



AGENDA

Henderson City Council Regular Meeting

Monday, 11 June 2012, 6:00 p.m.

R. G. (Chick) Young, Jr. Council Chambers, Municipal Building

134 Rose Avenue

Henderson, North Carolina

Mayor and City Council Members

Mayor James D. O'Geary, Presiding

Councilmember James C. Kearney, Jr.

Councilmember Sara M. Coffey

Councilmember Michael C. Inscoc

Councilmember D. Michael Rainey

Councilmember Brenda G. Peace—Jenkins

Councilmember Garry D. Daeke

Councilmember Lonnie Davis, Jr.

Councilmember George M. Daye

City Officials

A. Ray Griffin, Jr., City Manager

John H. Zollicoffer, Jr., City Attorney

Esther J. McCrackin, City Clerk

- I. CALL TO ORDER
- II. ROLL CALL
- III. INVOCATION AND PLEDGE OF ALLEGIANCE
- IV. OPENING REMARKS

In order to provide for the highest standards of ethical behavior and Transparency in Governance as well as provide for good and open government, the City Council has approved Core Values regarding Ethical Behavior¹ and Transparency in Governance². The Mayor now inquires as to whether any Council Member knows of any conflict of interest, or appearance of conflict, with respect to matters before the City Council. If any Council Members knows of a conflict of interest, or appearance of conflict, please state so at this time.

¹ **Core Value 4: Ethical Behavior:** We value the public trust and will perform our duties and responsibilities with the highest levels of integrity, honesty, trustworthiness and professionalism.

² **Core Value 10: Transparency in Governance:** We value transparency in the governance and operations of the City.

V. ADJUSTMENTS TO AND/OR APPROVAL OF THE AGENDA

VI. APPROVAL OF MINUTES

- a) 14 May 2012 Regular Meeting [*See Notebook Tab 1*]
- b) 17 May 2012, Budget Work Session # 1
- c) 22 May 2012, Budget Work Session # 2
- d) 29 May 2012, Special Called Meeting and Budget Work Session #3

VII. PRESENTATIONS/RECOGNITIONS

- a) Boy Scout Troop #691

VIII. PUBLIC HEARING

- a) Consideration of Approval of Ordinance 12-12, 1) Adoption of FY 12 Budget; 2) Amending Water, Sewer and Regional Water Rates; 3) Amending Sanitation Fees; and 4) FY 13 Fee Schedule. (*CAF 12-A-62*) [*See Notebook Tab 2*]

- Public Hearing
- Ordinance 12-12

- b) Consideration of Approval of 1) Ordinance 12-A-06, An Ordinance Providing for the Zoning of Wind Turbines and 2) Ordinance 12-B-06, An Ordinance Providing for the Zoning of Solar Farms. (*CAF 12-A-09*) [*See Notebook Tab 3*]

- Public Hearing
- Ordinance 12-A-06
- Ordinance 12-B-06

IX. PUBLIC COMMENT PERIOD ON AGENDA ITEMS

Citizens may only speak on Agenda items at this time. Citizens wishing to address the Council must sign-in on a form provided by the City Clerk prior to the beginning of the meeting. The sign-in form is located on the podium. When recognized by the Mayor, come forward to the podium, state your name, address and if you are a city resident, and identify the Agenda Item about which you wish to speak on the sign up sheet. Please review the Citizen Comment Guidelines that are provided on the last page of this Agenda.³

X. NEW BUSINESS

- a) Consideration of Approval of Ordinance 12-26, FY11-12 Budget Amendment #51, Creating Fund 73: Economic Development Capital Reserve Fund and Resolution 12-46, An Authorizing Resolution by the Henderson City Council in Support of a NC Building Restoration and Reuse Grant Program for Economic Development Prospect 10-C. (*CAF 12-46*) [*See Notebook Tab 4*]

