

**Town of Garner
Council Work Session Minutes
April 30, 2019**

The Council met in a Work Session at 6:00 p.m. in the Council Chambers located at 900 7th Avenue.

CALL MEETING TO ORDER/ROLL CALL

Present: Mayor Ronnie Williams, Mayor ProTem Ken Marshburn, Council Member Buck Kennedy, Council Member Gra Singleton and Council Member Elmo Vance. Absent: Council Member Kathy Behringer

Staff Present: Rodney Dickerson-Town Manager, John Hodges-Asst. Town Manager-Development Services, Matt Royslance-Asst. Town Manager-Operations, Chris Johnson-Town Engineer, Jeff Triezenberg-Planning Director, Het Patel-Senior Planner, Joe Stallings-Economic Development Director, Mari Howe-Downtown Development Manager, Sonya Shaw-PRCR Director, Rick Mercier-Communications Manager, Thad Anderson- Associate Town Attorney, and Rebecca Schlichter-Deputy Town Clerk.

ADOPTION OF AGENDA

Motion: Marshburn
Second: Singleton
Vote: 4:0

REPORTS/DISCUSSION

Jones Sausage Road Conceptual Design Scope and Fee

Presenter: Het Patel, AICP; Senior Planner

Mr. Patel reported Town Staff has been working with HDR Engineering consultants to identify scope of work and fee for completing a conceptual design/feasibility study regarding the Jones Sausage Road Realignment.

Background/Summary

The Town Council at the Council Retreat in 2019 and a subsequent Town Council Special Meeting on March 26, 2019 decided to identify Street and Sidewalk Bond funds towards advancing the Jones Sausage Road Realignment project. Town Staff has been working with one of the On-Call Transportation Planning and Design Services consultant to identify scope of work and fee for completing a conceptual design/feasibility study regarding the Jones Sausage Road Realignment.

Jones Sausage Road Realignment Conceptual Study

The project limits cover approximately 1.1 miles of Jones Sausage Road from just south of Amazon Fulfillment Center to US Highway 70. The project will include widening (four-lane divided with median) of Jones Sausage Road from just south of Amazon to E Garner Road and the new location/realignment of Jones Sausage Road south of E Garner Road to US Highway 70 included a proposed railroad bridge over

the existing and future North Carolina Railroad (NCRR) lines. HDR, the consultant, will perform the required planning, environmental and engineering services related to the feasibility/conceptual study, as defined in the tasks identified in the attached scope of work. Additional engineering and design service work for this project will be completed under subsequent Task Orders.

Scope of Work and Fee

The scope of work shows the tasks to be completed through this conceptual feasibility study. The work includes analyzing traffic conditions, developing conceptual design for the widening and realignment and identifying preliminary cost and impacts assessment for the project. The work will also include stakeholder coordination with NCDOT, CAMPO, NCRR and impacted property owners. The total fee identified for completing the tasks identified in the attached scope is: \$106,791.

Council Member Kennedy and Council Member Vance requested that the contract needs to clarify that the bridge is not over the railroad and Council requested deadlines be inserted in contract and to work with Town Attorney on removing some language from the general terms and conditions of the contract. Council consensus to place the scope and fee on the May 21st consent agenda.

Lake Drive Improvements Preliminary Engineering Scope and Fee

Presenter: Het Patel, AICP; Senior Planner

Mr. Patel reported Town Staff has been working with one of the On-Call Transportation Planning and Design Services consultants to identify scope of work and fee for completing preliminary engineering design for Lake Drive improvements to match the Dullis Circle typical to NC 50.

Background/Summary

The Town Council at the Council Retreat in 2019 and a subsequent Town Council Special Meeting on March 26, 2019 decided to identify Street and Sidewalk Bond funds towards advancing the Lake Drive Improvements project. Town Staff has been working with one of the On-Call Transportation Planning and Design Services consultant to identify scope of work and fee for completing preliminary engineering design for Lake Drive improvements to match the Dullis Circle typical to NC 50. This memo provides a brief overview/summary of the work to be performed under this contract including the attached scope of work and fee presented by the consultant.

Lake Drive Improvements Preliminary Engineering

The project limits cover widening, curb and gutter improvements to Lake Drive from Dullis Circle to NC 50 to bring the street up to Town standards. The project will also include evaluation and design of sidewalk improvements along Lake Drive from Dullis Circle to NC 50. Arcadis, the consultant, will perform the required engineering services related to the design and construction plans, as defined in the tasks identified in the attached scope of work. The consultant will also provide construction bid phase services as identified in the scope.

