

**GOLDSBORO CITY COUNCIL
REGULAR MEETING AGENDA
TUESDAY, SEPTEMBER 6, 2022**

(Please turn off, or silence, all cellphones upon entering the Council Chambers)

I. WORK SESSION-5:00 P.M. – COUNCIL CHAMBERS, 214 N. CENTER STREET

1. ROLL CALL

2. ADOPTION OF THE AGENDA

3. OLD BUSINESS

4. NEW BUSINESS

- a. Veterans Stand Down Request (Bill Graham)
- b. Economic Development Update (Planning)
- c. Revision of City Code 53.17(B) 3 For Industrial Properties (Assistant City Manager)
- d. Utility Study Discussion (Assistant City Manager)

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

Invocation (Pastor Christian Powell, Faith FWB Church)
Pledge of Allegiance

III. ROLL CALL

IV. APPROVAL OF MINUTES

- A. Minutes of the Work Session and Regular Meeting of August 15, 2022

V. PRESENTATIONS

- Women Generals of the Gospel Day Proclamation

VI. PUBLIC HEARINGS

- B. Z-15-22 Vasavi Developers USA (Community Shopping/Wayne County to Planned Unit Development) – East side of the intersection of US Hwy 70 W and NC 581 N Hwy (Planning)
- C. Z-18-22 Wawa-W.US 70 HWY. #1 – South of W. US 70 HWY. between Westbrook Ave. and S. NC 581 HWY. (Planning)
- D. Z-19-22 Wawa-Wayne Memorial & Medical Office Pl. #2 – North side of Wayne Memorial Dr. between Hospital Rd. and Medical Office Pl. (Planning)

VII. PUBLIC COMMENT PERIOD

VIII. CONSENT AGENDA ITEMS

- E. Split-Jurisdiction Agreement between the City of Goldsboro and County of Wayne (Planning)
- F. Offer and Acceptance for ARP Funding for 2019 Water System Improvements (2-inch Galvanized Water Lines) (Engineering)
- G. Ordinance amending the grant project fund for the 2" Galvanized Water Lines (WIF-1979) Capital Project Fund (W1113) (Finance)
- H. Establishing a Special Revenue Fund Ordinance – Fire Other Restricted Revenue Funds (F3110) (Finance)
- I. Operating Budget Amendment FY22-23 (Finance)
- J. Grant Project Budget Amendment for the Stormwater Capital Projects Fund (T2201) (Finance)
- K. Resolution authorizing the execution and delivery of an installment financing agreement to finance certain vehicles and person property for FY23 with Truist Bank pursuant to N.C.G.S. §160A-20 (Finance)
- L. Request authorization to purchase Heil DuraPack Python Side Loader Refuse Truck and Global R4 Street Sweeper (Public Works)

- M. Change orders for the Goldsboro Fire Department 75' Rear Mount Aerial Apparatus with Atlantic Coast Fire Trucks (Fire)
- N. System Development Fee Study (Assistant City Manager)
- O. Historic District Commission Appointment (Deputy City Clerk)

IX. ITEMS REQUIRING INDIVIDUAL ACTION

X. CITY MANAGER'S REPORT

XI. CEREMONIAL DOCUMENTS

- P. Constitution Week Proclamation

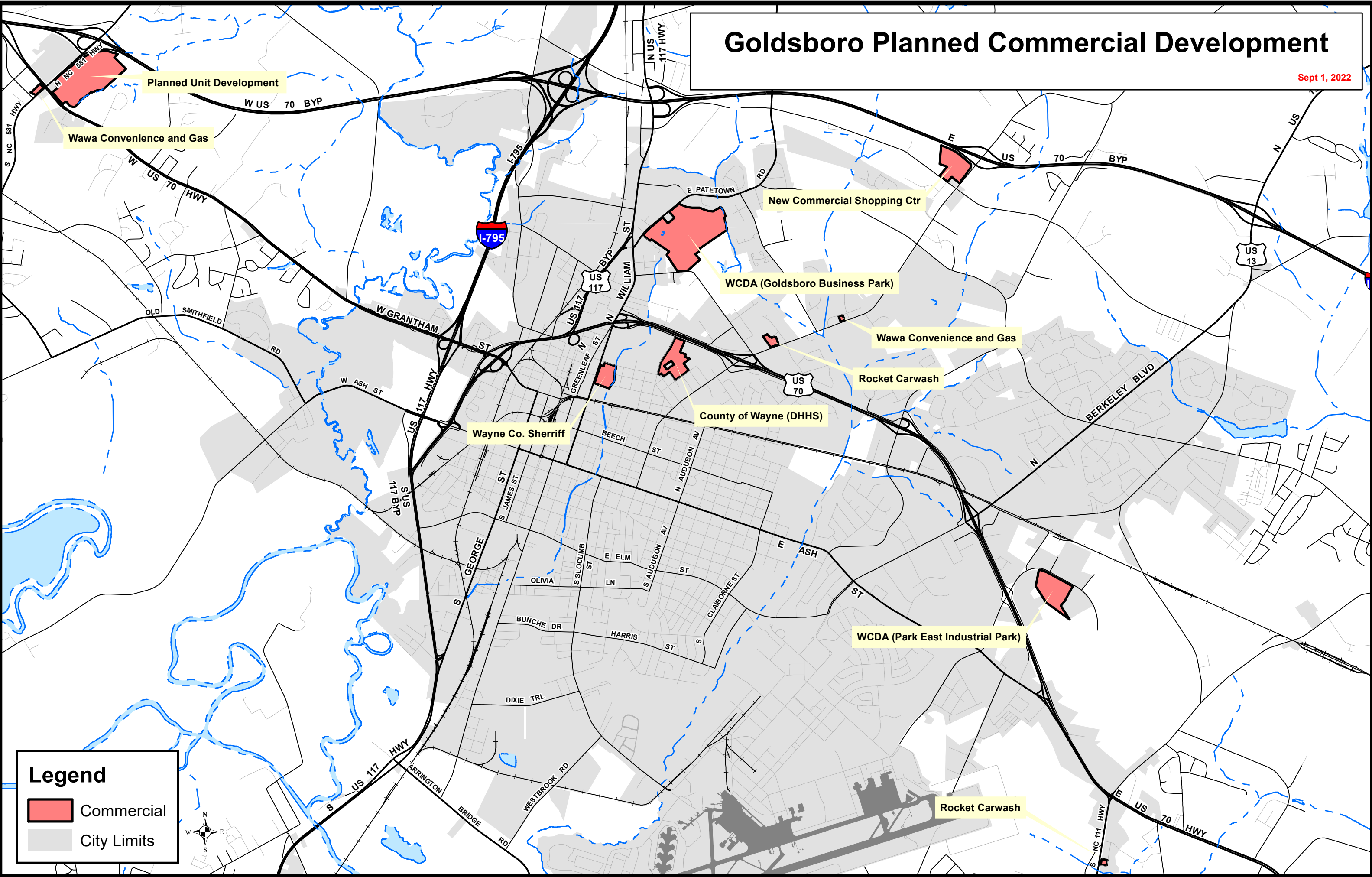
XII. MAYOR AND COUNCILMEMBERS' COMMENTS

XIII. CLOSED SESSION

XIV. ADJOURN

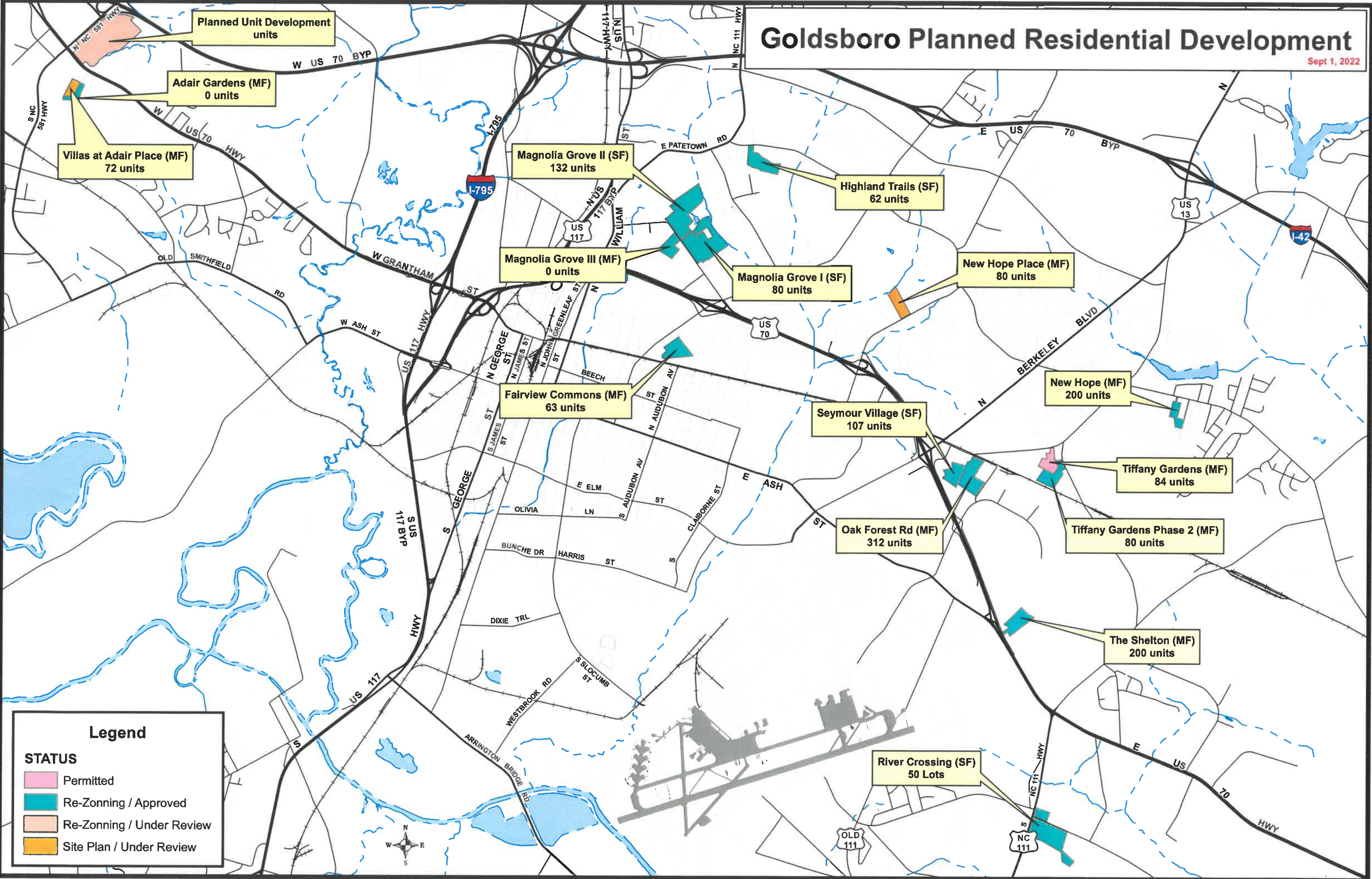
Goldsboro Planned Commercial Development

Sept 1, 2022



Goldsboro Planned Residential Development

Sept 1, 2022



Legend

- STATUS**
- Permitted
 - Re-Zoning / Approved
 - Re-Zoning / Under Review
 - Site Plan / Under Review

CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 COUNCIL MEETING

SUBJECT: Revision of City Code 53.17(B) 3 Industrial Properties

BACKGROUND: Section 53.17 of the City of Goldsboro's Code of Ordinances outlines conditions upon making water and sewer connections. The code section requires a petition for voluntary annexation be submitted upon connection of water and sewer services with the notable exception of Industrial property, defined as Division D, Manufacturing of the Standard Industrial Classification Code published by OMB. Industrial property as defined above has a seven (7) year window before having to file for annexation.

DISCUSSION: The rationale for requiring annexation in exchange for water and services is about the city's ability and need to manage growth which is essential for the ongoing delivery of services and the healthy development of Goldsboro. Requiring voluntary annexation in exchange for the provision of water and sewer is commonplace throughout North Carolina. What is unusual and not common practice is Goldsboro's provision of delaying annexation for industry by a period of seven years.

To ensure our proposed modification to 53.17(B) 3 would be permissible under current state law, city staff consulted with UNC SOG regarding our ability to modify our ordinances to require annexation upon connection to city water or sewer such that all land uses are treated equally under the terms and conditions of our ordinances. The SOG affirmed our ability to remove the 7-year waiting period and require voluntary annexation upon connection of water or sewer services. The 7-year delay for industry creates an administrative burden for city staff by having to keep track of and create timelines for various industry annexation initiatives that new staff or industry may not be aware of especially given the amount of change that inevitably occurs over a seven-year period.


The seven-year delay may have been originated as part of an overall economic development policy for the city. However, there are a host of other incentives that the city can offer through the Department of Commerce and Wayne County Development Alliance that may be of greater value that could be considered. The city ordinance under 53.17 (A) 5 (d) already permits the Council to enter into an agreement whereby a voluntary annexation petition may be delayed until some future date. As such, amending Section 53.17(B) (3) would not remove authority to delay an annexation timeline if such was to be negotiated. It would, however, ensure a more level playing field in that future industry

would be annexed into the city at the time of receiving services as is the case with all other land uses. While the industry would have to pay city taxes, they also would get substantially lower water and sewer rates and have direct access to all city services. Depending on the industry, it may be far more cost effective to receive the lower water and sewer rates and be within the city than paying double rates outside of the city.

RECOMMENDATION:

For Council information and consideration. To be added to the September 19, 2022 agenda for adoption.

Date: 9/1/22


Matthew S. Livingston, Assistant City Manager

Date: 9/1/22


Timothy M. Salmon, City Manager

System Development Fees

Matthew S. Livingston, Assistant City Manager

9/6/2022



What Are System Development Fees?

- They are:
- A one time Development fee charged by the City at the outset of development to partially recoup water and sewer investments currently in place and to help fund expansions resulting from growth.
- Origin:
- They were authorized in 2017 as an alternative to impact fees which were struck down by the NC State legislature; the new legislation is codified in NCGS 162A – Article 8.

Why system development fees?

- They are more equitable to current rate payers and/or existing customers by assigning the costs of growth to those new users who directly benefit from new development.
- Revenue will help finance water and sewer costs up front thereby limiting borrowing and debt which will positively affect rate payers. This is especially important as costs continue to rise and excessive borrowing can negatively affect our financial ratings.
- Reinforces the belief that new growth should pay its own way.

Why not use system development charges?

- Some have argued that the charges will drive development away and or drive up development costs.
- Studies have shown that the charges are often rolled into the development costs which can drive up the overall project cost; however, there has been no known case where charges alone have led to development going elsewhere.
- This is because development is market driven and costs will be absorbed into the project.

Whom Does It Affect and When are Fees Applied?

- Fees apply to all new development that connects to water and sewer system; there are no exceptions provided it is new growth and not an existing facility, business park or home.
- Timing can vary; however, fees are generally applied and collected upfront associated with the subdivision of land or application of a zoning or building permit.
- *A key point is that a system development charge cannot be used to fund existing/past deficiencies...it is a forward looking charge.

How are System Development Fees Determined?

- Local government must conduct a professional analysis by a financial professional or licensed engineer.
- The professional must be “qualified by experience and training or education to employ generally accepted accounting, engineering and planning methodologies to calculate system development fees for public water and sewer systems”.
- Once the study is complete, results shall be posted for at least 45 days prior to the adoption of the analysis and new fee schedule.

Recommended Next Steps

- Stantec is currently performing a water and sewer rate study for the City and is very familiar with our existing assets and inventory.
- Staff recommends: Amending Stantec's scope of services authorizing the creation of a comprehensive system development fee schedule. The additional cost is \$20,420.
- Stantec believes the work could be completed in three months and no later than December 30th 2022.

Questions, Comments or Concerns?

MINUTES OF THE MEETING OF THE GOLDSBORO CITY COUNCIL
AUGUST 15, 2022

WORK SESSION

The City Council of the City of Goldsboro, North Carolina, met in a Work Session in the Council Chambers, City Hall, 214 North Center Street, at 5:00 p.m. on August 15, 2022.

Call to Order. Mayor Ham called the meeting to order at 5:00 p.m.

Roll Call.

Present: Mayor David Ham, Presiding
Mayor Pro Tem Taj Polack
Councilwoman Hiawatha Jones
Councilman Bill Broadaway
Councilwoman Brandi Matthews
Councilman Charles Gaylor, IV

Also Present: Tim Salmon, City Manager
Ron Lawrence, City Attorney
Laura Getz, City Clerk

Adoption of the Agenda. Tim Salmon, City Manager, requested to add a presentation on the NCORR Rebuild NC Buyout Program under New Business as item c. Mayor Pro Tem Polack made a motion to adopt the agenda as amended. The motion was seconded by Councilman Broadaway. Mayor Ham, Mayor Pro Tem Polack, Councilmembers Broadaway, Matthews and Gaylor voted in favor of the motion. Councilwoman Jones did not vote, however, pursuant to NCGS G.S. 160A-75, Councilwoman Jones vote would be considered an affirmative vote. The motion passed 6:0 and the agenda was adopted.

District 6 Swearing-In Ceremony. Judge Curtis Stackhouse administered the oath of office as District 6 Councilman to Gregory Batts. Councilman Batts took his seat as the District 6 Councilmember.

Old Business.

Non-Profit Agencies Discussion. Mayor Ham and City Manager Salmon discussed the nonprofit agency item. City Manager Salmon discussed items for Council consideration: paperwork submitted by non-profits, performance requirements by nonprofits, and the voting process. Council was provided a spreadsheet of the total averages of each council members recommendation to fund nonprofits. Council discussed the nonprofit requirements to include insurance with the manager, finance director, city attorney and clerk.

Councilman Gaylor made a motion to approve the funding as proposed on the recommended budget with the contingent that no organization receives their funds until all documentation is submitted. The motion was seconded by Councilman Broadaway.

Councilman Gaylor amended his motion to fund the organizations based on the recommended budget and remove the seconded sentence from the original motion. So, to fund the organizations based on the Councilmember average recommendation. The motion was seconded by Mayor Pro Tem Polack.

City Attorney Lawrence discussed due process as it relates to waiving documents by nonprofits. Catherine Gwynn, Finance Director shared information regarding the requirement for the Certificate of Insurance.

Councilman Gaylor suggested having more extensive criteria for funding nonprofits in next year's budget.

Councilwoman Matthews and Councilwoman Jones shared comments regarding nonprofits not providing their requested documents.

Councilman Gaylor withdrew his motions.

Councilman Gaylor made a motion to approve the councilmember recommended allocations as presented with the contingent that all must have the certificate of insurance before receiving any funding. The motion was seconded by Councilwoman Jones. Mayor Ham, Mayor Pro Tem Polack, Councilwoman Jones, Councilman Broadaway, Councilwoman Matthews and Councilman Gaylor voted for the motion. Councilman Batts did not vote due to not being involved in previous discussions. The motion passed.

The totals below are the approved allocations:

FY 22-23 Nonprofit Agencies	Approved Allocations
Arts Council	\$ 18,896
Boys & Girls Club	\$13,533
Communities in Schools	\$13,033
HGDC Community Crisis Ctr.	\$7,086
Literacy Connections	\$9,601
Rebuilding Broken Places	\$13,616
WAGES	\$10,148
W.A.T.C.H.	\$14,981
W.I.S.H.	\$11,518
Wayne County Museum	\$13,783

4 Day Movement	\$7,398
Freedom Fam Youth Uhuru	\$3,815
MLFL	\$4,231
Passionate Beginnings Resource Center	\$3,898
Vision of David	\$4,065
Warm Body Warm Soul Help Center	\$5,231
Wayne Pregnancy Center/Cry Freedom Missions	\$2,315
Waynesborough Model RR Club Inc.	\$1,481

City Manager Salmon shared that allocation decisions were needed for WAGES and the Chamber of Commerce. He stated that Councilman Broadway was on the WAGES board and the Mayor is on the Chamber of Commerce board. Due to Senate Bill 473, Councilman Broadway and Mayor Ham will need to recuse themselves from the vote on the boards in which they serve.

Councilman Broadway asked to recuse himself from the vote. Councilwoman Jones made a motion for Mr. Broadway to be recused from the WAGES vote. The motion was seconded by Mayor Pro Tem Polack. Mayor Ham, Mayor Pro Tem Polack, Councilwoman Jones, Councilwoman Matthews and Councilman Gaylor voted for the motion. Councilman Batts did not vote due to not being involved in previous discussions. The motion passed.


Council voted to approve the \$10,148 allocation to WAGES. Mayor Ham, Mayor Pro Tem Polack, Councilwoman Jones, Councilwoman Matthews and Councilman Gaylor voted for the motion. Councilman Broadway was recused from the vote. Councilman Batts did not vote due to not being involved in previous discussions. The motion passed.

Mayor Ham asked to recuse himself from the Chamber vote. Mayor Pro Tem Polack made a motion that Mayor Ham be recused from the vote on the Chamber of Commerce. The motion was seconded by Councilman Gaylor. Mayor Pro Tem Polack, Councilwoman Jones, Councilman Broadway, Councilwoman Matthews and Councilman Gaylor voted for the motion. Councilman Batts did not vote due to not being involved in previous discussions. The motion passed.

Presided by Mayor Pro Tem Polack, Councilman Gaylor made a motion to approve the Chamber of Commerce for the \$20,000 allotment. Councilman Broadway seconded the motion. Mayor Pro Tem Polack, Councilwoman Jones, Councilman Broadway, Councilwoman Matthews and Councilman Gaylor voted for the motion. Mayor Ham was recused from the vote. Councilman Batts did not vote due to not being involved in previous discussions. The motion passed.

New Business.
Field Teams and Drum Corps. D.R. Halliday passed out a notebook with pictures to each council member. Mr. Halliday spoke about discipline and shared information regarding establishing field teams and drum corps for our youth.

ReBuild NC Buyout Program. Maggie Battaglin, Buyout Manager with NCORR shared the following information.



NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY

OFFICE OF RECOVERY AND RESILIENCY

Strategic Buyout Program

The Strategic Buyout Program is a **voluntary program** that works to permanently reduce the risk to life and property of North Carolinians by **purchasing storm impacted and at-risk properties**. These properties are afterward owned by the local government and their structures demolished, with the land held as open space in perpetuity.

Voluntary

Locally Collaborative

Permanently Reduces Risk

Increases Community Resilience

Program Benefits

Reduce risk to life and property of North Carolinians

Buyouts are a permanently mitigative risk reduction strategy. Buyout reduces the need for emergency services during a weather event.

Preserve community character and tax base

This is achieved through spatially targeted buyouts and monetary incentives that reward people for staying in their county.

Support high need areas

SBP targets areas that are at least 40% low-to-moderate income and have demonstrated flood risk.

