

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
January 19, 2016**

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 Molly Leight, Council Member Robert Clark, Council Member Dan Besse, Council Member Derwin Montgomery, Mayor Allen Joines, Mayor Pro Tempore Vivian 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. Mike Cardwell

RECOGNITION OF THE MARTIN LUTHER KING, JR. YOUNG DREAMERS' AWARD RECIPIENTS - Michelle Martinez and Douglas Richburg

Wanda Allen-Abraha, Human Relations Director, introduced The Honorable Ben Tennille, Nora Baker, Chair of Human Relations Commission, Sita Somara, Humans Relations Commissioner, and Yeseff Yofella, Human Relations Commissioner. She provided an overview of the Martin Luther King, Jr. Young Dreamers' Award.

Ms. Baker stated the Commission received several applications and was pleased with all the positive things the young people are doing. She stated she is looking forward to these young people being role models.

The Honorable Judge Ben Tennille read the bio for Michelle Martinez and presented her the award.

Ms. Martinez thanked the Clerk of Court, Susan Frye, for nominating her and thanked the City and her church, for their support. She noted the acronym H.O.P.E. means "Helping Our People Eat."

Ms. Sita Somara read the bio of Douglas Richburg and presented him the award.

Mr. Richburg thanked the Mayor and City Council for their support and stated he was honored to receive award.

Ms. Allen-Abraha thanked the Mayor and City Council for their support regarding the first Martin Luther King, Jr. Helping Hands Day. She noted that over 200 employees participated in this event by going to various non-profits and volunteering their time.

CITY STARS PRESENTATION

Ms. Vernetta Devane provided the staff report for this item.

For the Consistent Category: Kenny Adkins was nominated by Dr. Frank Carver from Forsyth Technical Community College. Over the past 3 years Mr. Adkins has presented information to his class regarding water treatment. Mr. Adkins is very knowledgeable, and his presentation skills are remarkable. Ms. DeVane stated this is Mr. Adkins fourth nomination for this award.

CONSENT AGENDA

Items on the Consent Agenda have been unanimously recommended by a Committee of the City Council or are submitted in accordance with established procedure. There will be no discussion of the items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered individually. Items not removed from the Consent Agenda will be enacted with one motion.

Mayor Joines stated Council would first consider the Consent Agenda and asked if there were any items that needed removed for discussion. Council Member Taylor removed C-4.

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Taylor, to approve the balance of the Consent Agenda. Motion carried unanimously.

- C-1.** RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY AT 2845 REYNOLDS PARK ROAD UNDER THE UPSET BID PROCEDURE N.C.G.S. 160A-269 (SOUTHEAST WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-2.** RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF WINSTON-SALEM, NORTH CAROLINA, THE CITY OF GREENSBORO, NORTH CAROLINA, THE CITY OF HIGH POINT, NORTH CAROLINA AND NMS LABS, INC. FOR DNA TESTING OF COLD CASE EVIDENCE. [Recommended by Finance and Public Safety Committees.]

Approved by the Consent Vote.

- C-3.** CONSIDERATION OF ORDINANCES RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF THREE TAXICABS AND FIVE LIMOUSINES SERVICES IN THE CITY OF WINSTON-SALEM: [Recommended by Public Safety Committee.]

- a.** SECOND READING OF ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF ABC DOOR 2 DOOR FOR THE OPERATION OF SIX LIMOUSINES IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

- b. SECOND READING OF ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF ACE TRANSPORTATION FOR THE OPERATION OF FIVE LIMOUSINES IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

- c. SECOND READING OF ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF DAVE'S TRANSPORTATION FOR THE OPERATION OF FOUR LIMOUSINES IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

- d. SECOND READING OF ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF H & M ENTERPRISE 1, LLC. FOR THE OPERATION OF SEVEN LIMOUSINES IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

- e. SECOND READING OF ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF NUB TRANSPORTATION, INCORPORATED FOR THE OPERATION OF THREE LIMOUSINES IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

- f. SECOND READING OF ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF UNIVERSAL TAXI COMPANY FOR THE OPERATION OF FIVE TAXICABS IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

- g. SECOND READING OF ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF EXPRESS CAB COMPANY FOR THE OPERATION OF 20 TAXICABS IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

- h. SECOND READING OF ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF SAFE RIDE TRANSPORTATION FOR THE OPERATION OF EIGHT TAXICABS IN THE CITY OF WINSTON-SALEM.

Approved by the Consent Vote.

- C-5. CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2015-2016 BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA:

- a. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- C-6. CONSIDERATION OF ITEMS RELATED TO CONTRACTS: [Recommended by Finance Committee.]

- a. RESOLUTION AWARDDING PURCHASE ORDER FOR SIX AUTOMATED SIDE-LOADING REFUSE TRUCKS - Piedmont Peterbilt, LLC - \$1,529,826.

Approved by the Consent Vote.

- b. RESOLUTION AWARDDING PURCHASE ORDER FOR EIGHT TANDEM AXLE DUMP TRUCKS - White's Tractor and Truck Co., LLC - \$905,144.

Approved by the Consent Vote.

- c. RESOLUTION AWARDDING CONTRACT FOR QUARRY PARK DEVELOPMENT - Bar Construction Company, Inc. - \$4,285,000 (Value Engineered Estimated Amount).

Approved by the Consent Vote.

- d. RESOLUTION AWARDDING A CONTRACT FOR CONSTRUCTION OF POLICE DISTRICT 1 AND 3 FACILITIES - HICAPS, Inc. - \$5,195,000 (Estimated Amount).

Approved by the Consent Vote.

- e. RESOLUTION AWARDDING CONTRACT FOR POLO ROAD CORRIDOR IMPROVEMENTS - Smith-Rowe, LLC - \$1,480,594.19 (Estimated Amount).

Approved by the Consent Vote.

- f. RESOLUTION AWARDDING PURCHASE ORDER FOR EXPLOSIVE ORDINANCE DEVICE VEHICLE - Gerling and Associates, Inc. - \$187,724.40.

Approved by the Consent Vote.

- C-7. CONSIDERATION OF ITEMS RELATED TO THE ANNUAL CONTRACT FOR RESURFACING CITY STREETS: [Recommended by Finance Committee.]

- a. RESOLUTION AWARDDING CONTRACT FOR RESURFACING CITY STREETS – ANNUAL CONTRACT 2016 - APAC-Atlantic, Inc., Thompson-Arthur Division - \$2, 871,712.01 (Estimated Amount).

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- c. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- C-8. RESOLUTION FIXING DATE FOR HEARING ON PETITION TO CLOSE AND ABANDON A PORTION OF AN ALLEY OFF OF URBAN STREET (SOUTHEAST WARD) – Petition of Nelly McCollum. Public Hearing: February 15, 2016. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-4. CONSIDERATION OF ITEMS RELATED TO POLICE/FIRE PAY: [Recommended by Finance Committee.]

- a. RESOLUTION AMENDING ARTICLE II OF THE CITY OF WINSTON-SALEM PERSONNEL RESOLUTION REGARDING COMPENSATION AND CHANGES TO THE CERTIFIED FIRE PAY SCHEDULE AND SWORN POLICE PAY SCHEDULE.

- b. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2015-2016.

Council Member Taylor stated this item is extremely important in ensuring that the City of Winston-Salem gets the best of the best regarding Police Office and Firefighters.

Carmen Caruth, Human Resource Director, provided the staff report for this item.

A motion was made by Council Member Taylor, seconded by Council Member Besse, to approve the Resolution Amending Article II of the City of Winston-Salem Personnel Resolution Regarding Compensation and Changes Certified Fire Pay Schedule and Sworn Police Schedule and the Ordinance Amending the Annual Appropriation and Tax Levy Ordinance for the Fiscal Year 2015-2016. Motion carried unanimously.

GENERAL AGENDA

- G-1. PUBLIC HEARING ON SPECIAL USE PERMIT REQUEST OF ZION MEMORIAL MISSIONARY BAPTIST CHURCH FOR EXPANSION OF INSTITUTIONAL PARKING IN RESIDENTIAL ZONING: Property located on the east side of Dunleith Avenue, north of East First Street - Containing approximately 0.16 acre located in the EAST WARD (Council Member Montgomery) - Zoning Docket W-3282. [Planning Board certifies that the site plan meets all Unified Development Ordinances requirements.]

Mayor Joines read the following statement:

This is a public hearing regarding the petitioner's application for a special use permit for expansion of institutional parking in a residential zoning. This is a quasi-judicial proceeding. Speakers must present testimony and evidence under oath. Speakers should rely only on their own information, not base their remarks on comments made by others.

The applicant and other witnesses have the right to ask questions of each other and all testimony and evidence must relate to the four findings of fact City Council must make.

Four findings of facts are:

- 1. That the use will not materialize, endanger the public health or safety if located where proposed and developed according to the application and plan as submitted and approved;*
- 2. That the use meets all required conditions and specifications;*
- 3. That the use will not substantially injure the value of adjoining or abutting property, or that the use is a public necessity; and*
- 4. That the location and character of the use, if developed according to the application and plan submitted and approved, will be in harmony with the area in which it is to be located and in general conformity with Legacy.*

The City Council can issue a special use permit only when it's able to make an affirmative finding to each of the four findings. The applicant has the burden of proof as to the second and third finding and then the opposition has the burden of proof with respect to the first and fourth findings. Additionally, Council Members may only consider evidence provided at this hearing. Communications with members of the City Council outside of the hearing are prohibited and must be disclosed if any. Because this is a quasi-judicial proceeding which requires all testimony to be provided under oath citizens may not stand or raise their hands in support of or in opposition of to the requested special use permit. For the record the Planning Board has certified the site plan meets all code requirements. Each side will be given 15 minutes for presentation and if needed additional time within reason will be given. Anyone who wishes to be heard on this particular item I would ask you to come forward now to be sworn in.

Paul Norby, Planning Director and Clinton Gravely were sworn in.

Mayor Joines opened the Public Hearing.

Proponents:

Clinton Gravely: We are building an addition to Zion Memorial Baptist Church which includes an elevator and additional parking. The acquired piece of property is approximately 50 feet by 130 feet long. I'm speaking in favor of this, I think it would be a big plus to the community. We actually have a buffer that's really more than one-third of the width of this property. The buffer is 18 feet. We are only adding 11 parking spaces and even with the 11 parking spaces we are not up to the requirement of the Ordinance as far as parking for the church. The ordinance requires 68 parking spaces and even with our 11 additional ones we only have 55. I think it will be a big plus to the community. The plant and buffer is a tremendous addition to the community as well as the church, to have 18 feet of the 50 feet is as a buffer is a big plus.

Paul Norby: Thank you Mr. Mayor. Good evening Council Members, you see the property shown here on Dunleith Avenue north of East First Street. The property that we're talking about is shown in yellow. It's a vacant lot which is just north of the church building that you see there just underneath it. Then that green area is the 500 foot radius

that we sent notice to. These are some ground shots. This is looking directly at the church from the Dunleith Avenue frontage. This is looking a little bit up Dunleith toward the church across the vacant lot that is the subject of this request. You can see the sign there in front. This is looking head on at that lot. The church is to the right and the nearest residence is to the left there. Then this is looking across that vacant lot to the nearest house there. This is the proposed site plan and I'm outlined it in red so you can see the area there. So it involves 11 parking spaces that you see right there just south of that red rectangle you see the changes to the Church property where they are adding in the elevator addition and ramps. But within the red rectangle and kind of a little bit to the north of it there is the additional parking spaces plus the buffers that are involved and I'll explain them. The street yard that you see in that space along Dunleith Avenue next to the parking lot is 36 feet long by 10 feet wide. It would have two deciduous trees, six evergreen shrubs, then the north property line or the northern area just north of the parking spaces between that and the house that you saw in the picture, that's an area of 139 feet by 18 feet wide as, Mr. Gravely was referring to, and that buffer would have three deciduous trees, 12 evergreen trees and 14 evergreen shrubs installed along it. The east buffer yard to the right edge of that rectangle is 92 feet long by 10 feet wide. That would have two deciduous trees, eight evergreen trees, and 10 evergreen shrubs. So that outlines the essence of what is proposed on the land that is up for hearing tonight. This increases the on-site parking from 46 spaces to 55 spaces is as I said 11 spaces will be on the expanded side in question. I explained the street yard planting and the Planning Board recommended approval of the site plan on December 10th. Again, these are the findings of fact that the Council must make. Information related to that is in the staff report.

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

Council Member MacIntosh: This building was built prior to the UDO?

Paul Norby: That is correct. That's why the parking is not an issue here.

Council Member Montgomery: Just for the record in terms of the buffer that has been stated here today, in your best judgment assessment would protect the neighboring properties as recommended in the plan?

Paul Norby: The type 1 buffer will not be a total screen, but it will be significant plantings between the parking lot and the residential.

Council Member Montgomery: Which is more than what exist today.

Paul Norby: Absolutely.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, that (1) the City Council affirm the four findings as required by section 61.5 f of the Unified Development Ordinance as detailed on the first page of the agenda packet (2) City Council approve the Site Plan that is included with this permit request, along with the conditions included in the Special Use Permit and Staff Report; and (3) the City Council issues a Special Use Permit to Zion Memorial

Missionary Baptist Church for expansion of institutional parking in residential zoning. Motion carried unanimously.

Council Member Montgomery: I would like to reiterate in reference to the buffer, the only concern I heard from the community was to make sure that the buffer that would be in place would be sufficient, and based upon the plan that's presented today. it is in my opinion the buffer that's going to be put in place will actually add character to the neighborhood along with the rest of the development that's there.

- G-2. PUBLIC HEARING AND ORDINANCE APPROVING A RENEWED WINSTON-SALEM/RURAL HALL ANNEXATION AGREEMENT. [Recommended by Public Works Committee.]**

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

Council Member Besse, seconded by Council Member Taylor, to approve the Ordinance Approving a Renewed Winston-Salem/Rural Hall Annexation Agreement. Motion carried unanimously.

- G-3. PUBLIC HEARING AND ORDINANCE APPROVING A RENEWED WINSTON-SALEM/CLEMMONS ANNEXATION AGREEMENT. [Recommended by Public Works Committee.]**

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

A motion was made by Council Member Besse, seconded by Council Member Montgomery, to approve the Ordinance Approving a Renewed Winston-Salem/Clemmons Annexation Agreement. Motion carried unanimously.

- G-4. PUBLIC HEARING ON ITEMS RELATING TO FINANCIAL ASSISTANCE TO KAILO, LLC: [Finance Committee forwarded this item to Council with three in favor, none opposed and one abstaining.]**

- a. RESOLUTION APPROVING FINANCIAL ASSISTANCE TO KAILO, LLC.**
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2015-2016.**

Mayor Joines opened the Public Hearing.

Speakers:

*Jill Apperton, 411 W. 4 Street Suite 211, Winston Salem, NC
Spoke in support on behalf of the Winston-Salem Chamber of Commerce.*

*Jo Anne Allen, P.O. Box 284 Winston-Salem, NC
Spoke is opposition.*

Mayor Joines asked if there were anyone else that wished to speak regarding this item. Seeing none, he closed the Public Hearing and asked Mr. Derwick Paige, Assistant City Manager, to provide a brief summary of this economic development item.

In response to Mayor Pro-Tem Burke, Mr. Paige asked the company representative to provide information regarding job creation.

Rod Christenson, 301 N. Main Street Winston-Salem, NC

Mr. Christenson stated the company will work with the Urban League, The Chamber of Commerce, and conduct job fairs in order to fill the 251 jobs. He provided job descriptions as well as salary ranges for the jobs.

A motion was made by Council Member Clark, seconded by Council Member Montgomery to approve the Resolution Approving Financial Assistance to Kailo, LLC and the Ordinance Amending the Project Budget Ordinance for the Fiscal Year 2015-2016. Motion carried unanimously.

At the request of Mayor Pro-Tem Burke, Mr. Paige provided a report regarding the City's Economic Development investments, revenues, and job creation since 2010.

G-5. CONSIDERATION OF ORDINANCES APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR FOUR LIMOUSINE COMPANIES AND ONE GOLF CART COMPANY IN THE CITY OF WINSTON-SALEM:

a. PUBLIC HEARING ON ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF CAMEL CITY CARAVANS FOR THE OPERATION OF TWO GOLF CARTS IN THE CITY OF WINSTON-SALEM.

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

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, to approve the Ordinance Approving Requests for Certificates of Public Convenience and Necessity of Camel City Caravans for the Operation of Two Golf Carts in the City of Winston-Salem. Motion carried unanimously.

b. PUBLIC HEARING ON ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF SAVING LIVES TRANSPORTATION FOR THE OPERATION OF ONE LIMOUSINE IN THE CITY OF WINSTON-SALEM.

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

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to approve the Ordinance Approving Requests for Certificates of Public Convenience and Necessity of Saving Lives Transportation for the Operation of One Limousine in the City of Winston-Salem. Motion carried unanimously.

- c. PUBLIC HEARING ON ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF FIRST CLASS AIRPORT SHUTTLE AND TRANSPORT SERVICES FOR THE OPERATION OF THREE LIMOUSINES IN THE CITY OF WINSTON-SALEM.

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

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to approve the Ordinance Approving Requests for Certificates of Public Convenience and Necessity of First Class Airport Shuttle and Transport Services for the Operation of Three Limousines in the City of Winston-Salem. Motion carried unanimously.

- d. PUBLIC HEARING ON ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF LIMO XPRESS AIRPORT FOR THE OPERATION OF TWO LIMOUSINES IN THE CITY OF WINSTON-SALEM.

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

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to approve the Ordinance Approving Requests for Certificates of Public Convenience and Necessity of Lime Xpress Airport for the Operation of Two Limousines in the City of Winston-Salem. Motion carried unanimously.

- e. PUBLIC HEARING ON ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF SALEM COMMUNITY TRANSPORTATION SYSTEM, INCORPORATED FOR THE OPERATION OF FIVE LIMOUSINES IN THE CITY OF WINSTON-SALEM.

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

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, to approve the Ordinance Approving Requests for Certificates of Public Convenience and Necessity of Salem Community Transportation System, Incorporated for the Operation of Five Limousines in the City of Winston-Salem. Motion carried unanimously.

- G-6. PROPOSED SALE OF THE CENTER CITY PARKING DECK AND THE HOLLY AVENUE SURFACE PARKING LOT UNDER THE UPSET BID PROCEDURE. [Recommended by Finance Committee. This item received a motion of No Consideration at the December 21, 2015 City Council Meeting.]

The following motion was made at the December 21, 2015, City Council Meeting.

A motion was made by Council Member Clark, seconded by Council Member Adams, that the City Council (1) tentatively accept the offer of \$2,050,000 from

Tight Lines Partners for purchase of the parking deck (2) adopting as its minimum future use and public interest conditions, the conditions submitted by Tight Line Partners, LLC detailed on page 71 and 72 of the Agenda Book (2a) Change the 30 day closing requirement the closing must occur within 90 days unless there are extenuating circumstances in which case the City Attorney upon finding such notifications may extend the 90 day closing requirement by 30 days (2b) Include a future use limitation that requires the buyers to obtain prior approval of the Winston-Salem City Council for any subsequent sale or transfer of the city parking deck and Holly Avenue Surface Lot is now known or maybe known in the future that occurs on or before January 1, 2021 which approval shall be not unreasonably be held (3) Commence the upset bid process under General Statue 160A-269 consistent with this motion and if there are no raised bids received accept the offer of Tight Line Partners, LLC with the conditions noted here and authorize the appropriate City officials to execute the instruments necessary to officiate conveyance of the property.

Council Member James Taylor made a motion of no consideration.

Present meeting:

Mayor Joines stated this item received a motion of no consideration at the December 21, 2015 meeting and there is a motion on the floor to approve the sale of the parking deck to Tight Line Partners, LLC. Motion carried unanimously.

G-7.

RESOLUTION AWARDDING CONTRACT FOR SIDEWALK CONSTRUCTION ALONG YORKSHIRE ROAD - J & E Concrete Construction, LLC - \$186,158.11 (Estimated Amount). [Recommended by Finance Committee. This item received a motion of No Consideration at the December 21, 2015 City Council Meeting.]

Mayor Joines request a motion to excuse Council Member Montgomery from voting on this item.

A motion was made by Council Member Clark, seconded by Council Member Adams to excuse Council Member Montgomery from voting on item G-7. Motion carried unanimously.

Motion made at the December 21, 2015, City Council Meeting:

Mayor Pro-Tem Burke, made a motion, seconded by Council Member Taylor, to continue this item.

Mayor Pro-Tem Buke made a motion of no consideration.

Present Meeting

Mayor Joines stated this item received a motion of no consideration at the December 21, 2015 City Council Meeting. The motion on the floor is to continue the item. He stated without objection Council Member Clark would like to make a comment.

Council Member Clark stated the motion on the floor is to continue this item, and he request Council supports the continuance. Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Besse; Mayor Pro Tem Burke; Council Members: Adams, MacIntosh and Taylor

Excused: Council Member Montgomery

G-8. RESOLUTION ACCEPTING THE DONATION AND DEDICATION OF EASEMENTS FOR THE CEDAR TRAIL GREENWAY CONNECTION (WEST WARD). [Finance Committee forwarded this item to Council without a recommendation.]

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve the Resolution Accepting the Donation and Dedication of Easements for the Cedar Trail Greenway Connection. Motion carried unanimously.

G-9. RESOLUTION AWARDING CONTRACT FOR SIDEWALK CONSTRUCTION ALONG BRYANS PLACE ROAD - Armen Construction, Inc. - \$151,274 (Estimated Amount). [Finance Committee forwarded this item to Council without a recommendation, with three in favor and one opposed.]

Mayor Joines requested a motion to excuse Council Member Montgomery from voting on item G-9.

A motion was made by Council Member Clark, seconded by Council Member Taylor, to excuse Council Member Montgomery from voting on item G-9. Motion carried unanimously.

A motion was made by Council Member Clark, seconded by Council Member MacIntosh, to continue this item to the February 1, 2016 City Council Meeting. Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Besse; Mayor Pro-Tem Burke; Council Members Adams, MacIntosh, and Taylor

Excused: Council Member Montgomery

G-10. CONSIDERATION OF ITEMS REGARDING THE ISSUANCE OF \$3,890,000 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.

A motion was made by Council Member Clark, seconded by Council Member Adams to approve the Resolution of the City Council of the City of Winston-Salem, North Carolina Making Certain Statements of Fact Concerning Proposed bond Issue. Motion carried unanimously.

b. INTRODUCTION OF BOND ORDERS:

The City Secretary read the Introduction of Bond Orders into the record.

Two Thirds General Obligation Bonds Introduction – Public Improvement Bond Order
Two Thirds General Obligation Bonds Introduction – Street and Sidewalks Bond Order
Two Thirds General Obligation Bonds Introduction – Parks and Recreation Bond Order

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: February 1, 2016.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve the Resolution of the City of Winston-Salem, North Carolina, Calling a Public Hearing on Bond Orders, Directing Publications of Notices of Said Public Hearing, and Filing of a Debt Statement. Motion carried unanimously.

G-11. CONSIDERATION OF CITY COUNCIL'S MARCH MEETING SCHEDULE.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to approve the Consideration of City Council's March Meeting Schedule. Motion carried unanimously.

G-12. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

G-13. CLOSED SESSION

Council Member Montgomery made a motion, seconded by Council Member Council Member Clark, that the City Council go into closed session pursuant to: (1) G.S. §143-318.11(a) 3 & 2 to consult with and provide instructions to the City Attorney regarding a legal matter and (2) preserve the attorney client privilege.

Closed Session began at 8:39 p.m.

At 9:21 p.m. a motion was made by Council Member Taylor, seconded by Council Member Montgomery, to end the Closed Session and resume Regular Session. Motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 9:22 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
February 1, 2016**

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 Molly Leight, Council Member Robert Clark, Council Member Dan Besse, Council Member Derwin Montgomery, Mayor Allen Joines, Mayor Pro Tempore Vivian 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. R.K. Rob Pearson

1. PUBLIC HEARING ON ZONING PETITION OF THE CITY OF WINSTON-SALEM FOR PROPERTY OWNED BY MULTIPLE PROPERTY OWNERS FROM LO, PB, AND PB-S TO RSQ: Property is a portion of the Holly Avenue neighborhood generally located east of Broad Street, south of Holly Avenue, and west of Spruce Street - Containing approximately 17.09 acres located in the NORTHWEST WARD (Council Member MacIntosh) - Zoning Docket W-3281. [Planning Board recommends approval of petition.]

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

Mayor Joines opened the Public Hearing and asked if there were anyone in the Chamber that would like to speak regarding this item. Seeing none, he closed the Public Hearing.

Council Member MacIntosh made a motion, seconded by Council Member Adams, for (1) adoption of the Statement of Consistency set forth on page 25 of the Agenda Book and (2) approval of W-3281 with the exclusion of the properties on the west side of Spring Street between Brookstown and 2nd Street. Motion carried unanimously.

2. PUBLIC HEARING ON ZONING PETITION OF CLEVELAND AVENUE CHRISTIAN CHURCH FROM IP TO LO: Property located on the south side of Tenth Street between Cleveland Avenue and Mount Zion Place - Containing approximately 1.11 acres located in the EAST WARD (Council Member Montgomery) - Zoning Docket W-3285. [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 regarding this item. Seeing none, he closed the Public Hearing.

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

A motion was made by Council Member Montgomery, seconded by Mayor Pro-Tem Burke, for (1) adoption of the Statement of Consistency set for on page 53 of the Agenda Book and (2) approval of W-3285. Motion carried unanimously.

3. PUBLIC HEARING ON ZONING PETITION OF FORSYTH ECONOMIC VENTURES, INC. FROM PB-S TO PB: Property located on the southeast corner of Liberty Street and Bethlehem Lane - Containing approximately 0.36 acre located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-3286. [Planning Board recommends approval of petition.]

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

In response to Mayor Pro-Tem Burke, Mr. Norby provided a staff report.

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Adams , for (1) adoption of the Statement of Consistency set forth on page 77 of the Agenda Book and (2) approval of W-3286. Motion carried unanimously.

4. PUBLIC HEARING ON SITE PLAN AMENDMENT OF BROOKBERRY FARM, LLC FOR A MU-S ZONED SITE: Property located on the northwest side of Meadowlark Drive and east side of Beauchamp Road, north of Country Club Road - Containing approximately 3.15 acres located in the WEST WARD (Council Member Clark) - Zoning Docket W-3287. [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 that wished to speak regarding this item. Seeing none, he closed the Public Hearing.

In response to Council Member Clark, Mr. Norby provided a Staff Report.

A motion was made by Council Member Clark, seconded by Council Member MacIntosh, for (1) adoption of the Statement of Consistency set forth on page 111 of the Agenda Book and (2) approval of Site Plan amendment and (3) approval of W-3287. Motion carried unanimously.

5. CONSIDERATION OF ITEMS REGARDING THE ISSUANCE OF TWO-THIRDS GENERAL OBLIGATIONS BONDS, SERIES 2016A, TAX EXEMPT GENERAL OBLIGATION BONDS, SERIES 2016B, TAXABLE GENERAL OBLIGATION BONDS, SERIES 2016C, AND GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016D:

Lisa Saunders, Chief Financial Officer, provided a staff report for this item.

- a. PUBLIC HEARING ON BOND ORDER AUTHORIZING THE ISSUANCE OF \$310,000 PUBLIC IMPROVEMENT BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

Council Member Clark made a motion, seconded by Council Member Burke, to open the Public Hearing. Motion carried unanimously.

Mayor Joines asked if anyone would like to speak regarding this item. Seeing none he requested a motion to close the Public Hearing.

Council Member Clarke made a motion, seconded by Council Member Adams, to close the Public Hearing.

- b. PUBLIC HEARING ON BOARD AUTHORIZING THE ISSUANCE OF \$2,000,000 STREET AND SIDEWALK AND SIDEWALK 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. Motion carried unanimously.

Mayor Joines asked if anyone would like to be heard regarding this item. Seeing none, he requested a motion to close the Public Hearing.

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

- c. PUBLIC HEARING ON BOND ORDER AUTHORIZING THE ISSUANCE OF \$1,580,000 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. Motion carried unanimously.

Mayor Joines asked if there were anyone that wished to speak regarding this item. Seeing none, he requested a motion to close the Public Hearing.

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

- d. CONSIDERATION OF BOND ORDERS:

The City Secretary read the following Bond Orders into the record:

- a. BOND ORDER AUTHORIZING THE ISSUANCE OF \$310,000 PUBLIC IMPROVEMENT BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve the Bond Order Authorizing The Issuance Of \$310,000 Public Improvement Bonds Of The City Of Winston-Salem, North Carolina. Motion carried unanimously.

- b. BOND ORDER AUTHORIZING THE ISSUANCE OF \$2,000,000 STREET AND SIDEWALK BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve the Bond Order Authorizing The Issuance Of \$2,000,000 Street And Sidewalk Bonds Of The City Of Winston-Salem, North Carolina. Motion carried unanimously.

- c. BOND ORDER AUTHORIZING THE ISSUANCE OF \$1,580,000 PARKS AND RECREATION BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

Council Member Clark made a motion, seconded by Council Member Adams, to approve the Bond Order Authorizing The Issuance Of \$1,580,000 Parks And Recreation Bonds Of The City Of Winston-Salem, North Carolina. Motion carried unanimously.

- d. BOND ORDER AUTHORIZING THE ISSUANCE OF \$14,510,000 REFUNDING BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

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

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve the Resolution of the City Council of the City of Winston-Salem, North Carolina, Making Certain Statements of Fact Concerning Proposed Refunding Bond Issue. Motion carried unanimously.

- f. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA, PROVIDING FOR THE ISSUANCE OF \$3,890,000 TWO-THIRDS GENERAL OBLIGATION BONDS, SERIES 2016A, \$53,100,000 TAX EXEMPT GENERAL OBLIGATION BONDS, SERIES 2016B, \$6,900,000 TAXABLE GENERAL OBLIGATION BONDS, SERIES 2016C, AND \$14,510,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016D OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

A motion was made by Council Member Adams, seconded by Council Member MacIntosh for approval of the Resolution of the City Council for the City of Winston-Salem, North Carolina, Providing for the Issuance of \$3,890,000 Two-Thirds General Obligation Bonds, Series 2016A, \$53,100,000 Tax Exempt General Obligation Bonds, Series 2016B \$6,900,00 Taxable General Obligation Bonds, Series 2016C, and \$14,510,000 General Obligation Refunding Bonds, Series 2016D of the City of Winston-Salem, North Carolina. Motion carried unanimously.

6. PUBLIC HEARING ON ORDINANCE DESIGNATING CERTAIN PROPERTY AS A HISTORIC LANDMARK - Butner Hat Shop, 521 S. Main Street and the Butner House, 517 S. Main Street. [Recommended by the Finance Committee.]

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

Mayor Joines opened the Public Hearing and asked if anyone would like to speak regarding this item. Seeing none, he closed the Public Hearing.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, to approve the Ordinance Designating Certain Property As A Historic Landmark - Butner Hat Shop, 521 S. Main Street And The Butner House, 517 S. Main Street. Motion carried unanimously.

- 7. RESOLUTION REGARDING THE ELIGIBILITY OF THE FOLLOWING PROPERTIES FOR THE NATIONAL REGISTER OF HISTORIC PLACES: Hanes Hosiery Mill, Ivy Avenue Plant (1245 and 1325 Ivy Avenue) EAST WARD.

April Johnson, Historic Resource Planner, provided a staff report for this item.

A motion was made by Council Member Montgomery, seconded by Mayor Pro-Tem Burke, for approval of the Ordinance Designating Certain Property As A Historic Landmark - Butner Hat Shop, 521 S. Main Street And The Butner House, 517 S. Main Street. Motion carried unanimously.

- 8. RESOLUTION AWARDED CONTRACT FOR SIDEWALK CONSTRUCTION ALONG YORKSHIRE ROAD - J & E Concrete Construction, LLC - \$186,158.11 (Estimated Amount). [This item was continued from the January 19, 2016 City Council Meeting.]

Mayor Joines reminded the City Council that Council Member Montgomery has been excused from voting on this item.

Council Member Clark provided a brief history of the item.

Council Member Clark made a motion, seconded by Council Member Adams, to award this contract to J & E Concrete Construction, LLC as shown as page 181 of the Agenda Book.

Council Member Taylor made a substitute motion to award the contract to the low bidder. Motion failed for lack of second.

Mayor Joines called for a vote on the original motion. Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Besse; Mayor Pro-Tem Burke; Council Members: Adams, MacIntosh, and Taylor

Excused: Council Member Montgomery

- 9. RESOLUTION AWARDED CONTRACT FOR SIDEWALK CONSTRUCTION ALONG BRYANS PLACE ROAD - Armen Construction, Inc. - \$151,274 (Estimated Amount). [This item was continued from the January 19, 2016 City Council Meeting.]

The Mayor reminded Council that Council Member Montgomery is excused from voting on this item.

In response to Mayor Pro-Tem Burke, Stephan Owens Attorney for Mr. Witherspoon of Premiere Design Builders, affirmed that he is capable of doing the job. Mr. Witherspoon also stated for the record that he could perform the duties.

Council Member Clark made a motion, seconded by Council Member Taylor, to award the contract to Premiere Design Builders as shown on page of 187 of the Agenda Book and this is contingent upon a mutual agreement between the City and Premiere regarding the \$13,000 that he owes the City. Motion carried with the following vote:

Aye: Council Members Clark, Besse, Mayor Pro Tem Burke, Adams, MacIntosh and Taylor

Nay: Council Member Leight

Excused: Council Member Montgomery

10. SECOND READING OF ORDINANCES APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR FOUR LIMOUSINE COMPANIES AND ONE GOLF CART COMPANY IN THE CITY OF WINSTON-SALEM. [Recommended by the Public Safety Committee. The public hearing on these items was conducted at the January 19, 2016 City Council Meeting.]:

a. ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF CAMEL CITY CARAVANS FOR THE OPERATION OF TWO GOLF CARTS IN THE CITY OF WINSTON-SALEM.

