



Tuesday, October 2, 2018
REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

RALEIGH CITY COUNCIL MEETING
1:00 PM and 7:00 PM
CITY COUNCIL CHAMBER, ROOM 201
222 WEST HARGETT STREET
RALEIGH, NORTH CAROLINA

Nancy McFarlane, Mayor
Corey D. Branch, Mayor Pro Tem
David N. Cox
Kay Crowder
Stef Mendell
Russ Stephenson
Nicole Stewart
Dickie Thompson

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. 1:00 P.M. MEETING CALLED TO ORDER BY THE MAYOR

Subject	1. Invocation - David Chilman, Raleigh Baha'i Community
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	A. 1:00 P.M. MEETING CALLED TO ORDER BY THE MAYOR
Type	Information, Procedural

B. RECOGNITION OF SPECIAL AWARDS

Subject	1. Pledge of Allegiance
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	B. RECOGNITION OF SPECIAL AWARDS
Type	Procedural

C. CONSENT AGENDA

Subject	1. Consent Agenda Process
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	C. CONSENT AGENDA
Type	Action (Consent), Information
Recommended Action	Motion to approve all Items of the 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.

Subject	2. Housing Assistance Program - Participation by City Employees
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	C. CONSENT AGENDA
Type	Action (Consent)
Preferred Date	Oct 02, 2018
Absolute Date	Oct 02, 2018
Fiscal Impact	No
Budgeted	No
Recommended Action	Direct the City Clerk to record in the minutes.

Valerie Malloy, Housing and Neighborhoods

Pursuant to the Charter of the City of Raleigh, employees are not prohibited from participating in any rental or home ownership program sponsored or operated by the City, provided the employee meets all program criteria for participation.

The Charter also provides that when an employee participates in a City housing program, the award shall be noted in the minutes of the City Council. The following City employee complies with all criteria for participation in the Homebuyer Assistance Program administered by the Housing and Neighborhoods Department: Tonya R. Wiggins

File Attachments

[20181002HNNHomebuyerProgramFlyer.pdf \(972 KB\)](#)

Subject	3. Raleigh Housing Authority Bond Issue - Sir Walter Apartments
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	C. CONSENT AGENDA
Type	Action (Consent)
Preferred Date	Oct 02, 2018
Absolute Date	Oct 02, 2018
Fiscal Impact	No
Budgeted	No
Recommended Action	Authorize the Raleigh Housing Authority to issue the bonds for the Sir Walter Apartments acquisition and rehabilitation project

Larry Jarvis

On May 1, 2018, City Council approved a conditional commitment of \$3,000,000 in local housing funds for the acquisition and rehabilitation of the Sir Walter Apartments subject to the award of 4% tax credits and bond financing from the North Carolina Housing Finance Agency (NCHFA). In August, the NCHFA announced those approvals. The property, located at 400 Fayetteville Street, provides affordable housing to seniors and has project vouchers under a Housing Assistance Payment (HAP) contract with the U.S. Department of Housing and Urban Development (HUD). Upon completion of the planned rehabilitation, the property will have a total of 158 affordable apartments.

Although the bonds do not represent a financial obligation of the City, IRS regulations require that the governing body of the jurisdiction in which the benefiting project is located approve the bond issuance. The Raleigh Housing Authority plans to issue up to \$22,000,000 in

multifamily housing revenue bonds for the project and conducted a public hearing on August 23, 2018. Following City Council approval, the North Carolina Local Government Commission will be asked to approve the issuance in November.

The City's \$3,000,000 will be used towards the acquisition of the property. One of the local funding sources is the Community Development Block Grant (CDBG), which is subject to an expenditure deadline that will be met by helping to fund the acquisition.

Additional information is included with the agenda materials.

File Attachments

[20181002HNRHABondIssueSirWalterApartmentsAffidavitPublication.pdf \(791 KB\)](#)
[20181002HNRaleighHousingAuthorityBondIssueRehabSirWalterApartmentsMemo.doc \(107 KB\)](#)
[20181002HNRHABondIssueSirWalterApartmentsCertificateSummary.pdf \(489 KB\)](#)
[20181002HNRHABondIssueSirWalterApartmentsResolution.pdf \(1,651 KB\)](#)

D. CONSENT AGENDA - PETITION ANNEXATIONS

Subject	1. Petition Annexation
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	D. CONSENT AGENDA - PETITION ANNEXATIONS
Type	Action (Consent)
Recommended Action	Acknowledge the annexation petition, direct the City Clerk to check the sufficiency of the petitions pursuant to State statutes, and if found sufficient authorize advertisement for public hearing to be held on October 16, 2018.

Christopher Golden, City Planning

The following annexation petition has been received by the City. Additional information is included with the agenda materials.

<u>AREA NAME & DISTRICT</u> <u>ANNEXATION TYPE</u>	<u>PETITIONER</u>	<u>ACRES</u>	<u>PROPOSED USE</u>	<u>ZONING</u>	
4805 Raleigh Beach Rd.(C)	Brian Edlin	58.21	Apartments	RX-3-CU	Contiguous

File Attachments

[20181002PLANConsentPetition4805RaleighBeachRoad.pdf \(3,136 KB\)](#)

E. CONSENT AGENDA - STORM DRAINAGE

Subject	1. Drainage Assistance Program - New Project
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	E. CONSENT AGENDA - STORM DRAINAGE
Type	Action (Consent)
Preferred Date	Oct 02, 2018
Absolute Date	Oct 02, 2018
Fiscal Impact	Yes
Dollar Amount	\$110,000.00
Budgeted	Yes

Budget Source Stormwater Capital Improvement Fund

Recommended Action Authorize the drainage assistance project.

Dale Hyatt, Engineering Services

As part of the periodic project review schedule for the Drainage Assistance Program, the Stormwater Management Advisory Commission (SMAC) recommends the following project for approval and funding in accordance with the provisions of the City Storm Drainage Policy, Resolution 2016-327. This approval is for the City's Drainage Assistance Program and is unrelated to the recent Water Quality Policy revision approved by Council on March 6, 2018.

Approval Request:	Estimated Project Costs
Project Location	\$110,000
1936 Jupiter Hills Court	
 Total Estimated Project Costs This Period	 \$110,000
 FY19 Drainage Assistance Program Budget	 \$1,500,000
FY19 Remaining Drainage Assistance Funds (following this approval)	\$748,000

No budget action is necessary as funding 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.

File Attachments
[20181002ESDDrainageAssistanceProjectApproval.pdf \(730 KB\)](#)

F. CONSENT AGENDA - CONTRACTS AND CONSULTANT SERVICES

Subject	1. Interlocal Agreement - Smith Creek Land Conservation Project - Wake and Granville Counties
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	F. CONSENT AGENDA - CONTRACTS AND CONSULTANT SERVICES
Type	Action (Consent)
Fiscal Impact	Yes
Dollar Amount	\$3,489,000.00
Budgeted	Yes
Budget Source	Watershed Protection Program
Recommended Action	Adopt the resolution and authorize the City Manager to execute the interlocal agreement.

Ed Buchan, Public Utilities

During the September 4, 2018 City Council meeting a funding agreement between Wake County and the City of Raleigh for the Smith Creek land conservation project was authorized. The agreement established a means for Wake County to contribute \$1,300,000 to the project. In addition to the important contribution from Wake County, other funding partners include the City's Watershed Protection Program (\$3,489,000), the North Carolina Clean Water Management Trust Fund (\$3,260,833), and Granville County (\$250,000).

Since the project lies entirely in Granville County, Wake County would not have enforcement rights on the conservation easements, therefore an interlocal agreement between the City of Raleigh, Wake County and Granville County has been developed to meet this requirement. Terms of the agreement assigns enforcement responsibility of the conservation easements to Granville County, as well as to Wake County and the City of Raleigh in the event that Granville County does not take reasonable enforcement action. The agreement would also assign the proceeds of any condemnation should any portion of the project be condemned by a governmental authority.

The project consists of a total of 1,083 forested acres, which would represent the largest land preservation project to date for the Watershed Protection Program. Council will recall that the assemblage is located in southeastern Granville County, directly adjacent to the Beaverdam impoundment of Falls Lake and would permanently protect 42,720 feet (8.1 miles) of streams. In addition to protective water quality benefits, the project will also represent a passive recreation opportunity to be managed by the Tar River Land Conservancy.

A resolution authorizing the agreement as well as the text of the agreement are included with the agenda materials.

File Attachments

[20181002PUDILASmithCreekConservationProject.pdf \(331 KB\)](#)

[20181002PUDResolutionSmithCreekILA.pdf \(125 KB\)](#)

Subject	2. Interlocal Agreements - Wake Transit Plan Implementation
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	F. CONSENT AGENDA - CONTRACTS AND CONSULTANT SERVICES
Type	Action (Consent)
Fiscal Impact	Yes
Budgeted	Yes
Recommended Action	Authorize the City Manager to execute the agreements following review of terms and conditions by the City Attorney.

