

MINUTES OF MEETING OF THE MAYOR AND CITY COUNCIL HELD  
JUNE 17, 2019

**WORK SESSION**

The Mayor and City Council of the City of Goldsboro, North Carolina, met in a Work Session in the Large Conference Room, City Hall Addition, 200 North Center Street, at 5:00 p.m. on June 17, 2019 with attendance as follows:

Present: Mayor Chuck Allen, Presiding  
Mayor Pro Tem Bill Broadaway  
Councilmember Antonio Williams  
Councilmember Bevan Foster  
Councilmember David Ham  
Councilmember Gene Aycock  
Ron Lawrence, Attorney  
Tim Salmon, City Manager  
Melissa Capps, City Clerk  
Octavius Murphy, Assistant to the City Manager  
Jennifer Collins, Planning Director  
Mike West, Police Chief  
Scott Williams, IT Director  
Stasia Fields, Recreation Superintendent  
Mike Wagner, Deputy Public Works Director – Utilities  
Rick Fletcher, Public Works Director  
Ashlin Glatthar, Travel & Tourism Director  
Joe Dixon, Fire Chief  
Allen Anderson, Chief Building Inspector  
Scott Satterfield, Business & Property Development Specialist  
Bernadette Dove, HR Director  
Shycole Simpson-Carter, Community Relations Director  
Catherine Gwynn, Finance Director  
Andrea Thompson, Assistant Finance Director  
Adam Twiss, Paramount Theatre & Event Center Director  
Ken Conners, News Director-Curtis Media Group East  
Eddie Fitzgerald, News Argus Reporter  
Keyon Carter, Citizen  
Lonnie Casey, Citizen  
Bobby Mathis, Citizen  
Della Mathis, Citizen  
Taj Pollack, Citizen  
Yvonnia Moore, Citizen  
Carl Martin, Citizen  
Yvonnia Moore, Citizen  
Myelle Thompson, Citizen (arrived at 5:24 p.m.)

Absent: Councilmember Mark Stevens

**Call to Order.** The meeting was called to order by Mayor Allen at 5:00 p.m.

**Adoption of the Agenda.** Upon motion of Mayor Pro Tem Broadaway, seconded by Councilmember Aycock and unanimously carried, Council adopted the agenda.

**Budget Work Session.** Ms. Catherine Gwynn stated the ordinance in the package contains the draft ordinance for FY 19-20 with changes discussed at the June 6<sup>th</sup> meeting. Based on what changes the board adopts tonight, I will incorporate those into the draft, reproduce it, get it to Ms. Capps to get a final budget ordinance for the public.

Councilmember Foster stated he would like to give an additional \$5,000 for the Boys and Girls Club STEM Program and an additional \$5,000 to Rebuilding Broken Places STEM Program.

Mayor Allen stated the Boys and Girls Club receives \$10,000, Rebuilding Broken Places \$5,000 plus \$10,000 for their feeding program.

Councilmember Williams stated that is not for the STEM Program at Rebuilding Broken Places. Councilmember Foster stated that is also not for the STEM Program at the Boys and Girls Club.

Councilmember Foster made a motion to give an additional \$5,000 for the Boys and Girls Club STEM Program and an additional \$5,000 to Rebuilding Broken Places STEM Program. The motion was seconded Councilmember Williams. Councilmembers Foster and Williams voted in favor of the motion. Mayor Allen, Mayor Pro Tem Broadaway, Councilmembers Ham and Aycock voted against the motion. Mayor Allen stated the motion failed 2:4.

Councilmember Aycock stated the consultant fees for the Downtown Master Plan for \$63,900, we are getting ready to do The Hub and complete Center Street Streetscape and I think we should wait, take that \$63,900 out. Councilmember Aycock stated I would like to see the DGDC budgeted funds in the Municipal Service District stay the same as last year, \$72,470. Mayor Allen stated because of the reevaluation, there was a higher balance coming in. Councilmember Aycock stated I would like to see that stay the same.

Upon motion of Councilmember Aycock, seconded by Mayor Pro Tem Broadaway and unanimously carried (Councilmember Williams and Foster did not vote, the lack of a vote counted as in favor of the motion), Council removed the Downtown Master Plan for \$63,900 from the proposed budget and kept the budgeted funds the same as last year, at \$72,470.

Upon motion of Councilmember Ham, seconded by Councilmember Aycock and unanimously carried (Councilmember Williams and Foster did not vote, the lack of a vote counted as in favor of the motion), Council approved the new position of Senior Heavy Equipment Operator for Solid Waste and the Computer Systems Admin I for the IT Department and the other four were not approved. Councilmember Aycock stated there is no doubt the positions are needed but we are going into fund reserves this year.

Councilmember Foster questioned attorney fees. Ms. Gwynn stated that is the budget amendment for FY19, not FY20. It is my estimate of what it will take to get through June 30, 2019.

Councilmember Williams asked Mr. Rick Fletcher to name the cemeteries the city takes care of. Mr. Fletcher stated Elmwood and Willowdale cemeteries. Councilmember Williams questioned a budget reduction in the cemeteries. Ms. Gwynn stated it is a reallocation in the budget amendment. Councilmember Williams shared concerns regarding the cemeteries.

Councilmember Foster asked for a breakdown of legal fees.

Mayor Pro Tem Broadway made a motion to reduce the overtime budget for the fire department by \$50,000, he stated if it is needed later, they could bring back a budget amendment and keep the truck in that was requested, and to remove the \$20,000 in discretionary funds.

Councilmember Williams stated the discretionary funds are for the community and I am disappointed in Council. Councilmember Foster stated he was ok with removing the discretionary funds and would like Council to give an additional \$5,000 to the Boys and Girls Club STEM Program. Mayor Allen reminded Council there is a motion on the table to reduce the overtime budget for the fire department by \$50,000 and remove the \$20,000 in discretionary funds. Councilmember Ham seconded the motion. Mayor Allen, Mayor Pro Tem Broadaway, Councilmembers Foster, Ham and Aycock voted in favor of the motion. Councilmember Williams voted against the motion. Mayor Allen stated the motion passed 5:1.

Mayor Allen asked that the \$80,000 for the pumps at the golf course be frozen until Council has a better understanding of what is going on and what is needed.

Councilmember Aycock made a motion to add \$5,000 to the Boys and Girls Club for the STEM Program. Councilmember Foster seconded the motion. Councilmember Williams asked that Councilmember Aycock consider amending his motion to include \$5,000 for Rebuilding Broken Places' STEM Program. Councilmember Aycock stated he did not want to amend as they had

received an additional \$15,000 already. Mayor Allen called for a vote, all councilmembers voted in favor of adding \$5,000 for the Boys and Girls Club STEM Program.

**Update on Upset Bid for 702 E. Elm Street.** Ms. Catherine Gwynn stated no upset bid was received on 702 E. Elm Street. Mr. Bradford had made an offer of \$1405 and in the Resolution approved that night, you allowed staff to carry through to get the deed signed, but I told you I would come back because you can still say no at this time. If Council is ok, staff will proceed and issue the deed. Council agreed they were ok with staff to proceed.

Councilmember Williams stated I would like to remove myself because there is current litigation in place. Councilmember Williams left the room at 5:20 p.m.

**Summer Meals Discussion.** Ms. Shycole Simpson-Carter stated on May 27<sup>th</sup> the department was charged with inquiring about additional feeding sites that could better serve the youth of Goldsboro. Staff has been working with ADLA. ADLA is proposing to feed four (4) site locations for lunch throughout this summer for the City of Goldsboro with a mobile food truck. The sites will consist of the Little Washington area, Fairview Homes, Elmwood Terrace and Lincoln Homes. The projected feeding schedule will consist of:

Feeding Dates: June 24<sup>th</sup> – August 23<sup>rd</sup> (Monday – Friday)

Budget Projection:

Personnel

1-Driver

1-Kitchen Staff/Cook

Food Cost & Other Expenditures

Food, Produce, Milk, Juice

Supplies & Materials

Gasoline Expense

Repairs and Maintenance

Total feeding cost for 9 weeks at 4 sites with the mobile truck = \$15,997

Councilmember Foster stated we have this company and Rebuilding Broken Places doing meals, is there one more. Ms. Simpson-Carter stated yes sir. Ms. Simpson-Carter provided a flyer that listed the additional feeding locations.

Mayor Allen stated I want to commend Ms. Simpson-Carter, this is the most we have ever done with the feeding program. Mayor Allen stated a lot of people have stepped up. Mayor Allen asked if this was coming out of the action plan money right. Ms. Simpson-Carter replied that is up to Council, either general fund or community block grant funds. She shared if it comes out of community block grant funds we will have to designate them as a public service agency or under economic development being two people are going to be employed.

Council discussed funding.

Upon motion of Councilmember Foster, seconded by Councilmember Aycock and unanimously carried, Council approved the proposal from ADLA in the amount of \$15,997 to come out of general funds.

Councilmember Williams returned at 5:34 p.m.

**Censure Hearing Dates.** Attorney Ron Lawrence shared in trying to coordinate with everyone's schedules, July 15<sup>th</sup> at 10:00 a.m. appeared to be the most convenient for all. Mayor Allen shared we are trying to find a retired judge to serve as the moderator at the hearing. Councilmember Williams stated we are just making rules up as we go, I will need to ask my attorney. I am ready to move forward. Our city is being effected. I think Ron is in conversation with my attorney.

Mayor Allen stated the statute says I am supposed to do that, I am fine to do it, I thought you would feel better if I didn't do it. You, Ron and your attorney can work it out.

Councilmember Foster read section 31.21 of the City ordinances: *If the City Manager, after the receipt of an investigation by the City Attorney, has cause to believe a violation of this subchapter has occurred, the City Manager shall schedule a hearing on the matter.*

Councilmember Foster stated to me that states the city manager should schedule hearings on anything that we have investigated, correct?

Attorney Lawrence stated I do not have that section in front me, one of those sections does talk about employees, one talks about a councilmember.

Councilmember Foster continued to read, The city official who is charged with the violation shall have the right to present evidence, cross-examine witnesses, including the complainant...so that is talking about the city council correct. So, since we are scheduling a hearing for Councilmember Williams, I also think we should schedule a hearing for Mayor Allen.

Mayor Allen stated you know as well as I do, everyone was guilty of breaking that ordinance. Councilmember Foster stated if other citizens want to file a complaint against me, then fine, investigate me and hold me accountable but a citizen has filed a complaint against you, you were investigated. Mayor Allen and Councilmember Foster continued to discuss the complaint filed against Mayor Allen.

