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CONCORD CITY COUNCIL REGULAR MEETING MAY 14, 2020

A regular meeting of the City Council for the City of Concord, North Carolina, was held on May 14, 2020, at 6:00 p.m. with Mayor William C. Dusch presiding.

Due to COVID-19 and the 6 foot separation requirement, the meeting was conducted electronically via Zoom.

Council members were present as follows:

Members Present:

Mayor Pro-Tem John A. Sweat, Jr.
Council Member Andy Langford
Council Member W. Brian King
Council Member Ella Mae P. Small
Council Member JC McKenzie
Council Member Terry L. Crawford
Council Member Jennifer H. Parsley

Others Present:

City Manager, Lloyd Wm. Payne, Jr.
City Attorney, Valerie Kolczynski
City Clerk, Kim J. Deason
Various Department Directors

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Call to Order, Pledge of Allegiance, and Moment of Silent Prayer:

The meeting was called to order by Mayor Dusch followed by the Pledge of Allegiance and a moment of silent prayer.

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Approval of Minutes:

A motion was made by Council Member King and seconded by Council Member Small to approve the minutes for the meetings of April 7, April 9, and April 21, 2020—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

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Presentations:

1. Mayor Dusch recognized Del Eudy for over 26 years of service with the City of Concord Transportation Department.
2. Mayor Dusch read and submitted the following Proclamation recognizing May 17-23, 2020 as National Public Works Week.

WHEREAS, public works services provided in our community are in integral part of our citizen's 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, sewer, streets and 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, are vitally dependent upon the efforts and skill of public works officials; and

WHEREAS, the efficiency of the qualified and dedicated personnel who staff public works departments are materially influenced by people's attitude and understanding of the importance of the work they perform.

NOW, THEREFORE, I, William C. Dusch, Mayor of the City of Concord, North Carolina, do hereby proclaim the week of May 17 – 23, 2020 as

“National Public Works Week”

in the City of Concord, North Carolina, and urge all citizens and civic organizations to acquaint themselves with the issues involved in providing our public works and to recognize the contributions which public works officials make every day to our health, safety, comfort, and quality of life.

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim J. Deason, City Clerk

3. Mayor Dusch recognized the Finance Department for being awarded the Distinguished Budget Presentation Award from the Government Finance Officers Association of the United States and Canada.

Persons requesting to be heard:

Aavis “AJ” Clark, 111 High Ave, SW, addressed the Council on behalf of the Logan Association to express their support for the proposed improvements at Rutherford Cemetery.

Betty Stocks, 95 Cedar Dr, NW; Donald Watson, 1044 Hearth Lane, SW; and Rev. Donald Anthony, 37 Tribune Ave, also addressed the Council to express their support of the proposed improvements at Rutherford Cemetery.

Public Hearings:

1. **Conduct a public hearing pursuant to NC General Statutes Sec. 158-7.1 and consider offering a contract for a three year / 85% tax based Economic Development Incentive Grant to Project Paul to locate at 700 Derita Road, Building B in Concord, NC.**

Project Paul is a commercial print and mailing operation. The project proposes a \$1.98 million investment in real property and \$22.58 million investment in personal property. Project Paul is expected to create approximately 136 full time jobs and 3 part time jobs with average wages at \$39,936. The total value of the City's three year total grant is estimated to equal \$249,945 depending the project's investment. The City of Concord would collect a 3-year net revenue of \$44,108.

A motion was made by Council Member Parsley and seconded by Mayor Pro-Tem Sweat to open the public hearing—the roll call vote: Aye: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

There were no speakers in favor or opposition. Therefore, a motion was made by Council Member Crawford and seconded by Council Member Small to close the public hearing—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

A motion was made by Council Member Crawford and seconded by Council Member McKenzie to offer a contract for a three year / 85% Economic Development Incentive

Grant to Project Paul to locate at 700 Derita Road, Building B in Concord, NC pursuant to NC General Statutes Sec. 158-7.1—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

2. Conduct a public hearing and consider adopting an ordinance annexing one parcel of land, located at Aviation Circle and Derita Road (northeast corner of Aviation Circle and Derita Road intersection), owned by Z & T Real Estate, LLC.

The subject property consists of one (1) parcel, also known as Lot #4 of the Favoni Corporate Center and encompasses +/- 2.07 vacant acres. The applicant, Tun Oo, has petitioned for annexation into the City of Concord's municipal limits in order to connect to City services for development of the parcel with an industrial use.

A motion was made by Council Member McKenzie and seconded by Council Member King to open the public hearing—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

Tun Oo (applicant), 9122 Dylan Ridge Ct, spoke in favor of the request.

There were no further speakers. Therefore, a motion was made by Mayor Pro-Tem Sweat and seconded by Council Member Parsley to close the public hearing—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

A motion was made by Council Member Langford and seconded by Council Member King to adopt the following annexation ordinance and set the effective date for May 14, 2020—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

ORD. #20-33

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF CONCORD, NORTH CAROLINA TO INCLUDE PROPERTY LOCATED AT AVIATION CIRCLE & DERITA ROAD, CONCORD, NC (NORTHEAST CORNER OF AVIATION CIRCLE AND DERITA ROAD INTERSECTION)

WHEREAS, the City Council has been petitioned under G.S. 160A-58.1 by Tun tun Oo, Z & T Real Estate, LLC, on May 14th, 2020 to annex the area described below; and

WHEREAS, the City Council has by resolution directed the City Clerk to investigate the sufficiency of the petitions; and

WHEREAS, the City Clerk has certified the sufficiency of the petitions and a public hearing on the question of this annexation was held via virtual multimedia platform on May 14th, 2020 after due notice by The Independent Tribune on May 3rd, 2020; and

WHEREAS, the City Council finds that the petitions meet requirements of G.S. 160A-58.1;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Concord, North Carolina, that:

SECTION 1. By virtue of the authority granted by G.S. 160A-58.1, the following described territory is hereby annexed and made part of the City of Concord, as of the 14th day of May 2020:

Being all of Lot 4 of Favoni Corporate Center, as same is shown on map thereof recorded in Map Book 40, Page 5, in the office of the Register of Deeds for Cabarrus County, North Carolina.

