MINUTES OF MEETING OF MAYOR AND CITY COUNCIL HELD
JANUARY 17, 2017

WORK SESSION

The Mayor and Council of the City of Goldsboro, North Carolina, met in a Work Session in the Large Conference Room, City Hall Addition, 200 North Center Street, at 5:00 p.m. on January 17, 2017 with attendance as follows:

Present:
Mayor Chuck Allen, Presiding
Mayor Pro Tem Bevan Foster
Councilmember Antonio Williams
Councilmember Bill Broadaway
Councilmember Mark Stevens
Councilmember David Ham
Councilmember Gene Aycock
Jim Womble, Attorney
Scott Stevens, City Manager
Melissa Corser, City Clerk
Jimmy Rowe, Planning Director
Jennifer Collins, Assistant Planning Director
Rick Fletcher, Interim Public Works Director
Scott Barnard, Parks & Recreation Director
Felicia Brown, Assistant Parks & Recreation Director
Russell Stephens, Recreation Superintendent
Gladys McClary, Recreation Center Leader
Brad Hinnant, Server Database Administrator
Mike Wagner, Interim Public Utilities Director
Shycole Simpson-Carter, Community Relations Director
Marty Anderson, City Engineer
Allen Anderson, Chief Building Inspector
Sam Taylor, Electrical Inspector
Pam Leake, Interim Human Resources Director
Ashlin Glatthar, Travel and Tourism Director
Octavius Murphy, Assistant to the City Manager
Richard Farfour, Assistant Fire Chief
Julie Metz, DGDC Director
Erin Fonseca, Promotions Coordinator
Gretchen Reed, Citizen
Rochelle Moore, Goldsboro News-Argus
Lonnie Casey, Citizen
Shirley Edwards, Citizen
Ismail Qandeel, Citizen
Milas Kelly, Citizen
Douglas Safford, Citizen
Shirley Swift, Citizen
Audrey Dudley, Citizen
Sylvia Barnes, Citizen
Kim Simpson, Citizen
Dorian Thompson, Citizen
Carl Martin, Citizen
Joe Thomas, Citizen
Bobby Mathis, Citizen
Della Mathis, Citizen
Trenez Briggs, Citizen
Inez Briggs, Citizen

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

Invocation. The invocation was provided by Councilmember Broadaway.

WA Foster Recreation Center Suspension Policy. Ms. Felicia Brown shared the following information:

- Organized Play Rules:
    - Sports Leagues – Youth Basketball, Adult Basketball, Youth Soccer, etc.
    - Summer Camps – Summer Day Camp, Sports Camps, etc.
- Goldsboro Parks & Recreation Parent's Code of Ethics
- Camp Registration Form
- Emergency Contact and Release Authorization
- Free Play/Open Gym Rules:
    - No alcoholic beverages or drugs allowed.
    - No profane or insulting language.
    - No firearms or weapons.
    - Gambling is not permitted.
    - Respect other participants and city property.
    - No sleeping/lounging.
    - Do not sit on equipment.
    - Please use earphones when listening to personal music.
    - Properly dispose of all trash and clean up after yourself.
    - Violators will be denied use of the building.
- Other Towns and Municipalities:
    - Clayton Parks and Recreation – no formal written rules because each situation is different.
    - Kinston Parks and Recreation – discretion of center leader.
    - Raleigh Parks, Recreation and Cultural Resources – written policy that reads violation of Code of Conduct will result in suspension from one day to indefinitely.
- Dismissal and Suspension Recommendations:
    - Level 1-At discretion of Center Leader or Supervisor on Duty
        - 'Dismiss'-notified verbally
            - Examples of behavior that would warrant being 'sent home':
            - Excessive Profanity, scuffle/fight, disrespect/intentional damage of equipment, disrespect of staff/coach/volunteers and public display of affection
    - Level 2-At discretion of Center Leader with notification/consult with Superintendent and/or Assistant Director
        - 'Temporary Suspension' of 2-7 days'-notified verbally
            - Examples: Repeated dismissals, fighting and not backing down after heat of moment
    - Level 3-At discretion of Center Leader with notification/consult with Superintendent and Assistant Director
        - Suspension of 3, 6, or 12 months-notified in certified letter
            - Examples Repeat offenses of Level 2/1, Violence and Criminal Activity
        - Suspension can be appealed to Director and City Manager

Mayor Pro Tem Foster stated he felt a policy should be in place; a year suspension for a disagreement is unfair. Mayor Pro Tem Foster stated he did not want people kicked out for a year.

Councilmember Stevens stated he felt if a weapon was involved there should be an indefinite suspension, Mayor Pro Tem Foster stated he agreed.

Councilmember Williams asked Ms. Gladys to share a scenario when someone may be suspended for a year.

Council discussed staff's recommendations and agreed staff could proceed with the proposed policy, any suspension beyond three months, the City Manager should approve.

Re-inspection of Condemned Property from Hurricane Matthew. Mr. Stevens stated he did not ask Allen Anderson or Sam, our electrical inspector, to have a

presentation but they are here for questions. Mr. Stevens stated as we went through Hurricane Matthew we had a number of areas that flash flooded in the City, primarily near Stoney Creek, but other areas as well. Water came up pretty quickly and receded on that Saturday. Then we had areas that did more of the river flooding that went into the Tuesday and Wednesday to the peak of flooding; of that we had 400 plus structures that we put condemned signs on and these structures were ones we had seen water under and we had some reason to believe they had electrical issues, or mechanical issues or had water that had gotten into the insulation or into the house. Mr. Stevens stated I say very few of the 400 plus homes, the number of homes it got into is low. As we came through that, we went back out on the Wednesday, Thursday, Allen and I talked a lot about homes and electrically would they be safe. Duke had called, Duke had pulled some power, they were going to pull all the condemned homes, and we asked if there was a way to work around, we had a number of conversations with Duke Energy about how to keep people in their homes. The power had been out, Duke was beginning to restore power, but was going to pull on condemned properties. Duke was trying to make sure they were electrically safe, we were trying to make sure they were electrically safe, we were all trying to cover liability, because if you turn it on and then you have an issue where a home burns down or worse, someone is hurt because of it, we would have liability and feel bad about those decisions. We were trying to work through that. In speaking with Allen and Sam, we hired local electrical contractors to go out with staff to try to inspect these 400 plus homes in a quick timeframe. We did it in about two days, we paid the contractors $50 a home, it was a quick look, it was not a crawl under, most of the houses, the water had dropped down, you could see where the water had been, they did not crawl under many but they either saw electrical disconnect that had water above it, they saw wiring hanging down; Allen had shared the wire that had the cloth coating, so we felt we had seen something. It was not a full inspection, but from an electrical stand point it was saying at the least some electrical component got wet, that we felt like the electrical system needed work or needed to be replaced. Whether it was a disconnect or wiring or so forth. As we went through that list, about 30 or 40 did not have to be disconnected, the other 30 or so were people who we thought were doing the work. Some of the flash flood areas particularly along the Willow Run, Harris Street area, Mr. Stevens stated I do not know if there are 40-50 units there, but many of those flooded and I believe many were doing the work with electrical contractors by the time we were doing these physical inspections. So Allen and I discussed an area, I did not recognize it was Willow Run at the time, but we did discuss an area, where they were doing contractor work and would we allow them to continue that work or not pull the power. So that is where we ended up, we did not pull the power in Willow Run because they were fixing them for the most part. Today there are still a few that aren't, they are at least 8, we are trying to talk through that with the owners, but we had power back on and not had problems, but they could. I would like to tell you there are no others, in terms of areas of the City we missed, I am sure there are some other areas that flash flooded, in some cases a week later. Mr. Stevens shared a lady told him in her house she turned the power on and sparks were moving around, we did not catch that one in the flash flooding but is one I believe has since been repaired. We have had a number of conversations on how we do re-inspect and I really thought it was as simple as going back and looking at where the water level was, the two or three days following the flood you could see watermarks or trash marks, it was pretty easy to see that; if I go back out today, there may be a water stain on wood where you can see it but in a lot of cases what was there on mortar, a trash or debris line that the flood left, that will not exist in all the cases today. So to re-inspect was this wire actually in the water or not, today is going to be hard for us to tell in most cases. We still have a substantial number without power, maybe 150, due to needing electrical work done or mostly electrical. We have spoken with an electrical contractor, said he would go out do a report for us to say it is pretty obvious it go wet, or it did not get wet in his opinion. Mr. Stevens stated I think if he goes out and reaffirms the ones that got wet, it would reaffirm what we done. The challenge is if he said he does not believe it needs to be replaced, we as a city, Sam and Allen as our inspectors are charged with enforcing the state building code. Contractors are charged with building to the code, we are supposed to make sure they do it. For a contractor to tell me it is ok, I do not believe that relieves these two guys individually or us as a City. I don't think you could accept that, I think you could accept, again it pushes us a little bit, but bringing in a design professional for the ones this electrical contractor feels don't need any work done to them, if he gets a design professional to certify that, to me that is higher than the code, because he would be

