



Agenda

Greenville City Council

May 23, 2011
6:00 PM
City Council Chambers
200 West Fifth Street

Assistive listening devices are available upon request for meetings held in the Council Chambers. If an interpreter is needed for deaf or hearing impaired citizens, please call 252-329-4422 (voice) or 252-329-4060 (TDD) no later than two business days prior to the meeting.

I. Call Meeting To Order

II. Invocation - Council Member Smith

III. Pledge of Allegiance

IV. Roll Call

V. Approval of Agenda

- **Public Comment Period**

The Public Comment Period is a period reserved for comments by the public. Items that were or are scheduled to be the subject of public hearings conducted at the same meeting or another meeting during the same week shall not be discussed. A total of 30 minutes is allocated with each individual being allowed no more than 3 minutes. Individuals who registered with the City Clerk to speak will speak in the order registered until the allocated 30 minutes expires. If time remains after all persons who registered have spoken, individuals who did not register will have an opportunity to speak until the allocated 30 minutes expires.

VI. Appointments

1. Appointments to Boards and Commissions

VII. Consent Agenda

2. Minutes of the May 9, 2011 City Council meeting

VIII. New Business

Public Hearings

3. Ordinance to Amend the Greenville Municipal Electoral Districts and Resolution Requesting Expedited Consideration by the United States Department of Justice

Other Items of Business

4. Proposed 2011-2012 budget

IX. Comments from Mayor and City Council

X. City Manager's Report

XI. Adjournment



City of Greenville, North Carolina

Meeting Date: 5/23/2011
Time: 6:00 PM

Title of Item: Appointments to Boards and Commissions

Explanation: Council Member Marion Blackburn requested that the City Council consider an appointment to the Recreation and Parks Commission at the May 23 meeting.

Fiscal Note: No fiscal impact.

Recommendation: Make an appointment to the Recreation and Parks Commission.

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[Appointments To Boards and Commissions City Council Meetings Agenda Deadline Material 138519](#)

Appointments to Boards and Commissions

May 23, 2011

Recreation and Parks Commission

Council Liaison: Council Member Marion Blackburn

Name	District #	Current Term	Reappointment Status	Expiration Date
Jerry Clark (Council Member Blackburn)	5	Second term	Ineligible	May 2011

Applicants for Recreation and Parks Commission

Brian Cooper
1149 Mulberry Lane, #34-G
Greenville, NC 27858

District #: 5

Application Date: 3/5/2011

Home Phone: (252) 439-0651
Business Phone: (252) 439-0651
Email: brianevans_99@yahoo.com

William Fleming
3609 Oak Hills Drive
Greenville, NC 27834

District #: 1

Application Date: 9/24/2010

Home Phone: (252) 756-8759
Business Phone: (252) 531-1600
Email: williamhfleming@yahoo.com

Joseph P. Flood
1919 Sherwood Drive
Greenville, NC 27858

District #: 4

Application Date: 2/10/2009

Home Phone: (252) 353-9915
Business Phone: (252) 328-2745
Email: floodj@ecu.edu

Nathan Frank
4001 Lyme Court
Greenville, NC 27834

District #: 5

Application Date: 7/2/2010

Home Phone: (252) 321-9730
Business Phone: (615) 504-1933
Email: ncfrank@embarqmail.com

Debra Garfi
603A Spring Forest Road
Greenville, NC 27834

District #: 1

Application Date: 4/21/2011

Home Phone: (708) 269-7102
Business Phone: (252) 737-4164
Email: debjo.55@suddenlink.net

Deb Jordan
4321 Davencroft Village Drive
Winterville, NC 28590

District #: 5

Application Date: 1/31/2011

Home Phone: (252) 367-1754
Business Phone: (252) 737-2990
Email: jordand@ecu.edu

Recreation and Parks Commission (continued)

Aaron Lucier
1516 Thayer Drive
Winterville, NC 28590

District #: 5

Application Date: 2/23/2011

Home Phone: (252) 321-3910
Business Phone: (252) 328-2758
Email: luciera@ecu.edu

Jan Maclaga
3402 Foxwood Lane
Greenville, NC 27858

District #: 4

Application Date: 5/12/2011

Home Phone: (252) 756-4520
Business Phone:
Email: maclagaj@ecu.edu

Al Muller
212 Bristol Court
Greenville, NC 27834

District #: 5

Application Date: 2/11/2011

Home Phone: (252) 916-5667
Business Phone: (252) 328-6737
Email: axm6737@gmail.com

Knox Oakley
3906 Bach Circle
Greenville, NC 27858

District #: 4

Application Date: 1/31/2011

Home Phone: (252) 321-6970
Business Phone: (252) 531-2457
Email: k.oakleyetridim.com

Jeffrey O'Neill
1501 W. Ragsdale Drive
Greenville, NC 27858

District #: 3

Application Date: 3/24/2011

Home Phone: (919) 636-1646
Business Phone:
Email: ncarolinasailor@gmail.com

Richard S. Patterson
107 Woodhaven Road
Greenville, NC 27834

District #: 5

Application Date: 7/20/2010

Home Phone: (252) 916-6593
Business Phone: (252) 746-7018
Email: rspattersonsr33@gmail.com

Recreation and Parks Commission (continued)

James Yahnker
413 Beasley Drive, Apt. M-7
Greenville, NC 27834

Application Date: 2/28/2011

District #: 1

Home Phone: (252) 758-3291

Business Phone: (252) 847-4400

Email: yahnker06@suddenlink.net

L. H. Zincone
1730 Beaumont Drive
Greenville, NC 27858

Application Date: 3/7/2011

District #: 4

Home Phone: (252) 756-0071

Business Phone:

Email: bgrassnut@suddenlink.net



City of Greenville, North Carolina

Meeting Date: 5/23/2011
Time: 6:00 PM

Title of Item: Minutes of the May 9, 2011 City Council meeting

Explanation: Proposed minutes for the City Council meeting held on May 9, 2011 are presented for review and approval

Fiscal Note: No direct cost to the City.

Recommendation: Review and approve proposed minutes of the May 9, 2011 City Council meeting.

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[Proposed Minutes of May 8 2011 City Council Meeting 897527](#)

PROPOSED MINUTES
MEETING OF THE CITY COUNCIL
CITY OF GREENVILLE, NORTH CAROLINA
MONDAY, MAY 9, 2011



A regular meeting of the Greenville City Council was held on Monday, May 9, 2011 in the Council Chambers, located on the third floor at City Hall, with Mayor Patricia C. Dunn presiding. Mayor Dunn called the meeting to order at 6:00 pm, after which she gave the invocation, followed by the Pledge of Allegiance.

Those Present:

Mayor Patricia C. Dunn; Mayor Pro Tem J. Bryant Kittrell, III; Council Member Marion Blackburn; Council Member Rose H. Glover; Council Member Max R. Joyner, Jr.; Council Member Calvin R. Mercer; Council Member Kandie Smith

Those Absent:

None

Also Present:

Wayne Bowers, City Manager; David A. Holec, City Attorney; Carol L. Barwick, City Clerk and Patricia A. Sugg, Deputy City Clerk

APPROVAL OF THE AGENDA

Upon motion by Council Member Joyner and second by Council Member Blackburn, the agenda was approved as presented by unanimous vote.

PUBLIC COMMENT PERIOD

Mayor Dunn opened the public comment period at 6:05 pm and explained procedures to be followed by anyone who wished to speak.

Donald Ragavage – 510 Woodlawn Avenue – Wilmington, NC

Mr. Ragavage stated he was speaking on behalf of Greenville's firefighters about Other Post Employee Benefits (OPEB). Benefits are big part of why local firefighters wished to serve in Greenville. Health care costs have increased, and as we speak, there are those in the Capital who seek to eliminate benefits. The firefighters understand and have a working knowledge of budgets and solutions to budgetary problems. If you cut and save money, it doesn't revert back to the taxpayer. It is only diverted elsewhere. Decisions must be made which are not all favorable to employees, but firefighters know this and are willing to help. He referred to a solution that has worked in other cities at no cost to the City or its taxpayers and requested the City Council put the issue on hold and make the decision when full information is available.



Frank Conklin – 1556 Blacksmith Lane

Mr. Conklin asked the City Council to let employees help finance the OPEB benefit. He stated he did not come to whine or complain, but to be sure the City Council is aware that employees are available to help in any way they can to figure out how to finance the health care crisis. City employees typically don't do their jobs for the money that comes in their paychecks, but rather for the benefits they receive. Those benefits are largely due to City Councils. Mr. Conklin stated he has put forth a proposal for his department and feels there is a way to finance OPEB without raising taxes. He acknowledged there are governmental limitations, but making small fee adjustments should allow the City to at least retain benefits for employees who are currently on the City's payroll.