Less and except, the portion that is North Carolina Department of Transportation road right-of-way defined as follows:

Point of beginning being S86°26'45.0"E, 65.655 feet from - L - Sta 170 + 00; thence to a point on a bearing of N14°18'53.9"E, 51.064 feet; thence to a point on a bearing of

N29°33'57.1"E, 16.808 feet; thence to a point on a bearing of N74°11'54.7"W, 24.506 feet; thence to a point on a bearing of N74°11'54.7"W, 37.177 feet; thence to a point on a bearing of S14°23'24.6"W, 210.625 feet; thence along a curve 55.958 feet and having a radius of 9970.000 feet. The chord of said curve being on a bearing of S14°13'45.8"W, a distance of 55.958 feet; thence to a point on a bearing of S14°04'6.9"W, 118.112 feet; thence along a curve 40.066 feet and having a radius of 25.000 feet. The chord of said curve being on a bearing of S31°50'35.2"E, a distance of 35.913 feet; thence to a point on a bearing of S77°45'17.3"E, 55.596 feet; thence to a point on a bearing of N17°29'57.9"W, 69.306 feet; thence to a point on a bearing of N14°18'53.9"E, 179.788 feet; thence to a point on a bearing of N21°09'27.8"E, 100.717 feet; returning to the point and place of beginning.

SECTION 2. Upon and after the 14th day of May, 2020, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Concord and shall be entitled to the same privileges and benefits as other parts of the City of Concord. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

SECTION 3. The Mayor of the City of Concord shall cause to be recorded in the office of the Register of Deeds of Cabarrus County, and in the Office of the Secretary of State in Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the County Board of Elections, as required by G.S. 163-288.1.

SECTION 4. Notice of adoption of this ordinance shall be published once, following the effective date of annexation, in a newspaper having general circulation in the City of Concord.

Adopted this 14th day of May 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

3. Conduct a public hearing and consider adopting an ordinance annexing +/- 1.03 acres of street right-of-way within Dickens Place Northeast and Crosspoint Drive Northeast, with ownership interests belonging to Copperfield, Inc and the City of Concord.

The subject property consists of +/- 1.03 acres of land located within the Dickens Place Northeast and Crosspoint Drive Northeast street right-of-way, north of the Dickens Place Northeast and Vinehaven Drive Northeast intersection. Ownership interests are currently retained by Copperfield, Inc and the City of Concord due to right-of-way dedication. The City and the property owner of Copperfield, Inc have worked together to submit an annexation petition in order for the purpose of ensuring a City maintained street is within the City limits.

A motion was made by Council Member McKenzie and seconded by Council Member Crawford to open the public hearing—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

There were no speakers in favor or opposition to the request. Therefore, a motion was made by Council Member King and seconded by Mayor Pro-Tem Sweat to close the public hearing—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

A motion was made by Mayor Pro-Tem Sweat and seconded by Council Member Parsley to adopt the following annexation ordinance and set the effective date for May 14, 2020—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

ORD. #20-34

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF CONCORD, NORTH CAROLINA TO INCLUDE +/- 1.03 ACRES OF THE DICKENS PLACE NORTHEAST AND CROSSPOINTE DRIVE NORTHEAST STREET RIGHT-OF-WAY LOCATED NORTH OF THE DICKENS PLACE NORTHEAST AND VINEHAVEN DRIVE NORTHEAST INTERSECTION

WHEREAS, the City Council has been petitioned under G.S. 160A-58.1 by James H. Craver, Copperfield Inc and Lloyd Payne, The City of Concord, on May 14, 2020 to annex the area described below; and

WHEREAS, the City Council has by resolution directed the City Clerk to investigate the sufficiency of the petitions; and

WHEREAS, the City Clerk has certified the sufficiency of the petitions and a public hearing on the question of this annexation was held at via a virtual multimedia platform, on May 14, 2020 after due notice by The Independent Tribune on May 3, 2020; and

WHEREAS, the City Council finds that the petitions meet requirements of G.S. 160A-58.1;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Concord, North Carolina, that:

SECTION 1. By virtue of the authority granted by G.S. 160A-58.1, the following described territory is hereby annexed and made part of the City of Concord, as of the 14th day of May 2020:

Now or formerly a part of Cabarrus County PIN: 5622-88-0492 and shown as a portion of Dickens Place, NE and Crosspointe Drive, NE in the Final Plat entitled:

FINAL PLAT, BOUNDARY SURVEY, NEW ROAD RIGHT OF WAY, PLAT OF DEDICATION: DICKENS PLACE NE - EXTENSION and CROSSPOINTE DRIVE NE (Map Book 57, Page 84) (see also Map Book 74 Page 100).

Lying and being in the City of Concord, No. 4 Township, Cabarrus County, North Carolina, and being a part of PIN: 5622-88-0492 (now or formerly) as shown and recorded in Map Book 57, Page 84 among the Cabarrus County Register of Deeds; and being more particularly described as follows:

An approximate 1.03 Acres tract of land

Beginning at a MAG NAIL shown to be on the east side Public Right of Way (60' wide) of Dickens Place, NE; said MAG NAIL being further described as being shown in the public sidewalk in the aforesaid Map Book 74 Page 100 and also having NC Grid (NAD 88/2011) Coordinates of N: 627,897.49' E: 1,528,343.49' and being the POINT OF BEGINNING of the tract of land being described herein; thence leaving the POINT OF BEGINNING and running along the OLD TRACT LINE as shown in the aforesaid Map Book 57 page 84

1. North 21°04'23" West 160.55 feet to a point; thence leaving the OLD TRACT LINE and running
2. North 05°18'30" East 2.83 feet to a point; thence
3. 213.94 feet along the arc of a non-tangent curve deflecting to the right, having a radius of 2,040.00 feet and a Chord Bearing and Distance of North 08°24'22" East 213.85 feet to a point; thence
4. North 87°29'07" East 329.08 feet to a point; thence
5. South 02°30'52" East 80.00 feet to a point; thence
6. South 87°29'07" West 241.06 feet to a point; thence
7. 41.16 feet along the arc of a curve deflecting to the left, having a radius of 30.00 feet and a Chord Bearing and Distance of South 48°10'38" West 38.01 feet to a

point; thence

8. 118.61 feet along the arc of a compound curve deflecting to the left, having a radius of 1,960.00 feet and a Chord Bearing and Distance of South 07°08'08" West 118.59 feet to a point; thence

9. South 04°47'16" West 167.06 feet to a point; thence

North 21°04'23" West 22.91 feet to the Point of Beginning and containing 44,994 square feet or 1.03 acres of land, more or less. The above description is a portion of the area shown as DICKENS PLACE NE - EXTENSION and CROSSPOINTE DRIVE NE (Map Book 57, Page 84)

SECTION 2. Upon and after the 14th day of May, 2020 the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Concord and shall be entitled to the same privileges and benefits as other parts of the City of Concord. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

SECTION 3. The Mayor of the City of Concord shall cause to be recorded in the office of the Register of Deeds of Cabarrus County, and in the Office of the Secretary of State in Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the County Board of Elections, as required by G.S. 163-288.1.

