



Agenda

Greenville City Council

December 8, 2008
6:00 PM
City Council Chambers
200 West Fifth Street

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

I. Call Meeting To Order

II. Invocation - Mayor Pro-Tem Council

III. Pledge of Allegiance

IV. Roll Call

V. Approval of Agenda

VI. Consent Agenda

1. Minutes of the October 21 and November 6, 2008 City Council meetings
2. First reading of an ordinance for a taxicab franchise for one taxicab requested by Christopher Lee Kellam d/b/a Independent Cab Company
3. Resolution accepting dedication of rights-of-way and easements for Greyfox Run Subdivision, Portion of Phase 1
4. Resolution authorizing the conveyance of City-owned Voice of America Radio Equipment to the Eastern Carolina Regional Science Center
5. Resolution authorizing the disposition of one surplus 2005 Harley Davidson motorcycle to the Town of Winterville
6. Resolution authorizing the disposition of a surplus police canine to Larry Greene
7. Resolution supporting Safe Routes to School Infrastructure Grant Application

8. Ordinance amending the Greenville Utilities Commission Gas Capital Projects Budget for the Gas Distribution System SCADA Upgrade Project
9. Budget ordinance amendment and reimbursement resolution for Greenville Utilities Commission Wastewater Treatment Plant Electrical/SCADA Upgrade Project
10. Budget ordinance and reimbursement resolution for Greenville Utilities Commission Technology Application Master Plan Project
11. Changes to positions authorized in 2008-2009 budget
12. Budget ordinance amendment #6 to the 2008-2009 City of Greenville budget and amendment to Ordinance No. 07-139 Convention Center Expansion Capital Project
13. Various tax refunds
14. Report on bids awarded

VII. Old Business

15. Revisions to the City of Greenville Neighborhood Traffic Calming Guidelines

VIII. New Business

16. Presentations by Boards and Commissions
 - a. Public Transportation and Parking Commission
 - b. Investment Advisory Committee
17. Revised City of Greenville Investment Policy
18. Report by Cable Television Government Access Channel Ad Hoc Advisory Committee
19. Resolution requesting that the North Carolina Alcohol Beverage Control Commission amend the administrative rule relating to the purchase and transport of kegs
20. Resolution adopting a policy to implement the Leadership in Energy and Environmental Design (LEED) Program when constructing or renovating City buildings
21. Contract award for the South Tar River Greenway Project - Phase I and Alternate
22. Interlocal Agreement with Hyde County for building inspection services

IX. Review of December 11, 2008 City Council agenda

X. Comments from Mayor and City Council

XI. City Manager's Report

XII. Closed Session

- To prevent the disclosure of information that is privileged or confidential pursuant to the law of this State or of the United States, or not considered a public record within the meaning of Chapter 132 of the General Statutes, said law rendering the information as privileged or confidential being the Open Meetings Law
- To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee
- To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body

XIII. Adjournment



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Minutes of the October 21 and November 6, 2008 City Council meetings

Explanation: Drafts of the October 21 and November 6, 2008 City Council minutes have been prepared and are ready for City Council consideration.

Fiscal Note: No direct cost.

Recommendation: Approval of the October 21 and November 6, 2008 City Council minutes.

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

Attachments / click to download

[October 21 2008 Joint City Council Greenville Utilities Commission Minutes 799366](#)

[November 6 2008 City Council Minutes 799364](#)

MINUTES PROPOSED FOR ADOPTION BY CITY COUNCIL

Greenville, NC
October 21, 2008

The Greenville City Council held a joint meeting with the Greenville Utilities Commission on the above date at 4:30 PM in the Board Room of the Greenville Utilities Commission Building. Mayor Dunn and Chairman Evans presided over the meeting. The following members were present.

Council Members

Mayor Pat Dunn
Mayor Pro-Tem Mildred Council
Council Member Rose Glover
Council Member Max Joyner, Jr.
Council Member Bryant Kittrell
Council Member Calvin Mercer

Commission Members

Chairman Lynn Evans
Vice-Chairman Lester Brown
Commissioner Wayne Bowers
Commissioner Don Edmonson
Commissioner Julie Carlson
Commission Stan Eakins

ABSENT: Council Member Larry Spell
Commissioner Vickie Joyner
Commissioner Freeman Paylor

CALL TO ORDER

Mayor Dunn called the City Council to order and ascertained that a quorum was present.

Commissioner Evans called the Greenville Utilities Commission Board to order and ascertained that a quorum was present.

OPENING OF MEETING

Motion was made by Council Member Kittrell and seconded by Mayor Pro-Tern Council to approve the agenda as presented. Motion carried unanimously.

Motion was made by Commissioner Edmonson and seconded by Vice Chairman Brown to approve the agenda as presented. Motion carried unanimously.

HEALTH INSURANCE RENEWAL

City Manager Bowers stated that the Joint City/Greenville Utilities Commission Compensation and Benefits Committee is making a unanimous recommendation to renew the current CIGNA contract for health insurances services, beginning January 1, 2009, with a renewal rate increase of 6.4%. The FY 08-09 adopted budgets for both organizations include funding for up to a 10% premium rate increase at mid-year. Only one benefit change is being recommended. The annual deductible will be increased from \$250 to \$350 per individual (\$500 to \$700 per family). City Manager Bowers introduced David Chappell from Carolina Benefit Specialists.

Mr. David Chappell stated that during the summer CIGNA brought the renewal to staff for the employees of Greenville Utilities Commission and the City of Greenville, which included an 8% rate increase. That rate was based on (1) experience within the group for the recent year, (2) any changes in the demographics, (3) any changes in the local contracting, and (4) statewide inflation factor. These items are reviewed, in addition to the time Greenville Utilities Commission and the City has been with the carrier. Greenville Utilities Commission and the City have been with CIGNA for approximately 12 years, and they are very important to CIGNA's business in the area. The initial rate from the underwriter came back at approximately 15%. The management with CIGNA reviewed all of the different factors and agreed to an 8% increase for Greenville Utilities Commission and the City. Staff suggested to CIGNA that several alternative plans be brought to the table to help lower the projected rate increase. Two areas that were reviewed to change this year were the deductible and the drug card. Staff asked CIGNA to bring back some options that would increase the deductible and the co-pay on the drug cards. After looking at the two alternative plans, the Pay and Benefits Committee decided to take the option that impacted the fewest number of employees, which was to increase the deductible from \$250 to \$350. (Last year approximately 519 employees and/or family members out of over 3,000 met the \$250 deductible. Last year employees and/or family members used over 35,000 prescriptions.) Thus, there will be 6.4% rate increase effective January 1 for medical insurance only. The deductible is only when a participant in the plan needs care beyond the doctor's office setting. A colonoscopy will apply to the deductible even though it is performed in a physician's office setting; however, an MIRI would not. Once the deductible is met, the participant receives 100% coverage. The deductible has not been changed for some time, and the last time it was changed was when it went from \$0 to \$250.

City Manager Bowers stated that it has been five years since the deductible was changed. The 8% increase would affect all employees. The 6.4% increase with the deductible change would only affect the employees that have to meet a deductible because of having a procedure that was not performed in a doctor's office setting. Staff felt that it was better to affect a few employees with the 6.4% increase than all employees with an 8% increase. It was a trade-off.

Upon being asked about the deductible for surrounding cities, Mr. Chappell replied that the average deductible is approximately \$500. Pitt County is the best area indicator, and its present deductible is either \$350 or \$400. Most municipalities in eastern North Carolina are smaller and most of the smaller groups have received a 15% to 20% rate increase for the past 10 years. A \$1,000 deductible is not uncommon. Last year Blue Cross and Blue Shield did a very thorough

presentation to the Greenville Utilities Commission and the City, and it was found that they could compete with the current rate; however, they could not give any assurances for the future and what could happen next year. Blue Cross and Blue Shield was contacted this year and they could not offer a marketable rate. Staff and CIGNA have worked to keep the network strong in the area. CIGNA adjusts the contract as needed. In the last few years, two Greenville Utilities Commission employees and one City employee needed prosthetic limbs. At the time, there was a \$2,500 limit on these appliances. In the middle of the contract year, CIGNA amended the policy to be unlimited for prosthetic appliances.

Upon being asked what savings could be seen with a \$500 deductible, Mr. Chappell replied that the \$500 deductible was reviewed, and the biggest problem came about when a family had two participants that had to meet the deductible. There are approximately 78 family units that have two participants that met their deductible last year. There was a lot of concern about impacting a household with that amount of money. Everybody that has to meet the deductible is going to feel that \$100 increase.

City Manager Bowers reviewed the coverage type and premiums that was provided. He stated that the premiums are income-based.

Mr. Ron Elks, General Manager of Greenville Utilities Commission, stated that the percentages are in line with the state and national trends. Similar action is being taken by employers around the nation as far as looking at these types of changes.

Motion was made by Mayor Pro-Tem Council and seconded by Council Member Glover to adopt the proposed changes to the 2009 health insurance renewal. Motion carried unanimously. Those changes were to have a renewal rate increase of 6.4% with an increase in the annual deductible from \$250 to \$350 per individual (\$500 to \$700 per family) beginning January 1, 2009.

Motion was made by Vice Chairman Brown and seconded by Commissioner Carlson to adopt the proposed changes to the 2009 health insurance renewal. Motion carried unanimously.

HEALTH INSURANCE CONSULTANT UPDATE

City Manager Bowers stated that Greenville Utilities Commission and the City have been with CIGNA for 12 years. Staff felt that it was time to develop a strategic plan for employee healthcare services that would incorporate a creative, innovative approach to the rising costs of healthcare premiums while maintaining fiscal responsibility. A request for proposals was issued on May 23, 2008 to obtain the services of a qualified benefits consultant, and proposals were received from Aon Consulting, Hewitt Associates, Mercer LLC, and Towers Penn. Staff from Greenville Utilities Commission and the City unanimously selected Mercer LLC as the benefits consultant on this project.

Ms. Patrice Alexander, Human Resources Director of Greenville Utilities Commission, reported that staff recently had a conference call with Mercer LLC to discuss the next steps on the project. At that time, Mercer LLC requested additional data. Staff has provided the data and Mercer LLC

is in the process of doing an analysis of the data to develop options for creating a strategic five-year plan.

Concern was expressed about whether it is premature to do a study not knowing how the changes that may take place as a result of the economic crisis and the upcoming elections.

Ms. Alexander pointed out that this process will likely take about six months and most of the information will be available in February or March of 2009.

City Manager Bowers stated that in order for the changes to be made next year, the process needs to begin now.

Upon being asked if this is the role of the broker, Mr. Chappell replied that what Mercer LLC will do is more far-reaching than what is presently being done. They will compare what Greenville Utilities Commission and the City has with other employers across the country. They are also concerned with the financial side of it. This group is fully insured with CIGNA. At the end of each contract year, their hands are washed clean of past and future increases. Staff is looking to see if a self-insured plan is a better way to go. The consultant will be consulted to see if there is a better way to do this that takes into account the different entities participating in this plan.

Staff was asked if the consultant would be reviewing the option of a wellness plan which puts part of the burden on employees for their health, as several companies have done.

Ms. Gerry Case, City of Greenville Human Resources Director, replied that this would be a part of what the consultant would be looking at.

Mr. Chappell stated that CIGNA met with staff to look at a comprehensive wellness plan and how that could impact things in the future.

City Manager Bowers stated that this item was for information only and will be brought back to the committee in five to six months.

ADJOURN

There being no further business, motion was made by Council Member Glover and seconded by Mayor Pro-Tem Council, to adjourn the meeting at 5:00 p.m. Motion carried unanimously.

Motion was made by Vice-Chairman Brown and seconded by Commissioner Edmonson to adjourn the meeting at 5:00 p.m. Motion carried unanimously.

Respectfully submitted,

/s/ Wanda T. Elks

Wanda T. Elks, MMC
City Clerk

MINUTES PROPOSED FOR ADOPTION BY CITY COUNCIL

Greenville, NC
November 6, 2008

The Greenville City Council met in a regular meeting on the above date at 7:00 PM in the City Council Chambers, third floor of City Hall, with Mayor Patricia C. Dunn presiding. The meeting was called to order, followed by a lighting of a candle for Alzheimer's Awareness Month and Alzheimer's Caregiver Month, prayer by Council Member Kittrell and the pledge of allegiance to the flag. The following were present.

Mayor Patricia C. Dunn
Mayor Pro-Tem Mildred A. Council
Council Member Rose H. Glover
Council Member Max Joyner, Jr.
Council Member Bryant Kittrell
Council Member Calvin Mercer
Council Member Larry Spell
Wayne Bowers, City Manager
Wanda T. Elks, City Clerk
Dave Holec, City Attorney

APPROVAL OF AGENDA

Motion was made by Council Member Spell and seconded by Council Member Joyner to approve the agenda as presented. Motion carried unanimously.

SPECIAL RECOGNITIONS

The graduates of the second annual Greenville Citizens Academy were presented graduation certificates.

Mr. Phillip Worthington of the Greenville Police Department was presented a retirement plaque for 30 years of service.

Messrs. Eric Griffin and Brian Harrell were presented certificates of appreciation for a successful City of Greenville United Way campaign in which over \$83,000 was raised.

APPOINTMENTS TO THE BICYCLE FRIENDLY TASK FORCE

Motion was made by Council Member Spell and seconded by Mayor Pro-Tem Council to appoint Phillip Rogers to replace Karen Stokes and to appoint Bill Bagnell as the at-large member on the Bicycle Friendly Task Force. Motion carried unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Community Appearance Commission

Motion was made by Council Member Spell and seconded by Mayor Pro-Tem Council to appoint Myron Casper to the Community Appearance Commission to fill an unexpired term that expires April 2010. Motion carried unanimously.

Pitt-Greenville Convention and Visitors Authority

Motion was made by Mayor Pro-Tem Council and seconded by Council Member Spell to recommend to the County that Misbah Hashmi be appointed to the Pitt-Greenville Convention and Visitors Authority for the "owner/operator of hotel/motel" slot that expires July 2011, replacing Dawn Cribari. Motion carried unanimously.

Police Community Relations Committee

Council Member Spell announced the appointment of Patrick Peralion to the Police Community Relations Committee for a first two-year term to expire October 2010, replacing Michael McCammon, who is ineligible for reappointment.

Recreation and Parks Commission

Council Member Larry Spell asked that the appointment to the Recreation and Parks Commission be continued until the December 11, 2008 meeting.

Redevelopment Commission

It was asked that this item be continued until the December 11, 2008 meeting.

Sheppard Memorial Library Board

Motion was made by Council Member Glover and seconded by Mayor Pro-Tem Council to appoint Sanjay Saha to the Sheppard Memorial Library Board for a first three-year term to expire October 2011, replacing Don Marr, who is ineligible for reappointment. Motion carried unanimously.

Youth Council

Mayor Pro-Tem Council asked that the appointments to the Youth Council be continued until December.

NOMINATIONS FOR THE PITT-GREENVILLE CONVENTION AND VISITORS
AUTHORITY CHAIRMAN – CONTINUED TO DECEMBER 2008

Mayor Pro-Tem Council asked that the nominations for the Pitt-Greenville Convention and Visitors Authority Chairman be continued until the December 11, 2008 meeting.

CONSENT AGENDA

Motion was made by Mayor Pro-Tem Council and seconded by Council Member Joyner to approve all the items under the consent agenda. Motion carried unanimously. Those items are listed below.

1. Minutes of the September 30, October 6, October 9 and October 20, 2008 City Council meetings
2. Resolution accepting dedication of rights-of-way and easements for Emerald Park, Phase 1, Section 1; Davencroft, Phase 2, Section 1 and Phase 3; and Westpointe, Section 4, Phase 3 (Resolution No. 08-55)
3. Design services contract for the Convention Center Business District Project
4. Resolution for a grant application to the North Carolina Department of Transportation for Bicycle and Pedestrian Grant funds to update the City of Greenville 2002 Bicycle Master Plan (Resolution No. 08-56)
5. Resolution designating applicant's agent for the All Hazards Mitigation Plan Grant (Resolution No. 08-57)
6. Authorization for Mayor to execute North Carolina Rural Center Grant Agreement for Aquifer Storage & Recovery Wellhead Facilities Project on behalf of Greenville Utilities Commission (Contract No. 1732)
7. Budget ordinance amendment #5 to the 2008-2009 City of Greenville budget (Ordinance No. 08-111)
8. Fiscal Year 2009-2010 Budget Schedule
9. Report on bids awarded

RESOLUTION CONSENTING TO THE REINTERMENT OF GRAVES FROM THE
FORBES FAMILY CEMETERY TO HOMESTEAD MEMORIAL GARDENS - ADOPTED

Mr. Scott Buck, Associate Vice Chancellor for Administration and Finance for Business Services at East Carolina University, reminded the Council that while planning for the East Carolina University Dental School site, the property survey indicated about 11 graves off of McGregor Downs Road between NC Highway 43 North and Arlington Boulevard. Upon further investigation, only two broken grave markers were found on site. East Carolina University contracted with R. Ward Sutton Cemetery Services in Rocky Mount for professional assistance. Another site visit with a local individual who grew up in close proximity indicated that there were more graves on both sides of McGregor Down Road. East Carolina University removed all trees and undergrowth from the gravesite as it had become overgrown. Once the trees were removed, Mr. Sutton subcontracted with John W. Clauser, Jr. of Grave Concerns Inc., who is a retired state archaeologist for the NC Office of State Archaeology with 35 years of experience. Due to the lack of grave markers, it was determined that ground-penetrating radar would be a

valuable tool to identify any unmarked graves and 43 potential graves on site. With help from City staff, they were able to identify seven individuals whose remains were likely buried on the property; however, none of those were linked to an individual gravesite as the two broken markers appeared to have been moved from their original location. All local funeral homes in the County that operated from the early 1900s to the 1970s were contacted, and only one additional lead was discovered. East Carolina University then ran an ad for a full week in The Daily Drum, Carolina Today, The Minority Voice, and The Daily Reflector, along with the previous legal ad that was required by the North Carolina General Statutes. The only descendant to contact him was Marion Barnes, whose grandparents are buried at the site. Mr. Barnes and his father, Mr. William Barnes, assisted in identifying six individuals buried somewhere on the site. They recently discovered the death certificate of a stillborn infant, and no other leads have developed. Fourteen individuals have been identified to be buried at the site. East Carolina University has exhausted all avenues for identifying the graves. It is impossible to contact family members of those buried in unmarked graves, as the deceased identities are unknown. Other than Mr. Barnes, no additional input was received from the community outreach and advertisements. Due to these circumstances, the University intends to place a replicate marker for the two broken grave markers found on site for Mary Forbes and Jacob Forbes. At the request of Marion Barnes, a marker shall also be placed on site to identify the general resting place for his grandparents, Penny Gray Barnes and James Barnes. For the other deceased remains, East Carolina University will install a marker at Homestead Memorial Gardens to identify those known and unknown at the site with a brief description of the original site and the reason for relocation. Space will be available on the marker if additional remains are identified at a later date out of respect and for historical purposes. Homestead Memorial Gardens is a perpetual care facility and is well maintained. The University has made every effort to meet the recommendations of the City Council in a sensitive and respectful manner. Mr. Buck concluded by asking that the City Council grant approval of East Carolina University's request to reinter approximately 43 graves from the Forbes/May/Barnes Cemetery to Homestead Memorial Gardens in accordance with State Statutes and City ordinance.

Motion was made by Mayor Pro-Tem Council and seconded by Council Member Kittrell to adopt the resolution consenting to the reinterment of graves from the Forbes Family Cemetery to Homestead Memorial Gardens. Motion carried unanimously. (Resolution No. 08-58)

ORDINANCE REQUESTED BY WRS, INCORPORATED TO AMEND THE FUTURE LAND USE PLAN MAP FOR THE AREA DESCRIBED AS BEING LOCATED ALONG THE NORTHERN RIGHT-OF-WAY OF EAST TENTH STREET (NC 33) AND THE EASTERN RIGHT-OF-WAY OF PORT TERMINAL ROAD, CONTAINING 52+ ACRES, FROM "OFFICE/INSTITUTIONAL/MULTI-FAMILY", "MEDIUM DENSITY RESIDENTIAL", AND "CONSERVATION/OPEN SPACE" CATEGORIES TO A "COMMERCIAL" CATEGORY - DENIED

Planner Chantae Gooby delineated the area on a map and provided details of the request. She stated that if the Land Use Plan is amended and the property developed in accordance with the amendment, 5,796 more trips per day could be generated, which would be a 100% increase, increasing the congestion level of the people that live there. The current zoning of the property is in general compliance with the current Land Use Plan. She stated that there is a potential for

wetlands in this particular area, as it is a low spot. The proposed amendment has commercial zoning radiating from the corner, some office, multi-family and residential as a transition to River Hill subdivision. In 2004, the Comprehensive Plan Committee did an update of the Comprehensive Plan that was in existence at that time. Over 200 sites were looked at, several being in this area (specifically the commercial area where Cliffs used to be and where Lowes is currently located). The property was commercial and had been zoned that way since the 1980s. The properties were not in compliance with the 1997 Plan. The 2004 Comprehensive Plan Committee also looked at Oakhurst subdivision, which had no transition between it and commercial property, and at the rear portion of the Mann Farm. The Committee took into account everything there at the time and those uses that were anticipated. Based on the information gathered, it made changes, proposing the addition of commercial at the corner of Port Terminal Road and NC 33, the Lowes site, and having transitional zoning between that and the Oakhurst subdivision. Based on the changes, they have the current Land Use Plan Map, which allows for a sustainable environment and reasonable use of the subject and adjacent properties, while allowing a variety of uses to provide for services for the area. There are other locations zoned commercial that would serve the same area. There are also other locations identified for commercial on the current Land Use Plan Map that would allow the development being proposed (Wal-Mart). The scale of the request is out of character with the area, as there is inadequate access because of the lack of a north/south connection.

Ms. Gooby illustrated a typical traffic pattern that might develop, with a stoplight at Portertown Road and Oakdowne Way on NC 33. Because of the proximity, it is highly unlikely that there will be any more stoplights between those two areas. It is likely that with the increase in traffic, people at River Hill will be competing with traffic at the two lights. There is no other way to get to this property except via Tenth Street (NC 33). Port Terminal Road is a dead-end road. An overlay was done of the current Wal-Mart property with the property being considered in this request, and the current Wal-Mart fit within the boundaries of this property. Ms. Gooby stated that there are alternate vacant sites that are already zoned commercial, such as 20 acres at the intersection of Firetower Road and Arlington Boulevard, the old Evans Mobile Home Park on Firetower Road which was zoned commercial over a year ago (24 acres), and approximately 20 acres of property on NC 43 near Bells Fork as Signature Drive coming off of NC 43. Ms. Gooby concluded by showing a zoning map of the City showing that the intent has been to concentrate commercial property in the urban core. The proposed request would bring that type of development to the periphery of the City. In staff's opinion, a service area of the proposed size is not appropriate for the proposed location. All traffic would come to Tenth Street. The Planning and Zoning Commission recommended approval of the request.

The Council Members discussed the request, expressing concerns over such issues as conservation areas that were being proposed, the impact a commercial development of this magnitude would have on the area, whether the current Land Use Plan is set-in-stone or whether it is a time to change it since it was done in 2004, whether River Hill will have interconnectivity with this development, the traveling capacity of NC 33, the change in population and the development in the area since the 2004 Comprehensive Plan.

Ms. Gooby stated that the Land Use Plan does get reviewed periodically, and a periodic update will begin within a year. There will be public hearings and meetings during the process. The

makeup of the committee will be about the same as that of the 2004 Comprehensive Plan Committee, which consisted of about 25 people with a cross section of interests (developers, engineers, real estate agents, etc.).

Mayor Dunn declared the public hearing open and solicited comments from the audience.

Mr. Phil Dixon, representing the petitioner, appeared before the Council and explained how WRS, Incorporated is proposing a \$65 million investment in this area, which will generate 750 jobs and \$100 million in revenue to the City each year. He explained the plan being proposed and that half of the project will be green. The Planning and Zoning Commission voted 6:2 in favor of this request. The project will involve 144 multi-family units, and single-family residential zoning adjacent to River Hill subdivision as a buffer. Mr. Dixon stated that with the development of Lowes, the character of the area has changed. The proposed development is preferable to a strip development. The gateway corridor has a carrying capacity of 33,500, and there are 19,000 trips per day now. Sixty percent of the traffic is east/west traffic because people have to come into town to shop. This would allow for fewer people to have to do so. Mr. Dixon concluded by asking the Council if it wants a unified commercial district or a sporadic piecemeal development. He stated that the Town Center concept will provide lots of green space, will be an 85-acre site with 26 being reserved for conservation easement. The economic impact to the City and to the area will be incredible. WRS, Incorporated has been following this for three years and thinks this is an ideal location. The petitioners are willing to make the area pleasing to the surrounding neighborhood.

City Attorney Holec, at this point and at several other points during the public hearing, reminded the Council that it cannot rely on any representation on the manner it is going to be developed, as it can be developed for any use that is permitted in the zoning classification which applies to the property and the development may occur so long as it complies with the development guidelines established by the City's ordinances.

Mr. Jason Hamilton, a traffic engineer from Raleigh, stated that he is conducting a traffic impact analysis specific to the site that will identify improvements that will be recommended to intersections. He stated that the 100% increase in traffic is not of existing traffic but of traffic that would be added.

Mr. Jeff Billier, a civil engineer, informed the Council that during the preliminary research, no wetlands have been identified in the proposed building area, as they are designing around them. He stated that a stormwater management pond will be developed behind the Wal-Mart portion of the project, which will be designed up to a 100-year storm. They will have more than 50% green space, which will help alleviate a significant amount of runoff.

Ms. Sandy Gorham, representing Wal-Mart, stated that she is the developer of the exterior of the 150,000 square foot building. She explained the sustainable features that would be provided, such as use of recycled products, shutters on skylights, methods of voice abatement, etc. This building was designed specifically for Greenville.

Mr. Jon Day, representing Bridget and Jill Harrington, stated that 1 ½ to 2 years of research and work has been done by Jim Price for a major retailer, and this research showed that there had been a significant amount of residential growth in the area under consideration. Locating in close proximity to customers makes them more successful. Some residents of the eastern side of town travel to Washington to shop. Mr. Day cited several reasons to amend the Land Use Plan—the explosive residential growth and need for commercial development in the area, the need for an equal amount of commercial property on the north side of NC 33 to balance the 25 acres of commercial property on the south side of the road, the recent development of Lowes that was not there when the current Comprehensive Plan was written, the major retailers moving into the area, and the existing five-lane road system with a potential for 33,500 cars per day. This development will improve the quality of life of the persons in the area.

Mr. Jim Price, representing WRS Incorporated, indicated that of the 85-acre tract, 26 acres will be R6A (conservation easement), 5.9 will be single-family residential (R6S), 13.32 will be multi-family (OR) and 40.28 will be general commercial (CG). There will be a great deal of green space. There has been explosive growth in the area, creating a need for goods and services there. This is not an intrusive development, and WRS, Incorporated will be cognizant of the neighborhood.

Mr. Scott Smith, Principal and President of WRS, Incorporated, stated that he does know of the other locations that may seem to be suitable; however, the business would not be successful at those locations. They have tried to take the development off the highway and put it back further on the lot to make it look natural. WRS, Incorporated is willing to provide a developer's agreement, banking references or other documentation to demonstrate its good intentions.

Ms. Amy Edwards, who stated that she lives close to this area, informed the Council that she and many of her neighbors go to Washington to shop, as it is quicker to get there. The location under consideration is a terrific location for a Wal-Mart. She submitted a petition signed by about 442 citizens in favor of amending the Land Use Plan and asked people in favor of the request to stand. Approximately 25 people stood.

Ms. Marian Blackburn, Co-President of the River Hill Homeowners Association, questioned whether it is a good idea for there to be a regional shopping center in a location that was found not to be suitable by the planning staff and Comprehensive Plan Committee. The Council is being asked to make a monumental decision that will affect the citizens forever, not just in the short-term. The Land Use Plan, which was thoroughly thought out by the Committee is more than a vision of growth for the City; it is a promise and pledge of how the City will grow. She asked the Council to uphold its promise to the citizens. She encouraged WRS, Incorporated to look at some of the areas suggested to them so that this could be a win-win situation for everyone and not undermine the City's vision for growth. Ms. Blackburn cited concerns with additional traffic problems, wetlands issues, and a cut-through street through a highly residential area. She referenced a petition of 173 names requesting that the request be denied. Ms. Blackburn concluded by stating that citizens are not clamoring to have commercial at this location and by encouraging the Council to act with wisdom and compassion and deny the amendment.

Mr. Charles Desilva, Co-President of the River Hill Homeowners Association, expressed concern about the developers' lack of flexibility to look at other sites. He also expressed concern about whether the original Wal-Mart on Greenville Boulevard would remain open if the new one is constructed. Traffic concerns were also brought up, with his stating that a Wal-Mart at this location would max out the capacity of Highway 33 and the traffic jams that would occur in the area. Mr. Desilva concluded by stating that based on what has been presented by the petitioner, he doesn't feel that they have shown a compelling reason to have a Wal-Mart at this site and they have been directed to other sites.

Ms. Rebecca Powers, who lives in the neighborhood behind Lowes, expressed concern about the huge changes in the area that are inconsistent with the Land Use Plan that was carefully crafted. There are sufficient commercial areas in the vicinity to address the needs of the citizens. She referenced a petition of people in opposition to changing the Land Use Plan as requested. Ms. Powers concluded by stating that the citizens desire preservation of this Plan and the neighborhoods.

Ms. Heather Jacobs, the Pamlico-Tar Riverkeeper, explained how a big box development in this area will cause water quality degradation. The type of retention pond that would be used are oftentimes not designed or implemented correctly, which creates problems.

Mr. Roy Spell expressed his concerns with the safety issues that would be created by the traffic to and from the proposed development. Things have changed as far as traffic in the area, and it is getting worse. The American Dream is to be safe, and he would like for the citizens to remain safe. Mr. Spell concluded by stating that what has been proposed for the area is not safe.

Mr. Kevin Dunaway, a resident of River Hill, stated that one of the things that sold him on taking an assignment with the Army for the Homeland Security initiative was homesteading, which is where the person can set down roots and stay there. He chose to stay in River Hill because of the cultural diversity of the neighborhood, and that is the type of neighborhood he wants his children to be raised in. Changing the surrounding property to commercial will ruin the subdivision.

