

REGULAR MEETING - AUGUST 3, 2017

The Mayor and City Council met in regular session on Thursday, August 29, 2017 at 7:00 p.m. in the Council Chambers of City Hall located at 114 West Sycamore Street, Lincolnton NC.

The following Council members were in attendance:

SMITH BLACK EADDY JETTON

Mayor Hatley called the meeting to order and led the Pledge of Allegiance.

Councilman Eaddy made the motion unanimously approved to adopt the REGULAR AGENDA.

Councilman Jetton made the motion unanimously approved to adopt the items under CONSENT AGENDA as follows:

- Approved of Minutes of the June 29th 2017 - Regular Meeting
- Approved Calls to Public Hearing for the September 7th meeting:
 - CUP-5-2017- Application from Roberta Borden Wilson requesting a conditional use permit to operate an indoor/outdoor venue (weddings, rehearsal dinners, dinner parties, graduation parties, birthday parties, retirement parties, bridal showers, baby showers, luncheons and similar uses) in the Residential-15 (R-15) District. **The** subject property is located at 1200 General Hoke Drive (Parcel ID 15867).
 - ZMA-2-2017 - Application from Floyd Dean requesting the rezoning of approximately one acre of land from Residential-25 (R-25) to Planned Business (PB) District. The subject property is located west side of West NC 150 Highway approximately 500 feet south of the intersection of West NC 150 Highway and West NC 27 Highway (Parcel ID 21438)
- Approved Request from the Lincolnton Fire Department to dispose of records in accordance with NC Dept of Cultural Resources - Records Retention Policy (additional items since June 1st City Council Meeting)

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REGULAR AGENDA

PRESENTATION TO MR. WESLEY "DALE" PUNCH FOR HIS SERVICE OF TWENTY + YEARS ASSISTING IN VARIOUS CAPACITIES WITH THE LINCOLNTON-LINCOLN COUNTY JULY 4TH CELEBRATION :

Mayor Ed Hatley presented Dale Punch with a plaque in honor of his twenty plus years on the City of Lincolnton July 4th Committee. Mr. Punch has served in various capacities, serving as Parade Chair, Grand Marshal and many other roles throughout his time.

Mr. Punch was very humbled by the presentation and thanked the Mayor and City Council for honoring him.

PRESENTATION TO LFD FIREFIGHTER ISIAH HERNDON BY THE LINCOLNTON FIRE DEPARTMENT FOR HEROIC ACTIONS ON JUNE 10, 2017 THAT RESULTED IN SAVING BOTH A LIFE AND A HOME, WHILE ASSISTING ANOTHER DEPARTMENT WHILE OFF DUTY FROM OUR FIRE DEPARTMENT :

Ryan Heavner, Lincolnton Fire Chief, presented Mr. Isaiah Herndon - Lincolnton Fire Fighter - a plaque recognizing his heroic efforts on June 10, 2017. Chief Heavner said:

As dedicated servants to the public it is often difficult to distinguish between day to day service and above and beyond the call of duty. I feel this is due to our many members who possess an amazing work ethic and tend to always put others before themselves.

One such example of this was exemplified on the afternoon of June 10th by Isaiah Herndon, a Lincolnton Firefighter, who was driving to a family member's home with his girlfriend. Isaiah heard a fire alarm dispatched to South Fork Fire Department just seconds away from his location and decided to assist. "I told my girlfriend there is a fire alarm on the road we are about to turn on and I'm going to stop and make sure everything is ok" and he did just that. As soon as he arrived he noticed light smoke coming from the roof, he immediately proceeded

to the front door where he knocked and announced, "Fire Department." Seconds later a lady answered the door stating she didn't know why the fire alarm was sounding. Isaiah could see and smell smoke inside the home and knew he had to act quickly if he was going to make a difference. Firefighter Herndon assisted the lady outside to a shady spot while he further

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investigated. After donning his PPE he went inside the home, staying low and out of the smoke, he located the origin of the fire and extinguished most of it with his gloved hands. As the smoke continued to intensify he knew he had to exit where he found other firefighters arriving to the scene. Isaiah could hear sirens approaching as he briefed other members of his actions.

Mayor and Council concluded thanking Fire Fighter Herndon for his actions on June 10th, and for his service to the citizens of Lincoln.

