

City of High Point

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



Meeting Minutes

Tuesday, January 19, 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

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 upon motion by Council Member Alexander and second by Council Member Blakeney.

Finance Committee; Monday, January 4th @ 4:00 p.m.

Combined Meeting; Monday, January 4,th @ 4:45/5:30 p.m.

Planning & Development Committee; Tuesday, January 5th @ 2:30 p.m.

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 Alexander and seconded by Council Member Sims 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 Whitley 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)

Budget Ordinance Amendment - America Works Program**100014**

Council is requested to adopt an ordinance amending the 2009-2010 Budget Ordinance to appropriate funds in the amount of \$100,000 for the America Works Project.

This matter was discussed during a Finance Committee meeting held at 4:00 p.m. prior to this meeting. [Vote in Finance Committee 3-1 (Douglas No)]

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

Mayor Smothers shared part of an e-mail received from Bill Millis providing an update on High Point CAV and the America Works Program. [a copy of the memo is hereby attached in Legistar as a permanent part of these proceedings]

Council Member Sims expressed concerns about voting on this matter with the current budgetary constraints and stated she would not be able to support it until she receives additional information on the city's current financial status. Mayor Smothers explained that the Police Chief and staff have identified funding within their budget for this due to the high priority they have placed on the program as well as the High Point Communities Against Violence and the business community and encouraged Council to give them the opportunity to make the program work. Council Member Pugh explained that he supports the idea, but expressed concerns about the current economic climate and the high unemployment rate and pointed out there were many citizens in the community without jobs who wouldn't be given the same opportunity to get a job. Mayor Smothers felt it was a work force development issue and noted opportunities are available, but the people have to take advantage of the services offered.

Adopted Ordinance amending the 2009-2010 Budget Ordinance to appropriate funds in the amount of \$100,000 for the America Works project.

Ordinance No. 6666/10-04

Introduced 01/19/10

Adopted 01/19/10

Ordinance Book Volume XVI, Page 151

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

Votes: Aye: Council Member Whitley, Council Member Bencini, Mayor Smothers, Council Member Alexander, Council Member Blakeney and Council Member Faircloth
Nay: Council Member Sims, Council Member Douglas and Council Member Pugh

Contract - America Works of North Carolina, Inc.

090289

Council is requested to authorize the City Manager to execute an agreement between the City of High Point and America Works of North Carolina, Inc. to work with the High Point Police Department and High Point Community Against Violence.

This matter was discussed during a Finance Committee meeting held at 4:00 p.m. prior to this meeting. [Vote in Finance Committee 3-1 (Douglas No)]

For discussion regarding this matter, please refer to related matter **100014 Budget Ordinance Amendment- America Works Program**. The Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for approval.

Approved contract between the City of High Point and America Works of North Carolina, Inc. and authorized the city manager to execute same.

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

Votes: Aye: Council Member Whitley, Council Member Bencini, Mayor Smothers, Council Member Alexander, Council Member Blakeney and Council Member Faircloth
Nay: Council Member Sims, Council Member Douglas and Council Member Pugh

Purchase of Property - 902 Lindsay Street - Lindsay Street Widening Project

100011 Council is requested to authorize staff to proceed with the purchase of property located at 902 Lindsay Street in the amount of \$50,300 belonging to William Charles Johnson. This property is needed for the Lindsay Street widening project.

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 for approval.

Approved the purchase of property located at 902 Lindsay Street in the amount of \$50,300 and authorized staff to proceed with said purchase of property.

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

Budget Ordinance Amendment - Lease Proceeds - 607 Idol Street

100012 City Council is requested to approve a budget amendment for the lease proceeds for the purchase of property located at 607 Idol Street; and to amend the annual budget for the rental income and expenses on the property for the remainder of the current fiscal year.

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 for adoption.

Adopted Ordinance amending the budget for the lease proceeds for the purchase of property located at 607 Idol Street and amended the annual budget for the rental income and expenses on the property for the remainder of the current fiscal year.

Ordinance No. 6667/10-05 Introduced 1/19/10
Adopted 1/19/10
Ordinance Book, Volume XVI, Page 152

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

Votes: Aye: Council Member Bencini, Mayor Smothers, Council Member Alexander, Council Member Sims, Council Member Blakeney, Council Member Douglas, Council Member Faircloth and Council Member Pugh
Nay: Council Member Whitley

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.

