



# City Council Agenda

Thursday, March 10, 2022

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**

January 28, February 8, and February 10, 2022.

**IV. Presentations**

**1. Presentation to former City Council Member and Water Sewer Authority of Cabarrus County (WSACC) Board Member, Dave Phillips.**

**2. Presentation of a retirement plaque to Tom Bach for over 7 years of service to the City of Concord Water Resources Department.** Tom's engineering career spans nearly 40 years, and approximately 31 of those years he has worked in the public sector with the City of Concord, the Water & Sewer Authority of Cabarrus County, the City of Charlotte, and the North Carolina Department of Transportation. For over the last 7 years, Tom has worked for the City of Concord in the Water Resources Department as the Engineering Manager. As the Engineering Manager, Tom's main responsibilities are managing water, wastewater and stormwater projects; assisting with the development of the department's Capital Improvement Program (CIP) projects; and overseeing the department's System Protection Division. Tom has served as the Neighborhood Liaison for the Winding Walk Community and has presented for various City sponsored programs, including Civic Education, Journey through Concord, and Concord 101. Tom currently serves on several boards and committees and has always been actively engaged in the water industry. After retiring from the City, Tom is planning to continue work within the water industry and continue co-teaching swing dance with his wife Denise.

**3. Presentation of Proclamation recognizing Women's History Month.**

**V. Unfinished Business**

**VI. New Business**

**A. Informational Items**

**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 +/- 2.553 acres of property located at 7995 Old Holland Rd, owned by William and Mary Caudle.** The request is for voluntary annexation of +/- 2.553 acres of property located at 7995 Old Holland Rd, owned by William and Mary Caudle. If annexed, petitioner intends to apply for the RC-CD (Residential Compact Conditional District) zoning classification in order to construct a multi-family development. The development would split the County line with 18 units proposed in Cabarrus County/Concord.

**Recommendation:** Consider making a motion to adopt an annexation ordinance and set the effective date for March 10th, 2022.

**E. Presentations of Petitions and Requests**

**1. Consider adopting a resolution authorizing the City Manager to enter into a lease agreement with Zato LLC for real property located at 30 Church St, S, and the**

**adjacent plaza, for a ten-year term with an option to renew for one five-year term.** 30 Church Street S (see attached map for reference) is owned by the City of Concord. Staff has worked with Zato LLC, the North Carolina-based limited liability corporation that holds the franchise for Benny's Pizza, to develop a proposed lease agreement. Zato LLC is prepared to invest an estimated \$300,000 in the building and adjacent plaza space for Benny DaCorsa's Pizza. Zato LLC would pay an annual lease rate of \$6,396 for years 1-5 and \$8,000.04 for years 6-10, with an option to renew for one five-year term at rates set forth in the lease agreement. Benny's would be responsible for all upfit costs and maintenance to the interior of the building for the duration of the lease. City of Concord would be responsible for the envelope of the building (e.g. the roof and exterior walls). Based on a current assessment of the roof, the City would spend \$5,000 to seal the existing roof and extend its life by at least 10 years. See attached franchise marketing deck for an overview of Benny's Pizza.

**Recommendation:** Motion to adopt a resolution authorizing the City Manager to enter into a lease agreement with Zato LLC for the real property located at 30 Church St, S, and the adjacent plaza, for a ten-year term with an option to renew for one five-year term.

- 2. Consider adopting a resolution authorizing an eminent domain action for a portion of the property located at the corner of 285 Academy Avenue, NW and Duval Street, NW and being described as 0.021 acres.** Title to this property is currently in the names of the heirs of Louis D. Duval and of J. L. Hartsell, who purchased the property in 1898. Due to various issues with the title to the property, clear title cannot be conveyed by any entity. The tax value of the entire lot property is listed at \$34,000. The value of the 0.021 acre portion is estimated to be \$500 based upon the overall tax value and the location of the subject portion. This eminent domain action is requested for the purpose of making the full lot available for affordable housing.

**Recommendation:** Motion to adopt a resolution authorizing an eminent domain action for a portion of the property located at the corner of 285 Academy Avenue, NW and Duval Street, NW and being described as 0.021 acres.

