

MINUTES OF MEETING OF MAYOR AND CITY COUNCIL HELD
DECEMBER 17, 2018

WORK SESSION

The Mayor and 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 December 17, 2018 with attendance as follows:

Present: Mayor Chuck Allen, Presiding
Mayor Pro Tem David Ham
Councilmember Antonio Williams
Councilmember Bill Broadaway
Councilmember Mark Stevens
Councilmember Bevan Foster
Councilmember Gene Aycock
Ron Lawrence, Attorney
Randy Guthrie, Interim City Manager
Melissa Corser, City Clerk
LaToya Henry, Public Information Officer
Octavius Murphy, Assistant to the City Manager
Jennifer Collins, Planning Director
Kaye Scott, Finance Director
Scott Williams, IT Director
Felicia Brown, Interim P&R Director
Mike Wagner, Deputy Public Works Director – Utilities
Rick Fletcher, Public Works Director
Joe Dixon, Fire Chief
Marty Anderson, City Engineer
Ken Conners, News Director-Curtis Media Group East
Russell Broadwell, NCDOT
Pastor Dortch, Word of Truth Christian Fellowship
Ravonda Jacobs, Citizen
Lonnie Casey, Citizen
Bobby Mathis, Citizen
Della Mathis, Citizen
Shirley Edwards, Citizen
Sylvia Barnes, Citizen
Taj Pollack, Citizen
Kimberly Rhodes, Citizen
Yvonnia Moore, Citizen

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

Adoption of the Agenda. Councilmember Williams stated he would like to add to the agenda the addition of portable bathrooms downtown. Upon motion of Councilmember Williams, seconded by Councilmember Broadaway and unanimously carried, Council adopted the agenda with the addition of the discussion of portable bathrooms downtown.

Council Committee Appointments. Councilmember Williams shared concerns regarding his removal from the GWTA Board. He stated according to the Bylaws for GWTA they have not done their due diligence. If I am going to be removed from the board or if anyone is going to be removed from the board, you have to go through that process.

Mayor Allen stated the city attorney has heard your comments. He can take your comments under advisement and give his opinion. Mayor Allen stated Councilmember Williams could speak to other GWTA board members in the meantime.

Discussion continued regarding GWTA members. Councilmember Williams shared two county commissioners sit on the board, we have a city council and a city employee and

we need to change that. Mayor Allen stated today we feel comfortable with who we have on there.

Councilmember Williams stated how can you trust someone that would mislead the court, it was found that she lied in her testimony.

Councilmember Stevens asked if she had been convicted of perjury and Councilmember Williams replied if I would have asked her to be, she could have been charged with perjury but I was a bigger person.

Mayor Allen stated you have made new claims. We are going to ask Attorney Lawrence to go back and review to see if he agrees or disagrees with you regarding your removal from GWTA. As you know, there is an ongoing investigation and does not feel it is proper to discuss and I do not plan to discuss it. At this time we will not appoint a council representative until this is resolved.

Councilmember Foster asked who appoints the city person. Mayor Allen replied the city council does. After some discussion, Councilmember Foster suggested we go back to two councilmembers serving.

Mayor Allen stated I think we can look at that when we talk about appointments. Mayor Allen stated personally I think Shycole is a good person to have up there, she understands HUD, she understands the rules and regulations better than any of us, I feel sure. So I think that is why we put her up there to begin with, but if Council decides they want something different that's up to Council. For tonight, we will table it, it will give everyone time to think about it and give Attorney Lawrence time.

Mayor Allen reviewed current appointments to the various council committees. Mayor Allen suggested they look at appointments after the GWTA matters are resolved.

School Stipend Discussion. Councilmember Foster proposed a 2 – 2.5% stipend for teachers who live in the city and work at Title 1 schools, or a 1 – 1.5% stipend for those who live outside the city and work at Title 1 schools.

Mayor Allen asked what that proposal might cost.

Mr. Guthrie replied based on the four schools that were mentioned it was about \$100,000 per percent.

Mayor Allen asked if Councilmember Foster was talking about providing stipends for teachers at Goldsboro High School, Dillard Middle, Carver Heights, and North Drive.

Councilmember Broadaway stated since this is not budgeted at this time, he would like to discuss this at budget time and speak with the County on what they are planning to do, hold them accountable. Councilmember Broadaway stated he feels this is a slippery slope.

Council discussion continued.

Councilmember Foster made a motion to provide a 1.5% stipend to teachers who live outside of the city limits, a 2.5% stipend for teachers who live inside the city limits, who work at Goldsboro High School, Dillard Middle, Carver Heights, and North Drive. Councilmember Williams seconded the motion. Councilmembers Foster, Williams and Stevens voted in favor of the motion. Mayor Allen, Mayor Pro Tem Ham, Councilmembers Broadaway and Aycock voted against the motion. Mayor Allen stated the motion failed 3:4.

