractions, i.e. brake lights; spoke to what he was asking the officers to focus on; analysis of the data going forward to find out where disparities existed; and redirecting officers' energy.

Councilmember Hightower thanked Police Chief Scott; voiced that the numbers in the New York Times article were disturbing; the need to change the way officers interacted with the community; the need for assurance that the officers came with the citizen in mind; referenced the timing of Neighborhood Oriented Policing; and asked what would be involved in the training.

Police Chief Scott provided an outline of training that would take place in the upcoming year for sworn and non-sworn officers; stated that the Council and the community would be invited to participate; and spoke to the equity training piece.

Councilmember Hightower asked when Police Chief Scott expected to bring something back to Council; if there would be discussions with the community; stated she was excited about the community engagement piece; and that she appreciated Police Chief Scott hearing Council's concerns.

Police Chief Scott stated that he would report back to Council by the end of January; and that the community engagement would begin in the next couple of weeks throughout the City.

Councilmember Outling emphasized that Police Chief Scott had a great opportunity to make this right; stated many areas could be improved; spoke to fairness of officers out in the communities; tactics and approaches that they used; to the City policy regarding racial profiling; and spoke to the Order prohibiting specific behavior by officers.

Councilmember Fox asked about the statement regarding zero tolerance for the officers; voiced it was good to hear that the Police Chief was working on a resolution; requested the Police Chief report back to council in 90 days; and asked about unbiased policing.

Police Chief Scott explained the process that would be used for the zero tolerance policy; stated that a committee representative of the community and officers of different ranks to assist the department in tweaking policies several years ago had been reinstated; referenced meetings that had taken place; stated he was in conversations with the City Manager's office regarding a resolution being drafted; referenced working with the community to help

the policies align with the community; asked for patience during the process; and invited Council to sit in on meetings.

Councilmember Fox commended the men and women for their service rendered to the community; emphasized the City would hold them to the highest level of expectation; spoke to the other issues; requested that education and training with regard to a clear definition of 'zero tolerance' be provided to officers; and voiced the importance of trust for the Police Department. Councilmember Fox added that sometimes the City had made mistakes which needed to be corrected; stated that over the last few months each of the neighborhoods were beginning to see more police in the community; and commended Police Chief Scott for the steps being taken.

Mayor Pro-Tem Johnson thanked Police Chief Scott for not coming forward in denial; for the points of training and community engagement; stated she wanted to let the public know that the majority of the Council were committed to working with Police Chief Scott to resolve the problem; spoke to the historical background and the passion for justice; voiced the need for continued incremental updates which Police Chief Scott had agreed to; and spoke to there being a serious commitment for a resolution.

Councilmember Hoffmann asked for clarification regarding the parameters for zero tolerance; and asked what the penalty would be for an officer who had been found committing perjury, filing a false report, or who had used racial profiling.

Police Chief Scott outlined the zero tolerance discipline policy; spoke to the majority of offenses; and outlined what classified as a terminal offense.

Councilmember Abuzuaiter thanked Police Chief Scott; voiced that most of Council knew that most officers had high integrity and high passion for their jobs; stated she believed that something as small as not stopping someone for a broken taillight would alleviate some issues; that she believed Police Chief Scott was moving forward in a positive light; and added that the goal was to solve the issues.

Councilmember Barber echoed the sentiments of his colleagues; voiced appreciation for Police Chief Scott's efforts in addressing the issues; the immediate willingness to address the statistical data and provide it to Council; and added that the statistical data on the stops, and those who were stopped, would determine success to the department.

Mayor Vaughan thanked Police Chief Scott for coming; referenced stops of minorities being targeted; voiced the need for a solution regarding RDO and ticketing persons for resisting arrest.

Police Chief Scott stated he was reviewing the data; and hoped to get something in place by next week.

Mayor Vaughan stated it would be interesting to note if there were repeat officers that used Resist, Delay and Obstruct (RDO) on a consistent basis; added that this was a training issue; and asked that the department research following the City of Durham's process in utilizing sign and search methods for vehicle searches.