Mr. Don Higley, Attorney representing the River Hill Neighborhood Association, stated that the Council did not have a compelling reason to ignore the 24 people that sat on the Comprehensive Plan Committee. The decision before the Council is not about Wal-Mart; it is about whether to change the Comprehensive Plan that took a couple of years of careful study to develop. The people on the Committee that created the plan are from all walks of life. The decisions made in the Plan were a result of a unanimous decision by the Committee members. The request before the Council tonight is a radical change from what the Committee came up with.

Mr. Barney Kane, who lives in Stratford Subdivision, spoke about the importance of a City having a Land Use Plan and how it should be used as a guide in making decisions on development in Greenville.

The one hour dedicated to the public hearing was over, and the public hearing was closed.

The WRS, Incorporated representatives were asked if they would consider looking at other locations, and Mr. Price explained what would be done at the location to make it attractive and unobtrusive.

After discussion among the Council Members, motion was made by Council Member Spell and seconded by Council Member Mercer to deny the ordinance requested by WRS, Incorporated to amend the Future Land Use Plan Map for the area described as being located along the northern right-of-way of East 10th Street and the eastern right-of-way of Port Terminal Road, containing 52+ acres, from "Office/Institutional/Multi-family", "Medium Density Residential", and "Conservation/Open Space" categories to a "Commercial" category.

Further discussion among the Council Members occurred.

Motion was then made by Council Member Kittrell and seconded by Council Member Spell to call the question. Motion carried unanimously.

The Council then voted on the motion originally made by Council Member Spell and seconded by Council Member Mercer to deny the ordinance requested by WRS, Incorporated to amend the Future Land Use Plan Map for the area described as being located along the northern right-of-way of East 10th Street and the eastern right-of-way of Port Terminal Road, containing 52+ acres, from "Office/Institutional/Multi-family", "Medium Density Residential", and "Conservation/Open Space" categories to a "Commercial" category. Motion carried with a vote of 4:2. Mayor Pro-Tem Council and Council Members Spell, Mercer and Kittrell voted in favor of the motion. Council Members Joyner and Glover voted in opposition to the motion.

ORDINANCE REQUESTED BY THE COVENGTON GROUP, LTD TO REZONE 4.882 ACRES LOCATED ALONG THE SOUTHERN RIGHT-OF-WAY OF WEST FIFTH STREET, WEST OF ITS INTERSECTION WITH B'S BARBEQUE ROAD, FROM MR (MEDICAL-RESIDENTIAL [HIGH DENSITY MULTI-FAMILY]) AND MRS (MEDICAL-RESIDENTIAL SINGLE-FAMILY [LOW DENSITY]) TO MO(MEDICAL-OFFICE) - ADOPTED

Planner Seth Laughlin delineated the property on a map and explained the rezoning request, which is in compliance with the Comprehensive Plan. The Planning and Zoning Commission recommended approval of the request at its October 21, 2008 meeting.

Mayor Dunn declared the public hearing open and solicited comments from the audience.

Mr. Mike Baldwin, representing the petitioner, stated that this is the last of four steps in getting the property to this point of rezoning.

There being no further comments, the public hearing was declared closed.

Motion was made by Council Member Joyner and seconded by Mayor Pro-Tem Council to adopt the ordinance requested by The Covengton Group, LTD to rezone 4.882 acres located along the southern right-of-way of West Fifth Street, west of its intersection with B\'s Barbeque Road,

from MR (Medical-Residential [High Density Multi-family]) and MRS (Medical-Residential Single-Family [Low Density]) to MO (Medical-Office). Motion carried unanimously. (Ordinance No. 08-112).

ORDINANCE TO ANNEX LANGSTON FARMS, PHASE 10, CONTAINING 4.2594 ACRES LOCATED AT THE TERMINUS OF STONEBEND DRIVE AND STONEWOOD DRIVE - ADOPTED

Planner Seth Laughin informed the Council that Langston Farms, Phase 10, contains 4.2594 acres and is located at the terminus of Stonebend Drive and Stonewood Drive. It was advertised in The Daily Reflector on October 27, 2008. If adopted, the effective date of annexation will be December 31, 2008. The Planning and Zoning Commission recommended approval of the request. The property is contiguous to the existing City limits and is located in Voting District 5. It is currently vacant, and the anticipated use is 17 single-family homes. The population is currently 0, and the anticipated population at full development is 40, with 17 estimated to be minority and 23 estimated to be white. The property is serviced by Fire Station #5, which is 2.48 miles away.

Mayor Dunn declared the public hearing open and solicited comments from the audience. There being none, the public hearing was declared closed.

Motion was made by Council Member Joyner and seconded by Council Member Kittrell to adopt the ordinance annexing Langston Farms, Phase 10, containing 4.2594 acres located at the terminus of Stonebend Drive and Stonewood Drive. Motion carried unanimously. (Ordinance No. 08-113)

ORDINANCE REQUIRING THE REPAIR OR THE DEMOLITION AND REMOVAL OF THE DWELLING LOCATED AT 1115 WEST FOURTH STREET - ADOPTED

Code Enforcement Coordinator Rhonda Jordan informed the Council that the ordinance to be considered requires the owner of a dwelling which has been vacated and closed for a period of at least six months pursuant to the enforcement of the Minimum Housing Code to repair or demolish and remove the dwelling located at 1115 West Fourth Street. The ordinance provides that the owner has 90 days to repair or demolish and remove the dwelling and if the owner fails to accomplish this within 90 days, then the City will proceed with repairing or demolishing and removing the dwelling. The initial notice of violation was sent by certified mail on August 2, 2001, informing the property owner of the minimum housing violations cited by the Code Enforcement Officer and of the remedies necessary to bring the dwelling into compliance. Since that date, there have been three certified notices mailed to the property owner regarding minimum housing violations of the dwelling. Staff has attempted to work with the owner, but no repairs have been made. The most recent notice sent to the owner was mailed on August 12, 2008, and it provided notice to the owner that the dwelling was considered an abandoned structure. There have been no calls for service to the property by the Greenville Police Department. The dwelling has been vacated and closed for a period of at least six months, and the utilities to the dwelling have been disconnected since November 14, 2001. There are no back taxes due for this property. The October 20, 2008 Pitt County Tax Assessors report valued the

property at \$14,884 (the building value is \$10,974 and the land value is \$3,910). The estimated cost to repair the dwelling is \$50,000.

Mayor Dunn declared the public hearing open and solicited comments from the audience. There being none, the public hearing was declared closed.

Motion was made by Council Member Joyner and seconded by Council Member Kittrell to adopt the ordinance requiring the repair or the demolition and removal of the dwelling located at 1115 West Fourth Street. Motion carried unanimously. (Ordinance No. 08-114)

ORDINANCE REQUIRING THE REPAIR OR THE DEMOLITION AND REMOVAL OF THE DWELLING LOCATED AT 1311 WEST FOURTH STREET - ADOPTED

Code Enforcement Coordinator Rhonda Jordan informed the Council that the ordinance to be considered requires the owner of a dwelling which has been vacated and closed for a period of at least six months pursuant to the enforcement of the Minimum Housing Code to repair or demolish and remove the dwelling located at 1311 West Fourth Street. The ordinance provides that the owner has 90 days to repair or demolish and remove the dwelling and if the owner fails to accomplish this within 90 days, then the City will proceed with repairing or demolishing and removing the dwelling. The initial notice of violation was sent by certified mail on June 9, 2008, informing the property owner of the minimum housing violations cited by the Code Enforcement Officer and of the remedies necessary to bring the dwelling into compliance. Since that date, there have been two certified notices mailed to the property owner regarding minimum housing violations of the dwelling. On June 24, 2008, a hearing was held concerning the property; the listed owner did not appear. Staff has attempted to work with the owner, but no repairs have been made. The most recent notice sent to the owner was mailed on October 8, 2008, and it provided notice to the owner that the dwelling was considered an abandoned structure. There have been no calls for service to the property by the Greenville Police Department. The dwelling has been vacated and closed for a period of at least six months. The utilities to the dwelling have been disconnected since June 2005. There are no back taxes due for this property, and the September 19, 2008 Pitt County Tax Assessor's report valued the property at \$47,101 (the building value is \$32,810 and the land value is \$2,545). The estimated cost to repair the dwelling is \$25,835.

Mayor Dunn declared the public hearing open and solicited comments from the audience. There being none, the public hearing was declared closed.

Motion was made by Council Member Joyner and seconded by Council Member Glover to adopt the ordinance requiring the repair or the demolition and removal of the dwelling located at 1311 West Fourth Street. Motion carried unanimously. (Ordinance No. 08-115)

ORDINANCE REQUIRING THE REPAIR OR THE DEMOLITION AND REMOVAL OF THE DWELLING LOCATED AT 613 FORD STREET - ADOPTED

Code Enforcement Coordinator Rhonda Jordan informed the Council that the ordinance to be considered requires the owner of a dwelling which has been vacated and closed for a period of at

least six months pursuant to the enforcement of the Minimum Housing Code to repair or demolish and remove the dwelling located at 613 Ford Street. The ordinance provides that the owner has 90 days to repair or demolish and remove the dwelling and if the owner fails to accomplish this within 90 days, then the City will proceed with repairing or demolishing and removing the dwelling. The initial notice of violation was sent by certified mail on May 20, 2008, informing the property owner of the minimum housing violations cited by the Code Enforcement Officer and of the remedies necessary to bring the dwelling into compliance. Since that date, there have been two certified notices mailed to the property owner regarding minimum housing violations of the dwelling. Staff has attempted to work with the owner, but no repairs have been made. The most recent notice sent to the owner was mailed on October 8, 2008, and it provided notice to the owner that the dwelling was considered an abandoned structure. There have been three calls for service to the property by the Greenville Police Department. The dwelling has been vacated and closed for a period of at least six months. The utilities to the dwelling have been disconnected since December 2006. There are no back taxes due for this property, and the September 19, 2008 Pitt County Tax Assessor's report valued the property at \$17,727 (the building value is \$15,182 and the land value is \$2,545). The estimated cost to repair the dwelling is \$25,835.

Mayor Dunn declared the public hearing open and solicited comments from the audience. There being none, the public hearing was declared closed.

Motion was made by Council Member Joyner and seconded by Mayor Pro-Tem Council to adopt the ordinance requiring the repair or the demolition and removal of the dwelling located at 613 Ford Street. Motion carried unanimously. (Ordinance No. 08-116)

ORDINANCE REQUIRING THE REPAIR OR THE DEMOLITION AND REMOVAL OF THE DWELLING LOCATED AT 1303 SOUTH GREENE STREET - ADOPTED

Code Enforcement Coordinator Rhonda Jordan informed the Council that the ordinance to be considered requires the owner of a dwelling which has been vacated and closed for a period of at least six months pursuant to the enforcement of the Minimum Housing Code to repair or demolish and remove the dwelling located at 1303 South Greene Street. The ordinance provides that the owner has 90 days to repair or demolish and remove the dwelling and if the owner fails to accomplish this within 90 days, then the City will proceed with repairing or demolishing and removing the dwelling. The initial notice of violation was sent by certified mail on May 12, 2008, informing the property owner of the minimum housing violations cited by the Code Enforcement Officer and of the remedies necessary to bring the dwelling into compliance. Since that date, there have been two certified notices mailed to the property owner regarding minimum housing violations of the dwelling. Staff has attempted to work with the owner, but no repairs have been made. The most recent notice sent to the owner was mailed on October 8, 2008, and it provided notice to the owner that the dwelling was considered an abandoned structure. There have been no calls for service to the property by the Greenville Police Department. The dwelling has been vacated and closed for a period of at least six months. The utilities to the dwelling have been disconnected since May 2006. There are no back taxes due for this property, and the September 19, 2008 Pitt County Tax Assessor's report valued the property at \$9,684 (the

building value is \$1,184 and the land value is \$8,500). The estimated cost to repair the dwelling is \$21,755.

Mayor Dunn declared the public hearing open and solicited comments from the audience. There being none, the public hearing was declared closed.

Motion was made by Council Member Joyner and seconded by Council Member Glover to adopt the ordinance requiring the repair or the demolition and removal of the dwelling located at 1303 South Greene Street. Motion carried unanimously. (Ordinance No. 08-117)

PUBLIC COMMENT PERIOD

City Clerk Wanda Elks announced that the only person who had signed up to speak during the public comment period was Jill Twark of FROGGS. Because of the lateness, Ms. Twark had left and asked that the City Clerk provide her statement to the Council.

GREENVILLE CONVENTION CENTER NAMING RIGHTS - APPROVED

City Attorney Dave Holec informed the Council that staff received a request from Exhibit Hall Managers, the operator of the Greenville Convention Center, seeking to exercise the naming rights provision in the Convention Center Development, Pre-Opening, and Operational Agreement, dated September 11, 2000, which provides that "Greenville shall have the exclusive right to name the Exhibit Hall and the individual rooms or areas within the Exhibit Hall". Associating this public facility with a high quality and widely recognized corporation/entity provides an opportunity to enhance the Center's profile and a chance to generate additional revenue to support the facility. A key consideration in any naming rights activity is ensuring adequate standards are established. If this action is approved, staff will draft a proposal that retains the City's right to select the best proposal based on such factors as the proposer's longevity and proposer's reputation and standing in addition to the monetary value offered.

Mr. John VanCoutren, representing Exhibit Hall Managers, explained to the Council how naming rights have gotten popular. Exhibit Hall Managers has been solicited by a national company to include its name on the Greenville Convention Center. This opportunity could provide additional credibility and another step in branding the Greenville Convention Center on a national level.

After discussion and questions from the Council regarding how this would work, City Attorney Holec and Mr. VanCoutren stated that the agreement provides for a cap on the revenue paid into the naming rights fund, which is to be used for replacement and additions to the Convention Center furniture, fixtures, and equipment. Any amount above the naming rights cap of \$181,473 will be revenue collected by Exhibit Hall Managers from its operation of the Center. The naming rights cap is a legal requirement imposed as a result of the issuance of tax-exempt bonds to finance the construction of the Convention Center.

Motion was made by Council Member Kittrell and seconded by Mayor Pro-Tem Council to approve the request by Exhibit Hall Managers to solicit proposals for a Convention Center naming rights agreement. Motion carried unanimously.

RESOLUTION OF INTENT TO CLOSE AN UNIMPROVED PORTION OF TRIPP LANE
LOCATED WEST OF GRACE AVENUE - ADOPTED

City Engineer David Brown informed the Council that a petition requesting the closure of a portion of Tripp Lane was submitted by Mr. Edgar Denton and his wife, Mrs. Elaine Denton, of 3020 Tripp Lane. The portion of Tripp Lane in question was never improved to public street standards as part of the Clark's Lake Subdivision and is used as a driveway into the Denton's properties. The Dentons own all of the property along both sides of the street right-of-way proposed to be closed. If closed, some of the lots would become non-compliant with City ordinances. If closed, a 50-foot utility and access easement would be maintained. Due to surrounding development, this unimproved section cannot be extended. The resolution declaring the intent to close the unimproved portion of Tripp Lane begins the public input process. This Notice of Intent will be advertised in The Daily Reflector on November 10, 17 and 24 and December 1, 2008. Signs will also be posted at the location of closing advertising the public hearing. City Council will hold a public hearing on Thursday, December 11, 2008, to hear from affected persons and to consider closing the street. City staff has reviewed the request and, based on input from all departments, there are no objections to the closing.

Motion was made by Council Member Kittrell and seconded by Mayor Pro-Tem Council to adopt the resolution of intent to close an unimproved portion of Tripp Lane located west of Grace Avenue. Motion carried unanimously. (Resolution No. 08-59)

ORDINANCE AMENDING THE NUISANCES REGULATIONS OF THE CITY CODE -
CONTINUED TO DECEMBER 2008

Planner Mike Dail informed the Council that this amendment to the nuisances regulations of the City Code is being proposed to accomplish one of the implementation strategies included in the Lake Ellsworth, Clark's Lake and Tripp Subdivision Neighborhood Report. The implementation strategy that this amendment addresses reads as follows: "The City will continue amendment of the public nuisance regulations to allow trimming of vegetation and/or removal of vegetation from private property where vegetation impedes public safety vehicle ingress and egress in designated apparatus access areas." The proposed amendment has been reviewed and approved by the Greenville Fire/Rescue Department.

Concern was expressed about this issue not having received sufficient input from the public.

Motion was made by Council Member Joyner and seconded by Council Member Glover to have a public hearing on this issue in December 2008. Motion carried unanimously.

Staff was asked to advertise this matter so that a public hearing could be held in December 2008, giving citizens an opportunity to comment.

2008 COMPREHENSIVE RECREATION AND PARKS MASTER PLAN - APPROVED

Director of Recreation and Parks Gary Fenton, reminded the Council that staff has been working with Site Solutions since early 2008 to update the City's 2000 Comprehensive Recreation and Parks Master Plan. Adoption of the 2008 Comprehensive Recreation and Parks Master Plan will indicate the Council's desire to work towards addressing the City recreation and parks needs through a systematic, purposeful plan, but does not commit to the funding or development of any specific aspect of the Master Plan. An additional point is awarded in the Parks and Recreation Trust Fund grant competition process for comprehensive master plans that have been adopted by the local "governing board". The Greenville Recreation and Parks Commission reviewed the 2008 Comprehensive Master Plan and recommended adoption by City Council with one modification, that being to remove "Mandatory Dedication" and "The City should consider reviewing its Land Use Code to see if including requirements for mandatory open space dedication (common and public) makes sense", located on page 5-9 of the document. Mr. Fenton stated that while adoption of the plan does not guarantee that everything in it will happen, it does say that the City will work to make it happen. The plan lists gifts as a possibility to help in the process. The department received \$2500 from Sheetz at its ribbon cutting for the purpose of offering recreational golf opportunities to youth who might not otherwise be able to have the opportunity to do so. The Comprehensive Recreation and Parks Master Plan gives a destination and how to get there.

Concern was expressed about the need to look at aging parks in existing neighborhoods. Mr. Fenton stated that there are recreation facilities and parks and the department would like to be able to address both.

Motion was made by Council Member Kittrell and seconded by Council Member Spell to approve the Comprehensive Recreation and Parks Master Plan with the modification recommended by the Recreation and Parks Commission, that being to delete "Mandatory Dedication" and "The City Should consider reviewing its Land Use Code to see if including requirements for mandatory open space dedication (common and public) makes sense", located on page 5-9 of the document.

After discussion about the methods of looking at all strategies for acquiring property and how it should be included in the report, Council Member Joyner asked that the motion be amended by removing the last sentence in the second paragraph under 'Zoning/Subdivision Regulations' on page 5-9 and adding a new section entitled "Study Committee" to read as follows: "A study committee comprised of representatives from the Community Development and Recreation and Parks Departments, elected officials, and the development community should be established to review the various methods available for acquisition and development." Council Members Kittrell and Spell accepted the amendment to the original motion, which was then voted on and carried unanimously.

2008-2009 CAPITAL RESERVE FUND DESIGNATIONS AND ORDINANCE - ADOPTED

City Manager Wayne Bowers presented an ordinance amending the designations for the Capital Reserve Fund. The 2008-2009 budget ordinance recognizes the recommended transfer of

\$1,205,990 from the General Fund to the Capital Reserve Fund. With the budget ordinance amendments to the 2008-09 budget that have been done through October and the \$250,000 designated to reserves for Other Post Employment Benefits (OPEB) for 2009-10, the recommended transfer to Capital Reserve is \$884,142. Combined with the unallocated Capital Reserve Interest, that is \$1,031,854 recommended for allocation to Capital Reserve. Of that amount, \$250,000 is designated for Fire/Rescue Ambulance (\$250,000), four police cars (\$120,750), and the Eppes Alumni Project (\$27,000), leaving \$634,104 unallocated that can be used on future Capital Improvement Project unidentified needs.

Motion was made by Council Member Spell and seconded by Mayor Pro-Tem Council to approve the 2008-2009 Capital Reserve Fund designations and adopt the ordinance. Motion carried unanimously. (Ordinance No. 08-118)

REVENUE COLLECTIONS POLICY - APPROVED

City Manager Wayne Bowers presented a revenue collections policy, stating that staff is already doing the policy; however, it is not in writing. The policy identifies procedures and processes for the establishment and utilization of an allowance for doubtful accounts for the City's receivable balances and the write-off of accounts when remaining balances exceed the statutory limitation. The statutory limitations will vary depending on the revenue type. Approval of the policy by City Council will formalize an allowance for doubtful accounts and write-off practices for property taxes, rescue fees, and refuse fees and establish an allowance for doubtful accounts and write-off policy for miscellaneous receivable and lot cutting/cleaning accounts.

Motion was made by Council Member Joyner and seconded by Council Member Mercer to approve the Revenue Collections Policy to formalize an allowance for doubtful accounts and write-off practices for property taxes, rescue fees, and refuse fees and establish an allowance for doubtful accounts and write-off policy for miscellaneous receivable and lot cutting/cleaning accounts. Motion carried unanimously. (Document No. 08-09)

REVISED FINANCIAL POLICY GUIDELINES - APPROVED

City Manager Bowers presented revised financial policy guidelines that establish reasonable parameters for the financial operations of the City and to ensure that operating and capital needs are met while maintaining financial stability. The policy reflects revisions and additions to the City's financial policies. Revisions include changes in debt, reserve, and budget policies. These guidelines also include the addition of the vehicle replacement fund and revenue collection policies. This policy serves as a guideline for managing the City's finances. Having and reviewing a financial policy is one criterion in evaluating the financial strength and capability of a city when it receives its bond rating from the national rating agencies. This revised financial policy will assist the City with maintaining its current bond ratings with Moody's Investors Services and Standard & Poor's. There are some other policies that are detailed and approved separately by City Council (i.e., Investment and Revenue Collections Policies). As a policy document, this will serve as a planning tool for future financial sustainability. This financial integrity will promote a greater degree of confidence in the City by its citizens, investors, and

observers outside of the City. These guidelines, last approved on August 7, 2006, will allow the City to continue to manage its resources in a conservative and professional manner.

Motion was made by Council Member Joyner and seconded by Mayor Pro-Tem Council to approve the revised Financial Policy Guidelines. Motion carried unanimously. (Document No. 08-10)

COMMENTS FROM MAYOR AND CITY COUNCIL

The Mayor and City Council gave general comments.

Council Member Mercer asked that the December 11, 2008 agenda include discussion of changing the Thursday night meetings from 7:00 p.m. to 6:00 p.m. Council concurred.

CITY MANAGER'S REPORT

City Manager Wayne Bowers reminded the Council that Greenville is getting ready to host the 2009 North Carolina League of Municipalities Annual Conference. At the 2008 Conference held in Charlotte, Greenville was one of 78 cities recognized for the Green Challenge.

City Manager Bowers stated that the economy is going to have an impact on the budget, and steps need to be taken in order to lessen that impact. He has asked the department heads to hold back on discretionary spending and to be prepared in case revenues come up short. It is still early in the year to be sure and staff is trying to look at trends to see what the impact may be. Property taxes are up through the first three months by 20%, sales tax revenues for one month are up 16%, the quarterly utility tax payment is up 6%, telecommunications revenues are up 7% over last year; however, building inspection fees for three months are down 42% compared to last year. A \$693,000 deficit is projected by the end of the year. All departments have been asked to submit two percent budget cuts to operating expenses, which does not include salaries. They are also looking closely at fuel, as there should be some significant savings there. The combination of the two percent reduction, savings in fuel, and the amount mentioned earlier that they hold in reserve will meet the \$1 million deficit. The two percent reduction includes all departments, including the Mayor/City Council. It is early in the year; however, staff is taking proactive steps to address the possible revenue reductions.

The City Manager was asked to provide monthly reports like the one presented tonight until things level out.

City Manager Wayne Bowers reminded the Council of upcoming events, including Veterans Day, diversity training, the groundbreaking for Nathaniel Village, and Freeboot Friday.

ADJOURNMENT

Motion was made by Council Member Mercer and seconded by Council Member Joyner to adjourn the meeting at 11:59 p.m. Motion carried unanimously.

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Respectfully submitted,

Wanda T. Elks, MMC
City Clerk



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: First reading of an ordinance for a taxicab franchise for one taxicab requested by Christopher Lee Kellam d/b/a Independent Cab Company

Explanation: An application for a taxicab franchise to operate one taxicab has been received from Christopher Lee Kellam d/b/a Independent Cab Company. The request has been reviewed by the appropriate City departments. The Police Department indicated that they had no reason, based on criminal or driving history, to preclude Mr. Kellam from being granted a taxicab franchise. The Financial Services Department reported that Mr. Kellam's 2008 taxes and a drainage bill have not been paid; however, they are not past due until January 2009. The Community Development Department reported that Mr. Kellam's home address is zoned R6, which does not allow a taxicab franchise as a permitted use; however, the property may be approved as an incidental home occupation with certain stipulations. The Community Development staff has worked with Mr. Kellam regarding the process for approval of the incidental use, and Mr. Kellam will need to take care of this after approval by City Council, but before beginning operation of the business. Based on this, the review departments see no reason to prohibit Mr. Kellam from operating a taxicab franchise in the City of Greenville.

The first reading of the ordinance is scheduled for December 8, 2008; the second reading of the ordinance and public hearing are scheduled for December 11, 2008. The public hearing was advertised in the Daily Reflector on December 1, 2008, and letters were mailed to the taxicab franchisees advising them of the public hearing on December 11, 2008.

Fiscal Note: No direct cost to the City.

Recommendation: The review departments see no reason to prohibit Mr. Kellam from operating a taxicab franchise in the City of Greenville. Therefore, approval is recommended.

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

Attachments / click to download

 [Kellam Taxicab Information](#)

 [Granting a Taxicab Franchise to Christopher Lee Kellam 799334](#)

ORDINANCE NO. 08- _____
AN ORDINANCE GRANTING A TAXICAB FRANCHISE
TO CHRISTOPHER LEE KELLAM

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, Title 1 of Chapter 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, Christopher Lee Kellam d/b/a Independent Cab Company, is an applicant for a franchise permitting the operation of one 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 Christopher Lee Kellam d/b/a Independent Cab Company to permit the operation within the City of Greenville of not more than one taxicab.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. 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 4. This ordinance shall become effective immediately upon its adoption.

First reading passed on this the 8th day of December, 2008.

APPLICATION FOR TAXICAB FRANCHISE

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:
Independent Cab company, 348 Haven Dr. Unit AA4, Greenville NC, 27834
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
5. The Applicant is requesting franchise to operate 51 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

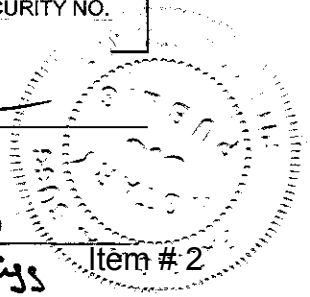
LAST NAME		FIRST NAME		MIDDLE NAME	
Kellam		Christopher		Lee	
ALIAS OR NICKNAME	SEX	AGE	WEIGHT	HEIGHT	ID NO.
	M	27	215	6'2"	
ADDRESS	HAIR	EYES	COMPLEXION		
348 Haven Dr. Unit AA4, Greenville	Black	Hazel	Beige		
OCCUPATION	NO.		IDENTIFICATION NO.		
Full-time ECM student / Taxi driver					
PLACE OF BIRTH	DATE OF BIRTH		SOCIAL SECURITY NO.		
Fairbanks, Alaska	18 Oct 1981				

Signature of Applicant Ch Lee Kellam

Subscribed and sworn to before me this 7th day of November, 2008.

My Commission Expires: 9-4-2011

Patricia A. Duff
 Notary Public Patricia A. Duff



Statement of Facts

I currently am an independent operator of a taxicab in Greenville. I intend to continue to provide the service that I hope has been of convenience to the public. As far as necessity, I have experienced a variety of levels over the last four months I have been driving. As you may well know, some weekends have an increased level of demand for taxicab services. Events like Halloween and ECU Football home games create a demand for taxicabs that honestly cannot be met, at least not in the manner we would ordinarily see. Customers often experience wait times greater than an hour. To contrast those weekends there are times when the demand is low and on those weekends drivers can feel the pinch as the cost of business remains while revenues decline. The solution in this scenario would be to lower the supply of cabs on the road to increase the revenues of those that remain. In my current situation this is not possible and does not benefit any of the drivers. I would seek to provide myself and other independent drivers under myself a more flexible work environment to meet the demands of the public. My ultimate goal is to decrease the cost of business, provide a flexible work environment to independent drivers and provide a high-quality service to the public.

Statement of Motor Equipment

<u>Make</u>	<u>Model</u>	<u>Year</u>	<u>Carrying Capacity</u>
Ford	Windstar	1999	7 passengers

Financial Statement

Assets

Townhome, current residence	\$ 61,500.00	Purchase Price in 2006
2001 Honda Accord	\$ 7,000.00	Kelley Blue Book
1997 Mercedes-Benz C230	\$ 4,000.00	Kelley Blue Book
1999 Ford Windstar	\$ 2,000.00	Kelley Blue Book
Cash (Varies)	<u>\$ 1,500.00</u>	
Total Assets	\$ 76,000.00	

Liabilities

Chase Mastercard	\$ 10,000.00
Visa Platinum Plus, Bank of America	<u>\$ 7,000.00</u>
Total Liabilities	\$ 17,000.00

Net Worth \$ 59,000.00

To the Greenville City Council:

This letter is to verify that Christopher Kellam is the owner of a townhome located at 348 Haven Drive, Unit AA-4, Greenville, North Carolina, and that each townhome in our complex has two assigned parking spaces where vehicles can be parked.



11-6-08

Mr. David Lilley

President, Sheraton Village Phase V Homeowners Association

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

Rev. 6/08/00

Statement of Experience

<u>Position</u>	<u>Company</u>	<u>Experience</u>
Independent Taxi Operator*	Courtesy Cab	25-July-2008 to Present

*Experience consists of driving passengers. Not sure what qualifies as "...conducting taxicab business."

On the following page is a color copy of my Taxi Drivers Permit. For that permit I was required to submit a drug screen to the Greenville Police Department.



FINANCIAL SERVICES MEMORANDUM

TO Wanda Elks, City Clerk's Office

FROM Brenda Matthews, Financial Services, Collections

DATE November 13, 2008

SUBJECT Christopher Lee Kellam d/b/a Independent Cab Company

We have checked Collections records for taxes, licenses, citations, parking, rescue transports and miscellaneous receivables owed in the names of Christopher Lee Kellam or Independent Cab Company. The only debt due the City of Greenville is taxes for Parcel Number 49153.

