MINUTES OF THE MEETING OF THE CITY COUNCIL
JULY 12, 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 July 12, 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 Broadway
Councilmember Taj Polack
Councilmember Brandi Matthews
Councilmember Gene Aycock (joined at 5:43 pm via Zoom)
Ron Lawrence, City Attorney
Tim Salmon, City Manager
Laura Getz, City Clerk

Adoption of the Agenda. Upon motion of Councilmember Broadway, seconded by Councilmember Polack and unanimously carried, Council adopted the agenda.

Mayoral Vacancy Discussion. Mayor Pro Tem Ham shared information concerning Exhibit A Procedure for Filling Vacant Mayoral Seat and shared the proposed dates. Councilmember Broadway made a motion to accept the proposed dates. Councilmember Polack seconded the motion. Mayor Pro Tem Ham, Councilmembers Jones, Broadway and Polack voted for the motion. Councilmember Matthews voted against the motion. The motion passed 4:1. City Manager Tim Salmon asked for approval from Council on the addition of #14, the conflict of interest statement regarding voting in the procedures. Councilmember Polack made a motion to adopt with the recommended adjustments from line 14 that we accept. Councilmember Jones seconded the motion. Mayor Pro Tem Ham, Councilmembers Jones, Broadway and Polack voted for the motion. Councilmember Matthews voted against the motion. The motion passed 4:1.

Public Utilities Infrastructure Projects Update. Marty Anderson, City Engineer and Mike Wagner, Public Utilities Director presented the following information.

Utility Funding Project Overview

<table>
<thead>
<tr>
<th>Description</th>
<th>Cost</th>
<th>Start Date</th>
<th>End Date</th>
<th>Status</th>
<th>Comments/Issues</th>
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<tbody>
<tr>
<td>Phase IV sewer rehabilitation project</td>
<td>$15.5M</td>
<td>2021</td>
<td>2024</td>
<td>Underway</td>
<td>Downtown Area</td>
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<tr>
<td>2021 Wastewater system improvements</td>
<td>$8.5M</td>
<td>2020</td>
<td>2023</td>
<td>Complete</td>
<td>Sewer Issues</td>
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<td>2019 Wastewater system improvements</td>
<td>$5.5M</td>
<td>2019</td>
<td>2022</td>
<td>In Design &amp; Planning</td>
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<td>2020 Wastewater system improvements</td>
<td>$5M</td>
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<td>In Design &amp; Planning</td>
<td>Multiple Areas</td>
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<tr>
<td>2021 Wastewater system improvements</td>
<td>$4M</td>
<td>2021</td>
<td>2024</td>
<td>Underway</td>
<td>Multiple Areas</td>
</tr>
</tbody>
</table>

Engineering Current Projects

1. Phase IV sewer rehabilitation project - $15.5M
2. Wastewater system improvements - $8.5M
3. 2019 Wastewater system improvements - $5.5M
4. 2020 Wastewater system improvements - $5M
5. 2021 Wastewater system improvements - $4M
HUB Rental Information. Erin Fonseca, Downtown Development Director presented information concerning the HUB rental fees. Council discussed the proposed fees and guidelines. Upon motion of Councilmember Broadaway, seconded by Councilmember Polack and unanimously carried, Council accepted the fee structure as recommended by staff.

Retention Pay. City Manager Tim Salmon shared information about Police Department retention. Police Chief Mike West shared detailed information about the retention pay proposal of 6% for the Police Department. Council discussed options for Police Department salaries and positions. Council discussed the proposal. Councilmember Broadaway made a motion to approve the 6.5% pay increase for police department.
There was no second. Councilmember Polack made a motion to go with the city manager’s recommendation of 5%. Councilmember Broadway seconded the motion. The motion passed unanimously.

Mike Wagner, Public Utilities Director shared information concerning retention in the Public Utilities Department. He shared that the 5% increase for his staff was added to the current budget.

**Homeless Board.** City Manager Tim Salmon shared information concerning the potential for a homeless committee. Council discussed the potential board to include citizens from each district on the board. Councilmember Polack made a motion to establish a board or commission to address homelessness across the county and the city collaboratively. Councilmember Aycock seconded the motion and the motion passed unanimously. Councilmember Polack restated his motion to create a collaborative board amongst the city and the county to address homelessness. Councilmember Jones seconded the motion. The motion passed unanimously.

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

- **Item F. Accept or Reject Initial Bid and Authorize Finance to Advertise for Upset Bids for 412 East Walnut to Oliver Design Group, LLC.** Upon motion of Councilmember Polack, seconded by Councilmember Matthews and unanimously carried, Council agreed to accept the initial bid and authorize Finance to advertise for upset bids for 412 East Walnut Street.

  Departmental monthly reports were discussed.

  The meeting recessed at 6:30 pm. Upon motion of Councilmember Polack, seconded by Councilmember Broadway and unanimously carried, Council came back into regular session.

- **Closed Session Held.** Upon motion of Councilmember Jones, seconded by Councilmember Polack and unanimously carried, Council convened into Closed Session to discuss a litigation and personnel matter.

  Council came out of Closed Session.

  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 July 12, 2021.

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

Archbishop Anthony Slater with Tehillah Church Ministries provided the invocation. The Pledge of Allegiance followed.

