



AGENDA

Henderson City Council Regular Meeting

Monday 8 August 2016, 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 Eddie Ellington, Presiding

Councilmember Marion B. Williams

Councilmember Sara M. Coffey

Councilmember Michael C. Inscoc

Councilmember D. Michael Rainey

Councilmember Melissa Elliott

Councilmember Garry D. Daeke

Councilmember Fearldine A. Simmons

Councilmember George M. Daye

City Officials

Frank Frazier, City Manager

D. Rix Edwards, 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) 11 July 2016 Regular Meeting *[See Notebook Tab 1]*

VII. PRESENTATIONS/RECOGNITIONS

- a) Retiree Tom Spain

VIII. PUBLIC HEARING

- a) Consideration of Approval of Ordinance 16-32, Amending the Zoning Ordinance Section 310A Table of Permitted Uses, Section 641.B.7 and Section 1002: Allow a Meeting Facility with a Special Use Permit in the B-3, Shopping Center Commercial District. (CAF 16-89) *[See Notebook Tab 2]*

- Ordinance 16-32

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. Please review the Citizen Comment Guidelines that are provided below.³

X. NEW BUSINESS

- a) Consideration of Approval of Ordinance 16-28, FY17 BA #7, Establishing a CIP Budget for the Beckford Drive Water Main Extension. (CAF 16-87) *[See Notebook Tab 3]*

- Ordinance 16-28

³ **Citizen Comment Guidelines for Agenda Items**

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.

- b)** Consideration of Approval of Ordinance 16-31, FY17 BA #8, Authorizing the Appropriation of \$25,000 from the CIP Sewer Contingency Line to the Legal/Administration Line of the Water Reclamation Renovation Project. (CAF 16-88) [See Notebook Tab 4]
- Ordinance 16-31
- c)** Consideration of Approval of Resolution 16-57, Authorizing a Lease Agreement Between the City of Henderson and the Green Rural Development, Inc. (CAF 16-85) [See Notebook Tab 5]
- Resolution 16-57
- d)** Consideration of Approval of Resolution 16-59, Approving the Submission of an Application to Duke Energy for the Electric Vehicle (EV) Charging Infrastructure Support Project. (CAF 16-90) [See Notebook Tab 6]
- Resolution 16-59
- e)** Consideration of Approval of Resolution 16-61, Establishing an Advisory Committee to Study Housing Issues. (CAF 16-77) [See Notebook Tab 7]
- Resolution 16-61

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 16-29, FY17 BA #6, to Close Out the Interbasin Transfer Project. (CAF 16-15) [See Notebook Tab 8]
- Ordinance 16-29
- b)** Consideration of Approval of Resolution 16-60, Ratifying and Approving the Mayor's Signature on Amendment #3 to the Clean Water Management Trust Fund Grant Contract (Project #2012-539) Relative to the Henderson Water Reclamation Facility Improvement Project. (CAF 16-91) [See Notebook Tab 9]
- Resolution 16-60
- c)** Consideration of Approval of Tax Releases and Refunds from Vance County for the Months of May, June and July 2016. (CAF 16-86) [See Notebook Tab 10]

XI. PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS

Citizens may only speak on Non-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. Please review the Citizen Comment Guidelines that are provided below.⁴

XII. REPORTS

- a)** Mayor/Mayor Pro-Tem (No Report)
- b)** City Manager
- c)** City Attorney (No Report)
- d)** City Clerk
 - i. Meeting and Events Calendar [*See Notebook Tab 11*]
 - ii. E-911 Monthly Report
 - iii. Monthly Fire Department Report

XIII. CLOSED SESSION

- a)** Pursuant to G.S.§143-318.11(a)(4) regarding an Economic Development matter.
- b)** Pursuant to G.S.§143-318.11(a)(3) regarding an Attorney/Client matter.

