

MINUTES OF MEETING OF MAYOR AND CITY COUNCIL HELD
OCTOBER 5, 2015

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 5, 2015 with attendance as follows:

Present: Mayor Alfonzo King, Presiding
Mayor Pro Tem Chuck Allen
Councilmember Michael Headen (arrived at 5:51 p.m.)
Councilmember Bill Broadaway
Councilmember William Goodman (arrived at 5:05 p.m.)
Councilmember Charles J. Williams, Sr.
Councilmember Gene Aycock
Jim Womble, City Attorney
Scott Stevens, City Manager
Melissa Corser, City Clerk
Kim Best, Public & Government Affairs Director
Randy Guthrie, Assistant City Manager
Jimmy Rowe, Planning Director
Kaye Scott, Finance Director
Mike West, Interim Police Chief
Marty Anderson, City Engineer
Jennifer Collins, Assistant Planning Director
Felicia Brown, Parks & Recreation
Jose Martinez, Public Works Director
Scott Williams, IT Director
Ethan Smith, Goldsboro News-Argus
Lonnie Casey, Citizen
Glenn Barwick, Citizen
Charles Wright, Citizen

Call to Order. The meeting was called to order by Mayor King at 5:05 p.m.

Invocation. Councilmember Williams provided the invocation.

Cemetery Rates. Mr. Jose Martinez stated the City Council requested a comparison for the cost of City cemetery plots versus other municipalities and private cemeteries. The City of Goldsboro's current rates for cemetery plots are \$750 & \$1500 (resident and non-residents). Please note that currently all plots in both Elmwood and Willowdale cemeteries are sold out and this comparison would be for the expansion of the City's cemeteries.

Comparison with (6) other Municipalities

(Jacksonville, Kinston, Raleigh, Rocky Mount, Wilson and Greenville)

- Greenville was the only other city to have separate resident and non-resident rates.
- The median plot cost for all 7 cities is \$968
- The maximum citizen rate is \$1,126 and the minimum rate is \$550 (this figure was a statistical outlier as compared to the other costs)

Comparison with Local Private Cemeteries

- Wayne Memorial Park starts at \$1995/plot and increases for premium sites.
- Evergreen Cemetery is \$1400/plot.
- The average starting price is ~\$1600.

Mr. Martinez stated Goldsboro would have to increase our rates by \$218/plot in order to get to the median price of \$968 or increase rates by \$650 to equal the lower of the two private cemeteries' starting costs.

Councilmember Aycock asked how long the City rate had been at \$750. Mr. Martinez stated he would need to check on that.

Councilmember Goodman stated he would like to stay at \$750.

Council discussed sales and resale of cemetery plots. Concerns were expressed that businesses could purchase the lot and sale it at a higher cost.

NC League of Municipalities (NCLM) Voting Delegate. Council selected Mr. Scott Stevens, City Manager to serve as the Voting Delegate for the 2015 NCLM Annual Conference.

Health Insurance Update. Ms. Kaye Scott stated on June 22, 2015, the General Assembly of North Carolina enacted House Bill 154 allowing local government units to join the State Health Plan for Teachers and State Employees. On July 27, 2015 the Council adopted a Resolution expressing the City's interest in participating in North Carolina's State Health Plan. The Resolution was forwarded to the State Health Plan. Staff just recently received policy and procedures for local governments and a participation information regarding number of employees and participants. We returned the form and our next step is a Memorandum of Understanding. We are hoping to have the agreement by the next Council Meeting. The State's Health Plan will not include the current retirees that are on CIGNA's Health Plan. We have 18 currently on retiree coverage. We have discussed with our insurance representative and supplemental insurance provider about having private policies for these individuals. They will also have the opportunity to work with the exchange for the Affordable Care Act when open enrollment begins. It has been recommended if individual policies are selected, coming back to Council to discuss supplementing the costs of the individual policy above the current costs for individual coverage.

Mr. Stevens stated they still believe the savings to the City will be \$150-200 per month per employee. It is also a lower deductible than our employees currently have, so he feels employees will see this as an added benefit to them, but he is worried about what it may mean to our retirees. Mr. Stevens stated they retired with the understanding they could be on the City's insurance. He stated he would come back to Council and recommend at least in the short term the City consider supplementing the difference in costs for individual policies.

Sewer Line Work and Resurfacing. Mr. Marty Anderson provided Council with an update on the Phase II Sewer Rehab project. He provided Council with a listing of streets where we are replacing sewer laterals or sewer service lines down an entire block. It will require us to cut the streets up significantly. He stated they took a look at the cost difference between resurfacing patch work and Phase II patch work. The resurfacing patch work is about 1/3 of the costs for Phase II. What we propose is to have a change order at the next Council Meeting with these streets being added to our resurfacing list.

Mayor Pro Tem Allen asked staff to be careful, on Mulberry Street the contractor is losing the flow lines, when it rains there is too much water.

Mr. Stevens cautioned there could be some delay between sewer work completion and paving.

Cover Agenda. Each item on the cover agenda was generally discussed. Items with additional comments included the following:

Item G. S-11-99 Lanetree Townhomes (PUD) – Preliminary Subdivision Plat. Councilmember Broadway asked if this property was located in the flood plain. Mr. Rowe stated it is located in the flood plain, but back in 2005, a request was approved by

FEMA removing lots 21 through 76 from the special flood hazard area which is still effective today.

Item I. Ordinance Change for Sanitation Return Service. Mr. Martinez reviewed the item. Mr. Martinez shared many of those who have overflow do not recycle. Mayor Pro Tem Allen stated maybe we need a recycling ordinance.

