

AGENDA



CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, JANUARY 6, 2015
6:00 P.M.



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition: Mayor Gibbons will recognize and present resolutions to Mr. James M. (Jim) Clark, Jr. and Mr. William (Doug) Spicer for their years of dedicated service on the Lenoir Planning Board and Board of Adjustments.
- C. Special Recognition; Police Department: Scott Brown, Chief of Police, will present the Life Saving Medal to Officer Stella Coffey for her actions at the scene of a felonious assault on September 15, 2014.
- D. Presentation; Body Camera Equipment: Scott Brown, Chief of Police, will present information on the implementation of a body camera program at the Lenoir Police Department.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, December 2, 2014.
- B. FY2014-2015 Equipment Financing Agreement: Approval of the FY2014-2015 Equipment Financing Agreement for the City of Lenoir. **Note:** The deadline for submitting bids is 5:00 p.m. on Monday, January 5. The low bid award will be submitted to Council for consideration of approval.
- C. Resolution; James Clark, Jr.: Approval of a resolution honoring Mr. James M. (Jim) Clark, Jr., upon his twenty-five years of service on the Lenoir Planning Board and Board of Adjustments.
- D. Resolution; William Doug Spicer: Approval of a resolution honoring Mr. William (Doug) Spicer upon his twenty years of service on the Lenoir Planning Board and Board of Adjustments.
- E. FY2014-2015 Annual Audit Contract: Approval of the FY2014-2015 Annual Audit Contract in the amount of \$28,500 as submitted by S. Eric Bowman, PA.
- F. Authorization of Support; Certified Retirement Community Application: Approval of City Council authorizing the Mayor to sign and execute the Certified Retirement Community Application on behalf of the City of Lenoir. The application will be submitted by January 13, 2015.

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. January Calendar: The calendar for the month of January will be submitted to Council with various meetings and events.
2. Curbside Christmas Tree Pickup ends on Friday, January 9 & Curbside Leaf Pickup ends on Thursday, January 15.
3. The Lenoir Tourism Development Authority will meet on Thursday, January 8 at 3:00 p.m. at City Hall.
4. The City/County Services Committee will meet on Monday, January 12 at 11:45 a.m.
5. The Caldwell County Economic Development Commission will meet on Tuesday, January 13 at 8:00 a.m.
6. The ABC Board will meet on Tuesday, January 13 at 5:30 p.m. at Lenoir Store #1 located at 123 ABC Court.
7. The Lenoir Business Advisory Board will meet on Tuesday, January 13 at 6:00 p.m.
8. The Sister Cities Committee will meet on Wednesday, January 14 at 11:30 a.m.
9. City offices will be closed on Monday, January 19 in observance of the Martin Luther King, Jr. holiday.

B. Items for Council Action

1. Options; West End Community Center: City Council will further discuss its options for the West End Community Center aka as the LINK Center.
2. Offer to Purchase Real Property and Notice of Offer to Purchase Real Property; 302 Glenwood Place: City Staff recommends approval of an Offer to Purchase Real Property as submitted by Roger Patterson for property located at 302 Glenwood Place in the amount of \$3,200.00. **Note:** The legal advertisement (Notice of Offer to Purchase Real Property) will be published following City Council's approval to accept the Offer to Purchase Real Property.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

- A. Board Appointments; Planning Board: Mayor Gibbons will recommend that Mr. Merlin Perry and Mr. Jerry Reid be appointed to serve a term on the Lenoir Planning Board.

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

- A. Mayor Pro-Tem Rohr and Councilman Willis will present a report from the National League of Cities Conference (NLC) they recently attended in

Austin, Texas. Mr. Rohr and Mr. Willis represent the City by serving on NLC committees.

- B. Closed Session: Pursuant to N.C. G. S. §143-318.11(a), (4), City Council will enter into closed session to discuss economic development.

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, JANUARY 20, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Rezoning Request; 2214 Norwood Street: A public hearing will be held to consider a Rezoning Request as submitted by Bruce Vanderbloemen, for property located at 2214 Norwood Street. The applicant seeks rezoning from Heavy Industrial to General Business Zoning (I-2 to B-2.)

III. CONSENT AGENDA ITEMS

- A. Project Budget Ordinance; Meadowood Sewer Replacement Project: Approval of the Project Budget Ordinance in the amount of \$1,300,500 for the Meadowood Sewer Replacement Project.
- B. Lease Agreement; Intersection of Ashe Avenue, NW and Church Street, NW: Approval of a lease agreement between Gary L. Johnson and the City of Lenoir for the lease of certain lots located at or near the intersection of Ashe Avenue, NW and Church Street, NW. The rental amount to be paid by the City of Lenoir is \$3,437.00 annually.
- C. Offer to Purchase; 302 Glenwood Street: Approval of the Offer to Purchase in the amount of \$3,200.00 as submitted by Roger Patterson for property located at 302 Glenwood Street. The legal advertisement of the Offer to Purchase Real Property was published on Friday, January 9. Staff recommends the City accept the Offer to Purchase providing the City does not receive any additional upset bids.
- D. Lease Agreement; Caldwell County Yokefellow, Inc.: Approval of a lease agreement between the City of Lenoir and Caldwell County Yokefellow, Inc., for property located at 1129 West Avenue, NW, to be operated as the Lenoir Emergency Outreach Shelter (Leo's.) The consideration of granting this lease shall be payment of One Dollar (\$1.00) per year by the Lessee.

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. The Planning Board will meet on Monday, January 26 at 5:30 p.m. at City Hall, Third Floor, former Council Chambers.
2. The Committee of the Whole will meet on Tuesday, January 27 at 8:30 a.m. at City Hall, Third Floor, former Council Chambers.
3. The Foothills Regional Airport Authority will meet on Wednesday, January 28 at noon.
4. The Business Growth Committee will meet on Thursday, January 29 at 11:30 a.m. at City Hall.

B. Items for Council Action

1. Order of Abatement; 508 Vance Street: City Staff recommends approval of an Order of Abatement directing Staff to abate the minimum housing violations on the property of 508 Vance Street which includes the removal of the uninhabited structure.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

- A. Mayor Pro-Tem Rohr and Councilman Willis will present a report from the National League of Cities Conference (NLC) they recently attended in Austin, Texas. Mr. Rohr and Mr. Willis represents the City by serving on NLC Committees.
- B. Closed Session: Pursuant to N.C. G. S. §143-318.11(a), (5), City Council will enter into closed session to discuss a property acquisition.

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, FEBRUARY 3, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. City Council Vacancy – Interested Candidates will address City Council regarding their interest in fulfilling the vacant seat created by the passing of Councilman Stilwell.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Rezoning Request; 2214 Norwood Street: A public hearing will be held to consider a Rezoning Request as submitted by Bruce Vanderbloemen, for property located at 2214 Norwood Street. The applicant seeks rezoning from Heavy Industrial to General Business Zoning (I-2 to B-2.)

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the Committee of the Whole Meeting of Tuesday, January 27, 2015.

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

- A. Rick Oxford, Plan Administrator, Western Piedmont Council of Governments, will hold the first of two public meetings to receive public comments regarding the proposed FY2015-2019 Consolidated Plan and the FY2015 Action Plan for the City of Lenoir Consolidated Plan. The City of Lenoir serves as the Lead Entity for this program.

VI. REPORT AND RECOMMENDATIONS OF THE CITY MANAGER

- A. Items of Information
 - 1. February Calendar: The calendar for the month of February will be presented to Council with various meetings and events.
 - 2. The City/County Services Committee will meet on Monday, February 9 at 11:45 a.m.
 - 3. The Caldwell County Economic Development Commission will meet on Tuesday, February 10 at 8:00 a.m.

4. The Lenoir Business Advisory Board will meet on Tuesday, February 10 at 6:00 p.m.
5. The Sister Cities Committee will meet on Wednesday, February 11 at 11:30 a.m.
6. The City/County Coordinating Committee will meet on Monday, February 16 at 11:30 a.m.
7. The Parks & Recreation Advisory Board will meet on Monday, February 16 at 6:00 p.m.
8. The ABC Board will meet on Tuesday, February 17 at 5:30 p.m. at Lenoir Store #1.
9. City Council will conduct an FY2015-2016 Budget Work Session on Friday, February 20 at the Caldwell County Library, Room 7.

B. Items for Council Action

1. Conditional Use Permit Extension Request; Roy Helm, Wesley Community Development Corporation: City Staff recommends that the expiration date for the Conditional Use Permit submitted by Roy Helm, Wesley Community Development Corporation, previously approved by City Council on April 16, 2013 be extended to September 16, 2015, since the facts supporting the approval in 2013 have not changed and the applicant has made a good faith effort to move the project forward to construction. **Note:** The Conditional Use Permit was approved for 50 multi-family units at the corner of Abington Road & Harper Avenue (Arbor Glen Apartments, f/k/a Brookdale Apartments.)