Councilmember Williams stated at the last meeting Councilmember Foster requested Melissa get the minutes from the October 1<sup>st</sup> Closed Session, I would like to go into Closed Session to hear those.

Mayor Allen stated after the review of the consent agenda.

**Consent Agenda Review.** Each item on the Consent Agenda was reviewed. Additional discussion included the following:

**Item L. Informal Bid Request No. 2019-005 Rejection of Bid and Award.** Ms. Catherine Gwynn shared Council awarded a bid at the last meeting and it was found that the contractor did not have their general contractor's license before the bids were publicly opened. Staff needs direction on what the board would like to do, accept the next lowest bidder or rebid. GOWAYNEGO also gave us an additional \$16,000. Council consensus was to rebid.

**Item O. Establishing a Capital Projects Fund Ordinance – Parks & Rec Projects FY 19-24.** Councilmember Foster asked Ms. Gwynn if she had a copy of the contract regarding the naming rights for the Multi-Sports Complex. Ms. Gwynn stated she did and would provide a copy to Ms. Capps to share with Councilmember Foster.

**Item T. Fiscal Year 2018-19 Budget Amendment.** Councilmember Williams asked Ms. Gwynn, you said that most municipalities have a fund balance around 30%, what's your game plan to get us there. Ms. Gwynn stated the way I understand it, the city of Goldsboro adopted a fund balance policy about 15% so that's kind of where we are staying around. It is going to drop some, we need to get the FEMA reimbursements in, that will bring us back up. Ms. Gwynn stated if this board wants to have more fund balance, you need to let us know.

**Item V. Departmental Monthly Reports.** Mayor Allen stated one thing I see, we have talked about it before, the number of vehicle accidents.

**Closed Session Held.** Upon motion of Councilmember Williams, seconded by Councilmember Ham and unanimously carried, Council convened into Closed Session to discuss a personnel matter.

Council came out of Closed Session.

There being no further business, the meeting recessed until the 7:00 p.m. meeting.

## CITY COUNCIL MEETING

The Mayor and Council of the City of Goldsboro, North Carolina, met in regular session in Council Chambers, City Hall, 214 North Center Street, at 7:00 p.m. on June 17, 2019 with attendance as follows:

Present: Mayor Chuck Allen, Presiding  
Mayor Pro Tem Bill Broadaway  
Councilmember Antonio Williams  
Councilmember Bevan Foster  
Councilmember David Ham  
Councilmember Gene Aycock

Absent: Councilmember Mark Stevens

The meeting was called to order by Mayor Allen at 7:00 p.m.

Archbishop Anthony Slater with Tehillah Church Ministries provided the invocation. Boy Scout Troop 10 led the pledge to the Flag.

**Approval of Minutes.** Mayor Pro Tem Broadaway made a motion to approve the Minutes of the Work Session and Regular Meeting of May 6, 2019 as submitted. The motion was by Councilmember Aycock. Mayor Allen, Mayor Pro Tem Broadaway, Councilmembers Ham and Aycock voted in favor of the motion. Councilmembers Williams and Foster voted against the motion. Mayor Allen stated the motion passed 4:2.

**Resolution Expressing Appreciation for Services Rendered by Joseph Johnson as an Employee of the City of Goldsboro for More Than 29 Years. Resolution Adopted.** Joseph Johnson retires on July 1, 2019 as a Battalion Chief with the Goldsboro Fire Department of the City of Goldsboro with more than 29 years of service. Joseph began his career on November 21, 1990 as a Firefighter with the Goldsboro Fire Department. On August 11, 1999, Joseph was promoted to Fire Engineer with the Goldsboro Fire Department. On July 30, 2008, Joseph was promoted to Fire Captain with the Goldsboro Fire Department. On December 6, 2017, Joseph was promoted to Fire Marshal with the Goldsboro Fire Department. On January 2, 2019, Joseph's position was changed to Battalion Chief with the Goldsboro Fire Department where he has served until his retirement. Joseph has proven himself to be a dedicated and efficient public servant who has gained the admiration and respect of his fellow workers and the citizens of the City of Goldsboro. We express our deep appreciation and gratitude for the dedicated service rendered during Joseph's tenure with the City of Goldsboro and offer him our very best wishes for success, happiness, prosperity and good health in his future endeavors.

Mayor Allen presented Battalion Chief Johnson with a framed copy of the Resolution.

Upon motion of Councilmember Williams, seconded by Mayor Pro Tem Broadaway and unanimously carried, Council adopted the following entitled Resolution.

RESOLUTION NO. 2019-51 "RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY JOSEPH JOHNSON AS AN EMPLOYEE OF THE CITY OF GOLDSBORO FOR MORE THAN 29 YEARS"

**Resolution Expressing Appreciation for Services Rendered by Jody Dean as an Employee of the City of Goldsboro for More Than 12 Years. Resolution Adopted.** Jody Dean retires on July 1, 2019 as the Golf Director with the Parks and Recreation Department of the City of Goldsboro with more than 12 years of service. Jody began his career as a temporary employee on January 20, 2005 as a Club House Assistant at the Golf Course with the Parks and Recreation Department. On January 3, 2007, Jody was hired as a part time Club House Assistant at the Golf Course with the Parks and Recreation Department. On December 12, 2012, Jody was hired as a full-time Club House Assistant at the Golf Course with the Parks and Recreation Department. On July 1, 2015 was promoted to Golf Director at the Golf Course with the Parks and Recreation Department where he has served until his retirement. Jody has proven himself to be a dedicated and efficient public servant who has gained the admiration and respect of his

fellow workers and the citizens of the City of Goldsboro. We express our deep appreciation and gratitude for the dedicated service rendered during Jody's tenure with the City of Goldsboro and offer him our very best wishes for success, happiness, prosperity and good health in his future endeavors.

Mayor Allen presented Jody with a framed copy of the Resolution.

Upon motion of Councilmember Aycock, seconded by Mayor Pro Tem Broadaway and unanimously carried, Council adopted the following entitled Resolution.

RESOLUTION NO. 2019-52 "RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY JODY DEAN AS AN EMPLOYEE OF THE CITY OF GOLDSBORO FOR MORE THAN 12 YEARS"

**Z-11-19 – (Joyful Play Childcare and Preschool) Subject property is located on the East side of Barrow Court between E. Ash Street and Carol Street. Public Hearing Held.** Applicant is requesting a zoning change for a portion of the property from R-16 (Residential) to GBCD (General Business Conditional District) in conjunction with site plan approval to allow the operation of a child daycare. The property is zoned residential and is currently occupied by a single family dwelling.

Frontage: 110ft. (E. Ash Street)  
420ft. (Barrow Court)

Area: 47,981 sq. ft. or 1.10 acres

Zone: Residential (R-16)

As previously stated, the applicant proposes to rezone a portion of the property from R-16 (Residential) to General Business Conditional District (GBCD) for the operation of a child daycare. Site and landscape plans have been submitted for separate approval.

Tract One: (Existing Single-Family Dwelling)  
110ft. (E. Ash Street)  
158.98 (Barrow Court)  
Area: 17,522 sq. ft. or 0.402 acres

Tract Two: (Proposed Daycare)  
276.87 ft. (Barrow Court)  
Area: 30,459 or 0.699 acres

Surrounding Zones:

- North: General Business (GB);
- South: Office and Institutional (O&I-1);
- East: Residential (R-16); Neighborhood Business (NB)
- West: R-16 (Residential)

The submitted site plan indicates a 5,376 sq. ft. building of modular construction and meeting the requirements of the North Carolina State Building Code.

Days/Hours of Operation: Monday-Sunday: 6:30am-11pm

Teachers/Staff: 8

Children: The applicant is seeking state licensing for 115 children.

The site will be served by two, 24ft. wide driveway cuts off Barrow Court and Carol Street. Since Barrow Court is an unimproved City street, the applicant is proposing to pave approximately 100 linear ft. or 2,200 sq. ft. in order to provide approved access to the site. Street improvements must meet City Engineering standards.

A paved and striped parking lot is shown directly east of the daycare. Child daycares require one parking space per 300 sq. ft. of gross floor area, plus an unloading and loading area capable of stacking 4 vehicles.

A total of 14 parking spaces have been provided to include 1 handicap accessible parking space. In addition, 4 spaces for loading and unloading are shown at the front entrance of the proposed daycare. The applicant is requesting a modification of required parking from 22 to 18 spaces.

Applicant states that the daycare's client base has varied working hours utilizing daytime and nighttime childcare services and that the required amount of parking spaces is more than sufficient for the proposed use.

Exterior construction materials shall consist of hardy plank siding, vinyl windows and roofing comprised of a rubber membrane with a flat-roof pitch.

In accordance with state daycare licensing requirements, day care centers shall provide an outdoor play area of at least seventy-five (75) square feet for each child. The submitted site plan shows an outdoor play area of 8,625 sq. ft. A chain-link fence four (4) ft. in height will surround the play area and daycare center.

The applicant proposes the installation of 7 Autumn Fantasy Maples to serve as required street trees along Barrow Court. In addition, 12 Dwarf Yaupon Hollies are proposed as the required vehicular surface buffer. A Type A, 5 ft. wide buffer is proposed along the western, southern and eastern property lines consisting of Autumn Fantasy Maples, Arborvitaes, Chinese Loropetalums and Carissa Hollies. Snow Goose Cherries, Autumn Fantasy Maples and Dwarf Yaupon Hollies are proposed as plantings to serve the vehicular surface area. Sidewalks and Pedestrian

Exterior sidewalks are not shown on the submitted site plan. Since the proposed use is for new construction, sidewalks are required.

Applicant is requesting a modification of the sidewalk requirement. If the modification is approved, a fee in lieu of will be required to be paid to the City of Goldsboro in the amount of \$4,119.66 for sidewalk construction. 5 ft. wide interior sidewalks including handicap accessible ramps have been provided leading from the parking lot and outside play area into proposed building entrances. Commercial Lighting Plan: Commercial lighting plans have not been submitted, however, staff will work with the applicant to ensure that proposed lighting is compliant with the City's commercial lighting ordinance. Engineering:

The property is not located within a Special Flood Hazard Area. City water and sewer services are available to serve the property. Refuse collection: An 18 ft. wide by 12 ft. wide concrete pad is shown behind the proposed daycare for two solid waste receptacles. The dumpsters will be screened in accordance with City standards.

Interconnectivity has been provided on the south side of the proposed parking lot. Modifications:

The applicant is requesting the following modifications:

1. Modification of parking spaces from 22 to 18.
2. Modification of exterior sidewalk construction.

Mayor Allen opened the public hearing, no one spoke and the public hearing was closed.

