

**HIGH POINT CITY COUNCIL  
REGULAR MEETING  
February 16, 2015 – 5:30 P.M.  
COUNCIL CHAMBERS – HIGH POINT MUNICIPAL BUILDING**

**MINUTES**

**ROLL CALL and MOMENT OF SILENCE**

*Mayor Bencini called the meeting to order and asked for a moment of silence, which was followed by the Pledge of Allegiance.*

*Upon call of the roll, the following Council Members were present.*

Mayor William S. Bencini, Jr., Mayor Pro Tem James C. Davis; and Council Members Cynthia Y. Davis (At-Large); Jeffrey Golden (Ward 1), Christopher Williams (Ward 2); Alyce Hill (Ward 3); Jay Wagner (Ward 4); and Jason Ewing (Ward 6)

Latimer Alexander (At-Large) was absent.

**150042      RECOGNITIONS / AWARDS**

2014 Sustained Professional Purchasing Award - High Point Purchasing Department

Jeff Moore, Director of Financial Services, will be present to recognize the High Point Purchasing Department for receiving the 2014 Sustained Professional Purchasing Award from the Carolinas Association of Governmental Purchasing.

*Mayor Bencini announced due to the inclement weather, this presentation would be made at some date in the near future.*

**150037      Resolution - Renaming High Point Municipal Lake - Arnold J. Koonce, Jr. City Lake**

Council is requested to adopt a Resolution renaming the High Point Municipal Lake/City Lake to “Arnold J. Koonce, Jr., City Lake.”

*Mayor Bencini read the Resolution into the record and presented it to former Mayor Koonce along with a mock up sign that read, "Arnold J. Koonce, Jr. City Lake." [applause, standing ovation]*

**A motion was made by Mayor Pro Tem Davis, seconded by Council Member Ewing, that the Resolution Renaming High Point Municipal Lake to Arnold J. Koonce, Jr. City Lake be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Resolution No. 1434/15-05**

**Introduced 2/16/2015; Adopted 2/16/2015**

**Resolution Book, XIX, Page 5**

**CONSENT AGENDA ITEMS (All Items on Consent Agenda will be Approved with One Motion)**

*Mayor Bencini proceeded with the Consent Agenda items and asked if there were any items that any Council Member would like pulled and placed on the Regular Agenda.*

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**Transcript**

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**Council Member C. Davis:** *Yes. Please. Item 150048 and there are a series of minutes that I would like to address as well.*

**Mayor Bencini:** *Which minutes?*

**Council Member C. Davis:** *January 30th. February 2nd. February 4 and February 5.*

**Mayor Bencini:** *Is there a motion to pull these items from the agenda?*

**Mayor Pro Tem Davis:** **So moved.**

**Council Member Golden:** **Second.**

**Mayor Bencini:** *All in favor, say Aye. Aye. Any opposed? [none] unanimous. I guess the first thing we'll do is deal with the minutes before we move forward because the other item 150048 is really a Finance Committee item. So what would you like.....*

**Council Member C. Davis:** *January 30th, 2015 we had our elected official training at the Parks & Rec Conference Room. I noticed in the minutes there was no mention what was considered a meeting or a social gathering of council within those minutes and I felt that was a very item to have listed within our minutes because it was something that was discussed in detail to ensure accuracy of those minutes.*

*The other item is February 2nd. City Manager's Conference Room and I just had a question here or a preference really. It says discuss a personnel matter and I think that we should really try to reserve as a Council or body, personnel matter for personnel matter and when we're discussing other items that it reflect that way.*

**City Attorney JoAnne Carlyle:** *I'm sorry. Was that the February 2nd?*

**Council Member C. Davis:** *February 2nd.*

**City Attorney Carlyle:** *It was a personnel issue.*

**Council Member C. Davis:** *Okay, I guess I'm a little confused because I think that when we go into closed session for EDC matters, it should be disclosed that way.*

**City Attorney Carlyle:** *I will be glad to discuss that with you at another time.*

**Council Member C. Davis:** *Sure. That would be great. The other one is February 4th. The Third Floor Lobby Conference Room- Fish Bowl. That was the Prosperity & Livability Committee minutes. I just wanted to verify or confirm that by approving these minutes that the motions made by the members of that Committee had placed it on for February 16 agenda, which they were not on the agenda and I understand that. I just want to make sure that when we approve these minutes that those motions that they made don't pass through that way in the minutes. The other question I had is there was an item for discussion about mini concert series for the City Project. There was no objection to waive the \$400 fee for the purpose of the Depot for the mini-series. I just wanted to make sure that was an item that was brought before the Council at some point too. Not that it was overlooked in the minutes. Those were the concerns that I had. I realize that these items did not appear on the agenda, but they did appear in the minutes that way.*

*The other was February 5th. We had a continuation of elected official training during the city manager's briefing, but there were no minutes for that day. Specifically I would like to see those minutes presented at a later date, which I assume they will be, but I just wanted to point out that they weren't there.*

