

**HIGH POINT CITY COUNCIL
REGULAR MEETING
JUNE 6, 2022 – 5:30 P.M.
COUNCIL CHAMBERS – MUNICIPAL BUILDING**

MINUTES

ROLL CALL, MOMENT OF SILENCE, AND PLEDGE OF ALLEGIANCE

Mayor Wagner called the meeting to order at 5:45 p.m.

Upon call of the roll, the following Council Members were Present (8):

Mayor Jay W. Wagner; Mayor Pro Tem Monica Peters, Ward 3; Council Member Britt W. Moore, At Large; Council Member Tyrone E. Johnson, At Large; Council Member Cyril A. Jefferson, Ward 1; Council Member Christopher Williams, Ward 2; Council Member Victor A. Jones, Ward 5; and Council Member Michael A. Holmes, Ward 6.

Council Member S. Wesley Hudson, Ward 4, was Absent.

Mayor Wagner called for a Moment of Silence. The Pledge of Allegiance followed.

RECOGNITIONS AND PRESENTATIONS

2022-269 Proclamation - National Homeowner Month

Mayor Wagner will read a proclamation declaring June 2022 as National Homeowner Month in the City of High Point.

Mayor Wagner read proclamation into the record proclaiming June 2022 as National Homeowner Month in the City of High Point.

[Applause, Photo ops]

2022-270 Recognition - Volunteer Income Tax Assistance (VITA) Program

Staff will recognize Volunteer Income Tax Assistance Program (VITA) volunteers.

Mayor Wagner; and Nena Wilson, Community Development Interim Director recognized Megan Scales, Community Resource Specialist-Community Development Department, and Sherice Rowe, VITA Volunteer (10 years' service); and Jerry Mingo, VITA Volunteer (15 years' service) for their efforts in assisting with the Volunteer Income Tax Assistance Program (VITA).

Ms. Scales thanked everyone; explained what the VITA program did; provided numbers for those who were assisted; and recognized all VITA volunteers for their hard work and efforts.

STRATEGIC PLAN UPDATE- *Blight Reduction and Marketing & Branding Initiative***2022-271 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.

Blight Initiative

Councilman Williams, Chairman of the Community Development Committee, provided an update on the housing activities for the month of May 2022 as follows:

Codes Enforcement (LCE) staff processed 16 new minimum housing complaints; 198 new public nuisance complaints and collected 413 signs. Additionally, during the month of May: LCE staff recorded 25 zoning complaints.

- *A total of 311 Public Nuisance cases were abated (70 - City abated and 241 - owner abated).*
- *There are 8 properties with Ordinances to Demolish passed but the owners are taking steps to repair. Work is underway at 1004 Prospect St, 524 Roy Ave, 1113 Jefferson St, 337 Wingo St, 2206 Gable Way, 210 Underhill St, 524 Cross St & 1139 Pennywood Dr.*
- *There are 5 properties with contracts to demolish.*
- *There are 4 properties that scheduled for bid requests.*
- *Two inspectors did work a Saturday in May and collected 55 signs. Additionally, the Local Codes Section dedicated 2 hours one afternoon and collected 222 signs (after Primary Election)*
- *One inspector position remains open.*
- *During the report period there were 544 total active cases:*
 - *233 active minimum housing cases*
 - *216 active public nuisance cases*
 - *95 active zoning cases*

Lori Loosemore, Code Enforcement Manager shared a success story and some before and after photos of a home located at 1213 Ragan Drive that was repaired by the owner and put back into the housing stock.

Marketing & Branding Initiative

Council Member Michael Holmes, Marketing & Branding Task Force (Task Force) Chairman, reported that the Task Force did meet with CivicBrand, the consulting firm that is leading the city's marketing and branding effort; that they were currently in the 'fact finding' phase'; a community survey was launched for the public @ www.brandinghighpoint.com; and that the next Task Force meeting would be in August.

PUBLIC COMMENT PERIOD**2022-272 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.

Mayor Wagner opened the Public Comment Period.

***Mark Fowler**, 1008 Proctor Dr., spoke to representing taxicab companies for the city of High Point; voiced the need for a rate increase due to the economy; and asked if council could change/increase taxicab rates.*

Mayor Wanger asked for Mr. Fowler's contact information; and said that staff would be in contact regarding his request.

