

A G E N D A

LINCOLNTON CITY COUNCIL

June 29, 2017

7:00 p.m.

Council Chambers

City Hall

FOR YOUR CONVENIENCE A COPY OF
TONIGHT'S AGENDA
IS AVAILABLE, LOCATED TO THE
RIGHT OF THE ENTRANCE TO THE
COUNCIL CHAMBERS

*ANYONE WISHING TO SPEAK
DURING THE PUBLIC COMMENT
PORTION OF THE AGENDA
PLEASE SEE THE CITY CLERK PRIOR
TO THE MEETING TO SIGN UP
NON-AGENDA ITEMS WILL BE
DISCUSSED AND SPEAKERS WILL BE
LIMITED TO THREE (3) MINUTES
A COPY OF THE RULES FOR PUBLIC COMMENT
ARE AVAILABLE AT THE CITY CLERK'S DESK*

THANK YOU FOR ATTENDING
OUR MEETING
AND FOR YOUR INTEREST
IN THE CITY OF LINCOLNTON

A G E N D A
LINCOLNTON CITY COUNCIL

June 29, 2017

7:00 p.m.

CALL TO ORDER – Mayor Hatley

PLEDGE OF ALLEGIANCE

1. Approval of Regular Agenda

2. Approval of CONSENT AGENDA:

All items placed under the Consent Agenda are considered routine, to be enacted by one motion without discussion. If a member of the Governing Body requests discussion of an item, the item will be removed from the Consent Agenda and considered separately.

3. Approval of Minutes of June 1st Regular Meeting

4. Approval of the following calls to Public Hearing for the August 3rd meeting:

(None submitted to the Clerk's Office to date)

5. Editorial Correction to the 2017-18 Budget Ordinance – Tax Rate was stated as .55 per one hundred dollar valuation instead of .56 – Amended ordinance attached *(BA-02-2017-Amended)*

REGULAR AGENDA

PUBLIC HEARINGS

6. CUP-3-2017 – Application from Hugo Levia Coto requesting a conditional use permit to operate a venue for parties and social events (Weddings, Birthday Parties, tc) in the Planned Business (PB) District. The subject property is located within the Northgate Shopping Center at 129 Vandiver Drive (Parcel ID 21614)

Laura Elam, Planning Director

7. SGIG-01-2017 – Application from Green Branch LLC for Smart Growth Incentive Grants for renovation for new commercial use at 114 E Main Street

Laura Elam, Planning Director

PUBLIC HEARINGS

8. SGIG-02-2017 – Application from Piedmont Companies LLC for Smart Growth Incentive Grant for new residential development - Intersection of East Pine and North Aspen Streets (Aspen Station)

Laura Elam, Planning Director

(O-07-17)

9. Public Hearing to receive input on a proposed amendment to the City's Code of Ordinances – Title V: Public Works – Chapter 50: Solid Waste Collection and Disposal – Sections 50.05, 50.07, and others within this section as they pertain to required refuse containers and pick up

Steve Zickefoose, City Manager

CONTRACT

(C-12-17)

10. Consideration of a contract between the City and Lincoln County for Technology Services

Steve Zickefoose, City Manager

OTHER BUSINESS

11. Consideration of awarding a Business Incentive Grant (BIG- 7-2017) Application from Brian and Jane Rollins for Business Incentive Grant for building renovations for new pizzeria and bakery at 209 N Aspen Street

Laura Elam, Planning Director

12. Consideration of awarding a Business Incentive Grant (BIG- 8-2017) Application from The Sound Factory Studios, LLC for Business Incentive Grant for building renovations for new music studio at 128 East Main Street

Laura Elam, Planning Director

OTHER BUSINESS

13. Consideration of setting filing fees for a 2017 Municipal Election

Donna Flowers, City Clerk

14. Update on the East Main Street-Generals Blvd Intersection Project

Steve Zickefoose, City Manager

15. Monthly Financial & Overtime Report

Steve Zickefoose, City Manager

16. City Manager Performance Evaluation

Mayor Hatley

PUBLIC COMMENT

*Speakers will be limited to three (3) minutes to address Mayor and City Council
Concerning Non-Agenda Items.*

You must sign in with the City Clerk prior to the meeting to be eligible to speak.

