A G E N D A

HICKORY CITY COUNCIL

May 3, 2016

7:00 p.m.

AGENDA
www.hickorync.gov

If you have any questions about any item on this agenda or if you need more information about any item in addition to the information contained in the agenda package, please call the City Manager at 323-7412. A "Citizen Comment Sheet", which explains the procedure to address the City Council, is located on the table outside Council Chambers. We also encourage you to complete the Comment Sheet and offer any suggestions or questions you have. For more information about the City of Hickory go to: www.hickorync.gov.

Hickory City Council — May 3, 2016
76 North Center Street — 7:00 p.m.

I. Call to Order

II. Invocation by Rev. David E. Roberts, II, Pastor, Morning Star First Baptist Church

III. Pledge of Allegiance

IV. Special Presentations

A. Presentation of a Proclamation for National Police Week 2016 to Hickory Police Department. **(Exhibit IV.A.)**

V. Persons Requesting to Be Heard

VI. Approval of Minutes

A. Regular Meeting of April 19, 2016. **(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.

A. Approval of a Landscape Grant Agreement in the Amount of $792.50 to Tar Heel Properties of Hickory, LLC for Property Located at 1091 13th Street NE. **(First Reading Vote: Unanimous)**

B. Approval of a Landscape Grant Agreement in the Amount of $792.50 to Caddle Investments, LLC for Property Located at 1311 10th Avenue Lane SE. **(First Reading Vote: Unanimous)**

C. Approval of an Agreement for Professional Services with McGill Associates in the Amount of $196,400 for the Geitner Basin Sewer System Rehabilitation Project. **(First Reading Vote: Unanimous)**

D. Approval of the Microenterprise Grant Agreement with CNC for Hire. **(First Reading Vote: Unanimous)**

E. Acceptance of the Offer to Purchase City-Owned Property Located at 159 12th Street Court SE in the Amount of $78,000. **(First Reading Vote: Unanimous)**

F. Budget Ordinance Amendment Number 22. **(First Reading Vote: Unanimous)**

G. Grant Project 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. Approval to Issue a Pyrotechnic Display Permit to Hickory Motor Speedway. **(Exhibit VIII.A.)**

Kevin Piercy, General Manager of the Hickory Motor Speedway has submitted a request to obtain permission to have a public fireworks display on the following 2016 dates: July 23, and July 30, 2016. Rain Dates: July 24, and July 31, 2016.

The North Carolina Fire Code requires a mandatory operational permit for the use and handling of pyrotechnic special effects material. The Division of Fire & Life Safety Bureau shall review all required documentation. The Fire Prevention Bureau will also inspect the pyrotechnics display area prior to the event to ensure compliance with all guidelines and codes. Staff recommends approval of the pyrotechnics displays.

B. Acceptance of the North Carolina Department of Transportation Municipal Maintenance Agreements. **(Exhibit VIII.B.)**

The City of Hickory maintains North Carolina Department of Transportation (NCDOT) roadways, signalized and un-signalized intersections, and a signal system within the City limits. NCDOT reimburses the City for this maintenance based upon a fee schedule that is used by all municipalities in the State that have such an agreement. This agreement is for one year and eligible for automatic renewal every year for five years. Detailed records are kept and submitted to NCDOT quarterly for work performed. Through these reports reimbursement is issued. Without renewal of the Maintenance Agreement, the City would not receive any monies from NCDOT for work performed. Staff recommends Council's approval of the NCDOT Municipal Maintenance Agreements for the Traffic Division.

C. Approval of a Resolution Accepting the Offer of Dedication for 41st Avenue NW and 1st Street NW, as Shown on Plat Book 75, at Page 188, of the Catawba County Registry. **(Exhibit VIII.C.)**

The City has been presented with an offer of dedication for street right-of-way as shown on a plat recorded in Plat Book 75, at Page 188 of the Catawba County Registry. The area consists of the right-of-way areas for 41st Avenue NW and 1st Street NW. The streets were constructed by the developer as part of The Landing at Moore's Ferry Phase 8 residential development. The streets have been properly inspected by the City of Hickory, and been found to meet the minimum design requirements necessary for public maintenance. Public use and maintenance of street right-of-way cannot occur unless City Council formally accepts the offer of public dedication by means of a duly executed resolution. This requirement is outlined in the North Carolina General Statutes, as well as the City's Land Development Code. Staff recommends City Council's approval of the resolution accepting the offer of dedication for 41st Avenue NW and 1st Street NW, as shown on Plat Book 75, at Page 188 of the Catawba County Registry.

D. Approval of Special Events Activities Application for Fitzgerald Wedding Ceremony & Reception, Pete Subsara, Director of Promotions and Community Relations, Hickory Crawdads, June 25, 2016, 2:00 p.m. to 11:00 p.m., L.P. Frans Stadium, 2500 Clement Blvd. **(Exhibit VIII.D.)**

E. Approval of Special Events Activities Application for Friends of Hickory Park Groundbreaking, Roger Young, Board Member, Friends of Hickory, LLC, May 11, 2016, 11:00 a.m. to 1:15 p.m., Corner of Main Avenue NW and 3rd Street NW. **(Exhibit VIII.E.)**

F. Proclamation for National American Public Works Week, May 15 – 21, 2016. **(Exhibit VIII.F.)**

G. Approval of a Supplemental Agreement with North Carolina Department of Transportation for the Roundabouts on Sandy Ridge Road at 21st Avenue NE and 29th Avenue Drive NE. **(Exhibit VIII.G.)**

As discussed at Council's February 25th and March 3rd workshops, the City applied for and received Congestion Management and Air Quality (CMAQ) funding approval from the North Carolina Department of Transportation (NCDOT) for intersection improvements on 16th Street NE (Sandy Ridge Road) at 21st Avenue NE and at 29th Avenue Drive NE. The supplemental agreement increases the funding amount to $3,697,000, which is 80 percent of the total project cost of $4,621,250. The City would be responsible for the remaining 20 percent, which amounts to $924,250. Staff recommends approval of a supplemental agreement which provides additional funding for the project. It is anticipated that funds for the right of way will be required in FY 16/17 and for construction in FY 17/18.

IX. Items Removed from Consent Agenda

X. Informational Item

XI. New Business:

A. Public Hearings

1. Consideration of the Community Development Block Grant 2016 Annual Action Plan. **(Exhibit XI.A.1.)**

In 2016, the City of Hickory will receive approximately $280,251 through the Community Development Block Grant Program and approximately $130,000 in program income for a total of $410,251. Funds will be used to develop stronger communities by providing decent housing, creating suitable living environments, and expanding economic opportunities, principally for people of low and moderate income. The City of Hickory's 2015-2019 Consolidated Plan is updated on an annual basis through the development of an Annual Action Plan. The plan sets priorities among these needs and sets out the action plan for use of available funds on a yearly basis. This provides for flexibility in determining priorities as the needs of the community change from year to year. The 2016 Annual Action Plan will be submitted to the U.S. Department of Housing and Urban Development on or before May 15, 2016 as the City's strategy for administering 2016 Federal funds for community development and housing. The Citizen's Advisory Committee reviewed the draft action plan at their meeting on March 7, 2016 and recommended approval of the proposed budget.

This public hearing was advertised in a newspaper having general circulation in the Hickory area on April 3, April 23, and May 3, 2016.

B. Departmental Reports:

1. Catawba County Community Health Assessment Walkability Study. **(Exhibit XI.B.1.)**

2. Council Discussion of Appointment Process for Deidra Lackey Memorial Conservancy Board.

3. Appointments to Boards and Commissions

CITIZEN'S ADVISORY COMMITTEE
(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)

Small Cities Project Area	Paul Carswell Resigned 4-6-16 (moved out of the project area)

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

INTERNATIONAL COUNCIL
(Appointed by Mayor with the Concurrence of City Council)
(6) Positions VACANT

LIBRARY ADVISORY BOARD
(Terms Expiring 6-30; 3-Year Terms) (Appointed by Council)
At-Large (1) Mayor Appoints - Jane Everson resigned 4-14-2016

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

Alderman Seaver to nominate Gregory Schauble to Ward 3 Representative, Pubic Art Commission.

RECYCLING ADVISORY BOARD
(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)
Ward 3 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

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.
Phone Services (hearing impaired) – Call 711 or 1-800-735-2962

HICKORY
North Carolina
Life. Well Crafted.

PROCLAMATION

National Police Week 2016

Whereas: there are approximately 900,000 law enforcement officers serving in communities across the United States, including the dedicated members of the Hickory Police Department; and

Whereas: there have been 15,725 assaults against law enforcement officers in 2014, resulting in approximately 13,824 injuries; and

Whereas: since the first recorded death in 1791, almost 20,000 law enforcement officers in the United States have made the ultimate sacrifice and been killed in the line of duty, including Jerald Wayne Maynor of the Hickory Police Department on August 9, 1977; and

Whereas: the names of these dedicated public servants are engraved on the walls of the National Law Enforcement Officers Memorial in Washington, D.C.; and

Whereas: 252 new names of fallen heroes are being added to the National Law Enforcement Officers Memorial this spring, including 123 officers killed in 2015 and 129 officers killed in previous years; and

WHEREAS: May 15 is designated as Peace Officers Memorial Day, in honor of all fallen officers and their families and U.S. flags should be flown at half staff;

NOW, THEREFORE, I Rudy Wright, Mayor of the City of Hickory, on behalf of Hickory City Council, do hereby proclaim May 15-21, 2016, as Police Week in the city of Hickory, and publicly salutes the service of law enforcement officers in our community and in communities across the nation.

National Police Week 2016

To recognize National Police Week 2016 and to honor the service and sacrifice of those law enforcement officers killed in the line of duty while protecting our communities and safeguarding our democracy.

Proclaimed this, the 3rd day of May 2016.

Rudy Wright, Mayor

A Regular Meeting of the City Council of the City of Hickory was held in the Council Chamber of the Municipal Building on Tuesday, April 19, 2016 at 7:00 p.m., with the following members present:

	Rudy Wright	
Brad Lail		Hank Guess
Vernon Tarlton	Aldermen	David P. Zagaroli
Danny Seaver		Jill Patton

A quorum was present.

Also present were: City Manager Mick Berry, Assistant City Manager Rodney Miller, Assistant City Manager Andrea Surratt, Deputy City Attorney Arnita Dula, City Attorney John W. Crone, III, Governmental Affairs Manager Yaidee Fox, and City Clerk Debbie D. Miller

I. Mayor Wright called the meeting to order. All Council members were present.

II. Invocation by Rev. Wil Posey, Associate Pastor, First United Methodist Church

III. Pledge of Allegiance

IV. Special Presentations

A. Presentation of a Proclamation for Building Safety Month to Members of Hickory Police Department's Code Enforcement.

City Manager Mick Berry asked Code Enforcement Supervisor Bobby Baker and Code Enforcement Officer Kent Sigmon to the podium.

Mayor Wright commented that these were two of the most talked about people in Hickory. Some people think they are doing too much to interfere with people's rights to their own property, and the other half of the people think they are not doing enough. They are charged with keeping the people safe in the various properties. Mayor Wright advised that the County's standards were not as high as the City's standards. Mayor Wright read and presented a Proclamation for Building Safety Month to Code Enforcement Supervisor Bobby Baker and Code Enforcement Officer Kent Sigmon.

Mayor Wright asked Alderman Lail if he served on the State's Building Code Council.

Alderman Lail commented that he had served at one time on the North Carolina Building Code Council.

V. Persons Requesting to Be Heard

A. Mr. Ed Farthing – Concerns with HB2

Mayor Wright explained the public comment period. He asked Mr. Ed Farthing to the podium.

Mr. Ed Farthing addressed City Council regarding House Bill 2. Mr. Farthing commented that he was very concerned about the effects that House Bill 2, sometimes called "the bathroom bill", is having. He didn't think that there was a person in the room that would say that the publicity that the State of North Carolina has gotten over the last three weeks has been good. He thinks that it has substantially damaged the brand for the State of North Carolina and therefore by definition has substantially damaged the brand of Hickory, North Carolina. People know how important brand is. He referenced the agenda which contained the brand of the City of Hickory right on the top, "Life. Well Crafted." A brand is an important thing. He did not think that it was critical as to why the publicity had been the way was. He didn't think that it was critical whether you support or you oppose the underlying legislation. What he thinks is important is the "broom ha-ha" that has developed over that legislation. We are trying to get our children in Hickory to stay in Hickory. We are trying to get young people from around the country to come into Hickory, and we are trying to get the employers who will give those folks a job here in Hickory. He thinks the ruckus surrounding this bill is making that job harder. Who says so? The executive officers of 170 of America's leading companies say "the business community by and large has consistently communicated the lawmakers at every level that such laws are bad for our employees and are bad for business." This is not a direction in which States move when they are seeking to provide successful thriving hubs for business and economic development. Isn't that exactly what we are trying to do with our $40 million dollars? Or how about Margaret Spellings, George Bush's Education Secretary who was running his Presidential library until she was recruited to, and came to be President of the University of North Carolina. She says "we are concerned about the kind of chill this law is having as it relates to the climate, the culture, the goodwill that we attempt to engender on university campuses as it relates to free expression, diversity and our ability to recruit students, faculty and staff." She did not say could be, or might be, she said it is. Or North Carolina State Economist Mike Walden of the conservative John Locke Foundation who told the Federal Observer this week "the corporate opposition to the anti-LGBT law will force the General Assembly to rewrite the legislation or the economic damage to the State will continue to increase." Those are not just light comments made by some random people. Or how

about "we deplore the law signed into legislation that is HB2, we believe this law is pernicious and discriminatory and moves our society backwards. We wholeheartedly add our voice to the chorus of fair minded citizens calling for its repeal", Andy Bray, Vanguard Furniture. He proposed that we as a City say we are working hard to create an economic and community environment that will entice our young folks to stay home which will also attract their peers from around the country and want to attract the employers that will allow them work in a diverse and creative workplace. That the perception created by HB2 and the publicity that it has generated is not helpful to our goals and that is our hope as the City of Hickory, that the Legislature will take another look at HB2 and fix it. To do nothing is affirming the legislation. It's taking a side. Silence is assent. He did not think that was a good option. Instead of sitting here and remaining invisible he thinks the City of Hickory should standup tall, proudly, and say we Hickory, North Carolina, we are open for business. He thanked Council and advised that he had the letter that the 170 companies had signed. He distributed a copy of that letter to Council.

B. Ms. Robin Gentry, 758 5th Avenue SW, addressed Council regarding Code Enforcement at Williamsburg Apartments. She discussed her personal history about living in the City of Hickory. She had lived at 758 5th Avenue SW for as long as she could remember. Their house was built in 1954 and they moved there in 1964. She advised that Williamsburg Apartments, located at 740 5th Avenue SW, had been there for numerous years. Their house is located beside Williamsburg Apartments and they see the back of them every day. They put up with trash that is in the back of these apartments on the patios. She advised that the tenants are given a dumpster for the disposal of their garbage that is provided by the owner. She advised that Richard Armstrong was the owner of the apartments, as well as the owner of Armstrong Cars in Longview. She had contacted Mr. Armstrong numerous times. She had also contacted the many property management companies that she has seen come and go over time. Currently they have Miller and Associates, which she felt was not doing their job. She formerly worked for LA Properties and the owners of the properties that managed would instruct them to repair the rental properties or seek professional services to repair the properties as deemed by the property owners. She advised that these apartments have been neglected for many years. She advised that she had seen Code Enforcement officers all the way back to Sheila Winstead and these apartments have been giving trouble ever since that time. She advised that from Marina Spagnolo's aspect, she has to do a certain amount of what her duty is as far as what her job consists of. The last thing that she was told by Ms. Spagnolo was that the City has to give a certain amount of time for owners to be able to make repairs and make adjustments. She commented that it doesn't take time to make repairs and make adjustments or to go pick up trash off of patios. She stated that she had pictures dating back to 2015. The trash visible in pictures taken two days ago remains. That is irresponsible and totally against any way that she was raised, and what the City of Hickory stands for. She didn't feel that it was being taken care of the way it was supposed to be taken care of. She stated that she was very much in rejection of the way it had been taken care of. The property owner gave her excuses that he had been trying to do this, or that, or sell this property. She commented that it doesn't take anything to take care of your property. She advised that the doors are falling off the apartments and they have to look at it every day. She commented that she was tired of it, and she was speaking for her mother who was 79 years old. She advised that she lived with her mother and takes care of their property. She has had enough of all of the excuses.

Ms. Gentry addressed concerns with Animal Control. She commented that she had enough of all of the excuses from Animal Control. There had been many times that she had called regarding dogs that are running loose in the neighborhood that don't seem to be able to be caught. They are eluding everyone. If she had a tranquilizer gun she could have shot these dogs 15,000 times and they would have been able to come and pick up the dog. The dogs come in her yard and make a mess and terrorize her dogs. They have their dogs in their proper kennels, and they have their rabies shots, like they are supposed to do, and they follow the law. She commented that Code Enforcement Leash Law is part of Code Enforcement. She spoke with Melissa Christy in regards to this and Ms. Christy personally gave her an email address and Ms. Christy was going to personally try to work with her and take care of it also.

Ms. Gentry discussed problems with Habitat for Humanity that was below their house. She advised that she has no problem with anyone at all, she didn't care what color they are. She advised they have responsibilities as a citizen, just as she does. She commented that these people that have bought these homes and have qualified for these homes think they own the road. He mother had spent $2,400 dollars several years ago to have the road paved in front of their home. She reiterated these people think they own the road. She has asked several times to have a speed limit sign and a speed bump to stop the traffic from racing up and down the road. She had also asked for no parking which is on the other side of the road which keeps people from blocking them in their driveway. They have a driveway that you pull in and you have no choice if you pull in you have to back out. They have people all the time doing this to them. They pay their taxes and have a mortgage just like everyone else does. She advised that she had known Alderman Guess' wife for several years. She advised that she had a barn down Harris Farm Road near Alderman

Guess' home. She commented that they keep their barn cleaner than some of these houses that are in Habitat for Humanity that they do not take care of. She advised that there is trash that brings all different kinds of vermin and things like that. If they are right next door to her house, where do you think they are going to be? They are going to be right there. If you have trash laying on these porches of this Williamsburg Apartments and you got dogs running loose that the Animal Control doesn't seem to be able to catch, where do you think the trash lands? The trash lands in her yard that she has to pick up. She commented that she didn't work for the City of Hickory, she doesn't get paid from the City of Hickory. She felt that this needed to be brought to Council's attention and maybe something can be done about it if her voice can be heard at all. She hoped that Council would take what she had said into consideration. She thanked them for their time.

C. Ms. Michelle Mathis, 425 25th St SW, addressed Council on House Bill 2 (HB2) and its negative effects on employment, education, and our community. HB2 is about more than just bathrooms. It is about turning back the clock on well-established forms of workplace discrimination. Simply put, it obstructs progress like a brick wall and since it is reeling back in time, to a time in history that most people today would consider dark and oppressive. North Carolina changed its public policy in the 1980's to protect its citizens against workplace discrimination regardless of race, sex, national origin, religion, disability, and age. In other words discriminatory employers could be held accountable. Indeed countless North Carolinians have used this as a means to protect themselves from these specific forms of discrimination. With HB2 this becomes null and void. Buried deep in the much discussed and debated HB2 the seeming harmless language states that no person may bring a civil action based upon the public policy expressed herein. Eliminating civil actions simply means citizens cannot sue. And not being able to sue puts worker rights in jeopardy. For the first time in decades those wrongfully terminated are left with only Federal Discrimination Laws, which are largely inferior to the now invalid State discrimination claims. North Carolina now joins Mississippi as the only two states that do not offer their citizens protection under the law against the most basic forms of discrimination. HB2 is catastrophic for all North Carolinians not only those discriminated against by their employers. For a State that loves to talk about growth, North Carolina is doing all it can to turn-off the very people that it is trying to attract. Forward thinking, talented people won't want to live in a State that blatantly encourages discrimination and is now effectively sanctioning basic forms of workplace discrimination. And the business community isn't exactly thrilled either. As Mr. Farthing had mentioned nearly 200 major companies have come out against HB2. Education funding for our children will be part of the fallout unfortunately. North Carolina schools will lose billions in Title 9 funding by discriminating against transgender students, for which they will be forced to do so under the law. These funds designated to promote equal opportunity for students from marginalized and disadvantaged backgrounds will be sorely missed, particularly in low income and in rural districts that have already experienced budgetary problems. Our State government has effectively mortgaged the future of our youth. Many want to blame one side or the other for not being tolerant about another person's beliefs, but that is not the real issue? Some would have us looking for a clear enemy and an easy solution. However, HB2 is not that solution. This bill is a bad decision made for the wrong reasons to solve a problem that didn't exist. Too many people are all too willing to get caught up in a firestorm of fear and misinformation because they would rather not do the work of researching and understanding complex issues. This fear has become a driving force that is not only dividing our State, it is stripping our local government of its rights to govern. Hickory City Council has long demonstrated its ability to operate our fair town. The Council is responsive and most importantly it listens to its citizens. She asked Council to listen as Mr. Farthing and others spoke. The citizens of Hickory elected Council to be their government for a reason. They rely on Council's ability to govern them locally and they don't want Raleigh making Council's decisions for them. She pleaded for Council to not let them down, and not support HB2. She thanked Council.

D. Mr. Cliff Moone, 2925 8th Street Court NE, addressed Council. He advised that State Representative Jay Adams was present to hear the things being said and to consider them. He commented that it is his, and others in the Legislature's prime responsibility to deal with and continue to work on the issues before us that affect us in so many ways. He advised that he had spoken twice in the paper about House Bill 2 and about its affects. He seconded what Ms. Mathis and Mr. Farthing had said wholeheartedly. He referenced the Council meeting two weeks ago in which Mayor Wright was presenting a Proclamation for Fair Housing Week for the Association of Realtors. In that Proclamation Mayor Wright was reading about the Association's commitment to being a non-discriminatory agency and working hard for that. Included in the Housing Association's non-discriminatory statement is a statement that includes not discriminating on the basis of gender identity as well as the other things that we normally have had before us before. He has had a great concern for a longtime, that the State Legislature seems to be moving in directions, over and over again, that constrain our urban centers and our local cities on various ways. This is just another one of those ways. Some of the things that the Legislature has done have affected us financially in Hickory for our tax base and other things. This bill doesn't affect that so much, unless it affects what we all believe it has affected. Whether people will move here. Whether people will bring their businesses here. Whether we will be able to accomplish

the dreams we have through the bond referendum of changing the quality of life so that the people who come here will have a great place to live and that everyone will share the same rights. As they are constraining you, House Bill 2 constrains you, but the real thing before us is House Bill 2, no matter what it says at the moment, it has no enforcement provision whatsoever. When he first heard that he couldn't believe it. He went and read the bill and there is no enforcement provision. Representative Dan Bishop, co-sponsor of the bill said that in the paper as well. He didn't know what House Bill 2 did and how Council, Police or anybody enforces this bill. But it does constrain the citizens from suing in the State Courts. It does constrain Council from making their own rules about how discrimination or any other kinds of factors will be handled in our City. If we really believe in local small government it ought to start with Council not with Raleigh.

E. Ms. Susan Smith Walker addressed Council on HB2 in support of the others who had spoken already on the serious concerns about HB2. She commented that this is not just in theory, it is bad for North Carolina on a higher level. Two Hundred companies, whether they are present in North Carolina or not, are opposed to HB2 and what is happening here in our State. She spoke on behalf of her friend, Kenny Pritchard, who had worked for a furniture company for 30 years, J.E. Ekornes (from Norway), located in Morganton. She advised that the company had called all of the employees into the Staff room and told them that if HB2 was not repealed they would go back to Norway, and all of them would lose their jobs. They have no intentions of staying in North Carolina when a law such as this has been passed that allows discrimination against any of their employees, which they believe that it would. Mr. Pritchard was concerned about what he would do if he lost his job. He is in his mid-50's and this is the only job that he has ever had. She advised that she spoke on behalf of him and all of the others in the State of North Carolina who may lose their jobs over HB2. Not only the jobs that want come here but the jobs that are here that may be gone as a result of this bill. She thanked Council.

F. Ms. Lynn McCloud Dorfman, 102 20th Avenue NW, advised that she and her husband had retired here from Washington DC two years ago. They had heard from friends who lived near them what a great community this is. They had followed friends who had told them what a great community it is. When they came they agreed and they wanted to recruit other retirees to come here to contribute to the economy and the quality of life and HB 2 has made that really challenging. She hoped that Council would speak up on behalf of the citizens, and she was glad that Mr. Adams was present.

Mayor Wright thanked everyone for their input and for the decorum. He commented that he was sure, just like across the State, and across this City, within this room, we have varying opinions and everyone listened respectfully to hear what they had to say.

VI. Approval of Minutes

A. Regular Meeting of April 5, 2016

Alderman Tarlton moved, seconded by Alderman Seaver that the Minutes of April 5, 2016 be approved. The motion carried unanimously.

Mayor Wright announced that the motion was made by Alderman Tarlton seconded by Alderman Seaver and the motion carried unanimously.

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.

Alderwoman Patton moved, seconded by Alderman Lail that the following be reaffirmed and ratified on second reading. The motion carried unanimously.

Mayor Wright announced that the motion was made by Alderwoman Patton seconded by Alderman Lail and the motion carried unanimously.

A. Approval of a Contract to West Carolina Freightliner, LLC in the Amount of $118,089 for the Purchase of a 2017 Freightliner Tandem Axle Road Tractor with Glider Kit. (First Reading Vote: Unanimous)

B. Approval of Auditing Contract with Martin Starnes & Associates. (First Reading Vote: Unanimous)

C. Approval of the Community Relations Council's Recommendation for Funding of Seven Grants totaling $7,300. (First Reading Vote: Unanimous)

D. Budget Ordinance Amendment Number 21. (First Reading Vote: Unanimous)

E. Grant Project Ordinance Amendment Number 6. (First Reading Vote: Unanimous)

F. Consideration of Rezoning Petition 16-01 for Approximately .48 Acres of Property Located at 225 S NC Highway 127. The Petition is to rezone the Property from High Density Residential (R-4) to Office & Institutional (OI). (First Reading Vote: Unanimous)

G. Consideration of Rezoning Petition 16-02 for Approximately 2.44 Acres of Property Located at 826 21st Street Drive SE, 828 21st Street Drive SE, 857 23rd Street Court SE, 863 23rd Street Court SE, 903 23rd Street Court SE and a Portion of 830 21st Street Drive SE. (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.

Alderman Guess moved, seconded by Alderwoman Patton approval of the Consent Agenda. The motion carried unanimously.

Mayor Wright announced that the motion was made by Alderman Guess seconded by Alderwoman Patton and the motion carried unanimously.

A. Approved on First Reading a Landscape Grant Agreement in the Amount of $792.50 to Tar Heel Properties of Hickory, LLC for Property Located at 1091 13th Street NE.

City Council created the Landscape Grant program in 1999 to provide economic incentives for property owners to improve the general appearance of non-residential properties located within the City. The Community Appearance Commission reviews applications for the grant program and forwards a recommendation of approval or denial to City Council. The grants are designed as a reimbursement grant in which the City of Hickory will match the applicant on a 50/50 basis. The maximum grant amount from the City of Hickory is $2,500. The grant proposal put forth by Tar Heel Properties of Hickory, LLC, involves the installation of new landscape materials around the perimeter of an existing commercial office building. The applicant has provided two bids for the landscape installation and qualifies for a $792.50 grant. The Community Appearance Commission, at their March 28, 2016 regular meeting, voted unanimously (6-0) to recommend funding of the requested grant.

B. Approved on First Reading a Landscape Grant Agreement in the Amount of $792.50 to Caddle Investments, LLC for Property Located at 1311 10th Avenue Lane SE.

City Council created the Landscape Grant program in 1999 to provide economic incentives for property owners to improve the general appearance of non-residential properties located within the City. The Community Appearance Commission reviews applications for the grant program and forwards a recommendation of approval or denial to City Council. The grants are designed as a reimbursement grant in which the City of Hickory will match the applicant on a 50/50 basis. The maximum grant amount from the City of Hickory is $2,500. The grant proposal put forth by Caddle Investments, LLC, involves the installation of new landscape materials around the perimeter of an existing commercial office building. The applicant has provided two bids for the landscape installation and qualifies for a $792.50 grant. The Community Appearance Commission, at their March 28, 2016 regular meeting, voted unanimously (6-0) to recommend funding of the requested grant.

C. Approved a Special Events Activities Application Unifour Area March for Babies, Rebecca Moser, Community Director, March of Dimes, April 23, 2016, 7:00 a.m. to 1:00 p.m., L.P. Frans Stadium, 2500 Clement Boulevard NW, Hickory.

D. Approved a Special Events Activities Application, Sails Original Music Series, Dana Kaminske, City of Hickory Communications and Marketing Manager, May 6, 13, 20, 27; June 3, 10, 17, 24; and September 2, 9, 16, 23, 30, 2:00 p.m. to 9:30 p.m., Sails on the Square Stage in Downtown Hickory.

E. Approved a Special Events Activities Application, Reading New Testament of Bible, Dr. Kathy Johnson, Pastor, Greater Shekinah Glory Church, May 4, 2016, 7:30 a.m. to 9:00 p.m., Julian G. Whitener Municipal Building.

F. Approved a Special Event Activities Application, Wrestling at L.P. Frans Stadium, Pete Subsara, Director of Promotions & Community Relations, June 4, 2016, 10:00 a.m. to 11:00 p.m., L.P. Frans Stadium, 2500 Clement Boulevard NW, Hickory.

G. Approved a Special Event Activities Application, Foster Parent Appreciation Day, Megan Hildebran, Foster Parent Recruiter/Trainer, Catawba Social Services, May 21, 2016, 3:00 p.m. to 9:00 p.m., L.P. Frans Stadium, 2500 Clement Boulevard NW, Hickory.

H. Approved a Special Event Activities Application, Swinging Under the Stars, Tony Eltora, Executive Director, Hickory Music Factory, May 29, 2016, 12:00 p.m. to 10:30 p.m., Sails on the Square, Downtown Hickory.

I. Approved a Special Event Activities Application, Hickory Choral Society (HCS) Pops Concert – Sound of the 60's, Dana Kaminske, Communications & Marketing Manager, May 15, 2016, 2:30 p.m. to 8:30 p.m., Sails on the Square, Downtown Hickory.

J. Approved on First Reading an Agreement for Professional Services with McGill Associates in the Amount of $196,400 for the Geitner Basin Sewer System Rehabilitation Project.

The Geitner basin sewer system rehabilitation project consists of complete replacement of the large diameter outfall from Highway 70 at Harvest Bible Church to US Highway 321 along the stream and the second part of the project is a number of point repairs, manhole rehabilitations, service lateral replacements and main line replacements in the area bounded by Highway 70, US Highway 321, 4th Street Drive SW, and 2nd Avenue SW. This project was approved for funding by the North Carolina Department of Environmental Quality (NCDEQ) State Revolving Fund in the amount of $3,519,475. The engineering, planning, design, and construction expenses necessary to complete this work are eligible expenses for reimbursement from the State Revolving Loan program and were included in the application package for requested funds. This project has been approved by NCDEQ State Revolving Program for funding. Staff recommends Council's approval of the agreement for professional planning, design, construction administration, and inspections services with McGill Associates for Geitner basin sewer system rehabilitation project in the amount of $196,400.

K. Approved Applying for a Grant through Firehouse Subs for a Laser-Driven Fire Extinguisher Training System.

The fire department has offered fire extinguisher training for local businesses for many years. This hands-on training consists of setting a small fire and then having employees extinguish the fire with a dry chemical fire extinguisher. As a method to save funds and reduce pollution, the fire department would like to apply for a grant to purchase a laser-driven fire extinguisher training system. This system eliminates time consuming cleanup and expenses associated with using an actual extinguisher. Using a laser to replicate extinguisher discharge, this new system can be used indoors and will simulate class A, B, and C fires at ten levels. The public and citizens will benefit from this system by eliminating their exposure to hazardous materials and by providing training on proper fire extinguisher use that otherwise would not be provided. The fire department requests approval to apply for a grant through Firehouse Subs for an estimated $17,105 to purchase the extinguisher training system. There are no matching funds required by the City of Hickory. If awarded the grant, Firehouse Subs would pay 100 percent of this purchase.

L. Approved a Resolution of Support for the Western Piedmont Bicycle Plan.

The Western Piedmont Council of Governments (WPCOG) has recently completed the Unifour Region's bicycle plan known as the Western Piedmont Bicycle Plan (WPBP). Representatives from the City of Hickory, other regional local governments, and the State have been assisting the WPCOG with this project. Public input was incorporated throughout the planning process. The City's Inspiring Spaces Plan (2014) and Sidewalk, Bikeway, Greenway, and Trail Master Plan (2005) were incorporated into the WPBP. The purpose of the plan is multi-faceted. The plan aims to promote bicycle use as an important alternative transportation mode, increase bicycle infrastructure connectively, promote bicycle use to all age groups, utilize bicycling to encourage healthier lifestyles, and strengthen the economic impact of bicycling. The plan has been adopted by Alexander, Burke, Caldwell, and Catawba Counties. City Staff have been a part of the planning process as members of the Steering Committee to ensure Hickory was represented throughout the multi-year long process. The plan reflects previous bicycle related planning efforts performed by the City of Hickory, as well as, the Bond Commission's work to ensure a harmonious overlap. Staff recommends City Council adopt a Resolution of Support of the Western Piedmont Bicycle Plan.

RESOLUTION 16-03
A RESOLUTION FOR ADOPTION OF THE
WESTERN PIEDMONT BICYCLE PLAN

WHEREAS, NCDOT's Bicycle and Pedestrian Division provides funding and technical assistance to develop comprehensive regional bicycle plans, and

WHEREAS, the Greater Hickory MPO initiated the Western Piedmont Bicycle Plan, including the counties of Alexander, Burke, Caldwell, and Catawba; and

WHEREAS, the NCDOT provided funding for the Western Piedmont area for a regional bicycle plan due to its history of coordination and collaboration on land use, transportation, and economic development issues; and

WHEREAS, Greater Hickory MPO recognizes a need to promote alternative modes of travel to reduce congestion, improve air quality, increase tourism, promote recreation, improve health, and increase safety for existing bicyclists and motorists; and

WHEREAS, the Western Piedmont Bicycle Plan and its supporting text were developed with input from a wide range of constituents and public input from residents to reflect local conditions and preferences; and

WHEREAS, Greater Hickory MPO will consider implementation of the Western Piedmont Bicycle Plan through the recommended implementation strategies as listed in the plan; and

WHEREAS, representatives from Alexander, Burke, Caldwell and Catawba Counties participated on the Western Piedmont Bicycle Plan Steering Committee.

M. Called for a Public Hearing For Consideration of the Community Development Block Grant 2016 Annual Action Plan. (Authorize Public Hearing for May 3, 2016)

N. Approved on First Reading the Microenterprise Grant Agreement with CNC for Hire.

The 2015-2016 Community Development Block Grant Annual Action Plan has $10,000 allocated towards assistance for entrepreneurial activities. According to the US Department of Housing and Urban Development, a microenterprise is a business that has fewer than five employees, one of whom is the owner of the business. The program offers grants of up to $4,000 for low to moderate income business owners for business property, inventory, necessary fixed assets, marketing and business promotion, or other improvements approved by the Business Development Committee. Applicants are required to submit a business plan and have a counseling session with a local business support organization. Bryan O'Neal has applied for a Microenterprise Grant to support and enhance his business, CNC for Hire. The business provides computer controlled cutting services to provide custom wood parts for furniture, signs, moldings, and other items. The Business Development Committee reviewed the application and recommends approval of the grant in the amount of $3,000. The grant funds will be used for business promotion and additional equipment for the business. The Business Development Committee recommends Council's approval of the Microenterprise Grant agreement with CNC for Hire in the amount of $3,000.

O. Approved on First Reading Acceptance of the Offer to Purchase City-Owned Property Located at 159 12th Street Court SE in the Amount of $78,000.

Community Development Block Grant (CDBG) funds were used to purchase and rehabilitate the home located at 159 12th Street Court SE. Because the property was purchased and renovated with CDBG housing rehabilitation and purchase program funds, the property must be sold to a low or moderate income buyer and who will occupy the home as a principal residence. Staff has received an offer on the property for $78,000, which is slightly below the asking price of $79,900. However, the buyer is asking for the $2,000 in closing cost assistance. This will help reduce the out of pocket expense for the buyer. The property has been listed for sale with Hickory Real Estate Group since July 2015. Staff feels that this offer is fair in light of the income and owner occupancy restrictions on the home. Since the home is being sold to an income eligible buyer as affordable housing, NCGS §157-9 authorizes the City to sell the property without using a competitive sale or upset bid process. The competitive sale requirement would be incompatible with the income and ownership restrictions that are necessary due to the use of CDBG funds to purchase and rehabilitate the property. Staff recommends acceptance of the offer to purchase City-owned property at 159 12th Street Court SE.

P. Approved the Citizens' Advisory Committee Recommendations for Assistance through the City of Hickory's Housing Programs.

The following request was considered by the Citizens' Advisory Committee at their regular meeting on April 7, 2016:

- Vickesha Lawrence, 1407 16th Avenue NE, Hickory, was awarded a City of Hickory's Housing Rehabilitation Loan in the amount of $4,310.00. She received the loan in 2006 and has made payments in a timely manner. The loan amount to date is $2,325.17. Ms. Lawrence is in need of replacing her plumbing in the house. The Citizen's Advisory Committee recommends approval to increase her loan to $10,000.00. This would include the remaining $2,325.17 currently owed with an additional $7,674.83.

Funds are budgeted for this item through the City of Hickory's former Rental Rehabilitation program income and/or program income received through the City of Hickory's Community Development Block Grant Program. The Citizens' Advisory Committee recommends approval of the aforementioned request for assistance through the City of Hickory's housing assistance programs.

Q. Approved on First Reading Budget Ordinance Amendment Number 22.

ORDINANCE NO. 16-18
BUDGET ORDINANCE AMENDMENT NO. 22

BE IT ORDAINED by the Governing Board of the City of Hickory, that pursuant to Section 15 of Chapter 159 of the General Statutes of North Carolina, that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2016.

SECTION 1. To Amend the General Fund, the expenditures are to be changed as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
TOTAL		

SECTION 2. To provide the additional revenues for the above, the revenues will be changed as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Other Financing Sources	5,873	5,873
TOTAL	5,873	5,873

SECTION 3. Copies of the budget ordinance amendment shall be furnished to the Clerk of the Governing Board, and to the City Manager (Budget Officer) and the Finance Officer for their direction.

R. Approved on First Reading Grant Project Ordinance Amendment Number 7.

ORDINANCE NO. 16-19
GRANT PROJECT ORDINANCE AMENDMENT NO. 7

BE IT ORDAINED by the Governing Board of the City of Hickory that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, that the following amendment be made to the grant project ordinance for the duration of the project.

SECTION 1. To amend the FY 2013 Assistance to Firefighters Grant, the expenditures are to be changed as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
General Capital Project	5,873	-
Public Safety	-	330,816
TOTAL	5,873	330,816

To provide the additional revenue for the above, the revenues will be changed as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Restricted Governmental Revenues	-	324,943
TOTAL	-	324,943

SECTION 2. Copies of the grant project ordinance amendment shall be furnished to the Clerk of the Governing Board, and to the City Manager (Budget Officer) and the Finance Officer for their direction.

IX. Items Removed from Consent Agenda – None

X. Informational Item

XI. New Business:

A. Public Hearings

B. Departmental Reports:

1. Quarterly Financial Report

City Manager Mick Berry asked Assistant City Manager and Chief Financial Officer Mr. Rodney Miller to the podium to present Council with the quarterly financial report.

Assistant City Manager Rodney Miller presented a PowerPoint presentation. He advised it was the quarterly report for the third quarter ending March 31st. He showed a pie graph and explained it was for different revenue sources that the City receives, the General Fund, the primary operating fund of the City, the largest fund and how the fund receives its revenue. He pointed out the Ad Valorem Taxes, which is property tax revenue that citizens pay in the City of Hickory. It brings in about 63 percent of the revenue in the General Fund. He pointed out Permits, Fees, Sales, and Services, which were larger last year. Council can primarily set the level of those fees as well as you can raise or lower the property tax up to $1.50 per one hundred. The next item was Sales & Other Taxes (25 percent) as well as Investment Earnings (1 percent). Those are economy driven so in a thriving economy those revenues increase and in a stagnant economy those revenues will decrease, based on how much people spend and what the interest rate environment looks like. The final two categories were Intergovernmental and Other. Intergovernmental would be as the name implies revenues from other governments like Catawba County that provides funding for Patrick Beaver Library for example, or State funding that we receive for various things in the City. He showed a chart and noted the City's annual budget of $51 million dollars in the General Fund, of which the City had received revenue to date, through March, of almost $40 million dollars for a total of 77 percent of revenues received in this fiscal year. On the expenditure side he pointed out the columns for the various departments of the City, the actual expenditures, compared to the annual budget column. He advised that it showed the percent of the budget that had been spent compared to the annual budget. He advised that we are at 75 percent, or three quarters of the year complete. We do not want to be overspent in these line items for departments. There are some exceptions, such as departments that don't have staff in them like public buildings, to keep up City Hall for example, or repairs and maintenance to this building. Those expenditures have already been spent for the year which is why that line item is about 84 percent of our budget complete. Overall the City had spent about 70 percent of the expenditures compared to receipt of 77 percent of revenues. That is a good financial position to be in. He pointed out encumbrances which are contracts that the City had let to businesses, suppliers, any type of vendor that funds have already been committed to. He had accounted for those funds as well at $1.8 million dollars. He advised that the "snapshot" today would say that we have received $39 million dollars in revenues compared to almost $36 million dollars in expenditures, so we are $3 million dollars, revenues over expenditures today. That will change through the end of the fiscal year because our expenditures are basically one-twelfth because a lot of those are salaries whereas the largest revenue source, Ad Valorem Taxes, we have received almost all of those already this year. Our expenditures will outweigh our revenues for the rest of the fiscal year.

Mr. Miller referenced the invocation by Reverend Posey which was the City to have a more thriving economy. He hoped that the next slides would show that we are on the right path in the City of Hickory. He discussed Building Permit Activity. He compared 2015 to 2016, fiscal year through nine months of activity. It was broken down into residential and commercial building permits. He advised that the numbers were slightly up as far as the number of permits. Residential was up five permits to date, commercial was only up one. A total of three percent increase. He advised that the value was what really needed to be looked at. The value of residential and commercial combined was almost $21 million dollars through this time last year. We had received almost $28 million dollars in value in the current year. He advised that one area of concern was the residential building permits are still not increasing. Overall the value was 37 percent higher than a year ago. He listed some activities that the City had which included: K&M Collison, a beautiful building that just opened; two Sheetz gas stations, one opened, and one soon to be open. City Council saw US Conec at their last meeting, they are going to add jobs and expansion of their business. Fastenal on Lenoir Rhyne Boulevard is set to open soon, as well as an 80 unit apartment complex off of Startown and Short Road that Council had also heard about. Publix off of 29th Avenue which will be a "boom" to the City. We would like to see these continue to increase.

Mr. Miller discussed the Property Tax Revenues over the last three years. He pointed out that we hadn't had a lot of growth in property tax revenues. He advised from 2014 to 2015, .06 percent in property tax base. That is not a thriving economy. He commented to take this year's 6.36 percent with a grain of salt. That includes a tax rate increase that we had this year. That replaced the Privilege License decrease in revenues that we had the year before. We increased taxes approximately $1.1 million dollars to offset the loss of Privilege License tax revenues which was factored into the number for 2016. If you take that number out, our net increase was approximately 1.47 percent from last year. It is not gain busters but it is growth. It is certainly a lot better than .06 percent. We hope that building activity continues. As businesses relocate and or expand they bring jobs

with them and they bring revenues because those employees and the citizens then spend money within the City.

Mr. Miller discussed Sales Tax Revenues. He advised there was a State component of that and a local component of that. Statewide sales tax revenues are significantly higher, about 5 percent on average in most communities. The City of Hickory had seen an increase of 6.31 percent this year compared to last year. He pointed out that last year's growth was over nine percent. He commented that this is one revenue source that we are hopeful that it continues. People continue to spend those dollars in Hickory so that we can capture some of those revenues for our City.

Mr. Miller discussed the Water and Sewer Fund. It is paid for exclusively from fees generated by water and sewer bills and related revenues. There are no tax dollars included in this fund. He pointed out the budget which was approximately $30 million dollars for the Water and Sewer Fund. We received $22.5 million dollars to date through March, which was right at 75 percent of the budget. On the expenditure side we had spent, including encumbrances, a little over $18 million dollars on a budget of $30 million dollars, which was a little over 60 percent of the budget spent. Through March 31st, we are approximately $4.3 million dollars revenues over expenditures. He commented that they were pleased about the water and sewer activity. The City had planned for this for years because of the infrastructure that the City wanted to do to make the City of Hickory a regional water and sewer provider for the region.

Mayor Wright asked about the water plant total, year to date actual $1.6 million, budget for the year $5.6 million. He asked if we were going to spend that, or had we saved that, or it is a timing issue where we will spend it later this year.

Mr. Miller confirmed with Public Services Director Mr. Chuck Hansen that was for a contract for a generator. The City had not spent all of those dollars. He advised it was approximately three million dollars to replace the generator at the water plant.

Mayor Wright questioned the amount that had been spent of the three million.

Mr. Miller advised $1.6 million to date. He did not know how much that would be over the next three months, but those would be encumbrances that would be rolled over for that contract. Council let that contract in November. We had only spent 28 percent year to date of that particular budget.

