City of High Point

Municipal Office Building 211 S. Hamilton Street High Point, NC 27260



Minutes - Final

Monday, October 2, 2023 5:30 PM

Council Chambers

City Council

Jay W. Wagner, Mayor
S. Wesley Hudson, Mayor Pro Tem
Britt W. Moore (At Large, Tyrone Johnson (At Large), Cyril Jefferson (Ward 1),
Christopher Williams (Ward 2), Monica L. Peters (Ward 3), Victor Jones (Ward 5), and
Michael Holmes (Ward 6)

ROLL CALL, MOMENT OF SILENCE, AND PLEDGE OF ALLEGIANCE

Mayor Wagner called the meeting to order at 5:30 p.m. and called for a Moment of Silence; the Pledge of Allegiance followed.

Present:

Mayor Jay W. Wagner; Mayor Pro Tem S. Wesley Hudson, Ward 4; Council Member Britt W. Moore, At Large (arrived at 5:33 p.m.); Council Member Tyrone E. Johnson, At Large; Council Member Cyril A. Jefferson, Ward 1; Council Member Christopher Williams, Ward 2; Council Member Council Member Monica Peters, Ward 3; Victor A. Jones, Ward 5; and Council Member Michael A. Holmes, Ward 6.

Present 9 - Council Member Britt Moore, Council Member Christopher Williams, Council Member Cyril Jefferson, Mayor Jay Wagner, Council Member Michael Holmes, Council Member Monica Peters, Council Member Tyrone Johnson, Council Member Victor Jones, and Mayor Pro Tem Wesley Hudson

RECOGNITIONS AND PRESENTATIONS

2023-463 Proclamation - Public Power Week

Mayor Wagner will present a proclamation recognizing the week of October 1-7, 2023, as Public Power Week.

<u>Attachments:</u> Proclamation - Public Power Week 2023

Mayor Wagner read the Proclamation and presented it to Tyler Berrier, Electric Utilities Director.

Council Member Moore arrived at 5:33 p.m.

STRATEGIC PLAN UPDATE- Blight Reduction and Marketing & Branding Initiative

2023-466 Strategic Plan Update

Council Member Chris Williams, Chairman of the Community Development Committee, will recognize staff to provide an update on the Strategic Plan regarding Blight Reduction. Council Member Michael Holmes, Chairman of the Marketing & Branding Task Force will provide an update on the Marketing & Branding Initiative.

<u>Attachments:</u> <u>Local Codes Strategic Plan Update September 2023</u>

Council Member Williams provided the Strategic Plan update and introduced Nena Wilson, Community Development Director.

Ms. Wilson provided information regarding new code enforcement complaints for the month of September and shared photos of a recently renovated home.

Council Member Holmes provided an update for the Marketing and Branding initiative noting the continued work by internal departments to transition to the new brand.

PUBLIC COMMENT PERIOD

2023-465 Public Comment Period

A Public Comment Period will be held on the first Monday of the regular City Council meeting schedule at 5:30 p.m. or as soon thereafter as reasonably possible following recognitions, awards, and presentations. Our policy states persons may speak on any item not on the agenda.

- Persons who have signed the register to speak shall be taken in the order in which they are listed. Others who wish to speak and have not signed in will be taken after those who have registered.
- * Persons addressing City Council are asked to limit their comments to 3 minutes.
- Citizens will be asked to come to the podium, state their name and address and the subject(s) on which they will comment.
- * If a large number of people are present to register concerns about the same subject, it is suggested that they might be acknowledged as a unified group while a designated speaker covers the various points. This helps to avoid repetition while giving an opportunity for people present with the same concerns to be recognized.

Thanks to everyone in the audience for respecting the meeting by refraining from speaking from the audience, applauding speakers, or other actions that distract the meeting.

Reverend Dr. Frank Thomas, Pastor of Mt. Zion Baptist Church, 753

Washington Street, High Point, questioned the voting records of City Council regarding the fair housing ordinance and funding of the disparity study.

<u>Willie Kittrell, State Director for AAU Football,</u> spoke to events that AAU has brought to High Point, the economic impact of having AAU in High Point, and difficulties in obtaining playing fields.

<u>Terrell Easter, State Commissioner for AAU Football, 410 Twain Avenue,</u> spoke to difficulties obtaining fields which will result in cutting games, and lack of communication.

<u>Justin Stabb, 1207 Main Street, owner of Stabb Designs</u>, spoke to being a destination for different organizations and events and the negative aesthetics of the Southwest section of the City and asked that more investment by the city be placed in this area.