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

- A. Board Appointments; Sister Cities Board & Recreation Advisory Board: Mayor Gibbons will recommend that the following individuals be re-appointed to serve on the Sister Cities Committee: Gerry Bair, Doris Bush, Karen Burton, Oscar Dobereiner, Tina Moeller, & Mary Poteat. Also, Mayor Gibbons recommends that James Robertson be re-appointed to serve a term on the Parks & Recreation Advisory Board.

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

- A. Mayor Pro-Tem Rohr and Councilman Willis will present a report from the National League of Cities Conference (NLC) they recently attended in Austin, Texas. Mr. Rohr and Mr. Willis represents the City by serving on NLC Committees.
- B. Closed Session: Pursuant to N.C. G. S. §143-318.11(a), (5), City Council will enter into closed session to discuss a property acquisition.

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, FEBRUARY 17, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Appointment; City Council: City Council will formally nominate and appoint a candidate to fill the vacant Council seat created by the passing of Councilmember Stilwell. This individual will serve through November 2015.
- C. Oath of Office: City Clerk Shirley Cannon will administer the Oath of Office to the new member of City Council.
- D. Special Recognition; Fire Department: Mayor Gibbons will honor and recognize Gary Thomas Sanders upon his retirement from the Fire Department following twenty-eight years of dedicated service.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Conditional Use Permit; 310 Westview Street: A public hearing will be held to consider a Conditional Use Permit as submitted by John R. Lewis, for property located at 310 Westview Street for a duplex use in the Single-Family Residential (R-12) zoning district, through the conversion of an existing 1,806 square foot single family home on the subject property with the following conditions: 1) The second driveway must extend a minimum of 20-feet from the property line onto the subject property so that the parking pad is not located within the public right-of-way. The configuration of the pad must provide space for two vehicles to be parked without encroaching into the right-of-way; 2) Valid permits must be obtained for this project and all construction must meet the requirements of the City of Lenoir Code of Ordinances, the North Carolina State Building Code, the North Carolina State Fire Code, and any other federal, state, or local regulation that applies; and 3) If a building permit is not issued within 24 months of the adoption of the Conditional Use Permit, the approval shall be considered null and void.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, January 20, 2015.
- B. Minutes: Approval of closed session minutes of October 21, 2014, November 4, 2014, November 17, 2014, December 2, 2014, January 6, 2015 & February 3, 2015 as reviewed by the City Attorney, Assistant City Manager and City Council.

- C. Resolution; Unifour Regional Natural Hazard Mitigation Plan: The Planning Department recommends approval of a Resolution of Adoption of the Unifour Regional Natural Hazard Mitigation Plan. The plan has been approved by FEMA for a period of five years, which will expire January 11, 2020.
- D. Resolution; Gary Sanders: Approval of a resolution honoring Gary Thomas Sanders upon his retirement from the Fire Department following twenty-eight years of dedicated service.

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. The Corridors & Appearance Committee will meet on Thursday, February 19 at noon.
- 2. City Council will conduct an FY2015-2016 Budget Retreat on Friday, February 20 at 8:00 a.m. at the Caldwell County Library, Room 7.
- 3. The Planning Board will meet on Monday, February 23 at 5:30 p.m.
- 4. The Committee of the Whole will meet on Tuesday, February 24 at 8:30 a.m.
- 5. The Foothills Regional Airport Authority will meet on Wednesday, February 25 at noon.

B. Items for Council Action

- 1. Authorizing Resolution; Offer & Acceptance for a State Technical Assistance Grant: City Staff recommends approval of a resolution to authorize the acceptance of State Technical Assistance Grant from the Water Infrastructure Fund in the amount of \$50,000.00. The grant is for the Lenoir Biosolids Study, Project No. E-TAG-W-15-0011.
- 2. Engineering Services Contract, McGill Associates; Lenoir Biosolids Study: City Staff recommends approval of the Engineering Service Contract as submitted by McGill Associates for the Lenoir Biosolids Study, Project No. E-TAG-W-15-0011 in accordance with the attached proposal.
- 3. Engineering Service Contract, McGill Associates; Water Treatment Plant Improvements: City Staff recommends approval of an Engineering Service Contract as submitted by McGill Associates for the George L. Bernhardt, Sr., Water Treatment Plant Improvements Project, Project No. W1F-1875, in accordance with the attached proposal.
- 4. North Main Street Small Area Plan: City Staff recommends approval of the North Main Street Small Area Plan as submitted by Planning Department. Jenny Wheelock, Planning Director, will present an overview of the Small Area Plan.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

- A. Closed Session: Pursuant to N.C. G. S. §143-318.11(a), (4), City Council will enter into closed session to discuss a property acquisition.

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, MARCH 3, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition; Phyllis Huffstetler: Mayor Gibbons will honor and recognize Phyllis Huffstetler, upon her retirement from the Lenoir Planning Board following twenty-eight years of dedicated service.
- C. Special Recognition; German Exchange Group: Mayor Gibbons will recognize a group of students and faculty members from Gymnasium Stegen, Germany. The students are part of the German Exchange Program as hosted by Joachim Korner, M.A., Hibriten High School.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Proposed Amendments; Sidewalk Requirements: A public hearing will be held to consider a proposed Ordinance Amending Chapter 19 (Subdivisions) and Appendix A (Zoning) of the City's Charter Code of Ordinances as related to sidewalk requirements, creating a sidewalk fund, providing for severability codification, and an effective date.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, February 17, 2015.
- B. Minutes: Approval of minutes from the recessed City Council Meeting of Wednesday, February 18, 2015.
- C. Resolution; Phyllis Huffstetler: Approval of a resolution honoring Phyllis Huffstetler, upon her twenty-six years of dedicated service on the Lenoir Planning Board.

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 National League of Cities Congressional Cities Conference will be held on March 7 through March 11 in Washington, DC. Mayor Pro-Tem Rohr will be attending this conference.
3. The City/County Services Committee will meet on Monday, March 9 at 11:45 a.m.
4. The Caldwell County Economic Development Commission will meet on Tuesday, March 10 at 8:00 a.m.
5. The Lenoir Business Advisory Board will meet on Tuesday, March 10 at 6:00 p.m.
6. The Sister Cities Committee will meet on Wednesday, March 11 at 11:30 a.m.
7. The City/County Coordinating Committee will meet on Monday, March 16 at 11:30 a.m.

B. Items for Council Action

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

- A. Board Appointments; Board of Adjustments: Mayor Gibbons will recommend that Mac Martin, Mattie Patterson and James Bradshaw be appointed to serve on the Board of Adjustments. Mayor Gibbons will further recommend that Merlin Perry and Tim Scobie be appointed to serve as Alternates on the Board of Adjustments.
- B. Board Appointment; Sister Cities: Mayor Gibbons will recommend that Oscar Doebereiner be re-appointed to serve a two-year term on the Sister Cities Board.
- C. Board Appointment; Fire Department Relief Board: Mayor Gibbons will recommend that Rodney Warren be re-appointed to serve a term on the Fire Department Relief Board.

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

- A. Closed Session: Pursuant to N.C. G. S. §143-318.11(a), (4), City Council will enter into closed session to discuss a property acquisition.

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, MARCH 17, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Mr. Mike Gibbons and Mr. John Hawkins will present information regarding the celebration of the month of March as “Caldwell County and City of Lenoir History Month.”

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, March 3, 2015.
- B. Minutes: Approval of minutes from the City Council Budget Work Session of Friday, February 20, 2015.
- C. Offer to Purchase; 523-B Hill Street, NW: Approval of the Offer to Purchase in the amount of \$5,000.00 as submitted by Carlos Palma for property located at 523-B Hill Street, NW. The legal advertisement of the Offer to Purchase Real Property will be published on Friday, March 20. Staff recommends the City accept the Offer to Purchase providing the City does not receive any additional upset bids.

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. The North Carolina League of Municipalities’ Town Hall Day is scheduled for Wednesday, March 18 in Raleigh.
 - 2. The Planning Board will meet on Monday, March 23 at 5:30 p.m.
 - 3. The Committee of the Whole will meet on Tuesday, March 24 at 8:30 a.m. at City Hall, Third Floor, former Council Chambers.
 - 4. The Foothills Regional Airport Authority will meet on Wednesday, March 25 at noon.
 - 5. The City of Lenoir’s annual Employee Recognition Banquet is scheduled for Tuesday, March 31 at 6:00 p.m. at the J.E. Broyhill Civic Center.
 - 6. City offices will be closed on Friday, April 3 in observance of Good Friday.

- B. Items for Council Action

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

- A. Board Appointments; Lenoir Business Advisory Board: Mayor Gibbons will recommend that Dana Clark and Grey Scheer be re-appointed to serve a term on the Lenoir Business Advisory Board.
- B. Board Appointment; Planning Board: Mayor Gibbons will recommend that Leah Hamilton be appointed to serve a term on the Lenoir Planning Board.

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

- A. Closed Session: Pursuant to N.C.G.S. §143-318.11(a), (3), City Council will enter into closed session to discuss attorney/client privilege.

X. ADJOURNMENT

AGENDA



CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, APRIL 7, 2015
6:00 P.M.



