City of High Point

Municipal Office Building
211 South Hamilton Street
High Point, NC 27261

Meeting Agenda

Monday, October 5, 2015

5:30 PM

Council Chambers

<u>City Council</u>

William S. Bencini, Jr., Mayor
James C. Davis, Mayor Pro Tem
Latimer B. Alexander, IV, Cynthia Y. Davis,
Jason P. Ewing, Jeffrey J. Golden,
Alyce E. Hill, Christopher Williams,
Jay W. Wagner

ROLL CALL, PRAYER, AND PLEDGE OF ALLEGIANCE

RECOGNITIONS AND PRESENTATIONS

150322 Proclamation - High Point Fire Department Month
Chief Tommy Reid and members of the High Point Fire Department will be in attendance to receive a Proclamation designating the month of October 2015 as “High Point Fire Department Month" to recognize the department for 125 years of dedicated service to the citizens of High Point.

150323 Proclamation - Fire Prevention Week
Chief Tommy Reid and members of the High Point Fire Department will be in attendance to receive a Proclamation designating October 4-10, 2015 as “Fire Prevention Week 2015."

PUBLIC COMMENT PERIOD

A Public Comment Period will be held on the first Monday of the regular City Council meeting schedule at 5:30 p.m. or as soon thereafter as reasonably possible following recognitions, awards and presentations. Our policy states persons may speak on any item not on the agenda.

**Persons who have signed the register to speak shall be taken in the order in which they are listed. Others who wish to speak and have not signed in will be taken after those who have registered.*
**Persons addressing City Council are asked to limit their comments to 3 minutes.*
**Citizens will be asked to come to the podium, state their name and address and the subject(s) on which they will comment.*
**If a large number of people are present to register concerns about the same subject, it is suggested that they might be acknowledged as a unified group while a designated speaker covers the various points. This helps to avoid repetition while giving an opportunity for people present with the same concerns to be recognized.*

Thanks to everyone in the audience for respecting the meeting by refraining from speaking from the audience, applauding speakers, or other actions that distract the meeting.

CONSENT AGENDA ITEMS

FINANCE COMMITTEE - Mayor Pro Tem Davis, Chair

150324 Duke Energy - Communications Easement
Council is requested to approve the granting of a Communications Easement with Duke Energy for the purpose of installing communication equipment on their existing tower located at the Barrow Road Electric Substation, 4534 Barrow Road.

150325 Contract - Concrete Foundations - Skeet Club Road Transmission Project
Council is requested to approve contract awarding Bid No. 39 to Graves Construction Services in the amount of $407,542.00 for the installation

of concrete foundations for the Skeet Club Road Transmission project.

150326 Contract - Purchase of Underground Cable
Council is requested to approve contract awarding Bid No. 40 to HD Supply in the amount of $282,160.00 for the purchase of 750MCM Underground cable to replenish stock in the city's warehouse.

150327 Contract - Purchase of SCBA - Fire Department
Council is requested to approve contract with Municipal Emergency Services in the amount of $1,209,304.27 for the purchase of Self-Contained Breathing Apparatus (SCBA) for the Fire Department.

150301 Interlocal Agreement - PART Electric Vehicle Charging Station
Approval of an Interlocal Agreement with the Piedmont Authority for Regional Transportation (PART) for the installation of an electric vehicle charging station which will be located at the City's Library.

Pending Items

150284 Budget Ordinance Amendment- Little Red Schoolhouse
Adoption of a budget ordinance to appropriate funding in the amount of $95,750 to relocate and stabilize the Little Red Schoolhouse to its final location on the High Point Museum Campus.

REGULAR AGENDA ITEMS

PLANNING & DEVELOPMENT COMMITTEE - Council Member Wagner, Chair

150328 Resolution of Intent - Street Abandonment Case 15-09
Approval of a Resolution of Intent that establishes a public hearing date of Monday, November 2, 2015 at 5:30 p.m. to consider a request by the Technical Review Committee to abandon excess right-of-way, from a former cul-de-sac, along the north and south side of Whitney Court.

150329 Resolution of Intent - Street Abandonment Case 15-10
Approval of a Resolution of Intent that establishes a public hearing date of Monday, November 2, 2015 at 5:30 p.m. to consider a request by the Technical Review Committee to abandon an unimproved right-of-way (10-foot wide alley) lying at the western terminus of Sunview Avenue, and along the south side of Sunview Avenue.

GENERAL BUSINESS AGENDA

150330 Appointments - Boards & Commissions - Human Relations Commission
Council is requested to confirm the following appointments to the Human Relations Commission:

Latishia Bahena (Recommended by Council Member Chris Williams - Ward 2)
Bobby Davis (Recommended by Council Member Latimer Alexander

-At-large)
Jason Yates (Recommended by Council Member Jeff Golden - Ward 1)

150331 Appointment - Boards & Commissions - Historic Preservation Commission
Council Member Cynthia Davis is recommending the appointment of Janet Catania to the Historic Preservation Commission. Appointment is effective immediately and will expire July 1, 2018.

150332 Approval of the Minutes of Previous City Council Meetings
§ Manager's Briefing; September 8th @ 4:00 p.m.
§ Finance Committee; September 17th @ 4:00 p.m.
§ High Point City Council; September 21st @ 5:30 p.m.

150097 Boards & Commissions- Vacancy Report
Attached is the current list of vacancies for all Boards and Commissions.

150333 Appointment - Boards & Commissions - Library Board of Trustees
Council Member Jay Wagner is recommending the appointment of Rick Cornwell to the Library Board of Trustees as the Ward 4 representative. Appointment will be effective immediately and will expire October 31, 2017.

ADJOURNMENT

CITY OF HIGH POINT
AGENDA ITEM

Title: 750 MCM Underground Cable - Bid #40-091715

From: Garey S. Edwards, Electric Utilities Director

Meeting Date: October 5, 2015

Public Hearing: N/A

Advertising Date / Advertised By: N/A

Attachments: Attachment A: Bid Tabulation
Attachment B: Recommendation Form

PURPOSE:
Purchase of this cable will be to replenish the city's warehouse stock. This size cable is used on main feeder lines which serve the downtown area.

BACKGROUND:
The City's downtown underground electric system is in need of cable replacement. These lines were installed approximately 30 to 40 years ago. Most of the downtown power failures have been due to either age or moisture problems. Over the years, we have been replacing this cable, using in-house labor and equipment.

BUDGET IMPACT:
Funds are included in the 2015-16 budget to cover this expense.

RECOMMENDATION / ACTION REQUESTED:
Council is requested to approve award contract for the purchase of underground cable to HD Supply of Wake Forest, NC for a total amount of $282,160.00.

HIGH POINT
NORTH CAROLINA'S INTERNATIONAL CITY

FORMAL BID RECOMMENDATION
REQUEST FOR COUNCIL APPROVAL

DEPARTMENT: ELECTRIC

COUNCIL AGENDA DATE:

BID NO.: 40-091715 CONTRACT NO.: DATE OPENED: 09/17/2015

DESCRIPTION:

UNDERGROUND CABLE 750 MCM

PURPOSE:

TO REPLENTISH STOCK IN THE WAREHOUSE .

COMMENTS:

IT IS MY RECOMMENDATION THAT THE ENTIRE BID BE AWARDED TO HD SUPPLY FOR THE TOTAL PRICE OF $282,160.00 . THEY ARE THE LOWEST RESPONSIVE BIDDER MEETING SPECIFICATIONS .

RECOMMEND AWARD TO: HD SUPPLY AMOUNT: $282,160.00

JUSTIFICATION:

HD SUPPLY HAD THE LOWEST PRICE OUT OF THREE BIDDERS , SO IT IS MY RECOMMENDATION THAT THE BID BE AWARDED TO HD SUPPLY .

ACCOUNTING UNIT	ACCOUNT	ACTIVITY	CATEGORY	BUDGETED AMOUNT
631795	533504			$282,160.00
TOTAL BUDGETED AMOUNT				

DEPARTMENT HEAD: Garey S Edwards Digitally signed by Garey S Edwards DN: cn=Garey S Edwards, o=City of High Point, ou=Electric, email=garey.edwards@highpointnc.gov, c=US Date: 2015.09.21 14:06:54 -04'00' DATE: 09/21/2015

The Purchasing Division concurs with recommendation submitted by the **Electric Dept.** **and recommends award to the lowest responsible, responsive bidder** **HD SUPPLY** **in the amount of $** **282,160.00**.

PURCHASING MANAGER: Tarinda Chappell Digitally signed by Tarinda Chappell DN: cn=Tarinda Chappell, o=City of High Point, ou=Purchasing, email=tarinda.chappell@highpoint.gov, c=US Date: 2015.09.21 15:15:58 -04'00' DATE: Sep 21, 2015

Approved for Submission to Council
FINANCIAL SERVICES DIRECTOR: Jeffrey A Moore Digitally signed by Jeffrey A. Moore DN: cn=Jeffrey A. Moore, o=City of High Point, NC, ou=Financial Services Director, email=jeff.moore@highpointnc.gov, c=US Date: 2015.09.24 12:12:06 -04'00' DATE: Sep 24, 2015

CITY MANAGER: Greg Demko Digitally signed by Greg Demko DN: cn=Greg Demko, o, ou, email=greg.demko@highpointnc.gov, c=US Date: 2015.09.24 13:25:50 -04'00' DATE: Sep 24, 2015

BIDDERS LIST & TABULATION

FORMAL BID #40-091715 – WIRE #113					
VENDOR NAME & ADDRESS	ITEM #	QTY.	UNIT PRICE (UOM=FT)	TOTAL PRICE	DELIVERY A.R.O.
HD SUPPLY 5031 UNICON DR. WAKE FOREST, NC 27587	113	20,000'	$14.108	$282,160.00	Awarded MC 9-21-15 70-84 DAYS
IRBY P.O. BOX 7457 ROCKY MOUNT, NC 27804	113	20,000'	$14.11	$282,200.00	12-14 WKS.
SHEALY ELEC. WHOLESALERS P.O. BOX 8597 COLUMBIA, SC 29202	113	20,000'	$16.52	$330,400.00	8 WKS.
WESCO 3025 STONYBROOK DR. RALEIGH, NC 27604	113	20,000'	-	NO QUOTE	-

* Bids emailed September 3, 2015.

CITY OF HIGH POINT
AGENDA ITEM

Title: **Resolution of Intent (ROI) for Street Abandonment Case 15-10**
(unimproved alley)

From:	Lee Burnette, Planning & Development Director	**Meeting Date:**	October 5, 2015
Public Hearing:	No	**Advertising Date/ Advertised By:**	Not applicable

Attachments:
A. Resolution of Intent (ROI) for Street Abandonment Case 15-10
B. Map of right-of-way proposed to be abandoned

PURPOSE:
Approval of a Resolution of Intent that establishes a public hearing date of November 2, 2015, to consider a request to abandon an unimproved right-of-way (10-foot wide alley) lying at the western terminus of Sunview Avenue, and along the south side of Sunview Avenue.

BACKGROUND:
Resolution of Intent for Street Abandonment Case 15-10 is enclosed.

BUDGET IMPACT:
There is no budget impact.

RECOMMENDATION / ACTION REQUESTED:
Staff recommends City Council set a public hearing date of Monday, November 2, 2015 to hear this request.

Publish four (4) consecutive weeks: **October 9, 16, 23, & 30, 2015**

RESOLUTION OF INTENT TO CONSIDER
STREET ABANDONMENT
(Case # SA15-10)

WHEREAS, the City Council has been petitioned to abandon an unimproved right-of-way (10-foot wide alley) lying at the western terminus of Sunview Avenue, and along the south side of Sunview Avenue

WHEREAS, G.S. 160A-299 requires the Council to first adopt a resolution declaring its intent to abandon the above right-of-way and calling a public hearing on the question;

NOW, THEREFORE BE IT RESOLVED, THAT THE COUNCIL declares its intent to consider the abandonment of the right-of-way above described and sets Monday, November 2, 2015, at 5:30 p.m. as the date for said public hearing before the Council in the Council Chamber of the Municipal Building in High Point.

Persons wishing to be heard either for or against the said right-of-way abandonment are asked to be present for the hearing. The meeting facilities of the City of High Point are accessible to people with disabilities. If you need a special accommodation, call (336) 883-3298 or TDD# (336) 883-8517.

Further information pertaining to this request is available at the Planning and Development Department in Room 316 of the Municipal Office Building, 211 South Hamilton Street, High Point, North Carolina, (336) 883-3328 or FAX (336) 883-3056.

By Order of the City Council
This the 5th day of October, 2015.

Lisa B. Vierling, City Clerk

Petition Submitted By: City of High Point Technical Review Committee

STREET ABANDONMENT REQUEST SA15-10

Applicant: City of High Point

Area: 0.022 acres

Location of requested street abandonment

Previously abandoned right-of-ways

Planning & Development Department

City of High Point

Date: September 22, 2015

N

Scale: 1"=100'

G:/Planning/Secure/ba-pz/2015/pz/sa15-10.mxd

Office of the Mayor
City of High Point
North Carolina

PROCLAMATION...

WHEREAS, the City of High Point, North Carolina is committed to ensuring the safety and security of all those living in and visiting High Point. Fire is a serious public safety concern both locally and nationally, and homes are the locations where people are at greatest risk from fire; and,

WHEREAS, home fires killed 2,755 people in the United States in 2013, according to the National Fire Protection Association (NFPA), and fire departments in the United States responded to 369,500 home fires; and,

WHEREAS, working smoke alarms cut the risk of dying in reported home fires in half. Three out of five home fire deaths result from fires in properties without working smoke alarms and in one-fifth of all homes with smoke alarms, none were working; and,

WHEREAS, when smoke alarms should have operated but did not do so it was usually because batteries were missing, disconnected, or dead; and,

WHEREAS, half of home fire deaths result from fires reported at night between 11 p.m. and 7 a.m. when most people are asleep. High Point's residents should install smoke alarms in every sleeping room, outside each separate sleeping area, and on every level of the home; and,

WHEREAS, High Point's residents should install smoke alarms and alert devices that meet the needs of people who are deaf or hard of hearing, and High Point's residents who have planned and practiced a home fire escape plan are more prepared and will therefore be more likely to survive a fire; and

WHEREAS, High Point's first responders are dedicated to reducing the occurrence of home fires and home fire injuries through prevention and protection education. High Point's residents are responsive to public education measures and are able to take personal steps to increase their safety from fire, especially in their homes; and,

WHEREAS, the 2015 Fire Prevention Week theme, *"Hear the Beep Where You Sleep. Every Bedroom Needs a Working Smoke Alarm!"* effectively serves to remind us that we need working smoke alarms to give us the time to get out safely.

THEREFORE, I, William S. Bencini, Jr., Mayor of High Point, do hereby proclaim October 4-10, 2015, as ***Fire Prevention Week*** throughout this city, and I urge all the people of High Point to install smoke alarms in every bedroom, outside each sleeping area, and on every level of the home, including the basement and to support the many public safety activities and efforts of High Point's fire and emergency services during Fire Prevention Week 2015.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Seal of the City of High Point, North Carolina this 5TH day of October 2015.

