

## WORK SESSION

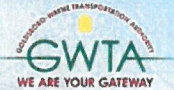

**Call to Order.** Mayor Ham called the meeting to order at 5:00 p.m.

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  
Matthew Livingston, Assistant City Manager  
Holly Jones, Deputy City Clerk  
Laura Getz, City Clerk

**Adoption of the Agenda.** Council voted unanimously to adopt the agenda.

**GWTA Funding Request.** Don Willis, GWTA Director, presented the following:

## BUDGET REQUEST FOR URBAN BUS SERVICES

Additional Funds Are Needed to Maintain Current Service Levels for FY23-24

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### GWTA'S BOARD OF DIRECTORS UNANIMOUSLY APPROVED THIS REQUEST

#### Why Fund This Request?

- GWTA Bus Service Is Basic and Necessary for People to Access Opportunity
- Key Expenses to Provide Transportation Services are all Increasing
  - Fuel Costs have Increased Tremendously
  - Maintenance Providers are Charging More and the Fleet is Aging
  - Labor Costs are Up due to Staff Needing to Work Overtime
- It Is Extremely Difficult to Attract and Keep Bus Operators and Staff in the Current Employment Market
- There is Significant New Federal Grant Funding Available to Assist GWTA but Can Only be Drawn if there are Also More Local Funds Invested
- Demand for Expensive ADA and Dial-A-Ride Services Are Increasing
- Last Year Wayne County Accepted Rate Increases to Pay for Rural Service
- Available Recovery Funds Will be Used to Replace the Aging Fleet

**THIS IS THE FIRST INCREASE REQUESTED BY THE GWTA IN SEVERAL YEARS**

**WHAT IS REQUESTED AND WHAT WOULD BE DONE WITH THE FUNDS?**

AN ADDITIONAL \$50,000 IS NEEDED IN LOCAL FUNDS TO LEVERAGE \$115,000 MORE FEDERAL GRANT FUNDS. THIS IS ABOUT A 12% INCREASE TO THE TOTAL BUDGET

RAISES AND INCENTIVES WILL BE USED TO ATTRACT AND KEEP EMPLOYEES

- GWTA IS NOT CURRENTLY COMPETITIVE IN THE JOB MARKET
- THIS IS NEEDED TO IMPROVE SERVICE RELIABILITY AND PERFORMANCE

OPERATION OF BUS SERVICES COULD CONTINUE AT THE EXISTING BASIC LEVEL

- FIVE FIXED ROUTE BUSES ON ONE HOUR HEADWAYS
- ADA AND COMPLEMENTARY DIAL-A-RIDE PARATRANSIT SERVICES
- MONDAY THROUGH FRIDAY FROM 5:30AM – 6:30PM
- SATURDAY FROM 9:30AM – 6:30PM

**GWTA BUS SERVICES ARE ALREADY BASIC WITH AN EXTENDED COVERAGE AREA**


**WHAT IF THESE FUNDS AREN'T APPROVED?**


GWTA Would Need to Consider Options to Operate Within the Available Budget

People who Rely on GWTA will Experience More Access and Mobility Barriers


Some Combination of Service Cuts and Reductions Would be Necessary

- Reduced Hours and/or Days of Operation
- Reduce Coverage of Existing Routes
- Reduced Number of Routes
- Combination of Existing Less Productive Routes
- Elimination of City-Wide Dial-A-Ride Services





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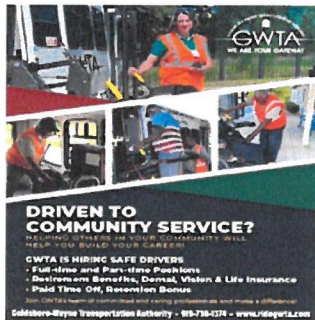
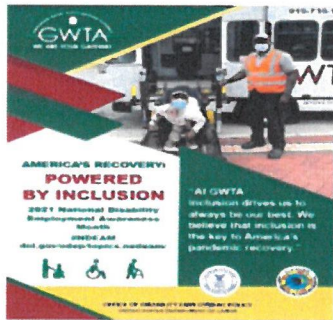
GWTA APPRECIATES OUR PARTNERSHIP WITH GOLDSBORO IN SERVING THE COMMUNITY!



AGING FLEET: GILLIG WITH OVER 300K MILES



#### QUESTIONS?



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AGING FLEET: GILLIG



AGING FLEET: ARBOC WITH 262K MILES



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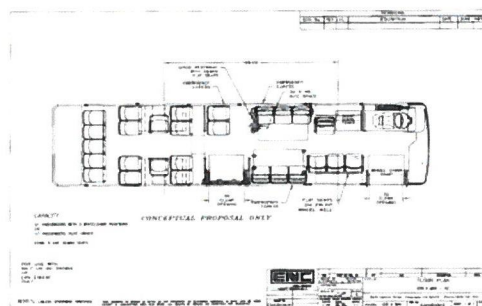


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GWTA HAS BUDGETED RECOVERY FUNDS TO COVER CAPITAL REPLACEMENT



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GWTA HAS BUDGETED RECOVERY FUNDS TO COVER CAPITAL REPLACEMENT



- Two Buses Ordered on August 31, 2022
- Order Total is \$989,246.00 Using CARES at 100%
- Typical Local Match Would Be 20%: \$197,849
- Useful Life Will Be Over 10 Years
- Six Smaller Vehicles Remain To Be Replaced
- There Will Be \$850,754 Left In CARES
- GWTA Plans To Replace The Remaining Fleet With Minimal Funds Requested From Goldsboro



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Council discussed the Dial-A-Ride program, CARES Funds, providing more covered shelters, electric bus options, and what would be done with the old GILLIG buses.

**Consent Agenda Review.** Items J - V on the consent agenda were reviewed. Further discussion included the following:

**Item J: Operating Budget Amendment FY22-23.** Mayor Ham asked what was involved with the upfit of the Police vehicles. Chief West stated that 8 vehicles had been received from previous budgets, and they needed to be upfitted with the required emergency equipment. The department overlooked doing a PO to roll the previously budgeted money to the next fiscal year, so the money needs to be taken back from the fund balance. Tim Salmon, City Manager, confirmed that the previously unused funds had been rolled back into the fund balance.

Mayor Ham asked about how the Travel and Tourism funds would be used. Catherine Gwynn, Finance Director, stated that the money had already been spent on the tennis event, this money is a reimbursement. Councilman Broadway asked if money had been budgeted to resurface the tennis courts. Tim Salmon, City Manager, confirmed that Parks and Recreation is budgeting in the next fiscal year to fill in the cracks at the Herman Park Tennis Courts.

**Item R: Annexation Ordinance Revision - Election District Decision– Magnolia Grove Subdivision Located on the east and west side of Eleventh St. between Norwood Ave. and Englewood Dr.** Council discussed the location of the annexed area, and which election district the area should be in. Mayor Ham suggested that the item be continued to the next meeting. Councilman Gaylor made a motion to amend the agenda and remove Item R. The motion was seconded by Mayor Pro Tem Polack and unanimously carried.