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition: Mayor Gibbons will present a proclamation to Regina Jenkins proclaiming the month of April as “*Fair Housing Month*” throughout the City of Lenoir.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, March 17, 2015.
- B. Minutes: Approval of minutes from the Committee of the Whole Meeting of Tuesday, March 24, 2015.
- C. Proclamation; Fair Housing Month: Approval of a proclamation proclaiming the month of April as “*Fair Housing Month*” throughout the City of Lenoir.
- D. Proclamation; National Service Day: Approval of a proclamation proclaiming Tuesday, April 7 as “*National Service Day*” throughout the City of Lenoir and Caldwell County as requested by Paige Pitts, NC Department of Health and Human Services, Senior Corps Director, J. Iverson Riddle Developmental Center. Note: The 3rd National Mayor’s Day sponsored by the Corporation for National and Community Service (CNCS) will be observed nationwide on April 7.
- E. Offer to Purchase; 523-B Hill Street, NW: Approval of the Offer to Purchase in the amount of \$5,000.00 as submitted by Carlos Palma for property located at 523-B Hill Street, NW. The legal advertisement of the Offer to Purchase Real Property was published on Friday, March 20 in the News-Topic and Staff recommends the City accept the Offer to Purchase because the City did not receive any additional upset bids during the ten day period.
- F. Acceptance of Right-of-Way & Paving of Collett Place: Staff recommends approval to accept the 40-foot right-of-way as granted by the People’s Tabernacle for God, Church, Inc. and pave the +/-187 feet of Collett Place with funds from the FY2014-2015 Budget.

- G. Resolution; NCDOT: Staff recommends approval of a resolution requesting the North Carolina Department of Transportation to allow the City of Lenoir to assume ownership of the state owned and maintained portion of Virginia Street from Morganton Boulevard to Fairview Drive SW. Note: Following approval by NCDOT, the City of Lenoir will assume the right-of-way for said road, provide for future maintenance and add said street to the City of Lenoir's Powell Bill Map.

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE INTERIM CITY MANAGER

A. Items of Information

1. April Calendar: The calendar for the month of April will be submitted to Council with various meetings and events.
2. The Sister Cities Committee will meet on Wednesday, April 8 at 11:30 a.m.
3. The Lenoir Tourism Development Authority will meet on Thursday, April 9 at 5:00 p.m.
4. The City/County Services Committee will meet on Monday, April 13 at 11:45 a.m.
5. The Caldwell County Economic Development Commission will meet on Tuesday, April 14 at 8:00 a.m.
6. The Lenoir ABC Board will meet on Tuesday, April 14 at 5:30 p.m. at Lenoir Store #1 located at 123 ABC Court.
7. The Lenoir Business Advisory Board will meet on Tuesday, April 14 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.
8. The NCDOT's annual Spring Litter Sweep Campaign begins April 18 through May 2.
9. The Sanitation Division's annual Spring Trash Bash Week begins Monday, April 20 through Friday, April 24.
10. Google's annual Gravity Games will be held on Saturday, April 25 beginning at 7:30 a.m. in downtown Lenoir.

B. Items for Council Action

1. Notice of Interim Trail Use; Surface Transportation Board: City Staff recommends approval and authorization to proceed with the filing of the request for issuance of a Notice of Interim Trail Use to the Surface Transportation Board, to rail bank the discontinued section of the Caldwell Rail Commission's rail line in order to construct a greenway trail.
2. Deed of Easement; First Baptist Church, City of Lenoir and Rankin Ridge, Inc.: City Staff recommends approval of a Deed of Easement between the City of Lenoir, First Baptist Church and Rankin Ridge, Inc. to approve the right-of-

way along Ridge Street in order to allow Rankin Ridge, Inc. access to their property known as the Rankin House.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

A. Closed Session: Pursuant to N.C. G. S. §143-318.11(a), (4), City Council will enter into closed session to discuss a property acquisition.

X. ADJOURNMENT

AGENDA



CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, APRIL 21, 2015
6:00 P.M.



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition; Police Department: Mayor Gibbons will be presenting a proclamation to Captain Brent Phelps proclaiming the month of May as *"Motorcycle Safety and Awareness Month"* throughout the City of Lenoir.
- C. Special Recognition; Police Department: Mayor Gibbons will be presenting a proclamation to Captain Brent Phelps proclaiming the week of May 11-15 as *"Peace Officers' Memorial Week"* throughout the City of Lenoir and to further call upon all citizens to observe Thursday, May 14 as *"Peace Officers' Memorial Day."*

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Conditional Use Permit; Workforce Homestead, Inc.: A public hearing will be held to consider a Conditional Use Permit submitted by Workforce Homestead, Inc. for property located at 1201-1223 Wilkesboro Boulevard between Taylorsville Road and Arrowood Street with the following conditions: 1) Architecture shall remain substantially the same as submitted for review by the Planning Board and shall be consistent design criteria required by Section 714 of the Zoning Ordinance; 2) Prior to obtaining zoning and building permits, a lighting plan shall be submitted to ensure that adjoining residential properties will be fully shielded from light trespass; 3) Any fencing visible from Wilkesboro Boulevard shall be open-style CPTED style fencing (such as, open picket or wrought iron.) Chain link fencing is prohibited; 4) Dumpsters shall be screened on all sides using the same materials as found on the residential buildings; 5) Valid permits must be obtained for this project and all construction must meet the requirements of the City of Lenoir Code of Ordinances, the North Carolina State Building Code, the North Carolina State Fire Code, and any other federal, state, or local regulation that applies; and 6) If a building permit has not been issued within 24 months of the conditional Use Permit, the approval shall be considered null and void. Note: The applicant proposes to build a 48 unit multi-family development known as Trillium.
- B. Zoning Map Amendments and Text Change; North Main Street Area Plan: A public hearing will be held to consider Staff's recommendations to implement the zoning recommendations of the North Main Street Small Area Plan adopted by City Council on February 17, 2015. The City is proposing changes to the base zoning of several properties and adoption of an overlay district over the entire

North Main Street study area. The corresponding text amendment contains the design standards applicable to the overlay district. **Note:** The City's Charter Code of Ordinances, Appendix A, Zoning, Article IV, Definitions, will be amended following approval of the proposed amendments.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, April 7, 2015.
- B. Proclamation; Motorcycle Safety and Awareness Month: Approval of a proclamation proclaiming the month of May as "*Motorcycle Safety and Awareness Month*" throughout the City of Lenoir.
- C. Proclamation; Peace Officers' Memorial Week: Approval of a proclamation proclaiming the week of May 11 – 15 as "*Peace Officers' Memorial Week*" throughout the City of Lenoir and to further call upon all citizens to observe Thursday, May 14 as "*Peace Officers' Memorial Day.*"

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE INTERIM CITY MANAGER

A. Items of Information

- 1. The Business Growth Committee will meet on Thursday, April 23 at 11:30 a.m. at City Hall, Second Floor Conference Room.
- 2. Google's annual Gravity Games will be held on Saturday, April 25 beginning at 7:30 a.m. in downtown Lenoir.
- 3. The Planning Board will not meet on Monday, April 27.
- 4. The Committee of the Whole will meet on Tuesday, April 28 at 8:30 a.m. at City Hall, Third Floor, former Council Chambers. **Note:** This meeting is a planned work session for City Councilmembers.
- 5. The Foothills Regional Airport Authority will meet on Wednesday, April 29 at noon.
- 6. A Cruise-In is scheduled for Saturday, May 2 from 4:00 – 9:00 p.m. in downtown Lenoir.

B. Items for Council Action

- 1. Preliminary Plat; Fairview Drive and Harper Avenue: City Staff recommends approval of a preliminary plat as submitted by Caldwell Habitat for Humanity for property located at the corner of Fairview Drive and Harper Avenue for the proposed Fairview Drive and Harper Redevelopment Subdivision. The applicant is requesting to subdivide the subject properties into seven (7) lots with driveway access off a proposed street terminated by a cul-de-sac. **Note:** The proposed lots meet all minimum dimensional and setback requirements of

the zoning ordinance for the B-4 District.

2. Offer to Purchase; 537 Beall Street: Approval of the Offer to Purchase in the amount of \$15,000.00 as submitted by Arthur Dixon for property located at 537 Beall Street providing the City does not receive any additional upset bids. The legal advertisement of the offer to Purchase Real Property will be published on Friday, April 24.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

- A. Closed Session: Pursuant to N.C. G. S. §143-318.11(a), (4), (6), City Council will enter into closed session to discuss economic development and personnel.

X. ADJOURNMENT

AGENDA



CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, MAY 5, 2015
6:00 P.M.



