

MINUTES OF THE MEETING OF THE GOLDSBORO CITY COUNCIL
SEPTEMBER 7, 2021

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 7, 2021.

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

Roll Call.

Present: Mayor Pro Tem David Ham, Presiding
Councilmember Hiawatha Jones
Councilmember Bill Broadaway (participated remotely via Zoom)
Councilmember Taj Polack
Councilmember Brandi Matthews
Councilmember Gene Aycock (participated remotely via Zoom beginning at 5:09 pm)
Ron Lawrence, City Attorney
Tim Salmon, City Manager
Laura Getz, City Clerk

Organizational Actions.

Mayor Pro Tem David Ham submitted his resignation as the District 5 Councilmember. Councilmember Polack made a motion to accept the resignation from Mayor Pro Tem Ham from his District 5 seat. The motion was seconded by Councilmember Jones. Mayor Pro Tem Ham, Councilmembers Jones, Broadaway, Polack and Matthews voted for the motion, Councilmember Aycock was not on the remote meeting during this vote. The motion passed.

Administering the Oath of Office to Mayor Ham. Laura Getz administered the oath of office as Mayor of the City of Goldsboro to David Ham.

Adoption of the Agenda. Councilmember Polack requested Item E on the Consent Agenda be moved to Items Requiring Individual Action. Mayor Ham requested adding a Closed Session for Personnel item. Upon motion of Councilmember Jones, seconded by Councilmember Polack and unanimously carried, Council adopted the agenda with said changes. A roll call vote was conducted.

Selection of Mayor Pro Tem. Councilmember Bill Broadaway made a motion to appoint Councilmember Taj Polack for the position of Mayor Pro Tem, seconded by Councilmember Jones and unanimously carried. A roll call vote was conducted. Laura Getz administered the oath of office to Taj Polack.

New Business.

District 5 Vacancy Discussion. Mayor Ham shared information and read the proposed Exhibit relating to the vacancy for District 5. Mayor Pro Tem Polack made a motion to accept the proposed schedule with the application process for District 5. The motion was seconded by Councilmember Jones. A roll call vote was conducted. Mayor Ham, Councilmember Jones, Councilmember Broadaway and Mayor Pro Tem Polack, voted for the motion. Councilmember Matthews voted against the motion. Councilmember Aycock was not on the remote meeting during this vote. The motion passed.

Mayor Pro Tem Polack made a motion to accept the resolution of the Goldsboro City Council establishing a procedure for filling a vacant council seat with the dates mentioned. The motion was seconded by Councilmember Broadaway. A roll call vote was conducted. Mayor Ham, Councilmember Jones, Councilmember Broadaway, Mayor Pro Tem Polack and Councilmember Aycock voted for the motion. Councilmember Matthews voted against the motion. The motion passed.

Resolution Of The Goldsboro City Council Establishing A Procedure For Filling A Vacant Council Seat. David Ham, the duly elected council member representing District 5 of the City of Goldsboro on its City Council has tendered his written resignation dated September 7, 2021 from his seat as the council member representing said district due to being appointed as Mayor of the City of Goldsboro. The City Council of the City of Goldsboro accepted his said resignation during its regularly scheduled meeting of September 7, 2021 and, as a result, hereby declares that the seat for the representation of District 5 is vacant. As a result of said vacancy, the

Code of Ordinances, and the General Statutes of the State of North Carolina state that the Council, by majority vote, shall appoint a qualified candidate to fill said vacancy for the remainder of the term of said council member; i.e. until the next general election, which will be held on November 7, 2023. Neither the Code of Ordinances nor the General Statutes contain a specific procedure for said appointment, therefore, it is necessary and good practice to establish a procedure so the City, all council members and potentially interested candidates, have a procedure that will guide all for the said appointment.

It is necessary that a Resolution be enacted to establish procedures for such appointment, and that such are attached hereto as Exhibit A setting forth said procedures and is made a part hereof.

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

1. The seat for District 5 of the Goldsboro City Council is vacant effective September 7, 2021, and shall be filled by the Council by majority vote.
2. For the proper and consistent application of the Code of Ordinances and the General Statutes of the State of North Carolina for the filling of the vacancy of said seat for District 5 representation on the City Council, procedures for any appointment to fill said vacancy should be adopted and that such is necessary for the proper functioning of the Council.
3. Exhibit A attached hereto sets forth said procedure and is hereby adopted as the procedure for the appointment of the vacancy of the representative seat for District 5 of the Goldsboro City Council.
4. This resolution and Exhibit A are hereby adopted and shall be inserted into the official minutes of the City Council of Goldsboro.

