

# AGENDA



CITY OF LENOIR  
CITY COUNCIL MEETING  
CITY/COUNTY CHAMBERS  
905 WEST AVENUE  
TUESDAY, MARCH 1, 2016  
6:00 P.M.



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## I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition: Mayor Gibbons will recognize Brandon Goble and Tracy Huffman and present them with the “Service beyond Measure Medal of Valor” for their acts of heroism on January 11, 2016.
- C. Annual Report; Police Department: Scott Brown, Police Chief, will present an overview of the Department’s FY2015 Annual Report along with information regarding a new program, Naloxone (Narcan) being implemented by Staff.

## II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Non-Contiguous Annexation; Mt. Herman Variety: A public hearing will be held to consider a petition for a non-contiguous annexation for the Mt. Herman Variety Store located at 2900 Freezer Locker Road, NCPIN#276-861-0582. The recommended zoning district for this parcel is B-2 (General Business.) **Note:** The property owner/petitioner has subdivided the property in order to request that only the business (Mt. Herman Variety) be annexed.
- B. Nuisance Declaration Ordinance; 1201 Steel Street: A public hearing will be **resumed** from Tuesday, January 6, 2016 to consider adoption of an ordinance declaring the former Bost Lumber Building located at 1201 Steel Street, PIN# 274-965-0842, as a danger to the public health, safety, morals, and general welfare of inhabitants of the City and a nuisance by the City Council, in accordance with Section 12-12 (15) of the Lenoir City Code. **Note:** This public hearing is being resumed for further consideration of Staff’s recommendation and to receive an update from Mr. Jim Sullivan, property owner, regarding the current status of the property following his sixty-day extension to bring the front portion of the property into compliance with the City code. **Note: City Staff is still exploring options with the property owner and will present an update to City Council. Staff further recommends that action be delayed until the City Council Meeting of Tuesday, April 5 to allow the property owners additional time to voluntarily address the unsafe conditions on the property.**

## III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of the minutes from the City Council Meeting of Tuesday, February 16, 2016 as submitted.
- B. Closed Session Minutes: Approval of closed session minutes of Tuesday, November 10, 2015, Tuesday, January 5, 2016 and Tuesday, January 26, 2016 as submitted and as reviewed by the City Manager, City Attorney and City Council.

**IV. REQUESTS AND PETITIONS OF CITIZENS**

**V. REPORTS OF BOARDS AND COMMISSIONS**

**VI. REPORT AND RECOMMENDATIONS OF THE CITY MANAGER**

**A. Items of Information**

1. March Calendar: The calendar for the month of March will be submitted to Council with various meetings and events.
2. The Caldwell County Economic Development Commission will meet on Tuesday, March 8 at 8:00 a.m.
3. The Lenoir Business Advisory Board will meet on Tuesday, March 8 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.
4. The Lenoir Police Department will host a “Coffee with a Cop” meeting on Thursday, March 10 at McDonalds from 7:30 a.m. – 9:00 a.m. The public is encouraged to attend.
5. The Sister Cities Committee will meet on Thursday, March 10 at 1:30 p.m. at Highland Coffee House.
6. The City/County Services Committee will meet on Monday, March 14 at 11:45 a.m. in the Board Room at CCC&TI.
7. The City Council Meeting of Tuesday, March 15 will be held at City Hall, Third Floor, former Council Chambers due to the election primary. Please note location change.

**B. Items for Council Action**

1. Amendment; Charter Code of Ordinances; Section 3-50, Urban Archery Deer Hunting: City Staff recommends that Council call for a public hearing to be held on Tuesday, March 15 to consider amending the Charter Code of Ordinances, Chapter 3, Animals, Article IV. Deer, Section 3-50, Urban Archery Deer Hunting, to consider adoption of an ordinance to reduce urban deer population through increased archery hunting opportunities within the corporate limits of the City of Lenoir.

**VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY**

**VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR**

**IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS**

**X. ADJOURNMENT**

# LENOIR POLICE

## 2015

# ANNUAL REPORT



[www.cityoflenoir.com](http://www.cityoflenoir.com)

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**Communications Center**

**24/7**

Non-Emergency 828-757-2100

Emergency 911

**Records Section**

**M-F 7:30 AM - 5:00 PM**

828-757-2138

828-757-2103 (fax)

**LT Chris Mills**

**Patrol – A Platoon Commander**

**828-757-2144**

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**LT Chris Robinson**

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**LT Dwayne Pruitt**

**Training Coordinator**

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## From the Office of the Chief of Police

### R. Scott Brown

I am proud to present this Annual Report on behalf of the dedicated men and women of the Lenoir Police Department. Our clerical staff has worked hard to prepare this report, which includes relevant and accurate highlights and activities of calendar year 2015. We hope you find the information to be informative and beneficial.

Our department continues to look for ways to improve our overall service to the community. Our core principles of Courage, Character, and Accountability guide our decision-making as we work to combat crime and enhance the safety and quality of life in the City of Lenoir. We are committed to quality training and effective enforcement, active involvement in community projects and business development, and working with other agencies in a combined effort to provide a safe and stable environment for all who live, work, and play in our city. Our Leadership Team has remained vigilant in allocating resources as effectively and efficiently as possible, while our bi-weekly P.R.I.D.E. meetings allow us to discuss the most significant current issues. We are also proud of the fact that we have one of the few nationally certified local crime analysts in the state. The data analysis we now have immediately available allows us to dedicate police resources when and where we need them most. We are trying to work smarter in everything we do.

As you review this report, I hope you recognize not only a theme of working smarter, but also of working harder. Our Command Staff, like our City Administration, is committed to providing our people with the highest possible level of support, both personally and professionally, and this commitment is generating tremendous results. Believing in our people and giving them the training, tools, and backing to be the best they can be is important in our profession and makes great performance and accountability much easier to achieve. Our people are free to think and be creative in attacking crime issues in our city and the data shows this approach is working.

The following are some highlights from this report: update highlighted section

- Part I Property Crime – Up 1% from 2014
  - Breaking & Entering – Down 19% from 2014
  - Auto Larceny – Up 19% from 2014
  - Overall Community Crime – Up 2% from 2014
  - Arrests for Community Crime – Down 17% from 2014
- Traffic Enforcement
  - Citations – Down 17% from 2014
  - Warning Citations – Down 10% from 2014
  - Personal Injury Crashes – Up 31% from 2014
  - Overall Crashes – Up 18% from 2014
  - 1 Pedestrian Fatality – Pedestrian and Two Vehicles
- Investigations
  - Recovered Property – \$184,424 – Up 71% from 2014
  - Drug Seizures
    - A total of \$4,228,498 in illegal narcotics
    - Much during joint investigations before drugs reached Lenoir

- Medicine Drop
  - Permanent Box – 379.6 pounds
  - Off-Site Events – 43,770 dosage units
- Communications
  - Police Service Calls – 24,143 – Down 2% from 2014
  - Processed CAD Calls – 48,302 – Up 8% from 2014
  - Officer Initiated Activities – 31,575 – Up 8% from 2014

The men and women of the Lenoir Police Department are proud to be a part of the City of Lenoir and will continue to work hard to provide the highest standard of law enforcement and customer service to its citizens. We recognize the budgetary challenges the City faces and commit ourselves to being good stewards of the taxpayers' money while never sacrificing the high level of character and professionalism expected and deserved by our community. We thank you for the opportunity to serve and look forward to another successful year.

Please feel free to contact me or any member of my staff at any time. We understand public safety takes more than professional law enforcement – it takes a community.



***COURAGE ~ CHARACTER ~ ACCOUNTABILITY***

## Highlights for the Year 2015

### *Support Services:*

- Tele-Communicators were recognized during National Tele-communicators Appreciation Week.
- A number of tour groups were accommodated throughout the year, with elementary-age children receiving ID / fingerprinting.
- The department held an annual National Night Out event in Downtown Lenoir, offering a night of free food, games, informational booths, and prizes.
- Records Secretary Brooklyn Woody was voted Employee of the Year by members of the department.
- The department was able to hire a part-time Information Technology Technician to assist in implementing the Body Camera System for 38 Patrol Officers, as well as maintain the MDTs in the field and additional network duties as needed.
- The department completed Phase I of the NexGen 911 project with replacement of the phone system and the remodeling of the Communications room.
- Department members assisted with Applicant Oral Boards within and outside the department, as well as worked with Interns and served as Mentors for students throughout the year.
- Members of the department participated in bi-weekly **P.R.I.D.E. (Police Responding through Interdiction, Deterrence, and Education)** meetings, leading to a number of operations geared toward the prevention and/or reduction of specific criminal activity throughout the city.
- The department joined with other county stakeholders to form a Project Lazarus Coalition with monthly meetings to address the issues surrounding prescription drug misuse, abuse, diversion, overdose, addictions and pain management.
- Chief Scott Brown was elected to serve as a member of the Board of Directors for Caldwell Hospice and Palliative Care; served as Chair of the Robin's Nest Children's Advocacy Center Board of Directors; and served as a member of the Caldwell Community College Emergency Services Advisory Council, the NC League of Municipalities Law Enforcement Training and Safety Advisory Council, the Caldwell County Dangerous Dogs Appeals Board, the Caldwell County Project Lazarus Initiative, the Blue Ridge Electric Community Leaders Council, and the Caldwell County Schools Crisis Management Team.
- Captain Brent Phelps served as Chair on the Shelter Home Board of Directors and served as the Regional Representative for the NC FBI National Academy Associates.

### *Patrol Division:*

- The following supervisory promotion(s) took place: Andy Wilson to Patrol Captain, Chris Robinson to Lieutenant, Eddie Keefer to Sergeant, Martin Crisp, Justin Reid and Derek Brown to Corporal.
- The following employee received the Advanced Law Enforcement Certificate from NC Criminal Justice Training and Standards Commission: Brett Ingram.
- The following employees received the Intermediate Law Enforcement Certificate from NC Criminal Justice Training and Standards Commission: Stella Coffey and Nathaneal Blache.
- The K-9 Team welcomed the newest K-9 Handler, Mitchell Foust, who took over the care and training of canine Cerik.
- The 10<sup>th</sup> Annual 10-week Citizens Canine Academy was conducted with 9 participants.
- Thirty (30) public service radio announcements were broadcasted regarding crime prevention and traffic safety tips.
- Lieutenant Chris Mills was voted Officer of the Year by members of the department.
- One community walk was held to identify and address neighborhood safety concerns. Two community meetings were held for the public to meet with city officials.
- Officer Joe Hamrick received the Top Gun Award and Support Services received the title and award for best overall group firearms score.
- Sixty-four (64) Caldwell County Task Force multi-agency enforcement details were conducted throughout the city and county. Campaigns were coordinated through the Governor's Highway Safety Program and included Seat Belt Enforcement, Booze-It & Lose-It, and Click-It or Ticket.
- Forty-three (43) Community Resolution Projects and Traffic Calming Projects related to citizen traffic concerns were conducted throughout the year.
- There were sixteen (16) Child Seat Safety Checkpoints conducted and four (4) Bicycle Safety Classes given for adolescents.
- Four (4) new Emergency Action Plans and two (2) Lock-Down Drills were completed. Eight (8) Neighborhood Watch Programs were also maintained.
- Captain Andy Wilson served on the Caldwell County Mental Health Work Group, Caldwell County Schools Crisis Management Team, NCACP Alarm Committee, and the Caldwell County Local Emergency Planning Council, as well as Board Member of the Caldwell Council on Adolescent Health and Community in Schools.

### *Criminal Investigations Division:*

- Members participated and/or assisted with the Robin's Nest Children's Advocacy Center board meetings, multi-disciplinary team meetings, Crime Stoppers golf tournament, Toys for Tots, Project Lazarus, Cops in Shops, Internship, Task Force, fundraising, training, and other events throughout the year.
- Detective Jessica Wesson served as Coordinator of CUFFS (Cops United Family and Friends Support Group) and the Marine Corps Reserve Toys for Tots program, which provided Christmas presents to 593 children in Caldwell County.
- Two (2) Operation Medicine Drops were conducted throughout the year in which employees from all three divisions participated in. In March, 25,875 dosage units were collected at Walgreens. In September, 17,895 dosage units were collected at CVS.
- Members participated and/or assisted with the Lenoir/Caldwell County Crime Stoppers coordination and fundraising efforts.
- Captain Couby Stilwell and Jessica Wesson served on the Robin's Nest Multi-Disciplinary Team.
- Captain Couby Stilwell served as the Lenoir/Caldwell County Crime Stoppers Coordinator and Records Secretary Brooklyn Woody served as the Secretary.
- Lieutenant Brian Smith served on the Caldwell County Child Protection/Child Fatality Prevention Team.
- Sergeant Eddie Keefer served as a non-voting member of the ABC Board.



*Officers from Investigations and Patrol assist with setting up a movie night for the children at Woodcrest Apartments (July 2015)*

## Table of Contents

I.	Mission, Vision, Values, and Principles.....	Page 1
II.	Allocated Positions:	
	A. Organizational Structure.....	Page 2
	B. Personnel Assignments.....	Page 3
III.	Part I Crime Comparison Chart (1996-2015).....	Page 4
	A. Detailed Violent Crime Comparison and Chart .....	Page 5
	B. Detailed Property Crime Comparison and Chart .....	Page 6
IV.	Support Services.....	Page 7
	Communications Center and Next Gen 911 Project.....	Page 8
V.	Patrol Field Operations .....	Pages 9, 10
	A. Police Activity by Race .....	Page 11
	B. Overdoses, Suicides, and Unattended Deaths.....	Page 11
	C. Canine and Extra Duty Activities .....	Page 12
	D. Incident and Arrest Comparison for Community Crimes.....	Page 13
	E. Summary of Arrests and Adult Arrests Chart.....	Page 14
	F. Detailed Listing of Drug and Alcohol Violation Charges.....	Pages 15, 16
VI.	Traffic Crash Summary .....	Page 17
VII.	Parking, Deposits, and Administrative Activities .....	Page 18
VIII.	Criminal Investigations .....	Page 19
	A. General Investigations – Case Assignments .....	Page 20
IX.	Narcotics Investigations and Confiscated Amounts.....	Pages 21, 22
X.	Nuisance Abatement – Case Assignments .....	Page 22
XI.	Crime Stoppers Activities .....	Page 23
XII.	School and Community Resource .....	Page 24
XIII.	D.A.R.E. and Explorers Post Program .....	Page 25
XIV.	Training .....	Pages 26, 27
XV.	Professional Certificates.....	Page 28

## MISSION STATEMENT

It is the mission of the Lenoir Police Department to work in partnership with the community to anticipate, define, and meet the needs of our city in the areas of public safety, community well-being, and law enforcement.