**City Clerk Vierling:** *They will be submitted. They are not yet complete.*

**Council Member C. Davis:** *That's all. Then there was the February 5th. This is my fault because the clerk actually did approach me about the legislative delegation. Under the comments for myself, there was one thing I wanted to point out when reviewing those with her was the need for the state to look at the mental health system and that part I neglected to.....I had a lot going on that day and forgot to point that out when she asked me for corrections or additions.*

*Those were the other things I saw within the minutes.*

**Mayor Bencini:** *January 30th, the difference between a social gathering of Council and a business meeting. You said you'd like to have that added in the minutes.*

**Council Member Ewing:** *If we add that, should we add the other contextual things that were discussed.*

**Council Member C. Davis:** *I thought the minutes were very brief for the training that we had that day from 8:30 to 4:30. That seems like a lot of detail, but those were the only details that were important to me just because if somebody were to do a social and we all attended, I think it needs to be in the minutes that it was discussed and what that discussion encompassed.*

**Mayor Bencini:** *I don't have a problem with it, Councilwoman Davis. The only thing that I'm kind of struggling with is I've never seen normally training sessions have minutes as part of ....*

**Council Member C. Davis:** *Well, the minutes are there before you, Mr. Mayor. The minutes are here already. They are just very vague.*

**Mayor Bencini:** *I understand. And I think because it's a training session as opposed to a business meeting where we're actually....we're looking at what we would have normally called an agenda-type item. I'm not sure that they need to be that detailed.*

**Council Member Ewing:** *Lisa, the standards for City Clerk, what as it pertains to minutes are requirements in taking action and what-not and what are items that you typically put in here that's good for our information, but it's not required.*

**City Clerk Vierling:** *Right. The reason why there was not a lot of detail in the training session was because it was a training session, but there again, they're the Council's minutes. It was an official meeting because you were all gathered and a quorum was present.*

**Council Member C. Davis:** *I'm not asking for details of the entire meeting. Just that one particular conversation because it was so important that we spent time on it to distinguish telephone calls, emails, majority of gatherings, social events. I just thought that would be important to have within the minutes. That was the only item that I was looking at at all.*

**Council Member Hill:** *I don't object either. It seems, strange, though to have the content from the training as opposed to....because we were trained on so many different things. It's regurgitating all the training for the minutes.*

**Council Member Ewing:** *Would it make more sense to attach the materials that we got to our minutes?*

**City Clerk Vierling:** *The materials will be incorporated and attached as a permanent part of the proceedings from the training session, but it won't contain any discussion. Or I can attach the audio to the minutes.*

**City Attorney Carlyle:** *Whatever the board desires.*

**Council Member Wagner:** *Do we just want to take these minutes out?*

**Mayor Bencini:** *Why don't we just attach the audio? Will that suffice?*

**Council Member C. Davis:** *That'll suffice. I guess my biggest concern is that one particular conversation for the general public that may not ask for the audios but may want a copy of the minutes, just because people question our meeting ethic and I thought....that portion, to me, was the most imperative for the community at large to know that we discussed when and where we can meet, how we can meet and what is constituted as a meeting within that training session. If the audio will, in fact, suffice, my request still stands for that portion to be included in the minutes.*

**Mayor Pro Tem Davis:** *If somebody requests the minutes, do they automatically get the audio too?*

**Council Member C. Davis:** *That will suffice. Thank you.*

**Mayor Bencini:** *Do we have a motion to approve the minutes?*

**Council Member C. Davis: So moved.**

**Council Member Wagner: Second.**

**Mayor Bencini:** *All in favor, say Aye. Aye. Any opposed? [none] Motion carries. Minutes have been approved.*

*[end of transcript]*

**Council Member Williams then moved to approve the Consent Agenda and place 150048 Write Off of Delinquent Utilities Accounts Receivable on the Regular Agenda. Council Member Ewing made a second to the motion, which carried by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**150043      Budget Amendment - Safe Routes to Schools Project**

Council is requested to adopt a budget ordinance amendment to appropriate funds in the amount of \$500,000 to complete the Safe Routes to Schools project previously adopted by City Council.

*This matter was discussed during a Finance Committee Meeting held at 4:30 p.m. prior to this meeting. The Committee recommended this matter be forwarded to Council with a favorable recommendation for adoption.*

Adopted an Ordinance Amending the 2014-2015 Budget Ordinance appropriating funds in the amount of \$500,000 to complete the Safe Routes to Schools project.

**A motion was made by Council Member Williams, seconded by Council Member Ewing, that this Budget Ordinance Amendment be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Ordinance No. 7123/15-06  
Introduced 2/20/2015; Adopted 2/20/2015  
Ordinance Book, XIX, Page 6**

**150044      Contract - Liquid Aluminum Sulfate**

Council is requested to approve contract for purchase of Liquid Aluminum Sulfate to Chemtrade Chemicals US LLC in the amount of \$345,290.00.

*This matter was discussed during a Finance Committee Meeting held at 4:30 p.m. prior to this meeting. The Committee recommended this matter be forwarded to Council with a favorable recommendation for approval.*

Approved contract with Chemtrade Chemicals US LLC in the amount of \$345,290.00.