Police Chief Scott responded that staff was obtaining more data; emphasized the vision was to be a model department in the State; and spoke to meetings with Police Chiefs across the state.

Mayor Vaughan reminded Police Chief Scott that this was an opportunity for the department to step up; voiced importance in recognizing disparities; appreciation for Police Chief Scott addressing Council; and reminded the public that Council supported the Police Department, which was made up of good men and women whose duty it was to protect and serve.

Councilmember Hightower asked if the department had determined how officers made the call for racial profiling; and what the response was when that had been done.

Police Chief Scott assured Council that zero tolerance meant zero tolerance; stated how things fit into the policy; reiterated that he was a huge fan of training; spoke to the focus on communication; sensitivity in upcoming training; and stated he hoped staff could provide definitive answers moving forward.

(A copy of the statement read by Police Chief Scott is filed in Exhibit Drawer X, Exhibit No. 32, which is hereby referred to and made a part of these minutes.)

## **II. PUBLIC COMMENT PERIOD**

Bishop Chip Marble, 1611 Red Forest Road congratulated the Council for being elected; stated he was embarrassed about the New York Times article; was frustrated and angry that it took an article in the New York Times to get the attention of the Council, Police Chief and City Manager; stated he was glad Police Chief Scott did not deny the article; voiced the need for accountability for those who lied and abused power; referenced the Council's vote regarding 1979 Truth and Reconciliation Committee report; and voiced the need to be a better City.

April Parker, 1507 Elwood Avenue spoke to Police Chief Scott's minor adjustment; to black people being treated as if they were criminals; to institutional racism; to black persons being pulled away from their families; and emphasized that Black Lives Matter. Ms. Parker referenced statements as well as silence by Councilmembers on the issues; voiced the need for direct dialogue and less interactions with the Police; and stated the community did not want to keep talking to the same people in the Police Department.

Kiera Hereford, 598 Hugh Patrick Court echoed that Black Lives Matter; spoke to the historical treatment of black people; voiced the need for a public apology and resolution for the 1979 issue; asked for the resignation of the City Manager and the Police Chief; voiced the need for training on institutional racism; referenced activism on social media; voiced the need to invest in resources and treatment of those with mental health issues; and asked the elected officials to stop being silent and passive and address institutional racism.

Isabelle Brave, 1108 Highland Avenue read the names of those who died by the hands of the police in local communities.

Luther Falls, 1603 Lansdown Avenue congratulated Council on their reelection; spoke to the Buy Local Initiative; voiced concern with troubling issues with the police; referenced activities that had taken place at Saint Stephens United Church of Christ regarding a Youth African American Mentoring Program; outlined events through the program; announced an upcoming community forum on November 19th at 7:00 p.m.; congratulated Mayor Vaughan on her award; commended the City Parks and Recreation Department for the great job they did; referenced upcoming opportunities for small businesses; and voiced the need to find solutions and not just talk about the problems.

Councilmember Hightower referenced the City's ranking in doing business with black entrepreneurs.

James Welch, 4808 Summit Avenue voiced concerns with the need for police involvement with the community; stated African American needs were not being met; that they were not being heard; and asked about the beating of the young man by members of the North Carolina A&T football players.

Discussion took place regarding the incident; agreements between the City and North Carolina A&T police; involvement of the City Police Department; and conversations that had taken place with the mother of the young man.

Assistant City Manager Wesley Reid referenced the conversation that had taken place with the victim's mother; reminded Council he could not go into a lot of detail; referenced witnesses on the scene; the investigative process by the Greensboro Police Department; and spoke to what would happen moving forward.

Police Chief Scott ensured that the department had worked closely with the families; addressed the process and procedures used by the department; emphasized that this was a case where the victim would need to prosecute; added that the case did not rise to the level of a felony; and referenced conversations with the District Attorney's office.

City Attorney Tom Carruthers stated staff would investigate the process utilized by the City in the investigation; and stated he would report back to Council.

Discussion ensued regard the victim's privacy; and being proactive to educate the community.