Mayor Wright commented that it would be nice to hold on to some of that.

Mr. Miller commented that those funds were committed, unfortunately, but it would be.

Mayor Wright asked of that four million, some of that was not committed.

Public Services Director Mr. Chuck Hansen advised that the project had just started.

Mr. Miller commented that part of that $4.3 million dollars would not be spent at the end of year. He advised that he couldn't give them a figure now, but he is working on it.

Mayor Wright interjected or how much it is going to be next year.

Mr. Miller commented or how much it is going to be next year. He discussed Outstanding City Debt – 2016. In light of the bond projects, which had gotten off to a good start, they had worked long and hard, some more than others, on those bond projects and committed to issuing debt to pay for the $40 million dollar bond referendum. He displayed a graph of where the City stands related to its debt today. Out of the City's debt we currently have $40 million dollars in outstanding debt. He explained the categories, the largest being the Water and Sewer debt. The sewer plant was the biggest driver in that. The rest of the debt is relatively small. He advised that the 12 percent for TDA was paid for exclusively by occupancy tax revenues. That debt is completely funded by an alternative revenue source. No property tax dollars or sales tax dollars are going into that. That was for the parking deck and the convention center expansion. That left three other categories of debt which were two percent, one percent and one percent. He advised that the two percent were the recreation facilities, in fact that debt will be paid off year after next. There was economic development which was for the North Carolina Data Campus and the City's partnership with the County and the City of Conover. As well as public safety which was a radio system project with Hickory Police Department. He advised that the debt was very minimal. He

advised that the debt per capita, which is the benchmark used to compare the City with other cities across the State, the City of Hickory was a little less than $1,000 per resident of debt at the end of last fiscal year. The average of our 20 similar size cities, 25,000 to 50,000 population range, was over $1,600 dollars. The City of Hickory does not have a lot of debt, which is a good thing. The Local Government Commission which is part of the State Treasurers Office actually does a calculation of how much debt that they will allow cities and counties to issue. He reminded Council that the debt that the City will enter into has to be approved by the Local Government Commission. They have oversight over cities and counties based on a threshold and a term. They tell the City per their calculation that we are at almost 11 percent of our total debt capacity, so we have excess capacity to issue. He advised that he would not recommend spending all of that or issuing all of that, but we do have excess capacity for our $40 million dollars obviously. He advised that the credit rating of the City was a big deal. When the City goes to issue debt they want the lowest rate possible. He advised that the City has an "AA" credit rating, which was kind of in the middle of the pact, for similar size cities in our area. They would talk to the rating agencies in light of the bond projects, unemployment rate, and the local economy increasing. He advised they wanted to push for Moody's, and Standard and Poor's, who currently don't rate the City but they will when the City issues debt associated with the bond projects, to improve upon this rating. He advised that they think that the City is an "AA plus", or an "AA 1" rated City. That is the rating that Mr. Miller would push for, with Council's assistance, for them to give the City that higher rating. He advised that Moody's has three ratings within the "AA" category; "AA 3" was the lowest, "AA 2" and "AA 1". "AA 1" is the next closest thing to an "AAA" rated city. There are several cities and counties, he advised about ten cities and seven or eight counties that are "AAA" rated in North Carolina. He stated that is where the City needs to get to.

Mayor Wright commented that the City needs to get there, but he wanted people to understand that the reason the City was not there was not because of the physical responsibility, responsible positions stability. It is the demographics.

Mr. Miller advised that was 100 percent correct. He advised that the City was three times the national average in manufacturing in this community and twice the State average.

Mayor Wright commented and the same level of higher education attainment.

Mr. Miller responded correct.

Mayor Wright commented that is really the reason that the City is not "AAA" anyway, in his opinion. He commented that four percent of the City's debt, which is a tiny amount, is not self-funded. Mayor Wright felt that was a testament. He commented starting back with Tim Inch the City had clawed and scratched and gotten that number down. When the City issues the bonds, it is important that people understand that the voters of Hickory voted to access about $1,000 a piece per capita, which is a heavy amount, which is being paid over 20 years.

Mr. Miller advised that the City could decide that at that time, the City is planning on 20 years.

Mayor Wright commented that on annual or monthly basis it is not as tremendous as you might think.

Mr. Miller concluded his presentation and asked if Council had any questions, and or if there were other financial statistics or information that they would like to receive in the future.

2. Authorized Staff to Apply for TIGER Grant Funding from the US Department of Transportation.

The TIGER Discretionary Grants provide funding of up to 80 percent of project costs in urban areas for surface transportation infrastructure projects that will have a significant impact on the nation, a region, or metropolitan area. There is a $5 million dollar minimum funding request this year. The City of Hickory's TIGER request for the total project cost will be $25.4 million dollars. The grant will serve as the catalyst for the City's economic development initiative, which is focused on revitalizing city infrastructure and connecting the Central Business District to surrounding neighborhoods, commerce, recreational and education facilities. The project was discussed as a priority focus area by the City of Hickory during the Inspiring Spaces Master Plan initiative. The City's grant application would focus on improvements along Main Avenue from 4th Street NW to Lenoir-Rhyne University, 1st Street SW to the Ridgeview Library and Recreation Center, 9th Street NW, and Lenoir Rhyne Boulevard SE from Tate Boulevard to I-40. These segments closely

represent the connectivity of the Bond Program recently approved by City Council upon recommendation by the Bond Commission. Staff recommends that City Council authorize staff to apply for the TIGER Discretionary Grant in the amount of $25,400,000 with a cash match of $6.35 million dollars.

City Manager Mick Berry asked Assistant City Manager Andrea Surratt to the podium and discuss with City Council the application to the Federal Government for a TIGER Grant.

Assistant City Manager Andrea Surratt discussed the TIGER Grant application. She referenced page 252 of the agenda package which contained details about the TIGER Grant. The TIGER Grant was the Transportation Investment Generating Economic Recovery grant. It was the USDOT's national competition grant for surface transportation. Cities and rural areas across the country apply for this type of grant. This was the 7th year of this grant application process. Last year the base threshold for a project scope was $10 million dollars and they reduced it to $5 million dollars for the base threshold. The match is 80/20 for urban areas which is what Hickory is categorized as. They had worked on a slightly revised application from last year. They had two debriefings and pre-application conference calls with USDOT after the application was reviewed. They got some great feedback. They heard that they needed to be more articulate about the statistics around quality of life. They had been partnering with Catawba County's obesity study. They have a walkability as well that is in Hickory. They are using that data for some of the statistics for quality of life. They also heard that they need more data about crashes, fatalities, and casualties on these transportation routes. Sadly that strengthens the application because it shows greater need. They also heard that it needed to have severability, which means the project needs to be able to be segmented up into chunks so DOT could say that they will fund certain portions, or not just ask for the whole package without showing them how they could break it up into smaller bites. They heard that access to low to moderate income areas, cultural areas, to connecting the education institutions in our community, medical facilities, and employment centers was also something that they could strengthen on the application. She referenced the agenda (page 252) which summarized the main components. Last year it was strictly just the City Walk and its full costs. This year it was the greenway spine, $11.2 million dollars. They had added a section, referred to as the ribs of the spine, or the book walk, which is a section that takes a north/south orientation taking a segment of roadway from the Ridgeview campus, where the library is, up to Patrick Beaver Library and connecting to City Walk and through City Walk from a north/south perspective. That segment gives access to all the features she had mentioned, education, low to moderate income, the SALT Block, Lenoir-Rhyne and all of those features. That particular segment is outside the scope of the bond program right now. The intent would be to just ask for design as a cost that gets covered by the TIGER grant, as well as construction. If we don't get the TIGER grant then that projects goes back on the pages of the Inspiring Spaces Plan and we seek funding at another time. It is not a part of the bond program as it stands today. She advised that the Depot Station parking depot was also another component. Second Avenue realignment is the traffic circle along the City Walk just east of the 127 pedestrian bridge. They added two streetscapes and they felt that it strengthens the application too because it keeps us in the vein of transportation. The Lenoir Rhyne Boulevard streetscape has some strong crash data, but here is a chance to seek improvement. Streetscape nine, which is 9th Street and Main Avenue connector at the west end of the City Walk also gives us some strength for the application. She advised that the application was $25.4 million dollars as a project total, which would take us through City Walk, the ribs, two streetscapes and the depot station parking deck. That amount of money was similar to last year, but what was different about it, was they had figured out that the application really only generates 37 percent in new dollars that the USDOT would have to pay for. Because they are recommending that they draw forward the State Transportation Improvement Plan (STIP) grant for $9.6 million for City Walk. You add that to what the City is doing as their match, which is $6.3 million dollars, they are only out new monies 37 percent, for a 75/25 match grant. They are trying to show them how well we can make our application in terms of saving them money and they get credit for a State project. She advised that the process was similar, on or before April 29th they would need to submit the application. There are letters of support and Staff had worked tremendously hard to get those letter. They had well over 20 letters and would probably end up with 30 letters at least in the application itself going to DOT. They will move into a process where they will ask for emails and calls to DOT. They would plan a trip to DC to meet with USDOT and they will work the angles that they know to strengthen the application. She advised that the Bond Commission meet at 5 o'clock and reviewed the Resolution. They voted unanimously to send a recommendation to Council for support of the TIGER grant application and how it is structured this year. Staff asked for approval of the Resolution to go into the packet for the grant.

Alderman Lail thought that the way the package had been put together, the fact they were giving USDOT $25 million dollars for the improvements for only $9.4 million dollars was a very compelling feature.

Alderwoman Patton moved seconded by Alderman Zagaroli approval of the Resolution to apply for the TIGER Grant Funding from the US Department of Transportation. The motion carried unanimously.

Mayor Wright announced that the motion was made by Alderwoman Patton seconded by Alderman Zagaroli and the motion carried unanimously.

RESOLUTION 16-04
RESOLUTION AUTHORIZING THE CITY OF HICKORY TO SUBMIT AN APPLICATION TO THE US DEPARTMENT OF TRANSPORTATION FOR THE 2016 TRANSPORTATION INVESTMENT GENERATING ECONOMIC RECOVERY (TIGER) GRANT

Intent/Purpose:

WHEREAS, on or before April 29, 2016 the City of Hickory will apply to the US Department of Transportation for the 2016 TIGER Grant. This will be the second year for a submittal by the City of Hickory, and the scope of the project has been amended to more closely reflect the work of the Bond Commission for the Bond Program. The project scope includes:

- The City Walk Greenway,
- Two additional segments (ribs) connecting the Ridgeview area to the SALT Block to provide access to higher education (LRU), public libraries, arts and science, low-moderate income neighborhoods, and medical facilities,
- A Pedestrian Bridge over Hwy 127,
- The Depot Station Parking Deck,
- The 2nd Avenue Realignment,
- Lenoir Rhyne Boulevard Streetscape, and
- The 9th Street NW Streetscape.

TIGER Scope Elements	Estimated Project Cost
City Walk Along Main Ave	
Greenway Spine	$11,200,000
Ribs (2)	$3,500,000*
Pedestrian Bridge	$1,700,000
Depot Station	$3,000,000
2nd Avenue Realignment	$900,000
Streetscape 4 (LR Blvd)	$3,200,000
Streetscape 9 (9th Street/Main Ave Connector)	$1,900,000
	$25,400,000

*Note: This segment was not in the Bond Program recommendation but could be added if grant funding is secured for design and construction through the TIGER grant.

A total estimated project cost of $25.4 million dollars has been identified for the grant submittal based upon the projects above. The request includes an acceleration of the NCDOT STIP funding (Statewide Transportation Improvement Program) for City Walk, currently scheduled to receive funds from NCDOT for construction in 2020. This TIGER grant request is based upon a 25% match from the City of Hickory of $6.35 million of the total project. The minimum amount of match is 20%. However, the balance of 75% or $19.05 million is made up of the NCDOT STIP grant and its City match to make the TIGER grant application only require $9.45 million in new DOT funds. See table below.

Hickory Local Match for TIGER Request	25%	$6,350,000
Hickory Local Match for STIP	8%	$1,920,000
STIP Allocated	30%	$7,680,000
TIGER Request	37%	$9,450,000
		$25,400,000

NOW, THEREFORE BE IT RESOLVED that the City of Hickory is hereby authorized to submit a TIGER grant application in the amount of $25.4 million dollars and will commit 25% or $6.35 million as a cash match.

3. Public Housing Authority

City Manager Mick Berry commented that at Council's last meeting on April 5th Council had a discussion and asked for this to be an item for discussion on this agenda. He advised that Staff did not have a formal presentation to make. They did have statistics of all of the meetings, and the different things that had gone on if Council wanted them to share, if they so desired. He advised that it was an opportunity to discuss their thoughts on the Housing Authority, where we have been and what, if anything, they would like to do moving forward.

Mayor Wright commented that he didn't know if they needed a motion or resolution on this. He clarified for the people in attendance who had not been party to the discussion that had been had. It became clear that Council was not going to have a voluntary merger. An involuntary merger would be very painful and involve finding ways to get Housing Authority members off the Housing Authority. He wasn't saying that it couldn't have been done, but it would have been painful. Council would have been in a position of having to offer sharp criticism of some very fine outstanding citizens and friends. Council's action initially was they felt that a rift between the Housing Authority and HUD, as evidence by some reports that Council received, indicated that they should take the action of seeking a voluntary merger in order to have a healthy relationship and perhaps get back about $500,000 of assessment that they levied against the Housing Authority that is having to be paid at $25,000 per year. Council became aware in a conference call that no one at HUD will now characterize a rift, or unhappiness with the Housing Authority. He recommended Council make it clear that they do not have any reasonable authority over the Housing Authority, because they don't, and they will continue to merely appoint their board members unless it were to become clear that HUD was demanding they do something else. If HUD gets to that position they can do whatever they want to themselves, which was his opinion.

Alderwoman Patton felt that Council might be a little premature. She thought that Matt Fallaw of the Housing Authority Board was going to visit HUD next week. He had an appointment on the 26th. They are still at a zero threshold, so that discomfort with the Housing Authority and how they have been spending their money is still there. She felt Council should proceed with asking for a change in their Board to get a different mix of new people on the Board so they can work through some of that so Council has a comfort level with their Board and the amount of oversight that they have. She thought that was one of the most compelling things that she had read in the letter. The absolute lack of oversight that the Board currently had. She felt like they could work towards it, but the COG certainly has all the processes and procedures, a constant turnover in the oversight and that is something that is sadly lacking in the Housing Authority.

Mayor Wright commented unless Council would have a means at a State level to nullify the Board appointment responsibility they had been given, then they will have the opportunity to carefully access who they are appointing, and look at the mix of genders, races, and various other elements of getting a good diverse Board. However, having no reasonable authority, he was hesitant to offer them advice on what they ought to do.

Alderwoman Patton commented that she believed that there was a group that met and that said if Council so chose they would do the right thing if that is what Council wanted and merge. She asked if that was correct.

Mayor Wright commented that he had not heard that. He had not heard that from members of that Board.

Alderman Patton believed that it was in Matt Fallaw's office.

Mayor Wright commented honestly he did not remember that, or if he did hear it, he didn't consider it to be a sincere statement.

Alderwoman Patton commented that she took him at his word.

Alderman Lail asked if Council was considering whether they would remove Board members. He asked what Council was considering. In his mind the transfer to COG was not an option. COG is not a redevelopment commission. Council thought they were at the time the motions were made. It is not, so therefore….

Mayor Wright interjected you could still do a voluntary merger with them.

Alderwoman Patton stated yes.

Alderman Lail advised that there had been no indication. Voluntary means that everybody wants to do it.

Mayor Wright stated that Council would not have a voluntary merger.

Alderman Lail asked what Council had to discuss.

Mayor Wright commented that the discussion was whether Council carried forward. There is no longer an opportunity for a voluntary merger, if there ever was. He could see as an ongoing basis, if Council still has the responsibility for appointing Board members, which he would personally like to get out of, let them appoint their own Board members. But if Council still has that responsibility then he thinks Council can work some change in the future without going back and saying to our friends and the Board members, that you just have not done the job and we don't want you there anymore.

Alderman Lail advised that he was not in favor of removing any Board members.

City Attorney John Crone advised that there was no action required unless Council wanted to take some action. He advised that this was updating Council. They knew the history before, during, and now where we are. He did not see any movement toward a voluntary merger with the Commission based on his conversations with their lawyers in the past. That is not to say it couldn't happen, but he didn't see any movement as of today.

Alderman Seaver asked if HUD didn't think it was a big problem were they going to forgive that $500,000.

Mayor Wright commented that is between HUD and Housing Authority. He thought that is where Council was. Everything is between HUD and the Housing Authority except occasionally Council will appoint Board members unless Council can get something through the Legislature that would eliminate that perception of responsibility, with what he called no reasonable authority. You don't have reasonable authority when all you have is an atomic bomb. That is where Council is. He commented that Alderman Guess, Alderwoman Patton and he had been closely involved. He shared, that with this and many other things there had been a lot of times that he would have been better off not to say anything. He felt everyone was adults and deserved to know what was going on and what perceptions are and what the realties are.

4. Appointments to Boards and Commissions

CITIZEN'S ADVISORY COMMITTEE
(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)
Small Cities Project Area Paul Carswell Resigned 4-6-16
(moved out of the project area)

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

INTERNATIONAL COUNCIL
(Appointed by Mayor with the Concurrence of City Council)
(7) Positions VACANT

Alderman Seaver nominated Ira Roberts III, as a representative on the International Council.

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

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

WESTERN PIEDMONT COUNCIL OF GOVERNMENT UNIFOUR AIR QUALITY COMMITTEE (Meets Quarterly, 10:00 a.m., (Third Tuesday in the Month), 1 to ½ hour meetings)

Delegate to replace former Alderman Meisner

Alderman Lail advised that he would volunteer to serve as the delegate on the Western Piedmont Council of Government Unifour Air Quality Committee.

Mayor Wright nominated Alderman Lail as the delegate on the Western Piedmont Council of Government Unifour Air Quality Committee.

Mayor Wright moved seconded by Alderman Seaver approval of Alderman Lail as the delegate to the Western Piedmont Council of Government Unifour Air Quality Committee. The motion carried unanimously.

Mayor Wright announced that the he moved seconded by Alderman Seaver and the motion carried unanimously.

(Note: The motion and vote for approval of Ira Roberts to the International Council was taken under Section XIV.)

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

Alderwoman Patton commented that she believed that HB2 was wrong for North Carolina's investments and the perception of the rest of the country in seeing what we have for our future. We have the potential for loss of jobs, it is bad for our economy, and we all should be concerned with the impact on the bond, perception of North Carolina, perception of Hickory. People won't be staying in our hotels or eating in our restaurants. It is giving Hickory and North Carolina a bad name, and if we want investments and growth we need to ask our Legislators to repeal the bill or change it.

Mayor Wright commented that under this section that could not be presented as a motion. He asked if that was correct.

Alderwoman Patton commented correct.

City Attorney Crone commented that was not a motion just a general comment.

Alderwoman Patton commented that she would like for Council to come out in favor of repealing HB2.

Mayor Wright thanked all the people who had spoken with their light and heartfelt opinions. He commented they were heard. The Legislators meet again very shortly and he had been told that HB2 would be one of the things that they will consider. He felt certain that Mr. Adams would take back the citizens comments to the Legislature, where ultimately this matter will have to be resolved.

Alderman Lail commented that he had read this afternoon, the 4th Circuit Court of Appeals in Virginia overturned an issue relating to transgenders using the restroom and they found that it was sex discrimination. Which calls into question Title 9 funding. He advised that he was speaking of what he had heard late this afternoon which was directly out of McCrory's mouth. He said he was going to be talking to the attorneys to see what impact that has. There is still obviously a lot of movement on this issue and a lot of opinion. He echoed what Mayor Wright had said about the folks coming out and speaking.

XIV. Closed Session Per NC General Statutes 143-318.11(a)(1)(3) to consult with the attorneys regarding the following: (Action on these items, if any, will occur in Open Session)

City Manager Mick Berry requested the addition of a closed session item which was discussion of litigation Iandolo vs City of Hickory (14CVS1160) NCGS §143-318.11(a)(3)

Alderman Seaver brought it to Council's attention that they failed to vote on the nomination of Ira Roberts to International Council.

Alderman Lail moved seconded by Alderman Tarlton approval of Ira Roberts to the International Council. The motion carried unanimously.

Mayor Wright announced that the motion was by Alderman Lail seconded by Alderman Tarlton and the motion carried unanimously.

Mayor Wright moved that Council go into closed session to consult with the attorneys to discuss the items below and the additional item requested, seconded by Alderman Lail. The motion carried unanimously.

Mayor Wright announced that he moved seconded by Alderman Lail and the motion carried unanimously.

1. Approval of Closed Session Minutes of February 16, 2016 - NCGS §143-318.11(a)(1)

2. Discussion of Litigation – Willie James Grimes vs. City of Hickory, et. al. File No. 5:14-CV—160 - NCGS §143-318.11(a)(3)

No action was taken upon return to open session.

XV. There being no further business, the meeting adjourned at 8:57 p.m.

_____
Mayor

_____
City Clerk

2

COUNCIL AGENDA MEMOS

To: City Manager's Office

From: Stephen L Moore, Deputy Fire Chief

Contact Person: Stephen L Moore

Date: April 12, 2016

Re: Public Fireworks Display

REQUEST

To obtain approval to issue a pyrotechnic display permit to Hickory Motor Speedway for the below listed dates.

BACKGROUND

Kevin Piercy, General Manager of the Hickory Motor Speedway, has submitted a request to obtain permission to conduct a public fireworks display on the following dates:

- July 23, 2016
- July 30, 2016

The following are rain dates:

- July 24, 2016
- July 31, 2016

ANALYSIS

The North Carolina Fire Code requires a mandatory operational permit for the use and handling of pyrotechnic special effects material. The Division of Fire & Life Safety Division shall review all required documentation such as but not limited to the following: Alcohol Tobacco and Firearm's (ATF) License, Operator and Assistant Operators Permits from North Carolina Office of State Fire Marshal (NCOSFM), Site Plan, and the one million dollar liability insurance policy. The Fire & Life Safety Division will also inspect the pyrotechnics display area prior to the event to ensure compliance with NCOSFM Guidelines, National Fire Protection Association (NFPA) NFPA 1123 Code for Fireworks Display, and NFPA 1126 Use of Pyrotechnics Before a Proximate Audience (if applicable) are met.

RECOMMENDATION

Staff recommends approval of the above pyrotechnics displays.

BUDGET ANALYSIS:

Budgetary Action

	Yes	No
Is a Budget Amendment required?	☐	☒

LIST THE EXPENDITURE CODE:

Reviewed by:

Stephen L. Moore	*4/12/16*		4-22-16
Initiating Department Head	Date	Deputy City Attorney, A. Dula	Date
	4-22-16		4/25/16
Asst. City Manager Rodney Miller	Date	Asst. City Manager, A. Surratt	Date
	4-26-16		4-22-16
Finance Officer, Melissa Miller	Date	Purchasing Manager, Bo Weichel	Date
	Date		

Recommended for approval and placement on _____ Council agenda (as Consent, Public Hearing, Informational, Department Report, etc).

City Manager, M. Berry

Date

Hickory Motor Speedway
3130 HWY 70 – Newton, NC 28658
Phone: 828-464-3655 Fax: 828-465-5017
Contact: Kevin Piercy
Email: hickorymotor@bellsouth.net
Web Site: www.hickorymotorspeedway.com

4-11-16

P.O. Box 398
Hickory, NC 28603

Mr. Moore:

I would like to put in a request to the City Council for some fireworks this year at Hickory Motor Speedway. They will be the cake shots like we have done in the past.
The dates we are looking for are:

July 23rd with a rain date of July 24th
July 30th with a rain date of July 31st

I appreciate your help in submitting this request and I look forward to hearing from you soon.

Thanks,

Kevin Piercy
General Manager
Hickory Motor Speedway

828-464-3655 (office)
828-217-0002 (cell)

3

COUNCIL AGENDA MEMOS

To: **City Manager's Office**

From: **Caroline Kone, Transportation Manager**

Contact Person: **Caroline Kone**

Date: **4-18-16**

Re: **Request to accept and sign the NCDOT Municipal Maintenance Agreements for Traffic Division.**

REQUEST

Accept and sign the NCDOT Municipal Maintenance Agreements for Traffic Division.

BACKGROUND

The City of Hickory maintains NCDOT roadways, signalized and unsignalized intersections, and a signal system within the city limits. NCDOT reimburses the city for this maintenance based upon a fee schedule that is used by all municipalities in the state that have such an agreement. This agreement is for one-year and eligible for automatic renewal every year for five years. After the end of five years, the contract would be renewed similar to this year.

ANALYSIS

The Traffic Division has worked with NCDOT to ensure that the City will be reimbursed the full amount available for work performed on NCDOT roadways and at their intersections, both signalized and unsignalized, within the city limits as well as maintaining the signal system. Detailed records are kept and submitted to NCDOT quarterly for work performed. It is through these reports that reimbursement is issued. Without renewal of the Maintenance Agreement, the city would not receive any monies from NCDOT for work performed.

RECOMMENDATION

It is recommended to accept and sign the NCDOT Municipal Maintenance Agreements for Traffic Division.

☐**Informational**
(Some info items will not have to appear on the Council agenda, but will be communicated to Council in weekly Communication format. These items will still require a Council Agenda Memo)

☒**Requires Council Approval**
(All new or revisions in Ordinances or Council enacted policies, as well as contracts/agreements over $100,000 will be placed on Agenda)

BUDGET ANALYSIS:

Budgetary Action	Yes	No
Is a Budget Amendment required?	☐	☒

Source of City/State/Federal funds?

Revenues

State/Federal Funds: (Codes)

- - . - $
- - . - $

City Funds: (Codes)

- - . - $
- - . - $

Other Financial Resources: (Codes)

- - . - $
- - . - $

In-kind Services: (Describe) $
TOTAL $

Expenditures: (Codes)

- - . - $
- - . - $
- - . - $
- - . - $
TOTAL: **$**

Reviewed by:

Chuck Hansen Initiating Department Head	4/18/16 Date	Deputy City Attorney, A. Dula	4-22-16 Date
Asst. City Manager, ~~W. Wood~~ R. Miller	4-22-16 Date	Asst. City Manager, A. Surratt	4/25/16 Date
Finance Officer, Melissa Miller	4-26-16 Date	~~Administrative Services Director~~ ~~M. Bennett~~ Purchasing Mgr. Bo Weichel	4-22-16 Date

Recommended for approval and placement on _____ Council agenda (as Consent, Public Hearing, Informational, Department Report, etc).

City Manager, M. Berry

Date

Revised: November 12, 2010

NORTH CAROLINA
CATAWBA COUNTY

MUNICIPAL MAINTENANCE - TRAFFIC CONTROL DEVICES/SIGNS AGREEMENT

SCHEDULE A

DATE: 2/25/2016

NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

AND

WBS Elements: 12.103812

CITY OF HICKORY

THIS AGREEMENT is made and entered into on the last date executed below, by and between the North Carolina Department of Transportation, an agency of the State of North Carolina, hereinafter referred to as the "Department" and the City of Hickory, hereinafter referred to as the "Municipality".

W I T N E S S E T H:

WHEREAS, under the provisions of G.S. 136-18 and G.S. 136-66.1, the Department has the responsibility for the maintenance of highways on the State Highway System; that NC Administrative Code 19A NCAC 2B.0203 provides that the Department is authorized and directed to assume the cost of installing and erecting traffic control devices, hereinafter referred to as signs and supports, on the State Highway System streets which it approves; and

WHEREAS, the provisions of G.S. 136-66.1 authorizes the Municipality to contract with the Department for the installation, repair, and maintenance of highway signs and supports on State Highway System streets within the Municipality; and

WHEREAS, the Department finds it desirable and advantageous to enter into a Cost Reimbursement Agreement with the Municipality under which the Municipality installs and maintains signs and supports on State Highway System streets within the Municipality in accordance with the policy adopted by the Department for the installation and maintenance of such signs and supports; and

WHEREAS, the parties do not intend, through this Agreement, to transfer to the Municipality legal control, responsibility, or liability for any portion of the State Highway System from the State to the Municipality.

WHEREAS, the Department has programmed funding in the approved Transportation Improvement Program for the Project; and,

NOW, THEREFORE, the Department and the Municipality do hereby agree as follows:

That the Municipality shall maintain the signs and supports as described below and indicated on the attached Schedule "A".

SIGNS

1. The Municipality will maintain and replace, if necessary, those signs and supports indicated on the attached Schedule "A" that are the responsibility of the Department in accordance with the Department's policy for the installation and maintenance of signs and supports within the Municipality except those on the interstate and controlled access highways which the Department will continue to maintain. All signs erected will be of reflectorized sheeting on non-recycled aluminum and mounted on a "U" channel post or material approved by the Department and indicated by the General Requirements for Schedule "A". The Municipality will be reimbursed for the maintenance and replacement of signs and supports that are the responsibility of the Department only. Reimbursement for signs and supports will be in accordance with the Schedule "A" attached hereto and incorporated herein by reference. The Department reserves the right to adjust the reimbursement rate periodically to reflect current market rates and/or may adjust the reimbursement rate three (3) percent each annum in consideration of recent inflation rates, subject to the availability of maintenance funds and the performance of the Municipality.

2. This agreement shall be in full force and in remain in effect beginning with the date that the Administrator uses on the last page and continuing for a one-year period, with extensions possible for additional one-year periods, up to a total of five (5) years. For the Municipality, the City Manager is authorized to agree to and execute any extensions, including agreeing to additional compensation or higher reimbursement that may be provided for in such extensions. At the end of each one-year period, upon written extension, this agreement shall continue as written or as modified with the understanding that the Department and/or the Municipality reserve the right to cancel this agreement with a thirty (30) day written notice to the opposite party.

3. The Department may be billed quarterly by the Municipality at the local Division Office for the cost of signs and supports pursuant to this agreement. The Municipality shall submit the quarterly bill, including any related invoices, to the Department for signs and supports pursuant to this agreement on or before three months after the end of each quarterly cycle. Specifically, these dates are July 1st for the first quarter, October 1st for the second quarter, January 1st for the third quarter, and April 1st for the fourth quarter. All final bills must be submitted within one (1) year after the work is performed or said work will be considered non-billable and will not be paid for by the Department. The Municipality shall keep and maintain all cost records and supporting documentation for the work for which they bill the Department and shall make these cost records

and documentation available to the Department upon request for audit for a period of five years after closing of each fiscal year.

4. The Municipality shall not install any signs or supports on the State Highway System streets that have not been approved by the Department pursuant to NC Administrative Code 19A NCAC 2B.0203. Approval for payment of installed signs and supports shall be given upon submittal of locations of installations by the Municipality to the Department. The Division Engineer or his designated representative shall review the submittal of signs and supports locations for adherence according to the guidelines provided by the Department.

5. This Agreement does not transfer legal control of or responsibility or liability for the State Highway System roads described herein to the Municipality, nor does it prohibit the Department from taking any action or undertaking any responsibilities with regard to such roads. This Agreement is solely for the benefit of the Municipality and the Department and not for the benefit of any other persons, including, but not limited to members of the public or uses of the State Highway System roads, and no third party rights are created, or intended to be created, by this Agreement.

6. Any contract entered into with another party to perform work associated with the requirements of this agreement shall contain appropriate provisions regarding the utilization of Minority Businesses, Women Businesses, or Small Professional Services Firms (SPSF) as required by GS 136-28.4 and the North Carolina Administrative Code. The Department will provide the appropriate provisions to be contained in those contracts. Those provisions are available on the Department's website at: www.ncdot.org/doh/preconstruct/ps/contracts/sp/2006sp/municipal.html.

   - No advertisement shall be made nor any contract be entered into for services to be performed as part of this agreement without prior written approval of the advertisement or contents of the contract by the Department.

   - Failure to comply with these requirements will result in funding being withheld until such time as these requirements are met.

7. It is the policy of the Department not to enter into any agreement with another party that has been debarred by any government agency (Federal or State). The Municipality certifies, by signature of this agreement, that neither it nor its agents or contractors are presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal or State Department or Agency.

8. By Executive Order 24, issued by Governor Perdue, and N.C. G.S.§ 133-32, it is unlawful for any vendor or contractor (i.e. architect, bidder, contractor, construction manager, design professional, engineer, landlord, offeror, seller, subcontractor, supplier, or vendor), to make gifts or to give

favors to any State employee of the Governor's Cabinet Agencies (i.e., Administration, Commerce, Correction, Crime Control and Public Safety, Cultural Resources, Environment and Natural Resources, Health and Human Services, Juvenile Justice and Delinquency Prevention, Revenue, Transportation, and the Office of the Governor).

IN WITNESS WHEREOF, this Agreement has been executed by the Department and the Municipality by authority duly given.

ATTEST:

BY: _____

CITY OF HICKORY

BY: _____

DATE: _____

"N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization."

Approved by the local governing body of the City Of Hickory as attested to by the signature of

_____ Clerk of said governing body on _____ (Date)

This Agreement has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

BY: _____
(FINANCE OFFICER)

(SEAL)

Remittance Address:

City of Hickory

Caroline Kone, PE

City Traffic Engineer

P. O. Box 398

Hickory, NC 28603

Approved as to form

City of Hickory – Legal Dept.

DEPARTMENT OF TRANSPORTATION

BY: _____
(CHIEF ENGINEER)

DATE: _____

PRESENTED TO BOARD OF TRANSPORTATION ITEM O: _____

Schedule "A" – Signs – City of Hickory

The Board of Transportation will reimburse the Municipality for the replacement of signs on the following schedule: **Signs**: Every 12 years, or if sign is damaged, deteriorated, or otherwise not meeting its intended use. **Supports** for new installations or supports that are damaged or otherwise not meeting its intended use. Sign and support prices shown are current maximum allowable sign reimbursements.

ITEM	QUANTITY OF ITEM INSTALLED	* REIMBURSEMENT	UNIT	TOTAL REIMBURSE-MENT PER ITEM
A. 30"x30" Stop – Grade C Sheeting		$38.72	EA	
B. 36"x36" Stop - Grade C Sheeting		$58.59	EA	
C. 36"x36" Yield - Grade C Sheeting		$58.59	EA	
D. 36" RR Warning - Grade B Sheeting (Fluorescent Yellow Color)		$98.91	EA	
E. Warning Signs: Grade B Sheeting (Fluorescent Yellow-Green Color)				
1. 36"x36" School [Reduced Speed] (S4-5)		$117.64	EA	
36"x36" School [Advance Symbol] (S1-1)		$104.31	EA	
48"x48" School [Advance Symbol] (S1-1)		$203.36	EA	
2. 24"x12" Diagonal Arrow (W16-7)		$22.58	EA	
30"x18" Diagonal Arrow (W16-7)		$42.33	EA	
3. 24"x10" Ahead Plaque (W16-7P)		$18.81	EA	
36"x20" Ahead Plaque (W16-7P)		$57.95	EA	
48"x30" Ahead Plaque (W16-7P)		$127.10	EA	
4. 24"x12" XXX FT Panel (16-2)		$22.58	EA	
30"x18" XXX FT Panel (16-2)		$42.33	EA	
36"x36" Pedestrian (W11-2)		$104.31	EA	
36"x36" Bicycle (W11-1)		$104.31	EA	
5. 24"x8" School (S4-3)		$15.05	EA	
30"x10" School (S4-3)		$23.52	EA	
36"x12" School (S4-3)		$34.77	EA	
36"x36" School Bus Stop Ahead (S3-1)		$104.31	EA	
9. 24"x18" Share the Road (W16-1)		$33.87	EA	
F. Other warning and regulatory – Grade C Sheeting		.063 gauge Al @ $8.31	SF	
		.080 gauge Al @ $8.68		
		.125 gauge Al @ $9.85		
G. Guide Signs w/o Z bars(Type D) Grade C Sheeting		Single panel = $11.83	SF	
		Dbl panel = $12.53		
H. Guide Signs w/Z bars Grade C Sheeting		$15.56	SF	
J. 2 lb U channel Posts		$1.25	LF	
K. 3 lb U channel Posts		$2.44	LF	
L. 4" X 4" Wood Posts		$4.00	LF	
M. 4" X 6" or 6" X 6" Wood Posts		$6.00	LF	
N. Installation of 1 Post Sign or Assembly, Span Wire and Mast Arm		$25.00	EA	
O. Installation of 2 Post Sign or Assembly		$35.00	EA	
P. Installation of Z Bar Sign (Type A)		$500-$700	EA	
Q. Installation of Z Bar Sign (Type B)		$250-$350	EA	
TOTAL REIMBURSEMENT ALLOCATION = $10,000				

GENERAL REQUIREMENTS – Schedule A

Signs may be purchased from the Department of Corrections (DOC), fabricated by the Municipality, or purchased from a private sign manufacturer providing the sign meets all NCDOT sheeting and sign fabrication specifications. The NCDOT sheeting specification is available from the Department's website @ http://www.doh.dot.state.nc.us/preconstruct/traffic/congestion/sign/. The sign fabrication requirements are in Section 901 of the NCDOT Standard Specifications for Roads and Structures. Installation of signs shall be in accordance with the NCDOT Roadway Standard Drawings. The signs and sign installations shall meet all requirements of these specifications and standards for the Municipality to be reimbursed. Reimbursement will be made after sign installations. The Municipality shall meet all requirements of the General Requirements and Appendix A for reimbursement by NCDOT. The Department reserves the right to inspect any signs installed by the Municipality under Schedule A before or after installation.

For reimbursement of sign support(s), the supports and support installations must meet all requirements of Section 903 and 1094 of the NCDOT Standard Specifications for Roads and Structures and the NCDOT Roadway Standard Drawings.

*If the signs are provided by a private contractor or the Municipality, the reimbursement rate will be the actual cost of the sign as shown on invoice, not to exceed the maximum reimbursement rate shown on Schedule A for each designated sign. The Department reserves the right to adjust the reimbursement rate periodically to reflect current market rates. Signs ordered from the DOC will be based upon sign prices at the time ordered and payable after installation.

NCDOC Information:

If ordering signs from the Department of Corrections (DOC):

Telephone: 1-800-241-0124
Fax: (919) 716-3974

NCDOC
2020 Yonkers Road
Raleigh, NC 27605

CERTIFICATION OF ELIGIBILITY
Under the Iran Divestment Act

Pursuant to G.S. 147-86.59, any person identified as engaging in investment activities in Iran, determined by appearing on the Final Divestment List created by the State Treasurer pursuant to G.S. 147-86.58, is ineligible to contract with the State of North Carolina or any political subdivision of the State. The Iran Divestment Act of 2015, G.S. 147-55 *et seq.** requires that each contracting party, prior to contracting with the State certify on the date the Contract was entered into and today's date signed below; and the undersigned on behalf of the Contracting Party does hereby certify, to the following:

1. that the contracting party is not identified on the Final Divestment List of entities that the State Treasurer has determined engages in investment activities in Iran;
2. that the contracting party shall not utilize on any contract with the State agency any subcontractor that is identified on the Final Divestment List; and
3. that the undersigned is authorized by the contracting party to make this Certification.

Contracting Party: City of Hickory

By: _____ Signature 4/4/16 Date

Mick W Berry City Manager
Printed Name Title

The State Treasurer's Final Divestment List can be found on the State Treasurer's website at the address www.nctreasurer.com/Iran and will be updated every 180 days. For questions about the Department of State Treasurer's Iran Divestment Policy, please contact Meryl Murtagh at *Meryl.Murtagh@nctreasurer.com* or (919) 814-3852.

* Note: Enacted by Session Law 2015-118 as G.S. 143C-55 *et seq.*, but has been renumbered for codification at the direction of the Revisor of Statutes.

NORTH CAROLINA
CATAWBA COUNTY

MUNICIPAL MAINTENANCE - TRAFFIC CONTROL DEVICES
MARKINGS & MARKERS AGREEMENT
SCHEDULE B

DATE: 2/25/2016

NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

AND

WBS Elements: 12.101812

CITY OF HICKORY

THIS AGREEMENT is made and entered into on the last date executed below, by and between the North Carolina Department of Transportation, an agency of the State of North Carolina, hereinafter referred to as the "Department" and the City of Hickory, hereinafter referred to as the "Municipality".

W I T N E S S E T H:

WHEREAS, under the provisions of G.S. 136-18 and G.S. 136-66.1, the Department has the responsibility for the maintenance of highways on the State Highway System; that NC Administrative Code 19A NCAC 2B.0203 provides that the Department is authorized and directed to assume the cost of installing and erecting traffic control devices, hereinafter referred to as pavement markings and markers, on the State Highway System streets which it approves; and

WHEREAS, the provisions of G.S. 136-66.1 authorizes the Municipality to contract with the Department for the installation, repair, and maintenance of highway pavement markings and markers on State Highway System streets within the Municipality; and

WHEREAS, the Department finds it desirable and advantageous to enter into a Cost Reimbursement Agreement with the Municipality under which the Municipality installs and maintains pavement markings and markers on State Highway System streets within the Municipality in accordance with the policy adopted by the Department for the installation and maintenance of such pavement markings and markers; and

WHEREAS, the parties do not intend, through this Agreement, to transfer to the Municipality legal control, responsibility, or liability for any portion of the State Highway System from the State to the Municipality.

WHEREAS, the Department has programmed funding in the approved Transportation Improvement Program for the Project; and,

NOW, THEREFORE, the Department and the Municipality do hereby agree as follows:

That the Municipality shall maintain the pavement markings and markers as described below and indicated on the attached Schedule "B".

1. The Municipality shall install and maintain pavement markings and markers as indicated on Schedule "B" which are the responsibility of the Department in accordance with the Department's policy for the installation and maintenance of pavement markings and markers within the Municipality except those on the interstate and controlled access highways which the Department shall continue to maintain. The Municipality shall use approved pavement marking materials and pavement markers. Reimbursement for pavement markings and markers shall be in accordance with Schedule "B" Markings and Markers, attached hereto and incorporated herein by reference.

2. This Agreement shall be in full force and in effect for the fiscal year beginning July 1, 2015 and ending June 30, 2016. At the end of the fiscal year, the provision of services and quality of results shall be reviewed by the Department and Municipality. The Agreement may be extended for additional fiscal years, contingent upon the increase of NCDOT maintenance funds by the General Assembly, without the need for a Supplemental Agreement. Extensions may be made in one (1) year increments, incorporating any mutually agreed upon adjustments, with the end of the final fiscal year of service being June 30, 2021. On behalf of the Municipality, extensions may be authorized and executed by the Town/City Manager and/or Mayor without further resolution of the Town/City Council. The agreement may be terminated by either party upon a thirty (30) day written notice.

3. The Department may be billed quarterly by the Municipality at the local Division Office for the cost of pavement markings and markers pursuant to this agreement. The Municipality shall submit the quarterly bill, including any related invoices, to the Department for pavement markings and markers pursuant to this agreement on or before three months after the end of each quarterly cycle. Specifically, these dates are July 1st for the first quarter, October 1st for the second quarter, January 1st for the third quarter, and April 1st for the fourth quarter. All final bills must be submitted within one (1) year after the work is performed or said work will be considered non-billable and will not be paid for by the Department. The Municipality shall keep and maintain all cost records and supporting documentation for the work for which they bill the Department and shall make these cost records and documentation available to the Department upon request for audit for a period of five years after closing of each fiscal year. The reimbursement rates shown on the attached Schedule "B" shall be increased three (3) percent each annum in consideration of recent inflation rates, subject to the availability of maintenance funds and the performance of the Municipality.

4. The Municipality shall not install any pavement markings and markers on the State Highway System streets that have not been approved by the Department pursuant to NC Administrative Code 19A NCAC 2B.0203. Approval for payment of installed pavement markings and markers shall be given upon submittal of locations of installations by the Municipality to the Department. The Division Engineer or his designated representative shall review the submittal of pavement markings and markers locations for adherence according to the guidelines provided by the Department.

5. This Agreement does not transfer legal control of or responsibility or liability for the State Highway System roads described herein to the Municipality, nor does it prohibit the Department from taking any action or undertaking any responsibilities with regard to such roads. This Agreement is solely for the benefit of the Municipality and the Department and not for the benefit of any other persons, including, but not limited to members of the public or uses of the State Highway System roads, and no third party rights are created, or intended to be created, by this Agreement.

6. Any contract entered into with another party to perform work associated with the requirements of this agreement shall contain appropriate provisions regarding the utilization of Minority Businesses, Women Businesses, or Small Professional Services Firms (SPSF) as required by GS 136-28.4 and the North Carolina Administrative Code. The Department will provide the appropriate provisions to be contained in those contracts. Those provisions are available on the Department's website at: www.ncdot.org/doh/preconstruct/ps/contracts/sp/2006sp/municipal.html.

   - No advertisement shall be made nor any contract be entered into for services to be performed as part of this agreement without prior written approval of the advertisement or contents of the contract by the Department.

   - Failure to comply with these requirements will result in funding being withheld until such time as these requirements are met.

7. It is the policy of the Department not to enter into any agreement with another party that has been debarred by any government agency (Federal or State). The Municipality certifies, by signature of this agreement, that neither it nor its agents or contractors are presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal or State Department or Agency.

8. By Executive Order 24, issued by Governor Perdue, and N.C. G.S.§ 133-32, it is unlawful for any vendor or contractor (i.e. architect, bidder, contractor, construction manager, design

professional, engineer, landlord, offeror, seller, subcontractor, supplier, or vendor), to make gifts or to give favors to any State employee of the Governor's Cabinet Agencies (i.e., Administration, Commerce, Correction, Crime Control and Public Safety, Cultural Resources, Environment and Natural Resources, Health and Human Services, Juvenile Justice and Delinquency Prevention, Revenue, Transportation, and the Office of the Governor).