EXHIBIT A

Procedure For Filling Vacant Council Seat For District 5 Of The Goldsboro City Council

1. After the creation of a vacancy for District 5, such being effective September 7, 2021, the City Clerk will immediately cause the vacant seat to be advertised in The Goldsboro News-Argus and on the City of Goldsboro's website indicating the appointment process and the following eligibility requirements as described in Article VI of the North Carolina Constitution and the City of Goldsboro's Code of Ordinances Section 3:5:
 - A. Be a qualified voter in the City of Goldsboro.
 - B. Be at least 21 years of age and not adjudged a felon not having had their rights restored.
 - C. Currently live within the boundaries of District 5 and having done so for at least the past thirty (30) days.

Interested citizens meeting these requirements can pick up the application form from the City Clerk's office at City Hall, 200 N. Center Street, Goldsboro, NC or download it from the city's website at www.goldsboronc.gov. Any potential applicant is encouraged to check the District 5 boundaries while at City Hall to make sure they reside within the district before submitting an application. Completed applications must be returned to the City Clerk's office by 5:00 p.m. on Friday, September 17, 2021. Applications not received by that date will not be considered (placing it in the mail by then does not constitute receipt by the City unless it is in the physical custody of the staff of the office of the City Clerk, located within the City Manager and Mayor's offices, 2nd floor, Friday, September 17, 2021).

2. The City Clerk will hold the sealed applications until the deadline date. After the deadline, the City Manager and City Clerk will open the sealed envelopes and verify that each applicant meets the qualifications addressed above. They will forward scanned copies of the contents to each member of the City Council on Friday, September 17, 2021. The names of applicants shall be released to the news media upon request after the applications have been distributed to the City Council. Applicants are advised that the applications and therefore any information provided on the said applications are subject to disclosure upon a proper public records request. The City Clerk will notify the Council and the media on Monday, September 20, 2021 if any of the applicants do not meet the requirements.
3. The City Council at the regular City Council meeting scheduled for October 4, 2021, will hear presentations by each qualified applicant. Each applicant will be given up to ten (10) minutes to make a presentation on their qualifications for the office and their vision for Goldsboro. The presentations will be followed by questions from members of the City Council.
4. At the October 18, 2021 City Council meeting, the City Council will decide if they have enough information to vote on the appointment by motion, second, and majority vote. If so, the City Council will be provided a ballot listing the name of each candidate, and each council member will vote for ONE (1) candidate only.
5. The ballots shall be passed to the City Clerk, who will announce the vote by reading aloud each ballot with the name and vote of the Mayor and each council member.
6. If any candidate receives at least 4 total votes on the ballots, that person is "appointed" and shall fill the seat.
7. If no candidate gets more than 3 votes, then the 2 applicants receiving the most votes will advance to a second ballot, in the same format as the first round.

8. However, if as a result of said initial vote there is a tie that occurs between two or more candidates making it such that there are not only 2 applicants with the most votes, then if there is one applicant that receives the most votes, that applicant will move to the next round of voting, and the council will then vote by ballot on the remaining applicants so tied and the applicant between those such applicants that receives the highest votes will move to the second round of voting.
9. If, however as a result of the first round of voting 3 applicants are tied with two votes each, then a new ballot will be issued by the Clerk to the council members with those 3 applicants thereon, the council shall vote, and follow the above procedures until there are 2 candidates with the greatest number of votes; BUT if one of those 3 receive at least 4 votes during that round of voting, then that person would be “appointed” and shall fill the seat.
10. Each round of balloting and voting shall be conducted exactly as the first round.
11. Once any candidate gets at least 4 votes, that person is the choice, and may be sworn in at the beginning of the next Council meeting.
12. At any time, if no candidate has received at least 4 votes, the Council, upon proper motion, second and majority vote, may suspend the selection process, and return to further consideration of filling this vacancy at Council’s next meeting.
13. Additionally, at any time during the appointment process, upon motion, second and majority vote, the Council may vote to delay the vote on appointment to another date; and may re-open the application process to consider other interested candidates and shall set application deadlines consistent with the process above.

