

**HIGH POINT CITY COUNCIL  
REGULAR MEETING  
COUNCIL CHAMBERS – HIGH POINT MUNICIPAL BUILDING  
JULY 18, 2016 – 5:30 P.M.**

**ROLL CALL, PRAYER, AND PLEDGE OF ALLEGIANCE**

*Mayor Bencini called the meeting to order and asked everyone to stand for a moment of silent prayer. The Pledge of Allegiance followed.*

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

**Present:** *Mayor William S. Bencini, Jr., Mayor Pro Tem Jeffrey Golden (Ward 1); and Council Members Latimer Alexander (At-Large); Cynthia Y. Davis (At-Large), Christopher Williams (Ward 2), Alyce Hill (Ward 3), Jay Wagner (Ward 4), James C. Davis (Ward 5) and Jason Ewing (Ward 6)*

**RECOGNITIONS AND PRESENTATIONS**

**160197      Proclamation - National Parks & Recreation Month 2016**

Lee Tillery, Directors of Parks & Recreation, will be in attendance to accept a proclamation designating July 2016 as "National Parks & Recreation Month" in the City of High Point.

Mayor Bencini read the Proclamation designating July 2016 as "National Parks & Recreation Month" into the record and prior to submitting the Proclamation to Lee Tillery, Director of Parks & Recreation. A photo opportunity followed. [applause]

**160221      Proclamation - High Point Police and Community Day**

Police Chief Ken Shultz will be in attendance to accept a proclamation designating Monday, July 18, 2016 as "High Point Police and Community Day" in the City of High Point.

*Mayor Bencini read the Proclamation designating July 18, 2016 as "High Point Police and Community Day" into the record and presented it to Officer Robert Burchette. [applause and standing ovation]*

*Following the presentation, Officer Burchette shared some words with Council and the audience. He stated that the Police Department does enjoy a positive relationship with the community they serve and expressed grateful appreciation for this. He noted they could not do their jobs without support from the public. He reported on the statistics before the Initiatives started; High Point was experiencing about 15-15 homicides a year and this number has dwindled down to about 506 per year (saving 10 lives per year). He shared that it takes everyone working together collaboratively to accomplish this and pointed out High Point's Initiatives are modeled throughout the country.*

*Council Member C. Davis thanked Officer Burchette for his many years of service and pointed out High Point would be losing one of its finest due to his pending retirement in August.*

**160198      High Point REALTOR® Association - Annual President's Report**

Laurie Edward's, President of the High Point REALTOR Association, will make the annual president's report to City Council.

**Note: Comments have been summarized; a copy of the entire 2016 Report will be attached in Legistar as a permanent part of these proceedings.**

*Laurie Edwards, the 2016 President of the High Point Regional Association of Realtors, presented an overview of the 2016 Report on High Point Region Real Estate Market & Association's Social Responsibility. The High Point Region encompasses six towns and parts of four counties in the market (Archdale, Trinity (Randolph County); Thomasville (Davidson County); High Point and Jamestown (Guilford County) and Kernersville (Forsyth County).*

*Some of the highlights of the 2016 Report were:*

- 2016 market is the best they have experienced in six years
- Sales in the three late spring months of 2016 outpaced sales of the same period last year by 25%
- Between 2014 and 2016, they have seen an increase in sales by 72%
- According to a National trend, the average housing price in 2016 is \$153,000 as compared to \$148,000 last year which indicates an upward swing
- In April, May, June of 2016, 58% of the listings sold in 60 days or less as compared to 43% in 2015
- There's still a strong demand for new household formations and there's still a significant amount of group living due to the past recession; once these families start seeking independence more inventory/housing will be needed
- Rental occupancy rates are the highest in years
- Commercial market is experiencing a traditional slowdown (commercial real estate market is resurgent and lags behind the residential by about 15-18 months)
- Due to limited inventory of industrial buildings, there seems to be more and more redevelopment of blighted properties because of a shortage of available retail space
- They are glad to see that some of the buildings are being repurposed instead of being demolished
- New businesses are being aggressively and successfully recruited into this area and the general economic market is on the upswing
- According to a formula developed by the National Association of Realtors, based on the number of sales since the 2015 report, they have created the need and opportunity for more than 850 new jobs
- Overtime, the region will realize \$70,000-\$85,000 in capital infusion, primarily through increased tax base and real estate related services

*They are predicting that the home sales will remain strong for at least 3-4 years with many predictors forecasting a 4.8% increase in homes prices in 2016 and another 3.5% next year. Despite the recent record lows, mortgage rates will likely be volatile in 2016 with the 30-year fixed rate ending in 2016, 60 basis points higher than today's level causing builders to shift to a more affordable product to cater to entry level buyers.*

*Ms. Edwards reported they have participated in the following community endeavors:*

- Sponsored with the Public Library on their improvements/makeover
- They have an Honorary Director Program. She thanked Council Member J. Davis for being an Honorary Director
- On board with the "Say Yes to Education" and have rider signs that go on top of the for sale signs to help educate people in Guilford County on the program
- Involved in the community

*Ms. Edwards concluded her presentation by relaying to Council that the city is making strides in the permit process and thanked Council for their efforts. She felt hiring Randy Hemann as the Assistant City Manager was an excellent choice and he was one of the reasons they are seeing a good upward trend in this area.*

## Strategic Plan Update

### Update on Blight

*Mayor Pro Tem Golden provided an update on some numbers as it relates to the Strategic Plan for Blight. He reported that the city continues to beef up code enforcement. Staff has conducted eight interviews for vacant inspector's positions and have two more interviews scheduled with a plan to have the fourth position filled by the end of August. He then shared some numbers for activities in June:*

35 Minimum Housing Complaints  
147 Active Minimum Housing Cases  
270 Backlog (now down to 241)  
5 Demolitions  
317 Public Nuisance Complaints (of the 317, 312 are still active)  
28 City Abated Public Nuisance Cases  
207 Owner Abated Public Nuisance Cases  
34 Vehicle Complaints  
177 Signs Picked-up

### Millennial Task Force

*Council Member Ewing reported that the Millennial Task Force met last week and provided some feedback from that meeting. City staff presented the city's Pedestrian Plan to the Task Force which prompted some feedback regarding the Greenway. Some of their feedback on the Pedestrian Plan/Greenway included:*

- Surprised to learn that sidewalks are required for new developments
- Wanted to see more biking throughout the city and asked if it was possible to have bike racks installed downtown
- Considering an event where people bike to various downtown businesses to promote multi-modal travel while supporting the local economy

- Did not realize how extensive the city's Greenway is and they are excited about the connector that will link the Greenway to Greensboro
- Suggested more signage on Main Street and other highly traveled roads to welcome and direct people to the Greenway
- Considering a "Plant the Greenway" event to increase more use/traffic to the Greenway. Looking at possibly bringing an organized event together sometime in the fall with the assistance of the Parks & Recreation Department to plant edible food, trees, etc.... along the Greenway

*Council Member Ewing reported that a presentation was given on the multi-use downtown stadium concept and the Millennial Task Force expressed support for the idea and stated they would like to have an experience comparable to what Greensboro and Winston Salem has. They desire walkability and "Mom-in-Pop" type shops in and around the downtown multi-use stadium.*

