



## MEMORANDUM

November 22, 2013

**MEMO TO:** Strib Boynton, City Manager  
Members of City Council

**FROM:** Jeffrey A. Moore, Financial Services Director *[Signature]*  
Joanne Carlyle, City Attorney

**SUBJECT:** Required City Council actions for 2/3 Bonds

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Please include the following actions by City Council for their December 2, 2013, Council meeting. The City's bond attorney has prepared the attached form of proceedings for the public hearing on the 2/3 bonds based on the authorization Council provided at our last meeting.

1. City Council is scheduled to conduct a public hearing on December 2, 2013, at 5:30pm as required by state law on the issuance of the referenced 2/3 bonds.
2. Following the public hearing, City Council is requested to approve the bond orders authorizing \$3,365,000 Street and Sidewalk Improvement Bonds, \$2,000,000 Parks and Recreational Facilities Bonds, and \$750,000 Firefighting Facilities Bonds as presented at its November 18, 2013, meeting.

These are necessary legal proceedings for the issuance of these bonds. As always, we will be available if you have any questions.

Accounting  
336.883.3240

Internal Audit  
336.883.3122

Purchasing  
336.883.3219

Treasury Services  
336.883.3230

The City Council of the City of High Point, North Carolina held a regular meeting in the Council Chambers of the Municipal Building located at 211 South Hamilton Street in High Point, North Carolina, the regular place of meeting, at 4:45 p.m. on December 2, 2013.

Present: Mayor Bernita Sims, presiding, and Council Members

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Absent: Council Members

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Also Present: \_\_\_\_\_

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The Mayor announced that this was the hour and day fixed by the City Council for the public hearing upon the three bond orders entitled "ORDER AUTHORIZING \$3,365,000 STREET AND SIDEWALK IMPROVEMENT BONDS," "ORDER AUTHORIZING \$2,000,000 PARKS AND RECREATIONAL FACILITIES BONDS" and "ORDER AUTHORIZING \$750,000 FIRE FIGHTING FACILITIES BONDS" and that the City Council would immediately hear anyone who might wish to be heard on the questions of the validity of said bond orders or the advisability of issuing said bonds.

A list of all persons making comments and a summary of such comments are attached as Exhibit A.

The public hearing was closed.

All statements and comments by participants of the public hearing were duly considered by the City Council.

Thereupon, upon motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, the order introduced and adopted on first reading on November 18, 2013, entitled "ORDER AUTHORIZING \$3,365,000 STREET AND SIDEWALK IMPROVEMENT BONDS" was read a second time and placed upon its final adoption. The vote upon the final adoption of said order was:

Ayes: \_\_\_\_\_

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Noes: \_\_\_\_\_

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The Mayor then announced that the order entitled “ORDER AUTHORIZING \$3,365,000 STREET AND SIDEWALK IMPROVEMENT BONDS” had been adopted.

Thereupon, upon motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, the order introduced and adopted on first reading on November 18, 2013, entitled “ORDER AUTHORIZING \$2,000,000 PARKS AND RECREATIONAL FACILITIES BONDS” was read a second time and placed upon its final adoption. The vote upon the final adoption of said order was:

Ayes: \_\_\_\_\_

\_\_\_\_\_

Noes: \_\_\_\_\_

\_\_\_\_\_

The Mayor then announced that the order entitled “ORDER AUTHORIZING \$2,000,000 PARKS AND RECREATIONAL FACILITIES BONDS” had been adopted.

Thereupon, upon motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, the order introduced and adopted on first reading on November 18, 2013, entitled “ORDER AUTHORIZING \$750,000 FIRE FIGHTING FACILITIES BONDS” was read a second time and placed upon its final adoption. The vote upon the final adoption of said order was:

Ayes: \_\_\_\_\_

\_\_\_\_\_

Noes: \_\_\_\_\_

\_\_\_\_\_

The Mayor then announced that the order entitled “ORDER AUTHORIZING \$750,000 FIRE FIGHTING FACILITIES BONDS” had been adopted.

The City Clerk was thereupon directed to publish the aforementioned orders, together with the appended statement as required by The Local Government Bond Act, as amended, once in the High Point Enterprise.

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I, Lisa B. Vierling, City Clerk of the City of High Point, 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 December 2, 2013, as it relates in any way to the holding of a public hearing and the adoption of the foregoing bond orders authorizing general obligation bonds of said City and that said proceedings are recorded in the minutes of said City Council.

I DO HEREBY FURTHER CERTIFY that proper notice of such regular meeting was given as required by North Carolina law.