NEWS MEDIA

ADJOURNMENT

ITEM #

1

APPROVAL

OF

REGULAR

AGENDA

ITEM #

2

APPROVAL

OF

CONSENT

AGENDA

ITEM #

3

MEMO TO: Steve Zickefoose
Donna Flowers

FROM: Laura Elam

SUBJECT: Agenda Packet for the June 29, 2017 City Council Meeting

DATE: June 19, 2017

PUBLIC HEARINGS

We have three public hearings for the June 29 City Council meeting as follows:

- CUP-3-17-Application from Hugo Leiva Coto requesting a conditional use permit to operate a venue for parties and social event (Weddings, Baptisms, Birthday Parties,etc) in the Planned Business (PB) District. The subject property is located within the Northgate Shopping Center at 129 Vandiver Drive (Parcel ID 21614)
- SGIG-1-2017- - Application from Green Branch LLC for Smart Growth Incentive Grant for renovations for new commercial use at 114 E Main Street
- SGIG-2 2017- Application from Piedmont Companies LLC for Smart Growth Incentive Grant for new residential development at intersection of East Pine and North Aspen Streets (Aspen Station)

BUSINESS INCENTIVE GRANT APPLICATIONS

- BIG- 7-2017: Application from Brian and Jane Rollins for Business Incentive Grant for building renovations for new pizzeria and bakery at 209 N Aspen Street
- BIG- 8-2017 Application from The Sound Factory Studios, LLC for Business Incentive Grant for building renovations for new music studio at 128 East Main Street

MONTHLY REPORT

The June 2017 monthly report is attached.

ITEM #

4

REGULAR MEETING - JUNE 1, 2017

The Mayor and City Council met in Regular Session on Thursday, June 1, 2017 at 7:00 p.m. in the Council Chambers of Lincolnton City Hall, located at 114 West Sycamore Street, Lincolnton, NC.

Mayor Ed Hatley Called the meeting to order and led the Pledge of Allegiance. The following Council members were present:

SMITH BLACK EADDY JETTON

Mayor Hatley said, "At the request of a Councilman, I would like to add one item, which would be to consider casual attire for Council members in the summer months, for City Council meetings. Councilman Eaddy made the motion unanimously approved the *REGULAR AGENDA*, adding the above stated item.

Councilman Jetton made the motion unanimously approved the CONSENT AGENDA as follows:

- Approved meeting minutes as follows:
 - May 4, 2017 – Regular Meeting
 - May 15, 2017 – Special Meeting
- Approved the following Calls to Public Hearing for the June 29th City Council meeting:
 - CUP-3-17 – Application from Hugo Leiva Coto requesting a conditional use permit to operate a venue for parties and social events (Weddings, Baptisms, Birthday Parties, etc.) in the Planned Business (PB) District. The subject property is located within the Northgate Shopping Center at 129 Vandiver Drive (Parcel ID 21614)
- Approved **(C-09-17)** Contract between the City and Mark Knuckles Associates, Inc. for Annual Compliance Watch Consultation Services
- Approved **(C-10-17)** Service Contract between the City and the Lincolnton Housing Authority for Community Policing
- Approved disposal, in accordance with NCDCCR Records Retention Policy, of records within various City Departments. *NOTE: Disposition can be arranged once confirmation is received from the NC Department of Cultural Resources in Raleigh, after approval from the governing body.*

REGULAR MEETING - JUNE 1, 2017

REGULAR AGENDA

REQUEST FOR APPROVAL OF FOR PRESENTATION TO LPD OFFICER RICHARD HARRINGTON – “MEDAL OF VALOR” FOR HIS MERITORIOUS SERVICE WHILE ON DUTY JULY 26, 2011.

