COUNCIL MINUTES

The City Council of the City of Raleigh met in a regular session at 1:00 p.m. on Tuesday, January 19, 2016 in the City Council Chamber, Room 201 of the Raleigh Municipal Building, Avery C. Upchurch Government Complex, 222 W. Hargett Street, Raleigh, North Carolina, with the following present.

Mayor Nancy McFarlane, Presiding
Councilor Mary-Ann Baldwin
Councilor Corey D. Branch
Councilor David Cox
Councilor Kay C. Crowder
Councilor Bonner Gaylord
Councilor Russ Stephenson
Councilor Dickie Thompson

Mayor McFarlane called the meeting to order and invocation was rendered by Reverend Dr. H. C. Miller, Tupper Memorial Baptist Church. The Pledge of Allegiance was led by Council member Branch. The following items were discussed with action taken as shown.

RECOGNITION OF SPECIAL AWARDS

PROCLAMATION – RALEIGH SISTER CITIES DAY – PROCLAIMED

Mayor McFarlane read a proclamation proclaiming January 19, 2016 as Raleigh Sister Cities Day in the City of Raleigh. The Proclamation was accepted by Marjorie Salzman who read the following prepared statement:

> Thank you for the opportunity to represent the Raleigh Sister Cities board of directors, and thank you for declaring January 19, 2016 for Raleigh Sister Cities.
>
> Today it is appropriate to recognize the foresight of the late Ed Walters who served on the city council and as mayor pro tem during the 1980s. Under his leadership the city of Raleigh joined Sister Cities International and entered into an agreement with Kingston-upon-Hull in the UK.
>
> He saw the opportunity to foster global citizenship by giving Raleigh residents opportunities to build relationships with our counterparts….one individual at a time, and ultimately, one community at a time.
>
> The results can be profound, whether you've traveled as part an exchange or hosted a participant from one of our five sister cities. We all recognize that exposure to other cultures gives us a chance to grow personally and professionally, to add new skills and knowledge, and, we hope, to make the world a better place.

When we look back at the past 30 years, we facilitated hundreds of exchanges which involved thousands of participants. We've seen exchanges in the arts, in sports, in education and in economic development. These experiences allow us to see the similarities in our respective cultures, but also to become sensitized to the differences, an understanding which is increasingly important in today's world.

We have many special events planned to commemorate our 30th anniversary year. Next month we'll host an international student panel discussion,

- in March we'll sponsor a "Taste of our Cities, Farm to fork" fundraiser,
- in April we will host a workshop to initiate a public art process that would create sign posts reflecting the distance to our Sister Cities, and
- in May we'll present a visual art exhibit featuring work by artists from our sister cities.

This spring delegations from Raleigh will travel to Rostock, Xiangyang, and Compeigne, including the June performance of The Raleigh Ringers.

In March a delegation from Hull will visit Raleigh to connect with area businesses and organizations involved in urban agriculture.

More events are scheduled for the balance of the year. They're listed the information packet. We have shared a small gift of sweets and savories from our Sister Cities and hope they will entice you to join us for these travels and programs.

We look forward to celebrating our thirtieth year with you. Thank you for your continued support.

Ms. Salzman recognized members of the organization and asked them to stand. Mayor McFarlane expressed appreciation to the group for their work.

AGENCY GRANTEE PRESENTATION

AGENCY GRANTEE – WAKE COUNTY BOYS AND GIRLS CLUB – REPORT RECEIVED

Ralph Capps indicated in June 2012 the City Council awarded a $250,000 capital grant to construct and renovate the Boys and Girls Club at 721 North Raleigh Boulevard. He stated in July, 2014 he was before the City Council to provide an update. He expressed appreciation for the confidence the City Council showed in the Boys and Girls Club, talked about the teens and their work to achieve success, healthy lifestyles, etc. He explained their work and pointed out in August 2014 they dedicated the new facility which includes a lounge, fitness center, commercial kitchen, technology and music center, etc. He talked about the commercial kitchen which has been named the Proteen kitchen, talked about the Brain Food program and their training which provides hands on experience for the participants, the partnership with Trifoods which helps

match the older teens with employment opportunities; in addition to the training and education activities, and the ability to provide healthy afternoon meals for some 115 kids. He talked about their work with gardening, food preparation, registering older kids to vote, career fairs, Trees across Raleigh, feeding the homelessness, members who attended the County Commissioners Youth Program and pointed out they had a 27% increase in participants over the 2014 year. He talked about the capital campaign which he indicated raised $12.1M in six years pointing out the success of the public/private activity referring to the State, County and City of Raleigh as the public participants.

Mr. Capps stated on February 15 they will celebrate their 50th anniversary of their facility in the City of Raleigh. He stated in planning that activity, they reconnected with many of the former club members and talked about the heart warming stories they had received. He invited all to participate.

Mr. Branch pointed out he is a product of the Boys Club and he will be participating in helping give back to the Club. The comments were received.

CONSENT AGENDA

CONSENT AGENDA – APPROVED AS AMENDED

Mayor McFarlane presented the consent agenda indicating all items are considered to be routine and may be enacted by one motion. If a Councilor requests discussion on an item, the item will be removed from the consent agenda and considered separately. Mayor McFarlane explained the vote on the consent agenda will be a roll call vote. She stated she had received a request from Ms. Baldwin to withdraw the Grand Award – Urban Pollinator Garden – Raleigh Union Station; Mr. Stephenson to withdraw the Grant Agreement relating to Wake County Healthier Community Grants; a request from Mr. Thompson and Mr. Stephenson to withdraw the Safelight Interlocal Agreement and a request from Mr. Stephenson to withdraw the Hillsborough Street Revitalization Project condemnation items. Without objection that item was withdrawn from the Consent Agenda. Ms. Baldwin moved approval of the Consent Agenda as amended. Her motion was seconded by Mr. Branch and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote. The items on the Consent Agenda were as follows.

WASTEWATER COLLECTION SYSTEM PERMIT – AUTHORIZATION TO APPEAL – APPROVED

The North Carolina Department of Environmental Quality, Division of Water Resources, issues a permit for the operation and maintenance of the sanitary sewer collection system that serves the communities of Raleigh, Garner, Rolesville, Wake Forest, Knightdale, Wendell and Zebulon. The permit is renewed on five year cycles. Each renewal requires the City to submit an application no later than six months prior to permit expiration. Accordingly, the City submitted a timely application on May 19, 2015 and on December 15, 2015 received a renewed permit.

Upon review of the issued permit, staff identified several changes to the permit language; of significant concern is removal of affirmative defense language from the permit. This language protects the City in the event there are failures to the collection system that are beyond reasonable control of the City. Staff was not provided with the opportunity to review and comment on a "draft" permit, which has typically been provided during past renewal processes. In order to contest the adjustment to the permit language, the City is required to file a contested case petition no later than January 29 to challenge changes to the issued permit that staff interprets as not in the best interest of the City or the service areas served by the utility.

Recommendation: Authorize staff, in coordination with the City Attorney's Office, to file a contested case petition to challenge the revised conditions associated with the Collection System Permit. Upheld on Consent Agenda Baldwin/Branch - 8 ayes.

EMERGENCY MANAGEMENT FUNCTIONS – ORDER OF PRIORITY FOR RESPONSIBILITY – RESOLUTION ESTABLISHING CHAIN OF SUCCESSION ADOPTED

During the January 5 meeting, the City Council repealed Section One of Ordinance 1986-736 and the section of the code which established the committee structure and chain of succession nomenclature. The City Attorney suggested that Council adopt a resolution which would establish the order of priority for responsibility during emergency management functions in the absence of the Mayor. A copy of the proposed resolution was included with the agenda packet.

Recommendation: Adopt the resolution. Upheld on Consent Agenda Baldwin/Branch - 8 ayes. See Resolution 250.

BONDS – GENERAL OBLIGATION REFUNDING AND HOUSING FUND FINANCING – VARIOUS ACTIONS TAKEN – RESOLUTIONS ADOPTED

Current market conditions provide an opportunity for the City to realize significant debt savings by refinancing the following outstanding bonded debt: (1) General Obligation Tax Exempt Bonds issued as part of the 2009A, 2009F, 2012A, and 2012B series; (2) General Obligation Taxable Bonds issued as part of the 2004B, 2007, 2009C, and 2009G series. Gross savings from refinancing at this time are currently estimated to exceed $9.7 million.

Residents approved in referendum the future issue of $16,000,000 in General Obligation Housing Bonds on October 11, 2011. In June 2015, Council authorized the issue of $10,000,000 in affordable housing bonds; at this time it would also be appropriate to issue the final $6,000,000 increment of authorized affordable housing debt.

To proceed with the debt refinancing and incremental debt issue, the following Council actions are recommended:

- Adopt a resolution making certain findings and determinations and authorize the filing of an application with the Local Government Commission in connection with the proposed issuance of General Obligation Refunding Bonds by the City of Raleigh;
- Introduce and adopt a Bond Order authorizing a not-to-exceed total $160,000,000 General Obligation Refunding Bonds (includes the refunding of both tax exempt and taxable bond series);
- Adopt a resolution providing for the issuance of not-to-exceed $140,000,000 General Obligation Tax Exempt Refunding Bonds Series 2016A and $20,000,000 General Obligation Taxable Refunding Bonds Series 2016B; and
- Adopt a Resolution providing for the issuance of $6,000,000 General Obligation Taxable Housing Bonds, Series 2016C.

Included with the agenda packet are draft resolutions which meet all statutory requirements as well as a Sworn Statement of General Obligation Debt and a Statement of Total Estimated Interest.

