



## AGENDA

Henderson City Council Regular Meeting

Monday 9 September 2019, 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) 12 August 2019 Regular Meeting. *[See Notebook Tab 1]*
- b) 21 August 2019 Special Called Meeting

**VII. PUBLIC HEARING**

- a) Consideration of Approval of Ordinance 19-34, Rezoning 108 & 109 Wortham Court, Vance County Tax Parcel 0208A 01006 & 0208A 01005 from OIA (Office Institutional “A” District) to B-2A (Highway Commercial “A” District). (CAF 19-71) *[See Notebook Tab 2]*
  - Ordinance 19-34

**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 19-40, Authorizing the Sale of a Parcel of City Owned Land Located at 725 Roberson Street, Recorded in Vance County Tax Deed Book 1164, Page 212, Further Identified as PIN #0068 01014 and to Advertise for Upset Bids Per North Carolina General Statute 160A-269. (CAF 19-76) *[See Notebook Tab 3]*
  - Resolution 19-40

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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 Ordinance 19-35, Authorizing the Closing and Vacating of 315 Davis Street for Failure to Comply with Minimum Housing Standards. (CAF 19-72) [See Notebook Tab 4]
- Ordinance 19-35
- c)** Consideration of Approval of Ordinance 19-36, Authorizing the Removal or Demolition of 724 Hughes Street for Failure to Comply with the Abandoned Structure Code (Chapter 21A). (CAF 19-73) [See Notebook Tab 5]
- Ordinance 19-36
- d)** Consideration of Approval of Resolution 19-38, Approving the Sixth Amendment to the Kerr Lake Regional Water System (KLRWS) Agreement. (CAF 19-74) [See Notebook Tab 6]
- Resolution 19-38
- e)** Consideration of Approval of Resolution 19-39, Approving Rent Increase and Continuation of CSX Transportation, Inc. Lease Agreement No. CSX 015161 and a Memorandum of Understanding with Vance Granville Community College and the City of Henderson Regarding Use of the Kenneth K. Roberson Training Center (Henderson Police Training Center). (CAF 19-75) [See Notebook Tab 7]
- Resolution 19-39
- f)** Consideration of Approval of Ordinance 19-39, FY 19-20 Budget Amendment #5, Authorizing the Transfer of Funds from the Henderson Police Department Federal Asset Forfeiture Account to the Overtime Account of the Police Operations Budget. (CAF 19-80) [See Notebook Tab 8]
- Ordinance 19-39
- g)** Consideration of Approval of Resolution 19-41, Approving a Transfer of Real Estate Located at 709 Arch Street, Vance County PIN #0091 01002 to Mr. Omega Perry Under North Carolina General Statutes §160A-457.2 Urban Homesteading Program. (CAF 19-77) [See Notebook Tab 9]
- Resolution 19-41
- h)** Consideration of Approval of Ordinance 19-33, Amending Sanitation Ordinance Chapter 17, Section 17-3, Garbage and Trash Collection Policy. (CAF 19-64) [See Notebook Tab 10]
- Ordinance 19-33

- i) Consideration of Approval of Tax Releases and Refunds from Vance County for the Month of July 2019. (CAF 19-70) [See Notebook Tab 11]

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

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## **X. 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
  - iv. Recreation and Parks Department Monthly Report (No Report)
  - v. Police Department Monthly Report (No Report)
  - vi. Public Services Monthly Report (No Report)
  - vii. Breast Cancer Awareness Month Proclamation

## **XI. CLOSED SESSION**

- a. Pursuant to G.S.§143-318.11 (a)(3) regarding an Attorney Client Matter

## **XII. WORK SESSION**

- a. Consideration of Ordinance 19-37, Amending the Flood Damage Prevention Ordinance. (CAF 19-78) [See Notebook Tab 13]
  - Ordinance 19-37

## **XIII. ADJOURNMENT**

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