Ash Street Extension Widening Project. Ms. Jennifer Collins introduced Mr. Russell Broadwell. Ms. Collins shared information regarding the design concept for the Ash Street Widening Project from Berkeley Boulevard to Highway 70. The original concept was taking two lanes to four lanes with a divided median. City staff has met with

the school system and Seymour Johnson Air Force Base. The proposed design concept includes 3 roundabouts.

Councilmember Aycock asked what provisions would be made to assist the children crossing over from Greenwood. Mr. Broadwell replied we would recommend putting in a beacon style pedestrian signal to stop the traffic so the school children may cross.

Council consensus was staff could move forward with the design concept.

Portable Bathroom for Downtown. Councilmember Williams discussed the need to have temporary bathrooms downtown at The Commons until permanent restrooms are built. Council consensus was staff could proceed with a temporary bathroom at The Commons.

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

Item J. Herman Park Center Design-Build. Councilmember Foster stated this is not a need, it's a want and expressed concerns over debt. Staffing was discussed. Councilmember Foster requested the item be removed until they could talk to the county about sharing in the cost as county residents would also use the facility. Discussion continued.

Councilmember Williams made a motion to wait on this item until they could meet with or discuss this with the county commissioners. The motion was seconded by Councilmember Foster.

Mayor Allen asked Ms. Brown weren't we exceeding expectations a WA Foster Center. Ms. Brown replied, yes, when we finished the new facility we began seeing more teenage girls come in. Mayor Pro Tem Ham asked do you see a significant percentage of county participation at city facilities. Ms. Brown stated over the years we have done several studies and on average it is a 60 – 40 split, 60% City and 40% County.

Mayor Allen called for a vote on the motion made by Councilmember Williams. Councilmembers Williams, Foster and Stevens voted in favor of the motion. Mayor Allen, Mayor Pro Tem Ham, Councilmembers Broadaway and Aycock voted against the motion. Mayor Allen stated motion failed 3:4.

There being no further business, the meeting recessed until the 6:31 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 December 17, 2018 with attendance as follows:

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

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

Archbishop Anthony Slater with Tehillah Church Ministries provided the invocation. The Pledge to the Flag followed.

Approval of Minutes. Councilmember Aycock made a motion to approve the Minutes of the Work Session and Regular Meeting of November 19, 2018 as submitted. Councilmember Broadaway seconded the motion. Mayor Allen, Mayor Pro Tem Ham,

Councilmembers Williams, Broadaway, Stevens and Aycock voted in favor of the motion. Councilmember Foster voted against the motion. Mayor Allen stated the motion carried 6:1.

Resolution Expressing Appreciation for Services Rendered by Kaye Scott as an Employee of the City of Goldsboro for More Than 39 Years. Resolution Adopted. Ms. Kaye Scott retires on January 1, 2019 as the Finance Director with the Finance Department of the City of Goldsboro with more than 39 years of service. Kaye began her career on April 9, 1979 as a Secretary II with the Parks and Recreation Department. On November 22, 1989, Kaye was promoted to Accounting Technician with the Finance Department. Over Kaye's vast career with the City of Goldsboro, her position was reclassified as: Office Assistant II, Accounting Technician II, Accounting Specialist and Accounting Services Manager. On August 4, 2004, Kaye was promoted to Assistant Finance Director with the Finance Department. On August 19, 2008, Kaye was promoted to Finance Director where she has served until her retirement. Kaye has proven herself to be a dedicated and efficient public servant who has gained the admiration and respect of her fellow workers and the citizens of the City of Goldsboro. The Mayor and City Council of the City of Goldsboro are desirous, on behalf of themselves, City employees and the citizens of the City of Goldsboro, of expressing to Kaye Scott their deep appreciation and gratitude for the service rendered by her to the City over the years. We express our deep appreciation and gratitude to Kaye for the dedicated service rendered during her tenure with the City of Goldsboro and offer her our very best wishes for success, happiness, prosperity and good health in her future endeavors.

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

RESOLUTION NO. 2018-81 "RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY KAYE SCOTT AS AN EMPLOYEE OF THE CITY OF GOLDSBORO FOR MORE THAN 39 YEARS"

Mayor Allen and Former Mayor King presented Ms. Kaye Scott with a framed copy of the Resolution.

Mayor King shared he hired this young lady and watched her move up the ranks to Finance Director. Mayor King stated Kaye has done an outstanding job, congratulations, enjoy your retirement.

Mayor Allen stated Kaye and her team has done phenomenal work. I do not want to say no one is replaceable but Kaye is a close as that gets. We are going to miss Kaye. She does plan to come back next year and consult with us.

Ms. Scott stated I can't believe it has been 40 years since I applied for a job. I have worked for 3 mayors, numerous councilmembers, 5 city managers, so I have worked with some great people. I have worked with some great department heads, wonderful employees of the city and I have worked with some awesome finance people. They made me look good. They are knowledgeable. I know the city is in good hands.

