

City of High Point

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



Meeting Minutes

Monday, May 17, 2010

4:45:00 PM

Council Chambers

*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, PLEDGE OF ALLEGIANCE

Mayor Smothers offered the invocation; the Pledge of Allegiance followed.

Present: Council Member Whitley, Mayor Smothers, Council Member Bencini, Council Member Alexander, Council Member Sims, Council Member Blakeney, Council Member Douglas, Council Member Faircloth and Council Member Pugh

APPROVAL OF THE MINUTES FROM PREVIOUS MEETINGS

The minutes of the following meetings were unanimously approved as submitted with one correction to the Thursday, May 6, 2010 Meeting Minutes upon motion duly made by Council Member Alexander and second by Council Member Blakeney.

Finance Committee; Monday, May 3, 2010 @ 4:00 p.m.

Committee of the Whole; Monday, May 3, 2010 @ 4:45/5:30 p.m.

*Regular Meeting; Thursday, May 6, 2010 @ 9:00 a.m.

Council Member Sims noted the May 6, 2010 Meeting Minutes should be corrected (page 6) to reflect that she made the motion to reconsider the issuance of the two-thirds bond orders and to separate these two items for further consideration--not Council Member Whitley as reported.

FINAL ACTION TAKEN AT THIS MEETING

At the conclusion of the Committee of the Whole Session, and after all matters were heard by Council, **motion was made by Council Member Sims and seconded by Council Member Blakeney to suspend the rules in order to take final action on these matters at tonight's meeting. The motion carried unanimously. [9-0 vote]**

Motion was then made by Council Member Alexander, seconded by Council Member Blakney that all Committee recommendations stand as final action regarding these matters. The motion carried unanimously. [9-0 vote]

Note: As a result of this action, there is no need for the Thursday morning meeting.

PRESENTATION OF ITEMS

FINANCE COMMITTEE - Council Member Whitley, Chair
Committee Members: Bencini, Douglas and Alexander

(all were present)

Contract - Bid No. 29 - Water Meters

100116

Council is requested to approve contract awarding Bid No. 29 for the purchase of Water Meters. Purchasing and Customer Services recommend that contract be awarded to Carolina Meter & Supply, Inc., in the amount of \$237,500.00 which is the lowest responsible and responsive bidder meeting specifications.

This matter was discussed during a Finance Committee meeting held at 3:30 p.m. prior to this meeting. The Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for approval.

Approved contract with Carolina Meter & Supply, Inc. in the amount of \$237,500.00 which is the lowest responsible and responsive bidder meeting specifications.

A motion was made by Mayor Pro Tem Whitley, seconded by Council Member Sims, that this matter be approved. The motion carried unanimously.

Establish Public Hearing Dates - Proposed City of High Point Annual Budget for FY 2010-2011

100117 Council is requested to establish the dates of Monday, June 7, 2010 at 5:30 p.m. and Thursday, June 10, 2010 at 9:00 to received public comment on the City of High Point FY 2010-2011 annual budget.

This matter was discussed during a Finance Committee meeting held at 3:30 p.m. prior to this meeting. The Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for approval.

Established the date of Monday, June 7, 2010 at 5:30 p.m. and Thursday, June 10, 2010 at 9:00 a.m. to receive public comment on the City of High Point FY 2010-2011 annual budget.

A motion was made by Mayor Pro Tem Whitley, seconded by Council Member Sims, that this matter be approved. The motion carried unanimously.

Acceptance of Donation of Land for Parks & Recreation - 1049-1051 Montlieu Avenue

100119 Council is requested to accept the donation of land from Victoria T. Snider and located at 1049-1051 Montlieu Avenue for use by the Parks & Recreation Department.

This matter was discussed during a Finance Committee meeting held at 3:30 p.m. prior to this meeting. The Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for approval.

Approved/accepted donation of the land from Victoria T. Snider located at 1049-1051 Montlieu Avenue for use by the Parks & Recreation Department.

A motion was made by Mayor Pro Tem Whitley, seconded by Council Member Sims, that this matter be approved. The motion carried unanimously.

Resolution - Filing Fees for 2010 Municipal Election

100135

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.

This matter was discussed during a Finance Committee meeting held at 3:30 p.m. prior to this meeting. The Committee recommended this matter remain in the Finance Committee for further discussion and brought out in two weeks.

Matter referred to Finance Committee for further discussion.

A motion was made by Mayor Pro Tem Whitley, seconded by Council Member Alexander, that this matter be referred to the Finance Committee, due back on June 7, 2010. The motion carried unanimously.

Pending Items**Revised Economic Incentive Policy****090050**

Council is requested to adopt a revised economic incentive policy redirecting incentive dollars to the Core City and south High Point.

Note: This matter has been pending in Committee since March 5, 2009.

PUBLIC SAFETY COMMITTEE - Council Member Faircloth, Chair

Committee Members: Blakeney, Faircloth, Whitley and Alexander

(all were present)

Ordinance - Vacate/Close Dwelling - 214 A & B Venable Court**100120**

Council is requested to adopt an ordinance ordering the inspector to effectuate the vacating and closing of a dwelling located at 214 A & B Venable Court belonging to David B. Parson.

Chairman Faircloth asked staff to update Council regarding this housing case.

Katherine Bossi, Local Codes Enforcement Supervisor, gave an overview of the staff report. [a copy of the staff report is hereby attached in Legistar as a permanent part of these proceedings].

The property owner was not present to offer comment.

Following the conclusion of the staff report, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption.

Adopted ordinance ordering the inspector to effectuate the vacating and closing of a dwelling located at 214 A & B Venable Court.

Ordinance No. 6696/10-44**Introduced 05/17/2010****Adopted 05/17/2010****Ordinance Book Volume XVI, Page 181**

A motion was made by Member Faircloth, seconded by Council Member Douglas, that this matter be adopted. The motion carried unanimously.

Ordinance - Vacate/Close Dwelling - 503-A Meredith Street**100121**

Council is requested to adopt an ordinance ordering the inspector to effectuate the vacating and closing of a dwelling located at 503-A Meredith Street belonging to Schwarz Properties, LLC.

Katherine Bossi, Local Codes Enforcement Supervisor, gave an overview of the staff report for this housing case. [a copy of the staff report will be attached in Legistar as a permanent part of these proceedings].

