

**Parks and Recreation**

- Reservation / Facility Leader

**Aviation**

- Custodian
- Aviation Service Worker
- Aviation Project Manager – August 2022
- Operations/Communications Coordinator – January 2023

**Electric**

- Electric Administration Manager – August 2022

**Water**

- Senior Equipment Operator

**Buildings and Grounds**

- Administrative Assistant
- Custodian – December 2022
- Custodial Supervisor – reclass
- Custodial Services Manager - reclass

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The City Manager stated the focus in the upcoming fiscal year will be on the Parks and Recreation GO Bond, planning for future growth and service changes, and revenue projections. He stated he would have the full proposed FY22 budget available on June 1, 2022 as required.

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The Council Members each commented on the proposed budget and thanked the City Manager and the staff for their work on the proposed budget.

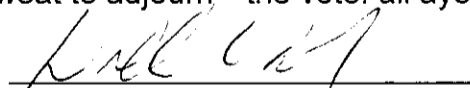
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It was the consensus of the Council to conduct the Budget Public Hearing at the June 14, 2022 City Council meeting.

\* \* \* \* \*

There being no further business to be discussed, a motion was made by Mayor Pro-Tem Crawford and seconded by Council Member Sweat to adjourn—the vote: all aye.

  
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 Kim U. Deason, City Clerk

  
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 William C. Dusch, Mayor

CONCORD CITY COUNCIL  
REGULAR MEETING  
APRIL 14, 2022

A regular meeting of the City Council for the City of Concord, North Carolina, was held in the 3<sup>rd</sup> floor City Hall Council Chambers located at 35 Cabarrus Ave, W, on April 14, 2022, at 6:00 p.m. with Mayor William C. Dusch presiding.

Council members were present as follows:

**Members Present:**

Mayor Pro-Tem Terry L. Crawford  
Council Member Andy Langford  
Council Member W. Brian King  
Council Member Betty M. Stocks  
Council Member JC McKenzie  
Council Member Jennifer Parsley-Hubbard

**Members Absent:**

Council Member John A. Sweat, Jr.

**Others Present:**

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

\* \* \* \* \*

**Approval of Minutes:**

A motion was made by Council Member McKenzie and seconded by Council Member King to approve the minutes for the meetings of February 22, March 8, and March 10, 2022—the vote: all aye.

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**Presentations:**

1. At the April 12, 2022 Work Session, Mayor Dusch presented of a Proclamation recognizing April 18, 2022, as National Lineworker Appreciation Day to the Electric Systems Department.
2. At the April 12, 2022 Work Session, Mayor Dusch presented a retirement plaque to Lannie A. Cruse Jr. for 30 plus years of service to the City of Concord.
3. Mayor Dusch presented a Proclamation recognizing April 10-16, 2022 as National Public Safety Telecommunicator Week.

**Persons requesting to be heard:**

Norman McCullough addressed the Council regarding the redevelopment of the Coleman Mill.

Roland Jordan addressed the Council regarding community issues.

**Public Hearings:**

**1. Conduct a public hearing and consider adopting the Agency Plan for the Concord Housing Department.**

The Housing Department staff is required to submit an Agency Plan to the United States Department of Housing and Urban Development (HUD) every year seventy-five (75) days prior to the beginning of the fiscal year. This Plan must be available for public review for forty-five (45) days prior to adoption and submission. The Plan has been completed and ready for review since February 13, 2022. A public hearing must be held prior to adoption for any public comments relative to the proposed changes in the Plan. Updated policies include: 1) updated ACOP and ADMIN plan per HUD's new policies and guidelines; 2) to request HUD's approval to initiate the application process for the Wilkerson Public Housing conversion under RAD; and 3) to proceed with the application to HUD for the voluntary conversion of Larkhaven to project-based housing choice vouchers.

A motion was made by Mayor Pro-Tem Crawford and seconded by Council Member King to open the public hearing—the vote: all aye.

There was no one signed in to speak in favor or opposition to the request. Therefore, a motion was made by Council Member Langford and seconded by Council Member Stocks to close the public hearing—the vote: all aye.

A motion was made by Mayor Pro-Tem Crawford and seconded by Council Member McKenzie to adopt the Agency Plan for the Concord Housing Department—the vote: all aye.

**2. Conduct a public hearing to consider approving the submission of the Cabarrus, Iredell, Rowan County HOME Consortium's HOME-American Rescue Plan (HOME-ARP) Action Plan to the Department of Housing and Urban Development.**

The American Rescue Plan Act of 2021 appropriated \$5 billion to provide housing, services, and shelter to individuals experiencing homelessness and other vulnerable populations. This funding was allocated by formula to jurisdictions that qualify for HOME Investment Partnerships Program allocations in FY2021. On September 22, 2021, Concord was notified by the Department of Housing and Urban Development (HUD) the Cabarrus, Iredell, Rowan HOME Consortium was awarded \$4,772,338 of HOME-ARP funds. As recipients of this funding, Concord and the Cabarrus/Iredell/Rowan HOME Consortium are required to submit an Action Plan for the Consortium's proposed use of HOME-ARP funds. This plan evaluates the homeless and housing needs within the region and details proposed eligible actions to address the identified needs. Concord's portion of the HOME-ARP funding will be \$736,698.00, which will be used for the reconstruction of the Wilkerson Home Public Housing Units once the RAD Conversion is complete for those units/parcel. As lead entity for the Consortium, Concord will also receive a total of \$452,220 for administration and oversight of the program. Also, as lead entity, Concord staff is responsible for gathering, compiling, and submitting to HUD information from all members. This effort results in a unified plan outlining all activities to be undertaken during the upcoming 8 years for the entire region. Due to COVID-19 limitations, HUD amended public comment periods to a shorter timeframe (15 days) and allowed jurisdictions to host a virtual public hearing to safely obtain input from residents and community stakeholders. Concord held a virtual public hearing from December 14, 2021 to January 10, 2022 with a survey and video message explaining the need for input and eligible uses. Concord HOME members and community stakeholders distributed the survey in their respective areas to gather input. The greatest need identified for Concord was the development and support of more affordable housing. Other needs noted by residents were: buying, repairing and building rental housing, more rental assistance opportunities, and increased supportive services.

A motion was made by Council Member Langford and seconded by Mayor Pro-Tem Crawford to open the public hearing—the vote: all aye.

There was no one signed in to speak in favor or opposition to the request. Therefore, a motion was made by Mayor Pro-Tem Crawford and seconded by Council Member Parsley-Hubbard to close the public hearing—the vote: all aye.