XIV. WORK SESSION

- a)** Consideration of Approval of 1) Resolution 16-52, Adopting a Special Events Policy and Manual for the Special Events Permit Process; and 2) Ordinance 16-22, Establishing the Associated Permit Application Fee at \$25.00. (*CAF 16-04-A*) [*See Notebook Tab 12*]
 - Resolution 16-52
 - Ordinance 16-22

⁴ Citizen Comment Guidelines for Non-Agenda Items

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- 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;
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- 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.

b) Consideration of Approval of Resolution 16-62, Declaring Intent to Close a Portion of Lamb Street from Main Street to David Street.(CAF 16-93)[See Notebook Tab 13]

- Resolution 16-62

XV. ADJOURNMENT

City Council Minutes

Regular Meeting

8 August 2016

PRESENT

Mayor Eddie Ellington, Presiding; and Council Members Marion B. Williams, Michael C. Inscoe, D. Michael Rainey, Melissa Elliott, Garry D. Daeke, and George M. Daye.

ABSENT

Council Members Coffey and Simmons. (*Clerk's Note: Both Council Members were absent due to medical reasons*)

STAFF PRESENT

City Manager Frank Frazier, City Attorney D. Rix Edwards, City Clerk Esther J. McCrackin, Finance Director Joseph Fuqua, Fire Chief Steve Cordell, Assistant to City Manager Paylor Spruill, Engineering Director Clark Thomas, Development Services Director Corey Williams, Recreation and Parks Director Kendrick Vann, Kerr Lake Regional Water Director Christy Lipscomb, Human Resources Director Cathy Brown, Interim Public Services Director Andy Perkinson and Interim Henderson Water Reclamation Director Lamont Allen

CALL TO ORDER

The 8 August 2016 Regular Meeting of the Henderson City Council was called to order by Mayor Eddie Ellington 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 Ellington a quorum was present.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Elliott led those present in a prayer and the Pledge of Allegiance.

OPENING COMMENTS

Mayor Ellington welcomed those present and thanked them for coming this evening.

ADJUSTMENTS TO/APPROVAL OF AGENDA

Mayor Ellington asked if there were any adjustments to the Agenda. Council Member Rainey moved to accept the Agenda as presented. Motion seconded by Council Member Daye, and unanimously approved.

APPROVAL OF MINUTES

Mayor Ellington asked for any corrections to and/or approval of the minutes. Council Member Rainey moved the approval of the 11 July, 2016 Regular Meeting minutes as presented. Motion seconded by Council Member Elliott, and unanimously approved.

PRESENTATIONS/RECOGNITIONS

Mayor Ellington recognized retiree Tom Spain who retired the end of June as Director of the Henderson Water Reclamation Facility after serving the City for over 37 years. The Mayor thanked Mr. Spain for his long years of service and his dedication to the City.

Mr. Spain received a standing round of applause after which he expressed his gratitude saying he truly loved his job and appreciated the opportunity to work here for so many years.

PUBLIC HEARING

Amending the Zoning Ordinance Section 210A Table of Permitted Uses, Section 641.B.7 and Section 1002: Allow a Meeting Facility with a Special Use Permit in the B-3, Shopping Center Commercial District. (*Reference: CAF 16-89, Ordinance 16-32*)

Development Director Corey Williams said a request was submitted by Ms. Charitel Rogers to allow meeting facilities in the B-3 Shopping Center District. Mr. Williams said other jurisdictions were consulted regarding meeting facilities and found the need to further define the City's classification. He told Council there are four shopping center districts in Henderson: Roses on Norlina Road, Food Lion right across the road, the Henderson mall on Dabney Drive and the newly annexed area next to Staples. Mr. Williams reminded Council that this amendment is not specific to Ms. Rogers' request. He then said this request was reviewed by the Planning Board at its July 18, 2016 meeting, and it was unanimously recommended to be sent to Council for consideration.

Council Member Daeke expressed concern regarding the use of alcohol. Mr. Williams said a special permit is needed from the Police Department for events involving alcohol and Council Member Inscoe added the guidelines should be the same as restaurants that are obligated to monitor alcohol consumption. There was a short discussion with both Council Members Daeke and Inscoe expressing their desire to have alcohol use clearly defined.

