



## **AGENDA**

**Henderson City Council Regular Meeting  
Monday 11 September 2017, 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. 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 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) 28 August 2017 Regular Meeting [See Notebook Tab 1]

**VII. RECOGNITIONS/PRESENTATIONS**

- a) Retiree David Hedgepath

**VIII. 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>

**IX. NEW BUSINESS**

- a) Consideration of Approval of Resolution 17-71, Approving the Acceptance of a Parcel of Land Located at 312 Rowland Street Being Identified in the Vance County Registry as Parcel ID 0073-04003, Deed Book 1327, Page 0485. (CAF 17-91) [See Notebook Tab 2]

- Resolution 17-71

- b) Consideration of Approval of Resolution 17-74, Award a Bid for the 2017 Pavement Overlay Project to Carolina Sunrock, LLC for \$399,012. (CAF 17-18-B) [See Notebook Tab 3]

- Resolution 17-14-B

- c) Consideration of Approval of Ordinance 17-24, Requiring Pawnbrokers and Second-Hand Dealers to Electronically Submit Daily Pawn and/or Purchase Transactions to Law Enforcement. (CAF 17-59) [See Notebook Tab 4]

- Ordinance 17-24

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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.

- d) Consideration of Approval of Resolution 17-69, Establishing the Filing Fee for Municipal Elections for Mayor and City Council Seats to \$10.00 and Amending the Annual Fee Schedule. (CAF 17-87) [See Notebook Tab 5]
  - Resolution 17-69
- e) Consideration of Approval of Resolution 17-66, Authorizing an Engineering Amendment to Dewberry Engineers in the Amount of \$7,000 for the Addition of the Beckford Drive Waterline Extension to the Young Avenue Asbestos Cement Water Line Replacement Project #WIF-1911 and Ordinance 17-33, FY18 BA #4, Approving the Use of Contingency with the Project Budget. (CAF 17-84) [See Notebook Tab 6]
  - Resolution 17-66
  - Ordinance 17-33
- f) Consideration of Approval of Resolution 17-68, Allowing the City Manager to Approve Grant Applications up to \$5,000 When No Matching Funds are Required. (CAF 17-86) [See Notebook Tab 7]
  - Resolution 17-68
- g) Consideration of Approval of Resolution 17-65-A, Authorizing Salary Increases for Police and Fire Department Employees. (CAF 17-83-A) [See Notebook Tab 8]
  - Resolution 17-65-A
- h) Consideration of Approval of Resolution 17-76, Transfer of Ownership of Canine (K-9) Bono to Michael Tucker Wilder, Reserve Officer and Handler, Through Contractual Agreement. (CAF 17-94) [See Notebook Tab 9]
  - Resolution 17-76
- i) Consideration of Approval of Resolution 17-70, Approving the Use of City Owned Property Located at the Intersection of Arch Street and Chavasse Street for a Beautification/Reflection Park. (CAF 17-90) [See Notebook Tab 10]
  - Resolution 17-70

## **X. CONSENT AGENDA**

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

**a)** Consideration of Approval of Resolution 17-75, Authorizing Award of Departmental Handgun and Badge to Retiree Lieutenant David Alan Hedgepeth. (CAF 17-93) [See Notebook Tab 11]

- Resolution 17-75

**b)** Consideration of Approval of Resolution 17-62, Approving Changes to the Youth Services Program, and Resolution 17-63, Establishing a City Wide Community Advisory Committee. (CAF 17-81) [See Notebook Tab 12]

- Resolution 17-62
- Resolution 17-63

## **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.<sup>4</sup>

## **XII. REPORTS**

**a)** Mayor/Mayor Pro-Tem (No Report)

**b)** City Manager (No Report)

**c)** City Attorney (No Report)

**d)** City Clerk

- i. Meeting and Events Calendar [See Notebook Tab 13]
- ii. E-911 Monthly Report
- iii. Fire Department Monthly Report
- iv. Recreation/Parks Monthly Report
- v. National Chiropractic Health Month Proclamation
- vi. Kesler Temple African Methodist Episcopal Zion Church Proclamation
- vii. Divine Habitation Ministries International Recognition

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### **<sup>4</sup> Citizen Comment Guidelines for Non-Agenda Items**

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- 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.

