

Nancy McFarlane, Mayor
Kay C. Crowder, Mayor Pro Tem
Mary-Ann Baldwin
Corey D. Branch
David N. Cox
Bonner Gaylord
Russ Stephenson
Dickie Thompson

TUESDAY, DECEMBER 6, 2016
1:00 P.M. AND 7:00 P.M., REGULAR SESSION
THE COUNCIL CHAMBER

NOTICE TO HEARING IMPAIRED:

Audio enhancements have been installed in the Council Chamber. Assistive listening devices are available upon request. Interpreters for deaf and hearing impaired persons are available. If needed, please provide a 24-hour notice by calling 996-3100 (voice) or 996-3107 (TDD).

A. MEETING CALLED TO ORDER BY THE MAYOR

1. Invocation – Pastor Mark Vasconellos, All Nations Church
2. Pledge of Allegiance

B. RECOGNITION OF SPECIAL AWARDS**C. AGENCY GRANTEE PRESENTATION**

1. LGBT Center of Raleigh, Inc. – James Miller, Executive Director

D. CONSENT AGENDA

All items on the consent agenda are considered to be routine and may be enacted by one motion. If a council member requests discussion on an item, the item will be removed from the consent agenda and considered separately. The vote on the consent agenda will be a roll call vote.

1. 2018 Holiday Schedule

Steve Jones, Human Resources

Included with the agenda packet is the holiday schedule for calendar year 2018. The schedule includes 12 official holidays where City offices will be closed. The schedule aligns with the official holiday schedule of the State of North Carolina.

Recommendation: Approve the schedule.

2. Text Change Authorization – Green Infrastructure and Low Impact Development

Kevin Boyer, Engineering Services

At City Council work sessions on May 10 and October 11, staff provided updates on implementation of the Green Infrastructure and Low Impact Development (GI/LID) work plan, approved by the City Council March 2015. These updates provided information on the work of the two parallel stakeholder work groups and various other focus groups to address priority items of the work plan. Recommendations of the work groups are summarized in a staff memorandum to the City Council dated May 4, 2016 and in individual work group reports previously provided to Council.

Among the recommendations of the work groups and staff are a number of text changes to the Unified Development Ordinance (UDO), other ordinances, and associated manuals and handbooks intended to reduce real and perceived impediments to the use of GI/LID practices. For projects that incorporate GI/LID practices, the text changes and policy adjustments will provide for improved definition of acceptable practices and more predictable processes for development plan review and permitting. Example text change language was recommended by the Code Review work group, and generally fall within the following topic areas:

- Practices within building and parking setbacks
- Plant materials and tree planting
- Streetscape types
- Stormwater control measures
- Stream buffers
- Street and sidewalk improvements

Following authorization the Planning Commission will review proposed text changes to the UDO and make recommendations to the City Council. In addition, other ordinances and design handbooks will be adjusted to remain consistent with the amended UDO. Following conclusion of these parallel processes, a package of proposed changes will be provided to the City Council for review and scheduling of a public hearing.

Recommendation: Authorize staff to prepare the text changes and refer to the Planning Commission for review and recommendation. Authorize amendments to ordinances as appropriate as well as updates to the Street Design Manual, the Stormwater Management Design Manual, and the Public Utilities Department Handbook.

3. **Declaration of Surplus Property – Two Parcels with Street Address 0 South State Street – Authorize Bid Advertisement**

Greg Pittman, City Planning

Two properties located at 0 South State Street have been identified by the Housing & Neighborhoods Department as surplus properties. The properties are non-buildable, are not located in a redevelopment area nor part of any ongoing studies currently being conducted by the City. Sheffield Capital Group, LLC has submitted an initial bid of \$8,000 for both parcels. The proposed use of the sites will be for access from South State Street to benefit residential development of the adjacent properties that will be regulated by the current R-10 zoning classification. Applicable City departments have reviewed the properties and have no objection to the disposition. A report is included with the agenda packet.

Recommendation: Declare the properties, having Wake County REID 0066142 and REID 0066143 and being located at 0 South State Street, as surplus real property available for sale and accept the bid of \$8000 from Sheffield Capital Group, LLC, subject to the negotiated offer and upset bid process, with the condition that the winning bidder pay all advertising costs accrued during the upset bid process and that the winning bidder dedicate at closing a 20-foot, permanent stormwater drainage easement over existing public infrastructure on the properties.

4. **Declaration of Surplus Property – 13 Dart Lane – Authorize Bid Advertisement**

Greg Pittman, City Planning

Property located at 13 Dart Lane has been identified by the Housing & Neighborhoods Department as surplus property. The property is not located in a redevelopment area nor part of any ongoing studies currently being conducted by the City. David C. Jones has submitted an initial bid of \$30,000 for the property, which is consistent with the recently reassessed tax value. The proposed use of the sites will be for residential development that will be regulated by the current R-10 zoning classification. Applicable City departments have reviewed the property and have no objection to the disposition. A report is included with the agenda packet.

Recommendation: Declare the property, having Wake County REID 0074153 and being located at 13 Dart Lane, as surplus real property available for sale and accept the bid of \$30,000 from David C. Jones, subject to the negotiated offer and upset bid process, with the condition that the winning bidder pays all advertising costs accrued during the upset bid process.

5. **Referral of Area Plan – Cameron Village and Hillsborough Street Small Area Plans**

Bynum Walter, City Planning

The project report for the Cameron Village-Hillsborough Street Small Area Plans and attendant comprehensive plan amendments are ready for review. These documents are the product of a two-year planning and public engagement process which commenced in 2014.

The plan provides a vision for future growth and development in the thriving Cameron Village and Hillsborough Street areas and identifies seven key strategies that will contribute to a continued high quality of life:

- Complete Pedestrian and Bicycle Networks
- Improve and Expand Parks and Open Space
- Increase Transit Options
- Distribute and Calm Traffic
- Plan for Adequate and Accessible Parking
- Zone for the Future
- Promote Quality Design

In addition to these strategies, the plan makes recommendations for enhancing the unique character of each distinct district in the plan area and identifies concrete actions as part of a robust implementation strategy.

Recommendation: Refer the project report and comprehensive plan amendments to the Planning Commission for review and recommendation.

6. **Referral of Area Plan – Southern Gateway Corridor Plan**

Dhanya Sandeep, City Planning

The project report for the Southern Gateway Corridor Plan and attendant comprehensive plan amendments are ready for review. The documents can be accessed at:

<http://www.raleighnc.gov/business/content/PlanDev/Articles/UrbanDesign/SouthernGateway.html>

The report and plan amendments are the outcome of an 18 month planning and public engagement process which commenced in the spring of 2015. The November 2016 draft plan report incorporates revisions to the August public review draft to address public comments.

The report provides a vision and recommendations that:

- Establish a development strategy that maximizes the study area's economic potential
- Develop an attractive image and character that protects, enhances, and transforms the corridor
- Improve transportation and transit to address local interconnectivity while continuing to serve a regional role and
- Improve connections to the Capital Area Greenway System.

Recommendation: Refer the project report and corresponding comprehensive plan amendments to the Planning Commission for review and recommendation.

7. **Requests for Public Hearings**

7.1 **Flood Hazard Map Revisions - New Hope Tributary to Marsh Creek Basin**

Ben Brown, Engineering Services

A detailed flood study has been prepared by HDR of the Carolinas, Inc. for stream bank stabilization for the breached Brentwood Today Lake. The construction of the Brentwood Today Stream Stabilization project would result in modifications to the existing floodplain and floodway to reflect a reduction in flood elevations. In order to make modifications to the City flood hazard maps, a

public hearing is required. The flood model has been approved by staff and is currently under review by the Federal Emergency Management Agency for a Conditional Letter of Map Revision.

Recommendation: Authorize a public hearing to be scheduled January 3, 2017.

