MINUTES OF THE MEETING OF THE GOLDSBORO CITY COUNCIL SEPTEMBER 5, 2023

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 September 5, 2023.

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

Roll Call.

Present: Mayor David Ham, Presiding

Mayor Pro Tem Brandi Matthews Councilwoman Hiawatha Jones Councilman Bill Broadaway 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

Adoption of the Agenda. Councilwoman Jones requested that Item D, Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 200 N. Carolina Street to Housing Authority of the City of Goldsboro, be moved to Items Requiring Individual Action. Upon motion of Councilwoman Jones, seconded by Councilman Broadaway, and unanimously carried, Council adopted the agenda as amended.

Old Business.

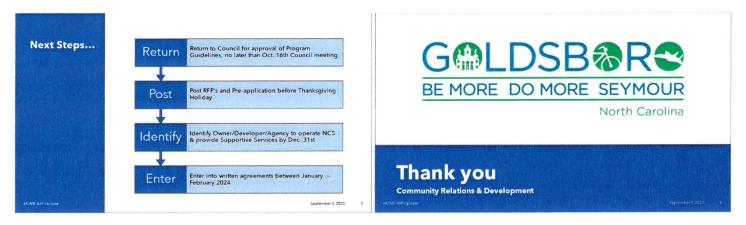
HOME-ARP Update The item was presented by Felecia Williams, Community Relations & Development Director.

The City has been allocated \$907,913 of HOME-ARP funds by the U.S. Department of Housing and Urban Development (HUD) to assist individuals or households who are homeless, at risk of homelessness, and other vulnerable populations.

Community Relations & Development staff is providing Council with an update on HOME-ARP funding processes, initiatives, and next steps.

There is no action needed of City Council.

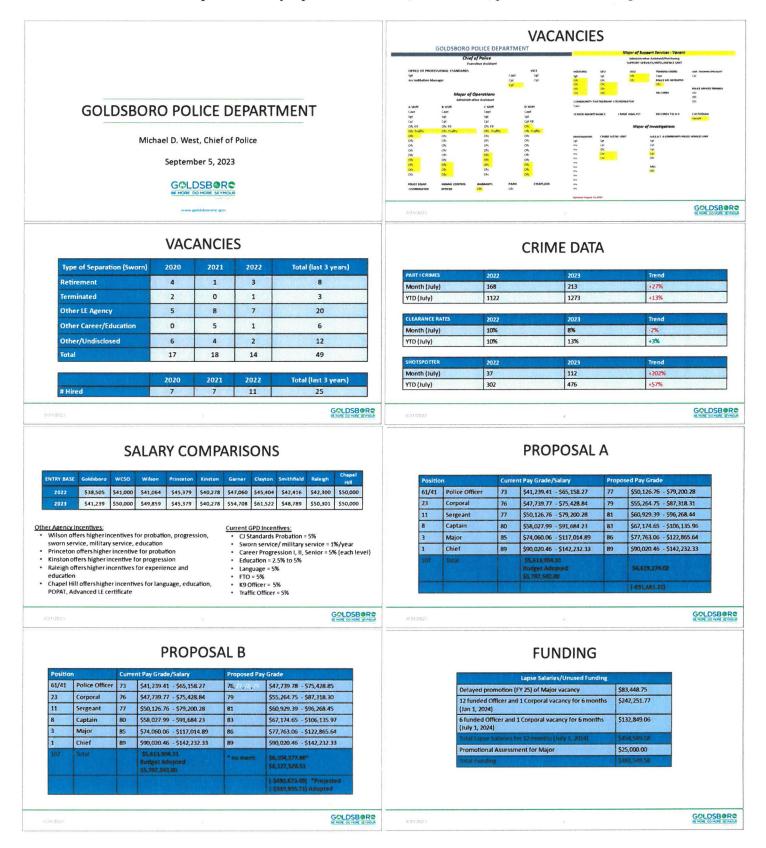




Mayor Ham asked that the Council be kept appraised of where they were on the line items.

Tim Salmon, City Manager, provided an introduction to the Police and Fire pay options being presented for Council consideration. Staff will bring a resolution for Council approval to the September 18th meeting, if so decided.

Goldsboro Police Department Pay Update. Mike West, Police Chief, presented the following:



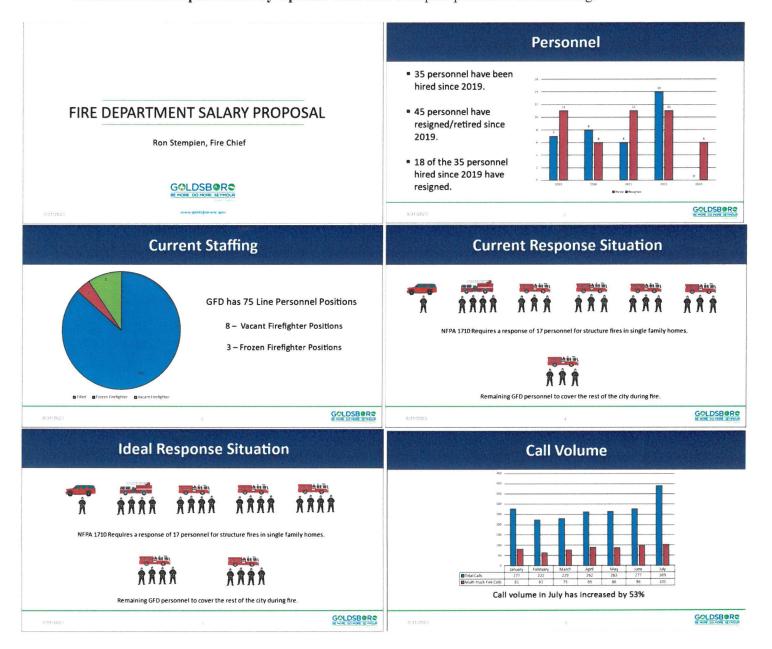
COST PROPOSAL A					COST PROPOSAL B			
FY 24	ADOPTED All positions handed except (20) frozen	PRO	JECTED	DIFFERENCE	FY 24	ADOPTED All positions handed except (70) frozen	PROJECTED	DIFFERENCE
pprox. Salaries July 1- September 30, 2023	\$1,446,898.20	\$1.26	4.585.35	+\$182,312.85	Approx. Salaries July 1- September 30, 2023	\$1,446,898.20	\$1,264,585.35	+\$182,312.85
Approx. Salaries October 1- December 30, 2023 Includes 21:55% increase effective October 1 for all sworn officers, excluding Chief of Police!*	\$1,446,898.20	\$1,462,460.13 Vacant: Major, Corporal, (12) Officers		-\$15,561.93	Approx. Salaries October 1- December 30, 2023 (Includes 10% increase or minimum of new pay grade effective October 1 for all sworn officers, excluding Chief)*	\$1,446,898.20	\$1,350,156.87 Vacant: Major, Corporat (12) Officers	+96,741.33
pprox. Salaries January 1June 30, 2024 includes 21.55% increase and hiring 6 officers January 1)	\$2,893,796.40	\$3,075,099.26 Vacant: Major, Corporal, (6) Officers		-\$181,302.86	Approx. Salaries January 1June 30, 2024 (Includes 10% increase or minimum of new pay grade and hiring 6 officers January 1)	\$2,893,796.40	52,843,342.12 Vecant: Major, Corporal, (6) Officers	+\$50,454.28
otal Approx. Sararies through FY 2024*	\$5,787,592.80		2,144.74	-514,551.94	Total Approx. Salaries through FY 2024*	55,787,592.80	55,458,084.34	+829,508.46
Approx. Benefits July 1 - September 30, 2023	\$416,142.79	\$341,438.04		+\$74,704.74	Approx. Benefits July 1 - September 30, 2023	\$416,142.79	\$341,438.04	+\$74,704.74
pprox. Benefits October 1 - December 30, 2023	\$416,142.79	\$394,864.23 Vacant: Major, Corporal, (12) Officers		+\$21,278.55	Approx. Benefits October 1 - December 30, 2023	\$416,142.79	\$364,542.35	+\$51,600.43
pprox. Benefits January 1-June 30, 2024	\$832,285.58	\$830,276.80 Vacant: Major, Corporal, (6) Officers		+\$2,008.78	Approx. Benefits January 1-June 30, 2024	\$832,285.58	Vacant: Major, Corporal, (12) Officers \$767,702.37	+\$64,583.21
otel Approx. Benefits through FY 2024 +27%; Line Items 1810, 1820, 1821, 1822)	\$1,664,571.16		6,579.07	+597,992.07	Total Approx. Benefits through FY 2024 ?+27%; line Items 1810, 1820, 1821, 1822;	51,664,571.26	Vacant: Major, Corporal. (6) Officers \$1,473,682.76	+190,888.38
otel Salaries and Benefits	57,452,163.96	57,366	8,723.81	+83,440.13	Total Salaries and Benefits	\$7,452,263.96	56,931.267.10	+\$520,396.84
8/31/2022	9			GOLDSB@RC	8/31/2023	10		GOLDSE
COST					QUESTIONS			
FY 25 PROPOSAL A ALL FUNDED (except 20 fro	ozen)	ADOPTED	PROJECTED	DIFFERENCE				
Total Approx. Salaries through FY 2024	\$5,	787,592.80	\$6,626,434.82	-\$838,842.02	Therefore	£	·	
Total Approx. Salaries through FY 2024 Total Approx. Benefits through FY 2024 {+27%; Line Hems 1810, 1820, 1821, 1822}		,787,592.80 ,664,571.16	\$6,626,434.82 \$1,789,137.40	-\$838,842.02 -\$124,566.24	Thank you	for your t	ime.	
Total Approx. Benefits through FY 2024	\$1,				Thank you	for your t	ime.	
Total Approx. Benefits through FY 2024 [+27%; Line Items 1810, 1820, 1821, 1822]	\$1,	,664,571.16	\$1,789,137.40	-\$124,566.24		for your t		
Total Approx. Benefits through FY 2024 [+27%; Line Items 1810, 1820, 1821, 1822]	\$1, \$7.	,664,571.16	\$1,789,137.40	-\$124,566.24	Chief Mid	chael D. W	/est	
Total Approx. Benefits through FY 2024 (+27%; Line Items 1810, 1820, 1821, 1822) Total Salaries and Benefits	\$1, \$7, zen)	,664,571.16 ,452,163.96	\$1,789,137.40 \$8,415,572.22	-\$124,566,24 -\$963,408.26	Chief Mic	chael D. W	est gov	
Total Approx. Benefits through FY 2024 (+27%; Line Items 1810, 1820, 1821, 1822) Total Salaries and Benefits FY 25 PROPOSAL B ALL FUNDED (except 20 fro	\$1. \$7. zen) \$5.	,664,571.16 ,452,163.96 ADOPTED	\$1,789,137.40 \$8,415,572.22 PROJECTED	-\$124,566,24 -\$963,408,26 DIFFERENCE	Chief Mic	chael D. W	est gov	
Fotal Approx. Benefits through FY 2024 {+27%; Line Items 1810, 1820, 1821, 1822} Total Salaries, and Benefits FY 25 PROPOSAL B ALL FUNDED (except 20 fro- total Approx. Salaries through FY 2024 Total Approx. Benefits through FY 2024	\$3, \$7, zen) \$5, \$5,	,664,571.16 ,452,163.96 ADOPTED ,787,592.80	\$1,789,137.40 \$8,415,572.22 PROJECTED \$6,127,528.54	-\$124,566.24 -\$963,408.26 DIFFERENCE -\$339,935.74	Chief Mic	chael D. W	est gov	
Total Approx. Benefits through FY 2024 [+27%; Line Hems 1810, 1820, 1821, 1822] Total Salaries and Benefits FY 25 PROPOSAL B ALL FUNDED (except 20 fro Total Approx. Salaries through FY 2024 Total Approx. Benefits through FY 2024 [+27%; Line Hems 1810, 1820, 1821, 1822]	\$3, \$7, zen) \$5, \$5,	,664,571.16 ,452,163.96 ADOPTED ,787,592.80 ,664,571.16	\$1,789,137.40 \$8,415,572.22 PROJECTED \$6,127,528.54 \$1,654,432.71	-\$124,566.24 -\$963,408.26 DIFFERENCE -\$339,935.74 +\$10,138.45	Chief Mic	chael D. W	est gov	

Mayor Pro Tem Matthews asked if a new officer coming in would make more than a Major. Chief West stated that both options address compression, though option A may address it better.

