MINUTES OF MEETING OF MAYOR AND CITY COUNCIL HELD
JANUARY 6, 2014

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 5:30 p.m. on January 6, 2014 with attendance as follows:

Present: Mayor Alfonzo King, Presiding
Mayor Pro Tem Bill Broadaway
Councilmember Michael Headen
Councilmember William Goodman
Councilmember Charles J. Williams, Sr.
Councilmember Chuck Allen
Councilmember Gene Aycock
Jim Womble, City Attorney
Scott Stevens, City Manager
Melissa Corser, City Clerk
Angel Wright-Lanier, Assistant City Manager
Randy Guthrie, Assistant City Manager
Kim Best, Public Information Officer
Kaye Scott, Finance Director
Jeff Stewart, Police Chief
Scott Barnard, Parks and Recreation Director
Felicia Brown, Parks and Recreation
Jimmy Rowe, Planning Director
Jose Martinez, Public Works Director
Lonnie Casey, Citizen
Matt Caulder, Goldsboro News-Argus

Call to Order. The meeting was called to order by Mayor King at 5:30 p.m.

Invocation. Councilmember Williams provided the invocation.

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

Item E. CU-15-13 Jarrett Valentine – East side of North Berkeley Boulevard between Central Heights Road and US 70 East. Council discussed screening requirements and parking. Councilmember Allen asked if the street trees along Berkeley would be installed and Mr. Rowe replied yes.

Item F. CU-16-13 Jerald Huffman – Southeast corner of Corporate Drive and Clingman Street. Upon motion of Councilmember Aycock, seconded by Councilmember Allen, Item F. CU-16-13 Jerald Huffman – Southeast corner of Corporate Drive and Clingman Street was removed from the Consent Agenda and placed under Items Requiring Individual Action.

Item H. Contract Award for Goldsboro MPO Bicycle, Pedestrian, and Greenway Plan. Mr. Stevens shared the City Attorney is reviewing the contract. He asked Council to approve the contract subject to the attorney's review incorporating any changes or comments from the attorney.

Item I. Contract Award for Goldsboro MPO Metropolitan Transportation Plan Update. Mr. Stevens shared the City Attorney is reviewing the contract. He asked Council to approve the contract subject to the attorney's review incorporating any changes or comments from the attorney.

Item K. Order Authorizing the $18,900,000 Parks and Recreational Facilities Bonds. Councilmember Aycock stated he thought Occupancy Tax money would be used for the Multi-

Sports complex. Mr. Stevens stated yes at some point, once the Wayne Memorial Drive property is sold. Councilmember Aycock asked if the bonds could be paid off early. Mr. Stevens stated the bonds could be paid off early and staff would suggest paying down the debt. Councilmember Headen asked how much money would come from the general fund and Mr. Stevens replied none for the multi-sports complex.

Councilmember Goodman made a motion to remove Item K. Order Authorizing the $18,900,000 Parks and Recreational Facilities Bonds from the consent agenda. There was no second to the motion thus the motion failed.

Additional items discussed included the following:

US 70 Controlled Access Fencing Removal Pilot Project Update. Mr. Martinez presented the following information:

Controlled Access Monuments (Pilot Phase Update)
Project Description / Recap

- Remove fence and replace with monuments similar to NCDOT Right-of-Way monuments.
- Required an encroachment agreement for the City to work within NCDOT Right-of-Way.
- Monuments would cost ~$50 per monument if purchased or estimated at ~$10-15 per monument if constructed ourselves.
- A monument will be required every ~80-ft.
- Work was performed with existing crews and equipment.