William S. Bencini

William S. Bencini, Jr., Mayor

City of High Point North Carolina

CITY OF HIGH POINT
AGENDA ITEM

Title: Duke Energy Communication Easement - 4534 Barrow Road

From: JoAnne Carlyle, City Attorney

Public Hearing: N/A

Attachments: Map

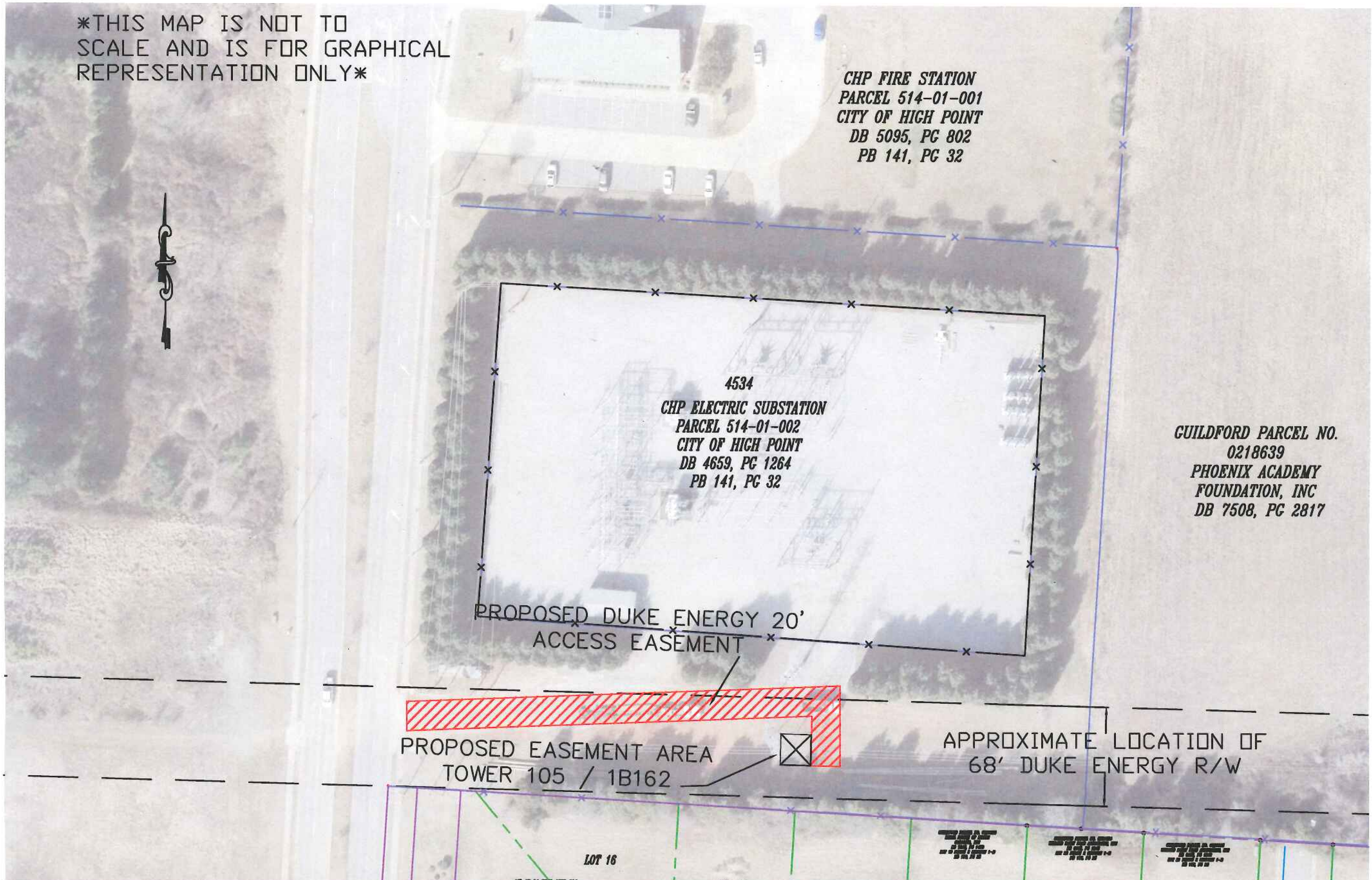
Meeting Date: October 5, 2015
Advertising Date: N/A
Advertised By: N/A

PURPOSE:
To grant a Communication Easement to Duke Energy on property located at 4534 Barrow Road. This would be within the foot print of their existing transmission tower located at this address.

BACKGROUND:
Duke Energy has an electric transmission line located along the southern portion of the Barrow Road Electric Substation. They are requesting an easement to install communication equipment on their existing tower with an equipment building located within the legs of the existing tower. The negotiated price of this property is $10,000 and the funds from this would be credited to the General Fund.

BUDGET IMPACT:
N/A

RECOMMENDATION / ACTION REQUESTED:
Council is to requested to approve the granting of this communications easement with Duke Energy and authorize the appropriate City Official to execute all necessary documents.



CITY OF HIGH POINT NORTH CAROLINA ENGINEERING SERVICES DEPARTMENT		DRAWING FOR DUKE ENERGY COMMUNICATION EASEMENT	
SCALE: N.T.S.	BY: JKF	PROJECT: 2497	DATE: SEPT. 2015

MANAGER'S BRIEFING SESSION
September 8, 2015– 4:00 P.M.
3RD FLOOR LOBBY CONFERENCE ROOM

MINUTES

Present:
Mayor Bill Bencini; Mayor Pro Tem James Davis (Ward 5); and Council Members Latimer Alexander (At-Large), Cynthia Davis (At-Large) (joined the meeting at 4:50 p.m.), Jeff Golden (Ward 1); Chris Williams (Ward 2), Alyce Hill (Ward 3), Jay Wagner (Ward 4) and Jason Ewing (Ward 6)

Absent:
Council Member Jay Wagner (Ward 4)

Staff Present:
Randy McCaslin, Deputy City Manager; JoAnne Carlyle, City Attorney; Randy Hemann, Assistant City Manager; Eric Olmedo, Budget and Performance Manager; Loren Hill, President-High Point Economic Development Corporation; Jeron Hollis, Communications & Public Engagement Director; Jeff Moore, Director of Financial Services; Chief Sumner, High Point Police Department; Major Larry Casterline, High Point Police Department; Major Ken Schultz, High Point Police Department; Brian Beasley, Attorney-High Point Police Department; Lisa Vierling, City Clerk;

News Media Present:
Pat Kimbrough, *High Point Enterprise*

Note: All hand-outs distributed at this meeting will be attached as a permanent part of these proceedings.

Handouts: FY 2014-2015 Year-End Financial Report (unaudited)
High Point Police Department 2014-2105 Statistical Review

City Manager Greg Demko introduced Randy Hemann, Assistant City Manager for Community Services. Mr. Hemann comes to High Point from Oxford, North Carolina, where he served as City Manager. Prior to that, he was Executive Director for Downtown Salisbury.

1) FY 2014-2015 Year End Financial Report (unaudited)

Eric Olmedo provided an overview of the Year End Financial Report for FY 2014-2015.

General Fund:
The total budget summary identifies the total of revenues over expenditure/commitments is about $1.35 million. Mr. Olmedo explained staff feels comfortable appropriating fund balance this early in the year due to the $1.35 million. Revenue is $677,000 greater or .7% greater than anticipated. On the Expenditure side of the General Fund, about 92.9% has been spent out of current expenditures. Bottom line on the General Fund, the city is ahead by about $500,000 (better than anticipated). Mr. Olmedo noted these numbers are indicative of the city's practice of conservative budgeting on the revenue and expenditure side which has resulted in exceeding expectations.

Water/Sewer Fund:
The Water/Sewer Fund summary identifies an increase of $1,029,975 in revenue over expenditure/commitments.

Mr. Olmedo reported this will result in the city being to the good by about $1,000,000 in additional fund balance. Mr. Demko pointed out this goes back to the city's Financial Plan with Davenport & Company, with the debt structures, the improvements and the revenues are right on target with the levels of spending.

Electric Fund:
The total revenues for the Electric Fund are about 103.1% of the budget; total expenditures are about 102.3%. Mr. Olmedo explained the main driver of the $1.8 million being over the current budget for the operating expenses is related to the city's wholesale power bill being $1.839 million over what was budgeted. Revenues and expenditures are up (essentially a pass-thru).

Council Member Alexander inquired about the rate stabilization. Mr. Olmedo advised this would be in the current year and wasn't sure this has been determined yet.

Solid Waste Fund:
The city is slightly over budget in the Solid Waste Fund. A net positive of $301,000. Mr. Olmedo reminded Council that the Capital roll forward does include about $5,000,000 for the MRF that is appropriated and awaiting outcome of a decision by Council on the MRF.

Stormwater Fund:
Mr. Olmedo reported there is a major Capital Project in process (Jacob's Place) that is about $3.6 million. Staff estimates the result would be about $425,000 to the positive in the Stormwater Fund.

Mass Transit Fund:
Mr. Olmedo explained staff has been waiting on a receivable from the FTA for some time now, which has now come in. He pointed out there is about $530,000 in reserves for the anticipated bus purchases. About $2.3 million has been added to the bottomline in the Mass Transit Fund, which will make up the fund balance deficit over the last couple of years.

Council Member Alexander asked that Council be briefed regarding the old buses once replaced and mentioned some past discussions about the possibility of the Fire or Police Department getting one for a recovery vehicle.

Mr. Demko advised that staff will be putting together formal business plans for each of the funds as well.

Mayor Pro Tem J. Davis asked if the city was anticipating an increase in health insurance this year. Mr. Demko explained that the city has received some preliminary quotes and there are some indications that there will be some increases, much due to the mandated federal health care plan. Mayor Pro Tem J. Davis noted that the city absorbed the increase last year in the budget and felt since the revenues are better than anticipated, it might be possible to absorb some of the increased cost again. Mr. Demko advised this would be a policy decision to be made by Council.

Council Member Golden questioned if any of the Transit Study has been implemented. Deputy City Manager Randy McCaslin advised that there would be a Manager's Briefing the first meeting in October on the Transit Study.

Mr. Demko reported overall, the city is in good financial shape due to conservative budgeting and explained the big saver in the General Fund was the sales tax, which the Legislature is still discussing and should be watched closely. He also pointed out the Tax and Tag Program on vehicles has also helped out quite a bit.

2) Presentation: High Point Police Department- 2014-2015 Crime Statistics

Chief Sumner prefaced his presentation by sharing that most of the crime stats are done on a calendar year, but the goals and objectives are set by fiscal year. He then introduced the following staff members who were present: Brian Beasley, Police Attorney; Major Kenneth Schultz; and Major Larry Casterline.

The city's crime index last fiscal year decreased. Indexed Crime are the actual numbers indexed to a population of 100,000. Chief Sumner explained there was a 2.2% increase in the violent rate for the first time in years, but this was driven by more aggravated assaults which came in the fourth quarter of the fiscal year. The Police Department has already addressed the specific driving factors and have now seen a little bit of a turn-around. The great news is that property crime decreased again and burglary was down by 28%.

Chief Sumner pointed out the city's violent crime last year was the lowest since 1979. He advised that crime spiked in the 1990s which prompted the initiation of the Violent Crimes Task Force, which was followed by the Drug Market Intervention, Gang Intervention, Domestic

Violence Initiative and all these have resulted in the city consistently driving the crime rates down. He reported that the property crime is lower than it has been in the last 42 years.

Types of Police Calls for Service:
Chief Sumner advised that his department handled approximately 119,271 police calls for service in this fiscal year, which was a slight increase over last year. He pointed out Intimate Partner Domestic Disturbance/Other Domestic Disturbance used to be the number one call for service, but it was fourth last year and this was another indicator that the Domestic Violence Initiative is working. He mentioned the Report compiled by the Department of Justice shows that High Point has eliminated homicide over the last six years on domestic-related offenses; lowered calls; low recitividism rate (14% compared to national rates of about 35-40%); repeat calls have decreased.

Council Member Alexander asked how the second highest reason for calls (animal related) could be resolved. Chief Sumner advised it would take time, but felt the recent revisions to the ordinance would help with the addition of the educational aspect. Council Member Golden asked if it might be possible for the police department to identify the specific kinds of animal-related calls on reports. Chief Sumner explained they do have the ability to add codes, search the notes for the calls and would start tracking the specific calls. He noted they could tell them how many dogs are running at-large, how many vicious dogs and would soon have a code to identify calls that come in regarding dog tethering.

Self-Initiated Calls:
Chief Sumner pointed out traffic stops (22,363) are number one in terms of spending the most time on; followed by Criminal Process; Special Checks. He noted the department is spending a significant amount of time on the right activities.

Charge and Arrests:
Regarding Charges and Arrests, Chief Sumner pointed out because the department uses extensive deterrence, there is an understanding that the arrest is not always a fix for the problem because changing the behavior without arresting is better and much easier sustained. He noted that they realize the arrests and charges have resulted in a decrease, while at the same time they are still getting reductions in crime. High Point's arrests and clearance rates clearly indicate that they are solving a high percentage of the cases.

Traffic:
Chief Sumner reported that collisions have increased every year for the past five years (primarily due to speed, inattention, running red lights, etc…). Chief Sumner noted they generally focus on areas/corridors where the most crashes occur. He explained they have also looked at the fatalities, but have not been able to pin-point any specific patterns for fatalities.

Council Member Alexander asked the Chief if the department is being supported by the court system when they write citations. Chief Sumner noted the police department can say they have zero tolerance in certain areas, but the courts won't be influenced by this because they will make their decisions one case at a time, based on a person's record, etc…. Police Attorney Beasley explained the courts are not necessarily dismissing a lot of citations, but are reducing the charges. Council Member Alexander felt that following through with a conviction in court for the citations would change attitudes since it would result in an increased insurance premium for several years.

Council Member Golden brought up the possibility that Guilford County Schools may do away with funding Drivers Ed and asked if any thought has been given as to what impact this could possibly have on crashes, etc…. Chief Sumner advised that 16-19 is already the highest age group for the liability of crashes, and added that he is a big proponent for continuing Drivers Ed in schools.

At this time, Chief Sumner gave a quick update on the heroin overdoses and noted the heroin overdoses for the month have stayed at the average, with only four deaths reported.

<u>Police Department Personnel:</u>
The police department is pretty good on personnel with eight vacancies and one animal control officer vacancy. He advised that 50-60% of his officers have college degrees above a two-year degree. He informed Council that the State requires officers to do a mandatory minimum training of 25 hours a year in order to keep their certification and pointed out they go way beyond any type of mandatory minimum.

<u>Update on Officer Involved Shooting in Archdale:</u>
Chief Sumner reported the officers involved have done all the things required while on administrative leave and he has read all the preliminary investigative reports, has been debriefed by the SBI and he has no concerns at this point.

He advised the department will be making some changes in personnel and effective September 6th, the Majors were transferred to new positions: Major Schultz will have Field Operations North; Major Casterline will have Major Crime Deterrence and Prevention; and Major Steele will have Field Operations South.

[Council Member C. Davis joined the meeting at 4:50 p.m.]

The Chief announced another change involving Field Training Officers. Effective September 20th, all FTOs will be on one team (the David Team). He explained doing this would result in continuity of command and he preferred it be done in this manner.

Chief Sumner shared that Major Steele is doing an exhaustive staffing study, since one has not been done in five years. The study will show whether or not the city has the right number of officers and whether or not the current officers are properly deployed. Council Member Alexander felt the Police Department was doing a great job operating being short-staffed and applauded Chief Sumner for his efforts. Chief Sumner thanked Council Member Alexander for his remarks, and agreed that the department has operated as efficient as possible, but realizes they can no longer compensate for being under staffed. To keep the efficiency from dropping, they are going to have to add a few officers and the study that is currently being done by Major Steele will clarify the needs.

Decision to Use Narcan:
Chief Sumner advised that he has recently decided to start the training that allows the officers to carry Narcan (the anecdote for heroin). He noted they can probably get Narcan at no cost and pointed out that Guilford County will train the High Point Officers which will take a minimal amount of time.

Transition to Sig Sauer Pistol:
Chief Sumner reported the transition to the Sig Sauer Pistol is now complete and most shooters scores increased. Testing and evaluation went very well. Council Member Golden asked what the officers did with the old pistols. Chief Sumner explained these were traded in to Sig and Sig negotiated offers for any officer desiring to purchase it, of which most officers did purchase theirs at the trade-in price.

Mobile Field Force Training:
Chief Sumner reported the Mobile Field Force Training is currently being updated.

Fair and Unbiased Policing:
Chief Sumner shared that he would be adding Fair and Unbiased Policing this year and through the NC Police Executives, they would bring this to the State as a training course. He felt this would be a good enhancement to the training. A group out of Florida would be providing instruction.

Community Day 2015:
The High Point Police Department will be sponsoring a community event on Saturday, September 12th in partnership with the Boys and Girls Club in High Point.