Mayr Ham asked if this increase is on top of what was approved in this year's budget. Chief West confirmed it is.

Councilwoman Jones stated that Congressman Wiley Nickel would be willing to sit down with Chief West, the Mayor, and the City Manager to discuss grants that may be available. Chief West stated that he would be willing to meet.

Goldsboro Fire Department Pay Update. Chief Ron Stempien presented the following:





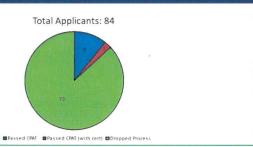


Effects of Personnel Shortage

- · Decrease safety of responders and citizens
- · Special teams hindered
- · Patient care diminished
- · Makes obtaining training requirements more difficult
- Low morale

GOLDSBORC

Hiring Stats for Current Process





Current Pay Scale in Eastern NC

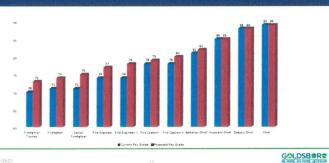


Proposed Pay Scale Option A (Certified Firefighters)



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Proposed Pay Grade Option A



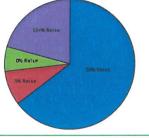
Pay Increases Option A **Cost and Funding Option A**

- 7 Personnel will receive a5% Raise
 This includes the 3 Battalion Chiefs, 3 Assistant Chiefs, and Deputy Chief.

- 17 Personnel will receive<u>ncer 10%</u> to bring them up to the bottom of their new pay scale.

 This includes 15 firefighter positions and 2 Engineer
- positions.

 This brings the firefighter starting pay to a competitive level with surrounding departments.



October 4, 2023 (Option A - 1) \$290k 5369k 5199k 5252k

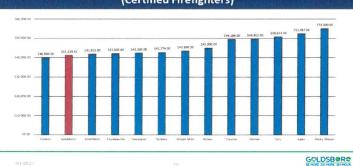
*Full year cost: \$397k (without benefits), \$504k(with benefits)
*Projected annual Inspection/Fire Alarm revenues: \$76k

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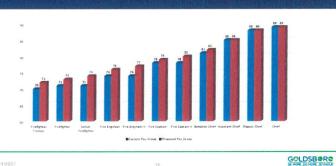
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Proposed Pay Scale Option B (Certified Firefighters)



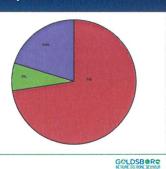
Proposed Pay Grade Option B



Pay Increases Option B

- ersonnel will receive a<u>5% Raise</u> This includes Firefighters, Engineers, and Captains, 3 Battalion Chiefs, 3 Assistant Chiefs, and Deputy Chief.

- ersonnel will receive<u>quet 5%</u> to bring them up to the om of their new pay scale. This includes 15 firefighter positions and 2 Engineer positions. This brings the firefighter starting pay to a competitive level with surrounding departments.



Cost and Funding Option B

Effective Date	Salary Increase	Salary Increase With Benefits	Lapsed Salaries (Irolates delayed hiring of 6 antil Dec 27, 2023)	Inspection/Fire Alarm Fees (Fol Year Estimate)	
October 4, 2023 (Option 8 – 1)	\$161k	5204k	\$129k	\$57k	
December 27, 2023 (Option 8 – 2)	\$110k	\$140k	\$126k	\$57k	

*Full year cost: \$220k (without benefits), \$279k (with benefits)
*Projected annual Inspection/Fire Alarm revenues: \$76k

4 of 14



Mayor Ham asked if this increase is on top of what was approved in this year's budget. Chief Stempien confirmed it is.

Councilwoman Jones asked for clarification on which group would not get a raise. Chief Stempien stated that it would be himself, his executive assistant, his administrative assistant, and their part-time positions.

Tim Salmon, City Manager, reminded Council of the impact on this year's budget, as well as next year's budget.

Mayor Ham stated that if Council could come to a consensus, a resolution could be brought to the next Council meeting, and the pay raises could be effective in October.

Councilman Gaylor stated that his fear with adopting the high options for both departments is that it is a monumental shift to the approved budget, and it would tie the hands of the incoming Council. He also stated that action should be taken with something that fits within the approved budget, but sends a message that we are going to do something further.

Mayor Pro Tem Matthews asked if there is a middle option, to safely get close to what the Chiefs are asking far, and asked the City Manager what his recommendation was. Tim Salmon, City Manager, recommended that Option B be approved for both departments now, so that pay increases could begin in October, and consider other options later.

Mayor Ham asked if there was a consensus to bring a resolution to the next Council meeting approving option A or B. Council discussed the option further. Council consented to have a resolution brought back to the next meeting to approve option B for both the Police and Fire Departments, beginning in October.

New Business.

Downtown Master Plan History & Update. The item was presented by Erin Fonseca, Downtown Development Director.

Goldsboro's Historic District was created in 1984 as a means to protect the historic structures that are deemed significant due to their architectural style, age and use. The District is a collection of over two dozen distinct styles of homes and commercial buildings dating from the mid-1880's to 1939. The creation of the District was intended to provide measures of security in private investment, protect our historic structures and create/maintain a sense of place. Individually, the properties are unique, and collectively, they help assure Goldsboro is a distinctive place.

