



## AGENDA

Henderson City Council Regular Meeting

Monday 11 June 2018, 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 William Burnette  
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) 14 May 2018 Regular Meeting [See Notebook Tab 1]
- b) 15 May 2018 Budget Work Session #1
- c) 17 May 2018 Budget Work Session #2
- d) 21 May 2018 Budget Public Hearing

## VII. PRESENTATIONS/RECOGNITIONS

- a) North Carolina Department of Labor Certificate of Safety Achievement – KLRW

## VIII. PUBLIC HEARING

- a) Consideration of Approval of Ordinance 18-23, Amending the Zoning Map to Rezone Property from R8 (Moderate to High Density) to OI (Office and Institutional) 1.5<sup>+/-</sup> acres 817, 823, & 829 Dabney Drive, 125 Feet Dabney Drive, and 1423 Perry Avenue; Vance County Tax Parcel 0014 05008, 0014 05009, 0014 05010, 0014 05007, and 0014 05011. (CAF 18-55) [See Notebook Tab 2]
  - Ordinance 18-23

## 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>

## X. OLD BUSINESS

- a) Consideration of Approval of Ordinance 18-19, Adoption of the FY18-19 Budget and FY 2018-19 Annual Fee Schedule. (CAF 18-19) [See Notebook Tab 3]
  - Ordinance 18-19

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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.

b) Consideration of Approval of Resolution 18-26, Order of Demolition for 200 Parham Road, Former Kerr Lake Inn Hotel. (CAF 18-61) [See Notebook Tab 4]

- Resolution 18-26

## **XI. NEW BUSINESS**

a) Consideration of Approval of 1) Resolution 18-25, Approving an Amendment to the CDM Smith Contract Relative to the Kerr Lake Regional Water Treatment Plant Expansion for Additional Geophysical Subsurface Investigations, and 2) Ordinance 18-24, FY18 BA #23, Transferring Funds from the Contingency Line Item of the 20 MGD CIP Project to the Engineering Line Item of the 20 MGD CIP Project. (CAF 18-56) [See Notebook Tab 5]

- Resolution 18-25
- Ordinance 18-24

b) Consideration of Approval of Resolution 18-41, Acceptance of a Grant Through Franklin-Vance-Warren Opportunity, Inc., Community Services Block Grant funding from the Department of Health and Human Services in the Amount of \$50,000 for the Employment of Youth in a Summer Youth Employment Development Program. (CAF 18-58) [See Notebook Tab 6]

- Resolution 18-41

c) Consideration of Approval of Resolution 18-38, Issuance of Certificate of Sufficiency from the City Clerk Following Investigation of Sufficiency of Four Annexation Petitions; and 2) Fixing Date of Public Hearing on Question of Annexation of 408 Birch Street; 416 Bobbitt Street; 424 Bobbitt Street and 425 Bobbitt Street. (CAF 18-53) [See Notebook Tab 7]

- Resolution 18-38

d) Consideration of Approval of Resolution 18-42, Authorizing Execution of Final Change Order #2 for the Elmwood Sanitary Sewer Project in the Amount of \$15,183 with a Final Adjustment of the Contract to \$1,523,043.09 Based on the Final Adjustment to Unit Items within the Contract. (CAF 18-59) (See Notebook Tab 8]

- Resolution 18-42

e) Consideration of Approval of: 1) Resolution 18-04, Authorizing the Grant Application from the NC Industrial Development Relative to Funding Assistance for a Water and Sewer Main Extension for Mast Operations, LLC; and 2) Resolution 18-40, Authorizing an Agreement with Kerr Tar Regional Council of Governments (COG) for Assistance with the Grant Application. (CAF 18-57) [See Notebook Tab 9]

- Resolution 18-04
- Resolution 18-40

f) Consideration of Approval of Ordinance 18-25, Amending Section 7-49 of the Henderson City Code Declaring: a) Lone Street from Hamilton Street to Pearl Street and b) Young Street From Garnett Street to Chestnut Street “One-Way” Streets. (CAF 18-60) [See Notebook Tab 10]

- Ordinance 18-25

## **XII. 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 18-36, Approving a Memorandum of Understanding (MOU) with Vance-Granville Community College for the Use of the Law Enforcement Training Center. (CAF 18-50) [See Notebook Tab 11]

- Resolution 18-36

b) Consideration of Approval of Resolution 18-37, Authorizing the City to Enter into a Memorandum of Understanding (MOU) with the Embassy Cultural Center in Regards to the Henderson-Vance Rec Players. (CAF 18-51) [See Notebook Tab 12]

- Resolution 18-37

c) Consideration of Approval of Resolution 18-39, Ratifying the Submission of an Application to the Bureau of Justice Assistance Office for the FY18 Bulletproof Vest Program Grant for the Police Department. (CAF 18-54) [See Notebook Tab 13]

- Resolution 18-39

d) Consideration of Approval of Ordinance 18-09, FY18 BA #16, to Close Out the 20 MGD – Phase 1A CIP Account and Transfer Balance to KLRW Improvement Project. (CAF 18-26) [See Notebook Tab 14]

- Ordinance 18-09

e) Tax Releases and Refunds from Vance County for the Month of April 2018. (CAF 18-52) [See Notebook Tab 15]

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

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### **XIV. REPORTS**

- a) Mayor/Mayor Pro-Tem (No Report)**
- b) City Manager (No Report)**
  - i. Sanitary Sewer Repair Update – Red Bud Creek piers
  - ii. Easement – Duke Energy - HWRF
  - iii. Knuckleboom Truck
  - iv. Outdoor Pavilion Update
  - v. Dabney Drive
- c) City Attorney (No Report)**
- d) City Clerk**
  - i. Meeting and Events Calendar [*See Notebook Tab 16*]
  - ii. E-911 Monthly Report
  - iii. Fire Department Monthly Report

### **XV. CLOSED SESSION**

- a) Pursuant to G.S.§143-318.11 (a)(3) regarding Attorney/Client Privilege**

### **XVI. ADJOURNMENT**

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

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