**A motion was made by Council Member Williams, seconded by Council Member Ewing, that this Contract be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**150045      Contract Extension - Sodium Hypochlorite**

Council is requested to approve a 1-year extension of prior contract to Water Guard in the amount of \$127,492.50 for the purchase of Sodium Hypochlorite.

*This matter was discussed during a Finance Committee Meeting held at 4:30 p.m. prior to this meeting. The Committee recommended this matter be forwarded to Council with a favorable recommendation for approval.*

Approved a 1-year extension of prior contract with Water Guard in the amount of \$127,492.50.

**A motion was made by Council Member Williams, seconded by Council Member Ewing, that this Contract be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**150046      Change Order - Shook Construction Company - Westside WWTP Improvements - Phase 3**

Council is requested to approve change order to the Shook Construction Company contract in the amount of \$257,460.00 for the removal of unsuitable soils at the Westside Wastewater Treatment Plant.

*This matter was discussed during a Finance Committee Meeting held at 4:30 p.m. prior to this meeting. The Committee recommended this matter be forwarded to Council with a favorable recommendation for approval.*

Approved change order to the Shook Construction Company contract in the amount of \$257,460.00 for Phase 3 of the Westside WWTP Improvements (removal of unsuitable soils at the Westside WWTP).

**A motion was made by Council Member Williams, seconded by Council Member Ewing, that this Contract be approved. The motion PASSED by an 8-0 unanimous vote.**

**150047      Contract - Contingent Storm Debris Removal**

Council is requested to approve contract for Contingent Storm Debris Removal to Crowder Gulf LLC for the pickup and removal of vegetative debris.

*This matter was discussed during a Finance Committee Meeting held at 4:30 p.m. prior to this meeting. The Committee recommended this matter be forwarded to Council with a favorable recommendation for approval.*

Approved contract for Contingent Storm Debris Removal to Crowder Gulf LLC for the pickup and removal of vegetative debris.

**A motion was made by Council Member Williams, seconded by Council Member Ewing, that this Contract be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**150064      Municipal Agreement - NCDOT - Utility Agreement**

Council is requested to authorize the City Manager to execute a Utility Agreement with the North Carolina Department of Transportation (NCDOT) to relocate municipally owned water lines and equipment in connection with the Prospect Street Bridge Replacement project.

*This matter was discussed during a Finance Committee Meeting held at 4:30 p.m. prior to this meeting and recommended this matter be forwarded to the Council with a favorable recommendation for approval.*

Authorized the City Manager to execute a Utility Agreement with the North Carolina Department of Transportation (NCDOT) to relocate municipally owned water lines and equipment in connection with the Prospect Street Bridge Replacement project.

**A motion was made by Council Member Williams, seconded by Council Member Ewing, that this Municipal Agreement be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**150048      Write off of Delinquent Utilities Accounts Receivable**

Council is requested to authorize the Financial Services Director to write-off \$713,557.63 for original billings from the fiscal year 2010-2011.

*This matter was discussed during a Finance Committee Meeting held at 4:30 p.m. prior to this meeting and is being forwarded to Council with a favorable recommendation for approval.*

*Note: This matter was pulled from the Consent Agenda and was discussed and voted on separately.*

\_\_\_\_\_  
Transcript\_\_\_\_\_

**Chairman J. Davis:** *This is a write-off of utilities accounts receivable of \$713,557.63. Earlier today, the Finance Committee met and....it got a favorable recommendation, but we decided to pull it out here. So, we were all there and heard from Jeff. Anybody else have any.....Jeff are you still here? Does anybody have any questions from Jeff or comments?*

**Council Member C. Davis:** *Well I do have a couple of questions that I wanted to raise, but I wanted to do them here. I added up the total amount of charge-offs from 1987 to present and it came to like \$8,078,040. 80. My questions are really for the finance manager to do some research to show us what dollar amounts have been collected to date from the total \$8 million. The second question would be what is the dollar amount contributed by citizens alone, meaning households only. The third would be what if the dollar amount that is contributed by businesses and then the fourth question would be what dollar amount is*

*contributed by companies, if any, that received incentives by the City of High Point or the EDC incentives to either relocate or do business here.*

**Chairman J. Davis:** *That's a whole lot to ask. Jeff, would you mind coming up?*

**Financial Services Director Jeff Moore:** *I've asked Bob Martin to come up with me as well to kind of tag team approach. I believe what I heard you say Ms. Davis is you were looking at the \$8 million to be written off, some break down in the demographic between residential, commercial, industrial as well as....*

**Council Member C. Davis:** *Any companies that have been incentivized.*

**Financial Services Director Jeff Moore:** *Further breakdown of that.*

**Council Member C. Davis:** *If it's possible. If it's doable, I would like to see that breakdown based on citizen versus business and then if there are any businesses, maybe check and see which one of those businesses if any of them received any incentive to come and do business here. That's where my concern lies. The other part, I guess, was of the \$8 million that's been written off to date, how much of that have we been able to collect?*