Mr. Welch asked for Police Chief Scott's resignation; for someone to contact him regarding the status of the case; and invited Council to a community kickball event.

Demonte Alford, 1507 Elwood referenced the New York Times article; spoke to the increased black arrests; racial bias; referenced comments made by Mayor Pro-Tem Johnson during the election; stated that Deputy Chief Hinson was the only one talking to the community; spoke to the reaction of officers when approached during National Night Out; referenced the community policing itself; spoke to the responsibilities of the police; stated Black Lives Matter; and that the community did not want coffee with a cop.

Taryn Mohammed, 1308 Willard Street provided a quote from Dr. King; stated the community would no longer cooperate in their own oppression; would exercise the right of every American; voiced that there were some bad officers; the need to talk about the good citizens of Greensboro that did not need to be over policed; emphasized that Black Lives Matter; that the citizens of color were in trouble; and voiced the need for communication to engage the community.

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

**Moved by Councilmember Fox, seconded by Councilmember Wilkins to adopt the consent agenda. The motion carried by voice vote.**

3. [ID 15-0771](#) Resolution Authorizing Purchase in the Amount of \$50,819 of a Portion of Property Located at 4200 CE Sullivan's Lake Drive for the Horse Pen Creek Road Widening Project

0338-15 RESOLUTION AUTHORIZING PURCHASE OF A PORTION OF PROPERTY LOCATED AT 4200 CE SULLIVAN'S LAKE DRIVE FOR THE HORSE PEN CREEK ROAD WIDENING PROJECT

WHEREAS, in connection with the Horse Pen Creek Road widening project, a portion of the property owned by Sullivan's Lake Association, Parcel 0081967 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$42,345 but the property owner has agreed to settle for the price of \$50,819, which settlement, in the opinion of the City Council, is a fair and reasonable alternative to condemnation;

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

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

That the agreed price of the above mentioned portion of property in the amount of \$50,819 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made from Account No. 471-4502-08.6012, A14074.

(Signed) Jamal Fox

4. [ID 15-0772](#) Resolution Authorizing Purchase in the Amount of \$21,681 of a Portion of Property Located at 4201 CE Sullivan's Lake Drive for the Horse Pen Creek Road Widening Project

0339-15 RESOLUTION AUTHORIZING PURCHASE OF A PORTION OF PROPERTY LOCATED AT 4201 CE SULLIVAN'S LAKE DRIVE FOR THE HORSE PEN CREEK ROAD WIDENING PROJECT

WHEREAS, in connection with the Horse Pen Creek Road widening project, a portion of the property owned by Sullivan's Lake Association, Parcel 0081968 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$16,090 but the property owner has agreed to settle for the price of \$21,681, which settlement, in the opinion of the City Council, is a fair and reasonable alternative to condemnation;

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

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

That the agreed price of the above mentioned portion of property in the amount of \$21,681 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made from Account No. 471-4502-08.6012, A14074.

(Signed) Jamal Fox

**5.    [ID 15-0773](#)    Resolution Authorizing Purchase in the Amount of \$50,703 of a Portion of Property Located at 32 Near Tanner Woods Lane for the Horse Pen Creek Road Widening Project**

0340-15 RESOLUTION AUTHORIZING PURCHASE OF A PORTION OF PROPERTY LOCATED AT 32 NEAR TANNER WOODS LANE FOR THE HORSE PEN CREEK ROAD WIDENING PROJECT

WHEREAS, in connection with the Horse Pen Creek Road widening project, a portion of the property owned by Tanner Woods Homeowners Association, Inc., Parcel 0097574 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$35,221 but the property owner has agreed to settle for the price of \$50,703, which settlement, in the opinion of the City Council, is a fair and reasonable alternative to condemnation;

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

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

That the agreed price of the above mentioned portion of property in the amount of \$50,703 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made from Account No. 471-4502-08.6012, A14074.