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to approve the Ordinance Approving Requests For Certificates Of Public Convenience And Necessity Of Camel City Caravans For The Operation Of Two Golf Carts In The City Of Winston-Salem. Motion carried unanimously.

b. ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF SAVING LIVES TRANSPORTATION FOR THE OPERATION OF ONE LIMOUSINE IN THE CITY OF WINSTON-SALEM.

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to approve the Ordinance Approving Requests For Certificates Of Public Convenience And Necessity Of Saving Lives Transportation For The Operation Of One Limousine In The City Of Winston-Salem. Motion carried unanimously.

c. ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF FIRST CLASS AIRPORT SHUTTLE AND TRANSPORT SERVICES FOR THE OPERATION OF THREE LIMOUSINES IN THE CITY OF WINSTON-SALEM.

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to approve the Ordinance Approving Requests For Certificates Of Public Convenience And Necessity Of First Class Airport Shuttle And Transport

**Services For The Operation Of Three Limousines In The City Of Winston-Salem.
Motion carried unanimously.**

- d. ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF LIMO XPRESS AIRPORT FOR THE OPERATION OF TWO LIMOUSINES IN THE CITY OF WINSTON-SALEM.

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to approve the Ordinance Approving Requests For Certificates Of Public Convenience And Necessity Of Limo Xpress Airport For The Operation Of Two Limousines In The City Of Winston-Salem. Motion carried unanimously.

- e. ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF SALEM COMMUNITY TRANSPORTATION SYSTEM, INCORPORATED FOR THE OPERATION OF FIVE LIMOUSINES IN THE CITY OF WINSTON-SALEM.

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, for approval of the Ordinance Approving Requests For Certificates Of Public Convenience And Necessity Of Salem Community Transportation System, Incorporated For The Operation Of Five Limousines In The City Of Winston-Salem. Motion carried unanimously.

CLOSED SESSION

A motion was made by Council Member MacIntosh, seconded by Council Member Adams, that the City Council go into closed session pursuant to: (1) G.S. §143-318.11(a) (3) to consult with and provide instructions to the city attorney in the matter of City of Winston-Salem v. K. Neely Investments, LLC 15CVS 3149 and to preserve the attorney-client privilege.

Closed session began at 8:02. p.m.

At 8: 25 p.m. a motion was made by Council Member Adams, seconded by Council Member Clark, to end Closed Session and resume Regular Session.

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 St.
February 15, 2016**

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 Molly Leight, Council Member Dan Besse, Council Member Derwin Montgomery, Mayor Allen Joines, Mayor Pro Tempore Vivian Burke, Council Member Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor, Jr.

Absent: Council Member Robert C. Clark

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Christa Long

RESOLUTION HONORING THE 2015 CITY OF WINSTON-SALEM RETIRED EMPLOYEES.

Mayor Joines asked for the Resolution to be read and noted that the names of the Retiree's will scroll on the screen. He asked the Retiree's that were present to please stand to be recognized and thanked them for their service.

A motion was made by Council Member Taylor, seconded by Council Member Leight, to approve the Resolution Honoring the 2015 City of Winston-Salem Retired Employees. Motion carried unanimously.

CONSENT AGENDA

Mayor Joines stated Council would consider the Consent Agenda first and asked if there were any items that needed removed for discussion. Item C-8a was removed for discussion.

Council Member Montgomery made a motion, seconded by Council Member Adams, to approve the balance of the Consent Agenda. Motion carried unanimously.

C-1. RESOLUTION ACQUIRING EASEMENTS FOR THE OLD TOWN DRIVE SIDEWALK PROJECT (NORTHWEST WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

February 15, 2016

Room 230, City Hall

C-2. CONSIDERATION OF ITEMS RELATING TO A COMPREHENSIVE LABOR MARKET ANALYSIS OF WINSTON-SALEM'S LABOR FORCE: [Recommended by Finance Committee.]

a. RESOLUTION APPROVING FUNDING TO CONDUCT A COMPREHENSIVE LABOR MARKET ANALYSIS OF WINSTON-SALEM'S LABOR FORCE.

Approved by the Consent Vote.

b. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

c. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

C-3. RESOLUTION APPROVING ALLOCATION OF FUNDING FOR THE REVITALIZING URBAN COMMERCIAL AREAS (RUCA) PHASE III PROGRAM. [Recommended by Finance and Community Development/Housing/General Government Committees.]

Approved by the Consent Vote.

C-4. RESOLUTION MODIFYING THE TRANSFORMING URBAN RESIDENTIAL NEIGHBORHOODS (TURN) PROGRAM GUIDELINES TO ALLOW FOR SECOND TIME ASSISTANCE. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

C-5. RESOLUTION APPROVING GUIDELINES FOR THE REHABILITATION, BUY-REHABILITATION, AND URGENT REPAIR HOUSING LOAN PROGRAMS. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

C-6. RESOLUTION APPROVING MODIFICATIONS TO THE NRSA BUILDING REHABILITATION PROGRAM AND SMALL BUSINESS LOAN PROGRAM. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the 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.]

Approved by the Consent Vote.

- a. James Albert Brown 618 E. 28th Street

Approved by the 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.]

Approved by the Consent Vote.

- b. Eric Demarko 1926 Francis Street

Approved by the Consent Vote.

- C-9. RESOLUTION APPROVING THE HOUSING LOAN REVIEW COMMITTEE GUIDELINES. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

- C-10. RESOLUTION AUTHORIZING THE CITY’S PARTICIPATION IN THE REQUEST FOR PROPOSAL PHASE OF THE 2016 CLEAN FUEL ADVANCED TECHNOLOGY PROJECT GRANT PROGRAM. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-11. RESOLUTION AUTHORIZING THE PURCHASE OF FLOOD RAVAGED PROPERTY LOCATED AT 2870 MARGUERITE PARK DRIVE AS PART OF A SEVERE REPETITIVE FLOOD CLAIMS GRANT PROJECT. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-12. ORDINANCE AMENDING SECTION 42-122(f) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS ON CITY STREETS (NORTHEAST WARD) - Novack Street. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

- C-13. ORDINANCE AMENDING SECTION 42-122(F) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS (EAST AND SOUTH WARDS) - Biloxi Avenue; Seventh Street; Neighborhood Limits: Waverly Street, Zeverly Street, Scarlet Sage Lane, Sennet Drive and Almond Street. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

C-14. RESOLUTION APPROVING THE GYDDIE DRIVE TRAFFIC CALMING PLAN FOR FUNDING AND CONSTRUCTION. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

C-15. RESOLUTION AUTHORIZING UNITED WAY OF FORSYTH COUNTY, INC. TO RETAIN AND USE FUNDS FOR AN INDIVIDUAL DEVELOPMENT ACCOUNT PROGRAM. [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-16. CONSIDERATION OF ITEMS RELATED TO CONTRACTS: [Recommended by Finance Committee.]

a. RESOLUTION AWARDED PURCHASE ORDER FOR CHEVROLET TAHOE SPECIAL SERVICE VEHICLES - Parks Chevrolet - \$221,550. [Recommended by Finance Committee.]

Approved by the Consent Vote.

b. RESOLUTION AWARDED CONTRACT FOR WAKE FOREST INNOVATION QUARTER RAIL TRAIL NORTH GREENWAY- Smith-Rowe, LLC \$3,959,092.35 (Estimated Base Bid Amount). [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-17. ORDINANCE RENAMING A DISCONNECTED SEGMENT OF "LAKEWOOD DRIVE" TO "DEACON POINT LANE" - North Ward. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

C-18. CONSIDERATION OF ITEMS RELATING TO WORK ON THE RUNNYMEDE ROAD DRAINAGE IMPROVEMENTS AND WATER AND SEWER REPLACEMENT PROJECT: [Recommended by Finance and Public Works Committees.]

a. RESOLUTION AUTHORIZING A CHANGE ORDER TO RAMEY, INC. IN THE AMOUNT OF \$35,000 FOR WORK ON THE RUNNYMEDE ROAD STORMWATER DRAINAGE IMPROVEMENTS AND WATER AND SEWER REPLACEMENT PROJECT (NORTHWEST WARD).

Approved by the Consent Vote.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

C-19. RESOLUTION APPROVING CHANGES IN THE STATE HIGHWAY SECONDARY ROAD SYSTEM WITHIN THE EXISTING CORPORATE LIMITS OF THE CITY OF WINSTON-SALEM. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

C-20. RESOLUTION AUTHORIZING THE CONVEYANCE OF AN ENCROACHMENT AGREEMENT FOR A PEDESTRIAN BRIDGE, ACROSS CHURCH STREET TO REYNOLDS AMERICAN, INC. (EAST WARD). [Recommended by Public Works Committee.]

Approved by the Consent Vote.

C-21. RESOLUTION DEFINING THE EASEMENT AREA RETAINED BY THE CITY AS PART OF THE N. CHESTNUT ROAD CLOSURE ON OCTOBER 26, 2015. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

C-22. ORDINANCE AMENDING CHAPTER 14 OF THE WINSTON-SALEM CITY CODE RELATING TO CEMETERIES. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the 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. Virginia Coles 5119 Cobblestone Road

Council Member Adams removed this item for discussion and asked Mr. Brooks to explain the history of this property and how the process works.

Ritchie Brooks, Community Development Director, provided the staff report on this item.

A motion was made by Council Member Adams, seconded by Council Member Montgomery, to approve the 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 regarding the property at 5119 Cobble Stone Road. Motion carried unanimously.

February 15, 2016

Room 230, City Hall

GENERAL AGENDA

- G-1.** PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF A PORTION OF AN ALLEY OFF OF URBAN STREET (SOUTHEAST WARD) – Petition of Nelly McCollum. [Recommended by Public Works Committee.]

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

Mayor Joines opened the Public Hearing.

Alton Sprinkle, 806 Goldfloss Street - spoke in opposition.

Nellie McCollum, 2513 Urban Street - Petitioner, spoke in support.

Ms. McCollum spoke through a Spanish interpreter.

Mayor Joines asked if anyone else would like to be heard regarding this matter. Seeing none, he closed the Public Hearing.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to continue this item to the March 14, 2016, City Council Meeting. Motion carried unanimously.

- G-2.** CONSIDERATION OF ACTIONS REGARDING THE ISSUANCE OF \$3,890,000 GENERAL OBLIGATION BONDS, SERIES 2016A, \$53,100,000 TAX EXEMPT GENERAL OBLIGATION BONDS, SERIES 2016B, \$6,900,000 TAXABLE GENERAL OBLIGATION BONDS, SERIES 2016C, AND \$14,510,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016D OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA:

Lisa Saunders, Chief Financial Officer, provided a staff report for this item.

- a.** BOND ORDER AUTHORIZING THE ISSUANCE OF \$14,510,000 REFUNDING BONDS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

The City Secretary read the Bond Order into the record.

A motion was made by Council Member Adams, seconded by Council Member Taylor, to approve the Bond Order authorizing the issuance of \$14,510,000 refunding bonds of the City of Winston-Salem, North Carolina. Motion carried unanimously.

- b.** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA, PROVIDING FOR THE ISSUANCE OF \$3,890,000 GENERAL OBLIGATION BONDS, SERIES 2016A, \$53,100,000 TAX EXEMPT GENERAL OBLIGATION BONDS, SERIES 2016B, \$6,900,000 TAXABLE GENERAL OBLIGATION BONDS, SERIES 2016C, AND \$14,510,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016D OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

The City Secretary read the item into the record.

February 15, 2016

Room 230, City Hall

A motion was made by Council Member Adams, seconded by Council Member Taylor, to approve the Resolution of the City Council of the City of Winston-Salem, North Carolina, providing for the issuance of \$3,890,000 General Obligation Bonds, Series 2016A, \$53,100,000 Tax Exempt General Obligation Bonds, Series 2016B, \$6,900,000 Taxable General Obligations Bonds, Series 2016C, and \$14,510,000 General Obligation Refunding Bonds, Series 2016D of the City of Winston-Salem, North Carolina. Motion carried unanimously.

G-3. CONSIDERATION OF ACTIONS REGARDING THE ISSUANCE OF WATER AND SEWER SYSTEM REVENUE REFUNDING BONDS:

- 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.**

Lisa Saunders, Chief Financial Officer, provided the staff report for this item.

The City Secretary read the item into the record.

A motion was made by Council Member Adams, seconded by Council Member Taylor, to approve the 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. Motion carried unanimously.

- b. BOND ORDER AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$155,000,000 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.**

The City Secretary read the Bond Order into the record.

A motion was made by Council Member Adams, seconded by Mayor Pro-Tem Burke, to approve the Bond order authorizing the issuance of not to exceed \$155,000,000 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. Motion carried unanimously.

G-4. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2015-2016.

Council Member Besse made a motion, seconded by Council Member Council Member Leight, to excuse Council Member Montgomery from voting on Item G-4. Motion carried unanimously.

A motion was made by Council Member Adams, seconded by Council Member Taylor, to approve the Ordinance amending the Project Budget Ordinance for the City of Winston-Salem, North Carolina for Fiscal Year 2015-2016. Motion carried with the following vote:

Aye: Council Members: Leight, Besse, Mayor Pro-Tem Burke, Adams, MacIntosh, and Taylor

Excused: Council Member Montgomery

Absent: Council Member Clark

G-5. RESOLUTION AWARDDING CONTRACT FOR UNION STATION GRADING AND DEMOLITION – PHASE 1 - R.P. Murray, Inc. -\$945,000 (Estimated Base Bid Amount). [Finance Committee forwarded this item to Council without a recommendation two in favor, one absent and one abstaining.]

A motion was made by Council Member Adams, seconded by Council Member MacIntosh, to approve the Resolution awarding contract for Union Station grading and demolition Phase 1 to R.P. Murray, Inc. Motion carried unanimously.

G-6. RESOLUTION AWARDDING CONTRACT FOR M.C. BENTON, JR. CONVENTION CENTER RENOVATION - Resolute Building Company - \$15,670,000 (Value Engineered Estimated Base Bid Amount). [Finance Committee forwarded this item to Council with two in favor, one absent and one abstaining.]

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

Mr. Bobby Patterson, 5455 Bethania Rd Winston-Salem, NC - Principal Architect for Architectural Design Associates

Mr. Patterson provided information regarding the cost reduction items and provided a brief overview of the project.

Richard Giger, 195 Stonebrooke Court Winston-Salem

Mr. Giger answered questions regarding meeting space.

A motion was made by Council Member Burke, seconded by Council Member Taylor, to approve the Resolution awarding contract for M.C. Benton, Jr. Convention Center Renovation to Resolute Building Company. Motion carried with the following vote:

Aye: Council Members: Leight, Besse, Mayor Pro-Tem Burke, Adams, MacIntosh, and Taylor

Nay: Council Member Montgomery

Absent: Council Member Clark

G-7. CONSIDERATION OF ITEMS RELATED TO THE BUSINESS 40 PROJECT BETTERMENTS: [Finance Committee forwarded this item to Council without a recommendation. Recommended by Public Works Committee.]

a. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR PEDESTRIAN AND SIDEWALK IMPROVEMENTS ON CLOVERDALE AVENUE AND MILLER STREET.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016. [Finance Committee forwarded this item to Council with two in favor, one absent and one excused.]

A motion was made by Council Member Besse, seconded by Council Member Taylor, to approve the Resolution authorizing the City Manager to enter into an agreement with the North Carolina Department of Transportation for pedestrian and sidewalk improvements on Cloverdale Avenue and Miller Street and the Ordinance amending the Project Budget Ordinance for the City of Winston-Salem, North Carolina for Fiscal Year 2015-2016. Motion carried unanimously.

G-8. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

ADJOURNMENT

There being no further business to come before the City Council, the Meeting adjourned at 8:05 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
March 14, 2016**

CALL TO ORDER

Mayor Joines called the meeting to order and asked the City Secretary to call the roll.

ROLL CALL

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

Absent: Council Member Derwin Montgomery

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Rick Newnan

1. PUBLIC HEARING ON ZONING PETITION OF MERCY RAHMA INC. FROM HB-L TO HB-L(ARTS AND CRAFTS STUDIO; CONVENIENCE STORE; FOOD OR DRUG STORE; FURNITURE AND HOME; FURNISHINGS STORE; NURSERY, LAWN AND GARDEN SUPPLY STORE, RETAIL; RESTAURANT (WITHOUT DRIVE-THROUGH SERVICE); RETAIL STORE; SHOPPING CENTER, SMALL; CAR WASH; MOTOR VEHICLE, RENTAL AND LEASING; MOTOR VEHICLE, REPAIR AND MAINTENANCE; MOTOR VEHICLE, BODY OR PAINT SHOP; MOTOR VEHICLE, STORAGE YARD; OFFICES; SERVICES A; SERVICES B; WAREHOUSING; RECREATION SERVICES, INDOOR; RECREATION SERVICES, OUTDOOR; ADULT DAY CARE CENTER; CHILD CARE, DROP-IN; CHILD DAY CARE CENTER; CHURCH OR RELIGIOUS INSTITUTION, NEIGHBORHOOD; GOVERNMENT OFFICES, NEIGHBORHOOD ORGANIZATION, OR POST OFFICE; INSTITUTIONAL VOCATIONAL TRAINING FACILITY; SCHOOL, VOCATIONAL OR PROFESSIONAL; STADIUM, COLISEUM, OR EXHIBITION BUILDING; 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-3284. [PLANNING BOARD RECOMMENDS APPROVAL OF PETITION.]

Mayor Joines opened the Public Hearing.

Proponents:

Azat Amer, representing Mercy Rahma, Inc.

Opponents:

Chenita Johnson, 2411 N. Patterson Ave. Secretary of the North Winston-Salem Neighborhood Association

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Taylor, to continue this item, including the Public Hearing, to the April 4, 2016, City Council Meeting. Motion carried unanimously.

- 2. PUBLIC HEARING ON ZONING PETITION OF 2608 REYNOLDA ROAD, LLC FROM LO-S TO LO-S (FUNERAL HOME; RESIDENTIAL BUILDING, TOWNHOUSE; OFFICES; GOVERNMENT OFFICES, NEIGHBORHOOD ORGANIZATIONS, OR POST OFFICE; ADULT DAY CARE CENTER; MUSEUM OR ART GALLERY; AND COMBINED USE): PROPERTY LOCATED ON THE SOUTHWEST SIDE OF REYNOLDA ROAD ACROSS FROM SUNNYNOLL DRIVE - CONTAINING APPROXIMATELY 0.85 ACRE LOCATED IN THE NORTHWEST WARD (COUNCIL MEMBER MACINTOSH) - ZONING DOCKET W-3288. [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 that wished to speak regarding this item. Seeing none, he closed the Public Hearing.

Council Member MacIntosh requested a brief presentation.

Paul Norby, Planning and Services Director, provided the Staff Report on this item.

Council Member MacIntosh made a motion, seconded by Council Member Taylor for (1) Adoption of the Statement of Consistency set forth on page 55 of the Agenda Book (2) Approval of the Site Plan and (3) Approval of the W-3288. Motion carried unanimously.

- 3. PUBLIC HEARING ON ZONING PETITION OF THE CITY OF WINSTON-SALEM FROM HB AND RM5 TO PB-L (RESIDENTIAL BUILDING, MULTIFAMILY; COMBINED USE; URBAN AGRICULTURE; ARTS AND CRAFTS STUDIO; FOOD OR DRUG STORE; FURNITURE AND HOME FURNISHINGS STORE; RESTAURANT (WITHOUT DRIVE-THROUGH SERVICE); RETAIL STORE; BANKING AND FINANCIAL SERVICES; MOTOR VEHICLE, RENTAL AND LEASING; OFFICES; SERVICES A; TESTING AND RESEARCH LAB; RECREATION SERVICES, INDOOR; RECREATION FACILITY, PUBLIC; THEATER, INDOOR; CHILD CARE, DROP-IN; 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; INSTITUTIONAL VOCATIONAL TRAINING FACILITY; LIBRARY, PUBLIC; MUSEUM OR ART GALLERY; POLICE OR FIRE STATION; SCHOOL, PRIVATE; SCHOOL, PUBLIC; SCHOOL, VOCATIONAL OR PROFESSIONAL; PARK AND SHUTTLE LOT; PARKING, COMMERCIAL; TERMINAL, BUS OR TAXI; AND UTILITIES): PROPERTY LOCATED ON THE SOUTHWEST CORNER OF MARTIN LUTHER KING JR. DRIVE AND EXCELSIOR STREET - CONTAINING APPROXIMATELY 2.35 ACRES LOCATED

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IN THE EAST WARD (COUNCIL MEMBER MONTGOMERY) - ZONING DOCKET W-3289. [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 be heard regarding this item. Seeing none, he closed the Public Hearing.

Mr. Norby, provided the Staff Report for this item.

A motion was made by Council Member Taylor, seconded by Mayor Pro-Tem Burke, for (1) Adoption of the Statement of Consistency set forth on page 83 of the Agenda Book and (2) Approval of W-3289. Motion carried unanimously.

4. PUBLIC HEARING ON ZONING PETITION OF NORTHCHASE II, LLC AND JAYNECAYNE, LLC FROM HB-S TO HB-L (ARTS AND CRAFTS STUDIO; BUILDING MATERIALS SUPPLY; MOTORCYCLE DEALER; NURSERY, LAWN AND GARDEN SUPPLY STORE, RETAIL; OUTDOOR DISPLAY RETAIL; RESTAURANT (WITHOUT DRIVE-THROUGH SERVICE); RESTAURANT (WITH DRIVE-THROUGH SERVICE); RETAIL STORE; BANKING AND FINANCIAL SERVICES; CAR WASH; MOTOR VEHICLE, RENTAL AND LEASING; MOTOR VEHICLE, REPAIR AND MAINTENANCE; OFFICES; SIGNS, OFF-PREMISES; TESTING AND RESEARCH LAB; VETERINARY SERVICES; ADULT DAY CARE CENTER; CHILD CARE, DROP-IN; CHILD CARE, SICK CHILDREN; CHILD DAY CARE CENTER; GOVERNMENT OFFICES, NEIGHBORHOOD ORGANIZATION, OR POST OFFICE; HOSPITAL OR HEALTH CENTER; INSTITUTIONAL VOCATIONAL TRAINING FACILITY; MUSEUM OR ART GALLERY; SCHOOL, PRIVATE; SCHOOL, PUBLIC; SCHOOL, VOCATIONAL OR PROFESSIONAL; AND UTILITIES): PROPERTY LOCATED ON THE EAST SIDE OF UNIVERSITY PARKWAY, BETWEEN HOME ROAD AND NORTH CHERRY STREET - CONTAINING APPROXIMATELY 2.44 ACRES LOCATED IN THE NORTHEAST WARD (COUNCIL MEMBER BURKE) - ZONING DOCKET W-3290. [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 be heard regarding this item. Seeing none, he closed the Public Hearing.

Mr. Norby provided the staff report for this item.

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Adams, for (1) Adoption of the Statement of Consistency set forth on page 103 of the Agenda Book and (2) Approval of W-3290. Motion carried unanimously.

5. PUBLIC HEARING ON ZONING PETITION OF WEST END MILL WORKS, LLC FROM GI AND GB-L TO GB-L (ACADEMIC BIOMEDICAL RESEARCH FACILITY; ARTS AND CRAFTS STUDIO; BUILDING CONTRACTORS, GENERAL; BUILDING MATERIALS SUPPLY; CHURCH OR RELIGIOUS INSTITUTION, NEIGHBORHOOD; CLUB OR LODGE; COMBINED USE; FOOD OR DRUG STORE; FURNITURE AND HOME FURNISHINGS STORE;

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GOVERNMENT OFFICES, NEIGHBORHOOD ORGANIZATION, OR POST OFFICE; INSTITUTIONAL VOCATIONAL TRAINING FACILITY; MANUFACTURING A; MOTORCYCLE DEALER; MUSEUM OR ART GALLERY; NURSERY, LAWN AND GARDEN SUPPLY STORE, RETAIL; OFFICES; PARKING, COMMERCIAL; RECREATION SERVICES, INDOOR; RESTAURANT (WITHOUT DRIVE-THROUGH SERVICE); RETAIL STORE; SCHOOL, VOCATIONAL OR PROFESSIONAL; SERVICES A; SERVICES B; SHOPPING CENTER, SMALL; STORAGE SERVICES, RETAIL; TERMINAL, BUS OR TAXI; TESTING AND RESEARCH LAB; THEATER, INDOOR; URBAN AGRICULTURE; VETERINARY SERVICES; WAREHOUSING; WHOLESALE TRADE A; STADIUM, COLISEUM, OR EXHIBITION BUILDING; AND RESIDENTIAL BUILDING, MULTIFAMILY): PROPERTY LOCATED ON THE NORTH SIDE OF CANAL DRIVE, BETWEEN BRIDGE STREET AND MILL WORKS LANE - CONTAINING APPROXIMATELY 0.50 ACRE LOCATED IN THE NORTHWEST WARD (COUNCIL MEMBER MACINTOSH) - ZONING DOCKET W-3291. [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 be heard regarding this item. Seeing none, he closed the Public Hearing.

Mr. Norby provided a staff report for this item.

Council Member MacIntosh made a motion, seconded by Council Member Adams, for (1) Adoption of the Statement of Consistency as set forth on page 129 of the Agenda Book and (2) Approval of W-3291. Motion carried unanimously.

6. CONTINUATION OF CONSIDERATION OF A RESOLUTION ORDERING THE CLOSING OF A PORTION OF AN ALLEY OFF OF URBAN STREET (SOUTHEAST WARD) – Petition of Nelly McCollum. [Item continued from the February 15, 2016 City Council meeting.]

Mayor Joines reminded everyone that the Public Hearing was closed at the February 15, 2016, City Council Meeting.

A motion was made by Council Member Taylor, seconded by Mayor Pro-Tem Burke, to remand this item back to the Public Works Committee. Motion carried unanimously.

MAYOR/COUNCIL COMMENTS

Mayor Pro-Tem Burke stated her and Council Member Adams, attended the funeral of Carl Russell, Jr. and recognized the family and their dedication to the City of Winston-Salem and surrounding areas.

Council Member Besse reminded everyone of the tragic loss of a Community Leader Daryl Hunt.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:42 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
March 28, 2016**

CALL TO ORDER

Mayor Joines called the meeting to order and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Molly Leight, Council Member Robert Clark, Council Member Dan Besse, Council Member Derwin Montgomery, Mayor Allen Joines, Mayor Pro Tempore Vivian 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. Robert Peterson

CONSENT AGENDA

Mayor Joines stated Council would first consider the Consent Agenda and asked if there were any items that needed removed for discussion. Items C-3, C-8, C-13, C-14, and C-16 were removed for discussion.

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

C-1. RESOLUTION AUTHORIZING THE SALE OF THE CENTER CITY WEST PARKING DECK AND THE HOLLY AVENUE SURFACE PARKING LOT UNDER THE UPSET BID PROCEDURE N.C.G.S. 160A-269 (NORTHWEST WARD). [Recommended by Finance Committee].

Approved by the Consent Vote.

C-2. CONSIDERATION OF ITEMS RELATING TO THE ACQUISITION/SALE OF PROPERTY: [Recommended by the Finance Committee]

a. RESOLUTION AUTHORIZING THE SALE OF A CERTAIN CITY-OWNED VACANT LOT ON EAST TWENTY-THIRD STREET UNDER THE UPSET BID PROCEDURE N.C.G.S. 160A-269 (NORTHEAST WARD).

Approved by the Consent Vote.

b. RESOLUTION GRANTING A PERMANENT UTILITY EASEMENT TO DUKE ENERGY CAROLINAS, LLC - For a proposed substation at the Muddy Creek Wastewater Treatment Plant.

Approved by the Consent Vote.

- c. RESOLUTION AUTHORIZING THE ABANDONING OF A PERMANENT SEWER EASEMENT WHICH IS NO LONGER NEEDED RELATED TO THE FERNBROOK LIFT STATION CONVERSION TO GRAVITY PROJECT.

Approved by the Consent Vote.

- d. RESOLUTION AUTHORIZING A FEE SIMPLE ACQUISITION OR EASEMENTS FOR CITY YARD STORMWATER RETENTION POND EXPANSION BY DEED OR CONDEMNATION (EAST WARD).

Approved by the Consent Vote.

- C-4. RESOLUTION APPROVING MODIFICATIONS TO A PREVIOUSLY APPROVED LOAN TO GOLER COMMUNITY DEVELOPMENT CORPORATION. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

- C-5. CONSIDERATION OF ORDINANCES RESCINDING AN ORDINANCE ORDERING THE DEMOLITION OF A DWELLING: [Recommended by the Community Development/Housing/General Government Committee.]

- a. Earl F. and Theresa Branscomb 958 Panola Road

Approved by the Consent Vote.

- b. Triloric Group, LLC 208 W. 25th Street

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 the Community Development/Housing/General Government Committee.]

- a. Triad Asset Management, LLC 229 Wheeler Street

Approved by the Consent Vote.

- b. Mark L. Wallace 5016 Ohio Avenue

Approved by the Consent Vote.

- c. Jeremy Johnson 2125 White Street

Approved by the Consent Vote.

- C-7. 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

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

- a. Chalmers C. Smith 1946 E. 3rd Street
Approved by the Consent Vote.
- b. Linda H. Murrell 3301 Old Greensboro Road
Approved by the Consent Vote.
- c. Judy Karen Leach 913 N. Jackson Avenue
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 (WEST WARD) - Wellington Road. [Recommended by the Public Safety Committee.]
Approved by the Consent Vote.
- C-10. CONSIDERATION OF ACTIONS RELATED TO PUBLIC ASSEMBLY AND RECREATION PROJECTS: [Recommended by Finance Committee].
- a. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.
Approved by the Consent Vote.
- b. RESOLUTION APPROVING A CHANGE ORDER FOR RENOVATION WORK AT THE BENTON CONVENTION CENTER.
Approved by the Consent Vote.
- c. RESOLUTION APPROVING A CONSTRUCTION CONTRACT FOR SALEM LAKE PARK - Hodgin Construction Company, Inc. - \$4,119,000 (Value Engineered Estimated Amount) .
Approved by the Consent Vote.
- d. RESOLUTION AWARDED A CONSTRUCTION CONTRACT FOR RUPERT BELL PARK - Dreambuilt Construction, Inc. - \$288,170 (Estimated Amount).
Approved by the Consent Vote.
- C-11. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH NOVANT HEALTH FOR EMPLOYEE MEDICAL SERVICES. [Recommended by the Finance Committee.]
Approved by the Consent Vote.
- C-12. RESOLUTION INCREASING THE CITY'S CONTRIBUTION CAP FOR RETIREE HEALTH INSURANCE AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH UNITED HEALTHCARE FOR THE PROVISION OF

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A MEDICARE ADVANTAGE PLAN FOR RETIREES. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

C-15. RESOLUTION AUTHORIZING THE PURCHASE OF SOFTWARE MAINTENANCE FROM MITCHELL HUMPHREY & COMPANY. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

C-17. CONSIDERATION OF ITEMS RELATED TO SAND FILTER CONVERSION AT BROOKWOOD BUSINESS PARK (NORTHEAST WARD): [Recommended by the Finance Committee.]

a. RESOLUTION AWARDED CONTRACT FOR THE SAND FILTER CONVERSION AT BROOKWOOD BUSINESS PARK - Carolina Environmental Contracting, Inc. - \$98,815.

Approved by the Consent Vote.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

C-18. CONSIDERATION OF ITEMS RELATED TO CONTRACTS: [Recommended by the Finance Committee)

a. RESOLUTION AWARDED CONTRACT FOR REPAIRS TO THE BRYCE A. STUART PARKING DECK - Strickland Waterproofing Co., Inc. - \$179,025.

Approved by the Consent Vote.

b. RESOLUTION AWARDED CONTRACT FOR JOINT REPAIRS AT SIXTH/CHERRY/TRADE PARKING DECK - Strickland Waterproofing Co., Inc. - \$183,070.

Approved by the Consent Vote.

c. RESOLUTION AWARDED CONTRACT FOR RENOVATIONS AT FOURTH AND CHURCH PARKING DECK - Stone Restoration, LLC. - \$118,992.

Approved by the Consent Vote.

d. RESOLUTION AWARDED CONTRACT FOR RESURFACING CITY STREETS – BOND CONTRACT 3A - APAC-Atlantic, Inc., Thompson-Arthur Division - \$3,791,912.18 (Estimated Amount).

Approved by the Consent Vote.

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- e. RESOLUTION AWARDDING CONTRACT FOR RESURFACING CITY STREETS – BOND CONTRACT 3B - APAC - Atlantic, Inc., Thompson-Arthur Division - \$3,048,222,.06 (Estimated Amount).
- Approved by the Consent Vote.**
- f. RESOLUTION AWARDDING PURCHASE ORDER FOR A REAR-LOADING REFUSE TRUCK - Piedmont Peterbilt, LLC - \$159,619.
- Approved by the Consent Vote.**
- g. RESOLUTION AWARDDING PURCHASE ORDER FOR TWO FRONT-LOADING REFUSE TRUCKS - Piedmont Peterbilt, LLC - \$482,856.
- Approved by the Consent Vote.**
- C-19. CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2015-2016 BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA. [Recommended by the Finance Committee.]
- a. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2015-2016.
- Approved by the Consent Vote.**
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2015-2016.
- Approved by the Consent Vote.**
- C-20. RESOLUTION AWARDDING CONTRACT FOR EXAMINATION OF ANNUAL FINANCIAL STATEMENTS OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016. [Recommended by the Finance Committee.]
- Approved by the Consent Vote.**
- C-21. RESOLUTION REQUESTING AN INCREASE IN NORTH CAROLINA CLEAN WATER STATE REVOLVING FUND LOAN ASSOCIATED WITH SANITARY SEWER EVALUATION STUDIES AND COLLECTION SYSTEM REHABILITATION PROJECTS. [Recommended by the Finance Committee.]
- Approved by the Consent Vote.**
- C-22. RESOLUTION OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA, APPROVING A LEASE AGREEMENT AND RELATED MATTERS. [Recommended by the Finance Committee.]
- Approved by the Consent Vote.**
- C-23. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH DAVENPORT FOR PROFESSIONAL ENGINEERING

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SERVICES FOR THE WHITAKER PARK NEW ROADWAY FEASIBILITY IMPROVEMENT PROJECT. [Recommended by the Finance and Public Works Committees.]