- 3. Consider authorizing the Concord ABC Board to retain previously approved excess funds.** In June 2021, the Concord ABC Board received approval from City Council to retain excess working capital funds in the amount of \$1,463,251 to complete a new ABC store location on George W. Liles Blvd. The last payment on the building has been made and a balance of \$789,000 is remaining. The Concord ABC Board is requesting to retain the previously approved funds to assist with plans to construct a warehouse expansion.

**Recommendation:** Motion to authorize the Concord ABC Board to retain previously approved excess funds to assist with construction of an expansion to the existing warehouse.

- 4. Consider authorizing the City Manager to negotiate and execute a contract with Kongsberg Defence & Aerospace for a ground lease to install a remote tower.** Kongsberg Defence & Aerospace would lease ground space at the airport to install a mast for a "virtual tower". This will be a demonstration project to obtain FAA certification to provide ATC Services at airports from a remote control room with video-sensor type surveillance equipment instead of "out-of-the-window" views from a traditional ATC tower. The objective is to provide consistent, high-quality ATC services in a more efficient and cost effective manner. The video equipment provides real-time imagery of the runway, airfield and nearby airspace on large monitors providing a 360-degree virtual view to the controllers. In addition to the live video feed, the controllers have all the same air traffic management computer systems as they would in a local control tower including voice communication, meteorological data, and flight plans.

**Recommendation:** Motion to authorize the City Manager to negotiate and execute a contract with Kongsberg Defence & Aerospace

**5. Consider adopting a resolution to amend and restate the Articles of Incorporation for the Concord Family Enrichment Association.** The Concord Family Enrichment Association (CFEA) has voted to amend the articles of incorporation (AOI) for the corporation. The amended AOI, upon adoption, officially changes the name of the corporation from CFEA to WeBuild Concord and amends the corporation's registered agent and address. Other amendments, as stated, allow the Board of Directors more latitude and authority in making decisions on behalf of the corporation to include acquisitions, encumbrances, property disposition, revising the bylaws, and other functions related to the daily operation of the corporation.

**Recommendation:** Motion to adopt a resolution to amend and restate the Articles of Incorporation for the Concord Family Enrichment Association.

**6. Consider approving an application for the Construction Training Partnership to receive \$65,000 in funding from the North Carolina Housing Finance Agency.** The Construction Training Partnership (CTP) is a joint effort between the North Carolina Housing Finance Agency (NCHFA) and the North Carolina Home Builders Association (NCHBA) to train disadvantaged residents of limited financial means for jobs within the construction industry while assisting the community with affordable housing efforts. NCHBA facilitates two (2) eight-week sessions limited to an average of 9 students per class. The first 5-6 weeks consists of classroom based learning accompanying daily hands-on training. The final 2-3 weeks are completed working at an actual job site overseen by the instructor. After each week of class, participants are given various tools of the trade. The program is designed to equip students with the basic skills and tools needed to enter the construction field. The program requires a \$65,000 match by the City of Concord, allocated by Concord to NCHBA to be used to purchase materials, pay the instructor, secure a site, and other class-related expenses. Since the program start date is July 1, 2022, this match can be part of the annual budget process if the City is awarded the funding from the NCHFA. The NCHFA portion would be allocated for Concord to use on a newly constructed home or rehabilitation project that benefits a homeowner or renter who is 80% or below area median income.

**Recommendation:** Motion to approve the submission to the Construction Training Partnership for \$65,000 in funding from the North Carolina Housing Finance Agency.

**7. Consider authorizing the City Manager to negotiate a contract in the amount of \$745,000 with Office Environments for purchase of furniture, fixtures and equipment related to the new Electric Operations Center.** Electric staff evaluated Furniture, Fixtures and Equipment (FFE) suppliers and selected Office Environments to partner with on design of all needed FFE for the new Electric Systems Operations Center. The new building contains 38 offices, 3 conference rooms, a lunch room, an auditorium and 6 workshops which will require considerable FFE items including desks, chairs, tables, work-tables, collaboration areas, auditorium seating, lockers and other associated equipment. Office Environments has worked closely on the design with the Architect and Design-Build contractor for the site and has produced a design and associated costing model. The overall cost of \$745,000 will include design, materials, installation and construction management. All items will be purchased via the pre-bid North Carolina State Department of Administration 420A contract which the City of Concord is a member of.