Bomb Threat Incident at Courthouse:
Council Member C. Davis mentioned an incident reported in the News & Record regarding a bomb threat at the Guilford County Courthouse in High Point. Chief Sumner explained it was a bomb threat called into the Clerk's Office and one was also called into Davidson County, but nothing was found.

Traffic Control- Coltrane Jazz Festival:
City Manager Greg Demko asked Chief Sumner about his thoughts on traffic control for the Coltrane Jazz Festival. Chief Sumner noted the feedback he has received has been extraordinarily positive. Mr. Demko felt the work that the police department did was amazing for the size of the event and the small size of the area.

There being for further business to discuss, the meeting adjourned at 5:05 p.m. upon motion duly made and seconded.

Respectfully Submitted,

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Lisa B. Vierling, MMC
City Clerk

High Point, North Carolina

Application for Appointment to Boards and Commissions

Profile

All appointments to City boards and commissions are made by the Mayor and City Council and are not limited to those persons who fill out applications.

Rick
First Name

Cornwell
Last Name

Rcornwell@northstate.net
Email Address

719 Gatewood Avenue
Street Address

Suite or Apt

High Point
City

NC
State

27262
Postal Code

Within High Point Corporate Limits
Please select your residency status.

336-886-6610
Primary Phone

N/A
Alternate Phone

Retired
Employer

Which Boards would you like to apply for? Library Board of Trustees

Ward 4
Ward you reside in?

Interests & Experiences

Please tell us about yourself and why you want to serve.

Please list any work, volunteer, and/or educational experience that you would like us to consider in the review of your application.

Upload a Resume

Have you participated in Leadership High Point?

● Yes ○ No (formerly Challenge: High Point)

1991

If yes, please list the year in which you participated in Leadership High Point:

Male

Gender

Applications will be retained and active for a two-year period

CITY OF HIGH POINT
AGENDA ITEM

Title: Concrete Foundations-Skeet Club Rd. - Bid #39-092315

From: Garey S. Edwards, Electric Utilities Director

Meeting Date: October 5, 2015

Public Hearing: N/A

Advertising Date / Advertised By: N/A

Attachments: Attachment A: Bid Tabulation
Attachment B: Recommendation Form
Attachment C: Southeasterm Engineers Recommendation Letter

PURPOSE:
The Contractor will be installing concrete foundations for the self-supporting poles to be used on the Skeet Club Road Transmission Project.

BACKGROUND:
The foundations are for the self-supporting transmission poles that will be used on the Skeet Club Road Project. This is the final segment of this multi-year project to connect the Oak Hollow substation to the Barrow Road substation with 100kv power supply. These are large round foundations measuring 5 to 8 foot diameter and are up to 30 foot deep.



BUDGET IMPACT:
Funds are included in the 2015-16 budget to cover this expense.

RECOMMENDATION / ACTION REQUESTED:
Council is requested to award contract for the installation of concrete foundations for the Skeet Club Road Transmission Project to Graves Construction Services in the amount of $407,542.00.

HIGH POINT
NORTH CAROLINA'S INTERNATIONAL CITY™

FORMAL BID RECOMMENDATION
REQUEST FOR COUNCIL APPROVAL

DEPARTMENT: Electric Department

COUNCIL AGENDA DATE: Oct 5, 2015

BID NO.: 39-092315 CONTRACT NO.: DATE OPENED: Sep 23, 2015

DESCRIPTION:

Concrete foundations for self-supporting poles to be used on the Skeet Club Rd. transmission project.

PURPOSE:

This project will connect the transmission system between the Oak Hollow and North Substations. This is the final segment, connecting the lines we have built along Barrow Rd. and Johnson St.

COMMENTS:

I would like to recommend the bid be awarded to Graves Construction Services. They are the lowest responsive bidder to meet the specifications and they have provided excellent service in the past for the City of High Point.

RECOMMEND AWARD TO: Graves Construction Services AMOUNT: $407,542

JUSTIFICATION:

ACCOUNTING UNIT	ACCOUNT	ACTIVITY	CATEGORY	BUDGETED AMOUNT
631799	533701	631001001705	40201	407,542
TOTAL BUDGETED AMOUNT				

DEPARTMENT HEAD: Garey S Edwards Digitally signed by Garey S Edwards DN: cn=Garey S Edwards, o=City of High Point, ou=Electric, email=garey.edwards@highpointnc.gov, c=US Date: 2015.09.24 08:05:02 -04'00' DATE: Sep 24, 2015

The Purchasing Division concurs with recommendation submitted by the **Electric** **and recommends award to the lowest responsible, responsive bidder** **Graves Environmental** **in the amount of $** **407,542.00**.

PURCHASING MANAGER: Tarinda Chappell Digitally signed by Tarinda Chappell DN: cn=Tarinda Chappell, o=City of High Point, ou=Purchasing, email=tarinda.chappell@highpointnc.gov, c=US Date: 2015.09.24 12:06:47 -04'00' DATE: Sep 24, 2015

Approved for Submission to Council
FINANCIAL SERVICES DIRECTOR: Jeffrey A Moore Digitally signed by Jeffrey A. Moore DN: cn=Jeffrey A. Moore, o=City of High Point, NC, ou=Financial Services Director, email=jeff.moore@highpointnc.gov, c=US Date: 2015.09.24 12:02:26 -04'00' DATE: Sep 24, 2015

CITY MANAGER: Greg Demko Digitally signed by Greg Demko DN: cn=Greg Demko, o, ou, email=greg.demko@highpointnc.gov, c=US Date: 2015.09.24 13:14:28 -04'00' DATE: Sep 24, 2015

Bid Tabulation

Bid Number 39-092315
Installation of Concrete Transmission Pole Foundations
Electric Department

BIDDERS	**BID**
Davis H. Elliott Construction Co.	$480,000
Graves Environmental	$407,542

Southeastern Consulting Engineers, Inc.

September 24, 2015

Mr. Garey Edwards, PE
Electric Utilities Director
P.O. Box 230
High Point, North Carolina 27261

Ref.: Concrete Foundation Bid for the
Skeet Club Road 100 KV Transmission Project

Dear Mr. Edwards:

The City solicited proposals from eight contractors across the Southeast to bid on the above referenced project. At the public bid opening on September 23rd at 2:00 p.m. the City received two proposals and one "No Bid" response.

Graves Construction Services, Inc. based out of Jackson, South Carolina, submitted the lowest proposal in the amount of $407,542.00. Graves Construction Services has performed similar work for the City in the past and is an experienced and reputable contractor for deep drilled shaft foundations.

We believe Graves Construction Services has a thorough understanding of this project and the capabilities to meet our construction schedule. Therefore, we are recommending that the City award this project to Graves Construction Services, Inc. in the amount of $407,542.00.

Please notify us of the City's decision in awarding this project and we will proceed with the execution of the Contract Documents and bonding requirements. If you have any questions or need any additional information, please do not hesitate to contact us.

Very truly yours,

SOUTHEASTERN CONSULTING ENGINEERS, INC.

By____________________________
Jerry L. Ford, Jr., P.E.

JLF/lc
cc: Marty Hinson, PE

600 MINUET LANE P.O. BOX 240436 CHARLOTTE, NC 28224
PHONE: (704) 523-6045 FAX: (704) 523-8317

CITY OF HIGH POINT
AGENDA ITEM

Title: Appointment – Historic Preservation Commission – Janet Catania

From: Cynthia Davis, At-large City Council Member

Meeting Date: October 5, 2015

Public Hearing: N/A

Advertising Date / Advertised By:

Attachments: Bio

PURPOSE:
To appoint Janet Catania to the Historic Preservation Commission.

BACKGROUND:
Council Member Cynthia Davis is recommending the appointment of Janet Catania to the Historic Preservation Commission. Appointment will be effective immediately and expire July 1, 2018.

BUDGET IMPACT:
N/A

RECOMMENDATION / ACTION REQUESTED:
Council is requested to confirm the appointment of Janet Catania to the Historic Preservation Commission.

High Point, North Carolina

Submit Date: Sep 28, 2015
Status: submitted

Application for Appointment to Boards and Commissions

Profile

All appointments to City boards and commissions are made by the Mayor and City Council and are not limited to those persons who fill out applications.

Janet
First Name

Catania
Last Name

janthecat66@aol.com
Email Address

309 woodrow ave
Street Address

Suite or Apt

High Point
City

NC
State

27262
Postal Code

Within High Point Corporate Limits
Please select your residency status.

Home: (336) 882-0739
Primary Phone

Mobile: (562) 397-3015
Alternate Phone

self...artist
Employer

Which Boards would you like to apply for?

Historic Preservation Commission

1
Ward you reside in?

Interests & Experiences

Please tell us about yourself and why you want to serve.

Please list any work, volunteer, and/or educational experience that you would like us to consider in the review of your application.

I am currently president of the Sherrod Park Historical District. I am an artist, an a Navy veteran. I attended art school and college in California where I was a member of the historical society.While living in California we restored a 90 yr. English Tutor. With a background in Art and restoration I think I would have something to bring to the council..

Upload a Resume

Have you participated in Leadership High Point?

- [ ] Yes
- [x] No

If yes, please list the year in which you participated in Leadership High Point:

Female

Gender

Applications will be retained and active for a two-year period

Site No.: 000918
Land Unit: 0025774
Project No.: 00918-449402

Prepared By: Karol P. Mack, Associate General Counsel, Duke Energy Carolinas
Please return to: John Yeagley, Chase Real Estate, 10612D Providence Road, Suite 751, Charlotte, NC 28277

STATE OF NORTH CAROLINA)
:
COUNTY OF GUILFORD)

COMMUNICATION EASEMENT

THIS COMMUNICATION EASEMENT (this "Easement"), made this ____ day of __________, 2015, by **CITY OF HIGH POINT** a Municipal Corporation (hereinafter referred to as "Grantor"), to **DUKE ENERGY CAROLINAS, LLC,** (f/k/a Duke Power Company) a North Carolina limited liability company (hereinafter referred to as "Company");

WITNESSETH:

WHEREAS, Company currently owns and enjoys an easement and right of way over the Property (as hereinafter defined) which grants Company the right to operate on and across the Property an electric transmission line and appurtenant towers and other facilities for the purpose of transmitting electricity, such existing right of way being recorded in Deed Book 2458 at Page 4 in the Guilford County Public Registry (the "Registry") (the "Existing Transmission Line Right of Way"); and

WHEREAS, Company desires to obtain, in addition to the rights and easements provided in the Existing Transmission Line Right of Way, the right to use for communications purposes, as more particularly described herein, all or a portion of the real property owned by Grantor being described in the deed recorded in Book 4659 at Page 1264 in the Registry (hereinafter, the "Property").

NOW, THEREFORE, Grantor, for and in consideration of the sum of Ten Dollars ($10.00) and other valuable consideration to Grantor paid by Company, the receipt of which is hereby acknowledged, does hereby grant unto Company, its successors, licensees and assigns, the following easements and rights over and across the Property:

1. Grant of Communication Easement. Subject to the terms of this Easement, Grantor hereby grants to Company and its successors, licensees and assigns a perpetual, exclusive easement and right (the "Communication Easement") to construct, install, operate, maintain, repair and replace from time to time telecommunications facilities, the existing tower, antennae,

electronic equipment boxes and cabinets and/or other equipment or devices which Company deems necessary or desirable for one-way and two-way wireless, wireline and cable telecommunications purposes (collectively, the "Equipment") upon the portion of the Property labeled "Proposed Duke Energy Easement Area" as more particularly shown on that certain survey entitled "Proposed Unmanned Wireless Communication Site Line Index Number 1B162 Tower #105/T-Mobile 5GB0356B (E911-TBD) 4534 Barrow Road, High Point, N.C. 27265" dated August 13, 2015, marked Project Number 1501.022, attached hereto as **Exhibit A** and incorporated herein by reference (the "Easement Area"). The Communication Easement granted hereunder shall specifically include, without limitation, a perpetual easement, in Company's discretion, to add new Equipment and to modify, enlarge and/or extend any existing Equipment within the Easement Area by Company pursuant to the Existing Transmission Line Right of Way and to use same for the attachment and use of the Equipment.

2. Access. Grantor also hereby grants to Company and its successors, licensees and assigns a perpetual easement to enter upon the Property at any time and from time to time to gain access (for vehicles, equipment and pedestrians) to the Easement Area and/or the Equipment over that certain portion of the Property twenty (20) feet in width, labeled "Proposed Duke Energy 20' Access Easement" as shown on **Exhibit A** (the "Access Easement"). The initial construction schedule will be coordinated with the High Point Electric Department as will any future modifications. Grantor shall be entitled, at Grantor's sole cost and expense to relocate said Access Easement (and Company's corresponding easement rights therein) elsewhere on the Property to accommodate Grantor's reasonable needs for the development or use of the Property, but in such case, Grantor also must construct and install, at Grantor's sole cost and expense and without interrupting access to the Easement Area or the Equipment, a replacement roadway or driveway; provided, however, such replacement roadway or driveway, in each instance, must be comparable to the roadway or driveway that is being replaced.

3. Underground Lines. Grantor also hereby grants to Company an easement to construct, reconstruct, replace, rebuild, inspect, maintain and use underground telephone, telecommunications and electrical conduit and lines to serve the Equipment over that certain portion of the Property fifteen (15) feet in width, labeled "Proposed Duke Energy 15' Utilities Easement" as shown on **Exhibit A** (the "Underground Lines"), subject to Grantor's utilities existing at the time of this Easement, and for so long as a third-party communications carrier is attached to Company's tower for communication purposes . The Underground Lines may be installed along and generally parallel to the Access Easement. In the event that the Access Easement requires relocation, Grantee shall relocate any additional underground lines referenced in this Paragraph 3 that are placed parallel to the Access Easement at Grantee's cost.

4. Construction Easement Rights. In addition to the rights hereinabove granted, Grantor also grants to Company a temporary construction easement throughout the term of the Communication Easement in and over a strip of land twenty-five (25) feet in width adjoining the Easement Area on all sides to facilitate the construction and installation of the Equipment (and future replacements, additions and/or expansions thereof) by Company and Company's assigns. Company and Company's assigns may use said strip of land in any manner and for any purpose related to the construction and installation of the Equipment (and future replacements, additions and/or expansions thereof) in and upon the Easement Area. Within thirty (30) days following the completion of each such construction and installation of the Equipment (and future

replacements, additions and/or expansions thereof), Company or Company's assign (as the case may be) shall, to the extent reasonably practicable, restore said strip of land to the condition existing prior to the commencement of such work.

5. Damage to Property. Company shall repair damage to the Property (including, without limitation, damage to roads, driveways and fences) caused or occasioned by the exercise by Company of its rights under this Easement.

6. Assignment. Neither party may assign its right, title and interest in and to this Easement (in whole or in part) at any time to any party without prior written permission of the other party; such permission shall not be unreasonably withheld; provided however, Grantor understands and agrees that a third party communications carrier will attach to Company's tower pursuant to this Communications Easement.

7. Existing Easement Rights. Nothing contained herein shall limit or diminish in any way any rights Company has or may be entitled to assert under the Existing Transmission Line Right of Way.

TO HAVE AND TO HOLD the aforesaid rights, privileges and easements unto Company, its successors and assigns forever.

And Grantor, for Grantor and for Grantor's heirs, executors, administrators, successors, licensees and assigns, covenants to and with Company, its successors and assigns, that Grantor is lawfully seized of the Property in fee and has the right to convey the said rights and easements, that the same is free and clear from any and all encumbrances and will forever warrant and defend the title to the said rights and easements against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the City of High Point has caused this deed to be signed in its name by its duly authorized officers, the day and year first above-written.

CITY OF HIGH POINT
a Municipal Corporation

By: ______________________
William S. Bencini, Jr., Mayor

ATTEST:

____
Lisa B. Vierling
City Clerk

STATE OF NORTH CAROLINA

GUILFORD COUNTY

I, Cynthia C Duncan Smith, a Notary Public of said county and state do hereby certify that Lisa B. Vierling is known to me as City Clerk of the City of High Point; that she personally appeared before me this date; and, that by authority duly given and as the act of the said City of High Point, the foregoing instrument was signed in its name by its Mayor, sealed with its corporate seal, and attested by herself as its clerk.

