

MINUTES OF THE MEETING OF THE GOLDSBORO CITY COUNCIL
OCTOBER 18, 2021

WORK SESSION

The City Council of the City of Goldsboro, North Carolina, met in a Work Session in the Council Chambers, City Hall, 214 North Center Street, at 5:30 p.m. on October 18, 2021.

Call to Order. Mayor Ham called the meeting to order at 5:30 p.m.

Roll Call.

Present: Mayor David Ham, Presiding
Councilmember Hiawatha Jones
Councilmember Bill Broadway
Mayor Pro Tem Taj Polack
Councilmember Brandi Matthews
Councilmember Gene Aycock
Ron Lawrence, City Attorney
Tim Salmon, City Manager
Laura Getz, City Clerk

Adoption of the Agenda. Councilmember Matthews requested adding key access for councilmembers to the agenda. Mayor Pro Tem Polack made a motion to approve the agenda with the addition made by Councilmember Matthews. The motion was seconded by Councilmember Matthews. Mayor Ham, Councilmember Jones, Mayor Pro Tem Polack and Councilmember Matthews voted for the motion. Councilmembers Broadway and Aycock voted against the motion. The agenda was adopted.

New Business.

Key Access for Councilmembers. Councilmember Matthews discussed a conversation with the manager regarding access to city hall exterior doors and the interior doors for the mayor and managers reception area to pick up mail and use the mayor's conference room and or large conference room for city related meetings and work which should be scheduled with the clerk. Councilmember Matthews made a motion to allow the city manager to disperse keys to councilmembers allowing access to those areas. Council and the city manager discussed key access and security issues. The motion was seconded by Mayor Pro Tem Polack. Mayor Pro Tem Polack and Councilmember Matthews voted for the motion. Mayor Ham, Councilmembers Jones, Broadway and Aycock voted against the motion. The motion failed.

Consent Agenda Review. Each item was reviewed.

Other Discussion.

Chip Craig with Kiwanis Club shared information concerning fundraising and the Groundbreaking on November 4, 2021 for the new Miniature Train Project.

Closed Session Held. Upon motion of Mayor Pro Tem Polack, seconded by Councilmember Broadway and unanimously carried, Council convened into Closed Session to discuss a cyber-security and personnel matter.

Council came out of Closed Session.

CITY COUNCIL MEETING

The City Council of the City of Goldsboro, North Carolina, met in regular session in Council Chambers, City Hall, 214 North Center Street, at 7:00 p.m. on October 18, 2021.

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

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

Roll Call.

Present: Mayor David Ham, Presiding
Mayor Pro Tem Taj Polack

Councilmember Hiawatha Jones
Councilmember Bill Broadaway
Councilmember Brandi Matthews
Councilmember Gene Aycock

Approval of Minutes. Councilmember Broadaway made a motion to approve the minutes of the Work Session and Regular Meeting of October 4, 2021. The motion was seconded by Mayor Pro Tem Polack and unanimously carried.

Presentations.

Resolution Expressing Appreciation for Services Rendered by Thomas Howell as an Employee of the City Of Goldsboro for More Than 30 Years. Resolution Adopted. Thomas Howell retires on November 1, 2021 as a Custodian with the Parks and Recreation Department of the City of Goldsboro with more than 30 years of service. Thomas began his career on November 8, 1990 as a Temporary Night Attendant with the Parks and Recreation Department in the City of Goldsboro. On March 27, 1991, Thomas was promoted to Custodian with the Parks and Recreation Department. On December 20, 1995, Thomas was promoted Laborer II with the Parks and Recreation Department. Thomas held several positions during his tenure with the City of Goldsboro to include: Equipment Operator, Motor Equipment Operator, Fleet Service Technician, and Laborer. On August 22, 2005, Thomas took a leave of absence to serve his country in the United States Army. On October 27, 2010, Thomas returned from military leave to the position of Senior Maintenance Worker with the Parks and Recreation Department. On June 29, 2011, Thomas' position was reclassified as Park Technician with the Parks and Recreation Department. On June 6, 2013, Thomas was promoted to Equipment Operator with the Public Works Department of the City of Goldsboro. On April 7, 2014, Thomas was promoted to Sign Technician with the Public Works Department. On August 28, 2019, Thomas was transferred to Custodian with the Parks and Recreation Department where he has served until his retirement. Thomas has proven himself to be a dedicated and efficient public servant who has gained the admiration and respect of his fellow workers and the citizens of the City of Goldsboro. The Mayor and City Council of the City of Goldsboro are desirous, on behalf of themselves, City employees and the citizens of the City of Goldsboro, of expressing to Thomas Howell their deep appreciation and gratitude for the service rendered by him to the City over the years. The Mayor and City Council of the City of Goldsboro, North Carolina express to Thomas our very best wishes for success, happiness, prosperity and good health in his future endeavors.