Item J. Request to Implement a “Return Service Fee.” Councilmember Aycock asked how the fee will be collected. Mr. Stevens stated it would be added to the water bill.

Item N. Contract Award for Balsam Place Sanitary Sewer Improvement Project – FBR #2015-003. Councilmember Aycock asked how long it would take to complete the project. Mr. Marty Anderson replied it is a 60 day contract and they should begin work within the next month.

Item P. Contract Award for Stoney Creek Enhancement Project – Phase II/FBR #2015-006. Councilmember Williams asked if future grant monies would be available for the section that runs from Ash Street to willow Run. Mr. Anderson stated staff has looked at that area for a future phase.

Item S. Approval of Lease for Multi-Sports Complex. Councilmember Aycock stated they had just received a copy of the lease agreement today and he would like more time to review the lease. Upon motion of Councilmember Aycock, seconded by Councilmember Headen and unanimously carried, Council deferred action on Approval of Lease for the Multi-Sports Complex.

Closed Session Held. Upon motion of Councilmember Headen, seconded by Councilmember Williams and unanimously carried, Council convened into Closed Session to discuss a potential litigation matter and a property acquisition matter.

Council came out of Closed Session.

Website Update. Ms. Kim Laverick provided Council with an update on the City’s new website.

There being no further business, the work session adjourned at 6:45 p.m.

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 5, 2015 with attendance as follows:

Present:	Mayor Alfonso King, Presiding
	Mayor Pro Tem Chuck Allen
	Councilmember Michael Headen
	Councilmember Bill Broadaway
	Councilmember William Goodman
	Councilmember Charles J. Williams, Sr.
	Councilmember Gene Aycock

The meeting was called to order by Mayor King.

The invocation was given by Councilmember Williams.

Approval of Minutes. Approved. Upon motion of Councilmember Aycock seconded by Councilmember Headen and unanimously carried, Council approved the Work Session and Regular Meeting Minutes of July 27, 2015 as submitted.

Public Comment Period. Mayor King opened the public comment period. No one spoke and the public comment period was closed.

Proclamation – WAGES Day. Mayor King proclaimed October 17, 2015 as “WAGES” Day in Goldsboro, North Carolina and encouraged residents to recognize the positive impact that the Wayne Action Group for Economic Solvency (WAGES) has made to the City of Goldsboro.

Mayor King presented Ms. Shirley Edwards and Ms. Comatha Johnson a framed copy of the Proclamation. Ms. Edwards stated on behalf of Wages Board of Directors, your President Ms. Shirley Edwards and Ms. Comatha Johnson who is heading up the 50th Celebration, we thank you and we thank you on behalf of our 198 employees. We hope to see you at our event on October 16th at 6:00 p.m. at the Wayne Center.

Ms. Johnson thanked the Council for their continual support of Wages.

Councilmember Aycock stated the Meals on Wheels Program is always in need of volunteers.

Ms. Edwards stated we are always seeking volunteers for all of our programs.

Come Hang with Us Corporation – James and Crystal Williams. Mr. James Williams provided information on his non-profit organization here in the City of Goldsboro, Come Hang with Us Corporation. Come Hang with Us Corporation is a youth organization which focuses on the development of the child, while giving families a chance to understand the importance of a “community family and a great support team.” The organization offers a positive environment in which to identify and foster the various gifts that we find in our children. Our focus is to improve the youth in our community, not just for a moment but for a lifetime.

Ms. Crystal Williams reviewed programs available with Come Hang with Us including:

- Live a Little Linger – This program teaches seniors 55 and up healthier living tips and finding new and safer ways to stay active in the community for a long and healthy life.
- Touched by an Angel – Massage Therapy by NC Licensed Massage and Bodywork therapists that caters to women’s health, and teens starting at age 12 with parental permission
- Pick a Prize – Mentoring Program for adolescents allowing mentors and mentees to be placed together based upon their compatibility. Giving the mentee the opportunity to have a role-model that can better understand their needs, concerns and to help find solutions to everyday problems.
- Open Minds – This is a group of individuals that gives advice to the people of our community who need someone to listen to their problems. They believe in sharing their wisdom and knowledge with those in need of an ear.
- My Sister’s Keeper – A program that was designed for all women of any age to come together and help deal with everyday female issues that may rise. This program gives women a chance to bond and gain support from their sisterhood.
- Fathers of Hope – This program was designed to help men to become better individuals, fathers, husband, role-models, and community leaders. Showing men how to take their places in their families.
- My Child Need A Hand – Working with local businesses to provide vouchers for the less fortunate in the community. Shoes and clothes, haircuts and hairstyles, school supplies, hygiene products and many more.
- Ready to Learn – this program was designed to help those who are in need of some assistance with their learning abilities. We will provide classes and set appointments to help tutor those individuals.
- By Our Hands – This program was designed to support the community by doing volunteer labor services, such as community trash cleanup, yard work, assisting the elderly, and etc.

- Love is for Everyone – The L.I.F.E program was designed to spread love and awareness in the community by doing acts of kindness that involves community participation.
- 1 Can Could Feed A Man – The community donating a can to the food drive to help support a monthly to bimonthly feeding program. Help rebuild the food pantries in our local community organizations.

