



Agenda

Greenville City Council

March 3, 2011
7:00 PM
City Council Chambers
200 West Fifth Street

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I. Call Meeting To Order

II. Invocation - Council Member Smith

III. Pledge of Allegiance

IV. Roll Call

V. Approval of Agenda

VI. Appointments

1. Appointments to Boards and Commissions

VII. Consent Agenda

2. Minutes from the January 10 and January 13, 2011 City Council meetings
3. Resolution authorizing the Director of Public Works to sign and execute all papers and documents in connection with the 2011-2012 application for State aid for mosquito control grants
4. Resolution authorizing a lease/purchase program with EXCEED for property located at 1101 Douglas Avenue
5. Establishment of fair market value for 1210 Dickinson Avenue
6. Budget ordinance amendment #8 to the 2010-2011 City of Greenville budget (Ordinance No. 10-57) and amendment to the Thomas Langston Road Extension Project (Ordinance No. 06-98)

VIII. Old Business

7. City/GUC wellness programs
8. Environmental Advisory Commission budget request

IX. New Business

Public Hearings

9. Second reading and final adoption of an ordinance granting a taxicab franchise to Mahmoud Ahmad Atiyha, d/b/a Ace Cab
10. Second reading and final adoption of an ordinance granting a taxicab franchise to Yadollah Rezaei, d/b/a Alfa Taxi
11. Second reading and final adoption of an ordinance granting a limousine franchise to Cristina Gutierrez and Nelson Felipe Napa, d/b/a Royal Party Bus, LLC
12. Ordinance requested by V-SLEW, LLC to rezone 30.273 acres located along the northern right-of-way of East 10th Street and adjacent to Rolling Meadows Subdivision from RA20 (Residential-Agricultural) and RR (Rural Residential [County's Jurisdiction]) to R6S (Residential-Single-family [Medium Density])
13. Ordinance to annex V-SLEW, LLC property, involving 30.273 acres located north of NC Highway 33 at its intersection with L.T. Hardee Road and west of Rolling Meadows Subdivision
14. Renaming West Meadowbrook Park as the Matthew Lewis Park at West Meadowbrook

Public Comment Period

- The Public Comment Period is a period reserved for comments by the public. Items that were the subject of a public hearing at this meeting 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.

Other Items of Business

15. Presentations by boards and commissions
 - a. Board of Adjustment
 - b. Human Relations Council

16. Presentation by Bradford Creek Public Golf Course Advisory Committee
17. Renewal of contract for services with Uptown Greenville
18. A Shared Vision: Protecting the Fifth Street Corridor and Tar River University Neighborhood joint statement
19. Resolution Identifying Areas Under Consideration for Annexation and Areas Under Consideration for Annexation Map – 2011 Update
20. Contract award for construction of the Thomas Langston Road Extension Project - Phase 2
21. Authorization for the Stormwater Utility to pay Pitt County Drainage District fees for property in the City
22. Non-highway projects for inclusion in the Metropolitan Planning Organization's transportation improvement project list
23. Police Department overtime expenses
24. Criteria for Redistricting
25. Policy on Mayor and Council Members Adding an Agenda Item
26. City of Greenville 2011 Goals

X. Comments from Mayor and City Council

XI. City Manager's Report

XII. Adjournment



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

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- Title of Item:** Appointments to Boards and Commissions
- Explanation:** City Council appointments need to made to the Community Appearance Commission and Greenville Utilities Commission.
- Fiscal Note:** No fiscal impact.
- Recommendation:** Make appointments to the Community Appearance Commission and Greenville Utilities Commission.

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

Appointments to Boards and Commissions

March 3, 2011

Community Appearance Commission

Council Liaison: Council Member Kandie Smith

Name	District #	Current Term	Reappointment Status	Expiration Date
LaRonda Hodges	3	Filling unexpired term	Moved out of state	April 2011

Greenville Utilities Commission

Council Liaison: Mayor Pro-Tem Bryant Kittrell

Name	District #	Current Term	Reappointment Status	Expiration Date
Stan Eakins (County nominee)	County	First term	Resigned; Moved in city limits	June 30, 2011

Applicants for Community Appearance Commission

Jeffrey Johnson
2008 Pinecrest Drive
Greenville, NC 27858

District #: 4

Application Date: 2/12/2009

Home Phone: (252) 355-0644
Business Phone: (704) 968-1051
Email: jsjkey@gmail.com

Wayne M. Whipple
3102 Cleere Court
Greenville, NC 27858

District #: 4

Application Date: 3/9/2009

Home Phone: (252) 321-0611
Business Phone: (252) 327-9475
Email: whipple_w@yahoo.com

February 22, 2011

Carol Barwick, City Clerk
City of Greenville
P.O. Box 7207
Greenville, NC 27835

Dear Mrs. Barwick:

On Monday, February 21, 2011, the Pitt County Board of Commissioners met in regular session and by unanimous vote, motioned to make a nomination of a County resident to serve on the Greenville Utilities Commission. After reviewing the applicant interest list, and discovering which applicants were GUC customers, the nomination is Phil Flowers.

Phil Flowers
3931 NC 43 North
Greenville, NC 27834
Contact: Daytime: 252-752-4915
Evening: 252-531-9855

We look forward to hearing from you regarding the appointment of Mr. Flowers. If you have any questions, please call me at 902-2950.

Sincerely,

Kimberly W. Hines, CMC
Clerk to the Board

Cc: Ron Elks, General Manager/CEO, Greenville Utilities

#12783

Applicants for Greenville Utilities Commission (County)

Frankie Bordeaux
940 Whitehorse Drive
Greenville NC 27834

Day Phone: (252) 883-8664
Evening Phone: (252) 413-0438
Fax: (252) 317-1433
E-mail: fbordeaux04@embarqmail.

Gender: F
Race: African
District: 4
Priority:

Applied for this board on: 9/14/2010

Application received/updated: 01/31/2011

Applicant's Attributes: County Planning Jurisdiction
South of the River
District 4
GUC Customer

Experience (Educ./Vol./Prof. Assoc./Military/Other Appointed Positions, etc.)		
	Organization	Description
Education	North Carolina Central University	
Education	Elizabeth City State	
Education	John T. Howard	
Experience	Cambridge Behavioral Health Services	Administrative Director
Other Appointed Positions	Boys & Girls Club	
Volunteers/Prof. Associations	MS Haven House	
Volunteers/Prof. Associations	Down East Viking Classic	
Volunteers/Prof. Associations	Founder & Sunday School Teacher	Local Church
Volunteers/Prof. Associations	BB & T Board of Directors	

Michael Bridgers
2023 Donblegate Lane
Greenville NC 27834

Day Phone: (252) 493-7294
Evening Phone: (252) 752-2980
Fax: (252) 321-4401
E-mail: mlenbridgers@yahoo.com

Gender: M
Race: African
District: 4
Priority:

Applied for this board on: 2/4/2011

Application received/updated: 02/04/2011

Applicant's Attributes: District 4
Country Planning Jurisdiction
South of the River

<u>Experience (Educ./Vol./Prof. Assoc./Military/Other Appointed Positions, etc.)</u>			
	<u>Organization</u>	<u>Description</u>	<u>Date(s)</u>
Education	NCCU & NCSU	BS, MPA, M. Min C.C.	
Education	Oak City High		
Experience	US Army Research Office		
Experience	Pitt Community College	Director	23 years
Volunteers/Prof. Associations	Chamber of Commerce	Graduate	

<u>Boards Assigned To</u>	
Committee for Employment of People w/Disabilities Pitt Community College	8/4/2008 to 8/7/2011

Robert Endres
110 Rivercrest Drive
Greenville NC 27858

Day Phone: (252) 707-8061
Evening Phone:
Fax:
E-mail: farfel@suddenlink.net

Gender: M
Race: White
District: 3
Priority:

Applied for this board on: 3/12/2010

Application received/updated: 03/12/2010

Applicant's Attributes: Simpson ETJ
District 3
GUC Customer
County Planning Jurisdiction

<u>Experience (Educ./Vol./Prof. Assoc./Military/Other Appointed Positions, etc.)</u>		
	Organization	Description
Education	Arne Arundel Community Colle	

Education	Calvin Coolidge	
Experience	NASA, Goddard Space Flight, Gr	Spacecraft construction & launch
Volunteers/Prof. Associations	North County Emergency Ontrea	
Volunteers/Prof. Associations	First Presbyterian Church	
Volunteers/Prof. Associations	Rivercrest HOA	Board Member

<u>Boards Assigned To</u>		
Simpson Planning Board		8/2/2010 to 8/2/2012
Simpson ETJ		

Phillip Flowers
3931 NC 43 North
Greenville NC 27834

Day Phone: (252) 752-4915
Evening Phone: (252) 531-9855
Fax: (252) 752-9895
E-mail: pkf@rsc.nccor.com

Gender: M
Race: White
District: 4
Priority:

Applied for this board on: 1/25/2011

Application received/updated: 01/25/2011

Applicant's Attributes: Chairman Appointment
District 4
South of the River
County Planning Jurisdiction
GUC Customer

<u>Experience (Educ./Vol./Prof. Assoc./Military/Other Appointed Positions, etc.)</u>		
	<u>Organization</u>	<u>Description</u>
Education	ECU	BS
Education	Southern Wayne High School	
Experience	Builder/Developer	
Volunteers/Prof. Associations	PCMH Foundation Board	
Volunteers/Prof. Associations	Pitt/Greenville Chamber of Com	
Volunteers/Prof. Associations	Mental Health Board	
Volunteers/Prof. Associations	Economic Development Commis	

<u>Boards Assigned To</u>	
P. C. M. H. Board of Trustees	12/20/2006 to 3/1/2012
Chairman Appointment	

Vivian Mott
100 Canterbury Court
Greenville NC 27838

Day Phone: (252) 328-6177
Evening Phone: (252) 321-8615
Fax: (252) 321-8712
E-mail: mottv@ecu.edu

Gender: F
Race: White
District: 6
Priority:

Applied for this board on: 5/17/1999

Application received/updated: 06/01/2004

Applicant's Attributes: At large
District 6
Greenville ETJ
GUC Customer
Non Greenville Resident
South of the River
County Planning Jurisdiction

<u>Experience (Educ./Vol./Prof. Assoc./Military/Other Appointed Positions, etc.)</u>			
	<u>Organization</u>	<u>Description</u>	<u>Date(s)</u>
Education	University of Georgia	PhD of Philosophy	
Education	University of Tennessee	Masters of Education	
Education	Kokomo HS		
Experience	ECU	Chair of Dept. of Counselor and Adm. E	
Experience	ECU	Professor, School of Education	1994-presently
Volunteers/Prof. Associations	Phi Kappa Phi		
Volunteers/Prof. Associations	Greenville Noon Rotary		

<u>Boards Assigned To</u>		
Sheppard Memorial Library Board Trustees		2/16/2010 to 3/31/2011
Women's Commission		4/15/2002 to 4/15/2005

Reginald Speight
166 Magnolia Drive
Winterville NC 28590

Day Phone: (252) 792-7111
Evening Phone: (252) 341-8383
Fax: (252) 792-1248
E-mail: rspeight@mccai.org

Gender: M
Race: African
District: 6
Priority:

Applied for this board on: 1/31/2011

Application received/updated: 01/31/2011

Applicant's Attributes: Winterville City Limits
South of the River

Experience (Educ./Vol./Prof. Assoc./Military/Other Appointed Positions, etc.)			
	Organization	Description	Date(s)
Education	UNC-Chapel Hill	BA - Economics	
Education	E. T. Beddingfield High		
Experience	Martin Community Action, Inc.	Chief Executive	
Volunteers/Prof. Associations	Martin County Human Relations		
Volunteers/Prof. Associations	NC Sustainable Energy Assoc Bo		
Volunteers/Prof. Associations	NC Weatherization Policy Adv C		
Volunteers/Prof. Associations	NC Interagency Council		
Volunteers/Prof. Associations	NC Energy Policy Council		

Elizabeth Weidner
116 Knight Drive
Winterville NC 28590

Day Phone: (252) 321-4034
Evening Phone:
Fax:
E-mail: dems.5@suddenlink.net

Gender: F
Race: White
District: 5
Priority:

Applied for this board on: 6/22/2010

Application received/updated: 06/22/2010

Applicant's Attributes: Greenville ETJ
South of the River
GUC Customer

Experience (Educ./Vol./Prof. Assoc./Military/Other Appointed Positions, etc.)		
Organization	Description	Date(s)
Education	University of Alabama-Birmingham	
Education	Albemarle High School	



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

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- Title of Item:** Minutes from the January 10 and January 13, 2011 City Council meetings
- Explanation:** Proposed minutes from City Council meetings held on January 10 and January 13, 2011 are presented for review and approval.
- Fiscal Note:** There is no direct cost to the City.
- Recommendation:** Review and approve proposed minutes from City Council meetings held on January 10 and January 13, 2011.
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- [Proposed Minutes of the January 10 2011 City Council Meeting 889469](#)
 - [Proposed Minutes of the January 13 2011 City Council Meeting 889470](#)
-

PROPOSED MINUTES
MEETING OF THE CITY COUNCIL
CITY OF GREENVILLE, NORTH CAROLINA
MONDAY, JANUARY 10, 2011



A regular meeting of the Greenville City Council was held on Monday, January 10, 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, and asked for a moment of silence in recognition of the recent shooting in Arizona. She then 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

Council Member Joyner moved to approve the agenda as presented. Council Member Blackburn seconded the motion, which passed by unanimous vote.

CONSENT AGENDA

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

- Minutes from the August 12, 2010 City Council meeting
- Resolution accepting dedication of rights-of-way and easements for Lynndale East Subdivision, Section Four, Lots 4-8 Block B, Lots 9-12 Block D, Lots 18-25 Block E, Lots 1-6 Block G; and Chapman Road (Resolution 001-11)



- Resolution of intent to close a portion of Pitt Street (Resolution 002-11)
- Resolution to request North Carolina Department of Transportation assistance with drainage problems near the intersection of NC Highways 11 N and 903 N (Resolution 003-11)
- Amendment #6 to the contract with Kimley-Horn and Associates, Inc. to perform the subsurface utility engineering portion of the Final Design Phase (Phase III) of the Stantonsburg Road/Tenth Street Connector Project
- On-call engineering services contract with Appian Engineering
- Ordinance amending Greenville Utilities Commission's Sewer Capital Project Budget for the Sterling Pointe Regional Wastewater Pump Station and Force Main Project (Ordinance No. 11-001)
- Budget ordinance amendment #6 to the 2010-2011 City of Greenville budget [Ordinance No. 10-57] and a budget ordinance to establish the Special Revenue Grant Fund (Ordinance Nos. 11-001 and 11-002)

All items on the Consent Agenda were then approved by unanimous vote following a motion by Council Member Joyner, which was seconded by Mayor Pro-Tem Kittrell.

NEW BUSINESS

- Presentations by boards and commissions
 - Community Appearance Commission

Commission Chairperson Dana Coles reviewed the mission and goals of the Community Appearance Commission and gave a brief overview of their activities during the past year. She highlighted monthly and biannual appearance awards, the annual spring cleanup, and a community day held in October during which daylilies, roses and wildflowers were planted in three locations. Ms. Coles stated the Commission also participated in a Neighborhood Symposium held on October 30th at City Hall.



- Environmental Advisory Commission

Commission Chairman Wayne Caldwell discussed the Commission's Charter and its current membership, which he said had experienced significant turnover during the past year. He stated the group serves as an advisory board for the City Council and they often bring issues to the City Council for resolution, but encouraged the City Council to ask for their help as well. Mr. Caldwell stated their current membership has a broad range of talent and they are passionate about what they are doing. They want an educated public, more preservation of green spaces, and increased energy efficiency in all new buildings. They want safe biking and walking trails that interconnect areas and provide access to both business residential areas. They encourage residents to pursue alternatives to driving, and they promote high energy efficiency/low emissions transportation. They support 100% recycling of recyclable materials. The Commission is proud of the various nominations earned throughout the city for various environmental awards, and they are proud of the community's excellent stormwater management processes.

Mr. Caldwell stated the Commission is doing a public service announcement on GTV-9 and hopes to increase the City's leadership on environmental initiatives. They want to develop a plan to deal with pollution in Town Creek. They are looking at solar water heating options for the pool at the Greenville Aquatics and Fitness Center.

Council Members thanked Mr. Caldwell for his presentation and the work being done by Commission members. Council Member Joyner suggested including discussion of the pollution issue at Town Creek on the agenda for the January Planning Retreat.

- Pitt-Greenville Airport Authority

Chairman Wayne Holloman stated the Airport Authority will miss having City Attorney Holec representing them, but thanked him for his service. He then updated the City Council on the ongoing expansion of the airport terminal and parking facility. He stated this is the airport's 24th year of being self-sufficient with no appropriations from the City or the County.

Airport Manager Jerry Vickers then gave a visual presentation showing newly upgraded facilities. He discussed staffing at the Airport and reviewed statistical information related to the Airport's performance during the past year. He addressed current commercial air services offered and their goals for expanding and enhancing that service. He stated the Airport's three runways are capable of handling any aircraft except a jumbo jet. Mr. Vickers stated the Airport supports economic development and quality of life by providing reasonably priced access



to transportation for businesses, leisure travelers, and the medical community. He then offered to address any questions from the City Council.

Council Member Mercer said he recognizes the Airport Authority is an autonomous board with City Council influence coming only through the Council Liaison, which is Council Member Joyner, but he would like to see a copy of the recent review of the salary history of the former Airport Manager. Mr. Vickers stated the report is a public record and he would be happy to provide a copy. Mayor Dunn asked that the report be provided to all members of the City Council.

Following more specific discussion of the exact location of expansion plans in proximity to area residents and a variety of concerns related to health and quality of life for residents in the area, Mr. Vickers stated that a public meeting would be held to address residents' concerns and an environmental study and various other analytical reports were scheduled for completion in June. Citizen concerns will be considered and Federal impact standards and mitigation procedures will be followed.


- Stormwater bank stabilization project for Kent Road and Nichols Drive area

Senior Engineer Lisa Kirby reviewed the report on stream bank erosion and various cost share combinations for bank stabilization that were presented to the City Council in December. Due to the amount of time involved in establishing a program to address erosion on private property, the City Council requested that staff analyze several options to stabilize the banks along portions of Nichols Drive and Kent Road. Staff ranked this area as the highest priority among the stream restoration projects.

Ms. Kirby stated that, as part of the design work for the Eastwood Subdivision Drainage Project, Staff requested that the North Carolina Division of Water Quality (NCDWQ) investigate the stream to determine whether it met the criteria of a jurisdictional stream. The NCDWQ determined that the portion between 103 Nichols Drive and 201 Kent Road is non-jurisdictional and therefore is not subject to the rules. The portion of the conveyance running through 101 and 99 Nichols Drive is subject to the rules. Mr. Kirby stated this means the City can make repairs in the first 135 linear feet (LF) of the ditch. The remaining 125 LF is subject to the rules; however, if less than 150 LF of stream bank is disturbed, there are no mitigation requirements. This determination by the NCDWQ NC has allowed staff to reclassify the Kent Road-Nichols Drive project from a stream restoration project to a bank stabilization project, which is good news.

Ms. Kirby presented four options (charted below) for consideration and explained the benefits and disadvantages of each, along with expected costs.



 CITY OF GREENVILLE, NC CITY COUNCIL MEETING			
Summary of Costs			
	Option	Description	Cost
	1	Purchase and demo.	\$401,794
PIPE	2a	Pipe.	\$29,152
	2b	Pipe and rip rap 101 Nichols.	\$55,277
BLOCK WALL (RIP RAP)	3a	Block wall and rip rap.	\$57,770
	3b	Block wall and rip rap (including 101 Nichols).	\$87,125
BLOCK WALL (VEG.)	4a	Block wall and pull back slope and re-vegetate.	\$50,095
	4b	Block wall and pull back slope and re-vegetate (including 101 Nichols).	\$72,343

Ms. Kirby said that Staff recommends Option 4b, which is a block wall on one side of the stream stabilizing the bank at 201 Kent Road and sloping and planting vegetation along the bank on properties at 103 and 101 Nichols Drive. This option will leave the stream open to provide the capacity needed to convey storms without flooding the homes adjacent to the stream. In addition, this option protects properties downstream from additional damage and provides water quality benefits in Bells Branch by providing diffuse flow from the impacted properties over a vegetated buffer. The cost of this option is \$72,343.

Ms. Kirby stated the stormwater management and control ordinance would have to be amended to allow the City to perform work on stormwater facilities located on private property before any work begins if the City Council votes to pursue any of the recommended options.

Following a general discussion by the City Council of the pros and cons of the various options presented, Council Member Glover moved to postpone a final decision until Thursday's meeting so Ms. Kirby could review these options with residents who would be impacted by the work performed and return to the City Council with their input and an ordinance making the necessary amendment to the stormwater management and control ordinance. Council Member Joyner seconded the motion, which passed by unanimous vote.



- Request for an exception to the Policy for Installation of Mast Arms and Metal Pole Traffic Signal System as part of a development within the Convention Center Business District

Public Works Director Wes Anderson stated that Developer Tom Woods, has recently begun the process to develop the east half of the vacant property presently owned by David Hill that is south of Greenville Boulevard at its intersection with Bismarck Street. Based on the location of the property on Greenville Boulevard, the North Carolina Department of Transportation (NCDOT) is requiring the property's exit to be at the existing intersection with Bismarck Street. The intersection is presently configured as a "T" and has a wood pole and span wire traffic signal system. The location is within the City's Convention Center Business District which extends along Greenville Boulevard from Evans Street to Memorial Drive. The City's standard in the Convention Center Business District is for all signal systems to be on mast arms and metal poles such as at Hooker Road and Greenville Boulevard. Presently, all the traffic signals in this area, except for the intersection of Greenville Boulevard and Hooker Road, are pole and span wire systems. This area is mostly developed except for some small "in-fill" lots. NCDOT and the City require a developer to pay all the costs associated with installing or modifying a traffic signal system at an intersection if the traffic signal is necessary to support the traffic generated by the development.

The developer's representative, Ken Malpass has requested an exception to the requirement for the developer to pay for the cost of upgrading the signal to the mast arms and metal poles standard because the cost of doing so would make the proposed development not feasible from a financial perspective. The developer's consultant estimated the cost to modify the existing wood pole and span wire traffic signal system necessary for the proposed development to be \$28,860, which Public Works believes is a reasonable estimate. The City recently converted the intersection of Greenville Boulevard and Hooker Road from wood poles and span wire to mast arms and poles. Public Works used costs from this project to develop an estimate of \$243,000 for the cost of converting the intersection to mast arms and poles. The size of the lot is 1.62 acres, and its frontage on Greenville Boulevard is 370 feet. The developer is purchasing the east half of the lot for an auto parts store. The developer's representative estimates that the tax value of the property, once developed, is \$2,000,000. The University Church of Christ, Inc. owns the adjoining lot, which is 2.18 acres and has an estimated tax value of \$1,386,980, therefore, Public Works believes the consultant's estimated tax value for the property is reasonable.

Mr. Anderson stated that Public Works recommends the City Council waive the requirement for the developer to bring this intersection up to current City traffic signal standards for the Convention Center Business District, as the cost of converting the intersection to mast arms and poles is such a large percentage of the estimated tax value of the proposed development for this in-fill lot. Staff has



discussed two options for modifying the wood pole and span wire system with Mr. Malpass. One option would be for the developer to modify the existing wood pole and span wire traffic signal system as part of the construction of the improvements to the lot. The other option is to temporarily place a stop sign at the exit from the property and the developer contribute to the City \$28,860 towards construction of mast arms and poles. Mr. Anderson said Staff recommends the latter option because it meets safety requirements and supports the effort to improve the Convention Center Business District. Mr. Malpass has stated that the developer will support this option.

Mr. Anderson asked that the City Council waive the requirement for the developer to convert the traffic signal system at Greenville Boulevard and Bismarck Street from wood pole and span wire to mast arms and metal poles, and approve accepting a contribution from the developer in the sum of \$28,860 to go towards the conversion of the intersection in the future. He further asked that the City Council approve the staff recommendation to authorize the City Manager to sign an agreement with the developer implementing the recommendation.

There being no further discussion, Council Member Joyner to accept the recommendations described by Mr. Anderson and to authorize the City Manager to sign an agreement with the developer implementing the recommendation. Council Member Blackburn seconded the motion, which passed by unanimous vote.

- Resolution adopting a policy and guidelines for naming or renaming City parks, recreation facilities, and geographic features within parks (Resolution No. 004-11)

Recreation and Parks Director Gary Fenton reviewed policies passed in 1979 by the City Council which established "City of Greenville Guidelines for Naming of Recreation and Park Facilities." A proposal was received recently to rename an existing park and in reviewing those guidelines, it appeared that an update might be in order as several aspects of the original document were vague. After discussion with the City Manager, Staff reviewed policies from several similar agencies across the nation and, utilizing Greenville's original guidelines as a foundation on which to build, developed a proposed update which was presented to the Recreation and Parks Commission in December. The Commission voted unanimously to recommend that the City Council adopt this new naming policy and guidelines. Mr. Fenton cautioned that while adoption of the policy itself will create no fiscal impact, signage costs will be incurred each time a park or facility is renamed.

Following a general discussion of the various revisions incorporated in the proposed policy, Council Member Joyner moved to approve the revised policy with an amend paragraph F.1 to reflect "The individual is statewide or nationally significant". Council Member Blackburn seconded the motion, which passed by unanimous vote.



- Proposed greenway construction priorities

Recreation and Parks Director Fenton stated that early in 2010, the Friends of Greenville Greenways (FROGGS) began an earnest study of the City's 2004 Greenway Master Plan as well as various greenway projects completed, underway or planned in the near future. He introduced Marianne Montgomery and Nel Roberts, who Co-Chair FROGGS, stating they wished to present a new series of four greenway construction projects which they feel should be of the highest priority.

Co-Chair Montgomery briefly summarized the mission of FROGGS, then outlined the benefits of greenways identified in the 2004 Master Plan. She stated that projects in the Master Plan needed to be re-prioritized to build segments which would connect existing segments, working toward a goal of establishing an extensive system of interconnected greenways which can be used for both recreation and transportation purposes, thereby creating a multi-modal network that will be competitive for federal transportation grants. Having such a network will improve the quality of life in Greenville and will help shape growth patterns in the City. Co-Chair Montgomery identified the following priorities, which FROGGS feel will be both attractive for recreation and will be beneficial for necessity use:

- South Tar River Phase III: tracks west from Town Common through West Greenville
- Schoolhouse Branch: Links South Tar River Phase III and the river to the hospital
- South Tar River Phase II: Tracks east along the river to the "Eastside Park" site on Route 33
- Tar River to Hardee Creek: Links the South Tar River Phase II segment to Brook Valley and adjacent neighborhoods

Mayor Pro-Tem Kittrell stated it appears from the maps that some of the proposed areas go through wetlands. He asked if there would be access.

Co-Chair Roberts stated members of FROGGS have walked it, but feasibility studies would be conducted before any construction began. She stated some areas may require installation of boardwalks.

Co-Chair Montgomery stated their proposal has been endorsed by the Neighborhood Advisory Board, the Environmental Advisory Commission, the Recreation and Parks Commission and the Bicycle and Pedestrian Commission. She asked the City Council to consider approval of proposed greenway construction priorities.



Upon motion of Council Member Blackburn and second by Council Member Mercer, the City Council voted unanimously to approve the recommended greenway construction priorities.

- Sewer service for Pactolus Baptist Church

City Manager Bowers stated the Greenville Utilities Commission (GUC) Board approved a request in December to provide sewer service to property located at 5980 US Highway 264 East adjacent to Pactolus Elementary School, contingent upon approval by the City Council. If approved, the service would be provided from the sewer line constructed to serve the school. Section 6 of the GUC Charter requires that any service beyond the City's extraterritorial jurisdiction (ETJ) must be approved by the City Council and this property is located outside the City's ETJ. A large blueline ditch runs between the church and the school and the church's septic system is installed in close proximity to the ditch. They are experiencing problems with their system overflowing and leaking and have requested access to the sewer system. City Manager Bowers recommended the City Council approve GUC providing sewer service to this property subject to compliance with all GUC requirements and execution of a future annexation agreement with the City.

Upon motion of Council Member Joyner and second by Council Member Blackburn, the City Council voted unanimously to approve GUC providing sewer service to Pactolus Baptist Church, subject to compliance with all GUC requirements and execution of a future annexation agreement with the City.

- Revenue enhancement agreement with Robert S. Segal, CPA, PA

Financial Services Director Bernita Demery explained a proposal from Robert S. Segal, CPA, PA designed to increase City revenues without increasing the tax rate or user and license fees. In essence, Mr. Segal's service will mine data from multiple databases to identify the following:

- Real property located in the city limits which is not being classified as in the City of Greenville
- Personal property situated in the city limits which is not being classified as in the City of Greenville
- Existing, but unlisted businesses located in the City but not possessing the requisite business/privilege license
- Households and businesses located in the city limits and coded incorrectly as not being in the city limits.

Ms. Demery stated the proposal involves a collaborative effort of the City, GUC and Pitt County so that each entity's databases are reviewed for necessary information. Mr. Segal's fees for providing this service will be paid as a commission based on collected revenues as outlined in the service agreement.



Mayor Pro-Tem Kittrell asked how Mr. Segal's firm was chosen to provide this service and if outsourcing this work was because staff had insufficient time to do it in-house.

Ms. Demery stated there are very few firms in North Carolina who provide this specific service, and because it represents a collaborative effort between the City, the County and GUC, it would be difficult to do with in-house resources from a single entity.

Council Member Joyner questioned whether the proposed agreement contained adequate provisions in the event the City wished to withdraw. City Attorney Dave Holec stated he would review the agreement, but stated the service provider is obligated to provide data within four months, and provided this obligation is met, the City would be obligated to pay them based on the information found.

Following additional discussion of the benefits of entering into such an agreement and the terms proposed, Council Member Mercer moved to table discussion until the January 13th Council meeting. Council Member Smith seconded the motion, which passed by unanimous vote.

- Fiscal year 2012 Federal Agenda

City Manager Bowers stated the City Council reviewed the preliminary list of items to be included in the FY2012 Federal Agenda at its last meeting. Those items that were strictly grant-eligible have been removed so that only the nine items eligible for earmarks remain. He reminded the City Council that the status of earmarks is questionable, but Staff feels it is worth the effort to pursue them. Lobbyists will also work with federal agencies to assist in obtaining grants. He recommended approval of the list, along with reauthorization of SAFETEA-LU, which is the Safe, Accountable, Flexible, Efficient Transportation Act: A Legacy for Users which governs Federal surface transportation spending.

Council Member Glover moved to approve the list of items for the FY2012 Federal Agenda, inclusive of SAFETEA-LU, as presented by the City Manager. Council Member Smith seconded the motion, which passed by unanimous vote.

- Closed Session on Police Internal Affairs Complaints and Use of Force/Taser Report

City Attorney Dave Holec stated Council Member Joyner had requested additional information related to a November 29, 2010 memo summarizing Internal Affairs Complaints within the Police Department. Council Member Joyner advises that he has received numerous complaints about excessive force and the use of tasers. In order to respond appropriately to those complaints, Council Member Joyner has



asked to view reports identifying by name which officers have been involved and the circumstances for each case resulting in a claim of use of force or use of a taser.

City Attorney Holec stated that Internal Affairs investigations and Use of Force forms are a component of an employee's personnel file. As such, the release of information from them and the provision of access to them are governed by the personnel privacy statute. Because of this, the review of the information requested must occur in a manner so as to not disclose this information since the information remains confidential.

Following considerable discussion amongst Council Members about the types of complaints received, the level of detail needed by Council Members, the potential for investigation of complaints by an external agency such as an investigative arm of the Department of Justice, and the value of addressing these concerns, to the extent possible, in open session, Mayor Pro-Tem Kittrell moved to ask Police Chief William Anderson to provide explanation of the jargon contained in reports previously distributed and to discuss the types of complaints received and how those complaints have been addressed; after hearing this report, the City Council can decide if more specific detail on officers involved is necessary. Council Member Blackburn seconded the motion, which passed by unanimous vote.

REVIEW OF JANUARY 13, 2011 AGENDA

The Council did a cursory review of the January 13, 2011 City Council agenda and reviewed nominations for appointments to Boards and Commissions.

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 those present that the City Council would meet in joint session with the Greenville Utilities Commission (GUC) on January 11, 2011 in the GUC Board Room at 6:30 pm.

ADJOURNMENT

Council Member Smith moved to adjourn the meeting, seconded by Council Member Joyner. There being no further discussion, the motion passed by unanimous vote and Mayor Dunn adjourned the meeting at 9:13 pm.

Respectfully submitted,

Carol L. Barwick, CMC
City Clerk

PROPOSED MINUTES
MEETING OF THE CITY COUNCIL
CITY OF GREENVILLE, NORTH CAROLINA
THURSDAY, JANUARY 13, 2011



A regular meeting of the Greenville City Council was held on Thursday, January 13, 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 7:00 pm. Council Member Blackburn 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

City Manager Wayne Bowers reminded Council of three items which were continued at Monday's meeting and should be added to the agenda:

- Stormwater bank stabilization project for Kent Road and Nichols Drive area
- Revenue enhancement agreement with Robert S. Segal, CPA, PA
- Police Internal Affairs Complaints and Use of Force/Taser Report

Council Member Blackburn moved to approve the agenda with the recommended addition. Council Member Joyner seconded the motion, which passed by unanimous vote.



SPECIAL RECOGNITIONS

- Inclusive community poster contest winners

Community Relations Officer Cassandra Daniels stated the Human Relations Council and various partners sponsored a poster contest as part of its Inclusive Community initiative. The purpose of the contest was to raise awareness of the value and importance of inclusiveness and diversity. Eighty-four students participated in the contest. She then introduced Holly Garriott, Executive Director of the Arts Council at Emerge, who stated the posters were displayed in their gallery for several months and they'd received wonderful comments from the public. Ms. Daniels and Ms. Garriott, assisted by Mayor Dunn, then recognized contest winners and presented them with a certificate, an award and a sketch book.

- Walter Salisbury, Fire-Rescue Department Retiree

City Manager Wayne Bowers recognized Walter Salisbury by reading and presenting him with a commemorative plaque for his 31 years and 9 months of service as of January 1st. Fire and Rescue Chief Bill Ale discussed the positions Mr. Salisbury held during his tenure with the City, and the changes in Fire and Rescue services during that time. Mr. Salisbury said he was thankful to have been allowed to serve the community for that length of time and that he plans to spend his retirement working in investment realty with his wife.

APPOINTMENTS

- Appointments to Boards and Commissions

Affordable Housing Loan Committee

Motion was made by Council Member Smith and seconded by Mayor Pro-Tem Kittrell to appoint John Martin as the Alternate member to fill an unexpired term expiring February 2012 , replacing Craig Rouse who resigned. Motion carried unanimously.

Community Appearance Commission

Council Member Smith requested that the replacement for LaRonda Hodges be continued to February 2011.



Firefighters' Relief Fund Committee

Motion was made by Council Member Mercer and seconded by Council Member Blackburn to reappoint William Franklin to serve a second two-year term expiring January 2013. Motion carried unanimously.

Greenville Bicycle and Pedestrian Commission

Motion was made by Council Member Mercer and seconded by Council Member Joyner to reappoint Brad Beggs, Brian Glover, Donald McGlohon, and Uriah Ward to serve first three-year terms expiring January 2014. Motion carried unanimously.

Historic Preservation Commission

Motion was made by Council Member Mercer and seconded by Council Member Joyner to appoint Jeremy Jordan for a first three-year term expiring January 2014, replacing Bryan Patonay who did not wish to be reappointed; to reappoint Bradley Ingalls and Allan Kearney for first three-year terms expiring January 2014; and to continue the replacement for Henry Doskey to February 2011. Motion carried unanimously.

Police Community Relations Committee

Council Member Glover advised the Council of the appointment of Willie Roberts as the District 2 representative for a first two-year term expiring October 2013.

Public Transportation and Parking Commission

Council Member Smith requested that the replacements for Calvin Garris and Nancy Ray be continued to February 2011.

Youth Council

Motion was made by Council Member Glover and seconded by Council Member Mercer to appoint Bridget Demery for a first one-year term expiring September 30, 2011. Motion carried unanimously.

- Appointments to the Mid-East Commission

Motion was made by Council Member Mercer and seconded by Council Member Joyner to reappoint Merrill Flood to serve as the City's representative to the Mid-East commission for a term beginning on January 1, 2011 and expiring on December 31, 2012, and to reappoint Carl Rees to serve as the City's alternate representative for the same period of time. Motion carried unanimously.



- Recommendation to the Pitt County Board of Commissioners of a member to serve on the Pitt County Development Commission Board

Motion was made by Council Member Mercer and seconded by Council Member Blackburn to recommend Matthew David Nobles for appointment to the Pitt County Development Commission Board, filling a first three-year term expiring in December 2013. Mr. Nobles would be replacing Todd Skinner, who has completed his second term and is therefore ineligible for reappointment. Motion carried unanimously.

NEW BUSINESS

Public Hearings

- Ordinance requested by W. H. Smith Real Estate, Inc. to rezone 1.8292 acres located at the northwest corner of the intersection of Dickinson Avenue and W. H. Smith Boulevard from O (Office) to MO (Medical-Office) [Ordinance No. 11-004]

Planner Chantae Gooby explained the requested rezoning, giving a general description of property location and surrounding uses. She stated that Staff feels the request is in compliance with recent amendments to the Future Land Use Plan Map and the Horizons Plan.

Mayor Dunn opened the public hearing at 7:23 pm and invited anyone wishing to speak in favor of the request to come forward

Ken Malpass – Representing W. H. Smith Real Estate, Inc.

Mr. Malpass stated he had nothing to add to Ms. Gooby's presentation, but was available should there be any questions about the request.

There being no one else present who wished to speak in favor of the requested rezoning, Mayor Dunn invited comment in opposition to the request. Hearing none, Mayor Dunn closed the public hearing at 7:24 pm.

Council Member Mercer moved to adopt the rezoning ordinance, seconded by Council Member Blackburn. There being no discussion, the motion was approved by unanimous vote.

- Ordinance requested by WLA Enterprises, Inc. to rezone 0.913 acres located along the northern right-of-way of East 10th Street, 325+ feet east of Bayt Shalom Synagogue and 525+ feet west of Greenville Mobile Estates Mobile Home Park from RA20 (Residential-Agricultural) to CG (General Commercial) [Ordinance No. 11-005]



Planner Gooby explained the requested rezoning, giving a general description of property location and surrounding uses. She stated that Staff feels the request is in compliance with recent amendments to the Future Land Use Plan Map and the Horizons Plan.

Council Member Mercer asked if the requested rezoning would have been in compliance with the Future Land Use Plan Map prior to the changes made to it in September. Ms. Gooby stated it would not have been in compliance. Council Member Mercer then asked if it was fair to conclude that Staff is now obligated to say the request is in compliance because of that change. Ms. Gooby responded affirmatively.

Council Member Blackburn asked what the Staff recommendation was in September regarding the proposed changes to the Future Land Use Plan Map that have now affected their recommendation on this rezoning request. Ms. Gooby stated Staff had recommended against the change.

Following a brief discussion on the specific location of the rezoning request, Mayor Dunn opened the public hearing at 7:36 pm and invited anyone wishing to speak in favor of the request to come forward.

Jon Day

Mr. Day stated he represents Darrell Elks, who is the property owner. The property is no longer a nice place to live due to commercialization in the area and traffic. The request to rezone is recommended by City Staff and is in compliance with the changes made in the fall to the Horizons Plan and the Future Land Use Plan Map. Mr. Day stated he had discussed their proposal with adjoining property owners and had met with leaders of Bayt Shalom, who are supportive of the request.

Jim Price

Mr. Price stated he is engaged in the construction of Walmart in this area and is working closely with Mr. Day on this request. The property is directly across the street from the main access point to the shopping center and will be used for platforms for signalization needed for a 3-way intersection.

Jim Hopf

Mr. Hopf stated he was here on behalf of V-SLEW, LLC to support this request on the basis of reasons already stated. In context of the comprehensive plan, the term "node*" refers to a focus area or gathering place for high intensity land uses or commercial development. This area has become a node and, as such seems consistent with the character of the area and existing businesses.



Jule White

Mr. White stated he is one of the owners of the V-SLEW tract and asked the City Council for their support of this request.

Don Edmondson

Mr. Edmondson stated a chief concern raised in relation to this request appears, from media reports, to be the potential impact on parks. Gary Fenton has shown him some future plans for a park, which would be north of the commercial properties and beside residential property. Mr. Edmondson proposed having the driveway to the park go through the commercial area, which would benefit the residential neighborhoods.

There being no one else present who wished to speak in favor of the requested rezoning, Mayor Dunn invited anyone wishing to speak in opposition to come forward.

Don Williams

Mr. Williams state he opposes the requested rezoning, primarily because of timing. Changes have recently been made to the Future Land Use Plan Map, and a large commercial development has been proposed but never started. There are vacant commercial sites in the area now, which could be utilized if more development is warranted. Mr. Williams stated he hopes the City Council will strive to maintain the character of the area for as long as possible. The parks, cemeteries and residential properties are all compatible uses.

Nel Roberts

Ms. Roberts stated she is a long time resident of Greenville and Co-Chair of Friends of Greenville Greenways. She stated she is concerned about urban sprawl, particularly traveling East, as well as traffic on Highway 33 and 10th Street. Increased commercial property on Highway 33 will make that a very busy corridor much like Greenville Boulevard. Greenville has a great greenways program which is slated to run east/west along the river and run parallel to this corridor. If traffic is heavy, the greenway can't be used properly.

Rebecca Powers – Oakhurst Subdivision

Ms. Powers stated she is President of the Oakhurst Neighborhood Association and is here to express their opposition to growing commercial development in the area. They oppose tonight's request for many of the same reasons expressed by the people who support it. She urged the City Council to save their neighborhoods.

George Hamilton

Mr. Hamilton stated he has seen much growth since coming to live in Greenville. If you look at the proposed rezoning on a map, it looks much like spot zoning. The City Council needs to avoid creating another Greenville Boulevard and insure that a



mechanism is in place for movement of vehicles and people, as well as space for existing highways to grow, before making this one little change to that big area.

Billy Battle – Lake Glenwood Subdivision

Mr. Battle stated he is opposed to the request for reasons already expressed. He and his neighbors are against what appears to be uncontrolled development in this area. Approval of this request will be like opening the flood gates. He stated this neighborhood is not against all commercial development, but they do not want to see every available acre zoned commercial.

Carol Williams – Brittany Ridge

Ms. Williams stated that existing traffic in the area is already a problem for her and other neighbors who want to walk. She stated she is concerned about run-off from parking lots if this is made commercial

Bryant Glover

Mr. Glover stated he is a member of the Bicycle and Pedestrian Commission, but is not speaking on their behalf. He stated the commission was not asked for their input on this proposal, but the fact that Greenville has a Commission speaks well of the City's intentions toward making Greenville a more bikable and walkable community. That goal can be achieved, but approval of this request would be a move in the wrong direction

Charles Hassell, Jr. – Rolling Meadows

Mr. Hassell stated he is not really for or against the request, but as someone who lives nearby without being in the City or its extra territorial jurisdiction he wanted to express that he and many other families chose to live where they do because there was not much out there when they moved in.

John Hart – Eastwood Subdivision

Mr. Hart stated he has no personal interest in the requested rezoning, but as someone who is concerned about the City as a whole, he opposes the request.

Tim Christensen

Mr. Christensen stated he drives this corridor daily as he goes to work as a professor at East Carolina University (ECU). Many of his students live in the area and he is concerned about them having to navigate the busy corridor this area will become if the request is approved.

Anne Bunnell – 306 Baytree Drive

Ms. Bunnell stated she is a teacher and mother of a 10 year old. She questioned whether the area could support additional commercial development when there are already three vacant commercial buildings near the Food Lion in the area. She stated she is concerned about her continued ability to walk and bike with her daughter if the request is approved.



Cindy Wooten

Ms. Wooten stated government exists to serve the people, and what she hears from residents of this area is that they oppose the requested change. She encouraged the City Council to hear and respond to that voice.

Howard Temper – Lake Glenwood Subdivision

Mr. Temper said his primary concern related to this issue is traffic. Residents in Lake Glenwood and Brittany Ridge will suffer. He questioned whether any Council Members lived in those areas and asked that they consider how they would feel about the request if they did live there and vote accordingly.

Jennifer Christensen

Ms. Christensen said she has only lived in the area for 3-4 years, having come here to support her family at ECU. She said she was appalled at the sprawl that exists along Greenville Boulevard and some other areas of the City, and she only agreed to come to Greenville because it had places like the East side where she could escape from the sprawl. She stated she was perfectly willing to drive to do her shopping.

Ray Sovell

Mr. Sovell stated years ago there was something called a Certificate of Need that factored into proposed development. He has not heard anyone actually address the necessity of the requested rezoning.

There being no one else present who wished to speak in opposition to the requested rezoning, Mayor Dunn closed the public hearing at 8:19 pm.

Council Member Mercer discussed areas zoned commercial and currently used as such and areas zoned commercial but not yet built. He then moved to deny the requested rezoning. Council Member Blackburn seconded the motion.

Council Member Mercer expressed concern that approval of this request would likely lead to a request to rezone additional acreage, and as such, a vote to approve the request would substantially change the character of the area. There is clear opposition from residents in the area and if the City Council takes action that changes the character of the area, it should be done through a process that draws input from all stakeholders.

Council Member Blackburn stated while the request may be consistent with the current zoning plan, she feels there is already much unused commercial opportunity in the area. She said she is concerned about the impact of further commercial development on the distinctive features of parklands in the area.



Council Member Glover said the Tenth Street Connector has been cited as a good thing, but many homeowners on the West side would disagree. Many lost their driveways when the road was four-laned. This area has the largest concentration of African American businesses and they will be uprooted along with homeowners who will not be able to afford moving and buying homes elsewhere. A 100 year old business in the area will be lost. Residents in the area put up with this because they have no choice.

Council Member Mercer proposed a compromise to rezone the property to Office Institutional, which would allow Mr. Price to put a family-oriented restaurant on the property with a special use permit. He stated he would amend his original motion to reflect that. Council Member Blackburn stated her second would stand for this amended version of the original motion.

Council Member Joyner then called the question, seconded by Mayor Pro-Tem Kittrell. The motion passed by a vote of 4 to 2, with Council Members Mercer and Blackburn casting the dissenting votes.

City Attorney Holec restated the motion as follows: To deny the requested rezoning and instead to rezone to OR (Office-Residential [multi-family]) and to make a finding and determination that although the initial rezoning request is consistent with the comprehensive plan, there is a more appropriate rezoning classification which is reasonable and in the public interest.

The motion failed by a vote of 2 to 4, with Council Members Mercer and Blackburn casting the only affirmative votes.

Council Member Joyner moved to adopt the ordinance to rezone 0.913 acres located along the northern right-of-way of East 10th Street, 325+ feet east of Bayt Shalom Synagogue and 525+ feet west of Greenville Mobile Estates Mobile Home Park from RA20 (Residential-Agricultural) to CG (General Commercial). Council Member Glover seconded the motion.

Mayor Pro-Tem Kittrell stated he was very involved in development of the comprehensive plan and there was substantial public input. The process was sound, and included six public hearings in a period of over a year. He stated that making periodic updates to the plan was a component of the original plan, and he feels that process has been handled appropriately. He stated he is very supportive of the park and of connectivity.

Council Member Mercer agreed the update process was legally sound, but said it was unsound in the sense that every neighborhood association came out strongly against the update. He said he feels a vote of the City Council to approve the motion on the floor is clearly not taking the concerns of these associations into account.



There being no further discussion, the motion was approved by a vote of 4 to 2 with Council Members Mercer and Blackburn casting the dissenting votes.

- Ordinance Amending the Stormwater Management and Control Ordinance [Ordinance No. 11-006]

Public Works Director Wes Anderson stated the City Council determined at its December 6, 2010 that the City should proceed with work which addresses the erosion of stream banks on private properties. The projects involve both bank stabilization and stream restoration. Since the current Stormwater Management and Control Ordinance does not allow the City to work on private property for this type of work, an ordinance amendment is necessary which will allow the City to perform this stormwater-related work on private property. Also, since accomplishing these projects will result in the City taking maintenance responsibility for necessary structures in improved areas, an amendment is also necessary to specify that these are structures which the City will be maintaining.

