



## AGENDA

**Henderson City Council Short Regular Meeting**

**Monday, 27 January 2013, 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, Sr.

Councilmember Sara M. Coffey

Councilmember Michael C. Inscoe

Councilmember D. Michael Rainey

Councilmember Brenda G. Peace—Jenkins

Councilmember Garry D. Daeke

Councilmember Fearldine A. Simmons

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 Behavior<sup>1</sup> and Transparency in Governance<sup>2</sup>. 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.

---

<sup>1</sup> **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.

<sup>2</sup> **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) 13 January 2014 Regular Meeting [*See Notebook Tab 1*]

**VII. PUBLIC HEARING**

- a) Consideration of Approval of Ordinance 14-11, Amending the Zoning Map for a 0.43 acre Tract Located off Wilbur Street from I2 (Industrial Non-Park Zoning District) to B4 (Neighborhood Commercial Zoning District) Vance County Tax Map 0083, Block 02, and Lot 002. (*CAF 14-18*) [*See Notebook Tab 2*]

- Public Hearing
- Ordinance 14-11

**VIII. PUBLIC COMMENT 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.<sup>3</sup>

**IX. NEW BUSINESS**

- a) Consideration of Approval of Resolution 14-12, Approving an Application to the North Carolina Governor's Highway Safety Program in the Amount of \$12,000 for NC Governor's Highway Safety Program Grant to Fund Police Vehicle Equipment. (*CAF 14-20*) [*See Notebook Tab 3*]

- Resolution 14-12

- b) Consideration of Approval of Resolution 14-13, Authorizing a Grant Application to the NC Governor's Crime Commission Program for the Purchase of Mobile Data Terminal Computers and VIPER Interoperability Radio System Radios. (*CAF 14-21*) [*See Notebook Tab 4*]

- Resolution 14-13

- c) Consideration of Approval of Resolution 14-14, Providing for the Disposition of Jointly Held Property by the City and County Otherwise Identified as 777 Parkway Drive Tax Parcel # 0104 02015. (*CAF 14-22*) [*See Notebook Tab 5*]

- Resolution 14-14

- d) Consideration of Approval of Resolution 14-15, Authorizing the Execution of Quitclaim Deeds for Several Properties Outside City Limits Recorded in Error as Jointly Owned City/County Properties. (CAF 14-23) [See Notebook Tab 6]
- Resolution 14-15
- e) Consideration of Approval of Resolution 14-10-A, Approving an Amended Temporary Construction Easement Allowing Use of City Owned Parking Spaces by Variety Wholesalers, Inc. (CAF 14-19-A) [See Notebook Tab 7]
- Resolution 14-10-A
- f) Consideration of Approval of Resolution 14-06, Approving a Bid Award to Turner Murphy Co., Inc., of Rock Hill, South Carolina, in the Amount of \$1,397,594 for Improvements to the Sandy Creek Pump Station. (CAF 14-12) [See Notebook Tab 8]
- Resolution 14-06
- g) Consideration of Denial of Ordinance 13-60, Amending the Zoning Ordinance Section 408 Exempt Signs. (CAF 14-08) [See Notebook Tab 9]
- Ordinance 13-60
- h) Consideration of Approval of: 1) Resolution 14-07, Authorizing the Execution of Change Order #2 for the Henderson Water Reclamation Facility Project to Devere Construction Company, Inc., in the Amount of \$25,206, and 2) Ordinance 14-08, FY14 Budget Amendment #24, Amending the CIP Sewer Fund for Change Order #2 to the Water Reclamation Facility Renovation Project. (CAF 14-13) [See Notebook Tab 10]
- Resolution 14-07
  - Ordinance 14-08
- i) Consideration of Approval of Tax Releases and Refunds from Vance County for the Months of November and December 2013. (CAF 14-07) [See Notebook Tab 11]

## **X. PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS**

Citizens may only 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.<sup>3</sup>

---

### <sup>3</sup> 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;

## **XII. REPORTS**

- a)** Mayor/Mayor Pro-Tem
- b)** City Manager
- c)** City Attorney
- d)** City Clerk
  - i. Calendar Update [*See Notebook Tab 12*]
  - ii. Monthly Police Report

## **XIII. ADJOURNMENT**

- 
- 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.

# **City Council Minutes**

## **Short Regular Meeting**

### **27 January 2014**

---

#### **PRESENT**

D. Michael Rainey, Mayor Pro-Tem, Presiding; and Council Members James C. Kearney, Sr., Sara M. Coffey, Michael C. Inscoc, Brenda Peace-Jenkins, Garry D. Daeke, Fearldine A. Simmons, and George M. Daye.

#### **ABSENT**

Mayor James D. O'Geary

#### **STAFF PRESENT**

City Manager Ray Griffin, City Attorney John Zollicoffer, City Clerk Esther J. McCrackin, Finance Director Kathy Brafford, Police Chief Marcus Barrow, Planning & Community Development Director Erris Dunston, Recreation and Parks Director Alan Gill, Engineering Director Peter Sokalski and Henderson Water Reclamation Facility Director Tom Spain.