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition; Public Works Department: On behalf of City Council, Mayor Gibbons will present a proclamation to Charles Beck, Public Works Director, proclaiming the week of May 18– May 27 as “*National Public Works Week*” throughout the City of Lenoir and Caldwell County.
- C. Radford Thomas, Public Utilities Director, will present a power point presentation on his recent visit to the country of East Timor as part of the ICMA Professional Fellows Program.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, April 21, 2015.
- B. Offer to Purchase; 537 Beall Street: Approval of the Offer to Purchase in the amount of \$15,000.00 as submitted by Arthur Dixon for property located at 537 Beall Street. The legal advertisement of the offer to Purchase Real Property was published on Friday, April 24 in the *News-Topic* and Staff recommends the City accept the Offer to Purchase because the City did not receive any additional upset bids.
- C. Resolution; WPCOG’s JOBS Training Consortium: Approval of a resolution to join the Western Piedmont JOBS Training Consortium as requested by the Western Piedmont Council of Governments.
- D. Proclamation; National Public Works Week: Approval of a resolution proclaiming the week of May 18 – May 27 as “*National Public Works Week*” throughout the City of Lenoir and Caldwell County.

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

- A. Rick Oxford, Plan Administrator, Western Piedmont Council of Governments, will hold the second of two public meetings to receive public comments regarding the proposed FY2015-2019 Consolidated Plan for the City of Lenoir and the Unifour HOME Consortium and the FY2015 Action Plan for the City of Lenoir. **Note:** City Council will consider formal approval of these two plans that will be submitted to HUD by May 15th.

VI. REPORT AND RECOMMENDATIONS OF THE INTERIM CITY MANAGER

A. Items of Information

1. May Calendar: The calendar for the month of May will be submitted to Council listing various meetings and events.
2. The annual Mayor's Prayer Breakfast will be held on Thursday, May 7 at 8:00 a.m. at First Baptist Church located at 304 Main Street NW, Lenoir, NC. The Honorable Susan Kluttz, Secretary, North Carolina Department of Cultural Resources is the guest speaker. Tickets are \$10.00 and available at City Hall. The public is encouraged to attend.
3. The City/County Services Committee will meet on Monday, May 11 at 11:45 a.m.
4. The Caldwell County Economic Development Commission will meet on Tuesday, May 12 at 8:00 a.m. at the City/County Chambers.
5. The Lenoir ABC Board will meet on Tuesday, May 12 at 5:30 p.m. at Lenoir Store #1 located at 123 ABC Court.
6. The Lenoir Business Advisory Board will meet on Tuesday, May 12 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.
7. The Sister Cities Committee will meet on Wednesday, May 13 at 4:00 p.m. Please note time change.
8. The City/County Coordinating Committee will meet on Monday, May 18 at 11:30 a.m. at the City/County Chambers.
9. The Planning Board will meet on Monday, May 18 at 5:30 p.m. Please note date change.
10. Public Works will host a breakfast on Wednesday, May 20 at 7:30 a.m. at 1841 Café in honor of all Public Works employees.
11. City Council will conduct a Budget Work Session on Thursday, May 21 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.
12. A ground breaking ceremony is scheduled for Friday, May 22 at 3:00 p.m. for the historic Freedman High School Memorial located at 323 Harrington Street.
13. A Dedication Ceremony for the West End Community Center is scheduled for Saturday, May 23 from 10:00 a.m. – 2:00 p.m.
14. City offices will be closed on Monday, May 25 in observance of Memorial Day.

B. Items for Council Action

1. Notice of Interim Trail Use; Surface Transportation Board: City Staff recommends approval and authorization to proceed with the filing of the request for issuance of a Notice of Interim Trail Use to the Surface Transportation Board, to rail bank the discontinued section of the Caldwell Rail Commission's rail line in order to construct a greenway trail. **Note:** City Council approved this item on April 7, 2015 but Staff is proposing approval of a revised Notice of Interim Trail Use to reflect the exact wording specified by the rail banking program related to indemnification of the railroad [page 2, "willingness to assume financial responsibility" subparagraph (2)].

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

A. Closed Session: Pursuant to N.C. G. S. §143-318.11(a), (6), City Council will enter into closed session to discuss personnel.

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, MAY 19, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Charters of Freedom: Vance Patterson, Perry Snider, and Ron Lewis will present information on Foundation Forward, Inc., an educational project regarding displaying the Declaration of Independence, the Constitution and the Bill of Rights monuments in the downtown Lenoir area.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, May, 5, 2015.

IV. REQUESTS AND PETITIONS OF CITIZENS

- A. Mr. Casey Fields, Duke Energy, will present information regarding Duke Energy's Neighborhood Assistance Program.
- B. Mr. Clyde Ferguson will present information regarding the upcoming Pop Ferguson Blues Festival to be held on Friday, June 12 and Saturday, June 13.

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE INTERIM CITY MANAGER

A. Items of Information

1. Public Works will host a breakfast on Wednesday, May 20 at 7:30 a.m. at 1841 Café in honor of all Public Works employees.
2. City Council will conduct a Budget Work Session on Thursday, May 21 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.
3. A ground breaking ceremony is scheduled for Friday, May 22 at 3:30 p.m. for the historic Freedman High School Memorial located at 323 Harrington Street.
4. A Dedication Ceremony for the West End Community Center is scheduled for Saturday, May 23 from 10:00 a.m. – 2:00 p.m.
5. City offices will be closed on Monday, May 25 in observance of Memorial Day.
6. The Committee of the Whole will meet on Tuesday, May 26 at 8:30 a.m. at City Hall, Third Floor, former Council Chambers. A budget work session will be held if necessary. **Note:** An additional work session will be held on Thursday, May 28

if necessary.

B. Items for Council Action

1. Bid Award; Meadowood Sewer Replacement Project: City Staff recommends approval of a resolution to be submitted to the State Revolving Loan Fund requesting additional state loan assistance in the amount of \$300,000 to cover construction, related engineering, inspections and administration of the project up to \$300,000.
2. FY2015-2016 Recommended Annual Budget: Interim City Manager Danny Gilbert will present the recommended FY2015-2016 Annual Budget to City Council and also recommends that Council call for a public hearing to be held on Tuesday, June 2 for consideration of adoption of the proposed Annual Budget.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

- A. Board Appointments: Mayor Gibbons will recommend that Bryon Grayson be re-appointed to serve a four-year term on the Lenoir Business Advisory Board. Mayor Gibbons will also recommend that Rick Pierce be re-appointed to serve a two-year term on the Parks & Recreation Advisory Board.

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

- A. Closed Session: Pursuant to N.C. G. S. §143-318.11(a), (6), City Council will enter into closed session to discuss personnel.

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, JUNE 2, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition: On behalf of City Council, Mayor Gibbons will present a resolution to Perry Bernard (Barney) Cloer in honor and recognition of his 92nd birthday.
- C. Appointment; City Manager: City Council will formally appoint the new City Manager of the City of Lenoir.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. FY2015-2016 Annual Budget: A public hearing will be held to receive public comments regarding the annual budget for the fiscal year beginning July 1, 2015 through June 30, 2016 for the City of Lenoir.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, May, 19, 2015.
- B. Minutes: Approval of minutes from the City Council Budget Workshop of Thursday, May 21, 2015.
- C. Minutes: Approval of minutes from the Committee of the Whole Meeting of Tuesday, May 26, 2015.
- D. Resolution; Approval of a resolution and agreement for the City of Lenoir to provide the Employee Death Benefit for non-sworn employees with the North Carolina Local Government Employee Retirement System.
- E. Capital Project Budget Ordinance; 2015 Unifour Consortium HOME Program: Staff recommends approval of the 2015 Capital Project Budget Ordinance for the Unifour Consortium HOME Program in the amount of \$979,940.
- F. Capital Project Budget Ordinance; 2015 Community Development Block Grant Program: Staff recommends approval of the 2015 Capital Project Budget Ordinance for the Community Development Block Grant in the amount of \$144,353.

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE INTERIM CITY MANAGER

A. Items of Information

1. June Calendar: The calendar for the month of June will be submitted to Council with various meetings and events.
2. Friday after Five is scheduled on Friday, June 5 from 7:00 – 10:00 p.m. on the square downtown with the band Night Move performing.
3. A Cruise-In event will be held on Saturday, June 6 from 4:00 p.m. – 9:00 p.m. in the downtown area.
4. The City/County Services Committee will meet on Monday, June 8 at 11:45 a.m.
5. The Caldwell County Economic Development Commission will meet on Tuesday, June 9 at 8:00 a.m.
6. The Lenoir ABC Board will meet on Tuesday, June 9 at 5:30 p.m. at Lenoir Store #1 located at 123 ABC Court.
7. The Lenoir Business Advisory Board will meet on Tuesday, June 9 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.
8. The Sister Cities Committee will meet on Wednesday, June 10 at 11:30 a.m.
9. Festivities for the annual Pop Ferguson Blues Festival are scheduled for Friday, June 12 and Saturday, June 13.
10. The City/County Coordinating Committee will meet on Monday, June 15 at 11:30 a.m. at the City/County Chambers.

B. Items for Council Action

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

- A. Board Appointment; Parks & Recreation Advisory Board: Mayor Gibbons will recommend that Sandy Rossborough be re-appointed to serve a two-year term on the Parks and Recreation Advisory Board.