In February 2006, Council adopted a Downtown Neighborhood Revitalization Plan in an effort to take a proactive step in the development of viable neighborhoods surrounding the commercial downtown core; preparing for future investment in areas facing blight and disinvestment. This Plan involved City departments, including Planning, Inspections, Downtown Development, Finance, PD, the City Attorney and the Manager's Office, along with partners, Preservation NC and Self-Help.

In April of 2006, Council approved funding for the creation of a Master Plan of the Greater Downtown Goldsboro area, with the intent of developing a plan and vision for both the commercial core and its surrounding historic residential neighborhoods. The City hired Allison Platt & Associates to prepare the Master Plan and worked together to complete the project and to guide its development with the assistance of public input from four public forums and numerous personal stakeholder interviews. The process took fourteen months to complete, simultaneously studying the historic neighborhoods and referencing needs and priorities previously identified in the Neighborhood Plan.

The Master Plan was adopted by Council in August of 2007. Highlights of the Master Plan included a need to address: 1) appearance of the approaches into downtown and the lack of adequate wayfinding signs, 2) erosion of downtown edges into the historic residential neighborhoods, 3) more residential and mixed uses in the downtown core, 4) the continued consideration of potential sites of catalyst uses and their potential major impacts to downtown and the city atlarge, 5) attention to open space hierarchy and streetscapes, 6) concentrate on character and image.

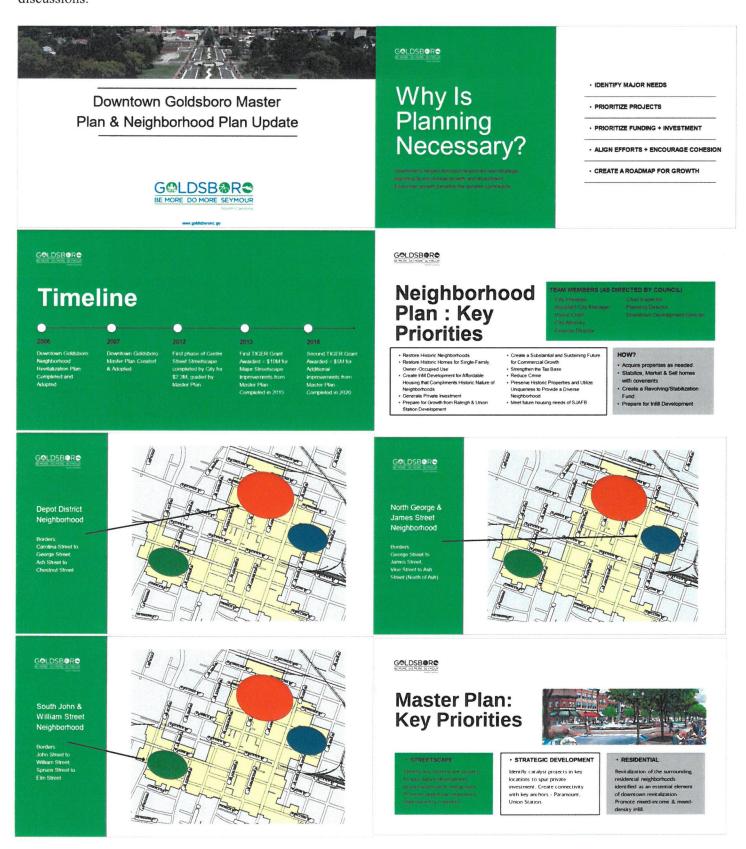
Since 2007, both plans have guided public and private investment downtown, including the first phase of Center Street Streetscape on North Center Street, funded by the City as a commitment to infrastructure improvements, followed by the most-notable TIGER (Transportation Infrastructure Generating Economic Recovery) grant funded projects. A \$10M TIGER grant was awarded from the USDOT in 2013, supporting the construction of the GWTA Transit Center, three more

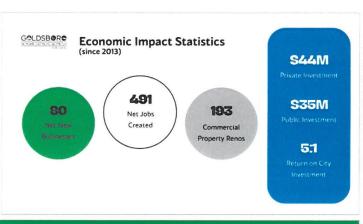
blocks of Center Street Streetscape Project, Streetscape work to connect downtown/Center Street to Union Station/GWTA, and site work at the Union Station/GWTA property. Later, a second \$5M TIGER grant was awarded in 2016 to further the efforts of the previous grant. Completed in 2020, projects included the final two blocks of Center Street Streetscape from Spruce to Elm, construction of The HUB - a downtown park-like amenity, and the addition of 90+ wayfinding signs located throughout the Greater Goldsboro area.

Economic impact has been tracked since 2013 to determine the positive affect of investment. In the last decade, downtown has realized 193 building renovations, 491 net jobs gained, 77 net new businesses, \$44M in private investment and \$35M in public investment. \$12.5M from the City with the remaining from Federal, State and County and a 5:1 return on the City's investment.

Changes in leadership and financial capacity may temporarily affect investment in any area, however consistency of plan and purpose are necessary to guide successful strategic development. While both plans require updates to continue planning for future growth and investment, the priorities remain applicable.

No recommendation at this time. Sharing for informational purposes and consideration in future property discussions.







Completed Projects



Center Street Streetscape - Phase 2





GOLDSBORO



Center Street Streetscape Phase 3 Funded by 2016 TIGER Grant 75% Federal funded

Completed Projects



Funded by 2016 TIGER Grant 759 Federal funded

Completed Projects Other



- Great American Main Street Award
- Goldsboro Union Station Reuse Study (2020)
- Arts District Feasibility Study (2022)

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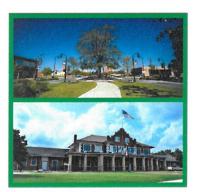
What's Next?

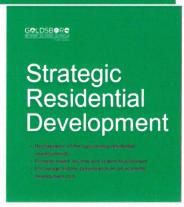
· RESIDENTIA

Promote mixed -density infill on the 300 and 400 blocks of South

· STRATEGIC DEVELOPMENT

historical asset & anchor -Goldsboro Union Station. Stabilize and spur further investment.