#### **CALL TO ORDER**

The 27 January 2014 Short Regular Meeting of the Henderson City Council was called to order by Mayor Pro-Tem D. Michael Rainey at 6:01 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 Pro-Tem Rainey a quorum was present.

#### **INVOCATION AND PLEDGE OF ALLEGIANCE**

Council Member Brenda Peace-Jenkins led those in attendance in a prayer and the Pledge of Allegiance.

#### **OPENING COMMENTS**

Mayor Pro-Tem Rainey welcomed all in attendance. He then gave an update on the Mayor's health. Mayor Pro-Tem Rainey said the Mayor wishes he could be here tonight and has asked that everyone keep him in their prayers.

*(Clerk's Note: The Mayor Pro-Tem shall preside in the absence of the Mayor under City Code Section 13, 15 and 20. and State Statute 160A-70; While acting as Mayor, the Mayor Pro-Tem votes only in the case of a tie.)*

## **ADJUSTMENTS TO/APPROVAL OF AGENDA**

Mayor Pro-Tem Rainey asked if there were any adjustments to the Agenda. City Clerk McCrackin advised there would be a Closed Session Pursuant to G.S.§143-318.11 (a)(3) regarding an Attorney/Client Privilege matter. Council Member Peace-Jenkins moved to accept the Agenda as adjusted. Motion seconded by Council Member Daye and unanimously approved.

## **APPROVAL OF MINUTES**

Mayor Pro-Tem Rainey asked for any corrections to and/or approval of the minutes. Council Member Coffey moved the approval of the 13 January 2014 Regular Meeting minutes as presented. Motion seconded by Council Member Daeke and unanimously approved.

## **PUBLIC HEARING**

**Amending the Zoning Map for a 0.43 Acre Tract Located Off Wilbur Street from I2 (Industrial Non-Park Zoning District) to B4 (Neighborhood Commercial Zoning District) Vance County Tax Map 0083, Block 02, and Lot 002.** (*Reference: CAF 14-18; Ordinance 14-11*)

City Manager Griffin asked Planning and Community Development Director Erris Dunston to come forward. Ms. Dunston said this rezoning request comes from Eastern Pride, Inc. Rezoning to B4 provides commercial opportunities that will benefit the neighborhood and provides room for future development. Ms. Dunston said the Planning Board unanimously approved this recommendation at its 6 January 2014 meeting.

City Attorney Zollicoffer, Jr., added this rezoning moves the area from a more to less restricted area.

Council Member Kearney asked if specific permits will still be needed. Attorney Zollicoffer, Jr. said yes.

There was no further discussion. Mayor Pro-Tem Rainey then opened the Public Hearing by asking if anyone was present who wished to speak in favor of this amendment. No one came forward so Mayor Pro-Tem Rainey then asked if anyone was present who wished to speak in opposition to the amendment. No one came forward.

Mayor Pro-Tem Rainey then closed the Public Hearing and asked for Council's pleasure.

Motion was made by Council Member Daeke to approve Ordinance 14-11, *Amending the Zoning Map for a 0.43 Acre Tract Located Off Wilbur Street from I2 (Industrial Non-Park Zoning District) to B4 (Neighborhood Commercial Zoning District) Vance County Tax Map 0083, Block 02, and Lot 002.* Motion seconded by Council Member Peace-Jenkins and APPROVED by the following vote: YES: Kearney, Coffey, Inscoe, Peace-Jenkins, Daeke, Simmons and Daye. NO: None. ABSTAIN: None. ABSENT: None. (*See Ordinance Book 9, p 85*)

## **PUBLIC COMMENT PERIOD ON AGENDA ITEMS**

The City Clerk advised the Mayor Pro-Tem and Council Members that no citizen wished to address Council on agenda matters.

## **NEW BUSINESS**

### **Approving an Application to the North Carolina Governor's Highway Safety Program in the Amount of \$12,000 for NC Governor's Highway Safety Program Grant to Fund Police Vehicle Equipment.** *(Reference: CAF 14-20; Resolution 14-12)*

City Manager Griffin asked Police Chief Barrow to present this item and the following item as both pertain to the Police Department. Chief Barrow said this grant application to purchase four (4) In-Car Mobile Video Camera Systems will replace outdated camera systems currently in use. He explained this is a 50/50 matching grant that requires \$12,000 by the City. The City's portion will be funded through Federal Asset Forfeiture Funds. The total project expense is \$24,000.

Council Member Daeke asked what the life expectancy is for these systems. Chief Barrow said it can vary. He added the purchase of these four units will be installed in the newest police vehicles and the plan is to continue to make purchases until all the outdated systems are replaced. There was no further discussion and Mayor Pro-Tem Rainey asked for the pleasure of Council. Mr. Daeke then asked for the Asset Forfeiture balance. Chief Barrow responded approximately \$400,000.

