

WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main Street
January 6, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor Jr.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Bart Stone

1. PUBLIC HEARING ON ZONING PETITION OF WINSTON-SALEM STATE UNIVERSITY FOR PROPERTY OWNED BY THE STATE OF NORTH CAROLINA FROM GI TO C: Property located on the south side of Lowery Street, east of Martin Luther King, Jr. Drive - Containing approximately 5.7 acres located in the EAST WARD (Council Member Montgomery) - Zoning Docket W-3207. [Planning Board recommends approval of petition.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member Montgomery.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for (1) adoption of the Statement of Consistency set forth on page 21 of the agenda book, and (2) approval of W-3207. The motion carried unanimously.

2. SECOND READING OF ORDINANCES RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF TAXICAB SERVICES IN THE CITY OF WINSTON-SALEM:
 - a. ORDINANCE RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF LA RAZA TAXI FOR THE OPERATION OF THREE TAXICABS IN THE CITY OF WINSTON-SALEM.

A motion was made by Council Member Taylor, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- b. ORDINANCE RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF WILLARD’S CAB FOR THE OPERATION OF 50 TAXICABS IN THE CITY OF WINSTON-SALEM.

A motion was made by Council Member Taylor, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- 3. SECOND READING OF ORDINANCES RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY LIMOUSINE SERVICES AND A HORSE DRAWN CARRIAGE COMPANY: [Recommended by Public Safety Committee.]

- a. ORDINANCE RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF ALL AIRPORT EXPRESS FOR THE OPERATION OF FOUR LIMOUSINES IN THE CITY OF WINSTON-SALEM.

- b. ORDINANCE RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF BAREFOOT TRANSPORTATION FOR THE OPERATION OF TEN LIMOUSINES IN THE CITY OF WINSTON-SALEM.

- c. ORDINANCE RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF BLACK TIE LIMOUSINE FOR THE OPERATION OF 18 LIMOUSINES IN THE CITY OF WINSTON-SALEM.

- d. ORDINANCE RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF READY LIMOUSINE FOR THE OPERATION OF FOUR LIMOUSINES IN THE CITY OF WINSTON-SALEM.

- e. ORDINANCE RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF CAMEL CITY CARRIAGE COMPANY FOR THE OPERATION OF THREE HORSE DRAWN CARRIAGES IN THE CITY OF WINSTON-SALEM.

A motion was made by Council Member Taylor, seconded by Council Member Adams, for approval of items 3 a, b, c, d, and e. The motion carried unanimously.

- 4. RESOLUTION CHANGING TIMES OF CITY COUNCIL STANDING COMMITTEE MEETINGS.

A motion was made by Council Member Taylor, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- 5. CONSIDERATION OF CITY COUNCIL'S MEETING SCHEDULE.

A motion was made by Council Member Adams, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:10 p.m.

WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main Street
January 21, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor Jr.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Steve Osbourne

RESOLUTION HONORING THE WINSTON-SALEM TINY RAMS EIGHTH GRADE UNLIMITED FOOTBALL TEAM

A motion was made by Council Member Taylor, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

2014 MARTIN LUTHER KING, JR. YOUNG DREAMERS AWARD

Wanda Allen-Abraha, Human Relations Director, gave the staff report.

Valene Franco and Ivey Lee Brown were presented with their awards.

PRESENTATION OF AWARD FROM THE CENTER FOR DIGITAL GOVERNMENT

Mayor Joines presented the award to Dennis Newman, Chief Information Officer.

CONSENT AGENDA

Mayor Joines stated the City Council would first consider the Consent Agenda, and asked if there were any items that needed to be removed for discussion. Items C-5, C-6, C-8b, and C-20 were removed.

A motion was made by Council Member Burke, seconded by Council Member

Adams, for approval of the balance of the Consent Agenda. The motion carried unanimously.

- C-1.** RESOLUTION AUTHORIZING THE RELEASE OF DEED RESTRICTIONS ON PROPERTY PURCHASED BY WILLIAM R. CARPENTER AND MARTHA D. CARPENTER IN THE KIMBERLY-NORTH WINSTON URBAN RENEWAL PROJECT (NORTH WARD). [Recommended by Finance Committee.]

Approved by Consent Vote.

- C-2.** RESOLUTION AUTHORIZING THE ACCEPTANCE OF A FEE SIMPLE DONATION FROM BROOKSTOWN DEVELOPMENT PARTNERS, LLC (NORTHWEST WARD). [Recommended by Finance Committee.]

Approved by Consent Vote.

- C-3.** RESOLUTION AUTHORIZING ACQUISITION OF PROPERTY OWNED BY PACLAND REVOCABLE LIVING TRUST RELATING TO KINGSTON ROAD CULVERT REPLACEMENT PROJECT THROUGH A NEGOTIATED SETTLEMENT (NORTHWEST WARD) - Property located on Kingston Road. [Recommended by Finance Committee.]

Approved by Consent Vote.

- C-4.** RESOLUTION AUTHORIZING ACCEPTANCE OF AN OFFER OF LAND FROM THE NORTH CAROLINA DISTRICT CHURCH OF THE NAZARENE, INC. (NORTHEAST WARD) - 4226 Oak Ridge Drive. [Recommended by Community Development/Housing/General Government Committee.]

Approved by Consent Vote.

- C-7.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(1) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs less than 50% of value of structure (<50) six months. [Recommended by Community Development/Housing/General Government Committee.]

- a.** Brenda S. Spicer - 1111 N. Patterson Avenue (EAST WARD)

Approved by Consent Vote.

- C-8.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(2) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs more than 50% of

value of structure (>50) six months. [Recommended by Community Development/Housing/General Government Committee.]

- a. Mom Haven 14, LP - 1225 Gholson Avenue (EAST WARD)

Approved by Consent Vote.

- c. Lana T. Tomberlin - 615 Alexander Street (EAST WARD)

Approved by Consent Vote.

- C-9.** ORDINANCE ORDERING THE COMMUNITY AND BUSINESS DEVELOPMENT DEPARTMENT OF THE CITY OF WINSTON-SALEM TO REMOVE OR DEMOLISH STRUCTURE UNFIT FOR HUMAN HABITATION AND, OTHERWISE, TO EFFECTUATE THE PURPOSE OF CHAPTER 10, ARTICLE V OF THE WINSTON-SALEM CITY CODE: Repairs more than 65% of value of structure (>65). [Recommended by Community Development/Housing/General Government Committee.]

- a. Adrian Corey Love - 1001 W. Twentieth Street (NORTH WARD)

Approved by Consent Vote.

- b. N. Robbins and Thelma R. Lewis - 2018 Cannon Avenue (NORTH WARD)

Approved by Consent Vote.

- c. Irvin Kenneth Clay and Richard Simpson - 355 Witt Street (SOUTHWEST WARD)

Approved by Consent Vote.

- C-10.** RESOLUTION AUTHORIZING WINSTON-SALEM POLICE DEPARTMENT TO PURSUE GRANT FUNDING FOR TWO SWORN DOMESTIC VIOLENCE OFFICER POSITIONS. [Recommended by Finance and Public Safety Committees.]

Approved by Consent Vote.

- C-11.** CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2013-2014 BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA: [Recommended by Finance Committee.]

- a. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.

Approved by Consent Vote.

- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.
Approved by Consent Vote.
- C-12.** ORDINANCE AMENDING SECTION 42-122(f) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS (SOUTHWEST WARD) - Sharon Road, Oak Grove Road, Ardmore Manor, and Dupont Road. [Recommended by Public Safety Committee.]
Approved by Consent Vote.
- C-13.** ORDINANCE RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF LOTT'S DOLLAR CAB FOR THE OPERATION OF SIX TAXICABS IN THE CITY OF WINSTON-SALEM. [Recommended by Public Safety Committee.]
Approved by Consent Vote.
- C-14.** CONSIDERATION OF ITEMS RELATING TO CONTRACTS: [Recommended by Finance Committee)
- a.** RESOLUTION APPROVING RENEWAL OF THE MICROSOFT ENTERPRISE AGREEMENT FOR SOFTWARE LICENSING AND MAINTENANCE SERVICES - Microsoft, Inc. - \$436,235 (Estimated Amount - First Year) and \$1,308,705 (Total Estimate - Three Years).
Approved by Consent Vote.
- b.** RESOLUTION AWARDING CONTRACT FOR PURCHASE OF ONE ARTICULATED OVER-CENTER AERIAL DEVICE - Altec Industries, Inc. - \$155,612.
Approved by Consent Vote.
- c.** RESOLUTION AWARDING PURCHASE ORDER FOR COMPACT SEDAN VEHICLES - Capital Ford of Wilmington, LLC - \$264,622.
Approved by Consent Vote.
- d.** RESOLUTION AWARDING PURCHASE ORDER FOR COMPACT PICK-UP TRUCKS - Modern Toyota, LLC - \$266,378.
Approved by Consent Vote.
- e.** RESOLUTION AWARDING PURCHASE ORDER FOR CHEVROLET CAPRICE

POLICE PURSUIT VEHICLES - Modern Chevrolet, LLC - \$667,203.25.

Approved by Consent Vote.

- f. RESOLUTION AWARDED PURCHASE ORDER FOR DODGE CHARGER POLICE PURSUIT VEHICLES - Horace G. Ilderton, LLC - \$592,410.

Approved by Consent Vote.

- g. RESOLUTION AWARDED PURCHASE ORDER FOR POLICE PURSUIT VEHICLE LIGHTING EQUIPMENT - Horace G. Ilderton, LLC - \$141,201.90 (Estimated Amount).

Approved by Consent Vote.

- h. RESOLUTION AWARDED CONTRACT FOR PURCHASE OF ONE KNUCKLE BOOM GRAPPLE LOADER WITH DUMP BODY - Whites International Trucks - \$142,348.

Approved by Consent Vote.

- i. RESOLUTION AWARDED CONTRACT FOR PURCHASE OF REMOTE CONTROL ASSEMBLY FOR THE ANDROS ROBOT - Remotec, Inc. - \$43,645.

Approved by Consent Vote.

- C-15. CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2013-2014 BUDGET ORDINANCES FOR THE PROPOSED GUN BUYBACK CONCEPT: [Recommended by Public Safety Committee.]

- a. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2013-2014.

Approved by Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.

Approved by Consent Vote.

- C-16. CONSIDERATION OF ITEMS RELATING TO MUNICIPAL AGREEMENTS WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION: [Recommended by Finance Committee.]

- a. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A MUNICIPAL AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE MAINTENANCE OF TRAFFIC CONTROL

DEVICES – Schedule B Pavement Markings.

Approved by Consent Vote.

- b. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A MUNICIPAL AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE MAINTENANCE OF TRAFFIC CONTROL DEVICES - Schedule C Signals.

Approved by Consent Vote.

- c. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A MUNICIPAL AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE MAINTENANCE OF TRAFFIC CONTROL DEVICES - Schedule A Signs.

Approved by Consent Vote.

- C-17. CONSIDERATION OF STREET CLOSING PETITIONS: [Recommended by Public Works Committee.]

- a. PETITION TO CLOSE AND ABANDON A PORTION OF A 25-FOOT UNNAMED STREET OFF OF RANSOM ROAD (NORTHWEST WARD) - Petition of Handov Management, LLC. Public Hearing: February 17, 2014.

Approved by Consent Vote.

- b. PETITION TO CLOSE AND ABANDON A PORTION OF A 14-FOOT ALLEY OFF OF HINSHAW AVENUE (NORTHWEST WARD) - Petition of West Highland Acquisitions. Public Hearing: February 17, 2014. [Public Works Committee recommended denial of the petition with three in favor, none opposed and one abstaining.]

Approved by Consent Vote.

- C-18. RESOLUTION APPROVING THE ABANDONMENT OF A SANITARY SEWER EASEMENT LOCATED OFF OF SHELBURNE LANE (WEST WARD) - Petition of the Sherwood Company. [Recommended by Public Works Committee.]

Approved by Consent Vote.

- C-19. RESOLUTION APPROVING THE FEDERAL FISCAL YEAR 2015 AGENDA FOR THE CITY OF WINSTON-SALEM. [Recommended by Finance and Community Development/Housing/General Government Committees.]

Approved by Consent Vote.

- C-21.** ORDINANCE AMENDING CHAPTER 62 OF THE CITY CODE ENTITLED SANITATION. [Recommended by Community Development/Housing/General Government Committee.]
Approved by Consent Vote.
- C-22.** ORDINANCE AMENDING CHAPTER 2 SECTION 2-62 OF THE CITY CODE RELATING TO CONSECUTIVE TERMS FOR BOARDS AND COMMISSIONS. [Recommended by Community Development/Housing/General Government Committee.]
Approved by Consent Vote.
- C-23.** ORDINANCE AMENDING SECTION 34-12 OF THE CITY CODE RELATING TO ELECTRONIC SWEEPSTAKES OPERATIONS. [Recommended by Community Development/Housing/General Government Committee.]
Approved by Consent Vote.
- C-5.** CONSIDERATION OF ITEMS RELATING TO AN ECONOMIC DEVELOPMENT LOAN TO THE WINSTON-SALEM CHRONICLE (EAST WARD): [Recommended by Finance Committee.]
- a.** RESOLUTION APPROVING AN ECONOMIC DEVELOPMENT LOAN TO THE WINSTON-SALEM CHRONICLE.
- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.
Council Member Montgomery pulled this item.
- Derwick Paige, Deputy City Manager, gave the staff report.*
- A motion was made by Council Member Montgomery, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.**
- C-6.** CONSIDERATION OF ITEMS RELATING TO THE REIMBURSEMENT OF LOCAL AGENCIES: [Recommended by Finance Committee.]
- a.** RESOLUTION AUTHORIZING REIMBURSEMENT OF LOCAL AGENCIES DUE TO DELAY IN RECEIPT OF FEDERAL GRANTS.
- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.
Council Member Montgomery pulled this item.
- A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.**
- C-8 (b).** Richard M. Miller 1220 Gholson Avenue (EAST WARD)

Mayor Joines stated that this property had been brought back up to code and needed to be removed from consideration.

A motion was made by Council Member Taylor, seconded by Council Member Adams, for this item to be withdrawn from consideration. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Nay: Council Member Montgomery and Council Member Adams

C-20. RESOLUTION URGING THE NORTH CAROLINA GENERAL ASSEMBLY TO RECONSIDER ITS DECISION NOT TO EXPAND MEDICAID COVERAGE UNDER THE AFFORDABLE CARE ACT FOR POOR AND LOW-INCOME ADULTS - Requested by Council Member Leight. [Recommended by Community Development/Housing/General Government Committee.]

A motion was made by Council Member Leight, seconded by Council Member Burke, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member Adams, Council Member Merschel, and Council Member Taylor

Nay: Council Member Clark

GENERAL AGENDA

G-1. CONTINUATION OF PUBLIC HEARING AND RESOLUTION CONFIRMING ASSESSMENT ROLL FOR THE COST OF HOUSING RELOCATION FROM HOUSING UNFIT FOR HUMAN HABITATION. [Item continued from the November 25, 2013 City Council Meeting.]

Mayor Joines asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member Leight.

A motion was made by Council Member Leight, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

G-2. CONSIDERATION OF ITEMS RELATED TO ADDITIONAL FINANCIAL ASSISTANCE FOR A PREVIOUSLY APPROVED REVITALIZING URBAN COMMERCIAL AREA PROJECT: [Finance Committee forwarded this item to City Council with three in favor and one opposed.]

a. RESOLUTION AUTHORIZING ADDITIONAL FINANCIAL ASSISTANCE FOR A PREVIOUSLY APPROVED REVITALIZING URBAN COMMERCIAL AREA PROJECT (NORTHEAST WARD) - Ogburn Station Shopping Center.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.

A motion was made by Council Member Besse, seconded by Council Member Adams, for approval of this item with the following amendment: further disbursement of city RUCA funds to either of the parties (Ms. Oakes or Mr. Kim) shall be held until it has been certified to the Finance Committee by city staff and accepted by the Finance Committee that: (1) a city staff person qualified to do so has been assigned to oversee the project implementation;(2) there is a comprehensive plan for the effective use of the funds that has been developed and is prepared for implementation; (3) a litigation settlement between the parties to take care of that issue has been reached; and (4) the City has received an assignment or subrogation of rights to recover City funds that have been lost heretofore for unqualified contractor work. The motion carried with the following vote:

Aye: Council Member Besse, Council Member Montgomery, Council Member Burke, Council

Nay: Council Member Leight, Council Member Clark, and Council Member MacIntosh

G-3. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

ADJOURNMENT

There being no further business to come before the Winston-Salem City Council, the meeting adjourned at 8:18 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

February 3, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor Jr.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Officer Martin

RESOLUTION HONORING THE WINSTON-SALEM TINY INDIANS CADET FOOTBALL TEAM

Council Member Taylor presented the Resolution to the coaches and players.

A motion was made by Council Member Taylor, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

RESOLUTION RECOGNIZING THE 90TH ANNIVERSARY OF THE PHI OMEGA CHAPTER OF ALPHA KAPPA ALPHA SORORITY, INC.

Council Member Burke presented the Resolution to members of the Phi Omega chapter of Alpha Kappa Alpha Sorority, Inc.

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

RESOLUTION CELEBRATING THE LIFE AND LEGACY OF MRS. COPEY HANES

Mayor Joines presented the Resolution to Merritt Vale, the Executive Director of the Winston-Salem Symphony.

A motion was made by Council Member Burke, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

RESOLUTION HONORING THE 2013 CITY OF WINSTON-SALEM RETIRED EMPLOYEES

- 1. PUBLIC HEARING ON ZONING PETITION OF NISBETH FAMILY LTD. PARTNERSHIP FROM RM18-S (Residential Building, Single Family; Residential Building, Twin Home; Residential Building, Duplex; Residential Building, Townhouse; and Residential Building, Multifamily) TO RM18-S (Residential Building, Single Family; Residential Building, Twin Home; Residential Building, Duplex; Residential Building, Townhouse; and Residential Building, Multifamily; Life Care Community; and Nursing Care Institution): Property located on the east side of Silas Creek Parkway, south of Bethabara Road - Containing approximately 31.53 acres located in the NORTH WARD (Council Member Adams) - Zoning Docket W-3208. [Planning Board recommends approval of petition and approval of the site plan with staff recommendations.]

A motion was made by Council Member Adams, seconded by Council Member Taylor, to continue W-3208, Nisbeth Family LTD. Partnership, until March 3, 2014. The motion carried unanimously.

- 2. PUBLIC HEARING ON ORDINANCE AMENDING CHAPTERS A AND B OF THE UNIFIED DEVELOPMENT ORDINANCES TO REVISE REGULATIONS PERTAINING TO TRANSMISSION TOWERS - UDO-244 - Proposal of American Towers, LLC and New Cingular Wireless PCS, LLC. [Recommended by Planning Board and the Community Development/Housing/General Government Committee.]

Paul Norby, Planning and Development Services Director, gave an introduction for this item.

Kirk Ericson, Project Planner, gave the staff report.

Mayor Joines opened the Public Hearing.

Speakers:

Tom Johnson, 4141 Park Lake Boulevard, Suite 200, Raleigh, NC

Eric Bushnell, 2113 Walker Road

Mayor Joines closed the Public Hearing and recognized Council Member Leight.

A motion was made by Council Member Leight, seconded by Council Member Adams, for approval of the "Exhibit O" version of this Ordinance.

Council Member Taylor proposed an amendment to section (J) of the proposed Ordinance, for the language to read: " Abandonment of Use An owner of a tower shall immediately notify the City of its abandonment of the use of the tower for communication purposes. The owner of the tower shall remove said tower within one hundred twenty (120) days of its abandonment."

This amendment was accepted by Council Member Leight and Council Member Adams.

The motion carried unanimously.

- 3. ORDINANCE AMENDING CHAPTER A OF THE UNIFIED DEVELOPMENT

ORDINANCES TO REVISE THE DEFINITIONS OF “AGRICULTURAL PRODUCTION, CROP” AND “AGRICULTURAL PRODUCTION, LIVESTOCK” - UDO-246 - Proposal of Planning and Development Services Staff. [Recommended by Planning Board and the Community Development/Housing/General Government Committee.]

Paul Norby, Planning and Development Services Director, gave the staff report.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member Leight.

A motion was made by Council Member Leight, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

4. SECOND READING OF ORDINANCE RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF LOTT’S DOLLAR CAB FOR THE OPERATION OF SIX TAXICABS IN THE CITY OF WINSTON-SALEM. [Recommended by Public Safety Committee.]

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, for approval of this item. The motion carried unanimously.

CLOSED SESSION

A motion was made by Council Member Adams, seconded by Council Member Leight, for the City Council to go into Closed Session pursuant to N.C.G.S. 143-318.11(a)(4), to discuss the location or expansion of an industry and/or business within the City. The motion carried unanimously.

A motion was made to end Closed Session and resume Regular Session.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

February 17, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Jeff MacIntosh, and Council Member James Taylor Jr.

Absent: Council Member Denise D. Adams

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

Boy Scout Troop 934, from Mount Tabor Church, led the Pledge of Allegiance.

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Steve Osborne

CONSENT AGENDA

Mayor Joines stated the City Council would first consider the Consent Agenda, and asked if there were any items that needed to be removed for discussion. Item C-5(c) was removed.

A motion was made by Council Member Clark, seconded by Council Member Burke, for approval of the balance of the Consent Agenda. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Absent: Council Member Adams

C-1. RESOLUTION AUTHORIZING THE ACCEPTANCE OF A VACANT LOT AT 1320 WAUGHTOWN STREET BY DEED FROM THE LOUIS B. BALDWIN FAMILY TRUST IN EXCHANGE FOR THE CANCELLATION OF A LIEN ON THE PROPERTY (SOUTHEAST WARD). [Recommended by Finance and Community Development/Housing/General Government Committees.]

Approved by Consent Vote.

- C-2.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(1) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs less than 50% of value of structure (<50) six months. [Recommended by Community Development/Housing/General Government Committee.]
- a.** Sue P. Wall - 4936 Davis Road (NORTHEAST WARD)
Approved by Consent Vote.
- C-3.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(2) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs more than 50% of value of structure (>50) six months. [Recommended by Community Development/Housing/General Government Committee.]
- a.** Derry White - 1602 E. First Street (EAST WARD)
Approved by Consent Vote.
- C-4.** ORDINANCE AMENDING SECTION 42-133(F) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS - Sylvia Street (SOUTHWEST WARD); Bell West Drive (EAST WARD); Neighborhood Limits: Bartram Road and Galsworthy Drive (NORTHWEST WARD). [Recommended by Public Safety Committee.]
Approved by Consent Vote.
- C-5.** CONSIDERATION OF ITEMS RELATED TO CONTRACTS: [Recommended by Finance Committee]
- a.** RESOLUTION AWARDING A CONTRACT FOR PURCHASE OF FIREARMS TRAINING SIMULATOR - TI Training Corporation - \$40,150.
Approved by Consent Vote.
- b.** RESOLUTION AWARDING CONTRACT TO REFURBISH AERIAL LADDER TRUCK - Sutphen Corporation - \$735,806.
Approved by Consent Vote.
- C-6.** RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT A GRANT PROPOSAL TO THE NORTH CAROLINA DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO RECEIVE A COMMUNITY WASTE REDUCTION GRANT. [Recommended by Finance and Public Works Committees.]

Approved by Consent Vote.

C-7. RESOLUTION FORGIVING UNPAID SANITATION LIENS ON THE PROPERTY LOCATED AT 444 W. TWENTY-FIFTH STREET (NORTH WARD). [Recommended by Community Development/Housing/General Government Committee.]

Approved by Consent Vote.

C-8. RESOLUTION REGARDING THE ELIGIBILITY OF THE FOLLOWING PROPERTIES FOR THE NATIONAL REGISTER OF HISTORIC PLACES - Hoots Milling Company Roller Miller, 1151 Canal Street (NORTHWEST WARD), and North Cherry Street Historic District Boundary Decrease and Additional Documentation (NORTH WARD). [Recommended by Community Development/Housing/General Government Committee.]

Approved by Consent Vote.

C-5(c). RESOLUTION AWARDED CONTRACT FOR WINSTON LAKE GOLF COURSE GREENS RENOVATIONS (EAST WARD) - New Life Turf, Inc. - \$237,500.

Council Member Montgomery pulled this item and asked for a presentation on this item.

Tim Grant, Recreation and Parks Director, gave the staff report.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Absent: Council Member Adams

GENERAL AGENDA

G-1. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF A 25-FOOT UNNAMED STREET OFF OF RANSOM ROAD (NORTHWEST WARD) - Petition of Handov Management, LLC. [Recommended by Public Works Committee.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item.

Speakers:

Kimberly Cavanaugh, 2650 Wyman Road

Valerie Davies, President of Handov Management, LLC

Mayor Joines closed the Public Hearing and recognized Council Member MacIntosh.

A motion was made by Council Member MacIntosh, seconded by Council Member Leight, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Absent: Council Member Adams

G-2. CONSIDERATION OF A REQUEST TO WITHDRAW PETITION TO CLOSE AND ABANDON A PORTION OF A 14-FOOT ALLEY OFF OF HINSHAW AVENUE (NORTHWEST WARD) - Petition of West Highland Acquisitions. [Public Works Committee recommended denial of the petition with three in favor, none opposed and one abstaining.]

A motion was made by Council Member MacIntosh, seconded by Council Member Burke, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Absent: Council Member Adams

G-3. ORDINANCE ORDERING THE COMMUNITY AND BUSINESS DEVELOPMENT DEPARTMENT OF THE CITY OF WINSTON-SALEM TO REMOVE OR DEMOLISH STRUCTURE UNFIT FOR HUMAN HABITATION AND, OTHERWISE, TO EFFECTUATE THE PURPOSE OF CHAPTER 10, ARTICLE V OF THE WINSTON-SALEM CITY CODE: Repairs more than 65% of value of structure (>65). [Community Development/Housing/General Government Committee forwarded this item to Council without a recommendation.]

a. Michael R. Douglas - 611 Kinard Drive (EAST WARD)

A motion was made by Council Member Leight, seconded by Council Member Burke, for approval of this item, along with a 90-day Voluntary Demolition Agreement. Council Member Leight clarified that if the signed VDA was not returned to the City within 10 days, the demolition order will proceed. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Absent: Council Member Adams

G-4. CONSIDERATION OF CITY COUNCIL'S MEETING SCHEDULE.

A motion was made by Council Member Montgomery, seconded by Council Member MacIntosh, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council

Member Montgomery, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Absent: Council Member Adams

G-5. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS TO BOARDS AND COMMISSIONS:

a. HUMAN RELATIONS COMMISSION

A motion was made by Council Member Burke, seconded by Council Member Taylor, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Absent: Council Member Adams

b. HISTORIC RESOURCES COMMISSION

A motion was made by Council Member Burke, seconded by Council Member Leight, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Absent: Council Member Adams

c. LOAN COMMITTEE

A motion was made by Council Member Taylor, seconded by Council Member Burke, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Absent: Council Member Adams

G-6. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

CLOSED SESSION

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, for the City Council to go in to Closed Session, pursuant to (1) N.C.G.S. 143-318.11(a)(5) to provide instructions to the City staff in negotiating the purchase price and other material contract terms for the purchase of property owned by Nissen Wagon Works Properties, LLC, located at 1539 & 1517 Waughtown Street, which property will serve as the Police Department's South District 200 office; and (2) N.C.G.S. 143-318.11(a)(3) to provide instruction to the

City Attorney regarding a legal matter, and to preserve the attorney-client privilege.

