

City of High Point

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



Meeting Agenda

Monday, November 3, 2008

4:45:00 PM

Council Chambers

Committee of the Whole

*Rebecca R. Smothers, Mayor
M. Christopher Whitley, Mayor Pro Tem
Latimer B. Alexander, IV, William S. Bencini,
John Faircloth, Michael D. Pugh, Bernita Sims,
Lisa M. Stahlmann, Ronald B. Wilkins*

ROLL CALL, PRAYER, PLEDGE OF ALLEGIANCE**PRESENTATION OF ITEMS****FINANCE COMMITTEE - Council Member Whitley, Chair****Committee Members: Bencini, Faircloth and Pugh****(all were present)***Committee Members - Bencini, Faircloth, Pugh***080190****Resolution - Bid No. 27- Garbage & Yard Waste Rollout Carts**

Approval of contract awarding Bid No. 27 for the purchase of Garbage & Yard Waste Rollout Carts. Purchasing and Public Services recommends that contract be awarded to Rehrig Pacific Company in the amount of \$294,720.00, the lowest responsible and responsive bidder meeting specifications.

11/3/2008 Committee of the Whole approved

080294**Sale of City Owned Property - 1601 Larkin Street**

Council is requested to authorize the City Attorney's office to proceed with the sale of city owned property located at 1601 Larkin Street to Ms. Dawn Hart.

11/3/2008 Committee of the Whole approved

PUBLIC SAFETY COMMITTEE - Council Member Alexander, Chair**Committee Members: Faircloth, Stahlmann, Pugh, and Wilkins****(all were present)***Committee Members - Faircloth, Stahlmann, Pugh, Wilkins***080295****Amendment to the Removal of Graffiti Ordinance**

Council is requested to approve an amendment to the recently adopted ordinance for the removal of graffiti as recommended by the City Attorney, the Police Department and the Department of Inspections as an improvement for the efficient and effective enforcement of the ordinance.

11/3/2008 Committee of the Whole adopted

PUBLIC SERVICES COMMITTEE - Council Member Sims, Chair**Committee Members Alexander and Pugh****(all were present)***Committee Members - Alexander, Pugh**Committee Members - Alexander, Sims, Whitley, Wilkins*

PLANNING & DEVELOPMENT COMMITTEE - Council Member Bencini, Chair

Committee Members: Faircloth, Sims, Stahlmann, and Whitley

(all were present)

Committee Members - Faircloth, Sims, Stahlmann, Whitley

PUBLIC HEARINGS ON ITEMS - 5:30 PM

080293

Amendment to the Code of Ordinances - Section 12 - "Offenses"

Monday, November 3, 2008 at 5:30 p.m. is the date and time established by City Council to receive public comments on the following changes to the High Point Code of Ordinances:

A new section 12-1-13 - Aggressive Solicitation Prohibited

A new section 12-1-14 - Urinating or Defecating on any public place

Amendment to section 12-1-4 - Possession or consumption of malt beverages and unfortified wine on streets and city property.

ADJOURNMENT

ORDINANCE AMENDING TITLE 12 ENTITLED "OFFENSES"

"Section 12-1-12: Removal of graffiti.

- (a) Graffiti means any inscription, word, figure, painting, or other defacement that is written, marked, etched, scratched, sprayed, drawn, painted, or engraved on or otherwise affixed to any surface of public or private property, by any aerosol paint container, broad tipped marker, stick on label, paint stick, etching equipment, brush or other device capable of scarring or leaving a visible mark on any natural or man-made surface, without the prior written consent of the property owner.
- (b) Graffiti will not be construed to prohibit temporary, easily removable chalk or other water soluble markings on public or private sidewalks, streets or other paved surfaces which are used in connection with traditional children's activities, such as drawings, bases for kickball, hopscotch or similar activities, nor shall it be construed to prohibit temporary, easily removable chalk or other water soluble markings used in connection with any lawful business or public purpose or activity.
- (c) Any person who applies graffiti to any natural or man-made surface of any city-owned or private property without the permission of the owner or occupant shall be subject to prosecution in accordance with the statutes relating to willful and wanton injury to property, N.C.G.S. 14-127, N.C.G.S. 14-160 or any other applicable statutes.
- (d) Any person applying graffiti on public or private property shall have the duty to remove the graffiti within twenty-four (24) hours after notice by the city or private property owner of the property involved. This notice may be given in any manner deemed appropriate by the city or private property owner. Such removal shall be done in a manner that effectively removes or obscures the graffiti. The costs of removal or obscuring shall be borne by the person applying the graffiti. Failure of any person to remove or obscure the graffiti or pay for such costs shall constitute a violation of this ordinance. Where graffiti is applied by an unemancipated minor, the parents or legal guardian shall also be responsible for the removal or obscuring and the costs thereof.
- (e) In cases where the person applying graffiti is not identified prior to the removal of the graffiti by the city or private property owner, the person applying graffiti will be liable for the costs of said removal when later identified. Such liability for costs shall not affect or delay the City's enforcement of the nuisance abatement provisions of Chapter 3. Failure to pay shall constitute a violation of this ordinance.