Rodney Jordan, Chief of Police, requested approval in accordance with the Lincolnton Police Department Standard Operating Procedures, from City Council to award Officer Richard Harrington the “Medal of Valor”. Chief Jordan said while the incident that qualifies Officer Harrington for this award occurred sometime back in 2011, he sees no reason to wait further for presentation and recognition of his meritorious service.

Councilman Eaddy made the motion unanimously approved to extend the recognition, presenting the “Medal of Valor” to Officer Harrington.

Chief Jordan, Captain Greene, Officer Macano called on Officer Harrington to the front and officially presented him the “Medal of Valor” the second highest form of recognition within the department for his meritorious service on July 26, 2011.

Mayor Hatley thanked Officer Harrington for his efforts and his service. He said, “On behalf of City Council I would like to thank all the Police Officers for all they do for the City”.

Councilman Jetton thanked the Police Department, especially patrol officer Travis Stines for assisting him with trouble he had this past week traveling home. Councilman Jetton, “Said he really helped me and my family, and I wanted to recognize him for that and thank the Police Department for all that they do.”

ZTA-3-2017 - APPLICATION FROM THE LINCOLNTON PLANNING DEPARTMENT REQUESTING THAT SECTION 153.116 (C) OF THE UNIFIED DEVELOPMENT ORDINANCE, PLANNED BUSINESS (PB) DISTRICT YARD REQUIREMENTS, BE AMENDED TO MODIFY LOT SIZE, LOT WIDTH, AND SETBACK STANDARDS.

(O-03-17)

Mayor Hatley opened the Public Hearing. Laura Elam, Planning Director, reviewed the above stated request. Laura reviewed the proposed change to the

REGULAR MEETING - JUNE 1, 2017

unified development ordinance. She said two commercial zoning districts that tend to be predominant outside of the downtown area are the General Business (GB) and the Planned Business (PB) districts. She reviewed a chart that told the standards for both General Business and Planned Business.

Laura then proposed the following revised development standards:

Section 153.116 P-B Planned Business District

(c) Yard Requirements

- (1) Minimum lot size: ~~One-acre~~ None
- (2) Minimum front setback: ~~50~~ 40 feet (as measured from the edge of the street right-of-way)
- (3) Minimum lot width: ~~100~~ 70 feet as measured at the required Setback
- (4) Minimum side setback: ~~30~~ 10 feet, except 30 feet shall be required on all lots whose rear yard abuts any Residential (R) district
- (5) Minimum rear setback: ~~30~~ 20 feet, except 30 feet shall be required on all lots whose rear yard abuts any Residential (R) District

Laura concluded recommending approval on behalf of the Planning Board and Staff as stated above.

Councilman Smith questioned the reasoning for the change. Laura said we are trying to align our requirements and assist new developers with requirements. She said, "Cleaning up the ordinance is the best choice to help development in her opinion". Councilman Smith said he did not want to impose those requirements on those that are already established, he wants to protect the residents. He said, "I don't want to change the standards on them all of a sudden." Councilman Black said he understood it would not change the standards on current residents.

After further discussion, Councilman Black made the motion unanimously approved to close the Public Hearing.

REGULAR MEETING - JUNE 1, 2017

Councilman Smith made the motion unanimously approved to amend the ordinance as recommended by Planning Board and staff, with the side setback remaining at 30 feet where it abuts residential.

(O-04-17)

ZTA-4-2017 – APPLICATION FROM NEW VISION REQUESTING AN AMENDMENT TO SECTION 153 OF THE UNIFIED DEVELOPMENT ORDINANCE IN REGARDS TO SIGNS. THE PROPOSED AMENDMENT WOULD ALLOW FOR THE USE OF MULTI COLOR LED SIGNS IN ALL ZONING DISTRICTS EXCEPT CB AND CBT:

Mayor Hatley opened the Public Hearing. Laura Elam, Planning Director, reviewed the above said request. She said the City's sign regulations outline several types of prohibited signs. One type of prohibited sign currently in our ordinance is as follows::

“Flashing signs, or any signs with flashing or intermittent light, or lights or reflective devices of changing degree of intensity or color. Signs with devices which produce flashing light and signs which produce scrolled messages are prohibited, however, signs which give time and temperature are permitted, provided the messages are limited to only time/and or temperature. If a time and temperature sign alternates between a time message and a temperature message it shall continuously show one message a minimum of there seconds before switching to the other message.”