Resolution Expressing Appreciation for Services Rendered by Nathan Sasser as an Employee of the City of Goldsboro for More Than 38 Years. Resolution Adopted. Nathan Sasser retires on January 1, 2019 as the Assistant Chief of Operations with the Goldsboro Fire Department of the City of Goldsboro with more than 38 years of service. Nathan began his career on August 20, 1980 as a Firefighter with the Goldsboro Fire Department. On January 25, 1985, Nathan was promoted to Fire Driver with the Goldsboro Fire Department. On April 27, 1994, Nathan was promoted to Fire Lieutenant with the Goldsboro Fire Department. On January 22, 2003, Nathan was promoted to Assistant Chief of Operations with the Goldsboro Fire Department where he has served until his retirement. Nathan 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. The Mayor and City Council of the City of Goldsboro are desirous, on behalf of themselves, City employees and the citizens of the City of

Goldsboro, of expressing to Nathan Sasser their deep appreciation and gratitude for the service rendered by him to the City over the years. We express our deep appreciation and gratitude to Nathan for the dedicated service rendered his tenure with the City of Goldsboro and offer him our very best wishes for success, happiness, prosperity and good health in his future endeavors.

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

RESOLUTION NO. 2018-82 “RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY NATHAN SASSER AS AN EMPLOYEE OF THE CITY OF GOLDSBORO FOR MORE THAN 38 YEARS”

Mayor Allen and Former Mayor King presented Assistant Chief Sasser a framed copy of the Resolution.

Mayor King congratulated Assistant Chief Sasser and stated if you have never seen firefighters fight a fire, you must watch, you will have a new appreciation for them.

Mayor Allen stated Chief Sasser is a part of the history of Fire Department. He has done phenomenal work building this team. We have a great fire staff, a lot of training, a lot of camaraderie, just a really good family. Mayor Allen thanked Chief Sasser for all the years of dedication, we will miss him and his professionalism and what he stood for in the department.

Assistant Chief Sasser stated it has been a relatively short 38 years. It has been a great career and I have enjoyed every day. The Fire Chiefs have had a great vision for the department and it has made great strides over the last 8 – 10 years.

Resolution Expressing Appreciation for Services Rendered by Melisa Johnson as an Employee of the City of Goldsboro for More Than 35 Years.
Resolution Adopted. Ms. Melisa Johnson retires on January 1, 2019 as the Assistant Chief of Training with the Goldsboro Fire Department of the City of Goldsboro with more than 35 years of service. Melisa began her career on June 20, 1983 as a Firefighter with the Goldsboro Fire Department. On January 3, 1996, Melisa was promoted to Fire Engineer with the Goldsboro Fire Department. On March 5, 1997, Melisa was promoted to Fire Lieutenant with the Goldsboro Fire Department. On January 3, 2000, Melisa was promoted to Assistant Chief of Training with the Goldsboro Fire Department in the City of Goldsboro where she has served until her retirement. Melisa has proven herself to be a dedicated and efficient public servant who has gained the admiration and respect of her fellow workers and the citizens of the City of Goldsboro. The Mayor and City Council of the City of Goldsboro are desirous, on behalf of themselves, City employees and the citizens of the City of Goldsboro, of expressing to Melisa Johnson their deep appreciation and gratitude for the service rendered by her to the City over the years. We express our deep appreciation and gratitude to Melisa for the dedicated service rendered her tenure with the City of Goldsboro and offer her our very best wishes for success, happiness, prosperity and good health in her future endeavors.

Upon motion of Councilmember Williams, seconded by Councilmember Stevens and unanimously carried, Council adopted the following entitled Resolution.

RESOLUTION NO. 2018-83 “RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY MELISA JOHNSON AS AN EMPLOYEE OF THE CITY OF GOLDSBORO FOR MORE THAN 35 YEARS”

Mayor Allen and Former Mayor King presented Assistant Chief Johnson with a framed copy of the Resolution.

Members of the fire academy were in attendance. Mayor Allen asked them to come forward to take a picture.

Mayor King shared Lisa was one of the first female firefighters we had. These are very special people. Thank you and enjoy your retirement.

Mayor Allen shared Lisa is the highest ranking woman in the Fire Department. She has done a fantastic job.

Assistant Chief Johnson stated it has been a great career. She stated she did not grow up always wanting to be a firefighter but I just had something in my heart wanting to help people and I made a connection with the fire service. It has been very rewarding, I've had great teamwork, co-workers and even this Explorers Post didn't happen just because of me, there was a lot of hard work by a lot of people. I'm going to miss it, but I am also looking forward to starting a new chapter of my life.

McArthur Properties – East side of North Berkeley Boulevard between Holly Road and E. New Hope Road. Public Hearing Held. The applicant requests a rezoning from R-16 (Residential) to General Business Conditional District (GBCD). In conjunction with this request, the applicant is requesting a waiver of the site plan requirement. If the rezoning is approved, the new owner/developer will be required to have the site plan approved by City Council before future development of the property.

Frontage: 325 ft. (N. Berkeley Blvd.)
Area: 66,087 sq. ft., or 1.51 acres

Surrounding Zoning: North: R-16 (Residential); O&I-1 (Office and Institutional)
South: General Business Conditional District (GBCD); R-16 (Residential);
East: Residential-16 (Residential); and
West: General Business (GB)

The property is currently vacant woodland.

