

<u>REVISED AGENDA</u>

REGULAR MEETING OF THE MAYOR AND CITY COUNCIL CITY OF GOLDSBORO





(*Please turn off, or mute, all cell phones and pagers upon entering the Council Chambers*)

I. WORK SESSION-5:00 P.M. - CITY HALL ADDITION, 200 N. CENTER ST., ROOM 206

- a. Special Olympics Presentation (Parks and Recreation)
- b. Retreat Follow-Up (City Manager)
 - Retreat Decisions
 - City Council Benefits
 - Enhanced Community Involvement Plan
 - Dirt Street to Pave in FY 17/18
 - Dirt Street Assessment
 - Dirt Streets to Abandon
- c. Street Resurfacing Discussion (Engineering)
- d. Internet Café Discussion (Planning)
- e. Former WA Foster Discussion (City Manager)
- f. Grievance Procedure Discussion (Human Resources)

II. CALL TO ORDER - 7:00 P.M. - COUNCIL CHAMBERS, 214 N. CENTER ST.

Invocation (Rev. Dan Baer, St. Luke United Methodist Church) Pledge to the Flag

III. ROLL CALL

IV. APPROVAL OF MINUTES (*Motion/Second)

A. Minutes of the Work Session and Regular Meeting of January 17, 2017

V. PRESENTATIONS

- B. Golden STAR Award Recipients (Human Resources)
- C. Parks and Recreation Recognition
- D. Brain Injury Awareness Month Proclamation

VI. PUBLIC HEARINGS

E. Public Hearing to Consider the Financing of the Multi-Sports Complex (Finance)

VII. PUBLIC COMMENT PERIOD (TIME LIMIT OF 3 MINUTES PER SPEAKER)

• Request to Speak- Wings of Wayne Festival (Doug McGrath)

VIII. CONSENT AGENDA ITEMS (*Motion/Second--Roll Call)

- F. Z-2-17 Gospel Light Temple South side of Atlantic Avenue between Herman St. and Pineview Avenue (R-9 to O&I-1CD) (Planning)
- G. Z-3-17 Hutton Team, LLC East side of North Berkeley Boulevard between Langston Drive and Ridgecrest Drive (Planning)
- H. Z-4-17 John R. Best South side of Graves Drive between Berkeley Boulevard and Malloy Street (Planning)
- I. Z-5-17 Charles Ginn West side of Central Heights Road between Tommy's Road and Courtney Road (R-16 and RM-NC to RM-9) (Planning)
- J. CU-3-17 Michael Carroll South side of East Ash Street between Lionel Street and Leslie Street (Planning)
- K. CU-4-17 Tim Gill West side of South Berkeley Boulevard between East Street and Elm Street (Planning)
- L. Contiguous Annexation Petition Mills Goldsboro Properties, LLC East side of Gateway Drive (4.0 Acres) (Planning)
- M. Bid Awards for Neuse River Pump Station Intake Area, Water Plant Mud Basin Mixer Gear Drives, Benton Street Pump Station SCADA Panel, and Water Reclamation Facility Flood Pump Variable Frequency Drive Hurricane Matthew Final Repair Projects (Public Utilities)
- N. Contract Award for Hurricane Matthew Repairs Formal Bid Request No. 2016-006 (Engineering)
- O. Authorization and Reclassification of Positions (Human Resources)
- P. Third Annual Three Eagles Beer Festival Street Closing Request (Downtown)

- Q. Multi-Sports Complex Construction (Finance)
- IX. ITEMS REQUIRING INDIVIDUAL ACTION (*Motion/Second)
- X. CITY MANAGER'S REPORT
- XI. CITY ATTORNEY'S REPORT AND RECOMMMENDATIONS
- XII. MAYOR AND COUNCILMEMBERS' REPORTS AND RECOMMENDATIONS
 - R. Resolution Expressing Appreciation for Services Rendered by Ricky Barnes as an Employee of the City of Goldsboro for More Than 29 Years
- XIII. CLOSED SESSION
- XIV. ADJOURN

Retreat Decisions 2017

- 1. Council agreed to continue with the last chance letters in the Minimum Housing process. Council asked staff to do "focused area" demolitions.
- 2. Council asked staff to look into closing Equalizations Basins #3, #4 and #5.
- 3. Council asked staff to proceed with planning a summer youth employment program for this year and to look into available grants for summer youth employment programs.
- 4. Council asked staff to look at installing a "point of sale" software for recreational facilities and identification scanning for the golf course and WA Foster Center.
- 5. Council asked staff to look at providing a discount on membership rates for the golf course for city residents.
- 6. Council asked staff to look into providing concessions at the Paramount Theatre. Further discussion to be held on rental rates.
- 7. Council asked staff to combine the kitchen fee with the overall rental fee of the Goldsboro Event Center, bring back proposed fee changes and look into extending hours of operation.
- 8. Council discussed ShotSpotter. Council asked SpotShotter to come back before our July renewal to answer questions and/or concerns.
- 9. Council asked staff to request that Duke Energy install new lighting in areas near the new cameras that have been recently installed.
- 10. Council agreed staff could proceed with developing a job description for a CALEA Accreditation Manager.
- 11. Council worked collectively staff and a professional consultant to redefine the City's Mission, Vision, Values, and Goals
 - Mission: The City provides services, promotes equality, and protects the well-being of all citizens for a better tomorrow.
 - Vision: An extraordinary diverse citizen experience
 - Values:
 - Customer-focused
 - Integrity

- o Professionalism
- Goals:
 - Safe and secure community
 - o Strong and diverse economy
 - o Exceptional quality of life
 - o Racial and cultural harmony
 - o Model for excellence in government
- 12. Council to review and evaluate the list of abandoned streets and low priority dirt streets. Further discussion to be held at an upcoming meeting.
- 13. Council to discuss Street Assessment Policy at a further meeting date.
- 14. Council agreed staff could proceed with the DGDC Incentive program as previewed. Staff to report back in six to nine months on the program.
- 15. Council asked staff to review targeted areas where traffic calming measures could be used.
- 16. Upon motion of Councilmember Broadaway, seconded by Councilmember Ham and unanimously carried, Council agreed to provide insurance for Councilmembers. An ordinance will be brought back at a future Council Meeting.
- 17. Council asked for staff to evaluate inflation since Council's last salary increase in 1996 and report back to Council.
- 18. Additional discussion regarding Parks and Recreation facilities in the northern part of the community.
- 19. Council would like to discuss job requirements further.
- 20. Council asked staff to look into costs associated with "24 Hours of Peace."

MINUTES OF MEETING OF MAYOR AND CITY COUNCIL HELD JANUARY 17, 2017

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 January 17, 2017 with attendance as follows:

Present: Mayor Chuck Allen, Presiding

Mayor Pro Tem Bevan Foster Councilmember Antonio Williams Councilmember Bill Broadaway Councilmember Mark Stevens Councilmember David Ham Councilmember Gene Aycock

Jim Womble, Attorney Scott Stevens, City Manager Melissa Corser, City Clerk Jimmy Rowe, Planning Director

Jennifer Collins, Assistant Planning Director Rick Fletcher, Interim Public Works Director Scott Barnard, Parks & Recreation Director

Felicia Brown, Assistant Parks & Recreation Director

Russell Stephens, Recreation Superintendent Gladys McClary, Recreation Center LEader Brad Hinnant, Server Database Administrator Mike Wagner, Interim Public Utilities Director

Shycole Simpson-Carter, Community Relations Director

Marty Anderson, City Engineer

Allen Anderson, Chief Building Inspector

Sam Taylor, Electrical Inspector

Pam Leake, Interim Human Resources Director Ashlin Glatthar, Travel and Tourism Director Octavius Murphy, Assistant to the City Manager

Richard Farfour, Assistant Fire Chief

Julie Metz, DGDC Director

Erin Fonseca, Promotions Coordinator

Gretchen Reed, Citizen

Rochelle Moore, Goldsboro News-Argus

Lonnie Casey, Citizen Shirley Edwards, Citizen Ismail Qandeel, Citizen Milas Kelly, Citizen

Douglas Safford, Citizen

Shirley Swift, Citizen

Audrey Dudley, Citizen

Sylvia Barnes, Citizen

Kim Simpson, Citizen

Dorian Thompson, Citizen

Carl Martin, Citizen

Joe Thomas, Citizen

Bobby Mathis, Citizen

Della Mathis, Citizen

Trenez Briggs, Citizen

Inez Briggs, Citizen

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

Invocation. The invocation was provided by Councilmember Broadaway.

WA Foster Recreation Center Suspension Policy. Ms. Felicia Brown shared the following information:

- Organized Play Rules:
 - o Sports Leagues Youth Basketball, Adult Basketball, Youth Soccer, etc.
 - o Summer Camps Summer Day Camp, Sports Camps, etc.
- Goldsboro Parks & Recreation Parent's Code of Ethics
- Camp Registration Form
- Emergency Contact and Release Authorization
- Free Play/Open Gym Rules:
 - o No alcoholic beverages or drugs allowed.
 - o No profane or insulting language.
 - o No firearms or weapons.
 - o Gambling is not permitted.
 - o Respect other participants and city property.
 - o No sleeping/lounging.
 - o Do not sit on equipment.
 - o Please use earphones when listening to personal music.
 - o Properly dispose of all trash and clean up after yourself.
 - o Violators will be denied use of the building.
- Other Towns and Municipalities:
 - Clayton Parks and Recreation no formal written rules because each situation is different.
 - o Kinston Parks and Recreation discretion of center leader.
 - Raleigh Parks, Recreation and Cultural Resources written policy that reads violation of Code of Conduct will result in suspension from one day to indefinitely.
- Dismissal and Suspension Recommendations:
 - o Level 1-At discretion of Center Leader or Supervisor on Duty
 - 'Dismiss'-notified verbally
 - Examples of behavior that would warrant being 'sent home':
 - Excessive Profanity, scuffle/fight, disrespect/intentional damage of equipment, disrespect of staff/coach/volunteers and public display of affection
 - o Level 2-At discretion of Center Leader with notification/consult with Superintendent and/or Assistant Director
 - 'Temporary Suspension' of 2-7 days'-notified verbally
 - * Examples: Repeated dismissals, fighting and not backing down after heat of moment
 - Level 3-At discretion of Center Leader with notification/consult with Superintendent and Assistant Director
 - Suspension of 3, 6, or 12 months-notified in certified letter
 - ❖ Examples Repeat offenses of Level 2/1, Violence and Criminal Activity
 - Suspension can be appealed to Director and City Manager

Mayor Pro Tem Foster stated he felt a policy should be in place; a year suspension for a disagreement is unfair. Mayor Pro Tem Foster stated he did not want people kicked out for a year.

Councilmember Stevens stated he felt if a weapon was involved there should be an indefinite suspension, Mayor Pro Tem Foster stated he agreed.

Councilmember Williams asked Ms. Gladys to share a scenario when someone may be suspended for a year.

Council discussed staff's recommendations and agreed staff could proceed with the proposed policy, any suspension beyond three months, the City Manager should approve.

Re-inspection of Condemned Property from Hurricane Matthew. Mr. Stevens stated he did not ask Allen Anderson or Sam, our electrical inspector, to have a

presentation but they are here for questions. Mr. Stevens stated as we went through Hurricane Matthew we had a number of areas that flash flooded in the City, primarily near Stoney Creek, but other areas as well. Water came up pretty quickly and receded on that Saturday. Then we had areas that did more of the river flooding that went into the Tuesday and Wednesday to the peak of flooding; of that we had 400 plus structures that we put condemned signs on and these structures were ones we had seen water under and we had some reason to believe they had electrical issues, or mechanical issues or had water that had gotten into the insulation or into the house. Mr. Stevens stated I say very few of the 400 plus homes, the number of homes it got into is low. As we came through that, we went back out on the Wednesday, Thursday, Allen and I talked a lot about homes and electrically would they be safe. Duke had called, Duke had pulled some power, they were going to pull all the condemned homes, and we asked if there was a way to work around, we had a number of conversations with Duke Energy about how to keep people in their homes. The power had been out, Duke was beginning to restore power, but was going to pull on condemned properties. Duke was trying to make sure they were electrically safe, we were trying to make sure they were electrically safe, we were all trying to cover liability, because if you turn it on and then you have an issue where a home burns down or worse, someone is hurt because of it, we would have liability and feel bad about those decisions. We were trying to work through that. In speaking with Allen and Sam, we hired local electrical contractors to go out with staff to try to inspect these 400 plus homes in a quick timeframe. We did it in about two days, we paid the contractors \$50 a home, it was a quick look, it was not a crawl under, most of the houses, the water had dropped down, you could see where the water had been, they did not crawl under many but they either saw electrical disconnect that had water above it, they saw wiring hanging down; Allen had shared the wire that had the cloth coating, so we felt we had seen something. It was not a full inspection, but from an electrical stand point it was saying at the least some electrical component got wet, that we felt like the electrical system needed work or needed to be replaced. Whether it was a disconnect or wiring or so forth. As we went through that list, about 30 or 40 did not have to be disconnected, the other 30 or so were people who we thought were doing the work. Some of the flash flood areas particularly along the Willow Run, Harris Street area, Mr. Stevens stated I do not know if there are 40-50 units there, but many of those flooded and I believe many were doing the work with electrical contractors by the time we were doing these physical inspections. So Allen and I discussed an area, I did not recognize it was Willow Run at the time, but we did discuss an area, where they were doing contractor work and would we allow them to continue that work or not pull the power. So that is where we ended up, we did not pull the power in Willow Run because they were fixing them for the most part. Today there are still a few that aren't, they are at least 8, we are trying to talk through that with the owners, but we had power back on and not had problems, but they could. I would like to tell you there are no others, in terms of areas of the City we missed, I am sure there are some other areas that flash flooded, in some cases a week later. Mr. Stevens shared a lady told him in her house she turned the power on and sparks were moving around, we did not catch that one in the flash flooding but is one I believe has since been repaired. We have had a number of conversations on how we do reinspect and I really thought it was as simple as going back and looking at where the water level was, the two or three days following the flood you could see watermarks or trash marks, it was pretty easy to see that; if I go back out today, there may be a water stain on wood where you can see it but in a lot of cases what was there on mortar, a trash or debris line that the flood left, that will not exist in all the cases today. So to re-inspect was this wire actually in the water or not, today is going to be hard for us to tell in most cases. We still have a substantial number without power, maybe 150, due to needing electrical work done or mostly electrical. We have spoken with an electrical contractor, said he would go out do a report for us to say it is pretty obvious it go wet, or it did not get wet in his opinion. Mr. Stevens stated I think if he goes out and reaffirms the ones that got wet, it would reaffirm what we done. The challenge is if he said he does not believe it needs to be replaced, we as a city, Sam and Allen as our inspectors are charged with enforcing the state building code. Contractors are charged with building to the code, we are supposed to make sure they do it. For a contractor to tell me it is ok, I do not believe that relieves these two guys individually or us as a City. I don't think you could accept that, I think you could accept, again it pushes us a little bit, but bringing in a design professional for the ones this electrical contractor feels don't need any work done to them, if he gets a design professional to certify that, to me that is higher than the code, because he would be more trained in electrical. If you get an electrical engineer working with a contractor that would say, I believe this house to be safe, we have not eliminated the City's liability but I think you could sit somewhere if you had a problem and reasonably defend, that we had a person who was much more educated in electricity than the state building code we are enforcing in terms of liability.

Mr. Stevens stated we have talked a lot with the Department of Insurance and to say their answers are clear, they are not. When we say something went under water, does it have to be replaced, the answer is it depends, but the cloth wiring that went under water, their electrical engineer that Sam has talked to has been under the opinion that if the cloth wire got wet, it should be replaced. That has been our challenge. Today you can go out there, the cloth is probably coming apart but the insulation underneath is ok, so all you are going to have is two loose insulated wires, but what if there are minerals in the water that might arc in a day or a week and I guess that's the uncertainty with the electrical engineer from the Department of Insurance which is involved in the state building code and in helping building inspectors to make determinations across the state. He stated I think the folks at the Department of Insurance are well educated, well intentioned and they are always conservative and feels like it is because in their opinion when they are making a determination from a distance it could be life or death.

Mayor Pro Tem Foster stated starting with Willow Run, you say you did not pull the power because they had contractors out there working. Willow Run did not have contractors, they had people come out and do demolitions which is a big difference. They had people tearing out, taking things out of the house, but they had very few contractors, if any because doing any actual repair work during those days, because I was out there every day. Mayor Pro Tem Foster stated in Willow Run anyone who add a second level had to go to the second level because the water was so high, it was over outlet high and to me water still got into those outlets, there were sparks out there. Mayor Pro Tem Foster stated I know someone personally who stays out there. Like you said, they were condemned but the power was never pulled, which if I pull all of John Street and don't pull Willow Run, I'm not pulling because you have a contractor out here already even though it is not a contractor, it is someone doing demolition versus on John Street, we are doing our own stuff, pulling our own furniture out, how is that fair, how is that a safety regulation if we are not concerned for both sides of town but water was hip level in Willow Run versus some of these houses where water only got into the crawl space, doesn't mean the electrical wiring got wet. Mayor Pro Tem Foster stated to my understanding, you condemned all these houses in how may days?

Mr. Stevens stated he would say most within the week.

Mayor Pro Tem Foster stated a lot of people who were in their houses during that time and their power was pulled during that time, had no issues, no problems, but then I get questioned why Willow Run still had their power. I can see where that is totally unfair. I can see where Duke Energy called and asked you for the condemned list, pulling power. For my residents that called Duke Energy while sitting in their houses, Duke Energy said the City asked for the power to be pulled, which are two totally different things. We are about fairness throughout the City, right is right and wrong is wrong. We have 120 houses in my district that is still condemned, we got all these houses inspected over a couple of days but now we are having an issue going back out and re-inspecting the properties saying we don't know how are we going to do it. How did we do it in the first place, was it done right the first time. He stated when I took this seat, I took it for fairness. I took this seat for equal treatment of all residents of Goldsboro. Mayor Pro Tem Foster stated in my district I have two sets of people getting treated differently, I have an issue with that. There were places on Oak Forest, not saying you can check every house, businesses along Ash that were flooded that had condemned signs but still had power on so they could make repairs. Why were all these people whose power was pulled and they were already in their houses with no problems; if it is ok for Willow Run and these businesses and we put them in harm's way?

Councilmember Stevens stated he received a call the night of the flooding from a resident in Willow Run who said they needed to be evacuated and he called the Fire Department;

if the power was not shut off that's a problem. He shared concerns regarding places along Walnut, Chestnut and Denmark area that still have condemned signs.

Mr. Stevens stated I do not know how to fix if there was something unfair done, I know the intent was to be safe and try to help the residents, not hurt them. We have not had any malice on our side in trying to pick an area or not pick an area, whether it appears or does not appear that way. We spend a lot of hours, staff worked weekends and nights and extended times trying to help it and Allen and I had numerous conversations on how not to cut the power off. I do not know how we can fix it today. We can hire, we have talked to an electrical contractor, he can go out and reaffirm those that do not have power, it will cost about \$40,000 if you would like to allocate that money, there is no reimbursement, that would reaffirm those without power should not have power, but for the 10, 15, or 20 that he says should have power, he has to have a designer say that too and that will be another couple of hundred dollars. I'm not against spending the money if people can get back in their homes. Mr. Stevens stated I'm for it that is what we tried when we hired the electrical contractors and spent \$20,000. Mr. Stevens stated I do not know how to answer the question why we have not cut the power in Willow Run, there was not anything mean spirited or wrong, just the decision made in a time when all of this was going on. I believe they had electric permits doing some work. Now I'm sure the demolition work was occurring too, I think we can show they had a number of permits for the units.