***Faye King** 1810 Bolden Ave., voiced concerns regarding 'dirt bikes'; said that the dirt bike riders were becoming a nuisance; and was harassing her; said that she reported her concerns to the police department on several occasions with no resolution; that she had been collecting evidence regarding the dirt bike concerns; and asked for assistance in resolving her complaint.*

Mayor Wagner said that the dirt bike concerns was a concern throughout the city; spoke to having a discussion with the police chief regarding this matter; and asked Ms. King for her information so that staff would discuss further her concerns.

***Bernita Sims**, spoke in favor of the Fair Housing Ordinance for the city; voiced the need for the ordinance; thanked those who supported the ordinance; and asked council to reconsider approving the ordinance.*

***Elma Hairston**, Entrepreneur spoke in favor of the Fair Housing Ordinance; spoke to fairness and equality; referenced the city's brand; to barriers involved regarding fair housing; shared statistics on housing affordability; and asked council to readdress the ordinance for approval.*

***Rev. Frank Thomas**, 752 Washington St. acknowledge Lisa Vierling, City Clerk, service with the city and her upcoming retirement; spoke in favor of the Fair Housing Ordinance; voiced disappointment regarding the disapproval of the ordinance; to the needs of the citizens; and asked council to reconsider approving the ordinance.*

***Madalyn Kunow**, 4817 Weston Place 2022 spoke in favor of the Fair Housing Ordinance; voiced the need for the Fair Housing Program; and asked council to reconsider the approval for the ordinance.*

***James Adams**, 247 N. Point spoke in favor of the Fair Housing Ordinance; to the community's needs; and asked council to change their vote to approve the ordinance.*

***Heidi Majors**, YWCA spoke in favor of the Fair Housing Ordinance; to disparities; to being on the Human Relations Commission; provided a history regarding the YWCA; to housing complaints; barriers for citizens; and asked council to bring the ordinance back for reconsideration.*

***Joe Barnes**, United Way, 4333 Popular Creek Lane shared information regarding his agency's request for assistance paying rent due to increased prices; and to helping the citizens of High Point with their housing needs.*

***Orel Henry**, Chairman of CAC spoke to feedback from the community regarding challenges faced due to the increased cost for housing; voiced the need for fair housing; and asked council to reconsider the approval for the ordinance.*

Mayor closed public comment period.

FINANCE COMMITTEE - Britt Moore, Chair

Committee Members: Moore, Peters, Holmes, and Jones

Council Member Moore, Finance Committee Chairman, reported that the Finance Committee did meet on June 2, 2022 and recommended the matters under the Consent Agenda be forwarded to the City Council with a favorable recommendation for approval.

Council Member Moore then moved approval of all matters on the Finance Committee Consent Agenda. Mayor Pro Tem Peters made a second to the motion. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

CONSENT AGENDA ITEMS

2022-259 Contract - WESCO Distribution, Inc. - Subsurface 3 Phase Switches (Underground Cable)Warehouse Stock

City Council is requested to award a contract to WESCO Distribution, Inc. in the amount of \$315,420.00 for the purchase of Subsurface 3 Phase Switches (Underground Cable)Warehouse Stock.

A motion was made by Council Member Moore, seconded by Mayor Pro Tem Peters, to award a contract to WESCO Distribution, Inc. in the amount of \$315,420.00 for the purchase of Subsurface 3 Phase Switches (Underground Cable)Warehouse Stock. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-260 Contract - Breece Enterprises, Inc. - Water & Sewer Maintenance/Emergency Repair

City Council is requested to award a contract to Breece Enterprises, Inc. in the amount of \$1,847,940.00 for an annual contract for water & sewer maintenance and emergency repair and that the appropriate City official and/or employee be authorized to execute all necessary documents.

A motion was made by Council Member Moore, seconded by Mayor Pro Tem Peters, to award a contract to Breece Enterprises, Inc. in the amount of \$1,847,940.00 for an annual contract for water & sewer maintenance and emergency repair and that the appropriate City official and/or employee be authorized to execute all necessary documents. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-261 Contract Amendment #2- WithersRavenel Professional Engineering Services - Kersey Valley Road / Landfill

City Council is requested to approve Contract Amendment #2 with WithersRavenel in the amount of \$45,000 for additional Surveying, Right-Of-Way Exhibits, Easement Exhibits, and Legal Descriptions for the 12 affected parcels within the project limits.

