



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

October 20, 2015
7:00 p.m.

- I. Call to Order
- II. Invocation by Rev. David Roberts II, Pastor, Morning Star First Baptist Church
- III. Pledge of Allegiance
- IV. Special Presentations
- NA** A. Swearing-in Mike Johnson and Dean Proctor to the North Carolina Wildlife Resources Commission

NC House Representative Jay Adams discussed the Public Trust Doctrine which established a trustee relationship of government to hold and manage wildlife and waterways for the benefit of the resources and the public. He also discussed the formation of the Catawba County Wildlife Club and the significance of early members being instrumental in the formation of the North Carolina Wildlife Commission. The Commission is comprised of 19 members. Mr. Adams advised that it unprecedented to have two members of the Commission from a single city. By the Governor's appointment Mr. Mike Johnson will be serving six years and by the Speakers appointment Mr. Dean Proctor will be serving two years. Mr. Adams asked Chief District Court Judge Burford Cherry to the podium to administer the Oath of Office to Mr. Johnson and Mr. Proctor.

Chief District Court Judge Burford Cherry administered the Oath of Office to Mr. Johnson and Mr. Proctor.
- NA** B. Presentation of the Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2015 by Paula Hodges, Audit Partner with Martin Starnes & Associates

Ms. Paula Hodges, Audit Partner with Martin Starnes & Associates presented the Comprehensive Annual Financial Report for June 30, 2015.
- V. Persons Requesting to Be Heard
 - A. Mr. Larry Pope discussed concerns with the Hickory Housing Authority.
- VI. Approval of Minutes
- A** A. Regular Meeting of October 6, 2015 (**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 the National Naval Aviation Museum Standard Renewal Loan Agreement for Loaned Aircraft and Artifacts Located at the Hickory Regional Airport. **(First Reading Vote: Unanimous)**

A2 B. Approval of the Contract Renewal with Socrata in the Amount of \$12,000. **(First Reading Vote: Unanimous)**

A2 C. Budget Ordinance Amendment Number 7. **(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. Proclamation for Extra Mile Day, November 1, 2015. **(Exhibit VIII.A.)**

A B. Proclamation for Red Ribbon Week, October 23-31, 2015. **(Exhibit VIII.B.)**

A1 C. Approval of a Lease Agreement for Property Located at 304 3rd Street SW, Hickory to Jamie Janine Reed and Christopher Martin Stevey. **(Exhibit VIII.C.)**

Hickory Police Department purchased and renovated the property at 304 3rd Street SW Hickory. The property is adjacent to the current 6.18 acres of City owned property and would provide necessary land for any future expansion of the Police Department. The property has three bedrooms, two baths, stove, refrigerator, and microwave. Hickory Police Department requests leasing the property to Jamie Janine Reed and Christopher Martin Stevey in the amount of \$600 per month, beginning November 1, 2015. The tenant will be responsible for all utilities.

A D. Approval of Amended Special Event Application for 2015 Walk to End Alzheimer's, Meghan Lawton, Regional Manager, Alzheimer's Association of WNC, Crawdad's Stadium/Park, October 31, 2015 7:00 a.m. to 1:00 p.m. **(Exhibit VIII.D.)**

A E. Citizens' Advisory Committee Recommendations for Assistance through the City of Hickory's Housing Programs. **(Exhibit VIII.E.)**

The following requests were considered by the Citizens' Advisory Committee at their regular meeting on October 1, 2015:

➤ *Raymond Mitchell, 638 3rd Avenue Drive SE, Hickory, was approved for Loan Subordination. Mr. Mitchell's loan was done under the First-Time Homebuyers Program. The Citizens' Advisory Committee recommended this subordination to help Mr. Mitchell do a loan modification to lower his monthly payment/interest rate and make it more affordable. He will not be taking any money out for personal use.*

Each of the following applicants are being recommended for approval for assistance under the City of Hickory's 2015 Urgent Repair Program. This program provides qualified low income citizens with assistance for emergency-related repairs not to exceed \$8,000.

➤ *Ruth Adams, 117 3rd Avenue SW, Hickory*
➤ *Irma Griffin, 529 12th Street SW, Hickory*
➤ *Teresa Robinson, 3271 Blue Sky Court, Newton*

The Citizens' Advisory Committee recommends approval of the aforementioned requests for assistance through the City of Hickory's housing assistance programs.