The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Absent: Council Member Adams

At 7:47 pm, a motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to end Closed Session. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Absent: Council Member Adams

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:47 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

March 3, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor Jr.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Chris Fish

1. PUBLIC HEARING ON ZONING PETITION OF CMD COMMERCIAL, LLC FOR PROPERTY OWNED BY BRENDA HINE HEDGECKOCK GOULD FROM RS-9 TO LI-S (Arts and Crafts Studio; Building Materials Supply; Fuel Dealer; Wholesale Trade A; Wholesale Trade B; Building Contractors, General; Building Contractors, Heavy; Kennel, Indoor; Motor Vehicle, Rental and Leasing; Motor Vehicle, Repair and Maintenance; Motor Vehicle, Body or Paint Shop; Offices; Services, A; Services, B; Storage Services, Retail; Testing and Research Lab; Warehousing; Recreation Services, Indoor; Recreation Facility, Public; Academic Biomedical Research Facility; Academic Medical Center; Animal Shelter, Public; Child Care, Drop-In; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; College or University; Dirt Storage; Government Offices, Neighborhood Organization, or Post Office; Hospital or Health Center; Police or Fire Station; Postal Processing Facility; Recycling Center; School, Vocational or Professional; Manufacturing A; Manufacturing B; Borrow Site; Access Easement, Private Off-Site; Park and Shuttle Lot; Parking, Commercial; Terminal, Bus or Taxi; Transmission Tower; and Utilities): Property located on the northeast corner of Cole Road and Ridgewood Road - Containing approximately 6.43 acres located in the SOUTHEAST WARD (Council Member Taylor) - Zoning Docket W-3209. [Planning Board recommends approval of petition and approval of the site plan with staff recommendations].

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, to continue item #1 CMD Commercial, LLC, which is W-3209, to the

March 24, 2014 City Council meeting. The motion carried unanimously.

2. PUBLIC HEARING ON ZONING PETITION OF ALAN AND CONNIE SOUTHARD FROM RS-Q HO TO PB-L HO (Arts and Crafts Studio; Services, A; Retail Store; Museum or Art Gallery; and Offices): Property located on the south side of West End Boulevard, between Manley Street and Summit Street - Containing approximately 0.16 acre located in the NORTHWEST WARD (Council Member MacIntosh) - Zoning Docket W-3210. [Planning Board recommends approval of petition.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member MacIntosh.

A motion was made by Council Member MacIntosh, seconded by Council Member Taylor, for (1) adoption of the Statement of Consistency set forth on page 47 of the Agenda Book, and (2) approval of W-3210. The motion carried unanimously.

3. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF NISBETH FAMILY LTD. PARTNERSHIP FROM RM18-S (Residential Building, Single Family; Residential Building, Twin Home; Residential Building, Duplex; Residential Building, Townhouse; and Residential Building, Multifamily) TO RM18-S (Residential Building, Single Family; Residential Building, Twin Home; Residential Building, Duplex; Residential Building, Townhouse; and Residential Building, Multifamily; Life Care Community; and Nursing Care Institution): Property located on the east side of Silas Creek Parkway, south of Bethabara Road - Containing approximately 31.53 acres located in the NORTH WARD (Council Member Adams) - Zoning Docket W-3208. [Planning Board recommends approval of petition and approval of the site plan with staff recommendations. This item was continued from the February 3, 2014 City Council Meeting.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member Adams.

Council Member Adams requested a presentation from the Planning Department.

Aaron King, Land Use Coordinator, gave the staff report.

A motion was made by Council Member Adams, seconded by Council Member Taylor, for (1) adoption of the Statement of Consistency set forth on page 91 of the Agenda Book, (2) approval of W-3208, and (3) approval of the Site Plan. The motion carried unanimously.

4. PUBLIC HEARING ON ORDINANCE AMENDING CHAPTER B, ARTICLE IX, SECTION 9-1 OF THE UNIFIED DEVELOPMENT ORDINANCES TO INCORPORATE TWO LOCAL ACTS APPROVED BY THE GENERAL ASSEMBLY - UDO-247 - Proposal of City Attorney's Office. [Recommended by Planning Board and Community Development/Housing/General Government Committee.]

Aaron King, Land Use Coordinator, gave the staff report.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member Leight.

A motion was made by Council Member Leight, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

5. CONSIDERATION OF ITEMS RELATING TO THE ISSUANCE OF CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF A LIMOUSINE/TAXICAB SERVICE IN THE CITY OF WINSTON-SALEM: [Recommended by Public Safety Committee.]
 - a. PUBLIC HEARING ON ORDINANCE AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO GOLD MEDICAL RIDE, LLC FOR THE OPERATION OF TWO LIMOUSINES IN THE CITY OF WINSTON-SALEM.
 - b. PUBLIC HEARING ON ORDINANCE AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO NUB TRANSPORT, INC. FOR THE OPERATION OF ONE LIMOUSINE IN THE CITY OF WINSTON-SALEM.
 - c. PUBLIC HEARING ON ORDINANCE AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO 12NGO FOR THE OPERATION OF FOUR LIMOUSINES IN THE CITY OF WINSTON-SALEM.
 - d. PUBLIC HEARING ON ORDINANCE AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO EXPRESS CAB COMPANY FOR THE OPERATION OF TEN TAXICABS IN THE CITY OF WINSTON-SALEM.

Mayor Joines stated without objection, the Council would hold a joint Public Hearing for items 5a-5d, and consider them together.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against any of these items. Seeing none, he closed the Public Hearing and recognized Council Member Taylor.

A motion was made by Council Member Taylor, seconded by Council Member Burke, for approval of items 5a, b, c, and d. The motion carried unanimously.

6. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS TO BOARDS AND COMMISSIONS:
 - a. DOWNTOWN WINSTON-SALEM BUSINESS IMPROVEMENT DISTRICT ADVISORY COMMITTEE

Suzy Baxter (Resident within the District) - Term Expiring March 2015

Dana Suggs (Retail Representative within the District - Owner or Manager)

Vivian V. Joiner (Restaurant Representative within the District - Owner or Manager)

Ron L. Stephens (Hotel Representative within the District - Owner or Manager)

Richard M. Miller (Real Estate Developer Owns Property within the District)

Anthony (Tony) Brett (Large Property Owner within the District -

Ralph Womble (Downtown Winston-Salem Partnership Board Member)

Adam Raak (Downtown Winston-Salem Partnership Board Member)

Betsy Hamilton (Downtown Winston-Salem Partnership Board Member)

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:20 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING**

**Council Chambers
101 N. Main Street
March 24, 2014**

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor Jr.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Steve Osbourne

RESOLUTION CELEBRATING THE 100TH BIRTHDAY OF MRS. LUCILLE ROBINSON BONAPARTE

A motion was made by Council Member Adams, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

PRESENTATION OF CULTURAL DIVERSITY AWARD

Council Member Taylor gave an overview of the award and presented it to the Human Relations Department.

CITY STARS PRESENTATION

Lee Garrity, City Manager, gave an introduction to the City Stars, and introduced Shantell Davis, City Link Director, who gave the staff report.

CONSENT AGENDA

Mayor Joines stated the City Council would first consider the Consent Agenda, and asked if there were any items that needed to be removed for discussion. Items C-4, C-6, C-7, and C-18 were removed.

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of the balance of the Consent Agenda. The motion carried unanimously.

- C-1.** CONSIDERATION OF ITEMS RELATING TO A MODIFICATION OF THE AUTHORIZED EXCHANGE BETWEEN THE CITY AND FORSYTH COUNTY: [Recommended by Finance Committee.]
- a.** RESOLUTION AUTHORIZING MODIFICATION OF THE PREVIOUSLY AUTHORIZED EXCHANGE BETWEEN THE CITY OF WINSTON-SALEM AND THE COUNTY OF FORSYTH.
Approved by Consent Vote.
- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.
Approved by Consent Vote.
- C-2.** RESOLUTION AUTHORIZING EASEMENTS TO BE GRANTED TO PIEDMONT NATURAL GAS COMPANY, INC., IN EXCHANGE FOR THE ABANDONMENT BACK TO THE CITY OF EXISTING EASEMENTS ON CITY OWNED PROPERTY ON BETHABARA PARK BOULEVARD (NORTH WARD). [Recommended by Finance Committee.]
Approved by Consent Vote.
- C-3.** RESOLUTION AUTHORIZING THE DONATION OF AN ELECTRIC UTILITY EASEMENT AND EXECUTION OF AN ACCESS AGREEMENT WITH DUKE ENERGY CAROLINAS, LLC, FOR THE CHITTY BOOSTER PUMPING STATION ELECTRICAL AND PUMP UPGRADES (SOUTHWEST WARD). [Recommended by Finance Committee.]
Approved by Consent Vote.
- C-5.** RESOLUTION APPROVING A TWENTY-MONTH EXTENSION TO THE DOWNTOWN DEVELOPMENT AGREEMENT FOR PROPOSED MIXED-USE DEVELOPMENT WITH GOLER COMMUNITY DEVELOPMENT CORPORATION (EAST WARD). [Recommended by Finance and Community Development/Housing/General Government Committees.]
Approved by Consent Vote.
- C-8.** ORDINANCE ORDERING THE COMMUNITY AND BUSINESS DEVELOPMENT DEPARTMENT OF THE CITY OF WINSTON-SALEM TO REMOVE OR DEMOLISH STRUCTURE UNFIT FOR HUMAN HABITATION AND, OTHERWISE, TO EFFECTUATE THE PURPOSE OF CHAPTER 10, ARTICLE V OF THE WINSTON-SALEM CITY CODE: Repairs more than 65% of value of structure (>65). [Recommended by Community Development/Housing/General Government

Committee.]

- a.** United Family Prayer Services, Inc. - 5514 Pine View Drive (NORTHEAST WARD)
Approved by Consent Vote.
- C-9.** RESOLUTION APPROVING AN APPLICATION FOR NORTH CAROLINA CLEAN WATER STATE REVOLVING FUND LOANS ASSOCIATED WITH AERATION IMPROVEMENTS AT THE ELLEDGE WASTEWATER TREATMENT PLANT.
[Recommended by Finance Committee.]
Approved by Consent Vote.
- C-10.** Consideration of Amendments to the FY 13-14 Budget Ordinances for the City of Winston-Salem, North Carolina to Appropriate Additional Funds for the Recent Gun Buy-Back Event: [Recommended by Finance Committee.]
- a.** ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.
Approved by Consent Vote.
- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.
Approved by Consent Vote.
- C-11.** CONSIDERATION OF ITEMS RELATING TO THE ISSUANCE OF CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF A LIMOUSINE/TAXICAB SERVICE IN THE CITY OF WINSTON-SALEM:
[Recommended by Public Safety Committee. The public hearings on these items were conducted during the March 3, 2014 City Council Meeting.]
- a.** SECOND READING ON ORDINANCE AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO GOLD MEDICAL RIDE, LLC FOR THE OPERATION OF TWO LIMOUSINES IN THE CITY OF WINSTON-SALEM.
Approved by Consent Vote.
- b.** SECOND READING ON ORDINANCE AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO NUB TRANSPORT, INC. FOR THE OPERATION OF ONE LIMOUSINE IN THE CITY OF WINSTON-SALEM.

Approved by Consent Vote.

- c. SECOND READING ON ORDINANCE AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO 12NGO FOR THE OPERATION OF FOUR LIMOUSINES IN THE CITY OF WINSTON-SALEM.

Approved by Consent Vote.

- d. SECOND READING ON ORDINANCE AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO EXPRESS CAB COMPANY FOR THE OPERATION OF TEN TAXICABS IN THE CITY OF WINSTON-SALEM.

Approved by Consent Vote.

- C-12. CONSIDERATION OF ITEMS RELATING TO CONTRACTS: [Recommended by Finance Committee)

- a. RESOLUTION AWARDDING A CONTRACT FOR VACUUM LEAF COLLECTION MACHINES - White's Tractor and Truck Companies, LLC - \$312,970.

Approved by Consent Vote.

- b. RESOLUTION AWARDDING A CONTRACT FOR BALLFIELD LIGHTING AT BLUM PARK (NORTHEAST WARD) AND PARKLAND PARK (SOUTH WARD) - Tommy Lawrence Electrical Contractors, Inc. - \$200,131.

Approved by Consent Vote.

- c. RESOLUTION AWARDDING A CONTRACT FOR OFFICE UPFIT AT BUILDING 3 (EAST WARD) - W.C. Construction Company, LLC - \$117,450.

Approved by Consent Vote.

- C-13. RESOLUTION APPROVING A CONTRACT WITH HDR ENGINEERING OF THE CAROLINAS TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR STORMWATER MASTERPLAN UPDATES OF THE UPPER AND LOWER MUDDY CREEK WATERSHEDS - \$618,487. [Recommended by Finance and Public Works Committees.]

Approved by Consent Vote.

- C-14. CONSIDERATION OF ITEMS RELATING TO PLAYGROUND EQUIPMENT AT MILLER PARK (SOUTHWEST WARD): [Recommended by Finance Committee.]

- a. RESOLUTION AWARDDING A PURCHASE ORDER FOR PLAYGROUND

EQUIPMENT - Landscape Structures, Inc. - \$101,695.20.

Approved by Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.

Approved by Consent Vote.

- C-15. CONSIDERATION OF ITEMS RELATED TO FINANCIAL POLICIES AND A FUND BALANCES REPORT FOR THE CITY OF WINSTON-SALEM: [Recommended by Finance Committee.]

- a. RESOLUTION ADOPTING FINANCIAL POLICIES AND RECOMMENDATIONS REGARDING CITY FUNDS.

Approved by Consent Vote.

- b. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.

Approved by Consent Vote.

- C-16. CONSIDERATION OF AMENDMENTS TO THE FY 13-14 BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA: [Recommended by Finance Committee.]

- a. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.

Approved by Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.

Approved by Consent Vote.

- C-17. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A MUNICIPAL AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE MAINTENANCE OF TRAFFIC CONTROL DEVICES – Schedule D Signals. [Recommended by Public Works Committee.]

Approved by Consent Vote.

- C-19. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN

AGREEMENT TO ALLOW THE COLLOCATION OF CELLULAR ANTENNA EQUIPMENT AT A CITY SITE. [Recommended by Finance Committee.]

Approved by Consent Vote.

- C-4.** RESOLUTION AUTHORIZING THE PURCHASE OF A PORTION OF THE LUCIA FACILITY AT 1517 WAUGHTOWN STREET AS A SITE FOR POLICE DISTRICT 200 (SOUTHEAST WARD). [Recommended by Finance Committee.]

Council Member Taylor pulled this item and gave an overview.

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, for approval of this item. The motion carried unanimously.

- C-6.** RESOLUTION MODIFYING A PREVIOUSLY APPROVED LOAN FORGIVENESS TO SOUTHEAST GATEWAY VENTURES ON BEHALF OF GATEWAY ENVIRONMENTAL INITIATIVE (SOUTH WARD). [Recommended by Finance Committee.]

Council Member Leight pulled this item.

Derwick Paige, Assistant City Manager, gave the staff report.

A motion was made by Council Member Leight, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

- C-7.** ORDINANCE ORDERING THE REPAIR OR DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(2) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs more than 50% of value of structure (>50) six months. [Recommended by Community Development/Housing/General Government Committee.]

- a.** Thurmond Phillips - 820 Ferndale Avenue (SOUTHEAST WARD)

Council Member Besse pulled this item and noted a technical correction to the title.

A motion was made by Council Member Besse, seconded by Council Member Taylor, for approval of this item with the technical correction. The motion carried unanimously.

- C-18.** RESOLUTION ADOPTING THE CITY COUNCIL'S 2014 LEGISLATIVE PRIORITIES. [Recommended by Finance and Community Development/Housing/General Government Committees.]

Council Member Leight pulled this item and noted that the Finance Committee and the Community Development/Housing/General Government Committee recommended approval of two different versions. She stated that the Community Development/Housing/General Government Committee had the City Attorney add details of the whole potential financial impact to the City's Legislative Priorities.

A motion was made by Council Member Leight, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

GENERAL AGENDA

G-1. PUBLIC HEARING ON ZONING PETITION OF CMD COMMERCIAL, LLC FOR PROPERTY OWNED BY BRENDA HINE HEDGECOCK GOULD FROM RS-9 TO LI-S (Arts and Crafts Studio; Building Materials Supply; Fuel Dealer; Wholesale Trade A; Wholesale Trade B; Building Contractors, General; Building Contractors, Heavy; Kennel, Indoor; Motor Vehicle, Rental and Leasing; Motor Vehicle, Repair and Maintenance; Motor Vehicle, Body or Paint Shop; Offices; Services, A; Services, B; Storage Services, Retail; Testing and Research Lab; Warehousing; Recreation Services, Indoor; Recreation Facility, Public; Academic Biomedical Research Facility; Academic Medical Center; Animal Shelter, Public; Child Care, Drop-In; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; College or University; Dirt Storage; Government Offices, Neighborhood Organization, or Post Office; Hospital or Health Center; Police or Fire Station; Postal Processing Facility; Recycling Center; School, Vocational or Professional; Manufacturing A; Manufacturing B; Borrow Site; Access Easement, Private Off-Site; Park and Shuttle Lot; Parking, Commercial; Terminal, Bus or Taxi; Transmission Tower; and Utilities): Property located on the northeast corner of Cole Road and Ridgewood Road - Containing approximately 6.43 acres located in the SOUTHEAST WARD (Council Member Taylor) - Zoning Docket W-3209. [Planning Board recommends approval of petition and approval of the site plan with staff recommendations].

A motion was made by Council Member Taylor, seconded by Council Member Adams, to withdraw this item. The motion carried unanimously.

G-2. RESOLUTION APPROVING A LOCALLY PREFERRED ALTERNATIVE FOR AN URBAN CIRCULATOR SERVING PORTIONS OF THE CENTER CITY. [Public Works Committee forwarded this item to Council with three in favor and one opposed.]

Paul Norby, Planning and Development Services Director, gave the staff report.

A motion was made by Council Member Besse, seconded by Council Member Leight, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member Adams, Council Member MacIntosh, and Council Member Taylor

Nay: Council Member Clark

G-3. CONSIDERATION OF ITEMS RELATING TO FUNDING TO NORTHWEST CHILD DEVELOPMENT CENTERS, INC.: [Finance and Community Development/Housing/General Government Committees forwarded this item to Council without a recommendation.]

a. RESOLUTION AUTHORIZING FUNDING TO NORTHWEST CHILD DEVELOPMENT CENTERS, INC.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.

Ritchie Brooks, Community Development Director, gave the staff report.

A motion was made by Council Member Clark for (1) funding of 1/3 of the requested \$200,000, and (2) for City staff to meet with Northwest Child Development Centers, Inc. to review their business plan and determine if it is a viable plan. The motion failed due to a lack of a second.

A motion was made by Council Member Taylor, seconded by Council Member Leight, to approve this item as presented.

A substitute motion was made by Council Member Adams, seconded by Council Member Burke, for approval of this item, with the addition of having City staff to review Northwest Child Development Centers, Inc.'s business plan. Council Member Taylor suggested the Council use the substitute motion as a friendly amendment to his previous motion.

Council Member Clark moved No Consideration. This item will automatically be heard at the next City Council Meeting on April 7, 2014.

G-4. CONSIDERATION OF ITEMS RELATING TO BRIDGE FUNDING TO THE HOUSING AUTHORITY OF THE CITY OF WINSTON-SALEM: [Finance and Community Development/Housing/General Government Committees forwarded this item to Council without a recommendation.]

a. RESOLUTION AUTHORIZING BRIDGE FUNDING TO THE HOUSING AUTHORITY OF THE CITY OF WINSTON-SALEM.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.

Ritchie Brooks, Community Development Director, gave the staff report.

A motion was made by Council Member Clark, seconded by Council Member Montgomery, for approval of this item, with the addition of requesting City staff to contact HUD to inquire about why funding for certain housing programs does not get reimbursed until September, when the programs start in April. The motion carried unanimously.

G-5. CONSIDERATION OF ITEMS RELATING TO THE SUBSTITUTION OF FUNDS TO THE CHILDREN'S HOME, INC. FOR MY AUNT'S HOUSE (NORTH WARD): [Finance and Community Development/Housing/General Government Committees forwarded this item to Council without a recommendation, with three in favor and one abstaining from the vote.]

a. RESOLUTION AUTHORIZING SUBSTITUTION OF FUNDS TO THE CHILDREN'S HOME, INC. FOR MY AUNT'S HOUSE (NORTH WARD).

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY

OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.

Ritchie Brooks, Community Development Director, gave the staff report.

A motion was made by Council Member Clark, seconded by Council Member MacIntosh, for approval of this item.

Council Member Besse requested a friendly amendment to add the condition that if the facility as a whole is sold, the City would receive the full loan back, regardless of whether the price or value of Reynolds Cottage is sufficient to cover that amount. Council Member Clark and Council Member MacIntosh both accepted this amendment to the original motion.

The motion carried unanimously.

G-6. CONSIDERATION OF CITY COUNCIL'S MEETING SCHEDULE.

A motion was made by Council Member Adams, seconded by Council Member Clark, for approval of this item. The motion carried unanimously.

G-7. MAYOR PRO TEMPORE BURKE'S RECOMMENDATIONS FOR APPOINTMENT/ REAPPOINTMENT TO THE COMMUNITY APPEARANCE COMMISSION:

Jill Reich - Appointment - Term Expiring February 2017

Wendi Hartup - Reappointment - Term Expiring February 2017

A motion was made by Council Member Taylor, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

G-8. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

CLOSED SESSION

A motion was made by Council Member Taylor, seconded by Council Member Adams, for the City Council to go into Closed Session pursuant to (1) N.C.G.S. 143-318.11(a)(4) to discuss the location or expansion of an industry and/or business located in the City, and (2) N.C.G.S. 143-318.11(a)(5) to provide instructions to staff in negotiating the purchase price and other material contract terms for the purchase of a) property owned by Grant David Kerber, located at 1115 Edgebrook Drive, for a stormwater project, and b) property owned by the McDonald's Corporation, located at 7844 Northpoint Boulevard, for the construction of the Police Department's North Police District Facility. The motion carried unanimously.

At 9:38 pm, a motion was made by Council Member Taylor, seconded by Council Member Adams, to end Closed Session. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 9:38 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

April 7, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor Jr.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

Boy Scout Troop 910, from St. Paul's Episcopal Church, led the Pledge of Allegiance.

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Bart Stone

1. PUBLIC HEARING AND ORDINANCE AMENDING CHAPTER A AND CHAPTER B OF THE UNIFIED DEVELOPMENT ORDINANCES TO DEFINE AND ADD SPECIFIC CONDITIONS FOR THE USE SOLAR FARMS WITHIN THE USE CONDITIONS FOR UTILITIES - UDO-248 - Proposal of Planning and Development Services Staff. [Recommended by Planning Board and Community Development/Housing/General Government Committee.]

Paul Norby, Planning and Development Services Director, gave the staff report.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member Leight.

A motion was made by Council Member Leight, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

2. PUBLIC HEARING ON THE NORTH SUBURBAN AREA PLAN UPDATE. [Recommended by Planning Board.]

Paul Norby, Planning and Development Services Director, introduced the item.

Kelly Bennett, Planner, gave the staff report.

Mayor Joines opened the Public Hearing.

*Speakers:**Lucy Vriesema, Allen Tate Realtors**Scarlet Green, Allen Tate Realtors**Jerry Adams, 5830 Meadow Lane, Pfafftown**Mayor Joines closed the Public Hearing and recognized Council Member Adams.*

A motion was made by Council Member Adams, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.

3. PUBLIC HEARING ON RESOLUTION AUTHORIZING THE ACQUISITION OF PROPERTY FROM SPORTS MENAGERIE STADIUM, LLC, THE EXECUTION OF LEASES OF CITY-OWNED PROPERTY TO WS DASH, LLC (f/k/a SPORTS MENAGERIE, LLC), AND ITS AFFILIATES AND AMENDMENTS TO THE COMPANION AMENDED AND RESTATED INCENTIVES AGREEMENT. [Finance Committee forwarded this item to Council with three in favor, none opposed and one abstaining.]

*Lee Garrity, City Manager, gave an overview of this item.**Lisa Saunders, Chief Financial Officer, gave the staff report.**Denise Bell, Wye River Group, gave the presentation.**Mayor Joines opened the Public Hearing.**Speakers:**Geoff Lassiter, 5176 Huntcliff Trail, President of the Winston-Salem Dash**Ken Williams, Executive Vice President for the Chicago White Sox**Mayor Joines closed the Public Hearing and recognized Council Member Clark.*

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

4. CONSIDERATION OF ITEMS RELATING TO FUNDING TO NORTHWEST CHILD DEVELOPMENT CENTERS, INC.: [This item received a vote of No Consideration at the March 24, 2014 City Council Meeting.]
- a. RESOLUTION AUTHORIZING FUNDING TO NORTHWEST CHILD DEVELOPMENT CENTERS, INC.
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.

Mayor Joines stated without objection, the City Council would open this item for discussion. He also noted that staff has requested this item be remanded to the Finance Committee, to allow time for staff to review new information.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, to authorize a loan of \$75,000, and to remand the request for the balance of the loan funds to the Finance Committee. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:19 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

April 21, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor Jr.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Steve Osbourne

RESOLUTION HONORING THE 2014 CITY OF WINSTON-SALEM UNIVERSITY GRADUATES

Ed McNeal, Marketing and Communications Director, gave the staff report.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

CONSENT AGENDA

Mayor Joines stated the City Council would first consider the Consent Agenda, and asked if there were any items that needed to be removed for discussion. Item C-14 was removed.

A motion was made by Council Member Adams, seconded by Council Member Montgomery, for approval of the balance on the Consent Agenda. The motion carried unanimously.

C-1. RESOLUTION AUTHORIZING ADDITIONAL PERMANENT FINANCING FOR A 64-UNIT FAMILY RENTAL DEVELOPMENT KNOWN AS ROCKWOOD AT OLIVER'S CROSSING (SOUTH WARD). [Recommended by Finance Committee.]

Approved by Consent Vote.

C-2. CONSIDERATION OF ITEMS RELATED TO THE LIBERTY STREET VENDORS' MARKET (NORTHEAST WARD): [Recommended by Finance and Community Development/Housing/General Government Committees.]

- a.** RESOLUTION APPROVING AN AGREEMENT WITH THE HOUSING AUTHORITY OF WINSTON-SALEM TO SHARE IN THE COST OF INSTALLING A FENCE AT THE LIBERTY STREET VENDORS' MARKET.
Approved by Consent Vote.
- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2013-2014.
Approved by Consent Vote.
- C-3.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(1) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs less than 50% of value of structure (<50) six months. [Recommended by Community Development/Housing/General Government Committee.]
- a.** Roger A. Tomberlin - 1126 Waughtown Street (SOUTHEAST WARD)
Approved by Consent Vote.
- b.** Vallie Johnson - 648 Glenbrook Drive (EAST WARD)
Approved by Consent Vote.
- c.** Dreit, LLC - 705 Chatham Road (NORTH WARD)
Approved by Consent Vote.
- d.** Ola M. Petree - 2238 N. Glenn Avenue (NORTHEAST WARD)
Approved by Consent Vote.
- e.** Jeff's Business, Inc. - 400 E. Twenty-Seventh Street (NORTHEAST WARD)
Approved by Consent Vote.
- C-4.** ORDINANCE ORDERING REPAIR OR DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(1) OF THE CODE OF WINSTON-SALEM: Repairs more than 50% of value of structure (>50) six months. [Recommended by Community Development/Housing/General Government Committee.]
- a.** Mary D. Moses, Heirs c/o Belvia Gamble - 802 Jackson Avenue (EAST WARD)
Approved by Consent Vote.
- b.** Nathelia D. Brown - 401 Ross Street (EAST WARD)

Approved by Consent Vote.

- C-5.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(2) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs more than 50% of value of structure (>50) six months. [Recommended by Community Development/Housing/General Government Committee.]
- a.** Frank Cathcart - 2655 Belews Creek Road (EAST WARD)
Approved by Consent Vote.
- b.** Flat Iron Holdings, LLC - 1317 Hattie Avenue (EAST WARD)
Approved by Consent Vote.
- c.** Triloric Group, LLC - 909 Gray Avenue (EAST WARD)
Approved by Consent Vote.
- C-6.** ORDINANCE ORDERING THE COMMUNITY AND BUSINESS DEVELOPMENT DEPARTMENT OF THE CITY OF WINSTON-SALEM TO REMOVE OR DEMOLISH STRUCTURE UNFIT FOR HUMAN HABITATION AND, OTHERWISE, TO EFFECTUATE THE PURPOSE OF CHAPTER 10, ARTICLE V OF THE WINSTON-SALEM CITY CODE: Repairs more than 65% of value of structure (>65). [Recommended by Community Development/Housing/General Government Committee.]
- a.** Mary Pemberton - 303 Buick Street (EAST WARD)
Approved by Consent Vote.
- C-7.** ORDINANCE AMENDING SECTION 42-122(F) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS ON CITY STREETS - Martindale Road (EAST WARD) and Fleet Street (SOUTH WARD). [Recommended by Public Safety Committee.]
Approved by Consent Vote.
- C-8.** CONSIDERATION OF ITEMS RELATED TO CONTRACTS: [Recommended by Finance Committee)
- a.** RESOLUTION AWARDING A CONTRACT FOR JOINT REPAIRS TO SIXTH AND CHERRY/MARSHALL PARKING DECK (NORTH WARD) - Capital Restoration & Waterproofing, Inc. - \$94,847.