Recommendation: Adopt the resolution of findings and determinations authorize staff to file an application with the Local Government Commission for approval of the bonds; adopt a Bond Order authorizing $160,000,000 in General Obligation Refunding Bonds; adopt a Resolution providing for the issue of $140,000,000 General Obligation Tax Exempt Refunding Bonds Series 2016A and $20,000,000 General Obligation Taxable Refunding Bonds Series 2016B; and adopt a resolution providing for the issue of $6,000,000 General Obligation Taxable Housing Bonds, Series 2016C. Upheld on Consent Agenda Baldwin/Branch - 8 ayes. See Resolutions 251, 252 and 253.

STANHOPE CENTER II – URBAN REDEVELOPMENT MAIN REPLACEMENT REIMBURSEMENT – AGREEMENT APPROVED

On September 4, 2015, Stanhope Center II completed the replacement of two sections of downstream sewer main; the replacement qualifies for reimbursement under the Urban Redevelopment Main Replacement Reimbursement Policy adopted by City Council on February 16, 2015. This is the first reimbursement request submitted under the new policy.

The project consisted of 476 linear feet of 16-inch sewer main replacement near Friendly Drive and 249 linear feet of 18-inch sewer main replacement near Morrill Drive. The replacement qualifies for reimbursement on the basis of the condition of the infrastructure replaced and capacity provided by the new infrastructure. This project is eligible for $230,753 in reimbursement, and the amount has been certified by staff.

Recommendation: Authorize the City Manage to execute the reimbursement agreement in the amount of $230,753. Upheld on Consent Agenda Baldwin/Branch - 8 ayes.

WATER SERVICE – 4308 PEARL ROAD – REQUEST APPROVED – ANNEXATION PETITION REQUIREMENT – WAIVED

The North Carolina Department of Environmental Quality, Division of Water Resources has requested permission to connect the property at 4308 Pearl Road to the City water system. The well serving this property is impacted by groundwater contamination and water produced from the well is not safe for consumption. This property is within the utility service area and within the Raleigh extraterritorial jurisdiction (ETJ). Service is available from the existing 8-inch water main along the frontage of the property. Sewer service is also available to the property. All costs associated with the connection will be paid by the State.

Recommendation: Authorize the emergency water service request and waive the requirement for petitioned annexation. Upheld on Consent Agenda Baldwin/Branch - 8 ayes.

CLEAN WATER MANAGEMENT TRUST FUND – STREAM RESTORATION PROJECT – GRANT APPLICATION AUTHORIZED

Authorization to submit an application to the North Carolina Clean Water Management Trust Fund (CWMTF) for grant funding is requested; City Council approval is a requirement of the grant application and award. Grant applications are due February 1, 2016.

Grant funds will be utilized to restore a stream in the northwest corner of Millbrook Exchange Park and to evaluate the effectiveness of an innovative method for the restoration of streams. Staff is requesting the following funding basis:

CWMTF funds (80 percent):	$280,000
Stormwater Program capital funds (20 percent):	70,000
Total:	$350,000

Additional information about the project and the grant application was included with the agenda packet.

Recommendation: Authorize submittal of the grant application. Upheld on Consent Agenda Baldwin/Branch - 8 ayes.

BEECHWOOD DRIVE DRAINAGE IMPROVEMENTS – PARSONS BRINCKERHOFF, INC/AMENDMENT #1 – APPROVED

Engineering analysis and design services are needed for the Beechwood Drive Drainage Improvement area. Parsons Brinckerhoff, Inc. has been selected to provide engineering services under the existing on-call professional services contract. A fee has been negotiated for Phase One design, analysis, and construction documents. Staff recommends execution of the contract amendment to begin project design.

Name of Project:	Beechwood Drive Drainage Improvements Phase One
Managing Division:	Public Works – Stormwater Management
Approval Request:	Contract award
Reason for Council Review:	Contract award >$150,000
Project Design Budget:	$400,000
Vendor:	Parsons Brinckerhoff, Inc.
Prior Contract Activity:	Original contract $10,000 (approved July 7, 2015)
Amount of this Amendment:	$299,540
Encumbered with the Approval:	$309,540
Budget Transfer Required:	None

Recommendation: Authorize the City Manager to execute the contract amendment. Upheld on Consent Agenda Baldwin/Branch - 8 ayes.

SWANN STREET DRAINAGE IMPROVEMENTS – WK DICKSON/AMENDMENT NUMBER ONE – APPROVED

Engineering analysis and design services are needed for the Swann Street Drainage Improvement area. WK Dickson has been selected to provide engineering services the existing on-call professional services contract. A fee has been negotiated for Phase One design, analysis, and construction documents. Staff recommends execution of the contract amendment to begin project design.

Name of Project:	Swann Street Drainage Improvements Phase One
Managing Division:	Public Works – Stormwater Management
Approval Request:	Contract award
Reason for Council Review:	Contract award >$150,000
Project Design Budget:	$300,000
Vendor:	WK Dickson
Prior Contract Activity:	Original contract $10,000 (Approved July 7, 2015)
Amount of this Amendment:	$295,657
Encumbered with the Approval:	$305,657
Budget Transfer Required:	None

Recommendation: Authorize the City Manager to execute the contract amendment. Upheld on Consent Agenda Baldwin/Branch - 8 ayes.

WASTE TREATMENT PLANT JANITORIAL SERVICES – CONTRACT WITH JOY CLEANING SERVICES – APPROVED

On November 17, 2015, seven proposals were received to provide janitorial services including consumable supplies for the three wastewater treatment plants (WWTP) in the utility system (Neuse River Resource Recovery Facility, Raleigh; Smith Creek WWTP, Wake Forest; Little

Creek WWTP, Zebulon). Proposals were evaluated based on combined criteria of price, performance, and references.

Joy Cleaning Services, based in Raleigh, was selected and a two-year contract has been negotiated in the amount of $65,999 per year, with an option to renew for three additional one-year terms. The selected vendor currently provides similar services at the two water treatment plants as well as the Utility Operations Center.

Name of Project:	Janitorial Service for the Waste Water Treatment Plants
Managing Division:	Public Utilities – Neuse River Resource Recovery Facility Division
Approval request	Contract award
Reason for Council Review:	Contract >$150,000 (policy)
Fiscal Year 16 Budget:	$32,999
Actual Contract Amount:	$131,998
Vendor:	Joy Cleaning Services
Prior Contract Activity:	N/A

Recommendation: Authorize the City Manager to execute the contract in an amount not to exceed $131,998. Upheld on Consent Agenda Baldwin/Branch - 8 ayes.

INSURANCE CLAIMS ADMINISTRATION SERVICES – RISK FINANCING FUND OF NORTH CAROLINA AND NORTH CAROLINA INTERLOCAL RISK MANAGEMENT AGENCY/AMENDMENT #2 – APPROVED

The City contracts with the Interlocal Risk Financing Fund of North Carolina (IRFFNC) and the North Carolina Interlocal Risk Management Agency (NCIRMA), both affiliated with the North Carolina League of Municipalities, for the administration of property, liability, and workers' compensation claims. The original contracts provided for an option to renew for two additional one-year periods at the end of the initial term; the City has previously exercised those renewals covering the period through June 30, 2016.

It is desirable to extend services with the current vendor for an additional one-year term. The City is satisfied with the services of the IRFFNC and NCIRMA, and there will be no change in claims administration service pricing. A Request for Proposal process for these services will be initiated in FY2017:

Name of Project:	Risk Management Insurance Claims Administration Services
Managing Division:	Finance – Risk Management
Request Reason:	Contract amendment approval (contract amendment >$150,000)
Cause of Contract Amendment:	Contract expiration (June 30, 2016)

Vendor:	Interlocal Risk Financing Fund of North Carolina (property claims) and North Carolina Interlocal Risk Management Agency (workers comp)
Prior Contract Activity:	Council approval July 7, 2009, Original contract (April 1, 2009 – June 30, 2014), five-year term (~$420,000/year), Option one exercised (July 1, 2014 – June 30, 2015), ($400,000/year) Option two exercised (July 1, 2015 – June 30, 2016), ($370,000/year)
Currently Encumbered:	$200,000 property and general liability claims administration $170,000 workers comp claims administration $370,000 total risk management claims administration
Amount of this Contract Amendment:	$370,000/year – one-year term (July 1, 2016 – June 30, 2017)
Encumbered with this Approval:	$200,000 property and general liability claims administration (with FY17 budget) $170,000 workers comp claims administration (with FY17 budget) $370,000 total risk management claims administration

Recommendation: Authorize the City Manager to execute the contract amendment. Upheld on Consent Agenda Baldwin/Branch - 8 ayes.

PERSONNEL- VARIOUS RECLASSIFICATIONS – APPROVED

The following positions have been reviewed by the Human Resources Department. The changes recommended fall outside of the administrative authority for reclassification or adjustment. The fiscal impact of the reclassifications will be addressed within existing salary and benefit appropriations. The following changes are recommended:

Public Affairs
Graphic Designer (code 000463; PG 32; position 00003753) to Deputy Communications Director (code 0487; PG 42)

Information Technology
Administrative Support Specialist (code 000010; PG 28; position 00001577) to Recreation Program Manager (code 02206; PG 35). This will also include permanent transfer of the position from Information Technology to Parks, Recreation and Cultural Resources.

Recommendation: Authorize the reclassifications as outlined. Upheld on Consent Agenda Baldwin/Branch - 8 ayes.

ENCROACHMENT REQUESTS – FIBER TECHNOLOGIES NETWORK, LLC VARIOUS LOCATIONS; 224 FAYETTEVILLE STREET – APPROVED CONDITIONAL

The agenda presented the following request for encroachments:

A request has been received from Fiber Technologies Networks, LLC to install fiber optic cable and one pole to be set in the right-of-way at various locations. A report was included with the agenda packet listing Lane Street, Harrington Street, Renfrow Road, Dixon Drive, Snelling Road, Northbrook Drive, North Hills rive, Hodges Street, Wycliff Road, Lake Boone Trail and Oberlin Road.

A request has been received from Karl Hudson to install two canopies in the right-of-way at 224 Fayetteville Street. A report was included with the agenda packet.