PUBLIC SAFETY COMMITTEE - Council Member Faircloth, Chair

Committee Members: Douglas, Pugh and Alexander

(all were present)

Ordinance - Vacate/Close Dwelling - 3010-1B Ingleside Drive - Ingram

100010 Council is requested to adopt an ordinance ordering the housing inspector to effectuate the vacating and closing of a dwelling located at 3010-1B Ingleside Drive belonging to Randy and Clinton Ingram.

Chairman Faircloth reported that the repairs have been made to the heating unit and it is now working properly. Staff recommends this matter be removed from the Agenda.

Removed from the Agenda.

PUBLIC SERVICES COMMITTEE - Council Member Sims, Chair**Water Distribution System Issues - Update from Staff**

100015 Staff will update the City Council on our water distribution system issues.

Chris Thompson, Director of Public Services, provided an update regarding the city's water distribution system. He reported on some damages to the water distribution system as a result of the severe cold weather. The cost of repairs so far about \$85,000 to repair the 40+ breaks in the system since December 23rd.

Mayor Smothers asked if staff has had some response from the public in terms of trying to curtail some of the water loss so far. Mr. Thompson explained there has been very little change in the water demand, but the city itself has made some changes and they are very confident that they have identified the source of the problem. He pointed out staff is in the process of finalizing specifications for securing a contractor to rebuild the filters and the valve and bids are expected to be in by next Wednesday. The city has stopped all non-essential use of potable water at the wastewater plants in an effort to cut back the water usage during the interim period. He noted the city continues to meet the daily demands. He urged the public to please report any leaks to Customer Service (883-3111) and not to waste any water at this time. Staff anticipates inclusion of an incentive clause in the contract if completed before the 30-day period and with engineering and materials they do not anticipate the cost of these repairs to exceed 1/2 million dollars. The Mayor mentioned folks who leave the outside facets dripping in an effort to prevent freezing pipes and pointed out this could be a considerable amount over the entire city.

Council Member Sims questioned staff about the recent violation. Mr. Thompson

explained that it was determined there was a problem with turbidity, but turbidity was not a health hazard requirement. Pursuant to regulations, staff will be sending out notices to the public this week..

PLANNING & DEVELOPMENT COMMITTEE - Council Member Bencini, Chair
Committee Members: Blakeney, Pugh, Sims and Faircloth

(all were present)

Minor Amendment to SUP 07-02 - High Point University

100003

Consideration of a minor amendment to the sketch plan for Special Use Permit 07-02. The site is lying at the southeast corner of Montlieu Avenue and N. College Drive.

Bob Robbins of Planning & Development gave an overview of the staff report which is hereby attached as a permanent part of these proceedings.

He reported that the High Point Transportation staff has reviewed this request and do not have any concerns--they felt the safety issues have been adequately addressed through the overall site design of the parking lot and the walks and crosswalks already in place. The Planning staff has voiced no issues with this minor amendment and feel that this resolves an equal or better performance in terms of safety of pedestrians and recommend approval of the request.

Council Member Sims inquired about the signalized light and the crosswalks at the intersection of Montlieu and College and if it allows pedestrians adequate time to cross. Matt Carpenter of the Transportation Department stated the lights are timed sufficiently to allow people to cross, but they have to push the button prior to crossing the street. Council Member Faircloth asked if the grade drop-off at the corner prevented the entrance from being closer to the corner. Mr. Robbins explained part of it was the overall design and the grade change did play a major role in the decision.

Chairman Bencini asked if there were any additional comments. There being none, the Committee recommended this matter be placed on Thursday's Agenda with a favorable recommendation for approval.

Approved Minor Amendment to Special Use Permit 07-02 as requested by the applicant.

A motion was made by Council Member Bencini, seconded by Council Member Pugh, 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 regarding the quasi-judicial matters were duly sworn.

Planning & Development Committee - Council Member Bencini, Chair
Committee Members: Blakeney, Pugh, Sims and Faircloth

(all were present)

Annexation Ordinance 09-04 - Green/Henson - Dilworth Road

100004 Consideration of a voluntary contiguous annexation for an approximately 1.3 acre parcel. The proposed annexation site is lying along the east side of Dilworth Road, approximately 600 feet north of the Skeet Club Road. The site is addressed as 204 Dilworth Road, and is also known as Guilford County Tax Parcel 17-94-6952-0-1219-00-015.

