



# City Council Agenda

Thursday, December 09, 2021

6:00 PM

35 Cabarrus Avenue, W, Concord NC 28025

Cell phones are to be turned off or placed on vibrate during the meeting. Please exit the Council Chambers before using your cell phone.

The agenda is prepared and distributed on Friday preceding the meeting to Council and news media. A work session is then held on the Tuesday preceding the regular meeting at 4:00 pm.

**I. Call to Order**

**II. Pledge of Allegiance and Moment of Silent Prayer**

**III. Approval of Minutes**

October 26, November 9, and November 10, 2021.

**IV. Organization and Procedure of City Council**

**A.** Oath of Office administered to City Council Members

**B.** Establishment of time and place for Council's regular meetings and work sessions

**C.** Election of Mayor Pro-Tem for CY2022

**V. Presentations**

**1. Presentation to retiring Council Member Ella Mae P. Small.**

**2. Presentation of the 2021 Collection System of the Year Award to the City of Concord Water Resources Department. (Work Session)** The mission of the North Carolina Collection System of the Year Award is to identify and recognize the municipality that protects the public health and the natural beauty of the environment through pro-active practices of management, operations and maintenance beyond what is required of its NCDEQ collection system permit. Recipients of the award will have demonstrated that they perform quality collection system maintenance procedures through the efficient use of labor, materials, equipment, and innovative methods to keep their collection system in good working condition to minimize health hazards and property damage that occur due to sanitary sewer over flows during both wet weather and dry weather conditions. The award will honor the collection system personnel that serve their community with a high level of professionalism and diligent work in the operation and maintenance of their wastewater collection system facilities.

**3. Recognition of City co-workers that assisted with street closures and maintenance before and after the holiday events held November 19th and 20th.**

**VI. Unfinished Business**

**VII. New Business**

**A. Informational Items**

**1. Presentation by Concord Youth Council President, Shriya Manchikatla.** The President of Concord Youth Council will provide an update to Council on the upcoming year and review this semester's accomplishments.

**2. Presentation of the Independent Auditor's report on the Annual Comprehensive Financial Report for the Fiscal Year ended June 30, 2021.** G.S. 159-34 requires each unit of local government or public authority to have its accounts audited as soon as possible after the close of each fiscal year by a certified public accountant or by an accountant certified by the Local Government Commission as qualified to audit local government accounts. The auditor shall be selected by and report directly to the governing board. As a minimum, the required report shall include the financial statements as prepared in accordance with generally accepted accounting principles, all disclosures in the public interest required by law, and the auditor's opinion and comments relating to the financial statements. A copy of the report was previously

distributed to you by the City Manager and the report is also available on the City's website.

- 3. Receive a CONNECT Beyond Project presentation (Work Session).** Project leaders for CONNECT Beyond will present highlights of the recently complete 12 county regional long range transit plan.

**B. Departmental Reports**

**C. Recognition of persons requesting to be heard**

**D. Public Hearings**

- 1. Conduct a public hearing and consider adopting an ordinance annexing +/- 74.019 acres located at 4862 Stough Rd. owned by H H Morrison Investments, LLC.** The request is for voluntary annexation of +/- 74.019 acres located at 4862 Stough Road in order to develop the property as a light industrial moving and storage facility. The property is zoned LI (Limited Industrial) in Cabarrus County and, if annexed, the petitioner intends to pursue a zoning classification of I-1 (Light Industrial). I-1 is the most compatible zoning in the City of Concord to the existing LI zoning in the County.

**Recommendation:** Conduct a public hearing and consider a motion to adopt the annexation ordinance and set the effective date for December 9th, 2021.

**E. Presentations of Petitions and Requests**

- 1. Consider adopting resolution of intent to schedule a public hearing on the matter of closing the right-of-way of an unopened portion of Lucky Dr.** The proposal includes the abandonment of the right-of-way for a portion of Lucky Drive that runs through the Red Hill Subdivision planned by Niblock Homes. Niblock Homes, LLC owns the land on both sides of the right of way to be abandoned. The General Statutes require that the City 1) post signs in two (2) places along the right-of-way, 2) send copies of the approved resolution of intent to all neighboring owners after adoption, and 3) advertise in the newspaper once a week for four (4) consecutive weeks. The notice requirement would allow the hearing to be conducted at the January 13, 2022 meeting.