WITNESS my hand and the official seal of said City this 2<sup>nd</sup> day of December, 2013.

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City Clerk

[SEAL]

## **EXHIBIT A**

[A list of any persons making comments and a summary of such comments to be attached. If no comments are made, please insert “None”.]

TO THE PUBLISHER OF THE HIGH POINT ENTERPRISE:

*Please publish the following once in the High Point Enterprise on Friday, December 6, 2013. If the date of publication is not December 6, 2013, then please change the date of publication in the final paragraph.*

**ORDER AUTHORIZING  
\$3,365,000 STREET AND SIDEWALK IMPROVEMENT BONDS**

BE IT ORDERED by the City Council for the City of High Point, North Carolina:

1. That pursuant to the Local Government Bond Act, as amended, the City of High Point, 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 and authority to contract, and in evidence thereof to issue street and sidewalk improvement bonds in an aggregate principal amount not exceeding \$3,365,000 for the purpose of providing funds, together with any other available funds, to acquire, construct, widen and improve streets and sidewalks inside and outside the corporate limits of said City, including, without limitation, bridges, bicycle lanes, curbs and gutters, culverts, drains, grade crossings, traffic controls and any necessary land and rights of way.

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 debt of said City has been filed with the Clerk to the City Council and is open to public inspection.

4. That this order shall take effect 30 days after its publication following adoption, unless it is petitioned to a vote of the people within 30 days after the date of its publication as introduced as provided in G.S. 159-60, in which event it will take effect when approved by the voters of said City at a referendum as provided in said Act.

5. That this order is adopted pursuant to the provisions of G.S. 159-49, which authorizes the issuance of bonds without a vote of the people for the purposes specified therein in an amount not exceeding two-thirds of the amount by which the outstanding indebtedness of said City has been reduced in the preceding fiscal year.

**ORDER AUTHORIZING  
\$2,000,000 PARKS AND RECREATIONAL FACILITIES BONDS**

BE IT ORDERED by the City Council for the City of High Point, North Carolina:

1. That pursuant to the Local Government Bond Act, as amended, the City of High Point, 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 and authority to contract, and in evidence thereof to issue parks and recreational facilities bonds in an aggregate principal amount not exceeding \$2,000,000 for the purpose of providing funds, together with any other available funds, to acquire, construct, improve, expand and equip existing park and recreational facilities inside and

outside the corporate limits of said City, including, without limitation, greenways, playgrounds, athletic fields, recreational facilities and any necessary land and rights of way.

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 debt of said City has been filed with the Clerk to the City Council and is open to public inspection.

4. That this order shall take effect 30 days after its publication following adoption, unless it is petitioned to a vote of the people within 30 days after the date of its publication as introduced as provided in G.S. 159-60, in which event it will take effect when approved by the voters of said City at a referendum as provided in said Act.

5. That this order is adopted pursuant to the provisions of G.S. 159-49, which authorizes the issuance of bonds without a vote of the people for the purposes specified therein in an amount not exceeding two-thirds of the amount by which the outstanding indebtedness of said City has been reduced in the preceding fiscal year.

### **ORDER AUTHORIZING \$750,000 FIRE FIGHTING FACILITIES BONDS**

BE IT ORDERED by the City Council for the City of High Point, North Carolina:

1. That pursuant to the Local Government Bond Act, as amended, the City of High Point, 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 and authority to contract, and in evidence thereof to issue fire fighting facilities bonds in an aggregate principal amount not exceeding \$750,000 for the purpose of providing funds, together with any other available funds, to acquire, construct and equip fire fighting facilities inside and outside the corporate limits of said City, including, without limitation, a fire training tower and any necessary land and rights of way.

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 debt of said City has been filed with the Clerk to the City Council and is open to public inspection.

4. That this order shall take effect 30 days after its publication following adoption, unless it is petitioned to a vote of the people within 30 days after the date of its publication as introduced as provided in G.S. 159-60, in which event it will take effect when approved by the voters of said City at a referendum as provided in said Act.

5. That this order is adopted pursuant to the provisions of G.S. 159-49, which authorizes the issuance of bonds without a vote of the people for the purposes specified therein in an amount not exceeding two-thirds of the amount by which the outstanding indebtedness of said City has been reduced in the preceding fiscal year.

The foregoing orders were adopted on the 2<sup>nd</sup> day of December, 2013, and are hereby published this 6<sup>th</sup> day of December, 2013. Any action or proceeding questioning the validity of the orders must be begun within 30 days after the date of publication of this notice.

Lisa B. Vierling  
City Clerk  
City of High Point, North Carolina