Mayor Pro Tem Foster stated he was not saying they did not have permits, at the time the power was cut off, they had crews out there working for demolition. One portion of Willow Run backs up to Best Street, I have a resident on Best Street you can basically look in her back yard and see Willow Run. Her house was condemned, power turned off but Willow Run still had their power. There is no excuse for that when no water got in her house but water hip level got into Willow Run. Mayor Pro Tem Foster stated I feel like at this point we owe citizens of Goldsboro that may still have condemned signs, we owe them whatever we can do to help them in this situation, regardless of the cost.

Councilmember Aycock stated we can put the blame anywhere, we need to find a solution. You have 150 homes or more that are condemned, let's let the City try to get everyone back in their homes.

Council discussed. Mayor Allen stated he felt anyone who doesn't have power because their home is condemned should be able to call into Inspections and ask for a reinspection; we will go out there, take the electrician, if he says it is good we will let the engineer certify, and if he says it should have been condemned then it is not an issue.

Mayor Pro Tem Foster stated he thinks that is fair. Council agreed.

Mr. Stevens shared information regarding the FEMA buy-out program. He stated we have door hangers going out for the FEMA buy-out program. When people ask, how are you going to help us not go through this flood again, the answer is you get them out of the floodplain, but it is a voluntary program. We cannot make people participate. We do not know all the particulars but we do know that you have to register with FEMA, or you don't get considered. We are working with the County and the deadline for us to apply is March 31st. We are working through that. Mr. Stevens stated he just wanted to be sure Council is ok with staff putting out those hangers, as it encourages people to register their home, be in a buy-out program even if they are not sure today, because they change their mind, they can always withdraw from the program but they cannot always get in the program. Mr. Stevens stated if Council is ok we can get the hangers out and include information regarding the electric as well. Council agreed staff could proceed.

Councilmember Williams stated gentlemen we know you have a tough job, we know it is not easy, keep your heads up.

Mayor Pro Tem Foster stated we were put in by our constituents for the constituents so if there is an issue, I have to address it. Thank you for your time, all the man-hours, thank you for what you have done, we appreciate it.

Mobile Office. Mr. Stevens shared the hospital has two modular units. They would like to give us one of them, it is a 28 x76 unit. It is 2100 sq. ft. It is approximately 20 years old. It is divided up into 12 offices, a toilet and a conference room. It is approximately \$10,000 - \$15,000 to move and set-up. We have asked departments what they might do with it, the Fire Department has expressed interest in using it at the training grounds (it would have to be elevated due to flood elevation), Public Works and Parks and Recreation have also expressed interest for additional office space. Mr. Stevens stated we are considering setting up it at Public Works for office space and for Parks and Recreation if needed, should we proceed with Herman Park Center, if Council is ok with accepting. Council agreed staff could proceed.

Retreat Dates. Mr. Stevens shared Council had discussed February 15th and 16th and February 22nd and 23rd as possible Council Retreat dates. Council discussed and agreed to February 15th and 16th as Council Retreat dates.

AMR Committee. Mr. Scott Stevens asked if any members of Council were interested in being a part of the AMR (Automatic Meter Reading) Committee. Councilmember Broadaway and Councilmember Ham expressed interest.

Cover Agenda. Each item on the cover agenda was generally discussed. Additional discussion included the following:

Item H. Reimbursement Agreement with Duke Energy for Plug-In Electric Vehicle Charging Station Project. Mr. Anderson stated the City applied for dual port station to be installed at John Street Parking Lot, Convention Center and Wayne Community College. On November 8, 2016 staff was notified of receiving \$10,000 from Duke Energy for the installation of a dual port charging station with locations requested being approved. Upon reviewing the reimbursement agreement staff recommends accepting the funds and installing a dual port charging station in the John Street Parking Lot. Council agreed staff could proceed.

Item J. Schematic Design Selection – Herman Park Recreation Center. Councilmember Ham asked if the proposed design had been put out for the public to review. Mr. Barnard stated the plans were developed from public input. Council asked that Item J. Schematic Design Selection – Herman Park Recreation Center be removed from the Consent Agenda and asked staff to put the two designs out for public review and voting.

Item L. Selecting a Media to Successfully Market and Promote the 2017 Wings Over Wayne Air Show. Ms. Ashlin Glatthar shared three advertising options:

Option 1 allows a net \$1,186 in the \$10,000 set aside from the T&T budget. Option 2 requires \$18,988.59. It includes radio, TV, and billboard options in various markets in NC. Option 3 requires \$29,880.59. All three advertising methods will be used to target NC, SC & VA markets.

Council discussed. Councilmember Broadaway asked if the County would also contribute. Mr. Stevens stated up to \$10,000 has been discussed with the County. Upon motion of Councilmember Williams, seconded by Councilmember Stevens and unanimously carried, Council selected Option 2 in the amount of \$18,988.59.

Item O. CU-17-16 Ismail Qandeel – Northwest corner of South Slocumb Street and Harrell Street. Councilmember Ham stated he has thought long and hard on this request. This business has been under scrutiny of the Police, the City, the newspaper and others. Councilmember Ham shared when he was an early teenager he lived in what was called the war housing project. He shared the war housing project and Fairview homes had their own grocery store. They were run by Sam and Carl Watson. They had fresh produce and had a cut to order meat market. Things change, the war housing project was torn down and new units built; both lost the grocery stores. The residents of S. Slocumb Street deserve a grocery facility not a convenient store that sells cigarettes and beer. They need a place to shop that is clean, safe and meets the City code. The City and other agencies involved need to monitor and ensure the requirements placed are

enforced and continually enforced. There is a group of concerned citizens who are trying to bring a grocery store to that area, I commend them for that. Am I opposed to this gentleman running this store that's in the paper, yes, but they need something on an interim basis. I will only vote for that if I can absolutely be assured these conditions stated will be fulfilled in a timely manner and are continually monitored.

Mayor Pro Tem Foster stated his grandmother has owned a home on Slocumb Street across from the Country Club since 1972. He stated he was raised by his grandmother and Bob's Supermarket and Brookside were stores that we went to, we had no other choice. We walked down there, got stuff you needed and brought it back to grandma's, but at that time those stores had fresh vegetables, fresh fruits, and if we allow a convenient store to go in and require none of those things, and which the time he has been at Brookside has not had any of those things. I don't see him having it now and a food desert is a place where all those things are required with none of those things being provided, it is still a food dessert. Mayor Pro Tem Foster stated the owner has broken a couple of laws, a couple of violations already. I think we will have to have extra manpower to monitor his store, and there are other areas of the city that need to be monitored. How long will that last, I think it's unfair to the citizens because there are other areas that need to be monitored. Mayor Pro Tem Foster stated he is totally against him having a store on any level.

Councilmember Stevens stated he never lived on Slocumb but remembers his father going to Bob's. He knew cashiers, he would buy his meats from there, and everyone in the neighborhood knew each other. I can't say I know the owner, I do agree with both, if it goes through it needs to be monitored.

Mayor Allen stated Mr. Quandeel, I do not know if this is going to pass or not tonight, but I do want you to understand that if this passes you will be watched. I was in your business this past week and so were a couple other councilmembers and there were 10 young men outside loitering. You cannot let that happen, it is up to you. The litter around your place, it is up to you. You are running this business, and I am telling you, you can be a compliment to this community, you can give them good service, provide them the good food they need and we will help you anyway we can. If you go over there and continue to do business like you have in the past, we will shut you down. In a month, I want you to tear Brookside down.

There being no further business, the work session adjourned at 6:53 p.m.

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 January 17, 2017 with attendance as follows:

Present: Mayor Chuck Allen, Presiding

Mayor Pro Tem Bevan Foster Councilmember Antonio Williams Councilmember Bill Broadaway Councilmember Mark Stevens Councilmember David Ham Councilmember Gene Aycock

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

Dr. David Karn with Adamsville Baptist Church provided the invocation. The Pledge to the Flag followed.

Approval of Minutes. Upon motion of Councilmember Aycock, seconded by Councilmember Ham and unanimously carried, Council approved the Minutes of the Work Session and Regular Meeting of December 5, 2016 and Special Called Meeting Minutes of December 15, 2016 as submitted.

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

- 1. Jacquelyn Barnes, 1710 S. Slocumb Street, Apt. A, Goldsboro stated she lives with her 91 year old mother as her caregiver. We have lived at this address since November, 2015 and I stand in strong passionate support of Brookside making a transition to Bob's #2. Goldsboro is my hometown but I have not always lived here. As a former military spouse, I've had the great fortune of living in Athens, Greece and Clovis, New Mexico but you cannot replace a hometown. The back gate of Seymour Johnson Air Force Base leads to Slocumb Street. "Do More, Be More, Seymour" but yet the back gate looks like a war zone. We can't invest in the infrastructure of downtown Goldsboro and allow other parts to die. Let's allow the business to open, let's embrace the business, let's admire the owner for the courage, patience, and the desire for community. My mother and I do not have transportation, my choices are Brookside, A&K Grill and Beestown. As a caregiver, if you take Gateway it is going to take 3 hours. Let's not build walls, let's build bridges. If there is a vision there is possibilities, there is additional space at this building. Ms. Barnes stated I stand tonight in support of Brookside opening in Bob's #2 location. I know what it is like to lay on the floor and listen as every vehicle goes by wondering if it's going to leash a firestorm of bullets into your home. At my current residence, the building has been shot up in the past year, but I cannot live in fear, we can't live in fear and we cannot stand in the way of progress. So gentlemen, let's make Slocumb Street great. Allow the doors of Bob # 2 to open and thank you for your consideration.
- 2. Shamika Ross, 206 Day Circle, Goldsboro, stated I am from Washington D.C. and I have been here for seven years now. When I first moved here I did not have any kids, now I have three beautiful daughters. My oldest is 6 today. I am here because since I have been here, Bob's and Brookside was open. Ms. Ross stated she became close to the owner, Mr. Sam, and when he told us the store was closing it really hurt us, because we do not have a store there. I understand that you want to close Brookside, but open Bob's, I think that is a good idea. I was told a dollar store may be going in. There are a lot of problems out there, not just at the store. It is going into the neighborhoods where we sleep at and everything. We still need a store, I hear you all talking about stories when you grew up, how you had fresh meats, we can get that again. Ms. Ross stated I really think if you help Mr. Sam by not closing him down, it will help everyone else.
- 3. Kim Simpson, Dudley, stated she has been a resident of Wayne County for 12 years. I have known Mr. Sam for 12 years, he is a wonderful person and knows how to treat the elders in the community. I understand what you guys are saying, it is time for a change. I think we can open Bob's and bring something positive to the community, like a store with a restaurant. I will be that cook. I ask that we give him a chance, if you want to talk about closing some store, close Donnell's. Ms. Simpson stated I hope you guys find it in your heart today, to let Sam stay in his community. I live in Dudley but when I come to Goldsboro I spend my money with Sam, I can get some motor oil, some chips, some soda, and sometimes he might let me sell plates if I have a permit. I've seen him run people off from the store.
- 4. Trenez Briggs, stated she has lived in the Grand Day Apartments since 2004. Ms. Briggs spoke in favor of Brookside. We have bread, milk, pampers, it is hard to get a ride out of Green Acres at night. She stated it is our own little Piggly Wiggly if we do not have it, you will probably see a trail of people walking. Ms. Briggs stated she understands what you are saying about the drug dealers and everyone that is hanging around there, which is not right. You should see Sam running those people away, he is only one man. We need police enforcement to their part. Please let us keep our little building. Thank you so much.

- 5. Shirley Swift, stated he is a good man, I live down the street from him and he would do anything for me. Ms. Swift stated I do not have transportation and I do not drive. She stated he does his best to keep them away from the store. If I don't have cash, he will give me credit and I pay him when I receive my income. Ms. Swift stated he is a good man and a good friend.
- 6. Inez Briggs, 605 Day Circle, Goldsboro stated they have said mostly everything that is on my mind but I do still have something I want to ask. I have a car, I do not walk to Brookside that much, but at Bob's #2, we have a lot of kids going to the store, we have a lot of elderly people going to the store. I wondered if we could get any consideration and get a red light. Sometimes people are speeding and we need help slowing them down so children can cross the road, so the elderly can cross the road.

Mayor Allen stated we have some people who can take a look at it.

- 7. Tyrone Oates, stated he has been the clerk at this store about 5 years. He has been shot at, stabbed, maced, spit on, you name it. We do not always have the best customers, the neighborhood has changed over the past few years. He does need to do a better job keeping the litter off the streets. You don't see the people coming in but I do as the clerk, people coming in short, no money for pampers, milk; you cannot walk to the Piggly Wiggly and get free milk. Piggly Wiggly is not going to give you a credit account to get pampers. I've seen him help the community in the past years. A lot of gangs have moved into this community and when you ask them to leave if they are causing a problem, they tell you this is their house. Mr. Oates stated nevertheless the store needs to be there for the community. Does he need to do a better job, sure, put that store needs to be there.
- 8. Georgia Lavarreda, 1908 Harris Street, Goldsboro stated she is on the Board of Directors for the Willow Run Homeowners Association. Somewhere last summer they started a project of relining the sewer pipes. Ms. Lavarreda shared some photos showing damage. Ms. Lavarreda stated they are slowly removing equipment, this project has lingered forever. They have cut up the streets, broken driveways, left deep ruts in the yards and they still have the large pipes in our yards. One of our biggest concerns is who is going to do the repairs, second there is a walk across bridge between Taylor Street and Stephens Street, under the bridge there is a large piece of concrete, under the concrete there is a culvert, toward the end of construction the culvert started leaking sewage into the waterway. Will that be a part of your repair, how will that be handled?

Mayor Allen asked the City Manager to check into it. I assume the project is not finished.

Mr. Scott Stevens stated our contractor is responsible for fixing that, we will do a final inspection before we pay them. We will make sure they are aware. Mr. Stevens stated there should not be leaking sewage, that will be something we look at tomorrow.

9. Camico Speight, 1713 S. Slocumb Street, Goldsboro stated she spoke to Council last month regarding the store Brookside. I sympathize with everyone who has spoken tonight. I totally agree we do need something in that area, but however, I informed you all that I have been living in this community for 24 years, and I just want to inform everyone the business, personally to me, will not be a benefit to community it so desires to serve. Ms. Speight stated I feel we need something more than a convenience store, we need a supermarket, we need something that serves things of nutritional value and this area has been labeled as a food desert. Let me provide you with a visual as to why this establishment should not be allowed to open and how this will not be a good start to your business. Slocumb Street is a long road, notice how each block changes. We now have convenience stores located every so many blocks. The block located between Ash and Mulberry is pretty

scenic, but the blocks From Mulberry to Walnut to Chestnut to Spruce, to Pine to Elm, why the sudden change. The sudden change is because you have a store at the corner of Chestnut, it used to be there but now is gone. Anyone familiar with that store, it will be the same scenario we have or will continue to face at Brookside. But you have Donnell's continue onto Olivia Lane, Wilmington Avenue, Wayne Avenue, which does not appear any better. You have Beestown or Manhattan Grocery at the corner of Wilmington Avenue and Slocumb. Things clear up once you go to Newsome, Public, Stadium, Bunch, Harris, Hamilton, Weaver and King and you are at Eden's Place, the scenery changes, almost looks deserted. A church, a few houses, and what's in the area, another convenience store, which maintained the name of Bob's #2 long after the supermarket closed. Loud music, vulgar language, littering, loitering, men urinating on the side of the building, facing my home. My father, my sibling and myself constantly picking up trash and upon existing our home being hit with the stench of urine from the owner not providing a restroom for paying customers. Shootouts and even a murder committed by the previous owner himself have occurred on this property. I have faced these issues as a child and as an adult you are telling me I have to face them again; but you are informing me, a law abiding, tax paying citizen, daughter of a man who gave this City 30 years and is a retired Captain of the Fire Department, you are telling me this is what our community needs. Let me ask you, is this what you want next door to your home? How is it that lights and building permits are approved without approval of the Council first? Why was no legal action taken outside of the recent visits to stop him from selling items? Would another store owner be afforded the same opportunity to sell products out of a store marked condemned for two years? Why were his penalties so light for selling alcohol under his brother's name, is that not identity theft? To top it all off, an average of 21 calls per month to this one establishment for complaints alone in one year. Do you really think that I want this to be beside my home? Do you think this is setting an example for the residents of this community? Ms. Speight stated to me there is no accountability, there is no responsibility, there is a lack of leadership on Mr. Qandeel. If you introduce and open an establishment into a community you are to make it better, not make it worse, or destroy what is left. Mr. Qandeel says the community needs food and medicine and that is a true statement. That is also being met by utilizing the City bus system and at the other grocery stores in Goldsboro. I have read that you wanted to extend the hours to allow people to have the option to go to stores at a later time. Sir, if we have managed without a decent grocery store, especially one of substandard quality that has broken rules for years, and this is allowed to be continued, I believe the residents deserve better than what has been allowed and what we have received. This establishment will not alleviate the food desert or even help with what he plans. It will just continue it and grow it. Nothing of nutritional value has come out of these stores, and unless an organizational change happens to this store, the fate of the new store will suffer the same as the old one, which will force him to relocate and start again. Ms. Speight stated she saw a quote in a movie, "A great civilization is not conquered from without until it has destroyed itself from within." So councilmembers would you not agree with this quote. Ms. Speight stated poverty, crime and a food desert, all issues that have been known about for years in this area, so I ask you to think long and hard before you cast your ballot.

10. Nicholas Brown, 202 W. Seymour, Goldsboro, stated this man can fuss and tell these boys to get away from this store all he wants, all them boys will talk junk. When the police come out, what do they do, nothing, they watch these boys tell them without running their mouths and saying it, they are not going anywhere. Police come, police watch the boys walk over and stand somewhere else, when the police leave, the boys walk back to the store. So what can he do, when he asks for help this is what happens. Now this nice young lady back here has probably never been in a poor community, and it is not all about her father and her because you have children. Think about these children who are already walking to the center, they walking somewhere else

to try to go to a store and one of these children get hit; it's because we do not have a store in the community. When the man calls and reaches out for help, you give him a piece of help, not a lot of help. If you go to the Piggly Wiggly, you see some of the same stuff you are talking about at this store, you see more of it at the Piggly Wiggly. Mr. Brown stated it's a grocery store and you go in trying to buy groceries when you come out you have people asking you for money, there are drug dealers there too and there is a police in the store. He stated I feel sorry for your father and stuff, everywhere you go someone is going to play loud music, there is going to be a lot of stuff going on but when you are trying to hurt the whole community, it ain't just about your father ...

Mayor Allen stated sir you are talking to us, we are not going back and forth.

Mr. Brown stated for her to just get up here and say her dad was on the Fire Department and he did this and he did that. You have a lot of people who pay taxes, I pay taxes when I get my disability check, you take taxes out of that. It's just not about her family, it will hurt everyone when this store leaves. The man does not know what else he can do to get on your level. If you put a dollar store or a Family Dollar, they sell beer.

11. Lonnie Casey, 1700 S Slocumb Street, Goldsboro, stated I have sat here and listened long enough. Number one, I looked after that store for eight months before the store closed when the owners went to Alabama. I am the representative of the owners now. It is in his lease, no illegal activities can go on over there, we all know he cannot get a beer license. So that is beside the point lady, your father never had a problem. If someone was standing outside that store, they would call me and I would go down there and run them off. There were signs on the store, no loitering and it is not going to happen, I have the owners number in my phone, so if it happens Bryant will have him out of business.

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

Councilmember Broadaway read the following Proclamation.

