

City of High Point

*Municipal Office Building
211 S. Hamilton Street
High Point, NC 27260*



Minutes

Monday, October 4, 2021

5:30 PM

Council Chambers

City Council

Jay W. Wagner, Mayor

Britt W. Moore (At Large), Mayor Pro Tem

*Tyrone Johnson (At Large), Cyril Jefferson (Ward 1), Christopher Williams (Ward 2),
Monica L. Peters (Ward 3), S. Wesley Hudson (Ward 4), Victor Jones (Ward 5), and
Michael Holmes (Ward 6)*

ROLL CALL, MOMENT OF SILENCE, AND PLEDGE OF ALLEGIANCE

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

*Upon call of the roll, the following Council Members were **Present (9)**:*

Mayor Jay W. Wagner; Mayor Pro Tem Britt Moore, At Large; Council Member Tyrone E. Johnson, At Large; Council Member Cyril A. Jefferson, Ward 1; Council Member Christopher Williams, Ward 2; Council Member Monica L. Peters, Ward 3; Council Member S. Wesley Hudson, Ward 4; Council Member Victor A. Jones, Ward 5; and Council Member Michael A. Holmes, Ward 6.

Mayor Wagner called for a Moment of Silence. The Pledge of Allegiance followed.

Present 9 - Mayor Pro Tem Britt Moore, Council Member Christopher Williams, Council Member Cyril Jefferson, Mayor Jay Wagner, Council Member Michael Holmes, Council Member Monica Peters, Council Member Tyrone Johnson, Council Member Victor Jones, and Council Member Wesley Hudson

RECOGNITIONS AND PRESENTATIONS

[2021-424](#)

National Domestic Awareness Month

Mayor Wagner will read a proclamation recognizing October 2021 as Domestic Awareness Month in the City Of High Point.

Mayor Wagner read the proclamation into the record recognizing October 2021 as Domestic Awareness Month in the City of High Point and presented it to Catherine Johnson, Executive Director, Family Justice Center (FJC). [applause, photo op]

Following the presentation of the proclamation, Mayor Wagner invited Ms. Johnson to come forward to the lectern to share some comments.

Ms. Johnson thanked the Mayor and City Council for supporting the Family Justice Center in their work and advised that on October 23rd, they would be celebrating their third anniversary here in High Point. She shared some numbers relative to the three years they have been in operation: 11,692 residents have received help from the FJC and noted 36 people visited the FJC today for assistance. She explained that five agencies are housed within the center that provide pertinent services for a "one stop shop" experience for the victims. She spoke to the High Point Police Department being one of their most tremendous partners and how COVID has impacted them and made things more difficult. She cited the following three challenges they will probably encounter in the coming year:

1. Gaps in the criminal justice system that allow criminals to get away with these crimes.

2. High level of burnout of people working on the frontline.
3. Raising the community's awareness of domestic violence.

Ms. Johnson explained they could not be successful at the FJC if it were not for the many partnerships that assist. and recognized Police Chief Travis Stroud to share some comments.

Chief Stroud reiterated that the partnerships are the key to success of the FJC. He spoke to them being able to deliver a much better product to the community with these partners; how good it is on the enforcement side of things; that these services are much needed everywhere; that many people on Council had a big hand in getting the FJC going; expressed gratitude to them for the role they played; how domestic violence, sexual abuse, child abuse, etc.... is still a huge problem; that the city had 16 homicides this year, five of those were domestic-related; how domestic violence is probably the most underreported crimes in addition to what goes on on the internet that goes undetected.

He expressed his appreciation to Ms. Johnson and spoke to how proud he is of everyone that keeps plugging away providing the necessary services at the Family Justice Center in High Point.

STRATEGIC PLAN UPDATE- Blight Reduction and Marketing & Branding Initiative

[2021-429](#)

Strategic Plan Update

Council Member Chris Williams, Chairman of the Community Development Committee, will recognize staff to provide an update on the Strategic Plan regarding Blight Reduction. Council Member Michael Holmes, Chairman of the Marketing & Branding Task Force will provide an update on the Marketing & Branding Initiative.