**Roll Call.**

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

**Approval of Minutes.** Councilmember Matthews made a motion that the minutes be amended to reflect her opposition to the resolution, the procedure and the adoption of the agenda of the June 21, 2021 meeting due to the fact she was not given an opportunity to cast a vote. The motion was seconded by Councilmember Polack. Mayor Pro Tem Ham, Councilmembers Jones, Polack, Matthews and Aycock voted in favor of the motion. Councilmember Broadway voted against the motion. The motion passed 5:1. City Attorney Ron Lawrence stated that it did not change the outcome of the votes and that the majority voted in the affirmative of the motions that were made. Councilmember Jones made a motion to approve the minutes with the said amendments to the June 21st meeting. Councilmember Polack seconded the motion. Mayor Pro Tem Ham restated the motion to include the approval of the minutes of the Recessed Meeting of June 14, 2021, minutes of the Special Meeting of June 18, 2021 and the minutes of the Work Session and Regular Meeting of June 21,
2021 as amended. Mayor Pro Tem Ham, Councilmembers Jones, Polack, Matthews and Aycock voted in favor of the motion. Councilmember Broadaway voted against the motion. The motion passed 5:1.

**Public Hearings.**
SU-7-21 King’s Auto (Used Auto Sales) – North side of E. US Hwy. 70 between Calvary Road and Norwood Avenue. Public Hearing Held. The applicant requests a Special Use Permit for the operation of a used auto sales lot located in the General Business (GB) zoning district.

According to the City’s Unified Development Code, used automobile sales is a permitted use in the General Business (GB) zoning district only after the obtainment of a Special Use Permit approved by City Council. Currently, the applicant is seeking a variance for the property from the Goldsboro Board of Adjustment. The principle structure is located 4.34 ft. from the western property line and does not meet the side setback requirement of 15 ft. No action can be taken on the special use permit request without a variance from the Goldsboro Board of Adjustment scheduled for July 26, 2021.

Frontage: 114.45 ft.
Area: 0.66 Acres
Zoning: General Business (GB)

Previously, the site was approved as a sign fabrication business formerly known as Southern Signs, Inc. Existing Use: Currently, the existing commercial buildings and lot are unoccupied.

Approval criteria of used automobile sales requiring a special-use permit from Goldsboro City Council are as follows:

1. The minimum lot area is 15,000 sq. ft.
2. The minimum lot frontage and width shall be 100 ft.
3. No parking of used vehicles or customer vehicles shall be allowed within the required street yard landscape area.
4. No vehicles for sale shall be parked within 20 ft. of residentially-zoned property.
5. All vehicular display areas shall be improved with approved surfaces, curb and gutter in accordance with the City’s UDO.

The applicant has submitted a preliminary site plan which indicates compliance with the above-listed approval criteria for used automobile sales as a special-use in the General Business (GB) zoning district.

In addition, the site plan shows an existing one-story commercial building of approximately 2,460 sq. ft. proposed for use as offices for automobile sales, record-keeping, public restrooms and storage. Another existing one-story commercial building is attached to the principle structure consisting of approximately 1,050 sq. ft. and formerly used as storage space. Applicant intends to convert attached storage building into an automobile service bay for customers of the business.

Access to the site will be provided directly from N.C. Secondary Road No. 1591 by a proposed 22 ft. wide paved access drive. NCDOT officials have been contacted since this is a state-maintained road. According to NCDOT officials, no roadway improvements will be required for the site.

Parking for the site requires 1 space per employee and 5 customer spaces. A total of 7 paved parking spaces are proposed to include 1 handicap accessible space.

Internal concrete sidewalks are shown providing access to building entrances through sloped ramps and handicap accessible walkways. External sidewalks are not required for the site in accordance with the City’s UDO and the Recommended Pedestrian Facilities Plan.

Interconnectivity has not been shown for the site. The owner/developer will be required to identify interconnectivity for the site should adjacent property directly east of the property be improved for commercial development in the future.

City water and sewer are available to serve the subject property. The property is not located within a special flood hazard area. City Engineering will require approval of drainage plans prior to issuance of any building permits.
A portion of the subject property located at the rear of the site is outside the City limits of Goldsboro. The owner of the property will be required to annex this portion of the property into Goldsboro’s city limits since City utilities serve the site.

Maple trees have been shown along the frontage of the property to serve as required street trees for the site. A Type A, 10’ wide landscape buffer is required along the western property line. An existing 6 ft. in height opaque chain-link fence serves to buffer the property from existing commercial development directly west of the site. Existing vegetation at the rear of the property serves as the required Type C, 20ft. wide landscape buffer yard. City staff will ensure additional landscape plantings will be installed should any deficiencies exist after site improvements have been finalized.

Commercial dumpsters will be utilized for garbage collection and have been identified on the submitted site plans. Staff will ensure that dumpster corals are properly constructed and appropriately screened from off-site views in accordance with City standards.

Mayor Pro Tem Ham opened the Public Hearing. No one spoke and the Public Hearing was closed.

No action necessary. The Planning Commission will have a recommendation for City Council at the August 2, 2021 Council meeting.

**SU-8-21 Well Travelled Beer –Southwest corner of South Center Street and Chestnut Street**  
(Place of Entertainment w/ ABC Permits – Amendment) Southwest corner of South Center Street and Chestnut Street (Place of Entertainment w/ ABC Permits – Amendment). Public Hearing Held. The applicant requests to amend a previously issued Conditional Use Permit (CU-6-17) to allow the operation of a place of entertainment with ABC Permits. The amendment would allow the extension of the hours of operation.