Approved by Consent Vote.

- b.** RESOLUTION AWARDED CONTRACT FOR THE PURCHASE OF TWO SINGLE AXLE DUMP TRUCKS - Piedmont Truck Center, Inc. - \$159,808.
Approved by Consent Vote.
- C-9.** RESOLUTION AMENDING A CONTRACT FOR HDR ENGINEERING FOR THE DESIGN OF DRAINAGE SYSTEM IMPROVEMENTS AS PART OF THE TWENTY-EIGHTH STREET DRAINAGE IMPROVEMENT PROJECT.
[Recommended by Finance and Public Works Committees.]
Approved by Consent Vote.
- C-10.** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA AUTHORIZING THE NEGOTIATION OF AN AMENDMENT TO AN INSTALLMENT PURCHASE CONTRACT, DIRECTING THE PUBLICATION OF NOTICE WITH RESPECT THERETO AND PROVIDING FOR CERTAIN OTHER RELATED MATTERS THERETO. Public Hearing: May 5, 2014.
[Recommended by Finance Committee.]
Approved by Consent Vote.
- C-11.** RESOLUTION APPROVING A MASTER HIGH-SPEED INTERNET NETWORK DEVELOPMENT AGREEMENT WITH AT&T. [Recommended by Finance Committee.]
Approved by Consent Vote.
- C-12.** CONSIDERATION OF ITEMS RELATED TO THE CITY'S PERMIT ISSUING PROCESS: (Recommended by Finance and Community Development/Housing/General Government Committees)
- a.** RESOLUTION APPROVING REVISIONS TO THE CITY'S PERMIT ISSUING PROCESS.
Approved by Consent Vote.
- b.** ORDINANCE AMENDING VARIOUS CITY CODE PROVISIONS TO CONSOLIDATE AND STREAMLINE THE APPLICATION AND APPROVAL PROCESS FOR CERTAIN CITY PERMITS AND FACILITATE COMPLIANCE.
Approved by Consent Vote.
- C-13.** CONSIDERATION OF ITEMS RELATING TO THE CITY OF WINSTON-SALEM LEGISLATIVE PROGRAM FOR THE 2014 LEGISLATIVE SESSION:

[Recommended by Community Development/Housing/General Government Committee.]

- a. RESOLUTION SUPPORTING THE EXTENSION OF THE NORTH CAROLINA FILM TAX CREDIT.

Approved by Consent Vote.

- b. RESOLUTION SUPPORTING THE EXTENSION OF THE NORTH CAROLINA STATE HISTORIC PRESERVATION TAX CREDITS.

Approved by Consent Vote.

- C-14. RESOLUTION ACCEPTING THE NEW CITY SLOGAN. [Recommended by Community Development/Housing/General Government Committee.]

Council Member Adams pulled this item.

Ed McNeal, Marketing and Communications Director, gave the staff report.

A motion was made by Council Member Adams, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

GENERAL AGENDA

- G-1. PUBLIC HEARING AND RESOLUTION APPROVING ECONOMIC DEVELOPMENT ASSISTANCE TO POLYVLIES. [Recommended by Finance Committee.]

Derwick Paige, Assistant City Manager, gave the staff report.

Mayor Joines opened the Public Hearing.

Speakers:

Bob Leak, 1080 W Fourth Street

Mayor Joines closed the Public Hearing and recognized Council Member Clark.

A motion was made by Council Member Clark, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

- G-2. RESOLUTION APPROVING REVISIONS TO THE REVITALIZING URBAN COMMERCIAL AREAS PROGRAM GUIDELINES. [Finance Committee forwarded this item to Council with three in favor and one opposed. Recommended by Community Development/Housing/General Government Committee.]

Mayor Joines stated this item consisted of two parts that would be voted on separately: (1) approving the RUCA guidelines, and (2) approving that the conditions have been met for the Malone's Restaurant Project loan.

Ritchie Brooks, Community Development Director, gave the staff report.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of the Revised Revitalizing Urban Commercial Areas Program Guidelines.

Council Member Besse suggested a friendly amendment to require the property owner(s) of the renovated property to co-sign any necessary paperwork permitting said property to serve as collateral for the tenant's RUCA loan.

Council Members Clark and Adams both accepted this amendment.

The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Burke, Council Member Adams, and Council Member MacIntosh

Nay: Council Member Montgomery and Council Member Taylor

A motion was made by Council Member Besse, seconded by Council Member Adams, for the City Council to 1) accept staff's report regarding the four conditions placed upon the disbursement of additional City funds for the Ogburn Station Shopping Center RUCA, and 2) authorize disbursement of additional City funds, not to exceed \$400,000, conditioned upon and following execution by Mrs. Oakes of the assignment of rights prepared by the City Attorney's Office. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member Adams, and Council Member Taylor

Nay: Council Member Clark and Council Member MacIntosh

G-3. RESOLUTION APPROVING THE FISCAL YEAR 2015 HOUSING AND COMMUNITY DEVELOPMENT PROGRAM AND AUTHORIZING SUBMISSION OF THE 2014-2015 ANNUAL PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. [Finance and Community Development/Housing/General Government Committees forwarded this item to Council without a recommendation.]

A motion was made by Council Member Taylor, seconded by Council Member Clark, for this item to be continued to the May 5, 2014 City Council Meeting. The motion carried unanimously.

G-4. CONSIDERATION OF ITEMS REGARDING THE ISSUANCE OF \$3,945,000 TWO-THIRDS GENERAL OBLIGATION BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA: [Recommended by Finance Committee.]

a. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA MAKING CERTAIN STATEMENTS OF FACT CONCERNING PROPOSED BOND ISSUE.

Lisa Saunders, Chief Financial Officer, gave the staff report.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- b.** INTRODUCTION OF BOND ORDERS:
 BOND ORDER AUTHORIZING THE ISSUANCE OF \$200,000 PUBLIC SAFETY BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.
 BOND ORDER AUTHORIZING THE ISSUANCE OF \$1,930,000 STREET AND SIDEWALK BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.
 BOND ORDER AUTHORIZING THE ISSUANCE OF \$1,815,000 PARKS AND RECREATION BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.
- c.** RESOLUTION OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA CALLING A PUBLIC HEARING ON BOND ORDERS, DIRECTING PUBLICATION OF NOTICES OF SAID PUBLIC HEARING AND FILING OF A DEBT STATEMENT. Public Hearing: May 5, 2014.
A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.
- G-5.** MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS/ REAPPOINTMENTS TO BOARDS AND COMMISSIONS:
 - a.** PLANNING BOARD (CITY-COUNTY)
 Allan Younger - Reappointment - Term Expiring February 2018
A motion was made by Council Member Taylor, seconded by Council Member Montgomery, for approval of this item. The motion carried unanimously.
 - b.** UTILITY COMMISSION
A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.
- G-6.** PUBLIC COMMENT PERIOD.
Public Comment Period was heard.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:47 p.m.

**OWINSTON-SALEM CITY COUNCIL
REGULAR MEETING**

**Council Chambers
101 N. Main Street
May 5, 2014**

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor Jr.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

Boy Scout Troop #920 from Centenary United Methodist Church led the Pledge of Allegiance.

RESOLUTION DECLARING HISTORIC PRESERVATION MONTH IN WINSTON-SALEM, NORTH CAROLINA, MAY 2014

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, for approval of this item. The motion carried unanimously.

PROCLAMATION DECLARING THE MONTH OF MAY BUILDING SAFETY MONTH

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Carla Yandell

1. PUBLIC HEARING ON ZONING PETITION OF FRANK MYERS INVESTMENTS, LLC FROM HB AND RS-9 TO HB: Property located on the southwest corner of Oak Summit Road and Germanton Road - Containing approximately 5.41 acres located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-3213. [Planning Board recommends approval of petition.]

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

Paul Norby, Planning and Development Services Director, gave the staff report.

A motion was made by Council Member Burke, seconded by Council Member Taylor, for (1) adoption of the Statement of Consistency set forth on page 27 of the

Agenda Book, and (2) approval of W-3213. The motion carried unanimously.

- 2. PUBLIC HEARING ON ZONING PETITION OF MORAVIAN HOME INCORPORATED FROM RM-18, RS-9, AND LO TO RM-18: Property located on the north side of Indiana Avenue, west of University Parkway - Containing approximately 57.53 acres located in the NORTH WARD (Council Member Adams) - Zoning Docket W-3214. [Planning Board recommends approval of petition.]

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

Paul Norby, Planning and Development Services Director, gave the staff report.

A motion was made by Council Member Adams, seconded by Council Taylor, for (1) adoption of the Statement of Consistency set forth on page 51 of the Agenda Book, and (2) approval of W-3214. The motion carried unanimously.

- 3. PUBLIC HEARING ON ZONING PETITION OF PARR INVESTMENTS, INC. FOR PROPERTY OWNED BY KEVIN AND GRETA EVANS FROM RS-9 TO RM18-S [Residential Building, Multifamily; and Planned Residential Development]: Property located at the southern terminus of Stafford Place Boulevard, south of Stafford Village Boulevard - Containing approximately 9.7 acres located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3215. [Planning Board recommends approval of petition and approval of the site plan with staff recommendations.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he Closed the Public Hearing.

Paul Norby, Planning and Development Services Director, gave the staff report.

A motion was made by Council Member Leight, seconded by Council Member Clark, for (1) adoption of the Statement of Consistency set forth on page 79 of the Agenda Book, (2) approval of W-3215, and (3) approval of the site plan. The motion carried unanimously.

- 4. PUBLIC HEARING ON FINAL DEVELOPMENT PLAN OF JJM-OPS, INC. FOR PROPERTY OWNED BY MD2 ENTERPRISES, LLC FOR AN HB-S TWO PHASE ZONED SITE [Restaurant (With Drive-Through Service)]: Property located on the northeast corner of Summit Square Boulevard and Summit Square Court - Containing approximately 0.9 acre located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-1852. [Planning Board recommends approval of the final development plan and approval of the site plan with staff recommendations.]

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

Paul Norby, Planning and Development Services Director, gave the staff report.

A motion was made by Council Member Burke, seconded by Council Member

Adams, for (1) approval of W-1852, and (2) approval of the site plan. The motion carried unanimously.

- 5. PUBLIC HEARING ON ZONING PETITION OF KRP INVESTMENTS, LLC FOR PROPERTY OWNED BY HAROLD D. REICH, TRUSTEE AND TIMOTHY T. CHRYSIKOS HEIRS; LEON STARLING, JR. AND MICHELLE S. STARLING; AND DONALD W. AND CHRISTINE J. JONES FROM RS-9 TO RM8-S [Residential Building, Single Family; Residential Building, Duplex; Residential Building, Townhome; Residential Building, Twin Home; Residential Building, Multifamily; and Planned Residential Development]: Property located on the southeast corner of Noel Drive and Nita Avenue, east of University Parkway - Containing approximately 13.2 acres located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-3212. [Planning board recommends approval of petition and approval of the site plan with staff recommendations.]

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

Paul Norby, Planning and Development Services Director, gave the staff report.

A motion was made by Council Member Burke, seconded by Council Member Adams, for (1) adoption of the Statement of Consistency set forth on page 127 of the Agenda Book, (2) approval of W-3212, and (3) approval of the site plan. The motion carried unanimously.

- 6. RESOLUTION AUTHORIZING PERMANENT FINANCING FOR A 96-UNIT FAMILY RENTAL DEVELOPMENT KNOWN AS ABBINGTON GARDENS OF WINSTON-SALEM (NORTHEAST WARD). [Recommended by Finance Committee.]

Ritchie Brooks, Community Development Director, gave the staff report.

A motion was made by Council Member Clark, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.

- 7. PUBLIC HEARING ON ZONING PETITION OF BETTY K. GENTRY, CAROL L. WOOD, AND MARGIE L. TURNER FROM RS-9 AND HB TO RM8-S [Residential Building, Duplex; Residential Building, Single Family; Residential Building, Townhome; Residential Building, Twin Home; Residential Building, Multifamily; and Planned Residential Development]: Property located on the northeast side of Reynolda Road, northwest of Winona Street - Containing approximately 8.19 acres located in the NORTH WARD (Council Member Adams) - Zoning Docket W-3216. [Planning Board recommends approval of petition and approval of the site plan with staff recommendations.]

A motion was made by Council Member Adams, seconded by Council Member Burke, to approve the request to withdraw this petition. The motion carried unanimously.

- 8. RESOLUTION AUTHORIZING PERMANENT FINANCING FOR A 62-UNIT FAMILY RENTAL DEVELOPMENT KNOWN AS EMBER RIDGE APARTMENTS (NORTH WARD). [Recommended by Finance Committee.]

A motion was made by Council Member Adams, seconded by Council Member

Burke, for approval of the request to withdrawn this item. The motion carried unanimously.

9. PUBLIC HEARING ON ZONING PETITION OF WS LODGE 466 LOYAL ORDER OF MOOSE, INC. FROM RS-9 TO GB-S [Club or Lodge; Manufacturing A; Motorcycle Dealer; Offices; Outdoor Display Retail; Carwash; Motor Vehicle, Repair and Maintenance; Motor Vehicle, Body or Paint Shop; Motor Vehicle, Rental and Leasing; Services A; Services B; Storage Services, Retail; and Warehousing]: Property located on the west side of Old Salisbury Road, north of Gyro Drive - Containing approximately 1.65 acres located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3211. [Planning Board recommends denial of petition and approval of the site plan with staff recommendations.]

A motion was made by Council Member Leight, seconded by Council Member Taylor, to continue W-3211 to the June 2, 2014 City Council meeting. The motion carried unanimously.

10. CONSIDERATION OF ITEMS RELATING TO THE ISSUANCE OF \$3,945,000 GENERAL OBLIGATION BONDS, SERIES 2014 OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA:

- a. PUBLIC HEARING AND ADOPTION OF BOND ORDER AUTHORIZING THE ISSUANCE OF \$200,000 PUBLIC SAFETY BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

Lisa Saunders, Chief Financial Officer, gave the staff report.

A motion was made by Council Member Besse, seconded by Council Member Clark, to open the Public Hearing. The motion carried unanimously.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item.

A motion was made by Council Member Leight, seconded by Council Member Adams, to closed the Public Hearing. The motion carried unanimously.

A motion was made by Council Member Burke, seconded by Council Member Leight, for approval of this item. The motion carried unanimously.

- b. PUBLIC HEARING AND ADOPTION OF BOND ORDER AUTHORIZING THE ISSUANCE OF \$1,930,000 STREET AND SIDEWALK BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to open the Public Hearing. The motion carried unanimously.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item.

A motion was made by Council Member Montgomery, seconded by Council Member Adams, to closed the Public Hearing. The motion carried unanimously.

A motion was made by Council Member Adams, seconded by Council Member MacIntosh, for approval of this item. The motion carried unanimously.

- c. PUBLIC HEARING AND ADOPTION OF BOND ORDER AUTHORIZING THE ISSUANCE OF \$1,815,000 PARKS AND RECREATION BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

A motion was made by Council Member Clark, seconded by Council Member Adams, to open the Public Hearing. The motion carried unanimously.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item.

A motion was made by Council Member Clark, seconded by Council Member Leight, to closed the Public Hearing. The motion carried unanimously.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- d. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA, PROVIDING FOR THE ISSUANCE OF \$3,945,000 GENERAL OBLIGATION BONDS, SERIES 2014 OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

11. PUBLIC HEARING AND RESOLUTION OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA, APPROVING AN AMENDMENT TO AN INSTALLMENT PURCHASE CONTRACT WITH THE NORTH CAROLINA MUNICIPAL LEASING CORPORATION TO FINANCE CERTAIN FACILITIES AND CAPITAL ASSETS AND RELATED MATTERS.

Lisa Saunders, Chief Financial Officer, gave the staff report.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member Clark.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

12. RESOLUTION APPROVING THE FISCAL YEAR 2015 HOUSING AND COMMUNITY DEVELOPMENT PROGRAM AND AUTHORIZING SUBMISSION OF THE 2014-2015 ANNUAL PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. [Finance and Community Development/Housing/General Government Committees forwarded this item to Council without a recommendation. The item was continued from the April 21, 2014 City Council meeting.]

Ritchie Brooks, Community Development Director, gave the staff report.

A motion was made by Council Member Clark, seconded by Council Member Leight, for approval of this item. The motion carried unanimously.

13. MAYOR JOINES' RECOMMENDATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS:

a. CREATIVE CORRIDORS DESIGN REVIEW COMMITTEE

David Finn - Appointment - Term Expiring July 2014

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

CLOSED SESSION

A motion was made by Council Member MacIntosh, seconded by Council Member Leight, for the City Council to go into Closed Session, pursuant to N.C.G.S. 143-318.11(a)(4) to discuss the location or expansion of any industry and/or business within the City. The motion carried unanimously.

At 8:09 pm, a motion was made by Council Member Montgomery, seconded by Council Member Adams, to end Closed Session. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:11 p.m.

WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main Street
May 19, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Mayor Pro Tempore Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor Jr.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Rick Newnum

PROCLAMATION DECLARING MAY 19, 2014 DELTA DAY

Mayor Joines and Council Member Adams presented this Proclamation to the Deltas in attendance.

CONSENT AGENDA

Mayor Joines stated the City Council would first consider the Consent Agenda and asked if there were any items that needed to be removed for discussion. Item C-6 was removed.

A motion was made by Council Member

C-1. RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY UNDER THE PROVISIONS OF N.C.G.S. 160A-269 TO THE LIBERTY COMMUNITY DEVELOPMENT CORPORATION - Property located at the southwest corner of Northwest Boulevard and Liberty Street (EAST WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-2. RESOLUTION AUTHORIZING THE ACQUISITION OF PROPERTIES FOR KIRKLEES ROAD, HERTFORD ROAD, AND CHESTER ROAD SIDEWALK

IMPROVEMENTS BY DEED (WEST WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-3. RESOLUTION GRANTING A TEMPORARY CONSTRUCTION EASEMENT TO THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION PURSUANT TO N.C.G.S. 160A-274 - Located on Frye Bridge Road. [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-4. CONSIDERATION OF ITEMS RELATING TO AN ECONOMIC DEVELOPMENT LOAN TO 2H INVESTMENTS CORPORATION DBA THE UPS STORE ON LIBERTY STREET (EAST WARD): [Recommended by Finance Committee.]

a. RESOLUTION APPROVING AN ECONOMIC DEVELOPMENT LOAN TO 2H INVESTMENTS CORPORATION DBA THE UPS STORE ON LIBERTY STREET.

Approved by the Consent Vote.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.

Approved by the Consent Vote.

C-5. ORDINANCE AMENDING SECTION 42-133(f) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS - Caledonia Drive (NORTHEAST WARD). [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

C-7. RESOLUTION APPROVING THE FISCAL YEAR 2014-2015 OPERATING MEMORANDUM BETWEEN THE CITY OF WINSTON-SALEM AND THE RISK ACCEPTANCE MANAGEMENT CORPORATION. [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-8. RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE PROPERTY, BOILER/MACHINERY AND EMPLOYEE THEFT INSURANCE - Surry Insurance. [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-9. CONSIDERATION OF ITEMS RELATING TO CONTRACTS: [Recommended by Finance Committee)

- a. RESOLUTION AWARDING CONTRACT FOR FINANCIAL ADVISORY SERVICES FOR THE CITY OF WINSTON-SALEM - Wye River Independent Financial Advisors - \$75,000.
Approved by the Consent Vote.
- b. RESOLUTION AWARDING CONTRACT FOR RESURFACING CITY STREETS - Larco Construction, a Division of Branscome, Inc. - \$991,172.34 (Estimated Amount).
Approved by the Consent Vote.
- c. RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT AT WASHINGTON PARK - Game Time c/o Cunningham & Associates, Inc. - \$185,721.74 (Estimated Amount).
Approved by the Consent Vote.
- d. RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT AT FOREST PARK AND LEINBACH PARK - Landscape Structures, Inc. - \$252,386.03 (Estimated Amount).
Approved by the Consent Vote.
- e. RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT FOR BOWEN-THOMAS PARK AND SEDGE GARDEN PARK - Playgrounds of the Carolinas, Inc. - \$123,797.04 (Estimated Amount).
Approved by the Consent Vote.
- f. RESOLUTION AWARDING PURCHASE ORDER FOR BODY WORN CAMERAS - Taser International, Inc. - \$632,592.56.
Approved by the Consent Vote.
- g. RESOLUTION AWARDING A PURCHASE ORDER FOR SOFTWARE MODULE - Trapeze Software Group, Inc. - \$46,784.
Approved by the Consent Vote.
- C-10. CONSIDERATION OF ITEMS RELATING TO A CONTRACT FOR CHILLER INSTALLATION AT THE PUBLIC SAFETY CENTER (NORTH WARD):
[Recommended by Finance Committee.]

- a. RESOLUTION AWARDDING A CONTRACT FOR CHILLER INSTALLATION AT THE PUBLIC SAFETY CENTER - Professional Air Systems, LLC - \$198,000.
Approved by the Consent Vote.
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.
Approved by the Consent Vote.
- C-11. RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY FOR GRANT FUNDS TO SUPPORT THE DISTRICT ATTORNEY'S DOMESTIC VIOLENCE UNIT.
[Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-12. CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2013-2014 BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA: [Recommended by Finance Committee.]
- a. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2013-2014.
Approved by the Consent Vote.
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.
Approved by the Consent Vote.
- C-13. RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE REALLOCATION OF FUNDING FOR ENHANCEMENTS ON THE SALEM CREEK CONNECTOR PROJECT. [Recommended by Finance and Public Works Committees.]
Approved by the Consent Vote.
- C-14. CONSIDERATION OF ITEMS RELATING TO THE EXTENSION OF I-74 AND IMPROVEMENTS TO BUSINESS 40: [Recommended by Finance and Public Works Committees.]
- a. RESOLUTION IN SUPPORT OF THE EXTENSION OF I-74 (EASTERN SECTION OF THE NORTHERN BELTWAY, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION STIP PROJECT U-2579).
Approved by the Consent Vote.
- b. RESOLUTION IN SUPPORT OF THE IMPROVEMENTS TO BUSINESS 40/US 421

FROM WEST OF FOURTH STREET TO EAST OF CHURCH STREET IN WINSTON-SALEM (NORTH CAROLINA DEPARTMENT OF TRANSPORTATION STIP PROJECT U-2827B).

Approved by the Consent Vote.

C-15. CONSIDERATION OF ITEMS RELATING TO THE SAFE ROUTES TO SCHOOL SIDEWALK PROJECT: [Recommended by Finance and Public Works Committees.]

a. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE SAFE ROUTES TO SCHOOL SIDEWALK PROJECT.

Approved by the Consent Vote.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.

Approved by the Consent Vote.

C-16. CONSIDERATION OF ITEMS RELATING TO THE SECOND STRATEGIC HIGHWAY RESEARCH PROGRAM: [Recommended by Finance Committee.]

a. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE SHRP2 C20 FREIGHT DEMAND MODELING AND DATA IMPROVEMENT IMPLEMENTATION ASSISTANCE PROGRAM.

Approved by the Consent Vote.

b. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE PIEDMONT AUTHORITY FOR REGIONAL TRANSPORTATION FOR THE SHRP2 PROGRAM FOR THE SHRP2 C20 FREIGHT DEMAND MODELING AND DATA IMPROVEMENT IMPLEMENTATION ASSISTANCE PROGRAM.

Approved by the Consent Vote.

c. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.

Approved by the Consent Vote.

C-17. RESOLUTION ADOPTING A REVISED HONORARY STREET NAMING POLICY. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-18.** PETITION TO CLOSE AND ABANDON A PORTION OF PECAN LANE (EAST WARD) – Petition of Cracker Barrel Old Country Store, Inc. Public Hearing: June 16, 2014. [Recommended by Public Works Committee.]
Approved by the Consent Vote.
- C-19.** RESOLUTION APPROVING AN ENCROACHMENT AGREEMENT WITH ART FOR ART’S SAKE (NORTH WARD AND EAST WARD) – Petition of Art for Art’s Sake. [Recommended by Public Works Committee.]
Approved by the Consent Vote.
- C-20.** CONSIDERATION OF ITEMS RELATING TO CITY PARTICIPATION IN DRAINAGE PROJECTS ACROSS PRIVATE PROPERTY
- a.** RESOLUTION APPROVING CITY PARTICIPATION IN A DRAINAGE PROJECT ACROSS PRIVATE PROPERTY – 5235 Murray Road.
Approved by the Consent Vote.
- b.** RESOLUTION APPROVING CITY PARTICIPATION IN A DRAINAGE PROJECT ACROSS PRIVATE PROPERTY – 141 Club Pointe Drive.
Approved by the Consent Vote.
- C-21.** CONSIDERATION OF ORDINANCES AMENDING THE CITY CODE: [Recommended by Community Development/Housing/General Government Committee.]
- a.** ORDINANCE AMENDING CHAPTER 62 OF THE CITY CODE ENTITLED “SANITATION”.
Approved by the Consent Vote.
- b.** ORDINANCE AMENDING CHAPTER 6 OF THE CITY CODE ENTITLED “ANIMALS AND FOWL”.
Approved by the Consent Vote.
- C-22.** RESOLUTION AMENDING THE CITY’S ETHICS POLICY TO INCLUDE WHISTLEBLOWER PROVISIONS. [Recommended by Community Development/Housing/General Government Committee.]
Approved by the Consent Vote.
- C-23.** RESOLUTION DECLARING CERTAIN CITY-OWNED EQUIPMENT SURPLUS AND AUTHORIZING THE SALE THEREOF. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-6.** ORDINANCES AMENDING CHAPTERS 34, 38, AND 74 OF THE CITY CODE RELATING TO PANHANDLERS AND FOOT PEDDLERS/DOOR-TO-DOOR SOLICITORS. [Recommended by Public Safety Committee.]

Council Member Besse removed this item for discussion.

Lori Sykes, Public Safety Attorney, provided the staff report.

A motion was made by Council Member Taylor, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.

GENERAL AGENDA

- G-1.** PUBLIC HEARING AND RESOLUTION APPROVING FINANCIAL ASSISTANCE TO UNITED FURNITURE INDUSTRIES. [Recommended by Finance Committee.]

Derwick Paige, Assistant City Manager, provided the staff report for this item.

Mayor Joines opened the Public Hearing.

Speakers:

Jill Atherton, 411 W Fourth Street

Mayor Joines closed the Public Hearing.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- G-2.** CONSIDERATION OF ITEMS RELATING TO PERMANENT FINANCING FOR 30 UNITS OF PUBLIC HOUSING KNOWN AS CAMDEN STATION APARTMENTS (EAST WARD): [Finance Committee forwarded this item to Council without a recommendation, with three in favor, none opposed and one abstaining.]

- a.** RESOLUTION AUTHORIZING PERMANENT FINANCING FOR 30 UNITS OF PUBLIC HOUSING KNOWN AS CAMDEN STATION APARTMENTS.

- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.

Ritchie Brooks, Community and Business Development Director, provided the staff report for this item.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for approval of this item as amended, with the addition of annual inspections. The motion carried unanimously.

- G-3.** RESOLUTION GIVING PRELIMINARY APPROVAL TO THE ISSUANCE OF REVENUE BONDS TO FINANCE THE ACQUISITION, REHABILITATION AND

EQUIPPING OF AN AFFORDABLE HOUSING DEVELOPMENT KNOWN AS UNIVERSITY PLACE APARTMENTS (EAST WARD). [Finance Committee forwarded this item to Council without a recommendation, with two in favor, none opposed, and two abstaining.]