8. Easements

8.1 Utility Easement to Duke Energy Progress – Milburnie Community Park – 1101 Old Milburnie Road

Greg Pittman, City Planning

A request has been received from Duke Energy Progress for an easement on City property located at 1101 Old Milburnie Road, known as the Milburnie Community Park, for the purpose of relocating existing electrical facilities on the site for maintenance purposes. The Parks, Recreation, and Cultural Resources department is the maintenance manager of the property and is in agreement with the easement request subject to the following conditions:

- Duke Energy Progress is required to contact “U-LoCo” prior to the start of the project.
- Duke Energy Progress must provide a Certificate of Insurance.
- Duke Energy Progress shall straw and seed any disturbed areas after project is complete and will get approval/confirmation from the Urban Forester that the critical root zone for nearby vegetation is not impacted.
- Duke Energy Progress shall provide a map showing the approximate location of boring.

Due to the benefits to City property, no monetary consideration from Duke Energy Progress is recommended by staff. A report is included with the agenda packet.

Recommendation: Authorize staff to convey the utility easement to Duke Energy Progress, subject to City Attorney approval of the final easement document and fulfillment of specific conditions listed above.

8.2 Right-of-Way and Easements to NCDOT – Devereux Meadows – 1027 North West Street and 901 Capital Boulevard

Greg Pittman, City Planning

A request has been received from NCDOT for a right-of-way and easements on City property located at 1027 North West Street and 901 Capital Boulevard, known as the Devereux Meadows property, for the purpose of constructing roadway improvements in connection with the NCDOT Project B-5121: Peace Street Bridge Reconstruction Project. The Engineering Services department is the maintenance manager of the property and is in agreement with the right-of-way and easement request by NCDOT.

As part of the right-of-way and easement agreement, NCDOT will be compensating the City at some point in the future; proceeds from the easement agreement will be incorporated into the next or a future Capital Improvement Program for transportation related projects, dependent upon timing of the reimbursement. Additional information is included with the agenda packet.

Recommendation: Authorize staff to convey the property interests to NCDOT, subject to City Attorney approval of the final easement document and approval of the final design by the City Manager or designee.

8.3 Flood Storage Easement to CalAtlantic Homes – 11921 Leesville Road

Greg Pittman, City Planning

A request has been received from CalAtlantic Homes for a flood storage easement on City property located at 11921 Leesville Road for the purpose of constructing roadway improvements in connection with the extension of Englehardt Drive. The Parks, Recreation, and Cultural Resources department is the maintenance manager of the property and is in agreement with the flood storage easement request, subject to final plan approval. A report is included with the agenda packet.

Recommendation: Authorize staff to convey the property interests to CalAtlantic Homes, subject to City Attorney approval of the final easement document and approval of the final design by the City Manager or designee.

9. Stormwater Petition Projects**9.1 Stormwater Quality Cost Share – 106 East Drewry Lane**

Kevin Boyer, Engineering Services

The Stormwater Quality Cost Share policy provides a funding mechanism for assisting organizations and citizens with improving water quality through the installation of stormwater best management practices on private property beyond what is required by environmental regulations. The practices supported by the policy are aimed at reducing non-point source pollution from stormwater runoff, increasing water conservation measures, minimizing soil erosion, reducing flood damage, and reducing nutrient loads. Since adoption of the policy in 2009, the City Council appropriated \$250,000 per year for these projects.

A petition for funding assistance to install 900 square feet of permeable pavers as part of a residential driveway has been reviewed by the Stormwater Management Advisory Commission. When reviewing requests, the Commission considers the estimated project cost, water quality benefits, past requests for similar practices, available funding, and project sustainability. The permeable pavers will reduce pollutant loads to local streams, specifically Crabtree Creek, by slowing and filtering runoff caused by the 900-square foot area and an additional 1500-square feet of impervious area that drains to the pavers. The property owner has agreed to the required ten-year maintenance term for the project. The project is comparable to past requests for permeable pavers in scope and cost. The funding amount recommended is for the “acceptable cost” of the pavers which, per the policy, is the differential cost of the permeable pavers and a traditional paved drive.

The Commission recommends approval of the petition request, with an acceptable cost that totals \$8,990 and includes a City contribution in an amount not to exceed \$6,743. Funding is appropriated in the capital budget. The City contribution is 75 percent of the acceptable cost. The total cost estimate is based on quotes from several contractors and technical advice from stormwater staff.

Recommendation: Approve the cost-sharing petition request with a City contribution at an amount not to exceed \$6,743.

9.2 Drainage Assistance Program – New Projects

Chris Stanley, Engineering Services

The Stormwater Management Advisory Commission recommends the following three projects for approval and funding in accordance with the provisions of the Storm Drainage Policy as outlined in Resolution 2016-327:

<u>Project Location</u>	<u>Estimated Project Costs</u>
Dixie Trail	\$105,000
Hollirose Place	250,000
Gary Street*	N/A
Total Estimated Project Costs This Period	\$355,000
FY17 Drainage Assistance Program Budget	\$1,250,000
FY17 Funds Approved to Date	\$520,000
FY17 Remaining Drainage Assistance Funds (following this approval)	\$375,000

* previously funded; Council petition approval in October 2011)

Project information:

Dixie Trail – this project involves replacement of existing failing and undersized stormwater infrastructure resulting in severe erosion and limiting residential and emergency access during heavy rain events.

Hollirose Place – this project involves structural flooding (crawl space) and poor drainage across several properties and a private street access during heavy rains.

Gary Street – this project involves repair to undersized and failing infrastructure (currently resulting in severe erosion and structural flooding of private properties) at the outlet end of the drainage system.

Funding for the projects is appropriated in the capital budget. Anticipated project costs are estimates only and will likely vary as the project moves into detailed design and construction phases.

Upon adoption of the new Drainage Assistance Policy for full project funding in July 2016, citizens with active projects that were previously approved and funded under the prior policy have been given the opportunity to have a project reassessed through the new Stormwater Project Prioritization Model with a request for the project to be fully funded under the new program. Projects must be active (not yet completed or constructed) and owners must be willing to dedicate a permanent public drainage easement over the improvements. Projects are also subject to priority and available funding as typical for any newly identified project on the list.

Residents at Gary Street have resubmitted their project through the new drainage assistance project review process for 100% funding through the Drainage Assistance Program. This project was approved under the previous drainage cost-share policy in October 2011 and funds were encumbered by earlier City Council action. Based on the updated priority ranking and severity, full funding is recommended.

Recommendation: Authorize the drainage assistance projects.

10. Contracts and Consultant Services

10.1 **Professional Services - Duke Energy Center for Performing Arts and Memorial Auditorium Fire Alarm and Sprinkler Systems Upgrades**

Chanh Tran, Engineering Services

On Jun 14, 2016, three submittals were received for professional engineering

services for the Fire Alarm and Sprinkler Systems Upgrades at Duke Energy Center for Performing Arts. The project involves upgrades to the existing fire alarm and sprinkler systems in Memorial Auditorium along with other components and related systems. Funding is appropriated in the capital budget, approved with the FY17 Capital Improvement Program.

Staff evaluated the submittals and selected Sud Associates as the most qualified consultant to complete this work, and a contract has been negotiated in the amount of \$405,900.

Name of Project:	Fire Alarm and Sprinkler Systems Upgrades at Raleigh Memorial Auditorium
Managing Division:	Engineering Services Department – Construction Management
Approval request:	Contract award
Reason for Council Review:	Contract >\$150,000
Vendor Name:	Sud Associates
Prior Contract Activity:	N/A
Budget Transfer:	N/A
Encumbered with this approval:	\$405,900

Recommendation: Authorize the City Manager to execute the contract in an amount not to exceed \$405,900.

10.2 Contract Services - Police Vehicle Upfit Services

Paul Koch, Police

Vehicle upfit services are required to support the department’s annual vehicle replacement program. A Request for Proposals process was completed and three vendors submitted responses. Following committee review, the proposal submitted by Mobile Communications America, Inc., dba Wireless Communications, was selected based on experience and expertise in the law enforcement vehicle upfit process. The contract terms are for a 36-month award with two additional one-year renewal options. For services to be performed under this contract, the City shall pay the vendor and amount not to exceed \$1,699 per vehicle, with a reduced contract rate for non-patrol vehicles. The total cost for the 36-month contract will not exceed \$450,235.

Two optional one-year extensions are included in this contract, not to exceed \$152,910 per additional year. The total cost for the two option years is \$305,820. The total cost of the five-year contract, assuming the contract is renewed for the additional two years, will not exceed \$756,055, and funding is appropriated in the operating budget.