IN WITNESS WHEREOF, this Agreement has been executed by the Department and the Municipality by authority duly given.

ATTEST:

BY: _____

CITY OF HICKORY

BY: _____

DATE: _____

"N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

Approved by the local governing body of the City of Hickory as attested to by the signature of

_____ Clerk of said governing body on _____ (Date)

This Agreement has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

BY: _____

(FINANCE OFFICER)

(SEAL)

Remittance Address:

City of Hickory

Caroline Kone, PE

City Traffic Engineer

P. O. Box 398

Hickory, NC 28603

Approved as to form

City of Hickory – Legal Dept.

DEPARTMENT OF TRANSPORTATION

BY: _____

(STATE HIGHWAY ADMINISTRATOR)

DATE: _____

PRESENTED TO BOARD OF TRANSPORTATION ITEM O: _____

SCHEDULE "B" MARKINGS and MARKERS – CITY OF HICKORY

The Board of Transportation shall reimburse the Municipality for marking the system highways based on the following schedule. **CIRCLE THE LETTER IN FRONT** of the items below to be maintained by the Municipality. CHECK HERE _____ **IF ALL** markings will be maintained.

	ITEM	QUANTITY OF ITEM INSTALLED	REIMBURSEMENT	UNIT	TOTAL REIMBURSE-MENT PER ITEM
A	4" Thermoplastic Pavement Marking Line, 120 mils		$0.42	LF	
B	4" Thermoplastic Pavement Marking Line, 90 mils		$0.34	LF	
C	6" Thermoplastic Pavement Marking Line, 120 mils		$.66	LF	
D	6" Thermoplastic Pavement Marking Line, 90mils		$0.57	LF	
E	8" Thermoplastic Pavement Marking Line, 120 mils		$1.34	LF	
F	8" Thermoplastic Pavement Marking Line, 90 mils		$1.26	LF	
G	12" Thermoplastic Pavement Marking Line, 90 mils		$1.62	LF	
H	16" Thermoplastic Pavement Marking Line, 120 mils		$3.70	LF	
I	24" Thermoplastic Pavement Marking Line, 120 mils		$5.33	LF	
J	Thermoplastic Marking Line Removal, 4"		$0.50	LF	
K	Thermoplastic Pavement Marking Character,120 mils		$65.02	EA	
L	Thermoplastic Pavement Marking Symbol (single arrow), 90 mils		$84.11	EA	
M	Thermoplastic Pavement Marking Symbol (combination arrow), 90 mils		$120.10	EA	
N	Thermoplastic Pavement Marking Symbol & Character Removal		$46.81	EA	
O	4" Paint Marking Line *		$0.12	LF	
P	6" Paint Marking Line *		$0.25	LF	
Q	8" Paint Marking Line *		$0.47	LF	
R	12" Paint Marking Line *		$0.86	LF	
S	16" Paint marking Line *		$1.09	LF	
T	24" Paint Marking Line *		$2.39	LF	
U	Paint Pavement Marking Character		$26.84	EA	
V	Paint Pavement Marking Symbol (single arrow)		$35.89	EA	
W	Paint Pavement Marking (combination arrow)		$42.70	EA	
X	Permanent Raised Pavement marker		$4.30	EA	
Y	Permanent Snowplowable Raised Pavement Marker		$22.19	EA	
Z	Permanent Snowplowable Pavement Marker Lens Replacement		$9.42	EA	
			TOTAL REIMBURSEMENT = $10,000		

* THIS PAY ITEM IS FOR ONE LAYER OF PAINT. ANY OTHER LAYERS WILL ALSO BE PAID FOR UNDER THE SAME PAY ITEM.

MUNICIPAL OPERATIONS AGREEMENT - CITY OF HICKORY

SCHEDULE "B" GENERAL REQUIRMENTS

The Municipality shall bill the Division of Highways on a quarterly basis for the pavement marking and markers accomplished by the use of long-life pavement marking material and pavement markers. Long-life pavement markings, paint and markers will be paid for using the unit prices as shown above or as adjusted.

Pavement markings are expected to have a five (5) year life cycle. Placement of pavement markings will be reimbursable on any given roadway once every five (5) years, assuming the replacement is warranted the fifth (5th year). Any replacement necessary on those roadways according to the NCDOT Standard Practice before the five (5) year cycle is complete will be the responsibility of the Municipality and at no expense to the Department.

Pavement markers are expected to have a life cycle of three (3) years. Placement of pavement markers / snowplowable marker lenses will be reimbursable on any given roadway once every three (3) years, assuming the replacement is warranted the third (3rd) year. Any replacement necessary on those roadways according to the NCDOT Standard Practice before the three (3) year cycle is complete will be the responsibility of the Municipality and at no expense to the Department with the following exception:

> Permanent raised markers that have been prematurely removed from the pavement as a result of snow removal should be replaced after the snowplowing season. Replacement of these markers will be considered reimbursable at the unit price listed above.

The Municipality would be expected to keep these markings and markers in good repair according to the NCDOT Standard Practice for Pavement Marking and Marker Maintenance. Engineering judgment should be used by the municipality to determine if markings and or markers meet these replacement criteria. Retro-reflectivity measurements may be taken by the NCDOT on an as needed basis or when either party has questioned the status.

Items included on the Schedule "B" may be added or deleted to those checked above by a request in letter form signed by the Mayor, Clerk (or Manager). The letter shall be sent in quadruplicate to the Division Engineer, accompanied by four (4) copies of the Schedule "B" with all appropriate items checked. If the Division Engineer approves the new Schedule "B" he / she shall sign, as approved, all four (4) copies of the Municipality's letter of request. The Division Engineer shall then: 1) forward one copy of the letter and Schedule "B" to the DOT Controller and the State Traffic Engineer. 2) Return a copy of each to the Municipality. 3) Retain a copy of each for his / her file. The new Schedule "B" shall then become effective at the beginning of the next quarter for reimbursement.

CERTIFICATION OF ELIGIBILITY
Under the Iran Divestment Act

Pursuant to G.S. 147-86.59, any person identified as engaging in investment activities in Iran, determined by appearing on the Final Divestment List created by the State Treasurer pursuant to G.S. 147-86.58, is ineligible to contract with the State of North Carolina or any political subdivision of the State. The Iran Divestment Act of 2015, G.S. 147-55 *et seq.** requires that each contracting party, prior to contracting with the State certify on the date the Contract was entered into and today's date signed below; and the undersigned on behalf of the Contracting Party does hereby certify, to the following:

1. that the contracting party is not identified on the Final Divestment List of entities that the State Treasurer has determined engages in investment activities in Iran;
2. that the contracting party shall not utilize on any contract with the State agency any subcontractor that is identified on the Final Divestment List; and
3. that the undersigned is authorized by the contracting party to make this Certification.

Contracting Party: City of Hickory

By: _____ Date 4/4/16
Signature

Mick W Berry — City Manager
Printed Name — Title

The State Treasurer's Final Divestment List can be found on the State Treasurer's website at the address www.nctreasurer.com/Iran and will be updated every 180 days. For questions about the Department of State Treasurer's Iran Divestment Policy, please contact Meryl Murtagh at *Meryl.Murtagh@nctreasurer.com* or (919) 814-3852.

* Note: Enacted by Session Law 2015-118 as G.S. 143C-55 *et seq.*, but has been renumbered for codification at the direction of the Revisor of Statutes.

NORTH CAROLINA
CATAWBA COUNTY

MUNICIPAL OPERATIONS - TRAFFIC CONTROL DEVICES
TRAFFIC SIGNALS AGREEMENT
SCHEDULE C

DATE: 2/25/2016

NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

AND

WBS Element: 12.1018SM

CITY OF HICKORY

THIS AGREEMENT is made and entered into on the last date executed below, by and between the North Carolina Department of Transportation, an agency of the State of North Carolina, hereinafter referred to as the "Department" and the City of Hickory, hereinafter referred to as the "Municipality."

W I T N E S S E T H:

WHEREAS, the provisions of the North Carolina General Statutes (NCGS) §136-66.1 and §136-18 authorize the Municipality to contract with the Department for the installation, repair, operations, and maintenance of highway signs and markings, electric traffic signals and other traffic control devices on State Highway System streets within the Municipality; and,

WHEREAS, the Department and the Municipality have a mutual interest in the efficient and effective operation of traffic signals within the Municipality; and,

WHEREAS, the Department and the Municipality recognize that each party to this Agreement has an obligation and responsibility to provide for the safe, orderly, and efficient flow of traffic on their respective street systems; and,

WHEREAS, the Municipality finds that it is in the best public interest to operate traffic signals at certain intersections that are on the State's Highway System within or near the Municipality; and,

WHEREAS, the Department finds it desirable and advantageous to reimburse the Municipality for costs incurred when the Municipality operates traffic signals at certain intersections that are on the State Highway System within or near the Municipality;

NOW, THEREFORE, the Department and the Municipality do hereby agree as follows:

1. GENERAL PROVISIONS

COMPLIANCE WITH STATE/FEDERAL POLICY

The Municipality and/or its agent, including all contractors, subcontractors, or sub-recipients, shall comply with all applicable Federal and State policies and procedures, stated both in this Agreement and in the Department's guidelines and procedures.

FAILURE TO COMPLY - CONSEQUENCES

Failure on the part of the Municipality to comply with any of the provisions of this Agreement will be grounds for the Department to terminate participation in the costs of the Project and, if applicable, seek repayment of any reimbursed funds.

2. SCOPE OF THE PROJECT

The Municipality shall operate the traffic signals as defined in the Appendices and as indicated hereinafter:

A. The operation of intersections on the State Highway System, both at the hardware and software levels, will be subject to the approval of the Department and will reflect the needs of traffic on both the State Highway System and the Municipal System.

B. In the event the Department and the Municipality cannot agree on issues affecting the operation of these intersections, the decision of the Department will be final.

C. The Municipality agrees to an annual audit of the performance of intersection equipment and systems. The audit is to be performed by the Department and the Municipality.

D. The Municipality shall not install any traffic control devices, nor make any traffic signal phasing changes, on any State Highway System street without the prior approval of the Department, pursuant to NCGS §20-169.

E. The Municipality shall operate the traffic signals in accordance with North Carolina General Statutes, the Department's current policies and guidelines as included in the Appendices, and all local codes and ordinances. If, in the opinion of the Department, the Municipality does not operate the traffic signals in accordance with the specified criteria, the Department shall have the right to cancel this Agreement.

F. The Department shall review and concur with any contract entered into by the Municipality for the operation of any traffic signal(s).

- Any contract entered into with another party to perform work associated with the requirements of this Agreement shall contain appropriate provisions regarding the utilization of Minority Business Enterprise/Women Business Enterprise (MBE/WBE), or as required and defined in NCGS 143-128.2 – 143-128.4 and the North Carolina Administrative Code. These provisions are incorporated into this Agreement by reference https://connect.ncdot.gov/municipalities/Pages/Bid-Proposals-for-LGA.aspx.

- The Municipality shall not advertise nor enter into a contract for services performed as part of this Agreement, unless the Department provides written approval of the advertisement or the contents of the contract.

- If the Municipality fails to comply with these requirements, the Department will withhold funding until these requirements are met.

3. TIME FRAME

This agreement shall be for the current state fiscal year, beginning July 1, 2015 and ending June 30, 2016. At the end of the fiscal year, the provision of services and quality of results may be reviewed by the Department and Municipality. The Agreement may be extended for additional fiscal years, contingent upon the increase of NCDOT maintenance funds by the General Assembly. Extensions may be made in one (1) year increments, incorporating any mutually agreed upon adjustments, with the end of the final fiscal year of service being 2021. On behalf of the Municipality, extensions may be authorized and executed by the Town/City Manager and/or Mayor without further resolution of the Town/City Council. The agreement may be terminated by either party upon a thirty (30) day written notice.

4. FUNDING

The eligible costs of this Project will be reimbursed from State funding.

5. REIMBURSEMENT

The Department shall reimburse the Municipality quarterly, based on an annual amount, for the operation of the traffic signals as included below and shown in the Appendices:

A. The reimbursement shall be limited to operational costs, which would include tasks associated with insuring the continuous, safe and efficient operation of traffic signals, traffic signal systems, and control facilities. Examples include, but are not limited to, operational performance reviews, emergency repairs to system components, periodic evaluation and adjustment to operational timing parameters, computer system and software upgrades, operational upgrades to maintain or improve safety or efficiency, etc.

B. The Department will not reimburse operational costs for activities that do not have a direct and immediate effect on the continuous, safe and efficient operation of traffic signals, traffic signal systems, and control facilities including, but not limited to, painting of poles and signal cabinets, vegetation control adjacent to facilities, interior and exterior care of traffic control centers and parking areas, furniture for traffic control centers, etc.

C. The Municipality agrees that it shall bear all costs for which it is unable to substantiate actual costs.

D. Any costs incurred by the Municipality prior to written notification by the Department to proceed with the work may not be eligible for reimbursement.

E. Equipment secured as a non-participating item by the Department (100% Municipality costs) will continue as non-participating items with respect to operations. The Division Engineer will provide the necessary forms for documentation.

PROCESS

F. The Municipality shall submit a quarterly itemized invoice to the Department for said costs no later than three (3) months after the scheduled quarterly invoicing date. This invoice will include the appropriate documentation and reflect the amount due for services performed by the Municipality during the quarter. The Department will reimburse the Municipality each quarter for work performed up to an approved total annual amount, unless additional reimbursements are approved by the Department. All final invoices must be submitted within one (1) year after the work is performed or said work will be considered non-billable and will not be paid for by the Department. The Department, at its option, may elect to increase the reimbursement rates shown in the Appendices of this Agreement up to three percent (3%) each year in consideration of inflation rates and cost increases, subject to the availability of funds and the performance of the Municipality.

G. The Department shall reimburse the Municipality upon approval by the Department's Division Engineer and the Fiscal Management Section.

6. FORCE ACCOUNT

GENERAL

Work performed by the Municipality's own forces is considered Force Account work. Force account work that is not a part of the operational work included under this Agreement is only allowed when there is a finding of cost effectiveness for the work to be performed by some method other than contract awarded by competitive bidding process. Written approval from the FHWA Division Administrator is required prior to the use of force account by the Municipality. Said invoices for force account work shall show a summary of labor, labor additives, equipment, materials and other qualifying costs in conformance with the standards for allowable costs. Reimbursement shall be based on the Appendices as included herein.

EMERGENCY WORK

Under current Department policy, if force account work is necessary and performed by the Municipality during emergency occurrences or occurrences that endanger public safety, additional information shall be submitted, with each quarterly invoice, to document the emergency situation, actions taken during the occurrence and the resolution. Approval must be obtained from the Department and the FHWA-NC Division office, before reimbursement will be made.

7. RECORDS AND REPORTS

A. In accordance NCGS §159-34, the Municipality shall arrange for an annual independent financial and compliance audit of its fiscal operations. The Municipality shall furnish the Department with a copy of the annual independent audit report within thirty (30) days of completion of the report, but not later than nine (9) months after the Municipality's fiscal year ends.

B. The Municipality shall keep and maintain all books, documents, papers, accounting records, other such cost records and supporting documentation and evidence as may be appropriate to substantiate costs incurred under this Agreement. Further, the Municipality shall make such materials available at its office at all reasonable times during the Agreement period, and for five (5) years from the date of the final payment made under this agreement, for inspection and audit by the Department's Division Engineer and Financial Management Division.

8. ADDITIONAL PROVISIONS

A. This Agreement does not transfer legal control of, or responsibility, or legal liability for the State Highway System roads described herein to the Municipality, nor does it prohibit the Department

from taking any action or undertaking any responsibilities with regard to such roads. This Agreement is solely for the benefit of the Municipality and the Department and not for the benefit of any other persons, including but not limited to, members of the public or users of the State Highway System roads, and no third party rights are created, or intended to be created, by this Agreement.

B. The Municipality shall comply with Title VI of the Civil Rights Act of 1964, (Title 49 CFR, Subtitle A, Part 21). Title VI prohibits discrimination on the basis of race, color, national origin, disability, gender, and age in all programs or activities of any recipient of Federal assistance.

C. It is the policy of the Department not to enter into any agreement with another party that has been debarred by any government agency (Federal or State). The Municipality certifies, by signature of this agreement, that neither it nor its agents or contractors are presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal or State Department or Agency.

D. The Municipality shall certify to the Department compliance with all applicable Federal and State laws and regulations and ordinances and shall indemnify the Department against any fines, assessments or other penalties resulting from noncompliance by any entity performing work under contract with the Municipality.

E. The Municipality is solely responsible for all agreements, contracts, and work orders entered into or issued by the Municipality for this work. The Department shall not be held liable by the Municipality for any expenses or obligations incurred for the work except those specifically eligible for the federal funds and obligations as approved by the Department under the terms of this Agreement. The Department shall not reimburse the Municipality any costs that exceed the total approved funding at any time.

F. The Municipality will indemnify and hold harmless the Department, FHWA, and the State of North Carolina, their respective officers, directors, principals, employees, agents, successors, and assigns from and against any and all claims for damage and/or liability in connection with the work performed pursuant to this Agreement. The Department shall not be responsible for any damages or claims for damages, which may be initiated by third parties.

G. The Department must approve any assignment or transfer of the responsibilities of the Municipality set forth in this Agreement to other parties or entities.

H. By Executive Order 24, issued by Governor Perdue, and NCGS §133-32, it is unlawful for any vendor or contractor (i.e. architect, bidder, contractor, construction manager, design professional, engineer, landlord, offeror, seller, subcontractor, supplier, or vendor), to make gifts or to give

favors to any State employee of the Governor's Cabinet Agencies (i.e., Administration, Commerce, Correction, Crime Control and Public Safety, Cultural Resources, Environment and Natural Resources, Health and Human Services, Juvenile Justice and Delinquency Prevention, Revenue, Transportation, and the Office of the Governor).

I. This Agreement contains the entire agreement between the parties and there are no understandings or agreements, verbal or otherwise, regarding this Agreement except as expressly set forth herein.

J. The parties hereby acknowledge that the individual executing the Agreement on their behalf is authorized to execute this Agreement on their behalf and to bind the respective entities to the terms contained herein and that he has read this Agreement, conferred with his attorney, and fully understands its contents.

IN WITNESS WHEREOF, this Agreement has been executed the day and year heretofore set out, in triplicate, on the part of the Department and the Municipality by authority duly given.

ATTEST:	CITY OF HICKORY
BY: _____	BY: _____
TITLE: _____	TITLE: _____
DATE: _____	DATE: _____

NCGS §133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization."

Approved the local governing body of the City of Hickory as attested to by the signature of

_____Clerk _____ of said governing body on _____(Date)

This Agreement has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

BY: _____
(FINANCE OFFICER)

(SEAL)

Remittance Address:

City of Hickory
Caroline Kone, PE
City Traffic Engineer
P. O. Box 398
Hickory, NC 28603

DEPARTMENT OF TRANSPORTATION

BY: _____
(CHIEF ENGINEER)

DATE: _____

PRESENTED TO BOARD OF TRANSPORTATION ITEM O: _____

APPENDIX I

MUNICIPAL OPERATIONS AGREEMENT – SCHEDULE C

Traffic Signal Operations Program – City of Hickory

NOTE: The Department requires the Municipality to maintain a Level of Service "C", or "good", in order to provide reimbursement. If the operation falls below a Level of Service "C", or "good", then the Department may withhold reimbursement under this Agreement. If the Municipality elects to operate at a higher level of service, the Department will not reimburse these costs.

Key Components of a "Good" Level of Service:

1. Maximum Emergency Response Times
   - Trouble calls – 4 hours
   - Repair Knockdowns – 8 hours
   - Absence of a signal indication – Next working day
   - Repair/replace inoperative loops – 15 calendar days

2. Operational Performance Reviews
   - Perform the required minimum tasks at 6-month, 12-month and two-year intervals
   - Replace LED modules after 5 years of service

3. System Component Repairs
   - Repair equipment in a timely manner to support emergency and operational needs
   - Upgrade equipment firmware as appropriate to address items affecting operational efficiency and safety
   - Certify the proper operation of conflict monitors/malfunction management units on an annual basis

APPENDIX I

MUNCIPAL OPERATIONS AGREEMENT – SCHEDULE C

Operational Performance Review (OPR) Checklist – City OF Hickory

		Interval		
		6 MO	12 MO	2 YEARS
Cabinet	Lubricate hinges and lock	x		
	Replace Filters	x		
	Check Door Gasket	x		
	Check Anchor Bolts / Extension Bolts	x		
	Check for water seepage, dust accumulation; reseal base if needed	x		
	Check Grounding Resistance and Bonding Connections and Conductors	x		
	Check for current wiring schematics, Signal plans, and Maintenance Records	x		
	Check condition and operation of fan and thermostat	x		
	Check ground fault receptacle and insure no control equipment plugged into receptacle	x		
	Measure service voltage	x		
	Check interior lamps; replace as required	x		
	Check physical condition of meter / service disconnect	x		
	Clean and vacuum Cabinet	x		
	Visually check Line Filter and surge arrester	x		
	Inspect Foundation and exterior for damage, vandalism, and the presence and condition of signal inventory number	x		
	Test police panel switches		x	
	Place insect and/or rodent poison in cabinet if infestation is present	x		
Conflict Monitor	Verify conflict monitor certification date is within 12 months	x		
	Perform field check of operation. Remove load switch to create red fail and observe response of monitor. Ensure stop timing is implemented.		x	
Load Switches / Flashers	Check load switches and flashers for tight and secure fit into the socket	x		
	Check operation of all indicator lights	x		
Auxiliary Logic	Check for operation as per signal plans	x		

APPENDIX I

MUNCIPAL OPERATIONS AGREEMENT – SCHEDULE C

		Interval		
		6 MO	12 MO	2 YEARS
Relays	Visually inspect condition of all relays and replace if necessary	x		
Terminal Connections	Check for discoloration and corrosion	x		
	Tighten all terminal connections	x		
	Check labels and replace as needed	x		
	Check programming of red monitor jumpers if present	x		
	Check condition of all loading resistors	x		
Controllers	Verify date and time, correct any discrepancies (if applicable)	x		
	Verify programming parameters	x		
	Verify proper software version	x		
	Verify operation per signal plan (phasing operation, timings, signal head display, pavement markings, etc.)	x		
	Check all harnesses and connections	x		
	Verify proper operation of any preemption circuits	x		
	Check operation of display and backlight	x		
	Check time clock settings	x		
	Check that Posted Speed Limit matches signal plan	x		
Detection Sensors	Inspect condition of all inductive loops and lead ins; Repair/replace as needed	x		
	Verify proper operation of detection sensors, meg; replace or repair as needed	x		
	Verify loop lead in cable is twisted in cabinet	x		
	Check loop lead-ins for correct labeling and phase assignments	x		
	Check alignment and proper operation of all out of street detection	x		
Detector Units	Check detector for proper operation and sensitivity	x		
	Verify stretch and delay programming and operation	x		

APPENDIX I

MUNCIPAL OPERATIONS AGREEMENT – SCHEDULE C

		Interval		
		6 MO	12 MO	2 YEARS
Pedestrian Push Buttons	Check and actuate push buttons on all approaches of actuated crosswalks and visually verify pedestrian signal operation (Verify operation of all push buttons)	x		
	Check push button lamp (if applicable) for operation	x		
	Check push button alignment and accessibility	x		
	Check audio operation and direction	x		
	Check push button signs; clean or replace if necessary	x		
Pedestrian Heads	Re-lamp incandescent bulbs or replace LEDs if needed		x	
	Check condition, alignment and operation	x		
	Clean lenses and reflectors			x
Signal Heads and Blank Out Signs	Check for proper alignment, operation, and condition	x		
	Check condition of back plates (if used)	x		
	Check for proper height	x		
	Clean lenses, signs and LED modules; replace as needed			x
	Check for wear on the span wire and signal mounting hardware			x
Metal Poles and Mast Arms	Inspect for rust and spot paint as required		x	
	Inspect joints for rust and cracks at arm/upright location and at base plate		x	
	Visually inspect anchor bolts and mast arm bolts for condition and tightness		x	
	Check pole grounding and connections		x	
	Inspect for damage; document and report any damage found.		x	
	Check and secure pole caps and hand hole covers		x	
	Inspect all wiring and conduit in pole		x	
	Visually inspect condition of foundation		x	

APPENDIX I

MUNCIPAL OPERATIONS AGREEMENT – SCHEDULE C

		Interval		
		6 MO	12 MO	2 YEARS
Wood Poles and Span Wire	Check pole for splitting	x		
	Check pole below grade for rot	x		
	Check clamps and all hardware	x		
	Check guy wire, anchors, and guards; repair if needed	x		
	Verify all spans are bonded to pole ground	x		
	Check pole grounding and connections	x		
Pull Boxes	Check the ground rod, clamp connection, and bonding of conduits if applicable		x	
	Check all cables in pull box for pinching by lid, including level of pull box		x	
	Check for abnormal amount of water; verify proper drainage		x	
	Check lid for abnormal condition and fit		x	
Systems Equipment	Ensure the controller operates in mode selected by master		x	
	Check any special equipment (transceivers, etc.) for proper operation		x	
	Disconnect controller from master and check for free or backup operation		x	
Conduit	Visually inspect all conduits; repair as needed		x	
Pavement Markings	Verify that pavement markings match intersection plans	x		
	Inspect condition of pavement markings	x		

APPENDIX II

MUNICIPAL OPERATIONS AGREEMENT – SCHEDULE C

Traffic Signals Reimbursement Schedule – City of Hickory

The Department will reimburse the Municipality for operation of traffic signals with the value shown for each operational activity. The reimbursement schedule is maintained by the intelligent transportation system (ITS) and Signals Unit. Place a check beside the value for each function(s) the Municipality agrees to perform under any line item unless all functions are selected.

If ALL functions will be selected, please check here:_____

Item			Emergency Response		Operational Performance Reviews		System Component Repairs		Total
A.	Vehicular Signal Section (average of 10 head/int. or 30 section/int.)	☐	$1.26	☐	$10.22			☒	$11.48
B.	Pedestrian Signal Head (Average of 4 heads/int.)	☐	$3.15	☐	$20.99			☒	$24.14
C.	Fiber-Optic or LED Blank-out Sign	☐	$12.60	☐	$12.60			☒	$25.20
D.	Pretimed Electronic Controller/Cabinet	☐	$75.58	☐	$138.56	☒	$228.90	☒	$443.04
E.	2-8 Assigned Phase Actuated Controller/Cabinet	☐	$75.58	☐	$503.84	☒	$272.50	☒	$851.92
F.	2-8 Assigned Phase Actuated Controller/Cabinet with Machine-vision Detection	☐	$75.58	☐	$503.84	☐	$817.50	☐	$1,396.92
G.	Flashing Beacon Controller/Cabinet	☐	$12.60	☐	$125.96			☒	$138.56
H.	Travel Costs for Operational Performance Reviews at Signalized Intersection (no Flashers)			☐	$62.98			☒	$62.98

Item			Lump Sum Payment	
CA.	Replace loop (includes labor, materials, and other cost for sawcutting and sealing)[1]	☒	$7.58	per foot of sawcut
CB.	Furnish and install Lead-in Cable	☒	$2.02	per foot installed
CC.	Furnish and install Conduit	☒	$7.03	per foot installed
CD.	Furnish and install 3/8-inch messenger cable and incidental hardware	☒	$3.19	per foot installed
CE.	Furnish and install 4 or 7-conductor signal cable	☒	$3.07	per foot installed

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Item		Lump Sum Payment	
CF.	Furnish and install Standard size Junction Box	[X]	$369.32
CG.	Furnish and install cover for Standard size Junction Box	[X]	$59.95
CH.	Furnish and install Oversized Junction Box	[X]	$515.00
CI.	Furnish and install cover for Oversized Junction Box	[X]	$133.90
CJ.	Furnish and install Riser	[X]	$544.87
CK.	Furnish and install 40-foot Class 3 Wood Pole[2]	[X]	$962.02
CL.	Remove and dispose of Wood Pole.	[X]	$201.00
CM.	Furnish and install Guy/Anchor Assembly	[X]	$353.29
CN.	Furnish and install Grounding System	[X]	$245.25
CO.	Furnish 12-inch 3-Section Vehicular Signal Head[2]	[X]	$149.50
CP.	Furnish 12-inch 4-Section Vehicular Signal Head[2]	[X]	$199.50
CQ.	Furnish 12-inch 5-Section Vehicular Signal Head[2]	[X]	$339.50
CR.	Furnish 8-inch 3-Section Vehicular Signal Head[2]	[X]	$102.20
CS.	Furnish Pedestrian Signal Head[2]	[X]	$104.04
CT.	Furnish LED indication – 12-inch RED ball[2]	[X]	$22.05
CU.	Furnish LED indication – 12-inch YELLOW ball[2]	[X]	$23.16
CV.	Furnish LED indication – 12-inch GREEN ball[2]	[X]	$22.50
CW.	Furnish LED indication – 12-inch RED Arrow[2]	[X]	$23.00

APPENDIX II

Item		Lump Sum Payment	
CX.	Furnish LED indication – 12-inch YELLOW Arrow[2]	[X]	$24.00
CY.	Furnish LED indication – 12-inch GREEN Arrow[2]	[X]	$24.00
CZ.	Furnish LED indication – 8-inch RED ball[2]	[X]	$23.00
DA.	Furnish LED indication – 8-inch YELLOW ball[2]	[X]	$23.00
DB.	Furnish LED indication – 8-inch GREEN ball[2]	[X]	$21.50
DC.	Furnish LED Indication – 12-inch Hand	[X]	$46.25
DD.	Furnish LED indication – 12-inch Man	[X]	$85.00
DE.	Furnish LED indication – 12-inch Hand/Man Overlay	[X]	$70.00
DF.	Furnish LED indication – 12-inch Hand/Man Overlay with Countdown Module	[X]	$95.00
DG.	Furnish Pretimed/Actuated Controller[2]	[X]	$1,389.00
DH.	Furnish Pole-Mounted Cabinet[2]	[X]	$3,850.00
DI.	Furnish Base-Mounted Cabinet with auxiliary file[2]	[X]	$4,675.00
DJ.	Furnish Base-Mounted Cabinet without auxiliary file[2]	[X]	$4,375.00
DK.	Furnish LED Blank-Out Sign[2]	[X]	$2,188.00
DL.	Furnish 3-channel NEMA-Plus Conflict Monitor[2]	[ ]	$230.00
DM.	Furnish 6-channel NEMA-Plus Conflict Monitor[2]	[ ]	$437.80
DN.	Furnish 12-channel NEMA-Plus Conflict Monitor[2]	[ ]	$537.40
DO.	Furnish NEMA TS-2 Malfunction Management Unit[2]	[ ]	$649.80

APPENDIX II

Item		Lump Sum Payment	
DP.	Furnish Type 2010 or Type 2018 Conflict Monitor with Absence of Red Monitoring[2]	[X]	$466.00
DQ.	Furnish Detection Camera/Sensor with Enclosure[2]	[ ]	$1,590.00
DR.	Furnish Single Channel NEMA TS-1 Loop Detector Unit[2]	[ ]	$90.00
DS.	Furnish Two-Channel NEMA TS-1 Loop Detector Unit[2]	[ ]	$160.00
DT.	Furnish Two-Channel NEMA TS-2 Loop Detector Unit[2]	[ ]	$78.00
DU.	Furnish Two-Channel TYPE 222 Loop Detector Unit[2]	[X]	$48.75
DV.	Furnish and replace Audible Pedestrian Signal[2]	[X]	$436.00
DW.	Perform Annual Inspection on Railroad-Interconnected Intersections	[X]	$197.30

[1] Replacement of defective loop with loop of identical or upgraded design requires no prior approval. Upgrading of functional rectangular loops to Quadrupole design requires prior approval from Division Traffic Engineer.

[2] Requires prior approval form Division Traffic Engineer for reimbursement of non-emergency replacements. If item is covered under warranty, Municipality will not be reimbursed without prior approval of Division Traffic Engineer.

Emergency Response: This function includes all labor and incidental items to bring the operation of the intersection into reasonable conformance with the existing plan of record. Reimbursements for items CA through DV will be given for items utilized in the completion of this work. Sufficient spare equipment must be purchased at the expense of the maintaining agency to insure all intersections are continuously operating according to the plan of record.

Operational Performance Reviews: This function includes the labor and materials as outlined in the attached Operational Performance Checklist. *Reimbursements for items CA through DV will be given for items utilized in the completion of this work only upon prior approval by the Division Traffic Engineer.* Where specialty equipment is not addressed specifically in the attached schedule, manufacturer's recommendations should be followed to insure continued optimum operation. Sufficient spare equipment must be purchased at the expense of the maintaining agency to allow the completion of this work.

System Component Repairs: This function includes labor, parts and materials to repair electronic traffic signal control components. This work typically involves in-house repair of electronic assemblies by troubleshooting and replacing specific integrated circuit chips, repairing damaged printed circuit traces, and making circuit modifications. This work includes making hardware, firmware and software upgrades to equipment to insure optimum operation. This work must be completed in a timely manner to support the emergency response and operational performance review functions.

TRAFFIC CONTROL DEVICES – LEVEL C CITY OF HICKORY **APPENDIX II**

Items included on this schedule may be added or deleted to those checked above by a request in letter form signed by the Mayor, Clerk (or Manager). The letter should be sent in quadruplicate to the Division Engineer accompanied by four (4) copies of the SCHEDULE with all appropriate items checked. If the Division Engineer approves the new SCHEDULE he should sign, as approved, all four (4) copies of the Municipality's letter of request. The Division Engineer then forwards one copy of the letter and SCHEDULE to the DOT Controller and Local Programs Management Office, returns a copy of each to the Municipality, and retains a copy for his file. The new SCHEDULE will then become effective at the beginning of the next quarter for reimbursement.

The Department reserves the right of verification that all selected functions are being properly performed. If it is determined that any authorized function is not being performed, then the reimbursement will be reduced accordingly.

_____
CITY OR TOWN

_____
CLERK DATE

_____
MAYOR OR MANAGER DATE

DEPARTMENT OF TRANSPORTATION

_____
DIVISION ENGINEER DATE

APPENDIX III

TRAFFIC SIGNAL LIST – SCHEDULE C – CITY OF HICKORY

SIGNAL LOCATION	CITY ID	STATE ID
4th St Dr NW @ 8th Ave/Ave Dr NW	0102	
N. Center St @ 8th Ave NE/NW	0103	
NC Hwy 127/2nd St NE @ 8th Ave NE	0104	12-0674
N. Center St @ 7th Ave NE/NW	0105	
N. Center St @ 5th Ave NE/NW	0106	
NC Hwy 127/2nd St NE @ 5th Ave NE	0107	12-0675
4th St NW @ 4th Ave NW	0201	
9th St NW @ 3rd Ave NW	0202	12-0689
6th St NW @ 3rd Ave NW	0203	12-0688
4th St NW @ 3rd Ave NW	0204	12-0687
3rd St NW @ 3rd Ave NW	0205	12-0686
2nd St NW @ 3rd Ave NW	0206	12-0685
N. Center St @ 3rd Ave NE/NW	0207	12-0669
NC Hwy 127/2nd St NE @ 3rd Ave NE	0208	12-0950
3rd St NE @ 3rd Ave NE	0209	
12th St NW @ 2nd Ave NW	0210	12-0695
11th St NW @ 2nd Ave NW	0211	12-0696
9th St NW @ 2nd Ave NW	0212	12-0697
6th st NW @ 2nd Ave NW	0213	12-0271
4th St NW @ 2nd Ave NW	0214	12-0949
3rd St NW @ 2nd Ave NW	0215	12-0948
2nd St NW @ 2nd Ave NW	0216	12-0947
N. Center St @ 2nd Ave NE/NW	0217	12-0668
NC Hwy 127/2nd St NE @ 2nd Ave NE	0218	12-0946
3rd Ave Ct NW @ 3rd Ave Dr NW	0219	12-1518
4th St NW @ 1st Ave NW	0301	12-0955
3rd St NW @ 1st Ave NW	0302	
2nd St NW @ 1st Ave NW	0303	
N. Center St @ 1st Ave NE/NW	0304	
NC Hwy 127/2nd St NE @ 1st Ave NE	0305	12-0611
N. Center St @ Main Ave NE/NW	0306	
4th St SW @ 1st Ave SW	0307	12-0709

SIGNAL LOCATION	CITY ID	STATE ID
3rd St SW @ 1st Ave SW	0308	12-0711
2nd St Pl SW @ 1st Ave SW	0309	12-0713
1st St SW @ 1st Ave SW	0310	12-0715
S. Center St @ 1st Ave SE/SW	0311	12-0664
NC Hwy 127 @ 1st Ave SE	0312	12-0954
4th St SW @ 2nd Ave SW	0313	12-0313
1st St SW @ 2nd Ave SW	0314	12-0944
S. Center St @ 2nd Ave SE/SW	0315	12-0663
NC Hwy 127 @ 2nd Ave SE	0316	12-0945
1st St SW @ 4th Ave SW	0317	
4th St SW @ 7th Ave SW	0318	12-0943
1st St SW @ 7th Ave SW	0319	
S. Center St @ 7th Ave SE/SW	0320	
3rd St SW @ 2nd Ave SW	0321	12-1514
US Hwy 70 SW @ 19th St SW	0401	12-0572
US Hwy 70 SW @ 13th St SW	0402	12-0661
US Hwy 70 SW @ US Hwy 321 SB	0403	12-0534
US Hwy 70 SW @ Hickory Plaza	0404	12-0908
US Hwy 70 SW @ 4th St Dr SW	0405	12-0660
US Hwy 70 SW @ Catawba Mall	0406	12-0646
US Hwy 70 SW @ S. Center St	0407	12-0659
NC Hwy 127 @ S. Center St	0408	12-0604
US Hwy 70 SW @ US Hwy 321 NB	0409	12-0533
NC Hwy 127 @ Brookford (S Center St)	0410	12-1621
NC Hwy 127 @ US Hwy 321 NB	0411	12-1641
NC Hwy 127 @ US Hwy 321 SB	0412	12-1642
NC Hwy 127 @ Zion Church Rd	0413	12-0919
US Hwy 70 SW @ 22nd St SW	0414	12-1711
18th St SW @ 1st Ave SW	0501	12-0683
17th St SW @ 1st Ave SW	0502	12-0690
14th St SW @ 1st Ave SW	0503	12-0691
14th St SW @ 2nd Ave SW	0504	12-0962
13th St SW @ 2nd Ave SW	0505	12-0284
12th St SW @ 2nd Ave SW	0506	12-0936
11th St SW @ 1st Ave SW	0507	12-0702
11th St SW @ 2nd Ave SW	0508	12-0937
9th St SW @ 1st Ave SW	0509	12-0704
9th St SW @ 2nd Ave SW	0510	12-0938
9th St SW @ 7th Ave SW	0511	
US Hwy 321 @ Old Lenoir Rd	0601	12-0321

Clement Blvd @ Old Lenoir Rd	0602	12-1710
US Hwy 321 @ Clement Blvd	0603	12-1404
Old Lenoir Rd @ 12th Ave NW	0604	12-1580
US Hwy 321 @ 9th Ave NW	0605	12-0610
US Hwy 321 @ 7th Ave NW	0606	12-0192
17th St NW @ 2nd Ave NW	0607	12-1084
US Hwy 321 @ 2nd Ave NW	0608	12-0694
US Hwy 321 @ 13th St SW	0609	12-0285
US Hwy 321 @ Grace Chapel Rd	0610	11-0996
US Hwy 321 @ Alex Lee Blvd	0611	11-1287
US Hwy 321 @ US Hwy 321-A/New Farm Rd	0612	11-1399
4th St Dr NW @ 16th Ave NW	0701	
NC Hwy 127/N. Center St @ 16th Ave NE/NW	0702	12-0671
NC Hwy 127/2nd St NE @ 13th Ave NE	0703	12-0672
NC Hwy 127/2nd St NE @ 12th Ave NE	0704	12-0673
6th St NW @ 14th Ave NW	0705	
6th St NW @ 12th Ave NW	0706	
3rd St NE @ 12th Ave NE	0707	
3rd St NE @ 14th Ave NE	0708	
NC Hwy 127/2nd St NE @ 14th Ave NE	0709	12-1024
5th St NE @ 14th Ave NE	0710	
NC Hwy 127/N. Center St @ 29th Ave NE/29th Ave Dr NW	0801	12-0901
NC Hwy 127/N. Center St @ 25th Ave NW	0802	12-0995
NC Hwy 127/N. Center St @ 23rd Ave NE	0803	12-0530
16th St NE @ 29th Ave NE/29th Ave Dr NE	0901	12-0626
29th Ave NE @ 20th Ave Dr NE/24th St NE	0902	12-1769
8th St Dr NE/16th St NE @ 21st Ave NE	0903	12-1374
16th St NE @ 33rd Ave NE	0906	12-1685
29th Ave NE @ Falling Creek Rd	0907	12-1753
Kool Park Rd @ 33rd Ave NE	0908	12-1754
16th St NE @ 9th Ave NE	1001	12-0717
16th St NE @ 12th Ave NE	1002	12-0657
22nd St NE @ 12th Ave NE	1003	12-0920
Springs Rd @ 12th Ave Dr NE	1004	12-0968
Springs Rd @ Sulphur Springs Rd	1006	12-1557
Kool Park Rd @ 28th St NE	1007	12-1012
Springs Rd @ 27th St Pl NE	1008	12-1026
Springs Rd @ Section House Rd	1009	12-0191
Springs Rd @ Kool Park Rd	1010	12-0198
Springs Rd @ 34th St Dr NE	1011	12-0935
Lenoir Rhyne Blvd @ Highland Ave SE	1101	12-0723

8th St NE @ 7th Ave NE	1102	12-0730
8th St NE @ Highland Ave NE	1103	12-1547
9th St NE/Highland Ave NE	1104	12-0722
8th St NE @ 8th Ave NE	1105	12-1361
6th St NE @ 8th Ave NE	1106	
12th St NE @ Highland Ave NE	1107	12-0720
15th St NE @ Highland Ave NE	1108	12-0719
16th St NE @ Highland Ave NE	1109	12-0718
5th St NE @ 10th Ave Dr NE	1110	
8th St NE @ 9th Ave Pl NE	1111	
12th St NE @ 9th Ave NE	1112	
9th St NE @ 9th Ave NE	1113	
8th St NE @ 13th Ave NE	1114	
Lenoir Rhyne Blvd @ 7th Ave NE	1115	12-1362
Lenoir Rhyne Blvd @ Tate Blvd	1116	12-0612
21st St NE @ Highalnd Ave NE	1201	12-0196
21st St SE @ Main Ave SE	1202	12-1207
9th St Ln SE @ Tate Blvd	1302	12-1185
15th St SE @ Tate Blvd	1303	12-0622
21st St SE @ Tate Blvd	1304	12-0627
20th St SE @ Tate Blvd	1305	12-1662
18th St SE @ Tate Blvd	1306	12-1684
9th St Ln SE @ C Ave SE	1307	
Fairgrove Church Rd @ Highland Ave NE	1401	12-0575
Fairgrove Church Rd @ Tate Blvd	1402	12-0536
Fairgrove Church Rd @ Graystone Pl SE	1403	12-0312
Fairgrove Church Rd @ 11th Ave Dr SE	1404	12-0013
Fairgrove Church Rd @ GE Plant Rd SE	1405	12-0004
Fairgrove Church Rd @ I-40 WB	1406	12-0325
Fairgrove Church Rd @ I-40 EB	1407	12-1520
Deborah Herman Rd @ Tate Blvd	1408	12-1587
GE Plant Rd @ Tate Blvd	1409	12-1594
Workman Rd @ Tate Blvd	1410	12-1521
Section House Rd @ Tate Blvd	1411	12-0324
Herman Sipe Rd @ Tate Blvd	1412	12-1009
Punch Loop Rd @ Tate Blvd	1413	12-0988
I-40 WB @ Tate Blvd	1414	12-1324
32nd St SE/6th Ave SE @ Tate Blvd	1415	12-1745
I-40 EB @ Tate Blvd	1416	12-1766
US Hwy 70 SE @ Fairgrove Church Rd	1501	12-0647
US Hwy 70 SE @ Fairgrounds	1502	12-1421
US Hwy 70 SE @ 6th St SE/10th Ave Dr SE	1601	12-0202

US Hwy 70 SE @ Lenoir Rhyne Blvd	1602	12-0658
US Hwy 70 SE @ 17th St Dr SE	1603	12-0989
US Hwy 70 SE @ Valley Hills Mall West	1604	12-0843
US Hwy 70 SE @ Valley Hills Mall East	1605	12-0842
US Hwy 70 SE @ Valley Crossing	1606	12-1169
US Hwy 70 SE @ Valley Corners	1607	12-1249
US Hwy 70 SE @ Startown Rd/McDonald Pkwy	1608	12-0650
US Hwy 70 SE @ 25th St Blvd SE/CVCC	1609	12-0603
US Hwy 70 SE @ 21st St Dr SE	1610	12-0987
8th St Dr SE @ Home Depot	1611	12-1511
8th St Dr SE @ Catawba Valley Blvd	1612	12-1550
17th St Dr SE @ Catawba Valley Blvd	1613	12-1590
Hickory Ridge SE @ Catawba Valley Blvd	1614	12-1589
21st St SE/Valley Hills Mall East @ Catawba Valley Blvd	1615	12-1650
Startown Rd @ Catawba Valley Blvd	1618	12-1556
Startown Rd @ Robinwood Rd	1619	12-1588
US Hwy 70 SE @ 28th St SE/CVCC East	1620	12-1607
Lenoir Rhyne Blvd @ 9th Ave SE	1701	12-0307
Lenoir Rhyne Blvd @ 11th Ave SE/11th Ave Blvd SE	1702	12-0957
Lenoir Rhyne Blvd @ I-40 WB	1703	12-0309
Lenoir Rhyne Blvd @ I-40 EB	1704	12-0308
Lenoir Rhyne Blvd @ 13th Ave SE/13th Ave Dr SE	1705	12-1218
Lenoir Rhyne Blvd @ 3rd Ave SE	1706	12-1210
NC Hwy 127/N. Center St @ 38th Ave NW	1801	12-1093
NC Hwy 127/N. Center St @ Falling Creek Rd	1802	12-1017
NC Hwy 127/N. Center St @ Clonninger Mill Rd	1803	12-1018
16th St NE @ Clonninger Mill Rd	1804	12-1002
McDonald Pkwy @ 15th Ave SE	1901	12-1493
McDonald Pkwy @ I-40 WB	1902	12-1452
McDoanld Pkwy @ 21st St SE/21st St Dr SE	1903	12-1655
McDonald Pkwy @ Tate Blvd	1904	12-1656
Highland Ave NE @ 23rd St NE	1905	12-1508
McDonald Pkwy @ 23rd St Dr NE	1906	12-1666
McDonald Pkwy @ Spencer Rd	1907	12-1667
McDonald Pkwy @ Springs Rd/24th St NE	1908	12-0569
21st St Dr SE @ 25th St SE	1909	12-1565
21st St Dr SE @ 27th St Dr SE	1910	12-1573
21st St Dr SE @ 12th Ave SE	1911	12-1445
McDonald Pkwy @ I-40 EB	1912	12-1746

McDonald Pkwy @ Century Pl SE	**1913**	**12-1736**
Performance Dr @ Tate Blvd	**1914**	**12-1737**
TOTAL NUMBER OF **CITY** SIGNALS	**27**	
TOTAL NUMBER OF **STATE** SIGNALS		**169**
TOTAL NUMBER OF **ALL** SIGNALS	**196**	

CERTIFICATION OF ELIGIBILITY
Under the Iran Divestment Act

Pursuant to G.S. 147-86.59, any person identified as engaging in investment activities in Iran, determined by appearing on the Final Divestment List created by the State Treasurer pursuant to G.S. 147-86.58, is ineligible to contract with the State of North Carolina or any political subdivision of the State. The Iran Divestment Act of 2015, G.S. 147-55 *et seq.** requires that each contracting party, prior to contracting with the State certify on the date the Contract was entered into and today's date signed below; and the undersigned on behalf of the Contracting Party does hereby certify, to the following:

1. that the contracting party is not identified on the Final Divestment List of entities that the State Treasurer has determined engages in investment activities in Iran;
2. that the contracting party shall not utilize on any contract with the State agency any subcontractor that is identified on the Final Divestment List; and
3. that the undersigned is authorized by the contracting party to make this Certification.

