City of Graham City Council Meeting Agenda March 11, 2025



6:00 p.m. | City Hall | 201 South Main Street | Graham, NC

CALL TO ORDER: Mayor Jennifer Talley

INVOCATION & PLEDGE OF ALLEGIANCE

PROCLAMATION: Arbor Day – April 25, 2025

CONSENT AGENDA:

- **A.** To approve the February 11, 2025, City Council Meeting and Closed Session Minutes.
- **B.** To approve a request to close the 100 Block of E. Elm Street on Saturday, May 3, 2025, for the Big C Community Christian Concert from 7:00 am to 8:00 pm (includes setup and cleanup).
- C. To approve Capital Fire Protection, LLC as the selected vendor for a three-year contract for fire extinguisher inspections, testing, and maintenance services.
- **D.** To approve a budget amendment to recognize \$34,885 in insurance proceeds revenue for a damaged police vehicle and increase the Police Department Capital Outlay budget by \$34,885.
- **E.** To approve a budget amendment in the amount of \$25,000 in Federal Drug Forfeiture Revenue to the Federal account balance to assist with the purchase of a police vehicle and required equipment.
- **F.** To approve an amendment to the audit contract with Stout, Stuart, McGowen & King to allow a time extension to May 31, 2025.
- **G.** To approve a Capital Project Ordinance in the amount of \$500,000 for the Emerging Contaminant Study.
- **H.** To approve tax releases totaling \$618.42.

NEW BUSINESS:

1. STREET CLOSURE - TOUCH A TRUCK EASTER CELEBRATION - APRIL 5, 2025

City Council will consider a request to close East Market Street between North Main Street and North Marshall Street from 9:30 am to 3:30 pm for the First United Methodist Church Touch-A-Truck Easter Celebration on Saturday, April 5, 2025.

2. ORDINANCE AMENDMENT – CHAPTER 12 – ARTICLE I - IMPEDING PUBLIC RIGHTS OF WAY

The City Council will consider approving an Ordinance amendment adding Section 12-17: Blocking or impeding street or highway, public sidewalk, and public passageway access to Chapter 12-Offenses and Miscellaneous Provisions, Article I: In General, Division I: Generally.

3. ORDINANCE AMENDMENT – CHAPTER 14 - ARTICLE III – PUBLIC USE OF GRAHAM-MEBANE LAKE

City Council will consider an Ordinance amendment of Chapter 14, Article III, Section 14-127 and adding Section 14-130 regarding public use of the Graham-Mebane Lake.

4. <u>APPOINTMENTS – CANINE REVIEW BOARD</u>

City Council will consider two appointments and one recommendation to the Canine Review Board.

- 1) Daphne Younger Request Reappointment
- 2) Dr. Shannon Donoho New Applicant
- 3) Zachary Adner New Applicant
- 4) Pamela Makhoul Recommendation to the Humane Society

PUBLIC COMMENT PERIOD

CITY STAFF COMMENTS

CITY COUNCIL COMMENTS

ADJOURN



PROCLAMATION

Proclaiming April 25, 2025, as Arbor Day in the City of Graham

WHEREAS, in 1872, the Nebraska Board of Agriculture established a special day to be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, trees can be a solution to combating climate change by reducing the erosion of our precious topsoil by wind and water, cutting heating and cooling costs, moderating the temperature, cleaning the air, producing oxygen, and providing habitat for wildlife; and

WHEREAS, trees are a renewable resource that gives us paper, wood for our homes, fuel for our fires, and countless other wood products; and

WHEREAS, trees in our City increase property values, enhance the economic vitality of business areas, and beautify our community.

NOW, THEREFORE, I, Jennifer Talley, Mayor of the City of Graham, proclaim **April 25, 2025,** as **ARBOR DAY** in the City of Graham and challenge all citizens to celebrate Arbor Day and support efforts to protect our trees and woodlands.

This is the 11th day of March 2025.

Jennifer Talley, Mayor

City of Graham City Council Meeting Agenda February 11, 2025



The City Council of the City of Graham held a regularly scheduled meeting on February 11, 2025, at 6:00 p.m. in the Council Chamber, City Hall Municipal Building, 201 South Main Street, Graham, NC.

Council Members Present:

Mayor Jennifer Talley Mayor Pro Tem Ricky Hall Council Member Bobby Chin Council Member Joey Parsons Council Member Bonnie Whitaker

Staff Present:

Megan Garner, City Manager Aaron Holland, Assistant City Manager Bryan Coleman, City Attorney Bob Ward, City Attorney Renee Ward, City Clerk

CALL TO ORDER: Mayor Jennifer Talley

INVOCATION & PLEDGE OF ALLEGIANCE: Pastor Steven Boone of Guiding Light Church gave the invocation, and all stood for the Pledge of Allegiance.



Graham Police Department Risk Assessment Results

REPORT: North Carolina League of Municipalities – Joseph Graziano –

Mr. Graziano presented the Graham Police Department with the Law Enforcement Risk Management Award. Only 90 of 250 applicants completed the requirements.

Chief Kristi Baker

CONSENT AGENDA:

- **A.** To approve the January 14, 2025, City Council Meeting and Closed Session Minutes.
- **B.** To approve a resolution authorizing the conveyance of a 2009 Honda Motorcycle, a 2010 Chevrolet Impala, a 2011 Ford Crown Victoria, and a 2011 Ford Crown Victoria to Alamance Community College Pursuant to G.S. 160A-274.

RESOLUTION AUTHORIZING CONVEYANCE OF A 2009 HONDA MOTORCYCLE, 2010 CHEVROLET IMPALA, 2011 FORD CROWN VICTORIA, 2011 FORD CROWN VICTORIA TO ALAMANCE COMMUNITY COLLEGE PURSUAN TO G.S. 160A-274.

WHEREAS, the City of Graham owns:

- 2009 Honda Motorcycle (Inventory #587, VIN# JH2SC51759K600322)
- 2010 Chevrolet Impala (Inventory #158, VIN# 2G1WDSEM4A1170920)
- 2011 Ford Crown Victoria (Inventory #160, VIN# 2FABP7BV5BX148855)
- 2011 Ford Crown Victoria (Inventory #162, VIN# 2FABP7BV9BX148857)

WHEREAS, the above-referenced vehicles have been declared surplus due to age and mechanical condition, and

WHEREAS, North Carolina General Statute 160A-274 authorizes a governmental unit in this state to exchange with, lease to, lease from, sell to, or purchase from any other governmental unit any interest in real or personal property upon such terms and conditions as the governmental unit deems wise, with or without consideration, and

WHEREAS, the City of Graham has determined that it is in the best interest of the City to convey a 2009 Honda Motorcycle, a 2010 Ford Chevrolet Impala, a 2011 Ford Crown Victoria, and a 2011 Ford Crown Victoria to Alamance Community College and deems it wise to do so for no consideration; and

WHEREAS, the City of Graham has determined that donating the vehicles to Alamance Community College will continue to provide a public benefit.

THEREFORE, THE GRAHAM CITY COUNCIL RESOLVES THAT:

- 1. The City of Graham hereby conveys to Alamance Community College the following property:
 - 2009 Honda Motorcycle (Inventory #587, VIN# JH2SC51759K600322)
 - 2010 Chevrolet Impala (Inventory #158, VIN# 2G1WDSEM4A1170920)
 - 2011 Ford Crown Victoria (Inventory #160, VIN# 2FABP7BV5BX148855)
 - 2011 Ford Crown Victoria (Inventory #162, VIN# 2FABP7BV9BX148857)
- 2. The property herein described shall be conveyed for consideration of continued public benefit.
- 3. The City Manager, Finance Officer, and City Clerk are authorized to execute all documents necessary to convey the property as this Resolution authorized.

Adopted this 11th day of February 2025.

- C. To approve a request for the 5th Annual Esperanza Hispanic Heritage Festival on Sunday, September 28, 2025, and the closure of the 100 block of W. Elm Street and the parking lot located next to Roasted Coffee Depot from 8 a.m. to 11 p.m.
- **D.** To approve a resolution appointing Assistant City Manager Aaron Holland as the City of Graham's Finance Officer to comply with the Local Government Budget and Fiscal Control Act.

RESOLUTION APPOINTING A FINANCE OFFICER CITY OF GRAHAM, NC

WHEREAS, North Carolina General Statutes §159-24 specifies and directs that each local government shall appoint a Finance Officer to hold office and carry out the duties as prescribed by law; and

WHEREAS, North Carolina General Statutes §159-25 outlines the specific duties of the Finance Officer of a local government; and

WHEREAS, North Carolina General Statutes §159-28(a) requires the Finance Officer or Deputy Finance Officer to sign all purchase orders, contracts, or agreements, which includes a certificate stating that the instrument has been pre-audited to verify sufficient funds exist to meet the obligation.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Graham does hereby designate and appoint **Aaron T. Holland, Assistant City Manager**, as Finance Officer to comply with the Local Government Budget and Fiscal Control Act; and be that the Finance Officers are hereby designated as authorized signers on behalf of the City and have authority to sign and pre-audit financial documents such as purchase orders, contracts, or agreements which a certificate stating that the instrument has been pre-audited to verify sufficient funds exist to meet the obligation.

Adopted, this the 11th day of February 2025.

- **E.** To accept the donation of a custom kitchen table for the Graham Fire Department at an estimated value of \$10,000.
- **F.** To approve the Mid-Year Report and tax releases in the amount of \$35.15.