Support community planning and resiliency

Buyouts are most effective when integrated into community resilience planning. The land once acquired can be used to support nature-based flooding solutions.

Program Administration

- Program funded by HUD's Community Development Block Grant – Mitigation (CDBG-MIT)
- NCORR works with communities to identify buyout zones, enters into Cooperative Agreement
- Once Cooperative Agreement signed, application intake begins
- NCORR provides case management to work with applicants and ensures that all program requirements are met. This includes title services, required inspections (boundary survey, appraisal, lead based paint and asbestos testing, environmental review), and making an offer
- Once an offer is accepted by all owners, the program will arrange the closing, where ownership of the property will go directly from the applicant to the local government with funding provided by the grant
- NCORR will demolish the structure, clear the site and ensure it is graded and seeded
- The local government will be responsible for ongoing maintenance
- Parcels must comply with federal requirements to remain as open space in perpetuity

Offer Overview

SBP appraisers determine initial offer price based on fair market value

All property owners receive an initial offer package

All owners are presented with the opportunity to accept or reject the offer

If offer is unanimously accepted by owners' property proceeds to closing

If offer is rejected by any one of the owners, the program will make no further attempt to acquire the property

Buyout Incentives

Risk Reduction Incentive

\$10,000 if participant moves to an area of reduced risk in the same county

\$5,000 if participant moves to an area of reduced risk in NC

Not available for participants who relocate out of NC or move to an area of similar or greater flood risk

Buyout Incentives

Affordability Incentives

Affordable Rental: Up to \$17,000 to supplement rent for one year

Affordable Homeownership: Contribution to purchase price; varies by county (\$150,000)

Matching Down Payment: Up to \$50,000

West Goldsboro Buyout Zone



- 30 total applications
- 2nd most applications by buyout zone
- Builds off significant investment by FEMA's Hazard Mitigation Grant Program (HMGP) after Hurricane Matthew
- Properties have already been purchased as indicated by orange dots
- First two buyouts are within this buyout zone.

South Goldsboro Buyout Zone

- 10 total applications
- We have had difficulty contacting some property owners in this area, leading to lower participation rates
- Significant government ownership / HMGP participation in this area
- No offers made or accepted yet



Local Partnership

While NCORR staff are responsible for program implementation, our local government partnerships are the backbone of the program allowing us to pursue **voluntary, targeted, and impactful** buyouts.

December 2019 Goldsboro and NCORR begin to meet to discuss the Strategic Buyout Program

March 2020 City of Goldsboro and NCORR enter into Cooperative Agreement

August 2022 City Council passes resolution to accept first two buyout properties

Thank you!

Maggie Battaglin
Maggie.Battaglin@ncdps.gov

Consent Agenda Review. Each item on the consent agenda was reviewed. The following items were discussed.

Item C. Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 300 Wayne Avenue to Larry D. Coley, Jr. Upon motion of Councilman Gaylor, seconded by Councilman Broadaway and unanimously carried, Council accepted the bid.

Item D. Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 900 North Virginia Street to Janice Johnson DBA J.M. Fields Enterprises. Upon motion of Councilman Broadaway, seconded by Mayor Pro Tem Polack and unanimously carried, Council accepted the bid.

Item E. Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 901 North Virginia Street to Janice Johnson DBA J.M. Fields Enterprises. Upon motion of Mayor Pro Tem Polack, seconded by Councilwoman Matthews and unanimously carried, Council accepted the bid.

CITY COUNCIL MEETING

The City 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 August 15, 2022.

Mayor Ham called the meeting to order at 7:00 p.m.

Assistant Pastor Trebor Jackson with Deeper Life Church Ministries, provided the invocation. The Pledge of Allegiance followed.

Roll Call.

Present: Mayor David Ham, Presiding
Mayor Pro Tem Taj Polack
Councilwoman Hiawatha Jones
Councilman Bill Broadaway
Councilwoman Brandi Matthews
Councilman Charles Gaylor, IV
Councilman Greg Batts

Also Present: Tim Salmon, City Manager
Ron Lawrence, City Attorney
Laura Getz, City Clerk

Approval of Minutes. Mayor Pro Tem Polack made a motion to approve the minutes of the Special Meeting of July 25, 2022, and the minutes of the Work Session and Regular Meeting of August 1, 2022. The motion was seconded by Councilwoman Jones. Mayor Ham, Mayor Pro Tem Polack, Councilwoman Jones, Councilman Broadaway, Councilman Gaylor and Councilman Batts voted for the motion. Councilwoman Matthews voted against the motion. The motion passed 6:1.

Presentations.

Employee Performance Awards. City Manager Tim Salmon presented the following awards:

Employee of the Quarter Award. Kasey Morris - Kasey operates the Water Reclamation Facility (WRF). Recently, Seymour Johnson Air Force Base accidentally spilled firefighting foam into our sewer system, which could have been a huge problem, but Kasey drew on all of her training, and applied defoamer to the spill. She was able to divert the spill into pond #1 at the WRF, preventing any upsets to the tender biological system.

Kasey often volunteers to cover shifts when we are short-handed, particularly in light of recent staff turnovers. Kasey also demonstrates an extraordinary ability to teach new employees. She is incredibly patient, and instills to the new staff to leave the plant in better shape than at the beginning of their shift.

Kasey recently compiled a list of equipment, parts, and part numbers from the WRF, Wetland, Spray Field, and Lift Stations into CityWorks. She stayed focused with this rather large task and handled it in a detailed and orderly fashion.

Kasey is integral to the functioning of the WRF. She exudes professionalism, integrity and customer-focus. Kasey is an outstanding employee, always setting the bar higher for herself and others. Kasey's work ethic and accomplishments reflect well on herself and the City of Goldsboro.

Supervisor of the Quarter Award. Demetrius Cogdell - Demetrius Cogdell is the Solid Waste Division's Commercial Operations Section Supervisor. Demetrius is responsible for overseeing all commercial refuse collection operations and managing the City's transfer station operations. He has always strived to do his best, and when the Refuse and Recycle Section's Supervisor resigned in December 2021, Demetrius readily stepped up and took on the additional role and responsibilities of supervising all refuse and recycle operations and staff.

Demetrius is one of the most dependable and reliable Supervisors in the Public Works Department. Even while overseeing and supervising two separate sections within the Solid Waste Division, he still regularly operates equipment to service both residential and commercial customers. Demetrius’s work ethic, steadfast dedication, and determination have enabled him to work through and resolve significant personnel and equipment shortages, and ensure all routes are completed on schedule. On May 17, 2022, a customer called praising Demetrius for his outstanding customer service, because he returned to collect her garbage cans when her neighbors were blocking the cans when he first came by.

Demetrius is an outstanding employee, always setting the bar higher for himself and others. Goldsboro is a better place because of employees like Demetrius that are passionate about their work and want to serve our citizens in the way they deserve to be served. Demetrius’s work ethic and accomplishments reflect well on himself and the City of Goldsboro.

Public Comment Period. Mayor Ham opened the public comment period. No one spoke and the public comment period was closed.

Consent Agenda – Approved as Recommended. City Manager Tim Salmon presented the Consent Agenda. All items were considered to be routine and could be enacted simultaneously with one motion and a roll call vote. If a Councilmember so requested, any item(s) could be removed from the Consent Agenda and discussed and considered separately. In that event, the remaining item(s) on the Consent Agenda would be acted on with one motion and roll call vote. Mayor Pro Tem Polack moved the items on the Consent Agenda, Items C-J, be approved as recommended by the City Manager and staff. The motion was seconded by Councilman Broadaway and a roll call vote resulted in all members voting in favor of the motion.

The items on the Consent Agenda were as follows:

Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 300 Wayne Avenue to Larry D. Coley, Jr. Resolution Adopted. Staff has received an offer to purchase city owned property. Council must either accept or reject the offer, and if accepted authorize advertisement for upset bids (G.S. 160A-266 and 160A-269).

The following offer has been received for the sale of surplus real property under **Negotiated offer, advertisement, and upset bid process (G.S. §160A-266(a) (3))**

300 Wayne Avenue

Offeror: Larry D. Coley, Jr.

Offer: \$1,590.00

Bid Deposit: \$80.00

Parcel #: 47540

Pin #: 2599819073

Tax Value: \$3,180.00

Zoning: R-6

The offer is at least 50% of the tax value of the property. The bid deposit of 5% has been received in the form of cash.

It was recommended that Council accept an offer on 300 Wayne Avenue, and if accepted, adopt following entitled resolution authorizing Finance to advertise for upset bids. Consent Agenda Approval. Polack/Broadaway (7 Ayes)

RESOLUTION NO. 2022-74 “RESOLUTION AUTHORIZING UPSET BID PROCESS”

Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 900 North Virginia Street to Janice Johnson DBA J.M. Fields Enterprises. Resolution Adopted. Staff has received an offer to purchase city/county owned property. Council must either accept or reject the offer, and if accepted authorize advertisement for upset bids (G.S. 160A-266 and 160A-269).

The following offer has been received for the sale of surplus real property under **Negotiated offer, advertisement, and upset bid process (G.S. §160A-266(a) (3))**

900 North Virginia Street

Offeror: Janice Johnson DBA J.M. Fields Enterprises

Offer: \$1,620.00

Bid Deposit: \$81.00

Parcel #: 48774

Pin #: 2690809009

Tax Value: \$3,240.00

Zoning: R-6

The offer is at least 50% of the tax value of the property. The bid deposit of 5% has been received in the form of a personal check.

It was recommended that Council accept an offer on 900 North Virginia Street, and if accepted, adopt the following entitled resolution authorizing Finance to advertise for upset bids. Consent Agenda Approval. Polack/Broadaway (7 Ayes)

RESOLUTION NO. 2022-75 “RESOLUTION AUTHORIZING UPSET BID PROCESS”

Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 901 North Virginia Street to Janice Johnson DBA J.M. Fields Enterprises. Resolution Adopted. Staff has received an offer to purchase city/county owned property. Council must either accept or reject the offer, and if accepted authorize advertisement for upset bids (G.S. 160A-266 and 160A-269).

The following offer has been received for the sale of surplus real property under **Negotiated offer, advertisement, and upset bid process (G.S. §160A-266(a) (3))**

901 North Virginia Street

Offeror: Janice Johnson DBA J.M. Fields Enterprises

Offer: \$1,500.00

Bid Deposit: \$75.00

Parcel #: 48763

Pin #: 2690807116

Tax Value: \$3,000.00

Zoning: R-6

The offer is at least 50% of the tax value of the property. The bid deposit of 5% has been received in the form of a personal check.

It was recommended that Council accept an offer on 901 North Virginia Street, and if accepted, adopt the following entitled resolution authorizing Finance to advertise for upset bids. Consent Agenda Approval. Polack/Broadaway (7 Ayes)

RESOLUTION NO. 2022-76 “RESOLUTION AUTHORIZING UPSET BID PROCESS”

Operating Budget Amendment FY22-23. Ordinance Adopted. As part of the FY22-23 Budget Ordinance, the City includes a provision to allow for unfulfilled purchase orders to be carried over and appropriated in the new fiscal year. (G.S. §159-13).

Please find attached an ordinance amending the annual operating budget for fiscal year 2023 for the amount of appropriations necessary to re-establish encumbrances for the individual outstanding purchase orders as of June 30, 2022 that we intend to honor in the new fiscal year (FY 2023). Also, enclosed is a purchase order rollover listing by fund and includes a brief description of the items/services. Departments must submit rollover requests in mid-July after submitting final invoices for June 30 to allow Finance a chance to clear out prior year bill payments. It was requested that rollover requests should be more than \$5,000. Also, please find attached a fund balance appropriated analysis reflecting the Purchase Order Rollovers.

Items/services on the list represent construction contracts or service contracts that require significant time to completion or implementation which extends beyond the boundaries of the annual operating budget year from July 1 through June 30.

Purchase orders for project funds are presented for informational purposes only and are not included in the attached ordinance as they are not annual operating type funds.

The Local Government Commission of the State Treasurer’s Office recommends following the method of Reserve for Encumbrances that the City uses above. The other acceptable method offered requires the City to hold open the prior fiscal year to account for encumbrances. Although it is an acceptable method, the LGC does not recommend the use of this method.

Analysis of Appropriated Fund Balance (Operating Funds Only)		
GENERAL FUND		
Date	Description	Adopted
6/20/2022	Ord 2022-31 FY22-23 Adopted Budget	\$ -
	Current Year Appropriations	\$ -
8/15/2022	FY21-22 Purchase Order Rollovers	\$ 1,183,863.21
	Proposed	\$ 1,183,863.21
	Current Year with Proposed	\$ 1,183,863.21
STORMWATER FUND		
Date	Description	Adopted
6/20/2022	Ord 2022-31 FY22-23 Adopted Budget	\$ -
	Current Year Appropriations	\$ -
8/15/2022	FY21-22 Purchase Order Rollovers	\$ 62,900.00
	Proposed	\$ 62,900.00
	Current Year with Proposed	\$ 62,900.00
UTILITY FUND		

Date	Description	Adopted
6/20/2022	Ord 2022-31 FY22-23 Adopted Budget	\$ -
	Current Year Appropriations	\$ -
8/15/2022	FY21-22 Purchase Order Rollovers	\$ 514,411.71
	Proposed	\$ 514,411.71
	Current Year with Proposed	\$ 514,411.71

DOWNTOWN MSD FUND

Date	Description	Adopted
6/20/2022	Ord 2022-31 FY22-23 Adopted Budget	\$ -
	Current Year Appropriations	\$ -
8/15/2022	FY21-22 Purchase Order Rollovers	\$ 20,631.51
	Proposed	\$ 20,631.51
	Current Year with Proposed	\$ 20,631.51

Analysis of Purchase Order Rollovers by Fund (FY22 to FY23)

General Fund	\$ 1,183,863.21
Stormwater Fund	62,900.00
Utility Fund	514,411.72
Downtown MSD Fund	20,631.51
Total Operating Funds	\$ 1,781,806.44

Herman Park Center	\$ 377,950.00
Police Evidence & Fire Station Renovation	20,968.62
Federal & State Forfeiture	29,363.71
JAG	17,587.40
TIGER Streetscape	11,072.72
Phase IV Sewer Rehab SRF	1,342,720.14
Sewer Rehab SRF W-17-0110	83,472.02
VUR AIA Water & Sewer Grant	186,410.00
VUR MRF Feasibility Grant	100,000.00
Stormwater Drainage Projects	1,039,963.53

Total Project Funds	\$ 3,209,508.14
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Total All Fund Types	\$ 4,991,314.58
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It was recommended that Council adopt the following entitled ordinance amending the FY22-23 Operating Budget. Consent Agenda Approval. Polack/Broadaway (7 Ayes)

ORDINANCE NO. 2022-41 “AN ORDINANCE AMENDING THE BUDGET ORDINANCE OF THE CITY OF GOLDSBORO FOR THE 2022-23 FISCAL YEAR”

Request authorization to purchase Vactor 2100i Positive Displacement Blower Sewer Cleaner Unit on a HV607 Chassis (Jet-Vac). Resolution Adopted. The Jet-Vac purchase was approved in the FY23 budget for \$480K. Due to the continuing supply chain issues, acquiring any new equipment continues to be very challenging with build times averaging 12 – 24 months. We were able to locate one provider, Joe Johnson Equipment, with the resources on hand to complete the Jet-Vac build and deliver it within six months for \$488,244.70. The quote and award are through Sourcewell (a government purchasing cooperative), therefore no formal bid process is required.

The difference in cost of \$8,244.70 will be funded with operational funds approved in the FY23 budget, precluding the need for a formal Utility Fund budget amendment. We have submitted a Letter of Intent for purchase to hold the Jet-Vac for 30 days, pending City Council final approval.

It was recommended that Council approve the purchase of the Jet-Vac from Joe Johnson Equipment in Monroe, NC for \$488,244.70. Consent Agenda Approval. Polack/Broadaway (7 Ayes)

RESOLUTION NO. 2022-77 “RESOLUTION OF INTENT TO PURCHASE A NEW JET-VAC”

ReBuild NC Buyout Program. Resolution Adopted. On March 18, 2020, the City of Goldsboro entered into a Cooperative Agreement between the North Carolina Department of Public Safety, Office of Recovery and Resiliency (NCORR) to assist NCORR in carrying out the ReBuild NC Buyout Program by accepting ownership of buyout properties damaged by Hurricanes Matthew and Florence from program applicants to carry out strategic and high-impact activities to mitigate disaster risks and reduce future losses.

The North Carolina Department of Public Safety, Office of Recovery and Resiliency (NCORR) has negotiated the buyout of two properties identified as **707 W. Chestnut St.,** Goldsboro, North Carolina and **306 S. Alabama Ave.,** Goldsboro, North

Carolina and is now requesting that the City accept ownership of the identified properties in accordance with the conditions outlined in the ReBuild NC Buyout Program.

707 W. Chestnut St.

Owner: James Grady Best
Wayne County Tax Parcel ID#: 2599-56-5594
Acreage: Approx. 7,536 sq. ft. or 0.17 acres
Zoning: Residential (R6) and 100-year floodplain

306 S. Alabama Ave.

Beverly C. Best
Wayne County Tax Parcel ID#: 2599-55-5401
Acreage: Approx. 10,416 sq. ft. or 0.24 acres
Zoning: Residential (R6) and 100-year floodplain

Staff is recommending that City Council accept the properties identified above and take all necessary measures to achieve compliance with the conditions outlined in the NC Buyout Program.

It was recommended that Council vote to approve the recommendation of Planning Staff and Resolution of Acceptance of Properties Targeted by the ReBuild NC Buyout Program Within the Jurisdiction of the City of Goldsboro. Consent Agenda Approval. Polack/Broadaway (7 Ayes)

RESOLUTION NO. 2022-78 “RESOLUTION OF ACCEPTANCE OF PROPERTIES TARGETED BY THE REBUILD NC BUYOUT PROGRAM WITHIN THE JURISDICITON OF THE CITY OF GOLODSBORO”

Memorandum of Understanding (MOU) with Wayne County for Records Management System (RMS) and Computer Aided Dispatch (CAD) software costs and support. Resolution Adopted. The City of Goldsboro and Wayne County had an active MOU for RMS and CAD that has expired. This MOU was established to outline the financial and support roles for each entity as it related to Public Safety Software.

NCGS 160A-61 authorizes one or more units of local government to enter into interlocal agreements. This MOU defines the interlocal agreement to outline responsibilities for payment, maintenance, administration, support, implementation, and use of Central Square RMS and CAD Software.

The City is responsible for 25% of the overall implementation costs and 25% of the annual maintenance. Any modules purchased solely for the City of Goldsboro are paid for by the City.

This MOU also defines the costs to the City of Goldsboro and the roles of each entities staff and the support the City will receive from the County.

It was recommended that Council adopt the following entitled resolution authorizing the City Manager to sign the MOU with Wayne County for RMS and CAD Software. Consent Agenda Approval. Polack/Broadaway (7 Ayes)

RESOLUTION NO. 2022-79 “RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING WITH WAYNE COUNTY FOR RMS AND CAD SOFTWARE”

Departmental Monthly Reports. Accepted as Information. The various departmental reports for July 2022 were submitted for Council approval. It was recommended that Council accept the reports as information. Consent Agenda Approval. Polack/Broadaway (7 Ayes)

End of Consent Agenda.

City Manager’s Report. Tim Salmon shared that COVID-19 levels are still high in Wayne County, and that the Governor has lifted the State of Emergency. He stated that the sewer moratorium has been lifted. Mr. Salmon shared that fall youth sports are underway, and shared comments on recent events.

Mayor and Councilmembers’ Comments.

Councilman Batts thanked everyone, and stated that he looks forward to working with everyone.

Councilman Gaylor congratulated the students on going back to school. He stated he is grateful to the parents, grandparents, teachers, and other school staff that support these children.

Councilwoman Matthews had no comment.

Mayor Pro Tem Polack thanked all the loyal City employees that continue to serve the residents of the community, and congratulated those awarded tonight. He asked the community to keep the city in prayer, and to pray for the students going back to school.

Councilman Broadway welcomed Councilman Batts and asked for support of our sheriffs and firemen.

Councilwoman Jones welcomed Councilman Batts. She thanked the staff and asked everyone to pray for our children and youth. Councilwoman Jones asked everyone to be safe in their goings and comings and asked the churches to pray a little more for the children and youth in our community.

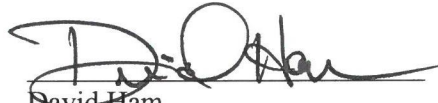
Mayor Ham thanked the Council for the passage of the NPO allocation funding. He welcomed Councilman Batts and stated that the Council does their best but it is a whole city effort. Mayor Ham asked that we never forget and always be thankful to the dedicated staff of the City. He also reminded everyone of National Airborne Day.

Closed Session. Mayor Pro Tem Polack made a motion to go into closed session to discuss a potential litigation matter. The motion was seconded by Councilman Gaylor and unanimously carried.

After the Closed Session was held, Council came out of Closed Session and back into Open Session.

There being no further business, Mayor Ham adjourned the meeting at 7:30 p.m.




David Ham
Mayor


Laura Getz, MMC/NCCMC
City Clerk

**WOMEN GENERALS OF THE GOSPEL DAY
PROCLAMATION**

WHEREAS, Abba's Daughters Women's Ministry hosts and facilitates prayer walks and outreach efforts to receive and distribute clothing, food, and toiletries to those in need; and

WHEREAS, staff members volunteer their services to include mental health counseling, substance abuse counseling, and more; and

WHEREAS, Abba's Daughters, Inc. is founded on unity and love, and our goal is to help as many people overall, but primarily women, become the best version of themselves they can be; and

WHEREAS, every year, Abba's Daughters Women's Ministry has an annual gathering to facilitate a particular theme and this year it is: The Generals, Pour!; and

WHEREAS, with this year's gathering, Abba's Daughters Women's Ministry hopes to bring in a group of women in the 'gospel', to include pastors, ministers, etc., that have pioneered, persevered, and made significant impacts on the community at large; and

WHEREAS, Abba's Daughters Women's Ministry has selected 15 women of this caliber and will honor them publicly for all their efforts on September 16, 2022; and

WHEREAS, Abba's Daughters, Inc., recognizes the Women Generals of the Gospel.

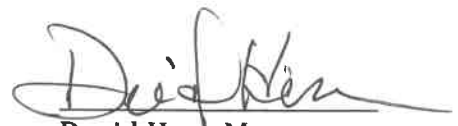
NOW, THEREFORE, the Mayor and City Council of the City of Goldsboro, NC proclaims September 16, 2022, as

WOMEN GENERALS OF THE GOSPEL DAY

and appreciates the efforts they have made over the years.

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the Seal of the City of Goldsboro, North Carolina, this 6th day of September, 2022.