- Ordinance 12-26
- Resolution 12-46

- b)* Consideration of Approval of Ordinance 12-38, FY 12 Budget Amendment #48, to Provide Funds to Restock Parts for the Kerr Lake Regional Water Facility. *(CAF 12-69) [See Notebook Tab 5]*
- Ordinance 12-38
- c)* Consideration of Approval of Resolution 12-43, Approval of Official Results for Municipal Election Held 8 May 2012 and Action to Receive by Council and File with the City Clerk. *(CAF 12-64) [See Notebook Tab 6]*
- Resolution 12-43
- d)* Consideration of Approval of Resolution 12-14, Authorizing Submission of the FY12 BJA Bulletproof Vest Grant Application for the Police Department. *(CAF 12-67) [See Notebook Tab 7]*
- Resolution 12-14
- e)* Consideration of Approval of Resolution 12-36, A Resolution Ratifying and Approving an Application to the US Department of Justice for a BJA-2012 Grant for Henderson Community Revitalization Initiative (CRI) Enhancement Grant. *(CAF 12-72) [See Notebook Tab 15 – Please note this Tab number is out of sequence]*
- Resolution 12-36

X. CONSENT AGENDA

All matters listed under the Consent Agenda have either been previously discussed by City Council during a previous meeting and/or are considered in the ordinary course of business by the City Council and will be enacted-on by one motion and a roll call vote in the form listed. If discussion is desired by either the Council or the Audience, the item in question will be removed from the Consent Agenda and considered separately after the revised consent agenda has been approved.

- a)* Consideration of Approval of Ordinance 12-13, FY 12 Budget Amendment #47, to Close Out the 2010 Weed & Seed Grant 2010-WS-QX-0108. *(CAF 12-16) [See Notebook Tab 8]*
- Ordinance 12-13
- b)* Consideration of Approval of Ordinance 12-39, Authorizing FY 12 Budget Amendment #49, to Budget a Reimbursement from Vance County for the City's Participation in a Disaster Preparedness Training Exercise Sponsored by FEMA. *(CAF 12-70) [See Notebook Tab 9]*
- Ordinance 12-39

- c) Consideration of Approval of Resolution 12-27, Authorizing the Closeout of the 2007 HOPE VI Grant Number NC19URD27536M07 and Ordinance 12-30, FY12 Budget Amendment #40, Close Out the Revenue and Expense Accounts for this Grant. (CAF 12-11) [See Notebook Tab 10]
- Resolution 12-27
 - Ordinance 12-30
- d) Consideration of Approval of Tax Releases and Refunds from Vance County for the Months of July 2011 through January 2012. (CAF 12-68) [See Notebook Tab 11]
- e) Consideration of Approval of Resolution 12-45, Issuing Sewer Credit for Outside Watering of Lawns, Plants and Vegetation from 1 June 2012 through 31 October 2012. (CAF 12-65). [See Notebook Tab 12]
- Resolution 12-45
- f) Consideration of Approval of Ordinance 12-40, FY 12 Budget Amendment #50, Amending the 2010 BJA JAG Grant Fund Providing the Necessary Funds to Cover the Expense of Four (4) Mobile Data Terminal Computers and Docking Stations. (CAF 12-71) [See Notebook Tab 13]
- Ordinance 12-40

PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS

Citizens may speak on non-Agenda items only at this time. Citizens wishing to address the Council must sign-in on a form provided by the City Clerk prior to the beginning of the meeting. The sign-in form is located on the podium. When recognized by the Mayor, come forward to the podium, state your name, address and if you are a city resident. Please review the Citizen Comment Guidelines that are provided on the last page of this Agenda.³

³ **Citizen Comment Guidelines**

The Mayor and City Council welcome and encourage citizens to attend City Council meetings and to offer comments on matters of concern to them. Citizens are requested to review the following public comment guidelines prior to addressing the City Council.

- 1) Citizens are requested to limit their comments to five minutes; however, the Mayor, at his discretion, may limit comments to three minutes should there appear to be a large number of people wishing to address the Council;
- 2) Comments should be presented in a civil manner and be non-personal in nature, fact-based and issue oriented. Except for the public hearing comment period, citizens must speak for themselves during the public comment periods;
- 3) Citizens may not yield their time to another person;
- 4) Topics requiring further investigation will be referred to the appropriate city official, Council Committee or agency and may, if in order, be scheduled for a future meeting agenda;
- 5) Individual personnel issues are confidential by law and will not be discussed. Complaints relative to specific individuals are to be directed to the City Manager;
- 6) Comments involving matters related to an on-going police investigative matter and/or the court system will not be permitted; and
- 7) Citizens should not expect specific Council action, deliberation and/or comment on subject matter brought up during the public comment section unless and until it has been scheduled as a business item on a future meeting agenda.

