



AGENDA

Henderson City Council Regular Meeting

Monday 10 June 2019 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 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 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) 13 May 2019 Regular Meeting. *[See Notebook Tab 1]*
- b) 14 May 2019 Budget Work Session #1
- c) 16 May 2019 Budget Work Session #2
- d) 20 May 2019 Public Hearing and Budget Work Session #3

VII. 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

VIII. NEW BUSINESS

- a) Consideration of Approval of Ordinance 19-22, Adoption of the FY 19-20 Budget and FY 19-20 Annual Fee Schedule. *(CAF 19-42) [See Notebook Tab 2]*
 - Ordinance 19-22
- b) Consideration of Approval of 1) Resolution 19-22, Authorizing Execution of Change Order #1 with H.G. Reynolds Company, Inc., on the Young Avenue Asbestos Cement (AC) Waterline Replacement Project Contingent Upon NCDEQ Division of Water Infrastructure's Approval; and 2) Ordinance 19-27, FY19 BA #36, Amending the Budget to Allow Contingency Funds Within the Project to be Utilized. *(CAF 19-47) [See Notebook Tab 3]*
 - Resolution 19-22
 - Ordinance 19-27

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.

- c) Consideration of Approval of Ordinance 19-18, Amending Chapter 13, Section 13-1 Henderson City Code Regarding Limitations on Providing Fire and Rescue Protection. (CAF 19-37) [See Notebook Tab 4]
- Ordinance 19-18
- d) Consideration of Approval of Resolution 19-23, Providing for the Disposition of Three Jointly Held Properties by the City and County Identified as 803-809 N. Garnett Street, Further Identified in Vance County Register of Deeds Book #1294, Page #811; Tax Parcel #0075 03031; 719 N. Garnett Street, Further Identified in Vance County Register of Deeds Book 1278, Page #888; Tax Parcel #0075 03005; and 435 N. Chestnut Street, Further Identified in Vance County Register of Deeds Book #1349, Page #0334; Tax Parcel #0098 07016. (CAF 19-49) [See Notebook Tab 5]
- Resolution 19-23
- e) Consideration of Approval of Resolution 19-24, City of Henderson Supporting North Carolina HDDS Headquarters Relocation to Granville County and Specifically the Triangle-North Granville Site. (CAF 19-50) [See Notebook Tab 6]
- Resolution 19-24

IX. CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine or have been previously discussed, and can be approved in one motion, unless a Council Member asks for separate consideration of an item.

- a) Consideration of Approval of Ordinance 19-23, FY 19 BA #31, Authorizing the Close Out of the Elmwood Sanitary Sewer Outfall CIP Project Budget. (CAF 19-43) [See Notebook Tab 7]
- Ordinance 19-23
- b) Consideration of Approval of Ordinance 19-24, FY 19 BA #33, Authorizing the Close Out of the Bearpond (ROBCO) Water and Sewer Extension Improvement Project. (CAF 19-44) [See Notebook Tab 8]
- Ordinance 19-24
- c) Consideration of Approval of Ordinance 19-25, FY 19 BA #35, Authorizing the Close Out of the Henderson Vance Industrial Park Water and Sewer Project. (CAF 19-45) [See Notebook Tab 9]
- Ordinance 19-25

d) Consideration of Approval of Ordinance 19-26, FY 19 BA #34, Authorizing the Closeout of the Ross Mill Road Water Line Extension Project. (CAF 19-46) [See Notebook Tab 10]

- Ordinance 19-26

e) Consideration of Approval of Tax Releases and Refunds from Vance County for the Month of April 2019. (CAF 19-48) [See Notebook Tab 11]

X. PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS

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XI. 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 12]
 - ii. E-911 Monthly Report
 - iii. Fire Department Monthly Report

XII. CLOSED SESSION

- a) Pursuant to G.S. §143-318.11 (a)(5) regarding a Contractual Matter

⁴ Citizen Comment Guidelines for Non-Agenda Items

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XIII. WORK SESSION

- a) Consideration of Ordinance 19-21, Amending Zoning Ordinance Article 300B, District Regulations, Section 301B4, Retail Business (B-1, B-2, B-2A, B-3 and B-4). (CAF 19-41) [See Notebook Tab 13]*
- b) Beckford Drive Widening Project. (No Materials)*
- c) Redevelopment Update. (No Materials)*

XIV. ADJOURNMENT