



Agenda

Greenville City Council

April 9, 2007
6:00 PM
City Council Chambers
200 Martin Luther King, Jr. Drive

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I. Call Meeting To Order

II. Invocation - Mayor Parrott

III. Pledge of Allegiance

IV. Roll Call

V. Approval of Agenda

VI. Consent Agenda

1. Minutes for the March 5 and March 8, 2007 City Council meetings
2. Various tax refunds
3. General Fund loan to the Aquatics and Fitness Center Enterprise Fund for equipment purchases
4. Resolution of intent to close a portion of Chippendail Road east of West Quail Hollow Road
5. Resolution of intent to close a portion of South Watauga Avenue located south of Broad Street
6. First reading of an ordinance amending Ordinance No. 07-17 granting a taxicab franchise to James E. Sherman d/b/a Dick's Cab Company by increasing the number of taxicabs

VII. New Business

7. Presentations by boards and commissions

- a. Citizens Advisory Commission on Cable TV
8. Fallen Soldier Sculpture at the Town Common
9. Recommendation by the Recreation and Parks Commission to name the wheelchair-accessible field at Elm Street Park the "Sarah Vaughn Field of Dreams"
10. Ordinance amending City Code Section 12-1-9 "False Burglar Alarms"
11. Resolution approving Pay Plan amendments to allow organizational restructuring of the Police Department Communications Center and Records Unit
12. Fire Protection Agreement with Pactolus Volunteer Fire Department, Inc.
13. Resolution endorsing the initiation of a 10-year plan to end chronic homelessness in Greenville and Pitt County
14. Ordinance to amend the Electric Capital Projects Budget for the Dickinson Avenue Substation and resolution to allow Greenville Utilities Commission to reimburse itself from future debt financing
15. Ordinance to approve a Gas Capital Projects Budget for the Fire Tower Road Gas Improvements Project and resolution to allow Greenville Utilities Commission to reimburse itself from debt proceeds
16. Resolution authorizing bank financing for Greenville Utilities' capital projects
17. Resolution to abandon utility easements at Evans Mobile Home Park and authorize execution of a deed of release

VIII. Review of April 12, 2007 City Council agenda

IX. Comments from Mayor and City Council

X. City Manager's Report

XI. 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

XII. Adjournment



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

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- Title of Item:** Minutes for the March 5 and March 8, 2007 City Council meetings
- Explanation:** The March 5 and 8, 2007 City Council minutes are ready for Council consideration.
- Fiscal Note:** None
- Recommendation:** Approve the March 5 and 8, 2007 City Council minutes as presented.
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Viewing Attachments Requires Adobe Acrobat. [Click here](#) to download.

Attachments / click to download

- [March 5 2007 City Council Minutes](#)
 - [March 8 2007 City Council Minutes](#)
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MINUTES PROPOSED FOR ADOPTION BY CITY COUNCIL

Greenville, NC
March 5, 2007

The Greenville City Council met in a regular meeting on the above date at 6:00 PM in the City Council Chambers, third floor of City Hall, with Mayor Robert D. Parrott presiding. The meeting was called to order, followed by the invocation by Council Member Ray Craft and the pledge of allegiance to the flag. The following were present.

Mayor Robert D. Parrott
Mayor Pro-Tem Mildred A. Council
Council Member Ray Craft
Council Member Pat Dunn
Council Member Rose H. Glover
Council Member Chip Little
Council Member Larry Spell
Wayne Bowers, City Manager
Wanda T. Elks, City Clerk
David A. Holec, City Attorney

APPROVAL OF AGENDA

City Manager Bowers stated that the new Parks and Recreation Director began work today and he asked the Interim Director, Charles Williams to come forward. City Manager Bowers thanked Mr. Williams for filling in as Interim Director since January, when Boyd Lee retired. A plaque was presented to Mr. Williams for his service during this period.

City Manager Bowers stated that there are no changes to be made to the agenda.

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

CONSENT AGENDA - APPROVED

Motion was made by Council Member Craft and seconded by Council Member Spell to approve all the items under the consent agenda as listed below. Motion carried unanimously.

- (1) Minutes from the January 27, February 5, and February 8, 2007 City Council meetings
- (2) Various tax refunds

<u>Name</u>	<u>Reason</u>	<u>Amount</u>
Larry Delton Oxedine	Mobile home charged in city limits in error - 2002	\$287.75
Larry Delton Oxedine	Mobile home charged in city limits in error - 2003	\$278.23
Larry Delton Oxedine	Mobile home charged in city limits	

- in error - 2004 \$213.18
- Linwod and Mary May Vehicle charged in city limits in error \$120.34
- (3) Right-of-way encroachment agreement with R.T. Development to construct a subdivision entrance sign, landscaping, and utilities within a median in the right-of-way of West Darrell Drive (Contract No. 1579)
- (4) Right-of-way encroachment agreement with Roberson Land Development, Inc., to construct a subdivision entrance sign, landscaping, and utilities within a median in the right-of-way of Mill Creek Drive (Contract No. 1580)
- (5) First reading of an ordinance granting a taxicab franchise to Walter Koehl d/b/a Ken's Cab

PRESENTATIONS BY BOARDS AND COMMISSIONS

Affordable Housing Loan Committee

Ms. Tami Carlton, a member of the Affordable Housing Loan Committee, expressed regrets from the Chairman and Vice-Chairman, who were unable to be present because they were out of town. She gave an overview of the programs and what has taken place as of March 1, 2006. There were 351 inquiries regarding the down payment assistance programs, and the paperwork was completed on 32 intakes; applications were complete on nine. Of those, seven were approved, one was withdrawn and one was not eligible. There were four loans or grants approved through the new homes loan pool, totaling \$69,250; and five loans or grants closed this year through the HOME 45-Block Program, totaling \$50,000. The total amount of loans or grants through the down payment assistance program was \$127,250 this past year. Ms. Carlton informed the Council that staff received seven inquiries regarding elderly rehabilitation. Two applications were approved and the total loan amount was \$38,000. Approved CDBG funds were provided to the following nonprofits: Family Violence Center d/b/a New Directions (\$10,000), Flynn Christian Home (\$21,613), Greenville Community Shelter (\$15,377.84), Habitat for Humanity (\$20,000), Life d/b/a STRIVE (\$7,825), Martin County Community Action (\$20,000), and Progressive Action & Restoration (\$16,612). Emergency contingency funds of \$7,272.16 were set aside.

Ms. Carlton stated that the following amounts were provided in grant/loan programs.

<u>Program</u>	<u>Number Approved</u>	<u>Loan / Grant Amounts</u>
Downpayment Assistance (2% no interest loan- Bond Funds)	25	\$37,109.26
Downpayment Assistance (5% no interest loan- Bond Funds)	2	\$8,000.00
Elderly Rehabilitation Loans (Bond Funds)	20 (6 Paid in Full)	\$227,782.00
Self-Help Credit Union Guarantee (Bond Funds)	3	\$33,804.00
Bonnors Lane Small Street Project (HOME Funds)	1	\$5,000.00
HOME (ADDI) (Countryside Estates / Carolina Heights / 45-Block)	34	\$306,021.10
AHOP (NCHFA deferred secondary Carolina Heights and Singletree)	2	\$35,500.00
HOPE 3 (NCHFA deferred 20 years secondary Carolina Heights only)	4	\$60,000.00
HOME (NCHFA 15 yr amortized loan – existing homes only)	7 (2 Paid in Full)	\$36,200.00
NCHFA New Homes Loan Pool 2003 (deferred 30 years- Countryside Estates)	4	\$76,959.00
NCHFA New Homes Loan Pool 2004 (deferred 30 years-	9	\$170,722.00

Countryside Estates)		
NCHFA New Homes Loan Pool 2005 (deferred 30 years- Countryside Estates)	11	\$224,607.00
NCHFA New Homes Loan Pool 2006 (deferred 30 years- Countryside Estates or West Greenville)	4	\$69,250.00
Non-Profits Funded (CDBG)	20	\$1,246,800.00
	Total:	\$2,537,754.36

New home construction was completed in the past year as follows:

Subdivision / # homes	Prior Year Sales	3/1/06 – 2/28/07 Sales	Total Units
Singletree (24)	24	Project Completed	24
Carolina Heights (15)	15	Project Completed	15
Red Oak (1)	1	Project Completed	1
Countryside Estates (105)	92	10	102
West Greenville Infill Project	0	4	4
		Total:	146

Ms. Carlton stated that the Committee has set just compensation for 42 properties within the West Greenville Revitalization Area at a value of over \$561,300.00. The first four new homes built in West Greenville have sold. There are 4 homes under construction on Martin Luther King Jr. Dr., with 5 new homes pending within the West Greenville Area. The Affordable Housing Loan Committee has updated the HOME grant to a 20% of sales prices grant with a maximum of \$20,000 with a 15-year forgiveness term. Five families have completed the Homeownership Academy program and are working toward buying homes within the West Greenville Revitalization Area. The Academy was created to educate residents in the home buying process and to prepare them financially (credit, budgeting, etc.) to purchase home within the West Greenville Revitalization Area.

Ms. Carlton gave a brief summary of the various programs handled by the Affordable Housing Loan Committee.

- The Affordable Housing Bond 5% No Interest Loan Program is designed to assist potential low to moderate income, first time homebuyers with downpayment or closing costs. Loans of up to 5% of the sales price of the home may be available to qualified borrowers meeting program guidelines. Assistance will be in the form of a secured loan amortized for 48 or 60 months at 0% interest.
- The HOME Downpayment Assistance Program is designed to assist potential low to moderate income, first time homebuyers with downpayment assistance to purchase a home within the 45-Block Revitalization Area or the Countryside Estates Subdivision. A No Interest Forgivable Loan of up to 20% of the sales price of the home with a cap of \$20,000.00 may be available to qualified borrowers meeting program guidelines below. Assistance will be in the form of a secured no interest loan, forgiven by 1/15 of the original

principal balance on an annual basis for the 15-year recapture period. Funds can be combined with other assistance programs but in no case can an applicant receive more than 20% of the sales price of the home from City of Greenville subsidies.

- The North Carolina Housing Finance Agency (NCHFA) 20% Deferred Loan provides an interest-free, deferred payment second mortgage loan of up to 20% of the home's sales price with a maximum of \$20,000.00 for new construction within the Countryside Estates Subdivision or the West Greenville New Home Construction Program.
- The Elderly/Disabled Rehabilitation Program assist residents that are retired, often on a fixed income and living in less than habitable housing. The program assists them to repair their homes and bring them up to standards. During the past year, the City received 7 inquiries for rehab assistance, with 2 applications completed and reviewed by the Committee. Two were approved for assistance for a total loan amount of \$38,000.00.

Ms. Carlton concluded by stating that to date, over \$2,537,754.36 has been expended in grants and loans for downpayment assistance, elderly rehabilitation loans and non-profit funding.

Firemen's Relief Fund Committee

Ms. Wanda Elks, Secretary of the Firemen's Relief Fund Committee, announced that the Chairman is going to be unable to attend the meeting. She stated that there are five members of the Committee, with two being appointed by the City Council, two by the firemen and one by the North Carolina Insurance Commissioner. The Committee is a State-mandated committee established to administer State supplemental retirement funds for retired firemen. Since the initial establishment of the committee, the purpose of administering the college scholarship fund has been added. Funding used by the committee comes from interest on funds and ½ of one percent of fire insurance premiums. The Committee typically meets twice a year. It last met in January 2007 to approve the state supplemental retirement funds for retired firemen. In January, \$25,000 was divided and distributed to the 49 retired firemen, with amounts varying depending on employment time. In May 2006, the Committee approved four college scholarships based on merit and need to children of firefighters. Students are eligible for \$2000 scholarship for a four-year institution and \$1000 for a two-year institution. The Firemen's Relief Fund Committee will meet again on May 11, 2007 to consider scholarship applications.

HUMAN RELATIONS COUNCIL 2007-2011 STRATEGIC PLAN

Ms. Franceine Pena, Chairman of the Human Relations Council, informed the Council that planning sessions were held on May 12 and December 12 to map out the future of the Human Relations in Greenville. It adopted the mission statement of "The Greenville Human Relations Council seeks to serve as advocate for all people in pursuit of human and economic relationships, to promote activities, education and programs which enhance human dignity, equal opportunity, mutual respect and harmony among the many different citizens of Greenville". The vision statement is "The vision of the Greenville Human Relations Council is for an inclusive community where trust, acceptance, fairness and equity are community norms". The purpose of a Human Relations Department would be to promote a positive program of nondiscrimination for the City of Greenville and to make reports and recommendations to the Human Relations

Council and City Council on issues regarding fair housing, race/human relations, ADA, hate crimes and other concerns under the purview of the Human Relations Department. The following short-term goals and objectives were adopted.

- Goal #1: Establish a Human Relations Department. The present position manpower addressing human relations is not compatible with other municipalities. Goldsboro, with a population of 38,519, has three full-time positions; Wilson, with a population of 47,500, has three full-time positions; Rocky Mount, with a population of 58,000, has six full-time positions; and Greenville, with a population of 68,977, has one full-time position.
- Goal #2: Join the National League of Cities “Inclusive Communities Campaign”. This is an opportunity to reaffirm the City’s commitment to sustaining a community fostering dignity and individual respect.
- Goal #3: Promote decent/safe affordable housing.
- Goal #4. Ensure equal opportunities in housing.
- Goal #5. Measure and monitor community, human relations and civil rights issue. This will provide an opportunity to better serve a growing diverse community by gathering and sharing information with City of Greenville residents.
- Goal #6: Educate the community on human and civil rights. This will involve assisting the community with resources and support efforts to increase acceptance and build inclusion.
- Goal #7: Encourage adherence to federal and state civil rights laws. This can be done by building coalitions and formulating widespread support for policies that promote inclusiveness.

Ms. Pena continued by stating that the long-term goal and objective was to adopt a fair housing ordinance for the City of Greenville, which would give the Human Relations Council and staff the authority to investigate and resolve complaints alleging discrimination in housing which violates Federal and State Fair Housing Laws. Ms. Pena concluded by stating that the two recommendations that came out of the Strategic Plan are:

- Recommendation #1: Establish a Human Relations Department with a Human Relations Director, Human Relations Specialist, and Administrative Secretary.
- Recommendation #2: Join the National League of Cities “Inclusive Communities Campaign” by adopting a resolution supporting the City’s commitment to work towards building an inclusive community and a proclamation declaring the week of September 24-28, 2007 as Race Equality Week.

Mayor Pro-Tem Council stated that these were great recommendations and that she hoped the City would follow through. Other cities across the country are doing this.

Council Member Glover commended the Human Relations Council and staff for the work they have done. These are excellent recommendations and an excellent report. The NLC Inclusive Cities Campaign has been going on for about three years, and a lot has gone into it. She thanked the Commission and the Assistant City Manager, who has been working, as well, to make it happen.

Upon being asked if staff had had an opportunity to look and see how this fits into the budget, the City Manager responded that it would require a budget amendment.

Council Member Little reminded the Council that the March 8 agenda includes consideration of the joint inclusive city campaign, and it is hoped that it will be adopted then. He stated that there are some logistics that may need to be worked out.

Council Member Glover stated that the Human Relations Council has not been given the authority as to what they can do. There are a lot of issues a Human Relations Department could work on, such as rent control.

Council Member Dunn stated that as liaison to the Human Relations Council, she knows it has worked hard. She suggested that staff work on this and come back with a proposal.

REQUEST BY THE ENVIRONMENTAL ADVISORY COMMISSION FOR CITY COUNCIL TO SUPPORT THE US CONFERENCE OF MAYORS' CLIMATE PROTECTION AGREEMENT BY DECLARING GREENVILLE A "COOL CITY" - APPROVED

City Manager Bowers stated that a request had been received by the Environmental Advisory Commission for City Council to support the US Conference of Mayors' Climate Protection Agreement by declaring Greenville a "Cool City".

Dr. Jim Kenny of the Environmental Advisory Commission, stated that this is a team effort of Mary Alsentzer, Wayne Caldwell and Jim Kenny that began two years ago with the US Conference of Mayors and strongly supported by the Sierra Club. He presented letters written by students regarding Cool Cities. Dr. Kenny gave a presentation regarding global warming happening as a result of ice caps melting, carbon dioxide in the atmosphere increasing, the ocean temperature warming and the weather being more severe. Humans are partially responsible because of automobile and energy usage and deforestation. Greenhouse gas emissions are tremendously increasing, decreasing greenhouse gas emissions, ozone and particulates which improve public health through prevention, lower energy bills, save taxpayers' dollars, and protect the environment. The possible actions that can be taken by the City are to purchase fuel efficient vehicles, make building code changes, implement differential refuse fees for recycling, promote and utilize the GUC E-300 program, retrofit to reduce diesel emissions, have energy reduction incentive programs, and have a differential automobile tax. Dr. Kenny concluded by stating that Greenville has an opportunity to take a proactive lead in eastern North Carolina by implementing a Cool Cities Program, which will benefit taxpayers and make Greenville a more desirable community.

Mayor Parrott suggested directing staff to look into this and come back with some type of recommendation.

City Manager Bowers stated that staff has been working with the Environmental Advisory Commission and is comfortable with the recommendations. They are all possible suggestions. A change in policy would have to come back to Council. The Environmental Advisory Commission is asking for a statement that the City Council supports this. The Mayor can sign off on it and that would be direction that efforts are underway. Staff is comfortable with this if the Council is.

Motion was made by Council Member Dunn and seconded by Council Member Spell to support the US Mayor's Climate Protection Agreement and declare Greenville a "Cool City". Motion carried unanimously. (Contract No. 1581)

REQUEST BY PITT COUNTY MEMORIAL HOSPITAL FOR THE CITY TO PARTICIPATE IN FUNDING OF THE HIGHWAY 43 WIDENING PROJECT - APPROVED

City Manager Bowers stated that a request was received by Pitt County Memorial Hospital for the City to participate in funding the Highway 43 widening project. Staff has been working on this project for about three years, and \$250,000 has been placed in Capital Reserve in anticipation of the request.

Mr. Joel Butler, Chief External Affairs Officer of University Health Systems, stated that this would involve the widening of Highway 43 North to a four-lane divided highway from Paladin Road to US 264 Bypass, which is about 1.2 miles. With expansion of the Brody School of Medicine, Allied Health, the Cardiovascular Center and other ancillary businesses, it is going to be a crowded area. Discussions are underway to try to widen NC 43 and make it an additional gateway into downtown Greenville through the revitalized area. When discussions first began, the widening was not on the Transportation Improvement Program. Because of public safety needs, this needs to happen as soon as possible. They have been able to get the Department of Transportation to put it on the Transportation Improvement Program and get it funded; however local participation is required. The Hospital has committed \$500,000, and it is hoped that the City and East Carolina will contribute at a similar level, for a total of \$1.5 million. If so, this is a \$6 million project that the Department of Transportation is willing to start immediately.

Upon being asked about a completion date, Mr. Butler stated that the start date would be mid-2008; however, he does not have a completion date. The road will have a center median like on Hooker Road with trees and turn lanes. Rights-of-way are already acquired by the Department of Transportation, so no additional property has to be acquired. This should relieve some of the traffic on Stantonsburg Road. It is hoped that the Department of Transportation can help with signage.

Upon being asked if a study has been done to see the impact this will have on the traffic on Martin Luther King, Jr. Drive, City Manager Bowers replied that he is not aware of any specific studies. One of the main goals of the Tenth Street Connector is to take some of the traffic off of Martin Luther King, Jr. Drive and put it on Tenth Street, which will probably increase traffic coming into downtown. Staff is looking at trying to straighten out Albemarle Avenue as a part of the streetscape plan.

Council Member Glover expressed concern about how much traffic this will put in the community and stated that she would like to see a traffic study done.

Council Member Dunn asked if the additional \$250,000 would come from the FY 2007-08 budget, and City Manager Bowers recommended taking it out of the Capital Reserve for next year. The money will not all be needed up front.

Council Member Little stated that with the growth in that area, this is a great opportunity to put in infrastructure on the front side instead of having to retrofit, in addition to doing it with partners so the City doesn't have to incur all the cost. This is a win/win situation.

Appreciation was expressed to the hospital and medical community for stepping up to partner with the City on this and other projects.

Motion was made by Council Member Dunn and seconded by Council Member Glover to participate with Pitt County Memorial Hospital, East Carolina University, and North Carolina Department of Transportation to widen North Carolina Highway 43 from Paladin Drive to the 264 Bypass, and authorize the City Manager to execute the required agreement with North Carolina Department of Transportation. Motion carried unanimously. (Contract No. 1582)

INCREASE THE HOUSING REHABILITATION ASSISTANCE AMOUNT - APPROVED

Mrs. Sandra Anderson explained that because of the rising cost of construction materials and labor, it has become increasingly difficult to provide adequate housing rehabilitation assistance to owner-occupied property owners located in the West Greenville redevelopment area and 45-Block revitalization area. The Housing Division staff members are working with much larger homes, which historically were around 900 square feet and now are 1400 square feet. These homes also tend to be two-story as opposed to one-story homes. Staff would like to increase the current housing rehabilitation assistance deferred loan/grant amount from up to \$40,000 to up to \$50,000 per unit for construction cost only. In addition, the Housing Division requests consideration of a policy change to allow the cost to abate or provide interim control of lead and storage fee to be awarded as a grant, instead of a deferred loan for low to moderate income homeowners with children present in the household, physically disabled persons, and seniors 55 years old and over. The current cost to test and abate lead is between \$10,000 and \$20,000 above the rehabilitation costs per unit.

Motion was made by Council Member Little and seconded by Council Member Dunn to approve the increase in the current Housing Rehabilitation Assistance deferred loan/grant amount from up to \$40,000 to up to \$50,000 for construction cost only and approve awarding the amount of assistance to test and abate lead and provide a storage container for personal property in the form of a grant to eligible low to moderate income, owner-occupied homeowners with children, physically disabled, and seniors 55 years and over. Motion carried unanimously.

INCREASE THE MAXIMUM SALES PRICE FOR THE EMPLOYEE HOMEBUYER INCENTIVE PROGRAM FOR THE UNIVERSITY AREA - APPROVED

Mrs. Sandra Anderson stated that the University Area Homebuyer Incentive Program is designed to assist City of Greenville employees with downpayment assistance to purchase a home within the designated University Area. A no-interest, forgivable loan of \$7,500 may be available to qualified borrowers meeting program guidelines. Assistance is in the form of a secured no-interest loan, forgiven by 1/10 of the original principal balance on an annual basis for the 10-year recapture period. The home must be located in the defined University area and meet the City of Greenville's minimum housing standards. The maximum sales price for an employee to qualify for the downpayment assistance is currently \$150,000. This is a proposal to increase the maximum amount to \$200,000 because of the lack of homes for sale under \$150,000. The average sale price of homes in the University area is currently \$175,000.

It was suggested that in order to get more homeownership, the program may need to be expanded to not just include City employees.

City Manager Bowers stated that the reason it was limited in the beginning was the limited amount of funds--\$30,000 last year and \$30,000 this year. Staff thought it would be a good benefit to City employees. Raising the cap may result in four or five employees who say they are ready to move forward. If that is the case, staff would like to continue the program to serve those employees. If it doesn't, staff will come back.

Mr. Merrill Flood, Director of Community Development, stated that one of the issues has been that there is nothing in the \$150,000 range available in the University area.

Upon being asked why the amount is limited, Mr. Flood stated that it was originally felt that a limit was needed; however, if Council wishes to entertain eliminating the limit, staff can look at that.

Council Member Glover expressed that this is using taxpayers' money, and if it is not being offered to everyone, it is too biased.

Council Member Dunn stated that this program was implemented in order to try to prevent from happening in that neighborhood what is happening elsewhere. If the Council lets the neighborhood go and it sinks, the City will have to come back and spend more money to try to stabilize it and bring it back. It might be that this same program wouldn't work in every community.

Mayor Parrott suggested that if staff sees it is not working to come back to Council as soon as possible.

Council Member Little asked for a report in six months on the program. If there are people ready to do something, that will give them time to proceed. If not, the program may need to be amended.

Motion was made by Council Member Dunn and seconded by Council Member Craft to increase the maximum sales price for the employee homebuyer incentive program for the university area. Motion carried unanimously.

PLAN TO ADDRESS SALARY COMPRESSION ISSUES - APPROVED

City Manager Bowers stated that at budget time last year, Council addressed the compression issue for more senior employees, as there were several departments involved last year. With adoption of the pay plan, there were junior employees making more than senior employees in the same job. The proposed plan provides special salary adjustments to the pay rate of employees identified as the highest priority in this second round of salary compression adjustments. The proposed plan for the current fiscal year includes 27 Police Officers and 1 Fire/Rescue Officer II in pay grade 23, and 1 Police Sergeant in pay grade 25. Employees affected include the longer-service employees whose pay rate falls below the midpoint. The eligibility criteria considered include the following:

- Greater than 7 years in current position
- Annual performance reviews at an above standard rating
- Pay rate of similarly situated employees in the same position

The City Manager concluded by reporting that the cost to implement the proposed plan for the remainder of the fiscal year is \$21,383.68. Funds were appropriated in the FY 2006-2007 budget to continue addressing the salary compression issue.

Motion was made by Council Member Dunn and seconded by Council Member Craft to approve the proposed implementation plan. Motion carried unanimously. (Document No. 07-02)

AUTHORIZATION FOR THE POLICE DEPARTMENT TO TEMPORARILY RECLASSIFY A POSITION TO THE RANK AND PAY OF POLICE CAPTAIN - APPROVED

City Manager Bowers stated that on January 26, 2007, Captain Cecil Hardy announced his intent to retire from the Police Department effective January 1, 2008, after almost 30 years of service to the City of Greenville. After receiving the announcement, Chief Anderson saw this as an opportunity to utilize Captain Hardy's skills and his years of experience and reputation as a role model in the community to further the goals of the Police Department to the benefit of the community. Thus, Captain Hardy was reassigned to the Office of the Chief of Police with the duties and responsibility of carrying out the functions designed to provide support for the Department's expanded community policing efforts and to accomplish the goals and objectives set forth by City Council and the Department. The full development of the Department's comprehensive community policing plan will play an integral role in the implementation of the Department's new department-wide community policing philosophy. Upon completion of the comprehensive plan, the Department's goal is to provide collaborative support for expanding community policing efforts in the prevention of juvenile violence and gang activity in our communities. To accomplish the latter, Captain Hardy will be tasked with the development and implementation of an after-school program to target at-risk youth (Council goal), as well as development of a Police Athletic League (PAL) program and a police explorer program, another Council goal. In order to accomplish the above, the Police Department would like to temporarily

promote a replacement for Captain Hardy as soon as possible. This would necessitate temporarily increasing the authorized complement of Police Captains from three to four, while decreasing the number of Police Officer positions by one. Currently, there is only one vacancy in the Department. The additional Captain's position would be eliminated upon the retirement of Captain Hardy on January 1, 2008.