## VISION STATEMENT

It is the vision of the Lenoir Police Department to continue our pursuit of excellence by providing the highest quality of police services, enhancing public safety, and improving the quality of life for future generations.

## CORE VALUES AND PRINCIPLES

We, as members of the Lenoir Police Department, believe in the **Core Values** of:

- **Mutual Respect** of the unique qualities of each individual who contributes to the overall well-being of our department and the community we serve;
- **Integrity and Ethical Behavior**, serving all people with honesty, compassion, and respect;
- **Open Partnership** between the police and the community;
- **Public Service** to be responsive, courteous, and effective;
- **Professionalism** by staying current with new trends and standards in the field of law enforcement;

We, as members of the Lenoir Police Department, exercise the **Core Principles** of:

- **Courage** to do what is morally and legally solid, despite fear of criticism, retribution, or physical injury;
- **Character** to serve first, then lead, in a fair, honest, and ethical manner;
- **Accountability** in holding ourselves and our colleagues to an unimpeachable standard of professional behavior and service.

***SERVICE ~ JUSTICE ~ FUNDAMENTAL FAIRNESS***

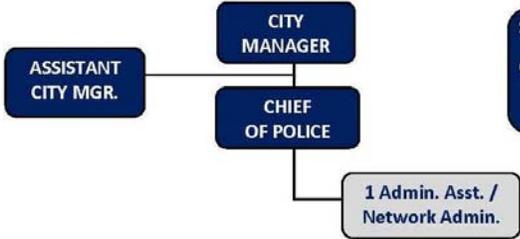
# LENOIR POLICE NORTH CAROLINA

## Organizational Structure

68 Full-Time Budgeted Positions  
 15 Part-Time Positions  
 3 Canines  
 5 Volunteer Chaplains

\*\*\* If fully staffed \*\*\*  
 60 Sworn (incl. 6 P/T and Reserves)  
 23 Civilians (incl. 9 P/T)

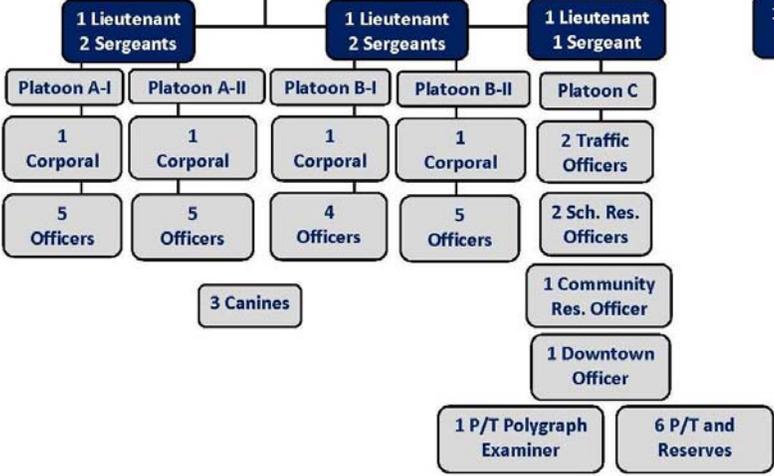
Support Svcs.: 17 F/T  
 8 P/T  
 Criminal Inv.: 13 F/T  
 Patrol Div.: 38 F/T  
 7 P/T



### INVESTIGATIONS

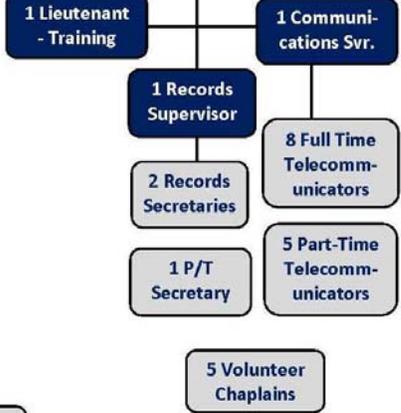
- 1 Lieutenant  
2 Sergeants
- 4 Investigators  
3 Narcotics Officers
- 1 Nuisance Abatement
- 1 Evidence Technician

### PATROL



1 P/T Crime Analyst  
 1 P/T Info. Tech.

### SUPPORT SERVICES CAPTAIN



Rev: 1/26/16

<b>Support Services:</b>	<b>Chief</b>	<b>1</b>
	<b>Captain</b>	<b>1</b>
	Information Systems/Crime Analyst (Part-Time)	1
	Information Technology Specialist (Part-Time)	1
	Lieutenant/Training Coordinator	1
	Records Supervisor	1
	Records Secretaries	2
	Records Secretary (Part-Time)	1
	Administrative Assistant/Network Admin.	1
	Communications Supervisor	1
	Communications Personnel	8
	Communications (Part-Time)	5
	Support Position (Vacant)	1
	Volunteer Chaplains	5
<b>Support Services (Full-Time):</b>		<b>17</b>
<b>Support Services (Part-Time Civilians/Volunteer Chaplains):</b>		<b>13</b>

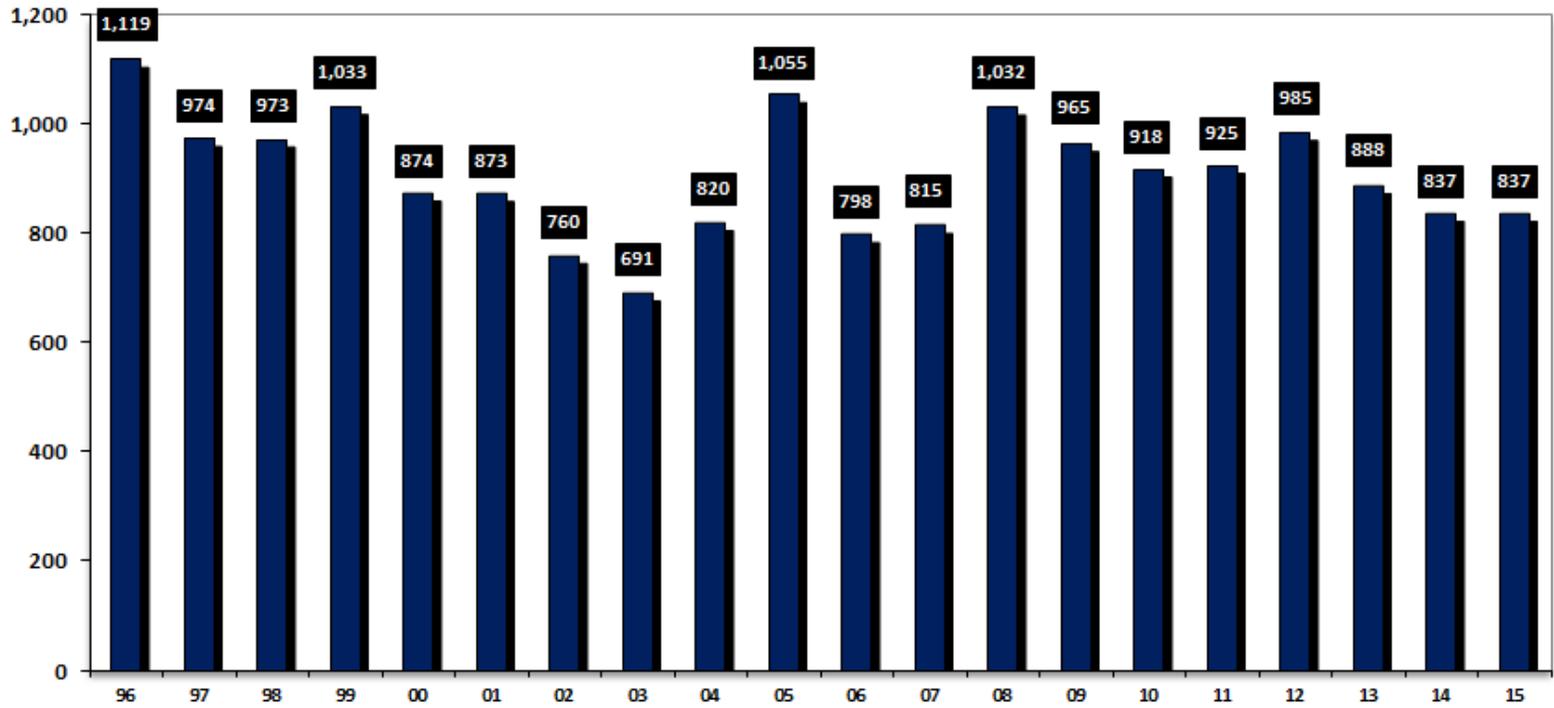
<b>Patrol Division:</b>	<b>Captain</b>	<b>1</b>
	Patrol Lieutenants	3
	Patrol Sergeants	5
	Patrol Corporals	4
	Patrol Officers	19
	Traffic Officers	2
	School Resource Officers <sup>1</sup>	2
	Community Resource Officer	1
	Parking Enforcement/Downtown District Officer	1
	Part-Time and Reserve Officers	6
	Polygraph Examiner (Part-Time)	1
	Canines	3
<b>Patrol Division (Full-Time):</b>		<b>38</b>
<b>Patrol Division (Part-Time/Reserves):</b>		<b>7</b>

<b>Investigations:</b>	<b>Captain</b>	<b>1</b>
	Investigations Lieutenant	1
	1 Investigations Sergeant / 1 Narcotics Sergeant	2
	Investigators	5
	Investigator / Nuisance Abatement	1
	Narcotics Officers	3
<b>Investigations (Full-Time):</b>		<b>13</b>

<b>Total Authorized Full-Time:</b>	<b>68</b>
<b>Total Part-Time Civilians and Volunteer Chaplains:</b>	<b>14</b>
<b>Total Part-Time and Reserve Officers:</b>	<b>6</b>

<sup>1</sup> High School SRO partnership position's salary and benefits are paid by the School System. Beginning school year 08/09, Middle School SRO position's salary and benefits was funded at 100%.

## ***Part 1 Crimes 1996 through 2015***



## Part 1 Crime Comparison – Violent Crimes

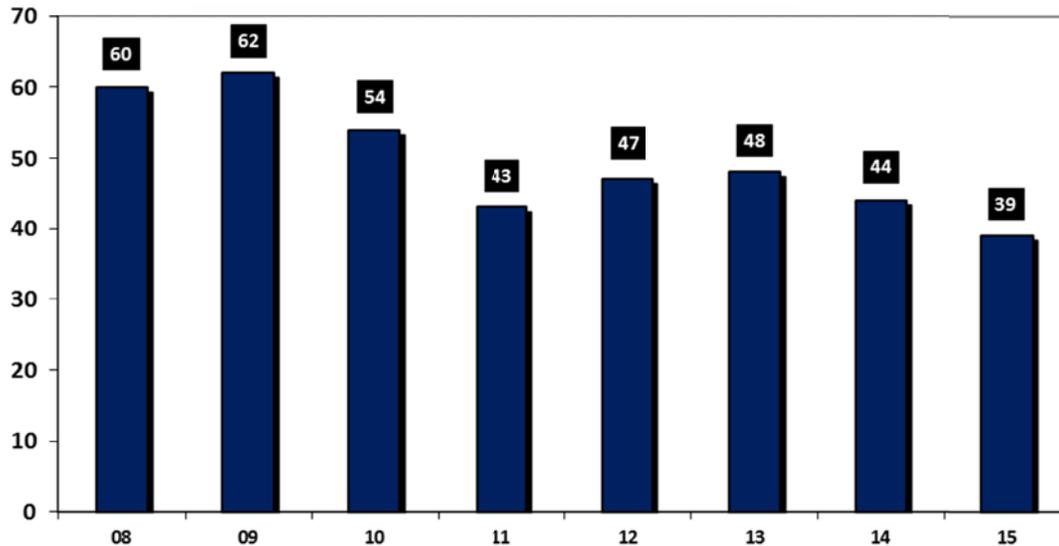
Cities and states review “Part 1 Crimes” in determining the rise and fall in the crime rates nationally. Uniform Crime Reporting standards work to compare cities and states in a standard way. The crimes captured under the “Part 1 Crimes” category are those used for national comparison.

“Part 1 Crimes” is inclusive of two separate break downs of the following categories: violent crimes and property crimes. Numbers for the last four years for violent crimes are depicted in the table and graph below.

Violent Crimes	2012	2013	2014	2015	% Change
Murder	0	3	1	2	100%
Forcible Rape	2	0	1	3	200%
Robbery	17	21	13	12 <sup>2</sup>	-8%
Aggravated Assault	28	24	29	22	-24%
<b>Total</b>	<b>47</b>	<b>48</b>	<b>44</b>	<b>39</b>	<b>-11%</b>

*The percentage of change is a comparison of the numbers from the year 2014 to the year 2015 only. During the year of 2015, violent crimes as a whole decreased by 11% over the previous year.*

**Part 1 Violent Crimes 2008 through 2015**



<sup>2</sup> Robbery analysis consists of 3 armed robberies and 9 common law robberies.