Recommendation: Authorize the City Manager to execute the contract.

10.3 Professional Services - D.E. Benton Water Treatment Plant Dewatering Facilities – Amendment Number Two

Eileen Navarrete, Public Utilities

Proposals were accepted for the Wrenn Road Dewatering Facility on February 26, 2015. HDR Engineering, Inc. of the Carolinas was the selected firm to complete a “Further Investigative Alternatives” phase in the amount of \$92,000 with the intent that design and construction administration services would be added once the scope of work was more clearly defined. The dewatering facility originally was to be built along with the D.E. Benton Water Treatment Plant for

long-term handling of residuals, but was not constructed with the original plant due to budget constraints. The dewatering facility was subsequently evaluated for installation at the Wrenn Road Wastewater Facility in order to utilize the existing lagoon and spray irrigation site; however construction of a dewatering facility at this site would require the installation of public water and sewer facilities that would increase construction costs.

The Further Investigative Alternative Technical Memorandum, prepared by HDR Engineering of the Carolinas, evaluated the differences between the two sites and specific site design elements. Present value analysis recommends building the facility at the D.E. Benton Water Treatment Plant site. Amendment number one extended the original contract in time only. Amendment number two in the amount of \$1,018,300 will provide consulting services for the design and construction administration phase for the construction project.

Contract History:	
Name of Project:	D.E. Benton Water Treatment Plant Dewatering Facilities
Managing Division:	Public Utilities – Capital Improvements Division
Approval request:	Contract amendment
Reason for Council review:	Contract award >\$150,000 policy
Vendor:	HDR Engineering, Inc. of the Carolinas
Prior Activity:	\$92,000 (administrative)
Amendment Number One:	\$0 (administrative to extend time only)
Amount of this Amendment:	\$1,018,300
Encumbered with this Approval :	\$1,110,300

Recommendation: Authorize the City Manager to execute the contract amendment with HDR Engineering, Inc. of the Carolinas in an amount not to exceed \$1,018,300.

10.4 Contract Services – E-Procurement Software - SciQuest, Inc. – Amendment Number Two

Thomas Sidor, Information Technology
Mary Waller, Finance

Public sector organizations use electronic procurement (e-procurement) to achieve benefits such as increased efficiency and cost savings, acquiring goods and services faster and at less cost, and for improved transparency in procurement services. E-procurement in the public sector has seen rapid growth in recent years. Following implementation of the Enterprise Resource Planning (ERP) system in 2009, the SciQuest e-procurement software was implemented to enhance the e-procurement capabilities that exist in the Oracle PeopleSoft product.

The SciQuest e-procurement business application interfaces with the ERP system and provides a marketplace based procurement functionality for procurement; this application is now a core component of the “procure-to-pay” processes and provides multiple operational efficiencies and cost savings.

In order to continue use of the e-procurement application, a software license agreement renewal is necessary. Staff recommends an amendment to the existing contract for one additional year with the option to renew for two additional one-year periods in an amount not to exceed \$288,350 annually or \$865,050 in total over the three-year period. The original contract term is for five-years and is

scheduled to expire in January 2017.

Cost associated with the current five-year contract term has been \$238,350 annually; the annual increase of \$50,000 will accommodate additional licensing for supplier growth over the next three-years. First year funding is appropriated in the operating budget.

Name of Project:	Annual Software License
Managing Division:	Information Technology
Reason for Request:	Contract amendment (contract amendments >\$150,000)
Cause of Contract Amendment:	Extend term of original contract for up to three years
Vendor:	SciQuest, Inc.
Prior Contract Activity:	Original contract amount \$533,225
Amendment One (administrative):	\$63,929
Currently Encumbered:	\$0
Amount of this Contract Amendment:	\$288,350 annually

Recommendation: Authorize the City Manager to execute the contract amendment.

10.5 Professional Services – River Bend Park – CLH design, p.a. – Amendment One

Lora Greco, Parks Recreation and Cultural Resources CLH Design, P.A. has an existing contract to perform planning and landscape architectural services for the River Bend Park project. The initial scope of work included the park master plan, which has been completed. In order to implement the first phase of the park master plan, the professional services contract needs to be amended to incorporate the schematic design, construction documentation, and construction administration phases of the project. Funding is appropriated in the capital budget.

Contract History:

Name of Project:	River Bend Park (formerly known as the Perry Creek/5401 Property)
Managing Division:	Park Development and Communications
Request Reason:	Contract amendment >\$150,000 (policy)
Vendor:	CLH Design, P.A.
Prior Activity:	\$75,000 (administrative)
Current Contract Amount:	\$75,000
Budget Transfer:	N/A
Amount of this Amendment:	\$209,000
Total Contract Amount with Approval:	\$284,000

Recommendation: Authorize the City Manager to execute the contract amendment.

10.6 Professional Services – Walnut Creek Athletic Complex Phase Two - Kimley-Horn and Associates, Inc. - Amendment Three

Elizabeth Houck, Parks Recreation and Cultural Resources The Walnut Creek Soft Ball Complex (WCSBC) was originally developed in 1992 on the site of a former wastewater treatment plant and has since had tremendous impacts for the softball community. Housing nine lighted softball fields capable of accommodating youth fast-pitch to adult men slow-pitch

programs, WCSBC quickly became a destination facility for the region. The complex has served two primary roles over the last 20 years: 1) Host venue for adult softball programs where more than 800 athletes play nightly over two league seasons each year; 2) As a tournament destination for all varieties of competitive softball, generating an estimated \$2.5 million annual economic impact. WCSBC has been the host for the NCAA Division III Softball Championships, NCHSAA Softball Championships, PONY Championships, North Carolina State Games and the NCSU, Shaw University and St. Augustine University softball teams. In total the complex hosts 36-40 weekend tournaments in addition to annual spring and fall league competition programs. Five million dollars was allocated as part of the 2014 Parks Bond for major renovation of the aging complex.

Kimley-Horn and Associates, Inc. was awarded a professional services contract to conduct the Feasibility Study phase of the project; in order to implement the design and construction phases a contract amendment is necessary which includes contract documentation, plans and specifications, permitting, bidding and project administration. Upon design completion, project administration will transition from the Parks, Recreation and Cultural Resources Department to the Engineering Services Department for construction oversight and administration, in accordance with the organizational realignment and reassignment of responsibilities effective July 1. Funding is appropriated in the capital budget.

Name of Project:	Walnut Creek Athletic Complex Improvements
Managing Division:	Park Development and Communications
Approval Requested:	Professional services contract amendment
Reason for Council Review:	Contract amendment >\$150,000
Original CIP/Bond Project Budget:	\$5,000,000
Overall Design Budget Estimate:	\$798,000 (16 percent of project budget)
Vendor:	Kimley-Horn and Associates, Inc.
Prior Contract Activity:	\$148,000 feasibility study
Encumbered with this Approval:	\$650,000 architectural and engineering design
New Project Budget:	\$5,000,000
Budget Transfer Required:	N/A

Recommendation: Authorize the City Manager to execute the contract amendment.

10.7 Contract Services - Investment Consulting – Graystone Consulting - Amendment Number Three

Chandler Francis, Finance

The City utilizes the services of Morgan Stanley Smith Barney, LLC via the Graystone Consulting business to provide investment consulting services for three of the City’s investment funds: Other Post-Employment Benefits (OPEB) Trust; Law Enforcement Officers’ Special Separation Allowance (LEOSSA); and the Capital Reserves and Risk Reserves Fund. Based upon an evaluation of a new State of North Carolina investment option available to local governments, it is anticipated that all or a portion of the OPEB, LEOSSA, and Reserves Funds will be transferred to the State’s Ancillary Government Participant Investment Program by March 2017. Therefore, it is necessary to have the current services

with Graystone Consulting continue from the current contract expiration date on December 31, 2016 until final arrangements are made and the new contract with the State of North Carolina is completed. A month-to-month contract extension with the same fee structure is recommended.