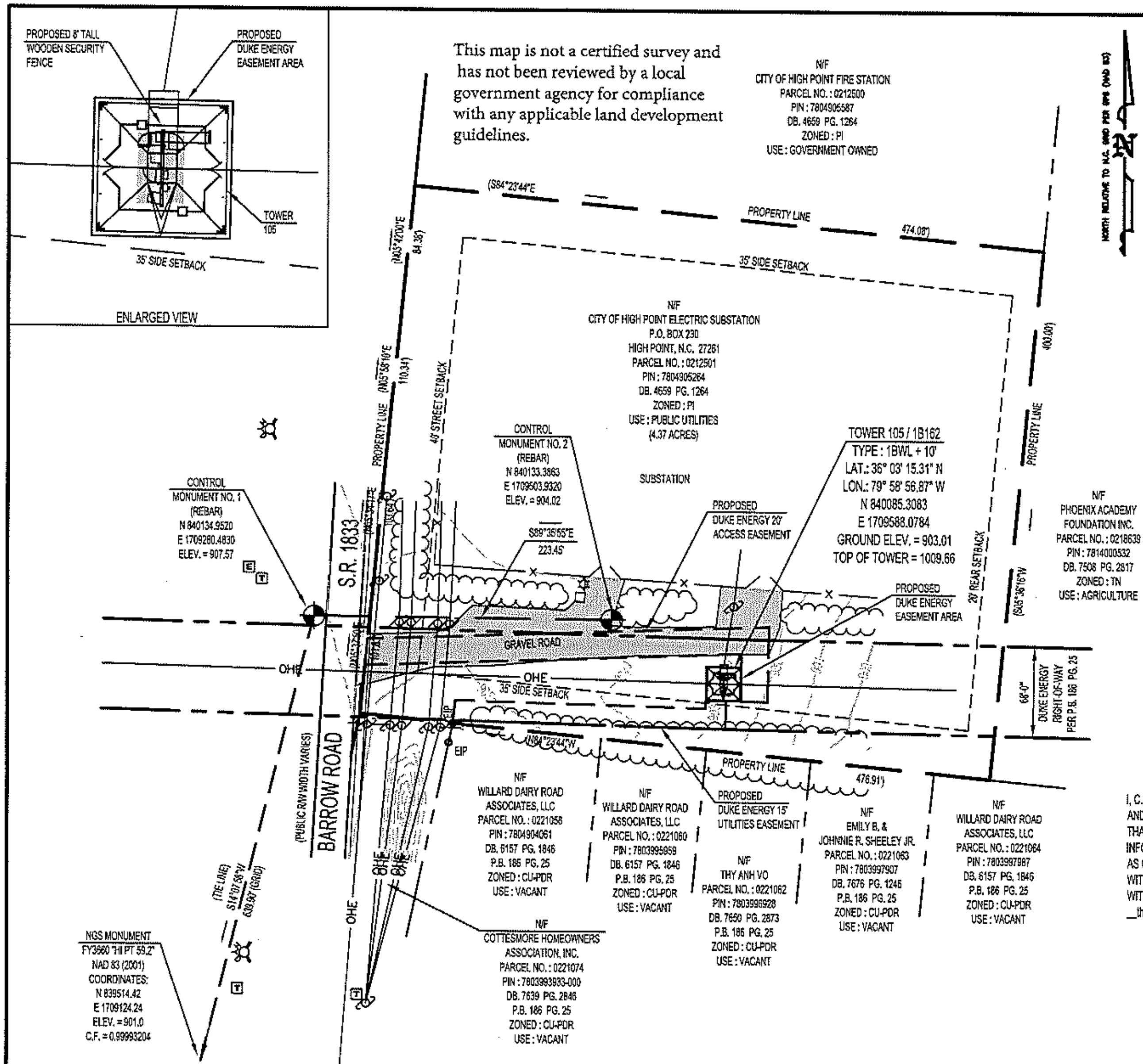
WITNESS my hand and official seal this 12th day of October, 2015.

Cynthia C Duncan Smith

Notary Public

My Commission Expires: 1/18/2020

EXHIBIT A



NOTES:

1. BEARINGS ARE NC GRID AND DISTANCES ARE HORIZONTAL UNLESS OTHERWISE NOTED. COORDINATES ARE NC GRID NAD 83 /2001). VERTICAL DATUM IS (NAVD 88.)
2. THIS EXHIBIT HAS BEEN PREPARED PARTIALLY FROM AN ACTUAL FIELD SURVEY AND PARTIALLY FROM MAPS AND DEEDS OF RECORD.
3. THIS MAP REPRESENTS ONLY A SURVEY OF THE EASEMENT AREA, AND THE ACCESS AND UTILITIES EASEMENT, AND IS NOT INTENDED FOR ANY OTHER USE.
4. HORIZONTAL AND VERTICAL CONTROL FOR THIS MAP ARE DERIVED FROM A GPS SURVEY (RTK METHOD) TIED TO THE NOTED NCGS MONUMENT.
5. THIS SURVEY IS A PORTION OF AN EXISTING PARCEL OR PARCELS OF LAND AND DOES NOT CREATE A NEW STREET OR CHANGE AN EXISTING STREET.
6. ALL DISTANCES SHOWN ARE HORIZONTAL GROUND.
7. BOUNDARY SURVEY BY OTHERS, BEARINGS AND DISTANCES SHOWN ARE FOR DISPLAY PURPOSES ONLY.
8. THE LOCATIONS OF ANY UNDERGROUND UTILITIES IF SHOWN ARE BASED ON PAINTED MARKINGS OBSERVED IN THE FIELD AT THE TIME OF THE SURVEY AND/OR ARE APPROXIMATE.
9. THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT WHICH MAY REVEAL ADDITIONAL CONVEYANCES, EASEMENTS, OR RIGHTS-OF-WAY NOT SHOWN HEREIN.
10. EASEMENT AREA LOCATED ON GUILFORD COUNTY NORTH CAROLINA FLOOD INSURANCE RATE MAP PANEL 7804, COMM. PANEL NO. 3710760400J, EFFECTIVE: JUNE 18, 2007, FLOOD ZONE "X" OUTSIDE 0.2 % ANNUAL CHANCE FLOODPLAIN.

LEGEND

———	LINE SURVEYED
— — ℄ — —	LINE NOT SURVEYED
— R/W —	ROAD RIGHT-OF-WAY LINE
— OHE —	EXISTING OVERHEAD ELECTRIC
(N45°45'45"E 150.00')	BY DEED OR PLAT
P.O.B.	POINT OF BEGINNING
O	1/2" REBAR FOUND
	UTILITY POLE
T	TELEPHONE PEDESTAL
E	TRANSFORMER
	BENCHMARK

I, C. EUGENE BOBBITT, III, P.L.S., HEREBY CERTIFY THAT UNDER MY DIRECTION AND SUPERVISION THIS MAP WAS DRAWN FROM AN ACTUAL FIELD SURVEY. THAT THE BOUNDARIES NOT SURVEYED ARE INDICATED AS DRAWN FROM INFORMATION IN DEED BOOK 4659, PAGE 1264. THAT THE RATIO OF PRECISION AS CALCULATED IS 1 : 10,000, THAT THIS MAP WAS PREPARED IN ACCORDANCE WITH N.C. STANDARDS OF PRACTICE FOR LAND SURVEYING (21 NCAC 56.1600). WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER, AND SEAL ON THIS __th DAY OF _____, 2015.

C. EUGENE BOBBITT, III, P.L.S. L-2664

0' 80' 160' 240'

GRAPHIC SCALE: 1" = 80'-0"

McCutchen Engineering Associates, PC
898 W. Saint John St., Spartanburg, S.C. 29301
Phone: 864 582 0585 | Fax: 864 582 0581

BOBBITT SURVEYING, P.A.
P. O. BOX 953 \ 443 DABNEY DRIVE
HENDERSON, NORTH CAROLINA 27536
(OFFICE) 252 - 438 - 5162 (FAX) 252 - 438 - 7494

DUKE ENERGY®

PROPOSED UNMANNED WIRELESS COMMUNICATION SITE
LINE INDEX NUMBER 1B162
TOWER #105 / T-MOBILE 5GB0356B
(E911-TBD) 4534 BARROW ROAD
HIGH POINT, N.C. 27265
GUILFORD COUNTY

CEB
Surveyor
WGW
Drawn By
08/13/15
Date
A FOR REVIEW 08/_/15

Project Number
1501.022

SITE SURVEY

Sheet Number:
SV1.1

NOT TO SCALE

HIGH POINT CITY COUNCIL
REGULAR MEETING
COUNCIL CHAMBERS – HIGH POINT MUNICIPAL BUILDING
SEPTEMBER 21, 2015 – 5:30 P.M.

ROLL CALL AND MOMENT OF SILENCE

Mayor Bencini called the meeting to order and asked for a moment of silence, which was followed by the Pledge of Allegiance.

Upon call of the roll, the following Council Members were present:

Present:
Mayor William S. Bencini, Jr., Mayor Pro Tem James C. Davis (Ward 5); and Council Members Cynthia Y. Davis (At-Large), Latimer Alexander (At-Large); Jeffrey Golden (Ward 1), Christopher Williams (Ward 2), Jay Wagner (Ward 4), and Jason Ewing (Ward 6).

Absent:
Council Member Alyce Hill (Ward 3)

RECOGNITIONS/AWARDS

150297 **Solid Waste Association of North America**

Mr. Mike Spencer, Solid Waste Disposal Division, and Mr. Chip Vanderzee, Environmental Services Division, will be in attendance for recognition by the Solid Waste Association of North America (SWANA).

Terry Houk, Director of Public Services, recognized two Public Services employees:

Mike Spencer, Solid Waste Superintendent, who was selected as an Unsung Hero by the Solid Waste Association of North American (SWANA); and

Chip Vanderzee, Solid Waste Collection Superintendent, who attained SWANA Certification as an Integrated Solid Waste Management Systems Technical Associate.

Robby Stone, Assistant Director of Public Services, also congratulated these two employees and provided additional details on their outstanding accomplishments.

REGULAR AGENDA ITEMS

FINANCE COMMITTEE - *Mayor Pro Tem Davis, Chair*
Committee Members: C. Davis, Hill and Williams
(Hill was absent)

Chairman J. Davis reported that the Finance Committee met on Thursday, September 17th and recommended approval of **150298, 150299, 15302, and 150303**. *He advised that* **150301 Interlocal Agreement- PART Electric Vehicle Charging Station** *will remain in the Finance Committee for receipt of additional information.*

Mayor Pro Tem J. Davis then moved approval of **150298, 150299, 150302 and 150303**. *Council Member C. Davis made a second to the motion, which carried unanimously.*

Action on these matters will be reflected throughout these minutes as being made and seconded by the same persons.

150298 **Budget Ordinance Amendment - Washington Street Property Demolition**

Adoption of a Budget Ordinance appropriating funds in the amount of $75,032.00 for the demolition of property located at 736 Washington Street (Odd Fellows Lodge) and 701 Washington Street (First Baptist Church) and the removal of the stained glass windows in the church.

Adopted an Ordinance amending the 2015-2016 Budget Ordinance to appropriate funds in the amount of $75,032.00 for the demolition of property located at 736 Washington Street (Odd Fellows Lodge) and 701 Washington Street (First Baptist Church) and the removal of the stained glass windows in the church.

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member C. Davis, that this Budget Ordinance Amendment be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent]

Ordinance No. 7170/15-53
Introduced 9/21/2015; Adopted 9/21/2015
Ordinance Book, Volume XIX, Page 53

150299 **Eastside Wastewater Treatment Plant - UV System Repair**

In order to complete the purchase, City Council is requested to:

(1) Approve an exception to the bid laws under the "sole source qualification" for the purchase of Trojan UV equipment for the Public Services Department from EW2 Environmental. State statute (G.S. 143.129(e)(6) requires City Council to specifically authorize "qualified sole source" exceptions to the bid laws prior to awarding the contract. This purchase for the Public Services Department continues to meet the standard for "standardization considerations" as a qualified exemption. Representatives of the Public Services Department will be present to answer any questions which may arise.

(2) City Council is requested to approve the acquisition of the Trojan UV equipment from EW2 Environmental. The required funds of $84,781.38 for the purchase are budgeted in the Water & Sewer Operations Fund.

Approved an exception to the bid laws under the "sole source qualification" for the purchase of Trojan UV equipment from EW2 Environmental; and approved the acquisition of the Trojan UV equipment from EW2 Environmental.

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member C. Davis, that this Contract be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent]

150300 **Municipal Agreement - NCDOT**

Approval of a Municipal Agreement with the North Carolina Department of Transportation (NCDOT) for the Second Strategic Highway Research Program(SHRP2) Transportation Visioning for Communities Grant.

Chairman J. Davis advised that the Finance Committee felt additional information was needed and asked staff to report on this matter.

Mark McDonald, Director of Transportation, advised this is a grant from the Federal Highway Administration made possible through safety legislation several years ago. The portion that High Point applied for was recommended through the Southwest Renewal Foundation to look at transportation visioning for the community. He explained the intent of the grant application that was submitted was to look at the rail depot, Hi tran terminal, and to look generally in the area bounded between Elm and Wrenn to the east and west and Kivett and Commerce to the north and south in an effort to determine how to integrate development with multi-modal transportation. He further explained that there is no match required for the $50,000; however, should additional funding be needed, the MPO is offering up to $25,000 in planning funds to supplement the $50,000 for the study, of which 20% of the $25,000 would be city funded.

Chairman J. Davis advised discussion during the Finance Committee meeting centered around the PIT area and questioned whether the legal issues have been cleared up regarding the property owners/deeds. Mayor Bencini questioned what the PIT area would have to do with multi-modal transportation. Mr. McDonald explained that it falls in the general area of redevelopment and staff would look at the pros and cons of various types of redevelopment of the PIT area. Council Member C. Davis pointed out verbiage in the grant that stated there is an interest in creating an entertainment venue to take advantage of the multi-modal transportation and that the study would be done in and around those areas for that purpose. As a matter of clarification, Mr. McDonald advised that the purpose of the study was not to explore opportunities for entertainment venues, but look for broader redevelopment for the use in that area. Council Member C. Davis took exception to Mr. McDonald's response and pointed out the verbiage clearly states an entertainment venue.

Approved a Municipal Agreement with the North Carolina Department of Transportation (NCDOT) for the Second Strategic Highway Research Program (SHRP2) Transportation Visioning for Communities Grant.

A motion was made by Mayor Pro Tem Davis, seconded by Council Member Williams, that this matter be approved. The motion carried by the following 7-1 vote:

Aye (7): Council Member Williams, Mayor Pro Tem J. Davis, Council Member Ewing, Council Member Wagner, Council Member Golden, Mayor Bencini, and Council Member Alexander

Nay (1): Council Member C. Davis

Absent (1): Council Member Hill

150301 **<u>Interlocal Agreement - PART Electric Vehicle Charging Station</u>**

Approval of an Interlocal Agreement with the Piedmont Authority for Regional Transportation (PART) for the installation of an electric vehicle charging station which will be located at the City's Library.

Chairman J. Davis advised that **150301 Interlocal Agreement- PART Electric Vehicle Charging Station** *will remain in the Finance Committee for receipt of additional information.*

A motion was made by Mayor Pro Tem Davis, seconded by Council Member Davis, that this Agreement be postponed and remain in the Finance Committee for receipt of additional information from staff. Matter to be returned by 10/5/2015. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent]

150302 **<u>Resolution - Authorizing Financing Contract - Motorola Communications Systems Upgrade</u>**

City Council is requested to authorize the City Manager and Financial Services Director to accept the proposal for the installment financing contract with Whitney Bank, to authorize the borrowing as evidenced in the attached resolution, and to prepare and execute the necessary documents in connection with the financing agreement, contingent on the Local Government Commission's approval.