Motion was made by Council Member Craft and seconded by Council Member Glover to authorize the Police Department to temporarily reclassify a position to the rank and pay of Police Captain. Motion carried unanimously.

CONSENT FOR THE FERGUSON GROUP TO CONTRACT WITH GREENVILLE UTILITIES COMMISSION FOR FEDERAL LOBBYING SERVICES - APPROVED

City Manager Bowers reported that Greenville Utilities is interested in entering into a contract with the Ferguson Group. The Ferguson Group wanted the consent of the City Council prior to entering into such a contract since they are currently under contract with the City.

Motion was made by Council Member Dunn and seconded by Mayor Pro-Tem Council to consent to The Ferguson Group contracting with Greenville Utilities Commission for federal lobbying services. Motion carried unanimously.

CITY OF GREENVILLE-EAST CAROLINA UNIVERSITY TASK FORCE TO STUDY STUDENT-RELATED ALCOHOL ISSUES

City Manager Bowers reminded the Council that the City and East Carolina University representatives who visited Athens, Georgia, on the Chamber of Commerce sponsored trip last spring heard a report on a city-university committee in that community that addressed college student alcohol issues. These representatives recommended that a similar group be formed in Greenville. The City Council on November 6, 2006 approved the creation of a City of Greenville-East Carolina University Task Force to Study Student-Related Alcohol Issues. In February, the Pitt County Substance Abuse Coalition appointed Devinder Culver to be its representative on the Task Force. The Eastern North Carolina Council on Substance Abuse appointed Dr. David Ames. Uptown Greenville will be represented by Richard Barlow. The local judges have been requested to appoint a representative, but due to a conflict of interest concerns, cannot. The final representative will be a bar owner. The City has received a request from the Safe Communities Coalition of Pitt County to be included on the Task Force and has designated Jennifer Smith to represent their group.

Motion was made by Mayor Pro-Tem Council and seconded by Council Member Little to appoint Council Member Dunn as the Council representative on the City of Greenville-East Carolina University Task Force to Study Student-Related Alcohol Issues. Motion carried unanimously.

WASHINGTON-GREENVILLE JOINT ISSUES COMMITTEE

City Manager Bowers stated that during the joint Washington and Greenville City Council meeting on October 23, 2006, both Councils approved creating a committee to discuss issues of mutual concern. Two Council representatives need to be appointed for this committee.

Mayor Parrott suggested that Mayor Pro-Tem Council would be appropriate since it is in her district, as well as Council Members Craft or Spell.

Those expressing an interest in serving included Mayor Pro-Tem Council and Council Members Craft, Glover and Spell.

Motion was made by Council Member Little and seconded by Council Member Spell to appoint Mayor Pro-Tem Council and Council Member Craft to serve as City Council representatives on the Washington-Greenville Joint Issues Committee. Motion carried unanimously.

PROPOSED CITY OF GREENVILLE 2007 GOALS

City Manager Bowers indicated that no action is being requested on the proposed 2007 goals at this time. He asked for feedback or input from Council. The document is scheduled for Council approval on March 8.

REVIEW OF MARCH 8, 2007 CITY COUNCIL AGENDA

The Council did a cursory review of the items on the March 8, 2007 City Council Meeting agenda.

COMMENTS FROM MAYOR AND CITY COUNCIL MEMBERS

Council Member Glover asked that two resolutions regarding the Martin Luther King, Jr. Drive street renaming be considered by City Council since the decision was based on erroneous information from the State throughout the process. She recommended that it be added to the March 8 agenda.

After discussion about whether to add the item to the March 8, 2007 agenda, motion was made by Council Member Glover and seconded by Mayor Pro-Tem Council to add the following to the March 8, 2007 City Council agenda.

- (1) Resolution which amends the December 14, 2006 resolution which changed the name of US 264 to Martin Luther King Jr. Highway and existing Martin Luther King Jr. Drive to West Fifth Street.
- (2) Resolution expressing the intent of City Council to not further extend the name of existing Martin Luther King, Jr. Drive either eastward from Evans Street or westward from Memorial Drive.

Motion carried with a vote of 4:2. Mayor Pro-Tem Council and Council Members Glover, Dunn and Little voted in favor of the motion. Council Members Craft and Spell voted in opposition.

During the course of the discussion, Council Member Little suggested that ninety percent of the people on a street be in favor prior to the renaming of a street. The City Attorney was asked to draft an ordinance reflecting that change.

Staff was asked to provide estimates on the expense in having to change Martin Luther King, Jr. Drive to West Fifth Street in addition to a list of the streets that have the same names.

City Manager Bowers stated that the two resolutions would be added as the first item under new business.

Other Comments

Council Member Spell thanked the Police Community Relations Committee for the recent community meeting. He thanked the Chief of Police for listening to the people. He stated that he is looking forward to working with the Chief and the citizens to make sure they continue the partnerships.

Mayor Pro-Tem Council thanked the schools and organizations that celebrated African-American History Month. She stated that the North Carolina Black Elected Municipal Officials organization is having a contest to document community history, and she will be sharing with them. Hopefully, more of this can be done so that when the North Carolina League of Municipalities conference meets in Greenville in 2009, every city will have information provided, so they can look at what they have done, what they are doing and what they will continue to do, and so they will have places and things to share at that time. The rich history needs to be showcased in 2009.

Mayor Pro-Tem Council stated that she attended the 2007 Alzheimer's Conference last Thursday and Friday. There was an excellent turnout of people from across the country.

Council Member Dunn stated that Greenville has again received the Tree City USA designation. She expressed appreciation to Releaf, who has donated 1200 trees to the City over the years. This is another example of how organizations partner to make things better.

Council Member Glover thanked the Chief of Police and the Police Community Relations Committee for what they are doing for the City. They are allowing citizens to give input and are providing education that they didn't have before. She expressed accolades to the City Manager for seeing the need to advance community policing effort and for hiring Chief Anderson. The Chief and City Manager are doing a great job.

Mayor Pro-Tem Council congratulated Elizabeth City State University and North Carolina Central University for winning the basketball tournament in Charlotte.

Mayor Parrott congratulated the ECU Lady Pirates for winning the conference championship.

CITY MANAGER'S REPORT

City Manager Bowers stated that the North Carolina High School Athletic Association Eastern Regional Basketball Tournament was very successful. The Mayor attended the kickoff luncheon.

City Manager Bowers stated that Chief Anderson is starting on National Night Out. It will be on August 7 at the Town Common. He asked the Council Members to let him know if they are interested in serving on the planning committee.

Council Member Glover expressed that she would like to serve on the planning committee.

CLOSED SESSION

Motion was made by Council Member Spell and seconded by Council Member Little to go into closed session (1) to prevent the disclosure of information that is privileged or confidential pursuant to the law of this State or of the United States, or not considered a public record within the meaning of Chapter 132 of the General Statutes, said law rendering the information as privileged or confidential being the Open Meetings Law; (2) to establish or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; and (3) to discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body in accordance with G.S. 143-318.11(a)(4). Motion carried unanimously.

RETURN TO OPEN SESSION

Motion was made by Council Member Spell and seconded by Council Member Glover to return to open session. Motion carried unanimously.

ADJOURN

Motion was made by Council Member Glover and seconded by Mayor Pro-Tem Council to adjourn the meeting at 9:15 p.m. Motion carried unanimously.

Respectfully submitted,

Wanda T. Elks, MMC
City Clerk

MINUTES PROPOSED FOR ADOPTION BY CITY COUNCIL

Greenville, NC
March 8, 2007

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 Robert D. Parrott presiding. The meeting was called to order, followed by the invocation by Council Member Little and the pledge of allegiance to the flag. The following were present.

Mayor Robert D. Parrott
Mayor Pro-Tem Mildred A. Council
Council Member Ray Craft
Council Member Pat Dunn
Council Member Rose H. Glover
Council Member Chip Little
Council Member Larry Spell
Wayne Bowers, City Manager
Wanda T. Elks, City Clerk
David A. Holec, City Attorney

APPROVAL OF AGENDA

City Manager Bowers stated that a request had been received to continue consideration of the ordinance requested by W & A Development, LLC to rezone and annex property located at the terminus of Taylor's Creek Drive and north of Oxford Commercial Park (Items 3 and 4) until May 10, 2007. He also stated that the two items relating to the Martin Luther King, Jr. street naming were added on March 5 as the first item under New Business.

Motion was made by Council Member Little and seconded by Council Member Craft to approve the agenda with the continuance of the consideration of the ordinance requested by W & A Development, LLC to rezone and annex property located at the terminus of Taylor's Creek Drive and north of Oxford Commercial Park (Items 3 and 4) to May 10, 2007, and to place the two items relating to the Martin Luther King, Jr. Street naming immediately after the public comment period. Motion carried unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Affordable Housing Loan Committee

Council Member Glover asked that the replacement for Gloria Pearsall, who resigned, be continued until April.

Citizens Advisory Commission on Cable Television

Motion was made by Council Member Spell and seconded by Council Member Little to reappoint Norwood Bradshaw, Heather Cwiakala and Jake Postma for a first three-year term expiring March 2010. Motion carried unanimously.

Council Member Spell asked that the replacement for Tim Hudson, who resigned, be continued until April.

Police Community Relations Committee

Council Member Dunn announced the appointment of Julia Warren to fill an unexpired term expiring October 2008 replacing Carolyn Davis, who resigned.

ORDINANCE (REQUESTED BY COMMUNITY DEVELOPMENT DEPARTMENT, AS RECOMMENDED BY THE TASK FORCE ON PRESERVATION OF NEIGHBORHOODS AND HOUSING) TO REZONE PROPERTY (EXCLUDING STREET RIGHTS-OF-WAY) LOCATED BETWEEN EASTERN RIGHT-OF-WAY OF MEMORIAL DRIVE AND WESTERN RIGHT-OF-WAY OF HOOKER ROAD, SOUTH OF DICKINSON AVENUE, AND NORTH OF FAIRLANE ROAD; AND SOUTH OF FARMVILLE BOULEVARD, ALONG WESTERN RIGHT-OF-WAY OF LINE AVENUE AND NORTHERN RIGHT-OF-WAY OF MYRTLE AVENUE, AND EAST OF MEMORIAL DRIVE, FROM R6, R9, AND CH TO R6S AND R9S - ADOPTED

City Manager Wayne Bowers reported that a notice of public hearing was published in The Daily Reflector on February 26 and March 4, 2007 setting this time, date and place for a public hearing to consider a request by the Community Development Department as recommended by the Task Force on Preservation of Neighborhoods and Housing to rezone 156.21± acres (excluding street rights-of-way) located between the eastern right-of-way of Memorial Drive and the western right-of-way of Hooker Road, 1,285± feet south of Dickinson Avenue, and 480± feet north of Fairlane Road; and 110± feet south of Farmville Boulevard, along the western right-of-way of Line Avenue and the northern right-of-way of Myrtle Avenue, and 105± feet east of Memorial Drive, from R6, R9, and CH to R6S and R9S. The Planning and Zoning Commission at its February 20, 2007 meeting voted to approve the request.

Ms. Chantae Gooby stated that this is one of a series of requests to rezone neighborhoods as recommended by the Task Force on Neighborhoods and Housing. She delineated the property on a map and explained the request.

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

Motion was made by Council Member Craft and seconded by Council Member Dunn to adopt the ordinance rezoning 156.21± acres (excluding street rights-of-way) located between the eastern right-of-way of Memorial Drive and the western right-of-way of Hooker Road, 1,285± feet south of Dickinson Avenue, and 480± feet north of Fairlane Road; and 110± feet south of Farmville Boulevard, along the western right-of-way of Line Avenue and the northern right-of-

way of Myrtle Avenue, and 105± feet east of Memorial Drive, from R6, R9, and CH to R6S and R9S. Motion carried unanimously. (Ordinance No. 07-30)

ORDINANCE ANNEXING GLENN HARRIS PROPERTY LOCATED WEST OF STAR HILL FARM SUBDIVISION AND EAST OF TYSON FARMS SUBDIVISION - ADOPTED

City Manager Wayne Bowers reported that a notice of public hearing was published in The Daily Reflector on February 26 and March 4, 2007 setting this time, date and place for a public hearing to consider a request by Glenn Harris to annex 7.0989 acres located west of Star Hill Farm Subdivision and east of Tyson Farms Subdivision. This is a contiguous annexation.

Mr. Merrill Flood, Director of Community Development, delineated the property on a map and stated that the property is located in Voting District 2. The property is currently vacant and the parcels will be combined with the existing Star Hill Farm Subdivision lots. The current population is 0, and the anticipated population at full development is 0.

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

Motion was made by Council Member Council and seconded by Council Member Spell to adopt the ordinance annexing 7.0989 acres located west of Star Hill Farm Subdivision and east of Tyson Farms Subdivision. Motion carried unanimously. (Ordinance No. 07-31)

ORDINANCE ANNEXING MOORE PROPERTY LOCATED WEST OF NC HIGHWAY 33 AND EAST OF OAKHURST SUBDIVISION - ADOPTED

City Manager Wayne Bowers reported that a notice of public hearing was published in The Daily Reflector on February 26 and March 4, 2007 setting this time, date and place for a public hearing to consider a request by Moore property owner(s) to annex 19.51 acres located west of NC Highway 33 and east of Oakhurst Subdivision. This is a non-contiguous annexation.

Mr. Merrill Flood, Director of Community Development, delineated the property on a map and stated that the property is located in Voting District 4. The property is currently vacant and the proposed use is a 139,410 sq. ft. Lowes Home Improvement Warehouse. The current population is 0, and the anticipated population at full development is 0.

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

Motion was made by Council Member Dunn and seconded by Council Member Glover to adopt the ordinance annexing 19.51 acres located west of NC Highway 33 and east of Oakhurst Subdivision. Motion carried with a vote of 5:1. Mayor Pro-Tem Council and Council Members Glover, Dunn, Craft and Little voted in favor of the motion. Council Member Spell voted in opposition. (Ordinance No. 07-32)

ORDINANCE AMENDING TITLE 6, CHAPTER 5 OF CITY CODE TO INCLUDE PROVISIONS RELATING TO TREE PRESERVATION PRIOR TO DEVELOPMENT - ADOPTED

City Manager Wayne Bowers reported that a notice of public hearing was published in The Daily Reflector on February 26 and March 4, 2007 setting this time, date and place for a public hearing to consider an ordinance amending Title 6, Chapter 5 of the City Code to include provisions relating to tree preservation prior to development.

Mr. Ken Jackson, Operations Manager, explained that the proposed ordinance amendment adds to the existing tree ordinance a new Article B entitled "Tree Protection Prior to Development". The purpose of this new article is to preserve trees six inches in diameter or greater within perimeter buffers of undeveloped property until a development plan is approved. By requiring development plans to be approved prior to cutting trees in the perimeter buffers, owners and developers/builders will have an opportunity to consider the benefits of retaining trees as part of their development and evaluate the potential use of regulatory credits available for saving trees. The provisions of this article apply only to undeveloped property greater than two acres within the corporate limits and extraterritorial jurisdiction areas of the City. The perimeter buffers are measured 50 feet from public road rights-of-way, 50 feet from property lines adjacent to developed property, and 25 feet from property lines adjacent to undeveloped property. The total area of perimeter buffers shall not exceed 20% of the total area of the property. Once a development plan is approved, the removal of trees is at the discretion of the owner or developer/builder. Development of this City Code amendment began in late 2004 when a committee made up of environmentalists, developers/builders, a Community Appearance Commission member, and an Environmental Advisory Commission member met to discuss a framework for legislation that would prevent clear cutting of trees on undeveloped property. After a series of meetings, the committee produced a "Framework for Limiting Clear Cutting on Private Property" that was used to draft language included as a request in the legislative package approved by the City Council for the 2006 session of the General Assembly. City Council's request was approved by the State Legislature in July 2006 as Session Law 2006-102. In August 2006, a draft tree ordinance amendment was written based on the approved legislation. This draft ordinance was reviewed by both the Environmental Advisory Commission and the Community Appearance Commission. On December 18, 2006, a citizen informational meeting was conducted during which the proposed Tree Ordinance amendment was presented to those in attendance. Earlier this year, both the Community Appearance Commission and the Environmental Advisory Commission passed resolutions of support for the proposed Tree Ordinance amendment. On February 20, 2007, the proposed Tree Ordinance Amendment was presented to the Planning and Zoning Commission and received a recommendation for approval. The proposed ordinance amendment is in compliance with the City's Comprehensive Plan Implementation Strategies and Management Actions related to preservation of trees. The Comprehensive Plan includes the strategies and actions to promote, preserve, and protect Greenville's natural beauty and environment; to enhance the City's air quality by protecting trees' open spaces and ensuring pollutant emission abatement through good site planning and permit compliance; to enhance existing air quality by maintaining trees and green spaces whenever possible; and to protect and preserve canopy trees.

Upon being asked how people will be made aware of this change. Mr. Jackson responded that there will be a direct mailing to developers, engineers, the Homebuilders Association, etc. as soon as possible. It will also be put on GTV-9.

It was suggested that staff notify timber companies and investors, as people in the extraterritorial jurisdiction may not be aware of the change.

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

Mr. Williams, who lives in Riverhills, stated that he is in favor of regulations regarding the regulation of stormwater runoff. He has been told that if all municipalities in the east were like Greenville, the State wouldn't have much to do. Even with all the development, the sewer treatment plant is only using 60% of its capacity. He is in favor of this ordinance.

Dr. Ulrich Alsentzer, Chairman of the Environmental Advisory Commission, stated that this tree ordinance is aimed at clean air. Trees take air pollutants out of the air and turn it back into breathable air and also take surface runoff and detoxify it. Trees provide shade and increase property values. The proposed tree ordinance is a result of the deliberative process. He believes developers will realize that this low impact will help them. All citizens stand to gain from it, and he recommends adoption.

Mr. Arthur Languish, who has lived in Greenville for 15 years, asked that the Council adopt the proposed amendment, as it is livable and will do much to improve and benefit society.

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

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Council to adopt the ordinance amending Title 6, Chapter 5 of the City Code to include provisions relating to tree preservation prior to development. Motion carried unanimously. (Ordinance No. 07-33)

ORDINANCE REQUIRING REPAIR OR THE DEMOLITION AND REMOVAL OF DWELLING LOCATED AT 1210 A&B CHESTNUT STREET – ADOPTED

City Manager Wayne Bowers reported that a notice of public hearing was published in The Daily Reflector on February 26 and March 4, 2007 setting this time, date and place for a public hearing to consider an ordinance requiring the repair or the demolition and removal of the dwelling located at 1210 A&B Chestnut Street.

Ms. Rhonda Jordan, Code Enforcement Coordinator, stated that the initial notice regarding the structure located at 1210 A&B Chestnut Street was on April 22, 2001. Utilities services were disconnected on January 15, 2003 for Side A and on August 5, 2004 for Side B. The current tax value of the property is \$28,650, with \$22,210 of that being building value. The estimated cost to repair the structure is \$44,400. There is currently no one living in the house, and staff would not allow anyone to live in a house in that condition.

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

Mr. Bobby Hardy, owner of the property, stated that he first received knowledge that this was coming before the Council on Monday. He requested continuance to allow time for hiring legal counsel.

Ms. Jordan stated that the property owner was sent mailings in 2001. A public notice was placed in the newspaper for two consecutive weeks. She contacted Mr. Hardy last Monday in the event he had not seen notice in the newspaper. The property is dilapidated and utilities have been off for at least two years.

Upon being asked if any effort has been made to fix the property, Ms. Jordan replied that if it has been, it has been minimal. The structure was boarded up at one time. It is in the condition it is in because it has been vacant. If the ordinance is adopted, the property owner has up to 90 days to repair on the property.

Mr. Hardy stated that he has applied for a building permit and has hired the people. The pictures depict the property in the wrong light. A notice was received in 2001, and if it was that bad then, the City would have taken steps to rectify the situation. The last notice he had was to board it up, and he did that.

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

Motion was made by Council Member Craft and seconded by Council Member Dunn to adopt the ordinance requiring the repair or the demolition and removal of the dwelling located at 1210 A&B Chestnut Street. Motion carried unanimously. (Ordinance No. 07-34)

ORDINANCE GRANTING TAXICAB FRANCHISE TO WALTER KOEHL D/B/A KEN'S CAB - ADOPTED

City Manager Wayne Bowers stated that notice of public hearing was published in The Daily Reflector on February 26 and March 4, 2007 setting this time, date and place for a public hearing and second reading of an ordinance establishing a taxicab franchise for Walter Koehl d/b/a Ken's Cab. The first reading of the ordinance was on March 5, 2007. Notices were mailed to all taxicab and limousine franchisees.

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

Mr. Walter Koehl was present to answer questions.

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

Motion was made by Council Member Dunn and seconded by Council Member Spell to adopt on second reading the ordinance granting a taxicab franchise to Walter Koehl d/b/a Ken's Cab. Motion carried unanimously. (Ordinance No. 07-35)

Public Comment Period

Ms. Nancy Colville stated that what needs to happen is what is best for Greenville as a whole, which is to go ahead with the Martin Luther King, Jr. Drive Highway as planned and give Fifth Street back its name, as it is a historical street. The last time this happened, there were 2000 signatures in front of Council from citizens who said they support Martin Luther King, Jr. but to keep historic Fifth Street as it is. People are now saying they will not come back again for a request if Martin Luther King, Jr. Drive is kept as it is. Every time this comes up, it causes friction in the community on both sides. It is not good for anyone to make a resolution saying this will not happen. Resolutions can be changed. As long as the street is divided, the public and citizens will be divided, not only these people but others as well.

Mr. Joshua Fischer asked the Council to consider the words of Martin Luther King, Jr. He stated that he had watched the March 5 meeting and the apathy of a few of the Council Members tonight. He cited examples. After having exceeded his three minute time limit and being asked to conclude his remarks several times, he continued talking, and was asked to leave the meeting because he was “disturbing the meeting”.

Mr. Bennie Roundtree, President of the Southern Christian Leadership Conference (SCLC) stated that this item has been discussed a number of times. There is no need for name calling. It is time to come together and vote to pass the resolution before the Council. The SCLC wants to move forward to other things in the community. There are too many drugs, killing, and robbing to spend time and money on an issue that should have been solved months ago. All the ministers that have called him have been in favor of the resolution.

Ms. Barbara Leech thanked the Council Members who returned her phone calls regarding the portion of land on West Third Street that belonged to her brother. That will, hopefully, be resolved without having to come back before Council. She stated that she was in the graduating class of 1969. When Martin Luther King, Jr. was assassinated, it touched everybody. It is time to stop and take a hard look at that day. This issue needs to be ironed out. Martin Luther King, Jr. did not stand for some of the things she is beginning to hear.

Mr. Dean Wilkerson stated that the issue is how to best honor Martin Luther King, Jr. Drive. That focus seems to have been lost by people on both sides of the debate. As years go by, the prominence of Martin Luther King, Jr. Drive Highway will continue to grow, as US 264 Bypass will be the most heavily traveled roadway in Pitt County. The debate has been how to name ½ a street for a whole man. That is not the thing to do. Having it on the US 264 Bypass is the best thing to do.

Mr. Ron Dunbar stated that he has heard different sides and different views. He was disappointed that the Council had to refer this to the Pitt County Commissioners. Changing the street name and putting it on the highway is taking what was given back. Having Martin Luther King, Jr. Highway on US 264 will still be giving half a street to a whole man. He heard in a Planning Committee meeting where it could be Historic Fifth Street as well as Martin Luther King, Jr. Drive, which is a good solution. With every struggle, there is a struggle within. If the Council cannot come to a viable solution, he asked that they not change anything. It represents the city as it is.

ITEMS RELATING TO THE NAME OF MARTIN LUTHER KING, JR. DRIVE - DENIED

Resolution amending Resolution No. 06-58 approving a change in name of US 264 to Martin Luther King, Jr. Highway and Martin Luther King, Jr. Drive to West Fifth Street and Resolution expressing the intent of the City Council of the City of Greenville to not extend the name of the existing Martin Luther King, Jr. Drive

Mayor Parrott asked each Council Member to comment on this issue.

Council Member Glover asked City Attorney Holec to read the two resolutions under consideration, which he did.

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RESOLUTION AMENDING RESOLUTION APPROVING A
CHANGE IN NAME OF US 264 TO MARTIN LUTHER KING, JR. HIGHWAY
AND MARTIN LUTHER KING JR. DRIVE TO WEST FIFTH STREET

WHEREAS, at its December 14, 2006, meeting, City Council approved Resolution No. 06-58 which (1) changed the name of the portions of US 264 from its intersection with Stantonsburg Road to its intersection with US 264 Alternate and Pactolus Highway, which are located within the corporate limits of the City of Greenville to Martin Luther King Jr. Highway, (2) made an honorary designation for Martin Luther King Jr. on the portions of US 264 from its intersection with NC 11 to its intersection with US 264 Alternate and Pactolus Highway which are located within the corporate limits of the City of Greenville, and (3) changed the name of Martin Luther King Jr. Drive from its intersection with Evans Street to its intersection with Memorial Drive to West Fifth Street;

WHEREAS, when City Council approved Resolution No. 06-58, City Council was informed that the North Carolina Department of Transportation has determined that existing Martin Luther King Jr. Drive would have to be renamed so that there is not a conflict in the names within the city prior to the name of US 264 as Martin Luther King Jr. Highway being effective;

WHEREAS, by a letter dated February 16, 2007, the North Carolina Department of Transportation has stated that it has been determined that renaming existing Martin Luther King Jr. Drive is not a condition of allowing the name of US 264 Bypass as Martin Luther King Jr. Highway to become effective;

WHEREAS, by letters dated March 1, 2007, the President of the Pitt County NAACP, the State President of the Southern Christian Leadership Conference, and the President of the Pitt County SCLC have stated that they abandon any effort to extend Dr. King’s name to East Fifth Street or the portion named West Fifth west of Memorial Drive; and

WHEREAS, the City Council of the City of Greenville does hereby find and determine that it is appropriate to maintain the name of Martin Luther King Jr. Drive from its intersection with Evans Street to its intersection with Memorial Drive as Martin Luther King Jr. Drive;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENVILLE AS FOLLOWS:

Section 1. Resolution No. 06-58, entitled “Resolution Approving a Change in Name of US 264 to Martin Luther King, Jr. Highway and Martin Luther King Jr. Drive to West Fifth Street”, is hereby amended by deleting Section 2 in its entirety so that the name of Martin Luther King Jr. Drive from its intersection with Evans Street to its intersection with Memorial Drive remains as Martin Luther King Jr. Drive.