Contracting Party: City of Hickory

By: _____ Date 4/4/16
Signature

Mick W Berry _____ City Manager
Printed Name Title

The State Treasurer's Final Divestment List can be found on the State Treasurer's website at the address www.nctreasurer.com/Iran and will be updated every 180 days. For questions about the Department of State Treasurer's Iran Divestment Policy, please contact Meryl Murtagh at *Meryl.Murtagh@nctreasurer.com* or (919) 814-3852.

* Note: Enacted by Session Law 2015-118 as G.S. 143C-55 *et seq.*, but has been renumbered for codification at the direction of the Revisor of Statutes.

NORTH CAROLINA
CATAWBA COUNTY

MUNICIPAL OPERATIONS – COMPUTER, COMMUNICATIONS, EQUIPMENT, AND SYSTEM OPERATIONS FOR COMPUTERIZED TRAFFIC SIGNAL SYSTEM AGREEMENT

SCHEDULE D

DATE: 2/25/2016

NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

AND

WBS Element: 12.1018SM

CITY OF HICKORY

THIS AGREEMENT is made and entered into on the last date executed below, by and between the North Carolina Department of Transportation, an agency of the State of North Carolina, hereinafter referred to as the "Department" and the City of Hickory hereinafter referred to as the "Municipality."

W I T N E S S E T H:

WHEREAS, the provisions of the North Carolina General Statute (NCGS) §136-18 and §136-66.1 authorize the Municipality to contract with the Department for the installation, repair, operations and maintenance of highway signs and markings, electric traffic signals, and other traffic control devices on State Highway System streets within the Municipality; and,

WHEREAS, the Department and the Municipality have a mutual interest in the efficient and effective operation of traffic signals within the Municipality; and,

WHEREAS, the Department and the Municipality recognize that each party to this Agreement has an obligation and responsibility to provide for the safe, orderly, and efficient flow of traffic on their respective street systems; and,

WHEREAS, the Municipality finds that it is in the best public interest to enter into an Agreement with the Department to operate the computerized traffic signal system; and,

WHEREAS, the Department finds it desirable and advantageous to reimburse the Municipality for costs incurred, when the Municipality operates that portion of the computerized traffic signal system that is on the State Highway System within or near the Municipality;

NOW, THEREFORE, the Department and the Municipality do hereby agree as follows:

1. GENERAL PROVISIONS

COMPLIANCE WITH STATE/FEDERAL POLICY

The Municipality and/or its agent, including all contractors, subcontractors, or sub-recipients shall comply with all applicable Federal and State policies and procedures, stated both in this Agreement and in the Department's guidelines and procedures.

FAILURE TO COMPLY - CONSEQUENCES

Failure on the part of the Municipality to comply with any of the provisions of this Agreement will be grounds for the Department to terminate participation in the costs of the Project and, if applicable, seek repayment of any reimbursed funds.

2. SCOPE OF THE PROJECT

The Municipality shall operate the computerized traffic signal system as defined in the Appendices and as indicated hereinafter.

TIMING PLANS

A. The Municipality shall be responsible for the evaluation and preparation of timing plans at all intersections in the traffic signal system. All traffic data needed for the evaluation and development of timing plans will be obtained by the Municipality whenever possible. The Municipality will notify the Department of any additional data that is required to evaluate and prepare the necessary timing plans. The Department shall, upon request, make available to the Municipality all current traffic count data for the existing signals.

B. The timing plans affecting intersections on the State Highway System, utilized in system operation, will be subject to the approval of the Department and will reflect the needs of traffic on both the State Highway System and the Municipality's System. In the event the Department and the Municipality cannot agree on the selection of a given timing plan, the decision of the Department will be final.

ONGOING OPERATION OF THE SIGNAL SYSTEM

C. The Municipality shall not install any traffic control devices, nor make any traffic signal phasing changes, on any State Highway System street without the prior approval of the Department, pursuant to NCGS §20-169.

D. The Municipality shall operate the signal system in accordance with North Carolina General Statutes, the Department's current policies and guidelines as included in the Appendices, and all local codes and ordinances. If, in the opinion of the Department, the Municipality does not operate the signal system in accordance with the specified criteria, the Department shall have the right to enter into a separate operational agreement with a private contractor and deduct these costs from the Department's pro-rata share under this Agreement, or from the funds allocated under NCGS §136-41.1.

E. The Department shall review and concur with any contract entered into by the Municipality for the operation of any item(s).

- Any contract entered into with another party to perform work associated with the requirements of this Agreement shall contain appropriate provisions regarding the utilization of Minority Business Enterprises/Women Business Enterprises (MBE/WBE), or as required and defined in NCGS 143-128.2 – 128-4 and the North Carolina Administrative Code. These provisions are incorporated into this Agreement by reference https://connect.ncdot.gov/municipalities/Pages/Bid-Proposals-for-LGA.aspx.

- The Municipality shall not advertise nor enter into a contract for services performed as part of this Agreement, unless the Department provides written approval of the advertisement or the contents of the contract.

- If the Municipality fails to comply with these requirements, the Department will withhold funding until these requirements are met.

F. The Municipality agrees to an annual audit of the performance of intersection equipment and systems. The audit is to be performed by the Department and the Municipality.

3. TIME FRAME

This agreement shall be for the current state fiscal year, beginning July 1, 2015 and ending June 30, 2016. At the end of the state fiscal year, the provision of services and quality of results may be reviewed by the Department and Municipality. The Agreement may be extended for additional fiscal years, contingent upon the availability of NCDOT maintenance funds by the General Assembly. Extensions may be made in one (1) year increments, incorporating any mutually agreed upon adjustments, up to a total of five (5) years with the end of the final fiscal year of service being June 30, 2021. On behalf of the Municipality, extensions may be authorized and executed by the Town/City Manager and/or Mayor without further resolution of the Town/City Council. The agreement may be terminated by either party upon a thirty (30) day written notice.

A. Upon termination of each year of service, and in connection with each extension of this Agreement, the Municipality may request an adjustment of the annual rates based on actual cost records for the prior years. This request must indicate the new rate for each Schedule D item. Each rate must be verifiable by time sheets, salary rates, materials, equipment, and other qualifying costs in conformance with the standards of allowable of costs set forth in the Office of Management and Budget (OMB) Circular A-87. This shall be actual cost incurred with the exception of equipment owned by the Municipality. Reimbursement for the rates of equipment owned by the Municipality cannot exceed the Department's rates in effect for the time period in which the work is performed.

B. The cost records may be audited by the Department to determine any adjustments or revisions in the new rates.

4. FUNDING

The eligible costs of this Project will be reimbursed from State funding.

5. REIMBURSEMENT

The Department shall reimburse the Municipality quarterly, based on an annual amount, for the operation of the computerized traffic signal system as included below:

ELIGIBLE COSTS

A. The reimbursement rates in this Agreement represent the Department's pro-rata share of the operational cost, which is based on the ratio of the number of State System intersections to the total number of intersections in the computerized traffic signal system. The Municipality shall maintain a current inventory list of all traffic signals within the system, and classify as city- or state-owned. The current inventory list, as included in the Appendices of this Agreement, will be used to determine the Department's pro-rata share.

B. The Department shall reimburse the Municipality based on the annual operational amount of the computerized traffic signal system as included in the Appendices of this Agreement. This total amount includes the Department's pro-rata share of cost, as included in Provision 5A, for the salary, payroll additives of a System Operations Manager(s), Systems Operations Engineer(s) Traffic Signals System Specialist(s) or equivalent. These positions, at a minimum, shall exhibit the qualifications and perform the duties as included in the Appendices. The cost of the System Operations Manager(s), Systems Operations

Engineer(s) Traffic Signals System Specialist(s) or equivalent shall be based on the pro-rata share of time dedicated to the operation of the system.

C. The Department shall reimburse the Municipality for operation of the Central Computer and Associated Hardware, CCTV Camera System, Communications Infrastructure, system detectors and other associated central and system field equipment. The Municipality shall be responsible for providing all needed replacement parts and equipment. Under this Agreement, the Department will reimburse the Municipality for its pro-rata share of the replacement or repair costs necessary for maintaining operability and any equipment included herein.

D. The Municipality will not receive an annual reimbursement for fiber optic communications cable and CCTV cameras. The Department will reimburse the Municipality its pro-rata share of the actual costs for the emergency restoration of fiber optic communications and CCTV cameras. This cost shall include: fiber optic cable, interconnect centers, splice trays, fusion splicing, transceivers, Ethernet switches, labor, etc.

E. Said reimbursement shall be limited to operational costs, which would include tasks associated with insuring the continuous, safe and efficient operation of traffic signals, traffic signal systems, and control facilities. Examples include, but are not limited to, emergency repairs to system components, periodic evaluation and adjustment to operational timing parameters, computer system and software upgrades, operational upgrades to maintain or improve safety or efficiency, etc.

F. The Department will not reimburse operational costs for activities that do not have a direct and immediate effect on the continuous, safe and efficient operation of traffic signals, traffic signal systems, and control facilities including, but not limited to, painting of poles and signal cabinets, vegetation control adjacent to facilities, interior and exterior care of traffic control centers and parking areas, furniture for traffic control centers, etc.

G. The Municipality agrees that it shall bear all costs for which it is unable to substantiate actual costs.

H. Any costs incurred by the Municipality prior to written notification by the Department to proceed with the work shall not be eligible for reimbursement.

I. The Department will reimburse the Municipality for its pro-rata share, as specified in the Appendices, for any Signal Systems operational contract in which it concurs. The Department shall have access to the contractor's records and documentation for audit, which

pertains to any rates billed to the Municipality for the operation of those items for a period of five (5) years from the date of the final payment made under this agreement.

J. Equipment secured as a non-participating item by the Department (100% Municipality costs) will continue as non-participating items with respect to operations. The Division Engineer will provide the necessary documentation for non-participating items.

PROCESS

K. The Municipality shall submit a quarterly itemized invoice including the certified status report to the Department for said costs no later than three (3) months after the scheduled quarterly invoicing date. This invoice will reflect the balance between the quarterly payments issued by the Department and the total amount not to exceed approved annual amount, unless additional reimbursements are approved by the Department. All final invoices must be submitted within one (1) year after the work is performed or said work will be considered non-billable and will not be paid for by the Department. The Department, at its option, may elect to increase the reimbursement rates up to three percent (3%) each year in consideration of inflation rates and cost increases, subject to the availability of funds and the performance of the Municipality.

L. The Department shall reimburse the Municipality upon approval by the Department's Division Engineer and the Fiscal Management Section.

6. FORCE ACCOUNT

Work performed by the Municipality's own forces is considered force account work. Force account work is only allowed when 1) there is a finding of cost effectiveness for the work to be performed by some method other than contract awarded by competitive bidding process, and 2) the force account work is in compliance with NC General Statute 143-135, found at www.ncleg.net/gascripts/Statutes/Statutes.asp. Written approval from the Division Engineer is required prior to the use of force account by the Municipality. Said invoices for force account work shall show a summary of labor, labor additives, equipment, materials and other qualifying costs in conformance with the standards for allowable costs set forth in Office of Management and Budget (OMB) Circular A-87 http://www.whitehouse.gov/omb/circulars_a087_2004/). Reimbursement shall be based on actual cost incurred with the exception of equipment owned by the Municipality or its Project partners. Reimbursement rates for equipment owned by the Municipality or its Project partners cannot exceed the Department's rates in effect for the time period in which the work is performed, nor the maximum amount included in Appendix VI.

EMERGENCY WORK

Under current Department policy, if force account work is necessary and performed by the Municipality during emergency occurrences or occurrences that endanger public safety, additional information shall be submitted to document the emergency situation, actions taken during the occurrence and the resolution with each quarterly invoice. Approval must be obtained from the Department and the Division Engineer before reimbursement is made.

7. RECORDS AND REPORTS

A. The Municipality shall furnish the Department's Division Engineer a certified quarterly status report that details the operation of the signal system. The status report shall be certified in writing by the Systems Operations Engineer and shall indicate intersection failures, local and system detector failures, the percentage of time the computer system was off-line, the repairs that were made and the dates of said repairs/replacements. The quarterly report shall also identify any new/deleted intersections in the traffic signal system and all traffic signal timing optimization performed. The Department's Division Engineer will provide detailed guidance and reporting forms for the Municipality.

B. In accordance with NCGS §159-34, the Municipality shall arrange for an independent financial and compliance audit of its fiscal operations. The Municipality shall furnish the Department with a copy of the independent audit report within thirty (30) days of completion of the report, but not later than nine (9) months after the Municipality fiscal year ends.

C. The Municipality shall keep and maintain all books, documents, papers, accounting records, other such cost records and supporting documentation and evidence as may be appropriate to substantiate costs incurred under this Agreement. Further, the Municipality shall make such materials available at its office at all reasonable times during the Agreement period, and for three (3) years from the date of the final payment made under this agreement, for inspection and audit by the Department's Division Engineer and Financial Management Division.

8. ADDITIONAL PROVISIONS

A. This Agreement does not transfer legal control of, or responsibility, or legal liability for the State Highway System roads described herein to the Municipality, nor does it prohibit the Department from taking any action or undertaking any responsibilities with regard to such roads. This Agreement is solely for the benefit of the Municipality and the Department and

not for the benefit of any other persons including, but not limited to, members of the public or users of the State Highway System roads, and no third party rights are created, or intended to be created, by this Agreement.

B. The Municipality shall comply with Title VI of the Civil Rights Act of 1964, (Title 49 CFR, Subtitle A, Part 21). Title VI prohibits discrimination on the basis of race, color, national origin, disability, gender, and age in all programs or activities of any recipient of Federal assistance.

C. It is the policy of the Department not to enter into any agreement with another party that has been debarred by any government agency (Federal or State). The Municipality certifies, by signature of this agreement, that neither it nor its agents or contractors are presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal or State Department or Agency.

D. The Municipality shall certify to the Department compliance with all applicable Federal and State laws and regulations and ordinances and shall indemnify the Department against any fines, assessments or other penalties resulting from noncompliance by any entity performing work under contract with the Municipality.

E. The Municipality is solely responsible for all agreements, contracts, and work orders entered into or issued by the Municipality for this Project. The Department shall not be held liable by the Municipality for any expenses or obligations incurred for the Project except those specifically eligible for the funds and obligations as approved by the Department under the terms of this Agreement. The Department shall not reimburse the Municipality any costs that exceed the total funding at any time.

F. The Municipality will indemnify and hold harmless the Department, FHWA, and the State of North Carolina, their respective officers, directors, principals, employees, agents, successors, and assigns from and against any and all claims for damage and/or liability in connection with the project activities performed pursuant to this Agreement including construction of the Project. The Department shall not be responsible for any damages or claims for damages, which may be initiated by third parties.

G. The Department must approve any assignment or transfer of the responsibilities of the Municipality set forth in this Agreement to other parties or entities.

H. By Executive Order 24, issued by Governor Perdue, and N.C. G.S.§133-32, it is unlawful for any vendor or contractor (i.e. architect, bidder, contractor, construction manager, design

professional, engineer, landlord, offeror, seller, subcontractor, supplier, or vendor), to make gifts or to give favors to any State employee of the Governor's Cabinet Agencies (i.e., Administration, Commerce, Correction, Crime Control and Public Safety, Cultural Resources, Environment and Natural Resources, Health and Human Services, Juvenile Justice and Delinquency Prevention, Revenue, Transportation, and the Office of the Governor).

I. This Agreement contains the entire agreement between the parties and there are no understandings or agreements, verbal or otherwise, regarding this Agreement except as expressly set forth herein.

J. The parties hereby acknowledge that the individual executing the Agreement on their behalf is authorized to execute this Agreement on their behalf and to bind the respective entities to the terms contained herein and that he has read this Agreement, conferred with his attorney, and fully understands its contents.

IN WITNESS WHEREOF, this Agreement has been executed by the Department and the Municipality by authority duly given.

ATTEST:

BY:_____

CITY OF HICKORY

BY: _____

DATE: _____

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

Approved by the local governing body of the City of Hickory as attested to by the signature of Clerk of said governing body on _____(Date)

This Agreement has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

BY: _____
(FINANCE OFFICER)

(SEAL)

Remittance Address:

City of Hickory

Caroline Kone, PE

City Traffic Engineer

P. O. Box 398

Hickory, NC 28603

Approved as to form

City of Hickory – Legal Dept.

DEPARTMENT OF TRANSPORTATION

BY: _____
(CHIEF ENGINEER)

DATE: _____

PRESENTED TO BOARD OF TRANSPORTATION ITEM O: _____

APPENDIX I

MUNICIPAL OPERATIONS AGREEMENT – SCHEDULE D - HICKORY

Traffic Signal System Operations

NOTE: The Department requires the Municipality to maintain a Level of Service "C", or "good", in order to provide reimbursement. If the operation falls below a Level of Service "C", or "good", then the Department may withhold reimbursement under this Agreement. If the Municipality operates at a higher level of service, the Department will not reimburse these costs.

Levels of Service

Level-of-service "A"

1. All of the signalized intersections in the Municipality's jurisdiction are monitored by the system. All of the signalized intersections are actively controlled for at least some periods of the day (e.g. timing plans are developed and implemented).

2. All timing plans and day plans are evaluated on intervals of no greater than **six months**. On corridors with a significant annual growth in traffic volume (> 5.0%), new timing plans are identified **annually**. Required new plans are developed and implemented within **three months** of identification.

3. The Municipality has an active traffic data collection program that includes turning movement counts at all signalized intersections; the collection of average daily traffic counts; and performs travel-time/delay studies on all subsystems at **a minimum of every two years**. This data is used to evaluate system operations and performance.

4. Timing plans for newly installed intersections are implemented in conjunction with the installation of the traffic signal.

5. The Municipality has an active, on-going operational performance program for operation of the traffic signal system in which system communication components and central site hardware is tested and evaluated on intervals of **no less than two times per year**.

6. A minimum of 90% of all system detectors are operational at any given time. The maximum time to repair failed detection devices is **30 calendar days**.

7. The control center is staffed by qualified personnel during the AM & PM peak hours, and during other times of high traffic volumes (e.g. special events).

8. The Municipality uses traffic responsive timing plans where appropriate and continually monitors and updates the thresholds.

APPENDIX I

MUNICIPAL OPERATIONS AGREEMENT – SCHEDULE D - HICKORY

Traffic Signal System Operations

Level-of-service "B"

1. Essentially all (+90%) of the signalized intersections in the Municipality's jurisdiction are monitored by the system. Practically all (+95%) of the monitored signalized intersections are actively controlled.

2. All timing plans and day plans are evaluated on intervals of no greater than **12 months**. On corridors with a significant annual growth in traffic volume (> 5.0%), new timing plans are identified annually. Required new plans are developed and implemented **within three months** of identification.

3. The Municipality has an active traffic data collection program that includes turning movement counts at all signalized intersections; the collection of average daily traffic counts; and performs travel-time/delay studies on all subsystems at **a minimum of every two years**. This data is used to evaluate system operations and performance.

4. Timing plans for newly installed intersections are implemented in conjunction with the installation of the traffic signal.

5. The Municipality has an active, on-going operational performance program for operation of the traffic signal system in which system communication components and central site hardware is tested and evaluated on intervals of **no less than two times per year**.

6. A minimum of 85% of all system detectors is operational at any given time. The maximum time to repair failed detection devices is **30 calendar days**.

7. The control center is staffed by qualified personnel during the AM & PM peak hours. The operations staff is on-call during other times of expected high traffic volume.

8. The Municipality uses traffic responsive timing plans where appropriate. Threshold values are evaluated **annually**.

APPENDIX I

MUNICIPAL OPERATIONS AGREEMENT – SCHEDULE D - HICKORY

Traffic Signal System Operations

Level-of-service "C"

1. The vast majority (+80%) of the signalized intersections in the Municipality's jurisdiction are monitored by the system. The only traffic signals not monitored are those whose lack of proximity does not lend them to cost-effective communication. The vast majority (+80%) of monitored signals are actively controlled by the system.

2. All timing plans and day plans are evaluated on intervals of no greater than **18 months**. On corridors with a significant annual growth in traffic volume (> 5.0%), new timing plans are identified **annually**. On average, required new plans are developed and implemented within **six months** of identification.

3. The Municipality obtains the data that is used to evaluate system operations and performance.

4. Timing plans for newly installed intersections are implemented within **30 calendar days** of the installation of the traffic signal.

5. The Municipality has an active, on-going operational performance program for operation of the traffic signal system in which system communication components and central site hardware is tested and evaluated on intervals of **no less than two times per year**.

6. A minimum of 80% of all system detectors are operational at any given time. The maximum time to repair failed detection devices is **60 calendar days**.

7. The control center is staffed by qualified personnel during the AM & PM peak hours. The operations staff is on-call during other times of expected high traffic volume.

8. The Municipality uses traffic responsive timing plans where appropriate. Threshold values are evaluated **annually**.

APPENDIX I

MUNICIPAL OPERATIONS AGREEMENT – SCHEDULE D - HICKORY

Traffic Signal System Operations

Level-of-service "D"

1. Most (+60%) of the signalized intersections in the Municipality's jurisdiction are monitored by the system. Signalized intersections that are in close proximity to other signalized intersections (<0.5 mile) are in operation but are not monitored by the system. Most (+60%) of the monitored signals are actively controlled by the system.

2. All timing plans and day plans are evaluated on intervals of no greater than 24 months. On corridors with a significant annual growth in traffic volume (> 5.0%), new timing plans are identified on intervals of no greater than **two years**. New plans are developed and implemented within **12 months** of identification.

3. The Municipality obtains the data is used to evaluate system operations and performance.

4. Timing plans for newly installed intersections are implemented within **60 calendar days** of the installation of the traffic signal.

5. The Municipality has an active, on-going operational performance program for operation of the traffic signal system in which system communication components and central site hardware is tested and evaluated on intervals of **no less than one time per year**.

6. A minimum of 60% of all system detectors are operational at any given time. The maximum time to repair failed detection devices is **90 calendar days**.

7. The control center is staffed during either the AM or PM peak hour; whichever is the highest volume period.

8. The Municipality has not evaluated the use of traffic responsive timing plans.

APPENDIX I

MUNICIPAL OPERATIONS AGREEMENT – SCHEDULE D - HICKORY

Traffic Signal System Operations

Level-of-service "F"

1. Less than half (<50%) of the signalized intersections in the Municipalities' jurisdiction are monitored by the system. Signalized intersections that are in close proximity to other signalized intersections (<0.5 mile), are in operation but are not monitored by the system. Most (+60%) of the monitored signals are actively controlled by the system.

2. All timing plans and day plans are evaluated on intervals greater than **30 months**. On corridors with a significant annual growth in traffic volume (> 5.0%), new timing plans are identified on intervals of no greater than **two years**. On average, new plans are developed and implemented on intervals **not to exceed 18 months** after identification.

3. The Municipality does not collect data to evaluate system performance and retime signals. All data used is provided by others.

4. Timing plans for newly installed intersections are implemented **more than 90 calendar days** after installation of the traffic signal.

5. The Municipality does not have an active, on-going operational performance program for operation of the traffic signal system in which system communication components and central site hardware is tested and evaluated. The Municipality provides emergency restoration only for system communication and hardware components.

6. A minimum of 50% of all system detectors are operational at any given time. The maximum time to repair failed detection devices is **120 calendar days**.

7. The control center is staffed during either the AM or PM peak hour; whichever is the highest volume period.

8. The Municipality has not evaluated the use of traffic responsive timing plans.

APPENDIX II

TRAFFIC SIGNAL LIST – SCHEDULE D – CITY OF HICKORY

SIGNAL LOCATION	CITY ID	STATE ID
4th St Dr NW @ 8th Ave/Ave Dr NW	0102	
N. Center St @ 8th Ave NE/NW	0103	
NC Hwy 127/2nd St NE @ 8th Ave NE	0104	12-0674
N. Center St @ 7th Ave NE/NW	0105	
N. Center St @ 5th Ave NE/NW	0106	
NC Hwy 127/2nd St NE @ 5th Ave NE	0107	12-0675
4th St NW @ 4th Ave NW	0201	
9th St NW @ 3rd Ave NW	0202	12-0689
6th St NW @ 3rd Ave NW	0203	12-0688
4th St NW @ 3rd Ave NW	0204	12-0687
3rd St NW @ 3rd Ave NW	0205	12-0686
2nd St NW @ 3rd Ave NW	0206	12-0685
N. Center St @ 3rd Ave NE/NW	0207	12-0669
NC Hwy 127/2nd St NE @ 3rd Ave NE	0208	12-0950
3rd St NE @ 3rd Ave NE	0209	
12th St NW @ 2nd Ave NW	0210	12-0695
11th St NW @ 2nd Ave NW	0211	12-0696
9th St NW @ 2nd Ave NW	0212	12-0697
6th st NW @ 2nd Ave NW	0213	12-0271
4th St NW @ 2nd Ave NW	0214	12-0949
3rd St NW @ 2nd Ave NW	0215	12-0948
2nd St NW @ 2nd Ave NW	0216	12-0947
N. Center St @ 2nd Ave NE/NW	0217	12-0668
NC Hwy 127/2nd St NE @ 2nd Ave NE	0218	12-0946
3rd Ave Ct NW @ 3rd Ave Dr NW	0219	12-1518
4th St NW @ 1st Ave NW	0301	12-0955
3rd St NW @ 1st Ave NW	0302	
2nd St NW @ 1st Ave NW	0303	
N. Center St @ 1st Ave NE/NW	0304	
NC Hwy 127/2nd St NE @ 1st Ave NE	0305	12-0611
N. Center St @ Main Ave NE/NW	0306	
4th St SW @ 1st Ave SW	0307	12-0709

SIGNAL LOCATION	CITY ID	STATE ID
3rd St SW @ 1st Ave SW	0308	12-0711
2nd St Pl SW @ 1st Ave SW	0309	12-0713
1st St SW @ 1st Ave SW	0310	12-0715
S. Center St @ 1st Ave SE/SW	0311	12-0664
NC Hwy 127 @ 1st Ave SE	0312	12-0954
4th St SW @ 2nd Ave SW	0313	12-0313
1st St SW @ 2nd Ave SW	0314	12-0944
S. Center St @ 2nd Ave SE/SW	0315	12-0663
NC Hwy 127 @ 2nd Ave SE	0316	12-0945
1st St SW @ 4th Ave SW	0317	
4th St SW @ 7th Ave SW	0318	12-0943
1st St SW @ 7th Ave SW	0319	
S. Center St @ 7th Ave SE/SW	0320	
3rd St SW @ 2nd Ave SW	0321	12-1514
US Hwy 70 SW @ 19th St SW	0401	12-0572
US Hwy 70 SW @ 13th St SW	0402	12-0661
US Hwy 70 SW @ US Hwy 321 SB	0403	12-0534
US Hwy 70 SW @ Hickory Plaza	0404	12-0908
US Hwy 70 SW @ 4th St Dr SW	0405	12-0660
US Hwy 70 SW @ Catawba Mall	0406	12-0646
US Hwy 70 SW @ S. Center St	0407	12-0659
NC Hwy 127 @ S. Center St	0408	12-0604
US Hwy 70 SW @ US Hwy 321 NB	0409	12-0533
NC Hwy 127 @ Brookford (S Center St)	0410	12-1621
NC Hwy 127 @ US Hwy 321 NB	0411	12-1641
NC Hwy 127 @ US Hwy 321 SB	0412	12-1642
NC Hwy 127 @ Zion Church Rd	0413	12-0919
US Hwy 70 SW @ 22nd St SW	0414	12-1711
18th St SW @ 1st Ave SW	0501	12-0683
17th St SW @ 1st Ave SW	0502	12-0690
14th St SW @ 1st Ave SW	0503	12-0691
14th St SW @ 2nd Ave SW	0504	12-0962
13th St SW @ 2nd Ave SW	0505	12-0284
12th St SW @ 2nd Ave SW	0506	12-0936
11th St SW @ 1st Ave SW	0507	12-0702
11th St SW @ 2nd Ave SW	0508	12-0937
9th St SW @ 1st Ave SW	0509	12-0704
9th St SW @ 2nd Ave SW	0510	12-0938
9th St SW @ 7th Ave SW	0511	

US Hwy 321 @ Old Lenoir Rd	0601	12-0321
Clement Blvd @ Old Lenoir Rd	0602	12-1710
US Hwy 321 @ Clement Blvd	0603	12-1404
Old Lenoir Rd @ 12th Ave NW	0604	12-1580
US Hwy 321 @ 9th Ave NW	0605	12-0610
US Hwy 321 @ 7th Ave NW	0606	12-0192
17th St NW @ 2nd Ave NW	0607	12-1084
US Hwy 321 @ 2nd Ave NW	0608	12-0694
US Hwy 321 @ 13th St SW	0609	12-0285
US Hwy 321 @ Grace Chapel Rd	0610	11-0996
US Hwy 321 @ Alex Lee Blvd	0611	11-1287
US Hwy 321 @ US Hwy 321-A/New Farm Rd	0612	11-1399
4th St Dr NW @ 16th Ave NW	0701	
NC Hwy 127/N. Center St @ 16th Ave NE/NW	0702	12-0671
NC Hwy 127/2nd St NE @ 13th Ave NE	0703	12-0672
NC Hwy 127/2nd St NE @ 12th Ave NE	0704	12-0673
6th St NW @ 14th Ave NW	0705	
6th St NW @ 12th Ave NW	0706	
3rd St NE @ 12th Ave NE	0707	
3rd St NE @ 14th Ave NE	0708	
NC Hwy 127/2nd St NE @ 14th Ave NE	0709	12-1024
5th St NE @ 14th Ave NE	0710	
NC Hwy 127/N. Center St @ 29th Ave NE/29th Ave Dr NW	0801	12-0901
NC Hwy 127/N. Center St @ 25th Ave NW	0802	12-0995
NC Hwy 127/N. Center St @ 23rd Ave NE	0803	12-0530
16th St NE @ 29th Ave NE/29th Ave Dr NE	0901	12-0626
29th Ave NE @ 20th Ave Dr NE/24th St NE	0902	12-1769
8th St Dr NE/16th St NE @ 21st Ave NE	0903	12-1374
16th St NE @ 33rd Ave NE	0906	12-1685
29th Ave NE @ Falling Creek Rd	0907	12-1753
Kool Park Rd @ 33rd Ave NE	0908	12-1754
16th St NE @ 9th Ave NE	1001	12-0717
16th St NE @ 12th Ave NE	1002	12-0657
22nd St NE @ 12th Ave NE	1003	12-0920
Springs Rd @ 12th Ave Dr NE	1004	12-0968
Springs Rd @ Sulphur Springs Rd	1006	12-1557
Kool Park Rd @ 28th St NE	1007	12-1012
Springs Rd @ 27th St Pl NE	1008	12-1026
Springs Rd @ Section House Rd	1009	12-0191
Springs Rd @ Kool Park Rd	1010	12-0198

Springs Rd @ 34th St Dr NE	1011	12-0935
Lenoir Rhyne Blvd @ Highland Ave SE	1101	12-0723
8th St NE @ 7th Ave NE	1102	12-0730
8th St NE @ Highland Ave NE	1103	12-1547
9th St NE/Highland Ave NE	1104	12-0722
8th St NE @ 8th Ave NE	1105	12-1361
6th St NE @ 8th Ave NE	1106	
12th St NE @ Highland Ave NE	1107	12-0720
15th St NE @ Highland Ave NE	1108	12-0719
16th St NE @ Highland Ave NE	1109	12-0718
5th St NE @ 10th Ave Dr NE	1110	
8th St NE @ 9th Ave Pl NE	1111	
12th St NE @ 9th Ave NE	1112	
9th St NE @ 9th Ave NE	1113	
8th St NE @ 13th Ave NE	1114	
Lenoir Rhyne Blvd @ 7th Ave NE	1115	12-1362
Lenoir Rhyne Blvd @ Tate Blvd	1116	12-0612
21st St NE @ Highalnd Ave NE	1201	12-0196
21st St SE @ Main Ave SE	1202	12-1207
9th St Ln SE @ Tate Blvd	1302	12-1185
15th St SE @ Tate Blvd	1303	12-0622
21st St SE @ Tate Blvd	1304	12-0627
20th St SE @ Tate Blvd	1305	12-1662
18th St SE @ Tate Blvd	1306	12-1684
9th St Ln SE @ C Ave SE	1307	
Fairgrove Church Rd @ Highland Ave NE	1401	12-0575
Fairgrove Church Rd @ Tate Blvd	1402	12-0536
Fairgrove Church Rd @ Graystone Pl SE	1403	12-0312
Fairgrove Church Rd @ 11th Ave Dr SE	1404	12-0013
Fairgrove Church Rd @ GE Plant Rd SE	1405	12-0004
Fairgrove Church Rd @ I-40 WB	1406	12-0325
Fairgrove Church Rd @ I-40 EB	1407	12-1520
Deborah Herman Rd @ Tate Blvd	1408	12-1587
GE Plant Rd @ Tate Blvd	1409	12-1594
Workman Rd @ Tate Blvd	1410	12-1521
Section House Rd @ Tate Blvd	1411	12-0324
Herman Sipe Rd @ Tate Blvd	1412	12-1009
Punch Loop Rd @ Tate Blvd	1413	12-0988
I-40 WB @ Tate Blvd	1414	12-1324
32nd St SE/6th Ave SE @ Tate Blvd	1415	12-1745
I-40 EB @ Tate Blvd	1416	12-1766

US Hwy 70 SE @ Fairgrove Church Rd	1501	12-0647
US Hwy 70 SE @ Fairgrounds	1502	12-1421
US Hwy 70 SE @ 6th St SE/10th Ave Dr SE	1601	12-0202
US Hwy 70 SE @ Lenoir Rhyne Blvd	1602	12-0658
US Hwy 70 SE @ 17th St Dr SE	1603	12-0989
US Hwy 70 SE @ Valley Hills Mall West	1604	12-0843
US Hwy 70 SE @ Valley Hills Mall East	1605	12-0842
US Hwy 70 SE @ Valley Crossing	1606	12-1169
US Hwy 70 SE @ Valley Corners	1607	12-1249
US Hwy 70 SE @ Startown Rd/McDonald Pkwy	1608	12-0650
US Hwy 70 SE @ 25th St Blvd SE/CVCC	1609	12-0603
US Hwy 70 SE @ 21st St Dr SE	1610	12-0987
8th St Dr SE @ Home Depot	1611	12-1511
8th St Dr SE @ Catawba Valley Blvd	1612	12-1550
17th St Dr SE @ Catawba Valley Blvd	1613	12-1590
Hickory Ridge SE @ Catawba Valley Blvd	1614	12-1589
21st St SE/Valley Hills Mall East @ Catawba Valley Blvd	1615	12-1650
Startown Rd @ Catawba Valley Blvd	1618	12-1556
Startown Rd @ Robinwood Rd	1619	12-1588
US Hwy 70 SE @ 28th St SE/CVCC East	1620	12-1607
Lenoir Rhyne Blvd @ 9th Ave SE	1701	12-0307
Lenoir Rhyne Blvd @ 11th Ave SE/11th Ave Blvd SE	1702	12-0957
Lenoir Rhyne Blvd @ I-40 WB	1703	12-0309
Lenoir Rhyne Blvd @ I-40 EB	1704	12-0308
Lenoir Rhyne Blvd @ 13th Ave SE/13th Ave Dr SE	1705	12-1218
Lenoir Rhyne Blvd @ 3rd Ave SE	1706	12-1210
NC Hwy 127/N. Center St @ 38th Ave NW	1801	12-1093
NC Hwy 127/N. Center St @ Falling Creek Rd	1802	12-1017
NC Hwy 127/N. Center St @ Clonninger Mill Rd	1803	12-1018
16th St NE @ Clonninger Mill Rd	1804	12-1002
McDonald Pkwy @ 15th Ave SE	1901	12-1493
McDonald Pkwy @ I-40 WB	1902	12-1452
McDoanld Pkwy @ 21st St SE/21st St Dr SE	1903	12-1655
McDonald Pkwy @ Tate Blvd	1904	12-1656
Highland Ave NE @ 23rd St NE	1905	12-1508
McDonald Pkwy @ 23rd St Dr NE	1906	12-1666
McDonald Pkwy @ Spencer Rd	1907	12-1667
McDonald Pkwy @ Springs Rd/24th St NE	1908	12-0569
21st St Dr SE @ 25th St SE	1909	12-1565

21st St Dr SE @ 27th St Dr SE	1910	12-1573
21st St Dr SE @ 12th Ave SE	1911	12-1445
McDonald Pkwy @ I-40 EB	1912	12-1746
McDonald Pkwy @ Century Pl SE	1913	12-1736
Performance Dr @ Tate Blvd	1914	12-1737
TOTAL NUMBER OF **CITY** SIGNALS	**27**	
TOTAL NUMBER OF **STATE** SIGNALS		**169**
TOTAL NUMBER OF **ALL** SIGNALS	**196**	
PRO-RATA SHARE ***SCHEDULE D***		**86.22%**

APPENDIX III

CCTV CAMERAS – SCHEDULE D – CITY OF HICKORY

CCTV LOCATION	CCTV ID # (if applicable)
US Hwy 70 @ US Hwy 321	
NC Hwy 127 @ US Hwy 321	
US Hwy 321 @ Old Lenoir Rd	
US Hwy 321 @ Clement Blvd	
US Hwy 321 @ 2nd Ave NW	
US Hwy 321 @ 13th St SW	
US Hwy 321 @ US Hwy 321-A/New Farm Rd	
NC Hwy 127/N. Center St @ 16th Ave NE/NW	
NC Hwy 127/N. Center St @ 29th Ave NE/29th Ave Dr NW	
16th St NE @ 12th Ave NE	
8th St NE @ Highland Ave NE	
Lenoir Rhyne Blvd @ Tate Blvd	
15th St SE @ Tate Blvd	
Fairgrove Church Rd @ Tate Blvd SE	
Fairgrove Church Rd @ I-40	
US Hwy 70 @ Fairgrove Church Rd	
US Hwy 70 @ Lenoir Rhyne Blvd	
US Hwy 70 @ 17th St Dr SE	
US Hwy 70 @ Startown Rd/McDonald Pkwy	
US Hwy 70 @ 25th St Blvd SE/CVCC	
8th St Dr SE/Robinson Rd @ Catawba Valley Blvd	
Hickory Ridge SE @ Catawba Valley Blvd	
Lenoir Rhyne Blvd @ I-40	
McDonald Pkwy @ I-40	
McDonald Pkwy @ 21st St Dr SE/21st St SE	
McDonald Pkwy @ Tate Blvd	
McDonald Pkwy @ Springs Rd/24th St NE	
TOTAL NUMBER OF CCTV CAMERAS:	27

APPENDIX IV

SYSTEM DETECTOR LIST – SCHEDULE D – CITY OF HICKORY

No System Detectors

APPENDIX V

MUNICIPAL OPERATIONS AGREEMENT – SCHEDULE D
POSITION QUALIFICATIONS – CITY OF HICKORY

TRAFFIC SIGNAL SYSTEMS OPERATIONS MANAGER OR EQUIVALENT

EDUCATION AND EXPERIENCE

- Graduation from a four-year college or university with a major in Civil Engineering or equivalent or a minimum of 6 years of progressive transportation engineering experience; or an equivalent combination of training and directly related experience in traffic signal operations.
- Operations experience and knowledge of ITS concepts, data communications, and computerized traffic signal systems equipment.
- Excellent planning and organizational skills. Excellent oral and written communications skills including the ability to make public presentations.
- Working knowledge of the principles and practices of traffic signal timing and microcomputer applications of traffic signal optimization software (e.g., Synchro 3.2, PASSER-II, PASSER IV, TRANSYT 7F, NETSIM).
- Working knowledge of AUTOCAD or MICROSTATION and PC-BASED programs including: MS Office (Word, Excel, Access, PowerPoint), GIS, and various software programs for traffic optimization and traffic analysis.
- Regular NC driver's license required.

ESSENTIAL DUTIES

- Oversees the activities of the computerized traffic signal system operation to ensure that all required functions, activities and tasks are performed in an effective, efficient and timely manner.
- Directly manages employees in a Transportation Management Center. Is responsible for the overall direction, coordination, and evaluation of the unit.

ESSENTIAL DUTIES (CONT'D)

- Supervises staff in accordance with the organization's policies and applicable laws. Responsibilities include interviewing, hiring, and training employees; planning, assigning, and directing work; appraising performance; rewarding and disciplining employees; addressing complaints and resolving problems.

- Works with supervisor to manage staffing and work assignments. Supervises traffic signal staff by assigning tasks and reviewing work on a routine basis and provides ongoing guidance and feedback.

- Provides oversight for field investigations, collection and analysis of traffic data and Measures of Effectiveness (MOEs), computes traffic parameters to refine signal timing programs for optimum systems timing efficiency and develops time-space diagrams. Ensures new signal timing plans created by changes in traffic flow patterns, land-use and population are implemented.

- Responds to the complaints and concerns of the community regarding traffic signal design and intersection safety and efficiency.

- Reviews traffic signal designs for impact on general traffic flow and provides recommendations.

APPENDIX V

MUNICIPAL OPERATIONS AGREEMENT – SCHEDULE D
POSITION QUALIFICATIONS – CITY OF HICKORY

TRAFFIC SIGNAL SYSTEMS OPERATIONS ENGINEER OR EQUIVALENT

EDUCATION AND EXPERIENCE

- Graduation from a four-year college or university with a major in Civil Engineering and a minimum of 3 years of progressive transportation engineering experience; or an equivalent combination of training and directly related experience in traffic signal operations.
- Operations experience and knowledge of ITS concepts, data communications, and computerized traffic signal systems equipment.
- Outstanding planning and organizational skills. Excellent oral and written communications skills including the ability to make public presentations.
- Working knowledge of the principles and practices of traffic signal timing and microcomputer applications of traffic signal optimization software (e.g., Synchro 3.2, PASSER-II, PASSER IV, TRANSYT 7F, NETSIM).
- Working knowledge of AUTOCAD or MICROSTATION and PC-BASED programs including: MS Office (Word, Excel, Access, PowerPoint), GIS, and various software programs for traffic optimization and traffic analysis.
- Regular NC driver's license required.

ESSENTIAL DUTIES

- Plans, organizes, and directs the activities of the computerized traffic signal system operation to ensure that all required functions, activities and tasks are performed in an effective, efficient and timely manner.
- Performs field investigations, collects and analyzes traffic data and Measures of Effectiveness (MOEs), computes traffic parameters to refine signal timing programs for optimum systems timing efficiency and develops time-space diagrams. Develops and implements new signal timing plans created by changes in traffic flow patterns, land-use and population.

ESSENTIAL DUTIES (CONT'D)

- Prepares and installs timing plans (traffic responsive and time-of-day/day-of-week) for all corridors; prepares and implements special event timing plans; and prepares temporary timing plans for failed detector locations.