A motion was made by Council Member Moore, seconded by Mayor Pro Tem Peters, to approve Contract Amendment #2 with WithersRavenel in the amount of \$45,000 for additional Surveying, Right-Of-Way Exhibits, Easement Exhibits, and Legal Descriptions for the 12 affected parcels within the project limits. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-263 Ordinance - Fuel Budget

City Council is requested to approve a budget ordinance to appropriate funds in the general fund and the central services fund to cover fuel costs for the remainder of the year due to increased prices.

A motion was made by Council Member Moore, seconded by Mayor Pro Tem Peters, to approve a budget ordinance to appropriate funds in the general fund and the central services fund to cover fuel costs for the remainder of the year due to increased prices. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-264 Ordinance - Occupancy Tax - Showroom License Convention&Visitor's Bureau (Visit High Point) Market Authority

City council is requested to approve a budget ordinance to appropriate additional occupancy tax and showroom license revenues that will be passed along to the Convention and Visitor's Bureau (Visit High Point) and Market Authority.

A motion was made by Council Member Moore, seconded by Mayor Pro Tem Peters, to approve a budget ordinance to appropriate additional occupancy tax and showroom license revenues that will be passed along to the Convention and Visitor's Bureau (Visit High Point) and Market Authority. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-265 Ordinance - GASB 87 Lease Budget Amendment

City Council is requested to adopt a budget ordinance amendment which will allow the proper accounting of the capital lease.

A motion was made by Council Member Moore, seconded by Mayor Pro Tem Peters, to adopt a budget ordinance amendment which will allow the proper accounting of the capital lease. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-266 Budget Ordinance - Opioid Settlement Funds

City Council is requested to approve a budget ordinance creating a special revenue fund and appropriating \$51,076 in opioid settlement funds.

A motion was made by Council Member Moore, seconded by Mayor Pro Tem Peters, to approve a budget ordinance creating a special revenue fund and appropriating \$51,076 in opioid settlement funds. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-267 Resolution - Capital Reserve Fund - System Development Fees

City Council is requested to adopt a resolution establishing a capital reserve fund for System Development Fees.

A motion was made by Council Member Moore, seconded by Mayor Pro Tem Peters, to adopt a resolution establishing a capital reserve fund for System Development Fees. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-268 Tax Collection Orders- Forsyth County Tax Administration- for Collection of Fiscal Year 2022 Taxes and Collection of 2021 and Prior Years' Taxes

City Council is requested to approve the Tax Collection Orders as requested by the Forsyth County Tax Administration for collection of Fiscal Year 2022 Taxes and collection of 2021 and prior years' taxes by the Forsyth County Tax Administration office for areas of High Point located in Forsyth County, and to authorize the appropriate City Official to execute the Tax Collection Orders.

A motion was made by Council Member Moore, seconded by Mayor Pro Tem Peters, to approve the Tax Collection Orders as requested by the Forsyth County Tax Administration for collection of Fiscal Year 2022 Taxes and collection of 2021 and prior years' taxes by the Forsyth County Tax Administration office for areas of High Point located in Forsyth County, and to authorize the appropriate City Official to execute the Tax Collection Orders. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

COMMUNITY DEVELOPMENT COMMITTEE - Council Member Williams, Chair
Committee Members: Williams, Hudson, Jefferson, and Johnson

2022-273 Resolution - Conveyance of 803 Amos & 803 Vail to Habitat for Humanity

City Council is requested to adopt a resolution conveying lots located at 803 Amos and 803 Vail to Habitat for Humanity and that the appropriate City official and/or employee be authorized to execute all necessary documents.

Mike McNair, Community Development Director reported that this request was to convey lots located at 803 Amos and 803 Vail to Habitat for Humanity for a development project located on the southside of High Point; and that there would be no budget impact.

