

City of High Point

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



Meeting Minutes

Monday, May 7, 2012

4:45:00 PM

Council Chambers

*Rebecca R. Smothers, Mayor
M. Christopher Whitley, Mayor Pro Tem
Latimer B. Alexander, IV, James Corey,
Foster Douglas, A.B. Henley, III,
Britt W. Moore, Michael D. Pugh,
Bernita Sims, M. Christopher Whitley*

ROLL CALL, PRAYER, PLEDGE OF ALLEGIANCE

Present: Council Member Whitley, Mayor Smothers, Council Member Alexander, Council Member Moore, Council Member Sims, Council Member Pugh, Council Member Henley and Council Member Corey
Absent: Council Member Douglas

PRESENTATION OF ITEMS**FINANCE COMMITTEE - Council Member Alexander, Chair****Committee Members: Whitley, Smothers and Corey****(all were present)****Contract - Bid No. 68 - Submersible Switches****120106**

Approval of contract awarding Bid No. 68 for the purchase of Submersible Switches for use in the Downtown Conversion from overhead to underground utility lines. Purchasing and the Electric Department recommends that contract be awarded to Trayer Engineering in the amount of \$226,115.00 which is the lowest responsible, responsive bidder meeting specifications.

This matter was discussed during a Finance Committee meeting held at 4:00 p.m. prior to this meeting.

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

Approved contract with Trayer Engineering in the amount of \$226,115.00 which is the lowest responsible, responsive bidder meeting specifications.

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

Contract - Bid No. 70 - Concrete - City Wide**120107**

Approval of contract awarding Bid No. 70 for the purchase of Concrete for city wide usage. Purchasing and the Public Services Department recommends that contract be awarded to Chandler Concrete & Hartley Ready Mix per the quoted amounts listed on the attached bid tabulation sheet.

This matter was discussed during a Finance Committee meeting held at 4:00 p.m. prior to this meeting.

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

Approved contract with Chandler Concrete & Hartley Ready Mix per the quoted amounts on the bid tabulation sheet.

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

Contract - Bid No. 71 - Concrete Road Vaults

120108

Approval of contract awarding Bid No. 71 for the purchase of Concrete Road Vaults for use on the Montlieu Avenue and Lindsay Street projects. Purchasing and the Electric Department recommends that contract be awarded to Shoaf Precast in the amount of \$116,165.00 which is the lowest responsible, responsive bidder meeting specifications.

This matter was discussed during a Finance Committee meeting held at 4:00 p.m. prior to this meeting.

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

Approved contract with Shoaf Precast in the amount of \$116,165.00 which is the lowest responsible, responsive bidder meeting specifications.

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

Sole Source Recommendation - Taser X2 Equipment for the Police Department**120109**

City Council is requested to approve an exception to the bid laws under the "sole source qualification" for the purchase of equipment (Taser X2) by the Police Department; and approve the acquisition of the equipment and related services from Lawmen's Suppliers of Law Enforcement Supplies in the amount of \$165,983.54.

This matter was discussed during a Finance Committee meeting held at 4:00 p.m. prior to this meeting.

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

Approved an exception to the bid laws under the "sole source qualification" and approved the acquisition of the equipment and related services from Lawmen's Suppliers of Law Enforcement Supplies in the amount of \$165,983.54.

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

Pre-Audit Certification - Appointment of Deputy Finance Officers**120110**

Council is requested to authorize the following positions and persons to be "deputy finance officers" as defined in the statutes to execute a valid preaudit certificate for the encumbering valid obligations of the City of High Point:

Treasury Services Manager - Jackie Astrop

Accounting Manager - Kelly Latham

Financial Services Manager - Eric Olmedo

This matter was discussed during a Finance Committee meeting held at 4:00 p.m. prior to this meeting.

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

Authorized the preceding positions and persons to be "deputy finance officers" as defined in the statutes to execute a valid preaudit certificate for the encumbering valid obligations of the City of High Point.

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

Tax Collection Agreement - Forsyth County

120111 Council is requested to authorize staff to execute an agreement between the City of High Point and Forsyth County for the collections of taxes for High Point residents residing in Forsyth County.