**Recommendation:** Motion to adopt a resolution of intent to set a public hearing for January 13, 2022.

- 2. Consider adopting an annexation agreement with the City of Midland.** NC General Statute 160A-59.23 specifies that two or municipalities can enter into annexation agreements in order to designate agreed-upon areas for consideration of future annexations. The Statutes allow for these agreements to be valid for a period of up to twenty (20) years. Concord has annexation agreements in effect with Charlotte, Huntersville, and all jurisdictions in Cabarrus County with the exception of Locust and Midland. Given the geographic proximity with Midland, it is advisable to enter into such an agreement. Staff has worked closely with Midland to craft an agreement that is consistent with boundaries reflected in the Central Area Plan. The agreement is similar to the agreements that the City has approved previously. Most notable points include: 1. The agreement is proposed to be valid for the maximum permissible period of twenty (20) years; 2. If either City wishes to annex across the "dividing line", the annexing City must notify the other at least 60 days prior to the hearing; 3. The noticed party may waive their right to annex such property after approval of City Council, and the waiver must be in writing; and 4. No notice is required if annexations are proposed on either City's respective side of the "dividing line". The agreement has been reviewed by Legal and Midland proposes to approve the agreement at their December 14th Council meeting. A map illustrating the boundary line is included in the materials.

**Recommendation:** Motion to adopt an annexation agreement with the City of Midland pursuant to GS 160A-59.23.

- 3. Consider authorizing the City Manager to negotiate and execute a contract with Sealand Contractors in the amount of \$11,464,038.74 to construct the Union Streetscape Improvements Project and adopt attached budget amendments for**

**the total project funding.** The 2016 Downtown Master Plan identified the completion of a new Union Streetscape as a catalytic project for downtown Concord. In June 2019, City Staff held a Streetscape Demonstration Project to gather public input and in October 2019, City Council approved the Conceptual Option #1 to extend the existing sidewalks to a full 22 ft. Following the RFQ process, the City awarded McGill Associates the Engineering Contract to complete Construction Documents for the project in March 2020. The project went out to bid in July 2021 with bids due in August and was rebid in September. The low bid was received from Sealand Contractors at \$12.54M. Following extensive efforts by Engineering, the bid was value engineered and reduced to \$11.46M including a \$1M contingency. This brings the total project cost, including funds already spent, to \$13,373,571.18.

**Recommendation:** Motion to authorize the City Manager to negotiate and execute a contract with Sealand Contractors in the amount of \$11,464,038.74 to construct the Union Streetscape Improvements Project and adopt a budget amendment for the total project funding.

- 4. Consider authorizing the City Manager to negotiate and execute a contract with Todd Bressi, as the Concord Public Art Master Plan consultant, in the amount of \$60,000.** The City of Concord Public Art Committee recommends nominee firm, Todd Bressi, Public Art Planning Consultant and his partners, Amina Cooper and Maya Curtis, for approval by City Council, to conduct and lead the City in a Public Art Master Planning process and to craft a resulting Master Plan. Contract would begin in December, 2021 with intended termination date of October 30, 2022.

**Recommendation:** Motion to authorize the City Manager to negotiate and execute a contract with Todd Bressi, as the Concord Public Art Master Plan consultant, in the amount of \$60,000.

- 5. Consider approving the Master Plan and Conceptual Design for the existing 21.45 acre Hartsell Park located at 60 Hartsell School Road, 65 Sunderland Road, and 30 Swink Street.** The Parks and Recreation Department will present a master plan and conceptual drawing for the 21.45-acre property, which includes Hartsell Recreation Center, Hartsell Ballfield Complex, and Hartsell Park. The park currently consists of the Hartsell Recreation Center, one large and two smaller baseball diamonds, pickleball courts, one outdoor basketball court, one reservable shelter with a playground, restroom, volleyball and open space areas, and three (3) separated parking areas off of Swink Street/Hartsell School Road, Old Charlotte Road, and Sunderland Road. The recreation center was recently updated in 2016, and a new playground installed in 2019, but the park has aged facilities and lacks pedestrian accessibility between the new elements. Parks and Recreation is seeking to create a new vision for the park, which first and foremost connects all park elements to each other, prioritizes renovations and new amenities and features, and considers appropriate phasing for park development over the next 5 to 10 years. City staff secured public input online, and received over 200 participants, 2,184 responses, and 117 comments. Staff will share the results of the public input, and recommended strategies and phasing for the park development.

