

**HIGH POINT CITY COUNCIL
REGULAR MEETING
COUNCIL CHAMBERS – HIGH POINT MUNICIPAL BUILDING
March 5, 2018 – 5:30 P.M.**

ROLL CALL, PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE

Mayor Wagner called the meeting to order at 5:30 p.m.

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

Mayor Jay W. Wagner; Mayor Pro Tem Chris Williams (Ward 2); Council Member Britt Moore (At Large), Council Member Donald Scarborough (At Large), Council Member Jeffrey Golden (Ward 1), Council Member Monica Peters (Ward 3), Council Member Wesley Hudson (Ward 4), Council Member Victor Jones (Ward 5), and Council Member Jason Ewing (Ward 6)

The Pledge of Allegiance followed a Moment of Silence.

RECOGNITIONS AND PRESENTATIONS

2018-66 Resolution - Lamar Raynard/Marquell Cartwright - NC A&T State Football Championship

Mayor Wagner will present a Resolution to Lamar Raynard and Marquell Cartwright recognizing them for their outstanding athletic accomplishments in assisting the NC A&T Football Team in their 3rd undefeated season and its 2017 Celebration Bowl Championship in Atlanta, Georgia.

Mayor Wagner asked Lamar Raynard and Marquell Cartwright to come forward. Mr. Raynard and Mr. Cartwright were presented a Resolution recognizing them for their outstanding athletic accomplishments in assisting the NC A&T Football Team in their 3rd undefeated season and its 2017 Celebration Bowl Championship in Atlanta, Georgia.

[applause, standing ovation]

Prior to the meeting, both athletes were provided photo ops with the Mayor.

2018-67 Proclamation - Arbor Day for the City of High Point

Mayor Wagner will read a proclamation declaring March 16, 2018 as *Arbor Day in the City of High Point*, and a representative from the NC Forest Service will present the City's 14th consecutive Tree City USA award.

Mayor Wagner read a Proclamation declaring March 16, 2018 as Arbor Day in the City of High Point, and presented it to Andy Piper with the Planning & Development Department and Chair of the Urban Forestry Committee.

Upon receipt of the Proclamation, Mr. Piper offered some remarks and provided a brief history of the Urban Forestry Committee, which was started with an effort by the Mid-Week Garden Club to have High Point recognized as a Tree City USA for the first time in 2005. Mr. Piper recognized several members of the Garden Club that were present and asked them to stand so he could recognize them for their contributions. He further explained that they accomplished their objective through education about proper planting and maintenance of trees, and engaged volunteers to assist with tree inventories, and worked with local businesses and nonprofit groups who actually planted trees.

Mr. Piper then introduced Jimmy Holt, the Guilford County Ranger who works for the NC Forestry Service. Mr. Holt presented the Tree City USA Award to High Point. High Point is one of 68 municipalities in North Carolina and 3,400 nationwide to receive the recognition. High Point has earned the national designation for the past 14 years. Mr. Holt advised that the effectiveness of a community forestry program takes support and commitment from the entire community and pointed out the High Point Community Forestry Program thrives because of the combined dedication of the Tree Board members, the city staff, elected officials, business community, homeowners, and all residents who take pride in the quality of life in the City of High Point.

[applause] [Photo op with Mr. Holt, Mr. Piper, and Mayor Wagner displaying the Tree City USA Flag].

STRATEGIC PLAN UPDATE

2018-68

Update on the Strategic Plan adopted by City Council

Council Member Jeff Golden, Chair of the Community Housing, Neighborhood Development and Public Safety Committee and Council Member Jason Ewing, Chair of the Prosperity & Livability Committee will give an update to City Council on the Strategic Plan.

Code Enforcement/Blight

Community Housing, Neighborhood Development & Public Safety Committee Chair Council Member Golden provided an update on some numbers as they relate to the Code Enforcement efforts regarding blight in the city. He then shared numbers for the February 2018 activities as follows:

- ✓ 21 New Minimum Housing Complaints
- ✓ 293 Active Minimum Housing Cases
- ✓ 29 New Public Nuisance Complaints
- ✓ 40 Active Public Nuisance cases
- ✓ 372 Signs collected

Chairman Golden noted the backlog of minimum housing cases from the old system continues to drop; down from 270 to 13 by the end of February. Staff worked on Saturday, February 17, 2018, and collected 74 illegal signs. There are currently two vacant Local Codes Enforcement Officer positions that need to be filled. With the coming of Spring, public nuisances are expected to increase substantially.