Chairman Faircloth asked if there was anyone present who would like to speak regarding this housing case. The tenants were present and inquired about the process for relocation. Ms. Bossi explained that once Council adopts the ordinance, it will start the process and staff would refer them to the Community Development department to discuss relocation assistance.

There being no further discussion, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption

Adopted ordinance ordering the inspector to effectuate the vacating and closing of a dwelling located at 503-A Meredith Street belonging to Schwarz Properties, LLC.

Ordinance No. 6697-10-45**Introduced 05/17/2010****Adopted 05/17/2010****Ordinance Book Volume XVI, Page 182**

A motion was made by Member Faircloth, seconded by Council Member Douglas, that this matter be adopted. The motion carried unanimously.

Ordinance - Vacate/Close Dwelling - 305 Ridgeway Place**100122**

Council is requested to adopt an ordinance ordering the inspector to effectuate the vacating and closing of a dwelling located at 305 Ridgeway Place belonging to Robert J. and Mary J. Smith.

Katherine Bossi, Local Codes Enforcement Supervisor, provided an overview of the staff report. Following the conclusion of the staff report, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption.

There was no one present to speak regarding this housing case.

Adopted ordinance ordering the inspector to effectuate the vacating and closing of a dwelling located at 305 Ridgeway Place.

Ordinance No. 6698/10-46

Introduced 05/17/2010

Adopted 05/17/2010

Ordinance Book Volume XVI, Page 183

A motion was made by Member Faircloth, seconded by Council Member Douglas, that this matter be adopted. The motion carried unanimously.

Ordinance - Vacate/Close Dwelling - 818 A & B Fairview Street

100124

Council is requested to adopt an ordinance ordering the inspector to effectuate the vacating and closing of a dwelling located at 818 A & B Fairview Street belonging to Willie Harrell.

Katherine Bossi, Local Codes Enforcement Supervisor, provided an overview of the staff report. Following the conclusion of the staff report, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption.

There was no one present to speak regarding this housing case.

Adopted ordinance ordering the inspector to effectuate the vacating and closing of a dwelling located at 818 A & B Fairview Street.

Ordinance No. 6699/10-47

Introduced 05/17/2010

Adopted 05/17/2010

Ordinance Book Volume XVI, Page 184

A motion was made by Member Faircloth, seconded by Council Member Douglas, that this matter be adopted. The motion carried unanimously.

Ordinance - Vacate/Close Dwelling - 820 Putnam Street

100134

Council is requested to adopt an ordinance ordering the inspector to effectuate the vacating and closing of a dwelling located at 820 Putnam Street belonging to Linda U. Young.

Katherine Bossi, Local Codes Enforcement Supervisor, provided an overview of the staff report. Following the conclusion of the staff report, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption.

There was no one present to speak regarding this housing case.

Adopted ordinance ordering the inspector to effectuate the vacating and closing of a dwelling located at 820 Putnam Street.

Ordinance No. 6700/10-48

Introduced 05/17/2010

Adopted 05/17/2010

Ordinance Book Volume XVI, Page 185

A motion was made by Member Faircloth, seconded by Council Member Douglas, that this matter be adopted. The motion carried unanimously.

Ordinance - Demolition of Dwelling - 1105 E. Russell Avenue

100123

Council is requested to adopt an ordinance ordering the inspector to effectuate the demolition of a dwelling located at 1105 E. Russell Avenue belonging to Robert L. Bradley.

Katherine Bossi, Local Codes Enforcement Supervisor, provided an overview of the staff report for this housing case. [staff report will be attached in Legistar as a permanent part of these proceedings].

Council Member Alexander asked how long this structure has been on the city's original master list and was informed that it has been on the list for more than ten years.

Chairman Faircloth asked if there was anyone present who would like to offer comments regarding this housing case.

Mr. Bob Bradley, who resides at 235 Craven Drive in Thomasville, addressed Council on behalf of his son, Robert L. Bradley, who could not attend the meeting because he was working out of town. He informed Council that his son has made many improvements to this property (i.e. new roof, bathroom built from ground up, replaced and treated floor joists, installed new subflooring, improvements to the front porch) and he had also made numerous improvements to a structure he owned at 1103 E. Russell, but the city demolished it without notifying him. He pointed out that the city needs to rectify the problems in the neighborhood with vandalism and property

damage before there will be decent housing in this area.

Chairman Faircloth asked when these improvements were made to this property and Mr. Bradley replied that he wasn't sure, but it was whenever his son got a permit to do it. Staff pointed out that the only permit that was pulled on this property was in 2005 when a permit was issued for the roof only and there were no inspections made on that permit. Mr. Bradley contradicted staff's response. He questioned why his son would want to proceed making improvements when there was so much vandalism in the area and with what happened to the other structure that was demolished while he was working on it which was done without his knowledge.

Council Member Douglas pointed out that properties like this don't improve the community either and it shouldn't take five or ten years to make the improvements. Council Members Sims and Alexander asked Mr. Bradley what he would have Council do regarding this situation and how long he wants Council to wait because it has already been over ten years. Mr. Bradley reiterated his concerns about the hindrance the property damage/vandalism causes.

Chairman Faircloth reiterated that according to the city's records, no permits have been pulled to do any work on the structure, so any work that has been done wouldn't be inspected unless there was a valid permit pulled on the property. Council Member Alexander asked Mr. Bradley when he thought his son could complete the necessary improvements to bring the structure into compliance with the Minimum Housing Code. Mr. Bradley replied that he thought they could have something done within a six-eight-ten week period of time, but he couldn't say for sure. Mayor Smothers voiced concerns about making any extensions because the property owner was not present to inform Council of his intentions.

Chairman Faircloth felt Council should go ahead with action on this tonight and informed Mr. Bradley that his son should contact the Inspections Department to find out exactly what needs to be done for him to move forward because there was only a short window of time for him to work with. It was noted that the property owner would have 30 days to do this before the demolition process starts.

There being no further discussion regarding this housing case, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption.

Adopted ordinance ordering the inspector to effectuate the demolition of a dwelling located at 1105 E. Russell Avenue.

Ordinance No. 6701/10-49

Introduced 05/17/2010

Adopted 05/17/2010

Ordinance Book Volume XVI, Page 186

A motion was made by Council Member Alexander, seconded by Council Member Douglas, that this matter be adopted. The motion carried unanimously.

Ordinance - Demolition of Dwelling - 729 Fairview Street

100125 Council is requested to adopt an ordinance ordering the inspector to effectuate the demolition of a dwelling located at 729 Fairview Street belonging to Charles D. & Marsha W. Gentry.

