

WINSTON-SALEM CITY COUNCIL
Regulars Meeting Virtual
August 3, 2020

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and stated due to the safer at home order, all Council Members are participating virtually. Council Members will vote by a roll call vote. A Council Member will be recognized, raised their hand, and state their vote. He asked the City Clerk to call the roll

ROLL CALL

Present: Council Member John C. Larson, Council Member Robert C. Clark, Council Member Dan Besse, Council Member Annette Scippio, Mayor Allen Joines, Mayor Pro Tempore Denise D. Adams, Council Member James Taylor Jr., Council Member Jeff MacIntosh, and Council Member Morticia "Tee-Tee" Parmon

MOMENT OF SILENCE

HONORARIUMS

H-1. Resolution Honoring the 2020 Future Outstanding Women Leaders Scholarship Recipient - Nyazia Greene.

A motion was made by Mayor Pro Tempore Adams, seconded by Council Member Clark, that the Resolution Honoring the 2020 Future Outstanding Women Leaders Scholarship Recipient, Nyazia Greene be approved. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

ZONING AGENDA

Z-1. Public Hearing on Zoning Petition of John Payton Bates Jr. (W-3446) from LB-S to LB-L (Arts and Crafts Studio; Bed and Breakfast; Child Care, Drop-In; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; Combined Use; Furniture and Home Furnishings Store; Government Offices, Neighborhood Organization, or Post Office; Library, Public; Museum or Art Gallery; Offices; Police or Fire Station; Recreation Services, Indoor; Restaurant (without drive-through service); Retail Store; Services, A; Urban Agriculture; Veterinary Services; Child Care, Sick Children; and Child Day Care Center) property is located on the southwest side of Reynolda Road, south of Yadkinville Road; – Containing approximately 2.31 acres located in the NORTHWEST WARD (Council Member MacIntosh). [Planning Board recommends approval of petition.]

Mayor Joines opened the Public Hearing and asked if there were anyone that wished to be heard regarding this item. Hearing none, he closed the Public Hearing and recognized Aaron King, Director of Planning and Development Service Director, for the staff report.

A motion was made by Council Member MacIntosh, seconded by Council Member Scippio, for approval of: (1) the Statement of Consistency for approval of this item and (2) W-3446. Motion carried with the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-2. Continuation of Public Hearing on Zoning Petition of Industry Hill Properties, LLC and IH850 Trade, LLC (W-3444) from LI to E-L: property is located on the north side of West Eighth Street between North Trade Street and Oak Street; – Containing approximately 1.67 acres located in the NORTH WARD (Council Member Adams). [Planning Board recommends denial of petition] (This item was continued from the July 6, 2020 City Council Meeting)

Mayor Joines opened the Public Hearing.

Doug Stimmel, representative for the petitioner, stated for the record the agreement of the revised ordinance and permit.

Public Hearing:

Proponents:

Doug Stimmel, 601 N Trade Street, Suite 200

Michael Feudale, 836 Oak Street

Opponents:

John Klinedinst, 836 Oak Street

Rebuttal:

None

A motion was made by Mayor Pro Tempore Adams, seconded by Council Member MacIntosh, for approval of: (1) the Statement of Consistency for approval of this item and (2) W-3444, including the revised permit and ordinance. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-3. Public Hearing on Special Use Permit Petition of Camel City Commercial, LLC (W-3443) for a parking reduction for a Restaurant (without drive-through service) in Growth Management Area 2: property is located on the southeastern portion of the intersection of Reynolda Road and West End Boulevard; – Containing approximately 0.12 acres located in the NORTHWEST WARD (Council Member MacIntosh). [Planning Board recommends approval of petition.]

Mayor Joines read the Quasi-Judicial guidelines and opened the hearing.

Aaron King, Planning and Development Service Director, was sworn in and provided the staff report.

Mayor Pro-Tem Adams, questioned parking regarding the Joe White Tennis Center.

Mr. King provided the guidelines for parking.

Burgess Jenkins, 2025 Celtic Lane Winston-Salem, NC 27104, was sworn in and spoke on behalf of the petitioner.

Mayor Joines closed the Public Hearing.

A motion was made by Council Member MacIntosh, seconded by Council Member Clark that based upon the application, testimony, and evidence presented at the public hearing:

- 1. The City Council affirm the four findings as required by Section 3.2.13(E)(6)(a) of the Unified Development Ordinances; and**
- 2. The City Council issue a special use permit to Came City Commercial, LLC, parking reduction for a restaurant (without drive through service) in Growth Management Area 2.**

Council Member MacIntosh acknowledged the parking challenges surrounding the area and stated staff and the neighborhood are working on possible solutions.