**Recommendation:** Motion to approve and adopt the Master Plan and Conceptual Design for the existing 21.45 acre Hartsell Park.

- 6. Consider approving the acquisition of three properties along Three-mile Branch and Branchview Drive (PIN's 5621-75-3779, 5621-76-1858, 5621-67-9186) from Samuel Franklin Davis for future development of McEachern Greenway.** The parcels under consideration for acquisition (PIN's 5621-75-3779, 5621-76-1858, 5621-67-9186) would be developed as part of an extension to the McEachern Greenway, a critical linkage between the existing greenway, the David Phillips Activity Center, and Atrium Health. A new survey and appraisal have been completed for all three parcels. The total cost for acquisition of the 3.454 acres, including due diligence, is \$64,215.

**Recommendation:** Motion to approve the acquisition of three properties along Three-mile Branch and Branchview Drive (PIN's 5621-75-3779, 5621-76-1858, 5621-67-9186) from Samuel Franklin Davis for future development of McEachern Greenway for a total of \$64,215, which includes due diligence, and to adopt ordinances to amend the Parks and Recreation Capital Reserve Fund and Recreation Capital Project Fund to complete transfers for approved property purchases.

7. **Consider approving the acquisition of 5 parcels (PIN's 5620-73-5202-0000, 5620-73-6142-0000, 5620-73-5069-0000, 5620,73-3239-0000, and 5620-72-4958-0000 - total of 2.443 acres) located near Caldwell Park and Melrose Drive SW along Irish Buffalo Creek, Caldwell Park and Melrose Drive in the amount of \$47,250 from Gerald Batts heirs, Dante Rogers, and Sherrie Rogers.** The 5 parcels under consideration for acquisition total 2.443 acres and would be developed as part of the Irish Buffalo Creek Greenway and the neighborhood connection from Melrose Drive to the greenway and Caldwell Park. The property is located adjacent to Caldwell Park and will assist the need for a pedestrian bridge to get to the west side of Irish Buffalo Creek for the greenway to continue upstream with less impact to citizens and personal property. The Irish Buffalo Creek greenway corridor is a key priority and a main spine for the Carolina Thread Trail (CTT). Once staff is able to get complete site control for this section of the greenway it could add approximately 1.49 miles of greenway trails.

**Recommendation:** Motion to approve the acquisition of 5 parcels (PIN's 5620-73-5202-0000, 5620-73-6142-0000, 5620-73-5069-0000, 5620,73-3239-0000, and 5620-72-4958-0000 - total of 2.443 acres) located near Caldwell Park and Melrose Drive SW along Irish Buffalo Creek, Caldwell Park and Melrose Drive in the amount of \$47,250 from Gerald Batts heirs, Dante Rogers, and Sherrie Rogers and to adopt budget ordinances to amend the Parks and Recreation Capital Reserve Fund and Recreation Capital Project Fund to complete transfers for approved property purchases, including due diligence, for a total of \$57,225.

8. **Consider authorizing the Parks and Recreation Department to submit an application for Federal Congestion, Mitigation and Air Quality (CMAQ) Funding for Phase 1 of the Clarke Creek Greenway, the first phase of the Cox Mill Loop.** Clarke Creek Greenway provides significant connectivity benefits for residents in Highland Creek, Winding Walk, Allen Mills and Christenbury neighborhoods to the future Jim Ramseur Park, Cox Mill Elementary School, and Cox Mill High School. This project will include the bridge connection, as well as about 1 to 1.5 miles of new greenway trail. It is a high priority identified in the adopted City of Concord Open Space Connectivity Analysis. Funding has been identified in the City CIP process for design of the greenway in FY22, and CMAQ projects typically require at least a 20% local match for construction. \$1,515,158 is available this year according to the Cabarrus-Rowan MPO, which is the maximum amount of funding the City can apply for. The required match would be \$303,032, which has been identified as part of the FY23 CIP process. The application is to NCDOT and will go through the Cabarrus-Rowan MPO. The Congestion Mitigation and Air Quality Program began with the passage of the Clean Air Act Amendments by the US Congress in 1990. These amendments require measures to reduce vehicle emissions in non-attainment areas, which are urban environments that do not meet those emission standards, including the Charlotte-Mecklenburg Metropolitan Region. Bicycle and Pedestrian Projects are eligible for CMAQ funding if they directly reduce the number of vehicular trips to a destination and divert said trips to non-motorized modes. The application will provide calculations for reductions in Carbon Monoxide (CO), particulate matter, Nitrogen Oxide (NOx), and Volatile Organic Compounds (VOC).