*The Task Force also discussed the question on how to get young professionals to know what's happening in High Point. They suggested this could be accomplished by a centralized website identifying all the events. Their homework assignment to bring back to the next meeting is to research some cities in the United States that have been successful with millennial retention and economic development and how these cities communicate their events and assets to that population.*

*Council Member Ewing concluded his report by making Council and the public aware of a Young Professionals Summit being planned for the fall that will be hosted by the United Way of Greater High Point. The Summit will help educate attendees about the City of High Point and the options/events and groups for young people.*

*Mayor Bencini asked about the anticipated completion date for the final Greenway connector. Deputy City Manager Randy McCaslin explained the city is working its way through various environmental permits that will be required on this section due to it crossing wetlands. He believed the plans are ready to go out for bid, and as soon as the required State and Federal permits are secured, they could move forward.*

*Council Member C. Davis posed the following questions:*

- 1. When does the Millennial Task Force meet and is it advertised or publicized on the city's webpage so that other millennials or interested parties can attend?**

Council Member Ewing explained he wasn't sure if the meetings were listed on the website or if the meetings have been included on the Meeting Schedule and explained the meetings are really not considered "public" meetings. He further explained that the idea was not to have the Task Force grow to be too big, just to be a conduit to go out and have other meetings with millennials.

Council Member C. Davis felt placing the meeting dates and times on the website or another location where the millennials could find it would encourage them to attend and listen to the conversations and this would allow an opportunity for the millennials to be engaged and

share their thoughts and ideas. Council Member Ewing offered to mention this to the chair of the Millennial Task Force.

**2. *Have we diversified further in regards to the Task Force?***

Council Member Ewing replied that the Task Force has been expanded and mentioned that there was a young African-American gentleman who expressed an interest in serving and was present in the audience when Sara Belle Tate provided the update at the June meeting. He now serves on the Task Force and they have also added a Hispanic member as well.

**PUBLIC COMMENT PERIOD**

**160224**

**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.

***Note: This is a summary of the comments made during the Public Comment Period. The transcript of the full comments will be attached in Legistar as a permanent part of these proceedings.***

The following persons addressed Council during the Public Comment Period:

**David Macchiarolo** addressed Council to raise awareness regarding a national resource--the Amateur Radio Service. He proceeded to provide a brief history of the Amateur Radio or the "Ham" Radio as it is also popularly called. He pointed out the High Point Amateur Radio Club is a valuable community resource made up of a very diverse group of individuals who share a common interest in amateur radio and community service including one of, if not the youngest licensed amateur radio operators in the area who is only 11 years of age, Melinda Riewe. He mentioned their club recently held a training event, their annual Field Day Exercise, and they were privileged to have the Honorable Cynthia Davis as their special guest and noted Ms. Davis actually made several radio contacts herself. Additional

*information about the High Point Amateur Radio Club can be found by visiting their website at [www.w4ua.org](http://www.w4ua.org).*

*Mr. Macchiarolo shared a brochure with Council on the HP ARC (High Point Amateur Radio Club), which will be attached in Legistar as a permanent part of these proceedings.*

*Council Member C. Davis commented that she had the privilege of working with Melinda, the 11-year-old, and she seemed to be very excited. She pointed out there is a lot of math and science involved in the operations and wanted to know if there was anything that Council could do to encourage Mindy in her endeavors to continue with the math and science that is involved with the ham radios.*

***Michael Sawyer**, 513 North Avenue, addressed Council regarding a variety of issues (i.e. police, where he lives, surveillance, money not being spread about in the city like other cities that give back to the people, can give more assistance to people by giving them the help they need to help them do for themselves, technology, etc....).*

### **CONSENT AGENDA ITEMS**

Chairman J. Davis reported that the Finance Committee met on July 13th and recommended approval of the following matters under the Consent Agenda.

*Note: Although one motion was made to approve/adopt these matters under the Finance Committee Consent Agenda, action on all of these matters will be reflected throughout the Consent Agenda portion of these minutes as being made and seconded by the same persons.*

**FINANCE COMMITTEE** - Council Member J. Davis, Chair  
Committee Members: J. Davis, C. Davis, Alexander and Hill  
(all were present)

#### **160201      Contract - Amick Equipment - Knuckleboom Truck**

Council is requested to approve contract with Amick Equipment for the purchase of a used 2014 International with a Petersen TL-3 knuckleboom loader in the amount of \$110,000.00.

Approved contract with Amick Equipment for the purchase of a used 2014 International with a Petersen TL-3 knuckleboom loader in the amount of \$110,000.00.

**A motion was made by Council Member J. Davis, seconded by Council Member C. Davis, that this Contract be approved. The motion PASSED by a 9-0 unanimous vote.**

#### **160202      Contract- Pierce Enforcer Fire Trucks**

Council is requested to approve contract with Atlantic Emergency Solutions in the amount of \$2,158,243.00 for the purchase of three (3) Pierce Enforcer Fire Trucks.

Approved contract with Atlantic Emergency Solutions in the amount of \$2,158,243.00 for the purchase of three (3) Pierce Enforcer Fire Trucks.

**A motion was made by Council Member J. Davis, seconded by Council Member C. Davis, that this Contract be approved. The motion PASSED by a 9-0 unanimous vote.**

**160203      Contract - Black & Veatch - Ward Water Treatment Plant Improvements**

Council is requested to approve contract to Black & Veatch in the total amount of \$889,000.00 for Electrical and HVAC improvements as part of the Ward Water Treatment Plant improvements.

Approved contract with Black & Veatch in the total amount of \$889,000.00 for Electrical and HVAC improvements as part of the Ward Water Treatment Plant improvements.

**A motion was made by Council Member J. Davis, seconded by Council Member C. Davis, that this Contract be approved. The motion PASSED by a 9-0 unanimous vote.**

**160204      Sole Source Contract - Trayer Engineering - 15 kV Pad Mounted Protective Switches**

City Council is requested (1) approve an exemption to the bid laws under the sole source qualification for standardization and (2) approve the purchase of four (4) switches from Trayer Engineering for the total amount of \$206,119.00 and authorize the appropriate city official to execute all necessary documents.

Approved an exemption to the bid laws under the sole source qualification for standardization and approved the purchase of four (4) switches from Trayer Engineering for the total amount of \$206,119.00 and authorized the appropriate city official to execute all necessary documents.

**A motion was made by Council Member J. Davis, seconded by Council Member C. Davis, that this Contract be approved. The motion PASSED by a 9-0 unanimous vote.**

**160205      ElectriCities Joint Purchasing Agreement**

Council is requested to approve a three-year Joint Purchasing agreement with ElectriCities.

Approved a three-year Joint Purchasing agreement with ElectriCities.

**A motion was made by Council Member J. Davis, seconded by Council Member C. Davis, that this Agreement be approved. The motion PASSED by a 9-0 unanimous vote.**

**160206      Contract - Johnson Controls, Inc. - HVAC and Fire Alarm Service**

Council is requested to approve contract to Johnson Controls, Inc., in the amount of \$317,330.00 for HVAC and Fire Alarm Service Contracts for various city facilities.

Approved contract with Johnson Controls, Inc. in the amount of \$317,330.00 for HVAC and Fire Alarm Service Contracts for various city facilities.