Ms. Williams also shared extra-curricular activities include:

- Anointed with Authority – Male Gospel Step-Team
- Bombshells – Female Step-Team
- Forever Yours – Spiritual Dance Team
- Finished Works – Dramatic Arts (Acting for Plays)
- Drop that Beat – Hip Hop Dance Team
- Picture Perfect – Young Boys & Girls Modeling
- Community Youth Choir
- Sports & Cheerleaders
- Say No More – Mime Team

Ms. Williams stated all extra-curricular activities are in play and some are preparing for the Talent Show in December. Thank you for allowing me to share information regarding programs and activities that are available.

Councilmember Williams asked if they partner with others. Mr. Williams shared they do partner with Dillard Charter Academy and he also sits on the Board of Directors.

Mayor Pro Tem Allen asked how they get their participants. Mr. Williams replied through flyers and social media. Mayor Pro Tem Allen asked how they were funded and Mr. Williams replied through donations.

Ms. Kimberly Boyd spoke on the importance of volunteerism. She shared NC was #28 nationally with a volunteer rate of 1.97 million who volunteered over 200 million hours. It is however declining because many volunteers do not feel appreciated. She stated what Come Hang with Us proposes to do is a volunteer award program recognizing their volunteers many of which are teens. She stated they would also like to reach out to local schools for students who may need volunteer hours for college applications.

Ms. Joey Patterson spoke on the importance of funding for non-profits. She stated as a non-profit they have to find unique ways to generate money. She shared they have held community movie night, yard sales, teen dances, and ultimate game day to name a few. Each year we host a talent show in December and it is free to the public. Everyone in attendance last year received snacks which were provided through donations and each kid left with a gift bag also provided by donations. We greatly appreciate donations and they are needed to continue funding programs.

Ms. Rebecca Bell stated she is a Head Start Teacher and understands the importance of family involvement. What Come Hang with Us has done and continues to do is get families involved. Ms. Bell shared information regarding Come Hang with Us and how they are helping families. Thank you.

Wayne County Citizens for Better Schools – Charles Wright. Mr. Charles Wright stated the Wayne County Citizens for Better Schools come before Council tonight for a second and final time requesting inclusion in the P-4 Multi-Sports Complex Lease Agreement between Seymour Johnson Air Force Base and the City of Goldsboro. This complex is prominently described and illustrated as 8 tournament size, artificial turf, lighted soccer fields, each measuring 228 ft. x 365 ft., 89,000 sq. ft. occupying nearly 65 acres or 2,708,941 sq. ft. with an estimated cost of \$12 million. Members of our organization have received multiple positive comments via social media, phone calls and personal contacts regarding our presentation on September 21st requesting inclusion, however, based on news media accounts, members of our City Council and City government may not have. We would like to restate our request to you, Mayor, Mayor Pro Tem, City Councilmembers, City administration and or television and print media

audience so that we are on the same page. The Goldsboro Tourism Council consisting of 6 voting members, 3 hoteliers, 3 appointed by the City initiated a \$12 million dollar project that could use hotel occupancy tax to build and finance an (8) lighted artificial turf soccer field complex. Their rationale for using these taxes was to recruit soccer tournaments to Goldsboro increasing tourism in the Goldsboro area. Obviously no one denies soccer tournaments can help fill hotels, motels and restaurants and boost our local economy. We respectfully request the addition of two building structures on empty, available space to accommodate these 13 other indoor sports tournaments. The rules regarding the use of the indoor facilities would be the same rules for use of the soccer fields. Simply put, this would not be a community recreation center where kids just drop in but for team practice and team tournaments. In addition, all of us should embrace inclusion and want to include as many sport teams that exist or may be created because participation in team sports help build character, self-esteem, self-discipline and other positive traits and skills critical for their physical and psychological development. The comments reportedly made to news media of the additional recreation plans the City has are part of the Parks and Recreation Facility Master Plan and its completion would help the 8400 children under the age of 18 that Mayor Pro Tem Allen helped identify, however, these planned neighborhood recreation facilities have nothing to do with our request. The City in partnership with Seymour Johnson Air Force Base has proposed a “Crown Jewel,” a huge 63 acre tournament venue primarily for soccer that provides a safe, well lighted environment easily accessible to Highway 70, close to hotels, restaurants and shopping enabling Goldsboro to show off its best jewels while working to polish the other.

Wayne County Citizens for Better Schools is requesting inclusion for indoor team tournaments at this Crown Jewel complex. We request the addition of two buildings, that could be semi-portable, modular sports complex structures that meet city code requirements, could be moved easily if necessary in the future and could cost less than 1/6th of the \$12 million price for the soccer complex. We are requesting these buildings be written into the contract now. A slight delay will not dull the sparkle of this multi-sports complex. A slight delay will not dull the sparkle of this multi-sports complex. Please help the thousands of youth participants, parents, supporters and spectators requesting inclusion.

Mr. Wright reviewed a presentation which included information regarding their request. Mr. Wright stated they are willing to rent a van and take Council to tour one of the portable facilities. Mr. Wright stated you tell us what we need to do to make this work. We want to hear reasons why this will work, instead of reason why it will not work.

Councilmembers Williams and Headen agreed it sounds like a good idea.

Mayor King stated Mr. Wright is very passionate about this request, we will take a look at it.

Consent Agenda - Approved as Recommended. City Manager, Scott A.

