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| R | = | REFERRED | RW | = | REQUEST WITHDRAWN |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

AGENDA FOR A REGULAR SCHEDULED MEETING OF THE CITY COUNCIL OF THE CITY OF ROCKY MOUNT HELD MONDAY, AUGUST 13, 2018 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 Scheduled Meeting of the City Council Held July 23, 2018.
5. Recognition of Rocky Mount Fire Department on Being Awarded Re-Accreditation Status by the International Center for Public Safety Excellence.
6. Petitions to be Received from the Public.

Note: Please complete Citizen Sign-In Sheet and provide to Security Officer prior to speaking. Please limit presentations to three (3) minutes. Time will be monitored.

Jackie Thorne, Eric Moore, Aldrich Williams, Domino Williams, Maceo Lewis, Alvin Blount Elaine Williams, Dexter Williams, Anthony Gupton, Michael Ray and Iris Thompson:

- voiced concerns relative to the recently adopted Ordinance preventing parking of commercial vehicles and trailers within residential neighborhoods

Reverend Thomas Walker:

- expressed appreciation to the Mayor and Council for the quality of development in the City and the efforts towards the building of the Event Center; he requested that as development in the City is considered that the western entrance of Raleigh Boulevard be considered

Gloria Davis, Robert Davis and Carolyn Walston:

- spoke in support of the Ordinance prohibiting the parking of commercial vehicles and trailers within residential neighborhoods

Sue Perry Cole:

- stated she is confident the City will come up with a plan in reference to the truck parking that will work for all; she stated she feels encouraged by the willingness of City staff and Council to talk with citizens in neighborhoods and voiced support for the Three-Year Consolidated Plan and Annual Action Plan

Randy Adcox:

- stated he sympathizes with the truckers; noted there are about a dozen tombstones down in Battleboro Cemetery; he voiced appreciation to the City Council, Archie Jones and Human Relations for the Community Conversations and added there needs to be more public forums to address crime and poverty

Lewis Turner:

- requested enforcement of towing in the loading zone in front of 158 S. Washington Street

Stacey Graham:

- stated she had submitted a personal history form to be considered for the City's Animal Control and Care Advisory Board; she emphasized the importance of this board and urged Mayor and Council to finalize the advisory board by making appointments

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

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

A~ Recommended Action: Approve Tax Releases.

8. Consideration of the Recommendations from a Regular Scheduled Planning Board Meeting held July 10, 2018:

****Overview of request(s) and recommendation(s) by the Interim Director of Planning and Development or his designee***

A~ Recommended Action: Acknowledge Receipt of Planning Board Minutes.

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 Oakwood Properties, LLC, to rezone ±2.32 acres located at 793 Country Club Road from O-ICU to B-1

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

B. **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 JRN, LLC; Benchmark Management, to rezone ±5.48 acres located at 1000 Hunter Hill Road from O-ICU to O-I

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

C. **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 Travis Davenport, to rezone ±15.35 acres located at 1225 N Wesleyan Boulevard and 1162 Thorpe Road from I-2 to B-5

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

D. **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:

- **PURPOSE OF AMENDMENTS:** to revise the City of Rocky Mount Land Development Code by:
 - 1) Replacing the words “department of planning and development”; “planning department” or “planning and development department” throughout the Land Development Code with “department of development services”; and
 - 2) Replacing the words “planning director”; “director of planning and development” or “planning and development director” throughout the Land Development Code with “director of development services”

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

9. Consideration of:

A. Rescinding Resolutions R-2018-29 Certifying Sufficiency of Annexation No. 312 and R-2018-30 Calling for a Public Hearing to Consider Annexation No. 312 (property incorrectly identified as sufficient to meet the requirements for annexation); and

B. **Public Hearing** Relative to Annexation Agreement with the Town of Dortches relative to Annexation No. 312 – Fellowship of Praise Church of God/3201 Benvenue Road (area not contiguous to Rocky Mount and closer to corporate limits of Dortches).

A~ Recommended Action: 1) Rescind Resolutions R-2018-29 and R-2018-30; and
2) Approve Annexation Agreement with the Town of Dortches.

10. Consideration of Ordinance Amending the Code of the City of Rocky Mount by making the following changes:

- a) Replacing the words “department of planning and development”; “planning department” or “planning and development department” throughout the City Code with “department of development services”; and
- b) Replacing the words “planning director”; “director of planning and development” or “planning and development director” throughout the City Code with “director of development services”

A~ Recommended Action: Adopt Ordinance.

