



# City of Greensboro

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

## Meeting Minutes - Final City Council

Tuesday, August 16, 2016

5:30 PM

Council Chamber

### **Call to Order**

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

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

Also present were Assistant City Manager David Parrish, City Attorney Tom Carruthers, and Deputy City Clerk Angela R. Lord.

### **Moment of Silence**

The meeting opened with a moment of silence.

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

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

### **Recognition of Courier**

Assistant City Manager David Parrish recognized Kym Smith of the Transportation Department who served as Courier for the meeting.

Assistant City Manager Parrish recognized Darrien Christian Kenner from the Greensboro Youth Council who served as Junior Courier for the meeting; and provided a history of his community involvement and accomplishments.

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

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

Councilmember Wilkins entered the meeting at 5:38 p.m.

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

1. [ID 16-0567](#) Resolution Honoring the Memory of the Late Dr. Melvin C. Swann, Jr.

Mayor Pro-Tem Johnson read the resolution into the record; recognized family members in attendance; and presented the resolution to the Mrs. Swann.

A family representative and Mrs. Swann voiced appreciation for the resolution.

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

**Absent,** 1 - Mike Barber

260-16 RESOLUTION HONORING THE MEMORY OF THE LATE MELVIN C. "MEL" SWANN, JR.

WHEREAS, on June 4, 2016, this community lost one of its outstanding community leaders with the passing of the late Melvin C. "Mel" Swann, Jr.;

WHEREAS, a native of Alabama City, Alabama, Swann attended elementary school in several states and abroad, received his high school diploma from St. Emma's Military Academy in Rock Castle, Virginia, Bachelor of Science degree from Hampton University, Master of Education from The University of North Carolina at Chapel Hill and Doctor of Humane Letters from North Carolina Agricultural and Technical State University. Swann pursued further study at The University of North Carolina at Greensboro;

WHEREAS, Swann was a graduate of the Provost Marshal General School and the United States Army Airborne School; and served as a captain in the United States Army Military Police;

WHEREAS, during his 36-year career in education, he was employed as a health and science teacher prior to becoming an assistant principal at J.C. Price Junior High School in Greensboro, and in 1969, became principal. In 1971 Swann was promoted to director of student affairs and was instrumental in managing the student desegregation program for the Greensboro City School system;

WHEREAS, later in his career, Swann served as the school system's assistant superintendent for pupil personnel services, assistant superintendent for elementary schools and community services, associate superintendent for administration and management. Prior to his retirement in 1997, Swann was appointed as the first deputy superintendent of the newly merged Guilford County Schools system which included Greensboro, High Point, and Guilford County in 1993;

WHEREAS, his career in public education led to service on the North Carolina Community College System, North Carolina Judicial Standards Commission, Magnet Schools of America, National Association of Pupil Personnel Administration, North Carolina A&T State University Board of Trustees, Guilford College Board, Greensboro College Board and Oak Ridge Military Academy Board;

WHEREAS, Swann received many honors throughout his lifetime including The North Carolina Order of the Long Leaf Pine, Certificate of Special Congressional Recognition for Outstanding and Invaluable Service to the Community, Guilford County Association of Office Personnel Administrator of the Year, Hayes-Taylor YMCA Man of the Year, News and Record/Triad Stage Our Town Hero, YMCA of Greensboro Volunteer of the Year, and was a Kappa Alpha Psi Fraternity Inc. Legend Award recipient;

WHEREAS, as an active member of the community Swann served as chairman of the Church Council and member of the Gospel Choir, Sanctuary Choir and United Methodist Men at Saint Matthews United Methodist Church; chairman, Greensboro Coliseum Commission; and chairman, Hayes-Taylor Memorial YMCA Board Of Management. Additional honors include member of Kappa Alpha Psi Fraternity Inc., Greensboro Men's Club, The Flexibles Social Club, Peeler-Swann-J.C. Price Family and Sigma Pi Phi Fraternity, Inc., Beta Epsilon Boule;

WHEREAS, Swann was inducted in the North Carolina A&T Sports Hall of Fame; and for 37 years, served as a broadcaster for North Carolina A&T football and basketball games;

WHEREAS, the City Council wishes to express its sense of loss and sincere appreciation and gratitude for the many years of dedicated public service rendered by Melvin C. "Mel" Swann, Jr., the outstanding contributions he has made to the community, and the legacy he leaves.

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

1. That the City Council hereby expresses, on behalf of the citizens of Greensboro, a deep sense of loss and a feeling of respect and gratitude for the life of Melvin C. "Mel" Swann.
2. That a copy of this resolution shall be delivered to the family of the late Melvin C. "Mel" Swann as a symbol of the gratitude of the people of Greensboro for his many contributions to this community.

(Signed) Sharon Hightower

Mayor Vaughan asked for a motion to excuse Councilmember Barber from the meeting. Moved by Councilmember Fox, seconded by Councilmember Abuzuaiter to excuse Councilmember Barber from the meeting. The motion carried by voice vote.

**2. [ID 16-0629](#) Be Greensboro Employee Recognition Campaign**

Assistant City Manager Parrish recognized employees being honored; spoke to the nomination of employees by peers and/or citizens; providing excellence in service to the community; stated forty-eight employees from fifteen departments were being honored; and provided information for the avenues citizens could nominate employees until August 31st.

Taking the prerogative of the Chair Mayor Vaughan stated item #3 would be heard later in the meeting.

**4. [ID 16-0704](#) Resolution Recognizing Trinity A.M.E. (African Methodist Episcopal) Zion Church on Their 125th Anniversary Celebration**

Mayor Pro-Tem Johnson recognized Trinity A.M.E. representatives in attendance; read the resolution into the record; and presented the resolution to the group representative.

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

**Absent,** 1 - Mike Barber

**261-16 RESOLUTION RECOGNIZING TRINITY A.M.E. (AFRICAN METHODIST EPISCOPAL) ZION CHURCH ON THEIR 125TH ANNIVERSARY CELEBRATION**

WHEREAS, in 1891 Reverend Dr. William H. Goler let forty Zionites who had come to Greensboro from Chatham County for better educational and financial opportunities to form what is known today as Trinity A.M.E. Zion Church (Trinity) with the first structure located at the corner of Washington and Gilmer Streets;

WHEREAS, Trinity membership grew to 600 during its greatest growth between 1910 and 1960;

WHEREAS, Trinity relocated to East Florida Street under Reverend Cecil Bishop's leadership in 1966 when a new sanctuary with a capacity of 800 was completed. Under his leadership, the church also purchased "Trinity Gardens Apartments", a housing community of two and three bedroom apartments for low income families;

WHEREAS, a successful campaign to liquidate the mortgage on the new structure took place during the leadership of Reverend Edgar A. French from 1975 through 1979;

WHEREAS, the former Reverend Cecil Bishop was elected to Bishop during the 41st Quadrennial General A.M.E. Zion Conference held in May, 1980 under the leadership and direction of Reverend Vaughn T. Easton who led the church from 1979 through 1982;

WHEREAS, Reverend Joseph Johnson, D. Min. who led Trinity from 1982 through 1992 was elected a Bishop in the A.M.E. Zion Church at the Quadrennial General Conference in Atlanta in July, 1992;

WHEREAS, Trinity was led by Reverend Michael A. Frencher, D.Min. from 1992 through 2012 during which time the public address system and interior lighting in the sanctuary were updated. Dr. French was elected the 101st Bishop in the line of succession in the African Methodist Episcopal Zion Church in July 2012;

WHEREAS, the Quadrennial General Conference of the A.M.E. Zion Church was hosted by Trinity in 2000 and

2004;

WHEREAS, under the leadership of the current pastor, Reverend Dr. Daran H. Mitchell, the church is making an impact with the Marketing Ministry, a new website, the Caregivers Ministry, the Praise Team, Evangelism, Discipleship Ministry, Women's Ministry, Media Ministry, College Ministry "CMB", Takeover Tuesday, Young Adult Bible Study and the Morning Manna prayer line;

WHEREAS, the City Council wishes to extend its congratulations to Trinity A.M.E. Zion Church on their 125th year anniversary.

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

That it hereby recognizes Trinity A.M.E. Zion Church on their 125th year anniversary; and the contributions it makes to the community.

(Signed) Sharon Hightower

**5. [ID 16-0723](#) Resolution Supporting the Expansion of the Piedmont Triad International Airport**

Councilmember Fox read the resolution into the record; and presented the resolution to Piedmont Triad International Airport (PTI) Board Chairman, Steve Showfety.

Mr. Showfety spoke to Council's support for the airport; the role of the City in building infrastructure; provided PTI employment information; spoke to working closely with municipalities; recruitment of airlines; economic development; and stated the airport did not receive tax dollars from the City.

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

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

**Absent,** 1 - Mike Barber

**262-16 RESOLUTION SUPPORTING THE EXPANSION OF THE PIEDMONT TRIAD INTERNATIONAL AIRPORT**

WHEREAS, the Piedmont Triad International Airport ("PTI") is located at the center of the Piedmont Triad Region and serves all of the communities within the region, including the City of Greensboro;

WHEREAS, in recognition of the vital role played by PTI in the economy of the City of Greensboro, the North Carolina General Assembly has authorized the City of Greensboro to appoint one of the members of the Piedmont Triad Airport Authority, which owns and operates PTI;

WHEREAS, in addition to serving the aviation needs of this community, PTI has also provided sites with airfield access for aviation and aerospace companies to construct and operate their facilities;

WHEREAS, the Airport Authority has already developed a cluster of aviation and aerospace facilities at PTI, which provide high-paying jobs and career opportunities for several thousand, including aerospace engineers, designers, aircraft mechanics and other skilled personnel;

WHEREAS, the Airport Authority's Master Plan calls for the increased development of such facilities using PTI's existing airfield infrastructure and new infrastructure that the Airport Authority is currently putting into place at PTI;

WHEREAS, PTI's on-going development will yield a high rate of return by encouraging the expansion of existing facilities and the attraction of new companies to PTI, which will enable PTI to become a major center for the aviation and aerospace industry, a growing source of well-paying jobs and badly-needed employment and a catalyst for economic growth throughout the Piedmont Triad.

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

That it recognizes the role of PTI not only as this region's primary airport but as a source of economic growth for the entire area;

Further resolved that the City of Greensboro expresses its support for the development of new airfield infrastructure and aviation sites at PTI, and it encourages other jurisdictions to support that development for the common benefit and future growth of the entire Piedmont Triad Region.

(Signed) Jamal Fox

**3. [ID 16-0675](#) Resolution Recognizing the Southeastern Building, a North Carolina Great Place: Historic Rehabilitation**

North Carolina Chapter of the American Planning Association President John Morck made a presentation; spoke to the history of the Southeastern Building; Peoples Choice award; submissions for the building; the selection and voting process; and presented the Great Historic Preservation Award to developer Barry Siegal.

Mayor Vaughan read the resolution into the record; presented the resolution to Mr. Siegal; and thanked him for his hard work.

Mr. Siegal voiced appreciation for the honor; spoke to restoring the building; and to the history of the project.

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

**Absent,** 1 - Mike Barber

**263-16 RESOLUTION RECOGNIZING THE SOUTHEASTERN BUILDING FOR NORTH CAROLINA CHAPTER OF THE AMERICAN PLANNING ASSOCIATION GREAT PLACES AWARD FOR HISTORIC RESTORATION**

WHEREAS, the Southeastern Building, formerly the American Exchange National Bank, is a registered Guilford County Landmark property and is listed in the National Register of Historic Places; and

WHEREAS, the Southeastern Building has stood at the northeast corner of the most prominent intersection in downtown Greensboro for nearly 100 years; and

WHEREAS, after years of decline and deterioration, the Southeastern Building was totally renovated in 2015 for a mixture of residential and commercial uses; and

WHEREAS, the Southeastern Building is now a showpiece in the Downtown Greensboro Historic District after the faithful reproduction of missing architectural features including the two-story classical columns; and

WHEREAS, the restored Southeastern Building is making a major contribution to the economic and physical revival of the center city; and

WHEREAS, the North Carolina Chapter of the American Planning Association sponsors the annual Great Places in North Carolina awards; and

WHEREAS, the Southeastern Building received the most votes in the 2016 North Carolina Great Places awards, Historic Rehabilitation category.

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

That the City Council recognizes Barry Siegal and Willard Tucker for their vision and perseverance in restoring

one of Greensboro's most important historic buildings and for helping to make downtown the "great place" that it is; and further

That the North Carolina Chapter of the American Planning Association's Great Places award brings recognition not only to the developers of the project but also to the City of Greensboro for its support and its commitment to historic preservation and place-making as key elements of a vibrant and sustainable community.

(Signed) Justin Outling

## **II. PUBLIC COMMENT PERIOD**

Mayor Vaughan stated that there were speakers with comments tied to a later item; and that those speakers would be heard at the time the item was addressed by Council.

Tori Carle, Recycling Education Specialist for the City of Greensboro provided information for Operation Bed Roll; made a presentation; spoke to the use of plastic bags for portable sleeping surfaces; the Greensboro Police Department (GPD) educational program; distribution of the mats by the Interactive Resource Center and GPD; provided information on workshops for residents; and collection sites.

Discussion took place regarding the size of the bed rolls.

Councilmember Wilkins requested GTN run information regarding Operation Bed Roll.

Sondra Wright, 2801 Pleasant Garden Road referenced a previous appearance; voiced concerns with subcontracting issues; referenced conversations at the state level; spoke to the authority of local municipalities; voiced concerns and risks involved in a recent project; and requested Council to take a stand on the issue.

Councilmember Fox inquired about possible legislation to address Ms. Wright's concerns.

City Attorney Tom Carruthers confirmed staff would research the issues; and report back to Council.

Councilmember Hightower referenced a previous request for staff to address the issue; and requested information regarding policies.

Assistant City Manager Parrish spoke to conversations with Ms. Wright; to policies regarding subcontractors; and confirmed information would be provided to Council.

David Hamsten, 2304 Golden Gate Drive voiced concerns with various bike issues; appreciation for the future bonds for the bike community; spoke to trying to change the City's budget; forms of transportation; the focus on main roadways; and cycling and pedestrian projects.

Bob Bates, 23 Oak Branch, President of the Greensboro Realtor Association provided an update on the housing market; compared data; referenced information distributed to Council; spoke to inventory problems; a strong housing market; and to low interest rates.

Councilmember Hightower spoke to housing inventories; and to creating a partnership.

Chris Bristow, 284 Pleasant Gove Church Road representing Bristow Development voiced concerns regarding an issue with a Natural Science Center project; provided an update; and referenced conversations with the City Attorney.

Assistant City Attorney James Dickens spoke to the Notice of Lien; process used to withhold the funds depending on the ruling of the Bonding company; the denial of the claim; compliance and expiration of the statute of limitations; and to a counter claim.

Discussion took place regarding when Mr. Bristow first appeared before Council; execution of the lien; legal representation for Mr. Bristow; withholding payment due to the performance of work; contractual obligation of the City; and the City Attorney's office reaching out to Mr. Elliott again.

Mayor Vaughan requested City Attorney Carruthers to follow up on the issue.

Randall Keeney, 4402 Graham Road of Saint Barnabas Episcopal Church referenced the roll up covers for the homeless; funds allocated by Council; and stated homelessness issues had not been addressed.

Councilmember Barber entered the meeting at 6:37 p.m.

Mayor Vaughan stated the City had doubled the homelessness budget over the last couple of years; and suggested conversations to be had with the County Commissioners.

Discussion took place regarding Partners Ending Homelessness.

Reverend Nelson Johnson requested item #45 to be moved up in the agenda.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Hightower to move item #45 up on the agenda. The motion carried by voice vote. It was the consensus of Council to move the item up before it #41.

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

Mayor Vaughan recognized Councilmember Barber's arrival to the meeting; and asked if anyone wished to remove any items from the Consent Agenda.

Councilmembers Hightower and Fox requested Items #14, #21, and #22 be removed for discussion.

**Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Abuzuaiter to adopt the consent agenda as amended. The motion carried by voice vote.**

6. [ID 16-0665](#) Resolution Approving a Memorandum of Understanding Between the City of Greensboro and the Town of Jamestown and Koury Corporation regarding the Grandover Village Development and Authorizing the Transfer of an Existing 8" Water Line From Greensboro To Jamestown

264-16 RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF GREENSBORO AND THE TOWN OF JAMESTOWN AND KOURY CORPORATION REGARDING THE GRANDOVER VILLAGE DEVELOPMENT AND AUTHORIZING THE TRANSFER OF AN EXISTING 8" WATER LINE FROM GREENSBORO TO JAMESTOWN

WHEREAS, Koury Corporation will develop a project known as Grandover Village and will install a dedicated public street, a water system, and a wastewater/sewer collection system in the project area;

WHEREAS, the City of Greensboro and the Town of Jamestown each owns and operates water supply systems and wastewater/sewer collection systems in and around the Grandover Village area;

WHEREAS, to enable Koury Corporation to develop the Grandover Village project in the most efficient manner, the City of Greensboro, the Town of Jamestown, and Koury Corporation have agreed to enter into a Memorandum of Understanding for the purpose of delineating the responsibilities for the installation, ownership, operation, and maintenance of the dedicated public street and the water-sewer system at the Grandover Village development;

WHEREAS, upon completing the construction of the dedicated public street and installing the required water-sewer infrastructure within the right-of-way, Koury shall dedicate to Greensboro the completed public street, and Koury shall dedicate to Jamestown the water-sewer infrastructure;

WHEREAS, Greensboro will transfer an 8" water line to Jamestown because the water line is used to serve only Jamestown.

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

That a memorandum of understanding between the City of Greensboro, the Town of Jamestown and Koury Corporation to outline the responsibilities for the installation, ownership, operation, and maintenance of the dedicated public street and the water-sewer system at the Grandover Village development is hereby approved.

(Signed) Yvonne Johnson

7. [ID 16-0674](#) Resolution to Allow Utility Extension/Connection - Resolution Allowing Sedalia Crossing, to Extend and Connect onto City Water and Sanitary Sewer without Immediate Annexation by the City of Greensboro.