Adopted Resolution authorizing the financing contract with Whitney Bank for the Motorola Communications Systems Upgrade; authorized the City Manager and Financial Services Director to accept the proposal for the installment financing contract with Whitney Bank and to execute the necessary documents in connection with the financing agreement--contingent upon the Local Government Commission's approval.

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member C. Davis, that this Resolution be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent].

Resolution No. 1479/15-50
Introduced 9/21/2015; Adopted 9/21/2015
Resolution Book, XIX, Page 50

150303 **<u>Report of Independent Accountant - Local Government Employees' Retirement System</u>**

City Council is requested to accept the auditor's attest report letter for the special audit testing procedures on the City's participant data and related payroll records provided to the Local Government Employees' Retirement System.

Accepted the auditor's attest report letter for the special audit testing procedures on the City's participant data and related payroll records provided to the Local Government Employees' Retirement System.

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member C. Davis, that this matter be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent]

150319 **Revision to the Standing Committees of City Council- Meeting Dates/Times (Finance Committee)**

Consideration of a revision to the meeting date/time for the Finance Committee as follows: The Finance Committee will meet at 4:00 p.m. on the Wednesday preceding the 1st and 3rd Monday meeting of the High Point City Council (effective September 21, 2015).

Motion by Council Member Alexander, second by Mayor Pro Tem J. Davis to suspend the rules so this matter could be placed on tonight's agenda for consideration. The motion to suspend the rules carried by an 8-0 unanimous vote.

Approved the Revision to the Standing Committees of City Council (2014-2017) to change the time of the Finance Committee Meeting to 4:00 p.m. on the Wednesdays preceding the 1st and 3rd Monday Council Meetings.

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member Alexander, that this matter be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent]

PLANNING & DEVELOPMENT COMMITTEE - *Council Member Wagner, Chair*
Committee Members: Wagner, C. Davis, J. Davis and Golden
(all were present)

150304 **Appeal of Driveway Ordinance - Family Dollar Store**

Request received from Premier Builders and Development Company, Inc. on behalf of Family Dollar Store, appealing the City of High Point's Driveway Ordinance to close an existing driveway on Westchester Drive at the former Burger King property.

Mr. Jack Somers, 1400 Eastchester, Suite 104, addressed Council in regards to an Appeal of the Driveway Ordinance received from Premier Builders and Development Company, Inc. on behalf of Family Dollar Store. Mr. Somers advised Council that Premier Builders and Development Company has developed several Family Dollar Stores, as well as a Walgreens in High Point and they are interested in redeveloping the old Burger King building on Westchester to a Family Dollar Store. He explained they currently have a 15-year lease signed by Family Dollar Store and informed Council that it is essential that they keep the current driveway open because without the driveway, they will not be able to get their transfer trucks in for inventory purposes. Mr. Somers reported that they plan on taking down the existing Burger King building, constructing a new store and they are asking for Council's permission to keep the driveway open.

City Attorney JoAnne Carlye pointed out this is not actually an appeal, although it is labeled as such on the agenda. She explained the ordinance refers to it as a variation and suggested renaming the term because it is not really a variation, but more of a consideration where Council is giving the authority through the ordinance to take into consideration cases such as *this. Ms. Carlyle advised Council that the ordinance identifies five findings that should be considered and distributed a copy of the page identifying these findings to Council. She asked that staff weigh in to assist Council in evaluating the findings and reiterated these were not really findings of fact and this was in no way to be considered a quasi-judicial hearing.*

At this time, Mark McDonald, Director of Transportation, provided some background information on this particular site. He explained that Westchester Drive is part of the City's major thoroughfare network and noted there are provisions in the Driveway Ordinance regarding driveway access on major thoroughfares. He further explained that redevelopment of existing sites for different purposes brings the provisions into play and pointed out this particular driveway does not meet the requirements in the existing ordinance. He advised that the site does not have the necessary road frontage to support a driveway in compliance with the current Driveway Ordinance. Mayor Bencini argued that it met those conditions at some point in the past, or the development would not have occurred. He pointed out the gas station adjacent to the old Burger King, which is also on a corner and also has a driveway beside it. He noted it appears to him that staff is not taking re-development into consideration as it relates to the new ordinance; as if a new facility would be built on the property and staff is trying to figure out how to reuse an existing facility on an existing lot. Mr. McDonald stressed the intent of the Driveway Ordinance is to create a safer traffic environment. Mayor Bencini asked about the number of accidents that have occurred at the Burger King intersection over the years in which Mr. McDonald replied that the Burger King has been closed for a number of years and he did not have that information tonight. Council Member C. Davis shared that she lives one street away from this location and accidents happened often and for this purpose, the driveway is already there, the access is there, they are going to demolish the Burger King and put in something that would enhance the community. She advised that she did not have an issue with the request, if it could be approved.

Council Member Alexander mentioned frequent "flea market" type events that have recently taken place on the Burger King property and pointed out this commercial activity is non-taxed and non-regulated. He expressed his support for this property being redeveloped and felt Council should do everything possible to support it. Mr. McDonald informed Council that this property does not come close to meeting the requirements. Mayor Bencini asked about NCDOT's involvement and authority in the decision. Mr. McDonald replied that it would require NCDOT's approval and NCDOT issued driveway permit. Mayor Pro Tem J. Davis asked staff to identify any other issues that would be non-conforming besides the driveway. Mr. McDonald noted the driveway is the primary issue of concern with staff and pointed out the driveway on Ward Street does meet the requirements for the side street, but the driveway along Westchester does not.

Council Member Alexander expressed concerns about stacking of traffic that occurs on Ward Street and pointed out the Marathon Gas Station is a busy store. Council Member C. Davis reiterated that the Burger King Property is truly an eyesore to the neighborhood and she would really like to see something developed at that location. Mayor Bencini added that he did not see the intensity of use and did not see the traffic counts increasing with regards to the old Burger King and the newly proposed Family Dollar Store.

Approved a variation to the Driveway Ordinance Pursuant to Section 6-1-73(f) based on the fact that it meets the criteria stated in that section of the Ordinance to allow the use of the driveway in this location.

A motion was made by Council Member Wagner, seconded by Council Member C. Davis, that this matter be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent]

PUBLIC HEARINGS

150305 **Resolution - Land Use Plan Amendment Case 15-02 - Carolina Custard LLC**

A request by Carolina Custard LLC and the Planning & Development Department to change the Land Use Map classification for approximately 13 acres from Office and Restricted Industrial to Community/Regional Commercial. The site is lying along the west side of Eastchester Drive, and to the north and south of Penny Road.

The joint public hearing for this matter and related matter **#150306 Zoning Case 15-14- Carolina Custard LLC** was held on Monday, September 21, 2015 at 5:30 p.m.

Andy Piper, a Senior Planner in Planning & Development, provided and overview of the staff report, which is hereby attached in Legistar as a permanent part of these proceedings.

This request is to change the Land Use Map classification for approximately 13 acres lying along the west side of Eastchester Drive, and to the north and south of Penny Road from Office and Restricted Industrial to Community/Regional Commercial. Mr. Piper prefaced his presentation by stating there will be consideration of another Land Use Plan Amendment case at tonight's meeting for an undeveloped parcel to the west of this property.

Over the last 20 years, the area generally has expanded quite a bit with the Palladium and the Shoppes at Deep River, and with the Piedmont Centre (a corporate park) further south towards the intersection. The result has been that basically this area that was initially established as office has become surrounded by commercial uses and corporate parks and because of this, staff looked at the entire 13-acre area and felt it would be more appropriately classified as Regional Community Commercial, so staff is not only including the applicant's request, but the entire area as part of this request.

Mr. Piper advised that the Eastchester Corridor Plan also recommends that commercial development be located at major intersections, which the entire area is now viewed as one large node. Staff is recommending approval of Land Use Plan Amendment 15-02 because it is consistent with the land use policies, goals and objectives, and due to changes in the area that the proposal to develop a commercial use makes the requested change to Community Regional Commercial appropriate. The Planning & Zoning Commission also reviewed this request at their August 25th meeting and recommended approval by a vote of 8-0.

Council Member Alexander asked about the stormwater and if the ponds in this area were considered regional or private ponds. Lee Burnette, Director of Planning & Development explained it was a farm pond originally, so the existing development was allowed to be treated, but any new development has to go through Davis Lake.

Following the presentation of the staff report, Chairman Wagner opened the public hearing and asked if there was anyone present who would like to speak regarding this matter. There being none, the public hearing was closed.

Adopted the Resolution approving Land Use Plan Amendment 15-02 to change the Land Use Map classification for approximately 13 acres from Office and Restricted Industrial to Community/Regional Commercial for the site lying along the west side of Eastchester Drive, and to the north and south of Penny Road.

A motion was made by Council Member Wagner, seconded by Mayor Pro Tem J. Davis, that this Resolution approving Land Use Plan Amendment Case 15-02 be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent]

Resolution No. 1480/15-51
Introduced 9/21/2015; Adopted 9/21/2015
Resolution Book, XIX, Page 51

150306 **Ordinance - Zoning Case 15-14 - Carolina Custard LLC**

A request by Carolina Custard LLC to rezone a 0.92-acre parcel from the Conditional Use General Office-High Intensity (CU GO-H) District to the Conditional Zoning Highway Business (CZ-HB)District. The site is lying along the west side of Eastchester Drive, approximately 200 feet north of Penny Road *(2719 Eastchester Drive).*

The joint public hearing on this matter and related matter **150305 Land Use Plan Amendment Case 15-02- Carolina Custard LLC** *was held on Monday, September 21, 2015 at 5:30 p.m.*

Herb Shannon, Senior Planner with Planning & Development, provided an overview of the staff report for Zoning Case 15-14, which is hereby attached in Legistar as a permanent part of these proceedings.

Mr. Shannon advised the applicant has submitted as part of this request, the Conditional Zoning Ordinance where they have offered conditions that restrict some of the higher intensity commercial uses and they have offered a condition to reduce the standards for the landscaping requirements. He pointed out the Development Ordinance does allow applicants to request less restrictive standards, but Council is under no obligation to accept those reduced standards.

The staff's analysis of this request does identify that this particular area is surrounded by non-residential uses, with an area to the north that has not been officially annexed by the City of High Point. However, the Land Use Plan does note at the time this area is annexed, it will be a non-residential type use. As for consistency with the adopted plans, the Land Use Plan request submitted by the applicant would address the issue of having a Community Regional Commercial zoning, and if approved, along with the Conditional Zoning Ordinance and the standards of the Eastchester Corridor Plan, which does encourage commercial uses at specific commercial intersections. The request would be consistent with adopted plans.

In regards to the applicant's request to reduce the planting yards, one of the findings staff looked at was to minimize or mitigate any adverse impact on adjacent property. There is an existing single-family home directly to the north of the site and the Development Ordinance notes that where commercial uses abut residential uses, a 30-foot wide Type B planting yard is required. The applicant has requested a Type C planting yard, which is an average width of 20 feet and can be reduced to 10 feet if an opaque fence is installed. The applicant is proposing a Type C planting yard along the entire northern boundary of their property. The standards of the Type C planting yard, with the understanding that the ordinance requires a fence for a reduction of 10 feet to mitigate direct impact on the abutting residential dwelling. A key concern that staff noted was the headlights shining onto the residential property and the fence would effectively block that impact on the adjacent residential property.

Additionally, the applicant has offered to prohibit some of the higher intensity uses. Mr. Shannon pointed out the list of prohibited uses are similar to what previous Councils have adopted for other commercial zoning districts in this area and in this case, staff suggests that the applicants request for rezoning is reasonable and in the public interest for the following reasons:

1. Subject to the approval of the Land Use Plan Amendment, this request would be consistent with the Land Use Plan.
2. Since the abutting property to the north when annexed would most likely develop for a non-residential use and the requested Type C planting yard would have the criteria of a fence being installed if it is reduced to 10 feet, which would mitigate any impact on the adjacent residential property owner.
3. The request exceeds the HB District and would produce an orderly development pattern, as this area is surrounded by non-residential use.
4. The conditions offered by the applicant to prohibit the higher intensity automobile-related uses is consistent with the policy that Council has adopted for other commercial zoning parcels in this area.

Based upon these findings, staff is recommending approval of the rezoning request. This case was also reviewed by the Planning & Zoning Commission at their August 25th meeting and the Commission recommended approval.

At this time, Chairman Wagner opened the public hearing and asked if there were any comments. There being none, the public hearing was closed.

Adopted the Ordinance approving Zoning Case 15-14 to rezone this property from the Conditional Use General Office-High Intensity (CU GO-H) District to a Conditional Zoning Highway Business (CZ-HB) District based on consistency with the City's adopted plans for the reasons as stated above and as outlined in the staff report.

A motion was made by Council Member Wagner, seconded by Council Member Ewing, that the Ordinance approving Zoning Case 15-14 be adopted. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent]

Ordinance No. 7171/15-54
Introduced 9/21/2015; Adopted 9/21/2015
Ordinance Book, Volume XIX, Page 54

150307 **Ordinance - Annexation Case 15-07 - Grayson and Berntha**

A request by Everette & Patricia Grayson and Theodore & Gretchen Berntha to consider a voluntary contiguous annexation of an approximate 0.24-acre parcel lying north of the intersection of Penny Road and OSSI Court.

Chairman Wagner asked to be recused from discussion and voting on **150307 Annexation Case 15-07, 150308- Land Use Plan Amendment Case 15-03 and 150309 Zoning Case 15-15** *due to a conflict of interest.*

Motion by Council Member C. Davis to recuse Council Member Wagner from discussion and voting on these issues, which was seconded by Council Member Alexander and carried unanimously.

Mayor Pro Tem J. Davis chaired this portion of the meeting due to the recusal of Chairman Wagner.

The joint public hearing for this matter and related matters **150308 Land Use Plan Amendment Case 15-03 and 150309 Zoning Case 15-15** *was held on Monday, September 21, 2015 at 5:30 p.m.*

Although staff combined the presentations for **150307 Annexation Case 15-07, 150308- Land Use Plan Amendment Case 15-03 and 150309 Zoning Case 15-15**, *separate action will be taken on all three cases.*

Herb Shannon, Senior Planner with Planning & Development, provided an overview of the staff report on these matters, which is hereby attached in Legistar as a permanent part of these proceedings.

Regarding Annexation Case 15-07 request, the applicant is dealing with two parcels and requesting it for commercial development. The 0.24 acre parcel is just outside the city limits and the applicant is proposing to annex this parcel so it can be combined with the abutting site for development of a commercial use. Directly to the west, this parcel was annexed to facilitate development of a dentist office to allow for additional parking. Mr. Shannon pointed out this is a very similar situation. Staff feels this annexation petition represents a logical progression of the City's Annexation Policy and since the City already has service vehicles in this area, annexation of this site would not negatively impact the City's ability to provide public services for this parcel.

In regards to Land Use Plan Amendment 15-03, Mr. Shannon reported that this case is exactly the same as the previous Land Use Plan Amendment Case 15-02 to change the Land Use Plan designation for approximately 13 acres from Office and Restricted Industrial to Community Regional Commercial. Land Use Plan Amendment 15-03 was reviewed by the Planning & Zoning commission at their August 25th meeting and they recommended approval.

In regards to Zoning Case 15-15, Mr. Shannon noted this request, too, was very similar to the previous request and pointed out this area is in the City, has a zoning of Conditional Use General Office-High Intensity and proposal to establish zoning for the area to be annexed from Agricultural. Both are proposed to go to a Conditional Zoning Highway Business District in order to facilitate the development of a restaurant on this site. Mr. Shannon advised that the character of this area has changed and used to be somewhat a rural area or large lot, single-family over the past 25 years. Since that time, the area has developed and is surrounded by non-residential uses. The allowance of the requested Conditional Zoning Highway Business District would be consistent with the development pattern that has already been established in this area.

