

Action Agenda - January 12, 2015

A = APPROVAL
AD = APPROVAL DENIED
NA = NO ACTION
D = ACTION DEFERRED
R = REFERRED
C = REFERRED TO COMMITTEE
T = TABLED
RA = REMOVED FROM AGENDA
I = INTRODUCED
RW = REQUEST WITHDRAWN
O = OTHER

ACTION AGENDA FOR A REGULAR SCHEDULED MEETING OF THE CITY COUNCIL OF THE CITY OF ROCKY MOUNT HELD ON MONDAY, JANUARY 12, 2015 AT 7:00 P.M. IN THE GEORGE W. DUDLEY CITY COUNCIL CHAMBER OF THE FREDERICK E. TURNAGE MUNICIPAL BUILDING.

1. Meeting Called to Order by the Mayor.

2. Prayer.

3. Roll Call by the City Clerk.

A~ 4. Approval of the Minutes of a Regular Meeting of the City Council Held December 8, 2014.

A~ 5. Presentations and Recognitions:

a. Adoption and Presentation of Resolution Congratulating the Rocky Mount Academy Football Team on Winning the 2014 NCISAA 8 Man Football Championship; and

6. Petitions to be Received from the Public.

Note: Citizens shall state their name and address for public record and limit presentations to three (3) minutes. Time will be monitored

*Sadetricia Ricks of 1925 Vernon Road advised the City Council that a property damage claim she made against the City of Rocky Mount for damage to her tires has been denied on the basis that her rims were modified.

*This matter was referred to the Finance Director.

Bronson Williams of 611 Hargrove Street voiced appreciation that public comments were not limited at tonight's meeting and stated that every citizen should be afforded an opportunity to

speaking his/her mind.

Dee Warren of Moore's Bicycle Shop requested that when decisions are made for the location of the proposed Event Center that consideration be given to business losses that may be incurred by existing businesses due to relocation.

Lige Daughtride of 112 Candle Court, President of the Community Council, stated that citizens should be allowed a vote on the proposed \$30,000,000 Event Center. He expressed appreciation for being allowed to sit in a recent meeting with SFA. He added his belief that a current AECOM study will reflect a void of recreation facilities in certain areas of the City. He told the Council that entrepreneurs, not governments should build event centers.

7. Consideration of the Minutes and Recommendations from a Planning Board Meeting held December 9, 2014:

a. Public Hearing Relative to the Following Rezoning Request Recommended for Approval and Found in Compliance with the Comprehensive Plan by the Planning Board:

- Request by Sandra Vences to rezone +0.348 acres located at 811 Cokey Road from R-6MFA to B5CU

NOTE: Speakers must be sworn.

A~ Recommended Action: 1) Acknowledge Receipt of Planning Board Minutes; 2) Adopt Ordinance Amending the Land Development Code and Map; and 3) Adopt Resolution Approving Conditional Use Permit Required in Connection with said Rezoning.

8. CONSENT AGENDA:

A. Consideration of the Following Tax Releases and/or Refunds:

- Schedule A - Report of taxes under \$100 approved for release and/or refund by the City Manager.

- Schedule B - Report of taxes over \$100 recommended for release and/or refund by the City Council.

B. Consideration of Adoption of the Following FY2014-2015 Ordinance Amendment:

Budget Ordinance Amendment:

1) Increases Sports Complex purchase of inventory account to cover the purchase of items for resale at the Sports Complex concession stands for the remainder of FY 2014-2015 (\$45,000).

A~ Recommended Action: Approve Consent Agenda (inclusive of adoption of Ordinance).

9. Consideration of Application for New Taxi Rights:

- Harry Jeanniton (Green Taxi, Inc.) - 5 taxi rights

A~ Recommended Action: Approve Issuance of Taxi Rights and Exception to Current Taxi Ordinance [Chapter 22-2(f)] as Recommended

10. Consideration of Petition for Annexation No. 302 - 2539 Cokey Road.

A~ Recommended Action: 1) Acknowledge Receipt of Petition. 2) Adopt Resolution Ordering City Clerk to Investigate Sufficiency of Petition.

11. Consideration of:

1) Agreement Between The City of Rocky Mount and Southern Bank and Trust Company for the Purchase and Sale of Real Property (224 South Franklin Street - \$750,000/agreement includes guaranteed right to lease property by Southern Bank and Trust Company @ \$9,000 month two years plus security deposit with rent increasing after two years, if bank still occupies building); and

2) Budget Amendment Appropriating Gas Funds (\$750,000) for the Acquisition of 224 South Franklin Street.

A~ Recommended Action: 1) Approve Agreement and Authorize the Mayor and City Clerk to Execute the Same on Behalf of the City; 2) Adopt Ordinance.