(Signed) Jamal Fox

**6.    [ID 15-0786](#)    Resolution Approving Appraisal in the Amount of \$30,460 and Authorizing Purchase of a Portion of Property Located at 2905 Horse Pen Creek Road for the Horse Pen Creek Road Widening Project**

0341-15 RESOLUTION APPROVING APPRAISAL AND AUTHORIZING PURCHASE OF A PORTION OF PROPERTY LOCATED AT 2905 HORSE PEN CREEK ROAD FOR THE HORSE PEN CREEK ROAD WIDENING PROJECT

WHEREAS, in connection with the Horse Pen Creek Road Widening project, a portion of the property owned by Marvin Bascum Case, Jr. and Josephine Jessup Case, Parcel 0096070 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised by Colvin, Sutton, Winters and Associates at a value of \$30,460, 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 \$30,460 is hereby approved, and the purchase of the property in accordance with the appraisal is hereby authorized, payment to be made from Account No. 471-4502-08.6012, Activity #A14074.

(Signed) Jamal Fox

7. [ID 15-0792](#) Resolution Authorizing Purchase in the Amount of \$29,015 of a Portion of Property Located at 3100 Horse Pen Creek Road for the Horse Pen Creek Road Widening Project

0342-15 RESOLUTION AUTHORIZING PURCHASE OF A PORTION OF PROPERTY LOCATED AT 3100 HORSE PEN CREEK ROAD FOR THE HORSE PEN CREEK ROAD WIDENING PROJECT

WHEREAS, in connection with the Horse Pen Creek Road widening project, a portion of the property owned by Cheryl J. Hyatt, Parcel 0096072 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$27,015 but the property owner has agreed to settle for the price of \$29,015, which settlement, in the opinion of the City Council, is a fair and reasonable alternative to condemnation;

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

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

That the agreed price of the above mentioned portion of property in the amount of \$29,015 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made from Account No. 471-4502-08.6012, A14074.

(Signed) Jamal Fox

8. [ID 15-0816](#) Resolution Authorizing Purchase in the Amount of \$65,000 of a Portion Property Located at 4301 Gray Bluff Court for the Horse Pen Creek Road Widening Project

0343-15 RESOLUTION AUTHORIZING PURCHASE OF A PORTION OF PROPERTY LOCATED AT 4301 GRAY BLUFF COURT FOR THE HORSE PEN CREEK ROAD WIDENING PROJECT

WHEREAS, in connection with the Horse Pen Creek Road widening project, a portion of the property owned by Andre William and Terri Lynn Latoz, Parcel 0078360 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$55,480 but the property owner has agreed to settle for the price of \$65,000, which settlement, in the opinion of the City Council, is a fair and reasonable alternative to condemnation;

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

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



That the agreed price of the above mentioned portion of property in the amount of \$65,000 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made from Account No. 471-4502-08.6012, A14074.

(Signed) Jamal Fox

9. [ID 15-0834](#) Resolution Authorizing Grant Application for a NC DENR 2016 Community Waste Recycling Match Grant for Recycling Drop Site Improvements and Public School Education Projects

0344-15 RESOLUTION AUTHORIZING GRANT APPLICATION FOR THE NC DENR 2016 COMMUNITY WASTE REDUCTION AND RECYCLING MATCH GRANT FOR RECYCLING DROP SITE IMPROVEMENTS AND PUBLIC SCHOOL EDUCATION PROJECTS

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 August 3, 2015 the Field Operations Department submitted a grant application to the NC Department of Environmental Resources for \$14,083; and

WHEREAS, the grant requires a 20% match of the application amount, totaling \$2,816.67 to be provided by the City with general funds from the Field Operations Department; and

WHEREAS, the estimated grant project budget totals \$16,899.67; and

WHEREAS, the City of Greensboro currently operates 20 unmanned drop sites for commingled recyclables, but has identified 3 city-owned properties (fire stations) that would be suitable for new drop site placement to fill gaps in coverage. The City would like to place two 8-yard dumpsters at each of these locations; and

WHEREAS, the City of Greensboro provides recycling and trash collection to Guilford County Schools located within the city. Currently, each of these schools have one (1) commingled recycling dumpster. It is the City's goal to provide infrastructure and education to these schools, and to purchase recycling receptacles to be placed in the classroom in all participating schools. The receptacles will be provided free of charge provided that the schools agree to the written parameters; and

WHEREAS, if approved by Council and awarded by the NC Department of Environmental Resources and this project will provide increased opportunities for recycling in schools and at drop sites for comingled recyclables.