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, JUNE 16, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Amendments; Appendix A, Zoning, Chapter 19, Code of Ordinances; Application Deadlines: A public hearing will be held to consider proposed amendments relating to application deadlines for subdivision plats, zoning map amendments, ordinance amendments, special and conditional use permits and variance requests providing for codification and an effective date. The City's Charter Code of Ordinances, Appendix A, Zoning, Chapter 19 will be amended following approval by City Council.
- B. Amendments; Appendix A, Zoning, Code of Ordinances, Non-Conforming Lots: A public hearing will be held to consider proposed amendments relating to non-conforming lots and accessory dwelling units providing for severability, codification and an effective date. These proposed changes will allow for detached accessory cottages (sometimes referred to as "garage apartments") and will also allow for the owner of two adjacent platted lots that are non-conforming for lot width area to sell or develop the lots as two separate lots according to the original platted lot lines. The City's Charter Code of Ordinances, Appendix A, Zoning, will be amended following approval by City Council.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, June 2, 2015.
- B. Minutes: Approval of closed session minutes from February 17, March 3, April 7, April 21, April 28, May 4, May 5, May 19 and May 21 as reviewed by the City Attorney, Interim City Manager and City Council.
- C. Resolution to Award Construction Bid; Meadowood Sewer Line Replacement Project: Staff recommends approval of a resolution to tentatively award the Meadowood Sewer Line Replacement Project to Buckeye Bridge, LLC, in the amount of \$1,398,525.00 subject to approval by the Division of Water Infrastructure to award the project and execute the construction contract. In addition, Staff recommends that the City establish a construction contingency budget in the amount of \$32,475.00.

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE INTERIM CITY MANAGER

A. Items of Information

1. The City/County Coordinating Committee Meeting of Monday, June 15 has been cancelled. The next meeting will be held on Monday, July 20 at 11:30 a.m. at the City/County Chambers.
2. Friday after Five is scheduled for Friday, June 19 with the Matt Stratford Band performing on the square from 7-10:00 p.m. The Chad Triplett Band will be performing on Friday, June 26 from 7-10:00 p.m.
3. The Planning Board will meet on Monday, June 22 at 5:30 p.m.
4. The Committee of the Whole Meeting is scheduled for Tuesday, June 23 at 8:30 a.m. at City Hall, Third Floor, former Council Chambers.
5. The Foothills Regional Airport Authority will meet on Wednesday, June 24 at noon.
6. The Business Growth Committee will meet on Thursday, June 25 at 9:00 a.m. at City Hall, Second Floor Conference Room.
7. Fabulous Film Night begins on Saturday, June 27 with the movie “Alexander and the Terrible, Horrible, No Good, Very Bad Day” being shown on the square at 8:30 p.m.
8. City offices will be closed on Friday, July 3 in observance of Independence Day.
9. The annual Fourth of July Celebration will be held at Mulberry Recreation Center on Saturday, July 4 from 5:00 – 10:00 p.m. and will end with a fireworks display.
10. A Cruise-In event is scheduled for Saturday, July 4 from 4-9:00 p.m. in the downtown area
11. The City Council Meeting of Tuesday, July 7 has been cancelled. The next meeting is scheduled for Tuesday, July 21 at 6:00 p.m. **Note:** The Committee of the Whole Meeting for July has also been cancelled.

B. Items for Council Action

1. Minimum Housing Ordinance; 307 Reform Street: City Staff recommends approval of a Minimum Housing Ordinance to abate the minimum housing violations by demolishing the structure on the property located at 307 Reform Street, Parcel ID #06-12-1-6 and NCPIN #2749752604.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

- A. Closed Session: Pursuant to N.C.G.S. §143-318.11(a), (4), City Council will enter into closed session to discuss economic development.

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, JULY 21, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition; Public Utilities: Mr. Randy Hintz, North Carolina Department of Environment and Natural Resources, Asheville Regional Office, will present the Area Wide Optimization Program Award to Radford Thomas, Public Utilities Director, and Kevin Matheson, Water Treatment Plant Superintendent, for the City of Lenoir achieving Optimized Performance during 2014.
- C. Public Utilities Director Radford Thomas will present information from the Drought Management Advisory Group regarding the area's current drought situation.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Economic Development Incentive Agreement; Sealed Air: A public hearing will be held to consider an economic development incentive agreement between the City of Lenoir and Sealed Air Corporation for their proposed expansion.
- B. Conditional Zoning District: A public hearing will be held to consider an ordinance amending Appendix A of the Lenoir City Code to remove Special Use Districts and Special Use Permits, Establish Provisions for Conditional Zoning Districts, and Adopt a Fee for Conditional Zoning Requests, Providing for Severability, Codification, and an Effective Date. The City's Charter Code of Ordinances, Appendix A, will be amended following approval by City Council.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, June 16, 2015 as submitted.
- B. Minutes: Approval of minutes from the Committee of the Whole Meeting of Tuesday, June 23, 2015 as submitted.
- C. Declaration of Official Intent to Reimburse: Staff recommends approval of the Declaration of Official Intent to Reimburse for the items to be financed for the FY2015-2016 Annual Budget.
- D. Acceptance of 2014 Assistance to Firefighters Grant: Staff recommends approval of the 2014 Assistance to Firefighters Grant in the amount of \$266,429 with a 5% City match of \$13,321. This grant will be used to purchase 40 Air Packs and equipment used in conjunction with the Air Packs.

- E. Resolution; Revised Memorandum of Understanding; WPCOG: Staff recommends approval of a resolution approving a revised Memorandum of Understanding between governmental jurisdictions within the Hickory urbanized area and the NC Department of Transportation that sets forth the responsibilities and working arrangements for maintaining a continuing, comprehensive and cooperative transportation planning process.
- F. FY2014-2015 Budget Amendments: Staff recommends approval of the FY2014-2015 Budget Amendments in the amount of \$890,000 for the General Fund and \$200,000 for the Water/Sewer Fund for a total amount of \$1,090,000.
- G. Authorization to Purchase; Vactor 2112 Vacuum Jet Rodding Machine: Staff recommends authorization to execute the purchase of the Vactor 2112 Machine in the amount of \$339,931 as specified in the quotation submitted by the Public Works Equipment and Supply, Inc.
- H. Amended Project Budget Ordinance; Meadowood Sewer Replacement Project: Staff recommends approval of an amended Project Budget Ordinance in the amount of \$1,606,500 to include the additional \$300,000 borrowed from the State Revolving Loan Program for the Meadowood Sewer Replacement Project.

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. August Calendar: The calendar for the month of August will be presented to Council listing various meetings and events.
2. The Lenoir Tourism Development Authority will meet on Thursday, July 23 at 3:00 p.m. at City Hall, Third Floor, former Council Chambers.
3. Friday after Five is scheduled for Friday, July 24 with the band Low Counts performing on the square from 7-10:00 p.m. The Silvio Martinat Swing Band will perform on Friday, July 31 from 7-10:00 p.m.
4. Fabulous Film Night is scheduled for Saturday, July 25 with the movie "Big Hero 6" being shown on the square at 8:30 p.m.
5. The Planning Board will meet on Monday, July 27 at 5:30 p.m.
6. The Committee of the Whole Meeting for July has been cancelled. The next meeting will be held on Tuesday, August, 25 at 8:30 a.m. at City Hall.
7. The Foothills Regional Airport Authority will not meet in July. The next meeting will be held on Wednesday, August 26 at noon.
8. The annual Harambee Festival is scheduled from Saturday, August 1 through Friday, August 7 at the Martin Luther King, Jr., Center. The annual Multi-Cultural Festival will also be held on Saturday, August 1 as part of the Harambee Family Fun Day.

B. Items for Council Action

1. Street Renaming Request; Pinetop Place: City Staff recommends approval of a request to name the unnamed private street addressed as Boxwood Place to

Pinetop Place.

2. Agreement; City of Lenoir & NCDOT; Municipal Bike Plan: City Staff recommends approval of an agreement between the City of Lenoir and the North Carolina Department of Transportation (NCDOT) for an NCDOT administered Bicycle Planning Grant.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, AUGUST 4, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Update; Drought Conditions: Kevin Matheson, Water Treatment Plant Superintendent, will present a report on current drought conditions.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, July 21, 2015 as submitted.

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. Friday after Five is scheduled for Friday, August 7 with the band Brown Mountain Conspiracy performing on the square from 7-10:00 p.m. The band Fracxured will perform on Friday, August 14.
2. Fabulous Film Night is scheduled for Saturday, August 8 with the movie "When the Game Stands Tall" being shown on the square at 8:30 p.m.
3. The City/County Services Committee will meet on Monday, August 10 at 11:45 a.m.
4. The Caldwell County Economic Development Commission will meet on Tuesday, August 11 at 8:00 a.m.
5. The Lenoir ABC Board will meet on Tuesday, August 11 at 5:30 p.m. at Lenoir Store #1 located at 123 ABC Court.
6. The Lenoir Business Advisory Board will meet on Tuesday, August 11 at 6:00 p.m., Third Floor, City Hall.
7. The Sister Cities Committee will meet on Wednesday, August 12 at 11:30 a.m., Third Floor, City Hall.
8. The City/County Coordinating Committee will meet on Monday, August 17 at 11:30 a.m. at City Hall, Third Floor, former Council Chambers.
9. A community presentation of the Overmountain Victory Trail Master Plan will be held on Thursday, August 27 at 6:00 p.m. at the City/County Chambers. The public is encouraged to attend.