**Financial Services Director Jeff Moore:** *What we've collected after we've written off?*

**Council Member C. Davis:** *Right.*

**Financial Services Director Jeff Moore:** *I did understand that and I believe that information will actually be a lot more easier to pull together than the demographic breakdown. That may take a little bit of research. Mr. Manager, perhaps, at the second meeting in March to give us a little bit of time to work on that.*

**City Manager Greg Demko:** *The question on the businesses we can probably focus on that much easier.*

**Council Member C. Davis:** *Well I'm really not too concerned about the types of business as much as if its 60/40; 60 being resident; 40 being business and then those businesses in that 40% should that be that percentage, how many of them actually came through our EDC.*

**Council Member Ewing:** *Is the EDC number the ultimate number you are trying to get?*

**Council Member C. Davis:** *It's a multi-part number. So it's not just EDC. I just would like to know that breakdown.*

**City Attorney JoAnne Carlyle:** *Are you asking for this information for the purpose of making a decision for your vote to pull this and delay it?*

**Council Member C. Davis:** *No, I'm asking the question because it's a question of concern and I want to understand how we got to this \$8 million and whether or not it was companies that....*



**City Attorney Carlyle:** *The only reason I asked is I'm trying to figure out procedurally because regardless of your request and unless that request is going to be coming to the staff as the group, then you guys are going to go ahead and move forward and vote on this matter tonight, then you will get your information which will not impact whether or not this is actually removed from the consent agenda.*

**Council Member C. Davis:** *Well it may impact how I feel about writing these dollars off.*

**Council Member Hill:** *May I ask a quick question? Regarding the write-offs, I understand it's something that we do annually. I am assuming, but correct me if I'm wrong, that accounting principles for a municipality require us to do so in order to get a clean audit and do we need to do that? Is that the reason for the write-off is that you don't want to carry them forever.*

**Financial Services Director Jeff Moore:** *That is correct. For municipal accounting and reporting purposes, we do not carry those on our books for extended years. That is a financial management benchmark that the State Treasurer as well as our bond rating agencies that Council is taking the decision to move those delinquent accounts from a balance sheet.*

**Council Member Hill:** *Right, because it shows as an asset. So we need to address this and write it off in order to comply with the accounting principles that give us our favorable bond ratings. We can examine why they come up in terms of having information about moving forward in collection efforts, but I think we have to make this decision tonight regardless.*

**Financial Services Director Jeff Moore:** *Yes ma'am.*

**Mayor Bencini:** *And writing them off does not mean that we are ceasing our efforts on collection of these funds. This is only an accounting requirement and has nothing to do with us actually walking away from that debt.*

**Financial Services Director Jeff Moore:** *Very well spoken, Mayor. You are absolutely correct.*

**Chairman J. Davis:** *Thank you, Jeff. Does anybody else have any questions for Jeff or Bob while they're up there? [none]*

**Council Member Wagner:** **MOVE TO APPROVE.**

**Chairman J. Davis:** *I have a motion to approve.*

**Council Member Ewing:** **SECOND.**

**Chairman J. Davis:** *I have a second. Any further discussion?*

**Mayor Bencini:** *All in favor say Aye. Aye. Any opposed? [none]* **MOTION CARRIES.**

*[end of transcript]*

Authorized the Financial Services Director to write-off \$713,557.63 for original billings from the fiscal year 2010-2011.

**150049      Resolution - NC Historic Tax Credits**

Council is requested to adopt a Resolution supporting the renewal of the Historic Preservation Tax Credits in North Carolina. (This item was discussed in the Prosperity & Livability Committee meeting on Wednesday, February 4th @ 9:00 a.m. and favorably recommended for approval at the February 16 Regular City Council meeting).

*This matter was discussed during a Finance Committee Meeting held at 4:30 p.m. prior to this meeting. The Finance Committee forwarded this matter to the full Council with a favorable recommendation for adoption.*

Adopted Resolution supporting the renewal of the Historic Preservation Tax Credits in North Carolina.

**A motion was made by Council Member Williams, seconded by Council Member Ewing, that this Resolution be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Resolution No. 1435/15-06  
Introduced 2/16/2015; Adopted 2/16/2015  
Resolution Book, XIX, Page 6**

**150050      Reappointment - Jerry Mingo - CAC**

Council is requested to confirm the reappointment of Jerry Mingo to the Citizens Advisory Council (CAC) as Council Member Alexander's At-large appointment. Appointment to be effective immediately and will expire May 31, 2016.

Approved the re-appointment of Jerry Mingo to the Citizens Advisory Council.

**A motion was made by Council Member Williams, seconded by Council Member Ewing, that this reappointment be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**150051      Minutes to be approved**

- Special Meeting (Closed Session); Monday, December 15, 2014 @ 4:00 p.m.
- Special Meeting (Closed Session); Tuesday, January 20, 2015 @ 2:30 p.m.
- Special Meeting (Training for Elected Officials); Monday, January 30, 2015 @ 8:30 a.m.
- Special Meeting (Closed Session); Monday, February 2, 2015 @ 5:00 p.m.
- Finance Committee; Monday, February 2, 2015 @ 4:30 p.m.
- High Point City Council Regular Meeting; Monday, February 2, 2015 @ 5:30 p.m.
- Prosperity & Livability Committee Meeting; Wednesday, February 4, 2015 @ 9:00 a.m.
- High Point City Council Special Meeting with Guilford County Legislators; Thursday, February 5th @ 7:00 p.m.