Ritchie Brooks, Community and Business Development Director, provided the staff report for this item.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

G-4. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:25 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

June 2, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor Jr.

MOMENT OF SILENCE

Mayor Joines noted the passing of Maya Angelou and expressed condolences to her family.

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Chris Fish

CITY STARS PRESENTATION

Shantell Davis presented the City Stars.

4. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF WS LODGE 466 LOYAL ORDER OF MOOSE, INC. FROM RS-9 TO GB-S [Club or Lodge; Manufacturing A; Motorcycle Dealer; Offices; Outdoor Display Retail; Carwash; Motor Vehicle, Repair and Maintenance; Motor Vehicle, Body or Paint Shop; Motor Vehicle, Rental and Leasing; Services A; Services B; Storage Services, Retail; and Warehousing]: Property located on the west side of Old Salisbury Road, north of Gyro Drive - Containing approximately 1.65 acres located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3211. [Planning Board recommends denial of petition and approval of the site plan with staff recommendations. This item was continued from the May 5, 2014 City Council meeting.]

A motion was made by Council Member Leight, seconded by Council Member Taylor, for item W-3211 to be remanded back to the Planning Board. The motion carried unanimously.

1. PUBLIC HEARING ON ZONING PETITION OF WHICKER BROTHERS FAMILY LIMITED PARTNERSHIP FOR A TRANSMISSION TOWER IN A RS-9 ZONING DISTRICT: Property located on the northwest side of Reidsville Road, north of Grover Street - Containing approximately 6.23 acres located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-3219. [Planning Board determined that

this proposal addresses all applicable findings of fact and recommends approval of the petition, permit and approval of the site plan with staff recommendations.]

Mayor Joines stated that this item was a Quasi-Judicial Hearing and read the Quasi-Judicial Guidelines regarding transmission towers.

All persons wishing to give testimony were sworn in.

Paul Norby, Planning and Development Director, provided the staff report for this item.

Mayor Joines opened the Public Hearing.

Proponents:

Tom Johnson, Law Firm of Nexsen Pruet, 4141 Parklake Avenue, Suite 200, Raleigh, NC

Michael Berkowitz, 1430 S Mint Street, Charlotte, NC

Opponents:

Eric Bushnell, 2113 Walker Road

Proponents' Rebuttal:

Tom Johnson

Opponents' Rebuttal:

Eric Bushnell

Angela Carmon, City Attorney, requested Mr. Bushnell to leave the information he presented with the City Secretary, so that it may become a part of the record.

A motion was made by Council Member Burke, seconded by Council Member Adams, to continue this item, including the Public Hearing, to the July 7, 2014 City Council meeting. The motion carried unanimously.

- 2. PUBLIC HEARING ON ZONING PETITION OF BETHEL UNITED METHODIST CHURCH AND CONSIDERATION OF FOUR FINDINGS OF FACT FOR A SPECIAL USE PERMIT FOR A TRANSMISSION TOWER IN A RS-9 ZONING DISTRICT: Property located east of Griffith Road and west of Bethel Methodist Church Lane - Containing approximately 4.89 acres located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3218. [Planning Board determined that this proposal addresses all applicable findings of fact and recommends approval of the petition, permit and approval of the site plan with staff recommendations.]

Mayor Joines stated that this item was a Quasi-Judicial Hearing.

All persons wishing to give testimony were sworn in.

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

Mayor Joines read the Quasi-Judicial Guidelines regarding transmission towers.

Mayor Joines opened the Public Hearing.

Proponents:

Tom Johnson, Law Firm of Nexsen Pruet, 4141 Parklake Avenue, Suite 200, Raleigh, NC

Michael Berkowitz, 1430 S Mint Street, Charlotte, NC

Opponents:

Luis Sanchez, 360 Luzelle Drive

David George, 3363 Victoria Park Lane

Linda Dark, 91 Luzelle Drive

Ginger Plyler Matthews, 485 Luzelle Drive

Proponents' Rebuttal:

Tom Johnson

Opponents Rebuttal:

Luis Sanchez

A motion was made by Council Member Leight, seconded by Council Member Taylor, to continue this item, including the Public Hearing, to the July 7, 2014 City Council meeting. The motion carried unanimously.

- 3. PUBLIC HEARING ON ZONING PETITION OF ROGER AND BETTY ANDERS; CARL AND LOIS ANDERS; JERRY AND GOLDIE EDWARDS; AND SINDEN SCHOEDEL FROM RS-9 TO GO-L (Banking and Financial Services; Funeral Home; Offices; Services A; Recreation Facility, Public; Academic Medical Center; Adult Day Care Center; Child Care, Drop-In; Child Care Institution; Child Care, Sick Children; Child Day Care Center; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; Club or Lodge; College or University; Government Offices, Neighborhood Organization, or Post Office; Hospice and Palliative Care; Hospital or Health Center; Institutional Vocational Training Facility; Library, Public; Museum or Art Gallery; Nursing Care Institution; Police or Fire Station; School, Vocational or Professional; Park and Shuttle Lot; and Utilities): Property located on the west side of Mission Road, south of Business 40/Highway 421 - Containing approximately 4.67 acres located in the SOUTHWEST WARD (Council Member Besse) - Zoning Docket W-3217. [Planning Board recommends approval of petition]

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

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

A motion was made by Council Member Besse, seconded by Council Member Leight, for 1) adoption of the Statement of Consistency set forth on page 87 of the agenda book, and 2) approval of W-3217, with the conditions amended tonight and agreed to by the petitioner.

The petitioner, Tim Dockery, Crown Companies, agreed to the amended conditions.

The motion carried unanimously.

5. RESOLUTION OF THE WINSTON-SALEM CITY COUNCIL REGARDING LEGISLATION INTRODUCED DURING THE 2014 LEGISLATIVE SESSION.

Angela Carmon, City Attorney, provided the staff report for this item.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

CLOSED SESSION

A motion was made by Council Member Montgomery, seconded by Council Member Clark, that the City Council go in to Closed Session pursuant to N.C.G.S. 143-318.11 to discuss the location or expansion of an industry and/or business within the City. The motion carried unanimously.

A motion was made by Council Member Taylor, seconded by Council Member Clark, to end Closed Session. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 9:39 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

June 16, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Council Member Jeff MacIntosh, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Rick Newnum

CONSENT AGENDA

Mayor Joines stated the Council would first consider the Consent Agenda, and asked if there were any items that needed to be removed for discussion. No items were removed.

A motion was made by Council Member Adams, seconded by Council Member Montgomery, to approve the Consent Agenda. The motion carried unanimously.

- C-1.** RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GIFT DEED OF LAND FROM THE CASTLESHIRE WOODS HOMEOWNERS ASSOCIATION - Property located at the intersection of Chelmsford Drive and Kittering Lane (NORTHEAST WARD). [Recommended by Community Development/Housing/General Government Committee.]
Approved by the Consent Vote.
- C-2.** RESOLUTION AUTHORIZING SUBMISSION OF EMERGENCY SOLUTIONS GRANT APPLICATION, ACCEPTANCE OF GRANT FUNDS, AND EXECUTION OF SUBGRANTEE AGREEMENTS. [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-3.** RESOLUTION GRANTING AN EXTENSION TO AN ORDINANCE ADOPTED ON OCTOBER 28, 2013 ORDERING THE DEMOLITION OF A DWELLING LOCATED AT 212 NORTH SPRING STREET (NORTHWEST WARD). [Recommended by

Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

- C-4.** RESOLUTION OF THE WINSTON-SALEM CITY COUNCIL, ACTING IN ITS REDEVELOPMENT CAPACITY, FORWARDING AN AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE OLD CHERRY NO. 2 REDEVELOPMENT AREA TO THE CITY-COUNTY PLANNING BOARD FOR ITS CONSIDERATION AND RECOMMENDATION (NORTH WARD). Public Hearing: July 21, 2014. [Recommended by Community Development/Housing/General Government Committee.]
Approved by the Consent Vote.
- C-5.** RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY TO SHARE A 2014 BYRNE JUSTICE ASSISTANCE GRANT PROGRAM AWARD. [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-6.** RESOLUTION AUTHORIZING THE WINSTON-SALEM POLICE DEPARTMENT TO APPLY FOR THE 2014 COMMUNITY ORIENTED POLICING SERVICES HIRING GRANT TO FUND TEN OFFICER POSITIONS. [Recommended by Finance and Public Safety Committees.]
Approved by the Consent Vote.
- C-7.** ORDINANCE AMENDING SECTION 42-122(f) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS - Woodcrest Drive (WEST WARD). [Recommended by Public Safety Committee.]
Approved by the Consent Vote.
- C-8.** RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH NOVANT HEALTH AND THE MOBILE DOC FOR THE PROVISION OF EMPLOYEE MEDICAL SERVICES. [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-9.** CONSIDERATION OF ITEMS REGARDING THE PROPOSED NOVEMBER 4, 2014 GENERAL OBLIGATION BOND REFERENDUM: Public Hearing: August 4, 2014. [Recommended by Finance Committee.]
- a.** RESOLUTION OF THE CITY COUNCIL DIRECTING THE PUBLICATION OF NOTICE OF INTENTION TO APPLY TO THE LOCAL GOVERNMENT

COMMISSION FOR APPROVAL OF BONDS.

Approved by the Consent Vote.

- b.** RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE CHIEF FINANCIAL OFFICER TO APPLY TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF THE CITY'S PROPOSED GENERAL OBLIGATION STREET AND SIDEWALK BOND FINANCING, GENERAL OBLIGATION PUBLIC SAFETY FACILITIES BOND FINANCING, GENERAL OBLIGATION PARKS AND RECREATION BOND FINANCING, GENERAL OBLIGATION HOUSING BOND FINANCING, AND GENERAL OBLIGATION ECONOMIC DEVELOPMENT BOND FINANCING AND TO SUBMIT SUCH APPLICATION TO THE LOCAL GOVERNMENT COMMISSION.
Approved by the Consent Vote.
- c.** RESOLUTION OF THE CITY COUNCIL MAKING CERTAIN STATEMENTS OF FACT CONCERNING PROPOSED BOND ISSUE.
Approved by the Consent Vote.
- C-10.** RESOLUTION AWARDED CONTRACT FOR CRS2L ASPHALT EMULSION CEMENT - Asphalt Emulsion Industries, LLC - \$132,300 (Estimated Amount). [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-11.** CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2013-2014 BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA: [Recommended by Finance Committee.]
- a.** ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2013-2014.
Approved by the Consent Vote.
- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.
Approved by the Consent Vote.
- C-12.** CONSIDERATION OF ITEMS RELATING TO THE FEDERAL TRANSIT ADMINISTRATION FUNDS FOR ENHANCEMENT MOBILITY FOR SENIORS AND INDIVIDUALS WITH DISABILITIES - SECTION 5310: [Recommended by Finance Committee.]
- a.** RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO GRANT AGREEMENTS WITH SUBRECIPIENTS AND PASS-THROUGH FEDERAL TRANSIT ADMINISTRATION FUNDS FOR JOB ACCESS

AND REVERSE COMMUTE (SECTION 5307) FUNDS FOR THE WINSTON-SALEM URBAN AREA.

Approved by the Consent Vote.

- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.

Approved by the Consent Vote.

- C-13.** CONSIDERATION OF ITEMS RELATING TO FEDERAL TRANSIT ADMINISTRATION FUNDS FOR JOB ACCESS REVERSE COMMUTE - SECTION 5307: [Recommended by Finance Committee.]

- a.** RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO GRANT AGREEMENTS WITH SUBRECIPIENTS AND PASS-THROUGH FEDERAL TRANSIT ADMINISTRATION FUNDS FOR ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES (SECTION 5310) FUNDS FOR THE WINSTON-SALEM URBAN AREA.

Approved by the Consent Vote.

- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.

Approved by the Consent Vote.

- C-14.** CONSIDERATION OF ITEMS RELATING TO THE 2014 FARMERS' MARKET PROGRAM GRANT: [Recommended by Finance Committee.]

- a.** RESOLUTION FOR APPROVAL TO SUBMIT THE 2014 FARMERS MARKET PROMOTION PROGRAM GRANT APPLICATION TO THE FEDERAL GOVERNMENT FOR FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- b.** RESOLUTION FOR APPROVAL TO SUBMIT THE 2014 FARMERS MARKET LOCAL FOOD PROMOTION PROGRAM GRANT APPLICATION TO THE FEDERAL GOVERNMENT FOR FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- C-15.** ORDINANCE AMENDING SECTION 2-135 OF THE CITY CODE PERTAINING TO THE QUORUM REQUIREMENT FOR COMMUNITY APPEARANCE COMMISSION MEETINGS. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

- C-16.** ORDINANCE AMENDING CHAPTER 38 OF THE CITY CODE ENTITLED

**“MISCELLANEOUS OFFENSES” TO INCORPORATE REQUIREMENTS
FOR THE USE OF A CITY-OWNED OR OPERATED SKATE PARK.**

[Recommended by Community Development/Housing/General
Government Committee.]

Approved by the Consent Vote.

**C-17. RESOLUTION REGARDING THE ELIGIBILITY OF THE FOLLOWING
PROPERTIES FOR THE NATIONAL REGISTER OF HISTORIC PLACES**

- Thurmond and Lucy Hanes Chatham House, 112 North Stratford Road
(WEST WARD), and the Reynolds Building, 51 East Fourth Street (EAST
WARD). [Recommended by Community Development/Housing/General
Government Committee.]

Approved by the Consent Vote.

C-18. CONSIDERATION OF ITEMS RELATING TO DECORATIVE STREETLIGHTING:

[Recommended by Public Works Committee.]

- a. RESOLUTION APPROVING AN AMENDMENT TO AN AGREEMENT
WITH BROOKBERRY FARM, LLC TO INSTALL AND MAINTAIN
ADDITIONAL DECORATIVE STREETLIGHTS IN BROOKBERRY FARM
(WEST WARD).**

Approved by the Consent Vote.

- b. RESOLUTION APPROVING AN AGREEMENT WITH STRATFORD
GREEN, LLC TO MAINTAIN DECORATIVE STREETLIGHTS IN
PIEDMONT ADVANTAGE BUSINESS PARK (SOUTHWEST WARD).**

Approved by the Consent Vote.

GENERAL AGENDA

**G-1. PUBLIC HEARING ON THE FISCAL YEAR 2014-2015 BUDGET FOR
THE CITY OF WINSTON-SALEM.**

Ben Rowe, Assistant City Manager, provided the staff report for this item.

Mayor Joines opened the Public Hearing.

Speakers:

Caroline Highsmith, 3335 Anderson Drive

Stephen McCarroll, 2654 London Lane

Mayor Joines closed the Public Hearing.

**G-2. ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE
CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL
YEAR 2014-2015.**

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve the Annual Appropriation and Tax Levy Ordinance for the City of Winston-Salem, North Carolina for the Fiscal Year 2014-2015, which sets the tax rate at 54 cents per \$100 of assessed value and a tax rate of 9 cents per \$100 of assessed value for property owners within the Downtown Winston-Salem Business Improvement District. The motion carried

G-3. PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2014-2015.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of the Project Budget Ordinance for the City of Winston-Salem, North Carolina for the Fiscal Year 2014-2015. The motion carried unanimously.

G-4. RESOLUTION APPROVING THE CAPITAL PLAN FOR FISCAL YEARS 2014-2015 THROUGH 2019-2020 AS A FINANCIAL PLANNING GUIDE.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of a Resolution Approving the Capital Plan for Fiscal Years 2014-2015 through 2019-2020 as a Financial Planning Guide. The motion carried unanimously.

G-5. RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY FOR GRANT FUNDS TO SUPPORT THE DISTRICT ATTORNEY'S DOMESTIC VIOLENCE UNIT.

A motion was made by Council Member Clark, seconded by Council Member Taylor, for approval of a Resolution Authorizing an Interlocal Agreement between the City of Winston-Salem and Forsyth County for Grant Funds to Support the District Attorney's Domestic Violence Unit. The motion carried unanimously.

G-6. RESOLUTION AMENDING THE PERSONNEL RESOLUTION OF THE CITY OF WINSTON-SALEM, MAKING CHANGES TO THE PAY PLAN AND OTHER POLICIES.

A motion was made by Council Member Clark, seconded by Council Member Taylor, for approval of a Resolution Establishing a Merit Pay Adjustment, a

Market Pay Adjustment, and an Increase in the Minimum Hourly Rate to \$10.10 for the Fiscal Year 2014-2015 as set forth in Item G-6, and amending Articles 1 through 3 of the City of Winston-Salem Personnel Resolution as set forth in the same item. The motion carried unanimously.

G-7. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF PECAN LANE (EAST WARD) – Petition of Cracker Barrel Old Country Store, Inc. [Recommended by Public Works Committee.]

Greg Turner, Assistant City Manager, provided the staff report for this item.

Mayor Joines opened the Public Hearing.

Speakers:

Michael Zielinski, 1045 Solomon Drive

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, to continue this item to the July 7, 2014 City Council Meeting. The motion carried unanimously.

- G-8. CONSIDERATION OF ITEMS RELATED TO FUNDING FOR NORTHWEST CHILD DEVELOPMENT CENTERS, INC.: [Finance Committee forwarded this item to Council with three in favor, none opposed and one abstaining.]**
- a. RESOLUTION AUTHORIZING FUNDING TO NORTHWEST CHILD DEVELOPMENT CENTERS, INC.**
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2013-2014.**
- A motion was made by Council Member Taylor, seconded by Council Member Montgomery, for approval of this item.**

Council Member Taylor amended his motion to include quarterly performance reviews.

The motion carried with the following vote:

- G-9. PUBLIC COMMENT PERIOD.**

Public Comment Period was heard.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:53 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

July 7, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Mayor Pro Tempore Denise D. Adams, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Steve Osborne

1. PUBLIC HEARING ON ZONING PETITION OF DATAMAX CORPORATION FROM LO TO LB-L (Arts and Crafts Studio; Retail Store; Banking and Financial Services; Offices; Services A; Recreation Services, Indoor; Recreation Facility, Public; Child Day Care Center; Church or Religious Institution, Neighborhood; Government Offices, Neighborhood Organization or Post Office; Library, Public; Limited Campus Uses; Museum or Art Gallery; Police or Fire Station; School, Vocational or Professional; Park and Shuttle Lot; and Utilities): Property located on the eastern terminus of Coliseum Plaza Court between Coliseum Drive and West Twenty-Fifth Street - Containing approximately 1.32 acres located in the NORTHWEST WARD (Council Member Macintosh) - Zoning Docket W-3220. [Planning Board recommends approval of the petition].

Mayor Joines stated the Council Member Clark needed to be excused from voting on this item.

A motion was made by Council Member Montgomery, seconded by Council Member Adams, to excuse Council Member Clark from voting on this item. The motion carried unanimously.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member MacIntosh.

A motion was made by Council Member MacIntosh, seconded by Council Member Taylor, for 1) adoption of the Statement of Consistency set for on page 29 of the

Agenda Book, and 2) approval of W-3220. The motion carried unanimously, with Council Member Clark being excused.

2. PUBLIC HEARING ON ZONING PETITION OF HABITAT FOR HUMANITY OF FORSYTH COUNTY FROM HB TO RS-7: Property located on the southeast corner of North Cherry Street and Twenty-Third Street - Containing approximately 0.26 acre located in the NORTH WARD (Council Member Adams) - Zoning Docket W-3221. [Planning Board recommends approval of the petition].

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to be heard for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member Adams.

A motion was made by Council Member Adams, seconded by Council Member Burke, for 1) adoption of the Statement of Consistency set forth on page 53 of the Agenda Book, and 2) approval of W-3221. The motion carried unanimously.

3. PUBLIC HEARING ON ZONING PETITION OF ELIZABETH ASHBY AND JOSEPH AND TIFFANY SCHMITZ FROM RS-9 TO AG-L (Adult Day Care Home; Agricultural Production, Livestock; Child Day Care, Small Home; Church or Religious Institution, Neighborhood; Police or Fire Station; Recreation Facility, Public; Residential Building, Single Family; Swimming Pool, Private; Church or Religious Institution, Community; Golf Course; Library, Public; Planned Residential Development; School, Private; School, Public; Utilities; Child Day Care, Large Home; Manufactured Home, Class A; Park and Shuttle Lot; and Access Easement, Private Off-Site): Property located on the north side of Yadkinville Road and west side of Flyntdale Road - Containing approximately 14.85 acres located in the NORTHWEST WARD (Council Member Macintosh) - Zoning Docket W-3222. [Planning Board recommends approval of the petition].

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member MacIntosh.

A motion was made by Council Member MacIntosh, seconded by Council Member Burke, for 1) adoption of the Statement of Consistency set forth on page 77 of the Agenda Book, and 2) approval of W-3222. The motion carried unanimously.

4. PUBLIC HEARING ON ZONING PETITION OF 2M ASSOCIATES, LLC FROM RS-9 AND GI TO GI: Property located at the southern terminus of Overdale Drive on the east side of US 52 - Containing approximately 35.88 acres located in the SOUTHEAST WARD (Council Member Taylor) - Zoning Docket W-3223. [Planning Board recommends approval of the petition].

A motion was made by Council Member Taylor, seconded by Council Member Burke, to continue W-3223 to the August 2, 2014 City Council Meeting. The motion carried unanimously.

5. PUBLIC HEARING ON ZONING PETITION OF FORSYTH COUNTY FROM IP TO CB: Property located on the southeast corner of Fifth Street and Spring Street - Containing approximately 1.54 acres located in the NORTHWEST WARD (Council Member Macintosh) - Zoning Docket W-3224. [Planning Board recommends approval of petition].

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member MacIntosh.

A motion was made by Council Member MacIntosh, seconded by Council Member Taylor, for 1) adoption of the Statement of Consistency set forth on page 125 of the Agenda Book, and 2) approval of W-3224.

Council Member Montgomery moved No Consideration. This item will be voted upon at the July 21, 2014 City Council Meeting.

6. PUBLIC HEARING ON ZONING PETITION OF BOLD W PROPERTIES, LLC FROM HB-S (Motor Vehicle, Repair and Maintenance) TO HB-L (Motor Vehicle, Repair and Maintenance; Motor Vehicle, Body or Paint Shop; Offices; Services A; Funeral Home; Storage Services, Retail; and Veterinary Services): Property located on the north side of South Park Boulevard and south side of Mill Drive, west of Brewer Road - Containing approximately 1.08 acres located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3225. [Planning Board recommends approval of petition].

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member Leight.

A motion was made by Council Member Leight, seconded by Council Member Clark, for 1) adoption of the Statement of Consistency set forth on page 147 of the Agenda Book, and 2) approval of W-3225. The motion carried unanimously.

7. PUBLIC HEARING ON ZONING PETITION OF NBKH, LLC AND CONSIDERATION OF FOUR FINDINGS OF FACT FOR A SPECIAL USE PERMIT FOR A TRANSMISSION TOWER IN A RS-9 ZONING DISTRICT: Property located on the northwest side of New Walkertown Road, across from Northampton Drive - Containing approximately 8.12 acres located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-3227. [Planning Board determined that this proposal addresses all applicable findings of fact and recommends approval of the petition, permit and approval of the site plan with staff recommendations.]

Mayor Joines stated this item would be a Quasi-Judicial hearing and read the applicable guidelines.

All those in attendance who will be giving testimony were sworn in.

Proponents:

Tom Johnson, Law Firm of Nexsen Pruet, 4141 Park Lake Avenue, Suite 200, Raleigh, NC

Michael Berkowitz, 1430 S Mint Street, Charlotte, NC

Opponents:

Zannie Brown, 125 Alice Street

Proponents' Rebuttal:

Tom Johnson

Graham Herring, 8052 Grey Oak Drive, Raleigh, NC

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

Council Member Taylor asked Mr. Brown if he would be okay with a monopine instead of the proposed monopole. Mr. Brown indicated yes.

Council Member Burke asked Mr. Brown if he heard what staff presented about the monopine being more conspicuous at times, and Mr. Brown stated he still thought the monopine would be a better choice.

Mayor Joines closed the Public Hearing.

At 8:17 p.m., a motion was made by Council Member Burke, seconded by Council Member Montgomery, to go into closed session, pursuant to N.C.G.S. 143-318.11(a)3 to seek legal advice and preserve the attorney-client privilege. The motion carried unanimously.

At 8:39 p.m., a motion was made by Council Member Taylor, seconded by Council Member Leight, to end closed session. The motion carried unanimously.

A motion was made by Council Member Burke, seconded by Council Member Adams, that 1) the City Council affirm the four findings as required by section 6 1.5(F) of the Unified Development Ordinance, and detailed on the first page of the Ordinance in the agenda packet, 2) the City Council approve the site plan that is included with this special use permit request, along with the conditions included in the special use permit and staff report, 3) the City Council approve the additional tree save condition as is set forth in the certification on page 181 of the Agenda Book, and 4) the City Council issue a special use permit to NBKH, LLC for a transmission tower in a RS9 zoning district, based upon the staff report, testimony, and evidence that the petition meets the requirements of the UDO. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Burke, Council Member Adams, and Council Member MacIntosh

Nay: Council Member Montgomery and Council Member Taylor

- 8. PUBLIC HEARING ON ZONING PETITION OF MELVIN SWISHER AND JAMES SWISHER AND CONSIDERATION OF FOUR FINDINGS OF FACT FOR A SPECIAL USE PERMIT FOR A TRANSMISSION TOWER IN A RS-9 ZONING DISTRICT: Property located at the northwest quadrant of US 421/Business 40 and Hastings Hill Road - Containing approximately 5.66 acres located in the EAST WARD (Council Member Montgomery) - Zoning Docket W-3228. [Planning Board determined that this proposal addresses all applicable findings of fact and recommends approval of the petition, permit and approval of the site plan with staff recommendations.]**

Mayor Joines stated this item would be a Quasi-Judicial hearing and read the applicable

guidelines.

All those in attendance who will be giving testimony were sworn in.

Proponents:

*Tom Johnson, Law Firm of Nexsen Pruet, 4141 Parklake Avenue, Suite 200,
Raleigh, NC*

Michael Berkowitz, 1430 S Mint Street, Charlotte, NC

No opposition was present.

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

Mayor Joines closed the Public Hearing.

A motion was made by Council Member Montgomery, seconded by Council Member Besse, that 1) the City Council affirm the four findings as required by section 6 1.5(F) of the Unified Development Ordinance, and detailed on the first page of the Ordinance in the agenda packet, 2) the City Council approve the site plan that is included with this special use permit request, along with the conditions included in the special use permit and staff report, and 3) the City Council issue a special use permit to Melvin Swisher and James Swisher for a transmission tower in a RS9 zoning district, based upon the staff report, testimony, and evidence that the petition meets the requirements of the UDO. The motion carried unanimously.

- 9. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF WHICKER BROTHERS FAMILY LIMITED PARTNERSHIP AND CONSIDERATION OF FOUR FINDINGS OF FACT FOR A SPECIAL USE PERMIT FOR A TRANSMISSION TOWER IN A RS-9 ZONING DISTRICT: Property located on the northwest side of Reidsville Road, north of Grover Street - Containing approximately 6.23 acres located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-3219. [Planning Board determined that this proposal addresses all applicable findings of fact and recommends approval of the petition, permit and approval of the site plan with staff recommendations. Item continued from the June 2, 2014 City Council Meeting.]

Mayor Joines stated this was a continuation of a Quasi-Judicial Hearing and invited all speakers to be sworn in.

All those in attendance who will be giving testimony were sworn in.

Paul Norby, Planning and Development Services Director, provided the staff report.

Proponents:

*Tom Johnson, Law Firm of Nexsen Pruet, 4141 Parklake Avenue, Suite 200,
Raleigh, NC*

No opposition was present.

Angela Carmon, City Attorney, clarified that the Winston-Salem Neighborhood Alliance President testimony from the previous meeting was not valid for this hearing. She further clarified what he could speak to and invited him to be sworn in if he wished to provide valid testimony.

Eric Bushnell, Winston-Salem Neighborhood Alliance President, was sworn in.

Opponents:

Eric Bushnell, 2113 Walker Road

A motion was made by Council Member Adams, seconded by Council Member Clark, to state that the Winston-Salem Neighborhood Alliance, as well as Mr. Bushnell, did not have standing to present testimony. The motion carried unanimously.