Councilmember Broadaway offered the Resolution for adoption. The following entitled Resolution was adopted unanimously.

RESOLUTION NO. 2021-74 "RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY THOMAS HOWELL AS AN EMPLOYEE OF THE CITY OF GOLDSBORO FOR MORE THAN 30 YEARS"

Resolution Expressing Appreciation For Services Rendered By Michelle Daw As An Employee Of The City Of Goldsboro For More Than 20 Years. Resolution Adopted. Michelle Daw retires on November 1, 2021 as an Executive Assistant with the Public Utilities Department of the City of Goldsboro with more than 20 years of service. Michelle began her career on August 15, 2001 as an Office Assistant with the Parks and Recreation Department. On December 1, 2004, Michelle's position was transferred to the City Manager's Office. On January 4, 2005, Michelle was promoted to Executive Secretary/City Clerk with the City Manager's Office. On May 9, 2007, Michelle transferred to Deputy City Clerk in the City Manager's Office. On March 18, 2010, Michelle was promoted to Administrative Assistant with the Public Utilities Department. On January 8, 2014, Michelle's position was reclassified to Executive Assistant with the Public Utilities Department where she has served until her retirement. Michelle has proven herself to be a dedicated and efficient public servant who has gained the admiration and respect of her co-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 Michelle Daw their deep appreciation and gratitude for the service rendered by her to the City over the years. The Mayor and City Council of the City of Goldsboro, North Carolina express to Michelle our very best wishes for success, happiness, prosperity and good health in her future endeavors.

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

RESOLUTION NO. 2021-75 "RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY MICHELLE DAW AS AN EMPLOYEE OF THE CITY OF GOLDSBORO FOR MORE THAN 20 YEARS"

Goldsboro National Family Literacy Day Proclamation. Mayor Ham proclaimed November 1, 2021 as National Family Literacy Day in Goldsboro, North Carolina, and enthusiastically endorse the David Williams Chapter NSDAR’s National Family Literacy Day and recommit our City to engage in programs and activities to make children and adults in Goldsboro the best readers in North Carolina.

Mrs. Jane Gable with the DAR received the proclamation and spoke about literacy.

Vacant District 5 Seat Discussion. Mayor Ham asked if Council had enough information to vote on the appointment for the vacant council seat for district five. Mayor Pro Tem Polack made the following motion: that with all the provided information we have, we make a decision tonight based on the ballot majority system for the candidates of district five, Councilmember Broadaway seconded the motion. Mayor Ham, Councilmembers Jones, Broadaway, Polack and Aycock voted for the motion. Councilmember Matthews voted against the motion. The motion passed 5:1.

The ballots were distributed to the mayor and council members. The mayor and councilmembers marked their ballot.

The City Clerk retrieved the ballots and read the following results of the ballot voting:

- Hiawatha Jones, District One -- Charles Gaylor, IV
- Bill Broadaway, District Two -- Charles Gaylor, IV
- Taj Polack, District Three -- Phyllis Merritt-James
- David Ham, Mayor -- Charles Gaylor, IV
- Brandi Matthews, District Four -- Phyllis Merritt-James
- Gene Aycock, District Six -- Charles Gaylor, IV

Councilmember Aycock made a motion that Council accept the tabulation of votes as stated, Councilmember Broadaway seconded the motion. Mayor Ham, Councilmembers Jones, Broadaway, Polack and Aycock voted for the motion. Councilmember Matthews voted against the motion. The motion passed 5:1. Mayor Ham stated that Charles Gaylor, IV has been voted on and will become our District 5 councilmember.

