



Life. Well Crafted.

**A = Approved, A1 = Approved First Reading, A2 = Approved Second Reading, D = Deferred, NA = No Action, PH = Authorized Public Hearing, AD = Approval Denied**

## ACTION AGENDA

Hickory City Council  
76 North Center Street

January 17, 2017  
7:00 p.m.

- I. Call to Order
- II. Invocation by Alderman Seaver
- III. Pledge of Allegiance
- IV. Special Presentations
  - A. Update from Hickory Metro Jaycees and Hickory Young Professionals  
  
Colleen Anderson from Greater Hickory Jaycees; Logan Shook and Zachary De La Rosa from Hickory Young Professionals shared information about their organizations.
- V. Persons Requesting to Be Heard
- VI. Approval of Minutes
  - A. Regular Meeting of January 3, 2017. **(Exhibit VI.A.)**
- VII. Reaffirmation and Ratification of Second Readings. Votes recorded on first reading will be reaffirmed and ratified on second reading unless Council Members change their votes and so indicate on second reading.
  - A2 A. Approval of Addenda to the 2016-2017 Community Development Block Grant Sub-Recipient Agreements. **(First Reading Vote: Unanimous)**
  - A2 B. Approval of the Supplemental Municipal Agreement with North Carolina Department of Transportation in the Amount of \$579,200. **(First Reading Vote: Unanimous)**
  - A2 C. Acceptance of the Bid and Award of the Agreement with HDR Engineering, Inc. of the Carolinas in the Amount of \$120,000. **(First Reading Vote: Unanimous)**
  - A2 D. Acceptance of an Agreement with Alexander County for the Continued Operation, Maintenance and Management of the Alexander County Distribution System. **(First Reading Vote: Unanimous)**
  - A2 E. Budget Ordinance Amendment No. 14. **(First Reading Vote: Unanimous)**  
**(Exhibit VII.E.)**

*As submitted for first reading on January 3, 2017, the dollar amounts on Sections 1 and 5 did not take into the account the fact that Budget Revision Number 9 was already in process to provide funding for utility relocation. Thus, the amounts on the first reading of Budget Revision Number 14 were inflated. For the second reading on January 17th, these amounts have been reduced accordingly. To appropriate additional required funding for the Falling Creek Road Bridge Project (project #490001) in the amount of \$111,016 from General Fund Balance. Following the most recent total project budget per*

January 17, 2017

NCDOT's estimations, a total increase of \$555,079 will cover the completion of the project. NCDOT and the City of Hickory are sharing costs on an "80/20" basis, respectively. NCDOT will thus contribute \$444,063, leaving the City's portion at \$111,016.

- A2** F. Consideration of Text Amendment 16-01, to Amend Article 7, Section 7.3 of the Hickory Land Development Code, to Permit Residential Density Within the Central Business (C-1) District at a Maximum Rate of Fifty Dwelling Units Per Acre. **(First Reading Vote: Unanimous)**
- A2** G. Consideration of Closing a Portion of 5<sup>th</sup> Street SW between 1<sup>st</sup> Avenue SW and 2<sup>nd</sup> Avenue SW, Owned by MDI Management, LLC. **(First Reading Vote: Ayes: Mayor Wright, Alderman Lail, Alderman Tarlton, Alderman Seaver, Alderman Zagaroli, and Alderwoman Patton Nay: Alderman Guess)**
- A2** H. Approval of City Manager Warren Wood's Employment Agreement. **(First Reading Vote: Unanimous)**
- VIII. Consent Agenda: All items below are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests. In which event, the item will be removed from the Consent Agenda and considered under Item IX.
- A** A. Acceptance of the Walmart Community Grant in the Amount of \$1,000 for the Purchase of a Dedicated Video Editing Computer for Community Outreach Videos. **(Exhibit VIII.A.)**
- Hickory Police Department requests permission to accept a Walmart Community Grant in the amount of \$1,000 to purchase a dedicated computer with video editing capability. The police department currently uses a Facebook page, Twitter, and the City of Hickory website to reach out to the community. With the purchase of this specialized computer with video editing capability, the police department can increase community outreach with public service and safety messages that will improve communication with citizens and visitors of the City. Hickory Police Department recommends Council's approval to accept a Walmart Community Grant in the amount of \$1,000 for the purchase of a dedicated video editing computer for community outreach videos.*
- A** B. Approval of a Cemetery Deed Transfer from David Wilson Shuford and wife, Patsy Hood Shuford to Gordon Eric Shuford, Jr., and wife, Julia Eckard Shuford, Trustees of the Gordon Eric Shuford Jr. and Julia Eckard Shuford AB Living Trust dated June 24, 2010, Oakwood Cemetery, Plot I, Lot No. 1, Section 43, Grave Spaces 1,2,3, and 4. (Prepared by Susannah L. Brown, Anthony & Brown, PLLC). **(Exhibit VIII.B.)**
- A1** C. Budget Revision Number 15. **(Exhibit VIII.C.)**
- To recognize and budget a \$250 donation to the Library by Quest Book Club for the purchase of large-print books.*
  - To recognize and budget a \$1,000 grant from Wal-Mart to the Hickory Police Department for the purchase of a dedicated video-editing computer for community outreach videos.*
  - To correct an error within the FY2016-17 annual budget for the Water and Sewer Fund for work associated with the Falling Creek Road and 29<sup>th</sup> Avenue Bridge projects. This correction will reduce the amount of revenue budgeted from the Water and Sewer Fund Balance by \$283,846, thereby returning the same to the Fund Balance.*
  - To recognize \$26,962 in revenue received from property owners on Wedgewood Drive for material costs associated with installation of a waterline by Public Utilities.*