Mr. Anderson gave a brief review of work proposed.

Mayor Pro-Tem Kittrell asked if the proposed work to address the Hucks' issue had been discussed with them, and if so, were they satisfied with the proposal. Mr. Anderson stated they have been briefed and are satisfied.

Mr. Anderson stated a public hearing is necessary because the proposed ordinance amends stormwater provisions.

City Attorney Holec reviewed amendments to the Stormwater Management and Control Ordinance contained within the version presented for consideration.

Mayor Dunn opened the public hearing at 9:20 pm and invited anyone wishing to speak in favor of the proposed ordinance amendment to come forward.

Scott Hucks – 103 Nichols Drive

Mr. Hucks stated he is in favor of the proposed amendment, which he feels will allow private property owners to get help from the City with erosion on their property. He said he feels this amendment will be beneficial not only to him as a property owner, but other property owners as well.

John Hart

Mr. Hart stated he owns property down from the Hucks' property, so whatever goes past their property eventually gets to him. He feels if the City addresses the problem on the Hucks' property, it could create a problem for him, but he stated that he is still in favor of doing this.



There being no one else present who wished to speak in favor of the proposed amendment, Mayor Dunn invited anyone wishing to speak in opposition to come forward. Hearing no one, Mayor Dunn closed the public hearing at 9:22 pm.

Upon motion by Council Member Blackburn and second by Council Member Glover, the ordinance amending the Stormwater Management and Control Ordinance was adopted by unanimous vote.

- HOME Investment Partnerships budget amendment

Housing Administrator Sandra Anderson explained the request to utilize a portion of unspent 2007 and 2008 HOME Investment Partnership funds to provide assistance to housing developer(s), both for-profit and non-profit, to construct affordable multifamily rental housing units within the City. Approximately \$450,000 in HOME Investment Partnership funds is available. Ms. Anderson stated these funds may be used for the development of affordable rental housing through acquisition, new construction, reconstruction, or rehabilitation of non-luxury housing with suitable amenities. The housing units developed under this program must be permanent, with leases of no less than one year.

Mayor Dunn opened the public hearing at 9:25 pm and invited anyone wishing to speak in favor of the proposed ordinance amendment to come forward. Hearing no one, she then asked that anyone wishing to speak in opposition come forward. Again hearing no one, Mayor Dunn closed the public hearing at 9:26 pm.

Council Member Glover moved to approve the request presented by Ms. Anderson. Council Member Blackburn seconded the motion, but requested that motion include a requirement that construction meet E300 standards. Council Member Glover was in agreement with making that a part of her original motion, which then passed by unanimous vote.

Public Comment Period

Mayor Dunn opened the public comment period at 9:27 pm and explained procedures to be followed by anyone who wished to speak. As there was no one registered with the City Clerk, Mayor Dunn asked if there was anyone present who wished to address the City Council. Hearing no response, Mayor Dunn closed the public comment period at 9:28 pm.



OTHER ITEMS OF BUSINESS

- HOME funds commitment for a multifamily rental housing development

Housing Director Anderson explained a proposal to use HOME Investment Partnership funds to assist an affordable housing developer, NRP Holding, LLC, in construction of a new 8-building, 84-unit affordable rental housing development. The new development, which would be called Winslow Point, would be located within the city limits and would be composed of 1, 2 and 3 bedroom apartments. The site is located on the Northwest corner of Hooker and Burrington Roads surrounding the old Winslow home. This location is in the central part of Greenville near J. H. Rose High School, shopping, parks and medical facilities.

Ms. Anderson stated all units would be available to households whose incomes are at or below 60% of the area median income. Three apartments will be built as HOME units. The developer has requested \$450,000 as a local government commitment for the 2011 North Carolina Housing Finance Agency Rental Tax Credit program. The total project budget is \$11,914,418.

Ms. Anderson stated a total of four proposals were submitted in response to a Request for Proposal released in November 2010. Respondents included NRP Holdings, LLC (two proposals), Workforce Homestead, Inc., and Greenville Housing Development Corporation. Along with support of the Affordable Housing Loan Committee, Staff recommends NRP Holdings, LLC's proposal for Winslow Point as the most feasible. If their 2011 Tax Credit application is approved, construction would commence in June 2012.

Council Member Joyner moved to approve the recommendation presented by Ms. Anderson. Council Member Glover seconded the motion, which passed by unanimous vote.

- (Added) Stormwater bank stabilization project for Kent Road and Nichols Drive area

Public Works Director Wes Anderson reported residents impacted by erosion problems in the Kent Road/Nichols Drive area have been contacted to discuss remediation options. All three residents affected are supportive of the Staff recommendation at the January 10, 2011 City Council meeting, which was to install a block wall on one side of the stream stabilizing the bank at 201 Kent Road and to slope and plant vegetation along the bank on properties at 103 and 101 Nichols Drive. Mr. Anderson stated the cost of this option is \$72,343.



Council Member Joyner moved to approve the above referenced recommendation to address erosion in the Kent Road/Nichols Drive area. Council Member Blackburn seconded the motion, which passed by unanimous vote.

- (Added) Revenue enhancement agreement with Robert S. Segal, CPA, PA

Financial Services Director Bernita Demery stated she contacted other municipalities engaged in a similar arrangement for revenue enhancement. Smithfield, Black Mountain and Wilmington all have agreements to share additional revenues at 50%; which is higher than the 40% rate proposed for Greenville. She also stated a termination date, which was not in the original version of the contract presented on Monday, has been added to the agreement.

Council Member Joyner moved to approve the Revenue Enhancement Agreement, inclusive of the added termination date, with Robert S. Segal, CPA, PA. Council Member Blackburn seconded the motion, which passed by unanimous vote.

- (Added) Police Internal Affairs Complaints and Use of Force/Taser Report

Police Chief William Anderson stated the City Council requested at their meeting on Monday that he provide summary information regarding TASER usage/use of force within the Greenville Police Department (GPD).

Chief Anderson explained that a TASER is an electronic less-lethal device that is used to control actively aggressive individuals who are resisting arrest or presenting an immediate threat to himself or others. Officers assigned to carry the TASER receive training annually on deployment considerations and use of force to include role play scenarios. In addition to this training, it is required that these officers receive exposure to the TASER to help with understanding its effects.

Nationwide usage of the TASER has proven it to be an effective less-lethal strategic plan that reduces injuries to suspects and officers, and decreases the need for deadly force. The GPD documents its deployment of the TASER through completion of a Use of Force Report and those records are reviewed by Command Staff and maintained within the Office of Internal Affairs.

During the past year, the GPD responded to 58,075 calls for service, resulting in 4,927 arrests and the issuance of 17,643 citations. Twenty-four officers reported deployment of the TASER 31 times during the year, with four of those officers reporting two deployments and one officer reporting five deployments. Situations in which the TASER was deployed included resisting arrest, assault on an officer, drug arrests, intoxicated/disruptive behavior, disorderly conduct, malicious conduct, assault on a female, burglary and simply affrays/fights.



Chief Anderson stated the complaint process is managed by the department's Office of Internal Affairs. Of the 65 complaints received in 2010, 29 were deemed unfounded. Of those remaining, 29 were sustained, 4 were not sustained, 9 were exonerated and 2 are still pending. He offered the following definitions associated with disposition:

- Unfounded: The investigation indicates there was insufficient evidence either to prove or disprove the allegation(s).
- Sustained: The investigation disclosed sufficient evidence to prove the allegation(s) clearly.
- Not Sustained: The investigation indicates there was insufficient evidence to prove the allegation(s) clearly.
- Exonerated: The investigation indicates that the act(s) or omission(2) did occur, but were justified, lawful and proper

Chief Anderson provided some additional data on the categories of complaints and emphasized that all employees are included in the complaint process, both sworn and non-sworn personnel. He then offered to address any questions the City Council might have.

Council Member Joyner asked the Chief to explain the Early Warning System. Chief Anderson stated it is a procedure included in departmental policy and procedures designed to identify trends and patterns of behavior for officers. Use of Force reports, department motor vehicle collisions and citizen complaints are all used to determine the need for an Early Warning System Intervention.

Council Member Joyner asked what happens when a citizen files a complaint. Chief Anderson stated complaints may be received in person, by phone or by email. Once received, the complaint must be investigated within 30 days unless an extension is warranted. The person who filed the complaint is notified when the investigation is closed, but due to personnel privacy laws, they are not given the specific result of the investigation.

City Attorney Holec stated recent changes in the law will allow the date and type of disciplinary action taken to be released if there is a dismissal, suspension or demotion involved, but other complaints that do not result in one of these actions cannot be released.

Council Member Joyner asked if any officers were suspended, demoted or dismissed last year. Chief Anderson stated there were suspensions, but no demotions or dismissals. Council Member Joyner stated he would like copies of the records for those suspensions.



Following considerable discussion related to complaint patterns, public perception about the filing of complaints and the fear of potential retaliation, and concerns about profiling, Mayor Dunn asked Chief Anderson to say a brief word about accreditation.

Chief Anderson stated GPD is a nationally accredited agency whose policies and procedures relating to citizen complaints and use of force are strictly governed by the Commission on Accreditation for Law Enforcement Agencies. Chief Anderson stated he is very proud of his department and its officers.

COMMENTS FROM MAYOR AND CITY COUNCIL

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

Council Member Mercer stated he previously requested a report from the Airport, which was emailed to him earlier in the day. While he recognizes the Airport Authority is an autonomous body and the City does not approve their budget, he said he feels the City does have an interest in the Airport as its property is owned by the City and the County. He stated he has some concern with regard to recent salary-related controversy involving the former Airport Manager and offered a motion that the City Council direct the City Manager to coordinate with the Pitt County Manager in scheduling a joint meeting of the City, the County and the Airport Authority to address questions related to that issue. Council Member Blackburn seconded the motion.

Council Member Joyner stated he is on the Airport Authority and their closed session minutes related to this matter were released earlier in the day. He stated they are not opposed to anyone who has an interest in the issue reviewing the salary issue, and while he agrees that the matter is significant enough that someone should review it, he isn't convinced the City Council is the appropriate body to do so. He recommended the City and County Managers draft resolutions for consideration by the two governing bodies to seek an external/independent review.

Council Member Mercer clarified that his motion is not for the City and County to conduct a review, but merely to determine jointly if any action is warranted.

Following a general discussion of the logistics of scheduling a joint meeting to include so many people, as well as the appropriateness of a review initiated by the City Council and/or County Commissioners and who might be an appropriate party to conduct a review of one was requested by either governing body, City Attorney Holec suggested the City Council consider instructing the City Manager and City Attorney to meet with the County



Manager and County Attorney to develop a plan of action which could be presented to both the City Council and the County Commissioners for consideration.

Council Member withdrew his original motion, after which Council Member Joyner moved to implement City Attorney Holec's recommendation. Council Member Smith seconded the motion, which passed by unanimous vote.

CITY MANAGER'S REPORT

City Manager Bowers reminded those present of the Planning Retreat scheduled for January 29, 2011 beginning at 8:00 am at Bradford Creek. He distributed a proposed agenda for the meeting and asked the Council to approve those items listed.

Council Member Joyner indicated he would like more time to consider discussion topics before a vote is taken.

City Manager Bowers stated two of the items are topics which are always included, six others are items which the City Council has already voted to include and only the final three items currently listed need approval for inclusion at this time.

Council Member Glover indicated she wanted discussion about a Citizens Police Review Board and the selection process for Mayor Pro-Tem included on the Planning Retreat Agenda.

Mr. Bowers reminded the City Council the agenda already includes discussion of Goals and Objectives, and under that item, Council Members are free to bring up any topic of discussion they deem appropriate.

Council Member Blackburn moved to approve all items currently listed on the Planning Retreat agenda, along with those just expressed by Council Member Glover. Council Member Joyner seconded the motion, which passed by unanimous vote.

City Manager Bowers recommended cancelling the January 24, 2011 City Council meeting. Upon motion by Council Member Blackburn, and second by Council Member Smith, the January 24, 2011 City Council meeting was cancelled.



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 11:21 pm.

Respectfully submitted,

Carol L. Barwick, CMC
City Clerk



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Resolution authorizing the Director of Public Works to sign and execute all papers and documents in connection with the 2011-2012 application for State aid for mosquito control grants

Explanation: Attached for City Council consideration is a resolution authorizing and empowering the Director of Public Works to sign and execute all papers and documents necessary in connection with the 2011-2012 application to the Division of Environmental Health, North Carolina Department of Environment and Natural Resources, for aid in control of mosquitos.

The City annually applies for and receives State funding assistance in its mosquito control efforts. This application, if approved, defrays some of the City's cost in conducting mosquito control efforts.

Although no funds were appropriated due to the State budget shortfall, a resolution must be in place in the event funds are allocated.

Fiscal Note: This program is currently unfunded by the State. City Mosquito Control will be funded from the Sanitation operating budget.

Recommendation: Approve the attached resolution designating the Director of Public Works as the authority to sign and execute all papers and documents in connection with the 2011-2012 application for State aid for mosquito control.

Attachments / click to download

 [Resolution for Mosquito Control Application for FY 2012 888512](#)

RESOLUTION NO. _____
A RESOLUTION BY THE CTY COUNCIL OF THE CITY OF GREENVILLE
DESIGNATING AN OFFICIAL TO SIGN NECESSARY PAPERS AND TO OTHERWISE
REPRESENT THE BOARD IN CONNECTION WITH MOSQUITO CONTROL

Upon motion of _____, and seconded by _____, it is hereby ordered that Wesley B. Anderson, Director of Public Works, as agent for the City of Greenville, is hereby authorized and empowered to sign and execute all papers and documents necessary in connection with the request made to the Division of Environmental Health, North Carolina Department of Environment and Natural Resources, for aid in control of mosquitoes. He is further authorized and required to carry out all agreements stipulated in the project application submitted by us to the Division of Environmental Health, North Carolina Department of Environment and Natural Resources, and to perform other acts that are proper and necessary in connection with the operation of this project. Acts of said person on behalf of the City of Greenville are in all respects validated, approved, and confirmed.

The undersigned Carol L. Barwick, Clerk of the City of Greenville, hereby certifies that the foregoing is a true copy of the resolution of the City of Greenville adopted at a meeting held on the 3rd day of March, 2011.

Adopted the 3rd day of March 2011.

Patricia C. Dunn, Mayor

ATTEST:

Carol L. Barwick, City Clerk



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Resolution authorizing a lease/purchase program with EXCEED for property located at 1101 Douglas Avenue

Explanation: This is a request to approve a lease/purchase program with Executive Center for Economic & Educational Development, Inc. (EXCEED), a certified Community Housing Development Organization, for City-owned property located at 1101 Douglas Avenue. This unit was acquired and substantially rehabilitated with HOME Investment Partnerships fiscal year 2005 funds. HOME regulations, 24 CFR Part 92.500 (d)(1)(C) require local jurisdictions to complete a project within five years of award.

This proposed lease/purchase program would include leasing to qualified low-income residents for a period not to exceed 24 months, during which EXCEED would work closely with the lessee to become mortgage ready to purchase the unit at fair market value. This program will help a buyer move into the vacant house and improve their credit worthiness and savings to the point where they can be in a position to purchase the property within one to two years. Once the property is sold, the City receives fair market value (sales proceeds) less EXCEED's 10% of fair market value payment as a Developer's Fee. Fair market value will be established by a professional appraiser. In addition, a portion of the monthly lease payments in 1/3 increments to EXCEED will be placed in a fund to cover routine maintenance, property management, and HOME program income.

If approved, a Subrecipient Agreement will be executed with EXCEED for a period of three years. At the end of the three years, EXCEED would have first option to purchase the property to continue the lease/purchase program for a period of not less than twenty years.

Fiscal Note: \$35,000 HOME Investment Partnerships funds to make needed repairs and additions.

Recommendation: Adopt the attached resolution approving the partnership with EXCEED for a lease/purchase program of City-owned property located at 1101 Douglas Avenue.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

-  [1101 Douglas Photo](#)
 -  [map 1101 Douglas](#)
 -  [Lease_purchase_resolution_885599](#)
-

RESOLUTION NO. 11-

**RESOLUTION AUTHORIZING A LEASE/PURCHASE PROGRAM
AT 1101 DOUGLAS AVENUE WITH
EXECUTIVE CENTER FOR ECONOMIC & EDUCATIONAL DEVELOPMENT, INC.**

WHEREAS, the City of Greenville recognizes the importance of affordable housing for low to moderate income residents; and

WHEREAS, the City of Greenville is authorized pursuant to North Carolina General Statute 160A-279 to pursue such relationships as Sale of Property to entities carrying out a public purpose; and

WHEREAS, the City Council, during the March 3, 2011, meeting, heard a request to convert the following property located at 1101 Douglas Avenue to a lease/purchase unit in partnership with Executive Center for Economic & Educational Development, Inc., a certified Community Housing Development Organization, for the purpose of providing affordable housing for low to moderate income residents; and

WHEREAS, the unit must remain affordable for a period of twenty (20) years with authorization to charge no more than fair market rent established by the Department of Housing and Urban Development; and

WHEREAS, a subrecipient agreement will be executed with Executive Center for Economic & Educational Development, Inc. for a period of three (3) years. At the end of the three-year period, Executive Center for Economic & Educational Development, Inc. will have first option to purchase the property to continue the lease/purchase program for an affordability period not less than twenty (20) years; and

WHEREAS, North Carolina General Statute 160A-272 authorizes lease or rental of property to EXCEED for affordable housing purposes as permitted by North Carolina General Statutes 160A-456(b) and 157-9;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville that it does hereby authorize conversion of property located at 1101 Douglas Avenue for a lease/purchase program in partnership with Executive Center for Economic & Educational Development, Inc. with the condition that the use of the property is limited to affordable housing for low to moderate income residents.

BE IT FURTHER RESOLVED by the City Council of the City of Greenville that the Mayor is hereby authorized to execute the appropriate documents relating to the property located at 1101 Douglas Avenue and the lease/purchase program.

This the 3rd day of March, 2011.

Patricia C. Dunn, Mayor

ATTEST:

Carol L. Barwick, City Clerk



12.20.2010 15:28



1101
25715

W 14TH AV

SHEPPARD ST

MCKINLEY AV

DOUGLAS AV

ROOSEVELT AV

FLEMING ST

TYSON ST

IMPERIAL ST

Carver Branch Library

Item # 4



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Establishment of fair market value for 1210 Dickinson Avenue

Explanation: This requested action is to establish fair market value for property owned by the City of Greenville located at 1210 Dickinson Avenue, being further identified as Pitt County Tax parcel number 12885. The property was acquired by the City of Greenville in May 2007 as a result of an unpaid demolition lien. The site once contained a single-family dwelling, which was demolished for abandonment and violation of the minimum housing ordinance. The parcel is 1/4 acre in size and has a tax value of \$20,390 based on the 2008 Pitt County tax assessment.

After receiving an inquiry about purchasing the site, staff contracted with F. Bruce Sauter and Associates, Inc., for an appraisal of the property. Mr. Sauter's appraisal report (attached), completed on January 28, 2011, concluded that the "As Is Market Value of the Property is \$14,700."


Following the establishment of fair market value, City staff will advertise the availability of the property and the fair market value as the minimum acceptable bid for interested bidders to submit a purchase offer. After receiving bids, staff will bring the highest responsible bid to City Council for final action.

Fiscal Note: Appraisal report cost was \$450.

Recommendation: Establish the fair market value for 1210 Dickinson Avenue, parcel number 12885, at \$14,700.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

 [1210 Dickinson Avenue Appraisal Report](#)

F. BRUCE SAUTER & ASSOCIATES, INC.

Real Estate Appraisers and Consultants

2301 Executive Park West, Greenville, North Carolina 27835-7123

Telephone: (252) 758-7000 • Fax: (252) 758-4762

Email: fbs@fbrucesauter.com

SUMMARY APPRAISAL REPORT OF:

City of Greenville
0.25[±]-Acre Vacant Lot
1210 Dickinson Avenue
Greenville, Pitt County, North Carolina
PIN: 12885

PREPARED FOR:

City of Greenville
Post Office Box 7207
Greenville, North Carolina 27835-7207

APPRAISER:

F. Bruce Sauter, MAI
NC General Certification No.: A8

PREPARED BY:

F. Bruce Sauter & Associates, Inc.
2301 Executive Park West
Greenville, North Carolina 27835

DATE OF VALUATION:

January 21, 2011

DATE OF REPORT:

January 28, 2011

MARKET VALUE CONCLUSION "AS IS":

\$14,700

SUMMARY APPRAISAL REPORT

This is a Summary Appraisal Report, which is intended to comply with the reporting requirements set forth under Standards Rule 2-2(b) of the Uniform Standards of Professional Appraisal Practice (USPAP). As such, it presents only brief discussions of the data, reasoning, and analyses that were used in the appraisal process to develop the appraiser's opinion of value. Supporting documentation concerning the data, reasoning, and analyses is retained in the appraiser's file. The depth of discussion contained in this report is specific to the needs of the client and for the intended use, the appraiser's opinions and conclusions set forth may not be understood properly without additional information in the appraiser's file. The appraisers are not responsible for unauthorized use of this report.

CONFIDENTIALITY AGREEMENT

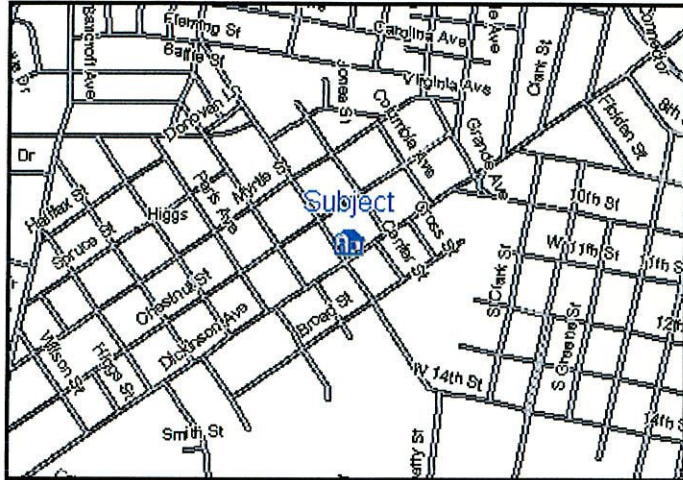
Acceptance and use of this appraisal is an implied confidentiality agreement between F. Bruce Sauter and Associates, Inc. and the named client and/or intended user(s). Due to the nature of the appraisal industry, and most importantly, client and USPAP confidentiality requirements, the contents of this appraisal are considered confidential. In addition, the contents of this appraisal are also the intellectual property of F. Bruce Sauter and Associates, Inc. not to be distributed without prior written agreement. Significance is given to the distribution of data that involves prior confidentiality agreements.

IDENTIFICATION OF THE PROPERTY











The subject is identified as a .25[±]-acre or 10,890 square foot vacant lot located at the northwest corner of Dickinson Avenue and West 14th Street. The physical address is 1210 Dickinson Avenue, Greenville, North Carolina. The legal description for the site is recorded in Deed Book 2017, Page 647 of the Pitt County Registry. The property is identified as PIN 12885 by the Pitt County Tax Department.

The subject lot is rectangular and is approximately at the grade of Dickinson Avenue and 14th Street, with the topography of the lot nearly level. All public utilities are available to the lot. Access to the property is via a driveway cut on Dickinson Avenue, a two-lane city street and a driveway cut on 14th Street, which is a four-lane city street. Drainage appears adequate. Specific soil conditions are unknown. Based on the surrounding construction, the soils appear to be suitable for commercial downtown fringe development. The lot is not located in a flood hazard area as shown on the following Flood Insurance Rate Map - Community Panel Number 370191 4687 J dated January 2, 2004.



FloodMap Legend

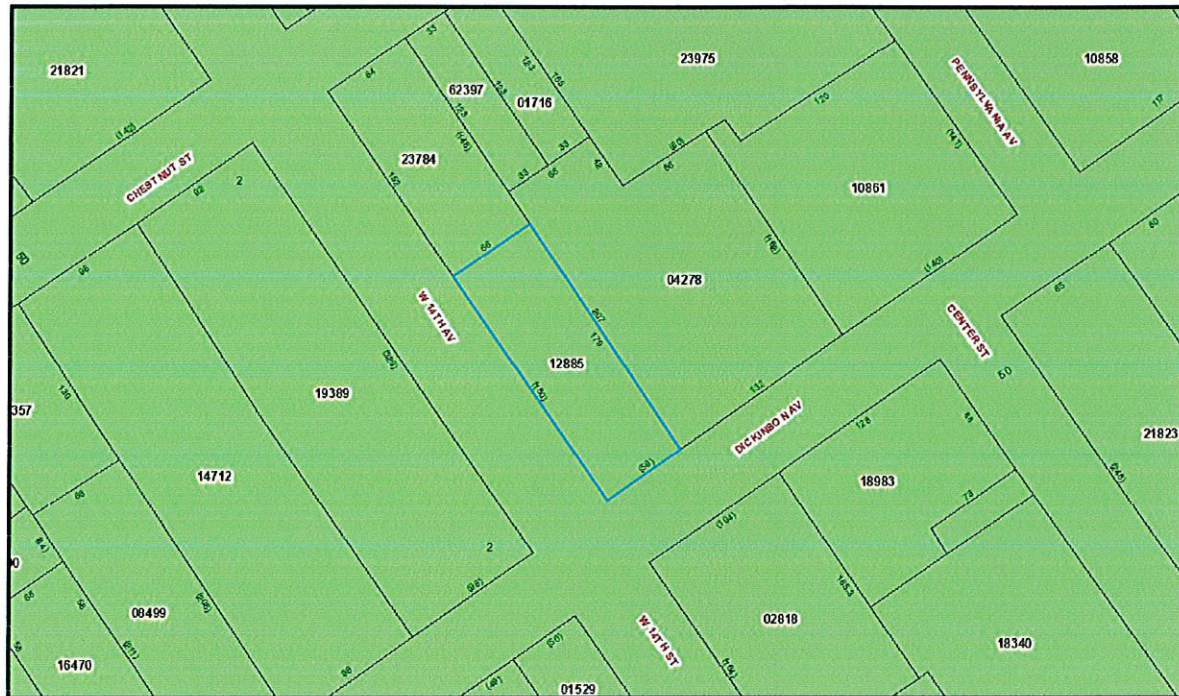
Flood Zones

-  Areas inundated by 500-year flooding
-  Areas outside of the 100- and 500-year floodplains
-  Areas inundated by 100-year flooding
-  Areas inundated by 100-year flooding with velocity hazard
-  Floodway areas
-  Floodway areas with velocity hazard
-  Areas of undetermined but possible flood hazards
-  Areas not mapped on any published FIRM

Copyright 2005, CDS Business Mapping. All rights reserved.

The lot is zoned CDF (Commercial Downtown Fringe), by the City of Greenville. This District is "...to provide commercial and service activities designed to enhance the downtown commercial area, stimulate redevelopment and encourage a compatible mix of commercial and high density residential development.

TAXES AND ASSESSMENTS



Parcel	12885
Physical Address	1210 DICKINSON AVENUE EX
Owner Name	GREENVILLE CITY OF
OwnerAddress1	PO BOX 7207
City / State / Zip	GREENVILLE NC 27835
NC PIN	4687094216
Prior Legal Description	RES 1210 DICKINSON AVENUE
Acres	0.25
Map Book	DB297-712
Deed / Document Date	05/2007
Deed / Document Sales Price	\$0
Building Type / Use	RESIDENTIAL(Single Family Residential)
Number of Buildings	0
Extra Features Value	\$0
Land Value	\$20,691
Total Current Market Value	\$20,691
Total 2007 Market Value	\$20,390
Revaluation Year	2008
Municipality	GREENVILLE
Township	GREENVILLE
Fire Tax District	GREENVILLE
Census Tract	7.02
Neighborhood	004450

The combined tax rate for the County and City of Greenville is \$1.185 per \$100 assessed value. The assessed value for parcel 12885 is \$20,691 allocated to the land.

Pitt County has recently completed a countywide revaluation with an effective date of January 1, 2008, with the next planned revaluation being January 1, 2012. The history

of tax rates for Pitt County and Greenville indicates that they have fluctuated approximately 1% to 1.5% per year over the past 10 years. Since the City of Greenville currently owns the lot, it is considered tax exempt. If sold to a non-exempt entity, the lot would have a tax liability calculated as follows:

$$\text{\$20,691} \div \text{\$100} = \text{\$206.91} \times \text{\$1.185} = \text{\$245.18}$$

HISTORY OF THE PROPERTY

The subject lot is currently owned by the City of Greenville since November 2005 as recorded in Deed Book 2017, Pages 647-649 of the Pitt County Registry. The purchase was by Commissioner's Deed for a sales price of \$2,000. After the property was acquired by the City, an existing structure was demolished in 2005 and the property has remained vacant since that time. To the best of my knowledge, there have been no other third party transfers of this property during the past five years.

SCOPE OF THE ASSIGNMENT

F. Bruce Sauter and Associates, Inc. completed the following steps for this assignment in accordance with the Uniform Standards of Professional Appraisal Practice.

- *Inspected the subject property;*
- *Understood the intended use of the report;*
- *Gathered information relative to local market conditions, zoning, comparable land sales and cost data (if applicable), and;*
- *Confirmed and analyzed the data and applied the Sales Comparison Approach;*
- *Estimated a reasonable exposure and marketing time associated with the property.*

This Summary Use Appraisal Report is a brief recapitulation of the appraiser's data, analyses, and conclusions. Additional supporting documentation is retained in the appraiser's file.

F. Bruce Sauter and Associates, Inc. does not warrant any unauthorized use, nor is it my intention for another party to rely on this appraisal without prior written consent. It is my intention for this report to comply with the Uniform Standards of Professional Appraisal Practice, 12th Edition, and Title XI of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989, as currently amended.

HIGHEST AND BEST USE

The Appraisal of Real Estate³ defines Highest and Best Use as:

"that reasonable and probable use that will support the highest present value as defined as of the effective date of the appraisal. Alternatively, that use, from among reasonable and legal alternative uses, should be found to be physically possible, appropriately supported, financially feasible, and result in the highest land value."

Implied within these definitions is recognition of the contribution of that specific use to community environment or community development goals, in addition to wealth maximization or individual property owners. Highest and best use analysis recognizes trends in the subject's neighborhood in order to determine what practical, reasonably market supported uses, would provide the highest return per dollar invested in the subject's real estate.

Four common standards are normally utilized to determine the highest and best use of a site, as if vacant or improved. The highest and best use of the land must be:

1. **Legally Permissible:** What uses of the land or site are permitted by zoning or deed restrictions?
2. **Physically Possible:** What uses of the land or site are physically possible?
3. **Financially Feasible:** Which possible and permissible uses will produce the highest return to the owners of the land or site?
4. **Maximally Productive:** The use that produces the highest price or value consistent with the rate of return warranted by the market for that use is the highest and best use.

³ The Appraisal of Real Estate 12th Addition published by the Appraisal Institute

HIGHEST AND BEST USE AS THOUGH VACANT

The highest and best use of the subject as vacant is for assemblage with the adjoining property for commercial development in accordance with the CDF zoning and surrounding land uses.

HIGHEST AND BEST USE AS IMPROVED

N/A.

MARKETING AND EXPOSURE TIME

The *marketing time* is the anticipated time required to sell the property as of the date of the appraisal should the property be placed on the market. The *exposure time* is assumed to reflect the time period required prior to the valuation required to conclude in a sale as of the date of valuation.

Given the proximity to the downtown area of the city, I believe that marketing time would be 12 month or less, if fairly priced and aggressively marketed. I believe the exposure time prior to the date of valuation would have been similar.

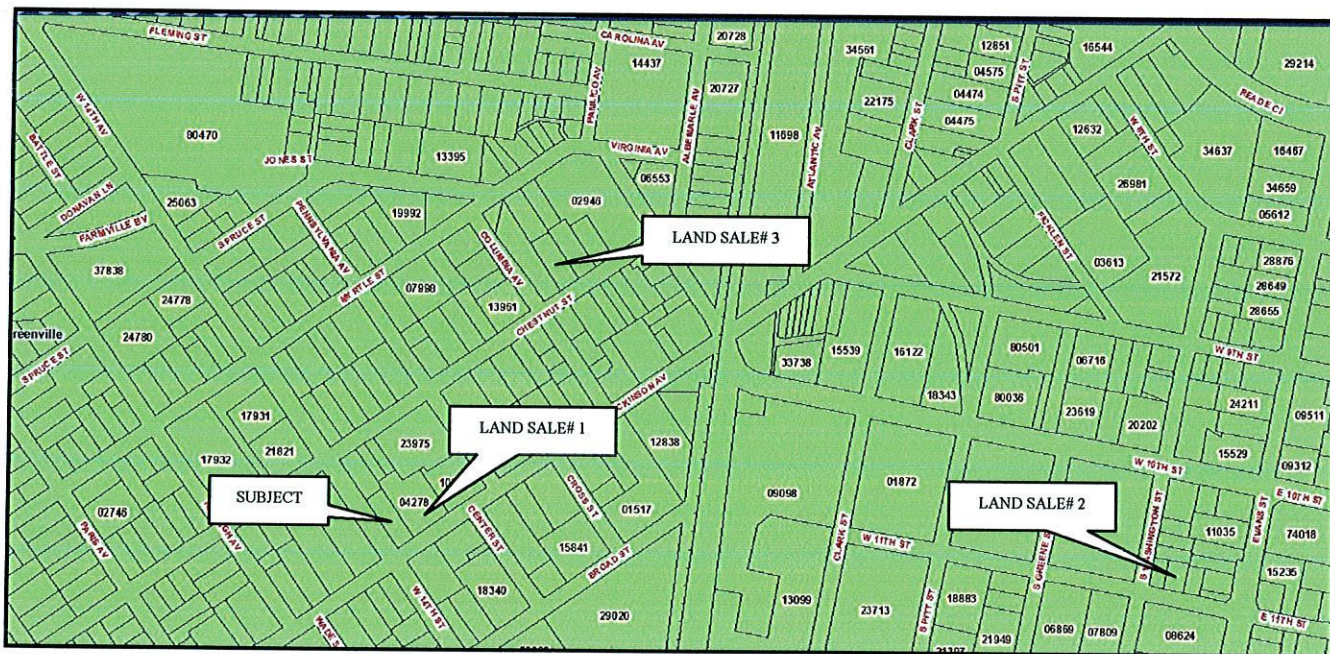
VALUATION OF THE SUBJECT PROPERTY

SALES COMPARISON APPROACH

The Sales Comparison Approach has been applied in estimating the market value of the subject site, as if vacant and available for its highest and best use. Because the assignment involves a vacant commercial downtown fringe (CDF) lot, the Cost and Income Approaches are not applicable in this instance, and have been omitted.

In the following analysis, sales of similar type CDF lots were located and inspected. The sale prices and conditions of the sales were confirmed. The physical characteristics, location, and other pertinent details of the sales were evaluated and compared to the subject lot. Of all the sales found during my investigation, the following are considered to be the most comparable to the subject, and to have the greatest bearing on the present value and market position of the subject lot.

COMPARABLE LAND SALES LOCATION MAP



LAND SALE NO. 1



Property Identification

Record ID	2269
Property Type	Vacant Land, Vacant Land
Address	1206 Dickinson Avenue, Greenville, Pitt County, North Carolina
Location	Near Intersection of Dickinson Avenue and West 14 th Street
Tax ID	Parcel No. 04278

Sale Data

Grantor	The Mattie Macklin Norcott Living Trust/The Gratz Norcott, Jr. Living Trust
Grantee	Broderick Best
Sale Date	December 07, 2010
Deed Book/Page	2812/692
Property Rights	Fee Simple
Conditions of Sale	Arms Length
Financing	Cash to Seller
Verification	Michael Colombo, Attorney; Other sources: Public Records, Confirmed by Bruce Sauter, MAI

Sale Price	\$30,000
Cash Equivalent	\$30,000

LAND SALE NO. 1 (CONTINUED)

Downward Adjustment \$5,000 Cost of Building Demolition
Adjusted Price \$25,000

Land Data

Zoning CDF, Commercial Downtown Fringe
Topography Basically Level
Utilities All City
Shape Irregular

Land Size Information

Gross Land Size 0.550 Acres or 23,959 SF
Useable Land Size 0.550 Acres or 23,959 SF , 100.00%
Front Footage 132 ft Dickinson Avenue

Indicators

Sale Price/Gross Acre \$45,455 Adjusted
Sale Price/Gross SF \$1.04 Adjusted
Sale Price/Useable Acre \$45,455 Adjusted
Sale Price/Useable SF \$1.04 Adjusted

Remarks

This property contains a 7,327 square foot funeral home building built in 1915, which is in total disrepair. The estimated cost to raze the building is \$5,000, resulting in an adjusted sales price of \$25,000 for the land.

LAND SALE NO. 2



Property Identification

Record ID 2128
Property Type Vacant Land, Vacant Lot
Address 114 West 11th Street, Greenville, Pitt County, North Carolina
Tax ID Parcel No. 024824

Sale Data

Grantor American General Financial Services, Inc.
Grantee David Jagers Mitchell, II
Sale Date April 04, 2008
Deed Book/Page 2476/70
Property Rights Fee Simple
Conditions of Sale Arms Length
Financing Cash to Seller
Verification Other sources: Public Records, Confirmed by Bruce Sauter, MAI

Sale Price \$11,000
Cash Equivalent \$11,000

LAND SALE NO. 2 (CONTINUED)

Land Data

Zoning	CDF, Commercial Downtown Fringe
Topography	Level
Utilities	All City
Shape	Rectangular

Land Size Information

Gross Land Size	0.130 Acres or 5,663 SF
Front Footage	60 ft West 11 th Street

Indicators

Sale Price/Gross Acre	\$84,615
Sale Price/Gross SF	\$1.94

LAND SALE NO. 3



Property Identification

Record ID 2126
Property Type Vacant Land, Vacant Lot
Address 1008 Chestnut Street, Greenville, Pitt County, North Carolina
Tax ID Parcel # 023347

Sale Data

Grantor SCM Investments, LLC
Grantee Dax R. and Gloria C. Nelson
Sale Date October 22, 2008
Deed Book/Page 2559/265
Property Rights Fee Simple
Conditions of Sale Arms Length
Financing Cash to Seller
Verification Other sources: Public Records, Confirmed by Bruce Sauter, MAI

Sale Price \$14,000
Cash Equivalent \$14,000

LAND SALE NO. 3 (CONTINUED)

Land Data

Zoning	CDF, Commercial Downtown Fringe
Topography	Level
Utilities	All City
Shape	Rectangular

Land Size Information

Gross Land Size	0.270 Acres or 11,761 SF
Front Footage	68 ft Chestnut Street

Indicators

Sale Price/Gross Acre	\$51,853
Sale Price/Gross SF	\$1.19

The following table summarizes the results of my analysis of these sales as compared to the subject lot:

SUMMARY – COMPARABLE LAND SALES ANALYSIS

LANDSALE NO.	Subject	Sale No. 1	Sale No. 2	Sale No. 3
Parcel #	12885	4278	24824	23347
Address	1210 Dickinson Avenue Greenville, NC	1206 Dickinson Avenue Greenville, NC	114 East 11th Street Greenville, NC	1008 Chestnut Street Greenville, NC
SALE DATA				
Seller	The City of Greenville	Mattie Norcott Living Trust/Gratz Norcott, Jr. Living Trust	American General Financial Services, Inc.	SCM Investments, LLC
Buyer		Eroderick Best	David Jagers Mitchell, II	Dax R. and Gloria C. Nelson
Sale Date		12/7/2010	4/4/2008	10/22/2008
Deed Book/Page	2017/647	2812/692	2476/70	2559/265
Sale Price		\$30,000	\$11,000	\$14,000
PHYSICAL FEATURES				
Land Size (SF)	10,890	23,959	5,663	11,761
Sale Price/SF Land		\$1.25	\$1.94	\$1.19
Location	Commercial Downtown Fringe	Commercial Downtown Fringe	Commercial Downtown Fringe	Commercial Downtown Fringe
ADJUSTMENTS				
Property Rights		Fee Simple	Fee Simple	Fee Simple
Adjustment		-17%	0%	0%
Adjusted Price		\$1.04	\$1.94	\$1.19
Financing		Cash to Seller	Cash to Seller	Cash to Seller
Adjustment		0%	0%	0%
Adjusted Price		\$1.04	\$1.94	\$1.19
Time		0%	0%	0%
Adjusted Price		\$1.04	\$1.94	\$1.19
Location		5%	-10%	10%
Size/Shape	Rectangular	10%	-10%	0%
Topography	Level At Street Grade	0%	0%	0%
Zoning	CDF	0%	0%	0%
Utilities	All City	0%	0%	0%
Net Adjustments		15%	-20%	10%
Adjusted Price		\$1.20	\$1.55	\$1.31

These sales are relatively similar in terms of topography, zoning, and utilities. Sale No. 1 is larger than the subject, and required an upward adjustment of 10%; whereas, Sale No. 2 is smaller and a downward adjustment was made to make it more comparable to the subject lot. Sale No. 1 involved a lot with an existing building, which is in disrepair. An adjustment was made to the sales price for the future razing of the structure. Sale No. 1 is located adjacent to the subject, but the subject property is located on a corner lot with access from Dickinson Avenue and West 14th Street and is considered a superior location. Appropriate adjustments have also been made to the other comparable sales for their location differences. The adjusted sales prices offer a range from \$1.20 to \$1.55 per square foot. After careful comparison and analysis, I believe these sales will support a

present unit value for the subject lot near the midpoint of the range at **\$1.35** per square foot.

Applied to Subject

10,890 SQUARE FEET X \$1.35 / SQUARE FOOT = \$14,701.50

INDICATED VALUE OF LOT: \$14,700 (RD)



VIEW OF SUBJECT LOT



VIEW OF DICKINSON AVENUE FACING WEST



INTERSECTION AT DICKINSON AVENUE AND WEST 14TH STREET FACING NORTH



VIEW OF WEST 14TH STREET FACING SOUTH



Doc ID: 000215350003 Type: CRP
Recorded: 11/04/2005 at 03:31:50 PM
Fee Amt: \$24.00 Page 1 of 3
EXCISE Tax: \$4.00
Pitt County, NC
Judy J. Teri, Register of Deeds
BK **2017** PG **647-649**

D.C.S.
~~total~~ after recording to: David C. Sutton

Prepared by: David C. Sutton, Commissioner, without benefit of title search.

Parcel # 12885
Revenue Stamps: \$4.00

COMMISSIONER'S DEED
Greenville, Pitt County, North Carolina

THIS COMMISSIONER'S DEED made this the 4th day of November, 2005, by and between David C. Sutton, Commissioner, hereinafter "Grantor"; and, City of Greenville, North Carolina, hereinafter "Grantee";

WITNESSETH:

THAT Grantor, the duly appointed Commissioner, pursuant to authority granted by the Clerk of Superior Court and the Superior Court Judge Presiding in Special Proceeding File No. 05-SP-216, Pitt County, North Carolina, in the matter of the foreclosure pursuant to Ordinance No. 03-112, in consideration of One Thousand, Two Hundred Fifty-Five and 90/100 Dollars (\$1,255.90), and other valuable consideration to Grantor in hand paid by Grantee, the receipt of which is hereby acknowledged, has bargained and sold, and by these presents does bargain, grant, sell and convey, to Grantee, his heirs and assigns, all that tract or parcel of land lying and being in Pitt County, North Carolina, and more particularly described as follows:

SEE ATTACHED LEGAL DESCRIPTION

To have and to hold said land and premises and all privileges and appurtenances thereto belonging unto the said Grantee, his heirs and assigns forever, in as full and ample manner as the said Grantor as aforesaid, is authorized and empowered to convey the same.

The plural number as used herein shall equally include the singular and vice versa. The masculine or feminine gender as used herein shall equally include the neuter and vice versa.

IN TESTIMONY WHEREOF, Grantor has adopted the word "SEAL" as his seal and has hereunto set his hand and seal, this the day and year first above-written.

 (SEAL)
David C. Sutton, Commissioner

NORTH CAROLINA

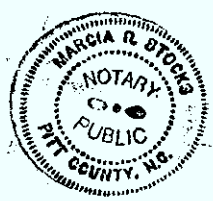
PITT COUNTY

I, Marcia R. Stocks, a Notary Public in and for the aforesaid County and State, do hereby certify that David C. Sutton, Commissioner, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and Notarial Seal, this the 4th day of November, 2005.


Notary Public

My Commission Expires: 7-28-2007



BEGINNING at the North-East corner of Dickinson Avenue and Broadway Street and running along Broadway Street northwardly 178 feet 3 feet to the corner of the lot of the Proctor heirs; thence at right angles to Broadway Street 66 feet to the line of E.H. Taft; thence southwardly parallel with Broadway Street 179 feet to Dickinson Avenue; thence along Dickinson Avenue westwardly 66 feet to the beginning, it being the lot formerly conveyed by W.J. Proctor, Ellen M. Proctor and Annie E. Stanford to Tat and Van Dyke, and later conveyed to Jas. R. Patton, Jr., and wife, Bertha Moya Patten.

Save and Except the following: **BEGINNING** at a point in the easterly property line of Fourteenth Street which point is located 39.89 feet at a bearing of North 35-00-17 West from the point of intersection of the northerly property line of Dickinson Avenue with the easterly property line of Fourteenth Street and from said beginning point running South 35-00-17 East and along the easterly property line of Fourteenth Street, 39.89 feet to the northerly property line of Dickinson Avenue; thence South 55-14-23 West and along the northerly property line of Dickinson Avenue, 39.89 feet to a point; thence subtending to the left and along an arc whose chord distance is 55.53 feet with a bearing of North 79-52-57 West to the POINT OF BEGINNING.

EXHIBIT "A"

ASSUMPTIONS AND LIMITING CONDITIONS

- 1) No responsibility is assumed for legal or title considerations. Title to the property is assumed good and marketable unless otherwise stated in this report.
- 2) The property is appraised free and clear of any or all liens and encumbrances unless otherwise stated in this report.
- 3) Responsible ownership and competent property management are assumed unless otherwise stated in this report.
- 4) The information furnished by others is believed to be reliable. However, no warranty is given for its accuracy.
- 5) All engineering is assumed to be correct. Any plot plans and illustrative material in this report are included only to assist the reader in visualizing the property.
- 6) It is assumed that there are no hidden or unapparent conditions of the property, subsoil, or structures that render it more or less valuable. No responsibility is assumed for such conditions or for arranging for engineering studies that may be required to discover them.
- 7) It is assumed that there is full compliance with all applicable federal, state, and local environmental regulations and laws unless otherwise stated in this report.
- 8) It is assumed that all applicable zoning and use regulations and restrictions have been complied with, unless a non conformity has been stated, defined, and considered in this appraisal report.
- 9) It is assumed that all required licenses, certificates of occupancy or other legislative or administrative authority from any local, state, or national governmental or private entity or organization have been or can be obtained or renewed for any use on which the value estimates contained in this report are based.
- 10) Any sketch in this report may show approximate dimensions and is included to assist the reader in visualizing the property. Maps and exhibits found in this report are provided for reader reference purposes only. No guarantee as to accuracy is expressed or implied unless otherwise stated in this report. No survey has been made for the purpose of this report.
- 11) It is assumed that the utilization of the land and improvements is within the boundaries or property lines of the property described and that there is no encroachment or trespass unless otherwise stated in this report.

- 12) The appraisers are not qualified to detect hazardous waste and/or toxic materials. Any comment by the appraisers that might suggest the possibility of the presence of such substances should not be taken as confirmation of the presence of hazardous waste and/or toxic materials. Such determination would require investigation by a qualified expert in the field of environmental assessment. The presence of substances such as asbestos, urea-formaldehyde foam insulation, or other potentially hazardous materials may affect the value of the property. The appraiser's value estimate is predicated on the assumption that there is no such material on or in the property that would cause a loss in value unless otherwise stated in this report. No responsibility is assumed for any environmental conditions, or for any expertise or engineering knowledge required to discover them. The appraiser's descriptions and resulting comments are the result of the routine observations made during the appraisal process.
- 13) Unless otherwise stated in this report, the subject property is appraised without a specific compliance survey having been conducted to determine if the property is or is not in conformance with the requirements of the Americans with Disabilities Act. The presence of architectural and communications barriers that are structural in nature that would restrict access by disabled individuals may adversely affect the property's value, marketability, or utility.
- 14) Any proposed improvements are assumed to be completed in a good workmanlike manner in accordance with the submitted plans and specifications.
- 15) The distribution, if any, of the total valuation in this report between land and improvements applied only under the stated program of utilization. The separate allocations for land and buildings must not be used in conjunction with any other appraisal and are invalid if so used.
- 16) Possession of this report or a copy thereof, does not carry with it the right of publication. It may not be used for any purpose by any person other than the party to whom it is addressed without the written consent of the appraisers, and in any event, only with proper written qualification and only in its entirety.
- 17) Neither all nor any part of the contents of this report (especially any conclusions as to value, the identity of the appraisers, or the firm with which the appraisers are connected) shall be disseminated to the public through advertising, public relations, news sales, or other media without prior written consent and approval of the appraisers.