No action necessary. The Planning Commission will have a recommendation for the Council meeting on July 15, 2019.

**Z-12-19 – (Johnnie Jordan Coley’s Internet Café) Subject property is located on the South side of Arrington Bridge Road between Bill Lane Boulevard and Casey Mill Road. Public Hearing Held.** Applicant is requesting a zoning change for property located at 1462 Arrington Bridge Road from Neighborhood Business to General Business Conditional District (GBCD) for an electronic gaming operation (internet café). Subject property was satellite annexed in August of 1989. Since that time, it has operated as a grocery store, convenience store and restaurant.

In 2017, the property sustained extensive damage from the effects of Hurricane Matthew. Since that time, there have been no repairs or renovations made to the existing building.

Currently, the building and lot are vacant and the property owner is in the process of selling the property.

Frontage: 100 ft.  
Area: 17,000 sq. ft. or 0.39 acres  
Zoning: Neighborhood Business (NB)

As previously stated, the applicant proposes to rezone the subject property from Neighborhood Business (NB) to General Business Conditional District (GBCD) for an electronic gaming operation (internet café).

Surrounding Zones:

North: Residential (R-20A);  
South: Residential (R-20A);  
East: Residential (R-20A); and  
West: Residential (R-20A)

On May 8, 2017, Goldsboro City Council approved an ordinance amending the Unified Development Ordinance regarding electronic gaming operations within the City limits and the City's one-mile extraterritorial jurisdiction.

The following regulations were approved by City Council:

1. Electronic gaming operations are only permitted in the General Business (GB) zoning district.
2. No establishment shall be located within 500 ft. of any residentially zoned or developed property, church, school, day care, playground or public park.
3. No such establishment shall be located within one mile of another similar establishment.
4. The hours of operation for such operations shall be limited from 7:00am to 2:00am.
5. Electronic Gaming Facilities are only permitted after a Conditional Use Permit has been approved by City Council.
6. The number of parking spaces for electronic gaming operations are based on 1.5 spaces per computer/machine and 1 space per employee.

The submitted site plan shows an existing 2,393 sq. ft. single-story building of masonry construction. The applicant's proposed floor plan shows an assembly area consisting of 18 machines, an office, a storage area, lobby and restrooms for patrons of the facility.

Employees: 1

Hours of Operation: Monday through Sunday; 9am - Midnight

Parking for the site is based on 1.5 spaces per gaming machine and 1 per employee. 28 parking spaces are required to include two handicap parking spaces.

The submitted site plan shows 6 existing paved parking spaces at the front of the facility. The applicant is proposing 12 parking spaces located in the rear yard of the facility and an additional 11 parking spaces upon private property directly east and adjacent to the site. The adjacent private property owner has agreed to enter into a long-term lease with the applicant to use a portion of the property (15 ft. x 170 ft.) for parking as long as the business is in operation.

The applicant proposes to remove the existing 400 sq. ft. accessory building located at the rear of the property for the provision of customer parking spaces and proper circulation for automobiles entering and exiting the site.

Vehicular surface areas and parking areas are required to be paved and striped. The applicant is requesting a modification of the paving requirement for vehicular surface areas and parking spaces located in the rear yard and side yard of the property. If approved, applicant proposes to use gravel in lieu of asphalt or concrete.

Due to existing site conditions, the applicant is requesting a modification of the City's landscape requirements as they pertain to street trees, vehicular surface buffers and landscape buffer yards. The applicant states that landscape plantings will leave insufficient room for parking spaces required for the site.



The site is located in the 100-year floodplain. Any new construction or development will require compliance with the City's floodplain regulations.

Seymour Johnson Air Force Base has been notified of the proposed use. Because the subject property falls within the 70-74 dnl noise contour, the applicant will be required to incorporate noise attenuation measures into the design or construction of portions of the building where the public is received or assembled.

The applicant is requesting the following modifications:

1. Modification of 500 ft. separation distance from residentially-zoned or residentially-developed property.
2. Modification of paving required for vehicular surface areas and parking spaces.
3. Modification of City's landscape requirements.

Mayor Allen opened the public hearing, no one spoke and the public hearing was closed.

No action necessary. The Planning Commission will have a recommendation for the Council meeting on July 15, 2019.

**Z-13-19 – (Dewey Street Properties, LLC.) Subject properties are located on the North side of W. Grantham Street between Hargrove Street and Jordan Boulevard. Public Hearing Held.** Subject properties are located on the North side of W. Grantham Street between Hargrove Street and Jordan Boulevard.

Applicant is requesting a zoning change for two individual properties located at 1211 and 1203 W. Grantham Street from General Business (GB) to Highway Business (HB).

Applicant is the owner of both properties.

On October 20, 2014, Council approved 1211 W. Grantham Street for the operation of a used car dealership for high-end, high-performance autos including the accessory uses of restoration, service and repair.

In addition, Council approved site and landscape plans detailing the proposed development. The following modifications were approved:

1. Modification of a Type C (20 ft. wide) buffer along the western property line;
2. Modification of eastern Type A (10 ft. wide buffer to allow the placement of a 6 ft. high fence with no additional landscaping; and
3. Modification of the existing freestanding sign height and area from 25 ft. tall to 49 ft. tall and from 80 sq. ft. to 100 sq. ft.

Since that time, the owner acquired the adjacent property directly east of the site and identified as 1203 W. Grantham Street. Currently, the owner operates the site as an automotive equipment installation, repair and service facility.

1211 W. Grantham St:

Frontage:

W. Grantham Street:	181 ft.
Collier Street:	136 ft.
Area:	50,019 sq. ft. or 1.14 acres
Zone:	General Business (GB)

1203 W. Grantham St:

Frontage: 89 ft.  
Area: 11,335 or .26 acres  
Zone: General Business (GB)

As previously stated, the applicant proposes to rezone two individual properties located at 1211 and 1203 W. Grantham Street from General Business (GB) to Highway Business (HB).

Surrounding Zones:

North: Residential (R-6);  
South: General Business (GB); Office and Institutional (O&I-1);  
East: Office and Institutional (O&I-1); General Business (GB);  
Residential (R-16);  
West: General Industry (I-2)

The property owner proposes to rezone the property for the purpose of reclassifying an existing non-conforming freestanding sign at 1211 W. Grantham St. to a conforming high-rise sign. If approved, the owner intends to combine the two separate parcels (1211 and 1203 W. Grantham Street) into one in order for both businesses to share the proposed high-rise sign.

According to the City's Unified Development Code, high-rise signs are allowed in the Highway Business (HB) zoning district if the business or businesses are contiguous to a controlled access highway as defined by NCDOT. The subject properties are located along W. US 70 Highway which is a controlled access highway.

City sign regulations require high-rise signs not to exceed a height of 100 ft. in height and no more than 250 sq. ft. in area. The existing freestanding sign is 49 ft. in height and 100 sq. ft. in area.

Mayor Allen opened the public hearing, no one spoke and the public hearing was closed.

No action necessary. The Planning Commission will have a recommendation for the Council meeting on July 15, 2019.

**UDO-2-19 Microbreweries - Unified Development Ordinance Amendments. Public Hearing Held.** The City Council adopted the Unified Development Ordinance on April 4, 2005, which replaced existing land development regulations for the City of Goldsboro and its extraterritorial jurisdiction.

Since that time, the UDO has been amended, over the years, to address a number of minor text corrections and major changes as directed by the Council.

Currently, a number of proposed changes for consideration are "Minor Text Amendments" to Sections within the UDO under Section 5.0 Zoning and Section 9.0 Definitions as follows:

Section 5.4 Table of Permitted Uses;  
Section 5.5 Supplemental Use Regulation; and  
Section 9.2 Definitions.

Proposed changes are to reflect the addition of Microbreweries as a permitted use within the Central Business District, General Business District, Shopping Center District and the Highway Business zoning district.

A Notice of Public Hearing listing all the Sections of the UDO under consideration for amendment was advertised for two consecutive weeks in the newspaper and posted on the City's website for review.

Minor changes, which are included for possible amendment include:

1. Amending Section 5.4 Table of Permitted Uses by adding Microbreweries as a conditional use in the same Business/Personal Services as Bars, nightclubs, pool

- halls, places of entertainment with an ABC permit, bowling alleys, and miniature golf facilities;
2. Amending Section 5.5 Supplemental Use Regulations by adding to Subsection 5.5.4 Special and Conditional Use Specific Regulations to include Microbreweries and editing the Central Business District Exceptions as it pertains to Bars, Nightclubs, Pool Halls, Places of Entertainment (both public and private and for profit) — ABC Permit regulations as follows; and
  3. Amending Section 9.0 Definitions by including within Subsection 9.2 Definitions a definition of Microbrewery.

Councilmember Williams asked if there was a reason in particular as to why we decided to amend our ordinance, is it because there is potential companies that want to come here. Ms. Jennifer Collins stated yes sir, the Planning Department has received several inquiries and we currently do not have that in our

Mayor Allen opened the public hearing and the following person spoke:

Susan Williams stated don't you think we have enough beer halls downtown.

No one else spoke and the public hearing was closed.

No action necessary. The Planning Commission will have a recommendation for the Council's meeting on July 15, 2019.

**UDO-3-19 Repair by Neglect - Unified Development Ordinance Amendments. Public Hearing Held.** The City Council adopted the Unified Development Ordinance on April 4, 2005, which replaced existing land development regulations for the City of Goldsboro and its extraterritorial jurisdiction. Since that time, the UDO has been amended, over the years, to address a number of minor text corrections and major changes as directed by the Council. Currently, a number of proposed changes for consideration are "Minor Text Amendments" to a Section within the UDO under Article 5.0 Zoning as follows: • Section 5.11 Demolition by Neglect Proposed changes are to consider changing the name of the program to Order to Repair and update program standards. A Notice of Public Hearing listing all the Sections of the UDO under consideration for amendment was advertised for two consecutive weeks in the newspaper and posted on the City's website for review.

Minor changes, which are included for possible amendment include:

1. Amending Section 5.11 Demolition by Neglect by renaming to Order to Repair;
2. Amending Section 5.11.1 Standards by including additional standards
3. Amending Section 5.11.2 Review Authority by including Planning Director as having the authority to assure compliance of the ordinance;
4. Amending Section 5.11.3 Petition and Action by adding minor language regarding the inspection process for Order to Repair;
5. Amending Section 5.11.4 Safeguards from Undue Economic Hardship by adding minor language regarding the hardship filing process;
6. Amending Section 5.11.5 Committee's Actions on Demolition by Neglect Claims by renaming to Committee's Actions on Order to Repair Claims and adding minor language regarding the Committee's process to making a finding of undue or no undue economic hardship; and
7. Addition of Section 5.11.8 Penalties and Remedies by adding language that indicate enforcement options by the City.