RESOLUTION 2021-64 “RESOLUTION OF THE GOLDSBORO CITY COUNCIL ESTABLISHING A PROCEDURE FOR FILLING A VACANT COUNCIL SEAT”

Viable Utility Program Designation Status. Ms. Linda Culpepper with NCDENR presented the following presentation.

Purpose

Provide information to Councilmembers on the Viable Utility Program and receive Council decision on the City’s designation as either a “Distressed Unit” or in a “Hold” status.

Background

The Local Government Commission (LGC) and the State Water Infrastructure Authority (SWIA) jointly approved four criteria for determining whether a local government unit (LGU) should be designated as distressed under NCGS 159G-45(a).

- Fiscal affairs are under LGC control per GS 159-181
- Not submitted annual audits for last two (2) Fiscal Years (FYs) per GS 159-34
- Total Assessment Criteria score equals or exceeds 9 for both drinking water (DW) and wastewater (WW) services or 8 for one service (DW or WW)
- Other applicable information

Background

Goldsboro was rated a “9” after State staff reviewed the City FY19 Audit:

- Debt Service Coverage (1 pt): Operations revenue – expenses / principal + interest payments < 1.1 (City score .8)
- Affordability (1 pt): Population change; poverty; MHI; unemployment; property value; 4 of 5 < NC benchmarks (City 5 of 5)
- Control Issues (3 pts): Audit indicates accounting issues contributing to financial risk
- Deficit w/ Debt (2 pts): Ops revenue – expenses – depreciation + long-term debt service < \$0 (-\$614K)
- % Depreciated (1 pt): Wear and tear on DW and WW system > 50% (est 60%)
- Operating Margin (1 pt): Ops revenue – expenses / Ops revenue < 0 (-.12)

Options

- 1) Move forward with the State “Distressed Unit” designation that would make the City eligible for Viable Utility Reserve (VUR) funding with “No Match” for future projects; the VUR could include State held ARP funds.
- 2) Be placed in a “Hold” designation status until the next assessment cycle (expected in Apr 2022); City may or may not be designated a distressed unit in July 2022.

Implications

- 1) Funding:
 - a) “Distressed” designation enables “No Match” for funds available sooner than later.
 - b) “Hold” designation implies the City is not distressed, is a lower priority for VUR/ARP funding.

2) Administration:

a) LGUs designated as “Distressed” are required by GS 159-45(b) to conduct:

- (1) an asset assessment** and rate study*
- (2) participate in training and education programs for govt board members and staff***
- (3) develop short-term and long-term plans for infrastructure repair and maintenance*
- (4) develop a long-term financial management plan

*Work already done will be evaluated so LGUs are not required to repeat those tasks

** VUR can fund the asset assessment, rate study and merger/regionalization feasibility studies

***State staff provide in-person and online training/education programs

Council discussed the viable utility program designation status. Mayor Pro Tem Polack made a motion to deem the City of Goldsboro as distressed under the Viable Utility Program, the motion was seconded by Councilmember Aycock and unanimously carried. A roll call vote was conducted.

2021 Public Art Recommendations. Erin Fonseca, Downtown Development Director, shared the following presentation:

Public Art Selection for Center Street

Background

1) Center Street Design & Roundabouts

2) Options

- Purchase Art
- Lease Art
- Selection Process

3) July Applications for 21-22

PASC Members: 7 Responses

4) Public Art Steering Committee

Regular Members Include:

- Randy Guthrie, Assistant City Manager
- Jennifer Collins, City Planner/Historic District Rep.
- Georgia Dees, Arts Council Director
- Erin Fonseca, Downtown Director

2021 Members Included:

- Chretien Dumond
- Joanna Ferrin
- Mack Murray Jr.
- Dr. Paul Rutter
- Nicholas Sullivan
- Spencer Tate