SECTION 4. Notice of adoption of this ordinance shall be published once, following the effective date of annexation, in a newspaper having general circulation in the City of Concord.

Adopted this 14th day of May 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

Presentations of Petitions and Requests

1. Consider authorizing the City Manager to enter into an agreement with Concord Greenway Townhomes LLC to receive +/- 10.33 acres between Wilkinson Court SE and Woodsdale Place SE at no cost.

City Council approved an offer to purchase in May 2018 from Sherwood Development for 13.05 acres located between Wilkinson Court and Woodsdale Place. Sherwood is purchasing the land to construct twelve townhomes on Wilkinson Court and twenty-two townhomes on Woodsdale Place. The acreage being purchased also included part of the McEachern Greenway. The City reserved the right to maintain any easements for the greenway or utilities.

Another option was for Sherwood to give land back to the City that was not required for the townhomes. Sherwood formed Concord Greenway Townhomes, LLC that will purchase the land from the City and then donate the unneeded acreage back to the City. The purchase price in the Option is \$275,000 and Sherwood intends to write off for tax purposes the value of the +/- 10.33 acres of land that is being donated back to the City. An appraisal was completed by Tim Tallent indicating the value of the acreage being donated is \$240,000.

A motion was made by Council Member Small and seconded by Council Member King to authorize the City Manager to enter into an agreement with Concord Greenway Townhomes LLC to receive +/- 10.33 acres located between Wilkinson Court SE and Woodsdale Place SE—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

2. Consider approving partial appropriation of Community Development Block Grant (CDBG) Coronavirus Aid, Relief, and Economic Security Act (CARES Act) funding in the amount of \$102,384.41 to select public service agencies and organizations responding to immediate community needs related to COVID-19.

Staff has received requests for CARES Act funding from the following two (2) agencies who are meeting immediate resident needs as related to COVID-19 needs: Cabarrus Health Alliance in the amount of \$54,000 and Boys and Girls Club in the amount of \$16,505.91.

Numerous area churches and organizations have also inquired about PPE equipment (masks and hand sanitizer) to help protect workers providing COVID-19 related supportive services to the community. These products will be purchased from Concord based businesses. The total for the PPE requests is \$31,878.50.

A motion was made by Council Member Langford and seconded by Council Member Parsley to approve partial appropriation of Community Development Block Grant (CDBG) Coronavirus Aid, Relief, and Economic Security Act (CARES Act) funding in the amount of \$102,384.41 to select public service agencies as they respond to immediate community needs related to COVID-19—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

3. Consider adopting an amendment to the Neighborhood Matching Grant policy.

In May 2002, City Council approved the Neighborhood Matching Grant (NMG) program to assist recognized neighborhood organizations in funding neighborhood improvement projects that beautified and/or otherwise enhance the quality of life in their community. Goals of the NMG program include creating a partnership between the City and recognized neighborhoods and facilitating neighborhood self-improvement.

Considering the current COVID-19 pandemic, neighborhood leaders have asked if establishing neighborhood food banks and pantries, or related activities intended to provide critical food assistance to economically disadvantaged individuals and families, could be considered an eligible activity. Legal staff and UNC School of Government faculty helped identify statutory authority and alignment with public purpose requirements for such an activity.

A motion was made by Mayor Pro-Tem Sweat and seconded by Council Member Langford to adopt an amendment to the City's Neighborhood Matching policy to note neighborhood food banks and pantries, or related activities intended to provide critical food assistance to economically disadvantaged individuals and families as an exception—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

4. Consider awarding bids for electric equipment and materials for the Heglar Road Electric Substation P to Substation Enterprises Inc., Siemens Energy Inc., Virginia Transformer Corporation, Siemens Industry Inc., S & C Electric; Keystone Electrical Manufacturing Co., and Modular Connections LLC.

Electric Systems staff received bids on April 8, 2020 for electric equipment and materials required for the construction of a new delivery point and substation located at the corner of Heglar and Old Airport Roads.

The bids were arranged into eight schedules of equipment. Schedule I - Delivery point steel and structures- Substation Enterprises Inc., \$212,000; Schedule II - Five 48KV circuit breakers- Siemens Energy, Inc., \$174,110; Schedule III - Substation P steel and structures, Substation Enterprises Inc., \$345,000; Schedule IV —Two 27 MVA power transformers, Virginia Transformer Corp., \$957,218; Schedule V - Two 46KV Circuit Switchers, S & C Electric Company, \$85,184; Schedule VI - Eight 15KV circuit breakers, Siemens Industry, Inc., \$130,928; Schedule VII – Relay Panels, Keystone Electrical Manufacturing Co., \$159,796.51; and Schedule VIII – Two Control equipment houses,

Modular Connections, LLC, \$157,794. All schedules combined total \$2,222,030.51. Funding is derived from existing project account with a balance of \$3,940,144.40.

A motion Council Member Crawford and seconded by Council Member McKenzie to award bids for electric equipment and materials for the Heglar Road Electric Substation P to Substation Enterprises Inc., Siemens Energy Inc., Virginia Transformer Corporation, Siemens Industry Inc., S & C Electric, Keystone Electrical Manufacturing Co., and Modular Connections LLC—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

5. Consider authorizing the City Manager to negotiate and execute a contract with Ike's Construction, Inc. for the construction of a 30 x 30 mezzanine in the existing Grounds Maintenance Shop at the Brown Operations Center.

Formal bids were opened Thursday April 2, 2020. Three bids were submitted with Ike's Construction, Inc. being the lowest responsible bidder in the amount of \$198,000. The project is funded at \$545,000 leaving \$347,000 to complete Phase II of the project; expansion of the existing truck shed. Plans are being completed for Phase II and will be out to bid within the next 30 days.

A motion was made by Council Member Langford and seconded by Council Member Crawford to authorize the City Manager to negotiate and execute a contract with Ike's Construction in the amount of \$198,000.00 for the construction of a 30 x 30 mezzanine in the existing Grounds Maintenance Shop at the Brown Operations Center—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

6. Consider authorizing the City Manager to negotiate and execute a contract with Carolina Site Works, Inc. for improvements at Rutherford Cemetery.

