



May 28, 2010

TO: Mayor and Members of Council
FROM: Rashad M. Young, City Manager *DWT
for*
SUBJECT: Items for Your Information

Contact Center Feedback

Attached is the weekly report generated by our Contact Center for the week of 5/17/10 – 5/23/10.

Follow Up from Tuesday Work Session

As a follow-up to the May 25th City Council Work Session on the recommended FY 2010-2011 budget, below are clarifications and/or answers to questions posed:

- 1) The total cost of the school crossing guards program is \$256,651.
- 2) The City of High Point Police Department budgets for and administers the school crossing guards in its jurisdiction.
- 3) There have been news reports that park hours are being cut at David Caldwell Park. To clarify, David Caldwell Park is the name of the house only that resides in Bicentennial Park. There are no proposed cuts to Bicentennial Park; however, the house, which is now a museum, will experience a reduction in service from being open five days a week to only one day.
- 4) Attached is a list of transportation projects recommended to be funded with the use of bond proceeds issued in FY 2011 and FY 2012.

The following information requested is forthcoming and is expected to be available by next week's IFYI:

- 1) The Fund Balance of various funds and the projected use of the fund balance(s).
- 2) Average collections, collection rates, and amount outstanding for various fees/penalties.
- 3) The total amount of the City's General Obligation and Water/Sewer bond indebtedness.

Legislative Agenda Update

Attached is a status update on the legislative agenda during week three of the General Assembly session.

Eva Foster Complaint

Attached is a status update regarding the complaint raised by Eva Foster at the May 18 Regular City Council Meeting during the Speakers from the Floor segment of the meeting.

Piedmont Mid-Day Service Inaugural Event Cancelled

The following message is from Patrick B. Simmons, NCDOT Rail Division: Please accept our apologies, but due to circumstances resulting from the service interruption in Mebane on May 13, the Piedmont Mid-Day Service Inaugural Event scheduled for Friday, June 4 has been cancelled. Regular daily service for the two mid-day trains will start on Saturday, June 5 as planned. We appreciate your support and invite you to try the new mid-day service -- as well as our morning and evening trains -- for your business and personal travel. Visit by.train.org for travel information.

Neighborhood Walks

As a follow up to the March 26, 2010 IFYI, the City will implement the Neighborhood Walks Program in June. The program will consist of five walks, one in each of the City Council districts starting at 5:30pm. The walks will last approximately two hours each with a break midway for refreshments and discussion with the residents of the neighborhood.

The schedule for the walks are as following:

District 1	June 10, 2010 5:30pm	Warnersville
District 2	June 17, 2010 5:30pm	Aycock Neighborhood
District3	June 24, 2010 5:30pm	Fisher Park
District 4	June 21, 2010 5:30pm	Lindley Park
District 5	June 28, 2010 5:30pm	Meadowoods

M/WBE Good Faith

At the May 20, 2010 City Council Meeting, Councilmember Wade requested to be provided an analysis of the Good Faith Committee process, attached is that analysis from Kathleen Hoskins Smith, Manager of M/WBE.

Broadband Resolution

Attached is a proposed resolution opposing SB1209, *No Nonvoted Local Debt for Competing System*. Councilwoman Nancy Vaughan will ask Council to consider passing this resolution at your meeting on Tuesday, June 1. The Senate Finance Committee is expected to consider this item at its meeting Wednesday, June 2. Similar to other legislation, this bill would have the impact of limiting the ability of local governments to establish broadband networks.

Alamance Church Road Public Meeting

The City of Greensboro Department of Transportation held the first public meeting on the Alamance Church Road Improvement Project last night. The meeting was well attended by about 75 interested residents as well as media. GDOT Engineering and Planning staffs were on hand to answer questions and listen to suggestions. The Transportation Department will take the input that was received from the meeting last night and develop conceptual improvements plans, which will be revealed at a second public meeting later this year. Attached is the flyer that was passed out at the meeting last night containing more information regarding this project.

Public Affairs Department Contact Center Weekly Report Week of 5/17/10 - 5/23/10

Contact Center

5152 calls answered this week

Top 5 calls by area

Water Resources

Balance Inquiry – 1180
New Signup – 176
General Info. – 141
Bill Extension – 134
Cutoff - 128

Field Operations

Bulk Guidelines – 62
Appliance Pick up – 45
No Service/Trash – 40
No Service/Recycling - 39
Dead Animal – 38

All others

Police/Watch Operations – 348
Warrants – 166
Overgrown Lots – 117
Landfill/Transfer/HHW - 109
Courts/Sheriff – 102

Comments

We received a total of **10** comments this week:

Budget

- Caller would like to maintain – the City Beautiful Coordinator job. Customer requests that this job not be eliminated. This job slot coordinates activities with many volunteer groups and numerous other duties.

