



## AGENDA

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

September 17, 2007

7:30 p.m., Council Chamber

Room 230, City Hall

CALL TO ORDER

ROLL CALL

INVOCATION BY DR. CARLTON EVERSLEY OF DELLABROOK PRESBYTERIAN CHURCH

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

CONSENT AGENDA

#### GENERAL AGENDA

- G-1. PUBLIC HEARING AND ORDINANCE AMENDING CHAPTER B, ARTICLES II AND III, OF THE *UNIFIED DEVELOPMENT ORDINANCES* TO ADD THE USES "SERVICES, BUSINESS A" AND "MUSEUM OR ART GALLERY" TO THE TABLE OF PERMITTED USES FOR THE NB ZONING DISTRICT AND ALLOW ON-STREET PARKING SPACES TO BE CREDITED FOR PROJECTS WITHIN THE NB ZONING DISTRICT – *Proposal of the City-County Planning Staff – UDO 177. [Recommended by Planning Board.]*

- G-2. PUBLIC HEARING ON ZONING PETITION OF HOL-MAC PROPERTIES FROM RSQ (HO) TO NB-S (HO) (Professional Office; Services, Business A; Retail Store, Specialty or Miscellaneous; Museum or Art Gallery; and Residential Building, Single Family): Property located on the southern corner of West Fourth Street and Taylor Street – Containing approximately 0.75 acre located in the NORTHWEST WARD (Council Member Merschel) - Zoning Docket W-2945. *[Planning Board recommends approval of petition and site plan with staff recommendations.]*

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

- G-3. PUBLIC HEARING AND RESOLUTION ORDERING THE CLOSING OF A PORTION OF EVERIDGE ROAD IN THE SOUTH WARD (Council Member Leight) – *Petition of Matt J. Osborne. [Recommended by Public Works Committee.]*

- G-4. CONTINUATION OF CONSIDERATION OF ZONING PETITION OF TIMOTHY CAVE FROM RS-9 TO RM-18-S (Life Care Community): Property located on the south side of Indiana Avenue, across from Appomattox Drive – Containing approximately 10.23 acres located in the NORTH WARD (Council Member Malloy) - Zoning Docket W-2934. *[Planning Board recommends approval of petition and site plan with staff recommendations. The public hearing on this item was previously held on September 4, 2007.]*

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

- G-5. PUBLIC COMMENT PERIOD.

CONSENT AGENDACommunity and Economic Development

- C-1. 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 CODE OF THE CITY OF WINSTON-SALEM: *[Repairs less than 50% of value of structure (-50)]*

|    | <u>Property Owner</u>       | <u>Location</u>     |
|----|-----------------------------|---------------------|
| a. | Herbies Investments VII LLC | 854 Woodcote 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 (+50) six months]*

|    |                           |                                      |
|----|---------------------------|--------------------------------------|
| b. | D. Elwood Clinard         | 409 Wales Street                     |
| c. | John Keith & JoAnn Thomas | 812 E. Devonshire Street (accessory) |
| d. | John Keith & JoAnn Thomas | 812 E. Devonshire Street             |

ORDINANCE ORDERING THE HOUSING SERVICES DEPARTMENT OF THE CITY OF WINSTON-SALEM TO REMOVE OR DEMOLISH STRUCTURE 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 (+65)]*

|    |                           |                          |
|----|---------------------------|--------------------------|
| e. | John Keith & JoAnn Thomas | 816 E. Devonshire Street |
| f. | Keith & Vernitia Tuttle   | 545 E. Fird Street       |

Public Safety

- C-2. ORDINANCE AMENDING SECTION 42-122(f) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS ON CITY STREETS – *Brookstone Ridge Drive and Queensway Road. [Recommended by Public Safety Committee.]*

- C-3. ORDINANCE AMENDING CHAPTER 22 OF THE CITY CODE RELATING TO THE ELIMINATION OF SECONDARY FIRE LIMITS. *[Recommended by Public Safety Committee.]*