Motion by Mayor Pro Tem Hall to approve the consent agenda, seconded by Council Member Parsons. The motion passed unanimously.

PUBLIC HEARINGS:

ITEM 1: REZONING – 6.27 ACRES – Off IVEY ROAD AND EAST GILBREATH STREET

A public hearing was continued to consider rezoning 6.27 acres of property from R-18, Low-Density Residential, to C-R, Conditional Residential, to construct 29 townhomes located off Ivey Road and East Gilbreath Street. (Planning Board Recommended Approval 5-0 with conditions) (Continued from the January 14, 2025, Council meeting) (Petitioner has requested to table the rezoning)

Assistant City Manager Aaron Holland stated the petitioner requested to table the rezoning at the April 8, 2025, City Council meeting.

Motion by Council Member Whitaker to table the rezoning of 6.27 acres of property from R-18, Low-Density Residential, to C-R, Conditional Residential, to construct 29 townhomes located off Ivey Road and East Gilbreath Street to the April 8, 2025, Council meeting, seconded by Mayor Pro Tem Hall. The motion passed unanimously.

ITEM 2: REZONING – .18 ACRE – CHASE STREET

A public hearing had been scheduled to consider rezoning a .18-acre lot on Chase Street from R-18, Low-Density Residential, to R-7, High-Density Residential, to construct a home.

(Planning Board Recommended Approval 4-2) (Petitioner has requested to withdraw the rezoning)

Motion by Council Member Chin to withdraw the rezoning request, seconded by Mayor Pro Tem Hall. The motion passed unanimously.

OLD BUSINESS:

ITEM 3: ROAD CLOSURE FOR GRAHAM RECREATION AND PARKS PROGRAMS – DOWNTOWN GRAHAM – SLICE OF SUMMER

City Council considered approving road closures for the Graham Recreation Department Program Slice of Summer event in Downtown Graham.

City Council was asked to consider one of the following two options:

- 1) Saturday, June 28, 2025, 4:00 pm 8:00 pm Block designated parking spaces (those where hoses need to be run for the attractions from hydrants, roughly 30 spaces) beginning at 8:00 am and completely close the 100 Blocks of North and South Main Streets & East and West Elm Streets from 2:30 pm-9:00 pm—no rain date.
- 2) Saturday, June 28; Event Time: 3:00 pm 7:00 pm Block designated parking spaces (those where hoses need to be run for the attractions from hydrants, roughly 20 spaces) beginning at 8:00 am and completely close the 100 and 200 Blocks of West Elm Street, and 100 Blocks of North and South Maple Street from 1:30 pm 8:00 pm—no rain date.

Ms. Emma Griffin, Program Supervisor, Recreation and Parks, stated option one closures would be the blocks around Court Square, which was the historical location until last year. She stated option two closures would be the 100 and 200 blocks of West Elm Street and the 100 blocks of North and South Maple Street, which are two different locations.

City Manager Megan Garner stated that this item was tabled last month, and Recreation was prepared to move in any direction the City Council desired. Staff was seeking direction on the location so plans could be made to notify businesses and retain vendors.

Mayor Talley asked for anyone who would like to speak on this matter.

Mr. Daniel Alvis, 101 North Maple Street, stated these events would kill his business, especially if Maple Street were closed in front of his business.

Ms. Brittany DiStefano, representing Sandy & Company, 142 North Main Street, and Amy Wilkinson, representing the Main Line, 134 S Main Street, stated last year that they expressed how many of the businesses on Main Street were hurt and proposed options to move the event to a different street or a park. She said they compromised with Recreation last year by moving it to Elm Street. She stated that their businesses were able to stay open the entire time. She suggested they would be willing to compromise on holding the event on a Sunday if held on Elm Street.

Ms. Amy Wilkinson, Main Line, said she agreed with Ms. DiStefano and that she and Cheryl Rich, also of Sandy & Company, had taken the time to create a survey and visited several businesses to listen to them and hear what they had to say. She shared that out of 24 businesses, one said they wanted it on Main Street, and one business was neutral. She said that communication was lacking when events were being planned and that no one was truly listening to the businesses. She also suggested it to be on a Sunday.

Mayor Talley read a note from Marissa, The Verdict, that they would like to keep the event on Maple Street and Elm Street.

Ms. Renee Russell, 64 Harvard, stated her business was on Harden Street and that she did not make money during this event. She suggested having the event at a park.

Council Member Chin asked if the event could be held in a park.

Ms. Griffin Emma stated it would be great to hold the event in a park. However, the parks are not set up for drainage due to the amount of water, the lack of fire hydrants, level ground, and parking. She stated they could make West Elm and Maple Street work, but it could change the scope of the event. She shared that Graham prides itself on unique events not offered in our county or the counties around us.

After a lengthy discussion, Mayor Talley suggested 100 blocks of Maple and 100 blocks of West Elm, leaving open Maple Street North in front of Maple Street Tavern and C and Z Grill on Saturday, June 28, 2025, 3-7:00 pm. She also asked Ms. Griffin to contact The Graham Mill to see if any weddings are planned.

Motion by Mayor Talley to approve a road closure for Saturday, June 28, 2025, from 3 to 7:00 pm, blocking designated parking spaces (those where hoses need to be run for the attractions from hydrants, roughly 20 spaces) beginning at 8:00 am and completely closing the 100 and 200 Blocks of West Elm Street, and 100 Blocks of North and South Maple Street from 1:30 pm — 8:00 pm—no rain date, seconded by Council Member Chin, opposed by Mayor Pro Tem Hall. Motion carried 4-1.

NEW BUSINESS:

ITEM 4: ALAMANCE ARTS – COLLABORATIVE ARTS PARTNERSHIP

City Council received a report from Executive Director Tammy Cobb of Alamance Arts.

Ms. Cobb shared that Alamance Arts was a non-profit organization and shared its recent event, The Life and Art of Charles Shultz; the event lasted ten weeks, 16 states were represented, over 70 North Carolina zip codes were covered, and foot traffic increased by 40%. She shared they would like to continue to provide meaningful experiences to residents and visitors with the financial support of the City of Graham. She introduced the Board Treasurer, John Robinson.

Ms. Cobb shared a three-part request:

- 1) To make Alamance Arts the designated Arts organization for the City of Graham.
- 2) Sustained financial/operational support from funds available through the City of Graham, specifically occupancy tax revenue.
- 3) Consider the potential for a three-day cross-county Alamance Arts and Cultural Festival to make Alamance County a tourist destination.

Mayor Talley asked the City Manager to determine if occupancy tax dollars could be specified for a non-profit organization.

After discussions, Mayor Pro Tem Hall stated the Council would take this under advisement.

Mayor Talley thanked Ms. Cobb for her presentation and said they would take it under advisement. No action was taken.

ITEM 5: APPOINTMENTS – CANINE REVIEW BOARD

City Council considered appointments to the Canine Board.

- 1) Stephanie Brinn Reappointment
- 2) Daphne Younger Reappointment
- 3) Pamela Makhoul Recommendation to the Humane Society

City Manager Megan Garner asked to table the appointments for the March 11, 2025, Council meeting. One individual who previously served on the Canine Review Board has since moved out of Graham.

Motion by Mayor Pro Tem Hall to table the appointments to the March 11, 2025, Council meeting, seconded by Council Member Chin. The motion passed unanimously.

PUBLIC COMMENT PERIOD

Ms. Angela Dobbins, Brian Isley, and Steve Shoffner voiced concerns about an upcoming rezoning on Nicks Street. Planning Staff will contact them about the rezoning and the process to share their concerns.

CITY STAFF COMMENTS

Assistant City Manager Holland shared complaints that the staff received regarding the lake buffer zones and asked that the staff, along with the attorneys, review the ordinance, add stronger language and penalties, and bring it back to the Council for consideration.

The Council's consensus was to allow staff to bring back language amending the Code of Ordinances regarding the lake buffer zones as mandated by the State.

CITY COUNCIL COMMENTS

Council Member Whitaker asked staff to replace the stop sign in the public parking area.

CLOSED SESSION:

City Council went into closed session pursuant to the terms of N.C.G.S. 143-318.11(a)(3) to consult with an attorney employed or retained by the public body to preserve the attorney-client privilege between the attorney and the public body. The closed session is for two separate legal matters, one of which is Cone Commercial vs. City of Graham, 23 CVS 1909.

Mayor Talley asked to be recused from the first legal matter.

Motion by Mayor Pro Tem Hall to allow Mayor Talley to be recused from the first legal matter, seconded by Council Member Whitaker. The motion passed unanimously.

The closed session was held.

Mayor Pro Tem Hall motioned to return to open session, seconded by Council Member Chin. The motion passed unanimously.

Motion by Council Member Whitaker to release to the public a survey made for property located between 103 North Main Street and 109 North Main Street, seconded by Council Member Chin. The motion passed unanimously. (Mayor Talley did not vote.)

Mayor Pro Tem Hall motioned to allow Mayor Talley to return to open session, seconded by Council Member Whitaker. The motion passed unanimously.

