



REVISED AGENDA
REGULAR MEETING OF THE MAYOR AND CITY COUNCIL
CITY OF GOLDSBORO
COUNCIL CHAMBERS – CITY HALL – 214 N. CENTER STREET
NOVEMBER 5, 2018



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

I. ADOPTION OF THE AGENDA

**II. WORK SESSION–5:30 P.M. – CITY HALL ADDITION, 200 N. CENTER ST., ROOM 206
OLD BUSINESS**

NEW BUSINESS

- a. First Quarter Financial Update (Finance)
- b. Discussion of grant partnership with Go Wayne Go for potential recreational projects (Parks and Recreation)
- c. Council Meeting Dates for 2019 (City Manager) ****Attachment Included***
- d. Discuss location of 135th US Colored Troop Memorial between Herman Park Center and the Wayne County Public Library (Councilmember Aycock)

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

Invocation (Pastor Danny Johnson, Goldsboro Worship Center)
Pledge to the Flag

IV. ROLL CALL

V. APPROVAL OF MINUTES (*Motion/Second)

- A. Minutes of the Work Session and Regular Meeting of October 15, 2018

VI. PRESENTATIONS

VII. PUBLIC HEARINGS

VIII. PUBLIC COMMENT PERIOD (TIME LIMIT OF 3 MINUTES PER SPEAKER)

IX. CONSENT AGENDA ITEMS (*Motion/Second--Roll Call)

- B. Budget Amendment - 2018-2019 Community Development Block Grant (CDBG) and HOME Investment Partnerships Programs (HOME) (Finance)
- C. Condemnation of Dilapidated Structures (Inspections)
- D. Fire Department Reorganization (Fire)
- E. T.C. Coley Community Center Board Naming and Creation (City Manager)
- F. T.C. Coley Community Center Board Appointments (City Manager)
- G. Z-15-18 Lane Farms, Inc. – North and South sides of New US 70 Bypass between Salem Church Road and Claridge Nursery Road (Planning)
- H. CU-10-18 Ruffin & Jackson – South side of Wilmington Avenue between Isler Street and Devereaux Street (Planning)
- I. Street Name Change – Keenway Drive to Keller Way Drive (Planning)
- J. Wayne County EMS Substation – 210 Millers Chapel Road – Request to Waive Annexation Requirements (Planning)
- K. Contract Award for Goldsboro Turning Movement Count Inventory (Planning)

X. ITEMS REQUIRING INDIVIDUAL ACTION (*Motion/Second)

XI. CITY MANAGER'S REPORT

XII. MAYOR AND COUNCILMEMBERS' REPORTS AND RECOMMENDATIONS

- L. Veterans Day Proclamation
- M. Small Business Saturday Proclamation

XIII. CLOSED SESSION

XIV. ADJOURN

Council Meeting Dates for 2019

Monday, January 7

*Tuesday, January 22 (Monday, January 21st is a holiday – Martin Luther King, Jr. Day)

Monday, February 4

Monday, February 18

Monday, March 4

Monday, March 18

Monday, April 1

Monday, April 15

Monday, May 6

Monday, May 20

Monday, June 3

Monday, June 17

Monday, July 15

Monday, August 5

Monday, August 19

*Monday, September 9 (2nd Monday)

*Monday, September 23 (4th Monday)

Monday, October 7

Monday, October 21

Monday, November 4

Monday, November 18

Monday, December 2

Monday, December 16

Proposed Retreat Dates 2019

February 12th and 13th (Tuesday and Wednesday)

February 26th and 27th (Tuesday and Wednesday)

MINUTES OF MEETING OF MAYOR AND CITY COUNCIL HELD
OCTOBER 15, 2018

WORK SESSION

The Mayor and Council of the City of Goldsboro, North Carolina, met in a Work Session in the Large Conference Room, City Hall Addition, 200 North Center Street, at 5:00 p.m. on October 15, 2018 with attendance as follows:

Present: Mayor Chuck Allen, Presiding
Mayor Pro Tem David Ham
Councilmember Antonio Williams
Councilmember Bill Broadaway
Councilmember Bevan Foster (arrived at 5:01 p.m.)
Councilmember Gene Aycock
Ron Lawrence, Attorney
Randy Guthrie, Interim City Manager
Melissa Corser, City Clerk
LaToya Henry, Public Information Officer
Octavius Murphy, Assistant to the City Manager
Jennifer Collins, Planning Director
Kaye Scott, Finance Director
Mike West, Police Chief
Scott Barnard, P&R Director
Felicia Brown, Assistant P&R Director
Mike Wagner, Deputy Public Works Director – Utilities
Joe Dixon, Fire Chief
Allen Anderson, Chief Building Inspector
Julie Metz, DGDC Director (arrived at 5:13 p.m.)
Sherry Archibald, Paramount Theatre & GEC Director
Ashlin Glatthar, Travel & Tourism Director
Freeman Hardison, GWTA
Joey Pitchford, Goldsboro News-Argus
Ken Conners, News Director-Curtis Media Group East
Lonnie Casey, Citizen
Carl Martin, Citizen
Bobby Mathis, Citizen
Della Mathis, Citizen
Shirley Edwards, Citizen
Kimberly Rhodes, Citizen
Yvonnia Moore, Citizen
Ravonda Jacobs, Citizen (arrived at 5:05 p.m.)

Absent: Councilmember Mark Stevens

Call to Order. The meeting was called to order by Mayor Allen at 5:00 p.m.

Adoption of the Agenda. Upon motion of Councilmember Broadaway, seconded by Mayor Pro Tem Ham and unanimously carried, Council adopted the agenda.

T.C. Coley Community Center Discussion. Mr. Randy Guthrie reviewed a draft Resolution naming the Former W.A. Foster Center on Leslie Street the T.C. Coley Community Center and a draft Ordinance creating the T.C. Coley Community Center Board.

Mayor Allen asked if everyone was ok with the names and shared these are the people we have reached out to. Mayor Allen stated we need two councilmembers to serve; in the past Councilmember Stevens and Councilmember Foster had expressed interest. It is in Councilmember Stevens' district. Councilmember Foster stated if no one else wanted to serve, he would serve.

GWTA Board Request. Councilmember Williams made a motion to table the GWTA Board request, he stated there was no paragraph and at the last meeting we stated anything coming from us we would provide a paragraph, so we would have a little more detail. Councilmember Foster seconded the motion. Councilmembers Williams and Foster voted in favor of the motion. Mayor Allen, Mayor Pro Tem Ham, Councilmembers Broadaway and Aycock voted against the motion. Mayor Allen stated the motion failed 2:4.

Mayor Allen stated we have a request from the GWTA Board Chairman requesting Council remove Councilmember Williams due to some issues that happened at a board meeting.

Councilmember Williams questioned when Mayor Allen received the letter. Mayor Allen shared he received the letter the Friday before the last Council Meeting. Mayor Allen stated he did not see it till Saturday, we had a meeting on Monday. Mayor Allen stated he did not share it with anyone until the 3rd because he had not had an opportunity to speak with anyone to find out what was going on. Mayor Allen stated he met with GWTA and others following the Council Meeting. Councilmember Williams stated Mayor Allen met with Mr. Freeman, Ms. Shirley Edwards and Ms. Shycole Carter and did not invite me in there. Discussion continued. Councilmember Williams read from a statement. Councilmember Williams stated he had a recording of the meeting. Mr. Freeman stated it occurred during closed session and they do not record closed sessions. Ms. Yvonnia Moore spoke.

Mayor Allen suggested coming back to this item if time allowed after reviewing the remaining items.

Teacher Salary Increase – Councilmember Foster. Councilmember Foster shared legislation now allows the cities to contribute to schools. Councilmember Foster asked Council to consider providing inner city teachers at North Drive, Carver Heights, Dillard Middle and Goldsboro High School with a 1% - 3% salary increase. Councilmember Foster stated a 1% would be around \$100,000.

Council discussed criteria for receiving the increase and how to ensure the money goes to the teachers. Mayor Allen suggested meeting with a couple of school board members and Dr. Dunsmore.

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

Item E. Z-16-18 Sarah Edwards – North side of Vann Street between Bruce Street and Vann Street Terminus. Mayor Allen shared the applicant has requested that a recommendation by the Planning Commission on this change of zone application be reported out orally to the Council after the public hearing.

GWTA Board Request. Council resumed discussion of the GWTA Board request, asking that Councilmember Williams be removed from the GWTA Board. Councilmember Williams reiterated that he had a recording of the meeting.

Councilmember Foster made a motion to table the item.

Council continued discussion.

Mayor Pro Tem Ham made a motion to remove Councilmember Williams from the GWTA Board. The motion was seconded by Councilmember Broadaway. Mayor Allen, Mayor Pro Tem Ham, Councilmembers Broadaway and Aycock voted in favor of the motion. Councilmembers Williams and Foster voted against the motion. Mayor Allen stated the motion passed 4:2.

There being no further business, the meeting recessed until the 7:00 p.m. meeting.

CITY COUNCIL MEETING

The Mayor and 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 October 15, 2018 with attendance as follows:

Present: Mayor Chuck Allen, Presiding
Mayor Pro Tem David Ham
Councilmember Antonio Williams
Councilmember Bill Broadaway
Councilmember Bevan Foster
Councilmember Gene Aycock

Absent: Councilmember Mark Stevens

The meeting was called to order by Mayor Allen at 7:00 p.m.

Associate Pastor Raymond Deck with Freedom Baptist Church provided the invocation. The Pledge to the Flag followed.

Approval of Minutes. Councilmember Aycock made a motion to approve the Minutes of the Work Session and Regular Meeting of October 1, 2018 as submitted. Councilmember Broadaway seconded the motion. Mayor Allen, Mayor Pro Tem Ham, Councilmembers Broadaway and Aycock voted in favor of the motion. Councilmembers Williams and Foster voted against the motion. Mayor Allen stated the motion carried 4:2.

Resolution Expressing Appreciation for Services Rendered by Sally Johnson as an Employee of the City of Goldsboro for More Than 42 Years. Resolution Adopted. Sally Johnson retires on November 1, 2018 as an Executive Assistant with the Planning Department of the City of Goldsboro with more than 42 years of service. Sally began her career on August 18, 1976 as a Secretary with the Planning Department. On June 19, 1985, Sally was promoted to Executive Secretary with the Planning Department.

Over Sally's vast career with the City of Goldsboro her position was reclassified as: Office Assistant III, Customer Service Representative, and as an Administrative Assistant. On January 1, 2016, Sally's position was reclassified as an Executive Assistant where she has served until her retirement. Sally has proven herself to be a dedicated and efficient public servant who has gained the admiration and respect of her fellow workers and the citizens of the City of Goldsboro. The Mayor and City Council of the City of Goldsboro are desirous, on behalf of themselves, City employees and the citizens of the City of Goldsboro, of expressing to Sally Johnson their deep appreciation and gratitude for the service rendered by her to the City over the years. We express our deep appreciation and gratitude to Sally for the dedicated service rendered during her tenure with the City of Goldsboro and offer her our very best wishes for success, happiness, prosperity and good health in her future endeavors.

Upon motion of Mayor Pro Tem Ham, seconded by Councilmember Broadaway and unanimously carried Council adopted the following entitled Resolution.

RESOLUTION NO. 2018-67 "RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY SALLY JOHNSON AS AN EMPLOYEE OF THE CITY OF GOLDSBORO FOR MORE THAN 42 YEARS"

Mayor Allen presented Ms. Sally Johnson with a framed copy of the Resolution.

Golden STAR Award Recipients. Ms. Bernadette Carter-Dove, Human Resources Director shared the STAR award is to recognize employees in a timely manner for their contributions to the organization and the community. These contributions go above and beyond the normal scope of responsibilities of the performance of their duties.

The award focuses on customer service/professionalism, problem solving/quality improvement, teamwork/community partnership or other professional/personal achievement in a way that relates to the City's values and beliefs of integrity, professionalism, collaboration and promoting the quality of life. Anyone having knowledge of such characteristics displayed by an employee or group of employees may submit a nomination. The monthly recipients will receive a monetary award, a certificate signed by the City Manager and Mayor, and a pin signifying their STAR status.

Mayor Allen presented an award to the following employees for going above and beyond:

- James Chester – Public Works
- Adam Boswell – Fire Department

Z-15-18 Lane Farms, Inc. – North and South sides of New US 70 Bypass between Salem Church Road and Claridge Nursery Road. Public Hearing Held. The applicant requests a zoning change from R-12 and R-20 Residential to Highway Business.

The request includes two tracts of land—one north of the New US 70 Bypass and one south of the Bypass.

Tract One (North of Bypass)
Frontage: 4,900 ft. (approx.)
Depth: 325 ft. (approx.)

Tract Two (South of Bypass)
Frontage: 3,100 ft. (approx.)
Depth: 150 ft. (approx.)

Total area for both Tracts: 43.64 acres

Surrounding Zoning: North: R-20 and R-20A Residential
South: R-12 and R-16 Residential
East: R-16 and R-20 Residential
West: R-20A Residential

The property is currently vacant.

A Conditional District has not been requested in conjunction with the zoning change so the property would not be limited to a specific use. The requested Highway Business zoning district would allow a number of commercial-type uses as well as billboards, if all dimensional and separation requirements can be met.

City water and sanitary sewer lines can be extended to serve the property at the expense of the owner. A portion of Tract One is located within a Special Flood Hazard Area.

On August 6, 2018, Council approved a zoning change for property immediately to the east of the subject property to Highway Business which included the Lanetree Conference Center building.

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

No action necessary. Planning Commission will have a recommendation for the Council's meeting on November 5, 2018.

Z-16-18 Sarah Edwards – North side of Vann Street between Bruce Street and Vann Street Terminus. Public Hearing Held. The applicant requests rezoning from R-6 Residential to RM-9 manufactured (mobile) home on the property.

Frontage: 100 ft.

Depth: 130 ft.
Area: 13,000 sq. ft. or 0.30 Acres

Surrounding Zoning: North: R-6 Residential
South: R-6 Residential
East: R-6 Residential
West: RM-9 Residential

The property is currently vacant.

The applicant proposes placement of one manufactured home on the site.

The City's adopted Land Use Plan designates this property for high-density residential development.

City water and sanitary sewer lines are available to serve the property which is not located within a Special Flood Hazard Area.