Council Member Clark stated in the past there were off street parking available near the ball field and asked staff to investigate if that could be an option.

Council Member Larson noted the importance of the building for the historic district and acknowledged there are parking challenges.

The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-4. Public Hearing on UDO Text Amendment Proposed by Planning and Development Services Staff to Modify the Use Conditions for Planned Residential Developments - UDO-CC1 (UDO ClearCode). (Recommended by Community Development/Housing/General Government Committee)

Mayor Joines opened the Public Hearing and asked if there were anyone that wished to speak regarding this item. Hearing none, he closed the Public Hearing.

Desmond Corley, Land Use Coordinator, provided the staff report.

A motion was made by Mayor Pro Tempore Adams, seconded by Council Member MacIntosh, for approval of this item.

Angela Carmon, City Attorney, stated there was a motion provided and requested that the motion be read in its entirety. Mayor Pro-Tem Adams requested the City Attorney to read the motion. Ms. Carmon read the motion:

Motion for approval of: (1) the Statement of Consistency for approval of this item, and (2) approval of UDO-CC1. Mayor Pro-Tem Adam stated that is her motion. Council Member MacIntosh seconded the motion. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-5. Public Hearing on Resolution Approving Economic Development Assistance to Purple Crow/La Tortilleria, LLC Pursuant to N.C.G.S. 158-7.1 (East Ward). [Recommended by Finance Committee]

Mayor Joines opened the Public Hearing and asked if there were anyone that wished to be heard regarding this item. Hearing none, he closed the Public Hearing.

Evan Raleigh, Assistant City Manager, provided the staff report for this item.

A motion was made by Council Member Clark, seconded by Council Member Scippio, that the Resolution approving economic development assistance to Purple Crow/La Tortilleria, LLC pursuant to N.C.G.S. 158-7.1 be approved. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-6. Public Hearing on a Petition to Close and Abandon a Portion of an Unnamed Alley off of North Liberty Street (East Ward) – Petition of MF-Cherry Pie LLC. (Recommended by Public Works Committee)

Mayor Joines opened the Public Hearing and asked if there were anyone that wish to speak for or against this item. Seeing none, he closed the Public Hearing.

Council Member MacIntosh asked if all property owners need to agree and receive notification.

Damon Dequenne, Assistant City Manager, stated the property owners are listed on the petition.

A motion was made by Council Member Besse, seconded by Council Member Scippio, that the Petition to Close and Abandon a Portion of an Unnamed Alley off of North Liberty Street (East Ward) – Petition of MF-Cherry Pie LLC be approved. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-7. Public Hearing on a Petition for the Voluntary Annexation of Approximately 2.98 Acres off of Front Street Capital – UCIC, Lot 4 And Notice To All Persons Interested In The Annexation Thereof (Southeast Ward). (Recommended by Public Works Committee)

Mayor Joines opened the Public Hearing and asked if anyone wished to speak regarding this item. Hearing none, he closed the Public Hearing and recognized Council Member Taylor.

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, for approval of (1) the Statement of Consistency for this item and (2) Item Z-7. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-8. Public Hearing on a Petition for the Voluntary Annexation of Approximately 150.6 Acres Located off of Mizpah Church Road Known as Long Creek Village (Northeast Ward) – Petition of BHR Land Holdings, LLC. (Recommended by Public Works Committee)

Mayor Joines opened the Public Hearing and asked if there were anyone that wished to speak regarding this item. Seeing none, he closed Public Hearing and recognized Council Member Parmon.

A motion was made by Council Member Parmon, seconded by Council Member Clark, for approval of item Z-8. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-9. Mayor Joines' Recommendations for Appointments/Reappointments to the Citizen Police Review Board:

Brittany Speas - Appointment - Term Expiring April 2022

Michael S. Fradin - Appointment - Term Expiring April 2022

Kimya Dennis - Appointment - Term Expiring April 2023

Kathy McLean - Reappointment - Term Expiring April 2023

Leon McCullough - Reappointment - Term Expiring April 2023

A motion was made by Mayor Pro Tempore Adams, seconded by Council Member Parmon, these appointments and reappointments be approve.

Council Member Taylor requested Kimya Dennis be removed for consideration as there is a question as to her residency for the City of Winston-Salem.