Mayor Ham expressed his hope that one day the railroad would come back through Goldsboro from Wilmington to Raleigh, and that the focus on that goal would not fade. He asked what the next course of action is.

Erin Fonseca, Downtown Director, stated that they are looking at Public Funding to stabilize Union Station, in order to attract a developer and put it back into use. She also stated that it may be helpful to outline a process to guide the decision making when it comes to turning over property.

Matt Livingston, Assistant City Manager, stated that we need a more thorough approach to neighborhood revitalization; we need to use the tools in the HUD toolbox to make revitalizations happen.

Consent Agenda Review. Items E-I on the consent agenda were reviewed. Further discussion included the following:

Item E – South Center Street Residential Infill RFQ. Mayor Ham stated that the RFQ was well prepared, and asked if the purchasing director was involved. Erin Fonseca, Downtown Director, confirmed they were involved to confirm a RFQ was the proper process, and adapting the application to the City's platform.

Item G – Small Batch Craft Event – Temporary Street Closure. Mayor Ham asked if this would be a monthly event. Police Chief West stated he would have to check. Tim Salmon, City Manager, stated that he believes this event only happens around the holidays.

Closed Session.

Upon motion of Councilman Gaylor seconded by Councilman Broadaway and unanimously carried, Council went into Closed Session to discuss 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 September 5, 2023.

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

Councilwoman Hiawatha Jones provided the invocation. The Pledge of Allegiance followed.

Roll Call.

Present: Mayor David Ham, Presiding

Mayor Pro Tem Brandi Matthews Councilwoman Hiawatha Jones Councilman Bill Broadaway 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

<u>Approval of Minutes.</u> Councilman Batts made a motion to approve the minutes of the Work Session and Regular Meeting of August 21, 2023. The motion was seconded by Councilman Broadaway and unanimously carried.

Public Hearings.

Z-12-23 Dearing Automotive & Diesel, Inc. (Residential 16 to Highway Business) – West side of US 117 Hwy. between Belfast Rd. and Scale Dr. Withdrawn, six-month waiting period and fee for resubmission waived. The item was presented by Kenny Talton, Planning Director.

ADDRESS: TBD

PARCEL #: 3601-32-1584

PROPERTY OWNER: Pate Property Management, LLC.

APPLICANT: Jayme S. Dearing

The applicant is requesting a rezoning from the Residential (R-16) Zoning District to the Highway Business (HB) Zoning District. The purpose of the Highway Business (HB) Zoning District is to accommodate highway-oriented retail and commercial uses which generally serve the entire City and nonresident traffic. The district encourages high-quality design, ample parking, controlled traffic movements and suitable landscaping.

Access: N. US 117 Hwy./Peanut Ct.

Area: 36 acres (Approximately 2.7 acres, not surveyed)

North: Residential (R-16)

South: Residential (R-16), Neighborhood Business (NB)/ Residential-Manufactured Non-Conforming (RM-NC)

East: Residential (R-16)
West: Residential (R-16)

The property is currently vacant.

The City's Land Use Plan locates this parcel within the Mixed Use II land use designation. This designation allows for a mixture of uses which may have an impact on or produce some conflict with adjacent lower density districts.

Corresponding Zoning Districts in the Mixed-Use II designation include Office Residential (O-R), Office and Institutional (O&I-I), Office and Institutional (O&I-II), and Shopping Center (SC). The Highway Business (HB) Zoning District is not identified as a corresponding district for the Mixed-Use II land use designation.

This is a rezoning proposal for one parcel approximately 2.7 acres to be rezoned from the Residential (R-16) Zoning District to the Highway Business (HB) Zoning District. The subject property is currently vacant. The adjacent uses are predominantly residential in nature. This parcel has partial access from Peanut Ct. and is adjacent to N. US Hwy. 117.

Staff has distributed this proposed rezoning to SJAFB and NCDOT. There are no comments at this time. If the rezoning is approved, formal comments will be generated once a site-specific plan is submitted for development.

Staff is recommending denial of the rezoning request based on the fact that the proposed Highway Business Zoning District is not compatible with the City of Goldsboro Comprehensive Land Use Plan and accompanying Land Use Plan Map. The Highway Business Zoning District is not a corresponding zoning district in the Mixed-Use II land use designation. Furthermore, the proposed rezoning and the range of uses permitted in the requested zoning district are not compatible with the surrounding zoning patterns and land uses.

The City of Goldsboro Planning Commission met on August 28, 2023, to review and make a recommendation regarding the rezoning request. Planning Commission voted 0 in favor 5 against.

Staff recommended that Council approve the recommendation by the Planning Commission to deny and vote to adopt the Ordinance to Deny with the inclusion of a statement that deems this rezoning request to be inconsistent, or Council shall approve and vote to adopt the Ordinance to Approve with the inclusion of the consistency statement. Council may also continue the public hearing to a date certain if they determine further discussion is needed.

On September 5, 2023 the applicant submitted a letter to requesting withdrawal of the rezoning request and modification of the six-month waiting period.

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

A motion was made by Councilman Broadaway to approve the withdrawal request and modification of the six-month waiting period. The motion was seconded by Councilman Gaylor and unanimously carried.

Ron Lawrence, City Attorney, stated that Council needed to include what the modification is in the motion. Kenny Talton, Planning Director, read the letter from the applicant requesting the withdrawal.

A motion was made by Councilman Broadaway to approve the withdrawal request and waive the six-month waiting period and fee for resubmission. The motion was seconded by Councilman Gaylor and unanimously carried.

UDO-3-23 City of Goldsboro Code of Ordinances: Chapter 118: Sidewalk Café. *Ordinance Adopted*. The item was presented by Kenny Talton, Planning Director.

APPLICANT: Kyle Merritt

The applicant is proposing for a comprehensive text amendment to Chapter 118 of the City Code of Ordinances to include language pertaining to Places of Entertainment with ABC Permit. The proposed amendment would include language that allows for Places of Entertainment with ABC Permit to provide for enclosed outdoor areas for the consumption of alcohol. These areas must be included in the Special Use Permit approval in order for permitted Places of Entertainment with ABC Permit to allow for these outdoor areas to operate.

