

AGENDA
REGULAR MEETING OF THE MAYOR AND CITY COUNCIL
CITY OF GOLDSBORO
COUNCIL CHAMBERS – CITY HALL – 214 N. CENTER STREET
AUGUST 3, 2015

(Please turn off, or mute, all cell phones and pagers upon entering the Council Chambers)

- I. WORK SESSION–5:00 P.M.—CITY HALL ADDITION, 200 N. CENTER ST., RM 206**
 - a. Goldsboro Country Club Update (Parks and Recreation)
 - b. Beak Week Update (Parks and Recreation)
 - c. KaBoom Playground Update (Parks and Recreation)
 - d. HV Brown Master Plan Update (Parks and Recreation)
 - e. Joint Use Agreement with WCPS (Parks and Recreation)
 - f. M/WBE Plan Discussion (Community Affairs)
 - g. Property Leasing Discussion (City Manager)
 - h. TIGER Projects Update (City Manager)
 - i. Appropriation for Sidewalks at Eastern Wayne Middle (City Manager)
- II. CALL TO ORDER – 7:00 P.M. – COUNCIL CHAMBERS, 214 N. CENTER ST.**

Invocation & Pledge to the Flag
- III. ROLL CALL**
- IV. PUBLIC COMMENT PERIOD (TIME LIMIT OF 3 MINUTES PER SPEAKER)**
- V. PRESENTATIONS**
 - A. Kelly Best Presentation
 - B. Honey Bee Awareness Proclamation
 - C. Purple Heart Proclamation
- VI. PUBLIC HEARINGS**
- VII. CONSENT AGENDA ITEMS**
 - D. CU-4-15 Young No – North side of US 70 West between NC 581 and Westbrook Avenue (Increase Internet Games) (Planning)
 - E. CU-5-15 Earl Beasley – North side of East Ash Street between Malloy Street and Barrow Court (Planning)
 - F. CU-6-15 Julia Tillett – East side of NC 111 South between US 70 East and Southeastern Drive (Planning)
 - G. Z-5-15 Islamic Center of Goldsboro, Inc. – South side of Fedelon Trail between Salem Church Road and US 117 (North William Street) (Planning)
 - H. Site and Landscape Plan – Parking Modification Church of Whitsun (Planning)
 - I. US Highway 70 Bypass Designation (Planning)
 - J. Mulberry Street Water Line Replacement (Engineering)
 - K. Engineering Services Contract for Closed Circuit Television (CCTV) Assessment- McKim & Creed, Inc. (Engineering)
 - L. Budget Amendment - 2015-2016 Community Development Block Grant (CDBG) and HOME Investment Partnerships Programs (HOME) (Community Development)
 - M. Request for Speed Limit Reduction for Central Heights Road (SR 1709) (City Manager)
- VIII. ITEMS REQUIRING INDIVIDUAL ACTION**
 - N. Adoption of a resolution approving in principle of the proposed issuance of up to \$4,500,000 in Multifamily Housing Revenue Bonds, Series 2015 (Foundation for Affordable Housing North Carolina and Missouri Portfolio) to be issued by the Public Finance Authority (Hunton & Williams)
- IX. CITY MANAGER’S REPORT**
- X. CITY ATTORNEY’S REPORT AND RECOMMENDATIONS**
- XI. MAYOR AND COUNCILMEMBERS’ REPORTS AND RECOMMENDATIONS**
- XII. CLOSED SESSION**
- XIII. ADJOURN**

Addressee	Start Time	Time	Prints	Result	Note
wral	07-30 16:56	00:00:25	001/001	OK	
news argus	07-30 16:57	00:00:26	001/001	OK	
WGBR	07-30 16:57	00:00:27	001/001	OK	
TimeWarner	07-30 16:58	00:00:29	001/001	OK	
WTV Durham	07-30 16:59	00:00:55	001/001	OK	
Chamber	07-30 17:00	00:00:26	001/001	OK	
EDC	07-30 17:01	00:00:45	001/001	OK	
Sheriff Dept	07-30 17:02	00:00:32	001/001	OK	
Wachovia	07-30 17:07	00:00:48	001/001	OK	
Channel 14	07-30 17:08	00:01:03	001/001	OK	

Note TMR:Timer TX, PDL:Polling, ORG:Original Size Setting, FME:Frame Erase TX, DPS:Page Separation TX, MIX:Mixed Original TX, CALL:Manual TX, CSRC:CSRC, FWD:Forward, PC:PC-FAX, BND:Double-Sided Binding Direction, SP:Special Original, FCODE:F-code, RTX:Re-TX, RLY:Relay, MBX:Confidential, SUL:Bulletin, SIP:SIP Fax, IPADR:IP Address Fax, I-FAX:Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF, TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer, Refuse: Receipt Refused, Busy: Busy, M-Full:Memory Full, LOVR:Receiving length Over, POVR:Receiving page Over, FIL:File Error, DC:Decode Error, MDN:MDN Response Error, DSN:DSN Response Error, PRINT:Compulsory Memory Document Print, DEL:Compulsory Memory Document Delete, SEND:Compulsory Memory Document Send.

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- XIII. **ADJOURN**

**CITY OF GOLDSBORO, NORTH CAROLINA
MINORITY & WOMEN BUSINESS OUTREACH PARTICIPATION PLAN
(MWB)**

POLICY STATEMENT

It is the policy of the City of Goldsboro to provide minorities and women equal opportunity for participating in all aspects of the City's contracting and procurement plan, including but not limited to construction projects, supplies and materials purchase, and professional and personal service contracts. The City of Goldsboro will award public building contracts without regard to race, religion, color, creed, national origin, sex, age, or handicapped condition. The City further prohibits discrimination against any firm in contracting activities so as to prevent such discrimination.

GOALS

The goal of the City of Goldsboro, North Carolina in adopting the Minority & Women Business Opportunity Plan as defined in G.S. 143-128.2(g), equal access and opportunity to participate fully in all aspects of construction projects subject to this plan. This will further assist the City in reaching its verifiable percentage goal of 10% minority business participation.

The plan applies only to projects required to have a verifiable percentage goal under G.S. 143-128.2 (a). It will remain in this form unless modifications are necessary to further comply with an applicable change in construction procurement rules or regulations.

ADMINISTRATION

The City Manager of the City of Goldsboro is authorized to take all legal administrative actions necessary to implement this plan. The ultimate responsibility for the Minority & Women Business (MWB) Plan's administration is assigned to the City Manager. The City Manager is either to be personally responsible or to designate a specific person to coordinate and manage this plan.

1. Good Faith Efforts

In an effort to encourage minority and women business participation in all construction contracts, the City of Goldsboro will undertake the following actions for projects to which this plan applies.

- I. The City of Goldsboro establishes these procedures as the "Minority and Women Business Participation Outreach Plan" required by 143-128.2(e)(1).
 - a. The City of Goldsboro will sponsor annually a Minority & Women Business fair; inviting contractors to showcase their services.
 - b. The City of Goldsboro, its employees, and its consultants will take whatever measures it deems appropriate to encourage the education, recruitment, and

interaction between minority businesses, non-minority business and the City of Goldsboro [143-128.2(e)]

- c. The City of Goldsboro will make efforts to require bidders and contractors to undertake the good faith efforts in 143-128.2(f).
 - d. The City of Goldsboro will develop a website with links to bidding on contracts and maintain a list of local minority and women business.
- II. The City of Goldsboro will schedule and hold a pre-bid meeting for potential formal bidders and interested Historically Underutilized Business (HUB) subcontractors [143-128.2(e)(2)]. At this pre-bid meeting, The City of Goldsboro will furnish a copy of Goldsboro's solicitation list.
- III. The City of Goldsboro will establish a list of Historically Underutilized Business (HUB) companies:
 - a. The City of Goldsboro will research the Historically Underutilized Business website for each formal contract from time to time and record all HUBs which have registered on the website, in the general geographical area of Goldsboro.
 - b. In the same timeframe, the City of Goldsboro will research Federal websites that also list HUBs and record those HUBs which have registered on the websites in the general geographical area of Goldsboro.
 - c. The City of Goldsboro will also record HUBs which directly contacted the City of Goldsboro to request that they be notified in the event of a public bid offering.
- IV. The City of Goldsboro will directly solicit HUBs in Goldsboro's solicitation list. [143-128.2(e)(3)]
 - a. At least 10 days prior to formal bid opening, The City of Goldsboro will furnish HUBs on Goldsboro's solicitation list with a copy of advertisements for bid in the categories that they have requested. The advertisement will include a description of the work for which the bid is being solicited, the date, time and location where the bids may be submitted and where the bids will be opened, the name of the City of Goldsboro's employee or representative who is available to answer questions about the project, where the bid document may be reviewed or a copy may be obtained, and another special requirements that may exist.
 - b. The City of Goldsboro may contact such HUBS by email, mail, FAX, or other means.
- V. The City of Goldsboro will advertise opportunities to bid so as to be open to HUB bidders [143-128.2(e)(4)]
 - a. The City of Goldsboro will advertise opportunities to bid as follows:
 - 1) In a local newspaper, currently the Goldsboro News Argus

- 2) In Greater Diversified News
 - 3) In a newspaper serving the area which currently serves a large minority population, currently The Buzz around Wayne County.
 - 4) In a newspaper which currently serves a large Spanish speaking population, currently Que Pasa.
- b. The city of Goldsboro will post advertisements for bids for construction contracts on its website at www.goldsboronc.gov. The City of Goldsboro will post a notice that all bidders, especially HUBs, are invited and encouraged to bid.

2. Post Award Monitoring

To enable the City of Goldsboro to properly report MWB participation, the City of Goldsboro will require contractors engaged in the construction projects subject to this plan submit **Appendix – “MWB Documentation for Contract Payment”** with each request for payments. The City of Goldsboro will not consider the request for payment to be complete and will not process it without **Appendix – “MWB documentation for Contract Payment”**.

A contractor which has been awarded a project based upon a given level of minority business participation is responsible for ensuring that the minority business participation does not materially vary from that originally specified when receiving the contract award.

Contractors must follow the requirements of G.S. 143-128.2 and the contract document. The City of Goldsboro will consider failure to comply with the law and contract documents to be a breach of contract and may subject the contractor to annulment of the contract.

3. Professional Services

The City of Goldsboro will review and consider the utilization of minority business consultants when evaluating professional service proposals. The goal for the participation of minority businesses will be consistent with their general availability within the professional communities involved. Advertisements for professional services will encourage participation by minority business firms.

4. Selection Committee for Professional Services

A selection committee shall be established to be composed of the following: A City Council member, City Manager or a designated representative of his/her office; Director of Finance or a designated representative of his/her office; department head responsible for the project; city Engineer, if engineering services are involved; and Purchasing Manager. Other representatives shall be called upon as needed based on their areas of expertise.

The committee shall screen the proposals based on the following criteria:

1. Firms; interest in the project;
2. Current work in progress by Firm;
3. Past experience with similar projects;
4. General proposal for carrying out the required work

5. Designation of key personnel who will handle the project, with resume for each;
6. Proposed associate consultants/contractors (minority/women sub consultants);
7. Indication of capability for handling project
8. Familiarity with the project
9. Fees that have been charged for recent comparable projects;
10. References;
11. Small disadvantage business (SDB) participation; and
12. Documentation of Good Faith efforts

5. Project Evaluation

An evaluation shall be made of each contract after its completion to be used in consideration of future professional services contracts. The evaluation shall cover appropriate items from the check list for ranking applicants and any comment he/she cares to make shall be included in the files.

6. Reporting and Review

With respect to each building project, the City of Goldsboro will report to the North Carolina Department of Administration's Office of Historically Underutilized Businesses (HUB) semiannually [G.S. 43-128.3] the following:

- a. The verifiable percentage goal.
- b. The type and total dollar value of the project, minority business utilization by minority category, trade, total dollar value of contracts awarded to each minority group for each project, the applicable good faith effort documentation accepted by the public entity from the successful bidder.
- c. The utilization of minority businesses under the various construction methods under G.S. 143-128(a1).

The reports shall be in the format and contain the data prescribed by the Secretary of Administration.

The City of Goldsboro will make the report even if there is no building project to report during that period.

Scott Stevens, City Manager
City of Goldsboro

Date

Managerial Profile

Name of Firm: _____

Contact Person: _____

Title: _____

Address: _____

Telephone Number: _____

Date: _____

List the managerial persons in your work force who will be participating in this project, including name, position and whether the individuals are minority or women within the definition of City of Goldsboro Minority & Women Business Outreach Participation Plan.

Managerial Employees

NAME	POSITION	SOCIALLY/ ECONOMICALLY DISADVANTAGED* (YES/NO)
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

*Minority categories: Black, African American (B), Hispanic (H), Asian American (A), American Indian (I), Female (F), Socially and Economically Disadvantaged (D)

APPENDIX
MWB DOCUMENTATION FOR CONTRACT PAYMENTS

Prime contractor/Architect: _____

Address & Phone: _____

Project Name: _____

Pay Application #: _____

Period: _____

The following is a list of payments to be made to minority business contractors on this project for the above mentioned period.

Firm Name	*Minority Category	Payment Amount	Owner Use Only

*Minority categories: Black, African American (B), Hispanic (H), Asian American (A), American Indian (I), Female (F), Socially and Economically Disadvantaged (D)

Date: _____ Approved/Certified By: _____

Name

Title

Signature

THIS DOCUMENT MUST BE SUBMITTED WITH EACH PAY REQUEST & FINAL PAYMENT*

143-128.2. Minority business participation goals.

(a) The State shall have a verifiable ten percent (10%) goal for participation by minority businesses in the total value of work for each State building project, including building projects done by a private entity on a facility to be leased or purchased by the State. A local government unit or other public or private entity that receives State appropriations for a building project or other State grant funds for a building project, including a building project done by a private entity on a facility to be leased or purchased by the local government unit, where the project cost is one hundred thousand dollars (\$100,000) or more, shall have a verifiable ten percent (10%) goal for participation by minority businesses in the total value of the work; provided, however, a local government unit may apply a different verifiable goal that was adopted prior to December 1, 2001, if the local government unit had and continues to have a sufficiently strong basis in evidence to justify the use of that goal. On State building projects and building projects subject to the State goal requirement, the Secretary shall identify the appropriate percentage goal, based on adequate data, for each category of minority business as defined in G.S. 143-128.2(g)(1) based on the specific contract type.

Except as otherwise provided for in this subsection, each city, county, or other local public entity shall adopt, after a notice and public hearing, an appropriate verifiable percentage goal for participation by minority businesses in the total value of work for building projects.

Each entity required to have verifiable percentage goals under this subsection shall make a good faith effort to recruit minority participation in accordance with this section or G.S. 143-131(b), as applicable.

(b) A public entity shall establish prior to solicitation of bids the good faith efforts that it will take to make it feasible for minority businesses to submit successful bids or proposals for the contracts for building projects. Public entities shall make good faith efforts as set forth in subsection (e) of this section. Public entities shall require contractors to make good faith efforts pursuant to subsection (f) of this section. Each first-tier subcontractor on a construction management at risk project shall comply with the requirements applicable to contractors under this subsection.

(c) Each bidder, which shall mean first-tier subcontractor for construction manager at risk projects for purposes of this subsection, on a project bid under any of the methods authorized under G.S. 143-128(a1) shall identify on its bid the minority businesses that it will use on the project and an affidavit listing the good faith efforts it has made pursuant to subsection (f) of this section and the total dollar value of the bid that will be performed by the minority businesses. A contractor, including a first-tier subcontractor on a construction manager at risk project that performs all of the work under a contract with its own workforce may submit an affidavit to that effect in lieu of the affidavit otherwise required under this subsection. The apparent lowest responsible, responsive bidder shall also file the following:

- (1) Within the time specified in the bid documents, either:
 - a. An affidavit that includes a description of the portion of work to be executed by minority businesses, expressed as a percentage of the total contract price, which is equal to or more than the applicable goal. An affidavit under this sub-subdivision shall give rise to a presumption that the bidder has made the required good faith or effort; or
 - b. Documentation of its good faith effort to meet the goal. The documentation must include evidence of all good faith efforts that were implemented, including any advertisements, solicitations, and

evidence of other specific actions demonstrating recruitment and selection of minority businesses for participation in the contract.

- (2) Within 30 days after award of the contract, a list of all identified subcontractors that the contractor will use on the project.

Failure to file a required affidavit or documentation that demonstrates that the contractor made the required good faith effort is grounds for rejection of the bid.