David Eatman, Transportation

The Wake County Transit Planning Advisory Committee (TPAC) has produced a series of agreements that contain the specific implementation elements identified for the City of Raleigh in the Wake County Transit Plan. More specifically, the agreements function as the instruments that guarantee the reimbursement of eligible expenses associated with any agency's or party's use of Wake Transit Tax Revenue to implement projects in the Wake County Transit Plan. On April 18, 2017, the Raleigh City Council approved the Master Participation Agreement as the overarching agreement for implementation of the Wake County Transit Plan. These project-specific agreements lay out more in-depth project implementation responsibilities for applicable parties. Any implementing agency or local government in Wake County that seeks reimbursement from the Wake Tax District for eligible reimbursements must be a party to these agreements; each agreement is consistent with implementing the Wake County Transit plan as previously authorized by the City Council.

The City is party to seven initial agreements, as outlined below:

1. GoRaleigh Capital Bus Infrastructure Agreement Bus Shelters - \$1,205,000 (Full three-year contract term amount). Provides funds in the amount of \$1,205,000 to GoRaleigh for approximately 25 Bus Shelters/Amenities to be built throughout Raleigh. These shelters/amenities will be Americans with Disability Act (ADA) accessible.
2. GoRaleigh Capital Bus Acquisition Agreement Bus Procurement (Compressed Natural Gas) - \$13,642,135 (Full three-year contract term amount). The City of Raleigh will purchase 23 forty-foot low-floor compressed natural gas (CNG) transit buses. Ten of these buses will be used to serve new expansion routes proposed in FY 2019 & FY 2020. Thirteen of these buses will be used to replace existing vehicles that have reached their useful life.
3. GoRaleigh Operating Transit Plan Administration Support - \$966,250 (FY19 Annual Amount). These funds have been allocated to fund five full-time positions with benefits and direct expenses to support the implementation of the Wake Transit Plan.
4. GoRaleigh Operating Bus Operations Agreement- Bus Service Expansion - \$7,312,875 (FY19 Annual Amount). Provides increased transit services in SE Raleigh, West Raleigh, and continue service expansions implemented in FY2018.
5. GoRaleigh Special Capital Funding Agreement – Bus Infrastructure - \$700,000 (Full three-year contract term amount). Provides funds for initial NEPA and schematic design associated with the East Raleigh Transit Center and the shared ADA Operations and Maintenance Facility.
6. GoRaleigh Special Capital Funding Agreement – Capital Planning - \$350,000 (Full three-year contract term amount). Allocates funding to support the BRT elements of the Western Boulevard Corridor Study.
7. GoRaleigh Youth GoPasses - \$165,000 (FY19 Annual amount with an estimated five-year contract term amount of \$911,729). Supports the projection of lost revenue associated with the implementation of the Youth GoPass fare program.

Appropriations associated with each agreement were adopted with the FY2019 operating and/or capital budgets.

File Attachments

[20181002RDOTWakeTransitPlanAgreements.pdf \(18 KB\)](#)

Subject	3. NCDOT Municipal Agreement - Blue Ridge Road Pedestrian Improvements
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	F. CONSENT AGENDA - CONTRACTS AND CONSULTANT SERVICES
Type	Action (Consent)
Preferred Date	Oct 02, 2018
Absolute Date	Oct 16, 2018
Fiscal Impact	Yes
Dollar Amount	\$4,610,000.00
Budgeted	Yes
Budget Source	525-7210-790010-975-CIP02-85511670, 531-7210-790010-975-CIP02-85511670
Recommended Action	Authorize the City Manager to execute the municipal agreement as proposed and approve a budget amendment to appropriate \$1,014,200 in required match funds from existing Transportation bond funding and a budget transfer of \$3,595,800 into the appropriate grant project.

Eric Lamb, Transportation

The City has received a grant via the Capital Area Metropolitan Planning Organization (CAMPO) to construct new bicycle and pedestrian infrastructure along Blue Ridge Road from Trinity Road to Reedy Creek Road. These funds have been awarded through CAMPO's Locally Administered Project Program (LAPP) and will cover costs associated with right-of-way acquisition, utility relocation, and construction of the project at an estimated total cost of \$4,610,000. A municipal agreement with the North Carolina Department of Transportation (NCDOT) is required to utilize these funds.

Federal Congestion Mitigation & Air Quality (CMAQ) funds will cover \$3,595,800 (78%) of the costs, requiring a local match of \$1,014,200 (22%). Funds for this project were budgeted as part of the City's FY19 Capital Improvement Program (CIP). The City previously allocated \$750,000 in prior CIP's for design of the project. It would be appropriate for Council to approve receipt of these funds from CAMPO and to authorize the City Manager to execute the proposed municipal agreement with NCDOT.

File Attachments

[20181002RDOTMunicipalAgreementBlueRidgeBikePedMap.pdf \(534 KB\)](#)

[20181002RDOTMunicipalAgreementBlueRidgeBikePed.pdf \(165 KB\)](#)

[20181002NCDOTMunicipalAgreementBlueRidgeRdPedestrianImprovBudgetMemo.pdf \(68 KB\)](#)

Subject	4. Letter of Agreement - Natural Gas Infrastructure - Public Service Company of North Carolina, Inc.
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	F. CONSENT AGENDA - CONTRACTS AND CONSULTANT SERVICES
Type	Action (Consent)
Fiscal Impact	Yes
Dollar Amount	\$253,250.00
Budgeted	Yes
Budget Source	Operating Budget
Recommended Action	Authorize the City Manager to execute the letter of agreement.t

David Eatman, Transportation

PSNC Energy has agreed to install approximately 1,900 feet of six-inch steel service main, a regulator station, and gas meter to serve the new GoRaleigh CNG fueling station. This \$253,250 installation will be provided at no cost to the City, provided that a conservatively estimated amount of natural gas is consumed over a five-year period. GoRaleigh began the operation of 17 new CNG buses and ordered 23 additional units in September of 2018.

If the CNG usage benchmark is not reached by the end of the five-year period, the City may be requested to refund an amount equal in percentage to the utilization shortfall.

File Attachments
[20181002RDOTPSNCAgreement.pdf \(193 KB\)](#)

Subject	5. Contract Services - Utility Billing Software Upgrade -Utility Solutions Partners, LLC - Contract Amendment
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	F. CONSENT AGENDA - CONTRACTS AND CONSULTANT SERVICES
Type	Action (Consent)
Dollar Amount	\$299,000.00
Budgeted	Yes
Budget Source	Operating Funds
Recommended Action	Authorize the City Manager to execute the contract amendment in an amount not to exceed \$299,000. Authorize a budget transfer in the amount of \$247,000.

Karen Ray, Public Utilities

The Public Utilities Department Customer Care and Billing Division is currently working with Utility Solutions Partners (USP), LLC to provide professional services to manage and support the Oracle Customer Care & Billing 2.6.0.1 technical and functional application upgrades. The contract provides funding for project management, technical & functional architects and application developers to rewrite COBOL to Java code, upgrade Atomic UC4 hourly and nightly batch processing, database and application performance optimization, disaster recovery, ensure minimum security standards for Payment Card Industry (PCI) compliance as well as adding new functionality for customers via Web Self Service, customer service staff enhancements and developing interfaces to new or existing applications.

Staff have reviewed the current backlog of open technical issues, enhancements, and requirements associated with the implementation project, and recommends a contract amendment in the amount of \$299,000 to continue technical expertise for analysis, design, and development of various system enhancements and required software changes, including but not limited to:

1. Non-metered credit and collections redesign and write-off processes
2. iNovah upgrade to include expansion of PCI security and compliance and/or 3rd party payment processing
3. Rate Engine re-design or complex/additional rating structure for Cost of Service Study
4. Implementation of budget billing and project share
5. Oracle application & database security patches or functional patch releases and/or upgrade guidance to remain current
6. UC4/other batch processing support and environment management

A budget transfer in the amount of \$247,000 is necessary; funds will be transferred existing appropriations for computer operations to the project budget. Accounting detail is included with the agenda materials.

Contract History

Name of Project	Instrumentation Calibration Services
Managing Division	Public Utilities – Customer Care and Billing
Reason for Council review:	Contract > \$150,000 (policy)
Vendor:	Utility Solutions Partners, LLC
Original Contract:	4,997,370 (Approved by Council February 7, 2017)
New Contract:	\$299,000
Current Encumbered:	\$299,000
Amount of this Contract:	\$5,296,370

File Attachments
[20181002UtilityBillingSoftwareUpgradeContractAmendmentBudgetMemo.pdf \(67 KB\)](#)

Subject	6. Contract Services – Instrument Calibration Services – Instrumentation Services, Inc. - Amendment No. Two
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	F. CONSENT AGENDA - CONTRACTS AND CONSULTANT SERVICES
Type	Action (Consent)
Fiscal Impact	Yes
Dollar Amount	\$175,766.00
Budgeted	Yes
Budget Source	Operating Funds
Recommended Action	Authorize the City Manager to execute the contract renewal option with Instrumentation Services, Inc. in the amount not to exceed \$175,766.

Whit Wheeler, Public Utilities

The City entered into a three-year contract with Instrumentation Services, Inc. in FY 2015. This vendor provides routine maintenance and calibration services for instruments utilized at the E.M. Johnson Water Treatment Plant and various remote pumping and water storage facilities. The contract was written with an option to renew for two additional one-year periods at the original annual cost of \$175,766 per year. Staff recommends continuing to utilize the services provided by Instrumentation Services, Inc. by exercising the second, and final, option to renew the contract at the original cost.