Motion by Council Member Whitaker in the matter of the Consent Order in the Cone Commercial Real Estate Investments, LLC v. City of Graham, case#23CVS1909 Alamance County Clerk's Office, to release Cone Commercial Real Estate Investments, LLC from any restriction on the use of the property owned by Martin Properties ACNC, LLC as the result of the Consent Order entered by the Superior Court granting the Special Use Permit for said property. I further direct and authorize the City Attorneys to cause a joint motion along with Cone Commercial Real Estate Investments, LLC, to be filed with the said Court and take all necessary actions to set aside and otherwise vacate the Consent Order entered in this case, as the same is now moot and unnecessary, seconded by Mayor Pro Tem Hall. The motion passed unanimously.

ADJOURN

Motion by Council Member Chin to adjourn, seconded by Mayor Pro Tem Hall. The motion passed unanimously. The meeting adjourned at 8:19 p.m.

Renee M. Ward, CMC
City Clerk



SUBJECT:	STREET CLOSURE REQUEST BY JACKIE FORTNER FOR THE BIG C COMMUNITY CHRISTIAN CONCERT
PREPARED BY:	AARON HOLLAND, ASSISTANT CITY MANAGER

REQUESTED ACTION:

Consider a request to close the 100 block of E. Elm Street for The Big C Community Christian Concert.

BACKGROUND/SUMMARY:

Jackie Fortner of the Big C Community Christian Concert, Inc. has submitted an application requesting to close the 100 block of E. Elm Street for a Community Christian Concert. According to the application, the event is being requested for

May 3, 2025, from 7 am to 8 pm (includes setup and cleanup).

FISCAL IMPACT:

N/A



STAFF RECOMMENDATION:

Approval. The various City departments that may be involved have reviewed the request and have provided the organizer with pertinent information that will need to be satisfied.

SUGGESTED MOTION(S):

I move we approve the request from Jackie Fortner to close the 100 block of E. Elm Street on May 3, 2025, from 7 am to 8 pm for The Big C Community Christian Concert.

CITY OF GRAHAM SPECIAL EVENT APPLICATION

Thank you for considering Graham to host your Special Event, we're glad you see our City as a great place to hang out!

All requests for parade and street events under the City of Graham's ordinance Chapter 20, Article V, Section 171 - 174 and 183 - 185 will be reviewed by the Graham Special Events Committee (SEC). Any Street closures or use of public spaces will need City Council approval.

SEC* - Public Works Director, Fire Chief, Police Captain, Recreation Director, and Assistant City Manager

Next Steps** - Depending on the location of the event and the request(s), applicants may be required to provide event insurance which names the City as an additional insured, schedule public safety through Extra Duty Solutions, provide an event map, give detail for sanitation purposes, and other similar logistical information. Please be sure to notify the affected businesses of the proposed event and provide the City with a copy of the notification.

Applicants are encouraged to reach out to the Assistant City Manager prior to completing this form if they have any questions pertaining to the City's requirements, event locations, event logistics, etc.

City of Graham
Aaron Holland, Assistant City Manager
201 South Main Street
Graham, NC 27253
336.570.6700
aholland@cityofgraham.com

Your email: jackie.fortner@alamancecountync.gov	
2. Event name (if applicable): _The Big C Concert	
3. Reason for the event (be specific): Free Christian Concert for First Responders and citizer Alamance County.	is of
4. Event date(s): May 3, 2025	
5. Provide your event's setup, start, end, and cleanup times. (Ex: Name of Event 6:30 a.m 8 a.m. setup 8 a.m. event start 2 p.m. event ends 2 p.m 4 p.m. cleanup):	
Name of Event-1000-1800 Set up time-0700 clean up and out by 2000	
6. Event category	
Please check all that apply appropriate category for your event.	
Concert/Performance	
Exhibit	
Farmer's Market	
Festival/Fair	
Parade/Procession	
Run/Walk	
Food Truck Rodeo	
Other:	
7. Where are you requesting for your event to occur?	
Be specific identifying street names or City facilities being requested for use?	
104 E. Elm St. Graham, NC 27253 The Graham Amplitheather	
8. Does your event include the request to close streets?	
Yes No	
9. Identify the street(s) you are requesting to have closed for your event.	
Court Circle and E. Elm St. to Marshall St. Graham NC	
10. Identify your street closure time(s) and will you anticipate when they will return to normal traffic flow.	
0700-2000	

11. What is your anticipated event attendance total? 200-500 people
12. Does your event include musical entertainment?
<u>√</u> Yes No
13. Where will your musical entertainment be located?
E. Elm St.
14. Will sound amplification be used? Yes No
If yes, provide the start time and end time. 1000-1800
15. Will inflatables or similar devices be used at your event? Yes No
If yes, please describe. *Please note, Insurance requirements must be met in order to offer this activity.
16. Does your event include the use of fireworks, rockets, lasers, or other pyrotechnics? Yes No
If yes, please describe. ***Note: These requests will be subject to the approval of the City of Graham Police & Fire Departments in conjunction with State Laws governing this type of activity.
17. Will alcohol be served, sold or consumed at your event?
Yes No
If you answered yes to the question above, please check all that apply to your event.
Alcohol will be available free of charge
Alcohol will be by purchase only
Alcohol being served and or sold at my event includes
Beer only
Wine only
Beer & Wine

18. Describe your security plan to ensure the safe sale and or distribution of alcohol at your event.
N/A
19. Does your event include food concession and/or food preparation areas?
Yes No
If yes, please select the method of cooking that pertains to your event.
Gas
Electric
Charcoal
✓ Other: food trucks
20. Do you plan to provide portable toilets at your event?
Yes <u>V</u> No
If yes, list the total number of portable toilets: 2
21. Portable toilet company name: Piedmont Portables
If no, please explain
22. Explain your plan for cleanup and removal of trash, waste, and garbage during & after your event.
Does your event require additional trash receptacles?
Yes No
If yes, what is the requested number of additional trash receptacles? Request extra City trash cans
23. Will there be any tents, canopies or temporary structures at your event?
Yes No <u> </u>

24. Applicant name and affiliated agency if applicable	
Jackie Fortner The Big C Community Concert Inc.	
25. Applicant's Address	
7668 Oak Flat Lane Snow Camp, NC 27349	
26. Applicant's phone number	
336-269-7218	
27. Applicant's email address	
jackie.fortner@alamancecountync.gov	
28. Provide the event's point of contact if different from the applicant. (First & L number, & Email Address)	ast name, Phone
29. How many years has this event taken place? 6 years	



SUBJECT:	SELECTION OF A VENDOR FOR FIRE EXTINGUISHER INSPECTIONS, TESTING, AND MAINTENANCE SERVICES FROM RFP
PREPARED BY:	CHIEF TOMMY COLE

REQUESTED ACTION:

The Fire Chief is requesting the City Council to approve a vendor to conduct annual fire extinguisher inspections, testing, and maintenance services for a 3-year period. Based on responses from the RFP process, the selected vendor is Capital Fire Protection, LLC

BACKGROUND/SUMMARY:

Jeffries Fire Extinguishers in Elon, NC, previously served as the City of Graham's vendor for fire extinguisher services. However, in late 2024, the city was notified that the company was no longer in business, necessitating the selection of a new vendor for these services.

Procurement Process: On December 18, 2024, a Request for Proposal (RFP) for fire extinguisher inspections, testing, and maintenance services was publicly posted on the City of Graham website. The deadline for vendor responses was January 15, 2025. Six vendors from North Carolina submitted responses.

Following the submission deadline, the Fire Chief conducted a follow-up request for clarification on details related to each category in the RFP. Four of the six vendors responded to this request, while two did not and were subsequently removed from consideration. Additionally, two of the four remaining vendors did not satisfactorily provide the requested details and were also subsequently removed from consideration.

Vendor Selection: The remaining two vendors were evaluated based on the following criteria:

- Pricing for annual inspections
- Refill costs as needed
- Hydrostatic Testing as needed

Based on these factors, **Capital Fire Protection**, **LLC** was selected as the new vendor for fire extinguisher services. The Fire Chief is confident that Capital Fire Protection, LLC will meet the needs of the city and provide exceptional service.

FISCAL IMPACT:

Each department is responsible for the annual cost of fire extinguisher inspections and maintenance of extinguishers located within their assigned departments.

STAFF RECOMMENDATION: APPROVAL

SUGGESTED MOTION(S):

I move to approve Capital Fire Protection, LLC as the selected vendor for fire extinguisher inspections, testing, and maintenance services for 2025, 2026, and 2027 for \$3,280.00, based on per-unit pricing.



City of Graham Fire Department

201 South Main Street PO Box 357 Graham, NC 27253



www.cityofgraham.com/fire

(336) 570-6707 ext. 3300

Office of the Fire Chief Tommy Cole, *Fire Chief*

tcole@cityofgraham.com

February 27, 2025

Summary Report: Fire Extinguisher Service and Inspections RFP

Overview:

An RFP was issued for fire extinguisher servicing and inspections for a three-year period. The following companies submitted proposals:

- Capital Fire Protection LLC
- Cintas Corporation
- Marmic Fire & Safety
- United Sprinkler Company
- Buck's Fire Extinguishers
- Pye Barker Fire & Safety

Evaluation Process:

Following the proposal submission, additional information was requested from each company to clarify details related to their proposals. The responses were as follows:

- Buck's Fire Extinguishers and Pye Barker Fire & Safety did not respond to the request for additional information.
- Marmic Fire & Safety and United Sprinkler Company responded but provided incomplete information.
- Capital Fire Protection LLC and Cintas Corporation provided complete and satisfactory responses.

