



AGENDA

Regular Meeting of the Winston-Salem City Council

November 21, 2005

7:30 p.m., Council Chamber

Room 230, City Hall

CALL TO ORDER

ROLL CALL

INVOCATION BY REVEREND LEWIS DEVLIN OF UNITED PROGRESSIVE BAPTIST CHURCH

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

PRESENTATION BY HABITAT FOR HUMANITY

RESOLUTION HONORING GLEN BENNETT AND CHRIS GAUNCE FOR THEIR HEROISM

RESOLUTION CELEBRATING THE LIFE AND LEGACY OF JOHN L. TANNER, SR.

CONSENT AGENDA

GENERAL AGENDA

1. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF A PORTION OF EXECUTIVE DRIVE IN THE NORTHEAST WARD – *Petition of Republic Mortgage Insurance Company. [Recommended by Public Works Committee.]*
2. PUBLIC HEARING AND RESOLUTION APPROVING APPROPRIATE AND VERIFIABLE PERCENTAGE GOALS FOR PARTICIPATION BY MINORITY AND WOMEN OWNED BUSINESSES FOR THE CONSTRUCTION OF COUNTRY CLUB ROAD IMPROVEMENTS. *[Reviewed by Community Development/Housing/General Government Committee.]*

3. PUBLIC HEARING AND ORDINANCE DESIGNATING CERTAIN PROPERTY AS A HISTORIC LANDMARK – *James B. and Diana M. Dyer House Located at 1015 West Kent Road. [Recommended by Historic Resources Commission.]*
4. PUBLIC HEARING AND ORDINANCE DESIGNATING CERTAIN PROPERTY AS A HISTORIC LANDMARK – *Former Wachovia Bank and Trust Company Building Located at 8 West Third Street. [Recommended by Historic Resources Commission.]*
5. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF WELDON GRAY BRANNOCK AND CHERYL WILSON BRANNOCK FROM RS-9 TO MH: Property located on the west side of Davis Road north of Daysbrook Road – Containing approximately .79 acre located in the NORTHEAST WARD (Council Member Burke) – Zoning Docket W-2809. *[Planning Board recommends approval of petition. This item was continued from the November 7 Council meeting.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

6. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF THE HOUSING PARTNERSHIP OF WINSTON-SALEM/FORSYTH COUNTY AND THE CITY OF WINSTON-SALEM FROM LO TO PB-S (Residential Building, Single-Family): Property located on the north side of Second Street east of Spring Street – Containing approximately .76 acre located in the NORTHWEST WARD (Council Member Merschel) – Zoning Docket W-2790. *[Planning Board recommends approval of petition and site plan with staff recommendation. This hearing was continued from the September 6, October 3, and November 7 Council meetings.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

APPROVAL OF SITE PLAN

APPROVAL OF SPECIAL USE DISTRICT PERMIT

7. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF THE ESTATE OF R. CLYDE SHIELDS AND ROSA SHIELDS, CARE OF SHIRLEY DENNY, CO-EXECUTOR FROM RS-9 TO GO: Property located on the north side of Vest Mill Road south of Business 40 and west of Westbrook Plaza Drive – Containing approximately 9.85 acres located in the SOUTHWEST WARD (Council Member Besse) – Zoning Docket W-2785. *[Planning Board recommends approval of petition. This item was continued from the November 7 Council meeting.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

8. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF ORENTA MAE ODUM AND LUCIA ARTURA NOYOLA CISNEROS FROM RS-9 AND HB-S TO HB-S

(Arts & Crafts Studio; Convenience Store; Food or Drug Store; Furniture and Home Furnishings Store; General Merchandise Store; Nursery, Lawn and Garden Supply Store, Retail; Retail Store, Specialty or Miscellaneous; and Building Contractors, General): Property located on the south side of Sprague Street west of Burgundy Street – Containing approximately .72 acre located in the SOUTHEAST WARD (Council Member Terry) – Zoning Docket W-2807. *[Planning Board recommends approval of petition and site plan with staff recommendations. This item was continued from the November 7 Council meeting.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

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APPROVAL OF SPECIAL USE DISTRICT PERMIT

9. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF WAL-MART REAL ESTATE BUSINESS TRUST FROM HB-S (Shopping Center) TO SITE PLAN AMENDMENT: Property located on the north side of Hanes Mill Road west of Angel Oaks Drive – Containing approximately 20.47 acres located in the NORTHEAST WARD (Council Member Burke) – Zoning Docket W-2787. *[Planning Board recommends approval of petition and site plan with staff recommendations. This item was continued from the September 6, September 19, and October 3 Council meetings, and received a motion of No Consideration at the November 7 Council meeting.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

APPROVAL OF SITE PLAN

APPROVAL OF SPECIAL USE DISTRICT PERMIT

10. PUBLIC COMMENT PERIOD.

CONSENT AGENDAProperty Matters

1. CONSIDERATION OF ITEMS RELATING TO ACQUISITION/DISPOSITION OF PROPERTY: *[Recommended by Finance Committee.]*
 - a. RESOLUTION AUTHORIZING ACQUISITION OF PROPERTIES FOR BURKE MILL ROAD WIDENING BY DEED OR CONDEMNATION – *Eleven properties located on Stratford Road, Burke Mill Road, Frontis Street, Van Buren Street, and Griffith Road.*
 - b. RESOLUTION AUTHORIZING ACCEPTING GIFT OF LAND FROM PHILIP AND NANCY INGRAM – *Approximately .24 acre located adjacent to Shaffner Park.*
 - c. RESOLUTION AUTHORIZING THE DISPOSITION OF PROPERTY LOCATED AT 1225 E. SEVENTEENTH STREET THROUGH A PUBLIC AUCTION AS PERMITTED BY N.C.G.S. 160A-270.
 - d. RESOLUTION AUTHORIZING A NOTICE AND PERPETUAL LAND USE RESTRICTION BE ATTACHED TO THE DEED FOR THE PROPERTY KNOWN AS FIRE STATION NO. 15 AT 4548 SHATTLON DRIVE.
 - e. RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY UNDER THE PROVISIONS OF N.C.G. S. 160A-269 – *Lots 303B and 304B of Block 0202, located on Martin Luther King, Jr. Drive.*