This matter was discussed during a Finance Committee meeting held at 4:00 p.m. prior to this meeting.

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

Authorized staff to execute an agreement between the City of High Point and Forsyth County for the collection of taxes for High Point residents residing in Forsyth County.

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

Contract - Auditing Services FY July 1, 2011 - June 30, 2012 - McGladrey & Pullen CPA

120112 Council is requested to authorize the Mayor to execute a contract with McGladrey & Pullen CPA for the fiscal year audit for the period ending June 30, 2012 in the amount of \$64,000.00.

This matter was discussed during a Finance Committee meeting held at 4:00 p.m. prior to this meeting.

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

Authorized the Mayor to execute a contract with McGladrey & Pullen CPA for the fiscal year audit for the period ending June 30, 2012 in the amount of \$64,000.00.

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

Resolution - Refunding of Revenue Bonds

120113

The City's bond attorneys have prepared the attached resolution which will authorize the issuance and sale of the Series 2012A Combined Enterprise System Revenue Refunding Bonds. City Council is requested to approve the attached "Order Authorizing the Issuance and Sale by the City of High Point, North Carolina of Not To Exceed \$36,000,000 Combined Enterprise System Revenue Refunding Bonds, Series 2012A and Authorizing the Execution and Delivery of Certain Documents in Connection Therewith."

This matter was discussed during a Finance Committee meeting held at 4:00 p.m. prior to this meeting.

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

Adopted the Resolution authorizing the issuance and sale of the City of High Point, North Carolina of not to exceed \$36,000,000 Combined Enterprise System Revenue Refunding Bonds, Series 2012A and authorized the execution and delivery of certain documents in connection therewith.

Resolution No. 1225/12-26 Introduced 5/7/2012
Adopted 5/7/2012
Resolution Book, Volume XVII, Page 76

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

PUBLIC SAFETY & COMMUNITY DEVELOPMENT COMMITTEE - Council Member Sims, Chair

Committee Members: Alexander, Douglas, and Corey

(Douglas was absent)

Ordinance - Demolition of Structure - 901 E. Russell Avenue

120117

Adoption of an ordinance ordering the inspector to effectuate the demolition of a structure located at 901 E. Russell Avenue belonging to WMJ Investments, Inc.

Chairwoman Sims asked if there was anyone present to speak regarding this housing case. There being no one present to offer comment, the Committee recommended this matter be placed on Thursday's agenda with a favorable recommendation.

Adopted ordinance ordering the inspector to effectuate the demolition of a structure located at 901 E. Russell Avenue.

Ordinance No. 6917/12-34 Introduced 5/7/2012
Adopted 5/7/2012
Ordinance Book, Volume XVII, Page 108

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

Ordinance - Demolition of Structure - 1213 Filbert Place

120118

Adoption of an ordinance ordering the inspector to effectuate the demolition of a structure located at 1213 Filbert Place, belonging to Irene Palamanis.

Chairwoman Sims explained there were 5 major violations and 17 minor violations associated with this structure. The property owner was not present. Due to the numerous violations of the Minimum Housing Code, the Committee recommended this matter be placed on Thursday's agenda with a favorable recommendation.

Adopted ordinance ordering the inspector to effectuate the demolition of a structure located at 1213 Filbert Place.

Ordinance No. 6918/12-35 Introduced 5/7/2012

Adopted 5/7/2012

Ordinance Book, Volume XVII, Page 109

Votes:

Pending Items

Ordinance - Demolition of Structure - 1315 Vernon Place

120032

Adoption of an ordinance ordering the inspector to effectuate the demolition of a structure located at 1315 Vernon Place belonging to David L and Minnie L. Terry.

Note: This matter was initially heard before the City Council on February 20, 2012. At that time, the property owners appeared and asked for a 6-month extension which was granted to them. The matter is due back on or around August 20, 2012.

REQUEST FROM COUNCIL MEMBER HENLEY TO BE EXCUSED

Council Member Henley asked to be excused from the remainder of the meeting due to another commitment.

Council Member Alexander moved to excuse Council Member Henley.

Following a second by Mayor Pro Tem Whitley, the motion carried unanimously.