Based on the completeness of their submissions, Capital Fire Protection LLC and Cintas Corporation were selected for final consideration.

Pricing and Cost Analysis:

The pricing submitted by the two finalists was as follows:

- Annual Fire Inspections:
 - o Capital Fire Protection LLC: \$6.00 per extinguisher
 - o Cintas Corporation: \$6.00 per extinguisher



City of Graham Fire Department

201 South Main Street PO Box 357 Graham, NC 27253



www.city of graham.com/fire

(336) 570-6707 ext. 3300

Office of the Fire Chief Tommy Cole, *Fire Chief*

tcole@cityofgraham.com

- Recharge & Hydrostatic Testing Costs based on per unit pricing
 - Capital Fire Protection LLC: \$1,720.00
 - o Cintas Corporation: \$1,802.00
- Total Proposal Cost based on per unit pricing:
 - Capital Fire Protection LLC: \$3,280.00
 - o Cintas Corporation: \$3,362.00

Additionally, the decision was made to omit the cost of the replacement fire extinguisher from the contract. The city will purchase replacement extinguishers as needed, allowing for price comparison at the time of purchase.

Recommendation:

Based on the evaluation of completeness in response, pricing, and overall proposal considerations, it is recommended that the city contract with **Capital Fire Protection LLC** for fire extinguisher servicing and inspections. The contract term will be for three years, beginning **March 2025**.

Submitted by: Tommy Cole, Fire Chief

February 27, 2025



SUBJECT:	BUDGET AMENDMENT – INSURANCE PROCEEDS
PREPARED BY:	MEGAN GARNER

REQUESTED ACTION:

Approve a budget amendment to recognize \$34,885 in insurance proceeds revenue and increase the Police Department Capital Outlay budget by \$34,885.

BACKGROUND/SUMMARY:

The 2023 Ford Explorer vehicle #705 was damaged in an accident in the Ivey Road area on 02/04/2025 during the response to a call for service, causing significant damage and the vehicle to be a total loss. While even a used like-for-like replacement vehicle cannot be purchased with proceeds, other alternatives are suitable.

FISCAL IMPACT:

The additional \$34,885 will increase expenditures 10-5100-7400/capital outlay and revenues as this amount is coming from insurance proceeds.

STAFF RECOMMENDATION:

Approval.

SUGGESTED MOTION(S)

I move we approve the budget amendment to recognize \$34,885 in insurance proceeds revenue and increase the Police Department Capital Outlay budget by \$34,885.

CITY OF GRAHAM

BUDGET AMENDMENT ORDINANCE 2024-2025

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAHAM THAT THE 2024 - 2025 BUDGET ORDINANCE SHALL BE AND IS HEREBY AMENDED AS FOLLOWS:

THE 2024 - 2025 1	BUDGET ORDINANCE SHALL F	BE AND IS HEREBY	AMENDED AS FO	LLOWS:	
Section 1. EXPENDITURES DEPARTMENT/ACCOUNT	APPROVED	AMENDED	INCREASE	(DECREASE)	INCREASE (DECREASE)
Police Department - Capital Outlay	156,050.00 156,050.00	190,935.00 190,935.00	34,885.00 34,885.00	-	34,885.00 34,885.00
Section 2. REVENUES	APPROVED	AMENDED	INCREASE	(DECREASE)	INCREASE (DECREASE)
General Fund - Insuance Proceeds	13,249.00 13,249.00	48,134.00 48,134.00	34,885.00 34,885.00	-	34,885.00 34,885.00
Adopted this 11th day of March 2025.					
Attest:	Mayor Jennifer Tal	ley			
Renee M. Ward, City Clerk					



SUBJECT:	FEDERAL FORFEITURE FUND BUDGET AMENDMENT 2024-2025
PREPARED BY:	CHIEF M.K. BAKER/MEGAN GARNER, CITY MANAGER

REQUESTED ACTION:

Approve the budget amendment to reflect \$25,000 in Federal drug funds for use by the Police Department.

BACKGROUND/SUMMARY:

The Graham Police Department participates in the Department of Justice Asset Forfeiture Program. This is a nationwide law enforcement initiative that removes the tools of crime from criminal organizations, deprives wrongdoers of the proceeds of their crimes, recovers property that may be used to compensate victims, and deters crime. One of the ancillary benefits of asset forfeiture is the potential to share federal forfeiture proceeds with cooperating state and local law enforcement agencies through equitable sharing. Being one of the recipient agencies, the Police Department receives these funds as we participate in certain investigations.

To use these funds, as directed by NCGS 159-8 contained in the Local Government Budget and Fiscal Control Act, the law enforcement agency's governing body must authorize the transfer of these revenue funds to a required, separate, budgeted account for its use. The use of these funds rests with the law enforcement agency head. Equitably shared funds shall be used by law enforcement agencies for law enforcement purposes only to add to the department's budget, not supplement it. The Police Department is requesting a budget amendment to use these funds. This request complies with the rules and regulations for using forfeiture funds under Federal guidelines.

FISCAL IMPACT:

There is no cost to the City of Graham as transferred funds come from the equitable sharing program. The funds to be transferred to the federal drug fund budget total \$25,000.

Law Enforcement Equipment \$25,00.00
 All costs associated with the purchase of patrol vehicle replacement and equipment for use by law enforcement personnel that supports patrol operations.

RECOMMENDATION:

Approval.

SUGGESTED MOTION(S)

To approve the budget amendment to increase budgeted Federal drug funds by \$25,000.

CITY OF GRAHAM

BUDGET AMENDMENT ORDINANCE 2024-2025

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAHAM THAT THE 2024 - 2025 BUDGET ORDINANCE SHALL BE AND IS HEREBY AMENDED AS FOLLOWS:

Section 7. CAPITAL PROJECTS AND OTHER SPECIAL FUNDS	400001/50	4454050	IN ORTAGE	(DECDEASE)	INCREASE
REVENUES	APPROVED	AMENDED	INCREASE	(DECREASE)	(DECREASE)
Federal Drug Fund Balance	75,000.00	100,000.00	25,000.00		25,000.00
	75,000.00	100,000.00	25,000.00	-	25,000.00
Section 7. CAPITAL PROJECTS AND OTHER SPECIAL FUNDS	APPROVED	AMENDED	INCREASE	(DECREASE)	INCREASE (DECREASE)
EXPENDITURES					
Federal Drug Funds - Capital Outlay Equipment	\$0.00	\$25,000.00	25,000.00		25,000.00
	-	25,000.00	25,000.00	-	25,000.00
Adopted this 11th day of March 2025.					
Attest:	Mayor Jennifer Tal	ley			
Renee M. Ward, City Clerk					





701-712 South Main Street High Point, NC 27260 (336) 841-6100





3/4/2025

Buyer:	CITY OF GRA	НАМ	Cell:	
	TIFANIE BAR	NES		
Phone:			Phone:	
		tyofgraham.com	Fax:	
		, <u>, , , , , , , , , , , , , , , , , , </u>	•	
Г				TRADE
VEHICLE	DODGE	DURANGO PURSUIT	Make:	
Year:	2025		Model:	
Color:	FROST	BITE BLUE	Year:	
Engine:	5.7L HE	MI V-8 MDS VVT	Color:	
		3-SPEED AUTO 8HP70	VIN:	
Mileage:	•		Stock #:	
·····ougo:			ACV:	
			·	
MSRP				
				C40.4E0.00
Sale Price		NCSA CONTRACT 25-11-091		\$40,150.00
0			#141	
Options Inclu	•	DECIAL CERVICE PACKAGE	1	DI IND COOT COOCS DATIL DETECTION
		PECIAL SERVICE PACKAGE EW REAR CAMERA, U CONNECT		BLIND SPOT CROSS PATH DETECTION 4 KEY FOBS
т		PACKAGE - CLASS IV RECEIVER HITCH	INC	NO CONSOLE
	IVAILLIN TOW	VINYL FLOOR	INC	SHIFTER IN THE COLUMN
	FROS	STBITE BLUE PAINT UPGRADE	\$395	
		VINYL REAR SEAT	\$160	
	18" W	HEELS WITH WHEEL COVERS	\$430	
	BL	ACK LEFT LED SPOTLIGHT	\$750	
		V8 ENGINE UPGRADE	\$2,990	
Options To	tal			\$ 4,725.00
Sub Total				\$44,875.00
UNITS		1		
TAX, TITLE	& TAG F	EES		\$1,460.25
		-		
DAL ANCI	E DI IE			\$46,335.25
BALANCI	E DUE			φ40,333.23
Manager		Kim Tuttle	0.0010.00	
Manager		<u> </u>	Customer —	
	DIRECTOR OF FLEET SALES			AUTHORIZED PERSONEL





701-712 South Main Street High Point, NC 27260 (336) 841-6100





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501 S. Hamilton Street High Point, North Carolina 27260 Phone: 336-841-2020

Quote #: Q-00503

Date: 2/6/2025

Ship To KRISTY BAKER

,

Bill To CITY OF GRAHAM PD 216 S Maple St GRAHAM, NC 27253

Comments:2025 Dodge Durango Patrol Build
Install Agency Provided Radio & Antenna
Install agency provided watchguard + bodycam dock
Graphics Installed Per Agency Specifications
Install Agency Provided Radar
Integrity Light Bar B/W Front - B/A Rear with TA
B/W LED (4) In grille (2) In air vent
B/W LED (2) cargo
B/A LED (2) tag lights (2) hatch
B/A rear ILS(back glass)
Install Cradlepoint
Console on Chargeguard
white light cut on park, reverse tie-in, door open cut, park pattern FS fade
Jotto printer integrated console
Tint; 20% front windows, 35% on top of factory rear + 20% visor strip