The proposed improvements at Rutherford Cemetery will develop the remaining land inside the fence and will result in the addition of 500 grave sites. The work will include grading, the installation of a culvert pipe, extending the road and ending it in a cul-de-sac. Formal bids were opened Wednesday, April 15, 2020. Three bids were submitted with Carolina Siteworks, Inc. being the lowest responsible bidder in the amount of \$108,837.30. The project fund is \$125,360.

A motion was made by Council Member Small and seconded by Council Member Langford to authorize the City Manager to negotiate and execute a contract with Carolina Siteworks, Inc. in the amount of \$108,837.30 for improvements at Rutherford Cemetery—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

7. Consider adopting an ordinance to temporarily close Cabarrus Ave (SR 1002) between Market St., SW and Church St., S for the Concord International Festival to be held September 19, 2020.

The City of Concord is co-Sponsoring the Concord International Festival to be held September 19, 2020. As such, to protect the safety of pedestrians in the event, staff is requesting to temporarily close Cabarrus Ave (SR 1002) between Market St., SW and Church St., S from NCDOT.

A motion was made by Council Member Langford and seconded by Council Member Parsley to adopt the following ordinance to temporarily close Cabarrus Ave (SR 1002) between Market St., SW and Church St., S for the Concord International Festival to be held September 19, 2020—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

ORD. #20-35

AN ORDINANCE TO TEMPORARILY CLOSE CERTAIN STATE-MAINTAINED ROADS FOR A SPECIAL EVENT ORGANIZED BY THE CITY OF CONCORD, NC

WHEREAS, North Carolina General Statute 20-169 authorizes local authorities to regulate by ordinance the use of a highway within their jurisdiction by processions, assemblages or anything that may be construed as a procession or assemblage; and

WHEREAS, the City of Concord will consult with the local NCDOT Division office to verify that a proposed event will not 1) interfere with other planned special events and 2) impact or be impacted by planned maintenance or other activities; and

WHEREAS, the City of Concord will co-sponsor with Cabarrus Health Alliance and hold The Concord International Festival on September 19, 2020; and

WHEREAS, this event will require the temporary closing of Cabarrus Ave (SR 1002) between Market St., SW and Church St., S.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Concord, North Carolina, that Cabarrus Ave (SR 1002) between Market St., SW and Church St., S be closed to vehicular traffic on September 19, 2020 between the hours of 8:00 A.M. and 8:00 P.M.

The City will place signage as appropriate advising the public of the closing.

A copy of this Ordinance shall be forwarded to the local NCDOT Division Office.

Adopted this 14th day of May 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

8. Consider authorizing the City manager to execute an amendment to the current annual Installation of Traffic Signal Equipment and Associated Construction/Maintenance Work contract.

The amendment consists of a Task Order for Carolina Power & Signalization, Inc. to perform the decommissioning of two (2) existing traffic signals and constructing new traffic signals in their place. The two traffic signals associated with this amendment are located at the intersections of Union Street and Cabarrus Avenue, and Union Street and Corban Avenue. The mast arms at these intersections were inspected with the intention of upfitting them for future pedestrian signal upgrades. During this inspection, the condition of the mast arm to foundation mounting hardware and the mast arms themselves were found to be severely deteriorated. It has been determined that replacement of the mast arms and corresponding foundations is required.

This CIP was funded in 2018 at \$400,000 for construction and \$40,000 for engineering and design. The final cost of the design was approximately \$71,600. The estimate for the cost of this Task Order for the construction and installation of materials supplied by the City for the traffic signals is \$230,825. The additional cost of materials which the City is to supply for this project is estimated at \$124,100. Together with the design, construction/installation, and materials to be supplied for the project, the total estimated cost of the signal replacement project is \$426,525.

A motion was made by Council Member King and seconded by Council Member McKenzie to authorize the City Manager to execute an amendment to the current annual Installation of Traffic Signal Equipment and Associated Construction/Maintenance Work contract, in the amount of \$230,825 for the construction and installation of materials to be supplied by the City for the replacement of the existing traffic signals located at Union Street and Cabarrus Avenue, and Union Street and Corban Avenue—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

9. Consider authorizing the City Manager to negotiate and execute a contract for the City of Concord's Pedestrian Improvement Program Design Services.

This contract consists of the selected firm providing surveying, design, and corresponding civil engineers cost estimate, including but not limited to, complete drawings and plans for various specified locations from the City's Pedestrian Improvement Program.

In the FY 19-20 budget, City Council approved additional funding from the Motor Vehicle Tax (approx. \$500,000) to more effectively complete gaps in the City's sidewalk network. As such, the Transportation Department solicited and selected a firm to prepare plan documents of projects to be constructed. Proposals for this work were received on April 16, 2020 and were evaluated by Committee. The Committee chose SEPI, Inc. as the selected firm whose proposal has been determined to be most beneficial to the City. The Transportation Department intends to use up to \$150,000 of the funds to begin processing designs. Contract final completion date is June 30, 2021.

A motion was made by Council Member Crawford and seconded by Mayor Pro-Tem Sweat to authorize the City manager to negotiate and execute a contract with SEPI, Inc for the Pedestrian Improvement Program Design Services contract, not to exceed \$150,000—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

10. Consider supporting an application for Surface Transportation Block Grant Program Direct Allocation (STBGP-DA) funds to be submitted to the Cabarrus-Rowan Metropolitan Planning Organization (CRMPO) for the Harris Road (SR 1449) and Poplar Tent Road (SR 1394) Intersection Improvements.

As a Transportation Management Area (TMA), the Cabarrus-Rowan Metropolitan Planning Organization (CRMPO) receives a direct allocation of STBGP funding annually. This direct allocation is referred to by the CRMPO as Surface Transportation Block Grant Program Direct Allocatable (STBGP-DA). The FAST Act also combined the former STP and former TAP programs at the federal level, and amended the provisions contained in 23 U.S.C. 133.

Prior to apportioning the STBGP funds to each state or MPO, a portion the FAST Act sets aside STBGP funds specifically for Transportation Alternatives which is now referred to as the Transportation Alternative Set Aside (TASA). From the TASA funds apportioned to each state, a portion of the FAST Act allocates TASA funds directly to any Metropolitan Planning Organization (MPO) that is designated as a Transportation Management Area (TMA). As a Transportation Management Area (TMA), the Cabarrus-Rowan Metropolitan Planning Organization (CRMPO) will receive a direct allocation of TA Set Aside funding annually. A competitive process has previously been adopted to determine which projects are funded.