Section 2. Except as amended by Section 1 herein, Resolution No. 06-58, entitled “Resolution Approving a Change in Name of US 264 to Martin Luther King, Jr. Highway and Martin Luther King Jr. Drive to West Fifth Street”, shall remain in full force and effect.

This the 8th day of March, 2007.

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RESOLUTION EXPRESSING THE INTENT OF THE CITY COUNCIL
OF THE CITY OF GREENVILLE TO NOT EXTEND THE NAME
OF EXISTING MARTIN LUTHER KING JR. DRIVE

WHEREAS, the MLK Street Naming Ad Hoc Committee forwarded to City Council for further consideration three options for honoring Dr. Martin Luther King, Jr. with the naming of a street;

WHEREAS, at its August 10, 2006, meeting, City Council chose the option forwarded by the MLK Street Naming Ad Hoc Committee of naming the 264 Bypass/Proposed Greenville SW Bypass in honor of Dr. Martin Luther King, Jr.;

WHEREAS, at its December 14, 2006, meeting, City Council approved a resolution and at its February 5, 2007, meeting, the Pitt County Board of Commissioners approved a resolution which accomplished a name change to Martin Luther King Jr. Highway of US 264 from its intersection with Stantonsburg Road to its intersection with US 264 Alternate and Pactolus Highway and an honorary designation for Martin Luther King Jr. on US 264 from its intersection with NC 11 to its intersection with US 264 Alternate at Pactolus Highway;

WHEREAS, although the name of the existing Martin Luther King Jr. Drive was changed by City Council to West Fifth Street at its December 14, 2006, meeting, after the North Carolina Department of Transportation stated in a letter dated February 16, 2007, that it has been determined that renaming existing Martin Luther King Jr. Drive was not a condition of allowing the name of US 264 Bypass as Martin Luther King Jr. Highway to become effective as

previously indicated, City Council approved at its March 8, 2007, meeting, a resolution which maintains the name of Martin Luther King Jr. Drive from its intersection with Evans Street to its intersection with Memorial Drive as Martin Luther King Jr. Drive;

WHEREAS, by letters dated March 1, 2007, the President of the Pitt County NAACP, the State President of the Southern Christian Leadership Conference, and the President of the Pitt County SCLC have stated that they abandon any effort to extend Dr. King's name to East Fifth Street or the portion named West Fifth west of Memorial Drive; and

WHEREAS, the City Council desires to express its intent to not further extend the name of existing Martin Luther King Jr. Drive eastward from Evans Street or westward from Memorial Drive since the issue of extending the name of existing Martin Luther King Jr. Drive has been resolved by the decision to name US 264 Bypass in honor of Dr. Martin Luther King, Jr. and by the decision to maintain the name of existing Martin Luther King Jr. Drive from Evans Street to Memorial Drive as Martin Luther King Jr. Drive;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville that it does hereby state its intent to not extend the name of existing Martin Luther King Jr. Drive either eastward from its intersection with Evans Street or westward from its intersection with Memorial Drive.

This the 8th day of March, 2007.

“COPY”

Council Member Craft stated that he doesn't have much to add from the previous discussions. He is comfortable with the December vote, as his decision wasn't contingent on what the Department of Transportation told the City. He doesn't believe it is in the best interest of the City to have a portion of the street named after Martin Luther King, Jr. Drive.

Council Member Little stated that when he came on the Council, he made a pledge to do his homework for every meeting. His life has been consumed by this issue for the last three days, as he has sought advice and opinions from people in the West Greenville and the minority community that he values. He was surprised at most of the comments he received. Everyone he spoke with, except one, thought it was time to resolve the issue, to make it West Fifth Street and move on. The comment he heard the loudest was that if it is left as Martin Luther King, Jr. Drive, it will serve as a monument to the divisiveness that this whole issue has caused this city. Based on those comments and peoples' opinions that he respects, he feels that it is time to move on and stick with having the Bypass named for Martin Luther King, Jr. and renaming Martin Luther King, Jr. Drive as West Fifth Street.

Council Member Spell stated that one of the things he has heard over the last year is that it is important to have some type of presence to honor local and national leaders of importance, and there is not much of that in the heart of the City. That is a worthy goal and something that should be taken seriously. There needs to be a process that takes in a variety of interests. The story of Greenville's history needs to be told, and an appropriate way to do that is in public spaces. The City can and should do that. Dr. King and other civil rights leaders should be

honored in the center of the City, and having a portion of Fifth Street is not the way to do that. The decision made in 1998 was not the proper way to do it.

Mayor Pro-Tem Council stated that she doesn't agree with all she has heard. Today she observed the 100th Anniversary of East Carolina University and saw a lot of fanfare of the history. It wasn't until the 1960s that ECU admitted its first black student. Today it is much more inclusive than it was; however, it is still not where it needs to be. To change Martin Luther King, Jr. Drive back to Fifth Street when it doesn't have to be done is a slap in the face; it is like institutionalized racism that is happening right before their eyes. The University didn't want East Fifth Street to be Martin Luther King, Jr. Drive and they still don't. They have won. The Department of Transportation gave erroneous information saying that if the City named the bypass, the existing Martin Luther King, Jr. Drive would have to change. The Department of Transportation later said they had provided erroneous information. Mayor Pro-Tem Council and Council Member Glover pushed to have this item brought back and voted on because they originally received bad information from the Department of Transportation. Mayor Pro-Tem Council expressed concern about changing Martin Luther King, Jr. Drive back to West Fifth Street when it doesn't have to be done. Changing it back is saying that her history doesn't matter. She is proud to address her letters with Martin Luther King, Jr. Drive, and she is proud that City Hall is on that street, also. To have to tell the North Carolina League of Municipalities in 2009 that Martin Luther King, Jr. Drive had its name taken away is saying that Greenville is going backwards. It is disappointing that the City is so busy trying to please one side and not looking at the total thing. Black people have history, too. They helped build this country and haven't gotten any real benefits. The rich people got rich with free slave labor. White history is no better than her history. At the Fleming House dedication yesterday, it was wonderful to hear one of the old white women who lived in the Fleming House talk about Ms. Beulah Staton, who she honored and who had baked cakes at the house. She was very proud of the white woman for acknowledging Ms. Beulah, who was a part of the history of the Fleming House. She looked at the list of streets that have duplicate names, and there were 65. Some citizens looked and found 89. Leaving Martin Luther King, Jr. Drive is not going to divide the City any more than it has. Everybody can say it was a compromise. Naming the bypass will be the same as ½ a street. She feels excluded taking her street away. Mayor Pro-Tem Council concluded by stating that she wants Martin Luther King, Jr. Drive on West Fifth Street. She urged the Council to leave Martin Luther King, Jr. Drive as it is and expressed disappointment that this Council wants to change something that it doesn't have to change.

Mayor Parrott stated that the main reason he wants to see Martin Luther King, Jr. on the bypass and not on West Fifth Street is because of the symbol it gives to the community. He didn't grow up with a silver spoon in his mouth; he worked in the fields. When he coached Little League, he had very diverse teams, carrying kids to ballgames and practice, regardless of their color. He went to the Boys and Girls Club. He expressed resentment at Mr. Fischer's comment that the Mayor did not care about the people in this community. He represents everyone in this community, regardless of the color. He has African-American friends that mean more to him than a lot of other people. Martin Luther King, Jr. Drive is a symbol in this community that shows divisiveness, and they need to get rid of it. It needs to be on the bypass where there are 90,000 cars per day. When the bypass is completed, they want to extend it. The people on this Council have done so much for everyone in this community. When this Council started working together, its goal was to revitalize West Greenville and downtown, a bond issue was passed, and

they are starting the revitalization. It takes a long time for government to get something going. Everyone in this community can see that improvements are being made in those two areas. It will take ten to fifteen more years to get things done. ECU is the most diverse university in the university system as far as making sure that everyone has an opportunity to go to school. He wants to see this City move forward and grow to the point where it is one of the best in the State. That can't be done when there is a symbol in the middle of the city that divides it. There are so many opportunities here.

Council Member Dunn stated that the issue is not whether to honor Martin Luther King, Jr.; it is how to best do it. It is an understatement to say that the street naming has been a hard issue to bring to closure. A number of blacks spoke at the public hearing in 1990. She shared comments from that public hearing and comments made more recently at Council meetings. It is not clear, given the history, why keeping it that way would be helpful. She appreciates the pride of Mayor Pro-Tem Council for Martin Luther King, Jr. Drive. She has given this a great deal of thought and had discussions with many people who have positions on both sides of the issue. Some of the people contacted her and others she sought out for their guidance and wisdom. One thing she hopes all will say regardless of what position she takes on this issue is that she listened as they shared their thoughts, and the people listened as she shared her concerns and asked questions to get understanding. She has a passion for bringing people together. She works for goodwill, for goodwill truly matters to her, not only as a Council Member but as a human being and as a resident of this City. She appreciates and enjoys the diversity of the community. One of the things she has enjoyed most as she has traveled over the world is the diversity of the people she has met and the richness of the people. That richness is here in Greenville, also. They can and must make this a positive in the community. They must share and emphasize what they have in common and celebrate the uniqueness. This has been one of the most challenging and demanding issues since she has been on the Council, and, through this experience, she has found encouragement. If they don't share the hope, they may as well adjourn and go home. There is much hopefulness in this City. She experienced a spirit of respectful discussion in the past few days, virtually trying to understand both sides, in a give and take format. The kind of dialogue can bring about respectful decision. In every instance, there was a real desire to bring this to closure. No one person demanded anything. This experience is why she has hope for this community.

Council Member Glover stated that just talking to a few people in a few days is not enough to make a decision for 24,000 people. They don't share the sentiments of all the African-American people that she is in contact with on a daily basis. This City will never be an all inclusive city. This City will never be a healed city because there is too much divisiveness. She has been told that she would be tarred and feathered since 1999. There is the feeling in the community that "black folks need someone to make a decision for them". There were more than 800 million slaves killed and thrown in the water from Africa to here. Council Member Glover stated that as long as there are only two African-American people on the Council, they will have no say-so in this City. Mayor Pro-Tem Council and she cannot make decisions for them. This is mental slavery. If Martin Luther King, Jr. was here, he would say that his dreams are shattered, that the African-American people are still slaves. She has white and Hispanic friends, and they listen to her and she listens to them. She stated that the Little League is almost 99% white, so there has to be a Jackie Robinson Baseball League. White parents boycotted Sadie Saulter School. The African-Americans have history in the community just like everybody else. The Council

Members only talked to a few people; there are a lot of people in West Greenville that they don't even know. The people they talked to aren't Greenville residents and have no roots here. All people are asking is to leave the street like it is. East Fifth Street may not be worthy of Dr. Martin Luther King's name. ECU is the worst for diversity, and the City sets the tone. The Council Members are the leaders; they set the tone. She hears the Council Members saying what is best for the City. Have they considered what the best thing is for the people who want to maintain the name of Martin Luther King, Jr. Drive. The other Council Members are thinking about their constituents. There is someone on the Department of Transportation that can meander things. They did it intentionally because they got pressure to do it. Dr. King's dreams have been shattered by the decisions made. It took courage for the SCLC and NAACP to say they will never ask for anything for Martin Luther King, Jr. again. Whatever decision is made tonight, that is what the Council will have to live with.

Motion was made by Council Member Glover and seconded by Mayor Pro-Tem Council to approve the resolution amending Resolution No. 06-58 approving a change in name of US 264 to Martin Luther King, Jr. Highway and Martin Luther King, Jr. Drive to West Fifth Street.

After further discussion, motion was made by Council Member Craft and seconded by Council Member Little to call the question. Motion failed with a 2:4 vote. Council Members Craft and Little voted in favor of the motion. Mayor Pro-Tem Council and Council Members Glover, Dunn and Spell voted in opposition.

After more discussion, motion was made by Council Member Little and seconded by Council Member Craft to call the question. Motion failed with a 3:3 vote, thereby not obtaining a 2/3 majority vote as required to call the question. Council Members Little, Spell and Craft voted in favor of the motion. Mayor Pro-Tem Council and Council Members Glover and Dunn voted in opposition.

The Council then voted on the motion made by Council Member Glover and seconded by Mayor Pro-Tem Council to approve the resolution amending Resolution No. 06-58 approving a change in name of US 264 to Martin Luther King, Jr. Highway and Martin Luther King, Jr. Drive to West Fifth Street. Motion failed with a 2:4 vote. Mayor Pro-Tem Council and Council Member Glover voted in favor of the motion. Council Members Craft, Little, Dunn and Spell voted in opposition.

RESOLUTION IDENTIFYING AREAS UNDER CONSIDERATION FOR ANNEXATION -
ADOPTED

Mr. Mike Dail, Planner, stated that the North Carolina General Statutes require that a city must adopt a resolution identifying areas under consideration for annexation prior to undertaking city-initiated annexation. In order to insure continued compliance with applicable requirements, the resolution must be adopted every two years. The last resolution identifying areas under consideration for annexation was adopted on April 14, 2005. The resolution includes all properties that are located within the extraterritorial jurisdiction of the City of Greenville. Adoption of the resolution identifying areas under consideration for annexation does not annex property to the city.

Motion was made by Council Member Craft and seconded by Council Member Dunn to adopt the resolution identifying areas under consideration for annexation. Motion carried unanimously. (Resolution No. 07-09)

RESOLUTION OF INTENT ANNEXING RIVER HILL AREA, LOCATED SOUTH OF THE TAR RIVER, NORTH OF NC HIGHWAY 33, AND WEST OF NCSR 1726 (PORTERTOWN ROAD); AND CONSIDERATION OF THE RIVER HILL AREA ANNEXATION REPORT - ADOPTED; APPROVED

Mr. Mike Dail, Planner, stated that pursuant to North Carolina General Statute, a resolution of intent must be adopted to start the city-initiated annexation process. The resolution defines the area to be annexed, establishes the date of the public informational meeting, and establishes the date of the public hearing. The annexation report is required by State Statute to be approved and filed for public review 30 days prior to the annexation's public informational meeting. The report includes a description of the area to be annexed, statements demonstrating that the annexation area meets statutory requirements, and statements setting forth the plans for extending to the annexation area each major service performed by the municipality. The River Hill area is contiguous to the city limits and contains 154 single-family residences, 1 commercial business, 1 cemetery, and 8 vacant lots. The estimated population is 337. The total estimated tax value of the River Hill Area is \$21,009,950. The informational meeting is scheduled for April 25, 2007; the public hearing, May 10, 2007; and adoption of the ordinance, June 14, 2007. The effective date, if approved, will be June 30, 2008. Any water and sewer must be done within two years of the effective date, and Fire/Rescue services will begin on the effective date. The annexation report is to be approved and placed on file.

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Council to adopt the resolution of intent annexing the River Hills Area and to approve the River Hill Area Annexation Report. Motion carried unanimously. (Resolution No. 07-10; Document No. 07-03)

RESOLUTION IN SUPPORT OF THE NATIONAL LEAGUE OF CITIES INCLUSIVE COMMUNITIES INITIATIVE - ADOPTED

Mr. Thom Moton, Assistant City Manager, stated that the National League of Cities is the oldest and largest organization representing municipal governments in the country. The mission is to strengthen and promote cities as centers of opportunity, leadership and governance. The National League of Cities has had a twelve-year campaign working with member cities to promote equality and bring attention to diversity and race relations issues. It promotes a central message encouraging cities and towns to 'embrace the power of WE and make everyone feel welcome'. It has been recommended that the City adopt an inclusive community resolution and that the resolution be registered with the National League of Cities to join seven other North Carolina cities and 165 cities from across the nation. Inclusive cities promote and sponsor human relations activities such as installing multi-lingual signs welcoming visitors, celebrating sign installation, cablecasting League public service announcement promoting inclusion, and participating in National Race Equality Week. The League designed a sign that reads, "We are building an inclusive community". The Human Relations Council supports this action and adopted it as one of its 2007 Strategic Plan action items.

Motion was made by Council Member Dunn and seconded by Council Member Spell to adopt the resolution supporting the National League of Cities Inclusive Communities Initiative. Motion carried unanimously. (Resolution No. 07-11)

RESOLUTION AUTHORIZING A LEASE BETWEEN CITY OF GREENVILLE AND THE FAMILY VIOLENCE PROGRAM INC. OF PITT COUNTY - ADOPTED

Motion was made by Council Member Little and seconded by Council Member Spell to adopt the resolution extending the lease agreement with the Family Violence Program, Inc. of Pitt County. Motion carried unanimously. (Resolution No. 07-12; Contract No. 480E)

RESOLUTION AUTHORIZING SALE OF THE OLD PEPSI PLANT AND PROPERTY BY THE NEGOTIATED OFFER, ADVERTISEMENT, AND UPSET BID METHOD - ADOPTED

City Attorney Holec stated that Magdy Taha and Enji Abdo, owners/operators of Mack's Warehouse located at 1901 Dickinson Avenue, have offered to purchase the Old Pepsi Plant and Property for \$275,000. They desire to use the building and property to operate their current business, Mack's Warehouse, which is a retail establishment offering an array of products ranging from building supplies to furniture. The offer provides that the City will be responsible for the demolition, at its expense, of a portion of the Old Pepsi Plant adjacent to Skinner Street. The offer also contains the following condition which would allow the purchaser to back out of the sale if not fulfilled within a specified timeframe after the City decides to accept the offer (if the purchaser has the highest offer after the conclusion of the upset bid process):

- An amendment is approved to the City's Zoning Ordinance which would rezone the property to the CDF district (thereby allowing a retail sales operation in the existing facility). Currently, property adjacent to the Old Pepsi Plant, along Skinner Street and Dickinson Avenue, is located in the CDF district, which allows for retail sales, while the Old Pepsi Plant property is in an Unoffensive Industrial (IU) zoning district, which does not allow retail sales. It is acceptable that such a condition be placed on the sale, but having the condition in place does not bind City Council to approve the amendment when the purchasers pursue the amendment.

The offer to be advertised would be \$275,000 for the property with a portion of the Old Pepsi Plant demolished. The other condition of the offer would not have to be met until after the upset bid method is completed. The application for and pursuit of these other conditions is the responsibility of the purchaser. The City will be responsible for demolition of the old Pepsi Plant, and that expense should not exceed \$25,000. If the Council approves the sale, it is not obligated to approve the zoning amendment.

Motion was made by Council Member Glover and seconded by Council Member Dunn to adopt the resolution authorizing the sale by the negotiated offer, advertisement, and upset bid method. Upon the conclusion of the process, the final qualifying upset bid (or the initial offer if no qualifying upset bids are received) will be reported to Council, and City Council may decide to accept or reject the bid or offer. Motion carried unanimously. (Resolution No. 07-13)

ACCEPTANCE OF WEST MEMORIAL FUND GRANT FOR CONSTRUCTION OF A
FOUNTAIN AT CITY HALL - APPROVED

City Attorney Dave Holec informed the Council that the City submitted an application to the West Memorial Fund to seek the funding necessary to fully construct an ornamental fountain in the raised planting area in front of City Hall. The construction cost for the fountain is \$121,028 based upon an estimate which has been prepared by the contractor for the City Hall and Municipal Building construction. This will be used as the basis of the change order for the project once Council accepts the funds and the necessary budget amendment is approved. The fountain is designed such that 32 jets (bubbler columns) will project water vertically, approximately two feet into the air, while maintaining the water levels in an upper and lower pool. The upper pool will contain the bubbler columns in a curved pattern, reflective of the shape of City Hall. Water will cascade from the upper pool into the lower pool approximately four inches. The water level in the lower pool will be maintained by the constant flow of water from the upper pool. The fountain is approximately 40 feet long by 9 feet wide and will be located in the center of the large landscape area in front of City Hall. A condition of the funding from the West Memorial Fund is that appropriate recognition will be given to the West Memorial Fund and former Mayor S. Eugene West and his wife, Vivian S. West, by having a plaque placed permanently in the vicinity of the fountain which would state that the fountain is a gift to the City of Greenville from the West Memorial Fund in memory of former Greenville Mayor S. Eugene West and wife, Vivian S. West. In the letter from the West Memorial Fund notifying the City of the grant, it is stated that the Committee reserves the right to approve the commemorative plaque and that the funds are to be used within four months so that the project is to be completed by July 15, 2007. This would be a nice improvement to City Hall. The construction was performed in a manner so the fountain could be added.

Motion was made by Council Member Craft and seconded by Council Member Spell to accept the funds from the West Memorial Fund for the construction of the fountain at City Hall with the conditions noted and with the accompanying budget amendment to be approved as a separate agenda item. Motion carried with a vote of 4:2. Council Members Dunn, Craft, Spell and Little voted in favor of the motion. Mayor Pro-Tem Council and Council Member Glover voted in opposition, with Mayor Pro-Tem Council stating that she doesn't feel the City needs the money coming from that particular fund because of negative things from the past.

ORDINANCE AMENDING GREENVILLE UTILITIES COMMISSION'S WATER CAPITAL
PROJECTS BUDGET FOR WATER TREATMENT PLANT EXPANSION AND
TREATMENT UPGRADE PROJECT - ADOPTED

RC/LS

Motion was made by Council Member Craft and seconded by Council Member Spell to adopt the ordinance amending the GUC water capital projects budget. Motion carried unanimously. (Ordinance No. 07-36)

RECOMMENDED ACTIONS FOR GREENVILLE UTILITIES COMMISSION'S NCDOT
FIRE TOWER ROAD WATER AND SEWER IMPROVEMENTS PROJECT - ADOPTED

Motion was made by Council Member Little and seconded by Council Member Craft to adopt the Water Capital Projects Budget Ordinance. Motion carried unanimously. (Ordinance No. 07-37)

Motion was made by Council Member Little and seconded by Council Member Craft to adopt the Sewer Capital Projects Budget Ordinance. Motion carried unanimously. (Ordinance No. 07-38)

Motion was made by Council Member Little and seconded by Council Member Craft to adopt the reimbursement resolution allowing GUC to reimburse itself from debt proceeds. Motion carried unanimously. (Resolution No. 07-14)

CITY OF GREENVILLE 2007 GOALS

Motion was made by Council Member Dunn and seconded by Council Member Craft to adopt the City of Greenville 2007 Goals. Motion carried unanimously. Those goals are listed below.

“COPY”

1. Goal: Form Effective Partnerships

A. *Objective: Encourage cooperation and coordination among units of local government in Pitt County*

Action Item #1: Continue to develop effective working relationships with the Pitt County Commissioners and meet quarterly with the Commission Chair and County Manager
Responsibility: Mayor and City Manager
Timeframe: Ongoing
Fiscal Note: Minimal cost

Action Item #2: Bring to a conclusion the work of the joint committee with the Town of Winterville and Greenville Utilities Commission to address mutual issues of growth and utility service
Responsibility: Councilmembers Dunn and Little, City Manager
Timeframe: August 16, 2007
Fiscal Note: To be determined

Action Item #3: Develop a more mutually beneficial mutual aid agreement with one additional neighboring fire-rescue department
Responsibility: Fire-Rescue Department
Timeframe: April 15, 2007
Fiscal Note: To be determined

B. *Objective: Build partnerships with Board of Education and other educational institutions, governmental entities, nonprofits, and businesses with focus on youth and family*

Action Item #1: Create a database of programs for youth
Responsibility: City Clerk's Office
Timeframe: November 30, 2007
Fiscal Note: No direct costs

Action Item #2: Meet with representatives of Pitt County School Board to review current cooperative programs and explore future City-School Board partnerships
Responsibility: Mayor and City Manager
Timeframe: April 30, 2007
Fiscal Note: No direct costs

Action Item #3: Renew the contract for the Police Department to provide school resource officers in schools located inside the City limits
Responsibility: Police Department
Timeframe: June 30, 2007
Fiscal Note: School Board will reimburse most of the costs

Action Item #4: Continue support of Middle School Initiative involving the United Way of Pitt County, Pitt County Schools, Boys and Girls Club, Community Hope Life Center, the C.H.O.S.E.N., and the Greenville Police Department
Responsibility: Police Department
Timeframe: Ongoing
Fiscal note: To be determined

C. *Objective: Increase mutual efforts with higher educational institutions*

Action Item #1: Conduct a joint meeting with the East Carolina University Student Government Association
Responsibility: Mayor and City Council
Timeframe: September 30, 2007
Fiscal Note: No direct costs

Action Item #2: Participate in the town-gown group
Responsibility: Mayor, City Attorney, City Manager, Assistant City Manager, and department heads
Timeframe: Ongoing
Fiscal Note: No direct costs

D. *Objective: Create more regional relationships*

Action Item #1: Participate in North Carolina League of Municipalities regional meetings
Responsibility: City Council, City Attorney, and City Manager
Timeframe: March 20, 2007
Fiscal Note: Some travel and registration costs

Action Item #2: Meet with representatives of the Pitt County Development Commission, North Carolina Department of Commerce Eastern Regional Office, and North Carolina's Eastern Region to discuss economic development cooperation
Responsibility: Mayor, City Council, and City Manager
Timeframe: June 30, 2007
Fiscal Note: No direct costs

E. *Objective: Pursue economic efficiencies through stronger partnerships*

Action Item #1: Continue participation in the Mayor's working group to pursue Golden Leaf Foundation funding opportunities
Responsibility: Mayor, City Manager, and Assistant City Manager
Timeframe: Ongoing
Fiscal Note: To be determined

2. Goal: Organize City Services to Meet the Needs of the Citizens

A. *Objective: Continue improvements of one-stop permitting*

Action Item #1: Implement one-stop permitting process when move to the renovated Municipal Building is completed
Responsibility: Public Works and Community Development
Timeframe: May 31, 2007
Fiscal Note: Limited costs will be covered by operating budget

B. *Objective: Increase recycling to reduce the per capita volume of solid waste being disposed of in landfills*

Action Item #1: Develop partnerships to increase recycling within the community
Responsibility: Public Works Department
Timeframe: June 1, 2007
Fiscal Note: No direct cost

Action Item #2: Develop incentive programs to encourage increased recycling
Responsibility: Public Works Department
Timeframe: June 30, 2007
Fiscal Note: To be determined

C. *Objective: Pursue upgrading of housing market*

Action Item #1: Identify problem areas within targeted code enforcement areas and develop a schedule for focused enforcement actions in identified problem areas