A motion was made by Council Member Parsley-Hubbard and seconded by Mayor Pro-Tem Crawford to approve the submission of the Cabarrus, Iredell, Rowan County HOME Consortium's HOME-American Rescue Plan (HOME-ARP) Action Plan to the Department of Housing and Urban Development—the vote: all aye.

**3. Conduct a public hearing to consider adopting an ordinance amending Articles 8, Use Regulations, and 14, Definitions, of the Concord Development Ordinance (CDO) relative to the spacing requirements for tattoo and piercing parlors and the addition of a definition for tattoo parlors.**

The proposed text amendment resulted from a citizen inquiry and subsequent Council directive to review the current CDO standards for the permitting of tattoo and piercing parlors in comparison to other jurisdictions. As a result of the review, staff has proposed a potential amendment to CDO Articles 8, Use Regulations, and 14, Definitions. The amendment would add a definition for tattoo parlors and eliminate spacing between tattoo/piercing parlors. The amendment would include a minimum distance of 300ft between an existing tattoo and/or piercing parlor and a newly requested business of the same use.

A motion was made by Council Member Stocks and seconded by Mayor Pro-Tem Crawford to open the public hearing—the vote: all aye.

There was no one signed in to speak in favor or opposition to the request. Therefore, a motion was made by Mayor Pro-Tem Crawford and seconded by Council Member McKenzie to close the public hearing—the vote: all aye.

A motion was made by Mayor Pro-Tem Crawford and seconded by Council Member King to adopt the following Statement of Consistency—the vote: all aye

- The proposal is not inconsistent with the 2030 Land Use Plan; the topic is not specifically addressed.
- The proposal is reasonable in that it modernizes minimum requirements for tattoo and body piercing establishments by making them more similar to those in other municipalities.

A motion was made by Mayor Pro-Tem Crawford and seconded by Council Member King to adopt the following ordinance amending Sections Articles 8 "Use Regulations" and 14 "Definitions" of the Concord Development Ordinance (CDO)—the vote: all aye.

ORD.# 22-34

**ORDINANCE AMENDING THE ZONING ORDINANCE  
OF THE CITY OF CONCORD, NORTH CAROLINA**

WHEREAS, the City of Concord, North Carolina pursuant to the authority conferred by the North Carolina General Statute §160A-364 enacted an Official Zoning Ordinance for the City of Concord, North Carolina and the Area of Extraterritorial Jurisdiction on July 28, 1977; and

WHEREAS, the City of Concord, North Carolina pursuant to the authority conferred by North Carolina General Statute §§160D-601 through 160D-605, 160D-701 through 160D-706, 160D-801 through 160D-808 and 160D-901 through 160D-951, may from time to time as necessary amend, supplement, change, modify or repeal certain of its zoning regulations and restrictions and zone boundaries; and

WHEREAS, the City of Concord, North Carolina pursuant to the authority conferred by North Carolina General Statute 160D-601 through 160D-605, 160D-701 through 160D-706, 160D-801 through 160D-808 and 160D-901 through 160D-951 does hereby

recognize a need to amend the text of certain articles of the City of Concord Development Ordinance.

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

**SECTION 1:** That the following section of Concord Development Ordinance (CDO) Article 8 "Use Regulations", Section 8.1.8. "Use Table", be amended in relevant part:

**SECTION 2:** That Section 8.3.5.K. be amended to read as follows:

**K. TATOO PARLOR**

**1. SEPARATION**

Tattoo parlors shall be separated by at least three hundred (300) feet from any existing tattoo parlor. Distance between tattoo parlors shall be measured radially from the building wall of the establishment to the building wall of the referenced use at their closest points.

**SECTION 3:** That Section 8.3.5.M be amended to read as follows:

**M. BODY PIERCING**

**1. SEPARATION**

Body piercing establishments shall be separated by at least three hundred (300) feet from any existing body piercing establishment. Distance between body piercing establishments shall be measured radially from the building wall of the establishment to

	AG	RESIDENTIAL				COMMERCIAL				IND					
USE CATEGORY	AG	RE	RL	RM-1	RM-2	RV	RC	O-1	B-1	CC	C-1	C-2	I-1	I-2	Standards
Tattoo Parlor, Body Piercing												PS			8.3.5.K And 8.3.5-M

the building wall of the referenced use at the closest point.

**SECTION 4:** That Section 12.1.2 be amended to include the following definition:

**TATTOO PARLOR** - Any location where tattooing is engaged in or where the business of tattooing is conducted or any part thereof.

**SECTION 5:** That this Ordinance be effective immediately upon adoption.

Adopted in this April 14<sup>th</sup>, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

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

/s/ Valerie Kolczynski, City Attorney

**Presentations of Petitions and Requests:**

**1. Consider authorizing the City Manager to sign a contract with Gillig LLC utilizing the Piedmont Authority for Regional Transportation (PART) consortium contract for the purchase of six (6) new 35' heavy duty hybrid electric diesel replacement buses for the Rider system.**

Concord is a member of the PART consortium bus procurement contract that was established in 2020 for heavy duty 35' and 40' diesel and hybrid diesel electric buses. Rider Transit is seeking to purchase six (6) heavy-duty 35' hybrid buses using this contract to replace six of our existing buses that have met their FTA designated useful

life. In March, Rider Transit was awarded a \$3,966,318 FTA 5339(b) Bus & Bus Facilities Discretionary grant specifically for the purpose securing these replacement buses, which have a current cost of \$822,000, including registration. The FTA funds will cover 80.42% of the cost of each vehicle. The remaining 19.58% (\$965,682) will be split 50/50 between Concord and Kannapolis (\$482,841 each).

A motion was made by Council Member Stocks and seconded by Council Member McKenzie to authorize the City Manager to sign a contract with Gillig LLC utilizing with a not to exceed maximum cost of \$4,932,000—the vote: all aye.

**2. Consider a request from WeBuild Concord for a \$1,000,000 contribution from the City's affordable housing revolving fund.**

WeBuild Concord is requesting \$1 million from the Affordable Housing Revolving Fund to develop and build affordable housing projects through reimbursable contracts with the City of Concord and Cabarrus County. WeBuild will use the funds for land purchases, construction, and administrative expenses. Projects partners include the City of Concord Neighborhood Development and other private and social sector partners. This project's first phase aims to develop 50 to 60 affordable units for single-family, multi-family, and senior housing with approximately 75% for ownership and 25% for rent. The first phase will get WeBuild's collective impact model with the City of Concord and partners past the 60% mark for our goal of 90 plus units over the next two years. WeBuild will market this phase as a joint venture between WeBuild Concord, the City of Concord, and partners that engage with us on individual projects.