Laura said the prohibition against flashing, scrolling, and multi-color signs is to guard against signage that could tend to cause drivers to be distracted and to avoid some of the types of intense, commercial, neon signage that may be out of character in a small town setting.

She concluded saying, “Planning Board and staff do not see any particular benefit to opening up the City to flashing signs, digital signs with scrolling messages or multi-color LED message boards displaying changing screens and messages. That type of signage could be out of character in many locations throughout the City. For that reason, Planning Board and Staff do not recommend approval of this request.”

Laura did review three options for Councils consideration; (1) Approve the proposed amendment (2) Deny the proposed amendment (3) Approve a more

REGULAR MEETING - JUNE 1, 2017

limited amendment such as one in which multi-color, LED/digital changing message signs are allowed for churches located on lots of at least 10 acres in size and on which the sign is set back at least 30 feet from any abutting public road in zoning districts other than CB and CBT.

Pastor Scott Mann spoke in favor of the request. He said he is good with the option (3) as explained by Mrs. Elam, if Council would allow it. He does not want a flashing sign but he does want a color sign. He said there old sign is dilapidated and they need a new one and they are willing to put more money to make the sign pretty and colorful.

Councilman Eaddy expressed concerns that if Council makes this changes would that open the door for other citizens out there in the Central Business District. Laura said, "The Planning Board was concerned about opening up the can, and once you open it is hard to put the lid back on." Laura told Council if they wanted to explore different alternatives if Council so chooses.

After some discussion, Councilman Black made the motion unanimously approved to close the Public Hearing.

Councilman Eaddy made the motion unanimously approved the request utilizing Option 3, as explained by the Planning Director.

APPLICATION FROM JAMES HUSS REQUESTING A CONDITIONAL USE PERMIT TO OPERATE A PAINTBALL FACILITY IN THE PLANNED BUSINESS (PB) DISTRICT. THE SUBJECT PROPERTY IS LOCATED AT 1408 EAST MAIN STREET (PARCEL ID 22475)

CUP-2-2017

Mayor Hatley opened the Public Hearing. Laura Elam, Planning Director, reviewed the above said request. The applicant is requesting a conditional use permit for a paintball facility at 1408 East Main Street, beside Wendy's Restaurant. The site was formerly a used car sales lot. The front portion of the site is developed with a small building, a garage and parking lot. The rear portion of the site is undeveloped and a Duke Power transmission line bisects the front portion of the site. Surrounding land uses are commercial.

REGULAR MEETING - JUNE 1, 2017

Laura further reviewed the applicant's compliance with Section 153.236 of the Lincoln Unified Development Ordinance, as well as other conditional use requirements and staff review committee comments. She concluded recommending, on behalf of Planning Board and staff, approval subject to the applicant providing sufficient evidence that the use will not have any negative impacts on the value of the adjoining or abutting properties and subject to staff review committee comments, with an additional condition requiring the netting surrounding the play area to be no less than 15 feet in height and to include a top.

James Huss, the applicant, spoke in favor of the request. He said he would comply with a net on top of the space. He said his plans are to be on the backside of the property, near the railroad tracks, twenty five foot off the right-of-way.

Councilman Black asked about property values of adjoining property owners. Mr. Hus said his property value was \$ 211,000. Mr. Cain Leonard's property owns property on the other side of his property, but he did not feel it would affect Mr. Leonard's property value. Laura Elam said Mr. Leonard made it a point to tell her he has been marketing this site, but has not been able to make a sale at this point. Laura also said that the netting now that will be placed on top would address Mr. Leonard's concerns about paint balls coming over the fencing, as it would now have fencing on the top as well.