Item	Part No.	Description	QTY	Price
1	NMPINTG51J	INTEGRITY 51 INCH LIGHT BAR	1.00	\$1,908.08
2	NMPSIFMJR	REAR ILS	1.00	\$781.25
3	NMPPF200S17	17 BUTTON PATHFINDER	1.00	\$1,018.80
4	NMPOBDCABLE25- DGCAN	FEDSIG DODGE CAN CABLE 25FT	1.00	\$140.88
5	NMPEXPMOD32	32-CHANNEL EXPANSION MODULE	1.00	\$243.00
6	NMPES100C	DYNAMAX SIREN SPEAKER ES100C	1.00	\$189.00
7	NMP750501-08	DURANGO ES100/AS124 BRACKET	1.00	\$34.30
8	NMPMPS62U-BA	MICROPULSE BLUE / AMBER	4.00	\$345.00
9	NMPMPSM12-DS	DUAL MICROPULSE TALL L BRKT	2.00	\$36.28
10	NMPMPS62U-BW	MICROPULSE ULTRA BLUE/WHITE	8.00	\$690.00

Page 1 of 3

Item	Part No.	Description	QTY	Price
11	NMPMPSM6-LB	MICROPULSE L BRACKET	2.00	\$20.00
12	NMPMPSW9-BW	DUAL COLOR WIDEANGLE -BW	2.00	\$270.00
13	NMPMPSMW9- DUR15MIR	UNDER MIRROR BRACKET FOR DUR	1.00	\$20.56
14	NMPHG22PC62BW	62" RUNNERS BLUE/WHITE	1.00	\$768.60
15	NMPPV400USB	TRIPP LITE 400W POWER INVERTER	1.00	\$80.39
16	NMP425-6677	JOTTO DURANGO PRINTER CONSOLE	1.00	\$554.40
17	NMP425-6260	JOTTO VERTICAL ARM REST	1.00	\$51.03
18	NMP425-3704	OLD-DUAL CUP HOLDER	1.00	\$36.46
19	NMP425-6164	12V & USB OUTLETS W/ PLATE	1.00	\$73.01
20	NMPMMBP	MAGNETIC MIC CLIP	1.00	\$51.00
21	NMP7160-0250	GJ UNIVERSAL COMPUTER DOCK	1.00	\$323.44
22	NMP425-5542/5182	SIDE MOUNT/ MOUNT PLATE GKH	1.00	\$247.03
23	NMP75899	STREAMLIGHT STINGER DUAL SWTCH	1.00	\$132.73
24	NMP338265	3/4 MINI UHF 25' ANTENNA CABLE	1.00	\$18.09
25	NMP47999	806-866 PHANTOM ANTENNA STUBBY	1.00	\$35.97
26	NMPBR-PJ822D1Y14W	BROTHER POCKETJET 822 KIT	1.00	\$495.79
27	NMPGK10342UHK	D T-RAIL MOUNT 2 UNIV HK	1.00	\$532.88
28	NMPPK1138DUR11	SETINA #6XL POLY 11-24 DURANGO	1.00	\$804.13
29	NMPQK0566DUR11	DURANGO SEAT W/READY BUCKLE	1.00	\$1,399.13
30	NMPWK0595DUR11	POLY WINDOW BAR., 11-23 DUR	1.00	\$284.76
31	NMPDK0100CGR11	SETINA 11-23 CGR TPO DOOR SKIN	1.00	\$279.13
32	NMPSH-IN2440-B	Panorama Sharkfin Antenna Black	1.00	\$307.50
33	NMP219036-0002	UNITY 6" LED SPOTLIGHT BLK DUR	1.00	\$381.38
34	NMP253UNI	CHRGR SPOTLIGHT MOUNT KIT	1.00	\$45.83
35	NMP25EPC	25' ETHERNET PATCH CABLE	2.00	\$9.40
36	NMPMAX-BR1-PRO- 5GN-T-PRM	PEPLINK MAX BR1 PRO 5G	1.00	\$1,138.80
37	NMPPRM-C-4Y	PEPLINK PRIMECARE	1.00	\$706.25
38		FULL SIZE/Durango, Journey, RAM etc.	1.00	\$343.75
39		WINDSHIELD STRIP	1.00	\$75.00
	·		Subtotal:	\$14,873.03

PRICING GOOD FOR 60 DAYS

Labor: \$5,187.50

Tax: \$0.00 Shop \$300.00

Supplies:

Freight: \$650.00 **Total:** \$21,010.53

Subject to any add'l tax, freight, & fees

Ilderton Emergency Lighting guarantees our install for 3 years on workmanship. If there is an issue we will come to your agency or have the vehicle brought to our facility for repair. This warranty does not apply to concerns caused by additional installation and/or modification after delivery from Ilderton Emergency Lighting. Equipment warranty defaults to manufacturer warranty.

Signature:	 Effective Date:	
Name (Print):	 Title:	

Please sign and email to Greg Graves at ggraves@ilderton.com

THANK YOU FOR YOUR BUSINESS!



SUBJECT:	AUDIT CONTRACT AMENDMENT
PREPARED BY:	MEGAN GARNER

REQUESTED ACTION:

Approve an amendment to the audit contract with Stout, Stuart, McGowen & King to allow for a time extension to May 15, 2025.

BACKGROUND/SUMMARY:

The City Council approved an audit contract with Stout, Stuart, McGowen & King on March 12, 2024. Due to the financial software conversion and the need to ensure for accurate bank reconciliations, the City has been delayed in completing the annual audit. Both auditing firms, Stout, Stuart, McGowen & King and Cobb, Ezekiel & Loy, have been informed of the status and provided with all documentation currently available to begin their audit work.

FISCAL IMPACT:

No additional financial impact is included in this amendment, only a time extension.

STAFF RECOMMENDATION:

Approval.

SUGGESTED MOTION(S)

I move to approve an amendment to the audit contract with Stout, Stuart, McGowen & King to allow for a time extension to May 15, 2025.

STAFF REPORT

SUBJECT:	APPROVE PROJECT BUDGET FOR EMERGING CONTAMINANTS STUDY
PREPARED BY:	AARON HOLLAND, ASSISTANT CITY MANAGER

REQUESTED ACTION:

Approve project budget for the Emerging Contaminants Study.

BACKGROUND/SUMMARY:

The Graham City Council approved the required resolution and applicable Conditions and Assurances for the \$500,000 funding offer at their meeting on October 8th, 2024. A capital project budget will be needed to preserve the funding necessary for completion.

FISCAL IMPACT:

An approved project ordinance will need to be approved to preserve the funding for the project.

STAFF RECOMMENDATION:

Approval.

SUGGESTED MOTION(S):

I move we approve the project budget for the Emerging Contaminants Study.

CAPITAL PROJECT ORDINANCE EMERGING CONTAMINANTS STUDY PROJECT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAHAM, NORTH CAROLINA, that pursuant to Section 13.2, Chapter 159 of the General Statutes of North Carolina, the following Capital Project Ordinance is hereby adopted:

Section 1.	The authorized project is the Emerging Co	ntaminants Study Project.	
Section 2.		reby directed to proceed with this project weed to execute change orders within the bu	
Section 3.	The following revenues are anticipated to	be available to the City to complete the proj	ect:
Reve TOT	nue (DWSRF-EC Principal Forgiveness Loc	\$500,000 \$500,000	
Section 4.	The following amounts are appropriated for	or this project:	
Engi	neering Services	\$ 500,000	
ТОТ	AL	\$ 500,000	
Section 5.	The Finance Director shall report on the finance City Council and will inform the Council of	inancial status of this project as directed by	y the
Section 6.	Copies of this project ordinance shall be Finance Director for direction in carrying of	e made available to the City Manager and out this project.	1 the
Section 7.	This ordinance shall take effect upon passa	ge.	
This the 11 th o	lay of March 2025.		
	Jenni	fer Talley - Mayor	
ATTEST:			
Renee M. Wa	rd – City Clerk		

CITY OF GRAHAM RELEASE ACCOUNTS

MARCH **AMOUNT** ACCT # YEAR **NAME** REASON FOR RELEASE RELEASED 1048 2024 COUSINS, BARBARA H HEIS QUALIFIED FOR HOMESTEAD EXEMPTION \$404.88 17019 2024 MARSH FURNITURE BILLED TO WRONG DISTRICT - S/B BURLINGTON \$2.77 17020 2024 MARSH FURNITURE BILLED TO WRONG DISTRICT - S/B BURLINGTON \$5.91 17021 2024 MARSH FURNITURE BILLED TO WRONG DISTRICT - S/B BURLINGTON \$136.84 17022 2024 MARSH FURNITURE BILLED TO WRONG DISTRICT - S/B BURLINGTON \$48.74 17023 2024 MARSH FURNITURE BILLED TO WRONG DISTRICT - S/B BURLINGTON \$19.28

STAFF REPORT

SUBJECT:	STREET CLOSURE FOR TOUCH-A-TRUCK/ EASTER CELEBRATION
PREPARED BY:	AARON HOLLAND, ASSISTANT CITY MANAGER

REQUESTED ACTION:

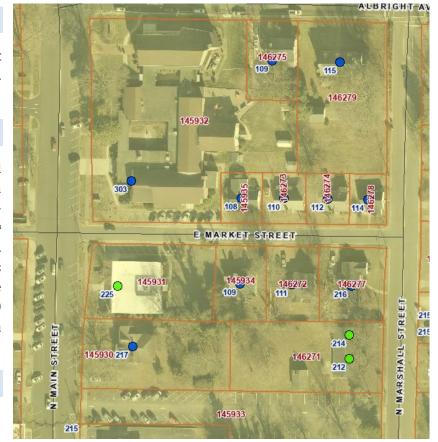
Approve the street closure of E. Market Street between the N. Main Street and N. Marshall Street on April 5, 2025.