265-16 RESOLUTION ALLOWING SEDALIA CROSSING TO EXTEND AND CONNECT ONTO CITY WATER AND SANITARY SEWER WITHOUT IMMEDIATE ANNEXATION BY THE CITY OF GREENSBORO

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

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

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

WHEREAS, on April 3, 2012, City Council adopted the "City of Greensboro Policy - Water & Sewer Services Outside the Corporate Limits" to address the extension of water and sanitary sewer lines and revised said policy on May 20, 2014; and

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

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

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

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

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

Section 4 - That Sedalia Crossing will be developed as a non-residential project that includes technology research and development, manufacturing, distribution and assembly, office, retail or other similar uses; if the project includes residential, it must be in the form of a mixed use development in which the non-residential use is the primary use and the residential portion does not exceed 25% of the existing non-residential use; and shall be subject to regulations, above and beyond that normally required, to ensure an integrated and complementary pattern of development with features related to architectural standards, landscaping, tree conservation, signage, lighting, driveways and pedestrian facilities.

Section 5 - That upon any violation of the terms of this resolution, said resolution shall be deemed null and void and any connections made after the effective date of this resolution to the City's water or sanitary sewer lines will be terminated immediately.



Section 6 - That this Resolution shall become effective immediately upon adoption.

(Signed) Yvonne Johnson

8. [ID 16-0646](#) Resolution Authorizing Agreement with NCDOT for Traffic Signal Installation and Crosswalks at Union Square Campus

266-16 RESOLUTION AUTHORIZING CONSTRUCTION AGREEMENT WITH NCDOT FOR TRAFFIC SIGNAL INSTALLATION AND CROSSWALKS AT UNION SQUARE CAMPUS

WHEREAS, the NC Department of Transportation (NCDOT) plans to make certain street and highway constructions and improvements;

WHEREAS, the NCDOT and City of Greensboro are authorized to participate in the planning and construction of a project approved by the Board of Transportation for the safe and efficient utilization of transportation systems for the public good;

WHEREAS, the NCDOT has agreed to enter into a construction agreement with the City to reimburse 100% of project costs up to \$250,000 for the installation of mast arm signal poles, pedestrian signals, and stamped crosswalks at the intersection of Gate City Boulevard and South Elm Street and the intersection of Gate City Boulevard and Arlington Street.

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

That said project is hereby formally approved by the City Council of the City of Greensboro and the City Manager and Clerk of this Municipality are hereby empowered to sign and execute the associated agreement with the North Carolina Department of Transportation.

(Signed) Yvonne Johnson

9. [ID 16-0648](#) Ordinance in the Amount of \$250,000 Amending the Street and Sidewalk Capital Project Fund Budget for Traffic Signal Installation and Crosswalks at Union Square Campus

016-85 ORDINANCE AMENDING THE STREET AND SIDEWALK CAPITAL PROJECT FUND BUDGET FOR TRAFFIC SIGNAL INSTALLATION AND CROSSWALKS AT UNION SQUARE CAMPUS

Section 1:

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

That the Street & Sidewalk Capital Project Fund Budget of the City of Greensboro be amended as follows:

Account	Description	Amount
401-4531-05.5240	Traffic Signal & Lighting Equipment	\$155,000
401-4531-05.6019	Other Improvements	\$95,000
Total		\$250,000

And, that this appropriation be financed by increasing the following accounts:

Account	Description	Amount
401-4531-05.8633	Reimbursements – Contract Agreements	\$250,000
Total		\$250,000

Section 2:

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

10. [ID 16-0621](#) Resolution Approving Bid in the Amount of \$852,510 and Authorizing Contract #2016-007B with Allied Roofing Company, Inc. for the Roof Replacement on the Melvin Municipal Office Building

267-16 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT 2016-007B WITH ALLIED ROOFING COMPANY, INC. FOR THE ROOF REPLACEMENT ON THE MELVIN MUNICIPAL OFFICE BUILDING OF THE CITY OF GREENSBORO

WHEREAS, after due notice, bids have been received for the Roof Replacement on the Melvin Municipal Office Building of the City of Greensboro;

WHEREAS, Allied Roofing Company, Inc., a responsible bidder, has submitted the low base and alternate bid in the total amount of \$852,510 as general contractor for Contract No. 2016-007B, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City.

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

That the bid hereinabove mentioned submitted by Allied Roofing Company, Inc. is hereby accepted, and the City is authorized to enter into a contract with Allied Roofing Company, Inc. for the renovation of the Roof Replacement on the Melvin Municipal Office Building of the City of Greensboro 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 \$852,510 from Account No. 411-6001-01.5613.

(Signed) Yvonne Johnson

11. [ID 16-0649](#) Resolution Approving a Contract in the amount of \$295,000 with SKA Consulting Engineering, Inc. for Mitchell Water Treatment Plant Structural and Sedimentation Basin Rehabilitation Construction Administration and Inspection Services

268-16 RESOLUTION APPROVING A CONTRACT IN THE AMOUNT OF \$295,000 WITH SKA CONSULTING ENGINEERING, INC. FOR MITCHELL WATER TREATMENT PLANT STRUCTURAL AND SEDIMENT BASIN REHABILITATION CONSTRUCTION ADMINISTRATION AND INSPECTION SERVICES

WHEREAS, the City Council awarded Contract 2013-079 for the Mitchell Sediment Basin Building Structural Improvements/Mitchell Filter Plant HVAC Improvements Phase I on September 19, 2014;

WHEREAS, the work consisted of rehabilitating the deteriorated floors and walls of the interior and exterior structural building components;

WHEREAS, Phase II of the project consist of structural repairs and preservation of existing reinforced members as well as durability repairs and enhancements to existing concrete surfaces in walls, beams and slabs at the filter plant;

WHEREAS, SKA Consulting Engineering, Inc. will provide onsite observations of the work and field check of materials and equipment for the construction of the Structural and Sedimentation Basin Rehabilitation Project;

WHEREAS, SKA Consulting Engineering, Inc. was previously contracted to design, obtain permits and assist with the bidding of civil, process for all phases of the project;

WHEREAS, The Construction Administration and Inspection's team will include SKA Consulting Engineering, Inc. and CriTek Engineering Group, P.C.

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

That the City is authorized to enter into a contract with SKA Consulting Engineering, Inc. to provide Construction Administration and Inspections Services for the for Mitchell Water Treatment Plant Structural and Sedimentation Basin Rehabilitation Construction Administration and Inspection Services 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 \$295,000 from Water Resources Capital Fund Account No. 503-7026-04.5410.

(Signed) Yvonne Johnson

**12. [ID 16-0673](#) Resolution Approving a Contract in the amount of \$364,500 with CDM Smith, Inc. for the Mitchell Water Treatment Plant Filter Backwash Pump Replacement and System Improvements Project**

269-16 RESOLUTION APPROVING A CONTRACT IN THE AMOUNT OF \$364,500 WITH CDM SMITH, INC. FOR MITCHEL WATER TREATMENT PLANT FILTER BACKWASH PUMP REPLACEMENT AND SYSTEM IMPROVEMENTS PROJECT

WHEREAS, The Mitchell Water Treatment Plant (WTP) filter backwash system is a key component in the treatment process to purify water for potable use;

WHEREAS, The existing backwash pumps at the Mitchell WTP are reaching the end of their useful service life and the accessibility to the pumps in the lower level of the filter plant for maintenance purposes is challenging;

WHEREAS, the new clearwell ground storage tank under construction at the Mitchell WTP is designed with an integral pump platform to hold up to three new backwash pumps;

WHEREAS, the work to be performed by CDM Smith, Inc. includes the design of three new back wash pumps to be located on the exterior of the clearwell roof. The variable frequency drives (VFD) and power supply equipment used for controlling the pumps will be installed inside the filter plant;

WHEREAS, CDM Smith, Inc. will provide design, permitting assistance, bidding and onsite observations of the work and field checking of materials and equipment necessary for the construction of the project;

WHEREAS, CDM Smith, Inc. was previously contracted to design and assist with the bidding and construction administration oversight associated with the clearwell project;

WHEREAS, the construction administration and inspection team for the filter backwash pump replacement project includes CDM Smith, Inc. and CriTek Engineering Group, P.C.

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

That the City is authorized to enter into a contract with CDM Smith, Inc. to provide design, permitting assistance, bidding and onsite observations of the work for the for Mitchell Water Treatment Plant Filter Backwash Pump Replacement and System Improvements 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 \$364,500 from Water Resources Capital Fund Account No. 503-7026-04.5410.

(Signed) Yvonne Johnson

**13. [ID 16-0650](#) Resolution Awarding Professional Services Contract to Moser Mayer Phoenix Associates for the J. Douglas Galyon Depot Tunnel Leak Repairs and Miscellaneous Improvements Projects**

270-16 RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT TO MOSER MAYER PHOENIX ASSOCIATES FOR THE J. DOUGLAS GALYON DEPOT TUNNEL LEAK REPAIRS AND MISCELLANEOUS IMPROVEMENTS PROJECT

WHEREAS, The City received grant funding in the amount of \$400,000 from the North Carolina Department of Transportation Rail Division to support critical repairs at the J. Douglas Galyon Depot;

WHEREAS, These funds will be used for Phase 1 improvements, which will include repairing leaks in the Amtrak passenger and baggage tunnels;

WHEREAS, the GTA Board recommended award of a professional services contract to Moser Mayer Phoenix Associates at their October 27, 2015 meeting;

WHEREAS, Moser Mayer Phoenix Associates is proposed to complete the professional services design work in the amount of \$152,100 due to their demonstrated capabilities and qualifications.

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

That the City is authorized to enter into a contract with Moser Mayer Phoenix Associates for the J. Douglas Galyon Depot Tunnel Leak Repairs and Miscellaneous Improvements Project. 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 \$152,100 from Account No. 567-4503-01.5410.

(Signed) Yvonne Johnson

**15. [ID 16-0657](#) Ordinance in the Amount of \$54,500 Amending the State, Federal and Other Grants Fund Budget to Establish Funding for Year Fourteen of The Piedmont Triad Water Quality Partnership**

016-86 ORDINANCE AMENDING THE STATE, FEDERAL AND OTHER GRANTS FUND BUDGET TO ESTABLISH FUNDING FOR YEAR FOURTEEN OF THE PIEDMONT TRIAD WATER QUALITY PARTNERSHIP

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
220-7074-01.5221	Advertising	\$54,500
Total		\$54,500

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

Account	Description	Amount
220-7074-01.7170	Local Government Grant	\$ 47,000
220-7074-01.9505	Transfer from Stormwater Mgt.	\$ 7,500
Total		\$ 54,500

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

**16. [ID 16-0670](#) Ordinance in the Amount of \$375,641 Appropriating FY 14-15 Community Development Block Grant Program Income Funds for Affordable Housing Programs**

## 016-87 ORDINANCE AMENDING FY 14-15 CDBG BUDGET

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

## Section 1

That the FY 14-15CDBG Budget of the City of Greensboro is hereby amended as follows:

That the appropriations be increased, as follows:

Account	Description	Amount
212-2115-46.5282	Homeowner Code Compliance	\$225,000
212-2115-47.5283	Housing Reclamation Program	\$150,641
Total		\$375,641

And, that this increase is financed by the following revenue:

Account	Description	Amount
212-0000-00.8616	Program Income	\$265,000
212-0000-00.7420	Program Income	\$110,641
Total		\$375,641

## Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

17. [ID 16-0698](#) Ordinance in the Amount of \$275,098 Appropriating FY 15-16 Community Development Block Grant Program Income Funds for Affordable Housing Programs

## 016-88 ORDINANCE AMENDING FY 15-16 CDBG BUDGET

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

## Section 1

That the FY 15-16CDBG Budget of the City of Greensboro is hereby amended as follows:

That the appropriations be increased, as follows:

Account	Description	Amount
212-2116-40.5282	Healthy Homes Emergency Repair	\$153,098
212-2116-40.5439	Citywide Rehabilitation	\$37,000
212-2116-01.5413	Program Administration	\$85,000
Total		\$275,098

And, that this increase is financed by the following revenue:

Account	Description	Amount
212-0000-00.7423	Program Income	\$204,098
212-0000-00.8616	Program Income	\$71,000
Total		\$275,098

## Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

18. [ID 16-0671](#) Ordinance in the Amount of \$24,450 Amending FY 14-15 HOME Program Grant Project Budget Ordinance for the Greensboro, Guilford County, Burlington and Alamance Consortium

016-89 ORDINANCE AMENDING FY 14-15 HOME BUDGET

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

Section 1

That the FY 14-15HOME Budget of the City of Greensboro is hereby amended as follows:

That the appropriations be decreased, as follows:

Account	Description	Amount
213-9014-04.5282	Citywide Rehabilitation	\$24,450
Total		\$24,450

And, that this decrease is financed by the following revenue:

Account	Description	Amount
213-0000-00.7421	Program Income	\$24,450
Total		\$24,450

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

19. [ID 16-0672](#) Ordinance in the Amount of \$32,344 Amending FY 15-16 HOME Program Grant Project Budget Ordinance for the Greensboro, Guilford County, Burlington and Alamance Consortium

016-90 ORDINANCE AMENDING FY 15-16HOMEBUDGET

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

Section 1

That the FY 15-16HOME Budget of the City of Greensboro is hereby amended as follows:

That the appropriations be decreased, as follows:

Account	Description	Amount
213-9015-02.5282	Housing Development RFP	\$32,344
Total		\$32,344

And, that this decrease is financed by the following revenue:

Account	Description	Amount
213-0000-00.7421	Program Income	\$32,344
Total		\$32,344

## Section 2

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

- 20. [ID 16-0588](#)** Ordinance in the Amount of \$204,515 Amending the State, Federal, and Other Grants Fund Budget for the Appropriation of Federal Grant Funds for Edward Byrne Memorial Justice Assistance Grant (JAG) Program Allotment FY 2016

016-91 BUDGET ORDINANCE AMENDING THE STATE, FEDERAL, AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF FEDERAL GRANT FUNDS FOR EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM ALLOTMENT FY 2016

## Section 1

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

That the State, Federal, and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:  
That the appropriation to the State, Federal and other Grants Fund be increased as follows:

Account name – Greensboro Police Department JAG FY 16

Account	Description	Amount
220-3572-01.5250	Non-Capital Equipment Leases	\$ 8,000
220-3572-01.6051	Licensed Vehicles	\$ 48,519
220-3572-01.6059	Other Capital Equipment	\$ 55,000
Total		\$111,519

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

Account	Description	Amount
220-3572-01.7100	Federal Grant	\$111,519
Total		\$111,519

## Section 2

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

That the State, Federal, and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:  
That the appropriation to the State, Federal and other Grants Fund be increased as follows:

Account name – High Point Police Department JAG FY 16

Account	Description	Amount
220-3572-02.5932	Contributions To Governmental Agencies	\$41,454
Total		\$41,454

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

Account	Description	Amount
220-3572-02.7100	Federal Grant	\$41,454
Total		\$41,454

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Section 3

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

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

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

Account name – Guilford County Sheriff's Department JAG FY 16

Account	Description	Amount
220-3572-03. 5932	Contributions To Governmental Agencies	\$51,542
Total		\$51,542

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

Account	Description	Amount
220-3572-03.7100	Federal Grant	\$51,542
Total		\$51,542

## Section 4

And, that this ordinance should become effective upon adoption.

(Signed) Yvonne Johnson

**23. [ID 16-0643](#) Resolution Approving Sale of 404 East Whittington Street**

271-16 RESOLUTION AUTHORIZING CONVEYANCE OF 404 E. WHITTINGTON STREET AND AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTATION

WHEREAS, the City of Greensboro owns a single family property located at 404 E. Whittington Street which was rehabilitated using Neighborhood Stabilization Program [NSP] funds;

WHEREAS, the property has been appraised at a value of \$65,000;

WHEREAS, Lisa M. McMillan has offered to purchase the property in the amount of \$65,000 less \$1,500 in seller paid closing costs and \$6,500 as a deferred second mortgage forgivable over the NSP required 5 year affordability period;

WHEREAS, proceeds from the sale will be returned to the Neighborhood Stabilization Program fund as program income and will be returned to the NC Department of Commerce per the City's grant agreement.

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

That the sale of the above mentioned property in the amount of \$65,000 for use as a single family residence is hereby approved subject to deed restrictions which limit the use to owner-occupancy for 5 years; the Mayor and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property; and the City Manager is authorized to execute any necessary sale and second mortgage closing documentation.

(Signed) Yvonne Johnson

**24. [ID 16-0647](#) Resolution Authorizing Purchase of Property Located at 500 Summit Avenue for the Downtown Greenway, Phase 2 Project**

272-16 RESOLUTION APPROVING APPRAISAL AND AUTHORIZING PURCHASE OF PROPERTY LOCATED



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AT 500 SUMMIT AVENUE FOR THE DOWNTOWN GREENWAY, PHASE 2 PROJECT

WHEREAS, in connection with the Downtown Greenway, Phase 2, a portion of the property owned by Duron, Inc., DBA Sherwin Williams Parcel 0002437 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised by D. Lynn Cable at a value of \$20,426, which appraisal, in the opinion of the City Council, is fair and reasonable;

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

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

That the appraisal of the above mentioned portion of property in the amount of \$20,426 is hereby approved, and the purchase of the property in accordance with the appraisal is hereby authorized, payment to be made from Account No. 471-4502-18.6012, Activity #A15130.

(Signed) Yvonne Johnson

**25. [ID 16-0624](#) Resolution Authorizing the Conveyance of a Permanent Drainage Easement and a Temporary Construction Easement Located at 5109 Carlson Dairy Road**

273-16 RESOLUTION AUTHORIZING CONVEYANCE OF A PERMANENT DRAINAGE EASEMENT AND A TEMPORARY CONSTRUCTION EASEMENT TO THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (NCDOT) FOR THE REPLACEMENT OF THE BRIDGE OVER BRUSH CREEK ON FLEMING ROAD

WHEREAS, the City of Greensboro owns property located at 5109 Carlson Dairy Road, Parcel #0078255, said property being shown on the attached map;

WHEREAS, the NCDOT has requested that the City convey a permanent drainage easement and a temporary construction easement on said property so that they can provide a temporary detour bridge while the permanent bridge over Brush Creek on Fleming Road is being replaced.

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

That the conveyance of a permanent drainage easement and a temporary construction easement located at 5109 Carlson Dairy Road to NCDOT is hereby authorized; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Yvonne Johnson

**26. [ID 16-0642](#) Resolution Listing Loans and Grants for City Council Approval**

274-16 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.

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

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

(Signed) Yvonne Johnson

**27. [ID 16-0695](#) Budget Adjustments Requiring Council Approval 7/1/16-7/25/16**

Motion to approve the budget adjustments of 7/1/16 -7/25/16 over the amount of \$50,000 was adopted.