Executive

- Email comment – When you think you have heard the stupidest thing possible---then here comes the security screening for a council meeting---one wonders what stupid idiot came up with this idea---no one there is the president of the US.
- Email comment regarding prayer by Mayor Knight at City Council meetings: I urge you to reconsider this proposal. When one thinks about issues facing our city, this should not be in the forefront. Your proposal is divisive and doesn't help in moving the city forward.

Field Operations

- Caller drives over the rough patches left on Cone Blvd. daily and was concerned about her car alignment. Explained about incomplete project due to stimulus requirements.
- Email comment – I wish to thank the crew(s) that collect our garbage, recyclables, and yard waste. We are in the process of disposing a lot of yard and house material and they have dealt with the weight and quantity completely. Please express our appreciation.

Transportation

- Thumbs up to you. I like the idea of doing this (speed cushions) and I wish you had it on a few streets in my neighborhood. What is nice about them is that they are not too lumpy and of a good design so as to not damage the vehicle.
- Night line message: Speed bumps on Frazier Rd. are a really bad idea. There has got to be a better way to slow down traffic (to use caller's words, Stupid Idea).

Parks and Recreation

- Email comment – Expand the area for dry sail at Lake Townsend by increasing 10 spaces would bring added income of \$8000 annually. Space is available there and minimal expense to accomplish this. Right now there are 25 people on the waiting list (myself included)!! This income doesn't include the increased usage fees as a result.

Public Affairs

- Customer wants us to know how much he appreciates the Contact Center. He said we are always helpful and pleasant. He appreciates us being here.

Water Resources

- Caller states city staff have done a great job with her sewer problem. Caller wanted to say thank you for a job well done...

Overall

Overgrown lot complaints increased significantly from last week. Calls about missed service for trash and recycling also increased. Otherwise, call volume remained steady through the end of the week.

Transportation Projects

2000 Bond Referendum	FY 2011	FY 2012
Street Improvements:		
Battleground Rail Trail Project	1,846,000	
New Garden Road Phase II	4,932,786	
Hornaday Road	2,933,500	
Jolson Street	161,000	
Market Street West R-O-W	1,000,000	
Gateway Garden Intersection Imprv.	330,000	
Sidewalk Projects	1,148,243	1,500,000
Downtown Greenway	1,482,196	
Church St & Tankersley Dr	601,500	
High Point Rd / Lee St Streetscape	130,210	
Horsepen Creek - Fleming Rd. Conn.	539,064	1,000,000
Street Light Improvements	56,206	
Various Projects	339,295	
Public Transportation:		
Public Transit Improvements	500,000	
	16,000,000	2,500,000
2008 Bond Referendum		
Street Improvements:		
Horsepen Creek Road	600,000	-
Sidewalk Improvements	1,240,000	-
Street Maintenance	420,000	500,000
Merritt Drive		4,000,000
High Point Road Streetscape		800,000
Alamance Church Road		330,000
Florida Street Extension	200,000	-
Cone Blvd/Nealtown Road Extension	200,000	120,000
Land R-O-W	80,000	-
	2,740,000	5,750,000
Total Transportation Bonds:	18,740,000	8,250,000

City Attorney
City of Greensboro



May 27, 2010

TO: Rashad M. Young, City Manager
FROM: Tom Carruthers, Associate General Counsel
SUBJECT: Week Three of the General Assembly

Week three of the General Assembly Short Session has concluded. The deadline for submission of local legislation ran on Wednesday of this week. Of the twelve items mentioned last week nine are now introduced and pending in the Legislature. These are: S415, Appointment of Greensboro City Attorney; S 1448, Greensboro City Manager/Contracts; H 1992, Charitable Solicitations (from sidewalks to vehicles) in Greensboro; H 1993, Greensboro, Records of Criminal Investigations, (S 1413); H 1994, City(Council) of Greensboro Ethics; S 1412, Greensboro, Utilities, past due charges; H 1928, Greensboro Relocation of Wildlife, (S 1345); S 1361, Greensboro, High Point Boundary Swap; S 1334, Susie's Law, (H1690). "Susie's Law" is not actually a 'local bill'; however, since it was championed and drafted by our Councilwoman Vaughan and our Senator Vaughan, I have tracked this bill as a "local". Local Agenda items not considered this session were the Unpaid Parking Collection Authority, Hotel/Motel permits, and Modification to the Hotel Occupancy Tax. It was a pleasant surprise this week that "Greensboro Ethics" was released from bill drafting and introduced. It is likely that modifications to the language and reach of this bill will be necessary for the bill to continue progress through the General Assembly.