APPLICATION FROM BOB COLVARD REQUESTING RENEWAL OF A CONDITIONAL USE PERMIT ISSUED IN 2015 TO CONSTRUCT MINI WAREHOUSE UNITS IN THE NB DISTRICT. THE SUBJECT PROPERTY IS LOCATED AT THE NORTHWEST CORNER OF WEST NC HIGHWAY 150 AND HILLTOP ROAD. THE ADDRESS OF THE PROPERTY IS 944 WEST NC HIGHWAY 150 (PARCEL ID 22706) :

CUP-4-2017

Mayor Hatley opened the Public Hearing. Laura Elam, Planning Director, reviewed the above said request.

CONSIDERATION OF AMENDING THE CITY'S CODE OF ORDINANCES IN ACCORDANCE WITH SENATE BILL 155 ENTITLED "AN ACT TO MAKE VARIOUS CHANGES TO THE ALCOHOLIC BEVERAGE CONTROL COMMISSION LAWS, WHICH ALLOW ALCOHOL SALES BEGINNING AT 10:00 AM ON SUNDAYS" - ADDING THIS LANGUAGE, AS APPROVED BY THE SENATE, UNDER BUSINESS REGULATIONS - TITLE XI - CHAPTER 116:

(O-13-17)

Tommy Huskey, City Resident Representing Area Restaurants

(O-14-17)

CONSIDERATION OF AMENDING THE CITY'S CODE OF ORDINANCES - TITLE IX GENERAL REGULATIONS - CHAPTER 93 - HEALTH & SANITATION -DECLARATION OF NUISANCE - DISCUSSING THE DEFINITION OF "NATURAL AREAS":

Steve Zickefoose, City Manager Laura Elam, Planning Director

CONSIDERATION OF A CONTRACT BETWEEN THE CITY AND LINCOLN COUNTY FOR TECHNOLOGY SERVICES IN THE AMOUNT OF \$ 70,000 :

(C-12-17)

Steve Zickefoose, City Manager

CONSIDERATION OF CONTRACT BETWEEN THE CITY AND LAWDALE SAND FOR REPAIRS TO DRAINAGE ISSUES ON PHASE III OF RAIL TRAIL IN THE AMOUNT OF \$ 75,000 :

(C-13-17)

Steve Peeler, Public Works & Electric Utilities

PROPOSED BUDGET AMENDMENT TO REFLECT NECESSARY CHANGES AMENDING THE GENERAL FUND, POWELL BILL FUND, WATER & SEWER FUND AND FUND BALANCE FOR VARIOUS PROJECTS/CARRY-OVERS ETC FOR THE 2017-18 PROPOSED BUDGET:

(BA-03-17)

Steve Zickefoose, City Manager

CONSIDERATION OF APPOINTING DAVID LOWE TO SERVE AS THE CITY REPRESENTATIVE TO THE LINCOLN-LINCOLN COUNTY AIRPORT AUTHORITY :

(APPT-02-2017)

Mayor Hatley

CONSIDERATION OF REQUEST FROM LINCOLNTON-LINCOLN COUNTY CHAMBER OF COMMERCE TO HOLD A SMALL BUSINESS STREET FAIR ON EAST MAIN STREET :

John Dancoff, Lisa Ormsby, Lou Ann Cain Lincoln-Lincoln County Chamber of Commerce

UPDATE FROM HESED HOUSE OF HOPE - WHAT THEY DO, WHERE THEY ARE TRYING TO GO, AND HOW THE CITY COULD POSSIBLY HELP TO ASSIST IN THEIR GOAL TO BE OPEN YEAR ROUND :

Alex Patton, Hessed House of Hope, Board of Directors

UPDATE FROM LINCOLNTON TOURISM DEVELOPMENT AUTHORITY :

Carol King Chair of the Lincolnnton Tourism Development Authority

UPDATE FROM THE LINCOLNTON STEERING COMMITTEE :

Fred Jarrett, Chair

UPDATE ON THE EAST MAIN STREET/GENERALS BLVD INTERSECTION :

Steve Zickefoose, City Manager

UPDATE ON DILAPIDATED STRUCTURES :

Laura Elam, Planning Director

OFFICIAL ACTION TO SET THE FILLING FEES FOR MUNICIPAL CANDIDATES THE 2018 ELECTION :

Donna C. Flowers, City Clerk

MONTHLY FINANCIAL REPORT/OVERTIME REPORT :

Steve Zickefoose, City Manager,

PUBLIC COMMENT :

NEWS MEDIA :

ADJOURNMENT :