Mr. Shannon noted in order to mitigate impacts, the applicant has also offered a Conditional Zoning District with higher intensity commercial uses proposed to be prohibited. The applicant has offered the same uses that Council has prohibited for other commercial uses in this general area with regards to previous zoning requests. In this case, staff suggests the applicant's request is reasonable and in the public interest for the following reasons:

1. Subject to approval of Land Use Plan Amendment 15-03, the request will be consistent with the Land Use Plan and adopted policies.
2. Conditions offered by the applicant would ensure the development would be consistent with the pattern established in this area, with the existing Highway Business use already established in this area.
3. The request is consistent with Goal #5 of the Land Use Plan as far as ensuring an orderly development pattern.

For these reasons, staff is recommending approval of the Land Use Plan Amendment and Zoning Case 15-15. The Planning & Zoning Commission reviewed these cases at their August 25th meeting and also recommended approval.

Following the presentation of the staff report on **150307 Annexation Case 15-07, 150308-Land Use Plan Amendment Case 15-03 and 150309 Zoning Case 15-15,** *Acting Chairman J. Davis opened the public hearing and asked if anyone was present who would like to speak in favor of or in opposition to these three requests.*

Tom Mincher *of Winstead Properties LLC, 701 Woodland Drive, Greensboro, the applicant, spoke in favor of the request and announced he would be glad to answer any questions.*

There being no questions, Acting Chairman J. Davis asked if there was anyone else who would like to speak. There being none, the public hearing was closed.

The following actions were taken:

1. Adopted Ordinance providing for the Annexation of this 0.24 acre parcel lying north of the intersection of Penny Road and OSSI Court.

2. Adopted Resolution changing the Office and Restricted Industrial land use designation for approximately 13 acres to the Community/Regional Commercial land

use designation based on the findings as outlined in the staff report that the request meets the goals and objectives of the Land Use Plan and the Eastchester Drive Corridor Plan and will be in harmony with the land use pattern of the surrounding area.

3. Adopted Ordinance providing for the rezoning of approximately 2.59 acres from an Agricultural (AG) District, within Guilford County's zoning jurisdiction, and Conditional Use General Office-High Intensity (CU GO-H) District to the Conditional Zoning Highway Business (CZ-HB) District. (approval of the rezoning request is contingent upon City Council approval of the voluntary annexation request).

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member Alexander, that the Ordinance providing for the annexation of this property be adopted. The motion carried by the following 7-0 vote:

Aye (7): Council Member Williams, Mayor Pro Tem Davis, Council Member Ewing, Council Member Golden, Mayor Bencini, Council Member Alexander, and Council Member Davis

Absent (1): Council Member Hill

Recused (1): Council Member Wagner

150308 **<u>Resolution - Land Use Plan Amendment Case 15-03 - Winstead Properties, LLC</u>**

A request by Winstead Properties, LLC and the Planning & Development Department to change the Land Use Map classification for approximately 13 acres from Office and Restricted Industrial to Community/Regional Commercial. The site is lying along the west side of Eastchester Drive, and to the north and south of Penny Road.

The joint public hearing for this matter and related matters **#150307 Annexation Case 15-07- Grayson and Berntha and 150309 Zoning Case 15-15- Winstead Properties, LLC** *was held on Monday, September 21, 2015 at 5:30 p.m.*

Note: Staff provided a joint presentation on all three matters: **150307 Annexation Case 15-07, 150308- Land Use Plan Amendment Case 15-03 and 150309 Zoning Case 15-15;** *however separate action will be taken on them individually.*

For specific comments made at the public hearing, please refer to **150307 Annexation Case 15-07** above.

Adopted Resolution approving Land Use Plan Amendment Case 15-03 changing the Land Use Map classification for approximately 13 acres from Office and Restricted Industrial to Community/Regional Commercial for the site lying along the west side of Eastchester Drive, and to the north and south of Penny Road.

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member Alexander, to adopt the Resolution approving Land Use Plan Amendment Case 15-03. The motion carried by the following 7-0 vote:

Aye (7): Council Member Williams, Mayor Pro Tem Davis, Council Member Ewing, Council Member Golden, Mayor Bencini, Council Member Alexander, and Council Member Davis

Absent (1): Council Member Hill

Recused (1): Council Member Wagner

Resolution No. 1481/15-52
Introduced 9/21/2015; Adopted 9/21/2015
Resolution Book, Volume XIX, Page 52

150309 **<u>Ordinance - Zoning Case 15-15 - Winstead Properties, LLC</u>**

A request by Winstead Properties, LLC to rezone approximately 2.59 acres from an Agricultural (AG) District, within Guilford County's zoning jurisdiction, and Conditional Use General Office-High Intensity (CU GO-H) District to the Conditional Zoning Highway Business (CZ-HB) District. The site is lying north of the intersection of Penny Road and OSSI Court *(2410 Penny Road).* Approval of this rezoning request is contingent upon City Council approval of a voluntary annexation request.

The joint public hearing for this matter and related matters **#150307 Annexation Case 15-07- Grayson and Berntha and 150308 Land Use Plan Amendment Case 15-15** *was held on Monday, September 21, 2015 at 5:30 p.m.*

Note: Staff provided a joint presentation on all three matters: **150307 Annexation Case 15-07, 150308- Land Use Plan Amendment Case 15-03 and 150309 Zoning Case 15-15;** *however separate action will be taken on these matters individually.*

For specific comments made at the public hearing, please refer to **150307 Annexation Case 15-07** above.

Adopted Ordinance approving Zoning Case 15-15 to rezone approximately 2.59 acres lying north of the intersection of Penny Road and OSSI Court (2410 Penny Road) from an Agricultural (AG) District, within Guilford County's zoning jurisdiction, and Conditional Use General Office-High Intensity (CU GO-H) District to the Conditional Zoning Highway Business (CZ-HB) District.

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member Williams, that the Ordinance providing for the rezoning of 2.59 acres lying north of the intersection of Penny Road and OSSI Court (2410 Penny Road) be adopted. The motion carried by the following 7-0 vote:

Aye (7): Council Member Williams, Mayor Pro Tem Davis, Council Member Ewing, Council Member Golden, Mayor Bencini, Council Member Alexander, and Council Member Davis

Absent (1): Council Member Hill

Recused (1): Council Member Wagner

Ordinance No. 7173/15-56
Introduced 9/21/2015; Adopted 9/21/2015
Ordinance Book, Volume XIX, Page 56

150310 **Resolution - Street Abandonment Case 15-07 - City of High Point**

A request by the Technical Review Committee to abandon the unimproved Patrick Avenue right-of-way lying east of Randall Street.

Note: Council Member Wagner re-joined the meeting at this time after being recused for the following matters: **150307 Annexation Case 15-07, 150308- Land Use Plan Amendment Case 15-03 and 150309 Zoning Case 15-15** *that were discussed previously.*

The public hearing for this matter was held on Monday, September 21, 2015 at 5:30 p.m.

Herb Shannon, Senior Planner with Planning & Development, provided an overview of the staff report for Street Abandonment Case 15-07, which is hereby attached in Legistar as a permanent part of these proceedings.

Mr. Shannon advised Council that this is part of the city's continuing project to abandon the many unimproved right-of-ways within the City of High Point. This portion of Patrick Avenue to be abandoned is a 46 x 150-foot long unimproved area that was intended to provide access to the abutting area to the east that is part of the Garden Heights subdivision (platted in 1955). Due to the steep topography in this area, which drops about 20-30 feet from Randall Street back down and the location of the stream and a very wide flood plain area, this area has never developed. Staff is recommending the abandonment of this portion of the Patrick Avenue right-of-way. Mr. Shannon noted if abandoned, no property owner would be deprived of reasonable access. He pointed out there were several calls, but no objections from adjacent property owners were voiced. This request was reviewed by the Technical Review Committee in July and no objections were raised. The Public Services and Electric Department did identify some utilities in the area which resulted in retainment of an electrical easement, as well as a stormwater easement. The abandonment of the public's interest and the conveying of this right-of-way to the abutting properties is found not to be in contrary to public interest and would not deprive any abutting property owner reasonable access to their property.

Following the presentation of the staff report, Chairman Wagner opened the public hearing and asked if anyone was present who would like to offer comment. There being none, the public hearing was declared closed.

Adopted Resolution approving Street Abandonment 15-07 authorizing the abandonment of the unimproved Patrick Avenue right-of-way lying east of Randall Street. This abandonment of the public's interest and conveyance of the right-of-way to the abutting property owners, as provided by state statutes, is found not to be contrary to the public's interest and is found not to deprive owners in the vicinity of the right-of-way reasonable means of ingress and egress to their property. This request includes retention of the following easements:

1) *Retention of a 30-foot wide stormwater easement centered over existing stormwater drainage pipe within and cross the right-of-way; and*

2) *Retention of a 15-foot wide electrical easement, which also includes City fiber optic lines, cable TV lines and some NorthState Communication lines, centered over all existing electric lines within and crossing the right-of-way.*

Resolution No. 1582/15-53
Introduced 9/21/2015; Adopted 9/21/2015
Resolution Book, Volume XIX, Page 53

150311 **Resolution - Street Abandonment Case 15-08 - City of High Point**

A request by the Technical Review Committee to abandon excess right-of-way, from a former cul-de-sac, along the north and south side of Hunterwoods Drive.

The public hearing for this matter was held on Monday, September 21, 2015 at 5:30 p.m.

Mr. Shannon provided an overview of the staff report for Street Abandonment Case 15-08, which is hereby attached in Legistar as a permanent part of these proceedings.

Mr. Shannon reported that in the 1970s, this subdivision to the east was developed, which extended from Waterview westward and terminated at this location in a cul-de-sac. In the 1990s the cul-de-sac to the west developed which resulted in an extension of Hunterwoods Drive. The excess asphalt from the former cul-de-sac was removed, leaving the right-of-way in place. As part of the city's on-going street abandonment process, staff is recommending the abandonment of the excess right-of-way from the former cul-de-sac (a 120-foot diameter cul-de-sac that was left at that location) and staff is proposing that this remain as a thru street. Mr. Shannon advised that staff received several calls asking if this meant the city was going to close Hunterwoods Drive and emphasized that Hunterwoods Drive would not be closed. The proposal is to keep it as an improved street, but to the east and west of the cul-de-sac there is a 60-foot right-of-way and the proposal is that the 60-foot right-of-way be maintained and only the excess to the north and south would be abandoned. The Technical Review Committee reviewed this request in July and identified no concerns. However, at the Planning & Zoning Commission meeting, there was a question as to the location of the gas line. In response to the question, staff contacted Piedmont Natural Gas and had them go out and flag it and the gas line sort of mirrored the old asphalt. Therefore, staff is proposing that an easement be reserved over that portion of the gas line that would cross into that northern area.

Mr. Shannon noted the property owner to the north would have the additional land area added to their parcel, as well as the two parcels to the south which will have the southern portion of the cul-de-sac added to the front of their parcels. This matter was reviewed by the Planning & Zoning Commission and they, too, recommended approval, but asked that staff get with Piedmont Natural Gas to confirm the location of the gas line and this has been done. Mayor Pro Tem J. Davis advised that a property owner did call him regarding this matter.

At this time, Chairman Wagner opened the public hearing and asked if there was anyone present who would like to speak in favor of or in opposition to this street abandonment request.

Phil Price, 1801 Hunterwoods Drive, acknowledged that he did contact Mayor Pro Tem J. Davis about this. He expressed concerns regarding liability and that the property would be given to him, but he did not want to be taxed on property that he could not do anything with. Mr. Price was informed that Guilford County would make the determination as to if this additional property would reflect a change in the property value. Staff noted a minimal amount of property such as this typically does not trigger a red flag event. Mayor Bencini felt Mr. Price would have a good case for an appeal if the county did increase the value. After Mr. Price discovered that the gas line was about three feet deep, this alleviated his concerns regarding liability.

Chairman Wagner then asked if there was anyone else who would like to speak in favor or against this street abandonment case. There being no further comments, the public hearing was closed.

Adopted Resolution approving Street Abandonment Case 15-08 authorizing the abandonment of excess right-of-way from a former cul-de-sac, along the north and south side of Hunterwoods Drive. This abandonment of the public's interest and conveyance of the right-of-way to the abutting property owners, as provided by state statutes, is found not to be contrary to the public's interest and is found not to deprive owners in the vicinity of the right-of-way reasonable means of ingress and egress to their property. This recommendation includes the retention of a 20-foot wide Piedmont Natural Gas line easement centered over all existing Piedmont Natural Gas lines within and crossing this right-of-way.

A motion was made by Council Member Wagner, seconded by Council Member Alexander, that the Resolution be adopted approving Street Abandonment Case 15-08 authorizing the abandonment of excess right-of-way from a former cul-de-sac, along the north and south side of Hunterwoods Drive. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent]

Resolution No. 1583/15-54
Introduced 9/21/2015; Adopted 9/21/2015
Resolution Book, Volume XIX, Page 54

GENERAL BUSINESS AGENDA

150312 North Main Street Speed Limit Ordinance

The North Carolina Department of Transportation (NCDOT) is requesting Council approval of Certifications of Municipal Declaration to repeal the existing 45 mph speed limit and enact the proposed 35 mph speed limit northward on North Main Street in the vicinity of the Hobby Lobby.

Mark McDonald, Director of Transportation, advised that the North Carolina Department of Transportation is requesting a speed limit change on N. Main Street. The current speed limit going northward on Main Street is 35 mph to Hobby Lobby and then changes to 45 mph from that point out. Mr. McDonald noted that NCDOT has conducted an investigation and evaluated speed limits along this section of Main Street north of that point and it has been *determined that the 45 mph speed limit should be lowered to 35 mph. This is a concurring action for that recommended change.*

Mayor Bencini stressed that the 45 mph speed limit was established long before properties developed in this area and as a result of the speed limit, there were quite a few acceleration and deceleration lanes that were forced upon property owners. He advised that he did not have a problem with the 45 mph speed limit. Mayor Pro Tem J. Davis stated he did not either, but questioned why it did not stop at Belleview and continued all the way to the Wilco. Council Member Alexander pointed out the wide width of the roadway, with two lanes of travel with a center turn lane would not slow most people down. He asked how staff would go about educating the public regarding the change and asked if there was any statistical information on accidents in this area. Mr. McDonald replied that NCDOT's recommendation was based on traffic congestion, driveway density, and crash history and pointed out there are 40 driveway cuts in this area, three traffic signals, four other public street intersections and there have been 219 crashes along this stretch of N. Main Street over the last 5 years. As far as educating the public, Mr. McDonald suggested message boards could be strategically placed on N. Main Street advising the public of the speed limit change on a certain date, but noted speed limits are changed routinely across the state with no advertisement from the state.

Mayor Bencini asked staff if Council has any leeway in opting not to adopt the concurring speed limit ordinance. Mr. McDonald replied that staff has never had this happen and noted Council generally goes along with the recommendations for changes from NCDOT. Council Member Ewing posed a question regarding whether this speed limit change would warrant adjusting the timing of the traffic signals and staff acknowledged it would require some changes to the timing of the signals. Council Member Wagner felt making a change in the speed limit in this area was dependent upon the average speed and expressed concerns that it might be creating a situation causing more people to break the law. He noted he could see dropping the speed limit in pedestrian-friendly areas where walking is encouraged, but didn't feel this area was conducive to walking. Council Member C. Davis shared a differing opinion and advised that she has seen pedestrians in the middle of the intersection trying to get across the street and felt reducing the speed limit could accommodate with that, not to mention there are neighborhoods around this area where people walk. She suggested obliging NCDOT because at some point, the City of High Point may need positive consideration from NCDOT as the redevelopment efforts along Main Street continue.

Mayor Bencini asked if there were any additional questions of staff. There being none, he asked if there was a motion.

A motion was made by Council Member Alexander, seconded by Council Member Ewing, that this matter be adopted. The motion failed due to the following 4-4 tie vote:

Aye (4): Council Member Ewing, Council Member Golden, Council Member Alexander, and Council Member C. Davis

Nay (4): Council Member Williams, Mayor Pro Tem J. Davis, Council Member Wagner, and Mayor Bencini

Absent (1): Council Member Hill

150313 **<u>Appointments - Boards & Commissions - Human Relations Commission</u>**

Council is requested to confirm the following appointments to the Human Relations Commission:

- David Rosen (Recommended by Council Member Jay Wagner - Ward 4)
- Ralph Rodland (Recommended by Council Member Alyce Hill - Ward 3)
- Fatih Oguz (Recommended by Council Member Jim Davis - Ward 5)

Council Member Alexander reported that he did talk with a gentleman today who has agreed to serve on the Human Relations Commission, but he has not yet submitted his application to serve. It was suggested that this appointment be placed on the next Agenda once the application is received.