It was anticipated this week that a major committee vote would occur on S1209, Municipal Broadband. This bill would restrict the ability of the City of Greensboro to install a local fiber optic network or to participate with Google to install a local fiber optic network without a referendum of the voters. This vote was postponed. The City appreciates the efforts of the local delegation and the League of Municipalities in opposing this legislation. Discussions are now ongoing as to possible modifications or amendments to this pending legislation.

An interesting development is that four pending items of legislation addressing Internet Sweepstakes Gaming were introduced. All four would permit this controversial business to continue with regulation and taxation of the State. It is still anticipated that a bill banning these games will be submitted with support of the leadership of the General Assembly and with apparent broad support.

TC/mm

cc: Denise Turner, Assistant City Manager

Police Department
City of Greensboro



May 27, 2010

TO: Michael Speedling, Assistant City Manager
FROM: Lieutenant U.H. Newkirk
SUBJECT: Eva Foster Complaint

On 09/21/2009 a search warrant was executed at the Phongsavanh Oriental Food Mart located at 1810 Coliseum Blvd. The Vice-Narcotics Division had previously received a complaint alleging that an Illegal Sports Betting Operation was being operated at this location. The officers involved in the execution of the search warrant were members of the Vice-Narcotics Division, Gang Unit and Southern Patrol Division. In addition two Guilford County Medics were present to address any possible injuries occurring to the officers, citizens or suspects at the time of the search warrant being executed.

Upon the officers entering the business all subjects inside the business were given verbal commands to show their hands and lay on the floor for officer safety reasons. During this time a male subject tried to conceal cocaine and a handgun belonging to one of the subjects which was also located. Inside the room where the officers initially made their entrance were numerous subjects involved in illegal sports betting. This is also the room where Mrs. Foster was when the officers entered the business. The focus of this investigation was only directed at the parties involved in running the illegal sports betting operation and not directed at individuals placing bets.

According to Detective Combs no injuries were reported during the course of the investigation or before they left the business. Detective Combs also advised that the two Medics were available and easily identifiable by their uniforms if someone needed medical assistance.

In early October 2010 Chief Bellamy received a call from Mayor Johnson requesting that he contact Mrs. Foster. Chief Bellamy made contact with Mrs. Foster by phone and arranged a visit at her home. During their meeting, Mrs. Foster advised Chief Bellamy that her arm was broken, however there were no visible signs of injury.

Mrs. Foster did not indicate that she desired to file a complaint against the officers but was concerned about her medical bills. Chief Bellamy followed up on her request and directed me to make contact with the officers serving the search warrant to determine if anyone had complained of injuries after the search warrant was served.

The request was referred to the Insurance Advisory Board to determine if the bills should be paid by the city. In January Mrs. Foster spoke with Professional Standards. During the conversation

she advised Mrs. Santor that her only concern was her injury (crushed bone in her wrist from being handcuffed) and incurred medical costs. Mrs. Santor provided her contact information for the Insurance Advisory Board and contact information for Professional Standards in case she had additional questions or concerns.

UHN

**A RESOLUTION OF THE CITY OF GREENSBORO URGING THE
GENERAL ASSEMBLY TO REJECT SENATE BILL 1209 AND TO EXPRESS
CONCERN ABOUT POTENTIAL LEGISLATION WOULD LIMIT LOCAL
GOVERNMENT'S ABILITY TO ENCOURAGE AND PROVIDE BROADBAND
SERVICE**

Whereas, access to high capacity, high-speed, state-of-the-art broadband networks is essential for our state to compete in the global economy and to provide citizens access to advanced applications in medicine, public safety, energy management and education;

Whereas, these networks are essential to provide the City of Greensboro and its citizens the tools necessary to compete on an state, national and international level;

Whereas, the City of Greensboro is working diligently to encourage local and national telecommunication companies to provide its citizens, businesses, and universities fiber optic networks;

Whereas, the City of Greensboro will use all resources at its disposal both public and private to foster this competitive edge;

