

**A = APPROVAL**  
**AD = APPROVAL DENIED**  
**NA = NO ACTION**  
**D = 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**RW = REQUEST WITHDRAWN**  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 MEETING OF THE CITY COUNCIL OF THE CITY OF ROCKY MOUNT HELD MONDAY, JULY 25, 2016 AT 4:00 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 July 11, 2016.
5. 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*

**Tasha Aldridge** of 316 Ansley Street and **Pastor Lynn Robinson**, 56 Redman Road (Rock Haven Church, 3438 South Halifax Road, Rocky Mount, NC) voiced a desire to partner with the Rocky Mount Animal Shelter for a long ongoing relationship to encourage a harmonious relationship to increase adoption of animals from the shelter. Pastor Robinson thanked the Council for the Rocky Mount Dog Park, but stated there has been a disconnect when dealing with the shelter.

**Rachel Battle-Lindsey** of 2355 Lincoln Road (member of Marks Chapel Baptist Church in Battleboro) and **Ruth Battle** of 1621 Whitfield Avenue expressed concern that the church cemetery may be disturbed or relocated due to the planned economic development by CSX.

\*City Manager Charles W. Penny reported that two informational meetings are scheduled to provide information about the new CSX rail hub: Wednesday, 6-8 p.m. at Edgecombe County Administrative Building Auditorium, St. Andrew Street, Downtown Tarboro and Thursday, 6-8 p.m. at Brown Auditorium, Nash Community College. He and Councilmember Knight assured that great care will be taken to ensure the cemetery will be respected the only changes will be improvements.

*Trameika Lancaster* of 948 Hazelwood Drive told the Council that she is concerned with youth and would like to see more free and affordable youth programs. She added that the City needs a truck stop.

*Terri Barnes* of 113 Clarence Court stated that the trailer park at Hazelwood Drive creates problems and added that children in the Hazelwood neighborhood need a playground or park.

6. **CONSENT AGENDA:**

A. Consideration of Adoption of the Following FY 2015-2016 Ordinance Amendment:

Project Ordinance Amendments:

- Shifts the Appropriated General Fund contribution from the 2015-2016 Community Development Block Grant (CDBG) to the 2015-2016 HOME Investment Partnership Grant (\$50,000).

B. Consideration of the following Requests:

- 1) From Brenda West to close the 5000 Block of Brassfield Drive (cul-de-sac / the portion of Brassfield Drive between Brassfield Court and Leighton Drive will remain open due to emergency response concerns) from 6:00 p.m. to 8:00 p.m. on Tuesday, August 2, 2016 for a *Yummy Potluck* to celebrate National Night Out; and
- 2) From Bettie McEachin, Increasing Faith Ministry, to close the 800 Block of Pender Street from 11:00 a.m. to 3:00 p.m. on Saturday, August 20, 2016 for a Church Community Event.

C. 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.

A~ Recommended Action: Approve Consent Agenda (inclusive of adoption of Ordinances and approval of tax releases).

7. Consideration of the Minutes and Recommendations from a Planning Board Meeting held July 12, 2016:

- a) **Public Hearing** Relative to the Following Land Development Code Amendments Recommended for Approval and found in Compliance with the Comprehensive Plan by the Planning Board:

- 1) Amend Chapter 1. DEFINITIONS AND CONSTRUCTION, Sec. 102. Terms and uses defined. by adding the following term and definition in alphabetical sequence therein: *Railroad Yard Operations.* A facility containing a network of railroad tracks, buildings, structures, roadways or equipment for the storage, movement, maintenance, transfer and transloading of cars, containers, freight, shipments or other property and other activities ancillary to rail transportation or multi-modal terminal operations;
  
- 2) Amend Chapter 5. ZONING USE REGULATIONS, Sec. 503. Zoning use tables., Table 5-1: General Use Table – Residential Districts and Table 5-2: General Use Table – Transitional, Business and Industrial Districts by adding the following permitted use in in alphabetical sequence therein as follows:

Table 5-1: General Use Table – Residential Districts.  
(Chapter 5, Section 503, Table 5-1 Inserted Alphabetically)

	<i>Single-Family Districts</i>					<i>Multi-Family Districts</i>		<i>Planned Developments</i>
Permitted Uses	A-1	R-15	R-10	R-8	R-6	MFA	MHP	PDR
Railroad Yard Operations (see note 32)	X							

Table 5-2: General Use Table – Transitional, Business and Industrial Districts.  
(Chapter 5, Section 503, Table 5-2 Inserted Alphabetically)

	<i>Transitional Districts</i>		<i>Business Districts</i>						<i>Industrial Districts</i>		
Permitted Uses	O-1	<u>O-1 (2)</u>	MA	B-1	B-2	B-3	B-4	B-5	I-1	I-2	IP
Railroad Yard Operations									X	X	X

- 3) Amend the Land Development Code of the City of Rocky Mount by amending Chapter 5. ZONING USE REGULATIONS, Sec. 503. Zoning use tables., Subsection C. Notes to the zoning use tables by adding the following new Note 32 in numerical sequence:

32. *Railroad yard operations.* In the A-1 zoning district, railroad yard operations shall be permitted provided the following conditions are met:

- a. Area: the subject site shall have a minimum lot area of one hundred (100) acres;
- b. Landscaping: The subject site shall install and maintain a landscaping buffer between adjacent properties in accordance with Section 704 of this LDC. The railroad yard operations shall be classified as a Class V land use for this purpose;
- c. The subject site shall be contiguous to an existing railroad right-of-way or other property used for railroad yard operations;
- d. The subject site shall be located in its entirety within 3,500 feet of the railroad right-of-way; and
- e. Site development plans for railroad yard operations shall be considered a Level III project subject to review and approved by the DRC.

A~ Recommended Action: Adopt Ordinance Amending the Land Development Code

8. Consideration of Minutes from a Committee of the Whole Meeting Held July 11, 2016:

- 1) Boards and Commissions Appointments: Pam Casey - *Consideration and Recommendations for Reappointments/Appointments*; and
- 2) Closed Session - Economic Development/Attorney-client privilege.

A~ Recommended Action: Approve Minutes.

9. Consideration of Petition for Annexation No. 308 – Vestal Road.

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

10. Consideration of Water Assessment Contract with Esther Lewis Hagans for Water Service at 3460 Village Road (\$1,765 water tap, meter and capacity fees and \$2,500 water main fees – total assessment = \$4,265).

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

11. Consideration of Bids:

- a. Gas System Improvement - Labor Contract - award to Parker-Stockstill Construction, Incorporated @ a total cost not to exceed \$700,000;
- b. Assorted Gas Meters and Regulators - total amount of bid award = \$174,655.08:
  - 1) Proposals A & C - American Meter, c/o Ed Young Sales @ total cost of \$118,757.48; and
  - 2) Proposal B - Bartlett Controls, Incorporated @ total cost of \$55,897.60.

A~ Recommended Action: 

- 1) Award Bids as Recommended;
- 2) Authorize the Mayor and City Clerk to Execute the Bid Contract for (a) on Behalf of the City; and
- 3) Authorize the Purchasing Division to Issue Purchase Orders for (b) in Accordance with the Council's Award.

12. Appointments:

- a. Housing Authority (*Dennis Lyons re-appointed* - term expires 6/30/2021);
- b. Mayor's Commission on Persons with Disabilities (3 vacancies - terms expire 6/30/18); *David Arnow* – unexpired term expires 6/30/17; and
- c. Redevelopment Commission (1 vacancy - term expires 6/2021).