APPRAISER'S CERTIFICATION

I certify that to the best of my knowledge and belief:

- The statements of fact contained in this report are true and correct.
- The reported analyses, opinions, and conclusions are limited only by the reported contingent and limiting conditions, and are my personal, unbiased professional analysis, opinions, and conclusions.
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest or bias with respect to the parties involved.
- My compensation is not contingent upon the reporting or a predetermined value or direction in value that favors the cause of the client, the amount of the value estimate, the attainment of a stipulated result, or the occurrence of a subsequent event.
- This appraisal was not based on a requested minimum valuation, a specific valuation, or the approval of a loan.
- My analyses, opinions, and conclusions were developed, and this report has been prepared, in conformity with the Uniform Standards of Professional Appraisal Practice as promulgated by the Appraisal Foundation; and the Code of Professional Ethics and Standards of Professional Appraisal Practice of the Appraisal Institute.
- I have made a personal inspection of the property that is the subject of this report.
- No one provided significant professional assistance to the persons signing this report.
- The reported analyses, opinions, and conclusions were developed, and this report has been prepared, in conformity with the requirements of the Code of Professional Ethics and the Standards of Professional Appraisal Practice of the Appraisal Institute.
- The use of this report is subject to the requirements of the Appraisal Institute relating to review by its duly authorized representatives.



F. Bruce Sauter, MAI
NC General Certification No.: A8



01/28/11

Date of Report

F. BRUCE SAUTER, MAI

APPRAISER QUALIFICATIONS

2301 Executive Park West, Greenville, North Carolina 27835-7123

Telephone: (252) 758-7000 • Fax: (252) 758-4762

Email: fbs@fbrucesauter.com

EDUCATION

B.S. University of Maryland, 1966
Commissioned Officer USMC, 1967
NC Real Estate Broker, 1971
(License No. 19201)
Member Appraisal Institute (MAI), 1978
(Certificate No. 5816)
NC Certified General Real Estate Appraiser, 1991
(Certificate No. A8)
SC Certified General Real Estate Appraiser, 1994
(Certificate No. CG 2395)
GA Certified General Real Estate Appraiser, 2004
(Certificate No. CG 278965)

EMPLOYMENT HISTORY

F. Bruce Sauter & Associates, Inc.	1984 - Present
Moore and Sauter, Inc.	1975 - 1984
Whelless and Moore, Inc.	1972 - 1975

APPRAISAL EXPERIENCE

Single and Multi-family Resdentials, Office Buildings,
Shopping Centers, Townhouses, PUD's, Condominiums,
Warehouses, Manufacturing Buildings, Motels,
Restaurants, Marinas, Day Care Centers, FNMA DUS,
Highway Right-of-Way Acquisitions, Power Line
Right-of-Ways, National and State Park Acquisitions,
Farms, Timberlands, Rural Resdentials, Estates,
Subdivisions and Planned Communities, Conservation
Easements, Industrial and Special Purpose Properties,
Condemnations, Automotive Dealerships, Golf Courses,
Resort Developments and Ocean Beach Properties.

EXPERT WITNESS EXPERIENCE

Federal Bankruptcy Court
NC Property Tax Commission
NC Superior Court: Beaufort, Brunswick, Carteret,
Chowan, Dare, Duplin, Durham, Hertford, Lenoir,
Martin, New Hanover, Pender, Pitt, Wake, Washington,

INSTITUTIONAL CLIENTELE

Beaufort County Economic Development Commission
Carolina Power & Light Company / Progress Energy
City of Greenville, North Carolina
City of Kinston, North Carolina
City of New Bern, North Carolina
City of Washington, North Carolina
FDIC
Federal Home Loan Mortgage Corporation (FHLMC)
Federal National Mortgage Association (FNMA)
Greenville Utilities Commission, North Carolina
Internal Revenue Service
North Carolina Department of Administration
North Carolina Department of Transportation
North Carolina Nature Conservancy
Pamlico-Far River Foundation
U.S. Bankruptcy Court
U.S. Department of Interior-National Park Service
U.S. Forestry Service & U.S. Postal Service

PROFESSIONAL AFFILIATIONS

American Academy State Cert Appraisers-Past President
NC Chapter-Appraisal Institute-Past President
National Association of Realtors
North Carolina Association of Realtors
Greenville-Pitt County Board of Realtors
Past Member - NC Real Estate Appraisal Board
Past Member - Grnvl. Planning & Zoning Commission

FINANCIAL CLIENTELE

Bank of America, FL, GA, MD, NC
Bank of Boston, Boston, MA
BB&T, NC, SC
Capitol Bank, Ralcligh, NC
Central Carolina Bank, Durham, NC
City National Bank, Charleston, WV
First Bank, Troy, NC
First Citizens Bank, Greenville, Elizabeth City, NC
First South Bank, Greenville, Washington, NC
First Union National Bank, Charlotte, NC
Gateway Bank, Greenville, Elizabeth City, NC
Grand Pacific Finance Corporation, Flushing, NY
M&T Bank, Towson, MD
Marine Federal Credit Union, Jacksonville, NC
Mercury Real Estate Services, Fort Washington, PA
Navy Federal Credit Union, CT, NC, VA
North American Savings Bank - FSB, Grandview, MO
RBC-Centura Bank, Greenville, Raleigh, Durham, NC
Regions Bank, Wilmington, NC
Southern Bank & Trust, Greenville, NC
State Employees Credit Union, NC
SunTrust Bank, Chesapeake, VA
Wachovia Bank, NC, SC
Wachovia Mortgage Company, Greenville, NC

PROFESSIONAL/CORPORATE CLIENTELE

ACMO, Mayfield Heights, OH
AT&T, Burlington, NC
Cendant Mobility Services, Danbury, CT
Coastal Federal Credit Union, Raleigh, NC
Colombo, Kitchin, & Dunn, Attnys, Greenville, NC
Cumalander, Adcock & McCraw, LLP, Fuquay-Varina, NC
E.I. DuPont, Wilmington, DE
Emmett B. Haywood Attorney, Raleigh, NC
Greenville Storage Company, Greenville, NC
Kirk, Kirk, Howell Cutler & Thompas, LLP
L.M. Sandler & Sons, Inc., Virginia Beach, VA
Fountain Power Boats, Washington, NC
McDonald's Corporation, Raleigh, NC
McGladrey & Pullen, CPA's, Greenville, NC
Moore & Van Allen Attnys., Charlotte, NC
Crescent Resources, Charlotte, NC
Pamlico Investments, LLC
Payless Shoes, Topeka, KS
Primacy Relocation, CA, IL, NE, TX
Proctor and Gamble, Cincinnati, OH
Vandeventer, Black, Attnys., Kitty-Hawk, NC
Ward and Smith, Attnys., Greenville, NC
Womble, Carlyle, Attnys., Winston-Salem, NC



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Budget ordinance amendment #8 to the 2010-2011 City of Greenville budget (Ordinance No. 10-57) and amendment to the Thomas Langston Road Extension Project (Ordinance No. 06-98)

Explanation: 1) Attached is an amendment to the 2010-2011 budget ordinance for consideration at the March 3, 2011, City Council meeting. For ease of reference, a footnote has been added to each line item of the budget ordinance amendment, which corresponds to the below explanation:

A To appropriate grant funds to be received from the Department of Crime Control and Public Safety to provide equipment, training and exercise activities for first responders that will enable them to prepare for hazard events as members of the NC Helo Aquatic Rescue Team (NCHART) (Total - \$15,000).

B To appropriate Capital Reserve funds to support spending that has occurred over the past 3 years on the Railroad Connector Project (Total - \$181,384).

C To appropriate Federal Forfeiture funds to purchase an event data recorder and training, which will enable officers to record crash data from the vehicle computers (Total - \$8,696).

D To appropriate Controlled Substance funds to provide training and equipment for polygraph operators (Total - \$12,000).

E To allocate Contingency funds to provide for a portion of the match needed for the second year of the High Incident Target Strikes (HITS) grant. The other portion of the HITS grant has already been included within the budget effective July 1, 2010 (Total - \$21,989).

F To appropriate funds to be received from ECU to pay for the flooring replacement project at the Intergenerational Center (IGC) Lessie Bass Building and the IGC Classroom Building. This work will be completed on a reimbursement basis (Total - \$71,610).

G To appropriate the Fund Balance from the Vehicle Replacement Fund (VRF) to cover funds needed to replace a wrecked police vehicle before its scheduled replacement. \$15,870 has already been paid toward its replacement; staff will apply those funds and request an additional \$9,511 from the VRF fund balance to replace the vehicle (Total - \$25,381).

H To appropriate Capital Reserve funds to purchase two parcels of property for constructing a new road near the West Dudley Street railroad crossing. Remaining funds designated for the Railroad Connector Project will be used for this purchase. The City Council approved the purchase of these parcels during the February 10, 2011 meeting (Total - \$71,127).

I To realign the budget for the Thomas Langston Road Extension Project and to appropriate additional Powell Bill funds needed for Phase II completion, to be received and transferred. Additional funds for this project are being requested from Powell Bill (Total - \$816,779).

Fiscal Note:

The budget ordinance amendment affects the following funds: increases General Fund by \$536,785, increases the Capital Reserve fund by \$252,511, increases the Vehicle Replacement Fund by \$25,381, and increases the Thomas Langston Road Extension Fund by \$816,779.

<u>Fund Name</u>	<u>Adj. / Orig. Budget</u>	<u>Proposed Amendment</u>	<u>Adjusted Budget</u>
General Fund	\$ 76,798,572	\$ 536,785	\$77,335,357
Capital Reserve Fund	\$ 700 000	\$ 252,511	\$ 952,511
Vehicle Replacement Fund	\$ 4,328,500	\$ 25,381	\$ 4,353,881
Thomas Langston Road Extension Fund	\$ 3,083,898	\$ 816,779	\$ 3,900,677

Recommendation:

Approve the attached budget ordinance amendment #8 to the 2010-2011 City of Greenville budget (Ordinance No. 10-57) and amendment to the Thomas Langston Road Extension Project (Ordinance No. 06-98).

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Attachments / [click to download](#)

ORDINANCE NO. 11-
CITY OF GREENVILLE, NORTH CAROLINA
ORDINANCE (#8) AMENDING THE 2010-2011 BUDGET (ORDINANCE NO. 10-57) AND AMENDMENT TO
THE THOMAS LANGSTON ROAD EXTENSION (ORDINANCE NO. 06-98)

THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES ORDAIN:

Section I: Estimated Revenues and Appropriations. **General Fund**, of Ordinance 10-57, is hereby amended by increasing estimated revenues and appropriations in the amount indicated:

	ORIGINAL 2010-2011 BUDGET		#8 Amended 03/03/11	Total Amendments	Amended 2010-2011 Budget
<u>ESTIMATED REVENUES</u>					
Property Tax	\$ 30,453,036			\$ -	\$ 30,453,036
Sales Tax	13,125,147			-	13,125,147
Utilities Franchise Tax	5,770,350			-	5,770,350
Other Unrestricted Intergov't Revenue	2,513,907			-	2,513,907
Powell Bill	1,910,210			-	1,910,210
Restricted Intergov't Revenues	1,565,038	A,C,D,F	107,306	1,640,872	3,205,910
Building Permits	715,570			-	715,570
Other Licenses, Permits and Fees	2,771,954			-	2,771,954
Rescue Service Transport	2,626,000			-	2,626,000
Other Sales & Services	976,309			-	976,309
Other Revenues	212,085			-	212,085
Interest on Investments	1,865,731			-	1,865,731
Transfers In GUC	5,521,506			-	5,521,506
Other Financing Sources	789,786	B,H	252,511	752,511	1,542,297
Appropriated Fund Balance	2,983,066	I	176,968	1,142,279	4,125,345
TOTAL REVENUES	\$ 73,799,695		\$ 536,785	\$ 3,535,662	\$ 77,335,357
<u>APPROPRIATIONS</u>					
Mayor/City Council	\$ 383,212		\$ -	\$ -	\$ 383,212
City Manager	1,091,722		-	-	1,091,722
City Clerk	300,600		-	-	300,600
City Attorney	445,528		-	-	445,528
Human Resources	2,514,736		-	(75,000)	2,439,736
Information Technology	3,200,339		-	-	3,200,339
Fire/Rescue	12,652,643	A	15,000	154,186	12,806,829
Financial Services	2,285,851		-	127	2,285,978
Recreation & Parks	6,186,925		-	48,318	6,235,243
Police	22,393,782	C,D,E	42,685	926,339	23,320,121
Public Works	8,661,389		-	796,232	9,457,621
Community Development	1,628,061		-	285,849	1,913,910
OPEB	250,000		-	-	250,000
Contingency	949,440	E	(21,989)	(44,939)	904,501
Capital Improvements	5,141,327	B,F,H	324,121	676,921	5,818,248
Total Appropriations	\$ 68,085,555		\$ 359,817	\$ 2,768,033	\$ 70,853,588
<u>OTHER FINANCING SOURCES</u>					
Debt Service	\$ 4,021,368			\$ -	\$ 4,021,368
Transfers to Other Funds	1,692,772	I	176,968	767,629	2,460,401
	\$ 5,714,140		\$ 176,968	\$ 767,629	\$ 6,481,769
TOTAL APPROPRIATIONS	\$ 73,799,695		\$ 536,785	\$ 3,535,662	\$ 77,335,357

Section II: Estimated Revenues and Appropriations. **Capital Reserve Fund**, of Ordinance 10-57, is hereby amended by increasing estimated revenues and appropriations in the amount indicated:

	ORIGINAL 2010-2011 BUDGET		#8 Amended 03/03/11	Total Amendments		Amended 2010-2011 Budget
<u>ESTIMATED REVENUES</u>						
Appropriated Fund Balance	\$ -	B,H	\$ 252,511	\$ 252,511	\$	252,511
Transfer from Other Funds	200,000		-	500,000		700,000
TOTAL REVENUES	\$ 200,000		\$ 252,511	\$ 752,511	\$	952,511
<u>APPROPRIATIONS</u>						
Capital Reserve Fund	\$ 200,000	B,H	\$ 252,511	\$ 752,511	\$	952,511
Total Expenditures	\$ 200,000	\$ -	\$ 252,511	\$ 752,511	\$	952,511
TOTAL APPROPRIATIONS	\$ 200,000		\$ 252,511	\$ 752,511	\$	952,511

Section III: Estimated Revenues and Appropriations. **Vehicle Replacement Fund**, of Ordinance 10-57, is hereby amended by increasing estimated revenues and appropriations in the amount indicated:

	ORIGINAL 2010-2011 BUDGET		#8 Amended 03/03/11	Total Amendments		Amended 2010-2011 Budget
<u>ESTIMATED REVENUES</u>						
Appropriated Fund Balance	\$ -	G	\$ 25,381	\$ 179,778	\$	179,778
Transfer from Other Funds	4,100,902		-	73,201		4,174,103
TOTAL REVENUES	\$ 4,100,902		\$ 25,381	\$ 252,979	\$	4,353,881
<u>APPROPRIATIONS</u>						
Vehicle Replacement Fund	\$ 4,100,902	G	25,381	\$ 252,979	\$	4,353,881
Total Expenditures	\$ 4,100,902	\$ -	\$ 25,381	\$ 252,979	\$	4,353,881
TOTAL APPROPRIATIONS	\$ 4,100,902		\$ 25,381	\$ 252,979	\$	4,353,881

Section IV: Estimated Revenues and Appropriations. **Thomas Langston Road Extension Fund**, of Ordinance 06-98, is hereby amended by increasing estimated revenues and appropriations in the amount indicated:

	ORIGINAL 2010-2011 BUDGET		Amended 03/03/11	Total Amendments	Amended 2010-2011 Budget
<u>ESTIMATED REVENUES</u>					
Investment Earnings	\$ 114,400		\$ (102,960)	\$ (102,960)	\$ 11,440
State/Loc/Federal Grants	-		705,968	705,968	705,968
Transfer from W. Third Street	109,498		-	-	109,498
Transfer from Powell Bill	-		176,968	176,968	176,968
Bond Proceeds	2,860,000		36,803	36,803	2,896,803
TOTAL REVENUES	\$ 3,083,898		\$ 816,779	\$ 816,779	\$ 3,900,677
<u>APPROPRIATIONS</u>					
Contingency	\$ 125,000		\$ (125,000)	\$ (125,000)	-
Non-Contractual	114,400		(99,350)	(99,350)	15,050
Bond Admin	-		36,803	36,803	36,803
Design	190,000		425,299	425,299	615,299
Right-of-way	250,000		(111,471)	(111,471)	138,529
Testing	15,000		(14,693)	(14,693)	307
Construction	2,389,498		705,191	705,191	3,094,689
Total Expenditures	\$ 3,083,898	\$ -	\$ 816,779	\$ 816,779	\$ 3,900,677
TOTAL APPROPRIATIONS	\$ 3,083,898		\$ 816,779	\$ 816,779	\$ 3,900,677

Section V: All ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

Section VI: This ordinance will become effective upon its adoption.

Adopted this 3rd day of March, 2011.

Patricia C. Dunn

ATTEST:

Carol L. Barwick, City Clerk



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: City/GUC wellness programs

Explanation: The City of Greenville and Greenville Utilities Commission set up wellness programs for their employees over 25 years ago, and a joint program has been supported for the past 16 years. With the rising costs of health insurance, a growing trend has been to focus greater efforts in disease prevention, healthy lifestyles, and general wellness/fitness of insured employees and their family dependents. CIGNA has been very proactive in encouraging our participation and has partnered with our Wellness Coordinator, Barbara Avery, on a number of activities and projects over the years. A partial listing of 2010 activities is attached.

The 2010 transition to a self-insured medical plan by the City and GUC brought an increased sense of urgency to develop and implement a more comprehensive wellness program with greater across-the-board participation by employees and their families. To get a baseline on the needs of City and GUC employees, CIGNA sponsored biometric screenings and encouraged the completion of health risk assessments (HRAs) in November 2010. A summary of the results is listed in the attached "Wellness Meeting Friday January 7, 2011." The full CIGNA report provides greater detail in each of the areas, recommendations for action steps, and a recap of actual claims data. The full report was provided as a separate document with the January 29, 2011 Planning Session notebooks.

The information from the biometric screenings and HRAs will be used to help customize CIGNA's model wellness program to fit our workforce. A key feature of this program is CIGNA's Health Advisors (health coaches), who reach out to employees at risk and enter them into the Employee Incentive Points program. The Advisors monitor and coach these employees one-on-one through whatever health risk they may have. A meeting with staff in late February is scheduled to further explain and modify (if necessary) the 2011 wellness plan.

Steve Graybill, Principal at Mercer, has been a strong advocate for taking advantage of all opportunities to use medical plan design to encourage healthy

lifestyles. Mr. Graybill has given City and GUC staff an excellent guide on the essential components of an effective wellness program in the attached “City of Greenville/GUC Health & Benefits Wellness & Productivity”. Staff is using the guide to formulate the 2011-2012 wellness program.

In evaluating different wellness program designs, staff has considered the well-known BB&T model. Benefits Manager Frank Salvato contacted Maria Lachapelle, Vice President of Corporate Communication, to discuss the plan design. BB&T’s program is mandatory for all employees and is connected to the employee bonus pay program. A third-party health coach sits with each employee to put together a personalized wellness program, and the employee’s payroll bonus is directly tied to his/her success in completing the plan. This may be a path to further explore after we build a solid foundation for employee education and after we complete the health risk assessments for a broader spectrum of our workforce. Other aspects to be evaluated for future effectiveness may include a contractual on-site nurse or potentially a City/GUC medical clinic like Pitt County’s to treat employees and their dependents as a means of more accessible, affordable care and as a way to make a more positive impact on medical insurance claims and costs.

Special Note: In response to City Council's specific inquiry about the notification of the dates for the biometric screenings in November 2010, information was given to all department heads and a detailed email was sent to the group “Everyone” in our email system. The “Everyone” group includes City, Library, Airport, Convention & Visitors Bureau, and Greenville Housing Authority. After further checking, it was noted that the City Council group was omitted from the overall master group. This oversight has now been corrected.

Fiscal Note:

Wellness program funds are included in the 2010-2011 budget and funds are also available as an allowance in the CIGNA contract.

Recommendation:

Receive a presentation from staff and discuss City/GUC wellness programs.

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Attachments / click to download

[Barb_Avery_2010_Wellness_Review_888688](#)

[Wellness_Meeting_January_7_2011_888705](#)

Detailed Wellness Program Activities for 2010

January

Wellness Lunch and Learn: Understanding New Food and Drug Administration Guidelines
34 employees preregistered/24 employees attended

Objective: to educate employees about the guidelines and what constitutes a serving size

Employee Incentive: Free lunch to first 30 participants and 10 Health Points

Wellness Lunch and Learn: Tools for Helping You Stick to an Exercise Program
32 employees preregistered/29 employees attended

Objective: to enlighten employees on the various reasons people start an exercise program, why the largest percentage do not stick with a program and what our personality type indicates as to the type of workout program we would be best suited.

Employee Incentive: Free lunch to first 30 participants and 10 Health Points

10-n-10 Club Weight Loss Incentive Program / 20 participants

***Program requirement: pay \$10/lose 10+ pounds in 10 weeks. Winners will receive a percentage of the kitty.

Objective: to encourage weight loss through monetary incentives

February

On-site blood pressure checks offered throughout the City and Greenville Utilities.
Checks done over a 15 day period: 353 checks were completed.

Employee Incentive: Earn up to 5 Health Points (2 for having check + 3 if check reflects normal range)

Objective: to provide blood pressure checks to employees to verify their bp numbers and to screen and advise employees that might have high blood pressure but were not aware.

Wellness offers this service twice annually/conducted by my interns

Red Cross Blood Drive (Public Works)

Employee Incentive: 25 Health Points for blood donation

March

Lunch and Learn: Keeping Your Food Safe
14 employees in attendance.

Employee Incentive: Free lunch to the first 30 participants and 10 Health Points

Objective: to educate employees on handling foods properly. To include: handling raw meats and properly disinfecting work area; properly defrosting foods; timely refrigeration of foods; cooking meats to appropriate temperatures to kill bacteria.

Goal: to reduce stomach flu like symptoms by educating that in the majority of cases is not the stomach flu, but a form of food poisoning.

10-n-10 Club Weight Loss Incentive Program/30 participants registered

Wellness Sweepstakes

Exercise incentive program offered to City and Utilities employees twice annually. Employees record activities on an exercise log during this 12 week program.

Objective: to encourage an active lifestyle and get employees to think outside of the box in terms of exercise and other “active” activities.

Employee Incentive: earn specially designed gift for 36+ workouts/ employees exercising 48+ times have their names entered in drawings: (monetary incentive: 1 employee: \$200; 2 employees: \$100 each; 2 employees: \$50 each)

April

Annual Spring Health Fair hosted by the City of Greenville and the Greenville Utilities Commission

This event gives employees an opportunity to obtain a variety of Wellness related information from vendors attending the fair. Free services include: blood pressure checks, diabetes screenings, hearing screenings, a variety of eye screenings, cholesterol screenings.

Employee Incentive: a specially designed Wellness gift (car organizer and LED flashlight)
187 persons in attendance

Lunch and Learn: Dealing with Stress

Objective: to address ways of dealing with stress effectively through holistic approaches and exercise

30 employees participated

Employee Incentive: Free lunch to the first 30 participants and 10 Health Points

Red Cross Blood Drive @ Greenville Aquatics and Fitness Center

96 viable pints obtained

Employee Incentive: 25 Health Points for blood donation

May

National Employee Health and Fitness Day Walk

Annual event held the second Wednesday in May. Walk times: 12:15 and 1:15 pm

46 employees participated

Objective: to encourage physical activity among employees. Program originally established by former NC governor Jim Hunt in the 1990's

Employee Incentive: gifts awarded from Wellness closet: stadium chairs, t-shirts, yoga mats, caps; insulated water bottles. Lunch provided by Wellness Program.

Drawings conducted for monetary prizes.

June

Red Cross Blood Drive (Greenville Utilities---2 day drive)

Employee Incentive: 25 Health Points for blood donation

Lunch and Learn. Topic: Caregivers (Dealing with aging Family Members)

31 registered/24 in attendance

Objective: Stress management. To give employees that are caregivers for aging parents, etc alternatives to seeking help providing emotional support and/or options available to help them with the day to day aspects of providing such care.

Employee Incentive: Free lunch to the first 30 participants and 10 Health Points

July

On-site blood pressure checks offered throughout the City and Greenville Utilities.

Checks done over a 15 day period: 304 checks were completed.

Employee Incentive: Earn up to 5 Health Points (2 for having check + 3 if check reflects normal range)

***Wellness offers this service twice annually ***

Lunch and Learn. Topic: Dealing with Loved Ones with Alzheimers or other forms of Dementia

Objectives: Stress Management. Provide emotional support for caregivers dealing with loved ones with Alzheimers or other debilitating forms of dementia.

Very emotional workshop for a lot of employees.

33 registered/24 attended

August

Inaugural 8K Road Race sponsored by the City of Greenville and Pitt County

161 runners

Red Cross Blood Drive (PW)

Employee Incentive: 25 Health Points for blood donation

Lunch and Learn: ZUMBA—the Latin Dance Craze

29 registered/24 attended

Objective: diversify employee's exercise options

Employee Incentive: Free lunch to the first 30 participants and 10 Health Points

September

Wellness Sweepstakes

Exercise incentive program offered to City and Utilities employees twice annually. Employees record activities on an exercise log during this 12 week program.

Employee Incentive: earn \$10 Trade or Sheetz gift card for 36+ workouts/ employees exercising 48+ times have their names entered in drawings: (monetary incentive: 2 employees: \$100 each; 2 employees: \$50 each; 4 employees: \$25 each)

Lunch and Learn: Energy Management: Learn ways to cut your electric bill
32 registered/19 attended

Objective: Finding ways to cut energy costs and reduce bills as one form of stress reduction
Employee Incentive: Free lunch to the first 30 participants and 10 Health Points

“Try It” Series: Zumba exercise classes were offered for 6 weeks to COG and GUC employees in the third floor gallery at City Hall. 35 employees participated.

***Due to success of program. Additional “Try It” programs are slated to be offered in 2011:

February 2011: Women’s Self Defense (preregistration complete/program filled)

March 2011: Yoga Fit

April 2011: Line Dancing

10-n-10 Club Weight Loss Incentive Program. 24 persons registered.

October

Annual Senior Health Fair

Annual fair hosted by the City of Greenville’s Aquatics and Fitness Center

This event gives participants an opportunity to obtain a variety of Wellness related information from vendors attending the fair. Free services will include: blood pressure checks, diabetes screenings, hearing screenings, a variety of eye screenings, cholesterol screenings.

Flu vaccinations provided by local pharmacy.

Free workshops covering topics related to Wellness.

100 participants

Red Cross Blood Drive (GAFC)

77 viable pints taken

Employee Incentive: 25 Health Points for blood donation

Wellness Sweepstakes Program continues.

Lunch and Learn: Fire Safety

Objective: with colder weather approaching, statistically more house fires occur.

Workshop designed to educate employees on the do’s and don’ts to decrease the probability.

15 employees in attendance

Employee Incentive: Free lunch to the first 30 participants and 10 Health Points

“Try It” Series: Zumba classes continue at City Hall

November

Second annual Fall Wellness Walk

48 employees in attendance (34 City; 14 Utilities/First time event has been held at River Park North

Employee Incentive: t-shirts for all participants/drawings held for monetary winners/drinks and dessert provided by Wellness Program.

December

Lunch and Learn: Communicable Diseases: Ways to Prevent Spreading Germs
24 registered/24 attended

Objective: to decrease spread of germs. To educate employees of differences and similarities of the flu and the common cold.

Employee Incentive: Free lunch to the first 30 participants and 10 Health Points

Red Cross Blood Drive (Battle of the Badges replaced with traditional drive)

First drive offered at Elm Street Gym

65 viable pints taken

Employee Incentive: 25 Health Points for blood donation

Surveys are provided for all Lunch and Learns to assess the participants' opinion of the information discussed and to obtain information about future topics that employees would like to see addressed.

Questions included:

How important was this topic to you personally?

How likely are you to use this information obtained from this workshop?

Was the information provided easy to understand?

How would you rate the workshop?

What other types of activities would you like your Wellness Program to provide?

Responses consistently request more programming involving: general information on exercise; nutritional topics, stress management, and financial management.

Other activities Wellness Program is involved:

**City Hall Exercise Room; Fire/Rescue/Police exercise rooms. As an incentive to use these facilities, Wellness started providing Health Points reimbursements for employees utilizing the facilities. My goal was to reinforce positive intentions to work out without requiring employees to work out at the Aquatics Center to receive credit.

I am sent the sign in sheets and have staff issue health points certificates accordingly.

Certificates are interofficed to Jennifer Banks (City employees-CH exercise room); Jean Forrest (Utilities employees-CH exercise room); Police: certificates issued to Rhonda Conner, Team Leader for Police to distribute and F/R: Ann Tess, Team Leader for F/R issues certificates to F/R department.

**Live Healthy Greenville

Information is provided on COGNET.

Wellness Incentive: reimbursement of program fees to all participants of team recording the highest percentage of weight loss.

**8K Road Race

Program concept conceived after the first annual half marathon was held in October 2009. Goal: City to provide race event to promote Wellness with all proceeds for event going to a nonprofit.

Incentive for employee participation: to offer reimbursement to all City and Utilities employees for registration cost.

****Kids Splash and Dash Triathlon**

Program concept discussed initially with Wellness Team Leaders with the intentions of providing an event that would encourage Wellness and physical activity for adults and children in the community. My City IT Team Leader discussed this concept with an employee that is a triathlete. Hence, the kids triathlon was established. Third annual event (September 2010) had more than 120 children participating. This event was the first triathlon established for kids east of Raleigh.

****Health Points program**

Exercise incentive program. Employees get Health Points for exercising at the Aquatics and Fitness Center; CH Exercise Room; Police/F/R exercise rooms. Employees can cash their points in for a number of gift items in the Wellness Closet: t-shirts; gym bags; water bottles; gym shorts; sweatshirts; Overton's gift cards; cash. FYI: since implementing the cash reimbursement 4 years ago, this has become the most popular "gift reimbursement."

****NET-GUC**

Attend quarterly meetings for employees hired with GUC providing information promoting Health Points program and current information on Wellness programs.

Wellness Meeting Friday January 7, 2011

In Attendance:

Three CIGNA Reps

Park & Rec

GUC

COG

Report on HRA and Biometric Screenings;

1. COG – 170, 64% Male, 36% Female, Avg. Age 40 – 49, 60% Professional, 40% laborers
2. GUC – 146, 79% Male, 21% Female, Avg. Age 40 – 49
3. 76% of those that went through the screening and HRA are at risk in 3 or more areas (equivalent to 573 total City employees)
 - a. Blood Pressure
 - b. Body Mass Index
 - c. Total Cholesterol
 - d. Waist Circumference
4. Self reported on the HRA
 - a. 15% High Blood Pressure
 - b. 15% High Cholesterol
 - c. 11% stress & Anxiety
 - d. 20% use tobacco
 - e. 75% have 2 servings of food high in cholesterol or fat per day
 - f. 50% do less than 3 moderate physical activities in a week
5. Biometric Screening
 - a. Blood Pressure 65% pre-hypertension, 22% hypertension
 - b. Total Cholesterol 25% border line high, 8% high
 - c. HDL cholesterol 45% undesirable (low)
 - d. Glucose Results
 - i. Fasting – 43% pre-diabetes, 4% abnormal
 - ii. Non-Fasting 23% abnormal
 - e. Body Mass Index – Overweight 37%, Obese 37%, Extreme Obesity 7%, Total 81%
 - f. Waist Circumference – 46% abnormal

Wellness Meeting Friday January 7, 2011 (cont.)

Observations & Recommendations from Meeting

- We would benefit from a Wellness Program
- CIGNA has a turn-key wellness program
- We need to establish a Wellness Committee
- We need to meet once a month
- We need to identify “Wellness Champions” in each major area
- We need to name our Wellness Program
- For the meeting on February 24th, we will have CIGNA present their Wellness Program



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Environmental Advisory Commission budget request

Explanation: At its meeting on January 10, 2011 the City Council requested a discussion on the Environmental Advisory Commission (EAC) budget request. Attached is a list of all the boards and commissions' budget requests for 2010-2011 that was provided to City Council during the budget deliberations last year. The EAC is part of this list.

Fiscal Note: The EAC budget request is \$5,000, and the total boards and commissions budget request is \$16,600.

Recommendation: Discuss the Environmental Advisory Commission budget request.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

[Boards and Commissions' Budget Requests](#)

BOARDS AND COMMISSIONS BUDGET REQUESTS 2010-2011

Environmental Advisory Commission

Citizen Environmental Survey	\$1,000
Printing	\$1,000
Hardware (screen, table, computer, etc.)	\$ 200
Environmental signs	\$ 500
Plaques, framed certificates	\$ 300
Environmental grant	\$1,000
School environmental education	<u>\$1,000</u>
Total	\$5,000

Human Relations Council

(Note: does not include staffing request submitted in 2007
and provided to City Council again in March 2010)

Professional facilitator	\$5,000
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Neighborhood Advisory Board

Preparation of State of the Neighborhoods Report	\$2,000
Board development	<u>\$1,400</u>
Total	\$3,400

Public Transportation and Parking Commission

Ridership and Driver Appreciation Program	\$2,000
Special Advertisement Program	\$1,000
Miscellaneous	<u>\$ 200</u>
Total	\$3,200

Grand total	\$16,600
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City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Second reading and final adoption of an ordinance granting a taxicab franchise to Mahmoud Ahmad Atiyha, d/b/a Ace Cab

Explanation: Mahmoud Ahmad Atiyha, d/b/a Ace Cab, has made application for a franchise to operate one taxicab. The Financial Services, Community Development, and Police Departments have all reviewed the application packet and find no reason not to grant the applicant's request. A public hearing on this request is scheduled for March 3, 2011 and was advertised on The City Page in The Daily Reflector on February 21, 2011 and February 28, 2011. Notification of the public hearing was mailed to all current vehicle for hire franchise owners.

Fiscal Note: There is no direct cost to the City.

Recommendation: Conduct a public hearing, then consider the second reading and final adoption of the attached ordinance granting a taxicab franchise to Mahmoud Ahmad Atiyha, d/b/a Ace Cab.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

[Application Packet from Ace Cab](#)

[Franchise to Mahmoud Ahmad Atiyha d b a Ace Cab 1st Reading 889539](#)

ORDINANCE NO. 10-____
AN ORDINANCE GRANTING A TAXICAB FRANCHISE
TO MAHMOUD AHMAD ATIYHA, D/B/A ACE CAB

WHEREAS, the City of Greenville is authorized by G.S. §160A-304 to license and regulate all vehicles operated for hire within the City of Greenville; and

WHEREAS, the City of Greenville has adopted an ordinance, Chapter 1 of Title 11 of the Greenville City Code, requiring the operators of taxicab businesses within the City to obtain a franchise from the City permitting said operation, and said ordinance sets forth certain requirements and criteria that must be satisfied in order to obtain and maintain the franchise for the operation of a taxicab business; and

WHEREAS, Mahmoud Ahmad Atiyha, d/b/a Ace Cab, is an applicant for a franchise permitting the operation of one (1) taxicab within the City limits; and

WHEREAS, following investigation into the qualifications of the applicant, the City Council has determined that the applicant satisfies the requirements and conditions for the operation of a taxicab business within the City and has presented evidence substantiating the public convenience and necessity of such a business;

NOW, THEREFORE, BE IT ORDAINED by the Greenville City Council that:

Section 1. A taxicab franchise is hereby issued to Mahmoud Ahmad Atiyha, d/b/a Ace Cab, to permit the operation within the City of Greenville of not more than one (1) taxicab.

Section 2. The franchise holder must comply with the requirements of Chapter 1 of Title 11 of the Greenville City Code or successor ordinance, including but not limited to inspection, equipment and insurance requirements, and must begin operations within sixty (60) days of the grant of this franchise. These requirements apply to all vehicles under the franchise. Failure to comply with the requirements and begin operations within sixty (60) shall render the franchise null and void without further action of the Greenville City Council.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 5. This ordinance shall become effective immediately upon its adoption following its second reading.

First reading approved on the 21st day of February, 2011.

Second reading and final adoption on the 3rd day of March, 2011.

Patricia C. Dunn, Mayor

ATTEST:

Carol L. Barwick, City Clerk

889539

APPLICATION FOR TAXICAB FRANCHISE

(NOTE: \$30 application fee must be presented with application in order for application to be considered.)

To the Mayor and City Council of the City of Greenville

The undersigned hereby makes application for a taxicab franchise under the provisions of Chapter 564, Session Laws 1945, and presents the following information:

1. The applicant is familiar with the ordinances of the City of Greenville relating to liability insurance, drivers regulations, regulations of rates, and other matters pertaining to the operation of taxicabs.
2. The individual, corporate or trade name and business address of the applicant is:
Mahmoud Atiyha by ACE CAB 3802 Sterling Pointe Dr Unit B4 Winterville, NC 28590
3. The Applicant is:
 - A. An individual and sole owner of the taxicab business to be operated under the above name.
 - B. A corporation chartered under the laws of the State of North Carolina in the year _____, and the officers of the corporation are _____
 - C. A partnership, as shown by articles hereto attached, and the names of partners are: _____
4. The Applicant operates in the following cities: Greenville, NC
5. The Applicant is requesting franchise to operate 1 taxicabs.
6. In support of this application, the following Exhibits are attached.
 - Exhibit A. A full statement of facts which, if supported by substantial testimony at the hearing, will support a finding of public convenience and necessity for this operation.
 - Exhibit B. A complete list of Applicant's motor equipment showing year, make, model, and carrying capacity of each unit.
 - Exhibit C. Financial statement showing assets, liabilities and net worth of applicant.
 - Exhibit D. Statement showing applicant has made complete arrangement for off-street parking of all motor vehicles.
 - Exhibit E. Statement of proposed fares for transportation of persons and property.
 - Exhibit F. Statement of experience of applicant in conducting taxicab business.
 - Exhibit G. For persons who plan to be a driver: Official results of a drug screening for the applicant(s) from a practicing licensed physician AND a waiver from the physician who conducted the drug screening releasing those results to the Greenville Police Department

HAND PRINT OR TYPE

LAST NAME <u>Atiyha</u>		FIRST NAME <u>Mahmoud</u>		MIDDLE NAME <u>Ahmad</u>	
ALIAS OR NICKNAME	SEX <u>M</u>	AGE <u>23</u>	WEIGHT <u>170</u>	HEIGHT <u>5' 8</u>	ID NO.
ADDRESS <u>3802 Sterling Pointe Dr Unit B4</u>		HAIR	EYES	COMPLEXION	
OCCUPATION <u>Taxi Driver, Dispatcher</u>		DRIVERS LICENSE NO.		license # IDENTIFICATION NO.	
PLACE OF BIRTH <u>Jerusalem</u>		DATE OF BIRTH <u>08/22/1987</u>		SOCIAL SECURITY NO.	

Signature of Applicant Mahmoud Atiyha

Subscribed and sworn to before me this 6th day of January, 2011.

My Commission Expires: 07/02/2015

Carol L. Bannock Item # 9
 Notary Public

CITY OF GREENVILLE OFFICIAL RECEIPT

DATE: 11/06/11 TIME: 10:00 AM BY: [Signature]

TO: POLICE DEPARTMENT FROM: [Name]

TOTAL: \$1,000.00
CASH: \$1,000.00
PAYMENT: \$1,000.00

TOTAL: \$1,000.00 TAXES: 1.4401%

Dear Mayor Pat Dunn and the City Council of Greenville,

My name is Mahmoud Atiyha and I'm currently looking to start my own taxicab franchise. The name of my franchise is Ace Cab. My mission is to provide the best taxi service in Greenville, NC. Ace Cab will be recognized as a leader in providing efficient, safe, and reliable taxi service to the city of Greenville. I want everybody to have a lovely and wonderful experience to my service. The reason I want to operate a taxi cab service in Greenville, NC is to help the community to find a way of transportation for as getting to their job, school, sporting event, evening night out, and much more reasons. I'm currently employed at Courtesy Cab in Greenville, NC. I have been obtaining my full privileged driver's license. This was an essential part of my driving career because at the time I needed a job to help out my family. So at a young age I learned the responsibility of driving. I've always had a sense of exhilaration when it comes to driving. I will be driving a 2000 Honda van. It has a maximum capacity of six people. I'm 23 years old and currently a student at Pitt Community College with 3.5 GPA in construction management. My idea on establishing a taxi cab franchise has never been inferential. I've always had an ambition to own my own business. I have the competency to manage and obtain a professional place of business. I have the drive and determination to keep a successful taxi cab franchise. The business address will be at the apartment that I and my brother live in. The lease is under his name Muwia Azzam. I recently had drug screening done for Courtesy Cab. I also worked for red white & blue taxi company. I would like to see my application reviewed for further reading and evaluation, so I can successfully up start my new business.

Greenville, NC need more taxi service because Greenville is steadily growing. Everybody doesn't own a vehicle therefore has no way of getting around. There is more college students enrolling at ECU and Pitt Community every year and a lot of students need to find a way to get around; the locals' of Greenville also need away of transportation. The more transportation you have for a grown city the more it brings in to the city so it works out hand in hand. The bus only takes you certain location and only makes certain pickups a taxi cab can pick you up and take you where ever you want. That's why Greenville need more taxi services. I own no property but pay rent for housing and have no outstanding loans.

phone # 252-469-5561
Mike.themana@yahoo.com

HEARTHSIDE RENTALS

3493-D S. EVANS STREET
GREENVILLE, NC 27834
252-355-5923

A notice to vacate from the LESSEE is required in writing 30 days prior to the move out date. Otherwise, the security deposit is automatically forfeited.

TO SUBLEASE AN APARTMENT:

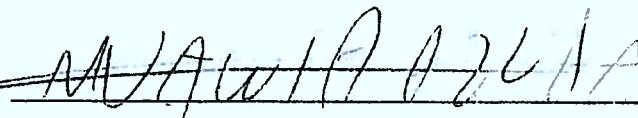
The person moving has to come into the office and fill out intent to vacate form (30 day notice form). The person taking over the lease needs to fill out an application and be approved. Once they are approved we will draw up a new lease with the new name but with the dates and amounts that are on the original lease. The original security deposit will stay with the apartment. This means the new person will pay the moving tenant the security deposit. We will inspect the apartment after the original tenant moves out and before the new tenant moves in. The walk thru will be done by request only.

TERMINATION FEE:

If for some reason beyond your control (illness, job loss or transfer, etc.) you are forced to move before your lease terms is fulfilled, you must pay a termination fee to void the balance due on your lease. The termination fee is equal to 2 months rent and is payable by MONEY ORDER NO LATER THAN 2 WEEKS PRIOR TO MOVE OUT. **A WRITTEN 30-DAY NOTICE IS STILL REQUIRED TO QUALIFY FOR THIS PROCESS.** If there are no damages or other levies, your security deposit will be refunded in full. In multiple Tenant situations, if one tenant wishes to stay and one vacate, the existing tenant may continue the remainder of the lease with out penalty, or may sublease the leaving tenant's portion of lease.

If you move out prior to the end of the lease agreement with out paying the termination fee: You will forfeit your security deposit, be held liable for rent on that unit until it is re-occupied or end of lease, be charged for any damages and be charged a \$75.00 re-rental fee. Any or all of the above costs not paid within 30 days shall be reported to the Credit Bureau for Collection. It will also appear on your credit report as an unpaid judgment.

SIGNATURE: _____



Hearthside Rentals
3493-D S. Evans Street
Greenville, NC 27858
252-355-5923
www.hearthsidepropertymanagement.com

Renter's Insurance Addendum:

Hearthside Rentals advises all residents to obtain a "Renter's Insurance Policy" to cover their personal property and/or personal injuries and any other damages that may occur in their residence. According to the terms of the rental agreement, the Owner and/or Hearthside Rentals is not responsible for any damages to tenants personal property.

Renter's Insurance can provide you with coverage for loss, damage, or destruction of your property. It may also provide coverage for additional living expenses you may incur in the event the residence becomes uninhabitable. Such insurance can also protect you from any liability claims resulting from your own activities. For example, if you negligently cause a fire, you may be held responsible for damages to the property and the property of others. Similarly, if a guest were to have an accident in your residence, you could be held personally responsible for the guest's injuries.

We strongly encourage all resident to obtain a renters insurance policy. These policies are usually reasonable in cost. Consult your insurance agent as soon as possible.

DATE: 6-29-10 MA

Tenant: MAWA A22A

Tenant: _____

Tenant: _____

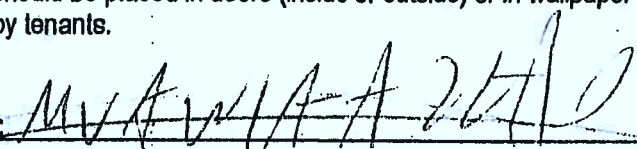
Address: _____

ADDITIONAL TERMS AND CONDITIONS

THE FOLLOWING TERMS AND CONDITIONS ARE AMENDMENTS TO THE LEASE IN WHOLE OR IN PART:

1. The Security Deposit **CANNOT** be used as your last month's rent.
2. There is a \$250.00 liquidated damage fee for violation of the pet clause, which will be billed to you. You will be given 24 hours to remove the pet. If the pet is not removed within the allotted time, you will be given a 30-day notice to move, for breach of your lease.
3. Your rent is due on the 1st of each month and is late after the 5th at the end of the business day each month. Court papers will be filed on the 15th of each month.
4. You are responsible for changing the heat and a/c filter once a month.
5. You are responsible for checking the smoke detector monthly. If the battery needs replaced it is your responsibility for replacing it. If there is another problem with it please call the office and we will send our maintenance man to repair or replace it.
6. Your address must be on the check or money order or it will be considered late.
7. You are responsible for maintaining utilities in your apartment the entire time you live there, if for some reason the power is cut off (example: electric cut off for non-payment) you will be responsible for any inspections that may occur to reinstate the power. This includes gas, electric, and water/sewer where applicable.
8. If your apartment has gas logs, you are responsible for any inspections required to connect service.
9. You are responsible for professionally cleaning the carpet at the time the unit is vacated and you must turn in a PAID receipt with your keys, or we will hold the money from your security deposit to have it cleaned.
10. Due to the fact that Hearthside Rentals does not insure your personal belongings we strongly recommend that you obtain renter's insurance. Hearthside Rentals and the property owner assume no liability for your personal belongings.
11. Satellite Dishes are allowed only with written permission. Dish must be located on the Apartment Balcony or Patio. Only one dish will be allowed per apartment.
12. No excessive use of alcohol, **NO** illegal drugs, and loud music and loud partying are not tolerated.
13. Please do not drive on the grass when moving in or out.
14. No nails should be placed in doors (inside or outside) or in wallpaper border. No painting or wallpapering will be done by tenants.

SIGNATURE: _____

A handwritten signature in black ink, appearing to read 'MVAWAA 2/10', is written over a horizontal line.

THE OTHER 30 DAYS WRITTEN NOTICE PRIOR TO THE LAST DAY OF THE THEN CURRENT PERIOD OF THE TENANCY.

2. **Rent:** Tenant shall pay the Rent, without notice, demand or deduction, to Landlord or as Landlord directs. The first Rent payment, which shall be prorated if the Initial Term commences on a day other than the first day of the Payment Period, shall be due on July 01, 2010 (date). Thereafter, all rentals shall be paid in advance on or before the **FIRST** day of each subsequent Payment Period for the duration of the tenancy.