Emerging Technology and Entertainment Weekend Proclamation. The 7th Annual Praxis Film Festival will be held Friday, February 3, 2017 from 10:00 am -10:00 pm and Saturday, February 4, 2017 10:00 a, -10:00 pm at the Paramount Theatre in downtown Goldsboro. The Carolina Games Summit will be held Saturday, February 4, 2017 from 10:00 am – 8:30 pm and Sunday, February 5, 2017 10:00 am – 6:00 pm in downtown Goldsboro, NC. The City of Goldsboro is pleased to welcome the participants, vendors and guests to the Carolina Games Summit and Praxis Film Festival and welcomes them to come back to Goldsboro regularly. Mayor Allen commended observance of this week and proclaimed the first weekend in February as "Emerging Technology and Entertainment Weekend."

Mayor Allen and Councilmember Stevens presented a framed copy of the Proclamation to Mr. Jack Cannon and Mr. Michael Everett.

Z-1-17 Elton Barnes – South side of Hooks River Road between US Highway 117 Bypass and North George Street (R-6 Residential to RM-9 Residential Mobile Home). Public Hearing Held. The applicant requests the RM-9 zone in order to allow the placement of one manufactured home on the property.

Frontage: 160 ft.

Depth: 145 ft. (approx.)

Area: 23,200 sq. ft., or 0.52 acres

Surrounding Zoning: North: General Business and I-Industrial

South: R-6 Residential East: R-6 Residential West: R-6 Residential The property is currently vacant.

The requested RM-9 Residential zoning district would permit the placement of one manufactured home on the property.

The City's adopted Land Use Plan recommends High Density Residential development for the property. The requested RM-9 zone would be considered medium-density residential according to the Land Use Plan.

City water is available to the property. City sewer service is not available, however, a City sewer main is located approximately 100 ft. from the subject property. The property will be required to connect to City sewer.

If approved and a manufactured home is placed on the property, a masonry or brick foundation completely surrounding the base of the unit will be required. In addition, other manufactured home standards would have to be met including that the home shall have the appearance of a site-built single-family dwelling unit permanently located on the lot which will require a pitched roof, horizontal siding, no visible rust, and all windows and doors to be in working condition.

The applicant's home on Vail Road in Pikeville was recently destroyed by Hurricane Matthew and he now wishes to relocate to the subject property.

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

No action necessary. Planning Commission will have a recommendation for the Council's meeting on February 6, 2017.

CU-1-17 Mazin Saleh – East side of NC 111 South between Southeast Drive and US Highway 70 East. Public Hearing Held. The applicant requests a Conditional Use Permit to allow the operation of an internet gaming business.

The proposed use is to be located in two units within the Southeast Plaza Shopping Center. The space has a width of 60 ft., a depth of 60 ft. and a total area of 3,600 sq. ft. The property is zoned General Business.

A Conditional Use Permit was previously approved for this location in 2012 and the Permit was modified in 2014 to increase the number of games permitted from 50 to 80.

The property is located within the 70-75 decibel noise overlay zone associated with Seymour Johnson Air Force Base. This request has been forwarded to Base officials and no objections have been submitted.

The internet gaming business has not operated for more than six months, therefore, a new Conditional Use Permit is required. The applicant contends that software to be utilized at this time is compliant with State law.

The following information has been submitted with the application:

No. Employees: 3

Hrs. and Days of Operation: Monday-Saturday: 9:00 a. m. to 11:00 p. m.

Sunday: 12:00 Noon to 10:00 p. m.

No. of Machines: 30

There are a total of 263 paved parking spaces serving the shopping center and, based on retail area, the shopping center requires 172 parking spaces. With the inclusion of the internet café, an additional 48 parking spaces will be required. There will be sufficient parking at this location to provide for all uses within the shopping center.

Since residentially zoned property exists to the rear of the site, a modification of the 200 ft. distance requirement will be necessary. The property is vacant farmland.

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

No action necessary. Planning Commission will have a recommendation for the Council's meeting on February 6, 2017.

CU-2-17 Michael Spriggs – Southwest corner of US 117 South and Neuse Circle. Public Hearing Held. The applicant requests a Conditional Use Permit to allow the operation of a used car lot.

A Conditional Use Permit was initially approved for this site in 1999 for the operation of a used car lot. In 2000, the Permit was amended to allow expansion of the car lot operation. At that time, a modification of the landscape buffer requirement along the rear property line was approved since adjoining property was acquired through hazard mitigation and will not be developed.

The used car lot has continued to operate under various names and has changed ownership and ceased operation for more than six months.

Frontage: 100 ft. Depth: 200 ft.

Area: 20,000 sq. ft., or 0.46 acres

Zoning: General Business

There is an existing 2,250 sq. ft. building on the site which contains office space as well as a one-bay service area.

The entire site is surrounded by an 8 ft. tall chain link fence with barbed wire for security. One existing over-sized curb cut provides access to the gated main entrance on US 117 South. Another curb cut exists along Neuse Circle for access to the rear service area.

Parking:

Display Spaces: 17 Customer Spaces: 5 Employee Spaces: 1

No loading space will be required since all vehicles will be driven to the site.

Hours of Operation: 9:00 a. m. to 5:00 p. m.

No. of Employees: 1

Refuse Collection: Provided by roll-out containers;

There are four street trees provided along the Neuse Circle frontage. As noted previously, property to the rear of the site across Nanny Ryals Street was purchased through the Hazard Mitigation Program and will not be developed in the future. For this reason, a modification of the street tree and buffer requirement along the western property line has been requested.

Due to existing asphalt which extends to the US 117 right-of-way, the applicant proposes installation of planter boxes along the front of the site behind the security fencing. Street trees will not be permitted within the US 117 right-of-way.

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

No action necessary. Planning Commission will have a recommendation for the Council's meeting on February 6, 2017.

Mayor Allen stated he would like to share Planning Commission Member Chris Boyette, had a piece of property at the last public hearing that was going to be rezoned for an internet gambling café that was near the front gate of the base. We had some concerns about that and he withdrew that request on his own. I just wanted to thank you publically for doing that, we are very cognizant of that, it is on the Consent Agenda.

Planning Commission Excused.

Contiguous Annexation Request – Ample Storage Phase II (3.38 Acres). Public Hearing Held. Ordinance Adopted. The City Council, at their meeting on January 3, 2017, scheduled a public hearing for the proposed annexation of the subject property. A public hearing notice was properly advertised stating the time, place and purpose of the meeting.

Pursuant to G. S. 160A-31, at the public hearing all persons owning property in the area proposed to be annexed, as well as the residents of the municipality, shall be given an opportunity to be heard on the proposed annexation.

If the Council determines that the proposed annexation meets all the requirements of G. S. 160A-31, it has the authority to adopt an annexation ordinance.

A report prepared by the Department of Planning and Community Development, in conjunction with other departments, concerning the subject annexation area is available. All City services can be provided to the property.

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

Upon motion of Councilmember Aycock, seconded by Councilmember Broadaway and unanimously carried, Council adopted the following entitled Ordinance annexing the Ample Storage Phase II Property effective January 31, 2017.

ORDINANCE 2017-4 "AN ORDINANCE ANNEXING CERTAIN CONTIGUOUS REAL PROPERTY TO THE CITY OF GOLDSBORO, NORTH CAROLINA"

Consent Agenda - Approved as Recommended. City Manager, Scott A. Stevens, 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. Mr. Stevens reminded Council Item J. Schematic Design Selection – Herman Park Center was removed from the Consent Agenda and action was deferred to a future meeting. Item K. Golf Cart Lease Agreement was removed from the Consent Agenda and placed under Items Requiring Individual Action. Councilmember Broadaway moved the items on the Consent Agenda, Items G, H, I, L, M, and N be approved as recommended by the City Manager and staff. The motion was seconded by Councilmember Stevens and a roll call vote resulted in all members voting in the affirmative. Mayor Allen declared the Consent Agenda approved as recommended. The items on the Consent Agenda were as follows:

CU-14-16 Parkash Patel - West side of S. Berkeley Boulevard between Elm Street and East Street. Denied. Applicant requests a Conditional Use Permit to operate a place of entertainment with no ABC permits (Internet Café).

Unit Frontage: 50 ft. Unit Depth: 45 ft. Unit Area: 2,300 sq. ft. Zone: Shopping Center (SC)

Within the Shopping Center zoning classification, internet cafés (electronic gaming operations) with no ABC permits are a permitted use only after the issuance of a Conditional Use Permit approved by City Council.

In August of 2010, the City Council adopted an Ordinance regulating electronic gaming establishments which included a definition, Conditional Use regulations, allowable zoning districts, hours of operation and parking standards.

In November of 2015, the Wayne County District Attorney's Office notified owners of existing internet cafés that any establishment operating contrary to State law may be closed by local law enforcement agencies. At issue was the legality of the software being used to facilitate gaming operations. Some operators chose to voluntarily close their business while others chose to remain in operation.

New internet cafés or existing internet cafés that have been closed for more than six months are required to apply for a Conditional Use Permit according to the City of Goldsboro's Unified Development Ordinance.

The applicant maintains that his computer software will be compliant with North Carolina law and proposes to operate at the same location in which an internet café was previously operated.

The site consists of a strip center which includes retail and restaurant uses and is known as Village Square Shopping Center. The applicant proposes a total of 40 gaming stations within the assembly area of the tenant space while other areas will include restrooms, an office and storage space. At this time a floor plan has not be submitted.

Required parking for electronic gaming operations is 1.5 spaces per computer station and one space per employee. Based on 40 gaming stations and six to eight employees (rotating shifts), a total of 68 paved and striped parking spaces are required which would include four handicapped parking spaces. There are approximately 76 spaces existing on the site. With the proposed internet café and other uses existing within the shopping center a total of 126 parking spaces would be required. A modification of the parking requirement would, therefore, be necessary.

Hours of operation are limited to 7 a.m. to 2 a.m. and the applicant proposes six to eight employees with rotating shifts.

The City's UDO requires a separation distance of 200 ft. from residentially-zoned or developed property, a church or school. There is no church or school facility located within 200 ft. of the proposed use. Residentially-zoned and developed property is located adjacent to the shopping center on the west. A modification of the 200 ft. distance requirement is, therefore, necessary.

At the public hearing held on November 21, 2016, three people spoke in opposition to the request and the applicant appeared and spoke in favor.

The Planning Commission, at their meeting on November 28, 2016 deferred action on the matter at the request of the applicant who wished to address the concerns expressed at the public hearing.

Staff has received correspondence from the owner of the subject property indicating that he does not wish to proceed with this request and that action to deny the request is desired.

Staff recommended Council adopt an Order denying the requested Conditional Use Permit for the operation of a place of entertainment with no ABC permits. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

Reimbursement Agreement with Duke Energy for Plug-In Electric Vehicle Charging Station Project. Approved. Duke Energy is required to spend \$3,000,000 to implement environmental mitigation projects in the State of North Carolina designed to reduce air emissions from reduced vehicle emissions or reduced use of fossil-fueled electricity generation. Duke Energy has allocated up to \$1,000,000 for the reimbursement of costs incurred by certain Duke Energy customers to purchase and

install electric vehicle charging stations. The initial target market for the first round of funding was local and state governmental entities, as well as non-profits, in North Carolina that wished to install, own, and operate Electric Vehicle Charging Stations.

On August 15, 2016 staff discussed with City Council the grant opportunity through Duke Energy and Council agreed staff could proceed with applying for the grant. Duke Energy proposed financial contribution/reimbursement for 100% per charge port, \$20,000 per site, or \$50,000 per entity. The City applied for dual port stations to be installed at John Street Parking Lot, Convention Center and Wayne Community College.

On November 8, 2016 staff was notified of receiving \$10,000 from Duke Energy for the installation of a dual port charging station with locations requested being approved. Over 500 charging stations were requested from almost 100 applicants across the state of North Carolina. If the City accepts the funds a location will need to be selected for the dual port charging station.

Upon reviewing the reimbursement agreement with Duke Energy staff recommends accepting the funds and installing a dual port charging station in the John Street Parking lot due to its proximity to existing electrical infrastructure and desirability of the site (close to amenities and economic development areas, publicly visible, and areas with good general parking availability).

Per the agreement Duke Energy has agreed to reimburse the City for the costs to construct and install a dual port charging station. The \$10,000 grant award includes all reasonable costs associated with placing a charging station in service including but not limited to the charging station equipment, installation labor, related materials and supplies, permitting fees and utility service extension costs.

Recurring cost associated with the charging station is relative to network services and maintenance. After installation of the charging station the network service is free for the first year and if the municipality chooses to continue the network service it is estimated to cost \$280 per port annually (\$560 per year). The station will continue to operate if not networked.

The charging station must be completed in its entirety by no later than December 31, 2017 and the reimbursement requests must be received by no later than March 31, 2018.

Staff recommended Council accept the grant award of \$10,000 and authorize the City Manager to enter into a Reimbursement Agreement with Duke Energy for installation of a Plug-In Electric Vehicle Charging Station in the John Street Parking Lot. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

Center/Holly Street Water Tank Spire Sectionals Removal. Resolution Adopted. The Center/Holly Street water tank is undergoing a structural evaluation consisting of conducting ultrasonic thickness measurements on the tank support structure to measure existing metal thickness and metal loss. The removal of the spire sections is required to determine complete repairs needed.

Staff solicited informal bids from Hine Sitework, Inc., Barnhill Contracting, Daniels & Daniels Construction and T.A. Loving Company. T.A. Loving Company was the only company to respond and submit a proposal for the work required to remove the spire sectionals.

The fee submitted by T. A. Loving Company to complete the proposed scope of services is \$49,950 and will include:

• Removal of section one (1-the top section) and section two (2-the middle section) of the spire on top of the tank. These sections will be individually lowered to the ground and remain intact as they are originally mounted on top of the tank.

• Section three (3) of the spire is considered the base section. This section will be inspected and if no access hole is in this section of the spire, T. A. Loving Company will cut an access hole that measures 24 x 24 inches squared. If the access hole is made in the top of the third section, the cut out plate will also be lowered to the ground and stored for City staffs discretion.

We have reviewed the financing of this project with the Finance Director and determined that sufficient funds are available in FY16/17 water tank funds.

It is recommended the City Council adopt the following entitled Resolution authorizing the City Manager to execute a construction agreement with T. A. Loving Company in the amount of \$49,950 for Center/Holly Street water tank spire sectionals removal. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

RESOLUTION NO. 2017-2 "RESOLUTION AWARDING AND AUTHORIZING EXECUTION OF A CONSTRUCTION AGREEMENT FOR CENTER/HOLLY STREET TANK SPIRE REMOVAL"

Selecting a Media Plan to Successfully Market and Promote the 2017 Wings Over Wayne Air Show. Approved. The Travel and Tourism Department is seeking professional marketing services to execute the promotion of Wings Over Wayne Air Show on May 20th and 21st 2017. The marketing efforts outlined in the proposed media plans will utilize traditional advertising methods, such as radio, television, and billboards to supplement the digital, nontraditional marketing services provided by Blue Bike Communications. One of the three proposed plans will be executed by marketing professionals, but the success will be monitored and managed by the Travel and Tourism Department. For the 2015 Wings Over Wayne Air Show, the city shows an estimated \$44,000 was spent on advertising. The county records show no contribution to the marketing efforts for the 2015 Air Show.

Deliverables will include media plans by Igoe Creative with three different value propositions: Option 1 allows a net \$1,186 in the \$10,000 set aside from the T&T budget. Option 2 requires \$18,988.59. It includes radio, TV, and billboard options in various markets in NC. Option 3 requires \$29,880.59. All three advertising methods will be used to target NC, SC & VA markets.

Staff recommended Council authorize the City Manager to enter into a contract with Igoe Creative for the amount of \$18,988.59 to fund the traditional marketing efforts required to represent the caliber of the 2017 Wings Over Wayne Air Show. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

Carolina Games Summit Use of Property. Approved. Carolina Games Summit 2017 will be held February 4th 10 AM – 8:30 PM and 5th 10 AM – 6:00 PM in downtown Goldsboro, NC. This year's hybrid festival will again deliver industry speakers, video game tournaments, exhibition booths, live bands, and educational sessions. More information can be found on the events website: www.carolinagamessummit.com

The Carolina Games Summit will utilize several venues downtown, including the Paramount Theatre, ACME Theatre, Top Hat Ballroom, The Terrace Room and more. Due to the size and span of this event, the organizers are requesting the use of the vacant lot on the 200 block of South Center Street, at the intersection of Center & Chestnut. This space will be used for event parking.

The Police Department and DGDC have been notified, and clear entrance and exits points will be marked by traffic cones.

All activities, change in plans, etc., will be coordinated with the Police Department.

Staff recommended Council grant the requested temporary closing of the vacant lot on the 200 block of South Center Street, at the intersection of Center & Chestnut on Saturday & Sunday, February 4-5, 2017 from 8:00 am Saturday to 8:00 p.m. Sunday.

The space will be used for parking, subject to the above conditions. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

Monthly Reports. Accepted as Information. The various departmental reports for the month of December, 2016 were submitted for the Council's approval. It was recommended that Council accept the reports as information. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

End of Consent Agenda.

Lease agreement for New Golf Carts at Goldsboro Municipal Golf Course.

Denied. The City of Goldsboro entered into a lease agreement with Yamaha for 58 gas powered golf carts in August 2013. The term of this lease was for 60 months at an interest factor of 4.6%. The cost of purchasing new carts is \$4,940.00 based off the purchase of 58 carts.

The Goldsboro Municipal Golf Course wishes to update these 58 golf carts. If we update the current lease agreement, GMGC would receive 58 new golf carts. Quotes were requested with the following responses:

Yamaha \$48.95/month per cart
 Time Transportation \$74.50/month per cart
 Sutcliffe Golf Carts \$77.75/month per cart

The low quote from Yamaha would be extended for 60 months at an interest rate of 4.6%. Funds for the lease were budgeted in the current FY 2016-17 budget.

Councilmember Ham made a motion to deny the request to extend the lease agreement with Yamaha. The motion was seconded by Mayor Pro Tem Foster. Mayor Allen, Mayor Pro Tem Foster, Councilmembers Williams, Stevens, Ham and Aycock voted in favor of the motion. Councilmember Broadaway voted against the motion. The motion carried with a 6:1 vote.

CU-17-16 Ismail Qandeel – Northwest corner of South Slocumb Street and Harrell Street. Approved. The applicant requests a Conditional Use Permit to allow the operation of a convenience store within the Neighborhood Business zoning district.

Frontage: 146 ft. Depth: 225 ft.

Area: 32,850 sq. ft., or 0.75 acres Zoning: Neighborhood Business

The property was formerly operated as Bob's Supermarket but has been vacant for some time.

The applicant previously operated a convenience store at Brookside Market at the corner of South Slocumb Street and Seymour Street. He intends to relocate his business to the subject property.

The existing building, which was constructed in 1965, contains 9,019 sq. ft. Based on one parking space per 200 sq. ft. of gross floor area in the structure, a total of 45 parking spaces would be required.

The site contains approximately 20 paved parking spaces, none of which would comply with the City's off-street parking design standards relative to backing movements and circulation space. There is additional space at the rear of the property which could be paved and striped. However, the applicant has requested a modification to allow the existing parking on the site to remain. He contends that the majority of his business will be pedestrian-oriented and that relocating and paving would be cost prohibitive. The City would, however, require that the existing spaces be restriped due to fading and, if necessary, that bumper guards be installed.

Curb and gutter does not exist along either Slocumb Street or Harrell Street and access to the parking area is predominantly open along both frontages.

Fifteen (15) ft. wide Class B buffer yards are required along the northern and western property lines. In addition, street trees and interior plantings are required in order to meet UDO landscaping requirements. The applicant is requesting a modification of the buffer, street tree and interior planting requirements.

At the public hearing held on December 19, 2016, the applicant spoke in favor of the request and one person appeared and spoke in opposition.