5) 61 Pieces Reviewed July 21

6) Shortlisted to 18

7) Public 7/26 to 8/6

Selections: Center Street Roundabouts

INDUSTRIAL GROWTH

MIRAGE

Selections: Large -Center Street Roundabouts

GIRAFFE

DREAMS

THREE PLANETS

LONG WAY HOME

FLYERS

Selections: Medium –John Street Lot & Median

POP FLY

HOMAGE TO GUS

THE SCREWS THAT WE LOSE ARE THE HARDEST TO FIND

DRAGON

META

Selections: Center Median, North and South

BRAVE NEW WORLD
MOTOR CITY
PARTICLE
COLOR ME THERE
BEAT HIVE
INSPIRED

Selections

8) Public Comments: 213 Responses
9) Public/PASC Recommendation -Large
3 PLANETS
DREAMS
GIRAFFE
INDUSTRIAL GROWTH

9) Public/PASC Recommendation –Medium

POP FLY
HOMAGE TO GUS

9) Public/PASC Recommendation –Small

BRAVE NEW WORLD
BEAT HIVE
INSPIRED

Art Installation Ceremony is Scheduled for Friday, October 15, 2021 –Noon -- Front of City Hall

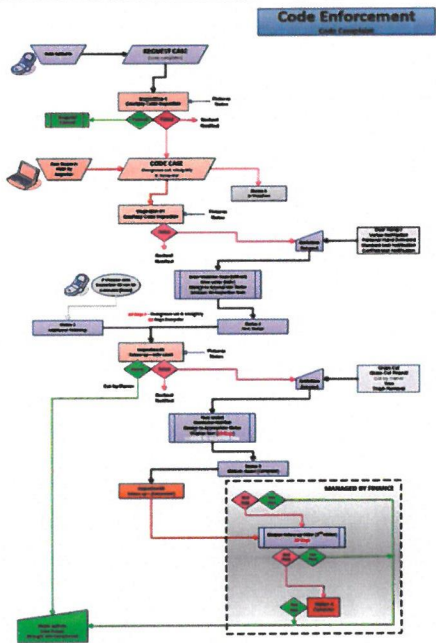
Council had no questions or discussion concerning the art installation.

Code Enforcement – Overgrown Lots Process Discussion. Jennifer Collins, Planning Director shared the following information with council.

Overgrown Lot - Public Nuisance per Chapter 96.03 – Code of Ordinances

- Excess of 10” in height = Overgrown lot
 - Written Notice – Property Owner notified of violation by certified mail
 - 10 days from the receipt of written notice to abate the nuisance
 - Failure to abate nuisance after 10 days - City contractor cuts grass
 - Costs of abatement + \$100 administrative fee shall be imposed
 - After cut by City contractor property owner is issued citation reflecting cost
 - Finance bills property owner
- *** Repeat Cut – No notice of the second or subsequent violation shall be given if second and subsequent violations are within 24 months of the previous violation.

Code Enforcement Complaint Process



Council discussed the issue of cutting overgrown lots and repeat violators with Ms. Collins and Catherine Gwynn, Finance Director. Councilmember Matthews suggested adding a “did you know” section to the city newsletter.

Census Redistricting Contract. Resolution Adopted. Boundaries for the City of Goldsboro’s six current Electoral Districts were last revised and amended on July 5, 2011 in order to more accurately balance population changes experienced as a result of the 2010 Census.

With new data becoming available based on the 2020 Census, there is now a population imbalance within the City’s current Electoral Districts which may affect equal representation for its citizens and the one person, one vote principle guaranteed in the United States Constitution.

In order to ensure equal representation, it is proposed that the City contract for redistricting of its Electoral Districts. Redistricting would entail adoption of new Electoral District maps which would reflect 2020 Census data and ensure a balance of population in each District.

By recommendation of the UNC School of Government, City Staff proposes to contract with Poyner Spruill and Marshall Hurley, PLLC to serve the City of Goldsboro with redistricting the City’s electoral districts following the 2020 Census.

Poyner Spruill and Marshall Hurley, PLLC will represent the City by providing legal advice concerning the application of various statutes and legal precedent to the redistricting process. They will perform this engagement through a specific package of services and will be consistent with the goals of the Local Redistricting Service, A Project of North Carolinians for Redistricting Reform, a bipartisan non-profit dedicated to improving democracy through redistricting reform. The Local Redistricting Service provides an open, nonpartisan redistricting process consistent with the goals of North Carolinians for Redistricting Reform. As part of the engagement, a professional demographer will analyze census data and prepare draft maps for the City. The Demographer will work independently of Poyner Spruill and Marshall Hurley, PLLC in analyzing the City’s demographic data and drafting proposed electoral maps based on that data, while Poyner Spruill and Marshall Hurley, PLLC will only be responsible for providing legal advice in connection with redistricting and the proposed maps.