more trained in electrical. If you get an electrical engineer working with a contractor that would say, I believe this house to be safe, we have not eliminated the City's liability but I think you could sit somewhere if you had a problem and reasonably defend, that we had a person who was much more educated in electricity than the state building code we are enforcing in terms of liability.

Mr. Stevens stated we have talked a lot with the Department of Insurance and to say their answers are clear, they are not. When we say something went under water, does it have to be replaced, the answer is it depends, but the cloth wiring that went under water, their electrical engineer that Sam has talked to has been under the opinion that if the cloth wire got wet, it should be replaced. That has been our challenge. Today you can go out there, the cloth is probably coming apart but the insulation underneath is ok, so all you are going to have is two loose insulated wires, but what if there are minerals in the water that might arc in a day or a week and I guess that's the uncertainty with the electrical engineer from the Department of Insurance which is involved in the state building code and in helping building inspectors to make determinations across the state. He stated I think the folks at the Department of Insurance are well educated, well intentioned and they are always conservative and feels like it is because in their opinion when they are making a determination from a distance it could be life or death.

Mayor Pro Tem Foster stated starting with Willow Run, you say you did not pull the power because they had contractors out there working. Willow Run did not have contractors, they had people come out and do demolitions which is a big difference. They had people tearing out, taking things out of the house, but they had very few contractors, if any because doing any actual repair work during those days, because I was out there every day. Mayor Pro Tem Foster stated in Willow Run anyone who add a second level had to go to the second level because the water was so high, it was over outlet high and to me water still got into those outlets, there were sparks out there. Mayor Pro Tem Foster stated I know someone personally who stays out there. Like you said, they were condemned but the power was never pulled, which if I pull all of John Street and don't pull Willow Run, I'm not pulling because you have a contractor out here already even though it is not a contractor, it is someone doing demolition versus on John Street, we are doing our own stuff, pulling our own furniture out, how is that fair, how is that a safety regulation if we are not concerned for both sides of town but water was hip level in Willow Run versus some of these houses where water only got into the crawl space, doesn't mean the electrical wiring got wet. Mayor Pro Tem Foster stated to my understanding, you condemned all these houses in how may days?

Mr. Stevens stated he would say most within the week.

Mayor Pro Tem Foster stated a lot of people who were in their houses during that time and their power was pulled during that time, had no issues, no problems, but then I get questioned why Willow Run still had their power. I can see where that is totally unfair. I can see where Duke Energy called and asked you for the condemned list, pulling power. For my residents that called Duke Energy while sitting in their houses, Duke Energy said the City asked for the power to be pulled, which are two totally different things. We are about fairness throughout the City, right is right and wrong is wrong. We have 120 houses in my district that is still condemned, we got all these houses inspected over a couple of days but now we are having an issue going back out and re-inspecting the properties saying we don't know how are we going to do it. How did we do it in the first place, was it done right the first time. He stated when I took this seat, I took it for fairness. I took this seat for equal treatment of all residents of Goldsboro. Mayor Pro Tem Foster stated in my district I have two sets of people getting treated differently, I have an issue with that. There were places on Oak Forest, not saying you can check every house, businesses along Ash that were flooded that had condemned signs but still had power on so they could make repairs. Why were all these people whose power was pulled and they were already in their houses with no problems; if it is ok for Willow Run and these businesses and we put them in harm's way?

Councilmember Stevens stated he received a call the night of the flooding from a resident in Willow Run who said they needed to be evacuated and he called the Fire Department;

if the power was not shut off that's a problem. He shared concerns regarding places along Walnut, Chestnut and Denmark area that still have condemned signs.

Mr. Stevens stated I do not know how to fix if there was something unfair done, I know the intent was to be safe and try to help the residents, not hurt them. We have not had any malice on our side in trying to pick an area or not pick an area, whether it appears or does not appear that way. We spend a lot of hours, staff worked weekends and nights and extended times trying to help it and Allen and I had numerous conversations on how not to cut the power off. I do not know how we can fix it today. We can hire, we have talked to an electrical contractor, he can go out and reaffirm those that do not have power, it will cost about $40,000 if you would like to allocate that money, there is no reimbursement, that would reaffirm those without power should not have power, but for the 10, 15, or 20 that he says should have power, he has to have a designer say that too and that will be another couple of hundred dollars. I'm not against spending the money if people can get back in their homes. Mr. Stevens stated I'm for it that is what we tried when we hired the electrical contractors and spent $20,000. Mr. Stevens stated I do not know how to answer the question why we have not cut the power in Willow Run, there was not anything mean spirited or wrong, just the decision made in a time when all of this was going on. I believe they had electric permits doing some work. Now I'm sure the demolition work was occurring too, I think we can show they had a number of permits for the units.

Mayor Pro Tem Foster stated he was not saying they did not have permits, at the time the power was cut off, they had crews out there working for demolition. One portion of Willow Run backs up to Best Street, I have a resident on Best Street you can basically look in her back yard and see Willow Run. Her house was condemned, power turned off but Willow Run still had their power. There is no excuse for that when no water got in her house but water hip level got into Willow Run. Mayor Pro Tem Foster stated I feel like at this point we owe citizens of Goldsboro that may still have condemned signs, we owe them whatever we can do to help them in this situation, regardless of the cost.

Councilmember Aycock stated we can put the blame anywhere, we need to find a solution. You have 150 homes or more that are condemned, let's let the City try to get everyone back in their homes.

Council discussed. Mayor Allen stated he felt anyone who doesn't have power because their home is condemned should be able to call into Inspections and ask for a re-inspection; we will go out there, take the electrician, if he says it is good we will let the engineer certify, and if he says it should have been condemned then it is not an issue.