There are a number of manufactured homes within this area. Most recently a request was approved for placement of a mobile home to the east of the subject property on June 4, 2018 (Z-7-18 Elsie Ryals).

The RM-9 zoning district would require masonry underpinning, pitched roof and horizontal siding. It will be required to have working windows and no rust and have the appearance of a site-built home.

The applicant has been required to relocate from her home and is having difficulty finding a residence. She intends to place one manufactured (mobile) home on the lot and occupy it as her residence. She has requested that a recommendation by the Planning Commission on this change of zone application be reported out orally to the Council after the public hearing.

At the conclusion of the public hearings, the Planning Commission will retire to the Anteroom to deliberate on this item. Staff will report out their recommendation for final action by Council.

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

Elmontenal Allen stated he owns lots 66 and 67 on Vann Street and it was his understanding that area was a flood area. He asked if she was to put a manufactured home on that lot, how it would affect flooding and how would it affect other properties in this area.

Mayor Allen stated according to what he was reading it says the property is not located in a special flood hazard area.

Ms. Jennifer Collins stated there is a like a little donut hole in this area that is not within the flood hazard area. Properties adjacent to it are in the flood hazard area.

No one else spoke and the public hearing was closed. Following the public hearing, the Planning Commission will deliberate on this one and report back out.

CU-10-18 Ruffin & Jackson – South side of Wilmington Avenue between Isler Street and Devereaux Street. Public Hearing Held. The applicant requests a Conditional Use Permit to allow conversion of an existing structure into four apartment units within the R-6 Residential zoning district.

On December 3, 2007, Council approved a site plan for a parking lot to be utilized for the apartment units with a number of modifications relative to the apartment building.

Frontage: 102 ft.
Depth: 98.21 ft. (average)

Area: 9,954 sq. ft., or 0.229 acres
Zoning: R-6 Residential

The existing structure was built in 1953 and contains 1,950 sq. ft. Based on the R-6 zone, the area of the lot would only permit conversion of the structure into three apartment units. A modification to allow an increase in the allowable density from three units to four units was approved in 2007.

Other modifications approved at that time include the following:

1. Provision of sidewalks
2. Parking Lot Setback from 8 ft. to 0 ft., and
3. Drive aisle width from 20 ft. to 14 ft.

Although initial improvements were made to the structure, all building permits have expired and site plan reapproval is required.

On June 4, 2018, Council adopted an Ordinance which requires issuance of a Conditional Use Permit to allow conversion of dwellings into three or more multi-family units. The amendment was developed to protect existing single-family neighborhoods from the intrusion of multi-family apartment developments which would result based on lot sizes.

The R-6 Residential zone requires 6,000 sq. ft. of land area for the first residential unit and 2,000 sq. ft. of land area for each additional residential unit. Based on that requirement, in order to convert the building to four units, a total of 12,000 sq. ft. of land area would be required. As indicated previously, a modification to allow four apartment units was approved in 2007. There are no other apartments existing within this block of Wilmington Avenue.

Two curb cuts will be provided for access to eight paved parking spaces at the rear of the lot. Due to the size of the lot and the configuration of the building on the lot, modifications of the drive aisle width from 20 ft. to 14 ft. and parking lot setback from 8 ft. to 0 ft. were previously approved.

The applicant will be required to screen HVAC units and to install street trees along the street frontage. Two additional Maple trees will be installed adjacent to the parking area. The applicant has requested an additional modification of the rear yard buffer due to existing vegetation which exists at the rear of the property.

No sidewalks exist along any section of Wilmington Avenue and Council previously approved a modification of the sidewalk and fee in lieu requirement.

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

No action necessary. Planning Commission will have a recommendation for the Council's meeting on November 5, 2018.

Street Name Change – Keenway Drive to Keller Way Drive. Public Hearing Held. A petition to change the name of “Keenway Drive” to “Keller Way Drive” has been submitted. Keenway Drive is a street containing approximately 1,220 ft. within Adair Subdivision on the south side of US Highway 70 West.

The petitioner (Mr. Steve Keen) has indicated that he wishes to change the name of the street before it is completely constructed in order to avoid future inconvenience. The name “Keller Way Drive” is proposed in honor of his newest grandson.

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

The proposed name change has been sent to the County Planning Department to insure that the name “Keller Way Drive” 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.

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 Allen opened the public hearing. No one spoke and the public hearing was closed.

No action necessary. Planning Commission will have a recommendation for the Council’s meeting on November 5, 2018.

Planning Commission Excused.

Public Hearing – 2017-2018 CAPER to allow citizens the opportunity to comment on the City of Goldsboro's 2017-2018 Consolidated Annual Performance and Evaluation Report (CAPER), for Entitlement Grantees receiving Community Development Block Grant (CDBG) and Home Investment Partnership (HOME) funds. Public Hearing Held. On July 1, 2017, the City of Goldsboro received \$300,854 in CDBG funds and \$158,231 in HOME funds from the Department of Housing and Urban Development (HUD) for fiscal year 2017-2018 to administer its CDBG and HOME program and activities

The primary objective of the Community Development Program is the development of viable urban communities and expanding economic opportunities, principally for persons of low and moderate-income

The CAPER provides an opportunity for the City to assess its annual performance and to discuss what actions or changes it should take as a result of its performance. In addition, it is designed to provide information on how the City actually used its entitlement funds during the most recently completed program year, July 1, 2017 through June 30, 2018.

A fifteen (15) day comment period began on September 10, 2018 and will end on September 24, 2018. A public hearing must be held during this public comment period. Comments received at this public hearing and during the fifteen (15) day period will be incorporated as part of the 2017-2018 CAPER. An advertisements were published in the Goldsboro News Argus on September 6, 2018 and October 1, 2018, relative to the holding of a public hearing and fifteen (15) day review.

A draft of the 2017-2018 CAPER has been prepared, made available, and placed at public access sites such as the Desk of the City Receptionist, the Office of the City Clerk in the New City Hall Annex, 200 North Center Street, in the Community Relations Offices, City Hall, 214 North Center Street; at the Wayne County Public Library, 1001 East Ash Street; at the Goldsboro Housing Authority, 1729 Edgerton Street, Goldsboro; and on the City’s website at www.goldsboronc.gov.

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

Mayor Pro Tem Ham made a motion to direct the staff to incorporate any comments at the public hearing into the City's CAPER and to authorize the staff to submit any needs identified or comments received to the Department of Housing and Urban Development (HUD) after the required comment period has ended. Councilmember Broadway seconded the motion. Mayor Allen, Mayor Pro Tem Ham, Councilmembers Broadway, Aycock and Foster (abstained from voting, a failure to vote results in an affirmative vote). Councilmember Williams voted against the motion. Mayor Allen stated motion passed 5:1.

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

1. Don Willis, Executive Director of GWTA shared Veterans and active duty military ride buses free Monday, November 5th through Veterans Day on Monday, November 12th. Show a military ID or DD-214 with photo ID and enjoy the ride.
2. Sylvia Barnes shared information regarding Carver Heights Elementary School. Ms. Barnes stated she would like the Council to consider writing a resolution in support of keeping Carver Heights a part of the Wayne County Public School System instead of letting it being taken over by the Innovative School District.
3. Charles Wright shared concerns regarding Hurricane Matthew recovery efforts and requested a joint city council and town hall meeting regarding assistance programs. Mr. Wright provided a handout which is on file in the Clerk's Office.
4. D.R. Halliday presented the Mayor and Council with some of his art work that represented the City of Goldsboro. Mr. Halliday also shared concerns regarding people running red lights and being distracted by cellphones.
5. Keith Copeland also spoke on Carver Heights Elementary and asked for Council's support.

Councilmember Foster shared concerns regarding kids being moved from North Drive to Carver Heights to Dillard and still failing. It is a catch 22, if you don't do it, it could be a problem, if you do it, it could be a problem. He stated we know that the school system has failed our kids, what we don't know is if this company will fail our kids. Councilmember Foster stated he has a lot of questions, when you have a meeting, please let him know.

Mayor Allen stated we will try to meet with Dr. Dunsmore and get more information and a better understanding of it.

6. Taren Edwards shared concerns regarding things going on in the community. He stated I need you guys to act like leaders, set the example the community needs to follow.

Councilmember Williams stated thank you TT for going into the community and keep doing what you are doing. Councilmember Williams shared some of the things he is doing to help those in need.

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

Consent Agenda - Approved as Recommended. Interim City Manager, Randy Guthrie, 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 Aycock moved the items on the Consent Agenda, Items I, J, K, L, M, N, O, P, Q, R and S be approved as recommended by the Interim City Manager and staff. Councilmember Broadway seconded the motion and a roll call vote resulted in all members voting in the affirmative. Mayor Allen declared the Consent Agenda approved as recommended. The items on the Consent Agenda were as follows:

Budget Amendment – IT Equipment. Ordinance Adopted. At the August 6, 2018 meeting, the City Council approved the installment financing with SunTrust Equipment Finance and Leasing Corporation for the installment financing of \$450,000.

The following are the items included in the lease agreement:

1. Network Equipment for all City Facilities	\$355,000
2. UPS Units for all Wiring Closets	7,000
3. Upgrade Security Systems for City Facilities	16,000
4. Fiber Trailer	25,000
5. Message Archiver	7,000
6. Police Department MDTs	<u>40,000</u>
Total	\$450,000

The City closed on this lease agreement on September 28, 2018. With the lease agreement, the City will need to update the budget to reflect the revenues and expenditures.

It is recommended Council adopt the following entitled ordinance to show an increase in General Fund revenues and an increase in the operating expenditures of the Information Technology Division's budget by a total of \$450,000. Consent Agenda Approval. Aycock/Broadaway (6 Ayes)

ORDINANCE NO. 2018-52 "AN ORDINANCE AMENDING THE BUDGET
ORDINANCE FOR THE CITY OF GOLDSBORO FOR THE 2018-19 FISCAL YEAR"

Budget Amendment for Workers' Compensation Claims. Ordinance Adopted. The North Carolina League of Municipalities is currently serving as the City of Goldsboro's third party administrator for all workers' compensation services. Their primary duty is to represent the City of Goldsboro on all official workers' compensation matters. They also interface with the North Carolina Industrial Commission for guidance and final rulings.

The City of Goldsboro has received a large workers' compensation claim. The City of Goldsboro is self-insured and department allocations do not cover these large claims. The amount that needs to be appropriated is \$200,000.

It is recommended the following entitled budget ordinance be adopted by decreasing the Unassigned Fund Balance of the General Fund in the amount of \$200,000 and increase the line item entitled "Workers' Compensation" in the Police Department's budget in the amount of \$200,000. Consent Agenda Approval. Aycock/Broadaway (6 Ayes)

ORDINANCE NO. 2018-53 "AN ORDINANCE AMENDING THE BUDGET
ORDINANCE FOR THE CITY OF GOLDSBORO FOR THE 2018-19 FISCAL YEAR"

Resolution Accepting the State Revolving Fund Loan, Increase Capital Projects Ordinance and Budget Amendment for Loan Closing Fees. Resolution Adopted. Ordinance Adopted. The City of Goldsboro has recognized the need for repairs and upgrade of its infrastructure. The City Council authorized staff to move forward with an application for the Phase 4 Sewer Collection Rehabilitation Project.

In May 2017, we received notification from the North Carolina Department of Environment and Natural Resources that financing has been approved from the Clean Water State Revolving Fund in the amount of \$6,268,382 with \$500,000 principal forgiveness at a zero interest rate over 20 years. The low bid for the project increased the funding by \$2,637,294 and the Local Government Commission at its September 2018 meeting approved the increased loan amount.

The resolution authorizes the Interim City Manager to accept the loan amount and directs him to furnish all necessary information and assurances required to execute the loan closing. The closing fee for this loan is \$178,114, which is 2% of the total loan amount (\$8,905,676). The ordinance is necessary to appropriate funding for this fee from the Utility Fund.

Since this project has been increased in the amount of \$2,637,294, the Capital Projects Ordinance for this project should be adopted to represent the increase in expenditures and revenues.

It is recommended the City Council adopt:

1. The following entitled resolution accepting the State Revolving Loan and authorizing the Interim City Manager to sign loan documents in the amount of \$8,905,676.
2. Adopt the following entitled ordinance appropriating the closing loan fee in the amount of \$178,114.
3. Adopt the following entitled Capital Projects Fund Ordinance in the amount of \$2,637,294. Consent Agenda Approval. Aycock/Broadaway (6 Ayes)

RESOLUTION NO. 2018-68 “RESOLUTION BY MAYOR AND CITY COUNCIL OF THE CITY OF GOLDSBORO”

ORDINANCE NO. 2018-54 “AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE CITY OF GOLDSBORO FOR THE 2018-19 FISCAL YEAR”

ORDINANCE NO. 2018-55 “AN ORDINANCE ESTABLISHING THE PHASE 4 SEWER COLLECTION REHABILITATION CAPITAL PROJECTS FUNDS”

Resolution for Designation of Applicant’s Agent – Hurricane Florence.
Resolution Adopted. On September 14, 2018, the City of Goldsboro had damage throughout the City due to Hurricane Florence.

Wayne County was included in a Major Disaster Declaration related to Hurricane Florence.

On October 9, 2018, the City Manager and Finance Director attended the Public Assistance Applicant Briefing to request assistance for Goldsboro. As the City starts this process, there are several forms that must be completed and a resolution designating the primary agents for the City of Goldsboro. The attached resolution authorizes the City Manager and Finance Director as the designated agents for the City of Goldsboro for the purpose of obtaining assistance for expenses and damages associated with Hurricane Florence.

It is recommended the following entitled Resolution be adopted authorizing the City Manager and Finance Director as the designated agents for the City of Goldsboro. Consent Agenda Approval. Aycock/Broadaway (6 Ayes)

RESOLUTION NO. 2018-69 “RESOLUTION DESIGNATION OF APPLICANT’S AGENT”

Victorian Mourning Practices – Temporary Street Closing Request.
Approved. The Wayne County Historical Association is requesting permission to close a portion of certain City streets beginning at 6:30 p.m. until 11:00 p.m. on Saturday, October 27, 2018 to hold their Victorian Mourning Practices event.

The street closing request is for Chestnut Street between George and James Streets.

The Police, Fire, Public Works and Downtown Development offices have been notified of this request.