Responsibility: Community Development Department

Timeframe: July 1, 2007

Fiscal Note: Minimal direct cost

Action Item # 2: Develop a schedule for boarded-up structures that need to be considered by City Council for issuance of a final order to repair or demolish

Responsibility: Community Development Department

Timeframe: May 31, 2007

Fiscal Note: Minimal direct costs

Action Item #3: Develop and add a preferred housing property standards checklist to supplement information given to owners of property resulting from actions by the Code Enforcement Division

Responsibility: Community Development Department

Timeframe: September 30, 2007

Fiscal Note: Minimal direct costs

D. *Objective: Monitor the efficiency and effectiveness of code enforcement*

Action Item #1: Study best practices in municipal code enforcement to establish baseline targets and report findings and recommendations to the City Council

Responsibility: Community Development Department and Assistant City Manager

Timeframe: June 1, 2007

Fiscal Note: Minimal direct costs

Action Item #2: Institute quarterly reporting to the City Council on code enforcement activities with tracking information of problem properties to be included in the report

Responsibility: Community Development Department

Timeframe: April 1, 2007

Fiscal Note: Minimal direct costs

Action Item #3: Bring to the City Council recommended amendments for Minimum Housing Code changes to improve effectiveness and efficiencies

Responsibility: Community Development Department

Timeframe: October 1, 2007

Fiscal Note: Minimal direct costs

3. Goal: Increase the Technological Capability of the City

A. *Objective: Upgrade technology in public safety*

Action Item #1: Public Safety software and hardware replacement providing new functionality and technological capabilities including wireless infrastructure for public safety officers in the field
Responsibility: Police, Fire/Rescue, and Information Technology Departments
Timeframe: December 31, 2008
Fiscal Note: \$2,750,000

Action Item #2: Create website for police community information
Responsibility: Information Technology and Police Departments
Timeframe: November 1, 2007
Fiscal Note: \$2,000

B. *Objective: Consider technology enhancements in other departments*

Action Item #1: City website update
Responsibility: Information Technology Department and City Departments
Timeframe: October 1, 2007
Fiscal Note: \$3,000

Action Item #2: Install Building Inspections Interactive Voice Response System for access to the inspections process
Responsibility: Information Technology Department and Inspections Division of Public Works Department
Timeframe: June 30, 2007
Fiscal Note: \$43,900

Action Item #3: Install security/surveillance cameras in the downtown area, City parks, etc.
Responsibility: Information Technology, Police, and other City Departments
Timeframe: October 31, 2007
Fiscal Note: \$25,000

Action Item #4: Create a Land Development Tracking System for collaboration between Public Works, Community Development, Police, Fire/Rescue, GUC, and NCDOT
Responsibility: Information Technology, Public Works, and Community Development Departments
Timeframe: June 1, 2008
Fiscal Note: \$7,000

- Action Item #5: Implement the Procurement and Bid Module to improve the efficiency of information processed through centralized purchasing
Responsibility: Information Technology and Financial Services
Departments
Timeframe: June 30, 2007
Fiscal Note: \$29,000
- Action Item #6: Create a bidder information system for minority bid tracking
Responsibility: Information Technology and Financial Services
Departments
Timeframe: May 31, 2007
Fiscal Note: \$3,000
- Action Item #7: Assess the feasibility of allowing employees to be able to access their payroll information from a personal computer
Responsibility: Information Technology, Financial Services, and
Human Resources Departments
Timeframe: December 1, 2007
Fiscal Note: \$2,000

C. *Objective: Continue expansion of access to citywide wireless*

- Action Item #1: Construct free wireless system in downtown area
Responsibility: Information Technology Department and Assistant
City Manager
Timeframe: April 1, 2007
Fiscal Note: \$52,000
- Action Item #2: Expand existing wireless capabilities at recreation facilities
Responsibility: Information Technology Department
Timeframe: November 1, 2007
Fiscal Note: Funds included in operating budget
- Action Item #3: Evaluate the usage and review technical issues of downtown wireless system to determine feasibility of expanding the system citywide
Responsibility: Information Technology Department and Assistant
City Manager
Timeframe: December 31, 2007
Fiscal Note: No direct cost to complete evaluation

D. *Objective: Recognize private businesses with wireless capability*

- Action Item #1: Contact Chamber of Commerce and Convention & Visitors Bureau to explore wireless recognition program
Responsibility: Public Information Office
Timeframe: May 31, 2007

Fiscal Note: No financial impact

Action Item #2: Create brochures highlighting and mapping locations of businesses with wireless internet access. Distribute through Chamber business members, CVB and City
Responsibility: Public Information Office
Timeframe: August 1, 2007
Fiscal Note: \$800

Action Item #3: Create website highlighting and mapping locations of businesses with wireless internet access. Secure links from Chamber, CVB, City and other appropriate sites.
Responsibility: Public Information Office
Timeframe: August 31, 2007
Fiscal Note: \$20 annually

E. *Objective: Work with Greenville Utilities Commission on broadband possibilities*

Action Item #1: Continue discussions with GUC General Manager on potential broadband system for Greenville
Responsibility: City Manager
Timeframe: Ongoing
Fiscal Note: No fiscal impact

Action Item #2: Monitor implementation of municipal broadband services in Wilson
Responsibility: City Manager
Timeframe: Ongoing
Fiscal Note: No fiscal impact

4. **Goal: Develop Understanding and Broader Citizen Participation in City Government**

A. *Objective: Continue implementation of Citizens Academy and Youth Council*

Action Item #1: Conduct the first Citizens Academy class
Responsibility: Public Information Office
Timeframe: September 1, 2007
Fiscal Note: \$2,500

Action Item #2: Continue to provide support for the Youth Council
Responsibility: Human Relations Council
Timeframe: Ongoing
Fiscal Note: \$2,500 annually

B. *Objective: Expand GTV-9 programming market to citizens*

- Action Item #1: Purchase software and hardware to increase information on and enhance the look of the channel's digital signage (content between video programs)
Responsibility: Public Information Office
Timeframe: February 28, 2007
Fiscal note: \$16,000 included in 2006-2007 budget
- Action Item #2: Purchase items (tent, backdrop) to help increase GTV-9 exposure at public events
Responsibility: Public Information Office
Timeframe: March 31, 2007
Fiscal Note: \$4,000 included in 2006-2007 budget
- Action Item #3: Create list of potential GTV-9 programs/videos
Responsibility: Public Information Office
Timeframe: March 31, 2007
Fiscal Note: No fiscal impact
- Action Item #4: Gather list of ways to effectively market the channel and increase its exposure in the community
Responsibility: Public Information Office
Timeframe: March 31, 2007
Fiscal Note: No fiscal impact
- Action Item #5: Propose budget amendment to hire additional full-time videographer to create more programs
Responsibility: Public Information Office
Timeframe: May 7, 2007
Fiscal Note: \$42,176
- Action Item #6: Propose budget amendment to purchase vehicle to help facilitate staff's traveling to locations to film programming
Responsibility: Public Information Office
Timeframe: May 7, 2007
Fiscal Note: \$16,000 + insurance
- Action Item #7: Explore possible partnerships to purchase mobile production vehicle to increase exposure in the community (signage on the paint scheme) for use at festivals, in parades, and help facilitate production of multi-camera productions (events, programs, etc).
Responsibility: Public Information Office
Timeframe: September 30, 2007
Fiscal Note: To be determined

C. *Objective: Hold an annual City/ECU festival and encourage broad citizen participation*

- Action Item #1: Continue partnership with ECU to hold International Festival as part of the new PirateFest
Responsibility: Public Information Office
Timeframe: April 14, 2007
Fiscal Note: \$5,000 included in 2006-2007 budget
- Action Item #2: Research better signage options to encourage more participation and create a more festive feel at the International Festival

Responsibility: Public Information Office
Timeframe: April 1, 2007
Fiscal Note: No fiscal impact
- Action Item #3: Bring in better entertainment to help increase the attendance at the International Festival
Responsibility: Public Information Office
Timeframe: December 31, 2007
Fiscal Note: \$10,000 in 2007-2008 budget (increase of \$5,000)
- Action Item #4: Explore possibility of adding an “Oktoberfest” type celebration complete with food and beer garden at end of International Festival
Responsibility: Public Information Office
Timeframe: December 31, 2007
Fiscal Note: \$2,000
- Action Item #5: Explore possibility of creating a festival committee comprised of members of international businesses, Human Relations Council representative, City staff, and other community members as a way to increase citizen participation
Responsibility: Public Information Office
Timeframe: December 1, 2007
Fiscal Note: No fiscal impact

5. Goal: Enhance Diversity

A. Objective: Continue efforts to make City government reflect the community we serve

- Action Item #1: Implement provisions of the City’s revised Affirmative Action Statement through expanded participation in job fairs at colleges with a predominantly minority enrollment
Responsibility: All Departments
Timeframe: Ongoing
Fiscal Note: Funds included in departmental operating budgets
- Action Item #2: Support the work of the employee recruitment teams in the Police and Fire/Rescue Departments

Responsibility: Police and Fire-Rescue Departments
Timeframe: Ongoing
Fiscal Note: \$3,500

Action Item #3: Prepare 2007 annual reports as required by the Affirmative Action Statement
Responsibility: All Departments
Timeframe: December 31, 2007
Fiscal Note: No direct cost

Action Item #4: Increase understanding of community diversity issues through the participation of City supervisors in an updated diversity training workshop
Responsibility: Human Resources Department
Timeframe: April 30, 2007
Fiscal Note: \$7,000

Action Item #5: Increase understanding of community diversity issues through the participation of general City employees in an updated diversity training workshop
Responsibility: Human Resources Department
Timeframe: November 30, 2007
Fiscal Note: \$4,000

B. *Objective: Celebrate the diversity of our citizens*

Action Item #1: Prepare and present to the City Council a strategic plan for the Human Relations Council
Responsibility: Human Relations Officer and Human Relations Council
Timeframe: March 5, 2007
Fiscal Note: To be determined

Action Item #2: Increase participation in existing positive opportunities through public awareness, publicity, and targeted outreach efforts. Examples include, but are not limited to, the International Festival, Sunday in the Park, and July 4th Celebration
Responsibility: Public Information Office
Timeframe: Ongoing
Fiscal Note: Funds included in current budget

C. *Objective: Work toward an All-Inclusive City in 2007-2008*

Action Item #1: Present National League of Cities Inclusive Communities resolution for City Council consideration
Responsibility: Human Relations Officer and Human Relations Council

Timeframe: March 8, 2007
Fiscal Note: No direct costs

Action Item #2: Submit documentation to the National League of Cities so that Greenville will be officially recognized as an Inclusive Community
Responsibility: Human Relations Officer
Timeframe: April 30, 2007
Fiscal note: No direct costs

Action Item #3: Promote Greenville's designation as an Inclusive Community using National League of Cities marketing kit and GTV-9
Responsibility: Human Relations Officer and Public Information Office
Timeframe: June 30, 2007
Fiscal note: Minimal direct costs

Action Item #4: Hold an NLC Inclusive Communities sign installation ceremony and install signs on gateway corridors and at the PGV Airport
Responsibility: Human Relations Officer
Timeframe: June 30, 2007
Fiscal note: \$750

Action Item #5: Prepare proclamation for the Mayor's consideration designating September 24-28, 2007 as Race Equality Week
Responsibility: Human Relations Officer and Human Relations Council
Timeframe: September 1, 2007
Fiscal note: No direct costs

Action Item #6: Install sign near PGV Airport welcoming visitors to Greenville in different languages
Responsibility: Human Relations Officer, Human Relations Council, and City Manager's Office
Timeframe: August 31, 2007
Fiscal note: \$2,000

Action Item #7: Sponsor an annual Race Equality Breakfast for the community in conjunction with national Race Equality Week, September 24-28, 2007
Responsibility: Human Relations Officer and Human Relations Council
Timeframe: September 28, 2007
Fiscal note: \$1,500

Action Item #8: Work with the Youth Council, Pitt County Schools, and private schools to create a Race Equality initiative involving other students

to be aired on the school's TV-One Channel and the City's GTV-9 Channel

Responsibility: Human Relations Officer and Human Relations Council

Timeframe: October 31, 2007

Fiscal note: No direct costs

Action Item #9: Study establishing a diversity celebration festival

Responsibility: Human Relations Officer and Human Relations Council

Timeframe: December 31, 2007

Fiscal note: No direct costs

6. Goal: Emphasize the Importance of Neighborhood Stabilization and Revitalization

A. *Objective: Preserve/prevent deterioration of single-family neighborhoods for more sustainable communities*

Action Item #1: Create a Rental Property Registration and Certification Program (See Task Force on Preservation of Neighborhoods and Housing [TFPNH] recommendation #1)

Responsibility: Community Development and Information Technology Departments

Timeframe: February 29, 2008

Fiscal Note: To be determined

Action Item #2: Create a Code Enforcement Tracking System and Rental Property Database (See TFPNH recommendation #2)

Responsibility: Community Development and Information Technology Departments

Timeframe: January 31, 2007

Fiscal Note: \$58,000

Action Item #3: Rezone remaining predominantly single-family use neighborhoods to an "S district" classification (See TFPNH recommendation #6)

Responsibility: Community Development Department

Timeframe: December 31, 2008

Fiscal Note: \$4,500 in advertising costs

B. *Objective: Stay focused on revitalization block by block (MLK, Jr. Drive)*

Action Item #1: Continue to conduct activities on a block-by-block basis, with bi-monthly updates to the City Manager and City Council; focus on acquisition, demolition, new construction, and infrastructure improvements

Responsibility: Community Development Department

Timeframe: Ongoing

Fiscal Note: \$1,500,000

C. *Objective: Increase new homes and substandard housing rehabs in the 45-Block Revitalization Area by 10% or more by end of 2008*

- Action Item #1: Convert suitable and cost efficient acquired rental properties to owner-occupied housing
Responsibility: Community Development Department
Timeframe: December 31, 2008
Fiscal Note: \$100,000
- Action Item #2: Utilize the North Carolina Housing Finance Agency New Home Loan pool for eligible low to moderate income homebuyers
Responsibility: Community Development Department
Timeframe: December 31, 2008
Fiscal Note: \$100,000
- Action Item #3: Partner with the Greenville Housing Authority to provide homeownership counseling to residents who may qualify for Housing Choice Vouchers
Responsibility: Community Development Department and Greenville Housing Authority
Timeframe: December 31, 2007
Fiscal Note: No direct cost
- Action Item #4: Partner with Progressive Action & Restoration, Inc., with their Housing Counseling program to qualify 10 potential homebuyers
Responsibility: Community Development Department
Timeframe: December 31, 2008
Fiscal Note: \$16,000
- Action Item #5: Construct at least 10 new single-family homes annually
Responsibility: Community Development Department
Timeframe: December 31, 2007
Fiscal Note: \$660,000
- Action Item #6: Provide down payment assistance to at least 10 eligible low to moderate income homebuyers to purchase new homes constructed
Responsibility: Community Development Department
Timeframe: December 31, 2008
Fiscal Note: \$350,000
- Action Item #7: Provide assistance to at least 5 low to moderate income owner-occupied homes in need of repair
Responsibility: Community Development Department
Timeframe: December 31, 2008
Fiscal Note: \$350,000

D. *Objective: Review and modify the loan program for conversion of rental property to homeownership*

Action Item #1: Make recommendations to the City Council to increase participation in the Employee Homebuyer Incentive Program for the University Area
Responsibility: Community Development Department
Timeframe: March 5, 2007
Fiscal Note: Funds for program included in operating budget

Action Item #2: Evaluate changes to the Employee Homebuyer Incentive Program for the University Area to determine if further modifications are needed
Responsibility: Community Development Department
Timeframe: October 1, 2007
Fiscal Note: Funds for program included in operating budget

E. *Objective: Support neighborhood organizations to stabilize existing residential areas*

Action Item #4: Develop and adopt neighborhood plans to guide policy and investment decisions in older, established single-family neighborhoods (See TFPNH recommendation #9)
Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: No direct costs

Action Item #5: Employ a person focused on neighborhood improvements by connecting resources and people – investigate similar positions in other cities, develop a list of duties and job description for evaluation by City Council with the 2007-08 budget consideration
Responsibility: Community Development Department
Timeframe: May 7, 2007
Fiscal Note: To be determined

Action Item #3: Consider creating a Neighborhood Commission
Responsibility: Community Development Department and Assistant City Manager
Timeframe: August 31, 2007
Fiscal Note: To be determined

Action Item #4: Increase working relationships between code enforcement officers and neighborhood associations and groups
Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: Minimal direct costs

Action Item #5: Develop a plan to promote the unique architecture of various neighborhoods
Responsibility: Community Development Department and Historic Preservation Commission
Timeframe: October 1, 2007
Fiscal Note: To be determined

F. *Objective: Insure that neighborhoods have appropriate access to parks and recreation facilities*

Action Item #1: Update and amend the Parks Comprehensive Master Plan
Responsibility: Recreation and Parks Department
Timeframe: November 30, 2007
Fiscal Note: \$50,000

Action Item #2: Amend the subdivision and zoning regulations to require recreation and open space reservations and/or dedications based on population impact
Responsibility: Community Development, and Recreation and Parks Departments
Timeframe: Three months after completion of Parks Comprehensive Master Plan update
Fiscal Note: To be determined

Action Item #3: Explore the development/creation of a park on City property on NC 33 East
Responsibility: Recreation and Parks Department and City Council
Timeframe: December 31, 2007
Fiscal Note: \$50,000 appropriated for Master Plan

Action Item #4: Explore development of parks in underserved neighborhoods
Responsibility: Recreation and Parks Department and City Council
Timeframe: December 31, 2007
Fiscal Note: \$50,000 appropriated for Master Plan

Action Item #5: Monitor and respond to needs of senior citizens and people with disabilities
Responsibility: Recreation and Parks Department
Timeframe: Ongoing
Fiscal Note: To be determined on a project-by-project basis

G. *Objective: Continue pursuit of assisted living facility*

Action Item #1: Partner with a developer to construct an assisted living center in the 45- Block Revitalization Area
Responsibility: Community Development Department
Timeframe: December 31, 2008

Fiscal Note: To be determined

H. *Objective: Increase adaptive use of historic properties in redevelopment areas*

Action Item #1: In accordance with the West Greenville Revitalization Plan, develop conceptual plans for housing in the Historic Warehouse District

Responsibility: Community Development Department

Timeframe: April 1, 2007

Fiscal Note: To be determined

Action Item #2: Seek funding to complete a historic resources study that will create a blueprint for citywide property survey and designation; ensure that planning, preservation, and redevelopment go hand in hand; and establish a framework for preservation marketing programs

Responsibility: Community Development Department

Timeframe: December 31, 2007

Fiscal Note: To be determined

Action Item #3: Utilize the findings of the historic resources study to focus marketing efforts for historic resources and to attract private sector investment interest

Responsibility: Community Development Department

Timeframe: March 1, 2008

Fiscal Note: To be determined

Action Item #4: Review incentive programs and policies to determine what programs may be effective in leveraging private sector interest in historic properties

Responsibility: Community Development Department

Timeframe: October 1, 2007

Fiscal Note: To be determined

Action Item #5: Develop a plan to encourage partnering with residents in older neighborhoods to preserve and reclaim (with ECU) older housing stock

Responsibility: Community Development Department

Timeframe: November 1, 2007

Fiscal Note: To be determined

I. *Objective: Dispose of excess property*

Action Item #1: Update index of property in project areas and dispose of any excess property in the 45-Block Revitalization Area for affordable housing production, mixed use, commercial uses, and other land uses that comply with adopted plans for each area with approval of City Council

Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: Minimal direct cost

Action Item #2: Develop a citywide program for identification and disposal of unused City properties for sale with regular notices of availability
Responsibility: Community Development Department
Timeframe: July 31, 2007
Fiscal Note: Minimal direct cost

7. Goal: Promote Economic Development in the City

A. *Objective: Support and advocate investment for a vibrant and prosperous Center City*

Action Item #1: Evaluate techniques, methods, and partnerships for marketing Greenville's Center City to investors
Responsibility: Community Development Department
Timeframe: October 1, 2007
Fiscal Note: No direct costs

Action Item #2: Develop indicators and benchmarks for investment growth in the Center City and establish baselines for each
Responsibility: Community Development Department
Timeframe: November 1, 2007
Fiscal Note: No direct costs

Action Item #3: Evaluate public sector programs (i.e., grants, technical assistance, and infrastructure improvements) that may be used to leverage private sector investment
Responsibility: Community Development Department
Timeframe: December 1, 2007
Fiscal Note: No direct costs

Action Item #4: Work with Uptown Greenville to develop a program to market downtown services and resources to students and faculty
Responsibility: Community Development Department
Timeframe: September 1, 2007
Fiscal Note: \$5,000

B. *Objective: Create more downtown residential housing with historic architecture for all income levels*

Action Item #1: In accordance with the Center City Revitalization Plan, staff will develop conceptual plans for housing in the 1st Street/Town Common area

Responsibility: Community Development Department
Timeframe: April 1, 2007
Fiscal Note: To be determined

Action Item #2: Contact private sector financial and development partners to structure development agreements that will move the housing plans from concept to reality
Responsibility: Community Development Department
Timeframe: In progress
Fiscal Note: No direct costs

Action Item #3: In accordance with the Center City-West Greenville Redevelopment Plan, and through the assistance of Uptown Greenville, develop site design guidelines that will ensure that new construction and substantial renovations in the Center City area conform to the historic architectural character of the area
Responsibility: Community Development Department
Timeframe: August 31, 2007
Fiscal Note: \$18,000 for development of a professional document depicting design standards

Action Item #4: Explore partnerships with private developers that will lead to the redevelopment of historic structures for residential use
Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: No direct costs

Action Item #5: Work with private developers to develop plans to address often-cited obstacles to Center City development such as parking, stormwater management, and site access
Responsibility: Community Development Department
Timeframe: Ongoing
Fiscal Note: No direct costs

C. *Objective: Promote opportunities for small and minority businesses and encourage utilization of the minority workforce*

Action Item #1: Offer workshops and training to small businesses and MWBE vendors to enhance their ability to do business with the City
Responsibility: Financial Services Department
Timeframe: December 31, 2007
Fiscal Note: \$12,000

Action Item #2: Increase the number of MWBE vendors certified through the MWBE Program
Responsibility: Financial Services Department
Timeframe: December 31, 2007

Fiscal Note: No additional cost

Action Item #3: Continue to work on implementing a mentor program and the establishment of a small business incubator for small businesses
Responsibility: Financial Services Department
Timeframe: Ongoing
Fiscal Note: \$250,000

Action Item #4: Develop indicators and benchmarks for small business growth in the Center City and establish baselines
Responsibility: Community Development Department
Timeframe: November 1, 2007
Fiscal Note: To be determined

Action Item #5: Review small business creation programs in place in other regional jurisdictions
Responsibility: Community Development Department
Timeframe: November 1, 2007
Fiscal Note: To be determined

D. *Objective: Retain businesses in the redevelopment areas*

Action Item #1: Review business retention programs in place in other regional jurisdictions
Responsibility: Community Development Department
Timeframe: December 1, 2007
Fiscal Note: Minimal direct cost

Action Item #2: Prepare recommendations and any required budgetary requests to implement recommended business retention programs
Responsibility: Community Development Department
Timeframe: March 1, 2008
Fiscal Note: To be determined

E. *Objective: Promote the City to retain and expand business/industry and provide quality jobs*

Action Item #1: Continue to work closely with Pitt County Development Commission, Chamber of Commerce, East Carolina University, Pitt Community College, University Health Systems, and others to retain and expand business and industry and to encourage job creation with full benefits
Responsibility: City Manager
Timeframe: Ongoing
Fiscal Note: No direct costs

F. *Objective: Encourage mixed-income new development (residential)*

Action Item #1: Research development incentives and options that encourage and/or require mixed use and affordable housing including incentive and/or inclusionary zoning, transfer of development rights, density bonuses, proffers, and exactions
Responsibility: Community Development Department
Timeframe: December 1, 2007 (Phase 1)
Fiscal Note: No direct costs

8. Goal: Provide a Safe Community

A. *Objective: Create and implement community policing policies that increase public contact and improve the perception of the Police Department to reduce crime*

Action Item #1: Implement Comprehensive Community Policing Plan Department-wide
Responsibility: Police Department
Timeframe: June 30, 2007
Fiscal Note: To be determined

Action Item #2: Design and implement a crime analysis program that utilizes crime data to hold officers, supervisors, and managers accountable to assigned communities (Compstat Type Program)
Responsibility: Police Department
Timeframe: August 31, 2007
Fiscal Note: Cost of upgraded computer system is \$1,200,000

Action Item #3: Complete mandated community policing training for entire Department
Responsibility: Police Department
Timeframe: December 31, 2007
Fiscal Note: Training costs included in operating budget

Action Item #4: Provide support for establishing a 24-hour mental health intake center
Responsibility: City Council and City Manager
Timeframe: March 1, 2007
Fiscal Note: To be determined based on availability of federal funding

B. *Objective: Become more active in the prevention of juvenile violence in the community*

Action Item #1: Implement after-school program to target at-risk youth
Responsibility: Police Department
Timeframe: December 1, 2007

Fiscal Note: To be determined

Action Item #2: Partner with Pitt County Sheriff's Office and other municipal law enforcement agencies to target gang activity
Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: To be determined

Action Item #3: Continue support of Citizens United Against Violence (CUAV), Blue Print for Peace, and Project Unity
Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: No direct costs

Action Item #4: Create a Police Explorer Program for youth with funding and scholarships
Responsibility: Police Department
Timeframe: October 1, 2007
Fiscal Note: To be determined

Action Item #5: Develop the Greenville Police Athletic League (PAL) program at the Eppes Recreation Center
Responsibility: Police Department
Timeframe: December 31, 2007
Fiscal Note: To be determined

C. *Objective: Strengthen crime prevention efforts by increasing participation in community watch programs*

Action Item #1: Coordinate district officer participation with community watch programs through Community Policing Plan
Responsibility: Police Department
Timeframe: Ongoing
Fiscal Note: No direct cost

Action Item #2: Design strategies to work with current inactive Community Watch groups and assist them in becoming active
Responsibility: Police Department
Timeframe: July 1, 2007
Fiscal Note: To be determined

Action Item #3: Develop and implement new crime prevention programs with existing partners (community watch and other community organizations) and pursue new partnerships with faith-based organizations
Responsibility: Police Department
Timeframe: August 1, 2007

Fiscal Note: Minimal direct cost

D. *Objective: Improve the efficiency of public safety resources by addressing the Police response to false alarms*

Action Item #1: Present new false alarm ordinance to City Council for approval
Responsibility: Police Department
Timeframe: April 12, 2007
Fiscal Note: To be determined

Action Item #2: Develop false alarm public awareness and education program
Responsibility: Police Department
Timeframe: June 30, 2007
Fiscal Note: To be determined

Action Item #3: Prepare report that outlines experience with the false alarm program
Responsibility: Police Department
Timeframe: December 31, 2007
Fiscal Note: No direct cost

E. *Objective: Strengthen preparedness for a major disaster*

Action Item #1: Provide training to the business community on emergency management and business survival from disasters
Responsibility: Fire-Rescue Department
Timeframe: Ongoing
Fiscal Note: Minimal direct costs

Action Item #2: Rewrite the City's Emergency Operations Plan and establish departmental and overall Continuity of Operations Plans
Responsibility: Fire-Rescue Department
Timeframe: July 1, 2007
Fiscal Note: To be determined

9. **Goal: Develop Transportation Initiatives to Meet Community Growth and Ensure a Sustainable Community**

A. *Objective: Improve roads leading into and out of the City*

Action Item #1: Continue the inventory of conditions for all State and City-maintained roadways within the City
Responsibility: Public Works Department
Timeframe: June 30, 2007
Fiscal Note: Direct cost of \$30,000 for Condition Inventory Update

Action Item #2: Prioritize for improvement/repair based on condition survey
Responsibility: Public Works Department

Timeframe: September 1, 2007
Fiscal Note: No direct cost. Priority established in-house based on condition survey.