Mayor Allen opened the public hearing and the following people spoke:

1. Charles Wright provided a handout to Council. A copy is on file in the clerk's office. Mr. Wright had several questions regarding the amendments. Mr. Wright asked Council to defer this until June 17, 2019.
2. Carl Martin stated this amendment was brought to my attention a week ago. I try to look on the city's website under important notices and did not find this there, instead it was on

Planning's page. Mr. Martin suggested the city also put these type of notices under important notices on the homepage.

3. David L. Craig shared concerns regarding the amendments and possible misuse of confidential information.

No one else spoke and the public hearing was closed.

No action necessary. The Planning Commission will have a recommendation for the Council's meeting on July 15, 2019.

**Street Closing – Titleist Drive. Public Hearing Held.** On April 11, 2019, Lane Farms, LLC. requested staff to close a portion of Titleist Drive based on NCDOT realignment of Salem Church Road and US 70 Bypass that is located within the City Limits.

The referenced street section has been identified on the attached map indicating the length and right-of-way width. The petitioned street closing has been forwarded to the Fire, Police, Engineering and Public Works Departments for their review.

No objections to any of the closings have been submitted. The Engineering Department has indicated that a utility easement should be retained over this section of Titleist Drive for an existing 6-inch water line if the right-of-way is closed. If the street section is closed, ownership of the right-of-way would return to the property owner.

The Council, on May 6, 2019, adopted a Resolution of Intent setting the public hearing and that Resolution was advertised for four weeks in the newspaper. Adjacent property owners were notified of the public hearing by certified mail and the street section was posted with notice of the public hearing.

Mayor Allen opened the public hearing, no one spoke and the public hearing was closed.

No action necessary. The Planning Commission will have a recommendation for the Council's meeting on July 15, 2019.

#### **Planning Commission Excused.**

Councilmember Williams stated I would like to remove myself because of pending litigation. Councilmember Williams left the room at 7:51 p.m.

**Public Hearing – FY19-20 Draft Annual Action Plan. Public Hearing Held.** It is statutorily required by United States Department of Housing and Urban Development (HUD) for all Grantees receiving annual allocations of CDBG and HOME to submit an Annual Action Plan by August 16, 2019, regardless of delays in the federal budget. The FY19-20 federal appropriations process was fully executed on April 15, 2019 and the City was notified of final allocations on May 3, 2019.

A thirty-(30) day comment period began on May 17, 2019 and will end on June 17, 2019. A public hearing must be held during this public comment period. Comments received at this public hearing and the public meeting scheduled for June 14, 2019 will be incorporated as part of the final 2019-2020 Annual Action Plan. An advertisement was published in the Goldsboro News Argus on May 6, 2019, relative to the holding of a May 31, 2019 public meeting, the scheduling of a June 17, 2019 public hearing, and the thirty-day comment period review. A second advertisement was published on June 4, 2019 relative to rescheduling the May 31, 2019 public meeting to June 14, 2019 and the scheduling of a June 17, 2019 public hearing.

The final 2019-2020 Annual Action Plan will identify activities to be funded with the City's FY19-20 CDBG and HOME funding allocations. Primarily, the objectives of the CDBG and HOME program are to develop viable urban communities by providing decent housing, suitable living environment, and expanding economic opportunities, mainly for persons of low-to-moderate income.

The City anticipates FY19-20 allocations to include \$328,479 in CDBG and \$214,732 in HOME funds. Additionally, the City will have available approximately \$34,363 in prior year CDBG funds and \$324,726 in prior year HOME funds (prior year balances as of May 1, 2019).

Due to the restrictive use of funds placed on the HOME program to focus on projects and/or activities designed exclusively to create affordable housing for low-income households, the City has historically each year carried over a substantial amount of prior years' HOME funds when it has not undertaken large development projects.

The 2019-2020 Annual Action Plan is the 5th and final year of implementing the Five-Year Consolidated Plan for 2015-2020. A summary of the 2019-2020 drafted Annual Action Plan proposed activities and use of funds is included.

Councilmember Williams returned at 8:07 p.m.

Mayor Allen opened the public hearing and the following people spoke:

1. Charles Wright provided a handout regarding recommended changes to the proposed action plan budget, a copy is available in the Clerk's Office.

Council took a five minute break.

2. David L. Craig provided a handout "A Call for Change in the Use of Federal Funding and a Reprioritization of City Goals," a copy is available in the Clerk's Office.
3. Bessie Yarborough stated North End Park needs a little more money in that area. She asked Council look at house rehabilitation and funding for Rebuilding Broken Places.
4. Mr. Barnes reminded Council of the goals and recommended Council adopt the recommendations of Mr. Wright.

No one else spoke and the public hearing was closed.

No action necessary. The Community Relations Department will have a final recommendation of the 2019-2020 Annual Action Plan for the Council's meeting on July 15, 2019.

**Public Comment Period.** Mayor Allen opened the public comment period. The following people spoke:

1. Cary Shields with 92.7 Jamz shared information regarding the Juneteenth Event.
2. Reverend Barfield shared concerns regarding repaving of the parking lot of the apartment complex he lives in. He also shared concerns regarding issues with Councilmember Williams and his counterpart who is involved.
3. Alicia Pierce thanked Councilmember Foster for bringing up what she asked him to bring up. She asked the City Manager about a timeframe for the ordinance Councilmember Foster brought up.

Mr. Salmon stated he would look into it and provide a response.

4. Matthew Whittle thanked Council on behalf of Habitat for Humanity for support and donation of the 2 lots on Georgia Avenue. He also provided an update on Habitat for Humanity.
5. Zach Lily shared information regarding the Mary Wooten Harvey Foundation and mentoring.

No one else spoke and the Public Comment Period was closed.

**Consent Agenda - Approved as Recommended.** City Manager, Timothy Salmon, presented the Consent Agenda. All items were considered to be routine and could be enacted simultaneously with one motion and a roll call vote. If a Councilmember so requested, any item(s) could be removed from the Consent Agenda and discussed and considered separately. In that event, the remaining item(s) on the Consent Agenda would be acted on with one motion and roll call vote. Councilmember Aycock moved the items on the Consent Agenda, Items K, L, M, N, O, P, Q, R, S, T, U, and V be approved as recommended by the Interim City Manager and staff. The motion was seconded by Mayor Pro Tem Broadway and a roll call vote resulted

Mayor Allen, Mayor Pro Tem Broadaway, Councilmembers Ham and Aycock voting in the affirmative. Councilmembers Williams and Foster voted against the motion. Mayor Allen declared the Consent Agenda approved as recommended with 4:2 vote. The items on the Consent Agenda were as follows:

**Federal Property Forfeiture Program State Controlled Substance Tax Remittance. Ordinance Adopted.** The United States Department of Justice administers a program that transfers from the Federal Government property seized by local law enforcement agencies and the State of North Carolina administers a program whereby taxes are levied on unlicensed individuals involved in the arrest of such individuals. The property obtained through the United States Department of Justice has been confiscated during drug raids or other undercover operations and may include personal items such as vehicles or money. The State of North Carolina allocates a share of taxes collected to localities involved in the arrest of individuals and the seizure of their controlled substances.

Recently the City of Goldsboro Police Department assisted Federal authorities in concluding several drug operations. Based on Federal guidelines, \$716.31 of forfeited money can be reimbursed to the City for:

Substance Tax Remittance funds totaling \$716.31 for:

12/17/18 #45PR0000710386	\$ 270.07
01/14/19 #45PR0000711793	\$ 446.24

These funds can be used for the purchase of controlled substances, payment of informants, the purchasing of equipment or for the provision of training for sworn officers. All monies must be used for new activities and cannot replace previously appropriated funds.

It is recommended Council adopt the following entitled ordinance to reflect an increase in General Fund revenues and an increase in the operating expenditures of the Police Department budget by a total of \$716.31. Consent Agenda Approval. Aycock/Broadaway (4 Ayes: 2 Nays)

ORDINANCE NO. 2019-30 “AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE CITY OF GOLDSBORO FOR 2018-2019 FISCAL YEAR”

**Informal Bid Request No. 2019-005 Rejection of Bid and Award (Parks and Recreation). Bids Rejected.** On Tuesday, April 30, 2019 in accordance with the provisions of the N.C. General Statutes, sealed bids were publicly opened for the Stoney Creek Park Greenway Construction project.

Two (2) sealed bids were received as follows:

<u>Name of Bidder:</u>	<u>Amount of Bid:</u>
Asphalt Services of Goldsboro, LLC. 1635 Pikeville Princeton Road Pikeville, NC 27863	Option 1: \$38,600.00 Option 2: \$33,750.00
FSC II, dba Fred Smith Company 701 Corporate Center Drive, Suite 101 Raleigh, NC 27607	Option 1: \$60,226.00 Option 2: \$54,238.00

It was found that Asphalt Services of Goldsboro, LLC. did not have their N. C. General Contractor’s before the bids were publicly opened on April 30, 2019.

It was recommended Council reject the bid of \$38,600 from Asphalt Services of Goldsboro, LLC and rebid the project. Consent Agenda Approval. Aycock/Broadaway (4 Ayes: 2 Nays)

**Amending a Capital Projects Fund Ordinance – Herman Park Center Capital Project (G1102). Ordinance Adopted.** At the December 17, 2018 meeting, the City Council authorized the award of a design-build contract with T.A. Loving Company for the Herman Park Center for \$735,950. At the same meeting, the Council further adopted a reimbursement resolution and a budget amendment for Phase I costs of \$735,950. At the March 18, 2019

meeting, City Council authorized the creation of a capital project fund to account for the project costs and debt proceeds as required by law. Included in the proposed borrowed amount of \$11,750,000 was \$600,000 for a portion of the \$1,755,751 match required by the TIGER VIII grant.

Now that the City has obligated the funds for the TIGER VIII grant, it is appropriate to remove the amount from the Herman Park Center Capital Project Fund (G1102). The proposed borrowed amount was included in the grant project ordinance for TIGER VIII grant (R1103) on May 20, 2019 ordinance presented. This amendment will reduce the line item “City Match Streetscape Improvements” by \$600,000 and also reduce the revenue line item “Loan Proceeds” by the same amount. Also, the Board approved the use of General Fund fund balance to appropriate expenditures for Phase I Design. This was included within Parks & Recreation’s budget. In order to more accurately capture the entire cost of the project it is recommended to separate Phase I Design costs of \$735,950 from Phase II Construction Costs.