Attachments: [Strategic Update - Code Enforcement Activity Report for September 2021.pd](#)

Blight Initiative

Councilman Williams, Chairman of the Community Development Committee, provided an update on the housing activities for the month of September 2021 as follows:

Code Enforcement Activity	August 2021
Minimum Housing Complaints	22
Active Minimum Housing Cases	236
Cases before Council (demolition)	3
City demolished houses	0
Public Nuisance Complaints	104
Active Public Nuisance Cases	110
City Abated Public Nuisance Cases	53
Owner Abated Public Nuisance Cases	110

Zoning Complaints (vehicles, signs, etc..)	22
Active Zoning Cases	115
Signs Collected	148
Inspector Positions open	2

Marketing & Branding Initiative

Council Member Holmes, Chairman of the Marketing & Branding Task Force, reported that the final draft of the RFP was completed last month and has been released with eight responses already received from firms, both local and nationally. The bids will be opened on October 22nd with hopes of some details on the possible finalists being presented to the Task Force at their next meeting scheduled for October 26th.

PUBLIC COMMENT PERIOD[2021-430](#)**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.

The following persons addressed Council during the Public Comment Period.

Rev. Frank Thomas, Pastor at Mt. Zion Baptist Church, 753 Washington Street, addressed Council on behalf of Thrive High Point, the minority entrepreneurship initiative powered by Business High Point- Chamber of Commerce. He advised that the initiative as been in the fundraising phase for some time now; that HPU gave a challenge grant of \$5000,000; and Guilford County has also committed dollars to the initiative. He pointed out that the City of High Point has yet to contribute to the initiative and asked that the city step up and contribute. He reported that they would like to approach additional donors and felt it would be very helpful to have the city's involvement and support on the list.

He also issued a personal invitation to everyone to attend the Washington Street Unity Festival this coming Saturday, October 2nd from 12:009 p.m. to 4:00 p.m. and will be hosted in Mt. Zion's parking lot.

Larry Diggs, a resident at 1127 Biltmore Avenue, addressed Council and asked if anyone could provide an update on the Daniel Brooks housing project.

Mayor Wagner advised the High Point Housing Authority is responsible for and handling the Daniel Brooks housing construction project, but staff could follow up, get some information, and email it to the email address provided on the sign-in sheet.

FINANCE COMMITTEE - Mayor Pro Tem Moore, Chair**CONSENT AGENDA ITEMS**

Finance Committee Chair, Mayor Pro Tem Britt Moore reported all finance items were discussed at the Finance Committee Meeting held on September 30, 2021 at 4:00 p.m. and are being forwarded to City Council with a favorable recommendation.

Motion by Council Member Moore, seconded by Council Member Peters to approve all matters on the Finance Committee Consent Agenda. the motion carried by the following 9-0 unanimous vote.

[2021-425](#)

Contract - Maintenance Equipment Lease Agreement - Huntington National Bank - Parks & Recreation

City Council is requested to approve a lease agreement with Huntington National Bank in the amount of \$533,138.16 for lease of maintenance equipment for Oak Hollow and Blair Park Golf courses, City Lake Park and Oak Hollow Park.

Attachments: [1. Lease Agreement Maintenance - P&R - Huntington National Bank](#)
[Resolution Lease Agreement Parks and Rec](#)

A motion was made by Mayor Pro Tem Moore, seconded by Council Member Peters, to approve a lease agreement with Huntington National Bank in the amount of \$533,138.16 for lease of maintenance equipment for Oak Hollow and Blair Park Golf courses, City Lake Park, and Oak Hollow Park. The motion carried by the following 9-0 unanimous vote:

Resolution No.

Aye: 9 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Council Member Hudson

[2021-426](#)

Contract - Purchase Water Meters - Greenville Utilities Commission of the City of Greenville

City Council is requested to authorize Customer Service to piggyback off the Greenville Utilities Commission of the City of Greenville bid for water meters to replace aging equipment.

Attachments: [4. Contract-Water Meter- Greenville Utilities Commission-City of Greenville- C](#)

A motion was made by Mayor Pro Tem Moore, seconded by Council Member Peters, to authorize Customer Service to piggyback off the Greenville Utilities Commission of the City of Greenville bid for water meters to replace aging equipment. The motion carried by the following 9-0 unanimous vote:

Aye: 9 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Council Member Hudson

[2021-427](#)

Contract - Volkert Inc. - Bridge Assessment, Design & Construction

City Council is requested to award a contract to Volkert, Inc. in the amount of \$145,112.13 for bridge assessment, design and construction engineering and inspection.