**Recommendation:** Motion to authorize the City Manager to negotiate a contract in the amount of \$745,000 with Office Environments for purchase of furniture, fixtures and equipment related to the new Electric Operations Center.

**8. Consider authorizing the City Manager to negotiate a contract with Visual Sound Inc. for \$320,468.14 for the Electric Systems Operations Center grid control video system and five-year warranty/service package.** The new Electric Systems Operations Center will utilize a state-of-the-art Control Center for grid monitoring and

control. The system will consist of engineering services, a 6x3 monitoring wall, video control system server, all associated cabling, installation and all software platforms. Bid specifications detailing the grid video control system were developed and formal bids were received on February 9, 2022. Three bids were received and evaluated for adherence to the bid specifications, pricing and responsiveness of the bidders. The low bidder, Visual Sound Inc. was determined to be a responsible and responsive bidder. Evaluation of their work history proves them to be quality partner for this project. Total cost for the engineering, equipment and installation comes in at \$256,403.03, which includes a two-year equipment warranty. A three-year extension of the manufacturer's equipment warranty coupled with a five-year service and support package will provide five years of full coverage for the entire system at a cost of \$64,065.11. Total cost of the system including the five-year extended warranty/service package comes to \$320,468.14.

**Recommendation:** Motion to authorize the City Manager to negotiate a contract with Visual Sound Inc. in the amount of \$320,468.14 for purchase of a grid control system engineering, equipment, installation and five-year warranty/service package.

- 9. Consider adopting an ordinance amending the City of Concord Code of Ordinances, Chapter 34, Fire Prevention and Protection.** The proposed amendments would address inconsistencies in the establishment of the Fire Marshal's Office and appointment of the Fire Marshal, requirements for lock boxes placed on commercial properties along with updating which version of the North Carolina Fire Code is currently adopted. Other language has been updated to remain consistent with the current version of the North Carolina Building Codes. Also, Sec.34-81, Records of Inspection of Fire Protection Systems, has been added to designate how inspection reports are submitted to the Fire Marshal's Office.

**Recommendation:** Motion to adopt an ordinance amending the City of Concord Code of Ordinances, Chapter 34, Fire Prevention and Protection.

- 10. Consider authorizing the City Manager to negotiate and execute a contract with Alfred Benesch & Company for full design services for Phases 1 and 2 of Caldwell Park in the amount of \$521,535.** City Council adopted the new master plan for the renovation and redevelopment of Caldwell Park in June of 2020. The existing park, located at 362 Georgia Street SW, is approximately 24 acres. Parks and Recreation has selected the firm, Alfred Benesch & Company, located out of Charlotte through an RFQ process for professional design services for the park. Benesch has also completed the Master Plan, Complete Surveying, and Schematic Design for the park. The design phase will include 1) Project Meetings, 2) Sub-Surface Investigations, Soil Borings, Groundwater and Laboratory Services Investigations, 3) Wetland Delineations, and USACE/NCDWR Verifications, 4) Design Development Plans, 5) Construction Plans and Documents, 6) Architectural Design Plans, 7) Site Electrical & Utility Design Services, 8) Permitting Assistance, 9) Construction Administration/Observation (if applicable), and 10) Reimbursable Expenses. Renovation/Redevelopment of Caldwell Park is a top priority project for the City, and this design will include items funded by the Land and Water Conservation Fund (LWCF) Federal Grant, and the Parks and Recreation Trust Fund (PARTF) State Grant. These items include a fully inclusive playground, covered courts, youth baseball diamond, new multi-purpose field, new splash pad, new Logan Optimist Shelter, and the first phase of Irish Buffalo Creek Greenway. Funding identified as part of the Capital Improvement Plan for Caldwell Park in account 8300-5811002.