BACKGROUND/SUMMARY:

Jerrica VanAlstyne with First United Methodist Church (FUMC) of Graham requests a street closure for a Touch-a-Truck/ Easter Celebration on April 5th located on E. Market Street between N. Main Street and N. Marshall Street, as described in the attached application. The requested closure would be from 9:30 a.m. to 3:30 p.m. (including set up/clean up).

FISCAL IMPACT:

N/A



STAFF RECOMMENDATION:

Approval. The various City departments that may be involved have reviewed the request and provided the organizer with pertinent information that must be satisfied.

SUGGESTED MOTION(S):

I move that we approve the request from Jerrica VanAlstyne with FUMC of Graham for the Touch-a-Truck/ Easter Celebration on April 5, 2025, located on E. Market Street between N. Main Street and N. Marshall Street from 9:30 a.m. to 3:30 p.m.

CITY OF GRAHAM SPECIAL EVENT APPLICATION

Thank you for considering Graham to host your Special Event, we're glad you see our City as a great place to hang out!

All requests for parade and street events under the City of Graham's ordinance Chapter 20, Article V, Section 171 - 174 and 183 - 185 will be reviewed by the Graham Special Events Committee (SEC). Any Street closures or use of public spaces will need City Council approval.

SEC* - Public Works Director, Fire Chief, Police Captain, Recreation Director, and Assistant City Manager

Next Steps** - Depending on the location of the event and the request(s), applicants may be required to provide event insurance which names the City as an additional insured, schedule public safety through Extra Duty Solutions, provide an event map, give detail for sanitation purposes, and other similar logistical information. Please be sure to notify the affected businesses of the proposed event and provide the City with a copy of the notification.

Applicants are encouraged to reach out to the Assistant City Manager prior to completing this form if they have any questions pertaining to the City's requirements, event locations, event logistics, etc.

City of Graham
Aaron Holland, Assistant City Manager
201 South Main Street
Graham, NC 27253
336.570.6700
aholland@cityofgraham.com

1. Your email: jsnow07@yahoo.com
2. Event name (if applicable): FUMC Touch-A-Truck and Easter Celebration
3. Reason for the event (be specific): Easter/Community engagment
4. Event date(s): April 5
5. Provide your event's setup, start, end, and cleanup times. (Ex: Name of Event 6:30 a.m 8 a.m. setup 8 a.m. event start 2 p.m. event ends 2 p.m 4 p.m. cleanup):
10am setup 11am start 2pm ends 2-3 cleanup
6. Event category
Please check all that apply appropriate category for your event.
Concert/Performance
Exhibit
Farmer's Market
Festival/Fair
Parade/Procession
Run/Walk
Food Truck Rodeo
X Other: Church Event
7. Where are you requesting for your event to occur?
Be specific identifying street names or City facilities being requested for use?
E Market Street
8. Does your event include the request to close streets?
Yes <u>x</u> No
9. Identify the street(s) you are requesting to have closed for your event.
E Market street section between Main St and N Marshall St.
10. Identify your street closure time(s) and will you anticipate when they will return to normal traffic flow.
Close at 930am and reopen and 330pm

11. What is your anticipated event attendance total? 150
12. Does your event include musical entertainment?
Yes _x_No
13. Where will your musical entertainment be located?
N/A
14. Will sound amplification be used? Yesx No
If yes, provide the start time and end time.
N/A
15. Will inflatables or similar devices be used at your event? YesX_ No
If yes, please describe. *Please note, Insurance requirements must be met in order to offer this activity.
<u>N/A</u>
16. Does your event include the use of fireworks, rockets, lasers, or other pyrotechnics?
Yesx_ No
If yes, please describe. ***Note: These requests will be subject to the approval of the City of Graham Police & Fire Departments in conjunction with State Laws governing this type of activity.
N/A
17. Will alcohol be served, sold or consumed at your event?
YesX No
If you answered yes to the question above, please check all that apply to your event.
Alcohol will be available free of charge
Alcohol will be by purchase only
Alcohol being served and or sold at my event includes
Beer only
Wine only
Beer & Wine

18. Describe your security plan to ensure the safe sale and or distribution of alcohol at your event.
N/A
19. Does your event include food concession and/or food preparation areas?
Yes No_ <u>X</u>
If yes, please select the method of cooking that pertains to your event.
Gas
Electric
Charcoal
Other:
20. Do you plan to provide portable toilets at your event?
Yes No_X_
If yes, list the total number of portable toilets: N/A
21. Portable toilet company name: N/A
If no, please explain N/A
22. Explain your plan for cleanup and removal of trash, waste, and garbage during & after your event
Private dumpster at the church
Does your event require additional trash receptacles?
Yes No_x_
If yes, what is the requested number of additional trash receptacles? N/A
23. Will there be any tents, canopies or temporary structures at your event?
Yes No <u>x</u>

24. Applicant name and affiliated agency if applicable	
Jerrica VanAlstyne, First United Methodist Church of Graham	
25. Applicant's Address	
303 N. Main Street	
26. Applicant's phone number	
FUMC (336) 226-4343	
27. Applicant's email address	
jsnow07@yahoo.com	_
28. Provide the event's point of contact if different from the applicant. (First a number, & Email Address)	& Last name, Phone
Jerrica VanAlstyne (336) 549-9392	
29. How many years has this event taken place? 0	



SUBJECT:	ORDINANCE AMENDMENT FOR IMPEDING PUBLIC RIGHTS OF WAY
PREPARED BY:	AARON HOLLAND, ASSISTANT CITY MANAGER

REQUESTED ACTION:

Amend Code of Ordinances to add a section regarding Impeding Public Rights of Way.

BACKGROUND/SUMMARY:

After receiving several complaints from business owners and visitors, staff was directed to review and propose language to address individuals sleeping/camping on public rights of way. Staff was directed to review recent language that the City of Greensboro adopted to determine if it would be sufficient for Graham. The attorneys have completed their review and have provided language for Council consideration.

FISCAL IMPACT:

N/A

STAFF RECOMMENDATION:

Approval.

SUGGESTED MOTION(S):

I move to approve the Ordinance amendment to add Section 12-17: Blocking or impeding street or highway, public sidewalk, and public passageway access to CHAPTER 12- OFFENSES AND MISCELLANEOUS PROVISIONS, ARTICLE I- IN GENERAL, DIVISION I- GENERALLY.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAHAM, AMENDING CHAPTER 12, ARTICLE I, SEC. 12-17 TO THE CODE OF ORDINANCES OF THE CITY OF GRAHAM, NORTH CAROLINA

The City Council of the City of Graham, North Carolina, does ORDAIN:

Sec. 1. That the Code of Ordinances, City of Graham, North Carolina, is hereby amended by adding section 12-17, which said section(s) read as follows:

Chapter 12 – OFFENSES AND MISCELLANEOUS PROVISIONS

ARTICLE I- IN GENERAL, DIVISION I- GENERALLY

ADD: Sec. 12-17 - Blocking or impeding street or highway, public sidewalk, and public passageway access.

- Purpose and intent. The city has the general authority and control over all public streets, sidewalks, and other ways of public passage within its corporate limits, except those ways of public passage that are owned or maintained by the State of North Carolina. The city has the duty to keep such streets, sidewalks, and other ways of public passage open for travel and free from unnecessary obstructions. G.S. 160A-296. This ordinance prohibits actions that block or impede the safe passage of pedestrians and vehicles on public sidewalks and streets located in the City of Graham within that area described and bounded as follows:

 North by East Harden Street and West Harden Street; South by East McAden Street and West McAden Street; East by North Marshall Street and South Marshall Street; West by North Maple Street and South Maple Street.
- (b) Definitions. The following words, terms, and phrases, when used in this section, shall have the meanings set forth in this subsection unless the context of their usage clearly indicates another meaning:
 - (1) Block means any person, object, or objects preventing at least thirty-six (36) linear and contiguous inches of clear access to freely pass through a public street or highway, public sidewalk, public passageway, or entrance or exit to a building.
 - (2) *Impede* means to render the use of a public street or highway, public sidewalk, public passageway, or entrance or exit to a building unreasonably difficult or dangerous, including the following actions:
 - i. Weaving or darting through, around, and in between multiple occupied vehicles, whether the vehicle is stopped or in travel, for a purpose other than passage to a sidewalk. This (i) subsection is meant to prohibit walking through a street parallel to the sidewalk but not meant to prohibit crossing lanes of a street to reach occupied vehicles when a stop light is red;
 - ii. Placing or throwing a tangible thing on or inside an occupied vehicle that is on the street, except if an occupant requests that the acting individual deliver the tangible thing to an occupant or consents to such exchange;
 - iii. Standing, sitting, or lying down on the portion of a traffic island that is less than six (6) feet wide, except where using the traffic island to cross the street or during an emergency; or
 - iv. Lying down or sleeping upon a public street or highway, public sidewalk, public passageway, or entrance or exit to a building, or sitting, lying down or sleeping upon a blanket, chair, stool or any other object placed upon a public street or highway, public sidewalk, public passageway, or entrance or exit to a building.