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

That the request to apply to the NC Department of Environmental Resources Community Waster Reduction and Recycling Grant program for \$14,083in state funds with a \$2,816.67 cash match from the City of Greensboro for a total project budget of \$16,899.67 is hereby approved.

(Signed) Jamal Fox

10. [ID 15-0857](#) Resolution Approving Appraisal in the Amount of \$24,980 and Authorizing Purchase of a Portion of Property Located at 3201 Coronet Court for the Horse Pen Creek Road Widening Project

0345-15 RESOLUTION APPROVING APPRAISAL AND AUTHORIZING PURCHASE OF A PORTION OF PROPERTY LOCATED AT 3201 CORONET COURT FOR THE HORSE PEN CREEK ROAD WIDENING PROJECT

WHEREAS, in connection with the Horse Pen Creek Road Widening project, a portion of the property owned by Y Thap Ayun, H'Dina Siu and Huong Siu, Parcel 0080523 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised by Colvin, Sutton, Winters and Associates at a value of \$24,980, 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 \$24,980 is hereby approved, and the purchase of the property in accordance with the appraisal is hereby authorized, payment to be made from Account No. 471-4502-08.6012, Activity #A14074.

(Signed) Jamal Fox

11. [ID 15-0896](#) Motion to approve the minutes of the Regular meeting of October 7, 2015.

Motion to approve the minutes of the Regular meeting of October 7, 2015 was adopted.

#### **IV. PUBLIC HEARING AGENDA**

The public hearing item was postponed to the December 15, 2015 meeting of Council without further advertising.

#### **V. GENERAL BUSINESS AGENDA**

13. [ID 15-0906](#) Boards and Commissions Listing for November 10, 2015

Councilmember Hightower placed the name of David Wils into the databank for consideration for the Library Board.

Moved by Councilmember Outling, seconded by Councilmember Barber to reappoint Anita Bachman to the Zoning Commission. The motion carried by voice vote.

Moved by Councilmember Fox, seconded by Councilmember Barber to appoint Danielle Brame to the Planning Board to replace Seth Steele. The motion carried by voice vote.

Moved by Councilmember Hoffmann, seconded by Mayor Pro-Tem Johnson to appoint Denny Kelly to the Tourism Board to replace Bernie Mann as the Arts Greensboro representative. Councilmember Hoffmann placed the name of Marsha Glazman in the databank for future consideration on a board or commission.

14. [ID 15-0812](#) Resolution Approving Contract No. 2015-079 in the Amount of \$1,170,000 with ARCADIS G&M of North Carolina Inc. for the Mitchell Water Treatment Plant Major Electrical Improvements

Mayor Vaughan Introduced Items #14 and #15 together.

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

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

0346-15 RESOLUTION APPROVING CONTRACT NO. 2015-079 WITH ARCADIS G&M OF NORTH CAROLINA, INC. FOR THE MITCHELL WATER TREATMENT PLANT MAJOR ELECTRICAL IMPROVEMENTS

WHEREAS, Water Resources is requesting the City enter into a contract with ARCADIS G&M of North Carolina, Inc. to provide engineering design services for major electrical improvements, high service pump improvements

and parts warehouse facility improvements at the Mitchell Water Treatment Plant (WTP);

WHEREAS, in order to address aging/deteriorating electric infrastructure at the Mitchell WTP, improve high service pumping capabilities, and provide for the warehousing of critical parts a project targeted at improving this infrastructure is needed;

WHEREAS, ARCADIS G&M of North Carolina, Inc. has provided design services for the City in the recent past.