**A motion was made by Council Member J. Davis, seconded by Council Member C. Davis, that this Contract be approved. The motion PASSED by a 9-0 unanimous vote.**

**160207      Joint Governmental Interlocal Agreement - PTRWA**

Council is requested to authorize the City Manager to execute an amended joint governmental agreement between the Piedmont Triad Regional Water Authority and other member governments.

Authorized the City Manager to execute an amended Joint Governmental Agreement between the Piedmont Triad Regional Water Authority and other member governments.

**A motion was made by Council Member J. Davis, seconded by Council Member C. Davis, that this Agreement be approved. The motion PASSED by a 9-0 unanimous vote.**

**160208      Resolution - Urban State Match - Purchase of City Buses**

Council is requested to adopt a Transportation Program Resolution, to allow staff to apply for the Urban State Match Program funding for funding to purchase fourteen (14) new city buses.

Adopted a Transportation Program Resolution to allow staff to apply for the Urban State Match Program funding to purchase fourteen (14) new city buses.

**A motion was made by Council Member J. Davis, seconded by Council Member C. Davis, that this Resolution be adopted. The motion PASSED by a 9-0 unanimous vote.**

**Resolution No. 1632/16-32**

**Introduced 7/18/2016; Adopted 7/18/2016**

**Resolution Book, XIX, Page 102**

**160209      Resolution - Donation of Surplus Equipment - Mt. Zion Baptist Church**

Council is requested to adopt a Resolution approving the donation of surplus computer equipment to Mt. Zion Baptist Church pursuant to NCGS§ 160A-280.

Adopted a Resolution approving the donation of surplus computer equipment to Mt. Zion Baptist Church pursuant to N.C. General Statute 160A-280.

**A motion was made by Council Member C. Davis, seconded by Council Member J. Davis, that this Resolution be adopted. The motion PASSED by a 9-0 unanimous vote.**

**Resolution No. 1633/16-33**

**Introduced 7/18/2016; Adopted 7/18/2016**

**Resolution Book, XIX, Page 103**

**160210      NCDOT - MPO Agreement - Use of Planning Funds**

Council is requested to approve an MPO Agreement with the North Carolina Department of Transportation (NCDOT) for the use of Planning (PL) funds for Planning Activities.



Approved an MPO Agreement with the North Carolina Department of Transportation (NCDOT) for the use of Planning (PL) funds for Planning Activities.

**A motion was made by Council Member J. Davis, seconded by Council Member C. Davis, that this Agreement be approved. The motion PASSED by a 9-0 unanimous vote.**

## REGULAR AGENDA ITEMS

FINANCE COMMITTEE - *Council Member J. Davis, Chair*  
*Committee Members: J. Davis, C. Davis, Hill and Alexander*  
*(all were present)*

*Chairman J. Davis explained these two finance-related matters were placed on the Regular Agenda due to receiving a split vote in the Finance Committee Meeting held on July 13<sup>th</sup> at 4:00 p.m.*

### **160199      Contract - Old Dominion Brush, Inc. - Truck Mounted Vacuums**

Council is requested to approve contract with Old Dominion Brush, Inc. in the amount of \$511,612.59 for the purchase of three (3) Vacuum Debris Collectors for use by the Public Services Department for cleaning storm drains, gutter, etc.

*Gary Smith, Fleet Services Manager, explained these vacuum debris collectors will be used for cleaning storm drains, gutters, leaf collection and litter on the roadways and would allow the division to expand in the current level of service delivery. These three additional trucks were approved in the 2016-2017 budget.*

*Council Member C. Davis asked the following questions:*

**1. How many of these trucks does the city currently have?**

*Mr. Smith replied there are currently four of these trucks.*

**2. Are they operable now?**

*Mr. Smith replied all four trucks are in good condition.*

**3. How will they be used, once purchased?**

*Mr. Smith explained once these three additional trucks are purchased, that will give the city the ability to have two spares that would allow ease of service/maintenance, unforeseen repairs, etc.....*

*Council Member C. Davis asked Mr. Smith to confirm that he has said in the past that he normally prefers that these purchases be staggered due to the maintenance and the replacements don't take place all at once. Mr. Smith replied this is still the policy.*

*At this time, Council Member J. Davis **MOVED TO APPROVE** the contract with Old Dominion Brush, Inc. Council Member. Council Member Alexander made a **SECOND**.*

*For further discussion, Council Member C. Davis stated that she would not be supporting this item because she felt the city could do what is necessary with the four we already have. She felt the purchases could be as it would be less maintenance costs and less of a burden on the taxpayers.*

Approved the contract with Old Dominion Brush, Inc. in the amount of \$511,612.59 for the purchase of three (3) Vacuum Debris Collectors.

**The MOTION to APPROVE carried by the following 8-1 vote:**

Aye (8): Council Member Hill, Council Member Williams, Council Member Ewing, Council Member Wagner, Mayor Pro Tem Golden, Mayor Bencini, Council Member Alexander, and Council Member J. Davis

Nay (1): Council Member C. Davis

**160200 Contract - Piedmont Peterbilt - Side Loading Refuse Trucks**

Council is requested to approve contract with Piedmont Peterbilt in the amount total amount of \$737,232.00 for the purchase of three (3) Peterbilt trucks with New Way side loading refuse bodies.

*Gary Smith, Fleet Services Manager, asked for Council's approval to purchase three side loading refuse trucks that are in need of replacement due to age and operating hours. He explained that the department currently has 13 routes with four spares, which gives them a total of 17 trucks and he would like to increase the spares to five, which would give them a total of 18 trucks. Two of the trucks for replacement are nine years old with over 11,000 operating hours and staff will sell these. Staff would like to retain the third replacement truck as a spare.*

*Council Member C. Davis reiterated she has the same questions about this item as the previous item **160199 Old Dominion Brush, Inc.- Truck Mounted Vacuums** and although she understands the need for the vehicles, she understands the desire and the practice in the past has been to stagger the purchase of the vehicles. She asked Mr. Smith if this was correct and he replied that it was.*

At this time, **Council Member J. Davis MOVED APPROVAL of the contract with Piedmont Peterbilt. Council Member Alexander made a SECOND.**

*For further discussion, Council Member C. Davis stated she would not be supporting this item as well for the previous statements made on the previous item as she believed that the purchase of these trucks could be staggered where the city would still have the spare, then spread it out so that taxpayers aren't having to maintain and/or replace items of bulk at one time.*

Approved contract with Piedmont Peterbilt in the amount of \$737,232.00 for the purchase of three (3) Peterbilt trucks with New Way side loading refuse bodies.

**The MOTION to APPROVE carried by the following 8-1 vote:**

Aye (8): Council Member Hill, Council Member Williams, Council Member Ewing, Council Member Wagner, Mayor Pro Tem Golden, Mayor Bencini, Council Member Alexander, and Council Member J. Davis

Nay (1): Council Member C. Davis

**COMMUNITY HOUSING & NEIGHBORHOOD DEVELOPMENT COMMITTEE - Mayor Pro Tem Golden, Chair**

*Committee Members: Golden, Alexander, Ewing and Williams  
(all were present)*

**160211      Ordinance - Vacate/Close - 1017 Oakview Road**

Council is requested to adopt an ordinance ordering the inspector to effectuate the vacating and closing of a dwelling located at 1017 Oakview Road belonging to Ouida Kent.