The amount owed to the City is \$323.93, owed to the County is \$485.26 and there is a Drainage bill for \$5.00. The total owed is \$814.19. These amounts are for 2008, therefore they are not past due until January 2009.

If I can provide further assistance, please call

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

Doc # 177282

Wanda Elks

From: Merrill Flood
Sent: Tuesday, November 18, 2008 4:40 PM
To: Wanda Elks
Subject: Fw: Taxi Cab Franchise Response - Please Review

From: Michael Dail
To: Harry Hamilton; Merrill Flood
Sent: Mon Nov 17 13:22:20 2008
Subject: Taxi Cab Franchise Response - Please Review

The applicant's property (348 Haven Drive, Unit AA4) is zoned R6 (Residential). A taxi service is not permitted in the R6 zoning district. However Mr. Kellum can operate a taxi service **with one (1) cab** as an incidental home occupation at this address. In order to operate at this address all of the regulations applying to an incidental home occupation of this type have to be followed. The specific regulations applying to an incidental home occupation of this type are:

Not more than one (1) person is engaged in the conduct of the listed activity;

The person that is engaged in the conduct of the activity shall be a permanent resident within the subject dwelling;

Not more than two (2) customer/clients shall be allowed on the premises at any one time;

No on-site signage shall be displayed in connection with the limited in-home service and/or business activity;

Shall not be permitted within any detached accessory structure or building;

Shall constitute an accessory use to the principal use;

Shall not occupy more than twenty (20) percent of the mechanically conditioned enclosed floor space of the dwelling unit;

Shall not be visible from any public right-of-way or adjacent property line;

Shall not involve any outside storage of related materials, parts or supplies;

Shall not create any hazard or nuisance to the occupants residing or working within the principal use dwelling or to area residents or properties.

In summary the applicant can use a portion of his residence as an office (in accordance to the regulations above) for the purpose of receiving or transmitting messages or mail, record or bookkeeping filing, address listing for applicable privilege license or tax identification and other similar activities, which do not involve the on-site sale, delivery, distribution, reception, storage or manufacture of goods, products or services. **The applicant can only operate one (1) cab as part of his business.** This cab can be stored at his home as long as it is his personal vehicle and is a vehicle typically associated with a

residence. No other employees are permitted as part of the incidental home occupations rules therefore the applicant can not operate the five cabs as he has requested.

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



GREENVILLE POLICE DEPARTMENT

MEMORANDUM

November 18, 2008

TO: Capt. C. A. Curtis

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

SUBJECT: Recommendation Taxi Application for Christopher Lee Kellam d/b/a Independent Cab Company

I have conducted a review of Mr. Kellam's background as it relates to the operation of a taxi within the City of Greenville. Checks were conducted through the Pitt County Tax Assessor, NC DMV, and the NC Administrative Office of the Courts as well as a criminal history inquiry.

Currently, I can find no reason with regard to a criminal or driving history that would preclude Mr. Kellam from being granted a taxi franchise within the City of Greenville. It should be noted however that he will be required by ordinance to begin operation within 60 days of the issuance of that franchise. Prior to his beginning operation, he must present any vehicle he plans to operate under the franchise for inspection at the Greenville Police Department. During that inspection he must provide proof that he possesses the financial responsibility as required by Greenville City Code, Sec. 11-1-1.

If you have questions or need additional information, please let me know.

I concur with Cpl. Viverette's recommendation regarding the applicant

May K. M. L.

Nov. 19, 2008



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

-
- Title of Item:** Resolution accepting dedication of rights-of-way and easements for Greyfox Run Subdivision, Portion of Phase 1
- Explanation:** In accordance with the City's Subdivision regulations, rights-of-way and easements have been dedicated for Greyfox Run Subdivision, Portion of Phase 1 (Map Book 70 at Pages 25-26).
- Fiscal Note:** Funds for the maintenance of these rights-of-way and easements are included within the 2008-2009 budget.
- Recommendation:** Adopt the attached resolution accepting dedication of rights-of-way and easements for Greyfox Run Subdivision, Portion of Phase 1.
-

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

Attachments / click to download

- [Greyfox Run](#)
 - [December Right of Way Resolution 796353](#)
-

RESOLUTION NO. 08- _____

A RESOLUTION ACCEPTING DEDICATION TO THE PUBLIC OF
RIGHTS-OF-WAY AND EASEMENTS ON SUBDIVISION PLATS

WHEREAS, G.S. 160A-374 authorizes any city council to accept by resolution any dedication made to the public of land or facilities for streets, parks, public utility lines, or other public purposes, when the lands or facilities are located within its subdivision-regulation jurisdiction; and

WHEREAS, the Subdivision Review Board of the City of Greenville has acted to approve the final plats named in this resolution, or the plats or maps that predate the Subdivision Review Process; and

WHEREAS, the final plats named in this resolution contain dedication to the public of lands or facilities for streets, parks, public utility lines, or other public purposes; and

WHEREAS, the Greenville City Council finds that it is in the best interest of the public health, safety, and general welfare of the citizens of the City of Greenville to accept the offered dedication on the plats named in this resolution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville, North Carolina:

Section 1. The City of Greenville accepts the dedication made to the public of lands or facilities for streets, parks, public utility lines, or other public purposes offered by, shown on, or implied in the following approved subdivision plats:

Greyfox Run Subdivision Portion of Phase 1 Map Book 70 Pages 25-26

Section 2. Acceptance of dedication of lands or facilities shall not place on the City any duty to open, operate, repair, or maintain any street, utility line, or other land or facility except as provided by the ordinances, regulations or specific acts of the City, or as provided by the laws of the State of North Carolina.

Section 3. Acceptance of the dedications named in this resolution shall be effective upon adoption of this resolution.

Adopted the 8th day of December, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk

NORTH CAROLINA
PITT COUNTY

I, Patricia A. Sugg, a Notary Public, do hereby certify that Wanda T. Elks, City Clerk, personally appeared before me this day and acknowledged that she is the City Clerk of the City of Greenville, a municipality, and that by authority duly given and as the act of the municipality, the foregoing instrument was signed in its name by its mayor, sealed with the corporate seal, and attested by herself as its City Clerk.

WITNESS my hand and notarial seal this 8th day of December, 2008.

Notary Public

My Commission Expires: 9/4/2011

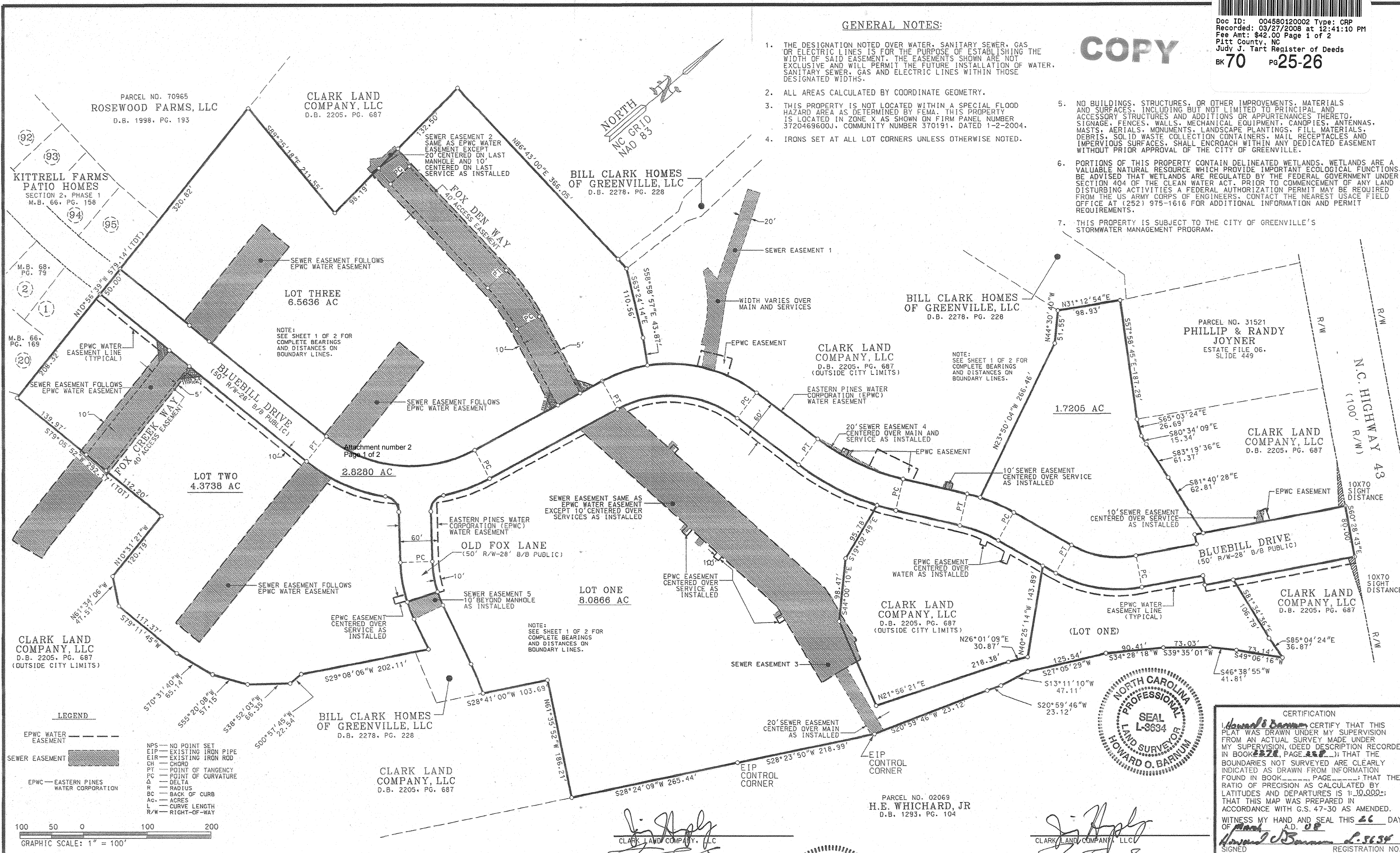


Doc ID: 004580120002 Type: CRP
 Recorded: 03/27/2008 at 12:41:10 PM
 Fee Amt: \$42.00 Page 1 of 2
 Pitt County, NC
 Judy J. Tart Register of Deeds
 BK 70 Pg 25-26

COPY

GENERAL NOTES:

1. THE DESIGNATION NOTED OVER WATER, SANITARY SEWER, GAS OR ELECTRIC LINES IS FOR THE PURPOSE OF ESTABLISHING THE WIDTH OF SAID EASEMENT. THE EASEMENTS SHOWN ARE NOT EXCLUSIVE AND WILL PERMIT THE FUTURE INSTALLATION OF WATER, SANITARY SEWER, GAS AND ELECTRIC LINES WITHIN THOSE DESIGNATED WIDTHS.
2. ALL AREAS CALCULATED BY COORDINATE GEOMETRY.
3. THIS PROPERTY IS NOT LOCATED WITHIN A SPECIAL FLOOD HAZARD AREA AS DETERMINED BY FEMA. THIS PROPERTY IS LOCATED IN ZONE X AS SHOWN ON FIRM PANEL NUMBER 3720469600J, COMMUNITY NUMBER 370191, DATED 1-2-2004.
4. IRONS SET AT ALL LOT CORNERS UNLESS OTHERWISE NOTED.
5. NO BUILDINGS, STRUCTURES, OR OTHER IMPROVEMENTS, MATERIALS AND SURFACES, INCLUDING BUT NOT LIMITED TO PRINCIPAL AND ACCESSORY STRUCTURES AND ADDITIONS OR APPURTENANCES THERETO, SIGNAGE, FENCES, WALLS, MECHANICAL EQUIPMENT, CANOPIES, ANTENNAS, MASTS, AERIALS, MONUMENTS, LANDSCAPE PLANTINGS, FILL MATERIALS, DECKS, SOLID WASTE COLLECTION CONTAINERS, MAIL RECEPTACLES AND IMPERVIOUS SURFACES, SHALL ENCRUCH WITHIN ANY DEDICATED EASEMENT WITHOUT PRIOR APPROVAL OF THE CITY OF GREENVILLE.
6. PORTIONS OF THIS PROPERTY CONTAIN DELINEATED WETLANDS. WETLANDS ARE A VALUABLE NATURAL RESOURCE WHICH PROVIDE IMPORTANT ECOLOGICAL FUNCTIONS. BE ADVISED THAT WETLANDS ARE REGULATED BY THE FEDERAL GOVERNMENT UNDER SECTION 404 OF THE CLEAN WATER ACT. PRIOR TO COMMENCEMENT OF ANY LAND DISTURBING ACTIVITIES A FEDERAL AUTHORIZATION PERMIT MAY BE REQUIRED FROM THE US ARMY CORPS OF ENGINEERS. CONTACT THE NEAREST USACE FIELD OFFICE AT (252) 975-1616 FOR ADDITIONAL INFORMATION AND PERMIT REQUIREMENTS.
7. THIS PROPERTY IS SUBJECT TO THE CITY OF GREENVILLE'S STORMWATER MANAGEMENT PROGRAM.



LEGEND
 EPWC WATER EASEMENT
 SEWER EASEMENT
 EPWC - EASTERN PINES WATER CORPORATION
 NPS - NO POINT SET
 EIP - EXISTING IRON PIPE
 EIR - EXISTING IRON ROD
 CH - CHORD
 PT - POINT OF TANGENCY
 PC - POINT OF CURVATURE
 Δ - DELTA
 R - RADIUS
 BC - BACK OF CURB
 AC - ACRES
 L - CURVE LENGTH
 R/W - RIGHT-OF-WAY

100 50 0 100 200
 GRAPHIC SCALE: 1" = 100'
 SHEET 2 OF 2

MAP FOR RECORD
GREYFOX RUN SUBDIVISION
PORTION OF PHASE 1
 GREENVILLE WINTERVILLE TWP. PITT COUNTY NORTH CAROLINA

OWNER: BILL CLARK HOMES OF GREENVILLE, LLC
 200 E. ARLINGTON BLVD.
 GREENVILLE, NC 27858
 (252) 355-5805 SUITE R

CLARK LAND COMPANY, LLC
 200 E. ARLINGTON BLVD.
 GREENVILLE, NC 27858
 (252) 355-5805 SUITE R

STROUD ENGINEERING, P.A.
 107-B COMMERCE STREET
 GREENVILLE, NC 27858
 (252)756-9352

SURVEYED: JC
 DRAWN: LHJ
 CHECKED: HOB/DTB

APPROVED: HOB
 DATE: 2/28/07
 SCALE: 1"=100'

SOURCE OF TITLE
 THIS IS TO CERTIFY THAT THE LAST INSTRUMENT(S) IN THE CHAIN OF TITLE(S) OF THIS PROPERTY AS RECORDED IN THE PITT COUNTY REGISTRY AT GREENVILLE NORTH CAROLINA IS:
 DEED BOOK 2878 PAGE 288
 DEED BOOK 2878 PAGE 288
 N.C. REG. NO. 2-3634

OWNERS STATEMENT
 THIS IS EVIDENCE THAT THIS SUBDIVISION IS MADE AT THE REQUEST OF
 OWNER: SEE ABOVE SIGNATURES
 SWORN AND SUBSCRIBED TO BEFORE ME THIS 26 DAY OF MARCH, 2008.
 Deborah Boyette
 NOTARY PUBLIC, MY COMMISSION EXPIRES ON

APPROVAL
 THIS FINAL PLAT, *08-25 WAS APPROVED BY THE SUBDIVISION REVIEW BOARD IN ACCORDANCE WITH TITLE 9, CHAPTER 5 OF THE GREENVILLE CITY CODE THE 12th DAY OF MARCH, 2008.
 SIGNED: [Signature]
 CITY PLANNER

DEDICATION
 THE UNDERSIGNED HEREBY ACKNOWLEDGE(S) THIS PLAT AND ALLOTMENT TO BE THEIR FREE ACT AND DEED, AND HEREBY DEDICATES TO PUBLIC USE AS STREETS, PARKS, PLAY-GROUNDS, OPEN SPACES AND EASEMENTS FOREVER. ALL AREAS AS SHOWN OR AS INDICATED ON SAID PLAT.
 SIGNED: [Signature]
 ATTEST: Deborah Boyette

CERTIFICATION
 I, Howard O. Barnum, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DEED DESCRIPTION RECORDED IN BOOK 2878, PAGE 288); THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN BOOK _____, PAGE _____; THAT THE RATIO OF PRECISION AS CALCULATED BY LATITUDES AND DEPARTURES IS 1:10,000; THAT THIS MAP WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED.
 WITNESS MY HAND AND SEAL THIS 26 DAY OF MARCH, A.D. 2008.
 Howard O. Barnum
 SIGNED: [Signature] REGISTRATION NO. _____

REVIEW OFFICER'S CERTIFICATE
 I, Andrew Thomas, REVIEW OFFICER OF PITT COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.
 Andrew Thomas
 REVIEW OFFICER
 DATE: 3/27/08

PROFESSIONAL LAND SURVEYOR
 Howard O. Barnum
 SEAL L-3634
 HOWARD O. BARNUM



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Resolution authorizing the conveyance of City-owned Voice of America Radio Equipment to the Eastern Carolina Regional Science Center

Explanation: The City purchased the Voice of America site in 2000. Prior to the demolition of the buildings, the City removed the radio equipment from the buildings and stored it. The radio equipment was retained for possible use in a regional science center.

The Eastern Carolina Regional Science Center was established in 2006 and is a non-profit organization located in Greenville that desires the equipment for a Challenger Learning Center that they are developing. The Eastern Carolina Regional Science Center is now in the position to accept the equipment for use in its educational mission.

North Carolina General Statute 160A-279 authorizes the City to convey personal property by private sale to an entity, other than a for-profit corporation, which carries out a public purpose. The City Attorney has reviewed the Agreement and has approved it as to form. Eastern Carolina Regional Science Center will move the equipment to its new location.

Fiscal Note: City costs associated with this transfer are limited to the staff hours involved in monitoring the movement of the equipment out of the building where it is presently stored.

Recommendation: Adopt the resolution transferring the Voice of America radio equipment to Eastern Carolina Regional Science Center and authorize the City Manager to sign the Agreement.

Attachments / click to download

- [RESOLUTION APPROVING THE CONVEYANCE OF PERSONAL PROPERTY TO EASTERN NORTH CAROLINA REGIONAL SCIENCE](#)
 - [Agreement with local Challenger Center 777021](#)
 - [Exhibit A to the VOA agreement 798297](#)
-

RESOLUTION NO. 08-

RESOLUTION APPROVING THE CONVEYANCE OF PERSONAL PROPERTY TO
EASTERN NORTH CAROLINA REGIONAL SCIENCE CENTER, INC.

WHEREAS, the City of Greenville became the owner of certain radio equipment as a result of its purchase of the Voice of America site;

WHEREAS, affording the public an opportunity to view or utilize the radio equipment as an educational opportunity in promoting instruction and mental and cultural development is a public purpose, for which the City is authorized to contract and appropriate funds to an entity in accordance with the provisions of North Carolina Statute 160A-353 and 160A-20.1; and

WHEREAS, North Carolina General Statute 160A-279 authorizes the City to convey personal property by private sale to an entity, other than a for-profit corporation, which carries out a public purpose whenever the City is authorized to appropriate funds to said entity for said public purpose;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville that it does hereby authorize the conveyance of personal property to Eastern North Carolina Regional Science Center, Inc. with the condition that the use of the property is to be for the public purpose of affording the public the opportunity to view or utilize the radio equipment as an educational opportunity in promoting instruction and mental and cultural development, said conveyance to be by private sale for the consideration of the use of the property consistent with the aforementioned purpose.

This the _____ day of December, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk

NORTH CAROLINA
PITT COUNTY

THIS AGREEMENT, made and entered into this the ____ day of November, 2008, by and between the City of Greenville, Party of the First Part and hereinafter referred to as the CITY, and Eastern North Carolina Regional Science Center, Inc., Party of the Second Part and hereinafter referred to as GO-SCIENCE;

WITNESSETH:

WHEREAS, the CITY is the owner of radio equipment as a result of its purchase of the Voice of America site, said equipment being hereinafter referred to as the radio equipment; and

WHEREAS, GO-SCIENCE desires to have the radio equipment to place in its regional science center so that the radio equipment may be viewed or utilized by the public as an educational opportunity in promoting instruction and mental and cultural development; and

WHEREAS, North Carolina General Statute 160A-279 authorizes the CITY to convey personal property by private sale to an entity, other than a for-profit corporation, which carries out a public purpose whenever the CITY is authorized to appropriate funds to said entity for said public purpose;

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements contained herein, the parties hereto agree as follows:

1. The CITY shall transfer the radio equipment in its possession which was removed from the Voice of America property purchased by the CITY to GO-SCIENCE, subject to the terms and conditions of this Agreement, said radio equipment consisting of the equipment listed in the attached Exhibit A.

2. GO-SCIENCE accepts the radio equipment in its "as is" condition and the CITY does not guarantee the operational or physical condition of the equipment.

3. GO-SCIENCE shall take possession of the radio equipment and relocate it to a GO-SCIENCE facility within thirty (30) days of the date of this Agreement. GO-SCIENCE shall give the CITY at least five (5) days prior written notice of the date it will relocate the radio equipment. In the event the radio equipment is not relocated to the GO-SCIENCE facility within said thirty (30) days, GO-SCIENCE will forfeit its right to the radio equipment and the CITY will retain ownership of the radio equipment, unless GO-SCIENCE provides written notice to the CITY of a request to extend the time for relocation and the CITY determines to extend the time for relocation by written notice from the CITY to GO-SCIENCE.

4. The CITY and GO-SCIENCE will conduct a joint inventory at a mutually agreeable time but no later than the time when GO-SCIENCE relocates the radio equipment to the GO-SCIENCE facility.

5. GO-SCIENCE shall use the radio equipment at its regional science center or as a component of an exhibit to share with other museums, science centers, educational institutions, libraries, or similar facilities, in a manner so that the public has an opportunity to view or utilize the radio equipment as an educational opportunity in promoting instruction and mental and cultural development. It is understood and agreed that GO-SCIENCE may charge other museums, science centers, educational institutions, libraries, and similar facilities a fee for the exhibit. Notwithstanding the provisions of this paragraph, in the event GO-SCIENCE determines to not use any item or items of the radio equipment, it shall offer to donate the item or items of the radio equipment which it determines not to use to another non-profit entity for the purpose of affording the public an opportunity to view or utilize the radio equipment as an educational opportunity in promoting instruction and mental and cultural development. In the event no non-profit entity will accept a donation of the radio equipment for said purpose, GO-SCIENCE may dispose of the radio equipment provided that any revenue received by GO-

SCIENCE for said radio equipment shall be used to support the display and utilization by the public of the radio equipment retained as an educational opportunity in promoting instruction and mental and cultural development. GO-SCIENCE shall provide the CITY with written notice of any donation or disposition of the radio equipment.

6. Any written notice required to be given to either party pursuant to the provisions of this Agreement shall be deemed sufficiently given when deposited in the mail, first-class postage prepaid, and addressed to the other party as follows:

CITY:
Director of Public Works
City of Greenville
P.O. Box 7207
Greenville, NC 27835

GO-SCIENCE:
Chairman
Eastern North Carolina Regional Science Center, Inc.
319 S. Cotanche Street, Building 159
Greenville, NC 27858-4353

or to such other addresses as either party shall subsequently designate by notice given in accordance with this section.

7. This Agreement constitutes the entire understanding of the parties.

8. This Agreement shall not be modified or otherwise amended except in writing signed by the parties.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement, in duplicate originals, as of the day and year first above written, all pursuant to authority duly granted.

CITY OF GREENVILLE

Wayne Bowers, City Manager

EASTERN NORTH CAROLINA REGIONAL
SCIENCE CENTER, INC.

Chairman

APPROVED AS TO FORM:

David A. Holec, City Attorney

PRE-AUDIT CERTIFICATION

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

Bernita W. Demery, Director of Financial Services

Exhibit A to
Agreement between the City of Greenville and Eastern North Carolina Regional Science
Center, Inc on the Voice of America Equipment

Inventory of Equipment

Quantity	Description
29 each	Circuit board racks with circuit boards
3 each	Empty circuit board racks
6 each	Switch board consoles with circuit boards
1 each	Control center cabinet
1 each	Transistor float rectifier
1 each	Clock
2 each	Portable phone boxes
2 each	Boxes of accessories
1 each	Greenville Relay Station V.O.A. sign



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Resolution authorizing the disposition of one surplus 2005 Harley Davidson motorcycle to the Town of Winterville

Explanation: The Greenville Police Department recently leased four BMW motorcycles to replace the Harley Davidson motorcycles that were in service. The Winterville Police Department has requested the City of Greenville to consider donating one of the surplus motorcycles to the Town of Winterville.

In 2004, Mr. Craig Goess of Greenville Toyota donated two of the Harley Davidson motorcycles to the Greenville Police Department. He has indicated that, if possible, he would like to see the motorcycles continue to serve in the community for as long as possible.

Fiscal Note: The surplus motorcycle was donated to the City of Greenville; therefore, there is no fiscal impact.

Recommendation: Authorize the sale of one surplus Harley Davidson motorcycle to the Town of Winterville for \$1.00.

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

Attachments / click to download

 [Motorcycle_Resolution_795393](#)

RESOLUTION NO. 08-
RESOLUTION DECLARING CERTAIN PROPERTY AS SURPLUS AND AUTHORIZING
DISPOSITION OF THE SURPLUS PROPERTY TO THE TOWN OF WINTERVILLE

WHEREAS, the Greenville Police Department has determined that certain property is surplus to the needs of the City;

WHEREAS, the Town of Winterville can put this property to use; and

WHEREAS, North Carolina General Statute 160A-274 permits City Council to authorize the disposition, upon such terms and conditions it deems wise, with or without consideration, of real or personal property to another governmental unit;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville that the hereinafter described property is declared as surplus to the needs of the City of Greenville and that said property shall be conveyed to the Town of Winterville for one dollar (\$1.00), said property being described as follows:

One 2005 Harley Davidson Motorcycle

This the 8th day of December, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Resolution authorizing the disposition of a surplus police canine to Larry Greene

Explanation: Police canine Kimbo has served with Corporal David Anderson for five years. The canine was retired from service for medical reasons. Corporal Anderson is not interested in the continued care of a police canine at his home due to his concern for his small children.

Mr. Larry Greene of LaGrange, North Carolina is the father of a Greenville Police Department officer. He lives in the rural area of Lenoir County. He has cared for a former police canine in the past. He has agreed to take responsibility for the care and handling of Kimbo.

Fiscal Note: The City will be relieved of the continued costs associated with the canine's care, which is currently estimated to be \$2,000 per year.

Recommendation: Approve the attached resolution declaring police canine Kimbo as surplus property and selling him to Larry Greene.

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Attachments / click to download

[Kimbo_Resolution_797072](#)

RESOLUTION NO. 08-
RESOLUTION DECLARING A POLICE CANINE AS SURPLUS AND AUTHORIZING HIS
DISPOSITION TO MR. LARRY GREENE

WHEREAS, the police canine for the Greenville Police Department, K-9 Kimbo has retired;

WHEREAS, David Anderson was K-9 Kimbo's handler for 5 years and he has not expressed an interest that Kimbo be released to his care for the remainder of Kimbo's life; and

WHEREAS, Mr. Larry Greene has expressed an interest in the care of Kimbo; and

WHEREAS, North Carolina General Statute 160A-267 permits City Council to authorize the disposition of property valued at less than thirty Thousand dollars (\$30,000) by private sale;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville that K-9 Kimbo be and is hereby declared surplus to the needs of the City and is authorized to be conveyed to Mr. Larry Greene for one dollar (\$1.00).

This the 8th day of December, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Resolution supporting Safe Routes to School Infrastructure Grant Application

Explanation: The North Carolina Department of Transportation's (NCDOT) Division of Bicycle and Pedestrian Transportation is accepting grant applications for a 100% reimbursement program that allows municipalities to fund infrastructure projects that encourage children to walk and bike to school. To be eligible, projects must be within 2 miles of a school serving K-8 grades. The proposed improvements also must be located within the public right-of-way or on a permanent easement.

The proposed sidewalk will be located along the north side of Red Banks Road between Charles Boulevard and Fourteenth Street and will serve students attending the E.B. Aycock Middle School. Based on construction cost estimates, staff is proposing the grant amount requested to be \$200,400.

NCDOT will notify municipalities of grant award in June, 2009. If awarded, the City will be required to execute a municipal reimbursement agreement with NCDOT within 90 days of grant award notification. The update to the project is to be completed within 18 months following the execution of the agreement with NCDOT.

Fiscal Note: This grant provides for 100 percent reimbursement of construction costs, which will be reimbursed during the course of project implementation. Funds will be expended from and returned to the City's Powell Bill Fund Balance.

Recommendation: Adopt the attached resolution supporting and endorsing the submission of a *Safe Routes to School Infrastructure Grant Reimbursement Program* application to the North Carolina Department of Transportation's Division of Bicycle and Pedestrian to obtain a grant for the purpose of obtaining funds to construct a sidewalk along the north side of Red Banks Road between Charles Boulevard and Fourteenth Street.

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 [City Council Resolution endorsing SRTS Application 798944](#)

RESOLUTION NO. 08-
RESOLUTION SUPPORTING AND ENDORSING THE SUBMISSION OF AN APPLICATION
FOR THE SAFE ROUTE TO SCHOOL INFRASTRUCTURE GRANT REIMBURSEMENT
PROGRAM TO THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

WHEREAS, the North Carolina Department of Transportation is accepting applications for the Safe Routes to School Infrastructure Grant Reimbursement Program; and

WHEREAS, the purpose of the Safe Routes to School Program is to enable and encourage children to walk and bicycle to school; and,

WHEREAS, the Safe Routes to School Program provides funds to implement identified improvements that can help make bicycling and walking to and from school a safe and healthy transportation alternative; and

WHEREAS, the City Council of the City of Greenville recognizes the importance of a balanced transportation network to the economic and social well-being of the community; and

WHEREAS, the Greenville Urban Area Metropolitan Planning Organization has adopted a resolution expressing its support to the City of Greenville in submitting a Safe Routes to School Grant Application; and

WHEREAS, the City of Greenville will apply for a grant in the amount of \$200,400 and is willing and able to enter into a reimbursement agreement with NCDOT and has the authority to construct and maintain sidewalk infrastructure; and

WHEREAS, if awarded, the Public Works Department will oversee design and construction of the project and administer the project in accordance with requirements of the grant; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville that it does hereby support and endorse submission of an application for the Safe Routes to School Infrastructure Grant Reimbursement Program and authorize and direct the City Manager to submit the grant application on behalf of the City of Greenville to NCDOT.