Attachments: [5. Engineering Design Services - Bridge Preservation 2021](#)

A motion was made by Mayor Pro Tem Moore, seconded by Council Member Peters, to award a contract to Volkert, Inc. in the amount of \$145,112.113 for bridge assessment, design and construction engineering and inspection. The motion carried by the following 9-0 unanimous vote:

Aye: 9 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Council Member Hudson

[2021-428](#)

Resolution - Condemnation - 3538 Running Cedar Trail - Foxwoode Meadows Stormwater Alternate Access Project

City Council is requested to adopt a resolution authorizing the City Attorney to give a 30 day Notice

of Condemnation to the property owner of 3538 Running Cedar Trail property, to file the necessary proceedings under Chapter 40A of the North Carolina General Statutes, and to authorize the Finance Director to issue a draft in the amount of \$245,000 to the Clerk of Superior Court as just compensation to the property owner.

Attachments: [7. 3538 Running Cedar Trail Condemnation](#)
[Resolution Condemnation 3538 Running Cedar Trail Foxwoode Meadows Pr](#)

Resolution No. 2005/21-50
Resolution Book, Volume XXI, Page 50

A motion was made by Mayor Pro Tem Moore, seconded by Council Member Peters, to adopt a Resolution authorizing the City Attorney to give a 30-day Notice of Condemnation to the property owner of 3538 Running Cedar Trail property, to file the necessary proceedings under Chapter 40A of the North Carolina General Statutes, and to authorize the Finance Director to issue a draft in the amount of \$245,000 to the Clerk of Superior Court as just compensation to the property owner. The motion carried by the following 9-0 unanimous vote:

Aye: 9 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Council Member Hudson

REGULAR AGENDA ITEMS

[2021-431](#)

Non-Profit Organization Agreement - Southwest Renewal Foundation of High Point

City Council is requested to approve a Non-Profit Organization Agreement with the Southwest Renewal Foundation of High Point to purchase property interests for the proposed Southwest High Point Heritage Greenway Phases 1-3.

Attachments: [FINAL Non-Profit Organization Agreement - Southwest Renewal Foundatio](#)

Assistant City Manager Greg Ferguson, reported that as part of the FY 2021-2022 budget process, the Council requested that there be an agreement drawn up with

the Southwest Renewal Foundation (SWRF) for the usage of \$50,000, which was appropriated July 1, 2021, but has not yet been paid out. He spoke to the identification of the usage of these funds in the agreement; explanation and details in the attached exhibit that outlines the details on what SWRF will provide to the city; in this case it is for assistance in acquisition of property interests along phases 1-3 of the Southwest Heritage Greenway; a map is attached as EXHIBIT B identifying the general location of phases 1-3; the process whereby SWRF will identify tracts, provide those to the city for review to ensure consistency with the plan; city will determine the number of properties that would need to be acquired (whether it be an easement or some other type of property interest); the agreement lays out an option process and a 60-day time period, however, staff anticipates that it may be much quicker than 60 days.

Following the presentation, Mr. Ferguson asked if there were any questions.

Mayor Pro Tem Moore asked if these funds would go specifically for the purchase of the identified properties and Mr. Ferguson replied that was correct and noted that it could be an easement or it could be real property and staff would work with SWRF to identify.

Mayor Pro Tem Moore asked if there were any additional questions. Hearing none, **he moved to approve the Non-Profit Organization Agreement with the Southwest Renewal Foundation of High Point to purchase property interests for the proposed Southwest High Point Heritage Greenway Phases 1-3. Council Member Peters made a second to the motion.**

For further discussion, Council Member Hudson made it clear that he does not have anything against the SWRF and recognized the great work they do, but stated he did have real problems with the core of doing that. He pointed out the primary job of the City Council is to create policy and Council has already created a policy for providing allocations to nonprofit organizations, and he felt that Council was ignoring the policy they created. He stated from the lack of knowing what to call it, he likened it possibly to providing favors for friends. He suggested if the city wants to build a greenway, it would be more appropriate to give the \$50,000 to the Parks & Recreation Department to do that. He felt it would be setting a terrible precedent by giving a nonprofit organization money as a line item in the budget because it was like saying SWRF deserves the money, but conversely, the other nonprofits do not deserve the money. He asked for council members not to vote in favor of this matter.

Council Member Peters asked if staff could explain that the SWRF is totally different than any other nonprofit other than Forward High Point. She pointed out that the SWRF would be gifting the property back to the city. She posed a question to Lee Tillery, Director of Parks & Recreation, and asked him if he could build a greenway for \$50,000.