\_\_\_\_\_  
Transcript

***Lori Loosemore:*** Good evening Mayor and City Council. Tonight we're bringing four cases. The first one is for a vacate/close at 1017 Oakview Road. The inspection was made on March 22, 2016 and it had enough violations to be in violation of the Minimum Housing Code. The hearing was held on April 12, 2016. The owner did not appear, but I did speak with her at a later date. She had requested additional time. Her order to repair or vacate was issued with a compliance date of May 23, 2016. Today the repairs still have not been made and the tenant is still occupying the property. I believe the owner and her attorney are here.

***Chairman Golden:*** One quick question, Lori. All this stuff is interior. Do you know who made the complaint?

***Lori Loosemore:*** The tenant who was living in the house is the one who filed and made the complaint.

***Council Member Alexander:*** Is the tenant.....I believe I read in our paperwork that currently the property owner is trying to get the tenant to pay.

***Lori Loosemore:*** She had tried to unsuccessfully evict the tenant, but it was not upheld by the magistrate.

***Council Member Alexander:*** And the reason it was not upheld?

***Lori Loosemore:*** They'll have to answer to that.

***Chairman Golden:*** At this time, we'll open the public hearing in regards to this matter.

**Council Member C. Davis:** *I'm sorry Councilman Golden, can you wait just a moment? There was a side conversation. Is there something the city attorney needs to share with the rest of us?*

**City Attorney JoAnne Carlyle:** *A council member just had a question about procedure.*

**Council Member C. Davis:** *Okay.*

**Chairman Golden:** *It's probably the same question I had if I had to do anything before I opened the hearing. Well at this time, if there's anyone to speak about this address please come forward.*

**Ray McAllister:** *My name is Ray McAllister. I represent Ms. Kent. Ms. Kent has rented houses in the city for many years. She has 11 properties at the present time. In February, the tenants moved into a facility on Oakview Road. They were not supposed to have dogs. They brought in two pit bulls. They paid the rent. It's a one-year lease. They paid in February and they paid in March. In the interim, they called the city and complained about the deficiencies in the house. Ms. Kent went over there, inspected and said that they would have those fixed immediately. She called her plumber. The renters refused to let the plumber in. She called a contractor. They refused to let the contractor in. Ultimately, Lori went over there with her along with a police officer and apparently people were home and they denied access. The locks had been changed. The lease clearly provides that the landlord has a right to visit. They locked her out and now they use that as an offensive weapon on the rent. They went to Magistrates court. Ms. Kent was there. She had a difficult time explaining her case. Those matters are on appeal at this point. Although with one matter with the Magistrate, they asked for \$7,000-the tenants did and the Magistrate gave them two month's rent free. Out of the kindness of her heart, she's not appealing that, but they will not leave. Now they owe rent, excluding the two free months, for May, June and July. We are happy to have the Council issue this order, we just want some time to comply to get them out of the property. So that's why we are here today. We have no objection to the action the Council undertakes, but the owner has tried diligently to get them out with no success to date.*

**Council Member Alexander:** *May I ask of our attorney, should we issue an Order to Vacate and Close? I'm assuming the tenant will be notified.*

**City Attorney JoAnne Carlyle:** *The tenant will receive notice.*

**Council Member Alexander:** *And how long will they have to leave the property?*

**City Attorney Carlyle:** *I don't know the exact timing, but I do know that if they do not move, we'll actually become a party that assists you and there will be charges filed.*

**Council Member J. Davis:** *Can I ask a question? Do we shut the utilities off once we issue this order?*

**City Attorney Carlyle:** *No.*

**Council Member J. Davis:** *We don't?*

**Council Member Hill:** Did I read that there are no active utilities, or they have active utilities?

**Council Member J. Davis:** If we issue an Order to Vacate and Close, why don't we shut the utilities off?

**City Attorney Carlyle:** We only do that under certain circumstances. I mean if we shut them off, the liabilities that we would open the city up to if we turn somebody's air or heat off.

**Council Member J. Davis:** But if we issue an order saying you have to be out by this date and we cut the utilities off that date, that makes more sense to me.

**Chairman Golden:** We can't have somebody dying of a heat stroke.

**City Attorney Carlyle:** You're absolutely right, Council Member Davis, but there are other avenues we have. Some due process, but there are other avenues that we have legally that we can pursue. I guess that's how the courts and the judges have said in the past that we've got these other avenues that we can take, which actually is a misdemeanor charge.

**Council Member J. Davis:** But....let me ask you this since we can't cut the utilities off when we order someone to vacate, but if they don't pay their bill we can go out there and cut their utilities off and we're not liable.

**City Attorney Carlyle:** That is under a contractual obligation. We consider them in breach of their agreement at that point in time. We also allow some lenience in that area too.

**Council Member Hill:** Should we grant this request and go ahead and issue the order, is that not effectively the same as an eviction? I mean, does this not hasten your process instead of waiting for the appeal?

**City Attorney Carlyle:** In my opinion it does somewhat, which is why I was looking at his attorney. I presume in some ways this might actually assist them.

**Ray McAllister:** It's our intent after we receive the Order to file for another action to proceed with eviction and that would be part of it. All I wanted Council to know is this is not neglect on the part of the owner. She has been through a nightmare dealing with this and we will get it done. Really we're not.....I would think many of these things like a leaking toilet or a dishwasher that doesn't work. They claim they don't work, but they're not major repairs. The house is not falling down. Flea infestation-the only dogs that have been there are their dogs. Thank you, Mayor Bencini and Council.

**Mayor Bencini:** Thank you, Mr. McAllister.

**Chairman Golden:** Are the tenants here? Is there anyone else to speak on this matter? Anybody Else? Well I'm going to **MOVE that we issue the Ordinance to Vacate and Close 1017 OAKVIEW ROAD.**

**Council Member Alexander: SECOND.**

**Mayor Bencini:** We have a **MOTION** and a **SECOND**. Any further discussion? [none]  
All those in favor, say Aye.

**Mayor Bencini; Mayor Pro Tem Golden; and Council Members Alexander, C. Davis, Williams, Hill, Wagner, J. Davis and Ewing:** Aye.

**Mayor Bencini:** Opposed? [none]

**That MOTION CARRIES.** [9-0 vote]

[end of transcript]

Adopted the Ordinance to Vacate and Close the dwelling located at 1017 Oakview Road.

**Ordinance No. 7226/16-46**  
**Introduced 7/18/2016; Adopted 7/18/2016**  
**Ordinance Book, Volume XIX, Page 109**

**160213**

**Ordinance - Demolition of Dwelling - 1015 Washington Street**

Council is requested to adopt an ordinance ordering the inspector to effectuate the demolition of a dwelling locate at 1015 Washington Street, belonging to Betty T. Phillips.