The public hearing for this matter and related matter **100005 Ordinance- Rezoning Case 09-11- Warren- Dilworth Road** was held on Tuesday, January 19, 2010 at 5:30 p.m.

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

Chairman Bencini opened the public hearing and asked if anyone was present who would like to make any comments regarding this request. There being none, 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.

Adopted Ordinance providing for the annexation of this property. Annexation to be effective upon adoption.

Ordinance No. 6668/10-06 Introduced 1/19/10
Adopted 1/19/10
Ordinance Book Volume XVI, Page 153

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

Ordinance - Rezoning Case 09-11 - Warren - Dilworth Road

100005 A request by Steve Warren to rezone an approximately 1.3 acre parcel from the Residential Single Family-40 (RS-40) District, within Guilford County's zoning jurisdiction, to a Residential Single Family-15 (RS-15) District. The site is lying along the east side of Dilworth Road, approximately 600 feet north of the Skeet Club Road (204 Dilworth Road).

The joint public hearing for this matter and related matter **100004 Annexation Ordinance 09-04- Green/Henson-Dilworth Road** was held on Tuesday, January 19, 2010 at 5:30 p.m.

For specific comments made at the public hearing, please refer to matter **100004 Annexation Ordinance 09-04- Green/Henson-Dilworth Road** above.

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 Ordinance providing for the rezoning of the 1.3 acre parcel of property located on Dilworth Road from Residential Single Family-40 (RS-40) District, within Guilford County's zoning jurisdiction, to a Residential Single Family-15 (RS-15) District.

Ordinance No. 6669/10-07

Introduced 1/19/10

Adopted 1/19/10

Ordinance Book Volume XVI, Page154

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

Major Amendment to Conditional Use Permit 05-10 - Shadybrook Partners

100006

a. A request by Shadybrook Partners to amend Conditional Use Permit 05-10 pertaining to development/dimensional & density standards for Tract B of the development. The site is lying at the northeast corner of Deep River Road and Willard Road.

b. A request by Shadybrook Partners to amend Tract "B" of the Unified Development Plan for Conditional Use Permit 05-10.

The public hearing for this matter was held on Tuesday, January 19, 2010 at 5:30 p.m.

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

_____ Transcript: Public Hearing _____

Chairman Bencini: The next item is the Major Amendment to Conditional Use Permit of Shadybrook Partners.

Herb Shannon: Yes, this is a Major Amendment to Conditional Use Permit 05-10. This is a 33-acre development located northeast of the intersection of Deep River Road and Willard Road. The applicant is requesting two changes to the development in regards to Tract B of the development. As you recall, this entire site was granted Conditional Use/Planned Unit Development Residential designation. You had a multi-family tract in this area, Tract B, which we'll be discussing as a townhome tract and along the eastern side of the development was a single-family tract. In regards to

Tract B, the applicant is requesting two changes or amendments. One to increase the allowable number of townhome units from 43 to 50 units and two, to increase the number of units or townhome units connected together from four to six. If you'll look at the overhead projection, you'll see Tract B was a transition area from the multi-family from the north to the single-family to the south. The portion of Tract B that abuts Deep River Road has been developed. There are twelve townhome units. So in regards to this proposal, any increase in units will occur internally within Tract B and would not negatively impact any of the adjacent single-family units. Staff had no issues or concerns with this request. The staff recommended findings are noted on page 45 of your packet.

Two specific items I did want to point out to you that I previously mentioned, because Deep River Road frontage has already been developed, that increase will incur internally upon the site. Secondly, this request will slightly increase the density from 5.08 to 5.28 units per acre, but this increase of 0.2 units will not place the overall development out of conformity with the Land Use Plan. Staff is recommending approval of this Major Amendment. The Planning & Zoning Commission reviewed this request at the December 15th meeting and recommended approval by a vote of 6-0.

Council Member Alexander: Herb, it's been a while since we've developed this property or it came through our hands to approve the planned unit development, I cannot remember what kind of open space amenities there were and as we add more and more people and I appreciate the fact that we need to make more affordable housing available to people, but what kind of open space or recreational amenities were there in this property?