Mayor Pro Tem Foster stated he thinks that is fair. Council agreed.

Mr. Stevens shared information regarding the FEMA buy-out program. He stated we have door hangers going out for the FEMA buy-out program. When people ask, how are you going to help us not go through this flood again, the answer is you get them out of the floodplain, but it is a voluntary program. We cannot make people participate. We do not know all the particulars but we do know that you have to register with FEMA, or you don't get considered. We are working with the County and the deadline for us to apply is March 31st. We are working through that. Mr. Stevens stated he just wanted to be sure Council is ok with staff putting out those hangers, as it encourages people to register their home, be in a buy-out program even if they are not sure today, because they change their mind, they can always withdraw from the program but they cannot always get in the program. Mr. Stevens stated if Council is ok we can get the hangers out and include information regarding the electric as well. Council agreed staff could proceed.

Councilmember Williams stated gentlemen we know you have a tough job, we know it is not easy, keep your heads up.

Mayor Pro Tem Foster stated we were put in by our constituents for the constituents so if there is an issue, I have to address it. Thank you for your time, all the man-hours, thank you for what you have done, we appreciate it.

Mobile Office. Mr. Stevens shared the hospital has two modular units. They would like to give us one of them, it is a 28 x76 unit. It is 2100 sq. ft. It is approximately 20 years old. It is divided up into 12 offices, a toilet and a conference room. It is approximately $10,000 - $15,000 to move and set-up. We have asked departments what they might do with it, the Fire Department has expressed interest in using it at the training grounds (it would have to be elevated due to flood elevation), Public Works and Parks and Recreation have also expressed interest for additional office space. Mr. Stevens stated we are considering setting up it at Public Works for office space and for Parks and Recreation if needed, should we proceed with Herman Park Center, if Council is ok with accepting. Council agreed staff could proceed.

Retreat Dates. Mr. Stevens shared Council had discussed February 15th and 16th and February 22nd and 23rd as possible Council Retreat dates. Council discussed and agreed to February 15th and 16th as Council Retreat dates.

AMR Committee. Mr. Scott Stevens asked if any members of Council were interested in being a part of the AMR (Automatic Meter Reading) Committee. Councilmember Broadaway and Councilmember Ham expressed interest.

Cover Agenda. Each item on the cover agenda was generally discussed. Additional discussion included the following:

Item H. Reimbursement Agreement with Duke Energy for Plug-In Electric Vehicle Charging Station Project. Mr. Anderson stated the City applied for dual port station to be installed at John Street Parking Lot, Convention Center and Wayne Community College. On November 8, 2016 staff was notified of receiving $10,000 from Duke Energy for the installation of a dual port charging station with locations requested being approved. Upon reviewing the reimbursement agreement staff recommends accepting the funds and installing a dual port charging station in the John Street Parking Lot. Council agreed staff could proceed.

Item J. Schematic Design Selection – Herman Park Recreation Center. Councilmember Ham asked if the proposed design had been put out for the public to review. Mr. Barnard stated the plans were developed from public input. Council asked that Item J. Schematic Design Selection – Herman Park Recreation Center be removed from the Consent Agenda and asked staff to put the two designs out for public review and voting.

Item L. Selecting a Media to Successfully Market and Promote the 2017 Wings Over Wayne Air Show. Ms. Ashlin Glatthar shared three advertising options:

Option 1 allows a net $1,186 in the $10,000 set aside from the T&T budget. Option 2 requires $18,988.59. It includes radio, TV, and billboard options in various markets in NC. Option 3 requires $29,880.59. All three advertising methods will be used to target NC, SC & VA markets.

Council discussed. Councilmember Broadaway asked if the County would also contribute. Mr. Stevens stated up to $10,000 has been discussed with the County. Upon motion of Councilmember Williams, seconded by Councilmember Stevens and unanimously carried, Council selected Option 2 in the amount of $18,988.59.

Item O. CU-17-16 Ismail Qandeel – Northwest corner of South Slocumb Street and Harrell Street. Councilmember Ham stated he has thought long and hard on this request. This business has been under scrutiny of the Police, the City, the newspaper and others. Councilmember Ham shared when he was an early teenager he lived in what was called the war housing project. He shared the war housing project and Fairview homes had their own grocery store. They were run by Sam and Carl Watson. They had fresh produce and had a cut to order meat market. Things change, the war housing project was torn down and new units built; both lost the grocery stores. The residents of S. Slocumb Street deserve a grocery facility not a convenient store that sells cigarettes and beer. They need a place to shop that is clean, safe and meets the City code. The City and other agencies involved need to monitor and ensure the requirements placed are

enforced and continually enforced. There is a group of concerned citizens who are trying to bring a grocery store to that area, I commend them for that. Am I opposed to this gentleman running this store that's in the paper, yes, but they need something on an interim basis. I will only vote for that if I can absolutely be assured these conditions stated will be fulfilled in a timely manner and are continually monitored.

Mayor Pro Tem Foster stated his grandmother has owned a home on Slocumb Street across from the Country Club since 1972. He stated he was raised by his grandmother and Bob's Supermarket and Brookside were stores that we went to, we had no other choice. We walked down there, got stuff you needed and brought it back to grandma's, but at that time those stores had fresh vegetables, fresh fruits, and if we allow a convenient store to go in and require none of those things, and which the time he has been at Brookside has not had any of those things. I don't see him having it now and a food desert is a place where all those things are required with none of those things being provided, it is still a food dessert. Mayor Pro Tem Foster stated the owner has broken a couple of laws, a couple of violations already. I think we will have to have extra manpower to monitor his store, and there are other areas of the city that need to be monitored. How long will that last, I think it's unfair to the citizens because there are other areas that need to be monitored. Mayor Pro Tem Foster stated he is totally against him having a store on any level.

Councilmember Stevens stated he never lived on Slocumb but remembers his father going to Bob's. He knew cashiers, he would buy his meats from there, and everyone in the neighborhood knew each other. I can't say I know the owner, I do agree with both, if it goes through it needs to be monitored.

Mayor Allen stated Mr. Qandeel, I do not know if this is going to pass or not tonight, but I do want you to understand that if this passes you will be watched. I was in your business this past week and so were a couple other councilmembers and there were 10 young men outside loitering. You cannot let that happen, it is up to you. The litter around your place, it is up to you. You are running this business, and I am telling you, you can be a compliment to this community, you can give them good service, provide them the good food they need and we will help you anyway we can. If you go over there and continue to do business like you have in the past, we will shut you down. In a month, I want you to tear Brookside down.

There being no further business, the work session adjourned at 6:53 p.m.

CITY COUNCIL MEETING

The Mayor and Council of the City of Goldsboro, North Carolina, met in regular session in Council Chambers, City Hall, 214 North Center Street, at 7:00 p.m. on January 17, 2017 with attendance as follows:

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

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

Dr. David Karn with Adamsville Baptist Church provided the invocation. The Pledge to the Flag followed.

Approval of Minutes. Upon motion of Councilmember Aycock, seconded by Councilmember Ham and unanimously carried, Council approved the Minutes of the Work Session and Regular Meeting of December 5, 2016 and Special Called Meeting Minutes of December 15, 2016 as submitted.

