



## AGENDA

Henderson City Council Work Session  
Monday, 23 July 2012 Immediately Following Regular Session  
R. G. (Chick) Young, Jr. Council Chambers, Municipal Building  
134 Rose Avenue  
Henderson, North Carolina

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### Mayor and City Council Members

Mayor James D. O'Geary, Presiding

Councilmember James C. Kearney, Sr.  
Councilmember Sara M. Coffey  
Councilmember Michael C. Inscoe  
Councilmember D. Michael Rainey

Councilmember Brenda G. Peace—Jenkins  
Councilmember Garry D. Daeke  
Councilmember Vernon L. Brown  
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. ADJUSTMENTS TO AND/OR APPROVAL OF THE AGENDA

#### IV. REGULAR WORK SESSION

- a)* Consideration of Approval of Resolution 12-58, Approving Acknowledgement and Consent to the Change out of Various Wireless Communication Equipment Related to an Existing Lease Agreement with SprintCom, Inc. (CAF 12-87) [See Notebook Tab 8]
- Resolution 12-58
- b)* Consideration of Approval of Resolution 12-57, Authorizing the Donation of 7 Obsolete Portable Radios and 6 Obsolete Mobile Radios to the Vance-Granville Basic Law Enforcement Training Program. (CAF 12-86) [See Notebook Tab 9]
- Resolution 12-57

- c) Consideration of Approval of Resolution 12-55, Private Fire Hydrant Testing Policy. (CAF 12-82) [See Notebook Tab 10]
  - Resolution 12-55
  
- d) Consideration of Approval of Resolution 12-60, Accepting the Presentation and Review of the KLRWS Master Plan Update and the Sandy Creek Pump Station Hydraulic Analysis. (CAF 12-89) [See Notebook Tab 11 and separate enclosure]
  - Resolution 12-60
  
- e) Consideration of Approval of Resolution 12-44, Supporting the Vance County Comprehensive Transportation Maps with the Exception of Dabney Drive: 2) Endorsing the Concept of Two Way Pair Traffic Design for Dabney Drive and Corbitt Drive; 3) Not Supporting the Details for Dabney Drive Relative to the Lack of Traffic Calming Devices, Lack of North/South Crossing, and Requesting Better Pedestrian Access Along/Across Dabney Drive Providing Adequate Connectivity for Citizens, Businesses and Schools. (CAF 12-73) [See Notebook Tab 12 ]
  - Resolution 12-44
  
- f) Consideration of CM 12-09, Status of Sewer Projects. [See Notebook Tab 13]
  
- g) Consideration of CM 12-10, CDBG Funding Availability. [See Notebook Tab 14]
  
- h) Discussion of Moped Issues. [See Notebook Tab 15]

## V. ADJOURNMENT

**City Council Minutes**  
**Work Session**  
**23 July 2012**

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**PRESENT**

Mayor James D. O'Geary, Presiding; and Council Members James C. Kearney, Sr., Sara M. Coffey, Michael C. Inscoc, D. Michael Rainey, Brenda Peace-Jenkins, Vernon L. Brown, and George M. Daye.

**ABSENT**

Council Member Garry Daeke.

**STAFF PRESENT**

City Manager Ray Griffin, City Clerk Esther McCrackin, Assistant City Manager Frank Frazier, Police Chief Keith Sidwell, Fire Chief Danny Wilkerson, Battalion Chief Andy Culberth, Planning Director Erris Dunston, and Kerr Lake Regional Water Director Christy Lipscomb.

**CALL TO ORDER**

The 23 July 2012 Work Session of the Henderson City Council was called to order by Mayor James D. O'Geary at 6:55 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.

**ADJUSTMENTS TO/APPROVAL OF AGENDA**

Mayor O'Geary asked if there were any adjustments to the Agenda. No requests were made to adjust the Agenda. Mayor O'Geary asked for the pleasure of Council and it was the consensus of Council to accept the Agenda as presented.

## WORK SESSION ITEMS

### **Acknowledgement and Consent to the Change out of Various Wireless Communication Equipment Related to an Existing Lease Agreement with SprintCom, Inc.** *(Reference: CAF 12-87; Resolution 12-58)*

City Manager Griffin said this request for improvements is a housekeeping item. He said the City receives \$25,000 from SprintCom, Inc. for allowing use of the water tower which is used judicially.

Council Member Rainey inquired about the fee paid to the City. Council Member Coffey felt the City should receive more than \$25,000. Council Member Inscoe asked about liability. City Manager Griffin said the price was agreed upon with the lease which was signed in the late 1990's and said the fee goes up incrementally. He also said the City Attorney reviews all leases but he would confirm the liability issue and look into the terms of the lease.