Mayor Ellington opened the Public Hearing by asking if anyone was present to speak in favor of this amendment.

Charitel C. Rogers, 166 Little Lane, Warrenton Ms. Rogers began by saying alcohol is a concern of hers also and her guidelines specify no alcohol can be served from 2 hours before the end of the event. She also plans to have security present if alcohol is served and it was stated that if alcohol is served, a permit needs to be obtained from the Police Chief. Ms. Rogers said there is only one other business in Vance County that provides the service she intends to provide and sees this as a plus for the area. It was also stated that the Police Chief has to sign off on the permit if alcohol is served.

No one else came forward to speak in favor of this amendment so Mayor Ellington asked if anyone was present who wished to speak in opposition to this amendment. No one came forward so Mayor Ellington closed the Public Hearing and asked Council how it wished to proceed.

Council Member Rainey asked if another public hearing by the Planning Board will be necessary. The City Attorney said it would depend on discussion by the Planning Board and what changes are proposed.

Council Member Inscoe moved to send Ordinance 16-32 back to the Planning Board for more specifics regarding alcohol use. Motion seconded by Council Member Rainey and APPROVED by the following vote: YES: Williams, Inscoe, Rainey, Elliott, Daeke, and Daye. NO: None. ABSTAIN: None. ABSENT: Coffey and Simmons.

PUBLIC COMMENT PERIOD ON AGENDA ITEMS

City Clerk McCrackin advised no citizens wished to address Council.

NEW BUSINESS

Establishing a CIP Budget for the Beckford Drive Water Main Extension. (*Reference: CAF 16-87, Ordinance 16-28*)

City Manager Frazier said this action will establish a budget for the City's Engineering Department to put together the bidding documents and to secure the needed permits to move forward with the construction of the proposed 8-inch water line on Beckford Drive. This line will provide a redundant loop that has been needed for several years from just north of Park Drive to Roanoke Avenue and Radio Lane. The total cost of \$200,000 for this project will leave \$2,504,300 in the Rate Stabilization Fund.

Council Member Daeke asked if this project will affect any private land owners. Mr. Frazier replied the main would be installed in the NC Department of Transportation right-of-way by way of an encroachment agreement and will not require obtaining easements by the City.

There were no other questions so Mayor Ellington asked how Council wished to proceed.

Council Member Daeke moved the approval of Ordinance 16-28, *Establishing a CIP Budget for the Beckford Drive Water Main Extension*. Motion seconded by Council Member Daye, and

APPROVED by the following vote: YES: Inscoe, Rainey, Elliott, Daeke, Daye and Williams. NO: None. ABSTAIN: None. ABSENT: Coffey and Simmons. (*See Ordinance Book 9, p 361*)

Authorizing the Appropriation of \$25,000 from the CIP Sewer Contingency Line to the Legal/Administration Line of the Water Reclamation Renovation Project. (*Reference: CAF 16-88; Ordinance 16-31 Budget Amendment #8*)

City Manager Frazier explained Poyner and Spruill was hired to assist the City in working out a takeover agreement with the surety company for the Henderson Water Reclamation facility project. To date, \$22,342 has been paid to Poyner and Spruill. There is now a need to move additional funds into the legal/administrative line item to cover future invoices and if this request of \$25,000 is approved, there will be \$40,065 remaining in the contingency line for this project.

Council Member Inscoe suggested this request be tabled until an update is provided on the project status.

There were no further comments so Mayor Ellington asked how Council wished to proceed.

Council Member Inscoe moved this request be tabled until further details are provided. Motion seconded by Council Member Daeke and APPROVED by the following vote: YES: Inscoe, Rainey, Elliott, Daeke, Daye and Williams. NO: None. ABSTAIN: None. ABSENT: Coffey and Simmons.