### **XIII. WORK SESSION**

- a) Consideration of Approval of Resolution 17-67, Adopting a Policy Authorizing Remote Participation by Council Members in Meetings of the City of Henderson, North Carolina Council Members. (CAF 17-85) [See Notebook Tab 14]*
  - Resolution 17-67
  
- b) Consideration of Approval of Ordinance 17-35, Amending the Zoning Ordinance Article 900, Section 906: Regarding Extending a Special Use Permit. (CAF 17-89) [See Notebook Tab 15]*
  - Ordinance 17-35
  
- c) Consideration of Possible Alternatives to Water Line Extensions to Serve the Skenes Avenue Neighborhood. (CAF 17-79) [See Notebook Tab 16]*

### **XIV. ADJOURNMENT**

**City Council Minutes**  
**Regular Meeting**  
**11 September 2017**

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**PRESENT**

Mayor Eddie Ellington, Presiding; and Council Members Marion B. Williams, Sara M. Coffey, D. Michael Rainey, Melissa Elliott, Garry D. Daeke and Fearldine A. Simmons

**ABSENT**

Council Members Michael C. Inscoe and George M. Daye

**STAFF PRESENT**

City Manager Frank Frazier, City Attorney D. Rix Edwards, City Clerk Esther J. McCrackin, Finance Director Joseph Fuqua, Police Chief Marcus Barrow, Assistant Police Chief Vance Johnson, Capt. Tony Pendergrass, Fire Chief Steve Cordell, Assistant Fire Chief Curtis Tyndall, Assistant to City Manager Paylor Spruill, Engineering Director Clark Thomas, Development Services Director Corey Williams, Human Resources Director Cathy Brown, Henderson Water Reclamation Facility Director Lamont Allen and Recreation and Parks Director Kendrick Vann.

**CALL TO ORDER**

The 11 September 2017 Regular Meeting of the Henderson City Council was called to order by Mayor Eddie Ellington at 6:02 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 Simmons led those present in a prayer and the Pledge of Allegiance.

**OPENING COMMENTS**

Mayor Ellington recognized Boy Scout Troop 690 and welcomed everyone in attendance.

**ADJUSTMENTS TO/APPROVAL OF AGENDA**

Mayor Ellington asked if there were any adjustments to the Agenda. The City Clerk stated Item C under New Business will be removed from the Agenda *(Requiring Pawnbrokers and Second-Hand Dealers to Electronically Submit Daily Pawn and/or Purchase Transactions to Law*

*Enforcement.*) Council Member Williams moved to accept the Agenda as adjusted. Motion seconded by Council Member Rainey, and unanimously approved.

## **APPROVAL OF MINUTES**

Mayor Ellington asked for any corrections to and/or approval of the minutes. Council Member Daeke moved the approval of the 28 August 2017 minutes as presented. Motion seconded by Council Member Elliott, and unanimously approved.

## **PRESENTATIONS/RECOGNITIONS**

Retiree Lt. David Hedgepath was unable to attend this evening so the retirement clock and throw will be presented to him at another time.

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

City Clerk McCrackin advised no citizen wished to address Council.

## **NEW BUSINESS**

**Approving the Acceptance of a Parcel of Land Located at 312 Rowland Street Being Identified in the Vance County Registry as Parcel ID 0073-04003, Deed Book 1327, Page 0485.** (*Reference: CAF 17-91; Resolution 17-71*)

City Manager Frazier explained this property was on the list for demolition; however, it was purchased and is current owned by the Federal Home Mortgage Company. The Mortgage Company has asked the City to take back the property. One condition that was required before consideration was that the abandoned structure on the property had to be demolished. The structure has been demolished and Mr. Frazier said it is recommended that the City take the property back. He said the City owns adjacent parcels and together they would make a nice sized lot for future use.

There was no discussion so Mayor Ellington then asked Council how it wished to proceed.

