



## **AGENDA**

### **Henderson City Council Regular Meeting**

**Monday 14 November 2016, 6:00 p.m.**

**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 Eddie Ellington, Presiding

Councilmember Marion B. Williams  
Councilmember Sara M. Coffey  
Councilmember Michael C. Inscoe  
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 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.

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<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) 10 October 2016 Regular Meeting [*See Notebook Tab 1*]
- b) 28 October 2016 Special Called Meeting

## **VII. PRESENTATIONS/RECOGNITIONS**

- a) United Way Campaign – Nancy Gray and Donna Stearns

## **VIII. PUBLIC HEARING**

- a) Consideration of Approval of Ordinance 16-43 (Public Hearing), Amending the City Code and Zoning Ordinance to Include Electric Security Fences. (CAF 16-113) [*See Notebook Tab 2*]
  - Ordinance 16-43
- b) Consideration of Approval of Ordinance 16-34, Authorizing Permanently Closing a Portion of Lamb Street from Main Street to David Street (CAF 16-93-A) [*See Notebook Tab 3*]
  - Ordinance 16-34

## **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.<sup>3</sup>

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### **<sup>3</sup> 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.

## NEW BUSINESS

- a) Consideration of Approval of Ordinance 16-46, FY17 BA #17, Transferring Funds from Capital Reserve Utilities to Capital Improvement Project (CIP) Water for the Improvement of an 8" Water Main Under I-85 at Parham Road. (CAF 16-117) [See Notebook Tab 4]
- Ordinance 16-46
- b) Consideration of Approval of Resolution 16-78, Authorizing the Application for a FEMA Grant by the Henderson Fire Department in the Amount of \$148,000. (CAF 16-115) [See Notebook Tab 5]
- Resolution 16-78
- c) Consideration of Approval of Resolution 16-81, Approving a Salary Increase of 5% for the Sworn Officers of the Police Department to Align with Overall City Increase. (CAF 16-120) [See Notebook Tab 6]
- Resolution 16-81
- d) Consideration of Approval of Resolution 16-80, Authorizing the Sale of a Parcel of City Owned Land Located at 255 Andrews Avenue Recorded in Vance County Tax Deed Book 1296, Page 0007, Better Identified as PIN #0078 01012 and a Parcel of City/County Owned Land Located at 245 Andrews Avenue Recorded in Vance County Tax Deed Book 1288, Page 0283 and Better Identified as PIN #0078 01011, to Advertise for Upset Bids Per North Carolina General Statute 160A-269.(CAF 16-119) [See Notebook Tab 7]
- Resolution 16-80
- e) Consideration of Approval of 1) Resolution 16-79-A, Authorizing the Execution of a Contract for the Replacement of Wiring and Other Associated Repairs at the Regional Water Plant in the Amount of \$125,000 and 2) Ordinance 16-44, FY 17 BA #16, Amending Said Fund.(CAF 16-116-A) [To be distributed during the meeting]
- Resolution 16-79-A
- f) Consideration of Approval of Resolution 16-11-A, Industrial Park Project Bid Award. (CAF 16-26-A) [To be distributed during the meeting]
- Resolution 16-11-A
- g) Consideration of Approval of Resolution 16-45, Order to Vacate 134 S. Bullock. (CAF 16-111) [To be distributed during the meeting]
- Resolution 16-45

## 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 16-47, FY17 BA #18, Closing Out the 2015 BJA JAG Grant. (CAF 16-118) [See Notebook Tab 9]
  - Resolution 16-47
- b) Consideration of Approval of Ordinance 16-41, Amending City Code Sections 7-10 and 7-11 Regarding Vehicle Registration and Vehicle Registration Tax. (CAF 16-107) [See Notebook Tab 10]
  - Ordinance 16-41
- c) Consideration of Approval of Resolution 16-75, Employee Appreciation One-Time Salary Supplement. (CAF 16-112) [See Notebook Tab 11]
  - Resolution 16-75
- d) Consideration of Approval of Resolution 16-76, Ratifying the Signing by the Mayor, City of Henderson, North Carolina of Memorandum of Agreement (MOA) for Proposed Southeast High-Speed Rail (SEHSR) Project Segment from the Virginia-North Carolina State line to Raleigh, NC, NCDOT TIP Project No. P-3819. (CAF 16-110) [See Notebook Tab 12]
  - Resolution 16-76
- e) Consideration of Approval of Tax Releases and Refunds from Vance County for the Months of September and October 2016. (CAF 16-109) [See Notebook Tab 13]

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

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## **XI. REPORTS**

- a)** Mayor/Mayor Pro-Tem (No Report)
  - i. Shiloh Baptist Church Resolution *[See Notebook Tab 14]*
  - ii. Vance Furniture Resolution
  - iii. Lonnie Davis, Jr. Resolution
- b)** City Manager (No Report)
- c)** Departmental Reports *[See Notebook Tab 15]*
  - i. Fire Department Monthly Report
  - ii. Police Department Monthly Report
  - iii. E-911 Monthly Report
- d)** City Attorney (No Report)
- e)** City Clerk
  - i. Meeting and Events Calendar *[See Notebook Tab 16]*

## **XII. WORK SESSION**

- a)** Consideration of Approval of Resolution 16-43-A, To Award a Bid for the Elmwood Sanitary Sewer Project for Either Option A for Division I to HG Reynolds for \$1,527,926 Funded by the Clean Water State Revolving Fund (CWSRF) Project S370410-08; or Approval of Resolution 16-43-B, Option B in the Amount of \$2,417,408, Subject to the Approval of Additional Funds as Well as Approval by the Local Government Commission. *(CAF 16-69-A) [See Notebook Tab 17]*
  - Resolution 16-43-A or 16-43-B

## **XIII. ADJOURNMENT**

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- 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;
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