Stevens, presented the Consent Agenda. All items were considered to be routine and could be enacted simultaneously with one motion and a roll call vote. If a Councilmember so requested, any item(s) could be removed from the Consent Agenda and discussed and considered separately. In that event, the remaining item(s) on the Consent Agenda would be acted on with one motion and roll call vote. Mayor Pro Tem Allen moved the items on the Consent Agenda, Items E, F, G, H, I, J, K, L, M, N, O, P, Q and R be approved as recommended by the City Manager and staff. The motion was seconded by Councilmember Goodman, and a roll call vote resulted in all members voting in the affirmative. Mayor King declared the Consent Agenda approved as recommended. The items on the Consent Agenda were as follows:

CU-8-15 C. C. Wilkins – North side of US Highway 70 East between Ash Street Extension and Millers Chapel Road. Approved. The applicant requests a Conditional Use Permit to allow a body shop and automobile repair facility within the Airport-Business zoning district.

Frontage: 289.47 ft.

Depth: 100 ft. (average)
Area: 28,947 sq. ft., or 0.66 acres
Zoning: Airport Business

The property is located within the 75-79 decibel noise overlay and the Accident Potential Zone associated with Seymour Johnson Air Force Base.

The site was previously utilized as a towing and storage business.

There are two buildings on the property which contains two lots in the same ownership. The western building contains 492 sq. ft. and is currently utilized as a tattoo business. The easternmost building contains 2,846 sq. ft. and is proposed for use as the body shop and auto repair facility. A fenced-in area to the east would be utilized for storage.

The request was forwarded to officials at Seymour Johnson for their analysis. Although the request would be considered compatible based on height and noise reduction measures, the Floor Area Ratio (FAR) which is the building size in relation to the lot size is not compatible. Based on that information, the land area designated for the proposed body shop and auto repair facility would have to be increased in order to meet the FAR requirements and be considered compatible with the AICUZ Study.

The applicant owns land to the rear of the subject property and is willing to designate the amount necessary in order to meet the FAR ratio. This was done previously by this same applicant in conjunction with a request for a dog grooming/pet boarding operation approved by the Council in 2014.

In order to meet the FAR ratio, the applicant will be required to add approximately 10,000 sq. ft. of land area to the subject property by providing a survey which indicates this additional area.

A site plan will have to be prepared showing this additional land area along with a number of required modifications as follows:

1. Modification to allow existing parking and storage areas to remain unpaved;
2. Modification of Type A buffer along the eastern and western property lines;
3. Modification to allow existing plant material at the rear to serve as the rear yard buffer.
4. Modification of interconnectivity to the east, however an easement will be designated to provide a future connection.

The applicant's engineer is preparing a site plan which will include additional land area and incorporate the requested modifications. Once completed, it will be forwarded to SJAFB officials for their comments in order to insure compatibility with their mission.

The applicant has installed two street trees at the front of the lot.

At the public hearing held on September 21, 2015, no one appeared to speak either for or against this request.

The applicant has submitted a new site plan which incorporates additional property to the rear of the lot. This site plan will be submitted to Seymour Johnson officials for their re-evaluation and approval.

The Planning Commission, at their meeting on September 28, 2015, recommended approval of the Conditional Use Permit and site plan with the requested modifications, however, they indicated that the site should be paved after a one-year period. Since the site had previously been operated as a vehicle towing business and had been closed for

less than one year, the staff would not object to the paving modification at this time. In the future, if the use of the property appreciably changes, all Ordinance regulations would then be required.

Staff recommended Council accept the recommendation of the Planning Commission and:

1. Adopt an Order approving the Conditional Use Permit to allow the operation of a vehicular body and repair shop subject to approval of the request by SJAFB officials;
2. Approve the submitted site and landscape plans with the following modifications:
 - a. Modification to allow existing parking and storage areas to remain unpaved for one year;
 - b. Modification of Type A buffer along the eastern and western property lines;
 - c. Modification to allow existing plant material at the rear to serve as the rear yard buffer.
 - d. Modification to allow designation of an easement for future connectivity to the east. Consent Agenda Approval.
Allen/Goodman (7 Ayes)

CU-9-Evelyn Hernandez – West side of US 117 South between old Waynesborough Road and Carver Boulevard. Denied. The applicant requests a Conditional Use Permit to allow the operation of a place of entertainment with ABC permits (event center for rentals).

Frontage: 120 ft.
Depth: 492 ft.
Area: 59,093 sq. ft., or 1.36 acres
Zoning: General Business (GB)

The applicant has proposed to up-fit the existing 8,000 sq. ft. metal and brick one-story building for the event center which would be rented out upon request for private functions such as birthday parties, family reunions, etc. The building was previously occupied as retail sales for plumbing supplies.

The applicant has submitted a preliminary floor plan showing 6,356 sq. ft. of assembly/event area and the remaining 1,644 sq. ft. would contain an office, restrooms, bar area and prep/storage area. The applicant is also proposing to use the office space seasonally for her tax preparation business however has indicated the office would be closed during a scheduled event.

Hours of Operation: Event Center
Friday/Saturday 12pm-1am
Sunday 10am-11pm

Tax Office – Seasonal
January – April
Monday – Friday 9am-8pm
Saturday/Sunday 9am-6pm

The City’s Unified Development Ordinance sets forth specific criteria for approval of a Conditional Use Permit for a place of entertainment with ABC permits.

Within the General Business District, a place of entertainment with ABC permits can be no closer than 200 ft. from residentially zoned or developed property, a church or a

school. Because there is a four-lane highway in front of the site, the only 200 ft. separation that would apply would relate to the sides and rear of the proposed establishment. The subject site is adjacent to vacant residentially zoned property to the west (rear). A modification of the 200 ft. separation requirement to zero ft. will be necessary.

