



Cary Town Council  
Thursday, May 11, 2017  
6:30 PM  
Council Chambers  
316 N. Academy Street, Cary Town Hall, Cary, NC 27513

## 1. COMMENCEMENT

- 1.1 Call to Order
- 1.2 Ceremonial Opening led by Council Member Bush
- 1.3 Adoption of agenda

## 2. RECOGNITIONS, REPORTS, AND PRESENTATIONS

- 2.1 Presentation of Proclamation Recognizing May 2017 as “Building Safety Month” in the Town Of Cary  
Speaker: Mayor Weinbrecht
- 2.2 Town Manager's Update  
Speaker: Town Manager Stegall
- 2.3 Presentation of Proposed FY18 Budget  
Speaker: Town Manager Stegall

## 3. PUBLIC SPEAKS OUT (one hour time limit)

*Public Speaks Out is the Town Council’s opportunity to hear comments from as many citizens as possible. During Public Speaks Out, the Town Council receives comments and refrains from speaking. If a citizen comments about an issue that appears to be something that can be addressed by a staff members, Council may ask the manager to have an appropriate staff person follow up.*

*Thanks to everyone in the audience for respecting the business meeting by refraining from speaking from the audience, applauding speakers, or other actions that distract the meeting.*

Anyone who wants to speak during Public Speaks Out should do the following:

- Take a seat in the reserved seats;
- Complete the contact information card located at the seat;
- When it is your turn to speak, proceed to the town clerk from the aisle behind the clerk, and give the clerk your completed contact information card and any handouts you have for the Town Council;
- Step to the podium next to the clerk; state your name clearly;



- Be concise; avoid repetition; limit comments to three minutes or less; designate a spokesperson for large groups; direct comments to the full Town Council and not to an individual Town Council member;
- Speakers may return to their regular seats from any aisle.

#### 4. CONSENT AGENDA

CONSENT AGENDA items are non-controversial items unanimously recommended for approval by all involved parties. A single vote may be taken for the approval of ALL consent agenda items. Any individual council member may pull items off the consent agenda to discuss them. Items pulled off the consent agenda will be handled with the “DISCUSSION ITEMS” agenda topic.

##### 4.1 Town Council - Regular Meeting - Apr 27, 2017 6:30 PM

Proposed Council Action: Council May Take Action  
Speaker: Virginia Johnson

##### 4.2 Town Council - Work Session - Apr 27, 2017 7:00 PM

Proposed Council Action: Council May Take Action  
Speaker: Virginia Johnson

##### 4.3 Memorandum of Understanding for Sub-Allocation of FTA Raleigh Urbanized Area Formula Grants

**Speaker:** Christine Sondej, Transportation & Facilities

**Executive Summary:** Since 2002 the Town has leveraged significant Federal Transit Administration (FTA) funding in order to offset the Town investment in the operation of the GoCary transit system. The continued eligibility and access to these FTA revenues will contribute to the success of GoCary. An existing Memorandum of Understanding (MOU) between GoRaleigh, GoTriangle, and the Town of Cary that defines the methodology for determining the allocation of regional FTA formula funds must be amended in order to add necessary parties, formula requirements, and to update for clarity and consistency. Amending this MOU is important to Cary because:

- The MOU defines the Town’s share of significant annual federal transit funding;
- The Town will be eligible to directly receive FTA funding for GoCary projects and service in FFY17 and beyond.

**Recommendation:** *That Council adopt the attached Resolution approving “Memorandum of Understanding for the Sub-Allocation of Federal Transit Administration Urbanized Area Formula Grants to the Raleigh Urbanized Area” (“Agreement”) and authorizing the Town Manager or Deputy Town Manager to execute an Agreement substantially like the Agreement and to provide such notice and take such actions as Agreement contemplates.*



5. PUBLIC HEARINGS

*The rules printed on the agenda for “Public Speaks Out” apply to the remainder of the public hearings, except that speakers are allowed five minutes. Thank you for respecting the business meeting by refraining from speaking from the audience, applauding speakers, or other actions that distract the meeting.*

No Public Hearings

6. **DISCUSSION ITEMS** (any item pulled from the **CONSENT AGENDA** [item 4 on this agenda] will be discussed during this portion of the agenda)

6.1 Changes to Delegations of Authority

**Speaker:** Mike Bajorek, Administration

**Executive Summary:** To help ensure the Town of Cary provides high quality services to its citizens on a day-to-day basis, the Cary Town Council has historically joined other municipalities in using its power under State law to delegate specific authorities to the Town’s fulltime Chief Executive Officer – the Town Manager – as well as other Town staff. Based on recent experiences, staff requests:

- Amending the existing “Resolution Delegating Authority to Award, Approve and Execute Contracts and Other Instruments” to clarify current delegations and convey additional powers to staff; and
- Amending the Budget Ordinance to grant additional authority to the Town Manager regarding staffing.