XI. REPORTS

- a) Mayor/Mayor Pro-Tem
- b) City Manager
- c) City Attorney
- d) City Clerk
 - i. Calendar Notes and Schedule Update [*See Notebook Tab 14*]
 - ii. Various Departmental Reports
 - Henderson Fire Department
 - Henderson-Vance County 911
 - Code Compliance

XII. ADJOURNMENT

City Council Minutes
Regular Meeting
11 June 2012

PRESENT

Mayor James D. O'Geary, Presiding; and Council Members James C. Kearney, Sr., Sara M. Coffey, D. Michael Rainey, Brenda G. Peace—Jenkins, Garry D. Daeke, George M. Daye and Council Member Elect Vernon Brown.

ABSENT

Lonnie Davis, Jr. and Michael C. Inscoe

STAFF PRESENT

City Manager Ray Griffin, City Attorney John Zollicoffer, City Clerk Esther J. McCrackin, Assistant City Manager Frank Frazier, Finance Director Katherine C. Brafford, Planning Director Erris Dunston, Kerr Lake Regional Water Manager Christy Lipscomb, Police Chief Keith Sidwell and Assistant Finance Director Kimberley Watkins.

CALL TO ORDER

The 11 June 2012 Regular Meeting of the Henderson City Council was called to order by Mayor James D. O'Geary at 6:03 p.m. in the R. G. "Chick" Young, Jr. Council Chambers, Municipal Building, 134 Rose Avenue, Henderson, NC.

ROLL CALL

The City Clerk called the roll and advised Mayor O'Geary a quorum was present.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Rainey led those in attendance in prayer and the Pledge of Allegiance.

ADJUSTMENTS TO/APPROVAL OF AGENDA

Mayor O'Geary asked if there were any adjustments to the Agenda. No adjustments were made to the Agenda. Mayor O'Geary then asked for the pleasure of Council. Council Member Peace-Jenkins moved to accept the Agenda as presented. Motion seconded by Council Member Rainey and unanimously approved.

APPROVAL OF MINUTES

Mayor O'Geary asked for any corrections to and/or approval of the minutes. City Clerk McCrackin asked that a paragraph be added to the 29 May 2012 Special Called Meeting & Budget Work Session # 3 Minutes. The paragraph was read and added to page 6 of 8 as the second full paragraph. With that addition, Council Member Peace-Jenkins moved to accept the minutes for 14 May 2012 Regular Meeting; 17 May Budget Work Session #1; 22 May 2012 Budget Work Session #2 as presented; and the adjusted 29 May 2012 Special Called Meeting and Budget Work Session #3 minutes. Motion seconded by Council Member Daye and unanimously approved.

PRESENTATIONS/RECOGNITIONS

Mayor O'Geary welcomed Henderson Boy Scout Troop #691. The Mayor asked them to come forward and introduce themselves. Troop Leader Charles Shelton stated the Troop meets at First United Methodist Church and introduced the four scouts in attendance. All of the scouts are currently working on their Citizenship and Community Merit Badge. Mayor O'Geary encouraged them to work hard to earn their Eagle Scout status.

City Manager Griffin then asked Finance Director Kathy Brafford to introduce the new Assistant Finance Director. Ms. Brafford said she is pleased to introduce Kimberley Watkins as the new Assistant Finance Director. Ms. Watkins grew up in Henderson, graduated from North Carolina State University and comes to the City with 11 years of experience working with the State Auditor's office.

PUBLIC HEARING

Adoption of 1) FY 13 Budget; 2) Amending Water, Sewer and Regional Water Rates; 3) Amending Sanitation Fees; and 4) FY 13 Fee Schedule. (*Reference: CAF 12-A-62; Ordinance 12-12*)

City Manager Griffin summarized Council's changes to the suggested budget with the following:

1. Council eliminated the recommended two cents property tax increase by reducing \$164,000 in expenditures from the General Fund;
2. Council reduced the recommended \$200,000 Fund Balance appropriation by \$41,000;
3. Council increased the Sanitation Fee by \$0.50 per month to cover the contract increase with Waste Industries;
4. Council reduced the suggested Regional Water Rate increase by 1% - from 5% to 4%;
5. Council reduced the suggested Water Rate increase by 3% - from 7% to 4%; and
6. Council accepted the 9% Sewer Rate increase with 7% being allocated for rate stabilization for the \$16M renovation project scheduled to begin in 2013.