**Recommendation:** Motion to authorize the Parks and Recreation Department to submit an application for Federal Congestion, Mitigation and Air Quality (CMAQ)

Funding for Phase 1 of the Clarke Creek Greenway to NCDOT through the Cabarrus-Rowan Metropolitan Planning Organization (CRMPO).

9. **Consider authorizing the City Manager to negotiate and execute a contract with Ike's Construction, Inc for the construction of a pedestrian path between Swink St. SW and the Bill Stafford Picnic Shelter to provide connectivity between Hartsell Recreation Center Complex and Hartsell Park.** The project involves the construction of Hartsell Recreation Center Connector, a 1,456' long x 10' wide pedestrian path, that will connect the Swink St SW baseball fields and the Bill Stafford Picnic Shelter within the Recreation Center Complex. The project was bid under the informal bidding process. Bids were taken on November 22, 2021. Two (2) bids were received and Ike's Construction, Inc was the low bid in the amount of \$243,487.20. The original project consisted of connectivity between the Hartsell Ballfields and Hartsell Park. Working with Transportation on connectivity, the connection to Swink St. SW was added as a part of the connectivity plan and master plan process. The original budget was \$80,000; the additional funding source for the difference between the budget and actual project cost will come from reallocation of funds from the P&R Connectivity Plan of \$164,488.

**Recommendation:** Motion to authorize the City Manager to negotiate and execute a contract with Ike's Construction, Inc. in the amount of \$243,487.20 for the Hartsell Recreation Center connector, and to adopt a Park & Recreation Project amendment to allocate additional funds in the amount of \$164,488 from the P&R Connectivity Plan.

10. **Consider approving the updated Concord and Kannapolis Rider Transit Joint Interlocal Agreement.** The joint interlocal agreement between Concord and Kannapolis for the operation and administration of Rider Transit was last updated in 2008. The proposed changes in this update include: 1) wording and reference updates to reflect current titles, practices, and duties; 2) removed term limits from CKTC member positions; 3) clarified what constitutes a quorum and who can vote; 4) incorporated CCX cost sharing into this document; and 5) removed the Community Advisory Committee until a future date when the merger of Rider Transit and CCTS is completed. This update to the Concord and Kannapolis Rider Transit Joint Interlocal Agreement was approved by the Concord Kannapolis Transit Commission at their October 13, 2021 meeting.

**Recommendation:** Motion to City Council to approve this updated Rider Transit Interlocal Agreement.

11. **Consider authorizing the City Manager to sign a contract with Gillig LLC utilizing the Piedmont Authority for Regional Transportation (PART) consortium contract for the purchase of one (1) new 35' heavy duty hybrid electric diesel replacement bus for the Rider system and approve a project ordinance amendment.** Concord is a member of the PART consortium bus procurement contract that was established in 2020 for heavy duty 35' and 40' diesel and hybrid diesel electric buses. Rider Transit is seeking to purchase one (1) heavy-duty 35' hybrid bus using this contract to replace one of our existing buses that has met its FTA designated useful life. In August, Rider Transit was awarded a Surface Transportation Block Grant from the Cabarrus Rowan MPO specifically for the purpose securing this replacement bus, which has a current cost of \$767,849. Those funds (\$602,000) will cover 78.40% of the cost of this vehicle. The remaining 21.60% (\$165,849) will be split 50/50 between Concord and Kannapolis (\$82,924.50 each).

**Recommendation:** Motion to authorize the City Manager to sign a contract with Gillig LLC utilizing with a not to exceed maximum cost of \$767,849 and approve a project ordinance amendment.

12. **Consider authorizing the City Manager to negotiate an addendum to the contract with MetCon Inc. for design build services for the Electric Operations Center and approval of Capital Project Ordinances.** Metcon Inc. is currently under contract for

pre-construction services and site grading as related to the design and construction of the new Electric Operations Center. Building plans were developed and submitted to the City for review and were granted approval for permitting. Metcon staff developed bid specifications and accepted bids for all materials and sub-contractor efforts needed to complete construction of the building. Metcon compiled all the costs and formulated a guaranteed maximum price (GMP) of \$20,714,966 for completion of the Operations Center. The GMP will cover all materials and labor necessary to complete the structure. Anticipated completion is set for December 2022. Funding for completion of the building will come from existing project fund balance and requested Capital Project Ordinance transfer from capital reserve funds in the amount of \$10,140,814.