As previously stated, the applicant is requesting a zoning change from R-16 (Residential) to General Business Conditional District (GBCD).

Currently, there are no plans for development of the property. The applicant believes the marketability of the property would be enhanced if it is rezoned to General Business Conditional District (GBCD). As previously noted, separate site plan review and approval by City Council is required before development of the property.

On October 21, 2013, property owned by the applicant adjacent to and southwest of the subject property was rezoned from Office and Institutional-1 to General Business Conditional District to allow the operation of a used car lot. At this time, the use has ceased to exist and the property is vacant.

The City's Comprehensive Land Use Plan recommends Mixed Use and Medium Density residential development for the property.

City water and sewer are available to serve the property. Subject area is not located in a Special Flood Hazard Area.

Mayor Allen opened the public hearing. The following people spoke:

1. Eric Batzdorfer spoke against the requested rezoning.
2. Donna May spoke against the rezoning.

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 January 7, 2019.

Planning Commission Excused.

Public Hearing to Consider a Proposal to Provide Economic Incentives to Alta Foods, LLC. Public Hearing Held. Resolution Adopted. Pursuant to NC General Statute 158-7.1, a public hearing is being held on a proposal to provide economic incentives to Alta Foods totaling \$13,437.50 over a two-year period based on a performance agreement with a \$3,000,000 capital investment and creation of 30 full-time jobs. At their meeting on December 6, 2016, Council voted to provide economic incentives to Alta Foods totaling \$25,000 over a five-year period based on a performance agreement with a \$2,500,000 capital investment and creation of 5 full-time jobs. Alta Foods has been in business in Goldsboro since 2008.

The addition of these improvements will expand the City's tax base through increased ad valorem tax value created as a consequence of capital investment brought into the City. The City recognizes that a portion of the revenues generated as a consequence of this business venture be returned to Alta Foods, LLC to pay a portion of the costs of the investment, and that such revenues be designated as an "Economic Development Grant" to Alta Foods, LLC, in an amount up to Thirteen Thousand Four Hundred Thirty-seven Dollars and Fifty Cents (\$13,437.50).

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

Upon motion of Councilmember Broadaway, seconded by Councilmember Stevens and unanimously carried, Council adopted the following entitled Resolution authorizing the Mayor and City Clerk to execute a performance agreement with Alta Foods, LLC.

RESOLUTION NO. 2018 – 85 "RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A PERFORMANCE AGREEMENT WITH ALTA FOODS, LLC"

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

1. Zach Harris asked if Bevell could bring back his request at a later time. He stated we are not just trying to push this off to someone else's neighborhood in the city. Mr. Harris also thanked those who spoke with the group. We appreciate that. He also shared concerns regarding the process in which they were notified about the request.
2. Ravonda Jacobs shared concerns regarding the actions of council during the work session. She also spoke on poverty and education.
3. Carl Martin shared he was unable to access the videos of the past meeting.

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

Consent Agenda - Approved as Recommended. Interim City Manager, Randy Guthrie, 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 G, H, I, J, K, L, M, N and O be approved as recommended by the Interim City Manager and staff. The motion was seconded by Councilmember Broadaway and a roll call vote resulted in Mayor Allen, Mayor Pro Tem Ham, Councilmembers Broadaway and Aycock voting in the affirmative. Councilmembers Williams, Stevens and Foster voted against the motion. Mayor Allen declared the Consent Agenda approved as recommended with a 4:3 vote. The items on the Consent Agenda were as follows:

Noncontiguous Annexation Request – J. Isaac Gurley Farms, Inc. (Northeast corner of US 13 Hwy and Hood Swamp Road) 8.84 Acres. Public Hearing Set. The City Council, at their meeting on December 3, 2018, requested that the City Clerk

examine the subject annexation petition for sufficiency. The City Clerk has completed the examination and has determined that the petition is sufficient. Sufficiency indicates that property is described accurately within 1:10,000 feet and that all property owners have signed the petition.

Pursuant to G. S. 160A-31, Council shall fix a date for public hearing on the proposed annexation if the petition is considered sufficient by the City Clerk.

The Notice of Public Hearing would schedule January 22, 2019 as the date for the public hearing. A report prepared by the Planning Department, in conjunction with other City departments, will be submitted to the Council on that date.

Staff recommended Council schedule a public hearing for the proposed annexation of J. Isaac Gurley Farms, Inc. property for January 22, 2019. Consent Agenda Approval. Aycock /Broadaway (4 Ayes/3 Nays)

Agreement between the City of Goldsboro and the North Carolina Department of Transportation for Construction of Sidewalks. Resolution Adopted. The North Carolina Department of Transportation has plans to make certain street and highway constructions and improvements within the City under Project U-5994 which is the construction of bulb-outs on Wayne Memorial Drive at Lockhaven and Country Day Road Intersections. The construction of bulb-outs allow vehicles to make U-turns at intersections and include construction of sidewalk at CVS Pharmacy.