**Item S: SU-3-22 – Gregory Sakas (Retail Sales) 4265 E. US Hwy 70.** Councilman Broadway asked for clarification on the Superior Court overriding Councils decision. Ron Lawrence, City Attorney, explained.

**Item T: Use of Public Utilities Capital Reserve to fund the purchase of a replacement Dump Truck for the Compost facility.** Mayor Ham asked if the money would come from the current year’s funds. Bert Sherman, Public Utilities Director, confirmed it would. Councilman Gaylor asked for confirmation of the two-year lead time. Bert Sherman, Public Utilities Director, confirmed.

**Closed Session.**  
Upon motion of Mayor Pro Tem Polack, seconded by Councilman Batts, and unanimously carried, Council went into Closed Session to discuss potential litigation.

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

Mayor Ham recessed the meeting until 7:00 p.m.

**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 April 17, 2023.

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

Pastor Jonathan Smith with Freedom Baptist Church 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 Broadway  
Councilwoman Brandi Matthews  
Councilman Charles Gaylor, IV  
Councilman Greg Batts

Also Present: Tim Salmon, City Manager  
Ron Lawrence, City Attorney  
Matthew Livingston, Assistant City Manager  
Holly Jones, Deputy City Clerk  
Laura Getz, City Clerk

**Amend Agenda.** Mayor Pro Tem Polack made a motion to remove Item R from the Agenda. The motion was seconded by Councilwoman Jones and unanimously carried.

**Approval of Minutes.** Mayor Pro Tem Polack made a motion to approve the minutes of the Work Session and Regular Meeting of April 3, 2023. The motion was seconded by Councilman Broadway. Mayor Ham, Mayor Pro Tem Polack, Councilwoman Jones, Councilman Broadway, Councilman Gaylor, and Councilman Batts voted in favor of the motion. Councilwoman Matthews voted against the motion. The motion passed 6:1.

**Presentations.**  
**Resolution Expressing Appreciation for Services Rendered by William Cobb as an Employee of The City of Goldsboro for More Than 33 Years. Resolution Adopted.** William Cobb retires on May 1, 2023 as an Equipment



Operator, with more than 33 years of service with the Goldsboro Public Works Department. William began his career on May 3, 1989, as a Temporary Laborer with the Recreation and Parks Department. On August 4, 1989, William was transferred to Permanent Laborer II with the Public Works Department. On November 21, 1990, William was promoted to Equipment Operator I with the Public Works Department. On July 20, 1998, William was promoted to Equipment Operator II with the Public Works Department. On January 1, 2016, William was promoted to Motor Equipment Operator with the Public Works Department. On July 1, 2016, William was transferred to Equipment Operator with the Public Works Department, where he has served until his retirement. William has proven himself to be a dedicated and efficient public servant who has gained the admiration and respect of his fellow workers and the citizens of the City of Goldsboro. The Mayor and City Council of the City of Goldsboro are desirous, on behalf of themselves, City employees, and the citizens of the City of Goldsboro, of expressing to William Cobb their deep appreciation and gratitude for the service rendered by him to the City over the years, and express to William Cobb our very best wishes for success, happiness, prosperity, and good health in his future endeavors.

This Resolution shall be incorporated into the official Minutes of the City of Goldsboro, and shall be in full force and effect from and after this 17th day of April, 2023.

A motion was made by Councilman Broadway to adopt the resolution. The motion was seconded by Councilwoman Jones and unanimously carried. Council adopted the following entitled Resolution.

*RESOLUTION NO. 2023 – 30 “RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY WILLIAM COBB AS AN EMPLOYEE OF THE CITY OF GOLDSBORO FOR MORE THAN 33 YEARS”*

**National Volunteer Appreciation Week Proclamation.** Read by Councilwoman Matthews. The Goldsboro City Council proclaimed the week of April 16-22, 2023 as NATIONAL VOLUNTEER APPRECIATION WEEK and urged all citizens to recognize and thank our volunteers across this country and within Goldsboro as we acknowledge the importance of our volunteers and take the time to officially thank them for all they do.

Sherry Archibald received the proclamation, and said a few words thanking all volunteers.

**National Small Business Week Proclamation.** Read by Mayor Pro Tem Polack. The Goldsboro City Council proclaimed, April 30 – May 6, 2023 as NATIONAL SMALL BUSINESS WEEK in Goldsboro, North Carolina, and declared support for our small businesses, recognized the innovations and contributions of small businesses, and urged the residents of our community to support small businesses and merchants during Small Business Week and throughout the year.

Esteban Guzman, Small Business Director, Wayne Community College-Wayne Business and Industry Center; Kimber L. Roche', DGDC Merchant Chair; Greg Mills, Business/Property Development Specialist, DGDC Office; Donna Phillips, Director, Wayne County Public Library; and Scott Satterfield, President Wayne County Chamber of Commerce; received the proclamation.

**Goldsboro/Wayne Certificate of Appreciation.** Eric Busse, Purple Heart Foundation, presented a Certificate of Appreciation to the City of Goldsboro for dedicated support and contribution to honor those that have borne the battle and have suffered the wounds of war.

Mayor Ham accepted the Certificate on behalf of himself and the City Council. He spoke to all those that have served and have received the Purple Heart, and thanked the Purple Heart Foundation for all that they do.

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

1. Zyaire Webb, stated that those who should be held accountable have not been mentioned; it was an illegal event, and the owners of the property should be held accountable the same as the one that pulled the trigger.

Mayor Ham provided information on the history of the City’s involvement in the property, including rezoning requests, violations, and notices, leading up to the event. He stated that the City was not aware of any events occurring on the property until this event occurred. Mayor Ham stated that City Officials met with the owners and their attorney the morning after the event, declaring a cease and desist on events; the meeting was followed up with a formal letter and notice of violation. Police Chief West stated that the investigation is still ongoing.

2. Christopher Ward, Assistant Manager of Piggly Wiggly, stated that he was worried, and the crowd gathered said a lot about the community. He stated that something has to change, and it takes a village.
3. Maria Bell, speaking for the victim’s family, stated that she had served the community for decades, and spoke about the need for gun registration.
4. Matt Whittle, Habitat for Humanity, spoke in support of the family, stating there is power in numbers. He stated that housing and safety are connected, and he wants homeowners to feel safe.
5. Timothy Whitfield, Refuge Temple Church Outreach Ministries, stated that we should feel safe, even if we are not safe; say something if you see something.
6. Trebor Jackson, Deeper Life Church Ministries, stated he wants an atmosphere for our kids to grow and exist. He also stated he wants to work with Council and be a part of the solution; lets come together.