Staff recommended Council adopt the following entitled Capital Projects Fund Ordinance amendment to reduce the total project by \$600,000. Consent Agenda Approval.  
Aycock/Broadaway (4 Ayes: 2 Nays)

ORDINANCE NO. 2019-31 “AN ORDINANCE AMENDING THE CAPITAL PROJECTS FUND FOR THE HERMAN PARK RECREATION CENTER AND THE STREETScape IMPROVEMENTS CITY MATCH PROJECTS”

**Establishing a Capital Projects Fund Ordinance – 1919 La France Fire Truck Restoration (G1103). Ordinance Adopted.** At the April 1, 2019 Council work session, Chief Joseph Dixon detailed the proposal to restore the City’s 1919 La France fire truck in honor of its 100th anniversary. His plan was to secure donations and sponsorships to fund 100% of the restoration. The City has entered into an agreement with the Downtown Goldsboro Development Corporation (DGDC) since they are a 501c (3) organization eligible to accept donations and provide the required tax acknowledgement for donors. Those donations will periodically be remitted to the City. The City is still currently reviewing the contract with the vendor who will be performing the restoration.

General Statute §159-28 requires that all expenditures are budgeted. Since the City is managing the restoration and will be spending the donations on the truck’s restoration, the Council will need to appropriate the expenditures to accomplish this task. This undertaking is capital in nature, therefore, it is appropriate to treat this as a capital project. Chief Dixon stated he estimates the renovation to be approximately \$80,000, and will be funded solely with donation revenue.

Staff recommended the following entitled Capital Projects Fund Ordinance for the 1919 La France Fire Truck Restoration be approved for \$80,000. Consent Agenda Approval.  
Aycock/Broadaway (4 Ayes: 2 Nays)

ORDINANCE NO. 2019-32 “AN ORDINANCE ESTABLISHING THE CAPITAL PROJECT FUND FOR THE 1919 LA FRANCE FIRE TRUCK RESTORATION PROJECT

**Establishing a Capital Projects Fund Ordinance – Parks & Rec Projects FY19-24 (G1104). Ordinance Adopted.** The City has received several charitable donations and sponsorships in which the donor/sponsor has requested that the funds be spent on improvements for the Bryan Multi-Sports Complex. In January 2019, the City received a grant from Southern Bank for \$10,000 for a picnic shelter. Pepsi Bottling Ventures also paid \$20,500 in January as part of the City’s agreement to sponsor scoreboards at the complex. In April 2018, the City entered into a sponsorship agreement with the Bryan Foundation for naming rights to be paid \$50,000 per year for years 1 through 5, and then \$10,000 per year for years 6 through 10. The Foundation has paid years 1 and 2 for a total of \$100,000 of the \$300,000 pledged amount.

Since there is not a definitive project scope or established period for completion, it would be feasible to establish this project within the framework of a capital project budget, which would allow the funds to remain intact and discretely presented, and will span the life of the project rather than a single fiscal year.

It is recommended the following entitled Capital Projects Fund Ordinance for the Parks & Recreation Projects FY19-24 (G1104) be approved for \$330,500. Consent Agenda Approval. Aycok/Broadaway (4 Ayes: 2 Nays)

ORDINANCE NO. 2019-33 “AN ORDINANCE ESTABLISHING THE CAPITAL PROJECT FUND FOR PARKS & RECREATION PROJECTS FY19-24”

**Establishing a Special Revenue Fund Ordinance – Edward Byrne Memorial Justice Assistance Grant (JAG) (P3102). Ordinance Adopted.** The City of Goldsboro was awarded \$44,985.00 for the 2017 JAG (2017-DJ-BX-0128) and \$48,372.00 for the 2018 JAG (2018-DJBX-0075) as a federal grant from the U.S. Department of Justice Office of Justice Programs. There is no local match required for this grant. The City and County equally share the grant since we are considered a disparate jurisdiction with them. The grant allows for the purchase of equipment and technology that will improve the safety and security of its law enforcement officers and citizens. The City of Goldsboro will manage the project by mutual agreement with Wayne County.

The 2017 JAG grant has been received and funds expended in the amount of \$44,942.19 leaving an available balance of \$42.81. The award end date is 9/30/2020. For the 2018 JAG grant, we have expended and requested reimbursement of \$23,460.42, and anticipate spending out the grant in FY20. The award end date is 9/20/2021. G.S. §159-13.2 allows for the adoption of a grant project that is financed in whole or in part by revenues received from the federal and/or State government for operating or capital purposes as defined by the grant contract. It has been past practice to comply with the terms of the grant agreement by managing the receipts and disbursements through a separate checking account for the JAG program. However, in order to comply with statute concerning encumbrances and maintain good internal controls using the City’s enterprise resource planning system, it is advisable to appropriate expenditures within this special revenue fund.

It is recommended Council adopt the following entitled Special Revenue Fund Ordinance for the Edward Byrne Memorial Justice Assistance Grant (JAG) (P3102) be adopted for \$94,659.64. Consent Agenda Approval. Aycok/Broadaway (4 Ayes: 2 Nays)

ORDINANCE NO. 2019-34 “AN ORDINANCE ESTABLISHING A SPECIAL REVENUE PROJECT FOR THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT”

**Establishing a Special Revenue Fund Ordinance – Police Other Restricted Revenue Funds (P3104). Ordinance Adopted.** In order to create more transparency in the collection and disbursement of funds received from special court allocations, storage fees, various fundraisers and other restricted revenue sources for the police department; it is our recommendation to create a special revenue fund to account for the inflows and outflows of resources. Previously these revenues and expenditures were processed through a liability account on the balance sheet of the General Fund, which has always been the standard practice here at the City, and is used by many similar entities. The proposed special revenue fund will provide a better way to track the use of these funds. The nature of these revenue sources tends to be very sporadic in nature, and not a steady or consistent revenue stream.

The Police department has received \$15,688 in donations for National Night Out, Heroes Donation, Walmart community grant, law enforcement calendar and sale of restricted assets through the Law Enforcement Support Office (LESO) program. The City has received the funds noted, and in order to comply with G.S §159-28 that requires all expenditures to be budgeted, it is necessary to appropriate the expenditures for the items purchased in FY2019. This fund will be amended as needed to account for the receipt of revenues and corresponding disbursements.

It is recommended Council adopt the following entitled Special Revenue Fund Ordinance for the Police Other Restricted Revenue Funds (P3104) be adopted for \$15,688.76. Consent Agenda Approval. Aycok/Broadaway (4 Ayes: 2 Nays)

ORDINANCE NO. 2019-35 “AN ORDINANCE ESTABLISHING THE SPECIAL REVENUE FUND FOR THE POLICE OTHER RESTRICTED REVENUE FUND”



**Establishing a Grant Project Fund Ordinance – Hurricane Florence FEMA 4393DR-NC. Ordinance Adopted.** Hurricane Florence brought damaging winds, rain and devastating flooding to eastern North Carolina, and as a result, the City of Goldsboro and Wayne County were included in the Presidential disaster declaration on September 14, 2018. The City incurred costs for emergency protective measures, debris removal and permanent work related to major infrastructure, buildings and facilities owned by the City. As a public entity, the City applied and qualified for the FEMA Public Assistance Program. City staff continues to work with our FEMA project specialist to have our projects submitted and obligated with the Federal and State government. FEMA will reimburse up to 75% of eligible projects and North Carolina will reimburse up to 25%. We currently have 3 of the 9 projects officially obligated in a total amount of \$716,867.28. We have received one disbursement in the amount of \$15,518.80. The City has expended \$1,473,360.44 to date just on materials and contract labor. The current estimate of costs to recover from the damage is approximately \$2,652,484.52. For the projects considered “major” projects, FEMA will reimburse based on actual expenses, so this figure will likely change when all work is finally completed.

The federal grant requirements that the City accepted with the Public Assistance Program call for the City to establish a means of tracking the expenditures so that when the external auditors conduct the Single Audit portion of the annual audit, they can verify compliance with the various Federal and State grant guidelines in the compliance supplements. The purpose of this project qualifies as a grant project under G.S. § 159-13.2 and staff requests that the Board appropriate expenditures for the initial estimated costs of \$2,652,484.52. This will be funded with a combination of Federal grant revenue, insurance proceeds and transfers from the General Fund and Utility Fund. When FEMA formally obligates funding for the remaining projects, staff will return to Council with an amendment to update the budgeted revenues and expenditures.

It is recommended Council adopt the following entitled Grant Project Ordinance for the Hurricane Florence FEMA 4393DR-NC (R1102) be adopted for \$2,652,484.52. Consent Agenda Approval. Aycock/Broadaway (4 Ayes: 2 Nays)

ORDINANCE NO. 2019-36 “AN ORDINANCE ESTABLISHING THE GRANT PROJECT FUND FOR THE HURRICANE FLORENCE FEMA 4393DR-NC GRANT PROJECT FUND”

**Amending a Capital Projects Fund Ordinance – Tiger VIII Grant Projects (R1103). Ordinance Adopted.** Council adopted the grant capital project ordinance on May 20, 2019 for the Transportation Investment Generating Economic Recovery Grant Program (TIGER) award of \$5,000,000. The award supports the following projects: 1. Center Street Streetscape Project 2. Goldsboro-Wayne Transportation Authority Transfer Center Concourse 3. The HUB (Formerly known as Cornerstone Commons) 4. Wayfinding Signage System Fabrication & Installation the City has committed to match 20%, which is \$1,755,751. The City last adopted the TIGER V Capital Project Fund in August, 2014 for a \$10,000,000 grant award with a \$4,615,785 local match for a total project of \$14,615,785.

The design phase of the project was appropriated in the General Fund and Utility Fund during the FY19 annual budget process. Since we now have an official award, staff is requesting to move the budgetary appropriation to the capital project fund so that we may capture the entire cost of the project within one dedicated project.

It is recommended Council adopt the following entitled Capital Projects Fund Ordinance for the FY2016 TIGER VIII Grant Project (R1103) be amended in the amount of \$477,376. Consent Agenda Approval. Aycock/Broadaway (4 Ayes: 2 Nays)

ORDINANCE NO. 2019-37 “AN ORDINANCE AMENDING THE GRANT PROJECT FUND FOR THE FY2016 TIGER DISCRETIONARY GRANT CAPITAL PROJECT FUND”

**Fiscal Year 2018-19 Budget Amendment. Ordinance Adopted.** General Statute §159-28 requires that all expenditures be appropriated in the budget. An amendment to the annual budget ordinance to appropriate expenditures so the City’s budget remains in statutory compliance. The items below also include expenditures addressing the FY18 audit findings (marked with \*). Also included are existing Capital and Grant Project funds found in need of amendment in conjunction with the discovery of the items presented in the operating budget. Staff will ensure that the upcoming budget year will not require as many items for the final

meeting of the FY20 fiscal year. The summary below presents the overall fund and department changes and is followed by detailed line item for each department. A summary of fund balance appropriated is also presented for your information.