CLOSED SESSION- ECONOMIC DEVELOPMENT

At 5:06 p.m., Council Member Moore moved to go into closed session pursuant to N.C. General Statute 143-318.11(a)(4) to be briefed by staff on an economic development project. Mayor Pro Tem Whitley made a second to the motion which carried unanimously. [7-0 vote] [Council Members Douglas and Henley were absent]

Upon reconvening into open session at 5:24 p.m., the Mayor announced that no action would be taken as a result of the closed session.

**PLANNING, ECONOMIC DEVELOPMENT & INFORMATION TECHNOLOGY
COMMITTEE - Council Member Whitley, Chair**

Committee Members: Sims, Henley and Moore

(Henley was absent)

Right of Way Encroachment 12-01 - Carolina Income Properties VI, LLC

120116

A request by Carolina Income Properties VI, LLC and Mannington Mills, Inc. to encroach within the N. Pendleton Street right-of-way between 201 and 206 N. Pendleton Street to install a 4-inch conduit for data communications between the two properties (to benefit Polo Ralph Lauren).

Mark Schroeder of Planning and Development provided an overview of the staff report regarding this matter which is hereby attached in Legistar as a permanent part of these proceedings.

Mayor Pro Tem Whitley made an inquiry regarding the depth of the lines to be installed and staff replied the actual encroachment area across N. Pendleton would be 8 feet deep as to avoid the existing water/sewer and gas lines within that right-of-way. Mr. Schroeder also reported that it would be a directional bore so the pavement would not be damaged during the process. Council Member Sims expressed concerns about any blasting that might occur and Mr. Schroeder noted no blasting would be involved.

Mayor Pro Tem Whitley asked if there were any additional questions. There being none, the Committee recommended that this matter be placed on Thursday's agenda with a favorable recommendation.

Approved the right-of-way encroachment as requested by Carolina Income Properties VI, LLC, Mannington Mills, Inc. to encroach within the N. Pendleton Street right-of-way between 201 and 206 N. Pendleton Street to install a 4-inch conduit for data communications between the two properties to benefit Polo Ralph Lauren.

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

Votes: Aye: Council Member Whitley, Mayor Smothers, Council Member Alexander, Council Member Moore, Council Member Sims, Council Member Pugh and Council Member Corey
Absent: Council Member Douglas and Council Member Henley

PUBLIC COMMENT PERIOD - 5:15 p.m.

Mayor Smothers opened the floor for those desiring to speak during the Public Comment Period.

Council Member Sims explained that Bonnie Hampton had signed up to speak regarding a possible zoning violation in her neighborhood, but had to leave the meeting. The information was shared with city staff and will be followed up.

Larry Diggs- Transportation Center & Public Transportation

Larry Diggs, who resides at 1127 Biltmore Avenue, addressed Council and asked when the public restrooms would be put in at the Transportation Center. Mayor Smothers explained the contract for the project has been awarded so the improvements would be forthcoming.

Mr. Diggs also asked the City Council to consider a bus route that would serve the Highway 68 (Palladium area).

Jessie Rice- Youth Advocate for Smart Growth Leadership Academy

Ms. Rice personally invited the Mayor and City Council to the 6th Annual Adolescent Health Advocacy date event behind held on Monday, May 14th at the Emerald Event Center in Greensboro. The group will be showcasing photography in a video they created that highlights data found in the 2011 Youth Risk Behavior Survey. The event will be held from 5:30 p.m. to 8:00 p.m.

PUBLIC HEARINGS ON ITEMS - 5:30 p.m.

Finance Committee - Council Member Alexander, Chair

Public Hearing - Issuance of Two-Thirds Bond -Downtown Improvements

120114

City Council is scheduled to conduct a public hearing on May 7, 2012 at 5:30pm as required by state law on the issuance of the referenced 2/3 bonds; and following the public hearing, City Council is requested to approve the bond order authorizing \$5,785,000 Downtown Improvement Bonds as presented at its April 16, 2012, meeting.

The public hearing for this matter was held on Monday, May 14th at 5:30 p.m.