Adopted by the High Point City Council this
3rd day of November, 2008.

Lisa B. Vierling, MMC
City Clerk



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BID INFORMATION AND RECOMMENDATION**BID #** 27-102208**DATE OPENED:** October 22, 2008**DESCRIPTION:** Garbage & Yard Waste Rollout Carts**BID PACKAGES DISTRIBUTED:** 13**DEPARTMENT:** Public Services –
Environmental Services**SOURCE OF FUNDS:** 631783-529181**BUDGETED AMOUNT:** \$ 300,000.00**RECOMMENDED AWARD**

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL PRICE
5000	95 Gallon Garbage Rollout Cart	\$ 49.12	\$ 246,700.00
1000	95 Gallon Yard Waste Rollout Cart	\$ 49.12	49,340.00
			\$ 294,720.00

PURPOSE: To re-stock inventory at the Warehouse.**COMMENTS:****BID TABULATION**

<u>VENDOR NAME & ADDRESS</u>	<u>QTY</u>	<u>ITEM</u>	<u>UNIT PRICE</u>	<u>TOTAL PRICE</u>
Rehrig Pacific Company	5000	95U MCB	\$49.12	\$245,600.00
RJ Hamm				
1000 Raco Court	1000	95U MCB	\$49.12	\$49,120.00
Lawrenceville, GA 30045				\$294,720.00
Otto Environmental	5000	MSD-95C	\$49.34	\$246,700.00
Attn: Judy Grist				
12700 General Drive	1000	MSD-95C	\$49.34	\$49,340.00
Charlotte, NC 28273				\$296,040.00
Toter Inc.	5000	79296	\$49.97	\$249,850.00
Laura P. Gates	1000	79296	\$49.97	\$49,970.00
PO Box 5338				\$299,820.00
Statesville, NC 28677				
	5000	76596	\$52.47	\$262,350.00
	1000	76596	\$52.47	\$52,470.00
				\$314,820.00
Schaefer Systems International	5000	USD95B	\$51.84	\$259,200.00
Larry Wiegman				
P O Box 7009	1000	USD95B	\$51.84	\$51,840.00
Charlotte, NC 28241				\$311,040.00

Cascade Engineering	5000	CE96G	\$53.40	\$267,000.00
Carol Hindley				
4950 37th Street, SE	1000	CE96G	\$51.40	\$51,400.00
Grand Rapids, MI 49512				\$318,418.00

The **PURCHASING DEPARTMENT AND PUBLIC SERVICES DEPARTMENT** recommend that the contract for the **GARBAGE & YARD WASTE ROLLOUT CARTS** be awarded to **REHRIG PACIFIC CO.**, the lowest responsible and responsive bidder meeting specifications, in the amount of **\$ 294,720.00**.