Council Member Rainey moved the approval of Resolution 17-71, *Approving the Acceptance of a Parcel of Land Located at 312 Rowland Street Being Identified in the Vance County Registry as Parcel ID 0073-04003, Deed Book 1327, Page 0485.* Motion seconded by Council Member Simmons, and APPROVED by the following vote: YES: Williams, Coffey, Rainey, Elliott, Daeke and Simmons. NO: None. ABSTAIN: None. ABSENT: Inscoc and Daye. (*See Resolution Book 5, p 311*)

**Award a Bid for the 2017 Pavement Overlay Project to Carolina Sunrock, LLC, for \$399,012.** (*Reference: CAF 17-18-B, Resolution 17-74*)

City Manager Frazier was pleased to report the action taken by Council to set aside the \$200,000 from FY 16-17 to add to \$200,000 in the FY17-18 budget has made this project possible. He said three bids were received with the low bidder being Carolina Sunrock, LLC. As the project is being done, staff will work with the contractor in keeping track of quantities used and if

needed, will remove streets to stay within budget. However, with the variation of tonnage/millage costs it may be possible to add streets to this project. Currently the streets (or parts of) to be resurfaced are: Zollicoffer, Zene, N. College, Mitchell, Marsha, Country Club Drive, Kittrell, Lamb, Nicholas, White Oak Drive, Rowland, Lynn, Valley View, Shirley and Daniel.

Council Member Coffey asked if the bids were all local. Mr. Frazier said the other two bidders were ST Wooten and Turner Asphalt with ST Wooten having a local plant in Henderson and Turner Asphalt is out of Raleigh/Durham.

Council Member Rainey thanked the City Manager for going with a local company as Carolina Sunrock was the low bidder and has a plant just outside of Kittrell.

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

Council Member Rainey moved the approval of Resolution 17-74, *Award a Bid for the 2017 Pavement Overlay Project to Carolina Sunrock, LLC, for \$399,012*. Motion seconded by Council Member Coffey, and APPROVED by the following vote: YES: Coffey, Rainey, Elliott, Daeke, Simmons and Williams. NO: None. ABSTAIN: None. ABSENT: Inscoe and Daye. (See Resolution Book 5, p 317)

**Establishing the Filing Fee for Municipal Elections for Mayor and City Council Seats to \$10.00 and Amending the Annual Fee Schedule.** (Reference: CAF 17-87; Resolution 17-69)

City Manager Frazier said the current filing fee for Municipal Elections is \$5.00. After checking with surrounding communities, it was felt the fee should be increased to \$10.00 to be in line with the other communities.

There was no discussion so Mayor Ellington asked Council how it wished to proceed.

Council Member Coffey moved the approval of Resolution 17-69, *Establishing the Filing Fee for Municipal Elections for Mayor and City Council Seats to \$10.00 and Amending the Annual Fee Schedule*. Motion seconded by Council Member Williams, and APPROVED by the following vote: YES: Rainey, Elliott, Daeke, Simmons, Williams and Coffey. NO: None. ABSTAIN: None. ABSENT: Inscoe and Daye. (See Resolution Book 5, p 307)

**Authorizing an Engineering Amendment to Dewberry Engineers in the Amount of \$7,000 for the Addition of the Beckford Drive Waterline Extension to the Young Avenue Asbestos Cement Water Line Replacement Project #WIF-1911 and Approving the Use of the Contingency with the Project Budget.** (Reference: CAF 17-84; Resolution 17-66, Ordinance 17-33, BA # 4)

City Manager Frazier reminded Council that in 2016 it approved a \$200,000 allocation from Capital Reserve to install a waterline on Beckford Drive from South Park Drive to Radio Lane. This amendment will allow Dewberry Consultants to prepare the engineering report and the environmental information document, and to perform all the loan and construction administration functions for this additional work to the existing agreement with DWSRF for a water line replacement along Young Avenue, Roanoke Avenue, Nelson Street and Coble Boulevard. In



doing this loop, it will keep businesses and medical facilities from losing water if a water main should occur on Dabney Drive. Mr. Frazier also stated that it may be possible to use state revolving funds for this project which may allow the \$200K or a portion of that amount to be placed back into Capital Reserve as well as possibly obtaining a better price for the work since it is now with in a larger project. Mr. Mitchell from Dewberry was present in case Council had any questions.

Council had no questions so Mayor Ellington asked Council how it wished to proceed.