Chairman Faircloth announced that staff has recommended this dwelling be removed from the agenda because it has already been demolished.

Removed matter from the agenda.

A motion was made by Member Faircloth, seconded by Council Member Sims, that this matter be removed. The motion carried unanimously.

Ordinance - Demolition of Dwelling - 311 A & B Park Street

100126 Council is requested to adopt an ordinance ordering the inspector to effectuate the demolition of a dwelling located at 311 A & B Park Street belonging to R. E. Mitchell, Heirs (Johnny Mitchell).

Katherine Bossi, Local Codes Enforcement Supervisor, provided an overview of the staff report. [staff report will be attached in Legistar as a permanent part of these proceedings]. It was reported that this structure has been on the master list in excess of ten years.

Chairman Faircloth asked if the property owner was present.

The property owner, Mr. John Mitchell, 2505 Eastchester Drive, addressed Council regarding this property. He explained that he has already spent quite a bit of money making improvements until he exhausted his money and it would probably take another estimated \$15,000 in order to bring the property up to code. Council Member Alexander asked Mr. Mitchell if he has a repair schedule that he could present. Mr. Mitchell explained that the rental situation as it currently exists in High Point prevents him from borrowing money, but he does not want it to be demolished.

Council Member Sims expressed concerns that the condition of this property is not fair to the neighborhood and pointed out that Mr. Mitchell has had over ten years to bring the structure up to the Minimum Housing Code, but has not done so. She suggested he find someone to donate the house to and explained that after ten years of neglecting repairs, it makes it difficult for Council to sympathize when so much time has lapsed. She asked Mr. Mitchell about what he would like Council to do. Mr. Mitchell stated he would like some time to either fix, sell or donate the house. Council Member Alexander explained to Mr. Mitchell that once the ordinance to demolish is adopted by Council, he would have about 30 days before staff begins the process and this would give him time to look into donating it if that's what he would

like to do.

There being no further discussion, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption.

Adopted ordinance ordering the inspector to effectuate the demolition of a dwelling located at 311 A & B Park Street.

Ordinance No. 6702/10-50

Introduced 05/17/2010

Adopted 05/17/2010

Ordinance Book Volume XVI, Page 187

A motion was made by Council Member Alexander, seconded by Council Member Douglas, that this matter be adopted. The motion carried unanimously.

PUBLIC SERVICES COMMITTEE - Council Member Sims, Chair

Committee Members: Blakeney, Faircloth, Whitley and Alexander

(all were present)

There were no matters appearing on tonight's Agenda for consideration by the Public Services Committee.

PLANNING & DEVELOPMENT COMMITTEE - Council Member Bencini, Chair

Committee Members: Blakeney, Pugh, Sims and Faircloth

(all were present)

Resolution of Intent - Street Abandonment 10-10 - CHP

100129

Approval of a resolution of intent that establishes a public hearing date of Monday, June 21, 2010 at 5:30 p.m. to consider a request to abandon an unimproved right-of-way (identified as "Willow-wood Circle" on a map titled, "Riverside Park" as recorded in Plat Book 5 Page 320) lying north of Greensboro Road between Willowood Drive and N. Manor Drive.

The Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption.

Adopted Resolution of Intent establishing a public hearing date of Monday, June 21, 2010 at 5:30 p.m. to consider a request to abandon an unimproved right-of-way (identified as "Willow-wood Circle" on a map titled "Riverside Park: as recorded in Plat Book 5, Page 320) lying north of Greensboro Road between Willowood Drive and N. Manor Drive.

Resolution No. 1612/10-40

Introduced 05/17/2010

Adopted 05/17/2010

Resolution Book Volume XVI, Page 254

A motion was made by Council Member Bencini, seconded by Council Member Sims, that this matter be adopted. The motion carried unanimously.

Resolution of Intent - Street Abandonment 10-11 - CHP

100130

Approval of a resolution of intent that establishes a public hearing date of Monday, June 21, 2010 at 5:30 p.m. to consider a request to abandon several unimproved right-of-ways (identified as "Fairview St.", "Boling Ave.", "North St." and a portion of "Spencer Avenue" on a map titled, "Spencer Heights" as recorded in Plat Book 11 Page 7 as well as "Brown Drive" and a portion of "Westdale Drive" on a map titled, "Lindale - Section Two" as recorded in Plat Book 14 Page 74 and "High Point Ins. & Real Est. Co." as recorded in Plat Book 5 Page 319) lying north of Greensboro Road between Hampton Drive and U.S. Hwy 311.

The Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption.

Adopted Resolution of Intent calling for a public hearing to be held on Monday, June 21, 2010 at 5:30 p.m. to solicit citizen comments regarding a request to abandon several unimproved right-of-ways (identified as "Fairview St.", "Boling Ave.", "North St." and a portion of "Spencer Avenue" on a map titled, "Spencer Heights" as recorded in Plat Book 11, Page 7 as well as "Brown Drive" and a portion of "Westdale Drive" on a map titled, "Lindale-Section Two" as recorded in Plant Book 14, Page 74 and "High Point Ins. & Real Est. Co." as recorded in Plat Book 5, Page 319) lying north of Greensboro Road between Hampton Drive and U.S. Highway 311.

Resolution No. 1613/10-41

Introduced 05/17/2010

Adopted 05/17/2010

Resolution Book Volume XVI, Page 255

A motion was made by Council Member Bencini, seconded by Council Member Sims, that this matter be adopted. The motion carried unanimously.

MISCELLANEOUS ITEMS

Reappointments to Theatre Advisory Board

100136

Consideration of the reappointment of Leslie Graham and Johonn Moseley to the Theatre Advisory Board (effective June 1, 2010 and will expire June 1, 2013).

Since this matter did not originally appear on the agenda, motion was made by Council Member Alexander, seconded by Mayor Pro Tem Whitley to suspend the rules relative to placing this matter on tonight's Agenda for consideration. The motion carried unanimously.

A motion was made by Council Member Alexander, seconded by Council Member Sims, that this matter be approved. The motion carried unanimously.

Reappointments to Parks & Recreation Commission

100137 Consideration of the reappointment of Marshall Newsome (Ward 2); Ed Price (Mayor- At Large); and Hazel Rorie (Ward 1) to the Parks & Recreation Commission.

Approved the reappointment of Marshall Newsome, Ed Price and Hazel Rorie to the Parks & Recreation Commission. Reappointments effective July 1, 2010 and will expire July 1, 2013.