After further discussion, Councilman Jetton made the motion unanimously approved to close the Public Hearing.

Councilman Black made the motion unanimously approved to consider the conditional use permit.

Findings of Fact:

- (1) Councilman Eaddy made the motion unanimously approved that the use will not materially endanger the public health or safety if located where proposed and developed according to plan.
- (2) Councilman Black made the motion unanimously approved that the use meets all required conditions and specifications.
- (3) Councilman Jetton made the motion unanimously approved that the use would not substantially injure the value of adjoining or abutting property unless the use is a public necessity.

REGULAR MEETING - JUNE 1, 2017

- (4) Councilman Eaddy made the motion unanimously approved that the location and character of the use, if developed according to plan as submitted and approved, would be in harmony with the area in which it is to be located and will be in general conformity with the Lincolnton Land Use Plan and other plans for the physical development of the city as officially adopted by the City Council.

Councilman Black made the motion unanimously approved to issue the conditional use permit as recommended by Planning Board and Staff, contingent upon the requirement from the Planning Board of an additional 15 feet in height including a top of netting be included as a stipulation with issuance.

PUBLIC HEARING TO RECEIVE COMMENT ON THE PROPOSED 2017 – 2018 FISCAL YEAR BUDGET:

NOTE: Action on this item, after closing the Public Hearing, includes adopting the Budget Ordinance (O-05-17) and 2017-18 schedule of fees (O-05-17)

Mayor Hatley opened the Public Hearing. Steve Zickefoose, City Manager, reviewed the proposed budget noting the total for the proposed budget as \$ 26,981,049.00. He reviewed the key points noting there was no tax increase, no increase in utility rates and no reduction in services in this budget.

Alan Hoyle spoke to Council regarding the budget. He said, "The public puts a lot of trust in their elected and unelected officials, and Mr. Zickefoose has been quoted in the paper saying "Do more with less". I have heard businesses say that we sell this product for less because we can. This money does belong to the public and we are eliminating debt and paying off things and I want to say with what I have seen and heard, with Mr. Zickefoose, we have found someone who has our best interest at heart. I want to thank him for this."

Councilman Black made the motion unanimously approved to close the Public Hearing.

Councilman Eaddy made the motion unanimously approved to adopt the budget as presented by the City Manager/Finance Director, which includes adopting the Budget Ordinance and Schedule of Fees as presented.

REGULAR MEETING - JUNE 1, 2017

CONSIDERATION OF AMENDMENTS TO THE CITY'S CODE OF ORDINANCE –CHAPTER 75: PARKING SCHEDULES:

(O-06-17)

Mayor Hatley opened the Public Hearing. Steve Zickefoose, City Manager, reviewed the proposed recommendation for the parking ordinance. *(A complete copy of the changes will appear at the end of this document becoming a permanent part of these official minutes.)*

Steve said the Parking Committee reviewed the request to lower the City wide speed limit to 25 mph rather than 35 mph and while the committee said there could be some places that the speed limit could be lowered, overall they felt the 35 mph speed limit was appropriate. He said specific areas could be reviewed in the future.

After questions from Council and some discussion among Council members several changes were noted and would be included with adoption of this proposed ordinance. *(See Attached)*

Councilman Black made the motion unanimously approved the proposed ordinance amendment, with the changes discussed tonight, to become effective upon adoption and enforceable when signage is erected and spaces are marked.

CITY OF LINCOLNTON – 2017– 2018 SALARY SCHEDULE / SCHEDULE OF BUDGETED POSITIONS:

(R-06-17)

Tanya Osborne, HR Director, requested Council approved the following resolution to adopt the salary schedule and schedule of budgeted positions.