Action Item #3: Develop schedule for repair of City-maintained streets (resurfacing program)
Responsibility: Public Works Department
Timeframe: Ongoing
Fiscal Note: No direct cost. Schedule prepared in-house.

Action Item #4: Meet with NCDOT to develop schedule for repair of State highways
Responsibility: Public Works Department
Timeframe: September 30, 2007
Fiscal Note: No direct cost. Meeting and negotiations with NCDOT performed in-house.

Action Item #5: Work with Greenville Urban Area MPO and NCDOT to promote construction of new roads
Responsibility: Mayor, City Manager, and Public Works Department
Timeframe: Ongoing
Fiscal Note: Will be directly reimbursable for some of these activities as part of the MPO Grant; otherwise, no direct cost.

B. Objective: Develop initiatives/programs to reduce urban congestion

Action Item #1: Meet with largest employers to discuss feasibility of staggered starts and park-and-ride programs
Responsibility: Public Works Department
Timeframe: Ongoing
Fiscal Note: No direct cost. Contact and discussions performed by in-house personnel.

Action Item #2: Continue to participate in Public Transportation Working Group
Responsibility: Public Works Department
Timeframe: Ongoing
Fiscal Note: No direct cost. Staff works with Pitt County, ECU, and PATS.

C. Objective: Promote/lobby for state and federal funding for local transportation improvements

Action Item #1: Continue to work through the Greenville Urban Area MPO to publicize and lobby for the most important transportation needs
Responsibility: Mayor, City Manager, and Public Works

Department

Timeframe: Ongoing

Fiscal Note: No direct cost anticipated; 80% of incurred costs reimbursable through the MPO.

Action Item #2: Work with NCDOT Board members and local legislative delegation to promote the most important transportation needs

Responsibility: Mayor and Council, City Manager, and Public Works Department

Timeframe: Ongoing

Fiscal Note: No direct cost anticipated; 80% of incurred costs reimbursable through the MPO

Action Item #3: Work with NCDOT and CSX to relocate rail switching yard

Responsibility: Public Works Department

Timeframe: Ongoing

Fiscal Note: To be determined

D. *Objective: Increase GREAT ridership*

Action Item #1: Develop marketing program to better promote Greenville Area Transit (GREAT)

Responsibility: Public Works Department

Timeframe: September 2007

Fiscal Note: Direct cost will be determined based on plan

Action Item #2: Increase distribution of information/route schedules for GREAT

Responsibility: Public Works Department

Timeframe: Ongoing

Fiscal Note: Cost covered by current budget

Action Item #3: Develop partnerships with other agencies to facilitate the use of GREAT

Responsibility: Public Works Department

Timeframe: Ongoing

Fiscal Note: No direct cost. Will be completed in-house.

Action Item #4: Explore the establishment of a Public Transportation Authority

Responsibility: Public Works Department and City Manager

Timeframe: December 1, 2007

Fiscal Note: To be determined

Action Item #5: Build intermodal transportation center

Responsibility: Public Works Department

Timeframe: Complete site selection/conceptual plan by December 1, 2007

Fiscal Note: Estimated cost for project is \$8 million, having a 90%/10% cost share with Federal/State government paying 90% and City paying 10% local match.

E. Objective: Improve and make safer pedestrian crossings throughout Greenville

Action Item #1: Replace worn-out crosswalk markings with thermoplastic pavement markings
Responsibility: Public Works Department
Timeframe: Ongoing
Fiscal Note: Direct costs of materials and labor are included in current operating budget

Action Item #2: Replace existing pedestrian signal heads with countdown pedestrian signals
Responsibility: Public Works Department
Timeframe: Ongoing
Fiscal Note: Program is subject to receiving funds for signal equipment

Action Item #3: Include countdown signal heads at new pedestrian signal installations
Responsibility: Public Works Department
Timeframe: Ongoing as signalization projects develop
Fiscal Note: Cost of countdown pedestrian signal heads will be included as part of an overall project for a new traffic signal installation at an intersection with sidewalks.

F. Objective: Maximize use of Pitt-Greenville Airport: continue efforts for more commercial service

Action Item #1: Provide funding to match federal commercial air service development grant
Responsibility: City Council
Timeframe: September 30, 2007
Fiscal Note: \$33,333

Action Item #2: Consider requesting accommodations tax funds to market airport
Responsibility: City Council and Convention & Visitors Authority
Timeframe: June 30, 2007
Fiscal Note: To be determined

G. Objective: Explore bringing passenger rail back to Greenville

Action Item #1: Discuss with NCDOT the feasibility of bringing passenger rail service back to Greenville
Responsibility: Public Works Department

Timeframe: August 1, 2007
Fiscal Note: No direct cost

10. Goal: Maintain the Financial Stability of the City

A. Objective: Improve the format of financial information decision-making

Action Item #1: Revise and enhance the monthly financial statements, budget ordinance amendments, and the investment management information submitted and presented to City Council
Responsibility: Financial Services Department and Assistant City Manager
Timeframe: September 30, 2007
Fiscal Note: To be determined

Action Item #2: Establish a formal write-off and allowance for doubtful accounts policy for miscellaneous receivables
Responsibility: Financial Services Department
Timeframe: April 30, 2007
Fiscal Note: To be determined

Action Item # 3: Establish policies and procedures for funding post-retirement liabilities as required by GASB (Governmental Accounting Standards Board) based on annual actuarial studies
Responsibility: Financial Services Department, Human Resources, and City Manager
Timeframe: December 31, 2007
Fiscal Note: To be determined

Action Item #4: Develop budget targets for departments for the 2008-09 and 2009-10 budget and operating plan and allocate direct cost to departments where feasible
Responsibility: Financial Services Department, Assistant City Manager, and City Manager
Timeframe: December 31, 2007
Fiscal Note: No additional cost

B. Objective: Determine plans for moving forward on annexations

Action Item #1: Develop an annexation policy and implementation plan for City Council consideration
Responsibility: Community Development Department and Assistant City Manager
Timeframe: June 1, 2007
Fiscal Note: No direct cost

Action Item #2: Complete annexation process for River Hills Subdivision
Responsibility: Community Development Department
Timeframe: June 30, 2007
Fiscal Note: To be determined

“COPY”

BUDGET ORDINANCE AMENDMENT #7 TO CITY OF GREENVILLE 2006-2007
BUDGET AND CAPITAL PROJECT BUDGET ORDINANCES TO SET UP INTERMODAL
TRANSPORTATION CENTER PROJECT FUND AND AMEND MUNICIPAL/ADMINIS-
TRATIVE FACILITIES CAPITAL PROJECT FUND - ADOPTED

City Manager Bowers presented an amendment to the 2006-2007 budget ordinance to transfer funds from the Capital Reserve to pay Pitt Community College for construction of improvements at the public safety training center, to allocate funds to cover the lien balance on a 2003 Infinity G35 that was confiscated and turned over to the Greenville Police Department's Special Investigations Unit, to allocate Contingency funds to transfer to the Intermodal Transportation Center Project, and to allocate funds from ticket sales and donations to support the Eastern Regional High School Basketball Tournament. A budget ordinance to establish the Intermodal Transportation Center Project Fund was also presented, as was a budget ordinance to amend the Municipal/Administrative Facilities Capital Project Budget for a grant received from the West Memorial Fund for constructing a fountain in front of City Hall.

Motion was made by Council Member Craft and seconded by Council Member Dunn to adopt the ordinance approving budget ordinance amendment #7 to the 2006-2007 City of Greenville budget. Motion carried with a vote of 4:2. Council Members Dunn, Craft, Spell and Little voted in favor of the motion. Mayor Pro-Tem Council and Council Member Glover voted in opposition. (Ordinance No. 07-40)

Motion was made by Council Member Craft and seconded by Council Member Dunn to adopt the capital project budget ordinance for the Intermodal Transportation Center Project. Motion carried with a vote of 4:2. Council Members Dunn, Craft, Spell and Little voted in favor of the motion. Mayor Pro-Tem Council and Council Member Glover voted in opposition. (Ordinance No. 07-41)

Motion was made by Council Member Craft and seconded by Council Member Dunn to adopt the ordinance amending the capital project budget ordinance for the Municipal/Administrative Facilities Capital Project Fund. Motion carried with a vote of 4:2. Council Members Dunn, Craft, Spell and Little voted in favor of the motion. Mayor Pro-Tem Council and Council Member Glover voted in opposition. (Ordinance No. 07-39)

COMMENTS FROM MAYOR AND CITY COUNCIL

Council Member Spell congratulated and thanked the Environmental Advisory Commission and Community Appearance Commission for their hard work on the tree ordinance. He wished East Carolina University a happy 100th birthday, and stated that he spent seven years there for two degrees.

Council Member Little also congratulated ECU on its 100th year centennial. The Chancellor and staff did a great job at the celebration. He reminded the Council that the Police Community Relations Committee will meet on March 20 at 7:00 in District 5.

Mayor Pro-Tem Council wished ECU a happy birthday. She wanted the record to reflect that on the 100th birthday of ECU, the City of Greenville deleted Martin Luther King, Jr. Drive. On the program at the General Assembly event, they did a resolution regarding the first African-American student enrolling in 1963. That was an oversight and not listed in the program of history. This could have been put in as a milestone of the University, as there was room. It was listed as HR Joint Resolution 460; however, it was not on the program. That was another dilution of history that happened here as it relates to the African-American community. She hopes that as they go into the next centennial, that things will improve. Also, Dr. Best's name was not mentioned for working to get the Medical School here, and he was instrumental in doing that. People need to know and support history.

Council Member Glover stated that Chancellor Muse started the University Council to hear the community, and Dr. Ballard has carried that on because he wants to hear from the community. The Medical School has moved forward faster than the University in diversity.

Mayor Parrott stated that East Carolina has more African-American students percentagewise than any other traditionally white university.

Council Member Glover stated that she was speaking about faculty and not students.

CITY MANAGER'S REPORT

City Manager Bowers stated that there is no need for the March 19 meeting.

Motion was made by Council Member Dunn and seconded by Council Member Craft to cancel the March 19, 2007 City Council meeting. Motion carried unanimously.

ADJOURN

Motion was made by Council Member Spell and seconded by Council Member Little to adjourn the meeting at 10:30 p.m. Motion carried unanimously.

Respectfully submitted,

Wanda T. Elks
City Clerk



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Various tax refunds

Explanation: The Director of Financial Services recommends a refund of the following taxes:

<u>Payee</u>	<u>Description</u>	<u>Amount</u>
Terry Anne Senne	Prorate taxes on vehicle	\$102.54
Richard & Kathy & Nathan Ford	Airplane listed in Wake County	\$537.82
Daimler Chrysler Financial Services Trust	Prorate taxes on vehicle	\$120.22

Fiscal Note: The total amount to be refunded is \$760.58.

Recommendation: City Council approve recommended tax refunds.

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

Attachments / [click to download](#)



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: General Fund loan to the Aquatics and Fitness Center Enterprise Fund for equipment purchases

Explanation: The Aquatics and Fitness Center renovation project consists of two components: facility renovations and equipment replacement. The facility renovations are being funded completely by a \$500,000 North Carolina Parks and Recreation Trust Fund Grant. Work on these renovations began last November and is nearing completion.

The grant funds cannot be used to replace existing equipment. As part of the overall project, last year the City Council approved in concept a General Fund loan to cover the cost of the equipment replacement. The equipment to be purchased is a combination of cardiovascular, free weights, and other specialized exercise equipment. The estimated price of these items is approximately \$100,000.

In order to fund these expenses, the City Council will need to approve a loan of \$100,000 to the Aquatics and Fitness Center Enterprise Fund, to be repaid without interest over the next 5 years, with debt service beginning July 1, 2007. Increased revenues resulting from (1) more members joining to use the newly renovated Center and (2) higher membership fees to be approved as part of the 2007-2008 budget will offset the annual debt service payments.

Fiscal Note: Loan from the General Fund's reserves to the Aquatics and Fitness Center Enterprise Fund in the amount of \$100,000.

Based on previous direction from the City Council, staff plans to discontinue the Aquatics and Fitness Center as an enterprise fund at the start of the 2008-2009 fiscal year and incorporate the activity as a separate division of the Recreation and Parks Department budget in the General Fund. Regardless of this accounting change, the intent will be for the Aquatics and Fitness Center to cover all direct costs including this proposed loan's debt service amount.

Recommendation: City Council approve the loan.

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

Attachments / click to download



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Resolution of intent to close a portion of Chippendail Road east of West Quail Hollow Road

Explanation: Attached for City Council's consideration is a resolution of intent to close a portion of Chippendail Road located east of West Quail Hollow Road a distance of approximately 262 feet. A petition (attached) requesting the closure of this portion of Chippendail Road was submitted by Mr. Collice Moore and adjoining property owners. The attached maps illustrate the segment of roadway to be closed.

The portion of Chippendail Road requested to be closed includes approximately 262 feet of public right-of-way, of which 150 feet has been improved. This segment primarily serves as an ingress/egress for the adjoining property owners.

City staff has reviewed the request and determined the proposed closure of this segment of Chippendail Road is appropriate and will not cause any disruptions to the traveling public. There are no future plans to extend this segment of roadway. As proposed, the abandoned right-of-way will remain as an ingress/egress and utility easement.

Adoption of the resolution of intent to close this portion of Chippendail Road begins the public input process. This notice will be advertised in The Daily Reflector on four consecutive weeks. Signs will also be posted at the location of the proposed closing advertising the public hearing. City Council will hold a public hearing on May 10, 2007 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.

Fiscal Note: The City will no longer be responsible for the maintenance of this portion of Chippendail Road. There will be no significant fiscal impact to the City.

Recommendation: City Council adopt the resolution of intent to close the portion of Chippendail Road

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

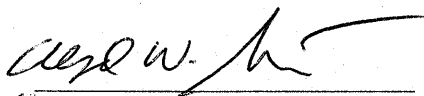
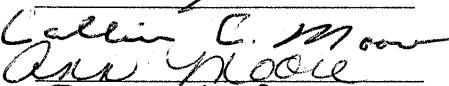
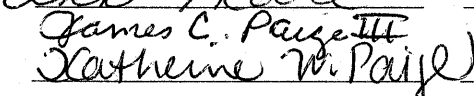
Attachments / click to download

-  [Petition and Map for Chippendail Road](#)
 -  [Aerial View of Chippendail Road](#)
 -  [Chippendail Rd Resolution Intent to Close](#)
-

PETITION FOR PROPERTY OWNERS TO
CLOSE A STREET

We the undersigned owner(s) of real property adjoining blocks(s) of CHIPPENDALE ROAD, do hereby petition the Council of the City of Greenville, North Carolina to permanently close the street as described on Exhibit "A" attached.

Signatures of the person(s) requesting the street closing shall be as follows: Property owned by more than one individual shall be signed by all owners. Property owned by husband and wife (tenants in common) both shall the petition. Property owned by corporation shall be signed by president or vice president and secretary. Signatures of all remaining property owners should be listed on the attached sheet.

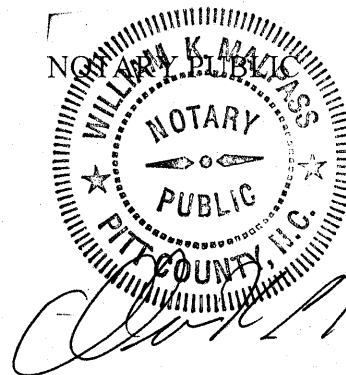
<u>Signature</u>	<u>Name</u>	<u>Address</u>	<u>PIN</u>
	<u>Alfred W. Smith</u>	<u>PO Box 2712 Greenville, NC 27836</u>	<u>27949</u>
	<u>Collice C. and Ann Moore</u>	<u>PO Box 7183 Greenville, NC 27835</u>	<u>31938</u>
	<u>James C., III and Katherine W. Paige</u>	<u>215 Quail Hollow Rd. Greenville, NC 27858</u>	<u>29087</u>

North Carolina
Pitt County

I William K. McPass, a Notary Public in and for the aforesaid County and State, do hereby certify that Alfred W. Smith, appeared before me this day and acknowledged the due execution of the fore going instrument.

Witness my hand and Notarial Seal, this the 7th day of February, 2007.

MY COMMISSION EXPIRES 3/26/2011

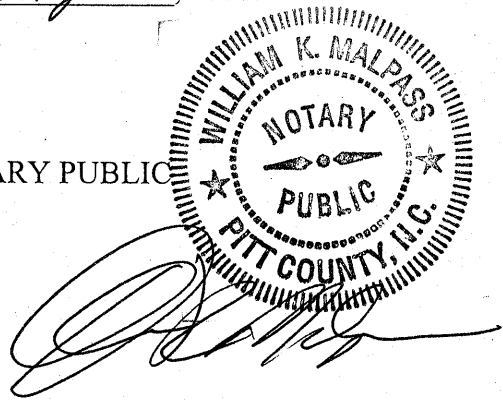


I William R. Malpass, a Notary Public in and for the aforesaid County and State, do hereby certify that Collice C. Moore, appeared before me this day and acknowledged the due execution of the fore going instrument.

Witness my hand and Notarial Seal, this the 7th day of February, 2007.

MY COMMISSION EXPIRES 3/26/2011

NOTARY PUBLIC

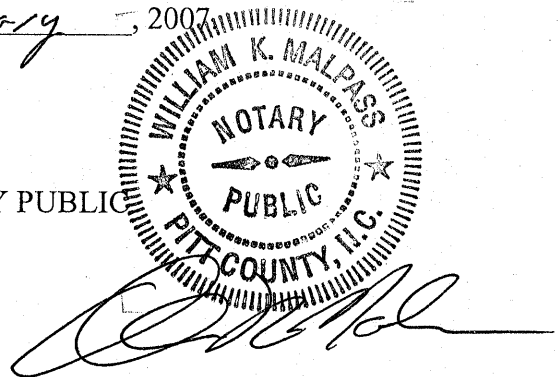


I William R. Malpass, a Notary Public in and for the aforesaid County and State, do hereby certify that Ann Moore, appeared before me this day and acknowledged the due execution of the fore going instrument.

Witness my hand and Notarial Seal, this the 7th day of February, 2007.

MY COMMISSION EXPIRES 3/26/2011

NOTARY PUBLIC

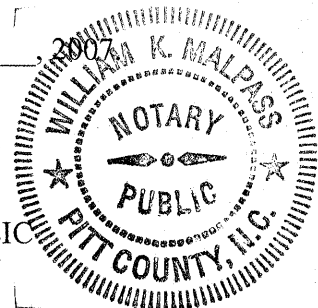


I William R. Malpass, a Notary Public in and for the aforesaid County and State, do hereby certify that James C. Paige IV, appeared before me this day and acknowledged the due execution of the fore going instrument.

Witness my hand and Notarial Seal, this the 7th day of February, 2007.

MY COMMISSION EXPIRES 3/26/2011

NOTARY PUBLIC

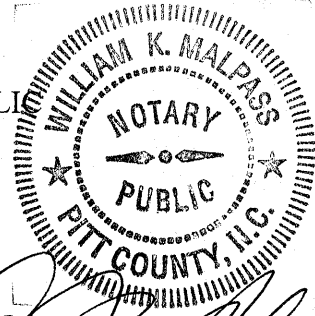


William K. Malpass, a Notary Public in and for the aforesaid County and State, do hereby certify that Katherine W. Paige, appeared before me this day and acknowledged the due execution of the fore going instrument.

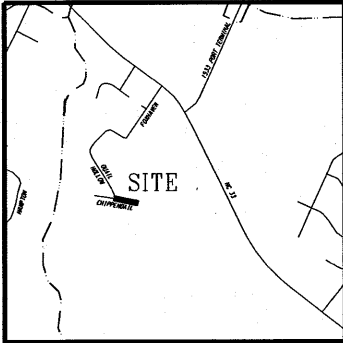
Witness my hand and Notarial Seal, this the 7th day of February, 2007.

MY COMMISSION EXPIRES 3/26/2011

NOTARY PUBLIC



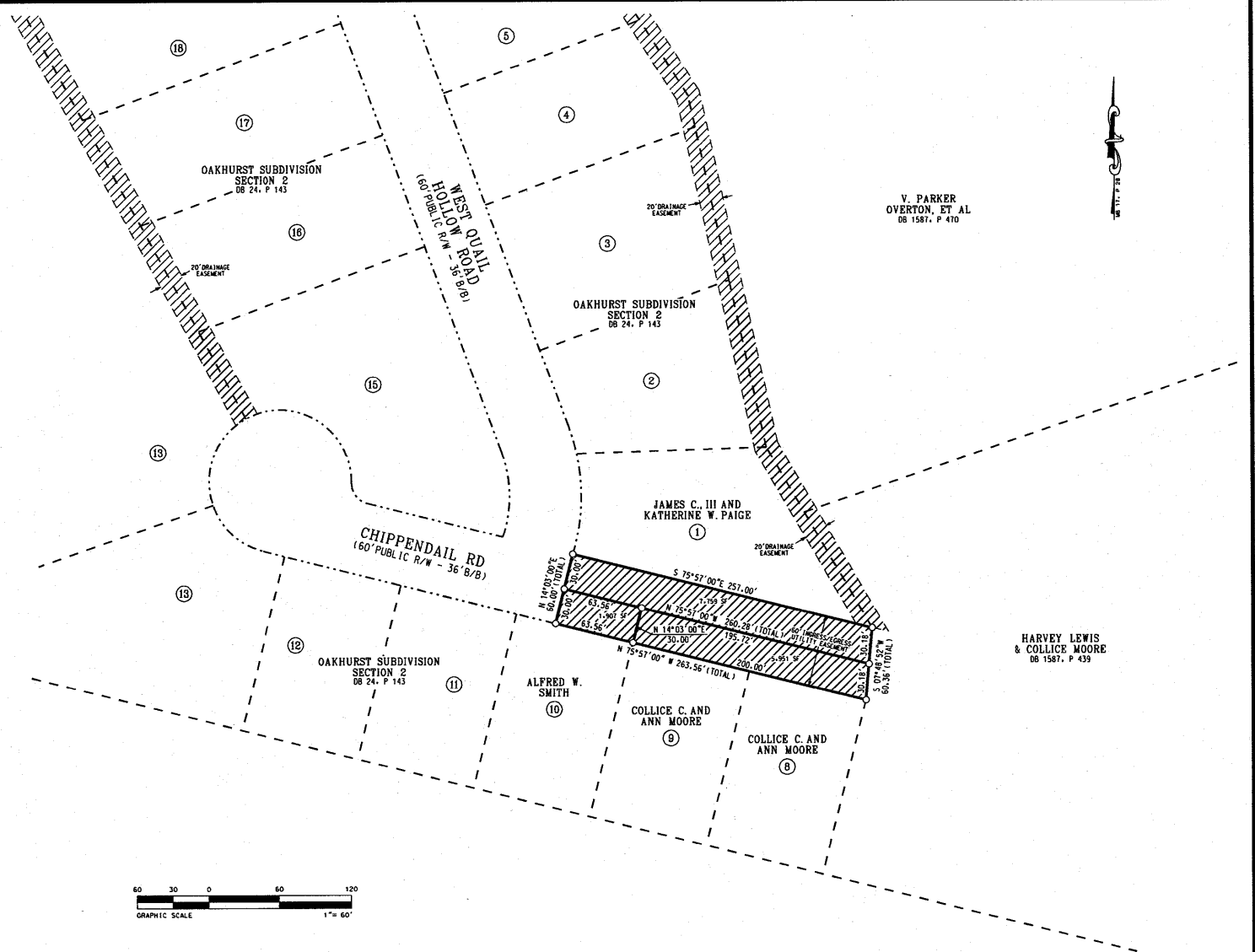
[Handwritten signature of William K. Malpass]



VICINITY MAP
1" = 1000'

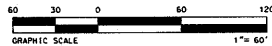
NOTES:

THE DESIGNATION NOTED OVER WATER, SANITARY SEWER, GAS OR ELECTRIC LINES ARE FOR THE PURPOSE OF ESTABLISHING THE WIDTH OF SAID EASEMENTS. THE EASEMENTS SHOWN ARE NOT EXCLUSIVE AND WILL PERMIT THE FUTURE INSTALLATION OF WATER, SANITARY SEWER, GAS AND ELECTRIC LINES WITHIN THOSE DESIGNATED WIDTHS.