Based on the amount of assembly/event area, the proposed use requires 199 parking spaces. Existing paved parking is located within the front and rear of the property allowing for approximately 60 existing spaces. The property can accommodate approximately 40 parking spaces behind the existing paved area at the rear of the building. The applicant requests a modification of the number of spaces required from 199 to 100 and a modification of the paving requirement for the additional 40 unpaved spaces for a one-year period.

Access to the site is provided through one curb cut off of US 117 with a driveway which extends along the northern side of the building to the rear parking area.

A Type A, 5 foot landscape buffer is required along all exterior property lines. Existing vegetation meets the requirements along the rear of the property however the applicant will install landscape material in open areas along the northern and southern property lines but has requested a modification of the landscape requirement along the portions of those property lines where existing conditions prevent the installation of landscape material. The existing building was placed immediately on the southern property line and there would not be sufficient space to provide landscaping adjacent to the driveway along the northern side of the building.

Street trees and a vehicular surface buffer are required for the frontage of the property along US 117 South and will be subject to NCDOT approval for planting in the right-of-way.

In addition, a modification of the side yard setback requirement for the existing building would be required from 15 ft. to 0 ft. for the side yard along the southern property line.

At the public hearing held on September 21, 2015, two people spoke in opposition to the request citing a number of concerns including additional traffic and possible security issues. The applicant spoke in favor of the request and indicated that the use will not be a nightclub but rather a facility that can be temporarily rented for events which may or may not include the serving of alcohol.

The Planning Commission, at their meeting held on September 28, 2015, recommended denial of the Conditional Use Permit. They indicated that they did not believe the use would be compatible with the adjacent business which operates on a 24-hour basis. In addition, they felt that the site could not provide sufficient area for parking of vehicles and the modification requested was too great.

Staff recommended Council accept the recommendation of the Planning Commission and adopt an Order denying the Conditional Use Permit due to its incompatibility and inability to provide sufficient parking for the use. Consent Agenda Approval. Allen/Goodman (7 Ayes)

S-11-99 Lanetree Townhomes (PUD) – Preliminary Subdivision Plat.

Approved. The property is located on the west side Salem Church Road between Buck Swamp Road and the Little River.

A preliminary subdivision plat, landscape plan and covenants were approved for this Planned Unit Development, with a modification of the curb and gutter requirement, on May 5, 2003.

The City's Unified Development Ordinance states that preliminary plat approval will remain valid for a two-year period from the date of approval. As a result, the applicant has submitted a revised preliminary plat which also reflects changes implemented by the owner.

Previous Preliminary Plat

Total Area: 55.556 acres

Totals Lots: 68

Zoning: R-20 Residential and WSP and R-16 Residential and WSP

In an effort to enhance the sale of lots within this subdivision, several larger lots have been created along Duval Drive which has reduced the total number of lots within this subdivision from 68 to 66.

Current Preliminary Plat

Total Area: 55.556 acres

Totals Lots: 66

Zoning: R-20 WSP and R-16 WSP

Because the property is located within the Watershed Protection area, a maximum of 36% built-upon area is allowable. For this Planned Unit Development, a total of 14.27% built-upon area is proposed.

All streets within this subdivision (Titleist Drive, Palmer Drive, Masters Way and Duval Drive) have been constructed and are privately maintained by the owner. In addition, all water and sewer lines necessary to serve this subdivision have been installed and accepted by the City.

The majority of the lots within the subdivision are located within the 100-year flood hazard area according to the 2015 flood maps. However, on December 2, 2005 a request was approved per FEMA for lots 21 through 76 removing them from the special flood hazard area which is still effective today.

Final subdivision plats have been approved and recorded for the following sections of Lanetree Townhomes;

Section One:	Lots 10 - 20
Section Two:	Lots 21 – 33
Section Three:	Lots 34 – 39
Section Four:	Lot 47

No final subdivision plats have been approved for the remaining lots within Lanetree Townhomes. As indicated above, the subdivision contains a total of 59.556 acres and a total of 37.449 acres of common area is proposed.

The Planning Commission, at their meeting held on September 28, 2015, recommended approval of the preliminary subdivision plat.

Staff recommended Council accept the recommendation of the Planning Commission and approve the 66-lot preliminary subdivision plat as submitted. Consent Agenda approval. Allen/Goodman (7 Ayes)

Contiguous Annexation Petition – Deacon Jones Property (20.77 Acres). Referred to City Clerk. The applicant is requesting that contiguous property described by metes and bounds in Item 2 of the petition be annexed to the City of Goldsboro. Maps are available showing the property proposed to be annexed.

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 5, 2015, 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.

Staff recommended Council request that the City Clerk examine the annexation petition to determine its sufficiency. Consent Agenda approval. Allen/Goodman (7 Ayes)

Sanitation Return Service. Ordinance Adopted. Goldsboro’s City Council has requested a means for citizens that do not have the capability to dispose of non-serviced bins due to citizen’s failure to comply with established ordinances. This operational change requires an ordinance amendment.

The below ordinance change is required to update a service and establish a newly related fee for our citizens. Currently, if a citizen’s sanitation bin is not serviced due to the homeowner not complying with established ordinances, the bin will not be serviced and the citizen is left with either keeping the refuse until their next scheduled service or the citizen must take the refuse to a landfill themselves. This ordinance will give citizens another choice for disposal. This ordinance also gives the City authority to dispose of refuse that wasn’t serviced following procedures in our ordinance and where the refuse/bins are left out at the City’s Right-of-Way.