7. Tiffany Lawson, Attorney, raised concern about how guns have been used to take countless innocent lives, and that rarely a month goes by without a mass shooting.
8. Tasha Adams, stated she had many concerns, spoke to the rich history of Leslie Street, and stated people should not have to worry about the safety of their mothers, sons, and neighbors. She wants to see more police presence, wants to see change, and feels children need a place to enjoy and live life.
9. Patrick Lechner, spoke about the need to speak up, stating that someone should say something; this happened in broad daylight, and someone should know something.
10. Barbara Williams, spoke about the need for counselling for the surviving victims and their families. She also commended the Goldsboro Police for all they do.
11. Grace Johnson, raised concern about the illegal business at the residence not being shut down.

Mayor Ham emphasized that if anyone sees something, they should say something; call the police. He asked citizens to speak to a Councilmember if they have an idea. Mayor Ham asked the citizens to help the police identify those that have committed a crime.

Mayor Pro Tem Polack reiterated that somebody knows somebody that knows somebody, and expressed the need to hold everyone accountable.

Councilwoman Jones expressed her condolences to the families of those shot, and asked for prayer for the city and the families. She stated we need to put the action in proactive.

Councilwoman Matthews spoke about implementing a curfew. She also spoke to using the money currently set for NPOs to be earmarked for those organizations doing crime prevention, or for people and churches with ideas.

Councilwoman Jones stated that the money could also be used to provide a place for youth to go, so they do not have to rent a place.

No one else spoke and the public comment period was closed.

#### **Public Hearings.**

**UDO-1-23 Article 5: Section 5.5.4 – Special Use Specific Use Regulations (E) Bars, Nightclubs, Pool Halls, Microbreweries, Places of Entertainment (Both Public Private and for Profit) w/ ABC Permit – Continued from 4/3/23. Public Hearing Held. Denial Ordinance Approved.**

APPLICANT: Kyle Merritt.

The applicant is proposing for the text located in Section 5.5.4 (E) of the City of Goldsboro UDO to be amended. The proposed amendment would remove language regarding how distance is measured to determine that there is at least 50 feet between Bars, Nightclubs, Pool Halls, Microbreweries, and Places of Entertainment (Both Public Private and for Profit) w/ ABC Permit. The way that distance is currently measured reads as follows.

The separation distance required by this section shall be measured in a straight line from property line to property line, with no consideration as to intervening structures, roads, or landforms.

The applicant is requesting for the portion of this text that reads “with no consideration as to intervening structures, roads or landforms.” to be removed from the City of Goldsboro UDO.

By removing this, it creates a situation where you could include things such as a public right of way in the required distance separation to achieve the minimum 50 feet needed. These types of uses that are required to meet this 50 feet separation are still identified as Special Uses and would require quasi-judicial review and approval from City Council before any operation would be allowed to take place.

The applicant is requesting this Text Amendment to relocate “Church Spirits & Cocktails” to 116 W. Mulberry Street, which adjacent to St. Stephens Episcopal Church. The only thing separating the property lines is the Mulberry St. right-of-way. This text amendment, if approved, would create an opportunity for Kyle Merritt to apply for a Special Use Permit to establish “Church Spirits & Cocktails” at 116 W. Mulberry St.

The City of Goldsboro Comprehensive Plan classifies the Central Business District to be in the Mixed-Use Downtown designation. An identified goal of the comprehensive land use plan is to continue to focus on improvement of the downtown Goldsboro area. See below for the language for the proposed amendment.

#### **ARTICLE 5: SECTION 5.5.4 SPECIAL USE SPECIFIC REGULATIONS (E)**

*The separation distance required by this section shall be measured in a straight line from property line to property line, ~~with no consideration as to intervening structures, roads, or landforms.~~*

Staff is neither recommending approval nor recommending denial. Staff is acknowledging the fact that if the text is amended that these types of uses (Bars, Nightclubs, Pool Halls, Microbreweries, and Places of Entertainment (Both Public Private and for Profit) w/ ABC Permit) would still be required to undergo the Special Use Permit process which would require City Council to perform quasi-judicial review on each separate request and apply conditions as they see necessary to mitigate the use.

The City of Goldsboro Planning Commission met on February 27, 2023, to review and make a recommendation regarding the text amendment. The Planning Commission voted to adopt the Inconsistency Statement (attached) and recommend denial to City Council for the proposed text amendment. The vote was 3-2.

Council shall vote to adopt the recommendation for denial and inconsistency statement that the Planning Commission has provided and vote to adopt the Ordinance to Deny with the inclusion of the Inconsistency Statement, or council shall vote to adopt the Ordinance to Approve, with the inclusion of a statement that deems this text amendment request to be consistent. Council first heard this item on March 20, 2023, the hearing was continued to April 3, 2023, at the April 3rd meeting, due to not having all Council members present, it was continued to April 17, 2023.

Mayor Ham asked to be recused due to he and his wife being members of the affected church. Councilman Broadway made a motion to recuse Mayor Ham. The motion was seconded by Councilman Batts and unanimously carried.

Mayor Pro Tem Polack opened the public hearing. The following people spoke:

1. David Elliot, Pastor at St. James AME Zion Church, spoke against the amendment, feeling that a bar that close to a church would be dangerous.
2. Kyle Merritt, applicant, read a letter from the owners of Hairology in support of the business, and stated that he had spoken with the church wardens, and they were neither for nor against the business. He also stated that he was not asking for the required distance to be reduced; he is just asking for 50' to be 50'.

No one else spoke and the public hearing was closed.

Councilmembers discussed the proposed amendment.

A motion was made by Councilwoman Jones to adopt the Ordinance denying the amendment. The motion was seconded by Councilman Batts and unanimously carried. Council adopted the following entitled Ordinance.

*ORDINANCE NO. 2023-16 “AN ORDINANCE DENYING AMENDING ARTICLE 5: SECTION 5.5.4 (E) SPECIAL USE SPECIFIC REGULATIONS: BARS, NIGHTCLUBS, POOL HALLS, MICROBREWERIES, PLACES OF ENTERTAINMENT (BOTH PUBLIC AND PRIVATE AND FOR PROFIT) – ABC PERMIT, OF THE CITY OF GOLDSBORO UNIFIED DEVELOPMENT ORDINANCE”*

Mayor Ham returned at 8:29 p.m.

**Contiguous Annexation Petition – New Hope Place, LLC - Located on the north side Cuyler Best Rd. between Oxford Blvd. and Glendas Dr. Public Hearing Held. Ordinance Adopted.**

Tax Parcel #: 3610508709. Acreage: 14.04.

The City Council, at their meeting on April 3, 2023, scheduled a public hearing for the proposed annexation of the subject properties. A public hearing notice was properly advertised stating the time, place and purpose of the meeting. The property proposed for annexation received site plan approval for an 80-unit multi-family development on September 13, 2022.

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

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

Attached is a report prepared by the Planning Department in conjunction with other departments, concerning the subject annexation area. All City services can be provided to the property.

It was recommended that Council, by motion, after the public hearing, adopt the following entitled Ordinance annexing Tax Parcel # 3610508709 effective April 17, 2023.

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

A motion was made by Councilman Broadway to adopt the ordinance. The motion was seconded by Mayor Pro Tem Polack and unanimously carried. Council adopted the following entitled Ordinance.