Council Member Inscoe inquired about the allocation of Asset Forfeiture Funds. Chief Barrow responded funds are received periodically based on seizures.

With no further questions, Mayor Pro-Tem asked for the pleasure of Council.

Motion was made by Council Member Inscoe to approve Resolution 14-12, *Approving an Application to the North Carolina Governor's Highway Safety Program in the Amount of \$12,000 for NC Governor's Highway Safety Program Grant to Fund Police Vehicle Equipment.* Motion seconded by Council Member Coffey and APPROVED by the following vote: YES: Coffey, Inscoe, Peace-Jenkins, Daeke, Simmons, Daye and Kearney. NO: None. ABSTAIN: None. ABSENT: None. *(See Resolution Book 3, p 289)*

### **Authorizing a Grant Application to the NC Governor's Crime Commission Program for the Purchase of Mobile Data Terminal Computers and VIPER Interoperability Radio System Radios.** *(Reference: CAF 14-21; Resolution 14-13)*

Chief Barrow explained this application is for the replacement of eight (8) terminals and four (4) radios which are outdated. The Chief said if awarded, the grant will reimburse the City 75%, or \$7,969, of the total purchase cost of \$31,876.

There was no discussion and Mayor Pro-Tem Rainey asked for the pleasure of Council.

Motion was made by Council Member Coffey to approve Resolution 14-13, *Authorizing a Grant Application to the NC Governor's Crime Commission Program for the Purchase of Mobile Data*

*Terminal Computers and VIPER Interoperability Radio System Radios.* Motion seconded by Council Member Daye and APPROVED by the following vote: YES: Inscoe, Peace-Jenkins, Daeke, Simmons, Daye, Kearney and Coffey. NO: None. ABSTAIN: None. ABSENT: None. (See Resolution Book 3, p2913)

**Providing for the Disposition of Jointly Held Property by the City and County Otherwise Identified as 777 Parkway Drive Tax Parcel #0104 02015.** (Reference: CAF 14-11: Resolution 14-14)

City Manager Griffin explained the County has received a \$2,000 offer to purchase this parcel. He said that the current unpaid taxes are \$4,130 and the tax value of the parcel is \$42,148.

Council Member Coffey asked for a cross street for reference and Council Member Kearney asked if there were any structures on the property. City Attorney Zollicoffer, Jr., said yes, there is a structure and Mr. Griffin explained the location of Parkway Drive.

Mayor Pro-Tem Rainey asked if demolition of the structure can be required. City Attorney Zollicoffer, Jr. said a requirement could be added to require condemning of the structure.

There was no further discussion. Mayor Pro-Tem Rainey asked for the pleasure of Council.

Motion was made by Council Member Peace-Jenkins to approve Resolution 14-14, *Providing for the Disposition of Jointly Held Property by the City and County Otherwise Identified as 777 Parkway Drive Tax Parcel #0104 02015.* Motion seconded by Council Member Inscoe and APPROVED by the following vote: YES: Peace-Jenkins, Daeke, Simmons, Daye, Kearney, Coffey and Inscoe. NO: None. ABSTAIN: None. ABSENT: None. (See Resolution Book 3, p 293)

**Authorizing the Execution of Quitclaim Deeds for Several Properties Outside City Limits Recorded in Error as Jointly Owned City/County Properties.** (Reference: CAF 14-23; Resolution 14-15)

City Manager Griffin said this is a housekeeping matter as the County has indicated four (4) properties recorded by the Register of Deeds as owned by both the City and County. Since these properties are in the County only, quitclaim deeds have been drawn up, reviewed and approved by the City Attorney to remove the City from the deeds.

Council Member Coffey asked if any of the property owners have paid City taxes. Mr. Griffin said no as these properties are not in the City.

With no further discussion, Mayor Pro-Tem Rainey asked for Council's pleasure.

Motion was made by Council Member Kearney to approve Resolution 14-15, *Authorizing the Execution of Quitclaim Deeds for Several Properties Outside City Limits Recorded in Error as Jointly Owned City/County Properties*. Motion seconded by Council Member Daye and APPROVED by the following vote: YES: Peace-Jenkins, Daeke, Simmons, Daye, Kearney, Coffey and Inscoe. NO: None. ABSTAIN: None. ABSENT: None. (See Resolution Book 3, p 295)

**Approving an Amended Temporary Construction Easement Allowing Use of City Owned Parking Spaces by Variety Wholesalers, Inc.** (Reference: CAF 14-19-A: Resolution 14-10-A)

City Manager Griffin asked City Attorney John Zollicoffer, Jr. to summarize this amendment. Attorney Zollicoffer, Jr. said when this was brought to Council at the last meeting it was thought all the issues had been resolved. However, although they have no adverse effect on the City, Variety Wholesalers has raised issues which need further clarification. Variety Wholesalers has asked for the right of access to the Variety parking lot during the term of the Temporary Construction Easement for the purpose of heating oil deliveries. Also, during the Temporary Construction Easement, Variety will have exclusive rights to 86 parking spaces in the current Perry Library parking lot.