Staff recommends approval of this request subject to the following conditions:

1. All intersections remain open for Police Department traffic control.
2. A 14-foot fire lane is maintained in the center of the street to provide access for fire and emergency vehicles.
3. All activities, changes in plans, etc. will be coordinated with the Police Department.

4. The Police, Fire, Public Works and Downtown Development offices are to be involved in the logistical aspects of this event.

Staff recommended Council grant the street closings for Chestnut Street between George and James Street from 6:30 p.m. until 11:00 p.m. on Saturday, October 27th for the Wayne County Historical Association's Victorian Mourning Practices event, subject to the above conditions. Consent Agenda Approval. Aye/Broadaway (6 Ayes)

Veterans Day Parade and Celebration – Street Closing Request. Approved.

A request was received from the Wayne County Veterans and Patriots Coalition requesting permission to close a portion of certain City streets on Saturday, November 10, 2018 from 9:00 a.m. to 1:00 p.m. in order to hold a Veterans Day Parade and Celebration.

The street closing request is as follows:

Parade Route: Begin on N. Center Street at Spruce Street to the turn around on Ash Street, heading back on S. Center Street to Walnut Street turn right (east) on E. Walnut Street to James Street, then turn left (south) on James Street to Spruce Street turning left (west) and ending at S. Center Street and Spruce Street.

Staging Areas: Spruce Street from James Street to S. Center Street.

Additional Closures recommended by the Police Department to manage traffic flow: Center Street from Spruce to Ash; traffic circle at Center and Ash Streets; Walnut Street from James Street to Center Street; James Street from Walnut to Spruce; Spruce Street from James Street to Center Street.

Line up for the parade will be on South Center Street beginning at 9:00 a.m. and the parade will begin at 11:00 a.m. The Police, Fire, Public Works and Downtown Development offices have been notified of this request. Staff recommends approval of this request subject to the following conditions:

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

It was recommended Council grant the street closings on the above mentioned streets on November 10, 2018 from 9:00 a.m. to 1:00 p.m. in order that the Veterans Day Parade may take place, subject to the above conditions. Consent Agenda Approval. Aye/Broadaway (6 Ayes)

Downtown Lights Up! Street Closing Request. Approved.

Downtown Lights Up! Is an annual holiday event held downtown to celebrate the "flipping of the switch" - officially beginning the holiday season. All the decorative lights, including those along Center Street, the traffic circle Magnolia tree, and the Water Tower are turned on simultaneously. Before conducting this ceremony of lights, our Mayor, Santa, the Grinch and children ride a horse-drawn trolley down to City Hall to welcome guests. We're even trucking in tons of snow to set the tone for a very festive downtown holiday season.

Downtown Development completes the evening by hosting an array of free activities, including: holiday entertainment, horse drawn trolley rides, Santa Claus, face painting, and providing warm beverages and treats. It is a wonderful time of the year for people to experience the warm atmosphere and festive activities downtown has to offer. The majority of the event takes place on the front steps of City Hall which will provide a natural backdrop for the Mayor when he speaks to the crowd wishing them a happy holiday season. Ice skating will take place in Cornerstone Commons, and trolley rides along Center Street from Mulberry to Chestnut St. The NC Symphony performs at 8 p.m.

at the Paramount Theatre that same evening to continue the holiday celebration. Each year our crowd gets larger and we believe this year to be no different with an expected 5000 in attendance.

Due to the logistics of the horse drawn trolley, this event has always been promoted as a street fair. Downtown Development is requesting that the 200 block of North Center Street be closed from 9:00 a.m. to 8:30 p.m. and the 100 block of South Center and the 100 block of North Center be closed from 4:15 p.m. to 8:30 p.m. to keep our guests safe.

All vendor booths, entertainment attractions and displays will be arranged to secure proper access to all fire hydrants, alleyways and driveways.

As with all Downtown Development events, effected 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 in the center of the street 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 are to be involved in the logistical aspects of the Event.

Staff grant the requested temporary closing of the 200 block of North Center Street from 9:00 a.m. to 8:30 p.m. and the 100 block of South Center and the 100 block of North Center be closed from 4:15 p.m. to 8:30 p.m. to be used for activities associated with Downtown Lights Up!, subject to the above conditions. Consent Agenda Approval. Aycock/Broadaway (6 Ayes)

Goldsboro Historic District Commission Appointments. Resolutions

Adopted. On February 6, 2017, Zachery Lily was appointed to serve on the Goldsboro Historic District Commission to his first term, which expires on December 31, 2020. Zachery Lily has resigned effective September 5, 2018.

On April 2, 2018, Cortnee Hendrick was appointed to serve on the Goldsboro Historic District Commission to her first term, which expires on December 31, 2019. Cortnee Hendrick has resigned effective September 3, 2018.

The Goldsboro Historic District Commission has recommended the current alternates, Alicia Pierce and Robert Pinder to fill the unexpired terms left by Zachery Lily and Cortnee Hendrick. With these appointments, there will be two alternate vacancies on the Historic District Commission.

Staff recommended Council adopt the following entitled Resolutions:

1. Appointing Alicia Pierce and Robert Pinder to the Goldsboro Historic District Commission as full members.
2. Commending Mr. Zachery Lily and Ms. Cortnee Hendrick who have served on the Goldsboro Historic District Commission. Consent Agenda Approval. Aycock/Broadaway (6 Ayes)

RESOLUTION NO. 2018-70 “RESOLUTION APPOINTING MEMBERS TO AN ADVISORY BOARD AND COMMISSION”

RESOLUTION NO. 2018-71 “RESOLUTION COMMENDING INDIVIDUALS WHO HAVE SERVED ON THE GOLDSBORO HISTORIC DISTRICT COMMISSION OF THE CITY OF GOLDSBORO AND DIRECTING THE MAYOR ON BEHALF OF THE CITY COUNCIL TO PRESENT THE INDIVIDUALS WITH A CERTIFICATE OF APPRECIATION”

Little Washington Growing Group Land Lease Agreement. Approved. The Little Washington Growing Group (LWGG) has requested vacant lots to use in their programs (their programs will use gardening boxes for vegetables that will not disturb the existing dirt). The City has reviewed the existing Land Lease Agreement and recommends the Land Lease Agreement be updated to include the new Parcel ID Numbers and the following changes. The City will require the tenant to purchase a general liability policy with liability limits of \$1,000,000 and list the City of Goldsboro as the “additional insured”.

Parcel ID No. 12-2599-41-9654 – 906 McDaniel Ave.
12-2599-41-9546 – 908 McDaniel Ave.
12-2599-41-9520 – 910 McDaniel Ave.
12-2599-41-9337 – 919 Bethune Ave.
12-2599-41-9330 – 921 Bethune Ave.
12-2599-41-9235 – 923 Bethune Ave.
12-3509-01-7506 – 807 S. Slocumb St.*
12-3509-00-6837 – 1005 S. Slocumb St.*

*These lots are owned jointly with the county and the lease is subject to Wayne County’s approval.

It is proposed that the City continue to lease vacant property at a cost of \$1.00 per year provided LWGG maintains the property in an acceptable manner. The lease provides a 60-day cancellation notice by either party.

It was recommended Council accept the recommendation of staff to update the Land Lease Agreement and authorize the Mayor and City Clerk to execute a revised lease adding vacant properties to the Little Washington Growing Group. Consent Agenda Approval. Aycock/Broadaway (6 Ayes)

Adoption of a Supplement to the Code of Ordinances of Goldsboro, North Carolina. Ordinance Adopted. In 1990, an agreement was reached between the North Carolina League of Municipalities and the City of Goldsboro to engage American Legal Publishing Company to revise the Code of Ordinances of Goldsboro. The revised Code was published in 1995.

The agreement stated that American Legal Publishing Company would prepare supplements for incorporation of new Ordinances to the City Code of Ordinances on a recurring basis. In compliance with this agreement, the City has received the S-42 Supplement. This Supplement contains all Ordinances of a general nature enacted since S-41 Code of Ordinances dated April 2, 2018.

Staff recommended Council adopt the following entitled Ordinance enacting and adopting the 2018 S-42 Supplement to the Code of Ordinances of the City of Goldsboro. Consent Agenda Approval. Aycock/Broadaway (6 Ayes)

ORDINANCE NO. 2018-56 “AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF GOLDSBORO, NORTH CAROLINA”

Monthly Reports. Accepted as Information. The various departmental reports for September, 2018 were submitted for the Council’s approval. It was recommended that Council accept the reports as information. Consent Agenda Approval. Aycock/Broadaway (6 Ayes)

End of Consent Agenda.

Z-16-18 Sarah Edwards – North side of Vann Street between Bruce Street and Vann Street Terminus. Report Out. Ordinance Adopted. Ms. Jennifer Collins reported out that the Planning Commission recommended approval of the rezoning from R-6 Residential to RM-9.

Upon motion of Councilmember Aycock, seconded by Councilmember Broadway and unanimously carried, Council adopted the following entitled Ordinance.

ORDINANCE NO. 2018-57 “AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF GOLDSBORO, NORTH CAROLINA CODE OF ORDINANCES”

City Manager’s Report. No report.

Mayor and Councilmembers’ Reports and Recommendations. Mayor Allen read the following Proclamation:

Safety First on Halloween Proclamation. Mayor Chuck Allen proclaimed “SAFETY FIRST ON HALLOWEEN” and encourage all citizens of Goldsboro promote and observe the following safety guidelines:

- Parents are asked to supervise the Halloween Trick or Treat activities of their children and to insure that Trick or Treat activities are limited to children under the age of 16 years.
- Trick or Treat hours will be observed from 6:00 p.m. until 8:00 p.m. on Wednesday, October 31, 2018.
- Trick or Treat activities should be confined to the youngster's own neighborhood.
- Residents who wish to participate in Trick or Treat are asked to leave a porch light, or other outdoor light, on during these hours.
- Parents are asked to explain to children that homes with no outdoor light are not participating in Trick or Treat and that these homes should be passed up during these activities.

These guidelines are set forth in the hope that all citizens of Goldsboro will enjoy a happy, safe, and orderly Halloween.

Councilmember Williams stated there has been a lot going on. I had to go to court for something I did not do, that’s ok I just ask God blesses them. They are not hurting me, as much as they are the community with these lies. People who have interacted with me know me, they know my character and know my heart. Search out the truth. This Council tonight, they were supposed to be fact finders that is their job. They did not fact find, that’s ok I still love them and ask God blesses them and touches their minds. I ask that everyone pray for me and my family because I am getting lashes. I am doing it for the people and I would do it again. Every board I have sat on I have made a difference. They were not thinking about bus shelters or paving dirt streets. They were not thinking about summer youth jobs.

Councilmember Broadway stated no comment.

Mayor Pro Tem Ham stated no comment.

Councilmember Foster stated no comment.

Councilmember Aycock stated no comment.

There being no further business, the meeting adjourned at 8:12 p.m.

Chuck Allen
Mayor

Melissa Corser, MMC/NCCMC
City Clerk

CITY OF GOLDSBORO
AGENDA MEMORANDUM
NOVEMBER 5, 2018 COUNCIL MEETING

SUBJECT: Budget Amendment - 2018-2019 Community Development Block Grant (CDBG) and HOME Investment Partnerships Programs (HOME)

BACKGROUND: The City of Goldsboro will receive \$339,336 in CDBG funds and \$228,922 in HOME funds from the U.S. Department of Housing and Urban Development (HUD) for fiscal year 2018-2019.

These grant funds will be used throughout the City of Goldsboro for activities set forth in the FY 2018-2019 Annual Action Plan:

- | | |
|------------------------------------|-------------------------|
| 1. Housing Rehabilitation | 2. Homebuyer Assistance |
| 3. Public Facilities & Improvement | 4. Public Services |
| 5. CHDO Activity | 6. Economic Development |
| 7. Program Administration | |

The City was granted a 100% HOME Match Reduction for FY18-19. Therefore, the City is not required to provide local matching funds for the \$228,922 in HOME this allocation. Further, monies have been budgeted from the City's General Fund to cover unfunded administrative costs associated with the CDBG and HOME Programs for fiscal year 2018-2017.

DISCUSSION: Since the Release of Funds for these two grants occurred after the adoption of the 2018-2019 Operating Budget, monies to carry out activities under these two programs are not reflected in the current budget. The City's Budget Ordinance must be amended prior to the expenditure of these funds.

RECOMMENDATION: By motion, adopt the attached Ordinance amending the 2018-2019 Budget Ordinance in order to permit the expenditure of funds for activities included under the City's CDBG and HOME Programs.

Date: _____

Finance Director

Date: _____

Interim City Manager

ORDINANCE NO. 2018-_____

AN ORDINANCE AMENDING THE BUDGET ORDINANCE
OF THE CITY OF GOLDSBORO
FOR THE 2018-2019 FISCAL YEAR

WHEREAS, the City of Goldsboro has been designated an "Entitlement City" and will receive \$339,336 in Community Development Block Grant (CDBG) funds from the Department of Housing and Urban Development for Fiscal Year 2018-19; and

WHEREAS, in addition, the City will receive \$228,922 under the Federal HOME Investment Partnership Program (HOME) funds from the Department of Housing and Urban Development for Fiscal Year 2018-19; and

WHEREAS, funds for the Community Development Block Grant Program and the HOME Investment Partnership Program have already been released to the City of Goldsboro for various activities at scattered sites within the City; and

WHEREAS, these funds represent new monies, they are presently not reflected in the 2018-2019 Operating Budget.