(d) No subcontractor who is identified and listed pursuant to subsection (c) of this section may be replaced with a different subcontractor except:

- (1) If the subcontractor's bid is later determined by the contractor or construction manager at risk to be nonresponsible or nonresponsive, or the listed subcontractor refuses to enter into a contract for the complete performance of the bid work, or
- (2) With the approval of the public entity for good cause.

Good faith efforts as set forth in G.S. 143-131(b) shall apply to the selection of a substitute subcontractor. Prior to substituting a subcontractor, the contractor shall identify the substitute subcontractor and inform the public entity of its good faith efforts pursuant to G.S. 143-131(b).

(e) Before awarding a contract, a public entity shall do the following:

- (1) Develop and implement a minority business participation outreach plan to identify minority businesses that can perform public building projects and to implement outreach efforts to encourage minority business participation in these projects to include education, recruitment, and interaction between minority businesses and nonminority businesses.
- (2) Attend the scheduled prebid conference.
- (3) At least 10 days prior to the scheduled day of bid opening, notify minority businesses that have requested notices from the public entity for public construction or repair work and minority businesses that otherwise indicated to the Office of Historically Underutilized Businesses an interest in the type of work being bid or the potential contracting opportunities listed in the proposal. The notification shall include the following:
 - a. A description of the work for which the bid is being solicited.
 - b. The date, time, and location where bids are to be submitted.
 - c. The name of the individual within the public entity who will be available to answer questions about the project.
 - d. Where bid documents may be reviewed.
 - e. Any special requirements that may exist.
- (4) Utilize other media, as appropriate, likely to inform potential minority businesses of the bid being sought.

(f) A public entity shall require bidders to undertake the following good faith efforts to the extent required by the Secretary on projects subject to this section. The Secretary shall adopt rules establishing points to be awarded for taking each effort and the minimum number of points required, depending on project size, cost, type, and other factors considered relevant by the Secretary. In establishing the point system, the Secretary may not require a contractor to earn more than fifty (50) points, and the Secretary must assign each of the efforts listed in subdivisions (1) through (10) of this subsection at least 10 points. The public entity may require that additional good faith efforts be taken, as indicated in its bid specifications. Good faith efforts include:

- (1) Contacting minority businesses that reasonably could have been expected to submit a quote and that were known to the contractor or available on State or

local government maintained lists at least 10 days before the bid or proposal date and notifying them of the nature and scope of the work to be performed.

- (2) Making the construction plans, specifications and requirements available for review by prospective minority businesses, or providing these documents to them at least 10 days before the bid or proposals are due.
 - (3) Breaking down or combining elements of work into economically feasible units to facilitate minority participation.
 - (4) Working with minority trade, community, or contractor organizations identified by the Office of Historically Underutilized Businesses and included in the bid documents that provide assistance in recruitment of minority businesses.
 - (5) Attending any prebid meetings scheduled by the public owner.
 - (6) Providing assistance in getting required bonding or insurance or providing alternatives to bonding or insurance for subcontractors.
 - (7) Negotiating in good faith with interested minority businesses and not rejecting them as unqualified without sound reasons based on their capabilities. Any rejection of a minority business based on lack of qualification should have the reasons documented in writing.
 - (8) Providing assistance to an otherwise qualified minority business in need of equipment, loan capital, lines of credit, or joint pay agreements to secure loans, supplies, or letters of credit, including waiving credit that is ordinarily required. Assisting minority businesses in obtaining the same unit pricing with the bidder's suppliers in order to help minority businesses in establishing credit.
 - (9) Negotiating joint venture and partnership arrangements with minority businesses in order to increase opportunities for minority business participation on a public construction or repair project when possible.
 - (10) Providing quick pay agreements and policies to enable minority contractors and suppliers to meet cash-flow demands.
- (g) As used in this section:
- (1) The term "minority business" means a business:
 - a. In which at least fifty-one percent (51%) is owned by one or more minority persons or socially and economically disadvantaged individuals, or in the case of a corporation, in which at least fifty-one percent (51%) of the stock is owned by one or more minority persons or socially and economically disadvantaged individuals; and
 - b. Of which the management and daily business operations are controlled by one or more of the minority persons or socially and economically disadvantaged individuals who own it.
 - (2) The term "minority person" means a person who is a citizen or lawful permanent resident of the United States and who is:
 - a. Black, that is, a person having origins in any of the black racial groups in Africa;
 - b. Hispanic, that is, a person of Spanish or Portuguese culture with origins in Mexico, South or Central America, or the Caribbean Islands, regardless of race;

- c. Asian American, that is, a person having origins in any of the original peoples of the Far East, Southeast Asia and Asia, the Indian subcontinent, or the Pacific Islands;
- d. American Indian, that is, a person having origins in any of the original Indian peoples of North America; or
- e. Female.

(3) The term "socially and economically disadvantaged individual" means the same as defined in 15 U.S.C. 637.

(h) The State, counties, municipalities, and all other public bodies shall award public building contracts, including those awarded under G.S. 143-128.1, 143-129, and 143-131, without regard to race, religion, color, creed, national origin, sex, age, or handicapping condition, as defined in G.S. 168A-3. Nothing in this section shall be construed to require contractors or awarding authorities to award contracts or subcontracts to or to make purchases of materials or equipment from minority-business contractors or minority-business subcontractors who do not submit the lowest responsible, responsive bid or bids.

(i) Notwithstanding G.S. 132-3 and G.S. 121-5, all public records created pursuant to this section shall be maintained by the public entity for a period of not less than three years from the date of the completion of the building project.

(j) Except as provided in subsections (a), (g), (h) and (i) of this section, this section shall only apply to building projects costing three hundred thousand dollars (\$300,000) or more. This section shall not apply to the purchase and erection of prefabricated or relocatable buildings or portions thereof, except that portion of the work which must be performed at the construction site. (2001-496, s. 3.1.)



City of Goldsboro

H.O. Brawer A
North Carolina
27533-9701

Office of the Mayor

PROCLAMATION NATIONAL HONEY BEE AWARENESS DAY

WHEREAS, the honey bee is critical to the process of pollination, with one bite of food in three benefiting directly from honey bee pollination; and

WHEREAS, honey bees are essential for production of more than 90 food crops and bee pollination is responsible for \$15 billion in added crop value; and

WHEREAS, honey bees face a significant threat from colony collapse disorder, which has been linked with disease pathogens, parasites, environmental stress, loss of natural habitat and inappropriate use of pesticides, herbicides, among other factors; and

WHEREAS, the honey bee works together with other bees in the bee colony as a single vibrant, living organism that helps to maintain healthy ecosystem; and

WHEREAS, the US Department of Agriculture is working in cooperation with federal agencies, universities, industry, and additional partners to find ways to improve honey bee health and habitat.

NOW, THEREFORE, to further awareness of the honey bee and its importance to agriculture, the food system, and the economy, *I, Alfonzo King, Mayor of the City of Goldsboro, North Carolina*, do hereby proclaim August 22, 2015, as

NATIONAL HONEY BEE AWARENESS DAY

in Goldsboro, North Carolina and encourage the citizens of Goldsboro to celebrate the honey bee and its many contributions with appropriate observances and activities.

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the Seal of the City of Goldsboro, North Carolina, this 3rd day of August, 2015.




Alfonzo King
Mayor



City of Goldsboro

P.O. Drawer A
North Carolina
27533-9701

Office of the Mayor

PROCLAMATION PURPLE HEART DAY

WHEREAS, the original Purple Heart, known as the Badge of Military Merit, is the oldest military decoration in the world in present use; and

WHEREAS, the Purple Heart was established by General George Washington on August 7, 1782 during the Revolutionary War, as the first award made available to the common soldier to recognize outstanding valor or merit; and

WHEREAS, on February 22, 1932, the Purple Heart was revived on the 200th Anniversary of George Washington's birth, out of respect to his memory and military achievements; and

WHEREAS, per United States Army regulation, the Purple Heart is awarded in the name of the President of the United States to any member of the Armed Forces of the United States who is wounded or killed in action against an enemy of the United States or as a result of an act of any such enemy or opposing armed forces; and

WHEREAS, throughout our nation's history, the men and women of the United States Armed Forces have answered the call to duty with honor, decency and selflessness, demonstrating bravery and courage in the face of danger; and

WHEREAS, in the defense of freedom, many loyal and brave Americans have been killed or injured in the performance of their duties; and

WHEREAS, it is especially fitting that we set aside a day to recognize the service and sacrifice of all our citizens who have been decorated with the Purple Heart.

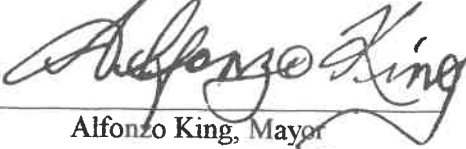
NOW, THEREFORE, I, Alfonzo King, Mayor of the City of Goldsboro, North Carolina, do hereby proclaim August 7, 2015 as

PURPLE HEART DAY

in the City of Goldsboro in honor of those who have received the Purple Heart and encourage citizens to support the Purple Heart banquet on August 7, 2015 where special tribute will be given to our local Purple Heart recipients.

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the Seal of the City of Goldsboro this the 3rd day of August, 2015.




Alfonzo King, Mayor

CITY OF GOLDSBORO

AGENDA MEMORANDUM

AUGUST 3, 2015 COUNCIL MEETING

SUBJECT: CU-4-15 Young No – North side of US 70 West between NC 581 and Westbrook Avenue (Increase Internet Games)

BACKGROUND: On December 5, 2011, the Council approved a Conditional Use Permit to allow the operation of an internet café/sweepstakes facility at this location which is located within one unit of the Shoppes of Goldsboro at US 70 and NC 581.

Included with the approval was a modification of the separation requirement between such uses and residentially-zoned or developed property from 200 ft. to zero ft. since the property is adjacent to residentially zoned property to the rear.

The approved site plan indicated that the hours of operation would be from 8:00 a. m. to 2:00 a. m., Monday through Sunday. A total of five or six employees were associated with the operation.

At time of approval, the applicant indicated that a total of 30 computers would be located within the operation.

DISCUSSION: The internet café has continuously operated since that time, however, ownership has changed. The new owner wishes to add 18 computers bringing the total to 48.

As a result of an agreement with the U. S. Attorney's office, six companies which provided sweepstakes software in North Carolina were required to cease operation in the State by July 1, 2015. The City's Police Department so notified each sweepstakes operation within the City's jurisdiction and indicated that they would be inspecting the uses after July 1, 2015 to insure that the six companies are no longer supplying software to the operations. At this time, sweepstakes operations could continue to operate utilizing software provided by companies other than the six which agreed to withdraw from the State of North Carolina.

Previously, the City required internet sweepstakes operations to submit serial numbers for each computer when paying a privilege tax of \$2,500 per establishment plus \$500 privilege tax for each computer. As a result of the North Carolina General Assembly passing legislation which eliminates all municipal privilege license taxes, no new or additional fees will be required as a result of the increase in computers proposed by the applicant.

At the public hearing held on July 27, 2015, no one appeared to speak either for or against this request.

The Planning Commission, after the public hearing, recommended deferring action on this case in order to allow the staff to investigate regulating the maximum number of computers allowed within such establishments.

RECOMMENDATION: By motion, accept the recommendation of the Planning Commission and defer action on this request. Planning Commission will make a final recommendation for the Council's first meeting in September, 2015.

Date: 7-29-2015

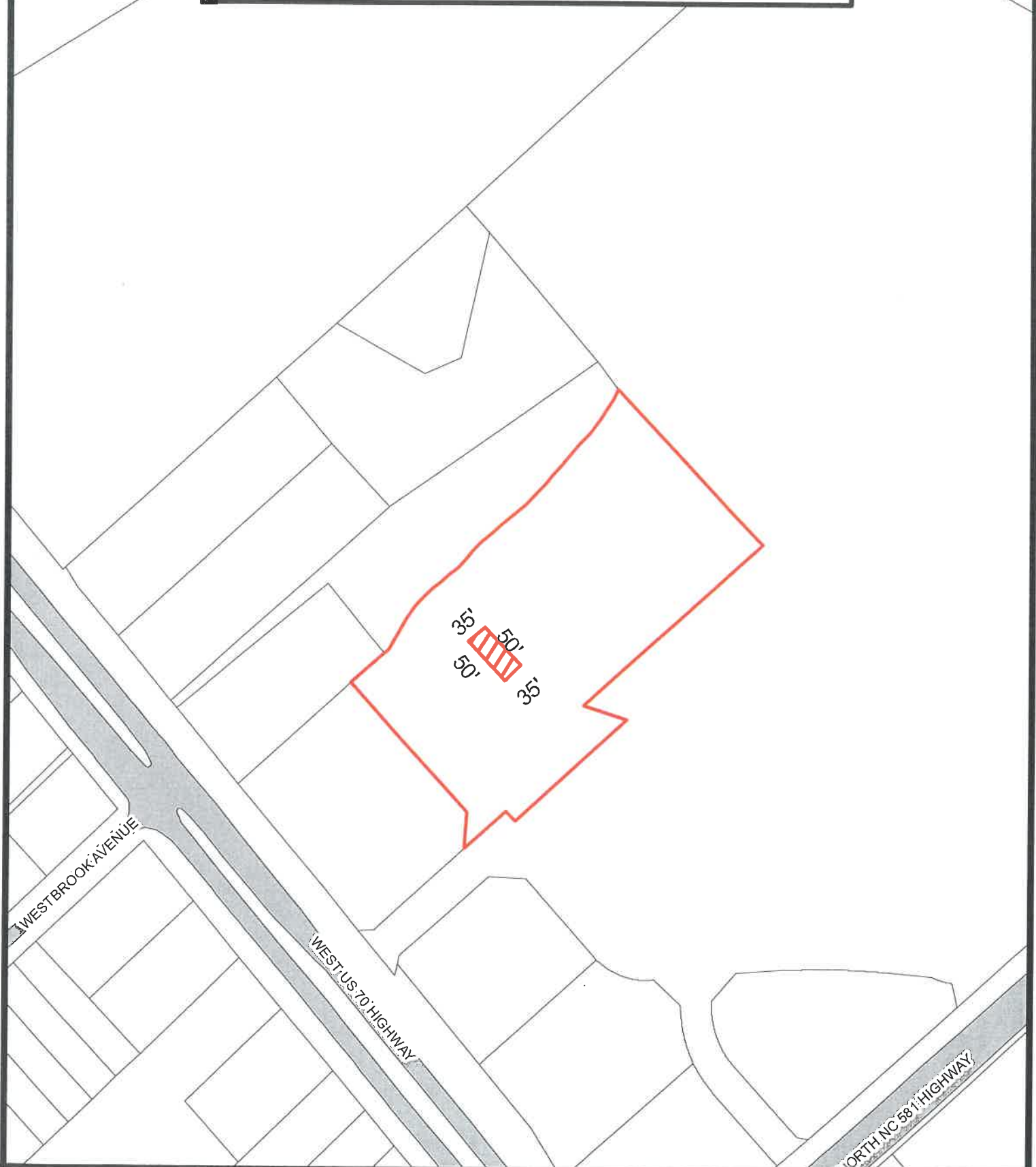

Planning Director

Date: 8-5-15


City Manager

ssj

CU-4-15 YOUNG NO INCREASE INTERNET GAMES



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200 100 0 200 Feet

T&P



CU-4-15 YOUNG NO INCREASE INTERNET GAMES



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200 100 0 200 Feet

TRP



OFFICE

15.3 Ft.

Back Door

Restroom

7.6 Ft.

Restroom

7.2 Ft.

7.2 Ft.

10 Ft.

19

20

21

22

23

24

25

26

27

28

29

30

14.2 Ft.

18.2 Ft.

Main Entrance



24.5 Ft.

15.2 Ft.

2000 Sq. Ft.

78.5 Ft.

63.2 Ft.

1

2

3

4

5

6

7

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31

32

33

34

35

36

37

38

39

40

41

42

43

44

45

46

47

48

53.3 Ft.

78.5 Ft.

AI Business Inc.
2922-B US 70 West.
Employees: 4
Hours of operation
8am - 2pm

CITY OF GOLDSBORO

AGENDA MEMORANDUM

AUGUST 3, 2015 COUNCIL MEETING

SUBJECT: CU-5-15 Earl Beasley – North side of East Ash Street
between Malloy Street and Barrow Court

BACKGROUND: The applicant requests a Conditional Use Permit to allow the operation of a place of entertainment with ABC permits.

Frontage: 266.71 ft.
Depth: 342.58 ft. (average)
Area: 2.1 Acres
Zoning: General Business

On January 6, 2014, the City Council approved a Conditional Use Permit to allow the operation of a place of entertainment with no ABC permits at this location which was the former site of Pizza Inn. The applicant proposed operating a venue for country or bluegrass music acts. Site and landscape plans which were also approved at that time, included a modification of the Type C (20 ft. wide) buffer to 10 ft. wide along the western property line.