David Ham, Mayor

**CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 CITY COUNCIL MEETING**

**SUBJECT: PUBLIC HEARING & FINAL COUNCIL ACTION
Z-15-22 Vasavi Developers USA (Community Shopping/Wayne County to Planned Unit Development) – East side of the intersection of US Hwy 70 W and NC 581 N Hwy.**

ADDRESS: No physical address yet.

PARCEL #: 2671928347, 2681029713, 2681225518

PROPERTY OWNER: Julia Neal Becton Trust

APPLICANT: Praveen Thadakamalla

BACKGROUND: The applicant is requesting a change of zone for the subject properties from Community Shopping, which is a Wayne County Zoning District to a Planned Unit Development (PUD) Conditional Zoning District. The purpose of a Planned Unit Development is to provide an alternative development procedure for large tracts of land. Planned Unit Developments provide a more desirable environment by providing a variety of housing types, design, and arrangements.

This PUD is proposing 68 single-family dwelling lots, 100 townhomes, 288 apartments, and a commercial development to include retail, office, and entertainment use types.

The corresponding zoning districts for this PUD to determine the permitted uses are as follows:

Single-Family: R-6SF, R-9SF, R-12SF

Multifamily: R-6, R-9, R-12

Business: NB, GB

Office: O&I-1, O-R

Civic: O&I-2

Access: Two proposed access points off NC Hwy 581 N.

Area: Approximately 101.6 acres (total of all three parcels).

Schools: Rosewood School District (Elementary, Middle, High)

SURROUNDING

ZONING:

North: Shopping Center (SC) & Wayne County Zoning

South: Shopping Center (SC) & Wayne County Zoning

East: Wayne County Zoning

West: General Business (GB), Shopping Center (SC) & Wayne County Zoning

Existing Use: The parcels proposed to be rezoned currently are vacant.

Land Use Plan Recommendation: The City's Land Use Plan locates these parcels within four separate land use designations. The land use designations in which the parcels are located are Commercial, Mixed Use I, Mixed Use II, and Medium-Density Residential.

Commercial: This designations intent is to prohibit commercial encroachment upon existing residential neighborhoods while controlling strip development and emphasizing infill development in existing commercial locations. Corresponding zoning districts for the Commercial designation are as follows; Neighborhood Business (NB), Highway Business (HB), Shopping Center, General Business (GB), and Airport Business (AB).

Mixed Use I: This designations intent is to allow for a mixture of uses that have a minimum impact on the adjacent areas. Corresponding zoning districts for the Mixed Use I designation are as follows; Office Residence (O-R), Office & Institutional 1 (O&I-1), Office & Institutional 2 (O&I-2), and Neighborhood Business (NB).

Mixed Use II: This designations intent is to allow for a mixture of uses that may have an impact or produce conflict with adjacent lower density districts, this use is intended to serve citizens and areas beyond the immediate vicinity of its location and is anticipated to generate higher traffic volumes. Corresponding zoning districts for the Mixed Use II designation are as follows; Office Residence (O-R), Office & Institutional 1 (O&I-1), Office & Institutional 2 (O&I-2), and Shopping Center (SC).

Medium-Density Residential: This designation was developed after evaluating the location of existing residential developments, identification of environmental constraints, and the location of infrastructure. Medium-Density designations exist in areas where water and sewer are available or where there are plans to extend water and sewer services. Corresponding zoning districts for the Medium-Density Residential designation are as follows; R-9SF, RM-9, R-12SF, and R-16.

All corresponding zoning districts for the proposed Planned Unit Development (PUD) are compatible and align with the land use plan map. The Goldsboro Comprehensive Plan also encourages for planned mixed-use developments as well as providing for a variety of housing choices. This proposed Planned Unit Development (PUD) aligns with both above the above-mentioned desires of the comprehensive plan.

DISCUSSION:

This is a conditional rezoning to establish a Planned Unit Development (PUD), specifically to include 68 single-family dwelling lots, 100 townhomes, 288 apartments, and a commercial development to include retail, office, and entertainment use types. All future site plan and subdivision submittals will be required to comply with the Goldsboro Unified Development Ordinance. The full development of this PUD will depend on the establishment of adequate water and sewer service, this will be addressed by the developer and City during the plan review process. The properties proposed to be rezoned are adjacent to other properties that have been satellite annexed into the City of Goldsboro and these properties have been zoned Shopping Center (SC), General Business (GB), and Residential 6(R-6).

TRC REVIEW:

Staff has distributed this proposed rezoning to several different departments as well as Seymour Johnson Air Force Base and NCDOT. Please see below for the comments that were received during the review process.

- Seymour Johnson indicated that this proposal is located within the Outer Horizontal Surface and the recommended maximum height above sea level in this area is 599 feet.
- NCDOT: a TIA (Traffic Impact Analysis) will be required for this site.

Engineering: Subject property is located outside of the City limits of Goldsboro. City water and sewer are not available to serve the

property, services would need to be extended. The property is not located within a special flood hazard area.

STAFF

RECOMMENDATION: Staff is recommending approval of the rezoning request based on the fact that all corresponding zoning districts for the proposed Planned Unit Development (PUD) are compatible and align with the comprehensive land use plan map. This conditional rezoning would also provide for a variety of housing choices. Staff is recommending that a condition be that a development agreement as described in NCGS 160D-1006 between the developer and the City of Goldsboro be approved by City Council prior to any final approval of subdivision or site plans.

**PLANNING
COMMISSION**

RECOMMENDATION: The Planning Commission was unable to conduct a meeting prior to the submittal deadline of this agenda memo. Planning staff will provide the Planning Commission's recommendation and Consistency Statement prior to the public hearing and final Council action on September 6, 2022.

REQUIRED ACTION: City Council shall make a motion to adopt the consistency statement and ordinance to approve the conditional rezoning request or they shall make a motion to adopt the ordinance to deny the rezoning request.

Date: 8/31/22


Kenny Talton, Planning Director

Date: 9/1/22


Tim Salmon, City Manager

**CITY OF GOLDSBORO PLANNING COMMISSION
Z-15-22 VASAVI DEVELOPERS USA
WORKSHEET**

Pursuant to NCGS 160D-604(d), when the Planning Board (Planning Commission) is conducting a review of a proposed zoning text or map amendment, the Planning Board (Planning Commission) shall advise and comment on whether the proposed action is consistent with the City of Goldsboro Land Use Plan. The Planning Board (Planning Commission) must provide the City of Goldsboro City Council with a written recommendation that addresses plan consistency or inconsistency and other matters as deemed appropriate by the Planning Board (Planning Commission).

Consistency Statement: The City of Goldsboro Planning Commission finds the proposed conditional rezoning to be consistent with the Commercial, Mixed Use I, Mixed Use II, and Medium-Density Residential Land Use designation. The City of Goldsboro Planning Commission finds that the conditional rezoning request is reasonable and in best public interest due to the fact this Planned Unit Development would provide for a variety of housing types as well as this PUD being a planned mixed-use development, which is a identified goal of the Goldsboro Comprehensive Land Use Plan. The City of Goldsboro Planning Commission recommends approval to the City of Goldsboro City Council.

Voting Record for Recommendation:

Yes ✓ No

Inconsistency Statement: The City of Goldsboro Planning Commission finds the proposed conditional rezoning to be inconsistent with Commercial, Mixed Use I, Mixed Use II, and Medium-Density Residential Land Use designation and finds that this conditional rezoning, if executed, would have a negative impact on the public. The City of Goldsboro Planning Commission deems this proposed conditional rezoning to not be appropriate and does not recommend approval to the City of Goldsboro City Council. The City of Goldsboro Planning Commission finds the proposed conditional rezoning to be inconsistent with the land use plan.

Voting Record for Recommendation:

Yes No

ORDINANCE NO. 2022 - 45

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP
OF THE CITY OF GOLDSBORO, NORTH CAROLINA

WHEREAS, after notice duly given according to law, a public hearing was held before the City Council at a regular meeting held in the City Council Chambers, 214 N. Center St. in the Historic City Hall building, on **Tuesday, September 6, 2022**, at 7:00 p. m., for the purpose of considering and discussing the passing of an ordinance amending the Official Zoning Map of the City of Goldsboro, North Carolina, and the Planning Commission voted to recommend approval on **Thursday, September 1, 2022**; and,

WHEREAS, Praveen Thadakamalla, has submitted a petition to rezone Tax Parcels 267192834, 2681029713, and 2681225518 from Community Shopping, a Wayne County Zoning District, to a Planned Unit Development, a Conditional Zoning District; and,

WHEREAS, the City of Goldsboro Comprehensive Land Use Plan places the proposed rezoning areas in the Commercial, Mixed Use I, Mixed Use II, and Medium-Density Residential designations; and,

WHEREAS, all corresponding Zoning Districts for this Planned Unit Development are compatible and align with the City of Goldsboro Comprehensive Land Use Plan future land use designations; and,

WHEREAS, the City of Goldsboro Comprehensive Land Use Plan encourages for planned mixed-use developments and providing for a variety of housing types; and,

WHEREAS, the proposed Planned Unit Development shall consist of 68 single-family dwelling lots, 100 townhomes, 288 apartments, and commercial development to include retail, office and entertainment types of uses; and,

WHEREAS, the proposed Planned Unit Development will be adjacent to other parcels that have been rezoned and satellite annexed into the City of Goldsboro, and these parcels contain uses that are in harmony with the proposed Planned Unit Development; and,

WHEREAS, the Planned Unit Development Conditional Zoning District shall become effective and apply to Tax Parcels 267192834, 2681029713, and 2681225518 only when said Tax Parcels are officially annexed into the City of Goldsboro by order of the City Council of the City of Goldsboro; and,

WHEREAS, as a condition of this rezoning, Praveen Thadakamalla, Vasavi Developers USA, or any other developer of Tax Parcels 267192834, 2681029713, and 2681225518 shall enter into a development agreement as described NCGS160D-1006 with the City of Goldsboro; and,

WHEREAS, the proposed rezoning is therefore considered reasonable, in public interest, and inconsistent with the City of Goldsboro Comprehensive Land Use Plan; 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 Official Zoning Map of the City of Goldsboro 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 Official Zoning Map of Goldsboro, North Carolina, be and the same is hereby amended by changing:

From the Community Shopping, Wayne County Zoning District, to a Planned Unit Development Conditional Zoning District. This new Conditional Zoning District shall only apply once the aforementioned parcels are officially annexed into the City of Goldsboro

Z-15-22 Vasavi Developers USA (Community Shopping/Wayne County to Planned Unit Development)

**The Wayne County Tax Identification Numbers 267192834, 2681029713,
2681225518.**

2. The above amendment is effective upon the adoption of this Ordinance.

Adopted this 6th day of September, 2022.


David Ham, Mayor

Attested by:


Holly Jones, Deputy City Clerk



Z-15-22
Praveen Thadakamalla
(Community Shopping (Wayne County Zoning) to PUD CZD)



REZONING REQUEST:

CASE NO: Z-15-2022
OWNER: Praveen Thadakamalla
REQUEST: (Community Shopping (Wayne County Zoning) to PUD CZD)

LOCATION: Hwy 70 Bypass
PIN #: 2671928347, 2681029713, 2681225518

0 250 500 1,000
Feet



The data represented on this map has been compiled by the best methods available. Accuracy is contingent upon the source information as compiled by various agencies and departments both internal and external to the City of Goldsboro, NC. Users of the data represented on this map are hereby notified that the primary information sources should be consulted for verification of the information contained herein. The City of Goldsboro and the companies contracted to develop these data assume no legal responsibilities for the information or accuracy contained on this map. It is strictly forbidden to sell or reproduce these maps or data for any reason without the written consent of the City of Goldsboro.

Z-15-22
Praveen Thadakamalla
(Community Shopping (Wayne County Zoning) to PUD CZD)



REZONING REQUEST:

CASE NO: Z-15-2022
OWNER: Praveen Thadakamalla
REQUEST: (Community Shopping (Wayne County Zoning) to PUD CZD)

LOCATION: Hwy 70 Bypass
PIN #: 2671928347, 2681029713, 2681225518

0 250 500 1,000
Feet

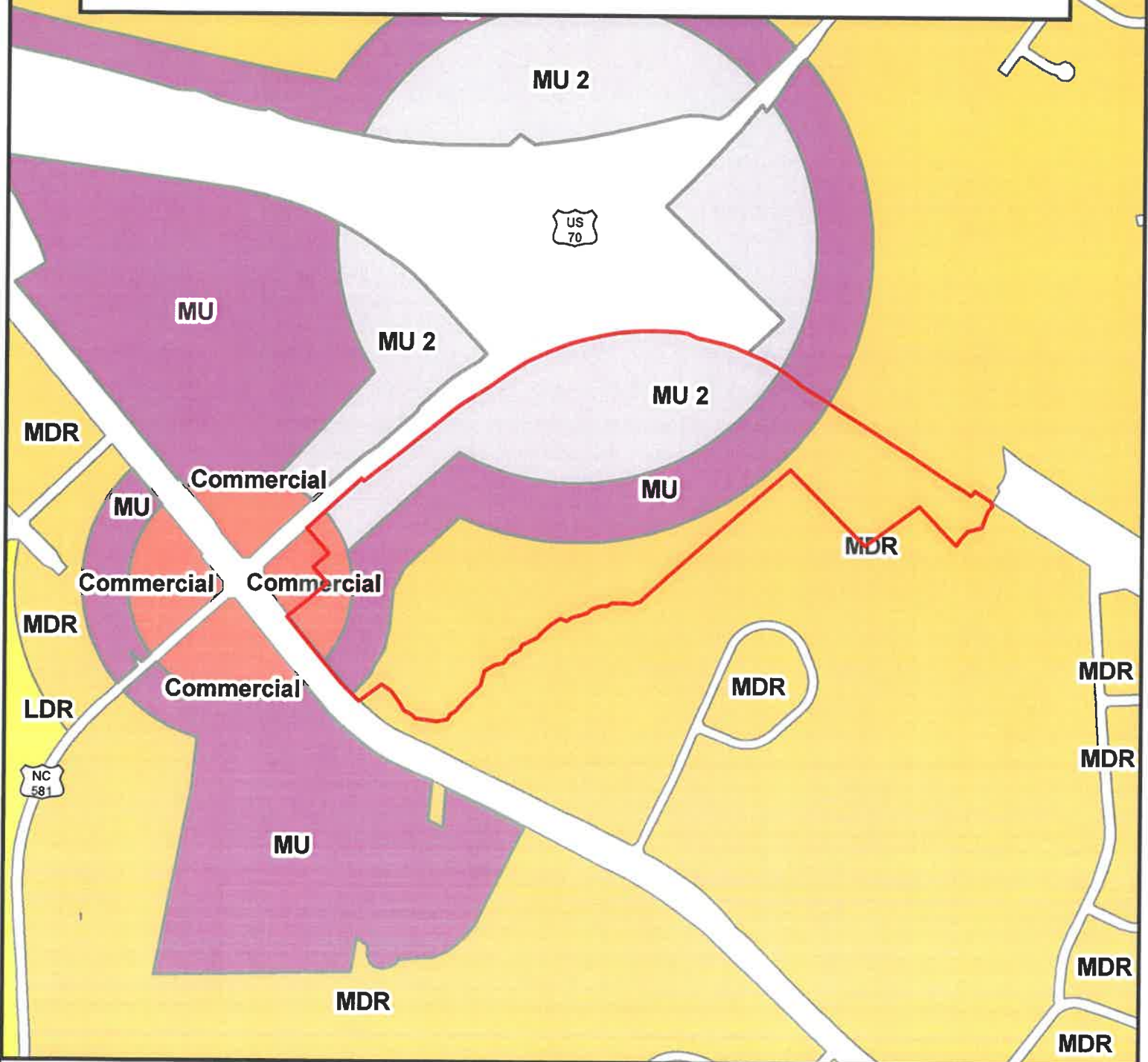


GOLDSBORO
BE MORE DO MORE SEYMOUR

North Carolina

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Z-15-22
Praveen Thadakamalla
(Community Shopping (Wayne County Zoning) to PUD CZD)



REZONING REQUEST:

CASE NO: Z-15-2022
OWNER: Praveen Thadakamalla
REQUEST: (Community Shopping (Wayne County Zoning) to PUD CZD)

LOCATION: Hwy 70 Bypass
PIN #: 2671928347, 2681029713, 2681225518

0 250 500 1,000
Feet



The data represented on this map has been compiled by the best methods available. Accuracy is contingent upon the source information as compiled by various agencies and departments both internal and external to the City of Goldsboro, NC. Users of the data represented on this map are hereby notified that the primary information sources should be consulted for verification of the information contained herein. The City of Goldsboro and the companies contracted to develop these data assume no legal responsibilities for the information or accuracy contained on this map. It is strictly forbidden to sell or reproduce these maps or data for any reason without the written consent of the City of Goldsboro.

**CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 CITY COUNCIL MEETING**

SUBJECT: **PUBLIC HEARING & FINAL COUNCIL ACTION**
Z-18-22 Wawa-W.US 70 HWY. #1 – South of W. US70 HWY
between Westbrook Ave. and S. NC 581 HWY.

ADDRESS: 2853 W. US 70 HWY. Goldsboro, NC

PARCEL #: 2671815879

PROPERTY OWNER: Raymond S. & Jeanette Radford

APPLICANT: Jeffrey Lewin; WW, LLC.

BACKGROUND: The applicant is requesting a change of zone for the subject property from Wayne County's Community Shopping (CS) Zoning District to General Business Conditional District (GBCD) to allow the operation of a convenience store and gas station.

The purpose of the General Business (GB) zoning district is to accommodate the widest range of uses providing general goods and services to the community. The district is intended to promote high quality, accessible developments serving the needs of the community and surrounding area.

SURROUNDING

ZONING: North: Shopping Center (SC)/Watershed Protection Overlay
South: Shopping Center (SC)/Watershed Protection Overlay;
Wayne Co. Heavy Industrial (HI)
East: General Business/Watershed Protection Overlay
West: Wayne Co. Community Shopping (CS)

Existing Use: The parcel proposed to be rezoned is currently occupied by a single-family dwelling.

Land Use Plan Recommendation: The City's Land Use Plan recommends this parcel for Commercial development. The corresponding zoning districts for Commercial development are Neighborhood Business (NB), Highway Business (HB), Shopping Center (SC), General Business (GB), Airport Business (AB), and Community Shopping (CS-Wayne Co.) The intent of the Commercial development Land-Use designation is to allow for

commercial land uses in the Urbanized Area within the City's Central Business District, along the existing US 70 corridor and along the Wayne Memorial Drive and Berkeley Drive corridors. Emphasis is placed upon control of strip development, in-fill development in existing commercial locations, prohibition of commercial development upon residential neighborhoods and encourage open/recreational space that provides pedestrian-friendly and landscaped areas. The proposed General Business (GB) Zoning District is a corresponding zoning district in the Commercial Land-Use designation.

DISCUSSION: This is a conditional rezoning. As such, the development and use of the property is subject to predetermined ordinance standards and the rules, regulations, and conditions imposed as part of the legislative decision creating the district and applying it to the particular property. All future site plan and subdivision submittals will be required to comply with the Goldsboro Unified Development as the applicant is petitioning for satellite annexation into Goldsboro City limits.

TRC REVIEW: Staff has distributed this proposed rezoning to several different departments as well as Seymour Johnson Air Force Base and NCDOT. Please see below for the comments that were received during the review process.

SJAFB: Seymour Johnson indicated that this proposal is located within the Outer Horizontal Surface and the recommended maximum height above sea level in this area is 599 feet.

NCDOT: A TIA (Traffic Impact Analysis) is currently being conducted for the site. NCDOT requirements shall be satisfied before driveway permits can be issued.

Engineering: Subject property is located outside of the City limits of Goldsboro. City water and sewer are not available to serve the property. The property is not located within a special flood hazard area. Stormwater calculations, grading and drainage plans shall be required.

STAFF

RECOMMENDATION: Staff is recommending approval of the conditional rezoning request since the proposal would be compatible with the surrounding zoning patterns in the area. In addition, the proposal will not impair or injure the health, safety, or general welfare of

the public and is consistent with the Goldsboro Comprehensive Land Use Plan and the Land-Use Map.

**PLANNING
COMMISSION**


RECOMMENDATION: The Planning Commission was unable to conduct a meeting prior to the submittal deadline of this agenda memo. Planning staff will provide the Planning Commission's recommendation and Consistency Statement prior to the public hearing and final Council action on September 6, 2022.

REQUIRED ACTION: Council shall vote to adopt the recommendation for approval and Consistency Statement that the Goldsboro Planning Commission has provided and adopt the Approval Ordinance with the inclusion of the Consistency Statement, or council shall vote to deny and adopt the Ordinance to Deny with the inclusion of a statement that deems this conditional rezoning request to be inconsistent.

Date: 8/31/22


Kenny Talton, Planning Director

Date: 9/1/22


Tim Salmon, City Manager

**CITY OF GOLDSBORO PLANNING COMMISSION
Z-18-22 WAWA-W. US 70 HWY #1
WORKSHEET**

Pursuant to NCGS 160D-604(d), when the Planning Board (Planning Commission) is conducting a review of a proposed zoning text or map amendment, the Planning Board (Planning Commission) shall advise and comment on whether the proposed action is consistent with the City of Goldsboro Land Use Plan. The Planning Board (Planning Commission) must provide the City of Goldsboro City Council with a written recommendation that addresses plan consistency or inconsistency and other matters as deemed appropriate by the Planning Board (Planning Commission).

Consistency Statement: The City of Goldsboro Planning Commission finds the proposed conditional rezoning request to be consistent with the Commercial Land Use designation. In addition, the Planning Commission finds that the conditional rezoning request is reasonable and in the public interest since the proposal will not impair or injure the health, safety, or general welfare of the public and is consistent with the Goldsboro Comprehensive Land-Use Plan and Land-Use Map. The Planning Commission recommends approval of the conditional rezoning request.

Voting Record for Recommendation:

Yes ✓ No

Inconsistency Statement: The City of Goldsboro Planning Commission finds the proposed conditional rezoning request to be inconsistent with the Commercial Land-Use designation and finds that this conditional rezoning, if executed, would have a negative impact on the public. The City of Goldsboro Planning Commission deems this proposed conditional rezoning request to not be appropriate and does not recommend approval to the City of Goldsboro City Council. The City of Goldsboro Planning Commission finds the proposed conditional rezoning request to be inconsistent with the Goldsboro Comprehensive Land-Use Plan and Land-Use Map.