V. PARKER
OVERTON, ET AL
DB 1587, P 410

HARVEY LEWIS
& COLLICE MOORE
DB 1587, P 439



CERTIFICATION	CERTIFICATION	REVIEW OFFICERS CERTIFICATE	MAYOR'S CERTIFICATE	STREET CLOSING	
<p>1, CARLTON E. PARKER, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL FIELD SURVEY MADE BY ME; THAT THE RATIO OF PRECISION AS CALCULATED BY LATITUDES AND DEPARTURES IS 1:10,000+; THAT BOUNDARIES NOT SURVEYED ARE SHOWN AS BROKEN LINES PLATTED FROM MAPS AND DEED REFERENCED HEREON; AND THIS MAP WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. WITNESS MY HAND AND SEAL THIS THE ___ DAY OF _____, 2007.</p> <p>CARLTON E. PARKER, PLS NC L-2980</p>	<p>1, CARLTON E. PARKER, CERTIFY THIS SURVEY IS OF ANOTHER CATEGORY, SUCH AS THE RECOMBINATION OF EXISTING PARCELS, A COURT ORDERED SURVEY OR OTHER EXCEPTION TO THE DEFINITION OF SUBDIVISION.</p> <p>CARLTON E. PARKER, PLS NC L-2980</p>	<p>STATE OF NORTH CAROLINA COUNTY OF PITT</p> <p>I, _____, REVIEW OFFICER OF PITT COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.</p> <p>DATE: _____, 2007</p> <p>REVIEW OFFICER</p>	<p>THIS IS TO CERTIFY THAT THE CITY COUNCIL OF THE CITY OF GREENVILLE HAS PASSED A RESOLUTION TO CLOSE _____</p> <p>RESOLUTION NUMBER _____</p> <p>SIGNED _____ MAYOR</p> <p>SIGNED _____ CITY CLERK</p>	<p>PORTION OF CHIPPENDAIL ROAD</p> <p>REFERENCE MAP BOOK 24, PAGE 143 OF THE PITT COUNTY REGISTRY</p> <p>GREENVILLE GREENVILLE TWP. PITT CO. NORTH CAROLINA</p>	
				<p>SURVEYED: CEP</p> <p>DRAWN: KCW</p> <p>APPROVED: CEP</p> <p>DATE: 01/24/07</p> <p>SCALE: 1" = 60'</p> <p>SHEET 1 OF 1</p>	
				<p>MALPASS & ASSOCIATES 3107 E. ARLINGTON BLVD, SUITE D GREENVILLE, N.C. 27858 (252) 756-1780</p>	

Item # 4

RESOLUTION NO. 07-___
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE
DECLARING ITS INTENT TO CLOSE A PORTION OF CHIPPENDAIL ROAD

WHEREAS, the City Council has received a petition to close a portion of the 60 foot right of way of Chippendail Road, starting at the intersection with the right of way of West Quail Hollow Road and running northwardly about 262 feet to the northern terminus of Chippendail Road; and,

WHEREAS, the City Council intends to close that portion of said street, in accordance with the provisions of G.S. 160A-299;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL that it is the intent of the City Council to close a portion of said street, more particularly described as follows:

To Wit: A 60-foot wide street as shown on the plat entitled "Street Closing – Portion of Chippendail Road", prepared by Malpass & Associates dated January 1, 2007.

Location: Lying and being in the City of Greenville, Pitt County, North Carolina and being bounded as follows: On the north by Lot 1, Oakhurst Subdivision, Section 2 as recorded in Map Book 24, Page 143; on the east by the Harvey Lewis and Collice Moore property as recorded in Deed Book 1587, Page 439; on the south by Lots 8, 9, and 10, Oakhurst Subdivision, Section 2; and on the west by the eastern right of way of West Quail Hollow Road; and being more particularly described as follows:

Beginning at a point at the intersection of northern right of way of Chippendail Road with the western right of way of West Quail Hollow Road and being the southwest corner of Lot 1, Oakhurst Subdivision, Section 2; thence from said point of beginning and running along the northern right of way of Chippendail Road, S 75°57'00" E – 257.00' to a point in the western line of the Harvey Lewis and Collice Moore property as recorded in Deed Book 1587, Page 439; thence with the western line of the Harvey Lewis and Collice Moore property, S 07°48'52" E – 60.36' to the northeast corner of Lot 8, Oakhurst Subdivision, Section 2, a point in the southern right of way of Chippendail Road; thence with the southern right of way of Chippendail Road, N 75°57'00" W – 263.56' to a point in the intersection of the southern right of way of Chippendail Road with the projection of the eastern right of way of West Quail Hollow Road; thence along the projection of the eastern right of way of West Quail Hollow Road, N 14°03'00" E – 60.00' to the point of beginning.

BE IT FURTHER RESOLVED that a public hearing will be held in the Council Chamber, City Hall, Greenville, North Carolina, on the 10th day of May, 2007 at 7:00 p.m. to consider the advisability of closing the aforesaid street. At such public hearing, all objections and suggestions will be duly considered.

BE IT FURTHER RESOLVED, that a copy of this resolution be published once a week for four (4) consecutive weeks in the Daily Reflector; that a copy of this resolution be sent by certified mail to the owners of property adjacent to the above described street, as shown on the County tax records; and that a copy of this resolution be posted in at least two (2) places along the portion of the street to be closed.

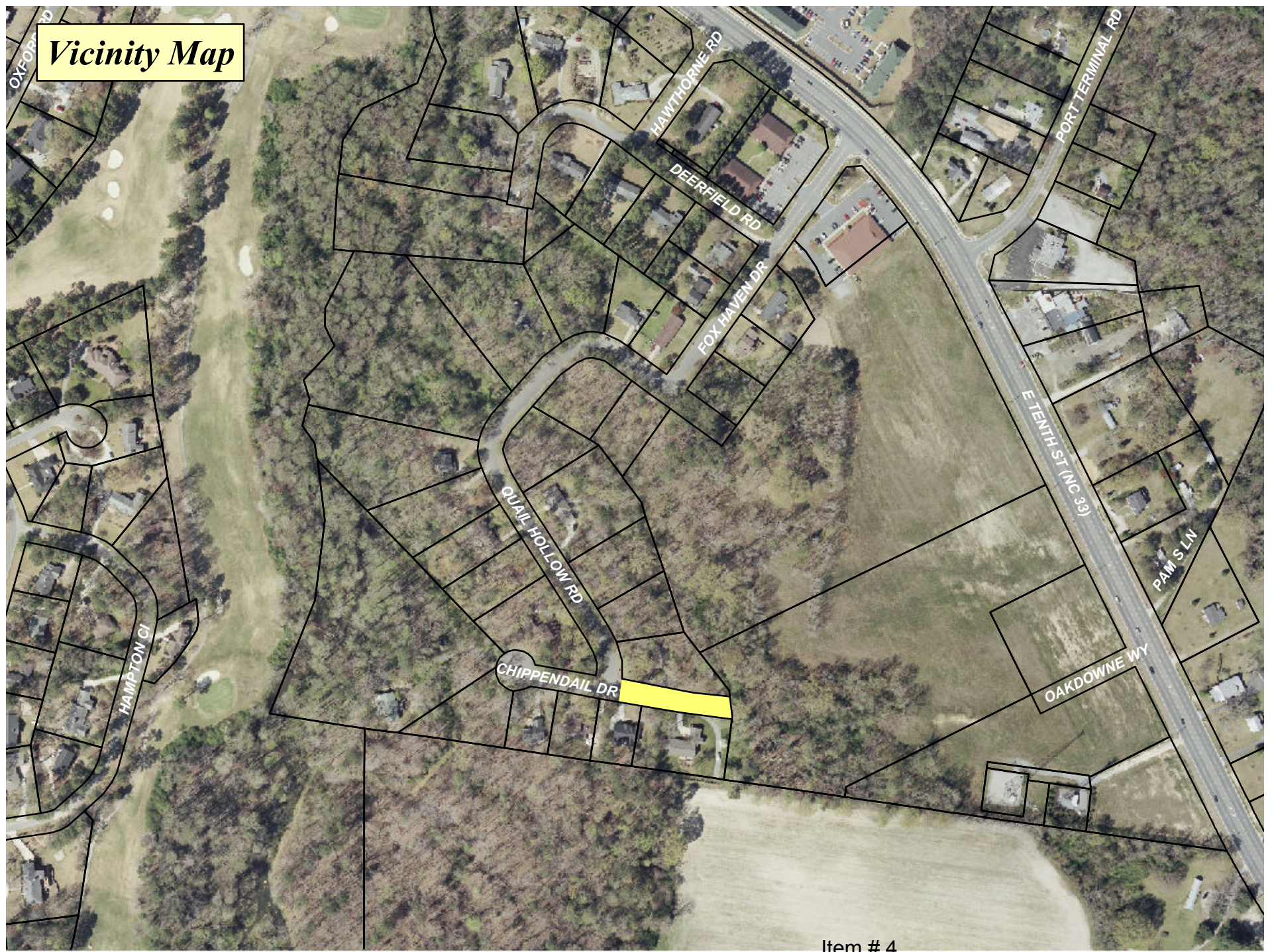
Duly adopted this the 9th day of April, 2007.

ROBERT D. PARROTT, MAYOR

ATTEST:

WANDA T. ELKS, CITY CLERK

Vicinity Map





City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Resolution of intent to close a portion of South Watauga Avenue located south of Broad Street

Explanation: Attached for City Council's consideration is a resolution of intent to close a portion of South Watauga Avenue from a point approximately 109 feet south of Broad Street to the Norfolk-Southern Railroad, a distance of 188 feet. A petition (attached) requesting the closure of this portion of South Watauga Avenue was submitted by Garris Evans Lumber Company. The attached maps illustrate the segment of roadway requested to be closed.

The Garris Evans Lumber Company has petitioned the City to close this portion of South Watauga Avenue to expand the Company's facility operations. The Company is in the process of acquiring the Old Keel Warehouse site from the City. Closing this portion of South Watauga Avenue will provide a connection for Garris Evans Lumber Company to expand operations to the old warehouse site. The street segment requested to be closed ends at the Norfolk Southern Railroad, and there is no crossing at this location.

City staff has reviewed the request and met with Garris Evans Lumber Company representatives to discuss this request. Staff has determined the proposed closure of this section of South Watauga Avenue is appropriate and will not cause any disruptions to the traveling public.

Adoption of the resolution of intent to close this portion of South Watauga Avenue begins the public input process. This notice will be advertised in The Daily Reflector on four consecutive weeks. Signs will also be posted at the location of the proposed closing advertising the public hearing. City Council will hold a public hearing on May 10, 2007 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.

Fiscal Note: The City will no longer be responsible for the maintenance of this portion of South Watauga Avenue. There will be no significant fiscal impact to the City.

Recommendation: City Council adopt the resolution of intent to close a portion of South Watauga Avenue

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

Attachments / click to download

- [📎 Petition and Map for S. Watauga Ave Street Closing](#)
 - [📎 Aerial View of Watauga Avenue](#)
 - [📎 S_Watauga_Ave_Resolution_Intent_to_Close](#)
 - [📎 Property_Owners_adjacent_to_S_Watauga_Avenue](#)
-

PETITION TO CLOSE A STREET

We, the undersigned do hereby petition the City Council of Greenville, North Carolina to permanently close the street as described on Exhibit "A" attached.

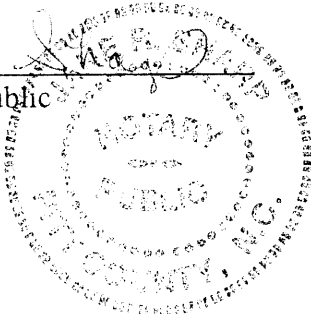
SIGNATURE	NAME	ADDRESS
<i>GARRIS EVANS LUMBER CO</i> <i>David A. Evans</i>	David A. Evans	O Watauga Ave.

North Carolina
Pitt County

I, Jane R. Sharp, a Notary Public in and for the aforesaid County and State, do hereby certify that David A. Evans Jr., appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and Notarial Seal, this the 1, day of February, 2007.

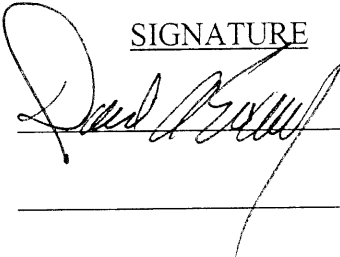
Jane R. Sharp
Notary Public



My Commission Expires: My Commission Expires August 1, 2010

PETITION TO CLOSE A STREET

We, the undersigned do hereby petition the City Council of Greenville, North Carolina to permanently close the street as described on Exhibit "A" attached.

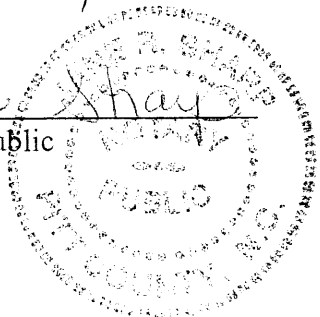
SIGNATURE	NAME	ADDRESS
	David A. Evans	1370 S. Wautauga Ave.

North Carolina
Pitt County

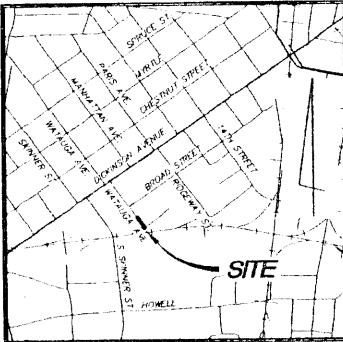
I, Jane R Sharp, a Notary Public in and for the aforesaid County and State, do hereby certify that DAVID A EVANS JR, appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and Notarial Seal, this the 1, day of February, 2007.

Jane R Sharp
Notary Public



My Commission Expires: My Commission Expires August 1, 2010



LOCATION MAP

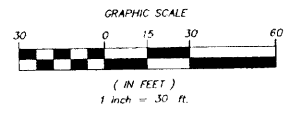
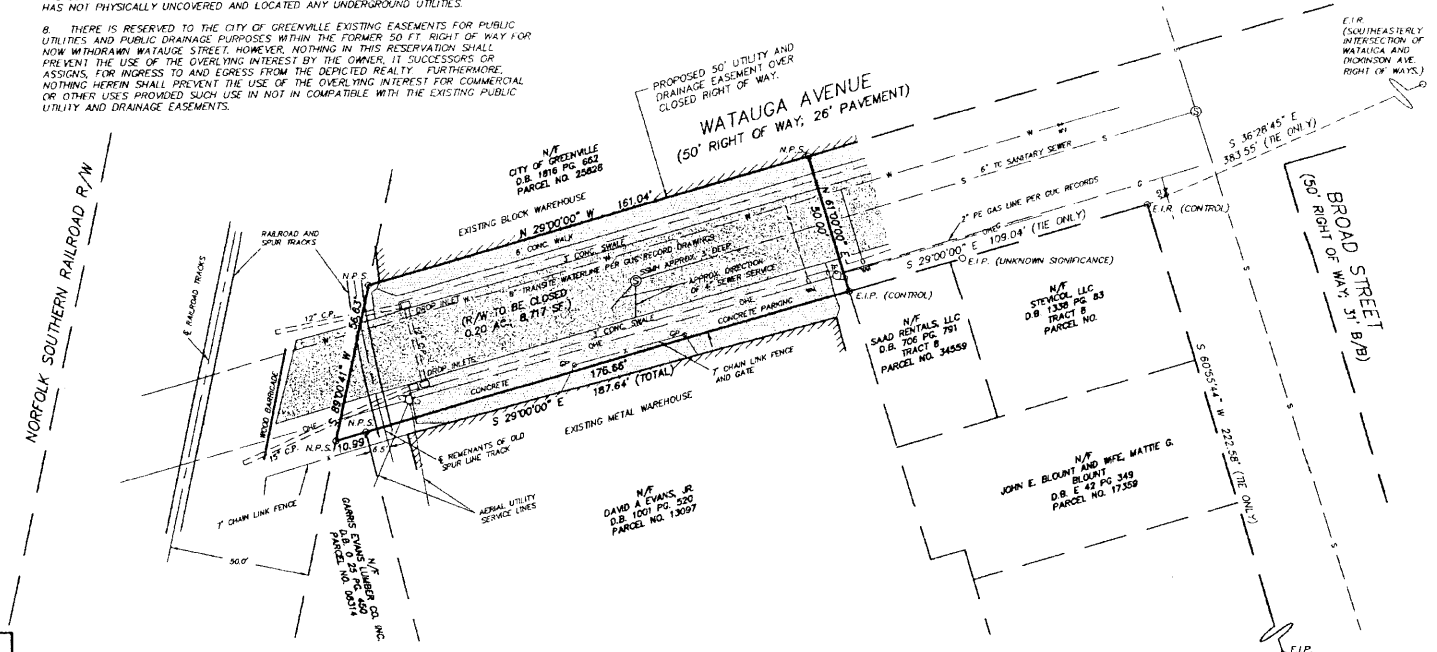
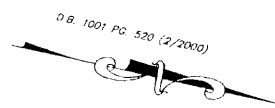
SCALE: 1" = 1000'

LEGEND

TP	TELEPHONE FEED STAL
GP	GATE POST
LP	LIGHT POLE
SM	SANITARY SEWER MANHOLE
WM	WATER METER
WV	WATER VALVE
GV	GAS VALVE
CP	CONCRETE PIPE
TC	TERRA COTTA
R/W	RIGHT OF WAY
USE	UNDERGROUND ELECTRIC
W	WATER MAIN / SERVICE
G	GAS MAIN / SERVICE
S	STORM DRAINAGE LINES
SS	SANITARY SEWER MAIN
F	FENCE
ASPH	ASPHALT
CONC	CONCRETE
UTL	UTILITY POLL
E.I.P.	EXISTING IRON PIPE
E.I.R.	EXISTING IRON ROD
B/B	BACK TO BACK
APPROX	APPROXIMATE

NOTES

- ALL DISTANCES ARE HORIZONTAL GROUND MEASUREMENTS.
- THIS PROPERTY IS LOCATED WITHIN "ZONE X" (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN), AS DETERMINED FROM FIRM MAP NUMBER 2/20467/00 J PANEL 4677 J, EFFECTIVE JANUARY 2, 2004. NGVD29 + (-)1.15 = NAVD 88
- THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT OF A TITLE COMMITMENT REPORT. RIVERS AND ASSOCIATES DOES NOT CLAIM THAT ALL MATTERS OF RECORD WHICH MAY OR MAY NOT AFFECT THIS PROPERTY ARE SHOWN HEREON.
- PROPERTY SUBJECT TO ANY AND ALL EASEMENTS, RIGHTS OF WAY, RESTRICTIVE COVENANTS WHICH MAY BE OF RECORD.
- UNDERGROUND UTILITIES PLOTTED IN PART FROM ACTUAL FIELD LOCATION OF EXISTING ABOVE GROUND FEATURES AND IN PART FROM MAPS ON RECORD AT GUC OR PROVIDED BY CLIENT. ACTUAL LOCATIONS MAY VARY. OTHER UTILITIES MAY EXIST. CONTRACTOR SHOULD CONTACT NORTH CAROLINA ONE-CALL CENTER (800 ONE-CALL) AT 1-800-632-4349 TO HAVE UNDERGROUND UTILITIES LOCATED PRIOR TO EXCAVATING OR TRENCHING.
- THE SURVEYOR MAKES NO GUARANTEE THAT THE UTILITIES SHOWN ARE COMPRISED OF ALL SUCH UTILITIES IN THE AREA OF SURVEY EITHER IN SERVICE OR ABANDONED. THE SURVEY FURTHER DOES NOT WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED. THE SURVEYOR DOES HEREBY CERTIFY THAT ALL UTILITIES ARE LOCATED AS ACCURATELY AS POSSIBLE FROM INFORMATION AVAILABLE. THE SURVEYOR HAS NOT PHYSICALLY UNCOVERED AND LOCATED ANY UNDERGROUND UTILITIES.
- THERE IS RESERVED TO THE CITY OF GREENVILLE EXISTING EASEMENTS FOR PUBLIC UTILITIES AND PUBLIC DRAINAGE PURPOSES WITHIN THE FORMER 50 FT. RIGHT OF WAY FOR NOW WITHDRAWN WATAUGA STREET. HOWEVER, NOTHING IN THIS RESERVATION SHALL PREVENT THE USE OF THE OVERLYING INTEREST BY THE OWNER, HIS SUCCESSORS OR ASSIGNS, FOR INGRESS TO AND EGRESS FROM THE DEPICTED REALTY. FURTHERMORE, NOTHING HEREIN SHALL PREVENT THE USE OF THE OVERLYING INTEREST FOR COMMERCIAL OR OTHER USES PROVIDED SUCH USE IS NOT IN COMPATIBLE WITH THE EXISTING PUBLIC UTILITY AND DRAINAGE EASEMENTS.



MAYOR'S CERTIFICATE

THIS IS TO CERTIFY THAT THE CITY COUNCIL OF THE CITY OF GREENVILLE HAS PASSED A RESOLUTION TO CLOSE A PORTION OF WATAUGA AVENUE.

RESOLUTION NO. _____

SIGNED _____ MAYOR

SIGNED _____ CITY CLERK

REFERENCE

- D.B. 1001 PG. 530
- D.B. 1816 PG. 662
- D.B. 706 PG. 791
- D.B. 1338 PG. 83

Rivers & Associates, Inc.
 107 East Second Street, Greenville, NC 27558 (252) 752-4135
 6131 Falls of Neuse Road, Suite 300, Raleigh, NC 27609 (919) 848-3347
 Since 1919



NORTH CAROLINA, PITT COUNTY
 I, PATRICK W. HARTMAN, CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE BY DENNIS GIPPHICH ON JANUARY 4-5, 2007; THAT THE RATIO OF PRECISION IS 1:10,000+; THAT BOUNDARIES NOT SURVEYED ARE SHOWN AS BROKEN LINES PLOTTED FROM INFORMATION FOUND IN BOOKS REFERENCED HEREON; THAT THIS MAP WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. I FURTHER CERTIFY PURSUANT TO G.S. 47-30 (f) (1) THAT THIS SURVEY IS OF ANOTHER CATEGORY, BEING A SURVEY FOR A STREET CLOSING. WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS 12TH DAY OF MARCH, 2007.
 PROFESSIONAL LAND SURVEYOR
 REGISTRATION NUMBER L-4262

STATE OF NORTH CAROLINA
 COUNTY OF PITT
 I, _____
 A REVIEW OFFICER OF PITT COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.
 REVIEW OFFICER _____
 DATE _____

SOURCE OF TITLE
 THIS IS TO CERTIFY THAT THE LAST INSTRUMENT(S) IN THE CHAIN OF TITLE OF THIS PROPERTY AS RECORDED IN THE PITT COUNTY REGISTRY AT GREENVILLE, NORTH CAROLINA IS:
 PROFESSIONAL LAND SURVEYOR
 REGISTRATION NO. L-4262

NORTH CAROLINA, PITT COUNTY
 FILED FOR REGISTRATION THIS THE _____ DAY OF _____ 2007
 AT _____ O'CLOCK _____ M.
 JUDY J. TART, REGISTER OF DEEDS
 DEPUTY REGISTER OF DEEDS

STREET CLOSING MAP FOR A PORTION OF
WATAUGA AVENUE
 GREENVILLE, GREENVILLE TOWNSHIP, PITT COUNTY, N.C.
 SCALE 1" = 30'
 DRAWING NO. Z-2395
 SHEET 1 OF 1

Item # 5

RESOLUTION NO.
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE
DECLARING ITS INTENT TO CLOSE
A PORTION OF S. WATAUGA AVENUE

WHEREAS, the City Council has received a Petition to close a portion of the 50 foot right of way of the S. Watauga Avenue, starting at a point located about 109 feet south of the southern right of way of Broad Street and running southwardly about 188 feet to the right of way of Norfolk Southern Railroad, and;

WHEREAS, the City Council intends to close that portion of said street, in accordance with the provisions of G.S. 160A-299;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL, that it is the intent of the City Council to close a portion of said street, more particularly described as follows:

To Wit: The 50 foot wide right of way of a portion of the 500 block of S. Watauga Avenue as shown on the plat entitled, "Street Closing Map For A Portion of S. Watauga Avenue", prepared by Rivers and Associates, Inc. Drawing No. Z-2395, dated January 4, 2007.

Location: All that certain tract or strip of land lying and being situated in the City of Greenville, Greenville Township, Pitt County, North Carolina bounded on the north by Watauga Avenue, on the east by David A. Evans Jr. and Garris Evans Lumber Company, on the south by Norfolk and Southern Railroad Right of Way and on the west by the City of Greenville and being described by metes and bounds as follows:

BEGINNING at a existing iron rod where the eastern right of way line of South Watauga Avenue intersects with the southern right of way line of Broad Street; thence S 29°00' 00" E - 109.04 feet to an existing iron pipe, said pipe being the northwesterly property corner of the David A. Evans Jr. Tract recorded in Deed Book 1001 Page 520, the TRUE POINT OF BEGINNING, thence continuing with the westerly line of Evans, S 29°00' 00" E - 176.66 feet to a point, the northwesterly property corner of the Garris Evans Lumber Company Tract, recorded in Deed Book O-25 Page 450, thence with the westerly line of Garris Evans Lumber Company, S 29°00' 00" E - 10.99 feet to a point in the northerly Norfolk and Southern Railroad Right of Way; thence with the northerly Railroad Right of Way S 89°00' 41" W - 56.63 feet to a point, the southeasterly corner of the City of Greenville Property, recorded in Deed Book 1816 Page 662; thence with the City of Greenville Property N 29°00' 00" W - 161.04 feet to a point; thence cornering and crossing South Watauga Avenue N 61°00' 00" E - 50.00 feet to the POINT OF BEGINNING containing 8,717 square feet more or less and shown on Rivers and Associates, Inc. drawing No. Z-2395 dated January 4, 2007 entitled, "Street Closing Map for a Portion of South Watauga Avenue," which by reference is made a part hereof.

BE IT FURTHER RESOLVED, that a public hearing will be held in the Council Chamber, City Hall, Greenville, North Carolina, on the 10th day of May, 2007 at 7:00 p.m., to consider the advisability of closing the aforesaid street. At such public hearing, all objections and suggestions will be duly considered.

BE IT FURTHER RESOLVED, that a copy of this resolution be published once a week for four (4) consecutive weeks in the Daily Reflector; that a copy of this resolution be sent by certified mail to the owners of property adjacent to the above described street, as shown on the County tax records, and that a copy of this resolution be posted in at least two (2) places along the portion of the street to be closed.

Duly adopted this the 9th day of April, 2007.

ROBERT D. PARROTT, MAYOR

ATTEST: _____
WANDA T. ELKS, CITY CLERK

ADJACENT PROPERTY OWNERS LIST

<u>PIN</u>	<u>Name</u>	<u>Address</u>
13097	David A. Evans, Jr.	1370 S Watauga Ave. Greenville, NC 27836
08314	Garris Evans Lumber Company	Watauga Ave Greenville, NC 27836
25828	City of Greenville	Dickinson Ave Greenville, NC 27835 P O Box 7207

Vicinity Map



Item # 5



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: First reading of an ordinance amending Ordinance No. 07-17 granting a taxicab franchise to James E. Sherman d/b/a Dick's Cab Company by increasing the number of taxicabs

Explanation: On February 8, 2007, the Greenville City Council adopted Ordinance No. 07-17 granting a taxicab franchise to James E. Sherman d/b/a Dick's Cab Company to operate not more than three taxicabs. Mr. Sherman has applied for a taxicab franchise to operate three additional taxicabs.

