



December 06, 2013

TO: Mayor and Members of Council *Att FOR*  
FROM: Denise Turner Roth, City Manager  
SUBJECT: Items for Your Information

UPCOMING MEETINGS

- Dec. 12 at noon Council Work Session
- Dec 17 at 5:30 City Council Meeting
- Dec. 19 at noon Council Work Session

**Urban Loop Construction Status**

Attached is a memorandum from Transportation Director Adam Fischer, dated December 2, 2013, regarding the pending Urban Loop construction and status of remaining sections.

**Concealed Gun Agenda Item**

Attached is a memorandum from City Attorney Mujeeb Shah-Khan, dated December 6, 2013, regarding the proposed amendments to the Greensboro Code of Ordinances, which prohibits concealed carry of handguns on certain City properties.

**Cascade Saloon Condemnation Case**

Attached is a memorandum from Assistant City Attorney James Dickens, dated December 6, 2013, providing an updated on the Cascade Saloon condemnation case.

**Public Information Request Report**

Attached is the weekly Public Information Request Report for the week of December 6, 2013.

**Contact Center Feedback**

Attached are the weekly reports generated by our Contact Center for the weeks of November 18, 2013 through December 1, 2013.

**Small Group Meetings**

Attached is the Small Group Meetings Report for the weeks of November 25, 2013 through December 6, 2013, between City Staff and [more than two but less than five] Councilmembers.

DTR/mm  
Attachments

cc: Office of the City Manager  
Global Media



December 2, 2013

**TO:** Denise Turner Roth, City Manager

**FROM:** Adam Fischer, P.E., Director of Transportation

**SUBJECT:** Pending Urban Loop Construction & Status of Remaining Urban Loop Sections

NCDOT recently awarded a construction contract to Vecellio & Grogan Inc. to construct the Greensboro Western Urban Loop from Bryan Boulevard to Battleground Avenue. This 3.4-mile segment will carry six lanes of traffic and will be signed as I-840. The contract cost is \$122 million. The contractor will soon begin clearing the right-of-way with a concentration of all work between Horse Pen Creek Road and Battleground Avenue in the early part of the construction schedule. This portion of the Urban Loop including the entire structure and interchange at Battleground Avenue is schedule to be open to traffic September 15, 2017 and plantings / reforestation as part of overall completion is March 14, 2018. For additional information on this construction contract, please contact NCDOT Division 7 Office at (336) 487-0000.

NCDOT is scheduled to open bids for the construction of the Eastern Urban Loop (I-840) from US 70 to US 29 in May 2014. This 4.7-mile project is planned at four lanes wide, and will include improvements to US 29 up to and including the Hicone Road interchange. It is anticipated that this project will take 4 years complete. Right of way acquisition is currently about 80% complete.

The timing of the remaining sections of the Urban Loop is currently uncertain, since they are subject to reprioritization under the next Transportation Improvement Program. The section from Battleground Avenue to Lawndale Drive already has right of way acquisition in progress (50% complete). Right of way acquisition on the section from Lawndale Drive to US 29 has not been started, and the schedule for doing so is subject to the outcome of the NCDOT prioritization process. The outcome of that process should be known by Fall 2014.

To see the location and the approximate design configuration of the Urban Loop and other major area road projects please go to the [Road Project Mapping Tool](#) on the city's web site. Enter a street address to check where a given parcel is in relation to nearby roadway projects. Please note that this tool only includes already designed projects such as the Urban Loop. For additional information on NCDOT's Urban Loop construction please contact NCDOT Div 7 Office at 336-487-0000.