Connect HP Update

Prosperity & Livability Committee Chair Council Member Jason Ewing reported that the Connect HP group has not met in the past few months and they are working with Forward High Point as to how they can best help with the downtown initiative.

PUBLIC COMMENT PERIOD**2018-69****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 three (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.

Ken Orms, 3535 Sainsbury Lane, addressed Council regarding increasing the term limits for the Mayor and City Council from 2-year terms to 4-year terms without a referendum. He reminded Council that voters voted against longer terms in 2000 and since 1980, 81 people have served on the City Council for 2-year terms. He referenced a recent article that appeared in the High Point Enterprise that quoted Mayor Wagner saying that 60 out of 82 municipalities with more than 10,000 in population have four-year terms. He pointed out the only thing that matters is that the citizens and voters want two-year terms.

He emphatically stated that citizens don't want, need, or deserve anyone who is incapable of doing the job with a two-year term. He questioned how Council could look into the face of the voters and act like they don't care because we live in a democracy--not a dictatorship.

Although he hoped the new stadium is a huge success, he reminded Council that they lied to the residents about costs, and felt they crammed down another \$51 million of debt down their throats.

He hoped those that vote for longer terms would be defeated in the next election.

Mayor Wagner asked if there was anyone else present who would like to speak during the Public Comment Period. There being no further comments, the Public Comment Period was closed.

CONSENT AGENDA ITEMS

Finance Committee Chairman Moore reported that the Finance Committee did meet on March 1st and recommended all finance-related items be placed on the Consent Agenda with a favorable recommendation.

Council Member Moore then MOVED to APPROVE the finance-related items on the Consent Agenda. Council Member Ewing made a SECOND, which carried unanimously.

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 Moore, Chair
Committee Members: Moore, Ewing, Hudson, and Jones

2018-70 Agreements - On-Call Engineering Services

Council is requested to authorize the appropriate City Official to execute Master Professional Service Agreements for Engineering Services to provide such services for City Departments on an as needed basis.

Approved the Master Professional Service Agreements for Engineering Services to provide such services for City Departments on an as-needed basis and authorized the appropriate City Official to execute Master Professional Service Agreements for Engineering Services.

A motion was made by Council Member Moore, seconded by Council Member Ewing, that this matter be approved. The motion carried by the following 9-0 vote:

Aye (9): Mayor Wagner, Mayor Pro Tem Williams, Council Member Moore, Council Member Scarborough, Council Member Golden, Council Member Peters, Council Member Hudson, Council Member Jones, and Council Member Ewing

2018-71 Contract - Bid No. 33 - Sodium Hypochlorite

Council is requested to approve contract awarding Bid No. 33 to Water Guard in the amount of \$145,000.00 for the purchase of Sodium Hypochlorite, a chemical product used at the City's Water and Wastewater Treatment Facilities for treatment processes.

Approved the award of the contract to Water Guard in the amount of \$145,000.00 for the purchase of Sodium Hypochlorite that is used at the city's Water and Wastewater Treatment Facilities for treatment processes.

A motion was made by Council Member Moore, seconded by Council Member Ewing, that this contract be approved. The motion carried by the following 9-0 unanimous vote:

Aye (9): Mayor Wagner, Mayor Pro Tem Williams, Council Member Moore, Council Member Scarborough, Council Member Golden, Council Member Peters, Council Member Hudson, Council Member Jones, and Council Member Ewing

2018-72 Contract - Bid No. 39 - Sodium Hydroxide

Council is requested to approve a contract awarding Bid No. 39 to Univar USA Inc., in the amount of \$202,824.00 for the purchase of Sodium Hydroxide a chemical product use at the City's Water and Wastewater Treatment Facilities for treatment processes.

Approved award of contract to Univar USA, Inc. in the amount of \$202,824.00 for the purchase of Sodium Hydroxide. a chemical product used at the City's Water and Wastewater Treatment Facilities for treatment processes.