Approved by the Consent Vote.

- C-24.** RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A MUNICIPAL AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR TRAFFIC MODELING FOR THE BUSINESS 40 PROJECT. [Recommended by the Finance and Public Works Committees.]

Approved by the Consent Vote.

- C-25.** RESOLUTION FIXING DATE FOR HEARING ON PETITION TO CLOSE AND ABANDON A PORTION OF N. MAIN STREET AND ALLEYWAYS LOCATED EAST OFF OF TRADE STREET (EAST WARD) – Petition of E. G. Forrest. Public Hearing: May 2, 2016. [Recommended by the Public Works Committee.]

Approved by the Consent Vote.

- C-26.** 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: April 18, 2016.

Approved by the Consent Vote.

- C-3.** RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO PERFORM DUE DILIGENCE WORK ON A LIBRARY SITE AND ECONOMIC DEVELOPMENT PROJECT FOR THE LUCIA SITE ON WAUGHTOWN STREET. [Recommended by Finance Committee].

Council Member Taylor thanked the Finance Committee for their support and provided information regarding the importance of this project.

A motion was made by Council Member Taylor, seconded by Council Member Clark, to approve the Resolution authorizing and directing the City Manager to perform due diligence work on a library site and economic development project for the Lucia site on Waughtown Street. Motion carried unanimously.

- C-8.** CONSIDERATION OF ITEMS RELATING TO A CAPITAL IMPROVEMENT PROJECT AND THE CITY TO ENGAGE IN A PUBLIC-PRIVATE PARTNERSHIP: [Recommended by Finance Committee.]

- a.** RESOLUTION FINDING THERE IS A CRITICAL NEED FOR A CAPITAL IMPROVEMENT PROJECT AND FOR THE CITY TO ENGAGE IN A PUBLIC-PRIVATE PARTNERSHIP IN ACCORDANCE WITH G.S. 143-128.1C.
- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

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Steve Berlin, 325 Foxway Court, Winston-Salem, NC 27106, provided information regarding revitalizing Whitaker Park.

A motion was made by Council Member Adams, seconded by Mayor Pro-Tem Burke, to approve the Resolution finding there is a critical need for a capital improvement project and for the City to engage in a public-private partnership in accordance with G.S. 143-128.1C. and the Ordinance amending the Project Budget Ordinance for the City of Winston-Salem, NC for the Fiscal Year 2015-2016. Motion carried unanimously.

- C-13.** RESOLUTION ADOPTING FINANCIAL POLICIES AND RECOMMENDATIONS REGARDING CITY FUNDS FOR THE CITY OF WINSTON-SALEM. [Recommended by the Finance Committee.]

Lisa Saunders, Chief Financial Officer, provided the staff report for this item.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, to approve the Resolution adopting financial policies and recommendations regarding City funds for the City of Winston-Salem, NC. Motion carried unanimously.

- C-14.** RESOLUTION REJECTING ALL BIDS FOR WINSTON LAKE PARK DEVELOPMENT (EAST WARD). [Recommended by the Finance Committee.]

Greg Turner, Assistant City Manager, provided the Staff Report for this item.

A motion was made by Council Member Montgomery, seconded by Mayor Pro-Tem Burke, to approve the Resolution rejecting all bids for Winston Lake Park Development. Motion carried unanimously.

- C-16.** CONSIDERATION OF ITEM RELATING TO THE 28TH STREET STORMWATER DRAINAGE IMPROVEMENTS AND WATER AND SEWER REPLACEMENT: [Recommended by the Finance and Public Works Committees.]

- a.** RESOLUTION AUTHORIZING A CHANGE ORDER TO CHARLES D. LOWDER INC. IN THE AMOUNT OF \$270,000 FOR REPLACEMENT OF A 72" CULVERT SYSTEM ON IVY AVENUE (NORTHEAST WARD).
- b.** RESOLUTION AUTHORIZING A CHANGE ORDER TO HDR ENGINEERING IN THE AMOUNT OF \$40,000 FOR CONSTRUCTION OBSERVATION AND ADMINISTRATION SERVICES.
- c.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Greg Turner, Assistant City Manager, provided the Staff Report for this item.

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Clark, to approve the Resolution authorizing a change order to Charles D. Lowder Inc. in the amount of \$270,000 for replacement of a 72' culvert system on Ivy

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Avenue, Resolution authorizing a change order to HDR Engineering in the amount of \$40,000 for construction observation and administration services, and the Ordinance amending the Project Budget Ordinance for the City of Winston-Salem, North Carolina for the Fiscal Year 2015-2016. Motion carried unanimously.

GENERAL AGENDA

G-1. CONSIDERATION OF ITEMS RELATING TO URBAN DEVELOPMENT ACTION GRANT FUNDS IN A FORGIVABLE LOAN TO SOUTHEAST PLAZA INVESTORS, LLC.: [Finance Committee forwarded this item with three in favor, none opposed, and one abstaining.]

a. RESOLUTION SUBSTITUTING ECONOMIC DEVELOPMENT FUNDS FOR URBAN DEVELOPMENT ACTION GRANT FUNDS IN A FORGIVABLE LOAN TO SOUTHEAST PLAZA INVESTORS, LLC.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Ritchie Brooks, Community Development Director, provided a staff report on this item.

A motion was made by Council Member Clark, seconded by Council Member Leight, to approve the Resolution substituting economic development funds for urban development action grant funds in a forgivable loan to the Southeast Plaza Investors, LLC and the Ordinance amending the Project Budget Ordinance for the City of Winston-Salem, North Carolina for the Fiscal Year 2015-2016. Motion carried unanimously.

G-2. RESOLUTION OF SUPPORT WITH FINANCIAL COMMITMENT AND AUTHORIZATION TO APPLY FOR THE 2016 TRANSPORTATION INVEST GENERATING ECONOMIC RECOVERY GRANT. [Finance Committee forwarded this item to Council with three in favor, none opposed, and one abstaining. Public Works Committee forwarded this item to Council with two in favor, none opposed, and one abstaining.]

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

A motion was made by Council Member Besse, seconded by Council Member Adams, to approve the Resolution of support with financial commitment and authorization to apply for the 2016 Transportation Invest Generating Economic Recovery Grant.

Mayor Pro-Tem Burke made a motion, seconded by Council Member Clark, to remand this item back to the Finance Committee and the Public Works Committee. Motion failed with the following vote:

Aye: Council Members: Clark, Mayor Pro-Tem Burke, and Adams

Nay: Council Members: Leight, Besse, Montgomery, MacIntosh, and Taylor

Council Member Burke made a motion of no consideration. This item will be considered at the April 4, 2016, City Council Meeting.

G-3. RESOLUTION ADOPTING THE CITY COUNCIL’S 2016 LEGISLATIVE PRIORITIES. [Community Development/Housing/General Government Committee forwarded this item to Council with three in favor, none opposed, and one abstaining.]

Angela Carmon, City Attorney, provided the Staff Report on this item.

Council Member Besse made a motion, seconded by Council Member Montgomery, to add his revised Resolution to the content being considered for the 2016 Legislative Priorities.

A substitute motion was made by Council Member Taylor, seconded by Council Member Adams, to send the item to the General Development/Housing/General Government Committee. Motion passes with the following vote:

Ayes: Council Members: Clark, Besse, Mayor Pro-Tem Burke, Adams, MacIntosh, and Taylor

Nays: Council Members: Leight and Montgomery

Council Member Taylor made a motion, seconded by Council Member Clark, to approve the Legislative Package. Motion carried unanimously.

G-4. MAYOR PRO TEMPORE BURKE'S RECOMMENDATION FOR APPOINTMENTS TO THE COMMUNITY APPEARANCE COMMISSION:

A motion was made by Council Member Leight, seconded by Council Member MacIntosh, for approval of Mayor Pro-Tempore Burke's recommendation for appointments to the Community Appearance Commission. Motion carried unanimously.

G-5. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:29 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
April 4, 2016**

CALL TO ORDER

Mayor Joines called the meeting to order and asked the City Secretary to call the roll.

ROLL CALL

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

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

Mayor Joines asked Boy Scout Troop 910 from St. Paul's Episcopal Church to lead the Pledge of Allegiance.

RECOGNITION OF SERGEANT-AT-ARMS

Lt. AJ Santos

1. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF MERCY RAHMA, INC. FROM HB-L TO HB-L (Arts and Crafts Studio; Convenience Store; Food or Drug Store; Furniture and Home; Furnishings Store; Nursery, Lawn and Garden Supply Store, Retail; Restaurant (Without Drive-Through Service); Retail Store; Shopping Center, Small; Car Wash; Motor Vehicle, Rental and Leasing; Motor Vehicle, Repair and Maintenance; Motor Vehicle, Body or Paint Shop; Motor Vehicle, Storage Yard; Offices; Services A; Services B; Warehousing; Recreation Services, Indoor; Recreation Services, Outdoor; Adult Day Care Center; Child Care, Drop-In; Child Day Care Center; Church or Religious Institution, Neighborhood; Government Offices, Neighborhood Organization, or Post Office; Institutional Vocational Training Facility; School, Vocational or Professional; Stadium, Coliseum, or Exhibition Building; 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-3284. [Planning Board recommends approval of petition. This item was continued from the March 14, 2016 City Council meeting.]

Mayor Joines stated the Public Hearing was continued from the March 14th meeting and asked if there were anyone that wished to be heard regarding this item. Seeing none, he closed the Public Hearing.

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Taylor, for (1) adoption of the Statement of Consistency set forth on page 31 of the Agenda Book and (2) approval of W-3284. Motion carried unanimously.

City Attorney Angela Carmon provided information regarding Mercy Rahma, Incorporated RUCA loan agreement.

2. PUBLIC HEARING ON ORDINANCE REVISING CHAPTER B OF THE UNIFIED DEVELOPMENT ORDINANCES TO AMEND THE HOURS OF OPERATION FOR ADULT ESTABLISHMENTS - UDO-269 - Proposal of the City Attorney's Office. [Recommended by Planning Board and Community Development/Housing/General Government Committee.]

Mayor Joines opened the Public Hearing.

Speakers

Gale Anderson, 411 W. 4th Street, Winston-Salem 27101, spoke in support.

Jason Thiel, 305 W. 4th Street Suite 2E Winston-Salem President of the Downtown Winston-Salem Partnership, spoke in support.

Ms. Carmon asked that the Public Hearing be kept open until she could make her remarks.

Chris Murphy, Deputy Director of Planning, provided a staff report.

Ms. Carmon provided information regarding amendments of this item.

Mayor Joines closed the Public Hearing.

A motion was made by Council Member Leight, seconded by Council Member Clark, to approve the Statement of Consistency set forth on page 45 of the Agenda Book and UDO 269 including the times recommended by the City Attorney 7:00 a.m. to 2:30 a.m. Motion carried unanimously.

3. PUBLIC HEARING ON THE SOUTHEAST SUBURBAN AREA PLAN UPDATE. [Recommended by Planning Board and Community Development/Housing/General Government Committee.]

Chris Murphy, Deputy Planning Director, introduced Byron Brown.

Byron Brown, Project Planner, provided the Staff Report for this item.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chamber that would like to be heard regarding this item.

Phillip Summers 2422 Peachtree Street Winston-Salem - Spoke in favor.

Mayor Joines closed the Public Hearing.

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, to approve the Resolution adopting the proposed Southeast Suburban Area Plan Update. Motion carried unanimously.

- 4. PUBLIC HEARING AND RESOLUTION APPROVING MODIFICATIONS TO THE 2007 REIMBURSEMENT ASSISTANCE INCENTIVE AGREEMENT WITH WAKE FOREST UNIVERSITY HEALTH SCIENCES FOR WAKE FOREST INNOVATION QUARTER. [Finance Committee forwarded this item to Council without recommendation.]

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

Eric Thomilson 1 W. 5th Street answered questions regarding diversity within the businesses at Innovation Quarter and surrounding areas.

Council Member Montgomery made a motion, seconded by Council Member Adams, for approval of the Amended Resolution approving modifications to the 2007 reimbursement assistance incentive agreement with Wake Forest University Health Sciences for Wake Forest Innovation. Motion carried unanimously.

- 5. RESOLUTION OF SUPPORT WITH FINANCIAL COMMITMENT AND AUTHORIZATION TO APPLY FOR THE 2016 TRANSPORTATION INVEST GENERATING ECONOMIC RECOVERY GRANT. [This item received a vote of No Consideration at the March 28, 2016 Council Meeting]

Mayor Joines stated there was a motion on the floor to approve this item.

The March 28, 2016 Motion:

A motion was made by Council Member Besse, seconded by Council Member Adams, to approve the Resolution of support with financial commitment and authorization to apply for the 2016 Transportation Invest Generating Economic Recovery Grant.

Council Member Clark made a motion to discuss this item. Motion failed due to lack of second.

Mayor Joines called for the vote on the motion to approve. Motion carried with the following vote:

Ayes: Council Members: Leight, Besse, Montgomery, Mayor Pro-Tem Burke, Adams, MacIntosh, and Taylor

Nay: Council Member Clark

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

- a. CITY/COUNTY PUBLIC ART COMMISSION

A motion was made by Council Member Taylor, seconded by Council Member Adams, to approve Mayor Joines' recommendations to the City/County Public Art Commission. Motion carried unanimously.

b. M/WBE ADVISORY COMMITTEE

A motion was made by Council Member Adams, seconded by Council Member Montgomery, to approve Mayor Joines recommendations to the M/WBE Advisory Commission. Motion carried unanimously.

C. CITIZENS' BOND OVERSIGHT COMMITTEE

A motion was made by Council Member Adams, seconded by Council Member MacIntosh, to approve Mayor Joines' recommendations to the Citizens' Bond Oversight Committee. Motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:36 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
April 18, 2016**

CALL TO ORDER

Mayor Joines called the meeting to order and asked the City Secretary to call the roll.

ROLL CALL

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

Absent: Council Member Molly Leight,

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Mike Cardwell

**RESOLUTION HONORING ARETTA HAIRSTON-SMITH'S HUMANITARIAN
WORK WITH SARCOIDOSIS AWARENESS**

Council Member Taylor presented Ms. Hairston-Smith with the Resolution and thanked her for her hard work in the community.

Ms. Hairston-Smith thanked the Mayor and City Council, family, and God. She asked for continued prayer for a cure for Sarcoidosis.

A motion was made by Council Member Taylor, seconded by Council Member Clark, to approve the Resolution honoring Aretta Hairston-Smith's humanitarian work with Sarcodosis awareness. Motion carried unanimously.

**RESOLUTION RECOGNIZING FORSYTH COUNTY SUNDAY SCHOOL UNION'S
INAUGURAL GOLF TOURNAMENT**

Council Member Adams presented the award to Reverend Thelma McCleod.

Reverend McCleod thanked the Mayor and City Council for the Resolution.

A motion was made by Council Member Adams, seconded by Council Member Taylor, to approve the Resolution recognizing Forsyth County Sunday School Union's Inaugural Golf Tournament. Motion carried unanimously.

**RESOLUTION HONORING THE 2016 CITY OF WINSTON-SALEM UNIVERSITY
GRADUATES**

The Resolution was read into the record.

Mayor Joines asked the Graduates to stand when their names are called and thanked them for all their hard work.

A motion was made by Council Member Montgomery, seconded by Council Member Adams, to approve the Resolution Honoring the 2016 City of Winston-Salem University Graduates. Motion carried unanimously.

CONSENT AGENDA

Mayor Joines stated the Council would now consider the Consent Agenda and asked if there were any items that needed removed for discussion.

Council Member Clark removed C-7 and C-15.

Council Member Montgomery made a motion, seconded by Council Member Adams, to approve the balance of the Consent Agenda. Motion carried unanimously.

C-1. RESOLUTION ACQUIRING EASEMENTS FOR THE BETHABARA ROAD IMPROVEMENTS PROJECT - 2014 BOND PROJECTS BY DEED OR CONDEMNATION (NORTH WARD) - Properties located off of Bethabara Road and Hickory Knoll Road. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

C-2. RESOLUTION APPROVING MODIFICATIONS TO A PREVIOUSLY APPROVED LOAN TO LAKE PARK DEVELOPMENT, INC. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

C-3. RESOLUTION RETURNING DONATED PROPERTY THAT IS NO LONGER NECESSARY TO RALPH C. KIMEL - (SOUTHWEST WARD). [Recommended by the Public Works Committee.]

Approved by the Consent Vote.

C-4. RESOLUTION AUTHORIZING THE GRANTING OF EASEMENTS TO MICHAEL G. COE - (NORTHWEST WARD). [Recommended by Public Works Committee.]

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)(1) OF THE CODE OF THE CITY OF WINSTON-SALEM: [Repairs less than 50% of value of structure (<50) six months]. [Recommended by the Community Development/Housing/General Government Committee.]

a. C. W. Myers Trading Post 424 E. 16th Street

Approved by the Consent Vote.

b. Quether S. Wilkins, Jr. 310 Clayton Street

Approved by the Consent Vote.

C-6. 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 the Community Development/Housing/General Government Committee.]

a. RMBM, INC. 2606 Machine Street

Approved by the Consent Vote.

b. Christine B. Shouse Kautz 200 Stanleyville Manor Avenue

Approved by the Consent Vote.

c. Superior Electro Finishes 0 Polo Road

Approved by the Consent Vote.

d. Velma Edgerson 2109 Waughtown Street Accy Bldg.

Approved by the Consent Vote.

e. Ralph Edward Vestal 2710 Waughtown Street

Approved by the Consent Vote.

C-8. RESOLUTION GIVING PRELIMINARY APPROVAL TO ISSUANCE OF REVENUE BONDS TO FINANCE THE ACQUISITION, REHABILITATION AND EQUIPPING OF AN AFFORDABLE HOUSING DEVELOPMENT (ROLLING HILLS APARTMENTS). [Recommended by the Finance Committee.]

Approved by the Consent Vote.

C-9. ORDINANCE AMENDING CHAPTER 22 OF THE CITY CODE RELATING TO FIRE PREVENTION AND PROTECTION. [Recommended by the Public Safety Committee.]

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 (NORTHEAST WARD) - McGill Drive; Hemphill Drive; Stonewall Street. [Recommended by the Public Safety Committee.]

Approved by the Consent Vote.

C-11. CONSIDERATION OF A REQUEST TO FORGIVE OUTSTANDING DEBT ON CITY-OWNED PROPERTY: [Recommended by the Finance Committee.]

a. RESOLUTION APPROVING THE FORGIVENESS OF OUTSTANDING DEBT ON CITY-OWNED PROPERTY ON SECOND STREET AND APPROVE CONVERSION OF THE PROPERTY TO A PASSIVE PARK.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- C-12. CONSIDERATION OF ITEMS RELATED TO CONTRACTS: [Recommended by the Finance Committee.]

- a. RESOLUTION AWARDED CONTRACT FOR CEDAR TRAIL GREENWAY CONNECTION (WEST WARD) - Carolina Environmental Contracting, Inc. - \$870,522.65.

Approved by the Consent Vote.

- b. RESOLUTION AWARDED PURCHASE ORDER FOR MAIN SERVER SYSTEM EQUIPMENT - Data Network Solutions, Inc. - \$166,685.

Approved by the Consent Vote.

- c. RESOLUTION AWARDED A CONTRACT FOR CONSTRUCTION OF SPRAYGROUNDS AT HATHAWAY PARK AND LITTLE CREEK COMMUNITY CENTER. (WEST WARD, SOUTHWEST WARD) - Creative Design and Construction, Inc. - \$369,690 (Estimated Amount).

Approved by the Consent Vote.

- d. RESOLUTION AWARDED A CONTRACT FOR CONSTRUCTION OF FAIRVIEW PARK RENOVATIONS (NORTHEAST WARD) - Creative Design and Construction, Inc. - \$207,960 (Estimated Base Bid Amount).

Approved by the Consent Vote.

- e. RESOLUTION APPROVING A CONTRACT FOR COMPUTER APPLICATION SERVERS - NWN Corporation - \$101,487.68.

Approved by the Consent Vote.

- C-13. CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2015-2016 BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA: [Recommended by the Finance Committee.]

- a. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- C-14. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH TRIAD ECO ADVENTURES TO PURCHASE TWO WINSTON-SALEM TROLLEY BUSES. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

C-16. RESOLUTION DECLARING CERTAIN CITY-OWNED EQUIPMENT SURPLUS AND AUTHORIZING THE SALE THEREOF. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

C-17. CONSIDERATION OF ITEMS RELATING TO AN OUTSTANDING WOMEN LEADER PROGRAM: [Recommended by the Community Development/Housing/General Government Committee.]

a. ORDINANCE AMENDING CHAPTER 2 OF THE CITY CODE ENTITLED “ADMINISTRATION”.

Approved by the Consent Vote.

b. RESOLUTION HONORING THE 2016 OUTSTANDING WOMEN LEADER RECIPIENTS.

Approved by the Consent Vote.

Item C-17 was approved as part of the Consent Agenda, however, Mayor Pro-Tem Burke requested to make comments regarding C-17b. She noted this was a historic time for the City of Winston-Salem regarding the City formally amending City Code to include the Outstanding Women's Leader Committee as a Board and Commission. She introduced Ms. Courtney Driver, Assistant to the City Manager.

Ms. Driver provided a history of the Outstanding Women Leaders Commission. She recognized Rodgersyn Flow, Philanthropist, as the first Chair, Twana Wellman-Roebuck, Experiment In Self Reliance Executive Director, Veronica Black, former Senior Vice President Wachovia Corporation, Sita Somara, Ph.D Assistant Professor, Wake Forest School of Medicine, Phyllis Walker, Retired Forsyth County Sheriff Deputy, Judy Tharp, President/CEO of Piedmont Advantage Credit Union, Sabrina Frazier-Hinton, Operator of North Point Academy, Antoinette Wherry Dunn, Administrator of Little Read School House Day Care and Waughtown Kids-R-Us Day Care and Property Manager of Wherry Inc., Doris Hell, Retired College and Secondary Teacher, Marty Tennille, Retired Pediatrician and co-founder of H.O.P.E., Susan Morris, Arts Council Director of Community Resource Development, and Lida Hayes-Calvert, Owner of S&L Painting & Decorating.

Ms. Hayes-Calvert thanked Mayor Pro-Tem Burke as well as Ms. Rodgersyn Flow for honoring all the Outstanding Women's Leaders.

C-7. CONSIDERATION OF ITEMS RELATING TO PERMANENT FINANCING FOR THE DEVELOPMENT OF RENTAL HOUSING: [Recommended by the Finance Committee and the Community Development/Housing/General Government Committee.]

a. RESOLUTION AUTHORIZING PERMANENT FINANCING FOR DEVELOPMENT OF 50 UNITS OF RENTAL HOUSING KNOWN AS EMMANUEL RETIREMENT VILLAGE. (EAST WARD) [\$2,500,000]

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Council Member Clark removed this item for discussion and stated he was impressed by the group and stated he wants to make sure that Staff looks at the contracts and commitments.

A motion was made by Council Member Clark, seconded by Council Member Montgomery, to approve the Resolution authorizing permanent financing for development of 50 unites of rental housing known as Emmanuel Retirement Village and the Ordinance amending the Project Budget Ordinance for the City of Winston-Salem, North Carolina for the Fiscal Year 2015-2016. Motion carried unanimously.

C-15. RESOLUTION EXPRESSING CONCERN REGARDING INADEQUATELY CONSIDERED PROVISIONS AND CONSEQUENCES OF HOUSE BILL 2 AND CALLING FOR REVIEW AND RECONSIDERATION OF THE LEGISLATION. [Recommended by the Community Development/Housing/General Government Committee.]

Council Member Clark stated he did not feel comfortable voting for the Resolution. He stated he wrote a letter to the Representatives in Raleigh and read it into the record.

Council Member Clark's Letter:

The recent actions by the City of Charlotte and the State of North Carolina has thrust the State into the national spotlight concerning sexual orientation and trans gender issues. Winston-Salem City Council will be voting this week on a Resolution related to House Bill 2. I will not be supporting that Resolution but would rather communicate my concerns on the recent legislation directly to the members of the Forsyth County Delegation.

As someone who has served on City Council for 15 years, I understand the difficulty of balancing conflicting interest while consolidating them to a workable solution. I share your concerns about recently passed Charlotte Ordinance, specifically, the issue of male genitalia and female locker rooms. At the same time, I recognize the difficulty a trans gender person would have navigating a very private dilemma. The provision of a third bathroom seems part of the solution, but no one seems to have thought of this. We must as a State, develop policies that protect civil rights of all persons, while equally protecting the privacy rights of all as well.

Concerning House Bill 2, I would like to take a moment to touch briefly on two specific areas addressed in House Bill 2 that I believe warrant further consideration. One area if not addressed has potential to thrust the City into a potential conflict with the guidance issued by the Equal Employment Opportunity Commission and the Federal Regulators that enforce such. The other area addresses elimination of the rights of citizens alleging employment discrimination to pursue a common law claim for wrongful termination based on certain protective categories. Each section is discussed below in more details.

Based upon section 3.1 the Personnel Policies of Local Governments are exempt from the provisions of House Bill 2 barring Local Governments from adopting Regulations and Ordinances prohibiting discriminating practices employment. However, this exemption is qualified by the phrase "that are not otherwise in conflict with State Law". This qualification has the potential to place the City's employment practices in conflict with the guidance issued by EEOC that interprets the term sex to provide certain protection to employee's based upon sexual orientation and gender identity. The aforementioned provision may cause the City to choose between avoiding an EEOC charge, federal enforcement efforts and litigation and complying with State Law. I would appreciate the Legislature considering an amendment to House Bill 2 that clearly allows local Governments the ability to comply fully with the guidance issued by EEOC as relates to its employees without running the risk of violating State Law. The Governor has recently issued an Executive Order that attempts to address this issue. I do believe however, that legislative action is needed to clarify to clearly give cities the ability to comply fully with both state and federal employment laws.

The second area relates to elimination of rights of citizens alleging employment discrimination to file in state court as common law cause of action for wrongful discharge based upon race, sex, religion, color, national origin, age or handicap. It just seems fair that if a state law provides certain employee protections, an employee should be able to pursue a claim based upon these protections in state court. I would recommend that the Legislators consider an amendment to House Bill 2 restoring this right.

I ask that you all to work diligently and swiftly to develop solutions that balance all these issues. This will not be easy but must be done and quickly.

Thank you for your time and attention.

Yours, Truly Robert Clark.

A motion was made by Council Member Besse, seconded by Council Member Adams, to approve the Resolution expressing concern regarding inadequately considered provisions and consequences of House Bill 2 and calling for review and reconsideration of the Legislation. Motion carried with the following vote:

Aye: Council Members: Besse, Montgomery, Mayor Pro-Tem Burke, Adams, MacIntosh, and Taylor

Nay: Council Member Clark

Absent: Council Member Leight

GENERAL AGENDA

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

Mayor Joines opened the Public Hearing.

George Richardson, 2505 Lewis Street, spoke regarding property 4640 Indiana Avenue.

April 18, 2016

Room 230, City Hall

Mayor Joines asked if anyone else would like to speak regarding this item. Seeing none, he closed the Public Hearing.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to remand the property at 4640 Indiana Avenue back to the Community Development/Housing/General Government Committee and proceed with approving the Resolution confirming assessment roll for demolition of housing unfit for human habitation. Motion carried unanimously.

Assessment Roll was confirmed at 7:38 p.m.

- G-2.** RESOLUTION APPROVING THE FISCAL YEAR 2017 HOUSING AND COMMUNITY DEVELOPMENT PROGRAM AND AUTHORIZING SUBMISSION OF THE 2016-2017 ANNUAL PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. [Finance recommended this item with three in favor, none opposed, and one excused.]

Mayor Joines requested a motion to excuse Council Member Montgomery from voting on item G-2.

A motion was made by Council Member Adams, seconded by Council Member Clark, to excuse Council Member Montgomery from voting on G-2. Motion carried unanimously.

A motion was made by Council Member Adams, seconded by Council Member MacIntosh, to approve the Resolution approving the fiscal year 2017 Housing and Community Development Program and Authorizing submission of the 2016-2017 Annual Plan to the U.S. Department of Housing and Urban Development. Motion carried unanimously.

- G-3.** RESOLUTION AUTHORIZING TRANSFER OF CONTINUUM OF CARE HOMELESS GRANTS, ACCEPTANCE OF GRANT FUNDS, AND EXECUTION OF AGREEMENTS. [Finance recommended this item with three in favor, none opposed, and one excused.]

Mayor Joines requested a motion to excuse Council Member Montgomery from voting on item G-3.

A motion was made by Council Member Adams, seconded by Council Member MacIntosh, to excuse Council Member Montgomery from voting on Item G-3. Motion carried unanimously.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to approve the Resolution authorizing transfer of Continuum of Care Homeless Grants, acceptance of Grant funds, and execution of agreements. Motion carried unanimously.

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

A motion was made by Council Member Adams, seconded by Mayor Pro-Tem Burke, to approve consideration of City Council's Meeting Schedule. Motion carried unanimously.

G-5. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:36 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
May 2, 2016**

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

Council Member Molly Leight, council Member Robert 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 Jeff MacIntosh, and Council Member James Taylor Jr.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

Boy Scout Troop 934 from Mt. Tabor United Methodist Church led the Pledge of Allegiance.

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Renee Melly

RESOLUTION RECOGNIZING WINSTON-SALEM PREPARATORY ACADEMY'S GIRLS' BASKETBALL TEAM STATE CHAMPIONSHIPS

Council Member Taylor presented the Resolution to Coach Eugene Love.

Coach Love expressed his appreciation for the Resolution and introduced the players.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to approve the Resolution Recognizing Winston-Salem Preparatory Academy's Girls' Basketball Team State Championships. Motion carried unanimously.

RESOLUTION HONORING THE WINSTON-SALEM STATE UNIVERSITY STUDENT GOVERNMENT ASSOCIATION OFFICERS

Council Member Montgomery made the presentation and thanked the students for their commitment to the Community.

Mr. Kyle Brown thanked the Mayor and City Council Members for supporting Winston-Salem State University.

Ms. Mona Zahir thanked the Mayor and City Council Members and stated she is looking forward to a great year as the President of the Student Government for Winston-Salem State University.

Mayor Pro-Tem Burke thanked the Officers of Winston-Salem State University and stated she was proud of their accomplishments.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, to approve the Resolution Honoring the Winston-Salem State University Student Government Association Officers. The motion carried unanimously.

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

Council Member Leight presented the Resolution to Langdon Opperman, Chair of the Historic Resource Commission.

Mrs. Opperman thanked the Mayor and City Council Members.

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Adams, to approve the Resolution Declaring the Month of May Historic Preservation Month in Winston-Salem, North Carolina. Motion carried unanimously.

CITY STARS PRESENTATION

Ms. Vernetta DeVane provided the City Stars Presentation. She presented the WOW Award to Officer Travis McFadden in recognition of his bravery and heroic efforts on October 21, 2015.

Officer McFadden thanked the Mayor and City Council Members and was honored and humbled to receive the award.

- 1. PUBLIC HEARING ON ZONING PETITION OF SALEM ACADEMY AND COLLEGE FROM RSQ, LI AND GI TO C: PROPERTY LOCATED ON THE NORTHEAST CORNER OF SALEM AVENUE AND CITY YARD DRIVE - CONTAINING APPROXIMATELY 2.29 ACRES LOCATED IN THE EAST WARD (COUNCIL MEMBER MONTGOMERY) - ZONING DOCKET W-3292 [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 be heard regarding this item. Seeing none, he closed the Public Hearing.

Paul Norby, `Director of Planning and Development Services Department, provided a presentation.

A motion was made by Council Member Montgomery, seconded by Council Member Adams, for: (1) adoption of the Statement of Consistency as set forth on page 33 of the Agenda Book and (2) approval of W-3292. Motion carried unanimously.

- 2. PUBLIC HEARING ON ZONING PETITION OF SALEM ACADEMY AND COLLEGE FROM RSQ TO PB-L (RESIDENTIAL BUILDING, SINGLE FAMILY;

RESIDENTIAL BUILDING, DUPLEX; RESIDENTIAL BUILDING, TOWNHOUSE; RESIDENTIAL BUILDING, TWIN HOME, RESIDENTIAL BUILDING, MULTIFAMILY; COMBINED USE; FRATERNITY OR SORORITY; LIFE CARE COMMUNITY; ARTS AND CRAFTS STUDIO; BED AND BREAKFAST; HOTEL OR MOTEL; OFFICES; TESTING AND RESEARCH LAB; RECREATION SERVICES, INDOOR; RECREATION SERVICES, OUTDOOR; RECREATION FACILITY, PUBLIC; 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; UTILITIES; AND URBAN AGRICULTURE): PROPERTY LOCATED ON THE NORTHEAST CORNER OF CHURCH STREET AND CEMETERY STREET - CONTAINING APPROXIMATELY 2.48 ACRES LOCATED IN THE SOUTH WARD (COUNCIL MEMBER LEIGHT) - ZONING DOCKET W-3293 [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 be heard regarding this item. Seeing none, he closed the Public Hearing.

Paul Norby, Director of Planning and Development Services Department, provided a presentation.

A motion was made by Council Member Leight, seconded by Council member Montgomery, for: (1) adoption of the Statement of Consistency as set forth on page 57 of the Agenda Book and (2) approval of W-3293. Motion carried unanimously.