AF  
Attachments

cc: David Parrish, Assistant City Manager  
Tyler Meyer, GDOT Planning Manager

# URBAN LOOP STATUS

**U-2525C**  
Lawdale to US 29  
Right-of-Way & Construction  
Subject to Reprioritization

**U-2524C**  
Bryan to Battleground  
Construction Contract  
Awarded Sept 2013

**U-2524D**  
Battleground to Lawdale  
Right-of-Way In Progress  
Construction Subject to  
Reprioritization

**U-2525B**  
US 29 to US 70  
Construction Contract Award  
Expected May 2014



Office of the City Attorney  
City of Greensboro



December 6, 2013

**TO:** S. Mujeeb Shah-Khan, City Attorney

**FROM:** Jim Clark, Police Attorney

**SUBJECT:** December 17 Agenda Item - Proposed changes to ordinance  
banning concealed carry of handguns on City properties

This memorandum explains the changes in the proposed amendment of Greensboro Code of Ordinances Section 18-24, which prohibits concealed carry of handguns on certain City properties. This proposed amendment was prepared to conform the ordinance with State law, which regulates a local government's authority to restrict the carrying of concealed handguns on certain City properties. This item will be on the December 17 Council Agenda for consideration by Council.

The changes are required by Session Law 2013-369, passed by the North Carolina General Assembly in July. Before 2012, State law permitted local governments to prohibit concealed carry on all local government properties. Our ordinance in existence at that time prohibited concealed handgun carry on all City properties. However, in 2012 the General Assembly enacted changes to North Carolina General Statutes § 14-415.23, which allowed concealed carry on some City properties. The City Council passed an ordinance which adopted those changes. The 2012 State law allowed the City to retain its prohibition of concealed carry on playgrounds because that State law did not clearly exclude playgrounds from locations where the City could ban concealed carry.

The latest change to State law in July 2013 clarified the intent of the 2012 changes. **This new State law prevents municipal governments from prohibiting concealed carry of handguns on playgrounds. It also removes the City's ability to prohibit concealed carry on City athletic fields, except during organized athletic events.**

The proposed amendment appears to substantially revise the current ordinance, but it only adopts the changes mandated by State law. The appearance of the ordinance is different (several new sub-sections) because the new Session Law divided the kinds of concealed carry restrictions based on several different types of local government properties. The existing ordinance and the new changes mandated by State law were most easily written by separating the various kinds of properties into different sections. This revision should also allow for simplified changes in the event that the General Assembly makes additional changes to this law in the future.

JAC/

Office of the City Attorney  
City of Greensboro



December 6, 2013

**TO:** S. Mujeeb Shah-Khan, City Attorney  
**FROM:** James A. Dickens, Assistant City Attorney  
**SUBJECT:** Update on Cascade Saloon Condemnation Case

**Background**

Recently, you asked for an update on the above-referenced condemnation case involving the Cascade Saloon. The owners of the property are Ross E. Strange and his wife, Ann E. Strange. Two railroad companies, North Carolina Railroad Company and Norfolk Southern Railway Company, also claim easements on the property that could possibly affect the future use of the building. On August 19, 2013, the City filed its Condemnation Complaint against Ross E. Strange, and wife, Ann E. Strange, the North Carolina Railroad Company, Norfolk Southern Railway Company, and Norfolk Southern Properties, Inc., pursuant to N.C.G.S. §40A-3(b)(8) which allows the City to initiate condemnation proceedings to acquire designated historic properties.

**Date Answers are Due**

No one has filed an Answer as of the date of this Memorandum. Defendants Ross and Ann Strange, Norfolk Southern Properties, and Norfolk Southern Railway were served on August 21, 2013; therefore, their Answers are due on or before December 19, 2013. The remaining defendant, the North Carolina Railroad Company, was served on August 22, 2013; therefore, its Answer is due on or before December 20, 2013.