3. **Late Payment Fees and Returned Check Fees:** Tenant shall pay the Late Payment Fee if any rental payment is not received by midnight on the fifth (5th) day after it is due. *This late payment fee shall be due immediately without demand therefor and shall be added to and paid with the late rental payment. Tenant also agrees to pay the Returned Check Fee for each check of Tenant that is returned by the financial institution because of insufficient funds or because the Tenant did not have an account at the financial institution.*

4. **Tenant Security Deposit:** The Security Deposit shall be administered in accordance with the North Carolina Tenant Security Deposit Act (N.C.G.S. § 42-50 et. seq.). IT MAY, IN THE DISCRETION OF EITHER THE LANDLORD OR THE AGENT, BE DEPOSITED IN AN INTEREST-BEARING ACCOUNT WITH THE BANK OR SAVINGS INSTITUTION NAMED ABOVE. ANY INTEREST EARNED UPON THE TENANT SECURITY DEPOSIT SHALL ACCRUE FOR THE BENEFIT OF, AND SHALL BE PAID TO, THE LANDLORD, OR AS THE LANDLORD DIRECTS. SUCH INTEREST, IF ANY, MAY BE WITHDRAWN BY LANDLORD OR AGENT FROM SUCH ACCOUNT AS IT ACCRUES AS OFTEN AS IS PERMITTED BY THE TERMS OF THE ACCOUNT.

Upon any termination of the tenancy herein created, the Landlord may deduct from the Tenant Security Deposit amounts sufficient to pay: (1) any damages sustained by the Landlord as a result of the Tenant's nonpayment of rent or nonfulfillment of the Initial Term or any renewal periods, including the Tenant's failure to enter into possession; (2) any damages to the Premises for which the Tenant is responsible; (3) any unpaid bills which become a lien against the Premises due to the Tenant's occupancy; (4) any costs of re-renting the Premises after a breach of this lease by the Tenant; (5) any court costs incurred by the Landlord in connection with terminating the tenancy; and (6) any other damages of the Landlord which may then be a permitted use of the Tenant Security Deposit under the laws of this State. No fees may be deducted from the Tenant Security Deposit until the termination of the tenancy. After having deducted the above amounts, the Landlord shall, if the Tenant's address is known to him, refund to the Tenant, within thirty (30) days after the termination of the tenancy and delivery of possession, the balance of the Tenant Security Deposit along with an itemized statement of any deductions. If the extent of Landlord's claim against the security deposit cannot be determined within 30 days, Landlord shall provide Tenant with an interim accounting no later than 30 days after termination of the tenancy and delivery of possession of the Premises to Landlord and shall provide a final accounting within 60 days after termination of the tenancy and delivery of possession of the Premises to Landlord. If there is more than one person listed above as Tenant, Agent may, in Agent's discretion, pay said balance to any such person, and the other person(s) agree to hold Agent harmless for such action. If the Tenant's address is unknown to the Landlord, the Landlord may deduct the above amounts and shall then hold the balance of the Tenant Security Deposit for the Tenant's collection for a six-month period beginning upon the termination of the tenancy and delivery of possession by the Tenant. If the Tenant fails to make demand for the balance of the Tenant Security Deposit within the six-month period, the Landlord shall not thereafter be liable to the Tenant for a refund of the Tenant Security Deposit or any part thereof.

If the Landlord removes Agent or Agent resigns, the Tenant agrees that Agent may transfer any Tenant Security Deposit held by Agent hereunder to the Landlord or the Landlord's designee and thereafter notify the Tenant by mail of such transfer and of the transferee's name and address. The Tenant agrees that such action by Agent shall relieve Agent of further liability with respect to the Tenant Security Deposit. If Landlord's interest in the Premises terminates (whether by sale, assignment, death, appointment of receiver or otherwise), Agent shall transfer the Tenant Security Deposit in accordance with the provisions of North Carolina General Statutes § 42-54.

5. **Tenant's Obligations:** Unless otherwise agreed upon, the Tenant shall:
- (a) use the Premises for residential purposes only and in a manner so as not to disturb the other tenants;
 - (b) not use the Premises for any unlawful or immoral purposes or occupy them in such a way as to constitute a nuisance;
 - (c) keep the Premises, including but not limited to all plumbing fixtures, facilities and appliances, in a clean and safe condition;
 - (d) cause no unsafe or unsanitary condition in the common areas and remainder of the Premises used by him;
 - (e) comply with any and all obligations imposed upon tenants by applicable building and housing codes;
 - (f) dispose of all ashes, rubbish, garbage, and other waste in a clean and safe manner and comply with all applicable ordinances concerning garbage collection, waste and other refuse;
 - (g) use in a proper and reasonable manner all electrical, plumbing, sanitary, heating, ventilating, air conditioning, and other facilities and appliances, if any, furnished as a part of the Premises;
 - (h) not deliberately or negligently destroy, deface, damage or remove any part of the Premises (including all facilities, appliances and fixtures) or permit any person, known or unknown to the Tenant, to do so;
 - (i) pay the costs of all utility services to the Premises which are billed directly to the Tenant and not included as a part of the rentals, including, but not limited to, water, electric, telephone, and gas services;
 - (j) conduct himself and require all other persons on the Premises with his consent to conduct themselves in a reasonable manner and so as not to disturb other tenants' peaceful enjoyment of the Premises; and
 - (k) not abandon or vacate the Premises during the Initial Term or any renewals or extensions thereof. Tenant shall be deemed to

have abandoned or vacated the Premises if Tenant removes substantially all of his possessions from the Premises.

(l) n/a

6. **Landlord's Obligations:** Unless otherwise agreed upon, the Landlord shall:

(a) comply with the applicable building and housing codes to the extent required by such building and housing codes;
(b) make all repairs to the Premises as may be necessary to keep the Premises in a fit and habitable condition; provided, however, in accordance with paragraph 10, the Tenant shall be liable to the Landlord for any repairs necessitated by the Tenant's intentional or negligent misuse of the Premises;

(c) keep all common areas, if any, used in conjunction with the Premises in a clean and safe condition;

(d) promptly repair all facilities and appliances, if any, as may be furnished by the Landlord as part of the Premises, including electrical, plumbing, sanitary, heating, ventilating, and air conditioning systems, provided that the Landlord, except in emergency situations, actually receives notification from the Tenant in writing of the needed repairs; and

(e) within a reasonable period of time based upon the severity of the condition, repair or remedy any imminently dangerous condition on the Premises after acquiring actual knowledge or receiving notice of the condition. Notwithstanding Landlord's repair or remedy of any imminently dangerous condition, Landlord may recover from Tenant the actual and reasonable costs of repairs that are the fault of Tenant.

7. **Smoke and Carbon Monoxide Detectors:** Pursuant to North Carolina General Statutes § 42-42 and 42-43, the Landlord shall provide and install operable smoke detectors, either battery-operated or electrical, having an Underwriters' Laboratories, Inc., listing or other equivalent national testing laboratory approval. Effective January 1, 2010, if the Premises has a fossil-fuel burning heater or appliance, fireplace, or an attached garage, the Landlord shall provide and install a minimum of one operable carbon monoxide detector per level in the Premises, either battery operated or electrical, that is listed by a national, OSHA-approved testing laboratory. The Tenant shall notify the Landlord, in writing, of the need for replacement of or repairs to a smoke or carbon monoxide detector. The Landlord shall replace or repair the smoke or carbon monoxide detector within 15 days of receipt of notification if the Landlord is notified of needed replacement or repairs in writing by the Tenant. The Landlord shall ensure that a smoke or carbon monoxide detector is operable and in good repair at the beginning of the Initial Term of the Tenancy. The Landlord shall place new batteries in any battery-operated smoke or carbon monoxide detectors at the beginning of the Initial Term of the tenancy. ~~The Tenant shall replace the batteries as needed during the tenancy.~~

8. **Rules and Regulations:** The Tenant, his family, servants, guests and agents shall comply with and abide by all the Landlord's existing rules and regulations and such future reasonable rules and regulations as the Landlord may, at Landlord's discretion, from time to time, adopt governing the use and occupancy of the Premises and any common areas used in connection with them (the "Rules and Regulations"). Landlord reserves the right to make changes to the existing Rules and Regulations and to adopt additional reasonable rules and regulations from time to time; provided however, such changes and additions shall not alter the essential terms of this lease or any substantive rights granted hereunder and shall not become effective until thirty (30) days' written notice thereof shall have been furnished to Tenant. Tenant also agrees to abide by any applicable homeowners' association regulations as they now exist or may be amended. A copy of the existing Rules and Regulations, and any applicable homeowners' association regulations, are attached hereto and the Tenant acknowledges that he has read them. The Rules and Regulations shall be deemed to be a part of this lease giving to the Landlord all the rights and remedies herein provided.

9. **Right of Entry:** Landlord hereby reserves the right to enter the Premises during reasonable hours for the purpose of (1) inspecting the Premises and the Tenant's compliance with the terms of this lease; (2) making such repairs, alterations, improvements or additions thereto as the Landlord may deem appropriate; and (3) showing the Premises to prospective purchasers or tenants. Landlord shall also have the right to display "For Sale" or "For Rent" signs in a reasonable manner upon the Premises.

10. **Damages:** Tenant shall be responsible for and liable to the Landlord for all damage to, defacement of, or removal of property from the Premises whatever the cause, except such damage, defacement or removal caused by ordinary wear and tear, acts of the Landlord, his agent, or of third parties not invitees of the Tenant, and natural forces. Tenant agrees to pay Landlord for the cost of repairing any damage for which Tenant is responsible upon receipt of Landlord's demand therefor, and to pay the Rent during the period the Premises may not be habitable as a result of any such damage.

11. **Pets:** If pets are not allowed, Tenant agrees not to keep or allow anywhere on or about the Property any animals or pets of any kind, including but not limited to, dogs, cats, birds, rodents, reptiles or marine animals. If pets are allowed, Tenant acknowledges that the amount of the Pet Fee is reasonable and agrees that the Landlord shall not be required to refund the Pet Fee in whole or in part. If pets are allowed, Tenant agrees to reimburse Landlord for any primary or secondary damages caused thereby whether the damage is to the Premises or to any common areas used in conjunction with them, and to indemnify Landlord from any liability to third parties which may result from Tenant's keeping of such pet or pets.

The Tenant shall remove any pet previously permitted within 24 hours of written notification from the Landlord that the pet, in the Landlord's sole judgment, creates a nuisance or disturbance or is, in the Landlord's opinion, undesirable. If the pet is caused to be removed pursuant to this paragraph, the Landlord shall not be required to refund the Pet Fee; however, the Tenant shall be entitled to acquire and keep another pet of the type previously authorized.

12. **Alterations:** The Tenant shall not paint, mark, drive nails or screws into, or otherwise deface or alter walls, ceilings, floors, windows, cabinets, woodwork, stone, ironwork or any other part of the Premises or decorate the Premises or make any alterations, additions, or improvements in or to the Premises without the Landlord's prior written consent and then only in a workmanlike manner

using materials and contractors approved by the Landlord. All such work shall be done at the Tenant's expense and at such times and in such manner as the Landlord may approve. All alterations, additions, and improvements upon the Premises, made by either the Landlord or Tenant, shall become the property of the Landlord and shall remain upon and become a part of the Premises at the end of the tenancy hereby created.

13. **Occupants:** The Tenant shall not allow or permit the Premises to be occupied or used as a residence by any person other than Tenant and the Permitted Occupants.

14. **Rental Application:** In the event the Tenant has submitted a Rental Application in connection with this lease, Tenant acknowledges that the Landlord has relied upon the Application as an inducement for entering into this Lease and Tenant warrants to Landlord that the facts stated in the Application are true to the best of Tenant's knowledge. If any facts stated in the Rental Application prove to be untrue, the Landlord shall have the right to terminate the tenancy and to collect from Tenant any damages resulting therefrom.

15. **Tenant's Duties Upon Termination:** Upon any termination of the Tenancy created hereby, whether by the Landlord or the Tenant and whether for breach or otherwise, the Tenant shall: (1) pay all utility bills due for services to the Premises for which he is responsible and have all such utility services discontinued; (2) vacate the Premises removing therefrom all Tenant's personal property of whatever nature; (3) properly sweep and clean the Premises, including plumbing fixtures, refrigerators, stoves and sinks, removing therefrom all rubbish, trash, garbage and refuse; (4) make such repairs and perform such other acts as are necessary to return the Premises, and any appliances or fixtures furnished in connection therewith, in the same condition as when Tenant took possession of the Premises; provided, however, Tenant shall not be responsible for ordinary wear and tear or for repairs required by law or by paragraph 6 above to be performed by Landlord; (5) fasten and lock all doors and windows; (6) return to the Landlord all keys to the Premises; and (7) notify the Landlord of the address to which the balance of the Security Deposit may be returned. If the Tenant fails to sweep out and clean the Premises, appliances and fixtures as herein provided, Tenant shall become liable, without notice or demand, to the Landlord for the actual costs of cleaning (over and above ordinary wear and tear), which may be deducted from the Security Deposit as provided in paragraph 4 above.

16. **Tenant's Default:** In the event the Tenant shall fail to:

(a) pay the rentals herein reserved as and when they shall become due hereunder; or

(b) perform any other promise, duty or obligation herein agreed to by him or imposed upon him by law and such failure shall continue for a period of five (5) days from the date the Landlord provides Tenant with written notice of such failure,

then in either of such events and as often as either of them may occur, the Landlord, in addition to all other rights and remedies provided by law, may, at its option and with or without notice to Tenant, either (i) terminate this lease or (ii) terminate the Tenant's right to possession of the Premises without terminating this lease. Regardless of whether Landlord terminates this lease or only terminates the Tenant's right of possession without terminating this lease, Landlord shall be immediately entitled to possession of the Premises and the Tenant shall peacefully surrender possession of the Premises to Landlord immediately upon Landlord's demand. In the event Tenant shall fail or refuse to surrender possession of the Premises, Landlord shall, in compliance with Article 2A of Chapter 42 of the General Statutes of North Carolina, reenter and retake possession of the Premises only through a summary ejectment proceeding. If a summary ejectment proceeding is instituted against Tenant, in addition to any court costs and past-due rent that may be awarded, Tenant shall be responsible for paying Landlord the relevant Complaint-Filing Fee, Court Appearance Fee or Second Trial Fee, only one of which Landlord is entitled to charge and retain. The Complaint-Filing Fee may be charged if: (i) Tenant was in default of this lease, (ii) the Landlord filed and served a complaint for summary ejectment and/or money owed, (iii) Tenant cured the default or claim, and (iv) Landlord dismissed the complaint prior to judgment. The Court Appearance Fee may be charged if: (i) Tenant was in default of the lease, Landlord filed, served, and prosecuted successfully a complaint for summary ejectment and/or monies owed in small claims court, and (iv) neither party appealed the judgment of the magistrate. The Second Trial Fee may be charged for a new trial following an appeal from the judgment of a magistrate, provided Landlord proves: (i) that Tenant was in default of the lease and (ii) Landlord prevailed. (NOTE: If the rent is subsidized by HUD, the US Department of Agriculture, a State Agency, a public housing authority, or a local government, any fee charged pursuant to this paragraph 16 shall be calculated on Tenant's share of the rent only.) In the event Landlord terminates this lease, all further rights and duties hereunder shall terminate and Landlord shall be entitled to collect from Tenant all accrued but unpaid rents and any damages resulting from the Tenant's breach. In the event Landlord terminates the Tenant's right of possession without terminating this lease, Tenant shall remain liable for the full performance of all the covenants hereof, and Landlord shall use reasonable efforts to re-let the Premises on Tenant's behalf. Any such rentals reserved from such re-letting shall be applied first to the costs of re-letting the Premises and then to the rentals due hereunder. In the event the rentals from such re-letting are insufficient to pay the rentals due hereunder in full, Tenant shall be liable to the Landlord for any deficiency. In the event Landlord institutes a legal action against the Tenant to enforce the lease or to recover any sums due hereunder, Tenant agrees to pay Landlord reasonable attorney's fees in addition to all other damages. No fees may be deducted from the Tenant Security Deposit until the termination of the tenancy.

17. **Landlord's Default; Limitation of Remedies and Damages:** Until the Tenant notifies the Landlord in writing of an alleged default and affords the Landlord a reasonable time within which to cure, no default by the Landlord in the performance of any of the promises or obligations herein agreed to by him or imposed upon him by law shall constitute a material breach of this lease and the Tenant shall have no right to terminate this lease for any such default or suspend his performance hereunder. In no event and regardless of their duration shall any defective condition of or failure to repair, maintain, or provide any area, fixture or facility used in connection with recreation or recreational activities, including but not limited to swimming pools, club houses, and tennis courts, constitute a material breach of this lease and the Tenant shall have no right to terminate this lease or to suspend his performance hereunder. In any

legal action instituted by the Tenant against the Landlord, the Tenant's damages shall be limited to the difference, if any, between the rent reserved in this lease and the reasonable rental value of the Premises, taking into account the Landlord's breach or breaches, and in no event, except in the case of the Landlord's willful or wanton negligence, shall the Tenant collect any consequential or secondary damages resulting from the breach or breaches, including but not limited to the following items: damage or destruction of furniture or other personal property of any kind located in or about the Premises, moving expenses, storage expenses, alternative interim housing expenses, and expenses of locating and procuring alternative housing.

18. Removal, Storage and Disposition of Tenant's Personal Property:

(a) Ten days after being placed in lawful possession by execution of a writ of possession, the Landlord may throw away, dispose of, or sell all items of personal property remaining on the Premises. During the 10-day period after being placed in lawful possession by execution of a writ of possession, the Landlord may move for storage purposes, but shall not throw away, dispose of, or sell any items of personal property remaining on the Premises unless otherwise provided for in Chapter 42 of the North Carolina General Statutes. Upon the Tenant's request prior to the expiration of the 10-day period, the Landlord shall release possession of the property to the Tenant during regular business hours or at a time agreed upon. If the Landlord elects to sell the property at public or private sale, the Landlord shall give written notice to the Tenant by first-class mail to the Tenant's last known address at least seven days prior to the day of the sale. The seven-day notice of sale may run concurrently with the 10-day period which allows the Tenant to request possession of the property. The written notice shall state the date, time, and place of the sale, and that any surplus of proceeds from the sale, after payment of unpaid rents, damages, storage fees, and sale costs, shall be disbursed to the Tenant, upon request, within 10 days after the sale, and will thereafter be delivered to the government of the county in which the rental property is located. Upon the Tenant's request prior to the day of sale, the Landlord shall release possession of the property to the Tenant during regular business hours or at a time agreed upon. The Landlord may apply the proceeds of the sale to the unpaid rents, damages, storage fees, and sale costs. Any surplus from the sale shall be disbursed to the Tenant, upon request, within 10 days of the sale and shall thereafter be delivered to the government of the county in which the rental property is located.

(b) If the total value of all property remaining on the Premises at the time of execution of a writ of possession in an action for summary ejectment is less than one hundred dollars (\$100.00), then the property shall be deemed abandoned five days after the time of execution, and the Landlord may throw away or dispose of the property. Upon the Tenant's request prior to the expiration of the five-day period, the Landlord shall release possession of the property to the Tenant during regular business hours or at a time agreed upon.

19. Bankruptcy: If any bankruptcy or insolvency proceedings are filed by or against the Tenant or if the Tenant makes any assignment for the benefit of creditors, the Landlord may, at his option, immediately terminate this Tenancy, and reenter and repossess the Premises, subject to the provisions of the Bankruptcy Code (11 USC Section 101, et. seq.) and the order of any court having jurisdiction thereunder.

20. Tenant's Insurance; Release and Indemnity Provisions: The Tenant shall be solely responsible for insuring any of his personal property located or stored upon the Premises upon the risks of damage, destruction, or loss resulting from theft, fire, storm and all other hazards and casualties. Regardless of whether the Tenant secures such insurance, the Landlord and his agents shall not be liable for any damage to, or destruction or loss of, any of the Tenant's personal property located or stored upon the Premises regardless of the cause or causes of such damage, destruction, or loss, unless such loss or destruction is attributable to the intentional acts or willful or wanton negligence of the Landlord. The Tenant agrees to release and indemnify the Landlord and his agents from and against liability for injury to the person of the Tenant or to any members of his household resulting from any cause whatsoever except only such personal injury caused by the negligent, or intentional acts of the Landlord or his agents.

21. Agent: The Landlord and the Tenant acknowledge that the Landlord may, from time to time in his discretion, engage a third party ("the Agent") to manage, supervise and operate the Premises or the complex, if any, of which they are a part. If such an Agent is managing, supervising and operating the Premises at the time this lease is executed, his name will be shown as "Agent" on the first page hereof. With respect to any Agent engaged pursuant to this paragraph, the Landlord and the Tenant hereby agree that: (1) Agent acts for and represents Landlord in this transaction; (2) Agent shall have only such authority as provided in the management contract existing between the Landlord and Agent; (3) Agent may perform without objection from the Tenant, any obligation or exercise any right of the Landlord imposed or given herein or by law and such performance shall be valid and binding, if authorized by the Landlord, as if performed by the Landlord; (4) the Tenant shall pay all rentals to the Agent if directed to do so by the Landlord; (5) except as otherwise provided by law, the Agent shall not be liable to the Tenant for the nonperformance of the obligations or promises of the Landlord contained herein; (6) nothing contained herein shall modify the management contract existing between the Landlord and the Agent; however, the Landlord and the Agent may from time to time modify the management agreement in any manner which they deem appropriate; (7) the Landlord may, in his discretion and in accordance with any management agreement, remove without replacing or remove and replace any agent engaged to manage, supervise and operate the Premises.

22. Form: The Landlord and Tenant hereby acknowledge that their agreement is evidenced by this form contract which may contain some minor inaccuracies when applied to the particular factual setting of the parties. The Landlord and Tenant agree that the courts shall liberally and broadly interpret this lease, ignoring minor inconsistencies and inaccuracies, and that the courts shall apply the lease to determine all disputes between the parties in the manner which most effectuates their intent as expressed herein. The following rules of construction shall apply: (1) handwritten and typed additions or alterations shall control over the preprinted language when there is an inconsistency between them; (2) the lease shall not be strictly construed against either the Landlord or the Tenant; (3) paragraph headings are used only for convenience of reference and shall not be considered as a substantive part of this lease; (4) words in the

singular shall include the plural and the masculine shall include the feminine and neuter genders, as appropriate; and (5) the invalidity of one or more provisions of this lease shall not affect the validity of any other provisions hereof and this lease shall be construed and enforced as if such invalid provision(s) were not included.

23. **Amendment of Laws:** In the event that subsequent to the execution of this lease any state statute regulating or affecting any duty or obligation imposed upon the Landlord pursuant to this lease is enacted, amended, or repealed, the Landlord may, at his option, elect to perform in accordance with such statute, amendment, or act of repeal in lieu of complying with the analogous provision of this lease.

24. **Eminent Domain and Casualties:** The Landlord shall have the option to terminate this lease if the Premises, or any part thereof, are condemned or sold in lieu of condemnation or damaged by fire or other casualty.

25. **Assignment:** The Tenant shall not assign this lease or sublet the Premises in whole or part.

26. **Waiver:** No waiver of any breach of any obligation or promise contained herein shall be regarded as a waiver of any future breach of the same or any other obligation or promise.

27. **Other Terms and Conditions:**

(a) (Check if applicable) The Premises were built prior to 1978. (Attach Standard Form # 430 - T, "Disclosure of Information on Lead-Based Paint and Lead-Based Paint Hazards.")

(b) If there is an Agent involved in this transaction, Agent hereby discloses to Tenant that Agent is acting for and represents Landlord.

(c) The following additional terms and conditions shall also be a part of this lease:

n/a

(d) Itemize all addenda to this Contract and attach hereto:

SEE ADDITIONAL TERMS, SUBLEASE AGREEMENT AND TERMINATION FEE

28. **Inspection of Premises:** Within SEVEN days of occupying the Premises, Tenant has the right to inspect the Premises and complete a Move-in Inspection Form

29. **Notice:** Any notices required or authorized to be given hereunder or pursuant to applicable law shall be mailed or hand delivered to the following addresses:

Tenant: the address of the Premises

Landlord: the address to which rental payments are sent.

30. **Execution; Counterparts:** When Tenant signs this lease, he acknowledges he has read and agrees to the provisions of this lease. This lease is executed in TWO (number) counterparts with an executed counterpart being retained by each party.

31. **Entire Agreement:** This Agreement contains the entire agreement of the parties and there are no representations, inducements or other provisions other than those expressed in writing. All changes, additions or deletions hereto must be in writing and signed by all parties.

THE NORTH CAROLINA ASSOCIATION OF REALTORS®, INC. MAKES NO REPRESENTATION AS TO THE LEGAL VALIDITY OR ADEQUACY OF ANY PROVISION OF THIS FORM IN ANY SPECIFIC TRANSACTION.

TENANT MUAWIA AZZAM (SEAL)
MUAWIA AZZAM

Date: 6/29/10

LANDLORD _____ (SEAL)
MCCLEES PROPERTIES

By: Stacey Strickland, AGENT

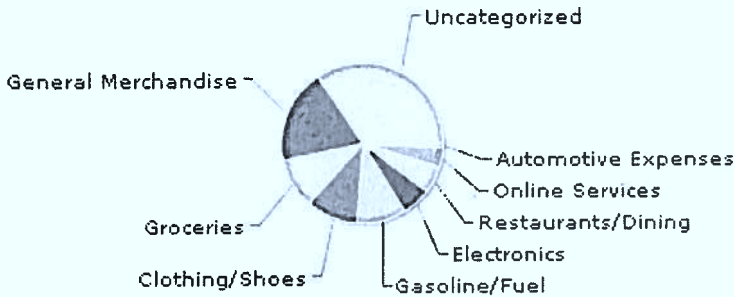
Date: 6/29/10 (SEAL)

[Print](#) | [Close Window](#)

My Portfolio Overview Account Dashboard

Expense Analysis

My Expenses for 12/06/2010 - 01/06/2011



Net Worth Summary

Account Type	Account Information	Balance
Banking Total Banking: \$5,589.86	Bank of America (All except WA & ID) - CampusEdge checking. Edit Nickname Update Last updated 01/08/2011 11:24 AM EST	\$800.00
	Bank of America (All except WA & ID) - Regular Savings. Edit Nickname Update Last updated 01/06/2011 11:24 AM EST	\$4,789.86
Total Assets: \$5,589.86		
Account Type	Account Information	Balance
Credit Cards Total Credit Cards: \$783.51	Bank of America (All except WA & ID) - Credit Card - Business Card Edit Nickname Update Last updated 01/06/2011 11:24 AM EST	\$0.00
	Bank of America (All except WA & ID) - Credit Card - WorldPoints Edit Nickname Update Last updated 01/06/2011 11:24 AM EST	\$783.51
Total Liabilities: \$783.51		
Total Net Worth Summary: \$4,806.35		

The information on this page represents the balance of your account(s) when data was last collected. If you have excluded any of your accounts from the net worth calculation, those accounts will not appear in your Net Worth Summary

Investments Detail

The Investments Detail module allows you to easily monitor and research your current investment holdings.

Bill Reminders

Status	Due Date	Bill	Minimum Payment	Amount Due
Item # 9				

DATE	DUE DATE	DESCRIPTION	AMOUNT PAID	AMOUNT DUE
	01/16/2011	Bank of America (All except WA & ID) - Credit Card - WorldPoints Mark as Paid View Bill Edit Site Update Last updated 01/06/2011 11:24 AM EST	\$0.00	-\$191.56
Total Bills Due:			\$0.00	-\$191.56

Rewards Summary

The Rewards Summary module allows you to view point and mileage balances for your reward programs.

PAAS - Keystone Client

Edit Application Developer Tools Commands Help

My ShortCuts


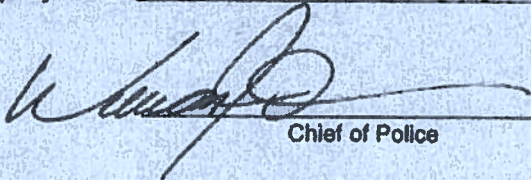
Tax Bill Inquiry

PAAS Tax Bill Inquiry TC0035





Bill Nbr: 10VZSV1596 Bill Date: 12/14/10 Bill Status: C
 Account: 173988 ATIYHA, MAHMOUD AHMAD Bill Class: VV
 Desc/Loc: 2000 HOND VAN ODYSSEY LX Bill Type: V
 Parcel ID: District: 01 01
 Map/Blk/Lt: Tax Year(s): 10
 Real Value: Principal: \$60.88 Correspondence:
 Pers Value: 4,580 Discount: 0.00 as of
 Exemptions: Interest: 0.00 as of 01/06/11
 Deferments: Penalty: 0.00
 Conditions: Balance Due: 60.88

Eff Date:	Trans:	Amount:	Paid By:	Reference

10.1.2.20 XPAAS (EDE.DPJ) Edgecombe County v4.92 CAPS NUM 1/6/2011

	No. 1421
	TAXI DRIVERS PERMIT GREENVILLE, N.C.
	Issued <u>9/21/2010</u> Expires <u>9/21/2011</u>
	Name <u>Mahmoud Atiyha</u>
	N.C. Operators No. <u>[REDACTED]</u>
	Age <u>23</u> Sex <u>M</u> Color <u>W</u>
	Residence <u>1500 Macon Pl, Tarboro NC</u>
	Company Name <u>Red, White & Blue Cab</u>
	 Chief of Police

STATE OF NORTH CAROLINA 

 Secretary of Motor Vehicles	DRIVER LICENSE
	MAHMOUD AHMAD ATIYHA 3802 STERLING POINTE DR UNIT B4 WINTERVILLE NC 28590-8821
	class C endors None restr. None issued 12-10-2010 expires: 08-23-2012 sex M ht 5-08 eyes BRO hair B/R Tape
	birthdate <u>08-22-1987</u>  



FINANCIAL SERVICES MEMORANDUM

TO: Carol L. Barwick, City Clerk's Office

FROM: Brenda Matthews, Financial Services Collections

DATE: January 28, 2011

SUBJECT: Taxicab Applications for:
Mahmoud Ahmad Atiyha d/b/a Ace Cab
Christina Gutierrez & Nelson Felipe Napa d/b/a Royal Party Bus, LLC
Yadollah Rezaei d/b/a Alfa Taxi

We have checked Collections records for taxes, licenses, citations, parking fees, rescue transports, and miscellaneous receivables owed in the names above. We did not find any debt owed in any of the names listed.

There were no unpaid property tax records in the names and/or addresses of the above individuals. If I can provide further assistance, please call.

CC: Bernita Demery, Director of Financial Services
Kimberly Branch, Financial Services Manager

Doc # 177282

Carol Barwick

From: Michael Dail
Sent: Wednesday, January 26, 2011 2:27 PM
To: Carol Barwick
Cc: Merrill Flood
Subject: Taxi Franchises

Carol,

I have reviewed the current taxi franchise request and here are my findings that related to zoning:

Ace Cab

Mahmoud Ahmad Atiyha can operate a taxi franchise with one vehicle out of his home at 3802 Sterling Pointe Drive, Unit B-4 as an incidental home occupation. It is important to note that only one cab can be stored at his property and it must be a vehicle that is typically associated with a residence. Also no other individuals may work out of his home.

Royal Party Bus, LLC

Cristina Gutierrez can operate a limousine service office at her home at 1300 Graves Street as an incidental home occupation. However a bus (commercial vehicle not typically associated with a residence) is not allowed to be stored at her residence. Also in the information provided she wishes to have four people work out of her home this is not allowed either. To qualify as an incidental use home occupation the applicant would have to find suitable storage for the bus and only she can work out of her home.

Alfa Taxi

Yadollah Rezaei can operate a taxi franchise with two vehicles out of his home at 303 Alice Drive, Apt A as an incidental home occupation. It is important to note that only one cab can be stored and/or parked at his property and it must be a vehicle that is typically associated with a residence. Also no other individuals may work out of his home. Therefore the second cab must be store at an appropriate location offsite and any employees cannot work out of or visit his home regarding company business.

Michael R. Dail, II
Planner
City of Greenville
Community Development Dept.
(252) 329-4116



GREENVILLE POLICE DEPARTMENT

MEMORANDUM

January 27, 2011

TO: Chief William Anderson

FROM: Cpl. C.B. Viverette *CBV*

SUBJECT: Taxi/Limousine Franchise Application for Mahmoud Ahmad Atiyha d/b/a Ace Cab

DMV

*** DRIVER LICENSE STATUS: CLS C ACTIVE ***

C	D	12-10-10	08-22-12	N	N	N	N	N	N	ACTIVE
11-27-10	01-04-11	CONV: (202)IMPROPER EQUIPMENT - SPEEDOMETER								
		COURT: LENOIR COUNTY COURT, NC								
		COURT: AOC #: 2010IF 703563			CITATION ID: 05158E31					
06-08-09	07-14-09	CONV: (313)SPEEDING (60 MPH IN A 55)								3
		COURT: PITT COUNTY COURT, NC								
		COURT: AOC #: 2009CR 703087			CITATION ID: 0254E189					

AOC

Charged	Speeding	Edgecombe Co.	2008CR004071
Charged	Exceeding Safe Speed	Same	Same
Charged	Reckless to Endanger	Edgecombe Co.	2009CR701248
Convicted	Exceeding Safe Speed	Edgecombe Co.	2008CR703697
Charged	Reckless to Endanger	Edgecombe Co.	Same
Convicted	Speeding	Edgecombe Co.	2009CR703087

DCI

No Record

NEW WORLD

Charged	Dec/2010	Unsafe Lane Change	Pitt County
Charged	Jun/2009	Fail to Yield to Emergency Vehicle	Pitt County

NCAWARE

No Record

This franchise is being presented on the same night as the proposed amendments to the Vehicle for Hire Ordinance. If that ordinance is adopted the number of vehicle for hire franchises, including pedi-cabs will be limited to 15. If that happens, and this franchise is approved, it will be the 14th Vehicle for Hire Franchise.

However, I can find no reason to deny the franchise as requested. I therefore recommend approval.



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Second reading and final adoption of an ordinance granting a taxicab franchise to Yadollah Rezaei, d/b/a Alfa Taxi

Explanation: Yadollah Rezaei, d/b/a Alfa Taxi, has made application for a franchise to operate two taxicabs. The Financial Services, Community Development, and Police Departments have all reviewed the application packet, and all findings have been brought to the applicant's attention so they can be addressed prior to the second/final reading of the ordinance. A public hearing on this request is scheduled for March 3, 2011 and was advertised on The City Page in The Daily Reflector on February 21, 2011 and February 28, 2011. Notification of the public hearing was mailed to all current vehicle for hire franchise owners.

Fiscal Note: There is no direct cost to the City.

Recommendation: Conduct a public hearing, then consider the second reading and final adoption of the attached ordinance granting a taxicab franchise to Yadollah Rezaei, d/b/a Alfa Taxi

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

- [Application Packet from Alfa Taxi](#)
- [Franchise to Yadollah Rezaei d b a Alfa Taxi 1st Reading 889540](#)

ORDINANCE NO. 10-____
AN ORDINANCE GRANTING A TAXICAB FRANCHISE
TO YADOLLAH REZAEI, D/B/A ALFA TAXI

WHEREAS, the City of Greenville is authorized by G.S. §160A-304 to license and regulate all vehicles operated for hire within the City of Greenville; and

WHEREAS, the City of Greenville has adopted an ordinance, Chapter 1 of Title 11 of the Greenville City Code, requiring the operators of taxicab businesses within the City to obtain a franchise from the City permitting said operation, and said ordinance sets forth certain requirements and criteria that must be satisfied in order to obtain and maintain the franchise for the operation of a taxicab business; and

WHEREAS, Yadollah Rezaei, d/b/a Alfa Taxi, is an applicant for a franchise permitting the operation of two (2) taxicabs within the City limits; and

WHEREAS, following investigation into the qualifications of the applicant, the City Council has determined that the applicant satisfies the requirements and conditions for the operation of a taxicab business within the City and has presented evidence substantiating the public convenience and necessity of such a business;

NOW, THEREFORE, BE IT ORDAINED by the Greenville City Council that:

Section 1. A taxicab franchise is hereby issued to Yadollah Rezaei, d/b/a Alfa Taxi, to permit the operation within the City of Greenville of not more than two (2) taxicabs.

Section 2. The franchise holder must comply with the requirements of Chapter 1 of Title 11 of the Greenville City Code or successor ordinance, including but not limited to inspection, equipment and insurance requirements, and must begin operations within sixty (60) days of the grant of this franchise. These requirements apply to all vehicles under the franchise. Failure to comply with the requirements and begin operations within sixty (60) shall render the franchise null and void without further action of the Greenville City Council or loss of a vehicle authorized under the franchise if all vehicles do not comply with the requirements within the sixty (60) days period.

Section 3. The franchise holder has requested to operate the franchise as an incidental home occupation. Only one vehicle may be stored and/or parked at the franchise holder's residence. The franchise holder must provide a copy of the lease for the vehicle that is not to be maintained as an incidental home occupation to the City Clerk. Only the franchise holder may work out of the residence. No other taxi operator may operate out of or visit the franchise holder's residence incidental to the operation of the franchise.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 6. This ordinance shall become effective immediately upon its adoption following its second reading.

First reading approved on the 21st day of February, 2011.

Second reading and final adoption on the 3rd day of March, 2011.

Patricia C. Dunn, Mayor

ATTEST:

Carol L. Barwick, City Clerk

889540

Item # 10

APPLICATION FOR TAXICAB FRANCHISE

(NOTE: \$30 application fee must be presented with application in order for application to be considered.)

To the Mayor and City Council of the City of Greenville

The undersigned hereby makes application for a taxicab franchise under the provisions of Chapter 564, Session Laws 1945, and presents the following information:

1. The applicant is familiar with the ordinances of the City of Greenville relating to liability insurance, drivers regulations, regulations of rates, and other matters pertaining to the operation of taxicabs.
2. The individual, corporate or trade name and business address of the applicant is:
ALFA-TAXI 303 ALICE DR APT # A GREENVILLE, NC. 27831
3. The Applicant is:
 - A. An individual and sole owner of the taxicab business to be operated under the above name.
 - B. A corporation chartered under the laws of the State of North Carolina in the year 2010, and the officers of the corporation are _____
 - C. A partnership, as shown by articles hereto attached, and the names of partners are: _____
4. The Applicant operates in the following cities: GREENVILLE, NC
5. The Applicant is requesting franchise to operate 2 taxicabs.
6. In support of this application, the following Exhibits are attached.
 - Exhibit A. A full statement of facts which, if supported by substantial testimony at the hearing, will support a finding of public convenience and necessity for this operation.
 - Exhibit B. A complete list of Applicant's motor equipment showing year, make, model, and carrying capacity of each unit.
 - Exhibit C. Financial statement showing assets, liabilities and net worth of applicant.
 - Exhibit D. Statement showing applicant has made complete arrangement for off-street parking of all motor vehicles.
 - Exhibit E. Statement of proposed fares for transportation of persons and property.
 - Exhibit F. Statement of experience of applicant in conducting taxicab business.
 - Exhibit G. For persons who plan to be a driver: Official results of a drug screening for the applicant(s) from a practicing licensed physician AND a waiver from the physician who conducted the drug screening releasing those results to the Greenville Police Department

HAND PRINT OR TYPE

LAST NAME <u>REZAEI</u>		FIRST NAME <u>YADOLLAH</u>		MIDDLE NAME		
ALIAS OR NICKNAME	SEX <u>M</u>	AGE <u>1953</u>	WEIGHT <u>175lb</u>	HEIGHT <u>5'8</u>	ID NO. <u>-</u>	
ADDRESS <u>303 ALICE DR APT # A</u>		HAIR <u>BLACK</u>	EYES <u>BROWN</u>	COMPLEXION <u>-</u>		
OCCUPATION <u>TAXI DRIVER & FRANCHISE OWNER</u>		DRIVERS LICENSE NO.		IDENTIFICATION NO.		
PLACE OF BIRTH <u>IRAN</u>		DATE OF BIRTH <u>05-22-1953</u>		SOCIAL SECURITY NO.		

Signature of Applicant Yadollah Rezaei

Subscribed and sworn to before me this 23rd day of Dec, 2010.

My Commission Expires: 01/02/2015

Carol L. Bannock (Item # 10)
Notary Public

CITY OF GREENVILLE OFFICIAL RECEIPT

FOR THE MONTH OF FEBRUARY 2008

PROPERTY TAXES

PROPERTY TAXES

PROPERTY TAXES

PROPERTY TAXES

Exhibit (A)

A = As we know back bones of financial -
institution of united state of America are
small business.

B = The main Resources of Hiring Employee also
are small business.

By Hiring Employee in long Run Duration
help bring down unemployment

C = The most important fact is so many senior citizens
and handicap citizen also use TAXI as sources of
Transportation. During my sixteen years of TAXI
Business this industry is one of vital Transpo-
rtation of All kind of fact of lives.

without of question TAXI cab company is also
help to make easier for Traffic to flow through
Towns

Exhibit (B)

1- Plymouth VAN VOYAGER
year 1998
color Green

2- FORD Windstar VAN
year 1996



CERTIFICATE OF LIABILITY INSURANCE

OP ID JS
YADOL-1

09/14/09

PRODUCER F. B. Ascott Agency, Inc. - RTP 5920 S. Miami Blvd. Suite 101 Morrisville NC 27560 Phone: 919-474-0710 Fax: 919-474-9630	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
	INSURERS AFFORDING COVERAGE	NAIC #
INSURED Yadollah Rezaei 101 Sully Court Chapel Hill NC 27514	INSURER A: Nationwide Mutual Insurance Co	23787
	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR	INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS	
		GENERAL LIABILITY <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC				EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$	
A		AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS	61FB8821283001	09/10/09	09/10/10	COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ 30,000 BODILY INJURY (Per accident) \$ 60,000 PROPERTY DAMAGE (Per accident) \$ 25,000	
		GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$	
		EXCESS / UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$	
		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y/N If yes, describe under SPECIAL PROVISIONS below				WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$	
		OTHER					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

1998 Ford Windstar 2FMZA5148WBC25028
 1997 Ford CrownVictoria 2FALP74WXVX162202

CERTIFICATE HOLDER

Chapel Hill Police Dept
 Chapel Hill NC 27514

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE
 Juanita Starks

STATE OF NORTH CAROLINA
REGISTRATION CARD

NC LIC NUMBER STM3965	PLT VALID THRU 08/15/2011	INSPECTION DUE 07/31/2011	GROSS WT
VEHICLE ID # 2FMDA5141TBB48055	TITLE # 770148042054073	EQUIP #	
MAKE/SERIES FORD	STYLE VN	YEAR 1996	FUEL G
SHIPPING WEIGHT			TOTAL FEE 33.00
CLASSIFICATION PRIVATE/PASS VEH	VEHICLE BRAND		
CUSTOMER ID # OWNER 1 000027788344	CUSTOMER ID # OWNER 2	COUNTY ORANG	

JAMALALLAH ROWHANIHOSSEINABAD

500 UMSTEAD DR APT F203
CHAPEL HILL NC 27516-1647

JAMALALLAH ROWHANIHOSSEINABAD
License 28.00
RTA 5.00
1996 FORD VN
2FMDA5141TBB48055
770148042054073
921 01/05/2011 T180921

TOTAL 33.00

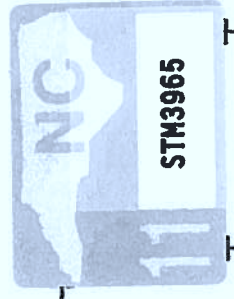
G06 - GOVERNMENT EMPLOYEES INSURANCE CO
INSURANCE COMPANY AUTHORIZED IN NC

4019601766 POLICY NUMBER

SIGNATURE



2FMDA5141TBB48055



25711553

DAMAGE DISCLOSURE STATEMENT

VEHICLES FIVE (5) YEARS OLD AND NEWER (Applies to Numbers 1 and 4)
Alterations or erasures void this form.

STATE LAW REQUIRES THAT EVERY SELLER DISCLOSE TO THE BUYER IF HE KNOWS OR REASONABLY SHOULD KNOW, THE INFORMATION LISTED BELOW. FAILURE TO DO SO WILL RESULT IN CIVIL LIABILITY.

<u>Plymouth</u>	<u>VAN</u>	<u>1998</u>	<u>2P4FP2530WR773792</u>
<small>MAKE</small>	<small>BODY STYLE</small>	<small>YEAR MODEL</small>	<small>VEHICLE IDENTIFICATION NUMBER</small>
1. Has this vehicle been damaged by collision or other occurrence to the extent that damages exceed 25% of its value at the time of the collision or other occurrence? If yes, list parts that were damaged. _____			Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
2. Was this vehicle a salvage motor vehicle?* (ANY Year) If yes, in which state was it titled? _____			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
3. Is this vehicle a flood vehicle?* (ANY Year)			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
4. Is this vehicle a recovered theft vehicle? If yes, list parts that were damaged. _____			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
5. Has this vehicle been reconstructed?* (ANY Year)			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
I declare that the above information is true to the best of my knowledge.		ACKNOWLEDGEMENT OF BUYER:	
<u>Francis Gary Edwards</u> <small>SIGNATURE OF SELLER</small>		<u>Yadollah Rezaei</u> <small>SIGNATURE OF BUYER</small>	
Address of Seller <u>2240 Dickinson Ave</u>		Address of Buyer <u>Greenville 27834</u>	

NOTICE TO BUYER: RETAIN THIS INFORMATION. STATE LAW REQUIRES YOU TO DISCLOSE SIMILAR DAMAGE INFORMATION WHEN YOU SELL OR TRANSFER TITLE TO THIS VEHICLE.

**See definitions on reverse side.*

Form 38
(Rev. 12/05)

NORTH CAROLINA DEPARTMENT OF MOTOR VEHICLES
30-DAY TEMPORARY MARKER RECEIPT

DEALER # 70220

NUMBER **17888729**

<small>DATE OF SALE</small> <u>12-2-10</u>	<small>VOID IF ALTERED</small>	<small>RECEIPT EXPIRES 30 DAYS AFTER SALE DATE</small>
---	--------------------------------	--

<small>PURCHASER</small> <u>YADOLLAH REZAEI</u>	
<small>STREET, RFD</small> <u>101 SULLY CT.</u>	<small>CITY</small> <u>CHAPEL HILL</u>
<small>NAME OF COMPANY AFFORDING LIABILITY INSURANCE</small> <u>NATIONWIDE INS.</u>	<small>POLICY NUMBER</small> <u>61FB8821283001</u>
<small>MAKE, YEAR, STYLE</small> <u>PLYMOUTH '98 VOYAGER</u>	<small>SERIAL NO.</small> <u>2P4FP2530WR773792</u>
<small>TITLE AND LICENSE FEES COLLECTED BY DEALER: \$</small> <u>154.00</u>	<small>GROSS WEIGHT FOR WHICH TRUCK OR TRACTOR IS TO BE LICENSED</small>
<small>CHECK PLATE CLASSIFICATION</small> <input type="checkbox"/> PRIVATE CARRIER <input type="checkbox"/> FARM TRUCK <input type="checkbox"/> OTHER, SPECIFY <u>PRIV.</u>	<small>FOR HIRE CARRIER</small> <input type="checkbox"/> <small>SPECIAL MOBILE EQUIPMENT</small> <input type="checkbox"/>

I, the undersigned, do hereby certify that the rules and regulations governing the issuance of 30-day Temporary Markers have been fully complied with.

DEALER CPAW By: Francis Gary Edwards

ADDRESS 2240 Dickinson Ave Greenville

This copy must be given to purchaser with corresponding 30-day temporary marker.

Dealer _____
Address _____
City _____ State _____ Zip _____

CONTRACTUAL DISCLOSURE STATEMENT
"The information you see on the window form (Buyer's Guide) for this vehicle is part of the contract. Information on the window form overrides any contrary provisions in the contract of sale."

Sold To _____ Date _____
Address _____
City _____ State _____ Zip _____ Phone _____

Year	Make	Serial No.	Model	Title No.
1999	Chrysler	2P4FP2530	VOYAGER	

TRADE-IN	
Make	
Model	
Year	
Serial No.	
Mileage	

SOLD AS IS

CASH PRICE OF CAR		\$
Tax	\$	69.
Title Fee	\$	85.
Dock Fee	\$	130.
Total	\$	2604.
Cash Paid	\$	2200.
Less Trade-in	\$	
Total Down Payment	\$	
Balance Due	\$	

I certify that the car I am trading in is free from all encumbrances whatsoever, and that I am of legal age. I understand DEALER has no warranty and is selling this vehicle AS IS. Insurance Company _____

Dealer _____ Purchaser's Signature _____

Personally appeared before me _____ who first being duly sworn states that he is the sole owner of the above described vehicle and same is free of lien or encumbrances of any kind. He also states that this is a true and correct bill of sale.