3. PUBLIC HEARING ON ZONING PETITION OF CAROL POWELL, HENRY HEITMAN, JR., AND GILBERT FRANK FROM RS9 TO RM18-S (RESIDENTIAL BUILDING, MULTIFAMILY; RESIDENTIAL BUILDING, TOWNHOUSE; RESIDENTIAL BUILDING, TWIN HOME; RESIDENTIAL BUILDING, DUPLEX; RESIDENTIAL BUILDING, SINGLE FAMILY; LIFE CARE COMMUNITY; AND PLANNED RESIDENTIAL DEVELOPMENT): PROPERTY LOCATED ON THE SOUTHWEST CORNER OF REYNOLDA ROAD AND BRIARCLIFFE ROAD - CONTAINING APPROXIMATELY 3.02 ACRES LOCATED IN THE NORTHWEST WARD (COUNCIL MEMBER MACINTOSH) - ZONING DOCKET W-3295 [PLANNING BOARD RECOMMENDS APPROVAL OF PETITION AND APPROVAL OF THE SITE PLAN WITH STAFF RECOMMENDATIONS.]

Mayor Joines opened the Public Hearing.

Proponents:

Bill Scantland, 1220 Arboretum Road, Lewisville, NC

Brandon Powell, 9705 Ahsmore Lane Harrisburg, NC

Bob Anderson, 1631 Yadkinvalley Rd. Advance, NC

Opponents:

August Pike, Wycliff Drive, Winston-Salem, NC

Rebuttal

Proponents:

Bill Scantland, 1220 Arboretum Road, Lewisville, NC

Opponents:

August Pike, Wycliff Drive, Winston-Salem, NC

Hoyt Beard, 4251 Woodrow Road Winston-Salem, NC

Mayor Joines asked if anyone else would like to be heard regarding this matter. Seeing none, he closed the Public Hearing.

Mr. Paul Norby provided the staff report for this item.

A motion was made by Council member McIntosh for: (1) adoption of the Statement of Consistency as set forth on page 103 of the Agenda Book and (2) denial of W-3295. Motion carried with the following vote:

Aye: Council Members: Leight, Besse, Burke, MacIntosh, and Taylor

Nay: Council Members: Montgomery and Adams

- 4. PUBLIC HEARING ON ZONING PETITION OF CITY OF WINSTON-SALEM AND WINSTON-SALEM MUNICIPAL PARK FROM GI-S TO RS9-L (RECREATION FACILITY, PUBLIC): PROPERTY LOCATED SOUTH OF REYNOLDS PARK ROAD AND WEST OF HUBERT COURT - CONTAINING APPROXIMATELY 117.98 ACRES LOCATED IN THE SOUTHEAST WARD (COUNCIL MEMBER TAYLOR) - ZONING DOCKET W-3296 [PLANNING BOARD RECOMMENDS APPROVAL OF PETITION.]**

Mayor Joines opened the Public Hearing.

Proponents:

Fred Terry, 1225 Reynolds Forest Drive, Winston-Salem, NC

Mayor Joines asked if there were anyone else in the Council Chamber that would like to speak for or against this item. Seeing none, he closed the Public Hearing.

Mr. Paul Norby provided the staff report for this item.

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, for: (1) adoption of the Statement of Consistency set forth on page 125 of the Agenda Book and (2) approval of W-3296. Motion carried unanimously.

- 5. PUBLIC HEARING AND ORDINANCE AMENDING CHAPTER B OF THE UNIFIED DEVELOPMENT ORDINANCES TO AMEND PARKING REQUIREMENTS FOR PUBLIC RECREATION FACILITIES - UDO-270 - PROPOSAL OF CITY-COUNTY PLANNING AND DEVELOPMENT SERVICES STAFF. [RECOMMENDED BY PLANNING BOARD.]

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

Mr. Paul Norby provided a 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 135 of the Agenda Book and (2) approval of UDO Text Amendment 270. Motion carried unanimously.

- 6. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF A PORTION OF N. MAIN STREET AND ALLEYWAYS LOCATED EAST OFF OF TRADE STREET (EAST WARD) – Petition of E. G. Forrest. [Recommended by the Public Works Committee.]

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

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for approval of the Resolution Ordering the Closing of a Portion of N. Main Street and Alleyways Located East Off of Trade Street. Motion carried unanimously.

- 7. MAYOR JOINES' RECOMMENDATION FOR APPOINTMENTS/REAPPOINTMENTS TO BOARDS AND COMMISSIONS

- a. PLANNING BOARD

A motion was made by Council Member Taylor, seconded by Council Member Adams, to approve Mayor Joines' Recommendation for Reappointments to the Planning Board. Motion carried unanimously.

Arnold G. King - Reappointment - Term Expiring February 2020

Brenda J. Smith - Reappointment - Term Expiring February 2020

- b. DOWNTOWN WINSTON-SALEM BUSINESS IMPROVEMENT DISTRICT ADVISORY COMMITTEE

A motion was made by Council Member Adams, seconded by Council Member MacIntosh, to approve Mayor Joines' Recommendation for Reappointments to the Downtown Winston-Salem Business Improvement District Advisory Committee. Motion carried unanimously.

Dana Suggs - Reappointment - Term Expires March 2019

Richard M. Miller - Reappointment - Term Expires March 2019

Lawren C. Desai - Appointment - Term Expires March 2019

c. **CITIZENS' POLICE REVIEW BOARD**

A motion was made by Council Member Adams, seconded by Council Member MacIntosh, to approve Mayor Joines' recommendation to the Citizens' Police Review Board. Motion carried unanimously.

Vevia Thomas - Reappointment - Term Expires April 2019

Fatima Huff - Reappointment - Term Expires April 2019

Jerry Siber - Reappointment - Term Expires April 2019

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:47 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
May 16, 2016**

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

Absent: Council Member Derwin L. Montgomery

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lieutenant Christa Long

RESOLUTION HONORING McKINLEY McNEILL'S PARKLAND MAGNET HIGH SCHOOL STELLAR 2016 INDOOR TRACK SEASON

Council Member Besse and Council Member Leight presented the Resolution.

Ms. McNeill stated she would like to personally thank the Mayor, Mayor Pro-Tem, Council Members, and individuals who helped prepare the Resolution. She thanked her family and coaches for their support.

Reginald McNeil thanked the Mayor, Council, Staff, Pastor, Church Members, Athletic Director, and Coaches.

Council Member Taylor expressed his appreciation to McKinley for what she has done for Parkland High School.

Mayor Pro-Tem Burke made a motion, seconded by Council Member Taylor, to approve the Resolution Honoring McKinley McNeill's Parkland Magnet High School Stellar 2016 Indoor Track Season. Motion carried unanimously.

RECOGNITION OF ANGIE MU AND TODD BARR FOR RECEIVING THE BIG BROTHERS BIG SISTERS 2016 NORTH CAROLINA "BIG OF THE YEAR" AWARDS

Courtney Driver, Assistant to the City Manager, introduced Shawan Gabriel, President and CEO of Big Brothers Big Sisters Services, Inc.

Mr. Gabriel explained about the award and the hard work that it takes to achieve such a high honor. He stated he was extremely proud of Mr. Barr and noted Mr. Barr exemplifies what it takes to be a "Big Brother".

Mr. Todd Barr thanked the Mayor and the City Council. He thanked Mr. Gabriel and said he appreciated being chosen for such a high honor.

PROCLAMATION DECLARING MAY BUILDING SAFETY MONTH

Mayor Joines presented the Proclamation to Dan Dockery, Chief Building Official.

Mr. Dockery thanked the Mayor and Members of the Council.

PROCLAMATION RECOGNIZING DELTA SIGMA THETA DAY

Council Member Adams presented the Proclamation to Elizabeth Newton, President of Delta Sigma Theta.

Ms. Newton gave a brief overview of past and present accomplishment of the sorority. She thanked the Mayor and the City Council for the Proclamation.

2014-15 BIENNIAL STATUS REPORT ON IMPLEMENTATION OF THE LEGACY 2030 COMPREHENSIVE PLAN FROM THE CITY-COUNTY PLANNING BOARD.

Mayor Joines recognized Mr. Arnold G. King, Chairman of the City County Planning Board.

Mr. King thanked the Mayor and the Council Members and stated after the adoption of Legacy 2030, by all the elected bodies, the Planning Board agreed a status report would be prepared and presented every two years and this is the second report. Mr. King presented the report and stated on behalf of the Planning Board, he would like to thank the community partners, City Manager and staff, and thanked the City Council for leadership in preparing our community for the future as envisioned in Legacy 2030.

Council Member MacIntosh stated he views Legacy 2030 as a working document and he refers to it often in the real estate business.

Council Member Taylor agreed with the comments of Council Member MacIntosh and thanked Mr. King for his contributions.

Council Member Burke thanked Mr. King and the Planning Board and asked where the citizens can obtain the information.

Mr. Paul Norby, Director of Planning and Development Services, stated it is on the website and there are a number of hard copies available for people would like them.

Council Member Burke requested the City Manager to make the information available at the recreation centers and libraries.

Mayor Joines stated he is extremely proud of Legacy 2030 and that it is being utilized.

CONSENT AGENDA

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

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

- C-1.** RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY AT 630 BROOKWOOD BUSINESS PARK DRIVE UNDER THE UPSET BID PROCEDURE (N.C.G.S. 160A-269) (NORTHEAST WARD). [Recommended by the Finance Committee.]

Approved by the Consent Vote.

- C-2.** RESOLUTION GRANTING PERMANENT UTILITY EASEMENTS PURSUANT TO N.C.G.S. 160A-273 TO DUKE ENERGY CAROLINAS, LLC FOR THE SITE OF POLICE DISTRICT ONE AT 7836 NORTH POINT BOULEVARD (NORTH WARD). [Recommended by the Finance Committee.]

Approved by the Consent Vote.

- C-3.** RESOLUTION TO ACCEPT THE PROPOSAL OF TRIAD ECO ADVENTURES TO PURCHASE THE CITY'S TWO BUS TROLLEYS. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

- C-4.** PUBLIC HEARING ON ORDINANCE TO NAME AN UNNAMED STREET OR ROAD IN WINSTON-SALEM (SOUTH EAST WARD). [Recommended by the Public Works Committee.]

Approved by the Consent Vote.

- C-5.** RESOLUTION APPROVING AN AMENDMENT TO AGREEMENT WITH THE HILLCREST TOWNCENTER MASTER ASSOCIATION, INC. TO INSTALL AND MAINTAIN ADDITIONAL DECORATIVE STREETLIGHTS IN HILLCREST DEVELOPMENT. [Recommended by the Public Works Committee.]

Approved by the Consent Vote.

- C-7.** RESOLUTION AUTHORIZING MODIFICATIONS TO REQUEST FOR FINANCIAL ASSISTANCE FROM WEXFORD SCIENCE & TECHNOLOGY (WEXFORD) FOR THE BAILEY POWER PLANT REDEVELOPMENT UNDER THE DOWNTOWN DEVELOPMENT PROVISIONS (N.C.G.S. 160A-458.3). [Recommended by the Finance Committee.]

Approved by the 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.]

Approved by the Consent Vote.

- a. Winston Salem Presbytery 117 Dellabrook Road

Approved by the Consent Vote.

- b. Walter R. Nelson 210 Wake Drive

Approved by the Consent Vote.

- c. RMBM, Inc. 1206 23rd Street

Approved by the Consent Vote.

- d. Vicki L. Stennis 2703 Glenhaven Lane

Approved by the Consent Vote.

- e. Gwendolyn A. Thompson 3037 Colgate Drive

Approved by the Consent Vote.

- f. Darryl W. and Tammy Cherry 1695 Ashley School Circle

Approved by the Consent Vote.

C-9. 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. Salem View Property Management LLC 4309 Erie Drive

Approved by the Consent Vote.

- b. Maria Rita Carretero 117 N. Dunleith Avenue

Approved by the Consent Vote.

- c. Jose Martin Doroteo Cruz and Maciel Banos 421 Barbara Jane Avenue

Approved by the Consent Vote.

- d. Taryton Lopez Thacker 1012 Goldfloss Street

Approved by the Consent Vote.

- e. Carnella Gay Dunlap 1538 E. 22nd Street

Approved by the Consent Vote.

- f. Mabe Atkins and Rydman Inc. 5705 Robin Wood Lane

Approved by the Consent Vote.

- g. Kevin S. Wolfe3 703 Maverick St.(Accy. Bldg.)

Approved by the Consent Vote.

- h.** Silverleaf Properties, LLC 2126 School Street

Approved by the Consent Vote.

- C-10.** 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.** Salvador Garcia Diaz and 2516 Ansonia Street
Leonarda Lorenzo Morales

Approved by the Consent Vote.

- C-11.** CONSIDERATION OF ITEMS RELATING TO THE 28TH STREET STORMWATER DRAINAGE IMPROVEMENTS AND WATER AND SEWER REPLACEMENT: [Recommended by the Finance and Public Works Committees.]

- a.** RESOLUTION AUTHORIZING A CHANGE ORDER TO CHARLES D. LOWDER INC. IN THE AMOUNT OF \$308,000 FOR WORK ON THE 28TH STREET STORMWATER DRAINAGE IMPROVEMENTS AND WATER AND SEWER REPLACEMENT PROJECT (NORTHEAST WARD).

Approved by the Consent Vote.

- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016. [Finance forwarded this item to Council with two in favor, none opposed, one abstained, and one excused.]

Approved by the Consent Vote.

- C-12.** ORDINANCE AMENDING SECTION 42-122(f) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS (NORTHEAST AND WEST WARDS) - Belle Avenue and Gloucestershire Road. [Recommended by the Public Safety Committee.]

Approved by the Consent Vote.

- C-13.** ORDINANCE AMENDING SECTION 42-123(b) AND (c) OF THE CITY CODE RELATING TO 45 AND 50 MILES PER HOUR SPEED LIMITS (WEST WARD) - Peacehaven Road. [Recommended by the Public Safety Committee.]

Approved by the Consent Vote.

- C-14.** RESOLUTION APPROVING THE FISCAL YEAR 2016-2017 OPERATING MEMORANDUM BETWEEN THE CITY OF WINSTON-SALEM AND THE RISK

ACCEPTANCE MANAGEMENT CORPORATION. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

- C-15. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTER-LOCAL AGREEMENT WITH THE AIRPORT COMMISSION OF FORSYTH COUNTY FOR INFRASTRUCTURE AND HANGAR IMPROVEMENTS. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

- C-16. RESOLUTION REJECTING ALL BIDS FOR FIRE STATIONS 7 AND 9 RENOVATIONS. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

- C-17. RESOLUTION REJECTING ALL BIDS FOR CONSTRUCTION OF SPRAYGROUNDS AT REYNOLDS PARK POOL AND SEDGE GARDEN PARK. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

- C-18. RESOLUTION AWARDED PURCHASE ORDER FOR A FIRE PUMPER TRUCK - The Sutphen Corporation - \$521,424.65. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

- C-19. CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2015-2016 BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA: [Recommended by the Finance Committee.]

- a. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET FOR THE CITY OF WINSTON SALEM FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- C-20. RESOLUTION AUTHORIZING THE ACCEPTANCE BY DONATION OF SURPLUS RIGHT-OF-WAY FROM THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (NORTHWEST WARD). [Recommended by the Finance Committee.]

Approved by the Consent Vote.

- C-21. RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE PROPERTY, BOILER/MACHINERY INSURANCE FROM BERKLEY INSURANCE

COMPANY THROUGH SURRY INSURANCE. [Recommended by the Finance Committee.]

Approved by the Consent Vote.

C-6. CONSIDERATION OF ADDITIONAL FINANCING FOR THE DEVELOPMENT OF SINGLE-FAMILY HOUSING IN RIDGEWOOD PLACE (SOUTHEAST WARD): [Recommended by Finance Committee and Community Development/Housing/General Government Committee.]

a. RESOLUTION AUTHORIZING ADDITIONAL FINANCING FOR DEVELOPMENT IN THE RIDGEWOOD PLACE SUBDIVISION TO S.G. ATKINS COMMUNITY DEVELOPMENT CORPORATION.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016

Council Member Taylor stated he is excited about the project because it allocates over \$1.3 million dollars for the construction of homes and for home buyer assistance to those who wish to live in the Ridgewood Place Development.

Council Member Besse requested staff provide Council with information on similar projects.

A motion was made by Council Member Taylor, seconded by Mayor Pro-Tem Burke, to approve the Resolution Authorizing Additional Financing for Development in the Ridgewood Place Subdivision to S.G. Atkins Community Development Services and the Ordinance Amending the Project Budget Ordinance for the City of Winston-Salem, North Carolina for the Fiscal Year 2015-2016. Motion carried unanimously.

GENERAL AGENDA

G-1. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Mayor Joines stated Council received additional information at their places regarding this item and recognized Council Member Clark.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve the Project Budget Ordinance for the City of Winston-Salem, North Carolina for the Fiscal Year 2015-2016. Motion carried unanimously.

G-2. RESOLUTION APPROVING THE CHASE AT KINGSTREE NEIGHBORHOOD TRAFFIC CALMING PLAN FOR FUNDING AND CONSTRUCTION. [Public Works Committee recommended this item with three in favor, and one opposed.]

Council Member Besse stated he was not persuaded there is documented need for this measure in this location and noted there has been no traffic accident information provided to the Committee. He said he will oppose this item and will continue to oppose similar plans for vertical control measures, except under extraordinary circumstances.

Council Member Leight pointed out the neighborhood has very small roads, and it appears none of the other traffic calming plans would work. She stated this neighborhood is also a cut-through from Main Street to Peters Creek Parkway and it definitely needed a way to discourage people from driving through the neighborhood as a shortcut.

Council Member Clark stated he will support this if the Council Member supports it.

Council Member Adams stated it would be interesting to know the satisfaction rating from neighborhood associations that have received them over the years. She requested the City do an educational piece on Channel 13 showing what these traffic calming scenarios do to public safety when an emergency arises in those neighborhoods.

Council Member MacIntosh stated if the neighborhood wants it and staff has agreed, it is hard to say no the community.

Council Member Taylor expressed concern over having a policy debate when considering individual items, epically as it relates to traffic calming.

Council Member Besse stated he will schedule discussion of the traffic calming policy for the Public Works Committee.

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to approve the Resolution Approving the Chase at Kingtree Neighborhood Traffic Calming Plan for Funding and Construction. Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Burke, Adams, MacIntosh, and Taylor

Nay: Council Member Besse

Absent: Council Member Montgomery

G-3. CONSIDERATION OF COUNCIL'S JUNE AND JULY MEETING SCHEDULE.

Mayor Joines stated the City Council needs to have two Special Meetings during June, one on June 6th and one on June 8, 2016, in Raleigh, NC to meet with the Legislative Delegation, and there is a request to cancel all July meetings.

Council Member Besse asked if this change in the Council's schedule also cancels the Committee meetings for July.

Mayor Joine replied yes.

A motion was made by Council Member Adams, seconded by Mayor Pro-Tem Burke, to amend the City Council's June and July Meeting Schedule. The motion carried unanimously.

G-4. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

MAYOR/COUNCIL COMMENTS

Mayor Joines congratulated Mayor Pro-Tem Burke for receiving a Honorary Doctorate of Law from Wake Forest University in recognition of her work in the Community for many years.

Mayor Pro-Tem Burke thanked the Mayor and Wake Forest University noting that the Mayor received a Honorary Doctorate as well.

Council Member Taylor thanked the ladies that spoke against circus animals and said staff would do some research and bring it for consideration.

Council Member Clark stated there was an incident on Kinnamon Road concerning discharging of a firearm. He stated the citizens in the community should receive a letter from the Police Department with an update.

Mayor Joines stated there will be a State of the Community event Tuesday, May 17, 2015, at 10:30 a.m. He indicated that he, along with the Superintendent of Winston-Salem/Forsyth County Schools, the head of the Arts Council, the Vice Chairman of the Winston-Salem Foundation and others will be making very detailed presentations about their community efforts.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:15 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
June 6, 2016**

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 Molly Leight, 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 Jeff MacIntosh, and Council Member James Taylor, Jr

Absent: Council Member Robert Clark

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lieutenant Richard Newnum

1. PUBLIC HEARING ON SITE PLAN AMENDMENT OF QUALITY OIL COMPANY, LLC FOR A GB-S (ACADEMIC BIOMEDICAL RESEARCH FACILITY Academic Medical Center; Access Easement, Private Off-Site; Adult Day Care Center; Arts and Crafts Studio; Banking and Financial Services; Bed and Breakfast; Building Contractors, General; Building Materials Supply; Car Wash; Child Care Institution; Child Care, Drop-In; Child Care, Sick Children; Child Day Care Center; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; Club or Lodge; Convenience Store; Food or Drug Store; Fuel Dealer; Funeral Home; Furniture and Home Furnishings Store; Government Offices, Neighborhood Organization, or Post Office; Hotel or Motel; Institutional Vocational Training Facility; Kennel, Indoor; Library, Public; Motor Vehicle, Body or Paint Shop; Motor Vehicle, Rental and Leasing; Motor Vehicle, Repair and Maintenance; Motorcycle Dealer; Museum or Art Gallery; Nursery, Lawn and Garden Supply Store, Retail; Nursing Care Institution; Offices; Outdoor Display Retail; Park and Shuttle Lot; Police or Fire Station; Recreation Facility, Public; Recreation Services, Indoor; Recreation Services, Outdoor; Residential Building, Multifamily; Residential Building, Townhouse; Restaurant[(With Drive-Through Service]; Restaurant [Without Drive-Through Service]; Retail Store; School, Private; School, Public; School, Vocational or Professional; Services, A; Services, B; Shopping Center; Storage Services, Retail; Swimming Pool, Private; Terminal, Bus or Taxi; Testing and Research Lab; Theater, Indoor; Utilities; Veterinary Services; and Wholesale Trade A) ZONED SITE: Property located on the Southwest Corner of Union Cross Road and Solomon Drive located in the EAST WARD (Council Member Montgomery)-

Zoning Docket W-3297. [Planning Board recommends approval of the site plan amendment with staff recommendations.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chamber that wished to be heard regarding this item. Seeing none, he closed the Public Hearing and recognized Paul Norby, Planning and Development Service Director.

Mr. Norby provided a presentation.

In response to Mayor Pro-Tem Burke, Mr. Norby stated Quality Oil would like a restaurant instead of a convenient store.

In response to Council Member Montgomery, Mr. Norby explained the lighting restrictions and perimeters around Solomon Drive.

Council Member Taylor expressed his excitement over this project.

Council Member MacIntosh stated he was impressed and pleased with the amount of detail and care for the citizens' concerns with this project.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, for approval of: (1) the Statement of Consistency as set forth on page 23 of the Agenda Book and approval of W-3297.

Motion carried unanimously.

2. PUBLIC HEARING ON RESOLUTION REGARDING THE AWARD OF THE CONTRACT FOR PROVIDING SERVICES WITHIN THE DOWNTOWN WINSTON-SALEM BUSINESS IMPROVEMENT DISTRICT AND PLACING THIS ITEM ON THE AGENDA FOR THE JUNE 20, 2016 CITY COUNCIL MEETING.

Steve Hawryluk, Budget and Evaluation Analyst, provided a presentation for this item.

In response to Mayor Pro-Tem Burke, Mr. Hawryluk explained the downtown enhanced services and how they are paid.

Jason Theil, 305 W. 4th Street Suite 2E Winston-Salem, NC, stated it was an honor to serve on the Advisory Committee and noted the Business District works well with the Advisory Committee.

Council Member MacIntosh stated taxes in the district is approved by the people who pay them and they get a voice in how the funds are spent.

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

Council Member Taylor requested Council to consider a re-evaluation on how to assess the bids for contracts providing services within the downtown Winston-Salem Business Improvement District. He recommends re-evaluation after two years.

Council Member Adams requested procedures of the Downtown Business District and how the Advisory Board is selected.

A motion was made by Council Member Montgomery, seconded by Mayor Pro-Tem Burke, to approve the Resolution Regarding the Award of the Contract for Providing Services within the Downtown Winston-Salem Business Improvement District and Placing this Item on the Agenda for the June 20, 2016 City Council Meeting. Motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:17 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
June 20, 2016**

CALL TO ORDER

Mayor Joines called the meeting to order and asked the City Secretary to call the roll.

ROLL CALL

Present: Council Member Molly Leight, Council Member Robert 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 Jeff MacIntosh, and Council Member James Taylor, Jr

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lieutenant Rob Peterson

PROCLAMATION DECLARING JUNE NATIONAL SAFETY MONTH.

Mayor Joines presented the proclamation to Mr. Nick Webster, Risk Administrator.

Mr. Webster stated there is nothing more important than the physical wellbeing of our employees as well as the members of the community. He thanked the Mayor and City Council for the proclamation.

CONSENT AGENDA

Mayor Joines stated Council would consider the Consent Agenda first and noted that Item C-9(j) is pulled because the property has been brought into compliance. Items C-14 and C-15 are pulled to excuse Council Member Montgomery from voting and Item C-16 is pulled due to it being a duplicate item shown on the General Agenda.

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

C-1. RESOLUTION AUTHORIZING ACQUISITION OF PROPERTY AT 2619 BETHABARA ROAD FOR NEW PARK CONSTRUCTION (NORTH WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-2. RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY AT 426 WEST CLEMMONSVILLE ROAD UNDER THE UPSET BID PROCEDURE N.C.G.S. 160A-269 (SOUTHEAST WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-3.** RESOLUTION GRANTING THE CITY MANAGER AUTHORIZATION TO EXECUTE UTILITY EASEMENTS WITH DUKE ENERGY CAROLINAS, LLC FOR UTILITY EASEMENTS LOCATED ON CITY PROPERTY. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-4. CONSIDERATION OF ITEMS RELATED TO GRANTING PERMANENT UTILITY EASEMENTS TO DUKE ENERGY CAROLINAS, LLC: (Recommended by Public Works Committee.)

- a. RESOLUTION GRANTING PERMANENT UTILITY EASEMENTS PURSUANT TO N.C.G.S. 160A-273 TO DUKE ENERGY CAROLINAS, LLC FOR THE SITE OF POLICE DISTRICT THREE AT 2394 WINTERHAVEN LANE (SOUTHWEST WARD).

Approved by the Consent Vote.

- b. RESOLUTION GRANTING PERMANENT UTILITY EASEMENTS PURSUANT TO N.C.G.S. 160A-273 TO DUKE ENERGY CAROLINAS, LLC FOR THE SALEM LAKE MARINA PROJECT AT 815 SALEM LAKE ROAD (EAST WARD).

Approved by the Consent Vote.

- C-5.** RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GIFT DEED FROM WILLIAM DOUGLAS CONRAD HEIRS (WEST WARD) - Property located between the east side of Silas Creek Parkway and Englewood Drive, and Buena Vista Road. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-6. CONSIDERATION OF ORDINANCE RESCINDING AN ORDINANCE ORDERING THE DEMOLITION OF A DWELLING: [Recommended by Community Development/Housing/General Government Committee.]

- a. C. W. Myers Trading Post, Inc. 2008 E. 25th Street

Approved by the 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. Paul and Clara Cloud 1448 Emerald Street

Approved by the Consent Vote.

- b. Donald Short 2219 Booker Street

Approved by the Consent Vote.

- c. Teresa Pfau 112 S. Gordon Drive

Approved by the Consent Vote.

- d. Triad Residential Solutions, LLC 1708 Thurmond Street

Approved by the Consent Vote.

- e. Rebecca S. Cumbo 2049 Lincoln Avenue

Approved by the Consent Vote.

- f. Queen Esther James 133 W. Acadia Avenue

Approved by the Consent Vote.

C-8. 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. Bruce Hayden Alderman, Heirs 2066 Queen Street

Approved by the Consent Vote.

C-9. 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. Basil and Tammy Phibbs 746 Glencoe Street

Approved by the Consent Vote.

- b. C.W. Myers Trading Post, Inc. 2554 Manchester Street

Approved by the Consent Vote.

- c. John L. Morris 1410 E. 4th Street

Approved by the Consent Vote.

- d. Raul and Amanda Lio 1237 N. Dunleith Avenue

Approved by the Consent Vote.

- e. Raul and Amanda Lio 214 W. 24th Street

Approved by the Consent Vote.

- f. RCH Properties, LLC 534 N. Graham Avenue

Approved by the Consent Vote.

g. James and Carmen Redmon 5069 Shattalon Drive (Trailer Only)

Approved by the Consent Vote.

h. Quether Stefan Wilkins, Jr. 836 Rich Avenue

Approved by the Consent Vote.

i. Gwendolyn J. Idol 2530 Willard Road

Approved by the Consent Vote.

k. Doretha E. Holmes 860 Rich Avenue

Approved by the Consent Vote.

l. Hunter and Mary Ellen James 5581 Beck Church Road Accessory Bldg.

Approved by the Consent Vote.

m. Carmelo Marion and Noyola Marin 1611 Cherry Street

Approved by the Consent Vote.

C-10. 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 the Community Development/Housing/General Government Committee.]

a. Jerry C. and Jeanette D. Gilmore 715 E. 16th Street

Approved by the Consent Vote.

C-11. RESOLUTION DESIGNATING WHITAKER PARK DEVELOPMENT AUTHORITY, INC. AS THE BEST QUALIFIED DEVELOPER AND ESTABLISHING A PUBLIC HEARING DATE FOR APPROVAL OF THE PUBLIC-PRIVATE PARTNERSHIP CONTRACT IN ACCORDANCE WITH G.S. 143-128.1C. Public Hearing: August 15, 2016. [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-12. CONSIDERATION OF ITEMS RELATING TO THE DOWNTOWN WINSTON-SALEM BUSINESS IMPROVEMENT DISTRICT: [Recommended by Finance Committee.]

a. RESOLUTION AWARDING A CONTRACT WITH THE DOWNTOWN WINSTON-SALEM PARTNERSHIP TO PROVIDE SERVICES WITHIN THE DOWNTOWN WINSTON-SALEM BUSINESS IMPROVEMENT DISTRICT.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING CHAPTER 2 OF THE CITY CODE ENTITLED “ADMINISTRATION”.

Approved by the Consent Vote.

- C-13. RESOLUTION APPROVING THE DRAFT MASTER PLAN FOR HAPPY HILL PARK. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

- C-17. APPROVAL OF AN ORDINANCE AMENDING SECTION 42-122(F) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS (NORTH, NORTHEAST AND EAST WARDS) - Lakewood Drive; Mount Pleasant Drive; School Street; Neighborhood Limits: Abbey Park Road, Welford Drive, Cavendish Court, Abbey Park Court, Country Lane, Pecan Forest Trail and Fiddlers Knoll Drive. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

- C-18. RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN INTERLOCAL AGREEMENT AND AN AMENDMENT TO A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF WINSTON-SALEM, THE CITY OF GREENSBORO, THE CITY OF HIGH POINT, AND NMS LABS, INCORPORATED UNDER THE 2014 SOLVING COLD CASES WITH DNA GRANTS PROGRAM. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

- C-19. CONSIDERATION OF ITEMS RELATED TO CONTRACTS: [Recommended by Finance Committee.]

- a. RESOLUTION APPROVING A CONTRACT WITH DATA NETWORK SOLUTIONS, INC. FOR COMPUTER STORAGE EQUIPMENT- Data Network Solutions, Inc. \$309,754.00.

Approved by the Consent Vote.

- b. RESOLUTION AWARDED CONTRACT FOR DITCH MAINTENANCE - Carolina Asphalt Paving, Inc. - \$361,250 (Estimated Amount).

Approved by the Consent Vote.

- c. RESOLUTION AWARDED CONTRACT FOR STRUCTURE ADJUSTMENTS - Ascent Construction Solutions, LLC - \$149,875.00 (Estimated Amount).

Approved by the Consent Vote.

- d. RESOLUTION AWARDED CONTRACT FOR SIDEWALK CONSTRUCTION ALONG OLD TOWN DRIVE - Dalton Contracting, LLC - \$122,789 (Estimated Amount).

Approved by the Consent Vote.

- e. RESOLUTION AWARDDING CONTRACT FOR CONCRETE BASE STREETS REHABILITATION - APAC-Atlantic, Inc., Thompson-Arthur Division - \$3,097,298 (Estimated Amount).

Approved by the Consent Vote.

- f. RESOLUTION AWARDDING CONTRACT FOR ROAD SALT - The Detroit Salt Company, LLC - \$202,440 (Estimated Amount).

Approved by the Consent Vote.

- g. RESOLUTION AWARDDING PURCHASE ORDER FOR CONVENTIONAL CAB TRUCK WITH HOOK LIFT HOIST BODY - White's Tractor and Truck Co., LLC - \$128,540.67 (Estimated Amount).

Approved by the Consent Vote.

- h. RESOLUTION AWARDDING A PURCHASE ORDER FOR VEHICLE PARTS AND SUPPLIES - NAPA Auto Parts, Inc. - \$150,000 (Estimated Amount).

Approved by the Consent Vote.

- i. RESOLUTION AWARDDING PURCHASE ORDERS FOR AUTO AND TRUCK TIRES - Goodyear Tire & Rubber Company - \$100,000 (Estimated Amount); Parrish Tire Company, Inc. - \$120,000 (Estimated Amount); Mock Tire & Automotive, Inc. - \$70,000 (Estimated Amount); and Snider Tire Company - \$160,000 (Estimated Amount).

Approved by the Consent Vote.

- j. RESOLUTION AWARDDING PURCHASE ORDERS FOR EQUIPMENT FOR THE FLEET DEPARTMENT WITH CERTAIN SOLE SOURCE VENDORS - Various Vendors - \$982,000 (Estimated Amount).

Approved by the Consent Vote.

- k. RESOLUTION AWARDDING A PURCHASE ORDER FOR AUTO AND TRUCK PARTS AND SUPPLIES - Auto Supply Company, Inc.- \$130,000 (Estimated Amount); Carquest Auto Parts - \$90,000 (Estimated Amount); and Auto Zone Stores, LLC - \$35,000 (Estimated Amount).

Approved by the Consent Vote.

- l. RESOLUTION AWARDDING PURCHASE ORDER FOR TOWING SERVICES - Davis Garage, Inc. - \$120,000 (Estimated Amount).

Approved by the Consent Vote.

- m. RESOLUTION AWARDDING CONTRACT FOR SPRAYGROUND AT REYNOLDS PARK POOL - DreamBuilt Construction, Inc. - \$297,250 (Estimated Amount).

Approved by the Consent Vote.