Recommendation: Approve the encroachments subject to completion of a liability agreement and documentation of proof of insurance by the applicant. Upheld on Consent Agenda Baldwin/Branch - 8 ayes.

BUDGET AMENDMENT – PARKS, RECREATION AND CULTURAL RESOURCES – APPROVED – ORDINANCE ADOPTED

The PRCR Department mission and values were created as part of the System Plan development process, and have been in place since May 2014. A budget amendment in the amount of $71,146 is requested to appropriate prior year revenues to implement the next step of the communication plan, which includes the addition of mission and values messaging in park facilities.

Recommendation: Authorize a budget amendment in the amount of $71,146. Accounting detail was included with the agenda packet. Upheld on Consent Agenda Baldwin/Branch - 8 ayes. See Ordinance 537 TF 267.

TRAFFIC – VARIOUS CHANGES – ORDINANCE ADOPTED

The agenda presented the following recommended changes in the traffic schedule to become effective 7 days after Council action.

It is recommended that the speed limit be reduced from 35 mph to 25 mph on Hedgemoor Drive, Mine Shaft Road, and Mayview Road. Hedgemoor Drive is classified as a Neighborhood Street. Mine Shaft Road and Mayview Road are classified as Neighborhood Local. All three streets are constructed to typical residential street standards. A signed petition has been received by staff representing at least 75 percent of the residents or property owners along the street in support of a speed limit reduction.

Adjustments to various adopted Traffic Schedules are necessary to accommodate and to reflect revisions to pavement markings installed during implementation of the 27 miles of new bicycle infrastructure throughout the City. A memorandum is included with the agenda packet.

It is recommended that a No Parking Zone be established on the west side of Jarvis Street between Fairview Road and Vance Street. A petition was received from affected property owners on Jarvis Street to have parking restricted to one side of the street to improve traffic flow issues and ensure adequate clearance for emergency vehicles in the event of an emergency.

It is recommended that a Material Loading Zone be established on the north side of North Street beginning 25 feet west of Harrington Street and extending westward 40 feet. A request was received from West Condominiums for a loading area at their main entrance.

Recommendation: Approve as recommended and authorize the appropriate changes in the traffic code was included in the agenda packet. Upheld on Consent Agenda Baldwin/Branch - 8 ayes. See Ordinance 538.

END OF CONSENT AGENDA

RALEIGH UNION STATION – GRANT AWARD URBAN POLLINATOR GARDEN – ACCEPTANCE AUTHORIZED – BUDGET AMENDMENT

The City has been awarded a grant from the Burt's Bees Greater Good Foundation, a 501(c)(3) non-profit organizations dedicated to sustaining charitable grassroots initiatives that support human and honeybee health. The purpose of the grant is for the design and construction of an Urban Pollinator Garden, an element of the Raleigh Union Station site. An Urban Pollinator Garden is an innovative design to create a natural habitat for pollinators from a contaminated and otherwise inaccessible portion of the station site. The grant will also foster future partnerships with local universities and scientists for the study of pollinators in an urban environment. The grant application received administrative approval from the grants committee on August 12, 2015.

Recommendation: Authorize acceptance of the grant award. Authorize the budget amendment in the amount of $10,000.

Ms. Baldwin stated she had asked that the item be removed from the consent agenda as she has been excused from participation on the Raleigh Union Station items previously because of conflict of interest. Therefore would like to be excused from this item. Mr. Gaylord moved Ms. Baldwin be excused from participation. His motion was seconded by Mr. Thompson and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote.

Mr. Gaylord moved approval of the recommendation as outlined. His motion was seconded by Mr. Stephenson and a roll call vote resulted in all members voting in the affirmative except Ms.

Baldwin who was excused from participation in the item. The Mayor ruled the motion adopted on a 7-0 vote. See Ordinance 537 TF 267.

WAKE COUNTY HEALTH COMMUNITY GRANTS – GRANT AGREEMENT AND BUDGET AMENDMENT – APPROVED

The John Rex Endowment, in collaboration with Third Sector New England and Active Living by Design, has awarded an 18-month, non-matching grant in the amount of $8,000 to fund one part-time position to evaluate walkable neighborhood access to parks and greenway trails. The project will help leverage 2014 Park bond funds in an efficient and effective manner and is consistent with the adopted System Plan, the Comprehensive Plan, the Comprehensive Pedestrian Plan, and the Capital Area Greenway Planning and Design Guide.

The application received administrative approval from the grants managers on October 20, 2015. A budget amendment to appropriate grant proceeds in the amount of $8,000 is necessary; accounting detail was included with the agenda packet.

Recommendation: Authorize the City Manager to execute the grant agreement and authorize a budget amendment in the amount of $8,000.

Mr. Stephenson stated he had asked that this be withdrawn from the consent agenda to express appreciation to all involved in securing this grant. He talked about the grant and his appreciation for the work of all of the various parties involved. Mr. Stephenson moved approval. His motion was seconded by Ms. Baldwin and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote. See Ordinance 537 TF 267.

SAFELIGHT INTERLOCAL AGREEMENT – WAKE COUNTY BOARD OF EDUCATION – TO BE PLACED ON THE FEBRUARY 2 AGENDA

Civil penalties issued under the Safelight red light camera program by statute accrue to the Wake County Public School System (WCPSS). The interlocal agreement between the City and the Wake County Board of Education has expired; this agreement defines how "clear proceeds" realized from the program are determined. Council approval of a new interlocal agreement is recommended at this time.

The City has disbursed the following clear proceed amounts to the WCPSS over the last several years; there were no clear proceeds from 2003 – 2006, and for 2008.

2007	$ 8,689
2009	117,495
2010	214,441
2011	180,807
2012	50,335
2013	106,432
2014	501,806

2015	$828,142	
Name of Project:		Safelight Interlocal Agreement
Managing Division:		Public Works – Transportation Operations
Approval Requested:		Authorization to execute
Reason for Council Review:		Council policy – interlocal agreements
Overall Budget Estimate:		$0
Vendor:		Wake County Board of Education
Encumbered with this Approval:		$0
Anticipated Future Amendments:		None
Budget Transfer Required:		No

Recommendation: Authorize the City Manager to execute the agreement.

Mr. Thompson stated he had asked that this item be withdrawn from the agenda as he needs some additional information. He asked that it be held for two weeks. Without objection, it was agreed to place the item on the February 2 agenda.

CONDEMNATION – HILLSBOROUGH STREET REVITALIZATION PROJECT PHASE II – RESOLUTIONS ADOPTED

Efforts have been unsuccessful to obtain needed easements in the Hillsborough Street Revitalization Project Phase II.

As part of the Capital Improvements Program, funding has been appropriated to develop design plans for the Hillsborough Street Revitalization Project, Phase 2. This streetscape project will make various improvements along the corridor from Gardner Street to the Rosemary/Shepherd Street intersection. The project will include single-lane roundabouts at Rosemary/Shepherd Street, Dixie Trail/Friendly Drive, and Brooks Avenue. Dan Allen Drive will become a right-in, right-out with a westbound left turn lane. The project will provide striped bicycle lanes with buffers from the on-street parking, wider brick paver sidewalks and pedestrian refuges at the pedestrian crossing point along the corridor. Electrical distribution and telecommunication lines will be relocated underground, allowing the overhead lines and the majority of the utility poles to be removed. Benches, bicycle racks, waste and recycling bins, public art, and LED street lights will enhance the aesthetics of the street. Several early design stakeholders meetings with owners began in 2013. Additional public meetings were held March 18, 2014 and September 25, 2014. The project was approved by City Council on February 3, 2015. Final plans and contract documents are 100 percent complete.

With regard to the property located at 3109 Hillsborough Street, property owner Larry D. Booth appeared before Council at the January 5 meeting; a staff report on that request is included with the agenda packet. Mr. Booth has petitioned Council with an alternative request; his petition appears later in the agenda.

PROPERTY OWNER	ADDRESS
The Readers Corner, Inc.	3201 Hillsborough Street
Larry D. and Vicki A. Booth	3109 Hillsborough Street
3126 Hillsborough Associates	3126 Hillsborough Street
The Flagship Company, LLC	3116 Hillsborough Street
Farris, Inc.	3006 Hillsborough Street
Dixie Hill Group, LLC	1 Dixie Trail
Donald Lewis Coates and Sarah Annette Ross Coates	2912 Hillsborough Street
SKS Properties, LLC	2712 Hillsborough Street

Recommendation: Adopt the resolutions of condemnation.

Mr. Stephenson pointed out he had withdrawn this from the consent agenda explaining as he understands since the completion of phase I of the Hillsborough Street project, property values have increased some 69%. He questioned if those increased values has been apart of the consideration of the right-of-way acquisition.

Richard Dickie explained the process that is used and the outreach effects to reach settlement and the need to move forward. He stated the idea of the project work is to maximize the two summer sessions of 2016 and 2017 stating the project cannot start until all the right-of-way has been acquired. He stated any delay in starting the project pushes it into the fall session and could delay the project for some time. He stated there has been a lot of public input, public meetings, individual meetings with the property owners, talked about the process of right-of-way acquisition and the conversations with the property owners and the on-going concerns. Mr. Stephenson questioned if everyone is aware of the increase in value of the property pointing out the News and Observer indicates property values since completion of Phase I have increased some 69%. Mr. Dickie pointed out they have been using the information and values, etc, supplied by the County. Ms. Crowder pointed out this project has been in design and in process since 2013.

Mr. Cox pointed out he had received questions relative to the vault box and questioned if it could be moved to the west or buried under the street. Mr. Dickie talked about the design and pointed out this intersection has been identified as the location needed for the vault and he is not sure it would meet the needs if moved to the west. He stated the movement would also require negotiation and right-of-way acquisition for another property owner. Mr. Cox questioned if the vault could be buried under the public street with Mr. Dickie pointing out there are a lot of existing utilities under the public street including gas, electric, etc. It would complicate the project to a great extent. Mr. Thompson moved approval of adoption of the condemnation resolutions. His motion was seconded by Ms. Crowder and a roll call vote resulted in all

members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote. See Resolutions 254, 255, 256, 257, 258, 259, 260 and 261.