- **Frontage:** 72.26 ft. (S. Center Street)  
- **119.4 ft. (W. Chestnut Street)**
- **Depth:** 119.4 ft.  
- **Area:** .2 Acres  
- **Zoning:** Central Business District (CBD)

**Existing Hours of Operation:**  
Tues – Thurs (3pm – 11pm)  
Fri – Sat (3pm – 12am)  
Sun (12pm – 4pm)

**Number of Employees:** 2

The applicant was granted a Conditional Use Permit to allow the operation of a place of entertainment with ABC Permits by City Council at their December 7, 2015 meeting. The existing Conditional Use Permit was amended and approved by City Council at their May 8, 2017 meeting to expand the operation for additional seating. The applicant is now requesting to extend the hours of operation on Fridays and Saturdays from 3pm – 12am to 3pm to 2am.

The applicant renovated approximately 1,600 square feet of an existing two-story, 5,384 square foot masonry-brick building for craft beer sales and consumption. In 2017 the applicant renovated an additional 1,674 square feet of the first floor for additional seating and storage.

The submitted floor plan shows seating for fifty-nine (59) people, beverage shelving and display areas, bathrooms and a bar. The applicant is only requesting to extend the hours on Fridays and Saturdays with no other requests and/or improvements at this time.

Mayor Pro Tem Ham opened the Public Hearing. No one spoke and the Public Hearing was closed.

No action necessary. The Planning Commission will have a recommendation for the Council’s meeting on August 2, 2021.

**Z-7-21 MC Morgan and Associates (Tiffany Gardens Phase II) – West side of Thoroughfare Road between Central Heights Road and NC Railroad. Public Hearing Held.** The applicant requests a change of zone for a portion of the subject property from Residential (R-16) to Residential (R-6CZ) Conditional Zoning limiting the use to an 84-unit apartment complex. In conjunction with the request, the applicant is requesting a Conditional Use permit (CU-5-21) for the construction of the apartment complex in the Residential (R-6) zoning district.
Frontage: +500 ft. (Thoroughfare Road)
Depth: +300 ft.
Area: +7.7 Acres

SURROUNDING ZONING:
North: Residential (R-16) RM-NC/Residential (R-12CZ); Residential (R-9)
South: Residential (R-16/R-12)
East: Residential (R-16/R-9)
West: Residential (R-16/R-12CZ)

On April 1, 2019, Goldsboro City Council accepted the recommendation of the Goldsboro Planning Commission and adopted an Ordinance (Z-14-19) changing the zone for property directly north of subject property from Residential (R-16 and R-12) to Residential (R-12CZ) Conditional Zoning limiting the use of the property to an eighty-four unit apartment complex.

City Council at their April 5, 2021 denied the applicant’s request to rezone the subject property for the apartment complex. At their May 3, 2021 meeting, the Council voted to rehear Tiffany Garden Phase II Rezoning as they found there to be substantial change in the conditions and circumstances bearing on the application.

Now, with the request of the Council to rehear the rezoning request, the developer is proposing the second phase of residential development consisting of an eighty-four (84) unit apartment complex.

The property is currently vacant.

The City’s Land Use Plan recommends Medium Density Residential (MDR) development. In addition, the Plan recommends that higher densities should be encouraged since City water and sewer are available to serve the property.

The submitted preliminary site plan indicates three (3), three-story apartment buildings containing a total of 84 units. In addition, a community building is also being proposed on site.

Access to the site will be directly from Thoroughfare Road. Since Thoroughfare Road is a state-maintained road, NCDOT officials have been contacted and are requiring driveway permits, as well as, left and right turn lanes along Central Heights Road as a result of Phase I development.

Parking for the site requires two spaces per unit plus .5 per bedroom over two. 36 of the 84 total units will be 3-bedroom units, 35 units will be 2-bedroom units and the remaining 13 units will be 1-bedroom units.

A total of 176 parking spaces are required and 176 spaces have been shown on the preliminary site plan.

External City sidewalks are required for new development, however, the City’s Pedestrian Facilities Plan does not recommend sidewalks for the area. Frontage along Thoroughfare Road is approximately 460 ft. The developer will be required to install sidewalks or pay a fee in lieu of in the amount of $8,280 to the City of Goldsboro.

Internal concrete sidewalks are shown providing access to building entrances through sloped ramps and handicap accessible walkways.

Lighting Plan: A commercial lighting plan has not been submitted. Since the subject property is located adjacent to residentially-zoned and developed properties, the developer will be required to submit a lighting plan in compliance with the City’s Commercial Lighting ordinance.

Interconnectivity: Interconnectivity has been shown west of the site as adjacent property is currently being developed for multi-family use.

City water and sewer are available to serve the subject property. The property is not located within a special flood hazard area. City Engineering will require approval of storm water calculations and drainage plans prior to issuance of any building permits.

Street trees have been provided along Thoroughfare Road. A Type B 15’ landscape buffer is required along all property lines and vehicular surface area landscape requirements must be met. Staff is working with the
applicant to ensure landscape requirements are met per the requirements of the City’s Unified Development Ordinance.

Commercial dumpsters will be utilized for garbage collection. Staff will ensure that dumpster coronals are properly constructed and appropriately screened from off-site views in accordance with City standards.