CONSENT AGENDA ITEMS

A motion was made by Mayor Wagner, seconded by Council Member Jones, to approve the Consent Agenda as presented.

The motion carried by the following vote:

Aye: 9 - Council Member Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Mayor Pro Tem Hudson

2023-449 Consideration of a Contract with Freese and Nichols in the Amount of \$1,142,480

City Council is requested to approve a contract with Freese and Nichols in the amount of \$1,142,480 for professional engineering services to upgrade the Riverdale Pump Station, approve the Capital Project Budget Ordinance, and authorize the appropriate City Official(s) to execute all necessary documents.

Attachments: Freese and Nichols- Riverdale Pump Station Improvements Engineering Des

Ordinance Riverdale Pump Station

Approved by the Consent Vote.

2023-459 Consideration of a Contract with Vulcan Materials Co. in the amount of \$100,000

City Council is requested to approve a contract with Vulcan Materials Co. in the amount of \$100,000 for different types of stone (aggregate) to be used by crews for performing repairs to roadways, sidewalks, right-of-ways and related repairs to the stormwater drainage system, etc. within the jurisdictional limits of the City and authorize the appropriate City Official(s) to execute all necessary documents.

<u>Attachments:</u> Contract - Vulcan Materials Co.

Approved by the Consent Vote.

2023-470 Consideration of a Purchase Order Increase for McGill Environmental Systems

City Council is requested to approve a purchase order for McGill Environmental Systems be increased from \$40,900 to the amount of \$176,500 for emergency hauling of bio-solids from the Eastside Waste Water Treatment Plant and authorize the appropriate City Official(s) to execute all necessary documents.

<u>Attachments:</u> Purchase Order - McGill Environmental

Approved by the Consent Vote.

2023-450 Consideration of Extension of Services with Ricoh in the Amount of \$303,688.82

City Council is requested to approve an extension of services for an onsite staffed commercial quality high-speed document printing, copying, and scanning services shop and city mail services and authorize the appropriate City Official(s) to execute all necessary documents.

<u>Attachments:</u> Contract Extension - Ricoh

Approved by the Consent Vote.

2023-452 Consideration of a Contract with Community Housing Solutions in the Amount of

\$200,000

City Council is requested to approve a contract with Community Housing Solutions to fund materials and operational expenses associated with two Operation InASMuch events and authorize the appropriate City Official(s) to execute all necessary documents.

Attachments: Contract - Community Housing Solutions OIAM

Approved by the Consent Vote.

2023-454 Consideration of Acceptance of a Grant Award from National Endowment for Humanities

City Council is requested to accept a grant award from National Endowment for Humanities in the amount of \$349,247 to replace the High Point Museum's aging HVAC System and authorize the appropriate City Official(s) to execute all necessary documents.

Attachments: National Endowment for Humanities Grant Acceptance

Approved by the Consent Vote.

2023-472 <u>Information Regarding Guilford County American Rescue Plan Act (ARPA) Funds</u> Contribution to High Point Projects

Staff will present information on the payment process for ARPA funds, including criteria to be used in consideration of advancing funds to the organizations.

Attachments: Guilford County ARPA Funds Contribution to High Point Projects

Approved by the Consent Vote.

2023-468 Consideration of Approval of Minutes

City Council is requested to approve the following minutes:

Community Development Committee Minutes - September 12, 2023, at 4:00 p.m. Finance Committee Minutes - September 14, 2023, at 4:00 p.m.

Special Meeting of the High Point City Council Minutes - September 18, 2023, at 4:00 p.m.

Regular Meeting of the High Point City Council Minutes - September 18, 2023, at 5:30 p.m.

Prosperity and Livability Committee Minutes - September 20, 2023, at 9:00 a.m.

Attachments: Agenda Memo - Meeting Minutes

Community Development Committee Meeting Minutes - September 12, 2023

Finance Committee Meeting Minutes - September 14, 2023

Special Meeting High Point City Council - September 18, 2023

City Council Meeting Minutes - September 18, 2023

Prosperity Livability Committee Meeting Minutes - September 20, 2023

Approved by the Consent Vote.

GENERAL BUSINESS AGENDA

2023-456 Public Hearing Regarding a Request from Dawn Sweitzer Properties LLC, for Performance Base Incentives in the amount of \$75,000 - Public Hearing October 2, 2023

City Council is requested to authorize performance-based incentives for a project at 2429 W. English Rd. in High Point, NC in the amount of \$75,000 and authorize the City Manager to execute a performance agreement with the company containing benchmarks for the company to achieve and a schedule for the payment of such financial incentives.