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

1. The 2018-19 Budget Ordinance for the Community Development Block Grant Fund be and is hereby amended by:

- a. Establishing a Revenue Line Item entitled "CDBG-FY 18-19" (22-0003-~~8501~~) in the amount of \$339,336.00; and
- b. Increasing the Revenue Line Item entitled "CDBG Loan Principal Income" (22-0003-~~8650~~) in the amount of \$2,870.00; and
- c. Increasing the Revenue Line Item entitled "CDBG Loan Interest Income" (22-0003-~~8651~~) in the amount of \$250.00; and
- d. Establishing the following Line Items of Expenditure and corresponding amounts:

<u>Line Item</u>		<u>Total Allocation</u>
22-3222-1213	Salaries and Wages- Administrative	\$ 49,430
22-3222-1214	Salaries and Wages -Rehabilitation	\$ 15,250
22-3222-1500	Rehabilitation Homeowner	\$ 7,196
22-3222-1811	Social Security (Admin.)	\$ 3,781
22-3222-1812	Social Security (Rehab.)	\$ 1,167
22-3222-1823	NCLGERS Retirement (Admin.)	\$ 3,870
22-3222-1824	NCLGERS Retirement (Rehab.)	\$ 1,194
22-3222-1831	Hospital Insurance (Admin.)	\$ 4,273
22-3222-1832	Hospital Insurance (Rehab.)	\$ 2,442
22-3222-1842	Public Facilities	\$ 175,000
22-3222-1907	Economic Development	\$ 57,341
22-3222-1908	After-School Enrichment/Public Services	\$ 15,000
22-3222-2993	Operational Supplies (Admin.)	\$ 6,513

- e. Establishing a Revenue Line Item entitled "HOME Program FY 18-19" (22-0003-~~8502~~) in the amount of \$228,922.00; and
- f. Increasing the Revenue Line Item entitled "HOME Loan Principal Income" (22-0003-~~8652~~) in the amount of \$3,449.00; and
- g. Increasing the Revenue Line Item entitled "HOME Loan Interest Income" (22-0003-~~8653~~) in the amount of \$599.00; and
- h. Establishing the following Line Item of Expenditure and corresponding amounts:

22-3223-1213	Salaries and Wages -Administrative	\$ 15,250
22-3223-1500	Housing Rehabilitation	\$ 121,692
22-3223-1811	Social Security (Admin.)	\$ 1,167
22-3223-1823	NCLGERS Retirement (Admin.)	\$ 1,194
22-3223-1831	Hospital Insurance (Admin.)	\$ 2,442
22-3223-1904	Homebuyer Assistance	\$ 54,048
22-3223-2601	Office Supplies (Admin.)	\$ 1,419
22-3223-2993	Operation Supplies (Admin.)	\$ 1,420
22-3223-9961	CHDO Set-Aside	\$ 34,338

2. This Ordinance shall be in full force and effect from and after this the 5th day of November, 2018.

Approved as to Form Only:

Reviewed by:

City Attorney

Interim City Manager

CITY OF GOLDSBORO
AGENDA MEMORANDUM
NOVEMBER 5, 2018 COUNCIL MEETING

SUBJECT: Condemnation of Dilapidated Structures

BACKGROUND: Inspections were performed on eleven (11) substandard structures which do not comply with the Minimum Housing Code. Therefore, proceedings were initiated to bring these structures into code compliance. The locations of these structures and the condemnation sequences followed are listed below. Notification was sent from the Inspections Department to the owner(s) giving them ample opportunity to renovate the property. All steps and procedures required by the Ordinance have been taken, including a last opportunity to repair the structures with notification of the upcoming Council meeting for the purpose of requesting condemnation. Legal notices by advertisement were entered in the local newspaper on two occasions relative to these structures.

- (1) 612 Daisy Street
Tax parcel #: 12-3509175926
Owner: Christine B. Fennell
612 Daisy Street
Goldsboro, NC 27530
 - (a) Originally inspected May 24 2017
 - (b) Structure is in dilapidated condition, not feasible for repair.
 - (c) No permits have been issued for this structure.
 - (d) The structure is not secure.
 - (e) The title search revealed taxes due for 2015 and 2016 in the amount of \$604.86
 - (f) Letters of opportunity to repair or demolish were sent to Christine B. Fennell and David Fennell but the conditions of the letter have not been met.
- (2) 109 Basil Street
Tax parcel #: 3600006248
Owner: Rogene Worrell
1513 Catalpa Street
Goldsboro, NC 27530
 - (g) Originally inspected August 14, 2008
 - (h) Structure is in dilapidated condition, not feasible for repair.
 - (i) No permits have been issued for this structure.
 - (j) The structure is secure.
 - (k) The title search revealed taxes due for 2016 in the amount of \$111.62

- (l) Letters of opportunity to repair or demolish were sent to Rogene Worrell but the conditions of the letter have not been met.

- (3) 414 S. Slocumb Street
Tax Parcel #: 3509-13-3407
Owner: Trustees Pentecostal Holy Church
600 E. Pine
Goldsboro, NC 27534

- (a) Originally inspected July 13, 2016
- (b) Structure is in dilapidated condition, not feasible for repair.
- (c) No permits have been issued for this structure.
- (d) The structure is secure.
- (e) The title search revealed taxes are current
- (f) Letters of opportunity to repair or demolish were sent to Trustees Pentecostal Holy Church but the conditions of the letter have not been met.

- (4) 404 Lime Street
Tax Parcel #: 3600340418
Owner: Mary C. Monk
408 Hillsborough Street Apt.3
Chapel Hill NC 27514

- (a) Originally inspected February 14, 2014
- (b) Structure is in dilapidated condition, not feasible for repair.
- (c) No permits have been issued for this structure.
- (d) The structure is secure.
- (e) Letters of opportunity to repair or demolish were sent to Mary C. Monk but the conditions of the letter have not been met.

- (5) 904,906,908 Peru Street
Tax Parcel #: 12-3509-22-8879
Owner: Albert McClain and Edward McClain
3031 68th Street
Philadelphia PA 19142

- (a) Originally inspected July 25, 2017.
- (b) Structure is in dilapidated condition, not feasible for repair.
- (c) No permits have been issued for this structure.
- (d) The structure is not secure.
- (e) The title search revealed taxes due for 2017 in the amount of \$270.58
- (f) Letters of opportunity to repair or demolish were sent to Albert McClain, Edward McClain and Robert L. Moore but the conditions of the letter have not been met

- (6) 307 Whitfield Drive
Tax Parcel #: 12-2599560114
Owners: EMC Mortgage Corporation
909 North Hidden Ridge Drive
Irving TX 75030

Originally inspected September 22, 2015

- (a) Structure is in dilapidated condition, not feasible for repair.
- (b) No permits have been issued for this structure.
- (c) The structure is not secure
- (d) The title search revealed taxes due for 2017 in the amount of \$318.92
- (e) Letters of opportunity to repair or demolish were sent to EMC Mortgage Corporation and Michael R. Zarro but the conditions of the letter have not been met

- (7) 611 E. Spruce Street
Tax parcel #: 3509-04-9269
Owners: Hope Davis
119 Deerhorn Drive
Goldsboro NC 27530

- (a) Originally inspected July 16, 2014
- (b) Structure is in dilapidated condition, not feasible for repair.
- (c) No permits have been issued for this structure.
- (d) The structure is not secure.
- (e) The title search revealed taxes due for 2013 through 2017 in the amount of \$1,195.44
- (f) Letters of opportunity to repair or demolish were sent to Hope Davis but the conditions of the letter have not been met

- (8) 305 N. Kornegay Street
Tax parcel #: 3509-16-2384
Owner: Charles E. Waller
900 Coach House Circle
Goldsboro NC 27534

- (a) Originally inspected November 07, 2016
- (b) Structure is in dilapidated condition, not feasible for repair.
- (c) No permits have been issued for this structure.
- (d) The structure is secure.
- (e) The title search revealed taxes due for 2017 in the amount of \$188.09
- (f) Letters of opportunity to repair or demolish were sent to Charles E. Waller, and C T Corporation System, but the conditions of the letter have not been met

- (9) 605 Slaughter Street
Tax parcel #: 3509-12-7386
Owners: Sarah Louvenia Kornegay
PO Box 1734
Goldsboro NC 27533
- (a) Originally inspected October 22, 2014
 - (b) Structure is in dilapidated condition, not feasible for repair.
 - (c) No permits have been issued for this structure.
 - (d) The structure is secure.
 - (e) The title search revealed taxes due for 2012 through 2015 in the amount \$1,247.01
 - (f) Letters of opportunity to repair or demolish were sent to Sarah Louvenia Kornegay, but the conditions of the letter have not been met
- (10) 727 Isler Street
Tax parcel #: 2599919868
Owner: Patrick Shadding and Heirs of Patrick Shadding
727 Isler Street
Goldsboro NC 27530
- (a) Originally inspected February 20, 2015.
 - (b) Structure is in dilapidated condition, not feasible for repair.
 - (c) No permits have been issued for this structure.
 - (d) The structure is secure.
 - (f) Letters of opportunity to repair or demolish were sent to all Known & Unknown Heirs of Patrick Shadding Heirs, conditions of the letter have not been met.
- (11) 415 N. Carolina Street
Tax parcel #: 2899786354
Owner: Dennis Gearld Jackson & wife Judith O. Jackson
415 N. Carolina Street
Goldsboro NC 27530
- (a) Originally inspected September 30, 2010
 - (b) Structure is in dilapidated condition, not feasible for repair.
 - (c) No permits have been issued for this structure.
 - (d) The structure is secure.
 - (e) Letters of opportunity to repair or demolish were sent to Dennis Gerald Jackson & wife Judith O. Jackson, Wells Fargo Bank, Corporation Service Company, U.S. Bank, NA but the conditions of the letter have not been met.

DISCUSSION:

The City Attorney has completed title searches on these properties to determine legal ownership. We have attempted to work with the owner(s) involved for their benefit, as well as the City's. Ample opportunity has been given for rehabilitation of the structures. In order that we may enforce the Code, we will have to complete the process by removing said structures. Bids will be awarded by informal bid procedures for all structures.

After the demolitions are satisfactorily completed, the owner(s) will be billed for the deed search and the removal. If it appears that asbestos is present, asbestos inspections will be required at these locations. Samples will be taken and laboratory tested at the owner's expense. The cost incurred for removal of asbestos will be added to the cost of the demolition. If the property owner(s) fails to pay these costs, we will place a lien against the properties. An Ordinance authorizing the Building Codes Administrator to demolish these structures is attached. Funds have been appropriated for these demolitions.

RECOMMENDATION: Adopt the attached Ordinance condemning the structures located at, 612 Daisy Street, 109 Basil Street, 414 S. Slocumb Street, 404 Lime Street, 904,906,& 908 Peru Street, 307 Whitfield Drive, 611 E. Spruce Street, 305 N. Kornegay Street, 605 Slaughter Street, 727 Isler Street, and 415 N. Carolina Street, in the City of Goldsboro, North Carolina.

Date _____

Allen E. Anderson, Jr., Chief Inspector

Date _____

Randy Guthrie, Interim City Manager

ORDINANCE NO. 2018 -

**AN ORDINANCE DIRECTING THE BUILDING CODES ADMINISTRATOR TO
DEMOLISH THE PROPERTY HEREIN DESCRIBED AS UNFIT FOR HUMAN
HABITATION**

WHEREAS, the City Council of the City of Goldsboro finds that the property described herein is unfit for human habitation under Chapter 152 entitled "Housing" of the Code of Ordinances of the City of Goldsboro, and that all of the provisions of Chapter 152 entitled "Housing" have been complied with as a condition of the adoption of this Ordinance; and,

WHEREAS, said structure(s) should be demolished to meet the requirements of Chapter 152 entitled "Housing" of the Code of Ordinances of the City of Goldsboro as directed by the Building Code Inspector, and should be placarded by placing thereon a notice prohibiting use for human habitation; and,

WHEREAS, the owner(s) of said structures(s) has been given a reasonable opportunity to bring the structures(s) up to the standards of Chapter 152 entitled "Housing" of the Code of Ordinances of the City of Goldsboro in accordance with G.S. 160A-443(5) pursuant to an order issued by the Building Code Inspector and the owner(s) having failed to comply with the Order.

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

Section 1. The Building Code Inspector is hereby authorized and directed to place signs containing the following legend on each of the properties set forth below:

"This building is unfit for human habitation; the use or occupancy of this building for human habitation is prohibited and unlawful."

**Owner(s): Christine B. Fennell
Property Address: 612 Daisy Street
Legal Description: Tax Parcel No.: 12-3509175926**

**Owner(s): Rogene Worrell
Property Address: 1513 Catalpa Street
Legal Description: Tax Parcel No.: 3600006248**

**Owner(s): Trustees Pentecostal Holy Church
Property Address: 414 S. Slocumb Street
Legal Description: Tax Parcel No.: 3509-13-3407**

**Owner(s): Mary C. Monk
Property Address: 404 Lime Street
Legal Description: Tax Parcel No.: 3600340418**

**Owner(s): Albert McClain, Edward McClain & Robert L. Moore
Property Address: 904,906,908 Peru Street
Legal Description: Tax Parcel No.: 12-3509-22-8879**

**Owner(s): EMC Mortgage Corporation
Property Address: 307 Whitfield Drive
Legal Description: Tax Parcel No.: 12-2599560114**

Owner(s): Hope Davis
Property Address: 611 E. Spruce Street
Legal Description: Tax Parcel No.: 3509-04-9269

Owner(s): Charles E. Waller & James Ford
Property Address: 305 N. Kornegay Street
Legal Description: Tax Parcel No.: 350916-2384

Owner(s): Sarah Louvenia Kornegay
Property Address: 605 Slaughter Street
Legal Description: Tax Parcel No.: 3509-12-7386

Owner(s): Patrick Shadding & Heirs of Patrick Shadding
Property Address: 727 Isler Street
Legal Description: Tax Parcel No.: 2599919868

Owner(s): Dennis Gerald Jackson & Judith O. Jackson
Property Address: 415 N. Carolina Street
Legal Description: Tax Parcel No.: 289978635

Section 2. The Building Code Inspector is hereby authorized and directed to proceed to demolish these structures in accordance with this order to the owner(s) and in accordance with the Housing Code and G.S. 160A-443.

Section 3. It shall be unlawful for any person to remove or cause to be removed said placard from the structure to which it is affixed. It shall likewise be unlawful for any person to occupy or to permit the occupancy of the structure herein declared to be unfit for human habitation.

Section 4. This Ordinance shall be recorded in the Wayne County Office of the Register of Deeds and shall be indexed in the name of the property owner(s) in the grantor index. The cost of vacating and closing or removal and deed search shall be a lien against the real property. The said cost, can be obtained from the Director of Finance, City of Goldsboro after the after the demolition has been completed.

Section 5. This Ordinance shall become effective on the ____ day of _____, 2018.

Section 6. Adopted this _____ day of _____, 2018.

Approved As To Form Only:

Reviewed By:

City Attorney

City Manager

CITY OF GOLDSBORO
AGENDA MEMORANDUM
November 5, 2018

SUBJECT: Fire Department Reorganization

BACKGROUND: The request to reorganize the Fire Department (GFD) in an operationally sound and cost-effective manner was submitted by the Chief. The plan was shared with the office of Human Resources and can be supported. The change in structure will eventually reclassify 12 Captain positions to Lieutenants and 3 Assistant Chief positions to Battalion Chiefs. There will also be a Deputy Chief position and three part time positions created. This will be accomplished for less money than is currently budgeted in the salary and benefits funding line (1210). The progressive move essentially enhances job security and safety of GFD personnel. Additionally our citizens will be served by a more agile and outward facing department that will provide services to meet the prevalent need.