Dave Barham – PO Box 30575 – Greenville, NC

Mr. Barham stated the last paper he did was an economic analysis of five major cities in the State of Ohio. About four to five City Council meetings ago, Council Member Blackburn stated free enterprise would not work in Eastern NC within the taxicab industry. At the same meeting, he heard the Police Chief was in charge of a feasibility study for the taxi industry. Mr. Barham stated that sounds like Socialism to him. He stated he has done feasibility studies for many years because it is fun, and said he would like to see the feasibility study the Police Chief has done on the taxi industry.

Matt McMahon -1811 Blackjack Simpson Road

Mr. McMahon stated he has no script, but is speaking from the heart on how the OPEB decision may affect some employees. He has worked for the City for 14 years. The 15 year cut-off that is being considered, along with raising the age for benefits to 55, will leave him with no coverage from age 48-55 because he was hired at 18 and can retire at age 48 with 30 years of service. Someone who has been here just 6 months longer than he has will be entitled to full benefits, which does not say much for those employees who have been here less than 15 years but come in every third day to literally put their life on the line for the citizens of Greenville. He encouraged the City Council to look at other options.

Paul Ahearn – PO Box 1301 – Greenville, NC

Mr. Ahearn stated he is a 23 year veteran with Fire & Rescue, so proposed changes in OPEB will not impact him directly, but he is concerned for his fellow employees. He stated he has spoken to some of the Council Members individually and he appreciates their time. He stated his department has come up with a proposal to address the OPEB issue and requested they be given an opportunity to help. He stated they know the budget is tight; employees have not had a pay raise in 3 years, but have accepted that without complaint.

As there was no one else present who wished to address the City Council, Mayor Dunn closed the public comment period at 6:19 pm.



CONSENT AGENDA

Mr. Bowers introduced items on the Consent Agenda, reading out the title of each as follows:

- Minutes from the March 3, April 11, and April 14, 2011 City Council meetings
- First reading of an ordinance authorizing expansion of an existing bus franchise by The Rupp Group, LLC, d/b/a DD Express
- First reading of an ordinance granting a taxicab franchise to Mamadou Sanogo, d/b/a Liberty Cab Company
- (Removed for Separate Discussion) Resolution accepting dedication of rights-of-way and easements for Windsor, Section 9
- Contract award for the design of storm drainage improvements for Lakewood Pines Subdivision
- Series resolution authorizing vehicle and heavy equipment purchases through installment purchase financing for Greenville Utilities Commission (Resolution No. 026-11)
- (Removed for Separate Discussion) Resolution authorizing the disposition of one surplus 1999 Ford Crown Victoria to the Town of Bethel
- Report on bids awarded

Mayor Pro-Tem Kittrell moved to remove the resolution accepting dedication of rights-of-way and easements for Windsor, Section 9 and the resolution authorizing the disposition of one surplus 1999 Ford Crown Victoria to the Town of Bethel for separate discussion, and to approve all other items remaining on the Consent Agenda. Council Member Joyner seconded the motion, which passed by unanimous vote.



NEW BUSINESS

- Report from the Cable Television Government Access Channel Ad Hoc Advisory Committee

Beth Winstead, Chairman of the Cable Television Government Access Channel Ad Hoc Advisory Committee stated the Committee worked with staff at East Carolina University (ECU) to send a survey to a random sample of 300 households from each of the districts within the city, for a total of 1,500 households. As an added participation incentive, respondents who supplied their name were eligible to win one of two iPods and two Flip cameras that were given away. 173 surveys were returned for a return rate of 12%, which is considered higher than average for this type of survey.

The demographics for those who responded were comparable with overall city demographics except in the areas of education, home ownership and age of the person doing survey.

Overall, 51% of the respondents viewed GTV9 more than once monthly. 62% of the total respondents stated that GTV9 was very to extremely important. 77% of the respondents stated that they watch for less than one hour at a time. They rated they were satisfied to very satisfied with all programs.

Public Information slides shown on the channel were found to be understandable and readable. Closed captioning was not found to be needed at this time, nor was the need for Secondary Audio Programming (Spanish translation).

The committee feels that the GTV9 staff is currently programming the information most important to the citizens of Greenville. The respondents ranked the following program types they were most likely to watch:

- City government happenings and events
- Information about city services
- Public safety
- Entertainment series

The committee recommends that the City of Greenville maintain and continue to expand the diversity of programs on GTV9 as resources allow.

- (Delayed pending arrival of Consultant) Review of proposed City Council redistricting plan



- Presentations of the proposed fiscal year 2011-2012 budgets
 - Pitt-Greenville Convention and Visitors Authority

Chairman Joe Fridgen of the Pitt-Greenville Convention and Visitors Authority (CVA) stated he works with East Carolina University's Department of Recreation and Leisure Studies and has found it a pleasure to serve as the Convention and Visitors Authority Chairman, working with CVA Director Debbie Vargas and the 14 members of the Authority. The CVA provides services to travelers and visitors, while serving as a clearinghouse for economic development and transportation. He stated they recognize the negative effects of the recent economy and the CVA's budget is not exempt from that. They have moved through the past few years conservatively because the economy has weakened demand, but they remain conscious of the need to look to the future when demands increase. He applauded the City and County for leading the way in Ecotourism. Mr. Fridgen stated the CVA budget for 2011-2012 is a continuation of the 2-year budget presented last year, although some things were held last year that they hope to make happen this year. He stated they hope to move the CVA offices and make investments in staffing. He then introduced CVA Director Debbie Vargas to present the budget.

Ms. Vargas stated Chairman Fridgen had done a great job in prefacing some of the details she would present. She stated the CVA is currently funded off 2/3 of its original funding with the remaining occupancy tax funding going to the Convention Center. City funds have never been used to supplement the CVA budget. The CVA is experienced in managing tight budgets while still providing valuable services and exemplary results.

Ms. Vargas gave a brief synopsis of tax revenues, stating they are not guaranteed growth every year. 65% of revenues collected go toward debt on the convention center and its marketing campaign, with remaining revenues going toward operations and general marketing. She stated their budget is the same as was presented last year, with no revisions.

Ms. Vargas discussed the following goals established by the Authority for 2010-2012:

- Funding for a new part-time position to handle communications such as the CVA website, promotional materials, news releases, etc. The position, which will be the first position added in 21 years, is budgeted for 2011-2012 at \$28,000 with funding to come from reserves.



- Construction/renovation of a building for an office in the uptown area. Funding of \$500,000 is budgeted to come from reserves.
- Exploration of the potential for a partnership between community organizations to embark on a rebranding initiative for the community. Funding would come from reserves.
- Focus on development of a tourism destination asset by advocating for potential community projects.

Ms. Vargas acknowledged she had mentioned many things to be funded from reserves, but stated the CVA's reserve at the end of last year was a little over \$1.3 million. Planning spending for the coming year will leave \$788,000 in reserves, which still leaves the CVA in good financial standing.

- (Consultant arrival) Review of proposed City Council redistricting plan

City Attorney Dave Holec stated that Chris Heagarty of Mel Black and Associates, the City's redistricting consultant, has developed a proposed redistricting plan. The plan utilizes the Criteria for Redistricting approved by the City Council at its March 3, 2011 meeting and input which he received from the Mayor and Council Members at meetings held with each individually.

Mr. Holec reminded the City Council of the anticipated schedule for consideration of the proposed redistricting plan, which is as follows:

<u>DATE</u>	<u>ACTION</u>
May 16, 2011 at 7:00 p.m.	- Public Forum at American Legion Building 403 Saint Andrews Drive
May 17, 2011 at 7:00 p.m.	- Public Forum at Barnes-Ebron-Taft Community Building 120 Park Access Road
May 18, 2011 at 7:00 p.m.	- Public Forum at Jaycee Park Auditorium 2000 Cedar Lane
May 19, 2011 at 7:00 p.m.	- Public Forum at Church of Jesus Christ of Latter Day Saints 307 Martinsborough Road



May 23, 2011
at 6:00 p.m.

- Public Hearing at
City Council Meeting
200 West Fifth Street

Mr. Holec then introduced Chris Heagarty, who apologized for the delay in his arrival. He stated the goal with any redistricting process is to have districts that are compact, contiguous and continuous. Districts should make sense in that they anticipate future growth and annexation, while preserving neighborhoods and communities of interest.

Mr. Heagarty stated that redistricting is governed by the United States Department of Justice, the United States Congress and the United States Supreme Court. With decennial redistricting, which is done every 10 years in conjunction with the Census, the United States Constitution requires equal population by district; one person, one vote. The redistricting may cause no erosion in minority voting strength based on voting-age minority population.

The DOJ, and the Criteria for Redistricting approved by the City Council in March, require that the population deviation between the largest and smallest districts should not exceed 10%. Based on 2010 Census data, the target population for each voting district is 16,911. An evaluation of this data by population and by minority voting strength following, along with an explanation of the meaning of each:

By population:

Population Changes				
District	Current Population	Ideal Population	Total Deviation	Percentage Deviation
1	19535	16911	2624	15.52%
2	12073	16911	-4838	-28.61%
3	15565	16911	-1346	-7.96%
4	14312	16911	-2599	-15.37%
5	23072	16911	6161	36.43%
TOTAL	84557		Citywide Deviation	65.04%

What that means...