Mr. Ferguson reiterated that the anticipated process would be that the money would be utilized for acquiring easements that would be part of phases 1-3 and there are more easements to be acquired than the total of \$50,000. He referenced a list that has been compiled identifying what it might cost to acquire all the easements for the project and noted that the thought process behind bringing the agreement forward was that the city would have an active hand in collaborating with SWRF in trying to make sure that the utilization of the funds went to a purpose that the city might have to do at a later time if it is not done now.

Mayor Wagner asked Mr. Tillery to speak to Council Member Peters' question.

Mr. Tillery asked that Council Member Peters repeat the question. She asked Mr. Tillery if Parks & Rec could build the greenway for \$50,000 if the funding was allocated directly to the Parks & Recreation Department as Council Member Hudson suggested. She pointed out that the SWRF writes a lot of grants that help to get more money and right now, they are looking at gifting about \$1,000,000 to the city.

Mr. Tillery explained that staff always refers back to the Comprehensive Master Plan that was adopted last year when looking at greenways; it is a 10-year planning picture; involves a lot of different aspects; agreed that money plays a huge role in land acquisition, easements, etc...; noted that staff looks at the needs for the entirety of the city; pointed out that land acquisition is extremely important, so it is good to acquire property when it becomes available.

Council Member Peters asked staff to comment on the SWRF's grant writing and if they felt the city has benefited from their work. Mr. Tillery agreed that there is definitely a benefit to the grant writing because there is no one on staff that can specifically do the grant writing. He referenced focusing on the Comprehensive Greenway Master Plan and pointed out there are certainly some low-hanging fruit and priorities in the Master Plan, but noted the complicated nature of developing greenways requiring land acquisition and money that is necessary.

Mayor Pro Tem Moore asked Mr. Tillery if he sees the Southwest High Point Heritage Greenway as an enhancement to complement the Comprehensive Master Plan for the greenway. Mr. Tillery noted that the Southwest Greenway Plan was included in the greater Comprehensive Master Plan last year, so any part of that plan was basically adopted into the greater plan.

Council Member Jefferson clarified that the budget allocation for the SWRF was approved as part of the budget that was adopted in June 2021 and noted the only consideration at tonight's meeting is for approval of the agreement with SWRF for use of those funds. He spoke to the collaboration and partnership affirming the

alignment between the SWRF and the city; how SWRF is different from other traditional outside agencies that receive city funding because funding is typically given to the agency for the agency's benefit; agreed that Forward High Point is very similar to the SWRF; that the funding provided to Forward High Point actually set the precedent in working with nonprofits to collaborate with the city to help the city achieve its plans and mission; and he sees no cons for SWRF to continue doing work that is already consistent with the city's Comprehensive Master Plan because it does benefit the citizens. He questioned what sparked the conversation again because he thought it was settled several months ago.

Council Member Williams called for the question.

There being no further comments, Mayor Wagner called for the vote on the motion.

A motion was made by Mayor Pro Tem Moore, seconded by Council Member Johnson, to approve a Non-Profit Organization Agreement with Southwest Renewal Foundation of High Point to purchase property interest for the proposed Southwest High Point Heritage Greenway Phases 1-3. The motion carried by the following 7-2 vote:

Aye: 7 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, and Council Member Johnson

Nay: 2 - Council Member Jones, and Council Member Hudson

PLANNING & DEVELOPMENT - Mayor Jay W. Wagner

[2021-432](#)

Resolution of Intent - Annexation 21-07

Approval of a Resolution of Intent to establish a public hearing date of November 15, 2021, to consider a voluntary contiguous annexation of approximately 69 acres. The site is located south of the southern leg of Joyce Circle, approximately 270 feet west of Skeet Club Road and north of I-74. The property is known as Guilford County Tax Parcel 198681 and Forsyth County Tax Parcels 6892-08-4548 and 6882-99-7011.