The Planning Commission, at their meeting on December 19, 2016, recommended denial of the Conditional Use Permit based of the request not meeting the City's UDO requirements as to parking, paving, buffers and landscaping.

On January 3, 2017, Council deferred action on this request.

Mayor Pro Tem Foster made a motion to deny the Conditional Use Permit. Councilmember Williams seconded the motion. Those voting in favor of the motion included Mayor Pro Tem Foster and Councilmember Williams. Mayor Allen and Councilmembers Broadaway, Stevens, Ham and Aycock. Mayor Allen declared the motion failed 2:5.

Councilmember Stevens stated there is a lot of constituent out showing for this property and there needs to be conditions, not opened past 10:00 p.m. You should be heavily watched by the Sheriff and the Police Department and if any rules are broken by yourself or the surrounding community, he community is here with you tonight and the community needs to back you up.

Councilmember Ham made a motion to approve the Conditional Use request with the following conditions. Councilmember Stevens seconded the motion.

Mayor Allen asked Mr. Rowe to read through the following conditions:

- 1. All existing signage at the subject location shall be repaired in a sightly manner in accordance with the City's Sign Ordinance;
- 2. Existing 20 parking spaces on the site shall be striped appropriately and bumper stops will be installed if necessary;
- 3. The structure on the site shall meet all State of North Carolina Building Code requirements prior to any business being conducted at this location.
- 4. Loitering at the subject location will not be permitted or tolerated and it shall be incumbent upon the owner or operator of the business to insure that loitering does not take place at any time on the site.
- 5. The owner or operator of the business at the subject location will be required to police the premises daily to insure that the site, including the area of the adjacent street rights-of-way, are free of trash and litter.
- 6. The hours of operation for the convenience store shall be limited to 6:00 a. m. to 9:00 p. m.
- 7. The owner or operator of the business shall make a diligent effort to work with the City staff to install landscaping on the site where appropriate.
- 8. Upon complaint regarding this operation, the Council may schedule a public hearing to determine what additional conditions, if any, may be needed to protect the public health, safety and welfare.
- 9. After public hearing and upon determination that any of the above stipulations have not been upheld, the City Council may modify, suspend or revoke the Conditional Use Permit for the operation of a convenience store within the Neighborhood Business zoning district.

Councilmember Ham stated he would like to stress that Items 1, 2, 3, and 7 be completed in an appropriate and reasonable time frame. Mayor Allen stated he would not be able to open until those items are completed. Mayor Allen and Councilmembers Broadaway, Stevens, Ham and Aycock voted in favor of the motion. Mayor Pro Tem Foster and

Councilmember Williams voted against the motion. Mayor Allen declared the motion passed 5:2.

City Manager's Report. No report.

City Attorney's Report. No report.

Mayor and Councilmembers' Reports and Recommendations.

Councilmember Williams stated we had some citizens here today, they wanted a supermarket on Slocumb, however, I honestly feel that supermarket, from their past history, will not bring quality to the community. I hope that it does. I am disappointed with the outcome today.

Councilmember Broadaway stated thank you to all those who worked on the Martin Luther King, Jr. luncheon. A lot of people did a terrific amount of work, we had several councilmembers attend. They did a good job and I would like to congratulate them.

Councilmember Stevens stated I did not think we would have a massive outcry of constituents come speak in regards to Bob's and Mr. Sam. In regards to what happen, I was very much in denial and then seeing everyone strongly wanting to see this happen, we allowed him to have these conditions. I strongly want him to understand that if you break these rules, we will have to come down on you. Second, for everyone who has helped, me, Michael and Jack, in regards to the Emerging Technologies Weekend, I thank you and hope it will continue to be a successful event for years to come. There will be several things coming for children to learn about new technologies and be a part of future generations. Councilmember Stevens invited everyone from all ages to come and be a part of this event.

Mayor Pro Tem Foster stated I am in agreement with Councilmember Williams. I am very disappointed at this point. I think if any of the Council that voted for this convenience store, if this store was in their neighborhood, it would not have gotten approved. With that said, I feel we have dropped the ball on this one, we have allowed a man that has broken several laws, that has operated a store with no regard for healthy living and all of a sudden he is going to change. Mayor Pro Tem Foster stated I honestly can't believe how you can sit back and agree with that. If we don't stand for something, we fall for anything and I think at this point we did not stand.

Councilmember Ham had no comment.

Councilmember Aycock had no comment.

Mayor Allen stated I would like to thank the Martin Luther King, Jr. Committee, Shycole and all the folks who worked hard on that event. It had a really good turnout. Thank you for your efforts on that event.

There being no further business, the meeting adjourned at 8:03 p.m.

Chuck Alle	n
Mayor	
Melissa Co	rser, MMC



City of Goldshoro

Office of the Mayor

P.O. Brawer A North Carolina 27533-9701

BRAIN INJURY AWARENESS MONTH PROCLAMATION

WHEREAS, traumatic brain injury is a serious, national public health epidemic resulting in long-term or permanent disability or death, which is one form of an acquired brain injury and is caused by a bump, blow, or jolt to, or penetration of, the head that disrupts the normal function of the brain; and

WHEREAS, acquired brain injury is overlooked, underfunded, and affects thousands of North Carolina citizens each year; and

WHEREAS, more than 201,000 North Carolina citizens are currently living with the long term effects of a brain injury, with brain injury affecting five times more people annually than breast cancer, spinal cord injury, and MS combined; and

WHEREAS, North Carolina has approximately 129,049 active military personnel and 800,000 veterans residing in the state, and has the third largest military population in the United States; and

WHEREAS, traumatic brain injury has been the signature injury of the wars in Iraq and Afghanistan and treatment is also often complicated by high rates of PTSD and suicide, presenting new challenges for members of the military and their families in the state; and

WHEREAS, 30% of sports-related brain injuries happen among youth 5-19 years of age, and, because the signs of brain injury are not always well recognized, youth may put themselves at risk for another injury and potentially fatal second-impact syndrome; and

WHEREAS, it is estimated that as many as 3.8 million concussions occur in the US per year during competitive sports and recreational activities; however, as many as 50% of concussions may go unreported because a concussion, or mild brain injury, does not necessarily result in loss of consciousness and often goes undetected; and

WHEREAS, an injury that happens in an instant can bring a lifetime of physical, cognitive and behavioral challenges and early, and adequate access to care will greatly increase overall quality of life and will enable individuals to return to home, school, work and their community; and

WHEREAS, March has been designated as National Brain Injury Awareness Month to promote public awareness on the extent, causes, consequences, treatment and prevention of traumatic brain injury; and

WHEREAS, the North Carolina Division of Mental Health, Developmental Disabilities and Substance Abuse Services as the lead state agency, the Brain Injury Advisory Council, the Brain Injury Association of North Carolina and the Brain Injury Support Groups across North Carolina strive to make prevention and safety measures part of the culture of North Carolina;

NOW THEREFORE, I, Chuck Allen, Mayor of the City of Goldsboro, North Carolina, do hereby proclaim March 2017 as BRAIN INJURY AWARENESS MONTH in Goldsboro, North Carolina, and call upon our citizens and interested groups to observe the month with appropriate ceremonies and activities that promote awareness and prevention of brain injuries.

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the Seal of the City of Goldsboro this the 6th day of March, 2017.



Chuck Allen, Mayor

Item No.

CITY OF GOLDSBORO AGENDA MEMORANDUM COUNCIL MEETING – MARCH 6, 2017

SUBJECT:	Public Hearing to Cor Complex	nsider the Financing of the Multi-Sports
BACKGROUND:	financing contract in tagreed to loan the City associated with the min	have agreed to enter into an installment the amount of \$3,000,000. The County has y \$3,000,000 for a portion of the costs ulti-sports project. This loan will bear 5% and be payable over 15 years.
	installment financing	20, the City must hold a public hearing on the contract before entering into the contract. earing was published in the Goldsboro News-, 2017.
DISCUSSION:	contract with the Cour North Carolina Gener	o plans to enter into an installment financing nty of Wayne under Section 160A-20 of the al Statutes in the amount of \$3,000,000 to be construction costs of the multi-sports
RECOMMENDATION:	Government Commiss	after the public hearing. The Local sion will be meeting on March 7, 2017 to of this financing with the County of Wayne.
Date:	_	Kaye Scott, Finance Director
Date:	_	Scott Stevens, City Manager

INTRODUCTION OF PUBLIC HEARING Installment Financing Contract for Multi-Sports Complex

This is a public hearing regarding the City's plan to enter into an installment financing contract pursuant to Section 160A-20 of the North Carolina General Statutes ("Section 160A-20") in the principal amount of \$3,000,000 to finance a portion of the costs of the acquisition, construction and equipping of a multi-sports complex in the City.

Under Section 160A-20, the City must hold a public hearing on the installment financing contract before entering into the contract. Notice of the public hearing was published in the *Goldsboro News-Argus* on February 24, 2017.

The public hearing with respect to the execution of an installment financing contract by the City to finance the acquisition, construction and equipping of a multi-sports complex is hereby opened.

Call for public comments

{Following the public comments} The public hearing with respect to the execution of an installment financing contract by the City to finance the acquisition, construction and equipping of a multi-sports complex is hereby closed.

CERTIFICATE AND SUMMARY OF PUBLIC HEARING

The undersigned Clerk for the City of Goldsboro, North Carolina hereby certifies:

contrac constru	et in the	Notice of a public hearing (the "Hearing") to be held on March 6, 2017, with respect on and delivery by the City of Goldsboro, North Carolina of an installment financing e amount of \$3,000,000 to finance a portion of the costs of the acquisition, and equipping of a multi-sports complex was published on February 24, 2017, in the ws-Argus.
	2.	The presiding officer of the Hearing was Mayor Chuck Allen.
Hearin	3. g:	The following is a list of the names and addresses of all persons who spoke at the
	4.	The following is a summary of the oral comments made at the Hearing:
	WITN	ESS my hand and the common seal of the City, this day of March, 2017.
		Clerk, City of Goldsboro, North Carolina

(SEAL)

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CITY OF GOLDSBORO

AGENDA MEMORANDUM

MARCH 6, 2017 PUBLIC HEARING

SUBJECT:

Z-2-17 Gospel Light Temple – South side of Atlantic Avenue between Herman St. and Pineview Avenue (R-9 to O&I-1CD)

BACKGROUND:

The applicant requests a zoning change from R-9 Residential to Office and Institutional-1 Conditional District to allow the construction of a church and related uses. Separate development plan approval would be required.

Frontage: 80 ft. Depth: 155 ft.

Area: 12,400 sq. ft., or 0.28 acres

Surrounding Zoning:

North:

R-9 and O&I-1

South: East: R-6 Residential R-9 Residential

West:

O&I-1

Existing Use: The property is currently vacant.

<u>Proposed Use</u>: The applicant requests the O&I-1 Conditional District in order to allow the construction of a church and related uses. Complete development plans would have to be approved by the Council prior to issuance of building permits.

<u>Comprehensive Plan</u>: The City's adopted Land Use Plan designates this property for high-density residential development.

<u>Engineering Comments</u>: City water and sewer services are available to the subject property.

DISCUSSION:

The applicant's existing church is located immediately west of the subject property. They have proposed construction of a new sanctuary next door. It is unknown whether the existing church will remain.

High-density residential and O&I-1 uses are compatible and provide a step down in intensity from commercial to

residential. The request would be compatible with the Comprehensive Plan.

The applicant does not have specific plans at this time, however, site and landscape plans will have to be approved by the Council prior to development. If the rezoning to O&I-1 is approved, a waiver of the site plan requirement at time of rezoning would be necessary.

At the public hearing held on February 20, 2017, one person spoke in favor of the request. No one appeared in opposition.

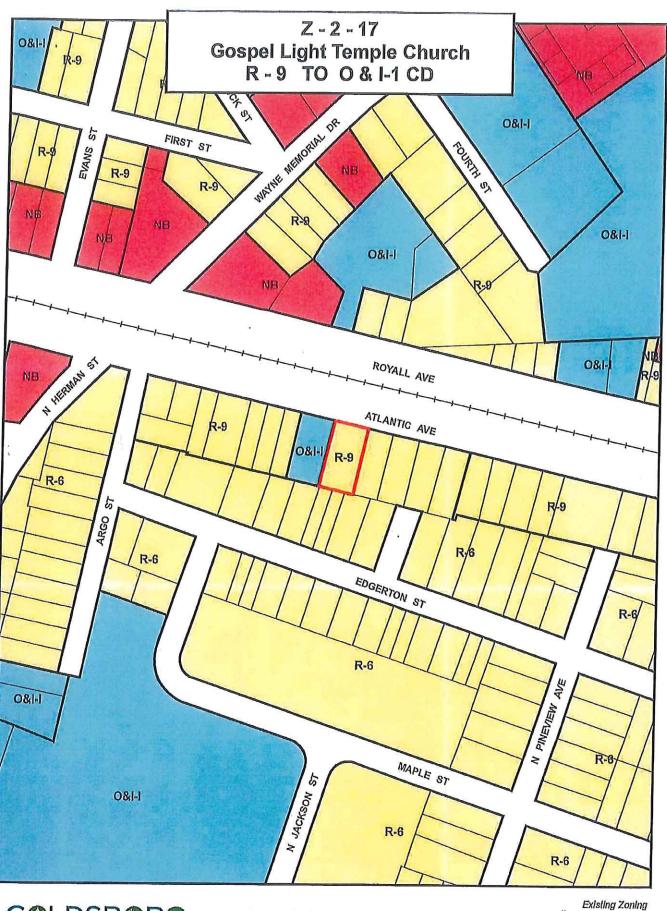
At their meeting on February 27, 2017, the Planning Commission recommended approval of the change of zone request.

RECOMMENDATION:

By motion, accept the recommendation of the Planning Commission and adopt an Ordinance changing the zoning for the property from R-9 Residential Office and Institutional-1 Conditional District to allow a church and related uses. The request would be compatible with the Comprehensive Land Use Plan recommendations.

Date:	2-28-2017	Planning Director
Date:		City Manager

ssj



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Existing Zo

ORDINANCE NO. 2017 -

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF GOLDSBORO, NORTH CAROLINA CODE OF ORDINANCES

WHEREAS, after notice duly given according to law, a public hearing was held before the City Council and the Planning Commission at a regular meeting held in the Council Chamber, City Hall, on Monday, February 20, 2017, at 7:00 p. m., for the purpose of considering and discussing the passing of an ordinance amending the Unified Development Ordinance of the City of Goldsboro, North Carolina; and

WHEREAS, after completion of said public hearing and receipt of the recommendation of the Planning Commission, the City Council of the City of Goldsboro deems it advisable and for the best interest of the City and those residing within its zoning jurisdiction that the Unified Development Ordinance be amended as herein below set forth;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, North Carolina:

1. That the Unified Development Ordinance of the City of Goldsboro, North Carolina Code of Ordinances, be and the same is hereby amended by changing:

From R-9 Residential to Office and Institutional-1 Conditional District to allow a church and related uses. Site and landscape plans will be reviewed and approved separately.

Z-2-17 Gospel Light Temple – South side of Atlantic Avenue between Herman Street and Pineview Avenue

The Wayne County Tax Identification No. is 3509-48-8104. The property has a frontage of 80 ft., a depth of 155 ft. and a total area of 12,400 sq. ft., or 0.28 acres.

- 2. That the Official Zoning Map, Goldsboro, North Carolina, on file in the Office of the Director of Planning and Community Development be promptly changed to reflect this amendment and the appropriate entries in reference thereto be entered in the descriptive record of changes as provided in Section 2 of the Unified Development Ordinance.
- 3. That this Ordinance shall become effective from and after the entry of the changes or amendments herein made on the said Official Zoning Map.

Adopted this day of	, 2017.	
Approved as to Form Only:	Reviewed by:	
City Attorney	City Manager	

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CITY OF GOLDSBORO

AGENDA MEMORANDUM

MARCH 6, 2017 COUNCIL MEETING

SUBJECT:

Z-3-17 Hutton Team, LLC - East side of North Berkeley Boulevard between Langston Drive and Ridgecrest Drive

BACKGROUND:

The applicant requests a zoning change from Office-Residence and R-16 Residential to General Business Conditional District. 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 complete development plans approved by City Council prior to issuance of any building permits.

A conceptual plan has been submitted for preliminary review and comment by City staff.

Frontage: 300 ft. (N. Berkeley Blvd.) 285 ft. (Langston Dr.)

Area: 75,500 sq. ft. or 1.7 acres

Surrounding Zoning: North:

Shopping Center

South:

R-16 Residential

East:

Office and Institutional-1 CD and R-16 Residential

West:

Office and Institutional-1

CD and R-16 Residential

DISCUSSION:

If approved to GBCD, the applicant proposes the construction of a multi-tenant commercial strip center.

Existing Use: Currently, each lot included within the request contains a single-family dwelling.

<u>Comprehensive Plan Recommendation</u>: The City's Land Use Plan recommends commercial development for the property. The proposed rezoning would be compatible with the Comprehensive Plan.

<u>Engineering</u>: City water and sewer are available to the property. Subject property is not located within a special flood hazard area.

The submitted conceptual plan has been revised to indicate a new drive-up window, traffic circulation pattern, and dumpster locations. Once final plans are submitted, staff will review and submit them to the Planning Commission and City Council for approval.

The developer proposes construction of a right-in, right-out driveway from Berkeley Boulevard and the construction of a right-turn lane. Additional access is proposed from Langston Drive which accesses Berkeley Boulevard through a traffic signal aligning with the main entrance to Berkeley Mall.

Stormwater calculations will be required for the site. A detention pond is shown to the rear of the development which would abut adjacent residential development to both the north and east.

As noted previously, complete development plans including site plan, landscape plan, building elevation plans and commercial lighting plans will be required prior to issuance of any building permits for this site.

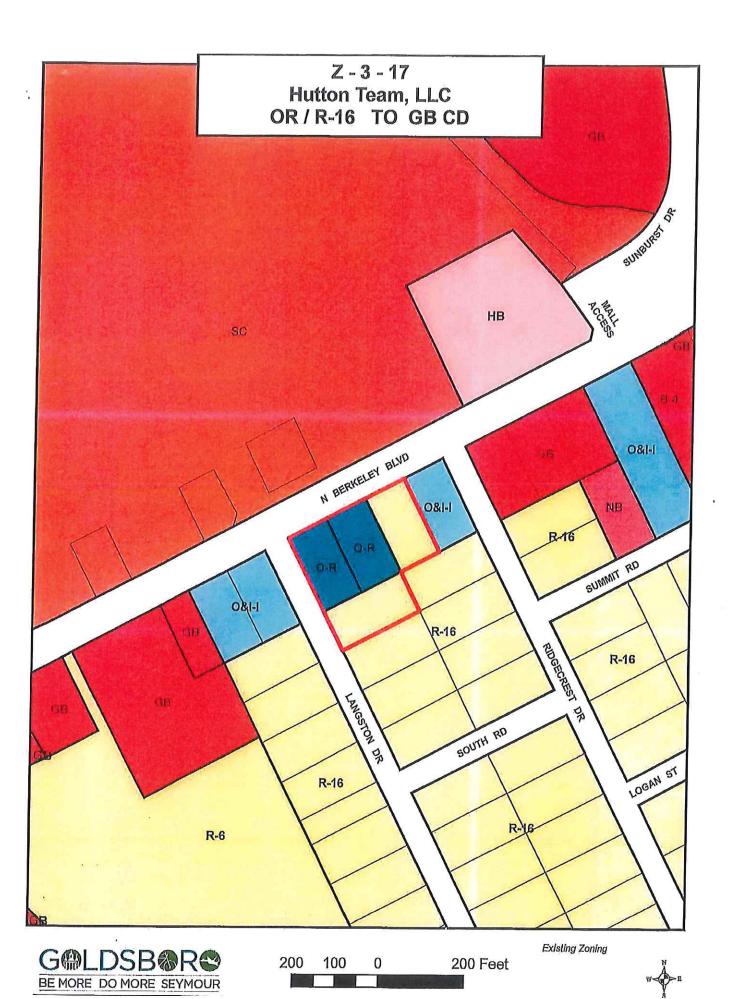
At the public hearing held on February 20, 2017, a representative of the applicant spoke in favor of the request. No one appeared in opposition.

