

City of High Point

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

Meeting Agenda

Thursday, June 10, 2010

9:00:00 AM

Council Chambers, City Hall

City Council

*Rebecca R. Smothers, Mayor
M. Christopher Whitley, Mayor Pro Tem
Latimer B. Alexander, IV, William S. Bencini,
Mary Lou Blakeney, Foster Douglas, John Faircloth,
Michael D. Pugh, Bernita Sims*

ROLL CALL, PRAYER, AND PLEDGE OF ALLEGIANCE**REGULAR MEETING ITEMS****FINANCE COMMITTEE****100151 Public Hearing - City of High Point Proposed Annual Budget FY 2010/2011**

Monday, June 7, 2010 at 5:30 p.m. and Thursday, June 10, 2010 at 9:00 a.m. are the dates and times established to receive public comments on the proposed City of High Point annual budget for FY 2010/2011.

100135 Resolution - Filing Fees for 2010 Municipal Election

Pursuant to NCGS 163-294.2(e), Council must set the filing fees for the upcoming municipal election to be held on Tuesday, November 2, 2010. The filing fee must be set no later than the day before candidates are permitted to begin filing notices of candidacy. The filing period will begin at 12:00 noon on Friday, July 2, 2010 and will end at 12:00 noon on Friday, July 16, 2010. The filing fee for the 2008 municipal election was \$96.00.

5/17/2010

Committee of the Whole

referred

Finance Committee

MISCELLANEOUS**100160 Resolution - North Carolina Mobility Funding**

Council is requested to adopt a resolution in support of the creation of the North Carolina Mobility Fund.

100161 Resolution In Support of "Suzie's Law"

Council is requested to adopt a Resolution In Support of "Suzie's Law" which will raise the penalty of violation of North Carolina General Statute 14-360(b) from a Class I Felony to a Class F Felony.

100162 Resolution - High Point City Council Code of Ethics

Council is requested to adopt a Resolution providing for a Code of Ethics for the High Point City Council.

PUBLIC NOTICE
CITY OF HIGH POINT
BUDGET HEARING

THE PUBLIC WILL TAKE NOTICE THAT THE PROPOSED BUDGET FOR THE CITY OF HIGH POINT FOR THE FISCAL YEAR [2010-2011](#) HAS BEEN FILED WITH THE CITY COUNCIL OF THE CITY OF HIGH POINT. THE PROPOSED BUDGET IS AVAILABLE FOR PUBLIC INSPECTION IN THE OFFICE OF THE CITY CLERK, 211 S. HAMILTON STREET, HIGH POINT, NORTH CAROLINA. A COPY OF THE PROPOSED BUDGET IS ALSO AVAILABLE IN THE HIGH POINT PUBLIC LIBRARY LOCATED AT 901 N. MAIN STREET, AS WELL AS ON THE CITY WEB-SITE: www.high-point.net.

TWO PUBLIC HEARINGS ON THE PROPOSED BUDGET WILL BE HELD. THE FIRST HEARING WILL BE HELD [MONDAY JUNE 7, 2010 AT 5:30 P.M.](#) AND THE SECOND WILL BE HELD [THURSDAY JUNE 10, 2010 AT 9:00 A.M.](#) THE HEARINGS WILL BE HELD IN THE CITY COUNCIL CHAMBERS OF THE MUNICIPAL BULDING, 211 S. HAMILTON ST.

AT THE HEARING, ORAL AND WRITTEN COMMENTS WILL BE RECEIVED FROM ANY INTERESTED CITIZEN.

Publish date: [May 28, 2010](#)

Please send affidavit to: [Louanne Hedrick](#)
[Budget & Evaluation Officer](#)
[City of High Point](#)
[PO Box 230](#)
[High Point, NC 27261](#)



**RESOLUTION IN SUPPORT
OF NORTH CAROLINA MOBILITY FUNDING**

WHEREAS, enhanced mobility across North Carolina's transportation network is a major factor impacting economic growth and job creation: and

WHEREAS, addressing critical mobility and congestion issues across the state is dependent on all modes of transportation; and

WHEREAS, projects enhancing statewide or regional mobility should not be a financial burden on neighboring communities; and

WHEREAS, North Carolina needs a program to fund mobility projects of statewide and regional significance to address critical congestion bottlenecks and improve the state's logistics capabilities, specifically the Yadkin River Bridge project; and

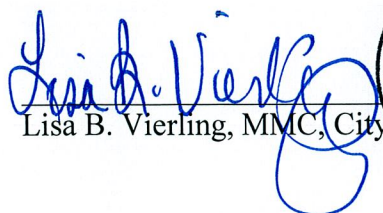
WHEREAS, that the state should create a funding mechanism available for statewide logistics and congestion mitigation needs, including highway, rail, aviation, ports, ferry and transit projects.

