



## AGENDA

### Special Meeting of the Winston-Salem City Council

March 27, 2006

7:30 p.m., Council Chamber

Room 230, City Hall

CALL TO ORDER

ROLL CALL

INVOCATION BY DR. SAMUEL STEVENSON OF GRACE PRESBYTERIAN CHURCH

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

RESOLUTION RECOGNIZING VULCAN MATERIALS COMPANY

RECOGNITIONS OF THE 96<sup>TH</sup> BIRTHDAY OF MS. DINAH BLANDING AND 100<sup>TH</sup> BIRTHDAYS OF MS. MARIE JANIE JACKSON KNOX AND MS. SARAH MILLER

CONSENT AGENDA

#### GENERAL AGENDA

1. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF A PORTION OF OLD EBERT ROAD IN THE SOUTH WARD – *Petition of Chris Parr. [Recommended by Public Works Committee.]*
2. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF AN ALLEY OFF OF EIGHTEENTH STREET IN THE NORTHEAST WARD – *Petition of Michael Suggs. [Recommended by Public Works Committee.]*
3. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF A PORTION OF GREENWICH ROAD IN THE SOUTHWEST WARD – *Petition of Edward and Ashley Griggs. [Recommended by Public Works Committee.]*

4. PUBLIC HEARING AND RESOLUTION CONSIDERING AND ADOPTING APPROPRIATE AND VERIFIABLE PERCENTAGE GOALS FOR PARTICIPATION BY MINORITY AND WOMEN OWNED BUSINESSES FOR THE 2006-2007 CITY STREET RESURFACING CONTRACT. *[Reviewed by Community Development/Housing/General Government Committee.]*
5. CONSIDERATION OF ITEMS RELATING TO THE ISSUANCE OF TWO-THIRDS GENERAL OBLIGATION BONDS: *[Recommended by Finance Committee.]*
  - a. RESOLUTION OF THE CITY COUNCIL MAKING CERTAIN STATEMENTS OF FACT CONCERNING PROPOSED BOND ISSUE.
  - b. INTRODUCTION OF BOND ORDERS:  
  
BOND ORDER AUTHORIZING THE ISSUANCE OF \$2,505,000 STREET AND SIDEWALK BONDS OF THE CITY OF WINSTON-SALEM  
  
BOND ORDER AUTHORIZING THE ISSUANCE OF \$1,420,000 PARKS AND RECREATION BONDS OF THE CITY OF WINSTON-SALEM  
  
BOND ORDER AUTHORIZING THE ISSUANCE OF \$500,000 PUBLIC IMPROVEMENT BONDS OF THE CITY OF WINSTON-SALEM
  - c. RESOLUTION CALLING A PUBLIC HEARING ON BOND ORDERS, DIRECTING PUBLICATION OF NOTICE OF SAID PUBLIC HEARING AND FILING OF A DEBT STATEMENT – *Public Hearing: May 1, 2006.*
  - d. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM FOR FY 2005-06.
6. CONSIDERATION OF ITEMS RELATING TO BIDS: *[Finance Committee forwarded these items to Council without a recommendation.]*
  - a. RESOLUTION AWARDED CONTRACT FOR PURCHASE OF TWENTY-FIVE PICKUP TRUCKS UNDER THE BID PROCEDURE WAIVER OF N.C.G.S. 143-129(g) – *Terry Labonte Chevrolet - \$259,975.*
  - b. RESOLUTION AWARDED CONTRACT FOR PURCHASE OF FOUR LOADER/BACKHOES UNDER THE BID PROCEDURE WAIVER OF N.C.G.S. 143-129(g) – *James River Equipment Company - \$314,400.*
  - c. RESOLUTION AWARDED CONTRACT FOR AUTOMOBILES – *Capital Ford, Inc. - \$188,219.40.*

7. ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(2) OF THE CITY CODE: *[Repairs more than 50% of value of structure – one year] [Community Development/Housing/General Government Committee forwarded this item to Council upon the motion for approval of staff recommendation with the execution of a VDA to demolish within six months. The motion carried with three voting in favor and one opposed.]*
  - a. Larry and Kathy Combs 509 W. 17<sup>th</sup> Street
8. PUBLIC COMMENT PERIOD.