Exterior improvements were completed and the use was operated for a period of time during which time the tenant/operator of the establishment changed. The use has recently closed.

DISCUSSION: The new tenant wishes to operate a place of entertainment with ABC permits while basically utilizing the same layout but with a complete kitchen facility within the building and the installation of two bar areas. The applicant is the owner of Hero's Oyster Bar which currently operates on North Berkeley Boulevard.

Based on assembly area, a total of 59 parking spaces will be required. There are 63 parking spaces available which includes three handicapped spaces.

While the use will operate as a restaurant which is permitted within the General Business zoning district, the previously-issued Conditional Use Permit specifically excluded ABC permits.

Hours of Operation: 4:00 p. m. to 2:00 a. m.
(Monday-Saturday)
12:00 Noon to 2:00 a. m.
(Sunday)

Number of Employees: No more than 10 per shift
(2 Shifts)

The applicant intends to maintain the existing Hero's location on North Berkeley Boulevard as well as this new location. The new location is larger and will allow space for entertainment and live musical and comedy acts.

At the public hearing held on July 27, 2015, no one appeared to speak either for or against this request.

The Planning Commission, after the public hearing, recommended approval of the Conditional Use Permit and development plans as submitted.

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

1. Adopt an Order approving a Conditional Use Permit to allow the operation of a place of entertainment with ABC permits; and
2. Approved development plans detailing the site and floor layout as submitted.

Date: 7-29-2015



Planning Director

Date: 8-5-15



City Manager

ssj

CITY OF GOLDSBORO

STATE OF NORTH CAROLINA

ORDER APPROVING A CONDITIONAL USE PERMIT

The City Council of the City of Goldsboro, North Carolina, having held a public hearing on July 27, 2015 to consider Conditional Use Permit application number:

CU-5-15 Earl Beasley – North side of East Ash Street between
Malloy Street and Barrow Court

to operate a place of entertainment with ABC permits (restaurant and live venue), having heard all of the evidence and arguments presented and reports from City officials and having received a recommendation for **approval** from the Goldsboro Planning Commission pertaining to said application, makes the following:

FINDINGS OF FACT

1. The City Council finds that there are certain uses that exist which may be constructed, continued and/or expanded if they meet certain mitigating conditions specific to their design and/or operation. Such conditions ensure compatibility among uses and building types so that different uses may be located in proximity to one another without adverse effects to either.
2. Even if the permit-issuing body finds that the application complies with all the other provision of the City's Unified Development Ordinance, it may still deny the permit if it concludes, based upon information submitted at the hearing, that, if completed as proposed, the development:
 - a. Will materially endanger the public health or welfare; or
 - b. Will substantially injure the beneficial use of adjoining or abutting property; or
 - c. Will not be in harmony with existing development and uses within the area in which it is located; or
 - d. Will not be in general conformity with the Comprehensive Plan, Thoroughfare Plan or other plan officially adopted by the Council.
3. The City of Goldsboro's Unified Development Ordinance provides the following regulations which are specific to the applicant's request for a place of entertainment with ABC permits.

Chapter 5.5 Supplemental Use Regulations

5.5.4 Special and Conditional Use Specific Regulations

Bars, Nightclubs, Pool Halls, Places of Entertainment (both public and private and for profit - ABC Permit)

- a. Permitted Districts: Central Business District, General Business, Shopping Center, Highway Business.

The subject property is zoned General Business.

- b. Approval Criteria: No establishment shall be located within 200 ft. of any residentially zoned or developed property, church or school. Where the proposed establishment is separate from residentially zoned or developed property by a four-lane highway, the 200 ft. separation shall only apply to the properties along the sides and rear of the establishment. No establishment shall be located within 150 ft. of any other such establishment.

Not applicable to this request.

- c. Central Business District Exceptions **Not applicable to this request.**
- d. Upon complaint from any person, a public hearing may be scheduled by the City Council to determine what additional conditions, if any, may be needed to protect the public health, safety and welfare. Upon a finding that there has been an increase in the volume, intensity or frequency of the use different than set forth in the conditional use permit, the City Council after public hearing may modify, suspend or revoke the conditional use permit.
- e. Site Plan Information
 1. Floor plan indicating the proposed uses within and adjacent to the structure;
 2. Maximum number of persons occupying the structure or premises at one time; and
 3. Attached to the site plan shall be written statement setting for the frequency and method of maintenance, repair, refuse/recycling collection and disposal.

A floor plan has been properly submitted indicating the above information.

Based upon the foregoing 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 Section 2.2.8 of the City of Goldsboro Zoning Ordinance.

Upon motion made by Councilmember _____ and seconded by Councilmember _____, the Council accepted the recommendation of the Planning Commission and approved the applicant's request for a Conditional Use Permit to operate a place of entertainment with ABC permits.

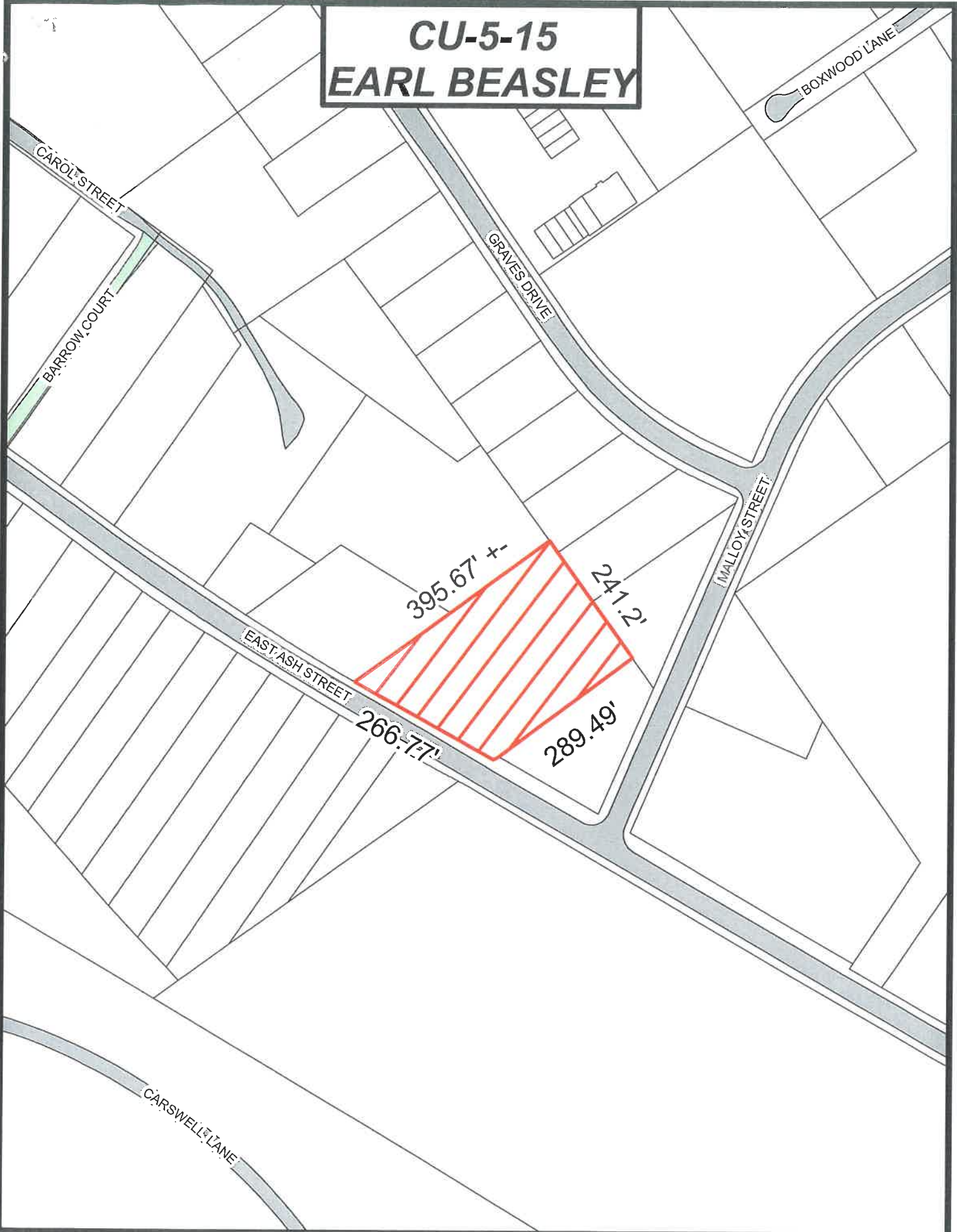
Therefore, because the City Council concludes that the general conditions precedent to the issuance of a CONDITIONAL USE PERMIT **HAVE BEEN** satisfied, IT IS ORDERED that the application for the issuance of a CONDITIONAL USE PERMIT to allow the operation of a place of entertainment with ABC permits (billiards and lounge) be **APPROVED**.

Thus ordered this _____ day of _____, 2015.

Al King, Mayor

James D. Womble, City Attorney

CU-5-15 EARL BEASLEY



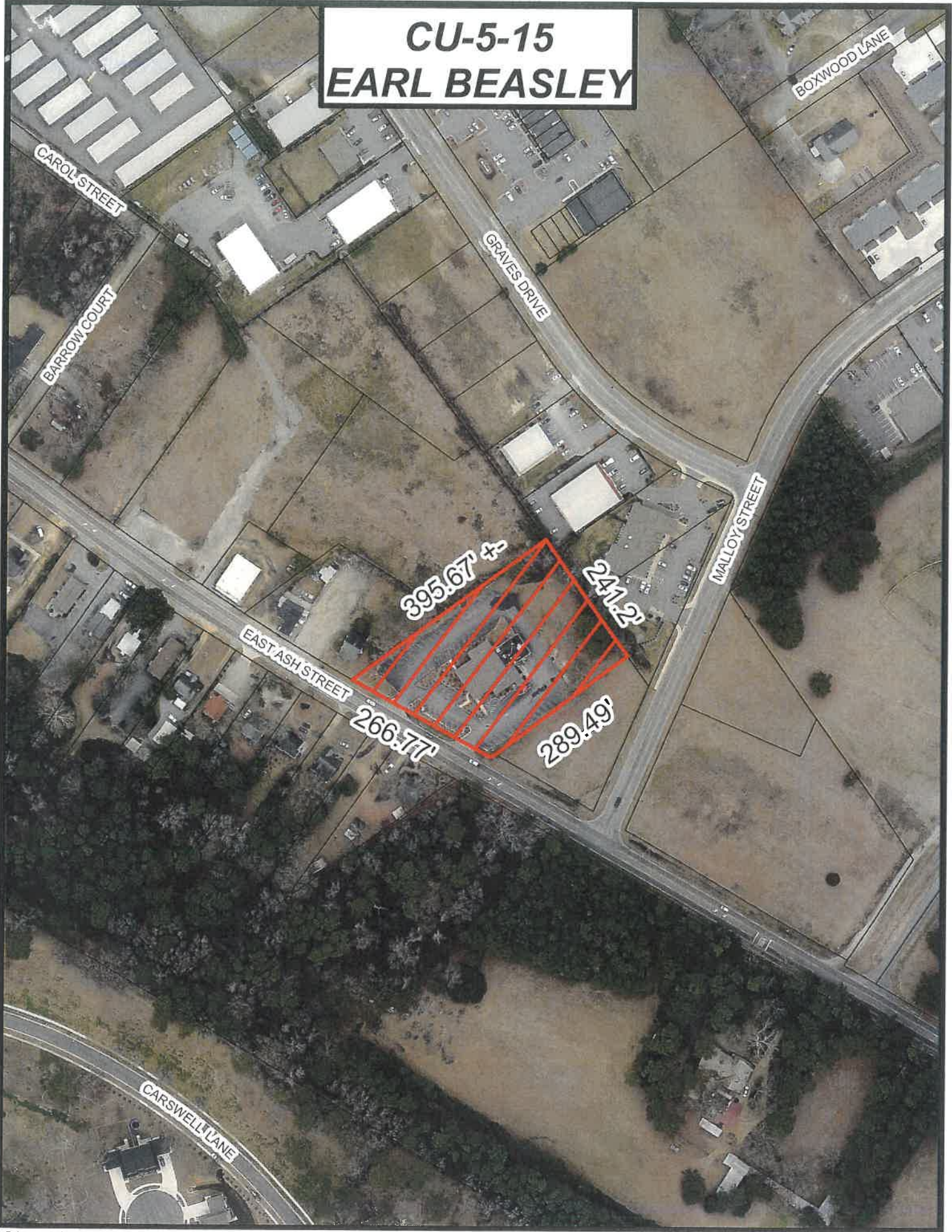
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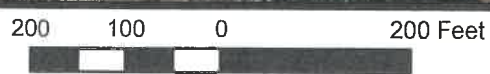
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CU-5-15 EARL BEASLEY

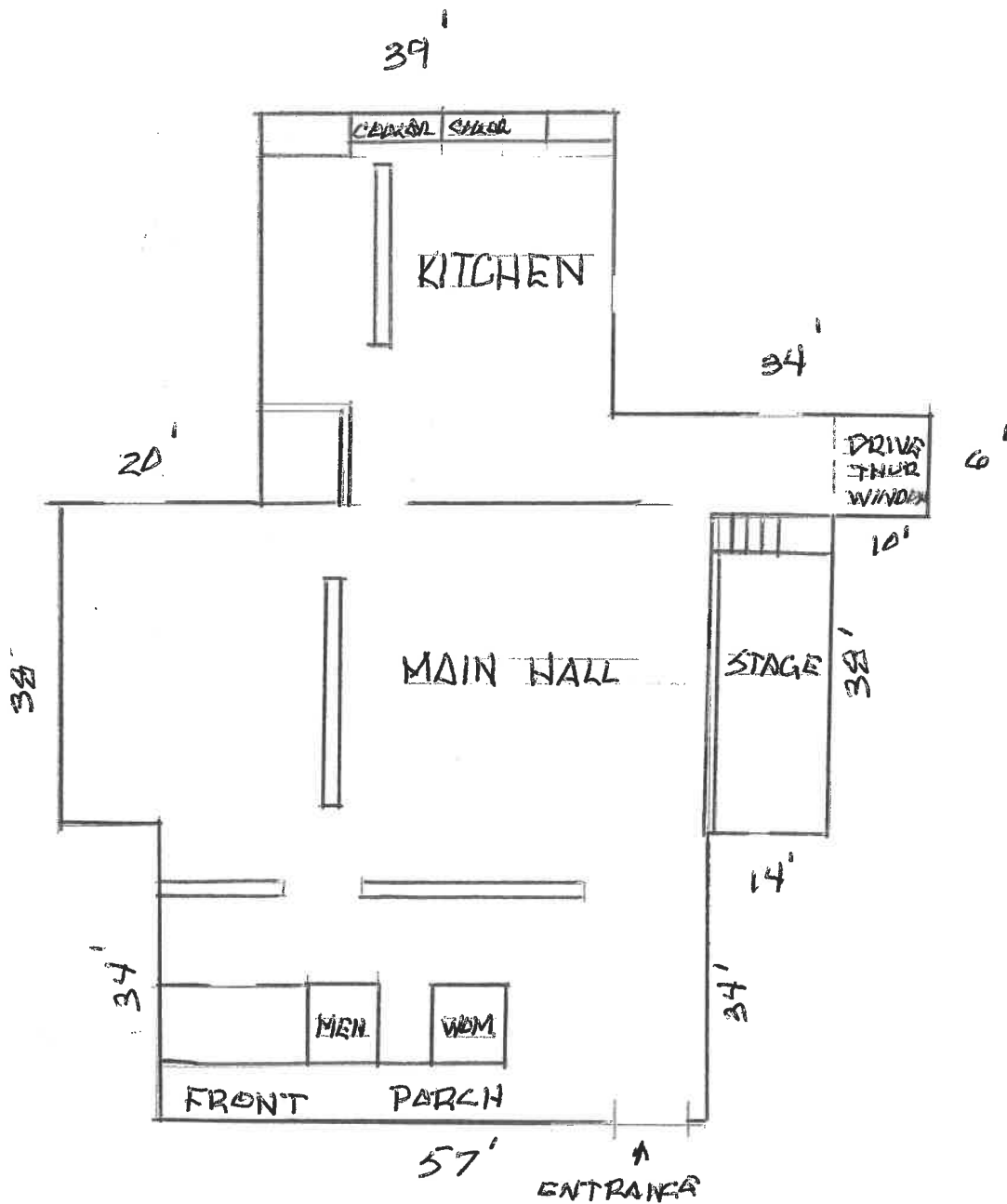


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TRP

CU-5-15 FLOOR PLAN



CITY OF GOLDSBORO

AGENDA MEMORANDUM

AUGUST 3, 2015 COUNCIL MEETING

SUBJECT: CU-6-15 Julia Tillett – East side of NC 111 South between US 70 East and Southeastern Drive

BACKGROUND: The applicant requests a Conditional Use Permit to allow the operation of a bingo game establishment.