A motion was made by Council Member McKenzie and seconded by Council Member Stocks to approve the request allocating \$1,000,000 to WeBuild Concord from the Affordable Housing Revolving Fund and to adopt the following budget amendment—the vote: all aye.

ORD.# 22-35

**CAPITAL PROJECT ORDINANCE AMENDMENT**  
Affordable Housing Fund

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 adopted/amended:

SECTION 1. The project authorized is Affordable Housing.

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 completion of the projects:

Revenues

Account	Title	Current Budget	Amended Budget	(Decrease) Increase
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SECTION 4. The following amounts are appropriated for the project:

Expenses/Expenditures

Account	Title	Current Budget	Amended Budget	(Decrease) Increase
3700-5811082		\$1,789,850	\$789,850	(\$1,000,000)
3700-5811082	Future Projects			
3700-5475100		\$300,000	\$1,300,000	\$1,000,000

**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 project 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 adoption, copies of this capital projects ordinance 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, and 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 April, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

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

/s/ Valerie Kolczynski, City Attorney

**3. Consider adopting a resolution directing the publication of Notice of Intention to Apply to the Local Government Commission for Approval of Bonds.**

The City is considering the issuance of general obligation bonds in the maximum amount of \$60,000,000 to pay capital costs of providing parks and recreation facilities, including without limitation land, athletic fields, parks, shelters, parking, lighting, trails and greenways and the renovation and improvement of existing facilities. The resolution directs the City Clerk to publish a copy of the "NOTICE OF INTENTION TO APPLY TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF BONDS" to be published in a newspaper of general circulation in the City.

A motion was made by Council Member Parsley-Hubbard and seconded by Mayor Pro-Tem Crawford to adopt the following resolution directing the publication of Notice of Intention to Apply to the Local Government Commission for Approval of Bonds—the vote: all aye.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CONCORD, NORTH  
CAROLINA DIRECTING THE PUBLICATION OF NOTICE OF INTENTION TO APPLY TO  
THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF BONDS

WHEREAS, the City Council (the "*City Council*") of the City of Concord, North Carolina (the "*City*") is considering the issuance of general obligation bonds of the City which shall be for the following purposes and in the following maximum amount:

\$60,000,000 of bonds to pay capital costs of providing parks and recreation facilities, including without limitation land, athletic fields, parks, shelters, parking, lighting, trails and greenways and the renovation and improvement of existing facilities;

NOW, THEREFORE, BE IT RESOLVED by the City Council that the City Clerk is hereby directed to cause a copy of the "NOTICE OF INTENTION TO APPLY TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF BONDS" to be published in a newspaper of general circulation in the City.

BE IT FURTHER RESOLVED that this Resolution shall become effective on the date of its adoption.

Approved and adopted this 14th day of April, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

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

**4. Consider adopting a resolution making certain statement of fact concerning proposed bond issue and authorizing the application to the Local Government Commission.**

The City is considering the issuance of general obligation bonds in the maximum amount of \$60,000,000 to pay capital costs of providing parks and recreation facilities, including without limitation land, athletic fields, parks, shelters, parking, lighting, trails and greenways and the renovation and improvement of existing facilities. Certain findings of fact by the City Council must be presented to enable the Local Government Commission of the State of North Carolina to make certain determinations as set forth in Section 159-52 of the North Carolina General Statutes, as amended. The statements of fact are in the resolution.

A motion was made by Mayor Pro-Tem Crawford and seconded by Council Member Stocks to adopt the following resolution making certain statement of fact concerning proposed bond issue and authorizing the application to the Local Government Commission—the vote: all aye.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CONCORD, NORTH CAROLINA MAKING CERTAIN STATEMENTS OF FACT CONCERNING PROPOSED BOND ISSUE AND AUTHORIZING THE APPLICATION TO THE LOCAL GOVERNMENT COMMISSION

WHEREAS, the City Council (the "City Council") of the City of Concord, North Carolina (the "City") is considering the issuance of general obligation bonds of the City which shall be for the following purposes and in the following maximum amount:

\$60,000,000 of bonds to pay capital costs of providing parks and recreation facilities, including without limitation land, athletic fields, parks, shelters, parking, lighting, trails and greenways and the renovation and improvement of existing facilities.

WHEREAS, certain findings of fact by the City Council must be presented to enable the Local Government Commission of the State of North Carolina to make certain determinations as set forth in Section 159-52 the North Carolina General Statutes, as amended.

NOW, THEREFORE, BE IT RESOLVED that the City Council, meeting in open session on the 14th day of April, 2022, has made the following factual findings in regard to this matter:

A. Facts Regarding Necessity of Proposed Financing. The proposed bonds are necessary and expedient to pay capital costs of providing parks and recreation



facilities, including without limitation land, athletic fields, parks, shelters, parking, lighting, trails and greenways and the renovation and improvement of existing facilities.

B. Facts Supporting the Amount of Bonds Proposed. The sums estimated for these bonds are adequate and not excessive for the proposed purposes. Estimates for the proposed projects have been carefully analyzed and determined by persons knowledgeable about the projects.

C. Past Debt Management Procedures and Policies. The City's debt management procedures and policies are good and have been carried out in compliance with law. The City employs a Finance Officer to oversee compliance with applicable laws relating to debt management. The City Council requires annual audits of City finances. In connection with these audits, compliance with laws is reviewed. The City is not in default in any of its debt service obligations. The City Attorney reviews all debt-related documents for compliance with laws.

D. Past Budgetary and Fiscal Management Policies. The City's budgetary and fiscal management policies have been carried out in compliance with laws. Annual budgets are closely reviewed by the City Council before final approval of budget ordinances. Budget amendments changing a function total or between functions are presented to the City Council at regular City Council meetings. The Finance Officer presents financial information to the City Council which shows budget to actual comparisons annually and otherwise as the City Manager deems necessary or as a member of the City Council may request.

E. Increase in Taxes; Retirement of Debt. The increase in taxes, if any, necessary to service the proposed debt will not be excessive. The schedule for issuance anticipates issuing all of the bonds in one or more series during the seven years following the adoption of the bond order.

F. Marketing of Bonds. The proposed bonds can be marketed at reasonable rates of interest.

BE IT FURTHER RESOLVED that the City Council hereby authorizes and directs the City Manager and the Finance Officer of the City, individually and collectively, to file with the Local Government Commission an application for its approval of General Obligation Parks and Recreation Bonds hereinbefore described, on a form prescribed by said Commission, and (1) to request in such application that said Commission approve the City's use of Parker Poe Adams & Bernstein LLP, as bond counsel for the City and (2) to state in such application such facts and to attach thereto such exhibits in regard to such General Obligation Parks and Recreation Bonds and to the City and its financial condition, as may be required by said Commission.