Attachments: Performance-based Incentives - Dawn Sweitzer Properties, LLC

Sandy Dunbeck, High Point Economic Development Director, provided the staff report for this item.

Mayor Wagner opened the public hearing.

Dawn Sweitzer, owner of Dawn Sweitzer Properties, LLC HQ & the Gallery, provided a PowerPoint presentation, spoke in favor of this item, provided explanations of the rehab of each structure, and utilization of grant funding.

Mayor Wagner asked if anyone else would like to be heard regarding this item. Seeing none, he closed the public hearing.

A motion was made by Council Member Jones, seconded by Council Member Peters, to approve agenda item 2023-456.

Motion carried with the following vote:

Aye: 9 - Council Member Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Mayor Pro Tem Hudson

2023-458 Public Hearing Regarding a Request from COHAB.SPACE LLC, for Performance Based Incentives in the amount of \$75,000 - Public Hearing October 2, 2023

City Council is requested to consider a request from COHAB.SPACE LLC, for authorization of performance-based incentives for a project at 1547 W. English Rd. in High Point, NC in the amount of \$75,000 and authorize the City Manager to execute a performance agreement with the company containing benchmarks for the company to achieve and a schedule for the payment of such financial incentives.

<u>Attachments:</u> Performance-based Incentives - COHAB.SPACE LLC

Sandy Dunbeck, High Point Economic Development Director, provided the staff report for this item.

John Muldoon, owner of COHAB.SPACE, provided a PowerPoint presentation, spoke to the history and future of the project, provided photos and played a

video showcasing the facilities and events.

Mayor Wagner opened the public hearing and asked if anyone wished to be heard regarding this item. Seeing none, he closed the public hearing.

A discussion ensued regarding the past southwest quandrant of the city in regards to manufacturing, as well as general appreciation to Mr. Muldoon and other business owners that are making an investment in the City of High Point.

A motion was made by Mayor Pro Tempore Hudson, seconded by Council Member Peters to approve Agenda Item 2023-458.

Motion carried with the following vote:

Aye: 9 - Council Member Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Mayor Pro Tem Hudson

2023-469 <u>Public Hearing Regarding a Resolution for the Public Utility Regulatory Policy Act</u> Standards

City Council is requested to approve a resolution which will approve two new regulatory standards pertaining to Public Utility Policy.

Attachments: New PURPA Standards Adoption

Resolution PURPA

Tyler Berrier, Electric Utilities Director, provided the staff report for this item.

Mayor Wagner opened the public hearing and asked if anyone would like to be heard regarding this item. Seeing none, he closed the public hearing.

A motion was made by Mayor Wagner, seconded by Council Member Jones, to approve Agenda Item 2023-469.

Motion carried with the following vote:

Aye: 9 - Council Member Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Mayor Pro Tem Hudson

2023-467 Village of Florence Historic Marker

A request by the High Point Preservation Society for approval of a historic marker to recognize the Village of Florence that is proposed to be located on Penny Road near the intersection with East Fork Road.

<u>Attachments:</u> Staff Report - Village of Florence Marker Request.pdf

David Fencl, Senior Planner, provided the staff report for this item.

A motion was made by Mayor Pro Tempore Hudson, seconded by Council Member Johnson, to approve agenda item 2023-467.

Motion carried with the following vote:

Aye: 9 - Council Member Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Mayor Pro Tem Hudson

2023-460 Public Hearing - City of High Point, Zoning Map Amendment 23-23

A request by the City of High Point to rezone approximately 11.7 acres as part of the Comprehensive Zoning Map Amendment project.

- a. To rezone approximately 0.7 acres from the Residential Single Family 5 (R-5) District to the General Business (GB) District. The site is located along the south side of W. Parris Avenue, approximately 640 feet west of N. Main Street (149, 151 & 153 W. Parris Avenue).
- b. To rezone approximately 11 acres from the Heavy Industrial (HI) District to the Limited Business (LB) Districts. The site is located along Beddington Street, between Blake Avenue and Tower Avenue.

Attachments: Staff Report ZA-23-23.pdf

Ordinance CoHP ZMA 23-23

Mayor Wagner opened the public hearing.

Herb Shannon, Senior Planner, provided the staff report for this item.

In response to Council Member Jones, Mr. Shannon answered questions regarding which portions of the property would need to change to comply with the mid 90's standards.

In response to Council Member Johnson's concern regarding a possible conflict in voting because he is a pastor of a church on Beddington Street, Meghan Maguire, City Attorney, stated there is no direct financial interest therefore, no conflict to prevent Council Member Johnson from voting on this item.

Mayor Wagner asked if anyone would like to be heard regarding this item. Seeing none, he closed the public hearing.