Poyner Spruill and Marshall Hurley, PLLC have agreed to provide their legal services for a flat fee of \$7,500 and the Demographer has agreed to provide his services for a flat fee of \$10,000, for a total charge to the City of \$17,500.00.

Standard package in the amount of \$17,500 allows for the following services:

- Unlimited phone and email consultations with Lawyers during plan development;
- Up to three visits by Lawyers and two visits by Demographer to the jurisdiction;
- Development of redistricting plan by Demographer, with a legal review by Lawyers, using redistricting software, including the creation of up to three alternative plans;
- Lawyers will prepare any resolutions, ordinances, or other documents needed to accomplish the redistricting; and
- The Demographer will export final plan electronically to City GIS system, County Board of Elections, or other relevant entity, if requested.

Understanding the City of Goldsboro will not hold municipal elections next year, unlike some other municipalities, Poyner Spruill and Marshall Hurley, PLLC proposes a customized schedule to carry out the redistricting process. Suggested meeting scheduled is an initial meeting to discuss the redistricting process, analyze demographic data, and solicit input from council members in the fall of 2021, a second meeting to discuss proposed redistricting plans beginning January 2022 and conclude with a third meeting to conduct a public hearing and/or adopt final resolution approving the redistricting plan early next year.

The Planning Director and Finance Director have reviewed the fee proposal for this project. Sufficient funds are available for the consultant services and budgeted within the FY22 Planning Department budget.

It was recommended that Council adopt a resolution authorizing the Mayor and City Clerk to execute a contract in the amount of \$17,500.00 with Poyner Spruill and Marshall Hurley, PLLC, for the engagement of legal services in connection with redistricting the City’s electoral districts following the 2020 census.

Mayor Pro Tem Polack made a motion to approve the resolution, seconded by Councilmember Broadway and unanimously carried. A roll call vote was conducted.

RESOLUTION NO. 2021-65 “RESOLUTION AWARDING AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE REDISTRICTING OF CURRENT ELECTORAL DISTRICTS WITHIN THE CITY OF GOLDSBORO FOLLOWING THE 2020 CENSUS”

Boards and Commissions Vacancies Discussion. Laura Getz, City Clerk shared vacancies in the Community Relations and Development Commission, Parks and Recreation Advisory Commission and the Planning Commission. Council discussed the vacancies and identified the following citizens for appointment. Ms. Getz will bring a resolution back to the meeting on September 20, 2021 for appointment. Councilmember Matthews made a motion to accept the recommendation from both the Commission on Community Relations and Development and the Planning Commission to appoint Carole Battle and Kevin Brown. In addition to Jamie Taylor to serve on the Recreation Advisory Commission, seconded by Councilmember Jones and unanimously carried. A roll call vote was conducted.

Commission on Community Relations and Development-Carole Battle
Parks and Recreation Advisory Commission-Jamie Taylor
Goldsboro Planning Commission-Kevin Brown

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

Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 807 S. Slocumb to Community Technical Assistance, Inc. Upon motion of Councilmember Matthews, seconded by Mayor Pro Tem Polack and unanimously carried, Council agreed to accept the initial bid and authorize Finance to advertise for upset bids for 807 S. Slocumb Street. A roll call vote was conducted.

There being no further business, the meeting recessed 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 7, 2021.

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

Rev. Tom Millay with First Christian Church provided the invocation. The Pledge of Allegiance followed.

Roll Call.

Present: Mayor David Ham, Presiding
Mayor Pro Tem Taj Polack
Councilmember Hiawatha Jones
Councilmember Bill Broadway (participated remotely via Zoom)
Councilmember Brandi Matthews
Councilmember Gene Aycock (participated remotely via Zoom)

Approval of Minutes. Councilmember Broadway made a motion to approve the minutes of the Work Session and Regular Meeting of August 16, 2021. The motion was seconded by Mayor Pro Tem Polack and unanimously carried. A roll call vote was conducted.