REPORT AND RECOMMENDATION OF THE PLANNING COMMISSION

TC-1-16 – STORY HEIGHT MEASUREMENT – PUBLIC HEARING AUTHORIZED FOR FEBRUARY 2, 2016

This is a request to amend Part 10A Raleigh Unified Development Ordinance, to change the manner in which story height is measured in the Unified Development Ordinance. This text change would replace the existing method of measurement from "top of the finished floor to the ceiling above" to "top of the finished floor to bottom of the floor above". This change would reflect the original intent of the language.

The Planning Commission recommends approval of the request. Staff suggests a public hearing date of February 2, 2016.

Planning Commission Chair Steve Shuster was available to answer questions. Mr. Stephenson stated he understands the proposal but questioned the exact definition of top, is it the top of the floor, what constitutes top and bottom, how is that defined. Planning Director Bower suggested that the Council schedule the public hearing which would provide an opportunity to get input and to craft the language based on the input and/or interpretations brought out at the hearing. Mr. Stephenson moved approval of the February 2, 2016 public hearing. His motion was seconded by Mr. Branch and put to a vote which resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote.

REZONING Z-34-13 – HILLSBOROUGH STREET – 60 DAY TIME EXTENSION GRANTED

This is a request to rezone property from Residential 10 (northern portion) and Residential-4 (southern portion) to Residential-10 (General Use).

The proposal is consistent with the Future Land Use Map and pertinent policies of the Comprehensive Plan.

The Planning Commission recommends approval of the 60-day Time Extension.

Planning Commission Chair Schuster pointed out there have been several time extensions. He stated the applicant indicates they have confidence that they can find common ground with the neighborhood if given a little additional time. Mayor McFarlane questioned if this is a general use case with Planning Director Bowers pointing out it is a general use case; however there is an opportunity to have it converted to a conditional use case if the applicant so desires. In response to questioning, it was pointed out this case has been on the books since 2013. Planning Director Bowers pointed out there has been a change in representation of the applicant. Discussion took

place as to whether the Planning Commission felt confident that common ground could be reached with Mr. Schuster pointing out the confidence level is that of the applicant.

Planning Director Bowers pointed out if the extension if not granted it will come forth without a recommendation from the Planning Commission. Whether the applicant has the opportunity to withdraw the case and start all over was talked about with Ms. Crowder questioning the likelihood of that occurring. Planning Director Bowers pointed out he could not speak to that. At present the case is in the process, if the applicant pulls the case that is one thing but if he does not pull the case and this extension is not granted the case would come to the Council without a recommendation from the Planning Commission. Planning Commission Chair Schuster pointed out this is the last time extension that the Planning Commission will ask for. Mr. Stephenson moved approval of the 60-day time extension. His motion was seconded by Mr. Branch and put to a vote which passed unanimously. The Mayor ruled the motion adopted on an 8-0 vote.

REZONING Z-39-15 – TRAILWOOD DRIVE – REFERRED TO THE GROWTH AND NATURAL RESOURCES COMMITTEE

This is a request to rezone property from Residential-6 with Special Residential Parking Overlay District and Special Highway Overlay District-1 (R-6 w/SRPOD and SHOD-1) to Residential Mixed Use-4 stories-Conditional Use with Special Residential Parking Overlay District and Special Highway Overlay District-1 (RX-4-CU w/SRPOD and SHOD-1).

The proposal is consistent with the Future Land Use Map and applicable policies of the Comprehensive Plan. The proposed rezoning is reasonable and in the public interest. Transit services are available; sidewalks, while not continuous to the north or east, exist to the west (along Thistledown Drive) and are being constructed to the south (along Trailwood Drive). Opportunity for cross-access is limited due to existing grade and transition yards. The proposal is compatible with the surrounding area. Height could provide a transition between 3-story apartments to the west, and potential 5-story development to the east, on Centennial Campus.

The Planning Commission recommends approval of the request. Staff suggests a public hearing date of February 2, 2016.

Ms. Crowder stated she would like to put this item in the Growth and Natural Resources Committee for discussion; without objection the item was so referred.

SPECIAL ITEMS

DANGEROUS DOG ORDINANCE – PROPOSED REVISIONS – TO BE PLACED ON THE MARCH 1 AGENDA

The following item appeared on the December 1, 2015 Council agenda:

During the November 17, 2015 Council meeting, the Law and Public Safety Committee requested revisions to the existing dangerous dog ordinances. Included with the agenda packet is

a proposed ordinance with revisions. If adopted, the proposed ordinance would make several changes to the existing ordinances.

Specifically, the proposed ordinance would:

- Clarify and expand the definition of "dangerous dog";
- Eliminate the need to declare a dog "potentially dangerous" by expanding the definition of "dangerous dog";
- Define "provocation" and "serious injury";
- Establish clear restrictions for keeping a dog that has been declared dangerous;
- Establish what actions Animal Control can take when a dog that has been declared dangerous is found at large or inflicts serious injury on a person or domestic animal;
- Establish an appeal process when a dog has been declared dangerous or when a determination has been made that a dog should be destroyed;
- Authorize summary destruction of an animal that has been determined to be dangerous and who cannot be seized, humanely trapped or tranquilized if destruction is necessary for the protection of life or property or for public health and safety; and
- Require notification to the Animal Control division when an animal bites a person, unless the person has provoked the animal.

The intent behind the changes is to clarify and simplify both the identification of a dangerous dog as well as to specify actions the Animal Control Division of the Police Department should take once a dog has been determined to be dangerous.

After brief discussion, it was directed that action be deferred and the Mayor directed Council members to submit any questions or comments to the City Attorney and to place the item on the January 5, 2015 agenda for further consideration. The City Attorney received questions from two Council members.

During the January 5, 2016 Council meeting, the City Attorney indicated he had received two questions and he understood other Council members have questions. It was suggested that the item be deferred and placed on this agenda to allow an opportunity for further comments. It would be appropriate to consider the proposed revisions.

City Attorney McCormick indicated at the last meeting, the City Council wanted a little more time for Council members to get their questions in and he has received additional questions. One of the concerns is about the definition of vicious dog or dangerous dog. Another concern came forth about making sure that the enclosures for the animals are child proof; that is, having a latch or some kind of enclosures that are secure. He stated in addition, there were questions about the possibility of rehabbing of a dangerous dog and if that can be a part of the ordinance. He stated at this point he would suggest that the item be held and authorize him to do another version of the proposed amendments or revisions to respond to the questions and investigate the arena of rehabbing of a vicious dog. Mayor McFarlane stated without objection, that would be the course the Council would follow.

Mr. Stephenson stated another question he had relates to looking at the opportunity to penalize or fine the owner of a dog that is a repeat offender. He understands the animal control people are called to some residences time and time again to catch a dog that is running at large or has gotten out. He suggested the possibility of adjusting the fines for repeat offenders. He stated he has heard many people say they are becoming afraid to walk in their neighborhood because of dogs running at large.

City Attorney McCormick indicated that had been discussed in several previous versions. Ms. Baldwin talked about the concerns of related to tethering and asked that that be considered. City Attorney McCormick suggested that he do some further research and revisions and bring the item back to the second meeting in February. Ms. Baldwin indicated she would not be at that meeting and she wanted an opportunity to vote and discuss this item. She suggested that it be the first meeting in February. Various Council members indicated they did not feel that was long enough for the attorney to do the proper investigation and rewrite and after the debating the timeframes, it was agreed that the Attorney would bring the revised proposal back to Council the first meeting in March.

REZONING Z-38-15 – SHADY GROVE ROAD – APPROVED WITH REVISED CONDITIONS – ORDINANCE ADOPTED

During the January 5, 2016 Council meeting, a hearing was held to consider a request from Waylon E. Lynn, Jr. to rezone approximately 22.9 acres of property located on the east side of Shady Grove Road at its intersection of Leesville Road within Durham County from Residential Rural with Airport Overlay 60-65 LDN (RR w/A-60 – Durham County) to Residential-6 Conditional Use (R-6 – CU – City of Raleigh).

The hearing was closed and it was directed that the item be placed on this agenda to allow the applicant to present additional conditions. Revised conditions dated January 7, 2016 were timely received. It would be appropriate to consider taking action to approve, deny or refer the request to committee.

Planner Bynum Walter indicated the public hearing has been closed and the applicant did submit new conditions as talked about by the Council. Mr. Stephenson moved approval of Z-38-15 with conditions dated January 7, 2016. His motion was seconded by Mr. Branch and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote. See Ordinance 539 ZC 723.

TRAFFIC – TWO-HOUR PARKING ZONE ON TOXEY DRIVE – APPROVED ON FIRST READING; TO BE PLACED ON FEBRUARY 2 FOR CONSIDERATION ON SECOND VOTE

The following item appeared on the November 17, 2015 Council agenda:

It is recommended that a two-hour parking zone be implemented on the east side of Toxey Drive from the intersection of White Oak Road southward 530 feet. Residents have been impacted by parking congestion by students of St. David's School, which typically begins around 6:30 a.m. and can last until 7:00 p.m. The street width is only 26 feet with no sidewalk on either side. A no-parking zone already exists on the west side, but this has transferred more parking congestion to the east side. Cars and larger service vehicles are still forced to drive on the wrong side of the road and there are safety concerns for young children playing in the neighborhood. The two-hour restriction will deter commuter vehicles being parked all day. A petition has been received with 100 percent of the affected property owners in favor of the restriction.

Council Members Baldwin and Gaylord expressed concern. Representatives of St. David's School had requested that the Council delay voting on this item as they are in the process of construction of a new parking lot, which they hope will resolve the issue. On a 6-2 vote, it was agreed to hold the item and place it on this agenda so the Council could receive a report and consider action on the requested two-hour parking zone implementation.