- Two districts (1 & 5) are too large and must shrink.
- Three districts (2, 3, & 4) are too small and must grow.
- District 2 must expand its population by just more than a quarter.
- District 5 must shrink by more than a third.



By minority voting strength:

Minority Voting Strength

District	Total Voting Age Population	Caucasian VAP %	African American VAP %
1	15749	41.17%	52.67%
2	8934	23.47%	70.73%
3	13851	73.23%	20.11%
4	11982	79.62%	14.67%
5	18209	69.42%	23.36%

What that means...

- Two districts (1 & 2) have majority-minority voting-age population.
- District 1's minority voting strength is approaching levels that could be found to be a retrogression.
- District 2's minority voting strength is approaching levels that could be found to be an unconstitutional "packing" or over-concentration of minority voters if it results in African American representation on the council falling from two members to one member.
- District 1's minority voting strength can be improved by reducing its number of Caucasian voters.
- District 2 needs to grow significantly. It can maintain minority voting strength over 60% by adding voters from District 5 and exchanging voters with District 1.

Mr. Heagarty discussed changes that could be made in district lines. District 1 needs to shift some of its university voters (Caucasian) to Districts 3 and 4. Racially diverse downtown neighborhoods should switch from District 1 to District 2 to soften the impact of other changes in District 2. New, cleaner boundaries will keep communities of interest together and produce easier to understand district boundaries. Areas of new growth with Caucasian majorities, but with significant African American voters compared to the rest of District 5 should move to District 2. Another high growth area of District 5 should be shifted to District 4, restoring a traditional neighborhood which was previously split between Districts 4 and 5. Making these proposed changes reduces the city-wide deviation to just under 2%, giving the city much room for growth overall and reducing the possibility of legal challenges. Mr. Heagarty presented the following new population data:

New Districts Changes

District	New Population	Ideal Population	Total Deviation	Percentage Deviation
1	16713	16911	- 198	- 1.17%
2	16997	16911	86	0.51%
3	16876	16911	- 35	- 0.21%
4	17041	16911	130	0.77%
5	16930	16911	19	0.11%
TOTAL	84557		Citywide Deviation	1.94%



He then summarized the impact of proposed changes on minority voting strength with the following data:

New Minority Voting Strength Projections

District	Total Voting Age Population	New Caucasian VAP	Old Caucasian VAP %	New African American VAP	Old African American VAP %
1	13328	38.55%	41.17%	55.01%	52.67%
2	12410	32.55%	23.47%	61.39%	70.73%
3	15159	73.45%	73.23%	20.14%	20.11%
4	14562	78.57%	79.62%	15.78%	14.67%
5	13266	68.98%	69.42%	23.45%	23.36%

What that means...

- Two districts (1 & 2) maintain majority-minority voting-age populations.
- District 1's minority voting strength is increased, defeating any claims of retrogression.
- District 2's minority voting strength remains over 60%, and since the minority voting age population of the new District 1 should be viewed as sufficient to elect its own minority candidate, District 2's higher minority voting strength should be immune to any charges of unconstitutional "packing" or over-concentration of minority voters.

Mayor Dunn questioned whether the numbers reflect actual voters. Mr. Heagarty clarified that the numbers are based on voting age population (VAP), not on registered voters.

Council Member Smith stated that there is potential for concern, adding that her constituents feel voting records should be considered in redistricting because a population decline of 200 active voters can have a huge impact on the outcome of an election.

Council Member Mercer asked if Mr. Heagarty planned to attend the upcoming public forums. Mr. Heagarty stated he would be at the public hearing on May 23rd, but had not planned to attend the public forums. Mr. Holec stated the plan is that he would attend the forums and would be prepared to answer citizens' questions. All comments and suggestions will be recorded and reviewed with Mr. Heagarty.

Council Member Glover stated she has a lot of question, and a lot of her constituents have a lot of questions. She said she talked to a lady at the DOJ last week. She feels the City Council is being rushed through the redistricting process and that she is not comfortable with how the numbers are coming out. The minority population is compacted into one area, and there are only so many minorities to be spread across the two districts. Council Member Glover stated she shared with the lady at DOJ that the proposed redistricting can be done now, and when 2012 comes along and the district connector goes through her district, it could substantially change her numbers. They would drop, and it would be necessary to look at this issue again. She stated she is concerned about that, and so are her constituents. She stated she has gone through redistricting before and was very shocked when she walked in and a former Council



Member told her exactly where she'd be when she hadn't even seen the maps yet nor has she spoken to the people.

Council Member Glover stated she knows there are things that go on like that, but she is very leary when it comes to redistricting and she is very leary when it comes down to districts in which minorities can be represented. She stated her concerns were not only because she is in the seat, because she doesn't plan to be in the seat forever. She then advised the City Clerk that she would like all of her comments to be for the record. She stated she does not feel comfortable because she feels the City Council is being rushed. She stated they have had two meetings with Mr. Heagarty and now they are moving to public forums although she can't really tell her people she is in agreement with any of this because she doesn't feel ready. The lady at the DOJ said she does not have to feel rushed.

Council Member Glover said she and her people are looking at what has been presented, but her people work for nothing and they have jobs, so they are moving at a reasonable pace. She stated she does not want to be rushed into a decision. She wants to look at what her district will look like after 2012. After 2012, where the proposed redistricting plan shows District 2 at 61.39% minority voting age population, by the time revitalization numbers and Tenth Street Connector numbers are removed, the district's numbers could drop back to an unconstitutional level. She stated that is why she is uncomfortable about making a quick decision. All over North Carolina there is much concern about redistricting, both locally and congressionally, because there is some gerrymandering going on and as such, she is being very cautious. She stated she does not want to sit by and allow a minority district to be destroyed. As revitalization and the Tenth Street connector move people out of the district, the numbers will again drop back to that unconstitutional number, and that is what she shared with the lady from the DOJ. Council Member Glover said she told the lady she was not ready to make this decision; she said she felt when Council Members go to the public at the upcoming forums, they should be able to state they've looked at the plan and are ready to proceed. She stated the process is moving too fast and this is not what she wants to take to the public.

Mayor Dunn asked the City Attorney what action is needed from the City Council.

Mr. Holec recommended the City Council approve the proposed redistricting plan for the purpose of presentation and receipt of public comment at the public forums and the public hearing. He said that changes may be made to the proposed redistricting plan at this meeting prior to approval for this purpose or at a future City Council meeting after receipt of public comment.

Council Member Mercer clarified that approval of the draft is not a final approval. Mr. Holec agreed, stating that the plan is currently a draft, there will be opportunities for



public comment, and final approval will not occur until after the public hearing in two weeks.

Council Member Smith asked if a vote was necessary in order hold the public meetings. Mr. Holec stated it was preferable that the Council vote on a draft plan for presentation to the public so they have something to review and react to. They will have the opportunity to comment, to make suggestions for changes or to propose their own plan.

Council Member Mercer asked Mr. Heagarty to explain the term “packing” which appeared on one of the presentation slides. Mr. Heagarty stated “packing” refers to the concentration of as many voters of one type into a single electoral district to reduce their influence in other districts.

Mayor Pro-Tem Kittrell stated he respects Council Member Glover’s need to have adequate time to determine what is in the best interest of her district, but he sincerely hopes that the goal of voters is to elect candidate based on credentials and qualifications. He said he feels it is wrong to think an African American candidate could not win in a district where only 20% of the population was African American, or that a Caucasian candidate could not win in a district that was 61% African American.

Council Member Joyner asked if Mr. Heagarty was doing this same type of work during the redistricting ten years ago. Mr. Heagarty stated he followed it on an academic level, but some of his colleagues were directly involved.

Council Member Glover reminded the City Clerk all her comments are for the record. She stated her opinion differs from Mayor Pro-Tem Kittrell’s; they will have to agree to disagree. Before the 1964 Voting Rights Act, there was no African American representation on this board. If you take away the two minority districts or say that we can move away from the Voting Rights Act, that’s totally impossible. There is no way a non-minority district would elect an African American to serve the African American community. Anyone can be elected, but a lot of people can neglect others. That is the purpose of having a majority minority district, so the people are represented. Council Member Glover stated she could not see moving away from this any time soon with the climate of what is going on all across the United States at both the state and local levels.

Council Member Glover asked if Mr. Heagarty was familiar with what happened in Wilson and what was the reason they did away with their “at large” position. Mr. Heagarty stated Wilson and several other towns originally had minority populations concentrated in an area could have elected minority representation if their elections had been done on a district basis, but they were not done that way. A subsequent



court case found a history of discrimination. Council Member Glover stated that was what she wanted to hear, but she did not want to bring it out herself. In the history of the City, there was only one African American elected. He only served one term and got in on the power of the write-in vote. Council Member Glover stated she did not want to present people with a partial plan. When holding a public hearing, people should be given sound information. If you have representatives saying they don't agree with the proposed plan, it will cause controversy and the DOJ's phones will be ringing off the hook. Greenville wouldn't have its districts if not for Rev. Alonzo Mills, who died mysteriously. If you take something to the citizens that confuses them more than it helps them, you've done them an injustice. What they want to know is whether they will be represented by a minority, or will their minority person still be able to be elected in the district that you're putting them in.