Mr. Martinez reviewed the steps taken:

- Step 1: Remove the metal fence with the backhoe and lay it on the road.
- Step 2: Roll up / Pick up fence and store at the Public Works Complex.
- Step 3: Pick up fence posts leaving every 10th post. (Every 10th post is ~80' which are markers for the monuments)
- Step 4: Put in monuments and fill extra holes with backfill

Mr. Martinez shared the City Council approved a pilot phase to be constructed on both eastbound and westbound lanes of Hwy 70 between Wayne Memorial and William Street. Work consisted of approximately 1.7 miles of fence line. The total cost of materials was $1741.04. The cost per monument was approximately $13.50. The cost per mile of fence line was approximately $1,025. Mr. Martinez stated it took approximately 3 weeks to finish the pilot phase and do not currently have a figure for the reimbursement cost for metal recycling.

Mr. Martinez provided the following summary to complete the remainder of Hwy 70.

Description	Start	Finish	Length (miles)	Est. Time (Weeks)	Est. Cost
Eastbound between Wayne Memorial & Spence	Wayne Memorial	North Dr.	0.26	0.5	$ 273
Eastbound between Wayne Memorial & Spence	North Dr.	Banks Ave.	0.28	0.5	$ 294
Westbound between Wayne Memorial & Spence	Forest Hill Dr.	Spence Ave.	0.19	0.3	$ 200
Westbound between Spence & Berkeley	Royall	Spence	0.8	1.4	$ 840
Eastbound between Spence & Berkeley	Sunburst	Target	0.49	0.9	$ 515
Eastbound between Spence & Berkeley	Target	Berkeley Mall	0.13	0.2	$ 137
Eastbound between Berkeley & Oak Forest	Berkeley	Oak Forest	0.66	1.2	$ 693
Westbound between Berkeley & Oak Forest	Berkeley	Oak Forest	0.47	0.8	$ 494
Eastbound between Oak Forest & Ash	Oak Forest	Ash	0.64	1.1	$ 672
Westbound between Oak Forest & Ash	Oak Forest	Ash	0.81	1.4	$ 851
Westbound east of Ash	Ash	End of Road	0.51	0.9	$ 536
		Totals	5.24	10	$ 5,502

Next Steps

- City Council would need to provide direction on whether to continue past the Pilot Phase.

- NCDOT encroachment agreement was obtained originally for the entire project, so no further action is required.
- If project is to be continued, additional funding is required.
- Prioritize the remaining sections (not necessarily aligned to the "Condition Priority")

Council agreed staff could proceed with the next phase US 70 Controlled Access Fencing Removal.

Retreat Dates. Council discussed potential retreats. Retreat dates are tentatively set for Wednesday, February 19th and Thursday, February 20th. Mr. Stevens asked Council to share any topics they would like to discuss at the Retreat with Ms. Corser.

Closed Session Held. Upon motion of Councilmember Aycock, seconded by Councilmember Allen and unanimously carried, Council convened into Closed Session to discuss a property acquisition matter and a personnel matter.

Council came out of Closed Session.

There being no further business, the work session adjourned.

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 6, 2014 with attendance as follows:

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

The meeting was called to order by Mayor King.

The invocation was given by Councilmember Williams. The pledge to the Flag followed.

Approval of Minutes. Approved. Upon motion of Councilmember Headen, seconded by Councilmember Goodman and unanimously carried, Council approved the Work Session and Regular Meeting Minutes of November 4, 2013, Work Session and Regular Meeting Minutes of November 18, 2013 and Work Session and Regular Meeting Minutes of December 2, 2013 as submitted.

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

Consent Agenda - Approved as Recommended. City Manager, Scott A. Stevens, presented the Consent Agenda indicating 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 F. CU-16-13 Jerald Huffman – Southeast corner of Corporate Drive and Clingman Street was removed from the Consent Agenda and placed under Items Requiring Individual Action. Mayor Pro Tem Broadaway moved the items on the Consent Agenda, Items D, E, G, H, I, J, K, and L and be approved as recommended by the City Manager and staff. The motion was seconded by Councilmember Headen, and a roll call vote resulted in Mayor King, Mayor Pro Tem Broadaway, Councilmember Headen, Councilmember Williams, Councilmember Allen and Councilmember Aycock voting in the affirmative. Councilmember Goodman voted against the motion. Mayor

King declared the Consent Agenda approved as recommended. The items on the Consent Agenda were as follows:

S-4-13 Harry & Mollie, LLC/Ted Ivey (two-Lot Preliminary Subdivision Plat). Approved. The property is located on the west side of NC 111 South between US 70 East and Sheridan Forest Road.