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

That the contract with ARCADIS G&M of North Carolina Inc. to provide engineering design services for major electrical improvements, high service pump improvements and parts warehouse facility improvements at the Mitchell Water Treatment Plant (WTP) is hereby approved with funding in the amount of \$1,170,000 to come from the Water Resources Capital Projects Fund, Account No. 515-7023-02.5410.

(Signed) Yvonne Johnson

**15. [ID 15-0813](#) Ordinance in the Amount of \$1,170,000 Amending the Water Resources Capital Project Bond Fund - Series 2014 Budget to Establish Funding for the Mitchell WTP - Major Electrical Project**

**Moved by Councilmember Barber, seconded by Councilmember Wilkins, to adopt the Ordinance. The motion carried on the following roll call vote:**

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

15-0135 ORDINANCE AMENDING THE WATER RESOURCES CAPITAL PROJECT BOND FUND – SERIES 2014 BUDGET TO ESTABLISH FUNDING FOR THE MITCHELL WTP – MAJOR ELECTRICAL PROJECT

Section 1

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

That the Water Resources Capital Project Bond Fund – Series 2014 Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the Water Resources Capital Project Bond Fund – Series 2014 Budget be increased as follows:

Account	Description	Amount
515-7023-02.5410	Other Improvements	\$1,170,000
TOTAL	\$1,170,000	

And, that this increase be financed by increasing the following Water Resources Capital Project Bond Fund – Series 2014 Budget account:

Account	Description	Amount
515-0000-00.9005	Revenue Bond Proceeds	\$1,170,000
TOTAL	\$1,170,000	

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Mike Barber

16. [ID 15-0867](#) Resolution Authorizing Change Order in the Amount of \$17,822,035 to Contract 2014-1160 with Garney Companies for Construction Manager At Risk Construction (CMAR) Phase Services for the T.Z. Osborne Water Reclamation Facility 56 Million Gallon per Day (MGD) Upgrade - Package III Project

Mayor Vaughan Introduced Items #16 and #17 together.

Councilmember Hightower stated that she wanted the citizens to see the work that the Water Resource Department was doing for the CMAR process for M/WBE; and spoke to the need to improve the M/WBE process.

Water Resources Director Steve Drew spoke to the opportunity of CMAR to create new business partnerships; stated that they had four different mentor protege packages; commended the Garney Construction team; and recognized Water Reclamation Manager Elijah Williams.

Mr. Williams thanked Garney Construction, Gwen Carter and Tiffany Jones; spoke to the inclusion of women and minorities; thanked SRS who was the protege firm; voiced appreciation to them for taking a risk to do something they had not done before; and voiced appreciation for their work with the City.

Councilmember Barber left the Chamber at 7:30 p.m. and returned at 7:38 p.m.

Councilmember Hightower emphasized the importance of the M/WBE program; that the Water Resource Department had heard and done what Council had requested; voiced the importance in showing the citizens the City was serious about M/WBE; and stated she hoped other departments would follow a similar process.

Mayor Pro-Tem Johnson voiced appreciation for the work of Councilmember Hightower on the issue.

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

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

0347-15 RESOLUTION AUTHORIZING CHANGE ORDER IN THE AMOUNT OF \$17,822,035 TO CONTRACT 2014-1160 WITH GARNEY COMPANIES FOR CONSTRUCTION MANAGER AT RISK CONSTRUCTION (CMAR) PHASE SERVICES FOR THE T.Z. OSBORNE WATER RECLAMATION FACILITY 56 MILLION GALLON PER DAY (MGD) UPGRADE – PACKAGE III PROJECT

WHEREAS, Contract 2014-1160 was approved by City Council on September 2, 2014 with Garney Companies in the amount of \$444,506;

WHEREAS, the T.Z. Osborne WRF 56 MGD Upgrade – Package III Project provides for gravity filter improvements, chlorine contact chamber outfall and improvements, and electrical improvements at the T.Z. Osborne Water Reclamation Facility using the CMAR project delivery method;

WHEREAS, Garney Companies developed a Guaranteed Maximum Price (GMP) for the construction of the proposed improvements in the amount of \$17,822,035.

