

Action Agenda - September 14, 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RW = REQUEST WITHDRAWN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 MEETING OF THE CITY COUNCIL OF THE CITY OF ROCKY MOUNT TO BE HELD MONDAY, SEPTEMBER 14, 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 August 24, 2015.
5. Petitions to be Received from the Public. None.

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

6. Presentations and Recognitions:

a. Presentation of Proclamation Proclaiming the Month of September as Senior Center Month in the City of Rocky Mount to Parks and Recreation Staff.

7. CONSENT AGENDA:

A. Consideration of the Following Request for Temporary Street Closing:

- From Rosemary G. Atkinson to close the 100 block of South Tillery Street from 12:00 p.m. to 4:00 p.m. on Sunday, September 20, 2015 for a child's birthday party.

B. Consideration of Adoption of the Following FY2015-2016 Ordinance Amendments:

Budget Ordinance Amendments:

1. Approves reduction in the FY 2015-2016 Operating Budget for the Electric Fund (\$14,650,000 - due to NCEMPA asset sale) and the Gas Fund (\$900,000 - reflects likely impact of reductions in projected price for wholesale natural gas); and
2. Appropriates additional funds to the Gas Fund to cover the contract extension with Parker-Stockstill (\$300,000 - see Item 17c).

Project Ordinance Amendment:

1. Appropriates funds in the Nutkao Pretreatment Project to cover engineering costs not covered with State Grant Funds (\$10,762).

C. Tax Releases and/or Refunds:

1. Schedule A - Acknowledge receipt of report of taxes under \$100 approved for release and/or refund by the City Manager;
2. Schedule B - Release taxes over \$100 as recommended.

A~ Recommended Action: Approve Consent Agenda (inclusive of adoption of Ordinances and Release of Taxes).

8. Consideration of the Minutes and Recommendations from a Planning Board Meeting held August 11, 2015:

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 Darrell Keith Burgess and Norma Burgess Wells to rezone +0.37 acres located at 3720 Sunset Avenue from R-10 to O-I .

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

- Request by Karen Calloway, Mack Gay Associates P.A. on behalf of RB WH Rocky Mount GC, LLC, to rezone +0.61 acres located at 560 Jones Road from R-15 to B-5.

A~ Recommended Action: 1) Acknowledge Receipt of Planning Board Minutes; and 2) Adopt Ordinances Amending the Land Development Code and Map.

9. Consideration of Minutes from a Committee of the Whole Meeting Held August 24, 2015:

- 1) FY 2015 Quarterly Report - Ken Hunter - Report Only. No Action;
- 2) Electric/Gas Rate Decrease - Rich Worsinger - Report Only. No Action;

- 3) Visioning and Strategic Plan Update - Tash Logan Ford - Report Only. No Action;
- 4) Downtown Update - John Jesso - Report Only. No Action; and
- 5) Closed Session - Attorney/Client Privilege and Property Acquisition.

A~ Recommended Action: Approve Minutes.

10. Consideration of Certification by the City Clerk of the Sufficiency of Petition Submitted for Annexation No. 304 - 1600 Goldrock Road and Scheduling a Public Hearing.

A~ Recommended Action: 1) Adopt Resolution of Certification of Petition for Annexation (sufficient); 2) Adopt Resolution Scheduling Public Hearing for October 26, 2015; and 3) Instruct Department of Planning and Development to Prepare Feasibility Study.

11. Consideration of Ad Valorem Tax Adjustments and Refunds (due to an Appeal Settlement by Rocky Mount WEH LP with the Property Tax Commission - refund due for 2013 - \$22,636.58; 2014 - \$21,193.43; and reduction of 2015 tax levy by \$21,352.30 - statutory interest 5% based on payment date of 9/15/15).

A~ Recommended Action: Approve Tax Adjustments and Refunds.

12. Consideration of Ordinance Ordering the Community Code Inspector to Proceed with Demolition of the Following Substandard Properties:

- a. 907 Branch Street
- b. 1505 Harper Street
- c. 1401 Branch Street
- d. 723 Pender Street
- e. 824 Pender Street
- f. 1021 E. Holly Street
- g. 721 E. Grand Avenue
- h. 1543 Springbrook Drive
- i. 723 S. Grace Street
- j. 409 Madison Street
- k. 615 E. Virginia Street
- l. 612 Cleveland Street
- m. 620 Dexter Street
- n. 624/626 Dexter Street
- o. 1336 S. Franklin Street
- p. 621 Paul Street
- q. 631 W. Raleigh Boulevard
- r. 302 Smith Street
- s. 920 Sunset Avenue

A~ Recommended Action: Adopt Ordinance.

13. Consideration of 2014-2015 Consolidated Annual Performance and Evaluation Report

(CAPER) for the Down East HOME Consortium Program Funded by HUD.

A~ Recommended Action: Approve Report and Authorize Submission to HUD.

14. Consideration of the Following Assessment Contracts:

a. Wayne Coley for water and sewer service at 2105 Coral Drive (\$2,640 water and sewer taps, water meter and water and sewer capacity fees prepaid; \$5,500 water and sewer main fees assessed);

b. Saul Fajardo for water service at 2911 Old Battleboro Road (\$1,350 water tap, meter and capacity fees pre-paid; \$2,500 main fee to be assessed); and

c. Kimberly and Shenika Harper for water and sewer service at 1043 Freer Drive (\$7,840 water and sewer main, taps, water meter and capacity fees 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 Acquisition of 238 Tarboro Street for \$45,000, Plus Associated Legal Fees (will provide additional public parking).

A~ Recommended Action: Approve Property Acquisition at Agreed Upon Price, Contingent Upon Settlement of Taxes and Assessments and Authorize the Mayor to Execute Any Necessary Documents on Behalf of the City.

16. Consideration of Amended Memorandum of Understanding between Nash-Rocky Mount Public Schools, Nash-Rocky Mount Board of Education and the City of Rocky Mount for the School Resource Officer (SRO) Program (adds requirements of G.S. 115C-332.1).

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

17. Consideration of Water Tower License Agreement with USCOC of Greater North Carolina, LLC for Placement of Cellular Telephone Antennae on the Marigold Street Water Tower (see page 3 of contract for terms and fees).

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

18. Consideration of Bids:

a. Transmission Poles Relocation Project - Lee Electrical Construction, Incorporated @ a total cost of \$330,000 for Phase 1 and Phase 2 of the Project;

b. Two (2) Custom Pumpers for Fire Department - Fire Connections, Incorporated @ a total cost

of \$899,986 using HGACBuy Cooperative Purchasing;

c. Gas System Improvement/Labor Contract Extension (extension through August 30, 2016) - Parker-Stockstill Construction, Incorporated @ a total cost not to exceed \$700,000; and

d. Lump Sum Tree Trimming - Mercier-s, Incorporated @ a total cost of \$392,700.

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

19. Consideration of Rescheduling the Regular City Council Meeting Scheduled for Monday, October 12, 2015 to Tuesday, October 13, 2015 (regular meeting conflicts with NCLM Annual Conference).

A~ Recommended Action: Reschedule Meeting as Recommended.

NA~ 20. Appointments:

a. Board of Adjustment (Ward 3 - term expires 6/30/18);

b. Martin Luther King, Jr. Commission (Ex-officio - term expires 6/30/18); and

c. Utility Service Review Board (Ward 6 - unexpired term expires 6/2018).

21. Design/Build Presentation Relative to Downtown Community Facility (DCF).