



**KANNAPOLIS CITY COUNCIL
MEETING AGENDA
Kannapolis City Hall
401 Laureate Way, Kannapolis NC
October 9, 2017
6:00 PM**

Please turn off cell phones or place on silent mode.

CALL TO ORDER AND WELCOME

MOMENT OF SILENT PRAYER AND PLEDGE OF ALLEGIANCE

ADOPTION OF AGENDA - Motion to Adopt Agenda or make revisions

PROCLAMATIONS

1. National Firefighters Memorial Weekend
2. National Breast Cancer Awareness Month

CONSENT AGENDA - Motion to Adopt Consent Agenda or make revisions

1. **Budget amendment appropriating funds from Fiscal Year 2017 Budget to Fiscal Year 2018 Budget** (Eric Davis, Finance Director)
2. **Resolution Abandoning Street Right of Way** (Walter M. Safrit, II, City Attorney)

BUSINESS AGENDA

- A. **Gavel and Dorn Presents Plan for Infrastructure Project Prioritization** (Wilmer Melton, III - Director of Public Works)

CITY MANAGER REPORT

CITY COUNCIL COMMENTS

CLOSED SESSION

GS. 143-318.11 (a) (3) to consult with an attorney in order to preserve the attorney client privilege and G.S. 143.318.11 (a) (4) for discussing matters relating to the location or expansion of industries or businesses in the area (Mayor Pro tem Wilson)

MOTION TO ADJOURN

UPCOMING SCHEDULE

October 23, 2017
November 12, 2017
November 27, 2017

In accordance with ADA regulations, anyone in need of an accommodation to participate in the meeting should notify the ADA coordinator at tcline@kannapolisnc.gov or 704-920-4302 at least forty-eight (48) hours prior to the meeting.



Office of the Mayor
KANNAPOLIS, NORTH CAROLINA
P R O C L A M A T I O N
36th Annual National Fallen Firefighters
Memorial Weekend October 7 – 8, 2017

WHEREAS, Every October the National Firefighters Foundation sponsor an official national tribute to all firefighters who died in the line of duty during 2016 and previous years. Thousands attend the National Fallen Firefighters Memorial Park located on the campus of the National Fire Academy in Emmitsburg Maryland, and

WHEREAS, on Sunday, October 8, ninety-five fallen Firefighters will be honored at the National Memorial, nine being from North Carolina, and

WHEREAS, the events of September 11, 2001, brought national attention to the duties, responsibilities, hazards, and sacrifices faced by fire and emergency services personnel on a daily basis; and

WHEREAS, the United States Congress and the President of the United States have designated the day of the annual National Fallen Firefighters Memorial Service as a day to honor firefighters and emergency services personnel who have sacrificed their lives to save others by lowering the American flag on all federal buildings to half-staff.

NOW, THEREFORE, I, MILTON DARRELL HINNANT, Mayor of the City of Kannapolis, North Carolina, by the virtue of the authority vested in me as Mayor do hereby proclaim the weekend of October 7-8, 2017 as the:

**“36th ANNUAL NATIONAL FALLEN
FIREFIGHTERS MEMORIAL WEEKEND”**

in the City of Kannapolis and encourage all citizens to remember all fire and emergency personnel who have made the ultimate sacrifice in service to their community and to pay respect to the survivors of our fallen heroes.

IN WITNESS WHEREOF I have set my hand and caused the Great Seal of the City of Kannapolis to be fixed this 9th day of October 2017.

Milton D. Hinnant





Office of the Mayor
KANNAPOLIS, NORTH CAROLINA
PROCLAMATION

National Breast Cancer Awareness Month

WHEREAS, as we observe National Breast Cancer Awareness Month, our Nation joins in solidarity with those who are currently battling breast cancer and we remember those we have lost to the disease, and

WHEREAS, more than 250,000 American women and 2,000 men will likely be diagnosed with some form of breast cancer in 2017. Fortunately, thanks to early detection and improved treatment options, deaths from breast cancer have decreased significantly in the last decade, and

WHEREAS, during this month, we stand strong for those facing a breast cancer diagnosis, and we take a moment to thank our friends and family who tirelessly lend their support, and we pause to reflect on those we have lost to this terrible disease, and

WHEREAS, by raising awareness of breast cancer and supporting research, prevention, and early detection, we will move closer to eradicating this disease.

NOW, THEREFORE, I, MILTON DARRELL HINNANT, Mayor of the City of Kannapolis, North Carolina, by the virtue of the authority vested in me as Mayor do hereby proclaim the month of October as “**National Breast Cancer Awareness Month**” in the City of Kannapolis and invite citizens to join me in recognizing National Breast Cancer Awareness Month.