*ORDINANCE NO. 2023-17 “AN ORDINANCE ANNEXING CERTAIN CONTIGUOUS REAL PROPERTY TO THE CITY OF GOLDSBORO, NORTH CAROLINA”*

**Contiguous Annexation Petition – Highland Trails (JD Gupta) - Located on the south side of W New Hope Rd. between Somervale Ln. and Twin Oaks Pl. Public Hearing Held. Ordinance Adopted.**

Tax Parcel #: 3600971450, 3600974104, 3600969806

Acreage: 19.35 acres

The City Council, at their meeting on April 3, 2023, scheduled a public hearing for the proposed annexation of the subject properties. A public hearing notice was properly advertised stating the time, place and purpose of the meeting. The properties proposed for annexation were rezoned by City Council on June 6, 2022, to Residential 12 for a 62-lot subdivision.



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

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

Attached is a report prepared by the Planning Department in conjunction with other departments, concerning the subject annexation area. All City services can be provided to the property.

It was recommended that Council, by motion, after the public hearing, adopt the following entitled Ordinance annexing Tax Parcel # 3600971450, 3600974104, & 3600969806 effective April 17, 2023.

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

A motion was made by Mayor Pro Tem Polack to adopt the ordinance. The motion was seconded by Councilman Batts and unanimously carried. Council adopted the following entitled Ordinance.

*ORDINANCE NO. 2023-18 “AN ORDINANCE ANNEXING CERTAIN CONTIGUOUS REAL PROPERTY TO THE CITY OF GOLDSBORO, NORTH CAROLINA”*

**SU-6-23 Place of Entertainment (no ABC Permit). Public Hearing Held. Continued to May 1, 2023.**

ADDRESS: 307 N Berkeley Blvd. Suite E & F.

PARCEL #: 3519321795.

OWNER: AVI Investments, LLC.

APPLICANT: Treda Oates.

The applicant requests a Special Use Permit to establish a Place of Entertainment (no ABC Permit). The property is located in the Shopping Center (SC) Zoning District. The Shopping Center district is established to provide for a mix of office, retail, and service establishments in one development. The district is intended to promote high quality, unified, and accessible developments serving the needs of the community and surrounding area.

According to the City’s Unified Development Code, Table 5.4 Permitted Uses, Places of Entertainment with no ABC Permit is permitted as a Special Use in the Shopping Center Zoning District, provided that City Council, acting as the Board of Adjustment votes to issue the permit.

Frontage: Property has double frontage and access off of both Spence Ave & Berkeley Blvd.

Area: Suite E & F approximately 2,400 sq feet (combined).

Zoning: Shopping Center

Existing Use: Vacant commercial units, upfit required.

The City’s Land Use Plan locates this parcel within the Commercial land use designation. This designation was given based off of proximity to existing major transportation corridors and commercial development. The designation encourages in-fill development at existing commercial sites.

According to the Unified Development Ordinance, a Special Use Permit is required to establish a Place of Entertainment (no ABC Permit) in the Shopping Center Zoning District. The applicant is proposing that this use would operate as a flexible space that may be rented and used for entertainment purposes as well as a space that could be rented for conferences and large meetings. The space would not be permitted to allow for alcohol sales. If the Special Use is approved, the use will be required to go through Site Plan review and comply with any applicable requirements listed in the UDO.

Business Hours: Sunday-Saturday 8:00 AM – 12:00 midnight

Employees: 5 (volunteer employees included in this number)

There were no comments or concerns generated in the TRC review period.

Staff is recommending a condition be that a shared parking Agreement (per Section 6.1.6 of the Goldsboro UDO) be made between AVI Investment, LLC and one of the adjacent commercial properties in order to accommodate for the additional parking that is required for this use that is not currently existing on Tax Parcel # 3519321795.

It was recommended that after Public Hearing is closed, City Council shall enter into deliberation and vote on each of the four findings in order to determine whether or not the Special Use Permit shall be issued. See the attached worksheet for the four findings to be voted on and staffs comments related to each finding.

Councilman Gaylor asked for clarification of who would be responsible to obtain the shared parking.

Austin Brinkley, Assistant Planning Director, stated that: The way it is worded, AVI Investments is to organize the shared parking agreement with the adjacent parcel, that being they are the ones responsible for that agreement, knowing that the tenant occupying it has that agreement in place, rather than leaving it up to a tenant. We do have specific standards for that agreement in the UDO.

Councilman Gaylor asked if there was any authority to require AVI to make an adjustment, given that they had to build a certain number of spaces on the front end for the development.

Austin Brinkley, Assistant Planning Director: So, there is not any more space on that parcel to add any more additional parking. The UDO does allow shared parking to take place whenever it is present on other properties, so the existing parking there could accommodate for it.

Councilman Gaylor asked if that would be on the Northern side over by Pet Supplies Plus.

Austin Brinkley, Assistant Planning Director: Yes sir. So, on either one really, whoever they enter into a contact with to accommodate for it.

Councilman Gaylor: And if the neighbor says no?

Austin Brinkley, Assistant Planning Director: If the neighbor says no, the use can't occupy those units because they don't have valid parking for it.

Mayor Ham: So, you would deny it based on that.

Austin Brinkley, Assistant Planning Director: We wouldn't issue staff approval.

Councilman Gaylor asked roughly how many additional parking spaces do you suggest they need.

Austin Brinkley, Assistant Planning Director: For a place of entertainment the UDO requires around 70 for this size of place of entertainment.

Councilman Gaylor: So how many spaces in the existing development, roughly would you count towards a 70 or they going to have to get 70.

Austin Brinkley, Assistant Planning Director: No, they don't have to get 70 from somewhere else. The way the UDO reads, whenever certain businesses close down, you can occupy a certain percentage of their space. So, they would be able to accommodate some of their parking on site. Just not 100% of the parking on site.

Councilman Gaylor: So, it's kind of a floating number, depending on the circumstances of the moment.

Austin Brinkley, Assistant Planning Director: Yes.