**Recommendation:** Motion to authorize the City Manager to negotiate and execute a GMP addendum to the contract with MetCon Inc. for building construction in the amount of \$20,714,966 and for approval of Capital Project Ordinances in the amount of \$10,140,814.

- 13. Consider authorizing the execution of the Interlocal Wastewater Capacity Allocation Agreement.** This interlocal agreement establishes the policy for wastewater allocation from WSACC to the four (4) municipalities. Cabarrus County is also a party to the agreement. The agreement has been approved by the WSACC Board as well as the County and the other three (3) municipalities.

**Recommendation:** Motion to authorize the execution of the Interlocal Wastewater Capacity Allocation Agreement.

- 14. Consider adopting the Sewer Allocation Policy.** This policy will set forth the sewer allocation process for development moving forward.

**Recommendation:** Motion to adopt the Sewer Allocation Policy.

- 15. Consider authorizing the City Manager to enter into an agreement with the Town of Midland for sewer allocation to the Rocky River Regional Wastewater Treatment Plant.** The City has entered into an interlocal agreement with the Water and Sewer Authority of Cabarrus County (WSACC) concerning wastewater capacity allocation to the Rocky River Regional Wastewater Treatment Plant (RRRWTP). The Town of Midland is not a member jurisdiction of WSACC since it does not own or operate the wastewater collection system. There is an area within Midland's jurisdiction that drains to the RRRWTP, therefore, it is necessary to enter into an agreement to allocate capacity to Midland.

**Recommendation:** Motion to authorize the City Manager to enter into an agreement with the Town of Midland for sewer allocation to the Rocky River Regional Wastewater Treatment Plant.

- 16. Consider a Preliminary Application from Hugh Morrison.** In accordance with City Code Chapter 62, Hugh Morrison has submitted a preliminary application to receive water service outside the City limits. The property is located at 4862 Stough Road and total area is approximately 74 acres. The applicant proposes to develop with a trailer storage operation. The current zoning is county industrial (LI). A septic system is proposed for use since sewer will be over 200 feet from the proposed development.

**Recommendation:** Motion to accept the preliminary application and have the owner proceed to the final application phase including annexation.

- 17. Consider appointing or reappointing two members (1 board member and 1 alternate) to serve on the Centralina Regional Council Board of Delegates for CY 2022.** The Centralina Regional Council Board of Delegates is comprised of elected officials from the counties and municipalities throughout the region. Each member government should appoint an elected official to serve on the Board of Delegates. It is suggested that each member government also appoint at least one other elected official to serve as an Alternate to attend Board of Delegates meetings in the Delegate's absence. Currently, Council Member Langford serves as the appointed member and Council Member Sweat serves as the alternate.

**Recommendation:** Motion to appoint two members (1 board member and 1 alternate) or reappoint the current members to serve on the Centralina Regional Council Board of Delegates for CY 2022.

- 18. Consider making appointments or reappointments to the Transportation Advisory Committee (TAC) and the Technical Coordinating Committee (TCC) of the Cabarrus-Rowan Urban Area Metropolitan Planning Organization (CRMPO).** Each year, the North Carolina Department of Transportation (NCDOT) requires the MPO to supply a list of current TAC and TCC representatives and alternates. Currently, Council Member McKenzie serves as the appointed member to the TAC and Mayor Pro-Tem Crawford serves as the alternate. Transportation Director, Phillip Graham, serves as the appointed member to the TCC and Assistant City Manager, LeDerick Blackburn, serves as the alternate.

**Recommendation:** Motion to make appointments or reappointments to the Transportation Advisory Committee (TAC) and the Technical Coordinating Committee (TCC) of the Cabarrus-Rowan Urban Area Metropolitan Planning Organization (CRMPO).

- 19. Consider making an appointment to the Concord/Kannapolis Transit Commission.** Currently, two Council Members are appointed to the Commission. Council Member Small is retiring, thus creating a vacancy. An appointment of a City Council Member should be made to fill the unexpired term of Council Member Small which ends 12/31/23.

**Recommendation:** Motion to make an appointment to the Concord/Kannapolis Transit Commission.

- 20. Consider making an appointment to the Public Art Advisory Committee.** Currently, two Council Members are appointed to the Committee. Council Member Small is retiring, thus creating a vacancy. An appointment of a City Council Member should be made to fill the vacancy.