Council Member Kearney confirmed 86 spaces and Council Member Daeke confirmed the parking spaces being reserved are on the Winder Street side of the Library and that Library patrons will be parking on Breckenridge Street. Attorney Zollicoffer, Jr. verified both were correct in their statements. Mr. Daeke then asked how these parking spaces are to be designated. City Manager Griffin said Variety will post signs indicating that towing of unauthorized vehicles is allowed and Attorney Zollicoffer, Jr. said Variety Wholesalers certainly has the right to tow at its discretion.

No further questions were raised so Mayor Pro-Tem Rainey asked for the pleasure of Council.

Motion was made by Council Member Daeke to approve Resolution 14-10-A, *Approving an Amended Temporary Construction Easement Allowing Use of City Owned Parking Spaces by Variety Wholesalers, Inc.* Motion seconded by Council Member Inscoe and APPROVED by the following vote: YES: Daeke, Simmons, Daye, Kearney, Coffey, Inscoe and Peace-Jenkins. NO: None. ABSTAIN: None. ABSENT: None. (See Resolution Book 3, p 285-A)

**Approving a Bid Award to Turner Murphy Co., Inc. of Rock Hill, South Carolina, in the Amount of \$1,397,594 for Improvements to the Sandy Creek Pump Station.** (Reference CAF 14-12: Resolution 14-06)

City Manager Griffin commented that he was glad to see this project moving forward as the pump station definitely needs replacing. He then asked Assistant City Manager Frazier to review this bid award.

Mr. Frazier said both Henderson Water Reclamation Facility Director Tom Spain and McGill Associates representative Doug Chapman were present if Council had questions. He went on to say this is one of the major infrastructure projects that City has been looking at and he is anxious to see this project proceed with the overhauling of this pump station. He said all the bids were good ones but Turner Murphy was the lowest responsible bidder and added the City has worked

with this company in the past. Mr. Frazier said a CWSRF Loan in the amount of \$1,800,000, of which \$900,000 is in the form of principal forgiveness was accepted by the City on 29 May 2012. The bid award will remain within budget and maintain 10% in contingency funds. An additional \$35,000 is recommended to change the 12" piping to 16" pipe.

City Manager Griffin said last week during the very cold night staff from both Mr. Spain's HWRF and Andy Perkinson's team worked together to repair the lift station which ultimately could have caused environmental issues. Mr. Griffin applauded everyone involved in working together to resolve the problem and thanked them for their teamwork. He also thanked McGill Associates for helping to find the funding needed for this project. Mr. Spain said it was his staff that deserved the credit adding they are well trained.

Mayor Pro-Tem Rainey expressed thanks to the staff and then asked for the pleasure of Council.

Motion was made by Council Member Coffey to approve Resolution 14-06, *Approving a Bid Award to Turner Murphy Co., Inc. of Rock Hill, South Carolina, in the Amount of \$1,397,594 for Improvements to the Sandy Creek Pump Station*. Motion seconded by Council Member Daye, and APPROVED by the following vote: YES: Simmons, Daye, Kearney, Coffey, Inscoc, Peace-Jenkins and Daeke. NO: None. ABSTAIN: None. ABSENT: None. (See Resolution Book 3, p 277)

**Denial of Ordinance 13-60, Amending the Zoning Ordinance Section 408 Exempt Signs.**  
(Reference CAF 14-08: Ordinance 13-60)

City Manager Griffin asked City Attorney John Zollicoffer, Jr. to explain this denial. Attorney Zollicoffer, Jr., said this was brought before Council earlier and remanded back to the Planning Board for further study. While doing further research, it was discovered a Zoning Ordinance regarding Exempt Sign already existed. Therefore, action on this ordinance is needed.

City Manager Griffin said since the Planning Board approved this amendment and recommended it to City Council, Council needs to take action so the Planning Board's recommendation is not left in limbo. Based on redundancy, denial of the Ordinance is appropriate.

Council Member Daeke asked if the Planning Board will review design standards in the future. City Attorney said yes.

There was a short discussion clarifying that a yes vote would be a vote to deny this ordinance. Then, Mayor Pro-Tem Rainey asked for the pleasure of Council.