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

1. Jacquelyn Barnes, 1710 S. Slocumb Street, Apt. A, Goldsboro stated she lives with her 91 year old mother as her caregiver. We have lived at this address since November, 2015 and I stand in strong passionate support of Brookside making a transition to Bob's #2. Goldsboro is my hometown but I have not always lived here. As a former military spouse, I've had the great fortune of living in Athens, Greece and Clovis, New Mexico but you cannot replace a hometown. The back gate of Seymour Johnson Air Force Base leads to Slocumb Street. "Do More, Be More, Seymour" but yet the back gate looks like a war zone. We can't invest in the infrastructure of downtown Goldsboro and allow other parts to die. Let's allow the business to open, let's embrace the business, let's admire the owner for the courage, patience, and the desire for community. My mother and I do not have transportation, my choices are Brookside, A&K Grill and Beestown. As a caregiver, if you take Gateway it is going to take 3 hours. Let's not build walls, let's build bridges. If there is a vision there is possibilities, there is additional space at this building. Ms. Barnes stated I stand tonight in support of Brookside opening in Bob's #2 location. I know what it is like to lay on the floor and listen as every vehicle goes by wondering if it's going to leash a firestorm of bullets into your home. At my current residence, the building has been shot up in the past year, but I cannot live in fear, we can't live in fear and we cannot stand in the way of progress. So gentlemen, let's make Slocumb Street great. Allow the doors of Bob # 2 to open and thank you for your consideration.

2. Shamika Ross, 206 Day Circle, Goldsboro, stated I am from Washington D.C. and I have been here for seven years now. When I first moved here I did not have any kids, now I have three beautiful daughters. My oldest is 6 today. I am here because since I have been here, Bob's and Brookside was open. Ms. Ross stated she became close to the owner, Mr. Sam, and when he told us the store was closing it really hurt us, because we do not have a store there. I understand that you want to close Brookside, but open Bob's, I think that is a good idea. I was told a dollar store may be going in. There are a lot of problems out there, not just at the store. It is going into the neighborhoods where we sleep at and everything. We still need a store, I hear you all talking about stories when you grew up, how you had fresh meats, we can get that again. Ms. Ross stated I really think if you help Mr. Sam by not closing him down, it will help everyone else.

3. Kim Simpson, Dudley, stated she has been a resident of Wayne County for 12 years. I have known Mr. Sam for 12 years, he is a wonderful person and knows how to treat the elders in the community. I understand what you guys are saying, it is time for a change. I think we can open Bob's and bring something positive to the community, like a store with a restaurant. I will be that cook. I ask that we give him a chance, if you want to talk about closing some store, close Donnell's. Ms. Simpson stated I hope you guys find it in your heart today, to let Sam stay in his community. I live in Dudley but when I come to Goldsboro I spend my money with Sam, I can get some motor oil, some chips, some soda, and sometimes he might let me sell plates if I have a permit. I've seen him run people off from the store.

4. Trenez Briggs, stated she has lived in the Grand Day Apartments since 2004. Ms. Briggs spoke in favor of Brookside. We have bread, milk, pampers, it is hard to get a ride out of Green Acres at night. She stated it is our own little Piggly Wiggly if we do not have it, you will probably see a trail of people walking. Ms. Briggs stated she understands what you are saying about the drug dealers and everyone that is hanging around there, which is not right. You should see Sam running those people away, he is only one man. We need police enforcement to their part. Please let us keep our little building. Thank you so much.

5. Shirley Swift, stated he is a good man, I live down the street from him and he would do anything for me. Ms. Swift stated I do not have transportation and I do not drive. She stated he does his best to keep them away from the store. If I don't have cash, he will give me credit and I pay him when I receive my income. Ms. Swift stated he is a good man and a good friend.

6. Inez Briggs, 605 Day Circle, Goldsboro stated they have said mostly everything that is on my mind but I do still have something I want to ask. I have a car, I do not walk to Brookside that much, but at Bob's #2, we have a lot of kids going to the store, we have a lot of elderly people going to the store. I wondered if we could get any consideration and get a red light. Sometimes people are speeding and we need help slowing them down so children can cross the road, so the elderly can cross the road.

Mayor Allen stated we have some people who can take a look at it.

7. Tyrone Oates, stated he has been the clerk at this store about 5 years. He has been shot at, stabbed, maced, spit on, you name it. We do not always have the best customers, the neighborhood has changed over the past few years. He does need to do a better job keeping the litter off the streets. You don't see the people coming in but I do as the clerk, people coming in short, no money for pampers, milk; you cannot walk to the Piggly Wiggly and get free milk. Piggly Wiggly is not going to give you a credit account to get pampers. I've seen him help the community in the past years. A lot of gangs have moved into this community and when you ask them to leave if they are causing a problem, they tell you this is their house. Mr. Oates stated nevertheless the store needs to be there for the community. Does he need to do a better job, sure, put that store needs to be there.

8. Georgia Lavarreda, 1908 Harris Street, Goldsboro stated she is on the Board of Directors for the Willow Run Homeowners Association. Somewhere last summer they started a project of relining the sewer pipes. Ms. Lavarreda shared some photos showing damage. Ms. Lavarreda stated they are slowly removing equipment, this project has lingered forever. They have cut up the streets, broken driveways, left deep ruts in the yards and they still have the large pipes in our yards. One of our biggest concerns is who is going to do the repairs, second there is a walk across bridge between Taylor Street and Stephens Street, under the bridge there is a large piece of concrete, under the concrete there is a culvert, toward the end of construction the culvert started leaking sewage into the waterway. Will that be a part of your repair, how will that be handled?

Mayor Allen asked the City Manager to check into it. I assume the project is not finished.

Mr. Scott Stevens stated our contractor is responsible for fixing that, we will do a final inspection before we pay them. We will make sure they are aware. Mr. Stevens stated there should not be leaking sewage, that will be something we look at tomorrow.

9. Camico Speight, 1713 S. Slocumb Street, Goldsboro stated she spoke to Council last month regarding the store Brookside. I sympathize with everyone who has spoken tonight. I totally agree we do need something in that area, but however, I informed you all that I have been living in this community for 24 years, and I just want to inform everyone the business, personally to me, will not be a benefit to community it so desires to serve. Ms. Speight stated I feel we need something more than a convenience store, we need a supermarket, we need something that serves things of nutritional value and this area has been labeled as a food desert. Let me provide you with a visual as to why this establishment should not be allowed to open and how this will not be a good start to your business. Slocumb Street is a long road, notice how each block changes. We now have convenience stores located every so many blocks. The block located between Ash and Mulberry is pretty