Council Member Rainey asked for clarification on how many buildings could be demolished if Council approved another \$0.50 increase to the Sanitation fee, totaling approximately \$30,000 additional dollars. City Manager Griffin said depending on the structure the cost is about \$4,000 to \$6,000 per structure to demolish. He said Code Compliance Director Corey Williams recently forwarded prebidding costs which totaled \$54,000 for twelve demolitions.

With no further discussion, Mayor O'Geary opened the Public Hearing by asking if anyone was present who wished to speak in favor of the FY 13 Budget.

Mr. Cliff Rogers, 4783 Raleigh Road, Kittrell. Mr. Rogers represented the Property Owners Group. He said the group favored the \$0.50 increase in the Sanitation Fee to help demolish structures. Mr. Rogers said they would favor demolition of as many structures as possible, even if that meant skipping structures that had been on the demolition list longer, in favor of newer, less costly structures.

No one else came forward, so Mayor O'Geary then asked if anyone was present who wished to speak in opposition to the FY 13 Budget.

Mr. Jason Stewardson, 128 S. Chestnut Street. Mr. Stewardson represented the Henderson-Vance Downtown Development Commission (DDC) and came before Council with two (2) requests. First he requested funding for the full-time position necessary for the City to retain the State Main Street Program. He said without this position, there would be no downtown special events and no one to help fill downtown storefronts. Second, he requested Council to consider the DDC's \$50,000 request for the REEF project. Mr. Stewardson said if the Main Street program is lost, there is a good possibility the REEF funds would be lost. He said the \$50,000 would be used to help get this project off the ground.

Council Member Kearney asked how the \$50,000 would be used and when. Mr. Stewardson said it would probably be used for infrastructure and/or project managers.

Council Member Rainey asked how much more funding is needed before development begins. Mr. Stewardson responded they have \$1M in place to rehabilitate the building and they are currently finishing the outside.

Council Member Peace-Jenkins said she understood the Collegiate School is prepared to move into the building but without funding they would be forced to go elsewhere. Mr. Stewardson said he could not comment to that directly.

Council Member Rainey said an earlier discussion had considered the possibility of the DDC director being a contracted position with the City providing funds. Mr. Stewardson felt the DDC director should be a City employee and went on to say there may be administrative grants available to ease the salary burden.

Mr. Eric Sanchez, 406 Eagle Court. Mr. Sanchez is co-founder of Henderson Collegiate Charter School. He stated it currently has 200 students, mainly from the Flint Hill area, and they are hopeful to have 300 students in the near future. The school is in its last year of a contract with the County and he stressed the urgent need for the school to relocate in proximity to the neighborhood in which it is currently located and encouraged Council to support this project.

Council Member Peace-Jenkins represents the Flint Hill area and stated the progress students have made at Henderson Collegiate is “awesome.” She said citizens in her Ward often felt slighted and that this would help “turn the light on” in that section of the City.

Council Member Daeke asked when the school’s lease expires and if the work on the building would be finished in time.

Mr. Stewardson said they are working closely with the school and should be able to meet the necessary timeline.

Council Member Kearney said he understood tenants had an option to own space and saw the school as the anchor for the project.

Mr. Dennis Tharrington, 430 S. Woodland Road. Mr. Tharrington said he understood Council’s dilemma and the pressure of making tough decisions. He stated the City lost a lot in a short timeframe with the closing of the mills – thus job loss along with sales tax loss. He encouraged Council to recruit business with better paying positions and said they have to consider investing in the community. Mr. Tharrington felt spending a little now would bring bigger paybacks in the future.

No other citizen came forward so Mayor O’Geary then closed the Public Hearing. He thanked everyone for their input and asked for Council’s pleasure.

Council Member Kearney moved *Ordinance 12-12, FY 13 Budget* be delayed for further discussion. Motion seconded by Council Member Daye and APPROVED by the following vote: YES: Kearney, Coffey, Rainey, Peace-Jenkins, Daeke, and Daye. NO: None. ABSTAIN: None. ABSENT: Davis and Inscoe.

It was the consensus of Council to recess this meeting until Thursday, 14 June, 2012 at 6:00 p.m. The FY13 Budget adoption process will be continued at the reconvened Thursday night meeting for Budget Work Session #4.