DISCUSSION: This plan has been in discussion for several months. Every member of the GFD has had the opportunity to share their thoughts and have questions answered. The numbers clearly reveal the savings to the Goldsboro community. While the perceived impact on a specific class of employees was a concern, the greater good of all employees and future organizational health was prioritized.

RECOMMENDATION: It is recommended Council authorize the Fire Chief to move forward with the implementation of the reorganization plan as submitted.

DATE: _____

Joseph W. Dixon, Fire Chief

DATE: _____

Randy Guthrie, Interim City Manager

CITY OF GOLDSBORO
AGENDA MEMORANDUM
NOVEMBER 5, 2018 COUNCIL MEETING

SUBJECT: T.C. Coley Community Center Board Naming and Creation

BACKGROUND: The Former W.A. Foster Center on Leslie Street has been repurposed to give non-profit groups in Goldsboro a place to conduct business and assist the citizens of this community. On October 1, 2018, Council voted to create the T.C. Coley Community Center Board.

DISCUSSION: The Goldsboro City Council would like to change the name of the center from the W.A. Foster Center to the T.C. Coley Community Center to honor the life of James T.C. Coley, former city employee that made a lasting impression to many lives in this community.

The Goldsboro City Council is establishing an ordinance to delegate to the T.C. Coley Community Center Board the authority to oversee the operations, programs and upkeep of the Center.

RECOMMENDATION: Staff recommends Council adopt the attached Resolution naming the T.C. Coley Community Center and adopt an ordinance amending Chapter 32 Boards, Commissions and Departments of the City of Goldsboro's Code of Ordinances establishing the T.C. Coley Community Center Board.

Date: _____

Octavius Murphy, Assistant to the City Manager

Date: _____

Randy Guthrie, Interim City Manager

RESOLUTION NO. 2018 -

A RESOLUTION NAMING THE T.C. COLEY COMMUNITY CENTER

WHEREAS, James "T.C." Coley was an employee of the City of Goldsboro's Parks and Recreation Department until his retirement in 1998; and

WHEREAS, T.C. Coley began his career with the City of Goldsboro on June 8, 1959; and

WHEREAS, T.C. Coley worked at the W. A. Foster Center during his tenure with the City of Goldsboro, being a mentor and father figure for the young boys/girls now men and women in the community of Goldsboro; and

WHEREAS, T.C. Coley received many awards and honors over the years for his dedication, leadership and service to the youth in the community; and

WHEREAS; the City Council and residents of the City of Goldsboro desire to honor the exemplary life of James "T.C." Coley and the meaning he gave to the lives of all who knew him.

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

1. The Former W.A. Foster Center on Leslie Street be renamed the T.C. Coley Community Center at a formal dedication ceremony in honor of this great individual.
2. A plaque designating this center as the T.C. Coley Community Center be purchased and installed for all to view.

This Resolution shall be in full force and effect from and after this 5th day of November, 2018.

Approved as to Form Only:

Reviewed by:

City Attorney

City Manager

ORDINANCE NO. 2018 - _____

AN ORDINANCE AMENDING CHAPTER 32 BOARDS, COMMISSIONS AND DEPARTMENTS
OF THE CITY OF GOLDSBORO'S CODE OF ORDINANCES

WHEREAS, the City of Goldsboro recognizes and values the importance of citizen participation in local government; and

WHEREAS, the City of Goldsboro utilizes volunteer boards and commissions as a mechanism to engage citizens in the democratic process; and

WHEREAS, the City Council at their meeting on October 1, 2018 voted to create a T.C. Coley Community Center Board.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro, Chapter 32 is to be amended as follows to create the T.C. Coley Community Center Board:

32.400 T.C. Coley Community Center Board:

(A) Purpose and duties. The purpose and duties of the Board shall include management and operation of the T.C. Coley Community Center.

1. The City Council hereby delegates to the T.C. Coley Community Center Board the authority to establish rules and regulations, set operational procedures and establish sound fiscal policies concerning the center, provided such rules and regulations are consistent with the scope of laws and policies of the City, the State and the law of the United States.

2. Recommend ways to better improve and enhance the quality of services, benefits and overall appearance of the Center.

3. Review Center operations and overall programs, use, maintenance and upkeep of the interior/exterior of the Center.

(B) Membership, appointment and term of office. The T.C. Coley Community Center Board shall be composed of seven members (two City Councilmembers, one tenant from the T.C. Coley Community Center, one member from the neighborhood, one member from the business community, one member from the public service community and one member from the Mayor's Youth Council) who shall be appointed by City Council to initially serve a staggered term up to three years or until their successors are appointed and qualified with the exception of the youth council appointment which shall be a high school student with a term of one year. Any vacancy shall be filled by the City Council for all unexpired terms. Each appointee shall first have completed the Boards and Commissions Conflict of Interest Statement and shall abide thereby in the execution of their duties.

(C) Staff services. The City Manager's Office may provide a staff liaison to assist the Board with meetings, fiscal management, organization, and other advisory issues that occur.

This Ordinance shall be in full force and effect from and after the ____ day of _____ 2018.

Approved as to Form Only:

Reviewed by:

City Attorney

Interim City Manager

CITY OF GOLDSBORO
AGENDA MEMORANDUM
NOVEMBER 5, 2018 COUNCIL MEETING

SUBJECT: T.C. Coley Community Center Board Appointments

BACKGROUND: The Goldsboro City Council has established a board for the T.C. Coley Community Center to manage and operate the center. It is necessary that official appointments be made to this board.

DISCUSSION: The City Council met during the Council Work Session on October 15, 2018, to review the applicants and discuss the board. The citizens listed below have shown an interest in participating on this board in addition to two city council members.

Steve Ashford
Ashley Kornegay
Derrick Manley
D.R. Halliday
Kasey Jones (Student)
Councilmember Mark Stevens
Councilmember Bevan Foster

RECOMMENDATION: Staff recommends Council adopt the attached Resolution appointing members to the T.C. Coley Community Center Board.

Date: _____

Octavius Murphy, Assistant to the City Manager

Date: _____

Randy Guthrie, Interim City Manager

RESOLUTION NO. 2018- _____

RESOLUTION APPOINTING MEMBERS
TO ADVISORY BOARDS AND COMMISSIONS

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

WHEREAS, the T.C. Coley Community Center Board has been established on this day by the Goldsboro City Council; and

WHEREAS, the following distinguished citizens have expressed a desire to serve upon the indicated Board;

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

1. The following individuals be and are hereby appointed to the T.C. Coley Community Center Board. The terms of the appointees shall expire on the dates indicated:

T.C. Coley Community Center Board

First Term Appointees

Steve Ashford	Term Expires	12-31-19
Ashley Kornegay	Term Expires	12-31-20
Derrick Manley	Term Expires	12-31-21
D.R. Halliday	Term Expires	12-31-20
Kasey Jones (Student)	Term Expires	12-31-19

Council Representatives

Councilmember Mark Stevens
Councilmember Bevan Foster

2. This Resolution shall be in full force and effect from and after this 5th day of November, 2018.

Approved as to Form Only:

Reviewed by:

City Attorney

Interim City Manager

CITY OF GOLDSBORO

AGENDA MEMORANDUM

NOVEMBER 5, 2018 COUNCIL MEETING

SUBJECT: Z-15-18 Lane Farms, Inc. – North and South sides of New US 70 Bypass between Salem Church Road and Claridge Nursery Road

BACKGROUND: The applicant requests a zoning change from R-12 and R-20 Residential to Highway Business.

The request includes two tracts of land—one north of the New US 70 Bypass and one south of the Bypass.

Tract One (North of Bypass)
Frontage: 4,900 ft. (approx.)
Depth: 325 ft. (approx.)

Tract Two (South of Bypass)
Frontage: 3,100 ft. (approx.)
Depth: 150 ft. (approx.)

Total area for both Tracts: 43.64 acres

Surrounding Zoning: North: R-20 and R-20A Residential
South: R-12 and R-16 Residential
East: R-16 and R-20 Residential
West: R-20A Residential

Existing Use: The property is currently vacant.

Proposed Use: A Conditional District has not been requested in conjunction with the zoning change so the property would not be limited to a specific use. The requested Highway Business zoning district would allow a number of commercial-type uses as well as billboards, if all dimensional and separation requirements can be met.

DISCUSSION Engineering Comments: City water and sanitary sewer lines can be extended to serve the property at the expense of the owner. A portion of Tract One is located within a Special Flood Hazard Area.

On August 6, 2018, Council approved a zoning change for property immediately to the east of the subject property to Highway Business which included the Lanetree Conference Center building.

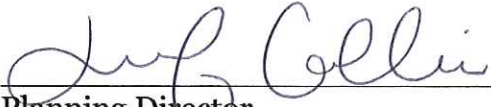
At the public hearing held on October 15, 2018, no one appeared to speak either for or against the request.

The Planning Commission, at their meeting held on October 29, 2018, recommended approval of the zoning change.

RECOMMENDATION: By motion, accept the recommendation of the Planning Commission and adopt an Ordinance changing the zoning for the property from R-12 and R-20 Residential to Highway Business.

Although not completely consistent with the adopted Comprehensive Land Use Plan, the request to Highway Business would be appropriate adjacent to U. S. 70 Bypass.

Date: 10/30/18



Planning Director

Date: _____

City Manager

ssj

ORDINANCE NO. 2018 -

**AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE
OF THE CITY OF GOLDSBORO, NORTH CAROLINA
CODE OF ORDINANCES**

WHEREAS, after notice duly given according to law, a public hearing was held before the City Council and the Planning Commission at a regular meeting held in the Council Chamber, City Hall, on Monday, October 15, 2018, at 7:00 p. m., for the purpose of considering and discussing the passing of an ordinance amending the Unified Development Ordinance of the City of Goldsboro, North Carolina; and

WHEREAS, after completion of said public hearing and receipt of the recommendation of the Planning Commission, the City Council of the City of Goldsboro deems it advisable and for the best interest of the City and those residing within its zoning jurisdiction that the Unified Development Ordinance be amended as herein below set forth;

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

1. That the Unified Development Ordinance of the City of Goldsboro, North Carolina Code of Ordinances, be and the same is hereby amended by changing:

From R-12 and R-20 Residential to Highway Business

**Z-15-18 Lane Farms, Inc. – North and South sides of New US 70 Bypass
between Salem Church Road and Claridge Nursery Road**

**The Wayne County Tax Identification Nos. is 2691-42-1179, 2691-52-8345
and 2691-72-5023. The property consists of two tracts having a total
area of approximately 43.64 acres.**

2. That the Official Zoning Map, Goldsboro, North Carolina, on file in the Office of the Director of Planning and Community Development be promptly changed to reflect this amendment and the appropriate entries in reference thereto be entered in the descriptive record of changes as provided in Section 2 of the Unified Development Ordinance.

3. That this Ordinance shall become effective from and after the entry of the changes or amendments herein made on the said Official Zoning Map.

Adopted this _____ day of _____, 2018.

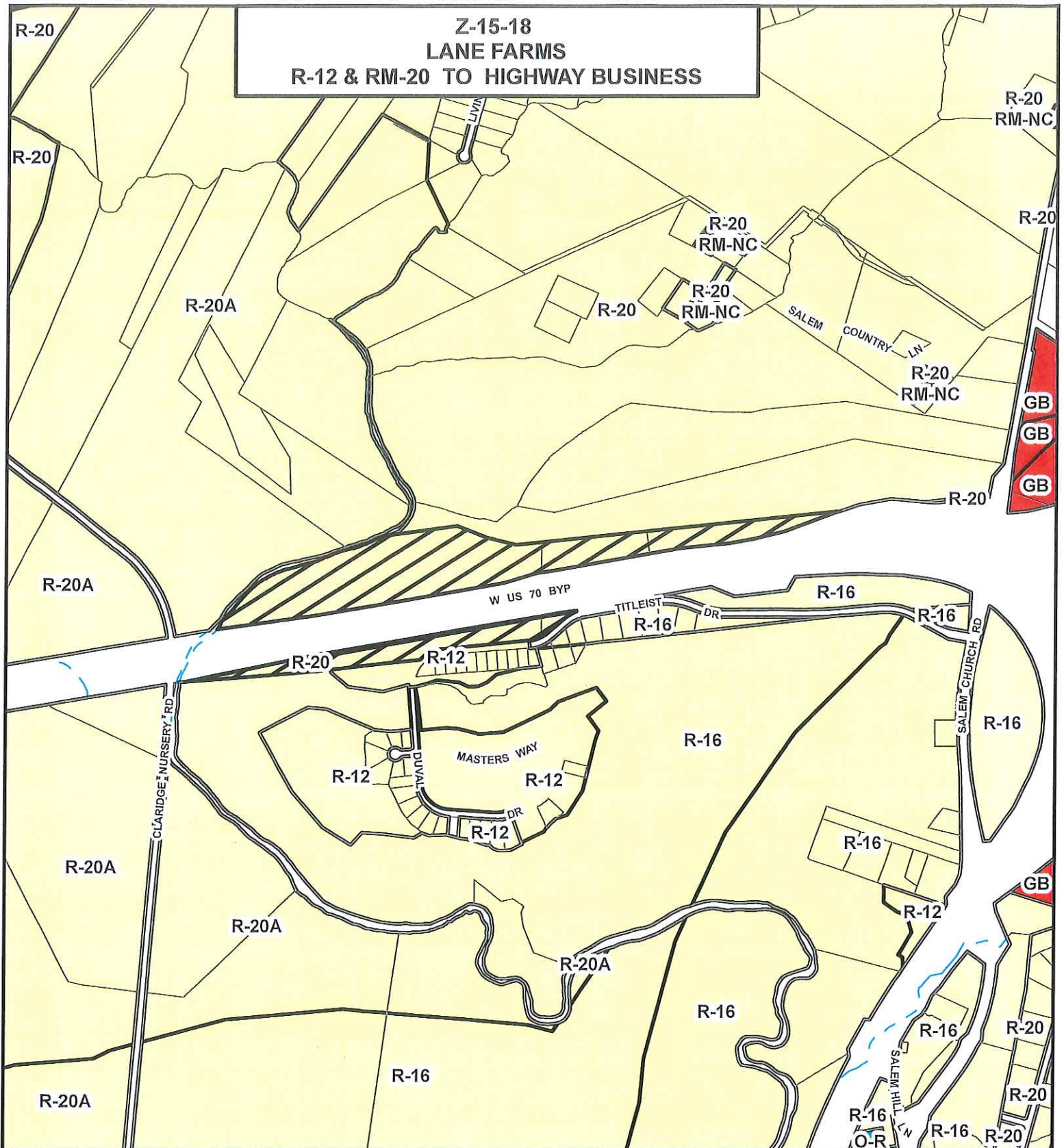
Approved as to Form Only:

Reviewed by:

City Attorney

City Manager

**Z-15-18
LANE FARMS
R-12 & RM-20 TO HIGHWAY BUSINESS**



REZONING REQUEST - EXISTING ZONING

Owner: Lane Farms
Project: Undeclared
Parcel #: 2691-42-1179; 2691-52-8345;
2691-72-5023
Location: US 70 BY-PASS

1,000 500 0 1,000 Feet



GOLDSBORO
BE MORE DO MORE SEYMOUR

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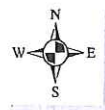
**Z-15-18
LANE FARMS
R-12 & RM-20 TO HIGHWAY BUSINESS**



REZONING REQUEST

Owner: Lane Farms
Project: Undeclared
Parcel #: 2691-42-1179; 2691-52-8345;
2691-72-5023
Location: US 70 BY-PASS

1,000 500 0 1,000 Feet



GOLDSBORO
BE MORE DO MORE SEYMOUR

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CITY OF GOLDSBORO

AGENDA MEMORANDUM

NOVEMBER 5, 2018 COUNCIL MEETING

SUBJECT: CU-10-18 Ruffin & Jackson – South side of Wilmington Avenue between Isler Street and Devereaux Street

BACKGROUND: The applicant requests a Conditional Use Permit to allow conversion of an existing structure into four apartment units within the R-6 Residential zoning district.