At the request of the City and in accordance with the NCDOT's Pedestrian Policy Guidelines, NCDOT shall include provisions in its construction contract for the construction of sidewalk betterment in front of the CVS at the intersection of Wayne Memorial Drive and Lockhaven Drive.

NCDOT is responsible for preparation of plans, environmental permits, acquiring of right-of-way and construction of the sidewalks. The City is responsible for any relocation and adjustment of City-owned utilities in conflict with the project and upon completion of the project, the City will assume all maintenance responsibilities for the sidewalk betterments.

The City shall participate in the Betterment costs of the project at a cost share of 30% and the NCDOT shall participate in 70% of the actual cost of the sidewalk betterments. The estimated cost of the sidewalk is \$4,364 and the estimated cost to the City is \$1,310.

Sidewalk: 124 SY @ \$35.22 SY
Cost Share: 30%
Total Cost: \$1,310

Upon completion of the Project, NCDOT will invoice the City for their share of the actual costs of the Betterments. The project let date is estimated for FY 2019 (6/11/19) with a completion date in FY 2019 (12/2019). Funds will be appropriated during FY 2019.

Staff recommended Council adopt the following entitled Resolution authorizing the Mayor and City Clerk to execute an Agreement with the North Carolina Department of Transportation for construction of sidewalks within the City under Project U-5994 which is the construction of bulb-outs on Wayne Memorial Drive at Lockhaven and Country Day Road Intersections. Consent Agenda Approval. Aycock /Broadaway (4 Ayes/3 Nays)

RESOLUTION NO. 2018 - 86 "RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE CONSTRUCTION OF SIDEWALKS WITHIN THE CITY UNDER PROJECT U-5994 CONSTRUCTION OF BULB-OUTS ON WAYNE MEMORIAL DRIVE AT LOCKHAVEN AND COUNTRY DAY ROAD INTERSECTIONS"

Fiscal Year 2018-19 Budget Amendment. Ordinance Adopted. During the first part of the fiscal year, there have been several changes to City's revenues and expenditures. These changes/adjustments must be shown in the budget.

There are several departments/divisions that require budget revisions for FY 2018-19.

1. Goldsboro received funding from the Community Action Grant in the amount of \$2,316.32 for the creation of permanent mural installation and six painted crosswalks. Appropriation of this revenue and expenditures is needed.
2. The City has incurred costs for storm cleanup associated with Hurricane Florence that include overtime and vehicle costs, landfill expenses and repairs. FEMA has worked to complete all project worksheets to include these costs for reimbursement to the City. Since the City does not have funding appropriations budgeted for these expenses, it is necessary to adopt a budget amendment in the amount of \$850,000.
3. The City has incurred costs for storm cleanup associated with Hurricane Matthew at the golf course in the amount of \$167,719. This was for the final repairs to the bunters.
4. With the meter reading project scheduled to be completed in the next couple of months, it is necessary to appropriate funding from the loan proceeds for the final payments in the amount of \$150,000.
5. The City was approved for a State Revolving Loan in December 2017 for Phase IV Sewer Rehabilitation. The purchase order was not completed until this fiscal year when additional funding was approved. Appropriation of the expenditure and revenue is required in the amount of \$5,706,873.30.
6. Within the Travel and Tourism Division, the City received the reimbursement for the N.C. Tennis Association expenses in the amount of \$5,106.01. Also, the City received monies for sale of tee shirts in the amount of \$2,802.05, which needs to be appropriated.

Staff recommended Council adopt the following entitled budget ordinance to reflect the changes to the City's FY 2018-19 budget. Consent Agenda Approval.
Aycok/Broadaway (4 Ayes/3 Nays)

ORDINANCE NO. 2018-70 "AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE CITY OF GOLDSBORO FOR THE 2018-2019 FISCAL YEAR"

Herman Park Center Design-Build. Resolutions Adopted. Ordinance Adopted. The City of Goldsboro recently solicited statements of qualifications from design-build teams interested in contracting for the construction of a new Herman Park Recreation Center in Herman Park. The proposed project includes the construction of an approximately 39,000 square foot facility to include 2.5 gymnasiums, game room, fitness room, laundry, offices, locker rooms and a kitchen. Projected costs associated with this project are estimated to be \$11,000,000.

Three (3) firms submitted their qualifications: 1) Farrior & Sons, Inc., 2) Group III Mgt., Inc. and 3) T. A. Loving Company.

City staff interviewed all three firms on Monday, November 19, 2018. Each firm was rated on the following criteria:

- * Team's approach to a project of this nature
- * Qualifications of design build team members
- * Team's financial ability to undertake the work and assume liability for the project
- * Team's experience and familiarity with local conditions
- * The successful experience of the staff proposed to be assigned to this project to

- perform the type of work required
- * Minority Business Participation
- * Overall performance on past projects
- * Team’s demonstrated ability to complete tasks on time

After calculating scores, T. A. Loving Company was selected to design-build the new Herman Park Center.