On June 4, 2012, the City Council approved a Conditional Use Permit for this location within the Southeast Plaza Shopping Center to operate an internet café/sweepstakes facility. The applicant wishes to convert the internet café to a bingo game establishment.

DISCUSSION: The unit within the Shopping Center proposed for the bingo establishment has a width of 60 ft., a depth of 60 ft. and a total area of 3,600 sq. ft.

Based on the area proposed for the bingo establishment, a total of 75 parking spaces would be required. There are 275 parking spaces existing within the shopping center which should be sufficient to accommodate all uses.

The property is zoned General Business and is located within the 70-75 decibel noise overlay zone associated with Seymour Johnson Air Force Base. A copy of the Notice of Public Hearing on this request was forwarded to Base personnel for their review and no comments have been submitted.

The applicant has submitted a floor plan indicating that the bingo establishment will include seats for 100 people, a calling platform, snack bar, restrooms, storage and office areas. Hours of Operation will be from 10:00 a. m. to 12:00 a. m., Sunday through Thursday and from 10:00 a. m. to 2:00 a. m. on Friday and Saturday. A total of four employees will be associated with the operation.

At the public hearing held on July 27, 2015, no one appeared to speak either for or against this request.

The Planning Commission, after the public hearing on July 27, 2015, recommended approval of the Conditional Use Permit and associated development plans.

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

1. Adopt an Order approving a Conditional Use Permit to allow the operation of a bingo game establishment; and
2. Approve development plans detailing the use as submitted.

Date: 7-29-2015


Planning Director

Date: 8-5-15


City Manager

ssj

CITY OF GOLDSBORO

STATE OF NORTH CAROLINA

ORDER **APPROVING** A CONDITIONAL USE PERMIT

The City Council of the City of Goldsboro, North Carolina, having held a public hearing on July 27, 2015 to consider Conditional Use Permit application number:

CU-6-15 Julia Tillett – East side of NC 111 South between
US 70 East and Southeastern Drive

To operate a bingo game establishment, having heard all of the evidence and arguments presented and reports from City officials and having received a recommendation for **approval** from the Goldsboro Planning Commission pertaining to said application, makes the following:

The City of Goldsboro's Unified Development Ordinance provides the following regulations which are specific to the applicant's request for a bingo game establishment.

Bingo Game Establishments

- a. Permitted Districts: Neighborhood Business, General Business, Central Business District, Shopping Center and Highway Business.

The subject property is zoned General Business.

- b. Approval Criteria
 - 1. The applicant shall deliver to the City sufficient evidence that they comply with State requirements for bingo game establishments as specified in GS 14-309.5-14. **Applicant has submitted a statement indicating that she will comply with all applicable State requirements.**
 - 2. Bingo establishments shall only be permitted in the O&I-1 district if they are associated with a church and conducted in a religious facility on the same site. N/A
 - 3. Establishments proposed for Neighborhood Business Districts shall front on a highway having a minimum of four lanes. N/A

4. The conditional use permit shall be issued for a one-year period with automatic renewal for additional five-year periods provided the site is maintained in a satisfactory manner as originally approved.

The applicant has submitted a site plan indicating that the bingo establishment will be operated in two units within the Southeast Plaza Shopping Center. There is sufficient parking for the bingo establishment. Hours of operation will be from 10:00 a. m. to 12:00 a. m., Sunday through Thursday and from 10:00 a. m. to 2:00 a. m. on Friday and Saturday. A total of four employees are proposed.

Based upon the foregoing 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 2.2.8 and 5.54 of the City of Goldsboro Unified Development Ordinance.

Upon motion made by Councilmember _____ and seconded by Councilmember _____, the Council accepted the recommendation of the Planning Commission and approved the applicant's request for a Conditional Use Permit to operate a bingo game establishment.

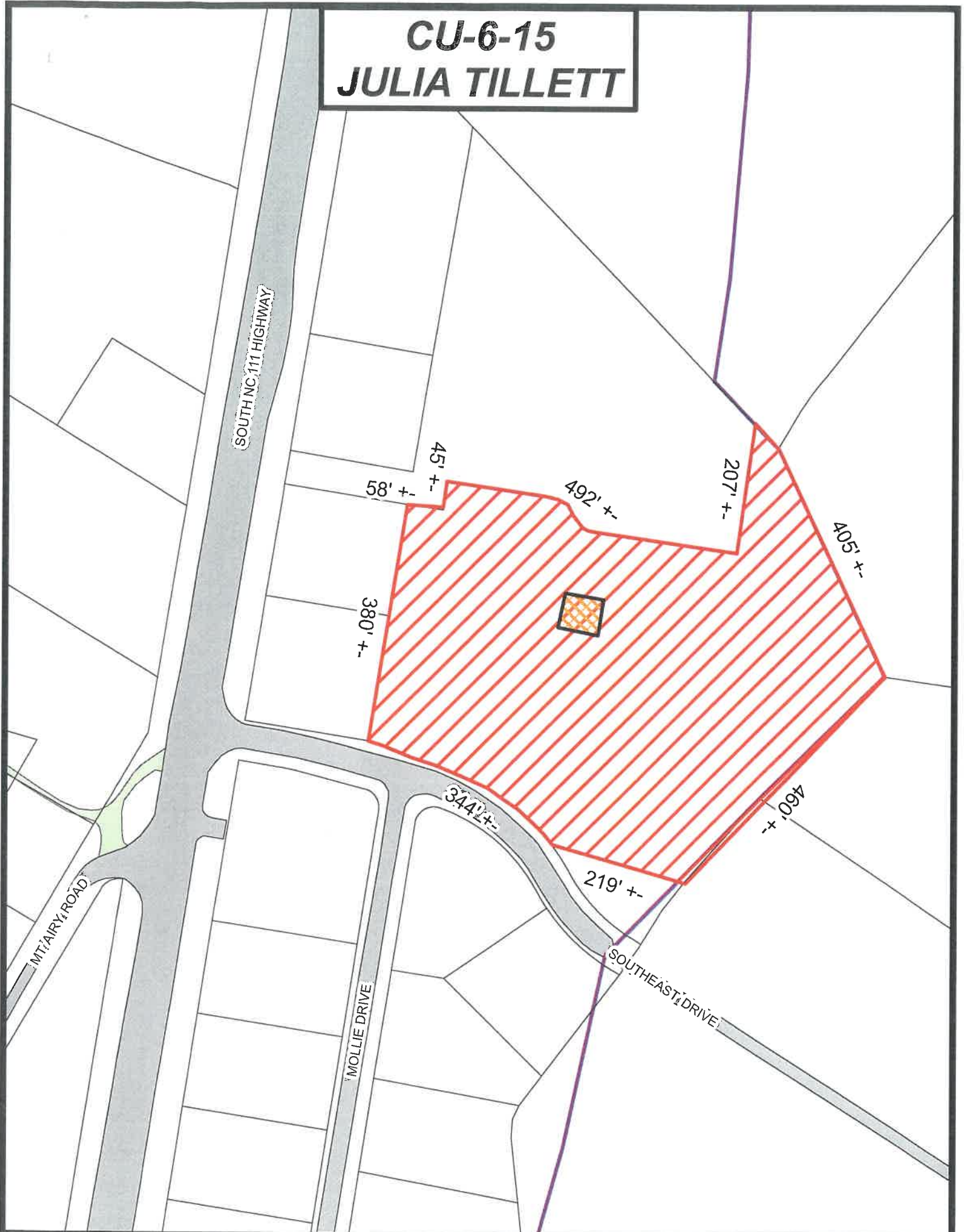
Therefore, because the City Council concludes that the general conditions precedent to the issuance of a **CONDITIONAL USE PERMIT HAVE BEEN** satisfied, **IT IS ORDERED** that the application for the issuance of a **CONDITIONAL USE PERMIT** be **APPROVED**.

Thus ordered this _____ day of _____, 2015.

Al King, Mayor

James D. Womble, City Attorney

CU-6-15 JULIA TILLET



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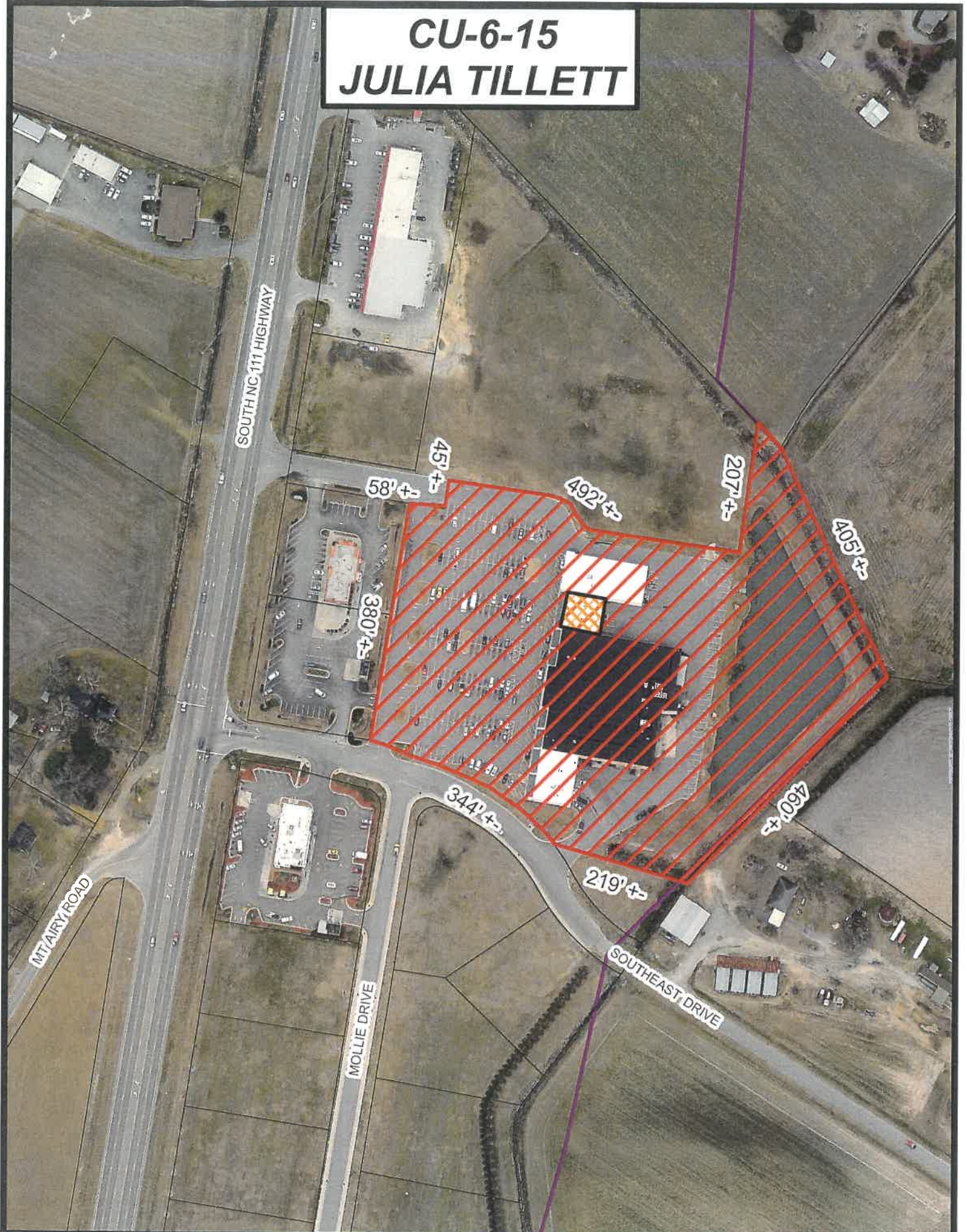
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TRP



CU-6-15 JULIA TILLET



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200 100 0 200 Feet

TRP

Seats for
100 people

Hours:

Sun thru

Thurs

10:00am to

12:00am

Fri & Sat

10:00am

to

2:00am

Platform for
Bingo Console Cabinet

x	x	x	x	x	x	x	x
x	x	x	x	x	x	x	x

Ladies
Room

Mens
Room

Door

x	x	x	x	x	x	x	x
x	x	x	x	x	x	x	x

x	x	x	x	x	x	x	x
x	x	x	x	x	x	x	x

x	x	x	x
x	x	x	x

8-

x	x	x	x	x	x	x	x
x	x	x	x	x	x	x	x

10-

x	x	x	x
x	x	x	x

8-

x	x	x	x	x	x
---	---	---	---	---	---

Snack
Bar

Office

Storage
Elevator

Employees - 4

CITY OF GOLDSBORO
AGENDA MEMORANDUM
AUGUST 3, 2015 COUNCIL MEETING

SUBJECT: Z-5-15 Islamic Center of Goldsboro, Inc. – South side of Fedelon Trail between Salem Church Road and US 117 (North William Street)

BACKGROUND: On February 2, 1998, the City Council approved a zoning change for the subject property from R-12 Residential and Watershed Protection to Office and Institutional-1 and Watershed Protection. The use for the property was limited to a church, Christian Academy (K-12), day care and senior citizen's center.

Site and landscape plans for the property were approved in 2007. A number of modifications were granted in conjunction with the site and landscape plan approval as follows:

1. Modification of the interconnectivity requirement to adjacent properties.
2. Modification of the Type C, 20 ft. wide landscape buffer for the undeveloped portion of the lot that contains existing woodland; and
3. Modification of the requirement that the modular unit be placed parallel with Fedelon Trail.

The developer was required to pay a fee to the City in lieu of for sidewalk construction.

DISCUSSION: The original church (New Covenant Ministries) relocated and the site is now occupied by the Islamic Center of Goldsboro, Inc. They have requested a rezoning of the property to Office and Institutional-1 Conditional District and Watershed Protection to add the use as a private cemetery to those previously approved within that zoning district.

Frontage: 91.30 ft. (approx.)
Depth: 892.77 ft. (average)

Area: 696,089 or 15.98 acres (approx.)

Surrounding Zoning: North: R-16 Residential
South: R-12/16 Residential
East: R-12 Residential
West: R-12/16 Residential

Existing Use: Currently, the property is occupied by a 2,900 sq. ft. church of modular construction built in 2008. A total of 51 parking spaces, including two handicapped spaces are provided.

Proposed Use: The submitted site plan shows approximately three acres of existing cleared land east of the existing church parking lot to be used for the location of a private cemetery containing areas for 1,033 graves. Included within this acreage is .75 acres to be used for a memorial service area.

Access: A 20 ft. wide gravel drive is shown to extend from the existing asphalt parking lot a distance of 540 ft. to the entrance of the proposed cemetery. A modification to allow the drive to be graveled rather than paved is required, however, the staff recommends that the drive be paved.

In order to minimize the possibility of congestion which would limit safe access to and from the site during an emergency, staff has asked the site engineer to reconfigure a new traffic circulation plan as an alternative for the gravel drive which terminates at the entrance to the cemetery. The new circulation plan would be subject to approval by the Planning Department. No construction permits will be issued prior to this item being appropriately addressed.

Ten ft. wide walkways will be provided throughout the cemetery and the entire area will be enclosed by a 4 ft. high chain link fence with double-gated access located at the end of the gravel drive.

Landscaping: The submitted landscape plan indicates a proposed 20 ft. wide, Type C buffer yard along a portion of the northern property line. Although this property line adjoins vacant farmland, the landscaped buffer must be extended along the entire northern property.

A 20 ft. wide landscape buffer is shown along the entire eastern property line and the cemetery will be set back 50 ft. from both the northern and eastern property lines.

Existing woodland will remain and serve as a buffer along the southern property line except for that area where a farm path extends back to vacant farmland.

The asphalt driveway extending from Fedelon Trail will be buffered on both sides with a 20 ft. wide planted buffer.

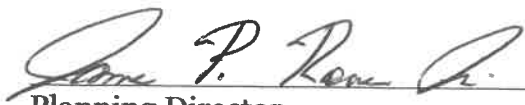
A valid protest petition has been submitted which is signed by owners of 60.1% of the land area surrounding the subject property. This valid petition will require that six out of the seven Councilmembers vote affirmatively in order to approve the request.