A motion was made by Council Member Alexander, seconded by Council Member Sims, that this matter be approved. The motion carried unanimously.

Appointment to Parks & Recreation Commission

100138 Consideration of the appointment of David Slack (Ward 4) to the Parks & Recreation Commission. Appointment effective immediately and will expire July 1, 2013.

Approved the appointment of David Slack to the Parks & Recreation Commission. Appointment effective immediately and will expire July 1, 2012.

A motion was made by Council Member Bencini, seconded by Council Member Alexander, that this matter be approved. The motion carried unanimously.

Reappointment to Planning & Zoning Commission

100139 Consideration of the reappointment of Andrew Putnam to the Planning & Zoning Commission (effective June 1, 2010 and will expire July 1, 2013).

Approved the reappointment of Andrew Putnam (Ward 6) to the Planning & Zoning Commission. Appointment to be effective June 1, 2010 and will expire July 1, 2013.

A motion was made by Member Faircloth, seconded by Council Member Alexander, that this matter be approved. The motion carried unanimously.

PUBLIC HEARINGS ON ITEMS

Prior to the public hearings being held, those persons desiring to speak on quasi-judicial matters were duly sworn.

Finance Committee - Council Member Whitley, Chair

Public Hearing - FY 2011 FTA Section 5307 Operating and Capital Grant Application

100118 Monday, May 17, 2010 at 5:30 p.m. is the date and time established to receive public comment on the FY 2011 FTA Section 5307 Operating and Capital Grant Application for Hi tran, Dial-A-Lift, the Thomasville portion of Davidson County Transportation System, and the area within High Point served by Guilford County Transportation System.

Chairman Whitley announced this was the time set for a public hearing for the FY2011 FTA Section 5307 Operating and Capital Grant Application for Hitran, Dial-a-Lift, the Thomasville portion of Davidson County Transportation System, and

the area within High Point served by Guilford County Transportation System. He recognized Buddy Cox, Transit Director, for comments.

Buddy Cox explained that High Point is the MPO for the area and the applicant for the entities as referenced above. He further explained that it was a federal requirement that Council authorize submission of the grants on behalf of these governmental entities.

For the record, Mayor Smothers noted that Mr. Cox has been working with these entities on their budget requests.

Chairman Whitley opened the public hearing and asked if anyone present who would like to offer comment. There being none, the public hearing was closed. The Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation.

Approved the submittal of the FY 2011 FTA Section 5307 Operating and Capital Grant Application for Hi tran, Dial-A-Lift, the Thomasville portion of Davidson County Transportation System, and the area within High Point served by Guilford County Transportation System.

A motion was made by Mayor Pro Tem Whitley, seconded by Council Member Sims, that this matter be approved. The motion carried unanimously.

Public Hearing - Retail Electric Rate Increase

100127

Monday, May 17, 2010 at 5:30 p.m. is the date and time established to received public comments on a 4.8% retail electric rate increase for statements rendered on or after June 1, 2010.

The public hearing for this matter was held on Monday, May 17, 2010 at 5:30 p.m. as duly advertised.

Chairman Whitley opened the public hearing and asked if anyone was present to comment on the proposed 4.8% increase in electric rates to become effective June 1, 2010. There being no one present to offer comment, the public hearing was closed.

For the record, the 4.8% rate increase corresponds directly to the cost of wholesale power.

Following the conclusion of the public hearing, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption.

Adopted resolution authorizing the 4.8% electric rate increase effective for bills dated on or after June 1, 2010.

Resolution No. 1615/10/43

Introduced 05/17/2010

Adopted 05/17/2010

Resolution Book Volume XVI, Page 257

Public Hearing - Electric Rate Rider # 15 - Renewable Energy Portfolio Standards (REPS) Charge

100128

Monday, May 17, 2010 at 5:30 p.m. is the date and time established to receive public comments on the City of High Point Electric Rate Rider # 15 (REPS) for Renewable Energy Portfolio Standards (REPS) Charge.

The public hearing regarding this matter was held on Monday, May 17, 2010 at 5:30 p.m.

City Manager Strib Boynton explained this is the second year for the renewable REPS charge on customer's electric bills in High Point as a result of the mandated North Carolina renewable energy standards required by the North Carolina General Assembly in Senate Bill 3 ratified on August 2, 2007. This provides a monthly rate for residential/commercial/industrial accounts.

Chairman Whitley opened the public hearing and asked if there was anyone present who would like to offer comments. There being no one present to comment, the public hearing was declared closed. Following the conclusion of the public hearing, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for approval.

Approved the City of High Point Electric Rate Rider #15 (REPS) for Renewable Energy Portfolio Standards (REPS) Charge pursuant to the table which is hereby attached as a permanent part of these proceedings. The Renewable energy Portfolio Standards (REPS) Charge to be effective for bills rendered on or after June 1, 2010.

A motion was made by Mayor Pro Tem Whitley, seconded by Council Member Douglas, that this matter be approved. The motion carried unanimously.

Planning & Development Committee - Council Member Bencini, Chair

Resolution - Street Abandonment SA-10-05 - City of High Point

100090

A request by the Technical Review Committee to abandon an unimproved right-of-way, unnamed alley (15 feet in width), lying east of N. Hamilton Street between Guilford Avenue and Louise Avenue.

The public hearing regarding this matter was held on Monday, April 19, 2010 at 5:30 p.m. and continued to Monday, May 17th at 5:30 p.m. At that time, staff explained the residents voiced concerns at the Planning and Zoning Commission meeting relating to there being private improvements within the public right-of-way specifically north of Louise Avenue and north of E. Farriss Avenue.

Staff reported they did meet with the residents on May 7th and after discussing their concerns, it was mutually agreed that the right-of-way should remain open at this time.

Matter withdrawn from the Agenda for consideration at this time.

A motion was made by Council Member Bencini, seconded by Council Member Alexander, that this matter be withdrawn. The motion carried unanimously.

Ordinance - Rezoning Case 10-04 - E. Parris Avenue - Schwarz Properties, LLC

100131

Schwarz Properties, LLC Zoning Case 10-04

a. Conditional Use General Business (CU-GB) District.