Name of Project:	Investment Consulting Services
Managing Division:	Finance – Treasury
Approval Requested:	Contract amendment
Reason for Council Review:	Contract expiration
Vendor:	Graystone Consulting (Morgan Stanley Smith Barney, LLC)
Prior Contract Activity:	Original contract – (12/1/2009) three-year term, with option of two additional one-year extensions First extension – (1/1/2013) one-year term, with option of one-year additional one-year extension Second extension – (1/1/14) one-year term extension Contract amendment number one – (1/1/15) one-year term extension Contract amendment number two – (1/1/16) one-year term extension
FY17 Budget:	\$100,000
Currently Encumbered:	\$50,000
Amount of this Contract Amendment:	\$25,000 (\$25,000 – FY17 – Jan-March 2017)
Encumbered with this Approval:	\$75,000

Recommendation: Authorize the City Manager to execute a contract amendment.

10.8 Contract Services - Investment Management Services – Weaver C. Barksdale & Associates, Inc. - Amendment Number Two

Chandler Francis, Finance
The City utilizes the services of Weaver C. Barksdale & Associates, Inc. to provide fixed income investment management services for two of the City’s three long-term investment funds: the Other Post-Employment Benefits (OPEB) Trust and the Capital Reserves and Risk Reserves funds. Weaver is one of the fund managers recommended by the current Investment Consultant, Graystone Consulting. Based upon the evaluation of a new State of North Carolina investment option available to local government, it is anticipated that all or a portion of the OPEB and Reserves Funds will be transferred to the State’s Ancillary Government Participant Investment Program by March 2017. Therefore, it is necessary to have the current services with Weaver Barksdale continue from the current contract expiration date on December 31, 2016 until final arrangements are made and the new contract with the State of NC is completed. A month-to-month contract extension with the same fee structure is recommended.

Name of Project:	Investment Management Services
Managing Division:	Finance – Treasury
Approval Requested:	Contract amendment

Reason for Council Review:	Contract expiration
Vendor:	Weaver C. Barksdale & Associates, Inc.
Prior Contract Activity:	Original contract – (1/1/2010) administrative approval
	Contract amendment number one – (3/24/16) amended as accumulated fees would exceed \$150,000 contract threshold in FY16; extended contract through December 2016
FY17 Budget:	\$26,000
Currently Encumbered:	\$13,000
Amount of this Contract Amendment:	\$6,500 (\$6,500 – FY17 – Jan-March 2017)
Encumbered with this Approval:	\$19,500

Recommendation: Authorize the City Manager to execute a contract amendment.

10.9 421 South Salisbury Street – Sheraton Raleigh Hotel

Derrick Remer, City Manager’s Office

Raleigh Hotel XXIX Owner, LLC, owner of the Sheraton Raleigh Hotel, has plans for exterior maintenance to the building. The improvements include exterior caulking and replacement of glass and window components on the southeast façade of the building. The work requires a portion of City Plaza to be covered to provide overhead protection, including and limited to mobile scaffolding placement along a portion of the southeast wall of the Sheraton Hotel Building.

Deviations from the extent of this protective scaffolding and the scheduling of unexpected or more substantial work will be coordinated with the Special Events Office. To complete the work the owner is requesting a temporary construction license.

Recommendation: Authorize the City Manager to execute a temporary license agreement following finalization of terms by the City Manager and City Attorney.

11. Personnel Changes

Steve Jones, Human Resources

The position reclassifications below have been reviewed by the Human Resources department. The fiscal impact of the reclassification will be absorbed within existing salary and benefit appropriations.

Transportation

Maintenance Worker III, vacant position, (Job Code 004405; PG 27; Position Control Number 00003300) to Construction Projects Coordinator (Job Code 001015; PG 34). The reclassified position will coordinate projects through planning, site acquisition, consultant selection, contract negotiation, project design and development, bidding, contract award, and project completion and acceptance stages.

Recommendation: Authorize the position reclassification.

12. [Encroachment Requests](#)

12.1 **St. Albans Drive, Camelot Drive, East Rowan Street, Benson Drive, Dresser Court, and Church at North Hills Street**

Paul Kallam, Development Services

A request has been received from Celito CLEC, LLC to install 12,900 linear feet of underground fiber optic cable and thirty two hand holes. A report is included with the agenda packet.

Recommendation: Approve the encroachment subject to completion of a liability agreement and documentation of proof of insurance by the applicant.

12.2 **2622 Wells Avenue**

Paul Kallam, Development Services

A request has been received from Tara Kreider to install a decorative stone wall. A report is included with the agenda packet.

Recommendation: Approve the encroachment subject to completion of a liability agreement and documentation of proof of insurance by the applicant.

13. [Budget Amendments and Transfers](#)

14. [Right-of-Way Items - \(Condemnation Requests\)](#)

Efforts have been unsuccessful to obtain needed easements; therefore, it is recommended that a resolution of condemnation be authorized for the following:

14.1 **Condemnation – Rock Creek Sewer Improvements Project**

Susan Mullins, City Planning

The Rock Creek Sewer Improvements Project is part of the 10-year Capital Improvements Plan to replace aging and failing water and sewer lines. This project area runs along Rock Creek Drive from West Drewry Lane to Six Forks Road. Frequent sanitary sewer overflow instances and tree roots surrounding the sewer pipe serve as the primary reasons for this project. Additional development upstream has also put a strain on the existing undersized pipe system in this area. This project consists of replacing about 3,200 linear feet of eight-inch clay pipe with a combination of 16-inch PVC and ductile iron sewer pipe. Easements were necessary from approximately 33 property owners within the project area to perform the sewer upgrade work. Negotiations have been unsuccessful with the following property owners to acquire the easements needed. Staff recommends that Council authorize condemnation to acquire the easements needed from the following properties:

<u>PROPERTY OWNER</u>	<u>ADDRESS</u>
Ralph D. and Lisa W. Coffey	3626 Rock Creek Drive
James N. and Gina R. Sarant	3620 Rock Creek Drive
Stanford D. and Anna L. Baird	3614 Rock Creek Drive

Recommendation: Adopt a resolution of condemnation.

15. [Bids](#)

15.1 **Bid Award – Brockton Drive Lake and Dam Project Phase I (SM 2016-0051) – Carolina Civilworks, Inc.**

Veronica High, Engineering Services

The Brockton Drive Lake and Dam project is a system consisting of two lakes in series with earthen dams impounding each lake. Both dams have been

overtopped several times resulting in structural failure. Overtopping of the lower lake dam has resulted in significant undercutting and erosion of the downstream slope with the most substantial damage noted in 2006 following Tropical Storm Alberto. Structural flooding has also been reported for the community clubhouse and private residences around the lakes. Both dams and the adjacent private residences experiencing flooding are located in a FEMA regulated floodway and/or floodplain. The project is being bid and constructed in two phases, with Phase I addressing the upper lake and dam and Phase II addressing the lower lake and dam.

This bid encompasses all the work necessary to complete Phase I of the project including: rehabilitation of the upper lake dam to prevent structural failure by removing and replacing the existing nonfunctional riser/barrel structure with a flow-through, three-foot by six-foot box culvert; reducing the frequency and severity of flooding to adjacent structures during smaller storm events and improving water quality by removing sediment, establishing the upper lake as an engineered, free-flowing natural channel, and installing in-stream structures to reduce shear stress; restoring a 50-foot buffer along both banks of the channel with riparian seed and plantings; and, repair and replacement of ancillary stormwater drainage and sanitary sewer piping within the project work area. Carolina Civilworks, Inc. submitted the lowest responsible and responsive bid in the amount of \$1,538,615, which is 55 percent over the engineer’s cost estimate of \$988,270. Carolina Civilworks, Inc. proposes 15.97 percent Minority Women Business Enterprise (MWBE) participation.

The adopted capital budget included funding for this project in the amount of \$1,173,432; transfers from other projects in the amount of \$425,183 are necessary to fund the shortfall associated with the bid results. Funding is available from the following projects; accounting details are included with the agenda packet:

- (1) **Dixon Drive** – The original project budget called for total replacement of the culvert structure; upon further investigation it was determined that the existing culvert could be rehabilitated resulting in a reduction in project scope and cost.
- (2) **Northshore Lake and Dam Rehabilitation** – Staff was able to reduce quantities and scope during the construction of the lake to be able to realize a reduction in overall construction costs of approximately \$383,000.