IX. Items Removed from Consent Agenda - None

X. Informational Item

XI. New Business:

A. Public Hearings

**D** 1. Consideration of a Vacant Building Revitalization Grant Performance Agreement with The Block 108, LLC for Property Located at 26 1<sup>st</sup> Avenue SE. **(Exhibit XI.A.1.)**

*City Council established the Vacant Building Revitalization and Demolition Grant program on September 16, 2008. The program provides grant funding up to \$20,000 for rehabilitation of vacant buildings within the Urban Revitalization Area and targeted industrial buildings in other areas of the City. The Block 108, LLC has applied for a Vacant Building Revitalization Grant in the amount of \$20,000 to assist in the rehabilitation of the former Ferguson Plumbing building at 26 1<sup>st</sup> Avenue SE. After rehabilitation, the applicant plans to use the building for the offices of Alex Harrill Construction. The Business Development Committee reviewed this proposal at their November 16<sup>th</sup> meeting and recommends approval. Recent changes to the North Carolina General Statutes require a public hearing prior to approval of the grant. Staff recommends City Council approve the Vacant Building Revitalization Grant with The Block 108, LLC.*

*This public hearing was advertised in a newspaper having general circulation in the Hickory area on December 9, 2016. The public hearing was opened on December 20, 2016 and continued to January 17, 2017 because the applicant's closing had been delayed.*

B. Departmental Reports:

**A** 1. Presentation of a Proposal for Mountain Bike Trail Improvements at Hickory City Park and Rotary-Geitner Park. **(Exhibit XI.B.1.)**

*For many years, the Parks and Recreation Department benefited from the work of a small group of loyal volunteers who maintained the mountain bike trails at both Hickory City Park and Rotary-Geitner Park. These volunteers have now stepped aside and are no longer active. Another group of volunteers expressed interest in assuming these efforts and taking the mountain bike trails to a higher level through a public/private partnership with the City of Hickory. They are affiliated with a regional and national mountain bike advocacy organization that would raise funds to secure a professional trail designer to redesign and reconstruct the existing mountain bike trail system to make it more user friendly, install proper and appropriate trail identification signage and create a mapping system of the trails. Once the improvement project is completed, this same group of volunteers would provide ongoing maintenance of the trails. Two of the volunteers, Kirk Brittain and Brad Stevens, presented the group's vision to the Parks and Recreation Commission at their December 13, 2016 meeting. The Parks and Recreation Commission unanimously endorsed the proposal and recommended consideration of the same by City Council. Staff recommends Council's consideration and approval of the proposal for mountain bike trail improvements at Hickory City Park and Rotary-Geitner Park.*

**NA** 2. Quarterly Financial Report

**NA** 3. 2017 State Legislative Agenda. **(Exhibit XI.B.3.)**

*Each year the City of Hickory prepares a list of key issues and talking points for the City leaders to use in their conversations with their legislative delegation at*

*the State and Federal level. The Legislative Agenda explains how the City of Hickory views potential legislation and initiatives to change current laws, information for seeking funding requests and is an important communication tool that guides Staff and City leaders to successfully deliver the message on these key issues. The Legislative Agenda includes issues on the local, State and Federal level that are of particular importance to the quality of life for residents in the City of Hickory and the surrounding Community. Members of Council and Staff use this Agenda while meeting with the Federal and the State delegation. City Staff work with an in-house local government liaison and lobbyist on issues at the State and Federal level. Staff requests Council's adoption of the 2017 State Legislative Agenda for the City of Hickory for use in effectively communicating key issues in the coming year with our legislative delegation.*

**A** 3. Appointments to Boards and Commissions

**BOND IMPLEMENTATION COMMISSION**

(Terms Expiring 2-1; 3 Year Terms) (Appointed by City Council)

Mayor Wright Appoints

Michael Thomas expires 2-2-17 eligible for reappointment

**Mayor Wright nominated Michael Thomas to the Bond Implementation Commission.**

Alderman Lail Appoints

Suzanne Trollan expires 2-2-17 eligible for reappointment

**Alderman Lail nominated Suzanne Trollan to the Bond Implementation Commission.**

Alderman Tarlton Appoints

James "Jim" Campbell expires 2-2-17 eligible for reappointment

**Alderman Tarlton nominated James "Jim" Campbell to the Bond Implementation Commission.**

Alderman Seaver Appoints

Norman Cook expires 2-2-17 eligible for reappointment

Alderman Guess Appoints

David Roberts II expires 2-2-17 eligible for reappointment and  
(Unexpired Term of Jerisha Farrer resigned 11-28-2016, (term expires 2-2-2018))