- n. RESOLUTION AWARDDING CONTRACT FOR SPRAYGROUND AT SEDGE GARDEN PARK.

Approved by the Consent Vote.

- C-20. CONSIDERATION OF ITEMS RELATED TO CONTRACT FOR WINSTON LAKE AQUATIC PARK: [Recommended by Finance Committee.]

- a. RESOLUTION AWARDDING CONTRACT FOR WINSTON LAKE AQUATIC PARK - Bar Construction Company - \$4,713,000 (Estimated Amount).

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- C-21. RESOLUTION AUTHORIZING THE CITY MANAGER TO WAIVE BONDING REQUIREMENTS BELOW THE STATUTORY LIMITS. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-22. CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2015-2016 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 2015-2016.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- C-23. RESOLUTION TO MODIFY AND RESTATE A WATER AND SEWER SERVICES AGREEMENT WITH THE TOWN OF KERNERSVILLE. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-24. CONSIDERATION OF ITEMS RELATED TO THE BUSINESS 40 PROJECT BETTERMENTS: [Recommended by Finance Committee.]

- a. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR PEDESTRIAN AND SIDEWALK IMPROVEMENTS ON CLOVERDALE AVENUE AND MILLER STREET.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2015-2016.

Approved by the Consent Vote.

- C-25. ORDINANCE RENAMING "WAKEFIELD COURT" TO "ASPEN PLACE". [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-9. 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.]

- j. Hawkeye Properties, LLC 1524 E. 14th Street

This item was pulled by Staff.

Mayor Joines stated staff pulled this item from the Consent Agenda, because the property was brought up to code.

- C-14. RESOLUTION AUTHORIZING SUBMISSION OF CONTINUUM OF CARE HOMELESS GRANT APPLICATION, ACCEPTANCE OF GRANT FUNDS, AND EXECUTION OF AGREEMENTS. [Recommended by Community Development/Housing/General Government Committee.]

This item will be considered with item C-15.

- C-15. RESOLUTION AUTHORIZING SUBMISSION OF EMERGENCY SOLUTIONS GRANT APPLICATION, ACCEPTANCE OF GRANT FUNDS, AND EXECUTION OF SUBGRANTEE AGREEMENTS. [Recommended by Community Development/Housing/ General Government Committee.]

Mayor Joines stated that items C-14 and C-15 will be considered together and noted that Council Member Montgomery will need to be excused from voting on both.

A motion was made by Council Member Adams, seconded by Council Member Clark, to excuse Council Member Montgomery from voting on items C-14 and C-15. Motion carried unanimously.

Council Member Adams made a motion, seconded by Council Member Clark, to approve items C-14 and C-15. Motion carried unanimously.

- C-16. RESOLUTION AMENDING THE CITY/COUNTY COOPERATIVE GOVERNMENTAL SERVICES FUNDING AGREEMENT TO ADD CONSOLIDATED CITY/COUNTY FORENSIC SERVICES. [Recommended by Public Safety Committee.]

Mayor Joines noted this item was pulled from the Consent Agenda because there is a duplicate item on the General Agenda.

GENERAL AGENDA

G-1. PUBLIC HEARING ON THE FISCAL YEAR 2016-2017 BUDGET FOR THE CITY OF WINSTON-SALEM.

Mayor Joines asked Ben Rowe, Assistant City Manager to provide a presentation of the 2016-2017 Budget.

Chief Rountree, Winston-Salem Police Department Chief of Police, gave a presentation concerning the number of homicides and the difficulty in recruiting Police Officers.

Council Member Taylor thanked Chief Rountree and the Winston-Salem Police Department for all they do. He noted a due to a community round table discussion on May 31st there was an additional \$50,000 added to the budget to support programs.

Mayor Pro-Tem Burke urged the youth to utilize the different services and program provided by different groups in the City to help deter them from illegal behavior.

Council Member Clark requested statistics regarding victims, crimes, and suspects.

Chief Rountree spoke to the difficulty of recruiting law enforcements officers noting this is a nationwide problem.

Mayor Joines opened the Public Hearing on the proposed Budget.

Linda Lewis, 512 Surry Trail Winston-Salem stated she is representing the Shepherds Center. She stated the needs of the center are increasing as the older population increases. She listed various services the Shepherds Center provides and requested the Council listen to some of the beneficiaries of the services.

Carolynn Barrell 269 Ellen Drive. Winston-Salem stated she has benefited from the Shepherds Center. The Center has performed various construction needs to her home. She stated the center provides Meals on Wheels, as well as a lot of other types of work for the elderly and they do a good job.

Council Member Burke stated Ms. Burrell is a retired Teacher. She stated there is a need for programs for the elderly.

Artis Smith 3031 Butterfield Drive, Winston-Salem

Ms. Smith encouraged the Council to think about the Fiscal Year 2016-2017 budget funding for the Shepherd Center. She stated she has greatly benefited from the center in that she has been able to resolve several construction needs at her home with the help of Shepherd Center. She expressed gratitude to the Center for barricading some ground hogs that were in her shed. She said she was on a fixed income and some of the services she has received she would not have been able to afford.

Ghali Hasan, 5116 Red Road, Winston-Salem, NC

Mr. Hasan stated the City and County 2016-2017 budget is almost a billion dollars. He stated if 10% of that budget was going to the minority community, the City would not

have so much crime. He requested placing Federal Form 1273 in the instructions to bidders for contracts to help increase local hiring.

Clement Little, 1744 Huntington Woods Road, Winston-Salem, NC

Mr. Little thanked the Council for the financial support given over the years to Liberty East Redevelopment Corporation. Mr. Little introduced Isaiah Black, Advisory Board Member and Digital Consultant, and President Emeritus, Naomi Jones. He explained the various services the Corporation provides as well as projects that will be provided in the future.

Natasha Gore: 3315 Victoria Park Lane, Winston-Salem, NC

Ms. Gore stated she is a volunteer representative for the Arts Council and wanted to thank the Council for its support. She stated services have been offered to half million people, and there was significant economic impact in the community with 2700 jobs created, as well as, millions in state and local tax revenue because of the continued support to the Art Council.

JoAnne Allen, P.O. Box 286, Winston-Salem, NC

Ms. Allen stated if all the City's initiatives work, then Winston-Salem would not be where it is today. She alleged the information given to the public about the budget is not truthful. She stated Winston-Salem may be becoming number one in the country for poverty level. She feels the City needs to do more for the citizens of Winston-Salem.

Jerry Romans, 401 North Main Street, Winston-Salem, NC

Mr. Romans said he was the Chairman of the Board for Experiment and Self-Reliance (ESR) and thanked the Council for its support of ESR. He stated the mission of ESR and explained how the funding support from the City helps with the services that ESR provides.

Yusef Suggs - El, P.O. Box 17506, Winston-Salem, NC

Mr. Suggs - El translated the City's motto "Urbs Condita Adiuuando" to mean "City Based on Cooperation." He expressed concern that the budget is not broken down in layman's terms and should explain how bonds are created and how they should be used. He expressed several concerns about an unhealthy environment such as mold and raw sewage, and suggested the creation of an ordinance to address those issues. He requested the landlords be held responsible for it and the City. He stated there needs to be a realignment of the Budget.

Gerald Green with Whole Man Ministries

Mr. Green thanked the City Council for the continued support of Whole Man Ministries and the Home for Heroes Project. He stated the volunteers for his organization go out and find the people who need help because some people are not mentally capable of coming to them. The organization needs more funding to continue their efforts. He noted this organization is different because they go to the people inside dilapidated homes and

in unsanitary conditions to help them realize there is hope. Mr. Green asked the Council to reconsider the funding for the organization.

Latika Crawford East Ward

Ms. Crawford spoke on behalf of Hoops for Life, noting both of her children attend, and requested funding to continue the service. She would like to make the service available at recreation centers on the weekends. She stated programs like Hoops for Life and the other programs that have been represented counter act neighborhood violence. She stated her neighborhood is dilapidated and neglected and has been for decades, because no one has invested in the African American community. She stressed the need for more programs and more economic plans for the areas. The landlords need to be held responsible for fixing the problems related to the property. She stated many recreation centers, look the same as they did when she was seven years old, and would like to see those funds allocated properly. She stated her neighborhood needs more programs as well as economic development and more places that will hire people who look like her.

Mayor Joines closed the Public Hearing.

G-2. ORDINANCE AMENDING CHAPTER 10 OF THE WINSTON-SALEM CITY CODE RELATING TO BUILDING REGULATIONS.

A motion was made by Council Member Clark, seconded by Council Member Adams to approve the Ordinance Amending chapter 10 of the Winston-Salem City Code Relating To An After-Hours/Non-Emergency Inspections Fee and a Plan Review Fee for Commercial Development Under 3,000 Square Feet For The City of Winston-Salem, North Carolina For the Fiscal Year 2016-2017. Motion carried unanimously.

G-3. ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

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 2016-2017, Which Sets the Tax Rate at 58.5 cents per \$100.00 of Assessed Value and a Tax Rate of 9 Cents per \$100.00 of Assessed Value for Property Owners within the Downtown Winston-Salem Business Improvement District. Motion carried with the following vote:

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

Nay: Council Members: Clark and MacIntosh

G-4. PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

A motion was made by Council Member Adams, seconded by Council Member Taylor, to approve the Project Budget Ordinance for the City of Winston-Salem, North Carolina for the Fiscal Year 2016-2017. Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Besse, Montgomery, Burke, Adams, and Taylor

Nay: Council Member MacIntosh

G-5. PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017 - FEDERAL HOUSING FUNDS/HOUSING FINANCE ASSISTANCE FUND.

Mayor Joines stated that Council Member Montgomery would need to be excused from voting on this item.

Council Member Clark made a motion, seconded by Council Member Adams, to excuse Council Member Montgomery from voting on item G-5. Motion carried unanimously.

Council Member Clark made a motion, seconded by Council Member Adams, to approve the Project Budget Ordinance for the City of Winston-Salem, North Carolina for the Fiscal Year 2016-2017 Federal Housing Funds/Housing Finance Assistance Fund. Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Besse, Burke, Adams, MacIntosh, and Taylor

Excused: Council Member Montgomery

G-6. RESOLUTION APPROVING THE CAPITAL PLAN FOR FISCAL YEARS 2016-2017 THROUGH 2021-2022 AS A FINANCIAL PLANNING GUIDE.

Council Member Clark made a motion, seconded by Council Member Adams, to approve the Resolution Approving the Capital Plan for Fiscal Years 2016-2017 Through 2021-2022 as a Financial Planning Guide. Motion carried unanimously.

G-7. RESOLUTION AMENDING THE PERSONNEL RESOLUTION OF THE CITY OF WINSTON-SALEM, MAKING CHANGES TO THE PAY PLAN AND OTHER POLICIES, AND SUPPORTING A THREE-YEAR MARKET STUDY OF ALL CITY POSITION CLASSIFICATIONS.

Council Member Clark made a motion, seconded by Council Member Adams to approve the Resolution Amending the Personnel Resolution of the City of Winston-Salem, Making Changes to the Pay Plan and Other Policies, and Supporting a Three-Year Market Study of all City Position Classifications. Motion carried unanimously.

G-8. RESOLUTION APPROVING A COST OF LIVING ADJUSTMENT FOR THE CITY OF WINSTON-SALEM POLICE OFFICERS' RETIREMENT SYSTEM FOR FISCAL YEAR 2016-2017.

A motion was made by Council Member Clark, seconded by Council Member Taylor, to approve the Resolution Approving a Cost of Living Adjustment for the City of Winston-Salem Police Officers' Retirement System for Fiscal Year 2016-2017. Motion carried unanimously.

- G-9.** RESOLUTION AUTHORIZING AN AMENDMENT TO THE CITY/COUNTY COOPERATIVE GOVERNMENTAL SERVICES FUNDING AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY FOR A CONSOLIDATED CITY/COUNTY FORENSIC SERVICES UNIT.

A motion was made by Council Member Clark, seconded by Council Member Taylor, to approve the Resolution Authorizing an Amendment to the City/County Cooperative Governmental Services Funding Agreement Between the City of Winston-Salem and Forsyth County for a Consolidated City/County Forensic Services Unit as Approved by the Finance and Public Safety Committees. Motion carried unanimously.

- G-10.** 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.

Council Member Taylor requested updates regarding this program be sent to Council for review.

Council Member Clark made a motion, seconded by Council Member Besse, to Approve 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. Motion carried unanimously.

- G-11.** RESOLUTION AUTHORIZING THE CITY OF WINSTON-SALEM TO PARTICIPATE IN THE SUBMISSION OF A CHOICE NEIGHBORHOODS PLANNING GRANT WITH THE HOUSING AUTHORITY OF WINSTON-SALEM. [Finance Committee forwarded this item to Council without recommendation with three in favor, none opposed, and one abstaining.]

In response to Mayor Pro-Tem Burke, Lee Garrity, City Manager stated the Resolution has been amended.

Mayor Pro-Tem Burke noted the area needed repair and this will help with the project.

Council Member Montgomery commended the Housing Authority on this Project.

Council Member Besse explained the project to the public.

Council MacIntosh stated he was glad the City is a partner in this project.

Council Member Clark made a motion, seconded by Mayor Pro-Tem Burke, to approve item G-11. Motion carried unanimously.

- G-12.** RESOLUTION APPROVING VARIOUS LEASE AGREEMENTS AND ESTOPPELS NECESSARY TO EFFECTUATE THE SALE OF THE DOWNTOWN MARRIOTT AND EMBASSY SUITES HOTELS TO HOSPITALITY VENTURES MANAGEMENT GROUP. [Finance Committee forwarded this item to Council without recommendation]

Council Member Montgomery stated his concerns of the sale has been satisfied.

Mayor Pro-Tem Burke asked the City Manager to provide the information regarding the sale to the Citizens.

Council Member Taylor assured the employees that no one would lose their jobs.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve item G-12. Motion carried unanimously.

G-13. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH KIMLEY-HORN FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DOWNTOWN PARKING ANALYSIS. [Public Works Committee recommended this item with two in favor, none opposed, and one abstaining.]

A motion was made by Council Member Besse, seconded by Council Member Leight, to approve item G-13. Motion carried with the following vote:

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

Nay: Council Members: Montgomery and Taylor

G-14. RESOLUTION AUTHORIZING UP TO \$236,000 IN ADDITIONAL PERMANENT FINANCING FOR THE DEVELOPMENT OF 64 UNITS OF RENTAL HOUSING FOR FAMILIES, TO BE KNOWN AS ROCKWOOD AT OLIVER’S CROSSING APARTMENTS (SOUTH WARD). [This item denied by Finance Committee. Community Development/Housing/General Government Committee forwarded this item to Council without recommendation.]

A motion was made by Council Member Clark, seconded by Council Member Montgomery, to deny item G-14. Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Besse, Montgomery, Adams, Burke, and Taylor

Nay: Council Member MacIntosh

G-15. CONSIDERATION OF RESOLUTION TO RESCIND A PERMANENT FINANCING FOR DEVELOPMENT OF THE PEPPER BUILDING:

a. RESOLUTION TO RESCIND A PERMANENT FINANCING FOR DEVELOPMENT OF 54 UNITS OF RENTAL HOUSING KNOWN AS THE PEPPER BUILDING.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2015-2016.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve item G-15. Motion carried unanimously.

G-16. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS/ REAPPOINTMENTS TO BOARDS AND COMMISSIONS.

- a.** EMERGENCY MANAGEMENT ADVISORY COMMITTEE:
Sanford Hinkle - Appointment - Term Expiring September 2018
Kayla Selman - Appointment - Term Expiring September 2019

Darrell Jeter - Appointment - Term Expiring September 2017

Renarde D. Earl - Reappointment - Term Expiring September 2018

Milind K. Dongre - Reappointment - Term Expiring September 2019

Andrew Blackwell - Reappointment - Term Expiring September 2019

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to approve the Appointments and Reappointments to the Emergency Management Advisory Committee. Motion carried unanimously.

b. ZONING BOARD OF ADJUSTMENT:

Diana Johnson - Appointment - Term Expiring October 2017

A motion was made by Council Member Taylor, seconded by Council Member Besse, to approve the Appointment to the Zoning Board of Adjustment. Motion carried unanimously.

G-17. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:45 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
August 1, 2016**

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 Molly Leight, Council Member Robert 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 Jeff MacIntosh, and Council Member James Taylor, Jr

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lieutenant Rick Newnum

**PRESENTATION OF 2015 COMMUNITY APPEARANCE COMMISSION (CAC)
ANNUAL REPORT**

Wendi Hartup, Chair of the Community Appearance Commission, gave the annual Report. She stated there are a lot of exciting projects taking place throughout the city. She said the Roots Day event held in October was very successful. The next Roots Day event is scheduled for October 15, 2016 in the Smithfarm Development. She noted the Awards Ceremony in June was a great way to show the importance of trees.

Council Member Adams thanked Ms. Hartup for her presentation and requested an email of the locations of the Community Events for the past ten years.

Council Member Burke thanked Ms. Hartup for the presentation. She stated since this is one of the committees that comes before the Mayor Pro Tempore to make a recommendation, she would like to thank all the people that are on that committee for giving up their time to serve.

MAYOR/COUNCIL COMMENTS

Mayor Joines stated Council Member Montgomery request an item be added to the agenda. He noted copies of the item had been placed at the Council Members seat. He stated if there were no objections, this item would be placed at the end of the regular agenda.

There were no objections.

- 1. PUBLIC HEARING ON ZONING PETITION OF PROFESSIONAL DRYWALL, LLC FROM LI-S TO HB-L (Urban Agriculture; Arts and Crafts Studio; Building Materials**

August 1, 2016

Room 230, City Hall

Supply; Convenience Store; Food or Drug Store; Fuel Dealer; Furniture and Home Furnishings Store; Motorcycle Dealer; Nursery, Lawn and Garden Supply Store, Retail; Outdoor Display Retail; Restaurant [without drive-through service]; Restaurant [with drive-through service]; Retail Store; Shopping Center; Shopping Center, Small; Banking and Financial Services; Building Contractors, General; Car Wash; Funeral Home; Hotel or Motel; Kennel, Indoor; Motor Vehicle, Rental and Leasing; Motor Vehicle, Repair and Maintenance; Motor Vehicle, Body or Paint Shop; Motor Vehicle, Storage Yard; Offices; Services, A; Services, B; Storage Services, Retail; Testing and Research Lab; Veterinary Services; Warehousing; Recreation Services, Indoor; Recreation Services, Outdoor; Recreation Facility, Public; Recreational Vehicle Park; Theater, Drive-In; Theater, Indoor; Academic Biomedical Research Facility; Academic Medical Center; Adult Day Care Center; Animal Shelter, Public; Child Care, Drop-In; Child Care, Sick Children; Child Day Care Center; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; Club or Lodge; Dirt Storage; Government Offices, Neighborhood Organization, or Post Office; Habilitation Facility A; Habilitation Facility B; Habilitation Facility C; Hospital Or Health Center; Institutional Vocational Training Facility; Landfill, Land Clearing/Inert Debris; Library, Public; Museum or Art Gallery; Police or Fire Station; School, Private; School, Public; School, Vocational or Professional; Borrow Site; Access Easement, Private Off-Site; Helistop; Park and Shuttle Lot; Parking, Commercial; Terminal, Bus or Taxi; and Utilities): Property located on the northwest side of Motor Road between US 52 and Patterson Avenue - Containing approximately 9.53 acres located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-3298. [Recommended by Planning Board.]

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

Paul Norby, Director of Planning and Development Services, provided a presentation for this item.

Mayor Pro-Tem Burke made a motion, seconded by Council Member Adams, for approval of (1): The Statement of Consistency as set forth on page 21 of the Agenda Book and (2) approval of W-3298. Motion carried unanimously.

2. PUBLIC HEARING ON SITE PLAN AMENDMENT OF SOUTH PARK SHOPPING CENTER, LLC FOR A RESTAURANT (WITH DRIVE-THROUGH SERVICE) IN A HB-S ZONING DISTRICT: Property located on the east side of Peters Creek Parkway, south of Southpark Boulevard - Containing approximately 0.89 acre located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3300. [Recommended by Planning Board.]

Mayor Joines stated this was a Public Hearing on a Site Plan Amendment of South Park Shopping Center and asked if anyone wished to be heard. Seeing none, he declared the Public Hearing closed.

Paul Norby provided the presentation for this item.

In response to Council Member MacIntosh, Mr. Norby stated, the payment in lieu will give some flexibility with the placement of sidewalks and coordinate with other City efforts to install sidewalks in the area.

A motion was made by Council Member Leight, seconded by Council Member Taylor, for approval of (1) The Statement of Consistency as set forth on page 43 of the Agenda Book and (2) approval of W-3300. Motion carried unanimously.

- 3. PUBLIC HEARING ON FINAL DEVELOPMENT PLAN OF BRAND PROPERTIES FOR A MIXED USE PROJECT IN A PB-S TWO PHASE ZONING DISTRICT: Property is located on the southeast corner of Peters Creek Parkway and West First Street - containing approximately 5.3 acres located in the NORTHWEST WARD (Council Member MacIntosh) - Zoning Docket W-2936. This item also includes the submission of a Master Plan for the remaining PB-S two phase zoned property associated with the Ballpark Development. [Recommended By Planning Board]

Mayor Joines asked Mr. Norby to provide a presentation.

Connie James, Winston-Salem Department of Transportation, spoke regarding the traffic study and the closure of Business 40.

Mayor Joines opened the Public Hearing:

Proponents:

Dan Fitzpatrick with Brand Properties, 3328 Peach Tree Road Atlanta Georgia.

George Bryan, 1326 Glade Street Winston-Salem 27101 Winston-Salem Alliance

Opponents:

None

Rebuttal:

None

Mayor Joines asked if there were anyone else in the Council Chamber that wished to be heard regarding this item. Seeing none, he declared the Public Hearing closed.

Council Member MacIntosh requested the developer, Dan Fitzpatrick, to agree to discussions regarding future phases.

Mr. Fitzpatrick stated he would commit to working with the City on all future phases.

Council Member MacIntosh made a motion, seconded by Council Member Adams, for approval of the Master Plan subject to the Final Development Plan for subsequent phases being submitted to the City Council for approval and the same being approved by City Council.

Council Member Besse requested a friendly amendment to the motion to remove language in the Master Plan regarding the possible closure of Brookstown Road.

Motion carried with the following vote:

Aye: Council Members: Clark, Besse, Burke, MacIntosh, and Taylor

Nay: Council Members: Leight and Montgomery

Council Member MacIntosh made a motion seconded by Council Member Adams, for: (1) approval of the State of Consistency as set forth on page 93 of the Agenda Book and (2) approval of W-2936 subject to the developer obtaining an encroachment agreement from the City of Winston-Salem for the portion of the development within the ball park property owned by the City pin number 6825-941668.00. Motion carried unanimously.

- 4. PUBLIC HEARING ON ZONING PETITION OF ARMINIA DE CASTRO FROM LB TO GB-L (Residential Building, Duplex; Residential Building, Townhouse; Residential Building, Twin Home; Residential Building, Multifamily; Combined Use; Arts and Crafts Studio; Convenience Store; Food or Drug Store; Motorcycle Dealer; Nursery, Lawn and Garden Supply Store, Retail; Outdoor Display Retail; Retail Store; Banking and Financial Services; Bed and Breakfast; Car Wash; Kennel, Indoor; Motor Vehicle, Rental and Leasing; Motor Vehicle, Repair and Maintenance; Motor Vehicle, Body or Paint Shop; Motor Vehicle, Storage Yard; Offices; Services, A; Veterinary Services; Recreation Facility, Public; Animal Shelter, Public; Child Care, Drop-In; Child Care, Sick Children; Child Day Care Center; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; Club or Lodge; Government Offices, Neighborhood Organization, or Post Office; Habilitation Facility A; Habilitation Facility B; Habilitation Facility C; Museum or Art Gallery; Police or Fire Station; School, Vocational or Professional; Access Easement, Private Off-Site; Park and Shuttle Lot; Parking, Commercial; and Utilities): Property located on the north side of Clemmonsville Road, West of Ebert Road - Containing approximately 0.7 acre located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3299. [Recommended by Planning Board.]

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chamber that wished to be heard regarding this item. Seeing none, he closed the Public Hearing and asked Mr. Norby to provide a presentation.

A motion was made by Council Member Leight, seconded by Mayor Pro-Tem Burke, for: (1) approval of the Statement of Consistency as set forth on page 123 of the Agenda Book and (2) approval of W-3299. Motion carried unanimously.

- 5. PUBLIC HEARING ON RESOLUTION ADOPTING THE PROPOSED SOUTHWEST WINSTON-SALEM AREA PLAN UPDATE. [Recommended by Planning Board and Community Development/Housing/General Government Committee.]

Mr. Norby provided an introduction of this item.

Kelly Bennett, Planning, provided a presentation.

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

Council Member Besse made a motion, seconded by Council Member Montgomery, to approve item 5. Motion carried unanimously.

- 6.** EXTRA ITEM: RESOLUTION RESCINDING THE APRIL 18, 2016 RESOLUTION OF THE WINSTON-SALEM CITY COUNCIL EXPRESSING SUPPORT FOR THE ISSUANCE OF REVENUE BONDS TO FINANCE THE ACQUISITION, REHABILITATION AND EQUIPPING OF AN AFFORDABLE HOUSING DEVELOPMENT (ROLLING HILLS APARTMENTS).

Council Member Montgomery requested Richie Brooks, Community Development Director, provide a presentation.

Council Member Montgomery made a motion, seconded by Council Member Taylor, that this item be remanded to the Finance Committee for review. Motion carried unanimously.

CLOSED SESSION

Council Member Clark made a motion, seconded by Council Member MacIntosh, that the City Council go into closed session pursuant to: (1) N.C.G.S. §143-318.11(a)(4) to discuss location and expansion of an industry and/or business within the City. The motion carried unanimously.

Closed Session began at 8:21 p.m.

At 9:31 p.m. a motion was made by Council Member Adams, Seconded by Council Member Montgomery to end Closed Session and resume Regular Session. The motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 9:32 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
August 15, 2016**

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 Molly Leight, 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 Jeff MacIntosh, and Council Member James Taylor, Jr

Absent: Council Member Robert Clark

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Renee Millie

CONSENT AGENDA

Mayor Joines stated Council would first consider the Consent Agenda and asked if there were any items that needed removed for discussion. Items C-1, C-5, and C-19 were removed.

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Adams, to approve the balance of the Consent Agenda. Motion carried unanimously.

C-2. RESOLUTION AUTHORIZING FUNDING TO HABITAT FOR HUMANITY OF FORSYTH COUNTY, INC. FOR REHABILITATION OF A DUPLEX ON NORTH CHERRY STREET (NORTH WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-3. RESOLUTION AUTHORIZING THE ACQUISITION OF PERMANENT AND TEMPORARY CONSTRUCTION EASEMENTS FOR THE WINSTON LAKE GOLF COURSE WATER LINE PROJECT BY DEED OR CONDEMNATION (NORTHEAST WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-4. CONSIDERATION OF ITEMS RELATED TO THE OLD SALEM INFRASTRUCTURE IMPROVEMENT PROJECT (SOUTH WARD): [Recommended by Public Works Committee.]

a. RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDERS WITH STANTEC CONSULTING SERVICES INC. FOR ADDITIONAL

PROFESSIONAL ENGINEERING SERVICES AND CONSTRUCTION SERVICES FOR THE OLD SALEM INFRASTRUCTURE IMPROVEMENT PROJECT.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

- C-6. RESOLUTION AUTHORIZING AN AGREEMENT WITH MLA DESIGN GROUP, INC. FOR PROFESSIONAL ARCHITECTURAL SERVICES FOR THE HAPPY HILL PARK RENOVATION PROJECT (EAST WARD). [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-7. RESOLUTION SUPPORTING THE NORTH CAROLINA HOUSE CONTINGENCY FUNDS FOR THE DRAINAGE IMPROVEMENTS ALONG HIGH POINT ROAD. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-8. CONSIDERATION OF ORDINANCES RESCINDING AN ORDINANCE ORDERING THE DEMOLITION OF A DWELLING: (Recommended by Community Development/Housing/General Government Committee.)

- a. C.W. Myers Trading Post, Inc. 1915 E. 26th Street

Approved by the Consent Vote.

- b. Salem View Property Management, LLC 4309 Erie Drive

Approved by the Consent Vote.

- C-9. 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. E.V. Ferrell, Heirs 100 Powers Road, Bldg. #2

Approved by the Consent Vote.

- b. Patsy Ann Cason 1025 Louise Road

Approved by the Consent Vote.

- c. Zachariah Richardson, Heirs 117 E. 24th St.

Approved by the Consent Vote.

- d. Priscilla A. Thornton Williams 664 Mt. Vernon Avenue

Approved by the Consent Vote.

e. Donald Lindsay Snyder, Jr. 217 S. Green Street

Approved by the Consent Vote.

C-10. 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. Marianne Dehart 0 Circle Drive Accessory Building

Approved by the Consent Vote.

b. Rufino and Lucia Santa Maria 2227 Tryon Street

Approved by the Consent Vote.

C-11. 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. Doretha P. Edwards 618 E. 16th Street

Approved by the Consent Vote.

b. Fate S. Jeffries, Heirs 919 Crowder Street

Approved by the Consent Vote.

c. Frances and Christine Blevins 3641 Yale Avenue Accessory Building

Approved by the Consent Vote.

d. Charlie Colter, Heirs 1903 Maryland Avenue

Approved by the Consent Vote.

e. Linda Sandler 1235 Hattie Avenue

Approved by the Consent Vote.

f. Jerry Allen Shepherd 2701 Patria Street Accessory Building

Approved by the Consent Vote.

g. Sonya Mitchell Smith, Heirs 2713 N. Glenn Avenue

Approved by the Consent Vote.

h. Ethel C. Sell 4001 Bethania Station Road
(Building 1 of 3)

Approved by the Consent Vote.

C-12. RESOLUTION ACCEPTING A NORTH CAROLINA CLEAN WATER STATE REVOLVING FUND LOAN FOR THE SOUTH FORK INTERCEPTOR, KERNERS MILL FORCE MAIN AND PUMP STATION IMPROVEMENTS. [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-13. RESOLUTION ACCEPTING A NORTH CAROLINA CLEAN WATER STATE REVOLVING FUND LOAN FOR THE SANITARY SEWER EVALUATION STUDIES AND COLLECTION SYSTEM REHABILITATION PROJECTS. [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-14. ORDINANCE AMENDING CHAPTER 26 OF THE CITY CODE REGARDING GARBAGE AND TRASH. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

C-15. ORDINANCE AMENDING SECTION 42-122(F) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS (SOUTH, WEST and SOUTHEAST WARDS) - Holland Street; Tipperary Lane; Mount Hope Drive; Larck Crest Lane; Neighborhood Limits: Ridgwood Place Drive, Ridgeback Drive North of Ridgewood Place Drive, Ridgeback Drive South of Ridgewood Place Drive, Misty Ridge Drive, Ridge Hollow Drive, and Talladega Court. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

C-16. CONSIDERATION OF ITEMS RELATED TO THE 2016 GOVERNOR’S HIGHWAY SAFETY PROGRAM GRANT FUNDING: [Recommended by Public Safety Committee.]

a. RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT FROM THE NORTH CAROLINA GOVERNOR’S HIGHWAY SAFETY PROGRAM FOR SEVENTH YEAR FUNDING OF THE FORSYTH COUNTY JOINT DWI TASK FORCE AND AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM, FORSYTH COUNTY, 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.

b. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

- c. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

- C-17. CONSIDERATION OF AN ITEM RELATED TO THE ALLOCATION OF ADDITIONAL FUNDS FOR THE PATTERSON/GLENN AREA: [Recommended by Finance and Community Development/Housing/General Government Committees.]

- a. RESOLUTION APPROVING THE ALLOCATION OF ADDITIONAL REVITALIZING URBAN COMMERCIAL AREA (RUC) III MATCHING FUNDS FOR THE PATTERSON/GLENN AREA (NORTHEAST WARD).

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

- C-18. CONSIDERATION OF ITEMS PERTAINING TO THE 2016 BYRNE JUSTICE ASSISTANCE GRANT: [Recommended by Public Safety Committee.]

- a. RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM, AND FORSYTH COUNTY, TO SHARE A 2016 BYRNE JUSTICE ASSISTANCE GRANT PROGRAM AWARD.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

- C-20. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-21. RESOLUTION SUPPORTING PROJECT IMPACT, A COMMUNITY-LED INITIATIVE TO PROVIDE ADDITIONAL OPERATING FUNDS TO WINSTON-SALEM/FORSYTH COUNTY SCHOOLS TO ADDRESS CRITICAL STUDENT ACHIEVEMENT GAPS. [Recommended by Community Development/Housing/ General Government Committee.]

Approved by the Consent Vote.

- C-22. CONSIDERATION OF ITEMS REGARDING REYNOLDS PARK ROAD BRIDGE REPLACEMENTS: [Recommended by Finance Committee.]

- a. RESOLUTION AUTHORIZING AN AGREEMENT FOR PROFESSIONAL CONSTRUCTION ENGINEERING AND INSPECTION SERVICES FOR REYNOLDS PARK ROAD BRIDGE REPLACEMENT PROJECT - Morton Thomas and Associates, Inc. - \$527,033.66 (Estimated Amount).

- b. RESOLUTION AUTHORIZING CONSTRUCTION CONTRACT FOR REYNOLDS PARK ROAD BRIDGE REPLACEMENT PROJECT - Smith-Rowe, LLC - \$3,321,112.06 (Estimated Amount).

Approved by the Consent Vote.

- C-23. CONSIDERATION OF ITEMS RELATING TO CONTRACTS: [Recommended by Finance Committee.]