Public Hearings.

Z-10-21 County of Wayne (O&I-II to I-2) – North side of Wayne Memorial Drive and on the northeast corner of Eighth and Humphrey Streets. Public Hearing Held. The County of Wayne owns the subject property. Currently, the property serves as a fleet maintenance facility for County-owned vehicles and equipment.

The applicant requests to rezone the entire property from Office and Institutional (O&I-II) to General Industry (I-2). Currently, the present zoning classification is not compatible with existing development. In addition, the County desires to expand operations in the future for the existing site.

As previously stated, half of the subject property is used as a fleet maintenance facility. The other half of the property is undeveloped. If rezoned, any new improvements to the site will require site and landscape plans approved by City officials before construction permits can be issued in the future.

Frontage: 470.5 (Eighth St.)
Area: 150,118 sq. ft. or 3.44 acres

SURROUNDING ZONING:

- North: General Business (GB)/Office and Institutional (O&I-2);
- South: General Business (GB)/Neighborhood Business (NB);
- East: General Business (GB); and
- West: Residential (R-9)

The City’s Land Use Plan recommends office and institutional development for the property.

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

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

No action necessary. The Planning Commission will have a recommendation for Goldsboro City Council at their regularly scheduled meeting on November 1, 2021.

Z-11-21 County of Wayne (O&I-II to I-2) – East of Fourth Street between Clingman and Humphrey Streets. Public Hearing Held. The County of Wayne owns the subject property. Currently, the property is occupied by the Wayne County Animal Services Adoption and Shelter Center and the new E-911 Communications Center.

The applicant requests to rezone the entire property from Office and Institutional (O&I-II) to General Industry (I-2). The County of Wayne seeks to expand County services and operations within the existing site. County leaders believe the present zoning classification would limit the use of the property for future planning and development purposes.

If rezoned, any new improvements to the site will require site and landscape plans approved by City officials before construction permits can be issued in the future.

Area: 920,746 sq. ft. or 21.13 acres

SURROUNDING ZONING:

North: General Industry (I-2)/Highway Business (HB)/Office and Institutional (O&I-I);
South: Residential (R-9);
East: Office and Institutional (O&I-II); and
West: General Industry (I-2)

The City’s Land Use Plan recommends industrial, office and institutional and medium-density development for the property.

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

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

No action necessary. The Planning Commission will have a recommendation for Goldsboro City Council at their regularly scheduled meeting on November 1, 2021.

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

1. Deborah Jones, 104 Beatrice Drive, shared comments concerning a request for the 135th US Colored Troops Civil War trails historical marker on Center Street.
2. Antonio Williams, shared comments concerning his access to City Hall as a former councilmember and the safety of councilmembers.
3. Bevan Foster, shared comments concerning his access to City Hall as a former councilmember. He also spoke about the city manager and city employees.
4. Yvonnia Moore, shared comments concerning access to the building by a councilmember and council’s plans to move the city forward.
5. Sylvia Barnes, 1708 Laurel Street, shared comments concerning the way council is acting.
6. Phyllis Merritt-James, 503 Carver Drive, shared comments concerning the city and access to the building for councilmembers.

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

Consent Agenda - Approved as Recommended. City Manager Tim Salmon presented the Consent Agenda. All items were considered to be routine and could be enacted simultaneously with one motion and a roll call vote. If a Councilmember so requested, any item(s) could be removed from the Consent Agenda and discussed and considered separately. In that event, the remaining item(s) on the Consent Agenda would be acted on with one motion and roll call vote. Councilmember Broadaway moved the items on the Consent Agenda, Items H-M be approved as recommended by the City Manager and staff. The motion was seconded by Councilmember Aycock and a roll call vote resulted in all members voting in favor of the motion.

The items on the Consent Agenda were as follows:

Veterans Day Parade – Temporary Street Closure. Approved. The Annual Veterans Day Parade is a parade to Honor all US Military Veterans from all branches of the U.S. Armed Forces for their service. The parade is organized, coordinated, and sponsored by the Wayne County Veterans & Patriots Coalition.