**Alderman Guess nominated David Roberts II and Clise Johnson Plant to the Bond Implementation Commission.**

Alderman Zagaroli Appoints

R. Alan Barnhardt expires 2-2-2017 eligible for reappointment

**Alderman Zagaroli nominated R. Alan Barnhardt to the Bond Implementation Commission.**

Alderwoman Patton Appoints

Rob Dickerson expires 2-2-2017 eligible for reappointment

**Alderwoman Patton nominated Rob Dickerson to the Bond Implementation Commission.**

***Ex-Officio Members to Bond Implementation Commission  
(Appointed by Boards and Commissions)***

Business Development Committee  
 Catawba County Chamber of Commerce  
 Citizen's Advisory Committee  
 Community Appearance Commission reappointed Charlie Hayes  
 Community Relations Council  
 Hickory International Council  
 Hickory Regional Planning Commission  
 Historic Preservation Commission  
 Library Advisory Board reappointed Carolyn Sinclair  
 Parks and Recreation Commission reappointed Dean Proctor  
 Public Art Commission reappointed Jennifer Helton  
 Recycling Advisory Board reappointed Norm Meres  
 University City Commission  
 Youth Council

**COMMUNITY APPEARANCE COMMISSION**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)  
 Ward 3 (Seaver Appoints) VACANT  
 Ward 4 (Guess Appoints) VACANT

**COMMUNITY RELATIONS COUNCIL**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)  
 Other Minority (Council Appoints) VACANT  
 Other Minority (Council Appoints) VACANT

**HICKORY REGIONAL PLANNING COMMISSION**

(Terms Expiring 6-30; 3-Year Terms With Unlimited Appointments)  
 (Appointed by City Council)  
 Burke County (Mayor to Nominate) VACANT

**INTERNATIONAL COUNCIL**

(Appointed by Mayor with the Concurrence of City Council)  
 (3) Positions VACANT

**Mayor Wright nominated Ibiyemi Carrol to International Council.**

**LIBRARY ADVISORY BOARD**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)  
 Ward 4 (Guess Appoints) VACANT  
 At-Large (Mayor Appoints) VACANT

**PUBLIC HOUSING AUTHORITY**

(Terms Expiring 6-30; 5-Year Terms) (Appointed by the Mayor)  
 Position 9 VACANT

**RECYCLING ADVISORY BOARD**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)  
 Ward 3 (Seaver Appoints) VACANT  
 Ward 4 (Guess Appoints) VACANT  
 At-Large (Council Appoints) VACANT

**YOUTH COUNCIL**

(Terms Expiring 6-30; 1-Year Terms) (Appointed by City Council)  
 St. Stephens High School Representatives 1 Position VACANT  
 At-Large Representatives 1 Position VACANT  
 Challenger High School Representative 1 Position VACANT

C. Presentation of Petitions and Requests

XII. Matters Not on Agenda (requires majority vote of Council to consider)

XIII. General Comments by Members of Council, City Manager or City Attorney of a Non-Business Nature

Mayor Wright mentioned the ongoing work at the “sinkhole”.

XIV. Adjournment

**\*Hickory City Code Section 2-56. Public Address to Council:**

**“When conducting public hearings, considering ordinances and otherwise considering matters wherein the public has a right to be heard, when it appears that there are persons present desiring to be heard, the Mayor shall require those opposing and favoring the proposed action to identify themselves. Each side of the matter shall be given equal time. Those opposing the proposed action shall be allowed 15 minutes for presentation, followed by 15 minutes for those favoring the action, with the opponents then to have five minutes for rebuttal and the proponents to then have five minutes for surrebuttal. Those persons on either side shall have the right to divide their allotted time among them as they may choose. The Council, by majority vote, may extend the time for each side equally. On matters in which the person desiring to address the Council does not have a legal right to speak, the Council shall determine whether it will hear the person. The refusal to hear a person desiring to speak may be based upon grounds that the subject matter is confidential, that its public discussion would be illegal, that it is a matter not within the jurisdiction of the Council or for any other cause deemed sufficient by the Council. Any person allowed to speak who shall depart from the subject under discussion or who shall make personal, impertinent or slanderous remarks, or who shall become boisterous while addressing the Council shall be declared out of order by the Mayor, or by vote of the Council, and barred from speaking further before the Council unless permission to continue shall be granted by a majority vote of the Council, under such restrictions as the Council may provide.”**

**The City of Hickory holds all public meetings in accessible rooms.  
Special requests for accommodation should be submitted by individuals  
with disabilities at least 48 hours before the scheduled meeting.  
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