12. Consideration of Disposition of Certain Personal Property by Private Sale as Follows:

a. Six (6) Scott AP-50 Air Packs to Nash Community College Fire and Health Service Department @ a cost of \$200 per unit for a total cost of \$1,200; and

b. Fifteen (15) Scott AP-50 Air Packs to Coopers Volunteer Fire Department Rescue Squad, Incorporated @ a cost of \$200 per unit for a total cost of \$3,000.

A~ Recommended Action: Adopt Resolution Declaring Property Surplus and Authorizing Disposal by Private Sale.

13. Consideration of Adoption of Public Art Ordinance.

A~ Recommended Action: Adopt Ordinance.

14. Consideration of the Following Assessment Contracts:

a. Betty Ruth Allen for Water Service at 211 Viverette Avenue (\$1,315 water tap, meter and capacity fees; \$2,500 main fee - total assessment = \$3,815); and

b. Wayne M. Coley for Water Service at 1846 Topaz Avenue (\$1,315 water tap, meter and

capacity fees pre-paid; \$2,500 main fee to be assessed).

A~ Recommended Action: Approve Contracts and Authorize the Mayor and City Clerk to Execute the Same on Behalf of the City.

15. Consideration of Master Lease Agreement and Amendment No. 1 with Dell Financial Services L.L.C. for Leasing Computer Replacements.

A~ Recommended Action: Approve Master Lease Agreement (and any subsequent amendments) and Authorize the Mayor and City Clerk to Execute the Same on Behalf of the City.

16. Consideration of Implementation Agreement with APD Solutions, LLC for Assistance in the Design and Development of Recommendations from the Crossroads to Prosperity Housing Study to Improve Conditions in Target Areas of Opportunity (TAO) and Other Designated Areas of the City (cost not to exceed \$4,000 per month for a total of 12 months for a total of \$48,000).

A~ Recommended Action: Approve Agreement and Authorize the Mayor and City Clerk to Execute the Same on Behalf of the City.

17. Consideration of FY 2015 Metropolitan Planning Program Grant from the North Carolina Department of Transportation (City is designated Federal Transit Administration recipient for the Rocky Mount Urban Area Metropolitan Planning Organization) for the Development of Improved Techniques and Methods of Transit Activities (FTA = \$29,832; NCDOT = \$3,729; City = \$3,729).

A~ Recommended Action: Approve Grant Agreement and Authorize the Mayor and City Clerk to Execute the Grant Agreement and Required Certification Regarding Lobbying on Behalf of the City.

18. Consideration of ElectriCities Annual Utility Pole Cooperative Bid Agreement and Purchase Contracts for Utility Material, Supplies and Equipment (13 participants) - Award as Follows:

- Bridgewell Resources - PENTA poles - High Point; Kings Mountain; Newton; and Statesville; and

- United Wood - CCA poles - Apex, Benson, Farmville, Greenville Utilities, High Point, Lexington, Morganton, Newton, Rocky Mount, Tarboro and Washington.

A~ Recommended Action: Approve Member Cooperative Bid Agreements and Authorize the Mayor and City Clerk to Execute the Same on Behalf of Participants.

19. Consideration of Proposal from Styers & Kemerait, PLLC for Legal Services Relative to the Proposed Purchase by Duke Energy Progress of General Assets Owned by the North Carolina Eastern Municipal Power Agency (NCEMPA) - (estimated budgetary impact - \$20,000 to \$30,000).

A~ Recommended Action: Accept Proposal and Authorize the City Manager to Execute the

Engagement Letter on Behalf of the City.

A~ 20. Appointments:

- a. Braswell Memorial Library - term expires 12/2018;
- b. Historic Preservation Commission (1 appointment - term expires 6/2018);
- c. STEP Board (term expires 12/31/2015) - Lois Watkins; and
- d. Tree Advisory Board (1 appointment - Ward 7 - term expires 6/2018).

21. Consideration of Recommendation for Approval of Award of Duty Sidearm to Police Sergeant Stoney Battle for 28 1/2 Years of Service, Retirement Date February 1, 2015.

A~ Recommended Action: Approve Recommendation for Award of Sidearm.

21a. Consideration of Conditional Sale of Beal Street Phase I Property by the Redevelopment Commission. (Added to Agenda in Open Meeting)

A~ Recommended Action: Approve Sale of Properties Based Upon Acquisition of Necessary Financing and Adherence to all Applicable Local, State and Federal Guidelines and Authorize the Mayor and City Clerk and/or City Manager to Execute Necessary Documentation on Behalf of the City.

22. Closed Session:

- Attorney-Client Privilege (no backup information furnished)
- Personnel Matter (added to agenda in open meeting)