**Dates City Can Take Possession of Property**

The City can take possession of the property on December 19, 2013, if Defendants Ross and Ann Strange do not file an Answer by that date. The City's possession, however, will be subject to any interests that either railroad company may have in the property. If Defendants Ross and Ann Strange file an Answer only requesting that there be a determination of just compensation, and they do not challenge our authority to condemn the property, the City can take possession of the property on the day that they file their Answer. Again, this is subject to any interests that either railroad company may have in the property. If Defendants Ross and Ann Strange file an Answer that raises any issues other than just compensation, those issues shall be determined under the provisions of N.C.G.S. § 40A-47. Presumably, if Defendants Ross and Ann Strange do not challenge our authority to condemn the property either in their Answer or by a separate Motion for Injunctive Relief, the City can still take possession of the property on the date they file their Answer. Since the railroad companies claim to own only easements on the property, the City can take possession of the property subject to their easements. Our only claim against the railroad companies is for the Court to determine the extent of any easement they may have in the property.

If you have any other questions, please do not hesitate to contact me.

JAD



# Current Public Records Requests Update December 6, 2013

Date Requested	Requestor	Subject	Status
5/30/2013	Charles Cherry	Pending GPD Lawsuits	Initial documents were provided on 6/14/13. Legal is reviewing remaining documents.
6/10/2013	George Hartzman	Renaissance/Bessemer Shopping Center Emails- 7,973	Documents have been provided to requestor. First batch of emails was made available- 10/7/13- Staff is continuing to review emails.
7/5/2013	Roch Smith	Downtown Video	Available video footage has been identified. Attorney's Office determining publicly releasable records.
7/8/2013	George Hartzman	Video from Center City Park & Festival Park	Staff is reviewing available video footage and determining what is releasable.
7/18/2013	Roch Smith	GPD Database Indexes	Initial documents provided. City IT continuing to review for contractual records.
7/23/2013	Roch Smith	Councilmembers Information Requests	Released initial information; Staff continuing to review this request for available information and will follow-up with requestor next week with final determination.
7/24/2013	Roch Smith	Incumbent Candidate Requests	Staff is reviewing this request for available information and will follow-up with requestor next week final determination.
7/24/2013	George Hartzman	Incumbent Candidate Requests	Staff is reviewing this request for available information and will follow-up with requestor next week with final determination.
7/24/2013	Billy Jones	Incumbent Candidate Requests	Staff is reviewing this request for available information and will follow-up with requestor next week with final determination.
8/5/2013	Mike Carter	Email Correspondence from 8/1/11 to 8/5/13 Emails: 35,931 + 239,652	Batch of emails was provided to requestor on 9/13/13. Staff will review emails as available.
8/21/2013	Mr. Lassiter	Emails: P&R and Developmental Associates from 1-1-12 to 8-18-13 Email: 765	Staff is reviewing emails as available and Legal is coordinating with the requestor. Released batch 10/16/13.
9/24/2013	George Hartzman	Email Search Emails-6,569	Staff is reviewing emails as available.
10/1/2013	William England	Alleyway South of Market Street between McIver Street and Tate Street	Staff is reviewing for available information.
11/4/2013	Patrick Williams	RFP for Smartphone CRM App	Provided documents to requestor on 11/25/13. Legal is reviewing two remaining documents.