scenic, but the blocks From Mulberry to Walnut to Chestnut to Spruce, to Pine to Elm, why the sudden change. The sudden change is because you have a store at the corner of Chestnut, it used to be there but now is gone. Anyone familiar with that store, it will be the same scenario we have or will continue to face at Brookside. But you have Donnell's continue onto Olivia Lane, Wilmington Avenue, Wayne Avenue, which does not appear any better. You have Beestown or Manhattan Grocery at the corner of Wilmington Avenue and Slocumb. Things clear up once you go to Newsome, Public, Stadium, Bunch, Harris, Hamilton, Weaver and King and you are at Eden's Place, the scenery changes, almost looks deserted. A church, a few houses, and what's in the area, another convenience store, which maintained the name of Bob's #2 long after the supermarket closed. Loud music, vulgar language, littering, loitering, men urinating on the side of the building, facing my home. My father, my sibling and myself constantly picking up trash and upon existing our home being hit with the stench of urine from the owner not providing a restroom for paying customers. Shootouts and even a murder committed by the previous owner himself have occurred on this property. I have faced these issues as a child and as an adult you are telling me I have to face them again; but you are informing me, a law abiding, tax paying citizen, daughter of a man who gave this City 30 years and is a retired Captain of the Fire Department, you are telling me this is what our community needs. Let me ask you, is this what you want next door to your home? How is it that lights and building permits are approved without approval of the Council first? Why was no legal action taken outside of the recent visits to stop him from selling items? Would another store owner be afforded the same opportunity to sell products out of a store marked condemned for two years? Why were his penalties so light for selling alcohol under his brother's name, is that not identity theft? To top it all off, an average of 21 calls per month to this one establishment for complaints alone in one year. Do you really think that I want this to be beside my home? Do you think this is setting an example for the residents of this community? Ms. Speight stated to me there is no accountability, there is no responsibility, there is a lack of leadership on Mr. Qandeel. If you introduce and open an establishment into a community you are to make it better, not make it worse, or destroy what is left. Mr. Qandeel says the community needs food and medicine and that is a true statement. That is also being met by utilizing the City bus system and at the other grocery stores in Goldsboro. I have read that you wanted to extend the hours to allow people to have the option to go to stores at a later time. Sir, if we have managed without a decent grocery store, especially one of substandard quality that has broken rules for years, and this is allowed to be continued, I believe the residents deserve better than what has been allowed and what we have received. This establishment will not alleviate the food desert or even help with what he plans. It will just continue it and grow it. Nothing of nutritional value has come out of these stores, and unless an organizational change happens to this store, the fate of the new store will suffer the same as the old one, which will force him to relocate and start again. Ms. Speight stated she saw a quote in a movie, "A great civilization is not conquered from without until it has destroyed itself from within." So councilmembers would you not agree with this quote. Ms. Speight stated poverty, crime and a food desert, all issues that have been known about for years in this area, so I ask you to think long and hard before you cast your ballot.

10. Nicholas Brown, 202 W. Seymour, Goldsboro, stated this man can fuss and tell these boys to get away from this store all he wants, all them boys will talk junk. When the police come out, what do they do, nothing, they watch these boys tell them without running their mouths and saying it, they are not going anywhere. Police come, police watch the boys walk over and stand somewhere else, when the police leave, the boys walk back to the store. So what can he do, when he asks for help this is what happens. Now this nice young lady back here has probably never been in a poor community, and it is not all about her father and her because you have children. Think about these children who are already walking to the center, they walking somewhere else

to try to go to a store and one of these children get hit; it's because we do not have a store in the community. When the man calls and reaches out for help, you give him a piece of help, not a lot of help. If you go to the Piggly Wiggly, you see some of the same stuff you are talking about at this store, you see more of it at the Piggly Wiggly. Mr. Brown stated it's a grocery store and you go in trying to buy groceries when you come out you have people asking you for money, there are drug dealers there too and there is a police in the store. He stated I feel sorry for your father and stuff, everywhere you go someone is going to play loud music, there is going to be a lot of stuff going on but when you are trying to hurt the whole community, it ain't just about your father …

Mayor Allen stated sir you are talking to us, we are not going back and forth.

Mr. Brown stated for her to just get up here and say her dad was on the Fire Department and he did this and he did that. You have a lot of people who pay taxes, I pay taxes when I get my disability check, you take taxes out of that. It's just not about her family, it will hurt everyone when this store leaves. The man does not know what else he can do to get on your level. If you put a dollar store or a Family Dollar, they sell beer.

11. Lonnie Casey, 1700 S Slocumb Street, Goldsboro, stated I have sat here and listened long enough. Number one, I looked after that store for eight months before the store closed when the owners went to Alabama. I am the representative of the owners now. It is in his lease, no illegal activities can go on over there, we all know he cannot get a beer license. So that is beside the point lady, your father never had a problem. If someone was standing outside that store, they would call me and I would go down there and run them off. There were signs on the store, no loitering and it is not going to happen, I have the owner's number in my phone, so if it happens Bryant will have him out of business.

No one else spoke and the Public Comment Period was closed.

Councilmember Broadaway read the following Proclamation.

Emerging Technology and Entertainment Weekend Proclamation. The 7th Annual Praxis Film Festival will be held Friday, February 3, 2017 from 10:00 am -10:00 pm and Saturday, February 4, 2017 10:00 a, - 10:00 pm at the Paramount Theatre in downtown Goldsboro. The Carolina Games Summit will be held Saturday, February 4, 2017 from 10:00 am – 8:30 pm and Sunday, February 5, 2017 10:00 am – 6:00 pm in downtown Goldsboro, NC. The City of Goldsboro is pleased to welcome the participants, vendors and guests to the Carolina Games Summit and Praxis Film Festival and welcomes them to come back to Goldsboro regularly. Mayor Allen commended observance of this week and proclaimed the first weekend in February as "Emerging Technology and Entertainment Weekend."

Mayor Allen and Councilmember Stevens presented a framed copy of the Proclamation to Mr. Jack Cannon and Mr. Michael Everett.

Z-1-17 Elton Barnes – South side of Hooks River Road between US Highway 117 Bypass and North George Street (R-6 Residential to RM-9 Residential Mobile Home). Public Hearing Held. The applicant requests the RM-9 zone in order to allow the placement of one manufactured home on the property.

Frontage: 160 ft.
Depth: 145 ft. (approx.)
Area: 23,200 sq. ft., or 0.52 acres

Surrounding Zoning:	North:	General Business and I-Industrial
	South:	R-6 Residential
	East:	R-6 Residential
	West:	R-6 Residential

The property is currently vacant.

The requested RM-9 Residential zoning district would permit the placement of one manufactured home on the property.

The City's adopted Land Use Plan recommends High Density Residential development for the property. The requested RM-9 zone would be considered medium-density residential according to the Land Use Plan.

City water is available to the property. City sewer service is not available, however, a City sewer main is located approximately 100 ft. from the subject property. The property will be required to connect to City sewer.

If approved and a manufactured home is placed on the property, a masonry or brick foundation completely surrounding the base of the unit will be required. In addition, other manufactured home standards would have to be met including that the home shall have the appearance of a site-built single-family dwelling unit permanently located on the lot which will require a pitched roof, horizontal siding, no visible rust, and all windows and doors to be in working condition.

The applicant's home on Vail Road in Pikeville was recently destroyed by Hurricane Matthew and he now wishes to relocate to the subject property.

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

No action necessary. Planning Commission will have a recommendation for the Council's meeting on February 6, 2017.

CU-1-17 Mazin Saleh – East side of NC 111 South between Southeast Drive and US Highway 70 East. Public Hearing Held. The applicant requests a Conditional Use Permit to allow the operation of an internet gaming business.

The proposed use is to be located in two units within the Southeast Plaza Shopping Center. The space has a width of 60 ft., a depth of 60 ft. and a total area of 3,600 sq. ft. The property is zoned General Business.

A Conditional Use Permit was previously approved for this location in 2012 and the Permit was modified in 2014 to increase the number of games permitted from 50 to 80.

The property is located within the 70-75 decibel noise overlay zone associated with Seymour Johnson Air Force Base. This request has been forwarded to Base officials and no objections have been submitted.

The internet gaming business has not operated for more than six months, therefore, a new Conditional Use Permit is required. The applicant contends that software to be utilized at this time is compliant with State law.