Staff recommended Council:

1. Adopt the following entitled resolution authorizing the Mayor and City Clerk to enter into a contract with T.A. Loving in the amount of \$735,950.
2. Adopt the following entitled budget ordinance decreasing the unassigned fund balance of the General Fund in the amount of \$735,950 for Phase I of the Herman Park Center construction.
3. Adopt the following entitled resolution declaring the City Council’s intent to reimburse the City of Goldsboro from the proceeds of any installment financing for the Herman Park Center construction. Consent Agenda Approval.
Aycock/Broadaway (4 Ayes/3 Nays)

RESOLUTION NO. 2018-87 “A RESOLUTION AUTHORIZING THE CITY OF GOLDSBORO TO AWARD AND EXECUTE A CONTRACT WITH T. A. LOVING COMPANY FOR THE DESIGN-BUILD OF A NEW HERMAN PARK CENTER”

ORDINANCE NO. 2018-71 “AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE CITY OF GOLDSBORO FOR THE 2018-2019 FISCAL YEAR”

RESOLUTION NO. 2018-88 “RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GOLDSBORO, NORTH CAROLINA DECLARING ITS INTENTION TO REIMBURSE THE CITY OF GOLDSBORO, NORTH CAROLINA FROM THE PROCEEDS OF THE INSTALLMENT FINANCING FOR THE HERMAN PARK CENTER CONSTRUCTION”

Public-Private Partnership for Public Parking Benefit. Ordinance Adopted.

Since late 2013, downtown merchants and customers have benefitted from the generosity of Mr. David Weil as he has allowed us to market his private parking lot located within the 100 block of South Center Street, commonly referred to as the Waynesborough House parking lot, for public use. This offer was made prior to the construction for the Center Street Streetscape project in 2015 as a way to address access and parking limitation issues. This offer was made verbally between city staff and the Weil family.

Since this time, the parking lot has benefitted many downtown businesses by providing accessible parking for their customers and employees in an area dense with businesses. We have marketed the lot and directed people to it for numerous occasions and events, including the NC Main Street Conference in 2016, Made on Main event, and all Paramount events, to name only a few. In fact, at the time the Downtown Parking & Traffic Study was conducted in 2015, the consultants counted this parking lot in the public parking availability counts. Without it, the deficit in this block would be relatively significant.

The City will be implementing the wayfinding signs as part of our 2016 Transportation Infrastructure Generating Economic Recovery Grant in 2019. This sign package includes signs directing traffic to public parking lots and provides a sign at the street/sidewalk edge acknowledging a parking lot for public use. It is planned to include the Weil/Waynesborough House Parking lot in this sign plan.

The parking lot needs improvements to complete a plan proposed by city staff to maximize the number of spaces it can provide and to improve its use. The plan approved by the City and Mr. Weil will result in 70 parking spaces and include three (3) handicap

spaces (see attached plan). City staff have conducted cost estimates based on the conditions and plan. The scope of the work consists of: micro-paving for the majority of the surface area, some concrete demolition and asphalt resurfacing in smaller portions where needed to maintain grade, lighting, signage, installation of steel bollards, parking space striping and other incidentals. The projected cost for this work (minus lighting) is \$39,360.90.

In order for us to maximize this space for the use of our citizens and to assure its availability for public use, it is recommended that the City enter into an agreement with Mr. Weil that protects our ability to legally market it for public use and invest in its improvements. An agreement has been crafted that states the City will invest up to \$20,000 towards these improvements, or half of the total cost, whichever is lesser, in return for our ability to market it and utilize it as a public parking lot. A recapture clause is included in the agreement that will allow the City to recapture this investment if the contract is broken at a pro-rated amount over the ten-year period (at most, \$2,000 per year for every year that is less than the 10 years). After ten years, our investment in the improvements will have matured and the agreement will be fulfilled.

It is proposed to utilize the Municipal Service Tax District unappropriated fund balance to fund this expense. The current unappropriated fund balance is \$71,573.00.

Staff recommended Council:

1. Adopt a Municipal Agreement, authorizing the Mayor to enter into an Agreement with Waynesborough Associates LLC (David Weil) for the use of the parking lot owned by Waynesborough Associates LLC located on, behind and beside the structures at 104 S. Center Street, and
2. Adopt the following entitled Budget Ordinance amending the 2018-19 fiscal year budget by:
 - a. Decreasing the Unappropriated Fund Balance of the Municipal Service District in the amount of \$20,000.00.
 - b. Creating a line-item for this use in the Municipal Service District budget in the amount of \$20,000.00. Consent Agenda Approval.
Aycock/Broadway (4 Ayes/3 Nays)

ORDINANCE NO. 2018-72 “AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE CITY OF GOLDSBORO FOR THE 2018-2019 FISCAL YEAR”

Federal Property Forfeiture 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, \$1,451.66 of forfeited money can be reimbursed to the City for:

“Substance Tax Remittance” funds totaling \$1,451.66 for:

07/17/18 #45PR0000699379	\$ 58.45
08/17/18 #45PR0000701846	\$ 82.73
09/17/18#45PR0000704113	\$ 432.86
10/22/18 #45PR0000705689	\$ 330.60
11/19/18 #45PR0000707970	\$ 547.02

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.