1. Title V: § 50.01 (F) - **Re-word.** ~~“If any resident does not follow the sections describing placement and overfilling of recycle/refuse bins, the resident will not be serviced during their designated time and will have to schedule a call-back service. Call-back service is not guaranteed to be on the same day.”~~ “A Return Service fee may be assessed for bins that were not serviced on the original route due to citizens failure to comply with bin placement ordinances found in section § 50.01 (C) - (E). The Return Service will initiated by homeowner request or complaint by someone other than the homeowner. Return Service will be provided on the work day after the work order was initiated. The fee for this Return Service shall be determined by the City Council by resolution.”

Staff recommended the City Council adopt the following entitled Ordinance updating new operation changes for the Public Works Department. Consent Agenda Approval. Allen/Goodman (7 Ayes)

ORDINANCE NO. 2015-39 “AN AMENDMENT OF THE CODE OF ORDINANCES OF THE CITY OF GOLDSBORO, NC, TO REFLECT CREATION OF A NEW SANITATION RETURN SERVICE AND ASSOCIATED FEE”

Request to Implement Return Service Fee for Sanitation. Resolution Adopted. This Agenda Item is being submitted concurrently with the associated proposed ordinance change. The proposed fee for the Sanitation Division’s “Return Service” is required by the ordinance change to be adopted by resolution.

The Proposed Ordinance Change for Return Service requires that the fee be established by the City Council by resolution. City Staff recommends to establish this fee at \$6.00 per service. City Staff also recommends that the city would waive the first service as a courtesy. The Return Service would be initiated either by having the homeowner call requesting the service or by complaint that the homeowner has left refuse out by the street 24 hours after the regularly scheduled service. The fee would be added to the water utility bill. Staff recognizes that this fee may not be to the point where it will be a deterrent to everyone within the City. If staff notices that this service is being abused, then staff will return with further recommendations.

It is recommended the City Council adopt the following entitled Resolution instituting a Return Service fee for the Sanitation Department of \$6.00 per service with the one request each calendar year being waived as a courtesy. Consent Agenda Approval. Allen/Goodman (7 Ayes)

RESOLUTION NO. 2015-79 “RESOLUTION ESTABLISHING CERTAIN FEES FOR SANITATION RETURN SERVICES FOR THE PUBLIC WORKS DEPARTMENT OF THE CITY OF GOLDSBORO”

Federal Property Forfeiture Program State Controlled Substance Tax Remittance. Ordinance Adopted. The United States Department of Justice administers a program that transfers from the Federal Government property seized by local law enforcement agencies and the State of North Carolina administers a program whereby taxes are levied on unlicensed individuals involved in the arrest of such individuals. The property obtained through the United States Department of Justice has been confiscated during drug raids or other undercover operations and may include personal items such as vehicles or money. The State of North Carolina allocates a share of taxes collected to localities involved in the arrest of individuals and the seizure of their controlled substances.

Recently the City of Goldsboro Police Department assisted Federal authorities in concluding several drug operations. Based on Federal guidelines, \$2,571.32 of forfeited money can be reimbursed to the City for:

08/26/15-CATS ID#15-DEA-607855; KN-14-0062	\$ 1,764.00
08/26/15-CATS ID#15-DEA-607860; KN-14-0062	\$ 807.32

Substance Tax Remittance” funds totaling \$7,026.71 for:

06/15/15 #45PR00000625226	\$ 2,436.44
07/15/15 #45PR00000626668	\$ 3,086.68
08/24/15 #45PR00000629090	\$ 1,041.85
09/21/15 #45PR00000631195	\$ 461.74

These funds can be used for the purchase of controlled substances, payment of informants, the purchasing of equipment or for the provision of training for sworn officers. All monies must be used for new activities and cannot replace previously appropriated funds.

It is recommended Council adopt the following entitled Ordinance to reflect an increase in General Fund revenues and an increase in the operating expenditures of the Police Department budget by a total of \$9,598.03. Consent Agenda Approval. Allen/Goodman (7 Ayes)

ORDINANCE NO. 2015-40 “AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE CITY OF GOLDSBORO FOR 2015-2016 FISCAL YEAR”

Law Enforcement Mutual Aid Agreement. Resolution Adopted. At various times law enforcement agencies need the assistance of fellow law enforcement agencies with manpower and equipment. Because of this need, a tool is needed to request this assistance.

This agreement will serve as a document to allow the Chief of Police and the heads of other law enforcement agencies to work together to conduct operations within and outside of their territorial jurisdiction.

Staff recommended Council adopt the following entitled Resolution authorizing the Chief of Police to enter into mutual assistance agreements with other law enforcement agencies. Consent Agenda Approval. Allen/Goodman (7 Ayes)

RESOLUTION NO. 2015-80 “RESOLUTION AUTHORIZING THE GOLDSBORO CHIEF OF POLICE TO ENTER INTO MUTUAL ASSISTANCE AGREEMENT WITH OTHER LAW ENFORCEMENT AGENCIES”

2015 Bituminous Concrete Resurfacing B. R. #2015-005-Change Order No. 1. Ordinance Adopted. On September 8, 2015, the City Council adopted Resolution No. 2015-67 awarding a contract to Barnhill Contracting for street resurfacing. This contract provides for milling and resurfacing approximately 19 street sections.

Upon the request of City staff, Barnhill Contracting Company submitted a cost estimate in connection with improvements to the crosswalk at the Wayne County Courthouse on William Street. The approximate cost of \$2,395.00 for improvements including the installation of thermoplastic application is as shown on the proposal.