Motion was made by Council Member Daeke to not approve/deny Ordinance 13-60, *Amending the Zoning Ordinance Section 408 Exempt Signs*. Motion seconded by Council Member Coffey, and Ordinance 13-60 was DISAPPROVED/DENIED by the following vote: YES: Daye, Kearney, Coffey, Inscoc, Peace-Jenkins, Daeke and Simmons. NO: None. ABSTAIN: None. ABSENT: None. (See Ordinance Book 9, p 41)

**Authorizing the Execution of Change Order #2 for the Henderson Water Reclamation Facility Project to Devere Construction Company, Inc., in the Amount of \$25,206, and Amending the CIP Sewer Fund for Change Order #2 to the Water Reclamation Facility Renovation Project.** (Reference: CAF 14-13; Resolution 14-07, Ordinance 14-08)

City Manager Griffin asked Henderson Water Reclamation Facility Manager Tom Spain to review this request. This change order was brought before Council at the previous Work Session. Although the pricing was incomplete, staff wanted to make Council aware of the need for a change order and explained a complete request would be brought to this the 27<sup>th</sup> January meeting. Mr. Spain then reviewed the necessity of each item and ended his presentation by saying the total change order amount is \$24,204.76. This is less than the amount distributed to Council in the agenda packet.

Council Member Kearney asked what percent of the work has been completed. Doug Chapman, from McGill Associates felt approximately 30%. Mr. Spain agreed.

City Manager Griffin recommended Council's approval reflect in is motion to accept the reduced Change Order amount of \$24,204.76 and permit the proper changes be reflected in this Resolution and Ordinance.

There was no further discussion. Mayor Pro-Tem Rainey asked for the pleasure of Council.

Motion was made by Council Member Kearney to approve Resolution 14-07, *Authorizing the Execution of Change Order #2 for the Henderson Water Reclamation Facility Project to Devere Construction Company, Inc., in the Amount of \$25,206* and Ordinance 14-08, FY14 Budget Amendment #24, *Amending the CIP Sewer Fund for Change Order #2 to the Water Reclamation Facility Renovation Project* and included in his motion that staff should make the proper changes to reflect \$24,204.76 as the total of this Change Order. Motion seconded by Council Member Coffey and APPROVED by the following vote: YES: Kearney, Coffey, Inscoe, Peace-Jenkins, Daeke, Simmons and Daye. NO: None. ABSTAIN: None. ABSENT: None. (See Resolution Book 3, p 279, Ordinance Book 9, p 79)

**Approval of Tax Releases and Refunds from Vance County for the Months of November and December 2013.** (Reference CAF 14-07)

City Manager Griffin said the error found at the last meeting has been corrected and this is a routine housekeeping matter. Finance Director Kathy Brafford explained when December was added to the existing November list of releases and refunds, one line was accidentally deleted and she apologized for the oversight (*see list below*).

There was no discussion. Mayor Pro-Tem Rainey asked for Council's pleasure.

Council Member Daeke moved the approval of *Tax Releases and Refunds from Vance County for the Months of November and December 2013*. Motion seconded by Council Member Daye and APPROVED by the following vote: YES: Coffey, Inscoe, Peace-Jenkins, Daeke, Simmons, Daye and Kearney. NO: None. ABSTAIN: None. ABSENT: None.

Nov 2013 Tax Releases & Refunds			
Name	Reason	Tax Year	Amount
<b>Real &amp; Personal Property</b>			
<b>Releases</b>			
Foster, Lucy Heirs	Taxes Lost to Foreclosure	2003	\$ 20.74
Foster, Lucy Heirs	Taxes Lost to Foreclosure	2004	\$ 21.76
Foster, Lucy Heirs	Taxes Lost to Foreclosure	2005	\$ 22.78
Foster, Lucy Heirs	Taxes Lost to Foreclosure	2006	\$ 22.78
Foster, Lucy Heirs	Taxes Lost to Foreclosure	2007	\$ 22.78
Foster, Lucy Heirs	Taxes Lost to Foreclosure	2008	\$ 22.49
Foster, Lucy Heirs	Taxes Lost to Foreclosure	2009	\$ 23.28
Foster, Lucy Heirs	Taxes Lost to Foreclosure	2010	\$ 23.28
Foster, Lucy Heirs	Taxes Lost to Foreclosure	2011	\$ 23.27
Foster, Lucy Heirs	Taxes Lost to Foreclosure	2012	\$ 23.27
Clearview Baptist Church	Religious	2013	\$ 4,996.65
<b>Nov 2013 Tax Releases &amp; Refunds</b>			
Name	Reason	Tax Year	Amount
Coffey Bail Bonds	Pers.Prop. Billed in Error	2013	\$ 15.00
Foster, Lucy Heirs	Taxes Lost to Foreclosure	2013	\$ 24.66
IGPS Company LLC	Correct Value	2013	\$ 600.84
Kirby, Gregory Curtis	Correct Value	2013	\$ 79.61
Kirby, Gregory Curtis	Correct Value	2013	\$ 5.21
Marlin Leasing Corp	Correct Value	2013	\$ 11.39
Martinez-Alvarez, Jose	Pers.Prop. Billed in Error	2013	\$ 36.86
Olvera-Perez Mario	Rebilled to include late listing pen.	2013	\$ 1.76
Olvera-Perez Mario	Rebilled to include late listing pen.	2013	\$ 1.76
Pham, Viet Quang	Correct Ownership	2013	\$ (484.83)
State Employees Credit Union	Correct Ownership	2013	\$ 484.83
Variety Stores	Correct Value	2013	\$ 70.82
Vaughan, Stephanie C	Correct Value	2013	\$ 148.81
<b>Total R&amp;P Property Releases</b>			<b>\$ 6,219.80</b>
<b>Real &amp; Personal Property</b>			
<b>Refunds</b>	None		\$ -
<b>Total R&amp;P Property Refunds</b>			\$ -
<b>Total R&amp;P Prop. Rel. &amp; Ref.</b>			<b>\$ 6,219.80</b>
<b>Vehicle Releases</b>			
Hargrove, Carla Boyd	Pro-Rate	2012	\$ 4.57
Rainey, Mathew Christopher	Pro-Rate	2012	\$ 2.16
Richardson, Lillian Haywood	Pro-Rate	2012	\$ 6.31
Brown, Markell Daquan	Pro-Rate	2013	\$ 16.89
Chavis, Jeanette Hart	Pro-Rate	2013	\$ 2.18
Crumpler, Nathan Stanford, Jr.	Pro-Rate	2013	\$ 42.19
Dargan, Joyce Hill	Pro-Rate	2013	\$ 58.17
Davis, Kiziah Gooch	Pro-Rate	2013	\$ 5.22
Davis, Scottie Lopaze	Pro-Rate	2013	\$ 52.75
Dock, Bruce Calvin, Jr.	Pro-Rate	2013	\$ 4.88
Dover, Jonathan Ray	Pro-Rate	2013	\$ 15.94
Glover, Tracy Annen	Pro-Rate	2013	\$ 31.31