Name of Project:	Brockton Drive Lake and Dam Project Phase I
Managing Division:	Engineering Services – Stormwater Management
Approval Request:	Bid award
Reason for Council Review:	Formal bid award
Original CIP Budget:	\$1,173,432
Available CIP Budget:	\$1,173,432
Construction Bid Award:	\$1,538,615
Vendor:	Carolina Civilworks, Inc.
Prior Contract Activity:	None
Budget Transfer:	\$425,183
Encumbered with this approval:	\$1,538,615

Recommendation: Award the bid to Carolina Civilworks, Inc. in an amount not to exceed \$1,538,615. Authorize the City Manager to execute the contract and authorize a budget transfer in the amount of \$425,183.

15.2 Rock Creek Sewer Improvements

Eileen Navarrete, Public Utilities

Five construction bids were received November 10, 2016 for the Rock Creek Sewer Improvement project. The project will replace the existing eight-inch sewer lines along Rock Creek in the City of Raleigh jurisdiction. The project will install approximately 3,237 linear feet of 16-inch sewer lines. The project is funded through the water and sewer main replacement program that replaces aging and undersized mains in the older areas of the merger towns and City.

Reach Construction of Raleigh, NC had the low bid in the amount \$2,148,123. However, the Reach Construction bid was deemed nonresponsive due to use of the incorrect bid form. The City Attorney’s office was consulted and Reach Construction was notified that the bid would be ruled nonresponsive. Reach has acknowledged the staff determination and will not contest the decision.

In accordance with state statutes, staff recommends the bid be awarded to the next lowest bidder, Park Construction of NC, Inc., in the amount of \$2,167,326 with a 15 percent Minority and Women Enterprise (MWBE) participation.

Name of Project:	Rock Creek Sewer Improvements
Managing Division:	Public Utilities – Capital Improvements Division
Approval request:	Bid award
Reason for Council review:	Formal bid award
Original CIP Budget:	\$6,300,000 (program budget)
Construction Bid Award:	\$2,167,326
Vendor:	Park Construction of NC, Inc.
Prior Contract Activity:	N/A
Encumbered with this approval:	\$2,167,326

Recommendation: Award the bid to Park Construction of NC, Inc., in the amount not to exceed \$2,167,326. Authorize the City Manager to execute the contract.

15.3 Bid Award – Dorothea Dix Park Soil Remediation – Contaminant Control, Inc.

Stephen Bentley, Parks Recreation and Cultural Resources

Pursuant to Section 26(b) and Exhibit A-1 and J of the City’s purchase contract with the State of North Carolina, both parties agreed to work together to remediate a location on the Dix Campus referred to as “Area 5 North”. Contractors were pre-qualified and the City issued bids for soil remediation services. Four contractors submitted bids for the work and after a thorough review the apparent low bidder was identified as Contaminant Controls, Inc. (CCI). The bid total and award is for \$525,000. CCI has 15 percent Minority and Women-owned Business (MWBE) participation within this project. The initial lower bidder, A&D Environmental, withdrew their bid. City Council was notified via Manager’s Update No. 2016-44 (November 4).

Staff has included additional funds which total \$211,000 as a part of the budget amendment to cover soil disposal costs, a 10 percent project contingency, pumps, tanks, and asphalt repair as needed. Funds will be allocated from fund balance in

the Parks capital program, the result of a favorable bond sale in 2015 which yielded additional bond cash. To date these additional funds have not been budgeted. As a part of the purchase agreement with the State of North Carolina both parties agreed to share in the costs for this remediation. The agreed upon budget estimate was \$1,200,000. Upon completion of work, the City will seek reimbursement from the State of North Carolina based final cost accounting of the project. Reimbursement is capped at \$600,000 pursuant to the purchase agreement.

Name of Project:	Dorothea Dix Park Area 5N Soil Remediation
Managing Division:	Park Development and Communication
Request Reason:	Bid award
Original CIP Project Budget:	n/a
Design Estimate:	\$1,200,000
Vendor:	Contaminant Controls, Inc. (CCI)
Prior Contract Activity:	N/A
Budget Amendment:	\$736,000
New Project Budget:	\$736,000
Currently Encumbered (% of estimate):	N/A
Amount of this Contract:	\$525,000
Encumbered with this Approval:	\$525,000

Recommendation: Award the bid to Contaminant Controls, Inc. Authorize the City Manager to execute the contract and authorize a budget amendment in the amount of \$736,000.

15.4 Bid Award – Durant Nature Park, Campbell Lodge – HVAC and ADA Improvements

Carlos Reyes, Parks Recreation and Cultural Resources The Durant Nature Park, Campbell Lodge HVAC and ADA Improvements project was publicly bid on November 15, 2016 and six bids were received. Scotia Construction, Inc. submitted the lowest bid of \$999,200, including the base bid and one alternate. Minority and Women-owned Business Enterprise participation is 16 percent.

Improvements at Durant Park were specifically budgeted for Campbell Lodge within multiple capital maintenance budget categories, therefore a transfer totaling \$1,043,000 is necessary for the bid award, establishment of a project contingency in the amount of 13 percent, and consolidation of prior appropriations into a single capital maintenance project; accounting details are included with the agenda packet.

Name of Project:	Campbell Lodge HVAC and ADA Improvements
Managing Division:	Park Development and Communication
Approval Request:	Bid award
Reason for Council Review:	Formal bid award >\$500,000 and fund transfer >\$50,000
Original CIP/Bond Budget:	\$1,043,000
Construction Budget:	\$1,043,000
Construction Bid Award:	\$999,200
Vendor:	Scotia Construction, Inc.
Budget Transfers (to consolidate):	\$1,043,000

Encumbered with this Approval: \$999,200

Recommendation: Award the bid to Scotia Construction, Inc. in an amount not to exceed \$999,200. Authorize the City Manager to execute the contract and authorize a budget transfer in the amount of \$1,043,000.

16. **Traffic**

Ordinances adopted by the City Council authorizing the following traffic changes will become effective seven days after Council action unless otherwise indicated.

16.1 **Speed Limit Reduction – Deer Track Drive, Mill Ridge Road, Old Fox Trail, Old Hundred Road, River Birch Drive, St. Ledger Drive, Thorn Ridge Road, and Three Bridges Circle**

Jed Niffenegger, Transportation

It is recommended that the speed limit be reduced from 35 mph to 25 mph on Deer Track Drive, Mill Ridge Road, Old Fox Trail, Old Hundred Road, River Birch Drive, St. Ledger Drive, Thorn Ridge Road, and Three Bridges Circle in the Hampton Oaks Subdivision. All of these roads are classified as Neighborhood Local and are constructed to typical residential street standards. This request meets the requirements of the adopted Neighborhood Traffic Management Program. A signed petition has been received by staff representing at least 75 percent of the residents or property owners along each street in support of the speed reduction request.

16.2 **No Parking Zone – Mantua Way**

Gordon Dash, Transportation

It is recommended that a No Parking Zone be established on Mantua Way in the New Hope Crossing Homeowners Association (HOA). A request was received from the New Hope Crossing HOA to install a No Parking Zone in the cul-de-sac at the end of Mantua Way in order to provide adequate distance for Solid Waste and Emergency vehicles to maneuver and access the residences of this community. The cul-de-sac has a conjoining island, which only leaves one lane of travel, and when cars are parked it becomes impassible for larger vehicles. The proposed change will alleviate this issue.

16.3 **No Parking Zone – North Boundary Street**

Gordon Dash, Transportation

It is recommended that a No Parking Zone be established on the south side of the 500 Block of North Boundary Street east of Elm Street. A request was received from a See Click Fix user to have no parking signs placed on North Boundary Street due to motorists being unable to see around cars parked near the intersection of Elm Street. Staff completed a line of sight study and determined that due to the minus grade of Boundary Street at this location, the view of eastbound traffic by drivers intending to turn left from Elm Street onto Boundary Street is obstructed by vehicles parked along the south side of North Boundary Street. The affected property owners were duly notified and provided two weeks to respond with any concerns, but no responses were received.

Recommendation: Approve as recommended and authorize the appropriate changes in the traffic code as included with the agenda packet.