Scope of Work and Fee

The attached scope of work shows the tasks to be completed through this design engineering study. The work includes surveying, preliminary and final design plans and construction plans. The work will also include some stakeholder coordination with NCDOT and impacted property owners. The total fee identified for completing the tasks identified in the attached scope is: \$49,840.

Council Consensus bring scope and fee to the consent agenda for May 21st Town Council Meeting.

Legislative Agenda

Presenter: Sam Bridges, Town Lobbyist

Mr. Bridges reported each year the Town develops a list of initiatives that it puts forth to its legislative delegation for consideration during the legislative session. The list, although not a comprehensive list of all concerns and interests, provides a basis for discussion with our local delegation and others. Several of the agenda items seek to preserve or increase revenue options or to preserve local authority as it relates to various proposed bills.

Municipal Authority

- Oppose legislation that limits municipal authority to plan for orderly growth and development.
- Oppose H722/S355 – Land Use Regulatory Changes
- Oppose S406 – Limit Conditional Zoning
- Oppose legislation that shifts to taxpayers the costs of overseeing development and completing development-initiated infrastructure. NCLM
- Oppose H492 – Builder Inventory Exclusion
- Public Safety
- Only support legislation providing additional post-employment benefits to public employees that includes a funding mechanism to fully support the cost and liability of the benefit and support the study of existing post-employment benefits, such as special separation allowance programs, to ensure that the liability of providing the benefit isn't solely borne by the last employer. NCLM
- Oppose H278/S179 – Special Separation Allowance for State and Local Firefighters and Rescue Squad Workers
- Support legislation that would clarify what is legal with respect to sweepstakes gaming operations.
- Public Infrastructure
- Seek legislation to ensure that the amount of Powell Bill funds appropriated by the state are sustained and distributions to municipalities are increased and grow over time. NCLM
- Seek legislation to boost funding availability for public transit and transportation programs. NCLM
- Seek legislation to provide additional grant funding to municipalities for equipment and facility needs for public safety (fire, police, EMS). NCLM
- Support measures, such as additional funding, to enhance cities' ability to meet federal and state stormwater control mandates. NCLM
- Support the increase of funding available through the Strategic Transportation Investments Program (STIP) and specifically additional funding for secondary roads. GPB
- Support the submission of the Invest NC Bond on the November 2020 ballot. GPB
- Support increased funding for the Parks and Recreation Trust Fund. GPB

Municipal Services

- Oppose legislation that imposes vague or onerous operational standards for inspection departments.
- Oppose H675 – Building Code Regulatory Reform
- Oppose legislation that imposes a financial burden on citizens of communities who have made difficult choices to fund repairs, replacements and improvements of their utility systems.
- Oppose regressive funding mechanisms of H570/S536 – Water/Wastewater Public Enterprise Reform
- Support goals of H570/S536 – Water/Wastewater Public Enterprise Reform if required management improvement processes are added

- Economic Growth
- Support legislation that will provide sufficient funding at the state level for incentive programs such as a competitive film incentive program, state historic preservation tax credits, and the Main Street Solutions fund necessary to grow jobs and the economy. NCLM

Fiscal Health

- Seek legislation to provide municipalities with additional locally-controlled revenue options and flexibility in the use of these options. NCLM
- Seek legislation to alter the current statutes governing distribution of local sales taxes by requiring a one-year delay in implementation when a county or the legislature changes its method of distributing sales tax revenue. NCLM
- Support legislation which defends the fiscal integrity of the Local Government Employees' Retirement System and its defined benefit structure, promotes reasonable pension reforms that are prospective in nature, and meets the needs of local employees, employers, and retirees. NCLM

New Recreation Center Gymnasium Murals

Presenter: Sonya Shaw, PRCR Director

Dr. Shaw reported Garner Parks, Recreation & Cultural Resources staff worked with local artist Sean Kernick to develop murals for the new recreation center gymnasium walls and walking track and a logo for the main entrance. Mr. Kernick was recently introduced to Garner as the artist responsible for the colorful and creative mural at Full Bloom Coffee on Main Street.