*Lori Loosemore, Local Codes Enforcement Supervisor, provided an overview of the staff report regarding this housing case, which is hereby attached in Legistar as a permanent part of these proceedings.*

*The initial inspection was conducted on March 29, 2016 with a hearing on April 21, 2016. The owner did appear for the hearing and it was established that there were numerous violations of the Housing Code as well as multiple structural violations of the property. Ms. Loosemore reported that she informed Ms. Phillips, the property owner, at that time that she would be issuing an Order to Repair or Demolish based on the cost of repairs exceeding more than 50% of the property value. An Order to Repair or Demolish was issued on March 28, 2016 with a compliance date of May 30, 2016.*

*Ms. Loosemore explained that she was later contacted by Ms. Phillips and her contractor and they were requesting additional time to make the repairs. They submitted a very vague timeframe that stated they were going to start some interior demolition and shoring up the exterior. Ms. Loosemore noted several inspectors visited the property and no work was performed. She then shared some pictures of the exterior that were taken from the roof of the structure in August 2015 by the High Point Fire Department. The owner's contractor did apply for a permit on July 7th, but was unable to obtain a permit because he was not a licensed general contractor. At that time, they submitted an application of \$150,000 in repairs, but nothing has been resubmitted since that time.*

*At this time, Chairman Golden asked if there was anyone present who would like to speak regarding this matter.*

*Arnold Phillips, property owner, informed Council that they have an engineer's drawing to get the building gutted and taken care of, but have been unable to pull a permit to gut it out. Ms. Loosemore pointed out because the repairs exceed \$30,000, they are required to have a licensed general contractor to do the work and pull the permits and this was why they were denied the permit.*

*Council Member J. Davis asked Mr. Phillips if he was willing to hire a licensed general contractor and he replied that he was. Council Member C. Davis asked Mr. Phillips if two weeks would give him enough time for him to secure a licensed general contractor. Mr. Phillips responded that it would be. Council Member J. Davis asked if once a permit is pulled, if it would give them another year to make the repairs and if conditions could be put on it. Mr. Phillips informed Council that he did have financing in place to do the work. Council Member Alexander explained in the past Council has made accommodations for others that have not followed through on work that should have been done. Mr. Phillips assured Council that they were going to renovate the building and bring it up to Code. Council Member C. Davis asked if it might be possible to do the same thing for Mr. Phillips as Council did for another property owner at the last meeting and give him an extension or a delayed effective date on the demolition. Council Member J. Davis felt if Mr. Phillips has the financial means to renovate, he would like to try to salvage the building.*

*Council Member Alexander stated he had no problem issuing an Order with a date certain at the end of the year with a review as to the progress being made to make sure that the construction is being done. Council Member Ewing asked if Council could delay this matter until the first meeting in August and if the property owner has not secured a licensed general contractor by that point, Council could move forward with action on the demolition. City Attorney JoAnne Carlyle recommended that Council table it. A brief discussion followed regarding the timing; Council Member Alexander suggested to defer it until the August 15th City Council Meeting as this would give the property owner thirty days to hire a licensed general contractor and get the permit pulled. Mr. Phillips agreed that this additional time would work.*

Deferred action on this matter until the August 15, 2016 City Council Meeting.

**A motion was made by Council Member Ewing, seconded by Council Member Wagner, that this Ordinance be deferred to the August 15, 2016 City Council Meeting. The motion PASSED by a 9-0 unanimous vote.**

**160214**

**Ordinance - Demolition of Dwelling - 913 Carter Street**

Council is requested to adopt an ordinance ordering the inspector to effectuate the demolition of a dwelling locate at 913 Carter Street, belonging to Lecia L. Christian.

*Lori Loosemore, Local Codes Enforcement Supervisor, provided an overview of the staff report regarding this housing case, which is hereby attached in Legistar as a permanent part of these proceedings.*

*The property was originally inspected on March 4, 2015 with a hearing held on March 31st. No one appeared for the hearing. An Order to Repair or Demolish was issued on April 2nd with an expiration date of July 6, 2015. Ms. Loosemore advised that the owner did obtain a residential permit on April 6, 2015, but never contacted the city for an inspection. She noted that staff did have to obtain a warrant to get inside to get the interior pictures. She reported that there were no interior repairs made, but she could see where the owner had done some roof repairs. Council Member J. Davis asked what the original permit was pulled for. Ms. Loosemore explained it was a residential alterations permit. Chairman Golden asked why this owner would not need a general contractor as in the previous housing case. Ms. Loosemore replied that it depends on the assessed dollar amount for the repairs and that property owners can do the repairs if the repairs are less than \$30,000 without a general contractor, but any electrical, plumbing or mechanical would require a general contractor to do that work.*

*At this time, Chairman Golden asked the property owner to come forward.*

***Anthony Jordan**, who resides at 908 Brentwood Terrace, informed Council that he has been purchasing homes for his grandkids and restoring them. He advised that he just got the notice that the city wants to tear down this property. He noted that they have been paying taxes on this property for years and just put a new roof on it. He questioned why staff targeted his house and did not understand why he was the only one that received a notice because there were 20-30 more houses in the same neighborhood that did not get a notice.*

***Lecia Christian**, the property owner, added that it was not necessary for the city to obtain a warrant to get inside the home that her son told them they could go in there. Council Member J. Davis asked why they pulled a permit before and did not ask for an inspection. Ms. Christian stated they did the roof repairs first and she did call Ms. Loosemore to let her know they were finished with the roof, but could not recall if it was inspected or not. Council Member C. Davis asked if they had the financial resources to do the electrical and plumbing and Ms. Christian stated they do.*

*Deferred action on this matter until the August 15, 2016 City Council Meeting to allow the property owner additional time to acquire a licensed general contractor and to have the proper permits pulled.*

**A motion was made by Mayor Pro Tem Golden, seconded by Council Member Ewing, that this matter be deferred to the August 15, 2016 City Council meeting to allow the property owner time to acquire a general contractor and have the proper permits pulled. The motion PASSED by a 9-0 unanimous vote.**

**160215**

**Ordinance - Demolition of Dwelling - 401 Hobson Street**

**Council is requested to adopt an ordinance ordering the inspector to effectuate the demolition of a dwelling located at 401 Hobson Street, belonging to Clell Erwin Snider Estate.**

\_\_\_\_\_  
Transcript

***Lori Loosemore:** This property was originally inspected on February 5, 2013. Had a hearing on February 26, 2013. Ms. Francis Taylor did attend the hearing. An Order to*



*Repair or Demolish was issued on February 27, 2013 with a compliance date of May 27, 2013. A permit was obtained in April of 2014, but did not have any inspections. We did have to obtain a warrant as well to go into this property to get the picture today and as you know Ms. Taylor and then Mr. Taylor, no relation, are here for the meeting.*

**Chairman Golden:** *I guess we'll hear from the Taylors.*

**Kenny Taylor [prospective new owner]:** *We did have a permit for the house to do the work. I just ran into some bad situations of some deaths in my family, which I had to pay some funeral expenses. I really don't want to get into that if I don't have to. So I took care of that. The house doesn't have any junk around it. It's cleaned up. I've started the demo. We're ready to go ahead and get started. It's only going to cost me about \$5-\$6,000 to fix the house. So we've got the money and we're ready to go ahead and do it if you can just give us the time. I'm doing most of the work myself except for the.....you can do work on the house, but you can't do the electrical and the plumbing.*