Voting Record for Recommendation:

Yes No

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP
OF THE CITY OF GOLDSBORO, NORTH CAROLINA

WHEREAS, after notice duly given according to law, a public hearing was held before the City Council at a regular meeting held in the City Council Chambers, 214 N. Center St. in the Historic City Hall building, on **Tuesday, September 6, 2022**, at 7:00 p.m., for the purpose of considering and discussing the passing of an ordinance amending the Official Zoning Map of the City of Goldsboro, North Carolina, and the Planning Commission voted to recommend approval on **Thursday, September 1, 2022**; and,

WHEREAS, Jeffrey Lewin; WW, LLC. has submitted a petition to rezone Tax Parcel 2671815879 from Wayne County's Community Shopping (CS) Zoning District to General Business Conditional District (GBCD) to allow the operation of a convenience store and gas station; and,

WHEREAS, the City of Goldsboro Comprehensive Land Use Plan places the proposed rezoning areas in the Commercial Land-Use designation; and,

WHEREAS, the proposed General Business Conditional District (GBCD) is consistent with the Commercial-Land Use designation; and,

WHEREAS, the proposed conditional rezoning request is reasonable and, in the public's best interest since the proposed rezoning classification will not impair or injure the health, safety, and general welfare of the public; and,

WHEREAS, the proposed conditional rezoning request is consistent with the Goldsboro Comprehensive Land-Use Plan and Land-Use Map; and,

WHEREAS, the General Business Conditional Zoning District shall become effective and apply to Tax Parcel 2671815879 only when said Tax Parcel is officially annexed into the City of Goldsboro by order of the City Council of the City of Goldsboro; 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 Official Zoning Map of the City of Goldsboro 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 Official Zoning Map of Goldsboro, North Carolina, be and the same is hereby amended by changing:

From Wayne County's Community Shopping (CS) Zoning District to General Business Conditional District (GBCD) limiting the site to a convenience store and gas station.

Z-18-22 Jeffrey Lewin; WW, LLC. (CS-Wayne Co. to GB CD)

The Wayne County Tax Identification Numbers: 2671815879


2. The above amendment is effective upon the adoption of this Ordinance.

Adopted this 6th day of September, 2022.

Attested by:


Holly Jones, Deputy City Clerk




David Ham, Mayor

Z-18-22
Jeffery Lewin
(CS (Wayne County Zoning) to GB CZD)



REZONING REQUEST:

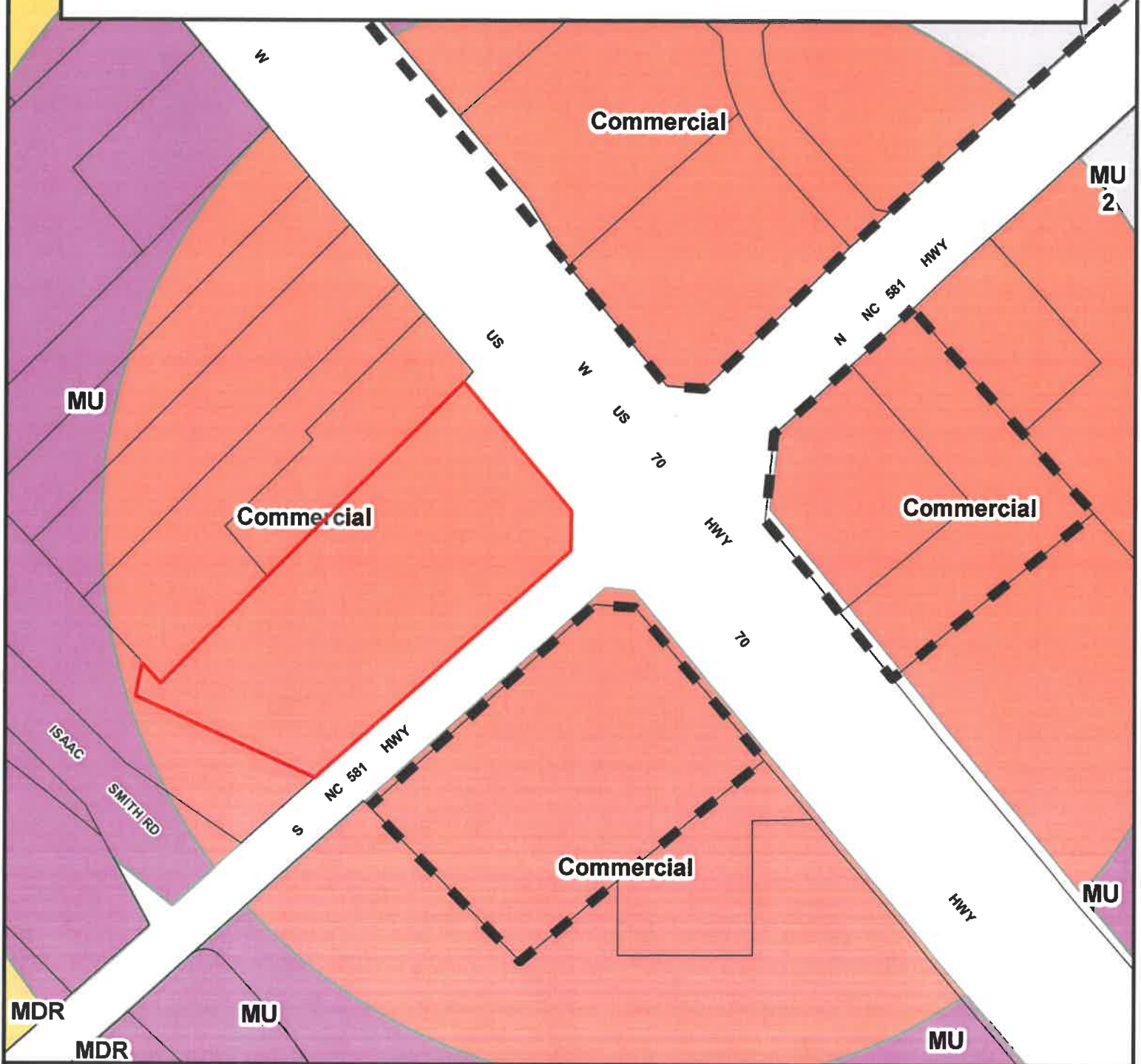
CASE NO: Z-18-22
APPLICANT: Jeffery Lewin
REQUEST: (CS (Wayne County Zoning) to GB CZD)
LOCATION: 2853 W US 70 Hwy
PIN #: 2671815879

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The data represented on this map has been compiled by the best methods available. Accuracy is contingent upon the source information as compiled by various agencies and departments both internal and external to the City of Goldsboro, NC. Users of the data represented on this map are hereby notified that the primary information sources should be consulted for verification of the information contained herein. The City of Goldsboro and the companies contracted to develop these data assume no legal responsibilities for the information or accuracy contained on this map. It is strictly forbidden to sell or reproduce these maps or data for any reason without the written consent of the City of Goldsboro.

Z-18-22
Jeffery Lewin
(CS (Wayne County Zoning) to GB CZD)



REZONING REQUEST:

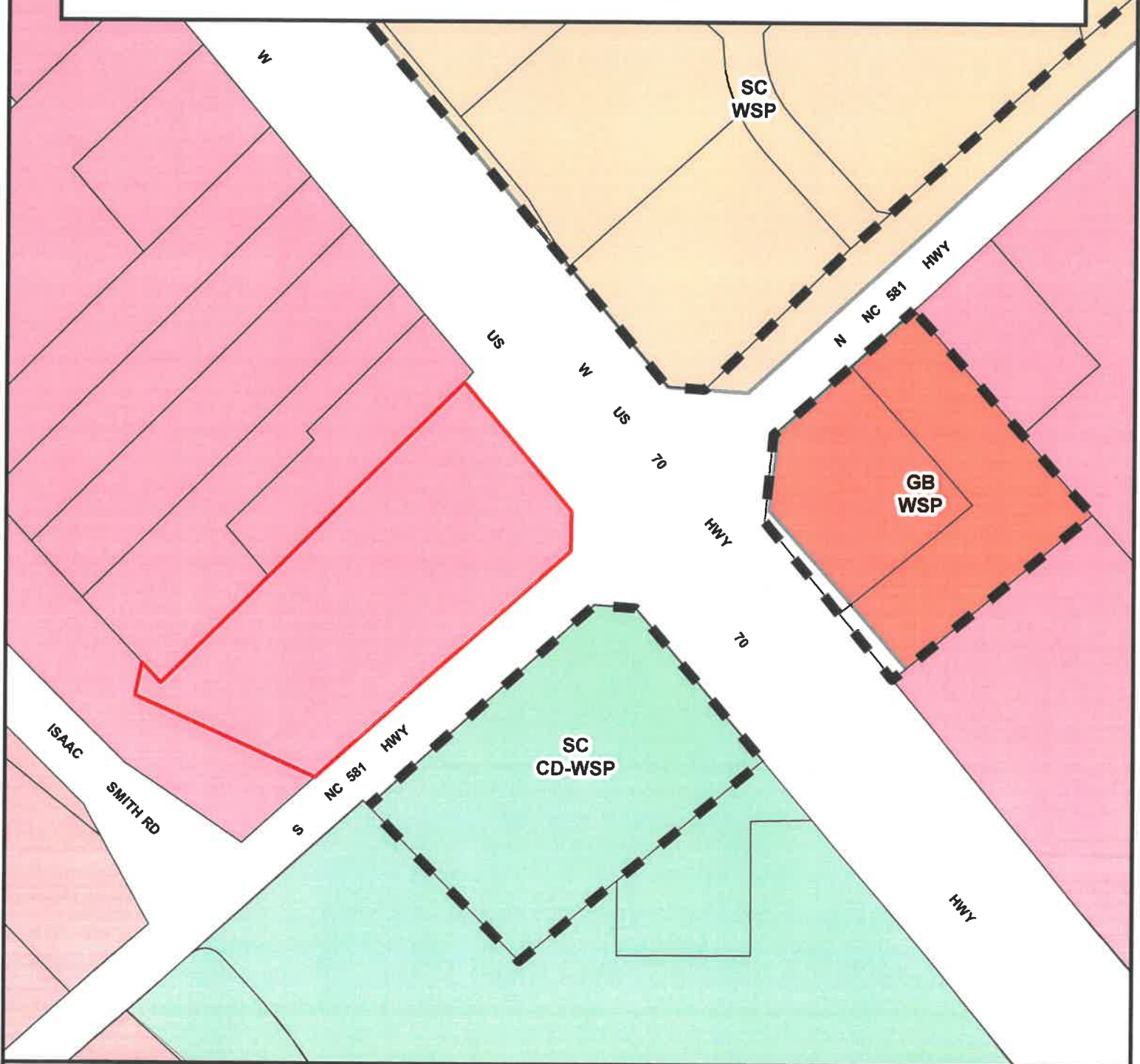
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Z-18-22
Jeffery Lewin
(CS (Wayne County Zoning) to GB CZD)



REZONING REQUEST:

CASE NO: Z-18-22
APPLICANT: Jeffery Lewin
REQUEST: (CS (Wayne County Zoning) to GB CZD)
LOCATION: 2853 W US 70 Hwy
PIN #: 2671815879

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**CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 CITY COUNCIL MEETING**

SUBJECT: PUBLIC HEARING & FINAL COUNCIL ACTION
Z-19-22 Wawa-Wayne Memorial & Medical Office Pl. #2 – North side of Wayne Memorial Dr. between Hospital Rd. and Medical Office Pl.

ADDRESS: 2606/2608 Medical Office Pl.

PARCEL #: 3610125496/3610127533

PROPERTY OWNER: Linda Gail Drew Wiggins et al.

APPLICANT: Jeffrey Lewin; WW, LLC.

BACKGROUND: On July 6, 2009, Goldsboro City Council approved a change of zone request for the two parcels referenced above from Office and Institutional (O&I-1) to General Business Conditional District (GBCD) to allow the operation of a pharmacy and the sale of medical equipment. Site and landscape plans were to be approved separately.

Now, the applicant is requesting a change of zone for the subject properties from General Business Conditional District (GBCD) limiting the operation of the site to a pharmacy and retail sales to General Business Conditional District (GBCD) limiting the use of the property to the operation of a convenience store and gas station.

The purpose of the General Business (GB) zoning district is to accommodate the widest range of uses providing general goods and services to the community. The district is intended to promote high quality, accessible developments serving the needs of the community and surrounding area.

SURROUNDING

ZONING: North: Office and Institutional (O&I-1)
South: Office and Institutional (O&I-1)
East: Office and Institutional (O&I-1)
West: Office and Institutional (O&I-1)

Existing Use: The parcels proposed to be rezoned currently are vacant and undeveloped.

Land Use Plan Recommendation: The City's Land Use Plan recommends these parcels for Mixed-Use development. The corresponding zoning district for Mixed-Use development are Office-Residential (O&R), Office and Institutional (O&I-1), Office and Institutional (O&I-2), and Neighborhood Business (NB). The intent of the Mixed-Use designation is to allow for a mixture of uses that have a minimum impact on the adjacent areas. The proposed General Business (GB) Zoning District is not a corresponding zoning district in the Mixed-Use land use designation.

DISCUSSION: This is a conditional rezoning. As such, the development and use of the property is subject to predetermined ordinance standards and the rules, regulations, and conditions imposed as part of the legislative decision creating the district and applying it to the particular property. All future site plan and subdivision submittals will be required to comply with the Goldsboro Unified Development Ordinance.

TRC REVIEW: Staff has distributed this proposed rezoning to several different departments as well as Seymour Johnson Air Force Base and NCDOT. Please see below for the comments that were received during the review process.

SJAFB: Seymour Johnson indicated that this proposal is located within the Outer Horizontal Surface and the recommended maximum height above sea level in this area is 599 feet.

NCDOT: A TIA (Traffic Impact Analysis) will be required for this site before driveway permits can be issued.

Engineering: Subject property is located inside the City limits of Goldsboro. City water and sewer are available to serve the property. The property is not located within a special flood hazard area. Stormwater calculations, grading and drainage plans shall be required.

STAFF

RECOMMENDATION: The proposed conditional zoning request is inconsistent with the Goldsboro Comprehensive Land Use Plan. However, staff is recommending approval of the conditional rezoning since the change of zone will have minimal impact on

adjacent uses and areas in proximity to the site. In addition, staff believes the proposed use would mitigate congestion issues along the Wayne Memorial Dr. corridor by providing a secondary means of access to and for service to the public. City and other service providers will be able to provide sufficient levels of service to existing developments as well as meet transportation and utility demands to the property. Lastly, staff believes the conditional rezoning will not impair or injure the health, safety, and general welfare of the public.

PLANNING
COMMISSION


RECOMMENDATION: The Planning Commission was unable to conduct a meeting prior to the submittal deadline of this agenda memo. Planning staff will provide the Planning Commission's recommendation and Consistency Statement prior to the public hearing and final Council action on September 6, 2022.

REQUIRED ACTION: Council shall vote to adopt the recommendation for approval and Consistency Statement that the Goldsboro Planning Commission has provided and adopt the Approval Ordinance with the inclusion of the Consistency Statement, or council shall vote to deny and adopt the Ordinance to Deny with the inclusion of a statement that deems this conditional rezoning request to be inconsistent.

Date: 9/1/22


Kenny Talton, Planning Director

Date: 9/1/22


Tim Salmon, City Manager

**CITY OF GOLDSBORO PLANNING COMMISSION
Z-19-22 WAWA-WAYNE MEMORIAL AND MEDICAL OFFICE PL.
WORKSHEET**

Pursuant to NCGS 160D-604(d), when the Planning Board (Planning Commission) is conducting a review of a proposed zoning text or map amendment, the Planning Board (Planning Commission) shall advise and comment on whether the proposed action is consistent with the City of Goldsboro Land Use Plan. The Planning Board (Planning Commission) must provide the City of Goldsboro City Council with a written recommendation that addresses plan consistency or inconsistency and other matters as deemed appropriate by the Planning Board (Planning Commission).

Consistency Statement: The City of Goldsboro Planning Commission finds that the conditional rezoning request is reasonable and, in the public's, best interest since the proposed rezoning classification will have minimal impact on adjacent uses and areas in proximity to the site. In addition, the Planning Commission finds the proposed use would mitigate congestion issues along the Wayne Memorial Dr. corridor and provide for services to the public. Lastly, the Planning Commission finds the conditional rezoning will not impair or injure the health, safety, and general welfare of the public. The City of Goldsboro Planning Commission finds the proposed conditional rezoning to be inconsistent with the Mixed Use-I Land Use designation. The City of Goldsboro Planning Commission recommends approval to the City of Goldsboro City Council.

Voting Record for Recommendation:

Yes ✓ No

Inconsistency Statement: The City of Goldsboro Planning Commission finds the proposed conditional rezoning to be inconsistent with the Mixed Use-I Land Use designation and finds that this conditional rezoning, if executed, would have a negative impact on the public. The City of Goldsboro Planning Commission deems this proposed conditional rezoning to not be appropriate and does not recommend approval to the City of Goldsboro City Council. The City of Goldsboro Planning Commission finds the proposed conditional rezoning to be inconsistent with the land use plan.

Voting Record for Recommendation:

Yes No

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP
OF THE CITY OF GOLDSBORO, NORTH CAROLINA

WHEREAS, after notice duly given according to law, a public hearing was held before the City Council at a regular meeting held in the City Council Chambers, 214 N. Center St. in the Historic City Hall building, on **Tuesday, September 6, 2022**, at 7:00 p.m., for the purpose of considering and discussing the passing of an ordinance amending the Official Zoning Map of the City of Goldsboro, North Carolina, and the Planning Commission voted to recommend approval on **Thursday, September 1, 2022**; and,

WHEREAS, Jeffrey Lewin; WW, LLC. has submitted a petition to rezone Tax Parcels 3610125496/3610127533 from General Business Conditional District (GBCD) limiting the operation to a pharmacy and retail sales of medical equipment to General Business Conditional District (GBCD) limiting the operation to a convenience store and gas station; and,

WHEREAS, the City of Goldsboro Comprehensive Land Use Plan places the proposed rezoning areas in the Mixed Use I Land-Use designation; and,

WHEREAS, the proposed General Business Conditional District (GBCD) is inconsistent with the Mixed-Use Land Use designation; and,

WHEREAS, the proposed conditional rezoning request is reasonable and, in the public's, best interest since the proposed rezoning classification will have minimal impact on adjacent uses and areas in proximity to the site; and,

WHEREAS, staff believes the proposed use would mitigate congestion issues along the Wayne Memorial Dr. corridor and provide for essential services to the public; and,

WHEREAS, City and other service providers will be able to provide sufficient levels of service to existing developments as well as meet transportation and utility demands to the property; and,

WHEREAS, staff believes the conditional rezoning will not impair or injure the health, safety, and general welfare of the public; 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 Official Zoning Map of the City of Goldsboro 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 Official Zoning Map of Goldsboro, North Carolina, be and the same is hereby amended by changing:

From General Business Conditional District (GBCD) that all limiting the operation of the site to a pharmacy and retail sales of medical office equipment to General Business Conditional District (GBCD) limiting the site to a convenience store and gas station.

Z-19-22 Jeffrey Lewin; WW, LLC. (GBCD to GBCD)

The Wayne County Tax Identification Numbers: 3610125496/3610127533


2. The above amendment is effective upon the adoption of this Ordinance.

Adopted this 6th day of September, 2022.

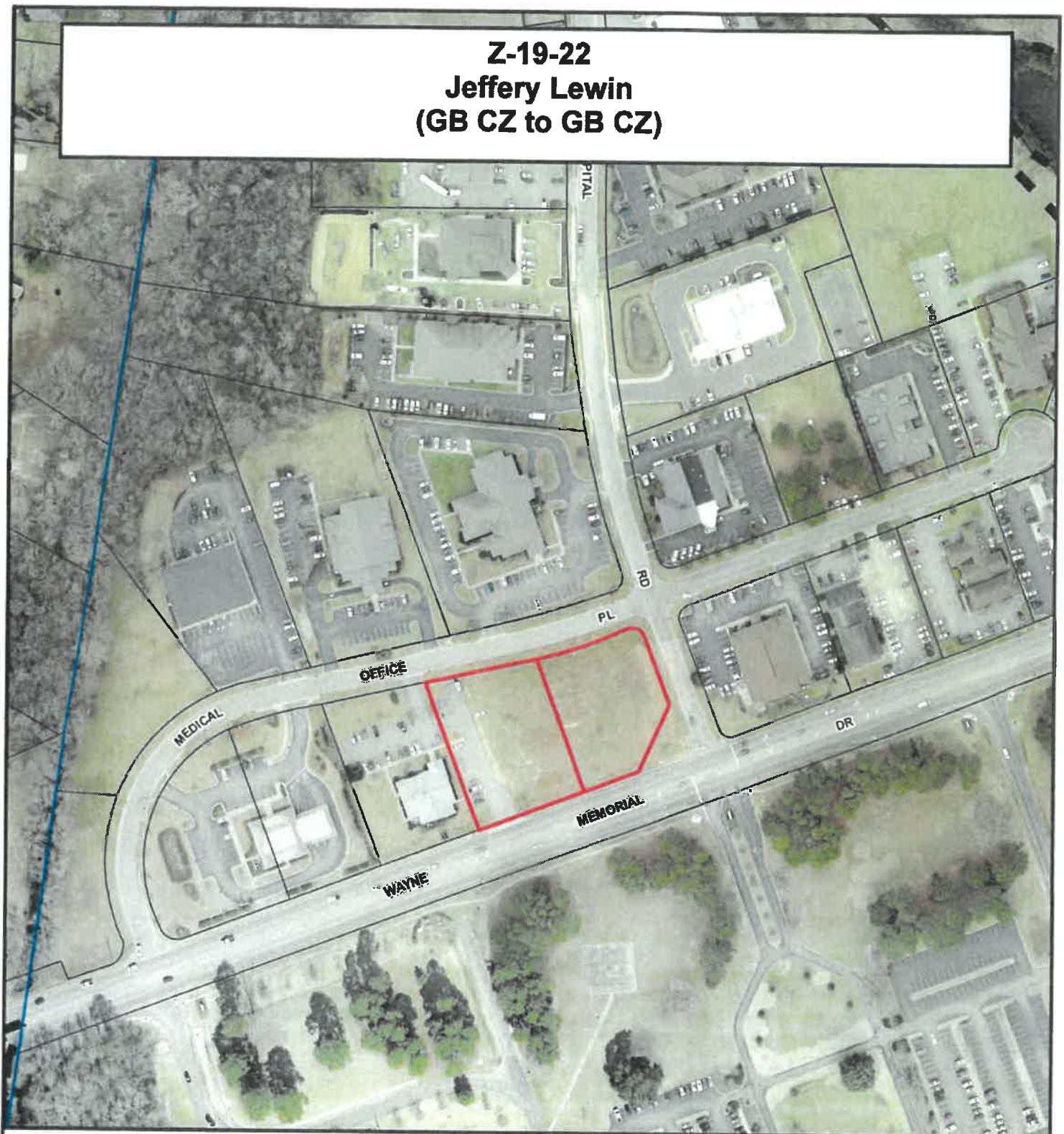
Attested by:


Holly Jones, Deputy City Clerk




David Ham, Mayor

Z-19-22
Jeffery Lewin
(GB CZ to GB CZ)



REZONING REQUEST:

CASE NO: Z-19-22
APPLICANT: Jeffery Lewin
REQUEST: (GB CZ to GB CZ)
LOCATION: 2606 & 2608 Medical Office Place
PIN #: 3610125296, 3610127533

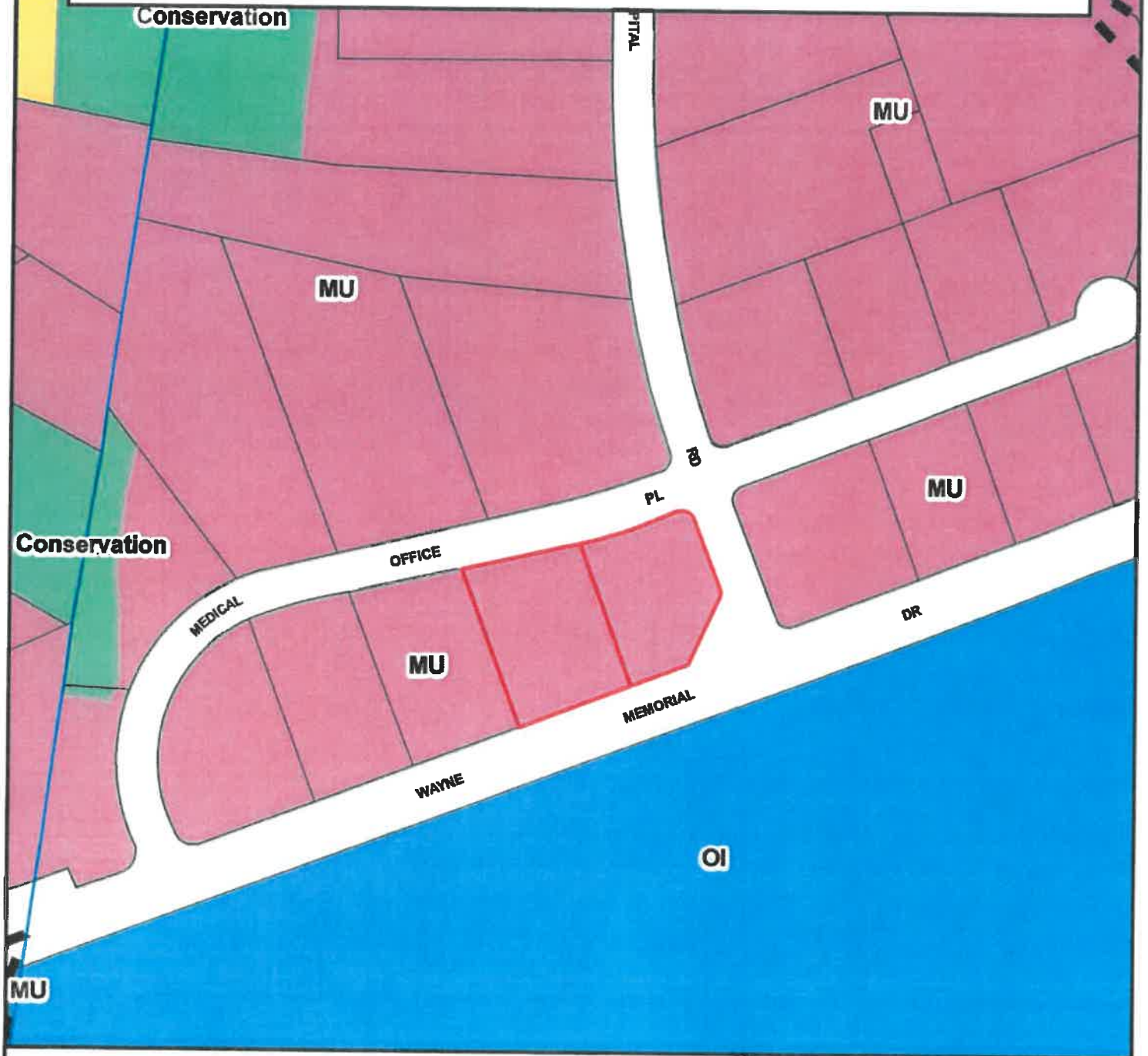
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GOLDSBORO
BE MORE DO MORE SEYMOUR

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Z-19-22
Jeffery Lewin
(GB CZ to GB CZ)



REZONING REQUEST:

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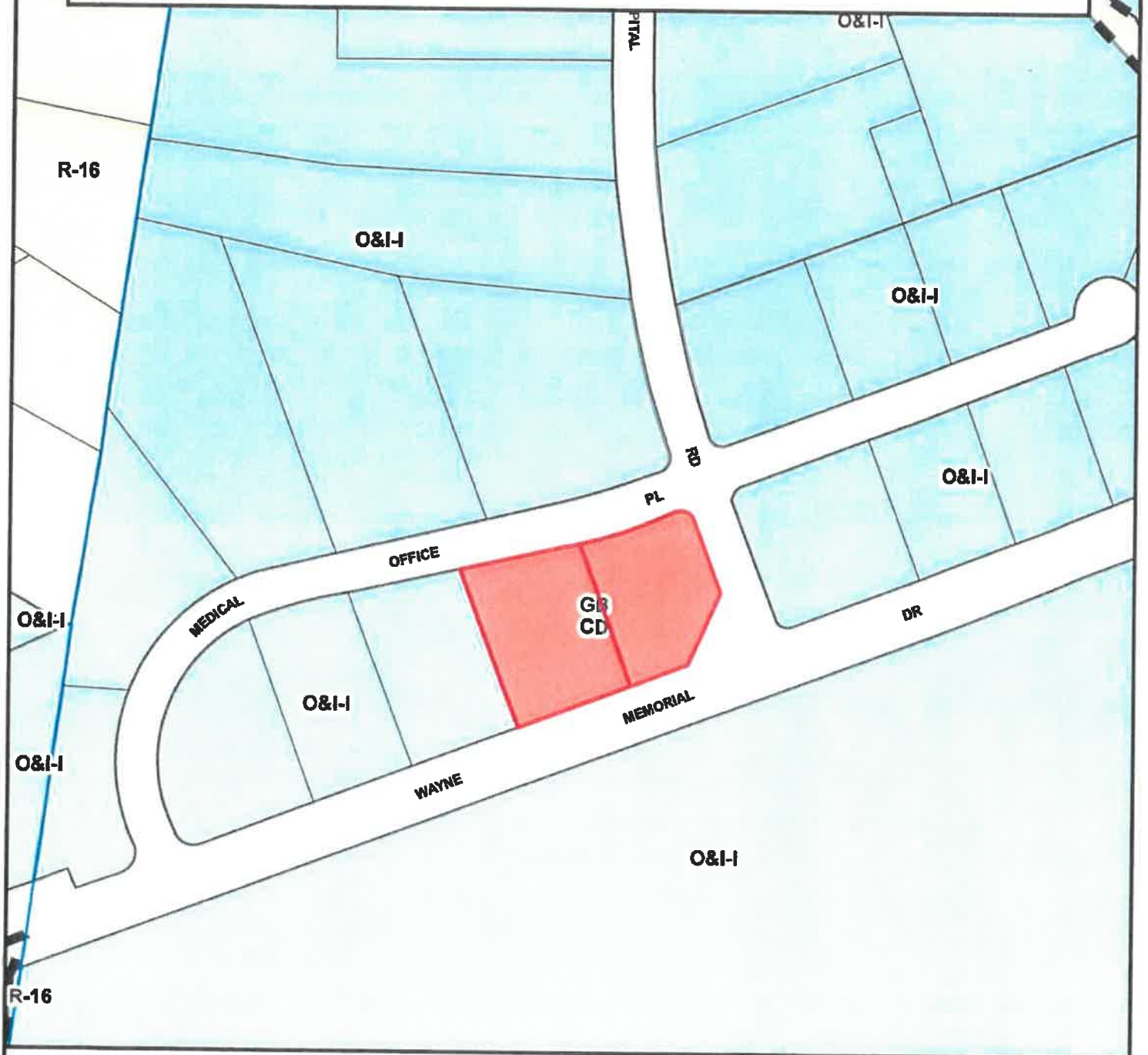
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Z-19-22
Jeffery Lewin
(GB CZ to GB CZ)



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**CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 COUNCIL MEETING**

SUBJECT: Split-Jurisdiction Agreement between the City of Goldsboro and County of Wayne

Tax Parcel Id: 3610975765

Owner: Atkinson William E. Heirs c/o Mark Hale Trustee

Acres: 11.3; 6 acres (County of Wayne)/5 acres (City of Goldsboro)

BACKGROUND: Zoning and other development regulations are state powers delegated to local governments. North Carolina state legislature sets the rules for which local governments can exercise these powers and where that can be done within their respective jurisdictions.

The City of Goldsboro exercises the enforcement of planning and development regulations throughout the corporate City limits and one-mile extra-territorial jurisdiction. The County of Wayne exercises planning and development regulations outside of the City's corporate limits and one-mile extra-territorial jurisdiction.

City and County jurisdictional boundaries do not have to follow property lines. In Wayne County, it is not uncommon for part of a parcel of land to be in the City of Goldsboro's planning jurisdiction and the remainder of the property to be in Wayne County.

Historically, the City and County released planning and development regulation jurisdiction from one unit of local government to another based on which unit of local government had the majority acreage within their respective jurisdiction. Informal administrative development approvals were authorized by the City Planning Director and the County Planning Director.

According to GS 160D-203, property shall be subject to City or County development regulations. New land-use law dictates that if the landowner and both units of government agree, exclusive planning and development regulation jurisdiction for the entire

parcel may be assigned to one jurisdiction. An agreement on development regulation must be approved by resolution formally adopted by both the City of Goldsboro and the County of Wayne.

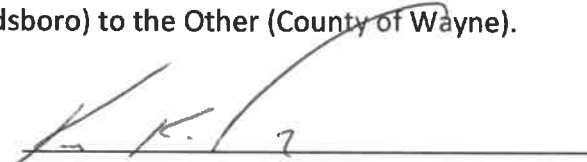
DISCUSSION: On behalf of the owners of subject property, trustee desires the entire parcel have continuity in planning and development regulations by assigning exclusive jurisdiction to the County of Wayne.

STAFF

RECOMMENDATION: Staff is recommending that City Council agree to the release of City planning and development jurisdiction to the County of Wayne for the portion of said property within the City's jurisdiction.

REQUIRED ACTION: Council shall vote to approve/deny the recommendation of Planning staff and Resolution Authorizing by Mutual Agreement Between the City of Goldsboro and the County of Wayne to Assign Exclusive Planning and Development Regulation Jurisdiction from One (the City of Goldsboro) to the Other (County of Wayne).

Date: 9-1-22


Kenny Talton, Planning Director

Date: 9/1/22


Timothy M. Salmon, City Manager

RESOLUTION NO. 2022 - 80

**RESOLUTION AUTHORIZING BY MUTUAL AGREEMENT BETWEEN THE CITY
OF GOLDSBORO AND THE COUNTY OF WAYNE TO ASSIGN EXCLUSIVE
PLANNING AND DEVELOPMENT REGULATION JURISDICTION FROM ONE TO
THE OTHER**

WHEREAS, NCGS 160D-203 allows if the landowner and both units off governments agree, a unit of government to assign exclusive planning and development regulation jurisdiction for an entire parcel to another unit of government; and

WHEREAS, such mutual agreement shall only be applicable to development regulations and shall not affect the jurisdiction's boundary lines, taxation or other nonregulatory matters; and

WHEREAS, the mutual agreement on development regulation must be approved by a resolution formally adopted by both governing boards and be recorded with the Wayne County Register of Deeds within fourteen days of adoption of the last required resolution; and

WHEREAS, the current landowner of Wayne County Parcel #3610975765 is William Atkinson Heirs and Mark C. Hale as Trustee of William Atkinson Heirs, consisting of approximately eleven (11) acres; and

WHEREAS, currently the property has split jurisdiction between the City of Goldsboro and the County of Wayne whereby approximately six (6) acres lies within Wayne County jurisdiction and approximately five (5) acres lies in the City of Goldsboro jurisdiction as such are indicated on Exhibit "A" attached hereto and incorporated herein by reference as the exact location and the split of jurisdictions as depicted thereon with the said portion #1 belonging to the County of Wayne and said portion #2 belonging to the City of Goldsboro; and

WHEREAS, the landowner desires that portion #2 of Exhibit "A" be assigned to the County of Wayne and that the County of Wayne have continuity in planning and development regulations across the entire parcel; and

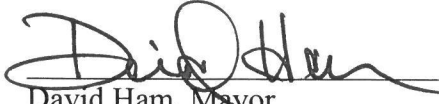
WHEREAS, the landowner requests that the City of Goldsboro agree to release their planning and development jurisdiction to the County of Wayne; and

WHEREAS, the landowner requests that the County of Wayne agree to accept the planning and development jurisdiction from the City of Goldsboro.

NOW, THEREFORE, BE IT RESOLVED, that the City of Goldsboro and the County of Wayne do hereby accept this agreement and assign to the County of Wayne exclusive planning and development regulation for the said entirety of the above described parcel as affixed by the appropriate signatures of authority by the Mayor of the City of Goldsboro and the Chairman of the Wayne County Board of Commissioners.

This Resolution shall be in full force and effect from and after the 6th day of September, 2022.




David Ham, Mayor
City of Goldsboro

Joe Daughtery, Chairman
Wayne County Board of Commissioners

Attested by:



Holly Jones, Deputy Clerk, City of Goldsboro

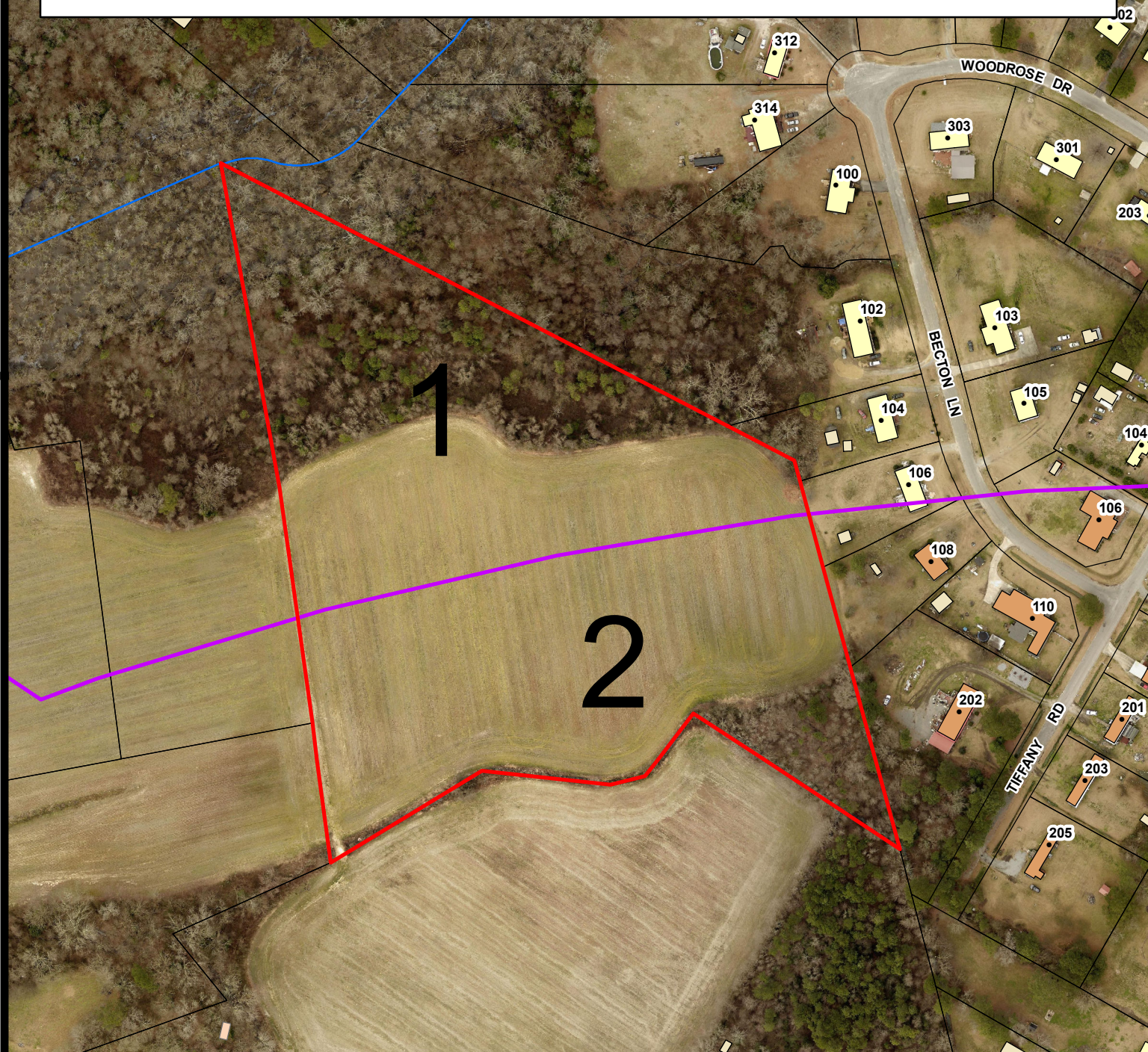
Carol Bowden, Clerk, County of Wayne

Split-Jurisdiction Agreement between the City of Goldsboro and County of Wayne

Tax Parcel Id: 3610975765

Owner: Atkinson William E. Heirs c/o Mark Hale Trustee

Acres: 11.3; 6 acres (County of Wayne) / 5 acres (City of Goldsboro)

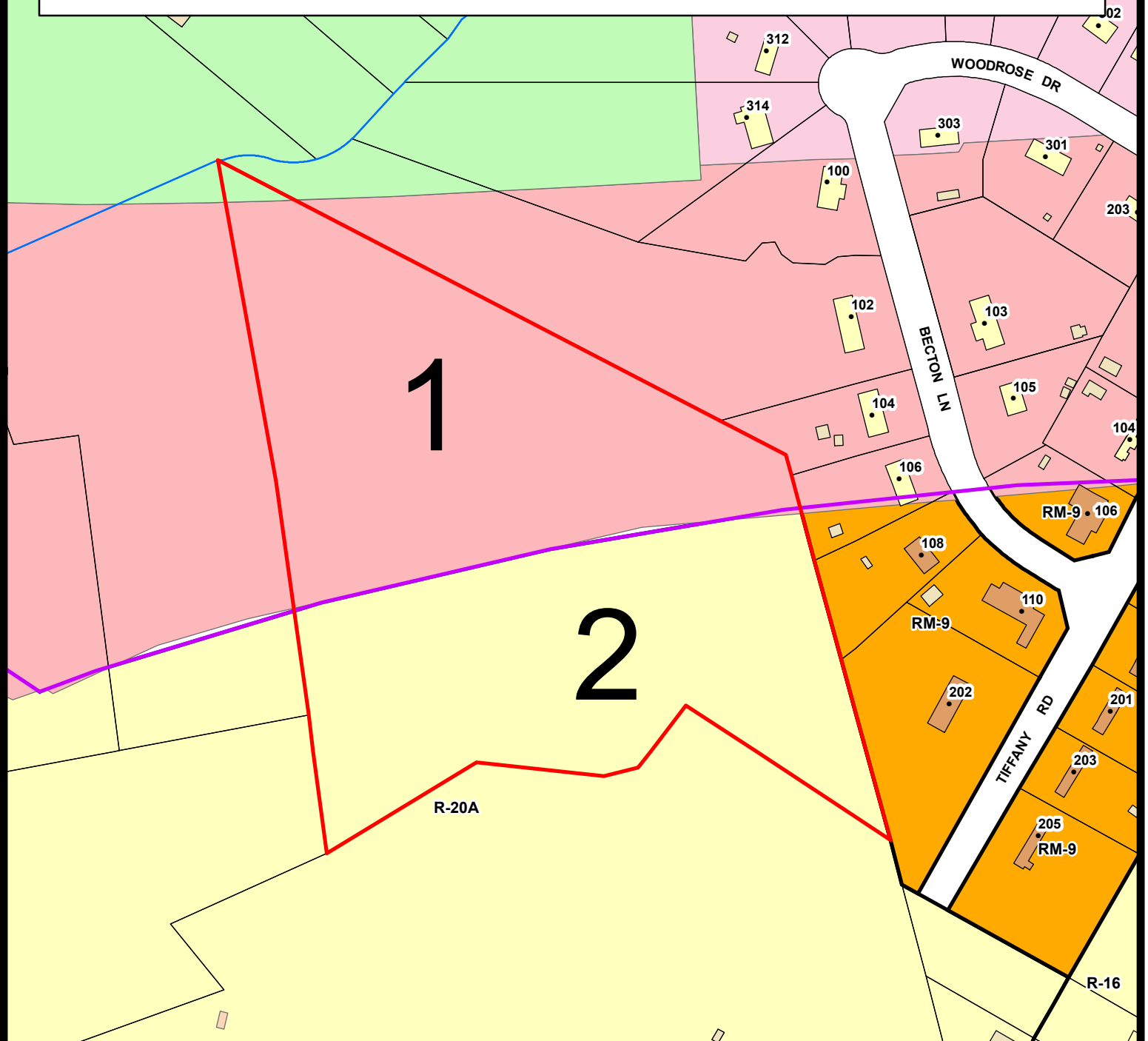


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Split-Jurisdiction Agreement between the City of Goldsboro and County of Wayne

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Acres: 11.3; 6 acres (County of Wayne)/5 acres (City of Goldsboro)