It was the consensus of Council to bring this matter forward to the next regular meeting.

### **Authorizing the donation of 7 Obsolete Portable Radios and 6 Obsolete Mobile Radios to the Vance-Granville Basic Law Enforcement Training Program.** *(Reference: CAF 12-86; Resolution 12-57)*

City Manager Griffin asked Police Chief Sidwell to brief Council. Chief Sidwell said these radios are no longer used since converting to the VIPER system and would like to donate the radios to the Vance-Granville Basic Law Enforcement Training Program. Donating these obsolete radios allows students to actually learn to talk and use radios as part of the education process.

Council Member Rainey said this is a great idea and asked if the radios are obsolete, how it helps the students. Chief Sidwell said by donating these obsolete radios, students can actually learn how to use the radios by learning to receive, transmit, etc. Council Member Kearney asked if there would be interference with actual radios. Chief Sidwell said no. Council Member Inscoe asked if all police vehicles are not equipped with the new radios. Chief Sidwell said yes.

It was the consensus of Council to bring this matter forward to the next regular meeting.

### **Private Fire Hydrant Testing Policy.** *(Reference: CAF 12-82; Resolution 12-55)*

City Manager Griffin asked Fire Chief Danny Wilkerson to brief Council. Chief Wilkerson first introduced Battalion Chief Andy Culberth. He then explained that there are approximately 30 sites with private hydrants. Although it is not the City's responsibility to maintain these hydrants, it is important that they be in working order and by State law private hydrants should

be tested once a year. Rather than fine a business for a non-working hydrant, Chief Wilkerson would like to work with businesses and has established this policy that has been reviewed and approved by the City Attorney. Said policy places the burden of testing on the private owner but allows the City to do the annual testing if the owner is agreeable.

Council Member Kearney asked about the expense to the City. Chief Wilkerson said the expense would be minimal as it would be done while a fireman was in the area. Council Member Inscoe asked if this would be for fire hydrants only. Chief Wilkerson responded yes. Council Member Rainey asked if there is any recourse if the City is called to a fire and the private hydrant is not working. Chief Wilkerson said if a hydrant is not operable, there is a \$50.00 fine. Council Member Coffey confirmed private hydrants are required to be tested yearly.

It was the consensus of Council to bring this matter forward to the next regular meeting.

Council Member Coffey then asked Chief Wilkerson to check the empty field on Pettigrew Street where she thought there were hydrants. Chief Wilkerson said he would look into this.

**Presentation and Review of the KLRWS Master Plan Update and the Sandy Creek Pump Station Hydraulic Analysis.** (*Reference: CAF 12-89; Resolution 12-60*)

City Manager Griffin asked Assistant City Manager Frank Frazier to brief Council. Mr. Frazier said he would cover the Sandy Creek portion and then Kerr Lake Regional Water Director Christy Lipscomb would cover the KLRWS Master Plan.

Mr. Frazier said the grant approved earlier ties in with this analysis which looks at future needs and deficiencies. This analysis, along with the ongoing upgrades should help the Infiltration/Inflow.

Ms. Lipscomb said the last plan update occurred in 1999 and this Master Plan looks at future needs along with any potential regulation changes. She mentioned possible changes in carbon feed/filters in the near future, along with operational changes and improvements needed at the Kerr Lake Regional Water plant.

Council Member Coffey commended the forethought and Council Member Brown concurred.

It was the consensus of Council to bring this forward to the next regular meeting.

**1) Supporting the Vance County Comprehensive Transportation Maps with the Exception of Dabney Drive; 2) Endorsing the Concept of Two-Way Pair Traffic Design for Dabney Drive and Corbitt Drive; 3) Not Supporting the Details for Dabney Drive Relative to the Lack of Traffic Calming Devices, Lack of North/South Crossing, and Requesting Better Pedestrian Access Along/Across Dabney Drive Providing Adequate Connectivity for Citizens, Businesses and Schools. (Reference: CAF 12-73; Resolution 12-44)**

City Manager Griffin said this is an update of the plan and asked Planning Director Erris Dunston along with Council of Governments (COG) representative Mike Ciriello, to brief Council.

Ms. Dunston said this is an update of the ongoing plan and now the plan is at the point of adopting the plan maps. She said there are concerns regarding the Dabney Drive portion and it is felt further study needs to be done.

Mr. Ciriello said he felt more public input was needed. He voiced special concern for Dabney Drive where there are no traffic signals planned saying although the NCDOT was looking at a 35 mile per hour zone, the straightness of Dabney Drive and the lack of signals would make it a speedway. He emphasized Dabney Drive as a gateway and felt the plan needed to make the best first impression possible. Mr. Ciriello said the NCDOT had put more work into this project than he had seen in a while and although the concept is good it still needed work.