A F. Approval of "Food for Fines" Amnesty Weeks at the Libraries. **(Exhibit VIII.F.)**

Approval of the waiver of overdue fines for library customers who donate canned, boxed, or bagged food items at either Patrick Beaver Memorial Library or Ridgeview Branch

Library during the two-week period of December 1-15, 2015. One item of food will cancel \$1 in overdue fines, and donated items will be given to Greater Hickory Cooperative Christian Ministry. Library staff recommends approval of the annual "Food for Fines" Amnesty Weeks.

- A1** G. Approval of the Capital Purchase of Structural Firefighting Gear for FY15/16 in the Amount of \$385,000. **(Exhibit VIII.G.)**

Hickory Fire Department requests approval for the purchase of structural firefighting gear for all personnel. The last purchase of structural firefighting gear was in FY09/10. The fire department incorporates the use of an equipment committee made up of full-time personnel. This committee is tasked with reviewing best practices from across North Carolina and the United States when reviewing tools for apparatus or equipment for the firefighters. The committee chose the Honeywell/Morning Pride line of structural gear for its build qualities, exceptional protection during fire conditions, and renowned customer service. In the analysis, local cooperative purchase plans and local government awarded bid contracts were reviewed to see if any could be utilized in meeting the purchasing needs of the fire department. The Charlotte Cooperative Purchasing Alliance has such a contract, and the terms have been extended to all North Carolina fire departments that wish to piggyback on the contracts purchasing agreement with Morning Pride. The fire department will be purchasing 130 complete sets of structural firefighting gear, at an approximate cost of \$356,000. This cost may increase or decrease depending on the sizing changes that may occur between different personnel. The fire department recommends acceptance of the Charlotte Cooperative Purchasing Alliance terms for the purchase of the CIP structural firefighting gear for personnel.

- A1** H. Approval of a Contract with Crowder Construction Company in the amount of \$2,699,000 for the Emergency Power Generator Replacement Project at the Water Treatment Facility. **(Exhibit VIII.H.)**

The City of Hickory Water Treatment Facility was last upgraded in 1993. This upgrade included the installation of a new emergency generator that would provide power to portions of the facility in the event of power failure. The generator is approximately 24 years old and is a permit required critical piece of equipment for operations of the facility. The generator is experiencing failures on the power generation end of the emergency generator and has exceeded the mechanical life of the unit. Staff has had the existing emergency generator evaluated and vendors cannot provide replacement parts to repair the existing unit. In October of 2014, with City Council's approval, HDR Engineering Inc. analyzed and designed the project. The project was advertised for bid and Crowder Construction Company was the lowest responsible bidder. On October 6, 2015, on second reading, Council accepted bids on this project. This project is planned as a component of the FY 15-16 Capital Budget to be funded from Capital Reserves. Staff recommends Council award the contract for the Water Treatment Facility emergency power generator replacement project with Crowder Construction Company being the lowest responsible bidder in the amount of \$2,699,000.

- A1** I. Approval of an Amendment to the Agreement for Engineering Services with HDR Engineering, Inc. of the Carolinas in the Amount of \$114,500. **(Exhibit VIII.I.)**

In October of 2014, City Council approved a contract with HDR Engineering, Inc. of the Carolinas to perform professional engineering services for the generator at the Water Treatment Facility. Staff is proposing to hire HDR Engineering, Inc. to provide construction administration and inspection services on the project due to the level of familiarity with the design and infrastructure. This project is anticipated to take approximately a year to complete and will be staffed with an engineer full-time while the contractor is on-site. Fees were negotiated using standard accepted tables. This project is planned as a component of the FY 15-16 Capital Budget to be funded from Capital Reserves. Staff recommends Council's approval of this Amendment to the Agreement for Engineering Services with HDR Engineering, Inc. of the Carolinas to perform professional engineering services related to construction administration and inspection

services for the replacement emergency generator at the Water Treatment Facility in the amount of \$114,500.

A1 J. Acceptance of 35th Avenue Court NE into the City of Hickory's Street Maintenance. (Exhibit VIII.J.)