Providing for the Zoning of Wind Turbines and Providing for the Zoning of Solar Farms.
(Reference: CAF 12-A-09; Ordinance 12-A-06 and Ordinance 12-B-06)

City Manager Griffin asked Planning Director Erris Dunston to update Council on these issues. Ms. Dunston stated these two issues were first brought before Council on 26 March 2012 as one Ordinance, on recommendation of the Planning Board. At that time Council felt they should be

two separate issues with new zoning guidelines developed for each issue. The Wind Turbines and the Solar Panels are now separate sections in the zoning code. The Wind Turbine code regulates setbacks, noise control, screening, fencing and lighting. Ms. Dunston said due to the geographic area, Wind Turbines would probably not be as popular as Solar Farms. Solar Farms typically are on large tracts of property and feed energy into larger grid systems. She said the codes were developed after researching restrictions from other towns and counties and further discussion by the Planning Board.

Council Member Kearney asked what would/could be done with extra power. Council Member Peace-Jenkins complimented the Board on their forethought. City Manager Griffin said there are Federal policies requiring power companies to purchase extra power.

Council Member Rainey said he understood solar panels to be used to offset operational costs where Solar Farms were usually established as businesses selling energy. Mr. Rainey asked if these are taxable. City Attorney Zollicoffer said they would need a business license and City Manager Griffin asked if a State Franchise tax would be required. There was no response.

Mr. Stuart Litvin, Economic Development Director asked to address Council and said Semprius recently received approval by the Henderson Vance Industrial Park Board to install solar panels, with restrictions. He went on to say solar farms are usually made up of 3' pods that rotate to face the sun.

Mayor O'Geary then opened the Public Hearing by asking if anyone was present who wished to speak in favor of the Wind Turbines or Solar Farms. No one came forward so Mayor O'Geary then asked if anyone was present who wished to speak in opposition to the either the Wind Turbines or Solar Farms. No one came forward so Mayor O'Geary closed the Public Hearing.

Mayor O'Geary then asked for the pleasure of Council.

Council Member Coffey moved the approval of Ordinance 12-A-06, *Providing for the Zoning of Wind Turbines* and Ordinance 12-B-06, *Providing for the Zoning of Solar Farms*. Motion seconded by Council Member Peace-Jenkins and APPROVED by the following vote: YES: Coffey, Rainey, Peace-Jenkins, Daeke, Daye and Kearney. NO: None. ABSTAIN: None. ABSENT: Davis and Inscoe. (*See Ordinance Book 8, p.363-A and 363-B*)

PUBLIC COMMENT PERIOD ON AGENDA ITEMS

The City Clerk advised the Mayor and Council Members that no citizen wished to speak to Council on agenda matters.

NEW BUSINESS

FY11-12 Budget Amendment #51, Creating Fund 73: Economic Development Capital Reserve Fund and Resolution 12-46, An Authorizing Resolution by the Henderson City Council in Support of a NC Building Restoration and Reuse Grant Program for Economic Development Prospect 10-C. *(Reference: CAF 12-46; Ordinance 12-26)*

City Manager Griffin said this is a housekeeping item regarding a grant for the now defunct start-up business, PRI. This grant was obtained in conjunction with the County and the County has reimbursed the City for its initial investment of \$13,392.86. The City Manager recommended these funds be used to pay for three other commitments as follows: \$5,000 for Optimum Lighting's expansion and relocation to the old Purolator building on US 1 Bypass (Resolution 12-46) and \$1,000 each for the Thermo King (Resolution 12-08) and Application Store (Resolution 12-16) projects. Optimum Lighting has met its obligation for job creation so that \$5,000 mentioned above will go used to pay the Rural Center Local Match portion of the grant. It is suggested the remaining \$6,600 go into an unspecified reserve fund.

Council Member Daeke asked if the unspecified dollars could be used for the REEF Project. City Manager Griffin said the dollars could be used as Council directed.

With no further discussion, Mayor O'Geary asked for the pleasure of Council.

Council Member Rainey moved the approval of Ordinance 12-26, *FY11-12 Budget Amendment #51, Creating Fund 73: Economic Development Capital Reserve Fund and Resolution 12-46, An Authorizing Resolution by the Henderson City Council in Support of a NC Building Restoration and Reuse Grant Program for Economic Development Prospect 10-C.* Motion seconded by Council Member Daye and APPROVED by the following vote: YES: Rainey, Peace-Jenkins, Daeke, Daye, Kearney and Coffey. NO: None. ABSTAIN: None. ABSENT: Davis and Incoe. *(See Ordinance Book 8, p.401; Resolution Book 2, p. 341)*

FY 12 Budget Amendment #48 to Provide Funds to Restock Parts for the Kerr Lake Regional Water Facility. *(Reference: CAF: 12-69; Ordinance 12-38)*

City Manager Griffin reminded Council of the two recent major Regional Water line breaks and said if approved, this Ordinance would allow for replacing the parts used to repair the lines.

