HIGH POINT CITY COUNCIL REGULAR MEETING COUNCIL CHAMBERS – HIGH POINT MUNICIPAL BUILDING September 19, 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), Christopher Williams (Ward 2), Alyce Hill (Ward 3), Jay Wagner (Ward 4), James C. Davis, (Ward 5) and Jason Ewing (Ward 6)
- Absent:Council Members: Cynthia Y. Davis (At-Large)[attending a Leadership conference at
UNC-CH School of Government]

RECOGNITIONS AND PRESENTATIONS

160268 Workforce Development Board Update

Ms. Lillian Plummer, Executive Director of Workforce Development Board, will be in attendance to update City Council on the work being done by the board.

Ms. Plummer thanked Council for allowing her to come and give an overview of the activities and programs the Workforce Development Board has accomplished over the past year. She reported that there are three primary groups that they serve - adults, dislocated workers, and youth (ages 16-24).

She highlighted that some very special activities happened this past summer. The youth were engaged in a series of personal development activities through an activity operated through Forsyth Technical Community College.

Winnie Robinson, Young Adult Outreach Specialist, NC Works Career Center, briefly addressed City Council about a program entitled "Bridges to Careers" a program in operation since 2012 at Forsyth Tech. Twenty-five youth were involved in this assimilated work environment program. Caterpillar purchased this very special training program – 6 Sigma: Foundation for Quality at Caterpillar - from GM several years ago. The youth participating in this year's program were the first to score 1/3 behind two classes of Caterpillar advance executives with 30 years' work experience. She introduced two students who were in attendance tonight – Charity Scott-Legrand, who is a sophomore at NC A&T State University studying engineering, and Mercadies Breaden, who will be attending GTCC for her GED. Ms. Scott-Legrande addressed Council and stated that this was an eye-opening experience for her as she had never had a job prior to this program and this taught her structure and to be open-minded. She was very pleased to be a part of the program and shared a plaque she received for being a top performing team member of the simulation.

Ms. Robinson stated the program is "INSPIRE Young Adult Workforce Preparation." The idea of the program is to bring the youth out of themselves and raise their career expectations.

Ms. Plummer stated that there were over 100 students who went through the program. The 22 students that scored 1/3 highest in the history of the simulation were students primarily from High Point Central High School, but all were High Point students.

Ms. Plummer gave a brief report on the Career Center at the 607 Idol Street location in High Point. They had over 40,000 residents come into the facility last year with 48,000 receiving multiple services. Also, 14,000 new students came in last year. Out of the students, 115 were sponsored in skilled training. Highlighted areas of training include truck driving, nursing and other medical fields, logistics (management field), electronics, machining and advanced manufacturing.

October 2015 – September 2016, 65.5% of the individuals who came in and went on the job search mode were employed. Out of this group, 2,858 were engaged in additional services and out this number, 1,873 were still employed at the end of the 1^{st} quarter with an average wage of \$13.89 per hour.

Ms. Plummer reported that they have a business service team that works directly with employers. Over 51% of board members represent the private sector. They have worked with Thomas Built Buses, Azko Noble and Loren Hill, HPEDC and his team when new businesses come to the area and are hiring.

Looking ahead, over the next few months, they will be asking questions, working closely with Economic Development to identify priorities and skills needed for the future and trying to take global picture to make sure they are on target. She stated they still find that basic skills are a problem and are trying to put programs in place to teach these i.e. math, reading.

She reported they are experiencing some challenges due to the implementation of the Work Force Innovation and Opportunity Act. She thanked City Manager Demko and Deputy City Manager McCaslin for their support and asking her the right challenging questions to stay focused to the needs of the citizens of High Point. She also stated that Council Member Cynthia Davis has been attending meetings and takes her position as liaison to the Board very seriously.

Mayor Bencini thanked Ms. Plummer for her timely and informative update and the work the Workforce Development Board does for the community.

CONSENT AGENDA ITEMS

Chairman J. Davis reported that the Finance Committee met on September 14th and recommended approval of the finance items. He recommended that these be rolled all into one motion for approval.

However, he reported that staff has requested that Council pull matter 160290 Resolution- Issuance of Series 2016 General Obligation Refunding Bonds from the Consent Agenda and add it to the Regular Agenda to allow further discussion due to some additional information that staff received that will result in an additional \$55,000-\$60,000 savings in interest.