Council Member Daeke moved the approval of Resolution 16-66, *Authorizing an Engineering Amendment to Dewberry Engineers in the Amount of \$7,000 for the Addition of the Beckford Drive Waterline Extension to the Young Avenue Asbestos Cement Water Line Replacement Project #WIF-1911 and Ordinance 17-33, FY18 Budget Amendment #4, Approving the Use of the Contingency with the Project Budget.* Motion seconded by Council Member Rainey, and APPROVED by the following vote: YES: Elliott, Daeke, Simmons, Williams, Coffey and Rainey. NO: None. ABSTAIN: None. ABSENT: Inscoc and Daye. *(See Resolution Book 5, p 301; Ordinance Book 9, p 469)*

**Allowing the City Manager to Approve Grant Applications Up to \$5,000 When No Matching Funds are Required.** *(Reference: CAF 17-86; Resolution 17-68)*

City Manager Frazier said in an effort to expedite grant applications, he is requesting approval from Council to process non-matching fund grants applications less than \$5,000.

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

Council Member Daeke moved the approval of Resolution 17-68, *Allowing the City Manager to Approve Grant Applications Up to \$5,000 When No Matching Funds are Required.* Motion seconded by Council Member Elliott, and APPROVED by the following vote: YES: Daeke, Simmons, Williams, Coffey, Rainey and Elliott. NO: None. ABSTAIN: None. ABSENT: Inscoc and Daye. *(See Resolution Book 5, p 305)*

**Authorizing Salary Increases for Police and Fire Department Employees.** *(Reference: CAF 17-83-A; Resolution 17-65-A)*

City Manager Frazier said during the budget process Council asked that additional salary increases be considered. During the last work session, he presented three salary options for Council to consider. The first option was to increase the salaries for the police officers; the second option was to increase the salaries for both the police officers and firefighters and the third option was to increase salaries for all employees. During the work session, Council felt the budget could sustain a salary increase for both the police officers and firefighters (Option B) and that is what is presented in the proposed resolution.

Council Member Coffey felt this issue should be reconsidered since revenue is not looking quite as bleak as originally thought and said increases should be considered for all employees. Council Member Rainey also felt increases should be considered for all employees. Council Member Simmons commended her peers for reconsidering this issue.

Council Member Daeke said he also felt all employees should be included in the increase; however, he reminded Council that if increases are approved for all employees it will add more than a third of a million dollars to the budget and he said Council will need to work very hard in the next fiscal year and thereafter to balance the budget. He said the General Fund is sustained mainly with sales and property taxes and in hard times these “sour” quickly and will have to be dealt with perhaps by eliminating positions or other cost cutting measures.

The Manager reminded Council that it would cost an additional \$61,500 above the Fire and Police amount of \$275,770. Also, there was an additional \$196,000 in debt service for equipment and the Fire Department/Municipal renovations that would have to be accounted for in the next fiscal year.

There was no other discussion so Mayor Ellington asked Council how it wished to proceed.

Council Member Elliott moved the approval of Resolution 17-65-A, *Authorizing Salary Increases for Police and Fire Department Employees*. Motion seconded by Council Member Coffey, and APPROVED by the following vote: YES: Simmons, Williams, Coffey, Rainey, Elliott and Daeke. NO: None. ABSTAIN: None. ABSENT: Inscoe and Daye. (See Resolution Book 5, p 299-A)

**Transfer of Ownership of Canine (K-9) Bono to Michael Tucker Wilder, Reserve Officer and Handler, Through Contractual Agreement.** (Reference: CAF 17-94; Resolution 17-76)

City Manager Frazier asked Police Chief Barrow to explain this transition. The Chief said normally when a K-9 lives out its career, it is retired to its handler. K-9 Bono has had two handlers; the first left the agency and although Mr. Wilder recently left to join the North Carolina State Troopers, he is still a Reserve Officer with the Henderson Police Department and is willing to purchase K-9 Bono for \$1,000. Although K-9 still has several years of service left, it is not recommended that he have a third handler

Council Member Coffey asked what it costs to train a K-9. Chief Barrow said the cost is over \$10,000 if you include the purchase price, training, schooling for the handler, etc.

Council Member Daeke asked how many K-9 officers are on the force. The Chief responded two. Council Member Coffey asked if two are sufficient and if a K-9 could be donated. Chief Barrow said two are definitely sufficient. Council Member Williams asked if there are plans to purchase another K-9. The Chief said there are no plans to purchase additional K-9s and he would not be open to accepting a donated animal.