Mayor Joines closed the Public Hearing.

A motion was made by Council Member Burke, seconded by Council Member Taylor, that 1) the City Council affirm the four findings as required by section 6 1.5(F) of the Unified Development Ordinance, and detailed on the first page of the Ordinance in the agenda packet, 2) the City Council approve the site plan that is included with this special use permit request, along with the conditions included in the special use permit and staff report, 3) the City Council approve the additional conditions agreed to by the petitioner, which includes maintaining and installing type 4 buffer yard, as required by the UDO, and adhering to conditions regarding to a tree save, as set forth in the certification found on page 211 of the Agenda Book, and 4) the City Council issue a special use permit to Whicker Brothers Family Limited Partnership for a transmission tower in a RS9 zoning district, based upon the staff report, testimony, and evidence that the petition meets the requirements of the UDO. The motion carried unanimously.

- 10. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF BETHEL UNITED METHODIST CHURCH AND CONSIDERATION OF FOUR FINDINGS OF FACT FOR A SPECIAL USE PERMIT FOR A TRANSMISSION TOWER IN A RS-9 ZONING DISTRICT: Property located east of Griffith Road and west of Bethel Methodist Church Lane - Containing approximately 4.89 acres located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3218. [Planning Board determined that this proposal addresses all applicable findings of fact and recommends approval of the petition, permit and approval of the site plan with staff recommendations. Item continued from the June 2, 2014 City Council Meeting.]**

Mayor Joines stated this was a continuation of a Quasi-Judicial Hearing and invited all speakers to be sworn in.

All those in attendance who will be giving testimony were sworn in.

Proponents:

Tom Johnson, Law Firm of Nexsen Pruet, 4141 Parklake Avenue, Suite 200,

Raleigh, NC

Opponents:

Ginger Matthews, 485 Luzelle Drive

Mr. Johnson answered specific questions from Mrs. Matthews.

Mel Schlesinger, 1 Park Vista, Owner of 380 Luzelle Drive

Twana Wellman-Roebuck, 570 Oxford Street

Proponents' Rebuttal:

Tom Johnson

Opponents' Rebuttal:

Mel Schlesinger

Ginger Matthews

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

Mayor Joines closed the Public Hearing.

A motion was made by Council Member Leight, seconded by Council Member Adams, that 1) the City Council affirm the four findings as required by section 6 1.5(F) of the Unified Development Ordinance, and detailed on the first page of the Ordinance in the agenda packet, 2) the City Council approve the site plan that is included with this special use permit request, along with the conditions included in the special use permit and staff report, 3) the City Council approve the additional conditions agreed to by petitioner, which includes installing and maintaining the type four buffer yard, as required by the UDO, and adhering to conditions regarding tree save as set forth in the certification found on page 269 of the Agenda Book, and 4) the City Council issue a special use permit to Bethel United Methodist Church for a transmission tower in a RS9 zoning district, based upon the staff report, testimony, and evidence that the petition meets the requirements of the UDO. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Burke, Council Member Adams, and Council Member MacIntosh

Nay: Council Member Montgomery and Council Member Taylor

11. CONTINUATION OF PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF PECAN LANE (EAST WARD) – Petition of Cracker Barrel Old Country Store, Inc. [The public hearing on this item was continued by City Council at its June 16, 2014 meeting.]

Mayor Joines stated that the Public Hearing had been continued from the previous meeting, and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member Montgomery.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, that this Resolution be Approved. The motion carried

unanimously.

**12. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS/
REAPPOINTMENTS TO BOARDS AND COMMISSIONS:**

a. TOURISM DEVELOPMENT AUTHORITY

James Williams - Appointment (Category: Hotel-Motel General Manager) – Term Expiring October 2015

A motion was made by Council Member Burke, seconded by Council Member Adams, for Approval of this item. The motion carried unanimously.

b. FIREMEN'S RELIEF FUND/BOARD OF TRUSTEES

Carl J. Nutt - Reappointment - Term Expiring March 2018

A motion was made by Council Member Leight, seconded by Council Member Clark, for Approval of this item. The motion carried unanimously.

c. PLANNING BOARD

Melynda B. Dunigan - Appointment - Term Expiring February 2018

A motion was made by Council Member Leight, seconded by Council Member Besse, for Approval of this item. The motion carried unanimously.

d. UTILITY COMMISSION

Lewis Wesley Curtis, Jr. - Appointment - Term Expiring June 2019

A motion was made by Council Member Clark, seconded by Council Member Burke, for Approval of this item. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 10:11 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

July 21, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

Absent: Mayor Pro Tempore Denise D. Adams

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Vince Rega

RESOLUTION RECOGNIZING THE ONE-YEAR ANNIVERSARY OF
COMPASSIONATE WINSTON-SALEM

Council Member Leight presented the Resolution.

A motion was made by Council Member Burke, seconded by Council Member Taylor, for Approval of this Resolution. The motion carried unanimously.

PRESENTATION OF THE AMERICAN PLANNING ASSOCIATION'S DANIEL
BURNHAM AWARD FOR A COMPREHENSIVE PLAN

CONSENT AGENDA

Mayor Joines stated the Council would first consider the Consent Agenda, and asked if there were any items that needed to be removed for discussion. Item C-2 was removed.

A motion was made by Council Member Clark, seconded by Council Member Burke, to Approve the balance of the Consent Agenda. The motion carried unanimously.

C-1. CONSIDERATION OF ITEMS RELATING TO THE ACQUISITION/SALE OF
PROPERTY: [Recommended by Finance Committee.]

a. RESOLUTION AUTHORIZING THE SALE OF FEE SIMPLE RIGHT-OF-WAY AND
PERMANENT UTILITY EASEMENTS TO NORTH CAROLINA DEPARTMENT OF

TRANSPORTATION FOR IMPROVEMENTS TO THE BRIDGE OVER KERNERS MILL CREEK ON HASTINGS HILL ROAD, BETWEEN BUSINESS I-40 AND WEST MOUNTAIN STREET.

Approved by the Consent Vote.

- b. RESOLUTION AUTHORIZING A MODIFICATION OF THE EXISTING DEED RESTRICTION FOR PROPERTY PREVIOUSLY ACQUIRED BY MOUNT SINAI FULL GOSPEL DELIVERANCE CENTER (NORTHEAST WARD).

Approved by the Consent Vote.

- c. RESOLUTION AUTHORIZING ACQUISITION OF PROPERTIES FOR REYNOLDS PARK ROAD BRIDGE REPLACEMENT PROJECT BY DEED OR CONDEMNATION - Various lots located on Reynolds Park Road, Peachtree Street, and Martin Luther King, Jr. Drive, as well as the Railway Line.

Approved by the Consent Vote.

- d. RESOLUTION AUTHORIZING ACQUISITION OF EASEMENTS FOR TWENTY-EIGHTH STREET DRAINAGE/SEWER/WATER IMPROVEMENT PROJECT BY DEED (NORTHEAST WARD) - Various lots on Ivy Avenue, Twenty-Fifth Street, and Twenty-Seventh Street.

Approved by the Consent Vote.

- e. RESOLUTION AUTHORIZING ACQUISITION OF PROPERTY AT 1115 EDGEBROOK DRIVE AS PART OF A 70/30 PRIVATE PROPERTY DRAINAGE PROJECT (NORTH WARD).

Approved by the Consent Vote.

- C-3. ORDINANCE ORDERING THE COMMUNITY AND BUSINESS DEVELOPMENT DEPARTMENT OF THE CITY OF WINSTON-SALEM TO REMOVE OR DEMOLISH STRUCTURE UNFIT FOR HUMAN HABITATION AND, OTHERWISE, TO EFFECTUATE THE PURPOSE OF CHAPTER 10, ARTICLE V OF THE WINSTON-SALEM CITY CODE: Repairs more than 65% of value of structure (>65). [Recommended by Community Development/Housing/General Government Committee.]

- a. Ella B. Green - 608 E. 27th Street

Approved by the Consent Vote.

- b. Frances C. Dehart - 5015 Old Rural Hall Road

Approved by the Consent Vote.

- c. Derrick Selwyn Rolle - 1412 E. 25th Street - Accessory Bldg.

Approved by the Consent Vote.

- C-4. ORDINANCE AMENDING SECTION 42-122(f) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS ON CITY STREETS (SOUTHWEST, NORTHWEST AND SOUTH WARDS) - Southview Drive; Robinhood Circle; Wendover Circle; and Neighborhood Limits: Hampton Hall Lane, Hogan Point Court, Hogan Point Drive, and Hogan Lane. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

- C-5. CONSIDERATION OF ITEMS RELATING TO CONTRACTS: [Recommended by Finance Committee.]

- a. RESOLUTION AWARDED CONTRACT FOR QUARRY PRODUCTS - Vulcan Construction Materials, LP - \$489,010.30 (Estimated Amount).

Approved by the Consent Vote.

- b. RESOLUTION AWARDED PURCHASE ORDER FOR DODGE CHARGER POLICE PURSUIT VEHICLES - Horace G. Ilderton, LLC - \$911,400.

Approved by the Consent Vote.

- C-6. CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2014-2015 BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA: [Recommended by Finance Committee.]

- a. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- C-7. CONSIDERATION OF ITEMS RELATING TO JOB ACCESS AND REVERSE COMMUTE (JARC) FUNDS-SECTION 5316 FOR THE WINSTON-SALEM URBAN AREA: [Recommended by Finance Committee.]

- a. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO GRANT AGREEMENTS WITH SUB-RECIPIENTS AND PASS-THROUGH FEDERAL TRANSIT ADMINISTRATION FUNDS FOR JOB ACCESS AND REVERSE COMMUTE (JARC) FUNDS-SECTION 5316 FOR THE WINSTON-SALEM URBAN

AREA.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- C-8. CONSIDERATION OF ITEMS RELATING TO THE CLEMMONSVILLE ROAD WIDENING PROJECT: [Recommended by Finance Committee.]

- a. RESOLUTION AUTHORIZING A CHANGE ORDER TO LARCO CONSTRUCTION, A DIVISION OF BRANSCOME, INC., FOR \$250,000 FOR WORK ON THE WEST CLEMMONSVILLE ROAD WIDENING PROJECT.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- C-9. RESOLUTION APPROVING TWO ADDITIONAL SIDEWALK SECTIONS TO BE INSTALLED WITH THE AVAILABLE SAFE ROUTES TO SCHOOL SIDEWALK FUNDS (SOUTHWEST AND NORTH WARDS). [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-10. RESOLUTION ADOPTING A MODIFICATION TO THE SIDEWALK RANKING CRITERIA FORM. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-11. RESOLUTION ACCEPTING A NORTH CAROLINA CLEAN WATER STATE REVOLVING FUND LOAN ASSOCIATED WITH THE MUDDY CREEK WASTEWATER TREATMENT PLANT CONSOLIDATED PUMPING STATION. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-12. RESOLUTION AUTHORIZING THE ABANDONMENT OF A PORTION OF A SANITARY SEWER EASEMENT FOR THE VEST MILL ROAD OUTFALL (SOUTHWEST WARD) - Located off Hanes Mall Boulevard. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-13.** RESOLUTION AUTHORIZING EXECUTION OF AN ENCROACHMENT AGREEMENT WITH THE ALLERTON PLACE ASSOCIATION, INC. (NORTHWEST WARD). [Recommended by Public Works Committee.]
Approved by the Consent Vote.
- C-14.** RESOLUTION DECLARING CERTAIN CITY-OWNED EQUIPMENT SURPLUS AND AUTHORIZING THE SALE THEREOF. [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-2.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(1) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs less than 50% of value of structure (<50) six months. [Recommended by Community Development/Housing/General Government Committee.]
- a.** Juan Jose Sanchaz and Felicia D. Vargas - 805 Moravia Street
- b.** Pamela A. Carson - 929 Aureole Street
- c.** Emmanuel Reyes and Jaime Antonio - 1536 Pleasant Street
- A motion was made by Council Member Taylor, seconded by Council Member Montgomery, for Approval of Items C-2 a, b, and c. The motion carried unanimously.**
- d.** Bonnie Louise Gantt - 2715 N. Patterson Avenue
Approved by the Consent Vote.
- e.** ASAP Property Management, LLC - 4089 Ogburn Avenue
Approved by the Consent Vote.

GENERAL AGENDA

- G-1.** CONSIDERATION OF ITEMS RELATING TO AN AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE OLD CHERRY NO. 2 REDEVELOPMENT AREA (NORTH WARD):
- a.** PUBLIC HEARING ON RESOLUTION OF THE WINSTON-SALEM CITY COUNCIL ACCEPTING THE RECOMMENDATION OF THE CITY-COUNTY PLANNING BOARD AND APPROVING AN AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE OLD CHERRY NO. 2 REDEVELOPMENT

AREA. [Recommended by Community Development/Housing/General Government Committee.]

Mayor Joines opened the Public Hearing.

Speakers:

Sylvia Oberle, Executive Director of Habitat for Humanity, 845 Sylan Road

Mayor Joines closed the Public Hearing.

A motion was made by Council Member Taylor, seconded by Council Member Burke, for Approval of this item. The motion carried unanimously.

- b. PUBLIC HEARING ON ZONING PETITION OF HABITAT FOR HUMANITY FOR PROPERTY OWNED BY MID-STATE MANAGEMENT, INC., CAPITAL BANK NATIONAL ASSOCIATION, CITY OF WINSTON-SALEM, AND CONTRACT OFFICE FURNISHINGS FROM RS-7, RS-Q, RM-18 AND HB-S TO HB-S (Arts and Crafts Studio; Building Materials Supply; Furniture and Home Furnishings Store; Building Contractors, General; Offices; Services A; Services B; Storage Services, Retail; Warehousing; Hotel/Motel; and Institutional/Vocational Training Facility): Property located on the northeast corner of University Parkway and Fourteenth Street and on the west side of North Cherry Street - Containing approximately 2.50 acres located in the NORTH WARD (Council Member Adams) - Zoning Docket W-3226). [Planning Board recommends approval of the petition and approval of the site plan with staff recommendations.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member Burke,

A motion was made by Council Member Burke, seconded by Council Member Taylor, for 1) adoption of the Statement of Consistency set forth on page 45 of the Agenda Book, 2) approval of the Site Plan, and 3) approval of W-3226. The motion carried unanimously.

- c. RESOLUTION AUTHORIZING THE CONVEYANCE OF CERTAIN CITY-OWNED PROPERTY TO HABITAT FOR HUMANITY OF FORSYTH COUNTY, INC. AS A NON-PROFIT ENTITY CARRYING OUT A PUBLIC PURPOSE AS PERMITTED BY N.C.G.S. 160A-279 - Lots located at 1408 and 1410 N. Cherry Street. [Recommended by Finance Committee.]

A motion was made by Council Member Clark, seconded by Council Member Burke, for Approval of this Resolution. The motion carried unanimously.

- d. RESOLUTION AUTHORIZING FUNDING TO HABITAT FOR HUMANITY OF FORSYTH COUNTY, INC. FOR SITE IMPROVEMENTS IN THE OLD CHERRY #2 REDEVELOPMENT AREA. [Recommended by Finance Committee.]

A motion was made by Council Member Clark, seconded by Council Member Taylor, for Approval of this Resolution. The motion carried unanimously.

G-2. CONTINUATION OF CONSIDERATION OF ZONING PETITION OF FORSYTH COUNTY FROM IP TO CB: Property located on the southeast corner of Fifth Street and Spring Street - Containing approximately 1.54 acres located in the NORTHWEST WARD (Council Member Macintosh) - Zoning Docket W-3224. [Planning Board recommends approval of petition. This item received a vote of No Consideration at the July 7, 2014 City Council Meeting.]

A motion was made by Council Member MacIntosh, seconded by Council Member Burke, for 1) adoption of the Statement of Consistency as set forth on page 81 of the Agenda Book, and 2) approval of W-3224. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Burke, Council Member MacIntosh, and Council Member Taylor

Nay: Council Member Montgomery

G-3. CONSIDERATION OF ITEMS REGARDING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA: [Recommended by Finance Committee.]

a. INTRODUCTION OF BOND ORDERS:

Lisa Saunders, Chief Financial Officer, provided the staff report for items G-3 and G-4.

The City Secretary read the Bond Orders into the Record.

b. RESOLUTION REGARDING BOND ORDERS AUTHORIZING THE ISSUANCE OF \$42,350,000 GENERAL OBLIGATION STREET AND SIDEWALK BONDS; THE ISSUANCE OF \$31,000,000 GENERAL OBLIGATION PUBLIC SAFETY FACILITIES BONDS; THE ISSUANCE OF \$30,850,000 GENERAL OBLIGATION PARKS AND RECREATION BONDS; THE ISSUANCE OF \$10,000,000 GENERAL OBLIGATION HOUSING BONDS; THE ISSUANCE OF \$25,000,000 GENERAL OBLIGATION ECONOMIC DEVELOPMENT BONDS; SETTING A PUBLIC HEARING THEREON; AND DIRECTING PUBLICATION OF NOTICE OF SAID PUBLIC HEARING. Public Hearing: August 4, 2014.

A motion was made by Council Member Clark, seconded by Council Member Leight, for Approval of this Resolution. The motion carried unanimously.

G-4. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA, AUTHORIZING THE NEGOTIATION OF AN AMENDMENT TO AN INSTALLMENT PURCHASE CONTRACT, DIRECTING THE PUBLICATION OF NOTICE WITH RESPECT THERETO AND PROVIDING FOR CERTAIN OTHER RELATED MATTERS. Public Hearing: August 4, 2014. [Recommended by Finance Committee.]

A motion was made by Council Member Clark, seconded by Council Member Burke, for Approval of this Resolution. The motion carried unanimously.

G-5. MAYOR PRO TEMPORE BURKE'S RECOMMENDATION FOR REAPPOINTMENT

TO THE PIEDMONT TRIAD AIRPORT AUTHORITY

William Mark Moore, III - Term Expiring August 2016

A motion was made by Council Member Leight, seconded by Council Member Taylor, for Approval of this item. The motion carried unanimously.

G-6. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:49 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

August 4, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Mayor Pro Tempore Denise D. Adams, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Steve Osborne

PRESENTATION REGARDING THE PIEDMONT TRIAD AIRPORT AUTHORITY

William Mark Moore, III, 3478 Grandview Crossing Lane, Pfafftown, gave the presentation on behalf of the Piedmont Triad Airport Authority.

PRESENTATION OF THE COMMUNITY APPEARANCE COMMISSION'S 2013 ANNUAL REPORT

Steve Zorn, Chair, presented on behalf of the Community Appearance Commission.

- 1. PUBLIC HEARING ON ZONING PETITION OF THE CITY MANAGER'S OFFICE FOR PROPERTY OWNED BY ALLERTON PLACE ASSOCIATION, INC. FROM RM5-S TO SITE PLAN AMENDMENT:** Property located on the east side of Gatehouse Road, north of Petree Road - Containing approximately 1.60 acres located in the NORTHWEST WARD (Council Member MacIntosh) - Zoning Docket W-3229. [Planning Board recommends approval of petition and site plan with staff recommendations.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member MacIntosh.

A motion was made by Council Member MacIntosh, seconded by Council Member, for 1) adoption of the Statement of Consistency as set forth on page 23 of the Agenda Book, 2) approval of the site plan amendment, and 3) approval of W-3229. The motion carried unanimously.

- 2. PUBLIC HEARING ON ZONING PETITION OF R.S. PARKER HOMES FOR PROPERTY OWNED BY CAPITAL BANK NATIONAL ASSOCIATION FROM RS-9-S (Planned Residential Development) TO RS-9: Property located south of Reynolda Road and north of Wedge Drive - Containing approximately 3.84 acres located in the NORTHWEST WARD (Council Member MacIntosh) - Zoning Docket W-3230). [Planning Board recommends approval of petition.]

Mayor Joines opened the Public Hearing.

Proponents:

Justin Mendenhall, 502 Hickory Ridge Drive, Greensboro, NC

Opponents:

Susan McClamb, Wedge Drive

Proponents' Rebuttal:

Justin Mendenhall

Opponents' Rebuttal:

Susan McClamb

Mayor Joines left the Public Hearing opened, and recognized Council Member MacIntosh.

A motion was made by Council Member MacIntosh, seconded by Council Member Taylor, to continue W-3230 to Tuesday, September 2, 2014. The motion carried unanimously.

- 3. PUBLIC HEARING ON ZONING PETITION OF GARY AND JILL KNIGHT FROM RS-9 TO LO-S (Offices): Property located on the southwest side of Reynolda Road, north of Polo Road - Containing approximately 1.56 acres located in the NORTHWEST WARD (Council Member MacIntosh) - Zoning Docket W-3232. [Planning Board recommends approval of the petition and approval of the site plan with staff recommendations.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing and recognized Council Member MacIntosh.

A motion was made by Council Member MacIntosh, seconded by Council Member Adams, for 1) adoption of the Statement of Consistency as set forth on page 69 of the Agenda Book, 2) approval of the site plan, and 3) approval of W-3232. The motion carried unanimously.

- 4. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF 2M ASSOCIATES, LLC FROM RS-9 AND GI TO GI: Property located at the southern terminus of Overdale Drive on the east side of US 52 - Containing approximately 35.88 acres located in the SOUTHEAST WARD (Council Member Taylor) - Zoning Docket W-3223. [Planning Board recommends approval of the petition. This item was

continued from the July 7, 2014 City Council Meeting.]

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

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, for 1) adoption of the Statement of Consistency as set forth on page 93 of the Agenda Book, and 2) approval of W-3223. The motion carried unanimously.

5. CONSIDERATION OF ITEMS RELATED TO THE PROPOSED GENERAL OBLIGATION BOND REFERENDUM:

Ben Rowe, Assistant City Manager, provided the staff report for this item.

a. PUBLIC HEARING AND CONSIDERATION OF BOND ORDER AUTHORIZING THE ISSUANCE OF \$42,350,000 GENERAL OBLIGATION STREET AND SIDEWALK BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to open the Public Hearing. The motion carried unanimously.

Speakers:

Jack Fisher, 3408 Mill Run Lane, Pfafftown, NC

Carolyn Highsmith, 3335 Anderson Drive

Robert Leak III, 1227 Hart Street

JoAnne Allen, PO Box 284

A motion was made by Council Member Montgomery, seconded by Council Member Leight, to close the Public Hearing. The motion carried unanimously.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve this item. The motion carried unanimously.

b. PUBLIC HEARING AND CONSIDERATION OF BOND ORDER AUTHORIZING THE ISSUANCE OF \$31,000,000 GENERAL OBLIGATION PUBLIC SAFETY FACILITIES BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to open the Public Hearing. The motion carried unanimously.

Speakers:

Apostle T. Sackcloth, 3100 Patterson Avenue

A motion was made by Council Member Leight, seconded by Council Member Adams, to close the Public Hearing. The motion carried unanimously.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve this item. The motion carried unanimously.

- c. PUBLIC HEARING AND CONSIDERATION OF BOND ORDER AUTHORIZING THE ISSUANCE OF \$30,850,000 GENERAL OBLIGATION PARKS AND RECREATION BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

A motion was made by Council Member Adams, seconded by Council Member Leight, to open the Public Hearing. The motion carried unanimously.

Speakers:

Elizabeth Coin, 214 N Hawthorne Road

Apostle T. Sackcloth, 3100 Patterson Avenue

Carly Williams, 1001 Glencairn Road

A motion was made by Council Member Taylor, seconded by Council Member Adams, to close the Public Hearing. The motion carried unanimously.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- d. PUBLIC HEARING AND CONSIDERATION OF BOND ORDER AUTHORIZING THE ISSUANCE OF \$10,000,000 GENERAL OBLIGATION HOUSING BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to open the Public Hearing. The motion carried unanimously.

Speakers:

Apostle T. Sackcloth, 3100 Patterson Avenue

Robert Leak III, 1227 Hart Street

A motion was made by Council Member Adams, seconded by Council Member Leight, to close the Public Hearing. The motion carried unanimously.

A motion was made by Council Member Clark, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

- e. PUBLIC HEARING AND CONSIDERATION OF BOND ORDER AUTHORIZING THE ISSUANCE OF \$25,000,000 GENERAL OBLIGATION ECONOMIC DEVELOPMENT BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

A motion was made by Council Member Leight, seconded by Council Member Adams, to open the Public Hearing. The motion carried unanimously.

Speakers:

Apostle T. Sackcloth, 3100 Patterson Avenue

A motion was made by Council Member Adams, seconded by Council Member

Leight, to close the Public Hearing. The motion carried unanimously.

A motion was made by Council Member Clark, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

- f. RESOLUTION SETTING A SPECIAL BOND REFERENDUM AND DIRECTING THE PUBLICATION OF NOTICE OF A SPECIAL BOND REFERENDUM AND NOTIFICATION OF THE FORSYTH COUNTY BOARD OF ELECTIONS. Bond Referendum: November 4, 2014.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

6. CONSIDERATION OF ITEMS RELATING TO AN INSTALLMENT PURCHASE CONTRACT:

- a. PUBLIC HEARING AND RESOLUTION OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA, APPROVING AN AMENDMENT TO AN INSTALLMENT PURCHASE CONTRACT WITH THE NORTH CAROLINA MUNICIPAL LEASING CORPORATION TO FINANCE CERTAIN FACILITIES AND CAPITAL ASSETS AND RELATED MATTERS.

Ben Rowe, Assistant City Manager, provided the staff report for this item.

Mayor Joines opened the Public Hearing.

Speakers:

Apostle T. Sackcloth, 3100 Patterson Avenue

Mayor Joines closed the Public Hearing.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

A motion was made by Council Member Clark, seconded by Council Member Taylor, for approval of Items 6 a and b. The motion carried unanimously.

7. MAYOR JOINES' RECOMMENDATIONS FOR REAPPOINTMENTS TO BOARDS AND COMMISSIONS:

- a. ZONING BOARD OF ADJUSTMENT

Gregory C. Hairston - Reappointment - Term Expiring September 2017

Stan Przybylowicz - Reappointment - Term Expiring September 2017

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- b. CREATIVE CORRIDORS DESIGN REVIEW COMMITTEE

David Finn - Reappointment - Term Expiring July 2018

Dianne Caesar - Reappointment - Term Expiring July 2018

William A. Davis, II - Reappointment - Term Expiring July 2018

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

c. HISTORIC RESOURCES COMMISSION

Langdon Oppermann - Reappointment - Term Expiring June 2018

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

CLOSED SESSION

At 9:24 p.m., motion was made by Council Member Burke, seconded by Council Member Adams, that the City Council go into Closed Session, pursuant to N.C.G.S. 143-318.11(a)5 to provide instructions to staff in negotiating the purchase price and other material contract terms for the purchase of a) property owned by HSBC USA National Association Trust, located at 2423 Reynolda Road, for a possible fire station site expansion, and b) part of three vacant lots owned by Lawrence E. Danner, located on Jonestown Road and identified as part of several tax pins, including tax pin 6804-33-3991, for a possible police district site. The motion carried unanimously.

At 9:37 p.m., a motion was made by Council Member Taylor, seconded by Council Member Montgomery to end Closed Session. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 9:37 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING**

**Council Chambers
101 N. Main Street
August 18, 2014**

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

Absent: Council Member Molly Leight

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Carla Yandell

CONSENT AGENDA

Mayor Joines stated the Council would first consider the Consent Agenda. He noted that staff requested item C-7 be sent back to the Finance Committee, and asked if there were any other items that needed to be removed for discussion. Items C-1 and C-3 were removed.

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of the balance of the Consent Agenda. The motion carried unanimously.

C-2. RESOLUTION AUTHORIZING ACQUISITION OF PROPERTY AT 2423 REYNOLDA ROAD FOR FUTURE REPLACEMENT OF FIRE STATION NUMBER EIGHT CURRENTLY LOCATED AT 2417 REYNOLDA ROAD (NORTHWEST WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-4. ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(1) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs less than 50% of value of structure (<50) six months. [Recommended by Community Development/Housing/

General Government Committee.]