At the public hearing held on July 27, 2015, four people appeared and spoke in favor of the request. Two people spoke in opposition.

The Planning Commission, after the public hearing, recommended deferring action on the request. The Commission wanted to allow for additional time to consider the request from a land use perspective and whether cemetery uses can be compatible with existing residential development.

RECOMMENDATION: By motion, accept the recommendation of the Planning Commission and defer action on this request.

Date: 7-29-2015


Planning Director

Date: 8-5-15


City Manager

ssj

Z-5-15

O&I-1 CD WSP TO O&I-1 CD WSP



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300 150 0 300 Feet

Z-5-15

**O&I-1 CD WSP TO O&I-1 CD WSP
COMPREHENSIVE LANDUSE
RECOMMENDATION PLAN**

GRANVILLE DRIVE

FEDELON TRAIL

RR_Ag

91.30'

282.06'

286.74'

237.09'

233.94'

154.90'

583.84'

641.35' +/-

1245.94' +/-

477.93' +/-

NORTH GEORGE STREET

BABLO STREET

Industrial

MDR

OI

OI

AZALEA DRIVE

WEST HOOKS RIVER

DRIVE

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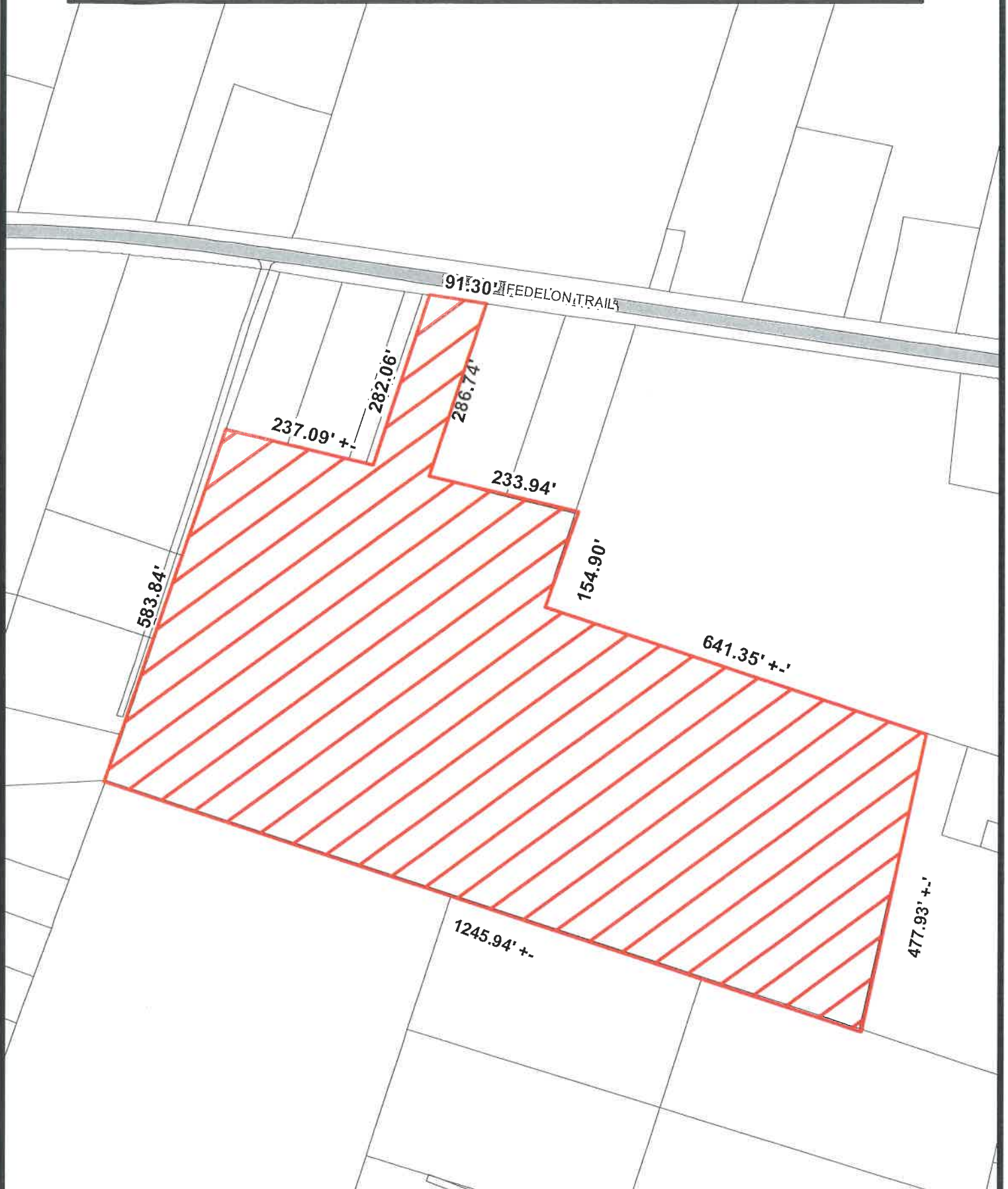
N

300 150 0 300 Feet

TRP

Z-5-15

O&I-1 CD and WSP TO O&I-1 CD and WSP



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200 100 0 200 Feet

TRP

Z-5-15

O&I-1 CD and WSP TO O&I-1 CD and WSP

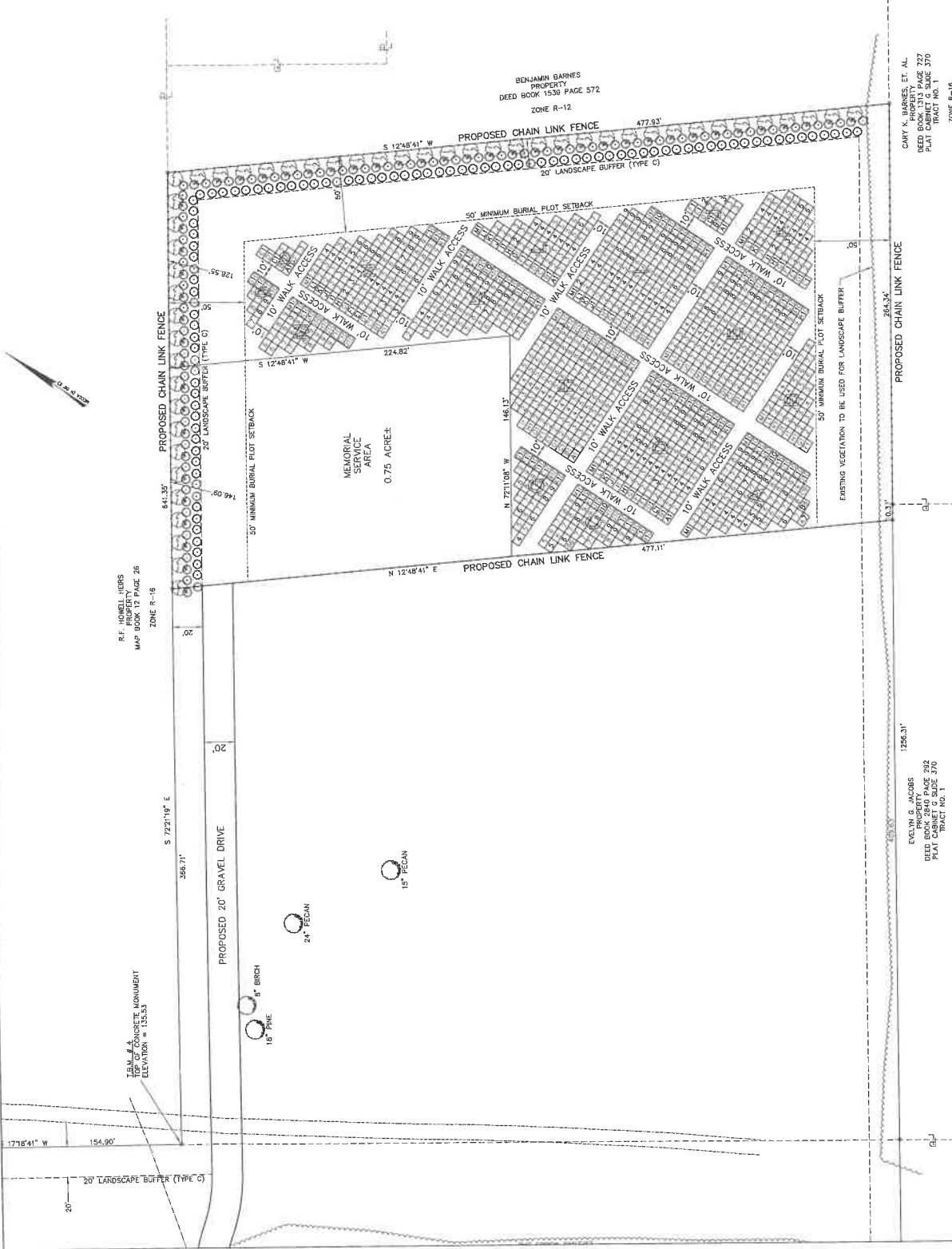


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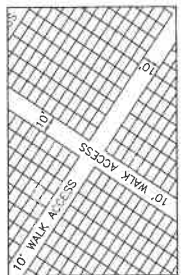
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- PROPOSED GRAVEL LANDSCAPE BUFFER**
15' ON CENTER
MINIMUM HEIGHT AT PLANTING 10 FEET
MINIMUM HEIGHT AT PLANTING 35 INCHES
- 15' PEACH**
5' BIRCH



LEGEND	NOTES
PARKING	SEE PLAN
WALKWAY	SEE PLAN
STORM DRAIN LINE	SEE PLAN
EXISTING ELECTRICAL LINES	SEE PLAN
CHAIN LINK FENCE	SEE PLAN
UTILITY	SEE PLAN
SAFETY BARS	SEE PLAN
UTILITY POLE	SEE PLAN
CONCRETE	SEE PLAN

NOTES:
BUDGETARY INFORMATION IS PROVIDED FOR COLORADO PLANS
THIS INFORMATION IS FOR INFORMATION ONLY AND IS NOT TO BE USED FOR ANY OTHER PURPOSES



NO.

REVISION

DATE

2

15545

15545

ISLAMIC CENTER OF GOLDSBORO, INC.

500 FEDERON TRAIL, GOLDSBORO, NORTH CAROLINA 27530

CONTACT: WAHEED AHMAD 919-394-3400 waheed77@hotmail.com

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B. R. KORNEGAY, INC.
LAND SURVEYING - ENGINEERING - PLANNING
1000 S. JACOBSON BLVD.
WAYNE COUNTY, N.C. 27530
www.kornegayinc.com (919) 750-0688 Fax: (919) 750-0633

PRELIMINARY PLAT - NOT FOR RECORDATION, CONVEYANCES OR SALES.

EVELYN S. JACOBS
DEED BOOK 2840 PAGE 292
PLAT CUBIT NO. SLIDE 370
TRACT NO. 1
ZONE R-16

CARY K. BARNES, ET. AL.
DEED BOOK 1530 PAGE 572
PLAT CUBIT NO. SLIDE 370
TRACT NO. 1
ZONE R-12

CITY OF GOLDSBORO

AGENDA MEMORANDUM

AUGUST 3, 2015 COUNCIL MEETING

SUBJECT: Site and Landscape Plan – Parking Modification
Church of Whitsun

BACKGROUND: The property is located on the west side of South Slocumb Street between Olivia Lane and Wilmington Avenue.

In April of 2012, the building and lot was approved for use as a mixed occupancy facility operating as a church, beauty salon and a restaurant within three separate tenant spaces.

Frontage: 100.16 ft. (Slocumb Street)

Frontage: 169.83 ft. (Olivia Lane)

Frontage: 122.11 ft. (Wilmington Avenue)

Area: 16,394 sq. ft. or 0.38 acres

Zoning: Neighborhood Business

DISCUSSION: Recently, the facility changed ownership and the new owner proposes to use the all three of the tenant spaces within the building as a church with a fellowship hall, classroom, kitchen and office space as accessory uses.

Hours of Operation: 9:00 a. m. to 1:00 p. m. (Sunday).
7:00 p.m. to 9:00 p.m. (Tuesday, Wednesday and Friday).

Building and Lot: The existing building was constructed prior to adoption of the City's Unified Development Ordinance. As such, the building setbacks do not comply with current requirements of the Neighborhood Business zoning district. Setback modifications will be required as follows:

1. Front yard setback along Olivia Lane from 20 ft. to zero (0) ft.; and

2. Rear yard setback from 25 ft. to 4.5 ft. (adjacent to residentially developed property).

Access: The site has two 24 ft. access driveways from South Slocumb Street and Olivia Lane. No change in access is proposed.

Landscaping: Existing landscaping consists of two maple trees serving as street trees and nine Glossy Abelias serving as a vehicular surface buffer along South Slocumb Street. Existing site conditions limit the planting of required street trees along Wilmington Avenue and Olivia Lane. A modification is requested to delete the street tree requirement for those two street frontages.

Parking: One parking space is required per 32 sq. ft. of assembly area. Based on an assembly area of 1,387 sq. ft., a total of 43 parking spaces are required. Only 30 spaces, however, can be made available on the lot. A modification of the parking requirement from 43 spaces to 30 spaces is required.

The applicant has stated that he pastors a church membership of approximately 15 people and that the provided 30 spaces are sufficient to accommodate the church's current parking needs. If approved, the Council could, in the future, require additional parking if necessary.

The following modifications have been requested:

1. A modification from the required front setback of 20 ft. along Olivia Lane to 0 ft.;
2. A modification from the required rear setback of 25 ft. to 4.5 ft. where the property is adjacent to residentially zoned property; and
3. A modification of the street tree requirement along Olivia Lane and Wilmington Avenue.
4. A modification from 43 required parking spaces to 30 available parking spaces.

The Planning Commission, at their meeting held on July 27, 2015, recommended approval of the site and landscape plans with the requested modifications.

RECOMMENDATION: By motion, accept the recommendation of the Planning Commission and approve the site and landscape plans with the following modifications:

1. A modification from the required front setback of 20 ft. along Olivia Lane to 0 ft.;
2. A modification from the required rear setback of 25 ft. to 4.5 ft. where the property is adjacent to residentially zoned property; and
3. A modification of the street tree requirement along Olivia Lane and Wilmington Avenue.
4. A modification from 43 required parking spaces to 30 available parking spaces.

Date: 7-29-2015

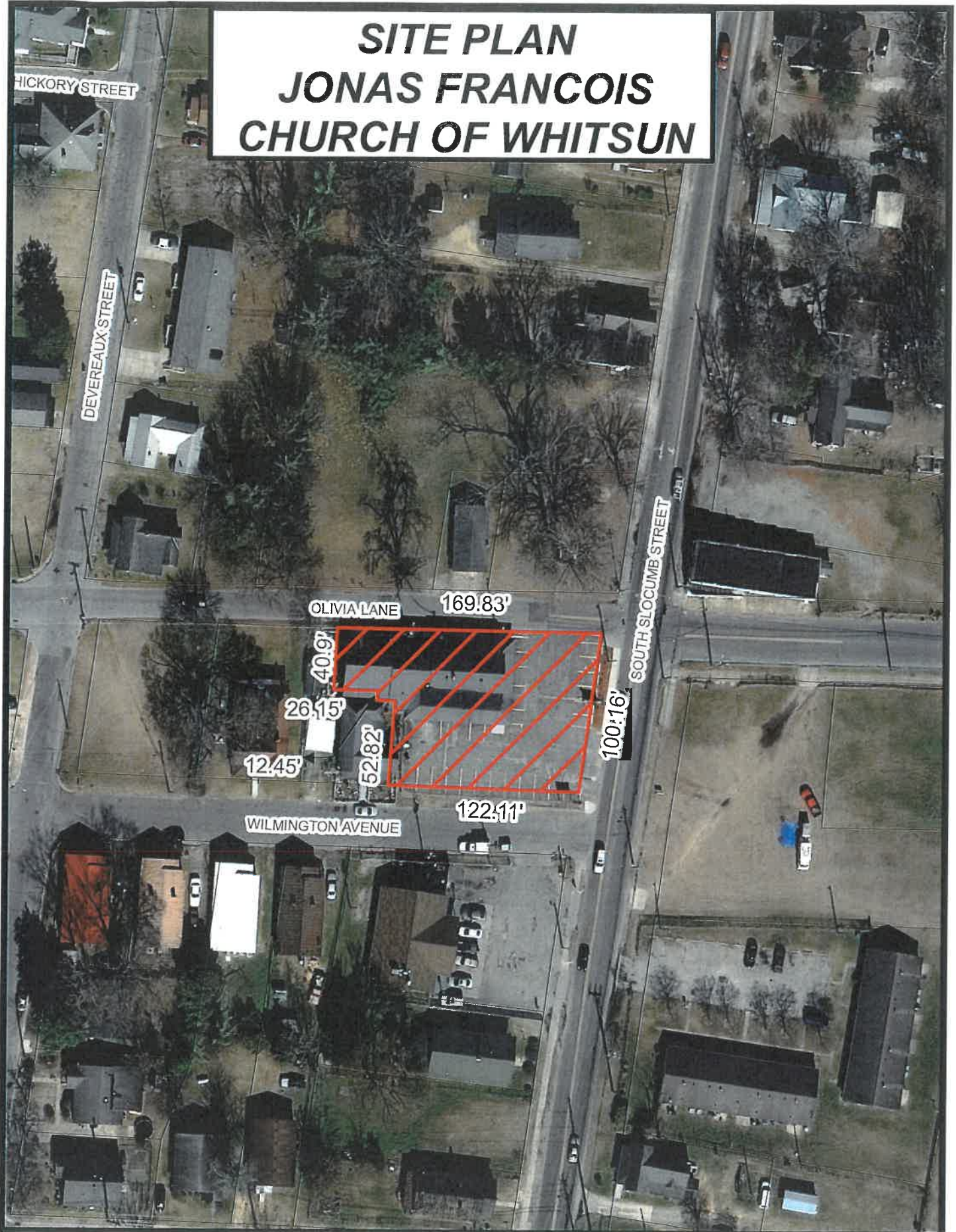

Planning Director

Date: 8-5-15


City Manager

ssj

SITE PLAN JONAS FRANCOIS CHURCH OF WHITSUN



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 the 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 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.