- Maintains system databases and modifies as necessary to allow for expansion; reviews and evaluates all signalized intersections for phasing optimization; provides system data for and assists with various traffic studies and analysis projects regarding the computerized traffic signal system.

- Provides assistance to the transportation operations staff in diagnostic and operational activities.

- Interacts with and uses the features of the signal system control software to develop and modify timing plans using PC-based timing plan software.

- Manages the traffic signal system operational functions including: operation of the graphics monitoring databases; performing periodic schedule data backup; assures the periodic image and graphic backups are accomplished and safely stored.

- Coordinates with the Department on roadway construction projects, which affect the traffic operations in the computerized traffic signal system. Develops and implements temporary timing plan strategies for construction work zones, alternate routes, and incident diversion routes.

- Maintains daily control logs, event logs, timing plan ledgers and daily summary reports.

MUNICIPAL OPERATIONS AGREEMENT – SCHEDULE D
POSITION QUALIFICATIONS – CITY OF HICKORY

TRAFFIC SIGNAL SYSTEMS SPECIALIST OR EQUIVALENT

EDUCATION AND EXPERIENCE:

- Graduation from a two-year college or university and a minimum of 1 year of experience in traffic signal operations; or an equivalent combination of education and experience directly related to traffic signal operations.
- Knowledge of traffic signal system operations, Intelligent Transportation Systems (ITS) devices, data communications and computerized traffic signal systems equipment.
- Working knowledge of the principles and practices of traffic signal timing and microcomputer applications of traffic signal optimization software (e.g., MIST software system).
- Thorough knowledge of; ability to pay attention to detail and respond to changes in conditions; ability to coordinate work with others.
- Excellent planning and organizational skills. Excellent oral and written communications skills. Ability to maintain records.
- Working knowledge of AUTOCAD or MICROSTATION and PC-BASED programs including MS Office (Word, Excel, Access, Powerpoint); GIS and various software programs for traffic optimization and traffic analysis.
- Regular NC driver's license required.

ESSENTIAL DUTIES:

- Monitors the operations of the computerized traffic signal system operation on a daily basis to ensure that all required functions are performed in an effective, efficient and timely manner.
- Installs new or revised timing plans (traffic responsive and time-of-day/day-of-week) for corridors; implements special event timing plans and prepares temporary timing plans for failed detector locations through the use of Traffic System software.

ESSENTIAL DUTIES (CONT'D)

- Monitors real time traffic operations through video sources to report incidents and special event information to the appropriate agencies (NCDOT, NC State Highway Patrol, Emergency Management, etc.) and the local Police and Fire departments.
- Performs traffic signal system operational functions including: maintaining the graphics monitoring databases; performing periodic schedule data backup; assures the periodic image and graphic backups are accomplished and safely stored. Coordinates signal repair work with operations staff.
- Coordinates with local TV stations and webmasters assuring periodic image and graphic are displayed and provided.
- Maintains daily control logs, event logs, timing plan ledgers and daily summary reports.

APPENDIX VI

TRAFFIC SCHEDULE D – COMPENSATION TABLE — CITY OF HICKORY

COMPUTERIZED TRAFFIC SIGNAL CONTROL SYSTEM MUNICIPAL OPERATIONS AGREEMENT ITEMIZATION

ITEM	UNIT	ANNUAL RATE	PERCENT (%) UTILIZATION	QUANTITY	PRO-RATA PERCENT (Appendix II)	PRO-RATED COST
FIXED ANNUAL COSTS REIMBURSEMENT SCHEDULE						
System Operations Manager	LS	$ 115,054.98	50%	1	86.2%	$ 48,932.72
System Operations Engineer	LS	$ 72,692.19	100%	1	86.2%	$ 62,678.46
Data Line	LS	$ 3,000.00	100%	1	86.2%	$ 2,586.73
PER ITEM REIMBURSEMENT SCHEDULE						
TOTAL ANNUAL COST:						$ 114,197.92
Per Incident Reimbursements shall consist of all costs associated with repairs and/or replacement of any equipment, software and supplies used to maintain operation of City Hickory's Computerized Traffic Signal System at a pro rata share of 86.2%. This includes equipment or software such as, but not limited to: Central Computer Hardware & Software (KVM switch, servers, workstations, laptops, printers, UPSs, traffic management and communication software, etc.); Maintenance Equipment (test equipment, display boards and monitors, laptop, etc.), Communications cable and equipment (core switch, routing switches, media converters, GPS clock sync equipment, fiber modems, phone lines, dialup modems, serial multiport equipment, fiber interconnect centers, fiber patch panels, hub cabinets, ethernet cables, fiber materials and equipment, network management software, etc.); CCTV Equipment (camera assemblies and cabinets, encoders, decoders, master distribution amplifier, matrix bays, multiplexor, CCTV intelligent keyboards, DVR, switches, monitors, etc.); Office supplies (fax machine, printer repair and supplies, paper, pens, pencils and miscellaneous supplies).						TBD As Needed
						-

Note: Items included on this Schedule may be added or deleted to those above by written request, signed by a Municipal Representative. The letter should be sent in quadruplicate to the Division Engineer accompanied by four copies of the revised Schedule. If the Division Engineer approves the new schedule, he will sign all copies as APPROVED; then forwards one copy of the letter and Schedule to the DOT Controller, the LPMO Contract Officer, the Municipality, and retains one for Division file. The new Schedule will then become effective at the beginning of the next cycle for reimbursement. The Department of Transportation reserves the right to verify that all listed operations functions are being properly performed. If it is determined that any authorized operations function is not being performed, the reimbursement will be reduced accordingly.

L.S. ATTEST

_____

CLERK

DATE _____

CITY OF HICKORY

_____

MUNICIPAL REPRESENTATIVE

DATE _____

NCDOT DIVISION ENGINEER

_____

_____(Date)

CERTIFICATION OF ELIGIBILITY
Under the Iran Divestment Act

Pursuant to G.S. 147-86.59, any person identified as engaging in investment activities in Iran, determined by appearing on the Final Divestment List created by the State Treasurer pursuant to G.S. 147-86.58, is ineligible to contract with the State of North Carolina or any political subdivision of the State. The Iran Divestment Act of 2015, G.S. 147-55 *et seq.** requires that each contracting party, prior to contracting with the State certify on the date the Contract was entered into and today's date signed below; and the undersigned on behalf of the Contracting Party does hereby certify, to the following:

1. that the contracting party is not identified on the Final Divestment List of entities that the State Treasurer has determined engages in investment activities in Iran;
2. that the contracting party shall not utilize on any contract with the State agency any subcontractor that is identified on the Final Divestment List; and
3. that the undersigned is authorized by the contracting party to make this Certification.

Contracting Party: City of Hickory

By: _____ Date 4/4/16
Signature

Mick W Berry _____ City Manager
Printed Name Title

The State Treasurer's Final Divestment List can be found on the State Treasurer's website at the address www.nctreasurer.com/Iran and will be updated every 180 days. For questions about the Department of State Treasurer's Iran Divestment Policy, please contact Meryl Murtagh at *Meryl.Murtagh@nctreasurer.com* or (919) 814-3852.

* Note: Enacted by Session Law 2015-118 as G.S. 143C-55 *et seq.*, but has been renumbered for codification at the direction of the Revisor of Statutes.

H

COUNCIL AGENDA MEMOS

To: **City Manager's Office**

From: Planning and Development Services, Cal Overby, Principal Planner

Contact Person: Cal Overby, Principal Planner

Date: April 21, 2016

Re: Offer of Public Dedication of Public Street Right-of-Way – The Landing at Moore's Ferry Phase 8

REQUEST

Consideration of the acceptance of the offer of public dedication of street right-of-way, being 2.157 acres of land area, as shown on Plat Book 75, Page 188 of the Catawba County Registry.

BACKGROUND

In 2007 construction began on a new twenty-three (23) lot residential development adjacent to the existing Moore's Ferry community. As part of this development, two new streets were constructed to provide access to the lots. The streets consist of 41st Avenue NW, which created a loop connecting to two different points along 42nd Avenue Drive NW; and 1st Street NW, which is a short cul-de-sac

ANALYSIS

The City has been presented with an offer of dedication for street right-of-way as shown on a plat recorded at Plat Book 75, Page 188 of the Catawba County Registry. The area consists of the right-of-way areas for 41st Avenue NW and 1st Street NW. The streets we constructed by the developer as part of The Landing at Moore's Ferry Phase 8 residential development. The streets have been properly inspected by the City of Hickory, and been found to meet the minimum design requirements necessary for public maintenance.

Public use and maintenance of street right-of-way cannot occur unless City Council formally accepts the offer of public dedication by means of a duly executed resolution. This requirement is outlined in the North Carolina General Statutes, as well as the City's Land Development Code.

RECOMMENDATION

Staff recommends City Council approve the resolution accepting the offer of dedication for the 41St Avenue NW and 1st Street NW, as shown on Plat Book 75, Page 188 of the Catawba County Registry.

BUDGET ANALYSIS:

Budgetary Action

	Yes	No
Is a Budget Amendment required?	☐	☒

LIST THE EXPENDITURE CODE:

Reviewed by:

Brian Frazier Initiating Department Head	4/21/16 Date	Deputy City Attorney, A. Dula	4-22-16 Date
Asst. City Manager Rodney Miller	4-22-16 Date	Asst. City Manager, A. Surratt	4-25/16 Date
Finance Officer, Melissa Miller	4-26-16 Date	Purchasing Manager, Bo Weichel	4-22-16 Date
	Date		

Recommended for approval and placement on _____ Council agenda (as Consent, Public Hearing, Informational, Department Report, etc).

City Manager, M. Berry

Date


The Landing at Moore's Ferry Phase 8
NOT TO SCALE
41ST AV NW
42ND AV DR NW
2ND ST NW
1ST ST PL NW
39TH AV CT NW
41st Avenue NW
1st Street NW
N CENTER ST
1ST ST NE
HICKORY
North Carolina
Life. Well Crafted.

RESOLUTION NO. 16-05

A RESOLUTION OF THE HICKORY CITY COUNCIL ACCEPTING THE OFFER OF PUBLIC DEDICATION OF LANDS AND IMPROVEMENTS KNOWN AS 41ST AVENUE NW AND 1ST STREET NW, WHICH ARE DESCRIBED IN EXHIBIT A AS 55 FOOT RIGHTS-OF-WAY, AND RECORDED IN PLAT BOOK 75, PAGE 188 OF THE CATAWBA COUNTY REGISTRY.

WHEREAS, NCGS §160A-374 and Article 2, Section 2.3.4(D) of the Land Development Code provide that City Council may, by resolution, accept offers of public dedication made to the public of lands and facilities for streets, sidewalks, open spaces and public utilities after verification from the City Engineer such properties and improvements are in a manner acceptable for acceptance; and

WHEREAS, the City of Hickory has been provided with an offer of public dedication of lands and improvements known as 41ST Avenue NW and 1st Street NW, which are described Exhibit A as 55 foot rights-of-way, and recorded in Plat Book 75, Page 188 of the Catawba County Registry; and

WHEREAS, the City of Hickory has reviewed the land and improvements placed upon them provided as part of the offer of public dedication, and such land and improvements have been found to be in compliance with standards in place for such land and improvements; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of Hickory, North Carolina, the offer of public dedication for 41st Avenue NW and 1st Street NW, which is described in Exhibit A as 55 foot rights-of-way, and recorded in Plat Book 75, Page 188 of the Catawba county Registry, is accepted, subject to the following terms and conditions:

SECTION 1. Terms and Conditions of Acceptance:

1. The subdivider shall guarantee all materials and workmanship for a period of 18 months from the date of official acceptance by the City Council;

2. The acceptance by the City Council shall not be interpreted in any way to relieve any developer, contractor, subcontractor, insurance company, owner, or other person of his individual or several obligations under any ordinance, policy, or contract or to otherwise reduce or eliminate the rights of the city, its agents and employees against any other party connected with or in any way related to the development of the subdivision and facilities. The acceptance shall not be interpreted as a waiver of any defense or immunities that the city, its agencies or employees may assert or be entitled to;

3. All rights, privileges and warranties of whatsoever nature and kind, for equipment, supplies, materials, goods, and services shall be assigned to the city and any and all benefits derived there from shall inure to the city, its agents, and employees. The acceptance of the lands and facilities shall be conditioned upon the owners covenanting and warranting that they are lawfully seized and possessed of all the lands and facilities dedicated to the public; that they have good and lawful authority to dedicate the same to the public for the stated purpose; that the lands and facilities are free and clear of any deed of trust, mortgage, lien or assessments and that the dedicators for their heirs, successors, executors, administrators, and assigns, covenant that they will warrant and defend the dedication of such land and facilities against any and all claims and demands whatsoever; and

4. Acceptance of dedication of lands and facilities shall not obligate the city to construct, install, maintain, repair, replace, extend, improve, build or operate any public facilities or utilities which are not in existence as of the date of the acceptance of the lands and facilities. Such acceptance shall not obligate the city to construct any main, line, pipe, lateral, or other extension or permit connection to the city's water, sanitary sewer, storm sewer, drainage or other public utilities systems.

SECTION 2. This Resolution shall become effective immediately upon adoption.

RESOLVED by the City Council of Hickory, North Carolina, this, the _____ day of _____, 2016.

THE CITY OF HICKORY, a
North Carolina Municipal Corporation

(SEAL)

Attest:

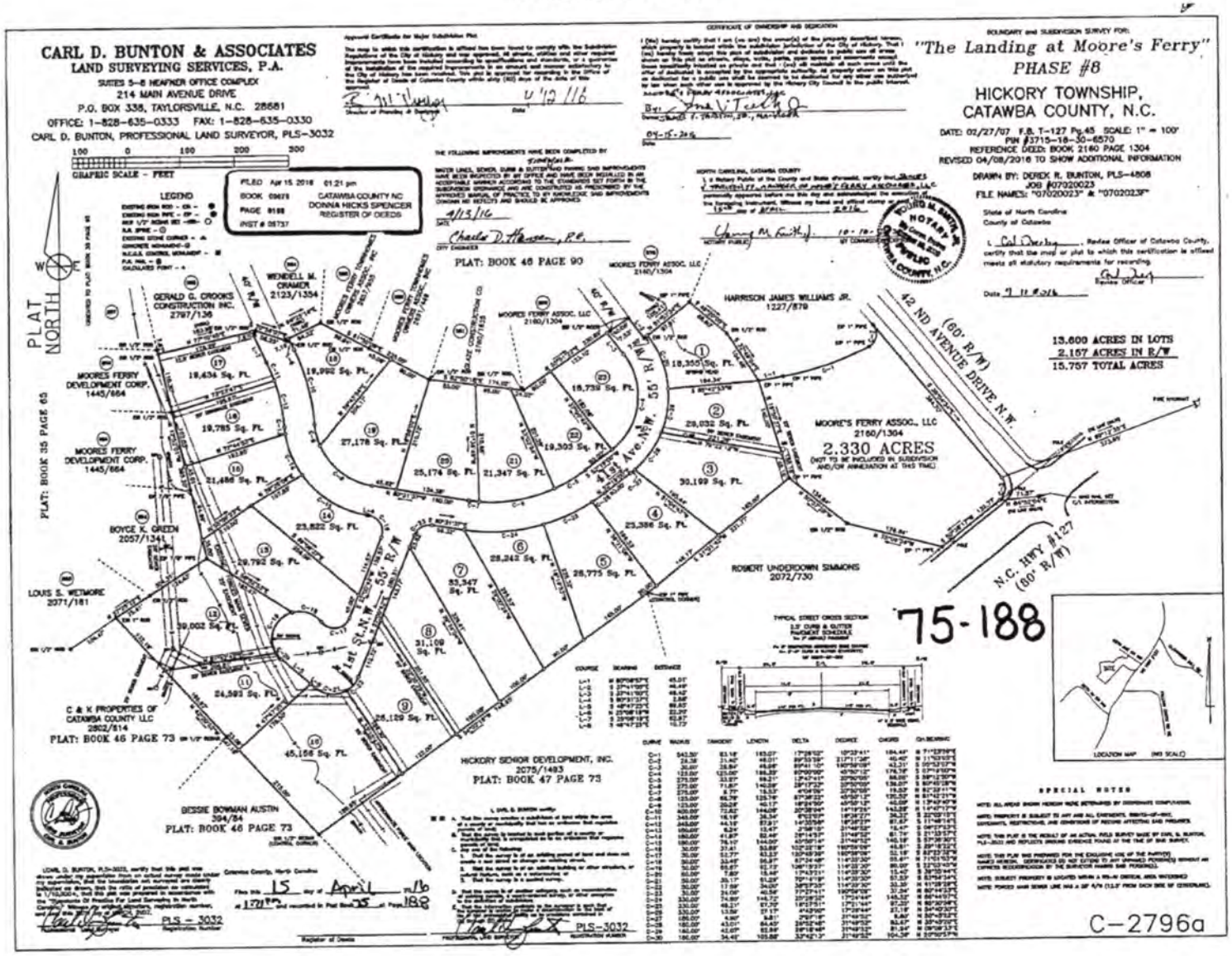
By: _____
Rudy Wright, Mayor

_____
Debbie D. Miller, City Clerk

Approved as to form this _____ day of _____, 2016.

_____
Attorney for the City of Hickory

EXHIBT A


CARL D. BUNTON & ASSOCIATES
LAND SURVEYING SERVICES, P.A.
SUITES 5-6 HEAFNER OFFICE COMPLEX
214 MAIN AVENUE DRIVE
P.O. BOX 338, TAYLORSVILLE, N.C. 28681
OFFICE: 1-828-635-0333 FAX: 1-828-635-0330
CARL D. BUNTON, PROFESSIONAL LAND SURVEYOR, PLS-3032
"The Landing at Moore's Ferry"
PHASE #8
HICKORY TOWNSHIP,
CATAWBA COUNTY, N.C.
PLAT NORTH
PLAT: BOOK 35 PAGE 65
PLAT: BOOK 46 PAGE 90
13.600 ACRES IN LOTS
2.157 ACRES IN R/W
15.757 TOTAL ACRES
MOORE'S FERRY ASSOC., LLC
2160/1304
2.330 ACRES
42 ND AVENUE DRIVE N.W.
(60' R/W)
N.C. HWY #127
(80' R/W)
55' R/W
HARRISON JAMES WILLIAMS JR.
1227/878
ROBERT UNDERDOWN SIMMONS
2072/730
HICKORY SENIOR DEVELOPMENT, INC.
2075/1493
PLAT: BOOK 47 PAGE 73
BESSIE BOWMAN AUSTIN
394/84
PLAT: BOOK 46 PAGE 73
C & K PROPERTIES OF
CATAWBA COUNTY LLC
2802/814
PLAT: BOOK 46 PAGE 73
LOUIS S. WETMORE
2071/181
BOYCE K. GREEN
2057/1341
MOORES FERRY
DEVELOPMENT CORP.
1445/664
GERALD G. CROOKS
CONSTRUCTION INC.
2797/136
WENDELL M.
CRANDER
2123/1354
MOORES FERRY ASSOC. LLC
2160/1304
75-188
C-2796a

HICKORY
North Carolina
Life. Well Crafted.

City of Hickory
PO Box 398
Hickory, NC 28603
Telephone
828-323-7410
Fax 828-323-7474

City of Hickory
Special Events/Activities Application
(Must be submitted to Planning & Development)

SPECIAL EVENT APPLICATION

The purpose of this application is to provide information about your event or activity in order for various departments and agencies to determine if they need to be involved in the approval and/or permitting process. Depending on the specific event, a permit application and/or fee(s) from individual departments may be required.

The applicant is responsible for providing complete and accurate information on the application, including an attached detailed site plan. The applicant is also responsible for notifying the Planning Department of any changes. Incomplete applications will not be accepted. **For public property events a complete application should be submitted at least 90 days prior to the planned event to allow sufficient review time. For private property events a complete application should be submitted at least 30 days prior to the planned event. Public officials may contact you with specific questions. Any official may require a pre-planning meeting.

Applications and events are prioritized based on a first come-first served basis and the City may approve or disapprove an event's requested date based on availability of resources. Events that occur on an annual basis will receive priority the following year.

****If the event is to be held on public property, approval to use the property must be obtained from City Council; therefore the application must be submitted 90 days prior to the event.**

APPLICANT INFORMATION

Name of Event: Fitzgerald Wedding Ceremony & Reception
Applicant Name & Title: Pete Subsara/Dir. of Promotions & Comm. Relations
Organization: Hickory Crawdads
Mailing (Billing) Address: PO Box 1268
City / State / Zip: Hickory, NC 28603
Daytime Phone: 828-322-3000 Cell: 716-713-4904 Email: psubsara@hickorycrawdads.c
Description of the Event: There will be a wedding ceremont & reception on Saturday, June 25th from 5pm - 10pm.
Does the event have a Twitter, Facebook or other social networking page? No
If yes, please list URL(s): _____

Event Address: 2500 Clement Blvd., Hickory, NC 28601	
Date of Event: Saturday, June 25th, 2016	
Event Start Time: 5pm	**Event End Time:** 10pm
Road Closure Begins (if applicable):	**Road Closure Ends (if applicable):**
Set-Up Begins: 2pm	**Clean-Up Ends:** 11pm
Preferred Date & Time of Inspection:	
Estimated Attendance: 130	
The Event is: X **Private (by invitation only)** or ____ **Open to General Public**	
Describe the procedures to be used for selecting participants and vendors for this event: There will be no vendors. Crawdads will be serving dinner for the invitees.	

APPLICANT'S SIGNATURE [signature] **DATE:** 4/8/16

A pre-planning meeting may be required and will be scheduled to include the appropriate staff. The event applicant must attend the meeting. The city reserves the right to require others to attend.

TENTS & MEMBRANE STRUCTURES

** **Tent** is a structure, enclosure, or shelter, with or without sidewalls or drops **

Will tent(s) be used for the event? _____ Yes X No (If no, proceed to next section)
# of Tent(s) _____ (fabric structure that is ENCLOSED with sidewalls or drops exceeding 400 square feet)
# of Tent(s) _____ (fabric structure that is OPEN on all sides exceeding 700 square feet)

Are there multiple tents without sidewalls placed side by side such that the total square footage of all the tents in this group exceeds 700 square feet without 12 feet of clear space between all other permanent and temporary structures? _____ Yes X No

** **Membrane** structure is an air-inflated or air supported structure **

Will Membrane(s) be used for the event? _____ Yes X No (If no, proceed to next section)

# of Membrane Structure(s) _____ exceeding 400 square feet

POWER SOURCES

Will you use electric generators? ____ Yes X No
If yes, will Power Distribution boxes be used? ____ Yes X No

Provide contact information for contractor supplying generator power:
Name: Phone: Email:

Will you use electric power from an existing structure? X Yes ____ No
If yes, will direct wiring to breakers be required? ____ Yes X No

Provide contact information for person responsible for setup of power:
Name: Phone: Email:

VOICE/MUSIC AMPLICATION

Are there any musical entertainment features related to your event? X Yes ____ No
(If no proceed to next section)

If yes, state the number of bands and type of music: Number of bands: DJ
Type(s) of music: There will be a generic wedding DJ

Will a portable or temporary stage be utilized? ____ Yes X No
If yes*, state the number of portable or temporary stages: _____

Provide contact information for contractor providing stage:
Name: Phone: Email:

A Temporary Stage Certification Form must be completed for Catawba County Building Services

Will your event use amplified sound? ____ Yes X No

If yes, please indicate times: Start time: _____ Finish time: _____

HAZARDOUS MATERIALS

Will the event have any hazardous materials such as propane, butane, gasoline, diesel tanks, helium cylinders or other upright tanks? _____ Yes X No
If yes, all tanks must be secured in a manner to prevent accidentally being knocked over. All helium tanks not being used shall have their caps in place.

Will there be any portable heaters? _____ Yes X No

Will there be any deep fat fryers? _____ Yes _____ No Using concession fryers

Will there be any fireworks, lasers, torches, candles or pyrotechnics? _____ Yes X No
If yes, contact the City of Hickory Fire Prevention office at 828-323-7522 for more information.

ALCOHOL

Will alcoholic beverages be served? _____ Yes X No **(If yes, NC ABC permit required)**

Will alcoholic beverages be sold? X Yes _____ No **(If yes, NC ABC permit required)**

What type of alcohol will be served?
X Draft Beer X Can/Bottle Beer X Wine X Liquor

Who will be serving the alcohol? Crawdads employees

Times for alcohol to be served: 5pm - 10pm

Locations within event site where alcohol will be served:
Cafe

Have you applied for a North Carolina temporary ABC permit? X Yes _____ No

VENDORS

List all commercial vendors who will be present during the event (serving, selling, sampling, or displaying).
(Use additional sheet of paper if necessary)

VENDOR NAME	ADDRESS	PHONE NUMBER(S)

Does the event include mechanical rides, or other similar attractions? _____ Yes X No
If yes, please describe attractions:

Applicants contracting with amusement ride companies are required to provide the City of Hickory with a certificate of insurance, naming applicant and the City of Hickory (if applicable) as additional insured on general liability.

VENDORS

Does the event include food vendors? ____ Yes X __ No

If the event will have food vendors, please check the following that apply:
____ Served _____ Sold _____ Free _____ Catered _____ Prepared Outdoors
An applicant having any food service must contact the Catawba County Health Department at (828) 465-8270 for approval of any food preparation or service.

Does the event include food concession and/or cooking areas? X ___ Yes _____ No

If yes, please list each vendor and specify cooking method (Gas, Electric, Charcoal, Other)

(Use additional sheet if necessary)

VENDOR	*COOKING METHOD*	*FOOD ITEM*
Hickory Crawdads	Existing Concessions	Concession Food

Fire Code requires a fire extinguisher at each cooking location. Food and beverages shall not be sold at an event unless approved and licensed, if necessary, by the Catawba County Health Department. Event organizers are responsible for arranging health inspections for their events.

EVENT SCHEDULE

Provide a detailed schedule of the event including dates and times for entertainment, activities, hours of event, start time, finish time, etc. If the event requires an extended time frame for set-up, include details with a timeline listing the times and locations where streets or public property will be impacted and when dismantling will be completed. (Use additional sheet of paper if necessary)

DATE	TIME	ACTION	ADDITIONAL NOTES
6/25	2pm	Wedding Set-Up	Ceremony on Home Plate
6/25	5pm	Wedding Ceremony Starts	
6/25	5:30pm	Dinner is served	Using Picnic Pavilion
6/25	7pm	Reception beings	
6/25	10pm	Reception Ends	
6/25	10:15pm	Clean-Up Starts	

CITY SERVICES

The City of Hickory does not provide amenities such as portable washrooms, sound systems, tables, chairs, tents, canopies or other equipment.

TRASH AND RECYCLING PLAN

In order to determine what types of containers are needed for the event, please answer the following questions:

How many trash bins are you requesting for trash? 0

How many recycling bins are you requesting for recycling? 0

Delivery Location?

Date and Time for trash or recycling bins to be emptied\picked up? _____

Applicants are responsible for cleaning and restoring the site after the event. The cost of any employee overtime incurred because of an applicant's failure to clean and/or restore the site following the event will be paid for by the applicant. If you reasonably believe that no litter will be generated during your event, please state this in your plan.

PUBLIC PROPERTY CLEAN-UP

Contracted personnel or volunteers may be used if indicated below. What is the clean-up plan for the event? Crawdads employees will clean the picnic pavilion and Cafe areas

If City personnel are needed to assist with event site clean-up the applicant will be required to hire off duty personnel.

If needed, please list preferred Date & Time for clean-up staff arrival:

Will any of the following services be used for the event:

____ Water Service ____ Portable Toilet Service

____ Wastewater Service X Public Restrooms

SAFETY AND SECURITY (CHECK TYPES OF SECURITY USED)

o **Beer/Alcohol Security** o **Stage Security** o **Event Area Security** o **Gate Security**

o **Road Closure Security** o **Money Handling Security** o **Other** _____

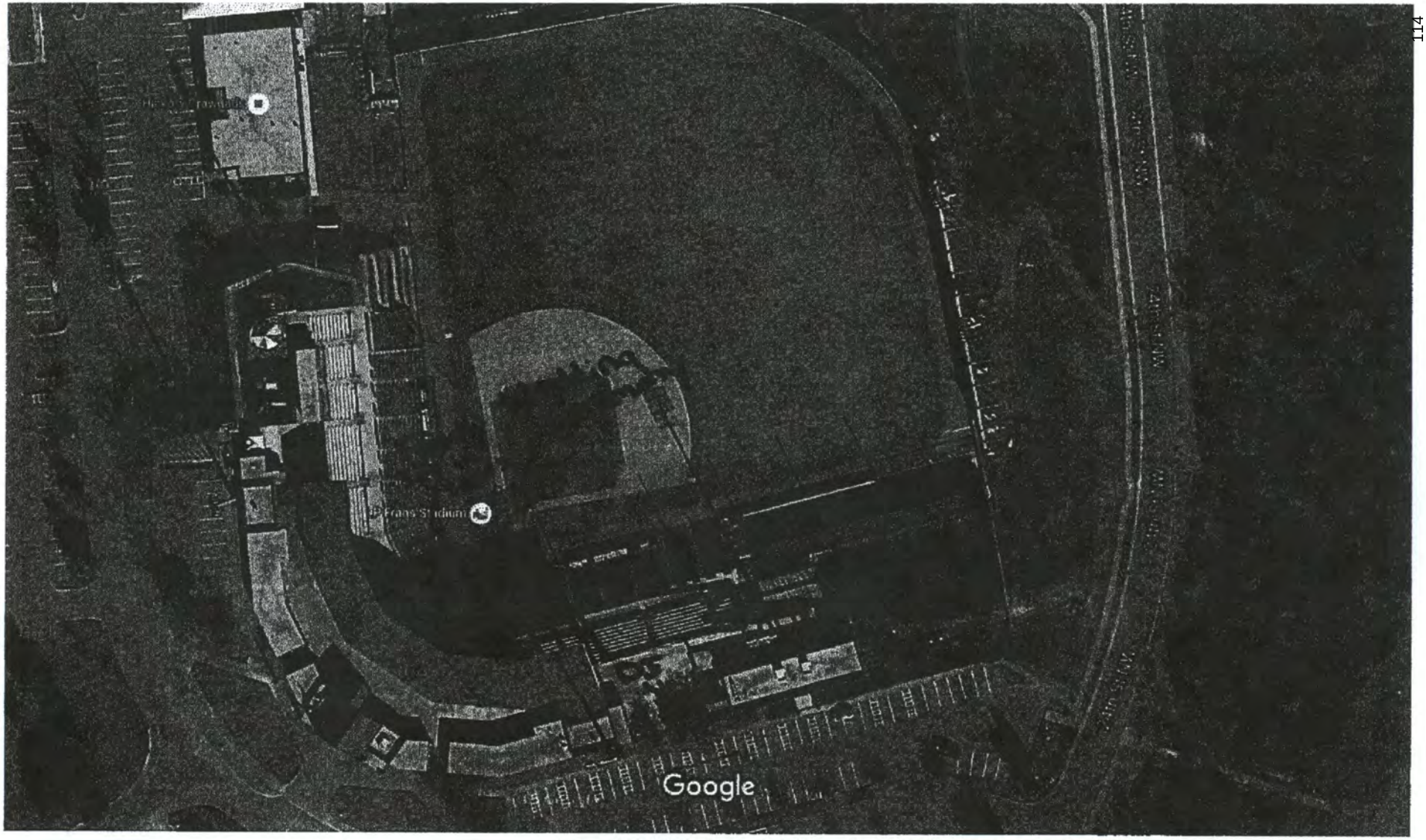
o **Overnight Security** **From** _____:_____ **To** _____:_____

Dates & Times security will be on site: _____

Security provided by: _____ **Number of Security Personnel:** _____

Applicant may be required to hire sworn off-duty City of Hickory police officers to provide security to insure public safety. The Hickory Police Department will determine the number of security personnel required on site.

Exhibit VIII.D.



Imagery ©2016 Burke County, DigitalGlobe, Orbis Inc, U.S. Geological Survey, Map data ©2016 Google 50 ft

Google Maps

SITE PLAN

Please attach a detailed Site-Plan sketch of the event. Include maps, outline or diagram of the entire event venue including the names of all streets or areas that are part of the venue and the surrounding area. The plan should include the following information (if applicable):

- Location of the event/activity on the property with approximate distances from roads, fire hydrants, existing buildings, etc.
- Location of temporary structures that will be used during the event. Must indicate size of temporary structures, distances between temporary structures and existing buildings.
- Identify how each temporary structure will be used. Example: type of vendor, food preparation, alcohol sales, etc.
- Identify location of all cooking devices and open flames.
- Location of all fencing, barricades, or other restrictions that will impair access to and from the event or property.
- Identify all designated parking areas.
- Identify location of any generators and fuel storage.

WALK, RUN, CYCLE EVENTS ON PUBLIC ROADWAYS

Number of participants expected: _____ % of participants expected under 18: _____

*Must be at least 100 participants and no more than 2,000 per route.

Number of volunteers expected: _____ % of volunteers expected under 18: _____

Check the approved City/NCDOT Route on public roadways below

☐ **5K 1 Downtown 5k** (Not allowed on Saturdays during the Downtown Hickory Farmers Market: Mid April-November)

☐ **5K 2 Hickory Foundation YMCA** (Can start and finish in Downtown District or other locations on route)

☐ **5K 3 FRMC 5K** (Can start and finish in Downtown District or other locations on route)

☐ **5K 4 Neill Clark Park 5k** (Must contact Parks and Recreation Director Mack McLeod mmcleod@hickorync.gov or 828-322-7046 and submit email confirmation with Special Event application.)

☐ **5K 5 Winkler Park 5k** (Must contact Parks and Recreation and Hickory Crawdads and submit email confirmation with Special Event application. Approval from Mack McLeod 828-322-7046 or mmcleod@hickorync.gov and Hickory Crawdads Mark Seaman 828-322-3000 or mseaman@hickorycrawdads.com.)

☐ **5K 6 LRU 5K** (Must clear route with LRU before submitting Special Event application. (Can start and finish in various locations, including First Methodist Church)

☐ **10K 1** Hickory Foundation YMCA (Can start and finish in Downtown District)

☐ **10K 2** Do a 5k route twice, which 5k route? _____

☐ **Half Marathon** 1 (13.1 miles)

☐ **Cycle Route 1** (10 mile)

☐ **Cycle Route 2** (32 mile)

APPROVED ROUTES/EVENTS AT THE AIRPORT AND PUBLIC PARKS

AIRPORT ROUTE

____ Hickory Regional Airport 5k _____ Approval from Airport Manager Terry Clark

*The second and fourth Saturdays have existing events in the morning hours. Check with Airport Manager Terry Clark 828-323-7408 or tclark@hickorync.gov on availability.

Name the new date proposed and time: _____

(Please include email confirmation with approval to use airport with application.)

PUBLIC PARKS ROUTES

Approval for park use may be obtained from Parks and Recreation Director Mack McLeod 828-322-7046 or mmcleod@hickorync.gov

☐ Hickory City Park to Geitner-Rotary Park 5k via paved

(Please include email confirmation with approval to use park with application.)

☐ Henry Fork River Regional Recreation Park

(Please include email confirmation with approval to use park with application.)

☐ Neill W. Clark Jr. Recreation Park - **Event within park, could be different activities on fields**

(Please include email confirmation with approval to use park with application.)

☐ Highland Recreation Center at Stanford Park Options

☐ 3.2 option ☐ 3.1 option ☐ 4.5 option – **All options along sidewalks**

(Please include email confirmation with approval to use park with application.)

ADDITIONAL GUIDELINES AND REQUIREMENTS

Please initial all guidelines below and provide the information requested at the time the application is submitted.

Must use a preapproved route from the City/NCDOT and/or preapproved neighborhood route and/or track or one of the options not on roadways that are available at the airport or at a park. _____

Must include a certificate of liability insurance for walk, run, and/or cycle event if the start/finish are on public property. ____

Must include a plan for volunteers for events with an anticipated attendance of 100 participants or more (how many, their duties). ____

Must include a parking plan for participants and volunteers (can be included in site plan). ____

The provision of twenty foot (20') minimum emergency access lanes throughout the event site. ____

Temporary signs may be used to mark a course. No markings of any kind (permanent or temporary) are allowed on roadways, sidewalks, or parking lots. ____

Any unauthorized traffic control device or other sign or message placed on the highway right-of-way by a private organization or individual constitutes a public nuisance and should be removed. Any violations of this policy will result in disapproval of future event(s). ____

Do not assume, advertise, or promote your event until you have a signed permit from the Hickory Police Department, along with permission from city staff and Hickory City Council. Conflicts do arise and changes to the request may be necessary. ____

ATTACHMENTS CHECKLIST

In addition to the Special Event Application form, the following supporting documents are required to complete your application package and begin the review process:

All Events:

- ☐ Site Plan Sketch
- ☐ Parking Plan for participants and volunteers (May be included in site plan)
- ☐ Volunteer Plan for events with an anticipated attendance of 100 participants or more (how many, their duties)

All Public Property Events:

- ☐ Certificate of Insurance listing the City of Hickory as certificate holder and additional insured.

-Public Property Event at a Public Park:

- ☐ Email from Parks and Recreation Director Mack McLeod indicating approval of the event date

-Public Property Event at the Airport:

- ☐ Email from Airport Director Terry Clark indicating approval of the event date

-Waiver Request

- ☐ I am requesting a waiver from the Section which prohibits animals from special events on City property. I have included the required safety plan with the application.

<u> THIS SECTION IS ONLY TO BE COMPLETED IF REQUESTING TO HOLD AN EVENT ON UNION SQUARE COMMON, STREETS ADJOINING THERETO OR OTHER PUBLIC PLACES, PARKS, AND THE AIRPORT **</u>**

USE OF UNION SQUARE AND OTHER PUBLIC PLACES

RULES REGULATING THE USE OF UNION SQUARE COMMON, STREETS ADJOINING THERETO AND OTHER PUBLIC PLACES, PARKS AND THE AIRPORT FOR SPECIAL EVENTS

- Special events may be held in one or more of the following areas:
    - Union Square Common, north of the Southern Railway tracks, east of Third Street, NW, and west of Second Street, NW.
    - Streets adjoining Union Square, including Third Street, NW, between the Southern Railway tracks and the northern margin of First Avenue, NW; First Avenue, NW between Third Street, NW and Second Street, NW; Second Street, NW from the Southern Railway tracks to the northern margin of First Avenue, NW; and Trade Alley.
    - Any other public building, park or property owned or possessed by the City of Hickory which, by its nature, is suitable for any certain special event that may be applied for, provided that said event remains open to the public at large.

- The City Council reserves the right to reject any application as to the use of any area described above for any special event. If the City Council learns that the event or vendors participating were misrepresented to the City Council or that the event in any way fails to comply with the rules regulating the use of Union Square Common or fails to comply with any applicable local, state, or federal laws, it reserves the right to rescind any approved application up to and during the course of the event. In the case of a special event being held at a City-owned facility for which a rental fee is usually charged, the normal rental fee shall be charged to the applicant unless the City Council waives such rental.

- Application must be filed in the City Manager's Office at least ninety (90) days prior to the time that the applicant desires to first take possession of the area to make preparations for the special event. The applicant for a special event must be a non-profit organization, organized and existing for the purpose of either some charitable or public benefit or for the promotion of business in the Downtown Area of Hickory. In addition, said non-profit organization may at the request of the Council be required to produce evidence of their non-profit corporation status as defined by state and federal laws. In addition, procedures to be used for selecting participants and vendors must be included with the application.

- The applicant shall provide to the City Manager at least two (2) weeks prior to the beginning of the public participation in the special event a list of all of the vendors or others having booths or display tables during the special event. No other persons may sell merchandise or operate any booth or display tables during the special event, unless the applicant, in writing, requests the City Manager to amend such list accordingly and permission is granted.

- No motor vehicles or other large equipment or manufactured items or livestock will be permitted within the area unless they are clearly identified and described and the proposed location is stated in the application and specific approval is given.

- The size, type of construction and location of display tables and booths must be described generally in the application; all construction must be safe and self-sustaining; no spikes or other holding devices may be driven into the ground of any street, sidewalk or tied to any tree.

- When food preparation, painting and/or pottery -making activities or similar activities are held, appropriate protective materials must be placed over any paved or brick areas for protection.

- No tents may be placed in the area without being described and exhibited to the Fire Prevention Inspectors of the Hickory Fire Department and special approval by the City Council.
- Public address systems can be used only if specifically requested in the application and special permission given, including limitations as to use.
- Sufficient portable toilets shall be provided for the expected number of participants.
- If the applicant desires to sell alcoholic beverages, it shall specifically so state in its application and shall provide a sketch of the area where the same will be sold and consumed. The area shall be delineated by barricades, with the entrance to be clearly marked and so constructed as to allow ready control of patrons, including viewing of identification to avoid underage persons being within the barricaded area. Signs shall be posted stating that no one shall leave the barricaded area with alcoholic beverages. Application must be made to proper State authorities for special permit for sale of alcoholic beverages. Special permit shall be available for inspection by the City at any time.
- The applicant shall assume full liability for all accidents or claims of accidents as a result of activities taking place at the special event and during the time the area is being readied for the event and while it is being cleaned up following the event. A copy of the insurance policy must be submitted to the City Manager's office prior to the event. The applicant must add the city as an additional insured on the policy. The policy is to be one of comprehensive general liability in the amount of not less the Three Hundred Thousand Dollars ($300,000.00) for bodily injury per person and One Million Dollars ($1,000,000.00) per occurrence and not less than One Hundred Thousand Dollars (100,000.00) for property damage per occurrence.
- The applicant will be responsible for the security or protection of any articles, items, merchandise, display tables, booths or other property owned by the applicant or others participating in the special event.
- Applicants must obtain any special use permits required by the Hickory Fire Inspector, must comply with all applicable provisions of the North Carolina Fire Code and must at all times insure that all fire lanes in the area to be used remain unobstructed.
- Applicants must comply with all Health Department regulations pertaining to the scheduled event.
- Applicants must comply with the requirements of the Hickory Sign Ordinance.
- Applications must comply with any and all local, state, and federal laws pertaining to equal opportunity and should make every effort to make events accessible to the disabled public. In addition, applicants shall not deny access or a vendor's booth to any group based on national origin, race, religion, age, sex, or disability.
- No person shall bring an animal, on a leash or otherwise, into the boundaries of this event. The boundaries and the interior of a special event shall consist of any area part of the event or parade route and shall include any public street, road, highway, sidewalk, alley, parking lot, grassy area, right-of-way or other publicly owned area. Exceptions shall include service dogs or other animals relied upon by persons with disabilities, and animals owned and controlled by public law enforcement agencies, or animals used by a vehicle for hire in accordance with applicable City ordinances. The special event operator and sponsor are responsible for immediately cleaning up and removing any animal waste from animals that are part of an authorized event, exhibit, or parade. All animal waste shall be disposed of properly. The event organizer may request a waiver from this ordinance. The sponsor shall submit plans specifying how the public will be protected from the animals. Requests shall be reviewed as part of the special event permitting process and may be approved or denied as part of that process. To request a waiver from this provision, please complete the appropriate section of the special event application.

Hickory Crawdads
NAME OF NON-PROFIT ORGANIZATION

BRIEFLY DESCRIBE THE PURPOSE OF THE NON-PROFIT ORGANIZATION:
We will be holding a private wedding at the ballpark

LIST ORGANIZATIONS OFFICERS:

Douglas Locasio — 828-322-3000
TELEPHONE

Charlie Downs — 828-322-3000
TELEPHONE

Pete Subsara — 828-322-3000
TELEPHONE

CHAIRPERSON OF THE SPECIAL EVENT:

Mark Seaman — 828-322-3000
NAME — **TELEPHONE**

2500 Clement Blvd., Hickory, NC 28601
ADDRESS

The undersigned Applicant is aware of the rules regulating the use of Union Square Common, streets adjoining thereto and other public places and parks for special events, and will abide with the same; and further understands that the City of Hickory will not be responsible for the security or protection of any articles, items, merchandise, display tables, booths or other property owned by the applicant or others participating in the special event. The undersigned Applicant agrees to reimburse the City of Hickory for the additional cost of providing police department and/or fire department personnel to supervise the event, including services rendered both before, during and after the event itself, to ensure the compliance with all laws and ordinance, to direct traffic and to promote the safety and welfare of participants and other citizens.

3/18/16
Date

Mark Seaman
President
Hickory Crawdads
Non-Profit Organization

Approved by:
CITY ~~MANAGER~~ - ASSISTANT

4/20/16
DATE

DATE APPROVED BY HICKORY CITY COUNCIL: _____

NORTH CAROLINA

RELEASE AND INDEMNITY AGREEMENT

CATAWBA COUNTY

THIS RELEASE AND INDEMNITY AGREEMENT, entered into **by THE CITY OF HICKORY**, a North Carolina Municipal Corporation, City, and the Hickory Crawdads, a non-profit organization with its principal place of operation being Catawba County, North Carolina, Applicant:

WITNESSETH:

WHEREAS, City desires to allow the Applicant to conduct a special event within the City Limits of Hickory, North Carolina, pursuant to the Hickory City Code; and

WHEREAS, the Applicant desires to conduct a special event within the City Limits of Hickory, North Carolina; and

WHEREAS, to this end, said Applicant has previously filed with the City of Hickory an application for approval of said event, and wishes to enter into this Release and Indemnity Agreement pursuant to the Hickory City Code and the administrative rules of the City of Hickory;

NOW, THEREFORE, for and in consideration of the mutual promises and covenants herein contained, and for other good and sufficient consideration, the receipt of which is hereby acknowledged, the parties agree as follows:

1. That the Applicant hereby completely and unequivocally releases the City, the officials of the City, and all employees of the City, and their families, from any and all claims, damages, injuries or rights of action which the Applicant may incur by reason of the special event being conducted by the Applicant.
2. That the Applicant hereby agrees to indemnify, defend, and hold harmless the City for any liability, injury or claim which may arise to the benefit of the Applicant as a result of the special event being conducted by the Applicant.