Finance/Budget

- C-4. RESOLUTION AUTHORIZING THE RESTRUCTURING OF A LOAN TO SENIOR RESIDENCES, INC. *[Recommended by Finance Committee.]*
- C-5. RESOLUTION OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA CALLING A PUBLIC HEARING ON EXTENSION OF BOND ORDERS AND DIRECTING PUBLICATION OF NOTICE OF SAID PUBLIC HEARING - Public Hearing: October 1, 2007. *[Recommended by Finance Committee.]*
- C-6. RESOLUTION APPROVING AGREEMENT WITH VIENNA VOLUNTEER 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.]*
- C-7. RESOLUTION ACCEPTING THE FISCAL YEAR 2007 ANNUAL TAX SETTLEMENT AND ADOPTION OF AN ORDER TO COLLECT CURRENT TAXES FOR 2006 (FISCAL YEAR 2007-2008) AND DELINQUENT TAXES FROM 1997 THROUGH 2006. *[Recommended by Finance Committee.]*
- C-8. CONSIDERATION OF AMENDMENTS TO THE FY 06-07 ANNUAL APPROPRIATION/TAX LEVY ORDINANCE AND THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM: *[Recommended by Finance Committee.]*
- a. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2006-2007.
  - b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2006-2007.
- C-9. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE ARMY CORPS OF ENGINEERS FOR A STREAM AND WETLANDS IMPACT PERMIT AND TO MAKE A PAYMENT TO THE NORTH CAROLINA ECOSYSTEM ENHANCEMENT PROGRAM FOR IMPACTS ASSOCIATED WITH THE BOWEN BOULEVARD REALIGNMENT PROJECT. *[Recommended by Public Works Committee.]*

Transportation

- C-10. CONSIDERATION OF ITEMS RELATING TO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR SAFETEA-LU FUNDS: *[Recommended by Finance and Public Works Committees.]*

- a. RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR SAFETEA-LU FUNDS FOR IMPROVEMENTS TO PETERS CREEK PARKWAY, FIRST STREET, SECOND STREET, AND BROOKSTOWN AVENUE.
  - b. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2007-2008.
  - c. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2007-2008.
- C-11. CONSIDERATION OF MUNICIPAL AGREEMENTS WITH THE TOWNS OF LEWISVILLE AND KERNERSVILLE FOR ROAD STUDIES: *[Recommended by Public Works Committee.]*
- a. RESOLUTION APPROVING A CONTRACT WITH WILBUR SMITH ASSOCIATES FOR TRANSPORTATION PLANNING AND TRAFFIC ENGINEERING SERVICES FOR THE TOWN OF LEWISVILLE'S WILLIAMS ROAD/SHALLOWFORD ROAD AREA.
  - b. RESOLUTION APPROVING A MUNICIPAL AGREEMENT WITH THE TOWN OF KERNERSVILLE TO CONDUCT THE BIG MILL FARM ROAD INTERCHANGE FEASIBILITY STUDY.
  - c. RESOLUTION APPROVING A MUNICIPAL AGREEMENT WITH THE TOWN OF KERNERSVILLE TO SHARE THE COST OF A STUDY REGARDING THE FEASIBILITY OF CONSTRUCTING THE PROPOSED TEMPLE SCHOOL ROAD EXTENSION.

General Government

- C-12. RESOLUTION APPROVING A REQUEST BY WINSTON-SALEM STATE UNIVERSITY TO DEDICATE AND NAME TWO INDIVIDUAL ROOMS IN THE NEW FIELD HOUSE AT BOWMAN GRAY STADIUM FOR DONORS TO THE ATHLETIC DEPARTMENT. *[Recommended by Community Development/Housing/General Government Committee.]*
- C-13. RESOLUTION SUPPORTING THE ELIGIBILITY OF PROPERTY FOR THE NATIONAL REGISTER OF HISTORIC PLACES – REYNOLDSTOWN HISTORIC DISTRICT. *[Recommended by Community Development/Housing/General Government Committee.]*
- C-14. RESOLUTION APPROVING CITY PARTICIPATION IN A DRAINAGE PROJECT

ACROSS PRIVATE PROPERTY ACCORDING TO SECTION 75-35 OF THE CITY CODE - 428 Lawndale Drive. *[Recommended by Public Works Committee.]*

C-15. CONSIDERATION OF ITEMS RELATING TO DECORATIVE STREETLIGHTING:  
*[Recommended by Public Works Committee.]*

a. RESOLUTION APPROVING AN AGREEMENT WITH THE BRIDGEFIELD HOMEOWNERS ASSOCIATION, INC. TO MAINTAIN DECORATIVE STREETLIGHTS.

b. RESOLUTION APPROVING AN AGREEMENT WITH THE NORTH OAKS VILLAGE HOMEOWNERS ASSOCIATION, INC. TO MAINTAIN DECORATIVE STREETLIGHTS.

C-16. APPROVAL OF SUMMARY OF MINUTES – *August 6, 2007.*