(A copy of the Report is filed in Exhibit Drawer Y, Exhibit No. 31 which is hereby referred to and made a part of these minutes)

**28. [ID 16-0696](#) Budget Adjustments Approved by Budget Officer 7/1/16-7/25/16**

Motion to accept the report of budget adjustments of 7/1/16 - 7/25/16 was adopted.

(A copy of the Report is filed in Exhibit Drawer Y, Exhibit No. 31 which is hereby referred to and made a part of these minutes)

**29. [ID 16-0684](#) Motion to Make a Part of the Official Record the Listing of Contracts that are Currently Eligible for Destruction as per the City Clerk's Office**

The motion to make a part of the official record the listing of contracts that are currently eligible for destruction as per the City Clerk's office was adopted.

**30. [ID 16-0554](#) Motion to Approve the Minutes of the General Government Committee Meeting of June 13, 2016**

Motion to approve the minutes of the General Government Committee meeting of June 13, 2016 was adopted.

**31. [ID 16-0558](#) Motion to Approve the Minutes of the Public Safety Committee Meeting of June 13, 2016**

Motion to approve the minutes of the Public Safety Committee meeting of June 13, 2016 was adopted.

**32. [ID 16-0593](#) Motion to Approve the Minutes of the Infrastructure Committee meeting of June 14, 2016**

Motion to approve the minutes of the Infrastructure Committee meeting of June 14, 2016 was adopted.

**33. [ID 16-0594](#) Motion to Approve the Minutes of the Community Services Committee meeting of June 14, 2016**

Motion to approve the minutes of the Community Services meeting of June 14, 2016 was adopted.

**34. [ID 16-0701](#) Motion to Approve the Minutes of the Work Session July 18, 2016.**

Motion to approve the minutes of the Work Session of July 18, 2016 was adopted.

**35. [ID 16-0699](#) Motion to Approve the Minutes of the Regular Meeting of July 19, 2016**

Motion to approve the minutes of the Regular meeting of July 19, 2016 was adopted.

**14. [ID 16-0651](#) Resolution Authorizing Contract between the Greensboro Police Department and the Kellin Foundation for the Greensboro Child**

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### Response Initiative Program

Councilmember Fox inquired if the Police Department could absorb the cost of the item; and requested an update from the Kellin Foundation.

Assistant City Manager Parrish spoke to the process; and confirmed the item would not be affected.

Councilmember Abuzuaiter voiced concerns with the item being included in the police budget; spoke to a child response initiative; and stated for the record that she disagreed with the funds being pulled out of the police budget.

Councilmember Hightower voiced agreement with Councilmember Abuzuaiter; spoke to the grant process; the City assisting the organization; referenced the Kellin Foundation changing their name; and information that had been provided.

Discussion continued regarding the Kellin Foundation being a part of the North Carolina A & T State University; and support of a nonprofit.

Councilmember Fox reiterated his request for staff to research the item being included in the police budget.

City Attorney Carruthers spoke to a policy issue; and to further guidance from Council.

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

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

#### 275-16 RESOLUTION AUTHORIZING CONTRACT WITH THE KELLIN FOUNDATION FOR THE GREENSBORO CHILD RESPONSE INITIATIVE PROGRAM

WHEREAS; the Greensboro Police Department performs as the lead/fiscal agency for a Governor's Crime Commission grant for the Greensboro Child Response Initiative Program. The grant cycle is active from July 1, 2015 through June 30, 2017;

WHEREAS; The Greensboro Child Response Initiative Program focuses on providing specialized mental health advocacy services to improve response to children who witness or experience violence in order to minimize the traumatic impact of violent crime among children. Primary activities include: (1) direct, specialized mental health advocacy services for child victims; (2) enhanced coordination of victim response across multiple victim-serving agencies; and (3) monthly advocacy/outreach activities to identify child victims in all Police Districts in Greensboro. The program has been active for eight years;

WHEREAS; A second year of funding for FY 16-17 of \$125,000 has been provided by the Governor's Crime Commission until June 30, 2017;

WHEREAS; The City of Greensboro has authorized \$150,000 as a contribution to a non-governmental agency for the Greensboro Child Response Initiative;

WHEREAS; The Greensboro Police Department wishes to contract with the Kellin Foundation for Child Response Initiative after the exhaustion of the Governor's Crime Commission funding. The City funding will provide salaries for personnel, training and office supplies for general day to day activities, maintaining program records and promotional materials to support the Greensboro Child Response Initiative Program.

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

That the Police Department is hereby authorized to execute a contract with Kellin Foundation for continuing the Greensboro Child Response Initiative September 1, 2016 through June 30, 2017 upon the expiration of the Governor's Crime Commission funding.

(Signed) Sharon Hightower

**21. [ID 16-0652](#)** Ordinance in the Amount of \$46,468 Amending the FY 2016-2017 General Fund Budget for Traffic Signal Installation at Elm Street and United Healthcare Driveway

Councilmember Fox asked for confirmation on funding reimbursements.

Assistant City Manager Parrish confirmed the City would be reimbursed; and clarified specifics of the project.

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

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

016-92 ORDINANCE AMENDING THE FY 2016-2017 GENERAL FUND BUDGET FOR TRAFFIC SIGNAL INSTALLATION AT ELM STREET AND UNITED HEALTHCARE DRIVEWAY

Section 1:

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

That the FY 2016-2017 General Fund Budget of the City of Greensboro be amended as follows:

Account	Description	Amount
101-4515-02.5239	Miscellaneous Supplies	\$36,468
101-4515-02.5427	Contracted Construction	\$10,000
Total		\$46,468

And, that this appropriation be financed by increasing the following accounts:

Account	Description	Amount
101-4515-02.8633	Reimbursements – Contract Agreements	\$46,468
Total		\$46,468

Section 2:

And, that this ordinance should become effective upon adoption.

(Signed) Jamal Fox

**22. [ID 16-0628](#)** Ordinance Amending Greensboro Code of Ordinances Section 12-42 to Reduce the Membership of the Commission on the Status of Women from Fifteen Members to Nine Members

Councilmember Hightower voiced concerns with three year terms; and spoke to community participation.

City Attorney Carruthers spoke to state statute; an attempt to streamline committees; and to the appointment process for Councilmembers.

Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Johnson to reduce the term limits from three years to two years. The motion carried by voice vote.

**Moved by Councilmember Hightower, seconded by Mayor Pro-Tem Johnson, to adopt the ordinance as amended. The motion carried by a voice vote.**

016-93 ORDINANCE TO AMEND SECTION 12-42 OF THE GREENSBORO CODE OF ORDINANCES

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

Section 1. That Chapter 12, Sec. 12-42 is hereby enacted to read as follows:

Sec. 12-42. - Membership.

The commission on the status of women shall be composed of fifteen (15) members nine (9) members appointed by the city council for terms of three (3) two (2) years each expiring on the day of August 15.

Section 2. That this ordinance shall become effective upon adoption.

(Signed) Sharon Hightower

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

- 36. [ID 16-0353](#)** Ordinance Annexing Territory to the Corporate Limits for Property  
Located at 1730 Youngs Mill Road - 1.986-acre Contiguous Annexation

Mayor Vaughan introduced items #36 and #37 together.

City Attorney Carruthers spoke to a request to postpone the item.

Councilmember Outling voiced opposition to a postponement.

Moved by Mayor Pro-Tem Johnson, seconded by Councilmember Hightower to postpone the item. The motion failed by a voice vote of 6 - 3 with Mayor Vaughan and Councilmembers Abuzuaiter, Barber, Hoffmann, Outling, and Wilkins voting 'No'.

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

**Ayes,** 6 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Nancy Hoffmann, Justin Outling and Tony Wilkins

**Nays,** 3 - Marikay Abuzuaiter, Jamal T. Fox and Sharon M. Hightower

016-94 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 1730 YOUNGS MILL ROAD – 1.986 ACRES)

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

Beginning at a point in the existing Greensboro corporate limits (as of February 29, 2016), said point being in the western right-of-way line of Young's Mill Road and being the northeast corner of property of Piedmont Properties of NC, LLC, as recorded in Deed Book 7754, Page 1446; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS along said right-of-way line the following three bearings and distances: 1) S 07° 20' 20" W 80.70 feet to a point, 2) S 02° 34' 30" E 198.02 feet to a point, and 3) S 05° 17' 00" E 83.92 feet to its intersection with the northern right-of-way line of East Lee Street; thence along the northern right-of-way line of East Lee Street the following two bearings and distances: 1) S 56° 21' 35" W 165.19 feet to a point, and 2) S 71° 28' 57" W 65.98 feet to the southwest corner of said property; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with the west line of said property N 02° 47' 22" W 471.50 feet to the northwest corner of said property; thence with the north line of said property the following three bearings and distances: 1) N 89° 11' 00" E 55.51 feet to a point, 2) N 89° 14' 38" E 151.92 feet to a point, and 3) N 89° 07' 10" E 9.31 feet to the point and place of BEGINNING, containing 1.986 acres.

All deeds referred to herein are recorded in the Guilford County Register of Deeds Office.

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 July 1, 2016, the liability for municipal taxes for the 2015-2016 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) Tony Wilkins

**37. [ID 16-0472](#) Ordinance Establishing Original Zoning for Property Located at 1730 Youngs Mill Road**

Discussion took place regarding a majority vote; alternatives for the neighborhood; and compromises.

**Moved by Councilmember Hoffmann, seconded by Councilmember Wilkins, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment for property located at 1730 Youngs Mill Road from County AG (Agricultural) to City CD-C-M (Conditional District-Commercial-Medium) to be consistent with the adopted Connections 2025 Comprehensive Plan and consider the action taken to be reasonable and in the public interest for the following reasons: it is consistent with the Growth at the Fringe goal to promote sound and sustainable patterns of land use; the request is consistent with the Economic Development goal to promote a healthy, diversified economy; and the request does implement measures to protect neighborhoods from potential negative impacts. The motion carried on the following roll call vote:**

**Ayes,** 6 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Nancy Hoffmann, Justin Outling and Tony Wilkins

**Nays,** 3 - Marikay Abuzuaiter, Jamal T. Fox and Sharon M. Hightower

016-95 AMENDING OFFICIAL ZONING MAP

1730 YOUNGS MILL ROAD

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County AG (Agricultural) to City CD-C-M (Conditional District Commercial-Medium).

The area is described as follows:

"BEGINNING at a point marking the southeastern corner of Sharon S. Edmonds as recorded and described in Deed Book 7747 Page 2918 and as shown on a map recorded in Plat Book 77 Page 58 in the office of the Register of Deeds of Guilford County, North Carolina; thence running along the eastern line of said Edmonds North 02 degrees 47 minutes 22 seconds West 471.50 feet to a point in the southern line of James Brewer as recorded and described in Deed Book 6255 Page 2080 and as shown on a map recorded in Plat book 120 Page 63 in said Guilford County Registry; thence along said southern line of said Brewer North 89 degrees 11 minutes

00 seconds East 55.51 feet to a point in the marking the southwestern corner of Vince P. Hairston and Cheryl J. Hairston as recorded and described in Deed Book 7411 Page 0522 and as shown on said map recorded in said Plat Book 120 Page 63 in said Guilford county Registry; thence along said southern line for said Hairston North 89 degrees 14 minutes 38 seconds East 151.92 feet to a point marking the southwestern corner of Trinity Lake Homeowners Association as recorded and described in said Plat Book 4429 Page 0486 and as shown on said map recorded in said Plat Book 120 Page 63 in said Guilford County registry; thence along said southern line of said Trinity Lakes Homeowners Association North 89 degrees 07 minutes 10 seconds East 9.31 feet to a point in the western margin of Young Mill Road, also being the existing City of Greensboro City Limit, thence along said western ,margin and said City Limit, the following three (3) courses and distances: 1) South 07 degrees 20 minutes 20 seconds West 80.70 feet to a point thence 2) South 02 degrees 34 minutes 30 seconds East 198.02 feet to a point; thence 3) South 05 degrees 17 minutes 00 seconds East 83.92 feet to a point in the northern margin of East Lee Street; thence along said northern margin, the following two courses and distances: 1) South 56 degrees 21 minutes 35 secnds West 165.19 feet to a point; thence 2) South 71 degrees 28 minutes 57 seconds West 65.98 feet to the point and place of BEGINNING containing approximately 1.986 acres, more or less, being all of Guilford County PIN 7893328790."

Section 2. That the zoning amendment from County AG (Agricultural) to City CD-C-M (Conditional District Commercial Medium) is hereby authorized subject to the following use limitations and conditions:

1. All uses permitted in the Commercial Medium District shall be permitted EXCEPT: Cemeteries, Temporary and Emergency Shelters, Shooting Ranges, Funeral Homes and Crematoriums, Taxidermist, Sexually Oriented Businesses, Vehicle Service, Automobile Towing and Storage Service, and Laundry and Dry Cleaning Plants.

Section 3. This property will be perpetually bound to the uses authorized and subject to the development standards of the CD-C-M (Conditional District Commercial Medium) 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 August 16, 2016.

(Signed) Nancy Hoffmann

**38. [ID 16-0556](#) Ordinance Annexing Territory into the Corporate Limits for Property  
Located at 4902 Woodcroft Circle - 1.38 Acres**

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

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

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

016-96 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (PROPERTY LOCATED AT 4901 WOODCROFT CIRCLE – 1.38 ACRES)

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

BEGINNING at the southwest corner of Lot 13 of Section Two of Trailwood Acres, recorded at Plat Book 57, Page 87; thence with the western line of said Lot 13 N 17° 28' 40" W 155.00 feet to a concrete monument; thence continuing with the western line of said Lot N 14° 11' 40" E 351.26 feet to the northernmost corner of said Lot 13; thence S 41° 58' 10" E 230.00 feet with the northeastern line of said Lot to its northeast corner; thence S 25° 08' 50" W 311.90 feet with the eastern line of said Lot to its southeast corner, said corner being on the northern



right-of-way line of Woodcroft Circle; thence with said right-of-way line with a curve to the left having a radius of 60.00 feet and a chord bearing and distance of S 60° 04' 20" W 70.21 feet and an arc length of 75.00 feet to the point and place of BEGINNING, being all of said Lot 13, and containing approximately 1.38 acres. The plat referred to hereinabove is recorded in the Office of the Register of Deeds of Guilford County.

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

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

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

Section 5. From and after August 16, 2016, the liability for municipal taxes for the 2015-2016 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) Mike Barber

**39. [ID 16-0638](#) Ordinance Establishing Original Zoning for Property Located at 4902 Woodcroft Circle**

**Moved by Councilmember Barber, seconded by Councilmember Wilkins, to adopt the ordinance and stated that the Greensboro City Council believed that its action to approve the zoning amendment, for the property located at 4902 Woodcroft Circle from County RS-40 (Residential Single-Family) to City R-3 (Residential Single-Family) to be consistent with the adopted Connections 2025 Comprehensive Plan and consider the action taken to be reasonable and in the public interest for the following reasons: it 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; and the request is consistent with the Growth at the Fringe goal to promote sound, sustainable patterns of land use. The motion carried on the following roll call vote:**

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

016-97 AMENDING OFFICIAL ZONING MAP

4902 WOODCROFT CIRCLE

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

Section 1. The Official Zoning Map is hereby amended by original zoning from County RS-40 (Residential Single Family) to City R-3 (Residential Single Family).

The area is described as follows:



"BEGINNING at the southwest corner of Lot 13 of Section Two of Trailwood Acres, recorded at Plat Book 57, Page 87; thence with the western line of said Lot 13 N 17° 28' 40" W 155.00 feet to a concrete monument; thence continuing with the western line of said Lot N 14° 11' 40" E 351.26 feet to the northernmost corner of said Lot 13; thence S 41° 58' 10" E 230.00 feet with the northeastern line of said Lot to its northeast corner; thence S 25° 08' 50" W 311.90 feet with the eastern line of said Lot to its southeast corner, said corner being on the northern right-of-way line of Woodcroft Circle; thence with said right-of-way line with a curve to the left having a radius of 60.00 feet and a chord bearing and distance of S 60° 04' 20" W 70.21 feet and an arc length of 75.00 feet to the point and place of BEGINNING, being all of said Lot 13, and containing approximately 1.38 acres. The plat referred to hereinabove is recorded in the Office of the Register of Deeds of Guilford County."

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

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

Section 4. This ordinance shall be effective on August 16, 2016.

(Signed) Mike Barber

**40. [ID 16-0653](#) Resolution Closing a Portion of the Byers Ridge Drive Right-of-Way  
Along the Frontage of 4607 and 4617 Byers Ridge Drive**

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

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

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

276-16 RESOLUTION CLOSING A PORTION OF BYERS RIDGE DRIVE RIGHT-OF-WAY ALONG THE  
FRONTAGE OF 4607 AND 4617 BYERS RIDGE DRIVE

WHEREAS, the owners of a majority of the property abutting Byers Ridge Drive have requested in writing that said street be closed to the general public and the City's interest therein released;

WHEREAS, a notice was duly published that a public hearing would be held by the City Council in the Council Chamber in the Municipal Office Building on Tuesday, August 16, 2016 at 5:30 p.m. on the closing of said street;

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

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

1. That the City Council hereby finds as a fact that the owners of a majority of the property abutting the right-of-way along the frontage of the hereinafter mentioned street have requested in writing that said street be closed to the general public and the City's interest therein released.

2. That the City Council hereby finds as a fact that the closing of the street to vehicular traffic is not contrary to the public interest and that no individual or other party owning property in the vicinity of the street or in the subdivision in which the street is located will be deprived of the reasonable means of ingress or egress to his or its property.

3. That the City shall retain 20-foot utility easements over existing utility lines until such time as the lines are not longer needed for public use.

4. That the street closing shall become effective upon the completion of the following: a) Tract 1 (0.107 ac./4,672 SF as shown on the attached survey) shall be dedicated as public right-of-way, and b) an easement shall be dedicated over all private utility lines located within the portion of right-of-way to be closed.

5. That the following street is hereby permanently closed to the general public and the City's interest therein released:

A PORTION OF BYERS RIDGE DRIVE RIGHT-OF-WAY ALONG THE FRONTAGE OF 4607 AND 4617 BYERS DRIVE

(Signed) Nancy Hoffmann

## **V. GENERAL BUSINESS AGENDA**

45. [ID 16-0654](#) Resolution Approving the Sole Source Purchase of TASER INTERNATIONAL, Inc. for Police Body Cameras, Docking Stations, Mounting Hardware, Software Licenses, Data Storage and Assurance Plans

Taking the prerogative of the Chair, Mayor Vaughan moved item #45 up in the order; stated speakers would be allotted two minutes each; and requested a staff update on the item.