Authorizing a Lease Agreement Between the City of Henderson and the Green Rural Development, Inc. (*Reference: CAF 16-85, Resolution 16-57*)

City Manager Frazier reported Green Rural Development approached the City in 2015 with a request to use city and county owned lots for community gardens. The city and county agreed to the concept but there was never any formal agreement executed. The Land Planning Committee has discussed this issue and requested the City Attorney to draft an agreement which Council is being asked to act upon this evening. The agreement will be contingent on official approval by the County Commissioners. Mr. Frazier said the agreement is for one year and will be revised to include an additional lot.

Council Member Inscoe asked if the City is requiring Green Rural Development, Inc. to carry liability. Mr. Frazier responded yes.

Council Member Elliott expressed concern as nothing seems to be growing on several lots and asked how long the lots have been used for this purpose.

At this time Mr. Frazier stated that there have been plants on the Roberson Street lot and asked Mr. Henry Crews to come forward, as he is spearheading this project, to provide further information.

Mr. Crews explained a little about the program and said the lot on Roberson Street is currently being planted. The program is to train individuals how to grow produce with the goal being to

give the individual the opportunity to purchase the lot and to sustain themselves by growing and selling year round.

Mr. Crews felt liability of \$2 million aggregate is too steep and asked the City to consider liability of \$1 million. Mr. Crews also asked that the lease in question tonight be extended to a three year lease in accordance with the grant they are using for this program.

Mr. Frazier reminded Council that this is city/county property and said he would consult with the City Attorney and League of Municipalities relative to any reduction in the liability requirement.

Council Member Williams mentioned part of this program is to help the participants learn the business components.

At this time, Mayor Ellington asked Council how it wished to proceed.

Council Member Rainey moved the approval of Resolution 16-57, *Authorizing a Lease Agreement Between the City of Henderson and the Green Rural Development, Inc.* subject to approval by the Vance County Commissioners and changes made as approved by the City Attorney. Motion seconded by Council Member Williams, and APPROVED by the following vote: YES: Rainey, Elliott, Daeke, Daye, Williams and Inscoe. NO: None. ABSTAIN: None. ABSENT: Coffey and Simmons. (See Resolution Book 5, p 113)

Approving the Submission of an Application to Duke Energy for the Electric Vehicle (EV) Charging Infrastructure Support Project. (Reference: CAF 16-90; Resolution 16-59)

City Engineer Clark Thomas explained funding for the *Quick Charge Station* previously applied for from the NC Clean Energy Technology Center has been delayed until late October 2016. He recently learned of this new opportunity and the application tonight is for Level 2 charging stations which provide full charges but on a slower basis as it will take longer for a full charge. Staff proposes placing two Level 2 stations in front of the Police Station and two at the Operations Center. If awarded, this grant from Duke Energy will provide 100% of the cost and installation of qualifying EVCS equipment up to \$5,000 per charge port or \$20,000 per site and \$50,000 per entity. It is felt placing the charging stations at the Police Station could entice people to spend time downtown and perhaps would use the charging stations as they attend performances at the new performing arts center. Mr. Thomas said the city could charge for advertising space on the touch screen or for electricity which would be a revenue generating source in addition to providing a service to people with electric vehicles.

There was a lengthy discussion regarding concerns such as maintenance fees, installation costs and network fees. Unfortunately, because of the timing for submission, Mr. Clark did not have time to research many of these concerns before the meeting.

Council Member Inscoe suggested the application be submitted with the understanding that if the grant is awarded and Council felt it would be too costly, that Council could reject the grant. City Manager Frazier confirmed Council may reject any grant when it is awarded; however, the City needs to be careful not to reject too many grants.

Mayor Ellington asked how Council wished to proceed.