A motion was made by Mayor Wagner, seconded by Council Member Jefferson, to approve Zoning Map Amendment and adopt the consistency and reasonableness statement provided by the Planning Board.

Motion carried with the following vote:

Consistency and Reasonableness Statements

Zoning Map Amendment 23-23 is consistent with the City's adopted policy guidance because

the zoning map amendment is supported by goals and objection of the Land Use Plan that

speaks to promote an urban growth pattern that occurs in an orderly fashion; and encourage

development that enhances and preserves established neighborhoods. Furthermore, The amendments are needed to match the manner in which these neighborhoods have developed

and to remove unneeded restrictions.

Aye: 9 - Council Member Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Mayor Pro

Tem Hudson

Public Hearing - Bricks & Beams, LLC, Zoning Map Amendment 23-24

A request by Bricks & Beams, LLC to rezone approximately 6.5 acres from the Light Industrial (LI) District to the Central Business (CB) District. The site is located along the south side of E. Green Drive, between S. Centennial Street and Park Street (313 S. Centennial Street).

Attachments: Staff Report ZA-23-24.pdf

Ordinance Bricks Beams LLC ZMA 23-24

Public Hearing Sign up Sheets

Mayor Wagner opened the Public Hearing.

Herb Shannon, Senior Planner, provided the staff report for this item.

Elizabeth Koonce, Attorney with Roberson, Haworth & Reese, PLLC, 300 N. Main Street, spoke on behalf of the applicant stating this request is consistent with the central business district zoning in the surrounding areas and noted the facility will relocate from Centennial Avenue and will have a corporate office and a hospitality component.

Mayor Wagner asked if anyone would like to speak regarding this item.

Council Member Williams stated for full disclosure he works for ANDMORE and has questions regarding the map and the market district lines.

Council Member Williams made a motion, seconded by Council Member Johnson, to continue this item to the November 6, 2023, City Council meeting.

A discussion ensued regarding the impacts of this delay to the company. Ms.

Koonce stated because of renovations, design and demolition, and the fact the lease ends in April 2024, any delay could have significant impacts.

Ben Dolosher, CFO with Bricks & Beams, LLC design team spoke to the time line regarding signing of a construction contract and the zoning is a key factor in the appraisal and noted the amount of investment the company has placed in High Point over the last several years.

A substitute motion was made by Council Member Jefferson, seconded by Council Member Peters, to approve zoning map amendment 23-24 and adopt the reasonableness and consistency statement provided in the staff report.

Motion carried with the following vote:

Consistency and Reasonableness Statements

That Zoning Map Amendment 23-24 is consistent with the City's adopted policy guidance because the requested CB District zoning is supported by the Community/Regional Commercial

designation of the Land Use Plan and by the site being identified as lying within the Showroom

District by the Core City Plan. Furthermore, the request is reasonable and in the public interest

because similar properties fronting along this section of S. Centennial Street, classified by the

adopted Land Use Plan as Community /Regional Commercial, are zoned as a CB district.

Aye: 8 - Council Member Moore, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Mayor Pro Tem Hudson

Nay: 1 - Council Member Williams

2023-462 Public Hearing - Kumasi Management Services, LLC, Zoning Map Amendment 23-25

A request by Kumasi Management Services, LLC to rezone approximately 14.2 acres from a Conditional Use Light Industrial (CU-LI) District to a Conditional Zoning General Business (CZ-GB) District. The site is located along the north and south sides of Furniture Avenue, approximately 0.3 mile (1,800 feet) east of Riverdale Road (4257, 4265, 4262 & 4268 Furniture Avenue).

Attachments: Staff Report ZA-23-25.pdf

Ordinance Kumasi Management Services LLC ZMA 23-25

Mayor Wagner opened the public hearing.

Herb Shannon, Senior Planner, provided the staff report for this item.

Rev. Tacuma Johnson, Co-founder and CFO of the Point College Prep provided a history of the development and noted the expansion is consistent with the use of the area.

Matt McCarthy, Pastor of Vertical Church, spoke in favor of the item noting his church currently owns the building that the applicants are seeking to acquire and noted the expansion is consistent with the current use of the area.

Mayor Wagner asked if anyone else wished to be heard regarding this item.

Seeing none, he closed the public hearing.

A motion was made by Mayor Wagner, seconded by Council Member Jefferson, to approve zoning map amendment 23-25 and adopt the reasonableness and consistency statement provided in the staff report.

Motion carried with the following vote:

Consistency and Reasonableness Statements

Zoning Map Amendment 23-25 is consistent with the City's adopted policy guidance because

the requested CZ-GB District is similar and compatible with previous conditional zoning approvals granted in this area. Furthermore, the zoning site is adjacent to other CZ-GB District

zoning that has been approved in this area.