This 8th day of December, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Ordinance amending the Greenville Utilities Commission Gas Capital Projects Budget for the Gas Distribution System SCADA Upgrade Project

Explanation: GUC's Gas Distribution System Supervisory Control and Data Acquisition (SCADA) Upgrade Project is under construction to implement current technologies for remote monitoring, control, and data archiving of process data such as flow, pressure, and temperature for 4 gas system gate stations, 14 interruptible customers, 4 system pressure points, and the LNG (liquified natural gas) facility. Once placed in service, the new SCADA system will improve system reliability, utilize the existing GUC communications infrastructure, and reduce operating costs. In mid-2007, a Gas Capital Projects Budget was adopted for the construction of this project in the amount of \$612,000.

An amendment to the project budget is needed because of an increase in material costs and a change to the scope of work. The material costs increase results from staff's requirement that explosion-proof conduit and fittings be installed at three of the gate stations. This material exceeds National Electric Code safety ratings in the specified areas of these gate stations. Staff chose it to eliminate the possibility of sparks from electrical wiring potentially igniting a natural gas leak on the gas piping and to ensure that any future upgrades at the stations would remain code compliant. The scope of work change is for the installation of a radio antenna at an industrial customer site to minimize data interruptions by ensuring a reliable radio signal.

The material cost increase and scope of work change increases the project budget by approximately \$28,000. The staff requests that the project budget be amended from the original \$612,000 to \$640,000. The GUC Board and City Council have approved up to \$700,000 in revenue bonds for this project and these additional costs will be funded from the recent revenue bond issuance.

At their meeting on November 18, the GUC Board amended the Gas Capital Projects Budget and recommended similar action by the City Council.

Fiscal Note: No cost to the City of Greenville.

Recommendation: Approve attached Gas Capital Projects Budget Ordinance Amendment.

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 [Gas Capital Projects Budget Ordinance](#)

ORDINANCE NO _____
AMENDING ORDINANCE NO. 07-107
FOR GAS CAPITAL PROJECTS BUDGET
GAS DISTRIBUTION SYSTEM SCADA UPGRADE PROJECT

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

Section 1. The Gas Capital Projects Budget is amended, so that as amended, it shall read as follows:

	Current Budget	Change	Proposed Budget
Revenue:			
Debt Financing	\$612,000	\$28,000	\$640,000
	\$612,000	\$28,000	\$640,000
Expenditures:			
Project Costs	\$612,000	\$28,000	\$640,000
	\$612,000	\$28,000	\$640,000

Section 2. All ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

Section 3. This ordinance shall become effective upon its adoption.

Adopted this the _____ day of _____, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Budget ordinance amendment and reimbursement resolution for Greenville Utilities Commission Wastewater Treatment Plant Electrical/SCADA Upgrade Project

Explanation: In early 2007, the initial project budget for preliminary design of the Wastewater Treatment Plant (WWTP) electrical and supervisory control and data acquisition (SCADA) upgrade project was approved. Subsequently, the budget amendment for final design was approved in mid-2007. The final engineering design has been completed and bids for construction have been received.

The original WWTP electrical and SCADA equipment has been in service for 22 years and is nearing the end of its useful service life. The WWTP electrical distribution system was designed as a single line radial system with no internal redundancy provided in the event that a major electrical component failed. The lack of redundancy in the existing electrical distribution system provides poor reliability and increases the risk of regulatory non-compliance with WWTP discharge permit limits in the event of equipment failure.

The proposed project consists of a plant-wide electrical system upgrade to replace aging equipment and provide complete redundancy for all critical equipment. The project will also provide 100% standby generator capability and an upgrade of the SCADA system at the WWTP and 31 remote pump station sites.

The proposed Sewer Capital Projects Budget amendment of \$12,831,362 includes funding for construction by the contractor (\$9,750,000) and GUC's Electric Department (\$300,000), a 5% construction contingency (\$487,500), construction administration, inspection and SCADA programming (\$2,027,000), and the State Revolving Fund (SRF) loan fee (\$267,122). Of the total Sewer Capital Project budget of \$13,868,622, an SRF loan of \$13,356,080 at a 2.48% interest rate will provide most of the funding with the remaining \$512,542 coming from long-term debt financing.

The GUC Board, at their meeting on November 18, amended the Sewer Capital Projects Budget and recommended similar action by the City Council. In addition, the GUC Board adopted a reimbursement resolution and recommended similar action by the City Council.

Fiscal Note: No cost to City of Greenville.

Recommendation: 1) Amend attached Sewer Capital Projects Budget Ordinance and 2) Adopt attached Reimbursement Resolution.

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 [Sewer Capital Projects Budget Ordinance](#)

 [Reimbursement Resolution](#)

ORDINANCE NO _____
AMENDING ORDINANCE NO. 07-103
FOR SEWER CAPITAL PROJECTS BUDGET
WASTEWATER TREATMENT PLANT ELECTRICAL AND SCADA UPGRADE PROJECT

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

Section 1. The Sewer Capital Projects Budget is amended, so that as amended, it shall read as follows:

	<u>Current Budget</u>	<u>Change</u>	<u>Proposed Budget</u>
Revenue:			
Operating Transfer	\$229,500	\$0	\$229,500
SRF Loan	\$0	\$13,356,080	\$13,356,080
Debt Financing	\$807,500	\$525,458	\$283,042
	<u>\$1,037,000</u>	<u>\$12,831,622</u>	<u>\$13,868,622</u>
Expenditures:			
Project Cost	\$1,037,000	\$12,831,622	\$13,868,622
	<u>\$1,037,000</u>	<u>\$12,831,622</u>	<u>\$13,868,622</u>

Section 2. All ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

Section 3. This ordinance shall become effective upon its adoption.

Adopted this the _____ day of _____, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk

RESOLUTION NO. 07-__

**RESOLUTION DECLARING THE INTENTION OF THE
CITY COUNCIL OF THE CITY OF GREENVILLE
TO REIMBURSE THE CITY FROM THE PROCEEDS
OF A DEBT FINANCING FOR CERTAIN EXPENDITURES
MADE AND TO BE MADE IN CONNECTION WITH THE ACQUISITION
AND CONSTRUCTION OF CERTAIN CAPITAL IMPROVEMENTS**

WHEREAS, the City of Greenville, North Carolina (the "City") has paid, beginning, December 8, 2008, which date is no more than 60 days prior to the date hereof, certain expenditures in connection with the acquisition and construction of certain improvements (the "Improvements") more fully described in Exhibit A attached hereto, consisting of improvements to its electric, gas, sanitary sewer and water systems (collectively, the "System"); and

WHEREAS, the City Council of the City (the "City Council") has determined that those moneys previously advanced no more than 60 days prior to the date hereof to pay such expenditures in connection with the acquisition and construction of the Improvements (the "Expenditures") are available only on a temporary period and that it is necessary to reimburse the City for the Expenditures from the proceeds of an issue of debt (the "Debt");

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL as follows:

Section 1. The City Council hereby declares its intent to reimburse the City from the proceeds of the Debt for the Expenditures made on and after December 8, 2008, which date is no more than 60 days prior to the date hereof. The City Council reasonably expects on the date hereof that it will reimburse the City for the Expenditures from the proceeds of a like amount of the Debt.

Section 2. Each Expenditure was or will be either (a) of a type chargeable to capital account under general federal income tax principles (determined as of the date of the Expenditures), (b) the cost of issuance with respect to the Debt, (c) a non-recurring item that is not customarily payable from current revenues of the System, or (d) a grant to a party that is not related to or an agent of the City so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the City.

Section 3. The principal amount of the Bonds estimated to be issued to reimburse the City for Expenditures for the Improvements is \$283,042.

Section 4. The City will make a reimbursement allocation, which is a written allocation by the City that evidences the City's use of proceeds of the Debt to reimburse an Expenditure no later than 18 months after the later of the date on which such Expenditure is paid or the Improvements are placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The City recognizes that exceptions are

available for certain "preliminary expenditures", costs of issuance, certain de minimis amounts, expenditures by "small issuers" based on the year of issuance and not the year of expenditure) and expenditures for construction projects of at least 5 years.

Section 5. The resolution shall take effect immediately upon its passage.

Adopted this the ____ day of _____, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk

EXHIBIT A

THE IMPROVEMENTS

The Improvements referenced in the resolution include the design and construction of the Wastewater Treatment Plant Electrical and SCADA Upgrade Project.



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Budget ordinance and reimbursement resolution for Greenville Utilities Commission Technology Application Master Plan Project

Explanation: To improve and more effectively deal with its business challenges, GUC is seeking to ensure that all processes, services, and supporting technology are consistent with industry “best practices” and meeting the expectations of the GUC customers. To that end, GUC staff recommends the development of a Software Application Master Plan. The Software Application Master Plan will serve as an essential element for supporting improved business processes with streamlined, integrated application services and serve as the foundation for future technology initiatives.

At their meeting on November 18, 2008, the GUC Board adopted an Electric Capital Projects Budget for the technology application master plan and recommended similar action by the City Council. In addition, a reimbursement resolution was adopted and recommended for approval by the City Council.

Fiscal Note: No cost to the City of Greenville.

Recommendation: Adopt the attached Electric Capital Projects Budget ordinance and reimbursement resolution.

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[Electric Capital Projects Budget Ordinance](#)

[Reimbursement Resolution](#)

ORDINANCE NO. _____

FOR ELECTRIC CAPITAL PROJECTS BUDGET
INFORMATION TECHNOLOGY APPLICATION MASTER PLAN

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

Section 1. Revenues. Revenues of the Electric Capital Projects Budget, Information Technology Master Application Plan, is hereby established to read as follows:

Revenue

Long Term Debt	<u>\$244,732</u>	<u>\$244,732</u>
----------------	------------------	------------------

Section 2. Expenditures. Expenditures of the Electric Capital Projects Budget, Information Technology Master Application Plan, is hereby established to read as follows:

Expenditures

Project Costs	<u>\$244,732</u>	
Total Project Expenditures		<u>\$244,732</u>

Section 3. All ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall become effective upon its adoption.

Adopted this the _____ day of _____, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk

RESOLUTION NO. 08-__

**RESOLUTION DECLARING THE INTENTION OF THE
CITY COUNCIL OF THE CITY OF GREENVILLE
TO REIMBURSE THE CITY FROM THE PROCEEDS
OF A DEBT FINANCING FOR CERTAIN EXPENDITURES
MADE AND TO BE MADE IN CONNECTION WITH THE ACQUISITION
AND CONSTRUCTION OF CERTAIN CAPITAL IMPROVEMENTS**

WHEREAS, the City of Greenville, North Carolina (the "City") has paid, beginning, December 8, 2008, which date is no more than 60 days prior to the date hereof, certain expenditures in connection with the acquisition and construction of certain improvements (the "Improvements") more fully described in Exhibit A attached hereto, consisting of improvements to its electric, gas, sanitary sewer and water systems (collectively, the "System"); and

WHEREAS, the City Council of the City (the "City Council") has determined that those moneys previously advanced no more than 60 days prior to the date hereof to pay such expenditures in connection with the acquisition and construction of the Improvements (the "Expenditures") are available only on a temporary period and that it is necessary to reimburse the City for the Expenditures from the proceeds of an issue of debt (the "Debt");

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL as follows:

Section 1. The City Council hereby declares its intent to reimburse the City from the proceeds of the Debt for the Expenditures made on and after December 8, 2008, which date is no more than 60 days prior to the date hereof. The City Council reasonably expects on the date hereof that it will reimburse the City for the Expenditures from the proceeds of a like amount of the Debt.

Section 2. Each Expenditure was or will be either (a) of a type chargeable to capital account under general federal income tax principles (determined as of the date of the Expenditures), (b) the cost of issuance with respect to the Debt, (c) a non-recurring item that is not customarily payable from current revenues of the System, or (d) a grant to a party that is not related to or an agent of the City so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the City.

Section 3. The principal amount of the Bonds estimated to be issued to reimburse the City for Expenditures for the Improvements is estimated to be \$244,732.

Section 4. The City will make a reimbursement allocation, which is a written allocation by the City that evidences the City's use of proceeds of the Debt to reimburse an Expenditure no later than 18 months after the later of the date on which such Expenditure is paid or the Improvements are placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The City recognizes that exceptions are available for certain "preliminary expenditures," costs of issuance, certain de minimis amounts, (expenditures by "small issuers" based on the year of issuance and not the year of expenditure), and expenditures for construction projects of at least 5 years.

Section 5. The resolution shall take effect immediately upon its passage.

Adopted this the ____ day of _____, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk

EXHIBIT A

THE IMPROVEMENTS

The Improvements referenced in the resolution include, but are not limited to, identifying solutions to address business needs, developing consensus on priorities, and establishing immediate and long-term tasks and initiatives required to attain GUC's goals.



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Changes to positions authorized in 2008-2009 budget

Explanation: Staff proposes the following position changes so that the recently developed Code Enforcement and Traffic Services organizational plans can be implemented to the fullest extent. Those proposed changes will impact Code Enforcement, Police, and Traffic Services. The Code Enforcement/Police changes have been reviewed individually with City Council members. The Traffic Services changes are explained further in the attached memorandum.

The proposed changes include:

1. Increase the number of Police Lieutenant (PG 27) positions by one
2. Reduce the number of Code Enforcement Coordinator (PG 27) position(s) to zero
3. Increase the number of Traffic Engineer III (PG 28) positions by one
4. Reduce the number of Traffic Engineer II (PG 27) positions by one

Fiscal Note: All changes can be made with no financial impact to the 2008-2009 budget.

Recommendation: Approve recommended changes to the authorized positions for fiscal year 2008-09.

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MEMORANDUM

TO: Thomas Moton, Assistant City Manager

FROM: Gerry Case, Director of Human Resources

DATE: December 2, 2008

SUBJECT: Reclassification of Traffic Engineer Position to Civil Engineer III

The Department of Public Works is proposing the creation of a Traffic Services Division using existing personnel and equipment. It has been determined that the City's transportation infrastructure has increased to the point where the City must adjust its operational structure to support future increases in this critical area.

The proposal is to divide the work of the City Engineer group from two Divisions to three Divisions. The only personnel change necessary to support this realignment would be the reclassification of the present Traffic Engineer position from a Civil Engineer II to a Civil Engineer III. Under this proposal the Traffic Engineer, in addition to performing all of the duties expected of a Civil Engineer II in the Department, will now also manage the operations and personnel of the 8-member Traffic Services Section.

An analysis of the position classification was conducted by Derrick Associates, the consultant currently used by the City of Greenville and Greenville Utilities Commission to provide updates and to evaluate changes to the pay plans of our two organizations. Based upon the job duties and responsibilities, employees supervised, and educational/experience requirements of the proposed position, our consultant has recommended a reclassification from Pay Grade 27 to 28. City staff concurs with this recommendation. In addition, it is hoped that the job restructuring and the higher pay range will enhance our recruitment efforts for this position.

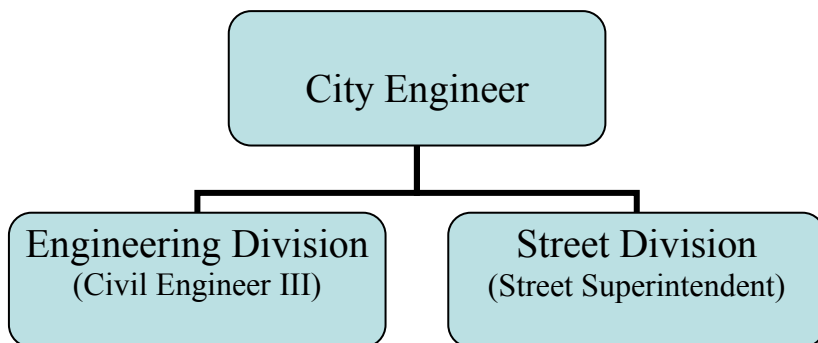
The other two Divisions are the Street Division and the Engineering Division. The existing Civil Engineer III position (Pay Grade 28) serves as the Senior Engineer and supervises the 8-member Engineering Division. The job duties, skills, and staff size are equivalent to those of the proposed Traffic Engineer for the Traffic Services Division.

For your reference, organizational charts of the current and proposed structures are attached. If you have any questions, please feel free to contact me or Wes Anderson.

cc: Wayne Bowers, City Manager
Wesley B. Anderson, Director of Public Works
David T. Brown, PE, City Engineer

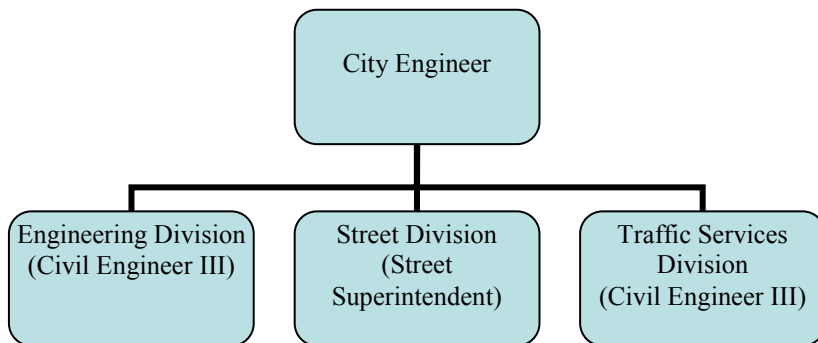
MEMORANDUM – Thom Moton
Page 2
December 2, 2008

The Department's City Engineer group presently consists of two Divisions:



The Traffic Services Section presently is under the direct control of the City Engineer, and the Traffic Engineer is under the supervision of the Senior Engineer (Civil Engineer III).

After the reorganization, the Department's City Engineering group will consist of three Divisions:





City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Budget ordinance amendment #6 to the 2008-2009 City of Greenville budget and amendment to Ordinance No. 07-139 Convention Center Expansion Capital Project

Explanation: Attached is an amendment to the 2008-2009 budget ordinance for consideration at the December 8, 2008, 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 explanations below:

A To allocate Controlled Substance funds to purchase a Kel unit and a wireless camera that can be used for surveillance operations. The recording device can be worn by an officer or placed in a covert location to record conversations and activities (\$9,540).

B To allocate Controlled Substance funds to purchase equipment needed to outfit the Communications Center with equipment to coincide with the New World Computer Aided Dispatch and mapping information (\$14,800).

C To appropriate grant funds received from the U.S. Department of Justice for the Edward Byrne Memorial Justice Assistance Grant Program (JAG). The City of Greenville and Pitt County have agreed to share the 2008 JAG award equally. The City will use the funds to purchase three Flash Cam 880 digital vandalism deterrent systems with wireless download capabilities. The County will purchase a FLIR thermal unit for their helicopter, which detects body heat when searching for suspects (\$34,213).

D To transfer and allocate funds from Capital Reserve to the General Fund for the Eppes Alumni Room renovations. This designation was made and approved by City Council during the November meeting as part of the annual Capital Reserve calculation (\$27,000).

E To transfer and allocate funds from Capital Reserve to the General Fund to pay appraisal and legal expenses in connection with the donation of a 6.95 acre

tract of land located in the Bent Creek Subdivision. This land is to be donated by Synergy Properties, LLC and used for park purposes (\$2,000).

F To transfer and allocate funds from Capital Reserve to the General Fund to purchase four new police cars to expand the take-home car program. This designation was made and approved by City Council during the November meeting as part of the annual Capital Reserve calculation (\$120,750).

G To appropriate funds needed to purchase desks for the 800 MHz radio project. The cost is being shared by five different agencies that are involved with the project. Therefore, reimbursements will occur at a later date. Total cost of the shared amount is (\$5,527).

H To appropriate additional funds to begin the Streetscape work at the Convention Center and to appropriate funds that were paid to the Convention Center during prior year for excess funds from the fourth one-cent occupancy tax.

I To appropriate program income received through fiscal year 2008 for CDBG and Home Consortium programs (\$120,295).

J To appropriate funds received from Safe Communities Coalition of Pitt County to purchase audible indicators for pedestrian heads at intersections (\$3,747).

Fiscal Note:

The budget ordinance amendment affects the following funds: increase the General Fund by \$217,577; increase the Convention Center Expansion Project by \$253,719; and increase the Housing Fund by \$120,295.

<u>Fund Name</u>	<u>Original Adopted Budget</u>	<u>Proposed Amendment</u>	<u>Adjusted Budget</u>
General Fund	\$ 72,761,201	\$ 217,577	\$ 72,978,778
Convention Center Expansion Project	\$ 1,469,920	\$ 253,719	\$ 1,723,639
Housing Fund	\$ 23,807,325	\$ 120,295	\$ 23,927,620

Recommendation:

Approve budget ordinance amendment #6 to the 2008-2009 City of Greenville budget and amendment to Ordinance No. 07-139 Convention Center Expansion Capital Project.

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 [Budget Ordinance Amendments 2008 2009 776865](#)

ORDINANCE NO. 08-_____
CITY OF GREENVILLE, NORTH CAROLINA
ORDINANCE (#6) AMENDING ORDINANCE NO. 08-73 AND AMENDMENT TO ORDINANCE
NO. 07-139 CONVENTION CENTER EXPANSION CAPITAL PROJECT

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

Section I. Estimated Revenues. General Fund, of Ordinance 08-73, is hereby amended by increasing estimated revenues in the amount indicated:

<u>Account</u>	<u>Original Adopted Budget</u>	<u>Proposed Amendment</u>	<u>Adjusted Budget</u>
Controlled Substance ^{A, B}	\$ 5,000	\$ 24,340	\$ 29,340
Transfer from Capital Reserve ^{D, E, F}	705,000	149,750	854,750
Police Grants ^C	161,396	34,213	195,609
Spec State/Fed/Loc Grants ^{G, J}	1,334,827	9,274	1,344,101
Total		<u>\$ 217,577</u>	

Section II. Appropriations. General Fund, of Ordinance 08-73, is hereby amended by increasing appropriations in the amount indicated:

<u>Department</u>	<u>Original Adopted Budget</u>	<u>Proposed Amendment</u>	<u>Adjusted Budget</u>
Police ^{A, B, C, F, G}	\$ 20,166,046	\$ 184,830	\$ 20,350,876
Recreation and Parks ^{D, E}	6,058,240	29,000	6,087,240
Public Works ^J	9,706,705	3,747	9,710,452
Total		<u>\$ 217,577</u>	

Section III. Appropriations. Capital Reserve Fund, of Ordinance 08-73, is hereby amended by decreasing estimated appropriations in the amount indicated:

<u>Account</u>	<u>Original Adopted Budget</u>	<u>Proposed Amendment</u>	<u>Adjusted Budget</u>
Increase in Reserve ^{D, E, F}	\$ 884,142	\$ 149,750	\$ 1,033,892

Section IV. Appropriations. Capital Reserve Fund, of Ordinance 08-73, is hereby amended by increasing appropriations in the amount indicated:

<u>Department</u>	<u>Original Adopted Budget</u>	<u>Proposed Amendment</u>	<u>Adjusted Budget</u>
Transfer to Other Funds ^{D, E, F}	\$ 705,000	\$ 149,750	\$ 854,750

Section V. Estimated Revenues. Convention Center Expansion Project Fund, of Ordinance 07-139, is hereby amended by increasing estimated revenues in the amount indicated:

<u>Account</u>	<u>Original Adopted Budget</u>	<u>Proposed Amendment</u>	<u>Adjusted Budget</u>
Occupancy Tax ^H	\$ 221,006	\$ 253,719	\$ 474,725

Section VI. Appropriations. Convention Center Expansion Project, of Ordinance 07-139, is hereby amended by increasing appropriations in the amount indicated:

<u>Department</u>	<u>Original Adopted Budget</u>	<u>Proposed Amendment</u>	<u>Adjusted Budget</u>
Engineering - Design ^H	\$ 100,000	\$ 117,500	\$ 217,500
Construction ^H	1,369,920	40,865	1,410,785
Transfer to Convention Center ^H	-	95,354	95,354
Total		<u>\$ 253,719</u>	

Section VII. Estimated Revenues. Housing Fund, of Ordinance 08-73, is hereby amended by increasing estimated revenues in the amount indicated:

<u>Account</u>	<u>Original Adopted Budget</u>	<u>Proposed Amendment</u>	<u>Adjusted Budget</u>
Housing Fund ^I	\$ 23,807,325	\$ 120,295	\$23,927,620

Section VIII. Appropriations. Housing Fund, of Ordinance 08-73, is hereby amended by increasing appropriations in the amount indicated:

<u>Department</u>	<u>Original Adopted Budget</u>	<u>Proposed Amendment</u>	<u>Adjusted Budget</u>
Program Income ^I	\$ 1,581,392	\$ 22,075	\$ 1,603,467
Downpayment Assistance ^I	340,000	17,852	357,852
Housing Rehabilitation ^I	6,099,030	60,000	6,159,030
Public Facility Improvement ^I	125,000	5,299	130,299
Public Service ^I	1,448,433	15,069	1,463,502
Total		<u>\$ 120,295</u>	

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

Section X. This ordinance will become effective upon its adoption.

Adopted this 8th day of December, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Various tax refunds

Explanation: The Director of Financial Services reports the refund of the following taxes:

<u>Payee</u>	<u>Description</u>	<u>Amount</u>
Patricia Basore	Refund of City Taxes Paid	\$349.05
Micheal Delarosa	Refund of City Taxes Paid	\$117.61
Courtney Berryhill	Refund of City Taxes Paid	\$133.99
Michael Greenwood & Kelly Thompson	Refund of City Taxes Paid	\$221.06
Peggy Hall	Refund of City Taxes Paid	\$259.05
Minnie Hopkins	Refund of City Taxes Paid	\$113.49
Jewell Lewis & Francis Vandyck	Refund of City Taxes Paid	\$196.56
Betty Piner	Refund of City Taxes Paid	\$345.00
State Employees Credit Union	Refund of City Taxes Paid	\$190.51
Janice Taylor	Refund of City Taxes Paid	\$204.19
First American Real Estate Tax Service	Refund of City Taxes Paid	\$283.18
Marsh Associates Incorporated	Refund of City Taxes Paid	\$177.59
Xerox Corporation	Refund of City Taxes Paid	\$6,050.09

Fiscal Note: The total amount to be refunded is \$8,641.37.

Recommendation: Approval of tax refunds by City Council.

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City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Report on bids awarded

Explanation: The Director of Financial Services reports that the following bids were awarded during the month of October 2008 and are to be included on the City Council agenda for information.

Date Awarded	Description	Vendor	Amount	M/WBE Yes/No
10/27/08	2009 John Deere Mower with Rear and Side Flail	John Deere Gov't. & National Co.	\$57,811.82	No
10/28/08	Two (2) 2009 GMC C8500 with E-Z Pack Rear Load Refuse Trucks	Volvo and GMC Truck Center of Carolina	\$252,588.22	No
10/28/08	One (1) 2009 International 4300 with Peterson TL-3 Knuckle Boom Truck	Rush International Truck Center	\$104,608.00	No

Fiscal Note: An expenditure of \$415,008.04 was appropriated in the 2008-2009 budget to purchase these items.

Recommendation: The bid award information be reflected in the City Council minutes.

Attachments / click to download

 [Bid Tabulation Interstate Mowing System 797188](#)

 [Bid Tabulation Two Rear Load Refuse Trucks 789011](#)

 [Bid Tabulation Knuckle Boom Truck 789013](#)

BID TABULATION SHEET
City of Greenville, North Carolina
Fleet Maintenance Division

Description: Interstate mowing system
 Bid closing date: October 17, 2008 @ 5:00 p.m.

Vendor	Address	Bid Bond	Addendum #1	Base Bid	Comments
Hines Equipment	Rocky Mount, NC			\$54,118.08	Dry Clutch, did not meet spec.
Alamo Industrial	Gastonia, NC			\$71,986.00	
East Coast Equipment	Winterville, NC			\$57,811.82 \$55,326.13	Recommended H.P. did not meet spec.
James River Equip.	Greensboro, NC			\$62,995.00	
Snow Tractor					Letter, no bid.
Beaufort Equipment					No response
Quality Equipment					No response
Mark Chesson & sons					No response
Aycock Ford Tractor					No response
Right of Way Equip.					No response

 William Darty, Fleet Superintendent

Date: _____

Doc#797188

BID TABULATION SHEET
City of Greenville, North Carolina
Financial Services Department

Description: Two (2) Rear Load Refuse Trucks

Formal Bid#2008/09-02 September 30, 2008 @3:00 p.m.

Contractor	Address	Base Bid	Alternate Bid	Delivery	Comments
Tran Source Truck Centers	8700 Triad Drive Greensboro, NC 27235	\$255,934.00	\$257,826	Exception taken	#1- 2009 GMC C8500 w/ E-Z Pack
				Exception taken	#2-2009 GMC C8500 w/ New Way
Rush Truck Centers of NC	3510 Jeff Adams Drive Charlotte, NC 28117	\$253,950		120 Days	2009 Intl. 7400 w/ E-Z Pack
Volvo & GMC Truck Center	3880 Jeff Adams Drive Charlotte, NC 28206	\$252,588.22	\$257,239.72	180 Days	#1-2009 GMC C8500 w/ E-Z Pack
				180 Days	#2-2009 GMC C8500 w/ New Way

*Highlighted bidder received award

Doc#789011

 Angelene E. Brinkley, CLGPO, MPA
 Purchasing Manager

Date: _____

BID TABULATION SHEET
City of Greenville, North Carolina
Financial Services Department

Description: One (1) Self-Contained Knuckle Boom Truck

Formal Bid#2008/09-01 September 30, 2008 @2:00 p.m.

Contractor	Address	Base Bid	Alternate Bid	Delivery	Comments
White's International	7045 Albert Pick Rd. Greensboro, NC 27409	\$110,089		Exception taken	2009 Int'l. 4300 w/ Pac Mac
Rush International Truck Ctr.	3510 Jeff Adams Drive Charlotte, NC 28206	\$104,608	Add Option: Swing Motor \$1,377.00	120 Days	2009 Int'l. 4300 w/ Petersen TL-3
Volvo & GMC Truck Center	3880 Jeff Adams Dr. Charlotte, NC 28206	\$105,182.63	Add Option: Swing Motor \$1,377.00	180 Days	2009 GMC C7500 w/ Petersen TL-3
Public Works Equipment & Supply, Inc.	3405 Westwood Industrial Monroe, NC 28110-5208	\$106,900	\$101,908.00	60 Days	#1-2009 NuLife Brush Hawg on a 2009 Ford F750 Super duty #2-2008 NuLife Brush Hawg on 2008 Ford F750 Super Duty
McNeilus	1 McNeilus Court Villa Rica, GA 30180	No Bid			
Tran Source Truck Centers	8700 Triad Drive Greensboro, NC 27235	\$108,194		180 Days	2009 GMC C7500 w/ Pac Mac

* Highlighted bidder received award.