**Frances Taylor [representing the Estate of Clell Erwin Snider]:** *Over the years, too, that house was not neglected. We tried our best to bring it up to par. I inherited it from my brother and there were tenants there then, but when they moved out we had trouble getting new ones to move in, so we boarded it up. But every time we put plywood up, people in the neighborhood or somewhere would rip it down. So we put plywood up several times. Then finally we decided we would go in and really remodel it and fix it, put locks and good doors on it. My son and I did that. We worked hard on it and spent a lot of money on it. We painted. We painted the cabinets. We cleaned the floors. I got down on the floors and scrubbed them. We did a lot of repairs. Everything was working. There was a heater there. It's gone because I don't know where it sent. We did rent the property to an older lady and she moved out without telling us and when we finally found out, the house was awful. There were suitcases, clothes, everywhere. Dirt everywhere. Homeless people or drug addicts, I don't know who it was, came in. They stole the hot water heater. They stole the commode. They just took everything and then I had to pay to have it cleaned up again. So I put it up for sale and Mr. Taylor and I have an agreement that he's going to bring it up to par and he's going to do the work himself. So far, I've had to pay for having the yard mowed every summer since 2000. I've paid the taxes on it and I'm getting nothing for it. But he's going to do the repair work. I'm not able to do it because I can't do repair work and it would cost me too much to have to pay somebody to do it. So we have an agreement and he's going to bring it up to standards the way it's supposed to be and I think he can do it. We just need an extension.*

**Council Member Alexander:** *So you continue to own the property;*

**Ms. Taylor:** *That's right.*

**Council Member Alexander:** *And Mr. Taylor, you're going to make the improvements on the property?*

**Mr. Taylor:** *We went to a lawyer and he failed to do his part as far as putting it over in my name. I tore that out and cleaned up all the trash. That's where I started doing the demolition and stuff.*

**Council Member C. Davis:** so the house will be your house?

**Ms. Taylor:** It will be his house.

**Mr. Taylor:** I have other properties that I have done.

**Council Member Alexander:** When do you think you can have this well on its way?

**Mr. Taylor:** I say if you can give me six months. I mean I'm going to do all the work. I'm paying all the expenses. My main expense is going to be my plumber. I have to pay for the plumber and I have to get a licensed plumber. I have to get a licensed electrician.

**Council Member J. Davis:** Say someone stole the commode?

**Ms. Taylor:** Well, they took everything.

**Council Member C. Davis:** Mr. Taylor, I'd like to say that I'm sorry to hear about the loss of your family members and the burden that that placed on your ability to repair the home. I just wanted to acknowledge that you said that.

**Council Member J. Davis:** well I would **MOVE** that we do the same thing as we did with the last one. He says he has the ability to pay for it and the willingness to do it. He can pull the building permit and start some repairs.

**Chairman Golden:** Are you okay with that?

**Mr. Taylor:** What's that?

**Chairman Golden:** Going ahead and getting your plumber and electrician and pulling your permits for August 15th.

**Mr. Taylor:** Like I said I can do the general repairs. I've got most of the supplies already.

**Chairman Golden:** So you want to do your part first?

**Mr. Taylor:** Yes.

**Council Member Alexander:** You're asking for six months?

**Mr. Taylor:** Yes.

**Council Member Alexander:** What if we make a **MOTION** to demolish for January 30<sup>th</sup>, that gives you six months. .

**Mr. Taylor:** That'll be fine. It'll be done by then.

**Council Member Alexander:** *To get it done and then if you choose between now and then not to have it done by then, .....*

**Chairman Golden:** *What is the date of the January meeting?*

**Council Member C. Davis:** *He was just dropping it to the end of the month.*

**Council Member Alexander:** *We can do it for any date. He asked for six months. This is July. You said the last day of the month in January for an order to demolish. That gives him six months and a few days.*

**Mr. Taylor:** *I didn't know the permit had expired.*

**Council Member Alexander:** *If it's not done it's on for demolition. It doesn't return back to us.*

**Chairman Golden:** *So he does not get the year if he pulls the permit?*

**Council Member Alexander:** *Well if work is going on, they're not going to...*

**Chairman Golden:** *I know that, but what I'm saying is he pulls the permit and he don't do any work, will he have that year?*

**JoAnne Carlyle:** *No. The permits good for six months.*

**Council Member J. Davis:** *Permits are good for a year, but we're giving an order in six months. If he hasn't called for an inspection. He'd have to have an inspection that's either approved or failed. You know for a permit.*

**Council Member Alexander:** **I'll make a MOTION to issue an Order for Demolition on 401 Hobson Street with an effective date of January 30, 2017.**

**Council Member C. Davis:** **SECOND.**

**Council Member Ewing:** *I want to make sure that you know that we're going to tear it down January 30th unless you come back and tell inspections that it meets the code.*

**Mr. Taylor:** *No problem.*

**Lori Loosemore:** *I do want to make sure that Mr. Taylor understands that....on your previous application you signed that you were going to be living there so that you could do all the.....and that you were the owner, so when you pull the permits you can't do that because you're not going to be living there, it's going to be rental property.*

**Council Member Ewing:** *That brings up a question.....I don't think it affects our action, but from a permitting standpoint, if he's not yet the titled owner.*

**Lori Loosemore:** *Ms. Taylor will have to pull the permit.*

*Mr. Taylor: We're in the process, the lawyer is going to call us back.*

**Mayor Bencini:** Any further discussion? [none] **That MOTION carries. [9-0 unanimous vote]**

[end of transcript]

Adopted a Demolition Ordinance for 401 Hobson Street with an effective date of January 30, 2017.

**Ordinance No. 7227/16-47**  
**Introduced 7/18/2016; Adopted 7/18/2016**  
**Ordinance Book, XIX, Page 110**

PLANNING & DEVELOPMENT COMMITTEE - Council Member Wagner, Chair

**160216 Roadside Historic Marker Request**

A request by the High Point Museum to place roadside historic markers recognizing the High Point Speedway at the southwest corner of the intersection of Johnson Street and Scarlett Drive and Tri-City Speedway at the southeast corner of Skeet Club Road and Lumsden Lane in the public right-of-way.

*Bob Robbins 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 High Point Museum has requested to place roadside historic markers in two locations recognizing two old speedways:*

1. The High Point Speedway (which opened in 1940; a one-mile oval dirt track)  
Marker to be located at the intersection of Johnson Street and Scarlett Drive.
2. The Tri-City Speedway (operated for about 10 years from 1947-1957)  
Marker to be located at the intersection of Lumsden Lane off Skeet Club Road.