There was no discussion and Mayor O'Geary asked for the pleasure of Council.

Council Member Peace-Jenkins moved the approval of Ordinance 12-38, *FY 12 Budget Amendment #48 to Provide Funds to Restock Parts for the Kerr Lake Regional Water Facility.* Motion seconded by Council Member Kearney and APPROVED by the following vote: YES: Peace-Jenkins, Daeke, Daye, Kearney, Coffey and Rainey. NO: None. ABSTAIN: None. ABSENT: Davis and Incoe. *(See Ordinance Book 8, p. 427)*

Approval of Official Results for Municipal Election Held 8 May 2012 and Action to Receive by Council and File with the City Clerk. (Reference: CAF 12-64; Resolution 12-43)

City Manager Griffin explained this is a housekeeping item which occurs following elections. The abstract of votes for the City of Henderson's Municipal Election has been received by the City Clerk and if acceptable, Council needs to approve accepting these election results. Approval this year allows for the seating of the new Council Member during the 9 July 2012 Regular Council Meeting.

There was no discussion. Mayor O'Geary asked for Council's pleasure.

Council Member Daeke moved the approval of Resolution 12-43, *Approval of Official Results for Municipal Election Held 8 May 2012 and Action to Receive by Council and File with the City Clerk*. Motion seconded by Council Member Coffey and APPROVED by the following vote: YES: Daeke, Daye, Kearney, Coffey, Rainey and Peace-Jenkins. NO: None. ABSTAIN: None. ABSENT: Davis and Inscoc. (See Resolution Book 2, p. 335)

Authorizing Submission of the FY12 BJA Bulletproof Vest Grant Application for the Police Department. (Reference: CAF 12-67; Resolution 12-14)

City Manager Griffin asked Police Chief Sidwell to present this item. Chief Sidwell said this is a grant that the department applies for yearly. If awarded, the \$4,198.50 being requested will provide 50% of the cost for purchasing body armor and body armor carriers for four (4) officers.

There was no discussion so Mayor O'Geary asked for the pleasure of Council.

Council Member Rainey moved the approval of Resolution 12-14, *Authorizing Submission of the FY12 BJA Bulletproof Vest Grant Application for the Police Department*. Motion seconded by Council Member Coffey and APPROVED by the following vote: YES: Daye, Kearney, Coffey, Rainey, Peace-Jenkins and Daeke. NO: None. ABSTAIN: None. ABSENT: Davis and Inscoc. (See Resolution Book 2, p. 277)

A Resolution Ratifying and Approving an Application to the US Department of Justice for a BJA-2012 Grant for Henderson Community Revitalization Initiative (CRI) Enhancement Grant. (Reference: CAF 12-67; Resolution 12-36)

Chief Sidwell stated he was proud to partner with Property Manager's Group and others in the community to apply for this grant. This is a three (3) year grant encompassing technological needs through proactive Community Policing, Geographic Policing as well as overtime allocation for data gathering, pro-active patrols and the removal of blighted properties. The grant submission is based on successful strategies utilized by the Massachusetts State Police and the "C3" Community revitalization program implemented by the Springfield, MA Police Department. The City Manager authorized the Police Chief to submit the application prior to Council's review and this ratification does not bind Council to accept the grant. The grant does not require a local match and notification of acceptance should be received sometime this Fall.

Council Members Daeke and Kearney commended the Chief and Council Member Kearney asked how the grant would correlate between Code Enforcement and the Police. Chief Sidwell responded the application stressed city-wide needs so specific, designated areas could be pinpointed.

There was no further discussion. Mayor O'Geary asked for Council's pleasure.

