The Mayor and City Council met in regular session on Thursday, October 4, 2012 at 7:00 p.m. in the Council Chambers of City Hall located at 114 West Sycamore Street, Lincolnton North Carolina. Mayor John O. Gilleland, Jr. called the meeting to order and thanked everyone for participating in city government.

Those in attendance were:

RHYNE CLONINGER HEAVNER HOVIS

Mayor Gilleland began by asking everyone to stand for the Pledge of Allegiance.

Councilman Cloninger made the motion unanimously approved the ***REGULAR AGENDA*** as presented.

Councilman Rhyne made the motion unanimously approved the ***CONSENT AGENDA*** as follow:

- Approval of the September 13, 2012 regular meeting minutes
- P-12-12 - Amendment to Police Standard Operating Procedures Policy
- P-13-12 - NC Department of Cultural Resources Records Retention and Disposition Schedule
- Calls to Public Hearing – CUP-10-2012 Application from New Dominion Bank requesting the renewal of a conditional use permit to construct a 33-unit condo complex.

Mayor Gilleland presented Terry Carpenter, from the Disbribution & Collections Department with a formal resolution honoring his retirement of twenty-seven plus years with the City of Lincolnton. The resolution read as follows:

(R-08-12)

WHEREAS, the City of Lincolnton does desire to recognize and honor employees of the City for dedicated and distinguished contributions to our City and its citizens; and

WHEREAS, ***Terry E. Carpenter*** retired from the City of Lincolnton – Distribution and Collections Department on October 1, 2012; and

WHEREAS, ***Terry E. Carpenter*** began his career with the City of Lincolnton on August 5, 1985 at the Public Service Center, employed as a Utilities Maintenance Worker I; and

WHEREAS, ***Terry E. Carpenter*** held various positions over this twenty-seven plus years with the City, serving both in the Utilities Maintenance Division and to the Waste Water Treatment Plant as a Maintenance Mechanic for five years, prior to transferring back to Distribution & Collections in 1998; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincolnton that appreciation be extended to ***Terry E. Carpenter*** for his valuable service rendered to the City for his years of public service conveying best wishes and continued success in all his future endeavors; and

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the official minutes of this meeting and that a framed copy, with the Corporate Seal of the City be affixed on this 4th day of October, 2012, and presented to Mr. Carpenter.

PROPOSED BUDGET AMENDMENT TO TRANSFER FUNDS FROM FUND BALANCE TO THE STREET DEPARTMENT CAPITAL ($47,195.00) TO PURCHASE LEAF VACUUMS:

(BA-07-12)

City Manager Jeff Emory spoke to this item explaining that equipment was ordered in October 2011 however due to the re-organization of the company, delivery was delayed until August 12th. As a result, funds will need to be carried over into the 2012/2013 fiscal year. With Council having no questions for Mr. Emory regarding this item, Councilman Heavner made the motion unanimously approved to approve the budget amendment.

PROPOSED BUDGET AMENDMENT TO TRANSFER FUNDS FROM WATER & SEWER FUND BALANCE TO WASTE WATER TREATMENT PLANT – EQUIPMENT REPAIRS ($31,410.00) TO EXCHANGE MUFFIN MONSTER:

(BA-08-12)

Again, City Manager Jeff Emory spoke to this item. Mr. Emory explained that this is a current fiscal item which could wait but because of the amount of money involved, staff felt it necessary to proceed. Entire amount may not be needed but however that was the cost for the repairs. Councilman Rhyne verified that the equipment is currently broken. Mr. Steve Peeler can forward with additional information, explaining the purpose of this equipment and the importance of it to the Waste Treatment Plant operations. With no further questions, Councilman Cloninger made the motion unanimously approved to approve the budget amendment.