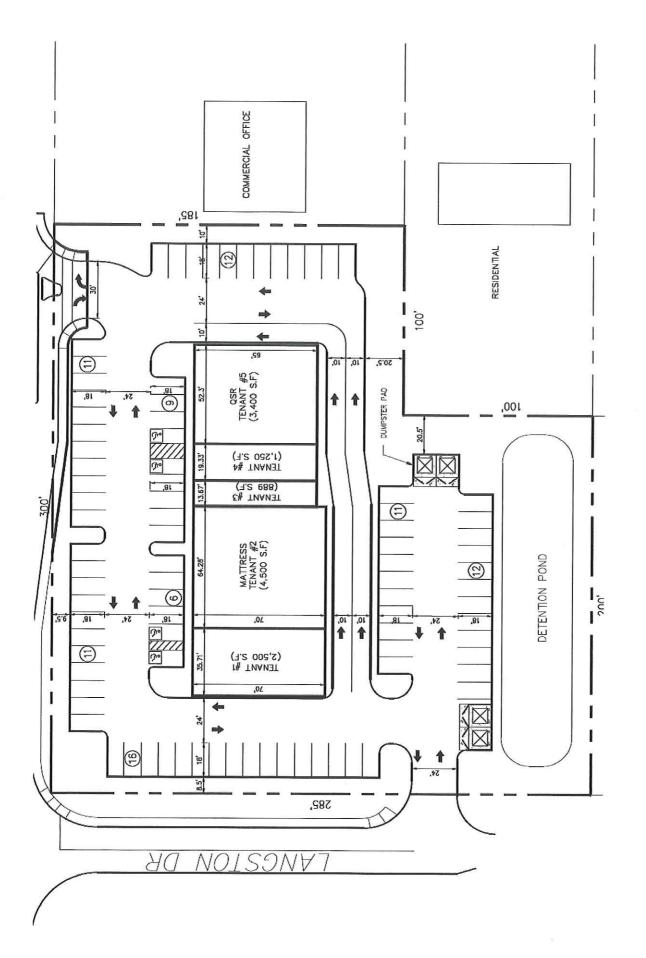
The Planning Commission, at their meeting on February 27, 2017, recommended approval of the zoning change.

RECOMMENDATION:

By motion, accept the recommendation of the Planning Commission and adopt an Ordinance changing the zoning for the property from Office-Residence and R-16 Residential to General Business Conditional District with a waiver of the site plan requirement. Complete development plans would be approved by Council prior to issuance of any building permits. The change to General Business Conditional District would be compatible with the City's Comprehensive Land Use Plan.

Date: 2-28-2017	Planning Director
Date:	City Manager
ssj	,





ORDINANCE NO. 2017 -

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF GOLDSBORO, NORTH CAROLINA CODE OF ORDINANCES

WHEREAS, after notice duly given according to law, a public hearing was held before the City Council and the Planning Commission at a regular meeting held in the Council Chamber, City Hall, on Monday, February 20, 2017, at 7:00 p. m., for the purpose of considering and discussing the passing of an ordinance amending the Unified Development Ordinance of the City of Goldsboro, North Carolina; and

WHEREAS, after completion of said public hearing and receipt of the recommendation of the Planning Commission, the City Council of the City of Goldsboro deems it advisable and for the best interest of the City and those residing within its zoning jurisdiction that the Unified Development Ordinance be amended as herein below set forth;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, North Carolina:

1. That the Unified Development Ordinance of the City of Goldsboro, North Carolina Code of Ordinances, be and the same is hereby amended by changing:

From Office-Residence and R-16 Residential to General Business Conditional District to allow commercial development with separate plan approval required.

Z-3-17 Hutton Team, LLC – East side of North Berkeley Boulevard Between Langston Drive and Ridgecrest Drive

The Wayne County Tax Identification Nos. are 3519-53-7434, 8345, 8429 and 9515. The property has a frontage of 300 ft., an average depth of 235 ft. and a total area of 75,500 sq. ft., or 1.7 acres.

- 2. That the Official Zoning Map, Goldsboro, North Carolina, on file in the Office of the Director of Planning and Community Development be promptly changed to reflect this amendment and the appropriate entries in reference thereto be entered in the descriptive record of changes as provided in Section 2 of the Unified Development Ordinance.
- 3. That this Ordinance shall become effective from and after the entry of the changes or amendments herein made on the said Official Zoning Map.

Adopted this day of	
Approved as to Form Only:	Reviewed by:
City Attorney	City Manager

Item	Н

AGENDA MEMORANDUM

MARCH 6, 2017 COUNCIL MEETING

SUBJECT:

Z-4-17 John R. Best - South side of Graves Drive between

Berkeley Boulevard and Malloy Street

BACKGROUND:

The applicant requests a zoning change from Shopping Center to General Business Conditional District. 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 occupying the site.

Frontage: 100 ft. (Graves Dr.)

Depth: 200 ft.

Area: 20,000 sq. ft. or 0.46 acres

Surrounding Zoning: North:

Shopping Center and

General Business

South:

General Business

East:

Shopping Center

West:

Shopping center

WE

General Business

DISCUSSION:

Existing Use: Currently the property is occupied by an existing 4,750 sq. ft. masonry block and metal commercial building formerly occupied by Century Uniforms.

Access: A 20 ft. wide asphalt driveway provides access to the site from Graves Drive.

<u>Comprehensive Plan Recommendation</u>: The City's Land Use Plan recommends commercial development for the property. The proposed rezoning would be compatible with the Comprehensive Plan.

<u>Engineering</u>: City water and sewer are available to the property. Subject property is not located within a special flood hazard area.

The applicant has indicated that the property has been for sale for some time. He believes the marketability of the

property will be enhanced if it is zoned General Business Conditional District. As noted previously, complete development plans would have to be approved before a new business could occupy the structure.

At the public hearing held on February 20, 2017, no one appeared to speak either for or against the request.

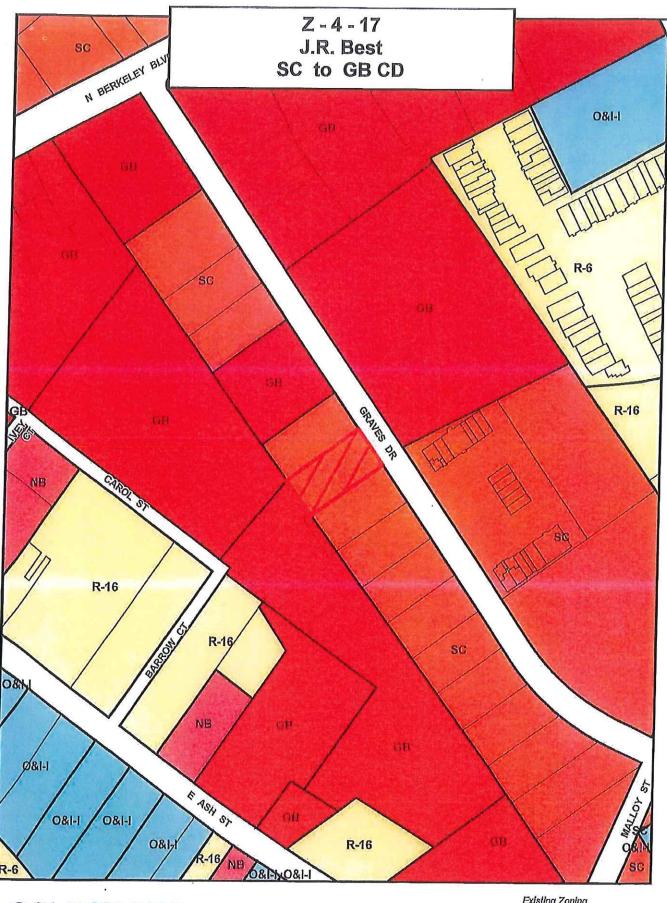
The Planning Commission, at their meeting held on February 27, 2017, recommended approval of the change of zone request.

RECOMMENDATION:

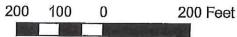
By motion, accept the recommendation of the Planning Commission and adopt an Ordinance changing the zoning for the subject property from Shopping Center to General Business Conditional District. Development plans will have to be approved by Council prior to occupying the existing building. The request would be compatible with the City's adopted Comprehensive Land Use Plan recommendations.

Date: 2-28-2017	Planning Director	
Date:	City Manager	_

SSI







Existing Zoning



ORDINANCE NO. 2017 -

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF GOLDSBORO, NORTH CAROLINA CODE OF ORDINANCES

WHEREAS, after notice duly given according to law, a public hearing was held before the City Council and the Planning Commission at a regular meeting held in the Council Chamber, City Hall, on Monday, February 20, 2017, at 7:00 p. m., for the purpose of considering and discussing the passing of an ordinance amending the Unified Development Ordinance of the City of Goldsboro, North Carolina; and

WHEREAS, after completion of said public hearing and receipt of the recommendation of the Planning Commission, the City Council of the City of Goldsboro deems it advisable and for the best interest of the City and those residing within its zoning jurisdiction that the Unified Development Ordinance be amended as herein below set forth;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, North Carolina:

1. That the Unified Development Ordinance of the City of Goldsboro, North Carolina Code of Ordinances, be and the same is hereby amended by changing:

From Shopping Center to General Business Conditional District to allow commercial development with separate plan approval required.

Z-4-17 John R. Best – South side of Graves Drive between Berkeley Boulevard and Malloy Street

The Wayne County Tax Identification No. 3519-31-7423. The address Is 2718 Graves Drive. The property has a frontage of 100 ft., a depth of 200 ft. and a total area of 22,100 sq. ft., or 0.46 acres.

- 2. That the Official Zoning Map, Goldsboro, North Carolina, on file in the Office of the Director of Planning and Community Development be promptly changed to reflect this amendment and the appropriate entries in reference thereto be entered in the descriptive record of changes as provided in Section 2 of the Unified Development Ordinance.
- 3. That this Ordinance shall become effective from and after the entry of the changes or amendments herein made on the said Official Zoning Map.

Adopted this day of	
Approved as to Form Only:	Reviewed by:
City Attorney	City Manager

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AGENDA MEMORANDUM

MARCH 6, 2017 PUBLIC HEARING

SUBJECT:

Z-5-17 Charles Ginn – West side of Central Heights Road between Tommy's Road and Courtney Road (R-16 and RM-NC to RM-9)

BACKGROUND:

The property is currently zoned R-16 Residential with an RM-NC (Nonconforming Manufactured Home) Overlay. As the property has been vacant for more than six months, a rezoning to RM-9 (Residential Manufactured Home) will be required before another manufactured home may be placed on the lot.

Frontage:

120 ft.

Depth:

125 ft.

Area:

15,000 sq. ft., or 0.34 acres

Surrounding Zoning:

North: R-16 Residential/RM-NC South: R-16 Residential/RM-NC East: R-20A Residential/RM-NC

West: R-16 Residential

Existing Use: The property is currently vacant.

<u>Proposed Use</u>: If approved to RM-9, one manufactured home would be permitted on the property.

<u>Comprehensive Plan</u>: The City's adopted Land Use Plan designates this property for medium-density residential development. The requested RM-9 zone is considered medium-density and would be compatible with the plan.

DISCUSSION:

<u>Engineering Comments</u>: City water and sewer service is not available to serve the subject property.

At one time, the property, along with land to the south, contained five dilapidated manufactured homes. Upon inheritance by the applicant, all were removed and one was replaced. As noted previously, the subject property has been vacant for more than six months and will require rezoning.

The RM-9 zoning district will require masonry underpinning, pitched roof and horizontal siding. It will be required to have working windows and no rust and have the appearance of a site-built home.

If the rezoning is approved, the applicant plans to subdivide the property to sell the lot.

At the public hearing held on February 20, 2017, no one appeared to speak either for or against the request.

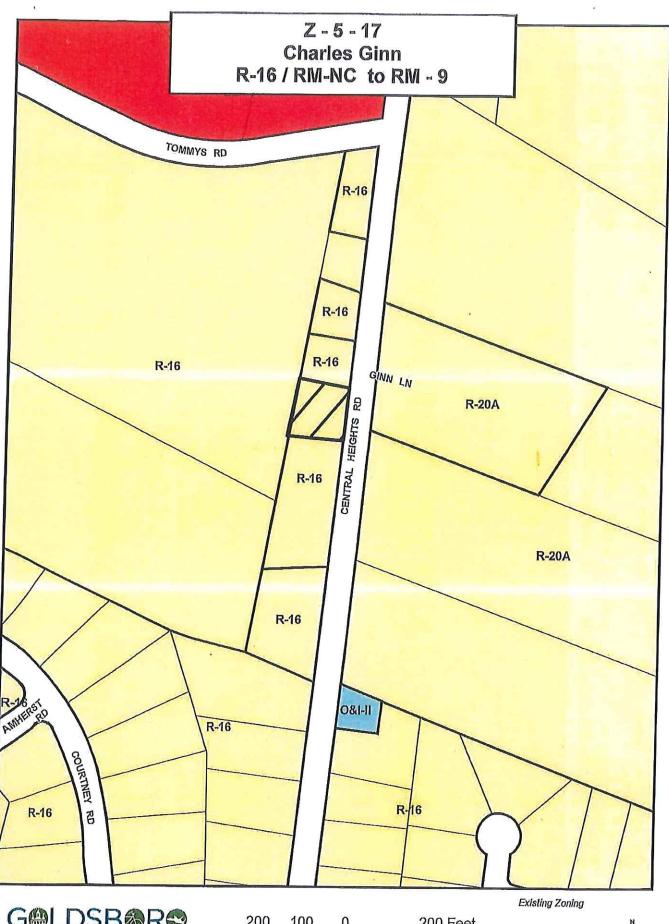
The Planning Commission, at their meeting held on February 27, 2017, recommended approval of the zoning change.

RECOMMENDATION:

By motion, accept the recommendation of the Planning Commission and adopt an Ordinance changing the zoning for the subject property from R-16 and RM-NC Residential to RM-9 Residential. The request would be compliant with the recommendations of the City's adopted Comprehensive Land Use Plan.

Date: 2-28- 2017	Planning Director
Date:	City Manager

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ORDINANCE NO. 2017 -

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF GOLDSBORO, NORTH CAROLINA CODE OF ORDINANCES

WHEREAS, after notice duly given according to law, a public hearing was held before the City Council and the Planning Commission at a regular meeting held in the Council Chamber, City Hall, on Monday, February 20, 2017, at 7:00 p. m., for the purpose of considering and discussing the passing of an ordinance amending the Unified Development Ordinance of the City of Goldsboro, North Carolina; and

WHEREAS, after completion of said public hearing and receipt of the recommendation of the Planning Commission, the City Council of the City of Goldsboro deems it advisable and for the best interest of the City and those residing within its zoning jurisdiction that the Unified Development Ordinance be amended as herein below set forth;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, North Carolina:

1. That the Unified Development Ordinance of the City of Goldsboro, North Carolina Code of Ordinances, be and the same is hereby amended by changing:

From R-16 Residential and RM-NC to RM-9 Residential Manufactured Home.

Z-5-17 Charles Ginn – West side of Central Heights Road between Tommy's Road and Courtney Road

The Wayne County Tax Identification No. is 3620-71-3064 (Part). The property has a frontage of 120 ft., a depth of 125 ft. and a total area of approximately 15,000 sq. ft., or 0.34 acres.

- 2. That the Official Zoning Map, Goldsboro, North Carolina, on file in the Office of the Director of Planning and Community Development be promptly changed to reflect this amendment and the appropriate entries in reference thereto be entered in the descriptive record of changes as provided in Section 2 of the Unified Development Ordinance.
- 3. That this Ordinance shall become effective from and after the entry of the changes or amendments herein made on the said Official Zoning Map.

Adopted this day of	, 2017.
Approved as to Form Only:	Reviewed by:
City Attorney	City Manager

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Item	

AGENDA MEMORANDUM

MARCH 6, 2017 PUBLIC HEARING

SUBJECT:

CU-3-17 Michael Carroll - South side of East Ash Street

between Lionel Street and Leslie Street

BACKGROUND:

The applicant requests a Conditional Use Permit to operate

an electronic sweepstakes establishment.

Unit Frontage: 50ft. Unit Depth: 75 ft. Unit Area: 3,750 sq. ft.

Zone: GB (General Business)

The property is zoned General Business. Electronic sweepstake establishments are a permitted use within the district only after the issuance of a Conditional Use Permit

approved by City Council.

DISCUSSION:

Applicant proposes to operate the sweepstakes establishment within a tenant space of an existing commercial strip center. Uses within the strip mall include tax preparation and insurance offices, a convenience store, and other retail sales. The proposed tenant space was previously occupied for church-related purposes.

The submitted floor plan shows an assembly area of approximately 3,750 square feet to include an office area and restrooms for patrons of the facility.

The following information has been submitted with the application:

No. Employees: 2

Hours and Days of Operation:

8:00 a.m. to 2 a.m., Monday - Sunday

No. of computers: 40

<u>Parking</u>: Required parking for the electronic sweepstake establishment is 1.5 spaces per computer station. A total of 60 parking spaces are required. There are a total of 90 available parking spaces for use at the front and rear of the

commercial strip center. Based on existing uses within the center, a total of 140 spaces would be required as follows:

Retail Space (11,250 sq. ft.) = 45 spaces Office Space (6,000 sq. ft.) = 17 spaces Place of Entertainment (600 sq. ft.) = 18 spaces Electronic Sweepstakes (1.5 x 40) = 60 spaces

A modification of required parking from 140 to 90 would be necessary.

The applicant contends that most of his business would be conducted after other uses within the center are closed and the 60 spaces required would be excessive given that only 40 computers are proposed.

The City's UDO requires a separation distance of 200 ft. from residentially-zoned or developed property, a church or school. There is no church or school facility located within 200 ft. of the proposed use. Since residentially zoned property exists to the rear of the site, a modification of the 200 ft. distance requirement will be necessary.