The report was included with the agenda packet; as indicated in the report, Council may wish to defer an action until March as construction on the parking lot has only recently commenced.

City Manager Hall pointed out Council did receive a report in their agenda packet outlining the fact that the parking lot has not been completed. He stated there is still a lot of concern about this issue and staff does not have a specific recommendation.

In response to questioning from Mr. Stephenson, Parking Administrator Dash explained this involves the northern most block of Toxey Drive or about 550 feet. There are current parking restrictions on the west side and the request for the two hour no parking restrictions would be for the east side 7:00 a.m. to 5:00 p.m. Monday through Friday. He stated if a vehicle is parked on both sides of the street, it makes it difficult to get through the area. It is a 26 foot wide street and with parking on both sides it makes it difficult for vehicles to get through. He stated the parking lot construction has not been completed and the residents would like for the proposal to move forward.

Ms. Crowder pointed out when this was last discussed, school officials were almost certain that they could have the lot completed by this time. She stated the citizens moved forward with a petition and she is at the point of saying we should give the residents a break or the opportunity to move forward with their petition. Ms. Baldwin talked about the need to give the school enough time to complete the parking lot. She stated she understands they have received their permits and will be completed by the first meeting in March. Mr. Gaylord stated discussion took place as to the time schedule that the parking lot is on with it being pointed out they were to start construction in January but they run into some problems with getting their permit, it was delayed but he understands the work has started. He feels the school is moving forth as promised. There were some challenges and there are some concerns. He stated he understands some of the people on the street are concerned as to how this no parking zone would affect them and their guests. Mr. Cox talked about the need to give some certainty to the citizens and questioned if the Council could implement the changes to become effective at a certain date later on. Mr.

Thompson stated as a building contractor he would have to say that they are starting this project at the worst time of the year giving the cold weather, etc. He stated asphalt lots are very weather dependent. Ms. Crowder talked about the citizens who have had to put up with this situation for a long time and she believes the school does have some responsibility to get the situation addressed. Mr. Stephenson stated he would support moving forward with the parking restrictions and at the same time he appreciates the school's work to try to resolve the problems. He stated he has dealt with parking problems around institutions for a long time and any time you have schools or other such partners there is always a desire to park in the neighborhood. He stated everyone wants to park as close as possible to their designation. He stated students can park off campus however it may be a little further away. He stated the first block of Toxey has dealt with this problem for years and he feels it is time to give them a break therefore he moved that the Council institute the two-hour parking zone as proposed. His motion was seconded by Mr. Branch.

Mr. Gaylord expressed concern about moving too fast pointing out he feels we could end up with a situation that is worse than what we have now. He stated the current situation is not ideal but we do have a parking lot to address the situation that is being constructed. The fact that a petition was presented signed by 100% of the property owners involved was talked about as was the construction of the parking lot. Several Council members spoke in support of the motion with Mr. Gaylord pointing out again it is not an ideal situation but there is a way in the works to make this situation better; therefore, he would suggest that the Council wait for the alternative solution to be available. Mr. Thompson stated he would second the motion and if the parking lot is not completed within a certain time frame he would be the one to make the motion to institute the no parking zones. Mr. Branch talked about the neighbors' petition for the no parking zones and if the parking lot is constructed and solves the problems and the neighbors did not want the no parking they could always come back. The pros and cons of the motion and the substitute motion were debated. Mayor McFarlane stated there is substitute motion to defer action on the request until the parking lot is complete and that motion was seconded and was put to a vote with results as follows: Ayes – 3 (Gaylord, Thompson, Baldwin); Noes – 5 (McFarlane, Branch, Cox, Crowder, Stephenson). The Mayor ruled the motion defeated on a 3-5 vote.

The original motion to establish the two hour no parking zones as proposed was put to a vote with results as follows: ayes – 5 (McFarlane, Branch, Cox, Crowder, Stephenson); Noes – 3 (Gaylord, Baldwin, Thompson). The Mayor ruled the motion adopted on a 5-3 vote. See Ordinance 540.

(Clerk's Note: Since the ordinance did not receive six votes on the first reading, it will be placed on the February 2 agenda for consideration on a second vote).

REPORT AND RECOMMENDATION OF THE CITY MANAGER

WAKE TRANSIT PLAN UPDATE – INFORMATION RECEIVED

Wake County recently unveiled a new 10-year transit strategy to improve existing bus services across the county and to plan for the implementation of additional fixed-route transit services,

such as commuter rail and bus rapid transit. Staff will provide an overview of the contents of the plans, the anticipated timeframes for implementation, and the impact on the City.

Recommendation: Receive as information.

Senior Transit Planner Tim Bender gave a history of the plan developed over the past year explaining it was led by Wake County and was jointly funded by various agencies including the City of Raleigh, NCSU, Town of Cary, etc. He stated the process started in the summer of 2015 and talked about the public outreach, number of events, survey participation by some 4,300+, 16,700+ video views, etc.

Planner Bender indicated there were four plan themes that developed and explained as follows:

Strong Regional Connections
- 37 miles of commuter rail (Garner to West Durham)
- Future rail connection into Johnson County
- Expanded regional bus from Raleigh to RDU and Chapel Hill.

Connections to all communities
- Bus links from all towns to the urban core
- New links between some smaller communities
- Combination of 30 and 60 minute all day service, peak service and commuter rail

Frequent urban bus
- Frequent network more than quadruples to 83 miles
- 48% of jobs in county within ¾ of a mile
- Expanded evening and week end service
- 20+ miles of bus rapid transit with 15 minute service in key corridors
- Shorter and more convenient trips with gridded network.

Enhanced access to transit
- Expansion and improvement of many fixed route services across urban core
- Expansion and improvement of demand response services in rural areas
- Local match available to community for additional enhanced services

Planner Bender indicated the projected revenues include existing 5% vehicle rental tax, existing City contributions which is currently at $18.6M per year; new half-cent local sales tax; new $7 county vehicle registration fee; regional vehicle registration fee increases from $5 to $8; fare box revenue; Federal funding via New Starts (FTA).

Planner Bender talked about the increases in local revenues and went over the allocation of the funding to the various modes of transportation breaking down the $2,398,000,000. He stated the implementation of the plan includes short term bus plan which would be implemented immediately after referendum; initial improvements to the bus systems would be 2 to 3 years after referendum; BRT construction 4 to 6 years after referendum; commuter rail operations, 9 to 10 years after referendum.

Planner Bender went over the next steps which include the plan to be considered for adoption by CAMPO Executive Board, GoTriangle Board of Trustees, Wake County Board of Commissioners, the Wake County Board of Commissions to consider authorizing the half cent sales tax pointing out the action would be required by April 2016 to be on the November ballot. It is anticipated the Chamber of Commerce would lead the campaign.

Mr. Thompson questioned the dollar amount for the New Starts funding with Mr. Bender pointing out he would provide that information.

Mr. Branch talked about the city contribution and questioned if that is from the current contribution or exactly how that is figured. He stated this plan brings forth a lot of good things but it does not cover the total existing system. He questioned what happens to routes that are not covered. Planner Bender indicated those terms will have to be worked out. Mr. Branch stated as he understands the route and the planning will be done after the overall plan talked about the $18.6M which is the City's current contribution and questioned if any money left over will support the rest of the system with Planner Bender pointing out he does not have a quick answer. He talked about services with Mr. Branch speaking in support of the plan but stressing that he wants to make sure that Raleigh proper is taken care of. Mr. Stephenson asked how one should answer current users who ask if they will have service and how service will be provided with Mr. Bender talking about the flexibility in the coverage area. Mr. Thompson questioned who would operate the rail portion with Planner Bender indicating he does not know. Whether there is a business model for the plan was talked. Mr. Thompson questioned if the one-half cent sales tax money will be used to construct the facilities and questioned if there is reason to believe that tax will stay in place to help pay for operations with Planner Bender pointing out he thought so. Ms. Baldwin pointed out we should not focus on the mode at this point, technology will change as we go along, talked about what we have looked at over the past year and what we are looking at for the future. She encouraged every one to look at the long term.

The report was received as information.

SMART CITIES – USDOT GRANT COMPETITION – DIRECTION GIVEN

In December 2015, the US Department of Transportation announced the availability of a Smart Cities Grant for $40 Million. The purpose of this initiative is to incentivize mid-sized cities to utilize innovation and emerging technology to improve safety, enhance mobility, protect the environment, and provide people with better access to jobs, schools, and essential services. The competitive $40 Million grant will be awarded to one US city that produces the most compelling vision of a future city that can be implemented and replicated in other cities. Staff has been approached by a team from North Carolina State University (NCSU); the NSCU team proposes to partner with the City to jointly develop an application for the Smart Cities grant, which is due by February 4, 2016.

Recommendation: Authorize staff to partner with NC State University to develop an application for this grant.

City Manager Hall briefly explained this item pointing out North Carolina State University has offered to partner and help with this competition. He stated what is being presented today is for information and if the Council wishes to proceed in that direction, staff will come back to the February 2 meeting with additional information proposed agreements, etc.

Mr. Cox stated pursuant to City Council resolution, he would like to be excused from participation on this item as his employer may have an interest. Mr. Stephenson moved Mr. Cox be excused from participation. His motion was seconded by Mr. Branch and put to a vote which passed unanimously. The Mayor ruled the motion adopted on an 8-0 vote.

City Manager Hall pointed out Council may have heard about this item through the news media, etc. He stated it does involve a competition, there are some challenges and it has a very short time period for which to submit an application. He stated however we had a partner to come forward and offer to help us enter this competition. He stated the purpose of today's meeting is to provide the Council information on the competition and if the Council so chooses, staff would com back on February 2 with more details and to request final approval to submit an application. He again stated today is for information only.