BE IT FURTHER RESOLVED that this Resolution shall become effective on the date of its adoption.

Approved and adopted this 14th day of April, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

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

**5. Consider approving the acquisition of one parcel totaling 6.1733 acres adjacent to Clarke Creek, Cox Mill Road, and the Granary Oaks subdivision (parcel ID# 4680-40-3406-0000) from Beverly D. Hooks and Freddie Anne Davis for future development of the Clarke Creek Greenway and sidewalk connectivity along Cox Mill Road and consider adopting budget ordinances to amend the Parks and Recreation Capital Reserve Fund and Recreation Capital Project Fund.**

The parcel under consideration for acquisition (PID# 4680-40-3406-0000) would be developed as part of the Clarke Creek Greenway and Cox Mill Loop, which includes sidewalk connectivity and crosswalks along Cox Mill Road. The property will provide direct pedestrian and bicycle connections to Granary Oaks, Edenton at Cox Mill, and Christenbury neighborhoods. The negotiated purchase price, agreed to by the owners, is \$110,000. This property is critical for overall connectivity in the Cox Mill area as part of the Clarke Creek Greenway, which will connect area neighborhoods to the existing Cox Mill Fields, Future Jim Ramseur Park, Cox Mill Elementary School and Cox Mill High School. Approximately 1.85 acres of the property is outside of the floodplain. The total cost for acquisition of the 6.1733 acres, including due diligence, is \$119,112. Funding is identified for greenway acquisition in the Parks & Recreation Reserve Fund.

A motion was made by Council Member Parsley-Hubbard and seconded by Mayor Pro-Tem Crawford to approve the acquisition of one parcel, totaling 6.1733 acres (PIN# 4680-40-3406-0000) from Beverly D. Hooks and Freddie Anne Davis for future development of the Clarke Creek Greenway for \$110,000, and to adopt the following ordinances to amend the Parks and Recreation Capital Reserve Fund and Recreation Capital Project Fund to complete transfers for approved property purchases including due diligences totaling \$119,112—the vote: all aye.

ORD.# 22-36

**CAPITAL PROJECT ORDINANCE AMENDMENT  
Parks & Recreation Projects-Clarke Creek Greenway**

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 adopted/amended:

SECTION 1. The projects authorized are the projects included for Clarke Creek Greenway.

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 completion of the projects:

<u>Revenues</u>				
<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
420-4501280				
420-4501280	Transfer from P&R Reserve	\$2,498,821	\$2,617,933	\$119,112
				<b>\$119,112</b>

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

<u>Expenses/Expenditures</u>				
<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
8300-5811102				
8300-5811102	Clarke Creek Greenway	\$323,520	\$442,632	\$119,112
<b>Total</b>				<b>\$119,112</b>

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 project 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 adoption, copies of this capital projects ordinance 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, and 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 April, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

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

/s/ Valerie Kolczynski, City Attorney

ORD.# 22-49

**PARKS & CAPITAL RESERVE FUND ORDINANCE  
AMENDED**

BE IT ORDAINED by the City Council of the City of Concord, North Carolina that pursuant to Section 18-22 Chapter 159 of the General Statutes of North Carolina, the following Capital Reserve Fund ordinance is hereby amended:

SECTION 1. The purpose authorized is to accumulate funds for future capital projects and capital outlay. Funds will be accumulated until such time the City Council designates the funds for projects or capital outlay. These funds may only be designated for projects that are listed in the City's Capital Improvement Plan or capital outlay approved in the City's operating budget ordinance. The General Fund will serve as the funding source for the Capital Reserve Fund upon City Council approval and withdrawals must be approved by City Council through an ordinance.

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

SECTION 3. The following revenues & expenditures are anticipated to be available to the City of Concord for this fund:

<b>Account</b>	<b>Title</b>	<b>Current Budget</b>	<b>Amended Budget</b>	<b>(Decrease) Increase</b>
8100-5987000	Transfer to	\$2,275,965	\$2,395,077	\$119,112
8100-5987000	Project Fund			
8100-5811082				
8100-5811082	Future Projects	\$489,717	\$370,605	\$(119,112)

SECTION 4. 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 capital reserve fund and (2) to comply with the Local Government Budget and Fiscal Control Act of the State of North Carolina.

SECTION 5. Within five (5) days after adopted, copies of this capital reserve fund amendments/adoption shall be filed with the City Manager, Finance Director, and City Clerk for direction in carrying out the purpose of this fund.

SECTION 6. The Finance Director is directed to report on the financial status of this fund 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 April, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

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

/s/ Valerie Kolczynski, City Attorney

**6. Consider authorizing the City Manager to negotiate and execute a contract with J.D. Goodrum Co., Inc., in the amount of \$3,132,489.99, for the North Apron expansion project at the Concord-Padgett Regional Airport.**

Bids were opened on March 30, 2022. J.D. Goodrum Co., Inc. submitted the low responsive base bid in the amount of \$3,132,489.99. Talbert, Bright and Ellington reviewed the bid and concurred all bid requirements of the specifications were met. This project will be 90% funded using funds from the Federal Aviation Administration (FAA) and the 10% match will come from the North Carolina Department of Transportation Division of Aviation funds.

A motion was made by Council Member Parsley-Hubbard and seconded by Council Member McKenzie to authorize the City Manager to negotiate and execute a contract with J.D. Goodrum Co., Inc., in the amount of \$3,132,489.99, for the North Apron Expansion project at the Concord-Padgett Regional Airport—the vote: all aye.

**7. Consider adopting a resolution to impose and use a passenger facility charge at the Concord-Padgett Regional Airport.**

Concord-Padgett Regional Airport began offering commercial service in 2013. The Passenger Facility Charge (PFC) Program allows the collection of PFC fees up to \$4.50 for every eligible passenger at commercial airports controlled by public agencies. PFC's are capped at \$4.50 per flight segment, with a maximum of two PFCs charged on a one-way trip or four PFCs on a round trip, for a maximum of \$18 total. Airports use these fees to fund FAA-approved projects that enhance safety, security, or capacity; reduce noise; or increase air carrier competition. The FAA must issue a final decision to approve or disapprove a PFC application, in whole or in part, no later than 120 days after the application is received by the FAA from the public agency. Following the FAA's full or partial approval of an application to impose a PFC, the public agency must notify air carriers and foreign air carriers required to collect PFC's at its airport(s) of the FAA's approval. The charge effective date of the PFC collection is the first day of a month which is at least 60 days from the date the public agency notifies the carriers of approval to impose the PFC.