At this time, Council Member C. Davis moved approval of the appointment of the preceding individuals to the Human Relations Commission. Council Member Wagner made a second to the motion.

Mayor Pro Tem J. Davis asked if it would be appropriate to take action on all the appointments on the agenda at once.

Mayor Pro Tem J. Davis then made a substitute motion to approve all the appointments on the agenda. Council Member Wagner made a second to the substitute motion, which carried by the following 7-1 vote.

Aye (7): Council Member Williams, Mayor Pro Tem J. Davis, Council Member Ewing, Council Member Wagner, Council Member Golden, Mayor Bencini, and Council Member Alexander

Nay (1): Council Member C. Davis

Absent (1): Council Member Hill

Note: Action on these matters will be reflected throughout these minutes as being made and seconded by the same persons.

Approved the preceding appointments to the Human Relations Commission.

150314 **<u>Appointment - Parks & Recreation Commission - Todd Nifong</u>**

Council is requested to confirm the appointment of Todd Nifong to the Parks & Recreation Commission as the Ward 4 appointment. Appointment is effective immediately and will expire July 1, 2018.

Approved the appointment of Todd Nifong to the Parks & Recreation Commission. Appointment to be effective immediately and will expire July 1, 2018.

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member Wagner, that the preceding appointment be approved. The motion carried by the following 7-1 vote:

Aye (7): Council Member Williams, Mayor Pro Tem J. Davis, Council Member Ewing, Council Member Wagner, Council Member Golden, Mayor Bencini, and Council Member Alexander

Nay (1): Council Member C. Davis

Absent (1): Council Member Hill

150317 **Appointment - Board of Adjustment (Alternate) - Tyler Walsh**

Council is requested to confirm the appointment of Tyler Walsh to the Board of Adjustment as an Alternate member. Appointment is effective immediately and will expire July 1, 2018.

Approved the appointment of Tyler Walsh as an Alternate on the Board of Adjustment. Appointment effective immediately and will expire July 1, 2018.

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member Wagner, that the preceding appointment be approved. The motion carried by the following 7-1 vote:

Aye (7): Council Member Williams, Mayor Pro Tem J. Davis, Council Member Ewing, Council Member Wagner, Council Member Golden, Mayor Bencini, and Council Member Alexander

Nay (1): Council Member C. Davis

Absent (1): Council Member Hill

150318 **Reappointment - Planning & Zoning Commission - Jim Armstrong**

Council is requested to confirm the reappointment of Jim Armstrong to the Planning and Zoning Commission. Reappointment is effective immediately and will expire July 1, 2018.

Approved the reappointment of Jim Armstrong to the Planning & Zoning Commission. Appointment effective immediately and will expire July 1, 2018.

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member Wagner, the preceding appointment be approved. The motion carried by the following 7-1 vote:

Aye (7): Council Member Williams, Mayor Pro Tem J. Davis, Council Member Ewing, Council Member Wagner, Council Member Golden, Mayor Bencini, and Council Member Alexander

Nay (1): Council Member C. Davis

Absent (1): Council Member Hill

150315 **Nomination - Re-Election of Latimer Alexander - ElectriCities Board of Directors**

Council is requested to endorse the nomination of Latimer Alexander to a second term on the ElectriCities Board of Directors as a weighted voting member. This is a three (3) year term and will expire November 2018.

There was some question as to if the previous substitute motion would include the nomination for ElectriCities. Council Member Wagner pointed out this was a nomination and treated different than an appointment because the actual appointment would be approved by another body.

A motion was made by Council Member Wagner, seconded by Council Member Ewing, to approve and submit the nomination of Council Member Latimer for reappointment to the ElectriCities Board of Directors. The motion PASSED by an 8-0 unanimous vote.

150316 **Approval of the Minutes of Previous City Council Meetings**

- Special Meeting; August 27th @ 9:00 a.m.
- Finance Committee; September 3rd @ 4:00 p.m.
- High Point City Council; September 8th @ 5:30 p.m.
- Special Meeting; September 10th @ 9:00 a.m.
- Special Meeting; September 11th @ 9:00 a.m.

A motion was made by Council Member C. Davis, seconded by Council Member Wagner, that the preceding minutes be approved as submitted. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent]

150270` **Boards and Commissions - Vacancy Report**

Attached is the current list of vacancies for all Boards and Commissions.

Note: This information is included for informational purposes only.

A motion was made by Mayor Pro Tem J. Davis, seconded by Council Member Alexander, that this matter be approved. The motion PASSED by an 8-0 unanimous vote. [Council Member Hill was absent]

ADJOURNMENT

Respectfully Submitted,

____
William S. Bencini, Jr.

Attest:

____
Lisa B. Vierling, MMC
City Clerk

CITY OF HIGH POINT
AGENDA ITEM

Title: Contract for Purchase of SCBA(Self-Contained Breathing Apparatus)

From: Thomas Reid, Fire Chief

Meeting Date: October 5, 2015

Public Hearing: N/A

Advertising Date N/A

Advertised By: N/A

Attachments: Formal Bid Recommendation Form

PURPOSE:
The High Point Fire Department is currently using SCBA (Self-Contained Breathing Appartus) that are in need of replacement due to current standards, operating cost and inability to locate parts. Using the Houston-Galveston Area Council (HGAC) cooperative contract, the High Point Fire Department requests Council's approval for the purchase of 138 SCBA, 5 Pak-Tracker Units, 138 RI EPIC 3 communicators, and 138 Bluetooth Lapel Mics.

BACKGROUND:
In accordance with National Fire Protection Association (NFPA) 1981 (2013 Edition), Standard on Open-Circuit Self-Contained Breathing Appartus for Emergency Services, the City of High Fire Department aggressively applied for and received Federal Grant Funds to replace current SCBA (2002 Edition) that were becoming expensive to maintain and locate parts.

Upon delivery of the new SCBA, members will have better communications, safety features which allow responders to locate down/trapped firefighters along with the ability to monitor SCBA vitals.

BUDGET IMPACT:
Funding is available through the 2014 AFG Grant and contract number EMW-2014-FO-05459

RECOMMENDATION / ACTION REQUESTED:
The Fire Department recommends approval of the contract for the purchase 138 SCBA, 5 Pak-Tracker Units, 138 RI EPIC 3 communicators, and 138 Bluetooth Lapel Mics from Muncipal Emergency Services in the amount of $1,209,304.27, and authorize the appropriate City official and/or employee to execute all necessary documents.


SCOTT


SCOTT

NORTH CAROLINA'S INTERNATIONAL CITY

FORMAL BID RECOMMENDATION
REQUEST FOR COUNCIL APPROVAL

DEPARTMENT: Fire

COUNCIL AGENDA DATE: October 5, 2015

BID NO.: HGAC   CONTRACT NO.: EE08-15   DATE OPENED:

DESCRIPTION:

New self-contained breathing apparatus and face pieces (SCBA).

PURPOSE:

This equipment will upgrade the fire department's existing SCBA and increase safety by adding new features. The new devices will also alert firefighters when their air supply is getting low.

COMMENTS:

The High Point Fire Department received a $1.2 million dollar grant from the Federal Emergency Management Agency. High Point University is providing the 10% match.

RECOMMEND AWARD TO: Municipal Emergency Services   AMOUNT: $1,209,304.27

JUSTIFICATION:

No City of High Point funds will be used for this purchase.

ACCOUNTING UNIT	ACCOUNT	ACTIVITY	CATEGORY	BUDGETED AMOUNT
301350	533101			$1,215,163.00
TOTAL BUDGETED AMOUNT				$1,215,163.00

DEPARTMENT HEAD: Thomas Reid Digitally signed by Thomas Reid DN: cn=Thomas Reid, o=HPFD, ou=HPFD, email=thomas.reid@highpointnc.gov, c=US Date: 2015.09.23 12:50:46 -04'00'   DATE: Sep 23, 2015

The Purchasing Division concurs with recommendation submitted by the **Fire Dept.** **and recommends award to the lowest responsible, responsive bidder** **Municipal Emergency Svcs** **in the amount of $** **1,209,304.27**.

PURCHASING MANAGER: Tarinda Chappell Digitally signed by Tarinda Chappell DN: cn=Tarinda Chappell, o=City of High Point, ou=Purchasing, email=tarinda.chappell@highpointnc.gov, c=US Date: 2015.09.24 07:53:05 -04'00'   DATE: Sep 24, 2015

Approved for Submission to Council
FINANCIAL SERVICES DIRECTOR: Jeffrey A Moore Digitally signed by Jeffrey A. Moore DN: cn=Jeffrey A. Moore, o=City of High Point, NC, ou=Financial Services Director, email=jeff.moore@highpointnc.gov, c=US Date: 2015.09.24 12:09:57 -04'00'   DATE: Sep 24, 2015

CITY MANAGER: Greg Demko Digitally signed by Greg Demko DN: cn=Greg Demko, o, ou, email=greg.demko@highpointnc.gov, c=US Date: 2015.09.24 13:15:21 -04'00'   DATE: Sep 24, 2015

CITY OF HIGH POINT
AGENDA ITEM

Title: Appointments – Human Relations Commission

From: Chris Williams, Ward 2
Latimer Alexander, At-large
Jeff Golden, Ward 1

Meeting Date: October 5, 2015

Public Hearing: N/A

Advertising Date / Advertised By:

Attachments: Bio

PURPOSE:
To appoint Latishia Bahena (Chris Williams – Ward 2), Bobby Brown (Latimer Alexander – At-large) and Jason Yates (Jeff Golden – Ward 1) to the Human Relations Commission.

BACKGROUND:
Council Member Chris Williams (Ward 2) is recommending the appointment of Latishia Bahena to the Human Relations Commission; Council Member Latimer Alexander (At-large) is recommending the appointment of Bobby Brown to the Human Relations Commission and Council Member Jeff Golden (Ward 1) is recommending the appointment of Jason Yates to the Human Relations Commission.

BUDGET IMPACT:
N/A

RECOMMENDATION / ACTION REQUESTED:
Council is requested to confirm the appointments of Latishia Bahena, Bobby Brown and Jason Yates to the Human Relations Commission.

High Point, North Carolina
Submit Date: Sep 27, 2015
Status: submitted

Application for Appointment to Boards and Commissions

Profile

All appointments to City boards and commissions are made by the Mayor and City Council and are not limited to those persons who fill out applications.

Latishia
First Name

Bahena
Last Name

elebytish@yahoo.com
Email Address

1414 RC Baldwin ave
Street Address

Suite or Apt

High Point
City

NC
State

27260
Postal Code

Within High Point Corporate Limits
Please select your residency status.

Home: (336) 841-0355
Primary Phone

Home: (336) 493-2738
Alternate Phone

MLM Caterer service
Employer

Which Boards would you like to apply for?

Human Relations Commission

2
Ward you reside in?

Interests & Experiences

Please tell us about yourself and why you want to serve.

Please list any work, volunteer, and/or educational experience that you would like us to consider in the review of your application.

Latishia_Eleby_Bahena_work_sheet.doc
Upload a Resume

Have you participated in Leadership High Point?

○ Yes ◉ No

If yes, please list the year in which you participated in Leadership High Point:

Female
Gender

Applications will be retained and active for a two-year period

Latishia Eleby Bahena

1414RC Baldwin Ave.

High Point NC. 272760
(336) 4932738 , (336) 841-0355
Elebytish@Yahoo.com

Summary of Key Attributes

To be skillful, successful and strive for the best in any opportunity that is forthcoming . I'm a leader and always strive to set examples . Always to lean more so that i can be great asset to any company. Possess the skills and the ability to be successful in any position .

Education

Brittain Academy North Carolina High School Diploma 04/1995

I have my certificate of completion North Carolina DFS approved LCA training and certificate CPR with AED training Caring Hands Home Health, Inc. 04/2014

Work Experience

Health Care Service
Job Title :Line Cook
Date:May 2009-March 2011
Health Care Service: I would prepare food for 198 residents two time a day breakfast and lunch an after each meal i would clean the kitchen and prep night snacks for all the residents .i left the company do to health Complications with may pregnancy that would allow me to do my job. My supervisor : Mr. Scott (336) 282-0900

March Furniture Company
Job Title : Wiper ,sander,,inspector
Date: May 2002-February 2008: I work on a assembly line as a wipe for a few years then i worked as an sander for a few years and as an inspector for a few years on all cabinets . Then the the company had to down size and i was lay off.
My supervisor Matthew (336) 884-7363

Presbyterian home
Housekeeper
Date:October 1998-May 2002
I would was responsible for cleaning five home each day of residents who live interdependently. Each day i would go in the homes of the residents and clean the home and wash clothes etc.
My supervisor : Mrs. Kenny
Kelly Service
Job Title : inspector JAN.1998-July1998
My assignment was at a company called AMP in Greensboro NC .my job was to inspecting small part as they come out the machine. My assignment ended do to my job was temp and the company down size.
Shipman family home care
Job Title :CNA 1/1996-12/1997
I provided personal care by helping my client with baths,combing and brushing hair. With health care taking there blood pressure and seeing that they take their medicine and light house cleaning .Mrs.Shipman

Additional Information

Volunteer work
March 2005 - to now
I do volunteer work in my community I am president of Burn hill neighborhood Association youth department and social commit where i plan and organize community service, events,fundraisers etc.

High Point, North Carolina

Submit Date: Aug 27, 2015
Status: submitted

Application for Appointment to Boards and Commissions

Profile

All appointments to City boards and commissions are made by the Mayor and City Council and are not limited to those persons who fill out applications.

Jason
First Name

Yates
Last Name

jyates@caringservices.org
Email Address

111 Edgeview Road
Street Address

Suite or Apt

High Point
City

NC
State

27260
Postal Code

Within High Point Corporate Limits
Please select your residency status.

Home: (336) 991-1567
Primary Phone

Home:
Alternate Phone

Caring Services, Inc.
Employer

Which Boards would you like to apply for?

Human Relations Commission

1
Ward you reside in?

Interests & Experiences

Please tell us about yourself and why you want to serve.

Please list any work, volunteer, and/or educational experience that you would like us to consider in the review of your application.

I am a clinical social worker and a clinical addiction specialist, as well as an educator at the University level. I have worked in High Point since 1984 and have a possion to see my city live up to it's goal of being "the most livable city" in America. I am organized and committed and will fulfill any and all obligations of the Commission.

My_Resume.doc
Upload a Resume

Have you participated in Leadership High Point?

◉ Yes ○ No

2013 - 2015
If yes, please list the year in which you participated in Leadership High Point:

Male
Gender

Applications will be retained and active for a two-year period

C. Jason Yates, LCSW, LCAS, CCS
111 Edgeview Road
High Point, NC 27260
Phone/Fax (336) 991-1567
JasonY8s@northstate.net

Objective:

To utilize my extensive skills and knowledge as a strengths-based, Rogerian practitioner to support and effect positive change in the lives of individuals, groups and communities while providing for my family and promoting continued personal growth.