CONSENT AGENDAProperty Matters

1. CONSIDERATION OF ITEMS RELATING TO THE ACQUISITION/DISPOSITION OF PROPERTY: *[Recommended by Finance Committee.]*
  - a. RESOLUTION AUTHORIZING ACQUISITION OF PROPERTY IN THE LIBERTY STREET CORRIDOR REDEVELOPMENT PLAN THROUGH DEED OR CONDEMNATION – *Properties located at 1525 N. Liberty Street and 1505 N. Liberty Street.*
  - b. RESOLUTION AUTHORIZING ACQUISITION OF PROPERTIES FOR BURKE MILL ROAD WIDENING BY DEED OR CONDEMNATION AND VOIDING PREVIOUSLY APPROVED PURCHASE PRICES – *Eleven properties located on Stratford Road, Burke Mill Road, Frontis Street, Van Buren Street, Griffith Road, and Frontis Plaza Boulevard.*
  - c. RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY ON DIXIE BROADWAY UNDER THE PROVISIONS OF N.C.G.S. 160A-269 – *Lot 042 of Block 0871A, and containing 6,098 square feet.*
  - d. RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY LOCATED AT 5435 WOODCLIFF DRIVE UNDER THE PROVISIONS OF N.C.G.S. 160A-269.
  - e. RESOLUTION AUTHORIZING THE FINAL DISPOSITION OF PROPERTY LOCATED AT 5405 WOODCLIFF DRIVE THROUGH A PUBLIC AUCTION AS PERMITTED IN N.C.G.S. 160A-270.
2. CONSIDERATION OF ITEMS RELATING TO THE LOCATION OF A NEW FIRE STATION: *[Recommended by Finance and Public Safety Committees.]*
  - a. RESOLUTION AUTHORIZING ACQUISITION OF PROPERTY LOCATED ON BETHANIA-RURAL HALL ROAD FOR A FIRE STATION – *Lots 302, 45X, and 45N of Block 4975 and containing 3.98 acres.*
  - b. RESOLUTION AUTHORIZING THE LEASE OF CERTAIN PROPERTY LOCATED ON BETHANIA-RURAL HALL ROAD FOR A TEMPORARY FIRE STATION – *Lots 139G, 125, and 139D of Block 4969.*

Community and Economic Development

3. CONSIDERATION OF ITEMS RELATING TO ABANDONED VEHICLES:  
*[Recommended as amended by Community Development/Housing/General Government Committee.]*

- a. ORDINANCE AMENDING CHAPTER 42, ARTICLE VI ENTITLED “IMPOUNDING CERTAIN VEHICLES” AND ARTICLE VII ENTITLED “REMOVAL AND DISPOSITION OF JUNKED AND ABANDONED VEHICLES AND VEHICLES WHICH ARE HEALTH AND SAFETY HAZARDS” OF THE CODE OF THE CITY OF WINSTON-SALEM.
- b. RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A NEW SERVICE AGREEMENT WITH THE WINSTON-SALEM WRECKER ASSOCIATION.

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 – six months]*

	<u>Property Owner</u>	<u>Address</u>
a.	E. V. Ferrell, Jr.	1708 Rockford Street
b.	Rebecca L. White	2118 Waughtown Street

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 – one year]*

c.	Willie Ray Bostic	3804 Old Greensboro Road
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ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(2) OF THE CITY CODE: *[Repairs more than 50% of value of structure – six months] [Community Development/Housing/General Government Committee unanimously approved staff recommendation to repair or demolish within 90 days with property owners having the option to execute a six-month VDA within 30 days of the March 27 Council meeting providing financing is secured.]*

d.	Win and Minnie Hodges	2401 Greenway Avenue
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ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF A STRUCTURE PURSUANT TO CHAPTER 10, ARTICLE V, SECTION 10-203(f)(2) OF THE CITY CODE: *[Repairs more than 50% of value of structure – one year]*

- e. Ralph Edward Vestal, Jr. 215 Old Wayside Drive
- f. Kevin and Leslie Briggs 1138 E. 25<sup>th</sup> Street

ORDINANCE ORDERING THE HOUSING SERVICES DEPARTMENT TO REMOVE OR DEMOLISH STRUCTURE UNFIT FOR HUMAN HABITATION AND OTHERWISE, TO EFFECTUATE THE PURPOSE OF CHAPTER 10, ARTICLE V OF THE CITY CODE: *[Repairs more than 65% of value of structure]*

- g. Sandra and Scott Bottenus 4048 S. Main Street

#### Public Safety

- 5. ORDINANCE AMENDING SECTION 42-97 OF THE CITY CODE RELATING TO WEIGHT LIMITATIONS ON THRU TRAFFIC ON CERTAIN CITY STREETS – *Truck Prohibition on Bethlehem Lane between Cleveland Avenue west to the dead end. [Recommended by Public Safety Committee.]*