Assistant City Manager Parrish provided the history of the item; and spoke to staff recommendation to enter into a contract with TASER to provide body worn cameras in a cloud platform.

Reverend Alphonso McGlen, 3301 Watauga Drive spoke to body cameras and equipment; improvements needed for current equipment; voiced concerns for the use of public funds; referenced House Bill (HB) 972; fatalities across the nation; and spoke to engagement between the police and the community.

Alex Hillen, 507 Mayflower Drive stated she represented the Queer People of Color Collective; spoke to the Beloved Community Center; the peoples' ordinance; HB 972; Black Lives Matter; referenced treatment of transgender people during traffic stops; and asked for Council support.

Julia Singley, 2516 Walker Avenue stated she was a member of the transgender community; spoke to the body worn camera policy; Black Lives Matter; HB 972; voiced concerns with justifying the expenditure; and spoke to the peoples' ordinance.

Kate Julian, 707 North Church Street referenced comments by Councilmember Hoffmann at a previous meeting; spoke to symbolic actions; racism; camera footage laws; the use of public money; and spoke to a reform of the Police Department.

Mayor Vaughan stated she was a member of the Greensboro City Community Working Group (CCWG); spoke to discussions with the police, human relations, and citizens; and voiced the need to work together as a community.

Ezekiel Ben-Israel, 110 Evan Lane stated he represented the CCWG; spoke to the history of the CCWG; voiced frustration with the process; spoke to enhancing the City's system; referenced events of 1968; and voiced concern with spending \$2 million on cameras.

C. J. Brinson, 504 Gorrell Street spoke against HB 972; voiced support for the peoples' ordinance; referenced the Civil Rights Museum; spoke to a symbolic action; voiced concerns with racism; and spoke to elected officials listening to the community.

Reverend Nelson Johnson, 2115 Murryhill Road spoke to taking a stand against HB 972; requested Council support of the peoples ordinance; spoke to secret government; to the history of body worn cameras; voiced opposition to funding the item; and requested Council to be the voice for Greensboro.

Mayor Vaughan spoke to the adjournment of the legislature; upcoming meetings the representatives; the City's

resolution for camera footage; and to misleading information being distributed.

City Attorney Carruthers clarified staff had been in touch with Representative Faircloth.

Clarence Hunt, 28 Melissa Carol Circle voiced agreement with previous speakers; concerns with Council representation; requested Council to repeal HB 972; and referenced the 2017 election.

Randall Keeney, 4402 Graham Road requested Council to table the item; spoke to a comprehensive plan for use of force; education regarding mental illness; referenced event in Michigan; and spoke to community trust.

Lewis Pitts, 129 Tate Street voiced concerns with the sensitivity of the item; spoke to a resolution to enhance transparency; requested Council reintroduce the peoples' ordinance; and to repeal HB 972.

Carolyn Smith, 441 McAdoo Avenue requested a policy for reviewing video footage prior to spending money.

Councilmember Fox spoke to staff providing additional information today; and stated he had not had the opportunity to review the documentation.

Police Captain Joel Cranford spoke to the status of the current contract; and the expiration of the contract prior to the Council meeting in September.

Councilmember Hightower voiced concerns with the process for vetting contracts.

Moved by Councilmember Fox, seconded by Mayor Pro-Tem Johnson to postpone the item until September. The motion failed by voice vote with Mayor Vaughan and Councilmembers Abuzuaite, Barber, Hoffmann, Outling, and Wilkins voting 'No'.

Councilmember Fox addressed his absence at the July Council meetings; a repeal of HB 972; voiced concerns with actions in the nation; referenced speakers from the floor in July; voiced footage should not be hidden; and spoke to opposition in Raleigh. Moved by Councilmember Fox, seconded by Mayor Pro-Tem Johnson to draft a resolution stating the Greensboro community did not agree with and requested a repeal of House Bill 972 to be placed on the next agenda. The motion failed by voice vote with Mayor Vaughan and Councilmembers Abuzuaite, Barber, Hoffmann, Outling, and Wilkins voting 'No'.

Discussion took place in regard to expressed opinions to the legislature; current conversations with Representative Faircloth; long term benefits; and proactive influence to the legislature.

Captain Cranford spoke to the history of the body worn cameras; allocation of funds; field tests; vendor proposals and service agreements; outlined costs and payment plans; conditions of the contract; stated the City would incur no cost for the cameras; spoke to advanced technology; evaluation of the program; future updates; proper procedures; and to potential renegotiations.

Councilmember Hightower inquired about forfeiture money; the length of the contract; and about the number of cameras the department would receive.

Captain Cranford spoke to federal funding; current Police Department funding; maximizing ability to obtain cameras; video storage; the expense to replace cameras; continued technological updates; and stated all officers in uniform would be outfitted with a camera.

Councilmember Fox left the meeting at 7:56 p.m. and returned at 8:00 p.m.

Greensboro Police Department Deputy Chief James Hinson spoke to outfitting officers while off duty; highlighted additional benefits; clarified funding; spoke to the durability of the cameras; financial savings; addressing the concerns of citizens; and referenced attending a community function.

Discussion ensued regarding community trust concerns; holding officers accountable; release of footage; building relationships; programs to be rolled out in the future for transparency; and forfeiture funds.

Mayor Vaughan left the meeting at 8:03 p.m. and returned at 8:05 p.m.

Councilmember Wilkins requested staff research funding for Crime Stoppers.

Mayor Pro-Tem Johnson left the meeting at 8:06 p.m. and returned at 8:08 p.m.

Councilmember Abuzuaiter voiced concern with efforts to repeal HB 972.

Discussion continued regarding the allocation of funding for the item; current laws; video footage access; the policy adopted by Council; judiciary proceedings; citizens rights; collaboration with the American Civil Liberties Union; expiration of the current contract; potential loss of video footage in the Cloud; and the number of officers that would be outfitted with cameras.

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

**Ayes,** 7 - Nancy Vaughan, Mike Barber, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

**Nays,** 2 - Yvonne J. Johnson and Jamal T. Fox

277-16 RESOLUTION APPROVING THE SOLE SOURCE PURCHASE OF TASER INTERNATIONAL, INC. FOR POLICE BODY CAMERAS, DOCKING STATIONS , MOUNTING HARDWARE, SOFTWARE LICENSES, DATA STORAGE AND ASSURANCE PLANS

WHEREAS, the Greensboro Police Department requires the use of body worn cameras, supporting cloud service and licenses;

WHEREAS, the Greensboro Police Department currently uses and has been satisfied with Taser International, Inc. body worn cameras and its cloud platform since 2013;

WHEREAS, the City has researched many different body cameras and the software system to operate them and Taser International, Inc. is the only company with the product that will allow standardization and compatibility with the existing system used in the Greensboro Police Department;

WHEREAS; the Taser International, Inc. body worn cameras and software licenses and the costs falls within the statutory formal range for purchases and meets the requirements set forth in North Carolina General Statutes 143-129(e)(6) enabling the City to sole source purchase;

WHEREAS, sole source approval by City Council is necessary in order to purchase the body worn cameras, supporting cloud service and licenses;

WHEREAS, Taser International, Inc. will continue to provide the necessary services for the Greensboro Police Department Body Worn Camera Program;

WHEREAS, the total contract cost is estimated at approximately \$1,914,171 over the five year contract term;

WHEREAS, funds are available in the current year budget for year one of the contract in the amount of \$470,236. and funding is subject to City Council approval for future fiscal year budget appropriations.

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

That the City is authorized to enter into a contract with Taser International, Inc. for body worn cameras, supporting clouds services and licenses service. The City Manager and the City Clerk are hereby authorized to execute on behalf of the City of Greensboro a five year contract with the first year cost of \$470,236 for its body worn camera and cloud service licensing program with future fiscal year budget appropriations subject to City Council approval.

(Signe) Justin Outling

Mayor Vaughan declared a recess at 8:20 p.m. Council reconvened at 8:51p.m. with all members in attendance.

**41. [ID 16-0687](#) Resolution Authorizing Contract 2016-0514 with United Health Care (UHC) for Medical Plan Administration Services**

Mayor Vaughan stated the item had been postponed from the August 1, 2016 Council meeting.

Councilmembers Barber and Wilkins made a motion to move the item.

Councilmember Fox stated that he had questions; a substitute motion; and referenced signing up to speak prior to the motion being made.

Mayor Vaughan asked for clarification on the substitute motion.

Moved by Councilmember Fox, seconded by Councilmember Hightower to amend the resolution with the recommendation of staff and the consultant.

Councilmember Barber called the question.

City Attorney Carruthers recommended Council discussion prior to consideration of the primary or substitute motions.

Discussion took place regarding the substitute motion; and the allowed actions after the question had been called on the item.

Councilmember Outling voiced concerns regarding motions made prior to discussion; and spoke to a contentious issue that was worthy of public discussion.

**Moved by Councilmember Fox, seconded by Councilmember Hightower, to amend the resolution to go with the recommendation of staff and the consultant. The motion failed on the following roll call vote:**

**Ayes,** 3 - Yvonne J. Johnson, Jamal T. Fox and Sharon M. Hightower

**Nays,** 6 - Nancy Vaughan, Mike Barber, Marikay Abuzuaiter, Nancy Hoffmann, Justin Outling and Tony Wilkins

Council discussed the motions; and hearing from the speakers from the floor.

Councilmember Fox requested clarification on the process used by staff and the consultant; the resulting recommendation by the City Manager; voiced concerns with the length of time staff worked on the item; the lack of documentation; spoke to the Request for Proposal (RFP) process; a savings of \$2.2 million; referenced a request for an economic development study; reiterated concerns regarding a flawed process; inquired about the use of local preference; and requested staff explain the determinations that were made that conflicted with the consultant.

Assistant City Manager Parrish outlined the RFP process; spoke to the response by United Health Care (UHC) and Cigna; the staff and the consultant providing feedback on the proposals; the review of the material by the City Manager; City Manager Westmoreland's recommendation to Council; and confirmed staff did not have an economic development study.

City Attorney Carruthers spoke to information on the agenda item that outlined contributing factors to the manager's disagreement with the recommendation of the consultant; read comments by City Manager Westmoreland highlighting a variance in cost savings; risks involved; disruptions associated with changing carriers; transition concerns; medical and financial assessments; administrative requirements; and outlined changes to the scorecard.

Discussion took place regarding callbacks; the expiration of the contract with Aon Consulting; a RFP process for a

consulting firm; lowest and responsive bidders; and staffs recommendation to approve another provider.

Councilmember Fox voiced concerns with the consultant RFP process; referenced conversations concerning local preference; inquired which organization would be best for the employees; referenced requests for information from staff; referenced UHC's status in the community; an email received from UHC voicing appreciation for Council support; voiced concern with overturning staff work; and inquired about Assistant City Manager Parrish's experience with health care benefits.

Assistant City Manager Parrish spoke to his history and experience in working with health care benefits.

Councilmember Fox continued with voicing the need for a better understanding of the process; stated he could not support the item; spoke to documentation provided in the RFP process; the savings with Cigna; and voiced disagreement with the motion to move forward with the item.

Councilmember Hightower addressed comments made by Councilmember Fox; and spoke to the local preference policy.

City Attorney Carruthers spoke to the process of the law; service contracts; competitive bidding; terms of an RFP; deliberations on the item; scoring by the staff and consultant; selection criteria; option to reject all proposals; the ability to modify criteria in the RFP; and the differing recommendations.

Councilmember Outling requested clarification be sought for the modification of specified criteria; for confirmation that new criteria such as local preference could not be added; and stated he felt local preference should be considered.

City Attorney Carruthers confirmed local preference was not in the RFP; stated Council could reject all proposals; clarified there was no need to have a RFP process for service contracts; and spoke to the considerations made by City Manager Westmoreland.

Mayor Vaughan inquired about the use of common sense in making a decision between the two projects; and spoke to deliberations on the inconvenience for changing service providers.

Discussion took place regarding clarification on local impact; the selection criteria; financially competitive proposals; network access for City employees; vendor capabilities; on-site clinics; wellness credits for screenings; data integration; system flexibility; and the use of community knowledge to make decisions.

Councilmember Hightower voiced concerns with the communication loop; inquired about the creation of the specifics for the RFP; spoke to local preference; transition costs for Cigna; referenced the bid process with other contracts; asked if Aon was a local company; and inquired about the length of time the City had done business with Aon.

City Attorney Carruthers spoke to the financial aspect of the bids; and transitional costs.

Assistant City Manager Parrish responded that Aon was from Forsyth County.

Human Resources Director Connie Hammond confirmed the City had worked with Aon for approximately twenty years.

Discussion continued regarding local consideration with Aon; UHC providing services to the City since 2002; and extension of contracts without the use of the bidding process.

Councilmember Hightower inquired as to why the bid process was used on this item; voiced concerns with the process; referenced the requirements of the M/WBE process; spoke to the disparity program; and voiced concerns with changes made to the scorecard.

Assistant City Manager Chris Wilson spoke to an effort to achieve savings.

Mayor Vaughan stated Council should hear from the speakers.

Cigna General Manager and National Vice President for Government Accounts Reggie White, 3500 Piedmont Road, Atlanta Georgia spoke to the lowest bid; recommendations by City staff and Aon; to procurement law; restrictions for considering local preference; the need for good account management, customer service, member reporting and transition; voiced concern with the scorecard changes; and requested Council to support Cigna.

Cigna Regional Vice President Thomas Hunter James, 200 Regency Executive Parkway, Charlotte spoke to the RFP process; City objectives; member services; to the consultants knowledge of the account; referenced changes to the scorecard; and spoke to accounting for transition costs.

Discussion ensued concerning instructions to comply with legal obligations; confirmation that local preference could not be considered under the current framework; the factors to the RFP; UHC donating funds to United Way; and receiving clear direction from City Attorney Carruthers.

City Attorney Carruthers reiterated the RFP did not consider local preference; outlined the options before Council when the deliberations began; stated one option had been voted down; spoke to award under the RFP to UHC; rejection of the current RFP; and to renewal with UHC for one or more years to allow staff to rebid the process.

Councilmember Outling spoke to an appropriate approach; the errors of local preference; a poor exercise of judgment; understanding and compliance of the rules; rejection of the bids; and negotiation with the current service provider.

Councilmember Hoffmann spoke to the transitional costs; and to the prerogative and responsibility of the City Manager to provide his recommendations to Council.

Discussion took place with regards to consideration of local preference; the lowest bids; the recommendation by City Manager Westmoreland; calculating costs; and Council overseeing the operations of the City Manager.

Mr. James preceeded to reference items that had been weighted during the selection process; and spoke to a monopoly when considering local preference.

Councilmember Hightower spoke to defining local preference areas.

Cigna New Business Manager Joseph Tool, 200 Regency Executive Parkway, Charlotte spoke to justifiable savings; hospital and physician matching; 24/7 customer services; and stated Cigna could offer services that were not currently being offered.

Discussion ensued regarding the amount of potential savings to the City.

Mike Greer of Cigna spoke to UHC being national organization with a local office; compared the size of both companies; spoke to the City's membership with UHC not being tied to local jobs; savings to the City with selection of Cigna; voiced concern with a change to the criteria; and to long term effects to the City of Greensboro.

Anita Bachmann, 3803 North Elm Street representing UHC stated they were a local company; provided the history of UHC; spoke to a long standing relationship and commitment with the City; outlined the submitted proposal; spoke to transition costs; a designated call center; and requested Council support.

Director of Learning Operations for UHC, Alton Woods, 3803 North Elm Street stated approximately 20% of their team was located in Greensboro; spoke to performance data; to favorable services for employees; and quoted a comment by a City employee.

UHC Chief Executive Officer Garland Scott, 3803 North Elm Street spoke to staff that lived in Greensboro; to differences in proposals; to analyses; factoring in transition and reprogramming costs; and stated UHC valued Greensboro as a customer.

Deborah Hooper, 342 North Elm Street stated other speakers had already addressed her comments.

Councilmember Fox asked for confirmation regarding an email Council received; and if UHC had been in discussions with the City Managers Office.

Ms. Bachmann stated the email had been sent as a thank you for choosing UHC for the last twenty years; apologized for the confusion; and spoke to UHC's experience with transitioning costs.

Mr. Scott confirmed UHC had not been in discussions with the City Manager's Office; and stated figures had been posted on the website by Aon.

Councilmember Fox asked Cigna representatives to confirm there would be no additional fees.

Mr. White stated additional fees would not be charged; spoke to claims that would run out; asked if the City had a reserved fund; and for a fair decision based on the criteria.

Finance Director Rick Lusk confirmed that the City did have reserves to cover run out fees.

Councilmember Outling requested assistance from City Attorney Carruthers for appropriate language for a motion.

City Attorney Carruthers spoke to time constraints for another RFP process before January 1, 2017; the enrollment period in October; a substitute motion directing staff to reject all bids in the RFP; renew the current contract under new pricing with UHC; and to research a future bid process. City Attorney Carruthers outlined allowances for the RFP; voiced concerns with framing a motion for consideration to bind the City to something that would need to be adequately researched; and spoke to renewal terms.

Discussion took place regarding reserve funds; consideration of local preference; services allowed in the RFP; concerns and the purpose of a substitute motion; and addressing errors in the process.

Moved by Councilmember Outling, seconded by Mayor Pro-Tem Johnson to submit a substitute motion to direct staff to reject all bids; and to renew the contract with UHC for a minimum of one year while staff researched a new bid process.

Councilmember Barber spoke to the email sent to Council; the recommendation by City Manager Westmoreland; cost of transition; the reputation of Cigna and UHC; a business relationship between Cigna and Aon; to low bids; transition challenges; and stated his decision would not be based on local preference.

Discussion ensued regarding business relationships; examples of those relationships; and proper consideration of the item.

City Attorney Carruthers spoke to the financial intertwine of the consultant and the two providers; stated the information was not part of the RFP; advised against the use of an article; and spoke to following the criteria provided in the RFP.

Mayor Vaughan stated there were two motions on the floor.

Councilmember Hightower inquired about how long Aon had been a consultant for the City; asked about previous recommendations; the percentage of business that the City had with UHC; and for confirmation on the inclusion of local preference in the substitute motion.

Ms. Hammond confirmed Aon had worked with the City for approximately twenty-five years; and spoke to the recommendation on the last bid in 2010.