Date Requested	Requestor	Subject	Status
11/14/2013	Deborah Vann Thomas	GPD Policy & Procedure Separation from Employment	Staff is collecting the requested information.
11/18/2013	Ben Holder	Massage Letters	Letter provided to requestor. PIRT remains open to capture responses from privilege license holders.
11/18/2013	George Hartzman	Downtown Hotel Grant Incentive	Staff is collecting the requested information.
11/18/2013	George Hartzman	135 Summit Avenue	Legal is reviewing records.
11/25/2013	Sal Leone	Emails from Councilmembers regarding Gerbing Emails: 511	Staff is reviewing emails as available.
11/25/2013	George Hartzman	Economic Feasibility Study	Initial information provided to requestor- 12/6/13. Staff is collecting the requested information.
11/25/2013	Billy Jones	Economic Feasibility Study	Initial information provided to requestor- 12/6/13. Staff is collecting the requested information.
11/25/2013	Sal Leone	Name Change for Lee Street	Staff is collecting the requested information and will review emails as available. .
11/25/2013	Sale Leone	Nussbaum Center	Staff is collecting the requested information.
11/25/2013	George Hartzman	GPD Neighborhood Alert List	Staff is collecting the requested information and determining if releasable.
11/26/2013	Christopher Brooks	SWAT Tean Deployment Logs	Staff is collecting the requested information.
11/27/2013	Terra McKee	GPD Lawsuits from 2000-2013	Staff is collecting the requested information and has spoken to the requestor for clarification.
12/2/2013	Ben Briscoe	GTA Complaints	Staff is collecting the requested information.
12/2/2013	George Hartzman	GPAC Parking Deck Studies	Initial information provided to requestor- 12/3/13. Staff is collecting the requested information.
12/2/2013	George Hartzman	Elm Street Center, LLC	Staff is collecting the requested information.
12/2/2013	Billy Jones	GPAC Parking Deck Studies	Initial information provided to requestor- 12/3/13. Staff is collecting the requested information.
12/3/2013	Ben Holder	Mitchell Johnson Legal Fees	Staff is collecting the requested information.
12/4/2013	George Hartzman	Downtown Hotel-Follow-up Questions	Staff is collecting the requested information.
12/4/2013	Billy Jones	Downtown Hotel-Follow-up Questions	Staff is collecting the requested information.
12/4/2013	Ivan Culter	COG Employee Telephone Numbers	Staff is collecting the requested information.
12/5/2013	George Hartzman	Loans & Incentives (2009-Present)	Staff is collecting the requested information.



Date Requested	Requestor	Subject	Status
12/5/2013	Billy Jones	Loans & Incentives (2009-Present)	Staff is collecting the requested information.
12/5/2013	Ben Briscoe	Housing Loans	Staff is collecting the requested information.
12/6/2013	Ben Holder	GPD Disciplinary Letter	Staff is collecting the requested information and determining if releasable.
12/6/2013	Charles Cherry	Termination of Sgt. Ernest Cuthbertson	Staff is collecting the requested information and determining if releasable.
12/6/2013	George Hartzman	Last 100 Public Information Request	Staff is collecting the requested information.
12/6/2013	Billy Jones	Last 100 Public Information Request	Staff is collecting the requested information.

Weekly Totals (11/25/13-12/6/13):	
Number of PIRTS Opened	32
Number of PIRTS Closed	18
Average Completion Time	7.50 days
Totals Since January 1, 2013:	
Number of PIRTS Opened	825
Number of PIRTS Closed	774
Average Completion Time	8.20 days



**Public Affairs  
Contact Center Weekly Report  
Week of 11/18– 11/24/13**

**Contact Center**

4233 calls answered this week

**Top 5 calls by area**

Water Resources

Balance Inquiry – 694

New Sign up – 172

IVR/Pay by Phone – 172

Cutoff Requests – 136

General Info – 100

Field Operations

Loose Leaf Collection– 160

Bulk Guidelines– 83

HHW/Transfer – 53

Repair Can/Garbage – 42

No Service/Garbage - 41

All others

Police/Watch Operations – 311

Courts/Sheriff – 71

Privilege License - 49

HR/Employment - 23

Guilford Metro - 21

**Comments**

We received a total of **5** comments this week:

**Executive – 2 comments:**

- Seriously consider the burdens you are placing on businesses, especially small ones, for a superficial, “make the council feel good” waste of time and money. That stretch has many problems. Requiring a new name is not one of them.
- This is just an educated assumption, but the people that voted to change the name of High Point Rd. probably do not live in that district. This is just an unnecessary expense. It does not make sense. This is just another case of government hindering business.

**Field Operations – 2 comments:**

- Customer called to say thank you for picking up her leaves today.
- Resident wants to thank all of the leaf crew today for an excellent job in helping to get leaves to the curb and picked up. Caller is very appreciative.