Aye: 9 - Council Member Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Mayor Pro Tem Hudson

2023-464 Public Hearing - City of High Point, Text Amendment 23-03

A request by the City of High Point to amend the Development Ordinance to revise the powers and duties of the Planning and Zoning (P&Z) Commission. This amendment

proposes to grant the P&Z Commission the authority to make the final decision on various Zoning Map Amendment requests. In conjunction with the proposed expanded P&Z Commission authority, this request also amends the review procedures, appeals process, and amends the Conditional Zoning, Planned Development, Zoning Map Amendment and Overlay (Historic & Manufactured Housing) District zoning process.

Attachments: Staff Report TA-03 FINAL

Public Hearing Sign up Sheets

Mayor Wagner opened the public hearing.

Herb Shannon, Senior Planner, provided the staff report.

A discussion ensued regarding definition of "aggrieved party", section 4 of the text amendment pertaining to the Citizens Information Meeting requirement, as well as communications by the city with developers and key stake holders.

Judy Stalder, Regulatory Affairs Director for the Triad Real Estate and Building Coalition (TREBIC), 115 South Westgate Drive stated that TREBIC is supportive of the changes to text amendment with the exception of the changes of the requirement that developers hold a Citizens Information Meeting and would asked that the standard be removed and noted TREBICS willingness to work with staff as well as the public regarding development.

<u>Tom Terrell, 529 W. Parkway, local attorney,</u> spoke in opposition to the changes regarding the Citizens Information Meeting requirement noting expense of a concept plan, possible changes to the plan after the meeting, and asked the city to review other jurisdiction requirements for this plan and to keep the rules as they are.

<u>Kim Lymen, Impact Property Solutions, 5590 Garden Village Way, Greensboro,</u> spoke to the effects of the changes in requirements for the Citizens Information Meeting would have on sub contractors.

Mayor Wagner ask if anyone else would like to be heard regarding this item. Seeing none, he closed the public hearing.

A discussion to place regarding the appeals process.

Council Member Jones made a motion, seconded by Mayor Pro Tempore Hudson, to adopt TA -23-03 P & Z hearing ordinance excluding the changes to 2.3.3.d section 4 7 and 8 in the attached proposed ordinance.

A substitute motion was made by Mayor Wagner, seconded by Council Member

Jefferson, to approve this item without the changes regarding the public meetings (section 4) and also to amend the section regarding appeals of P&Z zoning decisions to define an aggrieved person as anyone who has been given notice and lives within 300 feet of the zoning case and to amend sentence number two of that section to state City Council may by majority vote taken at any time up to and including the next regular council meeting of P&Z's decision authorize the Planning and Development Director to file a written notice of appeal of the P&Z's decision.

Motion carried with the following vote:

Aye: 9 - Council Member Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Mayor Pro Tem Hudson

2023-471 Consideration of Reappointments to the High Point Economic Development Corporation Board

City Council is requested to confirm the following reappointments to the High Point Economic Development Corporation Board, for a term beginning on the date of reappointment and ending on December 31, 2025:

- Aaron Clinard, Clinard Consulting
- Brenda Deets, Citizens Bank
- Chris Whitesell, New Path Digital
- Justin Thompson, Captivate Media
- Scott Holbrook, Key Risk

<u>Attachments:</u> Reappointments - Economic Development Corporation

A motion was made by Mayor Wagner, seconded by Mayor Pro Tem Hudson, that this matter be approved. The motion carried by the following vote:

Aye: 9 - Council Member Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Mayor Pro Tem Hudson

2023-455 Consideration of the Appointment of Tasha Logan Ford to the North Carolina Municipal Power Agency 1 Board of Commissioners

City Council is requested to appoint Tasha Logan Ford to the North Carolina Municipal Power Agency 1 Board of Commissioners effective October 2, 2023. Ms. Logan Ford will serve at the pleasure of the High Point City Council.

Attachments: NCMPA1 Appointment - Tasha Logan Ford

Tasha Logan Ford - ElectriCities Oath

A motion was made by Mayor Wagner, seconded by Council Member Williams, that Tasha Logan Ford be appointed to the North Carolina Municipal Power Agency 1 Board of Commissioners effective October 2, 2023.

Motion carried with the following vote:

Council Member Jefferson thanked Latimere Alexander for his representation for the City of High Point as well as Randy McCaslin, former Deputy City Manager.

Aye: 9 - Council Member Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Mayor Pro Tem Hudson

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:06 p.m.