At this time, Chairman J. Davis MOVED to approve all finance-related matters on the Consent Agenda with the exception of matter 160290, which will be placed on the Regular Agenda. Council Member Alexander made a second to the motion, which carried unanimously. [8-0 vote] [Council Member C. Davis was absent]

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 (Council Member C. Davis was absent)

160284 <u>Contract - Amick Equipment - Side Loading Arm Assembly</u> Council is requested to approve contract with Amick Equipment Company in the amount of \$45,256.53 for the purchase of a side loading arm assembly for a side loading refuse truck.

Approved contract with Amick Equipment Company in the amount of \$45,256.53 for the purchase of a side loading arm assembly for a side loading refuse truck.

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

160285Contract - Pro-Shot Concrete, Inc. - Bridge/Structure Repairs
Council is requested to award contract to Pro-Shot Concrete, Inc., in the amount of
\$95,226.00 for repair of seven (7) bridges and structures within the City of High
Point.

Approved contract awarding contract to Pro-Shot Concrete, Inc., in the amount of \$95,226.00 for the repair of seven (7) bridges and structures within the City of High Point.

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

160286 <u>Contract - Water & Sewer Scheduled Maintenance</u> Council is requested to award contract to Breece Enterprises Inc. it

Council is requested to award contract to Breece Enterprises, Inc., in the amount of \$379,870.00 for Water and Sewer Scheduled Maintenance.

Approved contract to Breece Enterprises, Inc., in the amount of \$379,870.00 for Water and Sewer Scheduled Maintenance.

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

160287 Agreement - Cold Case Interlocal Agreement - Amended

Council is requested to authorize the City Manager to execute a United States Department of Justice (DOJ) Office of Justice Programs "Solving Cold Cases with DNA" grant. This amendment Interlocal Agreement is between the cities of Winston Salem, Greensboro and High Point for the period of October 1, 2016 - September 30, 2017.

Authorized the appropriate city officials to execute Cold Case Interlocal Agreement between the cities of Winston Salem, Greensboro and High Point for the period of October 1, 2016-September 30, 2017.

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

160288 Budget Ordinance Amendment - Downtown Revitalization Grant

Council is requested to adopt an ordinance amending the City of High Point 2016-2017 budget to recognize revenue and expenditures in the amount of \$500,000 from the North Carolina Rural Economic Development Downtown Revitalization Grant for the Library Plaza project, Phase II.

Adopted budget ordinance recognizing revenue and expenditures in <u>theteh</u> amount of \$500,000 from the North Carolina Rural Economic Development Downtown Revitalization Grant for the Library Plaza Project, Phase II.

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

Ordinance No. 7237/16-57; Page 120 Introduced 9/19/2016; Adopted 9/19/2016 Ordinance Book, Volume XIX, Page 120

160289 Budget Ordinance Amendment - Skeet Club Electric Upgrade

Council is requested to adopt an ordinance amending the City of High Point 2016-2017 budget to recognize revenue and appropriate expenditures in the amount of \$1,784,386 from the North Carolina Department of Transportation (NCDOT) for the Skeet Club Electric Upgrade project (relocation of existing distribution system).

Adopted budget ordinance recognizing revenue and appropriate expenditures in the amount of \$1,784,386 from the North Carolina Department of Transportation for the Skeet Club Electric Upgrade project for the relocation of existing distribution lines.

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

Ordinance No. 7238/16-58; Page 121 Introduced 9/19/2016; Adopted 9/19/2016 Ordinance Book, Volume XIX, Page 121

160295 Cigna Employee Healthcare 2017 Contract Renewal

Council is requested to authorize the City Manager to execute a twelve (12) month contract with Cigna Healthcare for healthcare coverage for city employees. Contract will be effective January 1, 2017 - December 31, 2017.

Authorized the City Manager to execute contract renewal for the Cigna Employee Healthcare for the period of January 1, 2017 – December 31, 2017.

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

REGULAR AGENDA ITEMS

FINANCE COMMITTEE - Council Member J. Davis, Chair

Committee Members: J. Davis, C. Davis, Alexander and Hill (Council Member C. Davis was absent)

160290 Resolution - Issuance of Series 2016 General Obligation Refunding Bonds City Council is requested to adopt the attached "Resolution Providing for the Sale and Issuance of City of High Point, North Carolina General Obligation Refunding Bonds, Series 2016" and authorizing the Mayor, the City Manager, the City Clerk, and the Financial Services Director to execute and deliver certain documents in connection therewith.

This item was removed from the Consent Agenda at the request of the Director of Financial Services due to a revision in the Resolution.