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 with Garney Companies for the T.Z. Osborne WRF 56 MGD Upgrade – Package III 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 \$17,822,035 from Account No. 515-7056-05.6019.

(Signed) Mike Barber

17. [ID 15-0860](#) Ordinance in the Amount of \$17,822,035 Amending the Water Resources Capital Project Bond Fund - Series 2014 Budget to Establish Funding for the Construction of the TZO 56 MGD Upgrade - Package III

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

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

15-0136 ORDINANCE AMENDING THE WATER RESOURCES CAPITAL PROJECT BOND FUND – SERIES 2014 BUDGET TO ESTABLISH FUNDING FOR CONSTRUCTION OF THE TZO 56 MGD UPGRADE – PACKAGE III

#### Section 1

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

That the Water Resources Capital Project Bond Fund – Series 2014 Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the Water Resources Capital Project Bond Fund – Series 2014 Budget be increased as follows:

Account	Description	Amount
515-7056-02.6019	Other Improvements	\$17,822,035
TOTAL		\$17,822,035

And, that this increase be financed by increasing the following Water Resources Capital Project Bond Fund – Series 2014 Budget account:

Account	Description	Amount
515-0000-00.9005	Revenue Bond Proceeds	\$17,822,035
TOTAL		\$17,822,035

#### Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

18. [ID 15-0934](#) Resolution Approving the Amendments to the City of Greensboro Premium Pay Policy

Councilmember Outling voiced appreciation for information he had requested regarding the cost; where the money would come from; and what the likely effect would be for Items #18 and #19 being included in the agenda

information.

Councilmember Wilkins asked how staff came up with the figures; and how the stipend had been determined.

Assistant City Manager Mary Vigue responded that the figures were an estimate which would be monitored; and added that the \$40,000 calculation was a conservative estimate.

Councilmember Wilkins requested a six month update.

Assistant City Manager Vigue spoke to upcoming holidays; and stated that staff would have better data going into the next budget cycle.

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

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

0348-15 RESOLUTION APPROVING AMENDMENTS TO THE CITY OF GREENSBORO PREMIUM PAY POLICY

WHEREAS, on August 18, 2015 City Council adopted a resolution directing the City Manager and staff to develop a specific action plan for revising the Holiday Pay Program in the Fall of 2015 which would provide a \$200 stipend for exempt employees required to work on City observed holidays;

WHEREAS, the amendment to the City's Premium Pay Policy, D-13, presented herewith this day, is intended to find ways to meet the needs of the City's employees and organization, and, on making the best use of City resources to ensure it stays market competitive while being able to continue to provide high quality services to citizens;

WHEREAS, the estimated budget impact is \$40,000 and will be funded in each affected department's existing Salaries and Wages account (.4110).

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

That the amendment to the City's Premium Pay Policy, D-13 presented herewith this day is hereby approved.

(Signed) Yvonne Johnson

**19. [ID 15-0945](#) Resolution Approving the In-Range Salary Adjustment Program Policy for the City of Greensboro**

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

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

0349-15 RESOLUTION APPROVING THE IN-RANGE SALARY ADJUSTMENT PROGRAM POLICY FOR THE CITY OF GREENSBORO

WHEREAS, on August 18, 2015 City Council adopted a resolution directing the City Manager and staff to develop a specific action plan for development of an In-Range Adjustment Program Policy (Policy) in the Fall of 2015;

WHEREAS, a new Policy is intended to find ways to meet the needs of the City's employees and organization and, on making the best use of the City resources to ensure it stays market competitive while being able to continue to provide high quality services to citizens;

WHEREAS, the proposed Policy will complement the existing merit pay system program (pay for performance), said proposed Program present herewith this day;

WHEREAS, the proposed Policy will provide a new tool for Department Directors to make warranted salary adjustments to existing employee's salaries within current pay ranges, and for staff to address an organizationally identified compensation issue where certain grades of positions are currently falling behind in the market;

WHEREAS, the estimated budget impact is \$500,000 and will be funded in each affected department's existing Salaries and Wages account (.4110).