Sworn to before me this _____ day _____
of _____ 20 _____
Seller's Signature _____

Notary Public _____ Buyer's Signature _____

ODOMETER DISCLOSURE STATEMENT

Federal law (and State law, if applicable) requires that you state the mileage upon ownership. Failure to complete or providing a false statement may result in fines or imprisonment.

(transferor's name - PRINT) _____ state that the odometer, (of the vehicle described below) now reads _____ (no tenths) miles and to the best of my knowledge that it reflects the actual mileage of the vehicle described below, unless one of the following statements is checked.

- (1) I hereby certify that to the best of my knowledge the odometer reading reflects the amount of mileage in excess of its mechanical limits
- (2) I hereby certify that the odometer reading is NOT the actual mileage WARNING - ODOMETER DISCREPANCY.

MAKE	BODY TYPE	MODEL
CHRYSLER	VAN	VOYAGER
VEHICLE ID-NUMBER	STOCK NUMBER	
144P2530WR773792		
COLOR	TRIM	YEAR
PEARL		1999

TRANSFEROR'S PRINTED NAME (SELLER)	
TRANSFEROR'S STREET ADDRESS	
CITY	STATE
DATE OF STATEMENT	TRANSFEROR'S SIGNATURE (SELLER)
	X _____
	X PRINTED NAME OF PERSON SIGNING

TRANSFEREE'S PRINTED NAME (BUYER)	
STREET ADDRESS	
CITY	STATE
ZIP CODE	
RECEIPT OF COPY ACKNOWLEDGED	
X TRANSFEREE'S SIGNATURE - BUYER	DATE
X PRINTED NAME OF PERSON SIGNING	DATE

Reorder from: Fourstar Distributing (919) 965-6786

ALFA TAXI
EXHIBIT (C) OPERATING EXPENSES

CAR PER MONTH

1 = INSURANCE

220.⁰⁰

150.⁰⁰

2 = MAINTENANCE

3 = GAS AVERAGE

500.⁰⁰

4 = DMV

50.⁰⁰

5 = SECURITY EXPENSES
FOR ALL CAR

300.⁰⁰

\$1220.⁰⁰

CAR PER MONTH

TAXICAB FARES

The following rates shall be applicable for each standard zone fare:

ZONES	1	2	3	4	5	6	7	8
1	4.00	4.35	4.70	5.05	5.40	5.75	6.10	6.50
2	4.35	4.35	4.70	5.05	5.40	5.75	6.10	6.50
3	4.70	4.70	4.70	5.05	5.40	5.75	6.10	6.50
4	5.05	5.05	5.05	5.05	5.40	5.75	6.10	6.50
5	5.40	5.40	5.40	5.40	5.40	5.75	6.10	6.50
6	5.75	5.75	5.75	5.75	5.75	5.75	6.10	6.50
7	6.10	6.10	6.10	6.10	6.10	6.10	6.10	6.50
8	6.50	6.50	6.50	6.50	6.50	6.50	6.50	6.50

The fare charged shall be the amount of the highest zone which is traveled through.
Only one fare shall be charged for one or two persons traveling from the same point of origin to the same point of destination

The following rates are for fares across town:

ZONES	1	2	3	4	5	6	7	8
1	4.00	4.60	5.20	5.80	6.40	7.00	7.60	8.20
2	4.60	5.20	5.80	6.40	7.00	7.60	8.20	8.80
3	5.20	5.80	6.40	7.00	7.60	8.20	8.80	9.40
4	5.80	6.40	7.00	7.60	8.20	8.80	9.40	10.00
5	6.40	7.00	7.60	8.20	8.80	9.40	10.00	10.60
6	7.00	7.60	8.20	8.80	9.40	10.00	10.60	11.20
7	7.60	8.20	8.80	9.40	10.00	10.60	11.20	11.80
8	8.20	8.80	9.40	10.00	10.60	11.20	11.80	12.50

Ironwood/Bradford Creek	Standard Fare	6.50
	Across Town	12.50
Over two persons (per person extra)		1.50
Stops en route to destination		1.50
Waiting time (per hour)		16.50
Trunks or footlockers (each)		2.00
Baggage (each)		1.25
Rates outside zones unless previously specified (per mile)		2.00

EXHIBIT (F)

As TAXI DRIVER SINCE 1996 I HAVE BEEN DRIVING AND
DISPATCHING AND MANAGING TAXI FOR AIRPORT AND TOWN
AND TARHEEL TAXI AND ALFA TAXI IN CHAPEL HILL, NC
AND ALSO OWN AND MANAGE ALFA TAXI IN CHAPEL HILL
SIXTEEN YEARS IN THIS BUSINESS I THINK I AM INTITLED
TO HAVE PREFERRED LICENSE IN GREENVILLE NORTH CAROLINA
THANK YOU



CHAPEL HILL TRANSIT
Town of Chapel Hill
6960 Millhouse Road
Chapel Hill, NC 27514-2401

phone (919) 969-4900 fax (919) 968-2840
www.townofchapelhill.org/transit

TAXI FRANCHISE CERTIFICATE

In accordance with Chapter 20 of the Code of Ordinances of the Town of Chapel Hill, this franchise is being issued to Yadollah Rezaei

Name(s)

1289 N. Fordham Blvd., Ste. 307, Chapel Hill, NC 27514 for the operation of a Taxi Service within the Town.

The name of the company under which this operation will take place is:

Alfa Taxi

The maximum number of vehicles to be operated under this franchise is:

Eight (8)

This franchise is effective 9/28/09 and will remain valid for

Date

an indefinite period unless there is a change in ownership of the company operating this business or unless the owners fail to maintain a current business license for this operation.

This franchise is also required to be operated in accordance with the provisions of the Code of Ordinances of the Town of Chapel Hill which governs the operation of Taxi/Limousine Services within the Town.

By: _____

A handwritten signature in black ink, appearing to be "K. Stephen Spade", written over a horizontal line.

K. Stephen Spade

Transit Director

TOWN OF CHAPEL HILL NORTH CAROLINA

No. 7541

In receipt of the appropriate fee, grants this

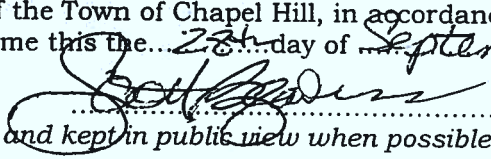
2009 **LICENSE** 2010

To continue in effect until June 30, 2010 (unless sooner revoked for cause by the granting official)

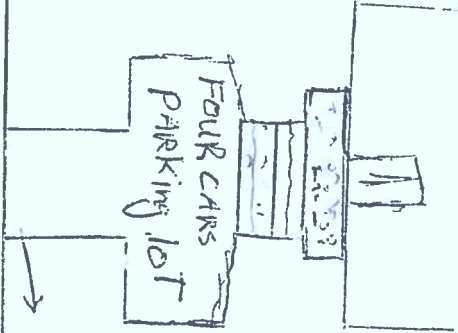
Unto: ALFA TAXI
1289 N. FORDHAM BLVD, STE 307
CHAPEL HILL, NC 27514

TO: OPERATE A TAXI

In the Town of Chapel Hill, subject to all ordinances, Rules and Regulations pertaining to this subject, now or hereafter passed by the Town Council of Chapel Hill or by any official empowered to issue such regulations. IN WITNESS HEREOF the Revenue Collector of the Town of Chapel Hill, in accordance with the Ordinances of the Town of Chapel Hill, has subscribed his name this the... 28th... day of September... 2009.....


.....Revenue Collector

(This license must be framed and kept in public view when possible to do so.)

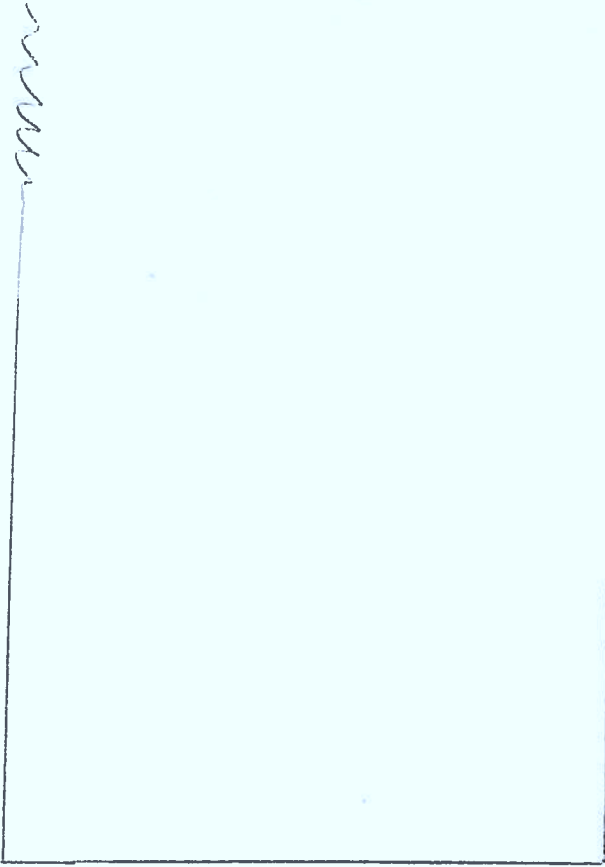


303 Alice Dr

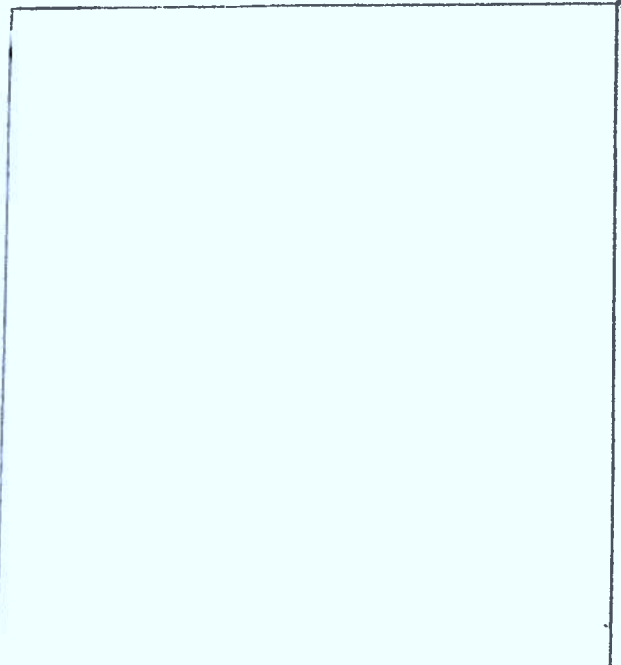
ALICE DR

KRISTIN DR

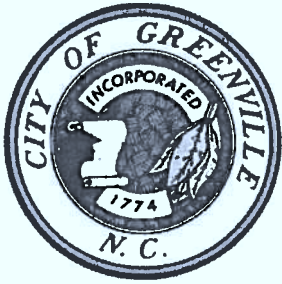
ALICE DR



KRISTIN DR



GREENVILL Highway



FINANCIAL SERVICES MEMORANDUM

TO: Carol L. Barwick, City Clerk's Office

FROM: Brenda Matthews, Financial Services Collections

DATE: January 28, 2011

SUBJECT: Taxicab Applications for:
Mahmoud Ahmad Atiyha d/b/a Ace Cab
Christina Gutierrez & Nelson Felipe Napa d/b/a Royal Party Bus, LLC
Yadollah Rezaei d/b/a Alfa Taxi

We have checked Collections records for taxes, licenses, citations, parking fees, rescue transports, and miscellaneous receivables owed in the names above. We did not find any debt owed in any of the names listed.

There were no unpaid property tax records in the names and/or addresses of the above individuals. If I can provide further assistance, please call.

CC: Bernita Demery, Director of Financial Services
Kimberly Branch, Financial Services Manager

Doc # 177282

Carol Barwick

From: Michael Dail
Sent: Wednesday, January 26, 2011 2:27 PM
To: Carol Barwick
Cc: Merrill Flood
Subject: Taxi Franchises

Carol,

I have reviewed the current taxi franchise request and here are my findings that related to zoning:

Ace Cab

Mahmoud Ahmad Atiyha can operate a taxi franchise with one vehicle out of his home at 3802 Sterling Pointe Drive, Unit B-4 as an incidental home occupation. It is important to note that only one cab can be stored at his property and it must be a vehicle that is typically associated with a residence. Also no other individuals may work out of his home.

Royal Party Bus, LLC

Cristina Gutierrez can operate a limousine service office at her home at 1300 Graves Street as an incidental home occupation. However a bus (commercial vehicle not typically associated with a residence) is not allowed to be stored at her residence. Also in the information provided she wishes to have four people work out of her home this is not allowed either. To qualify as an incidental use home occupation the applicant would have to find suitable storage for the bus and only she can work out of her home.

Alfa Taxi

Yadollah Rezaei can operate a taxi franchise with two vehicles out of his home at 303 Alice Drive, Apt A as an incidental home occupation. It is important to note that only one cab can be stored and/or parked at his property and it must be a vehicle that is typically associated with a residence. Also no other individuals may work out of his home. Therefore the second cab must be store at an appropriate location offsite and any employees cannot work out of or visit his home regarding company business.

Michael R. Dail, II
Planner
City of Greenville
Community Development Dept.
(252) 329-4116



GREENVILLE POLICE DEPARTMENT

MEMORANDUM

January 27, 2011

TO: Chief William Anderson

FROM: Cpl. C.B. Viverette

SUBJECT: Taxi/Limousine Franchise Application for Yadollah, Rezaei d/b/a Alfa Taxi

DMV

*** DRIVER LICENSE STATUS: CLS C ACTIVE ***

CLASS	GRP	TYP	ISSUE DT	EXPIR DT	CDL	DISQ	PROB	PRIV	RESTR	COND	STATUS
C		D	12-13-10	05-22-13	N	N	N	N	N	N	ACTIVE
ENDORS:			RESTRICT: 0								

11-11-09 ACDNT: ORANGE COUNTY, NC
ACDNT: CASE ID:102734051

01-13-08 04-02-08 CONV: (308)RUNNING RED LIGHT 3
COURT: ORANGE COUNTY COURT, NC
COURT: AOC #: 2008IF 000149 CITATION ID: C8769018

05-21-06 06-26-06 CONV: (313)SPEEDING (30 MPH IN A 20) 2
COURT: ORANGE COUNTY COURT, NC
COURT: AOC #: 2006IF 002728 CITATION ID: C7346789

03-04-04 07-19-04 CONV: (311)STOP SIGN VIOLATION 3
COURT: ORANGE COUNTY COURT, NC
COURT: AOC #: 04IF 001339 CITATION ID: C4176792

AOC

Charges PENDING Orange County 2010CR 710116
T-EXPIRED REGISTRATION CARD/TAG 20-111(2)
I-DRIVE LEFT OF CENTER 20-146(A)

DCI

No Record

NEW WORLD

No Record

NCAWARE

No Record

This franchise is being presented on the same night as the proposed amendments to the Vehicle for Hire Ordinance. If that ordinance is adopted the number of vehicle for hire franchises, including pedi-cabs will be limited to 15. If that happens, and this franchise is approved, it will be the 16th Vehicle for Hire Franchise.

Additionally, Mr. Rezaei has charges pending in Orange County for Driving Left of Center and displaying an Expired Registration.

Based on the above, I recommend Denial of the requested franchise.



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Second reading and final adoption of an ordinance granting a limousine franchise to Cristina Gutierrez and Nelson Felipe Napa, d/b/a Royal Party Bus, LLC

Explanation: Cristina Gutierrez and Nelson Felipe Napa, d/b/a Royal Party Bus, LLC, has made application for a franchise to operate one limousine. The Financial Services, Community Development, and Police Departments have all reviewed the application packet and minor findings have been brought to the applicant's attention so they can be addressed prior to the second/final reading of the ordinance. A public hearing on this request is scheduled for March 3, 2011 and was advertised on The City Page in The Daily Reflector on February 21, 2011 and February 28, 2011. Notification of the public hearing was mailed to all current vehicle for hire franchise owners.

Fiscal Note: There is no direct cost to the City.

Recommendation: Conduct a public hearing, then consider the second reading and final adoption of the attached ordinance granting a limousine franchise to Cristina Gutierrez and Nelson Felipe Napa, d/b/a Royal Party Bus, LLC.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

[Application Packet from Royal Party Bus, LLC](#)

[Franchise for Royal Party Bus LLC 1st Reading 889541](#)

ORDINANCE NO. 10-_____
AN ORDINANCE GRANTING A LIMOUSINE FRANCHISE
TO CRISTINA GUTIERREZ AND NELSON FELIPE NAPA, D/B/A ROYAL PARTY BUS, LLC

WHEREAS, the City of Greenville is authorized by G.S. §160A-304 to license and regulate all vehicles operated for hire within the City of Greenville; and

WHEREAS, the City of Greenville has adopted an ordinance, Chapter 1 of Title 11 of the Greenville City Code, requiring the operators of limousine businesses within the City to obtain a franchise from the City permitting said operation, and said ordinance sets forth certain requirements and criteria that must be satisfied in order to obtain and maintain the franchise for the operation of a limousine business; and

WHEREAS, Cristina Gutierrez and Nelson Felipe Napa, d/b/a Royal Party Bus, LLC, are co-applicants for a franchise permitting the operation of 1 limousine within the City limits; and

WHEREAS, following investigation into the qualifications of the applicant, the City Council has determined that the applicant satisfies the requirements and conditions for the operation of a limousine business within the City and has presented evidence substantiating the public convenience and necessity of such a business;

NOW, THEREFORE, BE IT ORDAINED by the Greenville City Council that:

Section 1. A limousine franchise is hereby issued to Cristina Gutierrez and Nelson Felipe Napa, d/b/a Royal Party Bus, LLC, to permit the operation within the City of Greenville of not more than 1 limousine.

Section 2. The franchise holder must comply with the requirements of Chapter 1 of Title 11 of the Greenville City Code or successor ordinance, including but not limited to inspection, equipment and insurance requirements, and must begin operations within sixty (60) days of the grant of this franchise. These requirements apply to all vehicles under the franchise. Failure to comply with the requirements and begin operations within sixty (60) shall render the franchise null and void without further action of the Greenville City Council.

Section 3. The franchise holder has requested to operate the franchise as an incidental home occupation. No vehicles authorized under this franchise may be parked or stored at the franchise holder's resident. The franchise holder must provide a copy of the lease for the storage and/or parking of the vehicle authorized under this franchise to the City Clerk. Only the franchise holder may work out of the residence. No other employee or operator may operate out of or visit the franchise holder's residence incidental to the operation of the franchise.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 6. This ordinance shall become effective immediately upon its adoption following its second reading.

First reading approved on the 21st day of February, 2011.

Second reading and final adoption on the 3rd day of March, 2011.

Patricia C. Dunn, Mayor

ATTEST:

Carol L. Barwick, City Clerk

APPLICATION FOR LIMOUSINE FRANCHISE

(NOTE: \$30 application fee must be presented with application in order for application to be considered.)

To the Mayor and City Council of the City of Greenville

The undersigned hereby makes application for a limousine franchise under the provisions of Chapter 564, Session Laws 1945, and presents the following information:

1. The applicant is familiar with the ordinances of the City of Greenville relating to liability insurance, drivers regulations, regulations of rates, and other matters pertaining to the operation of limousines.
2. The individual, corporate or trade name and business address of the applicant is:
ROYAL PARTY BUS LLC. 1300 GRAVES ST GREENVILLE NC. 27834
3. The Applicant is:
 - A. An individual and sole owner of the limousine business to be operated under the above name.
 - B. A corporation chartered under the laws of the State of North Carolina in the year 2010 and the officers of the corporation are
CRISTINA GUTIERREZ & NELSON NAPA
 - C. A partnership, as shown by articles hereto attached, and the names of partners are:

4. The Applicant operates in the following cities: Raleigh
5. The Applicant is requesting franchise to operate 1 limousines.
6. In support of this application, the following Exhibits are attached:
 - Exhibit A. A full statement of facts which, if supported by substantial testimony at the hearing, will support a finding of public convenience and necessity for this operation.
 - Exhibit B. A complete list of Applicant's motor equipment showing year, make, model, and carrying capacity of each unit.
 - Exhibit C. Financial statement showing assets, liabilities and net worth of applicant.
 - Exhibit D. Statement showing applicant has made complete arrangement for off-street parking of all motor vehicles.
 - Exhibit E. Statement of proposed fares for transportation of persons and property.
 - Exhibit F. Statement of experience of applicant in conducting limousine business.
 - Exhibit G. For applicants who plan to be a driver: Official results of a drug screening for the applicant(s) from a practicing licensed physician AND a waiver from the physician who conducted the drug screening releasing those results to the Greenville Police Department

HAND PRINT OR TYPE

LAST NAME <u>NAPA</u>		FIRST NAME <u>NELSON</u>		MIDDLE NAME <u>FELIPE</u>	
ALIAS OR NICKNAME	SEX <u>M</u>	AGE <u>28</u>	WEIGHT <u>240</u>	HEIGHT <u>5'11</u>	ID NO.
ADDRESS <u>1817 ROSEMONT DR #28</u>		HAIR <u>B/K</u>	EYES <u>BRN</u>	COMPLEXION <u>BLACK</u>	
OCCUPATION <u>DRIVER</u>		DRIVERS LICENSE NO.		IDENTIFICATION NO.	
PLACE OF BIRTH <u>ECUADOR</u>		DATE OF BIRTH <u>9/8/1982</u>		SOCIAL SECURITY NO.	

Signature of Applicant [Handwritten Signature]

Subscribed and sworn to before me this 18th day of January 2011.

My Commission Expires: 07/02/2011

[Handwritten Signature]
Notary Public # 11

CITY OF GREENVILLE OFFICIAL RECEIPT

City of Greenville
CUSTOMER RECEIPT

Batch ID: JLOPEZ 1/10/11 09 Receipt no: 374972

Description	Qty	Amount	Description	Tr	By
POLICE DEPARTMENT F	1	\$30.00	TAXI LICENSE	INI	TS
CASH / CASH		010000002202015			
		010000001010000			

Tender detail
 CA CASH \$30.00
 Total tendered: \$30.00
 Total payment: \$30.00

Trans date: 1/10/11 Time: 14:10:59

Royal Party Bus, LLC



City of Greenville
Finance/ Revenue
P.O. Box 7207
Greenville, NC 27835
252-329-4450

HOME OCCUPATION ASSESSMENT FORM

I, CRISTINA V. GUTIERREZ; hereby request to operate
(Print Full Name)

Royal Party Bus LLC (Royal Party Limos) at the following location:
(Type of Business Activity)

1300 GRAVES STREET GREENVILLE NC Phone Number: (252) 341-9486
(Street Address of Residence)

Dwelling Type: Single Family Detached Home
 Duplex
 Multi-Family (i.e. Apartments)

Characteristics of Activity

1. Does the activity involve the sale of products or delivery of services at the residential address specified above? No (If yes, explain) _____

2. Does the activity involve assembly or manufacture of products at the address specified above? No (If yes, explain) _____

3. Does the activity involve distribution, reception, or storage of materials or products at the address specified above: No (If yes, explain) _____

4. Total number of persons who provide assistance at the address listed above or are employed in the activity: 4. (If any) Are they paid or volunteers? Paid

5. Number of persons listed in the question above (number 4) who are not full time residents at

6. Number of available parking spaces (minimum 9'x18' per space): 3
NOTE – ON STREET PARKING AND/OR PARKING ON ADJACENT LOT(S) DO NOT QUALIFY.
7. Estimated number of trips (visits) per day from persons (patrons) requesting products or services: 0; Do trips overlap? (If yes, explain) _____
8. Will the activity be visible from any adjacent street or property line of the address listed by you on the reverse of this form? 0 (If yes, explain) _____
9. Will the activity require advertisements? No (If yes, explain) _____
10. Will the activity generate noise, odor, fumes, smoke, or other similar characteristics at the address listed by you on the reverse of this form? NO (If yes, explain) _____
11. Number of vehicles and/or trailers used in connection with the activity that will be parked or stored at the address listed by you on the reverse of this form: 1
Description of each: BUSINESS TRUCK^{SVU}, 2000 FORD E450
12. Describe the specific areas (rooms), within the dwelling where the activity will be conducted:
THREE BEDROOM House. small desk in kitchen
AREA (NOOK)
13. Describe the method of operation: Vehicle will be Parked in the
DRIVE WAY AND ONLY USED FOR BUSINESS and Promotional Advertisement

The aforesaid is a complete description of the proposed activity. I agree to amend the assessment form and resubmit the same for reconsideration and approval prior to any change in the activity as listed under items 1-13 above.

I further understand that a special use permit of the Board of Adjustment may be required prior to any operation of the activity.

Signature

Date

 / /

Exhibit A.

I purchased a limousine for the reason that I have a tax preparation business that I have establish and allows me to have well over 2000 clients. I decided to purchase the Limousine because I have had clients speak of lives lost in accidents because of Drunk Drivers. The saying for my limousine business will be “ You Drink We Drive is peace of mind ”.

I also provide for wedding, sweet sixteen's, and birthday & private parties, and the limousine is a very convenient way to make sure all the guest arrive on time at the same time to their destinations. We also provide the relief they need when it comes to transportation.

This service will insure our Greenville residents will not be Driving under the influence, if they choose to use our service, as they might hurt themselves or someone else, and or loose their lives while they take another. This inspired me to better serve my clients, and the public.

Why have any residents of Greenville drinking and driving? When we could provide the service for small and large group's, from the student and corporate consumers, to the general public. This is my contribution to the city of Greenville, the residents and the Greenville law enforcement as they have has given me safety and peace mind.

In conclusion I believe that the service I will provide, would be an important benefit to the city of Greenville, it's residents and visitors. I hope and desire to provide this important service.

Cristina V. Gutierrez
Royal Party Bus LLC.
DBA. Royal Party Limos

Exhibit B.

Vin.	Yr.	Make	Model	Plate #
1FDXE45SOYHB83247	2000	FORD	E450	

Capacity 15 Passengers Including the Driver

Exhibit C. Financial Statement Showing Assets

Limousine Truck:

Payments	Rate pre Hour	Cost pre Day
None paid in Full	\$110.00	\$100.00

Exhibit D. Arrangement for off street Parking

The vehicle will be parked at my home's drive way, 1300 Graves Street
North Carolina 27834

Exhibit E. Statement of Proposed Fares

Limousine Truck:

\$110 per Hour

Exhibit F. Statement of Experience

I Have 9 years with my Driver's license in N.C and 10 years customer
Service and 1 year driving my limousine.



Department of the Treasury
Internal Revenue Service
PO Box 606
Buffalo, NY 14225

ROYAL PARTY BUS LLC
ROYAL PARTY LIMO
% CRISTINA V GUTIERREZ MBR
1300 GRAVES ST
GREENVILLE NC 27834-9522 008

In reply refer to: 0153759699
Dec 09, 2010 LTR 147C

Taxpayer Identification Number:

Form(s):

Dear Taxpayer:

This letter is in response to your telephone inquiry of December 9th, 2010.

Your Employer Identification Number (EIN) is . . . Please keep this number in your permanent records. You should enter your name and your EIN, exactly as shown above, on all business federal tax forms that require its use, and on any related correspondence documents.

If you have any questions regarding this letter, please call our Customer Service Department at 1-800-829-0115 between the hours of 7:00 AM and 10:00 PM. If you prefer, you may write to us at the address shown at the top of the first page of this letter. When you write, please include a telephone number where you may be reached and the best time to call.

Sincerely,

MS STEVENSON
06-21517
Customer Service Representative



Menu Choose Menu Option



Motor Carrier Details

US DOT:	2105421	Docket Number:	MC734362	
Legal Name:	ROYAL PARTY BUS LLC			
Doing-Business-As Name:	ROYAL PARTY LIMO			
Business Address	Business Telephone and Fax	Mail Address	Mail Telephone and Fax	Undeliverable Mail
1300 GRAVES STREET GREENVILLE NC 27834	(919) 397-5236 Fax: (252) 355-8375	1817 ROSEMONT DR #28 GREENVILLE NC 27858		NO
Authority Type	Authority Status		Application Pending	
Common	NONE		YES	
Contract	NONE		YES	
Broker	NONE		NO	
Property	Passenger	Household Goods	Private	Enterprise
NO	YES	NO	NO	NO
Insurance Type	Insurance Required		Insurance on File	
BIPD	\$1,500,000		\$1,500,000	
Cargo	NO		NO	
Bond	NO		NO	
Mexican Owned:	YES			

BOC-3: YES

Blanket Company: ALL AMERICAN AGENTS OF PROCESS

Web Site Content and BOC-3 Information Clarification

| [Active/Pending Insurance](#) | [Rejected Insurance](#) | [Insurance History](#) | [Authority History](#) | [Pending Application](#) | [Revocation](#) |

Friday, January 14, 2011 at 15:51:42

[FMCSA Home](#) | [DOT Home](#) | [Privacy Policy/Disclaimer](#) | [Accessibility](#) | [Related Sites](#) | [Help](#)



United States Department of Transportation - Federal Motor Carrier Safety Administration

866-637-0635
Headquarters

SOSID: 1179521
Date Filed: 12/10/2010 3:58:00 PM
Elaine F. Marshall
North Carolina Secretary of State
C201033600023

State of North Carolina
Department of the Secretary of State

Limited Liability Company
ARTICLES OF ORGANIZATION

Pursuant to §57C-2-20 of the General Statutes of North Carolina, the undersigned does hereby submit these Articles of Organization for the purpose of forming a limited liability company.

1. The name of the limited liability company is: ROYAL PARTY BUS, LLC
2. If the limited liability company is to dissolve by a specific date, the latest date on which the limited liability company is to dissolve: *(If no date for dissolution is specified, there shall be no limit on the duration of the limited liability company.)* _____
3. The name and address of each person executing these articles of organization is as follows: *(State whether each person is executing these articles of organization in the capacity of a member, organizer or both. Note: This document must be signed by all persons listed here).*
CRISTINA V GUTIERREZ 1300 GRAVES ST GREENVILLE NC 27834 - Both
NELSON FELIPE NAPA 1817 ROSEMONT DR APT 28 GREENVILLE 27858 - Both
4. The street address and county of the initial registered office of the limited liability company is:
 Number and Street 1300 GRAVES St
 City, State, Zip Code GREENVILLE NC 27834 County PITT
5. The mailing address, *if different from the street address*, of the initial registered office is:

6. The name of the initial registered agent is: CRISTINA V GUTIERREZ
7. Principal office information: *(Select either a or b.)*
 - a. The limited liability company has a principal office.
 The street address and county of the principal office of the limited liability company is:
 Number and Street _____
 City, State, Zip Code _____ County _____
 The mailing address, *if different from the street address*, of the principal office of the corporation is:

 - b. The limited liability company does not have a principal office.

8. Check one of the following:

(i) **Member-managed LLC:** all members by virtue of their status as members shall be managers of this limited liability company.

(ii) **Manager-managed LLC:** except as provided by N.C.G.S. Section 57C-3-20(a), the members of this limited liability company shall not be managers by virtue of their status as members.

9. Any other provisions which the limited liability company elects to include are attached.

10. These articles will be effective upon filing, unless a date and/or time is specified:

_____ day of _____, 2010
This is the 29 day of November, 2010

Signature

ORGANIZER

MEMBER

Cristina V. Gutierrez BOTH

Type or Print Name and Title

Signature

MEMBER

Nelson F. NAPA BOTH

ORGANIZER

Type or Print Name and Title

919.807.2039



FINANCIAL SERVICES MEMORANDUM

TO: Carol L. Barwick, City Clerk's Office

FROM: Brenda Matthews, Financial Services Collections

DATE: January 28, 2011

SUBJECT: Taxicab Applications for:
Mahmoud Ahmad Atiyha d/b/a Ace Cab
Christina Gutierrez & Nelson Felipe Napa d/b/a Royal Party Bus, LLC
Yadollah Rezaei d/b/a Alfa Taxi

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CC: Bernita Demery, Director of Financial Services
Kimberly Branch, Financial Services Manager

Doc # 177282

Carol Barwick

From: Michael Dail
Sent: Wednesday, January 26, 2011 2:27 PM
To: Carol Barwick
Cc: Merrill Flood
Subject: Taxi Franchises

Carol,

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Ace Cab

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Michael R. Dail, II
Planner
City of Greenville
Community Development Dept.
(252) 329-4116



GREENVILLE POLICE DEPARTMENT

MEMORANDUM

January 27, 2011

TO: Chief William Anderson

FROM: Cpl. C.B. Viverette *CBV*

SUBJECT: Taxi/Limousine Franchise Application for Cristina V. Gutierrez d/b/a Royal Party Bus, LLC

DMV

*** DRIVER LICENSE STATUS: CLS C ACTIVE ***

CLASS	GRP	TYP	ISSUE DT	EXPIR DT	CDL	DISQ	PROB	LMT	COND	STATUS
C		D	08-17-10	07-25-11	N	N	N	N	N	ACTIVE
ENDORS:			RESTRICT: 1							

AOC

Convicted	Simple Assault	Wayne Co.	2003CR057972
Charged	Allow Unlicensed Driver	Pitt Co.	2008CR705731
Charged	DWLR	Pitt Co.	2010CR056450

DCI

No Record

NEW WORLD

No Record

NCAWARE

No Record

This franchise is being presented on the same night as the proposed amendments to the Vehicle for Hire Ordinance. If that ordinance is adopted the number of vehicle for hire franchises, including pedi-cabs will be limited to 15. If that happens, and this franchise is approved, it will be the 15th Vehicle for Hire Franchise.

However, I can find no reason to deny the franchise as requested. I therefore recommend approval.



GREENVILLE POLICE DEPARTMENT

MEMORANDUM

January 27, 2011

TO: Chief William Anderson

FROM: Cpl. C.B. Viverette *CBV*

SUBJECT: Taxi/Limousine Franchise Application for Nelosn Felipe Napa d/b/a Royal Party Bus, LLC

DMV

*** DRIVER LICENSE STATUS: CLS C ACTIVE ***

CLASS	GRP	LIC TYP	ISSUE DT	EXPIR DT	CDL	DISQ	PROB	LMT PRIV	COND RESTR	STATUS
C		O	12-16-10	09-08-18	N	N	N	N	N	ACTIVE

AOC

No Record

DCI

No Record

NEW WORLD

No Record

NCAWARE

No Record

This franchise is being presented on the same night as the proposed amendments to the Vehicle for Hire Ordinance. If that ordinance is adopted the number of vehicle for hire franchises, including pedi-cabs will be limited to 15. If that happens, and this franchise is approved, it will be the 15th Vehicle for Hire Franchise.

However, I can find no reason to deny the franchise as requested. I therefore recommend approval.



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Ordinance requested by V-SLEW, LLC to rezone 30.273 acres located along the northern right-of-way of East 10th Street and adjacent to Rolling Meadows Subdivision from RA20 (Residential-Agricultural) and RR (Rural Residential [County's Jurisdiction]) to R6S (Residential-Single-family [Medium Density])

Explanation: **Required Notices:**

Planning and Zoning meeting notice (property owner and adjoining property owner letter) mailed on February 1, 2011.

On-site sign(s) posted on February 1, 2011.

City Council public hearing notice (property owner and adjoining property owner letter) mailed on February 21, 2011.

Public hearing legal advertisement published on February 21 and 28, 2011.

Comprehensive Plan:

The subject site is located in Vision Area C.

East 10th Street (NC 33) is considered a gateway corridor from its intersection with Greenville Boulevard and continuing east. Gateway corridors serve as primary entranceways into the City and help define community character.

There is a recognized intermediate focus area to the east of the intersection of East 10th Street and Portertown Road. Intermediate focus areas generally contain 50,000 to 150,000 square feet of conditioned floor space.

The Future Land Use Plan Map recommends commercial (C) along the northern right-of-way of East 10th Street between the Bayt Shalom Synagogue and Greenville Mobile Estates. To the west, office/institutional/multi-family is recommended transitioning to medium density residential (MDR), low density residential (LDR) and further decreasing to very low density residential (VLDR) toward the Tar River. Conservation/open space (COS) is recommended along the Tar River.

Thoroughfare/Traffic Report Summary (PWD- Engineering Division):

Based on possible uses permitted by the requested rezoning, the proposed rezoning classification could generate 1,675 trips to and from the site on NC 33, which is a net increase of 1,177 additional trips per day.

During the review process, measures to mitigate the traffic will be determined. These measures may include turn lane modifications on NC 33 and may require traffic signal modifications at the signalized intersection at NC 33 and Portertown Road. Access to the tract from NC 33 will be reviewed.

History/Background:

The portion of the subject property along the northern right-of-way of NC Highway 33 was incorporated into the City's Extraterritorial Jurisdiction (ETJ) after 1989 and zoned RA20 (Residential-Agricultural). The remaining portion of the subject tract is located in Pitt County's jurisdiction. A petition for voluntary annexation has been filed.

Present Land Use:

Farmland

Water/Sewer:

Sanitary sewer is located at the River Hills pump station. Water to be provided by Eastern Pines Water Corporation.

Historic Sites:

There are no known effects on designated sites.

Environmental Conditions/Constraints:

There are no known effects on the subject property.

Surrounding Land Uses and Zoning:

North: RR - one (1) mobile home residence

South: RA20 - two (2) single-family residences; IU - vacant

East: RR - Rolling Meadows Subdivision

West: RA20 and RR - vacant (under common ownership as applicant); R6A - Eastbend Mobile Home Estates; RR - one (1) mobile home residence and one (1) single-family residence; RA20 - one (1) mobile home residence

Density Estimates:

Under the current zoning (RA20 and RR), the site could yield no more than 52 single-family lots.

Under the proposed zoning (R6S), the site could yield no more than 175 single-family lots.

The anticipated build-out time is 2-5 years.

Additional Staff Comments:

Because a portion of the subject tract is located in Pitt County's jurisdiction, annexation is required. A voluntary annexation petition has been filed by the property owner.

Fiscal Note:

No cost to the City.

Recommendation:

In staff's opinion, the request is in general compliance with Horizons: Greenville's Community Plan and the Future Land Use Plan Map.

"General compliance with the comprehensive plan" should be construed as meaning the requested zoning is recognized as being located in a transition area and that the requested zoning (i) is currently contiguous, or is reasonably anticipated to be contiguous in the future, to specifically recommended and desirable zoning of like type, character, or compatibility, (ii) is complementary with objectives specifically recommended in the Horizons Plan, (iii) is not anticipated to create or have an unacceptable impact on adjacent area properties or travel ways, and (iv) preserves the desired urban form. It is recognized that in the absence of more detailed plans, subjective decisions must be made concerning scale, dimension, configuration, and location of the requested zoning in the particular case. Staff is not recommending approval of the requested zoning; however, staff does not have any specific objection to the requested zoning.

The Planning and Zoning Commission, at their February 15, 2011 meeting, voted to approve the request.

If City Council determines to approve the request, a motion to adopt the attached rezoning ordinance will accomplish this. The ordinance includes the statutorily required statement describing whether the action taken is consistent with the comprehensive plan and explaining why Council considers the action taken to be reasonable and in the public interest.

If City Council determines to deny the rezoning request, in order to comply with this statutory requirement, it is recommended that the motion be as follows: Motion to deny the request to rezone and to make a finding and determination that the denial of the rezoning request is consistent with the adopted comprehensive plan and that the denial of the rezoning request is reasonable and in the public interest due to the denial being consistent with the comprehensive plan and, as a result, the denial furthers the goals and objectives of the comprehensive plan.

Note: in addition to the other criteria, the Planning and Zoning Commission and City Council shall consider the entire range of permitted and special uses for the existing and proposed zoning districts as listed under Title 9, Chapter 4, Article D of the Greenville City Code.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

- [📄 Location Map](#)
 - [📄 Survey](#)
 - [📄 Bufferyard and Residential Charts](#)
 - [📄 Ordinance_V_SLEW_rezoning_889226](#)
 - [📄 Rezoning_V_SLEW_Case_10_12_887980](#)
 - [📄 Minutes_for_V_SLEW_rezoning_10_12_889730](#)
 - [📄 List_of_Uses_RA20_RR_to_R6S_743314](#)
-

ORDINANCE NO. 11-
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE
REZONING TERRITORY LOCATED WITHIN THE PLANNING AND ZONING
JURISDICTION OF THE CITY OF GREENVILLE, NORTH CAROLINA

WHEREAS, the City Council of the City of Greenville, North Carolina, in accordance with Article 19, Chapter 160A, of the General Statutes of North Carolina, caused a public notice to be given and published once a week for two successive weeks in The Daily Reflector setting forth that the City Council would, on March 3, 2011, at 7:00 p.m., in the City Council Chambers of City Hall in the City of Greenville, NC, conduct a public hearing on the adoption of an ordinance rezoning the following described territory;

WHEREAS, the City Council has been informed of and has considered all of the permitted and special uses of the districts under consideration; and,

WHEREAS, in accordance with the provisions of North Carolina General Statute 160A-383, the City Council does hereby find and determine that the adoption of the ordinance rezoning the following described property is consistent with the adopted comprehensive plan and that the adoption of the ordinance rezoning the following described property is reasonable and in the public interest due to its consistency with the comprehensive plan and, as a result, its furtherance of the goals and objectives of the comprehensive plan.

THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES HEREBY ORDAIN:

Section 1. That the following described territory is rezoned from RR (Rural-Residential – County’s Jurisdiction) and RA20 (Residential-Agricultural) to R6S (Residential-single-family).

TO WIT: V-SLEW, LLC Property

LOCATION: Located along the northern right-of-way of East 10th Street and adjacent to Rolling Meadows Subdivision.

DESCRIPTION: Beginning at an iron pipe on the northern right-of-way of NC Hwy 33, said iron pipe being the southwestern corner of the George L. Pugh Property as described in Deed Book 1789, Page 800 of the Pitt County Register of Deeds Office, said iron pipe also being located N 22°19'56" E, 50.85' from an existing P.K. Nail located at the centerline intersection of NC Hwy 33 and NCSR 1728 (L.T. Hardee Road). From the above described beginning, so located, running thence as follows:

With the northern right-of-way of NC Hwy 33, N 82°39'18" W, 160.68' to the point of curvature, thence with a curve to the right having a radius of 2,877.29' and a chord bearing N 81°50'31" W,

81.68', thence leaving the northern right-of-way of NC Hwy 33, N 13°26'15" E, 182.82' to an existing iron pipe, thence N 77°03'27" W, 269.31' to an existing iron pipe, thence N 13°54'06" E, 147.73' to an existing iron pipe, thence N 13°39'58" E, 651.96' to an existing iron pipe, thence N 13°42'15" E, 1,288.60' to an existing iron pipe, thence N 66°13'38" W, 190.25' to an existing iron pipe, thence N 23°50'57" E, 434.45' to an existing iron pipe, thence S 62°55'54" E, 558.66' to an existing iron pipe, thence S 09°26'24" W, 166.71' to an existing iron pipe, thence S 18°27'53" W, 188.00', thence S 65°36'49" E, 76.78', thence S 14°00'44" W, 900.61', thence S 13°56'54" W, 380.16', thence S 13°06'59" W, 683.37' to an existing concrete monument, thence S 12°23'43" W, 241.78' to the point of beginning containing 30.273 acres and being a portion of the property described in Deed Book 2439, Page 457 and all the property described in Deed Book 2411, Page 49 both of the Pitt County Register of Deeds Office.

Section 2. That the Director of Community Development is directed to amend the zoning map of the City of Greenville in accordance with this ordinance.

Section 3. That all ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

Section 4. That this ordinance shall become effective upon its adoption for the property located within the City of Greenville and within the extraterritorial area of the City of Greenville as defined by the Zoning Ordinance for Greenville, North Carolina and shall become effective upon annexation for property located outside of the City of Greenville and outside of the extraterritorial area of the City of Greenville as defined by the Zoning Ordinance for Greenville, North Carolina..

ADOPTED this 3rd day of March, 2011.

Patricia C. Dunn, Mayor

ATTEST:

Carol L. Barwick, City Clerk

Doc. # 889226

REZONING THOROUGHFARE/TRAFFIC VOLUME REPORT

Case No: 10-12

Applicant: V-SLEW, LLC

Property Information

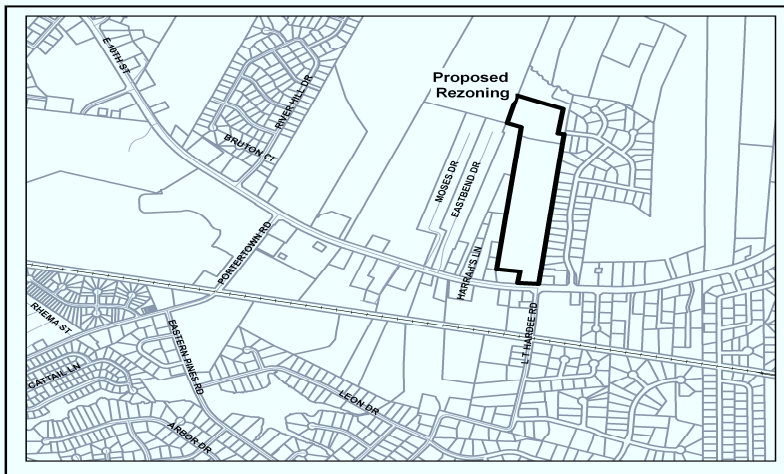
Current Zoning: RA-20 (Residential Agricultural) and RR (Rural-Residential)

Proposed Zoning: R6S (Residential Single Family) Medium Density

Current Acreage: 31.274 acres

Location: NC 33 West of L.T. Hardee Road

Points of Access: NC 33



Location Map

Transportation Background Information

1.) NC 33- State maintained

	<u>Existing Street Section</u>	<u>Ultimate Thoroughfare Street Section</u>
Description/cross section	5-lane Curb + Gutter	5-lane Curb + Gutter
Right of way width (ft)	100	100
Speed Limit (mph)	55	55
Current ADT:	21,000 (*)	Ultimate Design ADT: 33,500 vehicles/day (**)
Design ADT:	33,500 vehicles/day (**)	
Controlled Access	No	
Thoroughfare Plan Status:	Major Thoroughfare	

Other Information: There are no sidewalks along NC 33 that service this property.

Notes: (*) 2007 NCDOT count adjusted for a 2% annual growth rate
(**) Traffic volume based an operating Level of Service D for existing geometric conditions
ADT – Average Daily Traffic volume

Transportation Improvement Program Status: No planned improvements.

Trips generated by proposed use/change

Current Zoning: 498 -vehicle trips/day (*) **Proposed Zoning:** 1,675 -vehicle trips/day (*)

Estimated Net Change: increase of 1177 vehicle trips/day (assumes full-build out)

(* - These volumes are estimated and based on an average of the possible uses permitted by the current and proposed zoning.)

Impact on Existing Roads

The overall estimated trips presented above are distributed based on current traffic patterns. The estimated ADTs on NC 33 are as follows:

1.) NC 33 , East of Site:	“No build” ADT of 21,000
Estimated ADT with Proposed Zoning (full build) –	21,335
Estimated ADT with Current Zoning (full build) –	21,100
Net ADT change =	235 (1% increase)

2.) NC 33 , West of Site:**“No build” ADT of 21,000**

Estimated ADT with Proposed Zoning (full build) – 22,340

Estimated ADT with Current Zoning (full build) – 21,398**Net ADT change = 942 (4% increase)****Staff Findings/Recommendations**

Based on possible uses permitted by the requested rezoning, the proposed rezoning classification could generate 1675 trips to and from the site on NC 33, which is a net increase of 1177 additional trips per day.

During the review process, measures to mitigate the traffic will be determined. These measures may include turn lane modifications on NC 33 and may require traffic signal modifications at the signalized intersection of NC 33 and Portertown Rd. Access to the tract from NC 33 will be reviewed.

Excerpt from the DRAFT Planning and Zoning Commission meeting minutes (2/15/2011)

REQUEST BY V-SLEW, LLC - APPROVED

Ordinance requested by V-SLEW, LLC to rezone 31.274 acres located along the northern right-of-way of East 10th Street and adjacent to Rolling Meadows Subdivision from RA20 (Residential-Agricultural) and RR (Rural Residential [County's Jurisdiction]) to R6S (Residential-Single-family [Medium Density]).