Jeff Moore, Director of Financial Services, recommended that Council pull the item from Consent Agenda to allow for substitution of form of proceedings to full noncallable structure in legal aspects of the bonds from traditional bond structure where bonds with maturities in excess of 10 years may be callable in the future. There are only 2 serial maturities that would be affected by this change totaling approximately \$2 million. Expected additional savings that can be taken now by making this change in structure to be all non-callable bonds is \$55,000 to \$60,000 over the life of the bonds, which staff recommends in the current historically low interest rate environment.

Adopted amended "Resolution Providing for the Sale and Issuance of City of High Point, North Carolina General Obligation Refunding Bonds, Series 2016" and authorizing the Mayor, the City Manager, the City Clerk, and the Financial Services Director to execute and deliver certain documents in connection therewith.

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

Resolution No. 1642/16-42 Introduced 9/19/2016; Adopted 9/19/2016 Resolution Book, Volume XIX, Page 112

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

160257 <u>Resolution - High Point University - Street Abandonment 16-02</u>

A request by High Point University to abandon the eastern portion (approximately 72 feet) of the North Avenue right-of-way. The portion of North Avenue to be abandoned is lying west of N. Centennial Street. This item first appeared on the August 15th Council agenda and was placed in committee to receive further information. At the September 6th meeting, Council voted to place this matter on the September 19th agenda for a recommendation. At this time, if Council desires to move forward with Street Abandonment 16-02, a Resolution of Intent that establishes a public hearing date of Monday, November 7, 2016 at 5:30 p.m. should be adopted.

Adopted Resolution of Intent establishing public hearing date of Monday, November 7th at 5:30 p.m. to consider a request by High Point University to abandon the eastern portion (approximately 72 feet) of the North Avenue right-of-way. The portion of North Avenue to be abandoned is lying west of N. Centennial Street.

A motion was made by Council Member Golden, seconded by Council Member Williams, that this Resolution of Intent be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member C. Davis was absent]

Resolution No. 1643/16-43 Introduced 9/19/2016; Adopted 9/19/2016 Resolution Book, Volume XIX, Page 113

<u>PUBLIC HEARINGS – Planning & Development Committee</u>

160291 Resolution - World Relief Corporation of National - Street Abandonment 16-03 Association of Evangelicals

A request by World Relief Corporation of National Association of Evangelicals to abandon the western 295 feet of the Everett Lane right-of-way, lying west of Kennedy Avenue.

Herb Shannon, Senior Planner, presented the staff report for this Street Abandonment request to City Council.

This portion of Everett Lane is unimproved and never opened as a public street. The majority of the parcels abutting this right-of-way are undeveloped and owned by the applicant; they are proposing to use these undeveloped lots for a community garden. This portion of the Everett Lane right of way bisects their parcels. They have requested abandonment so as to incorporate the unimproved segment of the right of way into their community garden. The two parcels not owned by the applicant, 502 Rotary Drive and 614 Everett Lane, are developed with single family dwellings and have sufficient frontage on existing public streets for access.

The City will retain a 20-foot wide sanitary sewer easement centered over the existing sewer line within and crossing the right of way.

Following the staff report by Mr. Shannon, Council Member Wagner opened the public hearing.

Ms. Sandy Paige, Refugee Health Coordinator at World Relief Corporation of National Association of Evangelicals, 155 Northpoint Avenue, Suite 102, High Point, addressed Council in favor of the request. Ms. Paige noted that street abandonment and the creation of this community garden would benefit the refugees they serve as many of them have been farmers all their lives and currently do not have the opportunity to farm since they live in apartments. A local employer is donating fencing for the 2.2-acre garden and they are also planning to build a shelter for the refuges to use.

With no one else wishing to address City Council in favor or opposition to the request, Chair Wagner closed the public hearing.

Adopted the Resolution authorizing the abandonment of the western 295 feet of the Everett Lane right-of-way, lying west of Kennedy Avenue.

A motion was made by Council Member Wagner, seconded by Council Member Alexander, that the Resolution authorizing Street Abandonment 16-03 be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member C. Davis was absent]

Resolution No. 1644/16-44 Introduced 9/19/2016; Adopted 9/19/2016 Resolution Book, Volume XIX, Page 114

160292 Ordinance - Mike Carr and Shufelt Holdings - Zoning Map Amendment 16-16

A request by Mike Carr and Shufelt Holdings to rezone approximately 9 acres from a Planned Unit Development-Limited (PDL) District to an amended Planned Unit Development-Limited (PDL) District. The site is located west of the intersection of Eastchester Drive and Lassiter Drive.