80 40 0 80 Feet



TRP

N



SITE PLAN JONAS FRANCOIS CHURCH OF WHITSUN

HICKORY STREET

DEVEREAUX STREET

OLIVIA LANE

169.83'

SOUTH SLOCUMB STREET

12.45'

26.15'

40.9'

52.82'

100.16'

122.11'

WILMINGTON AVENUE

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 the 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 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.

80

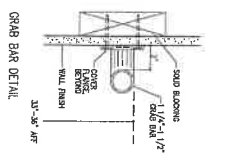
40

0

80 Feet

N

TSP



GRAB BAR DETAIL



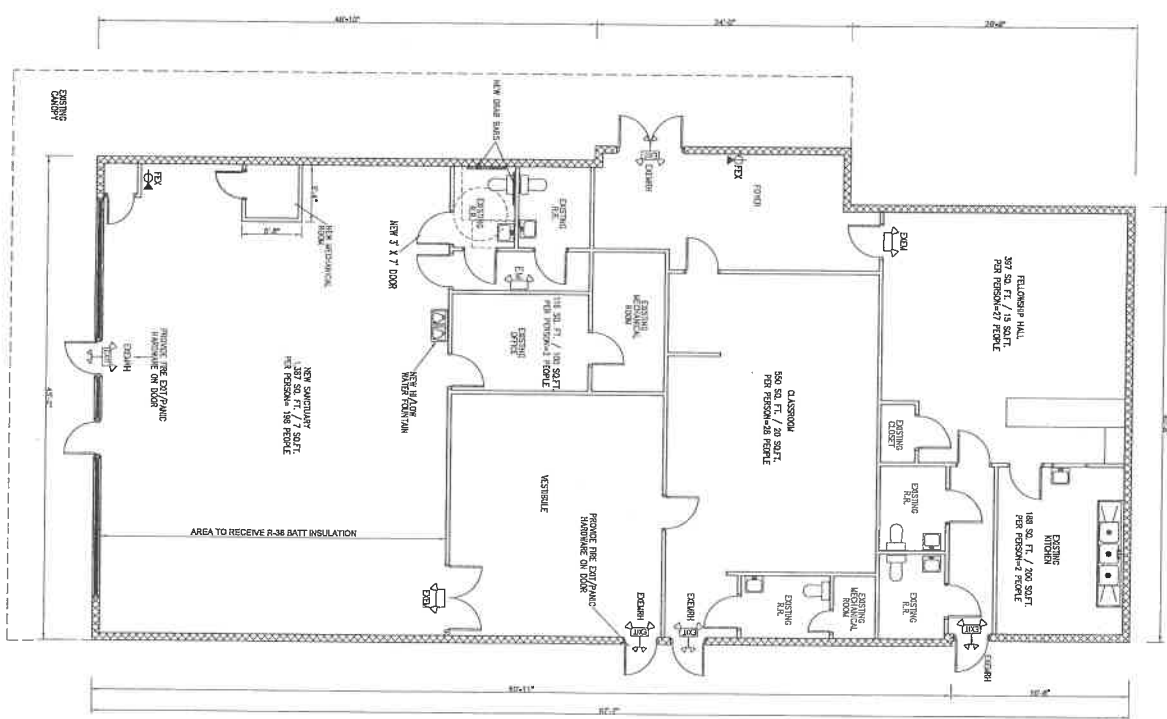
WALTER COULERS

NOT TO SCALE

1. FIELD VERIFY EXIST/REQUIRE LIGHTS ARE IN PLACE AND OPERATIONAL. REVIEW/INSTALL EXISTING LIGHTS.
 2. INSTALL 8-16" DIRT INSULATION BETWEEN BOTTOM CHORD OF TRUSSES OVER PROPOSED SUNKYATOR.
- ALL WORK SHALL COMPLY WITH LOCAL, STATE & NATIONAL CODES. WORKMANSHIP SHALL MEET OR EXCEED INDUSTRY STANDARDS.

 FEX
-DIKOTES 5 LB ABC FIRE EXTINGUISHER

		LIGHT FIXTURE SCHEDULE				NOTES
MARK	DESCRIPTION	TYPE	BALLAST	FIXTURE	HOUS	
		NO.	WATTS	NO.	HOUSINGS	
EX	EXIT LIGHT	(LED)	2	—	12	120
EXHA	EXIT/AREA LIGHT	(LED)	4	—	24	120
EXHAH	EXIT/AREA LIGHT WITH REMOTE JENSE	(LED)	6	—	30	120
EXL	EMERGENCY LIGHT	(LED)	2	—	12	120
		24W				



FLOOR PLAN
SCALE: 3/16" = 1'-0"

CITY OF GOLDSBORO

AGENDA MEMORANDUM

AUGUST 3, 2015 COUNCIL MEETING

SUBJECT: US Highway 70 Bypass Designation

BACKGROUND: The North Carolina Department of Transportation is constructing the Goldsboro Bypass which is currently designated as NC 44 extending westerly to just beyond Community Drive and easterly to the vicinity of Promise Land Road. The facility is being constructed in phases and is scheduled to open to traffic in the summer of 2016.

DISCUSSION: NCDOT has requested that the City of Goldsboro consider designating and naming the new highway (currently designated as NC 44) as the US 70 Bypass. This designation will allow for the existing US 70 and existing US 70 Business (Ash Street) to remain and not affect existing addresses of businesses and citizens along these corridors.

RECOMMENDATION: By motion adopt the attached Resolution requesting that NCDOT designate and name NC 44 in Goldsboro, Wayne County, North Carolina extending westerly to just beyond Community Drive and easterly to the vicinity of Promise Land Road as US 70 Bypass.

Date: 7-30-2015

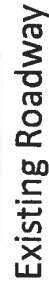

Planning and Comm. Dev. Director

Date: 8-5-15


City Manager

PROJECT BREAKDOWN MAP

LENOIR COUNTY



RESOLUTION NO. 2015 - 55

RESOLUTION REQUESTING
THAT THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
DESIGNATE AND NAME NC 44 IN GOLDSBORO, WAYNE COUNTY, NORTH
CAROLINA EXTENDING WESTERLY TO JUST BEYOND COMMUNITY DRIVE AND
EASTERLY TO THE VICINITY OF PROMISE LAND ROAD AS **US 70 BYPASS**

WHEREAS, transportation facilities in Eastern North Carolina are essential to the expedient movement of goods, services and residents of the Great State of North Carolina; and

WHEREAS, the City of Goldsboro has served as the Lead Planning Agency for transportation in the Goldsboro Urban Area which encompasses a majority of Wayne County; and

WHEREAS, the City of Goldsboro and Wayne County have successfully partnered in their efforts to influence the allocation of funds for the location of superior transportation facilities which would enhance the attractiveness of the area to new business and industry; and

WHEREAS, the North Carolina Department of Transportation has constructed the US 70 Bypass of Goldsboro; and

WHEREAS, the City of Goldsboro finds it most fitting for the State of North Carolina and the City of Goldsboro to designate the new highway as US 70 Bypass.

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

1. The City Council of the City of Goldsboro hereby requests that the North Carolina Department of Transportation designate and name NC 44 in Goldsboro, Wayne County, North Carolina *extending westerly to just beyond Community Drive and easterly to the vicinity of Promise Land Road* as **US 70 Bypass**; and
2. This Resolution shall be in full force and effect from and after its adoption this the 3rd day of August 2015.

Approved as to Form Only:

Reviewed by:



City Attorney



City Manager

CITY OF GOLDSBORO
AGENDA MEMORANDUM
AUGUST 3, 2015 COUNCIL MEETING

SUBJECT: Mulberry Street Water Line Replacement

BACKGROUND: The existing 4-inch water line on Mulberry Street between Center Street and James Street is not sufficient to supply adequate water pressure for properties in this area. Staff proposes to have this line replaced with a 10-inch PVC water line.

DISCUSSION: Staff requested T. A. Loving Company, the contractor for the Center Street Streetscape Project, to submit a proposal for construction of the 10-inch PVC water line. The proposed total cost for construction of the water line replacement by T. A. Loving Company is \$141,701.00 as shown on the attached proposal.

We have reviewed this proposal with the Finance Director and determined that a budget ordinance is required for the proposed water line replacement.

RECOMMENDATION: It is recommend the City Council, by motion:

- Adopt the attached budget ordinance decreasing the fund balance in the utility fund by \$141,701.00;
- Adopt the attached resolution authorizing the City Manager to execute a construction agreement with T. A. Loving Company in the amount of \$141,701.00 for the replacement of the water line on Mulberry Street between Center Street and James Street.

Date: 29 Jul 15


Guy M. Anderson, P. E., City Engineer

Date: 8-5-15


Scott A. Stevens, City Manager

Center Street Streetscape Phase II

T. A. Loving Company Project Number 2322

Construction Change Directive

002R

DATE : 07/22/15

CONTRACTOR : **T. A. LOVING COMPANY**

DESCRIPTION OF CHANGE: Mulberry Street Water Line Replacement Center Street to James Street. Price is based on all work being done in asphalt street area only. Any work that involves curb and gutter repair or sidewalk repair or any other repair outside of the scope of work provided will be at additional cost.

1. MATERIALS (See attached itemized breakdown)	\$0.00
2. RENT OF EQUIPMENT (See attached itemized breakdown)	0.00
3. LABOR (See attached itemized breakdown)	0.00
5. LABOR BURDEN:(<u>43.88%</u> of Item # 3)	0.00
SUB-TOTAL (# 1)	\$0.00
4. OVERHEAD & PROFIT:...(<u>15.00%</u> of subtotal # 1)	0.00
DIRECT WORK SUBTOTAL (# 2).....	\$0.00
6. SUBCONTRACT WORK:	133,418.75
7. CONTACTOR'S OH&P..... <u>5.00%</u> of Item # 7)	6,670.94
SUB-TOTAL (# 3)	\$140,089.69
8. TOTAL (SUBTOTAL # 2 + SUBTOTAL # 3).....	\$140,089.69
9. TIME EXTENSION:.....(EXTENDED OVERHEAD FOR..... <u>-</u> DAYS).....	\$0.00
10. BOND & INSURANCE: ..(<u>1.15%</u> of subtotal # 8 and # 9.)	1,611.03
TOTAL COST OF CHANGE PROPOSAL REQUEST (ROUNDED)	\$141,701.00

Accepted By:
T. A. Loving Company

Date: July 22, 2015

The Wooten Company

Date: _____

City of Goldsboro

Date: _____

Center Street Streetscape Phase II
T. A. Loving Company Project Number

DESCRIPTION OF CHANGE

Mulberry Street Water Line Replacement Center Street to James Street. Price is based on all work being done in asphalt street area only. Any work that involves curb and gutter repair or sidewalk repair or any other repair outside of the scope of work provided will be at additional cost.

Construction Change Directive

002R

DATE :

07/22/15

TAKE OFF WORKSHEET

SYSTEM	ITEM	QTY.	UNIT	MATERIAL		LABOR HOURS		EQUIPMENT		SUBCONTRACT	
				UNIT COST	TOTAL COST	LABOR UNIT	TOTAL HRS.	UNIT COST	TOTAL COST	UNIT	TOTAL
	TA Loving Utilities	1	Isum	\$0.00	\$0.00		0.00		0.00	114,293.75	114,293.75
	mobilize	0			\$0.00		0.00		0.00		0.00
	unsuitable soils	25	cy		\$0.00		0.00		0.00		0.00
	undercut excavate	25	cy		\$0.00		0.00		0.00		0.00
	6" DIP Water Main	20	lf		\$0.00		0.00		0.00		0.00
	10" PVC Water Main	500	lf		\$0.00		0.00		0.00		0.00
	10" DIP Water Main	120	lf		\$0.00		0.00		0.00		0.00
	10" DIP Bends	10	ea		\$0.00		0.00		0.00		0.00
	6"x6" tapping sl & v	1	ea		\$0.00		0.00		0.00		0.00
	Cut cap & plug 4"	3	ea		\$0.00		0.00		0.00		0.00
	Poly pipe service reconnect	7	ea		\$0.00		0.00		0.00		0.00
	Temp service connect	7	ea		\$0.00		0.00		0.00		0.00
	Connect existing sewer line	1	ea		\$0.00		0.00		0.00		0.00
	asphalt demo	1	Isum		\$0.00		0.00		0.00		0.00
	Remove cap and fill existing valve box with concrete				\$0.00		0.00		0.00		0.00
	Asphalt Patch	425	sy		\$0.00		0.00		0.00	45.00	19,125.00
					\$0.00		0.00		0.00		0.00
	TOTAL THIS PAGE			MATERIAL:	\$0.00	LABOR:	0.00	Equipment	0.00	SUBCONTRACT	133,418.750

ORDINANCE NO. 2015-31

AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE
CITY OF GOLDSBORO FOR THE 2015-2016 FISCAL YEAR

WHEREAS, the City of Goldsboro has discovered that the 4 inch water line on Mulberry Street needs to be replaced with a 10 inch water line; and

WHEREAS, T.A. Loving Company has submitted a proposal for this replacement at a cost of \$141,701; and

WHEREAS, since the current fiscal year's budget does not contain sufficient monies to meet these obligations, the City of Goldsboro needs to appropriate \$141,701 from the Utility Fund.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Goldsboro that the Budget Ordinance for the Fiscal Year 2015-16 be amended by:

1. Decreasing the Unappropriated Fund Balance of the Utility Fund in the amount of \$141,701.
2. Establishing the line item entitled "Water Improvements" (61-4178-5982) in the amount of \$141,701 in the Utility Capital Projects Division.
3. This Ordinance shall be in full force and effect from and after the 3rd day of August 2015.

Approved as to form only:

Reviewed by:



City Attorney



City Manager

RESOLUTION NO. 2015- 56

RESOLUTION AUTHORIZING THE EXECUTION OF A CONSTRUCTION
AGREEMENT BETWEEN THE CITY OF GOLDSBORO & T. A. LOVING COMPANY
FOR THE REPLACEMENT OF MULBERRY STREET WATER LINE

WHEREAS, the City Council of the City of Goldsboro has determined that it is necessary and in the best public interest to undertake the replacement of the water line on Mulberry Street between Center Street and James Street;

WHEREAS, a proposal for the Mulberry Street water line replacement was submitted by T. A. Loving Company in the amount of \$141,701.00;

WHEREAS, the City Council deems it in the best interest of the City of Goldsboro to accept the proposal and award the construction agreement to T. A. Loving Company in the amount of \$141,701.00 for the Mulberry Street water line replacement;

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

1. The City Manager is hereby authorized and directed to execute a construction agreement in the amount of \$141,701.00 with T. A. Loving Company for the Mulberry Street water line replacement between Center Street and James Street.
2. This Resolution shall be in full force and effect from and after this 3rd day of August, 2015.