Whereas, Senate Bill 1209, entitled *No Nonvoted Local Debt for Competing System*, is now pending in the Senate Finance Committee;

Whereas, if enacted the proposed legislation would limit the ability of local municipalities to govern and to act in their own self interest; and

Whereas, if enacted the proposed legislation would deny local governments the ability to utilize all methods of financing for these endeavors;

**NOW THEREFORE BE IT RESOLVED BY THE GREENSBORO CITY
COUNCIL THAT:**

1. The General Assembly oppose and defeat Senate Bill 1209, entitled *No Nonvoted Local Debt for Competing System* now pending the Senate Finance Committee.
2. The General Assembly encourage the development of high-speed broadband, and fiber optic systems utilizing public/ private partnerships or fully public means of financing these systems.
3. The General Assembly reject any legislation similar to the *No Nonvoted Local Debt for Competing System* bill that would have a chilling effect on local economies and would unfairly limit the right of local governments to act in their our self interest while rewarding the companies that maintain inefficient and antiquated telecommunication systems.
4. A copy of this Resolution be given to each member of the Revenue Laws Study Committee and the House Select Committee on Urban and Rural Broadband.

Adopted:

Effective:

Minority and Women Business Enterprise Office
City of Greensboro



May 24, 2010

To: Rashad Young, City Manager

From: Kathleen Hoskins Smith, M/WBE Manager

Subject: M/WBE Good Faith

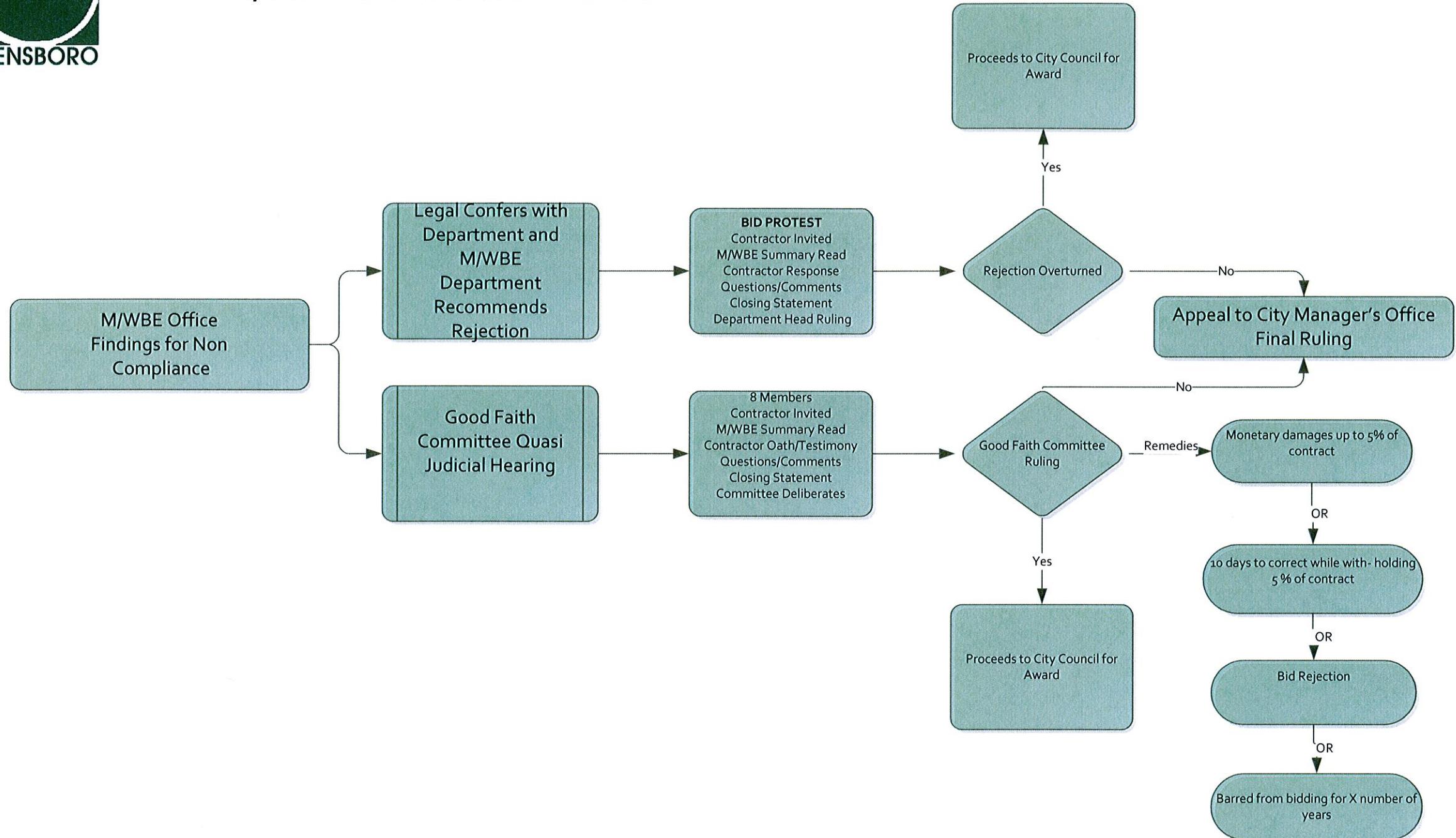
Justice Sandra Day O'Connor wrote the opinion of the Supreme Court in the case of the City of Richmond, Va. v. J.A. Croson Co. which challenged the city's Plan requiring primes to set-aside 30% of certain construction projects for minority contractors. The court said there was no geographic limit set by Richmond for these subcontractors, nor "direct evidence of racial discrimination," even though the general population of Richmond was 50% black, with only 0.67% of the city's prime contracts awarded to minority businesses from 1978-1983. In the court's ruling regarding there being a "compelling governmental interest" in offering opportunities for inclusion to minority contractors, Chief Justice Warren Burger's principal opinion called for "strict scrutiny" in compliance programs and the court found in upholding set-asides that Congress can "mandate state and local government compliance."