Transportation Planner Eric Lamb indicated this is a very unique grant as one has never been done this way. He stated the USDOT is looking for innovative ideas for cities to come forth with those ideas. He pointed out USDOT Secretary Fox published a paper "Beyond Traffic 2045". He stated the purpose of this competition is to get cities to answer some questions asked in the paper. This is all about smart cities and the competition is asking applicants to develop a transportation vision that addresses how emerging transportation data, technologies, can be integrated with existing systems to address the challenges. He stated they are seeking innovative ideas for demonstrations to effectively test, evaluate and demonstrate the benefits of smart city concepts. He stated it is as $40M grant which is a winner take all. In addition, there is a $10M grant possible from Vulcan Technologies.

Mr. Lamb indicated this grant is only available to cities with populations between 200,000 and 850,000. He stated it is felt there will be only 64 cities eligible to apply and only 4 in North Carolina so we would have a good chance. He talked about the other criteria which relates to dense urban populations, existing transportation system, an environment that is conducive to demonstrating the strategies, ability to carry out demonstration projects integrating with the sharing economy and a commitment to open data.

Mr. Lamb indicated there are a number of vision elements with the top relating to technology including urban automation, connected vehicles, intelligent sensor based infrastructure. He stated vision elements talks about innovative approaches to urban transportation and includes things such as urban analytics, smart grid, roadway electrification and electric vehicles and a strong connected citizen involvement with a commitment to open data. He gave examples of technology such as self driving vehicles coupled with smart infrastructure, vehicle to vehicle and vehicle to infrastructure communication systems, smart grid technology, etc. and touched on what is meant by each.

Mr. Lamb indicated this has a very short deadline as applications are due by February 4 with the winner to be announced in June of 2016. He stated each of the semifinalist will received $100,000 to develop a more detailed application with technical demonstration plans and budget plan documents. He stated there are challenges including the short time frame, absence of existing strategy, the need for a strong vision and development of a plan that compliments the Wake Transit Plan and staff time.

He stated Dennis Kakas NCSU, offered to partner on the application with the City of Raleigh being the applicant and NCSU providing the content with the City's agreement. He stated the team would include staff from NCSU's Innovation, Computer Science and Engineering Entrepreneur units and there would be some support from the Institute of Transportation Research and Education. He stated if the Council agrees, the action today would be to authorize the staff to proceed with developing an application with NCSU, staff would review the content with City Council on February 2 and if approved submit the application by February 4. The staff would develop a memorandum of understanding with NCSU to carry out this project.

Ms. Baldwin moved approval. Her motion was seconded by Mr. Branch. In response to questions from Ms. Crowder, it was pointed out the City would be able to utilize the university property to do testing and demonstration. The motion as stated was put to a vote and passed with all members voting in the affirmative except Mr. Cox who was excused from participation on this matter. The Mayor ruled the motion adopted on a 7-0 vote.

RETREAT AND PERSONNEL MATTERS – COMMENTS RECEIVED

City Manager Hall pointed out staff will be bringing Council follow-up information on the agenda process and work session schedule at the next meeting for concurrence or direction by Council.

City Manager Hall recognized Joyce Munro who is attending her last meeting of the City Council as the Budget and Manager Director. He asked to take a moment to recognize Ms. Monro and tell her how much he appreciated her help and assistance and to say that she will be missed. The comments were received.

REPORT AND RECOMMENDATION OF PARKS, RECREATION AND GREENWAY ADVISORY BOARD

WOOTEN MEADOW PARK MASTER PLAN – APPROVED

Mike Surasky, Parks, Recreation and Greenway Advisory Board Chair stated the public input process has been conducted and the draft plan has been presented to the Board. The plan includes an executive summary, which along with the official Program Statement, Conceptual Plan, and Concept Narrative reflect the master planning process. The master planning process began in 2014 with the System Integration Plan, Situational Assessment, and Council appointment of a Citizen Planning Committee for the Wooten Meadow Park. A brief presentation will be made during the meeting; included with the agenda packet is a copy of the

draft master plan. The Board unanimously recommends adoption of the master plan for the Wooten Meadow Park.

Mr. Surasky recognized members of the Citizen Planning Committee who were present and including Carole Sawicki.

Senior Planner Matthew Keough provided a powerpoint presentation outlining the public process that has spread over 18 months and covered a number of various public meetings. He stated this is a 21 acre park located at the intersection of Leesville and Millbrook, that is, largely in a floodplain. He stated the property was donated to the City in 1996 but it has been largely underutilized and talked about the restraints on the property including the floodplain, sewer easements and the opportunities, touched on the architectural sites, and how to protect those and build them into the facility. He talked about past uses of the property, basically soccer fields and went through the master plan process and talked about outcomes of the process. He introduced Graham Smith who presented slides of the concept of the plan. He touched on the northern portion, walkways and trails which were pulled away from the stream and the neighborhood, pointed out the location of the entrance plaza, small comfort station, the wetlands walk, the opportunity for people to walk through the trail freely, the play areas, etc. He touched on the historic dam of the old mill site and the way the trails were carefully planned as this area or park is the back yard of a lot of people. He went through he proposed concepts of the plan as to whether the trails are paved or natural with Mr. Graham pointing out both.

Carole Sawicki indicated in the past she served on the Parks Board and it was a great experience; however, at the age of 40 she decided to go to medical school. She stated when the opportunity to volunteer for the Citizens Planning Committee for this park came about, she was excited and it was a wonderful experience. She talked about the work of Planner Keogh in helping education everyone about the merits, topography, size, shape, etc. of the site and the work of the Planning Committee and the involvement of the citizens in the area.

Mr. Gaylord stated it is an exciting facility and he can't wait to utilize it. He stated over the holidays, his kids got into hiking and he found that there were not many trails in the area. He questioned how many of the trails are natural and how many are paved and the ability to make use of natural areas. Planner Keogh talked about the strategy and sensitivity of the trails and talked about the loop trails, greenway connection, and natural hiking activities. He talked about the desire to not over pave. Mr. Gaylord questioned if the Planning Committee talked about leaving the trails natural and brief comments followed with Mr. Gaylord pointing out you do not hear a lot about hiking in our parks. He talked about natural foot paths through the woods with it being pointed out there will be great opportunities for natural trails.

Mr. Thompson stated he is very excited to see this move forward pointing out this area has been used mostly by residents in District E and District A. He stated has been a soccer park, a dog park, and it seemed to be a park that didn't know what it wanted to be and he is excited to see this move forward and he feels the residents are also. Mr. Thompson moved approval of the master plan as presented. His motion was seconded by Mr. Gaylord and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote.

REPORT AND RECOMMENDATION OF THE RALEIGH HISTORIC DEVELOPMENT COMMISSION

RALEIGH HISTORIC DEVELOPMENT COMMISSION – 2013-2015 ANNUAL REPORT – RECEIVED

Don Davis, Vice Chair of the Raleigh Historic Development Commission, presented Council members with a booklet entitled "Performance Report 2013-2015." He talked about the work of the Commission and highlight including the Certificate of Appropriateness work, promotion of historic preservation, information about the Rosenwald School, various tours, revised brochure which talks about living in historic districts and presented Council members with their strategic goals for 2016 – 2018 which touched on the priorities of nominating committee Certificate of Appropriateness, Community Awareness, Research and Governmental Relations Task Force.

Without discussion the report and recommendations were received with Council expressing appreciation for a job well done.

REQUEST AND PETITIONS OF CITIZENS

TRAFFIC – REQUEST FOR 20 MPH ZONES – RECEIVED

Joseph Hartman stated he has lived on Kaplan Drive for the last 7 years and expressed appreciation to the Council for the installation of traffic calming on his street. He stated he is before the Council is to request the creation of a 20 mph speed limit in certain zones. He stated presently citizens cannot request a 20 mph however can request a 25 mph zone if a certain percentage of the property owners make the request. He pointed out every central business district in North Carolina is a 20 mph zone. He talked about the popularity of Raleigh's downtown and stated he feels that popularity could be extended. He pointed out all of United States military bases have 20 mph zoning in their housing area and which results in a very low vehicle accident number. He talked about the number of vehicular accidents in the City of Raleigh, and the number of accidents involving pedestrians, etc. He pointed out there are a number cities in the United Stated that have 20 mph zones, including Seattle, Portland, and New York. London England also has 2 mph zones. Some studies show a 63% reduction in pedestrian accidents and a 29% reduction in cycling accidents in areas that have the 20 mph zones. He suggested that the City of Raleigh consider establishing 20 mph zones around schools, daycare centers, residential neighborhoods and parks, particularly in areas where there are no sidewalks. He suggested that the Council do away with the requirement that it takes 75% of the property owners to request a 25 mph. He asked that the Council consider making Raleigh neighborhoods 20 mph zones unless otherwise posted. The comments were received.

ADVENTURE PROGRAM – DONATION – ACKNOWLEDGED

Elizabeth Gardner, introduced members of the Neuse River Kids Club.

Ian Summers, member of the Neuse River Kids Club pointed out there are 14 people in the program. They are taught white water rafting in the spring and fall. Their instructors are volunteers. Marcos Marais pointed out presently the Adventure Program does not have kids sized equipment so the Neuse River Kids Club has to bring its own boats and paddles. They want kids who do not have the equipment to be able to participate so they decided to raise money to buy kids size equipment.

Reese Culbreth pointed out Mellow Mushroom donated pizzas for them to sell and they were able to raise $330 to be used to purchase kids sized equipment and they wanted to give this money to the City for that purpose. The Council expressed appreciation.

NOVA AGENCY COMPANY/ON POINT PROTECTION AGENCY AND GLOBAL ONE COMPANY POLICE – CONCERNS – RECEIVED

Chief Joseph Conover, Nova Agency Company Police Department, representing On Point Protection Agency and Global One Company Police presented the following prepared statement.