REQUEST FOR FUNDING OF 2013 BATTLE OF RAMSEUR'S MILL RE-ENACTMENT LINCOLN COUNTY HISTORICAL ASSOCIATION - $2,000:

Mr. Jason Harpe was recognized to speak to this item. Mr. Harpe supplied Council with a copy of the letter requesting the funds and a copy of the breakdown of budgeted amounts and actual amounts for this event. Mr. Harpe informed Council of the small amount of funds that were generated last year. He also distributed copies of the Carolina Heritage Guide advertisement. noting that more advertisement is needed in order to boost attendance. This will again be a two day event. Upon opening the floor for questions, some discussion was generated. Mr. Emory did confirm that the funds will be taken from the Occupancy Tax Fund. Mayor questioned who was responsible for making sure that the site is maintained during this event. Mr. Harpe confirmed that the Historical Association was responsible which is coordinated with Lincoln County maintenance. Councilman Rhyne made the motion unanimously approved to approve the $2000 from the Occupancy Tax Fund for the re-enactment event.

REQUEST FOR FUNDING FOR A BAND FOR 2013 HOG HAPPENIN EVENT - $10,000:

Mr. Brad Guth, Business & Community Development Director, spoke to Council regarding the request. Mr. Guth began by recognizing the Downtown Development Board Chairman, Osama Yousef, who was in attendance. Councilman were provided a highlight sheet containing information regarding past events. Mr. Guth explained that the DDA would like to secure a "legacy" band in order to attract even more attendees. This would need to be done early which is why request is being made at this time. Mr. Guth continued with the highlights from last year's event. Councilman Rhyne inquired as to the amount of money profited by DDA from this event. Mr. Guth stated approximately $15,000.00. Councilman Rhyne voiced his concern with spending $10,000.00 for a band when city departments are being asked to cut spending in light of the fact that the association has ways to generate money and is making money at the event. Councilman Hovis questioned if a "bigger named" band will make a difference. Councilman Cloninger commented that he was in favor of the request. It was noted that continuing to fund all of these various request will have a negative effect on the Occupancy Tax Fund. Mayor Gilleland encouraged Mr. Guth to work on putting more focus on the actual barbeque cooking contest and teams as other businesses can benefit from this event as well. Mr. Yousef commented on the positive impact this event has on his business.

Councilman Cloninger made a motion unanimously approved that if the funds are available in the Occupancy Tax Fund that the $10,000 request be approved.

<u>DISCUSSION OF PROPOSED NORTH EAST COURT SQUARE INFILL DEVELOPMENT SITE – CITY OWNED PROPERTY LOCATED AT 103 E. SYCAMORE STREET BESIDE 36TH STREET BAKERY:</u>

Mayor Gilleland recognized Brad Guth, Business & Community Development Director, to address this item as well as expressing his desire to speak. Mr. Guth began by stating that this request is in collaboration with the Downtown Development Association. Council is being asked to consider marketing this site the property located at 103 E. Sycamore Street for an infill building. Mr. Guth directed Council to the request for proposal found in the agenda packet which outlines the process explaining how it would work. Mayor Gilleland stated that the idea was sparked from a discussion regarding the possibility tour signs located around town. Mayor Gilleland expressed his desire for Council to consider the possibility. Requesting no action, Council was asked to consider and give feedback prior to the next meeting. Councilman Rhyne pointed out the importance of letting the developers be creative.

<u>UPDATE ON STATUS OF PHASE III OF MARCIA H. CLONINGER RAIL-TRAIL:</u>

Laura Simmons, Planning Director, gave a brief update on Phase III. Ms. Simmons confirmed that construction is underway and appears to currently be on schedule to be complete in December.

<u>EXECUTIVE SUMMARY (MONTHLY FINANCIAL REPORT/OVERTIME REPORT):</u>

Jeff Emory, City Manager, spoke to this issue. As directed, Mr. Emory provided Council updated documents to reference. Mr. Emory explained that report was for the month of August and would most likely change due to closing of the month. Mr. Emory continued reminding Council that revenues are not consistent therefore numbers will change. Mr. Emory offered to provide a more detailed report. Mayor Gilleland stated that he was pleased with the information the report provided.

<u>PUBLIC COMMENT:</u>

No one spoke under the public comment portion of the agenda.

NEWS MEDIA:

There were no questions from the news media.

ADJOURNMENT:

Councilman Cloninger made the motion unanimously approved to adjourn the meeting.

______________________________ ______________________________

DONNA C. FLOWERS, CMC **CITY CLERK**	**JOHN O. GILLELAND, JR.** **MAYOR**

(Note: Draft Minutes submitted by Daphne Ingram – City Clerk was absent due to illness from this meeting)