The ruling led to state and local governments, including in 1992 the City of Greensboro conducting a disparity study for consistency set forth in the Croson case. Research and documentation of the City of Greensboro M/WBE program for the study was updated with census data in 1997. To ensure that goals are "narrowly tailored" to the Greensboro M/WBE market, and to avoid litigation against the city, a funding for an update is proposed in the manager's FY10-11 budget.

The City of Greensboro operates a goal oriented Good Faith Efforts based program as opposed to a set-a-side. Contract goals are set based on the availability of M/WBE subs in an eight-county geographic area around Greensboro. During Good Faith review, a prime contractor is given credit for two categories: 1) Mandatory Acts of Good Faith and 2) Other Good Faith consideration. Meeting contract goals will mean no review of a contractor's Good Faith effort. Contracts found in noncompliance for **M/WBE Good Faith takes one of two paths** outlined on the next page: **I)** Generating department, in conjunction with M/WBE & Legal recommend rejection. If a bid protest is lodged, it is appealed to the Department head, a meeting is scheduled, and the protest is ruled upon. The ruling is appealed to the City Manager's Office, whose decision is FINAL. **II)** Good Faith Committee, a quasi-judicial hearing, who gives oaths, hears contractor testimony, entertains questions, comments and a closing statement, deliberates, then provides a copy of their ruling to the contractor within five (5) days with remedies if appropriate.



M/WBE Good Faith Process



Public Meeting
May 27, 2010



City of Greensboro Department of Transportation



Welcome!

Welcome and thanks for participating in this public meeting for the Alamance Church Road Project Planning Study. The purpose of this public meeting is to get your feedback on upcoming improvements to Alamance Church Road. We welcome your comments and encourage you to talk to our project team members.

This handout will provide you with background information about the project. Please take some time to review the maps and other information on display around the room.

Project Description

Improvements to Alamance Church Road were approved as part of the November 2008 Transportation Bond Referendum that was approved by Greensboro voters.

Alamance Church Road is a major thoroughfare in southeast Greensboro. The facility connects Martin Luther King Jr Blvd to the Alamance County line. However, this project will only encompass the 1.6 miles of roadway from MLK Jr Blvd to the city limits. This corridor has seen growth in terms of development and traffic in recent years and is operating near capacity. Improvements are needed to provide drivers, pedestrians, and bicyclists with a safer and less congested facility. This planning study will address these improvements.