Mayor Pro-Tem Kittrell stated his point was simply that he didn't want a minority to feel discouraged from running in a district that has 23% minority voters. He believes voters should judge a candidate based on qualifications, not color.

Mayor Pro-Tem Kittrell said he feels Mr. Heagarty has done a good job dividing the districts and the City needs something for the public to review with four public forums scheduled. Turnout at the last municipal election was abysmal and that is the real problem facing the community. He said he wished the problem was people coming and voting and showing more interest. He said he wished people would come to the forums, but he feels the general public doesn't care about the voting or how it's done.

Council Member Glover disagreed, stating she feels her constituents do care. Mayor Pro-Tem Kittrell stated they don't vote. Council Member Glover agreed, but stressed she does feel that people care.

Council Member Blackburn stated several good points have been made. She agreed there has been a history of diluting minority votes, but stated Mr. Heagarty and his staff are professionals who analyze census blocks and populations routinely. In looking at the plan he proposed, there are still two districts with minority majorities; the City is maintaining those. She expressed the hope that Greenville is becoming more inclusive and the population is shifting.

Council Member Joyner stated he is very comfortable with the proposed changes to District 5 and squaring up the Lynndale neighborhood. He asked how much additional time Council Member Glover needed to get comfortable with the plan, and suggested meeting with citizens for their input prior to the City Council voting on a plan. He said he feels if the City Council votes on a plan now, it will likely end up being what is done



Mayor Dunn stated there are two things, regardless of citizens' opinions, that must be done. There must be equality in district populations as much as possible and there must be two districts that have a majority of minority voters. Mr. Heagarty's plan accomplishes that.

Council Member Blackburn stated she appreciates Council Member Joyner's comments, but if the upcoming public forums are held only to discuss ideals, the City is no closer to attaining them. If the City is inviting people to come and participate, something must be provided for them to consider.

Council Member Smith stated current maps could be provided, which would give citizens options rather than leading them to simply say okay over what is presented. They may have suggestions.

Council Member Glover requested copies of the proposed district maps so she could distribute them to citizens in her district. That would allow them time to review rather than having them look at them cold upon arrival at a meeting.

Council Member Mercer moved to accept the proposed redistricting plan, along with the suggestion that current maps and data be provided to citizens, emphasizing the City's desire to facilitate a conversation with them.

Mayor Pro-Tem Kittrell seconded the motion, commenting that people should be given full opportunity to provide comment and suggestion.

Council Member Joyner compared the process to OPEB where employees felt as though the decisions were already made prior to their opportunity for input.

Council Member Mercer stated the second part of his motion addresses that; he wants it emphasized that no decision is final as yet.

There being no further discussion, the vote was tied at 3 to 3 with Mayor Pro-Tem Kittrell and Council Members Mercer and Blackburn voting "yes" and Council Members Glover, Smith and Joyner voting "no". Mayor Dunn voted "yes" to break the tie; therefore the proposed redistricting plan was approved for the purpose of presentation and receipt of public comments at the public forums and public hearing.

- (Continued from above) Presentations of the proposed fiscal year 2011-2012 budgets



- Sheppard Memorial Library

Sheppard Memorial Library Board Chairperson Ralph Scott stated when he was a child, he had to walk about two miles to the local library. Once he was in middle school, with permission from his teacher, he was allowed to check out books from the adult section. He discovered quickly how bulky and heavy those books could be. Things have changed over the years; electronic readers, which are much easier to carry than books, are becoming popular and the library is challenged to find ways to provide them to the population.

Mr. Scott said the library itself has undergone many changes during the past year. Library Director Willie Nelms retired and Greg Needham was hired to take his place. Mr. Scott said he believed the Board made an excellent choice in hiring him. The library continues to experience high public use with increases in the number of registered borrowers and the number of people coming in to use the internet. The Children's Library has a number of good programs and record numbers of children are signed up for the summer. The Friends of the Library have had record-breaking sales and the library has been able to purchase additional computers with state funds. Mr. Scott thanked the City for past and future support and stated Director Needham would present the budget for 2011-2012.

Director Needham stated about a year ago, Willie Nelms stood before the City Council to present a two-year financial plan for the library, from which he is now working. The Library's budget process is to look at the needs of the community, compute the cost of those needs and to evaluate sources of income, including the City of Greenville and Pitt County on a 2/3 to 1/3 ratio. Mr. Needham pointed out that funding needed to operate the Bethel and Winterville branches of the library is requested from those towns; Greenville does not fund them. He stated revenues from State Aid are projected at the last level recommended by the State Library, but cautioned that could change as the State finalizes its budget.

Mr. Needham briefly explained other projected revenue sources including desk/copier receipts based on trends observed in copier usage and related receipts, fines and fees based on current year income projections, and miscellaneous income including Friends of the Library contributions. He noted that the Friends of the Library book sales had raised over \$30,000 in the past year and that money is used to provide matching funds for many Federal grants.

Mr. Needham stated \$1,207,986 is requested from the City for Fiscal Year 2011-2012, and \$603,993 is requested from Pitt County. He added that an application has been submitted for a \$25,000 Library Services and Technology Act grant to replace public computers at Carver Library.



Following the City's budget development guidelines, the Library's budget includes 1.5% for merit, but includes no market adjustment for employee salaries. Mr. Needham stated that amount would be adjusted according to the City's final action to keep library employees on the same pay and classification level as City employees. Increases in operating expenses are based on anticipated inflation and comparisons between previous and current year actual expenditures. The budget also includes \$75,481 to replace a section of roof at the main library.

Mr. Needham presented a brief summary of projected revenues and expenditures, balanced at \$2,469,373 for the coming fiscal year. He stated the \$10,692 expenditure for the Housing Authority is funded by a Federal grant.

Council Member Joyner asked what the Library's budget was for the current fiscal year. Mr. Needham stated it was \$2,365,327, which is slightly less than the financial plan approved due to elimination of the market adjustment.

Council Member Mercer thanked Mr. Needham for his report and asked if the City/County split was traditional. City Manager Bowers stated the percentage split does not change; it has been in effect for many years. Mr. Needham stated he could provide the history in a nutshell. In 1930 when the first dedicated library was built, it was given to the City of Greenville by Harper Donaldson Sheppard in memory of his father. The City Aldermen at that time accepted the gift and agreed to fund the library in perpetuity. In 1939, the County began to contribute toward funding the library in support of county residents' use of the library. The County contribution was between 1/3 and 1/2 up until the 1960's when the City decided to bring in the Carver Library and East Branch Library to incorporate with Sheppard as a three-library system. The County was not involved in that plan and it was then that the 2/3 to 1/3 funding split was devised. Mr. Bowers added that the funding split is a traditional arrangement; there is no formal written agreement.

Council Member Joyner asked how much funding the City provided to the library last year. Mr. Needham stated the City appropriated \$1,116,388.

Council Member Blackburn asked if library employees are City employees. Mr. Needham stated they are for the purpose of the benefit package; this has been true since Ron Kimble was here, which he believes was sometime in the 1980's.

Mayor Dunn thanked Mr. Needham for his presentation.



- Pitt-Greenville Airport

Pitt-Greenville Airport Authority Chairman Wayne Holloman stated business at the airport is good, but expenses are up and adjustments must be made. He stated Airport Executive Director Jerry Vickers would discuss the budget and business plan in further detail.

Executive Director Vickers thanked the City Council for the opportunity to present the Airport's budget. He began by giving a summary of budget assumptions as follows:

- Commercial airline service, which provides 65% of PGV revenues, will continue
- Primary revenues will come from fuel sales, rent and advertising
- Fuel costs are anticipated to rise, thereby reducing retail sales
- US Airways will continue to tanker around the airport
- No increase in personnel costs except the increase in contribution to the Local Government Employees Retirement System (LGERS)
- There will be a continuing expense of approximately \$80,000 to the City of Greenville for stormwater fees
- Economic Stimulus Plan will continue, with the City and Pitt County participating at \$37,578 each

Mr. Vickers stated the airport operates on the "user fee" principle with all revenue derived being discretionary. No taxpayer dollars finance operation of the airport. Revenues are often difficult to accurately project due to the unpredictable nature of the aviation business. A majority of airport revenues come from fuel and oil sales, and rent and lease fees. A smaller portion of revenues results from interest income, tax refunds, concessions and other miscellaneous sources.

With regard to expenses, Mr. Vickers stated key impacts include a 29% increase in fuel and oil costs and a 16% increase in utility costs. Professional Services are up 9% as a result of hiring a new attorney and salaries are up .4% due to the mandatory increase in LGERS contributions.