Department	Total Dept Expend. Incr/(Decr)	Reduction of Funding	Transfers	Outside Revenue	Fund Balance	Total Funding
<b>General Fund</b>						
Mayor & Council	\$ 52,200			\$ 12,400	\$ 39,800	\$ 52,200
City Manager	(218,523)	(319,523)		101,000		(218,523)
Human Resources	6,619	6,619				6,619
Community Relations	16,349	1,549		14,800		16,349
Paramount Theater	252,212	2,212		250,000		252,212
Event Center	693	693				693
Inspections	7,381	7,381				7,381
Downtown Develop.	3,244	3,244				3,244
IT	28,203	9,903		18,300		28,203
Public Works Admin	3,656	3,656				3,656
Garage	23,562	8,762		14,800		23,562
Building Maintenance	7,091	7,091				7,091
Cemetery	3,208	3,208				3,208
Finance	10,697	10,697				10,697
Planning	7,691	7,691				7,691
Streets	7,700	7,700				7,700
Street Utilities	68,000				68,000	68,000
Solid Waste	90,494	22,494			68,000	90,494
Engineering	12,039	12,039				12,039
Fire	122,277	116,727		1,950	3,600	122,277
Police	230,880	99,380		51,500	80,000	230,880
Special Expense	(409,888)	(45,000)	(720,688)	221,000	134,800	(409,888)
Parks & Recreation	(712,631)	31,019	(815,950)	48,100	24,200	(712,631)
Golf	10,058	2,458		7,600		10,058
Transfers	1,827,038		1,536,638		290,400	1,827,038
Revenues	(4,384)				(4,384)	(4,384)
<b>Total General Fund</b>	<b>\$ 1,445,866</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 741,450</b>	<b>\$ 704,416</b>	<b>\$ 1,445,866</b>

Department	Total Dept Expend. Incr/(Decr)	Reduction of Funding	Transfers	Outside Revenue	Fund Balance	Total Funding
<b>Utility Fund</b>						
Utility Capital Expense	\$ (1,951,379)		\$ (1,951,379)			\$ (1,951,379)
Transfers	1,951,379		1,951,379			1,951,379
<b>Total Utility Fund</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<b>Occupancy Tax Fund</b>						
Civic Center	\$ 109,900		\$ -	\$ 109,900		\$ 109,900
Travel & Tourism	1,250			1,250		1,250
Revenues	-			60,050	(60,050)	-
<b>Total Occupancy Tax Fund</b>	<b>\$ 111,150</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 171,200</b>	<b>\$ (60,050)</b>	<b>\$ 111,150</b>
<b>Police Evidence &amp; Fire Renov. Capital Project</b>						
Construction	\$ 290,400			\$ 290,400		\$ 290,400
<b>Total Police Evidence &amp; Fire Renov. Capital Project</b>	<b>\$ 290,400</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 290,400</b>	<b>\$ -</b>	<b>\$ 290,400</b>
<b>Street Bonds Capital Project Fund</b>						
Construction	\$ 242,822		\$ -	\$ 242,822		\$ 242,822
<b>Total Street Bonds Capital Project Fund</b>	<b>\$ 242,822</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 242,822</b>	<b>\$ -</b>	<b>\$ 242,822</b>
<b>2010A Sewer Bonds Capital Project Fund</b>						
Construction	\$ 17,200		\$ -	\$ 17,200		\$ 17,200
<b>Total 2010A Sewer Bonds Capital Project Fund</b>	<b>\$ 17,200</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 17,200</b>	<b>\$ -</b>	<b>\$ 17,200</b>
<b>Phase IV Sewer Rehab Grant Project Fund</b>						
Loan Closing Costs	\$ 178,114		\$ -	\$ 178,114		\$ 178,114
<b>Total Phase IV Sewer Rehab Grant Project Fund</b>	<b>\$ 178,114</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 178,114</b>	<b>\$ -</b>	<b>\$ 178,114</b>

## **GENERAL FUND**

### **Mayor & Council**

- Increase in Legal Fees expenditures in the amount of \$24,800.00 to be funded with an appropriation of fund balance.
- Increase in Advertising 4<sup>th</sup> Force Support Squadron Marketing in the amount of \$15,000.00 that was inadvertently omitted in the FY19 budget process and to be funded with an appropriation of fund balance.
- \*Create Mayor's Youth Council expenditures \$12,400.00 funded with revenue from prior donations and fundraisers \$10,570.00 and current year gift wrapping fundraiser revenue of \$1,830.00.

### **City Manager**

- \*Create Union Station expenditures for NCDOT share of the eligible expenditures for the roof repair to Union Station in the amount of \$101,000.00 and this will be funded with revenue from a state grant from NCDOT.
- Reduce Salary Reserve to allocate to departments (\$328,601.00) as noted below:

<b>General Fund Dept</b>	<b>Budgeted Reserve</b>
Mayor & Council	\$ -
City Manager	9,078
Human Resources	6,619
Community Relations	1,549
Paramount	2,212
Event Center	693
Inspections	7,381
Downtown Development	3,244
Information Technology	9,903
Public Works - Admin.	3,656
Garage	8,762
Building Maintenance	7,091
Cemetery	3,208
Finance	10,697
Planning	7,691
Streets	7,700
Solid Waste	22,494
Engineering	12,039
Fire	71,727
Police	99,380
Rec. & Parks	31,019
Golf Course	2,459
<b>Total</b>	<b>\$ 328,601</b>

**Community Relations**

- \*Increase expenditures for Community Awards & Functions \$14,800.00 and this will be funded with revenue from donations, fundraisers and sponsorships from a) Mayor’s Committee for Persons with Disabilities \$6,800.00, b) Human Relations \$100.00, c) Interfaith Breakfast \$700.00, and d) Martin Luther King Commemoration \$7,200.00.

**Paramount Theater**

- \*Create and appropriate expenditures for Vendor Proceeds for Event Ticket Sales \$250,000.00 to be funded with revenue from Paramount Theater Event Ticket Sales.

**Information Technology**

- \*Increase expenditures for Equipment Expense in the amount of \$18,300.00 for repair of broadband fiber damaged in a vehicle accident to be funded with revenue from insurance proceeds.

**Garage**

- \*Increase Outside Repairs \$14,800.00 for vehicle and equipment repairs due to accidents to be funded with revenue from insurance proceeds.

### **Street Utilities**

- Increase in Street lights \$68,000.00 due to cost overrun in the electricity utility expense line item and to be funded with an appropriation of fund balance.

### **Solid Waste**

- Increase in Recycling Fees \$68,000.00 due to unexpected change in the recycling market not budgeted during the FY19 budget cycle and this will be funded with an appropriation of fund balance.

### **Fire**

- Increase in Worker's Compensation Claims in the amount of \$48,600.00 for actual claims received and not anticipated, and to be funded with a decrease in Workman's Comp Reserve in the Special Expense organization in the amount of \$45,000.00 and \$3,600.00 from an appropriation of fund balance.
- Increase in Equipment Expense \$1,950.00 for replacement gas monitor to be funded with revenue from insurance proceeds.

### **Police**

- Increase in Worker's Compensation Claims in the amount of \$80,000.00 for actual claims received and not anticipated, and this will be funded with an appropriation of fund balance.
- \*Increase in Fees & Dues for settlement of claim on police software for additional costs of renewing licenses of former software \$51,500.00 to be funded with revenue from settlement of claims (miscellaneous revenue).

### **Special Expense**

- Decrease in Storm Damage Cleanup (\$482,000.00) transferred to Special Revenue fund for Hurricane Florence FEMA (R1102).
- Decrease in Streetscape Project (\$238,688.00) transferred to Grant Project fund TIGER VIII (R1103).
- \*Increase Lease Purchase Payment (debt) \$193,000.00 for payoff of police software with Santander Leasing to be funded with revenue from settlement of claims (miscellaneous revenue).
- \*Increase Wayne County Schools PEG expenditures in the amount of \$28,000.00 for services operating the Public, Educational or Governmental access channels to be funded by revenue from the State of North Carolina.
- \*Increase Multi Sports Complex expenditures \$134,800 for sod and paving to be funded with an appropriation of fund balance since the debt proceeds were recognized in a prior fiscal year.
- Decrease Workman's Comp Reserve (\$45,000.00) to be distributed to the Fire Department for Workman's Comp Claims expenditures.

### **Parks & Recreation**

- Decrease Consultant Fees (\$735,950.00) for T.A. Loving Phase I Design Herman Park Recreation Center transferred to Capital Project fund Herman Park Recreation Center (G1102).
- Decrease GoWayneGo Projects (\$80,000.00) and transferred to Parks & Recreation Capital Projects Fund FY19-FY24 (G1104). **Please note change to agenda item for this Capital Project previously submitted.**
- \*Create and appropriate Poultry Fest/Beak Week Festival expenditures for \$25,900.00 to be funded with revenue from donations and sponsorships.
- \*Create and appropriate Special Populations Programs expenditures of \$9,400.00 to be funded with revenue from donations and sponsorships.
- \*Create and appropriate Challenger Grant expenditures program for flag football equipment, awards and travel of \$2,800.00 to be funded with revenue from private grants.
- Increase Building Maintenance for repair of fence at Bryan Multi Sports Complex in the amount of \$24,200.00 completed in FY2019 to be funded with an appropriation of fund balance since the insurance proceeds were recognized in a prior fiscal year.
- Create and appropriate Duke University Prescription for Play expenditures of \$10,000.00 to be funded with revenue from a private grant from Duke University.

### **Golf**

- \*Create and appropriate Merchandise for Resale Consignment expenditures of \$7,600.00 to be funded with revenue from sales of golf merchandise on consignment.

## Transfers

- Increase Transfers to Capital Project Fund Parks & Rec Capital Projects FY19-FY24 (G1104) for GOWayneGo grant including City match portion to be funded with a decrease in expenditures in the Parks & Recreation department in the amount of \$80,000.00.
- Increase Transfers to Grant Project Fund Hurricane Florence FEMA (R1102) \$482,000.00 to be funded with a reduction of expenditures in the Special Expense organization.
- Increase Transfers to Grant Project Fund TIGER VIII (R1103) \$238,688.00 to be funded with a reduction of expenditures in the Special Expense organization.
- Increase Transfers to Capital Project Fund Herman Park Recreation Center (G1102) in the amount of \$735,950.00 to be funded with a reduction of expenditures in the Parks & Recreation organization.
- Increase in Transfer to Capital Project Fund Police Evidence & Fire Renovation (G1106) \$290,400.00 for shortfall in encumbrances for construction \$265,600.00 and testing services \$24,800.00. This will be funded with an appropriation of fund balance since the debt proceeds were recognized in 2014 when the note was taken. See detail below of construction costs of the project.