IN WITNESS WHEREOF I have set my hand and caused the Great Seal of the City of Kannapolis to be fixed this 9th day of October 2017.

Milton D. Hinnant



**City of Kannapolis
City Council Meeting
October 9, 2017
Staff Report**

TO: Mayor and City Council
FROM: Eric Davis, Finance Director
TITLE: Budget Amendment Carry Over Funds FY17

A. Action Requested by City Council

Motion to approve a Budget Ordinance amendment appropriating funds from Fiscal Year 2017 to Fiscal Year 2018

B. Required Votes to Pass Required Action

Majority present at meeting

C. Background

Budget amendment #18-5 brings over funds from the fiscal year 2017 budget to the 2018 budget. The majority of the funds are from donations and grants for specific purposes. Since the money was not expended in fiscal year 2017 the amendment budgets the money in fiscal year 2018.

D. Fiscal Considerations

The budget amendment appropriates funds from the fiscal year 2017 budget to the 2018 budget.

E. Policy Issues

None

F. Legal Issues

None

G. Alternative Courses of Action and Recommendation

- 1) Approve budget amendment 18-5 (Recommended)**
- 2) Do not adopt Budget Ordinance**

ATTACHMENTS:

File Name

▣ Budget_Amendment_18-5.pdf

**ORDINANCE AMENDING BUDGET FOR THE
CITY OF KANNAPOLIS, NORTH CAROLINA
FOR THE FISCAL YEAR BEGINNING JULY 1, 2017
AND ENDING JUNE 30, 2018
Amendment # 18-5**

BE IT ORDAINED by the City Council of the City of Kannapolis, North Carolina meeting in open session this 9th day of October 2017, that the following amendment to the Budget Ordinance for the City of Kannapolis, North Carolina for the Fiscal Year beginning July 1, 2017 and ending June 30, 2018 is hereby adopted:

SECTION I - General Fund

Expenditures:

Increase Parks Train Supplies Expenditure: 15010-46610	\$20,191
Increase Police Supplies – Target Kids Expenditure: 12050-46630	\$16,989
Increase Police Capital – Machinery & Equipment Expenditure: 12065-59500 STATE	\$40,000
Increase Police Public Safety Supplies Expenditure: 12065-46400 STATE	\$45,206
Increase Police Public Safety Supplies Expenditure: 12065-46400 FEDERAL	\$19,854
Increase Economic Development Contracted Services Expenditure: 11115-48000	\$42,516
Increase General Services Small Equipment & Tools Expenditure: 11600-46200	\$3,000
Increase Parks Capital- Improvements Expenditure: 15010-59400	\$265,557

Revenues:

Increase Appropriated Fund Balance Revenue: 19900-39900	\$443,313
Increase Donations – Target Kids Revenue: 12050-37100	\$10,000

This Ordinance is approved and adopted this 9th day of October, 2017.

Milton D. Hinnant, Mayor

ATTEST:

Bridgette Bell, MMC, NCCMC
City Clerk



**City of Kannapolis
City Council Meeting
October 9, 2017
Staff Report**

TO: Mayor and City Council
FROM: Walter M. Safrit, II, City Attorney
TITLE: Resolution Abandoning Street Right of Way

A. Action Requested by City Council

Motion to Approve Abandonment of Street Right of Way.

B. Required Votes to Pass Required Action

Majority present at meeting

C. Background

The Alexander House located at 206 South Main Street was acquired by the City in August 2015. When the property was surveyed it was discovered that the street right of way extended onto the lot by about 1.7 feet. This is inconsistent with the remaining right of way the City has along South Main Street. As a result the right of way encroaches on the property intended to be sold for the Demonstration Project. This portion of the right of way serves no purpose for the City street system. The developer has asked for it to be abandoned to clear title. City staff agrees that it should be abandoned.

D. Fiscal Considerations

None

E. Policy Issues

None

F. Legal Issues

It is necessary to abandon the right of way to provide clear title to the property being conveyed for the Demonstration Project.