Mr. Vickers stated capital projects underway and near completion include terminal renovation and expansion, and an environmental analysis to look at a potential runway expansion. Hanger construction has been deferred and some terminal and landscape renovations have already been completed. Other potential expenditures include ramp parking, modernization of de-icing equipment, replacement of a fuel truck and computer upgrades.

Council Member Mercer asked if there were any prospects for a new carrier coming into the local airport. Mr. Vickers stated the airport continues to look at this.



Council Member Mercer stated there has been much interest in the salary of the previous Airport Manager. Mr. Vickers stated the State Auditor's report is anticipated to be complete in 2-3 weeks and it would be released to the public.

Council Member Smith thanked Mr. Vickers for his presentation and the airport's partnership with neighboring communities. Mr. Vickers stated a new progress report should be available in a few days.

Council Member Joyner stated Mr. Vickers was hired at a very busy time for the airport and he has done a great job.

- Greenville Utilities Commission

Greenville Utilities Commission (GUC) General Manager Ron Elks stated it was always a pleasure to come before the City Council to talk about work of the commission and its good service to customers. He acknowledged the presence of GUC Board Chairman Freeman Paylor, Assistant General Manager and Chief Operating Officer Tony Cannon, and Chief Financial Officer Jeff McCauley. Mr. Elks said the GUC is dedicated to enhancing the quality of life for its customers by providing safe, reliable utility services at the lowest reasonable cost, with exceptional customer service. He discussed the following goals:

- Meet customer needs
- Provide reliable utility services at the lowest reasonable cost
- Position GUC to achieve greater efficiencies
- Continue to meet regulatory requirements
- Minimize rate increases
- Avoid future rate shock
- Insure financial viability of each fund
- Be operationally and financially prepared for emergencies
- Be prepared for opportunities
- Preserve bond ratings

Mr. Elks discussed how key performance indicators are utilized as a foundation for budgetary decisions, as a common language for evaluating progress and results, and as critical success factors essential to achieving organizational objectives. He gave several examples of KPI's and stated they are presented monthly to the GUC Board.

Mr. Elks stated GUC is one of only 82 in the nation to achieved RP3 designation as a Reliable Public Power Provider. He then asked Tony Cannon to present the GUC budget for 2011-2012.



Mr. Cannon stated GUC proposes a total combined balanced budget of \$274,173,019, which reflects a little less than .5% growth.

To break the budget down on a fund-level basis, the Electric Fund budget is balanced at \$203,774,876, with its primary revenue source being rates and charges to customers. Its largest expenditure is for purchased power, with other expenses coming from operational costs, capital outlay, debt service, transfers to the OPEB reserve, the City turnover and other operating contingencies.

Mr. Cannon stated no rate adjustments are included for fiscal year 2011-2012. GUC will continue to absorb a portion of a wholesale rate increase effective February 1, 2009 at an ongoing annual cost of nearly \$700,000. Since 2002, GUC has absorbed nearly \$9.9 million on wholesale electric cost increases and over \$5 million in increased costs for poles, transformers, wire, vehicles, fuel, insurance, labor, etc. The last adjustment to the base rate for electric service was in 1991.

GUC continues to compare favorably to surrounding electric providers in terms of rates charged to customers for both its summer and winter rates, being well below the median.

The Gas Fund budget is balanced at \$37,113,887, with its primary revenue source being rates and charges to customers. Its largest expenditure is for purchased gas, with other expenses coming from operational costs, capital outlay, debt service, transfers to the OPEB reserve, the City turnover and other operating contingencies.

Mr. Cannon stated no rate adjustments (other than purchased gas adjustments as needed) are included for fiscal year 2011-2012. The goal of GUC's purchasing strategy is to keep rates stable and competitive. Since July 2008, GUC natural gas rates have decreased eight times for a total decrease of 42.5%, or approximately \$60 monthly for the typical residential customer.

GUC remains competitive with surrounding providers of natural gas, falling slightly above the median rate charged to residential customers.

The Water Fund budget is balanced at \$15,886,506, with its primary revenue source being rates and charges to customers. Its largest expenditure is operating costs, with other expenses coming from debt service, capital outlay, transfers to the OPEB reserve and other designated reserves, and other operating contingencies. Regulatory compliance impacts expenditures by about \$1.4 million annually, but GUC still remains below the median rate charged by other providers in the state.



The Sewer Fund budget is balanced at \$17,397,750, with its primary revenue source being rates and charges to customers. Its largest expenditure is its operating costs, followed by debt service. Other expenses include capital outlay, transfers to the OPEB reserve, and other operating contingencies.

Regulatory compliance impacts expenditures by about \$2.4 million annually, but GUC still remains below the median rate charged by other providers in the state.

Mr. Cannon stated no rate adjustments are anticipated in either the Water Fund or the Sewer Fund as both rates were adjusted in April 2011 to alleviate projected deficits.

Other key provisions of the coming year budget include \$9.8 million to be invested in capital assets with debt service to support that investment. GUC will continue its participation in the dual option self-insured health insurance plan, and the self-insured dental plan. Positions will be reallocated to meet operational needs with no change in total authorized positions. An administrative cap on hiring is in place which will be equivalent to a 5-8% reduction in full-time workforce. The total annual turnover (transfer) to the City, which is done in accordance with the GUC Charter, is \$5,688,625.

In closing, Mr. Cannon stated that for every customer dollar spent for utility services, 71¢ goes to purchased power and gas, 12¢ goes to salaries and personnel costs, 9¢ goes toward system infrastructure, 6¢ goes to operations and maintenance, and 2¢ goes toward the City turnover.

- City of Greenville

City Manager Wayne Bowers stated his comments on the coming year budget would elaborate on the budget message previously distributed and would focus primarily on the General Fund. He said he would address future issues, enterprise funds and the budget schedule as well.

Mr. Bowers stated the City is proposing a General Fund that is balanced at \$73,082,369, which reflects a decrease of about \$800,000 from what was proposed. Much of that change is a result of an accounting change suggested by the City's new auditors.

Mr. Bowers discussed projected changes in revenues and expenditures for FY 2011-2012, which are summarized as follows:



CITY OF GREENVILLE, NC CITY COUNCIL MEETING		CITY OF GREENVILLE, NC CITY COUNCIL MEETING	
Summary of Revenue Changes		Summary of Expenditure Changes	
Category	Amount of Change		
Property Tax	\$(1,249,969)	• Personnel Costs:	\$(404,862)
Sales Tax	1,094,032	• Fuel:	167,633
Video Programming	(41,454)	• Contingency:	(224,528)
Utilities	(55,213)	• Other Operating Costs:	(420,386)
Powell Bill	73,834		\$(882,143)
Planning Fees	(41,725)		
GUC Transfer & Street Lighting	(126,430)		
Other Changes	(535,218)		
Total	\$(882,143)		

Council Member Joyner asked if the City should consider implementing a penalty for false fire alarms similar to the one imposed for false burglar alarms. Mr. Bowers stated staff could look into the matter.

Council Member Joyner stated he would like to see information on total costs of operating the Police Athletic League (PAL) program. Mayor Pro-Tem Kittrell stated he would like to see data on how many young people participate in the program and what its success rate is for keeping these kids out of trouble.

Council Member Blackburn asked when the property tax revaluation would take place. Mr. Bowers stated it begins in January 2012, so it is not a factor in the coming year budget.

A brief discussion of employee salary adjustment strategies followed, with management and elected officials expressing a variety of opinions on the merits and shortcomings of both merit and market adjustment increases. Ultimately, Mr. Bowers stated the Compensation and Classification study, based on direction from the City Council, puts employees at market level, so the City Council may wish to consider merit adjustments or if the decision is to give an across-the-board adjustment, they may prefer to call it something other than a market adjustment.

Council Member Glover expressed dissatisfaction with the Compensation and Classification study. She stated it was a waste of money and did not reflect a fair assessment of employees, but rather it creates compression and merely reflects what the job evaluation team asked them to do.

Mr. Bowers stated the budget currently includes funding for a 1.5% merit adjustment, but it can be utilized as a market adjustment if that is the City Council's preference.



Looking ahead for the General Fund, Mr. Bowers listed the following considerations for the City Council:

- 2011 General Obligation Bonds, which will be discussed later in the meeting
- 2012 Property Tax Revaluation, noting that if the City Council opts to go with a revenue neutral rate and property values decrease, residents may still see an increase in taxes paid
- 2013 Radio Narrowbanding, which is mandated by the Federal government and will impact the Public Works Department.