Doc#789013

 Angelene E. Brinkley, CLGPO, MPA
 Purchasing Manager

Date: _____



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

-
- Title of Item:** Revisions to the City of Greenville Neighborhood Traffic Calming Guidelines
- Explanation:** During its October 9, 2008 meeting, the City Council directed staff to seek additional input from Greenville neighborhoods regarding proposed changes to the City of Greenville Neighborhood Traffic Calming Guidelines. A public meeting was held on November 13, 2008 at the Public Works Facility to provide information on proposed changes and to receive comments. Staff distributed 28 notices to representatives of neighborhood associations within Greenville. Two representatives from two neighborhood associations attended this meeting. Those that attended were in support of the proposed changes.
- Fiscal Note:** No direct cost to implement the new guidelines. Costs for traffic calming installations will be determined on a project by project basis. Funds in the amount of \$30,000 are available in the Public Works budget for traffic calming projects.
- Recommendation:** Approve the revised City of Greenville Neighborhood Traffic Calming Guidelines.
-

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[Traffic_Calming_Guidelines_102929](#)

City of Greenville

Neighborhood Traffic Calming Guidelines

Presented by:
The City of Greenville
Public Works Department
Engineering Division



Adopted: October 11, 2001
Revised:

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City of Greenville Neighborhood Traffic Calming Guidelines

Purpose

The City of Greenville continually strives to strengthen and protect its neighborhoods by improving the quality of life in residential areas. Traffic conditions on residential streets can greatly affect neighborhood livability. Speeding traffic and unnecessary through traffic in neighborhoods create safety hazards on residential streets. When traffic problems become a daily occurrence, our sense of community and personal well-being are threatened.

In 1997, the City of Greenville began its *Traffic Calming Pilot Program* to assess the methods of studying, planning with neighborhood residents, and applying traffic calming strategies. The Westhaven, Moyewood, Lynndale/Grayleigh, East Meadowbrook, Brook Valley, and Lake Ellsworth neighborhoods were studied and traffic calming devices were installed. The *City of Greenville Neighborhood Traffic Calming Guidelines* was developed to guide City staff and inform residents about the processes and procedures for implementing traffic calming on residential streets. Under the *Guidelines*, the City's Engineering Division of the Public Works Department will work with residents to identify traffic problems in their neighborhoods and seek appropriate solutions.

The primary purpose of the *City of Greenville Neighborhood Traffic Calming Guidelines* is to describe several important procedures. First, the *Guidelines* outline how citizens can request that their street or streets be added to the list of streets being evaluated by the City. Second, the *Guidelines* describe in detail how the City will evaluate streets and neighborhoods for Traffic Calming. Finally, procedures are outlined to develop and implement a plan for traffic calming in a neighborhood once a traffic calming project has been selected.

The City of Greenville is committed to obtaining significant levels of citizen participation when developing traffic calming projects. Experience in other cities and through the aforementioned *Traffic Calming Pilot Project Program* has shown that traffic calming projects that are implemented without involving the neighborhood are typically unsuccessful, often resulting in the removal of traffic calming measures. The City's goal is to give the people who live and work in the project area the opportunity to become actively involved in the planning and decision-making process. The *City of Greenville Neighborhood Traffic Calming Guidelines* clearly outlines the methodology for including neighborhood residents.

Qualifying Criteria for Traffic Calming Devices

In order to qualify for traffic calming devices under the City of Greenville Neighborhood Traffic Calming Program, the roadway being considered for the traffic calming device(s):

- Must be a City-maintained public street classified as a two-lane standard residential or minor residential street under the City of Greenville's *Manual of Standard Designs and Details (MSDD)*.

- Must have a roadway width of less than or equal to 40 feet (back-of-curb to back-of-curb).
- Must have a posted speed limit of 25 mph.

Traffic Calming for local residential streets within the City of Greenville is determined by the following point system:

Program Warrant	Criteria	Number of Points Possible	Points Awarded
85 th Percentile Speed	1-5 mph	0	
	6-10 mph	3	
	11 mph >	5	
Daily Vehicle Volume	0 - 800	0	
	800-1000	1	
	1000-1499	2	
	1500 - >	3	
Crash Data per Year	1 – 3	1	
	4 - >	2	
Sidewalks	Sidewalks or wide shoulders present	0	
	No sidewalks present	1	
Pedestrian Volume	Pedestrian oriented facility within a ¼ mile of petition area, such as a City Park	1	
	Schools within a ¼ mile radius of petition area	2	
Total Points Awarded (*)			

(*) Minimum of six (6) points is required to be considered for traffic calming devices.

Procedure for Applying for Traffic Calming Devices

1. Residents of the proposed traffic calming project area must initiate the process via a letter from the neighborhood contact person to the City Traffic Engineer. The City Traffic Engineer, with assistance from other staff of the City Engineering Division of the Public Works Department, will determine the “area of influence” affected by the proposed traffic calming devices. This “area of influence” also includes streets that have a potential of being used as detours to avoid the traffic calming devices.

2. After the initial contact, the City Traffic Engineer sends out to the neighborhood contact person:
 - A letter (see Appendix A for a sample)
 - A copy of the *City of Greenville Neighborhood Traffic Calming Guidelines*
 - A copy of the Traffic Calming Request Form (See form in Appendix B)
3. The Traffic Calming Request Form is returned to the City Traffic Engineer.
4. Before the petition process is begun, the City Traffic Engineer will analyze the results of the survey and determine if the area meets the criteria for traffic calming (see “Qualifying Criteria for Traffic Calming Devices” above).
Data to be collected and reviewed is as follows:
 - Roadway classification
 - Roadway width
 - Traffic speed data
 - Traffic volume data
 - Crash data per year
 - Pedestrian volume
5. A letter is sent to the neighborhood contact person(s) notifying them of the outcome of the study. If the data does not meet the above criteria, alternative measures are offered for discussion. If the data meets the criteria, an information package is sent that includes a petition form and a map on which the required petition area (“area of influence”) is indicated.
6. The petition (Appendix C) must be returned to the City Traffic Engineer. The petition must have a minimum of 75 percent of the households and businesses signatures in the “area of influence.” Each household or business is counted as one residence or business in computing the total number of household or businesses, and only one person per household or business is required to sign the petition on behalf of that address (obtaining signature of both owners and renters is desirable but not necessary). If the percentage of signatures does not meet the minimum requirement stated above, the process is stopped. If enough signatures are obtained, a letter from the City Traffic Engineer is sent to the neighborhood contact. See sample letters in response to the petitions in Appendix D and E.
7. The site data and site inspections are used to evaluate the traffic calming device(s) (speed hump, traffic circle, diverter, etc.). An initial traffic calming neighborhood meeting is held with residents and businesses within the “area of influence.” At the meeting, residents and businesses will have the opportunity to present their concerns and ideas. The meeting location, date, and time will be advertised in advance (usually a week to 10 days prior to the meeting) to all residents and businesses (owners and renters) within the “area of influence” via appropriate methods (ex: direct mail, door hangers, a sign at the entrance to the neighborhood). The meeting will also take place when and where it is convenient for most residents.
8. Taking the data and information given by the residents and businesses at the initial traffic calming neighborhood meeting, the City Traffic Engineer, with assistance from the

Engineering Division staff, will develop a preliminary traffic calming plan with devices identified and located. This preliminary plan will be presented at a preliminary traffic calming plan neighborhood meeting to the residents and businesses in the “area of influence.” If necessary, another neighborhood meeting will be held to finalize the plan and details.

9. Once the traffic calming plan is approved (and funds permit), construction will begin to put the devices in place. The City reserves the right to identify the type and location of all traffic calming devices.

Funding

The City will absorb all costs for requests in qualifying areas (see “Qualifying Criteria for Traffic Calming Devices” above). The residents must also agree to maintain any landscaping via an agreement with the City.

Types of Traffic Calming Devices

- Speed Hump: A long platform from 14-22 feet in length. Its main purpose is to reduce the speed of vehicles. They are usually 21 feet in size. See specifications in Appendix F and G.
- Traffic Circle: These are used to reduce vehicle speeds by creating a diversion from a straight-line path to a slight curve around an island. See specifications in Appendix H and I.
- Diverter: A channelized island used to divert traffic away from an area by prohibiting certain vehicular movements.
- Edge Line Pavement Markings: A pair of solid 6-inch white lines 20 feet apart are placed, preferably without a centerline, to slow vehicle speeds. The solid white edge line delineates the travel lanes from the parking area.

Requirements for Specific Traffic Calming Devices

1. Speed Humps
 - The grade of the roadway must be less than or equal to 8 percent.
 - The roadway should have a horizontal radius of less than or equal to 300 feet.
 - If this treatment is recommended by staff, all adjacent property owners must approve the location.
 - The roadway is not the primary emergency vehicle route. The City Traffic Engineer will contact the Police and Fire/Rescue Departments to determine if the speed hump will interfere with the response to emergency calls.
2. Traffic Circles
 - If landscaping is installed, the residents must agree to install and maintain vegetation via an agreement with the City.
 - This must be a 4-way intersection.

3. Diverters
 - If landscaping is installed, residents agree to install and maintain vegetation via an agreement with the City.
 - A documented significant cut-through problem should exist.
4. Edge Line Pavement Markings
 - Streets should have a minimum width of 36 feet (back-of-curb to back-of-curb).
 - On-street parking should show underutilization.
 - The marking should be a maximum of 8 feet from edge line to face of curb (or 6 feet from edge of pavement) to prevent confusing the outside area with a travel lane.

Placement of Traffic Calming Devices

1. Speed Humps
 - Humps should be placed at least 400 feet apart.
 - The stopping sight distance should be greater than or equal to 200 feet.
 - Speed humps should be at least 200 feet from an intersection.
 - They should be as close to property lines as possible.
 - If possible, the humps should be placed under streetlights for greater visibility.
 - They should be placed at least 10 feet from driveways.
2. Traffic Circles
 - The typical placement of a traffic circle is in the middle of a four-way intersection. The size of the intersection determines the exact placement and size of the traffic circle.
3. Diverters
 - The typical placement of diverters are at intersections. The size and shape of the diverter will depend on the vehicular movements being prohibited at the intersection.
4. Edge Line Pavement Markings
 - White solid edge lines are spaced 20 feet apart, preferably without a centerline.
 - The width of the line is 6 inches.
 - The shoulder width from the edge of pavement to the center of the edge line shall be no greater than 6 feet.
 - The shoulder area is intended to primarily separate parking areas from travel lanes.

Appendix A

Sample Letter from City Acknowledging Traffic Calming Request

Date

Name

Address

City, State, Zip

Dear <Name>

This is in reference to your recent letter regarding traffic concerns in the <name of neighborhood> neighborhood.

The Greenville Public Works Department is currently reviewing requests for traffic calming devices on a first-come first-serve basis. The requested neighborhood has been added to our request list and will be evaluated for traffic calming devices in accordance with our ***Neighborhood Traffic Calming Guidelines***. We expect to collect traffic count data <insert date>. Once we have completed our initial analysis, we will notify you of our findings.

Enclosed is an information package to be used in formally applying for traffic calming devices. Included is a copy of the City of Greenville Neighborhood Traffic Calming Guidelines and a traffic calming request form. Please complete the traffic calming request form and return to me at the enclosed address.

We appreciate your concern for roadway safety. Should you have any further questions or need additional information, please contact me at 329-4678.

Sincerely,

<Name>

City Traffic Engineer

Enclosures

Appendix B

Traffic Calming Request Form

This section is to be filled out by the Neighborhood Contact Person:

Name: _____

Address: _____

Zip Code: _____ Telephone (day): _____

Fax: _____ E-mail: _____

Neighborhood: _____

Street: _____

What is the Nature of the problem and where is it occurring? _____

Qualifying Criteria Checklist (this section is to be verified and filled out by the City Traffic Engineer):

- This street is a City-maintained public street classified as a two-lane standard residential or minor residential under the City of Greenville's *Manual of Standard Designs and Details (MSDD)*.
- This street has a roadway width of less than or equal to 40 feet (back-of-curb to back-of-curb).
- The street has a posted speed limit of 25 mph.
- The street obtains a minimum of six (6) points on the criteria chart.

Note: This is a request for the consideration of installing a traffic calming device on the street noted. The criteria for placement of these devices must be met before installation can occur. This form does not guarantee that a device will be placed in the above-mentioned area.

Appendix D

Sample Insufficient Number of Signatures on Petition Letter

Date

Name

Address

City, State, Zip

Dear <Name>

Thank you for your petition for traffic calming devices in the <name of neighborhood> neighborhood. We have reviewed the petition to determine the support rate.

Our review showed that you collected signatures from ___ households/businesses inside the valid petition area (“area of influence”). Our records indicate that there are ___ households and businesses in this area. You obtained a ___ percent support rate for the proposed device(s). We require that the petition support be at least 75 percent. This means that you need to obtain signatures from at least ___ additional households or businesses for this neighborhood to be considered for traffic calming devices. Each unit in an apartment building is counted as a household. Only one signature per household or business is needed.

I have enclosed, for your convenience, an additional petition form and a list of the households that have already been included in your original petition. You only need to collect new signatures for this additional petition. We need this additional petition no later than <insert date> to complete the petition process.

Should you have any further questions or need additional information, please contact me at 329-4678.

Sincerely,

<Name>

City Traffic Engineer

Enclosures

Appendix E

Sample Petition Acceptance Letter

Date

Name

Address

City, State, Zip

Dear <Name>

Thank you for your petition for traffic calming devices in the <name of neighborhood> neighborhood. You obtained the necessary support rate, and I am pleased to include your neighborhood for traffic calming devices.

We will be in contact with you soon to schedule a public meeting with the residents of the <name of neighborhood> neighborhood in order to gather input for development of a traffic calming plan. Notices will be mailed to all residents of the neighborhood inviting them to attend the public meeting.

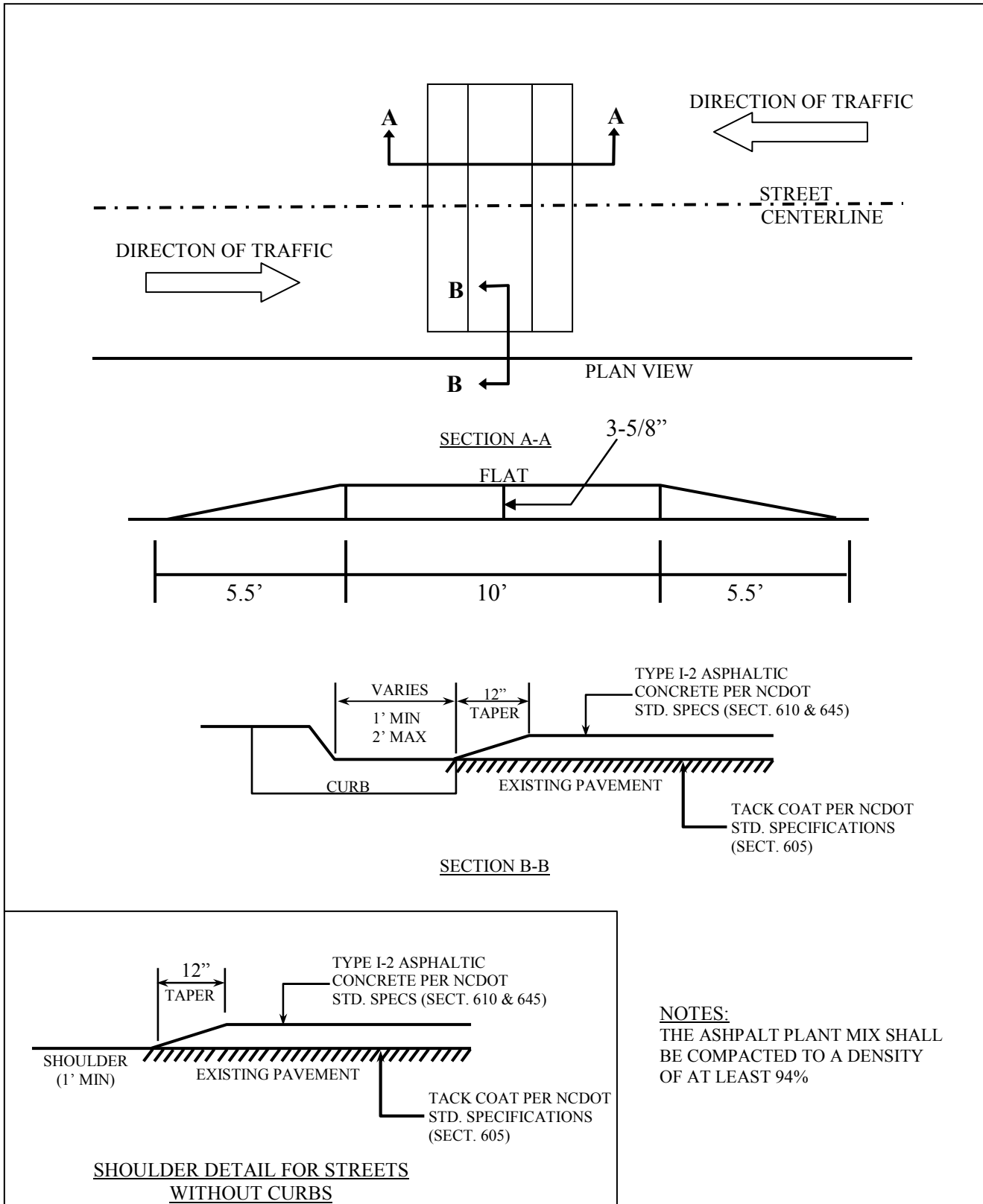
Thanks again for circulating the petition. Should you have any further questions or need additional information, please contact me at 329-4678.

Sincerely,

<Name>

City Traffic Engineer

Appendix F
21-Foot Speed Hump Specifications

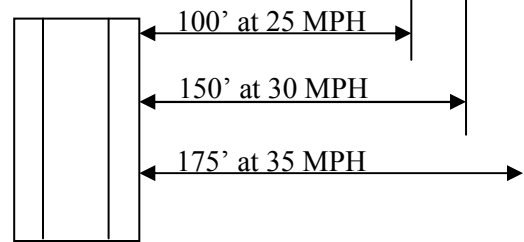


Appendix G
Speed Hump Signs & Markings

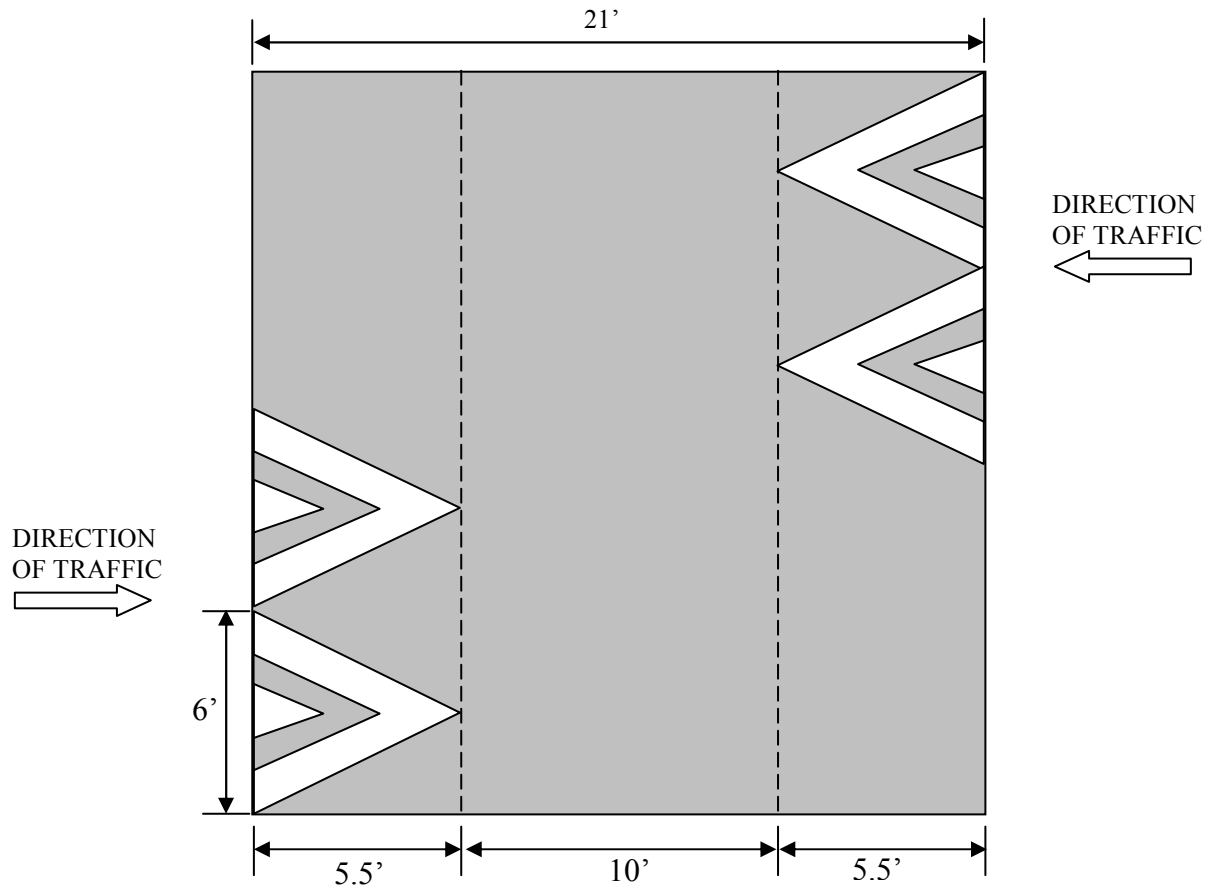
SIGNAGE
ONE SIGN
EACH DIRECTION



ROAD SPEED AND SIGN PLACEMENT



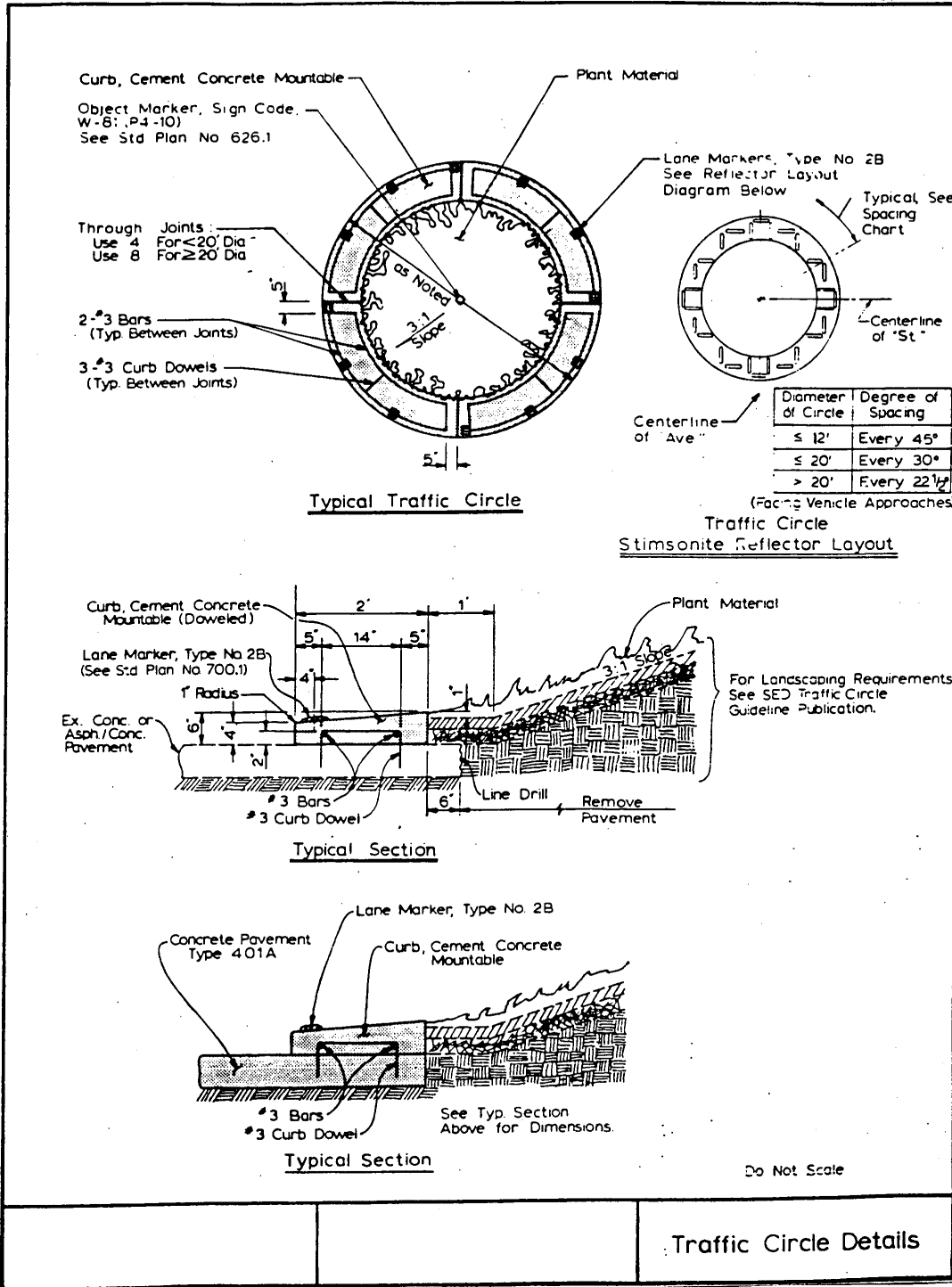
TYPICAL PAVEMENT MARKINGS



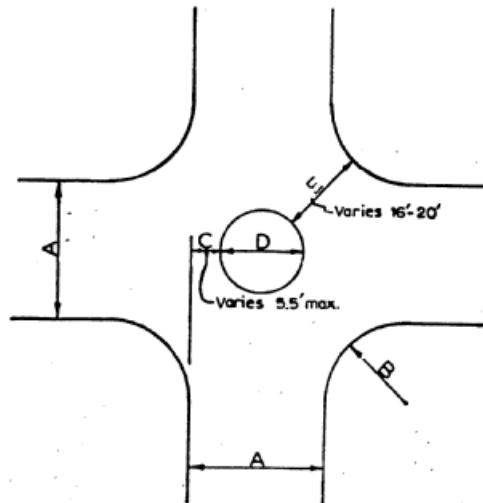
Appendix H
Traffic Circle Specifications

Exhibit 9

Standard Plan No. 415.1



Appendix I
Placement of a Traffic Circle



INTERSECTION DIAGRAM

Legend :

- A Street Width
- B Curb Return Radius
- C Off-Set Distance
- D Circle Diameter
- E Opening Width

OPTIMUM CRITERIA

Off-Set Distance	Opening Width
5.5' max	16' min
5.0'	17' ±
4.5'	18' ±
4.0'	19' ±
3.5' or less	20'



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Presentations by Boards and Commissions

- a. Public Transportation and Parking Commission
- b. Investment Advisory Committee

Explanation: The Public Transportation and Parking Commission and the Investment Advisory Committee will make their annual presentations to Council at the December 8, 2008 City Council meeting.

Fiscal Note: N/A

Recommendation: For information only; no action recommended

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City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Revised City of Greenville Investment Policy

Explanation: The Financial Services staff reviews the Cash and Investment Policy to ensure continued compliance with state and local regulations. In light of the recent economic turmoil, staff deemed it necessary to include some additional clauses within the policy. The submitted policy will reflect recent changes that further restrict the investments of city funds in efforts of providing additional levels of protection.

This policy applies to the investment of all operating funds of the City of Greenville and certain bond proceeds. Where applicable, this revised policy incorporates the Government Accounting Standards Board Statement No. 31 (Accounting and Financial Reporting for Certain Investments and External Investment Pool) and Government Accounting Standards Board Statement No. 40 (Deposit and Investment Risk Disclosure).

Fiscal Note: No funds required. The current City investment portfolio is approximately \$68 million.

Recommendation: Approve the revised Investment Policy for the City of Greenville.

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 [Investment_Policy_792130](#)

City of Greenville Investment Policy

Authority:	G.S. 159-30: Investment of Idle Funds
Supersedes:	City of Greenville Investment Policy dated March 6, 2006
Review Responsibility:	Investment Committee
Review Schedule:	Annually or as needed
Approval Needed:	City Council
Supersedes:	August 7, 2006
Updated:	December 8, 2008

PURPOSE

The purpose of this investment policy is to establish guidelines for the City of Greenville for the efficient and prudent management of public funds, in accordance with North Carolina General Statutes.

SCOPE

This policy applies to the investment of all funds of the City of Greenville with the exception of investment of employee's retirement funds and 401K funds (which are invested by the State of North Carolina) and certain bond issues. Except for cash in certain restricted and special funds, the City of Greenville will consolidate cash balances from all funds to maximize investment earnings (pooling of funds). The accounting for the individual fund cash balances will continue to be maintained separately. Investment income will be allocated to the individual funds based on their respective participation and in accordance with generally accepted accounting principles. Where applicable, this policy also incorporates the following Government Accounting Standards Board Statements:

- I. GASB Statement No. 31 - *Accounting and Financial Reporting for Certain Investments and External Investment Pools*, implemented July 1, 1997. It should be noted that GASB Statement No. 32 amends No. 31 but only as it applies to Section 457 plans so it is not applicable to the City of Greenville.
- II. GASB Statement No. 40 – *Deposit and Investment Risk Disclosure, effective July 1, 2004.*

OBJECTIVES

The City of Greenville's primary investment objectives, in priority order, shall be safety, liquidity, and yield:

- I. Safety – Safety of principal is the highest objective of this policy. Investments shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. The objective will be to minimize credit risk and interest rate risk.
 - a. Credit Risk – The City of Greenville will minimize credit risk, the risk of loss due to the failure of the security issuer or backer, by:
 - Limiting investments to the safest type of securities
 - Pre-qualifying the financial institutions, advisers, brokers/dealers and intermediaries with which the City of Greenville will do business with (as described on page 5 of this policy)
 - Diversifying the investment portfolio to minimize the risk of loss resulting from over concentration of assets in a specific maturity, a specific issuer, or a specific class of securities
 - b. Interest Rate Risk – The City of Greenville will minimize the risk that the market value of securities in the portfolio will fall due to changes in general interest rates, by:
 - Evaluating cash flow requirements and structuring the maturity of investments accordingly in order to avoid selling securities on the open market prior to maturity
 - Investing primarily in shorter-term securities, such as bank money market accounts, when long-term rates are less attractive.
- I. Liquidity – The investment portfolio shall remain sufficiently liquid to meet all operating and debt service requirements that may be reasonably anticipated. This is accomplished by structuring the maturity of investments to meet the anticipated cash needs. In addition, since all possible cash demands cannot be anticipated, the portfolio will consist largely of securities with active resale markets.
- II. Yield – The portfolio shall be designed with the objective of attaining a market rate of return. Return on investment is of secondary importance compared to the safety and liquidity objectives described above. The investments prescribed in this policy are limited to relatively low risk securities and therefore, it is anticipated they will earn a fair return relative to the risk being assumed. Securities shall not be sold prior to maturity with the following exceptions:
 - A security swap would improve the quality, yield, or target duration in the portfolio
 - Liquidity needs of the portfolio require that the security be sold
 - A security with declining credit may be sold early to minimize loss of principal

STANDARDS OF CARE

- I. Prudent Person Rule – The standard of prudence to be used by investment officials shall be the “prudent person” standard and shall be applied in the context of managing an overall portfolio. The standard states, “Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital, as well as, the probable income to be derived.”