THIS IS THE END OF THE CONSENT AGENDA

E. REPORT AND RECOMMENDATION OF THE PLANNING COMMISSION

Below are the recommendations of the Planning Commission. The Council may wish to consider these items in the same manner as items on the consent agenda. Items marked with one asterisk (*) beside the Certified Recommendation number are located within flood-prone areas. Items marked with the pound sign (#) beside the Certified Recommendation number are located within the Falls Basin or the Swift Creek Watershed Protection Area. Items marked with the plus sign (+) beside the Certified Recommendation number indicate special conditions for stormwater management. Items marked with (VSPP) beside the Comment indicate that a Valid Statutory Protest Petition has been filed. **Denotes Drainage Basins

(1)	CR-11733	TC-18-16	9-0	Approval	Animal care (indoor); Limited Use in OX-District
(1)	CR-11734	TC-21-16	9-0	Approval	Single unit living (via a single-family detached house) to be permitted in the MH District
(3)	CR-11735	Z-27-16	9-0	Approval, Conditional Use	T.W. Alexander Drive, north side, at its intersection with Brier Creek **(Little Briar)
(4)	CR-11737	Z-23-16 Request for Time Extension	9-0	Approval	Poole Road, at its intersection with Norwood Street **(Walnut)
(5)	CR-11736	Z-31-16	8-1	Approval, Conditional Use	Cumberland Street, east side, at its intersection with Tipton Street **(Walnut)
(6)	CR-11738	Z-30-16	8-1	Approval, Conditional Use	Varsity Drive, at its intersection with Avent Ferry Road **(Walnut)

(The following actions were taken by the Planning Commission at the November 22 meeting, by unanimous vote)

Ken Bowers, City Planning
Eric Braun, Commission Chair

(1) TC-18-16 – Animal care (indoor) – Limited Use in OX-District

This request amends Sections 6.1.4. of the Part 10A Raleigh Unified Development Ordinance to amend the Allowed Principal Use Table to add “Animal care (indoor)” as a Limited Use in the Office Mixed Use (OX) district.

The Planning Commission recommends approval of the request. Staff suggests a public hearing date of January 3, 2017.

(2) TC-21-16 – Single unit living (via a single-family detached house) to be permitted in the MH District

This request amends Sections 4.5.1 and 6.1.4 of the UDO to permit single-family detached homes to be constructed on pre-existing lots within the Manufactured Housing (MH) District provided setback and lot criteria for the R-6 zoning district is maintained.

The Planning Commission recommends approval of the request. Staff suggests a public hearing date of January 3, 2017.

(3) Z-27-16 – Alexander Drive (Northwest CAC)

This is a request rezone property from Planned Development (PD) to Office Mixed Use-Five Stories-Parking Limited-Conditional Use (OX-5-PL-CU).

The proposal is consistent with the Comprehensive Plan and Future Land Use Map. The proposal is consistent with the Urban Design Guidelines and would focus development within a City Growth Center.

The Planning Commission recommends approval of the request. Staff suggests a public hearing date of January 3, 2017.

(4) Z-23-16 – Poole Road (East CAC)

This is a request rezone property from Residential-6 (R-6) to Commercial Mixed Use – 3 stories – Conditional Use (CX-3-CU).

The Commission is requesting a 60-day time extension to complete its review of this case. The Commission's current time frame expires on January 9, 2017. A 60-day time extension will provide the applicants, neighbors, CAC and the Commission opportunity to work on addressing remaining issues associated with this proposal. Four regular Commission meetings are scheduled within the requested extension period.

(The following actions were taken by the Planning Commission at the November 22 meeting, not by unanimous vote)

(5) Z-31-16 – Cumberland Street (South Central CAC)

This is a request Rezone property from R-10 to CX-3.

While the request is inconsistent with the Comprehensive Plan and Future Land Use Map, it would correct an existing non-conformity and would allow for reinvestment in the property. Redevelopment would likely trigger requirements for protective yards adjacent to residential properties. The CAC supported the request, and petitions in support were provided.

The Planning Commission recommends approval of the request. Staff suggests a public hearing date of January 3, 2017.

(6) Z-30-16 – Varsity Drive (West CAC)

This is a request rezone property from Neighborhood Mixed Use – 4 Stories – Conditional Use with Special Residential Parking Overlay District (NX-4-CU w/SRPOD) to Residential Mixed Use – 5 Stories – Green Frontage – Conditional Use with Special Residential Parking Overlay District (RX-5-GR-CU w/SRPOD).

The proposal is consistent with the Comprehensive Plan and Future Land Use Map.

The proposal would be beneficial in that it would locate housing for students along a transit corridor.

The Planning Commission recommends approval of the request. Staff suggests a public hearing date of January 3, 2017.

F. SPECIAL ITEMS

1. Outdoor Plazas Committee Report

Derrick Remer, City Manager's Office

At the June 7 meeting City Council indicated they would like to explore options for activation of the three downtown plazas (Market, Exchange, and City plazas). This was in response to changes to City Code that distinguished the plazas from the public sidewalk for the purposes of outdoor seating. The City Council recently removed the

ability for administratively approved outdoor dining permits within these three plazas. The plazas have unique features that provide a level of public activation and interaction beyond the typical sidewalk space in the downtown core. Given these differences, it was determined that activation and use of the plazas requires a higher level of scrutiny.

As directed by City Council, a group of stakeholders from the Office of Emergency Management and Special Events, the Urban Design Center, the Greater Raleigh Convention and Visitors Bureau, and the Downtown Raleigh Alliance met to develop options for Council to consider for the activation of these spaces. The goal is to highlight Market, Exchange, and City plazas as active focal points of downtown and create spaces that are accessible to the three main user groups: tourists, residents, and commercial businesses.

Included with the agenda packet is a memorandum which outlines and updates the pilot projects for activating Exchange and Market Plazas, which includes the concepts of the Program Our Plazas and Block2 Video Series. The memorandum also discusses issues with outdoor seating in City Plaza, and outlines various options should Council desire to proceed with an outdoor seating program for the plaza.

If Council desires to commence with outdoor seating as a plaza activation activity at this time, then staff would highlight consideration of Option Four as outlined in the memorandum. This option provides for a time-limited pilot outdoor dining in one plaza, and would provide for additional time to study the impacts.

Recommendation: Receive as information. Should Council desire to proceed with an outdoor seating program, authorize the City Manager to enter into a license agreement with the business to permit outdoor seating and dining within a designated portion of City Plaza for a limited, six month timeframe.

G. **REPORT AND RECOMMENDATION OF THE CITY MANAGER**

1. **Performing Arts Center Improvements Update and Economic Impact**

Doug Grissom, Convention Center

Staff will provide a brief presentation highlighting recent renovations and upgrades to the Duke Energy Center for the Performing Arts (DECPA) and the results of a recent study conducted by HVS Convention, Sports & Entertainment Facilities Consulting.

Renovations at the venue began in 2012, with a \$20 million investment from the Capital Improvement Program and were completed in October of this year. There were no event interruptions and none of the resident production companies were displaced during the project. An official unveiling celebration was held October 14. Major upgrades included full replacement of the HVAC system; upgrades to interior finishes and concession areas; new seating in Memorial Auditorium; the addition of 13 new ladies restrooms; relocation of the box office to the front lobby; and exterior lighting upgrades. Capital maintenance efforts continue, which include life safety improvements as indicated in the Consent Agenda, Item 10.1.

The impact study conducted in tandem with the project completion assessed the impact the venue has on the City and Wake County, including the venue's role in fostering the arts and the economic impact on the community.

Recommendation: Receive as information.

2. **Highwoods Sidewalk Public Private Partnership Update**

Eric Lamb, Transportation

Staff has held continued discussions with representatives of Highwoods Properties regarding a potential public/private partnership to construct sidewalks along Highwoods

Boulevard from Atlantic Avenue to Capital Boulevard. Staff has prepared draft terms for this agreement and will provide an update on the status of negotiations with Highwoods.

Recommendation: Receive as information.

3. Oak City Outreach Center

Larry Jarvis, Housing & Neighborhoods

During the November 15 City Council work session, staff from the City and Wake County presented a report on the site selection process for the Oak City Center multi-service facility. Ten alternative sites were evaluated and the site located at 1430 South Wilmington Street site was recommended. Based on the site evaluation process, staff recommends that Council approve this site as the final location for the facility and authorize an expenditure of \$3,148,000 for site procurement. Of this amount, \$1,648,000 is available in appropriated Housing Bond funds.