Total Lots:	2	
Area:	Lot No. 1:	1.89 Acres
	Lot No. 2:	1.97 Acres
Total Area:	3.86 Acres	
Zoning:	General Business (Noise Overlay)	

The property is located within the 70-75 decibel Noise Overlay zone associated with Seymour Johnson Air Force Base.

There is an existing residence on Lot No. 1 and Lot No. 2 is currently vacant.

The applicant proposes dividing the property to allow for separate development of Lot No. 2. A mobile home that was previously on the lot has been removed.

At their meeting held on December 16, 2013, the Goldsboro Planning Commission recommended approval of the two-lot preliminary plat.

Staff recommended Council accept the recommendation of the Planning Commission and approve the two-lot preliminary subdivision plat as submitted. Consent Agenda Approval. Broadaway/Headen (6 Ayes – 1 No)

CU-15-13 Jarrett Valentine – East side of North Berkeley Boulevard between Central Heights Road and US 70 East. Approved. Order Adopted. The applicant requests a Conditional Use Permit to allow a place of entertainment with no ABC permits.

The site is the former location of City Electric adjacent to the westbound off-ramp from US 70 East.

Frontage: 137.68 ft.
Depth: 246 ft. (average)
Area: 0.77 acres (approx.)
Zoning: General Business

The site plan indicates an existing building on the site and a small paved area which would provide approximately 37 parking spaces to include 3 handicap spaces.

The submitted floor plan indicates arcade areas, inflatables areas, three party rooms, offices, snack counter, reception area and restrooms. Based on the area proposed for assembly (2,168 sq. ft.), a total of 68 parking spaces would be required. The applicant is requesting a modification of the parking requirement from 68 spaces to 37 spaces. The applicant contends that the use will be geared towards young children who will be driven to the site or will serve as a party location for groups of children. As a result, the number of required parking spaces may be excessive for this establishment.

If additional parking is required, the applicant is requesting a one-year paving modification for the new area of one year. A site plan indicating the new parking area and drainage will be required and reviewed by staff.

Based on the proposed use, the site plan indicates the following:

Hours of Operation: Mon – Fri 5pm to 9pm
Weekends 10am to 9pm

Number of Employees: 3 Employees (Mon – Fri)

5 Employees (Weekends)

The site plan shows existing landscaping along the eastern property line that will count towards the requirements of the Type C (20' ft.) buffer adjacent to residentially-zoned property. Additional large trees, small trees and evergreen shrubs will be required to fulfill the opaque screening requirements.

A Type A (5' ft.) buffer is required along the northern and northeastern property line adjacent to the GB and O&I-1 zoned property. This buffer must contain four large trees, eight small trees, 15 large shrubs and 15 small shrubs to meet the buffer requirements.

Two street trees are required along the Berkeley Boulevard frontage and six are required along the US 70 off-ramp frontage. The applicant has requested a modification of the street trees along the US 70 off-ramp.

No landscaping exists within the interior of the site. Vehicular Surface Area landscaping is required and will be provided for the additional parking area that will be located along the south side of the existing building if the parking modification is not granted. The applicant is requesting a modification of the vehicular surface area landscaping within the existing paved parking area due to existing site conditions.

Due to an existing chain link fence along the northern property line, a modification of the interconnectivity requirement has been requested. Adjacent property is occupied by the Masonic Lodge.

The property is served by City water and sanitary sewer lines. Stormwater calculations are not required at this time. Prior to any additional paving of parking, if required, a drainage plan will be reviewed by the Engineering Department.