Mayor Ham opened the public hearing. The following person spoke:

1. Manoj Bhatia, AVI Investments, LLC., spoke on behalf of Treda Oates, asking Council to reconsider the shared parking requirement:

Manoj Bhatia: Good evening, sorry for trying to jump in early before Austin did. I'm the owner of AVI investments. I'm trying to talk on behalf of Treda Oats. I'm from Raleigh, NC. The space that you saw, if you can see on the map right there, we have close to 210 spaces. We have three restaurants and a coffee shop. Majority of, because of the pandemic, you see a majority of the restaurants are going through a QSR service where it's a quick service restaurant where you get more takeouts than what's actually needed. With that being said, our tenant, Treda Oates, is a small business owner out of South Carolina. Her daughter is based in Raleigh, NC, and she's an event planner in Raleigh and she said there's a big demand for this space over here for birthday parties. She gets requests on a frequent basis, but nothing to serve over here. Treda is coming up, moving up from South Carolina to help her business, grow this business over here. What I'm asking is to reconsider the parking request, because if you go at any time; I've been there daytime, nighttime, evening, weekends. That parking lot is empty majority of the time. Asking my neighbors with Planet Fitness or Hobby Lobby, and we're trying to get in touch with them, trying to understand how the whole situation worked. This was brought to me over the last week, week and a half. Big tenants like Hobby Lobby, Planet Fitness, Harbor Freight, they have a contract where they are asked to provide a certain amount of parking spots. We're not doing that; we are just a small business. We encourage small business, and we want more small businesses to come to our shopping center. Our businesses, with Wingstop, the person Kirk is from Raleigh, Noah is a local guy who owns the Laughing Owl. We have Jack who is moving from Raleigh opening up foot reflexology, Barry has moved down from Pittsburgh. Treda is moving from South Carolina. I've got Amy who does the coffee shop and I've got Little Caesars, that's a big franchise over there. So, I'm requesting if you guys can reconsider not putting the stipulation of the parking. I know the UDO does say 75. I don't see my parking being used ever to that full extent. We have 210 spaces that can accommodate a lot of people in that area.

Mayor Pro Tem Polack: I have a question.

Manoj Bhatia: Sure.

Mayor Pro Tem Polack: I'm not as concerned with the parking as I am with the employees and supervision you have. I don't know if you were here when we were talking about the situation that happened with the young lady that was killed.

Manoj Bhatia: Yes.

Mayor Pro Tem Polack: You're talking about people from South Carolina, Raleigh, and all that, which I'm understanding they're coming here or whatever, but I saw you, on the previous slide I think, 5 employees. Is there



going to be someone there as a representative at all events that you're hosting, and how is it going to work as far as how you run your business? That's my question.

Manoj Bhatia: So, I'm the property owner from the tenant who is going to be there. From my conversations with her, she is going to be present during the events that are going to be handled.

Mayor Pro Tem Polack: Now let me ask you, is she going to be able to secure that facility. I mean, I don't, I'm just thinking outside the box, being proactive as we've said. I want to make sure, because as you see we have a limited space for people to use in this area. So being that one possibly maybe just be getting shut down when it's going to open, hopefully your business, but I just want to make sure that we have everything in place to prevent something of this magnitude that just occurred. So, I just want to be, you know, proactive.

Manoj Bhatia: I completely understand.

Mayor Pro Tem Polack: So, I just want to ensure, because the proposal that was done by the gentleman we spoke of earlier. He proposed all this grandiose idea of security and this and that, so I just want to be sure that moving forward that, you know, we're conscious of what's going on, and I just want to make sure that before we approve, that we know what we're dealing with as far as security and things of that nature, not just parking but other issues that go along with it.

Manoj Bhatia: Absolutely. As we purchased this property in 2018, this was when the Kmart existed at that time. We had a vision that the property wasn't being used properly, the parking was completely blocked off, you could not get onto our property from that center, you had to go around to Spence. We made a decision to open it up at our expense. The previous owners did not do any development. They were an ownership group out of New York. We decided to, you know, take it into our own hands and build it completely out to make it more accessible for folks to come in here. One of the things that, there are certain businesses that are calling our attention, and we have said no to them over and over and over again, because we understand the kind of crowd they attract. This is a family-based center, Dana, who is with Fantastic Sam's, Kirk who is with Wingstop; they are great partners with us, they keep eyes over there. We work with Wayne Realty, with Bob Logan and April Womble. They are there on a frequent basis checking out the property. I am there on a weekly to biweekly basis checking on the property and the condition on different times of day. As it concerns to what occurred last week, our permit for Treda Oates, this is, she runs a daycare, so I am trusting her on the way she runs her operations as a daycare and her daughter too as she does her operation in Raleigh as an event planner, to carry on the same principles of running a business here. Again, the permit is also without an ABC license as well, so we're trying to keep it as simple as possible, attract the right kind of crowd, make it a family related environment. My wife is a commercial broker in Raleigh and she's trying to get people to come look at Goldsboro from a different perspective, just being an hours drive. I think this is a community that people are sleeping on.

Mayor Pro Tem Polack: Thank you, Sir.

Councilwoman Jones: Well, I know that we're trying to be extremely cautious, and I don't know if this is an appropriate question, but I'm going to ask it anyway, maybe leaning kind of toward what Councilman Polack has said, but the lady that's going to be renting out, in her contract where she has the number of persons that are, will it be limited, since we don't, you can only have 70 spaces. So, in your contract where you talk about the limits per individuals per event, will you have that in your contract, and you know security, or how you're going to do that, as well as medical?

Manoj Bhatia: Sure. You know, I can ask that. I can put it in the contract. If you look at the space that way, she had designed the space, that's, you're asking 70 spaces to be filled out for a small event space that can hold between 30 to 50 people at the most, with tables and everything set in there. The UDO is the way the UDO reads, but if you look at the way she has designed the space, I don't see more than 25-30, if more, if not 50 people show up, and if I'm doing a basic math, I'm seeing between 15 to 20 cars at the most show up and I can get it into the contract where it says it has to be less than 75 cars based on the UDO, and I think she will be more than happy to sign that to say this is less than 75 cars.

Councilwoman Matthews: I have a quick question. I won't keep you long. So, you were saying originally that there's about 210 spaces.

Manoj Bhatia: 210 spaces.

Councilwoman Matthews: So, just so I'm clear, so, what we're saying is we're asking, AVI?

Manoj Bhatia: AVI. That's my son's name,

Councilwoman Matthews: OK, we're asking AVI to say; this new business owner along with the other businesses in that area to share parking.

Austin Brinkley: We're asking for him to have a contract agreement with an adjacent property to provide for parking, for this new proposed use that's going here, because the existing spots cannot accommodate a use of that volume. Typically, a place of entertainment like that would sit on a parcel by itself as a standalone use, or it would be, kind of where Dunham's is there, being the primary attractor to that center. Where in this case, a lot of this parking is already compromised. I do agree with what he says; you ride by that parking lot, it's not ever full, but we're bound to operate within the UDO, as far as what it requires based off the numbers. The shared parking is a way to make this work for him, but you have to, it has to be provided on that adjacent parcel.

Councilwoman Matthews: I'm sure you understood that, but thank you for, thank you for breaking that down for me again. So, I'm asking you if that's a matter of it being accepted or denied, is that something that you can do to get that?

Manoj Bhatia: We have already reached out to the representatives of the adjacent shopping centers, both are REITs, they are national REITs, I don't think they care about my little time, and seeing why they should they share space with me seeing that even though we have space available on our parking. They don't want to be held and get into a contract saying, hey you need to get parking from us even though you have parking. I don't know what the legal language how it'll spell out. I could put something in Chat GPT and spit something out real quick, but I don't think they want to hear that hey, you have parking and you still want my parking. That's kind of the sense that I'm going with is, we are never full. I mean, even on busy days that I see, less than 1/3 of that parking lot is filled up. I can get, as Ms. Jones said, I can get into a contract with Miss Oates and say: hey, you will not use more than 30 vehicles or whatever the number that we feel is comfortable over here for an event. Wingstop, Little Caesars, are takeout businesses; Coffee shops is a takeout business; haircuts are 15 minutes at the tops. So, there's not a lot of parking used at our space right now.