A motion was made by Council Member Moore, seconded by Council Member Ewing, that this contract be approved. The motion carried by the following 9-0 unanimous vote:

Aye (9): Mayor Wagner, Mayor Pro Tem Williams, Council Member Moore, Council Member Scarborough, Council Member Golden, Council Member Peters, Council Member Hudson, Council Member Jones, and Council Member Ewing

2018-78 Resolution Authorizing Lease of 214 Lindsay Street - HP Baseball, Inc.

Council is requested to adopt a Resolution Authorizing a lease agreement between the City of High Point and High Point Baseball, Inc. for the property located at 214 Lindsay Street.

Adopted a Resolution authorizing a lease agreement between the City of High Point and High Point Baseball, Inc. for the property located at 214 Lindsay Street.

A motion was made by Council Member Moore, seconded by Council Member Ewing, that this resolution be adopted. The motion carried by the following 9-0 unanimous vote:

Aye (9): Mayor Wagner, Mayor Pro Tem Williams, Council Member Moore, Council Member Scarborough, Council Member Golden, Council Member Peters, Council Member Hudson, Council Member Jones, and Council Member Ewing

**Resolution No. 1750/18-12
Resolution Book, Volume XX, Page 12
Introduced 3/5/2018; Adopted 3/5/2018**

REGULAR AGENDA ITEMS**COMMUNITY HOUSING, NEIGHBORHOOD DEVELOPMENT AND PUBLIC SAFETY COMMITTEE -**

Council Member Golden, Chair

Members: Golden, Peters, Scarborough, and Williams

2018-73 Ordinance Amendment - Adequate Shelter for Dogs

Council is requested to adopt an ordinance amending Title 12, Chapter 2, Article B - Dogs, which provides with adequate shelter for dogs.

Deputy City Manager Randy McCaslin advised that the Community Housing, Neighborhood Development & Public Safety Committee met twice last month and have forwarded the ordinance to the City Council with a favorable recommendation. A new Section 12-2-19

Adequate Shelter requires owners to provide food, shelter, and medical attention to such dogs, including, but not limited to the following:

- a) Sufficient wholesome food that is nutritious for the species;*
- b) Fresh, potable drinking water;*
- c) Medical attention to relieve such animals from suffering;*
- d) Shade from the sun, and*
- e) Shelter to allow the dog to remain dry and protected from the elements. Such shelter shall be fully enclosed on three sides, roofed and have a solid floor. The entrance to the shelter shall be adequately sized to allow the dog's entry and exit, and sturdy enough to block entry of wind and rain. The shelter shall be small enough to retain the dog's body heat and large enough to allow the dog to stand and turn comfortable. The enclosure shall be structurally sound and in good repair.*

Section 12-2-20 provides for the following fees if an owner is found to be in violation.

1st offense: Subject to citation and \$100 fee (if the dog is not spayed or neutered, the fee may be voided in lieu of the owner having the dog spayed or neutered by a veterinarian and providing to the animal control officer documented proof of such within 14 days.

2nd offense: Subject to citation and \$250.00 fee

3rd and subsequent offenses: Subject to a Class 3 misdemeanor and fine up to \$500.

Mr. McCaslin advised that adoption of the ordinance would include a one-year education phase, and a six-month warning phase.

Chairman Golden explained that the Committee did have a discussion about families who might not be able to afford shelters and talked with some agencies the city is partnering with that would be able to offer assistance to people to possibly get shelters at a minimum or no cost to them.

Regarding those people that receive citations for violating the ordinance, Council Member Williams asked if they would be provided information such as a list of the agencies/partners, etc... Mr. McCaslin advised that this information would be provided to them as we go through the education and warning phase.

Adopted an ORDINANCE AMENDING TITLE 12- OFFENSES, CHAPTER 2. ANIMALS, ARTICLE B. DOGS- OF THE CITY OF HIGH POINT CODE OF ORDINANCES.

A motion was made by Council Member Golden, seconded by Council Member Moore, that the Ordinance amending Title 12, Chapter 2, Article B- Dogs be adopted and effective September 5, 2019, which includes a one-year education phase and a six-month warning phase. The motion carried by the following unanimous 9-0 vote:

Aye (9):

Mayor Wagner, Mayor Pro Tem Williams, Council Member Moore, Council Member Scarborough, Council Member Golden, Council Member Peters, Council Member Hudson, Council Member Jones, and Council Member Ewing

Ordinance No. 7390/18-19
Ordinance Book, Volume XX, Page 19
Introduced 3/5/2018; Adopted 3/5/2018

2018-74 Ordinance - Demolition of Structure - 1605 E. Commerce Avenue

Council is requested to adopt an ordinance ordering the housing inspector to effectuate the demolition of a structure located at 1605 E. Commerce Avenue belonging to Heirs of Dennie and Sarah Berry.