Chairman Alexander opened the public hearing and asked if anyone was present who would like to speak in favor of the Issuance of Two-Thirds Bonds for Downtown Improvements. There being no one present to comment, he opened the floor for comments in opposition. There being no comments, 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.

Approved the bond order authorizing \$5,785,000 Downtown Improvement Bonds as presented at the April 16, 2012 High Point City Council meeting.

A motion was made by Council Member Alexander, seconded by Council Member Sims, that this matter be approved. The motion carried by the following vote:

Votes: Aye: Council Member Whitley, Mayor Smothers, Council Member Alexander, Council Member Moore, Council Member Sims, Council Member Pugh and Council Member Corey
Absent: Council Member Douglas and Council Member Henley

Public Hearing - 2012 Justice Assistance Grant - (JAG)

120115

Monday, May 7, 2012 at 5:30 p.m. is the date and time established to receive public comments on the award of the 2012 Justice Assistance Grant (JAG) funds in the total amount of \$245,582.00 to be divided between the Guilford County Sheriff's Department (\$62,331.60); Greensboro Police Department (\$135,012.80); and the High Point Police department (\$48,237.60).

The public hearing for this matter was held on Monday, May 7, 2012 at 5:30 p.m.

Chairman Alexander explained that the High Point Police Department is the lead administrative agency for the grant which is divided among three different law enforcement agencies: High Point Police Department (\$48,237.60), Greensboro Police Department (\$135,000) and Guilford County Sheriff's Department (\$62,000). Council Member Corey inquired about the intended uses for the grant. Chairman Alexander explained 10 in-car cameras would be used for the High Point Police Department; a variety of uses for the Guilford County Sheriff's Department; and Greensboro plans to renovate and complete building headquarters.

At this time, Chairman Alexander opened the public hearing and asked if there was anyone present who would like to comment. There being no comments, the public hearing was declared closed.

Acknowledgement that the public hearing was held.

A motion was made by Council Member Alexander, seconded by Council Member Sims, that this matter be approved. The motion carried by the following vote:

Votes: Aye: Council Member Whitley, Mayor Smothers, Council Member Alexander, Council Member Moore, Council Member Sims, Council Member Pugh and Council Member Corey
Absent: Council Member Douglas and Council Member Henley

For Information Only:

Recognition of Boy Scout

Mayor Pro Tem Whitley introduced Boy Scout Jacob Clewis who was in the audience and working on his Citizenship in the Community badge.

Proclamation- Older American's Month

Mayor Smothers presented a Proclamation to Mary Lou Blakeney proclaiming the month of May as Older American's Month in High Point. Ms. Blakeney was present representing the Nursing Home Committee, Senior Tarheel Legislators and the Council on Aging.

Proclamation- Public Works Week

The Mayor read the Proclamation declaring the week of May 20-26, 2012 as "Public

Works Week" in High Point and presented it to Keith Pugh, Director of Engineering Services, and Past President of the NC Chapter, APWA. Mr. Pugh shared that he and Chris Thompson, Director of Public Services, are both very active in professional organizations.

Presentation of \$5,000 Grant from Waste Management to City of High Point

Rebecca Coplin, Environmental Coordinator for the city, informed Council that High Point is the proud recipient of a \$5,000 grant from Waste Management. Fifteen of these "Keep America Beautiful" "The Great American Clean Up" grants were awarded by Waste Management. The grant monies received were used to beautify and plant several trees in the median at Kivett Drive, Oneka Avenue, and Meredith Street.

Stan Joseph, representing Waste Management, personally congratulated the City of High Point on award of the \$5,000 grant. He shared that the city was awarded the grant because of Rebecca's persistence in convincing him that this particular project needed the beautification money.

Mayor Smothers felt the trees are a wonderful addition to Kivett Drive and encouraged Mr. Joseph to personally go see the trees that were planted in the median. She also mentioned a recent article that appeared in the News & Record on the value of trees in a community.

ADJOURNMENT

There being no further business to come before Council, the meeting adjourned at 5:45 p.m. upon motion duly made and seconded.

Respectfully Submitted,

Rebecca R. Smothers, Mayor

Attest:

Lisa B. Vierling, MMC
City Clerk