Staff 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 \$1,451.66. Consent Agenda Approval.
Aycock/Broadaway (4 Ayes/3 Nays)

ORDINANCE NO. 2018-73 “AN ORDINANCE AMENDING THE BUDGET
ORDINANCE FOR THE CITY OF GOLDSBORO FOR THE 2018-2019 FISCAL
YEAR”

Sudan Shriners Annual Meeting and Parade – Temporary Street Closing Request. Approved. The Sudan Shriners are seeking a permit for their annual meeting to include a parade downtown on January 26, 2019 from 9:30 am -1:30 pm.

This request for City Council approval is for a "moving" road closure for the Sudan Shriners Annual Parade & Meeting on Saturday, January 26th. The following road closure has been requested for Pine St. at Center St. and John St. from 9:30 AM to 1:30 PM. As the parade begins at 11:00 AM, the road closure would be temporary at John St. and William St. at the following intersections of Chestnut St., Walnut St., and Mulberry St. The parade will start on Pine St. heading east on Pine to William St., then head north on William St. turning west on to Mulberry St. and coming back south down John St. to Pine St. where it will end. The closures at the intersections will only be at the start of the parade until the last parade vehicle/ participant passes the intersection. Once they pass, the intersection will reopen.

Affected city departments will be contacted and the following concerns are to be addressed:

1. All intersections remain open for Police Department traffic control.
2. A 14-foot fire lane is to be maintained in the center of the street to provide access for fire and emergency vehicles.
3. All activities, change in plans, etc., will be coordinated with the Police Department and Downtown Development.
4. Police, Fire, Downtown Development and Public Works Departments are to be involved in the logistical aspects of the event.

Staff recommended Council grant the requested street closing for the Sudan Shriners Annual Meeting and Parade on January 26, 2019. Consent Agenda Approval.
Aycock/Broadaway (4 Ayes/3 Nays)

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 December 3, 2018, to review vacancies and applications received to fill the current vacancies. With these appointments, three regular vacancies and one student vacancy on the Parks and Recreation Advisory Commission, two regular and two alternate vacancies on the Historic District Commission, and one vacancy on the Goldsboro Planning Commission remain.

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:

1. Appointing members to various Advisory Boards and Commissions in the City of Goldsboro.
2. Commending those individuals whose terms have expired, who have moved or resigned. Consent Agenda Approval. Aycock/Broadaway (4 Ayes/3 Nays)

RESOLUTION NO. 2018-89 “RESOLUTION APPOINTING MEMBERS AND ADJUSTING TERMS TO ADVISORY BOARDS AND COMMISSIONS”

RESOLUTION NO. 2018-90 “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 November, 2018 were submitted for the Council’s approval. It was recommended that Council accept the reports as information. Consent Agenda Approval. Aycock/Broadaway (4 Ayes/3 Nays)

End of Consent Agenda.

CU-12-18 Dale Bevell – East and West sides of North Carolina Street between A Street and Hooks River Road. Withdrawal Accepted. The applicant requests a Conditional Use Permit to allow an automobile recycling business with outdoor storage within the I-2 General Industry zoning district. Recycling of metal, paper and other materials are a permitted use with the issuance of a Conditional Use Permit within the I-2 zone.

The request includes two tracts of land – one on the west side of North Carolina Street and one on the east side of North Carolina Street.

Tract One (West of N. Carolina Street)

Frontage: 755 ft.
Depth: 650 ft.
Total Area: 11.2 acres

Tract Two (East of N. Carolina Street)

Frontage: 621 ft. (N. Carolina Street)
Frontage: 800.17 ft. (N. George Street)
Depth: 900 ft.
Total Area: 16.92 acres

Total area for both Tracts: 28.12 acres

The property is currently owned and occupied by Ex-cell Home Fashions Inc. If the Conditional Use Permit is granted, the applicant plans to purchase and occupy the space for an automobile recycling business with outdoor storage.

The property contains two existing metal buildings. Tract One contains an existing 80,294 square foot building while Tract Two contains an 78,086 square foot building. The applicant proposes to occupy the existing building on Tract Two immediately for office space and storage of automobile parts.

Tract two will also provide for outdoor storage area of automobiles, once automobile parts have been removed and stored. At this time, the applicant has indicated Tract One for future storage use.

Hours of operation: 8 am to 5:30 pm Monday through Friday

No. of Employees: 28

City water and sanitary lines are available to serve the subject property. Impervious area will be increased as the applicant proposes gravel within the outdoor storage area of Tract Two. Stormwater calculations, grading and drainage plans will be required and subject to approval by City Engineering prior to any issuance of permits.