A motion was made by Council Member Williams, seconded by Council Member Jefferson, to adopt a resolution conveying lots located at 803 Amos and 803 Vail to Habitat for Humanity and that the appropriate City official and/or employee be authorized to execute all necessary documents. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council

Member Holmes

Absent (1): Council Member Hudson

Council Member Jefferson extended greetings to Mr. McNair regarding his return to work; and voiced appreciation to staff, and Habitat for Humanity for their efforts in the community.

Mayor Wagner stated that he looked forward to future developments with Habitat for Humanity.

2022-274 Ordinance - Demolition of Dwelling - 1006 Meadowbrook Blvd

Adoption of an ordinance ordering the building inspector to effectuate the demolition of a dwelling located at 1006 Meadowbrook Blvd. belonging to Estate of Ladoska R. Small.

Lori Loosemore, Code Enforcement Manager reported that this was a request to adopt an ordinance ordering the inspector to demolish the dwelling at 1006 Meadowbrook Blvd.; after a complaint and notice of hearing was issued and a hearing held an order to repair or demolish was issued on 12/9/202; no action occurred by the compliance date of 1/11/2021; the necessary repairs to the dwelling exceed its current tax value and the demolition was warranted; the ordinance would become effective from the date of adoption; if there was no action by the property owner by the effective date of the ordinance, then asbestos testing and demolition bid process would begin and the structure would be removed by the city; and after city demolition, the property owner would be billed for the cost.

Council Member Williams opened the floor for comments; seeing none, action was taken as follows:

A motion was made by Council Member Williams, seconded by Council Member Jones, to adopt an ordinance ordering the building inspector to effectuate the demolition of a dwelling located at 1006 Meadowbrook Blvd. belonging to Estate of Ladoska R. Small. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-275 Ordinance - Demolition of Dwelling - 2315 E. Green Drive

Adoption of an ordinance ordering the building inspector to effectuate the demolition of a dwelling located at 2315 E. Green Drive belonging to Rosalva M. Turcios.

A motion was made by Council Member Williams, seconded by Council Member Johnson, to place this item in pending until the July 18, 2022 meeting of council. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

PENDING ITEMS

2022-198 Ordinance - Demolition of Dwelling - 900 Anderson Place

Adoption of an ordinance ordering the building inspector to effectuate the demolition of a dwelling located at 900 Anderson Place belonging to Emis Chirinos.

A motion was made by Council Member Williams, seconded by Council Member Jefferson, to remove this item out of pending and return it to staff. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

PROSPERITY & LIVABILITY COMMITTEE - Council Member Hudson, Chair
Committee Members: Hudson, Holmes, Jefferson, and Peters

2022-276 Ordinance - Revised Designation of Social Districts

City Council is requested to approve an amendment to the Ordinance Concerning the Designation of Social Districts.

Mayor Pro Tem Peters reminded everyone that a vote was taken on this matter prior to the amendment to increase the area; voiced excitement for the designated Social Districts, and encouraged everyone to take advantage of its amenities.

Council Member Jefferson said that he supported this matter; voiced the need to ensure safety throughout the Social Districts; and that the goal was to maintain safety.

A motion was made by Mayor Pro Tem Peter, seconded by Council Member Moore, to approve an amendment to the Ordinance Concerning the Designation of Social Districts. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

PLANNING & DEVELOPMENT - Mayor Jay W. Wagner

2022-277 Resolution of Intent-Annexation 22-03

Approval of a Resolution of Intent to establish a public hearing date of July 18, 2022, to consider a voluntary contiguous annexation of approximately 37.3 acres. The site is located northwest of the intersection of Harvey Road and Jewel Avenue, lying between Harvey Road and the eastern terminus of Shorewell Drive, and also known as Guilford County Tax Parcels 161076, 161060, 161086, 161087 & 161098.

A motion was made by Mayor Wagner, seconded by Council Member Johnson, to adopt a Resolution of Intent to establish a public hearing date of July 18, 2022, to consider a voluntary contiguous annexation of approximately 37.3 acres. The site is located northwest of the intersection of Harvey Road and Jewel Avenue, lying between Harvey Road and the eastern terminus of Shorewell Drive, and also known as Guilford County Tax Parcels 161076, 161060, 161086, 161087 & 161098. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

GENERAL BUSINESS AGENDA

2022-278 Adoption-Proposed City of High Point FY 2022-2023 Annual Budget - Fee Changes - Forward High Point Annual FY22-23 Budget

Council is requested to consider the adoption of the City of High Point's FY 2022-2023 Annual Budget Ordinance for the City of High Point, proposed changes to the fee schedule, and FY 2022-2023 Annual Budget Ordinance for Forward High Point.