**Recommendation:** Motion to make an appointment to the Public Art Advisory Committee.

### VIII. Consent Agenda

- A. Consider authorizing the Police Department to apply for the FY2022 North Carolina Governor's Crime Commission Justice Assistance Grant.** The Concord Police Department is requesting to apply for the North Carolina Governor's Crime Commission FY 2022 Justice Assistance Grant. This grant is funded through the US Department of Justice Office of Justice Programs, Bureau of Justice Assistance. The North Carolina Governor's Crime Commission is the State Administrative Agency. The Police Department is seeking to apply for the Local Law Enforcement Block Grant that will grant up to \$24,500 for equipment and training that will support law enforcement functions and activities. The funds may also be used to support psychological testing of new officers.

**Recommendation:** Motion to authorize the Police Department to apply for the FY2022 North Carolina Governor's Crime Commission Justice Assistance Grant through the US Department of Justice Programs, Bureau of Justice Assistance.

- B. Consider accepting the donation of an enclosed trailer and supplies from Cabarrus Events Association to the City of Concord.** 2021 marked the last year Cabarrus Events Association will be conducting the Concord Christmas Parade. The Parks and Recreation Department will be taking over the duties of conducting the parade beginning in 2022. Cabarrus Events Association has donated an enclosed trailer and supplies needed for the parade to the Parks and Recreation Department. Fleet Services will take the necessary steps to transfer the trailer title from Cabarrus Events Association to the City of Concord.

**Recommendation:** Motion to accept the donation of an enclosed trailer and supplies from Cabarrus Events Association to the City of Concord.

- C. Consider accepting an Offer of Dedication of an access easement and approval of the maintenance agreement.** In accordance with the CDO Article 4, the following access easements and maintenance agreements are now ready for approval: Parkwood Baptist Church (PINs 5611-87-8992, 5611-88-4120, & 5611-88-5280) 1069 Central Drive. Access easements and SCM maintenance agreements are being offered by the owners.
- Recommendation:** Motion to approve the maintenance agreements and accept the offers of dedication on the following properties: Parkwood Baptist Church.
- D. Consider accepting an offer of infrastructure at Poplar Cove Subdivision, The Mills at Rocky River PH 2C Map 1 and Map 2, Park View Estates Subdivision PH 1 and PH 2.** In accordance with CDO Article 5, improvements have been constructed in accordance with the City's regulations and specifications. The following are being offered for acceptance: 13,781 linear feet of roadway.
- Recommendation:** Motion to accept the offer of infrastructure acceptance in the following subdivisions and sites: Poplar Cove Subdivision, The Mills at Rocky River PH 2C Map 1 and Map 2, Park View Estates Subdivision PH 1 and PH 2.
- E. Consider adopting ordinances to amend the Parks and Recreation Capital Reserve Fund and Recreation Capital Project Fund to complete purchase of a permanent easement for \$65,020 from JLP Holdings LLC.** The easement is approximately 4 acres and adds approximately 1.23 miles of greenway from Dorton Park to the George Liles Greenway along Coddle Creek. This easement will provide connectivity from many surrounding neighborhoods and commercial areas to Dorton Park, and to the existing greenway along George Liles Parkway.
- Recommendation:** Motion to adopt the attached ordinances to amend the Parks and Recreation Capital Reserve Fund and Recreation Capital Project Fund to complete transfers for a permanent easement, including due diligences, for \$65,020.
- F. Consider adopting a budget ordinance to amend the Parks and Recreation Future Projects Fund and the HH Greenway - Cannon Crossing Project Fund.** The amount of \$2,181 is needed to cover the payment of taxes from the acquisition of property located at 9546 Poplar Tent Rd. The property was purchased for greenway development and trail head parking as part of the HH Greenway, Cannon Crossing Phase.
- Recommendation:** Motion to adopt an ordinance to amend the Parks and Recreation Future Projects Fund and the HH Greenway - Cannon Crossing Project Fund.
- G. Consider adopting an American Rescue Plan Fund grant project budget amendment.** Staff is requesting the use of American Rescue Plan funds for an HR COVID Management System. The attached grant project budget amendment appropriates funding for this project.
- Recommendation:** Motion to adopt an American Rescue Plan Fund grant project budget amendment.
- H. Consider adopting ordinances to amend the General Capital Reserve Fund budget and the General Capital Project Fund budget for a transfer of capital reserves to the project fund.** The Solid Waste department is requesting that \$2,605,442 of capital reserve funds be transferred to the project fund. This will fund the upfront costs required for the purchase of solid waste equipment needed to bring service in house. The total cost of the equipment is \$5,555,209 with the balance to be funded in FY23. The lead time for this equipment has increased and the order needs to be placed in the current fiscal year to ensure the equipment is on site and ready prior to beginning in house service.
- Recommendation:** Motion to adopt ordinances to amend the General Capital Reserve Fund budget and the General Capital Project Fund budget for a transfer of capital reserves to the project fund.