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

1. Jomo Jones, BirthRight Property Management shared comments about District 3 property restorations.

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

Consent Agenda - Approved as Recommended. Mayor Ham presented the Consent Agenda. All items were considered to be routine and could be enacted simultaneously with one motion and a roll call vote. If a Councilmember so requested, any item(s) could be removed from the Consent Agenda and discussed and considered separately. In that event, the remaining item(s) on the Consent Agenda would be acted on with one

motion and roll call vote. Mayor Pro Tem Polack moved the items on the Consent Agenda, Items B, C, D, and F be approved as recommended by staff. The motion was seconded by Councilmember Jones and a roll call vote resulted in all members voting in favor of the motion.

The items on the Consent Agenda were as follows:

Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 807 S. Slocumb to Community Technical Assistance, Inc. Resolution Adopted. Staff has received an offer to purchase city/county owned property. Council must either accept or reject the offer, and if accepted authorize advertisement for upset bids (G.S. 160A-266 and 160A-269).

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

807 S. Slocumb Street

Offeror: Community Technical Assistance, Inc.

Offer: \$5,445.00

Bid Deposit: \$272.25

Parcel #: 50179

Pin #: 3509017506

Tax Value: \$10,890

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 cashier's check.

The status of the entity has been confirmed “active” with the North Carolina Secretary of State.

It was recommended that Council accept an offer on 807 S. Slocumb Street and adopt the attached resolution authorizing Finance to advertise for upset bids. Consent Agenda Approval. Polack/Jones (6 Ayes)

RESOLUTION NO. 2021-66 "RESOLUTION AUTHORIZING UPSET BID PROCESS"

Approve or Decline Selling the Miniature Train in Herman Park. Resolution Adopted. The City of Goldsboro has an agreement with the Kiwanis Club of Goldsboro in regards to the miniature train the City owns located in Herman Park. The agreement allows the Kiwanis Club of Goldsboro to operate the train and charge admission fees. In return, the Kiwanis Club of Goldsboro is responsible for the maintenance and upkeep of the miniature train – setting aside a portion of their proceeds to be specifically used for train maintenance.

The miniature train was manufactured in 1953, purchased in 1955 and is one of only about 275 that were made. The last miniature train of this type was manufactured in 1963. Replacement parts are becoming harder for the Kiwanis Club of Goldsboro to obtain. The miniature train will need to be replaced soon.

During their August 16, 2021 presentation, the Kiwanis Club of Goldsboro presented a solution to City Council. Allow the Kiwanis Club of Goldsboro to raise funds to purchase a new miniature train for Herman Park. The Kiwanis Club of Goldsboro will then donate the new miniature train to the City of Goldsboro – it will become City property.

The Kiwanis Club of Goldsboro asked the City Council to contribute the proceeds from selling the 1953 miniature train towards the new train replacement, should Council decide to sell the current miniature train located in Herman Park.

It was recommended that Council approve or deny the selling of the miniature train. If approved to sell, direct the proceeds of up to \$35,000 from the sale of the miniature train to be put towards the new miniature train and adopt the attached resolution allowing City staff to move forward with selling the miniature train and put the proceeds from the sale of up to \$35,000 towards the new miniature train. Consent Agenda Approval.

Polack/Jones (6 Ayes)

RESOLUTION NO. 2021-67 “A RESOLUTION AUTHORIZING THE CITY OF GOLDSBORO TO SELL THE HERMAN PARK MINIATURE TRAIN AND PUT THE PROCEEDS OF THE SELL TOWARDS THE PURCHASE OF A NEW MINIATURE TRAIN”

Request authorization to modify FY 2020/21 equipment purchases. Approved. Due to equipment price increases, priority changes and administrative oversight, funds available through debt borrowing are insufficient to cover the cost of equipment approved to purchase during the FY 2020/21 budget process.

An F-350 Service Body Truck, Equipment Tilt Trailer and Dumpster Carrier Trailer were authorized to be purchased through the FY 2020/21 budget process, but not included in the debt borrowing. The F-350 is a replacement for one totaled in an accident—City employee was not at fault. The truck, as well as the Equipment Tilt Trailer, are needed to pull the street maintenance crew’s new excavator to and from jobsites. With regard to purchasing a dumpster carrier trailer, it would be insufficient and impractical for the number of dumpsters being rented, relocated, and serviced throughout the City and Seymour Johnson AFB and needs to be upgraded to an actual Dumpster Carrier Truck. It would increase capabilities to meet current demands and be more efficient.