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

That it hereby approves the In-Range Salary Adjustment Program Policy presented herewith this day.

(Signed) Sharon Hightower

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

Councilmember Fox thanked staff for the work they did, in particular Workforce Development for the ex-offender symposium this week; requested staff inform residents of the process for obtaining new trash cans when theirs were damaged as well as the process for bulk trash item pickup. Councilmember Fox requested staff to revisit the East Market Street Corridor over the new few years; and to include him in the monthly Police Department walks through District 2.

City Manager Westmoreland advised Council of the process for organizing District Neighborhood walks.

Councilmember Fox announced an upcoming Community Meeting at Revolution Mills tomorrow evening from 5:00 to 8:00 p.m. to discuss community projects; thanked the Veterans for the sacrifices made to the community and the nation; wished Assistant City Manager Mary Vigue well; and stated it was great to be re-elected and to serve with the distinguished board.

Councilmember Barber requested City Manager Westmoreland and City Attorney Carruthers to inform him of the process for bringing the proposed Boards and Commissions Policy to Council; reminded Council to remove their campaign yard signs; and reminded the public that schools would be out tomorrow for Veterans Day.

Mayor Pro-Tem Johnson spoke to Congressman Howard Coble's funeral this week; expressed sympathy to his family and friends; voiced appreciation for all his contributions; requested that a Job Training subcommittee be appointed to see how the City could best carry the proposal out going forward; spoke to those who would be appointed to the subcommittee; and voiced appreciation to Assistant City Manager Vigue for the work she had done.

Mayor Vaughan spoke to the need to work out issues for Council sub-committee items running through the standing committees of Council.

Councilmember Outling requested City Manager Westmoreland have staff make a presentation to educate the public with regard to funding from the Hotel/Motel tax for the Coliseum improvements for the D League.

Mayor Vaughan spoke to the use of the Hotel/Motel tax which was Convention and Visitors Bureau (CVB) funding and not additional tax revenue; added that the funding would be used to finance the upgrades to the Pavilion which was owned by the City; and verified that this was a good way to fund those improvements.

City Manager Westmoreland confirmed that the Council Committee meetings were replayed on Greensboro Television Network (GTN); and that Coliseum Director Matt Brown could make a presentation at the November 17th Council meeting.

Councilmember Wilkins voiced that information provided by Mr. Brown had been helpful; and asked for an explanation of repayment should the lease not be renewed for an additional five years with the November 17th

agenda packet.

Councilmember Abuzuaiter spoke to Congressman Coble's funeral; wished Assistant City Manager Mary Vigue well; thanked the Veterans; and asked City Manager Westmoreland to provide information on the process for loose leaf collection to community groups that were listed on the National Night Out list.

Discussion ensued regarding the danger to runners and cyclists with leaves in the street; ordinance requirements; safety issues; enforcement of the ordinance; and educating the public on the process for loose leaf collection.

Councilmember Hightower voiced concerns for the lack of education for loose leaf collections; asked if information could be provided on City commercials on GTN; spoke to dangers when driving through leaves that were left out in the street; emphasized she was not a fan of the Council Committee structure; referenced information provided previously at work sessions; announced a Stop the Violence event on Saturday the 14th from 9:00 a.m. to 3:00 p.m. at Destiny Christian Center; stated people were being asked to turn in their guns and ammunition; stated it was good to be re-elected; and wished everyone a Happy Veterans Day.

Mayor Vaughan wished Assistant City Manager Mary Vigue well; stated she had enjoyed working with her; and stated Ms. Vigue would bring a lot to Say Yes Guilford.

#### 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.

### **VI. ATTACHMENTS FOR COUNCIL'S INFORMATION:**

#### **Adjournment**

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

THE CITY COUNCIL ADJOURNED AT 8:30 P.M.

ELIZABETH H. RICHARDSON  
CITY CLERK

NANCY VAUGHAN  
MAYOR