*Note: Please refer to discussion/transcript under the Consent Agenda header for this meeting.*

Approved the preceding minutes with the following corrections as suggested by Council Member C Davis:

- February 2, 2015 Special Meeting Minutes (it was determined that no corrections were necessary since City Attorney advised the purpose of the meeting was for a closed session regarding personnel);
- February 4, 2015 Prosperity & Livability Committee (to include a statement that any motions made were not considered official action to ensure any action taken (especially regarding the mini-concert series) would be brought forward to the City Council for official action);
- January 30, 2015 Special Meeting (Elected Officials Training) (corrected to include discussion regarding public bodies (gathered in person or electronically to conduct or discuss business--does not include social gatherings), open meetings, notices of public meetings, what constitutes an official meeting, etc....
- February 5, 2015 Special Meeting with the Guilford County Legislative Delegation (added under Council Member C. Davis' comments the need for the state to look at the mental health system)

**A motion was made by Council Member Davis, seconded by Council Member Wagner, that Minutes be approved with the corrections as suggested by Council Member C. Davis. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**150026      Boards and Commissions - Vacancy Report**

Attached is the current list of vacancies for all Boards and Commissions.

**REGULAR AGENDA ITEMS**

**FINANCE COMMITTEE** - *Mayor Pro Tem Davis, Chair*

*Committee Members: C. Davis, Hill, and Williams*

*(all were present)*

**150052      Surplus Equipment - Refuse Collection Truck**

Council is requested to declare a 2007 American LaFrance Condor side loading refuse truck as surplus equipment and authorize the Purchasing Manager to sell equipment to the City of Burlington, NC at the negotiated and estimated fair market value of \$40,000.00.

*This matter was discussed during a Finance Committee Meeting held at 4:30 p.m. prior to this meeting. The Committee recommended this matter be forwarded to Council with a favorable recommendation for approval.*

Approved the declaration of a 2007 American LaFrance Condor side loading refuse truck as surplus equipment and authorized the Purchasing Manager to sell the equipment to the City of Burlington, NC at the negotiated and estimated fair market value of \$40,000.00.

**A motion was made by Council Member Davis, seconded by Council Member Williams, that this matter be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**150053      Proposed Auditing Firms - FY June 30, 2015 - 2018**

City Council is requested to consider the recommendations for firms providing qualified audit services and designate one of those firms as the City's auditors for the fiscal years ending June 30, 2015 - 2018; and direct the Financial Services Director to submit the Contract to Audit Accounts and the Client Engagement Letter/Scope of Services for the FY ended June 30, 2015. (This item was discussed in Finance Committee on February 16th and Council set the date of Monday, March 2nd for a Special Meeting to receive presentations by the auditing firms.)

*This matter was discussed during a Finance Committee Meeting held at 4:30 p.m. prior to this meeting. The Committee recommended this matter remain in the Finance Committee until March 2, 2015 at 3:00 p.m., at which time the City Council would hold a Special Meeting for the purpose of hearing presentations by the three auditing firms as recommended by staff.*

**A motion was made by Mayor Pro Tem Davis, seconded by Council Member Wagner, that this matter remain in Committee until March 2, 2015 at 3:00 p.m. at which time the High Point City Council will hear presentations from three of these auditing firms. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

Pending Items

**140387      Lease Agreement - SECU for CashPoints ATM Machine**

Council is requested to authorize the City Manager to execute a Lease Agreement with the State Employees Credit Union (SECU) allowing for the installation of a CashPoints ATM on City property in the Commerce Street parking lot.

*Note: This matter has been pending since December 5, 2014. At that time, Council directed staff to provide additional information regarding other possible sites/locations.*

*This matter was discussed during a Finance Committee Meeting held at 4:30 p.m. prior to this meeting. The Committee recommended this matter be removed from the Agenda at this time.*

**A motion was made by Mayor Pro Tem Davis, seconded by Council Member C. Davis, that this matter be removed from the Agenda. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

MISCELLANEOUS**150066      Revision to Ordinance Establishing Dates and Times for Official Sessions of the High Point City Council**

Consideration of a revision to the Ordinance Establishing Dates and Times for Official Sessions of the High Point City Council as follows: Manager's Briefing Sessions will be held on the 1st and 3rd Monday of each month at 4:30 p.m. (effective March 16, 2015).

**Since this matter did not originally appear on tonight's Agenda, motion was made by Council Member Ewing, second by Council Member Williams to suspend the rules to place it on the Agenda for consideration. The motion to suspend the rules carried by an 8-0 unanimous vote. [Council Member Alexander was absent]**

Adopted the Revised Ordinance Establishing dates and times for official sessions of the High Point City Council. The Manager's Briefings will now be held on the 1st and 3rd Monday of each month at 4:30 p.m. (effective March 16, 2015).