Investment Officers acting in accordance with written procedures and this investment policy and exercising due diligence shall be relieved of personal responsibility for an individual security’s credit risk or market price changes, provided the deviations from expectations are reported in a timely fashion and the subsequent liquidity and sale of securities are carried out in accordance with the terms of this policy.

- II. Responsibility – In accordance with North Carolina General Statute 159-30, the Director of Financial Services is designated as the Investment Officer of the City of Greenville will establish and maintain procedures for operation of the investment program which are consistent with this policy. The Director of Financial Services shall have the power to purchase, sell, and exchange securities on behalf of the City Council. In order to promote efficiency of investment duties and related activities, the Director of Financial Services may, at his/her option, designate one or more staff members to perform the functions of cash management and investing. Employees involved in these functions shall act in accordance with established written procedures and internal controls for the operation of the investment program consistent with this investment policy.

In the absence of the Director and those to which she/he has delegated investment authority, the City Manager or his or her designee is authorized to execute investment activities.

- III. Investment Committee – The investment committee will consist of the City Manager, Assistant City Manager, Director of Financial Services, and Financial Services Manager. Members of the investment committee meet every other month to determine general strategies and monitor results. At which point, it advises the Director of Financial Services, who is the designated Investment Officer, on investment options. The committee includes in its deliberations such topics as: economic outlook, portfolio diversification, maturity structure, potential risks to the government’s funds, authorized depositories, brokers and dealers, and the target rate of return on the investment portfolio.

The investment committee will review the investment policy periodically and recommend approval of changes to City Council. The committee shall perform such other duties as may be assigned to it by this policy by the City Council.

- IV. Investment Advisory Committee – This Advisory Committee will consist of three Greenville, NC residents with qualifications related to investing (i.e. bankers, stock brokers, accountants, economists, etc.). These members will be appointed by City Council and will meet three times a year (normally during April, August and December). At inception, this Committee will meet initially with the Investment Committee during November. Initial appointments are staggered and will be for one (1) year, two (2) year, and three (3) year terms. Thereafter appointments will be for three (3) year terms. Additional appointments of the same members may be made for a maximum of two terms. Members filling a partial term (less than three years) may be appointed for three additional terms. The appointments shall be effective each November 1st and expire on October 31st three years later.

Members of the Advisory Committee will meet to review the City’s current portfolio and any recommendations for new investments that the committee has, in order to determine general strategies and monitor results. At which point, it advises the Investment Committee on investment options. The Advisory Committee will receive monthly investment reports from the Investment Committee each month in order to facilitate discussion topics. Similar to the Investment Committee, this committee includes in its deliberations such topics as: economic outlook, portfolio diversification, maturity structure, potential risks to the government’s funds, authorized depositories, brokers and dealers, and the target rate of return on the investment portfolio.

The Advisory Committee will report to the City Council on investment strategies and accomplishments that have occurred. The committee shall perform such other duties as may be assigned to it by this policy or upon motion of the City Council.

- V. Conflicts of Interest – Officers and employees involved in the investment process shall refrain from personal business activity that could conflict with the proper execution and management of the investment program, or that could impair their ability to make impartial decisions. Employees and investment officials shall disclose any material interests in financial institutions that conduct business with the City of Greenville. They shall further disclose any personal financial/investment positions that could be related to the performance of the investment portfolio. This disclosure need not include normal banking or brokerage relationships that are at normal market rates and conditions available to the general public.

SUITABLE AND AUTHORIZED INVESTMENTS

I. Investment Instruments

North Carolina General Statute 159-30 provides the legal limitations of types of investments permitted for local governments. Within these limitations, the following investments are authorized:

- a. United States Treasury Bills, Notes, and Bonds or those for which the full faith and credit of the United States are pledged for payment of principal and interest. There shall be no limit on the percentage of the portfolio invested in these instruments
- b. U.S. Government Agency Securities or U.S. Government Instrumentality Securities – the Federal Home Loan Mortgage Corporation (FHLMC or Freddie Macs); the Federal Home loan Banks; the Federal National Mortgage Association; and others as allowed by state statute
- c. North Carolina Capital Management Trust
- d. Certificates of Deposit with banks and savings and loan associations having their principal office in North Carolina
- e. Banker's Acceptances provided that the accepting bank or its holding company bank is either 1) incorporated in the State of North Carolina or 2) has outstanding publicly held obligations bearing the highest rating of at least one nationally recognized rating service
- f. Commercial Paper of the highest quality as defined by the North Carolina General Statute
- g. North Carolina State and Local Bonds of the highest rating

This policy specifically limits the purchase of Stripped Instruments (Derivative Security) and Repurchase Agreements. Although, these are allowed by State Statute, the Stripped Instruments have considerable market risk attached to them and the Repurchase Agreements have strict compliance rules. This exclusion does not apply to permissible Government Agencies.

SELECTION OF INVESTMENTS

The Financial Services Director or designee will determine which investments will be purchased and sold and the desired maturity date(s) that are in the best interest of the City. The selection of an investment will involve the evaluation of, but not limited to, the following factors: cash flow projections and requirements; current market conditions; and overall portfolio balance and makeup.

Selection of investments will be made in one of two ways. Some investments, particularly Certificates of Deposit, will be selected based on a competitive basis through quotes. Alternatively, electronic information sources (e.g. Bloomberg) may also be utilized to verify a dealer's pricing by accessing real-time market data.

DEALERS AND FINANCIAL INSTITUTIONS

A list will be maintained of financial institutions that are approved for investment purposes. A list will also be maintained of approved security broker/dealers selected by creditworthiness, which will largely be the "primary" dealers or regional dealers that qualify under the Securities and Exchange Commission (SEC) Rule. All financial institutions and brokers/dealers who desire to become qualified for investment transactions with the City of Greenville may be required to submit the following as appropriate:

- Audited financial statements
- Proof of National Association of Securities Dealers (NASD) certification
- Proof of state registration
- Completed broker/dealer questionnaire
- Certification of having read and understood and agreeing to comply with the City of Greenville's investment policy.

With the exception of the "primary" dealers/brokers, a periodic review of the financial condition and registration of qualified financial institutions and broker/dealers will be conducted by the Director of Financial Services or designee as deemed necessary. The SEC closely monitors the primary dealers/brokers and hence a review will not be required. In addition, approved financial institution lists supplied by the Local Government Commission or Government Finance Officers Association or other reputable source will not require additional review by the Financial Services Department.

DIVERSIFICATION AND MAXIMUM MATURITIES

I. Diversification – The investments shall be diversified by:

- With the exception of United States Treasury securities and the North Carolina Capital Management Trust, no more than 40% of the City's total investment portfolio will be invested in a single security type or with a single financial institution.
- The total investment in certificates of deposit (CD) shall not exceed 25% of the City's total investment portfolio and the investments in CD's with a single financial institution shall not exceed \$6,000,000.
- Limiting investment in securities that have higher credit risks,
- Investing in securities with varying maturities, and
- Continuously investing a portion of the portfolio in readily available funds to ensure that appropriate liquidity is maintained in order to meet ongoing obligations.
- The Financial Services Director is responsible for monitoring compliance with the above restrictions. If a violation occurs, in a timely manner, the Director

shall report such violation to the Investment Committee along with a plan to address the violation.

- II. Maximum Maturities – To the extent possible, the City of Greenville shall attempt to match the maturity of investments with anticipated cash flow requirements. Investments will be limited to maturities not exceeding 5 years from the settlement date. However, with specific approval of the Investment Committee, for a specific reserve, project, etc. the maturity may extend beyond 5 years.

SAFEKEEPING AND CUSTODY

- I. Internal Controls – The Director of Financial Services or designee is responsible for establishing and maintaining an internal control structure designed to ensure that the assets of the City of Greenville are protected from loss, theft, or misuse. The internal control structure shall be designed to provide reasonable assurance that these objectives are met. The concept of reasonable assurance recognizes that 1) the cost of a control should not exceed the benefits likely to be derived and 2) the valuation of costs and benefits requires estimates and judgments by management. The internal controls shall address the following points:
- Control of collusion
 - Separation of transaction authority from accounting and record keeping
 - Custodial safekeeping
 - Clear delegation of authority to subordinate staff members
 - Written confirmation of transactions for investments and wire transfers
 - Development and maintenance of a wire transfer agreement
- II. Safekeeping Arrangement – All securities purchased by the City of Greenville shall be held in third party safekeeping by the bank designated as the primary agent. A detailed receipt shall be issued by the primary agent (bank) for each security transaction, as well as, a monthly report detailing all securities held by the Trust Department of this bank.
- III. Delivery vs. Payment (DVP) – All trades where applicable will be executed by delivery versus payment to ensure that securities are deposited in an eligible financial institution prior to the release of funds. A third-party custodian as evidenced by safekeeping receipts will hold securities.
- IV. Collateralization – In accordance with the Government Finance Officers Association Recommended Practices on the Collateralization of Public Deposits, and as required by state law, full collateralization will be required on checking accounts and non-negotiable certificates of deposit. North Carolina General Statutes allow the State Treasurer and the Local Government Commission (LGC) to prescribe rules to regulate the collateralization of public deposits in North Carolina banks. The method of “pooling investments” transfers the responsibility for monitoring each bank’s collateralization and financial condition from the City

to the State Treasurer and LGC. The City will only maintain deposits with institutions using the Pooling Method of Collateralization.

REPORTING AND ANALYSIS

- I. Reporting – The Director Financial Services, or designee, shall prepare an investment report monthly, which will be provided to the Investment Committee and City Council. The report will, at a minimum, include the following:
 - Listing of securities held at the end of the reporting period
 - Listing or chart of investments by maturity date
 - Percentage of the total portfolio that each type of investment represents (e.g. Certificate of Deposit, Government Agencies, etc.)
 - Percentage of the total portfolio “of” each issuer (e.g. Federal Home Loan Bank)
- II. Performance Standards and Market – The benchmark for the performance of the portfolio will be the 91-day treasury rate. However, undue emphasis will not be placed on achieving any specific return. The safety and liquidity of the funds are the primary objectives.
- III. Marking to Market – A report of the market value for the portfolio will also be prepared monthly. The Financial Services Director or designee will use the reports to review the investment portfolio in terms of value and price volatility, as well as for compliance with GASB Statement 31.

POLICY CONSIDERATIONS

- I. Exemption – Any investment currently held that does not meet the guidelines of this policy shall be exempted from the requirements of this policy. At maturity or liquidation, such monies shall be reinvested only as provided by this policy.
- II. Amendments – This policy shall be reviewed periodically as deemed necessary. The Investment Committee must approve any changes and if so significant as to change the underlying direction of this policy, ultimate approval by City Council will also be required. Changes in the North Carolina General Statutes that are applicable to this policy will be incorporated, with subsequent notification provided to City Council.

Glossary of Terms used in the City of Greenville Investment Policy

Following is a listing and a more detailed definition of the investing terms that appear in the City of Greenville's Investment Policy. This glossary has been adapted from: 1) "Investment Terms for Everyday Use," and an article which was published in the *Public Investor*, April 5, 1996, 2) "Collateralization of Public Deposits in North Carolina," Harlan E. Boyles, State Treasurer, 3) "An Elected Official's Guide to Investing," Government Finance Officers Association.

Agency – A debt security issued by a federal or federally sponsored agency. Federal agencies are backed by the full faith and credit of the U.S. Government. Federally sponsored agencies (FSAs) are backed by each particular agency with a market perception that there is an implicit government guarantee. An example of a federal agency is the Government National Mortgage Association (GNMA). An example of an FSA is the Federal National Mortgage Association (FNMA).

Bankers' Acceptances – A time draft drawn on an accepted by a bank to pay a specified amount of money on a specified date. The draft is a primary and unconditional liability of the accepting bank. They are typically created for international trade transactions. They are backed by the issuers' guarantee to pay, the underlying goods being financed, and the guarantee of the accepting bank (triple-barreled guarantee).

Bid – The indicated price at which a buyer is willing to purchase a security or commodity.

Broker – One who brings buyers and sellers together for a commission.

Certificate of Deposit – A time deposit that bears a specified interest rate, for a specified dollar amount, for a specified time period. They may be issued in negotiable or nonnegotiable form. Nonnegotiable CDS carry penalties for early redemptions and are the least liquid money market instrument available.

Collateralization – Process by which a borrower pledges securities, property, or other deposits for the purpose of securing the repayment of a loan and/or security. Collateralization of public funds requires the financial institution to pledge government securities sufficient to cover public funds in excess of the FDIC guaranteed amount. There are two methods. The first is the "Dedicated Method," which each public depositor's deposits are secured separately, and which requires the establishing of a separate escrow account for each public depositor. The second is the "Pooling Method," under which all public depositors' deposits are secured through a single escrow account established by the depository with the State Treasurer for the benefit of the State and the participating units.

Commercial Paper – An unsecured short-term promissory note issued by corporations, with maturities, ranging from 2 to 270 days.

Credit quality – The measurement of the financial strength of a bond issuer. This measurement helps an investor to understand an issuer’s ability to make timely interest payments and repay the loan principal upon maturity. Generally, the higher the credit quality of a bond issuer, the lower the interest rate paid by the issuer because the risk of default is lower. Credit quality ratings are provided by nationally recognized rating agencies.

Credit risk – The risk to an investor that an issuer will default in the payment of interest and/or principal on a security.

Dealer – Makes markets in money market instruments by quoting bid and asked prices at which they are prepared to buy and sell for their own accounts.

Delivery Versus Payment (DVP) – A type of securities transaction in which the purchaser pays for the securities when they are delivered either to the purchaser or his/her custodian.

Derivative Security – Financial instrument created from, or whose value depends upon, one or more underlying assets or indexes of asset values.

Diversification - A process of investing assets among a range or security types by sector, maturity, and quality.

Fair Value – The amount at which an investment could be exchanged in a current transaction between willing parties, other than in a forced or liquidation sale.

Government Securities – An obligation of the U.S. government, backed by the full faith and credit of the government. These securities are regarded as the highest quality of investment securities available in the U.S. securities market. See “Treasury Bills, Notes, and Bonds.”

Interest Rate Risk - The risk associated with declines or rises in interest rates that cause an investment in a fixed-income security to increase or decrease in value.

Internal Controls – An internal control structure designed to ensure that the assets of the entity are protected from loss, theft, or misuse. The internal control structure is designed to provide reasonable assurance that these objectives are met. The concept of reasonable assurance recognizes that 1) the cost of a control should not exceed the benefits likely to be derived and 2) the valuation of costs and benefits requires estimates and judgments by management. Internal controls should address the following points:

1. **Control of collusion** – Collusion is a situation where two or more employees are working in conjunction to defraud their employer.

2. **Separation of transaction authority from accounting and record keeping** – By separating the person who authorizes or performs the transaction from the people who record or otherwise account for the transaction, a separation of duties is achieved.
3. **Custodial safekeeping** - Securities purchased from any bank or dealer including appropriate collateral (as defined by state law) shall be placed with an independent third party for custodial safekeeping.
4. **Avoidance of physical delivery securities** – Book-entry securities are much easier to transfer and account for since actual delivery of a document never takes place. Delivered securities must be properly safeguarded against loss or destruction. The potential for fraud and loss increases with physically delivered securities.
5. **Clear delegation of authority to subordinate staff members** – Subordinate staff members must have a clear understanding of their authority and responsibilities to avoid improper actions. Clear delegation of authority also preserves the internal control structure that is contingent on the various staff positions and their respective responsibilities.
6. **Written confirmation of transactions for investments and wire transfers** – Due to the potential for error and improprieties arising from telephone and electronic transactions, all transactions should be supported by written communications and approved by the appropriate person. Written communications may be via FAX if on letterhead and if the safekeeping institution has a list of authorized signatures.
7. **Development of a wire transfer agreement with the lead bank and third-party custodian** – The designated official should ensure that an agreement will be entered into and will address the following points: controls, security provisions, and responsibilities of each party making and receiving wire transfers.

Investment Policy – a concise and clear statement of the objectives and parameters formulated by an investor or investment manager for a portfolio of investment securities.

Liquidity – A characteristic of an asset that can be converted easily and quickly into cash.

Local Government Investment Pool (LGIP) – An investment by local governments in which their money is pooled as a method for managing local funds.

Mark-to-market – The process whereby the book value or collateral value of a security is adjusted to reflect its current market value.

Market Risk – The risk that the value of a security will rise or decline as a result of changes in market conditions.

Market Value – Current market price of a security.

Maturity – The date on which payment of a financial obligation is due. The final stated maturity is the date on which the issuer must retire a bond and pay the face value to the bondholder.

Money Market Mutual Fund – Mutual funds that invest solely in money market instruments (short-term debt instruments, such as Treasury bills, commercial paper, bankers' acceptances, repos and federal funds).

Mutual Fund – An investment company that pools money and can invest in a variety of securities, including fixed-income securities and money market instruments. Mutual funds are regulated by the Investment Company Act of 1940 and must abide by the following Securities and Exchange Commission (SEC) disclosure guidelines:

1. Report standardized performance calculations.
2. Disseminate timely and accurate information regarding the fund's holdings, performance, management, and general investment policy.
3. Have the fund's investment policies and activities supervised by a board of trustees, which are independent of the adviser, administrator or other vendor of the fund.
4. Maintain the daily liquidity of the fund's shares.
5. Value their portfolios on a daily basis.
6. Have all individuals who sell SEC-registered products licenses with a self-regulating organization (SRO) such as the National Association of Securities Dealers (NASD).
7. Have an investment policy governed by a prospectus that is updated and filed by the SEC annually.

National Association of Securities Dealers (NASD) – A self-regulatory organization (SRO) of brokers and dealers in the over-the-counter securities business. Its regulatory mandate includes authority over firms that distribute mutual fund shares as well as other securities.

Primary Dealer – A dealer that buys government securities directly from the Federal Reserve Bank (the Fed) and that has met certain minimum financial criteria set by the Markets Reports Division of the Federal Reserve Bank of New York. To ensure that dealers have sufficient capital to support their activities and manage their risk exposure, the Fed requires primary dealers to maintain a minimum capital adequacy ratio.

Principal – The face value or par value of a debt instrument. Also may refer to the amount of capital invested in a given security.

Prudent Person Rule – An investment standard outlining the fiduciary responsibilities of public funds investors relating to investment practices.

Repurchase Agreement (Repo or RP) – An agreement of one party to sell securities at a specified price to a second party and a simultaneous agreement of the first party to repurchase the securities at a specified price or at a specified later date.

Safekeeping – Holding of assets (e.g. securities) by a financial institution.

Swap – Trading one asset for another.

Treasury Bills – Short-term U.S. government non-interest bearing debt securities with maturities of no longer than one year and issued in minimum denominations of \$10,000. Auctions of three-and six-month bills are weekly, while auctions of one-year bills are monthly. The yields on these bills are monitored closely in the money markets for signs of interest rate trends.

Treasury Notes – Intermediate U.S. government debt securities with maturities of one to 10 years and issued in denominations ranging from \$1,000 to \$1 million or more.

Treasury Bonds – Long-term U.S. government debt securities with maturities of ten years or longer and issued in minimum denominations of \$1,000. Currently, the longest outstanding maturity for such securities is 30 years.

Volatility – A degree of fluctuation in the price and valuation of securities.

Yield – The current rate of return of an investment security generally expressed as a percentage of the security's current price.

CITY OF GREENVILLE
INVESTMENT TRADING RELATIONSHIP AGREEMENT

In consideration of and as a prerequisite to conducting investment business with the City of Greenville, North Carolina, the undersigned investment/financial firm (hereafter firm) agrees to the following terms and conditions:

Eligible Investment Securities – The firm acknowledges that it has reviewed and is aware of the North Carolina State Statutes governing the investments that are eligible for purchase by local governments in North Carolina. The firm agrees to offer no investment to the City that does not meet these statutory and regulatory guidelines. A copy of the applicable general statute (NCGS 159-30) is enclosed. The investment/financial firm also certifies that they are a “primary dealer.” The Director of Financial Services will authorize any other financial institution.

Confirmation and Monthly Statements – The firm agrees that it will send or email confirmation on every transaction promptly to the following address:

City of Greenville	-or -	Director of Financial Services
Financial Services Department		bdemery@greenvillenc.gov
P.O. Box 7207		
Greenville, NC 27835		Financial Services Manager
		kbranch@greenvillenc.gov

Delivery Instructions – The firm agrees to deliver securities to the City delivery versus payment.

Financial Statements – The firm agrees to send its annual audited financial statements to the City within 180 days after the end of each fiscal year.

Cancellation – The City or the firm may immediately cancel this agreement upon written notification.

The undersigned authorized representative of the firm agrees, on behalf of the firm, that the provisions of this agreement will be followed and that if the city sustains losses as a result of the firm’s failure to abide by this agreement, then the firm will be liable for the losses and will reimburse the City the amount of those losses. The firm also agrees that any changes to this agreement will not be effective unless authorized in writing by the Director of Financial Services.

Firm

Person Authorized to Bind Firm

Date



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Report by Cable Television Government Access Channel Ad Hoc Advisory Committee

Explanation: The Committee was created to receive public comment and advice about the Government Access Channel's general programming and to convey that information to the City Council.

The Committee's responsibilities were:

1. Review and comment on the reports provided by the Staff Liaison,
2. Gather and collect input from a diversity of citizens and resources about the Greenville Government Access Channel, and
3. Provide a report to the City Council.

The attached report fulfills the Committee's obligation.

Fiscal Note: No direct cost to the City.

Recommendation: Receive the Cable Television Government Access Channel Ad Hoc Advisory Committee report.

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

Attachments / click to download

[GTV_Ad_Hoc_Committee_Report_800405](#)

Draft Report Cable Television Government Access Channel Ad Hoc Advisory Committee

The Cable Television Government Access Channel Ad Hoc Advisory committee was appointed by members of the City Council and Mayor as defined in the June 12, 2008 resolution to evaluate GTV9. The members of the committee were: Jake Postma, Cherie Speller, Javier Castillo, Frank Schenck, Margie Perkins and Beth Winstead. Steve Hawley served as the city liaison to the committee.

The committee used a variety of methods for evaluating GTV9 including: researched other governmental channels in similar size markets (Cary, Asheville, Durham, Jacksonville, Wake Forest, Raleigh) ; held a public hearing for input; distributed printed surveys including at Freeboot Friday on November 7th as well as advertised and distributed electronic surveys to a variety of groups.

Evaluation tools:

- Comparison with other governmental channels in similar size markets.
Committee members found that GTV9's programming is comparable to programming in similar size markets. All channels we investigate showed city council/board of commissioner meetings as well as other boards and commissions, city information show comparable to CityScene, as well as special events (i.e., Veterans' Day programs, dedications,) and bulletin boards with information between shows. Some stations did provide online archiving of program which would be an excellent source of information for citizens in funding allows. Some stations combined the city and county government information however we have a separate channel for that information
- Public hearing
A public hearing was held on October 29, 2009 with two citizens speaking on the subject.
- Survey
Mandee Lancaster, the Director of the Center for Survey Research at ECU, did a brief online survey for the committee at no charge. The committee relied on the a link on the City's webpage, inclusion in the City page in the Daily Reflector, a letter to the editor of the Daily Reflector and word of mouth to obtain participation. The surveys are NOT scientific. In order to ensure a scientific study the cost would have been approximately \$12,000.

The informal survey is still being conducted so complete results will be included in committee's final report. As of November 24, 2008, the most popular programs in order are:
Council meetings

Cityscene
Board/Commission meetings
Bulletin Board

The Committee appreciates the opportunity to serve the citizens of Greenville and to provide input on GTV9. Below are comments and recommendations of the Committee:

- The lack of time and funding meant the survey is nonscientific. During the next review cycle funding should be provided for a scientific survey to be completed
- The Committee should be appointed sooner in order for work to be completed
- A more diverse membership should be appointed to the committee

Beth Winstead, co-chair



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Resolution requesting that the North Carolina Alcohol Beverage Control Commission amend the administrative rule relating to the purchase and transport of kegs

Explanation: In its final report, the City of Greenville/East Carolina University Task Force to Study Student Related Alcohol Issues recommended that the City and ECU issue a joint resolution requesting that the North Carolina Alcohol Beverage Control Commission amend the administrative rule on beer keg permits (note page 9 of the attached report). The Task Force felt that this proposed change would be of significant assistance to law enforcement agencies when enforcing underage drinking laws.

Fiscal Note: No direct cost to the City.

Recommendation: Adopt the attached resolution and request that East Carolina University also adopt the resolution.

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

Attachments / click to download

- [RESOLUTION REQUESTING THAT THE NC ABC COMMISSION AMEND ITS REGULATIONS REGARDING THE PURCHASE OF KEGS](#)
- [ECU_City_Alcohol_Report_781459](#)

RESOLUTION NO. 08-_____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE REQUESTING,
IN CONJUNCTION WITH EAST CAROLINA UNIVERSITY, THAT THE NORTH
CAROLINA ALCOHOL BEVERAGE CONTROL COMMISSION AMEND THE
ADMINISTRATIVE RULE RELATING TO THE PURCHASE AND TRANSPORT OF KEGS

WHEREAS, underage drinking is a significant health and safety issue in university communities such as the City of Greenville;

WHEREAS, the availability of alcohol to underage persons is greatly increased at a party where kegs of malt beverage are present;

WHEREAS, current administrative rule requirements and procedures for the purchase and transport of a keg or kegs of malt beverage do not adequately provide for the ability of law enforcement to enforce alcohol laws;

WHEREAS, requiring that the serial number of each keg of malt beverage purchased be specified on the keg purchase-transportation permit would provide law enforcement vital investigative information and ensuring that there is a database of keg purchase-transportation permits that can be queried by law enforcement officials would provide better tracking as well as assist in identifying potential problem locations prior to an event;

WHEREAS, the implementation of these two measures by an amendment to the administrative rule relating to the purchase and transport of a keg or kegs of malt beverage would greatly enhance the ability of law enforcement to ensure a safer community; and

WHEREAS, a recommendation of the City of Greenville/East Carolina University Task Force to Study Student Related Alcohol Issues is that the City of Greenville and East Carolina University issue a joint resolution to the North Carolina Alcohol Beverage Control Commission requesting the commission to amend its administrative rules regarding the purchase of kegs;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville that it does hereby request the North Carolina Alcohol Beverage Control Commission to amend the administrative rule relating to the purchase and transport of malt beverage in a keg or kegs so that the permit required for purchase and transport of a keg or kegs of malt beverage specify the serial number of each keg and that the permit data be entered into a database accessible to law enforcement.

BE IT FURTHER RESOLVED by the City Council of the City of Greenville that, in accordance with the recommendation of the City of Greenville/East Carolina University Task Force to Study Student Related Alcohol Issues, East Carolina University is requested to adopt a

similar resolution so that these resolutions may be presented jointly to the North Carolina Alcohol Beverage Control Commission.

This the _____ day of December, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk

**City of Greenville/East Carolina University Task Force
to
Study Student Related Alcohol Issues**

Charge and Objectives of the Task Force

In the spring 2006, the Pitt-Greenville Chamber of Commerce sponsored a trip to Athens, Georgia and the University of Georgia for Municipal and University officials. A goal of the trip was to obtain firsthand knowledge that would be used to establish programs and procedures to make the Greenville and East Carolina University communities safer. One of the initiatives that developed from this trip was the formation of a joint City of Greenville and East Carolina University Task Force to study alcohol issues as they relate to the student population.

The task force was charged to identify and implement strategies that would lead to the reduction in the excessive and underage consumption of alcohol, and subsequently, the reduction of secondary consequences among East Carolina students. Moreover, the task force would present its recommendations to the ECU Chancellor and the City Council.

The key objectives for the task force included the following:

1. Review University policies, protocols, and enforcement procedures related to alcohol use and abuse on campus and in the Greenville community.
2. Examine student behavior related to alcohol use and abuse and how ECU's education, prevention, and intervention programs and practices compare with practices nationwide.
3. Review advertising practices and standards that are used on campus and within the Greenville community that directly impact the consumption and abuse of alcohol among University students.
4. Change City zoning ordinances to reduce the density of alcohol sales outlets and irresponsible sales and marketing practices.
5. Explore the establishment of a community-wide program for responsible service.
6. Enhance and publicize enforcement of the age 21 drinking and drunk driving laws.
7. Consider the establishment of an alcohol-free entertainment facility in Uptown Greenville.

Membership

The task force was comprised of representatives from East Carolina University, the City of Greenville, and the community. The members from the University were selected by the Chancellor, and the representatives from the City of Greenville and the community were designated by the City Council.

ECU Members

Michelle Lieberman	Student Neighborhood Relations Facilitator
Kaye McGinty	Associate Professor of Psychiatric Medicine
Dr. Brian McMillen	Professor of Pharmacology and Toxicology
Robert J. Morphet	Assistant Director of the Counseling Center
Dr. Lynn Roeder	Associate Vice Chancellor/ Dean of Students

City of Greenville

Mayor Pat Dunn	Member of City Council
William J. Anderson	Chief of Police, City of Greenville
Mac Manning	Sheriff, Pitt County
Richard Barlow	Uptown Greenville
Dr. David Ames	Eastern NC Council on Substance Abuse
Margaret Blackmon	Pitt County Substance Abuse Coalition
Rob Waldron	Bar Owner
Jennifer Smith	Safe Communities Coalition of Pitt County

Meetings

The task force met on the following dates to discuss the objectives, hear reports, and develop specific strategies.