A request by Schwarz Properties, LLC. to rezone a 1.58 acre parcel from the Limited Business (LB) District to a Conditional Use General Business (CU-GB) District. The site is lying at the northwest corner of E. Parris Avenue and Kirkwood Street (133 E. Parris Avenue).

b. Conditional Use Permit 10-04

A request by Schwarz Properties, LLC. for approval of an accompanying Conditional Use Permit with conditions pertaining to permitted uses.

The public hearing regarding this matter was held on Monday, May 17, 2010 at 5:30 p.m. as duly advertised.

Herb Shannon of Planning & Development provided an overview of the staff report. [a copy of the staff report is hereby attached in Legistar as a permanent part of these proceedings].

_____ Transcript: Public Hearing: May 17, 2010 _____

Herb Shannon: Yes, this is a request to rezone this parcel, it's about 1.5 acres located at the northwest corner of E. Parris and Kirkwood. The site's currently zoned limited business. The applicant's requesting rezoning to a Conditional Use General Business District in order to allow a bar use upon the site. The site's currently developed and has an existing 10,000 sq. ft. building upon the site. Half the site is currently being used for an existing restaurant. The remaining half is vacant. Along with the application, the applicant submitted a conditional use permit which limits the use of the property. They've restricted uses for the property, except for the bar use, the only uses permitted would be those allowed in the GB District and also allowed in the LB so what you basically end up with is just one new use. All other uses will be those currently allowed upon this site.

As you can see from the overhead projection, the cross-hatched site is the site in question and is directly behind Home Depot and there's existing commercial/retail uses surrounding this property. I would point out that the city's Development Ordinance has two different classifications for bars. We have bars with a capacity under 100 persons and bars with a capacity over 100 persons. Under the requested GB District, if a bar with a capacity of over 100 persons is requested, the applicant would have to seek a Special Use Permit and would have to come back through the public hearing process for additional review from City Council.

There have been no recent rezoning requests in this area, north of Parris Avenue. The

area to the south where you have some existing General Business zoning, all of those occurred in the late 1990s. Staff has identified no major or minor issues or concerns with this request. On page 55 of your packet are the findings outlined for your review. Two key items to note, the adjacent parcel along this segment of E. Parris Avenue are similarly zoned and allow similar or higher intensity commercial use and the request is consistent with the city's Land Use Plan as that area between N. Main Street and Johnson Street is noted for Community/Regional Commercial on the city's Land Use map. Based upon the existing zoning pattern in this area and the Community/Regional Land Use designation, staff is recommending approval of the Conditional Use-General Business Zoning. This request was reviewed at the April Planning & Zoning Commission public hearing and they've recommended approval by a vote of 7-0.

Chairman Bencini: Herb, when you say, a bar-we're not talking about a restaurant that sells alcoholic beverages, we're talking about primary use as a place to buy and consume alcoholic beverages, is that right?

Herb Shannon: Yes.

Chairman Bencini: So my understanding is that in order to have a facility like that, it really has to be a private club, is that right?

Herb Shannon: Not necessarily. You could have a bar without a restaurant. It does not have to be a private club.

Chairman Bencini: I thought ABC laws required that a certain percentage of the sales had to be food items.

Mayor Smothers: I thought it was 25% or has that been changed?

Council Member Alexander: There are a lot....now there might be a liquor permit that's attached to it, but there are lots of places where you could consume beer or unfortified spirits.

Chairman Bencini: Under our ordinance, is that a bar or is that not a bar?

Council Member Alexander: No, it would be, but.....

Chairman Bencini: Well under our ordinance is it a bar?

Council Member Alexander: Down the street from my business is a bar that to my knowledge doesn't serve anything except alcohol.

Chairman Bencini: But do they serve beer and wine or beer, wine and fortified spirits?

Mayor Smothers: Well right above this area, Red Lion, is that a private club?

Lee Burnette: Part of it is I think. I think they actually have two separate facilities there. One's a pool room and one a bar. The city's definition of bar versus restaurant-a restaurant is basically or at least the ones that sell mixed drinks is one where the food service is the predominant use whereas a bar alcohol sales are the dominant use. That does not mean that it....it may or may not be a private club according to the NC ABC laws. In some cases of mixed use drink sales, it would require a private club. If they're just selling beer and wine in association with playing pool or something like that, we classify that as a bar, but it may not necessitate a private club. So it's very confusing. The main thing to remember as far as the city's regulations are concerned, regardless of what the State ABC licenses are is that if the predominant use is to sell alcoholic beverages is considered a bar, it may or may not require a private club depending upon the liquor license. If its predominant use is selling food, then it is considered a restaurant.

Chairman Bencini: So the question as to whether or not it's going to end up being a private club, that really isn't a question at this point.

Lee Burnette: Correct and it would be up to the ABC license whatever they are applying for to make that determination.

Council Member Alexander: Lee, I have a question before you leave. The new NC law regarding smoking, a lot of restaurants and other I would assume bars and things are trying to utilize some outside space so that they could allow their patrons to smoke. On this facility, is something like that available and would that change what we're considering?

Lee Burnette: That is a state requirement. We've had some facilities that have come in and got permits to create some type of outdoor area-a patio. I think it does meet those requirements. Again, that's enforced by....or it's my understanding by the County Health Department and other state regulators. We've seen it in terms of some restaurants trying to create some outdoor area for smoking that's not a part of the establishment. Again, that would be something that the proprietor here would have to decide if they're going to allow smoking or not. My understanding is that is a requirement of all establishments with the exception of country clubs. I think private clubs have to comply with that.

Council Member Alexander: But from a parking regulation standpoint?

Lee Burnette: We'd have to take a look at that. If they were taking existing parking spaces that were required to do that, they would not be able to do that. We had a use not too long ago that wanted to create one and they were a non-conforming use and they could not do that because it would be considered expanding their non-conforming use. So we have to take that into consideration when they do make that a submittal. It depends on if it's a patio, a roof structure that's considered to be an extension of the facility.

Mayor Smothers: I presume anybody that wants this type of use has probably already explored that whole question.

Lee Burnette: It comes across, you know, they often come into our office to look to see if they can do that because it may run into watershed issues, parking constraint issues and that type of thing.

Chairman Bencini: Lee, a conversation for a later date, in response to Latimer's comments about people wanting this outside the smoking area, I've noticed a couple of these places have just sort of put up a roped off area, but sometimes it'll be in a parking lot. It looks like from a safety standpoint there might be some issues about just cordoning off an area that really used to have cars parked in it, but now cars are going near to park and beside it. I think it might be something we need to address in the future.