Mayor Ham: Thank you, sir.

Manoj Bhatia: Thank you.

No one else spoke and the public hearing was closed.

Council discussed the venue and parking situation of the center.

Councilman Gaylor made a motion to continue the public hearing to the next council meeting on May 1, 2023. The motion was seconded by Councilwoman Matthews. Council discussed what could be done between now and the next meeting to help with the situation. The motion carried unanimously.

**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. Councilman Broadway moved the items on the Consent Agenda, Items J-Q and S-V be approved as recommended by the City Manager and staff. The motion was seconded by Mayor Pro Tem Polack, and a roll call vote resulted in all members voting in favor of the motion.

The items on the Consent Agenda were as follows:

**Operating Budget Amendment FY22-23. *Ordinance Adopted.*** Council adopted the FY22-23 annual operating budget on June 20, 2022.

#### **Goldsboro Event Center**

Ms. Felicia Brown, Parks and Recreation director, requested an appropriation of \$7,500 for additional part time salaries needed to handle events at the Goldsboro Event Center through the end of the fiscal year. Event center rental have outpaced budgeted revenues of \$44,000 by over \$40,000. The additional part time salaries will be funded with an increase in building rentals revenue.

#### **Multi-Peril Insurance – General Fund**

During the FY23 budget process, staff must estimate premiums in early February. Due to changes in rates and changes in exposures, the actual cost may vary from organization to organization. Several organizations in the General Fund were short in the budgeted estimated amount by a significant difference. The GEC, Information Technology, Public Works Administration, Building and Grounds, Solid Waste, Parks and Recreation, and Police are included in this additional appropriation of multi-peril insurance expense, and this will be funded with an additional appropriation of interest income revenue in the General Fund.

#### **Finance**

There are several line items in Finance requiring additional expenditure appropriation. Finance manages the payment of unemployment claim reimbursement to the Employment Security Commission, and there were quite few more claims than in the prior fiscal year. The budget was based on the prior year actual of \$500, and actual claims were received of approximately \$8,200.

It is expected that the first billing of the FY22 audit will be received in FY23 and the funds budgeted in the current year will be used to pay for the FY21 audit. An additional appropriation of \$22,000 is requested to pay for the first billing of field work.

The Finance department has been responsible for the administration and program management of the ARPA grant funding. An additional appropriation is requested so that we can finish the ARPA record keeping that is required by Uniform Guidance in order to comply with the grant. An additional appropriation of \$22,300 is requested. We anticipate that all grant paperwork will be completed by the end of FY23.



In preparing the June 30 estimates of revenue for the General Fund, it is expected that the NCVTS fees will be slightly short of the budgeted expense in the amount of \$5,890.

On July 7, 2022 the legislature enacted SL2022-53 which made significant changes to N.C. G.S. §159-29 Fidelity Bonds which require the Finance Officer and the Tax Collector to be bonded. The threshold was raised from \$50,000 to an amount equal to 10% of the unit’s annually budgeted funds, up to \$1M bond. The City falls into the category which requires the \$1M bond. An additional appropriation is required to fund the additional cost of premiums for the Finance Director and Tax Collector in the amount of \$6,760.

The additional expense appropriations listed above for Finance will be funded with an appropriation of interest income revenue.

**Police**  
Chief Mike West has requested an additional appropriation to fund the upfit of police cars in the amount of \$63,720. The upfit will be performed on (2) 2022 Ford Police Interceptors, (2) Ford Mustang, (2) Chevrolet Tahoes, (1) Ford Bronco. The expense appropriation will be funded with an appropriation of insurance proceeds revenue.

**Stormwater Fund – Transfers**  
The final appropriation necessary to pay for the stormwater assessment being conducted by CDM Smith is required in FY23 in the amount of \$221,495. This will be funded with an appropriation of fund balance from the Stormwater Fund.

An analysis of fund balance appropriated in the Stormwater Fund is presented below:

Date	Description	Adopted
6/20/2022	Ord 2022-31 FY22-23 Adopted Budget	\$ -
8/15/2022	FY21-22 Purchase Order Rollovers	62,900.00
	Current Year Appropriations	\$ 62,900.00
4/17/2023	Stormwater Assessment (CDM Smith) T2201	\$ 221,495.00
	Proposed	\$ 284,395.00
	Current Year with Proposed	\$ 347,295.00

**Compost – Utility Fund**  
Previously, Mr. Bert Sherman, Public Utilities Director presented an item for approval for the purchase of a tandem dump truck for the Compost facility in the amount of \$171,000. This will be funded with an appropriation from the Utility Capital Reserve.

**Travel & Tourism – Occupancy Tax**  
The Travel and Tourism department received a reimbursement of \$5,037.15 from the NC Tennis Association in November, 2022 for event costs related to the tennis event held here in Goldsboro. The revenue will be appropriated as a local grant and will fund additional event costs incurred by Travel and Tourism.

It was recommended that the City Council, by motion, adopt the following entitled Ordinance to amend the FY22-23 Operating Budget for the General Fund, Stormwater Fund, Utility Fund, and Occupancy Tax Fund. Consent Agenda Approval. Broadaway / Polack (7 Ayes).

*ORDINANCE NO. 2023-19 “AN ORDINANCE AMENDING THE BUDGET ORDINANCE OF THE CITY OF GOLDSBORO FOR THE 2022-23 FISCAL YEAR”*

**Grant Project Budget Amendment for the Stormwater Capital Projects Fund (T2201) Ordinance Adopted.** 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. At the September 6, 2022 Council approved the addition of funding from the FY23 adopted budget ordinance from the Stormwater Fund.

Attached is an ordinance amending the Stormwater Capital Project Fund to appropriate revenue from a transfer from the Stormwater Fund for the remaining costs approved for the stormwater mapping assessment by CDM Smith in the amount of \$221,495. In addition, the Vine Street project was completed with a total cost of \$26,465.01, and the remaining balance of \$13,534.99 is being transferred to the stormwater mapping and GIS overlay project.

It was recommended that the City Council, by motion, adopt the following entitled amendment to the Stormwater Capital Project Fund (T2201). Consent Agenda Approval. Broadaway / Polack (7 Ayes).

ORDINANCE NO. 2023-20“AN ORDINANCE AMENDING THE GRANT PROJECT FUND FOR THE STORMWATER CAPITAL PROJECT FUND (T2201)”

**Grant Project Budget Ordinance for the State Grants Miscellaneous Grant Project Fund (G1109) Ordinance Adopted.** The North Carolina General Assembly adopted the FY23 budget earlier this fiscal year. The budget included a grant for the City of Goldsboro for \$150,000 split between capital improvements or equipment of \$100,000 and parks and recreation \$50,000. At the November 7, 2022 Council meeting, Council approved 2 resolutions to accept both awards.