**Recommendation:** Motion to authorize the City Manager to negotiate and execute a contract with Alfred Benesch & Company in the amount of \$521,535 for Full Design services for Phases 1 and 2 of Caldwell Park.

- 11. Consider adopting a reimbursement resolution for expenditures associated with a planned parks improvements general obligation bond.** Staff has determined

that it is in the best interest of the City to acquire, construct and equip certain improvements to its parks. It is anticipated that the projects will be funded by a general obligation bond during fiscal year 2023 or later. Until the bond is issued, there will be expenditures that are associated with the project that the City will need to be reimbursed for. Once the bonds are issued, the proceeds from that issue will be used to pay the City back for any expenditures that occur before the bonds are issued. The City presently intends and reasonably expects to reimburse itself for the original expenditures incurred and paid by the City on or after the date occurring 60 days prior to the date of adoption of this Resolution from a portion of the proceeds of the Obligations. The City reasonably expects to execute and deliver the Obligations to finance all or a portion of the costs of the Projects and the maximum principal amount of Obligations expected to be executed and delivered by the City to pay for all or a portion of the costs of the Projects is \$60,000,000.

**Recommendation:** Motion to adopt a reimbursement resolution for expenditures associated with a planned parks improvements general obligation bond.

- 12. Consider adopting a reimbursement resolution for expenditures associated with a planned 2022 utility improvements revenue bond.** Staff has determined that it is in the best interest of the City to acquire, construct, and equip certain improvements to its water system. It is anticipated that the projects will be funded by a revenue bond in fiscal year 2023. Until the bond is issued, there will be expenditures that are associated with the project that the City will need to be reimbursed for. Once the bonds are issued, the proceeds from that issue will be used to pay the City back for any expenditures that occur before the bonds are issued. The City presently intends and reasonably expects to reimburse itself for the original expenditures incurred and paid by the City on or after the date occurring 60 days prior to the date of adoption of this Resolution from a portion of the proceeds of the Obligations. The City reasonably expects to execute and deliver the Obligations to finance all or a portion of the costs of the Projects and the maximum principal amount of Obligations expected to be executed and delivered by the City to pay for all or a portion of the costs of the Projects is \$27,000,000.

**Recommendation:** Motion to adopt a reimbursement resolution for expenditures associated with a planned 2022 utility improvements revenue bond.

- 13. Consider authorizing the approval and execution of the Wastewater Service Agreement between WSACC and its members.** The Wastewater Service Agreement serves as the basis for the security for the repayment of the upcoming revenue bond sale by WSACC to fund plant expansion projects. Since WSACC only has four major customers (member jurisdictions), it is imperative that members contractually agree to pay their monthly charges in order to facilitate debt issuance. Legal and other staff have reviewed the agreement.

**Recommendation:** Motion to approve the execution of the Wastewater Service Agreement.

- 14. Consider amending the Sewer Allocation Policy.** City Council approved the Sewer Allocation Policy at their December 21, 2021 work session. The amendments proposed are based on Council discussions and include: allotments within the residential category for single family, townhomes, and apartments; dropping the one year timeframe to receive final sewer allocation for public projects; and clarifying that speculative industrial buildings will not be considered for preliminary flow allocation until a use is determined but may be built at developer's risk.

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

- 15. Consider a Preliminary Application from Dustin Hare.** In accordance with City Code Chapter 62, Dustin Hare has submitted a preliminary application to receive water and sewer service outside the City limits. The property is located at 796 Piney Church Road. The parcel is vacant, 2.01 acres, and zoned LDR. The applicant wants to build

a single family home on the parcel. A sewer extension by the applicant would be required.

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

- 16. Consider making appointments to various Boards/Commission.** A committee consisting of Mayor Dusch, Council Members Langford and Stocks, the City Manager, the Planning and Neighborhood Development Services Director, and the City Clerk met on March 7th to review applications on file for appointment considerations to the Board of Adjustment, Planning and Zoning Commission and the Public Art Advisory Committee.