- a. Birdinista Properties, LLC - 1645 E. Ashley School Circle (NORTHEAST WARD)
Approved by the Consent Vote.
 - b. Care Investments, LLC - 2110 Cole Road (SOUTHEAST WARD)
Approved by the Consent Vote.
 - c. Steve Hurst - 4181 Winnipeg Street (NORTHEAST WARD)
Approved by the Consent Vote.
 - d. Dwight Sluder - 4615 Circle Drive (NORTHEAST WARD)
Approved by the Consent Vote.
- C-5.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(2) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs more than 50% of value of structure (>50) six months. [Recommended by Community Development/Housing/General Government Committee.]
- a. Della Robbins, Heirs - 875 W. Twelfth Street (NORTH WARD)
Approved by the Consent Vote.
 - b. Alan T. and Anita B. Grizzard - 2808 Manchester Street (NORTHEAST WARD)
Approved by the Consent Vote.
- C-6.** ORDINANCE ORDERING THE COMMUNITY AND BUSINESS DEVELOPMENT DEPARTMENT OF THE CITY OF WINSTON-SALEM TO REMOVE OR DEMOLISH STRUCTURE UNFIT FOR HUMAN HABITATION AND, OTHERWISE, TO EFFECTUATE THE PURPOSE OF CHAPTER 10, ARTICLE V OF THE WINSTON-SALEM CITY CODE: Repairs more than 65% of value of structure (>65). [Recommended by Community Development/Housing/General Government Committee.]
- a. Laura S. Brown - 850 W. Twelfth Street (NORTH WARD)
Approved by the Consent Vote.
- C-8.** CONSIDERATION OF ITEMS RELATED TO THE 2014 GOVERNOR'S HIGHWAY SAFETY PROGRAM GRANT FUNDING: [Recommended by Finance and Public Safety Committees.]
- a. RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT FROM THE NORTH CAROLINA GOVERNOR'S HIGHWAY SAFETY PROGRAM FOR FIFTH YEAR

FUNDING OF THE FORSYTH COUNTY JOINT DWI TASK FORCE AND AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM, THE COUNTY OF FORSYTH, AND THE TOWN OF KERNERSVILLE TO ACCEPT GRANT FUNDING AND EXECUTION OF A MUTUAL ASSISTANCE AGREEMENT BETWEEN THE SAME PARTIES FOR CONTINUED IMPLEMENTATION OF THE DWI JOINT TASK FORCE. [Receipt of \$121,500.]

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- c. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2014-2015.

[Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-9. ORDINANCE AMENDING SECTION 42-122(f) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS - Country Lane (EAST WARD).

[Recommended by Public Safety Committee.]

Approved by the Consent Vote.

- C-10. RESOLUTION AUTHORIZING THE NAMING OF THE MULTI-PURPOSE FIELD AT FAIRVIEW PARK. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

- C-11. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH BLUE CROSS/BLUE SHIELD OF NORTH CAROLINA TO ADMINISTER THE CITY'S HEALTH INSURANCE PLAN. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-12. CONSIDERATION OF ITEMS RELATING TO CONTRACTS: [Recommended by Finance Committee)

- a. RESOLUTION AWARDED A CONTRACT FOR BRIDGE REPAIRS AT WINSTON LAKE GOLF COURSE (EAST WARD) - Structure Services, Inc. - \$113,500.

Approved by the Consent Vote.

- b. RESOLUTION AWARDED A CONTRACT FOR KITCHEN RENOVATIONS AT

FIRE STATION #1 (NORTH WARD) - Heacock Construction Co., LLC - \$138,843.

Approved by the Consent Vote.

- c. RESOLUTION AWARDED CONTRACT FOR PURCHASE OF TWO REAR LOADING REFUSE TRUCKS UNDER THE BID PROCEDURE WAIVER OF N.C.G.S.143-129(G) - Carolina Environmental Systems, Inc. - \$342,782.

Approved by the Consent Vote.

- d. RESOLUTION AWARDED CONTRACT FOR PURCHASE OF FOUR SIDE LOADING REFUSE TRUCKS - Carolina Environmental Systems, Inc. - \$955,200.

Approved by the Consent Vote.

- e. RESOLUTION AWARDED CONTRACT FOR PURCHASE OF SEVEN KNUCKLE BOOM GRAPPLE LOADER TRUCKS - White's Tractor and Truck Companies, LLC - \$986,797.

Approved by the Consent Vote.

- C-13. RESOLUTION ACCEPTING THE FISCAL YEAR 2014 ANNUAL TAX SETTLEMENT AND ADOPTION OF AN ORDER TO COLLECT CURRENT TAXES FOR 2014 (FISCAL YEAR 2014-2015) AND DELINQUENT TAXES FROM 2005 THROUGH 2013. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-14. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- C-15. CONSIDERATION OF ITEMS RELATED TO A CHANGE ORDER FOR RESURFACING CITY STREETS: [Recommended by Finance Committee.]

- a. RESOLUTION AUTHORIZING A CHANGE ORDER TO LARCO CONSTRUCTION, A DIVISION OF BRANSCOME, INC., FOR \$712,821.96 FOR RESURFACING CITY STREETS.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- C-16. ORDINANCE RENAMING A "DISCONNECTED SEGMENT OF HASTINGS HILL ROAD" TO "HASTINGS HILL LANE" - East Ward. [Recommended by Public Works

Committee.]

Approved by the Consent Vote.

C-17. RESOLUTION ADOPTING THE PROPOSED LISTING OF BOND PACKAGE PROJECTS FOR STREET RESURFACING. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

C-18. RESOLUTION ADOPTING THE PROPOSED LIST OF BOND PACKAGE PROJECTS FOR SIDEWALK CONSTRUCTION AND REPAIRS. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

C-19. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A SOFTWARE MAINTENANCE AGREEMENT WITH ECONOLITE CONTROL PROJECTS, INC. FOR THE TRAFFIC SIGNAL SYSTEM SOFTWARE. [Recommended by Finance and Public Works Committees.]

Approved by the Consent Vote.

C-20. RESOLUTION APPROVING AN AGREEMENT WITH EA ENGINEERING, SCIENCE, AND TECHNOLOGY, INC. FOR WORK MANAGEMENT AND COMMUNITY DEVELOPMENT SOFTWARE AND SERVICES. [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-21. ORDINANCE AMENDING CHAPTERS 2, 10, 22, 34, 38, 42, 46, 50 AND 74 OF THE CITY CODE MAKING TECHNICAL CORRECTIONS. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

C-22. RESOLUTION AUTHORIZING CREATION OF THE COMMISSION ON ENDING HOMELESSNESS AND EXECUTION OF A CHARTER CREATING THE WINSTON-SALEM/FORSYTH COUNTY CONTINUUM OF CARE. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

C-23. RESOLUTION APPROVING A MEMBERSHIP AGREEMENT WITH NORTH CAROLINA 811, INC. FOR NOTIFICATION SERVICES RELATED TO UNDERGROUND UTILITY LOCATION REQUESTS. [Recommended by Finance

and Public Works Committees.]

Approved by the Consent Vote.

- C-24.** RESOLUTION DIRECTING FILING OF PRELIMINARY ASSESSMENT ROLL, FIXING TIME OF MEETING TO HEAR OBJECTIONS, AND DIRECTING PUBLICATION OF NOTICE OF MEETING RELATING TO THE DEMOLITION OF HOUSING UNFIT FOR HUMAN HABITATION. Public Hearing: September 15, 2014.
Approved by the Consent Vote.

- C-7.** RESOLUTION APPROVING AN APPLICATION FOR NORTH CAROLINA CLEAN WATER STATE REVOLVING FUND LOANS ASSOCIATED WITH A POWER GENERATION SYSTEM AT MUDDY CREEK WASTEWATER TREATMENT PLANT. [Recommended by Finance Committee.]

This item was pulled by staff to be sent back to the Finance Committee.

- C-1.** RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY BY PRIVATE SALE (N.C.G.S. 160A-279) TO THE GOLER COMMUNITY DEVELOPMENT CORPORATION AND FINANCING THE SALE OF THE LAND. [Recommended by Finance and Community Development/Housing/General Government Committees.]

Council Member Montgomery pulled this item.

Derwick Paige, Assistant City Manager, provided the staff report for this item.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

- C-3.** CONSIDERATION OF ITEMS RELATING TO A LOAN TO THE HOUSING AUTHORITY OF WINSTON-SALEM: [Recommended by Finance Committee.]

- a.** RESOLUTION AUTHORIZING A LOAN TO THE HOUSING AUTHORITY OF WINSTON-SALEM FOR THE FORMER BROWN ELEMENTARY SCHOOL (EAST WARD).

- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Council Member Montgomery pulled this item.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

GENERAL AGENDA

- G-1.** RESOLUTION AUTHORIZING FINAL PAYMENT FOR THE KINGSTON ROAD CULVERT REPLACEMENT CONTRACT. [Finance Committee forwarded this item to Council with three in favor, none opposed and one abstaining.]

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

G-2. RESOLUTION APPROVING A SUPPLEMENTAL ENGINEERING AGREEMENT WITH STIMMEL ASSOCIATES, PA TO COMPLETE A STREETScape MASTER PLAN AND DESIGN SPECIFICATIONS FOR THE BUSINESS 40 (US 421) CORRIDOR, FROM WEST FOURTH STREET TO EAST OF CHURCH STREET. [Finance Committee forwarded this item to Council with two in favor, none opposed and two abstaining. Public Works Committee forwarded this item to Council with three in favor, none opposed and one abstaining.]

A motion was made by Council Member Besse, seconded by Council Member Clark, for approval of this item. The motion carried unanimously.

G-3. RESOLUTION REVISING THE ON-STREET PARKING POLICY. [Public Works Committee forwarded this item to Council with three in favor, none opposed and one abstaining.]

A motion was made by Council Member Besse, seconded by Council Member Clark, for approval of this item.

A substitute motion was made by Council Member Taylor, seconded by Council Member Montgomery, to approve this item as amended.

Council Member Taylor withdrew his substitute motion.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to send this item back to the Public Works Committee. The motion carried with the following vote:

Aye: Council Member Clark, Council Member Besse, Council Member Burke, Council Member Adams, Council Member MacIntosh, and Council Member Taylor

Nay: Council Member Montgomery

G-4. RESOLUTION AUTHORIZING THE AMENDMENT OF TERMS OF LEASES OF CITY-OWNED PROPERTY TO WS DASH, LLC.

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

G-5. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

CLOSED SESSION.

A motion was made by Council Member MacIntosh, seconded by Council Member Adams, for the City Council to go into Closed Session, pursuant to NCGS 143-318.11(a)4 to discuss the location or expansion of an industry and/or business within the City. The motion carried unanimously.

A motion was made by Council Member Burke, seconded by Council Member Adams, to end Closed Session. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:09 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

September 2, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Mayor Pro Tempore Denise D. Adams, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

Absent: Council Member Derwin L. Montgomery

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Rick Newnum

PROCLAMATION DECLARING THE MONTH OF SEPTEMBER HUNGER ACTION MONTH

Mayor Joines presented the Proclamation to Mr. James Paul, New Jerusalem Church.

- 1.** PUBLIC HEARING ON ZONING PETITION OF ELIZABETH MILLER FROM HB AND GI-S TO HB-L (Motorcycle Dealer; Offices; Motor Vehicle Repair and Maintenance; Nursery, Lawn and Garden Supply Store, Retail; Services, A, and Services, B): Property located on the south side of Country Club Road, west of Meadowlark Drive - Containing approximately 1.82 acres located in the WEST WARD (Council Member Clark) - Zoning Docket W-3234. [Planning Board recommends approval of petition.]

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

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

A motion was made by Council Member Clark, seconded by Council Member Adams, for 1) adoption of the Statement of Consistency as set forth on page 21 of the Agenda Book, and 2) approval of W-3234. The motion carried unanimously.

2. PUBLIC HEARING ON ZONING PETITION OF FOUR K BROTHERS, LLC AND CONSIDERATION OF FOUR FINDINGS OF FACT FOR A SPECIAL USE PERMIT FOR AN OUTDOOR ENCLOSURE FOR THE USE OF KENNEL, INDOOR IN A HIGHWAY BUSINESS (HB) DISTRICT: Property located on the north side of Country Club Road, east of Ryandale Road - Containing approximately 2.64 acres located in the WEST WARD (Council Member Clark) - Zoning Docket W-3235. [Planning Board determined that this proposal addresses all applicable findings of fact and recommends approval of the petition, permit and approval of the site plan with staff recommendations.]

Mayor Joines stated the Quasi-Judicial Guidelines.

All speakers were sworn in.

Mayor Joines opened the Public Hearing.

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

Mayor Joines closed the Public Hearing.

A motion was made by Council Member Clark, seconded by Council Member Adams, that 1) the City Council affirm the four findings as required by Section 6-1.5f of the United Development Ordinance and detailed on the first page of the Ordinance in the Agenda Packet, 2) the City Council approve the Site Plan that is included with the Special Use Permit, along with the conditions included in the Special Use Permit and staff report, and 3) the City Council issue a special use permit to Four K Brothers, LLC for an outdoor enclosure for the use of a kennel indoor in a Highway Business District. The motion carried unanimously.

3. PUBLIC HEARING ON ZONING PETITION OF BRENDA HINE HEDGECK GOULD FROM RS-9 TO LI-S (Arts and Crafts Studio; Building Materials Supply; Wholesale Trade A; Wholesale Trade B; Building Contractors, General; Building Contractors, Heavy; Kennel, Indoor; Motor Vehicle, Rental and Leasing; Offices; Services, A; Services, B; Storage Services, Retail; Testing and Research Lab; Warehousing; Recreation Services, Indoor; Recreation Facility, Public; Animal Shelter, Public; Child Care, Drop-In; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; College or University; Government Offices, Neighborhood Organization, or Post Office; Hospital or Health Center; Police or Fire Station; Postal Processing Facility; School, Vocational or Professional; Manufacturing A; Manufacturing B; Access Easement, Private Off-Site; Park and Shuttle Lot; Parking, Commercial; Terminal, Bus or Taxi; Transmission Tower; and Utilities): Property located on the northeast corner of Ridgewood Road and Cole Road - Containing approximately 6.43 acres located in the SOUTHEAST WARD (Council Member Taylor) - Zoning Docket W-3236. [Planning Board recommends approval of petition and approval of the site plan with staff recommendations.]

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

Public Hearing.

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

A motion was made by Council Member Taylor, seconded by Council Member Adams, for 1) adoption of the Statement of Consistency as set forth on page 73 of the Agenda Book, 2) approval of the Site Plan, and 3) approval of W-3236. The motion carried unanimously.

4. PUBLIC HEARING ON ZONING PETITION OF MARTY AND DONNA MYERS FROM RS-9 AND LO-S TO GO-S TWO PHASE (Banking and Financial Services; Funeral Home; Offices; Services A; Church or Religious Institution, Neighborhood; Church or Religious Institution, Community; Club or Lodge; and Government Offices, Neighborhood Organization, or Post Office): Property located on the south side of Country Club Road, across from Queensbury Road – Containing approximately 2.02 acres located in the SOUTHWEST WARD (Council Member Besse) - Zoning Docket W-3237. [Planning Board recommends approval of petition and approval of the site plan with staff recommendations.]

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

A motion was made by Council Member Besse, seconded by Council Member Taylor, for 1) adoption of the Statement of Consistency as set forth on page 103 of the Agenda Book, 2) approval of the Site Plan, and 3) approval of W-3237. The motion carried unanimously.

5. PUBLIC HEARING ON ZONING PETITION OF BILLY MITCHELL FROM RM-12 TO LB-L (Parking, Commercial): Property located on the southeast corner of Polo Road and Lee Street - Containing approximately .40 acre in the NORTHWEST WARD (Council Member MacIntosh) - Zoning Docket W-3238. [Planning Board recommends approval of petition.]

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

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

A motion was made by Council Member MacIntosh, seconded by Council Member Adams, for 1) adoption of the Statement of Consistency as set forth on page 127 of the Agenda Book, and 2) approval of W-3238. The motion carried unanimously.

6. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF R.S. PARKER HOMES FOR PROPERTY OWNED BY CAPITAL BANK NATIONAL ASSOCIATION FROM RS-9-S (Planned Residential Development) TO RS-9: Property located south of Reynolda Road and north of Wedge Drive - Containing approximately 3.84 acres located in the NORTHWEST WARD (Council Member MacIntosh) - Zoning Docket W-3230). [Planning Board recommends approval of petition. This item was

continued from the August 4, 2014 City Council Meeting.]

A motion was made by Council Member MacIntosh, seconded by Council Member Adams, to continue W-3230 until Monday, October 6, 2014. The motion carried unanimously.

7. ORDINANCE AMENDING CHAPTER B OF THE UNIFIED DEVELOPMENT ORDINANCES TO REVISE RECENTLY ADOPTED TRANSMISSION TOWER REGULATIONS - UDO-250 - Proposal of Planning and Development Services Staff. [Recommended by Planning Board and the Community Development/Housing/General Government Committee.]

Kirk Erickson, Planning, provided the staff report for this item.

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

A motion was made by Council Member Leight seconded by Council Member Taylor, for approval of the Statement of Consistency as set forth on the staff's presentation on UDO-250, and 2) approval UDO-250. The motion carried unanimously.

8. CONSIDERATION OF CITY COUNCIL'S MEETING SCHEDULE.

A motion was made by Council Member Adams, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.

9. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS/ REAPPOINTMENTS TO BOARDS AND COMMISSIONS:

- a. CITIZENS' POLICE REVIEW BOARD

A motion was made by Council Member Taylor, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.

- b. RECREATION AND PARKS COMMISSION

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:41 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

September 15, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Carla Yandell

CONSENT AGENDA

Mayor Joines stated the Council would first consider the Consent Agenda, and asked if there were any items that needed to be removed for discussion. Items C-6 and C-11 were removed.

A motion was made by Council Member Montgomery, seconded by Council Member Adams, to approve the balance of the Consent Agenda. The motion carried unanimously.

- C-1.** RESOLUTION ACCEPTING THE DONATION OF EASEMENTS FOR THE RAIL WITH TRAIL GREENWAY PROJECT (EAST WARD) - Various lots located on Seventh Street, N. Research Parkway, Fogle Street, Salem Avenue, Vine Street, E. Third Street, Fourth Street, and Seventh Street. [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-2.** INFORMATION ON THE COMMUNITY AGENCY FUNDING APPLICATION PROCESS. [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-3.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(1) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs less than 50% of value of structure (<50) six months. [Recommended by Community Development/Housing/

General Government Committee.]

- a. Author R. Spencer - 3853 Sawyer Street
Approved by the Consent Vote.
 - b. Thomas Ellis Powell - 4210 Shamel Street
Approved by the Consent Vote.
- C-4.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(2) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs more than 50% of value of structure (>50) six months. [Recommended by Community Development/Housing/General Government Committee.]
- a. Leonardo Mederos - 239 Lodge Street
Approved by the Consent Vote.
 - b. Leonardo Mederos - 239 Lodge Street - Accessory Building
Approved by the Consent Vote.
 - c. Brian T. Carter - 1515 Darien Boulevard
Approved by the Consent Vote.
 - d. Mamie L. Caldwell - 837 W. 12th Street
Approved by the Consent Vote.
- C-5.** ORDINANCE ORDERING THE COMMUNITY AND BUSINESS DEVELOPMENT DEPARTMENT OF THE CITY OF WINSTON-SALEM TO REMOVE OR DEMOLISH STRUCTURE UNFIT FOR HUMAN HABITATION AND, OTHERWISE, TO EFFECTUATE THE PURPOSE OF CHAPTER 10, ARTICLE V OF THE WINSTON-SALEM CITY CODE: Repairs more than 65% of value of structure (>65). [Recommended by Community Development/Housing/General Government Committee.]
- a. William and Bryant Furches - 836 N. Cameron Avenue
Approved by the Consent Vote.
- C-7.** CONSIDERATION OF ITEMS RELATING TO CONTRACTS: [Recommended by Finance Committee.]

- a. RESOLUTION APPROVING A CONTRACT WITH NWN FOR NETWORK INFRASTRUCTURE SUPPORT SERVICES - \$157,842.
Approved by the Consent Vote.
- b. RESOLUTION AWARDING PURCHASE ORDER FOR PICK-UP TRUCKS - Modern Chevrolet, LLC - \$247,741.
Approved by the Consent Vote.
- c. RESOLUTION AWARDING PURCHASE ORDER FOR RADIOS FOR THE FIRE DEPARTMENT - Motorola Solutions, Inc. - \$201,925.50.
Approved by the Consent Vote.
- d. RESOLUTION AWARDING CONTRACT FOR SELF-CONTAINED BREATHING APPARATUS EQUIPMENT FOR THE FIRE DEPARTMENT - MES-Municipal Emergency Services, Inc. - \$722,412.44.
Approved by the Consent Vote.
- e. RESOLUTION AWARDING CONTRACT FOR WSTV 13 FACILITY UPGRADES - Technical Video Systems, Inc. - \$160,980.85.
Approved by the Consent Vote.
- C-8. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.
Approved by the Consent Vote.
- C-9. RESOLUTION OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA, APPROVING THE LEASE AGREEMENT WITH NORTH CAROLINA MUNICIPAL LEASING CORPORATION AND RELATED MATTERS. [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-10. RESOLUTION DEDICATING FEE SIMPLE RIGHT-OF-WAY TO THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION PURSUANT TO N.C.G.S. 160A-274. [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-12. RESOLUTION APPROVING THE ARTS COUNCIL OF WINSTON-SALEM AND FORSYTH COUNTY SCULPTURE WALK INITIATIVE. [Recommended by Community Development/Housing/General Government Committee.]
Approved by the Consent Vote.

- C-6.** RESOLUTION APPROVING AN APPLICATION FOR NORTH CAROLINA CLEAN WATER STATE REVOLVING FUND LOANS ASSOCIATED WITH A POWER GENERATION SYSTEM AT MUDDY CREEK WASTEWATER TREATMENT PLANT. [Remanded to Finance Committee by City Council at its August 18, 2014 meeting. Recommended by Finance Committee.]

Council Member Besse pulled this item.

Greg Turner, Assistant City Manager, provided the staff report for this item.

A motion was made by Council Member Besse, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

- C-11.** RESOLUTION SUPPORTING THE SELECTION OF THE CHERRY/MARSHALL ALTERNATIVE FOR THE RECONSTRUCTION OF BUSINESS 40 IN DOWNTOWN WINSTON-SALEM. [Recommended by Public Works Committee.]

Council Member Clark pulled this item.

A motion was made by Council Member Clark, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

GENERAL AGENDA

- G-1.** PUBLIC HEARING AND RESOLUTION CONFIRMING ASSESSMENT ROLL FOR DEMOLITION OF HOUSING UNFIT FOR HUMAN HABITATION.

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

A motion was made by Council Member Leight, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- G-2.** RESOLUTION AUTHORIZING AN EXTENSION OF THE TERMS AND CONDITIONS OF THE CITY’S FINANCING OF THE SALE OF CITY-OWNED LAND TO BROOKSTOWN DEVELOPMENT PARTNERS, LLC AND AN EXTENSION OF THE CITY’S LEASE BACK OF THE SUBJECT LAND. [Finance Committee forwarded this item to Council with three in favor and one opposed.]

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Besse, Council Member Burke, Council Member Adams, and Council Member MacIntosh

Nay: Council Member Montgomery and Council Member Taylor

- G-3.** CONSIDERATION OF ITEMS RELATING TO AN ECONOMIC DEVELOPMENT LOAN: [Finance Committee forwarded this item to Council with three in favor, none opposed, and one abstaining.]

a. RESOLUTION APPROVING ECONOMIC DEVELOPMENT LOAN TO WEST END MILLWORKS, LLC.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2014-2015. [Recommended by Finance Committee.]

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

G-4. RESOLUTION AUTHORIZING OPERATION OF SPRING STREET APARTMENTS AS PERMANENT HOUSING AND AUTHORIZING AMENDMENT OF FINANCING TERMS. [Finance Committee forwarded this item to Council without a recommendation. Recommended by Community Development/Housing/General Government Committee.]

A motion was made by Council Member Leight, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

G-5. RESOLUTION AUTHORIZING CONTINUED USE OF FUNDS FOR THE NEW CENTURY INDIVIDUAL DEVELOPMENT ACCOUNT (IDA) PROGRAM BY UNITED WAY OF FORSYTH COUNTY, INC. [Finance Committee forwarded this item to Council with three in favor, none opposed, and one abstaining.]

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

G-6. RESOLUTION RECOMMENDING INTERNET SERVICE SITES TO AT&T AS PART OF ULTRA HIGH-SPEED FIBER NETWORK. [Community Development/Housing/General Government Committee forwarded this item to Council with three in favor, none opposed, and one abstaining.]

A motion was made by Council Member Leight, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

G-7. RESOLUTION REVISING THE ON-STREET PARKING POLICY. [Public Works Committee forwarded this item to Council with two in favor, one opposed and one abstaining.]

A motion was made by Council Member Besse, seconded by Council Member Taylor, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member Adams, and Council Member Taylor

Nay: Council Member Clark and Council Member MacIntosh

G-8. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS/ REAPPOINTMENTS TO BOARDS AND COMMISSIONS:

a. CITIZENS' BUDGET ADVISORY COUNCIL

Jerome Capistrano - Reappointment - Term Expiring July 2017

Jesse Ide - Appointment - Term Expiring June 2017

A motion was made by Council Member Burke, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

b. TOURISM DEVELOPMENT AUTHORITY

Jim Keller - Category (Hotel-Motel over 100) - Appointment - Term Expiring November 2016

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

c. RECREATION AND PARKS COMMISSION

Jeff Riley - Appointment - Term Expiring May 2016

A motion was made by Council Member Adams, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.

PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

CLOSED SESSION

A motion was made by Council Member Burke, seconded by Council Member Adams, for the City Council to go into Closed Session, pursuant to N.C.G.S. 143 318.11(a)(4) to discuss the location or expansion of any industry and/or business within the City. The motion carried unanimously.

At 8:35 p.m., a motion was made by Council Member Taylor, seconded by Council Member Adams, to end Closed Session. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:35 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

October 6, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Steve Osbourne

CITY STARS PRESENTATION

Shantell Davis, City Link, presented the City Stars Awards to the category winners.

PROCLAMATION DECLARING CUSTOMER SERVICE WEEK OCTOBER 6 – 10, 2014

Mayor Joines presented the Proclamation to Shantell Davis.

3. PUBLIC HEARING ON ZONING PETITION OF S & H INVESTMENT GROUP, INC. FROM HB-S TO HB-L (Electronic Sweepstakes Operation; and Shopping Center, Small): Property located north of West Clemmons Road, along the northbound entrance ramp to Peters Creek Parkway - Containing approximately 1.16 acres located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3233. [Planning Board recommends approval of petition.]

A motion was made by Council member Leight, seconded by Council Member Burke, to continue this item to the November 3, 2014 City Council Meeting. The motion carried unanimously.

4. PUBLIC HEARING ON ZONING PETITION OF JOHN RAYMOND OLIVER, JR. FROM LB TO HB-L (Shopping Center, Small; and Electronic Sweepstakes Operation): Property located on the northeast corner of New Walkertown Road and Waterworks Road - Containing approximately 2.41 acres located in the EAST WARD (Council

Member Montgomery) - Zoning Docket W-3239. [Planning Board recommends approval of petition.]

A motion was made by Council member Montgomery, seconded by Council Member Clark, to continue this item to the October 27, 2014 City Council Meeting. The motion carried unanimously.

1. PUBLIC HEARING ON ZONING PETITION OF ALI AZZAT AMER FOR PROPERTY OWNED BY BERNICE MURRELL HEIRS FROM LB AND LI TO HB-L (Shopping Center, Small; Building Materials Supply; Convenience Store; Food or Drug Store; Furniture and Home Furnishing Store; Motorcycle Dealer; Nursery Lawn and Garden Supply Store, Retail; Outdoor Display Retail; Retail Store; Building Contractors, General; Motor Vehicle, Rental and Leasing; Motor Vehicle, Repair and Maintenance; Motor Vehicle, Body or Paint Shop; Motor Vehicle, Storage Yard; Offices; Warehousing; Church or Religious Institution, Neighborhood; Club or Lodge; Transmission Tower; and Utilities): Property located on the east side of Chestnut Street and west side of Patterson Avenue south of Glenn Avenue - Containing approximately 3.76 acres located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-3240. [Planning Board recommends approval of petition.]