With no other questions, Mayor Ellington asked Council how it wished to proceed.

Council Member Coffey moved the approval of Resolution 17-76, *Transfer of Ownership of Canine (K-9) Bono to Michael Tucker Wilder, Reserve Officer and Handler, Through Contractual Agreement*. Motion seconded by Council Member Rainey, and APPROVED by the following vote: YES: Williams, Coffey, Rainey, Elliott, Daeke and Simmons. NO: None. ABSTAIN: None. ABSENT: Inscoe and Daye. (See Resolution Book 5, p 321)

**Approving the Use of City Owned Property Located at the Intersection of Arch Street and Chavasse Avenue for a Beautification/Reflection Park.** *(Reference: CAF 17-90; Resolution 17-70)*

City Manager Frazier said he has talked with Council Member Elliott about this project and a proposal by Ms. Elliott was distributed which is incorporated by reference and hereby made part of these minutes. The intersection of Arch Street and Chavasse Ave has been designated as an area for beautification and reflection. Ms. Elliott has canvassed the neighborhood and has a petition of those who think this park is a wonderful idea for bringing hope to the area. She explained various citizens, organizations and businesses have already committed to making improvements. There was then a discussion about the need to set basic criteria for maintaining the lot and it was agreed that the City Manager will meet with the City Attorney to establish the criteria.

There was no further discussion.

Council Member Coffey moved the approval of Resolution 17-70, *Approving the Use of City Owned Property Located at the Intersection of Arch Street and Chavasse Street for a Beautification/Reflection Park.* Motion seconded by Council Member Simmons, and APPROVED by the following vote: YES: Williams, Coffey, Rainey, Elliott, Daeke and Simmons. NO: None. ABSTAIN: None. ABSENT: Inscoe and Daye. *(See Resolution Book 5, p 309)*

**CONSENT AGENDA**

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

**Authorizing Award of Departmental Handgun and Badge to Retiree Lieutenant David Alan Hedgepeth.** *(Reference: CAF 17-93, Resolution 17-75)* Tradition has been to award a retiring officer his/her badge at no cost and the service sidearm at a said price of \$1.00. Lt. Hedgepeth joined the Henderson Police Department on January 23, 1989 and will retire on August 31, 2017. *(See Resolution Book 5, p 319)*

**Approving Changes to the Youth Services Program and Establishing a City Wide Community Advisory Committee.** *(Reference: CAF 17-81; Resolution 17-62 and 17-63)* During the last Work Session, Council agreed to move forward with reclassifying two existing positions within the Recreation and Parks Department to increase the responsibilities, use contracted and FT/PT Administrative Support staff to assist in meeting deadlines, and to fund creation of funds and grant-writing reviews. *(See Resolution Book 5, pgs 293 and 295)*

Mayor Ellington asked if anyone wished to remove any item from the Consent Agenda. There were no requests. Mayor Ellington then asked for a motion to approve the Consent Agenda.

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

## PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS

City Clerk McCrackin advised one citizen wished to address Council.

**Jamario Williams, 206 Daffodil Drive** Mr. Williams came before Council to explain Type 1 Diabetes and to share a little information about his foundation *My Team Over Everything*. He is currently raising funds for the Diabetes Walk scheduled in Henderson on October 14 at the Aycock Center from 10:00 a.m. to Noon.

Council Member Williams shared Chief Barrow attended the kick off in Raleigh with Mr. Williams and herself and said a walk will be held in Raleigh on October 28.