**Water Resources – 1 comment:**

- Really appreciates the customer service he has received, from the Contact Center to the guy from the Water Department who called him after checking the meter. Thanks!

**Overall**

Calls about loose-leaf collection remained steady last week. Call volume was busy through the end of the week.

**Public Affairs  
Contact Center Weekly Report  
Week of 11/25– 12/01/13**

**Contact Center**

3273 calls answered this week

**Top 5 calls by area**

Water Resources

Balance Inquiry – 736

IVR/Pay by Phone – 226

New Sign up – 126

Bill Extension – 122

General Info – 89

Field Operations

Holiday Schedule– 122

Loose Leaf Collection – 63

HHW/Landfill/Transfer – 52

Mattress Go Round – 35

Bulk Guidelines - 26

All others

Police/Watch Operations – 174

Courts/Sheriff – 46

GTA - 21

Parking Enforcement - 21

Inspections - 18

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**Comments**

We received a total of 7 comments this week:

**Guilford Metro – 1 comment:**

- Resident not happy with detour for water main break. Norwalk/Edwardia cannot handle traffic volumes.

**Field Operations – 3 comments:**

- I would like to recognize the trash collector that services Keswick Dr. He always comes around the same time every week. He is a good driver, cognizant of parked cars, very good at maneuvering the truck and the “arm” that collects the cans. I have seen him get out of the truck at times to arrange the cans. He also gets an A+ with me because I have a toddler who looks forward to trash collection day. She waves at him every week and he does the same. He always looks at our door when he gets to our place and sees her. It is definitely a highlight on Monday mornings. Thank you to him!
- Caller lives on Lees Chapel and is very upset that the loose leaf crew on his street consisted of one man. When he was driving down Yanceyville St., he saw at least two men with rakes and another man with a big hose. They were taking their time and doing a far better job than the one man did on his street. He thinks the level of service is unfair. He thinks the City stinks and it ticks him off. Caller does not want to cause trouble. But, he is single, in his late seventies, and has a hard time keeping up the way he used to.
- Caller put leaves into his green and brown cans with big signs that said they were leaves. We did not empty his brown and green cans. He read everything online on the yard waste and none of it indicated that he could not do that. He thinks it would be a good idea to add wording to the page for yard waste that indicates you cannot put leaves in the big City cans.

**Transportation – 1 comment:**

- Caller states it's not a good idea to close public roads. Gobbler 5k should be held in a city park. We should not inconvenience the public to such a degree.

**Water Resources – 2 comments:**

- Customer upset that the City does not write off a certain amount of money, \$5 - \$10, for water bills when people are going through a financial hardship. She thinks it is cruel that the city cannot do this especially around the holidays.
- Caller read the delinquent memo in the middle section of the bill but because there wasn't a due date or cut-off date she had no idea how much time she had to pay. This is very frustrating for her. If she'd known we would disconnect her water service, she would have paid earlier.

**Overall**

Calls about the garbage collection schedule for the Thanksgiving holiday increased last week. Otherwise, we received the normal mix of calls. Call volume was busy for the week.

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*2013*  
*SMALL GROUP MEETINGS*

<b>Small Group Meeting Dates &amp; Times</b>	<b>Councilmember Attending</b>	<b>Person Contacted / Department</b>	<b>Subject</b>	<b>Council Notification Date</b>
November 27, 2013 8:30 - 10:00	Councilmember Vaughan Councilmember Matheny Councilmember Wilkins	City Manager Roth Deputy City Manager Westmoreland	Hotel Incentives	December 6, 2013
November 27, 2013 11:00 - 12:30	Mayor Perkins Councilmember Abuzuaiter Councilmember Hoffmann	City Manager Roth Deputy City Manager Westmoreland	Hotel Incentives	December 6, 2013
December 2, 2013 4:00 - 5:30	Mayor Perkins Councilmember Vaughan Councilmember Matheny	City Manager Roth	Greensboro Performing Arts Center	December 6, 2013