Chairman Golden advised that staff has asked that this matter be placed on the Pending List of the Community Housing, Neighborhood Development & Public Safety Committee to allow additional time for necessary paperwork that needs to be completed.

Referred to the Community Housing, Neighborhood Development and Public Safety, and placed on the pending list.

2018-75 Ordinance - Demolition of Structure - 2903 Bolton Place

Council is requested to adopt an ordinance ordering the housing inspector to effectuate the demolition of a structure located at 2903 Bolton Place belonging to the Estate of Paul Alden McKeehan, Jr.

Chairman Golden advised that staff has asked that this matter be placed on the Pending List of the Community Housing, Neighborhood Development & Public Safety Committee to allow additional time for necessary paperwork that needs to be completed.

Referred to the Community Housing, Neighborhood Development and Public Safety, and placed on the pending list.

PENDING ITEMS

2018-10 Ordinance - Demolition of Structure - 1227 Pearson Place

Council is requested to adopt an ordinance ordering the housing inspector to effectuate the demolition of a structure located at 1227 Pearson Place belonging to Monument of Praise Ministries.

Note: This matter initially came before the City Council at the January 16, 2018 meeting. At that time, it was referred back to staff for further review to be monitored by staff with a report back to City Council in 60 days. Matter due back by March 19, 2018.

2018-13 Ordinance - Demolition of Structure - 613 Manley Street

Council is requested to adopt an ordinance ordering the housing inspector to effectuate the demolition of a structure located at 613 Manley Street belonging to Joshua and Sarah Stahl.

Note: This matter was initially heard by the City Council on January 16, 2018, at which time Council placed it in pending for 60 days to allow the property owner additional time. Due back on March 19, 2018.

GENERAL BUSINESS AGENDA**2018-76 Ordinance Amendment - Prohibit Commercial Mattress Disposal at Kersey Valley Landfill**

Council is requested to approve an amendment to the Solid Waste Collection and Disposal Ordinance to permanently prohibit the disposal of mattresses within the Kersey Valley Landfill from commercial companies or properties.

Robby Stone, Assistant Director of Public Services, advised that staff routinely receives two or more commercial semi-trucks and trailers of mattresses a week at the Kersey Valley Landfill. He explained that these mattresses are difficult to compact and even covering them with other materials, they oftentimes work their way back up through the waste, which impacts equipment and/or trucks causing further damage. Staff is seeking approval of this ban on commercial mattresses with an effective date of April 2nd.

In response to some questions posed, Mr. Stone replied that citizens would still be able to drop mattresses off at the landfill. He also noted that there are other facilities in the area that could accept these mattresses.

Mr. Stone explained upon approval, staff would immediately post the notice that the city will no longer accept these mattresses from commercial semi-trucks to give them notice so they can start planning ahead for the April 2nd effective date.

Approved an ordinance amending the Solid Waste Collection and Disposal Ordinance to permanent prohibit the disposal of mattresses within the Kersey Valley Landfill from commercial companies or properties.

A motion was made by Council Member Moore, seconded by Council Member Ewing, that the Ordinance amending the Solid Waste Collection and Disposal Ordinance to permanently prohibit the disposal of mattresses within the Kersey Valley Landfill from commercial companies or properties be adopted. The motion carried by the following unanimous 9-0 vote:

Aye (9): Mayor Wagner, Mayor Pro Tem Williams, Council Member Moore, Council Member Scarborough, Council Member Golden, Council Member Peters, Council Member Hudson, Council Member Jones, and Council Member Ewing

Ordinance No. 7391/18-20

Ordinance Book, XX, Page 20

Introduced 3/5/2018; Adopted 3/5/2018

2018-79 Updated City Council Travel Policy

Council is requested to adopt an updated Travel Policy for City Council to ensure consistent and appropriate procedures when the City Council travels on behalf of the City of High Point.