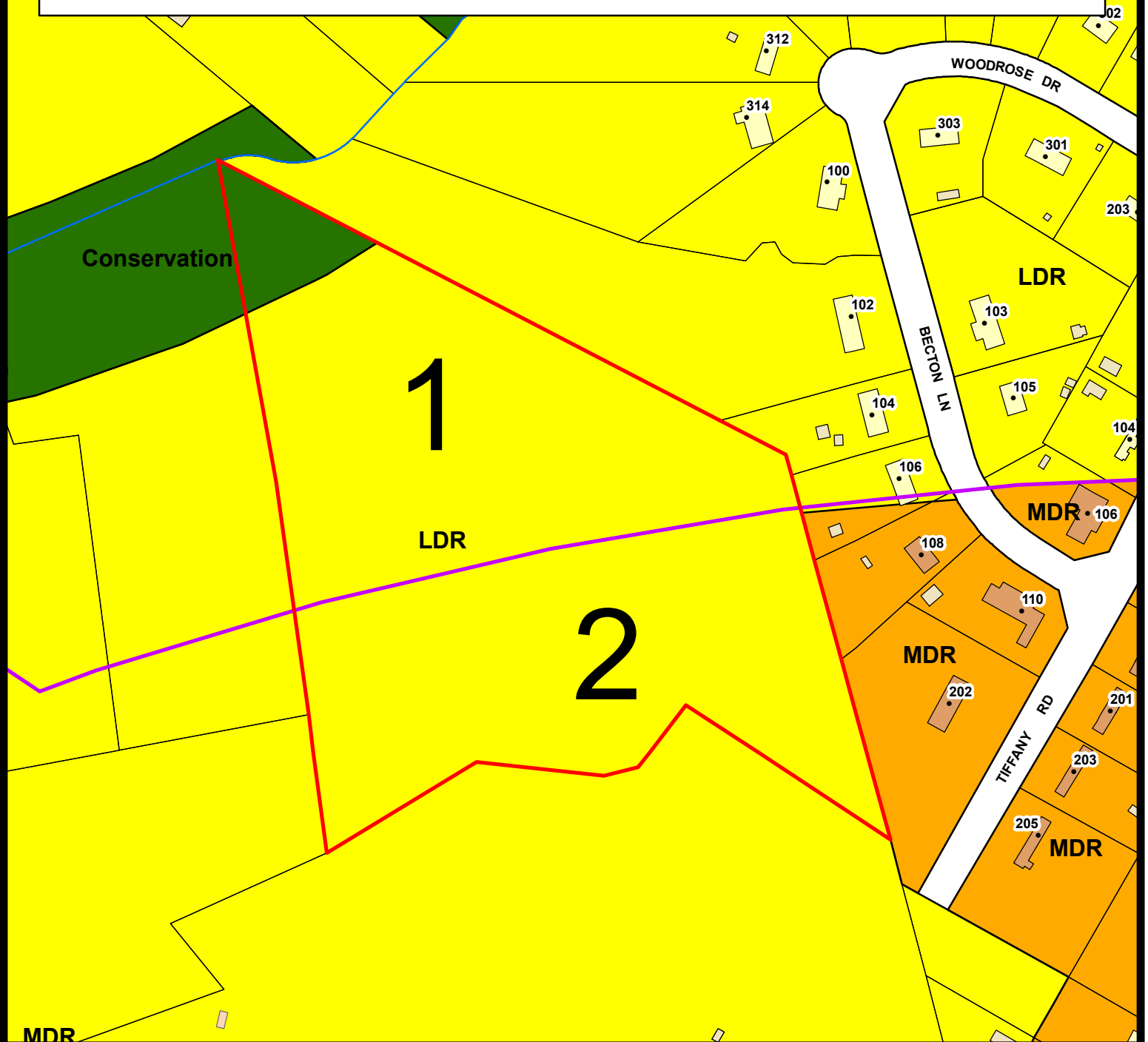


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Split-Jurisdiction Agreement between the City of Goldsboro and County of Wayne

Tax Parcel Id: 3610975765

Owner: Atkinson William E. Heirs c/o Mark Hale Trustee
Acres: 11.3; 6 acres (County of Wayne)/5 acres (City of Goldsboro)



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CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 COUNCIL MEETING

- SUBJECT:** Offer and Acceptance for ARP Funding for
2019 Water System Improvements (2-inch Galvanized
Water Lines)
- BACKGROUND:** The City received a loan offer in July 2019 for \$2,998,100 from the North Carolina Department of Environmental Quality Division of Water Infrastructure (DWI) to fund the 2-inch Galvanized Water Lines Project. With the passage of the American Rescue Plan Act, the City applied to convert this loan to a fully funded grant. Due to rising construction costs, the project is now anticipated to cost \$5,999,395.
- On August 18, 2022, the City received an offer and acceptance for American Rescue Plan (ARP) funding from the State Fiscal Recovery Fund in the amount of \$5,999,395. This grant offer is made by the Division of Water Infrastructure (DWI).
- DISCUSSION:** Funds will not be disbursed unless this offer is accepted and upon submittal of the following items:
- A resolution adopted by the governing body, accepting the offer, and making the applicable assurances contained therein.
 - One (1) copy of the original offer-and-acceptance document, executed by the Authorized Representative for the project, along with the signed "Standard Conditions and Assurances" for ARP Projects.
 - Federal Identification Number and Unique Entity ID # of the Recipient.
 - Sales Tax Certification.
- The financing of this project has been discussed with the Finance Director and a budget ordinance is required to amend the grant project ordinance to appropriate the grant revenue for funding of the construction of the water system improvements. The Finance Director will present the budget ordinance to City Council for approval.

RECOMMENDATION:

By motion, it is recommended that the City Council adopt the attached resolution authorizing the Mayor to execute the Grant Contract and agreeing to the obligations as Grant Recipient as set out in the Grant Contract.

Date: 8/29/22


Bobby Croom, PE, CFM, Engineering Director

Date: 8/29/22


Timothy M. Salmon, City Manager

RESOLUTION NO. 2022-81

RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF GOLDSBORO TO
EXECUTE THE GRANT CONTRACT AGREEING TO OBLIGATIONS AS GRANT
RECIPIENT SET OUT IN THE AMERICAN RESCUE PLAN GRANT

WHEREAS, the City of Goldsboro has qualified for the Viability Utility Reserve (VUR) designation associated with the American Rescue Plan (ARP) funded from the State Fiscal Recovery Fund established in S.L. 2021-180 to assist eligible units of government with meeting their water/wastewater infrastructure needs; and

WHEREAS, the North Carolina Department of Environmental Quality has offered American Rescue Plan (ARP) funding in the amount of \$5,999,395 to perform work detailed in the submitted application; and

WHEREAS, the City of Goldsboro intends to perform said project in accordance with the agreed scope of work;

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

1. That the City of Goldsboro does hereby accept the American Rescue Plan Grant offer of \$5,999,395.
2. That the City of Goldsboro does hereby give assurance to the North Carolina Department of Environmental Quality that any Conditions of Assurances contained in the Award Offer will be adhered to.
3. That David Ham, Mayor, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with this project; to make the assurances as contained above; and to execute such other documents as may be required by the Division of Water Infrastructure.
4. This resolution shall be in full force and effect from and after this 6th day of September, 2022.


David Ham, Mayor

ATTEST:


Holly Jones, Deputy City Clerk



ITEM: G

CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 COUNCIL MEETING

SUBJECT: Ordinance amending the grant project fund for the 2" Galvanized Water Lines (WIF-1979) Capital Project Fund (W1113).

BACKGROUND: On July 19, 2019, the City received an intent to fund the 2" Galvanized Water Lines Project (WIF-1979) from the North Carolina Department of Environmental Quality Division of Water Infrastructure in the amount of \$2,998,100. Council approved the establishment of a grant project fund on June 21, 2021 to account for the preliminary engineering fees.

City Council authorized staff to apply for an American Rescue Plan (ARP) grant through the State Fiscal Recovery Fund. The City received notification of the award of \$5,999,395 for the construction costs and reimbursement of the engineering costs on August 18, 2022.

DISCUSSION: At this time, it is necessary to amend the grant project ordinance to appropriate the grant revenue in order to fund the construction of the water system improvements.

RECOMMENDATION: By motion, it is recommended that the City Council adopt the attached project budget ordinance amendment for the 2" Galvanized Water Line Replacement (VUR-D-ARP-0085) Capital Project Fund (W1113) in the amount of \$5,999,395.

Date: 8/27/2022



Catherine F. Gwynn, Finance Director

Date: 8/29/22



Timothy M. Salmon, City Manager

ORDINANCE NO. 2022- 48

AN ORDINANCE AMENDING THE GRANT
PROJECT FUND FOR THE 2” GALVANIZED WATER LINE REPLACEMENT
(VUR-D-ARP-0085) (WIF-1979) CAPITAL PROJECT FUND (W1113)

WHEREAS, the City of Goldsboro owns and maintains a water system plant and distribution system to provide safe drinking water to its citizens and customers; and

WHEREAS, it is necessary to replace old existing 2” galvanized water lines within the City’s system; and

WHEREAS, the City Council authorized the establishment of a capital project fund to account for a loan for this project on June 21, 2021; and

WHEREAS, the City applied for and on August 18, 2022 received a letter of intent to fund an American Rescue Plan Act (ARPA) grant from the State Fiscal Recovery Fund through the North Carolina Department of Environmental Quality for the 2” galvanized water line project; and

WHEREAS, it is necessary to appropriate the expenditures for the construction and preliminary engineering, and this will be funded with an appropriation of federal grant revenue.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro that pursuant to Section 13.2 of Chapter 159 of the North Carolina General Statutes, the following Capital Project Ordinance for the 2” Galvanized Water Line Replacement (VUR-D-ARP-0095) Capital Project Fund (W1113) is hereby amended as follows:

2” Galvanized Water Line Replacement (VUR-D-ARP-0095) Capital Project Fund (W1113)

	<u>Current Budget</u>	<u>Amended Budget</u>	<u>Increase (Decrease)</u>
Revenues:			
American Rescue Plan Act Grant	\$ -	\$ 5,999,395.00	\$ 5,999,395.00
Transfer from Utility Fund	30,000.00	30,000.00	-
Total Revenues	<u>\$ 30,000.00</u>	<u>\$ 6,029,395.00</u>	<u>\$ 5,999,395.00</u>
Expenditures:			
Engineering	\$ 30,000.00	\$ 30,000.00	\$ -
Construction - Water Improvements	-	5,999,395.00	5,999,395.00
Total Expenditures	<u>\$ 30,000.00</u>	<u>\$ 6,029,395.00</u>	<u>\$ 5,999,395.00</u>

This Ordinance shall be in full force and effect from and after this 6th day of September, 2022.


David Ham, Mayor

ATTEST:


Holly Jones, Deputy City Clerk



CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 COUNCIL MEETING


SUBJECT: Establishing a Special Revenue Fund Ordinance – Fire Other Restricted Revenue Funds (F3110)

BACKGROUND: In order to create more transparency in the collection and disbursement of funds received from various donations, local grants, fundraisers and other restricted revenue sources for the fire department; it is our recommendation to create a special revenue fund to account for the inflows and outflows of resources.

DISCUSSION: The Fire department is slated to receive a grant from Walmart. In order to comply with G.S §159-28 that requires all expenditures to be budgeted, it is necessary to appropriate the expenditures. This fund will be amended as needed to account for the receipt of revenues and corresponding disbursements.

RECOMMENDATION: It is recommended that the attached Special Revenue Fund Ordinance for the Fire Other Restricted Revenue Funds (F3110) be adopted.

Date: 8/27/2022


Catherine F. Gwynn, Finance Director

Date: 9/29/22


Timothy M. Salmon, City Manager

ORDINANCE NO. 2022- 49

AN ORDINANCE ESTABLISHING THE SPECIAL REVENUE FUND FOR THE
FIRE OTHER RESTRICTED REVENUE FUND (F3110)

WHEREAS, the City of Goldsboro Fire Department receives revenues from various local grants, and conducts various fundraisers and receives various donations, and bequests to help provide safety for the citizens and community; and

WHEREAS, there is a need to establish a fund to account for the local grants, fundraisers, donations, bequests, and other miscellaneous monies obtained through these sources to provide more accountability, transparency and a more efficient means to track and manage these funds.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, North Carolina, that the following special revenue project budget is hereby adopted:


Fire Other Restricted Revenue Fund (F3110)

	<u>Current Budget</u>
Revenues:	
Local Grants - Walmart	\$ 2,000.00
Total Revenues	<u>\$ 2,000.00</u>
Expenditures:	
Fire Grant Expenditures - Walmart Grants	\$ 2,000.00
Total Expenditures	<u>\$ 2,000.00</u>

This Ordinance shall be in full force and effect from and after this 6th day of September, 2022.


David Ham, Mayor

ATTEST:


Holly Jones , Deputy City Clerk



CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 COUNCIL MEETING

SUBJECT: Operating Budget Amendment FY22-23

BACKGROUND: Council adopted the FY22-23 annual operating budget on June 20, 2022.

DISCUSSION: **Transfer from Utility Capital Reserve**
Council adopted a resolution on June 20, 2022 authorizing the establishment of a Utility Capital Reserve Fund, and a transfer appropriation from the Utility Fund was approved with the FY23 operating budget ordinance. Council approved the award of a contract for flood barriers at the August 1st council meeting. Due to rising materials costs, the amount budgeted for the flood barriers was not sufficient. It is necessary to transfer \$49,000.00 from the Utility Capital Reserve Fund to the Utility Fund to support the balance required in the capital outlay item for the flood barriers.

Fund Balance Appropriation – Police Vehicle

In FY22, the City received insurance proceeds in the amount of \$20,785.78 for the replacement of a 2016 Dodge Charger (A1343), however a replacement vehicle could not be obtained due to supply chain shortages. Two Chevrolet Tahoes have been secured as replacement vehicles that were budgeted in FY23, but the cost is \$11,000 higher than the adopted budget. Chief West has requested the appropriation of the prior year insurance proceeds which have not been utilized in order to make up the difference in the cost. It is requested to appropriate \$11,000 of General Fund fund balance in order to close the gap on the funding.

An analysis of General Fund fund balance appropriated in FY23 is presented below:

Date	Description	Adopted
6/20/2022	Ord 2022-31 FY22-23 Adopted Budget	\$ -
8/15/2022	FY21-22 Purchase Order Rollovers	\$ 1,183,863.21
	Current Year Appropriations	<u>\$ 1,183,863.21</u>
9/6/2022	Insurance Proceeds FY22 for Purchase of Chevrolet Tahoes	\$ 11,000.00
	Proposed	\$ 11,000.00
	Current Year with Proposed	<u>\$ 1,194,863.21</u>

Nonprofit Funding Allocation

At the August 15th Council meeting, City Council authorized the funding appropriation to the various nonprofits that applied to the City to contract out various services. The Council had a total of \$161,000 to allocate, and the methodology used was a combined average of all Council recommendations which totaled a final allocation amount of \$158,633 (list attached). The Manager's recommended budget also included \$20,000 allocated to the Chamber of Commerce and \$16,125 to the Friends of Seymour for a total in the Agency Support-Annual Allocation of \$196,125.

Due to the impact of S.B. 473 (Session Law 2021-191), there are 3 budget ordinance amendments presented for this item. WAGES and the Wayne County Chamber of Commerce have been presented separately since the City has board members serving on the board of these nonprofits.

RECOMMENDATION:

It is recommended that the City Council, by motion:

1. Adopt the attached ordinance to amend the FY22-23 Operating Budget for the General Fund and the Utility Fund.
2. Adopt the attached ordinance to amend the FY22-23 Operating Budget for the General Fund for the WAGES nonprofit allocation.
3. Adopt the attached ordinance to amend the FY22-23 Operating Budget for the General Fund for the Wayne County Chamber of Commerce.

Date: 8/27/2022



Catherine F. Gwynn, Finance Director

Date: 8/29/22



Timothy M. Salmon, City Manager

FY 2022-23 Agency Requests										
Agency	FY 21-22 Adopted Allocation	FY 22-23 Requested		Mayor Ham Rec.	MPT Polack Rec.	CW Jones Rec.	CM Broadaway Rec.	CW Matthews Rec.	CM Gaylor Rec.	Councilmember Recommended Allocations
Arts Council	24,500	35,000		23,000	25,000	7,000	24,500	8,889	24,990	18,896
Boys & Girls Club	15,500	15,000		13,000	12,000	14,000	17,500	8,889	15,810	13,533
Communities in Schools	15,500	20,000		18,000	8,000	12,000	15,500	8,889	15,810	13,033
HGDC Community Crisis Ctr.	6,500	25,000		6,500	5,000	7,000	8,500	8,889	6,630	7,086
Literacy Connections	11,000	20,000		13,000	8,000	10,000	6,500	8,889	11,220	9,601
Rebuilding Broken Places	15,500	25,000		15,000	17,000	14,000	11,000	8,889	15,810	13,616
WAGES	-	20,000		6,000	10,000	12,000	14,000	8,889	10,000	10,148
W.A.T.C.H.	-	25,000		20,000	15,000	12,000	24,000	8,889	10,000	14,981
W.I.S.H.	11,000	15,000		13,000	11,000	12,000	13,000	8,889	11,220	11,518
Wayne County Museum	15,500	16,500		15,500	14,000	13,000	15,500	8,889	15,810	13,783
New Request for FY22-23										
4 Day Movement	-	21,150		13,000	5,000	7,000	6,000	8,889	4,500	7,398
Freedom Fam Youth Uhuru	-	10,000		-	7,000	6,000	1,000	8,889	-	3,815
MLFL	-	40,000		1,000	5,000	5,000	1,000	8,889	4,500	4,231
Passionate Beginnings Resource Center	-	10,000		1,000	3,000	5,000	1,000	8,889	4,500	3,898
Vision of David	-	71,000		1,000	5,000	5,000	-	8,889	4,500	4,065
Warm Body Warm Soul Help Center	-	15,000		1,000	5,000	11,000	1,000	8,889	4,500	5,231
Wayne Pregnancy Center/Cry Freedom Missions	-	65,000		-	5,000	-	-	8,889	-	2,315
Waynesborough Model RR Club Inc.	-	20,000		-	-	-	-	8,889	-	1,481
TOTALS	115,000	468,650		160,000	160,000	152,000	160,000	160,000	159,800	158,633

ORDINANCE NO. 2022 - 42

AN ORDINANCE AMENDING THE BUDGET ORDINANCE OF THE
CITY OF GOLDSBORO FOR THE 2022-23 FISCAL YEAR

WHEREAS, the City Council of the City of Goldsboro adopted the FY2022-23 Annual Operating Budget on June 20, 2022; and

WHEREAS, amendments may become necessary as circumstances arise, and it is necessary to amend the General Fund and Utility Fund; and

WHEREAS, it is necessary to appropriate funds in the Police department for expenditures related to purchase replacement police vehicles, and this will be funded with an appropriation of fund balance; and

WHEREAS, it is necessary to appropriate funds in the Organizational Support department and the City Council department for expenditures related to contract services with nonprofit organizations as per Council approval at the August 15th council meeting, and this will be funded with a reduction in the Agency Support Annual Allocation line item; and

WHEREAS, it is necessary to appropriate funds in the Water Treatment division of the Utility Fund for expenditures related to purchase flood barriers, and this will be funded with a transfer appropriation from the Utility Capital Reserve Fund.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, North Carolina, that the General Fund and Utility Fund be amended as follows:

<u>GENERAL FUND</u>	<u>Current</u>	<u>Amended</u>	<u>Difference</u>
<u>Mayor & Council (1011)</u>			
FY22-23 Adopted Budget 6/20/22	\$ 374,873.00	\$ 374,873.00	\$ -
Consultant Fees	-	16,125.00	16,125.00
Total Expend. - Mayor & Council	<u>\$ 374,873.00</u>	<u>\$ 390,998.00</u>	<u>\$ 16,125.00</u>
<u>Organizational Support (7310)</u>			
FY22-23 Adopted Budget 6/20/22	\$ 329,000.00	\$ 329,000.00	\$ -
Agency Support Annual Allocation	196,125.00	31,519.00	(164,606.00)
4 Day Movement	-	7,398.00	7,398.00
Arts Council	-	18,896.00	18,896.00
Boys & Girls Club	-	13,533.00	13,533.00
Communities in Schools	-	13,033.00	13,033.00
Freedom Fam Youth Uhuru	-	3,815.00	3,815.00
HGDC Community Crisis Center	-	7,086.00	7,086.00
Literacy Connections	-	9,601.00	9,601.00
MLFL	-	4,231.00	4,231.00
Passionate Beginnings Resource Center	-	3,898.00	3,898.00
Rebuilding Broken Places	-	13,616.00	13,616.00
Vision of David	-	4,065.00	4,065.00
W.A.T.C.H.	-	14,981.00	14,981.00
W.I.S.H.	-	11,518.00	11,518.00
Warm Body Warm Soul Help Center	-	5,231.00	5,231.00
Wayne County Museum	-	13,783.00	13,783.00
Wayne Pregnancy Center/Cry Freedom Missions	-	2,315.00	2,315.00
Waynesborough Model RR Club Inc.	-	1,481.00	1,481.00
Total Expend. - Organizational Support	<u>\$ 525,125.00</u>	<u>\$ 509,000.00</u>	<u>\$ (16,125.00)</u>
<u>Police (6121)</u>			
FY22-23 Adopted Budget 6/20/22	\$ 9,762,048.43	\$ 9,762,048.43	\$ -
Administrative Car	257,614.73	268,614.73	11,000.00
Total Expend. - Police	<u>\$ 10,019,663.16</u>	<u>\$ 10,030,663.16</u>	<u>\$ 11,000.00</u>
All Other Expenditures	<u>\$ 35,227,712.05</u>	<u>\$ 35,227,712.05</u>	<u>\$ -</u>
Total Expenditures - General Fund	<u>\$ 46,147,373.21</u>	<u>\$ 46,158,373.21</u>	<u>\$ 11,000.00</u>

GENERAL FUND

Revenues

	<u>Current</u>	<u>Amended</u>	<u>Difference</u>
Tax Revenues	\$ 17,989,167.00	\$ 17,989,167.00	
Licenses and Permits	402,275.00	402,275.00	
Revenue from Other Agencies	16,004,866.00	16,004,866.00	
Charges for Services	6,118,579.00	6,118,579.00	
Capital Returns	989,827.00	989,827.00	
Miscellaneous Revenue	130,300.00	130,300.00	
Shared Services	3,328,996.00	3,328,996.00	
Appropriated Fund Balance	1,183,363.21	1,194,363.21	11,000.00
Total Revenues - General Fund	<u>\$ 46,147,373.21</u>	<u>\$ 46,158,373.21</u>	<u>\$ 11,000.00</u>

UTILITY FUND

Water Treatment (4176)

	<u>Current</u>	<u>Amended</u>	<u>Difference</u>
FY22-23 Adopted Budget 6/20/22	\$ 4,273,385.01	\$ 4,273,385.01	\$ -
Miscellaneous Equipment	332,000.00	381,000.00	49,000.00
Total Expend. - Water Treatment	<u>\$ 4,605,385.01</u>	<u>\$ 4,654,385.01</u>	<u>\$ 49,000.00</u>

All Other Expenditures	\$ 18,861,454.71	\$ 18,861,454.71	\$ -
Total Expenditures - Utility Fund	<u>\$ 23,466,839.72</u>	<u>\$ 23,515,839.72</u>	<u>\$ 49,000.00</u>

Revenues

Revenue from Other Agencies	\$ -	\$ -	\$ -
Charges for Services	22,310,200.00	22,310,200.00	
Capital Returns	142,228.00	142,228.00	
Miscellaneous Revenue	500,000.00	500,000.00	
Transfers	-	49,000.00	49,000.00
Fund Balance	514,411.72	514,411.72	
Total Revenues - Utility Fund	<u>\$ 23,466,839.72</u>	<u>\$ 23,515,839.72</u>	<u>\$ 49,000.00</u>

This Ordinance shall be in full force and effect from and after this 6th day of September, 2022.