Contract History	
Name of Project	Instrumentation Calibration Services
Managing Division	Public Utilities – Water Plant
Reason for Council review:	Contract > \$150,000 (policy)
Vendor:	Instrumentation Services, Inc.
Original Contract:	\$527,328 (Approved by Council October 7, 2014)
Amendment # 1:	\$175,766 (Approved by Council September 5, 2017)
New Contract:	\$175,766
Current Encumbered:	\$175,766
Amount of this Contract:	\$875,860

Subject	7. Contract Services - Various On-call Engineering Consultants – Amendments for Time Extension
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	F. CONSENT AGENDA - CONTRACTS AND CONSULTANT SERVICES
Type	Action (Consent)
Preferred Date	Oct 02, 2018
Absolute Date	Oct 02, 2018
Fiscal Impact	No
Budgeted	No
Recommended Action	Authorize the City Manager to execute six (6) contract amendments to extend contract expiration dates as described, for a maximum of 30 months.

Veronica High, Engineering Services

In 2015, the Stormwater Management Division was in need of engineering analysis, design, and construction support for planned, unplanned, and emergency engineering-related projects. These six on-call firms, Brown and Caldwell; Freese and Nichols, Inc.; Hazen and Sawyer, P.C.; HDR Engineering, Inc.; WK Dickson and Company, Inc.; and WSP USA Corp., were approved for a maximum three-year period, which expired on August 31, 2018. Additional time is needed to complete several projects requiring engineering support through their one year post-construction warranty period. Engineering Services is in the process of streamlining the number of on-call contracts for the Department, however, these existing on-call contracts require time extensions in order to continue supporting existing projects currently in progress. This request has no budgetary impacts. Contract amendments are required for each of the six contracts to reflect the following time extensions:

1. Brown and Caldwell requires a contract extension until August 31, 2021.
2. Freese and Nichols, Inc., requires a contract extension until October 31, 2019.
3. Hazen and Sawyer, P.C., requires a contract extension until August 31, 2020.
4. HDR Engineering, Inc. requires a contract extension until August 31, 2020.
5. WK Dickson and Company, Inc., requires a contract extension until August 31, 2020.
6. WSP USA Corp., requires a contract extension until August 31, 2019.

Name of Project:	On-Call Consulting Engineering Service Contracts
Managing Division:	Engineering Services - Stormwater Management
Approval Request:	Contract Amendment (s) - Various Amendment Numbers
Reason for Council Review:	Contract Amendment Time Extensions Brown and Caldwell (Proposed Amendment #4) Freese and Nichols, Inc. (Proposed Amendment #6)
Vendor(s):	Hazen and Sawyer, P.C. (Proposed Amendment #7) HDR Engineering, Inc. (Proposed Amendment #6) WK Dickson and Company, Inc. (Proposed Amendment #7) WSP USA Corp. (Proposed Amendment #7)
Initial Contract Activity:	\$10,000 (Council Approval 7/7/15)
Amount of These Amendments:	\$0
Budget Transfer Required:	No

File Attachments
[20181002ESDOnCallTimeExt.pdf \(126 KB\)](#)

Subject	8. Contract Services - Compensation Consulting Services - Segal Waters Consulting
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	F. CONSENT AGENDA - CONTRACTS AND CONSULTANT SERVICES
Type	Action (Consent)
Fiscal Impact	Yes
Dollar Amount	\$260,000.00
Budgeted	Yes
Budget Source	Human Resources
Recommended Action	Authorize the City Manager to negotiate and execute a contract in an amount not to exceed \$260,000.
Sharnell Jones, Human Resources	

The City implemented a new employee classification and compensation system which became effective September 30, 2017. As part of implementation, the City committed to maintaining a competitive market-based compensation system that recognizes performance and sustained contributions to the organization and provides opportunities for growth. To maintain the system and market competitiveness, the City committed to conducting regular market reviews to retain talent.

The City conducted a competitive bid process for compensation consulting services for the compensation review. Consistent with action by the City Council as part of the FY19 Budget adoption, the scope of the proposal for compensation consulting services included a market review of 1/3 of the City's full-time jobs for two years, a comprehensive Fair Labor Standards Act review of all jobs, and a market review of temporary and part-time jobs.

Request for Proposal (RFP) Process

Following the RFP procurement process, proposals were received from the following consultants:

1. CCI Consulting
2. Evergreen Solutions, LLC
3. Paypoint HR
4. Segal Waters Consulting

In examining the submitted proposals, the City sought a consultant that could complete the analysis and review of jobs based on the scope of the outlined project. Factors evaluated include, but not limited to, the following:

- Qualifications and experience of the proposed team members for the project
- Overall quality of submittal – demonstrated understanding of project scope; clarity of approach and expressed methodology and management of project
- Time required to accomplish the requested services
- Cost effectiveness

Respondents provided proposals outlining the approach and methodology for the project along with a quote to provide the necessary services.

Funding is appropriated for the compensation review in the adopted operating budget. Staff recommends contracting with Segal Waters in the amount of \$260,000, to conduct compensation consulting services for the City.

G. CONSENT AGENDA - BUDGET AMENDMENTS AND TRANSFERS

Subject	1. Appropriation of Controlled Substance Tax - Police Protective Gear
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	G. CONSENT AGENDA - BUDGET AMENDMENTS AND TRANSFERS
Type	Action (Consent)
Preferred Date	Oct 02, 2018
Absolute Date	Oct 02, 2018
Fiscal Impact	Yes
Dollar Amount	\$33,516.00
Budgeted	Yes
Budget Source	Controlled Substance Tax fund balance reserve
Recommended Action	Authorize a budget amendment in the amount of \$33,516.
Major C.E. Haines, Police	

The department has a need to purchase protective gear for the Mobile Field Force officers. It is recommended that procurement of the protective gear be funded from the Controlled Substance Tax reserve. A budget amendment in the amount of \$33,516 is necessary to appropriate the funding.

File Attachments
[20181002PoliceProtectiveGearBudgetMemo.pdf \(66 KB\)](#)

H. CONSENT AGENDA - REIMBURSEMENT CONTRACTS

Subject	1. Urban Main Replacement - Hillsborough Street Apartments
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	H. CONSENT AGENDA - REIMBURSEMENT CONTRACTS
Type	Action (Consent)
Preferred Date	Oct 02, 2018
Absolute Date	Oct 02, 2018

Fiscal Impact	No
Dollar Amount	\$158,390.17
Budgeted	Yes
Recommended Action	Authorize the City Manager to execute a reimbursement contract.

Aaron Brower, Public Utilities

On September 17, 2018 BVSHSSF Raleigh, LLC completed the replacement of existing sanitary sewer mains qualifying for reimbursement through the Urban Main Replacement Reimbursement Policy. The project consisted of 612 linear feet of 18" sanitary sewer main between W Morgan Street and Western Blvd and is eligible for \$158,390.17 in reimbursement.

The amount of the reimbursement has been certified by Public Utilities Staff and the reimbursement is in accordance with the city code.

I. CONSENT AGENDA - RIGHT-OF-WAY ITEMS

Subject	1. City Plaza License Agreement
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	I. CONSENT AGENDA - RIGHT-OF-WAY ITEMS
Type	Action (Consent)
Fiscal Impact	No
Recommended Action	Direct city staff to draft a license agreement to allow an outdoor seating area in City Plaza, located at 421 Fayetteville Street.

Travis Crane, City Planning

In August 2017, the City executed a license agreement with Z-Pizza to allow an outdoor seating area in City Plaza. This property is owned by Highwoods and the City maintains a perpetual easement for use as public open space. The license agreement was specifically granted to ZBOA, the entity that operated Z-Pizza. This business was located on the ground floor of 421 Fayetteville Street, the building known as One City Plaza. The terms of the 2017 agreement permitted outdoor seating within a defined area. ZBOA recently vacated the property and sold the business to another operator, Gigi's Pizza. Once city staff was made aware that ZBOA was no longer in operation, the 2017 license agreement was terminated. The new operator would like to use the same area for outdoor seating and has verbally agreed to the same terms of the 2017 license agreement.

Staff in City Planning would coordinate with the City Attorney's office to draft a new license agreement for Gigi's Pizza. The new license agreement would contain provisions for use and maintenance of the area, allow for annual renewal and specify the city's ability to suspend, revoke and terminate the agreement. If a new agreement is signed, the city would require annual renewal, which would allow for an examination of the use of the space and involve an annual renewal fee.

File Attachments

[20181002PLANOutdoor Dining License. executed.pdf \(21,417 KB\)](#)

J. CONSENT AGENDA - TRAFFIC

Subject	1. Two Hour Parking Zone – Friendly Drive
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	J. CONSENT AGENDA - TRAFFIC
Type	Action (Consent)
Fiscal Impact	No
Budgeted	No
Recommended Action	Approve changes to Traffic Schedule as included with agenda packet.

Paul Kallam, Transportation

It is recommended that a section of Friendly Drive be changed from No Parking to a Two Hour Parking Zone.