The following modifications have been requested:

1. Modification of required interconnectivity;

2. Modification of required parking spaces from 68 to 37;

3. Modification of pavement requirement for new parking area (if additional parking is required) for a one-year period; and

4. Modification of street tree requirement along the US 70 off-ramp frontage.

At the public hearing held on December 16, 2013, the applicant spoke in favor of the request. No one appeared in opposition.

After the public hearing, the Planning Commission recommended approval of the Conditional Use Permit with the following modifications:

1. Modification of required parking from 68 spaces to 37 spaces and modification of paving for a one-year period after the use opens. At the end of the one-year period, parking needs would be evaluated for the site and the applicant may be required to install additional paved parking if necessary.
2. Modification of interconnectivity to allow for an appropriate location designated in the future as determined by staff;
3. Modification of street tree requirement along the US 70 off-ramp if NCDOT will not allow trees to be planted within their right-of-way.

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

1. Adopt an Order approving the request for a Conditional Use Permit to allow the operation of a Place of Entertainment with no ABC permits; and

2. Approve the submitted site and floor plans with the following modifications:

a. Modification of required parking from 68 spaces to 37 spaces and modification of paving for a one-year period after the use opens. Parking needs would be evaluated and the applicant may be required to install additional paved parking if necessary.
b. Modification of interconnectivity to allow for an appropriate location designated in the future as determined by staff;
c. Modification of street tree requirement along the US 70 off-ramp if NCDOT will not allow trees to be planted within their right-of-way. Consent Agenda Approval. Broadaway/Headen (6 Ayes – 1 No)

CU-17-13 Robert Kindlesparker – North side of East Ash Street between Malloy Street and Barrow Court. Approved. Order Adopted. The applicant requests a Conditional Use Permit to allow the operation of a place of entertainment with no ABC permits. The applicant has stated that he intends to operate a venue for country or bluegrass music acts.

The site is the former location of Pizza Inn which has been vacant for a number of years.

Frontage: 266.77 ft.
Depth: 342.58 ft. (average)
Area: 2.1 Acres
Zoning: General Business

The applicant's site plan indicates that there will be no change to the outside of the existing structure. There are currently 63 parking spaces delineated on the plan which includes three handicapped spaces.

The submitted floor plan indicates an assembly area containing 1,900 sq. ft. along with a stage, general store/coffee shop, museum, restrooms, stage and green room. Based on one parking space per 32 sq. ft. of assembly area, a total of 59 parking spaces will be required.

Hours of Operation: 10:00 a. m. to 6:00 p. m.
(Monday through Thursday)
10:00 a. m. to 10:00 p. m.
(Friday through Sunday)

No. of employees: 6-8

The submitted site plan shows existing landscaping within end aisles and open areas within the parking area and along East Ash Street. An existing wooded area along the northern property line meets the required Class A (5 ft.) buffer and additional plant material will be provided to meet the Class A (5 ft.) buffer along the western and eastern property lines.

A Type C (20 ft.) buffer is required along the western property line adjacent to the portion of property zoned R-16 Residential. The applicant is requesting a reduction of the Type C buffer from 20 ft. to 10 ft. due to existing site conditions.

A vehicular surface buffer will be required along Ash Street adjacent to parking spaces within 15' of the right-of-way. Low-growing evergreen shrubs will be planted to meet this requirement.

Existing interior sidewalks are provided within the boundaries of the lot connecting the building to the parking areas. There are no exterior sidewalks shown on the site plan.

The property is served by City water and sanitary sewer lines. Stormwater calculations are not required.

The following modifications have been requested:

1. Modification of required interconnectivity; and

2. Modification of 20 ft. Type C buffer to 10 ft. along the western property line.

After the public hearing, the Planning Commission recommended approval of the Conditional Use Permit with the modification of the 20 ft. wide Type C buffer reduction to 10 ft. along the western property line. The Commission felt that the applicant should provide an easement to allow for interconnectivity to property immediately adjacent to the east.