## REPORTS

- a) Mayor/Mayor Pro-Tem – Mayor Ellington said he attended the HWRF Dedication, Downtown Development has hired a new part-time director, Kaine Riggins and that the EDC is currently in the process of hiring a new director.
- b) City Manager – Mr. Frazier reported on the following:
  - i. Mr. Frazier commended the HWRF and said the State was very impressed with the dedication ceremony and improvements that have taken place at the facility.
  - ii. Moving forward with the Kerr Lake Regional Water upgrade will require a Special Called Meeting on Monday, September 25 at 6:00 p.m. to consider an application for additional funding. The deadline for submission is September 29, 2017.
  - iii. There has been a settlement with the hospital that will increase the City coffers by approximately \$242,000. Council Member Daeke asked if this is a recurring amount. Mr. Frazier said it is a one-time payment and accounts for actual values.
  - iv. Mr. Frazier has received a request to meet with the County's Intergovernmental Committee on Thursday, September 14 at 3:00 p.m. to discuss a request from the Library for additional funding. This will be attended by the City's liaison but other Council Members are welcome.
  - v. Staff is looking into possible projects to apply for a Golden Leaf grant as there is up to \$1.5 million available.
  - vi. There are temporary stop signs at the intersection of Montgomery and Chestnut and the City is working diligently with the insurance company of the motorist who struck the traffic signal to get the signs back up as quickly as possible.
  - vii. A technical correction will be made to Resolution 17-22 designating Birch/Bobbitt and Pine streets as city streets. The mileage was incorrect on the original resolution and a correct resolution will be submitted to the State. A copy of the map showing the corrected mileage was distributed.
  - viii. The Fire Department is undergoing an ISO Inspection this week. If approved it may reduce commercial insurance rates for businesses.
  - ix. Bids are being requested for replacing the roof on Abigail's Bookstore.

- x. Mr. Frazier is beginning to receive responses to the letter he sent out regarding sewer tap connections. He stated that most of the concern has been the upfront tap fee which is approximately \$1,000.
- xi. In an effort to keep Council informed, Mr. Frazier asked Development Services Director Corey Williams to give a brief report on the status of buildings downtown.

Mr. Williams and Fire Chief Cordell have been working with the owner of 411 Garnett Street to secure the building. This individual also owns 424-426 Garnett Street (Grissom Shoe Shop) and has been working to improve the building today. They will continue to monitor the situation and work with the owner toward providing a safe solution. This area (sidewalk and street parking) has been closed off for several weeks due to safety concerns. The Manager

Council Member Rainey asked if the property at 411 is demolished if it will become city owned. Mr. Williams said no; it will remain in the hands of the owner. Council Member Coffey made a comment that it should not remain an eyesore.

c) City Attorney - (No Report)

d) City Clerk – Reminded Council of the Crime Stoppers Banquet and the COG Banquet coming up in the next couple of weeks.

## WORK SESSION

**Adopting a Policy Authorizing Remote Participation by Council Members in Meetings of the City of Henderson North Carolina, Council Members.** (Reference: CAF 17-85; Resolution 17-67)

City Manager Frazier said this policy is one that can be used when emergency situations arise and a Council Member wishes to be included in a council meeting. He felt it was important to have a policy in place before a situation arises.

Council Member Daeke said he liked the fact that a quorum had to be physically present.

There were no other comments and Mayor Ellington asked how Council would like to proceed.

It was the consensus of Council, as follows, to take this item to the next regular meeting: YES: Williams, Coffey, Rainey, Elliott, Daeke, and Simmons. NO: None. ABSTAIN: None. ABSENT: Insoe and Daye.

**Amending the Zoning Ordinance Article 900, Section 906; Regarding Extending a Special Use Permit.** (Reference: CAF 17-89; Ordinance 17-35)

Mr. Frazier explained that sometimes due to unforeseen circumstances, a Special Use Permit has to be renewed. This amendment would allow for a one time one year extension with all

conditions and requirements of the original permit remaining in place. A Public Hearing will need to be held before this amendment can be considered.

There was no discussion so Mayor Ellington asked for the consensus of Council. The consensus was to move forward with the Public Hearing as follows: YES: Williams, Coffey, Rainey, Elliott, Daeke and Simmons. NO: None. ABSTAIN: None. ABSENT: Inscoc and Daye.

*(Clerk's Note: Council Member Elliott left the meeting at 7:20 p.m.)*

#### **Possible Alternatives to Water Line Extensions to Serve the Skenes Avenue Neighborhood.**

Mr. Frazier reminded Council that the State has contacted the City regarding some wells in the ETJ that have been contaminated. He then asked Engineering Director Clark Thomas to review some possible alternatives for providing water to these areas. Mr. Thomas reviewed three options: 1) an 8" water main extension on Skenes Avenue; 2) an 8" water main extension from Hawkins Drive on Nicholas Street and Skenes Avenues; and 3) various size water mains for Nicholas Street, Wilkins Lane, Fields Avenue, Center Lane and Skenes Avenue. The Manager said this project would probably score high on a grant application but would more than likely be in the form of a loan. He also said that looping the water system would provide better reliability for the two schools in the area and mentioned that there will be a need to replace the existing two-inch main with a larger main in the near future.

