



## **AGENDA**

**Henderson City Council Regular Virtual Meeting**  
**Monday 11 May 2020, 6:00 p.m.**  
**R. G. (Chick) Young, Jr. Council Chambers, Municipal Building**  
**134 Rose Avenue**  
**Henderson, North Carolina**

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### **Mayor and City Council Members**

Mayor Eddie Ellington, Presiding

Councilmember Marion B. Williams  
Councilmember Sara M. Coffey  
Councilmember William Burnette  
Councilmember D. Michael Rainey

Councilmember Melissa Elliott  
Councilmember Garry D. Daeke  
Councilmember Fearldine A. Simmons  
Councilmember Jason A. Spriggs

### **City Officials**

E. Terrell Blackmon, City Manager  
D. Rix Edwards, City Attorney  
Esther J. McCrackin, City Clerk

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. INVOCATION AND PLEDGE OF ALLEGIANCE**
- IV. OPENING REMARKS**

In order to provide for the highest standards of ethical behavior and Transparency in Governance as well as provide for good and open government, the City Council has approved Core Values regarding Ethical Behavior<sup>1</sup> and Transparency in Governance<sup>2</sup>. The Mayor now inquires as to whether any Council Member knows of any conflict of interest, or appearance of conflict, with respect to matters before the City Council. If any Council Members knows of a conflict of interest, or appearance of conflict, please state so at this time.

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<sup>1</sup> **Core Value 4: Ethical Behavior:** We value the public trust and will perform our duties and responsibilities with the highest levels of integrity, honesty, trustworthiness and professionalism.

<sup>2</sup> **Core Value 10: Transparency in Governance:** We value transparency in the governance and operations of the City.

## **V. ADJUSTMENTS TO AND/OR APPROVAL OF THE AGENDA**

## **VI. APPROVAL OF MINUTES**

- a) 9 March 2020 Regular Meeting [See Notebook Tab 1]*
- b) 10 March 2020 Special Called Meeting*
- c) 13 March 2020 Emergency Meeting*
- d) 13 April 2020 Cancelled Meeting*

## **VII. PRESENTATIONS/RECOGNITIONS**

- a) Introduction of Kevin Epps, IT Administrator*

## **VIII. PUBLIC HEARING**

## **IX. PUBLIC COMMENT PERIOD ON AGENDA ITEMS**

Citizens may only speak on Agenda items at this time. Citizens wishing to address the Council must sign-in on a form provided by the City Clerk prior to the beginning of the meeting. The sign-in form is located on the podium. When recognized by the Mayor, come forward to the podium, state your name, address and if you are a city resident. Please review the Citizen Comment Guidelines that are provided below.<sup>3</sup>

## **X. NEW BUSINESS**

- a) Consideration of Approval of Resolution 20-27, Authorizing an Application to the North Carolina Parks and Recreation Trust Fund (PARTF) Grant in the Amount of \$500,000 for Constructing and Developing a Diverse Multiuse Park on the Corner of William Street and Montgomery Street. (CAF 20-41) [See Notebook Tab 2]*
  - Resolution 20-27
- b) Consideration of Approval of Resolution 20-36, Submission of an Application to the National Fitness Campaign (NFC) for a Grant in the Amount of \$30,000 for the Construction of an Outdoor Fitness Court. (CAF 20-52) [See Notebook Tab 3]*
  - Resolution 20-36

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### <sup>3</sup> Citizen Comment Guidelines for Agenda Items

The Mayor and City Council welcome and encourage citizens to attend City Council meetings and to offer comments on matters of concern to them. Citizens are requested to review the following public comment guidelines prior to addressing the City Council.

- 1) Citizens are requested to limit their comments to five minutes; however, the Mayor, at his discretion, may limit comments to three minutes should there appear to be a large number of people wishing to address the Council;
- 2) Comments should be presented in a civil manner and be non-personal in nature, fact-based and issue oriented. Except for the public hearing comment period, citizens must speak for themselves during the public comment periods;
- 3) Citizens may not yield their time to another person;
- 4) Topics requiring further investigation will be referred to the appropriate city official, Council Committee or agency and may, if in order, be scheduled for a future meeting agenda;
- 5) Individual personnel issues are confidential by law and will not be discussed. Complaints relative to specific individuals are to be directed to the City Manager;
- 6) Comments involving matters related to an on-going police investigative matter and/or the court system will not be permitted; and
- 7) Citizens should not expect specific Council action, deliberation and/or comment on subject matter brought up during the public comment section unless and until it has been scheduled as a business item on a future meeting agenda.

c) Consideration of Approval of Resolution 20-34, Providing for the Disposition of Jointly Owned Properties by the City and County Identified as 904 and 912 Lamb Street, Recorded in Vance County Tax Deed Book 1245, Page 0276, Further Identified as PIN #0061 05003 and #0061 05002 Respectively. (CAF 20-50) [See Notebook Tab 4]