Existing Conditions

- Classified as a major thoroughfare
- Daily traffic volumes
 - Current 7,800 to 13,000
 - Projected 12,100 to 16,500 (2035)
- 35 mph Speed Limit
- 1.6 miles, 7 intersections (3 signalized)



Alamance Church Rd near Willow Rd

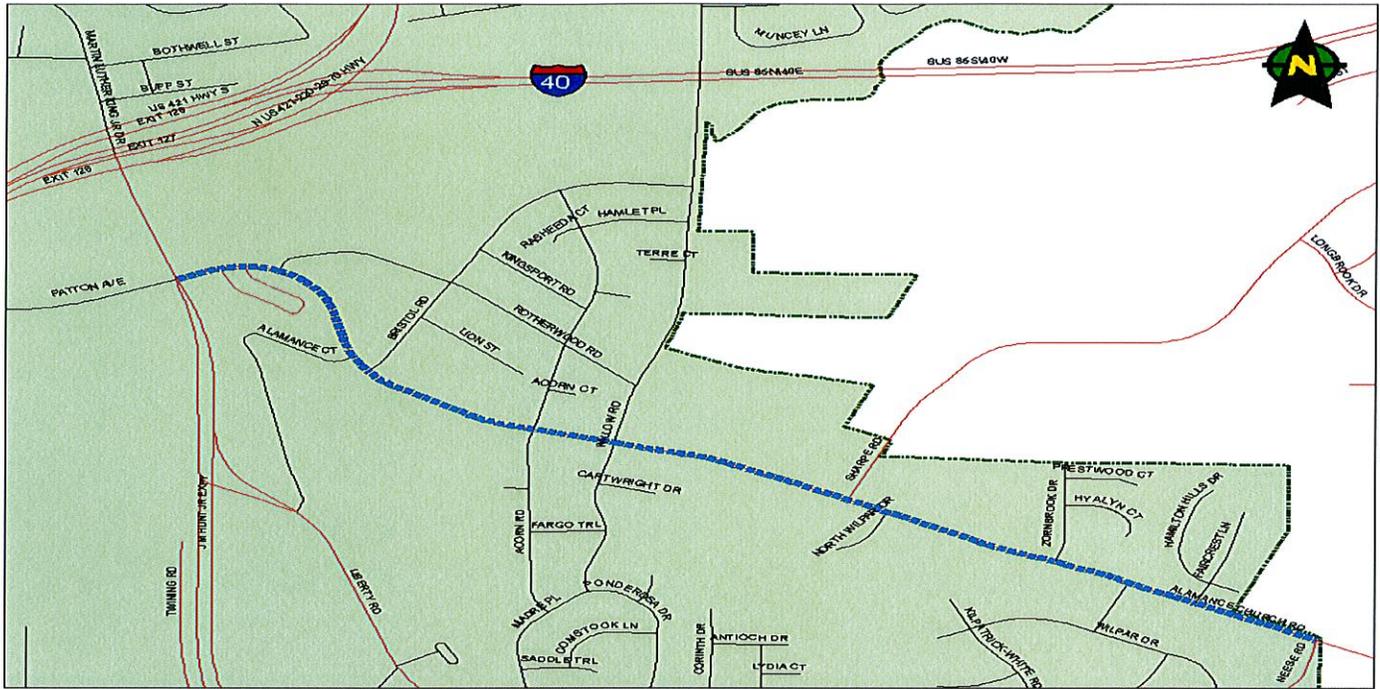
Purpose and Need

The Greensboro Department of Transportation has identified the following purpose and need for this project based on a preliminary field observation:

- Serve forecasted future volumes on Alamance Church Road
- Relieve congestion on Alamance Church Road
- Address anticipated growth along the corridor
- Improve safety throughout the corridor
- Provide enhanced pedestrian and bicycle mobility
- Provide sidewalks, curb and gutter, and street lighting

You can follow the Alamance Church Road Project Planning Study or submit comments online at...
<http://www.greensboro-nc.gov/alamancechurch/>

Please be sure to fill out a comment form before you leave. Mailed responses should be sent by June 11th, 2010.



Alamance Church Road Project Planning Study Extents



What's Next?

Based on the public comments received and the preliminary field observations, the project team will identify a recommended concept for improvements to Alamance Church Road. This concept will then be presented to the public for review and comment at the next meeting.

Tentative Schedule

- Second Public Meeting Summer 2010
- Complete Design Summer 2012
- Complete Right-of-Way Acquisition
and Utility Relocation Summer 2014
- Complete Construction Late 2015

Public Involvement?

Thank you for attending tonight's meeting. Your comments are very important during this stage in the development process . **Please be sure to fill out a comment form before you leave.** You can leave it with us today at the registration table or, by **June 11th**, mail to:

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 chris.spencer@greensboro-nc.gov