Building elevations have been submitted and indicate the proposed buildings will be constructed of brick veneer and fiber-cement shake siding. Roofing materials will be architectural shingles. Staff will ensure all multi-family development design standards are met per the requirements of the City’s Unified Development Ordinance prior to issuance of any building permits.

The subject property is located outside the City limits. Since City utilities are located within 1,000 ft. of the site, the developer will be required to connect to City water and sewer, as well as, annex into the City limits.

Mayor Pro Tem Ham opened the Public Hearing. The following people spoke:

1. Mark Morgan, MC Morgan and Associates, 2408 Lake Oak, High Point, shared information concerning Phase II of Tiffany Gardens.
2. Alex Economy, 320 Longs Plant Farm Road, shared concerns about drainage and flooding potential of Phase II of Tiffany Gardens.

No one else spoke and the Public Hearing was closed.

No action necessary. The Planning Commission will have a recommendation for the Council’s meeting on August 2, 2021.

Street Name Change – Poplar Street to Dr. H.E. McNair Street. Public Hearing Held. A petition to change the name of a section of Poplar Street to “Dr. H.E. McNair Street has been submitted. The section of Poplar Street runs from Harris Street intersection northwards approximately 1,150 linear feet to its terminus. The petitioner has indicated that he wishes to change the name of the street in honor of the late Rev. Dr. Howard E. McNair who was the pastor of 57 plus years of New Stoney Hill United Holey Church, which directly abuts this section of Poplar Street at 1003 Poplar Street.

The City is authorized to change street names within the city limits according to provision set forth in General Statutes. While the statues are very general in nature, the City follows the same procedures use by the County in renaming streets.

The proposed name change has been sent to the County Planning Department to insure that the name “Dr. H.E. McNair Street” would not result in any confusion as it relates to provision of emergency services. The County Planning Director has indicated that the County does not have any objection to the street name change which has been proposed. City Fire has no issues with the request and City Engineering indicated the use of an individual’s full name is typically discouraged especially if the last name is available for use suggesting the use of “McNair Street”.

A Notice of Public Hearing was advertised in the newspaper for two consecutive weeks. The street section was posted and all adjacent owners were notified of the hearing by mail.

Mayor Pro Tem Ham opened the Public Hearing. The following person spoke:

1. Trebor Jackson shared information concerning the proposed street name change and about Dr. H.E. McNair.

No one else spoke and the Public Hearing was closed.

No action necessary. The Planning Commission will have a recommendation for the Council’s meeting on August 2, 2021.

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

1. Alicia Pierce, 806 S. Taylor Street shared information concerning the July 12, 2021 work session items regarding the Police Department, HUB rental and voting procedures for the Mayor position.
2. Kaelon Williams shared concerns about flooding in West Haven.
3. Delmus Martin shared information about religion and racism.
4. Rose Dudley shared concerns about Day Point and current renovation issues.
5. Sylvia Barnes shared information with Councilmember Polack concerning Jefferson Court.
6. Shameka Rose shared concerns about Day Point renovations.
7. Kaelon Williams shared concerns about Day Point renovations.

Councilmember Matthews stepped out of the room at 7:59 pm and returned at 8:00 pm.

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. Councilmember Polack moved the items on the Consent Agenda, Items F-K be approved as recommended by the City Manager and 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 412 East Walnut to Oliver Design Group, LLC. 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))

412 East Walnut Street
Offeror: Oliver Design Group, LLC
Offer: $3,210.00
Bid Deposit: $160.50
Parcel #: 50440 Pin #: 3509057190
Tax Value: $6,210.00 Zoning: R-9

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 the offer on 412 East Walnut Street and if accepted, accept the following entitled resolution authorizing Finance to advertise for upset bids. Consent Agenda Approval.
Polack/Jones (6 Ayes)

**RESOLUTION NO. 2021-56 “RESOLUTION AUTHORIZING UPSET BID PROCESS”**

**Center Street Jam Concert Series –Temporary Street Closure. Approved.** The City of Goldsboro’s Downtown Development Dept., in conjunction with the Downtown Goldsboro Development Corporation looks forward to hosting the 20th 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 July 22, August 5th, August 19th, September 2nd and September 17th (Friday). 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 Eas: Chestnut from Center Street to the Chestnut Street PD parking lot entrance from 4:30pm – 9:00pm.
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, 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 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. Polack/Jones (6 Ayes)

Sprinkler Fun Days – Temporary Street Closure. Approved. The City of Goldsboro’s Downtown Development Dept., in partnership with the Goldsboro Fire Department will host their 11th annual Sprinkler Fun Days event series, providing supervised summer splash fun for all ages. As always, Sprinkler Fun Days are free, family-friendly and open to the public.

The events will be hosted every Thursday from 3:00pm – 4:00pm on South Center Street from July 15th – August 19th. GFD will set up and staff the event in the northbound lane of South Center Street, between Spruce and Chestnut. The Downtown Development Department is requesting the closure of the northbound lane of South Center Street from Spruce to Chestnut Street from 2:30pm – 4:00pm.

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, change 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 grant the requested temporary closing of the northbound lane of South Center Street from Spruce to Chestnut Street as stated above. Consent Agenda Approval. Polack/Jones (6 Ayes)

Professional Engineering On-Call Services for 2019 Water Improvements Project. Resolution Adopted. The Engineering Department provided a request for qualifications concerning professional on-call engineering services. The proposals addressed furnishing professional engineering services for various engineering projects (Water Treatment & Distribution, Wastewater Treatment & Distribution, Stormwater, Transportation, and Construction Inspection).