Moving on to the various Enterprise Funds, Mr. Bowers noted the following significant points:

- Public Transportation Fund
 - Fuel increase of \$75,722
 - Appropriated fund balance of \$576,784
- Sanitation Fund
 - Fuel increase of \$96,386
 - No change in rates; however, a fee increase will likely be recommended for the following year
 - Appropriated fund balance of \$135,706
- Bradford Creek Golf Course
 - Adjusted and balanced at \$845,714 to allow for a \$25,500 equipment increase approved at the last City Council meeting
- Stormwater Fund
 - Total budget \$3,835,271
 - Appropriated fund balance \$823,655
 - Capital Improvements \$766,000
 - Debt Service \$373,517

Council Member Joyner asked about hidden money, such as funding set aside several years ago for a parking deck. No parking deck has been built, but a fair amount of money has been appropriated for other purposes. If the money is still there, with no plans to construct the parking deck, Council Member Joyner asked why that money is not being used for other purposes.

Mayor Dunn stated when the funding for the parking deck was appropriated, there was indication that a major hotel planned to locate in the downtown area.

Mayor Pro-Tem Kittrell expressed a desire that a fund be established for building maintenance to cover major needs. He stated this has been done to address other significant needs.



Mr. Bowers stated Mayor Pro-Tem Kittrell's suggestion would be addressed in the Capital Improvement Plan for next year. Going back to the parking deck issue, he said the \$4 million set aside was never enough money to construct a parking deck, but it was planned as a start to address the need for a potential hotel or other mixed use development. He recommended that before the City Council considered eliminating that plan, they ask the Redevelopment Commission for input.

Mr. Bowers closed with a review of the remaining budget schedule as follows:



Council Member Mercer thanked Mr. Bowers for the careful way he addressed the City's budget and agreed that the City needs to brace itself for future changes.

- Cost allocation agreements for payroll services provided to Sheppard Memorial Library, Pitt-Greenville Convention and Visitors Authority, and Pitt-Greenville Airport Authority

City Manager Bowers stated the City provides payroll services to the Pitt-Greenville Airport Authority, the Pitt-Greenville Convention and Visitors' Authority and Sheppard Memorial Library. The City has not charged for providing this service in the past, but it has been suggested that each entity begin to share in the cost of this service. Each entity's director has been advised of the cost and is amenable to paying the appropriate share and a Memorandum of Agreement has been drafted for a one-year term effective July 1, 2011.

Council Member Joyner asked if the proposed cost allocation fully covers the City's cost to provide payroll services to these entities. Mr. Bowers stated it does.



There being no further discussion, Council Member Joyner moved to approve proposed cost allocation agreements. Mayor Pro-Tem Kittrell seconded the motion, which passed by unanimous vote.

- Metropolitan Planning Organization cost-sharing plan and creation of an additional staff position

Public Works Director Wes Anderson stated Greenville's Metropolitan Planning Organization (MPO) is a federally required transportation planning and policy-making organization comprised of elected and appointed officials representing local, state, and federal governments, and agencies having interest or responsibility in transportation planning and programming. Locally, the MPO includes Greenville, Ayden, Winterville, Simpson and a portion of unincorporated Pitt County. MPOs are required for urbanized areas that have a population of 50,000 or more, and they are responsible for the continuing, cooperative, and comprehensive transportation planning process in their urbanized area. They are responsible for developing the Long Range Transportation Plan (LRTP), the Transportation Improvement Program (TIP), and the Unified Planning Work Program (UPWP) for the metropolitan planning area. The adoption of these documents is a prerequisite for receipt of both federal transit and federal highway funding. MPOs ensure that the transportation planning process and resulting transportation network are cohesive and functional for areas that have grown together. Transportation planning is regional in scope as transportation systems cut across governmental boundaries.

Greenville is the lead planning agency with 80% of the MPO's costs being federally funded. MPO members are responsible for the remaining 20%; however, Greenville has been funding all operational cost, with the cost for required studies being funded by the appropriate member agency.

Greenville's Urban Area MPO staff currently consists of one employee. The MPO is at a point where the size of its staff must be expanded to meet increases in local and state requirements, increasing Federal regulatory requirements, potential change in the area's air quality designation, and increasing demands for services by local advocacy groups. Failure to meet these requirements risks the delay in release of or the withholding of federal funding and may result in a freeze on any new federally funded transportation projects. A strong correlation exists between the size of MPO staff and the population of the planning area. In a recent nationwide survey, similar sized urban areas have an average number of 5.5 employees, with the minimum being 3.

MPO leadership has approved a proposal by MPO staff as follows:



- Creation of the second transportation planner position
- Implementation of a cost share plan
- Immediately (FY 11/12) sharing the costs of the second position
- Phase in the share of the costs for the current position over three years
- MPO members must approve funding

Council Member Joyner asked what will happen if other member agencies do not approve the proposal. Mr. Anderson stated that Greenville will continue to have just one employee and will continue picking up the 20% match in operational cost, however, approval by the other member entities is expected.

There being no further discussion, Mayor Pro-Tem Kittrell moved to approve the proposed MPO cost sharing plan and creating the second MPO staff position. Council Member Joyner seconded the motion, which passed by unanimous vote.

- Issuance of the remaining 2004 general obligation bonds

Financial Services Director Bernita Demery explained the Financial Services staff has spent several months consulting with department heads, City Management and First Southwest, the City's financial advisor, on avenues to finance unfunded projects identified in the current Capital Improvement Program. In conjunction with considering new funding sources, staff also reviewed the current general obligation (GO) bonds approved by voters in a 2004 Referendum, including the unissued portion. Given the current favorable interest rate environment, staff analyzed all of the City's outstanding debt instruments to identify potential interest savings. Based on the City's current economic condition and the lack of robust revenue growth to support increased debt service payments, staff determined that the best option at this time is to concentrate on issuing the portion of the GO bond authority that remains available.

Ms. Demery stated in 2006, the City issued \$12,715,000 of the \$20,800,000 in 2004 GO bonds debt authority. The remaining \$8,085,000 in GO bond funds were approved for three projects: \$4,860,000 for Street Improvements, \$1,225,000 for West Greenville Revitalization, and \$2,000,000 for Center City Revitalization.

In 2009, the City issued \$4,860,000 of the remaining \$8,085,000 using an installment agreement (private placement); therefore, staff requests that only the \$3,225,000 balance of the \$8,085,000 GO debt issuance authority be used for West Greenville and Center City Revitalization. Based on current interest rates, the GO



bond issuance would be the best option for obtaining the \$3,225,000 in debt financing. The issuance of these additional funds has already been budgeted within separate capital project funds and approved for spending via spending resolutions that were approved by the City Council in fiscal year 2007.

Ms. Demery stated the City has seven years to issue all GO debt authorized by voters. That seven-year period allows the City to phase in debt as it is needed and offers the advantage of increasing debt service as older debt is retired and paid off. The deadline for issuing the remaining funding is November 2011. At that date, the bond debt issuance authority will be forfeited unless an extension is obtained from the Local Government Commission.

Following extensive discussion on the wisdom of issuing bonds to pay for work that has already been completed and paid for from the City's budget, and the impact on the City's fund balance if expenditures are not reimbursed, Council Member Blackburn stated she'd had similar concerns about increasing debt initially, but her understanding is that voters in 2004 agreed to issuance of the bonds in support of certain projects being completed. The City has essentially fronted the money for this work from its reserves, with the anticipation of paying itself back when bonds were issued. City Manager Bowers added that issuing bonds that will be repaid over a twenty year period is a common practice for projects with an expected lifespan of twenty or more years. It is a means of allowing those who benefit from the project to be involved in paying for it.

There being no further discussion, Council Member Mercer moved to table the item until the City Council's May 12th meeting so Ms. Demery could provide additional information on how issuance of remaining GO bonds might impact the General Fund. Council Member Blackburn seconded the motion, which passed by unanimous vote.

- Lucille W. Gorham Intergenerational Center lease payments

City Manager Bowers stated East Carolina University (ECU) has requested that the City consider approval of a lease waiver for the Intergenerational Center. Due to recent budget cuts, funding for the 2011 summer program is not available from the North Carolina Department of Public Instruction. This lack of funding support will result in children not receiving these important academic enrichment services. Lucille W. Gorham Intergenerational Center and ECU have identified ways to continue the program temporarily for the 2011 summer season using several funding sources. In order to help bridge the financial gap, ECU has requested that the City waive \$10,000 of the annual \$24,999 in lease payments owed by ECU to the City. On June 11, 2009, the City Council considered and approved a similar request



by ECU for a lease waiver "as necessary" for the Lucille W. Gorham Intergenerational Center in order to address similar financial issues.

Upon motion by Mayor Pro-Tem Kittrell and second by Council Member Joyner, the City Council unanimously approved the requested lease waiver in the amount of \$10,000.

- Budget ordinance amendment #10 to the 2010-2011 City of Greenville budget [Ordinance No. 10-57] (Ordinance No. 11-019)

City Manager Bowers stated the purpose of this amendment is to recognize revenues resulting from an agreement with Providence Place to provide funding for the City to construct sidewalks. The agreement was approved by the City Council on April 11, 2011.

Council Member Joyner moved to approve the budget amendment. Council Member Blackburn seconded the motion, which passed by unanimous vote.