- (3) Sidewalk means the part of a public street improved for pedestrian traffic.
- (4) Street means the entire width between property lines of every way or place of whatever nature, when any part thereof is open to the use of the public as a matter of right for the purpose of vehicular traffic. The terms "street" and "highway" are synonymous.
- (5) Traffic island. A raised portion of the street in between lanes of traffic intended to separate lines of traffic or guide traffic, not to hold people or provide pedestrian refuge. A traffic island may be commonly called a median. For the purpose of this section, a traffic island is any raised part of the street meant to separate lanes of traffic that is less than six (6) feet in width. Width is measured as the length of the traffic in the direction of pedestrian travel if the pedestrian is traveling perpendicular to the street.
- (6) Vehicle means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting devices moved by human power or used exclusively upon fixed rails or tracks; provided, that for the purposes, of this chapter bicycles shall be deemed vehicles.
- (c) It shall be unlawful for an individual to block or impede the use of a public street or highway, public sidewalk, public passageway, or entrance or exit to a building.
- (d) If an object or objects shall block the sidewalk or public passageway, public works or its designee shall promptly dispose of the object(s) where practicable.
- (e) It shall be unlawful for an individual to block or impede the entrance or exit to a building served by a public sidewalk, street, or highway unless otherwise granted permission by the owner or tenant. Permission granted by the owner may be evidenced by verbal or written confirmation of permission from the owner or tenant.
- (f) It shall be unlawful to camp on any public street or highway, public sidewalk, public passageway, or entrance or exit to a building. For the purposes of this section, "to camp" is defined as "any place where bedding, sleeping bags, or other material used for bedding purposes, or any stove or fire is placed for the purpose of maintaining a temporary place to live."
- (g) Nothing in this subsection shall be interpreted to prohibit the exchanging of objects into and out of vehicles where the vehicle is stopped or parked according to traffic laws and no blocking or impeding of a street or sidewalk occurs. Where an individual is engaged in lawful activity on the sidewalk and such activity evokes a response by a third party that is in violation of this section or any other ordinance or state law, the individual engaged in lawful activity shall not be in violation of this section.
- (h) This section shall not apply to actions taken by first responders or actions taken in response to an emergency or to prevent an accident.
- (i) This section shall not apply to persons or entities granted a permit by the city for purposes, including, but not limited to, under <u>Chapter 18</u> of this Code.
- (j) This section shall not apply to acts to the extent they are allowed by, and done in conformity with, a permit issued by a governmental person.
- (k) This section shall not apply to impeding a public street or highway, public sidewalk, public passageway or the entrance or exit of an adjoining building due to a medical emergency.

(1)	No action punishable under G.S. § 20-174.1 shall be punishable under this section. This section shall only apply to public streets or highways, public sidewalks, public passageways, and the adjoining entrances or exits to a building within the city's corporate limits for which authority and control is not vested in the North Carolina Board of Transportation.
(m)	Pursuant to G.S. § [14-4], any violation of this section shall be a class 3 misdemeanor punishable by a fine of up to fifty dollars (\$50.00).
public	That this Ordinance shall be in full force and effect from and after its passage, approval, and ation, as provided by law, and all ordinances in conflict herewith are hereby repealed. The 11 th day of March 2025.
ATTES	Jennifer Talley, Mayor T:
Renee	M. Ward, City Clerk



STAFF REPORT

SUBJECT:	ORDINANCE AMENDMENT FOR PUBLIC USE OF GRAHAM- MEBANE LAKE
PREPARED BY:	AARON HOLLAND, ASSISTANT CITY MANAGER

REQUESTED ACTION:

Amend Code of Ordinances to add a section regarding the Public Use of Graham-Mebane Lake.

BACKGROUND/SUMMARY:

After concerns for the shoreline of the Graham-Mebane Lake have been increasingly impacted, the staff and the attorneys requested at the conclusion of the February 11, 2025, meeting to bring an amendment to the existing Code of Ordinances to address language of use and penalties. The attorneys reviewed the existing language with staff and amended the language to better address the restrictions within the cities' property surrounding the lake and increased the penalty to \$500 for a violation. As this is the drinking water for surrounding municipalities, and measures to protect this drinking source are paramount.

FISCAL IMPACT:

N/A

STAFF RECOMMENDATION:

Approval.

SUGGESTED MOTION(S):

I move to approve the Ordinance amendment to CHAPTER 14 - RECREATION AND PARKS, ARTICLE III-PUBLIC USE OF GRAHAM-MEBANE LAKE.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAHAM, AMENDING CHAPTER 14, ARTICLE III, SEC. 14-127 AND ADDING SEC. 14-130 TO THE CODE OF ORDINANCES OF THE CITY OF GRAHAM, NORTH CAROLINA

The City Council of the City of Graham, North Carolina, does ORDAIN:

Sec. 1. That the Code of Ordinances, City of Graham, North Carolina, is hereby amended by amending section 14-127 and adding section 14-130, which said section(s) read as follows:

Chapter 14 – RECREATION AND PARKS

AMENDMENTS TO ARTICLE III: PUBLIC USE OF GRAHAM MEBANE LAKE

1. That section 14-127 (8) of the Code of Ordinances of Graham, North Carolina, be amended to now read as follows:

It is the policy of the cities to maintain the shoreline of their municipal lake in a natural state. Trees, shrubs, ground cover and natural vegetation may not be changed so that the water supply may be protected from harmful chemicals, fertilizers, erosion and the effects of development. Development of the cities' property is forbidden. This includes establishing yards or gardens, thinning trees or underbrush, or installation of tables, walkways and other structures.

- (a). No adjacent property owners shall have the right to use any of the cities' property surrounding the lake.
 - (b). No unauthorized third parties shall have the right to use any of the cities' property surrounding the lake.
- 2. Add a new section 14-130 entitled Penalty to read:

Any person violating Section 14-127(8) of this chapter may be subject to a civil penalty of five hundred dollars (\$500.00). If a person fails to pay this penalty within ten (10) days after being cited for a violation, the city may seek to recover the penalty by filing a civil action in the nature of a debt.

Sec. 2. That this Ordinance shall be in full force and effect from and after its passage, approval and publication, as provided by law and all ordinances in conflict herewith are hereby repealed.

This the day of2025.	
ATTEST:	Jennifer Talley, Mayor
Renee M. Ward, City Clerk	



SUBJECT:	APPOINTMENTS - CANINE REVIEW BOARD
PREPARED BY:	MEGAN GARNER, CITY MANAGER

REQUESTED ACTION:

Appointments to the Canine Review Board.

BACKGROUND/SUMMARY:

The Canine Review Board reviews appeals of staff decisions in cases where a canine has been determined to be dangerous and a decision has been made to euthanize an animal humanely. We would like to get this board reorganized and trained to hear such cases. As stated in the Code of Ordinances, the Review Board shall consist of three members: two members appointed by the City Council and one member appointed from the Alamance County Humane Society or the Society for the Prevention of Cruelty to Animals.

A background check has been performed on each candidate.

FISCAL IMPACT:

N/A

STAFF RECOMMENDATION:

Approve appointments and recommendations.

SUGGESTED MOTION(S):

Make two appointments to serve on Graham's Canine Review Board and a recommendation to the Alamance County Humane Society for an appointment on Graham's Canine Review Board.

VOLUNTEER BOARD & COMMISSION APPLICATION



Page 46 of 53

Name: Daphne Younger	Email Address: daphne@dmy-services.com
Home Address: 917 E Harden St	Mailing Address:
City, State, Zip: Graham, NC 27253	City, State, Zip:
Home Phone: 336-380-3667	Alternate Phone:
Please list the board(s) and/or commissions on	which you are currently serving:
Canine Review Board	
Please select up to, two (2) boards and/or communich you would like to be considered and indicated selection (1 = first choice and 2 = second choice	cate your preference for each
Alcohol Beverage Control Board	Historical Museum Advisory Board
Appearance/Tree Commission	Historic Resources Commission
Canine Review Board	Planning Board/Board of Adjustment
Graham Housing Authority	Recreation Commission
Library Committee (Alamance County)	Economic Development & Marketing Committee
Note: If you wish to change your selections for desire will need to file a new application with the City Clerk. Of will be presented to City Council.	ed board(s) and/or commission(s) you Only the most recent application on file
RELEVANT EXPERIENCE	
Current employer/retired: DMY Services LLC DBA Pupp Employer address: 917 East Harden St	city, State, Zip: Graham, NC 27253
Job title and description of responsibilities:	
Owner, groomer, doggie daycare operations and	dog store front.