Staff recommended Council 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 no ABC permits; and

2. Approve the submitted site and landscape plans with a modification of the Type C 20 ft. wide buffer to 10 ft. wide along the western property line. Consent Agenda Approval. Broadaway/Headen (6 Ayes – 1 No)

Contract Award for Goldsboro MPO Bicycle, Pedestrian, and Greenway Plan. Resolution Adopted. The City of Goldsboro, acting as the Lead Planning Agency for the Goldsboro MPO, requested qualifications to assist in the development of Goldsboro MPO Bicycle, Pedestrian, and Greenway Plan which will reflect growth and future needs as it relates to greenways, sidewalks, bike routes and multi-use trails within the Goldsboro Urban Area.

Three consultants submitted qualifications and the Selection Committee consisting of Angel Wright-Lanier, City of Goldsboro Assistant City Manager, Connie Price, Wayne County Planning Director, Jennifer Collins, City of Goldsboro Senior Planner, Scott Barnard, City of Goldsboro Parks and Recreation Director, Kerry Morrow, North Carolina Department of Transportation and Mike Fryt, Friends of Wayne County Greenways reviewed each consultant's submittal. Upon review, the Selection Committee decided to short list each consultant for an interview. The three consultants were: Renaissance Planning Group of Durham, NC; Stewart of Raleigh, NC; and Alta/Greenways of Durham, NC.

The Selection Committee held interviews on December 2, 2013. Upon completion of the interviews the Selection Committee recommended Alta/Greenways to prepare the Goldsboro MPO Bicycle, Pedestrian, and Greenway Plan based on presentation, qualifications, past experience and project approach.

On December 19, 2013 Staff presented the Selection Committee's recommendation to the TCC and TAC for their approval. They recommended and approved the selection of Alta/Greenways for this task.

Staff has been working with the consultant and NCDOT to develop a fee proposal and the following proposal has been provided:

Contract for Consultant Services	$227,601.60
Health Component	$ 11,983.50
City of Goldsboro (20% of $215,618.10)	$ 43,123.62
NCDOT PL 104 funds (80% of $215,618.10)	$172,494.48

The fee proposal for this project has been reviewed by the Planning Department and North Carolina Department of Transportation, checked for accuracy, and found to be in order. Approximately $11,983.50 of the proposal is allocated for the Health Component of the plan and will be funded through a community transformation grant that the City will be applying for. If the City is not awarded the community transformation grants the Health Component will be removed from the plan. We have also reviewed the financing of this project with the Finance Director. Sufficient funds are available for this project with 80% of the project being paid for with the use of PL 104 funds.

Staff recommended City Council adopt the following Resolution authorizing the Mayor and City Clerk to execute a contract in the amount of $227,601.60 with Alta/Greenways, for the

Goldsboro MPO Bicycle, Pedestrian, and Greenway Plan. Consent Agenda Approval. Broadaway/Headen (6 Ayes – 1 No)

RESOLUTION NO. 2014-1 "RESOLUTION AWARDING AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE GOLSBORO MPO BICYCLE, PEDESTRIAN, AND GREENWAY PLAN"

Contract Award for Goldsboro MPO Metropolitan Transportation Plan Update. Resolution Adopted. The City of Goldsboro, acting as the Lead Planning Agency for the Goldsboro MPO, requested qualifications to assist in the development of Goldsboro MPO Metropolitan Transportation Plan Update which is critical to accommodate present and future travel demand in the Goldsboro MPO study area.

Five consultants submitted qualifications and the Selection Committee consisting of Angel Wright-Lanier, City of Goldsboro Assistant City Manager, Connie Price, Wayne County Planning Director, Jennifer Collins, City of Goldsboro Senior Planner, Bobby Croom, City of Goldsboro Traffic Engineer, Kerry Morrow, North Carolina Department of Transportation and Jill Stark, Friends of Federal Highway Administration reviewed each consultant's submittal. Upon review, the Selection Committee selected their top three consultants for interview. The top three consultants were: URS of Morrisville, NC; VHB of Raleigh, NC; and Kimley-Horn and Associates, Inc. of Durham, NC.