Fiscal Note: None

Recommendation: Pass on first reading the ordinance amending Ordinance No. 07-17 granting a taxicab franchise to James E. Sherman d/b/a Dick's Cab Company by increasing the number of taxicabs

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[First reading of an ordinance amending the taxicab franchise of James E. Sherman d b a Dick s Cab Co](#)

AN ORDINANCE AMENDING ORDINANCE NO. 07-17
GRANTING A TAXICAB FRANCHISE
TO JAMES E. SHERMAN D/B/A DICK'S CAB COMPANY
BY INCREASING THE NUMBER OF TAXICABS

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, on February 8, 2007, the Greenville City Council adopted Ordinance No. 07-17 granting a taxicab franchise to James E. Sherman d/b/a Dick's Cab Company to operate not more than three taxicabs; and

WHEREAS, James E. Sherman d/b/a Dick's Cab Company, has applied for a taxicab franchise to operate three additional taxicabs; 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. Ordinance No. 07-17 granting a taxicab franchise to James E. Sherman d/b/a Dick's Cab Company is hereby amended to permit the operation within the City of Greenville of three additional taxicabs, for a total of not more than six taxicabs.

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 9th day of April, 2007.



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Presentations by boards and commissions
a. Citizens Advisory Commission on Cable TV

Explanation: The Citizens Advisory Commission on Cable TV will make an annual presentation to City Council at the April 9, 2007 meeting.

Fiscal Note: N/A

Recommendation: For information only; no action recommended

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City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Fallen Soldier Sculpture at the Town Common

Explanation: At the March Recreation and Parks Commission meeting, Mrs. Dawn Cash, who lost her husband to the Iraq war, and Mr. Gus Keyes, Immediate Past President of the Pitt County Veterans Council, addressed the Commission on their desire to add a "Fallen Soldier" sculpture to the Pitt County Veterans War Memorial at the Town Common. Also in attendance to show support for this project was the current President of the Veterans Council, Mr. Claridge "Al" Rice.

The cost of the addition and any installation expenses will be paid through private fundraising efforts both within and outside of the veteran community. Mrs. Cash, Mr. Keyes, and members of the of the Veterans Council will work closely with Recreation and Parks to coordinate installation and any associated ceremony.

Mrs. Cash and Mr. Keyes will brief Council on this initiative.

Fiscal Note: No direct cost to the City.

Recommendation: Approve the installation of a Fallen Soldier Sculpture at the Town Common subject to coordination of exact location and installation with the Recreation and Parks Department.

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City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Recommendation by the Recreation and Parks Commission to name the wheelchair-accessible field at Elm Street Park the "Sarah Vaughn Field of Dreams"

Explanation: At the March Recreation and Parks Commission meeting, a motion was made by Sandy Steele, seconded by Jimmie Bond, and approved unanimously that the Commission recommend to the City Council that the wheelchair-accessible field being developed at Elm Street Park be named the "Sarah Vaughn Field of Dreams." Miss Vaughn, the daughter of Mr. and Mrs. David Vaughn, is a special needs child who has experienced and met a variety of challenges during her seven years of life. Her parents have seen the positive impact that physical activity and sports can have on all young people including those with special needs as well as those without. They have been inspired by their daughter's courageous journey and have worked to bring a team of people and businesses together to design and construct a special facility that will benefit countless Greenville area children for years to come.

Hite Associates is contributing the design work and Mr. Vaughn's company, David Vaughn Construction, will construct the facility. These contributions meet the criteria established for naming a Greenville Recreation and Park facility after a living person.

Fiscal Note: Naming the field will not have any cost to the City.

Recommendation: Recommend that the City Council approve naming the wheelchair-accessible field at Elm Street Park the "Sarah Vaughn Field of Dreams."

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City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Ordinance amending City Code Section 12-1-9 "False Burglar Alarms"

Explanation: Responding to false alarms is by far the most common police call for service. On a national average, about 98% of all alarms reported to the police are not the result of an intrusion or attempted intrusion. In the City of Greenville over the last five years, more than 10% of all police calls for service were false alarms. In 2006, the Greenville Police Department responded to 6,911 false alarms. On average, that translates to about 20 false alarms per day. About 80% were to commercial alarms, the rest being residential. Records indicate that 60% were the result of employee error and 40% to equipment failure. The estimated manpower cost alone for responding to false alarms in 2006 is \$62,451.

False alarms consume officer time, waste fuel, increase the risk of traffic accidents, cause wear and tear on equipment, and reduce the quality of police service to areas with a greater need for officer presence. Over time, continual response to false alarms erodes officer caution and directly impacts officer safety.

The current City ordinance pertaining to false alarms is virtually unenforceable as written. The proposed ordinance allows the City to address residences and businesses that habitually are the cause of false alarms.

The proposed ordinance is designed to encourage alarm users to properly use and maintain the operational effectiveness and proper utilization of alarm systems and to reduce or eliminate false alarms which unduly divert police resources.

City Council 2007 goal # 8 "provide a safe community" includes objective D that states: "improve the efficiency of public safety resources by addressing the Police response to false alarms." This proposed ordinance revision addresses this objective.

Fiscal Note: The proposed ordinance revision establishes permit fees and civil penalty fines

that will generate funds to administer the false alarm reduction program.

Recommendation: Approve the ordinance amending the false burglar alarm ordinance

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 [New_Proposed_Alarm_Ordinance](#)

ORDINANCE NO. 07-

AN ORDINANCE AMENDING SECTION 9, CHAPTER 1 OF TITLE 12 OF THE GREENVILLE CITY CODE, SAID CHAPTER BEING ENTITLED SPECIFIC OFFENSES

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

Section 1. That Section 9, Chapter 1 of Title 12 of the Code of Ordinances, City of Greenville, is hereby amended by rewriting said section to read as follows:

(a) Purpose

The purpose of this section is to encourage alarm users to properly use and maintain the operational effectiveness and proper utilization of alarm systems and to reduce or eliminate false alarms which may unduly divert police and fire resources. This section governs systems intended to summon law enforcement or other public safety response, establishes fees, provides for penalties for violations, establishes a system of administration, and sets conditions for suspension.

(b) Definitions

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- (1) *Alarm administrator* means a person appointed by the Chief of Police.
- (2) *Alarm monitoring company (monitoring company)* means a person or business subject to the licensing requirements of N.C.G.S. Chapter 74D and engaged in selling, leasing, installing, servicing or monitoring alarm systems.
- (3) *Alarm operator* means any owner, tenant or other person or entity that uses or is in control of an alarm system.
- (4) *Alarm site* means the individual location of each alarm system.
- (5) *Alarm system* means any device that emits, transmits or relays a signal intended to summon, or that would reasonably be expected to summon, law enforcement services to the site of the alarm system.
- (6) *Automated dialing device* means an alarm system which automatically sends, via telephone, a prerecorded voice message or coded signal indicating the existence of an emergency situation.

(7) *City* means the City of Greenville or its agent.

(8) *Commercial premises* mean any structure or area which is not defined in this section as a governmental or residential premise.

(9) *Deactivated alarm* means an alarm system that has the primary and secondary power and the telephone line disconnected at the alarm control panel.

(10) *False alarm* means the activation of an alarm system for any reason other than a robbery or unauthorized entry, and a subsequent response by the police department to that alarm site. A false alarm does not include:

(a) An alarm caused by physical damage to the alarm system as a result of lightning, wind, or other meteorological event, where there is clear evidence of physical damage to the alarm system; or

(b) An alarm caused by disconnection of a telephone circuit beyond the control of the alarm operator or the alarm operator's agents, verified by written communication from the telephone company; or

(c) An alarm caused by continuous electrical power disruption in excess of four hours.

(11) *Governmental premises* means a structure or area operated by a government entity not including premises leased to non-governmental entities.

(12) *Permit year* means the period starting from the date of issuance of a permit and ending one year from that date.

(13) *Police Department* shall mean the Greenville Police Department

(14) *Residential premises* means any structure serving as a home, residence, or sleeping place by one person or by two or more persons who maintain a common household consistent with the provisions of Section 9-4-22 of the Zoning Ordinance of Greenville.

(c) Alarm monitoring companies.

(1) All alarm monitoring companies shall register annually with the City. Each registration shall be valid for 12 months. The alarm monitoring company shall provide the following information:

(a) Name, street address and telephone number;

(b) The names, street addresses, and telephone numbers of all alarm operators contracted with within the territorial jurisdiction of this article;

(c) The procedure used to verify the legitimacy of an alarm prior to notification of the police department;

(d) The name, street address and telephone number of the qualifying agent.

(2) Upon registration, the monitoring company shall be provided with a telephone number for alarm reporting.

(3) Monitoring companies shall maintain, for a period of at least one year, records relating to alarm notification and shall provide such records to the police department upon request.

(4) Monitoring companies shall ensure that their databases of contracted alarm operators reflect current, accurate names, street addresses, telephone numbers and operational status. If an alarm operator provides notice of disconnection to a monitoring company, the company shall modify its database accordingly. The monitoring company is liable for any false alarms that occur after such notice is provided.

(5) Monitoring companies must provide the police department on an annual basis when the monitoring company registers with the police department or when a new employee is hired by the monitoring company the name, address, identifying information including a color reproduction of its photographic identification badge and fingerprints of their employees and a criminal background report not older than thirty (30) days from the date of submission and all other information required by N.C.G.S. §74D-8. This information shall be required of all employees who conduct interior inspections of residences or businesses; have access to alarm codes; advise customers on the specific types, location and number of alarm devices or systems at any business or residence; install, service, maintain or monitor alarm systems. The police department will be provided a copy of the registration card for each employee issued by the North Carolina Alarm System Licensing Board. The monitoring company shall provide the police department with a copy of its current liability and property insurance policies and all riders to such policies.

(6) Monitoring companies shall provide each employee with photographic identification badge with the employee's name, the monitoring company's name and any other information the monitoring company believes necessary to identify its employees and agents to customers and the police department.

(d) Restrictions.

(1) Response to alarm.

The alarm operator or a responder listed on the alarm permit shall respond to the alarm site within 30 minutes from the time of notification by the City of the activation of the alarm, whether false or not. The failure to respond, when directed by the City, shall be deemed a violation by the alarm operator.

(2) Deactivation of audible alarms.

The alarm operator shall deactivate the alarm within 15 minutes or adjust the alarm to automatically deactivate within 15 minutes of activation.

(3) Alarm verification calls required.

All burglary or intrusion alarm systems that have central monitoring shall have a central monitoring verification call made to the alarm site, prior to alarm monitor personnel contacting a law enforcement agency for alarm dispatch. However, if the alarm has properly operating visual or auditory sensors that enable the monitoring company to verify the alarm signal, verification calling is not required.

(4) Automatic dialing devices prohibited.

The alarm operator shall not operate an alarm system equipped with an automatic dialing device programmed to connect directly to the Police Department.

(5) Auxiliary power supply.

An alarm operator shall not operate an alarm system which does not have a minimum four-hour auxiliary power supply.

(6) Modification of existing alarm systems.

Whenever an existing alarm system is serviced, modified, or inspected, the following features shall be removed by the alarm system contractor:

- (a) Single-action, non-recessed switches that activate a panic alarm; and
- (b) Duress or "one-plus" programming that activates a panic alarm.

(e) Alarm permit and fee.

(1) Except as otherwise provided under the definition of permit year, every alarm operator shall annually apply to the chief of police for a nontransferable alarm permit. The permit shall be valid for one permit year and then expire.

(2) A fee of \$15.00 shall accompany each application or renewal for alarms on residential, commercial or governmental premises.

(3) The owner or manager of any residential or commercial premises that are rented to others and which have alarm systems provided by the owner or manager shall:

- (a) Explain the operation of the alarm system to the alarm operator;
- (b) Explain the alarm operator's financial responsibilities for false alarms;
- (c) Obtain the alarm operator's signature on a form in which the alarm operator acknowledges having received and understood the information provided in Sec. (1) and Sec. (2) above; and

(d) Furnish a blank alarm permit application to the tenant. The City shall provide the owner or manager with forms upon request.

(4) No permit shall be required for a deactivated alarm system.

(5) The alarm operator shall provide the following information:

(a) The name, address and telephone number of the alarm operator.

(b) The address of the alarm site.

(c) The classification of the alarm site as residential, commercial, or governmental.

(d) The type of system, such as burglary, robbery, or panic.

(e) The names, addresses and telephone numbers of two persons who have access to the premises, the ability to reset the alarm, and who, upon request of the police department, will respond to the alarm site within 30 minutes of notification.

(f) The name, address and telephone number of the alarm monitoring company, if any.

(g) The name, address, and telephone number of the installer and date of installation, if known.

(h) The name, address and telephone number of the commercial entity that last performed maintenance on the alarm system, if known.

(i) Any dangerous or special conditions present at the alarm site.

(j) Other information as required by the police department.

(6) No permit will be issued when a fine is outstanding, when a reason for a previous revocation has not been corrected, or if the applicant provides false information.

(7) The alarm operator shall submit interim updated application information within 15 days of when the on-file information has changed. A permit may be revoked if it is found to contain inaccuracies.

(8) If an alarm operator has no false alarms in a permit year at an alarm site, the permit fee for that alarm site for the following permit year shall be \$5.00 if paid prior to the expiration of the current permit.

(f) Enforcement of provisions.

- (1) Responsibility for false alarms shall be borne by the permit holder.
- (2) The following civil penalty shall be required for each false alarm per alarm system within one permit year:
 - (a) First and second false alarms: \$25.00 each; however, if the alarm operator has a valid alarm permit, then there is no civil penalty for the first false alarm;
 - (b) Third and fourth false alarms: \$50.00 each;
 - (c) Fifth and sixth false alarms: \$100.00 each;
 - (d) Seventh and eighth false alarms: \$200.00 each;
 - (e) Ninth and above false alarms: \$400.00 each;
 - (f) In addition to the foregoing fines, an additional civil penalty for false alarms from a non-permitted alarm system is \$200.00. The Chief of Police may reduce this amount to \$50.00 if the alarm system is permitted within ten days of the false alarm.
- (3) The City may offer an alarm awareness class to alarm operators. Alarm operators may attend the class in lieu of paying one civil penalty per permit year.
- (4) After responding to an alarm and determining that the alarm was false, the City shall leave written notice at the alarm site that there was a false alarm. The notice shall include the identity of the officer and time of response.
- (5) However, the alarm operator shall not be liable for a false alarm that occurs at an alarm site for which the operator has previously given a disconnection notice to the monitoring company.
- (6) *Payment of civil penalties.* Civil penalties shall be paid within 30 days from the date of the invoice. Violators shall be issued a written citation which must be paid within thirty days of the invoice date. If not paid within the thirty-day period, then an additional fifty dollars (\$50.00) delinquency charge shall be assessed for each 30-day period thereafter upon nonpayment until paid in full. The city attorney, or designee, is authorized to file suit on behalf of the city to collect any unpaid citations and any delinquency charge, and the police chief, or his designee, is authorized to verify and sign complaints on behalf of the city in such suits. A police officer or other employee authorized by the city manager to enforce the false alarm ordinances may issue a citation for violations of this chapter. If litigation is required to recover the penalties and delinquency charges, the city attorney or designee in addition to the penalties and delinquency charges may recover reasonable attorneys' fees and other costs incurred in bringing the action and collecting the judgment.

(7) *Equitable remedy.* The city may enforce the provisions of this article by applying to a court of competent jurisdiction for an injunction, abatement order or any other appropriate equitable remedy.

(8) *Noncriminal violation.* A violation of any of the provisions of this article shall not constitute a misdemeanor or infraction punishable pursuant to G.S. 14-4.

(g) Suspension, revocation, or reinstatement of alarm permit.

1) In addition to the imposition of civil penalties as provided for in this section, the eighth false alarm response in a permit year shall result in a suspension of the alarm permit, which remains effective until such time as:

a) The alarm operator has taken action to remedy the causes of the false alarms;
and

b) The Chief of Police has reinstated the permit.

2) A civil penalty unpaid in excess of 30 days shall result in a suspension of the alarm permit.

3) The Chief of Police may revoke an alarm permit if it is determined that:

a) There is a false statement of a material matter in the permit application; or

b) Ten or more false alarms have been received by the City from the alarm site within a permit year.

4) An alarm operator whose alarm permit has been revoked may be issued a new permit if that alarm operator:

a) Submits an updated application and pays a \$50.00 permit fee; and

b) Pays all civil penalties and delinquency charges issued to the alarm operator under this chapter.

5) The City shall notify the alarm operator of a suspension, revocation, or reinstatement.

(h) Appeals.

1) Assessments of civil penalties and other enforcement decisions made under this article may be appealed by filing a written notice of appeal with the alarm administrator within 20 days after the date of notification of the assessment of civil penalties or other enforcement decision (suspension or revocation). The failure to give notice of appeal within this time period shall constitute a waiver of the right to contest the assessment of penalties or other enforcement decision. Proper notification of the alarm administrator shall stay the imposition of a fine,

suspension or revocation until adjudication. The alarm administrator shall conduct an informal hearing and consider evidence presented by the alarm operator. Faulty or overly sensitive equipment, user error, or failure to renew the alarm permit shall not be sufficient basis to grant an appeal.

2) If the alarm operator is not satisfied with the ruling of the alarm administrator, then the operator may appeal to the Chief of Police. The request for an appeal to the Chief of Police must be provided to the Chief, on a form provided by the City, within 20 days from the date of the alarm administrator's ruling. Proper notification shall stay the imposition of a fine, suspension or revocation until adjudication. The Chief of Police shall conduct a hearing and consider evidence presented by the alarm operator and by other interested persons. Faulty or overly sensitive equipment, user error, or failure to renew the alarm permit shall not be sufficient basis to grant an appeal. The Chief of Police shall make a decision based on the preponderance of the evidence standard, and provide a decision within 30 days. The decision of the Chief of Police is the final administrative remedy as to the City.

(3) *Appeal standard.* The Chief of Police shall review an appeal from the assessment of civil penalties or other enforcement decisions using a preponderance of the evidence standard. Notwithstanding a determination that the preponderance of the evidence supports the assessment of civil penalties or other enforcement decision, the Chief of Police shall have the discretion to dismiss or reduce civil penalties or reverse any other enforcement decision where warranted.

(i) No public duty.

The permitting of an alarm system is not intended to, nor will it create a contract, duty or obligation, either expressed or implied, of response. Any and all liability and consequential damage resulting from the failure to respond to a notification is hereby disclaimed and governmental immunity as provided by law is retained. By registering the alarm system, the alarm operator acknowledges that law enforcement response may be based on factors such as availability of law enforcement units, priority of calls, weather conditions, traffic conditions, emergency conditions and staffing levels.

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 will become effective July 1, 2007.

This the 9th day of April, 2007.

Robert D. Parrott, Mayor

ATTEST:

Wanda T. Elks, City Clerk



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Resolution approving Pay Plan amendments to allow organizational restructuring of the Police Department Communications Center and Records Unit

Explanation: The Greenville Police Department currently has a sworn police sergeant supervising the Records Unit and front desk personnel. The Communications Center has a civilian supervisor who works a 40-hour week, mostly during the day and early evenings. Communications personnel, however, work on four separate shifts. When the supervisor is not scheduled to work, the Communications personnel have limited direct supervision. Staff is recommending combining the functions performed by the Communications Supervisor and the Records Supervisor positions into one position reclassified as the Community Services Supervisor who will oversee the operations of the Records Unit and Communications Center. This restructuring will allow the current sworn sergeant position to be realigned to the newly formed Gang Unit. In addition, four current Telecommunicator positions would be upgraded to Lead Telecommunicators to provide direct supervision of the individual shifts. The newly formed Gang Unit operates within the Major Crimes Unit of the Investigations Bureau. The Major Crimes Unit also includes the Forensics Unit and the investigators assigned to homicides, robberies, and aggravated assaults. The sergeant who supervises this unit has limited time to work with the Gang Unit. Reassigning the sergeant's position from the Records Unit would greatly enhance the capabilities and potential success of the Gang Unit. To facilitate this move, several things must occur. Four current Telecommunicators would be upgraded from pay grade 20 to Lead Telecommunicators at pay grade 21. Each Lead Telecommunicator would be tasked with supervisory responsibilities for a shift. The current Communications Supervisor (pay grade 24) and the Records Supervisor positions (pay grade 25) would be combined and reclassified to a new position of Community Services Supervisor at pay grade 25.

Fiscal Note: As provided by City Personnel Policies, all employees promoted to the new positions would receive a five percent pay increase. The total cost would depend

on the current pay of the Telecommunicators selected. Cost projections based on the current pay of the Communications Supervisor and the four most senior Telecommunicators yield an annual salary increase cost estimate of \$7,843. Funds to cover the pay increases for the remainder of the current fiscal year are available in the Police Department budget.

Recommendation: Approve the attached resolution amending the Pay Plan to create the positions of Community Services Supervisor and Lead Telecommunicator, and deleting the position of Communications Supervisor.

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 [Resolution amending payplan lead telecommunicator](#)

RESOLUTION NO. 07-
A RESOLUTION AMENDING THE CITY OF GREENVILLE PAY PLAN

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

Section 1. The City of Greenville Pay Plan is hereby amended by adding the following position:

<u>Classification Title</u>	<u>Pay Grade</u>
Lead Telecommunicator	21
Community Services Supervisor	25

Section 2. The City of Greenville Pay Plan is hereby amended by deleting the following classification:

<u>Classification Title</u>	<u>Pay Grade</u>
Communications Unit Supervisor	24

Section 3. All inconsistent provisions of former resolutions, ordinances, or policies are hereby repealed.

Section 4. This resolution shall be effective upon adoption.

Adopted this the 9th day of April, 2007.

Robert D. Parrott, Mayor

ATTEST:

Wanda T. Elks, City Clerk



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Fire Protection Agreement with Pactolus Volunteer Fire Department, Inc.

Explanation: A recent inspection report by the NC Department of Insurance, Office of State Fire Marshal addressed one area in which the City of Greenville did not meet the requirements for a rated and certified department. This deficiency is due to an area being within the City limits that is more than five miles from the nearest City fire station. This area is generally known as a portion of the Bradford Creek area.

The City of Greenville currently has a Class 3 rating for purposes of establishing insurance rates. In the event the City takes no action regarding the area outside of the five-mile range, that area will be classified as a Class 10 area, which sets insurance rates as if there were no fire protection. This would lead to higher insurance rates for that area. Of the various options presented in an effort to avoid the classification rate change, the most viable option was to secure a contract between the City of Greenville and the Pactolus Volunteer Fire Department, Inc. (PVFD) requiring that PVFD respond one fire apparatus, along with the appropriate units from Greenville Fire-Rescue, to all reported structure fires in the area commonly known as a portion of the Bradford Creek area. As PVFD is within five miles of that area, the rates will not change, providing that this agreement remains in effect.

Fiscal Note: Under the terms of the agreement, the City will pay PVFD \$6,000 within 30 days of the effective date of the agreement, and annually in October beginning in 2007 and continuing for the term of the agreement. Additional amounts will be due if the City annexes additional land into the designated service area.

Recommendation: Approve the agreement and appropriate \$6,000 from the General Fund Contingency account to pay for the current year costs.

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 [_Pactolus_Volunteer_Fire_and_Rescue](#)

**NORTH CAROLINA
PITT COUNTY**

**AUTOMATIC AID
AGREEMENT**

THIS AGREEMENT made this the ____ day of _____, 2007, by and between the City of Greenville, a municipal corporation, organized pursuant to the laws of North Carolina, Party of the First Part and hereinafter referred to as the CITY and the Pactolus Volunteer Fire and Rescue Dept., Inc., a nonprofit corporation organized pursuant to the laws of North Carolina, Party of the Second Part and hereinafter referred to as the DEPARTMENT;

WITNESSETH

WHEREAS, at the request of the CITY, the DEPARTMENT has agreed to provide an automatic aid response to all structure fires or reported possible structure fires within a defined area located within the corporate limits of the CITY but greater than five (5) road miles from any Greenville Fire/Rescue Department station and generally known as the Bradford Creek area;

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

1) **Automatic Aid Response.** In accordance with the terms and conditions of this Agreement and pursuant to North Carolina General Statute 58-83-1, the DEPARTMENT shall provide an automatic aid response to all structure fires or reported structure fires in the area described in paragraph 2 of this Agreement.

Upon receiving notification of a structure fire or possible structure fire in the area described in Paragraph 2 of this Agreement from the 911 Communications Center, the DEPARTMENT shall automatically respond with the appropriate personnel and fire protection equipment along with the Greenville Fire/Rescue Department. For the purpose of this Agreement, the appropriate personnel and fire protection equipment shall mean no less than one fire pumper with at least three (3) persons, including an officer in charge.

The first arriving fire department shall notify the 911 Communications Center of the situation found and the 911 Communications Center shall notify all other responding units. If the DEPARTMENT unit is first to arrive on scene, they will be in command of the scene until arrival of a Greenville Fire/Rescue Department unit and a proper transfer of command is made in accordance with the recognized Incident Command System standard. National Incident Management System (NIMS) protocols shall be followed to coordinate firefighting activities.

2) **Service Area.** The area in which automatic aid is to be provided by the DEPARTMENT is the area which is located within the area shown as the highlighted area on the map entitled Bradford Creek Automatic Aid Service Area, said map being attached to this Agreement and being herein incorporated by reference. The area in which automatic aid is to be provided by the DEPARTMENT will be enlarged as areas are annexed into the corporate limits of the CITY after the date of this Agreement which are located in the DEPARTMENT fire district and which are located further than five (5) road miles from any Greenville Fire/Rescue Department station, said areas to be included in the area in which automatic aid is to be provided by the DEPARTMENT upon the effective date of annexation of an area. The Fire/Rescue Chief of the Greenville Fire/Rescue Department shall provide written notice to the Fire Chief of the DEPARTMENT when such an area has been annexed, said notice to describe the area annexed and to state the effective date of the annexation.

3) **Compensation.** The CITY shall pay to the DEPARTMENT the sum of \$6,000 on an annual basis during the term of this Agreement. The payments will be due annually on a lump sum basis with the first payment being due no later than thirty (30) days after the date of this Agreement and, thereafter, subsequent annual payments being due on the first Friday in October beginning in 2007.