The following information has been submitted with the application:

No. Employees: 3
Hrs. and Days of Operation: Monday-Saturday: 9:00 a. m. to 11:00 p. m.
Sunday: 12:00 Noon to 10:00 p. m.
No. of Machines: 30

There are a total of 263 paved parking spaces serving the shopping center and, based on retail area, the shopping center requires 172 parking spaces. With the inclusion of the internet café, an additional 48 parking spaces will be required. There will be sufficient parking at this location to provide for all uses within the shopping center.

Since residentially zoned property exists to the rear of the site, a modification of the 200 ft. distance requirement will be necessary. The property is vacant farmland.

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

No action necessary. Planning Commission will have a recommendation for the Council's meeting on February 6, 2017.

CU-2-17 Michael Spriggs – Southwest corner of US 117 South and Neuse Circle. Public Hearing Held. The applicant requests a Conditional Use Permit to allow the operation of a used car lot.

A Conditional Use Permit was initially approved for this site in 1999 for the operation of a used car lot. In 2000, the Permit was amended to allow expansion of the car lot operation. At that time, a modification of the landscape buffer requirement along the rear property line was approved since adjoining property was acquired through hazard mitigation and will not be developed.

The used car lot has continued to operate under various names and has changed ownership and ceased operation for more than six months.

Frontage: 100 ft.
Depth: 200 ft.
Area: 20,000 sq. ft., or 0.46 acres
Zoning: General Business

There is an existing 2,250 sq. ft. building on the site which contains office space as well as a one-bay service area.

The entire site is surrounded by an 8 ft. tall chain link fence with barbed wire for security. One existing over-sized curb cut provides access to the gated main entrance on US 117 South. Another curb cut exists along Neuse Circle for access to the rear service area.

Parking:
Display Spaces: 17
Customer Spaces: 5
Employee Spaces: 1

No loading space will be required since all vehicles will be driven to the site.

Hours of Operation: 9:00 a. m. to 5:00 p. m.
No. of Employees: 1
Refuse Collection: Provided by roll-out containers;

There are four street trees provided along the Neuse Circle frontage. As noted previously, property to the rear of the site across Nanny Ryals Street was purchased through the Hazard Mitigation Program and will not be developed in the future. For this reason, a modification of the street tree and buffer requirement along the western property line has been requested.

Due to existing asphalt which extends to the US 117 right-of-way, the applicant proposes installation of planter boxes along the front of the site behind the security fencing. Street trees will not be permitted within the US 117 right-of-way.

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

No action necessary. Planning Commission will have a recommendation for the Council's meeting on February 6, 2017.

Mayor Allen stated he would like to share Planning Commission Member Chris Boyette, had a piece of property at the last public hearing that was going to be rezoned for an internet gambling café that was near the front gate of the base. We had some concerns about that and he withdrew that request on his own. I just wanted to thank you publically for doing that, we are very cognizant of that, it is on the Consent Agenda.

Planning Commission Excused.

Contiguous Annexation Request – Ample Storage Phase II (3.38 Acres). Public Hearing Held. Ordinance Adopted. The City Council, at their meeting on January 3, 2017, scheduled a public hearing for the proposed annexation of the subject property. A public hearing notice was properly advertised stating the time, place and purpose of the meeting.

Pursuant to G. S. 160A-31, at the public hearing all persons owning property in the area proposed to be annexed, as well as the residents of the municipality, shall be given an opportunity to be heard on the proposed annexation.

If the Council determines that the proposed annexation meets all the requirements of G. S. 160A-31, it has the authority to adopt an annexation ordinance.

A report prepared by the Department of Planning and Community Development, in conjunction with other departments, concerning the subject annexation area is available. All City services can be provided to the property.

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

Upon motion of Councilmember Aycock, seconded by Councilmember Broadaway and unanimously carried, Council adopted the following entitled Ordinance annexing the Ample Storage Phase II Property effective January 31, 2017.

ORDINANCE 2017-4 "AN ORDINANCE ANNEXING CERTAIN CONTIGUOUS REAL PROPERTY TO THE CITY OF GOLDSBORO, NORTH CAROLINA"

Consent Agenda - Approved as Recommended. City Manager, Scott A. Stevens, presented the Consent Agenda. All items were considered to be routine and could be enacted simultaneously with one motion and a roll call vote. If a Councilmember so requested, any item(s) could be removed from the Consent Agenda and discussed and considered separately. In that event, the remaining item(s) on the Consent Agenda would be acted on with one motion and roll call vote. Mr. Stevens reminded Council Item J. Schematic Design Selection – Herman Park Center was removed from the Consent Agenda and action was deferred to a future meeting. Item K. Golf Cart Lease Agreement was removed from the Consent Agenda and placed under Items Requiring Individual Action. Councilmember Broadaway moved the items on the Consent Agenda, Items G, H, I, L, M, and N be approved as recommended by the City Manager and staff. The motion was seconded by Councilmember Stevens and a roll call vote resulted in all members voting in the affirmative. Mayor Allen declared the Consent Agenda approved as recommended. The items on the Consent Agenda were as follows:

CU-14-16 Parkash Patel - West side of S. Berkeley Boulevard between Elm Street and East Street. Denied. Applicant requests a Conditional Use Permit to operate a place of entertainment with no ABC permits (Internet Café).

Unit Frontage: 50 ft.
Unit Depth: 45 ft.
Unit Area: 2,300 sq. ft.
Zone: Shopping Center (SC)

Within the Shopping Center zoning classification, internet cafés (electronic gaming operations) with no ABC permits are a permitted use only after the issuance of a Conditional Use Permit approved by City Council.

In August of 2010, the City Council adopted an Ordinance regulating electronic gaming establishments which included a definition, Conditional Use regulations, allowable zoning districts, hours of operation and parking standards.

In November of 2015, the Wayne County District Attorney's Office notified owners of existing internet cafés that any establishment operating contrary to State law may be closed by local law enforcement agencies. At issue was the legality of the software being used to facilitate gaming operations. Some operators chose to voluntarily close their business while others chose to remain in operation.

New internet cafés or existing internet cafés that have been closed for more than six months are required to apply for a Conditional Use Permit according to the City of Goldsboro's Unified Development Ordinance.

The applicant maintains that his computer software will be compliant with North Carolina law and proposes to operate at the same location in which an internet café was previously operated.

The site consists of a strip center which includes retail and restaurant uses and is known as Village Square Shopping Center. The applicant proposes a total of 40 gaming stations within the assembly area of the tenant space while other areas will include restrooms, an office and storage space. At this time a floor plan has not be submitted.

Required parking for electronic gaming operations is 1.5 spaces per computer station and one space per employee. Based on 40 gaming stations and six to eight employees (rotating shifts), a total of 68 paved and striped parking spaces are required which would include four handicapped parking spaces. There are approximately 76 spaces existing on the site. With the proposed internet café and other uses existing within the shopping center a total of 126 parking spaces would be required. A modification of the parking requirement would, therefore, be necessary.

Hours of operation are limited to 7 a.m. to 2 a.m. and the applicant proposes six to eight employees with rotating shifts.

The City's UDO requires a separation distance of 200 ft. from residentially-zoned or developed property, a church or school. There is no church or school facility located within 200 ft. of the proposed use. Residentially-zoned and developed property is located adjacent to the shopping center on the west. A modification of the 200 ft. distance requirement is, therefore, necessary.