DATE OF RECOMMENDATION: October 22, 2008

Strib Boynton, CITY MANAGER

Right of Way

Henry T. Moon, III
RIGHT OF WAY AGENT



MEMO

October 21, 2008

To: Fred Baggett

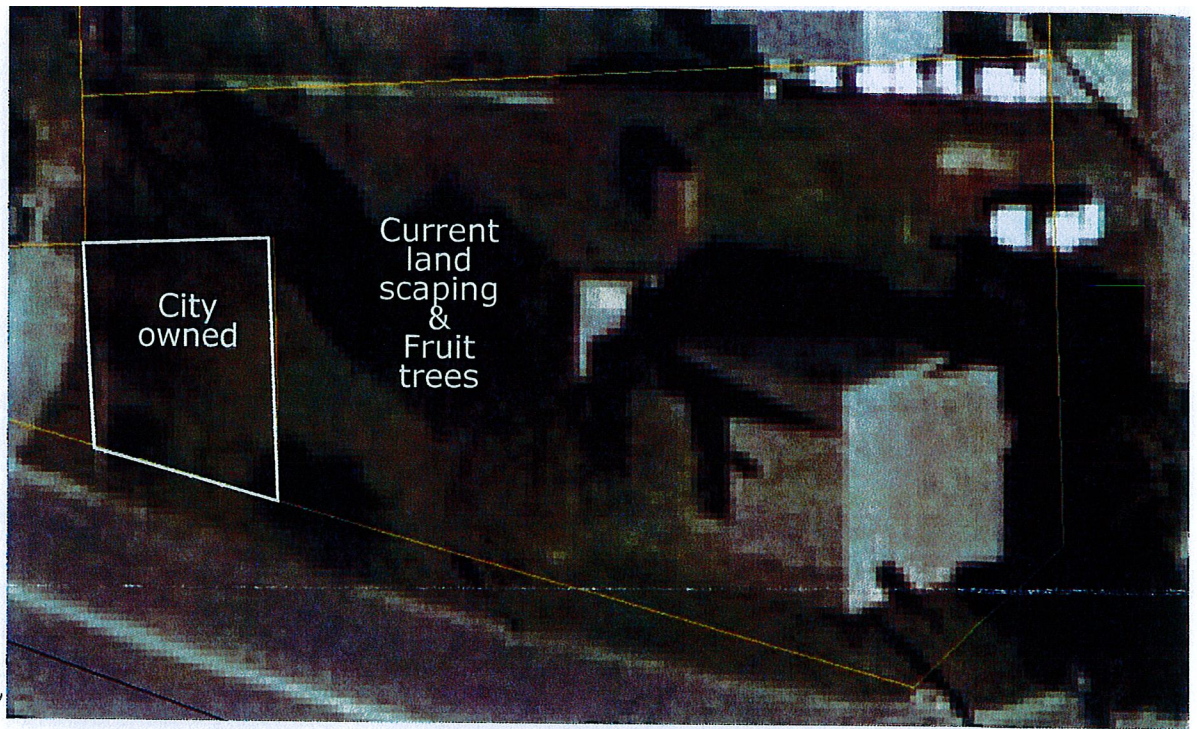
From: Henry T. Moon

HTM

Subject: Sale of City owned property adjacent to 1601 Larkin Street

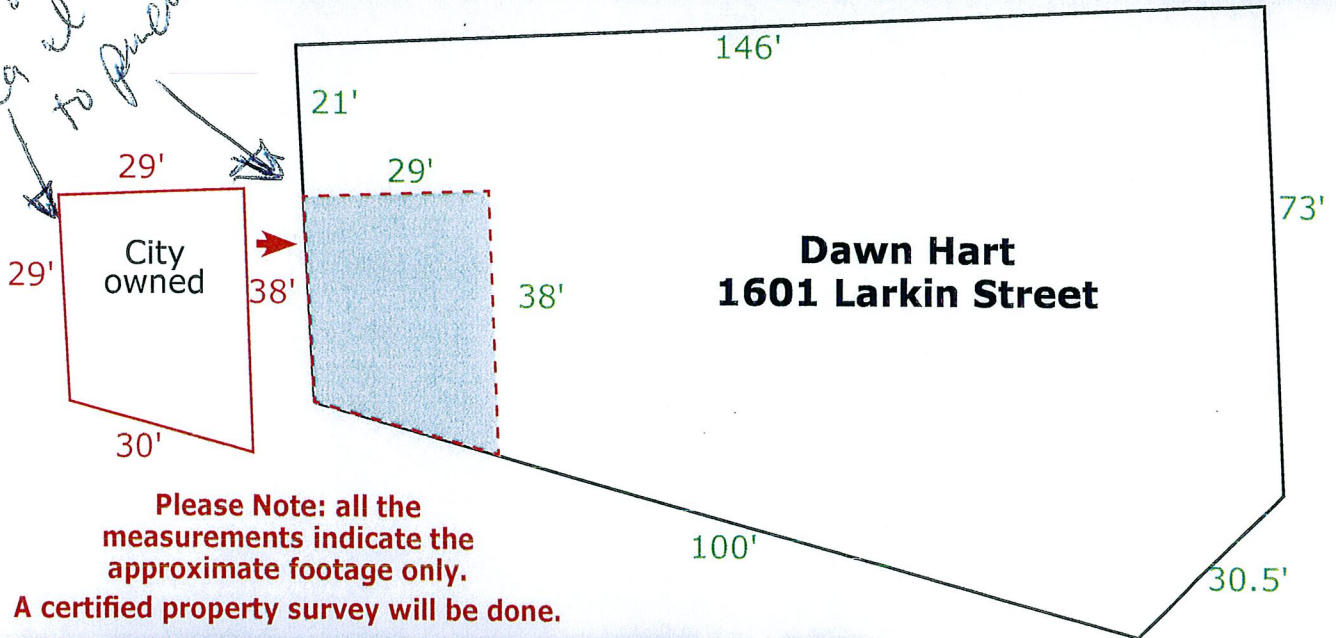
Ms. Dawn Hart, owner of 1601 Larkin Street has requested to purchase a piece of City owned land as shown on the attached drawing. This was surplus land acquired as part of the re-alignment of Dayton Road. Ms. Hart has been maintaining this property and would now like to square up her back yard and fence it.

TRC had no objections to the sale. It is requested that you seek Council approval for the sale. Ms. Hart understands that she will need to provide a property survey of same for use in preparing the deed and in the survey reserve a 10' right of way behind the back of the existing curb. Ms. Hart has offered \$200 for this residue.



Adjacent
Property's
Drive Way

*This is the
area I hope
to purchase*



**Dayton Avenue
& Larkin Street**

1601 Larkin Street, High Point, NC 27262 • 336-848-9033 • dhart@triad.rr.com