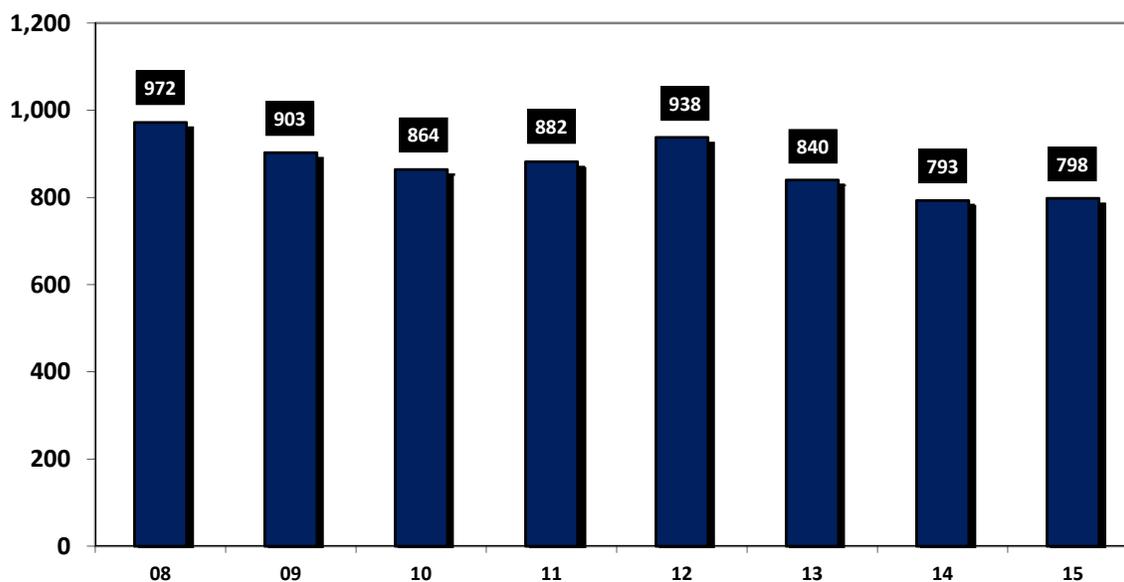
## Part 1 Crime Comparison – Property Crimes

Property Crimes	2012	2013	2014	2015	% Change
Breaking and Entering	232	186	211	171	-19%
Larceny	654	620	548	589 <sup>3</sup>	7%
Motor Vehicle Theft	49	33	31	37	19%
Arson	3	1	3	1	-67%
<b>Total</b>	<b>938</b>	<b>840</b>	<b>793</b>	<b>798</b>	<b>1%</b>

The percentage of change is a comparison of the numbers from the year 2014 to the year 2015 only. During the year of 2015, property crimes as a whole increased by 1% over the previous year.

Larceny Breakdown	2012	2013	2014	2015
Breaking & Entering to Auto with Larceny	98	77	79	109
B & E to Coin Operated Machines	2	2	2	7
Larceny of Auto Parts or Accessories	33	34	31	36
Thefts from Buildings or Businesses	112	83	57	73
All Other Larcenies	409	424	379	364 <sup>4</sup>

### Part 1 Property Crimes 2008 through 2015



<sup>3</sup> This number includes 109 breaking and entering to an auto with larceny for the year 2015, a 40% increase over last year's figure of 79.

<sup>4</sup> This number includes 219 shoplifting, 1 purse snatching, and 144 all other larcenies.

## Support Services

The Support Services Division is comprised of the Chief of Police, Division Captain, Training Lieutenant, Administrative Assistant, Telecommunications Supervisor, who oversees eight full-time and five part-time Telecommunicators, Records Supervisor, who oversees two full-time and one part-time Support Specialist, a part-time Crime Analyst, a part-time IT Specialist, and five volunteer Chaplains.

The Support Services Division handles the 911 Emergency Communications Center responsible for:

- 24/7/365 Service
- Computer Aided Dispatch (CAD)
- State Division of Criminal Information (DCI)
- National Crime Information Center (NCIC)
- Mobile Communications Systems



*Communications Remodeled (October 2015)*

The Division is also responsible for all data entry into the Records Management System, the upkeep of the P2C, Facebook, Next Door, CJLeads, Blackboard Connect, Power DMS, department website, as well as retrieval of crash reports via the DMV TraCS website, crime analysis, mapping, information sharing, workstation and mobile computer systems management, personnel and applicant processing, employee payroll and budget management, tracking of extra duty and off duty security details, Chaplain program and employee development.

All training for department employees is handled and coordinated through this division. The Training Lieutenant is responsible for:

- 12,000 average training hours per year
- Field Training and Evaluation Program
- Employee Mentorship Program
- Recruitment
- Background Investigations
- Basic Law Enforcement Training Liaison

## Communications Center

<b>Telephone Calls Received</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
Telephone Calls Received <sup>5</sup>	41,034	41,413	39,492	*
9-1-1 Emergency Calls	4,306	4,203	4,186	*
Processed CAD Calls <sup>6</sup>	34,282	42,292	44,725	48,302
<b>Processed CAD Calls</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
Police Service Calls	21,313	23,497	24,742	24,143
Property Checks	10,882	15,906	17,767	21,367
Call Follow-ups	728	829	615	642
Code 5s	1,196	1,905	1,463	1,913
Utility Calls	163	155	138	237
<b>Total Processed CAD Calls</b>	<b>34,282</b>	<b>42,292</b>	<b>44,725</b>	<b>48,302</b>

Property Checks are conducted for businesses and residences that have a need for increased security. They are usually 30 days or less and are generally unoccupied.

Code 5 calls, which is foot patrol in specified areas for purposes of crime prevention, and visitations to residents and businesses have been combined on this year's report.

CAD calls processed during 2015 represent the data entry, radio call dispatch and telephone interactivity responsibilities for the personnel assigned to the Communications function for the department. Often, Telecommunicators are processing multiple calls for service at the same time. They play a vital role to the citizens of Lenoir and members of the department.

\* *The number of telephone calls received and 9-1-1 emergency calls from June – December 2015 were unavailable due to a new phone system and not yet having the ECATS System Software to pull numbers. These numbers were previously supplied by the county; however, with the new phone system, each agency must now pull its own numbers.*

## NexGen 911 Project

We are continuing our efforts in the joint emergency communications upgrade project with Caldwell County. The project was to convert our Communications Center into an official “Back-Up Public Safety Answering Point” (PSAP) for Caldwell County Emergency Communications. This project will consist of a complete upgrade of all equipment in both centers. The majority of the project was funded through a \$1.6 million grant from the NC-911 Board. The project will upgrade the equipment in both centers so the citizens of Lenoir and Caldwell County will not experience any interruption in service if a major problem was to occur at either PSAP location. This helps us to provide sustainability for our center, as the equipment will be funded by the 911 board when it reaches end of life. Phase I replaced the phone systems at each location. We have currently finished Phase II where flooring and new dispatch furniture was installed for both centers. Phase III will come afterwards with new radio consoles, Records Management and Computer Aided Dispatch systems.

<sup>5</sup> Spawned calls from the County 9-1-1 Center are not reflected in these numbers. It should be noted that the reduction in telephone calls are most likely attributed to the department doing a better job at disseminating office phone numbers through the use of business cards, email, P2C, Facebook, webpage, etc.

<sup>6</sup> CAD is an acronym for Computer Aided Dispatch.

## Patrol Field Operations

The Patrol Field Operations is the “backbone” of the department and is the largest, most visible. This Division is made up of a Captain, three Lieutenants, five Sergeants, four Corporals, twenty-five Officers, three canines, five part-time and reserve officers, one part-time Tactical Team Medic, and one part-time Polygraph Examiner. There are two Patrol Platoons, ADAM and BAKER, with two Squads on each that work 12-hour shifts and rotate every 28 days between days and nights, as well as a Community Services Platoon that is primarily responsible for Traffic Enforcement, Traffic Crash Investigations and Reconstruction, Traffic Calming and Safety Projects, Highway Interdiction, School-Based Programs and D.A.R.E. Training, Community Resource and Crime Prevention, and Downtown Parking Enforcement. Other responsibilities that fall under this Division include:

- 24/7/365 Service
- Calls for Service / First Responders
- Proactive and Preventative Patrols
- Call Follow-ups
- Customer Service Visitations
- Canine Activity
- Bicycle Unit
- Explorers Post
- Traffic Control
- Warrant Service
- Business and Neighborhood Checks
- Assistance to Other Agencies
- Special Response Team
- Honor Guard Detail
- Case Investigations
- Part-Time and Reserve Officer Program

The Officers work in partnership with many local organizations to include Communities in Schools, the Chamber of Commerce / Economic Development, the LINK Center / West End Community, Lenoir Housing Authority, Community Management Corporation, McLeod Center, UNC Healthcare, United Way, LEOs, Shelter Home, Robin’s Nest Child Advocacy Center, Hospice, Soup Kitchen, Take 25 Initiative, Governor’s Highway Safety Initiative, Foothills Radio Broadcasting, and the county’s televised broadcast station. Additionally, they play a large role in raising money for the Special Olympics, Crime Stoppers, Explorers Post, DARE, Christmas for Children, and Book Bags for Kids (a program to help purchase school items for children-in-need).

A number of programs and opportunities are available throughout the year for the public:

- Citizens Police Academy
- National Night Out
- Child Restraint
- Community Watch
- Self-Defense
- Facility Tours
- Security Checks
- Safety Fairs
- Citizens Canine Academy
- Bicycle Safety
- Identity Theft & Internet Security
- Crimes Against the Elderly
- Internship
- Gang Awareness
- Child Safety & Free Identification Kit
- Community Walks / Meetings

The Officers of the Lenoir Police Department are striving to do their duties to the letter of the law; they are working diligently to make Lenoir’s citizens and visitors feel safe and better informed.

## Patrol Field Operations

<b>Patrol Field Operations</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
Drug-Related Arrests by Patrol Officers	224	272	297	315
Alcohol-Related Arrests by Patrol Officers	232	276	248	182 <sup>7</sup>
Assistance to Other Agencies	267	217	243	253
Illegal Narcotics Seized	\$11,663	\$13,256	\$22,881	\$ 35,216
Cash & Property Seized	\$93,531	\$31,307	\$25,838	\$ 34,258
Vehicles Seized	\$13,300	\$34,600	\$31,860	\$ 55,000

<b>Officer Initiated Activity</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
Property Checks	10,882	15,906	17,767	21,367
Call Follow-ups	728	829	615	642
Code 5s	1,196	1,905	1,463	1,913
Self-Initiated Traffic Stops	3,919	5,690	6,432	4,989
Suspicious Vehicles	1,194	1,414	2,016	1,933
Suspicious Persons	596	623	660	564
Field Contacts	59	213	217	167

<b>Calls for Service</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
Warrants Served	1,611	2,448	2,577	2,102
Response to Burglar and Bank Alarms	1,593	1,832	1,708	1,764
Stranded Motorist Assists	860	845	831	721
Domestic Disputes	740	753	791	825
Civil Disputes / Disturbances	525	452	415	432
Traffic Accidents Investigated	1,221	934	1,017	1,203
Checking Suspicious Person and Vehicles	3,084	1,416	1,410	1,347
Animal Complaints / Dogs at Large	410	381	462	380
Loud Music / Loud Noise Complaints	312	277	256	234
Larcenies	800	622	548	589
Shots Fired / Armed Subject Responses	30	117	97	88
Robbery Responses	14	25	17	11
All other calls for service	10,113	13,395	14,613	15,121
<b>Total Calls for Service</b>	<b>21,313</b>	<b>23,497</b>	<b>24,742</b>	<b>24,143</b>

<b>Involuntary Commitments</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
	98	153	111	104

<sup>7</sup> This figure includes 70 DWI arrests in 2015 compared to 82 reported in 2014, 68 reported in 2013, and 49 in 2012.

**Police Activity by Race**

**January – December 2015**

Activity	White – Total	Black – Total	Other – Total	White - %	Black - %	Other - %	Total
On View	629	124	8	83%	16%	1%	761
Order for Arrest	430	125	12	76%	22%	2%	567
Warrant for Arrest	465	145	5	76%	24%	.8%	615
Summons	164	48	0	77%	23%	0	212
True Bill	30	17	0	64%	36%	0	47
<b>Total Arrests</b>	<b>1,718</b>	<b>459</b>	<b>25</b>	<b>78%</b>	<b>21%</b>	<b>1%</b>	<b>2,202</b>
Traffic Stops	3,852	563	40	86%	13%	1%	4,455
Use of Force	35	13	2	70%	26%	4%	50

**Overdoses, Suicides and Unattended Deaths**

January – December 2015	Total
<b>Overdoses</b>	<b>40<sup>8</sup></b>
<b>Attempted Suicides</b>	<b>10</b>
Attempted with a Knife	4
Attempted with a Gun	1
Attempted by Cutting Wrist	3
Attempted with Prescription Medication	2
<b>Unattended Deaths</b>	<b>34</b>
Natural Causes	24
Overdoses	3
Unknown	7
<b>Suicides</b>	<b>5</b>
Used Gun	5

<sup>8</sup> This number includes the 3 Overdose Cases under Unattended Deaths and 3 Overdose Cases under Unknown.

## Canine Activities

Canine Activities	2012	2013	2014	2015
Total Tracks	170	11	31	23
Tracks Leading to Apprehension	23	4	10	8
Total Building Searches	15	12	12	27
Total Narcotics Searches	98	92	123	192
Total Narcotics Seized ( <i>Street Value</i> )	\$22,103	\$43,835	\$57,639	\$114,602
U.S. Currency Seized	\$16,664	\$4,019	\$1,203	\$31,017
Call Outs from Home / Demos	8 / 16	1 / 20	2 / 23	9 / 23

## Extra Duty Activities

Officers are regularly involved in activities that are in addition to their regularly assigned responsibilities and outside of their current work schedules. The majority of these activities consist of peacekeeping missions that are funded through private parties. Examples include security for public housing facilities, fairgrounds events, and other operations that pose potential security risks for the sponsors. Our partnerships with the various organizations that pay for off-duty police services are critical to the overall management of police activities and resources. Without their assistance, our on-duty staff would often be overwhelmed with calls for service.

Listed below is a breakdown of the monthly extra-duty projects and the man-hours involved for the last 4 years:

Month	# of Projects 2012	# of Projects 2013	# of Projects 2014	# of Projects 2015	Man-Hours Involved 2012	Man-Hours Involved 2013	Man-Hours Involved 2014	Man-Hours Involved 2015
Jan	26	25	39	40	278.00	323.00	314.00	328.00
Feb	28	32	55	38	269.50	255.00	308.00	325.00
Mar	31	46	65	54	355.50	350.50	343.00	470.00
Apr	36	48	45	50	392.00	353.00	265.00	429.00
May	34	52	47	51	391.50	347.50	263.50	426.00
Jun	33	43	53	49	377.50	340.00	290.00	440.00
Jul	29	53	53	59	306.50	383.00	291.00	463.00
Aug	35	47	53	54	344.00	349.50	290.00	503.00
Sep	38	34	40	44	735.50	300.00	235.00	322.00
Oct	52	46	49	67	452.00	353.50	282.00	465.00
Nov	45	36	50	52	382.50	312.00	296.00	430.00
Dec	43	31	34	58	377.00	275.00	192.00	395.00
<b>Total</b>	<b>430</b>	<b>493</b>	<b>600</b>	<b>622</b>	<b>4,661.50</b>	<b>4,209.50</b>	<b>3,526.50</b>	<b>5,102.00*</b>

Our numbers went up in 2015 due to taking on a full year of McLeod Center and Brushy Mountain Builders, which started in March. Lenoir Housing Authority numbers increased from the previous year as well.