May 3, 2007
June 7, 2007
July 19, 2007
September 19, 2007
October 4, 2007
November 1, 2007
December 6, 2007
January 10, 2008
June 5, 2008
August 7, 2008

Action Items

A wide range of professional and subject matter experts provided reports and demonstrations to the task force members at the first eight meetings. At the meeting held on January 10, 2008, the task force agreed to proceed with two specific action items. Meetings were suspended for a brief period to begin implementation of the action items. Task force members agreed to reconvene to hear reports after significant progress was made on the action items.

At the final meeting, a third action item was proposed and approved by the task force. Implementation of this item is in progress.

1. Purchase of ID Readers and their use in a pilot program by the Greenville Police Department. The police department would evaluate and report to the task force the value of further use by law enforcement as well as a possible program for use by the bars and nightclubs.
2. East Carolina University would begin the process to establish a non-alcoholic nightclub in uptown Greenville. During the meeting held on January 10, 2008, the University was also tasked with providing a progress report at a future date.
3. Joint resolution by the City of Greenville and East Carolina University regarding proposed changes to the keg registration statute.

Final reports were made at the task force meeting on August 7, 2008. The task force members approved a motion declaring the task force had completed its duties as charged and authorized staff to prepare this final report for submission to the Chancellor and City Council.

ID Readers

The primary purpose of the ID Scanner is to aid in identifying the use of fake identifications. For example, if the printed date of birth or expiration date is altered using a pen, then the ID scanner will read the encoded information and display an underage/expired warning.

Another possibility is the encoded information does not match what is printed on the front of the license (e.g. John Smith is printed on the front, but Mary Jones is encoded on the stripe). In this case, the ID scanner will not produce a warning, so the operator will need to crosscheck the displayed information.

It is also common for underage persons to attempt to alter the bar code itself. Often this makes the license unreadable with the use of the ID Scanner. However, legitimate reasons exist as to why the technology is unable to read a bar code. In these instances, businesses or law enforcement would be required to use their best discretion on a case-by-case basis.

However, if an individual should spend enough money to create a very good fake ID, then no ID scanner will be able to detect that it is a fake. For example, if an exact copy of the front and back of a license is printed with changes only to the photo, and the person using the license matches the photo and physical descriptors (e.g. weight, height, eye color), then it is almost impossible to detect.

VIP and banned persons can be entered into the database. Door personnel using the scanner can be automatically alerted if the customer has been banned or needs to be identified for special treatment as a VIP.

The ID Scanner can also be used as a business tool. The scanner can collect customer information and maintain it in a database which can be queried or used to create address labels.

Although no cases have been through the courts in North Carolina, establishments in other states have successfully used their procedures with the ID Scanners as an affirmative defense in charges of serving a minor. However, a seller or seller's employee must still exercise reasonable diligence. The use of a transaction scan device does not excuse one from exercising such reasonable diligence to determine whether the purchaser is of age and whether the description and picture appearing on the driver's license or identification card presented by a cardholder is that of the cardholder.

All research and reports indicate that the use of an ID Scanner can be a useful tool in limiting the uses of fake identification cards and underage drinking. A nightclub or restaurant could potentially avoid charges and from the subsequent savings recoup the cost of the scanner. An establishment with multiple charges or charges pending may save its ABC license.

Law Enforcement Use

ID Scanners are tools used by law enforcement officers to assist in the identification of underage persons and the use of fake identifications. An officer may use the scanner in any situation in which a person would normally be required to present a valid identification.

Although the ID Scanner could be a useful tool in many circumstances, it could not be used as probable cause to initiate charges. The technology is unable to differentiate between legitimate and illicit identification. Officers would be required to develop further independent findings in order to establish probable cause.

The Greenville Police Department could use a portable handheld unit as part of its Downtown Deployment Plan. The scanners might also prove beneficial in the special operations conducted in cooperation with local ABC and East Carolina Police targeting nuisance and alcohol violations.

Pilot Program

The Greenville Police Department purchased a Tokenworks handheld ID Scanner to test in January 2008. The scanner reads the two dimensional bar codes required for driver's licenses issued in most states.

After some initial training and testing, the IMPACT Unit began a limited use of the scanner in order to develop procedures and some expertise. The full test and wide spread use of the scanner began in March 2008.

Since that time, the scanner has been used:

1. By downtown patrols as part of the Downtown Deployment plan
 - a. Random checks at or near nightclubs
 - b. When officers confront individuals in possession of alcohol
2. By party patrols - Greenville Police Department, East Carolina University Police Department, Pitt County Alcohol Beverage Control, and North Carolina Alcohol Law Enforcement.
3. In response to loud parties.
4. On loan to other agencies for special events, such as Freeboot Friday.

Results

The scanner has been used every weekend since it was purchased. The police department has since purchased two additional scanners at a cost of \$1,295 each. Multiple units are deployed on weekends to address alcohol-related concerns; two or three of the scanners are available for use.

The ID Scanners are being used as a tool by officers to assist in the identification of underage persons and the use of fake identifications. The officers can only use the scanner in situations in which a person would normally be required to present a valid identification.

Although the ID Scanners have proved to be a useful tool in a wide range of circumstances, they still can not be used as probable cause to initiate charges. The technology is unable to differentiate between legitimate and illicit identification. Officers are required to develop further independent findings in order to establish probable cause.

The ID Scanners have proven to be an excellent deterrent when they are visible brought to the scene of a party or a nightclub. Officers have observed individuals leaving a party or line of the club when officers are present with the ID scanners.

Most often the ID Scanners are used as part of the interviewing /interrogation techniques by an officer investigating underage drinking and/or the use of a false ID. The ID Scanners have been used by officers in investigations that have resulted in 49 alcohol or ID charges during the pilot program.

Alcohol Free Venue

Purpose

- Provide an extension of the campus environment into downtown Greenville to encourage interaction among students from different economic, social, and racial or ethnic backgrounds.
- Provide a substance free alternative for students to engage in co-curricular and social programs.

East Carolina University values and recognizes the importance of interaction with the Greenville community. The University also understands the importance of providing venues and activities that connect students, faculty, and staff, and the community. The University desires to continually engage students in important activities where research studies have shown positive results related to student learning and personal development. Therefore, this study has the potential to provide several opportunities. Program space strategically located downtown may enhance the ongoing collaboration with the City of Greenville on the redevelopment of uptown Greenville.

Program Description

A downtown venue would be used for student meetings, social gatherings, and other events which would engage students in the overall college experience. The minimum size space required would be one that could accommodate banquet style seating for 500 people or 1,000 standing. The location should be within walking distance of the east campus and equipped with a fully operational kitchen, life-safety systems, and office space for professional and event staff. Catering and food services would be provided by current ECU food service contractors.

Current Considerations

1. Marketing

Space would be marketed to student organizations, faculty, staff, and overall campus community by doing the following:

- Including space in the student center office of reservations inventory using the University scheduling software.
- Adding space to Aramark's inventory for catering and banquet rooms.
- Developing program calendar for use of space.
- Promoting student events in the student newspaper, The East Carolinian, and flyers and posters.
- Updating the webpage with the availability of the new space.
- Branding the new space with a student focused name.
- Serving as a resource for Catering, Security, Programming and Events staff.

2. Operations

The downtown programming space would be operated and managed by a full-time staff person and professional events staff. Deliberations to determine a final outcome are on-going with various administrative department leaders, faculty, staff, and students. As it pertains to any positive outcome, we will then follow the proper University process for approvals and any further discussions.

Safety/Security

Recognizing the importance of safety for all users of the proposed venue, security measures will be implemented. First, there will be limited access into the facility (main door) with appropriate exits for emergency purposes and staff use only. East Carolina University police will be engaged in events and programs as determined by an event planning team consisting of University professional staff currently working the same capacity in Mendenhall Student Center. During various events and activities, student ID cards will be swiped to verify identification.

Feasibility Study

Deliberations to determine a final outcome are on-going with various administrative department leaders, faculty, staff, and students. Central to these discussions are plans related to daytime usage of the facility and specific programming and activities for evening usage. In addition comprehensive planning to ensure the safety of University and community patrons are also being discussed. The results of the study will be forwarded to University leaders for their review and actions during the fall 2008.

Keg Registration Resolution

Laws pertaining to the possession and transportation of alcohol are intended to help distinguish those whose intention is personal use and those who intend to distribute it to other. The State has established specific amounts of alcoholic beverages, without a permit authorizing that possession, to be prima facie evidence the intention of the possessor is to sell.

Prior to December 2006, the level for malt beverages (beer) was more than 80 liters other than draft malt beverages in kegs. This exception was problematic for enforcement efforts, particularly at large parties and gatherings. The presence of uncontrolled beer in kegs at parties in the University community eases the ability of underage persons in obtaining alcohol.

A temporary law that required a permit to purchase and transport beer in kegs went into effect December 1, 2006 and the law was adopted as a permanent rule on November 1, 2007. The permit requires that the purchaser of the keg present the permit to any law enforcement officer upon request.

The permit includes the following information:

Date of issuance

Name and address of place purchased

Purchaser's name, address, OLN, NC ID, military ID or passport number

Address of destination of kegs

Total number of kegs purchased

Underage responsibility warning- on copy of permit included with packet

Signatures of purchaser and retailer

This law is a step in the right direction because it provides law enforcement with another tool when dealing with large parties often associated with University communities. The law does require the place of sale to maintain the permit record for 90 days and that it is open to inspection upon request. It does not include provisions for tracking purchases similar to requirements for the purchase of spirituous liquors. A computer database of kegs sales would not only allow law enforcement to track keg sales, it would provide vital information to assist in identifying potential problem locations prior to an event.

The task force recommends that the City of Greenville and East Carolina University issue a joint resolution requesting that the North Carolina Alcohol Beverage Control Commission amend the administrative rule. The amendment should require that the permit include the serial number on the keg and that the permit data be entered into a data base that can be queried by law enforcement.

Online Alcohol Education Program

The task force added its support for an on-line alcohol education initiative begun by East Carolina University. All first semester freshmen under the age of 21 are required to complete the *College Alc* by October 10, 2008. The basic principles of the course encourage students to 1) watch their beverage; 2) travel in groups; 3) if they choose to drink, know their limits; and 4) designate a driver.

Students who fail to complete the course will have their records tagged and be blocked from registration for the spring semester. The University sent passwords to students required to complete this course.

Task Force Recommendations

1. The City of Greenville and East Carolina University support the ID reader program by Pitt County law enforcement agencies and local businesses.
2. East Carolina University, with the support of the City of Greenville, agrees to open and operate an alcohol free venue in Uptown Greenville.
3. The City of Greenville and East Carolina University issue a joint resolution to the North Carolina Alcohol Beverage Control Commission requesting the commission to amend its administrative rules regarding the purchase of kegs.
4. East Carolina University continues to require completion of the College Alcohol on-line alcohol education program for first semester freshman.



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Resolution adopting a policy to implement the Leadership in Energy and Environmental Design (LEED) Program when constructing or renovating City buildings

Explanation: The City of Greenville adopted the U.S. Mayors Climate Protection Agreement. One of the Agreement's objectives is to practice and promote sustainable building practices using the U.S. Green Building Council's Leadership in Energy and Environmental Design (LEED) program or other similar system. Additionally, one of the City Council's objectives is to have staff recommend a policy for all City buildings to meet a minimum of the LEED-Certified standard. At the September 8, 2008, City Council meeting, Public Works staff requested guidance on a proposed policy for implementing LEED for City buildings. City Council agreed with the proposed concept. Public Works, in coordination with Greenville Utilities, has developed the City's LEED building policy for your approval.

LEED is a Green Building rating system. It is a nationally accepted system for designing, constructing, and operating green buildings. The U.S. Green Building Council reviews and issues all certificates for buildings that will be certified.

According to the U.S. Green Building Council, buildings account for 40% of all greenhouse gas emissions. The U.S. Green Building Council developed the LEED program in an effort to reduce the impact of constructing and operating buildings on the environment. The program addresses the five following areas:

- Sustainable sites
- Water efficiency
- Energy and atmosphere
- Materials and resources
- Indoor environmental quality

The program has four levels of certification. The higher the certification level the building is designed to obtain, the less impact it has on the environment. Staff's research has determined that the cost to obtain the lowest level of certification

(Certified) is typically 0.66% more than the cost of “normal” construction. The typical cost to obtain the next higher level of certification (Silver) is 1.9% more than the cost of “normal” construction. Operating costs of a typical Green Building tends to be lower thus generating operational savings and paying back the additional capital investment over time. Per the April 2008 Southern City newsletter, as of February 1, 2008, LEED initiatives have been adopted in 27 states, 23 counties, 92 cities and towns, and 36 institutions of higher education. In North Carolina this includes:

- North Carolina University System
- Asheville
- Chapel Hill
- Carrboro
- Durham
- Raleigh
- Wilmington
- Huntersville

In particular, Asheville’s program requires any new City buildings of 5,000 square feet or more be LEED-Gold certified; less than 5,000 square feet will be LEED-Silver. Chapel Hill’s policy requires that any new or expanded/renovated town buildings must at minimum meet LEED-NC (new construction) standards.

Staff has been working with the local Home Builders Association to start a Green Building Council. Staff’s objective is to increase the number of green buildings through voluntary measures. For the City to effectively promote sustainable building practices within the City, the City should participate in the program itself.

The proposed policy for City buildings is as follows:

All new construction, renovation, or addition of City-owned buildings over 10,000 square feet will meet a minimum of LEED–Silver and will be certified by the U.S. Green Building Council. The City Council may grant a waiver to this requirement for buildings managed by the City when the building is not a suitable project for the Green Building program. Greenville Utilities Board of Commissioners may grant a waiver to this requirement for buildings managed by Greenville Utilities when the building is not a suitable project for the Green Building program.

All new construction, renovation, or addition of City-owned buildings from 5,000 to 10,000 square feet will meet a minimum of LEED–Certified and will be certified by the U.S. Green Building Council. The City Council may grant a waiver to this requirement for buildings managed by the City when the building is not a suitable project for the Green Building program. Greenville Utilities Board of Commissioners may grant a waiver to this requirement for buildings managed by Greenville Utilities when the building is not a suitable project for the Green Building program.

All new construction, renovation, or addition of a City-owned building less than

5,000 square feet will be a minimum of LEED–Certified and is not required to be certified by the U.S. Green Building Council. The City Manager is authorized to grant a waiver to this requirement for buildings managed by City directly when the building is not a suitable project for the Green Building program. The General Manager of Greenville Utilities is authorized to grant a waiver to this requirement for buildings managed by Greenville Utilities when the building is not a suitable project for the Green Building program.

Fiscal Note:

The adoption of this policy will increase the cost of buildings in the Capital Improvement Program by up to 2%. The cost of operating the building is reduced with the annual return on investment ranging from 25 to 40%. Typically, the “Green” investment pays for itself in three years.

Recommendation:

Adopt the resolution implementing the Leadership in Energy and Environmental Design (LEED) Program when the City constructs or renovates City buildings.

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

Attachments / click to download

 [Resolution on LEED 797617](#)

RESOLUTION NO. 08-

RESOLUTION ADOPTING A POLICY TO IMPLEMENT THE LEADERSHIP IN ENERGY
AND ENVIRONMENTAL DESIGN PROGRAM WHEN CONSTRUCTING OR
RENOVATING CITY BUILDINGS.

WHEREAS, buildings account for 40% of all greenhouse gas;

WHEREAS, the City adopted the U.S. Mayors Climate Protection Agreement to reduce global warming pollution in the City's operations and community; and

WHEREAS, one of the Agreement's objectives is to practice and promote sustainable building practices; and

WHEREAS, the U.S. Green Building Council's Leadership in Energy and Environmental Design (LEED) Program is a system for implementing sustainable building practices;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville that it does hereby adopt the following policy for sustainable building practices in the City's operations.

All new construction, renovation, or addition of City-owned buildings over 10,000 square feet will meet a minimum of LEED–Silver and will be certified by the U.S. Green Building Council. The City Council may grant a waiver to this requirement for buildings managed by the City when the building is not a suitable project for the Green Building program. Greenville Utilities Board of Commissioners may grant a waiver to this requirement for buildings managed by Greenville Utilities when the building is not a suitable project for the Green Building program.

All new construction, renovation, or addition of City-owned buildings from 5,000 to 10,000 square feet will meet a minimum of LEED–Certified and will be certified by the U.S. Green Building Council. The City Council may grant a waiver to this requirement for buildings managed by the City when the building is not a suitable project for the Green Building program. Greenville Utilities Board of Commissioners may grant a waiver to this requirement for buildings managed by Greenville Utilities when the building is not a suitable project for the Green Building program.

All new construction, renovation, or addition of a City-owned building less than 5,000 square feet will be a minimum of LEED–Certified and is not required to be certified by the U.S. Green Building Council. The City Manager is authorized to grant a waiver to this requirement for buildings managed by City directly when the building is not a suitable project for the Green Building program. The General Manager of Greenville Utilities is authorized to grant a waiver to this requirement for buildings managed by Greenville Utilities when the building is not a suitable project for the Green Building program.

This the _____ day of December, 2008.

Patricia C. Dunn, Mayor

ATTEST:

Wanda T. Elks, City Clerk



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Contract award for the South Tar River Greenway Project - Phase I and Alternate

Explanation: Bids for the South Tar River Greenway Project - Phase I and Alternate (STIP Project No. E-4702) were received on Thursday, November 20th, 2008. Nine bids were received and opened. Attached is the bid tabulation. The lowest responsive base bid was submitted by Hine Sitework, Inc. of Goldsboro, NC, in the amount of \$329,881.31 and \$54,947.00 for the Alternate. There were two lower bids submitted; however, these bids were determined as non-responsive due to not meeting the Disadvantaged Business Enterprise requirements identified in the project specifications.

Phase I of the project will involve the installation of 2,640 LF of a 10-foot wide asphalt greenway along the south side of the Tar River beginning at a point north of N. Woodlawn Avenue and ending at a point just east of N. Warren Street. A portion of this greenway segment will follow the alignment of River Road, which will be narrowed to the 10-foot width. This phase also includes the installation of 128 LF of storm drainage pipe. The Alternate will involve the installation of 530 LF of a 10-foot wide asphalt greenway beginning at a point north just west of N. Holly Street and ending at N. Jarvis Street.

In December 2004, the South Tar River Greenway Project was included in the Federal FY2005 Appropriations Act that identified \$1,488,000 in the Federal Highway Administration (FHWA) budget for this project. In June 2005, the City Council approved a municipal agreement with the North Carolina Department of Transportation (NCDOT) that set out the City's and NCDOT's responsibilities to accomplish this project. Under this agreement, the City is responsible for administration and management of project design and construction. NCDOT will administer the disbursement of funds to the City on a reimbursement basis.

Fiscal Note: In accordance with the municipal agreement with NCDOT for this project, the City shall be reimbursed one hundred percent (100%) of the costs up to the maximum amount of \$1,488,000. The proposed budget for this project is as

follows:

Expenditures

Greenway Construction Contract \$384,828.31

Project Contingency \$ 19,241.42

Total Project Cost \$404,069.73

Revenues

Federal Grant \$404,069.73

Recommendation: City Council award a construction contract for the South Tar River Greenway Project - Phase I and Alternate to Hine Sitework, Inc. for the Base Bid and Alternate in the amount of \$384,828.31 and approve the attached resolution requesting a Concurrence in Award from NCDOT.

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

Attachments / click to download

 [Bid Tabs](#)

 [South Tar River Greenway Resolution 799022](#)

RESOLUTION NO. 08-__

WHEREAS, the North Carolina Department of Transportation and the City of Greenville have entered into a municipal agreement to design and construct the South Tar River Greenway Project, Project No. E-4702; and,

WHEREAS, the City has prepared the project construction documents and received bids from contractors in accordance with the City's formal bid process; and,

WHEREAS, the City has reviewed and identified Hine Sitework, Inc. as the lowest responsible bidder;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville that the contract for the construction of Project No. E-4702 in Pitt County is hereby awarded to Hine Sitework, Inc and that the Mayor of the City of Greenville is hereby authorized to execute an agreement with Hine Sitework, Inc. for the construction of said project in the amount of \$384,828.31 provided that a Concurrence in Award for the project is received from the North Carolina Department of Transportation.

ADOPTED this 8th day of December 2008.

PATRICIA C. DUNN, MAYOR

ATTEST: _____
WANDA T. ELKS, CITY CLERK

SOUTH TAR RIVER GREENWAY PROJECT
 BASE BID - PHASE I
 BID OPENING - THURSDAY, NOVEMBER 20, 2008 - 2:00 PM
 BID TABULATION SHEET

Item	Quantity	Unit	Description	Jones & Smith Contractors, LLC.		E.R. Lewis Construction Co. Inc.		Hine Sitework, Inc.		Atwell Construction Company, Inc.		Smith Contracting, Inc.	
				Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost
1	1	LS	Mobilization	\$ 9,147.00	\$ 9,147.00	\$ 8,750.00	\$ 8,750.00	\$ 6,225.00	\$ 6,225.00	\$ 18,000.00	\$ 18,000.00	\$ 8,500.00	\$ 8,500.00
2	0.8	AC	Clearing and Grubbing	\$ 7,000.00	\$ 5,600.00	\$ 10,000.00	\$ 8,000.00	\$ 6,000.00	\$ 4,800.00	\$ 7,000.00	\$ 5,600.00	\$ 7,000.00	\$ 5,600.00
3	10	IN-D	Supplemental Clearing	\$ 50.00	\$ 500.00	\$ 50.00	\$ 500.00	\$ 50.00	\$ 500.00	\$ 56.00	\$ 560.00	\$ 100.00	\$ 1,000.00
4	2,700	LF	Construction Fence	\$ 3.00	\$ 8,100.00	\$ 3.00	\$ 8,100.00	\$ 1.50	\$ 4,050.00	\$ 2.50	\$ 6,750.00	\$ 2.95	\$ 7,965.00
5	700	CY	Unclassified Excavation	\$ 5.00	\$ 3,500.00	\$ 28.00	\$ 19,600.00	\$ 36.00	\$ 25,200.00	\$ 7.50	\$ 5,250.00	\$ 36.00	\$ 25,200.00
6	0	CY	Borrow Excavation	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
7	10	CY	Undercut Excavation	\$ 40.00	\$ 400.00	\$ 40.00	\$ 400.00	\$ 25.00	\$ 250.00	\$ 32.00	\$ 320.00	\$ 25.00	\$ 250.00
8	1,130	TON	Aggregate Base Course	\$ 23.00	\$ 25,990.00	\$ 22.00	\$ 24,860.00	\$ 21.50	\$ 24,295.00	\$ 24.00	\$ 27,120.00	\$ 20.00	\$ 22,600.00
9	8,221	SY	Removal of Existing Asphalt Pavement	\$ 5.00	\$ 41,105.00	\$ 2.25	\$ 18,497.25	\$ 3.00	\$ 24,663.00	\$ 3.50	\$ 28,773.50	\$ 4.00	\$ 32,884.00
10	5,878	LF	Removal of Existing Curb and Gutter	\$ 3.25	\$ 19,103.50	\$ 2.00	\$ 11,756.00	\$ 4.00	\$ 23,512.00	\$ 2.50	\$ 14,695.00	\$ 2.00	\$ 11,756.00
11	35	SY	Geotextile	\$ 10.00	\$ 350.00	\$ 10.00	\$ 350.00	\$ 1.50	\$ 52.50	\$ 2.50	\$ 87.50	\$ 5.00	\$ 175.00
12	0	TON	Plain Rip Rap, Class I	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
13	36	TON	Plain Rip Rap, Class B	\$ 50.00	\$ 1,800.00	\$ 50.00	\$ 1,800.00	\$ 53.00	\$ 1,908.00	\$ 43.00	\$ 1,548.00	\$ 35.00	\$ 1,260.00
14	3,280	LF	Temporary Silt Fence	\$ 3.00	\$ 9,840.00	\$ 3.00	\$ 9,840.00	\$ 2.10	\$ 6,888.00	\$ 2.30	\$ 7,544.00	\$ 2.95	\$ 9,676.00
15	5	TON	Sediment Control Stone	\$ 30.00	\$ 150.00	\$ 35.00	\$ 175.00	\$ 46.50	\$ 232.50	\$ 38.00	\$ 190.00	\$ 30.00	\$ 150.00
16a	32	LF	12" HDPE Pipe Culverts	\$ 30.00	\$ 960.00	\$ 25.00	\$ 800.00	\$ 24.00	\$ 768.00	\$ 17.00	\$ 544.00	\$ 28.00	\$ 896.00
16b	68	LF	18" HDPE Pipe Culverts	\$ 35.00	\$ 2,380.00	\$ 30.00	\$ 2,040.00	\$ 36.00	\$ 2,448.00	\$ 24.00	\$ 1,632.00	\$ 30.00	\$ 2,040.00
16c	0	LF	24" HDPE Pipe Culverts	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
16d	28	LF	18" RC Pipe Culverts, Class III	\$ 30.00	\$ 840.00	\$ 30.00	\$ 840.00	\$ 36.00	\$ 1,008.00	\$ 28.00	\$ 784.00	\$ 34.00	\$ 952.00
17a	0	LS	20' - Dual 24" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3F)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17b	0	LS	40' - Dual 24" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3C)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17c	0	LS	36' - 54" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3B)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17d	0	LS	40' - 54" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3E)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17e	0	LS	24' - 60" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3D)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
18	0	EA	Concrete Endwalls	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
19	1	EA	Frame with Grate & Hood, Std. 840.03, Type E	\$ 375.00	\$ 375.00	\$ 350.00	\$ 350.00	\$ 475.00	\$ 475.00	\$ 310.00	\$ 310.00	\$ 380.00	\$ 380.00
20	13	EA	Frame with Two Grates, Std. 840.16	\$ 350.00	\$ 4,550.00	\$ 425.00	\$ 5,525.00	\$ 441.00	\$ 5,733.00	\$ 300.00	\$ 3,900.00	\$ 380.00	\$ 4,940.00
21	1	EA	Masonry Drainage Structures	\$ 700.00	\$ 700.00	\$ 1,500.00	\$ 1,500.00	\$ 1,200.00	\$ 1,200.00	\$ 1,030.00	\$ 1,030.00	\$ 1,500.00	\$ 1,500.00
22	12	EA	Convert Existing CB to DI	\$ 1,000.00	\$ 12,000.00	\$ 650.00	\$ 7,800.00	\$ 386.00	\$ 4,632.00	\$ 675.00	\$ 8,100.00	\$ 250.00	\$ 3,000.00
23	80	TON	Asph. Conc. Intermediate Course, Type I19.0B	\$ 108.00	\$ 8,640.00	\$ 115.00	\$ 9,200.00	\$ 131.00	\$ 10,480.00	\$ 129.00	\$ 10,320.00	\$ 150.00	\$ 12,000.00
24	460	TON	Asph. Conc. Surface Course, Type SF9.5A	\$ 108.00	\$ 49,680.00	\$ 97.00	\$ 44,620.00	\$ 125.00	\$ 57,500.00	\$ 109.00	\$ 50,140.00	\$ 150.00	\$ 69,000.00
25	35	TON	Asph Binder for Plant Mix, Grade PG64-22	\$ 108.00	\$ 3,780.00	\$ 800.00	\$ 28,000.00	\$ 131.00	\$ 4,585.00	\$ 900.00	\$ 31,500.00	\$ -	\$ -
26	985	LF	2'-6" Concrete Curb and Gutter	\$ 17.00	\$ 16,745.00	\$ 16.60	\$ 16,351.00	\$ 16.50	\$ 16,252.50	\$ 17.00	\$ 16,745.00	\$ 20.00	\$ 19,700.00
27	300	LF	Roll-Type Curb and Gutter	\$ 17.00	\$ 5,100.00	\$ 21.00	\$ 6,300.00	\$ 16.50	\$ 4,950.00	\$ 17.00	\$ 5,100.00	\$ 20.00	\$ 6,000.00
28	2.70	AC	Seeding and Mulching	\$ 1,700.00	\$ 4,590.00	\$ 2,750.00	\$ 7,425.00	\$ 1,800.00	\$ 4,860.00	\$ 4,400.00	\$ 11,880.00	\$ 1,600.00	\$ 4,320.00
29	512	LF	Thermoplastic Pavement Marking Lines (4")	\$ 3.00	\$ 1,534.50	\$ 5.00	\$ 2,557.50	\$ 3.50	\$ 1,790.25	\$ 5.50	\$ 2,813.25	\$ 10.00	\$ 5,115.00
30	10	EA	Thermoplastic Pavement Marking Symbol	\$ 100.00	\$ 1,000.00	\$ 400.00	\$ 4,000.00	\$ 140.00	\$ 1,400.00	\$ 560.00	\$ 5,600.00	\$ 200.00	\$ 2,000.00
31	0	EA	Pedestrian Crosswalk	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
32	0	LF	Concrete Trail to Boardwalk Transition	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
33	0	LF	Timber Boardwalk Support Piles	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
34	0	LF	Boardwalk	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
35	3	EA	Litter Receptacle System	\$ 400.00	\$ 1,200.00	\$ 450.00	\$ 1,350.00	\$ 483.00	\$ 1,449.00	\$ 500.00	\$ 1,500.00	\$ 300.00	\$ 900.00
36	0	EA	Park Bench	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
37	0	EA	Picnic Bench	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
38	1	LS	Greenway Signs	\$ 1,500.00	\$ 1,500.00	\$ 4,300.00	\$ 4,300.00	\$ 8,932.00	\$ 8,932.00	\$ 2,600.00	\$ 2,600.00	\$ 5,100.00	\$ 5,100.00
			Sign Breakdown: Trail Marker (4), Pedestrian	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
			Directional (4), Regulatory (4), Confidence Marker (5)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
39	1	EA	Trailhead Signs	\$ 2,500.00	\$ 2,500.00	\$ 3,925.00	\$ 3,925.00	\$ 3,900.00	\$ 3,900.00	\$ 2,550.00	\$ 2,550.00	\$ 1,750.00	\$ 1,750.00
40	2	EA	Information Kiosk	\$ 1,500.00	\$ 3,000.00	\$ 6,750.00	\$ 13,500.00	\$ 3,200.00	\$ 6,400.00	\$ 1,700.00	\$ 3,400.00	\$ 3,500.00	\$ 7,000.00
41	0	EA	Metal Gate and Trail Bollard	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
42	6	EA	Hinged Barrier Bollard	\$ 350.00	\$ 2,100.00	\$ 750.00	\$ 4,500.00	\$ 900.00	\$ 5,400.00	\$ 560.00	\$ 3,360.00	\$ 500.00	\$ 3,000.00
43	12	EA	Permanent Bollard	\$ 275.00	\$ 3,300.00	\$ 450.00	\$ 5,400.00	\$ 300.00	\$ 3,600.00	\$ 560.00	\$ 6,720.00	\$ 300.00	\$ 3,600.00
44	12,888	SF	Permeable Pavement	\$ 4.81	\$ 61,991.28	\$ 2.50	\$ 32,220.00	\$ 4.62	\$ 59,542.56	\$ 4.25	\$ 54,774.00	\$ 5.00	\$ 64,440.00
Total				\$ 314,051.28		\$ 315,131.75		\$ 329,881.31		\$ 341,740.25		\$ 344,649.00	