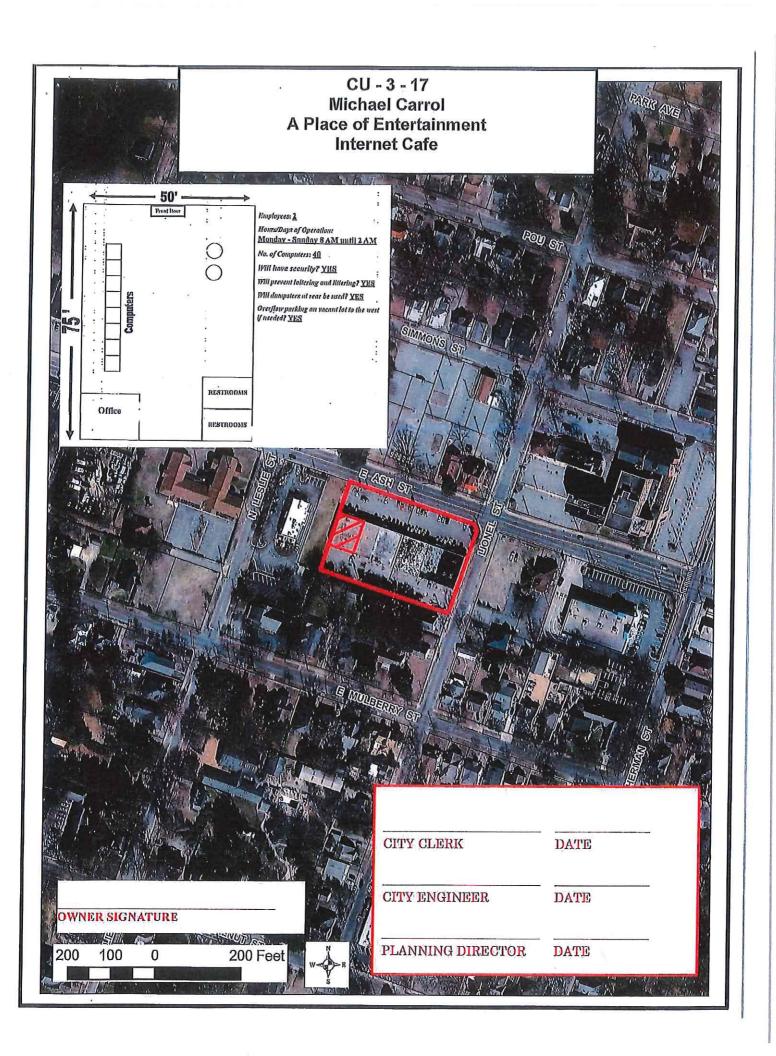
At the public hearing held on February 20, 2017, two persons spoke in favor of the request. Four people appeared in opposition.

The Planning Commission, at their meeting held on February 27, 2017, recommended denial of the request. They expressed concerns with the issue of parking and the proximity of the use to residentially developed property to the rear.

RECOMMENDATION:

By motion, accept the recommendation of the Planning Commission and adopt an Order denying the Conditional Use Permit based on the request not meeting the distance requirement from residential and the number of required parking spaces.

Date: 2 - 2	28-2017	Planning Director	Rom	<u></u>
Date:		City Manager		



STATE OF NORTH CAROLINA

ORDER DENYING A CONDITIONAL USE PERMIT

The City Council of the City of Goldsboro, North Carolina, having held a public hearing on February 20, 2017 to consider Conditional Use Permit application number:

CU-3-17 Michael Carroll – South side of East Ash Street between Lionel Street and Leslie Street

to allow the operation of an electronic sweepstakes establishment, having heard all of the evidence and arguments presented and reports from City officials, makes the following:

FINDINGS OF FACT

- 1. The City Council finds that there are certain uses that exist which may be constructed, continued and/or expanded if they meet certain mitigating conditions specific to their design and/or operation. Such conditions ensure compatibility among uses and building types so that different uses may be located in proximity to one another without adverse effects to either.
- 2. Even if the permit-issuing body finds that the application complies with all the other provision of the City's Unified Development Ordinance, it may still deny the permit if it concludes, based upon information submitted at the hearing, that, if completed as proposed, the development:
 - a. Will materially endanger the public health or welfare; or
 - b. Will substantially injure the beneficial use of adjoining or abutting property; or
 - c. Will not be in harmony with existing development and uses within the area in which it is located; or
 - d. Will not be in general conformity with the Comprehensive Plan, Thoroughfare Plan or other plan officially adopted by the Council.
- 3. The City of Goldsboro's Unified Development Ordinance provides the following regulations which are specific to the applicant's request for an Internet Café/Sweepstakes Facility.

Chapter 5.5 Supplemental Use Regulations

5.5.4 Special and Conditional Use Specific Regulations
Internet Café/Sweepstakes Facilities – Electronic Gaming Operations)

Permitted Districts: General Business, Shopping Center, Highway Business and I-2 General Industry. (The subject property is zoned General Business.)

Approval Criteria

1. No establishment shall be located within two hundred (200) feet of any residentially zoned or developed property, church or school. Where the proposed establishment is separated from residentially zoned or developed property by a

four-lane highway, the two hundred (200) foot separation shall only apply to the properties along the sides and rear of the establishment. No such establishment shall be located within two hundred (200) feet of any other such establishment.

The subject property is located zero (0) ft. from residentially-zoned and developed property to the south. A modification of the 200 ft. distance requirement would be required.

2. The hours of operation for such operations shall be limited to 7:00 a. m. to 2:00 a. m. Uses which are legally existing at the time of adoption of this ordinance shall have thirty (30) days to come into compliance with the hours of operation limitation as defined in this section.

The applicant proposed hours of operation from 8:00 a.m. to 2:00 a.m., Monday through Sunday. A total of two employees would be associated with the operation.

The site plan indicates that a total of 140 parking spaces would be required for the entire commercial strip center. There are only 90 spaces available to serve all the tenants in the center. A modification of the required parking from 140 spaces to 90 spaces would be necessary.

Based upon the foregoing FINDINGS OF FACT, the City Council makes the CONCLUSION that the proposed use **does not** satisfy the general conditions imposed on the Council in its deliberations for issuing a Conditional Use Permit under Section 2.2.8 of the City of Goldsboro Zoning Ordinance.

Upon motion made by Councilmember and seconded by

Councilmember ______, the Council denied the applicant's request for a Conditional Use Permit to allow the operation of an electronic sweepstakes establishment.

Therefore, because the City Council concludes that the general conditions precedent to the issuance of a CONDITIONAL USE PERMIT **HAVE NOT BEEN** satisfied, IT IS ORDERED that the application for the issuance of a CONDITIONAL USE PERMIT to allow the operation of an internet café/sweepstakes facility (electronic gaming operation) be **DENIED**.

Thus ordered this	_ day of	, 2017.
	Chuck Allen, Mayor	
	James D. Womble, City At	torney

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AGENDA MEMORANDUM

MARCH 6, 2017 PUBLIC HEARING

SUBJECT:

CU-4-17 Tim Gill – West side of South Berkeley Boulevard

between East Street and Elm Street

BACKGROUND:

The applicant requests a Conditional Use Permit to allow the operation of a place of entertainment with no ABC permit (video gaming lounge and retail sales of related products) not to include any computer-based sweepstakes.

Frontage: 50 ft. Depth: 45 ft.

Area: 2,250 sq. ft., or 0.05 acres

Zoning: General Business

In January, 2017, a request for a Conditional Use Permit to allow the operation of a computer-based sweepstakes facility was withdrawn by the owner due to opposition. The current request would specifically prohibit a sweepstakes facility and would limit the use of the property to video gaming and sales of video game-related products.

DISCUSSION:

The applicant has submitted a floor plan which indicates a total of six gaming stations along with the following other designated areas:

Restrooms
Storage
Trading Card Game Room
Network Closet
Console Hub/Office
Repair Room
2 Vending Machines
Merchandise Display Cases

Hours/Days of Operation: 10:00 a. m. to 10:00 p. m. (Monday through Saturday)

Number of Employees: Up to 2

The applicant proposes a number of renovations to the interior of the building including removal of window tint, repainting and replacing doors and light fixtures.

The business plan for the operation indicates that the market to be served will be customers wishing to utilize gaming consoles and playing the newest video games prior to purchasing them. Video games, accessories and consoles would be available for sale along with new and used trading card games. In addition, the applicant plans to provide computer and video gaming console repair services.

The applicant, who served in the United States Air Force from 2007 to 2010 is now the lead Computer Hardware Technician at Wayne Community College.

At the public hearing held on February 20, 2017, the applicant and five others spoke in favor of the request. No one appeared in opposition.

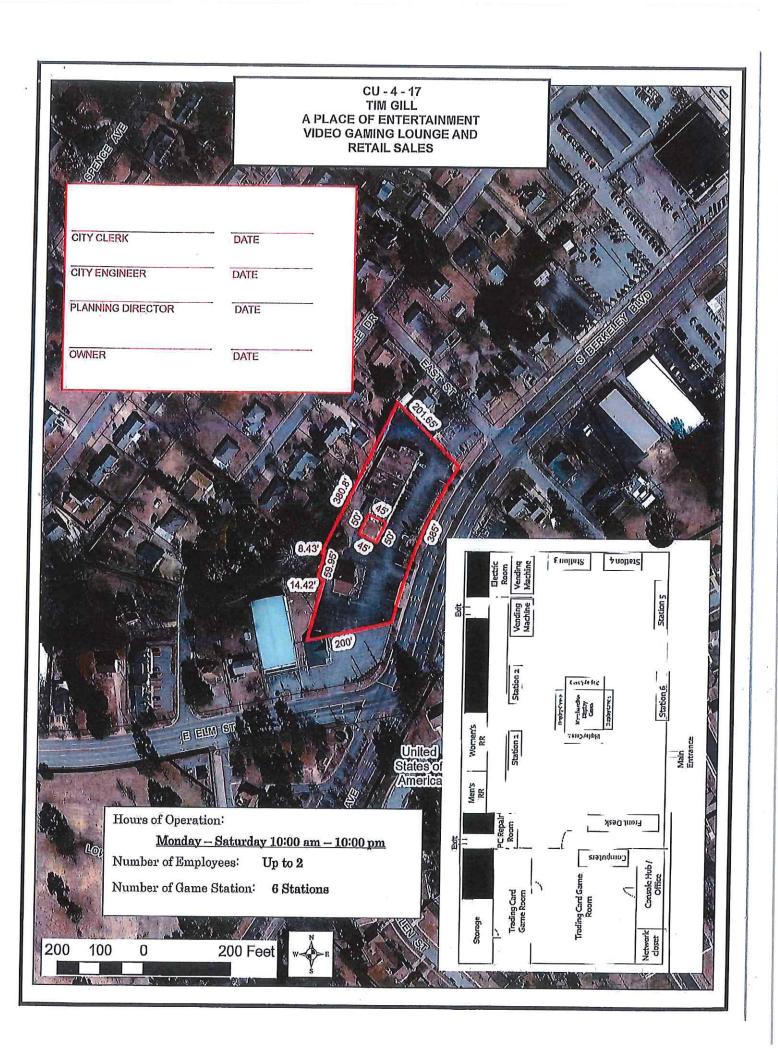
The Planning Commission, at their meeting held on February 27, 2017, recommended approval of the Conditional Use Permit and submitted site and floor plan.

RECOMMENDATION:

By motion, accept the recommendation of the Planning Commission and:

- Adopt an Order approving the Conditional Use Permit to allow the operation of a place of entertainment with no ABC permit (video gaming lounge and retail sales of related products) not to include any computer-based sweepstakes.
- 2. Approve the submitted site and floor plans detailing the operation.

Date: 2-29-2017	Planning Director
Date:	City Manager



STATE OF NORTH CAROLINA

ORDER APPROVING A CONDITIONAL USE PERMIT

The City Council of the City of Goldsboro, North Carolina, having held a public hearing on <u>February 20, 2017</u> to consider Conditional Use Permit application number:

CU-4-17 Tim Gill – West side of South Berkeley Boulevard between East Street and Elm Street

to operate a <u>place of entertainment with no ABC permits</u> (video gaming lounge and retail sales of related products) not to include any computer-based sweepstakes, having heard all of the evidence and arguments presented and reports from City officials and having received a recommendation for **approval** from the Goldsboro Planning Commission pertaining to said application, makes the following:

FINDINGS OF FACT

- 1. The City Council finds that there are certain uses that exist which may be constructed, continued and/or expanded if they meet certain mitigating conditions specific to their design and/or operation. Such conditions ensure compatibility among uses and building types so that different uses may be located in proximity to one another without adverse effects to either.
- 2. Even if the permit-issuing body finds that the application complies with all the other provision of the City's Unified Development Ordinance, it may still deny the permit if it concludes, based upon information submitted at the hearing, that, if completed as proposed, the development:
 - a. Will materially endanger the public health or welfare; or
 - b. Will substantially injure the beneficial use of adjoining or abutting property; or
 - c. Will not be in harmony with existing development and uses within the area in which it is located; or
 - d. Will not be in general conformity with the Comprehensive Plan, Thoroughfare Plan or other plan officially adopted by the Council.
- 3. The City of Goldsboro's Unified Development Ordinance provides the following regulations which are specific to the applicant's request for a place of entertainment with no ABC permits.

Chapter 5.5 Supplemental Use Regulations

5.5.4 Special and Conditional Use Specific Regulations

Arcades/Game Rooms/Pool Halls/Places of Entertainment (including teen clubs) – No

ABC Permit)

Permitted Districts: Central Business District, General Business, Shopping Center, Highway Business. (The subject property is zoned General Business.)

Approval Criteria

- 1. Upon complaint from any person owning property within 400 ft. of the applicant's property, a public hearing before the City Council and Planning Commission may be scheduled by the City Council to determine what additional conditions, if any, may be needed to protect the public health, safety and welfare. Upon a finding that there has been an increase in the volume, intensity or frequency of the use or a use different than set forth in the conditional use permit, the City Council after the public hearing may modify, suspend or revoke the conditional use permit.
- 2. Six copies of the floor plan, drawn to scale, shall be submitted indicating the proposed uses within the structure including the location and number of all games and amusements.
- 3. A satisfactory statement setting forth the method and frequency of litter collection and disposal shall be submitted with the site plan.

The submitted site plan and floor plan indicate the following:

- a. Six gaming stations;
- b. Hours/Days of Operation: 10:00 a. m. to 10:00 p. m. (Monday through Saturday)
- c. Number of Employees: Up to 2

Based upon the foregoing FINDINGS OF FACT, the City Council makes the CONCLUSION that the proposed use **doe**s satisfy the general conditions imposed on the Council in its deliberations for issuing a Conditional Use Permit under Section 2.2.8 of the City of Goldsboro Zoning Ordinance.

Upon motion made by Councilm Councilmember, the Planning Commission and approved the operate a place of entertainment with no of related products, not to include compared	Council accepted applicant's reque ABC permits (vi	the recommendation of the st for a Conditional Use Permit to dee gaming lounge and retail sales
•	ncil concludes the PERMIT HAVE CONDITIONAL	at the general conditions precedent to BEEN satisfied, IT IS ORDERED USE PERMIT to allow the
Thus ordered this	day of	, 2017.
	*	
	Chuck Allen	, Mayor

James D. Womble, City Attorney

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AGENDA MEMORANDUM

MARCH 6, 2017 COUNCIL MEETING

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Contiguous Annexation Petition – Mills Goldsboro

Properties, LLC - East side of Gateway Drive

(4.0 Acres)

BACKGROUND:

The applicant is requesting that contiguous property

described by metes and bounds in Item 2 of the

attached petition be annexed to the City of Goldsboro.

Also attached are maps showing the property

proposed to be annexed.

DISCUSSION:

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 City Council, at their meeting on March 6, 2017

would request the City Clerk to determine the

sufficiency of the petition. If the petition is

determined to be sufficient, a public hearing would be scheduled and a report would be prepared by the Planning Department, in conjunction with other City

departments, for submission to the Council.

RECOMMENDATION:

By motion, request that the City Clerk examine the

annexation petition to determine its sufficiency.

Date: 2-28-2017

Date:

City Manager

ssj

PETITION FOR ANNEXATION OF CONTIGUOUS REAL PROPERTY TO THE CITY OF GOLDSBORO, NORTH CAROLINA

Date Submitted: Feb. 15, 2017

To the City Council of the City of Goldsboro, North Carolina:

- The undersigned, owner(s) of the contiguous real property respectfully request that the area described in Paragraph 2 below be annexed to the City of Goldsboro, North Carofina.
- The area requested to be annexed is configuous to the City of Goldsboro and is described by metes and bounds as follows: (Attach separate sheets if necessary.)

See Attached Exhibit A

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3. We acknowledge that any zoning vested rights acquired pursuant to G. S. 160A-385.1 or G. S. 153A-344.1 must be declared and identified on this petition. We further acknowledge that failure to declare such rights on this petition shall result in a termination of vested rights previously acquired for the property. (If zoning vested rights are claimed, indicate below and attach proof.)

Name and Signature of Owner(s) Address	Phone	vested rights? (Indicate Yes or No)
Mills Goldsboro Properties, LLC		
306 N. Oak Forest Road	· · · · · · · · · · · · · · · · · · ·	
Goldsboro, NC 27534-8348		
Seffrey G. Garge		
Contact Person:leff Cropp	Phone No	·_(407) 883 <u>-10</u> 42

ALL INFORMATION MUST BE <u>LEGIBLE AND CORRECT</u>, IF THE PETITION IS NOT CURRENTLY THE LEGAL OWNER OF THE PROPERTY, THE LEGAL OWNER MUST SIGN THE PETITION.

PLEASE SUBMIT ORIGINAL PETITION TO THE OFFICE OF THE CITY CLERK

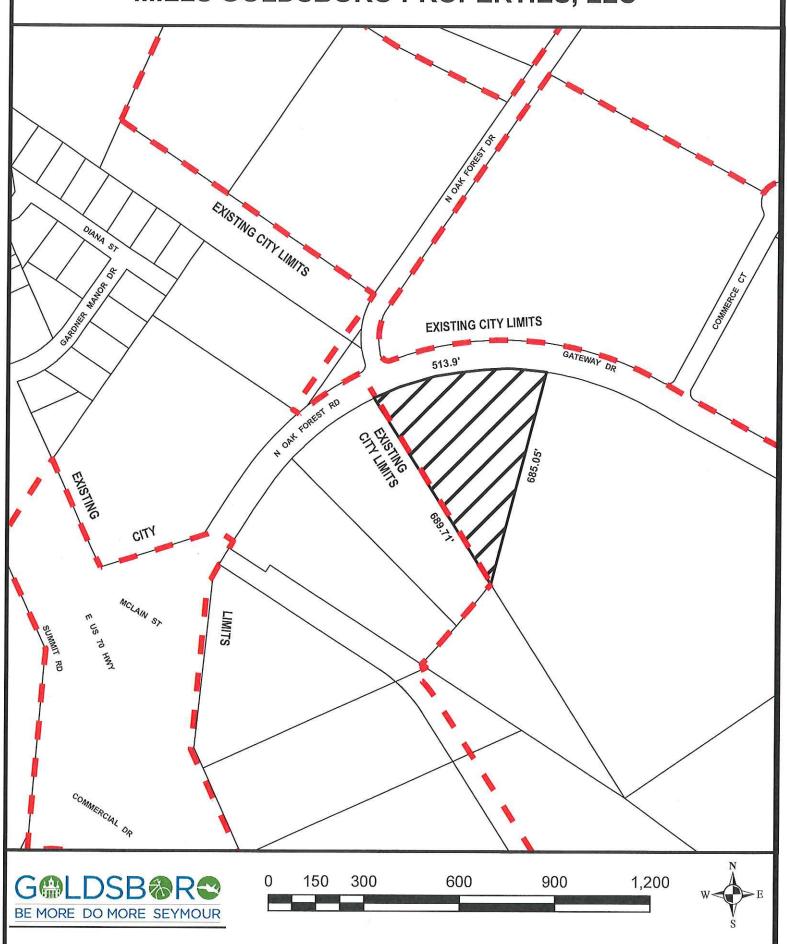
EXHIBIT A

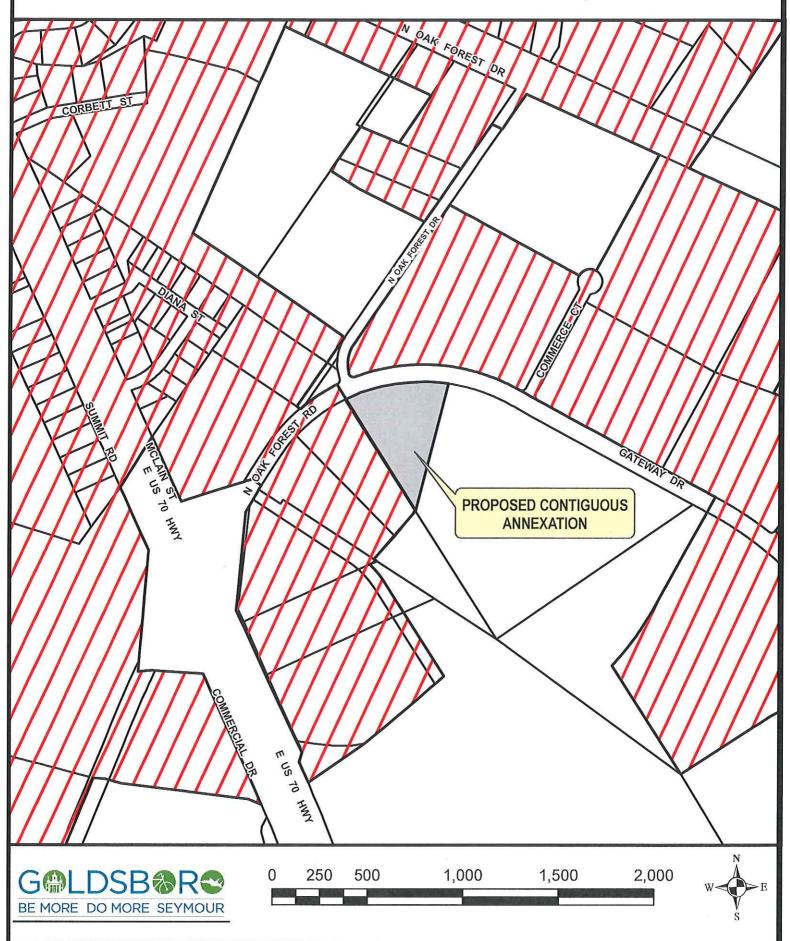
Description of a Survey for Wayne County Development Alliance New Hope Township, Wayne County, NC REFERENCES: Deed Book 2567, Page 523 (Part of Tract No. 1); Plat Cabinet M, Slide 56-D (Part of Lot 2B)