On December 3, 2007, Council approved a site plan for a parking lot to be utilized for the apartment units with a number of modifications relative to the apartment building.

Frontage: 102 ft.
Depth: 98.21 ft. (average)
Area: 9,954 sq. ft., or 0.229 acres
Zoning: R-6 Residential

The existing structure was built in 1953 and contains 1,950 sq. ft. Based on the R-6 zone, the area of the lot would only permit conversion of the structure into three apartment units. A modification to allow an increase in the allowable density from three units to four units was approved in 2007.

Other modifications approved at that time include the following:

1. Provision of sidewalks
2. Parking Lot Setback from 8 ft. to 0 ft., and
3. Drive aisle width from 20 ft. to 14 ft.

Although initial improvements were made to the structure, all building permits have expired and site plan reapproval is required.

DISCUSSION: On June 4, 2018, Council adopted an Ordinance which requires issuance of a Conditional Use Permit to allow conversion of dwellings into three or more multi-family units. The amendment was developed to protect existing

single-family neighborhoods from the intrusion of multi-family apartment developments which would result based on lot sizes.

The R-6 Residential zone requires 6,000 sq. ft. of land area for the first residential unit and 2,000 sq. ft. of land area for each additional residential unit. Based on that requirement, in order to convert the building to four units, a total of 12,000 sq. ft. of land area would be required. As indicated previously, a modification to allow four apartment units was approved in 2007. There are no other apartments existing within this block of Wilmington Avenue.

Two curb cuts will be provided for access to eight paved parking spaces at the rear of the lot. Due to the size of the lot and the configuration of the building on the lot, modifications of the drive aisle width from 20 ft. to 14 ft. and parking lot setback from 8 ft. to 0 ft. were previously approved.

The applicant will be required to screen HVAC units and to install street trees along the street frontage. Two additional Maple trees will be installed adjacent to the parking area. The applicant has requested an additional modification of the rear yard buffer due to existing vegetation which exists at the rear of the property.

No sidewalks exist along any section of Wilmington Avenue and Council previously approved a modification of the sidewalk and fee in lieu requirement.

At the public hearing held on October 15, 2018, no one appeared to speak regarding this Conditional Use Permit request.

At their meeting held on October 29, 2018, the Planning Commission recommended approval of the Conditional Use Permit and submitted site plan with a modification of the rear yard buffer.

RECOMMENDATION:

By motion, accept the recommendation of the Planning Commission and:

1. Adopt an Order approving the Conditional Use Permit to allow the conversion of an existing structure into four apartments within the R-6 Residential District; and

2. Approve the submitted site plan with the additional modification of the rear yard buffer requirement.

Date: 10/30/18



Planning Director

Date: _____

City Manager

ssj

CITY OF GOLDSBORO
ORDER APPROVING A CONDITIONAL USE PERMIT

The City Council of the City of Goldsboro, North Carolina, having held a public hearing on **October 15, 2018** to consider Conditional Use Permit application number:

**CU-10-18 Ruffin & Jackson – South side of Wilmington Avenue
between Isler Street and Devereaux Street**

To allow the conversion of an existing structure into four apartment units within the R-6 Residential zoning district.

FINDINGS OF FACT

The City Council makes the CONCLUSION that the proposed use **does** satisfy the general conditions imposed on the Council in its deliberations for issuing a Conditional Use Permit under Sections 5.5 Supplemental Use Regulations.

In addition, the Council approved site and landscape plans detailing the proposed development with a modification of the rear yard buffer requirement.

Therefore, because the City Council concludes that all of the general conditions precedent to the issuance of a CONDITIONAL USE PERMIT have **BEEN** satisfied, IT IS ORDERED that the application for the issuance of a CONDITIONAL USE PERMIT be **APPROVED**.

Thus ordered this _____ day of _____, 2018.

Chuck Allen, Mayor

Ronald T. Lawrence, City Attorney

CU - 10 - 18
508 A-D WILMINGTON AVE
MULTI-FAMILY IN R-6



CONDITIONAL USE

CASE NO: CU-10-18

USE REQUEST: Multi-Family Apartments

ADDRESS: 508 A,B,C,D Wilmington Ave

APPLICANT: Corey Ruffin
Emmett Jackson Jr.

Modifications:



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CU - 10 - 18
508 A-D WILMINGTON AVE
MULTI-FAMILY IN R-6



CONDITIONAL USE

CASE NO: CU-10-18
USE REQUEST: Multi-Family Apartments
ADDRESS: 508 A,B,C,D Wilmington Ave
APPLICANT: Corey Ruffin
Emmett Jackson Jr.

Modifications:

GOLDSBORO
BE MORE DO MORE SEYMOUR

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

CITY OF GOLDSBORO

AGENDA MEMORANDUM

NOVEMBER 5, 2018 COUNCIL MEETING

SUBJECT: Street Name Change – Keenway Drive to Keller Way Drive

BACKGROUND: A petition to change the name of “Keenway Drive” to “Keller Way Drive” has been submitted. Keenway Drive is a street containing approximately 1,220 ft. within Adair Subdivision on the south side of US Highway 70 West.

The petitioner (Mr. Steve Keen) has indicated that he wishes to change the name of the street before it is completely constructed in order to avoid future inconvenience. The name “Keller Way Drive” is proposed in honor of his newest grandson.

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

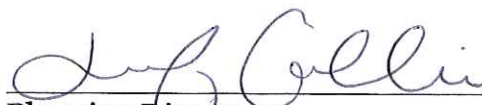
The proposed name change has been sent to the County Planning Department to insure that the name “Keller Way Drive” would not result in any confusion as it relates to provision of emergency services. The County Planning Director has indicated that the County does not have any objection to the street name change which has been proposed.

At the public hearing held on October 15, 2018, no one appeared to speak either for or against this request.

The Planning Commission, at their meeting held on October 29, 2018, recommended approval of the street name change.

RECOMMENDATION: By motion, accept the recommendation of the Planning Commission and adopt an Ordinance changing the name of Keenway Drive to Keller Way Drive.

Date: 10/30/18


Planning Director

Date: _____

City Manager

ORDINANCE NO. 2018 –

AN ORDINANCE CHANGING THE NAME
OF A CERTAIN STREET WITHIN THE CITY OF GOLDSBORO

WHEREAS, the City of Goldsboro has general authority and control over its public streets pursuant to General Statute No. 160A-299; and

WHEREAS, after notice duly given, a public hearing was held at a regular meeting of the City Council on October 15, 2018 to consider changing the name of “Keenway Drive” to “Keller Way Drive”; and

WHEREAS, after the public hearing, the Planning Commission recommended and the City Council of the City of Goldsboro, North Carolina, after due and careful consideration, deem it in the best interest of the City and its citizens, and of no harmful effect to the adjoining property owners, that “Keenway Drive” be changed in name to “Keller Way Drive” as follows:

Street Name Change: From Keenway Drive to Keller Way Drive

Running from the western right-of-way of Preston Drive in a westerly direction and traversing Adair Drive and continuing a distance of approximately 1, 220 ft. to its proposed terminus and having a right-of-way width of 60 ft.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect from and after its adoption this the _____ day of _____, 2018.

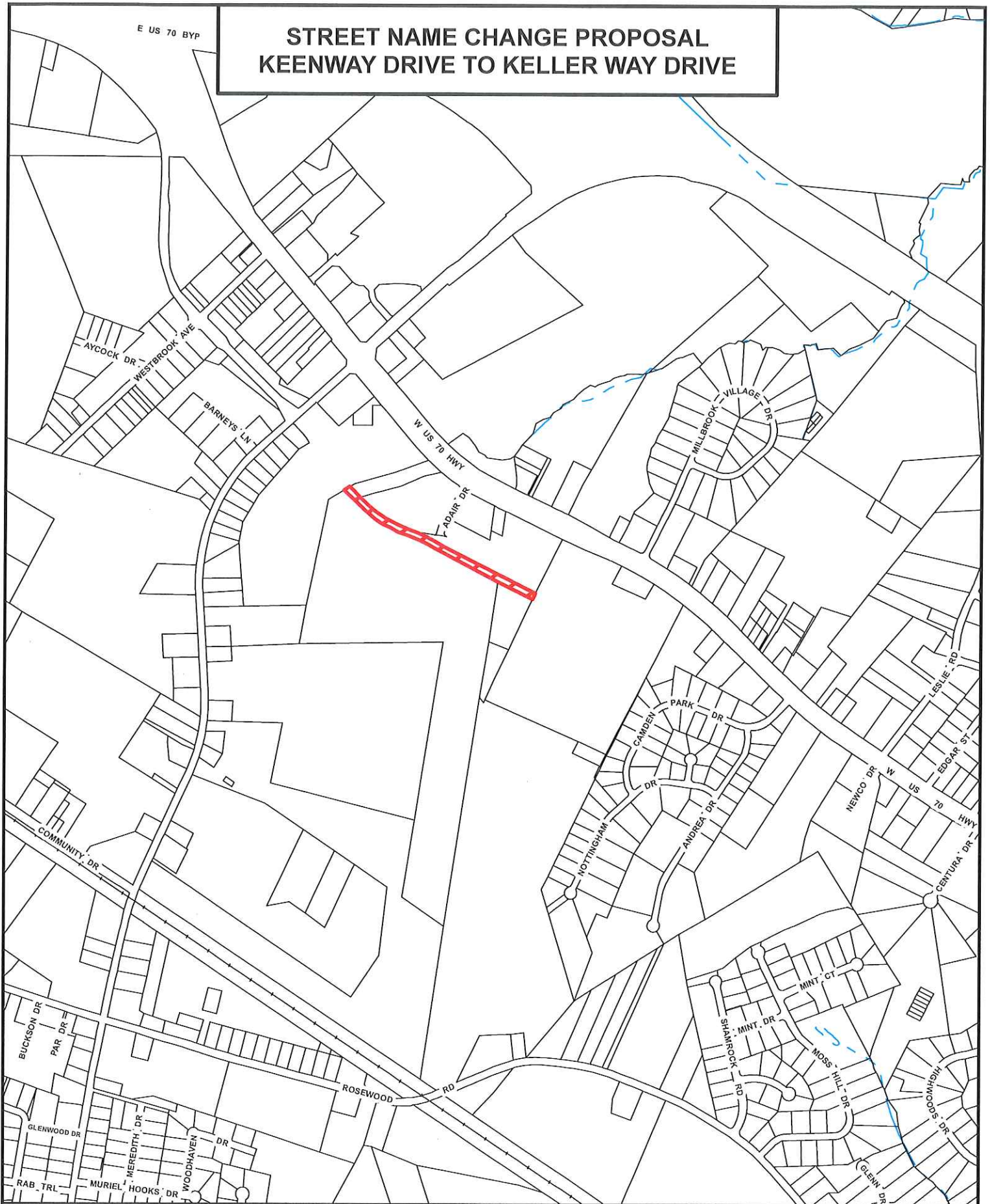
Approved as to Form Only:

Reviewed by:

City Attorney

City Manager

STREET NAME CHANGE PROPOSAL KEENWAY DRIVE TO KELLER WAY DRIVE



CITY OF GOLDSBORO
AGENDA MEMORANDUM
NOVEMBER 5, 2018 COUNCIL MEETING

SUBJECT: Wayne County EMS Substation – 210 Millers Chapel Road – Request to Waive Annexation Requirements

BACKGROUND: The property is located on the northeast corner of Millers Chapel Road and Wilson Street. The property is located within the City's ETJ.

Frontage: 265' ft. (Millers Chapel Road)
197' ft. (Wilson Street)
Depth: 197' ft. (average)
Area: 1.09 acres

The property is currently vacant and the County of Wayne proposes to construct an EMS Substation on the property.

DISCUSSION: Per Chapter 53 of the Goldsboro North Carolina Code of Ordinances, conditions for making water and sewer connections to property outside the city limits requires voluntary annexation of the property. The Wayne County Board of Commissioners is requesting a waiver of the City's annexation requirements with respect to proposed connection to City sewer and to allow the County to perform their own inspections during the construction phase.

The property is adjacent to the city limits and the County plans to place a new EMS substation at this site, which would consist of approximately 2,000 square feet in living quarters.