See below for major components of the proposed text amendment.

<u>Definitions</u>

ALCOHOL BEVERAGE CONSUMPTION AREA. The area associated with a Place of Entertainment with ABC permit designed for the outdoor consumption of alcohol. An area located on the portion of the sidewalk or pedestrian way adjacent to the Place of Entertainment with ABC permit.

PLACE OF ENTERTAINMENT WITH ABC PERMIT. Establishments to include but not limited to bars, nightclubs, pool halls, and microbreweries. An establishment engaged primarily in the act or serving, selling, or allowing for the consumption of alcohol. The establishment may provide entertainment in the form of performances, recreation or sport but is not limited to these specific forms of entertainment. Places of Entertainment may provide for Alcohol Beverage Consumption areas on the sidewalk if permitted by City Council acting as the Board of Adjustment.

<u>Seating Capacity</u>: Shall not exceed 10% of the maximum building capacity based off NC Building Code occupancy requirements. Example 100-person capacity, no more than 10 outdoor seats within Alcohol Beverage Consumption Area.

<u>Fee</u>: Yearly review and renewal fee to increase from \$100 per application to \$300. This fee applies to both Sidewalk Cafes and Alcohol Beverage Consumption Areas.

The applicant is requesting this Text Amendment to be utilized by the recently approved Special Use Permit for the relocation of "Church Spirits & Cocktails" to 136 N. Center Street. This text amendment, if approved, would require the Special Use Approval for "Church Spirits & Cocktails" to go back to City Council for explicit approval for an outdoor Alcohol Beverage Consumption Area.

<u>Land Use Plan Recommendation:</u> 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.

Staff is recommending approval of the proposed text amendment due to the fact it does not significantly differ in nature from the Sidewalk Cafes which are already permitted to exist. Furthermore, the fact that Alcohol Beverage

Consumption Areas are required to be explicitly identified and approved in the Special Use Permit process allows for Council to place any conditions on them that would mitigate potential negative impacts to downtown Goldsboro.

The City of Goldsboro Planning Commission met on August 28, 2023, to review and make a recommendation regarding the proposed text amendment. The Planning Commission voted 5 in favor and 0 against.

Staff recommended that Council approve the recommendation from the Planning Commission to approve the consistency statement provided and vote to adopt the Approval Ordinance with the inclusion of the Consistency Statement, or Council shall deny the recommendation from the Planning Commission and approve the inconsistency statement that deems this text amendment request to be inconsistent. Council may also continue the public hearing to a date certain if they determine further discussion is needed.

Council discussed the amendment, and the restrictions regarding sidewalk cafes and serving alcohol in such areas.

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

A motion was made by Councilman Batts to adopt the ordinance to approve. The motion was seconded by Councilman Gaylor. Mayor Ham, Mayor Pro Tem Matthews, Councilman Broadaway, Councilman Gaylor, and Councilman Batts voted in favor of the motion. Councilwoman Jones voted against the motion. The motion passed 5:1, and Council adopted the following entitled Ordinance.

ORDINANCE NO. 2023-51 "AN ORDINANCE AMENDING CHAPTER 118: SIDEWALK CAFÉS OF THE CITY OF GOLDSBORO'S CODE OF ORDINANCES"

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

- 1. Jack Kannan and Anna Hinson, Arts Council, invited Councilmembers to the Arts Council Grand Opening on September 15th from 5-8 PM. They also stated that they appreciate all the support they have been given. Mayor Ham stated his appreciation for what Jack Kannan has done for the Arts Council.
- 2. Tenisha Saylor, spoke about the effect of homelessness on the community. She stated that homeless families are living in hotels, causing tourists to turn away. She asked for better shelters and places for the homeless to go.
- 3. David Craig, referenced the 2009 ARCADIS Study, and claimed that the City has raised rates and not used the money to improve the wastewater system.

Mayor Ham reminded everyone that this is not the place for a campaign platform, and stated that some of the speaker's comments were incorrect.

Matthew Livingston, Assistant City Manager, provided facts refuting some of the claims made by David Craig concerning the outdated ARCADIS Study, and the Mimosa Park Pump Station.

Councilman Gaylor asked for a brief explanation on how the General Fund and the Utility Fund interact. He also asked him to explain if Police or Fire salaries could be paid from anything other than the General Fund.

Matthew Livingston, Assistant City Manager, stated that they do not interact, they are two separate funds, they are not allowed to be mixed, and they come from different fund sources. He confirmed that the salaries could not be paid from anything other than the General Fund.

No one else 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. Item D, Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 200 N. Carolina Street to Housing Authority of the City of Goldsboro, was moved to Items Requiring Individual Action during adoption of the Agenda. Councilman Broadaway moved the items on the Consent Agenda, Items E-I be approved. The motion was seconded by Councilman Batts, and a roll call vote resulted in all members voting in favor of the motion.

The items on the Consent Agenda were as follows:

South Center Street Residential Infill RFQ. *Resolution Adopted.* The item was presented by Erin Fonseca, Downtown Development Director.

South Center Residential Infill





Project Site, Aeric

As part of the Center Street Streetscape Project, the City completed the final phase of development on the 300 and 400 blocks of South Center Street, between Spruce and Elm in preparation for strategic residential infill development. Completed in 2020, Phase 3 of the Streetscape project included expanded sidewalk width, three additional round-a-bouts, including a partial round-a-bout accommodating the Freedom Tree, a pedestrian linear park in the median, crosswalks, a bike path, on-street parking, decorative lighting, trees, and buried overhead utility lines.

Streetscape construction also addressed slope issues on these two blocks, aged subsurface infrastructure, and added green space and unique median design elements to improve pedestrian circulation, compliment previous phases of Streetscape projects, support residential development and connect residents to the commercial core.

Based on Downtown Master Plan recommendations, the City identified the 300 and 400 blocks of South Center Street for a private developer to create residential infill. The City owned the majority of the non-built properties in these two blocks, and purchased the fifteen remaining properties to complete a 6-acre tract at a cost of \$169,139 in 2007 and 2008.