**A motion was made by Council Member C. Davis, seconded by Council Member Wagner, that this Ordinance be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Ordinance No. 7127/15-10  
Introduced 2/16/2015; Adopted 2/16/2015  
Ordinance Book, Volume XIX, Page**

**150067      Revision to the Standing Committees of City Council- Meeting Dates/Times (Finance Committee)**

Consideration of a revision to the meeting date/time for the Finance Committee as follows: The Finance Committee will meet at 4:00 p.m. on the Thursday preceding the 1st and 3rd Monday meeting of the High Point City Council (effective March 12, 2015).

**Since this matter did not originally appear on tonight's Agenda, motion was made by Council Member Ewing, second by Council Member Williams to suspend the rules to place it on the Agenda for consideration. The motion to suspend the rules carried by an 8-0 unanimous vote. [Council Member alexander was absent]**

Approved the Revised Standing Committees of City Council changing the date/time for Finance Committee Meetings to the Thursday preceding the 1st and 3rd Monday of each month at 4:00 p.m. effective March 12, 2015.

**A motion was made by Council Member Davis, seconded by Council Member Wagner, that this matter be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

PUBLIC HEARINGS - 6:15 P.M.

PLANNING & DEVELOPMENT COMMITTEE - Council Member Wagner, Chair  
*Committee Members: C. Davis, J. Davis, and Golden*

**150054      Ordinance - Kotis Properties, LLC - Zoning Case 15-01**

A request by Kotis Properties, LLC to rezone the western portion of a parcel from the Residential Single Family-15 (RS-15) District to the Highway Business (HB) District. The parcel is lying along the west side of N. Main Street, approximately 300 feet south of W. Peachtree Drive (2505 N. Main Street).

*The public hearing for this matter was held on Monday, February 16, 2015 at 6:15 p.m.*

*Herb Shannon of Planning and Development provided an overview of the staff report, which is hereby attached in Legistar as a permanent part of these proceedings. The Planning & Zoning Commission held a public hearing on this matter on January 27, 2015. Both staff and the Planning & Zoning Commission are recommending approval of the request.*

*Following the presentation of the staff report, Chairman Wagner opened the public hearing and asked if there were any comments. There being none, the public hearing was closed.*

Adopted Ordinance providing for the rezoning of this property from the Residential Single Family-15 (RS-15) District to the Highway Business (HB) District based on consistency with the City's adopted plans. Council finds this action to be reasonable and in the public interest based on the statements in the Staff Analysis section of the staff report.

**A motion was made by Council Member Wagner, seconded by Mayor Pro Tem Davis, that this Ordinance be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Ordinance No. 7124/15-07  
Introduced 2/16/2015; Adopted 2/16/2015  
Ordinance Book, XIX, Page 7**

**150055      Ordinance - City of High Point - Annexation Case 15-02**

A request by the City of High Point to consider a voluntary contiguous annexation of City owned property. The requested annexation consists of approximately 8.2 acres, lying at the southwest corner of Kivett Drive and Kersey Valley Road.

*The joint public hearing for this matter and related matter **150056 Ordinance- City of High Point- Zoning Case 15-02** was held on Monday, February 16, 2015 at 6:15 p.m.*

*Herb Shannon of Planning & Development provided an overview of the staff report, which is hereby attached in Legistar as a permanent part of these proceedings.*

*Chairman Wagner opened the public hearing and asked if there was anyone present who would like to offer comments. There being none, the public hearing was closed.*

*Herb Shannon of Planning and Development provided an overview of the staff report, which is hereby attached in Legistar as a permanent part of these proceedings. The Planning & Zoning Commission held a public hearing on this matter on January 27, 2015. Both staff and the Planning & Zoning Commission are recommending approval of the request.*

*Following the presentation of the staff report, Chairman Wagner opened the public hearing and asked if there were any comments. There being none, the public hearing was closed.*

*Adopted Ordinance providing for the annexation of approximately 8.2 acres lying at the southwest corner of Kivett Drive and Kersey Valley Road.*

**A motion was made by Council Member Wagner, seconded by Council Member Ewing, that this Ordinance be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Ordinance No. 7125/15-08  
Introduced 2/16/2015; Adopted 2/16/2015  
Ordinance Book, XIX, Page 8**

#### **150056      Ordinance - City of High Point - Zoning Case 15-02**

A request by the City of High Point to rezone approximately 8.2 acres from a Residential Single Family-9 (RS-9) District, within the City's Extraterritorial (ETJ) area, to an Agricultural (AG) District. The site is lying at the southwest corner of E. Kivett Drive and Kersey Valley Road.