David Ham, Mayor

ATTEST:


Holly Jones, Deputy City Clerk



AN ORDINANCE AMENDING THE BUDGET ORDINANCE OF THE
CITY OF GOLDSBORO FOR THE 2022-23 FISCAL YEAR

WHEREAS, the City Council of the City of Goldsboro adopted the FY2022-23 Annual Operating Budget on June 20, 2022; and

WHEREAS, amendments may become necessary as circumstances arise, and it is necessary to amend the General Fund; and

WHEREAS, it is necessary to appropriate funds in the Organizational Support department for expenditures related to contract services with the Wayne County Chamber of Commerce nonprofit organization as per Council approval at the August 15th council meeting, and this will be funded with a reduction in the Agency Support Annual Allocation line item.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, North Carolina, that the General Fund be amended as follows:

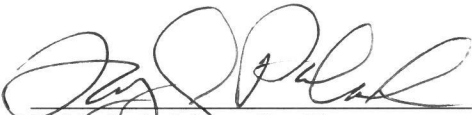
<u>GENERAL FUND</u>	<u>Current</u>	<u>Amended</u>	<u>Difference</u>
<u>Organizational Support (7310)</u>			
FY22-23 Adopted Budget 6/20/22	\$ 345,125.00	\$ 345,125.00	\$ -
Agency Support Annual Allocation	21,371.00	1,371.00	(20,000.00)
4 Day Movement	7,398.00	7,398.00	
Arts Council	18,896.00	18,896.00	
Boys & Girls Club	13,533.00	13,533.00	
Communities in Schools	13,033.00	13,033.00	
Freedom Fam Youth Uhuru	3,815.00	3,815.00	
HGDC Community Crisis Center	7,086.00	7,086.00	
Literacy Connections	9,601.00	9,601.00	
MLFL	4,231.00	4,231.00	
Passionate Beginnings Resource Center	3,898.00	3,898.00	
Rebuilding Broken Places	13,616.00	13,616.00	
Vision of David	4,065.00	4,065.00	
W.A.T.C.H.	14,981.00	14,981.00	
W.I.S.H.	11,518.00	11,518.00	
WAGES	10,148.00	10,148.00	
Warm Body Warm Soul Help Center	5,231.00	5,231.00	
Wayne County Museum	13,783.00	13,783.00	
Wayne Pregnancy Center/Cry Freedom Missions	2,315.00	2,315.00	
Waynesborough Model RR Club Inc.	1,481.00	1,481.00	
Wayne County Chamber of Commerce	-	20,000.00	20,000.00
Total Expend. - Organizational Support	\$ 525,125.00	\$ 525,125.00	\$ -
All Other Expenditures	\$ 45,633,748.21	\$ 45,633,748.21	\$ -
Total Expenditures - General Fund	\$ 46,158,873.21	\$ 46,158,873.21	\$ -
<u>Revenues</u>			
Tax Revenues	\$ 17,989,167.00	\$ 17,989,167.00	
Licenses and Permits	402,275.00	402,275.00	
Revenue from Other Agencies	16,004,866.00	16,004,866.00	
Charges for Services	6,118,579.00	6,118,579.00	
Capital Returns	989,827.00	989,827.00	
Miscellaneous Revenue	130,300.00	130,300.00	
Shared Services	3,328,996.00	3,328,996.00	
Appropriated Fund Balance	1,194,863.21	1,194,863.21	
Total Revenues - General Fund	\$ 46,158,873.21	\$ 46,158,873.21	\$ -

This Ordinance shall be in full force and effect from and after this 6th day of September, 2022.

ATTEST:


Holly Jones, Deputy City Clerk




Taj Polack, Mayor Pro Tem

ORDINANCE NO. 2022 - 44

AN ORDINANCE AMENDING THE BUDGET ORDINANCE OF THE
CITY OF GOLDSBORO FOR THE 2022-23 FISCAL YEAR

WHEREAS, the City Council of the City of Goldsboro adopted the FY2022-23 Annual Operating Budget on June 20, 2022; and

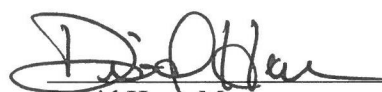
WHEREAS, amendments may become necessary as circumstances arise, and it is necessary to amend the General Fund; and

WHEREAS, it is necessary to appropriate funds in the Organizational Support department for expenditures related to contract services with the WAGES nonprofit organization as per Council approval at the August 15th council meeting, and this will be funded with a reduction in the Agency Support Annual Allocation line item.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, North Carolina, that the General Fund be amended as follows:

<u>GENERAL FUND</u>	<u>Current</u>	<u>Amended</u>	<u>Difference</u>
<u>Organizational Support (7310)</u>			
FY22-23 Adopted Budget 6/20/22	\$ 345,125.00	\$ 345,125.00	\$ -
Agency Support Annual Allocation	31,519.00	21,371.00	(10,148.00)
4 Day Movement	7,398.00	7,398.00	
Arts Council	18,896.00	18,896.00	
Boys & Girls Club	13,533.00	13,533.00	
Communities in Schools	13,033.00	13,033.00	
Freedom Fam Youth Uhuru	3,815.00	3,815.00	
HGDC Community Crisis Center	7,086.00	7,086.00	
Literacy Connections	9,601.00	9,601.00	
MLFL	4,231.00	4,231.00	
Passionate Beginnings Resource Center	3,898.00	3,898.00	
Rebuilding Broken Places	13,616.00	13,616.00	
Vision of David	4,065.00	4,065.00	
W.A.T.C.H.	14,981.00	14,981.00	
W.I.S.H.	11,518.00	11,518.00	
WAGES	-	10,148.00	10,148.00
Warm Body Warm Soul Help Center	5,231.00	5,231.00	
Wayne County Museum	13,783.00	13,783.00	
Wayne Pregnancy Center/Cry Freedom Missions	2,315.00	2,315.00	
Waynesborough Model RR Club Inc.	1,481.00	1,481.00	
 Total Expend. - Organizational Support	 \$ 525,125.00	 \$ 525,125.00	 \$ -
 All Other Expenditures	 \$ 45,633,748.21	 \$ 45,633,748.21	 \$ -
Total Expenditures - General Fund	\$ 46,158,873.21	\$ 46,158,873.21	\$ -
 <u>Revenues</u>			
Tax Revenues	\$ 17,989,167.00	\$ 17,989,167.00	
Licenses and Permits	402,275.00	402,275.00	
Revenue from Other Agencies	16,004,866.00	16,004,866.00	
Charges for Services	6,118,579.00	6,118,579.00	
Capital Returns	989,827.00	989,827.00	
Miscellaneous Revenue	130,300.00	130,300.00	
Shared Services	3,328,996.00	3,328,996.00	
Appropriated Fund Balance	1,194,863.21	1,194,863.21	
 Total Revenues - General Fund	 \$ 46,158,873.21	 \$ 46,158,873.21	 \$ -

This Ordinance shall be in full force and effect from and after this 6th day of September, 2022.


David Ham, Mayor

ATTEST:


Holly Jones, Deputy City Clerk



CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 COUNCIL MEETING

SUBJECT: Grant Project Budget Amendment for the Stormwater Capital Projects Fund (T2201)

BACKGROUND: At the January 10, 2022 council meeting, City Council was presented with a brief history and an update on the Stormwater Fund from inception to date, including a discussion about the capital projects that the revenues were anticipated to fund. A professional engineering agreement with CDM Smith, Inc. was authorized to be executed with a total cost not exceed \$1,567,900 for the contract period, and not to exceed \$1,100,000 in FY22. The Vine Street project was also approved which will be completed with City force labor. On January 24, 2022, Council approved the appropriation of a transfer from the Stormwater Fund to the Stormwater Capital Projects Fund of \$640,000.00 to fund the mapping and GIS overlay project, as well as a reduction of Contingency to fund the same.

DISCUSSION: Attached is an ordinance amending the Stormwater Capital Project Fund to appropriate revenue from a transfer from the Stormwater Fund for the allocation funded in the FY23 budget process in the amount of \$244,871.00. This will fund the Storm Drainage Mapping and GIS Overlay project.


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

1. Adopt the attached amendment to the Stormwater Capital Project Fund (T2201).

Date: 08/26/2022


Catherine F. Gwynn, Finance Director

Date: 8/29/22


Tim Salmon, City Manager

ORDINANCE NO. 2022- 50

AN ORDINANCE AMENDING THE GRANT PROJECT FUND FOR THE
STORMWATER CAPITAL PROJECT FUND (T2201)

WHEREAS, the City Council of the City of Goldsboro adopted the creation of the Stormwater enterprise fund with the FY2017-2018 budget ordinance to address mandated Federal and State compliance requirements to ensure responsible water and resource management, environmental protection and regulatory requirements; and

WHEREAS, on June 21, 2021 the City Council of the City of Goldsboro established a grant capital project fund to address forthcoming Stormwater needs that have been identified; and

WHEREAS, on January 10, 2022 City Council was presented with an update and plan to execute the goals of the Stormwater Fund, and Council approved the mapping of the stormwater infrastructure and GIS overlay project and these expenditures will be funded with a transfer from the Stormwater Fund; and

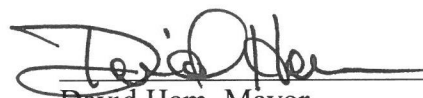
WHEREAS, a transfer to capital projects was approved in the Stormwater Fund FY2022-23 adopted budget ordinance for the Stormwater Capital Project, and it is necessary to appropriate the revenue and expenditures in the Stormwater Capital Project fund.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, North Carolina, that the Stormwater Capital Projects Fund (T2201) be amended as follows:

Stormwater Capital Project Fund (T2201)

	<u>Current Budget</u>	<u>Amended Budget</u>	<u>Increase (Decrease)</u>
Revenues:			
Transfer from Stormwater Fund	\$ 1,128,000.00	\$ 1,372,871.00	\$ 244,871.00
Total Revenues	<u>\$ 1,128,000.00</u>	<u>\$ 1,372,871.00</u>	<u>\$ 244,871.00</u>
Expenditures:			
Stormwater Drainage Improvements			
Mapping and GIS Overlay	\$ 1,088,000.00	\$ 1,332,871.00	\$ 244,871.00
Vine Street	40,000.00	40,000.00	-
Contingency	-	-	-
Total Expenditures	<u>\$ 1,128,000.00</u>	<u>\$ 1,372,871.00</u>	<u>\$ 244,871.00</u>

This Ordinance shall be in full force and effect from and after this 6th day of September, 2022.


David Ham, Mayor

ATTEST:


Holly Jones, Deputy City Clerk



CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 COUNCIL MEETING

SUBJECT: Resolution authorizing the execution and delivery of an installment financing agreement to finance certain vehicles and personal property for FY23 with Truist Bank pursuant to N.C.G.S. §160A-20.

BACKGROUND: On September 9, 2019, Council adopted a resolution designating the City Manager or the Finance Director as authorized to declare the City's official intent to reimburse expenditures. On July 1, 2022, the Finance Director issued the declaration of intent for the FY22-23 rolling stock in the amount of \$2,412,464.

DISCUSSION: Staff worked in conjunction with our financial advisors, Davenport, to issue an RFP to secure a commitment for a direct bank loan. On August 23rd, the City received 6 responses, and each proposal was evaluated on interest rate, prepayment provisions, and bank closing fees. You will find attached an analysis of all 6 financial institutions.

Staff recommends that City Council pass the proposed resolution to enter into an installment financing contract with the Lender, Truist Bank, for a 60 month installment contract for an amount not to exceed \$2,450,000 at an interest rate of 3.09%. If approved, the City intends on closing the financing on or before September 23, 2022.

The approved capital list is included in the attached reimbursement declaration and the loan proposal prepared by Davenport.

RECOMMENDATION: By motion, it is recommended the adoption of:

1. The attached resolution authorizing an installment financing contract for rolling stock for FY23 with the Lender in an amount not to exceed \$2,450,000, and authorize the Mayor and City staff to execute the financial instruments necessary to close the loan.

Date: 8/30/2022


Catherine F. Gwynn, Finance Director

Date: 8/30/22


Timothy M. Salmon, City Manager

2022 Installment Purchase Contract – Summary of Bids

City of Goldsboro, North Carolina



September 6, 2022

Bank Loan RFP Overview



- An RFP for a Direct Bank Loan financing was distributed on August 1, 2022 to over 50 National, Regional and Local lending institutions to fund the following vehicles, equipment and any associated costs of issuance. After the initial distribution, Davenport reached out to the potential bidders to assess their interest in the financing and address any questions they had.

	Vehicle / Equipment	Quantity	Total Cost
1	Ford F-150 Crew Cab XL, 4X4	1	\$ 25,584
2	2023 International Rear Loader	1	196,800
3	2023 Autocar Fully Automated Garbage Truck	1	344,400
4	2024 Int Leaf Vacuum Truck	1	167,280
5	2022 Ford F-250	1	48,413
6	2022 Dodge Durango AWD	1	32,275
7	2022 Dodge Durango AWD	1	32,275
8	2022 Ford Mustang	1	34,503
9	2021 Global or Tymco Sweeper	1	285,534
10	2023 F350 service	1	73,800
11	2000 EONE Quint Fire Truck	1	1,136,600
12	Total		\$ 2,377,464

- Responding institutions were asked to provide proposals for an Installment financing to be secured by the vehicles and equipment being financed in an amount of approximately \$2.45 million with Bank Qualified and Non-Bank Qualified options for a 5-year term on the vehicles/equipment and a 5, 7 and 10-year term for the Quint Fire Truck.
- Through the process, the City received six proposals from the following banks:
 - Bank of America Public Capital Corp;
 - Capital One;
 - Key Government Finance;
 - PNC Bank;
 - Signature Bank; and
 - Truist Bank,
- A summary of the proposals received along with a more in depth analysis of the lowest interest rate proposal is included on the following pages.

Summary of Bids Received



- A summary of the interest rates and prepayment provisions received by the six Banks are shown in the chart below. Based upon review of the proposals received, Truist provided the lowest interest rate for a financing that can be closed ahead of an October 1st closing deadline.

A	B	Option 1 (5 Years)		Option 2 (7 Years)		Option 3 (10 Years)	
		C BQ	D NBQ	E BQ	F NBQ	G BQ	H NBQ
Lender	Prepayment Provisions						
1 Bank of America ¹	Prepayable at par on any payment date after half the term has elapsed.	3.138%	3.0645%	3.0825%	3.0108%	3.0098%	2.9404%
2 Capital One*	Option 1: No call until 8/1/25, then at par in whole or part. Option 2: No call until 8/1/26, then at par in whole or part. Option 3: No call until 8/1/27, then at par in whole or part.	3.84% ²	-	3.89% ²	-	4.04% ²	-
3 Key Bank	Prepayable in whole, but not in part, anytime at par. Partial prepayment may be available upon request.	3.775%	3.775%	3.859%	3.859%	4.124%	4.124%
4 PNC Bank	Prepayable at any time with a make-whole call.	3.25%	3.27%	3.40%	3.43%	3.73%	3.78%
5 Signature Bank*	Prepayable on any payment date at 101% of par.	3.724%	-	3.642%	-	3.274%	-
6 Truist Bank	- Prepayable in whole at any time without penalty. - Lender will not allow prepayment in part, unless extraordinary partial prepayments are made from insurance proceeds.	3.09%	3.14%	3.11%	3.16%	3.15%	3.20%

* Did not specify between BQ and NBQ in Proposal.

¹ Bank of America specified in their proposal they are unable to close before October 3rd, which is beyond the required closing date for the City.

² Capital One Interest rate is not locked and is subject to a 5bps interest rate collar using the 5 year Treasury Yield.

Summary of Proposals

Truist Bank Proposal – BQ



A	B		
Lender	Truist Bank		
Option	Option 1 (5 Years)	Option 2 (7 Years)	Option 3 (10 Years)
1 Interest Rate	BQ: 3.09%	BQ: 3.11%	BQ: 3.15%
2 Prepayment Language	- Prepayable in whole at any time without penalty. - Lender will not allow prepayment in part, unless extraordinary partial prepayments are made from insurance proceeds.		
3 Acceptance / Rate Expiration	No Acceptance Date / October 16th		
4 Bank Fees	\$0		
5 Escrow Requirements	Proceeds will be deposited into an account held at Lender pending disbursement unless equipment is delivered prior to closing.		
6 Credit Approval	Fully Approved		
7 Lender's Counsel	No Counsel		
8 Other Considerations	- Lender will require all serial numbers, VIN numbers, etc. as equipment being financing is delivered. - Lender will require a validity opinion but will not require a tax opinion. - Lender will not file UCC's and does not require to be listed on vehicle titles. - Lender will draft financing documents.		

A	B	C	D
Lender Bank Qualification Term	Truist BQ 5 Years	Truist BQ 7 Years	Truist BQ 10 Years
1 <u>Sources</u>			
2 Par Amount*	\$ 2,399,000	\$ 2,399,000	\$ 2,399,000
3 Total	\$ 2,399,000	\$ 2,399,000	\$ 2,399,000
4			
5 <u>Uses</u>			
6 Rolling Stock / Equipment ¹	\$ 1,240,864	\$ 1,240,864	\$ 1,240,864
7 Quint Truck	\$ 1,136,600	\$ 1,136,600	\$ 1,136,600
8 Cost of Issuance*	20,000	20,000	20,000
9 Additional Proceeds*	1,536	1,536	1,536
10 Total	\$ 2,399,000	\$ 2,399,000	\$ 2,399,000
11			
12 Interest Rate*	3.090%	3.110%	3.150%
13 All-In TIC*	3.373%	3.351%	3.346%
14			
15 Closing Date*	9/23/2022	9/23/2022	9/23/2022
16 First Interest Payment	8/1/2023	8/1/2023	8/1/2023
17 First Principal Payment	8/1/2023	8/1/2023	8/1/2023
18 Final Maturity	8/1/2027	8/1/2029	8/1/2032
19			
20 <u>Debt Service*</u>			
21 <u>Fiscal Year</u>			
22 2024	\$ 523,422	\$ 457,832	\$ 408,653
23 2025	521,915	456,356	407,733
24 2026	522,639	457,102	407,928
25 2027	522,900	457,444	408,777
26 2028	523,697	457,382	408,248
27 2029	-	183,916	134,373
28 2030	-	183,536	134,750
29 2031	-	-	135,002
30 2032	-	-	135,127
31 2033	-	-	135,127
32 Total	\$ 2,614,573	\$ 2,653,568	\$ 2,715,716

* Preliminary and subject to change

¹ Rolling Stock / Equipment assumed to be amortized over 5 years in every scenario.

Recommendation and Next Steps



Recommendation

- Based upon our review of the proposals, related analyses, and discussions with City Staff, Davenport recommends that the City select the Truist 5-Year Bank Qualified proposal. The Truist proposal provides the lowest Bank Qualified Interest rate that accommodates a closing before October 1st and flexible prepayment provisions. Of the 5, 7 and 10 year term interest rate proposals, the 5-year term provides the lowest total interest cost.

Next Steps

Date	Task
August 25 th at 4:00pm	<ul style="list-style-type: none">■ Conference call to discuss bids and determine a recommended winning bidder<ul style="list-style-type: none">– Dial In: 202-860-2110– PIN: 2630 401 4732■ Davenport notifies recommended winning bidder and requests draft/sample documents
By August 29 th	<ul style="list-style-type: none">■ Davenport prepares a summary memorandum of bids received that presents a recommended winning bidder■ Draft or sample documents provided by recommended Bank
August 29 th	Agenda deadline for September 6 th City Council meeting
September 6 th at 7:00pm	<ul style="list-style-type: none">■ City Council Meeting<ul style="list-style-type: none">– City Council select winning bidder and approves the financing
Early/Mid-September	Financing Documents and City Attorney Validity Opinion Finalized
September 12 th	Agenda deadline for September 19 th City Council meeting
September 19 th at 7:00pm	City Council Meeting
By September 23 rd	Close on financing

Municipal Advisor Disclosure



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DECLARATION OF OFFICIAL INTENT TO REIMBURSE EXPENDITURES

I, Catherine F. Gwynn, Finance Director of the City of Goldsboro, North Carolina (the "City") having been designated by the City Council of the City for such purposes pursuant to Resolution 2019-73 duly adopted on September 9, 2019, and on behalf of the City, DO HEREBY DECLARE as follows:

1. This declaration of official intent is made pursuant to Section 1.150-2 of the Treasury Regulations to expressly declare the official intent of the City to reimburse itself from the proceeds of debt to be hereinafter incurred by the City for certain expenditures paid by the City on or after the date which is sixty (60) days prior to the date hereof.
2. The City anticipates expending its own funds for the purpose purchasing rolling stock and computer equipment. The purchases are itemized in the attached Schedule for which the City reasonably expects to reimburse itself from the proceeds of debt to be incurred by the City. The attached list represents the anticipated purchases of equipment, up fit costs and loan closing costs, and the City may substitute equipment as it deems necessary.
3. The estimated principal amount of debt expected to be incurred for the purpose of paying the costs of the capital purchases and projects identified in item #2 above is not to exceed \$2,412,464 comprised of \$2,377,464 capital and \$35,000.00 loan closing costs.