At the June 7, 2021 City Council Meeting, The Wooten Company, CDM Smith, and WithersRavenel were selected for each category of engineering services for current and future projects.

Staff requested The Wooten Company provide cost in reference to 2019 Water Line Replacement for the City of Goldsboro pertaining to undersized water mains. The proposed work will generally include the replacement of approximately 28,000 linear feet of 2-inch galvanized iron and 100 linear feet of 2-inch asbestos cement water mains with 6-inch PVC water mains, as well as other miscellaneous appurtenances such as water service reconnections and asphalt repair.

The Wooten Company engineering services detailed as follows:

Provide Preliminary Engineering Report

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<th>Description</th>
<th>Cost</th>
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<tr>
<td>Lump Sum</td>
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Environmental Report

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<tr>
<td>Lump Sum</td>
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Total = $25,000.00

We have reviewed the financing of this project with the Finance Director and determined that the capital project budget (W1113) contains sufficient monies to authorize professional engineering services with The Wooten Company for 2019 Water System Improvements.
It was recommended that Council adopt the following entitled Resolution authorizing the City Manager to execute a Professional Services Agreement with The Wooten Company pertaining to 2019 Water System Improvements for an amount not to exceed $25,000. Consent Agenda Approval. Polack/Jones (6 Ayes)

**RESOLUTION 2021-57 “RESOLUTION AUTHORIZING THE EXECUTION OF PROFESSIONAL ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY AND THE WOOTEN COMPANY FOR 2019 WATER SYSTEM IMPROVEMENTS”**

**Professional Engineering On-Call Services for Little/Big Cherry Pump Station Relocation and Improvement. Resolution Adopted.** The Engineering Department provided a request for qualifications concerning professional on-call engineering services. The proposals addressed furnishing professional engineering services for various engineering projects (Water Treatment & Distribution, Wastewater Treatment & Distribution, Stormwater, Transportation, and Construction Inspection).

At the June 7, 2021 City Council Meeting, The Wooten Company, CDM Smith, and WithersRavenel were selected for each category of engineering services for current and future projects.

Staff requested WithersRavenel provide cost in reference to Goldsboro Little/Big Cherry Pump Station Relocation and Improvement.

WithersRavenel engineering services detailed as follows:

- **Project Management**
  - Lump Sum = $6,000

- **Engineering Report**
  - Lump Sum = $20,000

- **Environmental Information Documentation**
  - Lump Sum = $4,000

- **Total** = $30,000

We have reviewed the financing of this project with the Finance Director and determined that the capital project budget (S1106) contains sufficient monies to authorize professional engineering services with WithersRavenel for Goldsboro Little/Big Cherry Pump Station Relocation and Improvement.

It was recommended that Council adopt the following entitled Resolution authorizing the City Manager to execute a Professional Services Agreement with WithersRavenel pertaining to Goldsboro Little/Big Cherry Pump Station Relocation and Improvement for an amount not to exceed $30,000. Consent Agenda Approval. Polack/Jones (6 Ayes)

**RESOLUTION 2021-58 “RESOLUTION AUTHORIZING THE EXECUTION OF PROFESSIONAL ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY AND WITHERS/RAVENEL FOR GOLDSBORO LITTLE/BIG CHERRY PUMP STATION RELOCATION AND IMPROVEMENT”**

**Departmental Monthly Reports.** Accepted as Information. The various departmental reports for June 2021 were submitted for Council’s approval. It was recommended that Council accept the reports as information. Consent Agenda Approval. Polack/Jones (6 Ayes)

**End of Consent Agenda.**

**Items Requiring Individual Action.**

**Z-5-21 Anita Yousif (R16 – O&I-1) – South side E. Ash Street between Barrow Court and Malloy Street. Ordinance Adopted.** The applicant recently acquired the subject property which is currently zoned for residential use.

The applicant requests a change of zone for the subject property from Residential (R-16) to Office and Institutional (O&I-1) for commercial development purposes.

Frontage: 56 ft. (E. Ash St.)
Area: 22,504 sq. ft. or 0.52 acres

SURROUNDING ZONING:

North: General Business (GB);
South: Residential (R-6);
East: Neighborhood Business (NBCZ); and
West: Office & Institutional (O&I-1)

The subject property has been used for residential purposes and consists of one unoccupied single-family dwelling of approximately 1,000 sq. ft.

The City’s Land Use Plan recommends Office and Institutional development for the property which is consistent with other properties in the area.

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

At the public hearing held June 21, 2021, no one appeared to speak for or against the request.

The Planning Commission, at their meeting held on June 28, 2021, recommended approval for the change of zone request from Residential (R-16) to Office and Institutional (O&I-1) finding the request consistent with the City of Goldsboro’s Comprehensive Land Use Plan.

It was recommended 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 Residential (R-16) to Office and Institutional (O&I-1).

Councilmember Jones stepped out of the room at 8:03 pm and returned at 8:07 pm.

Councilmember Broadaway made a motion to approve item Z-5-21 Anita Yousif, the motion was seconded by Councilmember Polack. A roll call vote resulted in all members voting in favor of the motion.