The proposal for the Surface Transportation Block Grant Program Direct Allocation (STBGP-DA) funds for the Harris Road (SR 1449) & Poplar Tent Road (SR 1394) Intersection Improvements involves converting the existing intersection to a Reduced Conflict Intersection (RCI), as well as constructing additional travel lanes and pedestrian accommodations to accept the future widening of Poplar Tent Rd, NCDOT project U-6032. See the attached application prepared by Kimley-Horn and Associates. The total estimated cost is \$15,080,000 and the City of Concord's estimated matching funds would equal \$3,016,000 (20%).

A motion was made by Council Member McKenzie and seconded by Council Member Crawford to support an application for Surface Transportation Block Grant Program Direct Allocation (STBGP-DA) funds to be submitted to the Cabarrus-Rowan Metropolitan Planning Organization (CRMPO) for the Harris Road (SR 1449) & Poplar Tent Road (SR 1394) Intersection Improvements—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

11. Consider authorizing the City Manager to negotiate and execute a contract with Electrical Engineering Consulting & Testing, P.C. in the amount of \$73,925 for final engineering and project management services for the switchgear replacement project at the Coddle Creek Water Treatment Plant.

This contract provides project management services and final design for the switchgear replacement project at the Coddle Creek Water Treatment Plant.

A motion was made by Council Member Langford and seconded by Council Member McKenzie to authorize the City Manager to negotiate and execute a contract with Electrical Engineering Consulting & Testing, P.C. in the amount of \$73,925 for final engineering and project management services for the switchgear replacement project at the Coddle Creek Water Treatment Plant—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

12. Consider authorizing the City Manager to negotiate and execute a contract with Page Power Systems in the amount of \$1,404,727 for construction services for the switchgear replacement project at the Coddle Creek Water Treatment Plant.

The contract provides construction services for the switch gear replacement project at the Coddle Creek Water Treatment Plant. This price includes the alternates of a 3 year extended warranty and the remote racking option.

A motion was made by Council Member McKenzie and seconded by Council Member Small to authorize the City Manager to negotiate and execute a contract with Page Power Systems in the amount of \$1,404,727.00 for construction services for the switchgear replacement project at the Coddle Creek Water Treatment Plant—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

13. Consider adopting a resolution to approve and adopt the 2020 Cabarrus Stanly Union Regional Hazard Mitigation Plan.

The regional plan was developed in order to simplify planning efforts for the jurisdictions in the Cabarrus Stanly Union Region and allow resources to be shared among the participating jurisdictions to ease the administrative duties of all of the participants by combining the three existing County-level plans into one multi-jurisdictional plan.

FEMA requires that hazard mitigation plans be updated every five years to remain eligible for federal mitigation and public assistance funding. To prepare the 2020 Cabarrus Stanly Union Regional Hazard Mitigation Plan, ESP Associates, Inc. was hired by North Carolina Emergency Management to provide professional mitigation planning services. Per the contractual scope of work, the consultant team followed the mitigation planning process recommended by FEMA (Publication Series 386 and Local Mitigation Plan Review Guide) and recommendations provided by North Carolina Emergency Management (NCEM) mitigation planning staff. Additionally, for the 2020 update, FEMA Community Rating System (CRS) and Community Wildfire Protection Plan (CWPP) requirements were integrated into the plan update.

A motion was made by Council Member Parsley and seconded by Council Member Crawford to adopt the following resolution to approve and adopt the 2020 Cabarrus Stanly Union Regional Hazard Mitigation Plan—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

**RESOLUTION TO ADOPT THE 2020
CABARRUS STANLY UNION REGIONAL HAZARD MITIGATION PLAN**

WHEREAS, the City of Concord is vulnerable to an array of natural hazards that can cause loss of life and damages to public and private property; and

WHEREAS, the City of Concord desires to seek ways to mitigate situations that may aggravate such circumstances; and

WHEREAS, the development and implementation of a hazard mitigation plan can result in actions that reduce the long-term risk to life and property from natural hazards; and

WHEREAS, it is the intent of the City of Concord City Council to protect its citizens and property from the effects of natural hazards by preparing and maintaining a local hazard mitigation plan; and

WHEREAS, it is also the intent of the City of Concord City Council to fulfill its obligation under North Carolina General Statutes, Chapter 166A: North Carolina Emergency Management Act and Section 322: Mitigation Planning, of the Robert T. Stafford Disaster Relief and Emergency Assistance Act to remain eligible to receive state and federal assistance in the event of a declared disaster affecting the City of Concord; and

WHEREAS, City of Concord, in coordination with Cabarrus, Stanly and Union Counties and the participating municipalities within those Counties has prepared a multi-jurisdictional hazard mitigation plan with input from the appropriate local and state officials;

WHEREAS, the North Carolina Division of Emergency Management and the Federal Emergency Management Agency are reviewing the Cabarrus Stanly Union Regional Hazard Mitigation Plan for legislative compliance and will approve the plan pending the completion of local adoption procedures;

NOW, THEREFORE, BE IT RESOLVED that the City of Concord City Council of City of Concord hereby:

1. Adopts the Cabarrus Stanly Union Regional Hazard Mitigation Plan; and
2. Agrees to take such other official action as may be reasonably necessary to carry out the proposed actions of the Plan.

Adopted this the 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

14. Consider making an appointment to the First Concord Corporation Board of Directors.

Mr. Ralph Barnhardt has served on the First Concord Board of Directors since its inception in 1991. Mr. Barnhardt informed the board that he would like to be replaced as a First Concord Board of Director. Irvin Newberry has agreed to serve on this board and staff is requesting that you approve his appointment.

First Concord was established in 1991. First Concord is used as a counterparty on installment financing contracts when the City wants to do the financing in the public markets as LOBS. This is for a larger issue, like the City Hall, and the amount would normally be over \$10 Million. In these cases, we need a third party for the city to enter into the installment financing contract with. This enables the third party to assign the rights to the City's payments to a Trustee and it is those payments that get certified so they can be broken down into pieces and sold to investors in the public market. First Concord is reported in the City's financials. First Concord is ONLY needed if we want to do an installment deal that needs to go out to the public markets.

A motion was made by Council Member King and seconded by Council Member McKenzie to appoint Irvin Newberry to the First Concord Corporation Board of Directors—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

15. Consider making an appointment to the Concord Family Enrichment Association Board of Directors.

The CFEA has one vacancy as a result of Reverend Donald Anthony's resignation. Two individuals informed the Board of their interest in serving: Maya Jones and Jean King.

The CFEA Board unanimously recommended the appointment of Maya Jones to fill the vacancy.