### Construction Police Evidence & Fire Renovation

Daniels & Daniels Construction	\$	5,323,425
Moseley Architects		84,000
Brady Integrated Security		6,822
S&ME		25,000
Loan Costs		90,000
Total Project Cost	\$	<u>5,529,247</u>

### Funding Sources

Loan Zions Bank 10/2018	\$	5,300,000
Loan Capital One 7/2014		526,029
Total Funds Available	\$	<u>5,826,029</u>
Project Surplus/(Shortage)	\$	<u>296,782</u>

## Revenue

- Increase in Golden Leaf Proceeds \$4,384.00 for balance of Golden Leaf proceeds for Glenwood Subdivision project grant for Hurricane Matthew Recovery. Additional amount will be used to offset fund balance appropriated in the General Fund.

Appropriated fund balance for the General Fund is presented below for your information. A calculation has been prepared for the limitation on appropriation of fund balance under G.S. § 159-8, and appears to meet those limitations.

City of Goldsboro  
Appropriated Fund Balance - General Fund  
FY2019

Date	Ordin.	Description	Adopted	% of Total
7/1/2018	2018-31	Appropriated Fund Balance FY18-FY19 Budget	\$ 900,000.00	21.38%
7/16/2018	2018-35	FY2018 Purchase Order Rollovers to FY2019	1,173,825.86	27.89%
7/16/2018	2018-36	Property ROW - NCDOT	125,000.00	2.97%
9/4/2018	2018-42	Repair City Hall Columns	22,591.00	0.54%
10/1/2018	2018-50	Mercer Group (City Manager Search)	16,900.00	0.40%
10/1/2018	2018-53	NCLM Police Workmns Comp Claim	200,000.00	4.75%
11/19/2018	2018-62	GoWayneGo Grant Match from GF	40,000.00	0.95%
11/19/2018	2018-64	HV Brown Shelter & Restrooms (Vortex Construction)	134,000.00	3.18%
12/17/2018	2018-71	Herman Park Center Design-Build TA Loving Co.	735,950.00	17.49%
1/7/2019	2019-01	Stump grinding services on City properties & ROW's	7,500.00	0.18%
2/4/2019	2019-05	Stump grinding services on City properties & ROW's	10,475.00	0.25%
2/18/2019	2019-09	Goldsboro Event Center HVAC	21,171.00	0.50%
4/15/2019	2019-21	GUS Adaptive Reuse Study Grant Match (Benchmark)	10,000.00	0.24%
5/6/2019	2019-22	BOA Loan #024-GE Excess Proceeds - Flail Mower Purch	107,000.00	2.54%
<b>Current Year Appropriations</b>			<b><u>\$ 3,504,412.86</u></b>	
6/17/2019		Legal and Professional fees	\$ 24,800.00	0.59%
6/17/2019		Advertising contract 4th Support Squadron Marketing	15,000.00	0.36%
6/17/2019		Recycling fees	68,000.00	1.62%
6/17/2019		Street lights	68,000.00	1.62%
6/17/2019		Worker's Compensation Claims	83,600.00	1.99%
6/17/2019		Transfer to Police Evidence & Fire Renovation Capital Project previously recognized debt proceeds	290,400.00	6.90%
6/17/2019		Sod and paving at Bryan Multi Sports Complex previously recognized debt proceeds	134,800.00	3.20%
6/17/2019		Fence repair at Bryan Multi Sports Complex previously recognized insurance proceeds	24,200.00	0.57%
6/17/2019		Golden Leaf Grant for Glenwood Subdivision additional grant funds received	(4,384.00)	-0.10%
<b>Proposed</b>			<b><u>\$ 704,416.00</u></b>	
<b>Current Year with Proposed</b>			<b><u>\$ 4,208,828.86</u></b>	

**UTILITY FUND**

**Utility Fund Capital Expense**

- Decrease Debt Issuance Costs (\$178,114.00) for SRF loan closing costs on Phase IV Sewer Rehab moved to Capital Project (91).
- Decrease Storm Damage Cleanup (\$1,534,577.00) moved to Special Revenue fund for Hurricane Florence FEMA (R1102).
- Decrease Streetscape Project (\$238,688.00) moved to Grant Project TIGER VIII (R1103).

**Transfers**

- Increase Transfers to Capital Project Fund for Phase IV Sewer Rehab project for loan closing costs in the amount of \$178,114.00, and this will be funded with a reduction of expenditures in the Utility Capital Expense.
- Increase Transfers to Grant Project Fund Hurricane Florence FEMA (R1102) \$1,534,577.00 to be funded with a reduction of expenditures in the Utility Capital Expense organization.
- Increase Transfers to Grant Project Fund TIGER VIII (R1103) \$238,688.00 to be funded with a reduction of expenditures in the Utility Capital Expense organization.

Appropriated fund balance for the Utility Fund is presented below for your information.

City of Goldsboro  
Appropriated Fund Balance - Utility Fund  
FY2019

Date	Ordin.	Description	Adopted
7/1/2018	2018-31	Appropriated Fund Balance FY18-FY19 Budget	\$ -
7/16/2018	2018-35	FY2018 Purchase Order Rollovers to FY2019	1,708,062.82
10/1/2018	2018-49	Engineering - Wastewater	62,500.00
10/1/2018	2018-48	Engineering - Wtr Impv.	187,500.00
10/15/2018	2018-54	SRF Loan Expense	178,114.00
4/1/2019	2019-14	Center/Holly St Water Tank Repaint (Utility Service Co)	526,700.00
4/1/2019	2019-16	Splash Pad at Bryan MultiSports (Utilities for Splash Pad)	21,100.00
4/15/2019	2019-20	Inspections on Center/Holly Street Water Tank Repainting	37,500.00
<b>Current Year Appropriations</b>			<b><u>\$ 2,721,476.82</u></b>
<b>Proposed</b>			<b><u>\$ -</u></b>
<b>Current Year with Proposed</b>			<b><u>\$ 2,721,476.82</u></b>

**OCCUPANCY TAX FUND**

**Civic Center**

- Increase in Fence/Railings \$6,800 for 8’ fence at Multi Sports Complex to be funded with an appropriation of Contingency. (Contingency can only be used by approval of the Board. G.S. §159-13.)
- Decrease in Contingency (\$6,800.00) to fund Fence/Railings at Multi Sports Complex.
- Increase expenditures in County Share of Occupancy Tax in the amount of \$109,900 and this will be funded with additional revenue from Occupancy Tax Revenue Civic Center.

**Travel & Tourism**

- Increase in Operational Supplies \$1,250.00 for merchandise for resale and this will be funded with revenue from merchandise sales included in Miscellaneous revenue.

**Revenues**

- Increase in Investment Interest Civic Center for actual over budget estimated \$1,600.00, and this will be used to reduce appropriated fund balance.
- Increase in Investment Interest Travel & Tourism for actual over budget estimated \$1,450.00 and this will be used to reduce appropriated fund balance.
- Increase Occupancy Tax Revenue Civic Center \$109,900.
- Increase in Fitness Center Reimbursement for final payment received from SJAFB \$57,000.00 and this will be used to reduce appropriated fund balance.
- Decrease in Appropriated Fund Balance (\$60,050.00).

Appropriated fund balance for the Occupancy Tax Fund is presented below for your information.

City of Goldsboro  
Appropriated Fund Balance - Occupancy Tax Fund  
FY2019

Date	Ordin.	Description	Adopted
7/1/2018	2018-31	Appropriated Fund Balance FY18-FY19 Budget	\$ 20,683.00
7/16/2018	2018-35	FY2018 Purchase Order Rollovers to FY2019	128,500.61
<b>Current Year Appropriations</b>			<b>\$ 149,183.61</b>
6/17/2019		Reduce appropriated fund balance by investment and miscellaneous revenues received	(60,050.00)
<b>Proposed</b>			<b>\$ (60,050.00)</b>
<b>Current Year with Proposed</b>			<b>\$ 89,133.61</b>

**POLICE EVIDENCE ROOM & FIRE DEPARTMENT RENOVATION CAPITAL PROJECT FUND**

**Police**

- \*Increase in Construction expenditures \$290,400.00 for contracts over amount borrowed. Includes \$24,683.00 for testing by SM&E, and this will be funded with a revenue Transfer from General Fund.

**STREET BONDS CAPITAL PROJECT FUND**

- \*Increase Street Improvements expenditures in the amount of \$242,822.25 and this will be funded with revenues from Bond Premium to account for additional proceeds from \$4.5M Street Bond issue where bonds were sold at a premium.

**2010A SEWER BONDS CAPITAL PROJECT FUND**

- \*Increase expenditures for Construction for the 2010 Sewer Bonds Capital Project Fund in the amount of \$17,200.00, and this will be funded with an increase in revenue from Investment Earnings for current year interest income earned.

**PHASE IV SEWER REHAB CAPITAL PROJECT FUND**

- \*Increase Loan Closing Costs \$178,114.00 for Phase IV Sewer Rehab CS370482-07 for SRF loan \$8.9M approved 12/18/17, and this will be funded with an increase in revenue from Transfer from Utility Fund.

It is recommended Council adopt the following entitled annual, capital and grant project budget ordinance amendments to reflect the changes to the City's FY 2018-19 budget. Consent Agenda Approval. Aycock/Broadaway (4 Ayes: 2 Nays)

ORDINANCE NO. 2019-38 "AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE CITY OF GOLDSBORO FOR THE 2018-2019 FISCAL YEAR"

ORDINANCE NO. 2019-39 "AN ORDINANCE AMENDING THE 2010A SANITARY SEWER IMPROVEMENTS CAPITAL PROJECTS FUND"

ORDINANCE NO. 2019-40 "AN ORDINANCE AMENDING THE STREET IMPROVEMENTS CAPITAL PROJECTS FUND"

ORDINANCE NO. 2019-41 "AN ORDINANCE AMENDING THE PHASE 4 SEWER COLLECTION REHABILITATION CAPITAL PROJECTS FUND"

ORDINANCE NO. 2019-42 "AN ORDINANCE AMENDING THE POLICE EVIDENCE ROOM & FIRE DEPARTMENT RENOVATION CAPITAL PROJECTS FUND"

**Advisory Board and Commission Appointments. Resolutions Adopted.** There are currently several vacancies on Advisory Boards and Commissions. Citizen involvement is vital to the performance of City government. It is necessary that additional appointments be made in an effort to fill these vacancies.