#### Transportation

- 6. RESOLUTION FIXING DATE FOR HEARING ON PETITION TO CLOSE AND ABANDON A PORTION OF AN ALLEY OFF OF 17<sup>TH</sup> STREET IN THE NORTH WARD – *Petition of the City of Winston-Salem. Public Hearing: May 1, 2006. [Recommended by Public Works Committee.]*
- 7. CONSIDERATION OF ITEMS RELATING TO SIDEWALK CONSTRUCTION WITH THE USE OF NCDOT CONGESTION MITIGATION AND AIR QUALITY FUNDS: *[Recommended by Public Works Committee.]*
  - a. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR CONGESTION MITIGATION AND AIR QUALITY FUNDS FOR THE CONSTRUCTION OF SIDEWALKS ON CARVER SCHOOL ROAD, PEACE HAVEN ROAD, AND SILAS CREEK PARKWAY.
  - b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM FOR FY 2005-06.

Finance/Budget

8. ORDINANCES AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY AND PROJECT BUDGET ORDINANCES FOR THE CITY OF WINSTON-SALEM FOR FY 2005-2006. *[Recommended by Finance Committee.]*
9. RESOLUTION APPROVING AGREEMENT WITH GRIFFITH FIRE DEPARTMENT, INC. FOR PAYMENT OF DEBT AND APPROVING SUBMISSION OF THE PAYMENT SCHEDULE TO THE NORTH CAROLINA LOCAL GOVERNMENT COMMISSION FOR APPROVAL. *[Recommended by Finance Committee.]*
10. RESOLUTION APPROVING ACCEPTANCE OF A \$50,000 NATIONAL FOOTBALL LEAGUE GRANT TO RENOVATE RAY AGNEW FOOTBALL FIELD AT WINSTON LAKE PARK. *[Recommended by Finance Committee.]*

General Government

11. CONSIDERATION OF THE 2006 CITY OF WINSTON-SALEM LEGISLATIVE PROGRAM. *[Recommended by Finance Committee and Community Development/Housing/General Government Committee.]*
12. RESOLUTION APPROVING A LEASE WITH SOLIDSPACE, INC. FOR USE AND INSTALLATION OF FIBER OPTIC CABLE. *[Recommended by Finance Committee.]*
13. RESOLUTION AUTHORIZING A MASTER ENCROACHMENT AGREEMENT WITH FIBERLINGS, LLC FOR THE INSTALLATION OF FIBER OPTIC CABLE WITHIN THE PUBLIC RIGHTS-OF-WAY IN VARIOUS LOCATIONS. *[Recommended by Public Works Committee.]*
14. RESOLUTION APPROVING A TEMPORARY ENCROACHMENT AGREEMENT WITH TRADE STREET, LLC – *Public right-of-way located on Trade Street during construction of building at 538 Trade Street.* *[Recommended by Public Works Committee.]*
15. RESOLUTION APPROVING ABANDONMENT OF A PORTION OF A SANITARY SEWER EASEMENT LOCATED OFF OF SHADETREE DRIVE – *Request of Ryland Group, Inc. and Borum, Wade and Associates, P.A.* *[Recommended by Public Works Committee.]*
16. RESOLUTION APPROVING THE PAYMENT OF THE ELECTRICAL SERVICE CHARGE FOR DECORATIVE STREETLIGHTS ALONG FOURTH STREET ADJACENT TO WEST END VILLAGE. *[Recommended by Public Works Committee.]*
17. RESOLUTION APPROVING AN AGREEMENT WITH THE BROOKBERRY FARM HOMEOWNERS ASSOCIATION, INC. TO INSTALL AND MAINTAIN DECORATIVE STREETLIGHTS IN BROOKBERRY FARM. *[Recommended by Public Works Committee.]*

18. RESOLUTION APPROVING CITY PARTICIPATION IN A DRAINAGE PROJECT ACROSS PRIVATE PROPERTY – *Miller Park Circle. [Recommended by Public Works Committee.]*
19. RESOLUTION FIXING DATE AND AUTHORIZING PUBLICATION OF NOTICE OF PUBLIC HEARING ON THE QUESTION OF ANNEXATION OF CERTAIN PROPERTY – *51.87 acres located off of Waverly Street for development to be known as Sage Meadows – Petition of Ramey Properties, LLC. Public Hearing: April 17, 2006. [Recommended by Public Works Committee.]*
20. CONSIDERATION OF SUMMARIES OF MINUTES:
  - a. APPROVAL OF SUMMARY OF MNIUTES – *February 20, 2006.*
  - b. APPROVAL OF SUMMARY OF MINUTES – *March 6, 2006.*
  - c. APPROVAL OF SUMMARY OF MINUTES – *March 20, 2006.*