Stephen Hawryluk, Budget Manager reported that this item was a consideration of an ordinance to adopt the FY 2022-2023 Annual Budget ordinance for the City of High Point, proposed changes to the fee schedule, and FY 2022-2023 Annual Budget Ordinance for Forward High Point; and advised that Mayor Wagner, and Mayor Pro Tem Peters would have to be excused from voting regarding the FY 2022-2023 Annual Budget Ordinance for Forward High Point due to their membership on this Board.

A motion was made by Council Member Williams, seconded Mayor Pro Tem Peters, to adopt a the City of High Point's FY 2022-2023 Annual Budget Ordinance for the City of High Point, proposed changes to the fee schedule. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

A motion was made by Mayor Wagner, seconded Council Member Johnson, to excuse Mayor Wagner and Mayor Pro Tem Peters, due their being a part of the Forward High Point Board, from voting on the Forward High Point's FY 2022-2022 Annual Budget Ordinance. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

A motion was made by Council Member Williams, seconded Council Member Moore, to approve the FY 2022-2023 Annual Budget Ordinance for Forward High Point. The motion carried by the following 6-0 unanimous vote:

Aye (6): Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Excused (2): Mayor Wagner, and Mayor Pro Tem Peters

Absent (1): Council Member Hudson

Council Member Jefferson inquired on, due to Ray Gibbs retirement from Forward High Point, the continuous of the strategic planning for the board. Tasha Logan Ford, City Manager replied that the board was currently searching for a replacement; explained the planning process for the board; and that the board would continue the strategic planning as originally proposed.

2022-279 Senate Bill 300 - Decriminalization of Local Government Ordinances

City Council is requested to review and consider amendments to the Code of Ordinances, as required by state law.

Mayor Wagner advised that the public hearing was open regarding the ordinance amending the City of High Point Code of Ordinances related to the decriminalization legislation (Agenda Item 2022-279); and turned it over to the City Attorney's Office to present on this item.

Meghan Maguire, Assistant City Attorney recognized Nick Tosco, Poyner Spruill LLC to provide an overview of the Decriminalization of Local Government Ordinances.

Mr. Tosco extended greetings; said that in late 2021, the North Carolina legislature passed Session Law 2021-138 ("Senate Bill 300") which is a wide-ranging criminal justice reform law, addressing law enforcement and policing matters. Among other reforms, the law takes steps to decriminalize some local ordinances. Prior to this legislation, State law provided that a violation of any city ordinance was by default a misdemeanor (as provided by N.C.G.S. §14-4) unless the ordinance provided otherwise. In other words, there was a presumption in State law that the City could criminally enforce ordinance violations (by issuing a criminal citation and forcing the violator to appear in court and pay criminal penalties) even if the ordinance did not explicitly provide for such criminal enforcement. Senate Bill 300 reversed

that presumption. Under the new statutory language, local governments must amend local ordinances to specifically identify violations that may be enforced criminally. Additionally, Senate Bill 300 provides a list of ordinances that may no longer impose a criminal penalty City staff, including but not limited to the City Manager's Office, Police Department, Public Services Department, Planning and Development Department, and City Attorney's Office, have worked together to review the Code of Ordinances and produce the proposed text amendment in accordance with Senate Bill 300. This text amendment is proposed for the purpose of complying with State law and making other clarifying and correcting revisions. Senate Bill 300 prohibits the City Council from enacting or adopting the text amendment at the same meeting in which the amendment was first introduced. Therefore, the City Council should vote on the text amendment at tonight's meeting, after the public hearing is closed, and then subsequently vote on the same text amendment on the second reading on June 21, 2022. If adopted, the text amendment would take effect upon the second vote.

Ms. Maguire noted that the ordinances went before the Planning and Zoning Commission and was approved; thanked city departments for their team efforts during the process; there will be two readings for the ordinance; and a second reading would be on June 21st when the ordinance would become effective.