NOW, THEREFORE, BE IT RESOLVED that the High Point City Council hereby supports a funding mechanism to supplement existing funding for the Yadkin River Bridge project.

A motion was made by Council Member John Faircloth and seconded by Council Member Latimer Alexander for the adoption of the above resolution and upon being put to a vote was unanimously adopted this 10th day of June, 2010.


Rebecca R. Smothers, Mayor

ATTEST:


Lisa B. Vierling, MMC, City





**RESOLUTION OF HIGH POINT CITY COUNCIL
IN SUPPORT OF "SUSIE'S LAW"**

WHEREAS, North Carolina General Statute 14-360(b) provides that "If any person shall maliciously torture, mutilate, maim, cruelly beat, disfigure, poison, or kill, or cause or procure to be tortured, mutilated, maimed, cruelly beaten, disfigured, poisoned, or killed, any animal, every such offender shall for every such offence be guilty of a Class I Felony."; and

WHEREAS, the penalty available to North Carolina Judges who enforce North Carolina General Statute §14-360(b) as currently written is a Class I Felony, which is the lowest level felony in North Carolina; and

WHEREAS, the penalties for this class of felony prevent a Judge from imposing an active sentence on first offenders for a crime committed against a defenseless animal; and

WHEREAS, raising the penalty from a Class I Felony to a Class F Felony would allow a Judge to place a first offender on probation or invoke an active sentence of more than twenty months with a maximum possible sentence of twenty-four months. The maximum possible sentence for someone with prior convictions under a Class F felony is fifty months.

NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF HIGH POINT supports "Susie's Law" which will raise the penalty for violation of North Carolina General Statute §14-360(b) from a Class I Felony to a Class F Felony.

THE FOREGOING RESOLUTION WAS
ADOPTED BY THE CITY COUNCIL OF
THE CITY OF HIGH POINT ON THE 10th
DAY OF JUNE, 2010.


LISA VIERLING, MMC, CITY CLERK



RESOLUTION OF HIGH POINT CITY COUNCIL CODE OF ETHICS FOR THE HIGH POINT CITY COUNCIL

WHEREAS, Section 160A-86 of the North Carolina General Statutes requires local governing Councils to adopt a code of ethics, and

WHEREAS, governmental decisions and policy must be made and implemented through proper channels and processes of the governmental structure.

NOW THEREFORE, as public officials representing the citizens of the local municipality of the City of High Point, and acting pursuant to the requirements of Section 160A-86 of the North Carolina General Statutes, we the High Point City Council do hereby adopt the following General Principles and Code of Ethics to guide the City Council in its lawful decision-making.

GENERAL PRINCIPLES UNDERLYING THE CODE OF ETHICS

- Council Members encourage all candidates to be of the highest personal and professional character. Elected Officials of the City of High Point should be in good standing with all personal and professional obligations.
- Council members shall obey all laws applicable to their official actions as members of the Council. Council members should be guided by the spirit as well as the letter of the law in whatever they do.
- Council members should act with integrity and independence from improper influence as they exercise the duties of their offices. Characteristics and behaviors consistent with this standard include the following:
 - Adhering firmly to a code of sound values;
 - Behaving consistently and with respect toward everyone with whom they interact;
 - Exhibiting trustworthiness;
 - Living as if they are on duty as elected officials regardless of where they are or what they are doing;
 - Using their best independent judgment to pursue the common good as they see it, presenting their opinions to all in a reasonable, forthright, consistent manner;
 - Remaining incorruptible, self-governing, and unaffected by improper influence while at the same time being able to consider the opinions and ideas of others;
 - Disclosing contacts and information about issues that they receive outside of public meetings and refraining from seeking or receiving information about quasi-judicial matters outside of the quasi-judicial proceedings themselves;
 - Treating other council members and the public with respect and honoring the opinions of others even when the council members disagree with those opinions;
 - Not reaching conclusions on issues until all sides have been heard;
 - Showing respect for their offices and not behaving in ways that reflect badly on those offices;
 - Recognizing that they are part of a larger group and acting accordingly; and