The owner of Blue Sky Realty requested that staff implement a Two Hour Parking Zone near their premises to provide safe convenient parking for the guest of their tenants. Staff reviewed the surrounding areas and found a section of parking along the east side of Friendly Drive that is currently restricted to No Parking Anytime. Along this section, roadway widths are sufficient to provide a safe travel lane and parking lane. The proposed Two Hour Parking Zone will replace a section of No Parking Zone, and will add an additional five non-metered parking spaces along Friendly Drive.

File Attachments

[20181002RDOTTwoHourParkingZoneFriendlyDrive.pdf \(425 KB\)](#)

Subject **2. Bus Zone – Enloe High School**

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category J. CONSENT AGENDA - TRAFFIC

Type Action (Consent)

Fiscal Impact No

Budgeted No

Recommended Action Approve changes to Traffic Schedule as included with agenda packet.

It is recommended that a Bus Zone be established along the north side of the 300 block of Clarendon Crest.

A request was received from the Wake County Public Schools to implement a Bus Zone along the frontage of Enloe High School. This request was received due to the lack of available bus parking on school property, and the need to have a safe location to board and alight students. Bus Zone signs will be placed to ensure that the school buses have a large enough area to safely stop two buses near the entrance to the school. The proposed changes will result in the loss of four unregulated parking spaces along Clarendon Crest.

File Attachments

[20181002RDOTBusZoneEnloeHighSchool.pdf \(524 KB\)](#)

[20181002RDOTBusZoneEnloeHighSchool.pdf \(524 KB\)](#)

[20181002RDOTBusZoneEnloeHighSchool.pdf \(524 KB\)](#)

Subject **3. Bus Zone - Enloe High School**

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category J. CONSENT AGENDA - TRAFFIC

Type Action (Consent)

Fiscal Impact No

Budgeted No

Recommended Action Approve changes to Traffic Schedule as included with agenda packet.

Paul Kallam, Transportation

It is recommended that a Bus Zone be established along the north side of the 300 block of Clarendon Crest.

A request was received from the Wake County Public Schools to implement a Bus Zone along the frontage of Enloe High School. This request was received due to the lack of available bus parking on school property, and the need to have a safe location to board and alight students. Bus Zone signs will be placed to ensure that the school buses have a large enough area to safely stop two buses near the entrance to the school. The proposed changes will result in the loss of four unregulated parking spaces along Clarendon Crest.

File Attachments

K. REPORT AND RECOMMENDATION OF THE PLANNING COMMISSION

Subject 1. Planning Commission Report and Public Hearing Forecast

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category K. REPORT AND RECOMMENDATION OF THE PLANNING COMMISSION

Type Procedural

Ken Bowers, City Planning

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. If a Council member requests discussion of an item, the item will be removed from the commission report and considered separately. The vote on the Planning Commission report will be a roll call vote.

In accordance with a request from City Council, below is a current forecast of upcoming scheduled public hearings:

On item is scheduled for **November 6, 2018**:

TC-3-18 Infill Notification

One item is scheduled for public hearing on **December 4, 2018**:

Petition Annexation – 1712 Mayridge Lane (held open from September 4)

Subject 2. Rezoning Z-13-18: New Bern Ave and Corporation Pkwy, north of New Bern Ave and bound by New Bern Ave, Corporation Pkwy, and New Hope Road (Northeast CAC)

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category K. REPORT AND RECOMMENDATION OF THE PLANNING COMMISSION

Type Action

Recommended Action The City Council may set a date for a public hearing on this case. Alternatively, the request can be held or referred to committee for further review. If a hearing is authorized, staff recommends a hearing date of November 6, 2018.

Ken Bowers AICP, City Planning
Rodney Swink, Planning Commission

Z-13-18 New Bern Avenue and Corporation Parkway, north of New Bern Avenue and bounded by New Bern Avenue, Corporation Parkway, and New Hope Road, being Wake County PIN(S) 1724960124, 1724868905, 1724868153 & 1724862746. Approximately 32 acres are requested by Joseph P. Riddle, Riddle Commercial Properties, Inc., and Wilders Grove Inc. to be rezoned from Commercial Mixed Use-3 stories (CX-3), Commercial Mixed Use-3 stories-Parkway (CX-3-PK), and Commercial Mixed Use-3 stories-Parkway-Conditional Use (CX-3-PK-CU) to Commercial Mixed Use-3 stories-Parking Limited-Conditional Use (CX-3-PL-CU). The proposed zoning condition prohibits adult establishments.

The Planning Commission recommends approval in a vote of 8 to 0 and found the request to be consistent with the Future Land Use Map and the 2030 Comprehensive Plan overall. The commission identified the public benefit of increasing the city's potential overall housing stock by removing the conditioned limit on residential density. The commission also noted that leveraging increased zoning entitlement where frequent transit service is available also benefits the public.

The Northeast CAC voted in support of the request (4-0).

Previously, the City Council granted at 90-day time extension for the request.

File Attachments
20181002PLANCommissionReportZ1318.pdf (2,758 KB)

Subject	3. Rezoning Z-9-18: Stovall Drive, Kelford Street & Marcom Street (West CAC)
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	K. REPORT AND RECOMMENDATION OF THE PLANNING COMMISSION
Type	Action
Recommended Action	The City Council may set a date for a public hearing on this case, provided appropriate signatures have been received. Alternatively, the request can be held or referred to committee for further review. If a hearing is authorized, staff recommends a hearing date of November 6, 2018.
Ken Bowers, City Planning Rodney Swink, Planning Commission	

Z-9-18 Stovall Drive, Marcom Street & Kelford Street, located at the northeast corner of Stovall Drive and Kelford Street with Marcom Street to the north and Gorman Street being Wake County PINs 0793281605, 0793281514, 0793280494, 0793281485, 0793282456, 0793282662, 0793281693. Approximately 1.81 acres are requested by Beth Trahos of Nelson, Mullins, Riley & Scarborough, LLP to be rezoned from Residential Mixed Use-3 Stories with Special Residential Parking Overlay District (RX-3-CU-SRPOD) & Residential-10 with Special Residential Overlay Parking District (R-10-SRPOD) to Residential Mixed Use-3 Stories with Conditions, Urban Limited Frontage and Special Residential Parking Overlay District (RX-3-CU-UL-SRPOD).

The zoning conditions limit residential density to no more than 56 units, prohibit most nonresidential uses allowed in the Residential Mixed-Use (RX) zoning district, provide additional open space and setback requirements, facade articulation and pervious materials to be used in the parking area.

The Planning Commission recommends approval in a vote of 8 to 0, and found the request to be consistent with the Comprehensive Plan overall. The commission identified that the request is reasonable and within the public interest and will bring the potential for positive development to the neighborhood.

The West CAC voted to recommend approval of the case on June 19, 2018 (Y-11, N-2)

The City Council granted a 90-day time extension for the request.

File Attachments
[20180925PLANCommissionReportZ918.pdf \(1,879 KB\)](#)

Subject	4. Rezoning Z-16-18: 5401 Trinity Road, west of its intersection with Nowell Road (West CAC)
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	K. REPORT AND RECOMMENDATION OF THE PLANNING COMMISSION
Type	Action
Fiscal Impact	No
Recommended Action	The Planning Commission recommends approval by unanimous vote (8-0). The City Council may set a date for a public hearing on this case. Alternatively, the request can be held or referred to committee for further review. If a hearing is authorized, staff recommends a hearing date of November 6, 2018.
Ken Bowers, City Planning Rodney Swink, Planning Commission	

Z-16-18 5401 Trinity Road, western corner of the intersection with Nowell Road, being Wake County PIN 0774963627. Approximately 5.62 acres are requested by Oxford Fund Select Raleigh LLC to be rezoned from Commercial Mixed Use - 5 stories (CX-5) and Commercial Mixed Use - 5 stories - Parking Limited - Conditional Use (CX-5-PL-CU) to Office Mixed Use - 7 stories - Parking Limited - Conditional Use (OX-7-PL-CU) and Office Mixed Use - 7 stories - Parkway - Conditional Use (OX-7-PK-CU). Conditions prohibit residential and overnight lodging uses, limit development to 250,000 square feet, and regulate exterior building materials.

The Planning Commission finds the request to be consistent with the 2030 Comprehensive Plan, and reasonable and in the public interest as it would increase entitlement and facilitate high quality development at the intersection of two major roads. The Commission recommends approval (8 - 0). The Commission asks that, before final action is taken, Council provide the applicant with the opportunity to amend the request to include a condition addressing signage on the site. City Council may defer the case two weeks to receive the

amended conditions before setting a public hearing. Alternatively, Council may receive amended conditions after the public hearing has been closed.

West CAC voted in favor of the request (13-0, 2 abstaining).

File Attachments
[20181002PLANRptPlanningCommissionZ1618.pdf \(5,786 KB\)](#)

Subject **5. Rezoning Z-19-18: 8600 Falls of Neuse Road, approximately 1/3 of a mile south of its interchange with I-540 (North CAC)**

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category K. REPORT AND RECOMMENDATION OF THE PLANNING COMMISSION

Type Action

Recommended Action City Council can choose to set a date for a public hearing on this case. Alternatively, the request can be held or referred to committee for further review. If a hearing is authorized, staff recommends a hearing date of November 6.