Ms. Chantae Gooby, Planner, presented a letter from the applicant requesting to reduce the size of their request. She presented a map showing the area to be removed.

Motion made by Mr. Gordon, seconded by Mr. Bell, to approve the request. Motion passed unanimously.

Ms. Gooby stated that her presentation was based on the original request, but the amendment would not create a significant change to the information. Ms. Gooby delineated the location of the property. She stated that 80% of the traffic would be toward town and 20% of the traffic would be to the east. The property is being used as farmland and is adjacent to Rolling Meadows Subdivision, which is a single-family neighborhood. A small portion of the property is located in the city's jurisdiction and the remaining portion is the county's jurisdiction. The owners have filed an annexation request. The requested zoning is for single-family only. The Future Land Use Plan Map recommends office/multi-family along East 10th Street transitioning to medium density residential and low density residential progressing toward the Tar River. The requested zoning is considered medium density residential. In staff's opinion, the request is in general compliance with Horizons: Greenville's Community Plan and the Future Land Use Plan Map.

Mr. Mike Baldwin spoke on behalf of the applicant. He stated that the request is in compliance with the Comprehensive Plan and there are no environmental concerns. Upon development, it would conform to the City's stormwater policy. He stated that there is already a turn lane into the property and it will be in harmony with what is already out there.

Mr. Joseph Czinski, resident of the Rolling Meadows Subdivision, asked if there would be direct access or would traffic have to cut through Rolling Meadows and what type of development. He said that there are already enough apartments out that way. He said that the land is still in the county so he asked if he should take his issues to his County Commissioner.

Ms. Gooby explained there is an existing curb cut on the property, and the development would connect with Rolling Meadow Subdivision at the end of Rolling Meadows Drive. She stated that a portion of the property is in the county's jurisdiction, and the owners have requested annexation. Therefore the county is not involved.

Mr. Czinski asked if there are plans to have a traffic light and if a traffic count had been done.

Mr. Rik Decesare, Traffic Engineer, stated that NCDOT's current position is that they will not allow Wal-Mart to put up a traffic signal at their proposed entrance. The NCDOT wants Wal-Mart to place their signal as far east as possible to get maximum separation from the signal at Portertown Road. If a signal does not get placed at Wal-Mart, then it would be placed at L.T. Hardee Road.

Mr. Bell asked Ms. Gooby why her staff report said that staff did not recommend approval of the requested zoning.

Ms. Gooby explained that staff's opinion is that the request is in general compliance in that the request is not specifically recommended by the Future Land Use Plan Map, but staff does not have any objections either.

Motion was made by Mr. Randall, seconded by Mr. Bell, to approve the proposed amendment to advise that it is consistent with the comprehensive plan and other applicable plans and to adopt the staff report which addresses plan consistency and other matters. Motion carried unanimously.

EXISTING ZONING

RR DISTRICT (County's Jurisdiction)

(Per zoning permit and by-right - subject to standards)

SELECT USES

Bed and breakfast inn

Mobile home on individual lot

Mobile home park (5 or less units per park)

Multi-family dwelling (less than 5 units per lot) – (62,500 sq ft for 4 attached units)

Single-family dwelling – (25,000 sq ft lot per each detached unit)

Duplex dwelling (37,500 sq ft lot for 2 attached units)

Communication towers (60 feet in height or less)

Emergency shelter

Athletic fields

Civic, social, and fraternal associations

Private campground and RV Park

Private club or recreational center

Swim and tennis club

Church

Day care center

Nursing home

Retreat or conference center

Farming

RA20 (Residential-Agricultural)

Permitted Uses

(1) General:

- a. Accessory use or building
- c. On- premise signs per Article N

(2) Residential:

- a. Single-family dwelling
- f. Residential cluster development per Article M
- k. Family care home (see also section 9-4-103)
- q. Room renting

(3) Home Occupations (see all categories):

*None

(4) Governmental:

- b. City of Greenville municipal government building or use (see also section 9-4-103)

(5) Agricultural/ Mining:

- a. Farming; agriculture, horticulture, forestry (see also section 9-4-103)
- c. Wayside market for farm products produced on site
- e. Kennel (see also section 9-4-103)
- f. Stable; horse only (see also section 9-4-103)
- g. Stable; per definition (see also section 9-4-103)
- h. Animal boarding not otherwise listed; outside facility, as an accessory or principal use

(6) Recreational/ Entertainment:

- f. Public park or recreational facility
- g. Private noncommercial park or recreational facility

(7) Office/ Financial/ Medical:

* None

(8) Services:

- o. Church or place of worship (see also section 9-4-103)

(9) Repair:

* None

(10) Retail Trade:

* None

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade:

* None

(12) Construction:

- c. Construction office; temporary, including modular office (see also section 9-4-103)

(13) Transportation:

* None

(14) Manufacturing/ Warehousing:

* None

(15) Other Activities (not otherwise listed - all categories):

* None

RA20 (Residential-Agricultural)

Special Uses

(1) General:

* None

(2) Residential:

- b. Two-family attached dwelling (duplex)
- g. Mobile Home
- n. Retirement center or home
- o. Nursing, convalescent center or maternity home; major care facility

(3) Home Occupations (see all categories):

- a. Home occupation; including barber and beauty shops
- c. Home occupation; including manicure, pedicure or facial salon

(4) Governmental:

- a. Public utility building or use

(5) Agricultural/ Mining:

- b. Greenhouse or plant nursery; including accessory sales

(6) Recreational/ Entertainment:

- a. Golf course; regulation
- c.(1). Tennis club; indoor and outdoor facilities

(7) Office/ Financial/ Medical:

* None

(8) Services:

- a. Child day care facilities
- b. Adult day care facilities
- d. Cemetery
- g. School; junior and senior high (see also section 9-4-103)
- h. School; elementary (see also section 9-4-103)
- i. School; kindergarten or nursery (see also section 9-4-103)
- ee. Hospital

(9) Repair:

* None

(10) Retail Trade:

* None

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade:

* None

(12) Construction:

* None

(13) Transportation:

* None

(14) Manufacturing/ Warehousing:

* None

(15) Other Activities (not otherwise listed - all categories):

* None

PROPOSED ZONING

R6S (Residential-Single-Family)

Permitted Uses

(1) General:

- a. Accessory use or building
- c. On- premise signs per Article N

(2) Residential:

- a. Single-family dwelling
- f. Residential cluster development per Article M
- k. Family care home (see also section 9-4-103)
- q. Room renting

(3) Home Occupations (see all categories):

*None

(4) Governmental:

- b. City of Greenville municipal government building or use (see also section 9-4-103)

(5) Agricultural/ Mining:

- a. Farming; agriculture, horticulture, forestry (see also section 9-4-103)

(6) Recreational/ Entertainment:

- f. Public park or recreational facility
- g. Private noncommercial park or recreational facility

(7) Office/ Financial/ Medical:

- * None

(8) Services:

- o. Church or place of worship (see also section 9-4-103)

(9) Repair:

- * None

(10) Retail Trade:

- * None

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade:

- * None

(12) Construction:

- c. Construction office; temporary, including modular office (see also section 9-4-103)

(13) Transportation:

- * None

(14) Manufacturing/ Warehousing:

- * None

(15) Other Activities (not otherwise listed - all categories):

- * None

R6S (Residential-Single-Family)

Special Uses

(1) General:

- * None

(2) Residential:

- * None

(3) Home Occupations (see all categories):

- b. Home occupation; excluding barber and beauty shops
- c. Home occupation; excluding manicure, pedicure or facial salon
- d. Home occupation; including bed and breakfast inn (historic district only)

(4) Governmental:

a. Public utility building or use

(5) Agricultural/ Mining:

* None

(6) Recreational/ Entertainment:

a. Golf course; regulation

c.(1). Tennis club; indoor and outdoor facilities

(7) Office/ Financial/ Medical:

* None

(8) Services:

d. Cemetery

g. School; junior and senior high (see also section 9-4-103)

h. School; elementary (see also section 9-4-103)

i. School; kindergarten or nursery (see also section 9-4-103)

(9) Repair:

* None

(10) Retail Trade:

* None

(11) Wholesale/ Rental/ Vehicle- Mobile Home Trade:

* None

(12) Construction:

* None

(13) Transportation:

* None

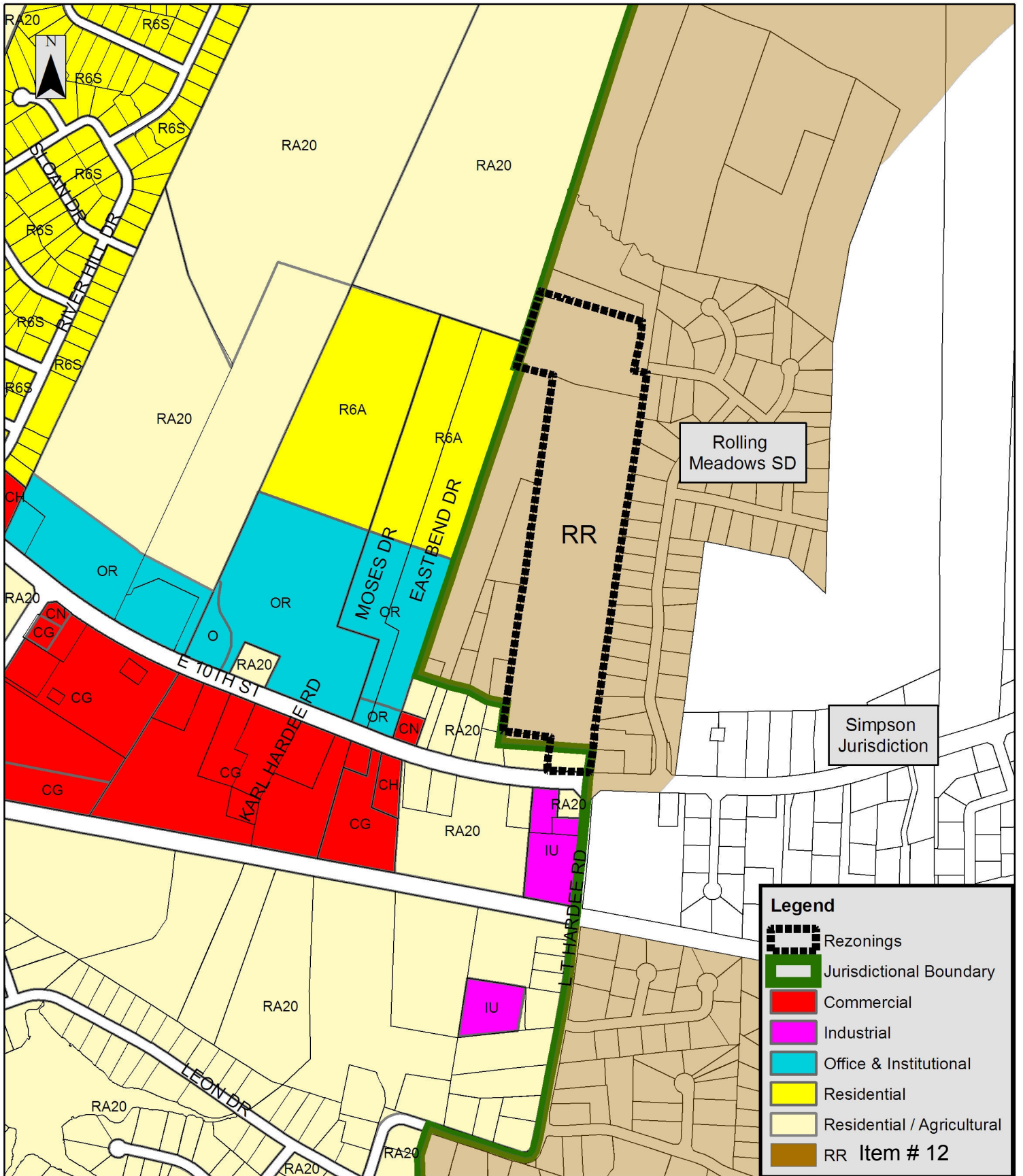
(14) Manufacturing/ Warehousing:

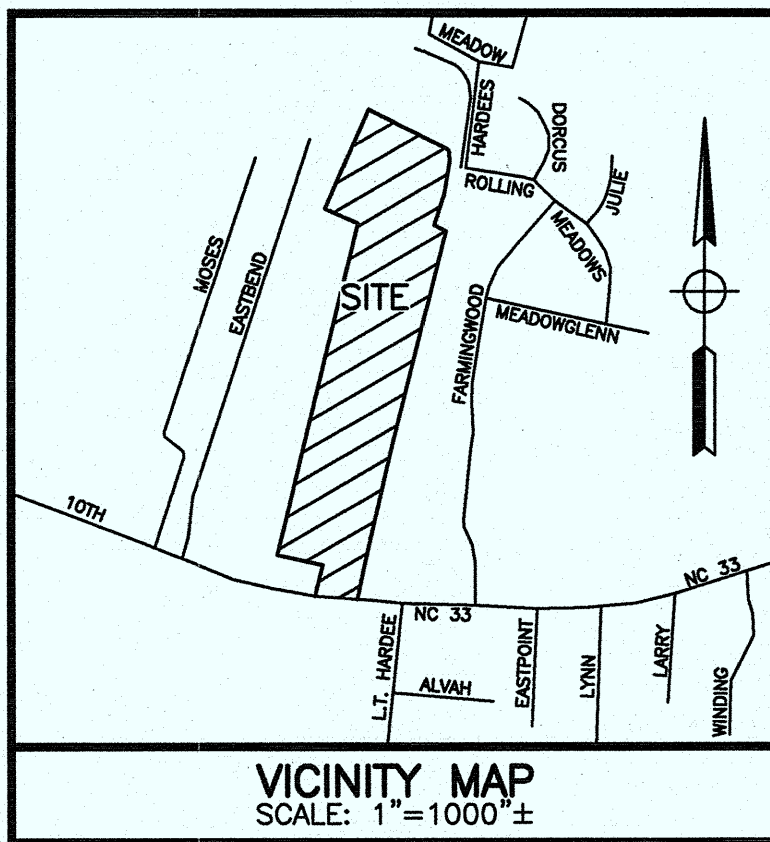
* None

(15) Other Activities (not otherwise listed - all categories):

* None

REVISED
V-SLEW, LLC (10-12)
From RA20 and RR (County's Jurisdiction) to R6S
30.273 acres
February 16, 2011





ADJOINING PROPERTY OWNERS

ROLLING MEADOWS, SECTION 1
MAP BOOK 33, PAGE 101 & 101A

JESSICA BARROW
374 FARMINGWOOD ROAD (LOT A-11)
GREENVILLE, NC 27858

SUE E. MARSH
380 FARMINGWOOD ROAD (LOT A-10)
GREENVILLE, NC 27858

CHARLES S. HALSALL JR.
388 FARMINGWOOD ROAD (LOT A-9)
GREENVILLE, NC 27858

JULIE D. ASKEW
394 FARMINGWOOD ROAD (LOT A-8)
GREENVILLE, NC 27858

REBECCA R. BURDOIN
402 FARMINGWOOD ROAD (LOT A-7)
GREENVILLE, NC 27858

TIMOTHY S. DIXON
410 FARMINGWOOD ROAD (LOT A-6)
GREENVILLE, NC 27858

TARA S. KING
418 FARMINGWOOD ROAD (LOT A-5)
GREENVILLE, NC 27858

JOSEPH C. BURRIS
426 FARMINGWOOD ROAD (LOT A-4)
GREENVILLE, NC 27858

MATTHEW L. WILLIS
432 FARMINGWOOD ROAD (LOT A-3)
GREENVILLE, NC 27858

THADDIUS R. ROBERTS III
438 FARMINGWOOD ROAD (LOT A-2)
GREENVILLE, NC 27858

GORDON SPENCER
446 FARMINGWOOD ROAD (LOT A-1)
GREENVILLE, NC 27858

MAP BOOK 33, PAGE 132
CHARLOTTE A. GREENWOOD
332 FARMINGWOOD ROAD (LOT A-16)
GREENVILLE, NC 27858

JEREMY W. RUSSELL
340 FARMINGWOOD ROAD (LOT A-15)
GREENVILLE, NC 27858

MARION G. WATERS
350 FARMINGWOOD ROAD (LOT A-14)
GREENVILLE, NC 27858

PHYLLIS D. MANNING
360 FARMINGWOOD ROAD (LOT A-13)
GREENVILLE, NC 27858

KESHA CARR
366 FARMINGWOOD ROAD (LOT A-12)
GREENVILLE, NC 27858

ROLLING MEADOWS, SECTION 2
MAP BOOK 34, PAGE 116

EDGAR B. WALL JR.
140 RIVERCREST DRIVE (LOT D-22)
GREENVILLE, NC 27858

SIDNEY W. ASHBY
2215 RIVERCREST DRIVE (LOT D-21)
GREENVILLE, NC 27858

JOHN E. PACKARD III
2225 ROLLING MEADOWS DRIVE (LOT D-20)
GREENVILLE, NC 27858

DONNA M. MILES
2202 ROLLING MEADOWS DRIVE (LOT A-21)
GREENVILLE, NC 27858

WATERL J. ZOLLER
2208 ROLLING MEADOWS DRIVE (LOT A-20)
GREENVILLE, NC 27858

ELIZABETH R. HARDEE ESTATE
MAP BOOK 66, PAGE 196

J. RUBENSEN RAVENEL (TRUST)
4661 EAST TENTH STREET
GREENVILLE, NC 27835

JOYCE H. MCROY
4651 EAST TENTH STREET
GREENVILLE, NC 27858

JOHNNIE E. WIGGINS
DB 1653, PG 465

JOYCE H. MCROY
DB K-45, PG 71

WILLIAM C. HARDEE
DB 778, PG 565

DAN R. HARDEE
DB 1496, PG 224

JAMES L. HARDEE
DB C-25, PG 532

KELLY K. HARDEE
DB 2275, PG 417

JAMES L. HARDEE JR.
DB R-50, PG 822

CENTURY FINANCIAL SERVICES GROUP, LLC
DB 2213, PG 849

V-SLEW, LLC
DB 2438, PG 457

BOBBY J. MCROY
DB 492, PG 458

BOBBY G. HARDEE
DB 375, PG 758

JOHNNIE E. WIGGINS
DB K-45, PG 73

WILLIAM A. MCROY
DB 1753, PG 69

WILLIAM A. MCROY
DB 1753, PG 69

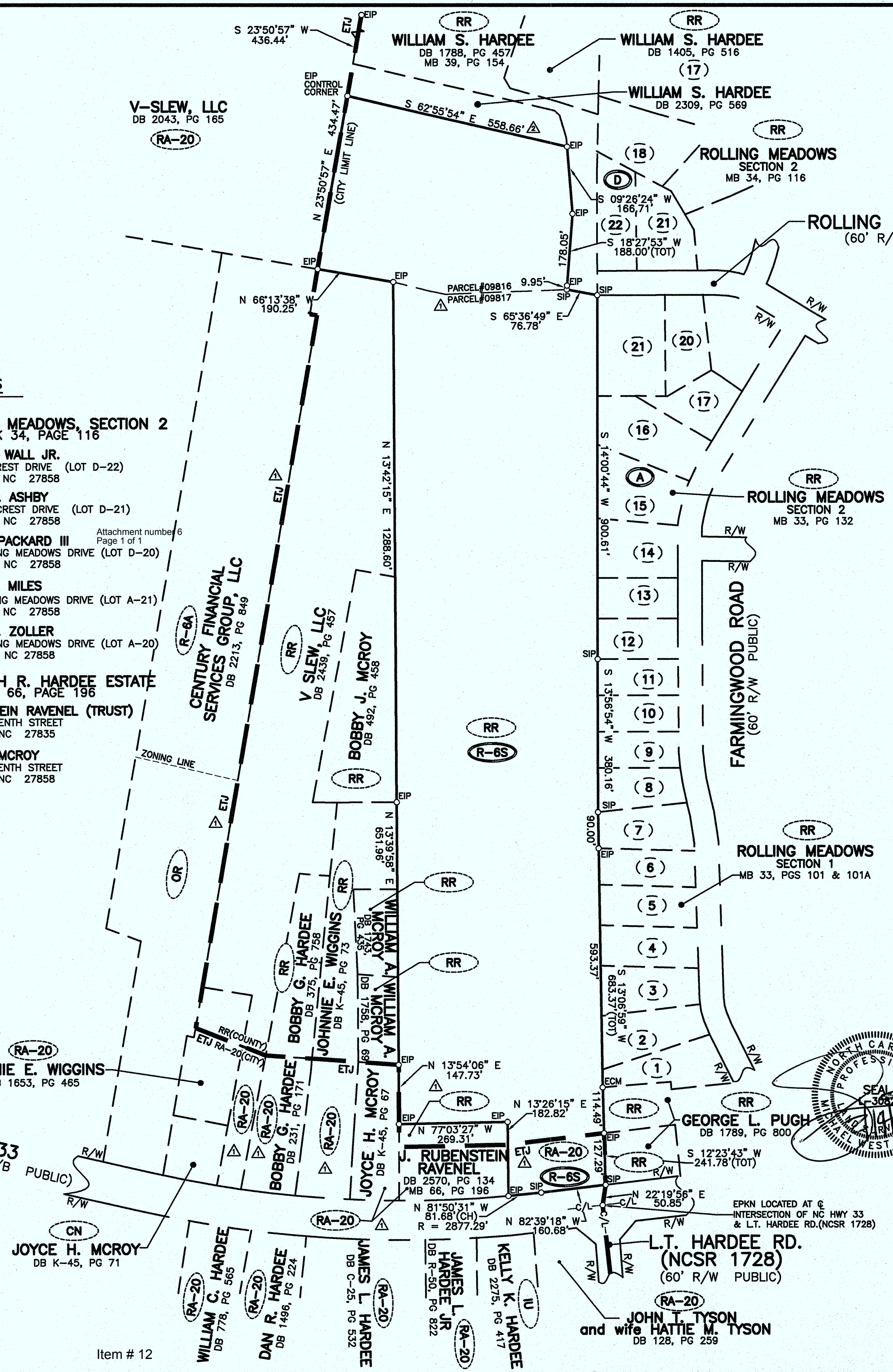
JOYCE H. MCROY
DB K-45, PG 71

J. RUBENSTEIN RAVENEL
DB 2570, PG 134
MB 66, PG 196

L.T. HARDEE RD.
(NCSR 1728)
(60' R/W PUBLIC)

JOHN T. TYSON and wife HATTIE M. TYSON
DB 128, PG 259

Item # 12



ADJOINING PROPERTY OWNERS

GEORGE L. PUGH
PO BOX 8045
GREENVILLE, NC 27835

WILLIAM A. MCROY
4651 EAST TENTH STREET
GREENVILLE, NC 27834

MILLIE H. WIGGINS
4631 EAST TENTH STREET
GREENVILLE, NC 27858

BOBBY J. MCROY
PO BOX 3253
GREENVILLE, NC 278366

CENTURY FINANCIAL SERVICES GROUP, LLC
740 SOUTHEAST GREENVILLE BOULEVARD
GREENVILLE, NC 27835

WILLIAM CLAUDE HARDEE
123 LAKESHIRE COVE
CANTON, MS 39046

V-SLEW, LLC
2625 CHARLES BOULEVARD
GREENVILLE, NC 27858

KELLY K. HARDEE
4738 NC 33 EAST
GREENVILLE, NC 27858

JAMES L. HARDEE JR.
4660 EAST 10TH STREET
GREENVILLE, NC 27858

JAMES L. HARDEE
4640 EAST 10TH STREET
GREENVILLE, NC 27858

DAN ROGER HARDEE
PO BOX 178
SIMPSON, NC 27879

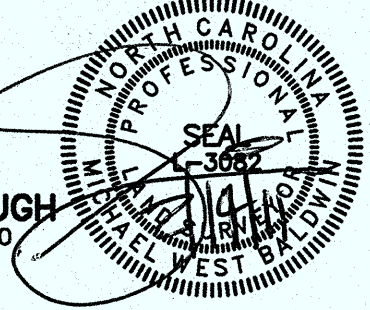
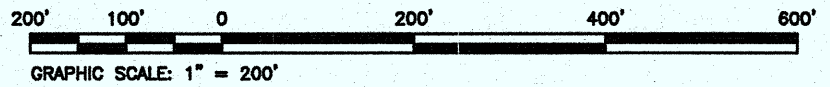
JOHN T. TYSON
4680 EAST 10TH STREET EXT.
GREENVILLE, NC 27858

NOTES

1. THIS PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARDOUS AREA AS DETERMINED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY. REFERENCE: FIRM 3720560700J DATED: JANUARY 2, 2004.
2. ALL AREAS CALCULATED BY COORDINATE GEOMETRY.
3. THIS MAP IS OF AN EXISTING PARCEL(S) OF LAND.
4. REFERENCE: MAP BOOK 04, PAGE 32 OF THE PITT COUNTY REGISTRY.
5. THIS MAP IS OF A SURVEY OF ANOTHER CATEGORY.

LEGEND

- C/L = CENTERLINE
- R/W = RIGHT-OF-WAY
- EIP = EXISTING IRON PIPE
- ECM = EXISTING CONCRETE MONUMENT
- SIP = SET IRON PIPE
- EPKN = EXISTING PARKER KALON NAIL
- () = EXISTING ZONING
- () = PROPOSED ZONING
- ▲ REVISED: 2/14/2011 (JAM) REVISED PROPERTY LINE
- ▲ REVISED: 2/3/2011 (CITY COMMENTS)(JJB) ADD ETJ & PARCEL LINES CORRECT ZONING
- AREA TO BE REZONED = 30.273 ACRES ▲
- ▲ RA-20 AND RR TO R-6S



PARCEL #09817 AND A PORTION OF PARCEL #09816

REZONING MAP FOR
V-SLEW, LLC

REFERENCE: DEED BOOK 2411, PAGE 49 AND A PORTION OF THE PROPERTY DESCRIBED IN DEED BOOK 2439, PAGE 457 OF THE PITT COUNTY REGISTRY.

GRIMESLAND TOWNSHIP, PITT COUNTY, NORTH CAROLINA

OWNER: V-SLEW, LLC
ADDRESS: 2625 CHARLES BLVD. GREENVILLE, NC 27858
PHONE: (252) 321-9904

Baldwin Design Consultants, PA
DESIGN - LAND PLANNING - SURVEYING
708-D CROWELL DRIVE GREENVILLE, NC 27858 252.756.1390

SURVEYED: TS	APPROVED: MWB
DRAWN: JAM	DATE: 12/21/2010
CHECKED: MWB	SCALE: 1" = 200'

04/30/07

BUFFERYARD SETBACK AND VEGETATION SCREENING CHART

For Illustrative Purposes Only

Bufferyard Requirements: Match proposed land use with adjacent permitted land use or adjacent vacant zone/nonconforming use to determine applicable bufferyard.

PROPOSED LAND USE CLASS (#)	ADJACENT PERMITTED LAND USE CLASS (#)					ADJACENT VACANT ZONE OR NONCONFORMING USE		PUBLIC/PRIVATE STREETS OR R.R.
	Single-Family Residential (1)	Multi-Family Residential (2)	Office/Institutional, light Commercial, Service (3)	Heavy Commercial, Light Industry (4)	Heavy Industrial (5)	Residential (1) - (2)	Non-Residential (3) - (5)	
Multi-Family Development (2)	C	B	B	B	B	C	B	A
Office/Institutional, Light Commercial, Service (3)	D	D	B	B	B	D	B	A
Heavy Commercial, Light Industry (4)	E	E	B	B	B	E	B	A
Heavy Industrial (5)	F	F	B	B	B	F	B	A

Bufferyard A (street yard)		
Lot Size	Width	For every 100 linear feet
Less than 25,000 sq.ft.	4'	2 large street trees
25,000 to 175,000 sq.ft.	6'	2 large street trees
Over 175,000 sq.ft.	10'	2 large street trees

Street trees may count toward the minimum acreage.

Bufferyard B (no screen required)	
Lot Size	Width
Less than 25,000 sq.ft.	4'
25,000 to 175,000 sq.ft.	6'
Over 175,000 sq.ft.	10'

Bufferyard C (screen required)	
Width	For every 100 linear feet
10'	3 large evergreen trees 4 small evergreens 16 evergreen shrubs

Where a fence or evergreen hedge (additional materials) is provided, the bufferyard width may be reduced to eight (8) feet.

Bufferyard D (screen required)	
Width	For every 100 linear feet
20'	4 large evergreen trees 6 small evergreens 16 evergreen shrubs

Bufferyard width may be reduced by fifty (50%) percent if a fence, evergreen hedge (additional material) or earth berm is provided.

Bufferyard E (screen required)	
Width	For every 100 linear feet
30'	6 large evergreen trees 8 small evergreens 26 evergreen shrubs

Bufferyard width may be reduced by fifty (50%) percent if a fence, evergreen hedge (additional material) or earth berm is provided.

Bufferyard F (screen required)	
Width	For every 100 linear feet
50'	8 large evergreen trees 10 small evergreens 36 evergreen shrubs

Bufferyard width may be reduced by fifty (50%) percent if a fence, evergreen hedge (additional material) or earth berm is provided.

Parking Area: Thirty (30) inch high screen required for all parking areas located within fifty (50) feet of a street right-of-way.

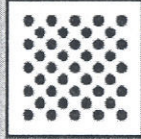
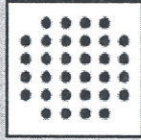
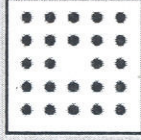
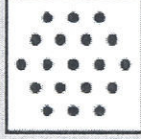
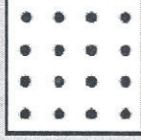
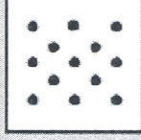
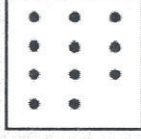
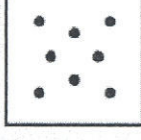
Residential Density		
Maximum density allowed by Zoning District based on average of 2.67 persons per dwelling unit		
High Density		
R6 R6-N R6-MH OR CDF	17 units per acre yields 45 persons per acre	
PUD	12 units per acre yields 32 persons per acre	
Medium Density		
R6-A	9 units per acre yields 24 persons per acre	
R6-S	7 units per acre yields 19 persons per acre	
R9	6 units per acre yields 16 persons per acre	
R9-S	5 units per acre yields 13 persons per acre	
Low Density		
RA-20 MRS	4 units per acre yields 11 persons per acre	
R15-S	3 units per acre yields 8 persons per acre	

Illustration: Maximum allowable density in Residential Zoning Districts



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Ordinance to annex V-SLEW, LLC property, involving 30.273 acres located north of NC Highway 33 at its intersection with L.T. Hardee Road and west of Rolling Meadows Subdivision

Explanation: ANNEXATION PROFILE

A. SCHEDULE

1. Advertising date: February 21, 2011
2. City Council public hearing date: March 3, 2011
3. Effective date: March 3, 2011

B. CHARACTERISTICS

1. Relation to Primary City Limits: Contiguous
2. Relation to Recognized Industrial Area: Outside
3. Acreage: 30.273
4. Voting District: 3
5. Township: Grimesland
6. Vision Area: C* outside existing vision areas
7. Zoning: R-6S, Single-Family Residential (proposed)
8. Land Use: Existing: Vacant Anticipated: 175 Single-family dwellings

9. Population:

	Formula	Number of People
Total Current	-----	0
Estimated at full development	175 x 2.66*	466
Current Minority	-----	0
Estimated Minority at full development	466 x 23.6%	110
Current White	-----	0
Estimated White at full development	466-110	356

* - people per household in Grimesland Township

10. Rural Fire Tax District: Eastern Pines

11. Greenville Fire District: Station #6 (Distance of 2.19 miles)

12. Present Tax Value: \$373,532
Estimated Future Tax Value: \$28,290,549

Fiscal Note: The total estimated tax value at full development is \$28,290,549.

Recommendation: Approve the attached ordinance to annex V-SLEW, LLC property.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

[V-SLEW Annexation Map](#)

[V_Slew_Annexation_Ordinance_889288](#)

ORDINANCE NO.
AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF
THE CITY OF GREENVILLE, NORTH CAROLINA

Attachment number 1
Page 1 of 2

WHEREAS, the City Council of the City of Greenville has been petitioned under G.S. 160A-31, as amended, to annex the area described herein; and

WHEREAS, the City Council has directed the City Clerk to investigate the sufficiency of said petition; and

WHEREAS, the City Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held at City Hall at 7:00 p.m. on the 3rd day of March, 2011, after due notice by publication in The Daily Reflector on the 21st day of February, 2011; and

WHEREAS, the City Council does hereby find as a fact that said petition meets the requirements of G. S. 160A-31, as amended.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GREENVILLE, NORTH CAROLINA, DOES ORDAIN:

Section 1. That by virtue of the authority vested in the City Council of the City of Greenville, North Carolina, under G. S. 160A-31, as amended, the following described contiguous territory is annexed:

TO WIT: Being all of that certain property as shown on the annexation map entitled "V-SLEW, LLC" involving 30.273 acres as prepared by Baldwin Design Consultants, PA.

LOCATION: Lying and being situated in Grimesland Township, Pitt County, North Carolina, located north of NC HWY 33 at intersection with L.T. Hardee Road and west of Rolling Meadows Subdivision. This annexation involves 30.273 acres.

GENERAL DESCRIPTION:

Beginning at an iron pipe on the northern right-of-way of NC Hwy 33, said iron pipe being the southwestern corner of the George L. Pugh Property as described in Deed Book 1789, Page 800 of the Pitt County Register of Deeds Office, said iron pipe also being located N 22°19'56" E 50.85' from an existing P.K. Nail located at the centerline intersection of NC Hwy 33 and NCSR 1728 (L.T. Hardee Road). From the above described beginning, so located, running thence as follows.

With the northern right-of-way of NC Highway 33, N 82°39'18" W 160.68' to the point of curvature, thence with a curve to the right having a radius of 2877.29' and a chord bearing N 81°50'31" W 81.68', thence leaving the northern right-of-way of NC Highway 33, N 13°26'15" E 182.82' to an existing iron pipe, thence N 77°03'27" W 269.31' to an existing iron pipe, thence N 13°54'06" E 147.73' to an existing iron pipe, thence N 13°39'58" E 651.96' to an existing iron pipe, thence N 13°42'15" E 1288.60' to an existing iron pipe, thence N 66°13'38" W 190.25' to an existing iron pipe, thence N 23°50'57" E 434.45' to an existing iron pipe, thence S 62°55'54" E 558.66' to an existing iron pipe, thence S 09°26'24" W 166.71' to an existing iron pipe, thence

S 18°27'53" W 188.00', thence S 65°36'49" E 76.78', thence S 14°00'44" W 900.61', thence S 13°56'54" W 380.16', thence S 13°06'59" W 683.37' to an existing concrete monument, thence S 12°23'43" W 241.78' to the point of beginning containing 30.273 acres and being a portion of the property described in Deed Book 2439, Page 457 and all the property described in Deed Book 2411, Page 49 both of the Pitt County Register of Deeds Office.

Section 2. Territory annexed to the City of Greenville by this ordinance shall, pursuant to the terms of G. S. 160A-23, be annexed into Greenville municipal election district three. The City Clerk, City Engineer, representatives of the Board of Elections and any other person having responsibility or charge of official maps or documents shall amend those maps or documents to reflect the annexation of this territory into municipal election district three.

Section 3. The territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Greenville and shall be entitled to the same privileges and benefits as other territory now within the City of Greenville. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

Attachment number 1

Page 4 of 5

Section 4. The Mayor of the City of Greenville, North Carolina, shall cause a copy of the map of the territory annexed by this ordinance and a certified copy of this ordinance to be recorded in the office of the Register of Deeds of Pitt County and in the Office of the Secretary of State in Raleigh, North Carolina. Such a map shall also be delivered to the Pitt County Board of Elections as required by G.S. 163-288.1.

Section 5. This annexation shall take effect from and after the 3rd day of March, 2011.

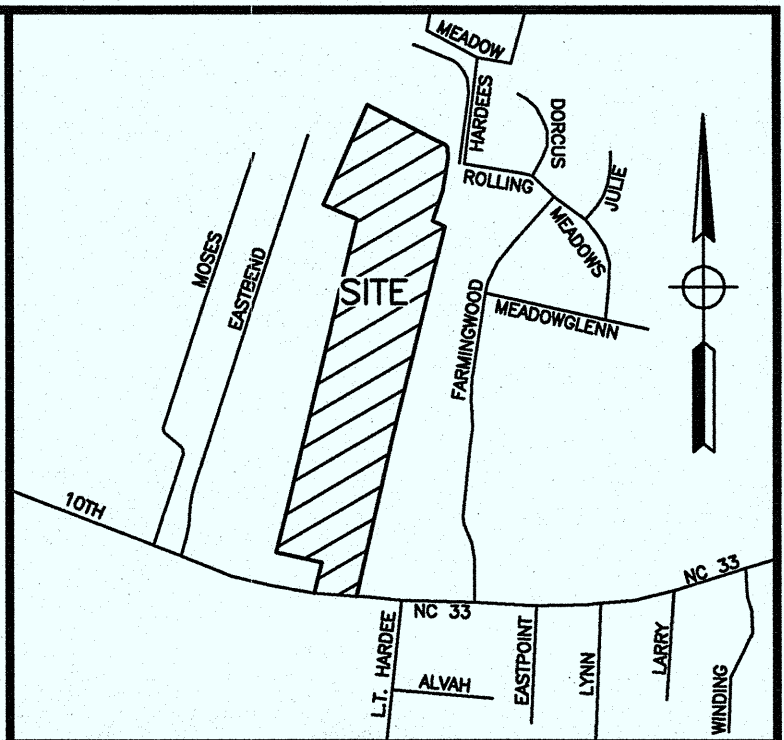
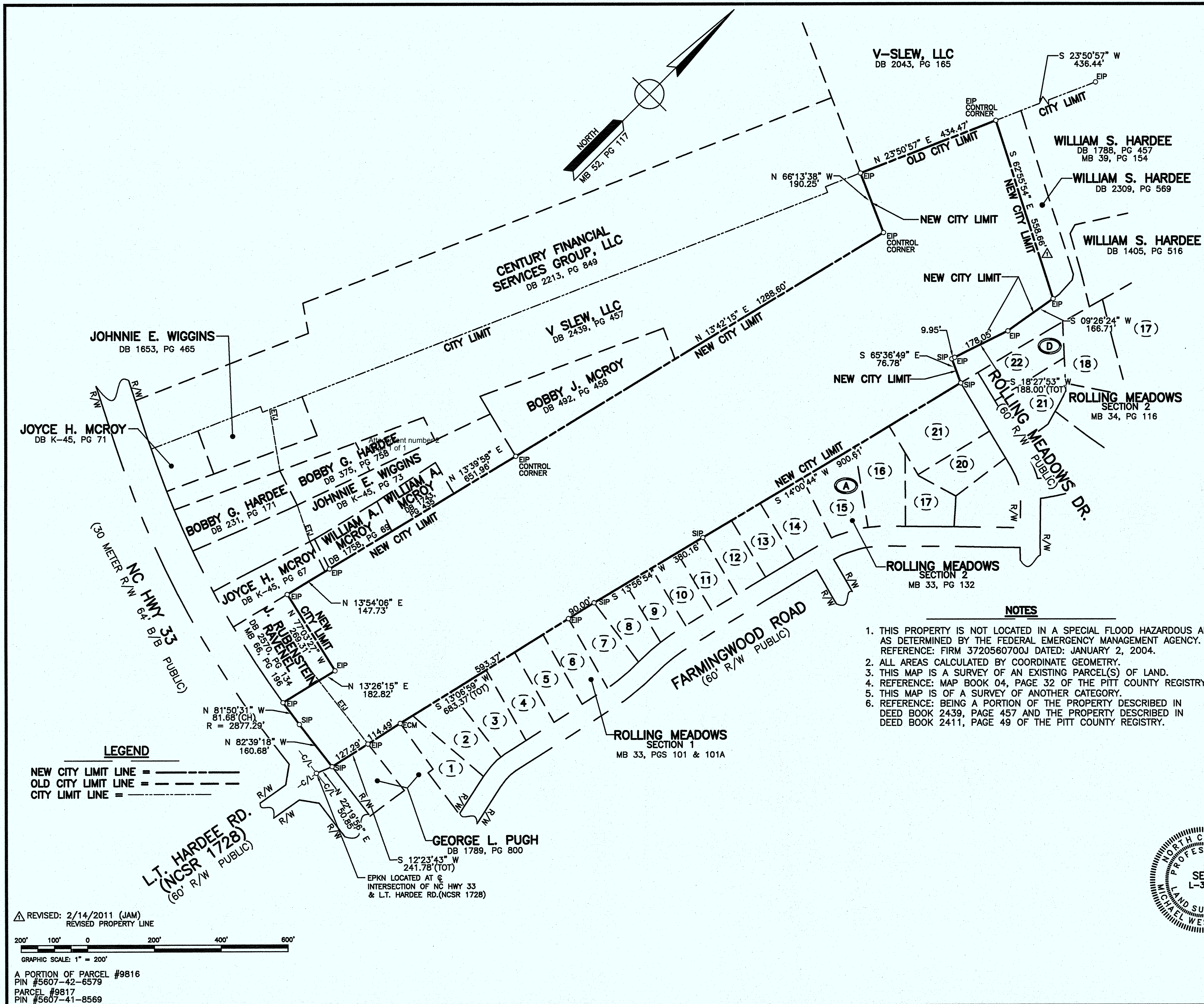
ADOPTED this 3rd day of March, 2011.

Patricia C. Dunn, Mayor

ATTEST:

Carol L. Barwick, City Clerk

#889288



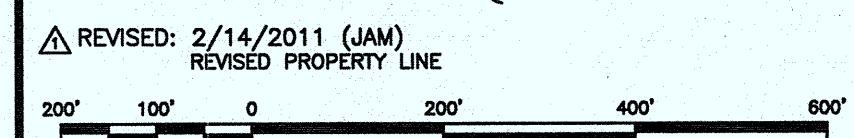
VICINITY MAP
SCALE: 1"=1000'±

NOTES

1. THIS PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARDOUS AREA AS DETERMINED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY. REFERENCE: FIRM 3720560700J DATED: JANUARY 2, 2004.
2. ALL AREAS CALCULATED BY COORDINATE GEOMETRY.
3. THIS MAP IS A SURVEY OF AN EXISTING PARCEL(S) OF LAND.
4. REFERENCE: MAP BOOK 04, PAGE 32 OF THE PITT COUNTY REGISTRY.
5. THIS MAP IS OF A SURVEY OF ANOTHER CATEGORY.
6. REFERENCE: BEING A PORTION OF THE PROPERTY DESCRIBED IN DEED BOOK 2439, PAGE 457 AND THE PROPERTY DESCRIBED IN DEED BOOK 2411, PAGE 49 OF THE PITT COUNTY REGISTRY.

LEGEND

- NEW CITY LIMIT LINE =
- OLD CITY LIMIT LINE =
- CITY LIMIT LINE =



A PORTION OF PARCEL #9816
PIN #5607-42-6579
PARCEL #9817
PIN #5607-41-8569

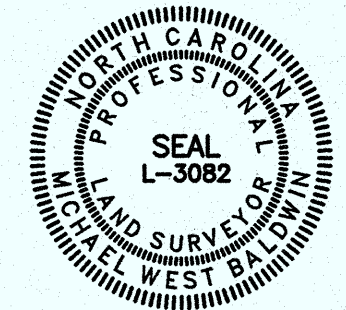
V-SLEW, LLC
2625 CHARLES BLVD.
GREENVILLE, NC 27858
(252) 321-9904

Baldwin Design Consultants, PA
LICENSE# C-3498
DESIGN - LAND PLANNING - SURVEYING
708-D CROMWELL DRIVE
GREENVILLE, NC 27858 252.756.1390

SURVEYED: TS	APPROVED: MWB
DRAWN: JAM	DATE: 01/31/11
CHECKED: MWB	SCALE: 1 = 200'

MAP NO.	PLATS RECORDED	MAP BOOK	PAGE

MAP SHOWING AREA ANNEXED BY
THE CITY OF GREENVILLE, N.C.
(EFFECTIVE DATE _____ ORDINANCE # _____ AREA **30.273 AC.**) Δ
_____ GRIMESLAND TOWNSHIP, PITT COUNTY, N.C.



CERTIFICATION
I, MICHAEL WEST BALDWIN CERTIFY THAT UNDER MY DIRECTION AND SUPERVISION, THIS MAP WAS DRAWN FROM AN ACTUAL FIELD SURVEY MADE BY _____ THAT THE RATIO OF PRECISION AS CALCULATED BY LATITUDES AND DEPARTURES IS 1: 10,000. THAT THE BOUNDARIES NOT SURVEYED ARE SHOWN AS BROKEN LINES PLOTTED FROM DEED INFORMATION THAT THIS MAP WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED.
WITNESS MY HAND AND SEAL THIS 31st DAY OF _____, 2011.

SIGNED _____
REGISTRATION NO. L-3082

STATE OF NORTH CAROLINA
COUNTY OF PITT
I, _____, REVIEW OFFICER OF PITT COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.
DATE _____
REVIEW OFFICER _____



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Renaming West Meadowbrook Park as the Matthew Lewis Park at West Meadowbrook

Explanation: On June 10, 1998, a dedication ceremony was held at West Meadowbrook Park to name the picnic shelter and multi-purpose field, "The Matthew Lewis Field and Picnic Shelter," in honor of Mr. Matthew Lewis, who donated land to allow access to the park for the West Meadowbrook community. This was apparently done as an alternative to naming the park after Mr. Lewis, since he was living at the time.

After Mr. Lewis passed away, his son, Earl Lewis, submitted a proposal for renaming West Meadowbrook Park to the Matthew Lewis Park. (Received in February 2010.) This proposal highlighted the need for updating the City's 1979 guidelines for naming recreation and park facilities. After Council adopted an updated naming/renaming policy on January 10, 2011, consideration of this proposal moved forward. The proposal form containing information about Matthew Lewis is attached.

The renaming proposal and a public input session were announced on Greenville Recreation and Park's website beginning on January 3, 2011. There was also an associated City Page ad in The Daily Reflector on February 7, 2011. The public input session was held at the February 9, 2011 Recreation and Parks Commission meeting; however, no citizens presented comments. The Recreation and Parks Department received an email in support of the renaming proposal and no expression of opposition.

At their February 9, 2011 meeting, the Recreation and Parks Commission voted unanimously to recommend to City Council that West Meadowbrook Park be renamed as the Matthew Lewis Park at West Meadowbrook.

Though not the specific name Mr. Earl Lewis had originally proposed, the Commission felt it properly recognized Matthew Lewis while retaining the park

name's geographical component. Mr. Earl Lewis is satisfied with this modified proposal.

The City's park naming/renaming policy requires a public hearing prior to the City Council making a decision on this renaming proposal.

Fiscal Note: Minor costs for signage changes can be covered in the Recreation and Parks Department operating budget.

Recommendation: Conduct a public hearing and approve the renaming of West Meadowbrook Park as the Matthew Lewis Park at West Meadowbrook.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

 [Renaming Request Form](#)

PROPOSAL FOR NAMING OR RE-NAMING

A Greenville Recreation & Parks Department park / facility

Document # 849374

Person proposing name for consideration:

Name: Edward Earl Lewis

Address: 4159 Coventry Court, Southport, NC 28461

Phone(s): (910) 253-4030 (home) n/a (work) (910) 368-1361 (cell)

E-mail Address: aggie62@ec.rr.com

Park or Facility proposed for naming or re-naming: West Meadowbrook Park

Proposed Name: Matthew Lewis Park

Is this proposal in honor of a specific person? Yes No

If "yes," please answer all the remaining questions. If "no," please skip to question #8.

(2) What is your relationship with your proposed "honoree?"

Blood relative Business Associate Friend Other

If "other," please explain: _____

(3) Is the person deceased? Yes No Yes

If "no" (the person is not deceased), does the proposal meet one of the circumstances identified within the Greenville City Council's facility naming guidelines, under which consideration can be given to naming a city facility after a living person? Document attached (Guidelines)

Yes No Uncertain

(4) Please answer the following questions regarding your "nominee."

Is / was the person a resident of the City of Greenville? Yes

If "yes," for approximately how long? 76 Years

Has a significant contribution been made by this person toward the betterment of recreation and parks for Greenville Citizens Yes No

If "yes," please elaborate. If "no," what other justifications do you have for your proposal that a park or facility be named after this person?