At the public hearing held on November 21, 2016, three people spoke in opposition to the request and the applicant appeared and spoke in favor.

The Planning Commission, at their meeting on November 28, 2016 deferred action on the matter at the request of the applicant who wished to address the concerns expressed at the public hearing.

Staff has received correspondence from the owner of the subject property indicating that he does not wish to proceed with this request and that action to deny the request is desired.

Staff recommended Council adopt an Order denying the requested Conditional Use Permit for the operation of a place of entertainment with no ABC permits. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

Reimbursement Agreement with Duke Energy for Plug-In Electric Vehicle Charging Station Project. Approved. Duke Energy is required to spend $3,000,000 to implement environmental mitigation projects in the State of North Carolina designed to reduce air emissions from reduced vehicle emissions or reduced use of fossil-fueled electricity generation. Duke Energy has allocated up to $1,000,000 for the reimbursement of costs incurred by certain Duke Energy customers to purchase and

install electric vehicle charging stations. The initial target market for the first round of funding was local and state governmental entities, as well as non-profits, in North Carolina that wished to install, own, and operate Electric Vehicle Charging Stations.

On August 15, 2016 staff discussed with City Council the grant opportunity through Duke Energy and Council agreed staff could proceed with applying for the grant. Duke Energy proposed financial contribution/reimbursement for 100% per charge port, $20,000 per site, or $50,000 per entity. The City applied for dual port stations to be installed at John Street Parking Lot, Convention Center and Wayne Community College.

On November 8, 2016 staff was notified of receiving $10,000 from Duke Energy for the installation of a dual port charging station with locations requested being approved. Over 500 charging stations were requested from almost 100 applicants across the state of North Carolina. If the City accepts the funds a location will need to be selected for the dual port charging station.

Upon reviewing the reimbursement agreement with Duke Energy staff recommends accepting the funds and installing a dual port charging station in the John Street Parking lot due to its proximity to existing electrical infrastructure and desirability of the site (close to amenities and economic development areas, publicly visible, and areas with good general parking availability).

Per the agreement Duke Energy has agreed to reimburse the City for the costs to construct and install a dual port charging station. The $10,000 grant award includes all reasonable costs associated with placing a charging station in service including but not limited to the charging station equipment, installation labor, related materials and supplies, permitting fees and utility service extension costs.

Recurring cost associated with the charging station is relative to network services and maintenance. After installation of the charging station the network service is free for the first year and if the municipality chooses to continue the network service it is estimated to cost $280 per port annually ($560 per year). The station will continue to operate if not networked.

The charging station must be completed in its entirety by no later than December 31, 2017 and the reimbursement requests must be received by no later than March 31, 2018.

Staff recommended Council accept the grant award of $10,000 and authorize the City Manager to enter into a Reimbursement Agreement with Duke Energy for installation of a Plug-In Electric Vehicle Charging Station in the John Street Parking Lot. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

Center/Holly Street Water Tank Spire Sectionals Removal. Resolution Adopted. The Center/Holly Street water tank is undergoing a structural evaluation consisting of conducting ultrasonic thickness measurements on the tank support structure to measure existing metal thickness and metal loss. The removal of the spire sections is required to determine complete repairs needed.

Staff solicited informal bids from Hine Sitework, Inc., Barnhill Contracting, Daniels & Daniels Construction and T.A. Loving Company. T.A. Loving Company was the only company to respond and submit a proposal for the work required to remove the spire sectionals.

The fee submitted by T. A. Loving Company to complete the proposed scope of services is $49,950 and will include:

- Removal of section one (1-the top section) and section two (2-the middle section) of the spire on top of the tank. These sections will be individually lowered to the ground and remain intact as they are originally mounted on top of the tank.

- Section three (3) of the spire is considered the base section. This section will be inspected and if no access hole is in this section of the spire, T. A. Loving Company will cut an access hole that measures 24 x 24 inches squared. If the access hole is made in the top of the third section, the cut out plate will also be lowered to the ground and stored for City staffs discretion.

We have reviewed the financing of this project with the Finance Director and determined that sufficient funds are available in FY16/17 water tank funds.

It is recommended the City Council adopt the following entitled Resolution authorizing the City Manager to execute a construction agreement with T. A. Loving Company in the amount of $49,950 for Center/Holly Street water tank spire sectionals removal. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

RESOLUTION NO. 2017-2 "RESOLUTION AWARDING AND AUTHORIZING EXECUTION OF A CONSTRUCTION AGREEMENT FOR CENTER/HOLLY STREET TANK SPIRE REMOVAL"

Selecting a Media Plan to Successfully Market and Promote the 2017 Wings Over Wayne Air Show. Approved. The Travel and Tourism Department is seeking professional marketing services to execute the promotion of Wings Over Wayne Air Show on May 20th and 21st 2017. The marketing efforts outlined in the proposed media plans will utilize traditional advertising methods, such as radio, television, and billboards to supplement the digital, nontraditional marketing services provided by Blue Bike Communications. One of the three proposed plans will be executed by marketing professionals, but the success will be monitored and managed by the Travel and Tourism Department. For the 2015 Wings Over Wayne Air Show, the city shows an estimated $44,000 was spent on advertising. The county records show no contribution to the marketing efforts for the 2015 Air Show.

Deliverables will include media plans by Igoe Creative with three different value propositions: Option 1 allows a net $1,186 in the $10,000 set aside from the T&T budget. Option 2 requires $18,988.59. It includes radio, TV, and billboard options in various markets in NC. Option 3 requires $29,880.59. All three advertising methods will be used to target NC, SC & VA markets.

Staff recommended Council authorize the City Manager to enter into a contract with Igoe Creative for the amount of $18,988.59 to fund the traditional marketing efforts required to represent the caliber of the 2017 Wings Over Wayne Air Show. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

Carolina Games Summit Use of Property. Approved. Carolina Games Summit 2017 will be held February 4th 10 AM – 8:30 PM and 5th 10 AM – 6:00 PM in downtown Goldsboro, NC. This year's hybrid festival will again deliver industry speakers, video game tournaments, exhibition booths, live bands, and educational sessions. More information can be found on the events website: www.carolinagamessummit.com

The Carolina Games Summit will utilize several venues downtown, including the Paramount Theatre, ACME Theatre, Top Hat Ballroom, The Terrace Room and more. Due to the size and span of this event, the organizers are requesting the use of the vacant lot on the 200 block of South Center Street, at the intersection of Center & Chestnut. This space will be used for event parking.

The Police Department and DGDC have been notified, and clear entrance and exits points will be marked by traffic cones.

All activities, change in plans, etc., will be coordinated with the Police Department.

Staff recommended Council grant the requested temporary closing of the vacant lot on the 200 block of South Center Street, at the intersection of Center & Chestnut on Saturday & Sunday, February 4-5, 2017 from 8:00 am Saturday to 8:00 p.m. Sunday.

The space will be used for parking, subject to the above conditions. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

Monthly Reports. Accepted as Information. The various departmental reports for the month of December, 2016 were submitted for the Council's approval. It was recommended that Council accept the reports as information. Consent Agenda Approval. Broadaway/Stevens (7 Ayes)

End of Consent Agenda.