Rodney Swink, Planning Commission
Travis Crane, City Planning

Z-19-18: 8600 Falls of Neuse Road, on the southern side of Falls of Neuse Rd approximately 1/3 of a mile south of its interchange with I-540, being Wake County PIN 1718309966. Approximately 1.51 acres are requested by Kelly Race to be rezoned from Residential-4 (R-4) to Office Mixed-Use-3 stories-Conditional Use (OX-3-CU). Conditions limit building height and maximum square footage, regulate outdoor lighting fixtures, increase stormwater mitigation requirements, specify building materials, prohibit certain land uses and building types, and require a street-facing entrance and pedestrian access.

The Planning Commission found that the request is consistent with the Comprehensive Plan and Future Land Use Map. The Commission found that the request is reasonable and in the public interest because it will facilitate infill development that is more compatible with the commercial nature of Falls of Neuse Road and has adequately satisfied neighbor's concerns about stormwater management.

The Planning Commission unanimously recommends approval of the request (8-0). The North CAC has voted 14-11 in favor of the case on September 18, 2018.

File Attachments
[20181002PLANCommissionReportZ1918.pdf \(6,508 KB\)](#)

Subject **6. Text Change TC-7-17: Residential Infill Compatibility**

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category K. REPORT AND RECOMMENDATION OF THE PLANNING COMMISSION

Type Action

Preferred Date Nov 06, 2018

Absolute Date Nov 20, 2018

Recommended Action The City Council can choose to set a public hearing for this item. Alternatively, the City Council can choose to hold the item or refer to committee for further discussion. Staff suggests a public hearing date of November 6, 2018.

Ken Bowers - City Planning
Rodney Swink - Planning Commission

TC-7-17/Residential Infill Standards. This text change modifies the criteria for applicability of the infill standards to be more consistent with the intent of the standards. The changes would address vacant lots created by new subdivisions as well as corner lots. The front setback standard has been modified to more closely reflect established character. A driveway setback standard has been added which

will decrease the likelihood of unintended trespass and allow for increased stormwater absorption on the subject property thereby lessening the stormwater impacts to a neighboring property.

File Attachments
[20181002PLANTC-7-17.pdf \(409 KB\)](#)

Subject	7. Text Change TC-2-18: Accessory Structures
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	K. REPORT AND RECOMMENDATION OF THE PLANNING COMMISSION
Type	Action
Preferred Date	Nov 06, 2018
Absolute Date	Nov 20, 2018
Recommended Action	The City Council can choose to set a public hearing for this item. Alternatively, the City Council can choose to hold the item or refer to committee for additional discussion. Staff suggests a public hearing date of November 6, 2018.

Ken Bowers - City Planning
Rodney Swink - Planning Commission

TC-2-18/Accessory Structures. Amends the Part 10 Raleigh Unified Development Ordinance to modify dimensional standards for accessory structures, such as detached garages and sheds. Standards regulating height, setbacks, coverage, and building separation are proposed to be modified to ensure compatibility of accessory structures with surrounding development and reduce impacts of accessory structures on adjacent properties.

File Attachments
[20181002PLANTC-2-18 Accessory Structures.pdf \(140 KB\)](#)

L. SPECIAL ITEMS

Subject	1. Rezoning Z-8-18: Edwards Mill Road, north of Macon Pond Road between its intersection with Edwards Mill Road and Blue Ridge Road
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	L. SPECIAL ITEMS
Type	Action
Recommended Action	City Council may set a date for a public hearing on this case, provided appropriate signatures have been received. Alternatively, the request can be referred to committee for further review or action may be deferred. If a hearing is authorized, staff recommends a hearing date of November 6, 2018.

Z-8-18 Edwards Mill Road, north side of Macon Pond Road between its intersections with Edwards Mill Road and Blue Ridge Road, located at 2923 Edwards Mill Road, being Wake County PIN 0785637844. Approximately 27 acres are requested by REX Hospital INC to be rezoned from Office Mixed Use-7 stories-Parking Limited-Conditional Use (OX-7-PL-CU) and Office Mixed Use-3 stories-Urban Limited (OX-3-UL) to Office Mixed Use-12 stories-Conditional Use (OX-12-CU). Proposed conditions prohibit high intensity land uses; limit square footage entitlements for a variety of land use configurations; and require development to follow the standards of the Parking Limited frontage except for the height limit of seven stories.

The recommendation of the Planning Commission was presented to City Council on September 18, 2018. The UDO requires that original signatures for conditions be submitted to staff at least two business days prior to the meeting where City Council authorizes the request for a public hearing. Due to foul weather associated with Hurricane Florence, the applicant was unable to submit signed conditions to satisfy the requirements of the UDO. On September 18, 2018 Council deferred the case to allow for the applicant to submit signed conditions.

This request was heard at the August 14 and August 28 Planning Commission meetings and was deferred to the September 11 meeting to allow the applicant to submit revised conditions to address inconsistency with the 2030 Comprehensive Plan. The applicant submitted revised conditions that address the overall inconsistency with the 2030 Comprehensive Plan.

The Planning Commission found the request to be consistent with the Future Land Use Map, the 2030 Comprehensive Plan, and that the request is reasonable and in the public interest because it will provide additional healthcare options for the community and facilitates the expansion of an institutional use. The Planning Commission recommends approval in a vote of 7 to 0.

The Northwest CAC voted in favor of the request in a vote of 11 to 3.

File Attachments

[20181002PLANSpecialItemZ818.pdf \(2,039 KB\)](#)

Subject **2. Street Closing STC-04-2018: Thomas Road/Lake Boone Trail**

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category L. SPECIAL ITEMS

Type Action

Jason Myers, Transportation

During the August 21, 2018 council meeting, a hearing was held to consider a petition from Timothy Thompson, Raleigh Custom Homes to close a portion of right of way located at the corner of Thomas Road and Lake Boone Trail. No one asked to be heard and the hearing was closed. Various council members questioned the purpose of the request and it was directed that the item be placed on this agenda to hear from the applicant as to why the request was made.

File Attachments

[20181002CCOSTC0418ThomasroadLakeBoone.pdf \(1,153 KB\)](#)

Subject **3. Street Closing STC-5-18: Glenwood Avenue**

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category L. SPECIAL ITEMS

Type Action

Jason Myers, Transportation

During the August 21 meeting a hearing was held on a petition from Glenwood Partners, LLC to close a portion of right of way adjacent to 9 and 12 Glenwood Avenue. No one asked to be heard and the hearing was closed. Council members questions the purpose of the closing and directed that the item be placed on this agenda to hearing from the applicant.

File Attachments

[20181002CCOspecialitemSTC0518.pdf \(2,237 KB\)](#)

Subject **4. Downtown Wayfinding Kiosks**

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category L. SPECIAL ITEMS

Type Action

Fiscal Impact	No
Recommended Action	If Council wishes to move forward with downtown wayfinding kiosks, approve the locations for the kiosks as presented on City of Raleigh property, authorize City Attorney to develop and the City Manager to approve the license agreement with the City and DRA/IKE Smart City to allow the kiosks to be located on City property with policy language clarifying maintenance responsibilities, costs, advertising, etc., and direct staff to develop a text change that will allow for the advertising on the kiosks as requested by DRA/IKE Smart City.

Jim Greene, Assistant City Manager

At the July 5, 2017 City Council meeting, the Downtown Raleigh Alliance (DRA) petitioned Council to authorize them to install interactive kiosks in the downtown area. Interim DRA Executive Director, Orage Quarles III, led the presentation to City Council. At that meeting, City Council directed staff to coordinate with DRA and review the potential locations for kiosk installation and review any regulatory issues. Council shared concerns over height of screens and asked that the kiosks be compatible for people with disabilities. DRA recommended the interactive kiosks for the downtown as a way to assist with pedestrian wayfinding and public service announcements/communication. DRA proposal introduced the kiosks (called "Interactive Kiosk Experience" or "IKE") within Raleigh. IKE is a product of IKE Smart City, a sub of Orange Barrel Media, a developer of urban media platforms. DRA confirms that the kiosk vendor they selected is known as "IKE Smart City."

On September 5, 2017, City Council had a follow up presentation and discussion on the downtown kiosks for Council to provide direction to staff on whether and how Council wanted to proceed. Council discussed kiosk ownership models, location of kiosks and advertising on the kiosks in the right-of-way versus private/City property and whether staff should continue to research kiosks with DRA. Concerns were presented at this meeting by the City Attorney about allowing the kiosks in public rights-of-way due to the advertising that the vendor will allow on the units. The vendor's business model requires advertising revenue from the kiosks in order for the vendor to receive a return and for the City to get this service cost free. After much discussion, Council gave direction to staff to continue to work with DRA to evaluate the locations for kiosks, ownership of the kiosks, revenue, criteria for what could be conveyed/advertised on the kiosks and clarity on operation and maintenance of the units.