Back in 1939, Matthew Lewis and his wife, Christine, were among first to move to the West Meadowbrook community and as the community grew he spearheaded efforts to provide a recreation facility for the community. After the West Meadowbrook community was incorporated into Greenville he worked with the city to create a formal park in an area that the community had been using for years as a play area. His commitment was so great that he gave the city part of the land needed to access the park. For 70 years, he was a great role model for the community guiding the adults and youth to participate in recreational activities as a way to learn to teamwork, discipline, and organizational structure.

(5) Does the person's family members reside in the area? Yes No Yes

(6) Are family members aware of and supportive of this proposal?

Yes No Uncertain Nominator is family

(7) May we contact family members? Yes No

If yes, please supply contact information: Reggie Lewis, 646 Tabard Street, Winterville, NC
(252) 757-2483

(8) Do you consider the specific park/facility you sited as essential to your proposal, or could another site be considered?

If "only specified site," please explain:

It was in the West Meadowbrook community that Matthew Lewis lived for 70 years and worked so long and so diligently to help the community unite in a philosophy that self improvement is the way to a better life. It was in that community that he placed a importance on the children using recreation and teamwork to stay out of trouble. It was in the West Meadowbrook community that Matthew Lewis counseled the children that education and religion were paths to a better future.

(9) Other information / justification why your proposal for naming should be considered:

Sometime back, Greenville named one of the shelters in the West Meadowbrook Park after Matthew Lewis and now that he is deceased this request is to name the entire park after him.

Signature of Proposer Edward Lewis Date February 10, 2010



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Presentations by boards and commissions

- a. Board of Adjustment
- b. Human Relations Council

Explanation: The Board of Adjustment and the Human Relations Council are scheduled to make their annual presentations to City Council at the March 3, 2011 meeting.

Fiscal Note: N/A

Recommendation: Hear the reports from the Board of Adjustment and Human Relations Council

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / [click to download](#)



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Presentation by Bradford Creek Public Golf Course Advisory Committee

Explanation: The Bradford Creek Public Golf Course Advisory Committee was formed to provide citizen input into the operations and future development of the golf course. The nine (9) members of this committee are from diverse backgrounds, but all play regularly at Bradford Creek Public Golf Course and are very interested in the operational and financial success of the course. Darryl Smith, a committee member, attended a Recreation and Parks Commission meeting in December 2010 to explain the purpose of the Committee and how members hope to benefit the operation and services at Bradford Creek. His presentation was well received, and Commissioners felt that this information should also be shared with City Council.

Fiscal Note: There is no fiscal impact.

Recommendation: Receive a report from the Bradford Creek Public Golf Course Advisory Committee.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / [click to download](#)



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Renewal of contract for services with Uptown Greenville

Explanation: On February 11, 2010, the City Council approved a request to execute a one-year contract with Uptown Greenville for \$25,000 to provide the services as set forth in the contract. The contracted services included business recruitment and retention, beautification projects, management of special events and promotions, and organization and management of public input for infrastructure projects in the Uptown commercial district. The Uptown organization was also tasked with assessing the feasibility and developing support for the establishment of a municipal services district within the City's urban core.

As required by the contract, Uptown Greenville reported its progress toward fulfilling the terms of the contract on November 16, 2010, and will provide a final report at the City Council's March 3, 2011, meeting.

Per the attached letter, Uptown Greenville is requesting that the contract be renewed for an additional year at the same amount of \$25,000. A copy of the proposed 2011-2012 contract for services that continues the existing initiatives previously approved by City Council is attached.

City staff is of the opinion that Uptown Greenville provides valuable services to the City in downtown redevelopment efforts and recommends that the contract for services be renewed.


Fiscal Note: Funding for a contract renewal with Uptown Greenville was not included in the City's adopted 2010-2011 budget. Staff recommends that one-half of the contract amount, or a total of \$12,500, be redirected from the General Fund contingency account to make the first payment on the contract should City Council choose the option to renew. The current balance in the base contingency account is \$127,050.

The second payment of \$12,500 required to fulfill the contract would be included in the City's 2011-2012 budget.

Recommendation: Approve the attached contract renewal with Uptown Greenville.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

 [Uptown Contract Letter 2011](#)

 [Uptown Contract 2011](#)



February 10, 2011

Wayne Bowers, City Manager
City of Greenville
200 West 5th Street
Greenville, NC 27834

Dear Wayne:

I'd like to thank you, Mayor Dunn and members of City Council for working with Uptown Greenville during the past year. The funds received for our first contract for services have enabled Uptown Greenville to expand our programs and services. I'm writing to request Council to consider a new contract for the same amount of \$25,000.

The work completed per the contract has allowed us to both advance efforts to revitalize our center city and to increase the frequency of community programs that are free and open to all members of and visitors to our City.

Some highlights from the past year include:

- Purchase of Main Street database – data is being cleaned and prepared for the database. Once uploaded and running this will be a powerful tool to better understand the district including job growth, tax base, available properties and to provide data for business recruitment and retention.
- Uptown Umbrella Market held weekly from mid-May through mid-September. The market featured 95 different produce, meat, seafood, arts and antique vendors throughout the season and averaged 40 vendors per week. Average attendance was 300. Markets also featured live music and serves as an informal business incubator.
- First Friday ArtWalk series began in January. Held monthly, this program expands the previous quarterly ArtWalk to include not only businesses that showcase original art, but all businesses in the district. Retail, restaurant, bar or alternative venue located Uptown may join the program and are asked to provide a "First Friday Special." A district map will showcase participating businesses and free Trolley stops. The program is new but quickly gaining more attention.
- Five Points Plaza Project – Uptown Greenville, Redevelopment Commission and City Staff worked to get the project underway in 2010 and the new parking/event space is on target to open May 2011.
- Parking Forum – A team of stakeholders from the City and Uptown Greenville have started working to evaluate parking in the district. A well-attended forum featured a SWOT analysis in November started the initial discussions on how to improve the situation.
- Municipal Service District – Uptown Greenville coordinated a visit of City Staff, Council, and community stakeholders to the Hillsborough District in Raleigh to better understand the MSD/Business Improvement District process and benefits.

These are just a few of the highlights from the past year. During our presentation at the March 3rd Council meeting I will discuss our accomplishments in greater detail. We look forward to continuing our partnership and work to improve our community.

A handwritten signature in black ink that reads "Denise Walsh". The signature is fluid and cursive, with a long horizontal line extending to the right.

Denise Walsh
Executive Director

NORTH CAROLINA
PITT COUNTY

CONTRACT FOR SERVICES

This CONTRACT is made the _____day of March, 2011, by and between the City of Greenville, a North Carolina municipal corporation (the CITY), and Evergreen of Greenville, Inc. doing business as Uptown Greenville, a North Carolina nonprofit corporation (UPTOWN);

WITNESSETH

1. Consideration.

The consideration of this CONTRACT are the services to be performed by UPTOWN for the CITY, and the sum of \$25,000 paid by the CITY to UPTOWN.

2. General Work to be Performed.

UPTOWN will use its best efforts to publicize the economic, educational, social, and cultural benefits of the Uptown business district of Greenville; assist in recruiting business and residents to the Uptown area; and provide information on the Uptown business district of Greenville to prospective businesses and residents. UPTOWN will publicize and promote the Center City-West Greenville Revitalization Plan through the normal business activities of UPTOWN.

3. Specific Work to be Performed.

UPTOWN will perform the following specific services:

I. BUSINESS RECRUITMENT AND RETENTION:

- A. Identify types of retail/restaurants that will fill areas of wants, needs or leakage in the Uptown business district of Greenville, utilizing data collected from shopper surveys and market analysis.
- B. Contact appropriate businesses/companies/corporations and promote vacant properties within the Uptown business district of Greenville.
- C. Maintain up-to-date information for use by prospective new businesses on downtown demographics, traffic counts, populations, and vacant properties for lease or sale to be used in but not limited to:
 - Flyers
 - Postcards
 - UPTOWN website
- D. Market the Uptown business district of Greenville to the local community as well as to neighboring cities/counties through television, print media,

websites, etc.

- E. Continue to work with CITY staff and the Pitt County Development Commission to recruit new businesses and help make their experience pleasant.
- F. Continue to bring arts into the Uptown business district of Greenville by working with the Pitt County Arts Council at Emerge Gallery & Art Center, Greenville Museum of Art, and Magnolia Arts Center.

II. UPTOWN BEAUTIFICATION:

- A. Continue and expand marketing and communication efforts regarding the Façade Improvement Grant program workshops, deadlines, and resources.
- B. Encourage new and vibrant seasonal window displays through award program.
- C. Encourage a brighter Uptown after dark by continuing to add LED lights to trees located throughout the Uptown business district of Greenville.
- D. Add to destination feel of Uptown by providing colorful event and district lamp post banners throughout the Uptown business district of Greenville.

III. SPECIAL EVENTS, PROMOTIONS & PRIVATE SUPPORT

- A. Serve as organizer or sponsor for PirateFest, First Friday Series Freeboot Friday, and the Uptown Umbrella Market.
- B. Provide assistance regarding permits and approvals needed to outside organizations interested in holding special events in the Uptown business district of Greenville.
- C. Credit the CITY as a major sponsor of PirateFest, Freeboot Friday, and the Uptown Umbrella Market.

IV. GUIDANCE FOR PUBLIC INFRASTRUCTURE PROJECTS

- A. Build consensus for public infrastructure projects in the form of public input gathering, surveying, and communication of plans.
- B. Coordinate and conduct Public Input Forums regarding future redevelopment plans.
- C. Gather input from local, professional design experts regarding design strategies (Visioning Process).
- D. Develop and distribute design guidelines.
- E. Continue facilitation of public input for Five Points Plaza.

4. Municipal Service District.

UPTOWN will develop a strategy and implement a plan to generate support from property owners in the Uptown business district of Greenville for the establishment by the CITY of a municipal service district. The purpose of the municipal service district will be to generate funds for

downtown revitalization promotion and developmental activities as defined in NC General Statute 160A-536.

5. Schedule of Payments.

Payment of \$12,500 will be made by the CITY to UPTOWN on a semi-annual basis with the first payment to be made within 30 days of the effective date of this contract for services, and the second and final payment to be made on or about six months following the first payment.

6. Reports.

Prior to the CITY making the second payment as described in Section 5 and at the end of the contract period, UPTOWN shall provide written reports to the City Council of the CITY of the significant achievements of UPTOWN with regard to the work performed under Sections 2, 3, and 4 of this CONTRACT.

7. Duration, Termination, and Amendment.

This CONTRACT shall commence on March 4, 2011, and terminate on February 29, 2012. This CONTRACT may be amended with the consent of both parties when such an amendment is made in writing and signed by an authorized officer of each party.

IN WITNESS WHEREOF, the parties hereto have executed this contract, in duplicate originals, this the day and year first written above.

EVERGREEN OF GREENVILLE, INC.
doing business as UPTOWN GREENVILLE

Todd Hickey, President

ATTEST:

Holly Garriott, Secretary

CITY OF GREENVILLE

Wayne Bowers, City Manager

ATTEST:

Carol L Barwick , City Clerk

APPROVED AS TO FORM:

David A. Holec, City Attorney

PRE-AUDIT CERTIFICATION

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Bernita W. Demery, Director of Financial Services

889257



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: A Shared Vision: Protecting the Fifth Street Corridor and Tar River University Neighborhood joint statement

Explanation: East Carolina University (ECU) Board of Trustees Representative David Brody, TRUNA President Bert Powell, and Assistant to the Chancellor Philip Rogers began meeting in November 2010 to develop a joint statement on ways to promote and encourage both the stability and viability of the Fifth Street Corridor and Tar River University Neighborhood. Following those initial discussions, those individuals felt it was important to include the City of Greenville as a partner in that effort. Assistant City Manager Thom Moton and Community Development Director Merrill Flood participated in the drafting of the proposed shared vision statement.

The attached statement was developed following meetings, and it identifies opportunities to develop a lasting partnership and common objectives. As part of the strategy, Principles of a Successful Partnership include: Effective Communication, Active Participation and Involvement, Commitment to Improved Relationships, and Respect and Trust.

The vision statement identifies several action items, which include:

·The President of TRUNA, the Director of Community Development for the City of Greenville, and the Executive Assistant to the Chancellor at ECU will meet on a regular basis throughout the year to maintain open communication among all organizations.

·This document will be reviewed on an annual basis.

·ECU and the City of Greenville will work to maintain a strong police presence in the Tar River Neighborhood and serve the community in that area as identified in the City-ECU policing agreement.

·ECU will fund a code enforcement officer for the City of Greenville to support

enforcement in the Tar River Neighborhood area as identified in the current agreement.

·All organizations will work cooperatively on zoning and historic preservation issues and will recognize that changes may be necessary.

The ECU Board of Trustees will consider this document during its February 24, 2011, meeting, and the TRUNA Neighborhood Association Board approved this statement during its February 2011 meeting.

Fiscal Note:

No direct cost associated with this request.

Recommendation:

Approve the attached shared vision statement and authorize the Mayor to sign the document on behalf of the City of Greenville

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

 [TRUNA_Vision_statement_889223](#)

A Shared Vision: Protecting the Fifth Street Corridor and Tar River University Neighborhood

PURPOSE and VISION

The goal of this document is to develop a joint statement and plan on behalf of East Carolina University, TRUNA, and the City of Greenville to promote and encourage the long-term stability and viability of the Fifth Street corridor and Tar River University Neighborhood. While it is clear that much has changed since 1907, we will jointly commit to working together as a team to prevent the deterioration of the Tar River University Neighborhood area. For the purposes of this vision statement, the boundaries will include Reade Street to Elm Street and 5th Street to 1st Street.

All relevant parties involved in this discussion share much common ground: we all desire for this area to maintain its historic ambiance – it sets the tone for the welcoming community that we want to protect. Additionally, all constituencies in this area of the community have mutual respect and appreciation for each other and want to encourage consistent and open communication among all involved. All parties agree that it is important for the neighborhood to maintain a sense of its past and retain a primarily residential feel, yet also be open to new uses that are complementary to a residential neighborhood.

ECU, TRUNA, and the City of Greenville commonly support the following key principles and common objectives to sustaining this important area of the Greenville community:

KEY PRINCIPLES of a SUCCESSFUL PARTNERSHIP

- Effective Communication
- Active Participation and Involvement
- Commitment to Improved Relationships
- Respect and Trust

COMMON OBJECTIVES

- Viable, sustainable, and preserved historic character of the community
- Pedestrian and bicycle friendly community
- Safe environment
- Social and friendly
- Diverse
- Support an owner/rental balance by citizens vested in the community
- Mixed Use – Office, Education, Commercial, and Residential where appropriate

As we continue to strive for the long-term stability of this area, we agree to cooperatively undertake the following action items in an effort to encourage consistent attention to this need for our community:

ACTION ITEMS

- The President of TRUNA, the Director of Community Development for the City of Greenville, and the Executive Assistant to the Chancellor at ECU will meet on a regular basis throughout the year to maintain open communication among all organizations.
- This document will be reviewed on an annual basis.
- ECU and the City of Greenville will work to maintain a strong police presence in the Tar River Neighborhood and serve the community in that area as identified in the City-ECU policing agreement.
- Pending a yearly review, measurable success, and budget availability, ECU will continue to work with the City to support code enforcement in the Tar River Neighborhood area as identified in the current agreement.
- All organizations will work cooperatively on zoning and historic preservation issues and recognize that changes may be necessary.

This vision statement is respectfully accepted this XX day of MONTH 2011.

Bert Powell, President of TRUNA

Pat Dunn, Mayor

David Brody, ECU Board of Trustees



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Resolution Identifying Areas Under Consideration for Annexation and Areas Under Consideration for Annexation Map – 2011 Update

Explanation: North Carolina General Statutes require a municipality to adopt a Resolution of Consideration and Map of Areas Under Consideration for Annexation to identify those areas in and around the city that might be considered for annexation into the corporate limits at a future date. The resolution and map do not annex areas identified or put them on a schedule for annexation. Instead, the resolution and map strictly identify areas that could be considered for annexation.

Once adopted, the resolution remains effective for two years. It must be renewed every two years to prevent expiration. This requirement was first met in 2001, and the resolution and map have been updated every two years since that time. To keep that original resolution valid, and to avoid potential delays to a possible future annexation effort, the City Council must renew the most recent resolution and map, which were adopted on March 5, 2009.


The Planning and Zoning Commission voted to recommend approval of the resolution and map at its February 15, 2011 meeting.

Fiscal Note: Placing areas under consideration for annexation does not entail any costs to the City of Greenville.

Recommendation: Adopt the attached Resolution Identifying Areas Under Consideration for Annexation and the attached Map of Areas Under Consideration for Annexation.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

 [Map of Areas Under Consideration for Annexation](#)

 [Annexation Resolution Areas under Consideration 2011 888056](#)

RESOLUTION NO. 11- _____
A RESOLUTION IDENTIFYING AREAS UNDER CONSIDERATION FOR ANNEXATION

WHEREAS, N.C.G.S. 160A-49 requires that no Resolution of Intent to Annex may be adopted by a city unless the city has, by resolution adopted at least one year prior to adoption of the Resolution of Intent, identified the areas proposed for annexation as being under consideration for annexation;

WHEREAS, the North Carolina General Statutes allow a city to include in the area under consideration an area larger than that which may eventually be annexed;

WHEREAS, the North Carolina General Statutes provide for a new resolution adopted before the expiration of the two-year period of effectiveness applicable to a previously adopted resolution covering the same area to relate back to the date of the previous resolution and it is the intent of City Council for this resolution to relate back for those areas identified within this resolution of consideration which are also identified within the resolution of consideration adopted on March 5, 2009; and

WHEREAS, City Council desires to comply with the requirements of N.C.G.S. 160A-49 and desires to notify citizens in developed areas and in the fringe areas just beyond the present city limits, that those areas are under consideration for annexation at some time in the future;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville:

Section 1. Pursuant to N.C.G.S. 160A-49(i) the areas identified on a map dated March 3, 2011, and titled "Areas Under Consideration for Annexation," are under consideration for future annexation by the City of Greenville, under the provisions of Part 3, Article 4A of Chapter 160A of the General Statutes of North Carolina. The map dated March 3, 2011, and titled "Areas Under Consideration for Annexation" is hereby incorporated into this resolution by reference.

Section 2. Owners of agricultural land, horticultural land and forest land within the areas under consideration for annexation as described in Section 1 above are hereby notified that they may have rights to a delayed effective date of annexation. G.S. 160A-49(f1) and (f2) provide that land being taxed at present-use value qualifies for delayed annexation, and land that is eligible for present-use value taxation but which has not been in actual production for the time period required by G.S. 105-277.3 may qualify for delayed annexation by making application to the Pitt County Tax Assessor for certification. For qualified tracts, the annexation will not become effective for most purposes until the last day of the month in which the tract or part thereof becomes ineligible for present-use value classification under G.S. 105-227.4 or no longer meets the requirements of G.S. 160A-49(f1)(2). Until annexation of a tract becomes effective, the tract will not be taxed by the City of Greenville and will not be entitled to services from the City of Greenville.

Section 3. A copy of this resolution shall be filed with the City Clerk.

Section 4. This resolution shall remain effective as provided by G.S. 160A-49(i).

ADOPTED this the 3rd day of March, 2011.

Patricia C. Dunn, Mayor

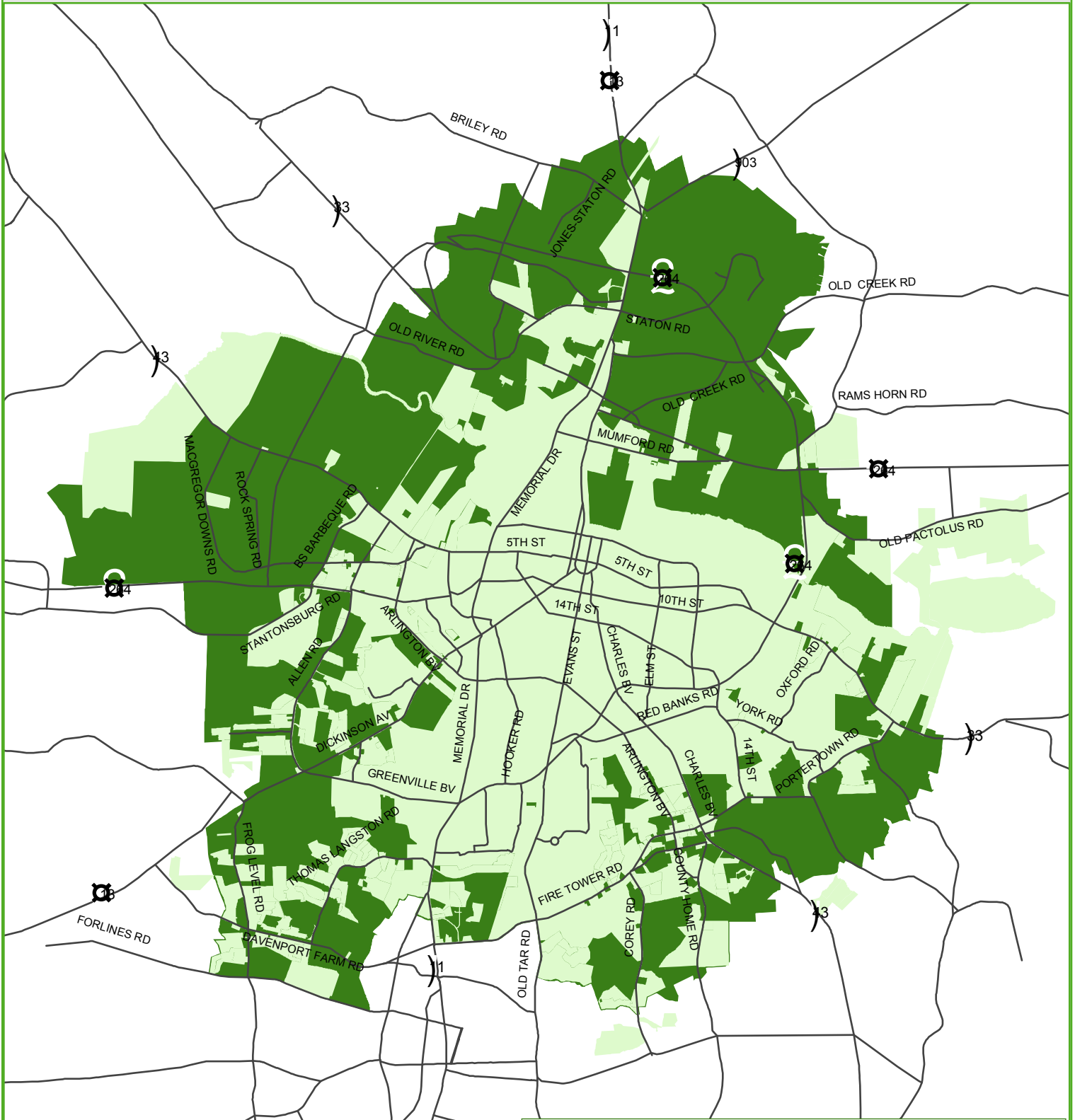
ATTEST:

Carol L. Barwick, City Clerk



Areas Under Consideration for Annexation Greenville, NC

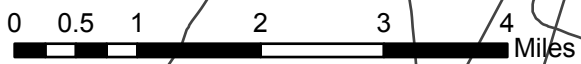
March 3, 2011



Map Legend

- Areas Under Consideration for Annexation (Extent of ETJ as of March 3, 2011)
- Extent of City Limits as of March 3, 2011
- Major Roads

Item # 19





City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Contract award for construction of the Thomas Langston Road Extension Project - Phase 2

Explanation: Bids were received for the Thomas Langston Road Extension Project - Phase 2 on February 3, 2011. Attached is the bid tabulation. ER Lewis Construction Co. Inc. of Greenville, NC, submitted the lowest responsive base bid in the amount of \$904,565.95.

Based on the cost of the proposed alternate for the traffic signal and timing of coordination with NCDOT, staff's recommendation is to proceed with the base bid and the proposed alternate for a total bid of \$974,065.95. This is the second phase of the overall Thomas Langston Road Extension Project and will complete the connection from Memorial Drive to Evans Street. Phase 2 of the project will include all excavation and grading, installation of new curb and gutter, asphalt paving, concrete sidewalk and crosswalks, installation of a new signal at Evans Street, coordination with CSXT to install the new at-grade crossing, and any utility adjustments as specified in the contract documents.

The City submitted the final design corrections responding to plan review comments from CSXT on January 13th and has confirmed its receipt by CSXT. CSXT reviewed the corrections and has informed us that our design will be approved. It will take approximately 3-4 weeks to complete the design approval agreement as CSXT's engineers are estimating the cost of performing the work they perform when constructing a new crossing. The City is responsible for reimbursing CSXT those costs.


Fiscal Note: Funding for this project will be provided through a combination of funds from City bonds, Powell Bill, and private developer participation. The proposed budget for this project, including a 5% contingency, is \$1,022,769.25.

Recommendation: Award a construction contract for the Thomas Langston Road Extension Project - Phase 2 for the base bid and alternate to ER Lewis Construction Co. Inc. of

Greenville, NC, in the amount of \$974,065.95.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

 [Thomas_Langston_Road_Ext_Project_Phase_2_Bid_Tab_Sheet_Muni_copy_889873](#)



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Authorization for the Stormwater Utility to pay Pitt County Drainage District fees for property in the City

Explanation: Many areas of the City are drained by a ditch system that belongs to the Pitt County Drainage District. The operations of the District are funded primarily by the fees they charge on the property tax bill for property owners whose stormwater drains to their District.

On May 12, 1988, the City of Greenville entered into an agreement with the Pitt County Drainage District to pay \$1,092.50 in lieu of the annual fees that Greenfield Terrace property owners would pay individually to the District for the maintenance of Lateral Canal Two (2), which services the Greenfield Terrace subdivision. The Drainage District uses these funds to mow and remove sediment from the ditch in order to maintain the original design capacity of the ditch. Greenfield Terrace is one of the eight Drainage District areas that exist within Greenville's city limits. All other property owners who live in a Drainage District area pay the District's fee on an individual basis (see attached map).

City staff has explored three options to correct this apparent inequity. One option is for the City to take over maintenance of the Drainage District's ditches and relieve the Drainage District of its responsibilities. Another option is for the City to fund, out of the Stormwater Utility Fund, the fees that the Drainage District charges all City property owners who use their system. This second option relieves property owners of paying a separate fee to the Drainage District. The third option is for the City to cancel the 1998 agreement, resulting in Greenfield Terrace property owners beginning to pay fees directly to the Drainage District.

The Drainage District's maintenance procedures were in place before the State passed the riparian buffer law. The District's procedures are grandfathered and, as such, have the authority to remove sediment and mow what would now be considered riparian buffers. Staff does not believe this option is feasible since the City would not be grandfathered and therefore would not be able to provide the same level of maintenance that the Drainage District currently provides.

Staff recommends that the Stormwater Utility fund the Drainage District fees. Several municipalities (Bethel, Ayden, Grifton, and Winterville) have chosen to pay the Drainage District fees on behalf of their citizens.

Staff estimates the annual cost to the Stormwater Utility of this recommendation is \$17,775. Staff recommends that this fee be funded out of the Utility's operation budget. Staff analysis is that the Utility's operations account has sufficient funds to pay this fee. The fee will increase as more area that drains into the Drainage District's system is annexed into the City.

The City, per the terms of the current agreement with the Drainage District, must notify the District of its intent to change the existing agreement by March 30, 2011.

Fiscal Note:

The Pitt County Drainage District has estimated the fee for all properties in their district that are located in Greenville's city limits is \$17,775 annually. This amount will be finalized after the Pitt County Drainage District has been notified of City Council's approval of the intent to pay the fee. Fee payments will be funded by the Stormwater Utility Fund.

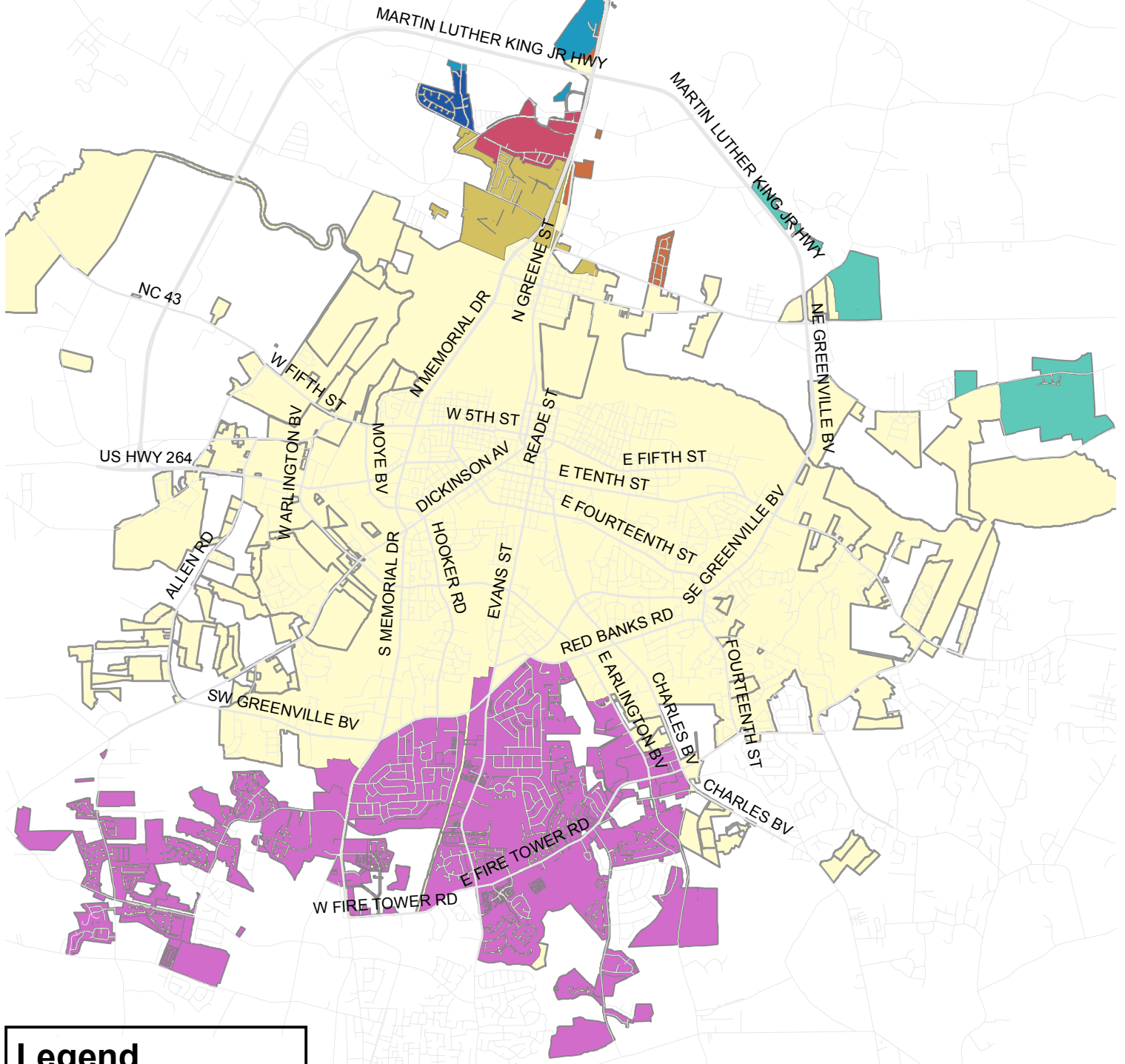
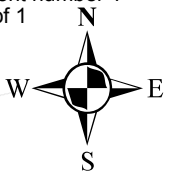
Recommendation:

Approve the Stormwater Utility paying the Pitt County Drainage District fees for all property subject to the fees located in the City, terminating the 1988 agreement between the City and the District, and authorizing the City Manager to approve the final negotiated fee and entering into an agreement with the Pitt County Drainage District to implement the fee.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.










Attachments / click to download

 [City Drainage Area Map](#)



Legend

Pitt County Drainage Districts in City Limits
DRAINAGE AREAS

-  P002000
-  P003000
-  P004001
-  P004002
-  P004003
-  P004004
-  P004005
-  P008000
-  CITY LIMITS



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Non-highway projects for inclusion in the Metropolitan Planning Organization's transportation improvement project list

Explanation: On Thursday, February 10, 2011, staff gave a presentation describing NCDOT's recently modified transportation project submission process. Council approved the proposed list of highway projects included with the presentation.

On February 17, 2011, the City of Greenville's Bicycle and Pedestrian Commission met to develop a recommended priority list of pedestrian and bicycle/greenway projects.

Along with the previously endorsed highway project list, staff will submit these projects for MPO consideration in March 2011. The MPO will submit the unprioritized list of projects in June and will submit a prioritization of that list to NCDOT in October 2011.

Per NCDOT's regulations, the MPO can only submit a total of five bicycle/greenway projects and five pedestrian projects. As a result of the limited number of bicycle and pedestrian projects the MPO can submit, these non-highway projects are presented in priority order to provide guidance to staff for developing the MPO's project list.

Mass transit projects are also included in the process to develop the State's transportation plan. The City's transit system (GREAT) is the only mass transit system in the Urbanized Area submitting projects to the MPO.

Attached are the Greenville-specific lists of non-highway transportation projects under consideration. The list is presented in priority order, for Council's consideration. A rail priority list is also attached.

Last month, Council approved a list of highway transportation projects. Those projects were unprioritized, and will be given a draft prioritization order and resubmitted to Council after NCDOT calculates quantitative scores for each

project.

Fiscal Note:

There are no costs associated with endorsement of the non-highway elements of the transportation improvement project list. The list is submitted to NCDOT for consideration in development of the State Transportation Improvement Program.

Recommendation:

Approve the attached prioritized lists of non-highway transportation improvement projects.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

 [COG Council item Bike Ped project ranking 889891](#)

 [COG Rail Projects for MPO Consideration 887774](#)

 [COG Transit Projects for MPO Consideration 887773](#)

Transportation Infrastructure Planning Proposed Priorities

Pedestrian

Priority #	Description
1	<p>Ped-heads at 15 very-high priority intersections across the City, specifically these include:</p> <ol style="list-style-type: none"> 1. 14th and Charles Blvd 2. 5th and 10th 3. 10th and Highway 33 4. Evans and Arlington 5. Evans and Greenville Blvd 6. Greenville Blvd and Hooker 7. Greenville Blvd and Memorial 8. Charles and Greenville Blvd 9. Greenville Blvd and Redbanks 10. Arlington and Memorial 11. Arlington and Dickenson 12. Arlington and Greenville Blvd 13. 10th and Cotanche 14. Arlington and 5th 15. Moye and 5th 16. 5th and 14th/Tyson 17. Arlington and Stantonsburg 18. Dickenson and 14th 19. Chestnut and 14th 20. Stantonsburg and Service 21. Memorial and 5th 22. Elm and Greenville Blvd 23. 10th and Greenville 24. Greenville and Charles 25. 14th and Evans 26. Greenville and Landmark 27. Greenville and Bismark <ul style="list-style-type: none"> ● <i>note: items not in ranked order</i>

2	Pedestrian Sidewalk Project #1: SE Greenville Blvd (Charles Blvd to 14th Street)
3	Hawk signal crossing system on 10th Street (greenway crossing)
4	Pedestrian Project #5: E 10th Street (Forrest Hill Circle to SE Greenville Blvd)
5	Pedestrian Sidewalk Project #8: SE Greenville Blvd (Charles Blvd to Red Banks Rd)

Bicycle/Greenway

Priority #	Description
Not prioritized by Bicycle and Pedestrian Commission	Parker's Creek Greenway from Greenville Aquatic & Fitness Center to River Park North: #42 in the Greenway Master Plan (in current TIP)
1	Greenway – Priority #1 South Tar River Greenway, Phase III, #40 in Greenways Master Plan
2	Greenway – Priority #2 School House Branch Greenway, #12 in Greenways Master Plan
3	Greenway—Priority #3 South Tar River Greenway Phase II, #21 in Greenways Master Plan (heading east)
4	Greenway – Priority #4 Tar River to Hardee Creek Greenway, #15 in Greenways Master Plan (heading east)

Rail Projects
Name
Passenger Rail System (Raleigh to Greenville)-- Feasibility/planning study

Public Transit Projects				
Name	TIP #	Year	# of buses	Cost estimate
Intermodal Transportation Center	TD-4716			\$11,052,000
				Unfunded: \$8,179,000
Replacement Busses	TA-4965	FY14	4	\$2,400,000
		FY16	1	\$600,000
		FY17	2	\$1,200,000
		FY19	2	\$1,200,000
Expansion Busses	TA-4773	FY12	2	\$1,200,000
		FY13	2	\$1,200,000
		FY14	2	\$1,200,000
		FY15	2	\$1,200,000
		FY16	2	\$1,200,000
		FY17	2	\$1,200,000
		FY18	2	\$1,200,000
		FY19	2	\$1,200,000
		FY20	2	\$1,200,000
Technology - veh. tracking, passenger info, data communications, traffic signal priority, etc.	TT-5208	FY14		\$250,000
		FY15		\$50,000
		FY16		\$50,000
		FY17		\$50,000



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Police Department overtime expenses

Explanation: McGladrey & Pullen, the City's independent auditor, noted in its management letter for the 2009-2010 fiscal year "that the expenditures to several funds and the police department in the general fund exceeded the authorized appropriations made by the governing board." In subsequent correspondence, the auditor noted that the Police Department over-expenditure occurred in several account numbers with the main source being the overtime accounts. The total Police Department 2009-2010 budget for overtime was \$304,555 and total expenditures were \$1,139,303 resulting in an over-expenditure of \$834,748. This over-expenditure was offset by under-spending in several other line items within the Police Department, resulting in the net over-expenditure of \$291,750 highlighted by the auditor.

Over-expenditure of the Police Department overtime account occurs every year. In 2008-2009 for example, the overtime account of \$323,800 was over-spent by \$571,631 (total overtime expenditures were \$895,431.). In past years, the overtime over-spending was offset by under-spending in other accounts. The salary savings realized from vacant positions has been a primary means to insure that the total Police Department budget did not exceed the authorized appropriation. Attached is a chart that provides information on the total Police Department budget and actual expenses for the past five years and the same budget and actual categories for overtime expenses.

For 2009-2010, salary savings were not sufficient for the first time to help offset the over-expenditure in overtime costs. The salary savings were not sufficient because the Police Department kept most positions filled during the year due to limited turnover and unbudgeted payroll expenses for the PAL program increased significantly. In 2009-2010 overtime expenses increased by \$243,872 when compared to the prior fiscal year. The overtime increase resulted from greater use of special assignments such as the downtown detail. Of the \$243,872 overtime increase, \$126,147 is attributed to increased overtime assignments in the downtown area. The Police Department overtime increase was discussed

with the City Council during the year and highlighted in the May 2010 budget presentations when staff predicted that Police Department overtime for 2009-2010 would be \$1,112,278 (actual amount was \$1,139,303).

As requested by the City Council on February 10, 2011, attached is a report from Chief Anderson on police overtime.

Fiscal Note: The Police Department budget for overtime in 2010-2011 is \$330,110.

Recommendation: Receive a staff report on Police Department overtime.

Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

 [PD Budget-Overtime Table](#)

 [Chief Anderson's memo](#)

FY	BUDGET	ACTUAL	\$ DIFF.	OVERTIME BUDGET	OVERTIME ACTUAL	\$ DIFF.
2006	\$16,589,306	\$15,914,013	\$ 675,293	\$ 286,500	\$ 531,167	\$ (244,667)
2007	17,505,521	17,306,060	199,461	301,287	621,717	(320,430)
2008	19,425,460	19,053,326	372,134	295,920	680,782	(384,862)
2009	21,783,517	20,695,223	1,088,294	323,800	895,431	(571,631)
2010	21,817,860	22,109,610	(291,750)	304,555	1,139,303	(834,748)



GREENVILLE POLICE DEPARTMENT

MEMORANDUM

February 18, 2011

TO: Wayne Bowers, City Manager

FROM: William J. Anderson, Chief of Police

SUBJECT: Police Overtime

This report is intended to address three issues concerning the expenditure of funds budgeted for the Greenville Police Department. The issues to be addressed in this document are: the scheduling of police personnel, the tracking and documenting of employee hours worked, and the budgeting and use of overtime. The Greenville Police Department has an authorized complement of 188 sworn employees and 54 civilians. The mission and responsibilities of providing full police and public safety services requires a variety of schedules, flexibility, and adaptability. The very nature of the unpredictability of law enforcement requires the use of overtime to ensure public safety.

An audit of the City of Greenville's fiscal year 2010 budget indicates the Greenville Police Department exceeded its \$21,817,860 budget by \$291,750. It has been determined that one area of concern is the department's use of overtime. During budget presentations to City Council in May 2010, it was projected the department would spend more than one million dollars in overtime for the current fiscal year 2010-2011. This was based on current trends and expenditures from fiscal year 2009-2010. The actual amount of overtime spent in fiscal year 2009-2010 was \$1,139,303. The approved budget for overtime in 2009-2010 was \$304,555. This includes all overtime paid to police department employees, both sworn and civilian.

Pursuant to established City policies, work hours for City employees are based on a two-week pay period. Police employees are scheduled 8-, 10-, and 11.5-hour work days, depending on the unit assignment. Under the Fair Labor Standards Act (FLSA) guidelines, the City has established that all sworn non-exempt officers must work 86 hours in a pay period before overtime is accrued. Civilian non-exempt employees begin to accrue overtime after 40 hours of work each week.

The normal patrol schedule is that most patrol officers work an 80.5 hour two-week pay period or seven 11.5 hour days. The following illustrates a normal two-week work schedule.

Work shift begins at 6:40 a.m. dayshift and 6:40 p.m. evening shift

- Monday & Tuesday 11.5 hour days
- Wednesday & Thursday Off
- Friday, Saturday & Sunday 11.5 hour days
- Monday & Tuesday Off
- Wednesday & Thursday 11.5 hour days

- Friday, Saturday & Sunday Off
- Total Hours Worked 80.5 per period

In calculating overtime, it is important to remember that overtime does not accrue until the officer works 86 hours. The difference of 5.5 hours between the FLSA requirement of 86 and the 80.5 work week would be paid at the regular rate of pay (RR) for the officer.

For the purpose of this discussion, payroll codes are defined as follows:

- RR REGULAR HOURS
- OO OVERTIME (TIME AND A HALF RATE)
- EE EMERGENCY TIME (PAID AT TIME AND A HALF RATE)

How Overtime is Accrued

The issue that creates the most confusion when calculating police overtime surrounds the traditional eight-hour work day. An eight-hour work day is not the norm for emergency personnel such as police and fire. Based on the schedule worked by the majority of uniformed officers, it would appear that each officer works three and a half (3.5) hours of overtime per work day. This can become even more convoluted when calculating actual overtime in a pay period or when considering the flexing of officer's schedules. The following is an example of a typical work schedule for a shift level patrol officer:

- Monday – 11.5 hours worked plus 2 hours overtime (late call) = 13.5
- Tuesday – 11.5 hours worked = 11.5
- Wednesday – Day Off = 0
- Thursday – Day Off – Four (4) hours overtime (Court) = 4
- Friday – 11.5 hours worked plus 1 hour overtime (late call) = 12.5
- Saturday – 11.5 hours worked = 11.5
- Sunday – 11.5 hours worked plus 2 hours overtime (complete reports) = 13.5
- Monday - Day Off = 0
- Tuesday - Day Off = 0
- Wednesday – 11.5 hours worked = 11.5
- Thursday – 11.5 hours worked = 8 (3.5 overtime)

Note: Officer would begin accruing overtime after working only eight (8) hours on Thursday. All hours after would be overtime/OO.

- Friday, Saturday, and Sunday – DAYS OFF
(Officer volunteers to work four (4) hours downtown overtime Friday night) = 4
- Total hours for pay period = 93.5
- Overtime hours = 7.5**

In this example, the officer worked a total of 93.5 hours as a result of their normal work schedule, mandatory court appearance and volunteered for a downtown detail. Since overtime does not begin to accrue until after 86 regular hours have been worked, the officer begins accruing overtime pay on the last Thursday of the pay cycle after working 8 hours. All other hours (7.5) would be paid at the overtime rate.

The authorized complement of sworn officers for the police department is 188. This includes all supervisors, detectives, and officers assigned to various support duties. The Patrol Bureau has an authorized complement of 115 officers. Of this total, 80 are assigned to the four platoons and 35 are assigned to the Patrol Special Operations Division. The four platoons are responsible for providing 24-hour police coverage and responding to calls for service. These platoons work the aforementioned 11.5 hour, 14-day rotation schedule. This schedule ensures an adequate number of officers are available to handle call for service and most police emergencies at any given time. The platoons are supported by the Patrol Special Operations Division which consists of the IMPACT Unit, Traffic Safety Unit, Housing Authority Unit, and Warrant Squad who work a variation of the same schedule as the patrol shifts or a similar 10-hour schedule to provide additional resources based on demand. The remaining officers are assigned to staff support positions. They generally work a more traditional eight-hour, five-day schedule.

The police department utilizes overtime for various needs. The following is an example how overtime is expended:

- Mandatory Off-Duty Court Appearances
- Special Events
 - Halloween
 - July 4th
 - Christmas Parade
 - Mutual Aid for Outside Agencies
 - National Night Out
 - ECU Football
 - Special Permits (escorts, road races, marches, civic functions)
- Shift Level Staffing (Patrol and Communications)
- Major Case Investigations (Homicides, Robberies Etc.)
- Training
- Holiday and Special Patrols
- Special Task Forces (Burglary, Robbery, TRUNA and West Greenville Crime Suppression Plans etc.)
- PAL Activities
- Unexpected Emergency Occurrences
- Normal Day-to-Day Operations (City Council Meetings, PCRC, Town Hall Meetings, Hot Spot Enforcement etc.)
- Downtown Nightlife Operations

To ensure officers are well rested, Greenville Police Department policy and procedures prohibit officers from performing extra-duty (to include overtime) work that would require the employee to work more than 16 hours within a 24-hour period.

This memorandum is designed to provide an overview of the department's schedule and how overtime is earned and utilized. It is important to understand the various work schedules, the types of work performed, the unpredictable nature of police services, and the need to ensure public safety 24/7. Equally important to consider is the amount of work that was accomplished in 2010 and how it relates to the significant drop in crime. Through a broad and focused approach, along with planned implementation, the police department was able to address many of the concerns that were brought to our attention. Overtime use continues to be a concern, and

measures are currently in place to reduce overtime expenses to the extent possible. Additional personnel can only help efforts to reduce the continually growing dependence on overtime.

The Greenville Police Department remains committed to the City Council's goal to promote a safe community within mandated budgetary constraints. Due to the success of programs designed to achieve this goal and the nature of policing, circumstances will continue to arise that will require immediate response and, in many cases, the use of overtime.



City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Criteria for Redistricting

Explanation: Census data is required by law to be provided to the City no later than April 1, 2011. Upon receipt of the data, a determination will need to be made as to whether population changes within Greenville require the redrawing of the district lines which are utilized to elect Council Members. If a determination is made that the district lines must be redrawn in order to comply with the constitutional requirement of one-person, one-vote, then the City will need to redistrict and have the redistricting plan precleared by the United States Department of Justice in sufficient time to be implemented prior to the commencement of the filing period for candidates for municipal office.

At its February 10, 2011, meeting, City Council retained Mel Black & Associates as the consultant to assist in the City's redistricting project. The consultant will assess and apply the census data in order to determine whether redistricting is required and, if so, then develop a redistricting plan.

The equal protection clause of the United States Constitution requires that each electoral district must be substantially equal in population so that each person's vote counts about the same. In general, if the overall deviation of the most populous district and the least populous district is greater than 10%, redistricting will be required. If it is determined that redistricting is required, the process for preparation of a redistricting plan for Council's consideration will be commenced. In order to facilitate the process, it is recommended that Council approve criteria to utilize in preparation of the plan. It is recommended that the criteria be as follows:

CRITERIA FOR REDISTRICTING

1. Districts should be as nearly equal in population as is practicable, but in no case shall the total deviation in population between the smallest district and the largest district be greater than 10%.