**Recommendation:** Motion to make appointments to various Boards/Commissions.

## VII. Consent Agenda

- A. Consider authorizing the City Manager to execute a contract with Martin Starnes & Associates, CPAs, P.A. for the audit of City of Concord accounts for fiscal year ending June 30, 2022.** Approval will continue the relationship between the City and Martin Starnes & Associates, CPAs, P.A. The fees are set at \$52,025 for the fiscal year ending June 30, 2022.

**Recommendation:** Motion to authorize the City Manager to execute a contract with Martin Starnes & Associates, CPAs, P.A. for the audit of City of Concord accounts for fiscal year ending June 30, 2022.

- B. Consider reallocating \$1,450 in CARES funding from Prosperity Unlimited to Salvation Army for the repair work completed to the Food Pantry facility.** In November of 2020, Council approved an allocation of \$25,000 to complete repairs to the food storage area of The Salvation Army facility. The repairs were needed due to a water issue where additional COVID food is stored for both the pantry and shelter guests. In September of 2021, Council approved an additional allocation of \$18,900 resulting from the material cost increase. During the repair work, a pre-existing broken water line was discovered requiring a change order. The repair total was \$1,450. In August of 2020, Council approved \$149,818.08 of CARES funds to Prosperity Unlimited to respond to mortgage needs within Concord. Due to the foreclosure moratorium being extended, Prosperity has not expended all of these funds. Staff has discussed the reallocation of \$1,450 funds with Prosperity to cover the added work at the Salvation Army Food Pantry facility.

**Recommendation:** Motion to approve reallocating \$1,450 in CARES funding from Prosperity Unlimited to Salvation Army for the repair work completed to the Food Pantry facility.

- C. Consider adopting the name GM One Team Dr, NW for a new private street.** According to the Code of Ordinances, the City Council assigns official street names to public and private streets. Hendrick Motorsports is requesting that a private street on the Hendrick Auto Plaza property be given a name. The proposed new street is entirely on the Hendrick property and will not affect other property owners. This street would serve the GM Technical Center that is currently under construction and nearing completion, as well as a planned future building. There are two existing private streets on the property, Hendrick Auto Plaza, NW and Papa Joe Hendrick Blvd, NW. Cabarrus County has confirmed that the name of GM One Team Dr, NW will not cause a conflict with other street names in the County. The City would not incur any cost associated with this change as the property owner will pay for the street signs.

**Recommendation:** Motion to approve adopting the name of GM One Team Dr NW for the private street on the Hendrick Auto Plaza property

- D. Consider approving the current Concord ABC Board Travel Policy.** The ABC Board is required by the NC General Statute to have their travel policy approved each year by City Council. NC General Statute 18B-700, Appointment and organization of local ABC boards, section (g2) states the following: Travel Allowance and Per Diem

Rates. - "Approved travel on official business by the members and employees of local boards shall be reimbursed pursuant to G.S. 138-6 unless the local board adopts a travel policy that conforms to the travel policy of the appointing authority and such policy is approved by the appointing authority. The local board shall annually provide the appointing authority's written confirmation of such approval to the Commission and a copy of the travel policy authorized by the appointing authority. Any excess expenses not covered by the local board's travel policy shall only be paid with the written authorization of the appointing authority's finance officer. A copy of the written authorization for excess expenses shall be submitted to the Commission by the local board within 30 days of approval." No changes have been made to the ABC Board travel policy.

**Recommendation:** Motion to approve the current Concord ABC Board Travel Policy.

- E. Consider authorizing the Aviation Department to apply for grant funds through the Airport Terminal Program.** The ATP is a \$5 billion grant program, distributed as approximately \$1 billion annually for five years (Fiscal Years 2022, 2023, 2024, 2025, and 2026), subject to annual allocations limitations based on airport roles found in the published National Plan of Integrated Airport Systems (NPIAS), as updated with current year data. In general, the \$5 billion in ATP grant funding is subject to the following annual award allocation limitations: not more than 55% shall be for large hub airports, not more than 15% shall be for medium hub airports, not more than 20% shall be for small hub airports, and not less than 10% shall be for non-hub and non-primary airports.