The \$135K made available from not purchasing the Leaf Truck/Leaf Machine will cover the costs of the aforementioned equipment, as well as other material and manufacturer cost increases we have experienced due to the delay.

It was recommended that Council approve using funds originally set forth to purchase the Leaf Truck/Leaf Machine to purchase the F-350 Service Body Truck, Equipment Tilt Trailer, Dumpster Carrier Truck and offset other equipment price increases. Consent Agenda Approval. Polack/Jones (6 Ayes)

SJAFB Truck Entrance Directional Signage-Resolution of Support. Resolution Adopted. The NC House of Representatives, the NC Senate, and NCDOT wish to install guide signage along several major roads surrounding Goldsboro to properly route trucks to the Truck and Commercial Gate of Seymour Johnson AFB.

The main gate for Seymour Johnson Air Force Base is located on Berkley Boulevard and the Truck and Commercial Gate is located on South Slocumb Street. Trucks routinely come to the main gate and must be given directions to the Slocumb Street gate. Unfortunately, the fastest route between the main gate and the Slocumb Street gate takes trucks through nearby neighborhoods, causing complaints from the residents.

The proposed signs would direct truck drivers to the Slocumb Street gate as they approach Goldsboro on the major routes. These signs should improve safety and congestion at the Berkley Boulevard gate, since fewer trucks should need to be redirected to the appropriate gate.

The budget for this project is estimated at \$200,000, and would be funded by the NC House of Representatives, NC Senate and NCDOT.

It was recommended that Council approve the resolution in support of the funding request from the NC House of Representatives and NC Senate to install guide signage for the Seymour Johnson AFB truck entrance. Consent Agenda Approval. Polack/Jones (6 Ayes)

RESOLUTION NO. 2021-68 “RESOLUTION OF SUPPORT OF REQUEST FUNDING TO INSTALL SEYMOUR JOHNSON AIR FORCE BASE ‘TRUCK ENTRANCE’ GUIDE SIGNAGE”

End of Consent Agenda.

Items Requiring Individual Action.

Amendment to the Code of Ordinances Chapter 130, Section 130.07: Concealed Handguns. Ordinance Adopted. Due to changes in North Carolina statutes, signage in public locations, such as City Parks, may be outdated and no longer in compliance with state law.

It was requested that outdated signage be removed, and replaced with signage in compliance with state law. Since the change in state law, public parks no longer fall under the definition of “recreational facilities” in G.S 14-415.23. This change in definition has been interpreted to mean that, cities and counties may no longer adopt ordinances preventing the carrying of concealed handguns by individuals with concealed carry permits.

Chapter 130, Section 130.07 of the City of Goldsboro’s Code of Ordinances needs to be amended to comply with state laws. Any signage in noncompliance needs to be replaced with signage complying with state law and the revised city ordinance.

It was recommended that Council approve changes to Chapter 130, Section 130.07 of the City of Goldsboro’s Code of Ordinances, to comply with state law, and replace noncompliant signage with new signage in compliance with state law and the revised ordinance.

Councilmember Jones made a motion to make a change in the ordinance according to the state law. The motion was seconded by Mayor Pro Tem Polack and unanimously carried. A roll call vote was conducted.

ORDINANCE NO. 2021-31 “AN ORDINANCE AMENDING CHAPTER 130 ENTITLED “OFFENSES AGAINST CITY REGULATIONS” SECTION 130.07 CONCEALED HANDGUNS OF THE CODE OF ORDINANCES OF THE CITY OF GOLDSBORO, NORTH CAROLINA”

Amendment to the Code of Ordinances Chapter 97, Section 97.05: Firearms. Ordinance Adopted. Due to changes in North Carolina statutes, signage in public locations, such as City Parks, may be outdated and no longer in compliance with state law.

It was requested that outdated signage be removed, and replaced with signage in compliance with state law. Since the change in state law, public parks no longer fall under the definition of “recreational facilities” in G.S 14-415.23. This change in definition has been interpreted to mean that, cities and counties may no longer adopt ordinances preventing the carrying of concealed handguns by individuals with concealed carry permits.

Chapter 97, Section 97.05 of the City of Goldsboro’s Code of Ordinances needs to be amended to comply with state laws. Any signage in noncompliance needs to be replaced with signage complying with state law and the revised city ordinance.