Various events not included in these numbers (due to being paid by the city), include the 3-day BBQ Festival, Blackberry Festival, Halloween Neighborhood Patrol, NC State Fair, GHSP, bait car, marathon races, downtown marches, Holiday Shield, Christmas Festival and Christmas Parade.

\* *It should be noted that the 5,102 figure for man hours is the equivalent of 2.34 full-time officers working regular duty schedule for one year.*

## Incident and Arrest Comparison for Community Crimes

Incident Comparison for Community Crimes	2012	2013	2014	2015
Aggravated Assault	28	24	29	22
Arson	3	1	3	1
Breaking and Entering	232	186	211	171
Breaking & Entering to Auto with Larceny	98	77	79	109
Damage to Personal & Real Property	205	195	166	168
Forgery & Uttering	5	13	6	4
Identity Fraud	11	10	9	14
Larceny	556	543	469	480
Motor Vehicle Theft	49	33	31	37
Murder	0	3	1	2
Obtaining Property or Money by False Pretense	47	48	42	50
Rape	2	0	1	3
Robbery	17	21	13	12
Sexual Assault	33	29	15	28
<b>Total Incident Comparison for Community Crimes</b>	<b>1,286</b>	<b>1,183</b>	<b>1,075</b>	<b>1,101</b>

Arrest Comparison for Community Crimes	2012	2013	2014	2015
Aggravated Assault	55	53	34	47
Arson	0	3	0	1
Breaking and Entering	34	47	45	35
Breaking & Entering to Auto with Larceny	3	5	8	11
Damage to Personal & Real Property	62	99	92	77
Forgery & Uttering	7	14	85	8
Identity Fraud	0	0	1	5
Larceny	230	370	350	340
Motor Vehicle Theft	0	3	7	9
Murder	0	3	1	2
Obtaining Property or Money by False Pretense	24	41	56	26
Rape	1	1	1	2
Robbery	10	7	5	9
Sexual Assault	5	7	8	5
<b>Total Arrest Comparison for Community Crimes</b>	<b>431</b>	<b>653</b>	<b>693</b>	<b>577</b>

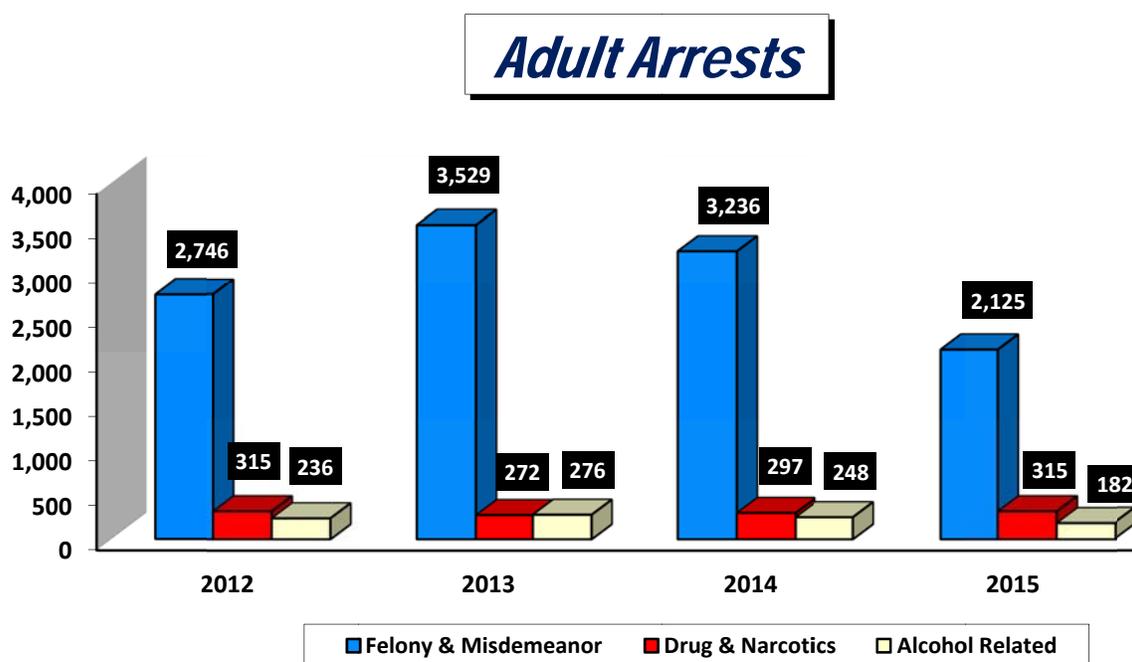
## Summary of Charges

Adult Arrest Charges	2012	2013	2014	2015
Total Felony and Misdemeanor	2,746	3,529	3,236	2,125
Drug / Narcotics	315	272	297	315
Alcohol Related	236	276	248	182

Drug / Narcotics and Alcohol Related charges have been broken down separately to reflect these specific charges and have been included in the totals reported for Felony and Misdemeanor charges (consists of charges made by both Patrol Officers and Detectives).

Juvenile Arrest Charges <sup>9</sup>	2012	2013	2014	2015
Total Juvenile Arrest Charges	12	22	15	10

Traffic Charges	2012	2013	2014	2015
Total Traffic Related Citation Charges	2,518	3,491	3,701	3,071
Total Warning Ticket Citations <sup>10</sup>	603	1,383	1,524	1,368



<sup>9</sup> Includes juveniles less than 16 years of age.

<sup>10</sup> Warning Tickets are non-punitive and are given as a courtesy by officers for minor infractions. They are not reportable to the Criminal Justice System.

## Drug and Alcohol Violation Charges

Drug Violation Charges	2012	2013	2014	2015
Conspiracy (Drug)	0	0	0	1
Conspiring to Sell or Deliver Marijuana	1	0	0	0
Conspiring to Sell, Deliver or Traffic Schedule II Controlled Substance	0	1	0	11
Conspiring to Sell or Deliver Schedule III Controlled Substance	0	1	1	0
Deliver Schedule IV Controlled Substance	0	0	10	5
Inhale fumes for purpose of intoxication	0	0	0	1
Maintaining a Vehicle or Dwelling for Controlled Substance	33	41	47	30
Manufacture of Methamphetamine	0	6	9	1
Manufacture of Schedule I Controlled Substance	1	0	0	0
Manufacture of Schedule II Controlled Substance	4	6	5	5
Manufacture of Schedule VI Controlled Substance	5	6	4	3
Manufacture sell deliver possess C/S on or near playground	0	0	0	1
Possessing a Controlled Substance on a Penal Institution	1	3	5	2
Possessing and/or Distributing Methamphetamine Precursor	0	1	1	0
Possessing and/or Distributing Precursor Chemical	0	0	1	0
Possession of Drug Paraphernalia	95	155	133	146
Possession of Methamphetamine	3	21	21	23
Possession of Schedule I Controlled Substance	0	0	1	2
Possession of Schedule II Controlled Substance	26	53	33	45
Possession of Schedule III Controlled Substance	8	11	7	5
Possession of Schedule IV Controlled Substance	12	30	26	31
Possession of Schedule V Controlled Substance	0	1	1	1
Possession of Schedule VI Controlled Substance	63	77	63	58
Possession w/ Intent to Manufacture Schedule II Controlled Substance	0	0	3	2
Possession w/ Intent to Manufacture Schedule II Counterfeit Controlled Substance	0	0	0	1
Possession w/ Intent to Manuf./Sell and/or Deliver Schedule II Controlled Substance	9	16	13	14
Possession w/ Intent to Manuf./Sell and/or Deliver Schedule III C/S	0	0	0	1
Possession w/ Intent to Manuf./Sell and/or Deliver Schedule IV Controlled Substance	3	0	7	7
Possession w/ Intent to Manuf./Sell and/or Deliver Schedule VI Controlled Substance	14	5	5	5
Possession w/ Intent to Manuf./Sell and/or Deliver Methamphetamine	0	1	0	0
Possession w/ Intent to Sell and Deliver Schedule VI Controlled Substance	0	3	1	3
Possession w/ Intent to Sell or Deliver Schedule II Controlled Substance	8	7	10	5
Possession w/ Intent to Sell or Deliver Controlled Substance 1000ft. of School	0	2	2	0
Possession w/ Intent to Sell Schedule II Controlled Substance	4	0	7	1
Practitioner/Other Dispensing a Controlled Substance	1	0	0	0
Sell or Deliver Schedule I Controlled Substance	1	0	1	1
Sell or Deliver Schedule II Controlled Substance	8	14	5	7
Sell or Deliver Schedule IV Controlled Substance	1	0	1	0
Sell or Deliver Schedule VI Controlled Substance	4	4	0	0
Trafficking by Possession	2	0	0	0
Trafficking by Transportation	2	0	1	0
Trafficking in Cocaine	0	0	2	8
Trafficking in Heroin or Opium	8	15	7	9
Trafficking in Methamphetamine	0	1	2	2
Trafficking Opiates by Sell & Delivery	0	0	1	0
<b>Total Drug Violation Charges<sup>11</sup></b>	<b>317</b>	<b>481</b>	<b>436</b>	<b>437</b>

<sup>11</sup> Adult drug and alcohol violation charges reflect charges for individuals 16 years and older.

<b>Alcohol Related Violation Charges</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
Aiding and Abetting Driving While Impaired	0	0	0	1
Allowing Consumption of Alcohol without a Permit	0	1	0	2
Consuming at an Off Premise Establishment	1	1	2	3
Consuming by an Underage Person	17	11	15	12
Consuming in a City Park and/or Public Roadway	1	1	2	2
Consuming While Driving	2	0	0	0
Driving While Impaired	49	68	82	70
Drunk and Disruptive	29	29	34	28
Habitual Impaired Driving	0	0	1	0
Hold Until Sober	143	145	98	46
Manufacture Liquor without a Permit	0	2	0	0
Open Container in Vehicle	0	0	3	6
Possess/Purchase Alcohol to Underage Person	0	1	0	0
Possess/Purchase Malt Beverage or Unfortified Wine to Underage Person	3	1	0	1
Possess/Purchase Spirituous Liquor or Fortified Wine to Underage Person	4	3	0	0
Possess/Sale Non Taxed Alcoholic Beverage	1	4	0	1
Possession of an Open Container in a Vehicle	7	2	0	0
Public Consumption	2	0	0	0
Sell Alcohol <21 Years	0	0	2	9
Sell or Give Fortified Wine & Spirituous Liquor or Mixed Bev. to Underage Person	2	0	0	0
Sell or Give Unfortified Wine and/or Malt Beverage to an Underage Person	4	5	5	4
Sell/Possess Equipment or Ingredients to Manufacture Alcohol	0	3	0	0
<b>Total Alcohol Related Violation Charges<sup>11</sup></b>	<b>265</b>	<b>277</b>	<b>244</b>	<b>186</b>



*Traffic Officers attended the GHSP State Fair (October 2015)*

## Traffic Crash Summary

<b>Traffic Crashes</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>% Change</b>
Crashes with Injuries	198	136	154	202	31%
Crashes with Property Damage Only	839	919	863	1,001	16%
<b>Total Traffic Crashes</b>	<b>1,037</b>	<b>1,055</b>	<b>1,017</b>	<b>1,203</b>	<b>18%</b>

<b>Crashes w/ Fatalities, Pedestrians and Hit &amp; Runs<sup>12</sup></b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>% Change</b>
Crashes with Fatality	1	1	1	1	0%
Crashes with Pedestrians Injured	11	8	5	13	160%
Hit and Runs	120	123	135	161	19%

There was 1 fatality for the year 2015; a pedestrian was involved (listed below):

<b>Month</b>	<b>Location of the Fatality</b>	<b>Parties Involved</b>	<b>Fatality</b>
July	Sunset St	Pedestrian/Passenger Car/Passenger Car (Pedestrian & Two Vehicles)	1 Pedestrian

<b>Total property damage for all crashes over last 4 years</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
	\$2,478,687	\$2,839,674	\$2,460,360	\$3,148,794

<b>Top 5 Crash Locations in 2015</b>		<b>Top 5 Contributing Circumstances</b>	
Blowing Rock Blvd / Seehorn	33	Inattention	236
Blowing Rock Blvd / Hospital Ave	27	Improper Backing	191
Blowing Rock / Greenhaven / Nuway	24	Failure to Reduce Speed	167
Morganton Blvd / Harper Ave / Loop	13	Failed to Yield Right of Way	121
Blowing Rock Blvd / Pennton Ave	11	Improper Turn	72

<sup>12</sup> These traffic crashes are included in the numbers in the table above.

## Parking Tickets

<b>Parking Tickets</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
Parking Tickets Issued	427	656	753	503
Handicap Tickets Issued	14	6	9	9
<b>Total Parking Tickets</b>	<b>441</b>	<b>662</b>	<b>762</b>	<b>512</b>

During 2015, Parking Enforcement issued 512 parking citations. During that same period, 399 were paid to the department.

## Records Deposits Made to General Fund

<b>Deposits<sup>13</sup></b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
General Fund	\$1,645	\$940	\$685	\$753
Parking Fines and Misc.	\$1,745	\$3,055	\$3,735	\$2,872
<b>Total Deposits</b>	<b>\$3,390</b>	<b>\$3,995</b>	<b>\$4,420</b>	<b>\$3,625</b>

During the year 2015, 1 parking permit was sold that generated \$120. 1 wheel lock was installed that generated \$50. These numbers are included in the table above.

It should be noted that the number of outstanding parking tickets since the year 2013 was 433, which amounted to \$3,775.00 in outstanding fines that have not paid and are due to the City of Lenoir. The department is looking into ways to increase the collection of these fines.