ORDINANCE 2021-25 “AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF GOLDSBORO, NORTH CAROLINA CODE OF ORDINANCES”

Z-6-21 FSC II, LLC. (Asphalt Plant) – North side of W. US 70 Hwy. between Perkins Mill Road and Springwood Drive. Ordinance Adopted. The applicant requests a change of zone for the subject property from General Business (GB) zoning district to General Industry Conditional Zoning (I-2CZ) limiting the use of the property to an asphalt plant.

Frontage: +740 ft. (Thoroughfare Road)
Depth: +857 ft.
Area: +16.02 Acres

SURROUNDING ZONING:

North: General Industry (I-2)/General Business (GB)
South: Residential (R-12/R-16), Office and Institutional (O&I-1);
East: General Business (GB); and
West: General Business (GB)

On September 4, 2007, Goldsboro City Council approved an ordinance to rezone property located directly north of subject property from General Business (GB) and Residential (R-20A) to General Industry (I-2). Although the land was not totally compliant with the Comprehensive Land Use Plan, the proposal was considered compatible with existing zoning patterns in the area.

On October 1, 2007, a request for a Conditional Use Permit was approved by City Council to allow the construction and operation of a concrete plant for the same property. In addition, site and landscape plans were also approved with the following modifications:

1. Modification of minimum lot frontage requirement from 50 ft. to 0 ft.
2. Modification of minimum distance requirement from residentially-zoned or developed property from 1,000 ft. to approximately 925 ft. and zero (0) ft.

Lastly, required street trees and sidewalk installation for the concrete plant site was deferred by City Council on June 2, 2008. The owner of subject property was required to install street trees and City sidewalks once the subject property was developed or sold in the future.

The property is currently vacant.

The City’s Land Use Plan recommends Medium Density Residential (MDR) development.

The applicant has submitted a site-specific plan for the Conditional Zoning request to limit the use of the property to an asphalt plant.

The preliminary site plan indicates the property adjacent to US HWY 70 West and accessed by a private 50 ft. wide paved asphalt ingress, egress, regress and utility easement. Three proposed access drives are shown along the easement providing an entrance and exit for employees and customers of the site, as well as, heavy commercial trucking operations associated with asphalt production. Since the property has no frontage along US HWY 70 West, a modification will be necessary.

Structures proposed and identified for the site consist of an on-site 750 sq. ft. office, a 750 sq. ft. laboratory, above-ground fuel storage tanks, a 600 sq. ft. storage shed, tower silos, hoppers, crushers, bins and conveyors for aggregate production, distribution and storage.

Parking for the site requires 1 space per employee, plus 2 visitor spaces, plus 1 space for each vehicle stored on site. A total of 10 parking spaces have been identified on the site plan to include 1 handicapped accessible parking space.

External City sidewalks are required for new commercial development. The applicant will be required to install sidewalks or pay $13,158 based on approximately 730 ft. of road frontage along HWY. 70. Internal concrete sidewalks are shown providing access to building entrances through sloped ramps and handicapped accessible walkways.

A commercial lighting plan has not been submitted. Since the subject property is located adjacent to residentially-zoned and developed properties, the developer will be required to submit a lighting plan in compliance with the City’s Commercial Lighting ordinance.

The subject property is located in the City’s one-mile extraterritorial jurisdiction. City water and sewer are not available to serve the subject property. Water will be provided by Wayne County’s Fork Township. Sewer will be provided by an on-site sewage disposal or pump system. The property is not located within a special flood hazard area or within a City Watershed protected area. City Engineering will require approval of storm water calculations and drainage plans prior to the issuance of any building permits.

Street trees have been shown along the western property line where an existing 60 ft. private and paved ingress, egress, regress and utility easement provides access to a concrete plant directly north of the property. A required type A, 10’ wide landscape buffer is shown along the northern property line. A type B, 15 ft. wide landscape buffer is required along the eastern property line. However, due to two existing natural gas utility easements along the eastern property line, the applicant is requesting a modification of the type A buffer yard requirement.

Commercial dumpsters will be utilized for garbage collection. Staff will ensure that dumpster corals are properly constructed and appropriately screened from off-site views in accordance with City standards. Community-Sensitive Use: Asphalt manufacturing is classified as a community sensitive use in the General Industry (I-2) zoning district. As such, the City’s UDO requires that the entire area of the site shall be enclosed by a six foot high opaque fence set back one hundred feet from any public right of way or residentially developed or zoned property and/or fifty feet from any other adjacent property. The applicant has proposed an 8ft. in height opaque fence surrounding the proposed asphalt plant in accordance with City standards.

In addition, the City’s UDO requires that the proposed asphalt plant be located at a minimum of 1,000 ft. from residentially-zoned or developed property. The portion of the property to be used as an asphalt plant is approximately 450 ft. from property zoned Residential (R-12) to the east. The northern most portion of the.
property proposed for outdoor aggregate storage is directly adjacent to property zoned Residential (R-12). A modification of the distance requirement from 1,000 ft. to 0 ft. will be necessary.

Lastly, the applicant will be required to provide a statement with the plans indicating whether any manufacturing or processing operation will create smoke, offensive odor, dust, noise, flames or vibrations beyond the lots lines of the proposed use. If one or more of such conditions exist, the developer shall explain what measures will be taken to mitigate such conditions to acceptable levels.

At the public hearing held June 21, 2021, the attorney representing the applicant, the Vice-President of the applicant and the attorney representing the property owner appeared to speak in favor of the request. No one appeared to speak in opposition of the request.