Herb Shannon: Mark, if you could go to the next projection and blow that up. The applicant, within their initial permit, they had a walking trail that snaked through the development [tape changed to Side B]....some gazebos and connection to a future greenway along the eastern boundary of the site. If you could just expand that out please. Where you see these dark dots, there are going to be gazebos. Where the sidewalk and walking trail connects to them and within the townhome tract, there's a sidewalk network along their main entrance drive that snakes around the southern part of the townhome development. There are sidewalks along the street and then there's a walking trail that connects through the development and then along the eastern boundary of the site, they have a gazebo area and a connection to future greenway in this area through the development. So at build-out, through the internal sidewalk network, you can connect into the greenway walking trail that will be established in the future. They also have a central recreational amenity with a pool and a clubhouse.

Mayor Smothers: And that is in place?

Herb Shannon: That is the pool and the clubhouse has been constructed along with the townhome units in this area. One of the multi-family, three-story buildings has been constructed and the single-family homes in this area have been constructed.

Mayor Smothers: I was just going to ask, they have fulfilled the requirements that are

listed on page 53 under C?

Herb Shannon: As far as the clubhouse?

Mayor Smothers: The open space and recreation facilities.

Herb Shannon: Yes. As the plat comes through for recording that greenway has been dedicated. So at the point our greenway trail extends to that area, we have land reserved for that area.

Chairman Bencini: Herb, how many instances have we dealt with amendments to this conditional use permit?

Herb Shannon: This is the second amendment. There was a previous amendment to increase the number of units that could be obtained CO prior to the realignment of Deep River Road. That was increased from, I believe 50 odd units to about 90 units.

Chairman Bencini: And now we're changing the overall density.

Herb Shannon: Adding the seven additional townhomes, yes. This is the second amendment that's come through.

Council Member Sims: So what percentage complete would you say that they are?

Herb Shannon: The applicant may be able to give you a more accurate number. They were approved 169 units and they can probably give you a more specific estimate of how complete they are overall. I do not know off the top of my head.

Chairman Bencini: Any other questions of Herb?

Lee Burnette: Mr. Chair, this is a CUP and I think they need to take the oath.

Chairman Bencini: I'm sorry. Thank you. It's been so long since we've had something like this. So before we get started on the testimony, would anybody that wants to speak either for or against, please come and be sworn in.

[oaths administered]

Judy Stalder: Judy Stalder. 1814 Eastchester Drive. We're about 12% complete in this development. This is another case very similar to Westover Ridge where a partner defaulted and left the other partner paying the bills, but unable to move forward with the project. There has been no building in this project in two years. All of the units that are out there have been sold though and that puts them just a little bit ahead of Westover Ridge. We have found a builder that is willing to come in and not only build single-family homes, but townhomes as well, but in order to create a situation that is favorable to this builder, we need seven more townhome units. This all occurs on the interior of the property and does not affect the perimeter of the property. We met with the other residents out here at a homeowner's association

meeting and they were all very supportive of this. They feel like we do, that the important thing is to reactivate this development and get building activity started again.

Chairman Bencini: What does it mean to make a change so that this would be favorable to the builder? I'm not quite following you on that.

Judy Stalder: If we can't get seven more townhomes in there, the builder can't make the numbers work for him so he's not going to sign a contract to build in this development.

Mayor Smothers: Judy, I was a little confused aboutif I can go back and find it....it was seven additional units and from four to six dwelling units per building. So you're going to stay with the same number of buildings, just add units?

Judy Stalder: We have to reconfigure it to still meet the setbacks between buildings and from the street.

Chairman Bencini: Anybody have any questions of Ms. Stalder?

Council Member Alexander: I have one. You're tightening things up in there and I understand and appreciate that. What kind of parking will be there for residents? I mean we all live somewhere and most of the time there's one or two cars, but sometimes you'll have friends over and different things. I mean you've got a lot of people in a tight spot in a tight cul-de-sac. I'm not against it, but....

Judy Stalder: Each of these units has a one-car garage, minimum, and then they have room on their driveway to park a car. It's not as tight as it may look on this map. These are public streets and they have room to park. As well as there is a parking lot in front of the clubhouse. You can see that parking lot down there.