WHEREAS, the proposed 2017-18 fiscal year budget has been prepared by the City Manager and presented to the Mayor and City Council; and

WHEREAS, the proposed 2017-18 fiscal year budget includes a recommended salary schedule and schedule of budgeted positions, with the following recommendations from the City Manager;

All City Clerical workers will be on a 37.5 hour workweek

Elimination of two (2) Solid Waste positions

And the Consolidation of two departments for efficiency

REGULAR MEETING - JUNE 1, 2017

NOW, THEREFORE, BE IT RESOLVED, that the City of Lincolnton adopts the “Salary Schedule”, and “Schedule of Budgeted Positions”, as attached to this resolution, for the fiscal year beginning July 1, 2017 and ending June 30, 2018.

Adopted this the first day of June 2017.

Councilman Black made the motion unanimously approved to adopt the resolution amending the salary schedule and schedule of budgeted positions as recommended.

CONSIDERATION OF A RESOLUTION TO REFINANCE THE 2001 AND 2003 WATER/SEWER BONDS:

(R-07-17)

Steve Zickefoose, City Manager, told Council that the City successfully refinanced the major portion, \$ 9,479,000.00, of the Water & Sewer Bond debt in 2015. The savings will total \$ 811,000 over the life of the loan through 2021. He said “We currently have two smaller Water & Sewer bonds with a balance of \$ 4.6 million that are now eligible for refinancing. I have been working with First Tryon Advisors to determine the feasibility of doing this. Based on quotes received, the City can save approximately \$ 90,000 over the life of these loans.”

Steve presented a copy of the refunding consideration request sent to the Local Government Commission. He said the next step in the process to refinance the 2001 and 2003 Bonds would be for Council to approve a resolution to submit to the Local Government Commission reflecting the terms of the bond. Branch Banking and Trust was the low bidder at 2%. Savings are projected to be approximately \$ 90,000 or \$ 15,000 per year through 2023. He said if the resolution is approved tonight he would then submit to the Local Government Commission.

Councilman Smith made the motion unanimously approved to adopt the resolution and forward to the Local Government Commission to begin the refinancing process.

REGULAR MEETING - JUNE 1, 2017

PROPOSED AMENDMENT TO THE CITY'S PERSONNEL POLICY – ARTICLES VI SECTION 1 HOLIDAYS; ARTICLE IV SECTION 10 – OVERTIME; ARTICLE IV SECTION IV 14 – ON-CALL PAY; ARTICLE IV SECTION 15 – CALL BACK COMPENSATION AND ADMINISTRATIVE POLICY # 3 – CHRISTMAS BONUS AND # 11 – LONGEVITY PAY PLAN:

(P-05-17)

Tanya Osborne, HR Director, reviewed several proposed changes to the City's Personnel Policy and Administrative Policy. The revisions included; Personnel Policy

Article VI - Section 1 -- Holidays; adding a third day for the Christmas holiday schedule. This allows us to be in line with the State and other agencies for holiday closings. And a language change; "When a designated holiday falls on Saturday, the preceding Friday will be observed and the holiday falls on a Sunday, the following Monday will be observed.

Article IV – Section 10 – Overtime – language change; (5) When a holiday occurs, holiday hours will be counted towards regular hours worked. If actual worked and holiday hours combined exceed the assigned work period (as established in sub-section B 1 & 2), the overtime rate will apply to the excess hours.

Article IV – Section 14 – On-Call Pay – (On File in Human Resources)

Article IV – Section 15 – Call Back Compensation - Callback provisions do not apply to previously scheduled overtime work or employees who are called to work while serving in an On-Call capacity.

Administrative Policy - # 3 – Christmas Bonus – Changing the name from Christmas Bonus to Service Supplement

11 – Longevity Pay Plan – (On file in the Human Resources Department)

Upon review, Tanya recommended Council consider approval of the City Manager's recommended changes to be implemented July 1st. Councilman Eaddy said he appreciates the Human Resources Director and the City Managers efforts to make the working conditions better for City employees.