- Resolution 20-34

d) Consideration of Approval of Resolution 20-26, Providing for the Disposition of a Jointly Owned Property by the City and County Identified as 404 Whitten Avenue, Recorded in Vance County Tax Deed Book 1298, Page 0757, Further Identified as PIN #0098 04006. (CAF 20-39) [See Notebook Tab 4]

- Resolution 20-26

e) Consideration of Approval of Resolution 20-23, Street Resurfacing Project List for the Proposed Henderson Pavement Overlay Project 2020. (CAF 20-36) [See Notebook Tab 6]

Resolution 20-23

f) Consideration of Approval of Resolution 20-28, Ground Lease at 3755 US 158 Business Hwy for a Replacement Communications Tower with USCOC of Greater North Carolina, LLC (US Cellular). (CAF 20-43) [See Notebook Tab 7]

Resolution 20-28

## **XI. CONSENT AGENDA**

All matters listed under the Consent Agenda are considered to be routine or have been previously discussed, and can be approved in one motion, unless a Council Member asks for separate consideration of an item.

a) Consideration of Approval of Resolution 20-25, Approving the Agreement Setting Forth the Roles, Responsibilities and Expectations for the Mayor, City Council Members and City Manager. (CAF 20-38) [See Notebook Tab 8]

- Resolution 20-25

b) Consideration of Approval of Resolution 20-37, Approving FY 20-21 Budget Review Calendar and Scheduling of Special Council Budget Work Sessions. (CAF 20-53) [See Notebook Tab 9]

- Resolution 20-37

- c) Consideration of Approval of Ordinance 20-15, Establishing Two Reserved Parking Spaces in the Orange Street Parking Lot for Visitors to the Henderson-Vance County Economic Development Commission Office (CAF 20-32) [See Notebook Tab 110]
- Ordinance 20-15
- d) Consideration of Approval of Ordinance 20-18, FY 20 BA #18, Landscaping and Installation of a Water Fountain Feature at the Traffic Island Located at the Intersection of Charles Street and Garnett Street Near the Downtown Railroad Overpass. (CAF 20-44) [See Notebook Tab 11]
- Ordinance 20-18
- e) Consideration of Approval of Resolution 20-29, Supporting the Acquisition and Development of the Rail Corridors Referred to as the S-Line and SA-line for the Benefits of Improved Passenger Rail, Freight Movement, Commuting Options and Local Economic Development. (CAF 20-45) [See Notebook Tab 12]
- Resolution 20-29
- f) Consideration of Approval of Resolution 20-35, Rejecting Bid from H.G. Reynolds Company, Inc., for Henderson-Vance Recreation and Parks Department Tennis Courts Renovation Project at Fox Pond Park. (CAF 20-51) [See Notebook Tab 13]
- Resolution 20-35
- g) Consideration of Approval of 1) Resolution 20-32, Purchasing a Replacement Vehicle and the Installing of Emergency Equipment and 2) Ordinance 20-19, FY 20 BA #19, Transferring \$14,000 of State Tax Revenue to Police Capital Outlay (over \$5,000) Budget Ordinance Police Dept. (CAF 20-48) [See Notebook Tab 14]
- Resolution 20-32
  - Ordinance 20-19
- h) Consideration of Approval of Resolution 20-33, Ratifying the Submission of Two Applications to the Bureau of Justice Assistance for Obtaining an Integrated Ballistics Identification System (IBIS) for the Henderson Police Department. (CAF 20-49) [See Notebook Tab 15]
- Resolution 20-33
- i) Consideration of Approval of Resolution 20-33, Submission of an Application to the Bureau of Justice Assistance FY 20 Bulletproof Vest Grant Program for Obtaining Ballistic Body Armor for Police Officers. (CAF 20-47) [See Notebook Tab 16]
- Resolution 20-3

- j) Consideration of Approval of Resolution 20-30, Ratifying the Submission of Applications to the Bureau of Justice Assistance for Coronavirus Emergency Supplemental Fund Grant. (CAF 20-46) [See Notebook Tab 17]

- Resolution 20-30

- k) Consideration of Approval of Tax Releases and Refunds from Vance County for the Months of February and March 2020. (CAF 20-42) [See Notebook Tab 19]

## **XII. PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS**

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## **XIII. REPORTS**

- a) Mayor/Mayor Pro-Tem (No Report)
- b) City Manager (No Report)
- c) City Attorney (No Report)
- d) City Clerk
  - i. Meeting and Events Calendar [See Notebook Tab 20]
  - ii. E-911 Monthly Report – March and April
  - iii. Fire Department Monthly Report – March and April
  - iv. Public Services Monthly Report – March and April
  - v. Recreation and Parks Monthly Report – March
  - vi. Downtown Development Monthly Report – March and April

## **XIV. ADJOURNMENT**

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### **<sup>4</sup> Citizen Comment Guidelines for Non-Agenda Items**

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