Mayor Joines opened the Public Hearing.

Proponents:

Byron Christopher Murrell

Opponents:

Dianna Price, 120 Glasmere Court

Proponents' Rebuttal:

Byron Christopher Murrell

Ali Amer

Mayor Joines closed the Public Hearing.

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

A motion was made by Council Member Burke, seconded by Council Member Adams, for 1) adoption of the Statement of Consistency as set forth on page 25 of the Agenda Book, and 2) approval of W-3240.

Council Member Taylor recommended the uses of "Motor Vehicle, Storage Yard" and "Club or Lodge" be removed from the allowed uses. Council Member Burke agreed to this amendment to her motion.

Ali Amer, Property Owner, accepted the removal of these uses.

The motion carried unanimously.

2. PUBLIC HEARING ON ZONING PETITION OF CARMEN BARNARD AND

EVELYN BARNARD HEIRS FROM RS-20 TO LI-S (Manufacturing A; Warehousing; and Access Easement, Private Off-Site): Property located on the southeast corner of Bethania Road and Barnard Ridge Road – Containing approximately 9.37 acres located in the NORTH WARD (Council Member Adams) - Zoning Docket W-3241. [Planning Board recommends approval of petition and approval of the site plan with staff recommendations.]

Mayor Joined opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing.

A motion was made by Council Member Adams, seconded by Council Member Taylor, for 1) adoption of the Statement of Consistency as set forth on page 49 of the Agenda Book, 2) approval of the Site Plan, and 3) approval of W-3241. The motion carried unanimously.

5. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF R.S. PARKER HOMES FOR PROPERTY OWNED BY CAPITAL BANK NATIONAL ASSOCIATION FROM RS-9-S (Planned Residential Development) TO RS-9: Property located south of Reynolda Road and north of Wedge Drive - Containing approximately 3.84 acres located in the NORTHWEST WARD (Council Member MacIntosh) - Zoning Docket W-3230). [Planning Board recommends approval of petition. This item was continued from the August 4, 2014 City Council Meeting.]

Mayor Joines asked if there were anyone in the Council Chambers that wished to speak for or against this item. Seeing none, he closed the Public Hearing.

A motion was made by Council Member MacIntosh, seconded by Council Member Adams, for 1) adoption of the Statement of Consistency as set forth on page 135 of the Agenda Book, and 2) approval of W-3230. The motion carried unanimously.

1. PUBLIC HEARING ON ZONING PETITION OF ALI AZZAT AMER FOR PROPERTY OWNED BY BERNICE MURRELL HEIRS FROM LB AND LI TO HB-L (Shopping Center, Small; Building Materials Supply; Convenience Store; Food or Drug Store; Furniture and Home Furnishing Store; Motorcycle Dealer; Nursery Lawn and Garden Supply Store, Retail; Outdoor Display Retail; Retail Store; Building Contractors, General; Motor Vehicle, Rental and Leasing; Motor Vehicle, Repair and Maintenance; Motor Vehicle, Body or Paint Shop; Motor Vehicle, Storage Yard; Offices; Warehousing; Church or Religious Institution, Neighborhood; Club or Lodge; Transmission Tower; and Utilities): Property located on the east side of Chestnut Street and west side of Patterson Avenue south of Glenn Avenue - Containing approximately 3.76 acres located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-3240. [Planning Board recommends approval of petition.]

Council Member Burke requested item 1 be reconsidered.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to reconsider Item 1.

A motion was made by Council Member Burke, seconded by Council Member Adams, to reinstate "Motor Vehicle, Storage Yard" as an allowable use. The motion carried unanimously.

6. PUBLIC HEARING AND RESOLUTION ADOPTING THE PROPOSED SOUTH CENTRAL WINSTON-SALEM AREA PLAN UPDATE.

Marco Andrade, Planning, provided the staff report for this item.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chambers that wished to speak for or against this item.

Speakers:

Hayes Wauford

Mayor Joines closed the Public Hearing.

A motion was made by Council Member Leight, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

7. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS TO BOARDS AND COMMISSIONS:

a. CITIZENS' BUDGET ADVISORY COUNCIL

Tanya N. Little - Appointment - Term Expiring September 2016

Tulea Price - Appointment - Term Expiring June 2016

A motion was made by Council Member Taylor, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.

b. PUBLIC ASSEMBLY FACILITIES COMMISSION

Jill Burgess - Appointment - Term Expiring August 2017

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

CLOSED SESSION

A motion was made by Council Member MacIntosh, seconded by Council Member Adams, for the City Council to go into Closed Session, pursuant to 1) N.C.G.S. 143-318.11(a)(4) to discuss the location or expansion of any industry and/or business within the City, and 2) N.C.G.S. 143-318.11(a)(6) to commence the City Manager's annual performance evaluation. The motion carried unanimously.

At 8:50 p.m., a motion was made by Council Member Taylor, seconded by Council Member Adams, to end Closed Session. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:50 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

October 27, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Mayor Pro Tempore Denise D. Adams, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Rick Newnum

RESOLUTION RECOGNIZING THE WINSTON-SALEM PREPARATORY ACADEMY'S BOYS' VARSITY BASKETBALL TEAM

Council Member Montgomery presented the Resolution to Winston-Salem Preparatory Academy Coaches and Players.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for approval of this item.

PRESENTATION OF AWARD TO REID AND KIRSTEN HINSLEY, BUSINESS PLAN COMPETITION WINNERS

Ken Millett presented the award to the winners.

PROCLAMATION DECLARING OCTOBER 23 THROUGH OCTOBER 31, 2014 NATIONAL RED RIBBON WEEK

Mayor Joines presented the Proclamation to representatives of the Red Ribbon Week.

CONSENT AGENDA

Mayor Joines stated the Council would first consider the Consent Agenda and asked if there were any items that needed to be removed for discussion. Items C-2, C-3, C-5, C-8, C-9, C-12, and C-16 were removed.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve the balance of the Consent Agenda. The motion carried unanimously.

- C-1.** CONSIDERATION OF ITEMS RELATING TO THE ACQUISITION/SALE OF PROPERTY: (Recommended by Finance Committee)
- a.** RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY UNDER THE UPSET BID PROCEDURE (N.C.G.S. 160A-269) - 4545 Oak Ridge Drive (NORTHEAST WARD).
Approved by the Consent Vote.
- b.** RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY UNDER THE UPSET BID PROCEDURE (N.C.G.S. 160A-269) - 2401 Greenway Avenue (NORTHEAST WARD).
Approved by the Consent Vote.
- C-4.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(1) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs less than 50% of value of structure (<50) six months. [Recommended by Community Development/Housing/General Government Committee.]
- a.** Velma Edgerson - 2109 Waughtown Street - Accessory Bldg.
Approved by the Consent Vote.
- b.** Clifton Moses - 2055 Bowen Boulevard
Approved by the Consent Vote.
- C-6.** RESOLUTION AUTHORIZING THE CITY OF WINSTON-SALEM TO APPLY FOR A BROWNFIELDS ASSESSMENT GRANT FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY. [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-7.** CONSIDERATION OF ITEMS RELATING TO THE 2014 SOLVING COLD CASES WITH DNA GRANT AWARD: [Recommended by Finance Committee.]
- a.** RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF WINSTON-SALEM, THE CITY OF GREENSBORO, THE CITY OF HIGH POINT, AND THE CENTER FOR ADVANCED FORENSIC DNA FOR DNA TESTING.
Approved by the Consent Vote.
- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE

FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- C-10.** ORDINANCE AMENDING SECTION 42-122(f) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS - Hege Street (SOUTH WARD). [Recommended by Public Safety Committee.]
Approved by the Consent Vote.
- C-11.** ORDINANCE AMENDING SECTION 42-97 OF THE CITY CODE RELATING TO WEIGHT LIMITATIONS ON THRU TRAFFIC ON CERTAIN CITY STREETS. [Recommended by Public Safety Committee.]
Approved by the Consent Vote.
- C-13.** RESOLUTION AUTHORIZING AN AGREEMENT WITH WEST & STEM, PLLC FOR PROFESSIONAL ARCHITECTURAL DESIGN SERVICES FOR THE RENOVATION OF A BUILDING TO SERVE AS A POLICE DISTRICT OFFICE – 1517 Waughtown Street (West & Stem, PLLC - \$173,000 – Estimated Amount). [Recommended by Finance and Public Safety Committees.]
Approved by the Consent Vote.
- C-14.** RESOLUTION AUTHORIZING AN AGREEMENT WITH LAMBERT ARCHITECTURE + INTERIORS, PA FOR PROFESSIONAL ARCHITECTURAL DESIGN SERVICES FOR THE DESIGN OF TWO POLICE DISTRICT OFFICES – North Point Boulevard area and Jonestown Road area (Lambert Architecture + Interiors, PA - \$811,080 – Estimated Amount.) [Recommended by Finance and Public Safety Committees.]
Approved by the Consent Vote.
- C-15.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.
Approved by the Consent Vote.
- C-17** CONSIDERATION OF ITEMS RELATING TO THE PURCHASE OF BODY-WORN CAMERAS FOR THE WINSTON-SALEM POLICE DEPARTMENT: [Recommended by Finance Committee.]
- a.** RESOLUTION AWARDING PURCHASE ORDER FOR BODY-WORN CAMERAS - Taser International, Inc. - \$1,816,648.74.
Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2014-2015.
Approved by the Consent Vote.
- C-18. CONSIDERATION OF ITEMS RELATING TO THE ISSUANCE OF CITY OF WINSTON-SALEM WATER AND SEWER SYSTEM REVENUE REFUNDING BONDS: [Recommended by Finance Committee.]
- a. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA, REQUESTING THE LOCAL GOVERNMENT COMMISSION'S APPROVAL OF THE CITY'S WATER AND SEWER SYSTEM REVENUE REFUNDING BONDS AND CERTAIN RELATED MATTERS.
Approved by the Consent Vote.
- b. BOND ORDER AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$56,000,000 WATER AND SEWER SYSTEM REVENUE REFUNDING BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA; AUTHORIZING THE APPROVAL, EXECUTION AND DELIVERY OF VARIOUS DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS; PROVIDING FOR THE SALE OF THE BONDS; SETTING FORTH THE TERMS AND CONDITIONS ON WHICH THE BONDS ARE TO BE ISSUED; AND PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION WITH THE ISSUANCE, SALE, AND DELIVERY OF THE BONDS.
Approved by the Consent Vote.
- C-19. CONSIDERATION OF ITEMS RELATING TO FEDERAL TRANSIT ADMINISTRATION FUNDS FOR FISCAL YEAR 2014 JOB ACCESS REVERSE COMMUTE: [Recommended by Finance Committee.]
- a. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO GRANT AGREEMENTS WITH SUB-RECIPIENTS TO RECEIVE PASS-THROUGH FEDERAL TRANSIT ADMINISTRATION FUNDS FOR ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES (SECTION 5310) FOR THE WINSTON-SALEM URBAN AREA.
Approved by the Consent Vote.
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.
Approved by the Consent Vote.
- C-20. CONSIDERATION OF ITEMS RELATING TO THE LITTLE CREEK GREENWAY

PROJECT: [Recommended by Finance Committee.]

- a. RESOLUTION AUTHORIZING A CHANGE ORDER TO SMITH ROWE, LLC FOR \$300,000 FOR WORK ON THE LITTLE CREEK GREENWAY PROJECT.
Approved by the Consent Vote.
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.
Approved by the Consent Vote.
- C-21. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT FOR PROFESSIONAL TRANSPORTATION ENGINEERING SERVICES RELATED TO BUSINESS 40 REHABILITATION PROJECT - DAVENPORT Engineering - \$290,000. [Recommended by Finance and Public Works Committees.]
Approved by the Consent Vote.
- C-22. CONSIDERATION OF STREET CLOSING PETITIONS: [Recommended by Public Works Committee.)
- a. RESOLUTION FIXING DATE FOR HEARING ON PETITION TO CLOSE AND ABANDON A PORTION OF AN ALLEYWAY OFF OF WILBUR STREET IN THE SOUTHEAST WARD – Petition of Exodus United Baptist Church. Public Hearing: December 1, 2014.
Approved by the Consent Vote.
- b. RESOLUTION FIXING DATE FOR HEARING ON PETITION TO CLOSE AND ABANDON BARNARD RIDGE ROAD IN THE NORTH WARD – Petition of Carmen Barnard. Public Hearing: December 1, 2014.
Approved by the Consent Vote.
- c. RESOLUTION FIXING DATE FOR HEARING ON PETITION TO CLOSE AND ABANDON A PORTION OF BRENT STREET IN THE SOUTHWEST WARD – Petition of Travis Reeder. Public Hearing: December 1, 2014.
Approved by the Consent Vote.
- C-23. RESOLUTION AUTHORIZING PERMANENT HONORARY STREET NAME SIGNS - ESR Golden Legacy Way (North Ward). [Recommended by Public Works Committee.]
Approved by the Consent Vote.

- C-2.** RESOLUTION AUTHORIZING SUBMISSION OF CONTINUUM OF CARE HOMELESS GRANT APPLICATION, ACCEPTANCE OF GRANT FUNDS, AND EXECUTION OF AGREEMENTS FOR PROJECTS AFFILIATED WITH THE BETHESDA CENTER FOR THE HOMELESS. [Finance Committee forwarded this item to Council with three in favor, none opposed and one abstaining. Recommended by Community Development/Housing/General Government Committee.]

Council Member Montgomery stated he had a conflict of interest with this item and asked to be excused from this item, as well as G-4.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to excuse Council Member Montgomery from voting on Items C-2 and G-4. The motion carried unanimously.

A motion was made by Council Member Clark, seconded by Council Member MacIntosh, to approve this item. The motion carried unanimously, with Council Member Montgomery being excused.

- C-3.** ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(2) OF THE CODE OF THE CITY OF WINSTON-SALEM: Repairs more than 50% of value of structure (>50) six months. [Recommended by Community Development/Housing/General Government Committee.]

- a.** Brenda H. Scott - 416 Bacon Street

Council Member MacIntosh pulled this item.

A motion was made by Council Member MacIntosh, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- C-5.** ORDINANCE ORDERING THE COMMUNITY AND BUSINESS DEVELOPMENT DEPARTMENT OF THE CITY OF WINSTON-SALEM TO REMOVE OR DEMOLISH STRUCTURE UNFIT FOR HUMAN HABITATION AND, OTHERWISE, TO EFFECTUATE THE PURPOSE OF CHAPTER 10, ARTICLE V OF THE WINSTON-SALEM CITY CODE: Repairs more than 65% of value of structure (>65). [Recommended by Community Development/Housing/General Government Committee.]

- a.** Pamela Jean Werts and Patrenia Werts Onuoha - 2506 Druid Hills Drive

Council Member Adams pulled this item.

A motion was made by Council Member Adams, seconded by Council Member Montgomery, for approval of this item. The motion carried unanimously.

- C-8.** CONSIDERATION OF ITEMS RELATING TO THE SUCCESSFUL OUTCOMES AFTER RELEASE GRANT: [Recommended by Public Safety Committee.]

- a.** RESOLUTION APPROVING THE RECOMMENDATIONS FOR AWARD OF SUCCESSFUL OUTCOMES AFTER RELEASE PROGRAM GRANTS.

- b. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2014-2015.
- c. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.
- Council Member Taylor pulled this item.*
- A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, for approval of this item. The motion carried unanimously.**
- C-9. RESOLUTION APPROVING A CITY OF WINSTON-SALEM FORMER OFFENDER WORK EXPERIENCE PROGRAM. [Recommended by Public Safety Committee.]
- Council Member Taylor pulled this item.*
- A motion was made by Council Member Taylor, seconded by Council Member Montgomery, for approval of this item. The motion carried unanimously.**
- C-12. ORDINANCE AMENDING CHAPTER 78 OF THE CITY CODE RELATING TO THE OPERATION OF GOLF CARTS ON CITY STREETS. [Recommended by Public Safety Committee.]
- Council Member Taylor pulled this item.*
- A motion was made by Council Member Taylor, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.**
- C-16. CONSIDERATION OF ITEMS RELATING TO CONTRACTS: [Recommended by Finance Committee)
- a. RESOLUTION APPROVING A CONTRACT WITH COMPUCOM SYSTEMS, INCORPORATED FOR DESKTOP SUPPORT SERVICES - \$99,000.
- Council Member MacIntosh pulled this item.*
- b. RESOLUTION AWARDDING CONTRACT FOR ROAD SALT - Cargill, Inc. - Deicing Technology - Estimated 2,000 tons of Road Salt (to be ordered as needed from date of award through March 31, 2015) at \$118.68/ton - \$237,360.
- c. RESOLUTION AWARDDING CONTRACT FOR ONE FIRE PUMPER TRUCK - Safe Industries, LLC - \$508,486.79.
- d. RESOLUTION AWARDDING PURCHASE ORDER FOR VIBRATORY ASPHALT ROLLERS - James River Equipment Carolina, LLC - \$111,160.
- e. RESOLUTION AWARDDING PURCHASE ORDER FOR COMPACT SEDANS - Capital Ford of Wilmington, LLC - \$159,330.
- A motion was made by Council Member MacIntosh, seconded by Council Member Adams, for approval of item C-16 (a-e). The motion carried unanimously.**

GENERAL AGENDA

- G-1.** CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF JOHN RAYMOND OLIVER, JR. FROM LB TO HB-L (Shopping Center, Small; and Electronic Sweepstakes Operation): Property located on the northeast corner of New Walkertown Road and Waterworks Road - Containing approximately 2.41 acres located in the EAST WARD (Council Member Montgomery) - Zoning Docket W-3239. [Planning Board recommends approval of petition. This item was continued from the October 6, 2014 meeting of the City Council.]

A motion was made by Council Member Montgomery, seconded by Council Member Adams, to continue item W-3239 to the December 1, 2014 City Council Meeting. The motion carried unanimously.

- G-2.** CONSIDERATION OF ITEMS RELATING TO FEDERAL TRANSIT ADMINISTRATION FUNDS FOR FISCAL YEAR 2014 ENHANCED MOBILITY FOR SENIORS AND INDIVIDUALS WITH DISABILITIES: [Finance Committee forwarded this item to Council with three in favor, none opposed and one abstaining.]

- a.** RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO GRANT AGREEMENTS WITH SUB-RECIPIENTS TO RECEIVE PASS-THROUGH FEDERAL TRANSIT ADMINISTRATION FUNDS FOR JOB ACCESS AND REVERSE COMMUTE PROGRAMS FOR THE WINSTON-SALEM URBAN AREA.

- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015. [Recommended by Finance Committee.]

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve this item, excluding the fourth item.

Council Member Clark withdrew his motion, and made a new motion to remand this item to the Finance Committee. The motion carried unanimously.

- G-3.** CONSIDERATION OF ITEMS RELATING TO THE USE OF HOUSING ASSISTANCE FINANCE FUNDS AS MATCH FUNDS FOR A YOUTH BUILD GRANT: [Finance Committee forwarded this item to Council with three in favor, none opposed and one abstaining.]

- a.** RESOLUTION AUTHORIZING HOUSING ASSISTANCE FINANCE FUNDS TO BE USED AS MATCH FUNDS FOR A FEDERAL DEPARTMENT OF LABOR YOUTH BUILD GRANT.

- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

A motion was made by Council Member Clark, seconded by Council Member Taylor, for approval of this item.

Council Member Montgomery made an amendment to the motion that the \$275,000 CBDG dollars would be reserved for housing specific projects. Council Members Clark and Taylor accepted this amendment.

The motion carried unanimously.

G-4. RESOLUTION AUTHORIZING SUBMISSION OF CONTINUUM OF CARE HOMELESS GRANT APPLICATION, ACCEPTANCE OF GRANT FUNDS, AND EXECUTION OF AGREEMENTS. [Recommended by Finance and Community Development/Housing/General Government Committees.]

A motion was made by Council Member Leight, seconded by Council Member Adams, for approval of this item. The motion carried unanimously, with Council Member Montgomery being excused.

G-5. RESOLUTION APPROVING THE SOLOMON DRIVE TRAFFIC CALMING PLAN FOR FUNDING AND CONSTRUCTION (EAST WARD). [Public Safety Committee forwarded this item to Council with three in favor, none opposed and one abstaining. Public Works Committee forwarded this item to Council with three in favor and one opposed.]

A motion was made by Council Member Taylor, seconded by Council Member Burke, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Clark, Council Member Montgomery, Council Member Burke, Council Member Adams, Council Member MacIntosh, and Council Member Taylor

Nay: Council Member Besse

G-6. RESOLUTION FIXING DATE FOR HEARING ON PETITION TO CLOSE AND ABANDON A PORTION OF NINTH STREET IN THE EAST WARD – Petition of the City of Winston Salem. Public Hearing: December 1, 2014. [Public Works Committee forwarded this item to Council with three in favor, none opposed and one abstaining.]

A motion was made by Council Member Besse, seconded by Council Member Montgomery, for approval of this item. The motion carried unanimously.

G-7. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:14 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

November 3, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

Absent: Mayor Pro Tempore Denise D. Adams

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Steve Osbourne

2. PUBLIC HEARING ON ZONING PETITION OF QUINTER, INC. FROM HB AND RS-9 TO GB-L (Arts and Crafts Studio; Building Materials Supply; Convenience Store; Food or Drug Store; Furniture and Home Furnishings Store; Motorcycle Dealer; Nursery, Lawn and Garden Supply Store, Retail; Restaurant (With Drive-Through Service); Restaurant (Without Drive-Through Service); Retail Store; Shopping Center; Wholesale Trade A; Banking and Financial Services; Building Contractors, General; Car Wash; Funeral Home; Hotel or Motel; Kennel, Indoor; Offices; Services A; Services B; Storage Services, Retail; Testing and Research Lab; Veterinary Services; Warehousing; Recreation Facility, Public; Recreation Services, Indoor; Recreation Services, Outdoor; Theater, Indoor; Academic Biomedical Research Facility; Academic Medical Center; Child Care, Drop-In; Child Care Institution; Child Care, Sick Children; Child Day Care Center; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; Club or Lodge; College or University; Government Offices, Neighborhood Organization, or Post Office; Hospital or Health Center; Institutional Vocational Training Facility; Library, Public; Museum or Art Gallery; Police or Fire Station; School, Private; School, Public; School, Vocational or Professional; Manufacturing A; Park and Shuttle Lot; Parking, Commercial; Transmission Tower; and Utilities): Property located on the northwest side of Stratford Road, between Ricks Drive and Mission Road - Containing approximately 0.74 acre located in the SOUTHWEST WARD (Council Member Besse) - Zoning Docket W-3243. [Planning Board

recommends approval of petition].

A motion was made by Council Member Besse, seconded by Council Member Montgomery, to continue item W-3243 to the November 17, 2014 City Council Meeting. The motion carried unanimously.

1. PUBLIC HEARING ON ZONING PETITION OF ODYSSEUS CHAMIS FOR PROPERTY OWNED BY SECOND STAR DEVELOPMENT, INC. FROM RM-12 TO NO-L (Offices; Church or Religious Institution, Neighborhood; and Child Day Care, Small Home): Property located on the north side of Polo Road, west of Greenvalley Road - Containing approximately 0.61 acre located in the NORTHWEST WARD (Council Member MacIntosh) - Zoning Docket W-3242. [Planning Board recommends approval of petition].

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

A motion was made by Council Member MacIntosh, seconded by Council Member, for 1) adoption of the Statement of Consistency as set forth on page 23 of the Agenda Book, and 2) approval of W-3242 as revised, to remove condition B, relating to the requirement of a reciprocal cross access easement.

Odysseus Chamis, Petitioner, agreed to the change.

The motion carried unanimously.

3. PUBLIC HEARING ON ZONING PETITION OF THE SALEM ACADEMY AND COLLEGE FROM RS-Q TO PB-L (Residential Building, Single Family; Residential Building, Duplex; Residential Building, Townhouse; Residential Building, Twin Home, Residential Building, Multifamily; Combined Use; Family Group Home B; Family Group Home C; Fraternity or Sorority; Life Care Community; Arts and Crafts Studio; Food or Drug Store; Furniture and Home Furnishings Store; Restaurant (Without Drive-Through Service); Retail Store; Banking and Financial Services; Bed and Breakfast; Funeral Home; Hotel or Motel; Offices; Services A; Services B; Testing and Research Lab; Recreation Services, Indoor; Recreation Services, Outdoor; Recreation Facility, Public; Swimming Pool, Private; Theater, Indoor; Adult Day Care Center; Adult Day Care Home; Child Care, Drop-In; Child Care Institution; Child Care, Sick Children; Child Day Care Center; Child Day Care, Small Home; Church or Religious Institution, Community; Church or Religious Institution; Neighborhood; Club or Lodge; College or University; Government Offices, Neighborhood Organization, or Post Office; Institutional Vocational Training Facility; Library, Public; Museum or Art Gallery; Nursing Care Institution; Police or Fire Station; School, Private; School, Public; School, Vocational or Professional; Park and Shuttle Lot; and Utilities): Property located on the northwest corner of cemetery Street and Church Street - Containing approximately 0.67 acre located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3244. [Planning Board recommends approval of petition].

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

A motion was made by Council Member Leight, seconded by Council Member Taylor, for 1) adoption of the Statement of Consistency as set forth on page 79 of the Agenda Book, and 2) approval of W-3244 as revised, to delete the additional uses agreed to by the petitioner.

Doug Stimmel, 301 N Trade Street, Suite 200, agreed to the changes on behalf of the petitioner.

The motion carried unanimously.

- 4.** CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF S & H INVESTMENT GROUP, INC. FROM HB-S TO HB-L (Electronic Sweepstakes Operation; and Shopping Center, Small): Property located north of West Clemmonsville Road, along the northbound entrance ramp to Peters Creek Parkway - Containing approximately 1.16 acres located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3233. [Planning Board recommends approval of petition. Item continued from the October 6, 2014 City Council meeting.]

Mayor Joines opened the Public Hearing.

Opponents:

Carolyn Highsmith, 3335 Anderson Drive

Jessie Adams, 3643 Hastings Avenue

Paul Norby, Planning and Development Services, provided the staff report for this item.

A motion was made by Council Member Leight, seconded by Council Member Montgomery, to continue W-3233 until March 2, 2015, to afford the City Council time to examine concerns relating to the clustering of sweepstakes establishments. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:21 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

November 17, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Chris Fish

RESOLUTION RECOGNIZING THE FORWARD TOGETHER WINSTON-SALEM CITIZENS' BOND COMMITTEE

A motion was made by Council Member Montgomery, seconded by Council Member Leight, for approval of this item. The motion carried unanimously.

CONSENT AGENDA

Mayor Joines stated the Council would first consider the Consent Agenda, and asked if there were any items that needed to be removed for discussion. Item C-5 was removed.

A motion was made by Council Member Montgomery, seconded by Council Member Adams, for approval of the balance of the Consent Agenda. The motion carried unanimously.

C-1. CONSIDERATION OF ITEMS RELATING TO THE ACQUISITION/SALE OF PROPERTY: [Recommended by Finance Committee.]

a. RESOLUTION VOIDING PREVIOUSLY APPROVED SALE OF LOTS AT THE SOUTHWEST CORNER OF NORTHWEST BOULEVARD AND LIBERTY STREET AND RESPONDING TO A REQUEST BY LIBERTY COMMUNITY DEVELOPMENT CORPORATION TO REFUND THE BID DEPOSIT ASSOCIATED WITH THE SALE (EAST WARD) - Lots 104, 105, 110, 111, 106A, 106B, 107B, 108B, 109B, 001B, 002B, 003B, and 004B of Block 0270 on Liberty Street.

Approved by the Consent Vote.