G. Alternative Courses of Action and Recommendation

- 1. Approve the Resolution. (Recommended)**
2. Approve the Resolution with amendments, or do not approve Resolution

ATTACHMENTS:

File Name

- ▣ Resolution_Abandoning_Public_Street_(10-2-17)_(1).pdf
- ▣ plat_to_resolution_abandoning_public_street.pdf
- ▣ survey_of_Alexander_House_property-10022017153827.pdf

**RESOLUTION ABANDONING PUBLIC STREET
RIGHT OF WAY**

WHEREAS, the City of Kannapolis is the owner of approximately 2.737 acres of real property located on the west side of Main Street and the east side of West Avenue commonly referred to as the Demonstration Project site (the “Project Site”); and

WHEREAS, the City owns a small street right of way located on a portion of land anticipated to be conveyed as part of the Project Site; and

WHEREAS, the street right of way is no longer needed, used by or of benefit the City street system; and

WHEREAS, the developer of the Demonstration Project has requested that the City release and abandon the street right of way which encumbers the Project Site; and

WHEREAS, the portion of the street right of way involved measures 2.22 feet by 82.18 feet and contains a total area of 163 square feet (lines A1-A4) is shown on the plat (“Plat”) attached to and incorporated into this Resolution.

NOW, THEREFORE, the City Council of the City of Kannapolis Resolves that:

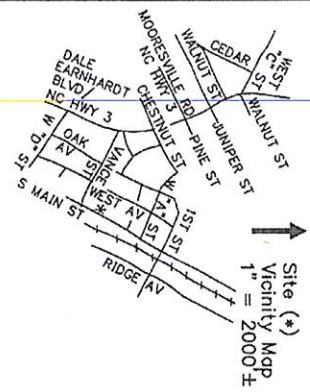
1. The 163 square foot area currently part of the City public street system as shown on the Plat is no longer needed, used or benefits the City and is hereby released and abandoned.
2. The City Manager is hereby authorized to execute such additional documents, instruments, plats, site plans or other instruments as are necessary or required to memorialize this release and abandonment of the public right of way identified.
3. A certified copy of this Resolution shall be filed in the office of the Register of Deeds for Cabarrus County.

Adopted the 9th day of October, 2017.

Milton D. Hinnant
Mayor

ATTEST:

Bridgette Bell, MMC, NCCMC
City Clerk



REVISION CHART		
DATE	INITIALS	EXPLANATION

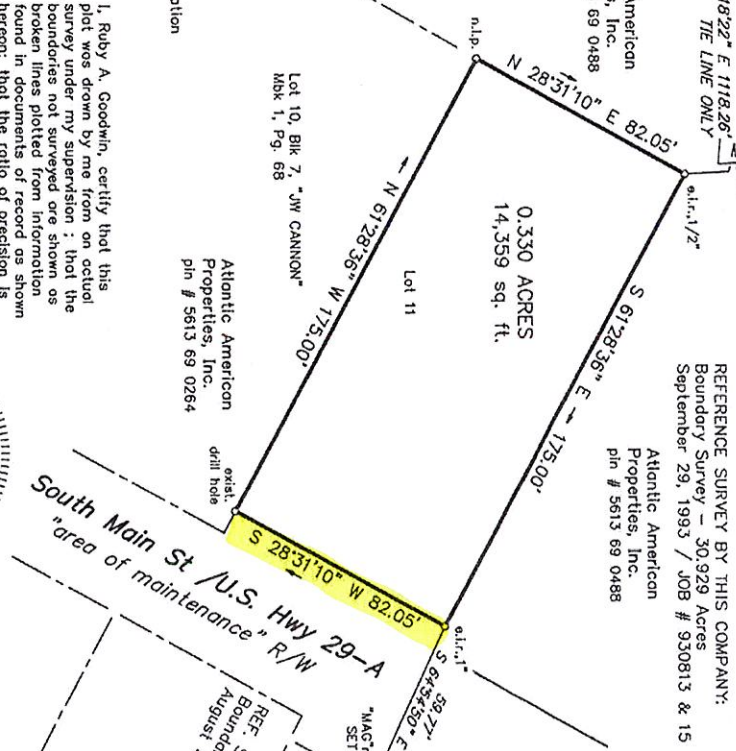
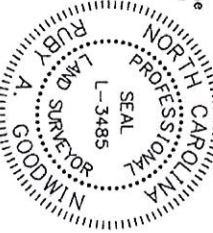
This property is subject to the maintenance of any public utilities not evident and to any rights-of-way, easements, or agreements of record prior to or at date of survey.