On November 8, 2017, City Council received an updated presentation on this project. The proposal from DRA stated that no City funds to be used to implement, operate or maintain the kiosks; the vendor (IKE Smart City) would be responsible for all maintenance, operations and installation (including the costs of running power to the kiosks, cutting concrete and replacing in-kind); DRA would supply the content using limited existing city support; and DRA would receive a portion of the advertising revenue to set off its costs. Additionally, DRA confirmed that they would implement the project and that the City would have no contractual relationship with the vendor but the City and DRA would work together with the vendor to develop and coordinate kiosk functions. The City would permit the construction and installation of the kiosks. A map showing 15 potential locations was presented and DRA confirmed that the project would include the newest kiosk models with two-way communication and be in compliance with ADA. DRA stated that data collected from surveys or other kiosk programs would not be shared with third parties, would not include personal identifiable information or pictures, and would be controlled by DRA. The City Attorney shared that an agreement or license would still have to be developed to allow the kiosks to locate on City property and concerns of allowing advertising on right-of-way were discussed. City Council authorized staff to continue working with DRA to implement the DRA-selected IKE Smart City kiosks in the downtown, approved staff to develop siting criteria and policies to allow for installation and implementation, and authorized staff to work with DRA to develop proposed location for kiosks on City property or in the right-of way if the location was approved by Council.

Over the past months, City staff has continued to evaluate this program with DRA and IKE Smart City. At the October 2, 2018 City Council meeting, DRA and the kiosk vendor, will present an update on this project to include an overview of their kiosks and benefits, recommended locations in downtown for kiosks on City of Raleigh property, outside of the Right of Way, other private property locations, and vendor ownership model and maintenance services. DRA and IKE will also discuss their advertising criteria and requirements for the kiosks. They will request a text change as the kiosks with advertising displays will be considered as "off premise signs" and currently not allowed by City ordinance. To provide additional background, attached is the August 28, 2017 memo from City Planning on downtown wayfinding kiosks, the August 29, 2017 memo from the City Attorney addressing advertising considerations for wayfinding kiosks, the September 5, 2017 City Council Update presentation from the Council meeting, the October 25, 2017 memo from City Planning on proposed project work plan, and the October 25, 2017 memo from DRA restating kiosk benefits and confirming no cost to the City for development, deployment or maintenance of the kiosks and that DRA will dedicate a staff person to ensure that all content on the kiosks is current.

File Attachments

[20170905CityAttorneyMemoKiosks \(003\).pdf \(1,998 KB\)](#)
[20170905PlanKiosks \(003\).pdf \(250 KB\)](#)
[20170905DowntownKioskPresentation.pdf \(1,377 KB\)](#)
[20181002DowntownWayfindingKiosksPlanningMemo20171025.pdf \(57 KB\)](#)
[20181002DowntownWayfindingKiosksDRAMemo20171025.pdf \(68 KB\)](#)

M. REPORT AND RECOMMENDATION OF THE CITY MANAGER

Subject	1. Lake Dam Road Bridge Replacement - Project Update
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	M. REPORT AND RECOMMENDATION OF THE CITY MANAGER

Type Information

Blair Hinkle, Engineering Services

The bridge which conveys Lake Dam Road over Walnut Creek was closed in 2014 due to structural deficiencies. As reviewed for Council in the *City Manager's Weekly Report*, Issues 2017-12 (March 31, 2017) and 2015-09 (February 27, 2015), a capital project to replace the existing bridge has been authorized to include coordination of financing with the North Carolina Department of Transportation (NCDOT), engineering design, and contracting. The project has been bid, and the construction contracting process is underway which also requires extensive coordination with NCDOT.

During the meeting staff will provide a brief overview of the project status.

File Attachments

[20181002ESDLakeDamRoadBridge.pdf \(1,424 KB\)](#)

Subject 2. Old Wake Forest Road and Dixie Forest Road Widening (Spring Forest Road to Capital Boulevard)

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category M. REPORT AND RECOMMENDATION OF THE CITY MANAGER

Type Reports

Sylvester Percival, Engineering Services

The Old Wake Forest Road Widening project is approaching 50 percent design completion. The purpose of this 1.2-mile project is to widen Old Wake Forest Road to a divided 4-lane facility and widen Dixie Forest Road to a 3-lane facility with curb and gutter and accommodations for bicycles and pedestrians. The original design included a 10-foot Multi-Use Path (MUP), 5-foot bicycle lanes, and a 6-foot sidewalk. This design was presented to the Bicycle and Pedestrian Advisory Commission (BPAC) and the commission recommended removing the bicycle lanes, widening the MUP to 12-feet, as well as widening the sidewalk to 8 feet. Based on the recommendations, Engineering Services developed four design alternatives that also considered the overall project's safety as well as the changes in the project scope and schedule. After consideration of advantages/disadvantages of each alternative, Engineering Services recommends Option 4. The alternative designs and final recommendations are to be presented to the City Council prior to final design of the project.

File Attachments

[20181002ESDOldWakeForestRoad.pdf \(153 KB\)](#)

Subject 3. Mental Illness Awareness Week

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category M. REPORT AND RECOMMENDATION OF THE CITY MANAGER

Type Information

Chief C.L. Deck-Brown, Police

The week of October 1 – 6 is designated as Mental Illness Awareness Week and October 10 is World Mental Health Day. More than 20 years ago, the Raleigh Police Department (RPD) adopted and implemented Department Operating Instruction (DOI) 1109-12 that specifically addresses police response to persons affected by mental illness. Included with this DOI is a training component for officers and civilian employees who, during the course of performing their duties, may have to assist persons who are mentally ill or developmentally disabled.

In September, the RPD joined the International Association of Chiefs of Police "One Mind Campaign" that seeks to ensure successful interaction between police officers and persons affected by mental illness. To join the campaign, RPD committed to implementing four promising practices over a 12-36 month period:

- Establish a clearly defined and sustainable partnership with one or more community mental health organization(s);
- Develop and implement a model policy addressing police response to persons affected by mental illness;
- Train and certify 100 percent of sworn officers (and selected non-sworn staff) in mental health awareness training; and
- Provide Crisis Intervention Team training to a minimum of 20 percent of sworn officers (and selected non-sworn staff).

A brief presentation will be made during the meeting.

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

Subject	1. No Report
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	N. REPORT AND RECOMMENDATION OF THE ECONOMIC DEVELOPMENT AND INNOVATION COMMITTEE
Type	Information

Subject	2. Items Pending
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	N. REPORT AND RECOMMENDATION OF THE ECONOMIC DEVELOPMENT AND INNOVATION COMMITTEE
Type	Information
17-04	Urban Frontages - Application and Potential Revisions (7/3/18) (9/4/18)

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

Subject	1. No Report
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	O. REPORT AND RECOMMENDATION OF THE GROWTH AND NATURAL RESOURCES COMMITTEE
Type	Information

Subject	2. Items Pending
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	O. REPORT AND RECOMMENDATION OF THE GROWTH AND NATURAL RESOURCES COMMITTEE
Type	Information
15-29A	Grading Requirements/Permit Triggers for Infill Development - 1505 Canterbury Road (9/19/17)
15-29B	Stormwater Requirements for Infill Development - 1505 Canterbury Road (9/19/17)
17-05	Subdivision of Lots in Infill Settings (3/6/18)
17-08	CP-4-17 - RCRX Recommendations - Land Use Issues (4/3/18)
17-09	High Impact/High Visibility Projects - Appearance Commission Recommendations (5/15/18)
17-12	CP-1-18 - Falls North Area Plan (8/21/18)
17-14	Text Change Update - Omnibus and Staff Ideas Lists (9/18/18)

P. REPORT AND RECOMMENDATION OF THE HEALTHY NEIGHBORHOODS COMMITTEE

Subject	1. No Report
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	P. REPORT AND RECOMMENDATION OF THE HEALTHY NEIGHBORHOODS COMMITTEE

Type Action, Information

Subject 2. Items Pending

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category P. REPORT AND RECOMMENDATION OF THE HEALTHY NEIGHBORHOODS COMMITTEE

Type Information

17-01 Zoning for Residential Scale Office Uses (3/6/18) (9/4/18)

Q. REPORT AND RECOMMENDATION OF THE TRANSPORTATION AND TRANSIT COMMITTEE

Subject 1. No Report

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category Q. REPORT AND RECOMMENDATION OF THE TRANSPORTATION AND TRANSIT COMMITTEE

Type Information

Subject 2. Items Pending

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category Q. REPORT AND RECOMMENDATION OF THE TRANSPORTATION AND TRANSIT COMMITTEE

Type Information

17-04 CP-4-17 - RCRX Recommendations - Transportation Issues (4/3/18)

17-05A NCDOT Project - Widening Falls of Neuse Road at I-540 (6/5/18)

17-05B NCDOT Project - Widening I-440 Interchange at Glenwood Avenue/Ridge Road (6/5/18)

17-06 Pilot Program Update - Complementary Parking (9/18/18)

R. REPORT FROM THE MAYOR AND CITY COUNCIL

Subject 1. Reports of Mayor and Council Members

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category R. REPORT FROM THE MAYOR AND CITY COUNCIL

Type

Staff Resource -

Blurb -

S. APPOINTMENTS

Subject 1. Bicycle and Pedestrian Advisory Commission - One Vacancy

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category S. APPOINTMENTS

Type Action

Recommended Action Make nominations

No nominees

File Attachments
[20180918BPACroster.pdf \(44 KB\)](#)

Subject 2. Housing Appeals Board - One Vacancy

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category S. APPOINTMENTS

Type Action

Recommended Action Make nominations

No nominees

File Attachments
[20180914CCOHousingAppealsBoard roster.pdf \(37 KB\)](#)