Council Member Sims: I think when we first heard this, there was some concerns about the amount of traffic that would be generated by this development initially and how much more impact it was going to be on Deep River Road prior to the actual realigning of it and the work taking place on that road. I don't know where we are in the process of the realignment of Deep River and exactly when that's going to happen.

Mayor Smothers: We've approved the contract.

Council Member Alexander: Yeah, the contract's been approved and it was done with recovery dollars.

Council Member Sims: Okay, that doesn't tell me what the timing is. It tells me we have a contract, but again I think our concerns at that time, well one of the concerns Council had was the amount of traffic that this was going to generate. I don't know what seven more townhome units does to the development, but do we have a timeframe on Deep River Road?

Pat Pate: We do. I believe it was supposed to be a 12-18 month construction period and we just let the contract so I'm thinking we should be right on that timeframe. I'm not sure how long it takes to build things out there.

Judy Stalder: And Ms. Sims, there is a limit on how many units can receive Certificates of Occupancy before that happens and if we could possibly put a little bit of stress on Deep River Road and we could build that many units, we would be so happy that we'd come in here and say okay we'll stop building for a minute if you want us to.

Mayor Smothers: Because you've only done 12% I think you said.

Judy Stalder: Yeah, if you've driven out there, it's a little bit sad, but it's clean and we're looking forward to doing some more building out there.

Council Member Pugh: Are they occupied?

Judy Stalder: Yes. Sold.

Mayor Smothers: You said all the ones that have been built are sold.

Council Member Faircloth: They have done a very good job out there in keeping it neat and seeding it and making it look nice while they were waiting.

Mayor Smothers: They've poured pads in some places, haven't they?

Council Member Faircloth: Heaven knows, we would all hope that we could speed up the building there and elsewhere.

Judy Stalder: Well it's put a lot of strain on the developer that is trying to hold onto it and keep it in good shape.

Mayor Smothers: Well that's appreciated. Communicate that back.

Chairman Bencini: Thank you Judy. Anyone else present care to speak in favor of this request? [none] Anyone present care to speak in opposition? [none] Seeing no one, I'm going to close the public hearing and make a motion to approve this amendment based upon staff's findings of fact and staff's reports.

Council Member Sims: Second.

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

_____end of transcript_____

Approved Major Amendment to Conditional Use Permit 05-10 as requested by Shadybrook Partners and approved their request to amend Tract "B" of the Unified

Development Plan for same based on the Findings of Fact as outlined in the staff report.

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

Resolution - Street Abandonment 09-23 - City of High Point

100007

A request by the Technical Review Committee to abandon an unimproved portion of an unnamed right-of-way located on the south side of Monnell Drive between First and Second Streets.

The public hearing for this matter was held on Tuesday, January 19, 2010 at 5:30 p.m.

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

Mr. Schroeder explained all the street closing cases on tonight's agenda were initiated by the Technical Review Committee and the City of High Point. The Planning & Zoning Commission reviewed this case in December and gave it a favorable recommendation. He reported there were no utilities within the right-of-way and staff also recommends approval.

Chairman Bencini opened the public hearing and asked if anyone was present who would like to offer comments in favor of or in opposition to this street abandonment request. There being none, 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.

Adopted resolution authorizing the abandonment of an unimproved portion of an unnamed right-of-way located on the south side of Monnell Drive between First and Second Streets.

Resolution No. 1579/10-07

Introduced 1/19/10

Adopted 1/19/10

Resolution Book Volume XVI, Page 221

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

Resolution - Street Abandonment 09-24 - City of High Point

100008

A request by the Technical Review Committee to abandon an unimproved portion of an unnamed right-of-way (referenced as "Riding Lane" on Plat Book 20, Page 22) located between Dogwood Circle south of Dogwood Court.

The public hearing for this matter was held on Tuesday, January 19, 2010 at 5:30 p.m.

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

Mr. Schroeder explained all the street closing cases on tonight's agenda were initiated by the Technical Review Committee and the City of High Point. The Planning & Zoning Commission reviewed this case in December and gave it a favorable recommendation. He reported there were no public improvements within the right-of-way and staff supports the request.