**Recommendation:** Motion to authorize the Aviation Department to apply to the Federal Aviation Administration for funds available through the Airport Terminal Program.

- F. Consider authorizing the Fire Department to apply for the AARP Community Challenge 2022 Grant.** The Concord Fire Department is seeking authorization to apply for the 2022 AARP Community Challenge. This is a grant program to make communities more livable for people of all ages (especially those age 50 and over). If awarded, Concord Fire Department will use 100% of the grant money to purchase Residential Knox Boxes for our residents who are 50 years and older with mobility issues. These Knox Boxes will provide our firefighters/first responders rapid access to render medical care, lifting assistance or other lifesaving aid without having to force entry because our patient cannot unlock the door.

**Recommendation:** Motion to authorize the Fire Department to apply for the AARP Community Challenge Grant.

- G. Consider authorizing the Transit Department to apply for the FY23 5303 Metropolitan Transportation Planning Funds on behalf of the Cabarrus-Rowan Urban Metropolitan Planning Organization.** Each year, the City of Concord acts as a lead agency for the Cabarrus-Rowan Urban Metropolitan Planning Organization (MPO) with the NCDOT to receive Section 5303 Federal Transit Administration (FTA) funds for Metropolitan Planning for Transit. The purpose of the Section 5303 funds are to assist in the development of improved public transportation facilities, equipment, techniques, and methods with the cooperation of public transportation companies both public and private; and to provide assistance to state and local governments and their instrumentals in financing such systems, to be operated by public and private transportation companies as determined by local needs; and various federal urban transportation planning regulations require that each urbanized area have a comprehensive, cooperative, and continuing transportation planning process. For FY23, the MPO plans to submit an application in the amount of \$195,639 which covers the 80% federal share and the 10% state share. The remaining 10% share of \$19,564 is the local share which is split between the City of Concord and the City of Kannapolis.

These local funds will be appropriated during the adoption of the FY23 budget ordinance.

**Recommendation:** Motion to authorize the Transit Department to apply for the FY23 5303 Metropolitan Transportation Planning Funds on behalf of the Cabarrus-Rowan Urban Metropolitan Planning Organization.

- H. Consider authorizing the Water Resources Department to apply for State ARPA grant funding in the amount up to \$5 million to fund raw and finished water improvements to include the settling basin upgrades/repairs projects at the Hillgrove Water Treatment Plant and additional raw water quality treatment at Lake Fisher.** An unexpected \$54,100,000 of construction grants has become available for public water systems and wastewater systems that are not designated as distressed and that are not categorized as at-risk. The grant process includes a submittal deadline of May 2, 2022 with awards being made as early as July 2022. All awarded funds must be spent by December 30, 2026. This round of funding is generally capped at \$5 million per applicant to assure a wide distribution of funds. There is no local match requirement.

**Recommendation:** Motion to authorize the Water Resources Department to apply for State ARPA funds in the amount up to \$5 million to fund raw and finished water technology improvements.

- I. Consider accepting an offer of infrastructure at Cumberland Subdivision PH 1, Tuckers Walk Subdivision PH 1 and PH 2 MP 1, BJ's Restaurant and Brew-house.** 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: 115 LF of 20-inch water line, 3,995 LF of 8-inch water line, 200 LF of 6-inch water line, 1,280 LF of 2-inch water line, 35 valves and 9 Fire Hydrants. 4,226 LF of 8-inch sanitary sewer and 26 manholes.

**Recommendation:** Motion to accept the offer of infrastructure acceptance in the following subdivisions and sites, Cumberland Subdivision PH 1, Tuckers Walk Subdivision PH 1 and PH 2 MP 1, BJ's Restaurant and Brew-house.

- J. Consider adopting ordinances to amend the Airport Operating budget and the Airport Projects budget to clean up airport projects.** Staff is requesting that the airport projects budget be amended to match current active grants. The operating budget must also be amended because grant funds provided reimbursement of a hangar purchase made with operating funds.

**Recommendation:** Motion to adopt ordinances to amend the Airport Operating budget and the Airport Projects budget to clean up airport projects.