	vant knowledge, skills, abilities to the board(s) or commissio	s, interest, and/or on(s) to which you are applying
(select all that apply):	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	, and and applying
History Architecture Research Program Development Historical Preservation Event Planning Landscape Design Gardener/Arborist Adaptability	Legal Graphic Design Creativity Marketing/Social Media Economic Development Community Organizing Athletics/Sports Problem Solving Interpersonal Skills	Critical Thinking Data Analysis Active-Listening Effective Communication Education & Outreach Conflict Resolution Time Management Other: Canine behavior
		s) and/or commission(s) to which
I have over 17 years experience working with dogs daily in a grooming and daycare setting.		
Have you attended <i>a meeting</i> applying?	g of the board(s) and/or com	mission(s) for which you are
Have you met with the chairperson or Staff Liaison of the board(s) and/or commission(s) for which you are applying? PLEASE NOTE: The City of Graham will conduct a		
packground check on each can Additional relevant information:		7es [70
		For City Clerk Use Only Date Received:

Thank you for your interest in the City of Graham's boards and commissions. Submit this application by email to: Renee Ward at rward@cityofgraham.com or in person to: Gity Office | 201 South Main Street | or mail to: City Clerk P.O. Drawer 357, Graham, NC, 27253

VOLUNTEER BOARD & COMMISSION APPLICATION



Name: Shannon "Boo" Donoho	Email Address: southernanimalhospital@gmail.com	
Home Address: 759 Jimmie Kerr Road	Mailing Address: 3938 Forest Oaks Lane	
City, State, Zip: Haw River, NC 27258	City, State, Zip: Mebane, NC 27302	
Home Phone: was annexed into Graham fall 2024	Alternate Phone:	
Please list the board(s) and/or commissions on		
none		
Please select up to, two (2) boards and/or communich you would like to be considered and indicated selection (1 = first choice and 2 = second choice	cate your preference for each	
Alcohol Beverage Control Board	Historical Museum Advisory Board	
Appearance/Tree Commission	Historic Resources Commission	
Canine Review Board	Planning Board/Board of Adjustment	
Graham Housing Authority	Recreation Commission	
Library Committee (Alamance County)	Economic Development & Marketing Committee	
Note: If you wish to change your selections for desired board(s) and/or commission(s) you will need to file a new application with the City Clerk. Only the most recent application on file will be presented to City Council.		
RELEVANT EXPERIENCE		
Current employer/retired: Southern Animal Hospital Employer address: 3938 Forest Oaks Lane City, State, Zip: Mebane, NC 27302		
Job title and description of responsibilities:		
Small Animal Veterinarian, owner of Southern Ar	nimal Hospital, provide veterinary care for cats and	

	ant knowledge, skills, abilities to the board(s) or commissio	s, interest, and/or on(s) to which you are applying
(select all that apply):		
	Legal Graphic Design Creativity Marketing/Social Media Economic Development Community Organizing Athletics/Sports ✓ Problem Solving Interpersonal Skills	<pre> ✓ Critical Thinking Data Analysis Active-Listening Effective Communication ✓ Education & Outreach Conflict Resolution ✓ Time Management Other: and/or commission(s) to which</pre>
15 years experience as a veterinarian, experience with multiple species including dogs, cats, hor		
Have you attended a meeting of the board(s) and/or commission(s) for which you are applying? Yes No		
Have you met with the chair for which you are applying?	person or Staff Liaison of the	board(s) and/or commission(s)
PLEASE NOTE: The City of Goodstand Control of Control o	ndidate before consideration.	Yes No
Additional relevant information:		For City Clerk Use Only Date Received:

Thank you for your interest in the City of Graham's boards and commissions. Submit this application by email to: Renee Ward at rward@cityofgraham.com or in person to: City Clerk's Office | 201 South Main Street | or mail to: City Clerk P.O. Drawer 357, Graham, NC,P26256353

VOLUNTEER BOARD & COMMISSION APPLICATION



Name: PAMELA MAKHOUL	Email Address: PAMELA. HSAC & GMAIL.COM
Home Address: 5758 WALTERS LN	Mailing Address:
City, State, Zip: BURLINGTON NC 27217	City, State, Zip:
Home Phone: 336.263-1026	Alternate Phone: 336 - 562 - 1193
Please list the board(s) and/or commissions on	which you are currently serving:
ANIMAL REVIEW BOARD (ALAMPA	ICE COUNTY)
Please select up to, two (2) boards and/or com which you would like to be considered and indi selection (1 = first choice and 2 = second choice	cate your preference for each
Alcohol Beverage Control Board	Historical Museum Advisory Board
Appearance/Tree Commission	Historic Resources Commission
Canine Review Board	Planning Board/Board of Adjustment
Graham Housing Authority	Recreation Commission
Library Committee (Alamance County)	Economic Development & Marketing Committee
Note: If you wish to change your selections for desir will need to file a new application with the City Clerk. will be presented to City Council.	ed board(s) and/or commission(s) you Only the most recent application on file
RELEVANT EXPERIENCE	
Current employer/retired: Humane Society	OF ALAMANCE COUNTY (HEAC)
Employer address: 2213 EDGEWOOD ANG.	City, State, Zip: BURLINGTON, NC 27215
Job title and description of responsibilities:	
ELECUTIVE DIRECTOR (2016 - PRESENT ALL ANIMAL CARE AND COMMUNI	T) RESPONSIBLE FOR INPLEMENTAGE THE PROCEDENCE FOR MONAGING FLANCE
AND SUPERVISING VOLUNTEERS.	L 1 MODIETALIAN WILLIAM COUNTY
	l l

experiences would you bring to the board(s) or commission(s) to which you are applying				
(select all that apply):				
History Architecture	Legal Graphic Design	Critical Thinking Data Analysis		
Research	Creativity	Active-Listening		
Program Development	Marketing/Social Media	Effective Communication		
Historical Preservation	Economic Development	Education & Outreach		
Event Planning	Community Organizing	Conflict Resolution		
Landscape Design	Athletics/Sports	। Time Management		
Gardener/Arborist	Problem Solving	Other:		
Adaptability	Interpersonal Skills			
Why do you believe you would be an asset to the board(s) and/or commission(s) to which you are applying? MY PASSION FOR ANIMAL WELFARE, MY KNOWLEDGE OF LOCAL ANIMAL WELFARE LAWS STATUTES AND MY ABILLY TO LISTEN AND COMMUNICATE RESPECTFULLY WITH				
OTHERS WOULD ALL SERVE AS AN ASSET TO THE CANINE REVIEW BOARD.				
Have you attended a meetin applying?	g of the board(s) and/or con	nmission(s) for which you are		
Have you met with the chairperson or Staff Liaison of the board(s) and/orcommission(s) for which you are applying?				
PLEASE NOTE: The City of C background check on each car	Graham will conduct a ndidate before consideration.	Yes No		
Additional relevant information.		For City Clerk Use Only Date Received:		

Thank you for your interest in the City of Graham's boards and commissions. Submit this application by email to: Renee Ward at rward@cityofgraham.com or in person to: City Clerk's Office | 201 South Main Street | or mail to: City Clerk P.O. Drawer 357, Graham, NC, 27253

VOLUNTEER BOARD & COMMISSION APPLICATION



Name: Za Mary Haner Email Address: Zhanacher Ognail. Con		
Home Address: 106 Eastway Lane Mailing Address: 106 Eastway Lane		
City, State, Zip: Graham NC 272(3 City, State, Zip: Graham NC 272(3		
Home Phone: 919-102) - 7459 Alternate Phone:		
Please list the board(s) and/or commissions on which you are currently serving:		
Please select up to, two (2) boards and/or commissions from the list below for which you would like to be considered and indicate your preference for each selection (1 = first choice and 2 = second choice):		
Alcohol Beverage Control Board Historical Museum Advisory Board		
Appearance/Tree Commission Historic Resources Commission		
Canine Review Board Planning Board/Board of Adjustment		
Graham Housing Authority Recreation Commission		
Library Committee (Alamance County) Economic Development & Marketing Committee		
Note: If you wish to change your selections for desired board(s) and/or commission(s) you will need to file a new application with the City Clerk. Only the most recent application on file will be presented to City Council.		
RELEVANT EXPERIENCE		
Employer address: 601 Eubunis Rd City, State, Zip: Chupel Hill, NC 27516		
Job title and description of responsibilities:		
Animal Care tech Clean and feed animals deally preserve enrichment		
Custoner Service		

Which of the following rele	vant knowledge, skills, abilitle	s, Interest, and/or		
(select all that apply);	to the board(s) or commission	on(s) to which you are applying		
History Architecture	Legal Graphic Design	Critical Thinking Data Analysis		
Research	Creativity	Active-Listening		
Program Development	Marketing/Social Media	Effective Communication		
Historical Preservation	Economic Development	Education & Outreach		
Event Planning	Community Organizing	Conflict Resolution		
Landscape Design	Athletics/Sports	Time Management		
Gardener/Arborist	Problem Solving	Other:		
✓ Adaptability	Interpersonal Skills	L		
Why do you believe you would be an asset to the board(s) and/or commission(s) to which you are applying? Worker in animal care for over for years Have you attended a meeting of the board(s) and/or commission(s) for which you are				
applying?	g of the bourd(s) anafor com	, and the second		
Have you met with the chain for which you are applying?	person or Staff Liaison of the	Yes X No e board(s) and/or commission(s)		
PLEASE NOTE: The City of Coackground check on each care Additional relevant information:	ndidate before consideration.	Yes No		
5 1 -		For City Clerk Use Only Date Received:		

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