- a. RESOLUTION AWARDING CONTRACT FOR SIDEWALK CONSTRUCTION ALONG GERALD STREET (EAST WARD) - Mayes Landscaping and Concrete, Inc. - \$108,875 (Estimated Amount).
- b. RESOLUTION AWARDING CONTRACT FOR HEPA FILTER MAINTENANCE - EVO Corporation - \$82,295 (Estimated Amount).
- c. RESOLUTION AWARDING CONTRACT FOR THE PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT AT CRAWFORD PARK (NORTHEAST WARD) AND REYNOLDS PARK (SOUTHEAST WARD) - Barrs Recreation, LLC - \$199,546.65.
- d. RESOLUTION AWARDING CONTRACT FOR FURNITURE AT THE LOWERY STREET BUILDING (EAST WARD) - Delve Interiors, LLC - \$214,003.52.
- e. RESOLUTION AWARDING PURCHASE ORDER FOR AUDIO/VIDEO EQUIPMENT AND INSTALLATION AT THE LOWERY STREET BUILDING (EAST WARD) - Clark-Powell Associates, Inc. - \$107,146.03.
- f. RESOLUTION AWARDING PURCHASE ORDER FOR SPEX FINGERPRINT SYSTEM UPGRADE - Horiba Jobin Yvon, Inc. - \$39,500.
- g. RESOLUTION AWARDING PURCHASE ORDER FOR TANDEM AXLE DUMP TRUCKS - White's Tractor and Truck Co., LLC - \$1,357,716.
- h. RESOLUTION AWARDING PURCHASE ORDER FOR FRONT LOADING REFUSE TRUCKS - Piedmont Peterbilt, LLC - \$482,856.
- i. RESOLUTION AWARDING PURCHASE ORDER FOR REAR LOADING REFUSE TRUCK - Piedmont Peterbilt, LLC - \$159,619.
- j. RESOLUTION AWARDING PURCHASE ORDER FOR SCOW BED DUMP TRUCKS - White's Tractor and Truck Co., LLC - \$335,400.
- k. RESOLUTION AWARDING PURCHASE ORDER FOR RADIOS AND THE SALE OF TRADE-IN PROPERTY FOR THE CITY OF WINSTON-SALEM FIRE DEPARTMENT - Motorola Solutions, Inc. - \$32,884.20.
- l. RESOLUTION REJECTING ALL BIDS FOR RENOVATIONS TO FIRE STATION #7 (WEST WARD) AND FIRE STATION #9 (NORTHEAST WARD).

Approved by the Consent Vote.

- C-24. 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 A 10' ALLEY LOCATED BEHIND SPRINGDALE AVENUE (NORTHWEST WARD) – Petition of Mr. and Mrs. Burton Reifler. Public Hearing: September 19, 2016.
 - b. RESOLUTION FIXING DATE FOR HEARING ON PETITION TO CLOSE AND ABANDON METROPOLITAN DRIVE (EAST WARD) – Petition of United Metropolitan Missionary Baptist Church. Public Hearing: September 19, 2016.
 - c. RESOLUTION FIXING DATE FOR HEARING ON PETITION TO CLOSE AND ABANDON DESHLER STREET (EAST WARD) – Petition of Piney Grove Baptist Church. Public Hearing: September 19, 2016.
 - d. RESOLUTION FIXING DATE FOR HEARING ON PETITION TO CLOSE AND ABANDON A PORTION OF A 15' ALLEY LOCATED NORTH OF 12 ½ STREET (EAST WARD) – Petition of New Jerusalem Baptist Church. Public Hearing: September 19, 2016.

- C-25. 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 19, 2016.

Approved by the Consent Vote.

- C-26. ORDINANCE AMENDING CHAPTER 2 OF THE CITY CODE ENTITLED “ADMINISTRATION” - Piedmont Triad Airport Authority. [Recommended by Community Development/Housing/ General Government Committee.]

Approved by the Consent Vote.

- C-1. CONSIDERATION OF AN ITEM RELATED TO FINANCIAL ASSISTANCE TO GOLER COMMUNITY DEVELOPMENT CORPORATION: [Recommended by Finance Committee.]
- a. RESOLUTION AUTHORIZING A LAND LEASE AT KIMBERLEY PARK AND FINANCIAL ASSISTANCE TO GOLER COMMUNITY DEVELOPMENT CORPORATION TO DEVELOP A HYDROPONICS/ AQUAPONICS JOB TRAINING FACILITY (NORTH WARD).
 - b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, FOR THE FISCAL YEAR 2016-2017.

Council Member Adams pulled this item and requested a presentation.

Derwick Paige, Assistant City Manager, provided a staff report.

Council Member Adams stated this project has been a work in progress for a few years. She said the City has issues with poverty, hunger, and unemployment. She thanked Staff and everyone that supported this item.

Council Member Adams made a motion, seconded by Council Member Taylor, to approve the Resolution Authorizing a Land Lease at Kimberley Park and Financial Assistance to Goler Community Development Corporation to Develop a Hydroponics/Aquaponics Job Training Facility and the Ordinance Amending the Project Budget Ordinance for the City of Winston-Salem, for Fiscal Year 2016-2017. Motion carried unanimously.

- C-5.** RESOLUTION APPROVING CITY PARTICIPATION IN A DRAINAGE PROJECT ACROSS PRIVATE PROPERTY ACCORDING TO SECTION 75-35 OF THE CITY CODE – 4203 Allistair Road (WEST WARD). [Recommended by Public Works Committee.]

Mayor Pro-Tem Burke pulled this item.

Greg Turner, Assistant City Manager, provided a presentation.

Mayor Pro-Tem Burke requested information regarding what the City has done in the past regarding this property.

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Adams, to approve the Resolution Approving City Participation in a Drainage Project Across Private Property According to Section 75-35 of the City Code. Motion carried unanimously.

- C-19.** RESOLUTION APPROVING GRANTS FROM SUCCESSFUL OUTCOMES AFTER RELEASE (SOAR) CONTINGENCY FUNDING. [Recommended by Finance and Public Safety Committees.]

Council Member Taylor pulled this item and stated he is excited about the program for former offenders and the youth in Winston-Salem. He listed several grants that help support this program. He thanked Staff for all their hard work.

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, to approve the Resolution Approving Grants from Successful Outcomes After Release (SOAR) Contingency Funding. Motion carried unanimously.

GENERAL AGENDA

- G-1.** PUBLIC HEARING ON RESOLUTION APPROVING A PUBLIC-PRIVATE PARTNERSHIP CONTRACT WITH WHITAKER PARK DEVELOPMENT AUTHORITY, INC. IN ACCORDANCE WITH N.C.G.S. 143-128.1C (NORTH WARD). [Recommended by Finance Committee.]

Mr. Derwick Paige, Assistant City Manager, provided a presentation for this item.

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

A motion was made by Council Member Adams, seconded by Council Member MacIntosh, to approve the Resolution Approving a Public-Private Partnership Contract with Whitaker Park Development Authority, Inc. In Accordance with N.C.G.S. 143-128.1C. Motion carried unanimously.

G-2. PUBLIC HEARING ON RESOLUTION AUTHORIZING MODIFICATIONS TO A PREVIOUSLY APPROVED ECONOMIC DEVELOPMENT PROJECT WITH CATERPILLAR INC. [Finance Committee recommended this item with two in favor, none opposed, and one abstaining.]

Mr. Derwick Paige, Assistant City Manager, provided a report for this item.

Mayor Joines opened the Public Hearing.

In response to Mayor Pro-Tem Burke Mr. Newkirk, Caterpillar Representative, answered questions regarding jobs and job classifications.

Proponents:

Bob Leak, Winston-Salem Business Inc. 1080 W. 4th Street Winston-Salem, 27101

Opponents:

Jo Anne Allen, P.O. Box 284 Winston-Salem

Rebuttal:

None

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

A motion was made by Council Member Adams, seconded by Council Member Taylor, to approve the Resolution Authorizing Modifications to a Previously Approved Economic Development Project with Caterpillar Inc. Motion carried unanimously.

G-3. CONSIDERATION OF ITEMS AUTHORIZING A LOAN TO THE HOUSING AUTHORITY OF WINSTON-SALEM FOR NEW HOPE MANOR (NORTHEAST WARD): [Finance Committee forwarded this item to Council without recommendation with two in favor, none opposed, and one abstaining.]

a. RESOLUTION AUTHORIZING A LOAN TO THE HOUSING AUTHORITY OF WINSTON-SALEM FOR NEW HOPE MANOR. [\$1,700,000].

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, FOR THE FISCAL YEAR 2016-2017.

Mayor Joines stated Staff has requested for this item to be referred to the Finance Committee.

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Montgomery, to refer item G-3 to the Finance Committee. Motion carried unanimously.

G-4. CONSIDERATION OF ITEMS RELATED TO THE BROWN ELEMENTARY SCHOOL SITE (EAST WARD): [Finance Committee recommended this item with two in favor and one opposed.]

a. RESOLUTION TO RESCIND PERMANENT FINANCING FOR THE BROWN ELEMENTARY SCHOOL SITE.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

A motion was made by Council Member Leight, seconded by Council Member Montgomery, to refer item G-4 to the Finance Committee. Motion carried unanimously.

G-5. MAYOR PRO TEMPORE BURKES' RECOMMENDATION FOR APPOINTMENT TO THE COMMUNITY APPEARANCE COMMISSION:

Jane Towns - Appointment - Term Expiring February 2018

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Adams, to approve item G-5. Motion carried unanimously.

G-6. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS/ REAPPOINTMENTS TO BOARDS AND COMMISSIONS:

a. HISTORIC RESOURCES COMMISSION

Kristen McManus – Appointment – Term Expires June 2017

Chad Gadberry – Reappointment – Term Expires June 2019

A motion was made by Council Member Adams, seconded by Council Member MacIntosh, for approval of item G-6a. Mayor Joines' recommendations for appointments/reappointments to Boards and Commissions - Historic Resources Commission. Motion carried unanimously.

b. TOURISM DEVELOPMENT AUTHORITY

James Williams - Reappointment - Term Expires - October 2018

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Adams, for approval of item G-6b. Mayor Joines' recommendations for reappointment to Boards and Commissions - Tourism Development Authority. Motion carried unanimously.

c. PUBLIC ART COMMISSION

Harry Knabb - Appointment - Term Expires December 2017

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member MacIntosh, for approval of item G-6c. Mayor Joines' recommendations for appointment to Boards and Commissions - Public Art Commission. Motion carried unanimously.

G-7. PUBLIC COMMENT PERIOD

Public Comment Period was heard.

CLOSED SESSION

Council Member MacIntosh made a motion, seconded by Council Member Adams, that the City Council go into closed session pursuant to: G.S. §143-318.11(a)3 to (1) consult with and provide instructions to the City Attorney regarding a legal matter and (2) to preserve the attorney-client privilege. Motion carried unanimously.

Closed Session began at 8:10 p.m.

At 8:28 p.m. Council Member Taylor made a motion, seconded by Council Member Adams, to end Closed Session and resume Regular Session. Motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:29 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
September 19, 2016**

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 Molly Leight, Council Member Robert 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 Jeff MacIntosh, and Council Member James Taylor, Jr

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lieutenant Rob Peterson

MAYOR/COUNCIL COMMENTS

Mayor Pro-Tem Burke stated she was pleased to have citizens that are concerned about local government in the Chamber to observe and asked that they stand for recognition.

Mayor Joines asked the City Manager to address the public concerning the gas shortage.

Mr. Lee Garrity, City Manager, explained measures the City of Winston-Salem are taking to conserve gas during the gas shortage. He stated all non-essential vehicles will be parked until further notice.

PRESENTATION OF THE FISCAL YEAR 2015-2016 ANNUAL REPORT OF THE DOWNTOWN WINSTON-SALEM BUSINESS IMPROVEMENT DISTRICT

Mr. Jason Thiel, President of the Downtown Winston-Salem Partnership, provided a presentation for this item.

Council Member Besse thanked Mr. Theil for the presentation.

CONSENT AGENDA

Mayor Jones stated Council would first consider the Consent Agenda and asked if any items needed removed for discussion.

Council Member Taylor removed C-1 and C-7; Council Member Montgomery removed item C-11 and Council Member Clark removed items C-3 and C-4.

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

- C-2.** RESOLUTION AUTHORIZING AN AGREEMENT WITH JORDAN CONSULTANTS, ASLA, PA FOR PROFESSIONAL ARCHITECTURAL DESIGN SERVICES FOR THE DEVELOPMENT OF THE NORTH WARD PARK. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-5.** ORDINANCE AMENDING SECTION 42-122(F) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS (NORTHEAST AND NORTHWEST WARDS) - Neston Drive and Springdale Avenue. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

- C-6.** ORDINANCE AMENDING SECTION 42-123(A) OF THE CITY CODE RELATING TO 55 MILES PER HOUR SPEED LIMITS (SOUTH WARD) - Ebert Road. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

- C-8.** RESOLUTION AUTHORIZING THE CITY OF WINSTON-SALEM TO APPLY FOR A PARKS AND RECREATION TRUST FUND (PARTF) 2016 CONNECT NC GRANT. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-9.** RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH AETNA FOR THE PROVISION OF A MEDICARE ADVANTAGE PLAN FOR RETIREES. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-10.** RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH NORTH CAROLINA MUTUAL/SECURIAN FOR THE PROVISION OF EMPLOYEE LIFE INSURANCE. [Recommended by Finance Committee.]

Approved by the Consent Vote.

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

- a.** RESOLUTION AWARDED CONTRACT FOR THE PURCHASE AND INSTALLATION OF FITNESS COURSE EQUIPMENT AT PINEY GROVE PARK (NORTH WARD) - Cunningham Associates, Inc. - \$129,861.14.

Approved by the Consent Vote.

- b.** RESOLUTION AWARDED CONTRACT FOR MILLER PARK STREAM RESTORATION (SOUTHEAST WARD) - North State Environmental, Inc. - \$328,422.85.

Approved by the Consent Vote.

- c. RESOLUTION AWARDED CONTRACT FOR THE PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT FOR BLUM PARK (NORTHEAST WARD) - Carolina Recreation & Design, LLC - \$227,736.

Approved by the Consent Vote.

- d. RESOLUTION AWARDED CONTRACT FOR SECURITY OFFICER SERVICES - AlliedBarton Security Services, LLC - \$148,006.41 (Estimated Amount).

Approved by the Consent Vote.

- e. RESOLUTION AWARDED PURCHASE ORDER FOR ONE TON TRUCKS WITH DUMP BEDS - Piedmont Truck Center, LLC - \$237,258.

Approved by the Consent Vote.

- f. RESOLUTION AWARDED PURCHASE ORDER FOR COMPACT PICK-UP TRUCKS - Modern Automotive Network, LLC - \$150,220.

Approved by the Consent Vote.

- g. RESOLUTION AWARDED PURCHASE ORDER FOR PICK-UP TRUCKS - Piedmont Truck Center.

Approved by the Consent Vote.

- h. RESOLUTION AWARDED PURCHASE ORDER FOR COMPUTERS - Dell Marketing L.P. - \$310,314.39.

Approved by the Consent Vote.

- i. RESOLUTION AWARDED PURCHASE ORDER FOR MOTOROLA RADIOS FOR THE CITY OF WINSTON-SALEM FIRE DEPARTMENT - Motorola Solutions, Inc. - \$173,404.

Approved by the Consent Vote.

- j. RESOLUTION AWARDED PURCHASE ORDER FOR A FIRE PUMPER TRUCK - The Sutphen Corporation - \$488,054.36.

Approved by the Consent Vote.

- C-13. CONSIDERATION OF ITEMS REGARDING CONSTRUCTION CONTRACT FOR FIRE STATIONS #7 AND #9. [Recommended by Finance Committee.]:

- a. RESOLUTION AWARDED CONSTRUCTION CONTRACT FOR FIRE STATIONS #7 AND #9 - R.P. Murray, Inc. - \$3,072,000. (Estimated Amount).

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

- C-14.** RESOLUTION ACCEPTING THE FISCAL YEAR 2016 ANNUAL TAX SETTLEMENT AND ADOPTION OF AN ORDER TO COLLECT CURRENT TAXES FOR 2016 (FISCAL YEAR 2016-2017) AND DELINQUENT TAXES FROM 2007 THROUGH 2015. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-15.** CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2016-17 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 2016-2017.

Approved by the Consent Vote.

- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

- C-16.** RESOLUTION SUPPORTING THE EXPANSION OF THE PIEDMONT TRIAD INTERNATIONAL AIRPORT. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

- C-17.** RESOLUTION AUTHORIZING THE INSTALLATION OF A DISPLAY RECOGNIZING CITY OF WINSTON-SALEM GOVERNMENT WOMEN LEADERS, AND INSTALLATION OF THE PORTRAIT OF MAYOR ALLEN JOINES. [Recommended by Community Development/ Housing/General Government Committee.]

Approved by the Consent Vote.

- C-1.** RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY BY PRIVATE SALE (N.C.G.S. 160A-279 AND 160A-514) TO UNITED HEALTH CENTERS. [Recommended by Finance Committee.]

Council Member Taylor thanked United Health Centers for providing health care to the community and recognized Lashaun Huntley for his efforts regarding this project.

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, to approve the Resolution Authorizing the Sale of Certain City-Owned Property by Private Sale (N.C.G.S. 160A-279 and 160A-514) to United Health Centers. Motion carried unanimously.

- C-3.** RESOLUTION AUTHORIZING A LAND LEASE AT KIMBERLEY PARK TO GOLER COMMUNITY DEVELOPMENT CORPORATION TO DEVELOP A HYDROPONICS/ AQUAPONICS JOB TRAINING FACILITY. [Recommended by Community Development/Housing/General Government Committee.]

Council Member Clark spoke in opposition of this item noting he did not agree with the location and does not think the City should be involved with this type training facility.

Council Members Adams, Montgomery, Besse, Burke and Leight spoke in support of this item.

A motion was made by Council Member Adams, seconded by Council Member Montgomery, to approve the Resolution Authorizing a Land Lease at Kimberley Park to Goler Community Development Corporation to Develop a Hydroponics/Aquaponics Job Training Facility. The motion carried with the following vote:

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

Nay: Council Member Clark

C-4. RESOLUTION AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING SUPPORTING A REGIONAL MANAGEMENT GROUP FOR WATER SUPPLY PLANNING IN THE YADKIN-PEE-DEE RIVER BASIN. [Recommended by Public Works Committee.]

Courtney Driver, Utilities Director, answered questions regarding the different entities that will be participating in the Regional Management Group for Water Supply Planning in the Yadkin-Pee-Dee River Basin.

A motion was made by Council Member Clark, seconded by Council Member Montgomery, to approve the Resolution Authorizing Execution of a Memorandum of Understanding Supporting a Regional Management Group for Water Supply Planning in the Yadkin-Pee-Dee River Basin. Motion carried unanimously.

C-7. RESOLUTION AUTHORIZING THE CITY COUNCIL TO ACCEPT A TRANSFER OF FORENSIC SERVICES EQUIPMENT FROM THE FORSYTH COUNTY SHERIFF’S OFFICE FOR THE CONSOLIDATED CITY-COUNTY FORENSIC SERVICES UNIT. [Recommended by Finance Committee and Public Safety Committee.]

Council Member Taylor explained this item to the public and commended the hard work of all emergency personnel.

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to approve the Resolution Authorizing the City Council to Accept a Transfer of Forensic Services Equipment from the Forsyth County Sheriff's Office for the Consolidated City-County Forensic Services Unit. Motion carried unanimously.

C-11. RESOLUTION AMENDING PRELIMINARY APPROVAL OF ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS - ROLLING HILLS [Recommended by Finance Committee.]

Council Member Montgomery thanked all persons involved in making this happen and explained the details of the project.

In response to Council Member Clark, Lisa Saunders, Chief Financial Officer, stated The City would have nothing to do with these bonds, they are multifamily housing bonds and they will be the responsibility of the developer and their bond council.

Council Member MacIntosh spoke in favor of this item regarding the amount of money that will be spent on each unit. He noted the developer is experienced and has the right skill set.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, to approve the Resolution Amending Preliminary Approval of Issuance of Multifamily Housing Revenue Bonds - Rolling Hills. Motion carried unanimously.

C-16. RESOLUTION SUPPORTING THE EXPANSION OF THE PIEDMONT TRIAD INTERNATIONAL AIRPORT. [Recommended by Community Development/Housing/General Government Committee.]

Mayor Pro-Tem Burke requested item C-16 be read and asked the City Manager for a report.

Lee Garrity, City Manager, provided a brief report for this item.

The vote on this item was taken with the Consent Vote.

GENERAL AGENDA

G-1. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF AN ABANDONED PORTION OF A 10' ALLEY LOCATED BEHIND SPRINGDALE AVENUE (NORTHWEST WARD) – Petition of Mr. & Mrs. Burton Reifler.

Mayor Joines opened the Public Hearing and asked if there were anyone in in the Council Chamber that wished to be heard on this item. Seeing none, he closed the Public Hearing and recognized Council Member MacIntosh.

Council Member MacIntosh made a motion, seconded by Council Member Adams, to approve the Resolution Ordering the Closing of an Abandoned Portion of a 10' Alley Located Behind Springdale Avenue. Motion carried unanimously.

G-2. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF METROPOLITAN DRIVE (EAST WARD) – Petition of United Metropolitan Missionary Baptist Church.

Mayor Joines stated by consensus, City Council agrees to continue this item until the October 17, 2016, City Council meeting.

G-3. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF DESHLER STREET (EAST WARD) – Petition of Piney Grove Baptist Church.

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

Council Member Montgomery made a motion, seconded by Mayor Pro-Tem Burke, to approve the Resolution Ordering the Closing of Deshler Street. Motion carried unanimously.

- G-4. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF A PORTION OF A 15' ALLEY LOCATED NORTH OF 12 ½ STREET (EAST WARD) – Petition of New Jerusalem Baptist Church.**

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

A motion was made by Council Member Montgomery, seconded by Mayor Pro-Tem Burke, to approve the Resolution Ordering the Closing of a Portion of a 15' Alley Located North of 12 1/2 Street. Motion carried unanimously.

- G-5. PUBLIC HEARING ON 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 Chamber that wished to be heard regarding this item. Seeing none, he closed the Public Hearing.

A motion was made by Council Member Taylor, seconded by Council Member Montgomery, to approve the Resolution Confirming Assessment Roll For Demolition Of Housing Unfit For Human Habitation. Motion carried unanimously.

The Resolution confirming assessment roll for demolition of housing unfit for human habitation was confirmed at 7:35 p.m.

- G-6. PUBLIC HEARING ON RESOLUTION OF THE CITY COUNCIL, ACTING IN ITS REDEVELOPMENT CAPACITY, TO MODIFY THE BROOKWOOD REDEVELOPMENT PLAN.**

Derwick Paige, Assistant City Manager, provided a presentation for this item.

In response to Council Member MacIntosh, Mr. Paige stated the raw land is being marketed.

Council Member MacIntosh requested the expiration be checked because sometimes they expire.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chamber that wished to speak in opposition of this item. Seeing none, he closed the Public Hearing.

A motion was made by Council Member Clark, seconded by Mayor Pro-Tem Burke, for approval of the Resolution of the City Council, Acting in its

Redevelopment Capacity, to Modify the Brookwood Redevelopment Plan. Motion carried unanimously.

G-7. RESOLUTION AWARDING CONTRACT FOR INVESTMENT CONSULTING SERVICES FOR THE CITY OF WINSTON-SALEM. [Finance Committee recommended this item with three in favor, none opposed, and one abstaining.]

Council Member Montgomery requested a breakdown of MWBE demographics.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve the Resolution Awarding Contract For Investment Consulting Services For The City Of Winston-Salem. Motion carried unanimously.

G-8. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON - SALEM FOR THE FISCAL YEAR 2016-2017 (FEDERAL HOUSING FUNDS). [Finance Committee forwarded this item with three in favor, none opposed, and one excused.]

Council Member Adams made a motion, seconded by Council Member Besse, to excuse Council Member Montgomery from voting on item G-8. Motion carried unanimously.

Council Member Clark made a motion, seconded by Council Member Adams, to approve the Ordinance Amending The Project Budget Ordinance For The City Of Winston - Salem For The Fiscal Year 2016-2017. (Federal Housing Funds) Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Besse, Burke, Adams, MacIntosh, and Taylor

Excused: Council Member Montgomery

G-9. CONSIDERATION OF MODIFICATIONS TO AGREEMENTS WITH THE HOUSING AUTHORITY OF THE CITY OF WINSTON-SALEM [Finance Committee forwarded this item with three in favor, none opposed, and one excused.]:

a. RESOLUTION AUTHORIZING MODIFICATIONS TO TWO AGREEMENTS FOR RENTAL ASSISTANCE WITH THE HOUSING AUTHORITY OF THE CITY OF WINSTON-SALEM (HAWS).

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

Council Member Clark made a motion, seconded by Council Member Adams, to excuse Council Member Montgomery from voting on item G-9. Motion carried unanimously.

Council Member Clark made a motion, seconded by Council Member Adams to approve the Resolution Authorizing Modifications To Two Agreements For Rental Assistance With The Housing Authority Of The City Of Winston-Salem (Haws) and the Ordinance Amending The Project Budget Ordinance For The City Of Winston-Salem, North Carolina For The Fiscal Year 2016-2017. Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Besse, Burke, Adams, MacIntosh, and Taylor

Excused: Council Member Montgomery

G-10. CONSIDERATION OF ITEMS AUTHORIZING A LOAN OF UP TO \$1,600,000 FOR ACQUISITION, DEMOLITION AND REHABILITATION/REPAIR IN SUPPORT OF 79 UNITS OF MULTI-FAMILY RENTAL HOUSING KNOWN AS NEW HOPE MANOR (NORTHEAST WARD) [Finance Committee forwarded this item to Council without recommendation with three in favor and one opposed.]:

a. RESOLUTION AUTHORIZING A LOAN TO THE HOUSING AUTHORITY OF THE CITY OF WINSTON-SALEM FOR NEW HOPE MANOR.

b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

Council Member Clark made a motion, seconded by Council Member Adams, to approve the Resolution Authorizing A Loan To The Housing Authority Of The City Of Winston-Salem For New Hope Manor And The Ordinance Amending The Project Budget Ordinance For The City Of Winston-Salem, North Carolina For The Fiscal Year 2016-2017.

Council Member Burke asked if there would be a rent increase in regard to the current residence.

Mr. Larry Woods, CEO of the Housing Authority of Winston-Salem, 500 West Fourth Street, stated \$475 is market rate for this area. There is section 8 housing available.

Council Member Burke asked how many people will be relocated?

Mr. Woods stated the property is 50% vacant and only half of the residents have leases. He stated those that have leases will need to resign a lease and those without a lease and are not interested in signing a lease, other action will be taken. He said families will be relocated building to building at no cost to the residence.

Council Member Burke asked the financial status of the previous owners concerning this property.

Mr. Woods stated the former developers are taking a loss of \$600K.

Council Member Montgomery asked Mr. Brooks if the City had been through all the units at New Hope Manor.

Mr. Ritchie Brooks, Director of Community and Business Development, stated no.

Council Member Montgomery asked if the City has conducted an appraisal on the property.

Mr. Brooks stated yes; there was an appraisal performed by the Housing Authority and as per the information they provided it appraised for \$2.66 million.

Council Member Montgomery asked what was the date of the appraisal.

Mr. Brooks stated August 9, 2015.

Council Member Montgomery asked if the City has conducted an appraisal of the property.

Mr. Brooks stated no.

Council Member Montgomery asked Mr. Brooks' professional opinion concerning the substantial rehabilitation of the property.

Mr. Brooks stated based on the information from the Housing Authority regarding the repairs they intend to make it will be hard for the City to verify the dollar amount matches with what the repairs will be without visual inspection. He stated the reports indicate the work will be performed to minimal housing code and in some instances, it will exceed the minimal housing code in other instances.

Council Member MacIntosh asked if there would be \$1.2 million dollars invested in rehab of the property which would be approximately 15K per unit.

Mr. Brooks stated yes.

Council Member Adams requested an appraisal be performed on the property and asked what other options does Council have to support this initiative. She asked how time sensitive this project is.

Council Member Burke requested Mr. Woods to explain the plans for the New Hope Manor project.

Mr. Woods explained the renovations in detail.

Council Member Montgomery asked Mr. Woods, if HAWS is granted Choice Neighborhood Grant would New Hope Manor be demolished for new development.

Mr. Woods stated that is correct.

Council Member Montgomery asked if HAWS does not get the Choice Neighborhood Grant what would be the long term plan for New Hope Manor.

Mr. Woods responded they would continue to manage the property according to the agreement that was signed by the City.

Council Member Taylor stated he believed the Stony Glen project was a better comparison to the New Hope Manor project and asked how much was spent total and how much per unit.

Mr. Woods stated it was a \$2.4 to \$2.5 million project with about 50 units. He stated that the project was different because it required a total remodel of the interior.

Council Member Taylor asked about the pilot payments (payment in lieu of taxes) and when would they begin.

Mr. Woods responded they would begin in year 4 and would end when the property is demolished.

Council Member Besse asked of the \$1.7 million how much would be forgiven each year and when would that start.

Mr. Woods answered 600K was requested as a grant and a million dollars as a loan. It is a 40-year loan, and the first payment will be in year 21.

Council Member Besse asked if the project gets demolished in 2 years, how much of the 1.6 million will the City get back.

Mr. Woods replied the City is guaranteed a million.

By consensus, City Council agreed to remand this item to Finance Committee for further discussion.

G-11. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS/
REAPPOINTMENTS TO BOARDS AND COMMISSIONS:

a. PUBLIC ASSEMBLY FACILITIES COMMISSION

John Esainko - Appointment - Term expires August 2018

Haley Gingles - Appointment - Term expires August 2018

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member MacIntosh to approve appointments to the Public Assembly Facilities Commission. Motion carried unanimously.

b. ZONING BOARD OF ADJUSTMENT

Bryan Scott - Appointment - Term expires - October 2017

David Rodwell (Alternate) - Appointment - Term expires - October 2019

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Montgomery to approve appointments to the Zoning Board of Adjustment. Motion carried unanimously.

c. TOURISM DEVELOPMENT AUTHORITY

Category: Hotel-Motel Over 100 Rooms

Category: Tourism Ravonda Dalton-Rann - Reappointment - Term expires October 2018

A motion was made by Council Member Taylor, seconded by Mayor Pro-Tem Burke, to approve the reappointment to the Tourism Development Authority. Motion carried unanimously.

d. CITY/COUNTY PUBLIC ART COMMISSION

Civic Business Leader

Betsy Towns – Appointments – Term Expires December 2019

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Leight, to approve the appointment to the City/County Public Art Commission. Motion carried unanimously.

e. CITIZENS' BUDGET ADVISORY COUNCIL

Haysetta Shuler - Appointment - Term expires June 2017

Lavonza Holliman - Appointment - Term expires July 2019

Shannon McKeen - Reappointment - Term expires September 2019

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Adams, to approve the appointments and reappointment to the Citizens' Budget Advisory Council. Motion carried unanimously.

G-12. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

CLOSED SESSION

Council Member Taylor made a motion, seconded by Council Member Clark, 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. Motion carried unanimously.

Council Member Taylor made a motion, seconded by Council Member Besse, to adjourn Closed Session and return to Regular Session. Motion carried unanimously.

ADJOURNMENT

There being no further business to become before the City Council, the meeting adjourned at 8:46 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
October 3, 2016**

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 Molly Leight, Council Member Robert 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 Jeff MacIntosh, and Council Member James Taylor, Jr

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Mike Cardwell

RESOLUTION DECLARING OCTOBER AS COMMUNITY PLANNING MONTH

Mayor Joines stated that Paul Norby, Planning and Development Services Director, will play a short video to explain the Resolution Declaring October as Community Planning Month. Mr. Norby recognized the City/County Planning Board Members that were in attendance and thanked them for their service.

Mayor Joines presented Mr. Arnold King, Chair of the City/County Planning Board, with the Resolution.

Mr. King thanked the Mayor and City Council for their support. He noted the annual report was placed at their places for review.

Mayor Pro-Tem Burke and Council Members: Besse, Adams, and Taylor extended their appreciations.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to approve the Resolution Declaring October as Community Planning Month. Motion carried unanimously.

PROCLAMATION DECLARING OCTOBER 3-7, 2016 CUSTOMER SERVICE WEEK

Mayor Joines presented Ms. Vernetta DeVane, the Proclamation.

CITY STARS PRESENTATION

Ms. DeVane explained Customer Service Week and the events that would take place during the week.

City Star Winners were: Christina Frelitz, Human Resources Department and Michelle, McCullough, Project Planner, Planning Department

1. PUBLIC HEARING ON SPECIAL USE PERMIT REQUEST OF BETHEL UNITED METHODIST CHURCH FOR THE EXPANSION OF INSTITUTIONAL PARKING IN A RESIDENTIAL ZONING DISTRICT: Property located on the west side of Bethel Methodist Church Lane, south of Burke Mill Road - Containing approximately 5.13 acres located in the SOUTH WARD (Council Member Leight) - Zoning Docket W-3301. [Planning Board Certifies the site plan meets all Unified Development Ordinance requirements.]

A motion was made by Council Member Leight, seconded by Council Member Taylor, for approval of the petitioner's request to withdraw W-3301. Motion carried unanimously.

2. PUBLIC HEARING ON ZONING PETITION OF ST. ANDREWS PRESBYTERIAN CHURCH FROM RS9 TO IP: Property located on the north side of Old Hollow Road, between Cannoy Street and Phelps Circle - Containing approximately 4.01 acres located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-3304. [Recommended by Planning Board.]

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

Mayor Pro-Tem Burke made a motion, seconded by Council Member Adams, for approval of: (1) the Statement of Consistency set forth on page 43 of the Agenda Book and (2) approval of W-3304. Motion carried unanimously.

3. PUBLIC HEARING ON ORDINANCE AMENDING CHAPTER B OF THE UNIFIED DEVELOPMENT ORDINANCES TO REQUIRE THE AMORTIZATION OF NONCONFORMING ADULT ESTABLISHMENTS IN THE CB ZONING DISTRICT - UDO-272 – Proposal of the City Attorney's Office. [Recommended by Planning Board.]

Paul Norby, Director of Planning and Development Services, provided a presentation regarding this item.