- K. Consider adopting an ordinance to amend the FY 2021/2022 Budget Ordinance for the Electric Fund.** Natural gas prices have caused an increase in the purchase power cost for the electric department. The purchase power adjustment on electric bills was adjusted to zero in February to generate additional revenue to help offset the cost increase. The electric department also identified other cuts that could be made to further offset the cost increase. The remaining amount of the cost increase needing to be covered will be taken from the rate stabilization reserve. The attached budget amendment adjusts all of the impacted accounts.

**Recommendation:** Motion to adopt an ordinance to amend the FY 2021/2022 Budget Ordinance for the Electric Fund.

- L. Consider adopting ordinances to amend the Fire Capital Project Fund budget, the General Capital Reserve Fund budget, and the General Capital Project Fund budget.** In prior years, there was a transfer in the amount of \$1,050,000 from the General Capital Reserve Fund to the Fire Capital Project Fund for a training facility. These funds are no longer needed for this purpose and are being returned to the General Capital Reserve Fund. These funds are needed to help fund a Solid Waste Shed in the General Capital Project Fund. The attached ordinances transfer \$1,050,000 from the Fire Capital Project Fund back to the General Capital Reserve

Fund and then transfer those funds from the General Capital Reserve Fund to the General Capital Project Fund for the Solid Waste Shed.

**Recommendation:** Motion to adopt ordinances to amend the Fire Capital Project Fund budget, the General Capital Reserve Fund budget, and the General Capital Project Fund budget.

- M. Consider adopting an ordinance to amend the FY 2021/2022 Budget Ordinance for the General Fund.** The City received digital forensic lab fees. The attached budget amendment appropriates the fees received.

**Recommendation:** Motion to adopt an ordinance to amend the FY 2021/2022 Budget Ordinance for the General Fund.

- N. Consider adopting ordinances to amend the Parks Capital Reserve Fund budget and the Parks Capital Project Fund budget for a transfer of reserves to the project fund.** Staff is requesting \$1,138,860 from the Parks Capital Reserve Fund to be transferred to the project fund. This will fund the design costs for the Dorton Park and Hartsell Park improvements.

**Recommendation:** Motion to adopt ordinances to amend the Parks Capital Reserve Fund budget and the Parks Capital Project Fund budget for a transfer of reserves to the project fund.

- O. Consider adopting a Transportation Projects fund project ordinance amendment to cleanup various transportation project budgets.** The attached project ordinance amendment cleans up several items in the transportation project fund. The CMAQ amount currently adopted for the US 601/Flowes Store Rd project needs to be corrected to match the amount of CMAQ funds actually approved for the project. The amendment also establishes separate accounts to track the funds that are set aside for sidewalk PIP improvements as well as concrete street projects.

**Recommendation:** Motion to adopt a Transportation Projects fund project ordinance amendment to cleanup various transportation project budgets.

- P. Consider adopting an ordinance to amend the Utility Capital Reserve Project fund.** The Electric department's FY22 budget was adopted with a planned transfer to the Utility Capital Reserve. However, due to the increased purchase power expenses related to natural gas price increases, this transfer is not going to be done in order to help offset the costs in the operating fund. The attached budget amendment removes this transfer and also allocates investment earnings through 6/30/21 to the future project balances.

**Recommendation:** Motion to adopt an ordinance to amend the Utility Capital Reserve Project fund.

- Q. Consider acceptance of the Tax Office reports for the month of January 2022.** 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 January 2022.

- R. Consider approval of Tax Releases/Refunds from the Tax Collection Office for the month of January 2022.** 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 January 2022.

- S. Receive monthly report on status of investments as of January 31, 2022.** 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.

**VIII. Matters not on the agenda**

- **Transportation Advisory Committee (TAC)**

- **Metropolitan Transit Commission (MTC)**
- **Centralina Regional Council**
- **Concord/Kannapolis Transit Commission**
- **Water Sewer Authority of Cabarrus County (WSACC)**
- **Public Art Advisory Committee**
- **WeBuild Concord**
- **Barber Scotia Community Task Force Committee**
- **Concord United Committee**

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

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

**XI. 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.**