Subject 3. Historical Resources and Museums Advisory Board - Three Vacancies

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category S. APPOINTMENTS

Type Action

Recommended Action Make nominations/appointments

The following were recommended by the nominating committee of the Commission and have been nominated by Council

Sally Greaser (Thompson)
Matt Hobbs (McFarlane)
Edna Rich-Ballentine (McFarlane)

Information on the nominees is included in the agenda packet

File Attachments
[20180918CCOHistoricalResourcesandMuseumsAdvisoryBoardroster.pdf \(65 KB\)](#)
[20180918ccoHistoricalResourcesMuseumsAdvisoryBoardNominatingCommitteeRecommendations.pdf \(330 KB\)](#)

Subject 4. Raleigh Transit Authority - One Vacancy

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category S. APPOINTMENTS

Type Action

Recommended Action Make nominations

No nominees

File Attachments
[20180918CCORaleighTransitAuthorityroster.pdf \(58 KB\)](#)

Subject 5. Substance Abuse Advisory Commission - One Vacancy

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category S. APPOINTMENTS

Type Action

Recommended Action Make nominations

No nominees

File Attachments
[20180918CCOSubstanceAbuseAdvisoryCommissionroster.pdf \(42 KB\)](#)

T. NOMINATIONS

Subject 1. Appearance Commission - One Vacancy

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category T. NOMINATIONS

Type Action

Recommended Action Make nominations/appointment

The term of Albert McDonald is expiring. He is eligible and would like to be considered for reappointment.

Mr McDonald has attended 21 of the 37 meetings held.

File Attachments
[20181002CCOAppearanceCommissionRoster.pdf \(63 KB\)](#)

Subject 2. Arts Commission - One Vacancy

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category T. NOMINATIONS

Type	Action
Recommended Action	Make nominations

Te term of Arrington Clark is expiring. She does not wish to be reappointed as she is getting married and will probably be moving out of town.

File Attachments
[20181002CCOArtsCommissionroster.pdf \(56 KB\)](#)

Subject	3. Fair Housing Hearing Board - One Vacancy
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	T. NOMINATIONS
Type	Action
Recommended Action	Make nominations

The term of Evelyn Redman is expiring. She is not eligible for reappointment due to length of service.

File Attachments
[20181002CCOFairHousingHearingBoardRoster.pdf \(29 KB\)](#)

Subject	4. Historical Resources and Museums Advisory Board - Two Vacancies
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	T. NOMINATIONS
Type	Action
Recommended Action	Make nominations/appointments

The terms of Stephen L. Rabin and Holmes Hardin are expiring. Both are eligible and would like to be considered for reappointment.

Mr. Hollmes has attended 18 of the 21 meetings held.

Mr. Rabin has attended 14 of 21 meetings held. - Mr. Rabin has had some health problems.

File Attachments
[20181002CCOHistoricalResourcesandMuseumsAdvisoryroster.pdf \(67 KB\)](#)

Subject	5. Stormwater Management Advisory Commission - One Vacancy
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	T. NOMINATIONS
Type	Action
Recommended Action	Make nominations

The term of Vanessa Fleischman is expiring. She is not eligible for reappointment due to length of service.

File Attachments

[20181002CCOStormwaterManagementAdvisoryCommissionRoster.pdf \(45 KB\)](#)

U. REPORT AND RECOMMENDATION OF THE CITY ATTORNEY

Subject	1. Proposed Addition to City Code - Trespass in/on a Motorized Vehicle Prohibited
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	U. REPORT AND RECOMMENDATION OF THE CITY ATTORNEY
Type	Action
Recommended Action	The Council may choose to enact the ordinance as proposed, which will require a favorable vote by two-thirds of the Council members present at the October 2, 2018 meeting. Usual voting rules will apply if the matter is considered at a later meeting.

Dottie Leapley, City Attorney's Office

The GoRaleigh bus system occasionally deals with individual bus riders whose behavior jeopardizes the safety of other patrons or the safety of GoRaleigh drivers. If behaviors continue after appropriate warnings, the rider has been directed to leave and RPD called if the rider refuses to follow the directive. Misdemeanor second degree trespass (N.C. Gen. Stat. § 14-159.13) charges have been issued in the past for those who still refuse to leave.

The Wake County Magistrate's Office recently informed the City that it has concluded that the charge of second degree trespass is not available for offenses that occur on motor vehicles. This determination applies not only to City-owned motor vehicles, but also to vehicles owned by private citizens. In collaboration with the Transit Division, the City Attorney's Office has drafted a City Code amendment that prohibits persons from trespassing in or on a motorized vehicle that they do not own. A proposed ordinance is included in the agenda materials.

Recommended Action: If the Council wishes to do so, it can enact the ordinance as proposed. Approval at the October 2, 2018, meeting will require a two-thirds (2/3ds) vote in favor by the members present because the ordinance is being considered for first time at the October 2 meeting. (Raleigh City Charter § 2.7(a)). Usual voting rules will apply if the matter is considered at a subsequent Council meeting.

File Attachments

[20181002ProposedAdditionToCityCodeTrespassInOnMotorizedVehicleMemo.pdf \(122 KB\)](#)

[20181002ProposedOrdinanceTrespassInOnMotorizedVehicleMemo.pdf \(133 KB\)](#)

V. REPORT AND RECOMMENDATION OF THE CITY CLERK

Subject	1. Minutes - September 4, 2018 Regular Session, September 18, 2018 Lunch Work Session and Regular Session
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	V. REPORT AND RECOMMENDATION OF THE CITY CLERK
Type	Action
Recommended Action	Approve the minutes.

Copies of the September 4, 2018 Regular Session, and September 19, 2018 Lunch Work Session and Regular Session minutes are included in the agenda packet.

File Attachments

[20181002CCO20180918CouncilLunchWorkSessionMinutes.pdf \(259 KB\)](#)

[20181002CCO20180904CouncilRegularSessionMinutes.pdf \(351 KB\)](#)

[20181002CCO20180918CouncilRegularSessionMinutes.pdf \(533 KB\)](#)

W. CLOSED SESSION

Subject	1. Enter into Closed Session
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	W. CLOSED SESSION
Type	Action
Recommended Action	Pursuant to GS. 143-318.11

X. OPEN SESSION

Subject	1. Return to Open Session
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	X. OPEN SESSION
Type	Procedural

Subject	2. Recess Meeting
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	X. OPEN SESSION
Type	Procedural

Y. 7:00 P.M. EVENING AGENDA

Z. REQUESTS AND PETITIONS OF CITIZENS

Subject	1. Mary Elizabeth Stewart, Triangle People Power
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	Z. REQUESTS AND PETITIONS OF CITIZENS
Type	Discussion

Would like to address environmental justice in North Carolina, specifically its effect on people of color and indigenous groups.

File Attachments

[20181002CCOpetitionStewart.pdf \(55 KB\)](#)

Subject	2. Alexis Anderson, Triangle People Poweer
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	Z. REQUESTS AND PETITIONS OF CITIZENS
Type	Discussion

Would like to discuss Environmental Justice Legislation passed by the New York City Council in 2017.

File Attachments

Subject 3. Lily Levin, Triangle People Power

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category Z. REQUESTS AND PETITIONS OF CITIZENS

Type Discussion

Would like to address the passage of comprehensive environmental justice legislation, specifically the passage of two bills put into effect by the New York City Council.,

File Attachments
20181002CCOpetitionLevin.pdf (181 KB)

Subject 4. Douglas Johnston

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category Z. REQUESTS AND PETITIONS OF CITIZENS

Type Discussion

Would like to discuss public finance & investment - consideration of inter-agency alignment of objectives and priorities

File Attachments
20181002CCOpetition-Johnston.pdf (80 KB)

AA. MATTERS SCHEDULED FOR PUBLIC HEARING

Subject 1. Petition Annexation

Meeting Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS

Category AA. MATTERS SCHEDULED FOR PUBLIC HEARING

Type Action

Recommended Action Adopt an ordinance annexing the property effective October 2, 2018 and adopt a resolution placing the properties in the appropriate electoral district.

Christopher Golden, Planning

This is a hearing to consider the following petition for annexation.

<u>AREA NAME & DISTRICT</u>	<u>PETITIONER</u> <u>ANNEXATION TYPE</u>	<u>ACRES</u>	<u>PROPOSED USE</u>	<u>ZONING</u>
6700 Rock Quarry Road (C) (R-6-CU Proposed)	Phillips Ventures LLC Contiguous	89.53	Residential	R-4 and Wake Co. R-30

This area is also the subject of a concurrent zoning petition which was presented to Council at the Report of the Planning Commission on August 21, 2018. The zoning petition requires a separate public hearing. The zoning petition (Z-2-18) was brought forward to Council and a public hearing date was set for October 2, 2018.

File Attachments

Subject	2. Rezoning Z-2-18: Rock Quarry Road, south of its intersection with Ruby Drive (South CAC)
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	AA. MATTERS SCHEDULED FOR PUBLIC HEARING
Type	Action
Recommended Action	Conduct the public hearing. At the conclusion of the public hearing, City Council may choose to act on the case or defer for further review. Alternately, the City Council may choose to continue the public hearing to a future date.