*Mr. Robbins then shared the language for the marker statements and noted the language was reviewed as well as the markers by the Historic Preservation Commission on May 11th and they recommended approval of the request. Mr. Robbins shared a location map and advised that both of these tracks have since been developed with houses.*

*Council Member J. Davis asked for confirmation that they are only seeking approval for the markers and that the city is not being asked to fund them. Mr. Robbins advised that there is no funding request associated with this request. Council Member C. Davis asked who would be paying for the markers. Assistant City Manager Randy Hemann reported that fundraising is still underway. Council Member C. Davis asked if it will come back to Council if the fundraising efforts do not work out. Council Member Alexander pointed out they are not*

*asking for funding from the city; they are requesting to place the markers at these locations with the verbiage that has been approved.*

**Council Member Alexander then MOVED APPROVAL of the request to place roadside historic markers recognizing the High Point Speedway at the southwest corner of the intersection of Johnson Street and Scarlett Drive and Tri-City Speedway at the southeast corner of Skeet Club Road and Lumsden Lane in the public right-of-way. Council Member Williams made a SECOND to the motion.**

*For further discussion, Council Member C. Davis advised that she could not support it because her question was not answered regarding what would happen if the fundraising efforts do not work and if it would come back to Council for funding. Mayor Bencini explained this would be a subsequent request and it would not have anything to do with the request that is currently before Council. Council Member C. Davis stated the only problem she really has with the markers is there are no visible remnants of a speedway, but she has no problem with the verbiage. She stated she did not see the point in putting up a marker if it was uncertain as to whether or not the city would end up paying for the marker. Council Member Hill felt the point of the marker is to say although there are houses on the property now, once it was something else. Council Member J. Davis advised that he had no problem approving the request because there is not a funding request associated with it and any funding requests would have to come back to Council.*

*Council Member C. Davis reiterated there is nothing there to look at and felt it was a waste of dollars. Mayor Bencini reminded Council Member C. Davis that it was not the city's dollars.*

There being no further discussion, the **MOTION** carried by a 9-0 unanimous vote.

Approved the request to place roadside historic markers recognizing the High Point Speedway at the southwest corner of the intersection of Johnson Street and Scarlett Drive and Tri-City Speedway at the southeast corner of Skeet Club Road and Lumsden Lane in the public right-of-way was approved.

**160223      Easement Reconveyance ER 16-0001 - 341 S. Wrenn Street**

Council is requested to approve an Easement Reconveyance, abandoning an existing City of High Point overhead utility easement, on property addressed as 341 S. Wrenn Street.

**Council Member Alexander MOVED to suspend the rules to add this matter to the agenda for consideration. Council Member Wagner made a SECOND to the motion, which carried by a 9-0 unanimous vote.**

*Deputy City Manager Randy McCaslin explained this is an old electric easement that is no longer needed, the service lines have been taken down, and the owner would like the easement removed from the plat.*

Approved an Easement Reconveyance, abandoning an existing City of High Point overhead utility easement on property addressed as 341 S. Wrenn Street.

**A motion was made by Council Member Wagner, seconded by Council Member Alexander, that this Easement Conveyance be approved. The motion PASSED by a 9-0 unanimous vote.**

## PUBLIC HEARING

### **160217      Ordinance - Altenpoh, LLC - Zoning Map Amendment 16-14**

A request by Altenpoh, LLC to rezone approximately 1.34 acres from a Conditional Use Light Industrial (CU-LI) District to the General Business (GB) District (0.32 acres) and to the Light Industrial (LI) District (1.02 acres). The site is lying along the west side of Westchester Drive, approximately 840 feet north of W. English Road (2700, 2702 and 2710 Westchester Drive).

*The public hearing for this matter was held on Monday, July 18, 2016 at 5:30 p.m.*

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

*This is a request to rezone a total of 1.34 acres, which is a portion of the larger parcel lying along the west side of Westchester Drive, approximately 840 feet north of West English Road. The applicant has requested to rezone a .32 acre portion of the larger parcel encompassing the 3,600 sq. ft. building to the General Business (GB) District in order to allow business or personal service uses or retail uses--all of which are permitted under GB zoning in this structure. They will be subdividing a lot around it. They are requesting the GB District because the property fronts along an established commercial corridor and due to the small size of the structure, it is not suitable for industrial uses. The remaining land area of the site has both Light Industrial (LI) and Conditional Use-Light Industrial (CU-LI) zoning. The CU-LI District was established in 1993 and it had one single zoning condition attached, a condition prohibiting access to an alley lying at the southern boundary of that property. The alley was never improved and was later abandoned, so there is no longer a need for that condition. Staff suggests the request to establish GB District zoning along Westchester Drive frontage and an LI District to the rear of this parcel is consistent with the development pattern, land use and the Land Use Map for this portion of the city's planning area.*

*Staff is recommending approval of this rezoning request. The Planning & Zoning Commission held a public hearing on this request at their June 28th meeting and recommended approval by a unanimous 7-0 vote.*

*Following staff's presentation, Chairman Wagner opened the public hearing and asked if there was anyone present who would like to speak regarding this request. There being none, the public hearing was closed.*

**Adopted an Ordinance to rezone approximately 1.34 acres from a Conditional Use Light Industrial (CU-LI) District to the General Business (GB) District (0.32 acres) and to the Light Industrial (LI) District (1.02 acres).**

**A motion was made by Council Member Wagner, seconded by Council Member C. Davis, that this Zoning Map Amendment be adopted. The motion PASSED by a 9-0 unanimous vote.**

**Ordinance No. 7223/16-43  
Introduced 7/18/2016; Adopted 7/18/2016  
Ordinance Book, XIX, Page 106**

## GENERAL BUSINESS AGENDA

### **160218      Ordinance Amendment - Offenses Against Peace and Order**

Council is requested to adopt an amendment to the High Point Code of Ordinance amending Section 12-1-10 of Title 12, Chapter 1 - Offenses against public peace and order.

*Deputy City Manager Randy McCaslin advised the upswing in the economy has prompted more and more requests from contractors to work during evening hours. The city's ordinance currently prohibits commercial operations/construction between 10:00 p.m. and 7:00 a.m. Mr. McCaslin explained that the Bank of America on N. Main Street is undergoing major construction/renovation and a contractor has approached the city to seek permission to work after these hours so they can complete the project in a specified period of time. Staff is recommending that these contractors be allowed to work past 10:00 p.m. at night with a permit from the city manager's office. He assured Council that proximity to residential property would be taken into consideration when using these permits.*

*Council Member J. Davis asked if this has been an issue in the past and noted he was not aware of the time restrictions. He shared that most roofing contractors start early around 6:00 a.m. in the summertime due to the heat and asked if this change could be considered at the same time. Council Member C. Davis stated she has no problems with this suggested change that Council Member J. Davis mentioned, but would feel better if there was some kind of distance from the residential neighborhoods. She pointed out that noise carries and echoes and would funnel into the neighborhoods which would impact the quality of life. She expressed safety concerns in her neighborhood and shared that it sounds like gun shots when Burton Chemicals starts tossing pallets. She reiterated this was a safety issue and she could not support the commercial aspect of it because of that.*

*Council Member Alexander suggested to deal with the ordinance amendment that is currently before Council, then come back later to look at a proposed suggestion on the other. Council Member Ewing pointed out there are other portions of the ordinance that might warrant being amended, one being steam whistles.*

Adopted an Amendment to the High Point Code of Ordinances amending Section 12-1-10 of Title 12, Chapter 1- Offenses against public peace and order.

**A motion was made by Council Member Alexander, seconded by Mayor Pro Tem Golden, that this matter be adopted. The motion carried by the following 8-1 vote:**

Aye (8): Council Member Hill, Council Member Williams, Council Member Ewing, Council Member Wagner, Mayor Pro Tem Golden, Mayor Bencini, Council Member Alexander, and Council Member J. Davis

Nay (1): Council Member C. Davis

**Ordinance No. 7224/16-44**

**Introduced 7/18/2016; Adopted 7/18/2016**

**Ordinance Book, XIX, Page 107**

**Council Member Ewing then MOVED to place the other portions of the Ordinance in the Planning and Development Committee for further review. Council Member Alexander made a SECOND to the MOTION. This motion carried by a unanimous 9-0 vote.**

**160222      Ordinance Amendment - Parking Violations - Civil Penalty**

Council is requested to adopt an amendment to the High Point Code of Ordinances amending Section 5-1-41 (a) of Title 5, Chapter 1, Article C - Parking Violations of the Code of Ordinance of the City of High Point.