Council Member Blakeney: Isn't there one exception that country clubs are exempt from that?

Lee Burnette: That's my understanding.

Council Member Blakeney: No, you're right, the Board of Health is the one that has that regulation going on and there is one appeal going on now, but you can't become a country club overnight. There is a process, so there have been some on-going public hearings about that.

Chairman Bencini: Thank you Herb. Anyone else care to speak in favor of this request?

Frank Edmondson: My name is Frank Edmondson. I represent Mr. Schwarz and Schwarz Properties.

Chairman Bencini: Could you give us your address as well?

Frank Edmondson: 1947 N. Fayetteville Street in Asheboro. Of course I'm for it. I just didn't know if there were any questions regarding such.

Council Member Sims: Which part of this building do you intend to put the bar in?

Frank Edmondson: It's in the back half of the building, not even half really. There was actually.....we purchased the property four years ago I believe. It's the Fuji Japanese Restaurant that's in the front and then there was a night club and a bar in the back to begin with. It was a slip up on our part when some zoning was being changed that we didn't do anything about it then and so really we're coming after the fact just to allow the same type of uses. We've had a little bit of interest in the property and come to find out we could not put back a bar at that time. So really we don't have anyone on the table now, we just want to be able to have the same existing use should we have someone come up again.

Council Member Sims: Do you still have that private club in the back?

Frank Edmondson: No, both spaces are currently vacant.

Mayor Smothers: Fuji's is not operable either?

Frank Edmondson: Fuji's is in the front. When I said both spaces in the back, it was two smaller spaces. We've even looked into....when we find the right fit to combine those two into a larger area if needed. We're just keeping our options open more than anything.

Council Member Alexander: Mr. Edmondson, do you handle all of Schwarz properties here in town.

Frank Edmondson: No.

Council Member Alexander: If you could, ask him to work on 503 Meredith Street. We dealt with that earlier and it would be nice too.

Frank Edmondson: That was put on my plate earlier today as a matter of fact.

Council Member Alexander: I'd like to see it fixed rather than vacate and closed.

Frank Edmondson: That is our intentions. I'm going to speak to him about that this week actually.

Chairman Bencini: Any other questions? [none] Any one else present care to speak in favor of this request? [none] Any one present care to speak in opposition? [none] Seeing no one, I'm going to close the public hearing and make a motion to approve the rezoning and conditional use based upon the consistency of this use with our Land Use Plan and based upon staff's findings that this is reasonable in the public's interest.

Council Member Sims: Second.

Mayor Smothers: I have a motion and a second. Any further discussion? Comments? [none] All in favor, please say Aye. Aye. [all] Any opposed? [none] Motion carries.

_____end of transcript_____

Following the conclusion of the public hearing, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption/approval.

Adopted Ordinance amending the Official Zoning Map of High Point authorizing the rezoning of this property from the Limited Business (LB) District to a Conditional Use General Business (CU-GB) District and approved Conditional Use Permit 10-04 based on consistency with the City's Land Use Plan and staff's findings as outlined in the staff report.

Additionally, the City Council considers this action to be reasonable and in the public interest because: 1) it meets the required findings for a conditional use zoning district as written in the staff report; 2) the area proposed for rezoning has a Community/Regional Commercial Land Use Map designation and the requested CU-GB District is consistent with the Land Use Plan and in harmony with the adjacent commercial uses; 3) the site is within an established commercial area and abuts similar commercial zoning districts upon three sides (east, south and west); and 4) a bar use is a permitted use upon all other parcels at this intersection, thus the request will not be introducing a new use not permitted in this area.

Ordinance No. 6703/10-51

Introduced 05/17/2010

Adopted 05/17/2010

Ordinance Book Volume XVI, Page 188

A motion was made by Council Member Bencini, seconded by Council Member Sims, that this matter be adopted. The motion carried unanimously.

Ordinance - Rezoning Case 10-06 - W. Lexington Avenue - AMM Enterprise, LLC

100132

a. Conditional Use Limited Office (CU-LO) District.

A request by AMM Enterprise, LLC to rezone two parcels with a total land area of 0.7 acres, from the Residential Single Family-7 (RS-7) District to a Conditional Use Limited Office (CU-LO) District. The site is lying along the south side of W. Lexington Avenue, approximately 255 feet east of N. Rotary Drive (217 & 219 W. Lexington Avenue).

b. Conditional Use Permit 10-06

A request by AMM Enterprise, LLC for approval of an accompanying Conditional Use Permit with conditions pertaining to permitted uses, prohibited uses, architectural design standards and right-of-way dedication.

The public hearing for this matter was held on Monday, May 17, 2010 at 5:30 p.m.

Herb Shannon of Planning & Development gave an overview of the staff report. [staff report is hereby attached in Legistar as a permanent part of these proceedings]

_____ Transcript: Public Hearing: May 17, 2010 _____

Herb Shannon: This is a request by AMM Enterprise to rezoning two parcels totaling 0.7 acres. To rezone this site from the Residential Single Family-7 (RS-7) District to a Conditional Use Limited Office (CU-LO) District. The site's lying along the south side of W. Lexington Avenue, approximately 250 feet of N. Rotary Drive. The applicant's requesting this rezoning to allow office use. Development along this segment of W. Lexington Drive consists of a mixture of single family detached dwellings and professional office uses that front along W. Lexington. The zoning site is at the western edge of where existing office uses have been established; however, the Land Use Plan does support office zoning up to N. Rotary Drive. The various

office zoned parcels in this area just east of this site were granted zoning in the late 80's and 1990's. There was a recent request across the street from this site in 2005 to rezone to a Conditional Use/General Office Moderate Intensity District; however that request for a higher intensity office zoning was denied.

The requested LO District is primarily intended for low intensity, mid-to-small sized office uses. This is a transitional area. From Main Street to Long Street you basically have commercial zoning and then from Long Street westward is a transitional area where you have office uses before you approach that residential neighborhood. The smaller lot size is appropriate for the LO District. Staff has identified no major or minor issues. The recommended findings are noted on page 70 and 71 of the packet.

Key findings to touch upon, the area proposed for rezoning has an office Land Use Map designation and the requested LO district and proposed uses as outlined in the Conditional Use Permit are consistent with the Land Use designation. The applicant has included a Conditional Use Permit where they are offering architectural design standards pertaining to building material, requiring a pitched roof and establishing maximum building coverage to insure that the development of this site will be in harmony with the adjacent uses. Based upon the office Land Use Plan designation for this area, staff is recommending approval of the requested Conditional Use Limited Office District. The staff recommended statement of consistency is located on page 71 and at the April Planning & Zoning Commission meeting, the Planning & Zoning Commission recommended approval of this request. Are there any questions?