VI. B Items for Council Action

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

X. ADJOURNMENT

AGENDA



CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, AUGUST 18, 2015
6:00 P.M.



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Conditional Zoning District; Tapaha Dynamics, LLC: A public hearing will be held to consider a Conditional Zoning District request as submitted by Tapaha Dynamics, LLC, for five parcels located on Lynhaven Street and Virginia Street, south of Morganton Boulevard. The applicant seeks a Conditional Zoning District in order to accommodate future site development at heights up to 150-feet.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, August 4, 2015 as submitted.
- B. Offer to Purchase; 1020 West Avenue: Approval of the Offer to Purchase in the amount of \$35,000.00 as submitted by Chris Aiken, Aiken Development, LLC, for property located at 1020 West Avenue. The legal advertisement of the Offer to Purchase Real Property was published on Friday, August 7 & Friday, August 14 in the *News-Topic* and Staff recommends the City accept the Offer to Purchase because the City did not receive any additional upset bids.
- C. Draft Lease Agreement; City of Lenoir and Aiken Development, LLC: Staff recommends approval of a draft Lease Agreement between the City of Lenoir and Aiken Development, LLC, contingent upon final approval of the Offer to Purchase Real Property located at 1020 West Avenue. Staff further recommends Council authorize the Mayor and City Manager to execute the lease agreement.
- D. FY2014-2015 Budget Ordinance Amendment: Staff recommends approval of an FY2014-2015 Budget Amendment in the amount of \$120,000.00 as submitted.

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. Friday after Five is scheduled for Friday, August 21 with the band Fox & Company performing on the square from 7-10:00 p.m. The band Southern Ember will perform on Friday, August 28.

2. Fabulous Film Night is scheduled for Saturday, August 22 with the movie “*Earth to Echo*” being shown on the square at 8:30 p.m.
3. The Planning Board meeting for August has been cancelled. The next meeting will be on Monday, September 28 at 5:30 p.m.
4. The Committee of the Whole will meet on Tuesday, August 25 at 8:30 a.m. at City Hall, Third Floor, former Council Chambers.
5. The Foothills Regional Airport Authority will meet on Wednesday, August 26 at noon.
6. A community presentation of the Overmountain Victory Trail Master Plan will be held on Thursday, August 27 at 6:00 p.m. at the City/County Chambers. The public is encouraged to attend.
7. The Lenoir Tourism Development Authority will meet on Friday, August 28 at 3:00 p.m. at City Hall, Third Floor, former Council Chambers.
8. City offices will be closed on Monday, September 7 in observance of the Labor Day holiday.

B. Items for Council Action

1. Minimum Housing Ordinance; 813 Corpening Place: Staff recommends approval of a Minimum Housing Ordinance to abate the minimum housing violations by demolishing the structure on the property located at 813 Corpening Place. This property is ranked as number 7 on the City’s Minimum Housing Priority list.
2. Offer to Purchase; 522 Prospect St., NW: Staff recommends approval of the Offer to Purchase in the amount of \$800.00 as submitted by Marco Flores for property located at 522 Prospect Street, NW. The legal advertisement of the offer to Purchase Real Property will be published on Friday, August 21. Staff recommends the City accept the Offer to Purchase providing the City does not receive any additional upset bids.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

X. ADJOURNMENT

AGENDA



CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, SEPTEMBER 1, 2015
6:00 P.M.



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, August 18, 2015 as submitted.
- B. Offer to Purchase; 1020 West Avenue: Approval of the revised Offer to Purchase in the amount of \$39,000.00 as submitted by Chris Aiken, Aiken Development, LLC, for property located at 1020 West Avenue. The offer also provides the City continued use of the parking lot subject to a lease agreement as well as parking lot improvements (resurfacing/sealing, landscaping and lighting.) The legal advertisement of the Offer to Purchase Real Property was published on Thursday, August 20 in the *News-Topic* and Staff recommends the City accept the Offer to Purchase because the City did not receive any additional upset bids.
- C. Draft Lease Agreement; City of Lenoir and Aiken Development, LLC: Staff recommends approval of a draft Lease Agreement between the City of Lenoir and Aiken Development, LLC, contingent upon final approval of the Offer to Purchase Real Property located at 1020 West Avenue. Staff further recommends Council authorize the Mayor and City Manager to execute the Lease Agreement. **Note:** The Lease Agreement will be submitted prior to the City Council Meeting.
- D. Offer to Purchase; 522 Prospect Street NW: Approval of the Offer to Purchase in the amount of \$800.00 as submitted by Marco Flores for property located at 522 Prospect Street, NW. The legal advertisement of the offer to Purchase Real Property was published on Friday, August 21 in the *News-Topic*. Staff recommends the City accept the Offer to Purchase because the City did not receive any additional upset bids.
- E. Amendment; Charter Code of Ordinance, Chapter 13, Article I; Prohibited Conduct in Public Parks and Facilities: Staff recommends that Council call for a public hearing to be held on Tuesday, September 15 to consider amending the City's Charter Code of Ordinances, Chapter 13, Article I, Prohibited Conduct in Public Parks and Facilities as submitted.
- F. Resolution of Intent; Alleyway Closing; 900 Block of West Avenue: City Staff recommends that Council call for a public hearing to be held on Tuesday, October 6, to consider a street closing ordinance (Resolution of Intent) to close the abandoned alleyway between Boundary Street and Church Street.

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. A Cruise-In event is scheduled for Saturday, September 5 from 4-9:00 p.m. in the downtown area.
2. City offices will be closed on Monday, September 7 in observance of the Labor Day holiday.
3. The Lenoir Business Advisory Board will meet on Tuesday, September 8 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.
4. The Sister Cities Committee will meet on Wednesday, September 9 at 11:30 a.m.
5. The annual Sculpture Festival will be held on Saturday, September 12 at 9:00 a.m. at the T.H. Broyhill Walking Park.
6. Fabulous Film Night is scheduled for Saturday, September 12 with the movie "*Strange Magic*" being shown at 8:00 p.m.
7. The City/County Services Committee will meet on Monday, September 14 at 11:45 a.m.
8. The Parks & Recreation Advisory Board will meet on Monday, September 14 at 6:00 p.m.
9. The Caldwell County Economic Development Commission will meet on Tuesday, September 15 at 8:00 a.m. Please note date change.

B. Items for Council Action

1. Sidewalk Café Permit; Bella Torte Bistro & Bakery: City Staff recommends approval of a Sidewalk Café Permit as submitted by the Bella Torte Bistro & Bakery located at 128 Main Street, NW, with the following conditions: 1) A 5-foot clear pedestrian path must be maintained to provide access to the restaurant, the public sidewalk adjacent to Main Street, and the Veteran's Memorial adjacent to the sidewalk café; and 2) the applicant must coordinate with the City's Public Works Director to allow inspection of the light structure prior to, during, and after installation; 3) the applicant is responsible for any repairs to City property needed following the removal of the light structure and any damage that may result from the structure; and 4) string lights installed over the Sidewalk Café are limited to white, non-blinking lights.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

X. ADJOURNMENT

AGENDA



CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, SEPTEMBER 15, 2015
6:00 P.M.



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition; Caldwell County Yokefellow, Inc.: Mayor Gibbons will present a proclamation to Sharon Osborne, Executive Director, Caldwell County Yokefellow, Inc., proclaiming the month of September as "*Hunger Action Month*" throughout the City of Lenoir and Caldwell County.
- C. Update; Current Drought Conditions: Radford Thomas, Public Utilities Director, will present an update regarding the current drought conditions.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Amendment; Charter Code of Ordinances; Chapter 13, Article I, Section 13-55, Prohibited Conduct in Public Parks and Facilities: A public hearing will be held to consider amending the Charter Code of Ordinances, Chapter 13, Article I, Section 13-55, Prohibited Conduct in Public Parks and Facilities as recommended by City Staff.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, September 1, 2015 as submitted.
- B. Minutes: Approval of minutes from the Committee of the Whole Meeting of Tuesday, August 25, 2015.

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. The NCDOT's Fall Litter Sweep Program begins on Saturday, September 19 through Saturday, October 3.
 - 2. The Sanitation Division's Annual Fall Trash Bash Week begins on Monday, September 21 through Friday, September 25.
 - 3. The City/County Coordinating Committee will meet on Monday, September 21 at 11:30 a.m. at the City/County Chambers.