<b>Nov 2013 Tax Releases &amp; Refunds</b>			
<b>Name</b>	<b>Reason</b>	<b>Tax Year</b>	<b>Amount</b>
Hughes, Mickey Mantle	Pro-Rate	2013	\$ 5.83
Hunter, Zelton Arthaniel	Pro-Rate	2013	\$ 8.28
Keith, Lashonda Denise	Pro-Rate	2013	\$ 25.25
Lee, Tony Curtis, Jr.	Pro-Rate	2013	\$ 6.15
Lyons, Jernetta Williams	Pro-Rate	2013	\$ 15.56
McClinton, Rasheeda Lakeem	Pro-Rate	2013	\$ 7.00
Morales, Danilo Azotillo	Correct Value	2013	\$ 9.61
Roberts, Sheila Baines	Pro-Rate	2013	\$ 19.09
Stott, John Michael	Pro-Rate	2013	\$ 110.61
Usher, Katie Elizabeth	Correct Situs	2013	\$ 143.36
Wilkins, Kandis Kearney	Pro-Rate	2013	\$ 16.57
Yarborough, Darrell Anthony	Pro-Rate	2013	\$ 18.96
<b>Total Vehicle Releases</b>			<b>\$ 628.84</b>
<b>Vehicle Refunds</b>			
Alston, Marie Smithwick	Pro-Rate	2012	\$ 1.16
Archie, Nathaniel	Pro-Rate	2012	\$ 1.58
Boyd, Nathaniel Jr.	Pro-Rate	2012	\$ 1.33
Brandon, Carol Annette	Pro-Rate	2012	\$ 4.00
Bullock, Sonya Nekea	Pro-Rate	2012	\$ 16.34
Floyd, Shannon Patrice	Pro-Rate	2012	\$ 3.47
Hughes, Mickey Mantle	Pro-Rate	2012	\$ 0.72
Lee, Mason Carl	Pro-Rate	2012	\$ 0.60
Rodriguez, Sandro Barrera	Pro-Rate	2012	\$ 0.51
Small, Betty Jean	Pro-Rate	2012	\$ 6.92
Taylor Chiropractic	Pro-Rate	2012	\$ 65.76
Williams, Nea Nicole	Pro-Rate	2012	\$ 11.24
Lewis, Amanda Leigh	Pro-Rate	2013	\$ 10.55
Parks, Nicole Lynette	Pro-Rate	2013	\$ 5.34
<b>Total Vehicle Refunds</b>			<b>\$ 129.52</b>
<b>Tot. Veh. Rel. &amp; Ref.</b>			<b>\$ 758.36</b>
<b>Total All Releases &amp; Refunds Nov 2013</b>			<b>\$ 6,978.16</b>