Chairman Bencini: Yes. Herb, I think you referenced a case earlier on the other side of the street. Was that the day spa that was operating there non-conforming?

Herb Shannon: Yes.

Chairman Bencini: So this request is for the same zoning?

Herb Shannon: No it's not. That's request was for a Conditional Use General Office-Moderate Intensity.

Chairman Bencini: I understand. This is the same as what that site currently uses?

Herb Shannon: Yes. All the existing office uses in this area are all zoned Conditional Use Limited Office.

Council Member Alexander: if they develop that, I think the sidewalk ends in front of that property or somewhere along in there-will they be required to extend the sidewalk towards Rotary to the end of their property?

Herb Shannon: I believe their sidewalk from Rotary up to including the front of their property.

Council Member Alexander: It stops somewhere in there.

Herb Shannon: I believe there may be a gap in front of the vacant parcel here, but I believe all of this area here currently there is an existing sidewalk.

Council Member Alexander: It's kind of broken up through there and I wasn't sure in front of that particular property there was a sidewalk.

Herb Shannon: There is, yes.

Mayor Smothers: I don't know that there's any in the back of Ilderton property on the corner.

Herb Shannon: It's been extended down to include that area also.

Chairman Bencini: Oh, that's right I think they put in that handicap thing there.

Mayor Pro Tem Whitley: Has staff received any comments from the property to the west?

Herb Shannon: I received no comments from the property to the west. The only comments I received was a letter from the owner of Times Square supporting the request.

Mayor Smothers: I was amazed by the breadth of contact that was made to properties in, I'd have to say the area, it was beyond just the couple of hundred feet.

Council Member Sims: So Herb, looking at the traffic study that was done and the amount of traffic that was on Lexington Avenue, I'm assuming entrance into whatever they do will be right off Lexington Avenue. Is that right?

Herb Shannon: Yes.

Mayor Smothers: Following up on that, I was not sure.....there is no effort to combine the properties to make one larger piece and so are they both going to have a driveway?

Herb Shannon: The applicant may be able to better address their long-term goals, but the site can develop as two single properties or combine together.

Mayor Smothers: Well I know Mr. McDonald had said they would review whatever was done, but it seems to me that there's a chance to do some combination.

Chairman Bencini: It appears to me that the plan now is to use the standing facilities as they are. Of course, being fairly small, there's not going to be a real intensive traffic problem there now because they're both pretty small.

Council Member Sims: Well there's intense traffic on Lexington as it approaches Rotary. I mean it's busy.

Chairman Bencini: Yeah, but there's houses on both sides of the street and if you look at the size of the facility, this is not even like the office building adjacent to it where you've got a much larger parking lot and a much larger building. These are small residential structures.

Mayor Smothers: Well combined, it's only 0.7 of an acre.

Chairman Bencini: Right, so I don't think you're generating a big problem there.

Council Member Sims: Depending upon its use.

Chairman Bencini: Well the use can't be but so intense if it's 0.7 of an acre and two small houses on it. That's my point.

Mayor Pro Tem Whitley: That brings another question given how close the houses are in the proximity to the street, where are they going to park?

Mayor Smothers: They were going to have to give them 34 feet weren't they off the front? Wasn't that how much it was?

Mark McDonald: It'll only be four additional feet. The existing right-of-way is about 60 feet, so we can expect about an additional four feet to center lane and that's to accommodate any future projects or improvements.

Herb Shannon: In regards to parking, if the applicant desires to use an existing structure, they do have room in the rear for parking.

Chairman Bencini: Anyone present care to speak in favor of this request?

Allison Meade: I'm Allison Meade, 219 W. Lexington Avenue. I'm the manager and owner of the applicant and I'd be happy to answer any of those questions that you all just set forth. There are two existing structures. These are actually three lots and you may recall on the one that's closest to the current retail, not retail but office building that burned down a couple of years ago, and so that's actually empty. I bought that lot, demolished that house, so that would actually allow significant amount of parking with very little additional development.

Chairman Bencini: So this means that the structure shown there doesn't exist anymore.

Allison Meade: Well if you look very carefully, I combined the two parcels on the right hand side. So I don't know if that's really accurate, but the bigger house is actually on the left side lot and then what you see is the right side lot is actually two combined lots with a very small house on it. There's actually a lot that's really small right there in between, but they were all 50-foot lots originally. So where there were three 50-foot lots, there's a 50-foot lot at 219 and then a combined 100-foot frontage lot and so that with the existing structures would provide plenty of property. In fact when I do develop this, assuming I sue existing structures which is actually my

preference, if I can make that work because they're beautiful structures. I'm actually likely going to.....and I've spoken to Transportation about this, but I'm probably going to do a one-way drive. So what's now my driveway will be the only entrance and I think that will do a great deal for traffic flow. I mean two cars cannot possibly go out one of those tiny driveways and it can't fit between those houses the way they stuck those houses in there, so what I would do is make a one-way drive and then out with more expansive parking if necessary beside the empty lot, but as I think Mr. Bencini pointed out, this would be low intensity type use. We're talking about maybe one law office in a smaller building. One or two law offices, CPA offices in the other building.

Mayor Smothers: But wouldn't..... for you to have that type of traffic management and configuration, wouldn't she have to combine these properties? She can't have parking just on a lot that's next door.

Allison Meade: I could speak to that, I'm a lawyer. That doesn't mean I know everything, but I do think since the lots are owned by the same entity and they can agree to basically any type of easement, but they need to agree to it. In fact, they don't have to agree to the easement, it could just be a working agreement. That would only be a problem if the property is transferred in the future. Also, I could certainly combine the parcels if there was subsequent development and these homes were torn down and a new building is built, they certainly would be combined. That would make most sense.

Chairman Bencini: Any other questions of Ms. Meade? [none] Thank you. Anyone else care to speak in favor of this request. Anyone present care to speak in opposition? Seeing no one, I'm going to close the public hearing and make a motion to approve the rezoning and the conditional use based upon staff's findings and consistency with the Land Use Plan and staff's report that the applicant's request is reasonable and in the public interest.

Council Member Blakeney: second.