11. Consideration of Certification by the City Clerk of the Sufficiency of Petition Submitted for Annexation No. 313 – 1728 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 September 10, 2018;
and
3) Instruct Department of Planning and Development to Prepare Feasibility Study.

12. Consideration of Final Amending Change Order for Cured-In-Place Pipe (CIPP) Sewer Rehabilitation Project (increases contract by \$5,280 to cover costs of the final quantities of sewer mains needed for a contract total of \$210,089).

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

13. Consideration of Municipal Agreement with the North Carolina Department of Transportation Relative to:

- Improvements/Resurfacing Project on Red Oak Battleboro Road, Morning Star Church Road, and Old Battleboro Road (NCDOT TIP Project P-5711CA/WBS Elements 44908.3.4) – for Adjustment and Relocation of City of Rocky Mount Municipally-Owned Water Infrastructure Necessary for the Project - (City responsible for reimbursing NCDOT 100% of construction costs estimated at \$83,975).

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

14. Consideration 2018-2021 Three-Year Consolidated Plan and 2018 Annual Action Plan for the Down East HOME Consortium (required for eligibility for HOME Partnership Investment funds and CDBG Entitlement allocation) and Resolution Approving Plans.

A~ Recommended Action: 1) Approve Plans and Authorize the Mayor to Execute Any Required Documentation or Certifications; and
2) Adopt Resolution.

15. Consideration of Contract with Kimley-Horn and Associates, Inc. for the Downtown Parking Study (\$49,700; includes 4 phases and expected to take 6 months; project will be funded with Metropolitan Planning Organization planning funds).

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

16. Consideration of Partner Location Agreement with Tivity Health Services, LLC for Implementation of the SilverSneakers Program at the Senior Center (requires no change in fees or Senior Center structure; facility to be reimbursed \$2.50 per participant for up to eight visits per month/maximum of \$20).

A~ Recommended Action: Authorize the Mayor and City Clerk to execute the Partner Local Agreement on behalf of the City.

17. Consideration of Facility License Agreement with Elizabeth City State University for Usage of the Rocky Mount Athletic Stadium for the 2018 Down East Viking Football Classic Scheduled for Saturday, September 15, 2018 at 4 p.m. (rental from 6 a.m. to 11 p.m. on September 15, 2018; fee of \$3,075).

A~ Recommended Action: Authorize Director of Parks and Recreation to Execute the Facility License Agreement on behalf of the City.

18. Consideration of Memorandum of Agreement with Steve Powell for Facilitation of Completion of the Windstone Subdivision (developer responsible for completion of all necessary clearing, grading and roadway repairs and paving; City to reimburse developer for any required curb/ gutter replacement/patching and off-site borrow material; City to be responsible for required repairs to utilities).

A~ Recommended Action: Authorize the Mayor and City Clerk to Execute the Memorandum of Agreement on behalf of the City.

19. Consideration of Brownfields Agreement with the North Carolina Department of Environmental Quality Relative to the Rocky Mount Downtown Events Center (to be advertised for public comment following Council approval and completion of associated Brownsfield Plat).

A~ Recommended Action: Acknowledge Receipt of Brownfields Agreement and Authorize the Mayor to Execute the Required Documents Following the Conclusion of Public Comment Period.

20. Consideration of Bids:

a. Water Purification Chemicals (twelve-month contracts @ \$511,098.00):

1) Liquid Sulfur Dioxide – Brenntag Southeast, Incorporated - 17 tons @ \$900 per ton = \$15,300;

2) Sodium Hydroxide (Caustic Soda) Univar USA, Incorporated - 500 dry tons @ \$645 per dry ton = \$322,500;

3) *Number 3 intentionally left off; will be re-bid;*

4) Calcium Thiosulfate (CAPTOR) – Water Guard, Incorporated - 60,000 pounds @ \$1.724 per pound = \$103,440;

5) Corrosion Inhibitor – Shannon Chemical - 34,000 pounds @ \$0.737 per pound = \$25,058; and

6) Sodium Hypochlorite (Bleach) - Water Guard, Incorporated - 70,000 gallons @ \$0.64 per gallon = \$44,800;

b. Sunset Water Treatment Plant High Service Pump #2 Replacement - award to T.A. Loving Company @ total cost of \$644,300;

c. Rocky Mount Event Center Arcade Games and Embed System – award to Brady Starburst LLC/Player One Amusement Group @ total cost of \$304,478; and

d. FY 2018 Street Resurfacing – award to Barnhill Contracting Company @ total cost of \$1,924,890 plus contingency of \$100,000.

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

21. Closed Session:

- Attorney-Client Privilege