City Attorney Carruthers stated business percentage questions related to local impact; advised against such questioning; confirmed staff would report back to Council appropriate criteria; evaluate the law on the item; and confirmed the motion by Councilmember Outling to reject all bids and to renew the contract with UHC for a



minimum of one year while staff investigated future RFP possibilities.

Councilmember Wilkins suggested a friendly amendment to extend the period of time to two years. Mayor Pro-Tem Johnson stated she would remove her second motion.

Councilmember Outling rejected the friendly amendment.

Mr. White voiced concern with a rebid process; spoke to submissions by Aetna; requested Council support Cigna tonight; and have a bid process in three years.

Councilmember Hoffmann voiced support for the item; the Manager's recommendation; and to local preference.

Councilmember Fox reiterated concerns with the process; spoke to evaluating the issue; his knowledge of the process as a former employee; stated he would not support the one year renewal; and spoke to the twenty plus year relationship with Aon.

Mayor Vaughan spoke to the process as being flawed; and voiced support for Councilmember Outling's motion.

Mayor Pro-Tem Johnson concurred with Mayor Vaughan's statement; and voiced her support of the motion.

City Attorney Carruthers spoke to the process for voting on the motions.

Mayor Vaughan requested a recorded vote.

Discussion took place regarding clarification of the motion; the alternate motion; and possible voting results.

**Moved by Councilmember Outling, seconded by Mayor Pro-Tem Johnson, to amend the resolution by directing staff to reject all bids; renew the contract with United HealthCare for a minimum of one year; and to have staff report back to Council with options for future RFPs. The motion failed on the following roll call vote:**

**Ayes,** 4 - Nancy Vaughan, Yvonne J. Johnson, Nancy Hoffmann and Justin Outling

**Nays,** 5 - Mike Barber, Marikay Abuzuaiter, Jamal T. Fox, Sharon M. Hightower and Tony Wilkins

**Moved by Councilmember Barber, seconded by Councilmember Wilkins, to adopt the resolution as presented. The motion failed on the following roll call vote:**

**Ayes,** 4 - Mike Barber, Marikay Abuzuaiter, Nancy Hoffmann and Tony Wilkins

**Nays,** 5 - Nancy Vaughan, Yvonne J. Johnson, Jamal T. Fox, Sharon M. Hightower and Justin Outling

Discussion ensued concerning City Attorney Carruthers professional opinion; advising Council in open session; operating within the law; and rejecting all bids.

Moved by Councilmember Barber, seconded by Councilmember Outling to reconsider rejecting all bids; and to appoint UHC for one year.

City Attorney Carruthers confirmed the vote would be a vote to revoke; and clarified the motion had been made by a member of the prevailing side, which was in accordance with the rules.

Moved by Councilmember Fox, seconded by Councilmember Hightower to make a substitute motion on the substitute motion to award the contract with Cigna.

City Attorney Carruthers stated that Councilmember Fox's motion would not be a proper motion as it had already been voted on and denied; and confirmed the motion would have to be to reconsider Cigna.

Councilmember Fox made a motion to reconsider Cigna as the health provider.

Councilmember Hightower suggested a change in the motion to reject all bids; and to award Cigna.

City Attorney Carruthers clarified the motion as an improper motion.

**Moved by Councilmember Barber, seconded by Councilmember Outling, to reconsider the motion to reject all bids under the RFP; and to renew the contract with United Health Care for one year. The motion carried on the following roll call vote:**

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

**Nays,** 1 - Jamal T. Fox

City Attorney Carruthers confirmed the motion to reconsider had passed; clarified the new motion to reject all bids under the RFP; to renew the contract with UHC for a minimum of one year; and to have staff report back to Council the options under the RFP.

Councilmember Barber called the question.

**Moved by Councilmember Barber, seconded by Councilmember Outling, to amend the resolution by rejecting all bids under the RFP; to renew the contract with United Health Care for a minimum of one year; and to have staff report back to Council the options under the RFP. The motion carried on the following roll call vote:**

**Ayes,** 8 - Nancy Vaughan, Yvonne J. Johnson, Mike Barber, Marikay Abuzuaiter, Sharon M. Hightower, Nancy Hoffmann, Justin Outling and Tony Wilkins

**Nays,** 1 - Jamal T. Fox

Mayor Vaughan clarified Council had rejected all bids; instructed staff to go out for a new RFP; and stated the City would continue to do work with UHC for one fiscal year.

Discussion took place regarding fees paid to staff and the consultant for the six months; requirements of a RFP for professional services; and the initial intent for the RFP on the item.

Mayor Vaughan requested additional questions to be submitted via email.

Councilmember Fox requested all documentation to be provided in the new RFP process.

City Attorney Carruthers spoke to a sufficient motion to renew the contract for one additional year with UHC.

**42. [ID 16-0707](#) Resolution to Consider Extension of Offset Credit Period for International Civil Rights Museum**

Kari Thatcher, Adams Farm Parkway spoke to the resolution for the Civil Rights Museum; funding sources; the lack of support by Council; Downtown facilities controlled by people of color; and stated the museum should be treated as an asset.

Councilmember Abuzuaiter expressed disagreement with the speaker; stated Council had supported the museum; referenced attending various functions; the agreement with the Sit-In Movement; spoke to terms of the loan; voting against Nussbaum Center; a sustainability plan; referenced term limits for the board members; planned fund raising efforts by the Civil Rights Museum; and reiterated that the City had supported the museum.

Councilmember Barber left the meeting at 10:40 p.m. and returned at 10:45 p.m.

Councilmember Abuzuaiter continued referencing the August 1st Council meeting; spoke to requirements of non-profits to submit 990's; a conservation easement; requirements by the Federal Government concerning the exterior of the building; audits and fund raising expenses; voiced concerns with continued extensions; and frustrations with attempts to contact the museum.

Councilmember Hightower spoke to supporting the museum; referenced the loan; management practices; spoke to the lack of visitors to the museum; receiving requested documentation; referenced a recent tour; spoke to the museum being short staffed; the need to help the museum; requirements to remain as a museum; the need of a deed of trust on the property; and asked about the City's right to claim.

City Attorney Carruthers spoke to the requirements of the conservation easement.

Councilmember Outling asked for clarification of the conservation easement to operate another business.

City Attorney Carruthers confirmed the conservation easement would permit other activity.

Councilmember Barber spoke to professionalism and expectations; prior requests; voiced concern for the museum remaining a museum; with the word international being included in the name; the lack of international exhibits; spoke to the current financial state of the museum; the clientele of the museum; the need for change in marketing; state laws; an agreement with the North Carolina Historical Preservation; requested a restricted covenant on the building to affirm it would remain a museum; stated a deed of trust would not be possible on the property due to the tax credits; and requested a deed of trust on the real estate to reflect giving by the City to have a lien on the building should anything occur.

Councilmember Hoffmann referenced comments by the speaker; spoke to funding provided by the community; voiced that the museum had not been operated appropriately; spoke to a skeleton staff; the need for the museum to continue to function as it was established; the museum not meeting the fund raising requirements; Council's understanding in the importance of the museum; and the dedication to a long term investment and asset for City.

Mayor Vaughan left the meeting at 11:04 p.m. and returned to the meeting at 11:07 p.m.

Councilmember Abuzuaiter requested clarification regarding tax credits; and ownership of the deed of trust.

City Attorney Carruthers referenced a memo from April 2014; spoke to the terms of the agreements; free market of tax credits; a merging of the deed of trust of the property; Stonehenge walking away from ownership; and motivation of new market tax credits.

Councilmember Outling spoke to requests for public funds; and stated speakers should be allowed to outline the reasons for their requests.

Attorney Doug Harris representing the Sit In Movement spoke to why the museum should receive funding; referenced merging tax credits; outlined how tax credits worked; spoke to the museum being self sustaining; referenced tours by students; and referenced the use of trip advisor information that was provided.

Discussion ensued regarding the trip advisor information; contacts made around the country; the fund raising plan for the museum; bad press; the lack of public confidence; recent grants and donations; the current debt situation of the museum; and cutting expenses.

Councilmember Wilkins inquired about a self sustainable plan.

John Swain, CEO for International Civil Rights Museum, thanked Council for support; spoke to community engagement; the economic downturn; referenced museum employees that represented the City; highlighted the importance of the trip advisor information; spoke to a significant timing for the museum; paying tax credits; cutting utility costs; creative ways to be efficient; and rental opportunities for the front lobby. Mr. Swain continued stating the museum continued to work on honing expenses; spoke to the enforcement of the plan approved by Council; the lack of an easement listed on the 990 forms; and clarified that the Sit In Movement did not own the building.

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Mayor Pro-Tem Johnson left the meeting at 11:24 p.m. and returned at 11:26 p.m.

Discussion continued regarding the other entities associated with the museum; filing various tax returns; legal requirements for the use of the property; the continued use of the museum in the future; and the need of support by local businesses.

Councilmember Outling spoke to Councilmember's Barber request for a covenant to be provided to ensure the building would remain a museum.

Mr. Swain stated that discussions for a covenant had not been addressed; and invited Council to visit the museum to review the numbers.

Councilmember Abuzuaiter asked for confirmation on the conservation easement being affiliated with the Sit In Movement; spoke to a \$160,000 grant; and stated the conservation easement form had been signed by Skip Alston.

Mr. Swain clarified that Sit In Movement had been the recipient of the tax credits.

Mr. Harris spoke to the inadequate filing of the documents; confirmed the museum was a National Historic site; and that there could not be any changes to the exterior of the building.

Discussion took place regarding self sustainable plan; changing out exhibits; and an affiliation with the Smithsonian Museum.

Vice Chairman Earl Jones outlined tax credits; entities identifying various landlords; spoke to the sustainability plan; the history of the museum; acquiring free money; meeting obligations; generating tourist; the false narratives regarding leadership; stated the museum had a fundraising plan; and requested Council support.

Councilmember Hightower asked who owned the building; if the building could be sold after tax credits were paid; and inquired as to how a covenant would be enforced.

Mr. Jones confirmed Sit In Movement, Inc were the owners of the building.

City Attorney Carruthers spoke to the nature of covenants on the land; enforcement restrictions; funding by the Department of Interior; to the receipt of grants; and the rights of the State of North Carolina.

Mr. Harris voiced there would be no possibility that the board would vote to sell the building.

Councilmember Barber spoke to legal authority; to liquidating property; a previous request for documentation at the last Council meeting; to conversations with Board members; the importance of the museum to the City; and asked if Mr. Carruthers about the legal conclusion being that the museum could be sold.

City Attorney Carruthers confirmed the conversation with Councilmember Barber.

Councilmember Barber reiterated the document had not been produced; spoke to the City Attorney finding a document; and stated that document did not preclude the sale of the museum.

Mayor Pro-Tem Johnson called the question.

(A copy of the letter provided by Doug Harris is filed in Exhibit Drawer Y, Exhibit No. 31 which is hereby referred to and made a part of these minutes)

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

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

**Nays,** 4 - Mike Barber, Marikay Abuzuaiter, Justin Outling and Tony Wilkins

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278-16 RESOLUTION TO CONSIDER EXTENDING OFFSET CREDIT PERIOD

WHEREAS, the City of Greensboro and Sit-In Movement, Inc, ICRCM, LLC, and Civil Rights Museum, LLC ("Borrowers") executed a Loan Agreement dated August 19, 2014 with an effective date of October 22, 2013 in the principal amount of \$1,500,000.00; and

WHEREAS, the Board of Directors of Sit-In Movement, Inc., is vested with the authority to execute contracts and bind the Corporation and the Affiliated Entities of the Corporation; The Affiliated Entities include: ICRCM, LLC, Museum Landlord, LLC, Museum Tenant, LLC, Civil Rights Museum, LLC; and

WHEREAS, pursuant to the Promissory Note within the Loan Agreement, the balance of the first installment of the Promissory Note is \$10,981.64, which includes interest of \$567.94, as of June 30, 2016 and remains unpaid and owing; and

WHEREAS, the Borrowers are now in default and in addition to the balance due for the first installment, the entire balance of the Promissory Note is hereby declared due and payable on August 1, 2016 in the total amount of \$799,148.78 (\$10,981.64 due on June 30, 2016, \$525,444.76 due on February 20, 2017, and \$262,722.38 due on February 17, 2018); and

WHEREAS, pursuant to the Collateral Assignment of Put and Call Agreement and Security Agreement within the Loan Agreement, the Borrowers unconditionally and absolutely made, transferred, delivered and assigned unto the City and granted to the City a security interest in all of the right, title and interest of Borrower in and to the Put and Call Rights and the City now has the exclusive right to exercise any and all rights under the Put and Call Agreement; and

WHEREAS, Sit-In Movement, Inc now requests that the City agree to extend the fundraising period under the Loan Agreement from July 1, 2015 to February 17, 2018 so that additional net funds raised outside the normal course of business may qualify as loan offset credits as defined under the Loan Agreement; and

WHEREAS, the City is willing to extend this fundraising period, provided Sit-In Movement, Inc., and the Affiliated Entities grant to the City a first deed of trust to secure all sums due against the realty and fixtures of the International Civil Rights Center and Museum as described in Exhibit A of the Deed of Trust recorded in the Guilford County Registry at book 7049, page 739 -753; and

WHEREAS, the City's security interest would remain subordinate to the Carolina Bank loan as required by the Loan Agreement; and

WHEREAS, this modification will become effective only upon the condition that the City and Sit-In Movement, Inc., and the Affiliated Entities coordinate with the Tax Credit Entities to ensure the Tax Credit Obligations are fulfilled and that the Collateral of the City as referenced in the Loan Agreement is not impaired or altered unless and until a deed of trust as described above and securing all sums due is executed and delivered to the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO THAT the City Council of the City of Greensboro directs the Manager and his designees to attempt to negotiate and formalize an agreement in accordance with findings above, provided said agreement shall not be effective until it is executed with formality to fully bind Sit-In Movement, Inc., and the Affiliated Entities and which includes the terms set out above; until and unless this occurs, the current Loan Agreement and the rights of the City under the Loan Agreement remain unaltered, fully enforceable, and in no way affected by this Resolution, and the City Manager is directed to take all actions necessary to protect the interests of the City under the Loan Agreement.

(Signed) Sharon Hightower

**43. [ID 16-0604](#)**

**Resolution Authorizing an Interlocal Agreement Between Rockingham County and City of Greensboro Establishing Protocols for 911 Network Failure and Usage of the Back-up 911 Center**

**Moved by Councilmember Abuzuaiter, seconded by Mayor Pro-Tem Johnson,**

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**to adopt the resolution. The motion carried on the following roll call vote:**

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

**279-16 RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN ROCKINGHAM COUNTY AND CITY OF GREENSBORO ESTABLISHING PROTOCOLS FOR 911 TELEPHONE NETWORK FAILURE**

WHEREAS, both Guilford-Metro 911 and Rockingham County Central Communications operate 911 emergency telephone networks; and

WHEREAS, There is a need for an Interlocal Agreement which will set forth the Guidelines and Protocols in the event of 911 Telephone Network Failure for Rockingham County Central Communications

WHEREAS, during times of natural disaster and other unpredictable events, a 911 Center's system may be temporarily disabled; and

WHEREAS, Rockingham County and the City of Greensboro plan to enter into an agreement in which Guilford Metro 911 will provide Rockingham County Central Communications with back-up support in the event of telephone network failure; and

WHEREAS, The agreement outlines the responsibilities and protocols of Guilford Metro 911 and Rockingham County in case assistance is needed from Guilford Metro 911 in the event of a telephone network failure.; and

WHEREAS, 911 Trunks will only be rolled over in the event of a system failure; and

WHEREAS, the parties pursuant to the authority of Chapter 160A, Article 20, Section 461 et seq. of the North Carolina General Statutes are authorized to enter into this Interlocal Agreement in order to pursue the above stated goals;

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

That the request to approve the Memorandum of Understanding, Contract #2016-10468 between Guilford County, the City of Greensboro and City of High Point is hereby approved.

(Signed) Marikay Abuzuaiter

**44. [ID 16-0631](#) Resolution Approving an Interlocal Municipal Agreement with the City of Reidsville for the Purchase of Treated Drinking Water**

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

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

**280-16 RESOLUTION APPROVING THE AMENDED INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF REIDSVILLE**

WHEREAS, the City of Reidsville and the City of Greensboro entered into an Agreement dated May 26, 1999 that established the terms and conditions for an upgrade to the Reidsville Water Treatment, the construction of a water transmission line connecting Reidsville to Greensboro, and the terms and conditions for the sale of treated water to Greensboro by Reidsville;

WHEREAS, the parties desire to continue the Agreement subject to certain modifications necessary due to changed circumstances since 1999;

WHEREAS, the parties desire to set the rate for Greensboro to sell water to Reidsville in the event that Reidsville needs operational flexibility;

WHEREAS, the parties desire to extend the contract an additional five years to June 30, 2024;

WHEREAS, the City of Greensboro desires to continue to purchase an additional supply of treated water from the City of Reidsville under the terms and conditions contained in this Agreement; and, the City of Reidsville is willing to continue to provide an additional supply of treated water at a minimum amount of one million gallons per day to the City of Greensboro under the terms and conditions contained in this Agreement.

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

That the City is authorized to enter into the Intergovernmental Agreement with the City of Reidsville for the purchase of treated drinking water 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 agreement into effect.

(Signed) Nancy Hoffmann

**46. [ID 16-0667](#) Resolution Authorizing Extension of Workforce Development Youth Services with Arbor E&T, LLC, d/b/a ResCare Workforce Services Corporation in an Amount not to Exceed \$1,100,000 for Fiscal Year 2016-17**

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

281-16 RESOLUTION AUTHORIZING EXTENSION OF WORKFORCE DEVELOPMENT YOUTH SERVICES CONTRACT WITH ARBOR E&T, LLC, d/b/a RESCARE WORKFORCE SERVICES CORPORATION IN AN AMOUNT NOT TO EXCEED \$1,100,000 FOR FISCAL YEAR 2016-17

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

WHEREAS, the Office of Workforce Development has an existing contract (2015-5242) with Arbor E&T, LLC, d/b/a ResCare Workforce Services to provide WIOA services to youth that will be exhausted of funds as of August 31, 2016;

WHEREAS, the Office of Workforce Development will extend the existing contract through June 30, 2017 at an additional cost not to exceed \$1,100,000 for the period of September 1, 2016 – June 30, 2017;

WHEREAS, funds have been budgeted in the Office of Workforce Development WIOA Fund in an additional amount of \$1,100,000 for extension of services through this 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 Arbor E&T, LLC, d/b/a ResCare Workforce Services in an amount not to exceed \$1,100,000 to provide FY 2016-17 WIOA Youth services. The City Manager is hereby authorized to execute on behalf of the City of Greensboro a proper contract modification to Contract #2015-5402.