In preparation for the successful identification of a private developer to carryout residential infill, the Downtown Development Department contracted economic development consultant, Randall Gross, to conduct developer interviews. The interviews found a high level of interest among developers who qualify Goldsboro as part of their market, with reservations related to current construction costs and population growth. It was recommended that the City prepare a Request for Qualifications to identify a qualified, suitable developer to prepare a project that aligns the City's development goals with the investment model of the developer.

Upon approval of the RFQ and signed resolution, the RFQ will be marketed beginning immediately through the City's bid platform. After the submission deadline, all responses will be reviewed by a panel assigned by city management, following outlined criteria. If/when one or more ideal candidate(s) are identified, the panel will present a recommendation to Council for approval to enter into a contract for development. Property acquisition terms and potential economic development agreements will be negotiated with guidance from Council.

Staff recommended that Council adopt a resolution of intent to develop the 300 and 400 blocks of South Center Street for residential infill and advertise a Request for Qualifications for South Center Street Residential Infill Development of the city-owned portions of these blocks.

Consent Agenda Approval. Broadaway/Batts (6 Ayes).

RESOLUTION NO. 2023-58 "RESOLUTION OF INTENT TO DEVELOP THE 300 AND 400 BLOCKS OF SOUTH CENTER STREET FOR RESIDENTIAL INFILL AND ADVERTISE A REQUEST FOR QUALIFICATIONS FOR DEVELOPMENT"

Small Batch Craft Event – Temporary Street Closure. Street Closure Approved. The item was presented by Mike West, Police Chief.

The Small Batch Craft Market, LLC is sponsoring a craft fair to be held downtown to support local artists and makers of goods.

The events will be hosted from 12:00pm-4:00pm on the 200 block of South Center Street on November 12, 2023. The Small Batch Craft Market, LLC is requesting the closure of the north and south bound lanes of South Center Street from Spruce to Chestnut Street from 10:00am-6:00pm.

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, changes in plans, etc., will be coordinated with the Police Department.
- 4. The Police and Fire 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 as stated above.

Consent Agenda Approval. Broadaway/Batts (6 Ayes).

Small Batch Craft Event – Temporary Street Closure. *Street Closure Approved.* The item was presented by Mike West, Police Chief.

The Small Batch Craft Market, LLC is sponsoring a craft fair to be held downtown to support local artists and makers of goods.

The events will be hosted from 12:00pm - 4:00pm on the 200 block of South Center Street on December 10, 2023. The Small Batch Craft Market, LLC is requesting the closure of the north and south bound lanes of South Center Street from Spruce to Chestnut Street from 10:00am - 6:00pm.

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, changes in plans, etc., will be coordinated with the Police Department.
- 4. The Police and Fire 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 as stated above.

Consent Agenda Approval. Broadaway/Batts (6 Ayes).

Sale of City Right-of-Way for NCDOT Project U-4753. *Resolution Adopted*. The item was presented by Matthew Livingston, Assistant City Manager.

U-4753 is a significant NCDOT project that will widen Wayne Memorial Drive from New Hope Road to US 70 bypass from two lanes to four lanes, while adding turning lanes on New Hope Road. This will require utility relocations and the acquisition of right-of-way.

At the Council meeting on August 21, 2023, Council accepted the NCDOT appraisal offer and agreed with moving ahead with NCDOT project U-4753 as soon as possible. The City is granted the authority to dispose of the property through G.S. 160A-274.

To move ahead with the project, NCDOT needs to acquire right-of-way from two City owned parcels. The first parcel is number 3610446826 and listed as 2.8 acres. The land needed is roughly .3 acres, reducing the property to roughly 2.5 acres, which does not adversely affect the proposed future buildout of the property. The project requires the contractor to replace portions of the walking trail that runs along New Hope Road. As required by NCDOT practices, an appraisal on the property was performed and the fair market value offered for the above easements and right-of-way is \$161,650.

The second parcel is number 3610546722. This is the City right-of-way area that contains the heavily used multi-purpose path that runs adjacent to New Hope Road. This path will need to be relocated, but it will be put back in place per the contract. The amount of determined value for this .740 parcel is \$75,325 of which \$56,850 is for land acquisition and \$18,475 for acquired improvements.

The total offer for both acquisitions is \$236,975. NCDOT requests that the City of Goldsboro accept the appraised value as compensation for the acquisition of the rights-of-way and easement.

Staff consulted with a licensed commercial real estate broker who confirmed in their professional opinion that the NCDOT appraisal offer was an accurate fair market representation of property worth.

City staff recommended that Council approve the following entitled resolution authorizing the Mayor and City Clerk to accept the NCDOT appraisal offer to purchase right-of-way from two City owned parcels for NCDOT project U-4753 widening Wayne Memorial Drive.

Consent Agenda Approval. Broadaway/Batts (6 Ayes).

RESOLUTION NO. 2023-59 "RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ACCEPT THE NCDOT APPRAISAL OFFER TO PURCHASE RIGHT-OF-WAY FROM TWO CITY OWNED PARCELS FOR NCDOT PROJECT U-4753 WIDENING WAYNE MEMORIAL DRIVE"

Workers' Compensation Coverage Exemption Certification Form. *Resolution Adopted*. The item was presented by Tim Salmon, City Manager.

NCGS Chapter 97: Workers' Compensation Act, requires contractors with three (3) or more employees to have workers' compensation insurance. It is presumed that the risk with less employees does not necessitate this insurance for most organizations.

At the Council meeting on December 19, 2022, Council denied a request from City staff that workers' compensation not be required for the Parks and Recreation sports booking agent and officials.

At the Council meeting on August 21, 2023, Council concurred that a resolution should be brought back to the September 5, 2023 meeting, to authorize the City Manager to waive the workers' compensation insurance requirement on a

case-by-case basis, for those who certify it is not required by NCGS, via the Workers' Compensation Coverage Exemption Certification Form.