Approved as to Form Only:

Reviewed by:



City Attorney



City Manager

CITY OF GOLDSBORO
AGENDA MEMORANDUM
AUGUST 3, 2015 COUNCIL MEETING

SUBJECT: Engineering Services Contract for Closed Circuit Television (CCTV) Assessment – McKim & Creed, Inc.

BACKGROUND: Based on the previously completed CCTV and manhole evaluation data, McKim & Creed recently submitted the draft Task 1 – Legacy Sanitary Sewer Inspection Data Review technical memorandum for staff review.

DISCUSSION: During the evaluation of the City-provided CCTV data it was observed that approximately 39,000 linear feet of sewer line have not been evaluated utilizing CCTV in basins 5, 6, 8, 9, 9B, 9C, 16, 16A, 20, and 20A as shown on attached maps. The work in this proposal will be used in the future Phase 3 of the inflow/infiltration rehabilitation construction.

Staff requested McKim & Creed submit the following proposed scope of services, fee estimate, and projected schedule of engineering services for additional CCTV assessments based on the inspection data review.

Fee Schedule:

Project Management	\$ 4,000
CCTV Assessment	\$ 103,350
(39,000 LF @ \$2.65/LF)	
Technical Memorandum Update	\$ 11,000
Traffic Control Service Allowance (Estimate)	\$ 6,600
Heavy Cleaning Allowance (Estimate)	\$ 600
(1,000 LF @ \$0.60/LF)	
Off Road/Easement Cleaning (Estimate)	\$ <u>3,300</u>
3,000 LF @ \$1.10/LF)	
Total Fee for Engineering Services:	\$ 128,850

The fee submitted by McKim & Creed to complete the proposed scope of services shall not exceed a total of \$128,850 without prior written approval from the City of Goldsboro. It is anticipated that the services outlined above will be completed by October 30, 2015.

We have reviewed the financing of this project with the Finance Director and determined that sufficient funds are available in Sanitary Sewer Bond Proceeds.

RECOMMENDATION: It is recommended that the City Council by motion, adopt the attached resolution authorizing the City Manager to execute an engineering agreement with McKim & Creed, Inc. in the amount of \$128,850.

Date: 29 Jul 15


Guy M. Anderson, P. E., City Engineer

Date: 8-5-15


Scott A. Stevens, City Manager

RESOLUTION AUTHORIZING EXECUTION OF PROFESSIONAL ENGINEERING SERVICES
AGREEMENT BETWEEN THE CITY OF GOLDSBORO AND MCKIM & CREED, INC.
FOR ADDITIONAL CCTV ASSESSMENTS

WHEREAS, the City Council of the City of Goldsboro has determined that it is necessary and in the best public interest to undertake a wastewater collection system rehabilitation project; and

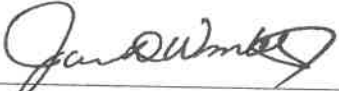
WHEREAS, the City Council of the City of Goldsboro desires to obtain professional engineering services required for additional CCTV Assessments based on the Legacy Sanitary Sewer Data Review submitted by McKim & Creed, Inc.;

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

1. The City Manager is hereby authorized and directed to execute a professional engineering services agreement in the amount of \$128,850 with McKim & Creed, Inc. pertaining to additional CCTV Assessments.
2. This resolution shall be in full force and effect from and after this 3rd day of August, 2015.

Approved as to Form Only:

Reviewed by:



City Attorney



City Manager

CITY OF GOLDSBORO
AGENDA MEMORANDUM
August 3, 2015 COUNCIL MEETING

SUBJECT: Budget Amendment - 2015-2016 Community Development Block Grant (CDBG) and HOME Investment Partnerships Programs (HOME)

BACKGROUND: The City of Goldsboro will receive \$314,687.00 in CDBG funds and \$149,935.00 in HOME funds from the U.S. Department of Housing and Urban Development (HUD) for fiscal year 2015-2016.

These grant funds will be used throughout the City of Goldsboro for activities set forth in the FY 2015-2016 Annual Action Plan:

1. Rehabilitation of Substandard Housing
2. Hazardous Material
(Testing, Abatement, and Monitoring)
3. Homebuyer Assistance
4. Public Facilities & Improvements
5. Public Services
6. Acquisition, Demolition, and Clearance
7. CHDO Activity
8. Economic Development
9. Program Administration

The City was granted a 100% HOME Match Reduction for FY15-16. Therefore, the City is not required to provide local matching funds for the \$149,935.00 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 2015-2016.

DISCUSSION: Since the Release of Funds for these two grants occurred after the adoption of the 2015-2016 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 2015-2016 Budget Ordinance in order to permit the expenditure of funds for activities included under the City's CDBG and HOME Programs.

Date: _____

Planning Director

Date: 8-5-15



City Manager

SSC

ORDINANCE NO. 2015- 32

AN ORDINANCE AMENDING THE BUDGET ORDINANCE
OF THE CITY OF GOLDSBORO
FOR THE 2015-2016 FISCAL YEAR

WHEREAS, the City of Goldsboro has been designated an "Entitlement City" and will receive \$314,687 in Community Development Block Grant (CDBG) funds from the Department of Housing and Urban Development for Fiscal Year 2015-16;

WHEREAS, in addition, the City will receive \$149,935 under the Federal HOME Investment Partnership Program (HOME) for Fiscal Year 2015-16; 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 of

WHEREAS, these funds represent new monies, they are presently not reflected in the 2015-2016 Operating Budget.

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

1. The 2015-16 Budget Ordinance for the Community Development Block Grant Fund be and is hereby amended by:

- a. Establishing a Revenue Line Item entitled "CDBG-FY 15-16" (22-0003-~~8671~~) in the amount of \$314,687.00; and
- b. Increasing the Revenue Line Item entitled "CDBG Loan Principal Income" (22-0003-~~8650~~) in the amount of \$13,260.00; and
- c. Increasing the Revenue Line Item entitled "CDBG Loan Interest Income" (22-0003-~~8651~~) in the amount of \$3,878.00; and
- d. Establishing the following Line Items of Expenditure and corresponding amounts:

<u>Line Item</u>		<u>Total Allocation</u>
22-3216-1213	Salaries and Wages- Administrative	\$ 46,647
22-3216-1214	Salaries and Wages -Rehabilitation	\$ -
22-3216-1215	Disposition Legal Services (Admin.)	\$ 200
22-3216-1217	Disposition Advertising (Admin.)	\$ 1,200
22-3216-1340	Property Acquisition	\$ -
22-3216-1420	Relocation Homeowner- Temporary	\$ -
22-3216-1500	Rehabilitation Homeowner	\$ 11,700
22-3216-1811	Social Security (Admin.)	\$ 3,568
22-3216-1812	Social Security (Rehab.)	\$ -
22-3216-1823	NCLGERS Retirement (Admin.)	\$ 3,153
22-3216-1824	NCLGERS Retirement (Rehab.)	\$ -
22-3216-1831	Hospital Insurance (Admin.)	\$ 6,336
22-3216-1832	Hospital Insurance (Rehab.)	\$ -
22-3216-1842	Public Facilities	\$ 150,000
22-3216-1906	Hazardous Material Management	\$ 4,437
22-3216-1907	Economic Development	\$ 30,000
22-3216-1908	After-School Enrichment/Public Services	\$ 49,284

22-3216-1913	Lease/Rent of Office Space (Admin.)	\$	-
22-3216-1991	Consultant Services (Admin.)	\$	5,390
22-3216-2323	Other Training (Admin.)	\$	1,000
22-3216-2601	Office Supplies (Admin.)	\$	700
22-3216-2993	Operation Supplies (Admin.)	\$	400
22-3216-3121	Travel (Admin.)	\$	2,460
22-3216-3210	Telephone	\$	-
22-3216-3250	Postage (Admin.)	\$	-
22-3216-3914	Contract Services (Admin.)	\$	-
22-3216-3993	Building Demolition	\$	15,250
22-3216-4911	Subscriptions (Admin)	\$	-
22-3216-4912	Fees and Dues (Admin.)	\$	100
22-3216-9561	Office Supplies Inventory (Admin.)	\$	-
22-3216-1912	Transitional Housing		

e. Establishing a Revenue Line Item entitled "HOME Program FY 15-16" (22-0003-8672) in the amount of \$149,935.00; and

f. Increasing the Revenue Line Item entitled "HOME Loan Principal Income" (22-0003-8652) in the amount of \$3,227.00; and

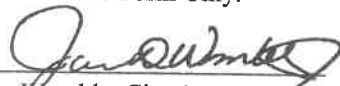
g. Increasing the Revenue Line Item entitled "HOME Loan Interest Income" (22-0003-8653) in the amount of \$821.00; and

h. Establishing the following Line Item of Expenditure and corresponding amounts:

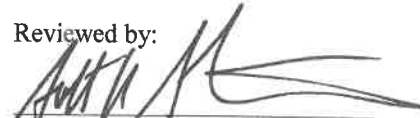
22-3217-1213	Salaries and Wages -Administrative	\$	11,429
22-3217-1214	Salaries and Wages -Rehabilitation	\$	-
22-3217-1215	Disposition Legal Services (Admin.)	\$	-
22-3217-1217	Disposition Advertising (Admin.)	\$	-
22-3217-1500	Housing Rehabilitation	\$	-
22-3217-1501	Housing Development	\$	-
22-3217-1811	Social Security (Admin.)	\$	892
22-3217-1812	Social Security (Rehab.)	\$	-
22-3217-1823	NCLGERS Retirement (Admin.)	\$	788
22-3217-1824	NCLGERS Retirement (Rehab.)	\$	-
22-3217-1831	Hospital Insurance (Admin.)	\$	1,584
22-3217-1832	Hospital Insurance (Rehab.)	\$	-
22-3217-1904	Homebuyer Assistance	\$	78,990
22-3217-1991	Consultant Services (Admin.)	\$	-
22-3217-2323	Other Training (Admin.)	\$	-
22-3217-2601	Office Supplies (Admin.)	\$	300
22-3217-2993	Operation Supplies (Admin.)	\$	-
22-3217-3121	Travel (Admin.)	\$	-
22-3217-3210	Telephone	\$	-
22-3217-3250	Postage (Admin.)	\$	-
22-3217-3914	Contract Services (Admin.)	\$	-
22-3217-4911	Subscriptions (Admin.)	\$	-
22-3217-4912	Fees and Dues (Admin.)	\$	-
22-3217-9561	Office Supplies Inventory (Admin.)	\$	-
22-3217-9961	CHDO Set-Aside	\$	60,000
22-3217-9962	CHDO Operating Expense	\$	-

2. This Ordinance shall be in full force and effect from and after this the 3rd day of August, 2015.

Approved as to Form Only:


James Womble, City Attorney

Reviewed by:


Scott A. Stevens, City Manager

ITEM M

CITY OF GOLDSBORO
AGENDA MEMORANDUM
AUGUST 3, 2015 COUNCIL MEETING

SUBJECT: Request for Speed Limit Reduction for Central Heights Road (SR 1709)

BACKGROUND: At the July 27, 2015 Goldsboro City Council meeting, City Council requested the North Carolina Department of Transportation reduce the speed limit from 45 mph to 35 mph on Central Heights Road (SR 1709) from New Hope Road (SR 1003) to US Highway 13 North.

DISCUSSION: Subsequently, NCDOT has requested a formal resolution be adopted by the City Council requesting the reduction from 45 mph to 35 mph for this section of Central Heights Road.

RECOMMENDATION: It is recommended that the City Council by motion, adopt the attached resolution requesting NCDOT reduce the 45 mph speed limit to 35 mph for Central Heights Road (SR 1709) from New Hope Road (SR 1003) to US Highway 13 North.

Date: 8/3/15


Randy Guthrie, Assistant City Manager

Date: 8-5-15


Scott A. Stevens, City Manager

RESOLUTION NO. 2015 - 58

RESOLUTION REQUESTING A REDUCTION OF SPEED LIMIT BY THE
NC DEPARTMENT OF TRANSPORTATION FOR CENTRAL HEIGHTS ROAD (SR 1709)
FROM NEW HOPE ROAD (SR 1003) TO US HIGHWAY 13 NORTH

WHEREAS, there are approximately 64 miles of streets within the Goldsboro city limits that are on the North Carolina Department of Transportation's Highway System; and

WHEREAS, due to the amount of residential properties and large volumes of traffic along Central Heights Road (SR 1709) from New Hope Road (SR 1003) to US Highway 13 North, the City Council of the City of Goldsboro requests the North Carolina Department of Transportation to consider a reduction of the speed limit on this section of Central Heights Road from 45 mph to 35 mph;

WHEREAS, prior to considering this action, the North Carolina Department of Transportation requests that the City of Goldsboro adopt a resolution requesting a reduction of the speed limit for this section of Central Heights Road (SR 1709) and request the City Clerk to complete a Municipal Declaration to Repeal Speed Limits and Request for Concurrence;

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

1. The Council requests a reduction of the speed limit on Central Heights Road (SR 1709) from New Hope Road (SR 1003) to US Highway 13 North from 45 mph to 35 mph.
2. This resolution shall be in full force and effect from and after this 3rd day of August, 2015.

Approved as to Form Only:

Reviewed by:


City Attorney


City Manager

Item Title:

Adoption of a resolution approving in principle of the proposed issuance of up to \$4,500,000 in Multifamily Housing Revenue Bonds, Series 2015 (Foundation for Affordable Housing North Carolina and Missouri Portfolio) to be issued by the Public Finance Authority.

Item Summary:

This is a meeting to consider the proposed issuance by the Public Finance Authority ("PFA") of not to exceed \$75,500,000 Multifamily Housing Revenue Bonds, Series 2015 (Foundation for Affordable Housing North Carolina and Missouri Portfolio) (the "Bonds"), a portion of which in an amount not expected to exceed \$4,500,000 will be loaned to FFAH Jefferson Court, LLC, a North Carolina limited liability company, an affiliate of the Foundation for Affordable Housing, Inc. (the "Borrower"), to finance the acquisition and renovation of an existing affordable multifamily rental housing development located in Goldsboro.

PFA is a political subdivision of the State of Wisconsin created for the purpose of issuing tax-exempt and taxable conduit bonds for public and private entities nationwide. PFA is sponsored by the National Association of Counties, the National League of Cities, the Wisconsin Counties Association and the League of Wisconsin Municipalities. The Borrower has requested that PFA act as the issuer of the Bonds in order to achieve cost efficiencies by using a single bond issue to finance projects located in more than one state. **The Bonds are not debt of the City of Goldsboro or PFA, but rather are payable solely from debt service payments received from the Borrower.**

Federal tax law requires that tax-exempt bonds issued to finance affordable housing be approved by the elected legislative body of the governmental unit that has jurisdiction over the area in which the facility is to be located after holding a public hearing (Internal Revenue Code Section 147(f)). The proposed facilities are within the jurisdiction of the City. The City Council held a public hearing with respect to the proposed issuance of the Bonds at its meeting on July 27, 2015.

A portion of the proceeds of the Bonds will be loaned to the Borrower and used to finance and/or refinance the acquisition, rehabilitation, equipping and/or improvement of Jefferson Court Apartments, a 60-unit multifamily rental housing development located at 1100 N. Jefferson Street, Goldsboro, North Carolina (the "Development"); to pay interest on the Bonds, to pay costs of issuance of the Bonds, and/or to fund a debt service reserve fund for the Bonds. PFA and the Borrower have requested the City to approve the issuance of the Bonds solely for purposes of Section 147(f) of the Code.

The Bonds will be sold in a public offering with Stifel, Nicolaus & Company, Incorporated as the underwriter, and are expected to be issued in early September, 2015. The Borrower will agree to repay the principal, premium, if any, and interest on the Bonds. Neither the City nor PFA will have any liability whatsoever for the payment of principal or interest on the Bonds. Because no taxes or other revenues of the City are pledged to pay these Bonds, the staff of the City has made no financial analysis of the Bonds, the Borrower or the Development.

As noted in the resolution, the Bonds do not constitute a debt of the State of North Carolina or any political subdivision or any agency thereof, including the City, or a pledge of the faith and credit of the State of North Carolina or any political subdivision or any such agency, including the City, but are payable solely from the revenues and other funds provided for in a loan agreement between PFA and the Borrower. Accordingly the City pledges neither its taxing power nor revenues for these Bonds, and the Bonds will not affect the City's debt ratios or legal debt limit.

The notice of public hearing (attached) was published in *The Goldsboro News-Argus* as required by law, and the public hearing was held on July 27, 2015. The form of the resolution to be adopted by the City is also attached.