- (Removed from Consent Agenda for Separate Discussion) Resolution accepting dedication of rights-of-way and easements for Windsor, Section 9 (Resolution No. 027-11)

Council Member Joyner stated it is his understanding that street lighting has been cut off to a section of Windsor that was annexed over 5 years ago because the homeowner's association no longer had funds to cover the cost. Since the streets were intended to be public streets and rights-of-way, he feels the lights should be cut back on and the City should cover future costs and reimburse the homeowner's association for payments made to date.

City Attorney Holec suggested it would be prudent to determine the amount of any proposed reimbursement before voting on the matter.

Council Member Joyner moved to adopt a resolution staff recommends that the City Council accepting the dedication of rights-of-way and easements for streets included in Windsor, Section 9, and to request that information be provided at the next City Council meeting regarding the amount paid for street lighting in this area by the homeowner's association for consideration for reimbursement. Council Member Glover seconded the motion, which passed by unanimous vote.



- (Removed from Consent Agenda for Separate Discussion) Resolution authorizing the disposition of one surplus 1999 Ford Crown Victoria to the Town of Bethel (Resolution No. 028-11)

Mayor Dunn recommended the surplus vehicle be given to the Town of Bethel with the condition that it be returned to the City of Greenville if the Town of Bethel chooses to dispose of it in the future.

There being no further discussion, Council Member Mercer moved to approve the resolution with the recommended condition. Council Member Blackburn seconded the motion, which passed by unanimous vote.

REVIEW OF MAY 12, 2011 CITY COUNCIL AGENDA

- The City Council did a cursory review of the May 12, 2011 City Council agenda and reviewed nominations for appointments to Boards and Commissions.
- The City Manager advised the City Council that the partners of V-Slew, LLC are working through their attorney to resolve some easement issues and have requested their items which were scheduled for public hearing at the May 12, 2011 meeting be continued to June 9, 2011.

Upon motion by Council Member Joyner and second by Council Member Blackburn, the City Council voted unanimously to reschedule public hearings for the rezoning and annexation items requested by V-SLEW, LLC from the May 12, 2011 City Council meeting to their meeting on June 9, 2011.

COMMENTS FROM MAYOR AND CITY COUNCIL

The Mayor and Members of the Council made general comments about past and future events.



CITY MANAGER'S REPORT

City Manager Bowers reminded the City Council and others present of the Joint City Council and Greenville Utilities Commission meeting, scheduled for Tuesday, May 10, 2011 in the Council Chambers at 5:30 pm.

CLOSED SESSION

Upon recommendation by City Attorney Holec that the City Council enter closed session, Council Member Mercer asked if it was required that the pending matter be discussed in closed session, since it would be necessary to vote in open session. Mr. Holec stated the attorney consultation was not required to be held in closed session.

Mayor Pro-Tem Kittrell moved to enter closed session in accordance with G.S. §143-318.11(a)(1) to prevent the disclosure of information that is privileged or confidential pursuant to the law of this State or of the United States, or not considered a public record within the meaning of Chapter 132 of the General Statutes, said law rendering the information as privileged and confidential by the open meeting laws, and G.S. §143-318.11(a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body. Council Member Joyner seconded the motion, which passed by a vote of 5 to 1. Council member Mercer cast the dissenting vote.

Mayor Dunn declared the City Council in closed session at 11:05 pm and called a brief recess to allow Council Members time to relocate to Conference Room 337.

Upon conclusion of closed session discussion, motion was made by Council Member Joyner and seconded by Council Member Glover to return to open session. Motion was approved unanimously, and Mayor Dunn returned the City Council to open session at 11:25 pm, calling a brief recess for Council Members to relocate to the Council Chambers. The City Council reconvened in the Council Chambers at 11:29 pm.

Upon motion by Council Member Joyner and second by Council Member Mercer, the City Council voted unanimously excuse Council member Smith from the upcoming vote.

Council Member Joyner then moved to approve the request of Council Member Smith, made in accordance with the provisions of North Carolina G.S. §160A-167(a) and based



upon a determination that Council Member Smith was acting within the scope and course of her duty as a Council Member when the June 6, 2010 arrest occurred by being at that location for the purpose of investigating citizens concerns relating to police actions and club actions in the downtown area, for the reimbursement in the amount of \$2,150 of the legal expense incurred by Council Member Smith for the defense of the June 6, 2010 criminal charge of second degree trespass and resisting, delaying or obstructing an officer and of the legal expense incurred by Council Member Smith to pursue expunction from her record of said criminal charges. Council Member Glover seconded the motion, which passed by unanimous vote.

ADJOURNMENT

Council Member Joyner moved to adjourn the meeting, seconded by Council Member Blackburn. There being no further discussion, the motion passed by unanimous vote and Mayor Dunn adjourned the meeting at 11:35 pm.

Respectfully submitted,

Carol L. Barwick, CMC
City Clerk



City of Greenville, North Carolina

Meeting Date: 5/23/2011
Time: 6:00 PM

Title of Item: Ordinance to Amend the Greenville Municipal Electoral Districts and Resolution Requesting Expedited Consideration by the United States Department of Justice

Explanation: At the May 9, 2011, City Council meeting, Redistricting Consultant Chris Heagarty presented a redistricting plan which was developed in accordance with the criteria for redistricting approved by City Council at its March 3, 2011, meeting. He also utilized the input he received from the Mayor and Council Members at the meetings held with each individually on April 6, 2011, and April 19, 2011. At its May 9, 2011, meeting, City Council approved the redistricting plan for the purpose of presentation and receipt of public comment at public forums and a public hearing. City Council also directed that comments should be solicited at the public forums and public hearing on any amendments or alternate plans.

Public forums were conducted on May 16, 17, 18, and 19, 2011, for the purpose of providing information to the public about the redistricting plan, answering questions about the plan, and receiving public input. Opportunity was provided for the public to suggest amendments or offer alternate plans. Public Information Officer Steve Hawley conducted an extensive publicity campaign on the public forums and public hearing including notices on GTV9, the City's website and at recreation facilities and libraries, radio ads on radio stations including two locally owned and operated minority radio stations (WOOW and WECU), newspaper ads in The Daily Reflector and the Minority Voice, distribution to the media of press releases, and distribution of information to neighborhood associations via the City's list of email addresses for such associations and to churches via Pastor Rodney Coles and his ministerial alliance. Additionally, letters were sent to the presidents of local civil rights organizations.

A public hearing is scheduled for this meeting. After the public hearing is conducted, Council can consider the adoption of the ordinance which will amend the municipal electoral district boundaries. Council may make changes to the proposed plan prior to adoption of the ordinance. As an alternative, Council could direct that other changes be made for later consideration.

After approval of the ordinance which will amend the municipal electoral district boundaries, it will be submitted to the Department of Justice for preclearance. In order for the municipal election to be held on its regular November 8, 2011, date, preclearance must occur no later than July 20, 2011. A resolution requesting expedited consideration by the Department of Justice will assist in meeting this deadline. If preclearance does not occur by this deadline, Council has previously approved a resolution in accordance with State law which will delay the municipal election until May 8, 2012.

Fiscal Note:

There is minimal additional expense associated with proceeding with the redistricting process.

Recommendation:

Consideration of the adoption of an Ordinance to Amend the Greenville Municipal Electoral District Boundaries. If the ordinance is adopted, consideration of the adoption of a Resolution Requesting the United States Department of Justice Give Expedited Consideration to the Submission of the Redistricting Plan. Changes to the proposal may be made by Council prior to adoption of the ordinance or Council could direct that changes be made for later consideration.

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[District Map](#)

[2011 Ordinance Amending the Greenville Municipal Electoral Districts 896985](#)

[2011 Resolution Requesting DOJ for Expedited Consideration of Redistricting Plan 896986](#)

ORDINANCE NO. 11-
ORDINANCE TO AMEND THE GREENVILLE MUNICIPAL
ELECTORAL DISTRICT BOUNDARIES

WHEREAS, the current boundaries of the five single member electoral districts for the City of Greenville were established on May 22, 2001, by the City Council of the City of Greenville by the adoption of Ordinance No. 01-74;

WHEREAS, the 2010 federal census demonstrated significant population imbalances among the five single member districts;

WHEREAS, the City Council has studied the issue of redistricting, established criteria for redistricting, and received public input at public forums and a public hearing;

WHEREAS, the City Council finds it to be in the best interest of the City of Greenville to revise electoral district boundaries to correct population imbalances among the districts as shown by the 2010 federal census; and

WHEREAS, North Carolina General Statute 160A-23 grants the City Council the authority to revise electoral district boundaries from time to time;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA ORDAINS:

Section 1. The boundaries of the five single member electoral districts for the City of Greenville shall be as shown on the map entitled "Greenville, North Carolina Municipal Electoral District Boundaries" dated May 23, 2011.

Section 2. (a) Future contiguous annexations shall be included in the same municipal election district as the immediately adjacent area within the corporate limits to which the area is annexed. For annexation areas adjacent to areas within the primary corporate limits which are in two or more election districts, the newly annexed area shall be placed in a municipal election district in accordance with the provisions of subsections (b) and (c) below.