Mayor Joines opened the Public Hearing and asked if there were anyone in the Council Chamber that wished to be heard regarding this item. Seeing no one, he stated the Public Hearing would be left opened until the October 17th Meeting.

Mayor Joines stated the City Attorney has advised to continue this item including the Public Hearing until the October 17, City Council Meeting.

4. PUBLIC HEARING AND RESOLUTION APPROVING FINANCIAL ASSISTANCE TO CORNING OPTICAL COMMUNICATIONS LLC.

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

Mayor Joines opened the Public Hearing.

Proponents:

Jill Appleton, 4111 West 4th Street Winston-Salem Chamber

Ken Inman, Lewisville, NC

Charles McMinnis, Burlington, NC

Mayor Joines asked if there were anyone else in the Council Chamber that wished to be heard on this item, seeing none, he closed the Public Hearing.

A motion was made by Council Member Taylor, seconded by Council Member Adams, for approval of item 4. Motion carried unanimously.

CLOSED SESSION

Council Member MacIntosh made a motion, seconded by Council Member Clark, that the City Council go into Closed Session pursuant to N.C.G.S. 143-138.11a(3) to (1) consult with and provide instructions to the City Attorney in the matter of City of Winston-Salem versus Kay Nealy Investments, LLC 15CVS149 and (2) receive legal advice from the City Attorney regarding UDO Text Amendment 272 amortization on non-conforming adult establishments in the CB district and (3) preserve the attorney client privilege. Motion carried unanimously.

Closed Session began at 7:46 p.m.

A motion was made by Council Member Adams, seconded by Council Member Taylor, to end the Closed Session and resume Regular Session. Motion carried unanimously.

Closed Session ended at 8:07 p.m.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:08 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
October 17, 2016**

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 Molly Leight, Council Member Robert 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 Jeff MacIntosh, and Council Member James Taylor, Jr

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Ed Branshaw

RESOLUTION HONORING THE WINSTON-SALEM CHAPTER OF THE "TOP LADIES OF DISTINCTION", INC.

Mayor Pro-Tem Burke and Mayor Joines presented the Resolution to Ms. Bobbie Miller.

Ms. Miller stated the Winston-Salem Chapter of the "Top Ladies of Distinction, Inc. is both honored and humbled to receive the Resolution. She thanked the Mayor, Mayor Pro-Tem, and Members of City Council for their support.

Council Member Leight made a motion, seconded by Council Member Adams, to approve this Resolution. Motion carried unanimously.

RESOLUTION HONORING THE SUCCESSFUL OUTCOME AFTER RELEASE PROGRAM

A video was played that highlighted the accomplishments of Ms. Bintakebba Banner, a participant in the SOAR program.

Council Member Taylor presented the Resolution to Mr. Evan Raleigh, Director of the SOAR program and the Deputy Director of the Community Development Service Department. Council Member Taylor and Mr. Raleigh congratulated each SOAR recipient and wished them much success in the future.

Council Member Taylor made a motion, seconded by Council Member Adams, to approve this Resolution. Motion carried unanimously.

CONSENT AGENDA

Mayor Joines stated the Council would first consider the Consent Agenda and noted the Council has an amended agenda that moves item C-6 to item G-2 on the General Agenda.

He then asked if any items needed removed for discussion. Council Member MacIntosh removed C-14, Council Member Montgomery removed C-11, and Mayor Pro-Tem Burke removed C-17.

- C-1.** RESOLUTION AUTHORIZING EXECUTION OF A LEASE FOR SURPLUS CITY-OWNED PROPERTY AT 115 NORTH MAIN STREET UNDER THE PROVISIONS OF N.C.G.S. 160A-272. (SOUTH WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-2.** RESOLUTION AUTHORIZING EASEMENT ACQUISITIONS FOR THE LANTERN RIDGE GREENWAY CONNECTION BY DEED OR CONDEMNATION (WEST WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-3.** RESOLUTION AUTHORIZING THE ISSUANCE OF A QUIT CLAIM DEED TO THE BOARD OF TRUSTEES FOR FORSYTH TECHNICAL COMMUNITY COLLEGE (NORTHEAST WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-4.** RESOLUTION AUTHORIZING FEE SIMPLE AND TEMPORARY CONSTRUCTION ACQUISITION OF PROPERTIES FOR EBERT STREET - 2014 BOND PROJECTS BY DEED OR CONDEMNATION (SOUTHWEST WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-5.** RESOLUTION ACQUIRING FEE SIMPLE AND TEMPORARY CONSTRUCTION EASEMENTS FOR THE ARDMORE ROAD SIDEWALK PROJECT BY DEED OR CONDEMNATION (SOUTH WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-6.** RESOLUTION AUTHORIZING A COMMITMENT OF FUNDS TO S. G. ATKINS COMMUNITY DEVELOPMENT CORPORATION FOR THE ENTERPRISE CENTER. [Recommended by Finance Committee. Reviewed by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

- C-7.** RESOLUTION APPROVING FUNDING TO S.G. ATKINS COMMUNITY DEVELOPMENT CORPORATION TO COMPLETE THE EAST END MASTER PLAN. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-8.** ORDINANCE AMENDING SECTION 42-122(F) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS (SOUTHEAST WARD) - Hickory Creek Road and Hickory Creek Court. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

C-9 CONSIDERATION OF ITEMS RELATED TO CONTRACTS: [Recommended by Finance Committee.]

a. RESOLUTION AWARDDING PURCHASE ORDER FOR POLICE PURSUIT VEHICLES - Ginn Chrysler Jeep Dodge, LLC - \$ 1,516,914.

Approved by the Consent Vote.

b. RESOLUTION AWARDDING PURCHASE ORDER FOR REAR LOADING REFUSE TRUCKS - Triad Freightliner of Greensboro, Inc. - \$1,705,780.

Approved by the Consent Vote.

c. RESOLUTION AWARDDING PURCHASE ORDER FOR CHEVROLET TAHOE SPECIAL SERVICE VEHICLES - Modern Automotive Network, LLC - \$209,616.

Approved by the Consent Vote.

d. RESOLUTION AWARDDING CONTRACT FOR POLICE UNIFORMS - D & E Distributors, Inc. dba Harrison’s Public Safety- \$304,000. (Estimated Amount).

Approved by the Consent Vote.

e. RESOLUTION AWARDDING CONTRACTS FOR FURNITURE AND FURNISHINGS FOR POLICE DISTRICTS #1 AND #3 (Northeast Ward and Southwest Ward) - Simmons Office Interiors, Inc. - \$201,847.94, PMC Commercial Interiors, Inc. - \$71,116.00, Delve Interiors, LLC - \$23,093.72.

Approved by the Consent Vote.

f. RESOLUTION AWARDDING CONTRACT FOR SELF-CONTAINED BREATHING APPARATUS EQUIPMENT - Municipal Emergency Services, Inc. - \$185,056.

Approved by the Consent Vote.

g. RESOLUTION AWARDDING CONTRACT FOR PURCHASE OF TURNOUT GEAR - Atlantic Emergency Solutions, Inc. - \$162,171.62.

Approved by the Consent Vote.

h. RESOLUTION AWARDDING CONTRACT FOR CONSTRUCTION OF WINSTON LAKE GOLF COURSE RESTROOM FACILITY - DreamBuilt Construction, Inc. - \$365,385. (Estimated Amount).

Approved by the Consent Vote.

i. RESOLUTION AWARDDING CONTRACT FOR UNION STATION RESTORATION AND RENOVATION – PHASE 2 (EAST WARD) - New Atlantic Contracting, Inc. - \$11,099,000. (Estimated Amount.)

Approved by the Consent Vote.

Additional information regarding this item is under the General Agenda.

- j.** RESOLUTION APPROVING A CONTRACT FOR SOFTWARE MAINTENANCE AND SUPPORT SERVICES FOR PAYROLL AND HUMAN RESOURCES - Sum Total Systems - \$407,582.

Approved by the Consent Vote.

- C-10.** RESOLUTION APPROVING A CONTRACT FOR HAZEN AND SAWYER TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR THE LOCKLAND PARK DRAINAGE IMPROVEMENT PROJECT (SOUTHWEST WARD). [Recommended by Finance and Public Works Committees.]

Approved by the Consent Vote.

- C-12.** RESOLUTION AUTHORIZING THE REPAIR OF DAMAGED RETAINING WALLS WITH BOND SIDEWALK FUNDS IN THE EAST WARD. [Recommended by Finance and Public Works Committees.]

Approved by the Consent Vote.

- C-13.** CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2016-17 BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA: [Recommended by Finance Committee.]

Approved by the Consent Vote.

- a.** ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

- C-15.** RESOLUTION FIXING A DATE FOR A PUBLIC HEARING ON PETITION TO CLOSE AND ABANDON A PORTION OF HUNDLEY ROAD, LOCATED OFF MEADOWLARK DRIVE. (WEST WARD) - Petition of Graham Bennett. Public Hearing: November 21, 2016. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-18.** RESOLUTION REGARDING THE LEAGUE'S 2016 CITY VISION ANNUAL CONFERENCE AND 2017-2018 ADVOCACY GOALS. [Reviewed by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

- C-19.** RESOLUTION AUTHORIZING THE ABANDONMENT OF A SEWER EASEMENT IN THE BARRINGTON OAKS DEVELOPMENT. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-20.** RESOLUTION DECLARING CERTAIN CITY-OWNED EQUIPMENT SURPLUS AND AUTHORIZING THE SALE THEREOF. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-11.** CONSIDERATION OF ITEMS RELATING TO A CONTRACT FOR CONSTRUCTION OF BOWMAN GRAY METHANE REMEDIATION PROJECT: (EAST WARD) [Recommended by Finance Committee.]

- a.** RESOLUTION AWARDED CONTRACT FOR CONSTRUCTION OF BOWMAN GRAY METHANE REMEDIATION PROJECT - SCS Field Services, Inc. - \$1,790,068 (Estimated Amount).

- b.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

Council Member Montgomery explained this item to the public and why this action was necessary.

In response to Council Member Clark, Greg Turner, Assistant City Manager, stated the sewer line that was leaking had been replaced and that remediation would be conducted until the methane is removed and returned to a safe condition.

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, to approve agenda item C-11. Motion carried unanimously.

- C-14.** CONSIDERATION OF ITEMS RELATED TO THE RELOCATION OF TRAFFIC SIGNAL CABINETS: [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 RELOCATION OF TRAFFIC SIGNAL CABINETS.

- b.** ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

- c.** ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

In response to Council Member MacIntosh, Mr. Turner stated this item will not have any impact on the close circuit TV cameras downtown.

Council Member MacIntosh made a motion, seconded by Council Member Adams, to approve item C-14. Motion carried unanimously.

- C-17.** ORDINANCE RENAMING AN UNBUILT SEGMENT OF "GAMMON STREET" TO "MULBERRY STREET." (SOUTH WARD) [Recommended by Public Works Committee.]

Mayor Pro-Tem Burke stated she mistakenly pulled this item. The item she wanted removed was actually C-16.

C-16. ORDINANCE RENAMING A DISCONNECTED SEGMENT OF "MAPLE STREET" TO "EARLINE PARMON DRIVE." (NORTHEAST WARD) [Recommended by Public Works Committee.]

Mayor Pro-Tem Burke stated everyone was honored to pass this Resolution.

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Taylor, to approve agenda item C-16. Motion carried unanimously.

GENERAL AGENDA

G-1. CONTINUATION OF PUBLIC HEARING ON ORDINANCE AMENDING CHAPTER B OF THE UNIFIED DEVELOPMENT ORDINANCES TO REQUIRE THE AMORTIZATION OF NONCONFORMING ADULT ESTABLISHMENTS IN THE CB ZONING DISTRICT - UDO-272 – Proposal of the City Attorney's Office. [Recommended by Planning Board. Item continued from City Council's October 3, 2016 meeting.]

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

Council Member Montgomery stated he would not be in support of this UDO Text Amendment because he feels it specifically targeted a specific business.

Council Member Taylor made a motion, seconded by Council Member Adams, to approve Agenda Item G-1. Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Besse, Burke, Adams, MacIntosh, and Taylor

Nay: Council Member Montgomery

G-2. PUBLIC HEARING ON THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS (ROLLING HILLS APARTMENTS) SERIES 2016: [Recommended by Finance Committee.]

Mayor Joines requested a motion to open the Public Hearing.

Council Member Montgomery made a motion, seconded by Council Member Taylor, to open the Public Hearing. Motion carried unanimously.

Lisa Saunders, Chief Financial Officer, provided a presentation and clarified that the City will not be responsible for these bonds.

In response to Council Member Clark, Ms. Saunders stated the City has not issued these type bonds in many years noting maybe three to four projects over the past thirty years.

Mayor Joines asked if there were anyone that wished to be heard regarding the issuance of these bonds. Seeing none, he asked for a motion to close the Public Hearing.

Council Member Montgomery made a motion, seconded by Council Member Clark, to close the Public Hearing. Motion carried unanimously.

- a. RESOLUTION APPROVING FINANCE TEAM AND MAKING CERTAIN FINDINGS WITH RESPECT TO THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS (ROLLING HILLS APARTMENTS), SERIES 2016.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve the Resolution Approving Finance Team And Making Certain Findings With Respect To The Issuance Of Multifamily Housing Revenue Bonds (Rolling Hills Apartments), Series 2016. Motion carried unanimously.

- b. RESOLUTION AUTHORIZING ISSUANCE AND SALE OF MULTIFAMILY HOUSING REVENUE BONDS (ROLLING HILLS APARTMENTS), SERIES 2016.

Mayor Pro-Tem Burke asked who will be monitoring this project.

Ritchie Brooks, Director of Community and Business Development, stated during the construction phase, staff will monitor for complete satisfaction, once the work is completed the City will monitor it ensuring it meets minimum housing code.

Lee Garrity, City Manager, stated based on the amount of money the new owners are putting into each unit, they will be refurbished to a much higher level than minimal code. The City has authority to inspect and will use that authority with respect to what the state allows us.

Council Member Montgomery asked if this project was a long-term commitment by the company.

Allen Eizo, 6875 East Evan Avenue Denver Colorado, Owner of Steel Properties, stated the company is not a short term buy and flip company. He stated they are long term investors and will keep property up to code.

Council Member Montgomery asked about Housing and Urban Development (HUD) guidelines concerning provisions for construction jobs using federal dollars in reference to the residents having job opportunities.

Mr. Brooks stated there is a provision called Section 3 which states whenever feasible opportunities can be made available for individuals that are classified as Section 3 residents, and this project would be one in which Section 3 would apply. Management would be responsible for overseeing.

Mayor Pro-Tem Burke asked if the owners are more interested in the units being filled or making sure there are good applicants.

Mr. Eizo stated his company is more interested in screening applicants.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve the Resolution Authorizing Issuance And Sale Of Multifamily Housing Revenue Bonds (Rolling Hills Apartments), Series 2016. Motion carried unanimously.

- G-3. CONSIDERATION OF ITEMS AUTHORIZING MODIFICATIONS TO AGREEMENT FOR RENTAL ASSISTANCE WITH THE HOUSING AUTHORITY

OF THE CITY OF WINSTON-SALEM: [Finance Committee forwarded this item to Council with three in favor and one excused.]

- a. RESOLUTION AUTHORIZING MODIFICATIONS TO AGREEMENT FOR RENTAL ASSISTANCE WITH THE HOUSING AUTHORITY OF THE CITY OF WINSTON-SALEM (HAWS).
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

A motion was made by Council Member Taylor, seconded by Council Member MacIntosh, to excuse Council Member Montgomery from voting on G-4. Motion carried unanimously.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve item G-3. Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Besse, Burke, Adams, MacIntosh, and Taylor

Excused: Council Member Montgomery

- G-4. RESOLUTION AUTHORIZING SUBMISSION OF YOUTH HOMELESSNESS DEMONSTRATION PROGRAM APPLICATION AND EXECUTION OF AGREEMENTS. [Finance Committee forwarded this item with three in favor and one excused. Reviewed by Community Development/Housing/General Government Committee.]

A motion was made by Council Member Adams, seconded by Council Member MacIntosh, to excuse Council Member Montgomery from voting on G-4. Motion carried unanimously.

A motion was made by Council Member Clark, seconded by Council Member Adams, to approve item G-4. Motion carried with the following vote:

Aye: Council Members: Leight, Clark, Besse, Burke, Adams, MacIntosh, and Taylor

Excused: Council Member Montgomery

- G-5. CONSIDERATION OF COUNCIL'S NOVEMBER MEETING SCHEDULE.

A motion was made by Council Member Leight, seconded by Council Member MacIntosh, to approve Agenda Item G-5. Motion carried unanimously.

- G-6. PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

MAYOR/COUNCIL COMMENTS

Mayor Joines requested Mr. Garrity clarify the Housing Authority of Winston-Salem (HAWS) is not a division of the City.

Mr. Garrity stated the Housing Authority of Winston-Salem is an independent governmental agency. The only authority the City Council has to regulate the Housing Authority is the Mayor appoints the members.

Mayor Pro-Tem Burke requested the citizens go to Raleigh and Washington D.C. concerning HAWS.

Mr. Garrity gave a brief update concerning the YMCA at Winston-Salem Lake.

Mayor Joines stated Council Member Montgomery wishes to reconsider a Consent Item.

C-9. CONSIDERATION OF ITEMS RELATED TO CONTRACTS: [Recommended by Finance Committee.]

i. RESOLUTION AWARDDING CONTRACT FOR UNION STATION RESTORATION AND RENOVATION – PHASE 2 (EAST WARD) - New Atlantic Contracting, Inc. - \$11,099,000. (Estimated Amount.)

Council Member Montgomery made a motion, seconded by Council Member Taylor, to reconsider Consent Agenda item C-9(i). Motion carried with the following vote:

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

Nay: Council Member Clark

Council Member Montgomery made a motion, seconded by Council Member Taylor, to continue item C-9(i) to the November 7, 2016 City Council Meeting. Motion carried with the following vote:

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

Nay: Council Member Clark

Council Member Adams requested the item be reviewed to ensure accuracy.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:06 p.m.

WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
November 7, 2016

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 Molly Leight, Council Member Robert 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 Jeff MacIntosh, and Council Member James Taylor, Jr

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

5. PUBLIC HEARING ON ZONING PETITION OF LYNM DWO TRUSTEE; LYNM LIVING TRUST; AND THREE PROPERTIES, LLC FROM RM18 AND RSQ TO GB-S (Residential Building, Duplex; Residential Building, Townhouse; Residential Building, Twin Home; Residential Building, Multifamily; Combined Use; Life Care Community; Arts and Crafts Studio; Food or Drug Store; Furniture and Home Furnishings Store; Restaurant (without Drive-Through Service); Retail Store; Shopping Center; Shopping Center, Small; Banking and Financial Services; Bed and Breakfast; Building Contractors, General; 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; Academic Biomedical Research Facility; Academic Medical Center; Adult Day Care Center; Child Care, Drop-In; Child Care Institution; Child Care, Sick Children; 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; Nursing Care Institution; Police or Fire Station; School, Private; School, Public; School, Vocational or Professional; Access Easement, Private Off-Site; Park and Shuttle Lot; Parking, Commercial; Terminal, Bus or Taxi; and Utilities): Property Located at the Southwest Quadrant of Business 40 and Peters Creek Parkway along both sides of Fourth Street - containing approximately 8.3 acres located in the SOUTHWEST WARD (Council Member Besse) - Zoning Docket W-3303. [Planning Board recommends denial of petition.]

Mayor Joines stated Item 5 is a request to withdrawal and without objection would like Council to consider this item first.

There were no objections.

A motion was made by Council Member Besse, seconded by Council Member MacIntosh, to approve the petitioner's request to withdraw W-3303. Motion carried unanimously.

Mayor Pro-Tem Burke suggested Planning staff meet with developers on future items that may cause issues.

6. PUBLIC HEARING ON ORDINANCE DESIGNATING CERTAIN PROPERTY AS A HISTORIC LANDMARK - The John L. And Emma J. Gilmer House, 605 West Cascade Avenue, Winston-Salem and a Portion of an Unopened Alley. [Item forwarded to Council from the October Finance Committee with two in favor and two opposed.]

Council Member Clark requested without objection that Item 6 be considered next on the Agenda.

There were no objections.

A motion was made by Council Member Clark, seconded by Council Member Taylor, to continue Item 6 to the January 3, 2017 City Council Meeting. Motion carried unanimously.

1. PUBLIC HEARING ON ZONING PETITION OF FRANK MYERS INVESTMENTS, LLC FROM HB TO GB: Property located on the North Side of Specialty Park Drive, West of North Cherry Street - Containing approximately 2.17 acres located in the NORTH WARD (Council Member Adams) - Zoning Docket W-3305. [Planning Board recommends approval of petition.]

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

A motion was made by Council Member Adams, seconded by Council Member Burke, for approval of (1) the Statement of Consistency as set forth on page 25 of the Agenda Book and (2) W-3305. Motion carried unanimously.

2. PUBLIC HEARING ON ZONING PETITION OF DAVID WILSON, JR. FROM RS9 TO GB-L (Arts and Crafts Studio; Banking and Financial Services; Bed and Breakfast; Building Contractors, General; Building Materials Supply; Child Care, Drop-In; Church or Religious Institution, Neighborhood; Combined use; Food or Drug Store; Furniture and Home Furnishings Store; Government Offices, Neighborhood Organization, or Post Office; Habilitation Facility A; Habilitation Facility B; Kennel, Indoor; Library, Public; Motor Vehicle, Rental and Leasing; Museum or Art Gallery; Nursery, Lawn and Garden Supply Store, Retail; Nursing Care Institution; Offices; Park and Shuttle Lot; Parking, Commercial; Police or Fire Station; Recreation Facility, Public; Recreation Services, Indoor; Restaurant (with Drive-Through Service); Restaurant (without Drive-Through Service); Retail Store; School, Vocational or Professional; Services A; Services B; Theater, Indoor; Urban Agriculture; Utilities; Veterinary Services; Adult Day Care Center; Child Care, Sick Children; Child Day Care Center; Residential Building,

Multifamily; Residential Building, Townhouse; Residential Building, Twin Home; Residential Building, Duplex; School, Private; and School, Public): Property located on the Southwest Corner of Yadkinville Road and Valley Road - Containing approximately .30 acre located in the NORTHWEST WARD (Council Member MacIntosh) - Zoning Docket W-3306. [Planning Board recommends approval of petition.]

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

A motion was made by Council Member MacIntosh, seconded by Council Member Taylor, for (1) approval of the Statement of Consistency as set forth on page 51 of the Agenda Book and (2) W-3306. Motion carried unanimously.

3. PUBLIC HEARING ON ZONING PETITION OF BRIAN YOW, VICKI PLEMMONS, AND CHRISTOPHER PLEMMONS FROM RS9 TO GB-S (Storage Services, Retail): Property located on the East Side of Hope Church Road, South of Clemmonsville Road - Containing approximately 3.71 acres located in the SOUTHWEST WARD (Council Member Besse) - Zoning Docket W-3307. [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 that wished to be heard regarding this item. Seeing none, he closed the Public Hearing.

A motion was made by Council Member Besse, seconded by Council Member MacIntosh, for approval of: (1) the Statement of Consistency as set forth on page 83 of the Agenda Book and (2) W-3307. Motion carried unanimously.

4. PUBLIC HEARING ON SITE PLAN AMENDMENT OF YADKIN BANK FOR A RESTAURANT (WITH DRIVE-THROUGH SERVICE) IN A GB-S ZONING DISTRICT: Property located on the Northeast Corner of Country Club Road and Vinegar Hill Road - Containing approximately 1.90 acres located in the WEST WARD (Council Member Clark) - Zoning Docket W-3308. [Planning Board recommends approval of petition and approval of the site plan with staff recommendations.]

A motion was made by Council Member Clark, seconded by Council Member Adams, for approval of: (1) the Statement of Consistency as set forth on page 113 of the Agenda Book; (2) the Site Plan amendment and (3) approval of W-3308. Motion carried unanimously.

7. RESOLUTION AWARDED CONTRACT FOR UNION STATION RESTORATION AND RENOVATION – PHASE 2 (East Ward) - New Atlantic Contracting, Inc. - \$11,099,000. (Estimated Amount.) [This item continued from the October 17, 2016, Council Meeting.]

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, to approve Item 7. Motion carried unanimously.

MAYOR/COUNCIL COMMENTS

Council Member Burke urged all citizens to vote in this historical election.

Council Member Besse encouraged all citizens to vote and reminded voters that voting will need to be done in the local precinct.

Council Member MacIntosh reminded voters of the local elections and encouraged all to vote.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 7:14 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
November 21, 2016**

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 Molly Leight, Council Member Robert 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 Jeff MacIntosh, and Council Member James Taylor, Jr

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lieutenant Rick Newnum

RESOLUTION CELEBRATING THE LIFE AND LEGACY OF NICK DOUMAS

Council Member Taylor presented the Resolution to Mr. Doumas' son.

Mr. Dumas stated his father was a hardworking man and a very giving man. He recalled his favorite quote by his father "Every business deal should meet at the middle of the table." He stated his father worked hard to gain the trust of people and stated he and his family are blessed to be able to be a part of his father's life. Mr. Dumas thanked the Mayor and City Council for the Resolution honoring his father.

A motion was made by Council Member Taylor, seconded by Council Member Adams, to approve the Resolution Celebrating the Life and Legacy of Nick Doumas. Motion carried unanimously.

CONSENT AGENDA

Mayor Joines stated Council would first consider the Consent Agenda and asked if any item needed removed for discussion.

Council Member Montgomery pulled C-2, Council Member Bess pulled C-7, and Council Member Lieght pulled C-8.

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

- C-1. CONSIDERATION OF ITEMS REGARDING CITY PARTICIPATION IN A DRAINAGE PROJECT ACROSS PRIVATE PROPERTY: (Recommended by Public Works Committee.)
- a. RESOLUTION APPROVING CITY PARTICIPATION IN A DRAINAGE PROJECT ACROSS PRIVATE PROPERTY – 120 Chestnut Heights Court.
Approved by the Consent Vote.
- b. RESOLUTION APPROVING CITY PARTICIPATION IN A DRAINAGE PROJECT ACROSS PRIVATE PROPERTY – 435 and 445 Burke’s Crossing Drive.
Approved by the Consent Vote.
- c. RESOLUTION APPROVING CITY PARTICIPATION IN A DRAINAGE PROJECT ACROSS PRIVATE PROPERTY – 1918 Winding Ridge Road.
Approved by the Consent Vote.
- C-3. CONSIDERATION OF ORDINANCE RESCINDING AN ORDINANCE ORDERING THE DEMOLITION OF A DWELLING: [Recommended by Community Development/Housing/General Government Committee.]
- a. Winston Salem Presbytery 117 Dellabrook Road (East 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. Myrtle B. Grant, Heirs 801 Twenty-Fifth Street (North Ward)
Approved by the Consent Vote.
- b. Gwendolyn S. Bell 1807 E. Fourth Street (East Ward)
Approved by the Consent Vote.
- c. Christopher Antonio Jordan 1901 E. Third Street (East Ward)
Approved by the Consent Vote.
- d. Lula H. Harris, Heirs 2835 Rowell Street (East Ward)
Approved by the Consent Vote.
- e. Ada M. Page 506 Alexander Street (East Ward)
Approved by the Consent Vote.
- f. Devon W. Jones-Patterson Lyles 670 Glenbrook Drive (East Ward)

Approved by the Consent Vote.

- g.** Eric Demarko 805 Hutton Street (South Ward)

Approved by the Consent Vote.

- h.** Raul A. and Amanda M. Lio 1406 Diggs Boulevard (East Ward)

Approved by the Consent Vote.

- i.** Dollie M. Hargrave 2829 Gilmer Avenue (North 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.]

Approved by the Consent Vote.

- a.** Ray and Judy Joyner 810 Rich Avenue (East Ward)

Approved by the Consent Vote.

- b.** Marie Cole and Nathan Littlejohn, Heirs 1220 N. Jackson Avenue (East Ward)

Approved by the Consent Vote.

- c.** Martha Alvarez Silva 1347 Dunleith Avenue
Accessory Building (East Ward)

Approved by the Consent Vote.

- d.** Michel Hernandez 1917 East Third Street (East Ward)

Approved by the Consent Vote.

- e.** Eric Stephen Kirkman 4538 Shattalon Drive
Accessory Building (Northwest Ward)

Approved by the Consent Vote.

- f.** Pearl C. Lee 1417 East 22nd Street (Northeast Ward)

Approved by the Consent Vote.

- g.** Rebecca White 2238 School 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.]

Approved by the Consent Vote.

- a. Lyfe Enterprises, LLC 745 Barney Avenue
(Southeast Ward)

Approved by the Consent Vote.

- b. William Douglas Babbitt Jr., Heirs 3313 Urban Street (Southeast Ward)

Approved by the Consent Vote.

- c. Gloria Ortner 4930 Germanton Road (Northeast Ward)

Approved by the Consent Vote.

C-9. RESOLUTION APPROVING A CONTRACT WITH HDR ENGINEERING OF THE CAROLINAS TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR STORMWATER MASTERPLAN UPDATES OF THE UPPER MILL CREEK WATERSHED. [Recommended by Public Works and Finance Committees.]

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 (SOUTHEAST AND EAST WARDS) - Chaucer Lane, Phillips Drive, and Old Linville Road. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

C-11. CONSIDERATION OF ITEMS REGARDING THE 2015 HUMAN EXPLOITATION RESCUE OPERATIVE/INTERNET CRIMES AGAINST CHILDREN ACT GRANT: [Recommended by Finance and Public Safety Committees.]

- a. RESOLUTION AUTHORIZING ACCEPTANCE OF A 2015 HUMAN EXPLOITATION RESCUE OPERATIVE/INTERNET CRIMES AGAINST CHILDREN ACT (HERO/ICAC) GRANT PROGRAM AWARD.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

C-12. RESOLUTION OF SUPPORT BY THE CITY COUNCIL FOR THE RECENTLY FORMED FORSYTH COUNTY INCIDENT MANAGEMENT TEAM AS AN INCIDENT SUPPORT MUTUAL AID RESOURCE FOR LOCAL AND STATE-WIDE EMERGENCY RESPONSE. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

C-13. CONSIDERATION OF ITEMS REGARDING AMENDMENTS TO CHAPTER 50 OF CITY CODE: [Recommended by Finance Committee.]

- a. ORDINANCE AMENDING CHAPTER 50 OF THE CITY CODE REGARDING PERSONNEL AND RETIREMENT.

Approved by the Consent Vote.

- b. RESOLUTION APPROVING AN ADMINISTRATIVE SERVICES AGREEMENT WITH ICMA RETIREMENT CORPORATION AND ADOPTING A TRUST AGREEMENT FOR THE CITY OF WINSTON-SALEM GENERAL AND FIRE EMPLOYEES' DEFINED CONTRIBUTION RETIREMENT PLAN.

Approved by the Consent Vote.

C-14. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE MOBILE DOC, PLLC FOR THE PROVISION OF MEDICAL EVALUATION SERVICES FOR CERTAIN CANDIDATES FOR FIRE DEPARTMENT EMPLOYMENT. [Recommended by Finance and Public Safety Committees.]

Approved by the Consent Vote.

C-15. CONSIDERATION OF ITEMS RELATED TO CONTRACTS: [Recommended by Finance Committee)

- a. RESOLUTION AWARDING CONTRACT FOR READY MIXED CONCRETE - Hartley Ready Mix Concrete Mfg., Inc. - \$289,425. (Estimated Amount).

Approved by the Consent Vote.

- b. RESOLUTION AWARDING CONTRACT FOR CONSOLIDATION, RENEWAL AND UPGRADE OF THE AXON BODY CAMERAS AND TASER WEAPONS - Taser International, Inc. - \$1,271,780.

Approved by the Consent Vote.

- c. RESOLUTION AWARDING PURCHASE ORDER FOR ASPHALT DISTRIBUTORS - Triad Freightliner of Greensboro, Inc. - \$346,226.

Approved by the Consent Vote.

- d. RESOLUTION AWARDING PURCHASE ORDER FOR MID-SIZE SUV CROSSOVERS - Capital Nissan of Wilmington, Inc. - \$127, 272.75.

Approved by the Consent Vote.

- e. RESOLUTION AWARDING PURCHASE ORDER FOR RADAR UNITS - MPH Industries, Inc. - \$94,950.

Approved by the Consent Vote.

- f. RESOLUTION AWARDING PURCHASE ORDER FOR HALF-TON PICKUP TRUCKS - Performance Automotive Group, Inc. \$124,158.00.

Approved by the Consent Vote.

- g. RESOLUTION AWARDED PURCHASE ORDER FOR FOUR WHEEL DRIVE BACKHOES - Company Wrench, LLC. \$184,658.32.

Approved by the Consent Vote.

- h. RESOLUTION AWARDED PURCHASE ORDER FOR HEAVY DUTY TRAILERS - Argo Fab, Inc. - \$100,230.

Approved by the Consent Vote.

- C-16. CONSIDERATION OF ITEMS AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH MCGUIRE WOODS CONSULTING, LLC: [Recommended by Finance Committee.]

- a. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH MCGUIRE WOODS CONSULTING, LLC.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

- C-17. RESOLUTION APPROVING A CONTRACT CHANGE ORDER WITH MLA DESIGN GROUP, INC. FOR ADDITIONAL PROFESSIONAL ARCHITECTURAL DESIGN SERVICES FOR THE HANES PARK RENOVATION PROJECT. (NORTHWEST WARD.) [Recommended by Public Works and Finance Committees.]

Approved by the Consent Vote.

- C-18. CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2016-17 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 2016-2017.

Approved by the Consent Vote.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

- C-19. CONSIDERATION OF ITEMS AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH NORTH CAROLINA DEPARTMENT OF TRANSPORTATION: [Recommended by Public Works Committee.]

Approved by the Consent Vote.

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE TWIN ARCH STRUCTURE LIGHTING AT US 52 AND THE SALEM CREEK CONNECTOR.

Approved by the Consent Vote.