A motion was made by Council Member Crawford and seconded by Council Member McKenzie to appoint Maya Jones to the CFEA Board of Directors—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

16. Consider a Preliminary Application from Simon Moody.

In accordance with City Code Chapter 62, Simon Moody submitted a preliminary application to receive water service outside the City limits. The property is located at 1677 Old Charlotte Road. The parcel is zoned LDR and the applicant wants to develop with a single family home. There is not sanitary sewer available to this parcel.

A motion was made by Council Member Small and seconded by Council Member Parsley to accept the preliminary application and have the owner proceed to the final application phase excluding annexation—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

17. Consider a Preliminary Application from George and Patricia Powell.

In accordance with City Code Chapter 62, George and Patricia Powell submitted a preliminary application to receive water service outside the City limits. The property is located at 7990 Untz Road. The parcel is approximately 2.1 acres, zoned CR and a single family home is being proposed the lot. There is not sanitary sewer available to the parcel.

A motion was made by Mayor Pro-Tem Sweat and seconded by Council Member Parsley to accept the preliminary application and have the owner proceed to the final application phase excluding annexation—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

Consent Agenda:

The consent agenda items were presented for the Council’s consideration.

A motion was made by Council Member King and seconded by Council Member McKenzie to remove Consent Agenda Item F from the agenda—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

A motion was made by Council Member King, seconded by Council Member Langford to approve the following consent agenda items—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

CONSENT AGENDA ITEM A

The following resolution was adopted designating Emergency Management Coordinator, Ian Crane, as the primary agent and Finance Director, Pam Hinson, as the secondary agent to execute and file applications for federal and/or state assistance.

RESOLUTION

BE IT RESOLVED by the City Council for the City of Concord, North Carolina, that the Primary Agent, Emergency Management Coordinator, Ian Crane, and the Secondary Agenda, Finance Director, Pam Hinson, are hereby authorized to execute and file applications for federal and/or state assistance on behalf of the City of Concord for the purpose of obtaining certain state and federal financial assistance under the Robert T. Stafford Disaster Relief & Emergency Assistance Act, (Public Law 93-288 as amended) or as otherwise available.

BE IT FURTHER RESOLVED that the above-named agents are authorized to represent and act for the City of Concord in all dealings with the State of North Carolina and the Federal Emergency Management Agency for all matters pertaining to such disaster assistance required by the grant agreements and assurances.

BE IT FINALLY RESOLVED THAT the above-named agents are authorized to act severally.

This resolution shall be effective as of date of adoption date.

Adopted this 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch

ATTEST: /s/ Kim Deason, City Clerk

CONSENT AGENDA ITEM B

The Fire Department was authorized to apply for the Assistance to Firefighter Grant COVID-19 Supplement through FEMA.

CONSENT AGENDA ITEM C

The Fire Department was authorized to apply for the Fire Prevention & Safety Grant through FEMA.

CONSENT AGENDA ITEM D

The Fire Department was authorized to apply for the Staffing for Adequate Fire & Emergency Response (SAFER) Grant through FEMA.

CONSENT AGENDA ITEM E

The Police Department was authorized to apply for the FY2020 Patrick Leahy Bulletproof Vest Partnership Grant from the US Department of Justice: Office of Justice Programs.

CONSENT AGENDA ITEM F

This item was removed from the agenda.

CONSENT AGENDA ITEM G

The offers of dedication on the following plats and easements were accepted: The Haven at Rocky River and Hunton Forest Phase 2 Map 7.

CONSENT AGENDA ITEM H

The offer of infrastructure in the following subdivision and sites was accepted: Cedar Park Estates.

CONSENT AGENDA ITEM I

CARES Act funding in the amount of \$127,405 from HUD to the Housing Department was accepted and the following ordinance was adopted to allocate the funds.

ORD. #20-37

AN ORDINANCE TO AMEND FY 2019-2020 BUDGET ORDINANCE

WHEREAS, the City Council of the City of Concord, North Carolina did on the 13th day of June, 2019, adopt a City budget for the fiscal year beginning July 1, 2019 and ending on June 30, 2020, as amended; and

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WHEREAS, it is appropriate to amend the expense/expenditures and the revenue accounts in the funds listed for the reason stated;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Concord that in accordance with the authority contained in G.S. 159-15, the following accounts are hereby amended as follows:

Revenues

<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
690-4357500	CARES Act Funding	0	127,405	127,405
Total Revenue Increase (Decrease)				\$127,405

Expenses/Expenditures

<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
1000-5800100	CARES Act Expenditure	0	127,405	127,405
<i>Total Exp Increase (Decrease)</i>				\$127,405

Reason: To adopt a budget for CARES Act Funding provided by HUD in response to Coronavirus.

Adopted this 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ Valerie Kolczynski, City Attorney

CONSENT AGENDA ITEM J

CARES Act funding in the amount of \$66,074 from HUD for the Housing Choice Vouchers program administration fees was accepted and the following ordinance was adopted to allocate the funds.

ORD. #20-38

AN ORDINANCE TO AMEND FY 2019-2020 BUDGET ORDINANCE

WHEREAS, the City Council of the City of Concord, North Carolina did on the 13th day of June, 2019, adopt a City budget for the fiscal year beginning July 1, 2019 and ending on June 30, 2020, as amended; and

WHEREAS, it is appropriate to amend the expense/expenditures and the revenue accounts in the funds listed for the reason stated;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Concord that in accordance with the authority contained in G.S. 159-15, the following

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accounts are hereby amended as follows:

Revenues

<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
210-4357500	CARES Act Funding	0	66,074	66,074
<i>Total Revenue Increase (Decrease)</i>				<u>\$66,074</u>

Expenses/Expenditures

<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
1500-5800100	CARES Act Expenditure	0	66,074	66,074
<i>Total Exp Increase (Decrease)</i>				<u>\$66,074</u>

Reason: To adopt a budget for CARES Act Funding provided by HUD in response to Coronavirus.

Adopted this 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ Valerie Kolczynski, City Attorney

CONSENT AGENDA ITEM K

The ROSS Grant award in the amount of \$228,450 was accepted and the following ordinance was adopted to allocate the funds.

ORD. #20-39

GRANT PROJECT ORDINANCE
FY 2020 Resident Opportunity and Self Sufficiency Services (ROSS) Grant
PROJECT ROSS201468-01-00

BE IT ORDAINED by the City Council of the City of Concord, North Carolina that pursuant to Section 13.2 Chapter 159 of the General Statutes of North Carolina, the following grant project ordinance is hereby ordained:

SECTION 1. The project authorized is the Resident Opportunity and Self Sufficiency Service Coordinator (ROSS) Grant.