3. That the parties to this Release and Indemnity Agreement stipulate and acknowledge that there exists sufficient consideration for the execution of this instrument.

This the 18th day of March, 2016.

Mark Seaman
President

Hickory Crawdads

HICKORY
North Carolina
Life. Well Crafted.

City of Hickory
PO Box 398
Hickory, NC 28603
Telephone
828-323-7410
Fax 828-323-7474

City of Hickory
Special Events/Activities Application
(Must be submitted to Planning & Development)

SPECIAL EVENT APPLICATION

The purpose of this application is to provide information about your event or activity in order for various departments and agencies to determine if they need to be involved in the approval and/or permitting process. Depending on the specific event, a permit application and/or fee(s) from individual departments may be required.

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****If the event is to be held on public property, approval to use the property must be obtained from City Council; therefore the application must be submitted 90 days prior to the event.**

APPLICANT INFORMATION

Name of Event: Friends of Hickory park groundbreaking

Applicant Name & Title: Roger Young-Board Member

Organization: Friends of Hickory, LLC

Mailing (Billing) Address: 2425 N. Center St. #235

City / State / Zip: Hickory, NC 28601

Daytime Phone: 828-324-1284 Cell: 828-217-0753 Email: roger@delcompany.com

Description of the Event: groundbreaking for the new uptown park located in the parking lot south of Community One bank uptown

Does the event have a Twitter, Facebook or other social networking page? yes

If yes, please list URL(s):

Event Address: corner of Main Ave. NW and Third St. NW	
Date of Event: May 11, 2016	
Event Start Time: 12:00 pm	**Event End Time:** 1:00 pm
Road Closure Begins (if applicable): parking lot	**Road Closure Ends (if applicable):** parking lot
Set-Up Begins: 11:00 am	**Clean-Up Ends:** 1:15 pm
Preferred Date & Time of Inspection: NA	
Estimated Attendance: 75 people	
The Event is: ____ **Private (by invitation only)**	**or** X **Open to General Public**
Describe the procedures to be used for selecting participants and vendors for this event: Open to public	

APPLICANT'S SIGNATURE C. R. Y. **DATE:** 4/22/16

A pre-planning meeting may be required and will be scheduled to include the appropriate staff. The event applicant must attend the meeting. The city reserves the right to require others to attend.

TENTS & MEMBRANE STRUCTURES

** **Tent** is a structure, enclosure, or shelter, with or without sidewalls or drops **

Will tent(s) be used for the event? _____Yes x_____No (If no, proceed to next section)
# of Tent(s) _____ (fabric structure that is ENCLOSED with sidewalls or drops exceeding 400 square feet)
# of Tent(s) _____ (fabric structure that is OPEN on all sides exceeding 700 square feet)

Are there multiple tents without sidewalls placed side by side such that the total square footage of all the tents in this group exceeds 700 square feet without 12 feet of clear space between all other permanent and temporary structures? _____ Yes _____ No

** **Membrane** structure is an air-inflated or air supported structure **

Will Membrane(s) be used for the event? _____ Yes _____ No (If no, proceed to next section)

# of Membrane Structure(s) _____ exceeding 400 square feet

POWER SOURCES

Will you use electric generators? ____Yes x___ No
If yes, will Power Distribution boxes be used? ____Yes ____ No

Provide contact information for contractor supplying generator power:
Name: Phone: Email:

Will you use electric power from an existing structure? ____Yes x___ No
If yes, will direct wiring to breakers be required? ____Yes ____ No

Provide contact information for person responsible for setup of power:
Name: Phone: Email:

VOICE/MUSIC AMPLICATION

Are there any musical entertainment features related to your event? ____Yes x___ No
(If no proceed to next section)

If yes, state the number of bands and type of music: Number of bands: _____
Type(s) of music: _____

Will a portable or temporary stage be utilized? ____Yes x___No
If yes*, state the number of portable or temporary stages: _____

Provide contact information for contractor providing stage:
Name: Phone: Email:

A Temporary Stage Certification Form must be completed for Catawba County Building Services

Will your event use amplified sound? ____Yes x___ No

If yes, please indicate times: Start time: _____ Finish time:

HAZARDOUS MATERIALS

Will the event have any hazardous materials such as propane, butane, gasoline, diesel tanks, helium cylinders or other upright tanks? _____ Yes x____No **If yes, all tanks must be secured in a manner to prevent accidentally being knocked over. All helium tanks not being used shall have their caps in place.**
Will there be any portable heaters? _____Yes x____No
Will there be any deep fat fryers? _____Yes x____No
Will there be any fireworks, lasers, torches, candles or pyrotechnics? _____Yes x____No **If yes, contact the City of Hickory Fire Prevention office at 828-323-7522 for more information.**

ALCOHOL

Will alcoholic beverages be served? _____ Yes x____No **(If yes, NC ABC permit required)**
Will alcoholic beverages be sold? _____ Yes x____No **(If yes, NC ABC permit required)**
What type of alcohol will be served? _____ Draft Beer _____ Can/Bottle Beer _____ Wine _____ Liquor
Who will be serving the alcohol?
Times for alcohol to be served:
Locations within event site where alcohol will be served:
Have you applied for a North Carolina temporary ABC permit? _____ Yes x____No

VENDORS

List all commercial vendors who will be present during the event (serving, selling, sampling, or displaying).
(Use additional sheet of paper if necessary)

VENDOR NAME	ADDRESS	PHONE NUMBER(S)

Does the event include mechanical rides, or other similar attractions? _____Yes x____No If yes, please describe attractions: ***Applicants contracting with amusement ride companies are required to provide the City of Hickory with a certificate of insurance, naming applicant and the City of Hickory (if applicable) as additional insured on general liability.***

VENDORS

Does the event include food vendors? ____ Yes x ___ No

If the event will have food vendors, please check the following that apply:
____ Served _____Sold _____Free _____Catered _____Prepared Outdoors
An applicant having any food service must contact the Catawba County Health Department at (828) 465-8270 for approval of any food preparation or service.

Does the event include food concession and/or cooking areas? _____Yes x ____No

If yes, please list each vendor and specify cooking method (Gas, Electric, Charcoal, Other)

(Use additional sheet if necessary)

VENDOR	*COOKING METHOD*	*FOOD ITEM*

Fire Code requires a fire extinguisher at each cooking location. Food and beverages shall not be sold at an event unless approved and licensed, if necessary, by the Catawba County Health Department. Event organizers are responsible for arranging health inspections for their events.

EVENT SCHEDULE

Provide a detailed schedule of the event including dates and times for entertainment, activities, hours of event, start time, finish time, etc. If the event requires an extended time frame for set-up, include details with a timeline listing the times and locations where streets or public property will be impacted and when dismantling will be completed. (Use additional sheet of paper if necessary)

DATE	TIME	ACTION	ADDITIONAL NOTES
5/11/16	7:30 am	Close parking lot	

CITY SERVICES

The City of Hickory does not provide amenities such as portable washrooms, sound systems, tables, chairs, tents, canopies or other equipment.

TRASH AND RECYCLING PLAN

In order to determine what types of containers are needed for the event, please answer the following questions:

How many trash bins are you requesting for trash? 0 _____

How many recycling bins are you requesting for recycling? 0 _____

Delivery Location?

Date and Time for trash or recycling bins to be emptied\picked up? _____

Applicants are responsible for cleaning and restoring the site after the event. The cost of any employee overtime incurred because of an applicant's failure to clean and/or restore the site following the event will be paid for by the applicant. If you reasonably believe that no litter will be generated during your event, please state this in your plan.

PUBLIC PROPERTY CLEAN-UP

Contracted personnel or volunteers may be used if indicated below. What is the clean-up plan for the event? Should be no trash generated from this event

If City personnel are needed to assist with event site clean-up the applicant will be required to hire off duty personnel.

If needed, please list preferred Date & Time for clean-up staff arrival:

Will any of the following services be used for the event:

____ Water Service ____ Portable Toilet Service

____ Wastewater Service ____ Public Restrooms

SAFETY AND SECURITY (CHECK TYPES OF SECURITY USED)

o **Beer/Alcohol Security** o **Stage Security** o **Event Area Security** o **Gate Security**

o **Road Closure Security** o **Money Handling Security** o **Other** _____

o **Overnight Security** **From** _____:_____ **To** _____:_____

Dates & Times security will be on site: _____

Security provided by: _____ **Number of Security Personnel:** _____

Applicant may be required to hire sworn off-duty City of Hickory police officers to provide security to insure public safety. The Hickory Police Department will determine the number of security personnel required on site.

SITE PLAN

Please attach a detailed Site-Plan sketch of the event. Include maps, outline or diagram of the entire event venue including the names of all streets or areas that are part of the venue and the surrounding area. The plan should include the following information (if applicable):

- Location of the event/activity on the property with approximate distances from roads, fire hydrants, existing buildings, etc.
- Location of temporary structures that will be used during the event. Must indicate size of temporary structures, distances between temporary structures and existing buildings.
- Identify how each temporary structure will be used. Example: type of vendor, food preparation, alcohol sales, etc.
- Identify location of all cooking devices and open flames.
- Location of all fencing, barricades, or other restrictions that will impair access to and from the event or property.
- Identify all designated parking areas.
- Identify location of any generators and fuel storage.

WALK, RUN, CYCLE EVENTS ON PUBLIC ROADWAYS

Number of participants expected: _____ % of participants expected under 18: _____

*Must be at least 100 participants and no more than 2,000 per route.

Number of volunteers expected: _____ % of volunteers expected under 18:_____

Check the approved City/NCDOT Route on public roadways below

☐ **5K 1 Downtown 5k** (Not allowed on Saturdays during the Downtown Hickory Farmers Market: Mid April-November)

☐ **5K 2 Hickory Foundation YMCA** (Can start and finish in Downtown District or other locations on route)

☐ **5K 3 FRMC 5K** (Can start and finish in Downtown District or other locations on route)

☐ **5K 4 Neill Clark Park 5k** (Must contact Parks and Recreation Director Mack McLeod mmcleod@hickorync.gov or 828-322-7046 and submit email confirmation with Special Event application.)

☐ **5K 5 Winkler Park 5k** (Must contact Parks and Recreation and Hickory Crawdads and submit email confirmation with Special Event application. Approval from Mack McLeod 828-322-7046 or mmcleod@hickorync.gov and Hickory Crawdads Mark Seaman 828-322-3000 or mseaman@hickorycrawdads.com.)

☐ **5K 6 LRU 5K** (Must clear route with LRU before submitting Special Event application. (Can start and finish in various locations, including First Methodist Church)

☐ **10K 1** Hickory Foundation YMCA (Can start and finish in Downtown District)

☐ **10K 2** Do a 5k route twice, which 5k route? _____

☐ **Half Marathon** 1 (13.1 miles)

☐ **Cycle Route 1** (10 mile)

☐ **Cycle Route 2** (32 mile)

APPROVED ROUTES/EVENTS AT THE AIRPORT AND PUBLIC PARKS

AIRPORT ROUTE

____ Hickory Regional Airport 5k _____ Approval from Airport Manager Terry Clark

*The second and fourth Saturdays have existing events in the morning hours. Check with Airport Manager Terry Clark 828-323-7408 or tclark@hickorync.gov on availability.

Name the new date proposed and time: _____

(Please include email confirmation with approval to use airport with application.)

PUBLIC PARKS ROUTES

Approval for park use may be obtained from Parks and Recreation Director Mack McLeod 828-322-7046 or mmcleod@hickorync.gov

☐ Hickory City Park to Geitner-Rotary Park 5k via paved

(Please include email confirmation with approval to use park with application.)

☐ Henry Fork River Regional Recreation Park

(Please include email confirmation with approval to use park with application.)

☐ Neill W. Clark Jr. Recreation Park - **Event within park, could be different activities on fields**

(Please include email confirmation with approval to use park with application.)

☐ Highland Recreation Center at Stanford Park Options

☐ 3.2 option ☐ 3.1 option ☐ 4.5 option – **All options along sidewalks**

(Please include email confirmation with approval to use park with application.)

ADDITIONAL GUIDELINES AND REQUIREMENTS

Please initial all guidelines below and provide the information requested at the time the application is submitted.

Must use a preapproved route from the City/NCDOT and/or preapproved neighborhood route and/or track or one of the options not on roadways that are available at the airport or at a park. _____

Must include a certificate of liability insurance for walk, run, and/or cycle event if the start/finish are on public property. ____

Must include a plan for volunteers for events with an anticipated attendance of 100 participants or more (how many, their duties). ____

Must include a parking plan for participants and volunteers (can be included in site plan). ____

The provision of twenty foot (20') minimum emergency access lanes throughout the event site. ____

Temporary signs may be used to mark a course. No markings of any kind (permanent or temporary) are allowed on roadways, sidewalks, or parking lots. ____

Any unauthorized traffic control device or other sign or message placed on the highway right-of-way by a private organization or individual constitutes a public nuisance and should be removed. Any violations of this policy will result in disapproval of future event(s). ____

Do not assume, advertise, or promote your event until you have a signed permit from the Hickory Police Department, along with permission from city staff and Hickory City Council. Conflicts do arise and changes to the request may be necessary. ____

ATTACHMENTS CHECKLIST

In addition to the Special Event Application form, the following supporting documents are required to complete your application package and begin the review process:

All Events:

- ☐ Site Plan Sketch
- ☐ Parking Plan for participants and volunteers (May be included in site plan)
- ☐ Volunteer Plan for events with an anticipated attendance of 100 participants or more (how many, their duties)

All Public Property Events:

- ☐ Certificate of Insurance listing the City of Hickory as certificate holder and additional insured.

-Public Property Event at a Public Park:

- ☐ Email from Parks and Recreation Director Mack McLeod indicating approval of the event date

-Public Property Event at the Airport:

- ☐ Email from Airport Director Terry Clark indicating approval of the event date

-Waiver Request

- ☐ I am requesting a waiver from the Section which prohibits animals from special events on City property. I have included the required safety plan with the application.

**** THIS SECTION IS ONLY TO BE COMPLETED IF REQUESTING TO HOLD AN EVENT ON UNION SQUARE COMMON, STREETS ADJOINING THERETO OR OTHER PUBLIC PLACES, PARKS, AND THE AIRPORT ****

USE OF UNION SQUARE AND OTHER PUBLIC PLACES

RULES REGULATING THE USE OF UNION SQUARE COMMON, STREETS ADJOINING THERETO AND OTHER PUBLIC PLACES, PARKS AND THE AIRPORT FOR SPECIAL EVENTS

- Special events may be held in one or more of the following areas:
    - Union Square Common, north of the Southern Railway tracks, east of Third Street, NW, and west of Second Street, NW.
    - Streets adjoining Union Square, including Third Street, NW, between the Southern Railway tracks and the northern margin of First Avenue, NW; First Avenue, NW between Third Street, NW and Second Street, NW; Second Street, NW from the Southern Railway tracks to the northern margin of First Avenue, NW; and Trade Alley.
    - Any other public building, park or property owned or possessed by the City of Hickory which, by its nature, is suitable for any certain special event that may be applied for, provided that said event remains open to the public at large.

- The City Council reserves the right to reject any application as to the use of any area described above for any special event. If the City Council learns that the event or vendors participating were misrepresented to the City Council or that the event in any way fails to comply with the rules regulating the use of Union Square Common or fails to comply with any applicable local, state, or federal laws, it reserves the right to rescind any approved application up to and during the course of the event. In the case of a special event being held at a City-owned facility for which a rental fee is usually charged, the normal rental fee shall be charged to the applicant unless the City Council waives such rental.

- Application must be filed in the City Manager's Office at least ninety (90) days prior to the time that the applicant desires to first take possession of the area to make preparations for the special event. The applicant for a special event must be a non-profit organization, organized and existing for the purpose of either some charitable or public benefit or for the promotion of business in the Downtown Area of Hickory. In addition, said non-profit organization may at the request of the Council be required to produce evidence of their non-profit corporation status as defined by state and federal laws. In addition, procedures to be used for selecting participants and vendors must be included with the application.

- The applicant shall provide to the City Manager at least two (2) weeks prior to the beginning of the public participation in the special event a list of all of the vendors or others having booths or display tables during the special event. No other persons may sell merchandise or operate any booth or display tables during the special event, unless the applicant, in writing, requests the City Manager to amend such list accordingly and permission is granted.

- No motor vehicles or other large equipment or manufactured items or livestock will be permitted within the area unless they are clearly identified and described and the proposed location is stated in the application and specific approval is given.

- The size, type of construction and location of display tables and booths must be described generally in the application; all construction must be safe and self-sustaining; no spikes or other holding devices may be driven into the ground of any street, sidewalk or tied to any tree.

- When food preparation, painting and/or pottery -making activities or similar activities are held, appropriate protective materials must be placed over any paved or brick areas for protection.

- No tents may be placed in the area without being described and exhibited to the Fire Prevention Inspectors of the Hickory Fire Department and special approval by the City Council.
- Public address systems can be used only if specifically requested in the application and special permission given, including limitations as to use.
- Sufficient portable toilets shall be provided for the expected number of participants.
- If the applicant desires to sell alcoholic beverages, it shall specifically so state in its application and shall provide a sketch of the area where the same will be sold and consumed. The area shall be delineated by barricades, with the entrance to be clearly marked and so constructed as to allow ready control of patrons, including viewing of identification to avoid underage persons being within the barricaded area. Signs shall be posted stating that no one shall leave the barricaded area with alcoholic beverages. Application must be made to proper State authorities for special permit for sale of alcoholic beverages. Special permit shall be available for inspection by the City at any time.
- The applicant shall assume full liability for all accidents or claims of accidents as a result of activities taking place at the special event and during the time the area is being readied for the event and while it is being cleaned up following the event. A copy of the insurance policy must be submitted to the City Manager's office prior to the event. The applicant must add the city as an additional insured on the policy. The policy is to be one of comprehensive general liability in the amount of not less the Three Hundred Thousand Dollars ($300,000.00) for bodily injury per person and One Million Dollars ($1,000,000.00) per occurrence and not less than One Hundred Thousand Dollars (100,000.00) for property damage per occurrence.
- The applicant will be responsible for the security or protection of any articles, items, merchandise, display tables, booths or other property owned by the applicant or others participating in the special event.
- Applicants must obtain any special use permits required by the Hickory Fire Inspector, must comply with all applicable provisions of the North Carolina Fire Code and must at all times insure that all fire lanes in the area to be used remain unobstructed.
- Applicants must comply with all Health Department regulations pertaining to the scheduled event.
- Applicants must comply with the requirements of the Hickory Sign Ordinance.
- Applications must comply with any and all local, state, and federal laws pertaining to equal opportunity and should make every effort to make events accessible to the disabled public. In addition, applicants shall not deny access or a vendor's booth to any group based on national origin, race, religion, age, sex, or disability.
- No person shall bring an animal, on a leash or otherwise, into the boundaries of this event. The boundaries and the interior of a special event shall consist of any area part of the event or parade route and shall include any public street, road, highway, sidewalk, alley, parking lot, grassy area, right-of-way or other publicly owned area. Exceptions shall include service dogs or other animals relied upon by persons with disabilities, and animals owned and controlled by public law enforcement agencies, or animals used by a vehicle for hire in accordance with applicable City ordinances. The special event operator and sponsor are responsible for immediately cleaning up and removing any animal waste from animals that are part of an authorized event, exhibit, or parade. All animal waste shall be disposed of properly. The event organizer may request a waiver from this ordinance. The sponsor shall submit plans specifying how the public will be protected from the animals. Requests shall be reviewed as part of the special event permitting process and may be approved or denied as part of that process. To request a waiver from this provision, please complete the appropriate section of the special event application.

Friends of Hickory

NAME OF NON-PROFIT ORGANIZATION

BRIEFLY DESCRIBE THE PURPOSE OF THE NON-PROFIT ORGANIZATION:

The purpose of this project is to construct a park downtown using private funds. The overall purpose is to help enhance the quality of life for citizens of Hickory and surrounding areas.

LIST ORGANIZATIONS OFFICERS:

Allison Holtzman-President	828-320-8214 **TELEPHONE**
Megan Kearney-VP	828-578-0489 **TELEPHONE**
Adrian Holtzman-Sec	828-320-9414 **TELEPHONE**

CHAIRPERSON OF THE SPECIAL EVENT:

Allison Holtzman **NAME**	828-320-8214 **TELEPHONE**

2425 N. Center St. #235 Hickory, NC 28601

ADDRESS

The undersigned Applicant is aware of the rules regulating the use of Union Square Common, streets adjoining thereto and other public places and parks for special events, and will abide with the same; and further understands that the City of Hickory will not be responsible for the security or protection of any articles, items, merchandise, display tables, booths or other property owned by the applicant or others participating in the special event. The undersigned Applicant agrees to reimburse the City of Hickory for the additional cost of providing police department and/or fire department personnel to supervise the event, including services rendered both before, during and after the event itself, to ensure the compliance with all laws and ordinance, to direct traffic and to promote the safety and welfare of participants and other citizens.

4/22/16
Date

Allison Holtzman
President
Friends of Hickory
Non-Profit Organization

Approved by:

CITY MANAGER ASSISTANT

4/27/16
DATE

DATE APPROVED BY HICKORY CITY COUNCIL: _____

NORTH CAROLINA

RELEASE AND INDEMNITY AGREEMENT

CATAWBA COUNTY

THIS RELEASE AND INDEMNITY AGREEMENT, entered into by **THE CITY OF HICKORY**, a North Carolina Municipal Corporation, City, and the Friends of Hickory, LLC, a non-profit organization with its principal place of operation being Catawba County, North Carolina, Applicant:

WITNESSETH:

WHEREAS, City desires to allow the Applicant to conduct a special event within the City Limits of Hickory, North Carolina, pursuant to the Hickory City Code; and

WHEREAS, the Applicant desires to conduct a special event within the City Limits of Hickory, North Carolina; and

WHEREAS, to this end, said Applicant has previously filed with the City of Hickory an application for approval of said event, and wishes to enter into this Release and Indemnity Agreement pursuant to the Hickory City Code and the administrative rules of the City of Hickory;

NOW, THEREFORE, for and in consideration of the mutual promises and covenants herein contained, and for other good and sufficient consideration, the receipt of which is hereby acknowledged, the parties agree as follows:

1. That the Applicant hereby completely and unequivocally releases the City, the officials of the City, and all employees of the City, and their families, from any and all claims, damages, injuries or rights of action which the Applicant may incur by reason of the special event being conducted by the Applicant.
2. That the Applicant hereby agrees to indemnify, defend, and hold harmless the City for any liability, injury or claim which may arise to the benefit of the Applicant as a result of the special event being conducted by the Applicant.

3. That the parties to this Release and Indemnity Agreement stipulate and acknowledge that there exists sufficient consideration for the execution of this instrument.

This the 22 day of April, 2016.

C. R. [illegible]
~~President~~ Board Member

_____

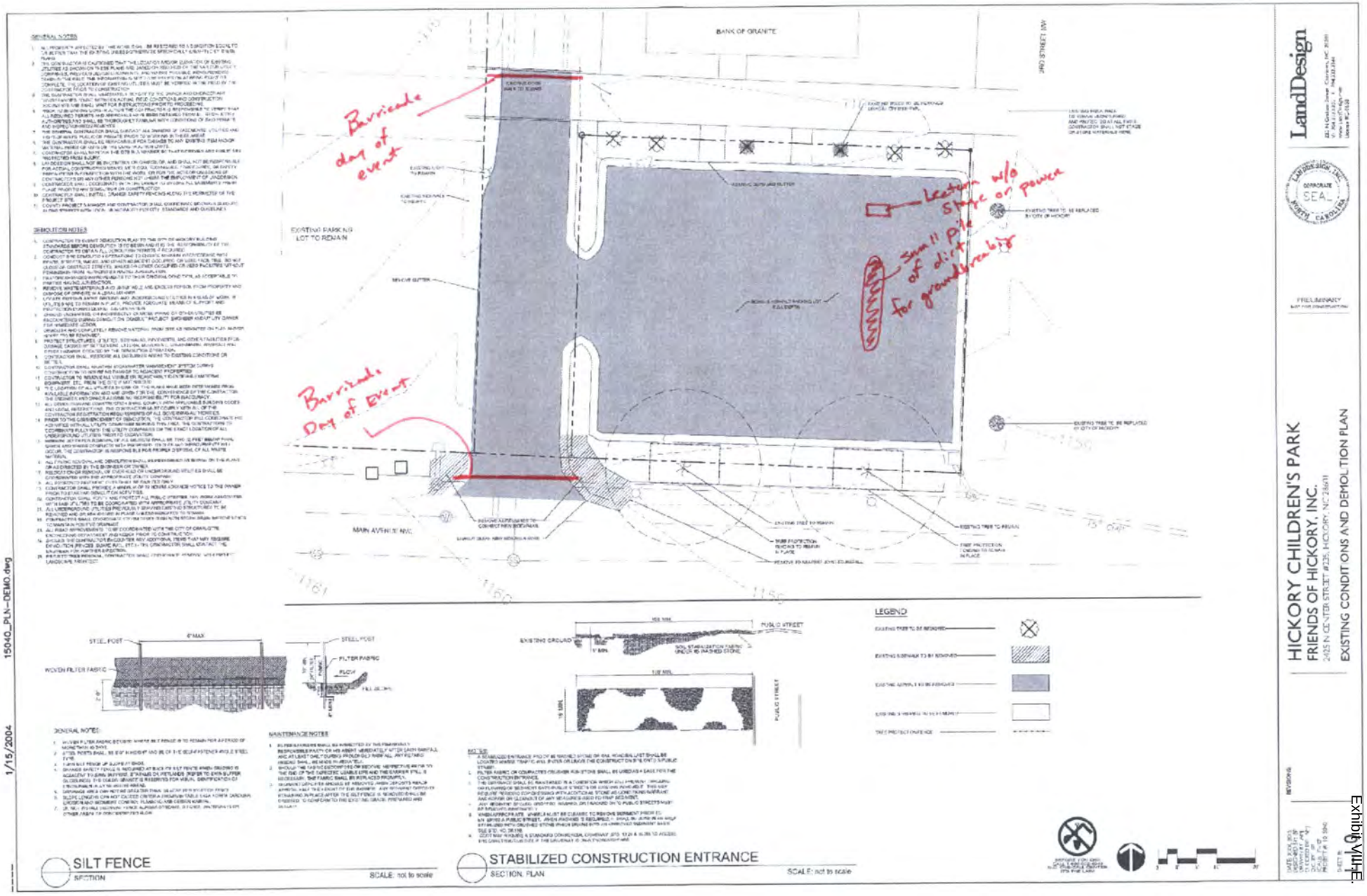


Exhibit VIII-E

FRIEN-2 OP ID: HK

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 02/18/2016

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
Broome Associated Ins Agency
P O Box 3858 (630 4th St SW)
Hickory, NC 28603
Robert Broome - New Comm

CONTACT NAME: Holly M Kondas, CISR Elit
PHONE (A/C, No, Ext): 828-328-5671 FAX (A/C, No): 828-328-6166
E-MAIL ADDRESS: hollykondas@broome-associates.com

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A : Cincinnati Insurance Company	10677
INSURER B :	
INSURER C :	
INSURER D :	
INSURER E :	
INSURER F :	

INSURED
Friends of Hickory
2425 N. Center St #235
Hickory, NC 28601

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	X COMMERCIAL GENERAL LIABILITY						EACH OCCURRENCE	$ 1,000,000
	CLAIMS-MADE X OCCUR	X		ENP0374419	02/17/2016	02/17/2017	DAMAGE TO RENTED PREMISES (Ea occurrence)	$ 100,000
							MED EXP (Any one person)	$ 5,000
							PERSONAL & ADV INJURY	$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE	$ 2,000,000
	POLICY PRO-JECT LOC						PRODUCTS - COMP/OP AGG	$ 2,000,000
	OTHER:							$
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident)	$
	ANY AUTO						BODILY INJURY (Per person)	$
	ALL OWNED AUTOS / SCHEDULED AUTOS						BODILY INJURY (Per accident)	$
	HIRED AUTOS / NON-OWNED AUTOS						PROPERTY DAMAGE (Per accident)	$
								$
	UMBRELLA LIAB / OCCUR						EACH OCCURRENCE	$
	EXCESS LIAB / CLAIMS-MADE						AGGREGATE	$
	DED / RETENTION $							$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						PER STATUTE / OTH-ER	
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? Y / N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	N / A					E.L. EACH ACCIDENT	$
							E.L. DISEASE - EA EMPLOYEE	$
							E.L. DISEASE - POLICY LIMIT	$
A								

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER

COH398H

City of Hickory
P O Box 398
Hickory, NC 28603

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE
Holly M Kondas

ACORD 25 (2014/01)

HICKORY
North Carolina
Life. Well Crafted.

PROCLAMATION

NATIONAL AMERICAN PUBLIC WORKS WEEK

WHEREAS, Public works services provided in our community are an integral part of our citizens' everyday lives; and

WHEREAS, the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as water, sewers, streets, highways, public buildings and solid waste collection; and

WHEREAS, the health, safety and comfort of this community greatly depends on these facilities and services; and

WHEREAS, the quality and effectiveness of these facilities, as well as their planning, design and construction, is vitally dependent upon the efforts and skills of public works officials; and

WHEREAS, the efficiency of the qualified and dedicated personnel, who staff public works departments, is materially influenced by the people's attitude and understanding of the importance of the work they perform.

NOW, THEREFORE, I, RUDY WRIGHT, MAYOR OF THE CITY OF HICKORY, on behalf of all of the Members of the City Council, do hereby proclaim the Week of May 15 – 21, 2016 as

NATIONAL AMERICAN PUBLIC WORKS WEEK

in the City of Hickory, and call upon all citizens and civic organizations to acquaint themselves with the issues involved in providing our public works services and to recognize the contributions which public works officials make every day to our health, safety, comfort and quality of life.

This the 3rd day of May, 2016.

Rudy Wright, Mayor

COUNCIL AGENDA MEMO

To: City Manager's Office

From: Chuck Hansen, Public Services Director

Contact Person: Rick Patton, Engineering

Date: 04 / 08 / 16

Re: Supplemental Agreement for Roundabouts on Sandy Ridge Rd. at 21st Ave. NE and 29th Ave. Dr. NE Titled by NCDOT 'Roundabouts on 16thSt. NE (Sandy Ridge Road)'

REQUEST

To approve the supplemental project agreement between City of Hickory and North Carolina Department of Transportation to modify the scope of work and increase the available funding on the roundabouts on 16th St. NE (Sandy Ridge Road) project.

BACKGROUND

As discussed at Council's February 25th and March 3rd workshops, the City applied for and received Congestion Management and Air Quality (CMAQ) funding approval from the North Carolina Department of Transportation (NCDOT) for intersection improvements on 16th St. NE (Sandy Ridge Road) at 21st Ave. NE and at 29th Ave. Dr. NE. The scope of work entails roundabouts at the two intersections to better serve motorists and to reduce the project cost. Additional CMAQ funds were requested to more closely match the revised cost of the project. The supplemental agreement increases the funding amount to $3,697,000, which is 80% of the total project cost of $4,621,250. The City would be responsible for the remaining 20%, ($924,250) which has been committed from Fund Balance.

ANALYSIS

The attached supplemental agreement provides additional funding for the Sandy Ridge Road intersection project. The City will be responsible for 20% of the total project cost and NCDOT funds will cover 80% of the total cost. Originally, the agreement provided $2,153,000 and the City was responsible for $538,250. With the supplemental agreement, NCDOT funds are increased to $3,697,000 and the City's portion is increased to $924,250. It is anticipated that funds for Right of Way will be required in FY 16-17 and for construction in FY17-18.

RECOMMENDATION

Recommend approval of the Supplemental Project Agreement for the Roundabouts on Sandy Ridge Road at 21st Ave. NE and 29th Ave. Dr. NE titled by NCDOT 'Roundabouts on 16th St. NE (Sandy Ridge Road).

☐**Informational**
(Some info items will not have to appear on the Council agenda, but will be communicated to Council in weekly Communication format. These items will still require a Council Agenda Memo)

☒**Requires Council Approval**
(All new or revisions in Ordinances or Council enacted policies, as well as contracts/agreements over $100,000 will be placed on Agenda)

BUDGET ANALYSIS:

Budgetary Action	Yes	No
Is a Budget Amendment required?	**X**	☐

LIST THE EXPENDITURE CODE:

Reviewed by:

Chuck Hansen Initiating Department Head	04/11/16 Date	Deputy City Attorney, A. Dula	4-22-16 Date
Asst. City Manager Rodney Miller	4-22-16 Date	Asst. City Manager, A. Surratt	4-25-16 Date
Finance Officer, Melissa Miller	4-26-16 Date	Purchasing Manager, Bo Weichel	4-22-16 Date
	Date		

Recommended for approval and placement on _____ Council agenda (as Consent, Public Hearing, Informational, Department Report, etc).

City Manager, M. Berry

Date

NORTH CAROLINA

CATAWBA COUNTY

SUPPLEMENTAL AGREEMENT

DATE: 3/29/2016

NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

TIP #: C-5196

AND

WBS ELEMENTS: ROW 46248.2.F1

CON 46248.3.F1

CITY OF HICKORY

FEDERAL-AID #: CMS-1143(12)

CFDA #: 20.205

TOTAL SUPPLEMENTAL FUNDS [NCDOT PARTICIPATION] $3,697,000

THIS AGREEMENT is made and entered into on the last date executed below, by and between the North Carolina Department of Transportation, an agency of the State of North Carolina, hereinafter referred to as the "Department", and the City of Hickory, hereinafter referred to as the "Municipality."

WITNESSETH:

WHEREAS, the Department and the Municipality on 4/6/2015, entered into a certain Project Agreement for the original scope: construction of a right-turn lane on the east approach of 29th Ave NE at the intersection with 16th St NE; construction of a dedicated right-turn lane and extension of the existing left-turn lane on the north approach of 16th St NE at the intersection with 29th Ave NE; construction of a dedicated right-turn lane on the east approach at the intersection of 16th St NE and 8th St Drive NE & 21st Ave NE; and widen 16th St NE with an additional lane at both 29th Ave. NE and 8th St Dr NE & 21st Ave NE, programmed under Project C-5196; and,

WHEREAS, the Municipality has requested additional funding for the Project; and

WHEREAS, the Municipality has requested a modification to the scope of the Project;

NOW THEREFORE, the parties wish to supplement the aforementioned Agreement whereby the following provisions are amended:

SCOPE

Modification of the project scope includes the construction of two roundabouts at the intersections of 16th Street NE (Sandy Ridge Road) at 21st Avenue NE and at 29th Avenue Drive NE, in lieu of the turn lanes.

FUNDING

REVISED FUNDING TABLE

The Department's original participation was $2,153,000. The Department agrees to reimburse the Municipality an additional $1,544,000 of Congestion Mitigation and Air Quality funds. The Municipality shall provide a local match as shown in the revised funding table and all costs that exceed the total estimated costs.

Fund Source	Federal Funds Amount	Reimbursement Rate	Non-Federal Match $	Non-Federal Match Rate
Congestion Mitigation and Air Quality	$3,697,000	80%	$924,250	20%
Total Estimated Cost		**$4,621,250**		

All work performed by the Department on this Project, including, but not limited to, reviews, inspections, and Project oversight, during any phase of the delivery of the Project, shall reduce the funding available to the Municipality under this Agreement. The Department will set aside ten percent (10%) of the total estimated cost, or $462,125.00 to use towards the costs related to review and oversight of this Project, including, but not limited to review and approval of plans, environmental documents, contract proposals, engineering estimates, construction engineering and inspection oversight, and other items as needed to ensure the Municipality's appropriate compliance with state and federal regulations.

IRAN DIVESTMENT ACT

Pursuant to G.S. 147-86.59, any person identified as engaging in investment activities in Iran, determined by appearing on the Final Divestment List created by the State Treasurer pursuant to G.S. 147-86.58, is ineligible to contract with the State of North Carolina or any political subdivision of the State. The Iran Divestment Act of 2015, G.S. 147-55 *et seq.* requires that each vendor, prior to

contracting with the State, certify that the contracting party meets the requirements of the Iran Disinvestment Act. The State Treasurer's Final Divestment List can be found on the State Treasurer's website at the address www.nctreasurer.com/Iran and will be updated every 180 days.

By execution of this Agreement each Party certifies that neither it nor its Agents or Contactors/Subcontractors 1) are on the Final Divestment List of entities that the State Treasurer has determined engages in investment activities in Iran; 2) shall not utilize on any contract with the State agency any subcontractor that is identified on the Final Divestment List; and 3) that the undersigned are authorized by the Parties to make this Certification.

During the term of this Agreement, should the Parties receive information that a person is in violation of the Act as stated above, the Department will offer the person an opportunity to respond and the Department will take action as appropriate and provided for by law, rule, or contract. Should this Act be voided by NC General Statute, this Agreement will remain valid; however this certification will no longer be required.

Except as hereinabove provided, the Agreement heretofore executed by the Department and the Municipality on 4/6/2015, is ratified and affirmed as therein provided.

IN WITNESS WHEREOF, this Agreement has been executed, in duplicate, the day and year heretofore set out, on the part of the Department and the Municipality by authority duly given.

L.S. ATTEST:

BY: _____

TITLE: _____

DATE: _____

CITY OF HICKORY

BY: _____

TITLE: _____

DATE: _____

NCGS 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

Approved by _____ (Governing Board) of the City of Hickory as attested to by the signature of _____, Clerk of the _____ (Governing Board) on _____ (Date)

(SEAL)

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

_____
(FINANCE OFFICER)

Federal Tax Identification Number

_____

Remittance Address:

City of Hickory

P.O. Box 398

Hickory, NC 28603

Approved as to form

City of Hickory – Legal Dept.

DEPARTMENT OF TRANSPORTATION

BY: _____
(CHIEF ENGINEER)

DATE: _____

APPROVED BY BOARD OF TRANSPORTATION ITEM O: _____ (Date)

5

COUNCIL AGENDA MEMOS

To: City Manager's Office

From: David Leonetti, Community Development Manager

Contact Person: David Leonetti, Community Development Manager

Date: April 21, 2016

Re: Conduct Public Hearing to Consider Community Development Block Grant 2016 Annual Action Plan

REQUEST

Conduct public hearing to consider the Community Development Block Grant 2016 Annual Action Plan.

BACKGROUND

In 2016, the City of Hickory will receive approximately $280,251 through the Community Development Block Grant Program and approximately $130,000 in program income for a total of $410,251. Funds will be used to develop stronger communities by providing decent housing, creating suitable living environments, and expanding economic opportunities, principally for people of low and moderate incomes.

The City of Hickory's 2015-2019 Consolidated Plan is updated on an annual basis through the development of an Annual Action Plan. This plan sets priorities among these needs and sets out the action plan for use of available funds on a yearly basis. This provides for flexibility in determining priorities as the needs of the community change from year to year. The 2016 Annual Action Plan will be submitted to the U.S. Department of Housing and Urban Development on or before May 15, 2016 as the City's strategy for administering 2016 federal funds for community development and housing. The proposed budget line items are as follows:

Housing Rehab/Purchase Rehab Program	$30,000
West Hickory Park Improvements	170,000
Habitat for Humanity	30,000
Public Infrastructure Improvements	75,000
Downpayment Assistance	20,000
Microenterprise Assistance	8,000
City of Refuge	3,200
ALFA	8,000
Hickory Soup Kitchen	8,000
Exodus Homes	8,000
Safe Harbor	8,000
Cooperative Christian Ministries	8,000
Fair Housing Activities	800
Program Administration	33,251
Total CDBG	$410,251

ANALYSIS

The Citizen's Advisory Committee reviewed the draft action plan at their meeting on March 7, 2016 and recommended approval of the proposed budget. This public hearing was already advertised on April 3, 2016 and will be advertised again on April 23, 2016 and May 3, 2016.

RECOMMENDATION

Staff recommends City Council conduct a public hearing on May 3, 2016 to consider the Community Development Block Grant 2016 Annual Action Plan.

BUDGET ANALYSIS:

Budgetary Action

	Yes	No
Is a Budget Amendment required?	☒	☐

LIST THE EXPENDITURE CODE:

Once approved after the public hearing, the new budget accounts will be created for the FY 2016-2017 CDBG Budget in account 059-1530

Reviewed by:

Brian Frazier Initiating Department Head	4/21/16 Date	Deputy City Attorney, A. Dula	4-22-16 Date
Asst. City Manager Rodney Miller	4-22-16 Date	Asst. City Manager, A. Surratt	4/25/16 Date
Finance Officer, Melissa Miller	4-26-16 Date	Purchasing Manager, Bo Weichel	4-22-16 Date
	Date		

Recommended for approval and placement on _____ Council agenda (as Consent, Public Hearing, Informational, Department Report, etc).

City Manager, M. Berry

Date

Revised: June 5, 2015

City of Hickory

2016

Community Development Block Grant Program

Annual Action Plan

HICKORY

North Carolina SM

Life. Well Crafted.

OMB Control No: 2506-0117 (exp. 07/31/2015)

Executive Summary

AP-05 Executive Summary - 91.200(c), 91.220(b)

1. Introduction

The U.S. Department of Housing and Urban Development defines the City of Hickory as an entitlement community due to status as a principal city within the Hickory-Lenoir-Morganton Metropolitan Statistical Area. As an entitlement community, the City of Hickory receives an annual allocation of Community Development Block Grant (CDBG) funding. The City is required to submit a five-year Consolidated Plan identifying community needs and funding priorities in order to receive annual funding. This year the City anticipates receiving a $280,251 in its grant. The City also anticpates receiving approximately $130,000 in program income from repayments of loans made with CDBG funds. The Consolidate Plan was most recently adopted in May 2015. Each subsequent year, it is required to submit an Annual Action Plan to The City of Hickory values the importance of strategic planning to ensure good stewardship of public funds. This Annual Action Plan covers program year 2016 which runs from July 1, 2016 to June 30, 2017. Since funding has been trending downward in recent years, it is extremely important that the City identify and prioritize the most critical needs to be addressed with CDBG funds.

2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

The one year Annual Action Plan provides funding to support the following projects. Specific details can be found in the projects section of this plan.

1. **Owner and Rental Housing Rehabilitation ($30,000) -** Provide funds to rehabilitate existing housing units.
2. **West Hickory Park Improvements ($170,000) -** Provide funds to install a new picnic shelter and restroom at an existing park.
3. **Public Infrastructure Improvements ($75,000) -** Provide funds to construct curbs, gutters, sidewalks. In addition, funds may be used for street resurfacing, install street lights, and plant street trees.
4. **Downpayment Assistance ($20,000) -** Provide funds to assist eligible first time homebuyers to reduce required downpayment and closing costs.
5. **Microenterprise Assistance ($8,000) -** Provide assistance to eligible microenterprises and small businesses.
6. **Habitat for Humanity ($30,000) -** Provide support for the organization's housing rehabilitation program.
7. **City of Refuge ($3,200) -** Provide staff support to the afterschool program.

8. **ALFA ($8,000)** - Provide funds to support a case manager position.
9. **Hickory Soup Kitchen ($8,000)** - Provide funds to support operating costs.
10. **Exodus Homes ($8,000)** - Provide funds to support an employment and transportation coordinator.
11. **Safe Harbor ($8,000)** - Provide support to the day shelter.
12. **Cooperative Christian Ministry ($8,000)** - Provide support to a recently developed anti-poverty program.
13. **Program Administration and Planning ($15,691)** - Provide funding to administer the CDBG program.
14. **Fair Housing Activities ($800)** - Provide support to raise awareness of fair housing rights and affirmatively further fair housing.

3. Evaluation of past performance

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

The City's past programs focused on similar projects and funding categories. The City is maintaining many of these programs and is also adjusting its funding priorities to match new priority needs identified by the public. Estimated costs are also associated with each goal to ensure that goals are realistic and achievable. As funding levels decrease it is important that the plan focuses on the most critical community needs.

4. Summary of Citizen Participation Process and consultation process

Summary from citizen participation section of plan.

The City of Hickory undertook an extensive citizen participation and consultation process in the development of this plan. Three public hearings were held in January (2) and May 2016. These meetings were advertised in the Hickory Daily Record, as well as on the City of Hickory website. In addition, Community Development staff had numerous meetings and phone interviews with nonprofit organizations in the community. Staff also provides program updates at monthly Continuum of Care meetings, which are attended by nearly all organizations in the community that work with homeless and low income individuals and families. The comments provided during the public meetings and consultation sessions inform the goals and strategies contained in the plan. The citizen participation process will continue throughout the implementation of the 2015-2019 Consolidated Plan and this Action Plan

5. Summary of public comments

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

The issues discussed at the public meetings and discussions with local nonprofit organizations included improvements to public facilities and parks, increased services for school aged children, and services for the homeless. Organizations that met with City staff during the consultation process also identified affordable owner occupied and rental housing and more comprehensive services to the homeless as high priority needs. The City's Business Development Committee also identified services to microenterprises as a priority need.

6. Summary of comments or views not accepted and the reasons for not accepting them

There were no comments or views not accepted.