We propose to issue a change order to Barnhill Contracting Company's current contract for bituminous concrete resurfacing. We have reviewed this change order with the Finance Director and determined that a budget ordinance is required for the subject crosswalk improvements.

Staff recommended Council adopt the following entitled budget ordinance decreasing the fund balance in the general fund by \$2,395.00. Consent Agenda Approval.
Allen/Goodman (7 Ayes)

ORDINANCE NO. 2015-41 “AN ORDINANCE AMENDING THE BUDGET
ORDINANCE FOR THE CITY OF GOLDSBORO FOR THE 2015-16 FISCAL YEAR”

Contract Award for Balsam Place Sanitary Sewer Improvement Project-FBR #2015-003. Resolution Adopted. Three (3) sealed bids were received for the Balsam Place Sanitary Sewer Improvement Project on Monday, September 28, 2015.

The proposed work consists of installation of an 8-inch sanitary sewer line and accessory construction including approximately 2,012 square yards of bituminous concrete resurfacing for Balsam Place from Amherst Road to the terminus of Balsam Place.

Keen Plumbing of Goldsboro, NC submitted the low bid for the subject sewer project for a total cost of \$123,472.00. The bids received for this project are tabulated as follows:

<u>Name of Bidder</u>	<u>Amount of Bid</u>
Keen Plumbing Company Goldsboro, NC	\$123,472.00
Cox-Edwards Company Goldsboro, NC	\$137,434.00
Hine Sitework, Inc. Goldsboro, NC	\$154,187.00

The bids for this project have been reviewed by the Engineering Department, checked for accuracy, and found to be in order. We have also reviewed the financing of this project with the Finance Director and determined that sufficient funds are available in Sanitary Sewer Bond Proceeds.

Staff recommended Council adopt the following entitled Resolution authorizing the Mayor and City Clerk to execute a contract in the amount of \$123,472.00 with Keen Plumbing Company for the Balsam Place Sanitary Sewer Improvement Project. Consent Agenda Approval. Allen/Goodman (7 Ayes)

RESOLUTION NO. 2015-81 “RESOLUTION AWARDING AND AUTHORIZING
EXECUTION OF A CONTRACT FOR BALSAM PLACE SANITARY SEWER
IMPROVEMENTS FORMAL BID REQUEST NO. 2015-003”

New Hope Road Multi-Use Path (EB-5508) – Formal Bid Request No. 2015-004 – Rejection of All Bids. Bids Rejected. Five (5) sealed bids were received for the New Hope Road Multi-Use Path on Friday, August 21, 2015, as follows:

<u>Name of Bidder</u>	<u>Amount of Bid</u>
Lanier Construction Raleigh, NC	\$ 866,398.75
Fred Smith Company Raleigh, NC	\$ 908,998.00

Triangle Grading & Paving, Inc. Burlington, NC	\$ 939,624.00
S. T. Wooten Corporation Wilson, NC	\$ 989,809.60
Hine Sitework, Inc. Goldsboro, NC	\$1,006,284.00

Staff has reviewed the financing of the multi-use path with the Finance Director and the NC Department of Transportation and determined that sufficient funds are not available for this project. A reduction in the project scope for the New Hope Road Multi-Use Path is recommended and re-advertisement for bids at a later date.

Staff recommended the City Council rejects all bids submitted on August 21, 2015 for the New Hope Road Multi-Use Path. Consent Agenda Approval. Allen/Goodman (7 Ayes)

Contract Award for Stoney Creek Stream Enhancement Project – Phase II / FBR #2015-006. Resolution Adopted. Three (3) sealed bids were received for the Stoney Creek Stream Enhancement Project- Phase II on Monday, September 28, 2015.

The proposed work consists of stream restoration/stabilization, floodplain improvements, and stream and buffer habitat enhancements. The project site for Phase II consists of approximately 1,870 linear feet from US 13/US70 to Royall A venue, as shown on the map.

Fluvial Solutions, Inc. of Raleigh, NC submitted the low bid for the Phase II project for a total cost of \$285,140.00. The bids received for this project are tabulated as follows:

<u>Name of Bidder</u>	<u>Amount of Bid</u>
Fluvial Solutions, Inc. Raleigh, NC	\$285,140.00
Carolina Environmental Contracting Mount Airy, NC	\$348,094.00
Land Mechanic Designs, Inc. Willow Spring, NC	\$493,070.00

The bids for this project have been reviewed by the Engineering Department, checked for accuracy, and found to be in order. We have also reviewed the financing of this project with the Finance Director and determined that sufficient funds are available in Clean Water Management Grant Funds.

Staff recommended Council adopt the following entitled Resolution authorizing the Mayor and City Clerk to execute a contract in the amount of \$285,140.00 with Fluvial Solutions, Inc. for the Stoney Creek Stream Enhancement Project - Phase II. Consent Agenda Approval. Allen/Goodman (7 Ayes)

RESOLUTION NO. 2015-82 “RESOLUTION AWARDING AND AUTHORIZING EXECUTION OF A CONTRACT FOR PHASE II OF STONEY CREEK STREAM ENHANCEMENT FORMAL BID REQUEST NO. 2015-006”

Amendment to Chapter 30 Entitled “City Council” Section 30.11 “Agenda to Regular Business Transacted During Meeting” of the Code of Ordinance of the City of Goldsboro, North Carolina. Ordinance Adopted. Chapter 30 entitled “City Council” Section 30.11 “Agenda to Regular Business Transacted During Meeting” currently reads as follows:

§ 30.11 AGENDA TO REGULAR BUSINESS TRANSACTED DURING MEETING

“The business to be transacted coming before the City Council shall be governed and regulated by an agenda prepared by the City Clerk and concluded by 5:00 p.m. Wednesday preceding the Council Meeting”

Staff would recommend Council consider updating the section to read as follows:

§ 30.11 AGENDA ~~TO REGULAR~~ FOR BUSINESS TRANSACTED DURING MEETING

~~*The business to be transacted coming before the City Council shall be governed and regulated by an agenda prepared by the City Clerk and concluded by 5:00 p.m. Wednesday preceding the Council Meeting.”*~~

“The City Clerk shall prepare an agenda for business to be transacted before City Council and delivered to each Councilmember prior to each meeting of the Council.”