Planning Commission at their meeting held June 28, 2021, recommended approval for the requested change of zone of the subject property from General Business (GB) zoning district to General Industry Conditional Zoning (I-2CZ) limiting the use of the property to an asphalt plant with the condition of providing additional landscaping along Highway 70 to provide additional screening. Although, not consistent with the City of Goldsboro’s Comprehensive Land Use Plan, the Planning Commission’s recommendation found the proposed use to be compatible with adjacent properties within the surrounding area.

The following modifications have been requested:

1. Modification of road frontage along an improved public street of at least 50 ft.
2. Modification of type A landscape buffer yard along eastern property line.
3. Modification of distance requirement from residentially-zoned or developed property from 1,000 ft. to 0 ft.

It was recommended Council accept the recommendation of the Planning Commission and find the proposed zoning amendment inconsistent with the City’s adopted Comprehensive Land Use Plan however, the proposed use is compatible with adjacent properties within the surrounding area and; find the proposed zoning amendment is reasonable and in the public interest because the zoning is compatible with adjacent properties within the surrounding areas and; adopt an Ordinance changing the zoning for the property from General Business (GB) zoning district to General Industry Conditional Zoning (I-2CZ) limiting the use of the property to an asphalt plant.

Councilmember Polack made a motion to accept item m, Z-6-21 Asphalt Plant, the motion was seconded by Councilmember Broadaway. A roll call vote resulted in all members voting in favor of the motion.

ORDINANCE 2021-26 “AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF GOLDSBORO, NORTH CAROLINA CODE OF ORDINANCES”

Z-8-21 – MLFL, Inc. - (Tiny Home Village) South side of S. Slocumb Street between Westbrook Road and Seymour Drive. Ordinance Adopted. The applicant requests a change of zone for the subject property from General Business, Residential Manufactured-Non-Conforming (GB/RM-NC) and General Industry (I-2) zoning district to Planned Unit Development Conditional Zoning (PUDCZ) limiting the use of the property to a 40-unit tiny home village.

Planned Unit Developments are considered a separate zoning district and require rezoning approval. These mixed-use developments provide a voluntary alternative development procedure for relatively large tracts of land held under unified ownership that are planned and developed in a coordinated manner.

Frontage: +372 ft. (Slocumb St.)
+492 ft. (Westbrook Rd.)

Depth: +980 ft.

Area: 590,392 sq. ft. or +13.6 acres

SURROUNDING ZONING:
North: General Business (GB)
South: General Industry (I-2);
East: General Business (GB)/General Industry (I-2); and
West: General Business, Residential Manufactured-Non- Conforming (GB/RM-NC)/General Industry (I-2)
On February 6, 2012, the Goldsboro City Council concurred with the recommendation of the Planning Commission and adopted an Order approving a Conditional-Use Permit to allow the operation of a privately-owned cemetery (Seymour Memorial Park) upon the subject property. In addition, the Council approved site and landscape plans detailing the operation with a modification of the requirement for vehicular surface area landscaping.

Now, the owner has decided to cease development of the property for a cemetery and repurpose the property for residential development purposes focusing upon the chronically homeless and unsheltered residents of the City of Goldsboro.

The property is occupied by three (3) metal buildings formally proposed as covered pavilions for employees and customers of the private cemetery operation. The remaining portion of the property is clear and vacant.

The City’s Land Use Plan recommends Commercial and Industrial development for the property.

The applicant has submitted a concept plan for the Planned Unit Conditional Zoning request to limit the use of the property to a tiny home village. The applicant has requested a waiver of the City’s site plan requirement. If the zoning is approved, a North Carolina registered engineer is required to design the site plan in accordance with City’s UDO and subject to City Council approval.

The proposed tiny home village will serve as transitional housing for use by individuals suffering from chronic homelessness throughout the City of Goldsboro. Approximately forty (40) one, two and three - bedroom tiny homes are proposed for the site. Each home will be built to the North Carolina Building Code with an average of 900 sq. ft. of floor space per unit.

Amenities proposed for the village include on-site 24/7 security, on-site facilities for medical services, mental health and substance abuse treatment, education, job training and placement services, exercise and fitness equipment, housing for pets and walking trails for use by residents of the village.

The concept plan indicates the property fronts along S. Slocomb Street and Westbrook Road. Two existing curb cuts provide ingress and egress to Slocomb Street and Westbrook Road. A 30 ft. wide access drive is proposed as the main entrance off Slocomb Street. Another 30 ft. wide access drive off Westbrook Road will provide additional access to the site.

City water and sewer are available to serve the subject property. A portion of the property is located within special flood hazard areas known as the City’s 100 and 500-floodplain. City Engineering requirements pertaining to the floodplain, storm water calculations and drainage shall be approved by staff prior to the issuance of any development permits.

The subject property is within the 65-70 dnl noise overlay zone of Seymour Johnson Air Force Base. Base officials have been contacted regarding the proposed development. Once a response is received from Base officials, the applicant will be notified of any compliance issues in need of resolve before development can commence in the future.

At the public hearing held June 21, 2021, the applicant, property owner and two other persons appeared to speak in favor of the request. No one appeared to speak in opposition of the request.

Planning Commission at their meeting held June 28, 2021, recommended approval for the requested change of zone of the subject property from General Business, Residential Manufactured-Non-Conforming (GB/RM-NC) and General Industry (I-2) zoning district to Planned Unit Development Conditional Zoning (PUDCZ) limiting the use of the property to a 40-unit tiny home village. Although, not consistent with the City of Goldsboro’s Comprehensive Land Use Plan, the Planning Commission’s recommendation found the proposed use to be compatible with adjacent properties within the surrounding area.