(Signed) Yvonne Johnson

47. [ID 16-0679](#) Resolution Making Certain Findings Relating to the Authorization and Issuances of General Obligation Refunding Bonds of the City of Greensboro, North Carolina and Ratifying the Filing by the Finance Director of an Application for Approval Thereof with the Local Government Commission and Requesting Said Commission to Approve the City's Financing Team

City Attorney Carruthers stated he approved the following items as to form.

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

282-16 Mayor Vaughan introduced the following resolution, which was read by title and summarized by the Finance Director, a copy thereof having been provided to each Councilmember prior to the meeting:

RESOLUTION MAKING CERTAIN FINDINGS RELATING TO THE AUTHORIZATION AND ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF GREENSBORO, NORTH CAROLINA AND RATIFYING THE FILING BY THE FINANCE DIRECTOR OF AN APPLICATION FOR APPROVAL THEREOF WITH THE LOCAL GOVERNMENT COMMISSION AND REQUESTING SAID COMMISSION TO APPROVE THE CITY'S FINANCING TEAM

WHEREAS, in order to achieve debt service savings, the City Council of the City of Greensboro, North Carolina (the "City") is considering the authorization of not exceeding \$22,500,000 General Obligation Refunding Bonds of the City (the "Bonds") for the purpose of refunding all or any portion of the City's outstanding General Obligation Public Improvement Bonds, Series 2006, dated February 1, 2006, and General Obligation Public Improvement Bonds, Series 2008A, dated January 29, 2008, and paying expenses related thereto; now, therefore,

BE IT DETERMINED AND RESOLVED by the City Council of the City of Greensboro:

Section 1. The City Council hereby finds and determines, in connection with authorizing the issuance of the Bonds, that (a) the issuance of the Bonds is necessary or expedient for the City, (b) the proposed principal amount of the Bonds is adequate and not excessive for the proposed purposes of the Bonds, (c) the City's debt management procedures and policies are good and are managed in strict compliance with law, (d) no increase in taxes is expected to be necessary to pay debt service on the Bonds and (e) under current economic conditions, the Bonds can be marketed at reasonable rates of interest.

Section 2. The City Council hereby ratifies the filing by the Finance Director of an application for approval of the Bonds with the Local Government Commission of North Carolina (the "LGC").

Section 3. The City Council hereby requests the LGC to approve the following members of the City's financing team in connection with the Bonds:

Co-Bond Counsel     Hawkins Delafield & Wood LLP and McKenzie & Associates

Underwriters     Wells Fargo Bank, National Association and Loop Capital Markets, LLC  
Financial Advisor     DEC Associates Inc.

Underwriters' Counsel     Womble Carlyle Sandridge & Rice, LLP

Escrow Agent     U.S. Bank National Association

Verification Agent     Bingham Arbitrage Rebate Services, Inc.



Section 4. This resolution shall take effect immediately upon its passage.

Thereupon the City Attorney stated that he had approved as to form the foregoing resolution.

Upon motion of Mayor Pro-Tem Johnson, seconded by Councilmember Abuzaiter, the foregoing resolution entitled:

"RESOLUTION MAKING CERTAIN FINDINGS RELATING TO THE AUTHORIZATION AND ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF GREENSBORO, NORTH CAROLINA AND RATIFYING THE FILING BY THE FINANCE DIRECTOR OF AN APPLICATION FOR APPROVAL THEREOF WITH THE LOCAL GOVERNMENT COMMISSION AND REQUESTING SAID COMMISSION TO APPROVE THE CITY'S FINANCING TEAM"

was passed by roll call vote as follows:

Ayes: Mayor Vaughan, Mayor Pro-Tem Johnson, Councilmembers Abuzaiter, Barber, Fox, Hoffmann, Hightower, Outling, and Wilkins.

Noes: None.

(Signed) Yvonne Johnson

**48. [ID 16-0685](#) Resolution Designating the Finance Director to File Sworn Statement of Debt**

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

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

**283-16 RESOLUTION DESIGNATING THE FINANCE DIRECTOR TO FILE SWORN STATEMENT OF DEBT**

BE IT RESOLVED that the Finance Director be and he is hereby designated as the officer to make and file with the City Clerk the sworn statement of debt of the City of Greensboro which is required by The Local Government Bond Act, as amended, to be filed before the adoption of the order authorizing not exceeding \$22,500,000 General Obligation Refunding Bonds of the City which was introduced at this meeting.

Thereupon the City Attorney stated that he had approved as to form the foregoing resolution.

Upon motion of Councilmember Hightower, seconded by Councilmember Abuzaiter, the foregoing resolution was passed by roll call vote as follows:

Ayes: Mayor Vaughan, Mayor Pro-Tem Johnson, Councilmembers Abuzaiter, Barber, Fox, Hoffmann, Hightower, Outling, and Wilkins.

Noes: None.

The Mayor thereupon announced that the resolution entitled "RESOLUTION DESIGNATING THE FINANCE DIRECTOR TO FILE SWORN STATEMENT OF DEBT" had passed by a vote of 9 to 0.

Thereupon the Finance Director filed with the City Clerk, in the presence of the City Council, the sworn statement of debt as so required.

(Signed) Sharon Hightower

**49. [ID 16-0682](#) Resolution Designating the Finance Director to File a Statement**

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Estimating the Total Amount of Interest to be Payable on Bonds

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

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

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284-16 RESOLUTION DESIGNATING THE FINANCE DIRECTOR TO FILE A STATEMENT ESTIMATING THE TOTAL AMOUNT OF INTEREST TO BE PAYABLE ON BONDS

BE IT RESOLVED that the Finance Director be and he is hereby designated as the officer to make and file with the City Clerk a statement estimating the total amount of interest to be payable on not exceeding \$22,500,000 General Obligation Refunding Bonds (the "Proposed Bonds"), which is required by The Local Government Bond Act, as amended, to be filed before the adoption of the order authorizing the Proposed Bonds of the City which was introduced at this meeting.

Thereupon the City Attorney stated that he had approved as to form the foregoing resolution.

Upon motion of Councilmember Hightower, seconded by Councilmember Abuzuaiter, the foregoing resolution was passed by roll call vote as follows:

Ayes: Mayor Vaughan, Mayor Pro-Tem Johnson, Councilmembers Abuzuaiter, Barber, Fox, Hoffmann, Hightower, Outling, and Wilkins.

Noes: None.

The Mayor thereupon announced that the resolution entitled "RESOLUTION DESIGNATING THE FINANCE DIRECTOR TO FILE A STATEMENT ESTIMATING THE TOTAL AMOUNT OF INTEREST TO BE PAYABLE ON BONDS" had passed by a vote of 9 to 0.

Thereupon the Finance Director filed with the City Clerk, in the presence of the City Council, the statement of estimated interest as so required.

(Signed) Sharon Hightower

**50. [ID 16-0680](#) Order Authorizing \$22,500,000 General Obligation Refunding Bonds**

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

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

285-16 Thereupon Mayor Vaughan introduced the following order authorizing bonds, which was read by title and summarized by the Finance Director, a copy thereof having been provided to each Councilmember prior to the meeting:

ORDER AUTHORIZING \$22,500,000 GENERAL OBLIGATION REFUNDING BONDS

BE IT ORDERED by the City Council of the City of Greensboro:

1. That, pursuant to The Local Government Bond Act, as amended, the City of Greensboro, North Carolina, is hereby authorized to contract a debt, in addition to any and all other debt which said City may now or hereafter have power or authority to contract, and in evidence thereof to issue General Obligation Refunding Bonds in an aggregate principal amount not exceeding \$22,500,000 for the purpose of providing funds, together with any other available funds, for refunding all or any portion of said City's outstanding General Obligation Public Improvement

Bonds, Series 2006, dated February 1, 2006, and General Obligation Public Improvement Bonds, Series 2008A, dated January 29, 2008, including the payment of expenses related thereto.

2. That taxes shall be levied in an amount sufficient to pay the principal of and the interest on said bonds.

3. That a sworn statement of the debt of said City has been filed with the City Clerk and is open to public inspection.

4. That this order shall take effect upon its adoption.

Thereupon, upon motion of Councilmember Abuzuaiter, seconded by Councilmember Fox, the order previously introduced at this meeting entitled "ORDER AUTHORIZING \$22,500,000 GENERAL OBLIGATION REFUNDING BONDS" was read by title and placed upon its adoption. The vote upon the adoption of said order was:

284-16 RESOLUTION DESIGNATING THE FINANCE DIRECTOR TO FILE A STATEMENT ESTIMATING THE TOTAL AMOUNT OF INTEREST TO BE PAYABLE ON BONDS

BE IT RESOLVED that the Finance Director be and he is hereby designated as the officer to make and file with the City Clerk a statement estimating the total amount of interest to be payable on not exceeding \$22,500,000 General Obligation Refunding Bonds (the "Proposed Bonds"), which is required by The Local Government Bond Act, as amended, to be filed before the adoption of the order authorizing the Proposed Bonds of the City which was introduced at this meeting.

Thereupon the City Attorney stated that he had approved as to form the foregoing resolution.

Upon motion of Councilmember Hightower, seconded by Councilmember Abuzuaiter, the foregoing resolution was passed by roll call vote as follows:

Ayes: Mayor Vaughan, Mayor Pro-Tem Johnson, Councilmembers Abuzuaiter, Barber, Fox, Hoffmann, Hightower, Outling, and Wilkins.

Noes: None.

The Mayor thereupon announced that the resolution entitled "RESOLUTION DESIGNATING THE FINANCE DIRECTOR TO FILE A STATEMENT ESTIMATING THE TOTAL AMOUNT OF INTEREST TO BE PAYABLE ON BONDS" had passed by a vote of 9 to 0.

Thereupon the Finance Director filed with the City Clerk, in the presence of the City Council, the statement of estimated interest as so required.

The Mayor thereupon announced that the order entitled: "ORDER AUTHORIZING \$22,500,000 GENERAL OBLIGATION REFUNDING BONDS" had been adopted by a vote of 9 to 0, and, in accordance with its terms, was effective immediately upon adoption.

The City Clerk was thereupon directed to publish said order, together with the appended statement as required by the Local Government Bond Act, as amended, once in The Greensboro News and Record.

(Signed) Marikay Abuzuaiter

**51. [ID 16-0683](#) Resolution Providing for the Issuance of not Exceeding \$72,500,000 General Obligation Refunding Bonds, Series 2016**

Councilmember Wilkins confirmed from the item stating on the \$72.5 million series 2016 bonds no increase in property taxes is needed to service the debt related to the proposed \$72.5 million.

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

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

286-16 Mayor Vaughan introduced the following resolution, which was read by title and summarized by the Finance Director:

**RESOLUTION PROVIDING FOR THE SALE AND ISSUANCE OF NOT EXCEEDING \$72,500,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016**

BE IT RESOLVED by the City Council of the City of Greensboro:

Section 1. The City Council has determined and does hereby find, declare and represent:

(a) That an order authorizing \$22,500,000 General Obligation Refunding Bonds was adopted by the City Council of the City of Greensboro (the "City") on August 16, 2016, which order has taken effect.

(b) That none of the bonds mentioned in paragraph (a) of this Section 1 has been issued, that no notes have been issued in anticipation of the receipt of the proceeds of the sale of said bonds, and that it is necessary to issue at this time not exceeding \$22,500,000 principal amount of said bonds in accordance with the provisions of Section 2 of this resolution.

(c) That the shortest period of time in which the debt of said City to be refunded by the issuance of said bonds can be finally paid without making it unduly burdensome on the taxpayers of the City, as determined by the Local Government Commission of North Carolina (the "LGC"), is a period which expires on February 1, 2025.

(d) That orders authorizing not exceeding \$24,500,000 Fire Station Bonds, \$8,600,000 Library Facilities Bonds, \$5,000,000 Parks and Recreational Facilities Bonds and \$10,000,000 Economic Development Bonds of the City were adopted by the City Council on July 31, 2006, which orders were approved by a vote of the majority of the qualified voters of the City who voted thereon at a referendum duly called and held on November 7, 2006, and that an order adopted by the City Council on February 7, 2012 authorized an extension of the maximum period of time to issue said bonds to November 7, 2016.

(e) That \$12,021,583 of the Fire Station Bonds, \$7,371,667 of the Library Facilities Bonds and \$6,000,000 of the Economic Development Bonds mentioned in subsection (d) of this Section 1 have been heretofore issued, and none of the Parks and Recreational Facilities Bonds mentioned in subsection (d) of this Section 1 have been heretofore issued.

(f) That \$22,330,000 principal amount of notes have been issued as part of an issue of General Obligation Public Improvement Bond Anticipation Note, Series 2014 (the "2014 Note"), dated March 18, 2014 and maturing November 1, 2016, and are outstanding in anticipation of the receipt of the proceeds of the sale of \$12,330,000 authorized but unissued Fire Station Bonds, \$1,000,000 authorized but unissued Library Facilities Bonds, \$5,000,000 authorized but unissued Parks and Recreational Facilities Bonds and \$4,000,000 authorized but unissued Economic Development Bonds.

(g) That orders authorizing not exceeding \$134,000,000 Streets Bonds, \$20,000,000 Parks and Recreational Facilities Bonds and \$1,000,000 Housing Bonds of the City were adopted by the City Council on July 16, 2008, which orders were approved by the vote of a majority of the qualified voters of the City who voted thereon at a referendum duly called and held on November 4, 2008, and that an order adopted by the City Council on February 4, 2014 authorized an extension of the maximum period of time to issue said bonds to November 4, 2018.

(h) That \$7,919,400 of the Streets Bonds and \$13,525,200 of the Parks and Recreational Facilities Bonds mentioned in subsection (g) of this Section 1 have been heretofore issued, and none of the Housing Bonds mentioned in subsection (g) of this Section 1 have been heretofore issued.

(i) That \$25,480,000 principal amount of notes have been issued as part of the 2014 Note, and are outstanding in anticipation of the receipt of the proceeds of the sale of \$23,060,000 authorized but unissued Street Bonds, \$1,420,000 authorized but unissued Parks and Recreational Facilities Bonds and \$1,000,000 authorized but unissued Housing Bonds.

(j) That an order authorizing not exceeding \$20,000,000 principal amount of Natural Science Center Bonds of the City was adopted by the City Council of the City on June 16, 2009, which order was approved by the vote of a majority of the qualified voters of the City who voted thereon at a referendum duly called and held on November 3, 2009.

(k) That \$9,892,150 of the Natural Science Center Bonds mentioned in (j) above have been heretofore issued.

(l) That \$2,190,000 principal amount of notes have been issued as part of the 2014 Note, and are outstanding in anticipation of the receipt of the proceeds of the sale of \$2,190,000 authorized but unissued Natural Science

Center Bonds.

(m) That it is necessary at this time to issue an additional not to exceed \$12,330,000 of the Fire Station Bonds, \$1,000,000 of the Library Facilities Bonds, \$5,000,000 of the Parks and Recreational Facilities Bonds and \$4,000,000 of the Economic Development Bonds mentioned in subsection (d) above, an additional not to exceed \$23,060,000 of the Street Bonds, \$1,420,000 of the Parks and Recreational Facilities Bonds and \$1,000,000 of the Housing Bonds mentioned in subsection (g) above and an additional not to exceed \$2,190,000 of the Natural Science Center Bonds mentioned in subsection (j) above, for the purpose of redeeming prior to the maturity date of the 2014 Note the outstanding 2014 Note, which is outstanding in the principal amount of \$50,000,000.

(n) That the weighted average of the maximum periods of usefulness of the improvements to be financed with the proceeds of the bonds to be issued as described in subsection (m) above is estimated as a period of at least twenty-one (21) years from October \_\_, 2016, the scheduled date of delivery of the bonds to be issued as hereinafter provided, and that such period expires on October \_\_, 2037.

(o) That it is desirable to consolidate for the purpose of their issuance and sale said bonds to be issued as mentioned in subsection (b) of this Section 1 and said bonds to be issued as mentioned in subsection (m) of this Section 1 into a single issue of bonds, to be designated "General Obligation Refunding Bonds, Series 2016", as hereinafter provided.

Section 2. Pursuant to said orders, there shall be issued bonds of the City in the aggregate principal amount of not exceeding \$72,500,000, designated "General Obligation Refunding Bonds, Series 2016" and dated the date of delivery (the "Bonds"). The exact amount of Bonds to be issued shall be determined by the Finance Director or City Manager of the City at the time the Bonds are sold pursuant to the Bond Purchase Agreement (hereinafter defined) as provided in Section 8 hereof and shall be in an amount sufficient, together with other available funds of the City, to (a) refund all or a portion of the City's General Obligation Public Improvement Bonds, Series 2006 and General Obligation Public Improvement Bonds, Series 2008A, as determined by the Finance Director or the City Manager of the City, (b) refund all of the outstanding 2014 Note, and (c) pay certain other costs and expenses incurred in connection with the sale and issuance of the Bonds. Subject to the provisions of this Resolution, the Bonds shall (a) mature on February 1 in such years and in such amounts, and (b) shall bear interest at a rate or rates to be determined by the LGC, with the approval of the Finance Director or City Manager of the City, at the time the Bonds are sold, which interest to the respective maturities thereof shall be payable on February 1, 2017 and semiannually thereafter on February 1 and August 1 of each year until payment of such principal sum.

Any portion of the Bonds may be issued as term Bonds (the "Term Bonds") subject to mandatory redemption on February 1 in the years and amounts as set forth in the final Official Statement (hereinafter defined), as determined by the Finance Director or the City Manager of the City in his or her sole discretion after consultation with the LGC. The Finance Director or the City Manager may do all things necessary or desirable, including modification of the form of the Bonds set forth in Section 3 of this resolution and modification of the redemption provisions set forth in Section 4 of this resolution, in order to provide for the issuance of Term Bonds hereunder.

Each Bond shall bear interest from the interest payment date next preceding the date on which it is authenticated unless it is (a) authenticated upon an interest payment date in which event it shall bear interest from such interest payment date or (b) authenticated prior to the first interest payment date in which event it shall bear interest from its date; provided, however, that if at the time of authentication interest is in default, such Bond shall bear interest from the date to which interest has been paid.