The Selection Committee held interviews on December 12, 2013. Upon completion of the interviews the Selection Committee recommended URS to prepare the Goldsboro MPO Metropolitan Transportation Plan Update based on presentation, qualifications, past experience and project approach.

On December 19, 2013 Staff presented the Selection Committee's recommendation to the TCC and TAC for their approval. They recommended and approved the selection of URS for this task.

Staff has been working with the consultant and NCDOT to develop a fee proposal and the following proposal has been provided:

Contract for Consultant Services	\$199, 875.00
City of Goldsboro (20% of \$199,875)	\$39,975.00
NCDOT PL 104 funds (80% of \$199,875)	\$159,900.00

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

Staff recommended City Council adopt the following entitled Resolution authorizing the Mayor and City Clerk to execute a contract in the amount of \$199,875.00 with URS, for the Goldsboro MPO Metropolitan Transportation Plan Update. Consent Agenda Approval. Broadaway/Headen (6 Ayes – 1 No)

RESOLUTION NO. 2014-2 "RESOLUTION AWARDING AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE GOLSBORO MPO METROPOLITAN TRANSPORTATION PLAN UPDATE"

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

Carolina allocates a share of taxes collected to localities involved in the arrest of individuals and the seizure of their controlled substances.

Recently the City of Goldsboro Police Department assisted Federal authorities in concluding several drug operations. Based on Federal guidelines, $23,403.74 of forfeited money can be reimbursed to the City for:

11/20/13-CATS ID#13-DEA-584906; KN-11-0071	$ 4,926.96
12/17/13-CATS ID#13-DEA-587003; KN-11-0071	$ 2,256.80
12/24/13-CATS ID#00-DEA-517814; KN-06-0009	$16,219.98

The State has forwarded the City of Goldsboro "Controlled Substance Tax Remittance" funds totaling $1,415.70 for:

10/15/13-#45PR0000584383	$ 29.03
11/15/13-#45PR0000586572	$ 685.39
12/19/13 #45PR0000588841	$ 701.28

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

Staff recommended Council adopt the following entitled Ordinance to reflect an increase in General Fund revenues and an increase in the operating expenditures of the Police Department budget by a total of $24,819.44. Consent Agenda Approval. Broadaway/Headen (6 Ayes – 1 No)

ORDINANCE NO. 2014-1 "AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE CITY OF GOLDSBORO FOR 2013-2014 FISCAL YEAR"

Order Authorizing the $18,900,000 Parks and Recreational Facilities Bonds; Resolution Designating the Finance Director to File the Sworn Statement of Debt, and Resolution Calling a Public Hearing concerning the Order Authorizing $18,900,000 Parks and Recreational Facilities Bonds. Order Adopted. Resolution Adopted. The Goldsboro City Council is considering the authorization of $18,900,000 of Parks and Recreational Facilities Bonds for the purpose of financing needed public improvements. The projected increase in tax levy to service these bonds will not exceed 2.4 cents per $100 assessed valuation.

The following proceedings must be approved by the City Council in order to move forward with the May 6, 2014 bond referendum.

1. Order Authorizing $18,900,000 Parks and Recreational Facilities Bonds: The Parks and Recreational Facilities Bonds is an aggregate principal amount not exceeding $18,900,000 for the purpose of providing funds, together with any other available funds, for acquiring, constructing, expanding, renovating, other improving and equipping parks and recreation facilities of the City of Goldsboro, including, but without limiting the generality of the forgoing, indoor and outdoor park and recreational facilities, multi-sports facilities, greenways, parkland, paths, and playgrounds, the acquisition and improvements of land therefor and the acquisition and installation of furnishings and equipment. The taxes shall be levied in an amount sufficient to pay the principal of and the interest on said bonds.