Community and Economic Development

2. CONSIDERATION OF ITEMS RELATING TO THE WEST END VILLAGE PROJECT: *[Recommended by Finance Committee.]*
 - a. RESOLUTION AUTHORIZING CERTAIN PUBLIC INFRASTRUCTURE IMPROVEMENTS FOR THE WEST END VILLAGE PROJECT.
 - b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM FOR FY 2005-2006.
 - c. RESOLUTION APPROVING AN AGREEMENT WITH WEST END VILLAGE DEVELOPMENT TO INSTALL AND MAINTAIN DECORATIVE STREETLIGHTS IN WEST END VILLAGE. *[Recommended by Public Works Committee.]*
3. RESOLUTION AUTHORIZING THE CITY TO APPLY FOR THE REDESIGNATION OF

A STATE DEVELOPMENT ZONE FROM THE NORTH CAROLINA DEPARTMENT OF COMMERCE. *[Recommended by Community Development/Housing/General Government Committee.]*

- 4. CONSIDERATION OF ITEMS RELATING TO SUBSTANDARD STRUCTURES: *[Recommended by Community Development/Housing/General Government Committee.]*

ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(1) OF THE CITY CODE: *(Repairs Less Than 50% of Value of Structure)*

<u>Property Owner</u>	<u>Property Location</u>
a. S & W Trading Post	1196 Waughtown Street

ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203((f)(2) OF THE CODE OF THE CITY OF WINSTON-SALEM: *(Repairs More Than 50% of Value of Structure)*

<u>Property Owner</u>	<u>Property Location</u>
b. Jamika Trannon	1034 Addison Avenue
c. William & Gloria Tibbs	2601 Waughtown Street

ORDINANCE ORDERING THE HOUSING SERVICES DEPARTMENT TO REMOVE OR DEMOLISH STRUCTURES UNFIT FOR HUMAN HABITATION AND OTHERWISE, TO EFFECTUATE THE PURPOSE OF CHAPTER 10, ARTICLE V OF THE WINSTON-SALEM CITY CODE: *(Repairs More Than 65% of Value of Structure)*

<u>Property Owner</u>	<u>Property Location</u>
d. Maudy Vera & Terry Withers	1120 Marne Street
e. Elizabeth Jarrett	423 W. Salem Avenue
f. Artis L. & Emma Smith	513 Wachovia Street

Transportation

- 5. ORDINANCE AMENDING SECTION 78-233 OF THE CITY CODE RELATING TO TAXI METER RATES – *[Recommended by Public Safety Committee.]*
- 6. RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CITY AND THE PIEDMONT AUTHORITY FOR REGIONAL TRANSPORTATION (PART) FOR THE LEASE OF PARKING SPACES AT FOURTH AND CHURCH PARKING DECK. *[Recommended by Finance Committee as amended.]*
- 7. CONSIDERATION OF ITEMS RELATING TO LANDSCAPE IMPROVEMENTS: *[Recommended by Public Works Committee.]*

- a. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENTS WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR CERTAIN LANDSCAPE IMPROVEMENTS ON WAUGHTOWN STREET AND ON US 421.
- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM FOR FY 2005-2006.

Finance/Budget

8. RESOLUTION APPROVING THE SUBSTITUTION OF REMARKETING AGENT WITH RESPECT TO CERTAIN FINANCINGS AND OTHER RELATED MATTERS. *[Recommended by Finance Committee.]*
9. CONSIDERATION OF ITEMS RELATING TO BIDS: *[Recommended by Finance Committee.]*
 - a. RESOLUTION AWARDED CONTRACT FOR READY MIXED CONCRETE – *Hartley Ready Mix Concrete Mfg., Inc. - \$135,825.00.*
 - b. RESOLUTION AWARDED CONTRACT FOR PURCHASE OF RUBBER TIRED ASPHALT PAVER – *Arrow Equipment, LLC - \$210,900.00.*
 - c. RESOLUTION AWARDED CONTRACT FOR PURCHASE OF REFLECTIVE SHEETING UNDER THE BID PROCEDURE WAIVER OF N.C.G.S. 143-129(g) – *3M Company - \$100,000 {Estimated Amount}.*

General Government

10. CONSIDERATION OF ITEMS RELATING TO ABANDONMENT OF SANITARY SEWER EASEMENTS: *[Recommended by Public Works Committee.]*
 - a. RESOLUTION APPROVING ABANDONMENT OF A PORTION OF A SANITARY SEWER EASEMENT LOCATED OFF OF LONGMONT DRIVE (EAST WARD) – *Petition of Shugart Management, Inc.*
 - b. RESOLUTION APPROVING ABANDONMENT OF PORTIONS OF SANITARY SEWER EASEMENTS LOCATED OFF OF KNOLLWOOD STREET (SOUTHWEST WARD) – *Petition of the Highwoods/Forsyth Limited Partnership.*
11. APPROVAL OF SUMMARY OF MINUTES – *November 7, 2005.*