Z-2-18 Rock Quarry Road, on the south side of Rock Quarry Road, located at 6700 Rock Quarry Road, being Wake County PIN 1731540137. Approx. 90 acres are requested by Phillips Ventures LLC to be rezoned from Residential-4 (R-4) and Wake County Residential-30 (R-30) to Residential-6-Conditional Use (R-6-CU). Conditions limit number of dwelling units, offer 20% of the site to be set aside as open space, and limit development to the detached housing type, and provide connection from the required greenway easement to the sidewalk network internal to the development and the sidewalk network along Rock Quarry Road.

The last condition mentioned above was submitted on July 31, 2018 in response to concerns raised by the Planning Commission. The language in the condition is considered sufficient to provide connectivity from the potential development to the greenway network. At the May 22, 2018 Planning Commission meeting information was requested about the cost of providing services to the subject site. Cost information is included in the staff report.

The Planning Commission recommends approval in a vote of 8 to 1 and finds the request consistent with the 2030 Comprehensive Plan and to be reasonable and in the public interest citing the provision of additional housing units in close proximity to the future location of I-540.

The South CAC voted on May 14, 2018 in favor of the request in a vote of 46 to 0. The vote was cast on the verbal commitment for a condition limiting residential development of the site to detached homes only. A condition to this effect has been offered.

This area is also the subject of a concurrent annexation petition. The annexation petition requires a separate public hearing. If following the annexation public hearing, Council acts to annex this property, then City of Raleigh zoning would need to be applied within 60 days. Should City Council choose not to annex the property, then the zoning petition must be denied.

File Attachments
[20181002PLANPublicHearingZ218.pdf \(3,206 KB\)](#)

Subject	3. Rezoning Z-10-18: 7745 Brier Creek Parkway (Northwest CAC)
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	AA. MATTERS SCHEDULED FOR PUBLIC HEARING
Type	Action
Recommended Action	Conduct the public hearing. At the conclusion of the public hearing, City Council may choose to act on the case or defer for further review. Alternately, the City Council may choose to continue the public hearing to a future date.

Bynum Walter, City Planning

Z-10-18 Brier Creek Parkway, on its east side, south of T. W. Alexander Drive, being Wake County PIN 0768693503. Approx. 3.11 acres are requested by 7751 Brier Creek HPI, LLC to be rezoned from Office Mixed Use-5 stories-Conditional Use (OX-5-CU) to Office Mixed Use-5 stories-Conditional Use (OX-5-CU) for the purpose of modifying conditions. Conditions received April 16 prohibit the Telecommunications Tower use, limit trip generation from the site, require a build-to, require a pedestrian entrance on T. W. Alexander Drive, require a restrictive covenant establishing a trip generation limit, and prohibit parking between the building and the street.

The request is consistent with the Future Land Use Map and the Comprehensive Plan. The Northwest CAC voted to recommend approval of the request on May 9, 2018 (Y-7, N-0). The Planning Commission voted 7-1 to recommend approval of a different version of the request than what is eligible for Council action. Planning Commission reviewed a less restrictive version of the case that did not include condition number 5 that requires an allocation covenant be recorded. The vote against was based on concern that the rezoning would raise the cap on entitlement that had been applied by a zoning condition in a relatively recent rezoning case.

File Attachments

[20181002PLANConsistencyStatementZ-10-18.pdf \(10 KB\)](#)

[20181002PLANRezoningPublicHearingZ-10-18.pdf \(4,544 KB\)](#)

Subject	4. Rezoning Z-15-18: 511 Carolina Pines Avenue & 2640 Cherry Circle, south of the I-40 interchange at South Saunders St, west of South Saunders St (Southwest CAC)
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	AA. MATTERS SCHEDULED FOR PUBLIC HEARING
Type	Action
Recommended Action	Conduct the public hearing. At the conclusion of the public hearing, City Council may choose to act on the case or defer for further review. Alternately, the City Council may choose to continue the public hearing to a future date.
Bynum Walter, City Planning	

Z-15-18: 511 Carolina Pines Avenue & 2640 Cherry Circle, south of the I-40 interchange at South Saunders St, west of South Saunders St, being Wake County PINs 1702373009 and 1702268517. Approximately 15.61 acres are requested by Daniel J. McGlamery, PE to be rezoned from Residential-6 (R-6), Residential-10 (R-10), and Conservation Management (CM) to Residential-10-Conditional Use (R-10-CU). Conditions limit maximum density, guarantee a protective yard in the portion of the site along Carolina Pines Avenue and Cherry Circle currently zoned CM, increase the stormwater control to a 25-year storm event, require certain building materials, and prohibit external stairs.

The Planning Commission unanimously recommends approval of the request (9-0). The Planning Commission found that the request is consistent with the Comprehensive Plan and Future Land Use Map. The Commission found that the request is reasonable and in the public interest because it would provide greater housing choice and affordability; will address stormwater runoff above basic city standards. The Southwest CAC voted 18-1 in favor of the case on August 13, 2018.

The public hearing was opened on September 4th, 2018 and continued to October 2 because 1) the original signatures required on the most recently offered version of conditions had not been provided and 2) the Council asked the applicant to consider further revising conditions to address their concerns. The version of the case that is eligible for Council action dates from the time of the original application. The public hearing must be closed for the applicant to submit revised conditions.

File Attachments

[20181002PLANConsistencyStatementZ-15-18.pdf \(10 KB\)](#)

[20181002PLANPublicHearingRezoningZ-15-18.pdf \(6,101 KB\)](#)

Subject	5. Rezoning Z-17-18: 4200, 4208, 4210 Pearl Rd (South CAC)
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	AA. MATTERS SCHEDULED FOR PUBLIC HEARING
Type	Action
Recommended Action	Conduct the public hearing. At the conclusion of the public hearing, City Council may choose to act on the case or defer for further review. Alternately, the City Council may choose to continue the public hearing to a future date.
Bynum Walter, Planning	

Z-17-18 Pearl Road, three parcels located west of Pearl Road (State Road 2550), east of Auburn Church road, north of Princess Anna Marie Lane and south of Landreaux Drive. Consisting of Wake County PINs; 1721989838, 1721987943, 1721992011. Approximately 8.30 acres are requested by Longleaf Law Partners to amend the Future Land Use Map from a Residential-4 (R-4) zoning designation to a Residential-10 conditional use (R-10-CU) zoning designation. The request would increase the total allowable density on the site, and

permit the townhome development type, a building type that is not allowed in a conventional subdivision under R-4 zoning. Proposed conditions prohibit the apartment building type.

There was an error in the mailed notice for the original public hearing date in September. A new public hearing date of the regularly scheduled evening City Council meeting on October 2, 2018 was set by Council and correctly noticed by staff.

The Planning Commission found that the request is overall consistent with the 2030 Comprehensive Plan, and consistent with the Future Land Use Map and in the public interest because it would facilitate additional housing and housing types. The Planning Commission unanimously recommends approval of the request (9-0).

The South CAC voted in favor on July 9, 2018 in a vote of 26 to 5, the opposition vote was due to concerns about increases in traffic, and stormwater catchment design and management.

File Attachments

[20181002PLANPublicHearingRezoningZ1718.pdf \(3,996 KB\)](#)

[Motion and Consistency Statement.pdf \(10 KB\)](#)

Subject	6. Rezoning Z-28-17: Vardaman St, on its west side, south of Rock Quarry Rd (South Central CAC)
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	AA. MATTERS SCHEDULED FOR PUBLIC HEARING
Type	Action
Recommended Action	Conduct the public hearing. At the conclusion of the public hearing, City Council may choose to act on the case or defer for further review. Alternately, the City Council may choose to continue the public hearing to a future date.

Bynum Walter, City Planning

Z-28-17 Vardaman Road, on its west side, south of Rock Quarry Rd, being Wake County PINS 1713256367, 1713256461, and 1713256465. Approximately 0.36 acres are requested by 630 Rock Quarry LLC to be rezoned from Residential-10 (R-10) to Commercial Mixed Use-Three Stories (CX-3). The request is general use, no conditions have been offered.

This petition was received by City Council on September 4, 2018. At that meeting, the request was scheduled for public hearing on October 2, 2018. Planning Commission Recommends unanimous approval (8-0).

During the August 21, 2018 meeting, City Council unanimously approved Comprehensive Plan Amendment (CP-3-18) to amend the Future Land Use Map for the site, and adjacent properties, all under common ownership by the applicant. The Comprehensive Plan Amendment changed the Future Land Use Map designation from Neighborhood Mixed Use to Community Mixed Use. Approval of the amendment has altered the analysis of the rezoning request resulting in consistency with the Future Land Use Map and the Comprehensive Plan.

The South Central CAC recommends approval of the zoning request (10 in favor, 0 opposed). The Planning Commission recommends approval of this request (8-0 vote).

File Attachments

[20181002PLANPublicHearingZ2817.pdf \(2,007 KB\)](#)

[Z-28-17 Motion and Consistency Statement.pdf \(161 KB\)](#)

BB. ADJOURNMENT

Subject	1. Adjourn Meeting
Meeting	Oct 2, 2018 - REGULAR MEETING - FIRST TUESDAY - AFTERNOON & EVENING SESSIONS
Category	BB. ADJOURNMENT

Type

Procedural