2. Resolution Designating the Finance Director to File the Sworn Statement of Debt: City Council is authorizing the Finance Director to file the sworn statement of debt for the City of Goldsboro, which is required by The Local Government Bond Act. The sworn statement will be on file with the City Clerk and open to public inspection.

3. Resolution Calling a Public Hearing Concerning the Order Authorizing $18,900,000 Parks and Recreational Facilities Bonds: City Council agree to

schedule a public hearing for the February 3, 2014 Council Meeting at 7:00 p.m. for the authorization of the $18,900,000 Parks and Recreational Facilities Bonds.

Staff recommended Council adopt an Order Authorizing $18,900,000 Parks and Recreational Facilities Bonds, Resolution Designating the Finance Director to File the Sworn Statement of Debt, and adopt the following entitled Resolution Calling a Public Hearing concerning the Order Authorizing $18,900,000 Parks and Recreational Facilities Bonds. Consent Agenda Approval. Broadaway/Headen (6 Ayes – 1 No)

RESOLUTION NO. 2014-3 "RESOLUTION DESIGNATING THE FINANCE DIRECTOR TO FILE THE SWORN STATEMENT OF DEBT"

RESOLUTION NO. 2014-4 "RESOLUTION CALLING A PUBLIC HEARING CONCERNING THE ORDER AUTHORIZING $18,900,000 PARKS AND RECREATIONAL FACILITIES BONDS"

Budget Amendment Appropriating Funds in Conjunction with the 2013 Edward Byrne Memorial Justice Assistance Grant (JAG). Resolution Adopted. Ordinance Adopted. The Office of Justice Programs promotes collaboration by helping to develop and strengthen law enforcement. The City of Goldsboro applied for the 2013 Edward Byrne Memorial Justice Assistance Grant (JAG) Program on June 9, 2013. This grant will assist in covering the costs to purchase and equip a police cruiser.

The City was notified in September 2013 that the grant was approved and grant funds totaling $45,434 were available. This grant requires that no matching funds be appropriated by the City of Goldsboro. To comply with the program guidelines, the City agrees to administer these funds and share equally these funds with the Wayne County Sheriff's Department.

The cost to purchase and equip a police cruiser is $31,977 and the City's share of the 2013 JAG funds is $22,717. Since the JAG funds will not cover the costs to purchase and equip the police cruiser, it is necessary to appropriate the additional funds needed in the amount of $9,260.

Staff recommended Council adopt the following entitled Resolution authorizing the Goldsboro Police Department to accept this grant and adopt the following entitled budget ordinance appropriating the $9,260 from the unassigned fund balance of the General Fund. Consent Agenda Approval. Broadaway/Headen (6 Ayes – 1 No)

RESOLUTION NO. 2014-5 "A RESOLUTION AUTHORIZING THE GOLDSBORO POLICE DEPARTMENT TO ACCEPT FUNDS FOR THE 2013 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT"

ORDINANCE NO. 2014-2 "AN ORDINANCE AMENDING THE BUDGET ORDINANCE FOR THE CITY OF GOLDSBORO FOR 2013-2014 FISCAL YEAR"

End of Consent Agenda.

CU-16-13 Jerald Huffman – Southeast corner of Corporate Drive and Clingman Street. Denied. The applicant requests as Conditional Use Permit to allow the operation of a place of entertainment with no ABC permits within a venue to include concerts, teen nights, school sponsored dances and special events.

A previous request for a Conditional Use Permit to allow the operation of a place of entertainment with ABC permits was denied by the City Council on October 7, 20136 without prejudice which allowed reapplication before the expiration of a six-month waiting period.

Frontage: 409 ft. (Corporate Drive)
716.57 ft. (Clingman Street)
Area: 7.068 acres
Zoning: Highway Business

The property address is 800 Corporate Drive. The City Council, on July 7, 2008, approved a Conditional Use Permit to allow the operation of a place of entertainment with ABC permit to include a banquet hall, bingo establishment and a flea market. In 2002, the site had previously been approved for the operation of a nightclub.