- b.** RESOLUTION AUTHORIZING ACQUISITION OF EASEMENTS FOR TWENTY-EIGHTH STREET BASIN SANITARY SEWER EVALUATION STUDY PROJECT BY DEED OR CONDEMNATION (NORTHEAST WARD) - Easements located at 2501 and 2701 Ivy Avenue.
Approved by the Consent Vote.
- C-2.** RESOLUTION AUTHORIZING THE CONVEYANCE OF EASEMENTS FOR UTILITY LINES, WATER LINES, AND TUNNEL ACCESS TO R. J. REYNOLDS TOBACCO COMPANY AND 51 EAST FOURTH STREET ASSOCIATES, LP (EAST WARD). [Reviewed by Public Works Committee.]
Approved by the Consent Vote.
- C-3.** RESOLUTION ACCEPTING A NORTH CAROLINA CLEAN WATER STATE REVOLVING FUND LOAN ASSOCIATED WITH SANITARY SEWER EVALUATION STUDIES AND COLLECTION SYSTEM REHABILITATION PROJECTS. [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-4.** CONSIDERATION OF ITEMS RELATED TO THE 2014 DOMESTIC VIOLENCE OFFICER POSITION GRANT: [Recommended by Finance and Public Safety Committees.]
- a.** RESOLUTION ACCEPTING A DOMESTIC VIOLENCE OFFICER POSITION GRANT FROM THE NORTH CAROLINA GOVERNOR'S CRIME COMMISSION. [\$162,520.74.]
Approved by the Consent Vote.
- b.** ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2014-2015.
Approved by the Consent Vote.
- c.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.
Approved by the Consent Vote.
- C-6.** RESOLUTION AUTHORIZING THE CITY MANAGER TO DONATE SIX SURPLUS MOTORCYCLES TO THE NORTH CAROLINA STATE HIGHWAY PATROL. [Recommended by Finance Committee.]
Approved by the Consent Vote.

- C-7.** RESOLUTION AUTHORIZING AN AGREEMENT WITH ARCHITECTURAL DESIGN ASSOCIATES, PLLC FOR PROFESSIONAL ARCHITECTURAL DESIGN SERVICES FOR THE M.C. BENTON, JR. CONVENTION AND CIVIC CENTER RENOVATION PROJECT - \$1,896,220. [Recommended by Finance Committee.]
Approved by the Consent Vote.
- C-8.** CONSIDERATION OF ITEMS RELATING TO CONTRACTS: [Recommended by Finance Committee.]
- a.** RESOLUTION AWARDED PURCHASE ORDER FOR RADAR UNITS - MPH Industries, Inc. - \$94,950.
Approved by the Consent Vote.
- b.** RESOLUTION AWARDED CONTRACT FOR CONCRETE PIPE - Foltz Holdings LLC, - \$149,292.80 (Estimated Amount).
Approved by the Consent Vote.
- c.** RESOLUTION AWARDED CONTRACT FOR PURCHASE OF READY MIXED CONCRETE - Chandler Concrete/Piedmont, Inc. - \$284,480 (Estimated Amount).
Approved by the Consent Vote.
- d.** RESOLUTION AWARDED A CONTRACT FOR UNION STATION ROOF REPLACEMENT (EAST WARD) - Owens Roofing, Inc. - \$210,774.
Approved by the Consent Vote.
- C-9.** CONSIDERATION OF ITEMS RELATED TO A CONTRACT FOR A FUEL MANAGEMENT SYSTEM: [Recommended by Finance Committee.]
- a.** RESOLUTION AWARDED A CONTRACT WITH HARDIN'S PUMP AND COMPRESSOR, INC. FOR A FUEL MANAGEMENT SYSTEM - Hardin's Pump and Compressor, Inc. - \$157,558.
Approved by the Consent Vote.
- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.
Approved by the Consent Vote.
- C-10.** RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF KERNERSVILLE REGARDING ASSOCIATED COSTS OF THE PIEDMONT GREENWAY - TRIAD PARK REEDY FORK CREEK SECTION FEASIBILITY STUDY. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-11.** RESOLUTION REGARDING THE NORTH CAROLINA LEAGUE OF MUNICIPALITIES 2014 ADVOCACY GOALS CONFERENCE. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

- C-5.** CONSIDERATION OF ITEMS RELATED TO A LICENSE AND SERVICE AGREEMENT WITH INTEGRATED FORENSIC LABORATORIES, INC.: [Recommended by Finance and Public Safety Committees.]

- a.** RESOLUTION AUTHORIZING LICENSE TO USE CITY FACILITY AND SERVICE AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM, NORTH CAROLINA AND INTEGRATED FORENSIC LABORATORIES, INC. REGARDING THE ESTABLISHMENT, OPERATION AND MANAGEMENT OF A LOCAL FORENSIC SERVICES LABORATORY.

- b.** ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Council Member Taylor pulled this item.

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, for approval of this item. The motion carried unanimously.

GENERAL AGENDA

- G-1.** CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF QUINTER, INC. FROM HB AND RS-9 TO GB-L (Arts and Crafts Studio; Building Materials Supply; Convenience Store; Food or Drug Store; Furniture and Home Furnishings Store; Motorcycle Dealer; Nursery, Lawn and Garden Supply Store, Retail; Restaurant (With Drive-Through Service); Restaurant (Without Drive-Through Service); Retail Store; Shopping Center; Wholesale Trade A; Banking and Financial Services; Building Contractors, General; Car Wash; Funeral Home; Hotel or Motel; Kennel, Indoor; Offices; Services A; Services B; Storage Services, Retail; Testing and Research Lab; Veterinary Services; Warehousing; Recreation Facility, Public; Recreation Services, Indoor; Recreation Services, Outdoor; Theater, Indoor; Academic Biomedical Research Facility; Academic Medical Center; Child Care, Drop-In; Child Care Institution; Child Care, Sick Children; Child Day Care Center; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; Club or Lodge; College or University; Government Offices, Neighborhood Organization, or Post Office; Hospital or Health Center; Institutional Vocational Training Facility; Library, Public; Museum or Art Gallery; Police or Fire Station; School, Private; School, Public; School, Vocational or

Professional; Manufacturing A; Park and Shuttle Lot; Parking, Commercial; Transmission Tower; and Utilities): Property located on the northwest side of Stratford Road, between Ricks Drive and Mission Road - Containing approximately 0.74 acre located in the SOUTHWEST WARD (Council Member Besse) - Zoning Docket W-3243. [Planning Board recommends approval of petition. This item was continued from the November 3, 2014 City Council meeting.]

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

A motion was made by Council Member Besse, seconded by Council Member Taylor, for 1) adoption of the Statement of Consistency as set forth on page 27 of the Agenda Book, and 2) approval of W-3243, with the addition of the following conditions agreed to by the petitioner; revised condition c, Landscape Buffer: A minimum of five (5) existing trees will be saved within the fifteen (15) foot buffer along the north and northeast property lines adjacent to RS9 zoning (segmental block tree wells may be used around some trees to be saved). Additionally, five (5) – five (5) inch caliper, twenty (20) foot tall minimum new large trees shall be planted to supplement the new fifteen (15) foot Type IV buffer with a six (6) foot opaque fence, along the adjacent residentially zoned property on the north and northeast property lines adjacent to RS9 zoning.

Tim Dockery agreed to the additional conditions.

The motion carried unanimously.

- G-2.** CONSIDERATION OF ITEMS RELATING TO FEDERAL TRANSIT ADMINISTRATION FUNDS FOR FISCAL YEAR 2014 ENHANCED MOBILITY FOR SENIORS AND INDIVIDUALS WITH DISABILITIES: [This item was remanded to the Finance Committee by City Council at its October 27, 2014 meeting. Finance Committee forwarded the item to City Council without a recommendation.]
- a.** RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO GRANT AGREEMENTS WITH SUBRECIPIENTS TO RECEIVE PASS-THROUGH FEDERAL TRANSIT ADMINISTRATION FUNDS FOR ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES (SECTION 5310) FOR THE WINSTON-SALEM URBAN AREA.
- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

A motion was made by Council Member Clark, seconded by Council Member Leight, for approval of this item. The motion carried unanimously.

- G-3.** RESOLUTION AWARDED CONTRACT FOR ASPHALTIC CONCRETE - Yadkin Valley Paving, Inc. - \$2,601,745. (Finance Committee forwarded the item to Council with two in favor, none opposed and one abstaining.)

A motion was made by Council Member Clark, seconded by Council Member Leight, for approval of this item. The motion carried unanimously.

G-4. CONSIDERATION OF ITEMS RELATED TO APPROVAL OF GENERAL OBLIGATION BONDS ON NOVEMBER 4, 2014: [Recommended by Finance Committee.]

a. RESOLUTION ESTABLISHING A CITIZENS’ BOND OVERSIGHT COMMITTEE.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

A motion was made by Council Member Taylor, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

G-5. MAYOR JOINES’ RECOMMENDATIONS FOR REAPPOINTMENTS/ APPOINTMENTS TO BOARDS AND COMMISSIONS:

a. YOUTH ADVISORY COUNCIL

Reappointments:

Ryan Carter, Walkertown High School; Bryan Christ, Forsyth Country Day; Anusha Doshi, Reagan High School; Devika Ghosh, Atkins High School; Zamier Gillespie, Winston-Salem Preparatory Academy; Keyla Lewis-Fleming, Winston-Salem Preparatory Academy; Quentin McCullough, Parkland High School; Dalia Namak, Parkland High School; Corrina Parriman, North Forsyth High School; Zach Skillings, Parkland High School; Darian Thompson, Parkland High School

Appointments:

Nicholas Dioli, Bishop McGuinness High School; Robert Ganzert, Bishop McGuinness High School; David Herman, Paisley High School; Ross Hickman, Calvary Baptist Day School; JaBrea Jackson, John F. Kennedy High School; Carolina Juanico-Cela, Glenn High School; Sara Lane, Forsyth Country Day; Andrew Lischke, East Forsyth High School; Harley Jem Magno, Early College of Forsyth; Abdull Mosley, John F. Kennedy High School; Aditi Pilani, Reagan High School; Dakota Pinckney, Carver High School; Isabella Rieco, Early College of Forsyth; Victoria Rivera, East Forsyth High School; Kenhoor Saur, Glenn High School; Logan Shortt, Calvary Baptist Day School; Kirsten Smith, Paisley High School; Oryn Swaso, Mount Tabor High School

A motion was made by Council Member Taylor, seconded by Council Member Leight, for approval of this item. The motion carried unanimously.

b. COLLEGE ADVISORY BOARD

Reappointments:

Lauren Formica, Wake Forest University; Rae-Ling Lee, Wake Forest University

Appointments:

Jasmine Leak, Winston-Salem State University; George O. Bailey, IV, Winston-Salem State University; Derrick Mobley, Winston-Salem State University; Erica Shepperd-Debnam, Salem College; Keva Kreeger, Salem College; Ella Hill, Salem College; Alisha Giri, Wake Forest University; Patrick Frantz, Forsyth Technical College; Roby D. Lovett, Forsyth Technical College; Christopher Reyes, Forsyth Technical College

A motion was made by Council Member Taylor, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

G-6. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

CLOSED SESSION

A motion was made by Council Member Clark, seconded by Council Member Leight, for the City Council to go into Closed Session, pursuant to N.C.G.S. 143-318.11(a)(5) to provide instructions to staff in negotiating the purchase price and other material contract terms for the purchase of a) property owned by Charles F. Woosley Heirs, located at the corner of Jonestown and Westchester Road, and being the southern part of tax lot 6804-36-6124 for possible police district site, and b) property owned by Maple Springs United Church of Winston-Salem, located at the corner of Reynolda and Woodberry Drive, being tax lot 6816-99-1755 for possible fire station expansion site. The motion carried unanimously.

At 8:11 p.m., a motion was made by Council Member Taylor, seconded by Council Member Besse, to end Closed Session. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:11 p.m.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

December 1, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Christa Long

1. PUBLIC HEARING ON ZONING PETITION OF JOHANNA L. ELSNER FROM RS-9 TO NO-L (Residential Building, Single Family; Residential Building, Duplex; Residential Building, Townhouse; Residential Building, Twin Home; Residential Building, Multifamily; Combined Use; Banking and Financial Services; Bed and Breakfast; Offices; Recreation Facility, Public; Adult Day Care Center; Adult Day Care Home; Child Care, Sick Children; Child Day Care Center; Child Day Care, Large Home; Child Day Care, Small Home; Church or Religious Institution, Neighborhood; Government Offices, Neighborhood Organization, or Post Office; Landfill, Land Clearing/Inert Debris; Library, Public; Limited Campus Uses; Police or Fire Station; Access Easement, Private Off-Site; Park and Shuttle Lot; and Utilities): Property located on the northwest side of Reidsville Road, north of Old Greensboro Road - Containing approximately 1.25 acres located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-3245. [Planning Board recommends approval of petition.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the

Council Chamber that wished to speak for or against this item. Seeing none, he closed the Public Hearing.

A motion was made by Council Member Burke, seconded by Council Member Montgomery, to continue this item until the January 20, 2015 City Council Meeting. The motion carried unanimously.

2. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF JOHN

RAYMOND OLIVER, JR. FROM LB TO HB-L (Shopping Center, Small; and Electronic Sweepstakes Operation): Property located on the northeast corner of New Walkertown Road and Waterworks Road - Containing approximately 2.41 acres located in the EAST WARD (Council Member Montgomery) - Zoning Docket W-3239. [Planning Board recommends approval of petition. This item was continued from the October 27, 2014 meeting of the City Council.]

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, to continue this item to the March 2, 2015 City Council Meeting. The motion carried unanimously.

3. PUBLIC HEARING AND ORDINANCE AMENDING CHAPTER B OF THE UNIFIED DEVELOPMENT ORDINANCES TO REVISE TEMPORARY SHELTER REGULATIONS - UDO-252 - Proposal of Planning and Development Services Staff. [Recommended by Planning Board.]

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

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

A motion was made by Council Member Montgomery, seconded by Council Member Clark, for 1) adoption of the Statement of Consistency as set forth on page 59 of the Agenda Book, and 2) approval of UDO-252. The motion carried unanimously.

4. PUBLIC HEARING ON ORDINANCE AMENDING CHAPTER B OF THE UNIFIED DEVELOPMENT ORDINANCES TO AMEND CHAPTER B.6 TO ELIMINATE THE PLANNING BOARD FINDINGS OF FACT REQUIREMENT FOR ELECTED BODY SPECIAL USE PERMITS AND TO SUBSTITUTE A SITE PLAN COMPLETENESS CHECK - UDO-251 - Proposal of City Attorney's Office. [Recommended by Community Development/Housing/General Government Committee.]

Paul Norby, Planning and Development Services Director, provided the staff report for this item.

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

A motion was made by Council Member Leight, seconded by Council Member Adams, for 1) adoption of the Statement of Consistency as set forth in the staff presentation, and 2) approval of UDO-251. The motion carried unanimously.

5. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF A PORTION OF NINTH STREET (EAST WARD) – Petition of the City of Winston Salem. [Public Works Committee forwarded this item to Council with three in favor, none opposed and one abstaining.]

Mayor Joines opened the Public Hearing.

*Proponents:**Robert Henneberg, 116 S Cliffdale Drive**Will Spencer, 367 N Pine Valley Road**Drew Gerstmeyer, 1315 S Main Street**Opponents:**Tom Skinner, 221 W 12th Street**Mayor Joines closed the Public Hearing.*

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, to continue this item to the January 20, 2015 City Council Meeting. The motion carried unanimously.

6. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF A PORTION OF AN ALLEYWAY OFF OF WILBUR STREET (SOUTHEAST WARD) – Petition of Exodus United Baptist Church. [Recommended by Public Works Committee.]

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

A motion was made by Council Member Taylor, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.

7. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF BARNARD RIDGE ROAD (NORTH WARD) – Petition of Carmen Barnard. [Recommended by Public Works Committee.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chamber that wished to speak for or against this item.

*Speakers:**Matthew Bryant, 723 Coliseum Road**Mayor Joines closed the Public Hearing.*

A motion was made by Council Member Adams, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

8. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF A PORTION OF BRENT STREET (SOUTHWEST WARD) – Petition of Travis Reeder. [Recommended by Public Works Committee.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chamber that wished to speak for or against this item.

Speakers:

Tim Bell, 1855 Dunmore Lane, Clemmons

Mayor Joines closed the Public Hearing.

A motion was made by Council Member Besse, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

CLOSED SESSION

A motion was made by Council Member Clark, seconded by Council Member Taylor, for the City Council to go into Closed Session, pursuant to N.C.G.S. 143-318.11(a)(6) to commence the City Attorney's annual performance evaluation. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned.

WINSTON-SALEM CITY COUNCIL

REGULAR MEETING

Council Chambers

101 N. Main Street

December 15, 2014

CALL TO ORDER

Mayor Joines called the meeting to order at 7:00 p.m. and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Robert C. Clark, Council Member Dan Besse, Council Member Derwin L. Montgomery, Council Member Molly Leight, Mayor Allen Joines, Mayor Pro Tempore Vivian H. Burke, Council Member Denise D. Adams, Council Member James Taylor Jr., and Council Member Jeff MacIntosh

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Chris Fish

PRESENTATION OF AWARD FROM THE CENTER FOR DIGITAL GOVERNMENT

Dennis Newman, Chief Information Officer, provided information regarding the award.

Council Member Montgomery presented the award to Mr. Newman.

CONSENT AGENDA

Mayor Joines stated the Council would first consider the Consent Agenda, and asked if there were any items that needed to be removed for discussion. Items C-9(c), C-12, C-13, and C-14(c) were removed.

A motion was made by Council Member Montgomery, seconded by Council Member Adams, for approval of the balance of the Consent Agenda. The motion carried unanimously.

C-1. CONSIDERATION OF ITEMS RELATING TO THE ACQUISITION/SALE OF PROPERTY: (Recommended by Finance Committee)

a. RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY AT 1424 EMERALD STREET UNDER THE UPSET BID PROCEDURE N.C.G.S. 160A-269 (East Ward).

Approved by the Consent Vote.

b. RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED

PROPERTY UNDER THE UPSET BID PROCEDURE N.C.G.S. 160A-269 - Vacant Lots 1301 and 1309 Dunleith Avenue (East Ward); and Vacant Lot 720 Ferndale Avenue (Southeast Ward).

Approved by the Consent Vote.

- C-2.** RESOLUTION AUTHORIZING A LAND LEASE AT WINSTON LAKE GOLF COURSE TO THE FIRST TEE OF THE TRIAD, INC. (East Ward). [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-3.** CONSIDERATION OF ITEMS RELATED TO AN ENVIRONMENTAL ASSESSMENT OF BOWMAN GRAY STADIUM AND CIVITAN PARK: [Recommended by Finance Committee.]

- a.** RESOLUTION AUTHORIZING AN AGREEMENT WITH WINSTON-SALEM STATE UNIVERSITY TO FUND AN ENVIRONMENTAL ASSESSMENT OF BOWMAN GRAY STADIUM AND CIVITAN PARK.

Approved by the Consent Vote.

- b.** ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- c.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Approved by the Consent Vote.

- C-4.** RESOLUTION AUTHORIZING AN AGREEMENT WITH ARCHITECTURAL DESIGN ASSOCIATES, PLLC FOR PROFESSIONAL ARCHITECTURAL DESIGN SERVICES FOR THE RENOVATION OF THE PUBLIC SAFETY CENTER PROJECT - \$830,000 (Estimated Amount). [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-5.** RESOLUTION AUTHORIZING AN AGREEMENT WITH STEELE GROUP ARCHITECTS, PLLC FOR PROFESSIONAL ARCHITECTURAL DESIGN SERVICES FOR THE DEVELOPMENT OF THE ALEXANDER BEATY PUBLIC SAFETY TRAINING AND SUPPORT CENTER - \$623,975 (Estimated Amount). [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-6.** RESOLUTION AUTHORIZING AN AGREEMENT WITH ARCHITECTURAL

DESIGN ASSOCIATES, PLLC FOR PROFESSIONAL ARCHITECTURAL DESIGN SERVICES FOR THE DESIGN OF TWO POLICE DISTRICT OFFICES (North Point Boulevard and Jonestown Road Areas) - \$815,000 (Estimated Amount).
[Recommended by Finance Committee.]

Approved by the Consent Vote.

C-7. ORDINANCE AMENDING SECTION 42-122(f) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS - Eddystone Lane. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

C-8. CONSIDERATION OF ORDINANCES RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF THREE TAXICABS, THREE LIMOUSINES, AND ONE HORSE DRAWN CARRIAGE SERVICE IN THE CITY OF WINSTON-SALEM: [Recommended by Public Safety Committee.]

a. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF CLASSIC CAB COMPANY FOR THE OPERATION OF 50 TAXICABS IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

b. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF LATINO'S CAB FOR THE OPERATION OF TEN TAXICABS IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

c. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF SKY TRANSPORTATION FOR THE OPERATION OF FIVE LIMOUSINES IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

d. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF HERE 2 THERE VAN SERVICE FOR THE OPERATION OF 20 LIMOUSINES IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

e. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF CAPE FEAR REGIONAL TRANSPORTATION FOR THE OPERATION OF EIGHT LIMOUSINES IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

- f. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF FLY P.T.I. FOR THE OPERATION OF 30 LIMOUSINES IN THE CITY OF WINSTON-SALEM.
Approved by the Consent Vote.
- g. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF HERITAGE CARRIAGES FOR THE OPERATION OF FOUR HORSE DRAWN CARRIAGES IN THE CITY OF WINSTON-SALEM.
Approved by the Consent Vote.
- C-9. CONSIDERATION OF ITEMS RELATING TO CONTRACTS: [Recommended by Finance Committee.)
- a. RESOLUTION AWARDING PURCHASE ORDER FOR COMPUTERS - Dell Marketing, L.P. - \$232,127.25.
Approved by the Consent Vote.
- b. RESOLUTION AWARDING PURCHASE ORDER FOR TASER ELECTRICAL WEAPONS - Taser International, Inc. - \$87,522.57.
Approved by the Consent Vote.
- d. RESOLUTION AWARDING PURCHASE ORDER FOR LIGHTING EQUIPMENT TO UPFIT POLICE PURSUIT VEHICLES - Horace G. Ilderton, LLC - \$180,919.75 (Estimated Amount).
Approved by the Consent Vote.
- C-10. CONSIDERATION OF ITEMS RELATING TO THE 28TH STREET DRAINAGE IMPROVEMENTS AND WATER AND SEWER REHABILITATION: [Recommended by Finance Committee.]
- a. RESOLUTION AWARDING CONTRACT FOR 28TH STREET DRAINAGE IMPROVEMENTS AND WATER AND SEWER REHABILITATION (NORTHEAST WARD) - Charles D. Lowder, Inc. - \$6,399,703 (Estimated Amount).
Approved by the Consent Vote.
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.
Approved by the Consent Vote.
- C-11. CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2014-2015 BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM, NORTH

CAROLINA: [Recommended by Finance Committee.]

- a. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2014-2015.
Approved by the Consent Vote.
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.
Approved by the Consent Vote.
- C-14. CONSIDERATION OF ITEMS RELATING TO THE CITY'S LEGISLATIVE PROGRAM FOR THE 2015 LEGISLATIVE SESSION: [Recommended by Community Development/Housing/General Government Committee.]
 - a. RESOLUTION CONTAINING THE CITY OF WINSTON-SALEM'S LEGISLATIVE PROGRAM FOR THE 2015 LEGISLATIVE SESSION.
Approved by the Consent Vote.
 - b. AN ACT PROVIDING THAT PARKING METERS IN THE CITY OF WINSTON-SALEM MAY BE ACTIVATED BY COINS, TOKENS, CASH, CREDIT CARDS, DEBIT CARDS OR ELECTRONIC MEANS.
Approved by the Consent Vote.
 - d. AN ACT TO ALLOW SERVICE OF THE CHRONIC VIOLATOR NOTICE ISSUED PURSUANT TO G.S. 160A-200 BY REGULAR MAIL AND POSTING.
Approved by the Consent Vote.
 - e. AN ACT TO EXEMPT ADMISSION CHARGES TO CITY AND COUNTY AGRICULTURAL FAIRS FROM THE SALES TAX IMPOSED ON AN ADMISSION CHARGE TO AN ENTERTAINMENT ACTIVITY.
Approved by the Consent Vote.
 - f. RESOLUTION OF THE WINSTON-SALEM CITY COUNCIL SUPPORTING REPLACEMENT REVENUES FOR THE PRIVILEGE LICENSE TAX (2015).
Approved by the Consent Vote.
 - g. RESOLUTION OF THE MAYOR AND WINSTON-SALEM CITY COUNCIL SUPPORTING THE RESTORATION OF THE NORTH CAROLINA STATE HISTORIC PRESERVATION TAX CREDITS.
Approved by the Consent Vote.
 - h. RESOLUTION OF THE MAYOR AND WINSTON-SALEM CITY COUNCIL

SUPPORTING RESTORATION OF THE NORTH CAROLINA FILM TAX CREDIT (2015).

Approved by the Consent Vote.

C-9. CONSIDERATION OF ITEMS RELATING TO CONTRACTS: [Recommended by Finance Committee.]

c. RESOLUTION AWARDING CONTRACT FOR PURCHASE OF TURNOUT GEAR - Atlantic Emergency Solutions, Inc. - \$450,274.27 (Estimated Amount).

Council Member Besse pulled this item.

Antony Farmer, Fire Chief, provided the staff report for this item.

A motion was made by Council Member Besse, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.

C-12. CONSIDERATION OF A DESIGN STUDY FOR THE MARTIN LUTHER KING, JR. DRIVE/WAUGHTOWN STREET AREA: [Recommended by Finance Committee.]

a. RESOLUTION APPROVING FUNDING TO THE S. G. ATKINS COMMUNITY DEVELOPMENT CORPORATION TO COMPLETE A DESIGN STUDY FOR THE MARTIN LUTHER KING, JR. DRIVE/WAUGHTOWN STREET AREA.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2014-2015.

Council Member Taylor pulled this item.

Derwick Paige, Assistant City Manager, provided the staff report for this item.

A motion was made by Council Member Taylor, seconded by Council Member Burke, for approval of this item. The motion carried unanimously.

C-13. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A REVISED AGREEMENT WITH THE CREATIVE CORRIDORS COALITION TO ALLOW A 10% DOWN PAYMENT ON THE 10% MATCH FOR THE MATCHING FUNDS ON THE MARTIN LUTHER KING, JR. DRIVE STREETScape ENHANCEMENT PROJECT. [Recommended by Finance and Public Works Committees.]

Council Member Montgomery pulled this item.

Greg Turner, Assistant City Manager, provided the staff report for this item.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

C-14. CONSIDERATION OF ITEMS RELATING TO THE CITY'S LEGISLATIVE PROGRAM FOR THE 2015 LEGISLATIVE SESSION: [Recommended by Community Development/Housing/General Government Committee.]

- c. AN ACT TO CLARIFY HOW PUBLIC BODIES IN WINSTON-SALEM MAY CONDUCT BUSINESS DURING MEETINGS INVOLVING SIMULTANEOUS COMMUNICATION.

Council Member Clark pulled this item.

Angela Carmon, City Attorney, provided the staff report for this item.

A motion was made by Council Member Burke, seconded by Council Member Adams, for approval of this item. The motion carried with the following vote:

Aye: Council Member Leight, Council Member Besse, Council Member Montgomery, Council Member Burke, Council Member Adams, Council Member MacIntosh, and Council Member Taylor

Nay: Council Member Clark

GENERAL AGENDA

- G-1. CONSIDERATION OF CITY COUNCIL'S JANUARY 2015 MEETING SCHEDULE.

A motion was made by Council Member Adams, seconded by Council Member Taylor, for approval of this item. The motion carried unanimously.

- G-2. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS/ REAPPOINTMENTS TO BOARDS AND COMMISSIONS:

- a. CITIZENS' POLICE REVIEW BOARD

Jerry Silber - Appointment - Term Expiring April 2016

Vevia Thomas - Appointment - Term Expiring April 2016

A motion was made by Council Member Taylor, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- b. HISTORIC RESOURCES COMMISSION

Chad Gadberry [Historic Overlay (HO) District Property Owner Category] - Appointment - Term Expiring June 2016

A motion was made by Council Member Taylor, seconded by Council Member Adams, for approval of this item. The motion carried unanimously.

- c. LOAN COMMITTEE

Douglas Atkinson - Reappointment - Term Expiring December 2017

Leigh Bagley - Reappointment - Term Expiring February 2017

Kevin Cole - Reappointment - Term Expiring February 2016

A motion was made by Council Member Montgomery, seconded by Council

Member Adams, for approval of this item. The motion carried unanimously.

G-3. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:37 p.m.