*Deputy City Manager Randy McCaslin advised that parking of these commercial type vehicles are prohibited and the fine is currently \$5. He noted that some Council Members have expressed that they would like to see this fine increased. The Police Department is also in favor of this change. Mr. McCaslin stated he mentioned this to the Legal Department and they suggested the whole section needs to be reviewed for changes. Staff is requesting Council increase the fine from \$5 to \$50 for now, then have Legal review the remainder of the ordinance and come back at a later date to revise the whole section.*

*Council Member Williams stated he was looking for a larger fine similar to what is in the Noise Ordinance (i.e. \$200, increased to \$300). City Attorney JoAnne Carlyle agreed a lot of the City's Code needs to be reviewed and updated. She explained this action tonight is a quick fix until staff could review the whole thing. She pointed out this would be a civil penalty, not an infraction or a misdemeanor, which makes a huge difference as far as enforcement. Council Member Alexander expressed appreciation for the willingness of Legal to take a look at it and felt this was a step in the right direction. He discouraged any grace periods and felt the Police Department should just place the tickets on the vehicles and move on. Council Member J. Davis shared that PART solved the problem with trucks parking in the PART parking lot on Old Plank Road by having the trucks towed. Ms. Carlyle advised the city has the authority to tow in the ordinance as well.*

*Council Member C. Davis asked if there was a place for commercial vehicles to park if they need an area inside the city limits and if there was something that could be done to accommodate this need. She suggested the city could charge a fee for the parking and receive revenue from them to park in a designated area. Council Member Williams pointed out the trucks do have other options and oftentimes parking near their homes is just a matter of convenience for them.*



*Council Member Wagner asked if the money for these violations would go to the schools since it is a civil penalty. Ms. Carlyle stated she double checked and the fees would be retained by the city.*

Adopted an Amendment to the High Point Code of Ordinances amending Section 5-1-41 (a) of Title 5, Chapter 1, Article C- Parking Violations of the Code of Ordinance of the City of High Point.

**A motion was made by Council Member Alexander, seconded by Council Member Ewing, that this Ordinance Amendment be adopted. The motion PASSED by a 9-0 unanimous vote.**

**Ordinance No. 7225/16-45**

**Introduced 7/18/2016; Adopted 7/18/2016**

**Ordinance Book, page XIX, Page 108**

**160219**

**Reappointment - Housing Authority Board - Bob Davis**

Council is requested to confirm the reappointment of Bob Davis to the High Point Housing Authority Board effective December 22, 2017 and expiring December 22, 2021.

*Deputy City Manager Randy McCaslin advised that the Housing Authority has some large projects coming up in the next few years and although Bob Davis' term is not yet up, they would like to have the continuity of his leadership through those large projects and extend his term.*

**Council Member Wagner MOVED to APPROVE the reappointment of Bob Davis to the High Point Housing Authority effective December 22, 2017 and expiring December 22, 2021. Council Member Williams made a SECOND.**

*For further discussion, Council Member C. Davis felt extending his term that far out was ridiculous and suggested to keep the letter of recommendation for the Council that would be seated at the time his term expires.*

There being no further discussion, the **MOTION CARRIED by an 8-1 vote** as follows:

Aye (8): Council Member Hill, Council Member Williams, Council Member Ewing, Council Member Wagner, Mayor Pro Tem Golden, Mayor Bencini, Council Member Alexander, and Council Member Davis

Nay (1): Council Member Davis

**160220**

**Minutes to Be Approved**

- Community Housing & Neighborhood Development Committee Meeting - Tuesday, June 14th @ 9:00 a.m.
- City Manager's Briefing Session - Monday, June 20th @ 4:00 p.m.
- Regular Meeting - Monday, June 20th @ 5:30 p.m.

Approved the preceding minutes as submitted by the City Clerk

A motion was made by Council Member Alexander, seconded by Council Member Ewing, that the preceding minutes be approved as submitted. The motion PASSED by a 9-0 unanimous vote.

### **160030      Boards & Commissions - Vacancy Report**

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

*Note: This information is included for informational purposes only.*

### **Other Business**

#### **Passing of Long-time YMCA Leader Bob Rule**

*Council Member Wagner announced the passing of long-time YMCA Leader Bob Rule on Saturday. Mr. Rule had a 38-year career with the YMCA and following his retirement 21 years ago, remained active with the YMCA.*

#### **Public Records Request made by Council Member C. Davis Questioned**

*Council Member Alexander asked Council Member C. Davis if she wanted to comment on her recent public records request that he described as peculiar. Council Member C. Davis recently made a verbal public records request to the city clerk on July 15th for the visual/audio recordings for the 3rd floor elevators and the Commerce Street parking lot from 4:35 p.m. to 5:15 p.m. Council Member C. Davis asked the city clerk if the request was out of order in regards to public records and the city clerk replied that there is no request for a public record that is out of order for any information that the city has that is public record. Council Member Alexander questioned the request and asked Council Member C. Davis what she was looking for because he felt staff time should not have been spent on such a strange request. Mayor Bencini asked Council Member C. Davis if there was a security concern or if something was going on. Council Member C. Davis replied that the request was of a private nature and she did not feel a need to justify her request. Council Member Alexander pointed out that Council Member C. Davis has submitted a lot of requests for information and noted that staff is busy and unless there is a good reason for the request, he did not feel the request was justified.*

#### **Request by the Muslim Community for Cricket Field**

*Council Member C. Davis informed Council that she was approached by the Muslim Community requesting a place for them to play Cricket. She noted they are currently using the field off Ward Avenue, but it has no evening lighting. There are six teams that play and they would like to see the city offer other fields with lights, bleachers, restrooms, etc.... She asked if it might be possible to convert an existing field to a field that can be used for Cricket.*

*Mayor Bencini asked Council Member J. Davis to take this up with the Parks & Recreation since he serves as the Council liaison. Council Member J. Davis asked that an email with the details be sent to him. Council Member Hill shared that she has also heard this request. Mayor Pro Tem Golden reminded Council that a similar request for a football team came before Council recently and they were told they had to pay for lighting and use of the fields.*

**High Point Police to Hold Community Forum**

*Jeron Hollis, Director of Communications & Public Engagement, reminded Council of the community forum that will be hosted by the High Point Police Department to be held on Thursday, July 21st from 6:00 p.m. to 7:30 p.m. and encouraged attendance. He explained this is another opportunity for the Police to explain their programming as a city and things that they are doing to keep the community safe.*

**ADJOURNMENT**

There being no further business to come before Council, the meeting adjourned at 7:23 p.m. upon motion duly made by Council Member Alexander and second by Council Member Ewing.

Respectfully Submitted,

---

William S. Bencini, Jr., Mayor

Attest:

---

Lisa B. Vierling, MMC  
City Clerk