- I. Consider adopting a General Capital Reserve Project ordinance to close completed transfers for FYE 2021.** Staff is requesting approval to close completed transfer for fiscal year 2021.  
**Recommendation:** Motion to adopt a General Capital Reserve Project ordinance to close completed transfers for FYE 2021.
- J. Consider adopting a General Capital Projects fund ordinance to clean up amounts for West Concord Expansion.** Staff is requesting to combine the two West Concord project accounts into one as they are both for the same project.  
**Recommendation:** Motion to adopt a General Capital Projects fund ordinance to clean up amounts for West Concord Expansion.
- K. Consider revising Article 8.16, Outside Employment Policy in the City's Personnel Policies and Procedures manual.** Staff recommends a revision to Article 8.16, Outside Employment Policy in the City's Policies and Procedures manual to allow approved outside employment requests to remain valid until there is a change in the outside employment status such as but not limited to changes in work hours; the scope of work; business type; etc. Co-workers are required to notify their immediate supervisor of any status changes related to their outside employment and submit an updated Outside Employment Approval Request form within 10 workdays of the status change. Failure to obtain prior approval for outside employment, or engaging in outside employment when such approval has been denied, may result in disciplinary action up to and including termination.  
**Recommendation:** Motion to revise Article 8.16, Outside Employment Policy in the City's Personnel Policies and Procedures manual.
- L. Consider approving a change to the classification/compensation system to include the following classification: Electric Systems Operations Manager.** The addition of this new classification will increase the ability to attract and retain employees and provide enhanced expertise for the City of Concord.  
**Recommendation:** Motion to approve the addition of the: Electric Systems Operations Manager (Grade 113) with a salary range of \$77,478.48 (minimum) - \$102,659.00 (midpoint) - \$127,839.49 (maximum).
- M. Consider approving a change to the classification/compensation system to include the following classification: Logistics Officer I.** The addition of this new classification will increase the ability to attract and retain employees and provide enhanced expertise for the City of Concord.  
**Recommendation:** Motion to approve the addition of the Logistics Officer I: (Grade F2) with a salary range of \$43,315.17 (minimum) - \$55,226.84 (midpoint) - \$67,285.70 (maximum).
- N. Consider acceptance of the Tax Office reports for the month of October 2021.** The Tax Collector is responsible for periodic reporting of revenue collections for the Tax Collection Office.  
**Recommendation:** Motion to accept the Tax Office collection reports for the month of October 2021.
- O. Consider approval of Tax Releases/Refunds from the Tax Collection Office for the month of October 2021.** G.S. 105-381 allows for the refund and/or release of tax liability due to various reasons by the governing body. A listing of various refund/release requests is presented for your approval, primarily due to overpayments, situs errors and/or valuation changes.  
**Recommendation:** Motion to approve the Tax releases/refunds for the month of October 2021.
- P. Receive monthly report on status of investments as of October 31, 2021.** A resolution adopted by the governing body on 12/9/1991 directs the Finance Director to report on the status of investments each month.  
**Recommendation:** Motion to accept the monthly report on investments.

**IX. Matters not on the agenda**

- TAC
- MTC
- Centralina Regional Council
- Concord/Kannapolis Transit Commission
- WSACC
- Public Art Advisory Committee
- Concord Family Enrichment Association
- PTT Committee
- Barber Scotia Community Task Force Committee
- Concord United Committee

**X. General comments by Council of non-business nature**

**XI. Closed Session (if needed)**

**XII. Adjournment**

\*IN ACCORDANCE WITH ADA REGULATIONS, PLEASE NOTE THAT ANYONE WHO NEEDS AN ACCOMMODATION TO PARTICIPATE IN THE MEETING SHOULD NOTIFY THE CITY CLERK AT (704) 920-5205 AT LEAST FORTY-EIGHT HOURS PRIOR TO THE MEETING.