Attachments: [Resolution of Intent \(AN-21-07\) \(1\)](#)

Resolution No. 2006/21-51

Resolution Book, Volume XXI, Page 51

A motion was made by Mayor Wagner, seconded by Council Member Williams, to adopt the Resolution of Intent establishing the date/time of November 15, 2021 at 5:30 p.m. to consider a voluntary contiguous annexation (Annexation 21-07) of approximately 69 acres located south of the southern leg of Joyce Circle, approximately 270 feet west of Skeet Club Road and north of I-74, known as Guilford County Tax Parcel 198681 and Forsyth County Tax Parcels 6892-08-4548 and 6882-99-7011. The motion carried by the following unanimous 9-0 vote:

Aye: 9 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Council Member Hudson

[2021-433](#)**Resolution of Intent - Annexation 21-08**

Approval of a Resolution of Intent to establish a public hearing date of November 15, 2021, to consider a voluntary contiguous annexation of three parcels totaling approximately 8 acres. The parcels are located along the south side of W. Wendover Avenue approximately 300 feet west of Gisbourne Drive (5223 W. Wendover Avenue - Guilford County Tax Parcel 170007), along the east side of Penny Road approximately 420 feet south of W. Wendover Avenue (a portion of 2216 Penny Road - Guilford County Tax Parcel 170004) and along the north side of Samet Drive approximately 400 feet east of Penny Road (7706 Samet Drive - Guilford County Tax Parcel 196673).

Attachments: [Resolution of Intent \(AN-21-08\) \(1\)](#)

Resolution No. 2007/21-52
Resolution Book, Volume XXI, Page 52

A motion was made by Mayor Wagner, seconded by Council Member Jones, to adopt the Resolution of Intent establishing the date/time of November 15, 2021 at 5:30 p.m. to consider a voluntary contiguous annexation (Annexation 21-08) of approximately 8 acres lying along the south side of W. Wendover Avenue approximately 300 feet west of Gisbourne Drive (5223 W. Wendover Avenue- Guilford County Tax Parcel 170007), along the east side of Penny Road approximately 420 feet south of W. Wendover Avenue (a portion of 2216 Penny Road- Guilford County Tax Parcel 170004) and along the north side of Samet Drive approximately 400 feet east of Penny Road *7706 Samet Drive - Guilford County Tax Parcel 196673. The motion carried by the following unanimous 9-0 vote:

Aye: 9 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Council Member Hudson

[2021-434](#)**Resolution of Intent - Annexation 21-09**

Approval of a Resolution of Intent to establish a public hearing date of November 15, 2021, to consider a voluntary contiguous annexation of approximately 13 acres. The site is located along the north side of National Service Road, approximately 1,200 feet west of Piedmont Triad Parkway. The property is known as Guilford County Tax Parcels 169804, 169805, 169806, 169810, 169812, 169734 and 169798.

Attachments: [Resolution of Intent \(AN-21-09\) \(1\)](#)

Resolution No. 2008/21-53
Resolution Book, Volume XXI, Page 53

A motion was made by Mayor Wagner, seconded by Council Member Johnson, to adopt the Resolution of Intent establishing the date/time of November 15, 2021 at 5:30 p.m. to consider a voluntary contiguous annexation (Annexation 21-09) of approximately 13 acres located along the north side of National Service Road, approximately 1,200 feet west of Piedmont Triad Parkway, known as Guilford County Tax Parcels 169804, 169805, 169806, 169810, 169812, 169734 and 169798. The motion carried by the following

unanimous 9-0 vote:

Aye: 9 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Council Member Hudson

2021-435

Resolution of Intent - Street Abandonment 21-02

Approval of a Resolution of Intent that establishes a public hearing date of November 15, 2021, to consider a request by Erasmo Trujillo Hernandez, Lily Pad Investors, LLC and High Point University to abandon the eastern 365± feet of the Barbee Avenue right-of-way (a 50-foot wide right-of-way). This is an improved right-of-way that runs in a general east-west direction between 908 and 920 Barbee Avenue (abutting Guilford County Tax Parcels 190710, 190711, 190712, 190713, and 1900041).

Attachments: [Resolution of Intent \(SA-21-02\) \(1\)](#)

Resolution No. 2009/21-54

Resolution Book, Volume XXI, Page 54

A motion was made by Mayor Wagner, seconded by Council Member Peters, to adopt the Resolution of Intent establishing the date/time of November 15, 2021 at 5:30 p.m. to consider Street Abandonment 21-02, a request by Erasmo Trujillo Hernandez, Lily Pad Investors, LLC and High Point University to abandon the eastern 365+ feet of the Barbee Avenue right-of-way (a 50-foot wide right-of-way) running in a general east-west direction between 908 and 920 Barbee Avenue abutting Guilford County Tax Parcels 190710, 190711, 190712, 190713, and 1900041. The motion carried by the following unanimous 9-0 vote:

Aye: 9 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Council Member Hudson

GENERAL BUSINESS AGENDA

2021-436

Ordinance Update - Solid Waste (Amendment to the High Point Code of Ordinances, Title 6 Public Services; Chapter 2 Solid Waste Collection and Disposal; Section 6-2-5

City Council is requested to approve an update to the current solid waste ordinance to reflect a transition to a 6:00 a.m. start time as conditions safely allow for collection.