It was recommended that Council approve changes to Chapter 97, Section 97.05 of the City of Goldsboro’s Code of Ordinances, to comply with state law, and replace noncompliant signage with new signage in compliance with state law and the revised ordinance.

Mayor Pro Tem Polack made a motion to change the amendment to the Code of Ordinances, Chapter 97, Section 97.05: Firearms. The motion was seconded by Councilmember Aycock and unanimously carried. A roll call vote was conducted.

ORDINANCE NO. 2021-32 “AN ORDINANCE AMENDING CHAPTER 97 ENTITLED “PARKS AND RECREATION” SECTION 97.05 FIREARMS OF THE CODE OF ORDINANCES OF THE CITY OF GOLDSBORO, NORTH CAROLINA”

Z-9-21 Paul Vinson III (HB - GB) – South side of 11th Street at the intersection of 11th Street and N William Street. Ordinance Adopted. The applicant owns the subject property. The majority of the property is zoned Highway Business (HB). A portion of the property is zoned General Business (GB).

The applicant requests to rezone the entire property to General Business (GB) for commercial development purposes. If the property is rezoned, site and landscape plans will be required and approved by City officials before construction permits can be issued in the future.

Frontage: 280 ft. (11th St.)
Area: 20,467 sq. ft. or 0.47 acres

SURROUNDING ZONING:

- North: Residential (R-6), General Business (GB);
- South: Highway Business/General Business (HB/GB)
Residential/Manufactured Non-Conforming (RM-NC)
- East: Highway Business (HB/ RM-NC); and

West: General Business (GB)

The subject property is clear and vacant.

The City's Land Use Plan recommends Commercial development for the property.

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

At the public hearing held on August 16, 2021 an adjacent property owner spoke with concerns regarding future development and type of development. No other persons spoke for or against the rezoning request.

It was recommended that Council accept the recommendation of the Planning Commission and find the request consistent with the City's adopted Comprehensive Land Use Plan and; find the proposed zoning amendment is reasonable and in the public interest because zoning is compatible with adjacent properties within the surrounding areas and adopt an Ordinance changing the zoning for the property from Highway Business (HB) to General Business (GB).

Council discussed the proposed rezoning.

Councilmember Matthews made a motion to accept the recommendation of the Planning Commission to change the zoning for this property. The motion was seconded by Councilmember Aycock. A roll call vote was conducted. Mayor Ham, Councilmember Jones, Councilmember Broadaway, Councilmember Matthews and Councilmember Aycock voted for the motion. Mayor Pro Tem Polack voted against the motion. The motion passed.

ORDINANCE NO. 2021-33 "AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF GOLDSBORO, NORTH CAROLINA CODE OF ORDINANCES"

City Manager's Report. Tim Salmon thanked city employees and discussed Covid.

Mayor and Councilmembers' Reports and Recommendation.

Councilmember Aycock had no comment.

Councilmember Broadaway had no comment.

Councilmember Jones thanked her community for helping a citizen during a recent fire.

Mayor Pro Tem Polack thanked God, his family and shared comments about the city. He gave a shout out to one of his students in the audience, Mr. Dashawn Murchison for his support.

Councilmember Matthews had no comment.

Constitution Week Proclamation. Mayor Ham proclaimed the week of September 17 through 23 as CONSTITUTION WEEK in Goldsboro, North Carolina and asked citizens to reaffirm the ideals that the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

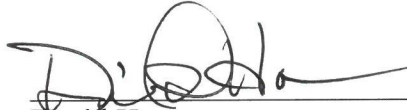
Hispanic Heritage Month Proclamation. Mayor Pro Tem Polack proclaimed September 15 through October 15, 2021 as HISPANIC HERITAGE MONTH in Goldsboro, North Carolina and extend best wishes to all of our communities as they hold appropriate ceremonies to commemorate this observance.

Mayor Pro Tem Ham

Closed Session Held. Upon motion of Mayor Pro Tem Polack, seconded by Councilmember Jones and unanimously carried, Council convened into Closed Session to discuss a personnel matter. A roll call vote was conducted.

Council came out of Closed Session.

The meeting adjourned at 8:34 p.m.



David Ham
Mayor



Laura Getz, MMC/NCCMC
City Clerk