Staff recommends an additional appropriation in the amount of \$1,500,000 for the balance of the City's site acquisition costs be made from capital reserve fund balance in the general fund. A copy of the presentation from the work session and further details are included with the agenda packet.

Recommendation: Approve the 1430 South Wilmington Street site as the location for the Oak City Center. Appropriate \$1,500,000 of general fund capital reserve fund balance. Authorize expenditure in the amount of \$3,148,000 for site procurement and authorize the City Manager to execute the terms and conditions of the partnership with Wake County to establish a permanent site and facility for the Oak City Outreach Center.

4. Feasibility Analysis for a Parking Meter Donation Program

Alexander Vazquez and Tansy Hayward, City Manager's Office

In June, the City Council requested that staff assess whether it was feasible to implement a parking meter donation program in Raleigh. In response to this request, staff conducted a series of conversations with municipalities across the country that have implemented a parking meter donation program. Based on the information collected, staff developed a report noting key findings as well as potential program costs and revenue. A presentation will be made during the meeting.

Recommendation: Receive as information.

H. REPORT AND RECOMMENDATION OF THE HISTORIC RESOURCES AND MUSEUM ADVISORY BOARD

1. Annual Work Plan

Troy Burton, Parks Recreation and Cultural Resources

The 2017 annual work plan will be presented. A report is included with the agenda packet.

Recommendation: Approve the work plan.

I. REPORT AND RECOMMENDATION OF THE RALEIGH ARTS COMMISSION

1. Annual Work Plan

Sarah Powers, Parks Recreation and Cultural Resources

The 2017 annual work plan will be presented. A report is included with the agenda packet.

Recommendation: Approve the work plan.

J. REPORT AND RECOMMENDATION OF THE ECONOMIC DEVELOPMENT AND INNOVATION COMMITTEE

1. No report.

2. Items Pending

Item #15-01 – Economic Development Toolkit (2/9/16)

Item #15-05 – Signs – UDO Regulations (8/2/16)

Item #15-06 – Preservation of Historic Structures Downtown (9/6/16)

K. REPORT AND RECOMMENDATION OF THE GROWTH AND NATURAL RESOURCES COMMITTEE

1. No report.

2. Items Pending

Item #15-13 Residential Infill Standards (9/6/16)

Item #15-16 Text Change Proposal – Building Height Limit/Tall Buildings (10/4/16)

Item #15-17 TC-11-16 – Pre-UDO NCOD Building Height

L. REPORT AND RECOMMENDATION OF THE SAFE, VIBRANT, AND HEALTHY NEIGHBORHOODS COMMITTEE**1. Design Guidelines for Raleigh Historic Districts**

The Committee recommends the following:

- Adopt the updated Design Guidelines for Raleigh Historic Districts and Landmarks as submitted with the exception of Sections 3.2 Additions and Section 3.3 New Construction; and
- Authorize staff to prepare a text change correcting the document name in the Unified Development Ordinance.

The Committee further recommends that Council refer sections 3.2 and 3.3 to the Raleigh Historic Development Commission (RHDC) and staff for additional research relating to the National Park Service Preservation Brief 14 and to clarify the definition and use of the term “contemporary” throughout the document. The Committee recommends that all of the issues included in Council Member Stephenson’s handout, which was provided to staff and citizens and reviewed during the November 29 Committee meeting, be evaluated when further researching the issue. A copy of the handout from Council Member Stephenson is included with the agenda packet.

The item is removed from the Committee agenda with the understanding that as soon as the requested information is returned from the RHDC it will be presented to the full Council.

2. Items Pending

None.

M. REPORT AND RECOMMENDATION OF THE TRANSPORTATION AND TRANSIT COMMITTEE

2. No report.

3. Items Pending

Item #15-01 – Neighborhood Traffic Management Program Policy (6/14/16)

N. REPORT OF MAYOR AND COUNCIL MEMBERS

O. APPOINTMENTS

The following committees have appeared on past agendas and some nominations have been made. The Council may take action to make appointments or if the nominations have not been closed, which would be indicated on the agenda, additional nominations may be made on the ballot with the agenda packet or at the Council table. An asterisk beside a name means that person is presently serving on that board or commission.

Civil Service Commission – One Vacancy

No nominees.

Human Relations Commission – One Vacancy

Mary Lucas(Cox)

Vince Rozier (Branch/McFarlane/Baldwin)

Parks, Recreation, and Greenway Advisory Board – One Vacancy

Jennifer Wagner (Baldwin/Branch)

P. NOMINATIONS

AN ATTENDANCE RECORD OF EACH INCUMBENT IS INCLUDED WITH THE AGENDA PACKET.

Bicycle and Pedestrian Advisory Commission

A letter of resignation has been received from Evan Bringham as he is moving out of state; therefore there is one vacancy for consideration.

Historic Cemeteries Advisory Board – One Vacancy

A letter of resignation has been received from Jan Lewis; therefore there is one vacancy for consideration.

Q. REPORT AND RECOMMENDATION OF THE CITY ATTORNEY**R. REPORT AND RECOMMENDATION OF THE CITY CLERK**

1. Minutes of the October 18, 2016 and November 15, 2016 City Council meeting and November 15, 2016 Worksession minutes will be presented.
2. Council members will receive with the agenda packet a resolution adjusting, rebating, or refunding penalties, exemptions and relieving interest for the late listing of property for ad valorem taxes. Adoption of the resolution is recommended.

EVENING AGENDA – 7:00 P.M.

A. REQUESTS AND PETITIONS OF CITIZENS

1. Joseph D. Lee would like to request an extension of time in order to complete rehabilitation of 106 Colleton Road.
2. Attorney Michael Birch representing LG Oberlin LLC requests that the City Council authorize a public hearing for January 3, 2017 for the street closure requested for Maiden Lane submitted by LG Oberlin LLC.
3. Michael Trombino, Slidr, would like to discuss implementing a free ride service in and around the downtown core. Slidr is an on-demand, free ride service using 100% electric vehicles.

B. MATTERS SCHEDULED FOR PUBLIC HEARING

1. Resolution to Confirm as Lien

Ashley Glover, Housing & Neighborhoods

A hearing to consider adoption of a resolution to confirm as a lien against the property as listed below charges for demolition of Unfit Buildings:

<u>LOCATION AND DISTRICT</u>	<u>PROPERTY OWNER</u>	<u>TAX ID NUMBER</u>	<u>COST OF DEMOLITION</u>
4004 Wingate Drive (A)	JP Morgan Chase Bank	0006245	\$18,650
1104 and 1104½ S. Person Street (C)	James F. and Iola M. Oneal	0073321	\$10,225

2. Community Development Annual Action Plan

Niki Jones, Housing & Neighborhoods

This is a hearing to provide citizens with the opportunity to express views as to housing and community development needs and priority non-housing community needs in the City of Raleigh. The hearing is required by the U.S. Department of Housing and Urban Development as part of the preparation of the Annual Action Plan governing the use of federal Community Development Block Grant, HOME Investment Partnership, and Emergency Solutions Grant funding.

Following the hearing, the item should be referred to staff for consideration of comments received.

3. Street Closing – 5-2016 – Booker Drive and N. Fisher Street/Washington Terrace Redevelopment Project

Eric Lamb, Transportation

This is a hearing to consider closing portions of Booker Drive and N. Fisher Street as a part of the Washington Terrace Redevelopment Project known as S-18-2016. The proposed closure is a part of a multi-phase redevelopment process for converting Washington Terrace into a mixed income community. The street closures are proposed with the intent of dedicating additional right-of-way and realigning Booker Drive and N. Fisher Street.

Following the hearing, the Council may take action to adopt a resolution approving the proposal, denying, or referring the item to committee.

Council is aware of interest from members of the Madonna Acres community with regard to infrastructure in the intersection of the future extension of N. Fisher Street, Delaney Drive, and Milburnie Road. Following meetings coordinated by City staff with the community and DHIC, developer of the Washington Terrace plan, options have been

identified that are intended to address the community concerns. Included with the agenda packet is additional background information as well as options for transportation infrastructure which Council may wish to consider.