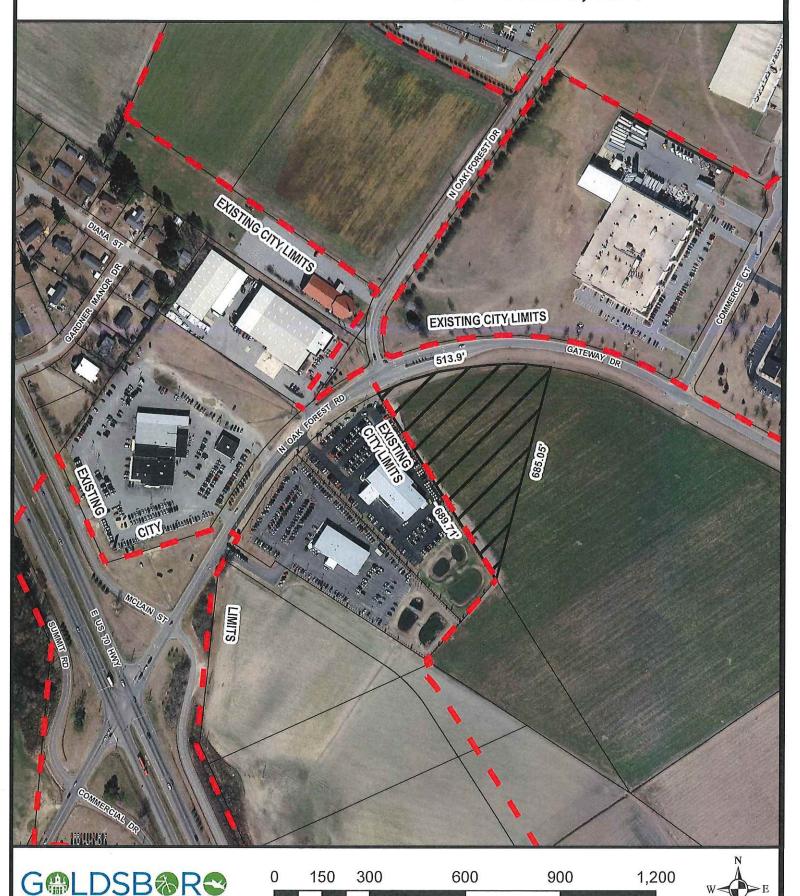
BEGINNING at an iron stake on the Southern right of way of N. C. Secondary Road No. 1711 (Oak Forest Road), said beginning point being located S. 24° 01' 37" W. 466.63 feet from a City of Goldsboro Control Monument C.C.M. #12 having N. C. Grid Coordinates: N = 592,588.453, E = 2,319,609.012 "NAD 83", and said beginning point having N. C. Grid Coordinates: N = 592,141.683, E = 2,319,474.328 "NAD 83"; and said beginning point being the most Northeastern corner of the property of Mills Goldsboro Properties, LLC as shown by deed recorded in Deed Book 2914, Page 130 in the Wayne County Registry; thence from the beginning, with the Southern right of way of N. C. Secondary Road No. 1711 (Oak Forest Road) and with the Southern right of way of Gateway Drive, along a curve to the right having an arc distance of 513.90 feet, a radius of 909.93 feet (a chord), N. 86° 42' 47" E. 507.10 feet to an iron rod; thence leaving the Southern right of way of Gateway Drive, S. 17° 52' 04" W. 685.05 feet to an iron rod, the most Southeastern corner of the property of Mills Goldsboro Properties, LLC as shown by deed recorded in Deed Book 2914, Page 130 in the Wayne County Registry; thence with the line of the property of Mills Goldsboro Properties, LLC, N. 25° 25' 19" W. 229.56 feet to an iron rod; thence continuing N. 25° 25' 19" W. 264.97 feet to an iron rod; thence continuing and with the line of the property of Mills Goldsboro Properties, LLC, N. 25° 25' 19" W. 195.18 feet to an iron rod on the Southern right of way of N. C. Secondary Road No. 1711 (Oak Forest Road), the most Northeastern corner of the property of Mills Goldsboro Properties, LLC as shown by deed recorded in Deed Book 2914, Page 130 in the Wayne County Registry, the point of beginning containing 4.000 Acres more or less.

Page 1 of 1

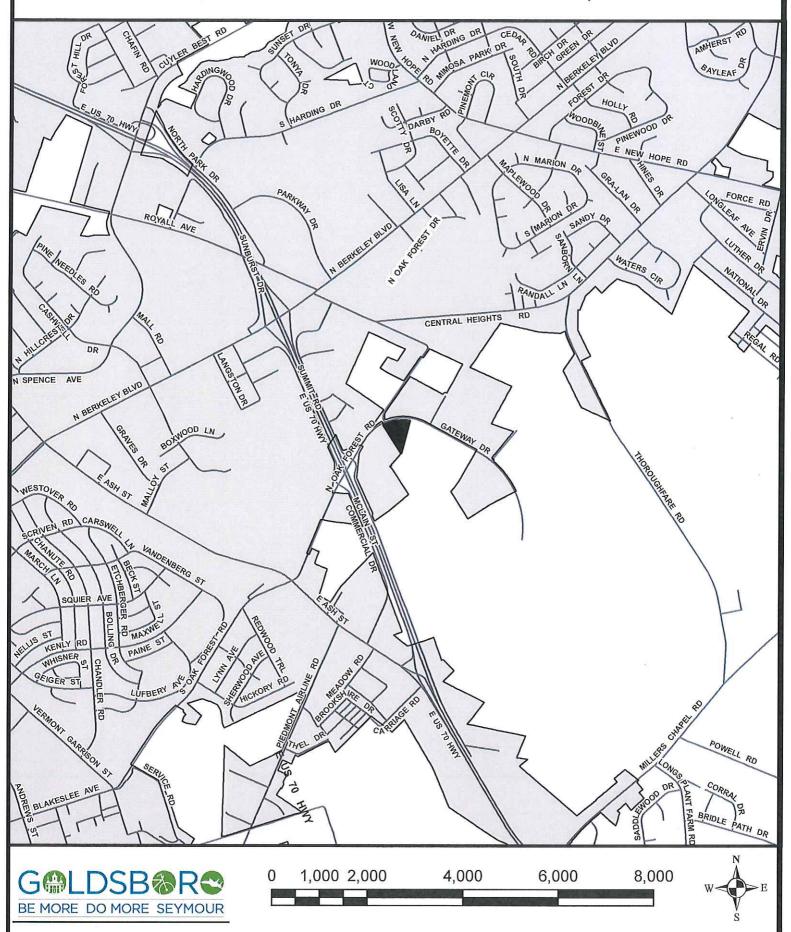
Work Order # 160436







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CITY OF GOLDSBORO AGENDA MEMORANDUM March 6, 2017 COUNCIL MEETING

SUBJECT:

Bid Awards for Neuse River Pump Station Intake Area, Water Plant Mud Basin Mixer Gear Drives, Benton Street Pump Station SCADA Panel, and Water Reclamation Facility Flood Pump Variable Frequency Drive – Hurricane Matthew Final Repair Projects

BACKGROUND:

Following Hurricane Matthew on October 8, 2016 minimum emergency repairs were performed on the Water Plant Mud Basin Mixer Gear Drives and Benton Street Pump Station to get them functioning. The storm and flooding caused erosion and culvert damage to the Neuse River Pump Station Intake Area and damaged the Water Reclamation Facility's Flood Pump Variable Frequency Drive. The bid award contractors will make the final repairs.

DISCUSSION:

The City of Goldsboro advertised for Requests for Qualifications from general contractors and received responsive RFQs on February 7, 2017. Informal bids were received on February 14, 2017 at 2:00 PM. A tabulation of the February 14, 2017 bids is attached.

The lowest responsive bidder was Keen Plumbing Company of Goldsboro, NC with a total bid amount of \$129,245 for Neuse River Pump Station Intake Area; Electric Motor Shop of Wake Forest, NC with a total bid amount of \$54,214 for Water Plant Mud Basin Mixer Gear Drives; TA Loving Company of Goldsboro, NC with a total bid amount of \$36,000 for Benton Street Pump Station SCADA Panel; and TA Loving Company of Goldsboro, NC with a total bid amount of \$85,000 for Water Reclamation Facility Flood Pump Variable Frequency Drive.

Since the City anticipates to receive funding from FEMA proceeds for these repairs caused by Hurricane Matthew, it is necessary to adopt a budget amendment for these expenditures and settlement revenues.

RECOMMENDATION:

It is recommended that the City Council adopt:

1. The attached resolution authorizing the Mayor and the City Clerk to execute a contract with Keen Plumbing Company not to exceed \$129,245 for Neuse River Pump Station Intake Area; Electric Motor Shop not to exceed \$54,214 for Water Plant Mud Basin Mixer Gear Drives; TA Loving not to exceed \$36,000 for Benton Street Pump Station SCADA Panel; and TA Loving Company not to exceed \$85,000 for Water Reclamation Facility Flood Pump Variable Frequency Drive. to make the Hurricane Matthew final repairs.

	reflect an increase in Utility Fund revenues and an increase in the operating expenditures of the Utility Fund's Capital Project Division's budget by a total of \$304,459.
Date:	Michael Wagner, Interim Public Utilities Director
Date:	Scott A. Stevens, City Manager

2. It is recommended that the attached ordinance be adopted to



BID TABULATIONS

	North Carolina					
	BID REQUEST NO.	RFQ & IFB 2017-005				
	PROJECT NAME	Neuse River Pump Station Intake Area - Hurricane Matthew Final Repairs Project				
	DATE OF BID OPENING	Tuesday, February 14, 2017 @ 2 pm				
	BIDDERS NAME AND ADDRESS	BID BOND	E VERIFY	MINORITY BUSINESS	IRAN DIVESTMENT	BID
1	Keen Plumbing Company	BOND		BUSINESS	DIVESTMENT	
	PO Box 1796 Goldsboro, NC 27533 chooks@keenplumbing.com	√	\checkmark	√	√	\$129,245.00
2	T. A. Loving Company PO Drawer 919 400 Patetown Road Goldsboro, NC 27533	V	\checkmark	$\sqrt{}$	V	\$293,000.00
	mcox@taloving.com					
	BID REQUEST NO.		•	RFQ & IF	B 2017-006	
	PROJECT NAME	Water Pl	ant Mud Basin M	ixers Gear Drive	s - Hurricane Mat	thew Final Repairs Project
	DATE OF BID OPENING			sday, Februar	y 14, 2017 @	2 pm
	BIDDERS NAME AND ADDRESS	BID BOND	E VERIFY	MINORITY BUSINESS	IRAN DIVESTMENT	BID
1	Electric Motor Shop 1225 North White Street Wake Forest, NC 27587 jordan.lee@emsnc.com	√	√	√	√	\$54,214.00
2	Pearson Pump PO Box 1254 Goldsboro, NC 27533 sharon@pearsonpump.com	√	\checkmark	\checkmark	√	\$126,000.00
3	T. A. Loving Company PO Drawer 919 400 Patetown Road Goldsboro, NC 27533 mcox@taloving.com	V	V	V	V	\$149,000.00
	BID REQUEST NO.			RFQ & IF	B 2017-007	
	PROJECT NAME	Benton	Street Pump Stat	ion SCADA Pane	l - Hurricane Mat	thew Final Repairs Project
	DATE OF BID OPENING		Tues	sday, Februar	y 14, 2017 @	2 pm
	BIDDERS NAME AND ADDRESS	BID BOND	E VERIFY	MINORITY BUSINESS	IRAN DIVESTMENT	BID
1	T. A. Loving Company PO Drawer 919 400 Patetown Road Goldsboro, NC 27533 mcox@taloving.com	√	√	√	√	\$36,000.00
	DID DECULEST NO			PEC 4:-	D 0047 000	
	BID REQUEST NO.			RFQ & IF	B 2017-008	
	PROJECT NAME	WRF Flood Pump Variable Frequency Drive - Hurricane Matthew Final Repairs Project				
	DATE OF BID OPENING Tuesday, February 14, 2017 @ 2 pm					
	BIDDERS NAME AND ADDRESS	BID BOND	E VERIFY	MINORITY BUSINESS	IRAN DIVESTMENT	BID
1	T. A. Loving Company PO Drawer 919 400 Patetown Road Goldsboro, NC 27533 mcox@taloving.com	V	V	V	V	\$85,000.00 Add. Alt. \$15,000.00

RESOLUTION NO. 2017-

RESOLUTION AWARDING AND AUTHORIZING EXECUTION OF CONTRACT
TO MAKE THE HURRICANE MATTHEW FINAL REPAIRS AT
NEUSE RIVER PUMP STATION INTAKE AREA, WATER PLANT MUD BASIN MIXER
GEAR DRIVES, BENTON STREET PUMP STATION SCADA PANEL, AND WATER
RECLAMATION FACILITY FLOOD PUMP VARIABLE FREQUENCY DRIVE

WHEREAS, on February 14, 2017 the City of Goldsboro received the lowest responsive bidder was Keen Plumbing Company of Goldsboro, NC with a total bid amount of \$129,245 for Neuse River Pump Station Intake Area; Electric Motor Shop of Wake Forest, NC with a total bid amount of \$54,214 for Water Plant Mud Basin Mixer Gear Drives; TA Loving Company of Goldsboro, NC with a total bid amount of \$36,000 for Benton Street Pump Station SCADA Panel; and TA Loving Company of Goldsboro, NC with a total bid amount of \$85,000 for Water Reclamation Facility Flood Pump Variable Frequency Drive; and

WHEREAS, it is recommended that the City award the bids to Keen Plumbing Company; Electric Motor Shop; and TA Loving Company for the Hurricane Matthew final repair projects; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Goldsboro, North Carolina, that:

- 1. The Mayor and City Clerk are hereby authorized and directed to execute a contract with Keen Plumbing Company of Goldsboro, NC with a total bid amount of \$129,245 for Neuse River Pump Station Intake Area; Electric Motor Shop of Wake Forest, NC with a total bid amount of \$54,214 for Water Plant Mud Basin Mixer Gear Drives; TA Loving Company of Goldsboro, NC with a total bid amount of \$36,000 for Benton Street Pump Station SCADA Panel; and TA Loving Company of Goldsboro, NC with a total bid amount of \$85,000 for Water Reclamation Facility Flood Pump Variable.
- 2. This Resolution shall be in full force and effect from and after this 6th day of March 2017.

Approved as to Form Only:	Reviewed by:
City Attorney	City Manager

ORDINANCE NO. 2017 -

AN ORDINANCE AMENDING THE BUDGET ORDINANCE OF THE CITY OF GOLDSBORO FOR THE 2016-2017 FISCAL YEAR

WHEREAS, the City of Goldsboro has significant damage throughout Goldsboro due to Hurricane Matthew; and

WHEREAS, the City encountered expenditures associated with final repairs to the City's pump stations at a cost of \$304,459.

WHEREAS, since the City anticipates reimbursement for these repairs, these expenditures and reimbursement of funds need to be reflected in the City's Operating Budget for the 2016-17 Fiscal Year;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, North Carolina, that:

- 1. Increasing the revenue line item entitled "FEMA Reimbursement" (61-0003-8152) in the amount of \$304,459.
- 2. Increasing expenditure line item entitled "Storm Repairs" (61-4178-3599) in the amount of \$304,459.

	ll force and effect from and after this the, 2017.
Approved as to Form Only:	Reviewed By:
City Attorney	City Manager

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ITEM	

CITY OF GOLDSBORO AGENDA MEMORANDUM MARCH 6, 2017 COUNCIL MEETING

SUBJECT:

Contract Award for Hurricane Matthew Repairs

Formal Bid Request No. 2016-006

BACKGROUND:

On Thursday, February 23, 2017 two sealed bids were received for the Hurricane Matthew Repairs project.

Lanier Construction Company, Inc. of Snow Hill, NC submitted the low bid for this project for a total cost of \$1,023,150.00. The bids received for this project are tabulated

as follows:

Name of Bidder
Lanier Construction Company, Inc.

Amount of Bid
\$1,023,150.00

Snow Hill, NC

S. T. Wooten Corporation

\$1,507,118.75

Wilson, NC

DISCUSSION:

The proposed work consists of approximately 1800 square yards of pavement with storm sewer repairs in the following areas: 301 S. Virginia Street, 304 W. Walnut Street, 901 W. Mulberry Street, 907 W. Mulberry Street, 1201 E. Walnut Street, 1014 Evergreen Avenue, 301 S. Virginia Street, 207 N. Carolina Street, Mulberry Street at Virginia Street, 208 E. Pine Street, Daisy Street at Walnut Street, Spruce Street, Mulberry Street at Georgia Avenue, and Georgia Avenue at Mulberry Street. Additional pavement repairs at Elm Street and the Big Ditch area and repairs to the golf course cart path were added to this contract.

The bids for this project have been reviewed by the Engineering Department, checked for accuracy, and found to be in order. We have reviewed the financing of this project with the Finance Director and determined that since the City anticipates to receive funding from FEMA for these repairs caused by Hurricane Matthew, it is necessary to adopt a budget amendment for these expenditures and settlement revenues.

RECOMMENDATION: It is recommended that the City Council, by motion:

- 1. Adopt the attached budget ordinance appropriating funds for the Hurricane Matthew Repairs project.
- 2. Adopt the attached resolution authorizing the Mayor and City Clerk to execute a contract in the amount of \$1,023,150.00 with Lanier Construction Company, Inc. for the Hurricane Matthew Repairs project.

Date: 28 FEB 1-7	Lual
	Guy M. Anderson, P. E., City Engineer
Data	
Date:	Scott A Stevens City Manager

ORDINANCE NO. 2017 -

AN ORDINANCE AMENDING THE BUDGET ORDINANCE OF THE CITY OF GOLDSBORO FOR THE 2016-2017 FISCAL YEAR

WHEREAS, the City of Goldsboro has significant damage throughout Goldsboro due to Hurricane Matthew; and

WHEREAS, the City encountered paving expenditures to the City's streets, sidewalks, and golf cart path at a cost of \$1,023,150.