A motion was made by Mayor Pro-Tem Crawford and seconded by Council Member McKenzie to adopt the following resolution allowing Concord-Padgett Regional Airport to apply to the FAA for approval to implement a PFC charge—the vote: all aye.

RESOLUTION TO IMPOSE AND USE A PASSENGER FACILITY CHARGE

WHEREAS, the City of Concord, North Carolina ("City") is owner, operator and Federal Aviation Administration ("FAA") sponsor of the Concord-Padgett Regional Airport ("Airport"); and

WHEREAS, the City has completed a program of capital improvements for the Airport ("Airport Capital Projects") for the purposes of, among other things: preserving or enhancing safety, security or capacity of the Airport and the national air transportation system; reducing and mitigating noise impacts of Airport operations; and furnishing opportunities for enhanced competition between or among air carriers; and

WHEREAS, the authority granted by the United States Congress the FAA has promulgated a 14 Code of Federal Regulation (CFR) Part 158, Passenger Facility Charges, ("Regulation") allowing owners, operators and sponsors, operating commercial airports such as the Airport, to impose a Passenger Facility Charge ("PFC") on passengers enplaning commercial passenger aircraft at the airports and to use the proceeds thereof to fund the Allowable Costs (as defined in the Regulation) of Eligible Projects (as defined in the Regulation) as provided and described in the Regulation; and

WHEREAS, the City believes certain costs of certain improvements included in the Airport Capital Projects would be so allowable and eligible; and

WHEREAS, the City believes a PFC would be an equitable means to raise revenues to fund some or all of the said Allowable Costs of Eligible Projects of the Airport Capital Projects.

NOW, THEREFORE, the City Council hereby resolves that:

- 1) The Aviation Director is authorized and directed to apply to the FAA, for and in the name of the City, for approval to impose a PFC at the Airport of \$4.50 per enplaning passenger and to use the resulting net revenues to pay the Allowable Costs of the Eligible Projects of the Airport Capital Projects including, when appropriate, annual payments of principal, interest and fees ("Debt Service") on debt issued to finance the costs of the Eligible Projects, to the maximum extent said revenues may be available and to the maximum extent consistent with the Regulation; and the Aviation Director is authorized and directed to take all such reasonable actions as necessary or desirable to obtain approval of said application.
- 2) Said PFC shall be collected by the commercial air carriers on behalf of and remitted monthly to the City for so long as may be necessary to make those payments, including Debt Service, or portions of Debt Service payments, arising out of and directly associated with Allowable Costs of Eligible Projects, or such shorter period as may be required by the Regulation.
- 3) With respect to that class of air carriers comprising only those air carriers operating under FAR Part 135 and which provide only on-demand non-scheduled service and do not sell tickets to individual passengers enplaning their aircraft at the Airport ("Air Taxis") the City Council finds that:
  - a) requiring Air Taxis operating at the Airport to collect the PFC would not generate a substantial amount of PFC revenues for the City and would be an undue burden to the Air Taxis;
  - b) said Air Taxis enplane less than one percent (1%) of all passengers enplaned at the Airport; and
  - c) said Air Taxis, therefore, should be exempted from the requirement of collecting the PFC at the Airport and the Aviation Director is hereby directed to include in said application a request that Air Taxis be so exempted.

Approved and adopted this 14th day of April, 2022.

CITY COUNCIL

CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

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

**8. Consider authorizing the City manager to execute an amendment to the On-Call Transportation Services contract for the engineering and design work to permit the replacement of the Lincoln Street Bridge.**

This amendment consists of a task order with the current on-call professional services consultant with the Transportation Department, Stantec Consulting Inc., to perform the engineering and design work for the Lincoln Street Bridge Replacement. The task order would consist of project management and coordination, planning, permitting coordination, roadway design, structure design, transportation management plan, signing and delineation plan, hydraulic design, utility coordination, and geotechnical services. Per the submitted scope, the task order for the design of the bridge replacement plans is \$475,283.29, which is equal to the department's estimate.

A motion was made by Council Member King and seconded by Council Member Stocks to authorize the City Manager to execute an amendment to the On-Call Transportation Services contract, in the amount of \$475,283.29 for the engineering and design work to permit the replacement of the Lincoln Street Bridge—the vote: all aye.

**9. Consider entering into an Agreement with the North Carolina Department of Transportation (NCDOT) covering work to be performed under Project Agreement ID No. 11107, TIP # HL-0001 - WBS Elements 49345.1.1, 49345.2.1, 49345.3.1 for the Poplar Tent and Harris Intersection.**

It is requested that City Council enter into an Agreement ID No. 11107 with the NCDOT to support the Project as outlined in the agreement. On May 14th, 2020, City Council supported the application to pursue Surface Transportation Block Grant Program Direct Allocation (STBGP-DA) funds through the Cabarrus-Rowan Metropolitan Planning Organization (CRMPO). Subsequently the funds were awarded for the subject project. This agreement is for the Design, Right of Way, and Construction Phases of the Project, consisting of the design and construction for Improvements at the intersection of Poplar Tent Road and Harris Road to a Reduced Conflict Intersection. The total estimate for this Project is \$15,080,000, NCDOT will participate in 80% of the estimated cost, \$12,064,000. The City of Concord will participate in 20% of the estimated cost, \$3,016,000. Under this Project Agreement, overpayment will be the responsibility of the City of Concord.

A motion was made by Mayor Pro-Tem Crawford and seconded by Council Member Parsley-Hubbard to enter into an Agreement with the North Carolina Department of Transportation (NCDOT) covering work to be performed under Project Agreement ID No. 11107, TIP # HL-0001 - WBS Elements 49345.1.1, 49345.2.1, 49345.3.1 for the Poplar Tent and Harris Intersection—the vote: all aye.

**10. Consider approving the acquisition of the property at 708 Arbor St. NE (PIN 5621-45-0236) for \$365,000 to facilitate future expansion at the Hillgrove Water Treatment Plant.**

The property at 708 Arbor St. NE is directly next to the Hillgrove Water Treatment Plant. The acquisition of this property will allow for future expansion of water plant activities for many years to come. In the short term, the current design of the GAC facility will be much more efficient and provide an immediate cost savings by locating the GAC system on this new property by reducing the piping required to connect.

A motion was made by Council Member Stocks and seconded by Council Member Parsley-Hubbard to approve the acquisition of the property at 708 Arbor St. NE (PIN 5621-45-0236) for future expansion at the Hillgrove Water Treatment Plant—the vote: all aye.