The street closing request for Thursday, November 11, 2021 is as follows:

Parade Route: South on Center Street beginning at Ash Street to Pine Street; going around the traffic circle heading north on Center Street back to Ash Street, ending at Ash Street.

Staging Areas (streets closed for staging): Oak Street between James Street and William Street; Vine Street between James Street and William Street; Beech Street between Center Street and William Street; and Center Street from Oak and Ash Street and Center Street from Holly Street to Ash Street

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

Parking Restrictions: No parallel parking on Center Street from Pine Street to Ash Street.

The time requested for the street closing is from 7:00am to 4:00pm. Police have indicated that traffic will be restricted from 7:00am until 10:30am and all traffic stopped at 10:30am. The actual parade will begin at 11:00am and end at approximately 12:15pm.

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

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

It was recommended that Council grant the requested temporary street closures of the sections of Pine Street, Spruce Street, Center Street, Walnut Street, John Street, Mulberry Street, Ash Street, James Street, Chestnut Street, Oak Street, Vine Street, and Beech Street for the Veterans Day Parade route and staging area from 7:00am to 3:00pm on Thursday, November 11, 2021, as stated above. Consent Agenda Approval. Broadaway/Aycock (6 Ayes)

City of Goldsboro/Downtown Goldsboro 2021 Downtown Lights Up! – Temporary Street Closure. Approved. The Downtown Lights Up! is an annual holiday event held downtown to celebrate the “flipping of the switch”, officially kicking off the holiday season.

This free, family-friendly event is a community favorite and attracts more than 5000 attendees each year. The events will be sponsored by the City of Goldsboro – Downtown Development and is schedule for Tuesday, November 23rd from 5pm – 8pm. The City of Goldsboro – Downtown Goldsboro is requesting the closure of the 100 and 200 blocks of North and South Center Street, excluding the southbound lane of the 200 block of South Center Street. The time of the closure for the 200 block of N. Center Street is from 9am – 8:30pm and the remainder of the closure will be from 4:15pm – 8:30pm.

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

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

It was recommended that Council grant the requested temporary closing of the 100 and 200 blocks of North and South Center Street, excluding the southbound lane of the 200 block of South Center Street as stated above. Consent Agenda Approval. Broadaway/Aycock (6 Ayes)

Homebuyer Assistance Program Policy. Policy Adopted. The City receives federal funds to administer CDBG and HOME programs to assist low to moderate income persons with housing and non-housing needs. Policy and procedures for the Homebuyer Assistance Program were last adopted by Council on November 19, 2007. These policies and procedures serve as general guidelines for implementation of the program's activities.

As part of the City's Homebuyer Assistance Program, eligible low to moderate income persons may receive down payment and closing costs assistance associated with the purchase of a single-family dwelling located within the city limits of Goldsboro, and for principal reduction to increase buyer affordability. Due to updates in HUD's federal regulations pertaining to the Homebuyer Program, it was necessary for the Community Relations and Development Department to make necessary revisions to the program's policy and procedures.

Revisions are minor, however, the one that stands out is the amount of assistance each applicant will receive. On November 19, 2007, Council moved to approve an increase of the maximum amount of assistance from \$10,000 to \$30,000. The Community Relations and Development Department seeks to serve more applicants with the program and is asking Council to consider the maximum amount of assistance to be set at \$20,000 per applicant.

It was recommended that Council adopt the revised Homebuyer Assistance Program policy and procedures dated October 18, 2021. Consent Agenda Approval. Broadaway/Aycock (6 Ayes)

Change Order Numbers 2, 4, 5, 6, 7, 21, and 31 for Phase IV Sewer Collection Rehabilitation (Formal Bid #2018-004). Resolution Adopted. The Phase IV Sewer Rehab Project provides for installation of approximately 30,900 linear feet of cast-in-place-pipe (CIPP) rehabilitation of existing sanitary mains, including various root treatments, obstruction removals, cutting of intruding taps and asphalt or concrete surface repairs directly associated with the completion and restoration work detailed in the contract specifications. City Council approved the original contract for approximately \$9.3M.