2. The plan shall not dilute the voting strength of racial minority citizens. Specifically, the plan should not fragment minority citizens among different districts or over-concentrate minority citizens in one district.
3. Each district should be composed of territory that is contiguous and reasonably compact.
4. The plan must meet non-retrogression analysis under Section 5 of the Voting Rights Act of 1965. The present system allocates roughly one-third of the full-voting seats on the City Council to electable minority districts. The plan should allocate roughly one-third of the seats to electable minority districts unless there is a significantly greater or lesser percentage of racial minority citizens in the City when comparing 2010 census data to 2000 census data which would warrant a greater or lesser allocation of seats to electable minority districts.
5. The plan must be drawn based on geographic boundaries utilized by the Bureau of the Census in the 2010 census as supplemented by annexations with effective dates on or before June 30, 2011, and the plan must be based on 2010 census data.
6. Each district, to the greatest extent possible, shall be designed to accommodate future growth and shall specifically be designed to accommodate future growth in the areas of the City which have historically shown greater development, growth, and annexation than other areas. To the greatest extent possible, districts should be designed to avoid the need for redistricting in the near future.
7. To the extent possible, the plan should preserve historic boundaries and present district boundaries, should recognize neighborhoods and other communities of interest, and should minimize contests among incumbents. Continuity of constituent relationships and minimization of contests among incumbents, though important, may not supercede constitutional or statutory requirements.

Fiscal Note: There is no expense associated with the adoption of the Criteria for Redistricting.

Recommendation: Approve the Criteria for Redistricting .

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City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: Policy on Mayor and Council Members Adding an Agenda Item

Explanation: At its February 10, 2011, meeting, City Council requested that a policy be prepared relating to the Mayor and Council Members adding an item to an agenda for a City Council meeting. The following policy is proposed:

Policy on Mayor and Council Members Adding an Agenda Item

An item will be added to the agenda of a City Council meeting at the request of the Mayor or a Council Member when the Mayor or Council Member submits to the City Manager a written request to have the item added to the agenda no later than noon on the Friday prior to the Wednesday when agenda material is scheduled to be distributed to the Mayor and Council Members for the meeting which the item is to be on the agenda. The written request will contain sufficient information to ensure that the request is accurately reflected in the agenda material distributed to the other members of City Council. A written request may be in the form of an email sent to the City Manager.

An item will also be added to an agenda of a City Council meeting at the request of the Mayor or a Council Member when City Council votes at a City Council meeting to have the item added to the agenda. Unless the item requires action prior to the date of the next scheduled meeting, the item will be added to an agenda for a future meeting rather than the same meeting at which the request to have the item added to the agenda is made. A majority vote of the members present and not excused from voting shall be required to add the item to the agenda for a future meeting. A two-thirds vote of the members present and not excused from voting shall be required to add the item to the agenda at the same meeting.

Fiscal Note: There is no expense associated with adopting the proposed policy.

Recommendation: It is recommended that Council adopt the proposed policy.

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City of Greenville, North Carolina

Meeting Date: 3/3/2011
Time: 7:00 PM

Title of Item: City of Greenville 2011 Goals

Explanation: During the Annual Planning Session conducted on January 29, 2011, the City Council reviewed the goals, objectives, and action items for 2010-2011 and tentatively agreed to continue the ten goals for 2011. The City Council discussed objectives and action items for each goal.

City staff provided a draft of the 2011 goals, objectives, and action items at the February 21, 2011 City Council meeting for review and comment. The attached document containing the goals, objectives, and action items is presented for adoption.

Fiscal Note: Each action item has a separate fiscal note.

Recommendation: Adopt the attached City of Greenville 2011 goals, objectives, and action items.

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DRAFT

City of Greenville

2011 Goals

NOTE: Due to current economic conditions, the City Council indicates an awareness of budgetary constraints that impact all goals and is prepared to make adjustments as necessary based on financial impacts.

1. Goal: Promote a Safe Community

A. Objective: Continue to support community policing

Action Item #1: Continue support of Police Community Relations Committee meetings to be held throughout the five City Council districts

Responsibility: Police Department

Timeframe: December 2011

Fiscal Note: No direct cost

Action Item #2: Continue support of Citizens United Against Violence (CUAV)

Responsibility: Police Department

Timeframe: Ongoing

Fiscal Note: Grant and other funds included in Police Department budget

Action Item #3: Provide staff support for the Special Task Force on Public Safety

Responsibility: Police Department

Timeframe: May 2011

Fiscal Note: No direct cost

Action Item #4: Evaluate and develop an implementation strategy for the recommendations of the Special Task Force on Public Safety

Responsibility: Police Department

Timeframe: July 2011

Fiscal Note: To be determined

B. *Objective: Continue and expand crime prevention activities for youth*

Action Item #1: Insure that the existing PAL after-school, summer, and spring break programs have maximum enrollment

Responsibility: Recreation and Parks, and Police Departments

Timeframe: Ongoing

Fiscal note: PAL operating funds of \$105,000 contained in Police Department operating budget

Action Item #2: Through aggressive recruitment, increase the number of youth participating in the Police Explorer (Boy Scouts) Program

Responsibility: Police Department

Timeframe: December 2011

Fiscal Note: Funds available in Police Department operating budget

Action Item #3: Partner with the Public Works Department and the Police Athletic League's After-School Program to continue to promote environmental education as part of a "green city" initiative

Responsibility: Police Department

Timeframe: Ongoing

Fiscal Note: Limited direct costs

Action Item #4: Continue promoting parent and child development as part of the PAL after-school program

Responsibility: Police Department

Timeframe: Ongoing

Fiscal Note: Included in PAL operating costs

C. *Objective: Continue to strengthen partnerships between the Police Department and the Pitt County School System*

Action Item #1: Continue partnerships with Pitt County Schools truancy prevention programs

Responsibility: Police Department

Timeframe: Ongoing

Fiscal Note: Funds included in Police Department budget

Action Item #2: Continue support of the Student Success Academy with the United Way of Pitt County, Pitt County School System, and other partners

Responsibility: Police Department

Timeframe: August 2011
Fiscal Note: Minimal direct cost

Action Item #3: Continue the highly successful drop-out prevention program Turning Around for Success that is grant funded by the North Carolina General Assembly Committee on Dropout Prevention

Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: Grant funded

D. *Objective: Increase police and code enforcement presence in the Frontgate Drive/Kristin Drive area*

Action Item #1: Evaluate the temporary use of an apartment made available by a landlord in the area

Responsibility: Police Department
Timeframe: April 2011
Fiscal Note: To be determined when apartment selected

Action Item #2: For this area develop a plan to establish crime benchmarks and a three-month reporting schedule

Responsibility: Police Department
Timeframe: April 2011
Fiscal Note: No direct cost to prepare plan

Action Item #3: Establish a neighborhood watch in the area

Responsibility: Police Department
Timeframe: May 2011
Fiscal Note: Minimal direct cost

Action Item #4: Establish a neighborhood association in the area

Responsibility: Community Development Department
Timeframe: August 2011
Fiscal Note: Minimal direct cost

Action Item #5: Initiate concentrated code enforcement effort in the area

Responsibility: Police Department
Timeframe: May 2011
Fiscal Note: Funds for Code Enforcement in operating budget

E. *Objective: Create jobs and housing opportunities for adult/youth re-entering the community from the correctional system*

Action Item #1: Through the activities of the Pitt County Re-Entry Program, coordinate efforts with activities at the Lucille W. Gorham Intergenerational Center

Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: Grant Funded

Action Item #2: Continue partnership with the Public Works Department, Recreation and Parks Department, Pitt County, non-profit agencies, and Probation and Parole to identify entry-level job opportunities for non-violent offenders who are re-entering the community from the correctional system

Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: Looking for funding sources

Action Item #3: Partner with the Community Development Department, Department of Social Services, Greenville Housing Authority, and non-profit agencies to explore transitional housing opportunities for non-violent offenders who are re-entering the community from the correctional system

Responsibility: Police Department
Timeframe: October 2011
Fiscal Note: Grant funded

F. *Objective: Address problems created by gang activity*

Action Item #1: Continue to partner with federal, state, and local law enforcement agencies to target gang activity

Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: Funds included in Police Department budget

Action Item #2: Continue support of the Police Department Gang Unit financially and educationally through training, equipment, and other resources as determined necessary

Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: Current operation included in Police Department budget

Action Item #3: Evaluate the National League of Cities Youth Violence Prevention Program that includes the following key goals: (1) Reduce youth homicide and violent crime, (2) form partnerships that steer high-risk youth toward positive alternatives, (3) prevent conflict by breaking cycle of revenge and retaliation, and (4) counteract the culture of violence by amplifying the community's moral voice

Responsibility: Police Department
Timeframe: September 2011
Fiscal Note: Minimal direct cost to conduct evaluation

G. *Objective: Provide effective service to our community in the event of a natural, man-made, or other type of disaster*

Action Item #1: Conduct at least one activation of the City's Emergency Operations Center at a Level 2 status via an event or exercise

Responsibility: Fire-Rescue Department
Timeframe: June 2011
Fiscal Note: \$500

Action Item #2: Search for funding avenues for improvements to or replacement of the City Emergency Operations Center through The Ferguson Group and other sources

Responsibility: Fire-Rescue Department
Timeframe: December 2011
Fiscal Note: \$600,000 earmark and \$200,000 City match already approved; seeking approximately \$1,000,000 more to complete project

Action Item #3: Explore feasibility of utilizing social networking and other electronic communication outlets (Twitter, Facebook, Text Messaging) as a means of keeping citizens informed of significant emergency events

Responsibility: Fire-Rescue Department and Public Information Office
Timeframe: June 2011
Fiscal Note: To be determined

H. *Objective: Increase public education and awareness of ways to prevent crime; and work to eliminate crime by insuring accurate perception and making citizens aware of successes*

Action Item #1: Work with the City's Public Information Office to develop regular segments entitled "Police Beat" focused on providing citizens with important information as it relates to crime and prevention in their communities

Responsibility: Police Department
Timeframe: April 2011
Fiscal Note: Limited direct costs

Action Item #2: Produce regular "cityscene" episodes focusing on crime prevention and other important issues as they relate to crime and quality of life issues

Responsibility: Police Department and Public Information Office
Timeframe: Ongoing
Fiscal Note: Limited direct costs

Action Item #3: Conduct weekly briefings with the news media

Responsibility: Police Department
Timeframe: Start in February 2011
Fiscal Note: No direct costs

Action Item #4: Explore the use of Twitter or other social networks by Area Commanders as tool to improve communications with citizens in their assigned areas

Responsibility: Police Department and Public Information Office
Timeframe: June 2011
Fiscal Note: To be determined

I. *Objective: Aggressively expand neighborhood crime prevention programs and establish clearcut benchmarks for measuring progress*

Action Item #1: Continue partnership with the Neighborhood Liaison in the Community Development Department to identify and develop neighborhood plans to improve the quality of life

Responsibility: Police and Community Development Departments
Timeframe: August 2011
Fiscal Note: No direct cost

Action Item #2: Increase the number of active neighborhood crime watch programs by 10%

Responsibility: Police Department
Timeframe: December 2011
Fiscal Note: No direct cost

Action Item #3: Propose a new neighborhood crime prevention program with benchmarks

Responsibility: Police Department
Timeframe: September 2011
Fiscal Note: To be determined

J. *Objective: Participate in the Bright and Safe Initiative*

Action Item #1: Research the Bright and Safe Initiative

Responsibility: Police and Public Works Departments
Timeframe: May 2011
Fiscal Note: No direct cost to conduct research

Action Item #2: Develop standards for street illumination levels along City and State streets in coordination with City's stakeholders

Responsibility: Public Works Department
Timeframe: July 2011
Fiscal Note: No direct cost

Action Item #3: Explore methods of implementing streetlight standards on existing streets approved by the City Council

Responsibility: Public Works Department
Timeframe: September 2011
Fiscal Note: No direct cost

2. **Goal: Promote/Strengthen Economic Development Opportunities**

A. *Objective: Explore ways (including nontraditional approaches) the City can better accomplish/promote economic development*

Action Item #1: Coordinate with Convention and Visitors Bureau, Pitt County Development Commission, and other partners to consider a new community marketing campaign

Responsibility: Assistant City Manager/Public Information Office
Timeframe: July 2011
Fiscal Note: \$10,000

Action Item #2: Research techniques and opportunities for placement of Greenville on "best of business", "best small city", and "best quality of life" lists published by national publications and organizations

Responsibility: Community Development Department
Timeframe: October 2011
Fiscal Note: \$7,500 for graphic layout and advertising costs

Action Item #3: Move forward with branding study for Greenville's Center City as part of collaborative efforts with other City of Greenville agencies such as the Convention and Visitors Authority, Pitt County Development Commission, and Chamber of Commerce

Responsibility: Community Development Department
Timeframe: August 2011
Fiscal Note: To be determined

B. *Objective: Promote public/private partnerships and nonprofit partnerships for economic development*

Action Item #1: Continue working with the Redevelopment Commission to implement the Center City Revitalization Plan including the attraction of businesses and institutions to the downtown area

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: Costs to be determined on a project by project basis

Action Item #2: Coordinate with East Carolina University and local and national developers to bring high quality mixed-use development to the downtown area through the use of public/private partnerships

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: Costs to be determined on a project by project basis

Action Item #3: Participate in quarterly City and Town Managers of Pitt County meetings hosted by the Pitt County Development Commission

Responsibility: City Manager and Assistant City Manager
Timeframe: Ongoing
Fiscal Note: No direct cost

C. *Objective: Develop strategies to make Greenville a gateway city for the emerging ecotourism and other sustainable tourism industry from I-95 to the coast*

Action Item #1: Coordinate with the East Carolina University Sustainable Tourism Program, North Carolina's Eastern Region, North Carolina's Northeast Commission, and other partners to develop ecotourism and other sustainable tourism in the region

Responsibility: Assistant City Manager
Timeframe: Ongoing
Fiscal Note: No direct cost

Action Item #2: Work with the Convention and Visitors Bureau to explore the possibility of expanding their ecotourism efforts in coordination with other community and regional partners

Responsibility: Assistant City Manager
Timeframe: Ongoing
Fiscal Note: No direct cost to City

Action Item #3: Seek grant funding for any ecotourism and other sustainable tourism infrastructure needs

Responsibility: City Manager
Timeframe: Ongoing
Fiscal Note: To be determined

D. *Objective: Explore additional ways to use the Tar River*

Action Item #1: Develop plans to improve canoe/kayak put-ins and take-outs on the Tar River at Town Common and Port Terminal

Responsibility: Recreation and Parks Department
Timeframe: October 2011
Fiscal Note: To be determined

Action Item #2: Develop plans to improve fishing locations at the Town Common and along the South Tar River Greenway

Responsibility: Recreation and Parks Department
Timeframe: September 2011
Fiscal Note: To be determined

Action Item #3: Identify locations for educational opportunities along the Tar River to interpret the adjacent wetlands and the river's ecosystem to park users

Responsibility: Recreation and Parks Department
Timeframe: August 2011
Fiscal Note: To be determined

E. *Objective: Promote a green economy*

Action Item #1: Research the green economy and consult with the Pitt County Development Commission, Pitt Community College Workforce Development, East Carolina University, and North Carolina's Eastern Region to gain a better understanding of what green business opportunities Greenville is situated to pursue

Responsibility: Assistant City Manager
Timeframe: April 2011
Fiscal Note: No direct cost

Action Item #2: Provide a report to the City Council on the green economy along with recommended action steps

Responsibility: Assistant City Manager
Timeframe: June 2011
Fiscal Note: No direct cost

F. *Objective: Get low income families connected with mainstream financial institutions*

Action Item #1: Arrange a meeting with Community Reinvestment Officers from mainstream financial institutions with local offices to determine outreach activities being provided to low income families

Responsibility: Community Development Department
Timeframe: September 2011
Fiscal Note: No direct cost

Action Item #2: Obtain information from the National League of Cities concerning the poverty simulation for leaders program

Responsibility: Community Development Department
Timeframe: June 2011
Fiscal Note: No direct cost

3. **Goal: Promote Sustainability and Livability of both Old and New Neighborhoods**

A. *Objective: Continue to create walkable/bikeable communities*

Action Item #1: Adopt a bicycle and pedestrian master plan for the Greenville Urban Area

Responsibility: Public Works Department
Timeframe: March 2011
Fiscal Note: Consultant contract amount is \$93,130

Action Item #2: Continue to provide support to the Greenville Bicycle and Pedestrian Commission

Responsibility: Public Works, and Recreation and Parks Departments
Timeframe: Ongoing
Fiscal Note: No direct costs

Action Item #3: Apply to be recognized as a Bicycle Friendly Community

Responsibility: Public Works Department
Timeframe: July 2011
Fiscal Note: No direct costs

B. *Objective: Continue to expand the greenway system*

Action Item #1: Consider new approaches to fund alternative methods of transportation (greenways)

Responsibility: Public Works, and Recreation and Parks Departments
Timeframe: Continuous
Fiscal Note: No direct cost

Action Item #2: Complete construction of the South Tar River Greenway Phase 1B Project

Responsibility: Public Works Department
Timeframe: March 2011
Fiscal Note: \$1,500,000 (federal grant)

Action Item #3: Complete design of the Green Mill Run Greenway Phase II Project from Charles Boulevard to Evans Park

Responsibility: Public Works Department
Timeframe: August 2011
Fiscal Note: \$1,374,400 (federal grant – 80%); \$343,600 (City match – 20%)

Action Item #4: Meet regularly with representatives of the Friends of Greenville Greenways (FROGGS)

Responsibility: City Manager, and Community Development, Public Works, and Recreation and Parks Departments
Timeframe: Ongoing
Fiscal Note: No direct cost

Action Item #5: Pursue with expedience greenway expansion priorities

Responsibility: Public Works Department
Timeframe: Ongoing
Fiscal Note: To be determined for each expansion project

C. *Objective: Continue and enhance predatory lending programs*

Action Item #1: Continue the citizen awareness predatory lending educational program developed in 2009

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: Limited direct costs

Action Item #2: Provide quarterly financial literacy classes targeting first-time homebuyers, churches, nonprofits, neighborhood associations, lending institutions, and college students

Responsibility: Community Development Department
Timeframe: December 2011
Fiscal Note: Minimal direct costs

Action Item #3: Continue contract with N.C. Rural Development to provide Financial Literacy workshops

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: \$15,000

D. *Objective: Continue to promote community gardens*

Action Item #1: Continue to solicit interest and participation in community gardens with neighborhood associations, citizens, and groups on City-owned property

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: \$500

Action Item #2: Establish two additional community garden projects

Responsibility: Community Development Department
Timeframe: December 2011
Fiscal Note: \$3,000

Action Item #3: Update GIS data quarterly to determine which sites are available for lease and those most suitable for community gardening

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: No direct cost

E. *Objective: Continue to monitor the implementation of the 10-Year Plan to End Chronic Homelessness in Pitt County*

Action Item #1: Continue participation on the 10-Year Plan to End Chronic Homelessness Board and Management Advisory Team

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: No direct cost

Action Item #2: Continue to provide funding to assist with implementation of SOAR training (SSI/SSDI, Outreach, Access and Recover), a program that strives to access disability benefits for currently homeless people and those at risk of becoming homeless who are living with disabilities

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: \$15,000

Action Item #3: Provide assistance in the coordination of the “Project Homeless Connect”, which is a one-day event to connect homeless individuals and families with services and support

Responsibility: Community Development Department
Timeframe: March 2011
Fiscal Note: No direct cost

Action Item #4: Establish a fund, or a means of raising funds, to provide blankets and basic necessities to homeless individuals

Responsibility: Police and Community Development Departments
Timeframe: October 2011
Fiscal Note: To be determined

F. *Objective: Review and re-evaluate garbage/trash collection*

Action Item #1: Further implement educational program to reduce the number of residents placing trash items at curbside on other than their assigned day of garbage service

Responsibility: Public Works Department
Timeframe: June 2011

Fiscal Note: No direct costs

Action Item #2: Continue to evaluate alternatives in conjunction with Code Enforcement to improve removal of trash from vacant and commercial property and removal of material from residential property that the City does not collect

Responsibility: Public Works Department

Timeframe: July 2011

Fiscal Note: No direct cost

Action Item #3: Present a report on the feasibility and cost of implementing a second litter patrol

Responsibility: Public Works Department

Timeframe: May 2011

Fiscal Note: To be determined

G. *Objective: Preserve historic homes and businesses*

Action Item #1: Prepare a brochure on available resources to aid in the preservation of historic structures and disseminate to the public including placing on the City's website

Responsibility: Community Development Department

Timeframe: March 2011

Fiscal Note: \$1,500

Action Item #2: Implement the new program to provide low-interest loans and/or matching grants to assist property owners in preserving historic homes and businesses

Responsibility: Community Development Department

Timeframe: May 2011

Fiscal Note: \$50,000

H. *Objective: Explore ways to improve quality of rental properties in neighborhoods (rental task force)*

Action Item #1: Review and strengthen methods to secure compliance with code violations and report on existing procedures and how effective they are

Responsibility: City Attorney and Police Department

Timeframe: June 2011

Fiscal Note: No direct costs

Action Item #2: Work with East Carolina University to monitor the additional code enforcement officer agreement

Responsibility: Police Department
Timeframe: December 2011
Fiscal Note: No direct costs

Action Item #3: Explore the feasibility of creating a citywide rental rehabilitation program for owners of rental property to improve the quality of rental housing in neighborhoods

Responsibility: Community Development Department
Timeframe: August 2011
Fiscal Note: CDBG/HOME Funds

Action Item #4: Consider requiring a dumpster during rehab work on homes in neighborhoods

Responsibility: Public Works Department
Timeframe: July 2011
Fiscal Note: No direct cost

I. *Objective: Explore new strategies to sell homes in revitalization area*

Action Item #1: Continue to work with local housing providers to make available housing counseling and marketing services to potential homebuyers

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: \$55,000

Action Item #2: Continue to provide quarterly homebuyer education classes for potential buyers in partnership with the NC Rural Fund for Development and Housing Division Staff

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: \$1,000

Action Item #3: Continue to explore lease purchase opportunities for homes in the West Greenville Revitalization Area

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: To be determined for each home

J. *Objective: Promote new neighborhood associations*

Action Item #1: Neighborhood Liaison/Ombudsman will continue existing quarterly outreach efforts in neighborhoods that do not have an association

Responsibility: Community Development Department

Timeframe: Ongoing on a quarterly basis

Fiscal Note: No direct costs

Action Item #2: Prepare six-month and twelve-month reports on the activities and effectiveness of the Neighborhood Advisory Board

Responsibility: Community Development Department

Timeframe: July 2011 and January 2012

Fiscal Note: No direct costs

K. *Objective: Consider establishing a rental advisory board*

Action Item #1: Review December 29, 2010 staff report on proposed rental advisory board and consider an ordinance creating such a board

Responsibility: City Council

Timeframe: April 2011

Fiscal Note: To be determined

4. **Goal: Develop Progressive and Comprehensive Transportation Initiatives**

A. *Objective: Continue to upgrade Greenville Boulevard and other State-maintained streets within the City (safety and more attractive)*

Action Item #1: Submit a list of projects to improve pedestrian crossing facilities on State-maintained roads for inclusion in the next State Transportation Improvement Program (STIP)

Responsibility: Public Works Department

Timeframe: June 2011

Fiscal Note: No direct cost

Action Item #2: Work with the North Carolina Department of Transportation (NCDOT) to perform intersection improvements along Greenville Boulevard and on other State-maintained roads within the City

Responsibility: Public Works Department

Timeframe: Continuous

Fiscal Note: No direct cost

Action Item #3: Submit enhancement projects along State-maintained roads for inclusion in the Greenville Urban Area Metropolitan Planning Organization's Project List. MPO will submit the list to NCDOT when NCDOT's enhancement program is re-established.

Responsibility: Public Works Department
Timeframe: To be determined by NCDOT
Fiscal note: No direct cost

Action Item #4: Work with the NCDOT's Division 2 office to complete design and construction of three landscape enhancement projects on State-maintained roads

Responsibility: Public Works Department
Timeframe: June 2011
Fiscal Note: No direct cost; Federal stimulus dollars are funding construction costs

Action Item #5: Complete construction of the Thomas Langston Road Extension across the railroad tracks facilitating the completion of this new roadway to relieve congestion on Greenville Boulevard and Memorial Drive

Responsibility: Public Works Department
Timeframe: December 2011
Fiscal Note: \$2,660,000 from 2004 Bonds

B. *Objective: Accelerate the improvement of pedestrian mobility*

Action Item #1: Include the construction of sidewalks in all State and City street reconstruction and new construction projects

Responsibility: Public Works Department
Timeframe: Continuous
Fiscal note: Cost determined for each project

Action Item #2: Construct sidewalks in areas presently not served based on availability of right-of-way with priority to areas with larger amounts of traffic

Responsibility: Public Works Department
Timeframe: Continuous
Fiscal note: Cost determined for each project

C. *Objective: Improve public transit*

Action Item #1: Continue to explore with East Carolina University the potential of coordinating and/or merging the local transit systems

Responsibility: Public Works Department
Timeframe: December 2011
Fiscal Note: No direct cost

Action Item #2: Begin acquiring the property necessary to construct the Intermodal (Bus) Transportation Center

Responsibility: Public Works Department
Timeframe: November 2011
Fiscal Note: Actual costs subject to appraised value of properties; funding for acquisition is 80% Federal, 10% State, and 10% City

Action Item #3: Plan the expansion of the GREAT bus system scheduled to begin after the arrival of two new buses in April 2011

Responsibility: Public Works Department
Timeframe: April 2011
Fiscal Note: Funds for expansion included in the 2010-2011 budget

Action Item #4: Prepare a report on the total number of bus stops on the GREAT system and the number that have shelters

Responsibility: Public Works Department
Timeframe: May 2011
Fiscal Note: No direct cost to prepare report

D. *Objective: Complete the relocation of the CSX railroad switching yard*

Action Item #1: Continue to assist the North Carolina Department of Transportation with completing the preparations necessary to move the CSX switching yard from the Howell Street area to north of the City within the vicinity of NC Highway 903

Responsibility: Public Works Department
Timeframe: December 2011
Fiscal note: No cost to the City for this phase of the project

E. *Objective: Continue working with railroad companies to better maintain railroad properties and street crossings*

Action Item #1: Complete agreements with the railroads to maintain vegetation and remove litter in the area outside of the flagman zone but within the right-of-way of the rail lines at specified locations

Responsibility: Public Works Department
Timeframe: April 2011
Fiscal note: Estimated to cost \$32,400

Action Item #2: Monitor completion of the railroad crossing improvements on Greenville Boulevard (between Evans and Landmark Streets) and Memorial Drive (between Moye Boulevard and Dickinson Avenue)

Responsibility: Public Works Department
Timeframe: March 2011
Fiscal Note: Funding provided by NCDOT

Action Item #3: Complete the agreement with the Norfolk/Southern Railroad to paint the exposed surfaces of the railroad bridge over Dickinson Avenue in FY 2011-12

Responsibility: Public Works Department
Timeframe: August 2011
Fiscal Note: \$125,000

F. *Objective: Initiate passenger rail service out of Greenville*

Action Item #1: Complete work with NCDOT and AMTRAK to obtain bus or van shuttle service to the train stations in Rocky Mount and/or Wilson

Responsibility: Public Works Department
Timeframe: April 2011
Fiscal note: NCDOT and/or AMTRAK to fund this service

Action Item #2: Maintain contact with the NCDOT Rail Division to promote Greenville for future passenger rail service

Responsibility: Public Works Department
Timeframe: Continuous
Fiscal note: No direct cost

G. *Objective: Improve commercial air service at Pitt-Greenville Airport*

Action Item #1: Review and reconsider airport stimulus program and commercial air service incentive during budget process

Responsibility: City Council and City Manager

Timeframe: June 2011
Fiscal Note: \$120,000

5. **Goal: Enhance Diversity and Promote Inclusiveness**

A. *Objective: Enhance race relations*

Action Item #1: The Human Relations Council will continue to explore options for community dialogue to promote conversations to enhance efforts of inclusiveness

Responsibility: Community Development Department
Timeframe: July 2011
Fiscal Note: Minimal direct cost

B. *Objective: Promote inclusive community activities by increasing the awareness of the wide range of diversity in our city, and the participation and contributions of this diversity to our city*

Action Item #1: Human Relations Council to identify the religious faiths present in Greenville and begin an ongoing dialogue with the various organizations

Responsibility: Community Development Department/Human Relations
Timeframe: June 2011
Fiscal Note: No direct cost

Action Item #2: The Human Relations Council will work with the City Council to establish the desired outcomes, meeting agenda, and meeting date for citywide town hall meeting and inclusive community event led by a professional facilitator with expertise in dealing with diversity

Responsibility: Community Development Department, Human Relations Council, and City Council
Timeframe: April 2011
Fiscal Note: \$2,500

Action Item #3: Community Development staff and the Human Relations Council will work with the Public Information Office to promote inclusive community programs and activities sponsored and undertaken by the Human Relations Council and as established in the work plan of the Human Relations Council

Responsibility: Community Development Department
Timeframe: March 2011
Fiscal Note: \$1,000

Action Item #4: Reestablishment of a “Community Celebration of Black History” to educate the community on the history, customs, and accomplishments of black citizens everywhere; annual event occurring in varied locations and involving different faiths

Responsibility: Recreation and Parks Department
Timeframe: October 2011
Fiscal Note: \$2,000

Action Item #5: Develop and oversee PirateFest’s *International Port O’Call* area at Town Common, to showcase ethnic arts, food, and entertainment for the Greenville community

Responsibility: Recreation and Parks Department
Timeframe: April 2011
Fiscal Note: \$6,000

Action Item #6: Provide free ride days to recreation facilities

Responsibility: Recreation and Parks Department
Timeframe: Ongoing
Fiscal Note: Potential lost revenue for GREAT bus

Action Item #7: Continue free or reduced cost promotional events at the Greenville Aquatics and Fitness Center and other recreational facilities to introduce these City facilities to a diverse group of potential new users

Responsibility: Recreation and Parks Department
Timeframe: Ongoing
Fiscal Note: Some potential lost revenue

C. *Objective: Promote items in inclusive community booklets*

Action Item #1: City Council and the Human Relations Council will develop a joint statement on inclusiveness based on models identified in the National League of Cities 2005 Futures Reports: “Inclusive Communities for All” and “Divided We Fall” using a professional facilitator possessing expertise in this field to provide structure for the discussion process

Responsibility: Community Development Department/Human Relations Council/City Council
Timeframe: April 2011
Fiscal Note: \$2,500

D. *Objective: Report on affirmative action efforts from City departments*

Action Item #1: Provide the Affirmative Action Program Annual Report for 2010 that details the status of the City's efforts to recruit, hire, and retain a diverse workforce

Responsibility: Human Resources Department

Timeframe: March 2011

Fiscal Note: No direct cost

E. *Objective: Insure that minority subcontractors (non-Hispanic) are being considered for all City contracts*

Action Item #1: Provide a report on the use of subcontractors (non-Hispanic) for City contracts including who the subcontractors are, contractors the subcontractors work for, and were the subcontractors treated fairly

Responsibility: Financial Services Department

Timeframe: May 2011

Fiscal Note: No direct cost

Action Item #2: Prepare a report on the City of Raleigh's policy of requiring out-of-town contractors to have an office in Greenville

Responsibility: Financial Services Department

Timeframe: April 2011

Fiscal Note: No direct cost

6. **Goal: Plan for High Quality, Sustainable Growth**

A. *Objective: Initiate, strategize, and encourage use of the planned unit development zoning classification*

Action Item #1: Continue to publicize and distribute the information packet for prospective developers on the use of the Master Planned Community development option for eligible sites

Responsibility: Community Development Department

Timeframe: Ongoing

Fiscal Note: Limited direct cost

B. *Objective: Have a public hearing and complete the update of the Manual of Standard Designs and Details*

Action Item #1: Address the two remaining issues in the revised Manual of Standard Designs and Details (MSDD) with input from citizens and developers; present the revisions to City Council for consideration

Responsibility: Public Works Department

Timeframe: November 2011

Fiscal Note: No direct cost

C. *Objective: Enhance and review the net benefit of vegetation beautification around commercial areas*

Action Item #1: Identify a management action and process as part of the Horizons update to review required vegetation standards for commercial development adjacent to neighborhoods

Responsibility: Community Development Department

Timeframe: May 2011

Fiscal Note: No direct cost

Action Item #2: Analyze the comments received from landscape professionals on the vegetation requirements as part of the review process and recommend changes to the landscape regulations as appropriate

Responsibility: Community Development Department

Timeframe: May 2011

Fiscal Note: No direct cost

D. *Objective: Review the zoning categories as they relate to neighborhood preservation*

Action Item #1: Review, update, and amend as necessary the Neighborhood Commercial zoning district table of uses and development standards for all commercial development adjacent to neighborhoods

Responsibility: Community Development Department

Timeframe: April 2011

Fiscal Note: No direct cost

E. *Objective: Review setback requirements for large multifamily residential developments*

Action Item #1: Prepare a report with potential alternatives on setback requirements for large multifamily residential developments in and outside of the urban core

Responsibility: Community Development Department

Timeframe: October 2011

Fiscal Note: No direct cost

7. Goal: Enhance Cultural and Recreational Opportunities

A. Objective: *Provide better and improved park/recreation facilities in underserved neighborhoods*

Action Item #1: Continue investigating the potential for Pitt County Schools to partner with the City in upgrading the South Greenville recreation and park facilities

Responsibility: Recreation and Parks Department

Timeframe: August 2011

Fiscal Note: No direct cost

Action Item #2: Investigate availability and estimated cost of land for a neighborhood park adjacent to and accessible from Countryside Estates

Responsibility: Recreation and Parks Department

Timeframe: October 2011

Fiscal Note: \$100,000

Action Item #3: Complete renovation of playground and provide parking control at Greenfield Terrace Park

Responsibility: Recreation and Parks Department

Timeframe: July 2011

Fiscal Note: \$58,000

Action Item #4: Install air conditioning system in the gymnasium at the Greenville Aquatics & Fitness Center

Responsibility: Recreation and Parks Department

Timeframe: May 2011

Fiscal Note: \$115,000

Action Item #5: Present to City Council a proposal for a basketball park on Albemarle Avenue

Responsibility: Recreation and Parks Department

Timeframe: February 2011

Fiscal Note: \$650,000

Action Item #6: Develop plans to replace the gymnasium floor at the Eppes Recreation Center

Responsibility: Recreation and Parks Department

Timeframe: March 2011

Fiscal Note: \$175,000

B. *Objective: Consider a bond referendum for parks*

Action Item #1: Work with Recreation and Parks Department to identify projects within the 2011-2015 Capital Improvement Program that can be included as part of a General Obligation Bond or Certificates of Participation package for City Council consideration

Responsibility: Financial Services Department
Timeframe: April 2011
Fiscal Note: Amounts will be identified with finalized list

C. *Objective: Develop strategies for ensuring more open space and neighborhood parks*

Action Item #1: Propose format and members for study committee that will consider and recommend methods for land preservation, acquisition, and park and greenway development

Responsibility: Recreation and Parks Department
Timeframe: June 2011
Fiscal Note: No direct cost

D. *Objective: Establish a nonprofit to enhance recreation projects/parks*

Action Item #1: Submit necessary paperwork for creation of non-profit Partners for Greenville Parks

Responsibility: Recreation and Parks Department
Timeframe: June 2011
Fiscal Note: \$200

Action Item #2: Initiate recruitment process for establishing “friends of the park” chapters within Partners for Greenville Parks

Responsibility: Recreation and Parks Department
Timeframe: September 2011
Fiscal Note: \$300

E. *Objective: Provide a series of citywide special events, alone or in partnership with an outside organization*

Action Item #1: Plan and host all aspects of PirateFest’s “Ports of Call” area at Town Common

Responsibility: Recreation and Parks Department
Timeframe: April 2011

Fiscal Note: \$6,000

Action Item #2: Coordinate all planning, operations, and fundraising for the 5K Greenville Rec Run and the Greenville-Pitt County 8K Road Race

Responsibility: Recreation and Parks Department

Timeframe: May/August 2011

Fiscal Note: \$7,000

Action Item #3: Continue to provide or support a variety of citywide special events, including Sunday in the Park, Kidsfest, National Night Out, and the Splash and Dash Kids Triathlon

Responsibility: Recreation and Parks Department

Timeframe: Ongoing

Fiscal Note: \$25,000

F. *Objective: Offer new or expanded recreational opportunities*

Action Item #1: Continue offering nine week summer camp targeted to teens

Responsibility: Recreation and Parks Department

Timeframe: August 2011

Fiscal Note: \$14,000

Action Item #2: Continue offering BMX beginners' clinic to PAL and other Eppes and South Greenville youngsters to allow them to sample the sport

Responsibility: Recreation and Parks Department

Timeframe: September 2011

Fiscal Note: \$500

Action Item #3: Conduct an open house at Extreme Park with BMX demonstrations

Responsibility: Recreation and Parks Department

Timeframe: August 2011

Fiscal Note: \$300

Action Item #4: Initiate new arts programs at Eppes and South Greenville Recreation Centers

Responsibility: Recreation and Parks Department

Timeframe: October 2011

Fiscal Note: \$3,000

G. *Objective: Encourage East Carolina University in its efforts to construct a performing arts center*

Action Item #1: Continue dialogue with East Carolina University in support of the University's plan to construct a performing arts center

Responsibility: City Manager

Timeframe: Ongoing

Fiscal Note: No direct cost in planning stage

Action Item #2: Insure that a performing arts center is included in the new ECU master plan

Responsibility: City Manager

Timeframe: June 2011

Fiscal Note: No direct cost

H. *Objective: Promote cultural entertainment in the downtown area*

Action Item #1: Continue to identify cultural and entertainment amenities that will also serve as traffic generators in the Center City area as part of the revitalization program to include public art opportunities, festivals, and recreational programming

Responsibility: Community Development Department

Timeframe: December 2011

Fiscal Note: No direct cost

Action Item #2: Create a steering committee charged with developing a fundraising plan for renovation of the former White's Theatre based on estimates developed through the design process

Responsibility: Community Development Department

Timeframe: May 2011

Fiscal Note: No direct cost

8. **Goal: Promote Sound Environmental Policies**

A. *Objective: Involve all citizens in recycling*

Action Item #1: Explore the City providing for a small fee or at no cost roll-out recycling bins including the feasibility of a pilot program in low participation areas

Responsibility: Public Works Department

Timeframe: August 2011

Fiscal Note: To be determined

Action Item #2: Develop strategies working with an ad-hoc recycling committee consisting of stakeholders to increase recycling in the City in coordination with the Environmental Advisory Commission and Keep Greenville Beautiful, Inc.

Responsibility: Public Works Department

Timeframe: April 2011

Fiscal Note: No direct cost

Action Item # 3: Explore alternatives to increase recycling in the commercial sector

Responsibility: Public Works Department

Timeframe: May 2011

Fiscal Note: No direct cost

B. *Objective: Monitor air quality situation*

Action Item #1: Monitor proposed developments in EPA's changes to air quality standards

Responsibility: Public Works Department

Timeframe: Ongoing

Fiscal Note: No direct cost

C. *Objective: Continue to implement the US Mayors' Climate Protection Agreement*

Action Item #1: Develop a strategy to include environmental and sustainability goals as an addendum to the City's Horizons Plan

Responsibility: Public Works Department

Timeframe: November 2011

Fiscal Note: No direct cost

Action Item #2: Explore the options of developing a city tree master plan to increase shading and CO² absorption (coordinate with the review of the City's tree ordinance)

Responsibility: Public Works Department

Timeframe: November 2011

Fiscal Note: No direct cost

D. *Objective: Work with East Carolina University to address environmental issues*

Action Item #1: Explore methods of working with ECU to jointly address environmental issues (other than climate protection) in Greenville

Responsibility: Public Works Department

Timeframe: May 2011

Fiscal Note: No direct cost

E. *Objective: Enhance energy efficiency and reduce energy consumption*

Action Item #1: Select an energy savings performance contractor to improve the energy efficiency in buildings maintained by the City

Responsibility: Public Works Department

Timeframe: May 2011

Fiscal Note: Costs funded by future energy savings

Action Item #2: Continue to implement the City's Energy Conservation Strategy using the City Energy Efficiency and Conservation Block Grant funds

Responsibility: Public Works Department

Timeframe: December 2011

Fiscal Note: Funding for approved program is Energy Efficiency and Conservation Block Grant program (\$777,600)

Action Item #3: Explore installing solar panels to heat the swimming pool water at Greenville Aquatics and Fitness Center

Responsibility: Recreation and Parks Department

Timeframe: August 2011

Fiscal Note: Cost to be determined

F. *Objective: Further investigate Pitt-Greenville Airport noise, vibration, and fumes experienced by citizens in nearby neighborhoods and find solutions to the problem*

Action Item #1: Coordinate with the Pitt-Greenville Airport Authority as it conducts an Environmental Assessment required in connection with possible runway safety improvements which may include an extension of Runway 2-20 with the scope of the Environmental Assessment to address the impact of the Airport on adjacent neighborhoods by possibly including an evaluation and recommendation on noise and air quality mitigation efforts and a National Ambient Air Quality Standards assessment

Responsibility: City Attorney

Timeframe: Environmental Assessment completed by July 2011

Fiscal Note: No direct cost to coordinate with the Airport Authority; the expense for the Environmental Assessment will be borne by the Airport Authority and funded by a Federal Aviation Administration grant.

G. *Objective: Initiate a Climate Protection Plan that includes, but is not limited to, energy reduction goals and a holistic sustainability element*

Action Item #1: Explore the options that other similar cities in North Carolina use to create holistic sustainability plans

Responsibility: Public Works Department

Timeframe: May 2011

Fiscal Note: No direct cost

Action Item #2: Explore options for development of an integrated City Climate Protection Plan in conjunction with exploring options for creating a citywide sustainability plan

Responsibility: Public Works Department

Timeframe: August 2011

Fiscal Note: No direct cost

H. *Objective: Proactively work with Greenville Utilities Commission (GUC) and other agencies to educate the community about energy efficiency/weatherization*

Action Item #1: Request GUC to enhance public service announcements and website information on the benefits of compact fluorescent light bulbs, solar panels, and the E-300 building program

Responsibility: Public Information Office

Timeframe: May 2011

Fiscal Note: No direct cost

I. *Objective: All residential projects in which the City participates will, as a minimum, meet E-300 program energy standards*

Action Item #1: Publicize that all residential projects built by the City or in which the City participates in any manner as a minimum meets GUC's E-300 standards

Responsibility: Community Development Department

Timeframe: Ongoing

Fiscal Note: Cost to be determined for each project

9. Goal: Enhance Understanding and Increase Broader Citizen Participation in City Government

A. *Objective: Continue to look at ways to improve communication with citizens through the news media, social media, GTV-9 and the Internet*

Action Item #1: Develop a social media policy and work with staff to implement social media tools as is prudent and in the best interests of the City

Responsibility: Assistant City Manager
Timeframe: April 2011
Fiscal Note: To be determined

Action Item #2: Research opportunities to implement emerging communications tools and how to best implement them

Responsibility: Public Information Office
Timeframe: August 2011
Fiscal Note: To be determined

B. *Objective: Notify neighborhoods and stakeholders of issues that impact them*

Action Item #1: Provide an automated process over the Internet that will allow persons to subscribe and automatically receive notifications about land use and neighborhood issues

Responsibility: Community Development Department
Timeframe: December 2011
Fiscal Note: \$1,000 if purchase of software module/upgrade is required

Action Item #2: Continue to provide required notice of land use issues to impacted parties as required by state law and City policies

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: Estimated \$30,000 in annual advertising costs depending on number of land use issues during the year

C. *Objective: Keep promoting the Talent Bank (increase recruitment)*

Action Item #1: Place an advertisement for upcoming board and commission appointments in The Daily Reflector as appointments come up and place an advertisement recruiting applications for all boards and commissions in The Daily Reflector and The M Voice on a quarterly basis

Responsibility: City Clerk's Office
Timeframe: Ongoing
Fiscal Note: \$1,000

Action Item #2: Run an advertisement for upcoming board and commission appointments on GTV-9 and the City's website as appointments come up and run an

advertisement recruiting applications for all boards and commissions on a weekly basis

Responsibility: City Clerk's Office
Timeframe: Ongoing
Fiscal Note: No direct cost

Action Item #3: Promote the Talent Bank at least once quarterly on the City's website homepage

Responsibility: City Clerk's Office
Timeframe: Ongoing
Fiscal Note: No direct cost

Action Item #4: Place an advertisement for board and commission members on the official bulletin board in City Hall and other City buildings

Responsibility: City Clerk's Office
Timeframe: Ongoing
Fiscal Note: No direct cost

Action Item #5: Have boards and commissions brochures available for citizens to pick up in the lobby of City Hall and, upon request, for distribution at various meetings

Responsibility: City Clerk's Office
Timeframe: Ongoing
Fiscal Note: \$350

Action Item #6: Do at least one cityscene segment on GTV-9 promoting all City boards and commissions

Responsibility: City Clerk's Office
Timeframe: August 2011
Fiscal Note: No direct cost

D. *Objective: Increase awareness of animal cruelty*

Action Item #1: Conduct informational presentations, targeting various age groups, on how to recognize animal cruelty, the necessary steps to reduce the likelihood of occurrence, and how to report violators

Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: Minimal direct costs

Action Item #2: In partnership with the Humane Society of the United States, continue to promote “First Strike”, a nationally recognized campaign to prevent animal cruelty that is considered a “neighborhood watch” for animals

Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: Minimal direct costs

Action Item #3: Run short public service announcements on GTV-9 concerning ways to prevent and report animal cruelty

Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: No direct cost

Action Item #4: In partnership with the City’s Neighborhood Liaison office, Animal Control will staff an informational table for the various neighborhood events scheduled throughout the year to provide information on animal cruelty

Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: No direct cost

10. Goal: Promote Effective Partnerships

A. *Objective: Stay engaged with student groups such as East Carolina University Student Government Association*

Action Item #1: Continue periodic meetings with the president and other officers of the ECU Student Government Association

Responsibility: Mayor and City Manager
Timeframe: Ongoing
Fiscal Note: No direct costs

Action Item #2: Continue internship programs for college students

Responsibility: Human Resources Department through other departments
Timeframe: Ongoing
Fiscal Note: Funds included in departmental budgets

B. *Objective: Address extraterritorial jurisdiction (ETJ) issues*

Action Item #1: Revive ETJ extension discussions with other Pitt County municipalities, Greenville Utilities Commission, and Pitt County

Responsibility: Community Development Department
Timeframe: May 2011
Fiscal Note: No direct cost

Action Item #2: Prepare for City Council consideration a comprehensive annexation plan to address areas in the ETJ that meet the legal requirements for annexation

Responsibility: Assistant City Manager
Timeframe: May 2011
Fiscal Note: No direct cost

C. *Objective: Encourage cooperation of fellow governmental agencies*

Action Item #1: Update and clarify the 1993 intergovernmental agreement with Pitt County School System for use of recreation facilities, sports fields, and parks

Responsibility: Recreation and Parks Department
Timeframe: April 2011
Fiscal Note: Minimal direct cost

Action Item #2: Continue to develop effective working relationships with the Pitt County Commissioners and meet quarterly with the Commission Chair and County Manager

Responsibility: Mayor and City Manager
Timeframe: Ongoing
Fiscal Note: \$150

D. *Objective: Continue contacts with the Pitt County Board of Education*

Action Item #1: Meet with Superintendent of Pitt County Schools semi-annually to explore mutual opportunities and areas of need and to address other issues impacting overlapping constituencies

Responsibility: Assistant City Manager
Timeframe: December 2011
Fiscal Note: No direct cost

Action Item #2: Invite the Chair and/or Superintendent of Pitt County Schools to provide an annual update on issues and developments in the public schools

Responsibility: Assistant City Manager
Timeframe: December 2011

Fiscal Note: No direct cost

E. *Objective: Explore stronger partnership with such agencies as the Pitt County Commission, University Health Systems, and East Carolina University*

Action Item #1: Receive, at least annually, a report on medical center developments and issues

Responsibility: City Manager
Timeframe: December 2011
Fiscal Note: No direct cost

Action Item #2: Continue to participate in quarterly Town and Gown Organization meetings that include representatives of the Pitt County Commission, University Health Systems, East Carolina University, Pitt Community College, and other agencies

Responsibility: Mayor, City Attorney, Assistant City Manager, and City Manager
Timeframe: Ongoing
Fiscal Note: \$600

NOTE: Due to current economic conditions, the City Council indicates an awareness of budgetary constraints that impact all goals and is prepared to make adjustments as necessary based on financial impacts.