## Administrative Activities

<b>Administrative Activities</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
Backgrounds Performed	17	6	32	20
ABC Permits	14	14	14	17
Weapons Permits (applications/approvals)	NC	1 / 0	0 / 0	0 / 0
Taxi Cab Applicants / Taxi Cab Inspections	3	8 / 6	5 / 1	0 / 0
Wrecker Applications / Wrecker Inspections	5	1 / 6	0 / 5	0 / 5

On October 15, 2013, City Council passed Ordinance 13-6 for Weapons Permits to dispatch nuisance animals when a real threat to property, health, and/or safety exists; therefore, NC is used to denote that data was not captured for that year.

The sole cab company for Lenoir, Yellow Cab, went out of business in 2014. No taxi cab business existed in Lenoir during the year 2015.

<sup>13</sup> General Funds is comprised of all fees collected for report copies, audio/video recordings, and RMS/CAD queries. Parking Fines is comprised of all fees collected for parking tickets, wheel locks, and parking permits.

## Criminal Investigations

The Investigations Division is comprised of one Captain, one Lieutenant, two Sergeants, five General Case Investigators, three Narcotics / VICE Investigators, and one Investigator assigned to nuisance abatement. The section also has a fully trained and certified Polygraph Examiner who utilizes in-house equipment for tests related to Lenoir Police criminal and pre-employment investigations, as well as investigative requests by outside agencies.

Investigators specialize in white collar crime, cyber-crime, property crime, crimes against persons, sex crimes and narcotics crime. Many investigations are lengthy and time consuming and force investigators to manage heavy caseloads with sometimes minimal resources. Over the past year, Lenoir Police Investigators have worked closely with numerous agencies to meet the obligations and responsibilities of their assignment, including:

- Federal Bureau of Investigation
- United States Secret Service
- United States Postal Inspector's Office
- United States Immigrations and Customs Enforcement Agency
- United States Attorney General's Office
- North Carolina State Bureau of Investigation
- North Carolina Army National Guard
- Homeland Security Investigations
- As well as several other local, state and federal agencies

Investigators were heavily involved in organizations and groups throughout the City of Lenoir during the year in an effort to improve the quality of life for its citizens. Investigators were routinely involved with:

- Caldwell County Department of Social Services
- Caldwell County Shelter Home
- 25<sup>th</sup> Judicial District Habitual Felon Task Force
- Caldwell County Child Protection / Child Fatality Prevention Team
- Juvenile Justice Council
- North Carolina Information Sharing and Analysis Center (NC ISAAC)
- Lenoir / Caldwell County Crime Stoppers
- Caldwell County Police Executives Association
- Robin's Nest Child Advocacy Center
- Regional Organized Crime Information Center
- Money Laundering Task Force
- Toys for Tots
- As well as several other civic, school and church based organizations

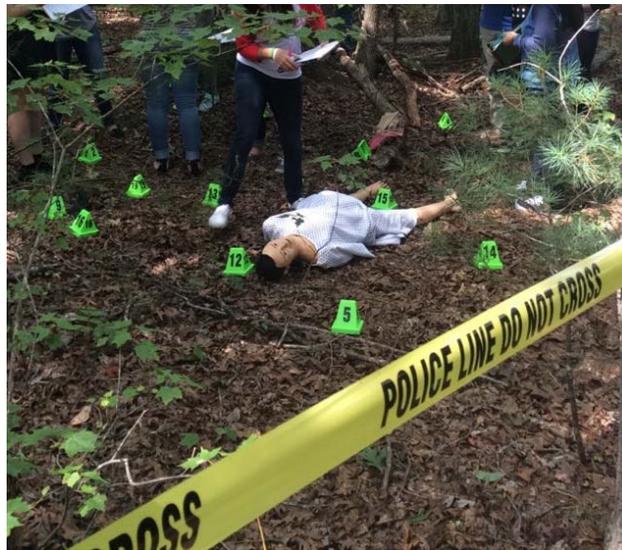
Investigators and Patrol Officers work together to address criminal activity within the City of Lenoir. They continue to work toward effective communication both inside the agency and with the citizens. They regularly coordinate with local media to recognize important crime trends and implications, as well as offer ideas for preventing future incidents.

## General Investigations - Case Assignments

Case Assignment Statistics	2012	2013	2014	2015
Cases Cleared by Arrest <sup>14</sup>	38	54	60	74
Cases Cleared Exceptionally <sup>15</sup>	60	85	86	99
Cases Cleared Leads Exhausted <sup>16</sup>	294	240	281	424
Cases Cleared <sup>17</sup>	86	72	55	62
Active Cases <sup>18</sup>	57	76	68	62
Cases Determined to be Unfounded <sup>19</sup>	60	68	94	94
<b>Total Cases</b>	<b>595</b>	<b>595</b>	<b>644</b>	<b>815</b>

Investigations Division Activity	2012	2013	2014	2015
Arrests	116	47	26	55
Recovered Property	\$31,482	\$113,816	\$107,986	\$184,424
Polygraph Examinations Given	18	9	5	4
Forensic Interviews	54	39	21	23

*It should be noted that Evidence took in 3,426 items during the year and disposed of 1 item. The total number of items in evidence inventory as of 12/31/15 is 29,672.*



*Mock Crime Scene for HHS Forensics Class (Aug. 2015)*

<sup>14</sup> Cleared resulting in the arrest of an offender to include those arrests made by Patrol Officers and agencies outside of the department; whereas, the number of arrests/charges under Investigation Division Activity table are those directly made by department investigators.

<sup>15</sup> Cleared by one of the following: 1) death of the offender; 2) victim refused to cooperate; 3) prosecution declined; 4) extradition declined; 5) cleared by locating (missing person or runaway only); or 6) cases transferred to another agency due to location of incident.

<sup>16</sup> Indicates the case will no longer be investigated. The case has not been solved, but it has been determined that further investigation is not merited.

<sup>17</sup> Indicates the case has been cleared (solved). To solve a case, it has been determined that no crime was actually committed or the identity of the offender has been established. These include: 1) Pending Indictments; 2) Indictments Issued but not served; 3) Warrants issued but not served; or 4) Juvenile Petitions issued but not served.

<sup>18</sup> Leads are still being developed.

<sup>19</sup> The reported crime did not occur.

## Narcotics Investigations

During the year 2015, the Narcotics Unit opened 97 cases involving local, state and federal agencies. Officers continued to assist agencies in various counties, providing support in undercover roles, surveillance, search warrant executions, and buy-bust operations. In turn, officers from outside Lenoir continued to provide assistance and support whenever needed for investigations inside Lenoir.

Members of the Narcotics Unit attended annual training in order to stay abreast of current trends and strategies in combating drug trafficking. The trend of criminal activity involving prescription medications continues to grow. Narcotics officers have noted an increase of illegal use of prescription medications by known drug users, and known drug traffickers.

Officers of the Narcotics Unit also received training to assist them in identifying gangs and gang members. As the presence of gangs in the City of Lenoir continues to grow, the Narcotics Unit continues to learn new strategies to prevent them from getting a strong hold in our area.

The Narcotics Unit continues to participate in community-based meetings to help both the Narcotics Unit and the Community better identify problem areas.

Narcotics	2012	2013	2014	2015
Arrests / Charges (64 arrests consisting of 120 charges)	71 / 137	82 / 146	59 / 135	64 / 120
Arrests / Charges while Assisting other Agencies	3 / 3	0 / 0	0 / 0	0 / 0
Illegal Narcotics Seized	\$45,939	\$62,842	\$66,123	\$441,265
Illegal Narcotics Seized while Assisting other Agencies	\$43,322	\$100	\$478,235	\$3,787,233
Cash & Property Seized	\$17,623	\$6,989	\$43,242	\$318,004
Cash & Property Seized while Assisting other Agencies	\$300	\$0	\$1,667	\$197,735
Vehicle Seizures	1	0	3	0
Total Assists / Joint Investigations	16	3	14	17
Cases Opened / Initiated	134	157	129	97



*A new brand of MDMA / Ecstasy pills were seized in June 2015, also known as “Orange Tesla”. They are said to be 2.5 or 3 times more potent as others on the market at this time.*

## Narcotics Confiscated Amounts

For the Year*	Cocaine Powder (GR)	Crack Cocaine (GR)	Marijuana (GR)	Meth (GR)	Pills (DU)	Heroin (GR)	Bath Salts (GR)	MDMA <sup>20</sup> (GR)
2012	60.1	67.2	3,406.6	4.2	356	-	<sup>21</sup>	NC
2013	61.8	224	384.4	355.8	1,117	-	-	.5
2014	51.6	97.11	731.5	195.6	558	4.7	-	12
2015	3,254	117.6	2,309	318.8	596	1.5	-	-

\* In addition to the figures in the table above for the year 2015, 9 Marijuana plants were confiscated as well as 9 dosage units of Orange Tesla, a higher grade of MDMA. The total value of all narcotics seized was \$441,265.

Narcotics Confiscated Amounts are from Lenoir Police Department only; no outside agency assists were included in these numbers.

The Lenoir Police Department Narcotics Unit has been heavily involved in joint drug task force operations targeting significant drug traffickers in Ashe, Allegheny, Caldwell, Watauga, and Wilkes Counties. Defendants have been prosecuted federally in connection with these types of investigations.

## Nuisance Abatement Cases

Nuisance Abatement continues to be a priority for us. We have started assigning these cases to more officers to work. It is our belief that the more people we have working on this the more impact it will have on our city.

Assignment Statistics - 2015	Active	Closed	Total
Junk & Debris	4	34	38
Miscellaneous	0	6	6
Abandoned / Junk Vehicles	1	7	8
Tall Grass / Vegetation	6	70	76
Graffiti	0	0	0
Health & Safety	0	8	8
<b>Total Cases</b>	<b>11</b>	<b>125</b>	<b>136</b>

<sup>20</sup> MDMA (methylenedioxyamphetamine), better known by the street name of Ecstasy or Molly, was captured in 2013. It appeared to be on the rise and felt like needed to be tracked going forward. NC is used to denote that data was not captured for these years.

<sup>21</sup> 72 grams of Bath Salts (MDPV or Methylenedioxypropylvalerone) was captured in 2011; however, no seizures have been reported since.

## Crime Stoppers Activities

Crime Stoppers Statistics	2012	2013	2014	2015
Calls Received	285	331	322	350 <sup>22</sup>
Total Arrests / Charges	23 / 76	31 / 77	24 / 74	13 / 36
Illegal Narcotics Recovered	\$4,975	\$335	\$11,884	\$141,233
Stolen Property Recovered	\$4,807	\$17,658	\$114,518	\$3,300
Rewards Paid	\$4,000	20 / \$7,450	18 / \$3,300	9 / \$1,300
Crime of the Week Press <sup>23</sup>	219	180	68	22

The Lenoir Police Department Investigations Division houses the Lenoir / Caldwell Crime Stoppers Coordinator position. It is the Coordinator's responsibility to make sure that the information from informants is relevant to the solving the case(s) and amply rewarded for their assistance. The Coordinator is also responsible for keeping statistics and ensuring the organization runs in a successful manner.

- Lenoir / Caldwell County Crime Stoppers attended the North Carolina State Crime Stoppers annual Conference held in Dillsboro, North Carolina.
- Lenoir / Caldwell County Crime Stoppers held their annual fundraising golf tournament in May at Lenoir Golf Club.
- Lenoir / Caldwell County Crime Stoppers instructed a program during the annual "Citizen's Police Academy" in May held at the Lenoir Police Department.
- Lenoir / Caldwell County Crime Stoppers continued their support of "Campus Crime Stoppers" at West Caldwell and Hibriten High Schools.
- Lenoir / Caldwell County Crime Stoppers attended "National Night Out Against Crime" in downtown Lenoir in October.
- Lenoir / Caldwell County Crime Stoppers sent representatives to attend the North Carolina State Crime Stoppers Association Board meetings.
- Lenoir / Caldwell County Crime Stoppers have three Board Members currently sitting on the North Carolina State Crime Stoppers Association Board.
- Lenoir / Caldwell County Crime Stoppers have one Board Member currently sitting on the Southeastern Crime Stoppers Association Board.
- Lenoir / Caldwell County Crime Stoppers Board Members taught classes at the North Carolina Justice Academy in Edneyville.

<sup>22</sup> This is the largest number of calls (tips) received since 2010. This year, Crime Stoppers helped seize \$141,233 in narcotics and \$3,300 in stolen property (a total of \$144,533 in recovered/seized property), which constitutes a ratio of \$111.17 recovered for every dollar spent in rewards.

<sup>23</sup> Crime of the Week Press only captures Lenoir Police Department activity.

## School and Community Resource

The School Resource Officer (SRO) fulfills three primary roles within their school community. The first role established is that of a police officer, with a mission of keeping order on campus, with the legal authority to arrest if required. These aspects of the officer's role are important, for without order, learning cannot take place. In the event of criminal activity on campus, the SRO's ability to intervene immediately can in some cases make the difference between life and death. Secondly, the officer is a resource to teachers in areas of law enforcement that have classroom applications, such as traffic laws, drug laws and law related educational topics. Finally, the officer can and does play the role of counselor and can frequently use their network of contacts with other school and community resources to help address various social problems faced by students.

The School Resource Officer Program for the City of Lenoir had its beginning in the fall of 1994, when the Lenoir Police Department formed a community partnership with Hibriten High School. This partnership utilized police officers that were assigned to the patrol district in which Hibriten High School was located, to patrol the campus on foot during peak activity times, as other calls for service permitted.

In August of 1995, this partnership expanded to encompass the Caldwell County Board of Education, which joined the police department with joint financing of a full-time School Resource Officer for Hibriten High School. During the 2008/2009 school year, the Caldwell County Board of Education agreed to pick up 100% of the financing for the School Resource Officer at William Lenoir Middle School, with D.A.R.E. (for elementary students) being picked up by a newly created "Community Resource Officer" position paid through the police department. Responsibilities of the SROs include: investigation of criminal activities and incidents; enforcement of laws; traffic control; campus parking permit control; teaching law related education; coordinating the security for school events; interacting with faculty and students to promote mutual respect between the school and law enforcement; and providing counseling for personal, scholastic, family, or law related problems.