**11. Consider authorizing the City Manager to negotiate and execute a contract with Insituform Technologies, LLC. for the lining of 21,433 linear feet of sewer lines and rehabilitation of 89 manholes.**

The Water Resources department performs inspections of the City's sewer lines and identifies those that need to be repaired or replaced. Lines that would cause excessive disturbance to the public if they were repaired or replaced by conventional methods are earmarked for the cure-in-place pipe rehabilitation method (CIPP). The CIPP method allows the sewer lines to be rehabilitated without the disturbances to the public caused by the conventional method of excavation and replacement. This project was publicly bid and eight (8) bids were received. The lowest responsible bidder was Insituform Technologies, LLC. in the amount of \$916,568.21. The total amount of the lowest responsible bidder is below the budgeted amount.

A motion was made by Council Member Parsley-Hubbard and seconded by Council Member King to authorize the City Manager to negotiate and execute a contract with Insituform Technologies, LLC. in the amount of \$916,568.21 for the rehabilitation of 21,433 linear feet of sewer lines and 89 manholes—the vote: all aye.

**12. Consider amending the sewer allocation policy for the development of speculative industrial projects less than 75,000 sf in I-1 and any size building in I-2 zoning.**

This proposal is being brought to City Council after receiving input from both industrial developers as well as the Economic Development Corporation (EDC) regarding the current policy provision for speculative industrial development "at risk" with sewer allocation considered when a tenant is identified. The policy makes it difficult for developers to obtain project financing without any allocation prior to commencing construction. Therefore, the proposal is to allocate up to 7,500 gallons per day (GPD) for projects in I-1 and I-2 that do not exceed 75,000 sf total within a permitted phase. In addition, to accommodate larger speculative development the proposal is to allocate up to 12,500 gpd for buildings of any size greater than 75,000 sf in I-2 zoning. Sewer allocations for tenant(s) that would result in amounts greater than approved would have to come back to Council for consideration. Council would continue to consider these projects at the quarterly allocation meeting. Council would also continue to consider projects in I-1 as specified in the existing policy which is "at risk" until such time that a user is identified.

A motion was made by Council Member King and seconded by Mayor Pro-Tem Crawford to amend the sewer allocation policy for the for the development of speculative industrial projects less than 75,000 sf in I-1 and any size building in I-2 zoning as specified in the amended Sewer Allocation Policy—the vote: all aye.

**13. Consider a Preliminary Application from Karen Braswell.**

In accordance with City Code Chapter 62, Karen Braswell has submitted a preliminary application to receive sewer service outside the City limits. The property is located at 254 Litaker Lane and the applicant proposes to develop with a single family home. The lot is one acre and zoned county medium density residential (MDR). City water is not available to the parcel.

The Council discussed tabling this request. After some discussion, it was the consensus of the Council to act upon this request and item #14 but direct staff to review possible amendments to the City Code of Ordinances for future requests.

A motion was made by Council Member Stocks and seconded by Mayor Pro-Tem Crawford to accept the preliminary application and have the owner proceed to the final application phase excluding annexation and to direct staff to review possible amendments to the City Code of Ordinances—the vote: Aye – Langford, Stocks, McKenzie, Crawford, and Parsley-Hubbard; Nay - King.

**14. Consider a Preliminary Application from Bobby Hatley.**

In accordance with City Code Chapter 62, Bobby Hatley has submitted a preliminary application to receive sewer service outside the City limits. The property is located off of Kimberly Lane. The parcel is vacant, 1.5 acres, and zoned LDR. The applicant wants to build a single family home on the parcel. The applicant would be required to obtain a private sewer service easement. City water is not available to the parcel.

A motion was made by Council Member McKenzie and seconded by Council Member Parsley-Hubbard to accept the preliminary application and have the owner proceed to the final application phase excluding annexation and to direct staff to review possible amendments to the City Code of Ordinances—the vote: Aye – Langford, Stocks, McKenzie, Crawford, and Parsley-Hubbard; Nay - King.

**15. Consider a Preliminary Application from Danny Hinson.**

In accordance with City Code Chapter 62, Danny Hinson has submitted a preliminary application to receive water and sewer service outside the City limits. The properties are located at 33 and 37 Denise Court and the applicant proposes to develop with single family homes. The parcels are between 1.2 and 1.4 acres and zoned county LDR and is currently developed with a single family home.

A motion was made by Council Member Parsley-Hubbard and seconded by Council Member McKenzie to accept the preliminary application and have the owner proceed to the final application phase including annexation and to direct staff to review possible amendments to the City Code of Ordinances—the vote: Aye – Langford, Stocks, McKenzie, Crawford, and Parsley-Hubbard; Nay - King.

**16. Consider adopting the 2022 State and Federal Legislative Goals.**

During the January Planning Session, State and Federal legislative goals were presented to the Council for their consideration.

A motion was made by Mayor Pro-Tem Crawford and seconded by Council Member Parsley-Hubbard to adopt the 2022 State and Federal Legislative Goals.

**17. Consider appointing a voting delegate for the NCLM CityVision 2022 conference. (Work Session)**

CityVision 2022 will be held April 26-28 in Wilmington. Prior to the annual business meeting, an electronic voting process for board elections will be conducted. During CityVision, League members can attend the annual business meeting where the 2022-2023 electronic Board of Directors election results will be announced. Each member municipality is asked to designate one voting delegate who is eligible to cast a single vote for the 2022-2023 League Board of Directors in advance of the annual business meeting.

Action was taken on this item at the April 12, 2022 Work Session.

**18. Consider making reappointments to the Concord United Committee.**

In April 2021, when the Committee members were first appointed, they were appointed to staggered terms with a group of members only being appointed to a one (1) year term which expires on April 30, 2022. Therefore, these members are eligible to be reappointed to their first full three (3) year term. Please see the attached list of members eligible for reappointment.

A motion was made by Council Member McKenzie and seconded by Council Member King to make the following reappointments to their first 3-yr term—the vote: all aye.

Bertram Hinton, Jr. – Co-Chair  
 Aimy Steele  
 Bob Anderson  
 Caroline Overcash  
 Greg Mills  
 Lamarie Austin-Stripling



Quinton Locklear

**19. Discussion relating to the distribution of remaining American Rescue Plan (ARP) funds.**

At the March 22nd 2nd Work Session, the Council approved the allocation of ARP funds for the WeBuild Concord Lincoln Street Townhomes project. The consensus of the Council was to discuss further appropriations at the April 14th City Council meeting.

Following discussion from the April 12, 2022 Work Session, the City Manager stated he would amend his request to appropriate \$8 million toward the construction of the new Fleet facility and \$2 million for future affordable housing projects.

A motion was made by Council Member Langford and seconded by Mayor Pro-Tem Crawford to allocate \$8 million for the construction of the new Fleet facility and \$2 million for future affordable housing—the vote: all aye.