- b. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE CREATIVE CORRIDORS COALITION FOR THE TWIN ARCH STRUCTURE LIGHTING AT US 52 AND THE SALEM CREEK CONNECTOR.

Approved by the Consent Vote.

- c. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

Approved by the Consent Vote.

- C-20. RESOLUTION SUPPORTING THE ELIGIBILITY OF PROPERTY FOR THE NATIONAL REGISTER OF HISTORIC PLACES - Oak Crest Historic District. [Recommended by Community Development/Housing/General Government Committee.]

Approved by the Consent Vote.

- C-21. ORDINANCE AMENDING CHAPTER 26 OF CITY CODE REGARDING GARBAGE AND TRASH. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-2. RESOLUTION AUTHORIZING A MODIFICATION TO A PREVIOUSLY APPROVED RESOLUTION TO PARTICIPATE IN THE GOLER HEIGHTS (GOLER LOFTS) REDEVELOPMENT PROJECT. [Recommended by Finance Committee.]

Council Member Montgomery stated he would like to point out the area itself is a shining star of investment made by those who sit on Council now and those who sat on Council in previous years. He said this diverse area has come alive with market rate housing, senior housing, home ownership, child development center and in the future the area will have affordable housing in the downtown area. He thanked Goler and other staff that worked hard on this project. He said this is a great example of how to make a real development happen that is inclusive of everyone at every economic level.

Mayor Pro-Tem Burke stated she received an email from Mr. Jones concerning the historical area and she forwarded the email to Michelle McCullough, Project Planner for the City of Winston-Salem. She stated that it is a historical area of the AME Zion people. She noted the hard work of Reverend Lotte and several other people who joined him in working hard and was very dedicated to the committee. She stated history and preserving it is so important.

Council Member Montgomery made a motion, seconded by Council Member Taylor to approve item C-2. Motion carried unanimously.

C-7. RESOLUTION AUTHORIZING THE IMPLEMENTATION OF BUILDING INTEGRATED COMMUNITIES ACTION PLAN. [Recommended by Community Development/Housing/General Government Committee.]

Council Member Besse stated this Item was unanimously recommended by the Community Development/Housing/General Government Committee and he wanted it pulled because it's a great project. He requested Ms. Wanda Allen-Abraha, Director of Human Relations, to provide a presentation.

Ms. Wanda Allen-Abraha gave a presentation on this item.

Council Member Burke asked how many people are coming to the Winston-Salem area?

Ms. Allen-Abraha stated the latest statistics that were received by World Relief Organization is that Winston-Salem has already had well over 200 people to arrive from various nations from all over the world within the past year.

Council Member Besse stated for public information when you say refugees you are talking about folks who have been vetted through a process that normally takes up to two years and are entering with specific legal authorization.

Ms. Allen-Abraha stated yes, that is correct.

A motion was made by Council Member Besse, seconded by Council Member Taylor to approve item C-7. Motion carried unanimously.

C-8. RESOLUTION APPROVING FUNDING TO THE SHALOM PROJECT TO COMPLETE THE PETERS CREEK VILLAGE FEASIBILITY STUDY. [Recommended by Finance and Community Development/Housing/General Government Committees.]

Council Member Leight stated she wanted the public to know about this item, because she thinks it is a very exciting piece of work. She stated this is a feasibility statement that the City is funding to allow a study to be done about the Peterscreek Parkway and Academy Street intersection and to hopefully plan for true work force housing in that area.

Council Member Clark asked if the City has control over the land.

Lee Garrity, City Manager, responded the City is in process of getting control of the land.

Council Member Besse responded the property is on the market and there is strong interest in redevelopment. He explained this item will allow them to do a market feasibility study for the kinds of redevelopment that would work for this site.

Council Member MacIntosh stated he believes this area could have a great transformation and the information from the study would be very useful going forward.

Mayor Pro-Tem Burke stated she thinks this is a positive project and asked the City Manager if the City had other areas similar to this area and if so, the City should provide the same opportunity.

A motion was made by Council Member Lieght, seconded by Council Member Adams, to approve item C-8. Motion carried unanimously.

GENERAL AGENDA

- G-1.** PUBLIC HEARING ON PETITION TO CLOSE AND ABANDON A PORTION OF HUNDLEY ROAD, LOCATED OFF MEADOWLARK DRIVE. (WEST WARD) - Petition of Graham Bennett. [Recommended by Public Works Committee.]

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

A motion was made by Council Member Clark, seconded by Council Member Montgomery, to approve item G-1. Motion carried unanimously.

- G-2.** RESOLUTION CONTAINING THE CITY OF WINSTON-SALEM'S LEGISLATIVE PROGRAM FOR THE 2017 LEGISLATIVE SESSION. [Community Development/Housing/General Government Committee forwarded this item to Council without recommendation.]

Angela Carmon, City Attorney, gave a presentation for this item. She stated there are four bills and two resolutions within the Legislative package. She said the first bill on page 25 will allow the City to recover the cost of publishing complaints and orders relating to minimum housing code enforcement. When Community and Business Development is unable to locate the property owner, they have to publish the complaint and the order in the newspaper and that cost is about \$18,000.00 per year. This bill will allow the City to recover that cost. If the property owner does not pay the cost, then it becomes a lien against the property and collected in the tax foreclosure.

The Mayor asked if there were any questions concerning the first bill. Hearing none, Attorney Carmon proceeded to bill two.

Attorney Carmon stated the second bill on page 27 will restore the Councils election cycle to odd number years. Starting with election term 2020, that term would be for three years and after 2023 the Councils election cycle will be returned to odd number years.

Council Member Adams requested to let the public know that this item concerning election years is just applicable to Winston-Salem.

Attorney Carmon stated that is correct. The bill only applies to the City of Winston-Salem.

Attorney Carmon explained the next bill on page 31. She stated it was discovered earlier in the year the Charter had some language that is obsolete regarding independent and nonpartisan candidates, and revised it to rely upon the statutes, which is the appropriate authority for this particular area of the law.

There were no questions regarding bill 3.

Attorney Carmon stated the next bill is on page 33. She stated the General Assembly enacted a bill that limits access and release of body camera recordings and dashboard recordings and essentially the bill states if you want to view the recording, a person who is featured in the video may ask to inspect or review the recording, there are some guidelines in which the police department could deny that request and if that request is denied, then the person can go to court and get a court order allowing that person to view the video or recording. The law as it stands right now prohibits the release of the recordings unless there is a court order. She stated after several discussions with Council Members it was decided the City would like to provide transparency and greater access to body cam recordings and dashboard recordings. She explained this bill would only apply to the City of Winston-Salem. This bill will state those recordings are public record and they are not released immediately. If there is a request to release the recordings the Police Department will send a five-day notice to the District Attorney's office, to the employee featured in the video, and to any other persons featured in the video. If the District Attorney's office or the employee feels like it will jeopardize a legal proceeding, then they can go to court and get a court order prohibiting the release of the video or the portion of the video until such times as the prohibited release ceases.

Council Member Taylor stated he supports this bill. He stated the purpose of body cameras and dash cameras are to provide accountability and transparency not only for the police but the citizens. He said the current bill in Raleigh takes that away. He said these body cameras were not paid for by Raleigh but were paid for by local City tax dollars and this is what our community wants.

Council Member Montgomery stated he supports this action concerning body cameras and recordings.

Council Member Adams stated the way the state has written the law the City has no ability to release the tapes. She supports this item.

Mayor Pro Tem Burke stated all Council Members and the Police Chief wants transparency and feels this is a way to help the public trust the City Council and Winston-Salem Police Department.

Council Member Besse stated he is an advocate for this item to be included in the Legislative package and believes this will be a trust builder for the community.

Attorney Carmon proceeded to Bill 4 which is a Resolution that supports raising the age of juvenile court jurisdiction to 18. She stated there is an interim report that was prepared by the committee during an investigation on juvenile crime and other aspects of the law.

Council Member Taylor stated he has been in support of this bill since 2009. He stated that North Carolina is one of two states in the United States that charges juveniles as adults at the age of 16. He feels a juvenile at the age of 16 should not be charged as an adult.

Attorney Carmon proceeded to Bill 5 which is a Resolution in support of the Equal Rights Amendment (ERA). She stated in 1972 when it was passed by Congress and sent to the

States for ratification there was a provision that indicated that the ratification period shall expire in 1979 and it was extended to expire in 1982. The Resolution that the Council has now states that the time limit be removed so the remaining three states have an opportunity to ratify the ERA and ask the state of North Carolina to pass the bill ratifying the ERA.

Council Member Leight stated this Bill is extremely important. Council Member Leight thanked the people that helped her with this Bill and stated she supports this Bill.

Council Member Taylor made a motion, seconded by Council Member Adams to approve the Legislative Packet.

Council Member Clark stated he does not support this Legislative Packet. He stated he does not agree with the election in odd years. He suggested having an even year election that would not be on the Presidential cycle or have a nonpartisan election. He stated concerning the Police camera and recordings he does not feel the bill solves the problem.

Council Member Montgomery stated he wants the local government to maintain control of releasing the video. When meeting with Legislators, this compromise was something both parties agreed upon that could appease both sides and still give the public access to the information. Council Member Montgomery stated he did not feel that moving the election to odd number of years is equal to voter suppression. He said he would welcome any suggestions from other Council Members concerning this item.

Council Member Besse stated concerning the body cameras and dashboard recordings, he thinks this bill is an improvement of the current situation. In consultation with our member delegations, this bill is a reasonable starting point for conversations concerning this item. He said he believed the proposal to move the City's elections to odd number years will not go forward.

Council Member Adams stated she does not think the bill concerning changing the election year would be classed as vote suppression. She thanked the staff for listening to the comments.

Council Member MacIntosh stated as one of the few municipal candidates facing re-election in the entire state, we have very little data from this last election. The people that voted in the Northwest Ward to vote for President of the United States less than 50% voted for City Council candidates. That shows a disengagement of the general public and what occurs at the City Council level. A midyear election or an off year election would be better than what we went through this year.

Council Member Leight stated if you want to actually see what a wash out is like look at the South Ward primary elections, in the instance where people came out and voted for President and Senator there was a much bigger turn out and the results were 50-50 but that primary had to be redone because of errors and in that case the Council Member seat was the only seat being voted on and that was 70-30 with voters that are not really in tune with what is going on at the local level. In response to Council Member Clark in regards to the Legislative package being "dead on arrival" I'd say that is a Legislative

problem. The Council voted for this package in committee based on what we think is right and proper, not what the Legislative thinks about it.

Council Member Taylor stated he is willing to compromise with the election cycle item. He said his concern is with Item 5 that raises the age of juveniles to the age of 18. He asked Council Member Clark in regard to not supporting the Legislative Package that he write a letter to support Item 5.

Mayor Joines stated that a Council Member can request that an item in the Legislative Package can be voted on separately if the Council votes to pull that item.

Council Member Besse requested the election cycle item be pulled for a separate vote.

Mayor Joines stated without objection the Council would vote on the election cycle item separately.

Council Member Taylor made a motion to retract his motion to approve the Legislative Package.

Council Member Taylor made a motion, seconded by Council Member Besse, to approve the Legislative Package without the election cycle item.

Aye: Council Members: Leight, Clark, Besse, Montgomery, Adams, MacIntosh, and Taylor

Nay: Mayor Pro-Tem Burke

Motion passes 7-1.

Council Member Besse made a motion, seconded by Council Member Clark, to return the Election Cycle item to committee for further discussion.

Mayor Pro-Tem Burke made a motion, second by Council Member Adams, to reconsider the vote on the Legislative Package. Motion passes Unanimously.

Council Member Taylor made a motion, seconded by Council Member Adams, to vote on the Bill 4 Resolution that supports raising the age of juvenile court jurisdiction to 18.

Motion passes unanimously.

Council Member Besse made a motion, seconded by Council Member Clark, to approve the balance of the legislative package except for the election cycle bill and motions to send that item back to committee.

Aye: Council Members: Clark, Besse, Montgomery, Adams, MacIntosh and Taylor

Nay: Council Members: Leight and Burke

Motion passes 6-2.

G-3. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS/ REAPPOINTMENTS TO BOARDS AND COMMISSIONS:

- a. PUBLIC ASSEMBLY FACILITIES COMMISSION**
Manya Stewart - Appointment - Term expires December 2018
Austin J. Banks - Appointment - Term expires August 2017
Mayor Pro Tem Burke made a motion, seconded by Council Member Taylor, to approve item G-3a. Motion carried unanimously.
- b. UTILITY (CITY/COUNTY) COMMISSION:**
Thomas Griffin - Reappointment - Term expires June 2021
A motion was made by Mayor Pro-Tem Burke, seconded by Council Member Adams, to approve item G-3b. Motion carried unanimously.
- c. CITIZENS' POLICE REVIEW BOARD**
Beverly Carter-Leavy - Appointment - Term expires May 2019
Vevia Thomas - Reappointment - Term expires April 2019
Fatima Huff - Reappointment - Term expires April 2019
Jerry Silber - Reappointment - Term expires April 2019
A motion was made by Council Member Adams, seconded by Mayor Pro Tem Burke, to approve item G-3c. Motion carried unanimously.
- d. COMMUNITY AGENCY ALLOCATION COMMITTEE**
Jacqueline Grace-Burns - Reappointment - Term expires December 2019
Barbara O' Neal - Reappointment - Term expires December 2019
Theodore Milton Rhodes - Reappointment - Term expires December 2019
A motion was made by Council Member Adams, seconded by Council Member MacIntosh, to approve item G-3d. Motion carried unanimously.
- e. ZONING BOARD OF ADJUSTMENT**
David C. Rodwell - Appointment - Term expires October 2017
A motion was made by Mayor Pro Tem Burke, seconded by Council Member Adams, to approve item G-3e. Motion carried unanimously.

Council Comments

Mayor Pro Tem Burke requested Mr. Greg Turner, Assistant City Manager, to give a brief presentation concerning pipes and sewage water.

Mr. Tuner gave a brief presentation concerning liability of the City regarding sewage blockages that causes flooding on private property.

Council Member Clark asked if the state building code require back flow preventers?

Mr. Greg Turner responded, not as a general rule, there are certain situations where the City's Utilities Department will require it, but as a general rule the state building code does not require it.

Angela Carmon requested clarity on the vote on the Legislative Packet. Is it going forward with all the items except for the election item?

Mayor Joines stated it will go forward with a unanimous vote on item 5, the rest of the packet moves forward with the exception of the election cycle, that item will go back to committee.

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 8:27 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
December 5, 2016**

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 Molly Leight, Council Member Robert 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 Jeff MacIntosh, and Council Member James Taylor, Jr

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

Lt. Rob Peterson

COMMENTS BY OUTGOING OFFICIAL.

Council Member Leight thanked all the citizens of the South Ward as well as the Mayor, Council Members, and City staff.

OATH OF MAYOR ADMINISTERED BY THE HONORABLE DENISE S. HARTSFIELD, DISTRICT COURT JUDGE.

Mayor Joines took the oath of office at 7:07 p.m.

OATHS OF COUNCIL MEMBERS:

COUNCIL MEMBER VIVIAN H. BURKE - ADMINISTERED BY THE HONORABLE L. TODD BURKE, SUPERIOR COURT JUDGE.

Council Member Burke took the Oath of Office at 7:12 p.m.

COUNCIL MEMBER ROBERT C. CLARK - ADMINISTERED BY THE HONORABLE LISA V. MENEFEE, CHIEF DISTRICT COURT JUDGE.

Council Member Clark took the Oath of Office at 7:15 p.m.

COUNCIL MEMBER DAN BESSE - ADMINISTERED BY THE HONORABLE CAMILLE BANKS-PAYNE, DISTRICT COURT JUDGE.

Council Member Besse took the Oath of Office at 7:18 p.m.

COUNCIL MEMBER DERWIN L. MONTGOMERY - ADMINISTERED BY THE HONORABLE DENISE S. HARTSFIELD, DISTRICT COURT JUDGE.

Council Member Montgomery took the Oath of Office at 7:20 p.m.

COUNCIL MEMBER DENISE D. ADAMS - ADMINISTERED BY THE HONORABLE

Council Member Adams took the Oath of Office at 7:23 p.m.

COUNCIL MEMBER JAMES TAYLOR, JR. - ADMINISTERED BY THE HONORABLE L. TODD BURKE, SUPERIOR COURT JUDGE.

Council Member Taylor took the oath of office at 7: 26 p.m.

COUNCIL MEMBER JEFF MACINTOSH - ADMINISTERED BY THE HONORABLE LISA V. MENEFEE, CHIEF DISTRICT COURT JUDGE.

Council Member MacIntosh took the oath of office at 7:30 p.m.

COUNCIL MEMBER JOHN C. LARSON - ADMINISTERED BY THE HONORABLE LISA V. MENFEE, CHIEF DISTRICT COURT JUDGE

Council Member (Elect) Larson took the oath of office at 7:32 p.m.

Mayor Joines asked the City Secretary to call the roll.

ROLL CALL.

Present: Council Member John C. Larson, Council Member Robert C. Clark, Council Member Dan Besse, Council Member Annette Scippio, Mayor Allen Joines, Council Member Vivian H. Burke, Council Member Denise D. Adams, Council Member Jeff MacIntosh, and Council Member James Taylor, Jr.

RESOLUTION EXPRESSING APPRECIATION TO THE HONORABLE MOLLY LEIGHT FOR HER SERVICE AS COUNCIL MEMBER.

A motion was made by Council Member Adams, seconded by Council Member Clark, to approve the Resolution Expressing Appreciation to the Honorable Molly Leight for her Service as Council Member. Motion carried unanimously.

COMMENTS BY MAYOR AND COUNCIL MEMBERS.

Council Member Larson thanked the Mayor and members of the City Council. He stated it was an honor to sit in Molly Leights' seat. He said the English Language is a very odd language and he has studied it a lot over the years and the one word he would use to describe Molly is "service" yet the word seems inadequate because the more he pondered service he got confused with tennis, church services, and silverware services. He said the word service is very inadequate to describe someone that has done so much for the City. He stated the service of City Council is work, and work is a word that is not used much for City Council, but it is work. He stated being on the City Council requires a lot of attention and dedication for the betterment of the citizens and the City as a whole. The success of the City Council revolves around teamwork and Molly Leight moved the City Council from a forum of contingent to a collaborative series of colleagues who work more uniformly together. He stated some can remember before Molly's time and how the

City Council conducted themselves. He said she created a new renewed respect for Council and for herself through her quite confidence and through her cheerful disposition both on the Council and off the Council. He stated she has set an example for all to follow in public service. He would like to thank Molly Leight for who she is and the talents she has brought these past three terms of service. He said he is grateful that Molly decided to come and work for us.

Council Member Clark thanked everyone for coming out. He reminded the public that City Council meetings were held on the first and third Monday of every month. He joked that he did vote in favor of having chairs tonight, but the motion died for lack of a second and apologized for the limited seating. He thanked the voters that elected him and his family, and a very special thanks to his wife that tries to look interested when he starts talking about the bid on the new garbage trucks or how the City will do leaf collection. He thanked the Judges for administering the oaths. He thanked Molly Leight and stated he has sat beside her for a number of years and said she does the most interesting vacations of anyone he knows. He said he would like to conclude with a brief comment. He will be starting his 16th year tonight and for much of that time the City has faced some severe head winds. He said Dan, the Mayor and myself came on in 2001 which was two months after 9-11. He said the City recovered from that only to go through the great recession. He said for many years the City has had a head wind but believes the City will now have a good tail wind. He said good times are here and they are going to get better. He stated he thinks the best years of this City lay ahead, and he looks forward with working with all of the Council Members and City Staff to keep moving Winston-Salem forward.

Council Member Besse thanked the citizens of the Southwest Ward and the people of Winston-Salem. He thanked old and new colleagues, all City staff and noted that the City's motto translates to City founded on corporation. He said he will work for strong and safe neighborhoods, environments, and a welcoming community. We work together for a City that works for us all.

Council Montgomery thanked all who are present, the voters of the East Ward, and Judges. He thanked Molly Leight and expressed gratitude for her ability to stand forward to ask questions. He noted his goals were how could he help and the communities, change standards of businesses, help the College Advisory Board to have a voice, the Union Station project, save historic landmarks, affordable housing, and increase minimum wage for City employees. He stated there are many challenges but feels if we come together, we will find solutions.

Council Member Taylor thanked his family and God. He noted he is native son of Winston-Salem and is honored to serve the Southeast Ward. He stated some of his goals are improving roads and bridges, create jobs, encouraged small business, strengthen the urban core, saving Waughtown post office, pay increases for City employees, and expand the Soar Program. He noted rural areas have a voice on City Council.

Council Member MacIntosh thanked the voters, his campaign committee and his wife. He thanked Molly Leight and not his appreciation of her integrity and passion. He said the

City is doing well but stated there is still work to be done regarding poverty and affordable housing.

Council Member Adams thanked the North Ward voters, family, and friends. She read a Facebook post she wrote.

Council Member Burke stated this is a historical evening and thanked her family and the Northeast Ward voters. She noted her love for the City of Winston-Salem and appreciation for Molly Leight.

Mayor Joines thanked the City of Winston-Salem voters, his family for their support and thanked City staff.

ELECTION OF MAYOR PRO TEMPORE.

Council Member Besse made a motion, seconded by Council Member Taylor, to elect Council Member Vivian H. Burke as Mayor Pro Tempore. Motion carried unanimously.

ELECTION OF COUNCIL MEMBERS TO COMMITTEES.

Council Member Burke made a motion, seconded by Council Member Taylor, to elect Council Member Robert C. Clark, Chairman, Council Member Denise D. Adams, Vice Chair, Council Member Vivian H. Burke and Council Member Jeff MacIntosh, members of the Finance Committee. Public Safety: Council Member James Taylor, Jr., Chair, Council Member Jeff MacIntosh, Vice Chair, Council Member Vivian H. Burke and Council Member John C. Larson Members. Community Development/Housing/General Government Committee: Council Member Derwin L. Montgomery, Chair, Council Member Denise D. Adams, Vice Chair, Council Member Dan Besse and Council Member Robert C. Clark, Members. Public Works Committee: Council Member Dan Besse Chair, Council Member John C. Larson, Vice Chair, Council Member Derwin L. Montgomery and Council Member James Taylor, Jr. Members. Motion carried unanimously.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:07 p.m.

**WINSTON-SALEM CITY COUNCIL
REGULAR MEETING
Council Chambers
101 N. Main St.
December 19, 2016**

CALL TO ORDER

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

ROLL CALL

Present: Council Member John C. Larson, Council Member Robert C. Clark, Council Member Dan Besse (arrived at 7:03 p.m.), Council Member Derwin Montgomery, Mayor Allen Joines, Council Member 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. Rick Newnum

CONSENT AGENDA

Mayor Joines stated Council would first consider the Consent Agenda and asked if any item needed remove for discussion. No items were removed.

Council Member Adams made a motion, seconded by Council Member Montgomery, to approve the Consent Agenda. Motion carried unanimously.

C-1. RESOLUTION AUTHORIZING FEE SIMPLE ACQUISITION OF PROPERTY FOR ARDMORE ROAD BY DEED OR CONDEMNATION - 2014 BOND PROJECTS (SOUTH WARD). [Recommended by Finance Committee.]

Approved by the Consent Vote.

C-2. CONSIDERATION OF ITEMS AUTHORIZING THE SALE OF CERTAIN CITY OWNED PROPERTY (Recommended by Finance Committee.)

a. RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY AT 112 MARVIN BOULEVARD UNDER THE UPSET BID PROCEDURE (N.C.G.S. 160A-269) (NORTH WARD).

Approved by the Consent Vote.

b. RESOLUTION AUTHORIZING THE SALE OF A CERTAIN CITY-OWNED VACANT LOT AT 3425 BURKE MILL ROAD UNDER THE UPSET BID PROCEDURE (N.C.G.S. 160A-269) (SOUTH WARD).

Approved by the Consent Vote.

- C-3.** RESOLUTION AUTHORIZING SUBORDINATION OF FINANCING FOR CHATHAM MILL APARTMENTS. [Recommended by Community Development/Housing/General Government Committee.]

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 (SOUTHEAST WARD) - Goldfloss Street. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

- C-5.** ORDINANCE AMENDING SECTIONS 78-41, 78-262 AND 78-263 (A) OF THE CITY CODE RELATING TO THE REQUIREMENT FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY. [Recommended by Public Safety Committee.]

Approved by the Consent Vote.

- C-6.** RESOLUTION APPROVING A REVISED TRAFFIC CALMING POLICY FOR THE USE OF VERTICAL DISPLACEMENT DEVICES. [Recommended by Public Works Committee.]

Approved by the Consent Vote.

- C-7.** RESOLUTION APPROVING A CONTRACT WITH STRATES SHOWS, INC. TO PROVIDE THE CARNIVAL FOR THE DIXIE CLASSIC FAIR. [Recommended by Finance Committee.]

Approved by the Consent Vote.

- C-8.** CONSIDERATION OF ITEMS RELATED TO CONTRACTS: [Recommended by Finance Committee.]

- a.** RESOLUTION AWARDED PURCHASE ORDER FOR ENCLOSED CAB TRACTORS - James River Equipment Carolinas, LLC. - \$206,940.

Approved by the Consent Vote.

- b.** RESOLUTION AWARDED PURCHASE ORDER FOR A FIRE LADDER TRUCK - Kovatch Mobile Equipment Corp. - \$1,277,089.

Approved by the Consent Vote.

- c.** RESOLUTION AWARDED PURCHASE ORDER FOR TANDEM AXLE TRUCK WITH DO-ALL BODY - White's Tractor and Truck Co., LLC. - \$117,506.

Approved by the Consent Vote.

- d.** RESOLUTION AWARDED PURCHASE ORDER FOR PARKING ENFORCEMENT VEHICLES - Carolina Industrial Equipment, Inc. - \$56,528.

Approved by the Consent Vote.

- e. RESOLUTION AWARDING CONTRACTS FOR FURNITURE AND FURNISHINGS FOR THE M.C. BENTON JR. CONVENTION CENTER - PMC Commercial Interiors, Inc. - \$105,335.52; West Jefferson Office Equipment, Inc. - \$9,177.93.
Approved by the Consent Vote.
- f. RESOLUTION AWARDING CONTRACT FOR CONCRETE PIPE - Foltz Holdings, LLC. - \$181,129.90. (Estimated Amount).
Approved by the Consent Vote.
- g. RESOLUTION AWARDING CONTRACT FOR ASPHALTIC CONCRETE - Yadkin Valley Paving, Inc. - \$2,059,263.75. (Estimated Amount).
Approved by the Consent Vote.
- C-9. RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH THE TOWN OF KERNERSVILLE FOR THE USE OF \$80,000 IN SURFACE TRANSPORTATION FEDERAL FUNDS ALLOCATED TO THE WINSTON-SALEM URBANIZE AREA. [Recommended by Finance and Public Works Committees.]
Approved by the Consent Vote.
- C-10. CONSIDERATION OF RESOLUTIONS FOR REMOVAL OF SIDEWALK PROJECTS FROM THE CITY COUNCIL APPROVED BOND SIDEWALK LIST: (Recommended by Public Works Committee.)
 - a. RESOLUTION AUTHORIZING THE REMOVAL OF THE KINARD DRIVE SIDEWALK PROJECT FROM THE CITY COUNCIL APPROVED BOND SIDEWALK LIST.
Approved by the Consent Vote.
 - b. RESOLUTION AUTHORIZING THE REMOVAL OF THE ST. GEORGE ROAD SIDEWALK PROJECT FROM THE CITY COUNCIL APPROVED BOND SIDEWALK LIST.
Approved by the Consent Vote.
 - c. RESOLUTION AUTHORIZING THE REMOVAL OF THE GOOD HOPE ROAD SIDEWALK PROJECT FROM THE CITY COUNCIL APPROVED BOND SIDEWALK LIST.
Approved by the Consent Vote.
- C-11. RESOLUTION AUTHORIZING FINAL PAYMENT FOR ROAD WIDENING ALONG COLE ROAD. [Recommended by Finance Committee.]
Approved by the Consent Vote.

GENERAL AGENDA

G-1. PUBLIC HEARING ON LOCAL HISTORIC LANDMARK DESIGNATION: [Item forwarded without recommendation by Finance Committee at November 14, 2016 meeting.)

a. ORDINANCE DESIGNATING CERTAIN PROPERTY AS A HISTORIC LANDMARK - The O'Hanlon Building, 101-105 West Fourth Street.

b. ORDINANCE DESIGNATING CERTAIN PROPERTY AS A HISTORIC LANDMARK - The Pepper Building, 100-104 West Fourth Street.

Michelle McCullough, Project Planner, provided the Staff Report for this item.

Mayor Joines opened the Public Hearing and asked if anyone would like to speak regarding this item.

Proponent:

Will Knott 444 Springdale Avenue Winston-Salem

Opponent:

None

Rebuttal:

None

Mayor Joines asked if anyone else would like to be heard regarding this item. Seeing none, he closed the Public Hearing.

A motion was made by Mayor Pro Tem Burke, seconded by Council Member Taylor, to approve item G-1. Motion carried unanimously.

G-2. PUBLIC HEARING ON PETITION TO CLOSE AND ABANDON METROPOLITAN DRIVE, LOCATED BETWEEN E. FIFTH STREET AND E. THIRD STREET. (EAST WARD) - PETITION OF UNITED METROPOLITAN MISSIONARY BAPTIST CHURCH

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

A motion was made by Council Member Montgomery, seconded by Council Member Taylor, to approve item G-2. Motion carried unanimously.

G-3. CONSIDERATION OF ITEMS AUTHORIZING THE CITY OF WINSTON-SALEM TO PROVIDE FINANCIAL ASSISTANCE TO THE HOUSING AUTHORITY OF WINSTON-SALEM FOR THE ACQUISITION, DEMOLITION, AND REHABILITATION OF NEW HOPE MANOR APARTMENTS: [Recommended by Finance Committee. Recommended by Community Development/Housing/General Government Committee with three in favor, none opposed, and one abstaining.]

a. RESOLUTION AUTHORIZING THE CITY OF WINSTON-SALEM TO PROVIDE FINANCIAL ASSISTANCE TO THE HOUSING AUTHORITY OF

WINSTON-SALEM FOR THE ACQUISITION, DEMOLITION, AND REHABILITATION OF NEW HOPE MANOR APARTMENTS.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.

Council Member Clark made a motion, seconded by Council Member Montgomery, that the City Council approve the recommendation by the Community Development/Housing/General Government Committee which includes Housing Authority of Winston-Salem making an annual payment not to exceed \$10,000 as set forth on page 41 of the Agenda Book however \$5,000 or half of the payment go towards a reduction of the loan balance and \$5,000 or the other half of the payment will go to the City's general account fund each year.

Council Member Montgomery made a substitute motion, seconded by Council Member Taylor, that (1) the City Council approve the proposed funding source 2014 General Obligation Bonds and (2) approve the substitution of \$700,000 in CDG funds from \$700,000 in the 2014 General Obligation Bond Funds for the demolition and repair work provided the City Staff determine that the substitution of said CDG Funds or the Bond Funds will not increase the total project cost by anymore than 5%.

Council Member Clark stated he would not support the amended motion.

Mayor Pro-Tem Burke stated she would not support the amended motion.

Council Member MacIntosh requested the amended motion to be read again.

Council Member explained why he proposed the amended motion.

Mayor Joines called for a motion on the substitute motion.

Council Member Montgomery stated he is withdraws the substitute motion and Council Member Taylor withdrew his second.

Mayor Joines called for a vote on the original motion. Motion carried unanimously.

- G-4. RESOLUTION APPROVING THE ALLOCATION OF ADDITIONAL REVITALIZING URBAN COMMERCIAL AREAS (RUCA) III MATCHING FUNDS FOR THE PATTERSON/GLENN AREA. [Finance Committee forwarded this item to Council with two in favor, none opposed, and two abstaining. Community Development/Housing/General Government Committee forwarded this item with one in favor, none opposed, and three abstaining.]**

Council Member Clark made a motion, seconded by Mayor Pro-Tem Burke, for approval of item G-4 provided there are no additional request made to the City for funding.

Council Member Besse made a substitute motion to amend the motion so the description would be to correct project on page 67 of the Agenda Book, Item #5,

description (scope of work) change "general contractor fee" to "project management and administrative cost."

Council Member Clark accepted the substitute motion.

Motion carried unanimously.

- G-5.** RESOLUTION AUTHORIZING THE SALE OF A CERTAIN CITY-OWNED VACANT LOT AT 1101 SHRUB STREET UNDER THE UPSET BID PROCEDURE (N.C.G.S. 160A-269) (NORTH WARD). [Finance Committee forwarded this item to Council without recommendation.]

A motion was made by Council Member Adams, seconded by Council Member Montgomery to approve item G-5. Motion carried unanimously.

- G-6.** MAYOR PRO TEMPORE BURKES' RECOMMENDATION FOR APPOINTMENT TO THE COMMUNITY APPEARANCE COMMISSION:

A motion was made by Mayor Pro-Tem Burke, seconded by Council Member MacIntosh, to approve item G-6. Motion carried unanimously.

Salvador N. Patino - Term Expiring February, 2019.

Scott Arnold - Term Expiring February, 2019.

- G-7.** PUBLIC COMMENT PERIOD.

Public Comment Period was heard.

Mayor and Council Comments

Greg Turner, Assistant City Manager, provided a brief overview of changes in bus routes.

Council Member Adams stated she would like to see more done with public transportation and suggested providing the service free for a week.

Council Member Besse spoke to the changes in bus routes and requested Staff to bring an item to Committees regarding a free ride week with WSTA.

Council Member MacIntosh stated more riders on public transportation would mean less congestion downtown and is in favor of exploring opportunities to advance public transportation.

Council Member Montgomery asked that Ritchie Brooks, Community Development Director, explain the difference in bond funds and CBG funds.

Council Member Larson thanked Staff and stated he has concerns regarding the bus stops and would like to address those in committee.

Mayor Joines wished everyone a Merry Christmas and Happy Holidays.

ADJOURNMENT

There being no further business to come before the City Council, the meeting adjourned at 8:31 p.m.