Lease agreement for New Golf Carts at Goldsboro Municipal Golf Course. Denied. The City of Goldsboro entered into a lease agreement with Yamaha for 58 gas powered golf carts in August 2013. The term of this lease was for 60 months at an interest factor of 4.6%. The cost of purchasing new carts is $4,940.00 based off the purchase of 58 carts.

The Goldsboro Municipal Golf Course wishes to update these 58 golf carts. If we update the current lease agreement, GMGC would receive 58 new golf carts. Quotes were requested with the following responses:

1.	Yamaha	$48.95/month per cart
2.	Time Transportation	$74.50/month per cart
3.	Sutcliffe Golf Carts	$77.75/month per cart

The low quote from Yamaha would be extended for 60 months at an interest rate of 4.6%. Funds for the lease were budgeted in the current FY 2016-17 budget.

Councilmember Ham made a motion to deny the request to extend the lease agreement with Yamaha. The motion was seconded by Mayor Pro Tem Foster. Mayor Allen, Mayor Pro Tem Foster, Councilmembers Williams, Stevens, Ham and Aycock voted in favor of the motion. Councilmember Broadaway voted against the motion. The motion carried with a 6:1 vote.

CU-17-16 Ismail Qandeel – Northwest corner of South Slocumb Street and Harrell Street. Approved. The applicant requests a Conditional Use Permit to allow the operation of a convenience store within the Neighborhood Business zoning district.

Frontage: 146 ft.
Depth: 225 ft.
Area: 32,850 sq. ft., or 0.75 acres
Zoning: Neighborhood Business

The property was formerly operated as Bob's Supermarket but has been vacant for some time.

The applicant previously operated a convenience store at Brookside Market at the corner of South Slocumb Street and Seymour Street. He intends to relocate his business to the subject property.

The existing building, which was constructed in 1965, contains 9,019 sq. ft. Based on one parking space per 200 sq. ft. of gross floor area in the structure, a total of 45 parking spaces would be required.

The site contains approximately 20 paved parking spaces, none of which would comply with the City's off-street parking design standards relative to backing movements and circulation space. There is additional space at the rear of the property which could be paved and striped. However, the applicant has requested a modification to allow the existing parking on the site to remain. He contends that the majority of his business will be pedestrian-oriented and that relocating and paving would be cost prohibitive. The City would, however, require that the existing spaces be restriped due to fading and, if necessary, that bumper guards be installed.

Curb and gutter does not exist along either Slocumb Street or Harrell Street and access to the parking area is predominantly open along both frontages.

Fifteen (15) ft. wide Class B buffer yards are required along the northern and western property lines. In addition, street trees and interior plantings are required in order to meet UDO landscaping requirements. The applicant is requesting a modification of the buffer, street tree and interior planting requirements.

At the public hearing held on December 19, 2016, the applicant spoke in favor of the request and one person appeared and spoke in opposition.

The Planning Commission, at their meeting on December 19, 2016, recommended denial of the Conditional Use Permit based of the request not meeting the City's UDO requirements as to parking, paving, buffers and landscaping.

On January 3, 2017, Council deferred action on this request.

Mayor Pro Tem Foster made a motion to deny the Conditional Use Permit. Councilmember Williams seconded the motion. Those voting in favor of the motion included Mayor Pro Tem Foster and Councilmember Williams. Mayor Allen and Councilmembers Broadaway, Stevens, Ham and Aycock. Mayor Allen declared the motion failed 2:5.

Councilmember Stevens stated there is a lot of constituent out showing for this property and there needs to be conditions, not opened past 10:00 p.m. You should be heavily watched by the Sheriff and the Police Department and if any rules are broken by yourself or the surrounding community, he community is here with you tonight and the community needs to back you up.

Councilmember Ham made a motion to approve the Conditional Use request with the following conditions. Councilmember Stevens seconded the motion.

Mayor Allen asked Mr. Rowe to read through the following conditions:

1. All existing signage at the subject location shall be repaired in a sightly manner in accordance with the City's Sign Ordinance;
2. Existing 20 parking spaces on the site shall be striped appropriately and bumper stops will be installed if necessary;
3. The structure on the site shall meet all State of North Carolina Building Code requirements prior to any business being conducted at this location.
4. Loitering at the subject location will not be permitted or tolerated and it shall be incumbent upon the owner or operator of the business to insure that loitering does not take place at any time on the site.
5. The owner or operator of the business at the subject location will be required to police the premises daily to insure that the site, including the area of the adjacent street rights-of-way, are free of trash and litter.
6. The hours of operation for the convenience store shall be limited to 6:00 a. m. to 9:00 p. m.
7. The owner or operator of the business shall make a diligent effort to work with the City staff to install landscaping on the site where appropriate.
8. Upon complaint regarding this operation, the Council may schedule a public hearing to determine what additional conditions, if any, may be needed to protect the public health, safety and welfare.
9. After public hearing and upon determination that any of the above stipulations have not been upheld, the City Council may modify, suspend or revoke the Conditional Use Permit for the operation of a convenience store within the Neighborhood Business zoning district.

Councilmember Ham stated he would like to stress that Items 1, 2, 3, and 7 be completed in an appropriate and reasonable time frame. Mayor Allen stated he would not be able to open until those items are completed. Mayor Allen and Councilmembers Broadaway, Stevens, Ham and Aycock voted in favor of the motion. Mayor Pro Tem Foster and

Councilmember Williams voted against the motion. Mayor Allen declared the motion passed 5:2.

City Manager's Report. No report.

City Attorney's Report. No report.

Mayor and Councilmembers' Reports and Recommendations.

Councilmember Williams stated we had some citizens here today, they wanted a supermarket on Slocumb, however, I honestly feel that supermarket, from their past history, will not bring quality to the community. I hope that it does. I am disappointed with the outcome today.

Councilmember Broadaway stated thank you to all those who worked on the Martin Luther King, Jr. luncheon. A lot of people did a terrific amount of work, we had several councilmembers attend. They did a good job and I would like to congratulate them.

Councilmember Stevens stated I did not think we would have a massive outcry of constituents come speak in regards to Bob's and Mr. Sam. In regards to what happen, I was very much in denial and then seeing everyone strongly wanting to see this happen, we allowed him to have these conditions. I strongly want him to understand that if you break these rules, we will have to come down on you. Second, for everyone who has helped, me, Michael and Jack, in regards to the Emerging Technologies Weekend, I thank you and hope it will continue to be a successful event for years to come. There will be several things coming for children to learn about new technologies and be a part of future generations. Councilmember Stevens invited everyone from all ages to come and be a part of this event.

Mayor Pro Tem Foster stated I am in agreement with Councilmember Williams. I am very disappointed at this point. I think if any of the Council that voted for this convenience store, if this store was in their neighborhood, it would not have gotten approved. With that said, I feel we have dropped the ball on this one, we have allowed a man that has broken several laws, that has operated a store with no regard for healthy living and all of a sudden he is going to change. Mayor Pro Tem Foster stated I honestly can't believe how you can sit back and agree with that. If we don't stand for something, we fall for anything and I think at this point we did not stand.

Councilmember Ham had no comment.

Councilmember Aycock had no comment.

Mayor Allen stated I would like to thank the Martin Luther King, Jr. Committee, Shycole and all the folks who worked hard on that event. It had a really good turnout. Thank you for your efforts on that event.

There being no further business, the meeting adjourned at 8:03 p.m.

Chuck Allen
Mayor

Melissa Corser, MMC
City Clerk