The **School Resource Officer** for Hibriten High School (HHS) was **Chris Bumgarner**. He instructed the D.A.R.E. curriculum to 219 high school students, conducted numerous classroom presentations on topics such as impaired driving, constitutional law, arrest/search/seizure, and discussed law enforcement as a career with business law students. 29 Incident reports were handled at HHS. **John Gibson** was the School Resource Officer for William Lenoir Middle School. He instructed 170 D.A.R.E. students, filed 29 reports, and had 115 calls for service for the year. Officer Gibson was a member of the Student Services Team, conducted lock-down training with staff, had 2 drills, and reported numerous counseling and verbal coaching moments.

The **Community Resource Officer** for the year was **Scott Kanupp**, who taught D.A.R.E. to 284 5<sup>th</sup> grade students in the city's 5 elementary schools. He was involved in 2 medicine drop campaigns, 1 community walk, 2 public community meetings (where citizens engage city officials), 8 neighborhood watch programs, and 6 new emergency action plans.

Members of the Community Resource Platoon assisted in a number of events and organizations throughout the year to include: Take 25 at Crawdads Stadium, Fire/Life Safety, Take-a-Kid Fishing, Rotary Christmas Festival, Bass Fishing, Softball and Golfing Tournaments for D.A.R.E., Book Bags for Kids, Careers in Focus, Governor's Highway Safety Initiatives, Safe Kids, Bike Safety, CUFFS, Special Olympics, Community in Schools, Crisis Management Team, Child Safe Seat Checks, Crime Prevention programs, Job Fairs, Safety Classes, School Events, Lockdown Drills, Child Identification, Food Drive, Downtown Events, TV and Radio Spotlights, and Building Tours.

# **D.A.R.E.** Program

The D.A.R.E. Program (Drug Abuse Resistance Education) of the Lenoir Police Department completed its 25<sup>th</sup> year in 2015. In 2013, the D.A.R.E. Curriculum was implemented at Hibriten High School and back at William Lenoir Middle School. Caldwell County is one of the few counties to offer the D.A.R.E. Program in all three elementary, middle and high school curriculums. The department's 2 School Resource Officers and Community Resource Officer are all certified as D.A.R.E. instructors. Between them, a total of 673 students received D.A.R.E. instruction.

## **Lenoir Police Explorers Post**

The Lenoir Police Department is home to Explorer Post 246, sponsored through the Boy Scouts of America. The purpose of the program is to introduce young adults age 14-20 to various aspects of law enforcement. Explorers attend bi-monthly meetings where they participate in training conducted by sworn law enforcement officers. In return, Explorers provide services to the department and the city during community activities and public events.

The purpose of the Post is to familiarize Explorers with methods and attitudes of law enforcement. Not all Law Enforcement Explorers are interested in law enforcement as a career, but the training they receive in leadership and responsibility will help prepare them for any profession.

The Post is supervised by police officers and support staff called advisors. The Post itself is run by an Explorer Captain and Sergeant.



*Explorers assist during the Downtown Rotary Christmas Festival (Nov 2015)*

# Training

This report should serve to document and describe the department's in-service educational activity by providing a detailed list of training conducted and the hours involved:

**Communications/Records: 187 contact hours**

*Bloodborne Pathogens & Haz-Mat*  
*Crisis Negotiation for Tele-Communicators*  
*DCI Re-Certification*  
*DV Teen Dating for Tele-Communicators*  
*Emotional Survival for Tele-Communicators*  
*Fire Extinguisher Training*  
*Interpersonal Communications for Tele-Communicators*  
*Law Enforcement Intelligence for Tele-Communicators*  
*Missing Abducted Child for Tele-Communicators*  
*Tactical Dispatch for Tele-Communicators*

**Incident Command System: 14 contact hours**  
*FEMA IS100, IS200, IS700 and IS800*

**Instructor Training: 207 contact hours**

*Coordinator In-Service Instructor Course*  
*Firearms Instructor Conference*  
*Less Lethal Instructor*  
*NCJA Firearms Instructor Conference*  
*Specialized Drivers Instructor Prequalification*  
*Specialized Physical Fitness Update*  
*Taser Instructor Training*  
*2016 In-Service Instructor Update*

**Criminal Investigations: 784 contact hours**

*ABC Inspections Training*  
*Background Investigation*  
*Child Abuse Symposium*  
*Child Death Investigation*  
*Crime Scene Investigation*  
*Crime Prevention Conference*  
*Documenting Child Mal-Treatment*  
*Financial Crime Investigation*  
*Identification of Fraudulent NC Driver's License*  
*Interview and Interrogation*  
*Management Development Program*  
*Narcotics Investigation Training*  
*NC Homicide Investigations Association Conference*  
*Police Law Institute*  
*Property Room Management*  
*Sexual Assault Investigation*

**K-9 In-Service Training: 568 contact hours**

*K-9 Certifications & In-Service*  
*K-9 Handler Course*  
*K-9 Handler Instructor Course*  
*Police Dog Handling Techniques*  
*Police K-9 Legal Update*

**Field Training:**

**2,041 contact hours**

*Seth Byland, Jennifer Gonzales, Kenneth Ramsey, Jorge Jarquin  
Zachary Wickline, Thomas Gunnells, Sarah Bryant, Cody Walsh*

**Non-Specific Training:**

**338 contact hours**

*Basic Law Enforcement Training  
Chemical Agents and Specialty Munitions  
Customer Service  
Orientation  
Law Enforcement Chaplaincy Training  
The Bulletproof Mind*

**Patrol Training:**

**4,289 contact hours**

*Active Shooter Overview  
Annual Report  
Alcohol Screening Test Device  
Basic Anti-Terrorism  
Basic Child Passenger Safety Certification  
Beanbag Certification  
Bloodborne Pathogens & Haz-Mat  
Body Worn Cameras  
CJ Leads  
Code Enforcement  
Combat Counter Measures  
Combat Firearms  
DCI Certification & Re-Certification  
Documenting Force  
Domestic Violence Training  
Drivers Training – Classroom and Practical  
Emotional Survival  
Field Training Officer School  
Fire Extinguisher Training  
Firearms Classroom & Qualification  
First Five Minutes  
Hostage Negotiations for the First Responder  
Intoxilyzer Certification & Re-Certification  
Juvenile Minority Sensitivity Training  
Law Enforcement Update  
Legal Update  
Missing and Abducted Children  
Moped Registration Training  
OC Pepper Spray Certification  
Policy Review  
Pre-Assaultive Behaviors and Deceptive Behaviors  
Radar Certification & Re-Certification  
Responding to Crimes Off-Duty  
Standardized Field Sobriety Testing  
Surviving the First 3 Seconds  
Surviving Verbal Conflict  
Taser Update & Certification  
Traffic Crash Re-Construction  
Traffic Stop Criminal Interdiction  
Use of Force  
Verbal Judo*

**School Related:** **247 contact hours**

*Advanced School Resource Officer  
Crisis Intervention Training  
DARE Training Conference  
Helping Adolescents Cope with Loss  
NCSRO Training Conference  
School Resource Officer Training*

**Special Response Team Training:** **1,826 contact hours**

*Crisis Hostage Negotiations - Level 3  
In-Service Training  
Resolution of Barricaded Suspect and Hostage Rescue  
SWAT Legal Issues*

**Supervision/Management Training:** **162 contact hours**

*Chief's Conference  
FBI Command Institute for Law Enforcement Executives  
FBI Executive Leadership Institute  
FBI Supervisor Leadership Institute  
Managing Police Discipline  
Performance Evaluations  
Senior NCO Leadership*

**Total Structured Training Hours Received Department Wide:** **10,663 hours**

## **Professional Certificates**

In order to recognize the level of competence of law enforcement officers serving governmental agencies within the state, to foster increased interest in college education and professional law enforcement training programs, and to attract highly qualified individuals into a law enforcement career, the North Carolina Criminal Justice Education and Training Standards Commission established the Law Enforcement Officers' Professional Certificate Program. This program is a method by which dedicated officers may receive statewide and nationwide recognition for education, professional training and on-the-job experience.

The Lenoir Police Department currently has thirty-one officers who have received either their Intermediate or Advanced Law Enforcement Certificate, which on a percentage is 63% of all full-time sworn officers in the department. This percentage of Officer Certification earns the City of Lenoir a 7% discount on law enforcement liability insurance. Through continued education, training and retention of our existing employees, we hope to increase this number each year.

# **LENOIR POLICE DEPARTMENT**

**Protecting and Serving the Citizens of Lenoir**

**CITY OF LENOIR**  
**COUNCIL ACTION FORM**

**I. Agenda Item:**

Annexation Ordinance A#1-16.

**II. Background Information:**

A petition has been filed for a non-contiguous annexation for the Mt. Herman Variety Store, located at 2900 Freezer Locker Road (NC PIN 2768610582), and highlighted on the attached map. This parcel is currently located in the Town of Hudson's ETJ, but is closer to the City of Lenoir corporate limits (shown in red on the map). The property owner/petitioner has subdivided the property in order to request that only the business (Mt. Herman Variety) be annexed. The recommended zoning district for this parcel is B-2 (general business).

**III. Staff Recommendation:**

Approval of the annexation ordinance.

**IV. Reviewed by:**

**City Attorney:** \_\_\_\_\_

**Finance Director:** \_\_\_\_\_

**Planning Director:** \_\_\_\_\_

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF LENOIR, NORTH CAROLINA TO INCLUDE PROPERTY IDENTIFIED AS ALL OF LOT 1 IN PLAT BOOK 32, PAGE 1; AND PART OF THAT PROPERTY DESCRIBED IN DEED BOOK 310, PAGE 129, AND DEED BOOK 440, PAGE 109 OWNED BY VERA G. HAAS.**

WHEREAS, the Lenoir City Council has been petitioned under NCGS 160A-58, as amended, to annex the area described herein; and

WHEREAS, the Lenoir City Council has by resolution directed the City Clerk to investigate the sufficiency of said petition, **A#1-16**; and

WHEREAS, the City Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held in City Council Chambers at 6:00 O'clock P.M. on **the 1st day of March, 2016** after due notice by publication on **February 19, 2016**; and

WHEREAS, the Lenoir City Council further finds that the area described therein meets the standards for non-contiguous annexation of NCGS 160A-58.1; and

WHEREAS, the Lenoir City Council does hereby find as a fact that said petition has been signed by all the owners of real property in the area who are required by law to sign; and

WHEREAS, the Lenoir City Council further finds that the petition is otherwise valid, and that the public health, safety and welfare of the City of Lenoir and the area proposed for annexation will be best served by annexing the area described herein;

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Lenoir, North Carolina:

Section 1. By virtue of the authority granted by NCGS 160A-58, the non-contiguous territory described in Exhibit "A" is hereby annexed and made part of the City of Lenoir as of the **1<sup>st</sup> day of March, 2016**.

Section 2. Upon and after the **1<sup>st</sup> day of March, 2016** the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Lenoir and shall be entitled to the same privileges and benefits as other parts of the City of Lenoir. Said territory shall be subject to municipal taxes according to NCGS 160A-31(e).

Section 3. The Mayor of the City of Lenoir shall cause to be recorded in the office of the Register of Deeds of Caldwell County, and in the office of the Secretary of State of Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 hereof, together with a duly certified copy of this ordinance.

**Adopted this the 1<sup>st</sup> day of March, 2016. Effective the 1<sup>st</sup> day of March, 2016.**

\_\_\_\_\_  
Joseph L. Gibbons

Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Shirley M. Cannon  
City Clerk

\_\_\_\_\_  
Edward H. Blair, Jr.  
City Attorney

EXHIBIT "A"  
Annexation Ordinance A#1-16

Description for the Vera G. Haas survey - Lot 1, 0.91 ac

Commencing at the Fire Hydrant located on the SW side of Freezer Locker Rd., (SR 1715), and proceeding thence N 22°56'32" W, a distance of 138.09' to the POINT OF BEGINNING;

The Point of Beginning being an unmarked point in the center of Freezer Locker Rd., the westernmost corner of the Cynthia H. Price, (Dbk. 1379, Pg. 1463), property, and the southernmost corner of Lot 1 of A Minor Subdivision of the Delano Franklin Haas & Vera G. Haas property, surveyed for Vera G. Haas; thence running 5 calls with the center of the street, 1- N 31°00'56" W, a distance of 46.63' to an unmarked point; thence 2- N 32°26'18" W, a distance of 106.85' to an unmarked point near the line dividing Dbk. 310, Pg. 129 and Dbk. 440, Pg. 109; thence 3- N 37°27'10" W, a distance of 68.59' to an unmarked point; thence 4- N 43°57'07" W, a distance of 63.99' to an unmarked point; thence 5- N 50°27'41" W, a distance of 45.60' to an unmarked point in the Intersection of Freezer Locker Rd. and Dragstrip Rd.; thence 2 calls with the center of Dragstrip Rd., 1- N 54°40'19" E, a distance of 71.95' to an unmarked point; thence 2- N 54°09'54" E, a distance of 151.01' to an unmarked point, the new corner dividing Lot nos. 1 and 2 of the aforementioned Minor Subdivision; thence leaving the street and running 4 calls with the division lines for Lot nos. 1 and 2, 1- S 01°16'36" W, a distance of 30.20' to a 5/8" Rebar set; thence 2- S 01°16'36" W, a distance of 51.83' to a 5/8" Rebar set; thence 3- S 30°54'46" E, a distance of 83.83' to a 5/8" Rebar set; thence 4- S 01°04'05" W, a distance of 222.57' to a 3/4" Iron Pipe in the Cynthia H. Price property line; thence with the Price line, S 49°38'14" W, a distance of 20.45' to the POINT OF BEGINNING;

Said described tract containing 0.91 Acres (39447.70 Square Feet), more or less, and being Lot 1 of A Minor Subdivision of the Delano Franklin Haas & Vera G. Haas property. Surveyed by Donald G. Bolick, L-3688, 10/22/2013.

*Donald G. Bolick*



STAFF REPORT  
NON-CONTIGUOUS ANNEXATION PETITION  
CASE NUMBER A#1/16

LOCATION MAP/AERIAL PHOTOGRAPH



SUMMARY

**Owner**

Vera Haas

**Applicant**

Vera Haas & Randy Haas

**Location**

At the east corner of the intersection of Mt. Herman—  
Dragstrip Rd. and Ellerwood—  
Freezer Locker Rd. (+/- .91  
acres).