Recommendations for appointments were requested from the respective Boards and Commissions. Applications were also solicited from the public at large.



The City Council met during the Work Session on June 3, 2019 to review vacancies and applications received to fill the current vacancies. With these appointments, one vacancy remains on the Mayor's Committee for Persons with Disabilities.

It is also customary for the City of Goldsboro to express its appreciation by Resolution to those members whose terms have expired, who have moved or resigned.

Staff recommended Council adopt the following entitled Resolutions appointing members to various Advisory Boards and Commissions in the City of Goldsboro and commending those individuals whose terms have expired, who have moved or resigned. Consent Agenda Approval. Aycock/Broadaway (4 Ayes: 2 Nays)

RESOLUTION NO. 2019-53 "RESOLUTION APPOINTING MEMBERSTO ADVISORY BOARDS AND COMMISSIONS"

RESOLUTION NO. 2019-54 "RESOLUTION COMMENDING INDIVIDUALS WHO HAVE SERVED ON VARIOUS ADVISORY BOARDS AND COMMISSIONS OF THE CITY OF GOLDSBORO AND DIRECTING THE MAYOR ON BEHALF OF THE CITY COUNCIL TO PRESENT THE INDIVIDUALS WITH A CERTIFICATE OF APPRECIATION"

**Monthly Reports. Accepted as Information.** The various departmental reports for June 2019 were submitted for the Council's approval. It was recommended that Council accept the reports as information. Consent Agenda Approval. Aycock/Broadaway (4 Ayes: 2 Nays)

**End of Consent Agenda.**

**Contract Award for Phase II of the Design-Build Services for the Construction of Center Street Streetscape Phase III Project (Formal Bid #2018-001).** The City of Goldsboro was awarded a 2016 Transportation Investment Generating Economic Recovery (TIGER) VIII grant to fund multiple projects, including the next and last phase of the Center Street Streetscape, Cornerstone Commons, Wayfinding Signage Fabrication and Installation and the Construction of a GWTA Concourse. Per recommendations by US Department of Transportation (DOT) and the Federal Transit Administration (FTA), The Hub (formerly known as Cornerstone Commons) project has been embedded into the Center Street project and is thus now combined and considered one project, titled Center Street Streetscape Project Phase III.

The City received Pre-Award Authority notice by USDOT/FTA on January 9, 2018 permitting us to move forward with the revised Center Street Streetscape project and the Wayfinding Signage project. USDOT and FTA recommended utilization of a Design-Build approach for the Center Street Streetscape project for multiple reasons regarding efficiencies, participation interests and budgeting benefits.

An RFQ for Design-Build Services was released January 16, 2018 with a due date of February 16, 2018. The City received three responses to the RFQ. A selection committee of city staff reviewed the submittals per an evaluation form and opted to invite all three teams to interview. The selection committee evaluated each of the teams during the interviews via an individual form and then, afterwards, discussed their scores to create a form that provided an average final score for each team. The team to receive the highest total score was led by TA Loving Construction Company and included The Wooten Company, Rivers & Allison Platt and HH Architecture.

Upon negotiations with the TA Loving team regarding fees, budget, schedule and scope of services, a contract was authorized by City Council for execution at the May 5, 2018 Council meeting with a scope that consisted of Architectural & Engineering Services, Preconstruction Services and Subsurface Exploration at a cost of \$477,375.00.

For the past year, we have worked with the TA Loving team through the design, materials, and engineering logistics that have resulted in plans and cost estimates. This process has made us prepared for Phase II, Construction, of this project and its contractual relationship with the TA Loving team.

The total estimated cost is \$5,900,651, including the Phase I, Design Services cost at \$477,375.00 that was approved last year. The TIGER VIII grant budget has \$5,705,750 allocated to The Hub

and Center Street Streetscape portions of the total grant project. The total estimated cost does not include the splash pad and fireplace amenities as USDOT decided they were ineligible for TIGER grant funding. The covered shelter/stage is not in the current Construction Phase contract scope since its inclusion made the project significantly over budget and would therefore stall us from moving forward. USDOT would not allow us to exclude any portions of the grant scope, other than the stage/shelter, to offset the difference between the budget and the cost. The stage/shelter was permitted to be removed from the scope since they deemed it to be the least transit oriented portion of the project. Staff is working to identify alternative ways to support the stage/shelter, splash pad and fireplace amenities and intends to have them built before The Hub construction is completed.

With the current estimate of \$5,900,651 for the Center Street Streetscape/Hub project and a budget of \$5,705,750, there is a shortfall of \$194,901 for this portion of the grant that we will have to address within the grant period scheduled to close out by June 2022. The Wayfinding Signage System bids came in under what we had allocated in the TIGER VIII budget. Thus, we plan to reallocate, at a minimum, \$130,000 of the Wayfinding project TIGER VIII budgeted monies into The Hub/Center Street Streetscape project budget. This reduces the current shortfall to \$64,901 that will be need to be addressed by June 2022.

Upon approval to execute the contract, TA Loving will begin construction. The City's Public Works staff began demolition of the project area the week of May 20, 2019. Per the May 20, 2019 City Council meeting, the City Council authorized the appropriation of a TIGER Capital Projects budget amendment, thus no additional action is necessary.

Mayor Pro Tem Broadaway made a motion to adopt the following entitled resolution authorizing the Mayor and City Clerk to execute contracts in the amount of \$5,423,276 with the TA Loving Company for the Center Street Streetscape Phase III Project to begin Phase II, Construction Services, of the two-phased project once finalized and our city attorney has approved. The motion was seconded by Councilmember Ham. Mayor Allen, Mayor Pro Tem Broadaway, Councilmembers Ham and Aycock voted in favor of the motion. Councilmembers Williams and Foster voted against the motion. Mayor Allen stated the motion passed 4:2.

RESOLUTION NO. 2019-55 "A RESOLUTION TO AUTHORIZE THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF GOLDSBORO AND T. A. LOVING COMPANY FOR PHASE II, CONSTRUCTION OF THE TIGER VIII GRANT CENTER STREET STREETSCAPE PROJECT"

**Budget Ordinance for Fiscal Year 2019-20. Ordinance Adopted.** G.S. §159-13 requires that the governing board adopt a budget ordinance prior to July 1 to make appropriations and levy the taxes for the budget year. In specific, the Budget Ordinance establishes the property tax rate and any special taxes which may be levied during a fiscal year, such as the Special Downtown Municipal District Tax. The intention of a city to issue licenses upon businesses, trades and professions is also described within the contents of this document. The major emphasis of a Budget Ordinance is to identify by fund the estimated revenues a municipality anticipates to collect during a fiscal year and to delineate by fund, department, and activity how these monies shall be appropriated. The Budget Ordinance may also describe any special authorizations granted to the Budget Officer.

Passage of the Budget Ordinance is an annual occurrence. No budget for the fiscal year can be implemented without the formal adoption of the provisions of this document. The Budget Ordinance reflects the decisions made by the City Council during its budget reviews and discussion. The Budget Ordinance assures compliance with all pertinent State Fiscal laws. It must show an exact balance between revenues and expenditures. If circumstances do not warrant the adoption of this document by the prescribed date, an interim budget must be approved by the governing body. The specific authorizations granted to the Budget Officer are the same as were delegated in Fiscal Year 2018-19 that relate to the reallocation of departmental appropriations, interdepartmental transfers, and inter-fund loans and transfers. Also, the Finance Director and Assistant Finance Director are authorized to sign all pre-audit certifications for budgetary appropriations as required by G.S. 159-28. Council met with staff on several occasions to discuss the FY 2019-20 recommended budget. During those sessions, Council discussed holding the property tax rate, utility, stormwater and refuse fees at the same levels as adopted for FY2018-19 with the exception of a 10 percent increase in wholesale water rates.

As required by G.S. §159-11, the Budget Officer submitted to the governing board a balanced recommended budget with the required components on May 28, 2019, ahead of the June 1st deadline. The filing of the recommended budget was also properly advertised in the Goldsboro-News Argus on the same date, and paper copies of the budget delivered to the City Clerk and to the Wayne County Public Library as well as made available online on the City's website. Further, the Board properly conducted a public hearing on June 3, 2019 at the 7:00 pm meeting. Finally, there has been at least 10 days between the presentation of the recommended budget (May 28th) and the tentative adoption of the budget ordinance (June 17th).

Ms. Catherine Gwynn provided a summary of the changes from the work session.

A published copy of the final adopted Budget Ordinance for FY2019-20 will be produced incorporating all changes as adopted by the Board within 5 days of ratification.

The recommended Fiscal Year 2019-20 Budget recommends an increase of ten percent (10%) to industrial bulk water users for the first 1,500,000 gallons inside the city. There are no other changes in the water and sanitary sewer rates. It is recommended that these rates be effective with the first utility billing after July 1, 2019. The Late Fee charged on utility accounts past due and the Service Penalty, implemented in July 1991 to recover the cost of providing additional services for utility customers with two bills past due, will remain the same for Fiscal Year 2019-20. It is recommended the water reconnection fee of \$10.00 remain the same and be charged before water service is restored to the customer who was disconnected due to nonpayment.

Councilmember Aycock made a motion to adopt the following entitled Budget Ordinance for the Fiscal Year 2019-20. The motion was seconded by Councilmember Ham. Mayor Allen, Mayor Pro Tem Broadaway, Councilmembers Ham and Aycock voted in favor of the motion. Councilmembers Williams and Foster voted against the motion. Mayor Allen stated the motion passed 4:2.

ORDINANCE NO. 2019-43 "ANNUAL BUDGET ORDINANCE FISCAL YEAR 2019-2020"

**City Manager's Report.** Mr. Timothy Salmon thanked Ms. Catherine Gwynn and the Finance team for their tremendous work on the past and future budget.

**Mayor and Councilmembers' Reports and Recommendations.**

Councilmember Aycock stated no comment.

Councilmember Ham stated no comment.

Councilmember Foster stated no comment.

Mayor Pro Tem Broadaway stated no comment.

Councilmember Williams stated I pleaded with Council to consider adding additional funding for Rebuilding Broken Places. They do a lot for those kids in that area. I am asking businesses in this city to contact Mr. Barnes at Rebuilding Broken Places and write them a check.

There being no further business, the meeting adjourned at 9:33 p.m.

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Chuck Allen  
Mayor

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Melissa Capps, MMC /NCCMC  
City Clerk