Eric Olmedo, Budget & Administrative Director, explained this is in essence a temporary policy and that staff is in the process of re-working the citywide policy, which will be

incorporated. This essentially will put generally accepted per diem rates into place, which will provide more structure into the reimbursement rates for City Council's travels.

Adopted an updated Travel Policy for City Council to ensure consistent and appropriate procedures when the City Council travels on behalf of the City of High Point.

A motion was made by Council Member Scarborough, seconded by Council Member Jones, to adopt an updated Travel Policy for City Council. The motion carried by the following unanimous 9-0 vote:

Aye (9): Mayor Wagner, Mayor Pro Tem Williams, Council Member Moore, Council Member Scarborough, Council Member Golden, Council Member Peters, Council Member Hudson, Council Member Jones, and Council Member Ewing

2018-80 City of High Point Federal Agenda 2018

Council is requested to approve the City of High Point 2018 Federal Agenda as proposed by The Ferguson Group.

City Manager Greg Demko advised that Jennifer Imo with The Ferguson Group has met with the City Council and staff over the past two months to develop the Federal Agenda in anticipation of the City Council's trip to the Congressional City Conference in Washington, D.C.

Approved the City of High Point 2018 Federal Agenda as proposed by The Ferguson Group.

A motion was made by Mayor Pro Tem Williams, seconded by Council Member Ewing, to approve the City of High Point 2018 Federal Agenda as proposed by The Ferguson Group. The motion carried by the following unanimous 9-0 vote:

Aye (9): Mayor Wagner, Mayor Pro Tem Williams, Council Member Moore, Council Member Scarborough, Council Member Golden, Council Member Peters, Council Member Hudson, Council Member Jones, and Council Member Ewing

2018-81 Prequalification Process Policy

City Council adopt an objective Prequalification Process Policy in accordance with N.C.G.S. §143-135.8.

City Attorney JoAnne Carlyle explained the purpose of this policy is to allow the Public Services Department to prequalify bidders. She further explained that the statute that gives Council the authority to adopt this policy is very specific and lays out certain requirements that have to be met in the policy. This is very similar to the Construction Manager At Risk that was previously approved by Council for the construction of the multi-use stadium project. Ms. Carlyle advised that without this policy being adopted, no department in the city can prequalify bidders.

Mayor Wagner pointed out this does help to streamline the process and it would primarily set it up for the Construction Manager At Risk to do it. Ms. Carlyle noted any department throughout the city could also use it.

Adopted an objective Prequalification Process Policy in accordance with N.C.G.S. 143-135.8.

A motion was made by Council Member Moore, seconded by Council Member Golden, to adopt an objective Prequalification Process Policy in accordance with N.C. General Statute 143-135.8. The motion carried by the following unanimous 9-0 vote:

Aye (9): Mayor Wagner, Mayor Pro Tem Williams, Council Member Moore, Council Member Scarborough, Council Member Golden, Council Member Peters, Council Member Hudson, Council Member Jones, and Council Member Ewing

2018-77

Minutes to Be Approved:

1. Special Meeting; February 5th @ 4:00 p.m.
2. Special Meeting; February 7th @ 3:30 p.m.
3. Special Meeting; February 19th @ 4:00 p.m.
4. Regular Meeting; February 19th @ 5:30 p.m.
5. Community Housing, Neighborhood Dev. & Public Safety Committee; February 21st @ 10:00 a.m.
6. Special Meeting; February 21st @ 3:30 p.m.
7. Finance Committee Meeting; March 1st @ 4:00 p.m.

Approved the preceding minutes as submitted.

A motion was made by Council Member Ewing, seconded by Mayor Pro Tem Williams, that the preceding minutes be approved. The motion carried by the following unanimous 9-0 vote:

Aye (9): Mayor Wagner, Mayor Pro Tem Williams, Council Member Moore, Council Member Scarborough, Council Member Golden, Council Member Peters, Council Member Hudson, Council Member Jones, and Council Member Ewing

ADJOURNMENT

There being no further business to come before Council, the meeting adjourned at 6:10 p.m. upon motion duly made by Mayor Pro Tem Williams and second by Council Member Jones.

Respectfully Submitted,

Jay W. Wagner, Mayor

Attest:

Lisa B. Vierling, MMC
City Clerk