Council Member Adams made an amendment to her motion, seconded by Council Member Scippio, to accept all the appointees except Kimya Dennis. Motion carried with the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-10. Mayor Joines' Recommendations for Appointments to the Winston-Salem Transit Authority:

Latonya Wright - Appointment - Term Expiring March 2023

Lanette Allendorf - Appointment - Term Expiring March 2021

Phillip Osborne - Appointment - Term Expiring March 2021

A motion was made by Mayor Pro Tempore Adams, seconded by Council Member MacIntosh, that these appointments be approved. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-11. Mayor Joines' Recommendation for Appointment to the Planning Board:

Monike McRae - Appointment - Term Expiring February 2022

A motion was made by Mayor Pro Tempore Adams, seconded by Council Member MacIntosh, that this appointment be approved. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-12. Mayor Joines' Recommendation for Appointment to the Utility Commission:

W. Charles Wilson - Appointment - Term Expiring June 2025

A motion was made by Council Member Larson, seconded by Mayor Pro Tempore Adams, that this appointment be approved. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-13. Mayor Joines' Recommendations for Appointments to the Bicycle/Pedestrian/Active Mobility Advisory Committee:

Greg Errett - Appointment - Term Expiring August 2023

Joshua Swift - Appointment - Term Expiring August 2022

Scott Miller - Appointment - Term Expiring August 2022

Michael G. Hosey - Appointment - Term Expiring August 2022

Sharon E. Nelson - Appointment - Term Expiring March 2022

Andy L. Moore - Appointment - Term Expiring August 2022

William K. Davis, Jr. - Appointment - Term Expiring August 2023

Arnold Smith - Appointment - Term Expiring August 2023

Cynthia Thompson - Appointment - Term Expiring August 2023

Donna Jones - Appointment - Term Expiring August 2023

A motion was made by Council Member MacIntosh, seconded by Council Member Besse, that these appointments be approved. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-14. Mayor Joines' Recommendation for Reappointment to the Historic Resources Committee:

Chad Gadberry - District Property Owner Category - Reappointment - Term Expiring June 2024

A motion was made by Mayor Pro Tempore Adams, seconded by Council Member Larson, that this re-appointment be approved. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-15. Mayor Joines' Recommendation for Appointment to the Public Art Commission:

Dara Silver - Appointment - Term Expiring December 2021

A motion was made by Council Member Taylor, seconded by Council Member Scippio, that this appointment be approved. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-16. Mayor Joines' Recommendations for Appointments/Reappointments to the Human Relations Commission:

Dr. Patrick Usher - Appointment - Term Expiring December 2021

Melissa Thompson - Appointment - Term Expiring December 2022

Michely Preble - Appointment - Term Expiring December 2022

Jeffrey Bloomfield - Reappointment - Term Expiring December 2022

Ruth Sartin - Reappointment - Term Expiring December 2022

Kerry Wiggins - Reappointment - Term Expiring December 2022

A motion was made by Mayor Pro Tempore Adams, seconded by Council Member Larson, that these appointments and re-appointments be approved. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-17. Mayor Joines' Recommendations for Reappointments to the Urban Food Policy Council:

Tembila C. Covington - Reappointment - Term Expiring September 2022

Megan Regan - Reappointment - Term Expiring September 2022

Scott Andree Bowen - Reappointment - Term Expiring September 2021

Michael Banner - Reappointment - Term Expiring September 2021

A motion was made by Council Member Scippio, seconded by Mayor Pro Tempore Adams, that these re-appointment be approved. The motion carried by the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Z-18. Closed Session.

A motion was made by Council Member Clark, seconded by Council Member Adams, that the City Council go into Closed Session pursuant to G.S. §143-318.11(a):(i) to consult with and provide instructions to the city's legal staff in the matter of: (a) City of Winston-Salem v. Roy Sellers, Deanna Sellers, and Bank of America (19 CVS 3943, and (b) City of Winston-Salem v. ALA VILLC (19 CVS 3946) and (ii) to preserve the attorney client privilege. Motion carried with the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

Closed session began at 8:07 p.m.

At 8:33 p.m., a motion was made by Council Member MacIntosh, seconded by Mayor Pro-Tem Adams, to end Closed Session. The motion carried with the following vote:

Aye: Council Member Larson, Council Member Clark, Council Member Besse, Council Member Scippio, Mayor Pro Tempore Adams, Council Member Taylor, Council Member MacIntosh, and Council Member Parmon

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:33 p.m.