**Consent Agenda:**

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

A motion was made by Council Member Stocks and seconded by Mayor Pro-Tem Crawford to approve the following consent agenda items—the vote: all aye.

**CONSENT AGENDA ITEM A**

The Concord Police Department was authorized to apply for the 2022 Office of Community Oriented Policing Services (COPS) Law Enforcement Mental Health and Wellness Act (LEMHWA) Program grant from the US Department of Justice.

**CONSENT AGENDA ITEM B**

Parks and Recreation staff was authorized to submit an application for a Kubota Hometown Proud Grant Application.

**CONSENT AGENDA ITEM C**

The policies and procedures manual for the HOME-American Rescue Plan (HOME-ARP) allocation for the Cabarrus, Iredell, Rowan County HOME Consortium was approved.

**CONSENT AGENDA ITEM D**

The offer of infrastructure was accepted in the following subdivisions and sites: The Haven at Rocky River Subdivision, PH 1 MP 4 and Kensley East Subdivision PH 1.

**CONSENT AGENDA ITEM E**

The offer of dedication on the following plat and easements were accepted: Hannah's Meadow and Spring Meadow Phase 3 Map 1.

**CONSENT AGENDA ITEM F**

The maintenance agreements were approved and the offers of dedication were accepted on the following properties: Yoxbox, LLC.

**CONSENT AGENDA ITEM G**

The following American Rescue Plan Fund grant project budget amendment was adopted.

ORD.# 22-37

**American Rescue Plan Fund**

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 amended:

SECTION 1. The project authorized is various projects funded by the American Rescue Plan Funds.

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 completion of the projects:

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

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

<u>Account</u>	<u>Title</u>	<u>Expenses/Expenditures</u>		
		<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
3300-5811082	Future Projects	14,777,247	10,000,000	(4,777,247)
3300-5475100	We Build	0	3,500,000	3,500,000
3300-5475000	Affordable Housing	0	1,277,247	1,277,247
<b>Total</b>				<b>\$0</b>

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 adoption, copies of this grant projects ordinance 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 14<sup>th</sup> day of April, 2022.

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 H**

The 2019 Emergency Safety and Security Grant received by the Housing Department from HUD was accepted and the following budget ordinance was adopted.

GRANT PROJECT ORDINANCE  
FY 2019 EMERGENCY SAFETY AND SECURITY GRANT  
PROJECT NC19E00850219

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 Capital Fund grant, which is a program to assist the Housing Department in carrying out development, capital and management activities in order to ensure that the program continues to service low-income families

SECTION 2. The City Manager is hereby authorized to proceed with the implementation of the project within terms of a grant agreement with the U.S. Department of Housing and Urban Development.

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

<b>2019 Emergency Safe Security Grant</b>	<b>692-4703308</b>	<b>\$ 97,676</b>
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SECTION 4. The following amounts are appropriated to the project:

<b>Security Cameras</b>	<b>9212-5800296</b>	<b>\$ 97,676</b>
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<b>Total</b>		<b>\$ 97,676</b>
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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 14<sup>th</sup> day of April 2022.

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 I**

The following Fire Project Fund project budget amendment and the following General Fund operating budget amendment was adopted.

ORD.# 22-39

AN ORDINANCE TO AMEND FY 2021-2022 BUDGET ORDINANCE

WHEREAS, the City Council of the City of Concord, North Carolina did on the 10<sup>th</sup> day of June, 2021, adopt a City budget for the fiscal year beginning July 1, 2021 and ending on June 30, 2022, 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:

<u>Account</u>	<u>Title</u>	<u>Revenues</u>		<u>(Decrease) Increase</u>
		<u>Current Budget</u>	<u>Amended Budget</u>	
100-4501400	Transfer from Cap Project	0	80,000	80,000
	<b>Total</b>			<b>80,000</b>

<u>Account</u>	<u>Title</u>	<u>Expenses/Expenditures</u>		<u>(Decrease) Increase</u>
		<u>Current Budget</u>	<u>Amended Budget</u>	
4340-5540000	Vehicles - Capital	2,619,065	2,699,065	80,000
	<b>Total</b>			<b>80,000</b>

Reason: To appropriate funds being transferred back to the General Fund from the Fire Project Fund related to Fire Station #10 savings to cover the costs of vehicles needed.

Adopted this 14th day of April, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

ORD.# 22-40

**CAPITAL PROJECT ORDINANCE  
Fire 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 project authorized is the Transfer to General Fund.

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:

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

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

<u>Expenses/Expenditures</u>				
<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
8670-5811024				
8670-5811024	Fire Station #10	\$5,171,919	\$5,091,919	\$(80,000)
8670-5983000				
8670-5983000	Transfer to General Fund	\$0	\$80,000	<u>\$80,000</u>
				<u>\$0</u>

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 April, 2022.

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**

The following budget amendment was adopted to appropriate contingency funds to cover the cost of an IT study.

ORD.# 22-41

AN ORDINANCE TO AMEND FY 2021-2022 BUDGET ORDINANCE

WHEREAS, the City Council of the City of Concord, North Carolina did on the 10<sup>th</sup> day of June, 2021, adopt a City budget for the fiscal year beginning July 1, 2021 and ending on June 30, 2022, 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	
<b>Total</b>				
<u>Expenses/Expenditures</u>				
Account	Title	Current Budget	Amended Budget	(Decrease) Increase
4120-5194000	Contract Services	220,364	245,364	25,000
4190-5992000	Contingency	464,839	439,839	(25,000)
<b>Total</b>				<b>0</b>

Reason: To transfer contingency funds for an IT study.

Adopted this 14th day of April, 2022.

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 City Manager was authorized to accept and execute Federal Aviation Administration Grant Offer for 2022 in the amount of \$ 3,748,306.62 for Airport Improvement Projects at Concord-Padgett Regional Airport.

**CONSENT AGENDA ITEM L**

The City Manager was authorized to accept and execute the Concessions Rent Relief Airport Rescue Grant Agreement and the following budget ordinance was adopted appropriating the grant funds.

ORD.# 22-42

CAPITAL PROJECT ORDINANCE AMENDMENT

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 is the **Concessions Rent Relief 2022**.

SECTION 2. The City Manager is hereby authorized to proceed with the implementation of the project within terms of a grant agreement with the N.C. Department of Transportation – Division of Aviation.