The principal of and the interest on the Bonds shall be payable in any lawful money of the United States of America on the respective dates of payment thereof.

The Bonds will be issued by means of a book-entry system with no physical distribution of Bond certificates to be made except as hereinafter provided. One fully-registered Bond certificate for each stated maturity of the Bonds, registered in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC"), or such other name as may be requested by an authorized representative of DTC, will be issued and required to be deposited with DTC and immobilized in its custody. The book-entry system will evidence beneficial ownership of the Bonds in the principal amount of \$5,000 or any multiple thereof, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. The principal of each Bond shall be payable to Cede & Co. or any other person appearing on the registration books of the City hereinafter provided for as the registered owner of such Bond or his registered assigns or legal representative at

the office of the Bond Registrar mentioned hereinafter or such other place as the City may determine upon the presentation and surrender thereof as the same shall become due and payable. Payment of the interest on each Bond shall be made by the Bond Registrar on each interest payment date to the registered owner of such Bond (or the previous Bond or Bonds evidencing the same debt as that evidenced by such Bond) at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date, by check mailed to such person at his address as it appears on such registration books. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC, and transfer of principal and interest payments to beneficial owners of the Bonds by participants of DTC will be the responsibility of such participants and other nominees of such beneficial owners. The City will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing records maintained by DTC, its participants or persons acting through such participants.

In the event that (a) DTC determines not to continue to act as securities depository for the Bonds or (b) the Finance Director of the City determines that continuation of the book-entry system of evidence and transfer of ownership of the Bonds would adversely affect the interests of the beneficial owners of the Bonds, the City will discontinue the book-entry system with DTC. If the City identifies another qualified securities depository to replace DTC, the City will make arrangements with DTC and such other depository to effect such replacement and deliver replacement Bonds registered in the name of such other depository or its nominee in exchange for the outstanding Bonds, and the references to DTC or Cede & Co. in this resolution shall thereupon be deemed to mean such other depository or its nominee. If the City fails to identify another qualified securities depository to replace DTC, the City will deliver replacement Bonds in the form of fully-registered certificates in the denomination of \$5,000 or any multiple thereof ("Certificated Bonds") in exchange for the outstanding Bonds as required by DTC and others. Upon the request of DTC, the City may also deliver one or more Certificated Bonds to any participant of DTC in exchange for Bonds credited to its account with DTC.

Unless indicated otherwise, the provisions of this resolution that follow shall apply to all Bonds issued or issuable hereunder, whether initially or in replacement thereof.

Section 3. The Bonds shall bear the manual or facsimile signatures of the Mayor or City Manager and the City Clerk or Deputy City Clerk of the City and the corporate seal or a facsimile of the corporate seal of the City shall be impressed or printed, as the case may be, on the Bonds.

The certificate of the LGC to be endorsed on all Bonds shall bear the manual or facsimile signature of the Secretary of the LGC or any assistant designated by him, and the certificate of authentication of the Bond Registrar to be endorsed on all Bonds shall be executed as provided hereinafter.

In case any officer of the City or the LGC whose manual or facsimile signature shall appear on any Bonds shall cease to be such officer before the delivery of such Bonds, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery, and any Bond may bear the manual or facsimile signatures of such persons as at the actual time of the execution of such Bond shall be the proper officers to sign such Bond although at the date of such Bond such persons may not have been such officers.

No Bond shall be valid or become obligatory for any purpose or be entitled to any benefit or security under this resolution until it shall have been authenticated by the execution by the Bond Registrar of the certificate of authentication endorsed thereon.

The Bonds to be registered in the name of Cede & Co. or any other nominee designated by an authorized representative of DTC and the endorsements thereon shall be in substantially the following form:

UNLESS THIS CERTIFICATE IS PRESENTED BY AN AUTHORIZED REPRESENTATIVE OF THE DEPOSITORY TRUST COMPANY, A NEW YORK CORPORATION ("DTC"), TO CITY OR ITS AGENT FOR REGISTRATION OF TRANSFER, EXCHANGE, OR PAYMENT, AND ANY CERTIFICATE ISSUED IS REGISTERED IN THE NAME OF CEDE & CO. OR IN SUCH OTHER NAME AS IS REQUIRED BY AN AUTHORIZED REPRESENTATIVE OF DTC (AND ANY PAYMENT IS MADE TO CEDE & CO. OR TO SUCH OTHER ENTITY AS IS REQUESTED BY AN AUTHORIZED REPRESENTATIVE OF DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL

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INASMUCH AS THE REGISTERED OWNER HEREOF, CEDE & CO., HAS AN INTEREST HEREIN.

No. R- ..... \$.....

United States of America  
State of North Carolina  
County of Guilford

CITY OF GREENSBORO

GENERAL OBLIGATION REFUNDING BOND, SERIES 2016

Maturity Date      Interest Rate      CUSIP

February 1, 20..      .....%      .....

The City of Greensboro, North Carolina (the "City"), a municipal corporation located in the County of Guilford, North Carolina, is justly indebted and, for value received, hereby promises to pay to CEDE & CO. or registered assigns or legal representative on the date specified above, upon the presentation and surrender hereof, at the office of the Finance Director of the City (the "Bond Registrar"), which, as of the date hereof, is located at 300 West Washington Street, Greensboro, North Carolina 27401, the principal sum of

.....DOLLARS

and to pay interest on such principal sum from the date hereof or from the February 1 or August 1 next preceding the date of authentication to which interest shall have been paid, unless such date of authentication is a February 1 or August 1 to which interest shall have been paid, in which case from such date, such interest to the maturity hereof being payable on February 1, 2017 and semiannually thereafter on February 1 and August 1 in each year, at the rate per annum specified above, until payment of such principal sum. The interest so payable on any such interest payment date will be paid to the person in whose name this bond (or the previous bond or bonds evidencing the same debt as that evidenced by this bond) is registered at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date, by check mailed to such person at his address as it appears on the bond registration books of the City. Both the principal of and the interest on this Bond shall be paid in any lawful money of the United States of America on the respective dates of payment thereof. For the prompt payment hereof, both principal and interest as the same shall become due, the faith and credit of the City are hereby irrevocably pledged.

This bond is one of an issue of bonds designated "General Obligation Refunding Bonds, Series 2016" (the "Bonds") and issued by the City for the purpose of providing funds, together with any other available funds, for refunding a portion of the City's outstanding General Obligation Public Improvement Bonds, Series 2006, dated February 1, 2006, and General Obligation Public Improvement Bonds, Series 2008A, dated January 29, 2008, and all of the City's outstanding General Obligation Public Improvement Bond Anticipation Note, Series 2014, dated March 18, 2014, and paying related costs, and this bond is issued under and pursuant to The Local Government Bond Act, as amended, Article 7, as amended, of Chapter 159 of the General Statutes of North Carolina, orders adopted by the City Council of the City, each of which was approved by the vote of a majority of the qualified voters of the City who voted thereon at a referendum duly called and held, or which orders have otherwise taken effect, and a resolution duly adopted by said City Council on August 16, 2016 (the "Resolution").

The Bonds maturing on or prior to \_\_\_\_\_ are not subject to redemption prior to maturity. The Bonds maturing on \_\_\_\_\_ and thereafter may be redeemed, at the option of the City, from any moneys that may be made available for such purpose, either in whole or in part on any date not earlier than \_\_\_\_\_, at a redemption price equal to \_\_\_\_% of the principal amount of Bonds to be redeemed, plus interest accrued thereon to the date fixed for redemption.

If less than all of the Bonds of any one maturity shall be called for redemption, the particular Bonds or portions of Bonds of such maturity to be redeemed shall be selected by lot in such manner as the City in its discretion may

determine; provided, however, that the portion of any Bond to be redeemed shall be in the principal amount of \$5,000 or some multiple thereof and that, in selecting Bonds for redemption, each Bond shall be considered as representing that number of Bonds which is obtained by dividing the principal amount of such Bond by \$5,000 and, further, that so long as a book-entry system with The Depository Trust Company ("DTC") is used for determining beneficial ownership of Bonds, if less than all of the Bonds within a maturity are to be redeemed, DTC shall determine by lot the amount of the interest of each direct participant in the Bonds to be redeemed. If less than all of the Bonds are called for redemption, the City shall determine the maturities and amounts thereof to be redeemed.

Not more than sixty (60) nor less than thirty (30) days before the redemption date of any Bonds to be redeemed, whether such redemption be in whole or in part, the City shall cause a notice of such redemption to be filed with the Bond Registrar and given by certified or registered mail to Cede & Co., the nominee of DTC, or such other person as shall be requested by an authorized representative at DTC, at its address appearing upon the registration books of the City. On the date fixed for redemption, notice having been given as aforesaid, the Bonds or portions thereof so called for redemption shall be due and payable at the redemption price provided for the redemption of such Bonds or portions thereof on such date, plus accrued interest to such date, and, if moneys for payment of such redemption price and the accrued interest have been deposited by the City as provided in the Resolution, interest on the Bonds or the portions thereof so called for redemption shall cease to accrue. If a portion of this Bond shall be called for redemption, a new Bond or Bonds in principal amount equal to the unredeemed portion hereof will be issued to Cede & Co. or its legal representative upon the surrender hereof.

Any notice of redemption may state that the redemption to be effected is conditioned on receipt by the Bond Registrar on or before the redemption date of moneys sufficient to pay the redemption price of and interest on the Bonds to be redeemed. If such notice contains such a condition and moneys sufficient to pay the redemption price of and interest on such Bonds are not received by the Bond Registrar on or before the redemption date, the redemption shall not be made and the Bond Registrar will within a reasonable time thereafter give notice, in the manner in which the notice of redemption was given, that such moneys were not so received and the redemption will not take place.

The Bonds are being issued by means of a book-entry system with no physical distribution of bond certificates to be made except as provided in the Resolution. One Bond certificate with respect to each date on which the Bonds are stated to mature, in the aggregate principal amount of the Bonds stated to mature on such date and registered in the name of Cede & Co., a nominee of DTC, is being issued and required to be deposited with DTC and immobilized in its custody. The book-entry system will evidence ownership of the Bonds in the principal amount of \$5,000 or any multiple thereof, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC, and transfer of principal and interest payments to beneficial owners of the Bonds by participants of DTC will be the responsibility of such participants and other nominees of such beneficial owners. The City will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

In certain events, the City will be authorized to deliver replacement Bonds in the form of fully-registered certificates in the denomination of \$5,000 or any multiple thereof in exchange for the outstanding Bonds as provided in the Resolution.

At the office of the Bond Registrar, in the manner and subject to the conditions provided in the Resolution, Bonds may be exchanged for an equal aggregate principal amount of Bonds of the same maturity, of authorized denominations and bearing interest at the same rate.

The Bond Registrar shall keep at his office the books of said City for the registration of transfer of Bonds. The transfer of this Bond may be registered only upon such books and as otherwise provided in the Resolution upon the surrender hereof to the Bond Registrar together with an assignment duly executed by the registered owner hereof or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar. Upon any such registration of transfer, the Bond Registrar shall deliver in exchange for this Bond a new Bond or Bonds, registered in the name of the transferee, of authorized denominations, in an aggregate principal amount equal to the unredeemed principal amount of this Bond, of the same maturity and bearing interest at the same rate.



It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this Bond have happened, exist and have been performed in regular and due form and time as so required; that provision has been made for the levy and collection of a direct annual tax upon all taxable property within the City of Greensboro sufficient to pay the principal of and the interest on this Bond as the same shall become due; and that the total indebtedness of the City, including this Bond, does not exceed any constitutional or statutory limitation thereon.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Resolution until this Bond shall have been authenticated by the execution by the Bond Registrar of the certificate of authentication endorsed hereon.

IN WITNESS WHEREOF, the City, by resolution duly adopted by its City Council, has caused this bond [to be manually signed by] [to bear the facsimile signatures of] its [Mayor] [City Manager] and its [Deputy] City Clerk and [a facsimile of] its corporate seal to be [printed] [impressed] hereon, all as of the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
[Mayor/City Manager]

\_\_\_\_\_  
[Deputy] City Clerk

#### CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of the within bond has been approved under the provisions of The Local Government Bond Act of North Carolina.

\_\_\_\_\_  
Secretary, Local Government Commission

#### CERTIFICATE OF AUTHENTICATION

This bond is one of the Bonds of the series designated herein and issued under the provisions of the within-mentioned Resolution.

\_\_\_\_\_  
Finance Director of the City of  
Greensboro, North Carolina,  
as Bond Registrar

Date of authentication: \_\_\_\_\_

#### ASSIGNMENT

FOR VALUE RECEIVED the undersigned registered owner thereof hereby sells, assigns and transfers unto \_\_\_\_\_

\_\_\_\_\_  
the within bond and all rights thereunder and hereby irrevocably constitutes and appoints \_\_\_\_\_

\_\_\_\_\_  
attorney to register the transfer of said bond on the books kept for registration thereof, with full power of substitution in the premises.

Date: \_\_\_\_\_

Signature Guaranteed: NOTICE: The assignor's signature to \_\_\_\_\_ this assignment must correspond with the name as it appears upon the \_\_\_\_\_ face of the within bond in every particular, without alteration or enlargement or any change whatever.

NOTICE: Signature(s) must be guaranteed by an institution which is a participant in the Securities Transfer Agent Medallion Program (STAMP) or similar program.

Certificated Bonds issuable hereunder shall be in substantially the form of the Bonds registered in the name of Cede & Co. with such changes as are necessary to reflect the provisions of this resolution that are applicable to

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Certificated Bonds.

Section 4. Any portion of the Bonds may be subject to redemption prior to maturity, at the option of the City, from any moneys that may be made available for such purpose, either in whole or in part, on the dates and at the redemption prices set forth in the Official Statement (hereinafter defined), as determined by the Finance Director or the City Manager of the City in his or her sole discretion after consultation with the LGC.

If less than all of the Bonds of any one maturity shall be called for redemption, the particular Bonds or portions of Bonds of such maturity to be redeemed shall be selected by lot in such manner as the City in its discretion may determine; provided, however, that the portion of any Bond to be redeemed shall be in the principal amount of \$5,000 or some multiple thereof and that, in selecting Bonds for redemption, each Bond shall be considered as representing that number of Bonds which is obtained by dividing the principal amount of such Bond by \$5,000 and, further, that so long as a book-entry system with DTC is used for determining beneficial ownership of Bonds, if less than all of the Bonds within a maturity are to be redeemed, DTC shall determine by lot the amount of the interest of each direct participant in the Bonds to be redeemed. If less than all of the Bonds of are called for redemption, the City shall determine the maturities and amounts thereof to be redeemed.

Not more than sixty (60) nor less than thirty (30) days before the redemption date of any Bonds to be redeemed, whether such redemption be in whole or in part, the City shall cause a notice of such redemption to be filed with the Bond Registrar and to be mailed, postage prepaid, to the registered owner of each Bond to be redeemed in whole or in part at his address appearing upon the registration books of the City, provided that such notice to Cede & Co. shall be given by certified or registered mail. Failure to mail such notice or any defect therein shall not affect the validity of the redemption as regards registered owners to whom such notice was given as required hereby. Each such notice shall set forth the date designated for redemption, the redemption price to be paid and the maturities of the Bonds to be redeemed. In the event that Certificated Bonds are outstanding, each such notice to the registered owners thereof shall also set forth, if less than all of the Bonds of any maturity then outstanding shall be called for redemption, the distinctive numbers and letters, if any, of such Bonds to be redeemed and, in the case of any Bond to be redeemed in part only, the portion of the principal amount thereof to be redeemed. If any Bond is to be redeemed in part only, the notice of redemption shall state also that on or after the redemption date, upon surrender of such Bond, a new Bond or Bonds in principal amount equal to the unredeemed portion of such Bond will be issued.

Any notice of redemption may state that the redemption to be effected is conditioned on receipt by the Bond Registrar on or before the redemption date of moneys sufficient to pay the redemption price of and interest on the Bonds to be redeemed. If such notice contains such a condition and moneys sufficient to pay the redemption price of and interest on such Bonds are not received by the Bond Registrar on or before the redemption date, the redemption shall not be made and the Bond Registrar will within a reasonable time thereafter give notice, in the manner in which the notice of redemption was given, that such moneys were not so received and the redemption will not take place.

On or before the date fixed for redemption, moneys shall be deposited with the Bond Registrar to pay the redemption price of the Bonds or portions thereof called for redemption as well as the interest accruing thereon to the redemption date thereof

On the date fixed for redemption, notice having been given in the manner and under the conditions hereinabove provided, the Bonds or portions thereof called for redemption shall be due and payable at the redemption price provided therefor, plus accrued interest to such date. If moneys sufficient to pay the redemption price of the Bonds or portions thereof to be redeemed, plus accrued interest thereon to the date fixed for redemption, have been deposited by the City to be held in trust for the registered owners of Bonds or portions thereof to be redeemed, interest on the Bonds or portions thereof called for redemption shall cease to accrue, such Bonds or portions thereof shall cease to be entitled to any benefits or security under this resolution or to be deemed outstanding, and the registered owners of such Bonds or portions thereof shall have no rights in respect thereof except to receive payment of the redemption price thereof, plus accrued interest to the date of redemption.

If a portion of a Bond shall be selected for redemption, the registered owner thereof or his attorney or legal representative shall present and surrender such Bond to the Bond Registrar for payment of the redemption price thereof, and the Bond Registrar shall authenticate and deliver to or upon the order of such registered owner or his legal representative, without charge therefor, for the unredeemed portion of the principal amount of the Bond so

surrendered, a Bond or Bonds of the same maturity, of any denomination or denominations authorized by this resolution and bearing interest at the same rate.

Section 5. Bonds, upon surrender thereof at the office of the Bond Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of Bonds of the same maturity, of any denomination or denominations authorized by this resolution and bearing interest at the same rate.

The transfer of any Bond may be registered only upon the registration books of the City upon the surrender thereof to the Bond Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar. Upon any such registration of transfer, the Bond Registrar shall authenticate and deliver in exchange for such Bond a new Bond or Bonds, registered in the name of the transferee, of any denomination or denominations authorized by this resolution, in an aggregate principal amount equal to the unredeemed principal amount of such Bond so surrendered, of the same maturity and bearing interest at the same rate.