Council Member Daeke moved the approval of Resolution 16-59, *Approving the Submission of an Application to Duke Energy for the Electric Vehicle (EV) Charging Infrastructure Support Project*. Motion seconded by Council Member Rainey, and APPROVED by the following vote: YES: Elliott, Daeke, Daye, Williams, Inscoe and Rainey. NO: None. ABSTAIN: None. ABSENT: Coffey and Simmons. (*See Resolution Book 5, p 117*)

Establishing An Advisory Committee to Study Housing Issues. (*Reference: CAF 16-77, Resolution 16-61*)

City Manager Frazier explained the Public Safety Committee recommended an advisory committee to study ways to improve housing stock and living conditions for Henderson residents. Of particular concern was sub-standard rental units. Mr. Frazier said there is no question that improvements can be made and added the committee will initially meet to discuss its focus, concerns and protocol. This committee will report regularly to Council. The Committee charged the Mayor with selecting the members of this advisory committee and it was determined the committee should consist of two council members, two staff members, two landlords and two tenants. The following individuals were selected to serve on the advisory committee: Council: Garry Daeke and Marion Williams; Staff: City Manager or designee and Development Services Director; Landlords: Curtis White (WW Properties) and Pam Norwood (Magnolia Properties); and Tenants: Sharita Jones and Pam McLean.

Mayor Ellington added that all Council Members would be considered ex-officio members of this committee.

Council Member Inscoe asked if this committee could be expanded to include commercial issues. Council Member Elliott asked that the committee also consider affordability and homelessness issues.

Council Member Elliott asked what criteria was used to form this committee as one suggested member does not reside within City limits. Mayor Ellington said consideration and respect was given to forming this committee and although one member does not reside within the city, they own and manage a large number of properties within the city.

Council Member Daeke suggested public hearings be held at different locations city wide so citizens feel comfortable stating their thoughts. Mayor Ellington said the committee will need to establish a protocol for such meetings.

Council Member Williams said she will welcome Council input. and will honor the actions taken.

Council Member Inscoe cautioned the committee will be unsuccessful if too many become involved.

With no further discussion Mayor Ellington asked how Council wished to proceed.

Council Member Rainey moved the approval of Resolution 16-61, *Establishing An Advisory Committee to Study Housing Issues* Motion seconded by Council Member Williams, and APPROVED by the following vote: YES: Daeke, Daye, Williams, Inscoc and Rainey. NO: Elliott. ABSTAIN: None. ABSENT: Coffey and Simmons. (See Resolution Book 5, p 121)

CONSENT AGENDA

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

Close Out the Interbasin Transfer Project. (Reference: CAF 1615; Ordinance 16-29, Budget Amendment #6). This action closed out the CIP account for the Interbasin Transfer project and will transfer the remaining \$9,896.22 to the Regional Reserve Account. (See Ordinance Book 9, p 363)

Ratifying and Approving the Mayor’s Signature on Amendment #3 to the Clean Water Management Trust Fund Grant Contract (Project #2012-539) Relative to the Henderson Water Reclamation Facility Improvement Project. (Reference: CAF 16-91, Resolution 16-60) Due to Devere Construction’s failure to complete their contract, there are still items that need to be completed. Although this is being handled through the surety company, more time is needed to finalize the project. The City has received \$513,967.12 of the 600,000 grant award and this amendment extends the final completion report deadline to January 31, 2017. Since the extension request was due on July 31, 2016, the Mayor executed the extension request on July 25, 2016 and this action ratifies his signature on that document (See Resolution Book 5, p 119)

Tax Releases and Refunds from Vance County for the Months of May, June and July, 2016. The tax releases and refunds have been reviewed and are found to be in order. (See Below)

May 2016 Tax Refunds			
Name	Reason	Tax Year	Amount
Real & Personal Property			
Refunds			
Allen, Catherine Bobbit	Billed in Error	2014	16.86
Allen, Catherine Trust	Billed in Error	2015	16.86
Total R&P Property Refunds			\$ 33.72
Real & Personal Property			
Releases			
NONE			-
Total R& P Property Releases			\$ -
Total R&P Prop. Rel. & Ref.			\$ 33.72