The Parks and Recreation Director, Ms. Felicia Brown, has completed and submitted the scope of work. The North Carolina Office of State Budget and Management has approved the scope and has executed the grant agreement with the City of Goldsboro. Funding was received after execution of the agreement in the amount of \$50,000 on February 15, 2023. At this time, Ms. Brown has requested an appropriation of the expenditures in accordance with the scope of work so that she and her staff may begin fulfilling the terms of the agreement in a timely manner. In accordance with the grant agreement, these funds are being accounted for in a grant project ordinance.

It was recommended that the City Council, by motion, adopt the following entitled Ordinance creating the State Grants Miscellaneous (G1109). Consent Agenda Approval. Broadaway / Polack (7 Ayes).

ORDINANCE NO. 2023-21 “AN ORDINANCE CREATING THE GRANT PROJECT FUND FOR STATE GRANTS MISCELLANEOUS(G1109)”

**Nonprofit Funding Policy (FINPOL-N001) Amendment. Resolution Adopted.** In the FY2022-23 budget process, the City initiated changes to implement a more formal process to apply, approve and fund nonprofits performing contracted services for the City.

At the January 15, 2023, Council approved resolution to adopt a nonprofit funding policy.

At this time, it is necessary for Council to amend the attached Nonprofit Funding Policy (FINPOL-N001) for the requirement of audits for NPO’s that receive more than \$200K in revenue each year as approved at the February 22, 2023 Council retreat. This decision affects the FY23 NPO funding. The policy will be amended in FY24 to reflect the changes approved by Council at the April 3, 2023 meeting.

It was recommended that the City Council, by motion, adopt the following entitled Resolution to amend the Nonprofit Funding Policy (FINPOL-N001). Consent Agenda Approval. Broadaway / Polack (7 Ayes).

RESOLUTION NO. 2023-31 “RESOLUTION AMENDING POLICY FOR NONPROFIT FUNDING (FINPOL-N001)”

**Dillard/Goldsboro Alumni Parade – Temporary Street Closure. Application Approved.** The Dillard-Goldsboro Alumni & Friends, Inc. 68th Homecoming has events scheduled through the weekend to include the Dillard/Goldsboro Alumni & Friends, Inc. Annual Homecoming Parade.

The street closing request for Saturday, May 27, 2023 is as follows:

Parade Route: North on Center Street at Spruce Street to Mulberry Street, going around the traffic circle heading South on Center Street back to Spruce Street, ending at Spruce Street.

Staging Areas (streets closed for staging): Pine Street between James Street and John Street; Spruce Street between James Street and Center Street; Center Street between Elm and Center Streets.

Additional Closures recommended by the Police Department to manage traffic flow will encompass: Mulberry Street from James Street to John Street; Walnut Street from James Street to John Street; Chestnut Street from James Street to John Street; Spruce Street from James Street to John Street; Pine Street from James Street to John Street; and Center Street at Elm Street.

Parking Restrictions: No parallel parking on Center Street from Pine Street to Ash Street. The time requested for the street closing is from 8:00am to 11:30am. Police have indicated that traffic will be restricted from 7:00am until 9:30am and all traffic stopped at 9:30am. The actual parade will begin at 10:00am and end at approximately 11:30am.

As with all downtown events, affected city departments will be contacted and the following concerns are to be addressed:

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



It was recommended that Council, by motion, grant the requested temporary street closures of the sections of Pine Street, John Street, Center Street, James Street, Spruce Street, Chestnut Street, Walnut Street, and Mulberry Street for the Dillard-Goldsboro Alumni & Friends, Inc. 68th Homecoming Parade staging area and parade route from 8:00am to 11:30am on Saturday, May 27, 2023, as stated above. Consent Agenda Approval. Broadaway / Polack (7 Ayes).

**Jamz Out Juneteenth – Temporary Street Closure. *Application Approved.*** A celebration of Freedom – Music artist, bouncy houses, vendors and food trucks.

The event will be hosted at The HUB and Freedom Field from 3:00pm – 8:00pm on June 17, 2023. The event is sponsored by Curtis Media Group, and they are requesting the closure of the southbound and northbound lanes of South Center Street from Chestnut Street to Elm Street from 12:00pm – 8:30pm.

As with all downtown events, affected city departments will be contacted and the following concerns are to be addressed:

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

It was recommended that Council, by motion, grant the requested temporary closing of S. Center Street from Chestnut Street to Elm Street as stated above. Consent Agenda Approval. Broadaway / Polack (7 Ayes).

**Center Street Jam Concert Series – Temporary Street Closure. *Application Approved.*** The City of Goldsboro’s Downtown Development Dept., in conjunction with the Downtown Goldsboro Development Corporation looks forward to hosting the annual Center Street Jam Summer Concert Series. The Center Street Jam is a community-favorite event, bringing crowds of 1500 – 3500 to enjoy live music, fellowship and food from local vendors. As always, Center Street Jam concerts are free, family-friendly and open to the public.

The events will be hosted every other Thursday from 6:00pm – 9:00pm at The HUB in the 200 block of South Center Street. Event dates are May 4th, May 18th, June 1st, June 15th, June 29th, July 13th, July 27th, and August 10th. For the safety of event-goers, the Downtown Development Department and DGDC are requesting the closure of the northbound lane of South Center Street from Spruce to Chestnut and a partial closure of East Chestnut from Center Street to the Chestnut Street PD parking lot entrance from 4:00pm – 9:30pm.

As with all downtown events, affected city departments will be contacted and the following concerns are to be addressed:

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

It was recommended that Council, by motion, grant the requested temporary closing of the northbound lane of South Center Street from Spruce to Chestnut Street and a partial closure of East Chestnut Street from Center Street to the Chestnut Street PD parking lot entrance, as stated above. Consent Agenda Approval. Broadaway / Polack (7 Ayes).

**Set Public Hearing - Contiguous Annexation Petition – Perry Real Estate Group – Located at the intersection of New Hope Rd. & Hare Rd. *Public Hearing Set.***

Tax Parcel #: 3610839018 & 3610828686

Acreage: 32.70 acres

The City Council, at their meeting on April 3, 2023, requested that the City Clerk examine the voluntary contiguous annexation petition for sufficiency.

On April 4, 2023, the City Clerk completed the examination and determined that the petition is sufficient. Sufficiency indicates that all property owners have signed the petition for voluntary annexation and that all information listed upon the application is accurate.

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

The attached Notice of Public Hearing would schedule May 1, 2023, as the date for the public hearing. A report prepared by the Planning Department, in conjunction with other City departments, will be submitted to the Council on that date.

It was recommended that Council, by motion, schedule a public hearing for the proposed voluntary contiguous annexation of Perry Real Estate Group, Tax Parcels 3610839018 & 3610828686 for May 1, 2023. Consent Agenda Approval. Broadaway / Polack (7 Ayes).