Staff recommended Council adopt the following entitled Ordinance amending Chapter 30 Entitled “City Council” Section 30.11 as indicated above. Consent Agenda Approval. Allen/Goodman (7 Ayes)

ORDINANCE NO. 2015-42 “AN ORDINANCE AMENDING CHAPTER 30 ENTITLED “CITY COUNCIL” SECTION 30.11 AGENDA TO REGULAR BUSINESS TRANSACTED DURING MEETING OF THE CODE OF ORDINANCES OF THE CITY OF GOLDSBORO, NORTH CAROLINA”

Local Fireman’s Relief Fund Board of Trustees Appointment. Resolutions

Adopted. On December 31, 2014, Captain Charles Person Jr. was appointed to serve on the Local Fireman’s Relief Fund Board of Trustees to his second term with his term expiring on December 31, 2016. Cpt. Person has resigned effective October 1, 2015.

On December 31, 2014, Captain Gilbert Hare was appointed to serve on the Local Fireman’s Relief Fund Board of Trustees to his second term with his term expiring on December 31, 2016. Cpt. Hare has resigned effective October 1, 2015.

Staff would recommend Captain Matthew Pendergraph and Engineer Scott Matthews to serve on the Local Fireman’s Relief Fund Board of Trustees to fill the unexpired terms left by Cpt. Person and Cpt. Hare.

Staff recommended Council adopt the following entitled Resolutions:

1. Appointing Captain Matthew Pendergraph and Engineer Scott Matthews to the Local Fireman’s Relief Fund Board of Trustees.
2. Commending Captain Charles Person Jr. and Captain Gilbert Hare who has served on the Local Fireman’s Relief Fund Board of Trustees. Consent Agenda Approval. Allen/Goodman (7 Ayes)

RESOLUTION NO. 2015-83 “RESOLUTION APPOINTING A MEMBER TO AN ADVISORY BOARDS AND COMMISSION”

RESOLUTION NO. 2015 - 84 “RESOLUTION COMMENDING AN INDIVIDUAL WHO HAS SERVED ON THE OCAL FIREMAN’S RELIEF FUND BOARD OF TRUSTEES OF THE CITY OF GOLDSBORO AND DIRECTING THE MAYOR ON BEHALF OF THE CITY COUNCIL TO PRESENT THE INDIVIDUALS WITH A CERTIFICATE OF APPRECIATION”

End of Consent Agenda.

City Manager’s Report. Mr. Stevens stated with all the weather related events south of us, he would like to thank our staff for being ready. Our hearts and minds are

with the other communities. Our contractor is in town to move the F-86, we believe we will move it tomorrow around 8:30 a.m. starting a Piedmont Airline Road and bring down Ash Street. We have reached out to principals at Meadowlane and Greenwood and they hope to have their students out to watch the plane as it goes by. We do have a new website, it is still at www.goldsboronc.gov, and we would appreciate feedback on the updated site. He stated he would also like to remind everyone of the Taste of Wayne on Saturday.

City Attorney's Report and Recommendations. No report.

Mayor and Councilmembers' Reports and Recommendations. Mayor King read the following Proclamation:

Proclamation – Breaking the Silence on Domestic Violence. Mayor King proclaimed Saturday, October 31, 2015, as North Carolina “Breaking the Silence” on Domestic Violence Day in Goldsboro, North Carolina.

Mayor Pro Tem Allen read the following Proclamation:

Proclamation – Safety First on Halloween. Mayor King proclaimed “Safety First on Halloween” and encouraged 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 Saturday, October 31, 2015.
- 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 Broadway read the following Proclamation:

Proclamation – QSA Foundations – Helping Homeless to Help Themselves Day. Mayor King proclaimed Thursday, October 1, 2015 as “QSA Foundations – Helping Homeless to Help Themselves Day” in Goldsboro, North Carolina and commend this observance to our citizens.

Councilmember Headen had no comments.

Councilmember Goodman had no comments.

Councilmember Williams stated he based on the crime and unfortunate things happening to our youth, he is extremely complimentary of Wayne County Citizens for Betters Schools and Come Hang with Us. He stated he hoped we could in some way help to address these concerns.

Councilmember Broadway shared he attended QSA Foundations’ event on October 1, 2015 at the Herman Park Center and read the proclamation. He stated he was amazed, they filled up Herman Park Center. The DMV, Red Cross, Salvation Army are

just a few who participated in this event. We have over 75 homeless vets not only from Goldsboro, but surrounding communities including Kinston and Wilson. Winter clothes were provided to the homeless veterans and he would like to thank the foundation for a great job!

Councilmember Aycock had no comments.

There being no further business, the meeting adjourned at 7:58 p.m.



Alonzo King
Mayor



Melissa Corser, CMC
City Clerk