4. Sidewalk Improvement Petition – Yadkin Drive

Donetta Powell, Engineering Services

A hearing to consider a petition calling for the installation of a sidewalk on Yadkin Drive (southeast side) from Alleghany drive to Currituck Drive for an approximate distance of 2500 linear feet. Staff is recommending the installation of a variable width sidewalk on a variable width setback from the curb (to be determined during design) on the southeast side of Alleghany Drive to Staley Court, transitioning to a six-foot wide sidewalk on a three and a half foot setback from curb on the southeast side from Staley Court to Currituck Drive to allow a match and a connection to the existing sidewalk across the bridge over Crabtree Creek. Additional adjustments to the sidewalk width and setback may be needed along the corridor in the final design to avoid major impacts in certain areas as determined by the engineering staff.

Following the hearing, the Council may accept the petition and authorize the project to proceed, deny the petition, or refer the item to committee.

5. Water Assessment Roll 1353 and 1353 A – Craftsman Drive Improvements

Jimmy Upchurch, Engineering Services

This is a hearing to consider adopting a resolution confirming charges for the installation of a water line in Craftsman Drive and Sorghum Court according to charges outlined in Resolutions 2016-401 and 402 adopted on November 1, 2016. The assessments covered by Assessment Roll 1353A cover property outside the City limits and will be due only upon annexation, hookup, and/or subdivision of the property.

Following the hearing, the Council may adopt resolutions confirming the charges in Assessment Rolls 1353 and 1353A, or refer the item to committee.

6. Sewer Assessment Roll 1354 – Knollrock Drive

Jimmy Upchurch, Engineering Services

This is a hearing to consider adopting a resolution confirming charges for the installation of approximately 135 linear feet of sewer main in an easement from Knollrock Drive to serve property at 6001 Leadmine Road according to charges outlined in Resolution 2016-403 adopted on November 1, 2016.

Following the hearing, the Council may adopt a resolution confirming the charges or refer the item to committee.

7. Sewer Assessment Roll 1355 – Coronado Drive

Jimmy Upchurch, Engineering Services

This is a hearing to consider adopting a resolution confirming charges for the installation of approximately 101 linear feet of sewer main in Coronado Drive to serve property at 5301 Coronado Drive according to charges outlined in Resolution 2016-404 adopted on November 1, 2016.

Following the hearing, the Council may adopt a resolution confirming the charges or refer the item to committee.

8. Sewer Assessment Roll 1356 – Pineroft Drive

Jimmy Upchurch, Engineering Services

This is a hearing to consider adopting a resolution confirming charges for the installation of approximately 170 linear feet of sewer main in Pineroft Drive to serve property at 105 Pineroft Drive according to charges outlined in Resolution 2016-405 adopted on

November 1, 2016.

Following the hearing, the Council may adopt a resolution confirming the charges as outlined or refer the item to committee.

9. Rezoning Case Z-15-16 – Falls of Neuse Road

Bynum Walter, City Planning

This is a hearing to consider a request from SpenComm, LLC to rezone approximately 17.3 acres from Residential-4 with Urban Watershed Protection Overlay District (R-4 w/UWPOD) to Commercial Mixed Use – 3 stories – Parking Limited – Conditional Use with Urban Watershed Protection Overlay District (CX-3-PL-CU w/UWPOD). The properties are located on the east side of Falls of Neuse Road, at its intersection with Raven Ridge Road, extending north to Dehijuston Court.

Following the hearing, the Council may take action to approve, deny, or refer the item to committee.

10. Rezoning Case Z-17-16 – Creedmoor Road

Bynum Walter, City Planning

This is a hearing to consider a request from Phillip Calton to rezone approximately 2.62 acres from Residential-6 (R-6) to Commercial Mixed Use – 3 stories – Conditional Use (CX-3-CU). The property is located on the west side of Creedmoor Road, south of its intersection with Sawmill Road. The Growth and Natural Resources Committee discussed the proposal at its November 9, 2016 meeting and recommended denial.

Following the hearing, the Council may take action to approve, deny, or refer the item to committee.

11. Rezoning Case Z-18-16 – Homewood Banks Drive

Bynum Walter, City Planning

This is a hearing to consider a request from Dorothy R. Kerr Revocable Trust and Kerr Properties, LLC to rezone approximately 16.02 acres from Residential-4 and Residential-6 (R-4 & R-6) to Residential Mixed Use – 3 stories – Parking Limited – Conditional Use (RX-3-PL-CU). The properties are located on the west side of Homewood Banks Drive, at its intersection with Blue Ridge Road, extending northwest to Stony Crest Road.

Following the hearing, the Council may take action to approve, deny, or refer the item to committee.

12. Rezoning Case Z-21-16 – Lumley Road

Bynum Walter, City Planning

This is a hearing to consider a request from RALHAM, LLC to rezone property from Office Mixed Use – 7 Stories – Parking Limited with Airport Overlay District and Special Highway Overlay District-2 (OX-7-PL w/AOD and SHOD-2) to Office Park – 12 Stories – Conditional Use with Airport Overlay District and Special Highway Overlay District-2 (OP-12-CU w/AOD and SHOD-2). The property is located on the north side of intersection of Interstate 540 and Lumley Road, with access from Arco Corporate Drive.

Following the hearing, the Council may take action to approve, deny, or refer the item to committee.

13. Rezoning Case Z-25-16 – Leesville Road

Bynum Walter, City Planning

This is a hearing to consider a request from Anthony K. Dudley to rezone approximately 1.96 acres from Industrial Mixed Use – 3 Stories – with Special Highway Overlay District-2 and Airport Overlay District (IX-3 w/SHOD-2 & AOD) to Residential-4 –

Conditional Use– with Special Highway Overlay District-2 (R-4 w/SHOD-2). The properties are located on the south side of Leesville Road, at its intersection with Wynalda Way and Englehardt Drive.

Following the hearing, the Council may take action to approve, deny, or refer the item to committee.

14. Rezoning Case Z-26-16 – North Ridge South (NCOD)

Bynum Walter, City Planning

This is a hearing to consider a request from Carol Jones and Jennifer Molloy to rezone approximately 80 acres from Residential-6 (R-6) to Residential-6 with Neighborhood Conservation Overlay District (R-6 w/NCOD). The properties are located between New Market Way and North Ridge Drive.

Following the hearing, the Council may take action to approve, deny, or refer the item to committee.

15. Text Change TC-15-16 – Maximum Area Devoted to Commercial Limited Uses in RX and OX Districts

Eric Hodge, City Planning

This is a hearing to consider a text change to amend the Limited Use Standards within Article 6.4. of the Unified Development Ordinance (UDO) for the following Commercial uses/categories in Residential Mixed-Use and/or Office Mixed-Use districts: Office, Beauty/Hair Salon, Copy Center, Optometrist, Personal Service, Eating Establishment, and Retail Sales as well as deletes Section 6.7.3.F. “Nonresidential Accessory Service” from the UDO” in its entirety.

Following the hearing, the Council may take action to approve, deny, refer the item to committee or refer to the Planning Commission for further consideration.

16. Text Change TC-16-16 - Dwelling Units in Congregate Care

Eric Hodge, City Planning

This is a hearing to consider a text change to amend Section 6.2.2.C. of the Raleigh Unified Development Ordinance, Congregate Care, to expressly allow Dwelling Units to be one of the continuum of care housing options provided within a Congregate Care facility.

Following the hearing, the Council may take action to approve, deny, refer the item to committee or refer to the Planning Commission for further consideration.

17. Text Change TC-19-16 - Wall Signage

Gary Mitchell, City Planning

This is a hearing to consider a text change to alter the regulations for wall, canopy, and projecting signage when a frontage is present. The current regulations restrict the amount of signage for properties with a certain frontage. The proposed change would revert the standards to be consistent with the previous Part 10 Zoning Code standards.

Following the hearing, the Council may take action to approve, deny, refer the item to committee or refer to the Planning Commission for further consideration.

This text change originated with a Request and Petitions of Citizens on August 2 which was subsequently referred to the Economic Development and Innovation Committee. The Committee recommended and Council approved proceeding with a text change on October 18; the Planning Commission recommended the text change as presented and the scheduling of this public hearing on November 15, which Council authorized.