Mayor Smothers: Comments? [none] Additional questions? [none] All in favor, please say Aye. [all] Any opposed? [none] That motion carries. [9-0 vote]

_____end of transcript_____

Following the conclusion of the public hearing, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation.

Adopted ordinance amending the Official Zoning Map for the City of High Point authorizing the rezoning of this property from Residential Single Family-7 (RS-7) District to a Conditional Use Limited Office (CU-LO) District and approved Conditional Use Permit 10-06 based on consistency with the City's Land Use Plan and the staff's findings as outline din the staff report.

Additionally, the City Council considers the action taken to be reasonable and in the

public interest because: 1) it meets the required findings for a conditional use zoning district as written in the staff report; 2: the requested CU-LO District is consistent with the City's Land Use plan; 3) the office land use designation in this area abuts stable single family neighborhoods and the requested CU-LO district is appropriate for this location as it is intended for low intensity offices, medical and professional offices, on small to mid-sized lots near residences areas and is therefore more compatible with the adjacent residential development; 4) architectural design criteria and maximum building coverage conditions offered by the applicant will ensure any future development will be in harmony with the surrounding area.

Ordinance No. 6704/10-52

Introduced 05/17/2010

Adopted 05/17/2010

Ordinance Book Volume XVI, Page 189

A motion was made by Council Member Bencini, seconded by Member Blakeney, that this matter be adopted. The motion carried unanimously.

Ordinance - Text Amendment 10-01 - Historic Preservation Commission Membership

100133

Consideration of revisions to Chapter 9, Administration, regarding the membership of the Historic Preservation Commission.

The public hearing regarding this matter was held on Monday, May 17, 2010 as duly advertised.

Bob Robbins of Planning & Development provided an overview of the staff report. [staff report is hereby attached in Legistar as a permanent part of these proceedings]

Council Member Faircloth asked for clarification on the wording of the proposed change in Section 1, Paragraph b(1) "...who shall reside within the territory for which the City exercises jurisdiction." Mr. Robbins replied that the membership was not restricted to historical districts and could come from any area that the City exercises jurisdictions, provided they meet the qualifications outlined in Section 1, Paragraph b(2).

Chairman Bencini opened the public hearing and asked if anyone present who would like to offer comment. There being no one present to comment, the public hearing was declared closed. Following the conclusion of the public hearing, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for adoption.

The Mayor noted there were problems that exist with historic preservation and mentioned a dilemma with the historic Eckard house located at the corner of Johnson and Parkway. She explained the previous owner who restored the structure, made provisions as part of the deed also classifying the carriage house as a historic structure and now that it is deteriorating, it is a liability to the current owners because of the cost of having to make improvements to the structure instead of having the option to demolish it.

Adopted Ordinance approving Text Amendment 10-01 amending Section 9-9-5 of the City of High Point Development Ordinance relating to membership.

Ordinance No. 6705/10-53

Introduced 05/17/2010

Adopted 05/17/2010

Ordinance Book, Volume XVI, Page 190

A motion was made by Council Member Bencini, seconded by Mayor Pro Tem Whitley, that this matter be adopted. The motion carried unanimously.

For Information Only:

Chris Thompson- Named in Top 10 Public Works Leader of the Year (2010)

City Manager Strib Boynton introduced Gary Smith, Fleet Services Director, who made a special recognition. Mr. Smith informed Council that Chris Thompson, the Public Services Director, was recently named in the Top 10 Public Works Leader of the Year for 2010 and introduced Mr. Noel Thompson, Immediate Past President for the American Public Works Association who presented the prestigious award (framed medal) to Chris Thompson. Mr. Thompson recognized the members of his family who were present in the audience (his wife, two sons, mother-in-law, mother and special friend) and thanked the National Public Works Association, North Carolina Chapter of the PWA, staff, City Council, departments and his family for their continued support.

Mayor Smothers relayed that Chris Thompson adds honor to the award and the city was certainly honored by his recognition in receipt of the award.

PRESENTATION OF FY 2010-2011 BUDGET

As Chair of the Finance Committee, Chairman Whitley announced that the city manager has presented Council with the proposed FY 2010-2011 budget. [a copy of the schedule for the FY 2010-2011 Budget Review and Adoption Schedule will be attached as a permanent part of these proceedings in the Exhibit Book. Chairman Whitley noted the first budget review would be held on Wednesday, May 19th from 3:00 to 5:00. The public hearings are scheduled for Monday, June 7th at 5:30 p.m. and Thursday, June 10th at 9:00 a.m.

Exhibit Book Volume X, Page 47

Public Safety Committee Meeting

Chairman Faircloth announced that the Public Safety Committee would not meet on Wednesday, May 19th as previously reported, but would meet on Wednesday, June 9th @ 9:00 a.m. to discuss animals rights/dog issues.

Rosetta C. Baldwin Museum

Irish Spencer, who resides at 5012 Mallard Lake Drive in Greensboro, and representing Zeta Phi Beta Sorority, Inc. Delta Kappa Zeta Chapter of High Point, asked for Council's support with the Rosetta C. Baldwin Museum. She informed Council that her sorority has adopted the Rosetta C. Baldwin Museum as a project and have renovated the bedroom and her company, Spencer Group, Inc. has renovated the bathroom. She issued a challenge to all community service organizations as well as the Mayor and City Council to help with this project. She pointed out that a city brochure identifies it as the only African-American Museum in High Point, the Chamber of Commerce uses it to court business to the area and since Rosetta C. Baldwin's distinguished character resulted in her being a recipient of the Long Leaf Pine award which should also be used to help market the Museum.

Council Member Alexander explained the City has helped with renovations by putting a new roof, gutters, and windows on the structure. Ms. Spencer noted that was over two years ago and felt this project was important enough that support be continued on a regular basis. The Mayor pointed out that the City has been supportive of the project.

CLOSED SESSION- ECONOMIC DEVELOPMENT

At 6:25 P.M., Council Member Alexander moved to go into Closed Session pursuant to N.C. General Statute 318.11(a)(4) to discuss an economic development project. Council Member Bencini made a second to the motion which carried unanimously.

Upon reconvening into open session at 6:40 p.m., Mayor Smothers announced there would be no action taken at this time as a result of the closed session.

ADJOURNMENT

There being no further business to come before Council, the meeting adjourned at 6:50 p.m. upon motion duly made and seconded.

Respectfully Submitted,

Rebecca R. Smothers, Mayor

Attest:

Lisa B Vierling, MMC
City Clerk