7. Summary

Significant efforts were made to obtain public input through public meetings, meetings with nonprofit organizations, and individual conversations. The public input process was used to identify priority needs to be addressed with CDBG funds. All of the objectives and goals contained in the plan address a specific priority identified by the public. The City of Hickory will continue to obtain public input annual to ensure the plan is up to date and activities undertaken with grant funds address current community needs.

PR-05 Lead & Responsible Agencies - 91.200(b)

1. Agency/entity responsible for preparing/administering the Consolidated Plan

The following are the agencies/entities responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role	Name	Department/Agency
CDBG Administrator	HICKORY	Department of Planning and Development Services

Table 1 – Responsible Agencies

Narrative

The City of Hickory Department of Planning and Development Services manages the City's Community Development Block Grant allocation

Consolidated Plan Public Contact Information

Comments can be submitted between 8:30AM and 5:00PM at Hickory City Hall (Julian G. Whitener Municipal Building) in the Planning and Development Services Department

Written comments can be submitted to:

David Leonetti
Community Development Manager
City of Hickory
PO Box 398
Hickory, NC 28603
(828) 323-7414
dleonetti@hickorync.gov

AP-10 Consultation - 91.100, 91.200(b), 91.215(l)

1. Introduction

During the 2015-2019 Consolidated Plan Development Process, City of Hickory Staff spoke with numerous housing and human service agencies to determine the greatest needs in the community. The City has continued to consult with these organizations on an ongoing basis to ensure that their needs are addressed to the greatest extent feasible.

Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(l)).

The Community Development Division of the Planning and Development Services Department is responsible for administering the CDBG program and developing the Consolidated Plan and subsequent Annual Action Plans. Community Development staff consulted with numerous public service agencies and the Hickory Public Housing Authority during development of the Consolidated Plan. Consultation took place at both public meetings and through individual meetings and phone conversations. This Annual Action Planning Process continued that effort.

Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.

The Catawba County Housing Visions Continuum of Care meets monthly at the Catawba County United Way offices. The City's Community Development Manager serves on the committee, which includes representatives from organizations that serve the homeless in Catawba County. This group makes decisions on the allocation of Emergency Solutions Grant funding and also provides a forum for member organizations to discuss their needs. In the past, the City has funded homeless serving activities at the Safe Harbor Rescue Mission, Exodus Homes, and the Hickory Soup Kitchen using CDBG funds.

Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS

The Catawba County Housing Visions Continuum of Care participates in the North Carolina Balance of State Continuum of Care, which applies for ESG funds for nonentitlement communities throughout the state. The Salvation Army Shelter of Hope and the Family Care Center have each received funding in recent years. Both of these organizations are located within Hickory. These applications are made

through the Continuum of Care, which makes recommendations on which organizations to support annually. City staff serves on this committee.

2. Agencies, groups, organizations and others who participated in the process and consultations

Table 2 – Agencies, groups, organizations who participated

1	**Agency/Group/Organization**	Hickory Soup Kitchen
	Agency/Group/Organization Type	Services-homeless
	What section of the Plan was addressed by Consultation?	Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Homelessness Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Community Development Staff has had regular phone and in person meetings with Hickory Soup Kitchen staff to determine the organization's needs and other needs and service gaps related to the City's homeless population. This consultation should lead to better coordination with homeless service providers about facility and service needs.
2	**Agency/Group/Organization**	HABITAT FOR HUMANITY OF CATAWBA VALLEY 1
	Agency/Group/Organization Type	Housing Services - Housing
	What section of the Plan was addressed by Consultation?	Housing Need Assessment
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Community Development Staff met with the executive director to discuss the organization's needs and housing needs in the community in general. Staff talks with organization staff regularly to determine ways to improve partnership and coordination between the organizations. Habitat has indicated a need for additional affordable rental housing in the community. The City and Habitat are currently investigating a partnership that will increase affordable rental housing options. The City and Habitat are also partnering to provide enhanced housing rehabilitation services for owner occupied properties in the city.

3	**Agency/Group/Organization**	Western Piedmont Council of Governments
	Agency/Group/Organization Type	Housing PHA Services - Housing Regional organization Planning organization
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Community Development staff consulted with staff for the Western Piedmont Workforce Development Board to determine gaps in workforce skills and development programs within the area. Staff hopes to increase communication so that when workforce development issues arise, both organizations will be able to discuss solutions collaboratively. The WPCOG also administers HOME funds for the area's consortium. Community Development and WPCOG staff speak regularly to coordinate program activities.
4	**Agency/Group/Organization**	Centro Latino
	Agency/Group/Organization Type	Services-Children
	What section of the Plan was addressed by Consultation?	Non-Homeless Special Needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Community Development Staff met with the Executive Director of Centro Latino regarding housing rehabilitation needs in the community and fair housing issues. The organization also runs an afterschool program that utilizes a nearby park. This has led to the inclusion of improvements to West Hickory Park in this Annual Action Plan.

Identify any Agency Types not consulted and provide rationale for not consulting

The City also conducted an extensive outreach process in 2015 during its Consolidated Plan development process. It is not anticipated that the needs have changed significantly in the past 12 months.

Other local/regional/state/federal planning efforts considered when preparing the Plan

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care	Salvation Army	The Continuum of Care oversees application for ESG funds. The City of Hickory works with the Continuum of Care by providing funds to many public service agencies that work with the homeless.

Table 3 - Other local / regional / federal planning efforts

Narrative

AP-12 Participation - 91.401, 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation
Summarize citizen participation process and how it impacted goal-setting

During the Consolidated Planning process, the City of Hickory encouraged citizen participation, especially among residents of low to moderate income communities. Comments were solicited from citizens, nonprofit organizations, and government agencies during neighborhood meetings, public hearings, and other commission meetings. Three public hearings were conducted to obtain input on the plan. Additional discussions were held individually with nonprofit organizations. These were discussed in the previous section.

The comments received at public meetings are summarized below.

Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Newspaper Ad	Non-targeted/broad community	Staff did not receive any specific comments regarding the newspaper ad describing the CDBG program and the upcoming neighborhood meetings.The newspaper ad described the CDBG program and let the public know about the upcoming public meetings.	No comments were received that could be traced directly to the newspaper ad.	N/A	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
2	Public Meeting	Minorities Non-targeted/broad community	Two citizens were in attendance.	The director of City of Refuge afterschool program discussed the positive impact that CDBG funding has had on her program. Another gentleman discussed a chess program for at-risk boy that he had developed in the Washington, DC area and was thinking about bringing to the Hickory area.	All comments were accepted.	
3	Public Meeting	Non-targeted/broad community	One citizen was in attendance.	The director of the Safe Harbor Rescue Mission discussed her desire for funding to support their day shelter for homeless women.	All comments were accepted.	

Table 4 – Citizen Participation Outreach

Expected Resources

AP-15 Expected Resources – 91.420(b), 91.220(c) (1, 2)

Introduction

The City of Hickory intends to apply to the US Department of Housing and Urban Development for CDBG funds for each of the five years covered by this plan.

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Reminder of ConPlan $	Narrative Description
			Annual Allocation: $	Program Income: $	Prior Year Resources: $	Total: $		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	280,251	130,000	0	410,251	1,230,000	The City anticipates receiving approximately $280,000 per year as its entitlement grant and roughly $130,000 per year in program income from the repayment of loans made with CDBG funds and proceeds from the sale of property.

Table 5 - Expected Resources – Priority Table

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

The City of Hickory continuously works to identify matching funds that will help leverage additional resources to spur redevelopment in its economically distressed neighborhoods. The City plans to supplement its housing rehabilitation efforts by continuing to apply for Urgent Repair funding from the North Carolina Housing Finance Agency. These funds are disbursed as forgivable loans to pay for urgently needed home repairs for low income homeowners with special needs.

If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan

The City of Hickory owns lots located within residential neighborhoods in the SE and SW sections of the City. The City will continue to investigate potential uses for these properties. It is likely that these lots may be used for the development of affordable rental and owner occupied housing for low to moderate income households.

Discussion

The anticipated resources discussed in this section will be used to address the goals outlined within the 2015-2019 strategic plan. While the amount of funding anticipated will not be enough to address all of the City's housing and community development needs, the City plans to work continuously to identify additional resources in order to stretch these dollars further.

Annual Goals and Objectives

AP-20 Annual Goals and Objectives - 91.420, 91.220(c)(3)&(e)

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Preserve the City's Housing Stock	2015	2019	Affordable Housing	CDBG ELIGIBLE AREA City-Wide	Preservation of the City's Housing Stock	CDBG: $60,000	Rental units rehabilitated: 1 Household Housing Unit Homeowner Housing Rehabilitated: 8 Household Housing Unit
2	Public Infrastructure Improvements	2015	2019	Non-Housing Community Development	CDBG ELIGIBLE AREA	Public Infrastructure Improvements	CDBG: $75,000	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 2500 Persons Assisted
3	Park Improvements	2015	2015	Non-Housing Community Development	CDBG ELIGIBLE AREA	Park Improvements	CDBG: $175,000	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 2000 Persons Assisted
4	Downpayment Assistance	2015	2019	Affordable Housing	CDBG ELIGIBLE AREA City-Wide	Increased Homeownership	CDBG: $20,000	Direct Financial Assistance to Homebuyers: 4 Households Assisted
5	Provide Services to Persons Living with HIV/AIDS	2015	2019	Non-Homeless Special Needs	CDBG ELIGIBLE AREA City-Wide	Services for Persons with HIV/AIDS	CDBG: $8,000	Public service activities other than Low/Moderate Income Housing Benefit: 160 Persons Assisted

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
6	Homeless Services and Prevention	2015	2019	Homeless	CDBG ELIGIBLE AREA City-Wide	Homelessness Services	CDBG: $24,000	Public service activities other than Low/Moderate Income Housing Benefit: 400 Persons Assisted
7	Youth Services	2015	2019	Non-Housing Community Development	CDBG ELIGIBLE AREA City-Wide	Youth Services	CDBG: $3,200	Public service activities other than Low/Moderate Income Housing Benefit: 20 Persons Assisted
8	Increase Entrepreneurship Opportunities	2015	2019	Non-Housing Community Development	CDBG ELIGIBLE AREA City-Wide	Microenterprise Assistance	CDBG: $8,000	Businesses assisted: 5 Businesses Assisted
9	Increase Fair Housing Outreach and Awareness	2015	2019	Affordable Housing	CDBG ELIGIBLE AREA City-Wide	Fair Housing Outreach and Education	CDBG: $800	Public service activities other than Low/Moderate Income Housing Benefit: 150 Persons Assisted

Table 6 - Goals Summary

Goal Descriptions

1	**Goal Name**	Preserve the City's Housing Stock
	Goal Description	The proposed funding in the Annual Action Plan seeks to increase affordable housing opportunities for at least three households. Additional households should be assisted using housing rehabilitation funds that are left over from previous years.

2	**Goal Name**	Public Infrastructure Improvements
	Goal Description	It is anticipated that at least 2500 persons living in low to moderate income neighborhoods will benefit from improvements to public infrastructure through funding provided by this Annual Action Plan.
3	**Goal Name**	Park Improvements
	Goal Description	The City plans to construct improvements to the West Hickory Park during the 2016-2017 program year. These improvements will likely include restrooms and a picnic shelter.
4	**Goal Name**	Downpayment Assistance
	Goal Description	The City plans to continue offering downpayment assistance to income eligible first time homebuyers. The City plans to offer deferred loans that help reduce the required downpayment for homebuyers. It is estimated that five households will benefit from this assistance.
5	**Goal Name**	Provide Services to Persons Living with HIV/AIDS
	Goal Description	This annual action plan will provide funding to ALFA in order to provide support for a case manager position that will assist persons living with HIV and AIDS to ensure that they receive necessary health care and other needed services.
6	**Goal Name**	Homeless Services and Prevention
	Goal Description	This plan will provide funding to Exodus Homes for a Transportation and Employment Coordinator. Cooperative Christian Ministry will receive funding for their Networx anti-poverty program. The Hickory Soup Kitchen will receive funding for operating expenses.
7	**Goal Name**	Youth Services
	Goal Description	This plan provides funding to support the City of Refuge Afterschool Program, which provides tutoring and recreational activities to at-risk elementary school aged students.
8	**Goal Name**	Increase Entrepreneurship Opportunities
	Goal Description	In conjunction with the City's Business Development Committee, the City is working to develop a program that will provide assistance to microenterprises.

9	**Goal Name**	Increase Fair Housing Outreach and Awareness
	Goal Description	Conduct fair housing outreach and education activities for citizens and housing professionals.

Table 7 – Goal Descriptions

AP-35 Projects - 91.420, 91.220(d)

Introduction

This section details the projects that will be undertaken with CDBG funding in the 2016-2017 program year.

#	Project Name
1	Owner and Rental Housing Rehabilitation
2	West Hickory Park Improvements
3	Public Infrastructure Improvements
4	Downpayment Assistance
5	Microenterprise Assistance
6	Habitat for Humanity
7	City of Refuge
8	ALFA
9	Hickory Soup Kitchen
10	Exodus Homes
11	Safe Harbor
12	Cooperative Christian Ministry
13	Program Administration and Planning
14	Fair Housing Activities

Table 8 – Project Information

Describe the reasons for allocation priorities and any obstacles to addressing underserved needs

The housing rehabilitation and program administration projects are funded at a lower level than in previous years due to the fact that the City anticipates carrying over unspent funds from a prior year.

AP-38 Project Summary

Project Summary Information

1	**Project Name**	Owner and Rental Housing Rehabilitation
	Target Area	CDBG ELIGIBLE AREA City-Wide
	Goals Supported	Preserve the City's Housing Stock
	Needs Addressed	Preservation of the City's Housing Stock
	Funding	CDBG: $30,000
	Description	This project will involve the acquisition and rehabilitation of existing homes for rental or owner occupied housing. This project will also include the provision of loans to low income homeowners to fund necessary repairs.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that four families will benefit from this funding. Additional housing rehabilitation funds will be used from other sources as they become available.
	Location Description	These funds will be available city-wide where they will benefit low to moderate income families.
	Planned Activities	These funds will be utilized to preserve the existing housing stock for both owners and renters. The City will offer housing rehabilitation loans to income eligible homeowners for needed repairs to their homes. These funds may also be used for purchase of existing housing units for rehabilitation. These housing units will either be sold to income eligible homeowners or used for rental housing. The City plans to work with nonprofit housing providers to help increase the supply of rental housing in the community.
2	**Project Name**	West Hickory Park Improvements

	Target Area	CDBG ELIGIBLE AREA
	Goals Supported	Park Improvements
	Needs Addressed	Park Improvements
	Funding	CDBG: $170,000
	Description	This project will involve improvements to West Hickory Park. These will likely include restrooms and a picnic shelter.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	This project will serve the two census block groups in the immediate vicinity of the park. There are approximately 1,635 people living in these two block groups. In addition, Centro Latino operates an afterschool program at a church located two blocks from the park. They regularly use the playground and will also be served by the project.
	Location Description	The project is located at 401 17th Street SW in the West Hickory neighborhood.
	Planned Activities	This project involves improvements to West Hickory Park. These will likely involve the construction of restrooms, a picnic shelter, and the demolition of a functionally obsolete pool house from the previously demolished pool that was located on site.
3	**Project Name**	Public Infrastructure Improvements
	Target Area	CDBG ELIGIBLE AREA
	Goals Supported	Public Infrastructure Improvements
	Needs Addressed	Public Infrastructure Improvements
	Funding	CDBG: $75,000
	Description	This project will involve installation or replacement of needed curbing, gutters, street trees, street lights, and sidewalks along the City's right-of-ways. In addition, funds may be used to re-surface deteriorated streets in low to moderate income areas.
	Target Date	11/30/2016

	Estimate the number and type of families that will benefit from the proposed activities	All activities will be undertaken in areas where more than 50 percent of the residents are low to moderate income. It is estimated that the service area of proposed improvements will include about 2,500 persons.
	Location Description	These activities will take place within low to moderate income census tracts within the City of Hickory. Additional public infrastructure activities may take place at low income housing locations.
	Planned Activities	This project will include installing or repairing curbs, gutters, and sidewalks in low and moderate income neighborhoods. Additional services may involve street resurfacing, installing street lights, and planting street trees in income eligible areas.
4	**Project Name**	Downpayment Assistance
	Target Area	CDBG ELIGIBLE AREA City-Wide
	Goals Supported	Downpayment Assistance
	Needs Addressed	Increased Homeownership
	Funding	CDBG: $20,000
	Description	This project involves providing deferred loans to first time home buyers who meet program eligibility criteria.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that four income eligible households will be able to take advantage of this assistance in program year 2015.
	Location Description	These activities will take place city-wide depending on where eligible applicants purchase homes.
	Planned Activities	Assistance will be provided to eligible first time homebuyers in the form of a deferred loan to help reduce closing costs or the required downpayment for the purchase of a primary residence.
5	**Project Name**	Microenterprise Assistance

	Target Area	CDBG ELIGIBLE AREA City-Wide
	Goals Supported	Increase Entrepreneurship Opportunities
	Needs Addressed	Microenterprise Assistance
	Funding	CDBG: $8,000
	Description	Provide funding to eligible microenterprises to support small business development and increase entrepreneurship.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that three businesses will benefit from the proposed activities. The exact number of households that will be dependent on the actual number of additional jobs created by the existing businesses.
	Location Description	This assistance will be available city-wide provided that the recipient meets income eligibility guidelines.
	Planned Activities	The City, in conjunction with the Business Development Committee, plans to offer assistance to eligible microenterprises as a way to encourage and support small business activity in the community.
6	**Project Name**	Habitat for Humanity
	Target Area	CDBG ELIGIBLE AREA City-Wide
	Goals Supported	Preserve the City's Housing Stock
	Needs Addressed	Preservation of the City's Housing Stock
	Funding	CDBG: $30,000
	Description	This project provides funding to Habitat for Humanity to assist their homeowners with needed repairs.
	Target Date	6/30/2017

	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that 6 families will benefit from these repair activities. All families will have incomes below 80 percent of the area median income.
	Location Description	Project activities will take place city-wide for income eligible clients. Habitat does plan to target activities where possible to assist neighborhoods in need of revitalization.
	Planned Activities	These funds will be used to provide a grant to Habitat for Humanity of the Catawba Valley that will be used to make necessary home repairs for income eligible homeowners.
7	**Project Name**	City of Refuge
	Target Area	CDBG ELIGIBLE AREA
	Goals Supported	Youth Services
	Needs Addressed	Youth Services
	Funding	CDBG: $3,200
	Description	Provide support to the City of Refuge Afterschool Program.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that 20 families will benefit from the proposed activities. The families served by the program are primarily African American and low income.
	Location Description	Program activities will take place at the Brown Penn Senior Center, which is located at 735 3rd Street SW, Hickory, NC 28602
	Planned Activities	This funding will support the operation of an afterschool program. The program will provide tutoring and homework assistance three days per week during the school year.
8	**Project Name**	ALFA
	Target Area	CDBG ELIGIBLE AREA
	Goals Supported	Provide Services to Persons Living with HIV/AIDS

	Needs Addressed	Services for Persons with HIV/AIDS
	Funding	CDBG: $8,000
	Description	This project will provide funding for a case manager to work with clients living with HIV and AIDS.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that 160 individuals living with HIV and AIDs will benefit from the proposed activities during the project year.
	Location Description	ALFA is located in SE Hickory at 1120 Fairgrove Church Road SE Suite 28, Hickory, NC 28602 within Census Tract 110.
	Planned Activities	These funds will be used to fund a portion of the salary of a case manager for ALFA.
9	**Project Name**	Hickory Soup Kitchen
	Target Area	CDBG ELIGIBLE AREA City-Wide
	Goals Supported	Homeless Services and Prevention
	Needs Addressed	Homelessness Services
	Funding	CDBG: $8,000
	Description	Provide funding to support the Hickory Soup Kitchen, which provides hot meals and a food pantry for homeless and extremely low income individuals
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	The Hickory Soup Kitchen serves approximately 160 individuals per day. These are generally homeless and extremely low income individuals who suffer from food insecurity.

	Location Description	The Hickory Soup Kitchen is located at 131 Main Avenue NE, Hickory, NC 28601. In spring 2016 they will be moving to a new location at 110 Second Street Place SE, Hickory, NC 28602. The new location is approximately 3 blocks from the current location.
	Planned Activities	CDBG funds will be used to provide hot meals and a food pantry to individuals in need.
10	**Project Name**	Exodus Homes
	Target Area	CDBG ELIGIBLE AREA
	Goals Supported	Homeless Services and Prevention
	Needs Addressed	Homelessness Services
	Funding	CDBG: $8,000
	Description	This project will provide funding to support an employment and transportation coordinator at Exodus Homes.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	It is anticipated that approximately 35 homeless clients will benefit from the proposed activities.
	Location Description	Exodus Homes has multiple housing locations, primarily within the Ridgeview Community. Their main offices are located at 122 8th Avenue Drive SW, Hickory, NC 28602
	Planned Activities	This funding will funding to Exodus Homes in order to provide employment and transportation services to program clients.
11	**Project Name**	Safe Harbor
	Target Area	CDBG ELIGIBLE AREA City-Wide
	Goals Supported	Homeless Services and Prevention
	Needs Addressed	Homelessness Services

OMB Control No: 2506-0117 (exp. 07/31/2015)

	Funding	CDBG: $8,000
	Description	Provide support to a day shelter for homeless women.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	It is anticipated that at least 40 women will benefit from these services.
	Location Description	Safe Harbor Rescue Mission is located at 210 2nd Street SE, Hickory, NC.
	Planned Activities	It is anticipated that funds will be used to provide staff support for the day shelter program, which gives homeless women a safe place to spend the day and receive counseling and other training when the overnight shelter is closed.
12	**Project Name**	Cooperative Christian Ministry
	Target Area	City-Wide
	Goals Supported	Homeless Services and Prevention
	Needs Addressed	Homelessness Services
	Funding	CDBG: $8,000
	Description	This project will provide support to Cooperative Christian Ministry's NETworX Catawba program, which aims to provide low income families at risk of homelessness the tools to rise out of poverty.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	It is anticipated that 20 low income families will benefit from this program.
	Location Description	Cooperative Christian Ministries is located at 133 1st Avenue SE, Hickory, NC 28602
	Planned Activities	The NETworX Catawba program works with low income individuals and families living in poverty to help them reach financial self sufficiency. The CDBG funding will help provide staff support to the program.

13	**Project Name**	Program Administration and Planning
	Target Area	CDBG ELIGIBLE AREA City-Wide
	Goals Supported	Preserve the City's Housing Stock Public Infrastructure Improvements Downpayment Assistance Provide Services to Persons Living with HIV/AIDS Park Improvements Homeless Services and Prevention Youth Services Increase Entrepreneurship Opportunities Increase Fair Housing Outreach and Awareness
	Needs Addressed	Preservation of the City's Housing Stock Public Infrastructure Improvements Park Improvements Increased Homeownership Homelessness Services Services for Persons with HIV/AIDS Youth Services Microenterprise Assistance Removal of Dilapidated Structures Fair Housing Outreach and Education
	Funding	CDBG: $33,251
	Description	This funding will be used to administer the CDBG program.
	Target Date	6/30/2017

	Estimate the number and type of families that will benefit from the proposed activities	This funding will be used to support all program activities.
	Location Description	These activities will take place at Hickory City Hall and throughout the City of Hickory.
	Planned Activities	These funds will be used to pay a portion of the Community Development Manager's salary along with a portion of a Community Development Assistant's salary.
14	**Project Name**	Fair Housing Activities
	Target Area	CDBG ELIGIBLE AREA City-Wide
	Goals Supported	Increase Fair Housing Outreach and Awareness
	Needs Addressed	Fair Housing Outreach and Education
	Funding	CDBG: $800
	Description	Provide funding for activities to support fair housing outreach and awareness.
	Target Date	6/30/2017
	Estimate the number and type of families that will benefit from the proposed activities	All city residents can benefit from activities designed to promote fair housing.
	Location Description	These activities will be undertaken at Hickory City Hall, which is located at 76 N. Center Street, Hickory, NC 28601.

	Planned Activities	These funds will be used to affirmatively further Fair Housing, increase awareness of Fair Housing laws, and continue to receive complaints and comments concerning Fair Housing practices. There are three components of Fair Housing planning. The first was the development of an Analysis of Impediments to Fair Housing Choice, which the City completed in 2013. Now the City is committed to addressing the issues identified in that analysis and will continue to implement its plan to affirmatively further Fair Housing opportunities. Since education and awareness of Fair Housing laws were identified as the primary impediment to fair housing choice, education and awareness efforts are at the core of the Fair Housing activities for 2016.

AP-50 Geographic Distribution - 91.420, 91.220(f)

Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

The City of Hickory's CDBG funds for owner occupied housing rehabilitation will be allocated city-wide to income eligible homeowners. The majority of funds will be allocated for area benefit activities, which include areas where a majority of the households are low and moderate income.

Geographic Distribution

Target Area	Percentage of Funds
CDBG ELIGIBLE AREA	70
City-Wide	30

Table 9 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

Area benefit activities are required to take place in areas where a majority of the households have incomes below 80 percent of the area median income. The City targets its public infrastructure activities to low and moderate income areas. Specific projects are chosen based on community input and existing city plans.

Discussion

The City of Hickory does not have a specific target area for CDBG funds. Allocating housing rehabilitation funding city wide is one of the City's methods for affirmatively furthering fair housing. Public infrastructure improvements are generally targeted towards low and moderate income neighborhoods in order to ensure that these activities meet a HUD national objective.

AP-85 Other Actions - 91.420, 91.220(k)

Introduction

This sections identifies additional actions that the City will take as part of its annual action plan.

Actions planned to address obstacles to meeting underserved needs

The City plans to continue working with local organizations that serve the homeless population to determine ways that services to homeless individuals and families can be improved. The city plans to work with these agencies to improve transportation coordination for the homeless. Additional actions will include working with agencies to provide more extensive day shelter programs that will assist homeless individuals to find transitional housing and employment opportunities.

Actions planned to foster and maintain affordable housing

The City plans to continue working with Habitat for Humanity to identify locations where the two organizations can partner in the development of new affordable housing units. The City plans to target existing rental units in need of significant rehabilitation as a way to stabilize existing neighborhoods and increase the supply of affordable housing.

Actions planned to reduce lead-based paint hazards

The City will use portions of available CDBG funds to remedy lead-based paint hazards through its housing rehabilitation program. Homes will be rehabilitated in accordance with HUD's Lead Safe Housing Rule. The level of rehabilitation will determine the specific lead hazard reduction activities in accordance with program requirements.

Actions planned to reduce the number of poverty-level families

The City will continue to participate with local agencies, faith-based or church groups, and nonprofit organizations that provide shelter and transitional housing opportunities that benefit homeless and transient families and individuals. Funding is provided in this annual action plan to organizations that provide health and case management services, transitional housing, afterschool programming, and food support for poverty level families. The City will continue to investigate additional partnerships to provide additional services aimed at decreasing the number of poverty-level families.

Actions planned to develop institutional structure

The City will continue to work with local nonprofit organizations to provide technical assistance to local nonprofits to ensure that they are aware of federal requirements and to increase their organizational capacity. In addition to annual monitoring, Community Development staff plans to work with agencies

to determine priority needs in the community and develop partnerships to address those needs.

Actions planned to enhance coordination between public and private housing and social service agencies

The City plans to continue working with the Catawba County Housing Visions Continuum of Care to foster effective communication amongst agencies. City staff will continue to attend monthly Continuum of Care Meetings to provide updates on the City's Community Development activities and provide opportunities to discuss new initiatives.

Discussion

CDBG funds will not be sufficient to address all of the needs identified in this Consolidated Plan. However, it is the City's hope that through increased coordination and partnerships, it will be able to stretch these dollars as far as possible to have the greatest impact on the community possible.

Program Specific Requirements

AP-90 Program Specific Requirements - 91.420, 91.220(l)(1,2,4)

Introduction

This section details program income that has been received but not yet reprogrammed. It also details the estimated percentage of CDBG funds that will be used to benefit low to moderate income individuals. It is anticipated that all funds will be used to benefit low to moderate income individuals.

Community Development Block Grant Program (CDBG)
Reference 24 CFR 91.220(l)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed	0
2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan.	0
3. The amount of surplus funds from urban renewal settlements	0
4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan	0
5. The amount of income from float-funded activities	0
Total Program Income:	**0**

Other CDBG Requirements

1. The amount of urgent need activities	0
2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income.Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan.	100.00%

Discussion

All the program income that has been received to date has been reprogrammed as part of this Annual Action Plan.

CATAWBA COUNTY North Carolina

2015 Catawba County Community Health Assessment

Hickory City Council
May 3, 2016

CATAWBA COUNTY Public Health

What is the CHA?

- Systematic collection, assembly, analysis and dissemination of information about the health of the county
  - Primary and secondary health and socioeconomic data
  - Health disparities and trends
  - Health assets and needs
  - Health priorities
  - Health resources

- Provide information about quality of life in Catawba County

CHA Process

CATAWBA COUNTY North Carolina

Establish Leadership Team	Gather and Analyze Data	Action Teams	Community Health Summit	**Health Priorities Selection**	Submit CHA	Develop and Submit Action Plans
January 2015	**Feb – Oct 2015**	**Oct – Dec 2015**	**January 2016**	**Jan – Feb 2016**	**March 2016**	**March – Sept 2016**
Gathered team of community experts and stakeholders to guide 2015 CHA process.	Assessed existing data related to morbidity, mortality, risk factors, and social determinants of health. Collaborated with over 80 local partners to distribute Community Opinions Survey. Collected and analyzed data from over 2,000 responses.	Reviewed health issue-specific data and reports. Assessed community assets and needs. Updated health resource inventory. Developed health issue presentation for the Summit.	Health issue presentations led by Action Teams. Issues scored by community members based on magnitude, seriousness of consequences, and feasibility of improvement.	Health Partners board reviews & recommends priorities to the Board of Health based on assessment and Summit results.	A completed community health assessment is submitted to the state. The document is also promoted locally as an available community resource.	Action plans are developed identifying evidence-based strategies that will address selected health priorities. These action plans guide the planning and work of our coalition.

CATAWBA COUNTY Public Health

Exhibit XI.B.1.

CATAWBA COUNTY North Carolina

2015 Community Health Assessment Findings

CATAWBA COUNTY Public Health

Community Profile

	North Carolina	Catawba County
Total Population	9,535,483	154,358
Female (%)	51.2	50.6
Male (%)	48.8	49.4
Under 5 Years Old (%)	7.0	6.5
Under 18 Years Old (%)	23.9	23.8
65 Years and Older (%)	12.7	13.9
White (%)	68.5	81.7
White, not Hispanic/Latino	64.4	77.2
African-American (%)	21.5	8.4
Asian/Pacific Islanders (%)	2.2	3.5
Hispanics/Latino (%)	8.4	8.4
Population per Square Mile	195.7	385.9

- Over 30% of county residents live in rural areas
- 89.97% 4-year high school graduation rate
- 5.2% unemployment rate
- 15.3% of residents live in poverty, 23.4% of children
- 14% of households receive SNAP, 57.2% of students receive free/reduced meals

CATAWBA COUNTY Public Health

Leading Causes of Death

CATAWBA COUNTY North Carolina

(2009-2013)	Rate per 100,000
Cancer, all sites	206.9
Heart disease	206.3
Chronic lower respiratory disease	74.8
Cerebrovascular disease	53.7
All other unintentional injuries	35.9
Alzheimer's disease	30.9
Diabetes mellitus	26
Pneumonia & influenza	25.5
Nephritis, nephrotic syndrome & nephrosis	21.2
Suicide	16.4

- Cancer is number one overall and among females, African-American population
- Heart disease is number one among males, White population
- Unintentional injuries are the leading cause of death ages 20-39
- Suicide has moved into top 10 causes of death

CATAWBA COUNTY Public Health

Positive Trends

CATAWBA COUNTY North Carolina

- **Access to Care:** # of uninsured adults down, Medicaid enrollment up
- **Cancer:** Lung cancer mortality down, cancer incidence overall down
- **Environmental Health:** Improved air quality
- **Heart Disease:** Incidence down

CATAWBA COUNTY Public Health

Positive Trends

- **Tobacco Use:** Down among 6th graders
- **Teen Pregnancy:** Overall rate down
- **Flu:** Vaccinations up
- **STD:** HIV/AIDS incidence down
- **Infant Mortality:** Down overall

Trends to Watch

CATAWBA COUNTY North Carolina

- **Injury:** Number of emergency room visits related to senior falls up
- **Cancer:** Breast cancer mortality up, overall mortality in minority population up
- **Suicide:** Rates up, 3rd leading cause of death for ages 20-39
- **STD:** Syphilis incidence up

CATAWBA COUNTY Public Health

Trends to Watch

CATAWBA COUNTY North Carolina

- **Nutrition:** Number of food deserts up from two to six
- **Infant Mortality:** # babies born with low birth weight up
- **Social Determinants:** Poverty up, especially among children

CATAWBA COUNTY Public Health

Health Disparities

CATAWBA COUNTY North Carolina

- The African-American population is more likely to die from: heart disease, diabetes, cancer, stroke, and kidney disease

- While overall stroke mortality has decreased, it has increased in the African-American community.

- Populations more likely to be obese: lower income, African-American, and lower education attainment

CATAWBA COUNTY Public Health

Health Disparities

CATAWBA COUNTY North Carolina

- Large disparities in teen pregnancy, pregnancy outcomes, prenatal care, and infant mortality between White & African-American women
- Food desert and play desert census tracts represent areas with lower income and higher minority population
- Disproportionate impact of poverty on African-American and Hispanic/Latino population

CATAWBA COUNTY Public Health

CATAWBA COUNTY North Carolina

Why Priorities?

- Priorities set a benchmark for the **entire community** to address population-level health concerns
- Priorities must be addressed at **multiple levels**
- Catawba County Health Partners facilitates **community coalitions** to implement evidence-based, priority-driven community change strategies
  - Initiatives to address priorities do not all need to be led by Health Partners

CATAWBA COUNTY Public Health

CHS Ranking Results

CATAWBA COUNTY North Carolina

Overall:

1. Obesity
2. Heart Disease/Stroke
3. Diabetes
4. Cancer
5. Nutrition
6. Physical Activity
7. Injuries/Violence
8. Tobacco
9. Infant Mortality
10. Unintended Pregnancy

Magnitude:

1. Heart Disease/Stroke
2. Obesity
3. Diabetes
4. Cancer
5. Nutrition

Seriousness of Consequences:

1. Heart Disease/Stroke
2. Diabetes
3. Cancer
4. Nutrition
5. Injuries/Violence

Feasibility:

1. Obesity
2. Physical Activity
3. Diabetes
4. Heart Disease/Stroke
5. Nutrition

CATAWBA COUNTY North Carolina

Starting Upstream

- Prevention can impact not only death and illness, but also improve overall wellbeing and quality of life

- Leading Preventable Causes of Death in NC
  1. Tobacco
  2. Physical inactivity & poor nutrition

- Related risk factors for **5 of the top 10** leading causes of death
  - 2009-2013: **4,385** deaths

- Ranked high in terms of magnitude, seriousness of consequences, and feasibility

CATAWBA COUNTY Public Health

Common Themes

CATAWBA COUNTY North Carolina

3 behaviors

- Physical inactivity
- Poor diet
- Tobacco use

4 Diseases

- Cancer
- Heart disease/stroke
- Type 2 diabetes
- Lung disease

54% of deaths in Catawba County

Credit to 3-4-50: Chronic Disease in San Diego County

CATAWBA COUNTY Public Health

Physical Activity

- Surveys indicate people in Catawba County aren't physically active enough and want more options for and information about exercise and fitness
  - Only **50%** of adults regionally met recommendations

- The most common community improvements for physical activity selected in the survey were: sidewalks, walking routes, parks, greenways, and bike lanes

- **13** census tracts do not have park access within ½ mile for residents; additional **6** show less than 10% of residents can access parks within ½ mile

Nutrition

- Several factors affect the availability of nutritious foods: **physical access, cost & poverty**
  - There has been an **increase** in the number of food deserts and individuals living in poverty
- **14.3%** of households receive SNAP; **57.2%** of students receive free/reduced lunch
- Surveys indicate people in Catawba County aren't eating the recommended five or more servings of fruits and vegetables per day, and they aren't limiting the amount of salt, fat and sugar in their diet
- Surveys also indicate that better/increased healthy food options was an area in most need of improvement in our community; and that eating well is the **#1 topic** needing the most information and support

Chronic Disease

- Chronic disease represents **six** out of the top ten leading causes of death
  - **4,373** deaths attributed to chronic disease (2009-2013)

- Emphasizes the need for community-wide collaboration across the major diseases and risk factors that impact both health and quality of life in our community
  - Inclusive – does not restrict attention to a specific diagnosis
  - Collaborative – encourages partnership and cross-cutting approaches
  - Upstream – broadens opportunities for prevention, including tobacco

Rationale: All Three…

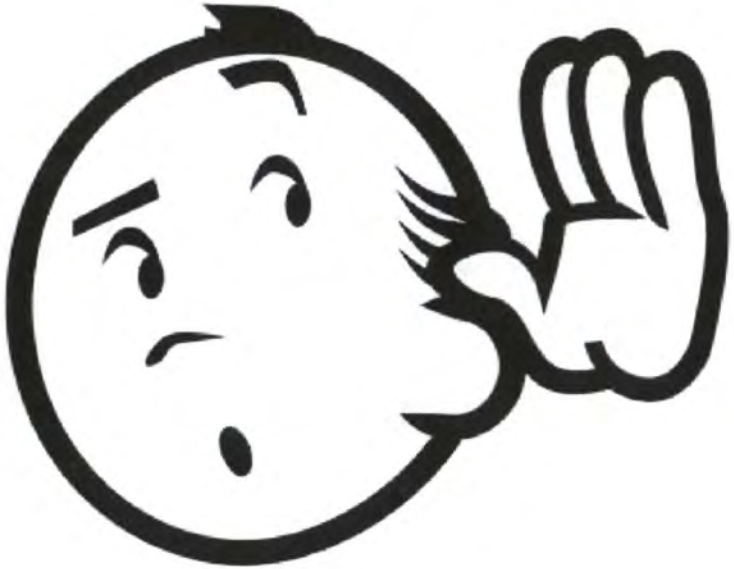
- Are inclusive and cross-cutting = ability to impact multiple issues through targeted strategies
- Encourage community collaboration on broader scale
- Align with high levels of community interest and engagement
- Have potential to impact health outcomes & quality of life
- Can be addressed with evidence-based strategies to support population-level health improvement
- Give Health Partners the room to expand collaborative efforts as determined by community need and will

What's Next?

- Action!
  - Catawba County Health Partners is developing action plans to outline collaborative community-driven work to address our health priorities.
  - Coalition workgroups will be formed around strategies to provide community led and engaged opportunities to impact quality of life in our community

- Inspire community-wide action and partnership around health priorities.

Questions/Discussion



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2015 Catawba County Community Health Assessment

Key findings

Leading causes of death

1. Cancer
2. Heart disease
3. Chronic lower respiratory disease
4. Stroke
5. Unintentional injuries

RISING

Poverty overall and among children

Breast cancer deaths

Suicide rate

Places with a lack of healthy food purchase options

FALLING

New cancer cases

Lung cancer deaths

Diagnosis of heart disease

New cases of HIV and AIDS

Teen pregnancy

DISPARITIES

African-Americans are more likely to die from heart disease, diabetes, cancer, stroke and kidney disease

Poverty disproportionately affects Latino and African-American communities

Catawba County health priorities 2016-2019

- Nutrition
- Physical activity
- Chronic disease

3 behaviors

Physical inactivity
Poor diet
Tobacco use

4 diseases

Cancer
Type 2 diabetes
Lung disease
Heart disease/stroke

54% of deaths in Catawba County

Graphics support provided by Vecteezy

Catawba County Public Health

Full report: www.catawbacountyhealthpartners.org/health-data.asp

Exhibit XI.B.1.

Executive Summary

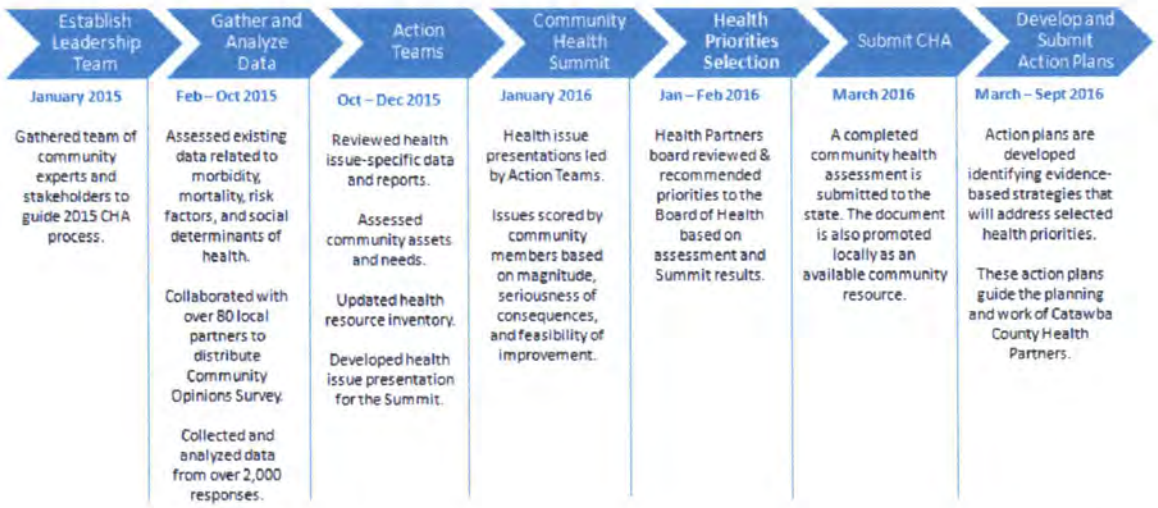
Overview

Every four years, Catawba County Public Health is required to conduct a Community Health Assessment (CHA). Through this assessment process, Catawba County Public Health and a broad collection of partners collaborate on creating a comprehensive review of health status and opinions about health and wellbeing in the community. This report is the result of this shared community-driven process and seeks to serve as an outline of health issues, indicators, behaviors, opinions, assets and needs to provide a full review of wellbeing in Catawba County.

The 2015 Catawba County Community Health Assessment includes the following components:

- A community profile providing overall information on community demographics and socioeconomic factors, including context regarding social determinants of health.
- An analysis of selected health data of importance to Catawba County and its significance to the community.
- An overview of the data collection process and results, including both secondary data from credible sources and primary data collected through the 2015 Community Health Opinion Survey.
- A comprehensive, issue-specific assessment of assets and needs related to health promotion in Catawba County.
- A detailed explanation of the health priority determination process, including a summary of Catawba County's 2016-2019 priority issues.
- A detailed Health Resource Inventory list.
- Appendices providing specific context and information regarding health conditions, issues, and behaviors in the community.

Community Health Assessment Process



This graphic provides a brief overview of the process and timeline related to the 2015 Catawba County Community Health Assessment. This process includes community input at every step, from community-based

leadership team guidance, to community subject-matter experts serving on action teams, community-wide input through the survey and Community Health Summit.

Health in Catawba County

Results from the assessment process have revealed areas of improvement in Catawba County since the last CHA in 2011, as well as areas in need of community attention.

Positive trends include the following:

- A decrease in the number of uninsured adults, coupled with an increase in Medicaid enrollment.
- A drop in the unemployment rate in the community.
- A drop in overall cancer incidence, as well as a decrease in deaths from lung cancer.
- Increased attention to and improvements in air quality.
- A decrease in the diagnosis of heart disease.
- A drop in tobacco use among county sixth-graders.
- A decrease in the overall teen pregnancy rate.
- A drop in the incidence of HIV and AIDS.
- An overall decrease in infant mortality rates.

Trends to watch include the following:

- An increase in poverty, especially among children.
- A rise in breast cancer mortality overall.
- An increase in cancer mortality among minority populations.
- An increase in suicide rates, resulting in its ranking as the 10th overall leading cause of death. Suicide has also become the third-leading cause of death for ages 20 – 39.
- A rise in the number of emergency room visits related to senior falls.
- An increase in the number of community food deserts.
- A rise in syphilis incidence.

Other trends of note in Catawba County relate to health disparities. Health disparities are defined as inequitable differences in health status, disease and mortality based on geography, socioeconomic status, race, or other social and biological determinants. These disparities can have a disproportionate negative impact on the health of certain populations within the community. Several disparities in Catawba County were noted in the health assessment process, with particular attention to racial and ethnic disparities based on available data:

- The African-American population is more likely to die from heart disease, diabetes, cancer, stroke and kidney disease.
- While overall stroke mortality has decreased since the 2011 CHA, it has increased in the African-American community.
- Survey respondents who had lower income, lower educational attainment or were African-American were more likely to be obese.
- There is a disproportionate impact of poverty on the African-American and Latino communities in Catawba County.

Detailed information on these trends, as well as other health issues and behaviors, can be found in the appendices included with this report.

Executive Summary

Catawba County Health Priorities: 2016-2019

Catawba County's 2016-2019 health priorities are nutrition, physical activity, and chronic disease. Health priorities are defined as issues that:

- Demand action by nature of their magnitude and severity in the community.
- In most cases cannot be remedied by one entity or one change alone.
- Require broad-based community collaboration to change outcomes.

The priorities reflect a trend in community wants and needs identified in the health assessment. More than half of all deaths in Catawba County between 2009 and 2013 were related to chronic diseases, which can be directly related to preventable risk factor behaviors such as physical inactivity and poor nutrition. Prioritizing physical activity, nutrition, and chronic disease creates an inclusive and cross-cutting platform for a diverse set of stakeholders, resources, and target populations with different needs, interests, and perspectives. Focusing on preventable risk factor behaviors, such as promoting healthy eating and active lifestyles, can impact not only morbidity and mortality related to disease, but overall wellbeing and quality of life as well.