**NC PIN**

2768610582

Updated February 22, 2016

**Applicant's Request:**

The applicant is requesting a voluntary non-contiguous annexation of the subject property, and initial zoning of B-2 (General Business). The subject property is currently developed with a commercial building (Mt. Herman Variety Store) and no new development is proposed at this time.

**Staff Recommendation:**

Approval of the annexation ordinance.

**Public Comment:**

*City Council (Public Hearing):* Scheduled for March 1, 2016. A public notice was published in the News Topic on February 19th, 2016.

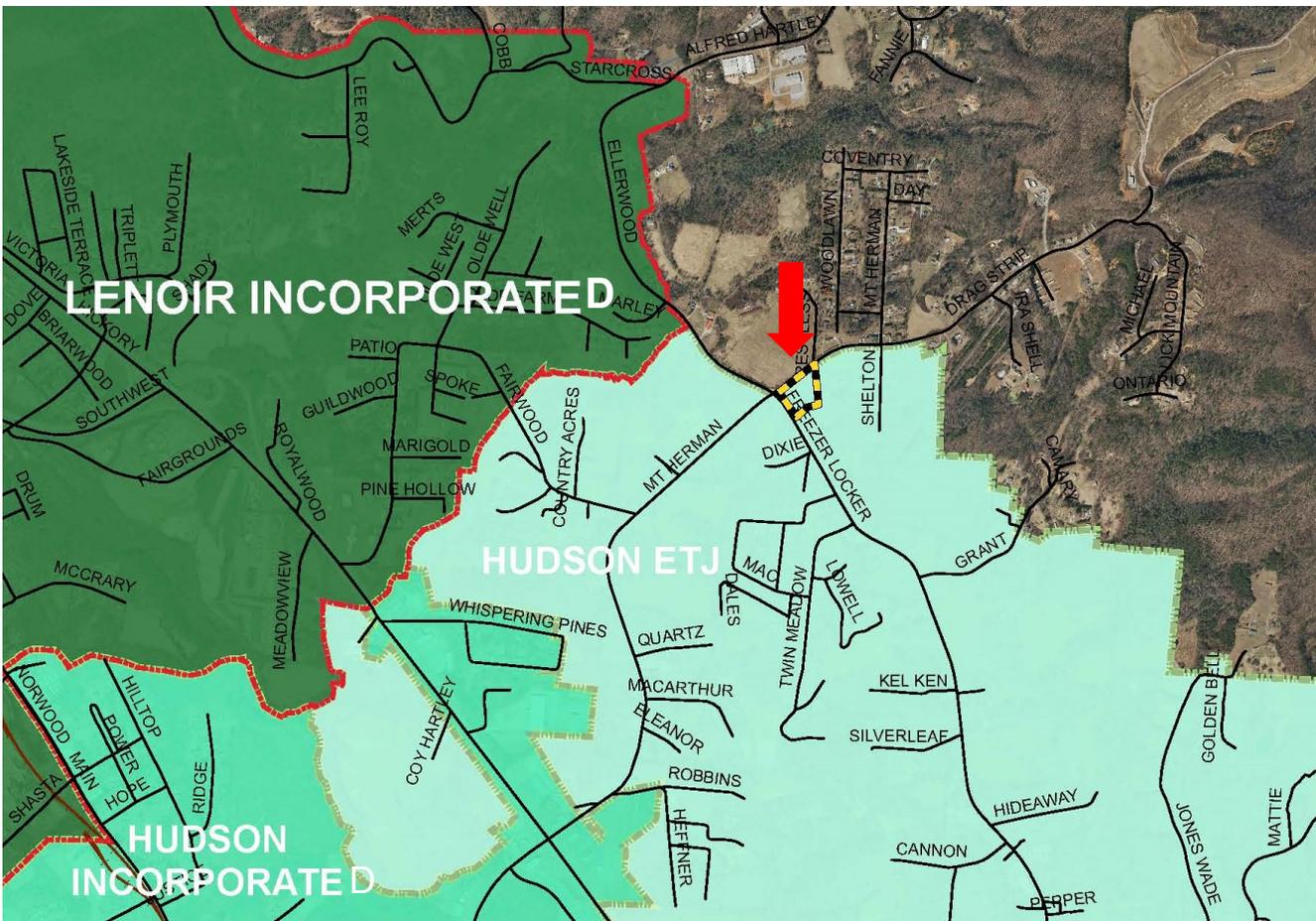


# ZONING DISTRICT ANALYSIS

Comparison of Development Standards				
Zoning Designation	Minimum Lot Size	Setbacks (Non-Residential Uses)	Maximum Building Height	Design Standards?
RA-15 (Existing) Hudson ETJ	15,000 sq. ft.  (min. width: 100 ft.)	Front: 50 ft. Side: 12 ft. Side Street : 15 ft. Rear: 35 ft.	35 ft.	No
B-2 (Proposed)	None	Front: 10 ft. (no front parking)/40 ft. (front yard parking) Side: 0 ft. (30 ft. abutting residential) Street Side: 25 ft. Rear: 20 ft. (30 ft. abutting residential)	65 ft.	Yes—Sec. 714

◆ See Sec. 600 for a full list of permitted and conditional uses in the B-2 zoning district.

## PROXIMITY MAP



## STAFF ANALYSIS

### **Planning & Community Development**

Staff finds that the request meets the statutory standards for a non-contiguous voluntary annexation, and that the proposed zoning district (B-2) is consistent with the adopted comprehensive plan and that convenience and good zoning practice justify the assignment of this district to the parcel. Sec. 504 of the Lenoir Zoning Ordinance addresses the initial zoning of annexed parcels and allows City Council to assign an initial zoning to properties compatible to the existing zoning within municipal boundaries. Any change to the recommended zoning will be considered a rezoning request and will require review by the Planning Board. The City Council may direct the Planning Board to review and make recommendations pertaining to the zoning of new areas.

Because the applicant's request of B-2 zoning is consistent and compatible with the existing use on the property, staff did not send this request to the Planning Board for review.

Upon annexation, any existing improvements that do not conform to the standards of the B-2 zoning district will be subject to the provisions of Sec. 704 of the Zoning Ordinance, Nonconforming Uses and Structures, which allows for the continued use of non-conforming structures but limits renovations, repairs, replacements, or enlargements of such structures.

### **Police**

Location is not a concern. The store is located in close proximity to the city limits and current patrol areas. Over the past year, the Caldwell County Sheriff's Office responded to this location 37 times. Of those 37 calls, the majority were "special checks" – additional patrols typically made at the request of the owner. Six calls were alcohol related and one arrest was made. A close estimate of cost for this amount of activity, assuming no one gets hurt, would be about \$750 (approximately 14.75 hours @ \$50/hr). If alcohol is sold at this store, the number of responses and cost of response will likely increase.

### **Fire**

Located in the Gunpowder Fire District, but this store is positioned along the LFD response route for covering Alfred Hartley Road from Mt. Herman Road to Starcross Road and all intervening streets. No impact to fire service is expected.

### **Public Works**

No impact; solid waste service provided by private hauler.

### **Public Utilities**

No impact.

### **Tax**

Property and sales tax revenue is estimated at approximately \$1,000.

### **Communications & Resources**

No impact.

# SITE PHOTOS

View of Property from Dragstrip Road



View at four-way intersection; from Mt. Herman Road



View from Freezer Locker Road



**CITY OF LENOIR  
COUNCIL ACTION FORM**

**I. Agenda Item:**

Public hearing to adopt an ordinance declaring the former Bost Lumber Building, located at 1201 Steel St (NC PIN 2749650842), as a danger to the public health, safety, morals, and general welfare of inhabitants of the City and a nuisance by the City Council, in accordance with Sec. 12-12(15) of the Lenoir City Code.

**II. Background Information:**

Portions of the property at 1201 Steel Street, formally known as Bost Lumber, have become visibly dilapidated and a portion of the building has collapsed. Water infiltration poses threats of mold, bacteria, and fungi. Additionally, the property is unsecured, allowing access to the unsafe conditions in and around the structure.

Sec. 12-12(15) states that proceedings to abate violations(s) may be initiated by the City prior to the nuisance declaration of the City Council after giving written notice thereof. On August 20, 2015, written notice of the violations on the property was provided to the property owner, James C. Sullivan, with an order to abate within 45 days. The owner did not respond to the written notice, and so staff requested that the Council call for a public hearing to consider adoption of an ordinance to declare the present condition of the property a public nuisance. Council called for the hearing on December 18, 2015.

Following the call for the public hearing, staff was contacted by the owners of the property. A public hearing was held on January 6, where staff and the owners requested additional time to work together to develop a plan of action to address the concerns (see excerpt of minutes, attached).

Since that time, planning staff contacted representatives from Preservation North Carolina and the State Historic Preservation Office, who came to Lenoir to tour the building and found it to be a good candidate for designation as a National Register Historic Landmark and/or as a contributing structure in a potential west Lenoir industrial historic district, which could potentially include the Blue Bell Building and nearby residential houses. The owner also took action to remove the worst (and newest) section of the building that had collapsed.

At this time, staff and the owner request an additional month to continue to develop an affordable interim approach to securing the building while studying the historic merits of the neighborhood and working towards building redevelopment potential to save the building. At the recommendation of the State Historic Preservation Office, fencing the property to prevent access may be the

best approach to address the City's nuisance concerns without causing any historic elements of the building to be removed until redevelopment can occur.

**III. Staff Recommendation:**

Continue the Public Hearing to the April 5, 2016 meeting, in order to give the property owners additional time to voluntarily address the unsafe conditions on the property.

**IV. Reviewed by:**

**Planning Director:** 

**Excerpt from January 6, 2016 City Council Minutes:**

Director Wheelock pointed out the owners would only address the front part of the building and clarified that Staff is not seeking demolition of the entire facility since it is an historic building. Ms. Wheelock further mentioned the site is also close to the proposed Rails to Trails project the City is currently working on.

Mr. Jim Sullivan, property owner, addressed City Council and stated they have not been successful in finding a contractor to fix the roof on the front part of the building at a reasonable cost. He stated a leak caused the roof to collapse and commented the family would like to see the building restored or possibly sell it if they are financially unable to fund the cost of bringing the property into compliance. Mr. Sullivan respectfully asked Council for any suggestions and related the family wants to cooperate with the City in getting the situation resolved.

City Attorney Blair advised Council they could reserve the right to receive additional evidence by continuing the public hearing until a later date.

Following a brief discussion, City Council was in consensus to grant the property owners a sixty day extension and to resume the public hearing at the City Council Meeting scheduled for Tuesday, March 1.

**LENOIR CITY COUNCIL  
TUESDAY, FEBRUARY 16, 2016  
6:00 P.M.**

**PRESENT:** Mayor Gibbons presiding. Councilmembers present were Edmisten, Perdue, Perkins, Rohr, Stevens, Thomas and Willis. Also in attendance were City Manager Hildebran, City Clerk Cannon and City Attorney Blair.

**I. CALL TO ORDER**

A. The meeting was opened by a moment of silence followed by the Pledge of Allegiance led by Mayor Gibbons.

**II. MATTERS SCHEDULED FOR PUBLIC HEARINGS**

**AMENDMENT; CHARTER CODE OF ORDINANCES; APPENDIX B  
TRAFFIC, (1), SECTION 101:**

A. A public hearing was held to consider amending the Charter Code of Ordinances, Appendix B, Traffic, (1), Section 101, to indicate that on-street parking be allowed on the 200 Block of Church Street between Ashe Avenue and West Avenue.

Mayor Gibbons opened the public hearing to receive public comments regarding the amendment as described above.

There being no public participation, Mayor Gibbons closed the public hearing and asked Council for action.

Upon a motion by Mayor Pro-Tem Willis, Council voted 7 to 0 to approve amending the Charter Code of Ordinances, Appendix B, Traffic, (1), Section 101, to indicate that on-street parking be allowed on the 200 Block of Church Street between Ashe Avenue and West Avenue as recommended by City Staff.

**AMENDMENT; CHARTER CODE OF ORDINANCES; APPENDIX B  
TRAFFIC, SECTION 110:**

B. A public hearing was held to consider amending the Charter Code of Ordinances, Appendix B, Traffic, Section 110, to remove the 300 Block of Church Street from Kirkwood Street to Ashe Avenue which eliminates the current one-way street designation. **Note:** This 300 Block of Kirkwood Street to Ashe Avenue is already designated in the City's Code as no on-street parking allowed.

Mayor Gibbons opened the public hearing to receive public comments

regarding the amendment as described above.

There being no public participation, Mayor Gibbons closed the public hearing and asked Council for action.

Upon a motion by Councilmember Stevens, Council voted 7 to 0 to approve amending the Charter Code of Ordinances, Appendix B, Traffic, Section 110, to remove the 300 Block of Kirwood Street to Ashe Avenue which eliminates the current on-way street designation as recommended by City Staff.

### **III. CONSENT AGENDA ITEMS**

A. Upon a recommendation by City Manager Hildebran, the following Consent Agenda items were submitted for approval:

1. Minutes: Approval of minutes from Committee of the Whole Meeting of Tuesday, January 26, 2016 as submitted.
2. Minutes: Approval of minutes from the City Council Strategic Planning Retreat of Friday, January 29, 2016 as submitted.
3. Minutes: Approval of minutes from the City Council Meeting of Tuesday, February 2, 2016 as submitted.
4. Property Access Agreement; Avery Dennison Corporation (ADC): Approval of a Property Access Agreement as requested by Avery Dennison Corporation for the installation of four (4) monitoring wells on the City of Lenoir right-of-way located at the former Paxar Facility at 950 German Street NW. Note: Avery Dennison is conducting a voluntary groundwater study with the cooperation of the Department of Environmental Quality which requires Avery Dennison to install these four monitoring wells. City Staff and the City Attorney have reviewed the proposed agreement and are satisfied with same. (A copy of the Property Access Agreement is hereby incorporated into these minutes by reference. Refer to pages 33-37.)

Upon a motion by Councilmember Thomas, Council voted 7 to 0 to approve the above listed items on the Consent Agenda as recommended by City Manager Hildebran.

### **IV. REQUESTS AND PETITIONS OF CITIZENS**

### **V. REPORTS OF BOARDS AND COMMISSIONS**

### **VI. REPORT AND RECOMMENDATIONS OF THE CITY MANAGER**

A. Items of Information

#### **PLANNING BOARD:**

1. The Planning Board will meet on Monday, February 22 at 5:30 p.m.

**PARKS & RECREATION ADVISORY**

**BOARD:** 2. The Parks and Recreation Advisory Board meeting has been changed to Monday, February 22 at 6:00 p.m. due to the recent snow event.