35th Avenue Court NE was recently brought up to City of Hickory roadway standards by adjacent property owners. The section is approximately 550 feet long and is located on the east side of Falling Creek Road between Falling Creek Estates and Woodlawn Memorial Gardens. Public right of way existed previously and roadway is within the City limits. This street is eligible for City maintenance and inclusion on the Powell Bill listing. The work required to bring the road to City of Hickory standards was financed entirely with private funds and no City monies were used for that work. Staff recommends that 35th Avenue Court NE be accepted by City of Hickory street maintenance and inclusion on Powell Bill listing.

A1 K. Budget Ordinance Amendment Number 8. (Exhibit VIII.K.)

- 1. To recognize \$300.00 revenue received from Youth Council participants for their portion of the fee for attendance at state conference in Winston-Salem the weekend of October 9-11, 2015.*
- 2. To transfer unspent funds of \$383 within Capital Project #546014 (Storm Damage Repair) back to the General Fund and close out the project.*
- 3. Upon closing Grant Project #G51100 (Police Dept. vests 2013), \$2 was remaining and transferred back to the General Fund. The original grant in the amount of \$25,200 (\$9,350.17 Federal Funds and \$15,849.83 Local Match) was accepted by City Council on December 3, 2013. The grant project provided 42 vests for the Hickory Police Department. Unused funds in the amount of \$2 will be returned to the General Fund.*
- 4. To amend the budget for the FY14 Edward Byrne Memorial Justice Assistance Grant (JAG) Program - Award #2014-DJ-BX-1087 - Award Date 08/29/14 - Award Project Period 10/01/13 to 09/30/15. Federal award in the amount of \$23,359 for the purchase of Training Breaching Door Kit, Individual Officer Trauma Kit, and Ballistic Shield. Council approved application process on 05/20/14. Council accepted the grant award on 09/16/14. Final amendment request to fund expenditure overages for the project in the amount of \$43. The overage will be transferred from the General Fund Hickory Police Departmental Supplies Operating Budget.*

A1 L. Grant Project Ordinance Number 3. (Exhibit VIII.L.)

- 1. This Grant Project Ordinance will set up revenue and expenditure line-item budgets for the 2015 Urgent Repair Program (URP15). The City of Hickory was approved by the North Carolina Housing Finance Agency in the amount of \$50,000 with a local required match of \$5,000. The required match is provided by Miscellaneous Revenues/Program Income.*

A1 M. Grant Project Ordinance Number 4. (Exhibit VIII.M.)

- 1. This Grant Project Ordinance will establish the project budget for the purchase of 12 body-worn cameras, hardware, service, and digital evidence management solution for the Hickory Police Department and the purchase of equipment for officer training by Catawba County. Federal funding in the amount of \$19,555 is available to the City and \$12,900 is available for Catawba County. Hickory is the lead agency for grant administration. Council accepted the award on September 15, 2015.*

A1 N. Grant Project Ordinance Amendment Number 2. (Exhibit VIII.N.)

1. To transfer unspent funds of \$383 within Capital Project #546014 (Storm Damage Repair) back to the General Fund and close out the project.
2. To transfer unspent funds of \$2 within Capital Project #G51100 back to the General Fund and close the project. The original grant in the amount of \$25,200 (\$9,350.17 Federal Funds and \$15,849.83 Local Match) was accepted by City Council on December 3, 2013. The grant project provided 42 vests for the Hickory Police Department. Unused funds in the amount of \$2 will be returned to the General Fund.
3. To move a total of \$78,750 in CDBG Entitlement Block Grant revenues into CDBG Public Infrastructure for street resurfacing (\$18,750) and Optimist Park Improvements for tennis court renovations (\$60,000).
4. To amend the budget for the FY14 Edward Byrne Memorial Justice Assistance Grant (JAG) Program - Award #2014-DJ-BX-1087 - Award Date 08/29/14 - Award Project Period 10/01/13 to 09/30/15. Federal award in the amount of \$23,359 for the purchase of Training Breaching Door Kit, Individual Officer Trauma Kit, and Ballistic Shield. Council approved application process on 05/20/14. Council accepted the grant award on 09/16/14. Final amendment request to fund expenditure overages for the project in the amount of \$43. The overage will be transferred from the General Fund Hickory Police Departmental Supplies Operating Budget.