<b>Dec 2013 Tax Releases &amp; Refunds</b>			
<b>Name</b>	<b>Reason</b>	<b>Tax Year</b>	<b>Amount</b>
<b>Real &amp; Personal Property</b>			
<b>Releases</b>			
Green, Bryant	Lost to Foreclosure	2003	15.31
Hodge, Carolina Estate	Lost to Foreclosure	2003	28.37
Green, Bryant	Lost to Foreclosure	2004	16.06
Hodge, Carolina Estate	Lost to Foreclosure	2004	29.76
Green, Bryant	Lost to Foreclosure	2005	16.82
Hicks, Edward H Heirs	Lost to Foreclosure	2005	13.00
Hodge, Carolina Estate	Lost to Foreclosure	2005	31.16
Green, Bryant	Lost to Foreclosure	2006	16.82
Hendricks, Craig Cameron	Lost to Foreclosure	2006	24.12
Hicks, Edward H Heirs	Lost to Foreclosure	2006	13.00
Hodge, Carolina Estate	Lost to Foreclosure	2006	31.16
Green, Bryant	Lost to Foreclosure	2007	16.82
Hendricks, Craig Cameron	Lost to Foreclosure	2007	24.12
Hicks, Edward H Heirs	Lost to Foreclosure	2007	13.00
Hodge, Carolina Estate	Lost to Foreclosure	2007	31.16
Green, Bryant	Lost to Foreclosure	2008	19.32
Hendricks, Craig Cameron	Lost to Foreclosure	2008	30.51
Hicks, Edward H Heirs	Lost to Foreclosure	2008	21.58
Hodge, Carolina Estate	Lost to Foreclosure	2008	42.04
Jones, Rebecca & Jordon M Est	Lost to Foreclosure	2008	22.48
Green, Bryant	Lost to Foreclosure	2009	20.01
Hendricks, Craig Cameron	Lost to Foreclosure	2009	31.59
Hicks, Edward H Heirs	Lost to Foreclosure	2009	22.35
Hodge, Carolina Estate	Lost to Foreclosure	2009	43.52
Jones, Rebecca & Jordon M Est	Lost to Foreclosure	2009	246.58
Green, Bryant	Lost to Foreclosure	2010	20.01
Hendricks, Craig Cameron	Lost to Foreclosure	2010	31.59
Hicks, Edward H Heirs	Lost to Foreclosure	2010	22.35
Hodge, Carolina Estate	Lost to Foreclosure	2010	43.52
Jones, Rebecca & Jordon M Est	Lost to Foreclosure	2010	246.58
Green, Bryant	Lost to Foreclosure	2011	20.00
Hendricks, Craig Cameron	Lost to Foreclosure	2011	31.59
Hicks, Edward H Heirs	Lost to Foreclosure	2011	22.34
Hodge, Carolina Estate	Lost to Foreclosure	2011	43.55

<b>Dec 2013 Tax Releases &amp; Refunds</b>			
<b>Name</b>	<b>Reason</b>	<b>Tax Year</b>	<b>Amount</b>
Jones, Rebecca & Jordon M Est	Lost to Foreclosure	2011	246.57
Williams, Tanisha	Pers Prop Billed	2011	34.78
Dickerson, Henry C Jr	Correct Ownership	2012	(51.29)
Eaton, Tyrone	Correct Ownership	2012	51.29
Green, Bryant	Lost to Foreclosure	2012	20.00
Hendricks, Craig Cameron	Lost to Foreclosure	2012	31.59
Hicks, Edward H Heirs	Lost to Foreclosure	2012	22.34
Hodge, Carolina Estate	Lost to Foreclosure	2012	43.55
Jones, Rebecca & Jordon M Est	Lost to Foreclosure	2012	246.57
Star Grocery	Correct Ownership	2012	768.01
Williams, Tanisha	Pers Prop Billed	2012	34.78
Aiken, Kirby Glenn	Correct Ownership	2013	525.75
Arby's Restaurant Gro	Correct Value	2013	42.44
B & L Properties	Correct Ownership	2013	65.42
Cawthorne, William Glenn	Correct Value	2013	146.32
Compare Foods	Add Late Listing Penalty	2013	(15.91)
Davis, Harold D	Correct Value	2013	18.22
E & B Partnership	Correct Value	2013	(1,244.68)
Evans, Marie H	Real Prop Billed in Error	2013	31.00
Freedom Life Church	Religious	2013	6,731.49
Green, Bryant	Lost to Foreclosure	2013	21.20
Hawkins, Rosa Lee Brown	Reg Veh Billed in Error	2013	420.93
Hendricks, Craig Cameron	Lost to Foreclosure	2013	33.48
Hernandez, Sergio	Pers Prop Billed	2013	47.53
Hicks, Edward H Heirs	Lost to Foreclosure	2013	23.67
Hodge, Carolina Estate	Lost to Foreclosure	2013	46.15
Hunt Investments, LLC	Correct Value	2013	3,991.84
Jones, Rebecca & Jordon M Est	Lost to Foreclosure	2013	261.32
Jones, Stella D	Real Prop Billed in Error	2013	257.36
Lloyd, Robert B	Correct Ownership	2013	(65.42)
McKnight, Catherine	Correction Exemp	2013	279.00
Rent A Center	Correct Value	2013	30.18
Rice, Kelly	Correct Ownership	2013	(326.92)
Rice, Ramona Merriman	Correct Ownership	2013	326.92
Tarheel Regional Comm	Charitable Allocation	2013	196.55
USOC of NC	Correct Value	2013	(44.62)
Warren- Vance Community	Correction Exemp	2013	51.99
Williams, Tanisha	Pers Prop Billed	2013	36.86
<b>Total R&amp;P Property Releases</b>			<b>14,638.45</b>