**COMMUNITY MEETING;**

**FREEDMAN CENTER:**

3. A Community Meeting has been scheduled for Monday, February 22 beginning at 6:00 p.m. at the Martin Luther King, Jr. Center to continue discussion for options for the Freedman Center (former William Lenoir Middle School.)

**CANCELLED; COMMITTEE OF THE**

**WHOLE:** 4. The Committee of the Whole Meeting scheduled for Tuesday, February 23 has been cancelled. The next meeting will be held on Tuesday, March 22 at 8:30 a.m.

**FOOTHILLS REGIONAL AIRPORT**

**AUTHORITY:** 5. The Foothills Regional Airport Authority will meet on Wednesday, February 24 at noon.

**FY2016-17 ANNUAL BUDGET**

**RETREAT:** 6. City Council will conduct an FY2016-2017 Annual Budget Retreat on Friday, February 26 beginning at 8:30 a.m. at City Hall, Third Floor, former Council Chambers.

B. Items for Council Action

**NON-CONTIGUOUS ANNEXATION;**

**MT. HERMAN VARIETY STORE:**

1. City Staff recommends Council call for a public hearing to be held on Tuesday, March 1 to consider a petition for a non-contiguous annexation for the Mt. Herman Variety Store located at 2900 Freezer Locker Road, NCPIN #276-861-0582. The recommended zoning for this parcel is B-2 (General Business.) Note: The property owner/petitioner has subdivided the property in order to request that only the business (Mt. Herman Variety) be annexed.

Upon a motion by Councilmember Rohr, Council voted 7 to 0 to schedule a public hearing on Tuesday, March 1 to consider a petition for a non-contiguous annexation for the Mt. Herman Variety Store located at 2900 Freezer Locker Road, NCPIN #276-861-0582 as recommended by City Staff.

**VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY**

**VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR**

**COMMENDED; CITY**

**STAFF:** A. On behalf of City Council, Mayor Gibbons commended City Departments for all their hard work and efforts during the recent snow storm and emergency events.

**IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS**

**COMMENDED; LESTER  
WHITTINGTON:**

A. Councilmembers Crissy Thomas and Ike Perkins commended Lester Whittington for all of his hard work in organizing events in celebration and honor of Black History Month. The events have been well attended by the general public and are scheduled throughout the month of February at the Martin Luther King, Jr. Center.

**X. ADJOURNMENT**

A. There being no further business, the meeting was adjourned at 6:18 p.m.

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Joseph L. Gibbons, Mayor

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Shirley M. Cannon, City Clerk

## PROPERTY ACCESS AGREEMENT

THIS PROPERTY ACCESS AGREEMENT ("Agreement"), effective as of the <sup>16<sup>th</sup></sup>~~22<sup>nd</sup>~~ day of <sup>FEBRUARY</sup>~~JANUARY~~, 2016 ("Effective Date"), is entered into by and between **AVERY DENNISON CORPORATION**, with a manufacturing facility located at 950 German Street NW, in Lenoir, North Carolina ("ADC"), and the **CITY OF LENOIR** ("Owner"), with an address at 801 West Ave NW, in Lenoir, North Carolina collectively the "Parties."

In consideration of the mutual promises and covenants herein, the Parties agree as follows:

### 1. Access Rights

Owner hereby grants ADC, its affiliates, agents, contractors, and subcontractors and their respective employees (collectively, "ADC Personnel"), authorization to enter and access City of Lenoir legal right of ways and properties it owns in fee or otherwise controls for the purpose of conducting the Site Activities described in Section 3 below ("Site Activities").

### 2. Site Utilities

ADC shall be responsible for identifying the location of all utility lines in the areas where the Site Activities are to be performed. Owner may provide to ADC any existing survey, drawing or site plans that locate the utility lines on the Site. ADC shall also be responsible for any disruption of utility service caused by the Site Activities described in Section 3 below.

### 3. Site Activities

The Site Activities that may be undertaken by ADC Personnel at the Site and for which access to the Site is granted are those Site Activities necessary or appropriate to ADC's investigation of soil/groundwater contaminant migration from its location to the Site for purposes of completion, to the satisfaction of the North Carolina Department of Environmental Quality, including, without limitation:

- Site preparation activities, such as brush clearance, if necessary.
- Placement and operation on the Site of equipment and materials associated with conducting a soil/groundwater investigation and well surveying including, without limitation, well drilling equipment, drilling support vehicles, and surveying equipment.
- Installation of groundwater monitoring wells ("Wells") on the Site, which Wells shall be properly abandoned at the completion of ADC's investigation.
- Periodic sampling, monitoring, inspection, troubleshooting, maintenance, repairs, and adjustment of the Wells.

- Reasonable restoration of appearance and character of the Site as may be needed during and/or after ADC's performance of the Site Activities contemplated by this subsection.

Prior to initiating the Site Activities, ADC Personnel shall provide Owner, for its review, a work plan that describes in reasonable detail the scope of the Site Activities and a schedule for completing the Site Activities.

ADC Personnel shall comply with all applicable local, state and federal health and safety laws and procedures during the performance of the Site Activities.

All Site Activities shall be done at ADC's sole cost and expense.

#### **4. Interference with Site Operations**

ADC Personnel shall minimize inconvenience, interference with or interruption to Owner's operations at the Site during the Site Activities. All Site Activities shall be conducted between 7:00am and 7:00pm, except as the Parties may otherwise agree to in advance. ADC Personnel shall provide no less than three (3) days written notice to Owner of its intent to conduct Site Activities at the Site. Such notice shall provide the nature and extent of the Site Activities to be performed. ADC Personnel shall at all times have proper identification while on the Site.

#### **5. Investigation Derived Waste**

ADC shall assume full responsibility for all field equipment and soil cuttings, development water, purge water, and other waste materials generated during the Site Activities (investigation-derived waste or "IDW"). ADC shall, at its cost, properly handle, store and dispose of all IDW. Under no circumstances shall Owner be considered the generator of any IDW or listed as such on any applicable waste manifest or disposal documentation. No equipment, materials or waste shall be stored on the Site without Owner's prior consent.

#### **6. Term of Agreement**

This Agreement shall commence as of the Effective Date and shall remain in force through the earlier of 1) the completion of all Site Activities by ADC Personnel or 2) the date that is five (5) years after the Effective Date ("Term"). At its conclusion, the Term shall automatically renew for an additional three- (3) year period (the "Renewal Term"), unless both Parties otherwise consent in writing.

#### **7. Indemnification**

ADC shall indemnify, hold harmless, and defend Owner from and against all claims, demands, damages, losses, liabilities, and claims of lien, liens, reasonable attorney's fees, and expenses arising out of or incidental to any property damage or personal injuries to the extent caused by the

negligence or willful misconduct of ADC Personnel in connection with the performance of the Site Activities, provided that Owner provides prompt written notice of any claim or demand, cooperates with ADC in the defense or settlement of any such claim or demand, and ADC has sole authority to defend or settle any such claim or demand. This Section 7 shall survive termination of this Agreement.

## 8. Insurance

ADC and all subcontractors other than surveyors, if any, shall each, at its own cost and expense and prior to any entry on the Site, obtain the following coverage and shall maintain such coverage during the course of Site Activities as described in this Agreement:

Coverage	Limits
(a) Employer's Liability	\$500,000 each occurrence
(b) General Liability	\$500,000 aggregate
(c) General Liability (bodily injury and property damage combined)	\$500,000 each occurrence
(d) Automobile Liability (bodily injury and property damage combined)	\$500,000 each occurrence
(e) Worker's Compensation	Statutory

## 9. Entire Agreement

This Agreement contains the entire and complete understanding among the Parties concerning its subject matter and all representations, agreements, arrangements, and understandings between the Parties, whether oral or written, have been fully merged herein and are superseded hereby.

## 10. Modifications

The provisions of this Agreement may only be modified by a written instrument signed by the authorized representatives of both Parties.

## 11. Assignability

This Agreement may be assigned by ADC or Owner upon written notice to the other party to the Agreement.

## 12. Successors

The rights and obligations of the Parties will be binding upon, inure to the benefit of, and will be enforceable by the Parties and their heirs, legatees, legal representatives, successors, and assigns.

**13. Governing Law**

This Agreement shall be interpreted and enforced in accordance with the laws of the State of North Carolina.

**14. Counterparts**

This Agreement may be executed in counterparts, each of which shall be deemed an original, and all of which together shall constitute one and the same instrument. A signature page transmitted by facsimile shall be deemed an original for all purposes.

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date first written above.

**AVERY DENNISON CORPORATION:**

By: Ed Huber

Print name: ED HUBER

Title: VP, EHS

**CITY OF LENOIR**

By: Joseph L. Gibbons

Print name: Joseph L. Gibbons

Title: Mayor







# March 2016



SUN	Mon	Tue	Wed	Thu	Fri	Sat
		1 6:00 p.m. City Council	2 9:00 a.m. Staff Mtg.	3	4	5
6	7	8 8:00 a.m. EDC Board 5:30 p.m. ABC Brd. 6:00 p.m. Lenoir Business Adv. Board	9	10 7:30 a.m. "Coffee with a Cop" (McDonalds) 1:30 p.m. Sister Cities (Highlands Coffee House)	11	12
13 Daylight Savings Time Begins	14 11:45 a.m. City/County Services Committee	15 6:00 p.m. City Council <i>(City Hall, 3rd Floor)</i> <i>*Note Location Change</i>	16 9:00 a.m. Staff Mtg.	17	18	19
20	21 11:30 a.m. City/County Coordinating Com. 6:00 p.m. Parks & Recreation Adv. Board	22 8:30 a.m. Committee of the Whole	23	24	25 <i>City Offices Closed in observance of Good Friday!</i>	26
27	28 5:30 p.m. Planning Board	29	30 Noon - Foothills Regional Airport Authority	31		
<b>Notes for April</b> <b>The Sanitation Division's Annual Spring Trash Bash Week is scheduled for April 18 through April 22. NCDOT's Annual Spring Litter Sweep is scheduled for April 16 through April 30.</b>						

City of Lenoir  
P.O. Box 958  
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757-2200 / 757-2162 fax

Joseph L. Gibbons, Mayor  
Scott E. Hildebran, City Manager  
Shirley M. Cannon, City Clerk



# Lenoir Police Department

1035 West Avenue NW  
Lenoir, North Carolina 28645  
(828) 757-2121 • Fax (828) 757-2103



## Council Action Form

I. Agenda Item:

This agenda item involves the adoption of ordinance allowing for the City's voluntary participation in the NC Urban Archery Deer Hunting Program.

II. Background Information:

This proposal was initiated by several citizen requests that the City of Lenoir participate in the Urban Archery Deer Hunting Program, which is regulated by the NC Wildlife Resources Commission (NCWRC). This program involves a special 4-week period in late winter in which hunting is allowed inside participating municipalities' corporate limits. Fifty-eight (58) municipalities participated in 2016. The purpose of this program is to reduce urban deer populations, which often pose a threat to public safety. In 2015, twenty-four (24) motor vehicle crashes in the City of Lenoir were attributed to deer in the roadways.

In speaking with representatives of the NCWRC, participation in the Urban Archery Deer Hunting Program requires only a letter of intent to participate, renewed annually. We feel that adoption of ordinance will allow us to police this program more effectively and will help educate the public as to what is and is not allowed.

Therefore, the purpose of the proposed ordinance is to reduce urban deer populations through voluntary participation in the NC Urban Archery Deer Hunting Program. If approved, deer hunting will be allowed inside the City only in accordance with established provisions, which are intended for public safety.

III. Staff Recommendation:

Staff requests that City Council call for a Public Hearing to be held on March 15, 2016 to consider adoption of the proposed ordinance. Staff recommends adoption of the ordinance, as submitted.

IV. Reviewed by:

City Attorney: \_\_\_\_\_ Date: \_\_\_\_\_

Assistant City Manager: \_\_\_\_\_ Date: \_\_\_\_\_

Police Chief:  Date: 03-01-2016

ARTICLE IV. – DEER

SEC. 3-50. – Urban Archery Deer Hunting

The purpose of this ordinance is to reduce urban deer populations through voluntary participation in the North Carolina Urban Archery Deer Hunting Program, which is regulated by the North Carolina Wildlife Resources Commission. Deer hunting is permitted within the corporate limits of the City of Lenoir ONLY in accordance with the following provisions:

- (a) For the purposes of this ordinance, hunting is defined as, “all operations during, immediately preparatory, and immediately subsequent to an attempt, whether successful or not, to kill, pursue, or otherwise reduce to possession any deer.”
- (b) Hunters shall follow all state and local laws, rules, and ordinances when hunting deer within the corporate city limits.
- (c) Hunting with firearms is strictly prohibited. Only archery equipment, as defined by the North Carolina Wildlife Resources Commission, is permitted.
- (d) Hunting dates and times for the Urban Archery Deer Hunting Program, which are established annually by the North Carolina Wildlife Resources Commission, shall apply for the purposes of this ordinance.
- (e) Hunters must have in their possession a valid North Carolina Hunting License showing completion of a hunting safety course.
- (f) Hunting is allowed only on private property. Hunters must have in their possession written permission from property owner(s), dated within one (1) year, to hunt on specific private property; or the hunter(s) must be the property owner(s).
- (g) No hunting is allowed on publicly owned property.
- (h) No hunting is allowed on private property within five-hundred (500) feet of the property line of a school, daycare center, playground, park, or other location where children are likely to be located.
- (i) No hunting is allowed on, from, or across the right-of-way of any public street or highway.

- (j) Hunting is allowed only on a tract or parcel of land which is at least three (3) or more acres. Adjacent tracts or parcels of land may be combined or pooled to meet this requirement, with written permission from each landowner.
- (k) No archery equipment may be discharged unless the hunter/shooter is located at least one-hundred (100) feet within the allowed property line. This one-hundred (100) foot buffer within each property line is an area in which no hunting may occur.
- (l) A violation of any of the provisions of this section shall constitute a misdemeanor offense pursuant to G.S. 14-4.