In addition to the aforementioned payment, the CITY will pay the DEPARTMENT the fire tax, commencing on the date an additional area is included in the area in which automatic aid is to be provided by the DEPARTMENT in accordance with the provisions of paragraph 2, for any additional property annexed by the CITY and located in the DEPARTMENT fire district prior to annexation and located further than five (5) road miles from any Greenville Fire/Rescue Department station. The payment amount will be calculated by using the Pitt County tax value of the property as of the effective date of annexation of the area and the DEPARTMENT fire tax rate as of the effective date of annexation of the area. The payment will be due annually on a lump sum basis on the first Friday in October beginning after the effective date of the annexation and continuing during the term of this Agreement

In addition to the aforementioned payments and in the event the CITY terminates this Agreement prior to September 30, 2016, the CITY will pay the DEPARTMENT the payment as provided in paragraph 8 of this Agreement resulting from the CITY terminating this Agreement

prior to September 30, 2016.

4) **Equipment.** In order to have a safe and workable environment during response and on scene communications with the DEPARTMENT and the 911 Communications Center, the CITY, through the Greenville Fire/Rescue Department, will provide the DEPARTMENT, no later than thirty (30) days after the date of this Agreement, one(1) hand-held two way radio with capabilities to communicate with Greenville Fire/Rescue Department units.

5) **Pre Incident Surveys.** The CITY, through the Greenville Fire/Rescue Department, will provide to the DEPARTMENT all pre-incident surveys for commercial structures in the area in which automatic aid is to be provided by the DEPARTMENT. The CITY, through the Greenville Fire/Rescue Department, shall provide a review of all pre-incident surveys indicating appropriate apparatus response, personnel, and hazards. Generic residential pre-incident surveys shall be reviewed by both parties, jointly, to determine appropriate responses. The DEPARTMENT will provide to the Greenville Fire/Rescue Department all existing pre-incident surveys to any annexed properties.

6) **Joint Training.** The CITY, through the Greenville Fire/Rescue Department, will schedule and conduct, on at least an annual basis, appropriate joint training between members of the DEPARTMENT and the Greenville Fire/Rescue Department.

7) **Greenville Training Facility.** The CITY will not charge the DEPARTMENT a usage fee for training accomplished at the Greenville Training Facility at 3375 E. Tenth Street, Greenville, North Carolina, for the term of this Agreement. Training at this facility must be scheduled in advance through the Greenville Fire/Rescue Department training officer, shall be conducted by Greenville Fire/Rescue Department personnel or an instructor approved by the Greenville Fire/Rescue Department, and not conflict with the Greenville Fire/Rescue Department training schedule. All Greenville Training Facility use guidelines must be followed. The DEPARTMENT or the designated teaching agency will pay for the cost of supplies, including fuel, when using the training facility.

8) **Term.** The term of this Agreement shall commence on the date of this Agreement and terminate on September 30, 2016. Thereafter, the term will automatically extend for successive periods of five (5) years each upon the same terms and conditions. Notwithstanding the foregoing, either the DEPARTMENT or the CITY may terminate this Agreement to be

effective on the first day of October of any year provided that at least six (6) months prior written notice is given to the other party prior to the effective date of the termination. In the event the CITY terminates this Agreement prior to September 30, 2016, the CITY shall be required to pay the DEPARTMENT the sum of the remaining amount of compensation it would have been required to pay pursuant to the provisions of paragraph 3 of this Agreement as if this Agreement had remained in effect until September 30, 2016, said payment to be paid prior to the effective date of termination. As an illustration, if the CITY terminates this Agreement by giving written notice to the DEPARTMENT on February 1, 2014, that the Agreement will terminate on October 1, 2014, the CITY would be required to pay the DEPARTMENT on or before October 1, 2014, \$6,000.00 for the amount which it would have been required to pay on the first Friday in October, 2014, and an additional \$6,000 for the amount which it would have been required to pay on the first Friday in October, 2015, plus any additional amounts required pursuant to the provisions of paragraph 3 which result from the enlargement of the area in which automatic aid is to be provided by the DEPARTMENT pursuant to the provisions of paragraph 2.

9) Notice. All notices 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:

CITY:
Fire/Rescue Chief
City of Greenville
P.O. Box 7207
Greenville, NC 27835

DEPARTMENT:
Fire Chief
Pactolus Volunteer Fire and Rescue Dept., Inc.
General Delivery
Route 5
Greenville, NC 27834

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

10) Other Agreements. This Agreement is in addition to, not a replacement for, any

existing mutual aid pact. Additionally, it is understood and agreed that the DEPARTMENT is committed under contract to the County of Pitt and that this agreement cannot affect the provisions of that contract.

11) Amendments. The provisions of this Agreement may be amended in writing by mutual agreement of the CITY and the DEPARTMENT.

IN WITNESS WHEREOF, each of the parties hereto have executed this Agreement in duplicate originals, one of which is retained by each of the parties, the day and year first written above.

CITY OF GREENVILLE

Wayne Bowers
City Manager

Mike Burton
Fire/Rescue Chief

PACTOLUS VOLUNTEER
FIRE AND RESCUE DEPT., INC.

President,
Board of Directors

Fire Chief

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



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Resolution endorsing the initiation of a 10-year plan to end chronic homelessness in Greenville and Pitt County

Explanation: The Pitt County Planning Department has asked that the City of Greenville appoint a member to the Homeless Task Force and participate in the preparation of a strategic plan to end homelessness. The purpose of the plan will be to create one vision statement on ending homelessness and improving the ability of homeless providers to secure services and grants for homeless persons. The North Carolina Department of Health and Human Services is requesting that the major cities in North Carolina prepare, adopt, and implement 10-year homeless elimination plans. These will be developed in an effort to assess homelessness within communities and identify strategies to end homelessness. These strategies often require coordination by multiple agencies and government entities. Durham County is the most recent jurisdiction to adopt a 10-year plan to end homelessness.

The planning process could take up to 12 months to complete the plan. The first step in the process is for member government units to approve a resolution to end homelessness and appoint a working Homeless Task Force of related agency professionals. The Task Force would be charged with developing the plan and creating a Homeless Commission comprised of persons from the community. Pitt County has received a grant to complete the initial community assessment and is taking the lead role in this effort. The County Commissioners adopted a resolution to initiate the planning process to end homelessness.

Fiscal Note: There are no costs associated with the request to adopt the resolution and appoint a member to the Task Force. The actual costs to prepare the plan may require some financial participation, but that will be determined once the plan is adopted.

Recommendation: Approve the resolution endorsing the initiation of a 10-year plan to end chronic homelessness in Greenville and Pitt County and authorize the City Manager to appoint the appropriate staff persons to represent the City of Greenville on the

Task Force

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Attachments / click to download

 [YEAR_PLAN_TO_END_CHRONIC_HOMELENESS](#)

RESOLUTION NO. 07-_____
RESOLUTION ENDORSING THE INITIATION OF A 10-YEAR PLAN
TO END CHRONIC HOMELESSNESS IN GREENVILLE AND PITT COUNTY

WHEREAS, the City of Greenville City Council is committed to ending homelessness;
and

WHEREAS, chronically homeless individuals and families, those with most persistent forms of homelessness, are affected not only by poverty but also by severe conditions such as unemployment, mental illness, and the need for affordable housing and substance abuse assistance; and

WHEREAS, cities and counties are on the front line of the response to chronic homelessness; and

WHEREAS, in order to make housing for chronically homeless individuals and families work, supportive services are necessary to mitigate health and unemployment, substance abuse and mental problems; and

WHEREAS, research suggests that supportive housing models to end chronic homelessness and homelessness in general are highly effective and the cost of providing supportive housing is offset by savings in the most expensive systems of community care including hospitalization, jails and other correctional facilities; and

WHEREAS, these supportive strategies improve the quality of life for both the individual and families being housed and the community at large; and

WHEREAS, the abolition of chronic homelessness requires collaboration and coordination at all levels of government, together with community institutions, businesses and faith-based organizations to determine how best to implement prevention and intervention strategies; and

WHEREAS, more than 220 local governments nationwide have committed to create jurisdictionally-based 10-year plans to end homelessness in response to the resolution passed in the 2003 Annual Meeting in partnership with the US Interagency Council on Homelessness and US Department of Housing and Urban Development; and

WHEREAS, the US Interagency Council on Homelessness has been meeting with local officials across the country to foster 10-year plans in partnership with all sectors of the community;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville as follows:

- 1) That the City of Greenville supports the effort to prepare a 10-Year Plan to End

Homelessness in Greenville and Pitt County; and

2) That the City Council authorizes the City Manager to appoint the appropriate City staff person to a task force to develop a 10-year plan to end homelessness in Greenville and Pitt County.

Adopted this the 9th day of April, 2007.

Robert D. Parrott, Mayor

Attest:

Wanda T. Elks, City Clerk



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Ordinance to amend the Electric Capital Projects Budget for the Dickinson Avenue Substation and resolution to allow Greenville Utilities Commission to reimburse itself from future debt financing

Explanation: An electric capital projects budget was adopted in 2006 which authorized the purchase of land in the amount of \$200,000 for the construction of a 20 MVA substation on Dickinson Avenue. The project was originally named the West End Substation and is needed to serve the new Pitt County Memorial Hospital Heart Institute and the developing Medical Park area between Memorial Drive and Stantonsburg Road west toward Allen Road.

The substation has been renamed to the Dickinson Avenue Substation, and total costs for this project including land acquisition, design, labor, and materials are estimated to be \$2,900,000.

At their meeting on March 20, the GUC Board took the following action: 1) amended the Electric Capital Projects Budget and recommended similar action by the City Council; 2) adopted a reimbursement resolution to allow GUC to reimburse itself from future debt financing and recommended similar action by the City Council; and 3) awarded the bid for the power transformer for the substation in the amount of \$925,495.

Fiscal Note: No cost to the City of Greenville

Recommendation:

- 1) Adopt the attached ordinance to amend the Electric Capital Projects Budget for the Dickinson Avenue Substation
- 2) Adopt the attached reimbursement resolution to allow GUC to reimburse itself from future debt financing

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

Attachments / click to download

 [Ordinance for Amendment to Electric Capital Projects Budget - Dickinson Avenue Electric Substation](#)

 [Reimbursement Resolution - Dickinson Avenue Electric Substation](#)

ORDINANCE NO _____
AMENDING ORDINANCE NO. 06-82
FOR ELECTRIC CAPITAL PROJECTS BUDGET
DICKINSON AVENUE SUBSTATION

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

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

	Current Budget	Change	Proposed Budget
Revenue:			
Debt Financing	\$0	\$2,700,000	\$2,700,000
Capital Projects Fund Balance	200,000	0	200,000
	\$200,000	\$2,700,000	\$2,900,000
Expenditures:			
Land Costs	\$200,000	\$0	\$200,000
Project Costs	\$0	\$2,700,000	\$2,700,000
	\$200,000	\$2,700,000	\$2,900,000

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 _____, 2007.

Robert D. Parrott, 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, March 20, 2007, 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 March 20, 2007, 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 a 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 \$2,900,000.

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 9th day of April, 2007.

Robert D. Parrott, Mayor

ATTEST:

Wanda T. Elks, City Clerk

EXHIBIT A

THE IMPROVEMENTS

The Improvements referenced in the resolution include the purchase of land, design and construction of certain electric facilities for the Dickinson Avenue Substation Project.



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Ordinance to approve a Gas Capital Projects Budget for the Fire Tower Road Gas Improvements Project and resolution to allow Greenville Utilities Commission to reimburse itself from debt proceeds

Explanation: The North Carolina Department of Transportation (NCDOT) has awarded a construction contract to widen the existing Fire Tower Road between NC Highway 11 and Corey Road from two lanes to four. As a result of the roadway widening, it will be necessary for the NCDOT to relocate approximately 14,000 feet of gas lines located within the roadway right-of-way that will be in conflict with the proposed new roadway.

In accordance with NCDOT policy, the costs for utility work associated with road improvements are the responsibility of the utility owner. The costs to GUC for relocation of the affected gas lines are estimated at \$300,000.

At their meeting on March 20, the GUC Board adopted a Gas Capital Projects Budget for this work and recommended similar approval by the City Council. The GUC Board also adopted a reimbursement resolution to allow GUC to reimburse itself from debt proceeds and recommended similar action by the City Council.

Fiscal Note: No cost to the City of Greenville

Recommendation:

- 1) Adopt the attached ordinance for a Gas Capital Projects Budget
- 2) Adopt the attached reimbursement resolution to allow GUC to reimburse itself from debt proceeds

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 [Ordinance - Gas Capital Projects Budget - Fire Tower Road Improvements Project](#)

 [Reimbursement Resolution - Fire Tower Road](#)

ORDINANCE NO. _____

FOR GAS CAPITAL PROJECTS BUDGET
FIRE TOWER ROAD RELOCATION

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

Section 1. Revenues. Revenues of the Gas Capital Projects Budget, Fire Tower Road Relocation, is hereby established to read as follows:

Revenue

Debt Financing	<u>\$300,000</u>	<u>\$300,000</u>
----------------	------------------	------------------

Section 2. Expenditures. Expenditures of the Gas Capital Projects Budget, Fire Tower Road Relocation, is hereby established to read as follows:

Expenditures

Project Costs	<u>\$300,000</u>	
Total Project Expenditures		<u>\$300,000</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 _____, 2007.

Robert D. Parrott, 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, March 20, 2007, 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 March 20, 2007, 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 a 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 \$300,000.

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 9th day of April, 2007.

Robert D. Parrott, Mayor

ATTEST:

Wanda T. Elks, City Clerk

EXHIBIT A

THE IMPROVEMENTS

The Improvements referenced in the resolution include the relocation of certain gas lines for the North Carolina Department of Transportation (NCDOT) Fire Tower Road Project.



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Resolution authorizing bank financing for Greenville Utilities' capital projects

Explanation: A Request for Proposal (RFP) was issued by GUC to eight banks for long-term financing (revenue bonds) for a principal amount up to \$10 million. These funds will be used for the following projects:

Dickinson Avenue Electric Substation	\$2,700,000
Mt. Pleasant Electric Substation	\$1,900,000
Mt. Pleasant Electric Transmission Line	\$3,300,000
LNG Plant Expansion Phase 2A	\$1,600,000
Fire Tower Road NCDOT Relocation (gas)	\$ 300,000
Grand Total	\$9,800,000

Responses to the RFP were received by GUC on Thursday, March 15, 2007. At their meeting on March 20, the GUC Board approved long-term financing with the Bank of America for 20 years at a rate of 3.79% and recommended similar action by the City Council. The financing package is scheduled for presentation to the Local Government Commission on Tuesday, May 1, 2007 for consideration and approval.

Fiscal Note: No cost to the City of Greenville

Recommendation: Adopt the attached resolution authorizing this bank financing on behalf of GUC.

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Attachments / click to download

 [Resolution](#)

RESOLUTION NO. 07 - __

**RESOLUTION RELATING TO THE AUTHORIZATION AND
ISSUANCE OF A GREENVILLE UTILITIES COMMISSION
COMBINED ENTERPRISE SYSTEM REVENUE BOND,
SERIES 2007 OF THE CITY OF GREENVILLE, NORTH
CAROLINA TO PAY A PORTION OF THE COST OF
CERTAIN ADDITIONAL IMPROVEMENTS TO THE
COMBINED ENTERPRISE SYSTEM**

WHEREAS, the City of Greenville, North Carolina (the "City") is considering the acquisition and construction of certain improvements to its combined enterprise system (collectively, the "Additional Improvements"), as more fully described in Schedule I attached hereto; and

WHEREAS, the City desires to proceed with the Additional Improvements and to proceed with the authorization and issuance, pursuant to the provisions of The State and Local Government Revenue Bond Act, of revenue bonds of the City in the amount of approximately \$10,000,000 for the purpose of providing funds, together with any other available funds, for paying the cost of acquiring and constructing the Additional Improvements;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENVILLE:

Section 1. The Director of Financial Services of the City, the Chief Financial Officer of the Greenville Utilities Commission ("GUC") and such other officers of the City and the GUC as may be appropriate are hereby authorized to apply to the Local Government Commission of North Carolina (the "LGC") for the approval of the issuance of the bond and otherwise to participate in the development of such financing.

Section 2. The City Council recommends the selection of the following professionals to assist the City and GUC in connection with such financing and requests the LGC to approve such selection:

Bond Counsel	-	Sidley Austin LLP
Purchaser's Counsel	-	Hunton & Williams LLP
Trustee	-	The Bank of New York Trust Company, N. A.

Section 3. The LGC is hereby requested to sell the bonds in the form of a single registered bond at private sale, without advertisement, to Bank of America, N.A., in accordance with its bid for the purchase of the bond, dated March 15, 2007.

Section 4. In the event that the cost of acquiring and constructing the portion of the Additional Improvements not currently under contract exceeds the current estimate of such cost, the City and GUC have available funds in an amount up to twenty percent (20%) of such cost which can and will be appropriated to pay such cost in order to be able to complete the Additional Improvements.

Section 5. The City Council hereby finds and determines in connection with the issuance of the bond that (i) the issuance of the bond is necessary or expedient for the City, (ii) the proposed principal amount of the bond is adequate and not excessive for the proposed purpose of such issue, (iii) the Additional Improvements proposed to be funded with the proceeds of the bond and any other available funds are feasible, (iv) the City's debt management procedures and policies are good and are managed in strict compliance with law, and (v) under current economic conditions, the bond can be marketed at a reasonable interest cost to the City.

Section 6. This resolution shall take effect immediately upon its passage.

Adopted this the 9th day of April, 2007.

Robert D. Parrott
Mayor

ATTEST:

Wanda T. Elks
City Clerk

SCHEDULE I

DESCRIPTION OF THE ADDITIONAL IMPROVEMENTS

The Additional Improvements are those additional improvements included in the capital improvement program for the Combined Enterprise System, including but not limited to:

1. Project: ELECTRIC SYSTEM: Dickinson Avenue Substation

Description: This substation will serve the new Pitt County Memorial Hospital Heart Institute estimated at 20 MVA. The substation will also serve the developing Medical Park electrical needs between Memorial Drive & Stantonsburg west to Allen Road.

Cost: \$2,700,000

2. Project: ELECTRIC SYSTEM: Mt. Pleasant Substation

Description: This substation is needed to serve a developing load center along the US 264 NW loop between the Industrial Park area and Belvoir. The addition of this station will also limit the exposure of circuits feeding from Northside to the industrial area where reliability is a major concern. The location of the substation will accommodate the shifting of load from the main point of delivery substation to the new Greenville West 230 kV point of delivery substation.

Cost: \$1,900,000

3. Project: ELECTRIC SYSTEM: Mt. Pleasant Transmission Line

Description: This 115kV transmission line will connect our Mt. Pleasant Substation to our existing Industrial Park area along the Northwest Bypass. This network interconnection will provide direct access from our G230 West Point of Delivery to our Industrial Park area.

Cost: \$3,300,000

4. Project: GAS SYSTEM: LNG Plant Expansion Phase IIA

Description: The addition of a second vaporization system and the upgrade of the facility's control system.

Cost: \$1,600,000

5. Project: GAS SYSTEM: Fire Tower Road NCDOT Relocation

Description: The North Carolina Department of Transportation (NCDOT) has awarded a construction contract to widen the existing Fire Tower Road between NC Hwy. 11 and Corey Road from two lanes to four. As a result of the roadway widening, it will be necessary for the NCDOT to relocate certain gas lines located within the roadway right-of-way that will be in conflict with the proposed new roadway.

Cost: \$300,000



City of Greenville, North Carolina

Meeting Date: 4/9/2007
Time: 6:00 PM

Title of Item: Resolution to abandon utility easements at Evans Mobile Home Park and authorize execution of a deed of release

Explanation: Greenville Utilities Commission (GUC) received a request from a developer to abandon five existing utility easements at the Evans Mobile Home Park on Fire Tower Road. These easements were granted to GUC at no charge. All dwelling units have been removed, and the developer is in the process of demolishing the existing utilities. Upon reconstruction of the site, GUC will be provided with the necessary easements for the installed facilities.

At their meeting on March 20, the GUC Board adopted a resolution to abandon these utility easements and recommended a similar resolution and deed of release be executed by the City Council.

Fiscal Note: No cost to the City of Greenville

Recommendation: Adopt the attached resolution and execute a deed of release

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Attachments / click to download

[Exhibit A](#)

[Resolution](#)

EVANS MOBILE HOME PARK

RESOLUTION _____

RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF GREENVILLE, NORTH CAROLINA,
ABANDONING AN EXISTING 10 FOOT WATER LINE
EASEMENT (CENTERED OVER WATER LINE AS INSTALLED),
A PORTION OF A 30' SEWER LINE EASEMENT (CENTERED OVER
SEWER LINE AS INSTALLED), MORE PARTICULARLY DESCRIBED
IN DEED BOOK 1034, AT PAGE 277, A 30' SEWER LINE EASEMENT
(CENTERED OVER SEWER LINE AS INSTALLED), AND MORE
PARTICULARLY DESCRIBED IN DEED BOOK 1043, AT PAGE 762,
A 30' SEWER LINE EASEMENT (CENTERED OVER SEWER LINE
AS INSTALLED), AND A 30' SEWER LINE EASEMENT
(CENTERED OVER SEWER LINE AS INSTALLED), MORE PARTICULARLY
DESCRIBED IN DEED BOOK 910, AT PAGE 539, PITT COUNTY PUBLIC
REGISTRY (REFERENCE IS FURTHER MADE TO
DEED BOOK 581 AT PAGE 737, DEED BOOK 880 AT PAGE 368),
AND AUTHORIZING EXECUTION OF DEED OF RELEASE

WHEREAS, Greenville Utilities Commission of the City of Greenville, North Carolina (hereinafter referred to as "Commission") heretofore obtained grants of utilities easements for water and sewer lines as hereinabove described in the caption, as set forth in Deed Book 1034 at Page 277, Deed Book 1043 at Page 762, Deed Book 910 at Page 539, Deed Book 581 at Page 737, Deed Book 880 at Page 368, Deed Book 910 at Page 539, and all is more particularly described on that certain plat entitled "Greenville Utilities Commission Utility Easements To Be Abandoned, Evans Mobile Home Park, City of Greenville, Winterville Twsp., Pitt County, NC," dated 2/21/2007, prepared by Patrick W. Hartman, PLS #L-4262, Rivers & Associates, Inc., 107 East Second Street, Greenville, NC 27858, telephone number (252) 752-4135, denominated Drawing No. Z-2394, and Project No. 26032, which is marked Exhibit "A," and is attached hereto and made a part hereof, to which reference is hereby made for a more particular and accurate description of the easements to be abandoned and the easements to remain; and

WHEREAS, such portion of grants of easements heretofore granted to Commission are no longer needed by the Commission; and

WHEREAS, Commission anticipates no use or need now or in the future for a portion of said grants of easements as described on such plat as hereinabove referenced as to be abandoned; and

WHEREAS, Commission desires to abandon a portion of the following easements:

1. an existing 10 foot water line easement (centered over water line as installed),
2. a portion of a 30' sewer line easement (centered over sewer line as installed), and more particularly described in Deed Book 1034, at Page 277,
3. a 30' sewer line easement (entered over sewer line as installed), and more particularly described in Deed Book 1043, at Page 762,
4. a 30' sewer line easement (centered over sewer line as installed)
5. a 30' sewer line easement (centered over sewer line as installed), more particularly described in Deed Book 910, at Page 539, Pitt County Public Registry,

which said easements are described in the following:

- A. Grant of all Utilities Easement dated May 5, 1995, appearing of record in Book 581, at Page 737, Pitt County Public Registry;
- B. Grant of all Utilities Easement dated July 16, 1998, appearing of record in Book 880, at Page 368, Pitt County Public Registry;
- C. Grant of all Utilities Easement dated November 4, 1998, appearing of record in Book 910, at Page 539, Pitt County Public Registry;
- D. Grant of all Utilities Easement dated October 19, 1999, appearing of record in Book 1034, at Page 277, Pitt County Public Registry; and
- E. Grant of all Utilities Easement dated February 5, 2000, appearing of record in Book 1043, at Page 762, Pitt County Public Registry;

and which said easements to be abandoned and to be retained are more particularly described on that certain plat entitled "Greenville Utilities Commission Utility Easements To Be Abandoned, Evans Mobile Home Park, City of Greenville, Winterville Twsp., Pitt County, NC," dated 2/21/2007, prepared by Patrick W. Hartman, PLS #L-4262, Rivers & Associates, Inc., 107 East Second Street, Greenville, NC 27858, telephone number (252) 752-4135, denominated Drawing No. Z-2394, and Project No. 26032, to which reference is hereby made for a more particular and accurate description of the easements to be abandoned and to be retained; and

WHEREAS, Commission desires specifically to keep a portion the 30' sewer line easement (centered over said sewer line as installed), more particularly described in Deed Book 1034, at Page 277, as shown on such plat; and

WHEREAS, the current owner(s) of such property has requested the City of Greenville and Commission to abandon said easements as shown on the plat as to be abandoned; and has requested the City of Greenville to acknowledge such abandonments and releases as shown on the attached plat as to be abandoned; and

WHEREAS, Commission deems such abandonments to be reasonable and in the best interests of the Commission and all parties, and has requested the City of Greenville to acknowledge such abandonments and releases of said easements as shown on such plat as to be abandoned as hereinabove described.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Greenville, in Regular Session held in the Council Chambers of City Hall of the City of Greenville, North Carolina, on the ____ day of _____, 2007, as follows:

1. That the City Council of Greenville does hereby abandon the easements to be abandoned to the extent shown on that certain plat entitled "Greenville Utilities Commission Utility Easements To Be Abandoned, Evans Mobile Home Park, City of Greenville, Winterville Twsp., Pitt County, NC," dated 2/21/2007, prepared by Patrick W. Hartman, PLS #L-4262, Rivers & Associates,

Inc., 107 East Second Street, Greenville, NC 27858, telephone number (252) 752-4135, denominated Drawing No. Z-2394, and Project No. 26032, denominated Exhibit "A," to which reference is hereby made for a more particular and accurate description of the easements to be abandoned and the portion of the easement(s) to remain.

2. That the appropriate City officials be and they hereby are empowered to make, execute, and deliver to the owner(s) of the property encumbered by the said easements to be abandoned, an instrument in a form suitable for recording and releasing whatever interests the City might have in and to such easements to be abandoned, as hereinabove described.

Adopted this the ____ day of _____, 2007.

ROBERT D. PARROTT, MAYOR

ATTEST:

WANDA T. ELKS, CITY CLERK

[SEAL]