- LEGEND:**
- n.l.p. = New Iron Pin, (SET)
 - e.l.p. = Existing Iron Pipe, as described (FOUND)
 - e.l.p. = Existing Iron Rod, as described (FOUND)
 - cp = Computed Point / No Physical Monumentation
 - = SURVEYED LINES / SOLID
 - = ROAD RIGHT OF WAY
 - = EASEMENTS LINES
 - = LOT/TRACT/DEED LINES
 - = ADJOINING PROPERTY LINES

As of the date (4/23/2015) of this Survey this property does not lie in a Special Flood Hazard Zone. Reference: Map # 3710561300J
Published by: Federal Emergency Management Agency
MAP REVISED: NOVEMBER 5, 2008
Mel G. Thompson & Associates, PA
PROFESSIONAL LAND SURVEYORS
303 South Main Street
Kannapolis, N.C. 28081
Telephone (704) 938-4661
Corporate License # (C-0686)



I, Ruby A. Goodwin, certify that this plot was drawn by me from on actual survey under my supervision; that the boundaries not surveyed are shown as broken lines plotted from information found in documents of record as shown hereon; that the ratio of precision is 1 : 10,000+; and that this map meets the requirements of The Standards of Practice for Land Surveying in North Carolina.
Ruby A. Goodwin
Ruby A. Goodwin, P.L.S. (L-3485)
5/4/2015



- I, RUBY A. GOODWIN, certify that this plot was drawn by me from on actual GPS & GROUND RUN SURVEYS made under my supervision and that the following information was used to perform the survey:
- (1) Class of Survey: URBAN, Class "A", Boundary Survey
 - (2) Positional accuracy: 0.05 FT @ 95% CONFIDENCE LEVEL
 - (3) Type of GPS field procedure: RTK/ARS
 - (4) Dates of GPS CONTROL survey: 2/25/2015
 - (5) Datum/Epoch: NAD 83(2011)
 - (6) Published/Fixed-control use: N/A
 - (7) No NCGS CONTROL MONU. WITHIN 2000 FT*
 - (8) Geoid model: GEOD12
 - (9) Combined grid factor: 0.9998475
- Units: US FT

BOUNDARY SURVEY OF
0.330 ACRES / 14,359 sq. ft.
being Lot 11
Blk 7, "JW CANNON"
Mbk 1, Pg. 68
PROPERTY OF
R/L Properties, LLC
SURVEY FOR
City of Kannapolis
Twp # 4, Cobbarrus Co., Kannapolis, N.C.
Tax Ref.: pin # 5613 69 1301
Deed Ref.: Dbk 7978, Pg. 168
CITY OF KANN. ZONING DISTRICT: CC
Survey Date: APRIL 23, 2015
Job # 15 04 03





**City of Kannapolis
City Council Meeting
October 9, 2017
Staff Report**

TO: Mayor and City Council
FROM: Wilmer Melton, III - Director of Public Works
TITLE: Infrastructure Project Prioritization

A. Action Requested by City Council

Presentation Only

B. Required Votes to Pass Required Action

Presentation Only, no action required

C. Background

Engineering firm, Gavel and Dorn will make a presentation regarding a revised infrastructure project prioritization. This presentation will be additional background for future City Council discussions about project priorities and part of the basis for a revised Capital Improvement Plan to be discussed with City Council in January/February 2018.

The projects in this presentation are primarily water, sewer and stormwater projects.

It appears that the impact on this new set of projects on the City's financial plan is positive (i.e., less funding required than the previous Capital Plan).

D. Fiscal Considerations

None

E. Policy Issues

None

F. Legal Issues

None

G. Alternative Courses of Action and Recommendation

None

ATTACHMENTS:

File Name

No Attachments Available



**City of Kannapolis
City Council Meeting
October 9, 2017
Staff Report**

TO: Mayor and City Council
FROM: Mike Legg, City Manager
TITLE: Closed Session

A. Action Requested by City Council

GS. 143-318.11 (a) (3) to consult with an attorney in order to preserve the attorney client privilege and G.S. 143.318.11 (a) (4) for discussing matters relating to the location or expansion of industries or businesses in the area (Mayor Pro tem Wilson)

MOTION TO ADJOURN

B. Required Votes to Pass Required Action

C. Background

D. Fiscal Considerations

E. Policy Issues

F. Legal Issues

G. Alternative Courses of Action and Recommendation

ATTACHMENTS:

File Name

No Attachments Available



**City of Kannapolis
City Council Meeting
October 9, 2017
Staff Report**

TO: Mayor and City Council
FROM: Bridgette Bell, City Clerk
TITLE: October Schedule

A. Action Requested by City Council

October 23, 2017
November 12, 2017
November 27, 2017

B. Required Votes to Pass Required Action

C. Background

D. Fiscal Considerations

E. Policy Issues

F. Legal Issues

G. Alternative Courses of Action and Recommendation

ATTACHMENTS:

File Name

No Attachments Available