Next Steps

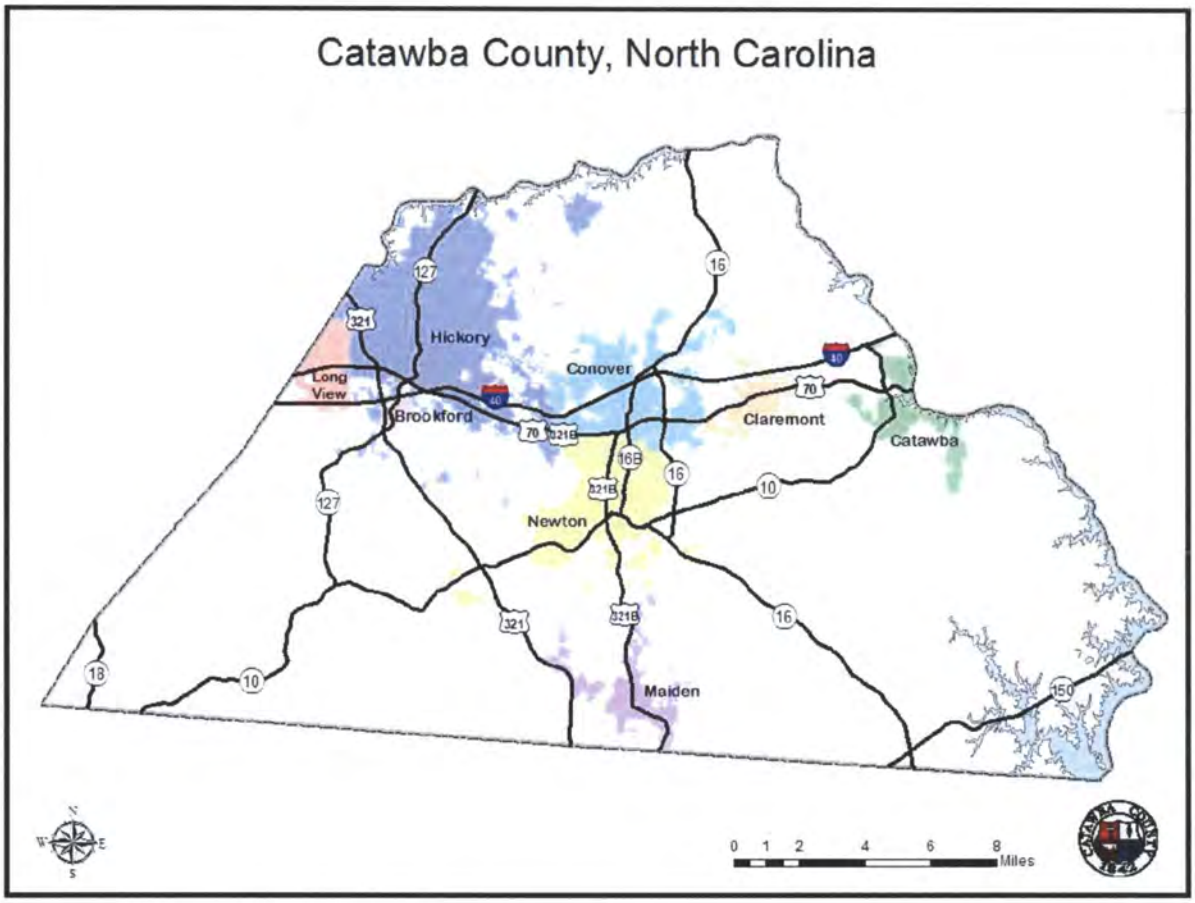
So far in the 2015 Community Health Assessment process, health indicator data has been researched, collected and compiled. Community input has been gathered and used to assess and inform health interests and concerns in the county. Health priorities have been recommended and approved based on community need and interest, as well as leadership and guidance from community stakeholders. As this report is now completed, several next steps are needed to move the CHA from compilation to action:

1. Results from the 2015 Community Health Assessment will be disseminated to the community via online access, community organizations, media, and promotion through partnerships.
2. Action plans outlining evidence-based strategies to address the county's health priorities will be developed and submitted to the state in September 2016.
3. Catawba County Health Partners, a nonprofit organization managed by Catawba County Public Health, will foster partnerships aimed at sustainably improving Catawba County's health priorities through collaborative evidence-based strategies and interventions. Efforts to address priorities will also be initiated and/or continued by other community organizations as well.
4. An annual State of the County's Health (SOTCH) Report will be compiled and released to provide timely updates on health indicators related to our community and the work surrounding our health priorities.

Community Profile

Description

Catawba County – comprised of Brookford, Catawba, Claremont, Conover, Hickory, Long View, Maiden and Newton – was established December 12, 1842. Located in the foothills of the Blue Ridge Mountains, this Western North Carolina county encompasses 405 square miles and, according to US Census Bureau 2010 results, is home to 154,358 residents.



The County's three lakes and its location at the foot of the Blue Ridge Mountains exert a strong influence on the area's climate and ambience. The average year-round temperature is 59°F. Lake Hickory covers 4,100 acres and 272.1 miles of shoreline, while Lake Lookout Shoals covers 1,270 acres and 39.1 miles of shoreline. Lake Norman, the largest North Carolina manmade lake, covers 32,510 acres and 520 miles of shoreline. Catawba County's elevation ranges from 705 to 1,780 feet, averaging 995 feet.

Community Profile

Population

The Hickory-Lenoir-Morganton Metropolitan Statistical Area (Hickory MSA) is the eighth largest in North Carolina, with a population of approximately 365,000 in 2010. From 2000 to 2010, Catawba County's population increased by 8.9% from 141,685 to 154,358. The 2014 North Carolina certified population estimate was 155,830, showing a 0.9% estimated annual population growth rate since 2010. An estimated 30.3% of residents live in rural areas of the county outside of municipal urban areas.

While all ethnic groups grew between 2000 and 2010, the Hispanic/Latino population grew at the fastest rate (from 7,886 in 2000 to 13,032 in 2010). Of the more than 10,000 foreign-born residents of Catawba County, 59.6% were born in Latin America. All age groups in Catawba County have grown since 2000, with the elderly (65 years old and older) increasing most rapidly. As of 2014, an estimated 25.1% of the population is under the age of 19 and 22.2% of the population is over the age of 60.

Population Demographics, 2010 Census

	North Carolina	Catawba County
Total Population	9,535,483	154,358
Female (%)	51.2	50.6
Male (%)	48.8	49.4
Under 5 Years Old (%)	7.0	6.5
Under 18 Years Old (%)	23.9	23.8
65 Years and Older (%)	12.7	13.9
White (%)	68.5	81.7
White, not Hispanic/Latino	64.4	77.2
African-American (%)	21.5	8.4
Asian/Pacific Islanders (%)	2.2	3.5
Hispanics/Latino (%)	8.4	8.4
Population per Square Mile	195.7	385.9

Source: *United States Census Bureau, American FactFinder, 2010*

Community Profile

Education

There are 44 public schools representing three school districts in the county, as well as Lenoir-Rhyne University and Catawba Valley Community College. Lenoir-Rhyne, founded in Hickory in 1891, is a private liberal-arts institution serving more than 2,000 graduate and undergraduate students. Catawba Valley Community College was established in 1958 and since then has provided innovative and comprehensive education and services to its students and the community. Catawba County is also home to Appalachian State-Hickory and the NC Center for Engineering Technologies.

Catawba County has a four-year high school graduation rate of 89.97%, higher than the state rate of 83.9%. Over 82% of our population has a high school degree or higher, and 21% has at least a bachelor's degree. There were more than 24,000 students enrolled in kindergarten to 12th grade in the 2013-2014 school year. As of 2014, 49% of Catawba County children under the age of 5 attend a childcare, 75% of which were in a four- or five-star center. The average cost of childcare in 2014 was $139.47 per week for an infant and $121.32 per week for a preschooler. Over 1,800 children, parents or families received financial assistance for childcare in 2014.

In the 2014-2015 school year, over 2,700 students among each of the three public school districts in our community were being served by Exceptional Children Programs, which ensures that students with disabilities develop intellectually, physically, emotionally, and vocationally through the provision of an appropriate individualized education program.

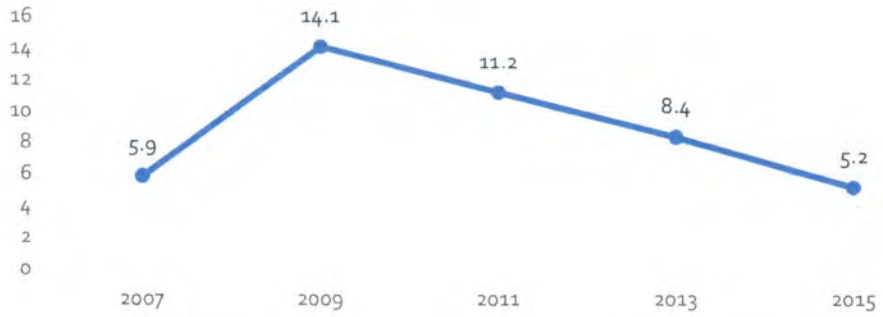
Approximately 21.3% of students throughout the county's three school districts speak a language other than English at home. More than 8% of students have limited English proficiency. This can affect classroom achievement, social development, and graduation rates. In Catawba County schools, only 56% of limited English proficiency students graduate, and in Hickory Public Schools only 41.7% graduate.

Economy

Once recognized worldwide as the furniture manufacturing center of the United States, Catawba County remains an industrial and retail center for the region. The traditional industries of furniture, hosiery and textiles, however, have been replaced by technologically-advanced industries such as fiber optics and plastics. At the same time, Catawba County continues to transition from a manufacturing-based economy to a service-based economy, driven in part by the growth of medical services. Catawba County is a major medical corridor, with two hospitals (one county-owned, one private), a large and growing medical community, and several nursing and retirement homes. In 2014, there were over 4,100 total private industry establishments in the county, 426 of which were related to manufacturing. Manufacturing remains the leader in county employment, employing over 20,000 people. Healthcare is a growing second, employing approximately 15,000. Retail trade jobs have increased as the area has increased focus on drawing more tourism, employing almost 10,000 people. In 2014, Catawba County brought in over $2 billion in total retail sales, with an average of over $1 million per business. In 2013, Catawba County ranked 12th in the state in retail sales per capita.

Community Profile

Catawba County Unemployment Rates, 2007-2015



Source: United States Census Bureau, American FactFinder, 2010

During the economic recession, the Hickory MSA lost tens of thousands of jobs, mostly in manufacturing. From 2000 to 2011, Catawba County lost a net 25,000-plus jobs, primarily in apparel, furniture, hosiery and fiber optics. As of 2015, however, unemployment in Catawba County is at a pre-recession low. The current unemployment rate is 5.3%, much lower than the 14.9% rate in January 2010. This is also lower than the 2007 pre-recession unemployment rate of 5.7%. An estimated $261.1 million was invested in the local economy in 2014, with 864 jobs created the same year. The 2014 average wage for those working in any industry in Catawba County was $726 weekly.

Income, Housing, and Poverty

An estimated 54.8% of households in Catawba County had an annual income of $50,000 or less in 2014. This is an improvement from 56.9% in 2009. There has also been a drop in the number of households reporting incomes less than $25,000 since 2009, from 27.1% to 25.2% in 2014.

Catawba County Income, 2014

Income Level	% of Households
Less than $25,000	25.2
$25,000 to $50,000	29.6
$50,000 to $74,999	19.6
$75,000 to $99,999	11.5
$100,000 to $200,000	11.6
$200,000 or More	2.5
Median Household Income (Dollars)	$45,397

Community Profile

While household incomes overall are rising, according to census data, poverty has grown in our community. In 2009, 12.2% of all individuals in Catawba County were living below the poverty line. In 2014, this number rose to 15.3%, or 23,265 people living in poverty.

Catawba County Poverty, 2014

Population	% living in poverty
All individuals	15.3
Under 18 years old	23.4
18 – 64 years old	14.0
65 years and older	8.3

Source: *United States Census Bureau, American FactFinder, 2010*

The greatest impact of poverty since 2009 has been on children. In 2009, 17.2% of children under the age of 18 were living in poverty. This rate grew by 36% to 23.4% in 2014. Children account for almost one third of those living under the poverty line. Beyond the individual level, 11.3% of Catawba County families were living in poverty in 2014, compared to 13.4% in North Carolina overall. To provide context, the poverty line for a family of four that includes two minor children is less than $23,850 per year. Children living in single parent households are disproportionately affected by poverty as well, with 41% living below the income line.

Poverty affects minority communities in Catawba County disproportionately as well. While African-Americans make up only 8.4% of the total population, 17.2% of those living in poverty are African-American. This means that 31.7% of the African-American community in our county lives in poverty. Hispanic/Latinos are also at a disadvantage economically, with 36.5% of this population living in poverty in 2014. That is more than 20% of the poverty-stricken population in the county, despite only 8.4% of the total population being Hispanic/Latino.

Despite improvements in the local economy mentioned previously, Catawba County still has an unmet need among the working poor. Of the population living in poverty aged 16 years and older, 39.4% work at least part time. Of this same working-age population, 8.8% work full-time.

Poverty is important to health and quality of life because poverty and income determine a variety of factors related to wellbeing. In order to provide a safe and adequate place to live, it has to be affordable. In 2013, 40% of Catawba County renters were unable to afford a two bedroom apartment at fair market rent. That same year, 40% of renters and 21% of homeowners with a mortgage had housing costs that exceeded two thirds of their income. Based on information from the United Way 211 referral system, 21.5% of need requests were related to utility costs. Another 33.2% of requests were related to housing and shelter. Of these, 32.6% were related to a need for emergency shelter and 33.7% were related to rent/mortgage assistance.

Access to healthy and nutritious foods is important in preventing obesity and chronic disease. Over 14% of households received food assistance through the SNAP program in 2013. There has been a 432% increase in the

number of individuals receiving food assistance since 2000, and a 20.8% increase since 2010. In spite of this increase, United Way 211 referral data shows that 7.6% of requests are related to food needs. Over 119,726 meals were served to 1,539 at risk seniors in 2013-2014 through Catawba County Social Services' Senior Nutrition programs. Other indicators show how food insecurity affects children specifically. Among all three public school districts, 57.2% of students are enrolled in free and reduced price lunch, a program that provides free of charge or discounted meals to children in need. Catawba County Social Services' Backpack program provides food packs for children who may not have access to food at home over the weekends. This program served 1,200 children with over 273,000 meals in 2013-2014.

Poverty is part of a complex equation that affects quality of life and wellbeing. It can affect where an individual lives, which impacts safety, sanitation, and access to community resources. Personal behaviors like healthy eating, exercise, and receiving preventive care can be impacted by a lack of resources and leisure time as well.

Children's Services

In fiscal year 2013-2014, Catawba County Social Services received 1,793 reports of suspected child abuse and neglect that affected 3,680. This is a large drop from fiscal year 2010-2011, where over 5,000 children were involved in 2,570 reports. Of these reports, there were 266 findings of maltreatment affecting 541 children. Of these, 261 families received Family In-Home treatment services. In the same fiscal year, there was an average of 204 children in foster care. Over 90% of foster children experienced two or fewer placements within the first year of care, this is higher than the state average of 87.61%. Over 55% of children in Social Services custody that were cleared for adoption were adopted within two years. This is much higher than the state rate of 36.54%. In 2013-2014, 58 children in Social Services custody were adopted.

Over 1,400 children and adolescents were treated through Family NET, a program that provides mental health services to students throughout the three school districts in the county. The top three admitting diagnoses were adjustment disorder, disruptive behavior disorder, and attention deficit hyperactivity disorder (ADHD).

Health Data Results Summary

Overview

This section includes a summary analysis of secondary and primary data collected for the health assessment. Issue-specific overviews providing more in-depth context and analysis can be found in the appendices.

Leading Causes of Death

Leading Causes of Death, 2009-2013

Cause of Death	Rate per 100,000
Cancer, all sites	206.9
Heart disease	206.3
Chronic lower respiratory disease	74.8
Cerebrovascular disease	53.7
All other unintentional injuries	35.9
Alzheimer's disease	30.9
Diabetes mellitus	26
Pneumonia & influenza	25.5
Nephritis, nephrotic syndrome & nephrosis	21.2
Suicide	16.4
Total deaths – all causes	996.9

Source: *State Center for Health Statistics, 2009-2013, deaths per 100,000 (unadjusted)*

Cancer is the leading cause of overall death in Catawba County, a trend consistent with the 2011 Community Health Assessment. In analyzing mortality across race and gender, cancer is also the leading cause of death among females and in the African-American population. Heart disease, while second overall, is the leading cause of mortality among men and in the White population. Despite this ranking, African-Americans in Catawba County have a higher mortality rate related to heart disease than the White population. This is also true of cancer, stroke, and diabetes. A new addition to the leading cause of mortality list since the 2011 assessment is suicide. Suicide has moved into the 10th-leading cause of death spot, but is the ninth-leading cause of death among men and third-leading cause of death in the 20-39 year old age group.

Health Data Results Summary

Community Health Trends

There have been several emerging trends in community health since the 2011 CHA. Many of these trends represent areas with a significant positive or negative impact on population wellbeing and are related to increasing or reducing barriers to health for individuals and communities.

As mentioned above, cancer remains the number one cause of death in Catawba County. However, data from the 2015 assessment process shows a drop in overall cancer incidence, from a rate of 469.6 per 100,000 in 2004-2008 to a rate of 460.3 per 100,000 in 2008-2012. This reduction in incidence can also be observed among leading site-specific diagnoses including prostate, breast, lung/bronchus, and colon/rectum cancers. While mortality remains high, this drop in incidence indicates a positive trend in prevention.

Another positive trend related to cancer is the decrease in mortality related to lung cancer. While lung cancer remains the leading cause of cancer mortality, there has been a 19.97% decrease in lung cancer deaths from 72.6 deaths per 100,000 in 2009 to 58.1 deaths per 100,000 in 2013.

With regard to cancer in Catawba County, there are two trends of concern since the 2011 CHA. First, there has been a net increase in breast cancer mortality from 2009 to 2013. Data also shows that 22.43% of all cancer diagnoses in 2014 were made at Stage III or IV, with 63.13% of lung cancer, 46.34% of rectum cancer, and 41.03% of colon cancer diagnoses occurring at a late or advanced stage.

Heart disease is second only to cancer in leading mortality in Catawba County. While it remains a leading cause of death, mortality associated with heart disease has decreased since the 2011 CHA from 187.2 deaths per 100,000 to 181.9 deaths per 100,000. Analysis also shows an 18.7% reduction in morbidity related to heart disease, from 226.8 per 100,000 in 2001-2005 to 184.5 per 100,000 in 2009-2013.

Stroke, which is the fourth-leading cause of death in Catawba County and shares similar risk factors with heart disease, has also trended downward by17.9%. Stroke mortality has decreased from 58.5 deaths per 100,000 in 2004-2008 to 48.0 deaths per 100,000 in 2009-2013.

A major change in community health across the country has been the implementation of provisions required through the Affordable Care Act. Since the 2011 CHA, Catawba County has seen a decrease in the uninsured population under age 65 from 19.3% in 2009 to 18.4% in 2013. The percentage of uninsured children in Catawba County decreased by 30% between 2009 and 2012. After a small increase in 2013, the overall percentage of 7% was still significantly lower than in the 2011 CHA. Access to healthcare through Medicaid enrollment increased by 16.92% between 2009 and 2013. Other factors that may have influenced increased access to care in Catawba County include a decrease in unemployment since the 2011 CHA, as well as the 9,339 residents enrolled in federal marketplace insurance plans during the November 2014-February 2015 enrollment. Of those, 93.8% qualified for tax credits under the Affordable Care Act.

While these improvements in access to healthcare show promising trends in community-level health, socioeconomic risk factors continue to significantly impact health and wellbeing. There has been an increase in poverty among residents, especially among children. In 2009, 12.2% of Catawba County residents were living in poverty. This has increased to 15.3%, or 23,265 community residents, living in poverty in 2014. Poverty among

children has increased by 36% between 2009 and 2014, with 23.4% of children in the community living in poverty.

In addition to affecting access to and affordability of healthcare, poverty impacts a variety of protective and risk factors related to wellbeing. Catawba County has experienced a 432% increase in the number of individuals receiving SNAP food assistance since 2000, with a 20.8% increase between 2010 and 2014. This indicator is of particular concern given recent evidence that SNAP recipients are less likely to eat healthy foods like fresh fruits and vegetables, with cost remaining a barrier. Additionally, Catawba County's food desert census tracts have increased in number since the 2011 CHA, from two to six. Many of these census tracts also represent lower income and higher poverty communities, indicating risk for poor nutrition in terms of both cost and physical access.

With regard to youth in Catawba County, several positive trends have been identified since the 2011 CHA. A significant reduction in the number of 6th-graders reporting tobacco use, from 2.4% in 2008 to 0.6% in 2013, suggests a growing delay in the onset of tobacco use among Catawba County youth. Analysis of teen pregnancy data shows a 40.86% decrease overall from 55.8 per 1,000 in 2009 to 33.0 per 1,000 in 2013. This rate exceeds the Healthy North Carolina 2020 goal of 34.8 per 1,000. Decreases in teen pregnancy are also seen across racial and ethnic groups, as the teen pregnancy rate among Hispanic/Latina youth more than halved from 2009 and 2013.

Suicide is an emerging trend of concern, especially among the younger population in Catawba County. Suicide rates increased from 14.8 per 100,000 deaths in 2005-2009 to 15.6 per 100,000 deaths in 2009-2013. This increase has resulted in suicide becoming the 10th-leading cause of death overall in Catawba County. In analyzing mortality across age groups, suicide is the third-leading cause of death for ages 20-39. According to the 2013 Catawba County Pride Survey, 22.6% of students surveyed in the sixth, eighth, 10th, and 12th grades indicated that they have thought about committing suicide at least once. Of these, 5.4% indicated suicidal ideation "often" or "a lot," an increase from 4.7% in 2008.

Positive trends were also noticeable in assessing senior health. Approximately 24,600 residents, or 15.9% of the county population, are 65 years or older. While chronic diseases remain the leading causes of death in this age group, there are evident positive trends related to mortality and chronic disease. In analyzing five-year mortality rates from 2004-2008 and 2009-2013, mortality rates associated with cancer, heart disease, diabetes, stroke, and Alzheimer's disease dropped in the older adult population. Most significantly, mortality associated with Alzheimer's disease decreased by 47.07%, and diabetes-associated deaths decreased by 36.81%.

While the decrease in mortality associated with chronic diseases in the older adult population is promising, there is a concerning trend related to falls. Since 2011, the number of emergency room visits attributed to falls among older adults in Catawba County has experienced a net increase from 1,704 to 1,811.

Health Disparities

Health disparities are defined as inequitable differences in health status, disease, and mortality based on geography, socioeconomic status, race, or other social and biological determinants. These disparities can have a disproportionate negative impact on the health of certain populations within the community. Several

disparities were noted in the health assessment process, with particular attention to racial and ethnic disparities:

- The African-American population is more likely to die from heart disease, diabetes, cancer, stroke, and kidney disease.
- While overall stroke mortality has decreased since the 2011 CHA, it has increased in the African-American community.
- Community Health Opinion survey respondents that had lower income, lower educational attainment, or were African-American were more likely to be obese.
- African-American mothers were less likely to report access to early and adequate prenatal care than White mothers.
- There is a disparity between White infant mortality rates and African-American infant mortality rates in Catawba County. The infant mortality racial disparity ratio between the two groups is 4.00. This is higher than the state disparity ratio of 2.52 and the Healthy NC 2020 goal of 1.92.
- The teen pregnancy rate for Hispanic/Latina youth (52.3 per 1,000) is almost double that of the White population (26.2 per 1,000). The African-American teen pregnancy rate is the highest at 54.8 per 1,000.
- Food desert tracts and census tracts with lower access to parks were more likely to represent areas with lower income and higher minority populations.

Notable disparities in social determinants of health may also play a role in the health-specific disparities mentioned above. Poverty disproportionately affects minority communities in Catawba County. While 68% of the county's population living in poverty is White, this represents 12.5% of the total White population. While African-Americans make up only 8.4% of the total population, 17.2% of those living in poverty are African-American. This means that 31.7% of the African-American community in the county lives in poverty.

Hispanic/Latinos are also at a disadvantage economically, with 36.5% of this population living in poverty in 2014. This represents more than 20% of the poverty-stricken population in the county, despite only 8.4% of the total population being Hispanic/Latino. This economic disparity helps to provide context to how poverty impacts the needs of the county population overall, as well as how poverty can disproportionately impact minority communities.

Conclusion

Trends in data since the 2011 CHA show both community health improvement, as well as emerging issues that indicate areas of concern to address related to wellbeing. Trends from the last four years also provide context surrounding populations of community residents that are disproportionately affected by negative health outcomes, or whose health trends do not mirror overall community improvements. Combined, these trends all have the ability to guide conversation, decision making, and action for improving wellbeing in Catawba County in an impactful, sustainable, and equitable manner.

Health Priorities Summary

Overview

North Carolina Community Health Assessment (CHA) guidelines require community participation not only in the collection of information and creation of the CHA, but also in the identification of the county's health priorities based on findings from the assessment process. Once local priorities are identified, communities create and implement action plans to help improve outcomes related to community wellbeing over time. Health priorities are defined as issues that:

- Demand action by nature of their magnitude and severity in the community.
- In most cases cannot be remedied by one entity or one change alone.
- Require broad-based community collaboration to change outcomes.

Following the 2007 CHA, access to care, childhood obesity, substance abuse and cancer were named health priorities. In 2011, these health priorities were maintained in Catawba County, with obesity being expanded to the entire population.

Determining Priorities

On January 12, 2016, findings from the 2015 Catawba County Community Health Assessment were shared at a Community Health Summit. While many stakeholders from CHA Action Teams were present, the event was also advertised through community partners and media as open to the general public. The purpose of this event was to gather input toward determining Catawba County's health priorities for 2015-2018. Representatives from the CHA Action Team shared summaries of primary and secondary information related to morbidity and mortality in the community, as well as current community assets and needs related to each health issue. Using this information, attendees scored each issue from 1 to 5 (with 1 being very low and 5 being very high) on the following criteria:

- **Magnitude:** How big is the problem? How many individuals does the problem affect, either actually or potentially? In terms of human impact, how does it compare to other health issues?
- **Seriousness of Consequences:** What degree of disability or premature death occurs because of this problem? What would happen if the issue were not made a priority? What is the level of burden on the community (economic, social or other)?
- **Feasibility:** Is the problem preventable? How much change can be made? What is the community's capacity to address it? Are there available resources to address it sustainably? What's already being done, and it is working? What are the community's intrinsic barriers, and how big are they to overcome?

Scores were tallied, and the final results were presented to the Catawba County Health Partners board of directors for review.

Health Priorities Summary

Health Topic	Magnitude	Seriousness of Consequences	Feasibility	Total Score
Obesity	4.45	3.35	4.07	12.88
Heart Disease/Stroke	4.46	4.49	3.92	12.87
Diabetes	4.39	4.33	3.93	12.66
Cancer	4.29	4.31	3.83	12.43
Nutrition	4.09	4.2	3.86	12.15
Physical Activity	3.99	4.11	3.94	12.04
Injuries/Violence	3.87	4.16	3.72	11.76
Tobacco	3.79	4.07	3.57	11.44
Infant Mortality	3.75	4.13	3.53	11.41
Teen Pregnancy	3.69	3.84	3.61	11.15
Substance Abuse	3.64	3.85	3.42	10.9
Senior Health	3.69	3.53	3.5	10.72
STD	3.44	3.55	3.26	10.55
Communicable Disease	3.04	3.39	3.48	9.9
Access to Care	2.98	3.49	3.17	9.63
Pneumonia/Flu	2.97	3.15	3.34	9.45
Immunizations	2.67	3.35	3.39	9.41
Preparedness	2.74	3.21	3.15	9.11
Oral Health	2.81	2.86	3.02	8.69
Environmental Health	2.14	2.52	2.79	7.46

Overall:
1. Obesity
2. Heart Disease/Stroke
3. Diabetes
4. Cancer
5. Nutrition
6. Physical Activity
7. Injuries/Violence
8. Tobacco
9. Infant Mortality
10. Teen Pregnancy

Magnitude:
1. Heart Disease/Stroke
2. Obesity
3. Diabetes
4. Cancer
5. Nutrition

Seriousness of Consequences:
1. Heart Disease/Stroke
2. Diabetes
3. Cancer
4. Nutrition
5. Injuries/Violence

Feasibility:
1. Obesity
2. Physical Activity
3. Diabetes
4. Heart Disease/Stroke
5. Nutrition

Health Priorities Summary

Catawba County Health Partners, a nonprofit organization managed by Catawba County Public Health, fosters partnerships aimed at sustainably improving Catawba County's health priorities through collaborative evidence-based strategies and interventions. The board evaluated results from the assessment, as well as organizational and community capacity to impact change related to the top-ranking health issues. Based on this evaluation, the Health Partners board made a formal recommendation for three health priorities to the Catawba County Board of Health:

- **Nutrition**
- **Physical Activity**
- **Chronic Disease**

On February 1, 2016, the Catawba County Board of Health approved the recommendations made by Catawba County Health Partners to refocus priorities through 2018. These priorities emphasize the importance of primary prevention while recognizing the long-term impact of morbidity and mortality related to these priorities. These priorities encourage broad and inclusive community collaboration and align with community interest, assets, and needs. Per state guidelines, Catawba County Health Partners will collaborate with Catawba County Public Health to develop action plans for each priority outlining evidence-based strategies that will be implemented, monitored, and/or evaluated by Health Partners or other community partners.

Catawba County Health Priorities: 2015-2018

Following is a review of the three approved health priorities for Catawba County, along with the rationale for their selection. This review also includes required comparisons to peer counties: Cabarrus, Henderson, Iredell, Onslow, and Union.

Nutrition

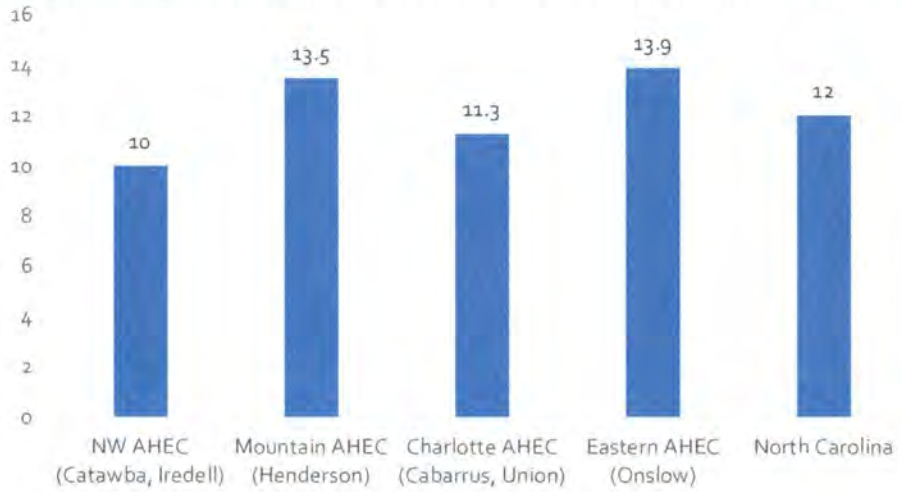
Poor nutrition is a major risk factor for four of the top ten leading causes of death in Catawba County. Several factors affect the availability of fruits, vegetables, and other nutritious foods in a community. Physical access to healthy foods, or having a market or store geographically close enough or within the reach of available transportation, has been shown to be key in promoting healthy eating in communities. Access can also be considered in terms of cost.

A healthy, nutritious diet reduces the risk of hypertension, heart disease, diabetes, overweight and obesity, some types of cancers, and other chronic illnesses. Individuals can achieve proper nutrition by eating a variety of foods that supply the recommended amounts of fat, protein, carbohydrates, water, vitamins, and minerals. Five or more servings of fruits and vegetables per day are recommended, and added fats, sugars, and sodium should be limited.

Recent data shows a need for the promotion of healthy eating at the community level in Catawba County. According to the 2013 Behavioral Risk Factor Surveillance Survey (BRFSS), only 10.0% of people living in the Northwest AHEC region (which includes Catawba County) consumed the recommended amount of fruits and vegetables daily. This survey also shows 30.8% of adults in the region drink 1 or more sugar sweetened sodas per day, and 23.4% drink one or more servings of other sugar sweetened beverages per day. Results from the 2015 Community Health Opinion Survey showed that the top reason respondents do not eat the recommended servings of fruit and vegetables are a lack of awareness and cost.

Health Priorities Summary

Percentage Meeting Fruit and Vegetable Intake Recommendations, 2013



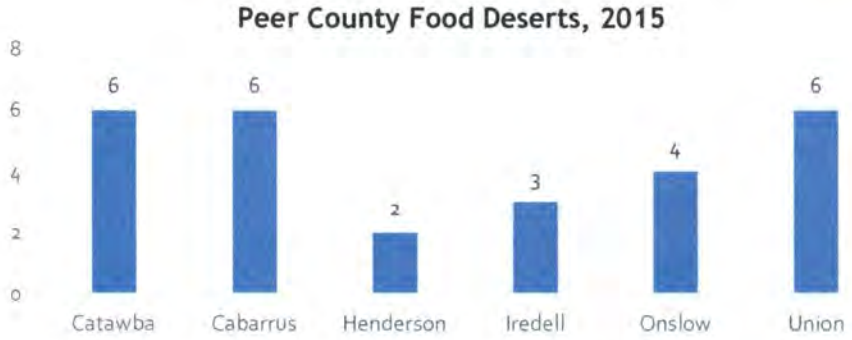
State Center for Health Statistics, BRFSS, 2013, Nutrition

Given limited access to county-level nutrition data, peer comparisons were made between the AHEC regions representing Catawba's peer counties and the state. The Eastern AHEC (representing Onslow) and Mountain AHEC (representing Henderson) results show adults being more likely to eat the recommended servings of fruits and vegetables than the other regions. The Northwest AHEC (representing Catawba and Iredell) were the least likely when compared to the other regions as well as to North Carolina overall.

The proportion of individuals living in poverty in Catawba County is 15.2%, and the percentage of minors living in poverty is 23.6%. This represents a significant piece of the population that may struggle to have access to healthful foods. Over 14% of Catawba County households received Supplemental Nutrition Assistance Program (SNAP) benefits in 2013. During the 2014 to 2015 academic year, 57.2% of students across the three school districts in the community were enrolled in the free and reduced price lunch program. Respondents to the 2015 Community Health Opinion Survey indicated that better/increased health food options was one of the leading areas in most need of improvement in the community. Respondents also indicated that nutrition was the number one topic about which our community needs the most information and support.

Food desert data released in 2013 by the USDA shows that Catawba County went from previously having two food deserts to six. A food desert is recognized by the USDA as a low-income census tract where a significant number or share of residents is more than 1 mile (urban) or 10 miles (rural) from the nearest supermarket. This measure is helpful in evaluating not only social determinants related to healthy food access, such as poverty, but also environmental barriers that can prevent access. It is important to note that environmental factors, such as physical access and distance, and social factors, such as poverty and access to transportation, often influence each other in creating barriers or access to healthful and affordable foods. Addressing a factor such as physical access has the potential to help mitigate the impact of poverty on affordable and equitable access to nutritious foods.

Health Priorities Summary



Source: *USDA Food Access Research Atlas, 2015*

Food desert data comparison between Catawba County and its peers show Catawba, Cabarrus, and Union tied at the top with the most food desert-classified census tracts. Henderson has the least at only two, with Iredell and Onslow both at below five.

Results from the Community Health Summit ranking process support both surveillance data and data collected from the survey. Nutrition ranked fifth overall and in terms of both magnitude and feasibility. It ranked fourth in the seriousness of consequences category. This feedback, further supported by growing community and coalition support and engagement around healthy eating, provided a strong foundation for nutrition to be recommended and approved as a health priority.

Physical Activity

Inadequate physical activity is another risk factor related to the prevalence of obesity and chronic disease in Catawba County, statewide, and nationally. Together, physical inactivity and unhealthy eating are the second leading preventable cause of death in North Carolina. A proper balance of nutrition and physical activity is essential for disease prevention and lifelong health.

Regular physical activity is necessary to maintain a healthy weight. It helps reduce the risk of cardiovascular disease, diabetes, osteoporosis, and colon cancer and helps build a healthier body by strengthening bones, muscles, and joints. Physical activity also improves depression and anxiety, enhances the immune system, and helps reduce high blood pressure and arthritis pain and disability. The recommendations for an adequate amount of physical activity are 30 minutes of moderate physical activity per day, 5 days per week; or vigorous physical activity for 20 or more minutes per day, 3 or more days per week.

According to the 2013 Behavioral Risk Factor Surveillance System (BRFSS), 71.7% of people living in the Northwest AHEC region, which includes Catawba County, participated in physical activity outside of their job in the last month. This is lower than the statewide 73.4% of adults. The same survey noted that only 50.2% of adults in the region meet the recommended 150 minutes of moderate to vigorous physical activity per week. Results from the Community Health Opinion Survey show that the most common reasons respondents were not physically active were not having enough time to exercise and being too tired to exercise.

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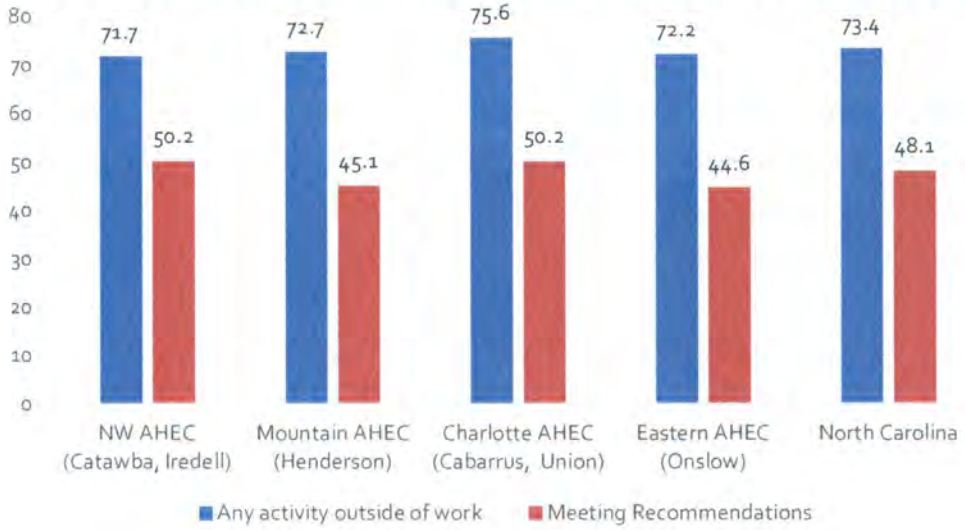
Percentage of Adults Exercising and Meeting Recommendations for Physical Activity, 2013



Source: *State Center for Health Statistics, BRFSS, 2013, Physical Activity*

Given limited access to county-level physical activity data, peer comparisons were made between the AHEC regions representing Catawba's peer counties and the state. Overall, there was little significant difference in the percentage of adults reporting any exercise or physical activity outside of work, with the Charlotte AHEC (representing Cabarrus and Union) having a slight advantage. When reviewing the percentage of adults meeting recommendations for physical activity, the Northwest AHEC (representing Catawba and Iredell) and the Charlotte AHEC (representing Cabarrus and Union) had higher percentages of adults meeting the recommended guidelines for physical activity than the other regions and the state. This shows that, while the regions are fairly even in the percentage of people exercising at all, the Northwest and Charlotte AHECS are more likely to have adults meeting physical activity recommendations for a healthy lifestyle.

Physical activity can also be impacted by the environments in which people live, work, and play. Having access to publicly-accessible and safe spaces for activity is an important environmental factor that can promote community residents of all ages participating in regular physical activity. In Catawba County, thirteen census tracts do not have park access within a half mile for residents, and an additional six offer half mile or less access to parks for less than 10% of residents. The Community Health Opinion Survey showed that over a quarter of respondents indicated more and/or improved facilities for recreation as one of the most important improvements in Catawba County. The most common suggested community improvements related to physical activity included the following: sidewalks, walking paths, more parks, greenways, bike lanes, and better lighting. In the same survey, 40% of respondents indicated that the community needed more information about exercise and fitness.

Results from the Community Health Summit ranking process support both surveillance data and data collected from the survey. Physical activity ranked sixth overall and second in terms of feasibility. This feedback also mirrors an increased community and coalition interest and effort to promote physical activity in the community, not only for exercise, but for leisure and transportation as well.

Health Priorities Summary

Chronic Disease

Chronic disease represented six out of the top ten leading causes of death in Catawba County between 2009 and 2013. Chronic diseases and conditions are among the most common, costly, and preventable health problems. Many can be caused, triggered, or worsened by health behaviors like physical activity, nutrition, tobacco use, and alcohol abuse. According to the Centers for Disease Control and Prevention, these behavioral risk factors are the cause for much of the illness, poor quality of life, and early death related to chronic diseases and conditions. Many of these conditions are comorbidities, meaning that they can occur simultaneously and have an increased negative impact on health. One in four Americans has multiple chronic conditions; as a person's number of chronic conditions increases, the risk of dying prematurely, being hospitalized, and having poor quality of life increases.

Credit: *3-4-50 Chronic Disease in San Diego County*

3-4-54: Between 2009 and 2013, over half the deaths in Catawba County were related to diseases associated with preventable risk behaviors like tobacco use, poor diet, and physical inactivity. These diseases are linked with premature death and are also chronic and costly to treat. This information reveals a need for a focus on prevention in the community, especially in regards to chronic disease and related risk factor behaviors.

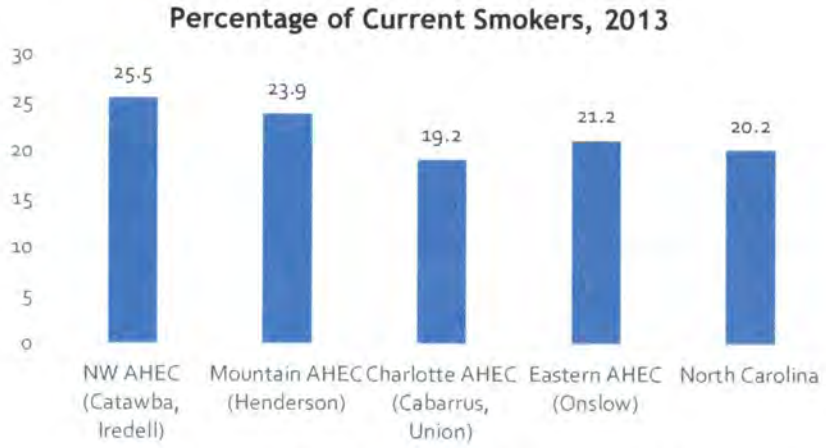
Percentage of Deaths Related to Behavior-Related Chronic Disease, 2009-2013

3 Risk Factors + 4 Chronic Diseases =	% Overall Deaths
Cabarrus	57%
Henderson	56%
Iredell	59%
Onslow	58%
Union	56%
North Carolina	58%

Source: *State Center for Health Statistics, Leading Causes of Death, 2009-2013*

Analyzing data from other counties shows a similar trend among Catawba's peers and at the state. Each peer county's mortality data from 2009 through 2013 shows chronic diseases related to preventable behaviors like

physical activity, nutrition, and tobacco use make up over half of deaths seen in their communities. Cancer, heart disease/stroke, type 2 diabetes, and lung disease were responsible for 58% of deaths in North Carolina, which was beat by only Iredell County at 59%. Catawba County had the lowest proportion at 54% of total deaths. This analysis shows that affecting positive change related to preventable behaviors upstream can have a downstream effect on morbidity and mortality related to chronic disease not only in Catawba, but in peer counties and across the state as well.



State Center for Health Statistics, BRFSS, 2013, Tobacco

Tobacco use is the leading cause of preventable death in North Carolina and is a major risk factor for chronic disease. Regional data from 2013 shows the Northwest AHEC (representing Catawba and Iredell counties) has a higher proportion of current smokers than peer counties and the state. Along with physical activity and nutrition, assessing tobacco use provides another example of the important role prevention plays in lessening the impact of chronic disease related to negative health behaviors.

Selecting chronic disease as a priority encourages collaboration and partnerships among a diverse set of stakeholders in the community that can allow for cross-cutting approaches to improving population health. Prioritizing chronic disease allows for a collective approach in addressing risk factors and behaviors, linking community and health care efforts to prevent and control disease, and impacting systems and environments to support health. This priority is inclusive in a manner that does not restrict attention to a specific disease, but rather aims at identifying shared risk factors, barriers, and opportunities for prevention.

Community input gathered from the assessment process also shows an overall prioritization of the most common chronic causes of morbidity and mortality in the county, as well as related risk factors like physical activity, nutrition, and tobacco use. These conditions also ranked high in the areas of magnitude, seriousness of consequences, and feasibility. Input from action team members and local stakeholder leadership also showed a vested interest in collaborative evidence-based strategies and interventions aimed at the prevention and management of chronic diseases.

Prioritizing physical activity, nutrition, and chronic disease creates an inclusive and cross-cutting platform for a diverse set of stakeholders, resources, and target populations with different needs, interests, and perspectives. Focusing on preventable risk factor behaviors like promoting healthy eating and active lifestyles can impact not only morbidity and mortality related to disease, but overall wellbeing and quality of life as well.