*The joint public hearing for this matter and related matter **150055 Ordinance- City of High Point- Annexation Case15-02** was held on Monday, February 16, 2015 at 6:15 p.m.*

*Herb Shannon of Planning and Development provided an overview of the staff report, which is hereby attached in Legistar as a permanent part of these proceedings. The Planning & Zoning Commission held a public hearing on this matter on January 27, 2015. Both staff and the Planning & Zoning Commission are recommending approval of the request.*

*Following the presentation of the staff report, Chairman Wagner opened the public hearing and asked if there were any comments. There being none, the public hearing was closed.*

*Adopted Ordinance providing for the rezoning of this property from a Residential Single Family-9 (RS-9) District, within the City's Extraterritorial (ETJ) area, to an Agricultural (AG) District.*

**A motion was made by Council Member Wagner, seconded by Council Member Ewing, that this Ordinance be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Ordinance No. 7126/15-09  
Introduced 2/16/2015; Adopted 2/16/2015  
Ordinance Book, XIX, Page 9**

**150057      City of High Point - Major Amendment to Special Use Permit Case 96-08**

A request by the City of High Point to amend Special Use Permit Case 96-08 to add approximately 8.2 acres. The site is lying at the southwest corner of E. Kivett Drive and Kersey Valley Road.

*Those persons desiring to speak regarding this matter were duly sworn.*

*The public hearing for Major Amendment to SUP 98-06 was held on Monday, February 16, 2015 at 6:15 p.m.*

*Herb Shannon of Planning and Development provided an overview of the staff report, which is hereby attached in Legistar as a permanent part of these proceedings.*

*Following the presentation of the staff report, Chairman Wagner opened the public hearing and asked if there were any comments. There were none and the public hearing was closed.*

Amended Special Use Permit 96-08 to add approximately 8.2 acres; and amended the Special Use Permit site plan to depict the inclusion of this 8.2-acre area based upon the conditions in the Special Use Permit and the preliminary findings of fact as outlined in the staff report and that the request is generally consistent with the surrounding zoning and development in this area, and in compliance with the goals and objectives of the Land Use Plan.

**A motion was made by Council Member Wagner, seconded by Council Member C. Davis, that the Major Amendment to Special Use Permit Case 96-08 be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**150058      Resolution - City of High Point - Street Closing Case 14-12**

A request by the Technical Review Committee to abandon an unimproved portion of the Leonard Avenue right-of-way, lying between Brentwood Street and New Street.

*The public hearing for this matter was held on Monday, February 16, 2015 at 6:15 p.m.*

*Herb Shannon of Planning & Development provided an overview of the staff report, which is hereby attached in Legistar as a permanent part of these proceedings. The Planning & Zoning Commission held a public hearing on December 9, 2014 to consider this request and recommended approval of Street Abandonment Case 14-12 by a vote of 6-0.*

*Following the presentation of the staff report, Chairman Wagner opened the public hearing and asked if there were any comments. There being none, the public hearing was closed.*

Adopted Resolution authorizing the abandonment of an unimproved portion of the Leonard Avenue right-of-way, lying between Brentwood Street and New Street.

**A motion was made by Council Member Wagner, seconded by Mayor Pro Tem Davis, that this Resolution be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**



**Resolution No. 1436/15-07**  
**Introduced 2/16/2015; Adopted 2/16/2015**  
**Resolution Book XIX, Page 7**

**150059      Resolution - City of High Point - Street Closing Case 14-13**

A request by the Technical Review Committee to abandon a partially improved alley lying along the west side of N. Centennial Street, between Sherwood Place and North Avenue. This alley runs in an east-west direction from N. Centennial Street to Denny Street.

*The public hearing for this matter was held on Monday, February 16, 2015 at 6:15 p.m.*

*Herb Shannon of Planning & Development provided an overview of the staff report, which is hereby attached in Legistar as a permanent part of these proceedings. The Planning & Zoning Commission held a public hearing regarding this Street Abandonment request on December 9, 2014 and recommended approval of Street Abandonment 14-12 by a vote of 6-0.*

*Following the presentation of the staff report, Chairman Wagner opened the public hearing and asked if there were any comments. There being none, the public hearing was closed.*

Adopted Resolution authorizing the abandonment of a partially improved alley lying along the west side of N. Centennial Street, between Sherwood Place and North Avenue.

**A motion was made by Council Member Wagner, seconded by Mayor Pro Tem Davis, that this Resolution be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Resolution No. 1437/15-08**  
**Introduced 2/16/2015; Adopted 2/16/2015**  
**Resolution Book, XIX, Page 8**

**150060      Resolution - City of High Point - Street Closing Case 14-14**

A request by the Technical Review Committee to abandon two unimproved right-of-ways lying north of Summit Road, between Deep River Road and Lindale Drive.

*The public hearing for this matter was held on Monday, February 16, 2015 at 6:15 p.m.*

*Herb Shannon of Planning & Development provided an overview of the staff report, which is hereby attached as a permanent part of these minutes. The Planning & Zoning Commission held a public hearing regarding this matter on December 9, 2014 and recommended approval of Street Abandonment 14-14 by a vote of 6-0.*

*Following the presentation of the staff report, Chairman Wagner opened the public hearing and asked if there were any comments. There being none, the public hearing was closed.*

Adopted Resolution authorizing the abandonment of two unimproved right-of-ways lying north of Summit Road, between Deep River and Lindale Drive.