IX. Items Removed from Consent Agenda – None

X. Informational Item

NA A. Mayor Wright’s Travel to North Carolina League of Municipalities Ignition City Vision 2015, Winston-Salem, NC, October 12, 2015 (Registration \$410; Mileage Reimbursement \$81.65). **(Exhibit X.A.)**

XI. New Business:

A. Public Hearings

A 1. Consideration of Voluntary Contiguous Annexation of 11.936 acres Located in the 3000 Block of Short Road. **(Exhibit XI.A.1.)**

A petition was submitted on behalf of Cecil and Rachel Munday for the voluntary contiguous annexation of 11.936 acres of property located in the 3000 block of Short Road. The annexation area is the proposed location of an eighty unit residential apartment complex. The construction of which will require municipal water and sewer service. Upon analysis, Staff has determined the petition meets the statutory requirements for voluntary contiguous annexation, and adequate public services are available. Staff recommends approval of the requested annexation.

This public hearing was advertised in a newspaper having general circulation in the Hickory area on October 9, 2015.

A 2. Consideration of the Sale of Five City-Owned Properties Located on F Avenue SE. **(Exhibit XI.A.2.)**

The City owns five properties located on F Avenue SE that were originally purchased with Community Development Block Grant (CDBG) Funds as part of the East Hickory Redevelopment Plan. The properties are located at 865, 870, 872, 880, and 889 F Avenue SE. These properties were originally purchased for future development and to stabilize the area through the reduction of blight. Staff has been approached by AMMCO, LLC with an offer to purchase these

properties, and plans on developing these properties for residential use. A public hearing is required since the properties were purchased with CDBG funds. In accordance to the US Department of Housing and Urban Development Regulations, the properties must be sold for market value. A recent appraisal listed the market value of these properties at \$17,000. The offer from AMMCO, LLC is for market value. The properties must also be sold subject to the upset bid process. Staff recommends that City Council adopt a resolution accepting the offer from AMMCO, LLC and authorize Staff to advertise for upset bids.

This public hearing was advertised in a newspaper having general circulation in the Hickory area on October 9, 2015 and October 16, 2015.

B. Departmental Reports:

- A1** 1. Consideration of a Memorandum of Understanding for the Construction of a Splash Pad at Kiwanis Park. **(Exhibit XI.B.1)**

The City of Hickory, Hickory Kiwanis Club and the Kiwanis Club of Western Catawba County engaged in a joint effort to construct the Zahra Baker All Children's Playground at Kiwanis Park which opened May of 2012. Both Kiwanis clubs have agreed to partner with the City of Hickory to jointly fund the construction of a splash pad at Kiwanis Park that would be maintained by the City of Hickory as part of its operations. The Memorandum of Understanding details the terms and conditions under which the splash pad will be constructed. The Memorandum of Understanding has been sent to both the Hickory Kiwanis Club and the Kiwanis Club of Catawba County for their respective consideration and approval. The Parks and Recreation Commission considered and approved the Memorandum of Understanding at their August 11, 2015 meeting and recommends its approval by City Council. Staff recommends approval of the Memorandum of Understanding for the construction of a splash pad at Kiwanis Park.

- NA** 2. Appointments to Boards and Commissions

COMMUNITY RELATIONS COUNCIL

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)

Other Minority VACANT

Other Minority 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 Since 8-6-2008

Brookford (Mayor to Nominate) VACANT Since 6-2006

Catawba County (Mayor to Nominate) VACANT

INTERNATIONAL COUNCIL

(Appointed by Mayor with the Concurrence of City Council)

(8) Positions VACANT

PARKS AND RECREATION COMMISSION

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)

At-Large Minority VACANT

PUBLIC ART COMMISSION

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)

Ward 2 Frank Lenoir resigned 10-14-2015

Ward 3 VACANT

At-Large (Mayor Nominates) VACANT Mylinda Strittmatter resigned 9-8-2015

RECYCLING ADVISORY BOARD

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

SALT BLOCK FOUNDATION

(Term Expires 6-30; 2-Year Term)
Remainder of Mandy Pitts Term expires June 30, 2016

YOUTH COUNCIL

(Terms Expiring 6-30; 1-Year Terms) (Appointed by City Council)

Hickory Career Arts Magnet 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

Alderman Guess commended Hickory Fire Department for their quick response to a residential fire and saving a man's life.

Mayor Wright discussed a meeting that he Alderman Guess, Alderwoman Patton, and Staff had attended in Greensboro with HUD. He discussed concerns regarding Hickory Housing Authority and the City's role.

XIV. Adjournment

**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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