Council Member Rainey asked about emergency vehicle access with the one way. This was a concern previously discussed and still needed to be addressed. Mr. Ciriello said when approving this resolution the wording needs to be clear so nothing will be misconstrued as the project moves forward.

Council Member Kearney asked for ideas for traffic calming such as roundabouts. Mr. Ciriello said those are certainly a consideration, along with on-street parking and sidewalks.

Council Member Rainey expressed concern about using property off Dorsey for part of the plan saying the property should have a better use.

Council Member Inscoe said a lot of work is still to be done and asked if there was any indication when funds would be available for this project. Mr. Ciriello personally did not feel the funds would be available any time soon and when the funds are available the project he felt the project would probably be completed in segments. Again, personally, he thought the section between Hwy 158 to the Henderson Plaza might be the first to be completed. Mr. Ciriello emphasized more than once the plan is a good plan and the two way pair can work well for the City--- it just needs extra time and effort to fine tune the plan overall.

It was the consensus of Council to move this forward to the next regular meeting.

**Status of Sewer Projects.** *(Reference: CM 12-09)*

City Manager Griffin asked Assistant City Manager Frank Frazier to brief Council on various sewer projects. Mr. Frazier said the design work for the Henderson Water Reclamation Facility (HWRF) is at the State for review and he anticipates the bidding process to begin in September. He said if anyone wished to review the plans and specs, he has them in his office.

Council Member Inscoe asked for a representative from McGill Engineering to come to a future meeting to explain the components of the bidding document(s), any additions or deletions, etc. to their original plan. Mr. Frazier said he would gladly arrange this.

Council Member Kearney asked if like projects with other municipalities have been tracked for costs. Mr. Frazier said not really but he did share that prices are escalating.

Mr. Frazier went on to say the contracts are signed for the Sandy Creek project; that informal bids are expected within the next 7-10 days for the Hillside Storm/Sewer project; and the Birch Circle project is basically complete.

Council Member Coffey asked how long the bid process is for large projects like the HWRF project. Mr. Frazier said by law 30 days.

Council thanked Mr. Frazier for the update.

**CDBG Funding Availability.** *(Reference: CM 12-10)*

City Manager Griffin asked Planning Director Erris Dunston to address Council on this item. Ms. Dunston said CDBG has been a good supporter of the City of Henderson and although the City has recently completed some projects, there have been no new CDBG projects. After attending the 2012 kickoff, Ms. Dunston said there are several grants that would benefit the City such as the Capacity Building Grant which would help build a knowledge base for writing/administering grants. She also mentioned available help for infrastructure. Ms. Dunston said the deadline for applying for these grants is the end of August so with Council's approval she would like to begin the process.

It was Council's consensus to move this item to the next regular meeting.

**Mopeds.**

City Manager Griffin said this is an on-going issue that was discussed by both Council and the Public Safety committee last year. He advised Council Member Coffey requested this matter be discussed this evening and then asked Ms. Coffey to express her concerns.

Council Member Coffey said she did not know if the City could do anything without the State's approval but she felt more stringent laws needed to be in place regarding mopeds. She reminded Council that there have been several accidents on Dabney Drive; one resulting in death. She

mentioned the House Bill that was drafted but not approved by the State and feels something needs to be done. She said individuals taken off the streets for DWI are free to go out the next day and drive a moped without fear because no license, insurance or training is required. When there is an accident, insured drivers pay the price as most mopeds are not insured. She asked what can Council do to tweak the City law and/or to get the State to approve a more strict law.

Council member Rainey agreed something should be done and Mayor O'Geary asked City Manager Griffin to look into what the City can do about the issue.

City Manager Griffin said more than likely the City would need the State's approval and suggested a resolution be drafted by Council requesting the General Assembly to reconsider the issue. He also suggested contacting the League of Municipalities to see if they would be willing to add this issue on their agenda. Mr. Griffin said he would consult with the City Attorney about what the County/City could do and bring back information to Council.

Mr. Griffin then asked Council to think about another issue previously discussed and to consider discussion at the next work session. He asked in light of the FY14 budget, that Council consider a possible meals tax.

There was no discussion.

Mayor O'Geary asked if there were any other items of business. There being none, he asked if Council was ready to adjourn.

#### **ADJOURNMENT**

Council Member Inscoe moved for adjournment. Motion seconded by Council Member Rainey and unanimously approved. The meeting adjourned at 7:57 p.m.

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James D. O'Geary  
Mayor

*ATTEST:*

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Esther J. McCrackin, City Clerk