**Recommendation:** *That Council adopt the revised “Resolution Delegating Authority to Award, Approve, and Execute Contracts and Other Instruments” and the amendment to the FY 2017 Operating Budget Ordinance.*

6.2 Memorandum of Agreement for Carpenter Fire Station Road Realignment and Grade Separation Project ST1204

**Speaker:** Kyle Hubert, Transportation & Facilities and Anna Reading, Planning

**Executive Summary:** The Carpenter Fire Station Road Realignment and Grade Separation Project, approved as part of the Cary Community Investment Bond Referendum in November 2012, requires an environmental permit from the United States Army Corps of Engineers (USACOE) in order to proceed with construction activities. The USACOE must satisfy requirements of Section 106 of the National Historic Preservation Act to issue the permit. To meet these requirements, staff has worked with both USACOE and the State Historic Preservation Officer (SHPO) to draft a Memorandum of Agreement (MOA) in which the Town commits to actions that mitigate the effects of the project on the Carpenter National Register Historic District. The mitigation actions offered include



installation of historic district signage; relocation or salvaging of materials from two historic barns; consideration of increased streetscape buffers; and on-line documentation of the historic Carpenter community.

**Recommendation:** *That Council adopt the attached Resolution approving the “Memorandum of Agreement . . . for the Carpenter Fire Station Road Realignment and Grade Separation Project” and authorizing the Town Manager or Deputy Town Manager to execute an Agreement substantially like the Agreement and to provide such notice and take such actions as Agreement contemplates.*

### 6.3 Bid Award for the Holly Brook Water and Sewer Extension Project

**Speaker:** Jarrod Buchanan, Water Resources

**Executive Summary:** Providing our citizens with reliable, high quality water distribution, superior fire protection and reliable, environmentally secure wastewater collection, helps Cary consistently remain one of “The Best Places to Live in the U.S.” We are proud to deliver exceptional services that support the high quality of life in our community. The award of the Holly Brook Water and Sewer Extension Project, and the extension of these services to our citizens in the Holly Brook neighborhood is the culmination of our two-year project to provide the same for our newest citizens, as others have come to expect and enjoy.

**Recommendation:** *That Council award Moffat Pipe, Inc. the Holly Brook Water and Sewer Extension Project contract for \$3,375,018. The recommendation for award by Council represents a preliminary determination and no legally binding acceptance of the bid or offer occurs until the Town has executed a written agreement. The contract award is subject to the contractor providing all bonds, insurance and other required documents and executing a contract in a form agreeable to the Town.*

### 6.4 Wake County Transit Plan Master Participation Agreement

**Speaker:** Christine Sondej, Transportation & Facilities

**Executive Summary:** The Wake County Transit Plan (WCTP) is the adopted strategic transit vision for the region, and incorporates elements of the transit priorities identified in the Cary Community Plan. The Plan envisions a robust, efficient regional transit system that will contribute significantly to the continued success of GoCary. Wake County, GoTriangle, the Capital Area Metropolitan Planning Organization (CAMPO) and other eligible parties seek to enter into an interlocal agreement. Executing this agreement is important to Cary because:

- The agreement sets the standards for participation in the WCTP, Wake Transit Work Plan, and receipt of any Wake County Transit Tax



Revenue;

- The Town will be eligible to receive WCTP funding for GoCary projects as proposed in the FY18 Work Plan and beyond.

**Recommendation:** *That Council adopt the attached Resolution approving “Wake Transit Master Participation Agreement” (“Agreement”) and authorizing the Town Manager or Deputy Town Manager to execute an Agreement substantially like the Agreement and to provide such notice and take such actions as Agreement contemplates.*

## 6.5 Bid Award for the Western Cary Elevated Water Storage Tank

**Speaker:** Robert Hirt, Water Resources

**Executive Summary:** Strategically located throughout the Town, water storage tanks ensure that our high quality, great tasting drinking water is available both when and where it is needed and at an adequate pressure. This bid award for the Western Cary Tank Project, consisting of the two million gallon Good Hope Tank and Pump Station, ensures we continue to meet the goals of the Cary Community Plan by providing these essential services efficiently and with high quality infrastructure. In addition to addressing these needs in the Western Pressure Zone, the project builds redundancy into the Central Pressure Zone, giving us another alternative to deliver this vital resource to our citizens.

**Recommendation:** *That Council award the bid in the amount of \$6,637,000.00 to CB&I, LLC for the construction of a two million gallon composite elevated water storage tank with a Sherwin Williams paint coating system and cathodic protection system which represents the base bid and bid alternate #2 and #8. The recommendation of award by Council represents a preliminary determination and no legally binding acceptance of the bid or offer occurs until the Town has executed a written agreement. The contract award is subject to the contractor providing all bonds, insurance and other required documents and executing a contract in a form agreeable to the Town.*

## 7. CLOSED SESSION

Closed Session will be called if necessary.

## 8. ADJOURNMENT

Please contact Town Clerk Virginia Johnson with any questions about this agenda or to request an auxiliary aid or service to participate in the meeting:  
[virginia.johnson@townofcary.org](mailto:virginia.johnson@townofcary.org), 919-469-4011, TDD 919-469-4012.