In all cases in which Bonds shall be exchanged or the transfer of Bonds shall be registered hereunder, the Bond Registrar shall authenticate and deliver at the earliest practicable time Bonds in accordance with the provisions of this resolution. All Bonds surrendered in any such exchange or registration of transfer shall forthwith be cancelled by the Bond Registrar. The City or the Bond Registrar may make a charge for shipping and out-of-pocket costs for every such exchange or registration of transfer of Bonds sufficient to reimburse it for any tax or other governmental charge required to be paid with respect to such exchange or registration of transfer, but no other charge shall be made by the City or the Bond Registrar for exchanging or registering the transfer of Bonds under this resolution.

As to any Bond, the person in whose name the same shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Bond and the interest on any such Bond shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond, including the interest thereon, to the extent of the sum or sums so paid.

The City shall appoint such registrars, transfer agents, depositaries or other agents as may be necessary for the registration, registration of transfer and exchange of Bonds within a reasonable time according to then current commercial standards and for the timely payment of principal of and interest on the Bonds. The Finance Director of the City is hereby appointed the registrar, transfer agent and paying agent for the Bonds (collectively the "Bond Registrar"), subject to the right of the governing body of the City to appoint another Bond Registrar, and as such shall keep at his office the books of the City for the registration, registration of transfer, exchange and payment of the Bonds as provided in this resolution.

Section 6. The City covenants that, to the extent permitted by the Constitution and laws of the State of North Carolina, it will comply with the requirements of the Internal Revenue Code of 1986, as amended, except to the extent that the City obtains an opinion of bond counsel to the effect that noncompliance would not result in interest on the Bonds being includable in the gross income of the owners of the Bonds for purposes of federal income taxation.

Section 7. The City hereby undertakes, for the benefit of the beneficial owners of the Bonds, to provide to the Municipal Securities Rulemaking Board (the "MSRB") through the Electronic Municipal Market Access (EMMA) system, currently located at <http://emma.msrb.org>, or any other entity designated or authorized by the Securities and Exchange Commission to receive reports pursuant to Rule 15c2-12 adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as amended ("Rule 15c2-12"):

(a) by not later than seven months from the end of each fiscal year of the City, commencing with the fiscal year ended June 30, 2016, audited financial statements of the City for such fiscal year, if available, prepared in accordance with Section 159-34 of the General Statutes of North Carolina, as it may be amended from time to time, or any successor statute, or, if such audited financial statements of the City are not available by seven months from the end of such fiscal year, unaudited financial statements of the City for such fiscal year to be

replaced subsequently by audited financial statements of the City to be delivered within 15 days after such audited financial statements become available for distribution;

(b) by not later than seven months from the end of each fiscal year of the City, commencing with the fiscal year ended June 30, 2016, (i) the financial and statistical data as of a date not earlier than the end of the preceding fiscal year for the type of information included under the heading "THE CITY-Debt Information and - Tax Information" in Appendix A to the Official Statement relating to the Bonds (excluding any information on overlapping units) and (ii) the combined budget of the City for the current fiscal year, to the extent such items are not included in the financial statements referred to in (a) above;

(c) in a timely manner not in excess of ten business days after the occurrence of the event, notice of any of the following events with respect to the Bonds:

- (1) principal and interest payment delinquencies;
  - (2) non-payment related defaults, if material;
  - (3) unscheduled draws on debt service reserves reflecting financial difficulties;
  - (4) unscheduled draws on credit enhancements reflecting financial difficulties;
  - (5) substitution of credit or liquidity providers, or their failure to perform;
  - (6) adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB), other material notices or determinations with respect to the tax status of the Bonds or other material events affecting the tax status of the Bonds;
  - (7) modification to the rights of the beneficial owners of the Bonds, if material;
  - (8) call of any of the Bonds for redemption, other than any mandatory sinking fund redemptions, if material, and tender offers;
  - (9) defeasances;
  - (10) release, substitution or sale of any property securing repayment of the Bonds, if material; and
  - (11) rating changes;
  - (12) bankruptcy, insolvency, receivership or similar event of the City, which event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for the City in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets of the business of the City, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court of governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision over substantially all of the assets or business of the City;
  - (13) the consummation of a merger, consolidation, or acquisition involving the City or the sale of all or substantially all of the assets of the City, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such action, other than pursuant to its terms, if material; and
  - (14) appointment of a successor trustee or additional trustee or the change of name of a trustee, if material.
- (d) in a timely manner, notice of a failure of the City to provide required annual financial information described in (a) or (b) above on or before the date specified.

All information provided to the MSRB as described in this section shall be provided in an electronic format as prescribed by the MSRB and accompanied by identifying information as prescribed by the MSRB.

The City may meet the continuing disclosure requirements described above by complying with any other procedures that may be authorized or required by the United States Securities and Exchange Commission.

If the City fails to comply with the undertaking described above, any beneficial owner of the Bonds then outstanding may take action to protect and enforce the rights of all beneficial owners with respect to such undertaking, including an action for specific performance; provided, however, that failure to comply with such undertaking shall not be an event of default and shall not result in any acceleration of payment of the Bonds. All actions shall be instituted, had and maintained in the manner provided in this paragraph for the benefit of all beneficial owners of the Bonds.

The City reserves the right to modify from time to time the information to be provided to the extent necessary or appropriate in the judgment of the City, provided that:

- (a) any such modification may only be made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in the identity, nature, or status of the City;

(b) the information to be provided, as modified, would have complied with the requirements of Rule 15c2-12 as of the date of the Official Statement, after taking into account any amendments or interpretations of Rule 15c2-12, as well as any changes in circumstances; and

(c) any such modification does not materially impair the interests of the beneficial owners, as determined either by parties unaffiliated with the City (such as bond counsel), or by approving vote of the registered owners of not less than a majority in principal amount of the Bonds then outstanding pursuant to the terms of this bond resolution, as it may be amended from time to time.

The City agrees that the annual financial information containing the amended operating data or financial information will explain, in narrative form, the reasons for the amendments and the impact of the change in the type of operating data or financial information being provided.

The provisions of this Section 7 shall terminate upon payment, or provision having been made for payment in a manner consistent with Rule 15c2-12, in full of the principal of and interest on all of the Bonds.

Section 8. The City Council deems it to be desirable for the Bonds to be issued to be sold at private sale without advertisement to Wells Fargo Bank, National Association and Loop Capital Markets, LLC (the "Underwriters") pursuant to a Bond Purchase Agreement, to be dated the date of delivery thereof (the "Bond Purchase Agreement"), among the Local Government Commission of North Carolina (the "LGC"), the City and the Underwriters, at such prices determined by the LGC, subject to the approval of the City Manager or the Finance Director, provided that (i) the final maturity of the Bonds shall be not later than February 1, 2037, (ii) the aggregate purchase price of the Bonds shall be no less than 99% of the aggregate principal amount thereof and (iii) the true interest cost of the Bonds shall not exceed 4.00%. The Mayor, the City Manager and Finance Director of the City are each hereby authorized to approve on behalf of the City the sale of the Bonds in accordance with this resolution, and the Mayor, the City Manager and the Finance Director of the City are each hereby authorized and directed in the name and on behalf of the City to execute and deliver the Bond Purchase Agreement in substantially the form presented at this meeting, together with such changes, additions and deletions as said Mayor, City Manager or Finance Director of the City, with the advice of counsel, may deem necessary and appropriate, such execution and delivery to be conclusive evidence of the approval and authorization in all respects of the form and content thereof.

Section 9. The LGC is hereby authorized to distribute a Preliminary Official Statement relating to the sale of the Bonds. Such Preliminary Official Statement, to be dated the date of delivery thereof and substantially in the form presented at this meeting, is hereby approved, and the Mayor, the City Manager and the Finance Director of the City are each hereby authorized to approve the Official Statement, in substantially the form of the Preliminary Official Statement, including changes necessary to reflect the interest rates on the Bonds, the offering prices of the Bonds, any provisions for redemption of Bonds prior to the maturity thereof and any credit enhancement for the Bonds that the Finance Director determines to be in the best interest of the City (the "Official Statement"), and to execute the Official Statement for and on behalf of the City.

Section 10. U.S. Bank National Association is hereby appointed as escrow agent in connection with the refunding of the Series 2008A Bonds to be Refunded (the "Escrow Agent"), subject to the right of the governing body of the City to appoint another Escrow Agent as provided in the Escrow Deposit Agreement hereinafter mentioned, and as such shall perform its responsibilities as provided in such Escrow Deposit Agreement. Such Escrow Deposit Agreement, to be dated the date of delivery thereof and substantially in the form of the draft thereof presented at this meeting, and the creation of an escrow fund and the other arrangements described therein to accomplish such refunding are hereby approved, and the Finance Director is hereby authorized to approve such changes in such Escrow Deposit Agreement as are necessary or desirable and to execute and deliver such Escrow Deposit Agreement and any forward purchase agreement, forward float agreement or similar arrangement entered into in connection with the contemplated refunding for and on behalf of the City. The Escrow Deposit Agreement shall provide for the Escrow Agent to call for redemption the 2008A Bonds to be Refunded on February 1, 2018, at a redemption price equal to 100% of the principal amount of such refunded bonds, plus interest accrued on such refunded bonds to the redemption date thereof.

Section 11. Bingham Arbitrage Rebate Services, Inc. is hereby appointed as verification agent in connection with the refunding of the 2008A Bonds to be Refunded and the issuance of the Bonds.

Section 12. The Finance Director is authorized to call, or to cause to be called, for redemption the 2006 Bonds to be Refunded on the date of issuance of the Bonds or such other date as the Finance Director shall determine, at a redemption price equal to 100% of the principal amount of such refunded bonds, plus accrued interest on such refunded bonds to the redemption date thereof.

Section 13. The Finance Director is authorized to call, or cause to be called, for redemption the 2014 Note the date of issuance of the Bonds or such date as shall be determined by the Finance Director and the owner of the 2014 Note, at a redemption price equal to 100% of the principal amount of the 2014 Note then outstanding, plus accrued interest on the 2014 Note to the redemption date thereof.

Section 14. The Mayor, the City Manager and the Finance Director of the City and their designees are hereby authorized and directed to take such other actions and to execute and deliver such other documents, certificates, undertakings, agreements or other instruments as such officer determines to be necessary or appropriate to effectuate the issuance of the Bonds and the refunding of the bonds to be refunded and the Series 2014 Note.

Section 15. This resolution shall take effect upon its passage.

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

Upon motion of Councilmember Hoffmann, seconded by Councilmember Hightower, the foregoing resolution entitled "RESOLUTION PROVIDING FOR THE ISSUANCE OF NOT EXCEEDING \$72,500,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016" was passed by roll call vote as follows:

Ayes: Mayor Vaughan, Mayor Pro-Tem Johnson, Councilmembers Abuzaiter, Barber, Fox, Hoffmann, Hightower, Outling, and Wilkins.

Noes: None.

Thereupon Mayor Vaughan announced that said resolution had passed by a vote of 9 to 0.

(Signed) Nancy Hoffmann

**52. [ID 16-0686](#) Resolution Fixing the Time and Place for a Public Hearing on the Question of Whether the Maximum Time Period for Issuing Bonds Under An Order Authorizing \$20,000,000 Natural Science Center Bonds, Which Took Effect on November 3, 2009, Should be Extended from Seven Years to Ten Years after Such Date**

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

287-16 The City Council of the City of Greensboro, North Carolina met at a regular meeting in the City Council Chambers in the Melvin Municipal Office Building located at 300 West Washington Street, Greensboro, North Carolina, the regular place of meeting, at 5:30 P.M., on August 16, 2016.

Present: Mayor Nancy Vaughan, presiding and Councilmembers Abuzaiter, Barber, Fox, Hightower, Hoffmann, Johnson, Outling, and Wilkins.

Absent: None.

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

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Mayor Vaughan introduced the following resolution, which was read by title and summarized by the City Manager, a copy thereof having been provided to each Councilmember prior to the meeting:

RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON THE QUESTION OF WHETHER THE MAXIMUM TIME PERIOD FOR ISSUING BONDS UNDER AN ORDER AUTHORIZING \$20,000,000 NATURAL SCIENCE CENTER BONDS, WHICH TOOK EFFECT ON NOVEMBER 3, 2009, SHOULD BE EXTENDED FROM SEVEN YEARS TO 10 YEARS AFTER SUCH DATE

BE IT RESOLVED by the City Council of the City of Greensboro:

Section 1. A public hearing will be held at 5:30 P.M. on September 6, 2016, in the City Council Chamber in the Melvin Municipal Office Building in Greensboro, North Carolina, on the question of whether the maximum time period for issuing bonds under an order adopted by the City Council of the City of Greensboro on June 16, 2009, entitled "ORDER AUTHORIZING \$20,000,000 NATURAL SCIENCE CENTER BONDS", which took effect on November 3, 2009, should be extended from seven years to 10 years after such date.

Section 2. The City Clerk is hereby directed to cause a copy of each of said order to be published once in The Greensboro News and Record not later than the sixth day before the date of said public hearing. A notice substantially in the following form, as required by N.C.G.S. §159-64, as amended, shall be appended to the order which is to be published:

"The foregoing order took effect on November 3, 2009. Anyone who wishes to be heard on the question of whether the maximum time period for issuing bonds under such order should be extended from seven years to 10 years after such date may appear at a public hearing or an adjournment thereof to be held at 5:30 P.M., on September 6, 2016, in the City Council Chamber in the Melvin Municipal Office Building, 300 West Washington Street, Greensboro, North Carolina 27401.

Elizabeth H. Richardson

City Clerk of the City of Greensboro, North Carolina"

Section 3. This resolution shall take effect upon its passage.

Thereupon the City Attorney announced that he had approved as to form the foregoing resolution.

Upon motion of Mayor Pro-Tem Johnson, seconded by Councilmember Fox, the foregoing resolution entitled:

"RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON THE QUESTION OF WHETHER THE MAXIMUM TIME PERIOD FOR ISSUING BONDS UNDER AN ORDER AUTHORIZING \$20,000,000 NATURAL SCIENCE CENTER BONDS, WHICH TOOK EFFECT ON NOVEMBER 3, 2009, SHOULD BE EXTENDED FROM SEVEN YEARS TO 10 YEARS AFTER SUCH DATE" was passed by roll call vote as follows:

Ayes: Councilmembers Abuzuaiter, Barber, Fox, Hightower, Hoffman, Johnson, Outling, Vaughan, and Wilkins.

Noes: None.

Thereupon the Mayor announced that the resolution entitled "RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON THE QUESTION OF WHETHER THE MAXIMUM TIME PERIOD FOR ISSUING BONDS UNDER AN ORDER AUTHORIZING \$20,000,000 NATURAL SCIENCE CENTER BONDS, WHICH TOOK EFFECT ON NOVEMBER 3, 2009, SHOULD BE EXTENDED FROM SEVEN YEARS TO 10 YEARS AFTER SUCH DATE" had passed by a vote of 9 to 0.

\* \* \* \* \*

I, Angela R. Lord, Deputy City Clerk of the City of Greensboro, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the proceedings of the City Council of said City, at a regular meeting held on August 16, 2016, as relates in any way to the passage of a resolution calling for a public hearing on the question of whether the time for the issuance of the Natural Science Center Bonds of said City authorized by an order that took effect on November 3, 2009 should be extended, and that such proceedings are recorded in the official minutes of said City Council.

I HEREBY FURTHER CERTIFY that a schedule of regular meetings of said City Council, stating that regular meetings of said City Council are held in the City Council Chamber in the Melvin Municipal Office Building, in Greensboro, North Carolina, on the first and third Tuesdays of each month at 5:30 P.M., except that, if any such meeting date falls on a legal holiday, such meeting will not be held, has been on file in my office as of a date not less than seven days before the date of said meeting in accordance with G.S. § 143-318.12.

WITNESS my hand and the corporate seal of said City, this \_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
City Clerk

[SEAL]

(Signed) Yvonne Johnson

**53. [ID 16-0703](#) Resolution Authorizing the City Manager to Establish a Paid Parental Leave Policy for Employees of The City of Greensboro**

Councilmember Outling inquired about the cost associated with the item; spoke to the need to calculate funding; and to allocation of funds.

Assistant City Manager Wilson spoke to current budget for employees; to the value to employees; costs that would be incurred; to previous policies; and to funds that had already been budgeted.

Discussion took place regarding potential increases; and anticipated costs for overtime.

Councilmember Fox moved to amend the policy to extend the paid leave time to eight weeks. The motion died for the lack of a second.

Discussion continued regarding reevaluating the item in a year; and Council supporting the original proposal.

Carolyn Smith, 441 McAdoo voiced support for the policy; spoke to the provisions of the policy; primary caregivers; and requested Council support.

Councilmember Fox amended his motion, and moved the item as presented.

G. K. Mchaney, 1503 West Friendly Avenue spoke to the benefits of parental paid leave; adjustments a family unit with newborns; and urged Council to pass the resolution.

Discussion ensued regarding grandparents being included in the policy.

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

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

**288-16 RESOLUTION AUTHORIZING THE CITY MANAGER TO ESTABLISH A PAID PARENTAL LEAVE POLICY FOR EMPLOYEES OF THE CITY OF GREENSBORO**

WHEREAS, The City of Greensboro believes strong families benefit both the local community and the workplace;

WHEREAS, The City believes that family friendly policies are a strong brand for the recruitment and retention of a productive workforce, especially as it relates to millennials and younger employees;

WHEREAS, The paid Parental Leave Policy serves to promote all of these goals and positions the City as a leader in family friendly work place policies;

WHEREAS, The purpose of Paid Parental Leave is to allow up to six (6) weeks of paid leave to employees who have worked for the City for at least twelve (12) months; the Family Medical Leave Act while providing job protection in a paid or unpaid status, does not address the lack of income experienced by many employees during



periods of necessary leave; and the Paid Parental Leave will be in addition to an employee's accrued annual and sick leave;

WHEREAS, The policy will apply to employees in all benefit-eligible positions.

NOW, THEREFORE, BE IT RESOVLED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO

That the Resolution Authorizing the City Manager to Establish a Policy for Paid Parental Leave is hereby approved.

(Signed) Jamal Fox

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

Councilmember Abuzuaiter requested staff to initiate the process to change a portion of Lee Street to Benfield Street. It was the consensus of Council to direct staff to begin the process.

Councilmember Wilkins voiced concerns with objections to the street name change by affected businesses.

Assistant City Manager Parrish spoke to calling a public hearing; and stated that at this time there were no known objections.

#### 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 11:59 P.M.

ANGELA R. LORD  
DEPUTY CITY CLERK

NANCY VAUGHAN  
MAYOR