SECTION 2. The City Manager is hereby authorized to proceed with the implementation of the project within terms of a grant agreement with the United States Department of Housing and Urban Development Office of Public and Indian Housing.

SECTION 3. The following revenues are anticipated to be available to the City of Concord for the project:

2020 ROSS Revenue	691-4703501	\$228,450
	691-4703501	

SECTION 4. The following amounts are appropriated for the project:

Expenses/Expenditures

Account	Title	Current Budget	Amended Budget	(Decrease) Increase
8804-5811266	Rutherford Cemetery	125,360	115,360	(10,000)
8804-5811266	Expansion			
8804-5983000	To General Fund	0	10,000	10,000
8804-5983000				
Total				0

SECTION 5. Accounting records are to be maintained by the Finance Department of the City of Concord in such manner as (1) to provide all information required by the grant agreement and other agreements executed or to be executed with the various parties involved with the project; and (2) to comply with the Local Government Budget and Fiscal Control Act of the State of North Carolina.

SECTION 6. Within five (5) days after adopted, copies of this project amendment shall be filed with the City Manager, Finance Director, and City Clerk for direction in carrying out this project.

SECTION 7. The Finance Director is directed to report on the financial status of this project in accordance with the existing City policy. She shall also report to the City Manager any unusual occurrences.

Duly adopted by the City Council of the City of Concord, North Carolina this 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

ORD. #20-41

AN ORDINANCE TO AMEND FY 2019-2020 BUDGET ORDINANCE

WHEREAS, the City Council of the City of Concord, North Carolina did on the 13th day of June, 2019, adopt a City budget for the fiscal year beginning July 1, 2019 and ending on June 30, 2020, as amended; and

WHEREAS, it is appropriate to amend the expense/expenditures and the revenue accounts in the funds listed for the reason stated;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Concord that in accordance with the authority contained in G.S. 159-15, the following accounts are hereby amended as follows:

Account	Title	<u>Revenues</u>		(Decrease) Increase
		Current Budget	Amended Budget	
100-4501400	From Capital Projects	0	10,000	10,000

Total

10,000

Expenses/Expenditures

<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
4540-5351000	Building Maintenance	196,002	206,002	10,000
Total				<u>10,000</u>

Reason: To move the Rutherford Trust funds that were not spent on the expansion project, back to the General Fund for operational use at the Rutherford Cemetery.

Adopted this 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

CONSENT AGENDA ITEM M

The following ordinance was adopted to recognize revenue from the sales of old handguns to police officers.

ORD. #20-42

AN ORDINANCE TO AMEND FY 2019-2020 BUDGET ORDINANCE

WHEREAS, the City Council of the City of Concord, North Carolina did on the 13th day of June, 2019, adopt a City budget for the fiscal year beginning July 1, 2019 and ending on June 30, 2020, as amended; and

WHEREAS, it is appropriate to amend the expense/expenditures and the revenue accounts in the funds listed for the reason stated;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Concord that in accordance with the authority contained in G.S. 159-15, the following accounts are hereby amended as follows:

Revenues

<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
100-4354000	Other Income	80,000	96,500	16,500
Total				<u>16,500</u>

Expenses/Expenditures

Account	Title	Current Budget	Amended Budget	(Decrease) Increase
4310-5290000	Supplies	799,224	815,724	16,500
Total				16,500

Reason: To recognize revenue from gun sales made to officers that purchased their old handguns.

Adopted this 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

CONSENT AGENDA ITEM N

The following General Fund operating ordinance and the following General Fund Capital Project ordinance were adopted for signage at the airport.

ORD. #20-43

AN ORDINANCE TO AMEND FY 2019-2020 BUDGET ORDINANCE

WHEREAS, the City Council of the City of Concord, North Carolina did on the 13th day of June, 2019, adopt a City budget for the fiscal year beginning July 1, 2019 and ending on June 30, 2020, as amended; and

WHEREAS, it is appropriate to amend the expense/expenditures and the revenue accounts in the funds listed for the reason stated;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Concord that in accordance with the authority contained in G.S. 159-15, the following accounts are hereby amended as follows:

Revenues

Account	Title	Current Budget	Amended Budget	(Decrease) Increase
Total				_____

Expenses/Expenditures

Account	Title	Current Budget	Amended Budget	(Decrease) Increase
4110-5194000	Contract Services	178,000	78,000	(100,000)
4110-5987000	Transfer to Project	0	100,000	100,000
Total				0

Reason: To reclass funds budgeted for the airport signage project by placing them in a project fund.

Adopted this 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

CONSENT AGENDA ITEM O

The following General Capital Project ordinance was adopted for parking at the Brown Operations Center.

ORD. #20-45

**CAPITAL PROJECT ORDINANCE
General Capital Projects**

BE IT ORDAINED by the City Council of the City of Concord, North Carolina that pursuant to Section 13.2 Chapter 159 of the General Statutes of North Carolina, the following project ordinance is hereby ordained:

SECTION 1. The projects authorized are General Capital Projects for Parking at the Brown Operations Center.

SECTION 2. The City Manager is hereby authorized to proceed with the implementation and amendments of the projects within the terms of the plans and specifications for the projects.

SECTION 3. The following revenues are anticipated to be available to the City of Concord for the project:

Revenues

<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
Total				

SECTION 4. The following amounts are appropriated for the project:

Expenses/Expenditures

<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
8800-5811275	BOC Parking	0	110,000	110,000
8800-5811275				
8804-5811082	Future Reserves	610,017	500,017	(110,000)
8804-5811082				
Total				0

SECTION 5. Accounting records are to be maintained by the Finance Department of the City of Concord in such manner as (1) to provide all information required by the grant agreement and other agreements executed or to be executed with the various parties involved with the project; and (2) to comply with the Local Government Budget and Fiscal Control Act of the State of North Carolina.

SECTION 6. Within five (5) days after adopted, copies of this project amendment

shall be filed with the City Manager, Finance Director, and City Clerk for direction in carrying out this project.

SECTION 7. The Finance Director is directed to report on the financial status of this project in accordance with the existing City policy. She shall also report to the City Manager any unusual occurrences.

Duly adopted by the City Council of the City of Concord, North Carolina this 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

CONSENT AGENDA ITEM P

The following ordinance was adopted to amend the 2019 Capital Housing Fund grant to adjust budgets to estimated year-end actuals.