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

<u>Account</u>	<u>Title</u>	<u>Revenues</u>		<u>(Decrease)</u>
		<u>Current</u>	<u>Amended</u>	<u>Increase</u>
		<u>Budget</u>	<u>Budget</u>	
451-4357300	Federal Aid	\$4,047,307	\$4,201,501	\$154,194
451-4357300				
<b>Total</b>				<b>154,194</b>

SECTION 4. The following amounts are appropriated for the project

<u>Account</u>	<u>Title</u>	<u>Expenses/Expenditures</u>		<u>(Decrease)</u>
		<u>Current</u>	<u>Amended</u>	<u>Increase</u>
		<u>Budget</u>	<u>Budget</u>	
6305-5986000				
6305-5986000	Transfer to Aviation	0	154,194	154,194
<b>Total</b>				<b>154,194</b>

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 13th day of April, 2022.

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 ordinances were adopted to amend the General Capital Project Fund budget, the Stormwater Project Fund budget, the Water Project Fund budget, the Wastewater Project Fund budget, the Electric Project Fund budget, and the Transportation Project Fund budget to make administration of the Streetscape project less cumbersome.

ORD.# 22-43

**CAPITAL PROJECT ORDINANCE AMENDMENT  
Wastewater 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 adopted/amended:

SECTION 1. The projects authorized are the projects included for the Streetscape project.

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 completion of the projects:

**Revenues**

<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
421- 4501640	Transfer from Sewer	5,314,468	5,080,468	<u>(234,000)</u>
				<u><b>(234,000)</b></u>

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>
8402- 5811272	Streetscape	234,000	0	<u>(234,000)</u>
	<b>Total</b>			<u><b>(234,000)</b></u>

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 project 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 adoption, copies of this capital projects ordinance 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, and 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 April, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA



/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

ORD.# 22- 44

## CAPITAL PROJECT ORDINANCE Transportation 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 project authorized is the Streetscape project.

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:

<u>Revenues</u>				
<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
423-4501100	Transfer from Gen			
423-4501100	Fund	21,194,645	21,171,937	(22,708)
				<u>(22,708)</u>

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

<u>Expenses/Expenditures</u>				
<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
8600-5811272				
8600-5811272	Streetscape	22,708	0	(22,708)
				<u>(22,708)</u>

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 April, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

ORD.# 22-45

## CAPITAL PROJECT ORDINANCE Water 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 and amended are Water Projects-Streetscape.

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/expenditures are anticipated to be available to the City of Concord for the project:

Account	Title	Current Budget	Amended Budget	(Decrease) Increase
429-4501620				
429-4501620	Transfer from Water	\$33,849,079	\$32,971,079	\$(878,000)
8700-5811272				
8700-5811272	Streetscape	\$878,000	\$0	\$(878,000)

SECTION 4. 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 5. 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 6. 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 April, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

ORD.# 22-46

## 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 Streetscape.

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:

		<u>Revenues</u>		
<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
430-4501100				
430-4501100	From General Fund	2,777,814	2,800,522	22,708
430-4501600				
430-4501600	From Stormwater	471,646	907,646	436,000
430-4501610				
430-4501610	From Electric	329,586	1,437,806	1,108,220
430-4501620				
430-4501620	From Water	1,771,829	2,649,829	878,000
430-4501640				
430-4501640	From Sewer	250,427	484,427	234,000
<b>Total</b>				<b>2,678,928</b>

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

		<u>Expenses/Expenditures</u>		
<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
8804-5811272				
8804-5811272	Streetscape	10,694,643	13,373,571	2,678,928
<b>Total</b>				<b>2,678,928</b>

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 April, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

ORD.# 22-47

## CAPITAL PROJECT ORDINANCE Electric Project-Streetscape

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 Streetscape.

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/expenditures are anticipated to be available to the City of Concord for the project:

Account	Title	Current Budget	Amended Budget	(Decrease) Increase
473-4501610	Transfer fm Electric	\$41,952,932	\$40,844,712	\$(1,108,220)
473-4501610				
6949-5811272	Streetscape	\$1,108,220	\$0	\$(1,108,220)
6949-5811272				

SECTION 4. 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 5. 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 6. 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 April, 2022.

CITY COUNCIL  
CITY OF CONCORD  
NORTH CAROLINA

/s/ William C. Dusch, Mayor

ATTEST: /s/ Kim Deason, City Clerk

/s/ VaLerie Kolczynski, City Attorney

ORD.# 22-48

CAPITAL PROJECT ORDINANCE AMENDMENT

## Stormwater 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/amended:

SECTION 1. The project authorized and amended is Streetscape.

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:

		<u>Revenues</u>		
<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
474-4501600				
474-4501600	Transfer from Stormwater	\$8,284,613	\$7,848,613	<u>\$(436,000)</u>
Total				<u>\$(436,000)</u>

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

		<u>Expenses/Expenditures</u>		
<u>Account</u>	<u>Title</u>	<u>Current Budget</u>	<u>Amended Budget</u>	<u>(Decrease) Increase</u>
7103-5811272				
7103-5811272	Streetscape	\$436,000	\$0	<u>\$(436,000)</u>
Total				<u>\$(436,000)</u>

SECTION 4. 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 5. 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 6. 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 April, 2022.

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**

An amendment to Article 3.4, Salary Increases, in the Personnel Policies and Procedures manual to clarify the process for implementing changes to the compensation structure as a result of a City-wide salary study was approved.

**CONSENT AGENDA ITEM O**

The Tax Office collection reports for the month of February 2022 were accepted.

**CONSENT AGENDA ITEM P**

The Tax releases/refunds for the month of February 2022 were approved.

**CONSENT AGENDA ITEM Q**

The monthly report on status of investments as of February 28, 2022 was received.

**CONSENT AGENDA ITEM R**


A License to Attach Banners to City of Concord Property to Conder Flag Company for the placement of temporary race banners on Bruton Smith Blvd and Hwy 29 to promote the Coke 600 Memorial Weekend was approved.

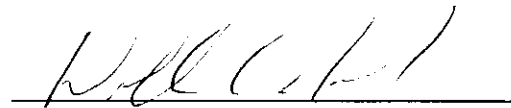
\* \* \* \* \*

A motion was made by Mayor Pro-Tem Crawford and seconded by Council Member Stocks to conduct a closed session in accordance with N.C. General Statute 143-318.11(a)(3) to consult with an attorney and to protect the attorney-client privilege and N.C. General Statute 143-318.11(a)(4) to Discuss the location or expansion of industries or other businesses in the area served by this public body—the vote: all aye.

\* \* \* \* \*

There being no further business to be discussed, a motion was made by Mayor Pro-Tem Crawford and seconded by Council Member King to adjourn—the vote: all aye.

  
\_\_\_\_\_  
Kim J. Deason, City Clerk

  
\_\_\_\_\_  
William C. Dusch, Mayor