June 2016 Tax Releases			
Name	Reason	Tax Year	Amount
Real & Personal Property			
Releases			
Ellis, James Melvin	Removed Senior Exemption	2014	(136.60)
Ellis, James Melvin	Removed Senior Exemption	2015	(136.60)
Total R&P Property Releases			-\$273.20
Real & Personal Property			
Refunds			
	None		\$0.00
Total R&P Property Refunds			\$0.00
Total R&P Prop. Rel. & Ref.			-\$273.20

July 2016 Tax Releases			
Name	Reason	Tax Year	Amount
Real & Personal Property			
Releases			
Newton, Alice	Personal Property Billed in Error	2015	\$ 23.75
Total R&P Property Releases			\$ 23.75
Real & Personal Property			
Refunds			
None	None		\$ -
Total R&P Property Refunds			\$ -
Total R&P Prop. Rel. & Ref.			\$ 23.75

Mayor Ellington asked if anyone wished to remove an item from the Consent Agenda. There were no requests so Mayor Ellington asked how Council wished to proceed.

Council Member Inscoe moved the approval of the Consent Agenda as presented. Motion seconded by Council Member Williams, and APPROVED by the following vote: YES: Daye, Williams, Inscoe, Rainey, Elliott and Daeke. NO: None. ABSTAIN: None. ABSENT: Coffey and Simmons.

PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS

City Clerk McCrackin advised 3 citizens wished to address Council.

Dr. Gary Miles, 222 Yowland Road Dr. Miles expressed concern regarding students who are suspended or expelled from school that have nothing to do during the day. He felt the lack of a plan for kids on the street leads to crime. He appealed to Council to contact the Board of Education to encourage them to put a plan in place for these kids.

Several Council Members applauded Dr. Miles for his concern. Council Member Rainey asked if he had brought his concerns to the Board of Education. Council Member Williams was bothered by the ages of the students and asked if there was any place they can go and Council Member Inscoe asked if the Boys and Girls Club offered any place for the expelled/suspended students. Dr. Miles said he was only aware of the summer camp offered by Council Member Elliott and Ms. Von Williams' school. He thanked Council for their attention and reiterated a policy needs to be set in place for these students.

Ms. Ardis Crews, 424 Hamilton Street Ms. Crews said part of the Green Rural grant includes community service. A Lowes grant has been identified that they would like to use to beautify Kings Daughters Park location on Montgomery Street and Parkway Drive, and she requested a letter of support from the City. There is a possibility of receiving \$25,000. Ms. Crews said if awarded, they would work closely with the Recreation and Parks Department, and the City for improving the Park. She mentioned part of the work would be to improve the pavilion and suggested naming it the Gerald Alston Pavilion. It was noted that naming the pavilion would require action by Council.

Council Member Williams said because of her involvement with Green Rural, she has spoken to Mr. Alston to see if he was agreeable to the use of his name and even asked if he would be willing to return to Henderson for another performance. She said this was well received by Mr. Alston.

Christine Hardy, 451 Roosevelt Street Ms. Hardy expressed concern regarding the lot at 401 Hamilton Street (Gooch's Transmission Service. She said the lot is unsightly and is full of old vehicles. She asked what can be done.

City Manager Frazier said he would have Code Compliance look into the situation and get back to Ms. Hardy within the next few days.

REPORTS

- a) Mayor/Mayor Pro-Tem – Mayor Pro-Tem Rainey said he had been asked to see what can be done to clean up the old Howard Johnson Motel on Parham Road. He said the grass needs to be cut and there is standing water in the pool. City Manager Frazier said he would meet with Development Services Director Williams regarding this issue.
- b) City Manager - Mr. Frazier had several items beginning with departmental reports:
 - i. Redevelopment Efforts – Assistant to the City Manager Paylor Spruill distributed a handout regarding Housing Demolition and Urban Redevelopment Discussion that was held April 20, 2016 and said overall progress is being made. Benchmark Consulting Group has been approached and will provide a proposal this week on key points within the redevelopment area which may include items such as a bike path. Mr. Spruill expects to come back to Council in September with a full report.
 - ii. Development Services – Mr. Corey Williams distributed a report from his department regarding the three structures demolished by Fire Training in June and said the final grading will be completed by the Recreation and

Parks Department no later than August 19th. The report also indicated the cost submitted to demolish and haul the debris of eight other structures will be approximately \$23,000. The asbestos inspections, at a cost of approximately \$500 per structure, will be completed by August 26th and Mr. Williams anticipates demolition to begin by September.