The property and proposed structure would be tax exempt and would not increase the City's property tax valuation. The County understands they will be required to pay the outside City rate for sewer as well as costs totaling \$1,200 for a 4-inch sewer tap and \$2,899.50 for the sewer assessment.

Although the property does perk, the County has requested that the station remain on the City's sewer system rather than be connected to a septic system.

If waiver of annexation requirements is given, the proposed substation would be constructed to County standards and the County would conduct their own inspections.

RECOMMENDATION: By motion, allow the County of Wayne to connect to City sewer without annexation and allow the proposed EMS substation to be constructed to County standards with the County conducting their own inspections for this project.

Date: _____

Planning Director

Date: _____

City Manager

WAYNE COUNTY

County Manager



WAYNE COUNTY
North Carolina
Ph: (919) 731-1435
Fax: (919) 731-1446

October 22, 2018

Mr. Randy Guthrie, City Manager
City of Goldsboro
200 North Center Street
PO Drawer A
Goldsboro, NC 27530

Dear Randy,

On behalf of the Wayne County Board of Commissioners, we would like to ask that the City of Goldsboro waive its annexation requirements with respect to our proposed connection to the City sewer at 210 Millers Chapel Road. It is our understanding the property is adjacent to the City limits, and our plan is to place a new EMS substation at this site (approximately 2,000 square feet in living quarters). As you know, the property and structure would be tax exempt, and would not increase your property tax valuation. We understand that we would pay the outside city rate for sewer. We have priced out a septic system for the substation and the land does perk, however we would much rather be on your sewer system as it will be cheaper for the County and taxpayers in the long run.

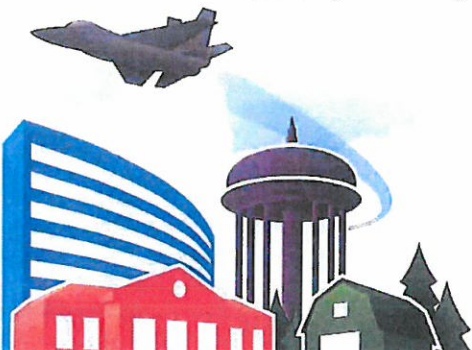
However, we would be willing to have it annexed into the city if requested at a later date if it was required for additional annexation issues within the Millers Chapel area.

Please let us know if this meets with your approval.

Sincerely,

Craig F. Honeycutt
Wayne County Manager

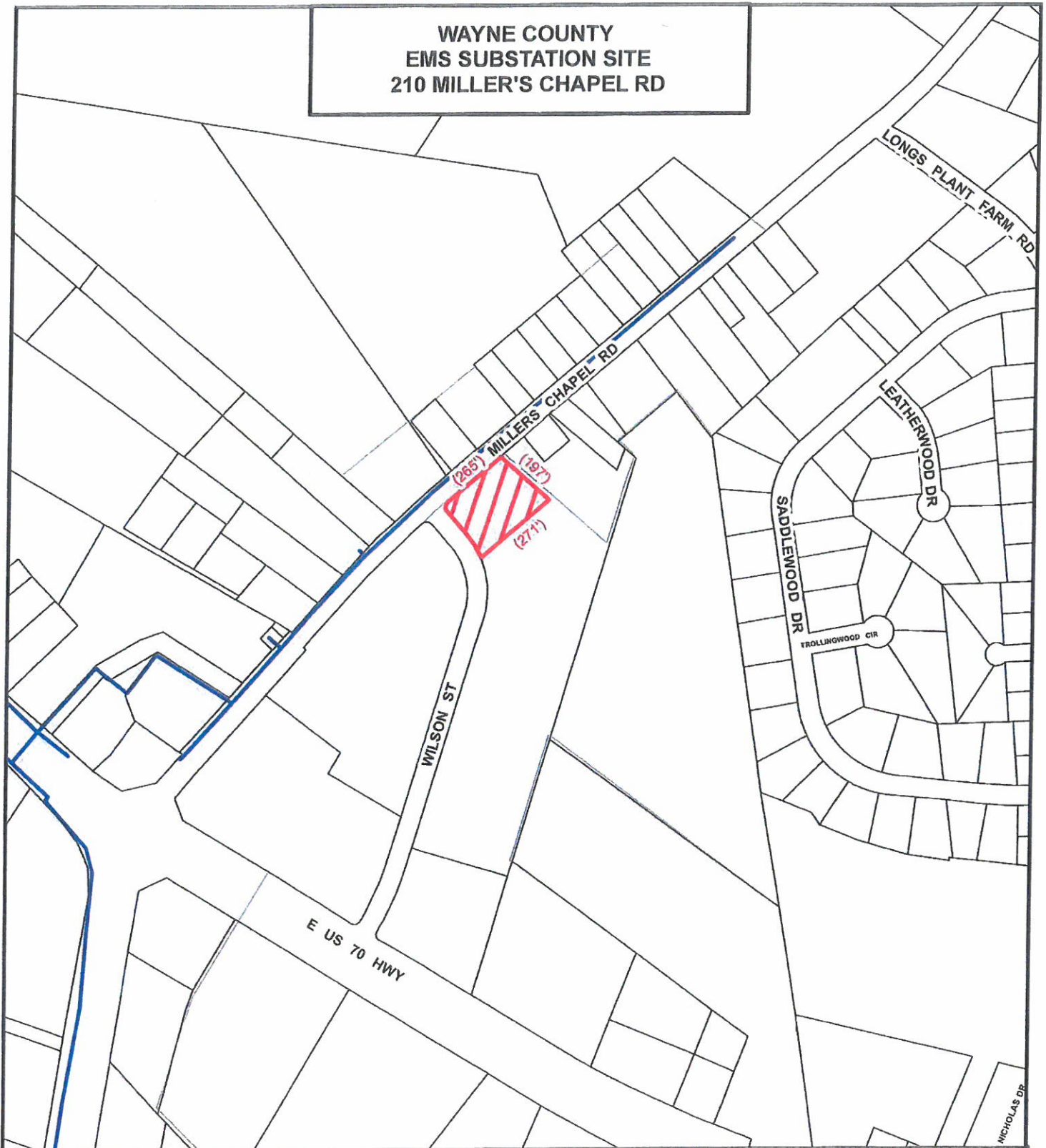
Cc: Wayne County Board of Commissioners



THE GOOD LIFE. GROWN HERE.

P.O. BOX 227
GOLDSBORO, NC 27533

WAYNE COUNTY
EMS SUBSTATION SITE
210 MILLER'S CHAPEL RD



-Substation Site



- City Limits



- Sewer Lines



400 200 0 400 Feet

GOLDSBORO
BE MORE DO MORE SEYMOUR

WAYNE COUNTY
EMS SUBSTATION SITE
210 MILLER'S CHAPEL RD



-Substation Site



- City Limits



- Sewer Lines



400 200 0 400 Feet

GOLDSBORO
BE MORE DO MORE SEYMOUR

CITY OF GOLDSBORO

AGENDA MEMORANDUM

NOVEMBER 5, 2018 COUNCIL MEETING

SUBJECT: Contract Award for Goldsboro Turning Movement Count Inventory.

BACKGROUND: The City of Goldsboro, the Lead Planning Agency for the Goldsboro MPO, requested qualifications to assist in the development of the Goldsboro Turning Movement Count Inventory, which will result in peak hour traffic counts at 125 signalized intersections.

Six consultants' submitted qualifications and the Selection Committee consisting of Jennifer Collins, Planning Director, Berry Gray, Wayne County Planning Director, Dominique Boyd, NCDOT and Bobby Croom, City Traffic Engineer reviewed each firm's submittal. Each submittal was evaluated based on:

1. Quality and Completeness of Proposal;
2. Project Approach and Ability to Complete on Time;
3. Related Project Experience;
4. Quality and Completeness of a Submitted Project Example; and,
5. Reference

Upon review, the Selection Committee's compiled evaluations indicated that VHB ranked highest of the six submittals.

On October 11, 2018, Staff presented their recommendation to the TCC and TAC for their approval. They recommended and approved the selection of VHB for this task.

In order to complete the data collection, VHB proposed a total contract fee of:

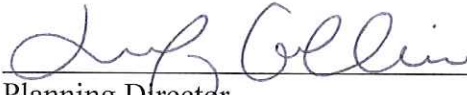
<u>Contract for Services</u>	<u>\$43,750</u>
City of Goldsboro (+/- 20%)	\$ 8,750
NCDOT PL 104 funds (+/- 80%)	\$35,000

DISCUSSION:

The fee proposal for this project has been reviewed by the Planning Department and North Carolina Department of Transportation, checked for accuracy, and found to be in order. We have also reviewed the financing of this project with the Finance Director. Sufficient funds are available for this project with 80% of the project being paid for with the use of PL 104 funds.

RECOMMENDATION: By motion, adopt a Resolution authorizing the Mayor and City Clerk to execute a contract in the amount of \$43,750 with VHB, for the Goldsboro Turning Movement Count Inventory.

Date: 10/30/18


Planning Director

Date: _____

City Manager

RESOLUTION NO. 2018 –

RESOLUTION AWARDING AND AUTHORIZING THE EXECUTION
OF A CONTRACT FOR THE GOLDSBORO TURNING MOVEMENT COUNT
INVENTORY

WHEREAS, the City Council of the City of Goldsboro, acting as the Lead Planning Agency for the Goldsboro MPO, has heretofore found it in the public interest to develop a Goldsboro Turning Movement Count Inventory to result in peak hour traffic counts at 125 signalized intersections maintained by the City's computerized traffic signal system; and

WHEREAS, the Technical Coordinating Committee and Transportation Advisory Committee approved VHB to complete the data collection on October 11, 2018; and

WHEREAS, the total fee proposal was submitted by VHB of Raleigh, North Carolina in the amount of \$43,750; and

WHEREAS, the North Carolina Department of Transportation has agreed to allow the use of PL 104 funds to fund 80% of the contract in the amount of \$35,000; and

WHEREAS, the City of Goldsboro will be responsible for 20% of the contract in the amount of \$8,750; and

WHEREAS, the City Council deems it in the best interest of the City of Goldsboro to accept and award the contract to VHB of Raleigh, North Carolina in the amount of \$43,750 for the Goldsboro Turning Movement Count Inventory;

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

1. The Mayor and City Clerk are hereby authorized and directed to execute a contract with VHB in the amount of \$43,750 for the Goldsboro Turning Movement Count Inventory;

2. This Resolution shall be in full force and effect from and after this _____ day of _____, 2018.

Approved as to Form Only:

Reviewed by:

City Attorney

City Manager

CONTRACT

THIS CONTRACT, made this 5th of November in the year 2018 by and between VHB of Raleigh, NC party of the first part, hereinafter called the **Contractor**, and the **City of Goldsboro, North Carolina, acting as the Lead Planning Agency for the Goldsboro Metropolitan Planning Organization**, party of the second part, hereinafter called the **Owner**:

WITNESSETH:

THAT WHEREAS, a contract for the 2018 Turning Movement Count Inventory located in Goldsboro, North Carolina, has recently been awarded to the **Contractor** by **Owner**, at and for a sum equal to the aggregate cost of the work to be done and labor, materials, equipment, apparatus, and supplies furnished in the amount of Thirty Eight Thousand, Seven Hundred Fifty Dollars (\$43,750). Complete details and specifications regarding this work are included within Request for Qualifications – Turning Movement Count Inventory and dated September 2018 which is fully attached to this contract by reference.

AND WHEREAS, it was one of the conditions of said award that a formal contract should be executed by and between the **Contractor** and the **Owner**, evidencing the terms of said award and that the **Contractor** shall commence the work to be performed under this agreement on a date to be specified in a written order of the **Owner**, and shall fully complete all work as detailed within the **Contractor's Proposal Response** within 180 consecutive calendar days from the date of the Proceed Order.

NOW, THEREFORE, THIS CONTRACT FURTHER WITNESSETH that the Contractor doth hereby covenant and agree with the **Owner**, that **Contractor** will well and faithfully perform and execute such work and furnish such labor, materials, equipment, apparatus and supplies, in accordance with each and every one of the conditions, covenants, stipulations, terms and provisions contained in said specifications and in accordance with the plans, at and for a sum equal to the aggregate cost of the work done and labor, materials, equipment, apparatus, and supplies furnished at the prices and rates respectively named in the amount of Fourty Three Thousand, Seven Hundred Fifty Dollars (\$43,750) as detailed within the Proposal Response attached hereto, and will well and faithfully comply with and perform each and every obligation imposed upon **Contractor** by said plans and specifications or the terms of said award.

The **Contractor** shall comply with all provisions of North Carolina General Statutes 143-128.2(c) and all applicable Federal regulations relative to identification of Minority Business Participation and submit all necessary and pertinent documentation as detailed in the attached documents.

The **Contractor** shall promptly make payments to all persons supplying materials in the prosecution of the work and to all laborers and others employed thereon.

The **Contractor** shall be responsible for all damages to the property of the **Owner** that may be consequent upon the normal procedure of said work or that may be caused by or result from the negligence of the **Contractor**, his, its, or their employees or agents, during the progress of, or connected with the prosecution of the work, whether within the limits of the work or elsewhere. The **Contractor** must restore all property so injured to a condition as well as it was when the **Contractor** entered upon the work.

The **Contractor** shall furthermore be responsible for and required to make good at his, its, or their expense any and all damages of whatever nature to persons or property, arising during the period of this Contract, caused by carelessness, neglect, or want of due precaution on the part of the **Contractor**, his, its, or their agents, employees, or workmen. The **Contractor** shall also indemnify and save harmless the **Owner** and the officers and agents thereof from all claims, suits, and proceedings of every name and description which may be brought against them or the officers and agents thereof, for or on account of any injuries or damages to persons or property received or sustained by any person or persons, firm, corporation, or by or in consequence of any materials used in said work or by or on account of any improper materials or workmanship in its connection or by or on account of any accident, or of any other acts or omission of said **Contractor**, his, its, or their agents, employees, servants, or workmen.

It is agreed and understood that the advertisement for bids, the information for bidders, the accepted Proposal, and general conditions, the detailed specification, the bid request, and the drawings are a part and parcel of this Contract, to the same extent as if incorporated herein in full.

And the **Owner** doth hereby covenant and agree with the **Contractor** that it will pay to the **Contractor**, when due and payable under the terms of said specifications and said award, the above mentioned sum, and that it will well and faithfully comply with and perform each and every obligation imposed upon it by said specifications of the terms of said award.