Specific Action Requested:

That the City Council adopt a resolution approving, for purposes of meeting the requirements of the Internal Revenue Code of 1986, as amended, the issuance by the Public Finance Authority of a portion of its not to exceed \$75,500,000 Multifamily Housing Revenue Bonds, Series 2015 (Foundation for Affordable Housing North Carolina and Missouri Portfolio).

Attachments:

1. Resolution
2. Public hearing notice

Revised

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF GOLDSBORO, NORTH CAROLINA
APPROVING THE ISSUANCE BY THE PUBLIC FINANCE AUTHORITY
OF BONDS ON BEHALF OF
FOUNDATION FOR AFFORDABLE HOUSING INC.**

WHEREAS, the City of Goldsboro, North Carolina (the “City”) is a political subdivision of the State of North Carolina and the City Council (the “Governing Body”) is the elected governing body of the City; and

WHEREAS, the Public Finance Authority (the “Authority”) has advised the City that it is a commission organized under and pursuant to the provisions of Sections 66.0301, 66.0303 and 66.0304 of the Wisconsin Statutes, is authorized to issue tax-exempt, taxable, and tax credit conduit bonds for public and private entities throughout all 50 states and is jointly sponsored by the National Association of Counties, National League of Cities, Wisconsin Counties Association and League of Wisconsin Municipalities (the “Sponsors”); and

WHEREAS, FFAH Jefferson Court, LLC, a North Carolina limited liability company (the “Borrower”) the sole member of which is FFAH NC 9, LLC, a North Carolina limited liability company, of which Foundation for Affordable Housing Inc., a Delaware nonprofit corporation, is the sole member, has requested that the Authority adopt a plan of financing providing for the issuance of its Public Finance Authority Multifamily Housing Revenue Bonds, Series 2015 (Foundation For Affordable Housing North Carolina and Missouri Portfolio) (the “Bonds”), in one or more series from time to time, in an amount not to exceed \$75,500,000, and a portion of the proceeds from the sale of the Bonds, not expected to exceed \$4,500,000, will be used to finance and/or refinance the acquisition, rehabilitation, equipping and/or improvement of Jefferson Court Apartments, a 60-unit multifamily rental housing development located at 1100 N. Jefferson Street, Goldsboro, North Carolina, and initially operated by PK Management, LLC, to pay interest on the Bonds, to pay costs of issuance of the Bonds, and/or to fund a debt service reserve fund for the Bonds (collectively, the “Project”); and

WHEREAS, the Authority has informed the City that the remainder of the Bonds will be issued primarily to finance and/or refinance the acquisition and rehabilitation of certain other affordable housing developments elsewhere in the state of North Carolina, and in the state of Missouri; and

WHEREAS, the Bonds or a portion thereof will be “private activity bonds” for purposes of the Internal Revenue Code of 1986 (the “Code”), and pursuant to Section 147(f) of the Code, prior to their issuance, the Bonds are required to be approved by the “applicable elected representative” of a governmental unit having jurisdiction over the entire area in which the Project is located, after a public hearing held following reasonable public notice; and

WHEREAS, pursuant to Section 147(f) of the Code, the Governing Body, following notice duly given in the form attached hereto as Exhibit A (the “TEFRA Notice”), held a public hearing regarding the financing of the Project and the issuance of the Bonds at its regularly

scheduled meeting on July 27, 2015, and now desires to approve the financing and the issuance of the Bonds; and

WHEREAS, pursuant to Section 66.0304(11)(a) of the Wisconsin Statutes, prior to their issuance, bonds issued by the Public Finance Authority must be approved by the governing body or highest ranking executive or administrator of the political jurisdiction within whose boundaries the project is to be located; and

WHEREAS, the Borrower has requested that the City approve the financing of the Project and the issuance of the Bonds in order to satisfy the public approval requirement of Section 147(f) of the Code and the requirements of Section 4 of the Amended and Restated Joint Exercise of Powers Agreement Relating to the Public Finance Authority, dated as of September 28, 2010 (the "Joint Exercise Agreement") and Section 66.0304(11)(a) of the Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDSBORO, NORTH CAROLINA:

1. For purposes of the requirements of Section 147(f) of the Internal Revenue Code of 1986, the Governing Body hereby approves the issuance of the Bonds by the Authority, a portion of which will be used to finance the Project, in an aggregate principal amount not to exceed the amount set forth in the TEFRA Notice attached hereto as EXHIBIT A. In no event shall the City, the State of North Carolina (the "State") or any political subdivision thereof be liable for such Bonds nor shall the Bonds constitute a debt of the City, the State or any political subdivision thereof.
2. It is the purpose and intent of the Governing Body that this Resolution constitute approval of the issuance of the Bonds by the Project Jurisdiction, which is the (or one of the) governmental unit(s) having jurisdiction over the area in which the Project is located, in accordance with Section 66.0304(11)(a) of the Wisconsin Statutes and Section 4 of the Joint Exercise Agreement.
3. The officers of the Governing Body are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents that they deem necessary or advisable in order to carry out, give effect to and comply with the terms and intent of this resolution and the financing approved hereby.

[Remainder of Page Intentionally Left Blank]

The undersigned City Clerk of the City of Goldsboro, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council for the City of Goldsboro, North Carolina, in regular session convened on August 3, 2015.

WITNESS my hand and the corporate seal of the City of Goldsboro, North Carolina, this the ____ day of August, 2015.

City Clerk

(SEAL)

EXHIBIT A

FORM OF TEFRA NOTICE

[to be attached]

RESOLUTION NO. 2015-59

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF GOLDSBORO, NORTH CAROLINA
APPROVING THE ISSUANCE BY THE PUBLIC FINANCE AUTHORITY
OF BONDS ON BEHALF OF
FOUNDATION FOR AFFORDABLE HOUSING INC.**

WHEREAS, the City of Goldsboro, North Carolina (the “City”) is a political subdivision of the State of North Carolina and the City Council (the “Governing Body”) is the elected governing body of the City; and

WHEREAS, the Public Finance Authority (the “Authority”) has advised the City that it is a commission organized under and pursuant to the provisions of Sections 66.0301, 66.0303 and 66.0304 of the Wisconsin Statutes, is authorized to issue tax-exempt, taxable, and tax credit conduit bonds for public and private entities throughout all 50 states and is jointly sponsored by the National Association of Counties, National League of Cities, Wisconsin Counties Association and League of Wisconsin Municipalities (the “Sponsors”); and

WHEREAS, FFAH Jefferson Court, LLC, a North Carolina limited liability company (the “Borrower”) the sole member of which is FFAH NC 9, LLC, a North Carolina limited liability company, of which Foundation for Affordable Housing Inc., a Delaware nonprofit corporation, is the sole member, has requested that the Authority adopt a plan of financing providing for the issuance of its Public Finance Authority Multifamily Housing Revenue Bonds, Series 2015 (Foundation For Affordable Housing North Carolina and Missouri Portfolio) (the “Bonds”), in one or more series from time to time, in an amount not to exceed \$75,500,000, and a portion of the proceeds from the sale of the Bonds, not expected to exceed \$4,500,000, will be used to finance and/or refinance the acquisition, rehabilitation, equipping and/or improvement of Jefferson Court Apartments, a 60-unit multifamily rental housing development located at 1100 N. Jefferson Street, Goldsboro, North Carolina, and initially operated by PK Management, LLC, to pay interest on the Bonds, to pay costs of issuance of the Bonds, and/or to fund a debt service reserve fund for the Bonds (collectively, the “Project”); and

WHEREAS, the Authority has informed the City that the remainder of the Bonds will be issued primarily to finance and/or refinance the acquisition and rehabilitation of certain other affordable housing developments elsewhere in the state of North Carolina, and in the state of Missouri; and

WHEREAS, the Bonds or a portion thereof will be “private activity bonds” for purposes of the Internal Revenue Code of 1986 (the “Code”), and pursuant to Section 147(f) of the Code, prior to their issuance, the Bonds are required to be approved by the “applicable elected representative” of a governmental unit having jurisdiction over the entire area in which the Project is located, after a public hearing held following reasonable public notice; and

WHEREAS, pursuant to Section 147(f) of the Code, the Governing Body, following notice duly given in the form attached hereto as Exhibit A (the “TEFRA Notice”), held a public hearing regarding the financing of the Project and the issuance of the Bonds at its regularly scheduled meeting on July 27, 2015, and based on public comment is supportive of the financing and the issuance of the Bonds; and

WHEREAS, pursuant to Section 66.0304(11)(a) of the Wisconsin Statutes, prior to their issuance, bonds issued by the Public Finance Authority must be approved by the governing body or highest ranking executive or administrator of the political jurisdiction within whose boundaries the project is to be located; and

WHEREAS, the Borrower has requested that the City approve the financing of the Project and the issuance of the Bonds in order to satisfy the public approval requirement of Section 147(f) of the Code and the requirements of Section 4 of the Amended and Restated Joint Exercise of Powers Agreement Relating to the Public Finance Authority, dated as of September 28, 2010 (the "Joint Exercise Agreement") and Section 66.0304(11)(a) of the Wisconsin Statutes.

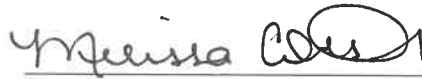
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDSBORO, NORTH CAROLINA:

1. For purposes of the requirements of Section 147(f) of the Internal Revenue Code of 1986, and based on the information in this resolution, the Governing Body hereby approves the issuance of the Bonds by the Authority, a portion of which will be used to finance the Project, in an aggregate principal amount not to exceed the amount set forth in the TEFRA Notice attached hereto as EXHIBIT A. In no event shall the City, the State of North Carolina (the "State") or any political subdivision thereof be liable for such Bonds nor shall the Bonds constitute a debt of the City, the State or any political subdivision thereof.
2. It is the purpose and intent of the Governing Body that this Resolution constitute approval of the issuance of the Bonds by the Project Jurisdiction, which is the (or one of the) governmental unit(s) having jurisdiction over the area in which the Project is located, in accordance with Section 66.0304(11)(a) of the Wisconsin Statutes and Section 4 of the Joint Exercise Agreement.
3. The officers of the Governing Body are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents that they deem necessary or advisable in order to carry out, give effect to and comply with the terms and intent of this resolution and the financing approved hereby.

[Remainder of Page Intentionally Left Blank]

The undersigned City Clerk of the City of Goldsboro, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council for the City of Goldsboro, North Carolina, in regular session convened on August 3, 2015.

WITNESS my hand and the corporate seal of the City of Goldsboro, North Carolina, this the 4th day of August, 2015.



City Clerk

EXHIBIT A

FORM OF TEFRA NOTICE

[to be attached]

CITY OF GOLDSBORO

STATE OF NORTH CAROLINA

ORDER APPROVING A CONDITIONAL USE PERMIT

The City Council of the City of Goldsboro, North Carolina, having held a public hearing on July 27, 2015 to consider Conditional Use Permit application number:

**CU-5-15 Earl Beasley – North side of East Ash Street between
Malloy Street and Barrow Court**

to operate a place of entertainment with ABC permits (restaurant and live venue), having heard all of the evidence and arguments presented and reports from City officials and having received a recommendation for **approval** from the Goldsboro Planning Commission pertaining to said application, makes the following:

FINDINGS OF FACT

1. The City Council finds that there are certain uses that exist which may be constructed, continued and/or expanded if they meet certain mitigating conditions specific to their design and/or operation. Such conditions ensure compatibility among uses and building types so that different uses may be located in proximity to one another without adverse effects to either.
2. Even if the permit-issuing body finds that the application complies with all the other provision of the City's Unified Development Ordinance, it may still deny the permit if it concludes, based upon information submitted at the hearing, that, if completed as proposed, the development:
 - a. Will materially endanger the public health or welfare; or
 - b. Will substantially injure the beneficial use of adjoining or abutting property; or
 - c. Will not be in harmony with existing development and uses within the area in which it is located; or
 - d. Will not be in general conformity with the Comprehensive Plan, Thoroughfare Plan or other plan officially adopted by the Council.
3. The City of Goldsboro's Unified Development Ordinance provides the following regulations which are specific to the applicant's request for a place of entertainment with ABC permits.

Chapter 5.5 Supplemental Use Regulations

5.5.4 Special and Conditional Use Specific Regulations

Bars, Nightclubs, Pool Halls, Places of Entertainment (both public and private and for profit - ABC Permit)

- a. Permitted Districts: Central Business District, General Business, Shopping Center, Highway Business.

The subject property is zoned General Business.

- b. Approval Criteria: No establishment shall be located within 200 ft. of any residentially zoned or developed property, church or school. Where the proposed establishment is separate from residentially zoned or developed property by a four-lane highway, the 200 ft. separation shall only apply to the properties along the sides and rear of the establishment. No establishment shall be located within 150 ft. of any other such establishment.

Not applicable to this request.

- c. Central Business District Exceptions **Not applicable to this request.**
- d. Upon complaint from any person, a public hearing may be scheduled by the City Council to determine what additional conditions, if any, may be needed to protect the public health, safety and welfare. Upon a finding that there has been an increase in the volume, intensity or frequency of the use different than set forth in the conditional use permit, the City Council after public hearing may modify, suspend or revoke the conditional use permit.
- e. Site Plan Information
 - 1. Floor plan indicating the proposed uses within and adjacent to the structure;
 - 2. Maximum number of persons occupying the structure or premises at one time; and
 - 3. Attached to the site plan shall be written statement setting for the frequency and method of maintenance, repair, refuse/recycling collection and disposal.

A floor plan has been properly submitted indicating the above information.

Based upon the foregoing 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 Section 2.2.8 of the City of Goldsboro Zoning Ordinance.

Upon motion made by Councilmember Allen and seconded by Councilmember Headen, the Council accepted the recommendation of the Planning Commission and approved the applicant's request for a Conditional Use Permit to operate a place of entertainment with ABC permits.

Therefore, because the City Council concludes that 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 to allow the operation of a place of entertainment with ABC permits (billiards and lounge) be **APPROVED**.

Thus ordered this 3rd day of August, 2015.



Al King, Mayor



James D. Womble, City Attorney

CITY OF GOLDSBORO

STATE OF NORTH CAROLINA

ORDER APPROVING A CONDITIONAL USE PERMIT

The City Council of the City of Goldsboro, North Carolina, having held a public hearing on July 27, 2015 to consider Conditional Use Permit application number:

CU-6-15 Julia Tillett – East side of NC 111 South between
US 70 East and Southeastern Drive

To operate a bingo game establishment, having heard all of the evidence and arguments presented and reports from City officials and having received a recommendation for **approval** from the Goldsboro Planning Commission pertaining to said application, makes the following:

The City of Goldsboro's Unified Development Ordinance provides the following regulations which are specific to the applicant's request for a bingo game establishment.

Bingo Game Establishments

- a. Permitted Districts: Neighborhood Business, General Business, Central Business District, Shopping Center and Highway Business.

The subject property is zoned General Business.

- b. Approval Criteria
 1. The applicant shall deliver to the City sufficient evidence that they comply with State requirements for bingo game establishments as specified in GS 14-309.5-14. **Applicant has submitted a statement indicating that she will comply with all applicable State requirements.**
 2. Bingo establishments shall only be permitted in the O&I-1 district if they are associated with a church and conducted in a religious facility on the same site. N/A
 3. Establishments proposed for Neighborhood Business Districts shall front on a highway having a minimum of four lanes. N/A

4. The conditional use permit shall be issued for a one-year period with automatic renewal for additional five-year periods provided the site is maintained in a satisfactory manner as originally approved.

The applicant has submitted a site plan indicating that the bingo establishment will be operated in two units within the Southeast Plaza Shopping Center. There is sufficient parking for the bingo establishment. Hours of operation will be from 10:00 a. m. to 12:00 a. m., Sunday through Thursday and from 10:00 a. m. to 2:00 a. m. on Friday and Saturday. A total of four employees are proposed.

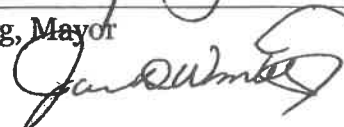
Based upon the foregoing FINDINGS OF FACT, the City Council makes the CONCLUSION that the proposed use **does** satisfy the general conditions imposed on the Council in its deliberations for issuing a Conditional Use Permit under Sections 2.2.8 and 5.54 of the City of Goldsboro Unified Development Ordinance.

Upon motion made by Councilmember Allen and seconded by Councilmember Headen, the Council accepted the recommendation of the Planning Commission and approved the applicant's request for a Conditional Use Permit to operate a bingo game establishment.

Therefore, because the City Council concludes that 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 3rd day of August, 2015.


Al King, Mayor


James D. Womble, City Attorney