Chairman Bencini opened the public hearing and asked if anyone was present who would like to offer comments in favor of or in opposition to this street abandonment request. There being none, 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.

Adopted Resolution authorizing the abandonment of an unimproved portion of an unnamed right-of-way (referenced as "Riding Lane" on Plat Book 20, page 22) located between Dogwood Circle south of Dogwood Court.

Resolution No. 1580/10-08

Introduced 1/19/10

Adopted 1/19/10

Resolution Book Volume XVI, Page 222

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

Resolution - Street Abandonment 09-25 - City of High Point**100009**

A request by the Technical Review Committee to abandon an unimproved portion of an unnamed right-of-way (referenced as "Horney Street" on Plat Book 14, Page 52) located between Bridlewood Avenue and Buena Vista Avenue, lying east of Skeet Club Road.

The public hearing for this matter was held on Tuesday, January 19, 2010 at 5:30 p.m.

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

Mr. Schroeder explained all the street closing cases on tonight's agenda were initiated

by the Technical Review Committee and the City of High Point. He reported there were no public improvements within the right-of-way, but there were improvements from both Buena Vista and Bridlewood Avenue in the form of driveways which appear to be serving some of the surrounding property. He noted the driveway may be encroaching into the right-of-way. TRC reviewed this in November, notices were sent out and Planning & Zoning Commission reviewed the case in December and favorably supports the request as does staff.

Chairman Bencini opened the public hearing and asked if anyone was present who would like to offer comments in favor of or in opposition to this street abandonment request. There being none, the public hearing was declared closed.

Prior to the vote being taken on this matter, Council Member Faircloth questioned the process for the property evaluations and at what point they are adjusted when the property passes on to the owners. City Attorney Fred Baggett explained that theoretically the property values are picked up by Guilford County on January 1st of each year and they do have a system/schedule they try to go by. Mayor Smothers asked staff to check to with the county to see if any of the previous street closings approved by Council in the past eighteen months have been picked up by the county.

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 abandonment of an unimproved portion of an unnamed right-of-way (referenced as "Horney Street" on Plat Book 14, page 52) located between Bridlewood Avenue and Buena Vista Avenue, lying east of Skeet Club Road.

Resolution No. 1581/10-09

Introduced 1/19/10

Adopted 1/19/10

Resolution Book Volume XVI, Page 223

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

For Information Only:

Special Recognitions

Keith Pemberton, representing Beta Kappa Kappa Chapter of Omega Psi Phi, recognized the following students for outstanding accomplishments/achievements.

Greg Bridges (Southwest High School)
Vincent Brown (Southwest High School)
Cyril Jefferson (T. Wingate Andrews High School)
Chris Love (Southwest High School)
William McManus (Southwest High School)
Michael Nichols (Southwest High School)
Kendall Stewart (High Point Central)

Donald Wright (High Point Central)

Akeem Langham (High Point Central), Tyrone McIntosh (Southwest High School), Isaiah Owens (Southwest High School), Justin Surgeon (Southwest High School), and Jarred Howard (Southwest High School) were not present, but were also recognized for outstanding accomplishments/achievements.

Raymond Payne- 2009 Recipient of the Nancy Susan Reynolds Award

Mayor Smothers asked Mr. Payne to please stand as she read a resolution into the record recognizing him for being a 2009 recipient of the Z. Smith Reynolds Foundation, Nancy Susan Reynolds Award for Personal Service. After the resolution was read, Mr. Payne received a standing ovation from the audience.

Mr. Payne Recognized Steve Key, Dennis Clark and Mike McNair for their assistance and noted it would not have been possible without their help. Council Member Douglas commented that Mr. Payne's commitment to the city has proved to be invaluable and he's always ready and willing to offer his assistance. Mayor Smothers noted that Ray Bretzman and Council Members Blakeney and Faircloth went to see the presentation for Mr. Payne.

Public Safety Committee Meeting Reminder

Chairman Faircloth announced the Public Safety Committee would meet on Wednesday, February 3rd to discuss Boards and Commissions.

ADJOURNMENT

There being no further business to come before Council, the meeting adjourned at 6:10 p.m. upon motion duly made and seconded.

Respectfully Submitted,

Rebecca R. Smothers, Mayor

Attest:

Lisa B. Vierling, MMC
City Clerk