IN WITNESS WHEREOF, said **Contractor** has hereunto set its hand and its seal (or has caused these presents to be signed in its corporate name by its Secretary) and the **Owner** has caused these presents to be signed in its name by the City Manager and its seal to be hereto affixed and duly attested by its City Clerk, by authority of the City of Goldsboro duly given, all as of the day and year first above written.

Special Provisions:

During the performance of this Contract, the Contractor and the Owner, for themselves, their assignees and successors in interest, agree as follows:

(1) Solicitation for Subcontracts, including Procurement of Material and Equipment: In all solicitations either by competitive bidding or negotiation made by the Consultant for work to be performed under a subcontract, including procurement of materials or leases of equipment, the Consultant shall notify each potential subcontractor or supplier of the Consultant's obligations under this Contract and the State and Federal regulations included herein; when such Federal regulations are applicable.

(2) Interest of Members, Officers, or Employees of the Owner: No member, officer, or employee of the Owner, or its agents, no member of the Owner's governing body, and no other public official of the Owner who exercises any functions or responsibilities with respect to the community development program during his tenure or for one year thereafter, shall have any financial interest, direct or indirect, in this Contract or any subcontracts thereof, or the proceeds thereof, for work to be performed in connection with this Contract. Immediate family members of said members, officers, employees, and officials are similarly barred from having any financial interest in this Contract. However, violation of this paragraph shall not be a default or breach of the Owner.

(3) Non-Discrimination and Affirmative Action Clauses: During the performance of this Contract, the Contractor and the Owner agree to abide by the regulations set forth in the following four clauses:

(a) Non-discrimination Clause

It is specifically agreed as part of the consideration of the signing of this Contract that the parties hereto, their agents, officials, employees, or servants will not discriminate in any manner on the basis of race, color, creed, sex or national origin or other legally protected status with reference to the subject matter of this Contract, no matter how remote. This provision shall be enforced by action for specific performance, injunctive relief, or other remedy provided by law; and this provision shall be construed to such manner as to prevent and eradicate all discrimination based on race, color, creed, sex or national origin.

(b) Executive Order 11246 Clause

(i) The Contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex or national origin. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeships. The Contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of this non-discrimination clause.

(ii) The Contractor will, in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex or national origin.

(iii) The Contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer, advising the labor union or workers' representative of the Contractors' commitments under Section 202 of Executive Order No. 11246 of September 24, 1965, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

(iv) The Contractor will comply with all provisions of Executive Order No. 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.

(v) The Contractor will furnish all information and reports required by Executive Order No. 11246 of September 24, 1965, and by the rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the contracting agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations and orders.

(vi) In the event of the Contractor's non-compliance with the non-discrimination clauses of this Contract or with any of such rules, regulations, or orders, this Contract may be canceled, terminated or suspended in whole or in part and the Contractor may be declared ineligible for further Government contracts in accordance with procedures authorized in Executive Order No. 11246 of September 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order No. 11246 of September 24, 1965, or by

rules, regulations, or order of the Secretary of Labor, or as otherwise provided by law.

(vii) The Contractor will include the provisions of Paragraphs (i) through (vii) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to Section 204 of Executive Order No. 11246 of September 24, 1965, so that such provisions will be binding upon each subcontractor or vendor. The Contractor will take such action with respect to any subcontract or purchase order as the contracting agency may direct as a means of enforcing such provisions including sanctions for non-compliance. Provided, however, that in the event the Contractor becomes involved in, or is threatened with litigation with a subcontractor or vendor as a result of such direction by the contracting agency, the Contractor may request the United States to enter into such litigation to protect the interests of the United States.

(c) Section 3 Affirmative Action Clause

(i) The work to be performed under this Contract is on a project assisted under a program providing direct Federal financial assistance from the Department of Housing and Urban Development and is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u. Section 3 requires that to the greatest extent feasible opportunities for training and employment be given lower income residents of the project area and contracts for work in connection with the project be awarded to business concerns which are located in, or owned in substantial part by persons residing in, the area of the project.

(ii) The parties to this Contract will comply with the provisions of said Section 3 and the regulations issued pursuant thereto by the Secretary of Housing and Urban Development set forth in 24 CFR 135, and all applicable rules and orders of the Department issued thereunder prior to the execution of this Contract. The parties to this Contract certify and agree that they are under no contractual or other disability which would prevent them from complying with these requirements.

(iii) The Contractor will send to each labor organization or representative of workers with which he has a collective bargaining agreement or other Contract or understanding, if any, a notice advising the said labor organization or workers' representative of his commitments under this Section 3 clause and shall post copies of the notice in conspicuous places available to employees and applicants for employment or training.

(iv) The Contractor will include this Section 3 clause in every subcontract for work in connection with the project and will, at the direction of the applicant for or recipient of Federal financial assistance, take appropriate action pursuant to the subcontract upon a finding that the subcontractor is in violation of regulations issued by the Secretary of Housing and Urban Development, 24 CFR 135. The

Consultant will not subcontract with any subcontractor where it has notice or knowledge that the latter has been found in violation of regulations under 24 CFR 135 and will not let any subcontract unless the subcontractor has first provided it with a preliminary statement of ability to comply with the requirements of these regulations.

(v) Compliance with the provisions of Section 3, the regulations set forth in 24 CFR 135, and all applicable rules and orders of the Department issued thereunder prior to the execution of the Contract, shall be a condition of the Federal financial assistance provided to the project, binding upon the applicant or recipient for such assistance, its successors and assigns. Failure to fulfill these requirements shall subject the applicant or recipient, its contractors and subcontractors, its successors, and assigns to those sanctions specified by the grant or loan agreement or contract through which Federal assistance is provided, and to such sanctions as are specified by 24 CFR 135.

(d) Non-Discrimination Clause Concerning Handicap and Age

The Contractor will not discriminate on the basis of age under the Age Discrimination in Employment Act of 1975, as amended (42 U.S.C. 6101 et seq.), or with respect to any otherwise qualified handicapped individual as provided in Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), or as otherwise prohibited by state or federal law.

(4) Termination and Legal Remedies:

The Contractor and Owner mutually agree as follows:

(a) The Contractor may terminate this Agreement immediately in the event Owner fails to make payment of any amount due to the Contractor within forty-five (45) days of its due date.

(b) Either party may terminate this Agreement in the event the other party materially breaches this Agreement or fails to perform in any material respect its obligations hereunder; provided that if a party believes that the other party has materially defaulted under or breached this Agreement (other than a breach of a payment obligation) and desires to terminate this Agreement because of such breach or default, such party ("Aggrieved Party") shall give written notice of such intent to the breaching party ("Defaulting Party") and shall grant the Defaulting Party thirty (30) days in which to remedy the cause for termination. During such period, the parties shall make a good-faith effort to assist each other to remedy the breach. If the breach is not remedied or waived by the end of such period, then the Aggrieved Party may terminate this Agreement, effective as of the last day of such period.

(c) This Agreement may be terminated by one party, if the other party (i) shall be or become insolvent, or admit in writing its inability to pay its debts as they mature, or make an assignment for the benefit of creditors; (ii) apply for or consent to the appointment of any receiver, trustee or similar officer for it or for all or any substantial part of its property; or such receiver, trustee or similar officer shall be appointed without the application or consent of the other party and such appointment shall not be dismissed within thirty (30) days of the date of such appointment; (iii) shall institute any bankruptcy, insolvency, reorganization, arrangement, readjustment of debt, dissolution, liquidation or similar proceeding related to it under the laws of any jurisdiction; or, any such proceeding shall be instituted (by petition, application or otherwise) against the other party and the same shall not be dismissed within thirty (30) days of the date of its institution; or (iv) shall liquidate, dissolve, terminate or suspend its business operations.

(d) Either party may voluntarily terminate this Agreement by giving the other party at least sixty (60) days advanced written notice of such termination.

Upon receipt of a notice of termination from the Owner, (i) the Contractor shall promptly discontinue all services (unless the notice directs otherwise) and deliver or otherwise make available to the Owner all data, drawings, specifications, reports, estimates, summaries, and such other information and materials as may have been accumulated by the Contractor in performing this Agreement, whether completed or in process, and (ii) The Owner shall pay Contractor all fees and expenses due for services rendered through the date of termination, and reimburse the Contractor for all costs and expenses relating to commitments made by the Contractor prior to receipt of notice of termination.

(5) Project Documents: The Owner, the Federal and State Grantor Agencies, the Comptroller General of the United States, or any of their duly authorized representatives, shall have access to any books, documents, plans, papers, and records of the Contractor which are directly pertinent to this Contract, for the purpose of making audit, examination, excerpts, and transcriptions.

The Contractor shall maintain the records outlined above for five years after the Owner has received a Certificate of Completion from the State Grantor Agency.

(6) Lobbying Clauses - Required by Section 1352, Title 31, U. S. Code

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the

making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(b) If any funds other than Federal appropriated funds have been paid or will be paid to any person by the undersigned for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

This is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each failure.

(7) Sanctions for Noncompliance: In the event of Contractor's non-compliance with the special provisions of this Contract, the Owner shall impose such contract sanctions as it or the State of North Carolina or the Department of Housing and Urban Development may determine to be appropriate, including, but not limited to:

- (a) withholding of payment(s) to the Contractor under the Contract until the Consultant complies, and/or
- (b) cancellation, termination or suspension of the Contract, in whole or in part.

Contractor is an independent contractor to the Owner in performing services under the Contract and is not an employee, agent, joint-venturer or partner of the Owner.

Contractor warrants that it, as well as any subcontractors employed by Contractor, will perform services in a manner consistent with the degree of care and skill ordinarily exercised by members of the same profession currently practicing under similar circumstances.

It is mutually agreed that this Agreement is not transferable by any signatory to a third party without the consent of the other party.

Original documents, tracings, and reports shall be retained by the Contractor, and reproducible copies shall be furnished to the Owner.

Contractor hereby acknowledges that the final reports, which includes all printed work and any illustrated text or maps, is a public record pursuant to N.C. Gen. Stat. Chpt. 132,

the North Carolina Public Records Act, and that all draft materials may be deemed public records pursuant to the same.

Any notice required hereunder shall be sufficiently given when sent to the signatories via United States certified mail, return receipt requested, or via overnight courier with receipt verification to the address set forth herein, or by personally delivering such notice to said signatory.

The Owner and the Contractor each binds himself, his partners, successors, executors, administrators and assigns to the other party to the agreements, and to the partners, successors, executors, administrators, and assigns of each other party in respect to all covenants of the Contract.

This Contract is governed by North Carolina law. Any action or proceeding arising from or relating to this Contract shall be commenced and prosecuted in Wayne County, North Carolina, or the federal district court nearest thereto.

FURTHER AGREEMENTS

VHB _____

BY _____

TITLE _____

(SEAL)

ATTEST:

SECRETARY

CITY OF GOLDSBORO, N.C.

BY: _____

MAYOR

ATTEST:

CITY CLERK

Approved as to Form and
Legal Sufficiency:

"This instrument has been preaudited in
the manner required by the Local
Government Budget and Fiscal Control
Act."

CITY ATTORNEY

CITY FISCAL OFFICER



City of Goldsboro

P.O. Drawer A
North Carolina
27533-9701

VETERANS DAY PROCLAMATION

WHEREAS, Veterans Day was once known as Armistice Day, proclaimed by President Woodrow Wilson in 1919, to remind Americans of the tragedies of war; and

WHEREAS, in 1938, Congress passed a bill that each November 11 shall be “a day dedicated to the cause of world peace and hereafter celebrated and know as ‘Armistice Day’”; and

WHEREAS, in 1954, Congress changed the name to Veterans Day, in order to honor all American Veterans of all wars; and

WHEREAS, through their commitment for freedom, America’s Veterans have lifted millions of lives and made our country and the world more secure; and

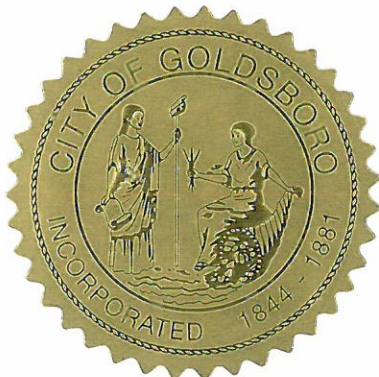
WHEREAS, with respect for and in recognition of the contributions our service men and women have made to the cause of peace and freedom around the world.

NOW, THEREFORE, I, Chuck Allen, Mayor of the City of Goldsboro, North Carolina, do hereby proclaim November 11, 2018 as

VETERANS DAY

in the City of Goldsboro and urge all citizens to remember the service and sacrifice of our veterans who defend our freedom and preserve our way of life.

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the Seal of the City of Goldsboro this the 5th day of November, 2018.





Chuck Allen, Mayor



City of Goldsboro

H.O. Drawer A
North Carolina
27533-9701

Office of the Mayor

SMALL BUSINESS SATURDAY PROCLAMATION

WHEREAS, the City of Goldsboro, NC celebrates our local small businesses and the contributions they make to our local economy and community; and

WHEREAS, according to the United States Small Business Administration, there are currently 30.2 million small businesses in the United States, they represent 99.7 percent of all businesses with employees in the United States, are responsible for 65.9 percent of net new jobs created from 2000-2017; and

WHEREAS, 90% of consumers in the United States say Small Business Saturday has had a positive impact on their community; and

WHEREAS, 89% of consumers who are aware of Small Business Saturday said the day encourages them to Shop Small all year long; and

WHEREAS, 73% of consumers who reportedly Shopped Small at independently-owned retailers and restaurants on Small Business Saturday did so with friends or family; and

WHEREAS, 64% of consumers report they shop and dine at small, independently-owned businesses to support their community; and

WHEREAS, the City of Goldsboro supports our local businesses that create jobs, boost our local economy and preserve our neighborhoods; and

WHEREAS, advocacy groups as well as public and private organizations across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday.

NOW, THEREFORE I, Chuck Allen, Mayor of the City of Goldsboro, do hereby proclaim Saturday, November 24, 2018, as

SMALL BUSINESS SATURDAY

in the City of Goldsboro, North Carolina, and do hereby call upon all citizens of the City of Goldsboro to support small business and merchants on Small Business Saturday and throughout the year.

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the Seal of the City of Goldsboro, North Carolina, this 5th day of November, 2018.



Chuck Allen
Mayor