A portion of funds from the Community Development Block Grant (CDBG) received for the Recreation Center allows for \$10,000 of the CDBG grant to be used for public art.

Proposed art concepts for the new Recreation Center include wall murals with silhouettes of youth and adults actively engaged in basketball, volleyball, walking and running. Estimated fees are \$12,000 for the main gymnasium wall mural, running track wall mural and the main entrance logo.

Based upon staff review of conceptual artwork designs, staff recommends Sean Kernick complete wall murals and main entrance logo at the new Recreation Center.

Council consensus to move forward with artwork.

Timber Drive Sidewalks - Supplemental Agreement #1

Presenter: Chris Johnson, Town Engineer

Mr. Johnson presented Supplemental #1 with design consultant (SEPI Engineers) for support with upcoming public meeting and compiling a database of all public comments.

A public meeting will be held May 16th.

The following scope of services represents the necessary services to assist the Town with holding a public meeting for the Timber Drive Sidewalk project. This is considered to be Supplement #1 to the

existing project contract between the Town and SEPI Engineering and Construction, Inc., dated Nov 7, 2018.

Public Involvement

SEPI will prepare the following materials and facilitate one project information meeting for the project. SEPI will not provide LEP/Language Assistance services nor be involved with sending out notices or announcements.

1. Handout Packet – SEPI will develop a 2-page (each 8.5x11”) double sided color project handout that will explain the purpose, impacts, timing and cost of the project. Stapled to this handout will be design maps (2-page (each 8.5x11”) double sided color) and Comment Sheet (2-page (each 8.5x11”) double sided black/white). Drafts of each item will be submitted to the Town for review before reproduction. SEPI will not be responsible for maintenance of a project website or other social media for the project. SEPI will print up to 50 sets of the handout packet for the meeting.

2. Project Information Meeting - SEPI will assist the Town in holding one 90-minute project information meeting (from 6 PM to 7:30 PM) to present 25% plans at a location central to the project area (to be determined by the Town). SEPI will provide two staff members for the meeting (1 engineer + 1 administrator). SEPI will develop and provide materials necessary for the project information meeting. This will include sign-in sheets, informational boards (up to 5), and large-scale project mapping. All items will be submitted in digital form to the Town for review and comment prior to reproduction for the meeting.

3. Comment Database and Evaluation of Comments – SEPI will receive and scan all comments received, develop a comment database and store and organize all comments received from the meeting. SEPI will summarize all comments and provide the full database as well as the comment summary document to the Town.

Fee

SEPI proposes to undertake this work based on the following fee proposal: Labor \$5,129 Direct Costs (Printing) \$500 TOTAL \$5,629

Action: Authorize the Town Manager to execute supplemental agreement #1 with SEPI in an amount not exceed \$5,629.

Motion: Singleton
Second: Marshburn
Vote: 4-0

New Rand Road Sidewalk

Presenter: Thad Anderson, Associate Attorney

Mr. Anderson requested action to approve adjusted prices for several utility and temporary construction easements.

Action: Adopt Resolution (2019) 2373

Motion: Singleton

Second: Marshburn
Vote: 4-0

MANAGER REPORTS

- GMSH Sports Hall of Fame Thursday May 2
- Census update
- Economic Development small business week
- Wake County Revenue advised 320 W. Garner Road went into foreclosure and no one bid on it so it will go to the local government.

COUNCIL REPORTS

Marshburn

- Reported there is a Law and Finance meeting this Thursday to discuss the Fire Department budget and creating a naming policy for Town facilities.
- Recognized the Communications Department for receiving six awards at the annual North Carolina City and County Communicators' (NC3C) Excellence in Communications Awards.
- Submittals for nominations for the James R. Stevens award is now open.
- Reported Chief Zuidema was recognized by Wake County CIT award for leadership.

Singleton

- Thanked the Public Works department for completing the mowing tasks he reported.

Kennedy

- Requested a Recreation Center update
- Discussed the underground utility work being completed by Duke Energy outside of Town Hall.
- Requested Town Council Work Sessions be televised.
- Thanked the Inspections department for responding to a complaint at house on Park Avenue.
- Requested the Town Manager give a budget highlight. Mr. Dickerson reported staff will be recommending budget cuts with a tax increase of three cents.

ADJOURNMENT: 8:15 p.m.

Motion: Kennedy
Second: Marshburn
Vote: 4:0