Herb Shannon, Senior Planner, presented the staff report on this zoning map amendment to City Council.

The current conditions limit this development to two points of access from Eastchester Drive, one opposite Lassiter Drive and one restricted movement (rightin/right-out) access point along the southern frontage of the site. The applicant has proposed to amend the access conditions to allow a third access point from Eastchester Drive consisting of a right-turn in only access to provide direct access to the northernmost lot in the development.

The only proposed change by this amendment will be to allow a third point of access, right in only, similar to that approved and installed along the opposite side of Eastchester Drive; and the initial zoning conditions established in 1998 and amended in 2004 and 2014 pertaining to permitted uses, development intensity and development layout will remain the same.

Following Mr. Shannon's presentation Chair Wagner opened the public hearing. No one spoke in favor or opposition to this request and the public hearing was closed.

Adopted Ordinance approving the Zoning Map amendment for this property based on consistency with the City's adopted plans. Council finds this action to be reasonable and in the public interest.

A motion was made by Council Member Wagner, seconded by Mayor Pro Tem Golden, that this Ordinance authorizing Zoning Map Amendment 16-16 be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member C. Davis was absent]

Ordinance No. 7240/16-59 Introduced 9/19/2016; Adopted 9/19/2016 Ordinance Book, Volume XIX, page 122

160293 Ordinance - City of High Point - Zoning Map Amendment 16-17

A request by the City Council to rezone 66 properties totaling approximately 170 acres to implement the new Development Ordinance that goes into effect on January 1, 2017.

Heidi Galanti, Planning Administrator, provided a brief overview of the staff report.

This is a request by the High Point City Council to rezone 66 properties totaling approximately 170 acres to implement the new Development Ordinance that goes into effect on January 1, 2017.

The new Development Ordinance is a replacement of the City's Development Ordinance that was last rewritten in 1992 which contains the City's zoning, subdivision, and environmental regulations.

Currently, the City has 38 zoning districts and in the new Development Ordinance there are 28. Many of the new districts are a translation or conversion from the old districts which means that the zoning district has been renamed and in most cases combined with other districts and a rezoning is not required.

However, there are some instances where a rezoning of a property to a new zoning district is required. For example, the Public and Institutional (PI) District has been deleted in the new Development Ordinance.

The areas that were zoned PI under the old Development Ordinance have been evaluated and some have translated to the Institutional district, which is intended to accommodate large-sized institutional uses in a campus-like setting such as the hospital and HPU.

Other areas are being rezoned to the appropriate new zoning district based on the current use of the property.

These zoning changes are <u>not</u> the result of any proposed development by the property owner; it is to apply the appropriate new zoning district based on the current use of the property to make the use of the property conforming in the new ordinance.

This is the second of three groups of zoning map amendments that will need to take place prior to the effective date of the new Development Ordinance.

This group contains 5 separate areas involving 66 properties.

<u>Area 1</u> is the Washington Street Business District. It contains 53 properties that are recommended to be rezoned from Central Business (CB) with a Mixed Use Center (MUC) Overlay to the Mixed Use Washington Street District (MX-W). One of the goals of the new ordinance was simplification and this is an example, the new ordinance deleted the Mixed Use Overlay and made it a special district that does not require an overlay. This makes the regulations for this area easier to understand for

both the property owners and staff because it does not require looking at two sets of district regulations as was the case on the old Development Ordinance.

The 4 other areas which include: the Phillips Soccer Complex, the YMCA, Floral Gardens Cemetery, and the Salvation Army Boys and Girls Club and William Booth assisted living facility are currently zoned Public and Institutional (PI) and they are recommended to be rezoned to Parks and Natural Resources (PNR), Residential Single Family-5 (R-5), and General Business (GB); and

There are also 2 undeveloped properties, currently owned by the YMCA that are zoned residential and they are recommended to be rezoned to Parks and Natural Resources (PNR) to be consistent with the rest of YMCA property.

The proposed zoning map amendments are consistent with and supported by the City's adopted plans, especially the Land Use Plan and the Core City Plan. AND

They are necessary to implement the new Development Ordinance and make the current use of each of the properties a conforming use in the new Development Ordinance.

Staff recommends approval of the zoning map amendments.

The Planning and Zoning commission met on August 23^{rd} and recommended approval by a vote of 7 to 0.