Some department heads have asked for the workers' compensation restrictions to be waived in some "low risk" situations, to contract with small business owners or independent contractors who do quality work at an affordable price with one or two employees (e.g., public speakers, IT support, sports officials). The current workers' compensation restrictions will be very difficult to sustain with Parks and Recreation personnel working overtime as sports officials.

A City Workers' Compensation Coverage Exemption Certification Form was developed for Council consideration to enable the City Manager on a case-by-case basis to waive the workers' compensation requirement, when the benefit outweighs the risk and potential cost.

Staff recommended that Council approve the following entitled resolution authorizing the City Manager to waive the workers' compensation insurance requirement on a case-by-case basis, for those who certify it is not required by NCGS, via the Workers' Compensation Coverage Exemption Certification Form.

Consent Agenda Approval. Broadaway/Batts (6 Ayes).

RESOLUTION NO. 2023-60 "RESOLUTION AUTHORIZING THE CITY MANAGER TO WAIVE THE WORKERS' COMPENSATION INSURANCE REQUIREMENT ON A CASE-BY-CASE BASIS"

End of Consent Agenda.

Items Requiring Individual Action.

Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 200 N. Carolina Street to Housing Authority of the City of Goldsboro. *Bid Rejected*. The item was presented by Catherine Gwynn, Finance Director.

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))

200 N. Carolina Street

Offeror: Housing Authority of the City of Goldsboro

Offer: \$1,700.00 Bid Deposit: \$85.00 Pin #: 2599773020

Tax Value: \$3,320.00 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 business check. The Planning Department shall notify the adjoining property owners via mail that the property is available for sale via upset bid.

Staff recommended that the City Council, by motion, accept or reject offer on 200 N. Carolina Street, and if accepted, adopt the following resolution authorizing Finance to advertise for upset bids.

Councilwoman Jones asked for clarification regarding the item. Catherine Gwynn, Finance Director, provided clarification. Council discussed the item.

Councilwoman Jones made a motion that the City move forward with the advertisement and the Uzzells have an opportunity to bid on the property. The motion was seconded by Councilman Broadaway. Council discussed the motion.

Councilwoman Jones clarified that she was making a motion to reject the bid, and make it fair for the Uzzells. The clarified motion was seconded by Councilman Broadaway and unanimously carried.

City Manager's Report. Tim Salmon, City Manager, shared the following comments: I hope everyone had a Happy Labor Day. It was good to get out with family and friends, I hope for everybody. I appreciate the City employees who are laboring everyday around here. Specifically, I'd like to thank those who worked very hard before tropical storm Idalia came and worked to clear the stormwater drains so I did not receive any reports of flooding as we might normally have under such rainfall in a short amount of time. So, good work on those employees that did that. There are going to be board vacancies that will be briefed at an upcoming Council meeting, so those City residents that are out there that would like to be part of boards if you could get your applications into the City Clerk 's office that would be great. We've got the Historic District Commission, there is one vacancy and zero applicants; and the Recreation Advisory Commission, there are two vacancies and only one applicant. So please consider that and join our boards. Last, I'd like to mention North Carolina Freedom Fest which again starts this Friday and Saturday. Friday should be a good day we're looking at potentially some weather issues on Saturday but hopefully all goes off without a hitch.

Ceremonial Documents.

National Suicide Prevention Awareness Month Proclamation. Read by Mayor Ham. The Goldsboro City Council proclaimed SUICIDE PREVENTION AWARENESS in the City of Goldsboro, and called upon all citizens to create hope through action, and encouraged all residents to take the time to understand the importance of mental health education and recognize that taking care of ourselves and others includes taking care of mental health.

Mayor and Councilmembers' Comments.

Councilman Batts had no comment.

Councilman Gaylor had no comment.

Mayor Pro Tem Matthews had no comment.

Councilman Broadaway had no comment.

Councilwoman Jones shared the following comments: I recognize that a safe community is a bedrock in the progress of well-being, and that we must take proactive measures to foster the environment where every individual feels protected and knowing that their needs matter. So that is why we must partner with the law enforcement, we must partner with our community and organizations that will help us, and that is one of my concerns.

Mayor Ham shared the following comments: I want to close by saying that I want to add to the Manager's comments about our Public Works. Last Wednesday morning at 6:30, I got a call from a homeowner in my neighborhood who was quite upset that his power had been out since 1:00 o'clock. It had been out because a tree limb had falling on the power lines. I thanked him for calling and said I'll be over there and look at it; he wanted me to come look at it. When I got there, about quarter to eight, there were about 10 trucks there from AT&T, Spectrum, and our own Public Works; we had 4 trucks there. They had been on the site about 30 minutes before I arrived. I spoke to the homeowner, and his neighbor who could not get out of his driveway because the limb that had fallen was in his driveway, but it came from the tree across the street. The point is, I texted our director of Public Works immediately, just soon as I got the phone call. We have some great people that work for this City; I say it all the time. When emergency arises, they really show how dedicated they are. They are out there before the clock starts for them to go to work and they stay out there oftentimes after the clock strikes for them to go home on a normal day. We have frequent emergencies here in the City, from weather and other activities. Our first responders, our Police, our Fire, Department of Public works, these people really do a heck of a job ladies and gentlemen. I want you out there in the audience and viewing this on the TV, to understand that every day these people get up and they come to work sometimes before they're scheduled to do so, and they go home after they're scheduled to do so, but they go home or come to work with a positive attitude; never hear anybody complain. Never had one person come to City Hall, to Council meeting to say, you know you guys are working us to death, we don't like the job here we're quitting. They come here every time we acknowledge somebody for outstanding service award. You read the citation, you really get a feel for the dedication that our employees have. And it's not just the first responders, it's the people that work in our offices, the people that come to work every day and they do the job, and so I just want to commend our employees for the job that they do day in and day out, and I want to the citizens of Goldsboro to know that the services that they're provided are given by people who are really dedicated to doing so.

There being no further business, Mayor Ham adjourned the meeting at 8:11 p.m.

David Ham Mayor

Holly Jones

Deputy City Clerk