Council Member Daeke moved the approval of Resolution 12-36, *Ratifying and Approving an Application to the US Department of Justice for a BJA-2012 Grant for Henderson Community Revitalization Initiative (CRI) Enhancement Grant*. Motion seconded by Council Member Daye and APPROVED by the following vote: YES: Daye, Kearney, Coffey, Rainey, Peace-Jenkins, and Daeke. NO: None. ABSTAIN: None. ABSENT: Davis and Inscoe. (See Resolution Book 2, p. 321)

CONSENT AGENDA

The City Clerk read the Consent Agenda, summarized as follows:

- a) **FY 12 Budget Amendment #47 to Close Out the 2010 Weed & Seed Grant 2010-WS-QX-0108.** Close-out documents have been submitted and accepted/approved by the Grants Program Manager with the US Department of Justice and the Weed & Seed Grant is officially closed with this Ordinance. (Reference: CAF 12-16; Ordinance 12-13) (See Ordinance Book 8, p 377)
- b) **Authorizing FY 12 Budget Amendment #49, to Budget a Reimbursement from Vance County for the City's Participation in a Disaster Preparedness Training Exercise Sponsored by FEMA.** This budget amendment allocates funds to the three departments that participated in the Disaster Preparedness Exercise on Saturday, 4 February 2012. (Reference: CAF 12-70, Ordinance 12-39) (See Ordinance Book 8, p 429)
- c) **Authorizing the Closeout of the 2007 HOPE VI Grant Number NC19URD27536M07 and Ordinance 12-30, FY 12 Budget Amendment #40 to Close Out the Revenue and Expense Accounts for this Grant.** This budget Amendment effectively closes out the budget for this Grant. (Reference: CAF 12-11; Resolution 12-27, p303; Ordinance 12-30, p 411)
- d) **Tax Releases and Refunds from Vance County for the Months of July 2011 through January 2012.** (Clerk's Note: This item was removed from the Consent Agenda – see below.)

- e) **Issuing Sewer Credit for Outside Watering of Lawns, Plants and Vegetation from June 1, 2012 through October 31, 2012.** This credit has been offered for the past several years in an effort to reduce costs to customers for such watering. (*Reference: CAF 12-65; Resolution 12-45*) (*See Resolution Book 2, p 339*)
- f) **FY 12 Budget Amendment #50, Amending the 2010 BJA JAG Grant Funding Providing the Necessary Funds to Cover the Expense of Four Mobile Data Terminal Computers and Docking Stations.** Due to the purchase of a surveillance camera system in 2011 which cost slightly more than anticipated, there is a shortage of \$863.76 for purchasing four (4) Mobile Data Terminal (MDT) computers for patrol vehicles. (*Reference: CAF 12-71; Ordinance 12-40*) (*See Ordinance Book 8, p 431*)

Mayor O'Geary asked if anyone wished to remove an item from the Consent Agenda. Mayor O'Geary asked for a motion to approve the consent Agenda as presented.

Council Member Kearney moved the approval of Consent Agenda items a, b, c, e, and f. Motion seconded by Council Member Coffey and APPROVED by the following vote: YES: Coffey, Rainey, Peace-Jenkins, Daeke, and Daye. NO: None. ABSTAIN: None. ABSENT: Davis and Inscoc.

Tax Releases and Refunds from Vance County for the Months of July 2011 through January 2012.

Council Member Daeke questioned the multiple listing for the same business/individual. City Manager Griffin requested Finance Director Kathy Brafford to research this with the County and to report back at the 25 June 2012 meeting. (*Reference: CAF 12-68*)

PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS

City Clerk McCrackin advised one citizen wished to address City Council.

Ms. Sharon Jones, 1129 Hall Street. Ms. Jones's main concern was poor street drainage. She said Hall and Denver streets seem to be forgotten because they have vacant lots that need to be cleared, rubbish, etc. She stated she has spoken to both Code Compliance and Engineering with the promise in January that these concerns would be given top priority yet nothing has happened. She asked for direction on where/what to do next.

Mayor O'Geary asked City Manager Griffin to follow up with Ms. Jones. Mr. Griffin said he would look into this matter and be back in touch with Ms. Jones.

REPORTS

- a) Mayor/Mayor Pro-Tem – Chairman Pro-Tem Rainey shared he participated in the Crime Stoppers golf tournament recently. He said the tournament was well received with good support and that it was well done.
- b) City Manager - City Manager Griffin reiterated the recessed nature of this meeting until 14 June 2012 and also reiterated the City Attorney said this recessed meeting did not require public notice.
- c) City Attorney (No Report)
- d) City Clerk (No Report)

ADJOURNMENT

Council Member Coffey moved for adjournment. Motion seconded by Council Member Peace-Jenkins and unanimously approved. The meeting adjourned at 7:16 p.m.

James D. O'Geary
Mayor

ATTEST:

Esther J. McCrackin
City Clerk