It was recommended Council accept the recommendation of the Planning Commission and find the proposed zoning amendment inconsistent with the City’s adopted Comprehensive Land Use Plan however, the proposed use is compatible with adjacent properties within the surrounding area and; find the proposed zoning amendment is reasonable and in the public interest because the zoning is compatible with adjacent properties within the surrounding areas and; adopt an Ordinance changing the zoning for the property from General Business, Residential Manufactured-Non-Conforming (GB/RM-NC) and General Industry (I-2) zoning district to Planned Unit Development Conditional Zoning (PUDCZ) limiting the use of the property to a 40-unit tiny home village.
Councilmember Matthews made a motion to approve the Planning Commission’s recommendation, the motion was seconded by Councilmember Polack. Mayor Pro Tem Ham, Councilmembers Jones, Polack and Matthews voted for the motion. Councilmember Broadaway voted against the motion. Councilmember Aycock lost connection at 8:20 pm therefore was not available to vote. The motion passed 4:1.

ORDINANCE 2021-27 “AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF GOLDSBORO, NORTH CAROLINA CODE OF ORDINANCES”

City Manager’s Report. Mr. Salmon shared information concerning Parks and Recreation Programs. He also shared information about Part I Crime (Homicide, Rape, Robbery, Aggravated Assault, Burglary, Larceny, Motor Vehicle Theft, and Arson) rates being lower this year compared to last year.

Mayor and Councilmembers’ Reports and Recommendation. Councilmember Polack read the following Proclamation:

Proclamation – Annual National Night Out. Councilmember Polack proclaimed Tuesday, August 3, 2021 as the Annual National Night Out in the City of Goldsboro, North Carolina and called upon citizens of the City of Goldsboro to join the National Association of Town Watch in supporting the “Annual National Night Out” on August 3, 2021.

Mayor Pro Tem Ham read the following Resolution:

Resolution of the Board of Directors of the North Carolina League of Municipalities. In Recognition And Appreciation Of Lasting Contributions To Municipal Government; This Meritorious Individual Lifetime Membership Award Is Presented To Chuck Allen. WHEREAS, Chuck Allen has made lasting contributions to the City of Goldsboro, and cities and towns throughout North Carolina; and WHEREAS, Chuck Allen has shown unrivaled dedication to municipal government and made substantial contributions to help cities and towns improve the lives of their residents; and WHEREAS, Chuck Allen’s faithful service to this state and its cities and towns has set an example to all, as seen in his tireless work and leadership on behalf of the North Carolina League of Municipalities Board of Directors, Military Host Cities Coalition and Metropolitan Mayors Coalition; and WHEREAS, Chuck Allen, in his more than two decades as a member of the Goldsboro City Council and Mayor of Goldsboro, has been instrumental in seeing the city’s downtown transformed, its relationship with Seymour Johnson Air Force Base grow stronger, and the local economy flourish; and WHEREAS, Chuck Allen, through his leadership, has ensured that North Carolina’s relationship with the U.S. military has remained as strong as any state in the country and, through his work with state legislators, has assisted North Carolina cities and towns in gaining resources and maintaining the local authority to address the unique needs of each; and WHEREAS, Chuck Allen has championed bringing people together in common purpose to better this state, as seen in his 2018 statement to state leaders at NCLM’s Town & State Dinner: “We are one North Carolina, and we’ve got to work toward being one North Carolina;” and WHEREAS, Chuck Allen, during his time on the NCLM Board of Directors, has helped transform the organization into a modern advocacy and service organization with clear purpose and the ability to connect with state leaders to advance policies that keep municipalities strong; and WHEREAS, Chuck Allen has worked ceaselessly at the state and local level to create job growth, economic vitality and improve citizens’ quality of life; NOW, THEREFORE, BE IT RESOLVED, that the NCLM Board of Directors, on this 6th day of July, 2021, formally acknowledges and extends its sincere gratitude to Chuck Allen and presents to him this Meritorious Lifetime Membership in recognition and appreciation of lasting contributions to municipal government. Adopted this day, the 6th of July, 2021, in the City of Raleigh, North Carolina. Karen Alexander, President, North Carolina League of Municipalities, on behalf of the NCLM Board of Directors

Councilmember Matthews had no comment.

Councilmember Polack thanked everyone for their prayers during his absence at the last meeting while he was dealing with a personal issue. He also shared information about his absence at that meeting. He acknowledged Dr. Tommel Hayes on his accomplishments for receiving his doctoral degree.

Councilmember Aycock regained connection at 8:24 pm.

Councilmember Broadaway acknowledged Mr. Rice's involvement with the homeless and shared his reasons for voting against the Tiny Home Village item.
Councilmember Jones thanked her constituents for their encouragement and for sharing their concerns. She also spoke to Mr. Rice about homeless issues.

Mayor Pro Tem Ham spoke to Mr. Rice about the homeless and his Tiny Home Village item.

Mayor Pro Tem Ham acknowledged Mr. Edward Cromartie to speak; he spoke in support of Mr. Thomas Rice.

The meeting adjourned at 8:36 p.m.

[Signatures]

David Ham
Mayor Pro Tem

Laura Getz, MMC/NCCMC
City Clerk