- iii. Mr. Frazier reported the Public Safety Committee discussed a speeding issue in the Young/West end area and speed trailers will be set out to gather information. Also striping and signage will be placed at the Young/Chestnut intersection. Lastly, Mr. Frazier said he will be working with overhead utilities to have vines removed from overhead cable lines on Chestnut Street.
- iv. Vance-Granville Community College Endowment Director, Eddie Ferguson, notified Mr. Frazier that a child of a City employee has received funding from applied for the Annie Bullock Scholarship fund that was additionally funded by Council in the FY16-17 budget.
- v. Mr. Frazier will be working with City Attorney Edwards regarding agreements with the County regarding polling places for the November election.

c) City Attorney (No Report)

d) City Clerk – Ms. McCrackin reminded Council that *Night Out Against Crime* has been rescheduled for this Thursday from 5 – 8 p.m. She also mentioned the annual Kerr-Tar Council of Government’s banquet September 22nd

OTHER:

A City of Henderson Cash and Investments Cash Report for the Month Ending July 31, 2016 was distributed to Council.

With no further discussion, Mayor Ellington asked if Council was prepared to go into Closed Session and stated there may be a report following the session.

CLOSED SESSION

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

Council Member Rainey moved for Council to convene in open session. Motion seconded by Council Member Daeke, and unanimously approved.

Mayor Ellington stated there was no report from the Closed Session.

(Clerk’s Note: Due to a previous commitment, Mr. Inscoc left prior to the beginning of the Work Session)

WORK SESSION

City of Henderson, NC Special Events Manual, Permit and Application Guide; and Establishing the Associated Permit Application Fee at \$25.00. (*Reference: CAF 16-04-A, Resolution 16-52*)

City Manager Frazier began by saying he felt a \$25.00 application fee is certainly a fair fee and Council Member Daeke said it should be part of the process to cover administrative costs.

Council Member Rainey asked if every event would pay this fee. Mr. Frazier said the fee would be paid by everyone unless the event was City sponsored. The Manager stated he did not want to be put in a position of deciding whether a group should or should not pay this fee.

Council Member Daeke said he reviewed the manual thoroughly and suggested that staff make changes as they receive feedback.

There were no other comments so Mayor Ellington asked how Council wished to proceed.

The consensus, as follows, was to take this item to the next Council meeting in September for consideration. YES: Williams, Rainey, Elliott, Daeke and Daye. NO: None. ABSTAIN: None. ABSENT: Coffey and Simmons.

Declaring Intent to Close a Portion of Lamb Street from Main Street to David Street. (*Reference: CAF 16-93; Resolution 16-62*)

City Manager Frazier received a request to permanently close this portion of Lamb Street due to safety concerns. He said this is a very narrow, paved one lane road that should either be closed or designated as one way.

Council Member Williams asked if the street is closed will it become an area for criminal activity. Mr. Frazier said that's always a possibility but if it is closed, the property on either side of the road will receive ½ ownership and revert back to the adjacent property owners.

There was a brief discussion, and Mr. Frazier will send letters to the adjacent property owners notifying them of the intent to close the street and this will be brought forward for consideration at the next meeting. The consensus of Council was in agreement as follows: YES: Williams, Rainey, Elliott, Daeke and Daye. NO: None. ABSTAIN: None. ABSENT: Coffey and Simmons.

ADJOURNMENT

Council Member Elliott moved for adjournment. Motion seconded by Council Member Daeke, and unanimously approved. The meeting adjourned at 8:11 p.m.

Eddie Ellington
Mayor

ATTEST:

Esther J. McCrackin, City Clerk