**A motion was made by Council Member Wagner, seconded by Mayor Pro Tem Davis, that this Resolution be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Resolution No. 1438/15-09**

**Introduced 2/16/2015; Adopted 2/16/2015**

**Resolution Book, XIX, Page 9**

**150061**

**Resolution - City of High Point - Street Closing Case 15-01**

A request by the City of High Point Technical Review Committee to abandon two unimproved alleys lying north of E. Green Drive between Smith Street and S. College Drive.

- a. An unimproved alley lying approximately 160 feet north of E. Green Drive between Smith Street and Walnut Street; and
- b. An unimproved alley lying approximately 155 feet north of E. Green Drive between Cable Street and S. College Drive.

*The public hearing for this matter was held on Monday, February 16, 2015 at 6:15 p.m.*

*Herb Shannon of Planning & Development provided an overview of the staff report, which is hereby attached in Legistar as a permanent part of these proceedings. The Planning & Zoning Commission held a public hearing to consider this Street Closing request on January 27, 2015 and recommended approval of Street Abandonment 15-01 by an 8-0 vote.*

*Following the presentation of the staff report, Chairman Wagner opened the public hearing and asked if there were any comments. There being none, the public hearing was closed.*

Adopted Resolution authorizing the abandonment of two unimproved alleys lying north of E. Green Drive between Smith Street and S. College Drive: a) an unimproved alley lying approximately 160 feet north of E. Green Drive between Smith Street and Walnut Street (with the retention of a 20-foot wide stormwater drainage easement centered over the existing pipe running through the right-of-way); and b) an unimproved alley lying approximately 155 feet north of E. Green Drive between Cable Street and S. College Drive (with the retention.

**A motion was made by Council Member Wagner, seconded by Mayor Pro Tem Davis, that this Resolution be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Resolution No. 1439/15-10**

**Introduced 2/16/2015; Adopted 2/16/2015**

**Resolution Book, XIX, Page 10**

**150062**

**Resolution - City of High Point - Street Closing Case 15-02**

A request by the City of High Point Technical Review Committee to abandon the southern 90 feet of the Pam Street right-of-way.

*The public hearing regarding this request was held on Monday, February 16, 2015 at 6:15 p.m.*

*Herb Shannon of Planning & Development provided an overview of the staff report, which is hereby attached as a permanent part of these proceedings. The Planning & Zoning Commission held a public hearing regarding this request on January 27, 2015 and recommended approval of Street Abandonment 15-02 by a vote of 8-0.*

Adopted Resolution authorizing the abandonment of the southern 90-feet of the Pam Street right-of-way.

**A motion was made by Council Member Wagner, seconded by Mayor Pro Tem Davis, that this Resolution be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Resolution No. 1440/15-11**

**Introduced 2/16/2015; Adopted 2/16/2015**

**Resolution Book, XIX, Page 11**

**150063**

**Resolution - City of High Point - Street Closing Case 15-03**

A request by the City of High Point Technical Review Committee to abandon the unimproved portions of the Rowan Avenue right-of-way lying north of Bethel Drive.

*The public hearing for this matter was held on Monday, February 16, 2015 at 6:15 p.m.*

*Herb Shannon of Planning & Development provided an overview of the staff report, which is hereby attached in Legistar as a permanent part of these proceedings. The Planning & Zoning Commission held a public hearing on Street Abandonment 15-03 on January 27, 2015 and recommended approval by an 8-0 vote.*

*Following the presentation of the staff report, Chairman Wagner opened the public hearing and asked if anyone was present to comment. There being no comments, the public hearing was closed.*

Adopted Resolution authorizing the abandonment of unimproved portions of the Rowan Avenue right-of-way lying north of Bethel Drive with the retention of the following easements: 1) retention of a 20-foot wide sanitary sewer easement centered over existing sewer lines within and crossing the right-of-way; 2) retention of a 20-foot wide water easement centered over existing water lines within and crossing the right-of-way; 3) retention of a sanitary sewer easement for the existing pump station (this easement shall extend the full width of the abandoned right-of-way for a distance of 160 feet north of the Bethel Drive right-of-way line); 4) retention of a 30-foot wide electrical easement, which also includes City fiber optic lines, cable TV lines and some NorthState Communication lines, centered over all existing electric lines within and crossing the right-of-way; and 5) retention of a 15-foot wide electrical easement, which also includes City fiber optic lines, cable TV lines and some NorthState Communication lines, along the entire western limits of the right-of-way.

**A motion was made by Council Member Wagner, seconded by Mayor Pro Tem Davis, that this Resolution be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Alexander was absent]**

**Resolution No. 1441/15-12  
Introduced 2/16/2015; Adopted 2/16/2015  
Resolution Book, XIX, Page 12**

**ADJOURNMENT**

There being no further business to come before Council, the meeting adjourned at 6:30 p.m. upon motion duly made and seconded.

Respectfully Submitted,

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William S. Bencini, Jr., Mayor

Attest:

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Lisa B. Vierling, MMC  
City Clerk