Attachments: [FINAL Ordinance - Start Time Change for Collections](#)
[Ordinance Agmendment Sec. 6 2 5. Preparation of solid waste for c](#)
[Ordinance Amendment Section 6-2-5 Prepartation of Solid Waste for Collecti](#)

Robby Stone, Deputy Director of Public Services, informed Council that staff would like to make a change to the Solid waste collection ordinance regarding collection time. The current ordinance states that residents should have their items out at the curb by 7:00 a.m. and staff is proposing to change that time to 6:00 a.m. mainly due to the department being short-staffed and the earlier start time allows them to get through the collections without having to delay the landfill or

MRF from closing.

Ordinance No. 7748/21-65
Ordinance Book, Volume XXII, Page 65

A motion was made by Mayor Wagner, seconded by Mayor Pro Tem Moore, to amend Title 6 Public Services; Chapter 2 Solid Waste Collection and Disposal, Section 6-2-5 to reflect a transition to a 6:00 a.m. start time as conditions safely allow for collection. The motion carried by the following unanimous 9-0 vote:

Aye: 9 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Council Member Hudson

[2021-437](#)

NCDOT - Permanent Utility Easement & Temporary Construction Easement

City Council is requested to approve the dedication of a permanent utility easement and a temporary construction easement to NCDOT for the Gallimore Dairy Road Widening Project.

Attachments: [FINAL NCDOT TCE and PUE](#)
[NCDOT Permanent Utility Easement and Temporary Construction Easement](#)

Kim Thore, Right-of-Way Coordinator, explained that the dedication of a permanent utility easement and a temporary construction easement to NCDOT is necessary for the Gallimore Dairy Road Widening Project.

Mayor Wagner asked if there were any questions/comments.

Mayor Pro Tem Moore inquired about the start date for the project. Ms. Thore noted that staff is in the middle of doing the right-of-way acquisitions and anticipates the project start date to be sometime next year.

A motion was made by Mayor Wagner, seconded by Council Member Jefferson, to approve the dedication of a permanent utility easement and a temporary construction easement to NCDOT for the Gallimore Dairy Road Widening Project. The motion carried by the following unanimous 9-0 vote:

Aye: 9 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Council Member Hudson

[2021-438](#)

Minutes To Be Approved

September 15, 2021 Prosperity & Livability @ 9:00 a.m.

September 16, 2021 Finance Committee @ 4:00 p.m.

September 20, 2021 Special Meeting of City Council @ 3:30 p.m.

September 20, 2021 Regular Meeting of City Council @ 5:30 p.m.

- Attachments:**
- [1. September 15 2021 Prosperity & Livability Committee Minutes.pdf](#)
 - [2. September 16 2021 Finance Committee Minutes.pdf](#)
 - [3. September 20 2021 Special Meeting Minutes.pdf](#)
 - [4. September 20 2021 Regular Meeting Minutes.pdf](#)

A motion was made by Mayor Wagner, seconded by Council Member Holmes, the preceding minutes be approved as submitted. The motion carried by the following 9-0 vote:

Aye: 9 - Mayor Pro Tem Moore, Council Member Williams, Council Member Jefferson, Mayor Wagner, Council Member Holmes, Council Member Peters, Council Member Johnson, Council Member Jones, and Council Member Hudson

[2021-447](#)

Closed Session- Attorney Client Privilege

Staff has expressed a need for a closed session pursuant to N.C.General Statute §143-318.11(a)(3) to preserve the attorney-client privilege.

A motion by Mayor Wagner, seconded by Council Member Holmes to go into Closed Session at 6:10 p.m. pursuant to North Carolina General Statute §143-318.11(a)(3) to preserve the attorney-client privilege. The motion to enter closed session carried by the following 9-0 unanimous vote:

ADJOURNMENT

Council reconvened into open session at 6:26 p.m. Mayor Wagner announced there would be no action as a result of the closed session.

There being no further business to come before Council, the meeting adjourned at 6:26 p.m. upon motion duly made by Council Member Jefferson and seconded by Council Member Jones.

Respectfully Submitted,

Jay W. Wagner, Mayor

Attest:

Lisa B. Vierling, MMC
City Clerk