**SU-3-22 – Gregory Sakas (Retail Sales) 4265 E. US Hwy 70. *Approved.*** This Special Use Permit was DENIED by City Council on May 2, 2022. The decision of the City Council was appealed to the Superior Court of Wayne County and the denial was reversed by the Superior Court. The Superior Court of Wayne County has ORDERED Council to APPROVE SU-3-22, this is not eligible for further deliberation or discussion. Mayor Ham shall sign the order. Consent Agenda Approval. Broadaway / Polack (7 Ayes).

**Use of Public Utilities Capital Reserve to fund the purchase of a replacement Dump Truck for the Compost facility. *Resolution Approved.*** Currently the City owns a 2003 Sterling Dump Truck assigned to the Compost facility. This Dump Truck is an essential piece of equipment that transports biosolids from the WRF to the Compost facility.

The Dump Truck needs replacement, due to age, milage (134,041 miles) and constant repairs. Staff is requesting \$171,000 out of the Utilities Capital Reserve to fund the replacement of the Compost Facility Dump Truck. The current estimated delivery for trucks is two years. Pricing for a tandem axle dump truck was received from Piedmont Trucking under the NC Sheriff’s Association competitive bidding group Heavy Equipment Procurement Program Bid 22-06-0426R.

Staff recommended that the Council approve the use of the Public Utilities Capital Reserve fund in the amount of \$171,000 to purchase a tandem axle dump truck for the Compost Facility. Consent Agenda Approval. Broadaway / Polack (7 Ayes).

*RESOLUTION NO. 2023-32 “RESOLUTION OF INTENT TO PURCHASE USING PROCUREMENT EXCEPTION”*

**Fleet and Fuel Policy. *Resolution Adopted.*** This policy details the management, operations, and maintenance of City of Goldsboro (City) government owned and leased vehicles and motorized equipment (fleet), and the associated fuel procedures, to ensure a safe work environment for employees, a positive public image, and protect against liability.

The City Manager, in coordination with department heads, is responsible for the development and implementation of this policy. Department heads are responsible for the policy tasks and the development and implementation of appropriate department standard operating procedures.

Department heads will authorize and assign the use of all City-owned or leased vehicles assigned to their department to an employee or divisional supervisor via the Fleet and Fuel Policy Acknowledgement Statement and the Department Fleet Assignment List. Take-home vehicles for emergency on-call employees must be approved by the City Manager.

This policy covers: Take Home Vehicles, Inclement Weather, Accident/Crash Actions and Reporting, Drug Tests, Key (Fob) Responsibility, Maintenance, Employee Accountability, Moving Violations, Equipment Citations, Insurance Reporting, Insurance on Rented Vehicles and Motorized Equipment, Driver Training, Vehicle and Motorized Equipment Replacement, Use of City Fuel Pumps, and Duty to Notify of Fraud, Waste or Abuse.

It was recommended that Council approve the following entitled Resolution adopting the Fleet and Fuel Policy. Consent Agenda Approval. Broadaway / Polack (7 Ayes).

*RESOLUTION NO. 2023-33 “RESOLUTION ADOPTING THE FLEET AND FUEL POLICY”*

**Departmental Monthly Reports. *Accepted as Information.*** The various departmental reports for March 2023 were submitted for Council approval. It was recommended that Council accept the reports as information. Consent Agenda Approval. Broadaway / Polack (7 Ayes).

**End of Consent Agenda.**

**City Manager’s Report.** Tim Salmon, City Manager, shared his condolences to the families and friends of the shooting victims from the event on the 12<sup>th</sup>, and of Aubry Redding on the 15<sup>th</sup>. He thanked the community for coming out for their vigil and march; community policing involves the community not just the police. Tim, Salmon, City Manager, also stated that there are several openings in the Police Department and asked citizens to consider applying. He thanked the Goldsboro Police Department for their service.

Tim Salmon, City Manager, stated that there is a system development fee that went out for public review for the next 45 days, as well as the annual action plan deals with a lot of HUD homes and CDBG funding that is out for public comment for 30 days; they can be found on our home page under important announcements. He also stated that information will soon be posted for our spring clean-up on May 6<sup>th</sup>; if people would like to sign up and be part of that it would be much appreciated.

**Mayor and Councilmembers’ Comments.**  
Councilman Batts stated that his heart goes out to the family of the young girl that was murdered.

Councilman Gaylor stated that having to be reminded about a second shooting says it all. He stated that an amazing job was done on the vigil and there was an amazing gathering tonight. Councilman Gaylor stated we have an amazing police force, and asked for those that were there to say something, because the Police Departments hands are tied if they do not get any information on what happened.

Councilwoman Matthews had no comment.

Mayor Pro Tem Polack thanked everyone that came out tonight. He stated that we need to continue the conversation and uplift the community; we need to work collectively and unite, not separate. We need to use this as a template for moving forward; to do something positive and be proactive before the next tragedy.

Councilman Broadway thanked everyone that came out tonight. He stated that the entire nation is frustrated with the gun violence, and we need to join together as a community. He also asked, if you see something, say something.

Councilwoman Jones stated that we need to be proactive; we need to put the action in proactive. She stated that there will be a proposal for a day camp and summer camp, and suggested that is where the City’s money needs to go; into our youth, our children, and our community.

Mayor Ham also thanked everyone that came out tonight; it was a good show of force in trying to change the situation. He stated that it is going to take individual effort, and invited the Councilmembers and staff to listen to any ideas that citizens may have. Mayor Ham stated that we are going through budget recommendations now, so if we want to redirect NPO funds, we need to think about it quickly; we need to give thought, but do not need to delay. He stated that we need to have communication in the next 7-10 days, not wait until the next council meeting to come up with a plan. He also asked if the Councilmembers had any further comments.

Mayor Pro Tem Polack asked if a date needed to be set. Mayor Ham stated that a time needed to be set to listen, not a formal council meeting.

Councilwoman Matthews discussed a program in Fayetteville in which the City listened to pitches from crime prevention programs to determine who to fund. She also suggested a meeting of the minds to determine the structure for moving forward. Mayor Ham asked if she meant having a working session to discuss our resources and limitations. Councilwoman Matthews confirmed that was correct; in order to determine what they would do as a Council.

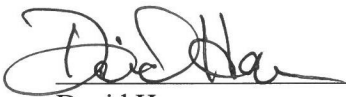
Tim Salmon, City Manager, proposed that Councilmembers discuss the situation offline, and announce a date at another time.


Mayor Ham and Councilwoman Matthews agreed that the districts could be polled, and ideas submitted to the City Clerk over the next week, then consolidated and sent to Councilmembers for review and consideration; then a date could be determined for Council to meet and discuss.

Mayor Ham stated they would end that discussion for now. He also reminded Councilmembers to respond to an email from Sherry Archibald concerning NPO Funding.

There being no further business, Mayor Ham adjourned the meeting at 9:31 p.m.



  
David Ham  
Mayor

  
Holly Jones  
Deputy City Clerk