WHEREAS, since the City anticipates reimbursement for these repairs, these expenditures and reimbursement of funds need to be reflected in the City's Operating Budget for the 2016-17 Fiscal Year;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, North Carolina, that:

- 1. Increasing the revenue line item entitled "FEMA Reimbursement" (11-0003-8152) in the amount of \$1,023,150.
- 2. Increasing expenditure line item entitled "Storm Repairs" (11-7310-3599) in the amount of \$1,023,150.

3. This Ordinance shall be inday of	full force and effect from and after this the, 2017.
Approved as to Form Only:	Reviewed By:
City Attorney	City Manager

RESOLUTION NO. 2017 -

RESOLUTION AWARDING AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR HURRICANE MATTHEW REPAIRS FORMAL BID REQUEST NO. 2016-006

WHEREAS, the City Council of the City of Goldsboro has heretofore found it in the public interest to undertake the Hurricane Matthew Repairs project;

WHEREAS, sealed bids were received on February 23, 2017 for the Hurricane Matthew Repairs project; and

WHEREAS, the low bid was submitted by Lanier Construction Company, Inc. of Kinston, North Carolina in the amount of \$1,023,150.00; and

WHEREAS, the City Council deems it in the best interest of the City of Goldsboro to accept the low bid and award the contract to Lanier Construction Company, Inc. in the amount of \$1,023,150.00 for the Hurricane Matthew Repairs project;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Goldsboro, North Carolina, that:

1. The Mayor and City Clerk are hereby authorized and directed to execute contract with Lanier Construction Company, Inc. in the amount of \$1,023,150.00 for the Hurricane Matthew Repairs project;		
2. This resolution shall be in f of, 2017.	full force and effect from and after this day	
Approved as to Form Only:	Reviewed by:	
City Attorney	City Manager	

CITY OF GOLDSBORO AGENDA MEMORANDUM MARCH 6, 2017 COUNCIL MEETING

SUBJECT: AUTHORIZATION AND RECLASSIFICATION OF

POSITIONS

DISCUSSION:

BACKGROUND: When the FY 2016-17 budget was adopted in June, Council

reaffirmed the full-time positions outlined in the budget document. There were 449 full-time positions authorized.

document. There were 449 full-time positions authorized.

Several departments have undergone staffing changes and demands have increased to provide effective and efficient services. The following departments have been affected:

- 1. Parks and Recreation In March 2016, all custodians for the City were transferred to Parks and Recreation. This consisted of two permanent part-time staff (one each from Paramount and Police) and one full-time custodian (from Human Resources). The custodians are responsible for housekeeping and set-up of several buildings that include City Hall, City Hall Annex, DGDC, Herman Park, Paramount Theatre, Police Complex, and W.A. Foster. The FY 2016-17 budget authorized two (2) full-time custodians. Due to the demands for upkeep of all facilities, additional staffing was needed throughout the year.
- 2. Information Technology (IT) The Police Desk Officer position was vacated in April 2016 after the employee's retirement and has not been filled. With the demand for technology support services, IT staff has dedicated a lot of time to maintain software, hardware, and equipment needs for the Police Department. The Police Desk Officer (Grade 69) from the Police Department will be reclassified and moved to IT in order to have a dedicated support person for the Police Department through IT. The knowledge and duties for the position require more than a basic level technician because the employee will be responsible for maintaining all Police hardware, software, and peripheral equipment.
- 3. Goldsboro Event Center Manager The Goldsboro Event Center Manager has been a part-time position for one year. Drop in visits to tour the facility are

increasing daily and often result in a rental. Rentals are often made with only a one-week to three-week advancement and events are often booked back-to-back, with a need to quickly turn the room. With a recent resignation from the current manager, an assessment of the personnel needs has been made.

4. CALEA Manager (Goldsboro Police Department) – The Commission on Accreditation for Law Enforcement Agencies (CALEA) is recognized by a number of law enforcement's major executive associations. The Goldsboro Police Department has researched accreditation programs for the department and recognizes the benefits of having an established set of professional standards to improve public safety services. A full-time person is needed to implement the program, oversee operations, and provide on-site services to management and staff for accreditation.

RECOMMENDATION:

So that the City's budget document lists all of the full-time positions with the appropriate pay grades, it is recommended that the following positions be authorized in the FY 2016-17 budget.

Position Reclassifications	Grade	Pay Range
1. Computer Administrator I	[77	\$45,427 - \$71,775
Reclassification from Gra	de 69 (1	Police Desk Officer)

2. CALEA Program Manager 83 \$60,877 - \$96,185 Reclassification from one of Police Officer vacancies (Grade 72)

New Positions		Grade	Pay Range	
3.	Custodian	63	\$22,944 - \$36,251	
4.	Event Center Manager	73	\$37,373 - \$59,049	

DATE:	
	Pamela Leake
	Interim Human Resources Management
	Director
D. A. TELE	
DATE:	
	Scott Stevens, City Manager

CITY OF GOLDSBORO AGENDA MEMORANDUM MARCH 6, 2017 COUNCIL MEETING

SUBJECT:

Third Annual Three Eagles Beer Festival – Street Closing Request

BACKGROUND:

The Three Eagles Rotary Club is requesting permission to close a portion of certain City streets on May 6, 2017 from 10:00 a.m. to 7:00 p.m. in order to hold the Third Annual Three Eagles Beer Festival.

DISCUSSION:

The street closing request is as follows:

The Festival is to be held at Cornerstone Commons. The Three Eagles Rotary Club has requested the closing of South Center Street between East Chestnut and East Spruce Street.

The Police, Fire, Public Works and DGDC offices have been notified of this request.

Staff recommends approval of this request subject to the following conditions:

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

RECOMMENDATION: It is recommended that the City Council by motion, grant a street closing at South Center Street between East Chestnut and East Spruce Street on May 6, 2017 from 10:00 a.m. to 7:00 p.m. in order that the Third Annual Three Eagles Beer Festival may take place, subject to the above conditions.

DATE:	
	Downtown Development
DATE:	
	Scott A. Stevens, City Manager

DOWNTOWN STREET CLOSING

Regulations and Procedures

The following Street Closing Regulations and Procedures document applies to any street closing requests made by a non-city related entity/function to be held within the Municipal Service District Area (map below) located in Downtown Goldsboro and is applicable to any public street or alley ways:

- 1. A Street Closing Contract (Contract) must be filled out and submitted to the Police Department no later than six weeks prior to the date of the street closing request date.
- 2. The Goldsboro Police Department will send a signed copy of the Contract to the DGDC for record.
- 3. The Contract and Street Closing Signature Form must be signed by all parties and submitted to the Police Dept. prior to a formal request to City Council is issued in the form of an Agenda Memorandum prepared by the City Manager's office. Once the City Council approves the Street Closing request, the Police Department will issue the parade/event permit.

THIS STREET CLOSING CONTRACT is made on this January 17, 2017, by and between the DOWNTOWN GOLDSBORO DEVELOPMENT CORPORATION (DGDC), and Thomas A. Bradshaw (Three Eagles Rotary) (Applicant).

Contract

NORTH CAROLINA, WAYNE COUNTY

which shall hereinafter be referred to as Request.

IT IS MUTUALLY UNDERSTOOD AND AGREED AS FOLLOWS:
1. The Applicant has submitted a request to close a street or portions thereof as described by: (describe specifically portion to be closed) East 5: de of South Center Street between
East Chestnut St. and East Spruce St. Street closing will be incorporated into Cornerstone Commons activities
For the period of time described below: 10:00 am - 7:00 pm Saturday, May 6, 2017.

- 2. Applicant must meet the following criteria before request is considered (it is recommended that these take place in chronological order):
 - a. Obtain signatures from all property/business owners located within the street closing area that are directly affected by the Request. This applies to all property/business owners within the block of a street to be temporarily closed even if that portion of the street will not be blocked to traffic. Present written documentation with request.
 - b. Obtain written documentation from NCDOT approving the Request if any portion of the Request is located on a state maintained street. Present documentation with request. Contact the City Planning Department to verify street ownership. (580-4333)
 - c. Submit the above two documentations to the Goldsboro Police Department (contact Major Mike Hopper) along with a detailed written description of the events and

- activities to take place at the location of the street closing. Include time, date, contact person, contact phone number, as well as the general activities that will take place.
- d. Major Hopper will then submit the documentation to the City Manager's office. The street closing request will be prepared in the form an Agenda Memorandum by city staff for City Council approval. Once approval is granted by the City Council, the Police Dept. will issue a parade/event permit to the requested party.

It is further agreed that:

- 3. Applicant will not allow any alcoholic beverages to be consumed or transported along public rights-of-way including streets or sidewalks. Alcoholic beverages are to be contained within private property boundaries.
 - 4. Applicant will respect neighboring property/business owners with respect to noise.
- 5. Applicant will completely rid the street(s)/sidewalk areas of any litter/trash created by the street closing event immediately after said event.
- 6. Applicant understands that it will not be the responsibility of the Police Department to relocate vehicles parked along any portions of the streets to be closed prior to the event.
- 7. Should the Applicant desire to deviate from Contract in any respect, the Applicant will lose the privilege of any further street closing requests, whether specified in this Contract or any future requests.
 - 8. The following conditions pertain to this application:

In witness whereof, the parties have executed this agreement as of the day and year stated above.

Goldsboro Police Department

By: Mcdal Dess Chief of Police

Downtown Goldsbord Development Corporation

By:

DGDC Director

I CERTIFY THAT I HAVE READ, UNDERSTAND AND AGREE TO THE FOREGOING.

Goldsboro Municipal Service District

Applicant

Thomas A. Kr

Printed Name

Downtown Street Closing Signature List Business Name / Address Signature Date Well Traveled Beer 201 S. Center Street, Goldsboro 27530 1-13-17

Three Eagles Beer Festival

May 6, 2017, 1:00 - 6:00pm

Cornerstone Commons - 200 South Center Street, Goldsboro, North Carolina

The Three Eagles Beer Festival, sponsored by the Goldsboro – Three Eagles Rotary Club, a non-profit civic club, is having its third annual fund-raising event to raise money for local non-profit organizations and to support Rotary International in its efforts to promote world peace and understanding. Local non-profits and charities supported have included: Boys and Girls Clubs of Wayne County, HGDC Community Crisis Center, Arts Council of Wayne County, Wayne County Chamber of Commerce, Downtown Goldsboro Development Corporation, Wayne Opportunity Center, and the Family Y. On the international level, funds will be used to support Rotary International's efforts to eradicate polio through RI's Polio-plus campaign and to support programs that promote world peace and understanding.

The Three Eagles Beer Festival features craft beers distributed by both local and regional distributors. RA Jeffreys – Goldsboro will be the primary beer distributor. There were approximately forty (40) different beers provided.

Participants purchase tickets both on-line through an arrangement with the Paramount Theater and from Three Eagles Rotary Club members. Tickets may also be purchased at the event. At check-in, participants have their IDs checked to ensure they meet the appropriate legal alcohol consumption age; a wristband is issued to verify the participant meets the age requirement, and a signature 4-ounce glass for beer tasting is issued. Participants then move from brewery station to station tasting the various beers. Representative from the breweries or staff from the distributors pour 2 ounces in each glass for tasting. Literature from the breweries is provided describing the beers and the breweries. Sometimes volunteers are used to pour the samples.

Entertainment is provided by a band. The 2017 beer festival will feature Ewe's Tree, a Raleigh, NC Irish group.

Food is not the primary focus of a beer fest; however, providing food is standard practice and advised when consuming alcohol. A food truck will be available on South Center Street.

The Three Eagles Beer Festival will also have shuttle services available for local transportation, specifically for those participants who reside at Seymour Johnson Air Force Base to encourage safe and legal participation by the airmen.

Overall, the participants are well-behaved individuals who have an interest in the variety of beers available for tasting. Consumption is generally well controlled by the participants. Beer festivals have become exceedingly popular across the United States as the craft beer market has grown exponentially in the last decade. The Three Eagles Rotary Club is pleased and excited to bring the third annual beer festival to Goldsboro.

Date/Time: Saturday, May 6, 2017 1:00 – 6 pm

Contact: Thomas A. Bradshaw,

Three Eagles Beer Festival - May 6, 2017 - 1:00p - 6:00p

Cornerstone Commons Rental Application

(Corner of Center & Chestnut St.)
The Cornerstone Commons available to rent 7 days a week from 8 a.m. – 8 p.m.

	Applicant Information Organization Name: Three Eagles Rotary Club
	Contact Name- Ton Bradshaw
	Address Goldsboro, NC 27530
	Telephone Fax
	Scheduling: Date Requested- May 6, 2017
	Time-(include prep/event/clean-up time) 7:00an - 7:00pm
	Usage-(Briefly describe how the commons will be used) 3rd Annual
	Three Eagles Beer Festival
	Applicant Requirements:
	Please indicate by marking X
1.	Electricity WaterIndicate time needed/O:oOam
	2. Insurance has been purchased Yes No
	2. If number 2 is yes, please list the type of coverage/carrier/policy #.
	Will be purchased prior to event. General liability.
	(A CODY Of the deck bade frott) your policy will be required with the application)
4.	Is a permit required by the Police Department? Yes No If yes,
	have you received it? (Contact: Major Hopper-580-4254)
5.	Is a permit required by the Inspections Department? YesNo
	If yes, have you received it? (Contact: Inspections Dept. 580-4346)
6.	Do you need to close the streets? Yes No If yes, contact
	City Hall (580-4330) to request being placed on the City Council's agenda. (Take written
	permission from business owners that will be affected)
	7. Approximate number attending
	FEES: Front Fee \$25.00 \ Water \$5.00 \ Electricity \$5.00 \ PAID 1/17/n
	EVEIII FEE DZJ.00 (/ Water \pi0.00 = 2.00)
	Applicant: Please be advised that your signature indicates the above information to be true.
	The said applicant will assume all liability. The Cornerstone Commons is owned by the City of Goldsboro and is open to the public for their use therefore; it is not possible to claim exclusive
	right during any e event.
	Applicants Signature date 10/21/16
	Applicants signature date 1/12/12 Permit



Downtown Goldsboro Cornerstone Commons Rules & Regulations

ONE-TIME USE - PERMIT:

Vendors must complete an application and acquire a One-Time Use Permit from the DGDC office to occupy Cornerstone Commons for events of any size.

SPACE:

Cornerstone Commons includes the concrete and brick square on the corner of E. Chestnut and

S. Center Street. The use of the Commons does not include the grassy area beyond the Commons or the parking area adjacent to the Commons.

GENERAL RULES AND REGULATIONS:

- Any user of space at the Commons must keep the space clean, sanitary, and orderly. EVERYTHING must be removed from the lot at the close of the event.
- 2. Alcoholic beverages, drugs, or any person who has consumed alcoholic beverages or drugs, are prohibited on the Commons/City property.
- 3. The use of Profane, Abusive, or Discourteous language on the Commons area will result in immediate expulsion.
- 4. All City, County, State and Federal laws must be observed.
- 5. Vendor is responsible for obtaining all permits required as necessary depending on their use. They may include, but are not limited to the following: DGDC, Inspections, Health, Police, and any others needed for event. Permits must be visible at the Commons during usage.
- No Vehicles will be driven on Cornerstone Commons AT ANY TIME, FOR ANY REASON.
- 7. Events longer than 30 minutes are required to rent Port-a-Johns for the space. Facilities can be delivered within 24-48 hours of the event, depending on the date of the rental. For rental referrals, feel free to call the DGDC office.

I have read the above rules and regulations and understand them fully and completely. I understand that failure to adhere to these rules results in an immediate termination of my rights to space at the Cornerstone Commons/City property. I accept these Rules and Regulations and, by signing below, agree to these terms.

IC Breddaw	10/21/16
Signature of Vendor	Date
Permit Issued:	
DGDC Staff Signature:	

CITY OF GOLDSBORO AGENDA MEMORANDUM MARCH 6, 2017 COUNCIL MEETING

SUBJECT:	Multi-Sports Complex Construction
BACKGROUND:	The City of Goldsboro and the U.S. Air Force signed a lease for the construction of a 62-acre multi-sports complex. This complex will include eight (8) multi-use sports fields adjacent to Seymour Johnson Air Force base. The City requested formal bids for the construction on February 5, 2017.
DISCUSSION:	In accordance with the provisions of the North Carolina General Statutes, sealed bids were publicly opened on February 22, 2017. The following base bids were received for the construction:
	1. S.T. Wooten Corporation \$2,972,456.00 2. PLT Construction Company \$3,208,184.15 3. Daniels & Daniels Construction \$3,519,000.00
	The base bid includes conduits and electrical service to the poles for four (4) of the sports field lights. It will include the clearing, grading, erosion control, storm sewer, water, sewer, electrical, gravel parking, and root zone mix for the fields.
	Since the City will only have available funding for the base bid price until May 2017, it is recommended that Council award the low base bid to S.T. Wooten with a bid price of \$2,972,456. Also, soil testing and contingency will be necessary in the amount of \$77,544, which will be supported with loan and occupancy tax funds.
	Once the Recreation Bonds are sold in May 2017, the City will award additional alternates to complete the construction of the multi-sports complex.
RECOMMENDATION:	It is recommended that the attached Resolution be adopted authorizing the Mayor and City Clerk to enter into a contract with S.T. Wooten Corporation once the Local Government Commission approves County of Wayne's loan of \$3,000,000 at their March 7, 2017 meeting.
Date:	
	Kaye Scott, Finance Director
Date:	Scott Stevens, City Manager

RESOLUTION NO. 2017-

RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN A CONTRACT WITH S.T. WOOTEN CORPORATION

WHEREAS, the City of Goldsboro wishes to enter into a contract with S. T. Wooten Corporation for the construction of the multi-sports complex; and

WHEREAS, S.T. Wooten Corporation was the low base bidder for this construction; and

WHEREAS, S.T. Wooten Corporation's base bid price for this project is \$2,972,456.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Goldsboro, North Carolina, that:

1. The Mayor and City Clerk are hereby authorized to sign a contract with S.T.

City Manager

	Wooten Corporation.	
2.	This Resolution shall be in full f day of 2017.	Force and effect from and after this the
Approved	as to Form Only:	Reviewed by:

City Attorney

RESOLUTION NO. 2017-16

RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY RICKY BARNES AS AN EMPLOYEE OF THE CITY OF GOLDSBORO FOR MORE THAN 29 YEARS

WHEREAS, Ricky Barnes retired on March 1, 2017 as a Fire Engineer with the Goldsboro Fire Department of the City of Goldsboro with more than 29 years of service; and

WHEREAS, Ricky began his career on August 5, 1987 as a Planning Technician with the Planning Department in the City of Goldsboro; and

WHEREAS, on October 15, 1990, Ricky was promoted to Fire Fighter with the Goldsboro Fire Department; and

WHEREAS, on October 8, 1997, Ricky was promoted to Fire Engineer with the Goldsboro Fire Department where he has served until his retirement; and

WHEREAS, Ricky 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; and

WHEREAS, 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 Ricky Barnes their deep appreciation and gratitude for the service rendered by him to the City over the years.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Goldsboro, North Carolina that:

- 1. We express to Ricky Barnes our deep appreciation and gratitude for the dedicated service rendered during his tenure with the City of Goldsboro.
- 2. We offer Ricky our very best wishes for success, happiness, prosperity and good health in his future endeavors.
- 3. This Resolution shall be incorporated into the official Minutes of the City of Goldsboro, and shall be in full force and effect from and after this 6th day of March, 2017.

Approved as to Form Only:	Reviewed by:	
City Attorney	City Manager	