4. The Committee of the Whole will meet on Tuesday, September 22 at 8:30 a.m. at Lenoir Fire Station No. 1. **Note:** A dedication ceremony is scheduled for 8:00 a.m. to dedicate the Fire Department's new fire truck in memory of former Lenoir City Councilman Ron Stilwell.
5. The ABC Board will meet on Tuesday, September 22 at 5:30 p.m. at Lenoir Store No. 1 located at 123 ABC Court.
6. A ceremony is scheduled for Wednesday, September 23 at 10:30 a.m. at the Martin Luther King, Jr., Center, to announce a grant awarded to the City by Google.
7. The Planning Board will meet on Monday, September 28 at 5:30 p.m.
8. The Foothills Regional Airport Authority will meet on Wednesday, September 30 at noon.
9. The Police Department will host their annual National Night Out Event on Tuesday, October 6 from 6:00 p.m. – 9:00 p.m. on the square downtown.
10. The annual Caldwell is Hiring Event is scheduled for Thursday, October 1 from 8:30 a.m. until noon at the J.E. Broyhill Civic Center.
11. A Cruise-In Event will be held on Saturday, October 3 from 4:00 p.m. – 9:00 p.m. in downtown Lenoir.
12. The North Carolina League of Municipalities Conference will be held on Sunday, October 11 through Tuesday, October 13 at the Benton Convention Center in Winston-Salem.

B. Items for Council Action

1. NCLM Voting Delegates: City Council will appoint a Delegate and an Alternate Delegate to represent the City at the North Carolina League of Municipalities Annual Business Meeting to be held on Monday, October 12 at the Benton Convention Center in Winston-Salem. Those attending are Mayor Gibbons and City Councilmembers' Ike Perkins, Crissy Thomas and Ben Willis.
2. NCL Voting Delegates: City Council will appoint a Delegate and an Alternate Delegate to represent the City at the National League of Cities (NLC) Annual Business Meeting to be held on Saturday, November 7 at the Congress of Cities & Exposition Conference in Nashville, Tennessee. Mayor Pro-Tem Rohr and Councilman Willis is attending this event.
3. Removal of Traffic Signal; Intersection of Harper Avenue & Broadway Street: City Staff recommends that Council approve the removal of the traffic signal at the intersection of Harper Avenue and Broadway Street and erect a stop sign to control traffic on Broadway Street at this same intersection.
4. Authorizing Resolution; NCDENR: City Staff recommends approval of a Resolution to authorize the acceptance of state loan assistance from the North Carolina Department of Environment and Natural Resources (NCDENR) in the amount of \$6,540,000 for the Filter Rehabilitation and Replacement of High-Service Pumps, Bulk Chemical Storage Tanks & Chemical-Feed Systems and related items for the George L. Bernhardt, Sr., Water Treatment Plant.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

A. Closed Session: Pursuant to N.C.G.S. §143-318.11(a), (5), City Council will enter into closed session to discuss a property acquisition.

X. ADJOURNMENT

AGENDA



CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, OCTOBER 6, 2015
6:00 P.M.



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition; Customer Service Design Team: Daniel Bowman, former Customer Service Design Team member, will be recognized for his service to the City of Lenoir.
- C. FY2014-2015 Annual Audit Report: Eric Bowman, P.A., will present the FY2014-2015 Annual Audit report to City Council.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Street Closing Order Boundary Street & Church Street: A public hearing will be held to consider adoption of a Street Closing Order for the permanent closure of the abandoned alleyway between Boundary Street and Church Street as submitted.
- B. Amendment; Charter Code of Ordinances, Appendix B, Section 101, Parking Prohibited at all times on the following streets; Millbrook Place: A public hearing will be held to consider amending the Charter Code of Ordinances, Appendix B, Section 101, Parking Prohibited at all times on the following streets to designate Millbrook Place in the Prestwood Heights Subdivision as a No Parking Area as recommended by City Staff. City Staff will also place No Parking signs along Millbrook Place.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, September 15, 2015 as submitted.
- B. Minutes: Approval of minutes from the Committee of the Whole Meeting of Tuesday, September 22, 2015 as submitted.
- C. Proclamation; Dysautonomia Awareness Month: Approval of a proclamation proclaiming the month of October as "*Dysautonomia Awareness Month*" throughout the City of Lenoir and Caldwell County.

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. The Lenoir Police Department's annual National Night Out event is scheduled for Tuesday, October 6 from 6:00 p.m. – 9:00 p.m. on the square in downtown Lenoir. The public is encouraged to attend.
2. The Sister Cities Committee will meet on Thursday, October 8 at noon at 1841 Café. Please note date change.
3. The North Carolina League of Municipalities Annual Conference will be held on Sunday, October 11 through Tuesday, October 13 at the Benton Convention Center in Winston-Salem.
4. The City/County Services Committee will meet on Monday, October 12 at 11:45 a.m. in the Board Room at CCC& TI.
5. The Caldwell County Economic Development Board will meet on Tuesday, October 13 at 8:00 a.m.
6. The Lenoir Business Advisory Board will meet on Tuesday, October 13 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.
7. The first annual "Smoking in the Foothills Barbeque Event" will be held on Friday, October 16 from 5:00 p.m. – 10:30 p.m. in downtown Lenoir and on Saturday, October 17 from 10:00 a.m. – 10:00 p.m. The public is encouraged to attend.
8. The City/County Coordinating Committee will meet on Monday, October 19 at 11:30 a.m. at City Hall, Third Floor, former Council Chambers.
9. On Wednesday, October 22, the third annual "National Bioenergy Day" will be observed. This is a nationwide day of advocacy for all kinds of heat and power generated by woody biomass and agricultural waste, from large-scale utilities to home heating stoves.
10. One Stop Voting begins on Thursday, October 22 through Saturday, October 31 from 8:00 a.m. – 5:00 p.m. at the City/County Chambers located at 905 West Avenue, Lower Level. The Board of Elections will be open from 8:00 a.m. - 1:00 p.m. on Saturday, October 31.

B. Items for Council Action

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

- A. Board Appointments; Parks & Recreation Advisory Board: Mayor Gibbons recommends that Scott Barnett be appointed to serve a two-year term on the Parks & Recreation Advisory Board and Jonas Brown be appointed to serve as the Student Representative for a two-year term.

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, OCTOBER 20, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Update; E-911 Communication Center: Police Captain Brent Phelps will present a report on the recent improvements to the City's E-911 Communication Center.
- C. Public Comment Period; EPA Assessment Grant Application; Brownfield Project: The City of Lenoir will hold a public information meeting and opportunity for public input regarding the City's intent to submit an application to the US Environmental Protection Agency for funding to undertake a community-wide Brownfield Assessment Program. Mr. Greg D. Icenhour, Mid Atlantic Engineering and Environmental Solutions, will present information regarding the application process and receive any public comments.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Conditional Zoning Request; A public hearing will be held to consider approval of a Conditional Zoning Request as submitted by John D. Farthing for property located at 439 Virginia Street. The applicant seeks a Conditional Zoning District to allow residential dwelling units in an unused area of an existing industrial building zoned Heavy Industrial (I-2). The Planning Staff and Planning Board recommends approval of the proposed ordinance with the conditions as listed on page four (4) of the Staff Report.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, October 1, 2015 as submitted.
- B. Minutes: Approval of minutes from the joint ABC Board & City Council Meeting of Thursday, October 1, 2015 as submitted.
- C. Amendment; 2015-2016 Unifour Consortium Home Program Capital Project Budget Ordinance: Approval of an amendment to the 2015-2016 Unifour Consortium Home Program Capital Project Budget Ordinance totaling \$979,490.

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. The 2016 Holiday Schedule will be submitted to Council as information.
2. The 2016 City Council Meeting Schedule will be submitted to Council for their review and approval.
3. Fabulous Film Night is scheduled for Saturday, October 24 with the movie “Box Troll’s” being shown at 7:00 p.m. at the former LHS Auditorium.
4. A ribbon cutting ceremony for the Freedman High School Memorial is scheduled for Monday, October 26 at 3:00 p.m.
5. The Planning Board will meet on Monday, October 26 at 5:30 p.m.
6. The Parks & Recreation Advisory Board will meet on Monday, October 26 at 6:00 p.m.
7. The Committee of the Whole will meet on Tuesday, October 27 at 8:30 a.m. at City Hall, Third Floor, former Council Chambers.
8. The Foothills Regional Airport Authority will meet on Wednesday, October 28 at noon.
9. The annual Downtown Trick or Treat event is scheduled for Friday, October 30 from 3:00 p.m. -5:00 p.m.
10. The Recreation Department’s annual Halloween Carnival will be held from 5:00 p.m. – 8:30 p.m. on Friday, October 30 at the Martin Luther King, Jr., Center.
11. The City Council Meeting scheduled for Tuesday, November 3 has been changed to **Tuesday, November 10 at 6:00 p.m.** due to Election Day. **Please note date change.**
12. The National League of Cities Annual Conference will be held on Wednesday, November 4 through Saturday, November 7. Mayor Pro-Tem Rohr, Councilman Willis and City Manager Hildebran are attending this event.
13. The City/County Services Committee will meet on Monday, November 9 at 11:45 a.m. in the Board Room at CCC&TI.
14. The Caldwell County Economic Development Commission will meet on Tuesday, November 10 at 8:00 a.m.
15. The Lenoir Business Advisory Board will meet on Tuesday, November 10 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.
12. City offices will be closed on Wednesday, November 11 in observance of Veterans Day.