<b>Dec 2013 Tax Releases &amp; Refunds</b>			
<b>Name</b>	<b>Reason</b>	<b>Tax Year</b>	<b>Amount</b>
<b>Real &amp; Personal Property</b>			
<b>Refunds</b>			
Knoll Terrace	Pers Prop Billed	2013	81.84
<b>Total R&amp;P Property Refunds</b>			<b>81.84</b>
<b>Total R&amp;P Prop. Rel. &amp; Ref.</b>			<b>14,720.29</b>
<b>Vehicle Releases</b>			
Collins, Alphonso Ricardo	Pro-Rate	2012	38.88
Kerr Area Transportation	Charitable Allocation	2012	82.42
Terry, Dwayne Marcello	Military, Non Resident	2012	80.60
Turrentine-Whitaker	Pro-Rate	2012	6.64
Vass, George Kalvin	Pro-Rate	2012	24.11
Adams, Jasmine Leilah	Pro-Rate	2013	23.32
Barrett, David Lee	Pro-Rate	2013	186.61
Crosson, Shariah Perry	Reg Veh Billed in Error	2013	20.23
Edwards, Stephen Hampton	Reg Veh Billed in Error	2013	50.11
Evans, Tiffany Vishond	Pro-Rate	2013	44.35
Franklin Construction	Pro-Rate	2013	142.09
Hargrove, Jessica Manique	Pro-Rate	2013	4.21
Hauter, Alexander Nagi	Pro-Rate	2013	30.52
Henderson, Ronald	Pro-Rate	2013	4.82
Hillard, Brian Andrew	Pro-Rate	2013	6.86
Jarrell, Frances Jones	Pro-Rate	2013	7.72
Johnson, Frankie Donnell	Pro-Rate	2013	2.81
Noel, Robert Frederick	Pro-Rate	2013	58.20
Parham, Stacy Barnard	Correct Value	2013	5.40
Williams, Linda Branch	Pro-Rate	2013	16.66
<b>Total Vehicle Releases</b>			<b>836.56</b>
<b>Vehicle Refunds</b>			
Griffin, Lynne Byerly	Pro-Rate	2012	4.63
Lassiter, Alvin Lee	Pro-Rate	2012	0.49
Maroke, Sony	Pro-Rate	2013	62.83
Stevenson, John Richard	Pro-Rate	2013	14.39
Waverly, Willie Lee Sr.	Pro-Rate	2013	7.70
<b>Total Vehicle Refunds</b>			<b>90.04</b>
<b>Tot. Veh. Rel. &amp; Ref.</b>			<b>926.60</b>
<b>Total All Releases &amp; Refunds Dec 2013</b>			<b>15,646.89</b>
<b>Total All Releases &amp; Refunds Nov &amp; Dec 2013</b>			<b>\$ 22,625.05</b>

## **PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS**

City Clerk McCrackin advised no citizens wished to address City Council.

## **REPORTS**

- a) Mayor/Mayor Pro-Tem – Mayor Pro-Tem Rainey reminded everyone to continue to keep the Mayor in their prayers and thanked Council for its support during this time.
- b) City Manager – City Manager Griffin thanked Council for cards and prayers during his time out of the office.

Mr. Griffin specifically thanked Assistant City Manager Frank Frazier for taking on a *third* job in his absence and stated Mr. Frazier did a stellar job. He also thanked his assistant, Pat Pearson and City Clerk McCrackin. Although he was unable to be in the office, he was working from home and they kept him well informed.

c) City Attorney (No Report)

- d) City Clerk – City Clerk McCrackin reminded Council of the Chamber Banquet, the Polar Plunge in February that the Recreation Department is holding and also the Service Awards Banquet in March.

Council Member Peace-Jenkins said thank you to Council Member Coffey who filled in for the Mayor at the Martin Luther King breakfast and did wonderful.

Mayor Pro-Tem Rainey now asked if Council was prepared to go into Closed Session.

Council Member Coffey moved for Council to convene in closed session pursuant to G.S. §143-318.11(a)(3) for an Attorney-Client Privilege Matter.. Motion seconded by Council Member Peace-Jenkins and unanimously approved.

Following the Closed Session, Council Member Peace-Jenkins moved for Council to convene in open session. Motion seconded by Council Member Daye and unanimously approved.

Council Member Peace-Jenkins moved for adjournment. Motion seconded by Council Member Daye and was unanimously approved. The meeting adjourned 7:17 p.m.

---

D. Michael Rainey  
Mayor Pro-Tem

**ATTEST:**

---

Esther J. McCrackin  
City Clerk