*(Clerk's Note: Council Member Rainey had called earlier in the day to say he would need to leave the meeting shortly before 7:30 and after excusing himself with the Mayor, left the meeting at 7:25 p.m.)*

After a short discussion, Mr. Frazier was asked to research further possible funding pools to provide clean water to the residents in this area. Discussion with the County and State were specifically mentioned for further exploration but it was realized that this may not be a high priority for the City.

#### **OTHER**

Council Member Elliott commended Fire Chief Cordell for his presentation during the Recovery Revival at Vance Granville Community College last night. She also mentioned an event she is sponsoring this weekend entitled *A Mother's Cry*.

Council Member Daeke mentioned the 8<sup>th</sup> Annual Ducky Derby coming up this Saturday, September 16<sup>th</sup>.

Council Member Coffey thanked everyone for supporting her new venture by attending the Ribbon Cutting.

Council Member Williams mentioned there is now a "farm" in Henderson that is now GAP Certified making it the first in Vance County.

With no further discussion, Mayor Ellington asked if Council was prepared to adjourn.

## ADJOURNMENT

Council Member Coffey moved for adjournment. Motion seconded by Council Member Williams, and unanimously approved. The meeting adjourned at 7:30 p.m.

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Eddie Ellington  
Mayor

*ATTEST:*

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Esther J. McCrackin, City Clerk

The Beautification Project 2017  
(Chavasse ave & Arch street lot)

**Neighborhood**



**Beautification**



**Council Woman Melissa Elliott**



The main goal of the 2017 Beautification Project is to make the corner lot at Chavasse Ave. and Arch St. more appealing to the residents that live nearby. The first objective in this goal is to obtain the permission from the City of Henderson, the owner of this property, so that this project may take place. The second objective that falls under this goal is to create partnerships from residents, local businesses, and other local resources to provide funding and labor to complete the work. Finally, the last objective is to maintain the project over time through continuing partnerships with local residents and other resources.

To meet the second objective, Councilwoman M. Elliott has preemptively created the partnerships needed to complete this project. Lowe's Home Improvement plans to donate the wood for the benches on this corner, and Kittrell Job Corps has volunteered not only to build the benches, but also to assist with other labor. Local citizens, Gang Free Inc., and members of the Henderson Police Department are willing to volunteer their time for labor needed to complete the work involved. The Master Gardner's Club has committed to planting the flora and foliage on this property. Additionally, Ulysses Clements Jr. has offered to donate the design of five memorial stones for the victims of violent crimes killed in Ward 3.

The final objective is to keep this corner lot beautiful throughout the years. Gang Free Inc. has offered to accept this task. Gang Free Inc. will complete this by utilizing this lot for community service work, and to strengthen its relationship within the community.

The second goal for the 2017 Beautification Project is to remove unsightly and unmaintained memorials in Ward 3. The first objectives for this goal is to contact and include the family members of victims killed during a violent crime. Create a simple applications process for victim's families that may not be readily identified or contacted. Finally, remove the unmaintained memorials and graffiti from the roadways in Ward 3.

Councilwoman M. Elliott is currently attempting to contact the immediate family of the victims killed in Ward 3. Some of these families have moved and changed their contact information over the years and are unable to be contacted now, because of this fact Councilwoman M. Elliott has suggested a simple application process. Gang Free Inc. would intake the applications, review them, and make a final decision about placing additional memorial stones in the lot.

Lastly, once buy-in has been created with the families that still reside in the area, and the local citizenry in Ward 3, the unmaintained memorials will be removed, and the graffiti will be cleaned from the roadways.

It is anticipated that this project will take approximately 60 days to complete once the work begins. While Kittrell Job Corps is working on the benches, Gang Free Inc. and other laborers can begin removing trash and weeds from the lot. Tilling the ground on this lot, may take approximately 10 days to complete. Once this is complete planting, placing the benches, and laying the footstones can take place over the remaining 50 days.