Phase IV Sewer Rehab Project is 99% complete. Due to underruns and overruns in the bid line items, staff requested the contractor, T. A. Loving Company, provide final adjustment change orders to alleviate some of the overruns and final adjustments necessary for reimbursement requested from NCDEQ.

Changes Orders 2, 4, 5, 6, 7, and 21 pertain to final quantities for unit prices to include changes in the scope of work that exceeded the \$10,000 threshold for staff approval. Payment has been made to the contractor for the changes in scope of work. Change orders are required for NCDEQ reimbursement approval.

TOTAL CHANGES= \$436,765.25

Change Order 31

Description: Final adjusting change order for pay item underruns and overruns. This change order encompasses bid items that underran and overran bid line items.

Overruns have been paid to T. A. Loving Company by the City of Goldsboro. The underruns for this project exceeded the overruns creating a savings of \$665,980.03.

FINAL ADJUSTING CHANGE ORDER= \$665,980.03

Staff reviewed change orders with the Finance Director and determined that funds are available from the Clean Water Revolving Fund Loan.

It was recommended that Council adopt the following entitled resolution authorizing the City Manager to execute change orders for a total of \$436,765.65 with T.A. Loving Company and a final adjusting change order for \$665,980.03. Consent Agenda Approval. Broadaway/Aycock (6 Ayes)

RESOLUTION NO. 2021-76 "RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER NUMBERS 2, 4, 5, 6, 7, 21, and 31 WITH T. A. LOVING CO. FOR PHASE IV SEWER COLLECTION REHABILITATION PROJECT FORMAL BID #2018-004"

Contiguous Annexation Petition – Tiffany Gardens Phase I Located on the south side of Central Heights Road between N. Oak Forest Drive and Thoroughfare Road. Referred to Clerk. The applicant is requesting that contiguous property described by metes and bounds in Item 2 of the attached petition be annexed to the City of Goldsboro. Maps showing the property proposed to be annexed are attached. City council approved the change of zone request for the above property on April 1, 2019 from R-12 Residential and R-16 Residential to R-12 Residential Conditional Zoning (R-12 CZ) limiting the use to an 84-unit apartment complex.

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

The City Council, at their meeting on October 18, 2021 would request the City Clerk to determine the sufficiency of the petition. If the petition is determined to be sufficient, a public hearing would be scheduled and a report would be prepared by the Planning Department, in conjunction with other City departments, for submission to the Council.

It was recommended that the City Clerk examine the annexation petition to determine its sufficiency. Consent Agenda Approval. Broadaway/Aycock (6 Ayes)

Departmental Monthly Reports. Accepted as Information. The various departmental reports for September 2021 were submitted for Council's approval. It was recommended that Council accept the reports as information. Consent Agenda Approval. Broadaway/Aycock (6 Ayes)

End of Consent Agenda.

City Manager's Report. Tim Salmon thanked candidates for District 5, thanked Downtown Goldsboro Development Corp. for their work at the recently held Annual Dinner and shared upcoming Parks and Recreation events.

Mayor and Councilmembers' Reports and Recommendation.

Councilmember Aycock had no comment.

Councilmember Matthews shared announcements concerning the Boys and Girls Club Annual Banquet and asked that council donate. She recognized Felecia Williams to share information concerning the Mayor's Committee for Persons with Disabilities Annual Awards on Thursday, October 21, 2021. Councilmember Matthews shared comments concerning an article in the Goldsboro News Argus on October 2021 titled "Matthews request after-hours access to City Hall." She also made comments to fellow councilmembers.

Mayor Pro Tem Polack shared information concerning the recently held first annual Father and Son Banquet, Coronavirus Delta Variant and candidates

Councilmember Broadaway had no comments.

Councilmember Jones shared comments concerning Habitat for Humanity Open Houses, gentrification in her district, increases in utility rates, ARP funding and anti-bullying.

Mayor Ham shared information concerning about boards and commission's vacancies.

The meeting adjourned at 8:09 p.m.




David Ham
Mayor


Laura Getz, MMC/NCCMC
City Clerk