The submitted site plan is identical to that which was submitted with the previously-denied request. The applicant has indicated that the request is essentially the same as the previous one with the exception of ABC permits.

Currently the building on the site is not occupied. The applicant plans on operating an average of six (6) or eight (8) days per calendar month or based on reservations.

Maximum occupancy for the building would be 500 persons.

Based on activities, the number of employees will vary for the establishment. Additional security will be employed if necessary.

The submitted site plan indicates the existing building contains approximately 19,297 sq. ft. An assembly area of 4,000 sq. ft. is shown in addition to a dance floor, stages, storage and dressing rooms, restrooms, a picture room and office area. Based on that assembly area, a total of 125 parking spaces are required and shown on the site plan.

The submitted landscape plan shows existing plant material including 18 Canadian Hemlocks provided as street trees and a vehicular surface buffer containing 125 Nandina shrubs. Interior plantings consist of six large trees with 99 Holly and Juniper shrubs.

Existing wooded areas meet the required Class A (10 ft.) buffer along the eastern property line and Class B (15 ft.) buffer along the southern property line.

Existing interior sidewalks are provided within the boundaries of the lot connecting the building to the parking areas. There are no exterior sidewalks shown on the site plan.

No additional lighting is proposed. If added later, a lighting plan would have to be reviewed and approved by the Planning Director.

Stormwater calculations are not required since less than half an acre of land area is to be disturbed.

There are two existing curb cuts shown on Clingman Street and one on Corporate Drive which will remain to provide access to the site. These curb cuts have been approved by NCDOT.

In 2008 the Council modified the interconnectivity requirement.

At the public hearing held on December 16, 2o13, the applicant spoke in favor of the request and Sgt. Sweet with the Goldsboro Police Department spoke in opposition.

After the public hearing, the Planning Commission recommended approval of the Conditional Use Permit and site and landscape plans. They felt that past events at this particular location should not be held against the current applicant.

Upon motion of Councilmember Aycock, seconded by Councilmember Allen and unanimously carried, Council denied the applicant's request for a Conditional Use Permit due to the finding that the request may materially endanger the public health or welfare due to concerns expressed from the Police Department citing criminal activity associated with previously operated nightclubs at this location.

City Manager's Report. Mr. Stevens stated he hoped everyone had a happy holiday and wished everyone a prosperous New Year.

City Attorney's Report and Recommendations. Mr. Womble wished everyone a Happy New Year.

Mayor and Councilmembers' Reports and Recommendations. Mayor Pro Tem Broadaway wished everyone a Happy New Year. He stated it was going to be an interesting year.

Councilmember Headen stated he had the opportunity to participate in a Gang Conference and shared they are recruiting more females. He stated gangs are moving closer to our area. He stated he learned how gang members are initiated and what they go through to get out. He stated he would like to see the newspaper do an article to enlighten the public about gangs. Councilmember Headen also reminded everyone it is flu season and the importance of washing their hands.

Councilmember Goodman wished everyone a happy New Year. He stated he hoped everyone had a great Christmas and holiday season. He hoped everyone will remember those less fortunate not just during the holiday season but all year long.

Councilmember Williams wished everyone a happy New Year and hopes it is the most prosperous year for everyone.

Councilmember Allen wished everyone a happy New Year.

Councilmember Aycock wished everyone a happy and prosperous New Year. He stated he is concerned over the upcoming bond referendum and county residents do not pay for their use of recreational facilities and he would like to see that addressed.

Mayor King wished everyone a happy New Year. He stated Council needs to be aware of opportunities and take advantage of those opportunities and go around pitfalls. He thanked staff for all they do and stated we have good solid employees.

There being no further business, the meeting adjourned at 7:11 p.m.

Alfonzo King
Mayor

Melissa Corser, CMC
City Clerk