WITNESS my hand this 1st day of July, 2022



Catherine F. Gwynn, Finance Director

Attachment A
FY22-23 Capital Outlay – Installment Financing

FY 2022-23 CAPITAL LOAN LISTING - REFERENCE DEBT #046-G								
Vehicle Loan List								
<u>COG</u> <u>Unit #</u>	<u>Qu.</u>	<u>FAK#</u>	<u>Description</u>	<u>Dept.</u>	<u>Line Item #</u>	<u>Budgeted</u> <u>Amount</u>	<u>Less Estim Loan</u> <u>Fees</u>	<u>Net to Spend</u>
	1	2023-00008	Ford F-150 Crew Cab XL, 4X4	IT	11-1030-5423	26,000.00	416.00	25,584.00
G686	1	2023-00021	2023 International Rear Loader	PW-Solid Waste	11-4143-5402	200,000.00	3,200.00	196,800.00
	1	2023-00022	2023 Autocar Fully Automated	PW-Solid Waste	11-4143-5407	350,000.00	5,600.00	344,400.00
T830	1	2023-00023	2024 Int Leaf Vacuum Truck	PW-Solid Waste	11-4143-5440	170,000.00	2,720.00	167,280.00
B1124	1	2023-00025	2022 Ford F-250	Fire	11-5120-5401	49,200.00	787.20	48,412.80
B1180	1	2023-00032	2022 Dodge Durango AWD	Police	11-6121-5401	32,800.00	524.80	32,275.20
B1284	1	2023-00033	2022 Dodge Durango AWD	Police	11-6121-5401	32,800.00	524.80	32,275.20
B1077	1	2023-00034	2022 Ford Mustang	Police	11-6121-5401	35,064.00	561.02	34,502.98
E-1007	1	2023-00040	2021 Global or Tymco Sweeper	Stormwater	15-4137-5490	290,000.00	4,466.18	285,533.82
P-1055	1	2023-00041	2023 F350 service	Stormwater	15-4137-5632	75,000.00	1,200.00	73,800.00
F885	1	2023-00060	2000 EONE Quint	Fire	F3111-5120-5496	1,151,600.00	15,000.00	1,136,600.00
Total						2,412,464.00	35,000.00	2,377,464.00

RESOLUTION NO. 2019-73

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GOLDSBORO, NORTH CAROLINA DESIGNATING THE CITY MANAGER AND THE DIRECTOR OF FINANCE TO DECLARE OFFICIAL INTENT ON BEHALF OF THE CITY OF GOLDSBORO, NORTH CAROLINA TO REIMBURSE EXPENDITURES UNDER UNITED STATES DEPARTMENT OF TREASURY REGULATIONS

WHEREAS, the City of Goldsboro, North Carolina (the "Issuer") is a political subdivision organized and existing under the laws of the State of North Carolina; and

WHEREAS, the City Council of the Issuer has determined that it may from time to time advance monies for expenditures that it may find necessary to reimburse from the proceeds of the debt; and

WHEREAS, the City wishes to be able to take advantage of lower financing costs afforded to political subdivisions through tax exempt financing so long as Treasury Regulations are followed with regard to declaration of intent to reimburse with proceeds of debt.

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

1. It is hereby found, determined and declared by the City Council as follows:
 - a. Treasury Regulations Section 1.150.2 (the "Regulations"), prescribe specific procedures which are applicable to certain bonds or notes issued by the City, including, without limitation, a requirement that the City declare its official intent to reimburse certain expenditures with proceeds of debt to be incurred by the City prior to, or within sixty (60) days of payment of the expenditures to be reimbursed.
 - b. The Regulations permit the statement of official intent to be declared by any person authorized or designated by the City to declare such official intent on behalf of the City.
 - c. The City Council believes that it is in the best interest of the City to designate the City Manager and the Director of Finance of the City to declare official intent on behalf of the City as authorized by the Regulations.
2. As permitted by the Regulations, the City Manager and the Director of Finance of the City, now or hereafter serving in such capacity, are designated by the City Council to declare official intent on behalf of the City to reimburse any and all expenditures with the proceeds of debt to be incurred by the City as the issuer of such debt.
3. This resolution shall take effect upon its passage.

This Resolution is effective upon its adoption this 9th day of September, 2019.

Attest:

Regina Capps
City Clerk

Chris A.
Mayor

CITY COUNCIL
OF THE
CITY OF GOLDSBORO, NORTH CAROLINA

Excerpt of Minutes
of Meeting of September 6, 2022

Present: Mayor David Ham presiding, and Councilmembers: Polack, Jones, Broadaway, Matthews, Gaylor, and Batts

Absent: _____

* * * * *

Mayor Ham introduced the following resolution, the title of which was read:

RESOLUTION 2022-82

**RESOLUTION AUTHORIZING EXECUTION AND DELIVERY OF AN
INSTALLMENT FINANCING AGREEMENT TO FINANCE CERTAIN
VEHICLES AND PERSONAL PROPERTY**

WHEREAS, the City of Goldsboro, North Carolina (the “City”) desires to finance the acquisition and installation of certain vehicles for use by various City departments (collectively, the “Personal Property”); and

WHEREAS, the City desires to finance the acquisition and installation of the Personal Property by executing and delivering an installment financing agreement, as authorized under North Carolina General Statutes Chapter 160A, Article 3, Section 20; and

WHEREAS, the City sent out a request for proposals to a number of banks relating to the financing; and

WHEREAS, Truist Bank (the “Bank”) submitted a proposal dated August 23, 2022 (the “Proposal”), pursuant to which the Bank agreed to enter into an installment financing agreement with the City in the amount of approximately \$2,450,000 at an interest rate of 3.09% and with an approximately five year term (the “Agreement”) to finance the acquisition and installation of the Personal Property and to pay certain costs associated with the financing, to be secured by a security interest in certain of the Personal Property for the benefit of the Bank; and

WHEREAS, the proposed form of the Agreement has been drafted and presented at this meeting;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City, meeting in regular session on the 6th day of September, 2022, as follows:

1. The City Council hereby authorizes and directs the Mayor, the City Manager, the Finance Director and the Clerk, or any of them, to execute, acknowledge and deliver the Proposal and the Agreement on behalf of the City, with such changes and modifications as the person executing and delivering such instruments on behalf of the City shall find acceptable. The Clerk is hereby authorized to affix the official seal of the City to the Agreement and to attest the same.

2. Each of the Mayor, the City Manager, the Finance Director and the Clerk is authorized and directed to execute and deliver any and all papers, instruments, agreements, tax certificates, opinions, certificates, affidavits and other documents, including a project fund agreement or escrow agreement, and to do or cause to be done any and all other acts and things necessary or proper for carrying out this Resolution and the Agreement and the financing of the Personal Property.

3. The City intends that the adoption of this resolution will be a declaration of the City's official intent to reimburse expenditures for the Personal Property that are to be financed from the proceeds of the Agreement. The City intends that funds that have been advanced, or that may be advanced, from the City's general fund or any other City fund related to the Personal Property, for costs related to the Personal Property may be reimbursed from the financing proceeds.

4. The City hereby designates its obligation to make payments under the Agreement as a "qualified tax-exempt obligation" eligible for the exception from the disallowance of the deduction of interest by financial institutions allocable to the cost of carrying tax-exempt obligations in accordance with the provisions of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. The City does not reasonably anticipate issuing more than \$10,000,000 of qualified tax-exempt obligations pursuant to such Section 265(b)(3), including all entities which issue obligations on behalf of the City and all subordinate entities of the City, during calendar year 2022 and will not designate more than \$10,000,000 of qualified tax-exempt obligations pursuant to such Section 265(b)(3) during calendar year 2022.

5. All other acts of the Council and the officers of the City which are in conformity with the purposes and intent of this Resolution and in furtherance of the financing of the Personal Property are hereby ratified, approved and confirmed.

6. This resolution shall take effect immediately.

Councilmember Gaylor moved the passage of the foregoing resolution and Mayor Pro Tem Polack seconded the motion and the resolution was passed by the following vote:

Ayes: Councilmembers: Polack, Jones, Broadway, Matthews, Gaylor, Batts, Mayor Ham

Nays: Councilmembers _____

Not voting: Councilmembers _____

* * * * *

Attested by:


Holly Jones, Deputy City Clerk





David Ham, Mayor

I, Holly Jones, Deputy City Clerk for the City of Goldsboro, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and complete copy of so much of the proceedings of the City Council for the City at a regular meeting duly called and held on September 6, 2022, as it relates in any way to the resolution hereinabove referenced and that such proceedings are recorded in the minutes of the Council. Pursuant to G.S. § 143-318.12, a current copy of a schedule of regular meetings of the City Council for the City is on file in my office.

WITNESS my hand and the official seal of the City this 6th day of September, 2022.




Deputy City Clerk
City of Goldsboro, North Carolina

CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 COUNCIL MEETING

SUBJECT: Request authorization to purchase Heil DuraPack Python Side Loader Refuse Truck and Global R4 Street Sweeper

BACKGROUND: The Heil DuraPack Python and Global Street Sweeper were both approved to be purchased in the FY23 budget for \$350K and \$290K respectively.

DISCUSSION: Carolina Environmental Systems, Inc. has provided a quote of \$326,966 for the Heil DuraPack Python Side Loader Refuse Truck, which includes an extended 5-year engine and transmission warranty. The quote and award are through Sourcewell, so no formal bid process is required.

Jet-Vac Equipment Company, LLC has provided a quote of \$292,087 for the Global R4 Street Sweeper. The quote and award are through the North Carolina Sheriffs' Association Cooperative Bid Program, so no formal bid process is required.

The difference in cost of \$2,087 for the Global R4 Street Sweeper will be funded with operational funds approved in the FY23 budget, precluding the need for a formal Stormwater Fund budget amendment. We have submitted a Letter of Intent for purchase to hold the Global R4 Street Sweeper and lock in the price for 30 days, pending City Council final approval.

RECOMMENDATION: By motion, approve purchase of the Heil Durapack Python Loader for \$326,966 and Global R4 Street Sweeper for \$292,087

Date: 8/31/22


Richard E. A. Fletcher III, Public Works Director

Date: 8/30/22


Timothy Salmon, City Manager

RESOLUTION NO. 2022- 83

**RESOLUTION OF INTENT TO PURCHASE A NEW HEIL DURAPACK
PYTHON SIDE LOADER REFUSE TRUCK AND GLOBAL SWEEPER**

WHEREAS, funds to purchase a new Heil DuraPack Python Side Loader Refuse Truck for \$350K were approved in the FY23 budget process; and

WHEREAS, funds to purchase a new Global R4 Street Sweeper for \$290K were approved in the FY23 budget process; and

WHEREAS, ongoing supply chain issues are extending equipment build times and limiting availability of new equipment; and,

WHEREAS, limited availability of new equipment is driving prices up; and,

WHEREAS, Carolina Environmental Systems, Inc. in Kernersville, NC can provide a new Heil DuraPack Python Side Loader Refuse Truck within three months for \$326,966; and,

WHEREAS, Jet-Vac Equipment Company, LLC in Sumter, SC can provide a new Global R4 Street Sweeper within three months for \$292,087 and,

WHEREAS, the additional cost of \$2,087 for the Global R4 Street Sweeper will be funded with operational funds approved in the FY23 budget, precluding the need for a formal Stormwater Fund budget amendment;

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

1. The City of Goldsboro shall approve the purchase of a new Python Side Loader Refuse Truck from Carolina Environmental Systems, Inc. in Kernersville, NC in the amount of \$326,966 and approve the purchase of a new Global R4 Street Sweeper from Jet-Vac Equipment Company, LLC in Sumter, SC in the amount of \$292,087.
2. This Resolution shall be in full force and effect from and after this the 6th day of September, 2022.


David Ham, Mayor

Attested by:


Holly Jones, Deputy City Clerk



August 30, 2022

Jet-Vac Equipment Company, LLC
5746 Broad Street
Sumter, SC 29154

Dear Jet-Vac Equipment Company,

This Letter of Intent sets forth the mutual interest of City of Goldsboro ("Buyer"), and Jet-Vac Equipment Company, LLC ("Seller") regarding the possible acquisition by Buyer of certain assets and liabilities of a Global R4 Street Sweeper ("Street Sweeper"), wholly-owned by Seller. The Parties agree that their goal and interest herein is to bring about the sale and transfer of a Street Sweeper, and thus, each Party promises to negotiate in good faith, for the period set forth below, a definitive purchase agreement (the "Purchase Agreement") to include the terms and conditions set forth in the Letter and such other representations, warranties, conditions, covenants, indemnities and other terms as the Parties may agree upon.

1. **Closing Date.** The closing of the Transaction ("Closing") shall occur on or before September 30, 2022, when the Purchase Agreement is executed.
2. **Purchase Price.** The purchase price for the Transaction shall be \$292,087 ("Purchase Price"). The purchase price is set through the North Carolina Sheriffs' Association Cooperative Bid Program, so no formal bid process is required.
3. **Adjustments.** Adjustments to the Purchase Price, such as working capital adjustments, may be determined, and reflected in the Purchase Agreement, after the completion of all due diligence and other investigative provisions under this Letter.
4. **Conditions.** The Transaction shall be subject to the satisfaction of the following conditions prior to Closing:
 - a. The approval of the Transaction by the Goldsboro City Council.
 - b. The execution by the Parties of the Purchase Agreement and ancillary agreements.
5. **Governing Law.** This Letter and all matters related thereto shall be governed by and construed in accordance with the laws of the State of North Carolina without giving effect to its conflict of laws principles.
6. **Termination.** This Letter will automatically terminate upon the earliest of:
 - a. The execution of the Purchase Agreement by the parties

- b. Either party can terminate with written notice.
- c. September 30, 2022

7. **Non-binding.** The Letter is intended only as a reflection of the intention of the Parties, and neither this Letter nor its acceptance shall constitute or create any legally binding or enforceable obligation on any party, except with regards to paragraphs regarding Governing Law and Termination hereof. No agreement or obligation regarding the Street Sweeper and/or the Transaction shall be deemed to exist between the parties and any of their respective affiliates, unless and until the Purchase Agreement has been executed and delivered, and then only in accordance with the terms and conditions of such Purchase Agreement.
8. **Miscellaneous.** This Letter contains the entire understanding between the parties and supersedes all previous agreements, if any, between the parties concerning the same or substantially similar subject matter. This Letter may be amended, supplemented, or otherwise modified only in writing signed by duly authorized representatives of each party. This Letter may be executed in counterparts, each of which shall be deemed an original and all of which together, shall constitute one and the same document. The section headings are for reference purposes only and shall not otherwise affect the meaning, construction or interpretation of any provision in this Letter.

If the foregoing terms and conditions are acceptable, please sign and return this Letter to the undersigned.

Respectfully,



Timothy M. Salmon
City Manager
City of Goldsboro

Agreed to and accepted this ____ day of August 2022 by:

Sellers Name

Sellers Signature

CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 06, 2022 COUNCIL MEETING

SUBJECT: Change orders for the Goldsboro Fire Department 75' Rear Mount Aerial Apparatus with Atlantic Coast Fire Trucks.

BACKGROUND: At the June 20, 2022 council meeting, City Councilmembers approved the FY 22-23 Budget which included the purchase of a 75' Rear Mount Aerial Apparatus for the Goldsboro Fire Department at a cost of \$1,136,600.00.

DISCUSSION: During the Pre-construction meeting in Snyder, Nebraska on August 2, 2022 – August 5, 2022, the Goldsboro Fire Department Truck Committee met with Engineers and Architects from Smeal and discovered necessary changes to the apparatus specifications. The majority of the changes are striping and lettering to match the existing fleet. These changes resulted in a change order in the amount of \$7,658.

RECOMMENDATION: It is recommended that the City Council, by motion, adopt the attached resolution authorizing the City Manager to execute change orders of \$7,658 with Atlantic Coast Fire Trucks.

Date: 9-1-22


James Farfour, Deputy Fire Chief

Date: 9/1/22


Timothy M. Salmon, City Manager

RESOLUTION NO. 2022- 84

**RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDERS
WITH ATLANTIC COAST FIRE TRUCKS FOR THE 75' REAR MOUNT AERIAL
APPARATUS.**

WHEREAS, the Goldsboro City Council approved the FY 22-23 Budget which included the purchase of a 75' Rear Mount Aerial Apparatus for the Goldsboro Fire Department at a cost of \$1,136,600.00; and

WHEREAS, the Goldsboro Fire Department Truck Committee travelled to Snyder, Nebraska for a Pre-construction meeting with Smeal Engineers and Architects; and

WHEREAS, necessary changes to the apparatus specifications were discovered during the meeting, resulting in a change order in the amount of \$7,658. The majority of the changes are striping and lettering to match the existing fleet.

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

- 1) The City Manager is hereby authorized and directed to execute change orders with Atlantic Coast Fire Trucks in the amount of \$7,658
- 2) This resolution shall be in full force and effect from and after this 6th day of September, 2022.


David Ham, Mayor

Attested by:


Holly Jones, Deputy City Clerk



CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 COUNCIL MEETING

SUBJECT: System Development Fee Study

BACKGROUND: In 2017, the NC General Assembly passed legislation G.S. 162A-200 eliminating traditional impact fees replacing them with what was then termed system development fees for water and sewer infrastructure. The purpose of the act was to allow municipalities to recoup the cost of current and future water and sewer investments necessitated by the impacts of current and future new growth. System Development fees are similar to traditional impact fees but are specifically structured for water and sewer. The method by which charges are determined is a complex process and must be certified by an engineer before the fees can legally be adopted.

Due to the ongoing effects of inflation on infrastructure, costs for materials have more than doubled while demand continues to increase with a record number of projects planned or in process.

Consequently, it has become increasingly important to find ways to finance new water and sewer infrastructure to facilitate growth and economic development.

DISCUSSION: The City of Goldsboro is experiencing a new era of growth that staff expects will be ongoing for well into the next decade. Such growth while very beneficial to our local economy does without question strain our resources. This is particularly evident in the provision of water and sewer services where capacity at our water reclamation facility will soon be reaching current treatment limits. The basic argument for a system development fee is that it is an equitable means to help recover infrastructure costs and expansions made necessary by growth. As previously stated, a system development fee must be based on a written analysis that calculates the current and future investments the City has made and or is planning and such must be prepared by a financial professional or licensed engineer (G.S. 160A-205). The analysis and calculation that is required to create a comprehensive and legally defensible system development fee structure requires a substantial amount of work. City staff has had preliminary discussions with Stantec who has been hired to perform a rate study and has done many system development fee studies and calculations. Further, as they are under contract with the city and have been working on the rate study, they also have become very familiar with the assets and inventory within our water and sewer system which is critical to proving the basis for a system development fee. Stantec has

proposed they could do a comprehensive system development fee schedule for \$20,420.


RECOMMENDATION:

It is recommended that Council authorize the additional scope of services to the Stantec Rate Study contract to include a comprehensive system development fee schedule for an additional \$20,420. This funding will come from the Utility Contingency Fund.

Date: 9/1/22


Matthew S. Livingston, Assistant City Manager

Date: 9/1/22


Timothy M. Salmon, City Manager

RESOLUTION NO. 2022 – 85

**RESOLUTION AUTHORIZING ADDITIONAL SCOPE OF
PROFESSIONAL SERVICES TO THE STANTEC RATE STUDY CONTRACT**

WHEREAS, in 2017, the NC General Assembly passed legislation G.S. 162A-200 eliminating traditional impact fees replacing them with what was then termed system development fees for water and sewer infrastructure; and

WHEREAS, the purpose of the act was to allow municipalities to recoup the cost of current and future water and sewer investments necessitated by the impacts of current and future new growth; and

WHEREAS, System Development fees are similar to traditional impact fees but are specifically structured for water and sewer; and

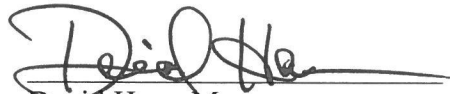
WHEREAS, the City of Goldsboro is experiencing a new era of growth that staff expects will be ongoing for well into the next decade; and

WHEREAS, a system development fee must be based on a written analysis that calculates the current and future investments the City has made and or is planning and such must be prepared by a financial professional or licensed engineer (G.S. 160A-205); and

WHEREAS, City staff has had preliminary discussions with Stantec who has been hired to perform a rate study and has done many system development fee studies and calculations. Stantec has indicated to staff they could do a comprehensive system development fee schedule for \$20,420.

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

1. The City Manager is hereby authorized to sign the amendment to the contract with Stantec.
2. This Resolution shall be in full force and effect from and after September 6, 2022.


David Ham, Mayor

Attested by:


Holly Jones, Deputy City Clerk



CITY OF GOLDSBORO
AGENDA MEMORANDUM
SEPTEMBER 6, 2022 COUNCIL MEETING

SUBJECT: Historic District Commission Appointment

BACKGROUND: There are currently 2 vacancies on the Historic District Commission. Citizen involvement is vital to the performance of City government. It is necessary that additional appointments be made in an effort to fill these vacancies.

DISCUSSION: Recommendations for appointments were requested from the Historic District Commission. Applications were also solicited from the public at large.

With this appointment, one vacancy remains.

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

RECOMMENDATION: By motion, Council adopt the Resolutions:

1. Appointing a member to the Historic District Commission in the City of Goldsboro.
2. Commending those individuals who have resigned.

Date: 8-29-22



Holly Jones, Deputy City Clerk

Date: 8/29/22



Timothy Salmon, City Manager

RESOLUTION NO. 2022- 86

**RESOLUTION APPOINTING A MEMBER
TO THE HISTORIC DISTRICT COMMISSION**

WHEREAS, continued involvement of citizens is vital to the performance of City government; and

WHEREAS, the seats of two members on the City's Historic District Commission have been vacated due to members resigning; and

WHEREAS, the following distinguished citizen has expressed a desire to serve upon the Historic District Commission.

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

1. The following individual be hereby appointed to the Historic District Commission. The term of the appointee shall expire on the date indicated:

Historic District Commission

Filling an Unexpired Term

Richard Carl Best

Term Expires 12-31-2023

2. This Resolution shall be in full force and effect from and after this 6th day of September, 2022.

Attested by:



Holly Jones, Deputy City Clerk




David Ham, Mayor

RESOLUTION NO. 2022 - 87

**RESOLUTION COMMENDING INDIVIDUALS
WHO HAVE SERVED ON THE HISTORIC DISTRICT COMMISSION
OF THE CITY OF GOLDSBORO**

WHEREAS, citizen participation is vital to responsible government; and

WHEREAS, the following individuals have served the local citizenry by their service upon the Historic District Commission of the City of Goldsboro; and

WHEREAS, the Mayor and City Council wish to commend these civic-minded citizens for their voluntary contributions to the City of Goldsboro.

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

1. The following individuals are recognized for their service on the City's Historic District Commission and are commended for their contributions to the operation of Goldsboro's municipal government:

Historic District Commission

Shelley Unruh
Alicia Pierce

2. Certificates of Appreciation signed by the Mayor, City Manager, and Chairperson will to be presented at the next regularly scheduled meeting of the Historic District Commission or as close to that meeting date as possible.
3. This Resolution shall be in full force and effect from and after this 6th day of September, 2022.


David Ham, Mayor

Attested by:


Holly Jones, Deputy City Clerk



**CONSTITUTION WEEK
PROCLAMATION**

WHEREAS, September 17, 2022, marks the two hundred and thirty-fifth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, It is fitting and proper to officially recognize this magnificent document and the anniversary of its creation as well as the patriotic celebrations which will commemorate the occasion; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week; and

WHEREAS, The David Williams Chapter of the Daughters of the American Revolution does hereby acknowledge and commemorate the official recognition being given to this magnificent document on its anniversary and to the patriotic celebrations which will be observed during Constitution Week.


NOW, THEREFORE BE IT RESOLVED, that the Goldsboro City Council does hereby proclaim the week of September 17 – 23, 2022 as

CONSTITUTION WEEK

in Goldsboro, North Carolina and ask our citizens to reaffirm the ideals that the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Goldsboro, North Carolina, to be affixed this 6th day of September, 2022.




David Ham
Mayor