B. Items for Council Action

1. Resolution; Overmountain Victory Trail Master Plan: City Staff recommends that Council adopt the Overmountain Victory Trail Master Plan by this resolution.
2. Property Purchase; 132 Tremont Park Drive: City Staff recommends approval of a property purchase in the amount of \$30,000.00 for the lot located at 132 Tremont Park Drive, NCPIN #2759-790-520. The lot is comprised of 0.61 acres and zoned as (B-2) General Business.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

- A. Closed Session: Pursuant to N.C.G.S. §143-318.11(a), (4), City Council will enter into closed session to discuss economic development.

X. ADJOURNMENT



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, NOVEMBER 10, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition: On behalf of City Council, Mayor Gibbons will present a proclamation to Ms. Heather Watson proclaiming Friday, November 13 as “World Pancreatic Cancer Day” throughout the City of Lenoir and Caldwell County.
- C. Special Recognition: On behalf of City Council, Mayor Gibbons will recognize Candace McLean, Assistant Scoutmaster, and members of Boy Scout Troop #271, who will be in attendance as part of their requirements for their citizenship badge and community merit badge.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of minutes from the City Council Meeting of Tuesday, October 20, 2015 as submitted.
- B. Minutes: Approval of minutes from the Committee of the Whole Meeting of Tuesday, October 27, 2015 as submitted.
- C. Closed Session Minutes: Approval of closed session minutes of Tuesday, June 16, 2015 and Tuesday, September 15, 2015 as reviewed by the City Attorney, City Council and City Manager.
- D. Proclamation; World Pancreatic Cancer Day: Approval of a proclamation proclaiming Friday, November 13 as “World Pancreatic Day” throughout the City of Lenoir and Caldwell County.
- E. Amend City Manager Designation for Caldwell-Lenoir Transload, LLC: City Staff recommends approval to change the current designation of former City Manager Lane Bailey to Scott Hildebran as the Caldwell-Lenoir Transload, LLC, Manager. Note: This designation needs to be changed for the annual report.

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. A Veterans Day Ceremony will be held on Wednesday, November 11 at 11:00 a.m. on the square downtown.

2. City offices will be closed on Wednesday, November 11 in observance of the Veterans Day holiday.
3. The Sister Cities Committee will meet on Thursday, November 12 at 1:30 p.m. at Loe's Brewery.
4. The annual Meleah Mikeal Half-Marathon is scheduled for Saturday, November 14 at 9:00 a.m. at the Aquatic & Fitness Center.
5. The City/County Coordinating Committee will meet on Monday, November 16 at 11:30 a.m. at the City/County Chambers.
6. The Planning Board will meet on Monday, November 16 at 5:30 p.m. Please note date change.
7. The City Council Meeting of Tuesday, November 17 has been cancelled. The next meeting will be held on Tuesday, December 1 at 6:00 p.m.
8. The Lenoir Tourism Development Authority will meet on Tuesday, November 17 at 3:00 p.m. at City Hall, Third Floor, former Council Chambers.
9. The annual Light-Up Lenoir event is scheduled for Thursday, November 19 beginning at 4:30 p.m. in downtown. The annual Light Show also begins daily on Thursday, November 19 through Sunday, January 3 from 6:00 p.m. – 10:00 p.m.
10. Holiday Voices on the Square is scheduled for Friday, November 20 from 5:30 p.m. – 7:30 p.m.
11. The annual Caldwell Rotary Club Christmas Festival will be held on Saturday, November 21 from 10:00 a.m. – 4:00 p.m. downtown.
12. The annual Turkey Tuesday Giveaway Event is scheduled on Tuesday, November 24 at 6:00 p.m. at the Martin Luther King, Jr., Center. Note: Senior citizens may pick up a turkey between 5:00 p.m. – 6:00 p.m. One turkey per vehicle will be given out on a first come, first serve basis.
13. The Committee of the Whole Meeting is scheduled for Tuesday, November 24 at 8:30 a.m. at City Hall, Third Floor, former Council Chambers.
14. City offices will be closed on Thursday, November 26 and Friday, November 27 in observance of the Thanksgiving holiday.
15. The Foothills Regional Airport Authority will meet on Wednesday, December 2 at noon. Please note date change.

B. Items for Council Action

1. Request for Qualifications (RFQ) Award; Sewer Line Replacement Project: City Staff recommends approving a Service Agreement with McGill Associates of Hickory, North Carolina, for the engineering services required for the design and construction of the Steel Street/College Avenue Sewer Line Replacement Project.
2. Amendment; Charter Code of Ordinances, Chapter 13, Article I, Section 13-71, Solicitation and Begging: City Staff recommends that Council call for a public hearing to be held on Tuesday, December 1 to consider amending the Charter Code of Ordinances, Chapter 13, Article I, Section 13-71, Solicitation and Begging as recommended by City Staff.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

- A. Update: Councilmember Willis will present information from the North Carolina Rural Broadband Conference he recently attended.
- B. Closed Session: Pursuant to N.C.G.S. §143-318.11(a), (4), City Council will enter into closed session to discuss economic development.

X. ADJOURNMENT

AGENDA



**CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, DECEMBER 1, 2015
6:00 P.M.**



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Oath of Office: The Honorable Kim Clark, Clerk of Superior Court, will administer the Oath of Office to Joseph L. Gibbons, Mayor, Todd H. Perdue, Councilmember, Timothy J. Rohr, Councilmember, and Benjamin K. Willis, Councilmember.
- C. Oath of Office: The Honorable Robert M. Brady, Chief District Court Judge, Retired, will administer the Oath of Office to Kimberly P. Edmisten, Councilmember.
- D. Election of Mayor Pro-Tempore: City Council will elect a Councilmember to serve a two-year term as Mayor Pro-Tempore.
- E. Update; PROJECT MASON: Jessica Wesson, Detective, Lenoir Police Department, will present an overview and status update of PROJECT MASON (Managing Autism Safety Objectives and Needs) which is a partnership between public safety officials and Caldwell County Schools, in which critical information is provided by caretakers to first responders in advance of possible interactions with Autistic children.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

- A. Amendment; Charter Code of Ordinances, Chapter 13, Article I, Section 13-71, Solicitation and Begging: A public hearing will be held to consider amending the Charter Code of Ordinances, Chapter 13, Article I, Section 13-71, Solicitation and Begging as recommended by City Staff.
- B. Amendment; Charter Code of Ordinances, Appendix A, (Zoning) Parking Ratios: A public hearing will be held to consider amending the Charter Code of Ordinances, Appendix A, (Zoning) as related to required parking ratios and as recommended by City Staff.
- C. Amendment; Economic Incentive Agreement, Woodgrain Millwork: A public hearing will be held to consider a request by Woodgrain Millwork to amend the terms of their economic development incentive awarded on December 4, 2012, for the five-year property tax abatement period to begin with the 2015 tax year instead of 2013.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of the minutes from the City Council Meeting of Tuesday, November 10, 2015 as submitted.

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. The Foothills Regional Airport Authority will meet on Wednesday, December 2 at noon.
2. The annual downtown Christmas Parade will be held on Friday, December 4 at 6:30 p.m.
3. A Cruise-In Event is scheduled for Saturday, December 5 from 1:00 p.m. – 4:30 p.m. downtown.
4. The City/County Services Committee meeting for Monday, December 7 has been cancelled.
5. The Caldwell County Economic Development Commission will meet on Tuesday, December 8 at 8:00 a.m.
6. The Lenoir Business Advisory Board will meet on Tuesday, December 8 at noon.
7. The annual Luminary Display is scheduled for Friday, December 11 from 6:00 p.m. – 10:00 p.m. at Blue Ridge Memorial Park. A rain date is scheduled for Friday, December 18.
8. The City/County Coordinating Committee will meet on Monday, December 14 at 11:30 a.m. at City Hall, Third Floor, former Council Chambers.

B. Items for Council Action

1. Funding Request; Overmountain Victory Trail Master Plan Implementation, Caldwell County Pathways: City Staff recommends approval of a funding request to Caldwell County Pathways in the amount of \$12,000 for FY2015-16 and \$12,000 for FY2016-17 to cover the cost of hiring a consultant to serve as a trail developer to develop the project from Google to the Caldwell County line.
2. Nuisance Declaration Ordinance; 1201 Steel Street: City Staff recommends that Council call for a public hearing to be held on Tuesday, January 5, 2016 to consider adoption of an ordinance declaring the former Bost Lumber Building located at 1201 Steel Street, NC 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.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

- A. Appointments; Brownfields Steering Committee: Mayor Gibbons will present a list of individuals for consideration of approval to serve on the newly formed Brownfields Steering Committee.

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

X. ADJOURNMENT