(b) Contiguous and satellite annexations shall generally be included in electoral district boundaries as follows:

(1) District 1 shall include annexations north of Dickinson Avenue which are north of District 2 and annexations north of the Tar River.

(2) District 2 shall include annexations west of the western boundary of District 2, annexations south of Dickinson Avenue, and annexations south of Thomas Langston Road which are west of Swift Creek.

(3) District 3 shall include annexations south of the Tar River which are north of the boundary of District 4 and NC 33 East, extended easterly.

(4) District 4 shall include annexations south of the boundary of District 3 and NC 33 East, extended easterly, which are north and east of Arlington Boulevard and NC 43 East.

(5) District 5 shall include annexations west of Arlington Boulevard and NC 43 East, extended southeasterly, and annexations south of the southern boundary of District 2, which are east of Belfair Drive.

(c) The dividing lines described in subsections (b) (1)-(5) above are represented on the map entitled "Greenville, North Carolina Municipal Electoral District Boundaries", dated May 23, 2011. These boundaries shall be interpreted as guidelines, but may be overridden by City Council action expressed in the annexation ordinance of any specific area when the City Council determines that a different result is required to meet state or federal law.

Section 3. The City Attorney is directed to file a copy of the official map showing the district boundaries in the office of the City Clerk as required by G.S. 160A-22 and GS 160A-23. Further, the City Clerk shall forward a copy of the official map to the Pitt County Board of Elections.

Section 4. The City Attorney is directed to submit a copy of this ordinance, the official map, and such other supporting material as may be required by the United States Department of Justice for preclearance in accordance with Section 5 of the Voting Rights Act.

This the 23rd day of May, 2011.

Patricia C. Dunn, Mayor

ATTEST:

Carol L. Barwick, City Clerk

RESOLUTION -11
RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF JUSTICE
GIVE EXPEDITED CONSIDERATION TO THE SUBMISSION OF
THE REDISTRICTING PLAN

WHEREAS, on April 14, 2011, the City Council of the City of Greenville adopted a resolution which delayed and rescheduled the 2011 municipal election in accordance with the provisions of North Carolina General Statute 160A-23.1;

WHEREAS, the provisions of North Carolina General Statute 160A-23.1 provide that, although a resolution to delay and reschedule has been adopted, the 2011 municipal election will be held on the regular schedule under revised electoral districts, if City Council adopts changes in the electoral districts and receives federal approval by July 20, 2011, the third business day before the opening of the filing period;

WHEREAS, the City Council of the City of Greenville has proceeded expeditiously in approving a redistricting plan after receipt of the 2010 federal census information while affording ample opportunities for public input;

WHEREAS, on May 23, 2011, the City Council of the City of Greenville adopted an ordinance which amends the electoral district boundaries and requires the submission of the ordinance to the United States Department of Justice in accordance with Section 5 of the Voting Rights Act;

WHEREAS, the City Council of the City of Greenville does hereby determine that conduction of the 2011 municipal election in accordance with the regular schedule is in the best interest of the City Greenville and its citizens; and

WHEREAS, Section 51.34 of Title 28 of the Code of Federal Regulations provides that a submission may be given expedited consideration by the United States Department of Justice when it is required or necessary under state law, local law or otherwise that the change be implemented within the sixty (60) day period following submission;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville that it does hereby respectfully request the United States Department of Justice give expedited consideration to the submission of the redistricting plan approved on May 23, 2011, by the Ordinance to Amend the Greenville Municipal Electoral District Boundaries so that the 2011 municipal election will be conducted in accordance with the regular schedule.

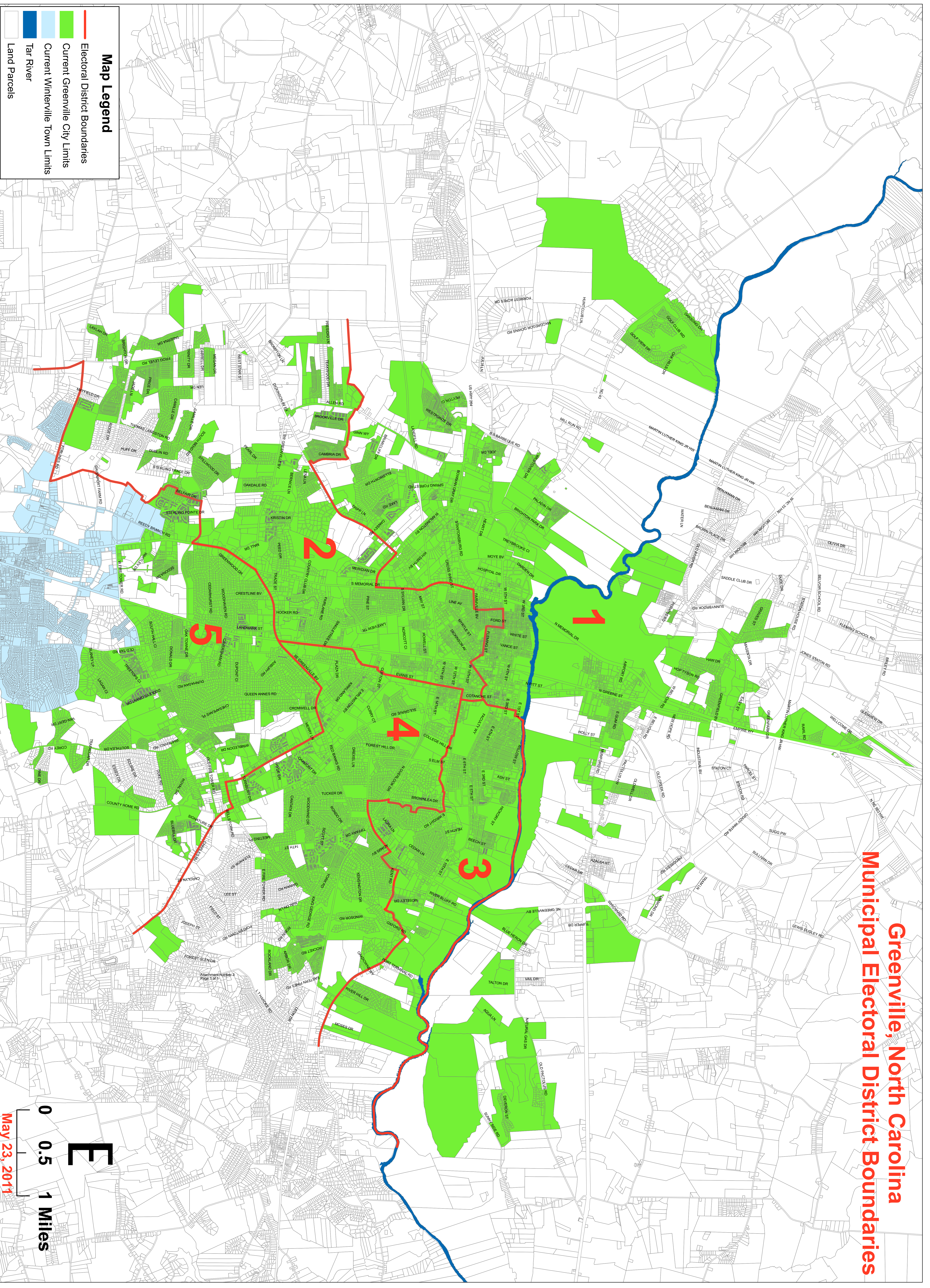
This the 23rd day of May, 2011.

Patricia C. Dunn, Mayor

ATTEST:

Carol L. Barwick, City Clerk

Greenville, North Carolina Municipal Electoral District Boundaries



Map Legend

- Electoral District Boundaries
- Current Greenville City Limits
- Current Winterville Town Limits
- Tar River
- Land Parcels

0 0.5 1 Miles
May 23, 2011



City of Greenville, North Carolina

Meeting Date: 5/23/2011
Time: 6:00 PM

Title of Item: Proposed 2011-2012 budget

Explanation: The proposed 2011-2012 budget was previewed by City staff on April 11, 2011, made available to the City Council and public on May 4, 2011, and presented to the City Council on May 9, 2011. In addition to the City budget, the proposed budgets for the Pitt-Greenville Convention and Visitors Authority, Sheppard Memorial Library, Pitt-Greenville Airport, and Greenville Utilities Commission were also presented on May 9, 2011.

Information requested by the City Council during the May 9, 2011 presentation has already been presented by staff or will be made available during the staff presentation on May 23, 2011. The purpose of the May 23, 2011 budget discussion is to provide the City Council with an opportunity to ask further questions and offer comments about the proposed budget prior to the public hearing on June 6, 2011.

Fiscal Note: The total amount of the proposed 2011-2012 General Fund budget is \$73,082,369.

Recommendation: Receive information from staff and further discuss the proposed 2011-2012 budget.

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