> My name is Joseph Conover and I represent the interests of the Nova Agency Company Police Department, On Point Protection Agency and Global One Company Police Department as the President of Special Operations, Chief of Police, and Affiliate agency liaison.
>
> I am here today to address some ongoing issues that we've been having with the City of Raleigh Police Department and the having lack of response to our complaints by the Mayor and her staff.
>
> Over the last several months, several Raleigh Police Officers have interfered with our Police Officers law enforcement operations within our jurisdictions.
>
> During the most recent incident which occurred on January 14, 2016, our sworn police officers were attempting to arrest a male subject with a felony warrant inside our jurisdiction; during this arrest a Raleigh Police Officer intentionally interfered with our Law Enforcement operations by pushing our Police Officers back, and made every attempt to stop our Police Officers from arresting this wanted felon. In other incidents officers with the Raleigh Police Department have assisted a subject that fled from our jurisdiction from being apprehended, failed to provide assistance with a suspected DWI offender, and refused to relay critical time sensitive information about crime related incidents that occurred within our jurisdictions to include a physical description of three suspects wanted in an armed home invasion that were on the loose.
>
> We've notified the Raleigh Police Department supervisors of their officer's failures in these incidents and instead of them contacting myself or any other supervisor within our agency to address these concerns these same supervisors instructed their police officers to start investigating our police officers, and to ask questions to our witnesses and victims on our officer's conduct and what our officers were doing. As you can imagine this

greatly undermines our authority within the community, our ability to conduct law enforcement operations and interferes with our ongoing criminal investigations.

Since June 22, 2015 we have filled no less than four requests to this counsel asking you to address these ongoing issues with the City of Raleigh Police Department. We have met with Chief Deck-Brown and her staff due to several other incidents her police officers have caused with zero resolve. As a matter of fact our meetings have had the opposite effect. Chief Deck-Brown or her staff have contacted the Company Police Administrator and the Wake County DA's Office in an attempt to threaten, intimidate and interfere with our law enforcement operations by sending letters to our clients and to the departments which regulate our certifications in order to have our law enforcement contracts terminated and have filed misleading reports against our company police officers in order to have our certifications revoked.

This Council has ignored several of our requests for a swift resolution and has instead has forwarded our email complaints directly to Chief Deck-Brown with the memo line of "here's another one for you."

I am here today because the City of Raleigh Police Department has chosen not to address these concerns and has instead sent out several memos directing their officers not to assist "Company Police Officers" in anyway; to make sure not to call Company Police Officers "idiots" or Rent-a-cops", advised them that "Unprofessional Conduct is almost expected of Company Police officers" and not to release any information pertaining to criminal investigations that occurred within our jurisdiction" and "to complete Informational Reports on Company Police Officers every time they make contact with them in the field, that they must request a supervisor to respond, and that this is needed to "protect citizens rights" from Company Police Officers.

Currently our agencies serve our 22 communities and thousand of citizens within the City of Raleigh, seven days a week rain or shine and do so with exemplary services and honor. On behalf of myself and Company Police Agencies that serve within the City I am asking, for this City Council to address these ongoing issues involving the City of Raleigh Police Department and their war with Company Police.

I do think it's important to state that there are a lot of exemplary Police Officers and Commanders within the Raleigh Police Department that work seamlessly with our officers to protect the community and it's unfortunate that the few officers, and commanders have caused such a problem.

City Manager Hall asked Council to allow staff to look at the particular claims and staff will provide a report based on the review and findings.

HILLSBOROUGH STREET REDEVELOPMENT PROJECT – PHASE II - COMMENTS RECEIVED

Larry Booth was at the meeting to request further consideration for relocation of the Duke Energy transformer underground vault proposed for installation at 3111 Hillsborough Street as part of the Hillsborough Street revitalization project Phase II. He stated he was for further consideration, requesting on saving an oak tree located at 3109 Hillsborough Street. The agenda indicted Mr. Booth previously appeared before the Council during the January 5, meeting and Council had received a staff report relative to his request in their agenda packet.

Mr. Booth asked the Council to not move forward with condemnation of his property and allow him to continue to work with staff as there are alternatives. He talked about his concern about the proposed location of the transformer vault including perceived problems with maintaining the vault in the future which could cause problems with access around Rosemary Street.

Mr. Booth pointed out if the vault is installed at the proposed location, if Duke Energy officials had to pull in to do maintenance there will be safety issues, talked about its location at the edge of the roundabout, need for a crane to do repairs, etc., pointing out he feels the proposed location will cause many safety issues. He stated those could be avoided if the vault is located to the west and talked about that property which is being petitioned to be rezoned similar to the Stanhope project. He stated he had spoken with people who own the adjacent property and they seem willing to donate space for the vault. He asked the Council to consider working or reversing their decision on the present location. The comments were received with no action taken.

MATTERS SCHEDULED FOR PUBLIC HEARING

UNFIT BUILDING – DEMOLITION CHARGES - 532 BRAGG STREET – HEARING – RESOLUTION ADOPTED

This was hearing to consider adopting a resolution to confirm a lien against the property as listed below the charges for demolition of Unfit Buildings:

LOCATION AND DISTRICT	PROPERTY OWNER	TAX ID NUMBER	COST OF DEMOLITION
532 Bragg Street (C)	Otis Lee Hunter Heirs c/o Marvin Anderson	0022102	$14,125

The Mayor opened the hearing no one asked to be heard thus the hearing was closed. Mr. Thompson moved adoption of the resolution. His motion was seconded by Mr. Branch and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote. See Resolution 262.

PUBLIC NUISANCE ABATEMENT COST – VARIOUS LOCATIONS – HEARING – RESOLUTION ADOPTED

This was a hearing to consider adopting a resolution to confirm as a lien against the properties as listed below the charges for the abatement of public nuisances:

LOCATION AND DISTRICT	PROPERTY OWNER	TAX ID NUMBER	COST OF ABATEMENT
830 Coleman Street (C)	Lawrence Williams Heirs c/o Leon F. Williams, Administrator	0077597	$248
104 Dixie Trail (D)	J. William Lackey	0033528	$251
3812 Donna Road (B)	Donald C. Price	0027517	$368
1905 Garner Road (C)	Marguerite Messey Lightner Living Trust c/o Bruce E. Lightner, Executor	0042067	$695
7137 Great Laurel Drive (B)	Frank J. and Patricia T. Trocchio	0311635	$248
123 Idlewild Avenue (C)	Joyce Smith Heirs	0030705	$252
5235 Mallard Grove Drive (B)	Patricia Chambers	0241608	$284
524 Marble Street (D)	Maria Torres	0025958	$442
1109 Mark Street (C)	Jeremiah J. Frederick	0019404	$243
1601 Thompson Street (D)	Kenneth and Teresa Oneill	0005091	$336
1113 South Wilmington Street (C)	O & M Properties	0045703	$248

The City Clerk reported that 3812 Donna Road and 1601 Thompson Street should be withdrawn from consideration as those two items have been paid. The Mayor opened the hearing no one asked to be heard thus the hearing was closed. Mr. Stephenson moved adoption of a resolution confirming charges as outlined. His motion was seconded by Mr. Thompson and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote. See Resolution 263.

BOND DEBT FINANCING – 2016 LIMITED OBLIGATION – HEARING – RESOLUTION ADOPTED

This was a public hearing to consider $52,000,000 Installment Financing debt issue to fund certain fire station improvements (Fire Station 14), fund improvements to the Performing Arts Center, and to refinance certain prior installment financing obligations which Council directed to be pursued at the January 5, 2016 Council meeting. The refinancing component of the

Installment Financing is $22,780,000 and projected to yield gross debt service savings exceeding $2,700,000.

Following the hearing, should Council wish to proceed with the proposed financing, Council should adopt a resolution approving and authorizing an Installment Contract Financing by the City of Raleigh, North Carolina through the issuance of Limited Obligation Bonds, Series 2016, and the execution of a Fourth Supplemental Trust Agreement and related documents.

City Manager Hall briefly explained the situation pointing out this is a very good thing as it is saving the City a tremendous amount of money. The Mayor opened the hearing no one asked to be heard thus the hearing was closed. Ms. Baldwin moved adoption of the recommendation as outlined. Her motion was seconded by Mr. Gaylord and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote. See Resolution 264.

REZONING Z-15-15 – SPRING FOREST ROAD/ATLANTIC AVENUE – HEARING – TO BE PLACED ON THE FEBRUARY 2 AGENDA

This was a hearing to consider a request from Roger Williamson, Austin Family Properties, Michael and Priscilla Merwarth, James and Sara Rogers, Ronald and Janice Kupferman, Bland and Margaret Pruett, and Bruce and Carol Sue Gully to rezone approximately 3.24 acres from Shopping Center Conditional Use District (SC CUD) to Commercial Mixed Use-3 stories-Conditional Use (CX-3-CU).

Following the close of the hearing, it would be appropriate for the Council to consider approval, denial, or referral of the item to committee.

Planner Bynum presented the request pointing out the existing zoning was put in effect in February 2014. The requestor change relates to the Limited Frontage and conditions. She explained the existing zoning in the area, the zoning on the property, surrounding zoning, and site views from various locations. She stated the proposed conditions relate to limiting development to 14,900 square feet of commercial and industrial uses: Requires recordation of a development allocation covenant: Offers two transit easements and shelters along Spring Forest Road and Atlantic Avenue: requires compliance with some standards of the Parking Limited frontage: prohibits certain commercial and industrial uses: prohibits high – profile ground signs.

Planner Byrum explained the uses that would be allowed under existing and proposed zoning, Future Land Use Map and Urban Form Map, Comprehensive Planning analysis which indicates no inconsistent policies. She stated outstanding issues relate to addressing sewer and fire flow capabilities at site plan stage which is a normal issue. Planner Bynum pointed out the Planning Commission recommends approval by a 10 to 0 vote as they felt it is consistent with the Future Land Use Map, Urban Form Map and pertinent policies of the Comprehensive Plan; is reasonable and in the public interest; proposal provides the opportunity for retail development in a city growth center close to existing and planned transit infrastructure; is compatible with the surrounding area and allows usages and development intensities similar to surrounding

development. The applicant's stated intent to submit a new condition that prohibits high profile ground signs will also reinforce compatibility with existing development in the area. The conditions include that prohibition. The North CAC recommends approval on a 5-0 vote.