ORD. #20-46

**GRANT PROJECT ORDINANCE
FY 2019 CAPITAL FUND GRANT**

BE IT ORDAINED by the City Council of the City of Concord, North Carolina that pursuant to Section 13.2 Chapter 159 of the General Statutes of North Carolina, the following project ordinance is hereby ordained:

SECTION 1. The project authorized and amended is FY2019 Capital Fund Grant.

SECTION 2. The City Manager is hereby authorized to proceed with the implementation and amendments of the projects within the terms of the plans and specifications for the projects.

SECTION 3 & 4. The following revenues and expenditures/expenses are anticipated to be available to the City of Concord for the project:

Revenues

Account	Title	Current Budget	Amended Budget	(Decrease) Increase
692-4703306	2019 CFP			
692-4703306	Revenue	\$330,624	\$332,281	\$1,657
<i>Total Revenue Increase (Decrease)</i>				\$1,657

Expenditures

Account	Title	Current Budget	Amended Budget	(Decrease) Increase
9210-5800230	Dwelling			
9210-5800230	Structures	\$243,199	\$244,856	\$1,657
<i>Total Exp Increase (Decrease)</i>				\$1,657

SECTION 5. Accounting records are to be maintained by the Finance Department of the City of Concord in such manner as (1) to provide all information required by the grant agreement and other agreements executed or to be executed with the various parties involved with the project; and (2) to comply with the Local Government Budget

and Fiscal Control Act of the State of North Carolina.

SECTION 6. Within five (5) days after adopted, copies of this grant project amendment shall be filed with the City Manager, Finance Director, and City Clerk for direction in carrying out this project.

SECTION 7. The Finance Director is directed to report on the financial status of this project in accordance with the existing City policy. She shall also report to the City Manager any unusual occurrences.

Duly adopted by the City Council of the City of Concord, North Carolina this 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

CONSENT AGENDA ITEM Q

The following ordinance was adopted to amend the HUD Section 108 BEDI Grant project ordinance and to adjust budgets to year-end actual projections.

ORD. #20-47

**CAPITAL PROJECT ORDINANCE AMENDMENT
HUD SECTION108/BEDI GRANT**

BE IT ORDAINED by the City Council of the City of Concord, North Carolina that pursuant to Section 13.2 Chapter 159 of the General Statutes of North Carolina, the following project ordinance is hereby ordained:

SECTION 1. The project authorized and amended is HUD Section108 loan and Bedi Grant to finance project Carolina Courts.

SECTION 2. The City Manager is hereby authorized to proceed with the implementation and amendments of the projects within the terms of the plans and specifications for the projects.

SECTION 3 & 4. The following revenues and expenditures/expenses are anticipated to be available to the City of Concord for the project:

		Revenues		
Account	Title	Current Budget	Amended Budget	(Decrease) Increase
230-4501100	Trans from			
230-4501100	Gen Fund	\$1,230,535	\$1,249,607	\$19,072
<i>Total Revenue Increase (Decrease)</i>				\$19,072
		Expenditures		
Account	Title	Current Budget	Amended Budget	(Decrease) Increase
2300-5720000	Bond/Debt			
2300-5720000	Interest	\$886,031	\$905,103	\$19,072
<i>Total Exp Increase (Decrease)</i>				\$19,072

SECTION 5. Accounting records are to be maintained by the Finance Department of the City of Concord in such manner as (1) to provide all information required by the grant agreement and other agreements executed or to be executed with the various parties involved with the project; and (2) to comply with the Local Government Budget and Fiscal Control Act of the State of North Carolina.

SECTION 6. Within five (5) days after adopted, copies of this grant project amendment shall be filed with the City Manager, Finance Director, and City Clerk for direction in carrying out this project.

SECTION 7. The Finance Director is directed to report on the financial status of this project in accordance with the existing City policy. She shall also report to the City Manager any unusual occurrences.

Duly adopted by the City Council of the City of Concord, North Carolina this 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

CONSENT AGENDA ITEM R

The following resolution was adopted to amend the Customer Service Policies and Procedures for Termination of Service, Section 5.4 item #2.

RESOLUTION APPROVING CUSTOMER SERVICE POLICIES AND PROCEDURES OF THE CITY OF CONCORD

WHEREAS, the City Council of the City of Concord, North Carolina has approved a Customer Service Policies and Procedures Manual; and

WHEREAS, the City desires to amend the Customer Service Policies and Procedures, by amending the following: Article 5.4 Item 2, Termination of Service, Disconnection Scheduling;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Concord, North Carolina that Article 5.10, Disconnection During Extreme Weather/Emergencies will be amended as follows:

5.4. TERMINATION OF SERVICE (North Carolina Utilities Commission Guidelines, Article 4: R8-21. Public Utility Regulatory Policies Act: Title I, Section 122)

2. Disconnection Scheduling: Disconnection from the City’s utility system will normally be performed on the next working day following the request.

Disconnection Scheduling of Commercial and/or Industrial Electric Service: Any customer requesting discontinuance of service will inform the Customer Care Department of the location, date service is to be disconnected and the forwarding mailing address for the final bill. If the account has a set billing demand charge, the service must be physically disconnected for a minimum of 5 business days in order to reset the demand to zero. Otherwise the demand set for that account will remain in place and the 12-month ratchet will still apply. In

order for the service to be re-established refer to Section 3.2 Requests for Service in this manual.

This Resolution shall be effective retroactively to April 22, 2020.

Adopted this 14th day of May, 2020.

CITY COUNCIL
CITY OF CONCORD
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

CONSENT AGENDA ITEM S

The first quarter water and wastewater extension report for 2020 was received.

CONSENT AGENDA ITEM T

The Tax Office collection reports for the month of March 2020 were accepted.

CONSENT AGENDA ITEM U

The Tax releases/refunds for the month of March 2020 were approved.

CONSENT AGENDA ITEM V

The monthly report of investments as of March 31, 2020 was accepted.

* * * * *

Matters not on the Agenda:

Updates:

- TAC
- MTC
- Concord/Kannapolis Transit Commission
- Centralina Council of Government (CCOG)
- WSACC
- Public Art Advisory Committee
- Concord Family Enrichment Association
- PTT Committee
- Barber Scotia Task Force Committee – update provided

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There being no further business to be discussed, a motion was made by Council Member Parsley and seconded by Council Member Small to adjourn—the roll call vote: Aye: Langford, King, Small, McKenzie, Crawford, Parsley, and Sweat; Nay: none.

William C. Dusch, Mayor

Kim J. Deason, City Clerk