Mayor Pro Tem asked if there was an ordinance regarding 'dirt bikes', and 'dog hoarding'; and Council Member Holmes asked staff to look into the legality's regarding 'dirt bike enforcement'. Ms. Maguire replied that staff would conduct further research regarding the 'dirt bike', 'dog hoarding' ordinances, and 'dirt bike enforcements', and report back to council for further discussion.

Council Member Holmes spoke to the challenges faced for police officers regarding the activity regarding dirt bikes; and inquired on the economic impact redirecting funding for schools. Ms. Maguire replied that staff would provide more information to council at a future date regarding funding; and spoke to consulting with the police department regarding citations.

Mayor Wagner asked if there was anyone who would like to speak on this matter; seeing none, the public hearing for this matter was closed.

A motion was made by Mayor Wagner, seconded by Council Member Williams, to approve the text amendment related to the decriminalization legislation of first reading because we find that it is neither consistent nor inconsistent with the City's adopted policy guidance and the text amendment is necessary to comply with the State legislation. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-280

Public Transportation Agency Safety Plan (PTASP)

City Council is requested to approve the updated Public Transportation Agency Safety Plan (PTASP) as submitted and authorize the Mayor to sign the document.

Angela Wynes, Transit Manager reported that as a recipient of Federal Transit Administration (FTA) funds, the City was required to comply with 49 CFR Part 643, Public Transportation Safety Plan; one of the requirements was an annual review of the plan and if necessary, update information based on current procedures and practices; each year recipients must certify annually that they had a compliant safety plan as a condition of receiving ongoing federal funds; the Transit Safety Officer had reviewed the current PTASP that was approved in November 2021, and made minor changes detailed in the document entitled "Annual Review Notes and Updates 2022; there was no budgetary impact; and that staff is recommending that City Council approve the updated PTASP as submitted and authorize the Mayor to sign the document.

A motion was made by Mayor Wagner, seconded by Mayor Pro Tem Peters, to approve the updated Public Transportation Agency Safety Plan (PTASP) as submitted and authorize the Mayor to sign the document. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-281 One High Point Commission - Resignation Megan Oglesby - Alternate Constance Reynolds & Brenda Deets

City Council is requested to accept the resignation of Commissioner Megan Oglesby and approve Constance Reynolds as Commissioner and approve alternate Commissioner Brenda Deets for the One High Point Commission.

Jeron Hollis, Managing Director reported that this request was to accept the resignation of Commissioner Megan Oglesby and approve Constance Reynolds as Commissioner and approve alternate Commissioner Brenda Deets for the One High Point Commission.

A motion was made by Council Member Holmes, seconded by Council Member Johnson, to accept the resignation of Commissioner Megan Oglesby and approve Constance Reynolds as Commissioner and approve alternate Commissioner Brenda Deets for the One High Point Commission. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

2022-282 Minutes To Be Approved

- May 2, 2022 Special Meeting @ 3:30 p.m.
- May 2, 2022 Regular Meeting @ 5:30 p.m.
- May 3, 2022 Community Development Committee @ 4:00 p.m.
- May 4, 2022 Prosperity & Livability Committee @ 9:00 a.m.

- May 11, 2022 Special Meeting (Budget Review) @ 3:00 p.m.
- May 12, 2022 Finance Committee @ 4:00 p.m.

A motion was made by Mayor Pro Tem Peters, seconded by Council Member Williams, to approve the meeting minutes. The motion carried by the following 8-0 unanimous vote:

Aye (8): Mayor Wagner, Mayor Pro Tem Peters, Council Member Moore, Council Member Johnson, Council Member Jefferson, Council Member Williams, Council Member Jones, and Council Member Holmes

Absent (1): Council Member Hudson

COUNCIL COMMENTS

Council Member Moore voiced appreciation, and thanked staff for their efforts regarding the city financial budget.

ADJOURNMENT

There being no further business to come before Council, the meeting adjourned at 7:10 p.m. upon motion duly made by Council Member Jones and second by Council Member Williams.

Respectfully Submitted,

Jay W. Wagner, Mayor

Attest:

Mary S. Brooks, CMC
Deputy City Clerk