Following the staff report by Ms. Galanti, Chair Wagner, opened the public hearing.

Ms. Charity Jackson, 226 Hobson Street and a business owner on Washington Street, addressed City Council on this matter. Ms. Jackson's concern was how this rezoning was going to financially impact the property owners on Washington Street. She stated that financial institutions often ask if a business is located in a central business district and is concerned if the zoning is not Central Business (CB) the business owners will not be able to get loans.

Glenn Chavis, 137 Orville Drive, asked if these changes would affect the historic designation and staff advised that this zoning amendment would not have an effect on the Historical Designation of the area and the zoning district designation would not affect the business owner's ability to receive loans.

With no other persons addressing Council, Chair Wagner closed the public hearing.

Adopted Ordinance amending the Zoning Map amendments as recommended by staff to implement the new Development Ordinance, and make the current use of each of the properties a confirming use in the new Development Ordinance. The zoning map amendments are consistent with the City's adopted plans, especially the Land Use Plan and the Core City Plan. A motion was made by Council Member Wagner, seconded by Council Member Alexander to adopt the Ordinance authorizing Zoning Map Amendment 16-17. The motion PASSED by an 8-0 unanimous vote. [Council Member C. Davis was absent]

Ordinance No. 7241/16-60 Introduced 9/19/2016; Adopted 9/19/2016 Ordinance Book Volume XIX, Page 123

GENERAL BUSINESS AGENDA

160296 Ad Hoc Committee – Customer Service and Building Security Issues

City Council is requested to appoint an ad hoc committee to look at customer service and building security issues. The committee will consist of 2 City Council Members working with staff as the manager sees fit.

Council Member Alexander stated that he had posed the question to staff a while back about how the city can be open and accessible to citizens and still provide security to employees at same time. He has heard of instances recently about persons entering secure work areas without permission. He is aware that staff is currently working on a space needs study but would like to propose that a committee be appointed to work with staff on this issue.

A motion was made by Council Member Alexander, seconded by Council Member Wagner, that the appointment of Council Members Alexander and Wagner to the Ad Hoc Committee on Customer Service and Building Security Issues be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member C. Davis was absent]

160296 <u>Adoption of the City Council Rules and Procedures</u> At the organizational meeting in December 2014, City Council made revisions to the rules of procedure which were approved individually. These revisions have now been incorporated into the Rules of Procedure and need to be formally adopted by City Council.

City Attorney JoAnne Carlyle addressed City Council and advised that this is a housekeeping matter as the Rules and Procedures that Council established at the organizational meeting were never formally adopted and incorporated in the final document by Council as a whole.

A motion was made by Council Member J. Davis, seconded by Council Member Ewing, that the Rules and Procedures be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member C. Davis was absent]

160294	Minutes to Be Approved Finance Committee Meeting - August 31st @ 4:00 p.m. City Manager's Briefing - September 6th @ 4:30 p.m. Regular City Council Meeting - September 6th @ 5:30 p.m. Prosperity & Livability Meeting - September 7th @ 9:00 a.m.
	The minutes of the preceding minutes were unanimously approved as submitted.
	A motion was made by Council Member Alexander, seconded by Council Member Williams, that the preceding minutes be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member C. Davis was absent]
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.
	As reported during the September 6, 2016 meeting, Council Members Alexander and C. Davis will resume with a thorough review of the vacancies and appointments that need to be made on the boards and commissions.
160298	<u>Closed Session of City Council</u> Mayor Bencini called for a motion to suspend the rules to allow City Council to enter into a closed session pursuant to N.C. General Statute 143-318.11(a)(4) (Economic Development) and N.C. General Statute 143-318.11(a)(3) (City Council will receive legal advice on potential litigation).
	At 6:20 p.m., upon motion by Council Member Alexander, seconded by Council Member Wagner, Council suspended the rules in order to enter into a Closed Session for the purpose of discussion regarding potential Economic Development projects and legal advice involving the Seaboard Chemical litigation. The motion PASSED on an 8-0 unanimous vote. [Council Member C. Davis was absent]

ADJOURNMENT

Council reconvened into open session at 7:05 p.m. with an announcement that no action was necessary in open session as a result of the closed session.

There being no further business to come before Council, the meeting adjourned 7:05 p.m.. upon motion duly made by Council Member Alexander and second by Council Member Ewing.

Respectfully Submitted,

Attest:

William S. Bencini, Jr., Mayor

Lisa B. Vierling, MMC City Clerk