David T. Brown 11/20/08 Item # 21
 David T. Brown, PE
 City Engineer

SOUTH TAR RIVER GREENWAY PROJECT
BASE BID - PHASE I
BID OPENING - THURSDAY, NOVEMBER 20, 2008 - 2:00 PM
BID TABULATION SHEET

Item	Quantity	Unit	Description	Charles Hughes Construction & Realty		Lanier Construction Co., Inc.		Narron Contracting, Inc.		Burney & Burney Construction, Inc.	
				Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost
1	1	LS	Mobilization	\$ 10,600.00	\$ 10,600.00	\$ 13,500.00	\$ 13,500.00	\$ 28,004.90	\$ 28,004.90	\$ 1,280.00	\$ 1,280.00
2	0.8	AC	Clearing and Grubbing	\$ 7,500.00	\$ 6,000.00	\$ 6,500.00	\$ 5,200.00	\$ 14,000.00	\$ 11,200.00	\$ 10,240.00	\$ 8,192.00
3	10	IN-D	Supplemental Clearing	\$ 20.00	\$ 200.00	\$ 20.00	\$ 200.00	\$ 70.00	\$ 700.00	\$ 448.00	\$ 4,480.00
4	2,700	LF	Construction Fence	\$ 2.50	\$ 6,750.00	\$ 4.00	\$ 10,800.00	\$ 3.00	\$ 8,100.00	\$ 2.56	\$ 6,912.00
5	700	CY	Unclassified Excavation	\$ 10.00	\$ 7,000.00	\$ 15.00	\$ 10,500.00	\$ 20.00	\$ 14,000.00	\$ 10.24	\$ 7,168.00
6	0	CY	Borrow Excavation	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
7	10	CY	Undercut Excavation	\$ 10.00	\$ 100.00	\$ 20.00	\$ 200.00	\$ 40.00	\$ 400.00	\$ 12.80	\$ 128.00
8	1,130	TON	Aggregate Base Course	\$ 24.00	\$ 27,120.00	\$ 29.60	\$ 33,448.00	\$ 30.00	\$ 33,900.00	\$ 32.00	\$ 36,160.00
9	8,221	SY	Removal of Existing Asphalt Pavement	\$ 4.50	\$ 36,994.50	\$ 3.50	\$ 28,773.50	\$ 3.50	\$ 28,773.50	\$ 2.56	\$ 21,045.76
10	5,878	LF	Removal of Existing Curb and Gutter	\$ 3.00	\$ 17,634.00	\$ 7.00	\$ 41,146.00	\$ 20.00	\$ 117,560.00	\$ 8.96	\$ 52,666.88
11	35	SY	Geotextile	\$ 4.50	\$ 157.50	\$ 3.00	\$ 105.00	\$ 5.00	\$ 175.00	\$ 5.12	\$ 179.20
12	0	TON	Plain Rip Rap, Class I	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
13	36	TON	Plain Rip Rap, Class B	\$ 35.00	\$ 1,260.00	\$ 42.10	\$ 1,515.60	\$ 35.00	\$ 1,260.00	\$ 43.75	\$ 1,575.00
14	3,280	LF	Temporary Silt Fence	\$ 2.50	\$ 8,200.00	\$ 2.50	\$ 8,200.00	\$ 3.00	\$ 9,840.00	\$ 3.84	\$ 12,595.20
15	5	TON	Sediment Control Stone	\$ 35.00	\$ 175.00	\$ 46.00	\$ 230.00	\$ 55.00	\$ 275.00	\$ 40.96	\$ 204.80
16a	32	LF	12" HDPE Pipe Culverts	\$ 11.00	\$ 352.00	\$ 35.00	\$ 1,120.00	\$ 20.00	\$ 640.00	\$ 32.00	\$ 1,024.00
16b	68	LF	18" HDPE Pipe Culverts	\$ 22.00	\$ 1,496.00	\$ 40.00	\$ 2,720.00	\$ 30.00	\$ 2,040.00	\$ 46.00	\$ 3,128.00
16c	0	LF	24" HDPE Pipe Culverts	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
16d	28	LF	18" RC Pipe Culverts, Class III	\$ 22.00	\$ 616.00	\$ 45.00	\$ 1,260.00	\$ 35.00	\$ 980.00	\$ 32.00	\$ 896.00
17a	0	LS	20' - Dual 24" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3F)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17b	0	LS	40' - Dual 24" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3C)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17c	0	LS	36' - 54" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3B)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17d	0	LS	40' - 54" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3E)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17e	0	LS	24' - 60" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3D)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
18	0	EA	Concrete Endwalls	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
19	1	EA	Frame with Grate & Hood, Std. 840.03, Type E	\$ 400.00	\$ 400.00	\$ 410.00	\$ 410.00	\$ 550.00	\$ 550.00	\$ 416.00	\$ 416.00
20	13	EA	Frame with Two Grates, Std. 840.16	\$ 400.00	\$ 5,200.00	\$ 450.00	\$ 5,850.00	\$ 400.00	\$ 5,200.00	\$ 403.20	\$ 5,241.60
21	1	EA	Masonry Drainage Structures	\$ 1,000.00	\$ 1,000.00	\$ 1,250.00	\$ 1,250.00	\$ 2,200.00	\$ 2,200.00	\$ 1,536.00	\$ 1,536.00
22	12	EA	Convert Existing CB to DI	\$ 500.00	\$ 6,000.00	\$ 850.00	\$ 10,200.00	\$ 1,000.00	\$ 12,000.00	\$ 1,152.00	\$ 13,824.00
23	80	TON	Asph. Conc. Intermediate Course, Type I19.0B	\$ 86.20	\$ 6,896.00	\$ 175.00	\$ 14,000.00	\$ 92.00	\$ 7,360.00	\$ 92.92	\$ 7,433.60
24	460	TON	Asph. Conc. Surface Course, Type SF9.5A	\$ 86.20	\$ 39,652.00	\$ 175.00	\$ 80,500.00	\$ 80.00	\$ 36,800.00	\$ 92.92	\$ 42,743.20
25	35	TON	AsphBinder for Plant Mix, Grade PG64-22	\$ 597.14	\$ 20,899.90	\$ 450.00	\$ 15,750.00	\$ 620.00	\$ 21,700.00	\$ 1,126.40	\$ 39,424.00
26	985	LF	2'-6" Concrete Curb and Gutter	\$ 16.00	\$ 15,760.00	\$ 14.50	\$ 14,282.50	\$ 15.00	\$ 14,775.00	\$ 20.48	\$ 20,172.80
27	300	LF	Roll-Type Curb and Gutter	\$ 16.00	\$ 4,800.00	\$ 13.00	\$ 3,900.00	\$ 15.00	\$ 4,500.00	\$ 20.48	\$ 6,144.00
28	2.70	AC	Seeding and Mulching	\$ 2,178.00	\$ 5,880.60	\$ 2,350.00	\$ 6,345.00	\$ 1,800.00	\$ 4,860.00	\$ 2,176.00	\$ 5,875.20
29	512	LF	Thermoplastic Pavement Marking Lines (4")	\$ 1.50	\$ 767.25	\$ 3.00	\$ 1,534.50	\$ 3.30	\$ 1,687.95	\$ 25.60	\$ 13,094.40
30	10	EA	Thermoplastic Pavement Marking Symbol	\$ 400.00	\$ 4,000.00	\$ 150.00	\$ 1,500.00	\$ 250.00	\$ 2,500.00	\$ 19.20	\$ 192.00
31	0	EA	Pedestrian Crosswalk	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
32	0	LF	Concrete Trail to Boardwalk Transition	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
33	0	LF	Timber Boardwalk Support Piles	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
34	0	LF	Boardwalk	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
35	3	EA	Litter Receptacle System	\$ 1,200.00	\$ 3,600.00	\$ 977.50	\$ 2,932.50	\$ 1,000.00	\$ 3,000.00	\$ 634.88	\$ 1,904.64
36	0	EA	Park Bench	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
37	0	EA	Picnic Bench	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
38	1	LS	Greenway Signs	\$ 5,955.00	\$ 5,955.00	\$ 3,910.00	\$ 3,910.00	\$ 6,000.00	\$ 6,000.00	\$ 4,678.40	\$ 4,678.40
			Sign Breakdown: Trail Marker (4), Pedestrian		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
			Directional (4), Regulatory (4), Confidence Marker (5)		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
39	1	EA	Trailhead Signs	\$ 3,500.00	\$ 3,500.00	\$ 3,600.00	\$ 3,600.00	\$ 800.00	\$ 800.00	\$ 3,136.00	\$ 3,136.00
40	2	EA	Information Kiosk	\$ 5,180.00	\$ 10,360.00	\$ 3,800.00	\$ 7,600.00	\$ 2,000.00	\$ 4,000.00	\$ 7,539.20	\$ 15,078.40
41	0	EA	Metal Gate and Trail Bollard	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
42	6	EA	Hinged Barrier Bollard	\$ 700.00	\$ 4,200.00	\$ 1,850.00	\$ 11,100.00	\$ 600.00	\$ 3,600.00	\$ 564.42	\$ 3,386.52
43	12	EA	Permanent Bollard	\$ 700.00	\$ 8,400.00	\$ 1,100.00	\$ 13,200.00	\$ 450.00	\$ 5,400.00	\$ 1,189.99	\$ 14,279.88
44	12,888	SF	Permeable Pavement	\$ 6.82	\$ 87,896.16	\$ 8.50	\$ 109,548.00	\$ 15.00	\$ 193,320.00	\$ 25.53	\$ 329,030.64
Total					\$ 359,821.91		\$ 466,330.60		\$ 588,101.35		\$ 685,226.12

David T. Brown 11/20/08 Item # 21
David T. Brown, PE
City Engineer

SOUTH TAR RIVER GREENWAY PROJECT
ALTERNATE BID
BID OPENING - THURSDAY, NOVEMBER 20, 2008 - 2:00 PM
BID TABULATION SHEET

Item	Quantity	Unit	Description	Jones & Smith Contractors, LLC.		E.R. Lewis Construction Co. Inc.		Hine Sitework, Inc.		Atwell Construction Company, Inc.		Smith Contracting, Inc.	
				Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost
1	1	LS	Mobilization	\$ 1,000.00	\$ 1,000.00	\$ 1,750.00	\$ 1,750.00	\$ 1,562.00	\$ 1,562.00	\$ 3,000.00	\$ 3,000.00	\$ 4,000.00	\$ 4,000.00
2	0.5	AC	Clearing and Grubbing	\$ 7,000.00	\$ 3,500.00	\$ 10,000.00	\$ 5,000.00	\$ 6,000.00	\$ 3,000.00	\$ 7,000.00	\$ 3,500.00	\$ 7,000.00	\$ 3,500.00
3	40	IN-D	Supplemental Clearing	\$ 50.00	\$ 2,000.00	\$ 50.00	\$ 2,000.00	\$ 50.00	\$ 2,000.00	\$ 56.00	\$ 2,240.00	\$ 100.00	\$ 4,000.00
4	685	LF	Construction Fence	\$ 4.00	\$ 2,740.00	\$ 3.00	\$ 2,055.00	\$ 1.50	\$ 1,027.50	\$ 2.50	\$ 1,712.50	\$ 2.95	\$ 2,020.75
5	600	CY	Unclassified Excavation	\$ 6.00	\$ 3,600.00	\$ 28.00	\$ 16,800.00	\$ 36.00	\$ 21,600.00	\$ 7.50	\$ 4,500.00	\$ 36.00	\$ 21,600.00
6	0	CY	Borrow Excavation	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
7	5	CY	Undercut Excavation	\$ 40.00	\$ 200.00	\$ 40.00	\$ 200.00	\$ 25.00	\$ 125.00	\$ 32.00	\$ 160.00	\$ 25.00	\$ 125.00
8	315	TON	Aggregate Base Course	\$ 23.00	\$ 7,245.00	\$ 22.00	\$ 6,930.00	\$ 21.50	\$ 6,772.50	\$ 24.00	\$ 7,560.00	\$ 20.00	\$ 6,300.00
9	0	SY	Removal of Existing Asphalt Pavement	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
10	0	LF	Removal of Existing Curb and Gutter	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
11	0	SY	Geotextile	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
12	0	TON	Plain Rip Rap, Class I	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
13	0	TON	Plain Rip Rap, Class B	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
14	0	LF	Temporary Silt Fence	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
15	0	TON	Sediment Control Stone	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
16a	0	LF	12" HDPE Pipe Culverts	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
16b	0	LF	18" HDPE Pipe Culverts	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
16c	0	LF	24" HDPE Pipe Culverts	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
16d	0	LF	18" RC Pipe Culverts, Class III	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17a	0	LS	20' - Dual 24" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3F)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17b	0	LS	40' - Dual 24" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3C)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17c	0	LS	36' - 54" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3B)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17d	0	LS	40' - 54" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3E)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17e	0	LS	24' - 60" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3D)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
18	0	EA	Concrete Endwalls	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
19	0	EA	Frame with Grate & Hood, Std. 840.03, Type E	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
20	0	EA	Frame with Two Grates, Std. 840.16	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
21	0	EA	Masonry Drainage Structures	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
22	0	EA	Convert Existing CB to DI	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
23	0	TON	Asph. Conc. Intermediate Course, Type I19.0B	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
24	90	TON	Asph. Conc. Surface Course, Type SF9.5A	\$ 115.00	\$ 10,350.00	\$ 107.00	\$ 9,630.00	\$ 135.00	\$ 12,150.00	\$ 109.00	\$ 9,810.00	\$ 150.00	\$ 13,500.00
25	10	TON	AsphBinder for Plant Mix, Grade PG64-22	\$ 125.00	\$ 1,250.00	\$ 800.00	\$ 8,000.00	\$ 142.00	\$ 1,420.00	\$ 900.00	\$ 9,000.00	\$ 150.00	\$ 1,500.00
26	0	LF	2'-6" Concrete Curb and Gutter	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
27	0	LF	Roll-Type Curb and Gutter	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
28	0.30	AC	Seeding and Mulching	\$ 2,000.00	\$ 600.00	\$ 2,750.00	\$ 825.00	\$ 1,800.00	\$ 540.00	\$ 4,400.00	\$ 1,320.00	\$ 2,000.00	\$ 600.00
29	0	LF	Thermoplastic Pavement Marking Lines (4")	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
30	0	EA	Thermoplastic Pavement Marking Symbol	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
31	0	EA	Pedestrian Crosswalk	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
32	0	LF	Concrete Trail to Boardwalk Transition	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
33	0	LF	Timber Boardwalk Support Piles	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
34	0	LF	Boardwalk	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
35	0	EA	Litter Receptacle System	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
36	0	EA	Park Bench	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
37	0	EA	Picnic Bench	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
38	1	LS	Greenway Signs	\$ 1,000.00	\$ 1,000.00	\$ 1,800.00	\$ 1,800.00	\$ 1,750.00	\$ 1,750.00	\$ 1,250.00	\$ 1,250.00	\$ 2,100.00	\$ 2,100.00
			Sign Breakdown: Regulatory (3), Confidence Marker (4)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
39	0	EA	Metal Gate and Trail Bollard	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
40	2	EA	Hinged Barrier Bollard	\$ 390.00	\$ 780.00	\$ 750.00	\$ 1,500.00	\$ 900.00	\$ 1,800.00	\$ 560.00	\$ 1,120.00	\$ 500.00	\$ 1,000.00
41	4	EA	Permanent Bollard	\$ 325.00	\$ 1,300.00	\$ 450.00	\$ 1,800.00	\$ 300.00	\$ 1,200.00	\$ 566.00	\$ 2,264.00	\$ 300.00	\$ 1,200.00
42	0	SF	Permeable Pavement	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total					\$ 35,565.00		\$ 58,290.00		\$ 54,947.00		\$ 47,436.50		\$ 61,445.75

David T. Brown 11/20/08
David T. Brown, PE
City Engineer
Item # 21

SOUTH TAR RIVER GREENWAY PROJECT
ALTERNATE BID
BID OPENING - THURSDAY, NOVEMBER 20, 2008 - 2:00 PM
BID TABULATION SHEET

Item	Quantity	Unit	Description	Charles Hughes Construction & Realty		Lanier Construction Co., Inc.		Narron Contracting, Inc.		Burney & Burney Construction, Inc.	
				Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost
1	1	LS	Mobilization	\$ 1,250.00	\$ 1,250.00	\$ 1,695.00	\$ 1,695.00	\$ 2,672.00	\$ 2,672.00	\$ 1,280.00	\$ 1,280.00
2	0.5	AC	Clearing and Grubbing	\$ 7,500.00	\$ 3,750.00	\$ 6,500.00	\$ 3,250.00	\$ 14,000.00	\$ 7,000.00	\$ 10,240.00	\$ 5,120.00
3	40	IN-D	Supplemental Clearing	\$ 20.00	\$ 800.00	\$ 20.00	\$ 800.00	\$ 70.00	\$ 2,800.00	\$ 448.00	\$ 17,920.00
4	685	LF	Construction Fence	\$ 2.50	\$ 1,712.50	\$ 4.00	\$ 2,740.00	\$ 3.00	\$ 2,055.00	\$ 2.56	\$ 1,753.60
5	600	CY	Unclassified Excavation	\$ 10.00	\$ 6,000.00	\$ 15.00	\$ 9,000.00	\$ 20.00	\$ 12,000.00	\$ 10.24	\$ 6,144.00
6	0	CY	Borrow Excavation	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
7	5	CY	Undercut Excavation	\$ 25.00	\$ 125.00	\$ 20.00	\$ 100.00	\$ 40.00	\$ 200.00	\$ 12.80	\$ 64.00
8	315	TON	Aggregate Base Course	\$ 25.00	\$ 7,875.00	\$ 29.60	\$ 9,324.00	\$ 30.00	\$ 9,450.00	\$ 32.00	\$ 10,080.00
9	0	SY	Removal of Existing Asphalt Pavement	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
10	0	LF	Removal of Existing Curb and Gutter	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
11	0	SY	Geotextile	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
12	0	TON	Plain Rip Rap, Class I	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
13	0	TON	Plain Rip Rap, Class B	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
14	0	LF	Temporary Silt Fence	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
15	0	TON	Sediment Control Stone	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
16a	0	LF	12" HDPE Pipe Culverts	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
16b	0	LF	18" HDPE Pipe Culverts	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
16c	0	LF	24" HDPE Pipe Culverts	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
16d	0	LF	18" RC Pipe Culverts, Class III	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17a	0	LS	20' - Dual 24" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3F)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17b	0	LS	40' - Dual 24" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3C)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17c	0	LS	36' - 54" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3B)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17d	0	LS	40' - 54" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3E)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
17e	0	LS	24' - 60" Corrugated Aluminum Pipe Culvert Assembly, (Dwg. 3D)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
18	0	EA	Concrete Endwalls	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
19	0	EA	Frame with Grate & Hood, Std. 840.03, Type E	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
20	0	EA	Frame with Two Grates, Std. 840.16	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
21	0	EA	Masonry Drainage Structures	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
22	0	EA	Convert Existing CB to DI	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
23	0	TON	Asph. Conc. Intermediate Course, Type I19.0B	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
24	90	TON	Asph. Conc. Surface Course, Type SF9.5A	\$ 86.20	\$ 7,758.00	\$ 175.00	\$ 15,750.00	\$ 80.00	\$ 7,200.00	\$ 92.92	\$ 8,362.80
25	10	TON	AsphBinder for Plant Mix, Grade PG64-22	\$ 597.14	\$ 5,971.40	\$ 450.00	\$ 4,500.00	\$ 620.00	\$ 6,200.00	\$ 1,126.40	\$ 11,264.00
26	0	LF	2'-6" Concrete Curb and Gutter	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
27	0	LF	Roll-Type Curb and Gutter	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
28	0.30	AC	Seeding and Mulching	\$ 2,178.00	\$ 653.40	\$ 2,350.00	\$ 705.00	\$ 1,800.00	\$ 540.00	\$ 2,176.00	\$ 652.80
29	0	LF	Thermoplastic Pavement Marking Lines (4")	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
30	0	EA	Thermoplastic Pavement Marking Symbol	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
31	0	EA	Pedestrian Crosswalk	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
32	0	LF	Concrete Trail to Boardwalk Transition	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
33	0	LF	Timber Boardwalk Support Piles	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
34	0	LF	Boardwalk	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
35	0	EA	Litter Receptacle System	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
36	0	EA	Park Bench	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
37	0	EA	Picnic Bench	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
38	1	LS	Greenway Signs	\$ 2,325.00	\$ 2,325.00	\$ 2,200.00	\$ 2,200.00	\$ 3,000.00	\$ 3,000.00	\$ 1,964.00	\$ 1,964.00
			Sign Breakdown: Regulatory (3), Confidence Marker (4)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
39	0	EA	Metal Gate and Trail Bollard	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
40	2	EA	Hinged Barrier Bollard	\$ 2,000.00	\$ 4,000.00	\$ 1,850.00	\$ 3,700.00	\$ 600.00	\$ 1,200.00	\$ 493.25	\$ 986.50
41	4	EA	Permanent Bollard	\$ 2,000.00	\$ 8,000.00	\$ 1,100.00	\$ 4,400.00	\$ 450.00	\$ 1,800.00	\$ 1,151.07	\$ 4,604.28
42	0	SF	Permeable Pavement	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total					\$ 50,220.30		\$ 58,164.00		\$ 56,117.00		\$ 70,195.98

David T. Brown 11/20/08 Item # 21
David T. Brown, PE
City Engineer



City of Greenville, North Carolina

Meeting Date: 12/8/2008
Time: 6:00 PM

Title of Item: Interlocal Agreement with Hyde County for building inspection services

Explanation: Pursuant to a request for an interlocal agreement between the City of Greenville and Hyde County to provide supplemental building inspection services three days a week. The arrangement allows Hyde County to meet the demands for inspection services within its corporate jurisdictional area and allows Greenville to maintain its staff during a period of reduced workload. The arrangement benefits both the City of Greenville and Hyde County. In order to accomplish this arrangement, an Interlocal Agreement is required.

A copy of the proposed Interlocal Agreement is attached. It provides for the following:

1. Greenville provides Hyde County with an experienced inspector with Level II or greater certification in all trades (plumbing, mechanical, electrical, general building, and fire).
2. The inspector works 3 days per week in Hyde County. The city manager of Greenville and county manager of Hyde can agree to a lesser or greater number of days per week.
3. Hyde County pays Greenville \$37.50 per hour worked by the inspector in Hyde County. Hyde County also provides a vehicle to the inspector while he performs inspection services in Hyde County.
4. The Agreement is for an initial term of 6 months but can be extended for additional terms of 6 months by agreement of the city manager of Greenville and the county manager of Hyde. Also, it can be terminated at any time upon 15 days notice.

Fiscal Note: No City funds required. It is estimated that the agreement will generate about \$4,000 per month in revenue for the General Fund.

Recommendation: Approve the attached Interlocal Agreement for supplemental building inspection services to be provided to Hyde County.

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

Attachments / click to download

 [2008_Hyde_County_Inspection_Services_Interlocal_Agreement_798434](#)

**NORTH CAROLINA
PITT COUNTY**

**INTERLOCAL
AGREEMENT**

THIS AGREEMENT, made and entered into this the ___ day of December, 2008, by and between the City of Greenville, a municipal corporation organized and existing pursuant to the laws of the State of North Carolina, Party of the First Part and hereinafter referred to as GREENVILLE, and Hyde County, a body politic and corporate organized and existing pursuant to the laws of the State of North Carolina, Party of the Second Part and hereinafter referred to as HYDE;

WITNESSETH:

WHEREAS, GREENVILLE and HYDE have agreed to cooperate with each other in order to provide building inspection services within the territorial jurisdiction of HYDE;

WHEREAS, North Carolina General Statute 160A-413 authorizes GREENVILLE and HYDE to enter into an agreement relating to a city providing inspection services for a county; and

WHEREAS, Part 1 of Article 20 of Chapter 160A of the North Carolina General Statutes empowers GREENVILLE and HYDE to enter into an interlocal agreement in order to execute an undertaking whereby a unit of local government exercises any power, function, public enterprise, right, privilege, or immunity either jointly with or on behalf of another unit of local government;

NOW, THEREFORE, for and in consideration of the mutual benefits, covenants, and promises contained herein, the parties hereto agree as follows:

1. In accordance with the terms and conditions of this Agreement, GREENVILLE will provide to HYDE the services of an experienced building inspector in order to provide inspection services within the territorial jurisdiction of HYDE, said building inspector being hereinafter referred to as the Assisting Officer. The Assisting Officer shall be certified in the State of North Carolina as a Level II Inspector, a Probationary Level III Inspector, or a Level III Inspector in the trades of Plumbing, Mechanical, Electrical, General Building, and Fire. Prior to providing the Assisting

Officer, GREENVILLE shall identify to HYDE the person who will be the Assisting Officer. HYDE has the authority, at any time, to approve or disapprove the person who GREENVILLE provides as the Assisting Officer. If HYDE disapproves the person, and provided that GREENVILLE has another person available, then GREENVILLE shall identify another person as the Assisting Officer. The inspection services will be provided three (3) days per each week during the term of this Agreement on a schedule mutually agreed upon by GREENVILLE and HYDE. With the written agreement of the city manager of GREENVILLE and the county manager of HYDE, the services may be provided a lesser or greater number of days per week.

2. HYDE will pay GREENVILLE for the provision of inspection services within the territorial jurisdiction of HYDE by the Assisting Officer at the rate of THIRTY SEVEN AND 50/100THS DOLLARS (\$37.50) for every hour that the Assisting Officer is providing inspection services for HYDE and for any time required for conducting or participating in code or statutory enforcement proceedings or court proceedings arising from the inspection services provided under this Agreement, and for his commuting time in traveling to and from the worksite designated by HYDE and the jurisdiction of GREENVILLE. The payment of said hourly rate is the full compensation which HYDE will pay GREENVILLE for the provision of inspection services within the territorial jurisdiction of HYDE by the Assisting Officer. Payment will be made within ten (10) days after the receipt by HYDE of an invoice from GREENVILLE for the inspection services within the territorial jurisdiction of HYDE by the Assisting Officer provided during the previous month.

3. While providing inspection services within the territorial jurisdiction of HYDE, the Assisting Officer will have the same authority as building inspectors employed by HYDE and shall be subject to the supervision of the County Manager of HYDE or the person designated by the County Manager of HYDE to supervise inspection services within the territorial jurisdiction of HYDE.

4. It is understood and agreed that, at all times, the Assisting Officer is an employee of GREENVILLE and is not an employee of HYDE. The Assisting Officer shall not receive any employee benefits from HYDE. GREENVILLE shall provide the Assisting Officer employee benefits which are regularly provided to its employees pursuant to its policies.

5. GREENVILLE shall ensure that the Assisting Officer is covered, during the time the Assisting Officer is providing inspection services within the territorial jurisdiction of HYDE, by the Workers Compensation insurance which GREENVILLE regularly provides to its employees pursuant to its policies.

6. HYDE will provide the Assisting Officer with a vehicle while the Assisting Officer is conducting inspection services within the territorial jurisdiction of HYDE. GREENVILLE will be responsible for providing the Assisting Officer any commuting expense to and from the territorial jurisdiction of HYDE which GREENVILLE regularly provides to its employees pursuant to its policies.

7. HYDE will hold harmless and indemnify GREENVILLE for any claims or damages, other than workers compensation related claims, resulting from the provision of inspection services within the territorial jurisdiction of HYDE by the Assisting Officer which are within the scope of the authority of the Assisting Officer as a building inspector.

8. The term of this Agreement shall be for a period of six (6) months commencing on January 2, 2009, and terminating on June 30, 2009, unless sooner terminated pursuant to the provisions of paragraph 9. This Agreement may be extended for additional terms of six (6) months upon mutual written agreement of the city manager of GREENVILLE and the county manager of HYDE.

9. This Agreement may be terminated by mutual agreement of the parties or by either party, at any time, by the provision of at least fifteen (15) days written notice to the other party.

HYDE will pay GREENVILLE for all services rendered prior to the effective date of termination.

10. All notices, approvals, consents, requests or demands required or permitted to be given under this Agreement shall be in writing and shall be deemed sufficiently given when deposited in the mail, first-class postage prepaid, and addressed to the respective parties as follows:

GREENVILLE:
City Manager
City of Greenville
P.O. Box 7207
Greenville, NC 27835

HYDE:
County Manager
Hyde County
P.O. Box 188
30 Oyster Creek Road
Swan Quarter, NC 27885

or to such other addresses as either party shall subsequently designate by notice given in accordance with this section.

11. This Agreement constitutes the entire understanding of the parties.

12. This Agreement shall be binding upon the successors and assigns of the parties.

13. The parties will make and execute all further instruments and documents required to carry out the purposes and intent of this Agreement.

14. This Agreement shall not be modified or otherwise amended except in writing signed by the parties.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement, in duplicate originals, as of the day and year first above written, all pursuant to authority duly granted.

CITY OF GREENVILLE

By: _____
Wayne Bowers, City Manager

HYDE COUNTY

By: _____
Carl Classen, County Manager

APPROVED AS TO FORM:

David A. Holec, City Attorney
City of Greenville

PRE-AUDIT CERTIFICATION

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

Bernita Demery,
Director of Financial Services
City of Greenville

APPROVED AS TO FORM:

Carter A. Hassell, County Attorney
Hyde County

PRE-AUDIT CERTIFICATION

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

Janet E. Dodge, Finance Officer
Hyde County