- Recognizing that individual council members are not generally allowed to act on behalf of the council but may only do so if the council specifically authorizes it, and that the council must take official action as a body.
- Council members should avoid impropriety in the exercise of their official duties. Their official actions should be above reproach. Although opinions may vary about what behavior is inappropriate, this council will consider impropriety in terms of whether a reasonable person who is aware of all of the relevant facts and circumstances surrounding the council member's action would conclude that the action was inappropriate.
- Council members should faithfully perform the duties of their offices. They should act as the especially responsible citizens whom others can trust and respect. They should set a good example for others in the community, keeping in mind that trust and respect must continually be earned.
- Council members shall conduct the affairs of the council in an open and public manner. They shall comply with all applicable laws governing open meetings and public records. They should remember that local government records belong to the public and not to council members or their employees.
- Each Council member shall complete any and all ethics education program(s) as set forth in N.C.G.S. §160A-86 (current or as may be amended) and shall provide a record verifying receipt of the ethics education to the clerk.

CODE OF ETHICS

The purpose of this Code of Ethics is to establish guidelines for ethical standards of conduct for the High Point City Council and to help determine what conduct is appropriate in particular cases. It should not be considered a substitute for the law or for a Council member's best judgment. This ethics code may be amended from time to time as deemed necessary by the Council, or as necessitated by amendments to applicable law.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of High Point, North Carolina adopts this General Principles and Code of Ethics to guide the City Council in its lawful decision-making.

Resolution to be effective upon adoption.

Adopted by the High Point City Council on the 10th day of June, 2010.

Attest:


Lisa B. Vierling, MMC, City Clerk




Rebecca R. Smothers, Mayor



**RESOLUTION
SETTING THE FILING FEES FOR THE
2010 MUNICIPAL ELECTION
FOR THE HIGH POINT CITY COUNCIL**

WHEREAS, a Municipal Election will be held on Tuesday, **November 2, 2010** for the purpose of electing a Mayor and eight (8) Council Members to represent the City of High Point; and

WHEREAS, the Guilford County Board of Elections will conduct these elections for the City of High Point; and

WHEREAS, Pursuant to N.C.G.S. 163-294.2(e), filing fees for municipal primaries or elections must be set by the municipal governing body no later than the day before candidates are permitted to begin filing notices of candidacy; and

WHEREAS, pursuant to State law the filing period will commence at 12:00 noon on Friday, July 2, 2010 and will end at 12:00 noon on Friday, July 16, 2010; and

WHEREAS, the governing body may set filing fees up to 1% of the annual salary of the office sought, but the fee may not be less than \$5.00; and

WHEREAS, the High Point City Council desires to set the filing fees for the office of the Mayor and the City Council at \$96.00 for the upcoming 2010 Municipal Election.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the filing fee be set at \$96.00 for the upcoming 2010 Municipal Election.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Guilford County Board of Elections after its adoption.

Adopted by the High Point City Council this _____ day of May, 2010.

Lisa B. Vierling, City Clerk



**RESOLUTION IN SUPPORT
OF THE CREATION OF THE
NORTH CAROLINA MOBILITY FUND**

WHEREAS, enhanced mobility across North Carolina's transportation network is a major factor impacting economic growth and job creation; and

WHEREAS, addressing critical mobility and congestion issues across the state is dependent on all modes of transportation; and

WHEREAS, projects enhancing statewide or regional mobility should not be a financial burden on neighboring communities; and

WHEREAS, North Carolina needs a program to fund mobility projects of statewide and regional significance to address critical congestion bottlenecks and improve the state's logistics capabilities; and

WHEREAS, Governor Perdue has called for in her budget the creation of a fund to address transportation projects of statewide and regional significance; and

WHEREAS, that the state should create a North Carolina Mobility Fund available for statewide logistics and congestion mitigation needs, including highway, rail, aviation, ports, ferry and transit projects.

NOW, THEREFORE, BE IT RESOLVED that the High Point City Council hereby supports the creation of the North Carolina Mobility Fund.

A motion was made by _____ and seconded by _____
_____ for the adoption of the above resolution and upon being put to a
vote was duly adopted.

Rebecca Smothers, Mayor



**RESOLUTION
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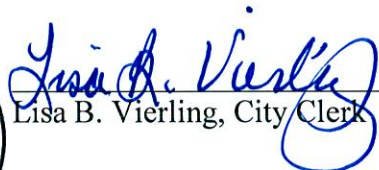
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Lisa B. Vierling, City Clerk