Education:

The University of North Carolina at Greensboro
Master of Social Work – Health and Mental Health Tract
Graduation Date: May 5, 2009 GPA: 3.97
Relevant Courses include: Abnormal Psychology, Sociology, General Anthropology, Families and Close Relationships, Social Policy and Services, and Human Behavior and Social Environment

Experience:

Program Director
Caring Services, Inc., High Point, NC
Jan. 2, 2008 - Present
Feb. 2, 1998 – Aug. 12, 2006

- Responsible for screening and admitting clients into private, nonprofit supportive housing program
- Providing comprehensive case management across all facets of necessary social systems
- Conducting comprehensive clinical assessments, including drafting service/person-centered plans and individualized goal plans based upon strength-based models
- Provide and/or facilitate individual and group counseling sessions to support clients' efforts to increase knowledge and skills to effect and support long-term change
- Promote and encourage twelve-step recovery model to support clients' long-term recovery
- Establishing and maintaining positive working relationships with all LME staff to ensure competent service delivery and uphold Medicaid standards
- Provide competent management of State and federal grants, including Department of Housing and Urban Development and Department of Veterans Affairs, to ensure compliance, continuity of funding and measured outcomes

Adjunct Instructor
Guilford Technical Community College, High Point, NC
Spring 2009 – Present

- Provide quality instruction to students working toward Human Services degrees, with concentrations in Substance Abuse and/or Mental Health
- Develop curriculum based upon selected text(s) and supplemental resources, creation of syllabi and learning objectives, implement effective teaching methods, and promote the use of evidence-based tools and strategies in practice

University of North Carolina Greensboro, Greensboro, NC
Spring 2011 – Present

- Provide quality social work education to undergraduate and graduate students via didactic, experiential and explorative methods
- Develop curriculum through selection of text and supplemental resources, creation of syllabi, and incorporation of creative learning tools in congruence with the standards of the UNCG Department of Social Work and Council on Social Work Education
- Liaison with community partners to ensure parity between education curricula and the social work practice arena

C. Jason Yates, LCSW, LCAS, CCS
111 Edgeview Road
High Point, NC 27260
Phone/Fax (336) 991-1567
JasonY8s@northstate.net

Team Leader/Program Coordinator
RHA Health Services, Inc., Greensboro, NC
Aug. 15, 2006 – Dec. 29, 2007

- Responsible for screening, hiring, training and supervising Community Support and Outpatient Substance Abuse Treatment staff
- Conducting, coordinating and facilitating screenings, intakes, assessments, and development and implementation of Person Centered Plans
- Cultivating and maintaining excellent community relationships
- Implement and monitor quality improvement changes to ensure financial viability.

Credentials/ Activism

Licensed Clinical Addiction Specialist (#1548) with International reciprocity per NCSAPPB
Certified Clinical Supervisor (#523), per NCSAPPB
Licensed Clinical Social Worker (#C007564)
High Point Human Relations Commission, 2012 – Present (Vice-chair, 2013 – Present)
2012 UNCG HHS Emerging Leader Award
UNCG HHS Alumni Assoc. Board Member, 2011 –Present
Member of NASW, NCAARF, NADAAC, and APNC
Volunteer/Honorary Staff at Philadelphia Stand Down 1999 – 2013

Skills/ Specialty Training

Trained in Motivational Interviewing and Cognitive Behavioral Therapy
Certified in CPR, first aid and NCI
Person-centered thinking and person-centered planning
Accomplished grant writer
Trained in the use of EMDR/Cognitive Reprocessing

Training Experience

Introduction to Social Work
Social Work and Mental Health
Substance Abuse in Veteran Populations
ASAM Patient Placement Criteria
Understanding and Treating Substance Use Disorders Among Veterans
Substance Abuse Social Work
Substance Abuse Issues in Human Services

References:

Personal and/or professional references are available upon request.

FINANCE COMMITTEE
Committee Members: J. Davis, C. Davis, Hill and Williams
Chaired by Mayor Pro Tem J. Davis
September 17, 2015 – 4:00 p.m.
City Manager's Conference Room

MINUTES

Present:
James Davis, Chairman
Committee Members: Cynthia Davis and Chris Williams

Absent:
Committee Member Alyce Hill

Staff Present:
Greg Demko, City Manager; Randy Hemann, Assistant City Manager; Eric Olmedo, Budget & Performance Manager; Jeff Moore, Director of Financial Services; Jeron Hollis, Communications & Public Engagement Director; Edith Brady, High Point Museum (did not stay for entire meeting); Terry Houk, Public Services Director; Greg Venable, Transportation Planning Administrator; JoAnne Carlyle, City Attorney; Lisa Vierling, City Clerk

Others Present:
Richard Wood, Bill Phillips

News Media Present:
Pat Kimbrough, *High Point Enterprise*

150298 **Budget Ordinance Amendment - Washington Street Property Demolition**
Adoption of a Budget Ordinance appropriating funds in the amount of $75,032.00 for the demolition of property located at 736 Washington Street (Odd Fellows Lodge) and 701 Washington Street (First Baptist Church) and the removal of the stained glass windows in the church.

Chairman J. Davis questioned the need for a budget amendment since $500,000 was already included in the budget for demolitions. City Manager Greg Demko explained that the $500,000 was for a program for redevelopment with some being for code enforcement and some for *demolition. He noted this money could be used for this demolition, but staff is recommending the money for this demolition ($75,032.00) would come out of the fund balance in order to leave the $500,000 in tact to develop a program, but Council could deduct the $75,032.00 and make the program for this year for $425,000. Committee Member Williams suggested leaving the money where it is. Mr. Demko advised it was also his recommendation to leave the $500,000 in tact for development of a program. Chairman J. Davis asked if future demolition costs would also be taken out of the fund balance as well. Mr. Demko explained staff has not yet had the time to build the program, to determine how it would work, or determine which properties would be targeted for demolition, but it could come out of the $500,000 in an effort to preserve the ability to be as flexible as possible.*

Chairman J. Davis then moved to forward this matter to Council with a favorable recommendation for approval. Committee Member Williams made a second to the motion, which carried unanimously. [3-0 vote] [Committee Member Hill was absent].

150299 **Eastside Wastewater Treatment Plant - UV System Repair**

In order to complete the purchase, City Council is requested to:

(1) Approve an exception to the bid laws under the "sole source qualification" for the purchase of Trojan UV equipment for the Public Services Department from EW2 Environmental. State Statute (G.S. 143.129(e)(6) requires City Council to specifically authorize "qualified sole source" exceptions to the bid laws prior to awarding the contract. This purchase for the Public Services Department continues to meet the standard for "standardization considerations" as a qualified exemption. Representatives of the Public Services Department will be present to answer any questions which may arise.

(2) City Council is requested to approve the acquisition of the Trojan UV equipment from EW2 Environmental. The required funds of $84,781.38 for the purchase are budgeted in the Water & Sewer Operations Fund.

Terry Houk, Director of Public Services, reported that Eastside has a UV disinfectant system, which includes three UV channels (two online at once, and one is used for a spare). Staff believes a power surge came through and damaged some of the lamps and output controllers on the two remaining systems. The needed components will restore Channels 1 and 3. He pointed out EW2 is the only authorized dealer to sell Trojan UV systems and guarantee their performance, so staff is asking for a sole source exception for this purchase. He further explained there is a Trojan system at both plants, so they are standardizing the system for both plants. Committee Member C. Davis asked if it was still under warranty and Mr. Houk noted it was not.

Chairman J. Davis moved to forward this matter to the City Council with a favorable recommendation for approval. Committee Member C. Davis made a second to the motion, which carried unanimously. [3-0 vote] [Committee Member Hill was absent].

150300 **<u>Municipal Agreement - NCDOT</u>**

Approval of a Municipal Agreement with the North Carolina Department of Transportation (NCDOT) for the Second Strategic Highway Research Program (SHRP2) Transportation Visioning for Communities Grant.

Greg Venable, Transportation Planning Administrator, explained this is an agreement with NCDOT for federal funds coming through NCDOT. It is a grant for $50,000 with no local match required to do a visioning exercise and planning study for the multi-modal center, which includes the Train Depot, the Hi tran facility and the surrounding area including the PIT. He pointed out there has been a lot of discussion as to what would happen in this area and this would be using some federal dollars to develop a plan for the area. Committee Member C. Davis advised that she spoke with the city attorney and pointed out in regards to the property surrounding the PIT, the city has no property rights there, so the city would be planning for an area that the city does not even own.

Chairman J. Davis asked if any of the legal aspects had been worked out regarding ownership of the PIT property. City Attorney Joanne Carlyle advised it has not yet been worked out. Assistant City Manager Randy Hemann asked if the property owners would be involved in the process and it was noted they would be. Committee Member C. Davis confirmed most of the property owners have been contacted, mailed letters, and personally visited—most with a lack of interest so she would not be supporting this. She asked if it might be possible to use these grant funds elsewhere. Mr. Venable replied that it would not because the grant is area specific. Ms. Carlyle explained that she has never received any clear direction from Council regarding trying to clear the matters up with the property rights.

Mr. Demko pointed out the grant is for the whole area, and doesn't specifically deal with the PIT. Chairman J. Davis asked what the scope of this grant would be for the PIT. Mr. Venable explained there is currently no specific scope and the grant would be to bring all interested parties together in an effort to determine this. Ms. Carlyle suggested this study could assist Council in making a decision as to whether or not to go further with trying to clear up some of the property rights in question without spending money to do it. Committee Member C. Davis explained her biggest concern is she does not want to waste taxpayer's dollars if the owners are unreachable and/or uncooperative. She suggested possibly tabling it to see what could be worked out with the property owners. Ms. Carlyle recollected there is a big chunk of property in this area that was traced back to the Housing Authority, and suggested this would probably be the first approach to clean this issue up.

Chairman J. Davis agreed to move this matter forward to the City Council without recommendation so that all of Council could discuss it further. The Committee Members present agreed.

150301 **<u>Interlocal Agreement - PART Electric Vehicle Charging Station</u>**

Approval of an Interlocal Agreement with the Piedmont Authority for Regional Transportation (PART) for the installation of an electric vehicle charging station which will be located at the City's Library.

Greg Venable, Transportation Planning Administrator, advised that there was some language that legal was going to work out with this and PART would like to put some electric vehicle charging stations at the Library. City Attorney JoAnne Carlyle advised that she did have a few questions, but would have all the legal language worked out to make sure the language in the agreement is clear. She noted a need for clarification in the document as to the change between the first three years when PART would be paying it and then it changes to the city and if the city would be receiving the 10%. She asked if the city would at least be able to break even although it is only about $300 annually. There was some question about the actual number of electric vehicles in the city and it was noted there were not many.

Ms. Carlyle advised there were just a few details left open, but recommended the Committee go ahead and send this matter to Council. Committee Member C. Davis asked about the fee structure to be established that would allow the city to recover the electric service cost, plus another nominal amount for charge that could be applied to future network fees, post warranty maintenance. She expressed concerns regarding the revenue collections and quarterly distributions because it wasn't clear who would get it for the three-year period. Ms. Carlyle felt Mark McDonald, Director of Transportation, would be able to answer these questions and advised that she would get the language cleaned up enough to reflect whatever Mr. McDonald says. Committee Member C. Davis asked if it might be possible to negotiate the revenues. Ms. Carlyle noted this would be a question that needs to be directed to Mr. McDonald.

Chairman J. Davis suggested leaving this matter in Committee until the next Finance Committee meeting to allow for some of these details/concerns to be worked out. **The Committee was in agreement to leave this matter in the Finance Committee to be discussed further at the next Finance Committee meeting.**

150302 **Resolution - Authorizing Financing Contract - Motorola Communications Systems Upgrade**

City Council is requested to authorize the City Manager and Financial Services Director to accept the proposal for the installment financing contract with Whitney Bank, to authorize the borrowing as evidenced in the attached resolution, and to prepare and execute the necessary documents in connection with the financing agreement, contingent on the Local Government Commission's approval.

Jeff Moore, Director of Finance Services, explained this is the third big step relating to the radio systems upgrade. Bids were received with great participation, which resulted in an incredible rate that is good for 10 years. Mr. Moore advised that High Point was certainly not the first municipality in North Carolina to do a deal with Whitney Bank. Mr. Moore reminded the Committee that this award would be contingent on the LGC actually providing their concurring approval. Staff strongly recommends to proceed.

Committee Member C. Davis asked if was necessary to give Whitney Bank some kind of legal document giving the city authorization to work with Whitney Bank. Mr. Moore explained the resolution authorizes him and Mr. Demko to sign and execute all the contracts necessary for the financing contract. Committee Member C. Davis then asked staff to explain the $3,959,321 and asked if this was all upfront documentation fees because it seems to be excessive. Mr. Moore noted it was just the $600 for the documentation fee and the $3,959,321 is what the city will pay, *including the $600 documentation fee over the life of the loan. Over the ten years, the city would be borrowing $3,600,000 and will actually repay $3,959,321.*

Chairman J. Davis moved to forward this matter to the City Council with a favorable recommendation for approval. Committee Member Williams made a second, which carried unanimously. [3-0 vote] [Committee Member Hill was absent].

150303 **Report of Independent Accountant - Local Government Employees' Retirement System**

City Council is requested to accept the auditor's attest report letter for the special audit testing procedures on the City's participant data and related payroll

Jeff Moore, Director of Finance Services, reminded the Committee that when Council approved Cherry Bekhaert as the new auditors, the city was directed by the State Treasurer's Office that the city would have an audit of the city's participation in the Local Government Employees Retirement System. This work was done by Cherry Bekhaert at a cost of $5,000 and the city came out with a very clean opinion.

Chairman J. Davis moved to forward this matter to the City Council with a favorable recommendation for approval. Committee Member C. Davis made a second, which carried unanimously. [3-0 vote] [Committee Member Hill was absent].

Change in Date for Future Finance Committee Meetings

City Manager Greg Demko noted there was some prior discussion by the Finance Committee about possibly changing the dates the Finance Committee Meetings are held. He suggested the Finance Committee meetings could be moved up to Thursday morning or Wednesday afternoon prior to the Monday Council meetings.

Committee Member C. Davis made a motion to recommend changing the time for the Finance Committee meetings to the Wednesday prior to the Monday Council meeting at 4:00 p.m. Committee Member Williams made a second, which carried unanimously. [3-0 vote] [Committee Member Hill was absent].

Recent Vote by Council on Downtown Incentives

Committee Member C. Davis brought the Committee's attention to when the votes were combined at the Council Meeting on September 8th for the two downtown incentives. She explained that it was necessary to do the MSD incentives for Main Street, Uptowne and Washington Street because Council created the MSDs and after consulting with the city attorney, it was necessary for Council to do the MSD incentive to cover these three districts, which has not been done. City Attorney JoAnne Carlyle explained this would be necessary only if the Council decides to do incentives for these areas. Committee Member C. Davis pointed out this was the whole purpose in creating the MSDs because it was determined that the city was not properly allocating the dollars previously. City Manager Greg Demko noted he would have Assistant City Manager Randy Hemann look at these as well and bring back a recommendation.

There being no further discussion by the Committee, the meeting adjourned at 4:30 p.m. upon motion duly made by Committee Member C. Davis and second by Committee Member Williams.

Respectfully Submitted,

Lisa B. Vierling, MMC
City Clerk

Jim Davis, Chairman

Office of the Mayor
City of High Point
North Carolina

PROCLAMATION...

WHEREAS, the High Point Fire Department was officially organized in the year 1890 with a volunteer membership, which was the beginning of a long tradition of service to this City; and,

WHEREAS, the first "paid" firefighters for the City operated from "Mrs. Fuller's Property" located on Trade Street, which was also the location where the fire horse was kept and cared for. From the first paid firefighters operating as "bucket brigade" out of a dwelling, the Fire Department has progressed to a department consisting of 234 employees, operating out of 14 separate fire stations throughout the City; and,

WHEREAS, in 1915, the first motorized fire apparatus was purchased, a Studebaker Hose Wagon, and from that point, the High Point Fire Department continued to grow and expand. There are now 82 pieces of fire apparatus, vehicles and equipment; and,

WHEREAS, in May 2015 the High Point Fire Department received a Class 1 rating from the Insurance Services Office (ISO) Public Protection Classification program. An ISO Class 1 rating is the highest possible rating, a distinction that only 97 of more than 48,000 Fire Departments in the United States have earned; and,

WHEREAS, it is the desire of the High Point City Council to recognize the High Point Fire Department for 125 years of dedicated service to our community.

NOW, THEREFORE, I, William S. Bencini, Jr., Mayor of the High Point, do hereby proclaim the month of October 2015 as

HIGH POINT FIRE DEPARTMENT MONTH

in the City of High Point.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Seal of the City of High Point, North Carolina this 5TH day of October 2015.

William S. Bencini, Jr., Mayor