Mayor McFarlane questioned how it is consistent if the Limited Frontage is removed with Planner Bynum talking about medium ground signs, physical requirements of setbacks, and conditions which prohibits the high profile signs. Mr. Stephenson asked about the tree save with Planner Bynum pointing out tree conservation requirements would apply.

The Mayor opened the hearing. Attorney Michael Birch, representing the contract purchaser of this property, talked about the differences between the old and proposed use, talked about limitation on building square footage, meeting parking requirements, parking limited with the exception of the medium profile ground signs, allocations and signs in the area referring to the Waffle House and Sheetz to the north. He talked about the planning in the area, trip generations, prohibition of fuel sales and residential, staff's comments relative to the proposal providing access on Spring Forest Road, the internal circulation and the access on Dixie Forest. He pointed out the proposed rezoning is consistent with all policies, received a favorable recommendation from the Planning Commission, the fact that they went to the North CAC on 4 different occasions and received a positive recommendation from them and talked about the transit service which will serve the area, etc.

Attorney Tom Worth indicated he has been involved in the zoning on this property since 2005. He stated in the previous case he and his client made the terrible mistake in relative to number one of structures on the property. He talked about what was being proposed; however, the powers that be decided not to move forward.

Jamie Gerhart, Sheetz Corporation, 2408 Dixie Forest, expressed concern as to why the applicant has not been subjected to the same requirements that Sheetz was such as a traffic study, the fact that Sheetz had to do their own traffic study, presented information relating to the standard ITE manual, the connections to Spring Forest Road and concern that Sheetz was exposed to different requirements, etc.

Attorney Worth talked about working closely with the Sheetz Corporations, and questioned why Sheetz which is up and operating seems to want to control what happens on this property, etc. He indicated Mr. Gerhart is not a traffic expert, talked about the additional pm trips that will be generated and how he feels Mr. Gerhart's comments in opposition are inappropriate.

Mayor McFarlane talked about discussions that took place when the adjacent Sheetz had come in for approval about transit and the comparison of the two cases, what has and has not been required and how it would be best to move forward. The difference in a low medium and high profile signs was also discussed as was tree conservation and where it is along Spring Forest Road and the various types of signs that have been approved with Limited Parking was talked about.

In response to comments from Mr. Stephenson, Traffic Engineer Delk talked about the possibility of full access on Atlantic and possible access or limited access on Dixie Forest; however that would be considered a site plan. He talked about the size of the development and whether a traffic study is or is not needed. Attorney Birch indicated his client is willing to try to find something in between the medium and high profile signs and would do that with a new condition between now and next meeting. No one else asked to be heard thus the hearing was closed and it was directed that the item be placed on the February 2 agenda for consideration.

REPORT OF MAYOR AND COUNCIL MEMBERS

GUIDING LIGHT – FUNDING – AUTHORIZED

Ms. Baldwin pointed out during the budget hearing at the last meeting a representative of Guiding Light talked about the problems that organization had with getting funding from the City. She explained they did not spend down the dollars because of the new state law/relicensing requirements. Ms. Baldwin stated one of the participants in their program talk about how important the program is and explained that they provide nursing assistance training, etc. for caregivers for senior citizens. Ms. Baldwin explained they have now been certified but to continue the program this year, they need about $10,000. Ms. Baldwin moved that the Council provide a $10,000 grant to Guiding Light either from City Council Contingency or the Grant Reserve Account. Mayor McFarlane questioned if they would be required to submit their certification, etc, with City Manager Hall pointing out they would have to comply with all grant requirements and other conditions. The motion was seconded by Mr. Thompson and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote. See Ordinance 537 TF 267.

RDU – MEETING ANNOUNCED

Mr. Thompson stated he would put on his hat as Chair of the Raleigh Durham Airport Authority and announce that that group is holding a master plan study update and work session on Thursday, January 28 at 711 Hillsborough Street and invited all to attend. The comments were received.

BIKE SHARE – INFORMATION REQUESTED

Mr. Gaylord pointed out he had had some discussions with David Diez about additional information and new concepts relating to Bike Share Program. He stated he would like to hear some of that information at the next meeting. Mr. Thompson questioned if it could be sent to the Council prior to the meeting with City Manager Hall pointing out there could be some information in an abbreviated form.

RETREAT – COMMENTS RECEIVED

Mayor McFarlane thanked everyone for participation in a very successful retreat. Various Council members added their thoughts and appreciation for all of the hard work done to make it a successful retreat.

MARTIN LUTHER KING JR PRAYER BREAKFAST – COMMENTS RECEIVED

Mr. Branch expressed appreciation to the Mayor for participation and the video for the Martin Luther King, Jr. Prayer Breakfast. He expressed appreciation for those who attended and stated he hopes to see everyone at next year's event.

HOTEL – CAPITAL BOULEVARD – INFORMATION REQUESTED

Mr. Cox indicated at a recent meeting he asked for the status of the desserted hotel on Capital Boulevard. City Manager Hall stated he thought some information had been sent out but he would check and make sure Council had received the information.

APPOINTMENTS

APPOINTMENTS – VARIOUS ACTIONS TAKEN

The City Clerk reported the following results of the ballot vote.

DHIC, Inc. – One Vacancy – Mia D. Bailey received 8 votes – (All Council Members)

Raleigh Transit Authority – Alternate Member – Tolulapa Omekayie – 7 (All but Gaylord)

Raleigh Convention and Performing Arts Centers Authority – One Vacancy – Anthony McLeod – 7 (All but Gaylord)

The City Clerk announced the appointment of Mia D. Bailey to DHIC, Tolulapa Omekayie to the Raleigh Transit Authority and Anthony McLeod to the Raleigh Convention and Performing Arts Center Authority.

NOMINATIONS

DHIC – GLENN FRENCH – REAPPOINTED

The City Clerk reported the term of Glenn French on the DHIC is expiring. He is eligible for reappointment and would like to be considered for reappointment. Ms. Baldwin moved Council suspend its rules and reappoint Mr. French by acclamation. Her motion was seconded by Mr. Branch and put to a vote which passed unanimously. The Mayor ruled the motion adopted on an 8-0 vote.

PARKS, RECREATION AND GREENWAY ADVISORY BOARD – PATRICK BUFFKIN – REAPPOINTED

The City Clerk reported the term of Patrick Buffkin on Parks, Recreation and Advisory Board is expiring. He is eligible for reappointment and would like to be considered for reappointment. Ms. Baldwin moved the Council suspend it rules and reappoint Mr. Buffkin by acclamation. Her motion was seconded by Mr. Gaylord and put to a vote which passed unanimously. The Mayor ruled the motion adopted on an 8-0 vote.

PLANNING COMMISSION – LEMUEL "UEL" WHITSETT – REAPPOINTED

The City Clerk reported the term of Lemuel "Uel" Whitsett on the Planning Commission is expiring. He is eligible for reappointment and would like to be considered for reappointment. Ms. Baldwin moved the Council suspend its rules and reappoint Mr. Whitsett by acclamation. Her motion was seconded by Mr. Thompson and put to a vote which passed unanimously. The Mayor ruled the motion adopted on an 8-0 vote.

RALEIGH CONVENTION AND PERFORMING ARTS CENTERS AUTHORITY – JOYCE KEKAS' TERM EXTENDED

The City Clerk reported the term of Joyce Kekas is expiring. She is not eligible for reappointment because of length of service. Mayor McFarlane indicated she had talked with Ms. Kekas and Ms. Kekas had asked about her term being extended. Brief discussion took place as to whether the term should be extended, whether it should be to the end of chairmanship of the Authority or exactly how long. Mr. Thompson moved that the Council extend Ms. Kekas term for one year. His motion was seconded by Mr. Gaylord and put to a vote which passed unanimously. The Mayor ruled the motion adopted on an 8-0 vote.

STORMWATER MANAGEMENT ADVISORY COMMISSION – TERM EXPIRATION ANNOUNCED

The City Clerk reported the term of JoAnn Burkholder is expiring. She is not eligible for reappointment because of length of service. No nominations were made.

SUBSTANCE ABUSE ADVISORY COMMISSION – ANGIE THOMPSON REAPPOINTED

The City Clerk reported the term of Angie Thompson on the Substance Abuse Advisory Commission is expiring. She is eligible for reappointment and would like to be considered for reappointment. Ms. Baldwin moved that the Council suspend its rules and reappointment Ms. Thompson by acclamation. Her motion was seconded by Mr. Gaylord and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote.

REPORT AND RECOMMENDATION OF THE CITY ATTORNEY

NO REPORT

REPORT AND RECOMMENDATION OF THE CITY CLERK

MINUTES – JANUARY 5, 2016 – APPROVED

Council members received in their agenda packet minutes of the January 5, 2016 meeting. Mayor McFarlane moved approval as presented. Her motion was seconded by Ms. Crowder and put to a roll call vote which resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0 vote.

TAXES – RESOLUTION ADOPTED

Council members will receive in the packet a proposed resolution adjusting, rebating or refunding penalties, exemptions and relieving interest for the late listing of property for ad valorem taxes. Adoption is recommended. Mayor McFarlane moved adoption as recommended. Her motion was seconded by Ms. Crowder and a roll call vote resulted in all members voting in the affirmative. The Mayor ruled the motion adopted on an 8-0. See Resolution 265.

Adjournment. There being no further business Mayor McFarlane announced the meeting adjourned at 3:40 p.m.

Gail G. Smith
City Clerk

jt/CC01-19-16