The submitted site plan indicates the outdoor storage area south of the existing building on Tract Two. An existing eight-foot chain link fence surrounds both Tracts and the applicant proposed to improve the existing fence with utilizing existing poles and replace the chain link with metal solid fencing. Material stored within the identified outdoor storage area shall not stack higher than the 8' fence or be visible from any public right-of-way.

Adequate parking spaces for employees and customers have been indicated on the site plan. A minimum of 33 parking spaces are required and 84 spaces have been provided including 4 handicap spaces.

A total of 19 street trees are required along N. George Street and will consist of Autumn Fantasy Maple. Due to the location of the existing fence the applicant is requesting a modification of the street tree requirement along Carolina Street for both tracts.

Existing vegetation satisfy Buffer requirements along the northern and western property lines. The applicant is requesting a modification of the Type "A" 10 foot landscape buffer along the southern property lines due to existing and proposed 8' solid metal fencing.

At the public hearing held on November 19, 2018, nine people spoke in opposition of the request, citing concerns with appearance, noise and depreciation of property values regarding the proposal. The applicant and the realtor came forward to speak in favor of the request.

The Planning Commission, at their meeting held on November 26, 2018, recommended approval of the Conditional Use Permit and submitted site plan with the requested modifications.

The City Council at their meeting held on December 3, 2018, at the request of the applicant tabled their decision on this request until their next scheduled meeting on December 17, 2018.

On December 11, 2018 Staff received written request from the applicant formally withdrawing the request Conditional Use permit at this location.

Upon motion of Mayor Pro Tem Ham, seconded by Councilmember Aycock and unanimously carried, Council accepted the withdrawal of the application as requested by the applicant.

Mayor Pro Tem Oath of Office. Ms. Melissa Corser, City Clerk administered the Mayor Pro Tem Oath of Office to Councilmember Bill Broadaway.

City Manager's Report. Mr. Randy Guthrie, Interim City Manager, wished everyone a happy holiday season.

Mayor and Councilmembers' Reports and Recommendations. Mayor Allen read the following entitled Resolution:

Resolution Expressing Appreciation for Services Rendered by Willie Joyner as an Employee of the City of Goldsboro for More Than 32 Years. Resolution Adopted. Mr. Willie Joyner retires on January 1, 2019 as a Heavy Equipment Operator with the Public Works Department of the City of Goldsboro with more than 32 years of service. Willie began his career on December 17, 1986 as a Laborer II with the Public Works Department. On October 7, 1998, Willie was promoted to Equipment Operator II with the Public Works Department. On July 4, 2018, Willie's position was reclassified as a Heavy Equipment Operator with the Public Works Department where he has served until his retirement. Willie 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. The Mayor and City Council of the City of Goldsboro are desirous, on behalf of themselves, City employees and the citizens of the City of Goldsboro, of expressing to Willie Joyner their deep appreciation and gratitude for the service rendered by him to the City over the years. We express our deep appreciation and gratitude for the dedicated service rendered during Willie'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.

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

RESOLUTION NO. 2018-84 "RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY WILLIE JOYNER AS AN EMPLOYEE OF THE CITY OF GOLDSBORO FOR MORE THAN 32 YEARS"

Councilmember Williams stated I want to wish everyone a happy holiday. I also want to encourage you to shop Black this holiday season. We have a lot of small businesses that are owned by Black families in this community, however we never see the dollars that we spend and this is collectively. There is \$1.2 trillion dollars that Black American's spend every year in this economy of the United States, however, they do not see, it does not reflect it when you go into their businesses. So I am asking each and every one White, Black, Spanish, to go in and buy. Find a small Black business here and support them.

Councilmember Broadway wished everyone a happy holiday. I would also like to thank the employees, this has been quite the year, and we have had two storms and other weather. It has been a hard year, thank you for what you do every day.

Councilmember Stevens wished everyone a Merry Christmas and happy holidays. Be safe and look out for one another. I don't care what color you are, I don't care what creed you are, just watch out for each other and take care of each other.

Councilmember Aycock stated this is the Christmas season, I wish everyone a Merry Christmas and a Happy New Year. I also want to remind you, this is a time that traffic gets hectic. You need to pay attention. It is also a time of the year, thieves get active, be sure to lock your cars. Have a Merry Christmas.

Councilmember Foster stated no comment.

Mayor Pro Tem Ham stated just a quick note to thank the citizens of this city, having gone through two severe instances this year, we stood strong, came through as a community. We have some great city employees who support this city. Thank you for your support. Merry Christmas and Happy New Year.

Mayor Allen stated it was great to see Herman Park lit up for Jingle in the Park with a lot of activity in the park. I really appreciate the efforts of Parks and Recreation. I do want to say tonight we did have about 150 years of experience leaving our city. These were some key people and just really good folks. We will absolutely continue forward, but I do want to thank them for their dedication and years of service. I want to wish everyone a happy and safe holiday season, remember those in need and if you can help someone you should. Please be aware of your surroundings and maybe shop with someone. Have a Merry Christmas.

There being no further business, the meeting adjourned at 8:01 p.m.

Chuck Allen
Mayor

Melissa Corser, MMC/NCCMC
City Clerk