Councilman Eaddy made the motion unanimously approved to adopt the changes as presented and recommended.

Councilman Jetton made the motion unanimously approved to adopt the Administrative Policy changes as presented and approved.

REGULAR MEETING - JUNE 1, 2017

CONSIDERATION OF CONTRACT BETWEEN THE CITY AND JOHN ANDERSON FOR THE LEASE OF PROPERTY LOCATED AT 1200 N FLINT STREET TO HOUSE THE LINCOLNTON POLICE DEPARTMENT DETECTIVES DIVISION – FOR \$ 1850.00 PER MONTH:

(C-09-17)

Steve Zickefoose, City Manager, and Police Chief Rodney Jordan both requested Council consider entering into a lease for the detectives division from property owned by John Anderson located at 1200 North Flint Street. The cost per month would be \$ 1850.00 for a 2400 square foot facility. He said this is a much newer facility and it would accommodate the Detectives as well as have room for other Police Department uses. The lease term would be for a three (3) year period if approved. Steve said, this is a high visibility area and has easier access with additional parking.

Councilman Jetton made the motion unanimously approved to enter into the lease as recommended by the City Manager and the Police Chief.

REQUEST FROM THE COALITION OF CHURCHES TO RENAME ABERNATHY/HOLLYBROOK AVENUE TO MARTIN LUTHER KING, JR. DRIVE IN MR. KINGS HONOR:

Jocelyn Barber, of 326 New Castle Avenue, Lincolnton and Portia Williams appeared before Council to request renaming Abernathy or Hollybrook Avenue, Dr. Martin Luther King, Jr. Drive in honor of Mr. King. They said Lincolnton currently does not have a street named in his honor and many other cities do, and they would like for Council to consider renaming a street in honor of Dr. King.

Ms. Barber said she would like to add that Council consider renaming Generals Blvd, or asking the State for permission to rename Generals Blvd or a portion of it, to Martin Luther King, Jr. This change would be to promote Dr. Kings desire for educating people and changing the world in a positive direction. She said if this change could be done by January 15th, Dr. King's Birthday, they would plan a celebration to honor the renaming of a street in his honor.

They concluded asking Council to consider their request and to let them know a decision in time to get a celebration planned. Councilman Eaddy asked if

REGULAR MEETING - JUNE 1, 2017

they was a preference in streets mentioned. Portia Williams said she would like to see Abernathy to Hollybrook renamed. Mayor Hatley said a Public Hearing would be required to rename a street. Mayor Hatley asked Steve and Ritchie to get together with members of the Coalition and come back next month with a recommendation. Councilman Black made the suggestion that the Coalition meet with the Parking Committee and see what their recommendation would be. Mayor Hatley asked City Manager Steve Zickefoose to set up the meeting with the Parking Committee and the Coalition and report back their recommendation.

MONTHLY FINANCIAL & OVERTIME REPORT:

Steve Zickefoose, Interim City Manager, reviewed the following report:

General Fund		16-17	% of Budget	15-16	Difference
Fund 10	Revenues	8,433,542.06	70.11%	8,501,004.38	(67,462.32)
	Personal Services	6,350,537.37		6,553,548.45	(203,011.08)
	Supplies & Materials	290,801.79		303,224.84	(12,423.05)
	Current Obligations	617,560.52		551,476.70	66,083.82
	Fixed Charges	(855,762.86)		(798,029.92)	(57,732.94)
	Capital Outlay	754,904.77		858,179.85	(103,275.08)
	Contracts/Grants	538,862.59		398,801.63	140,060.96
	Debt Service	313,861.32		190,626.20	123,235.12
	Expenses	8,010,765.50	71.30%	8,057,827.75	(47,062.25)
	Difference	422,776.56		443,176.63	(20,400.07)

Water & Sewer Fund		16-17	% of Budget	15-16	Difference
Fund 61	Revenues	6,767,558.75	74.10%	7,139,478.87	(371,920.12)
	Personal Services	1,484,260.61		1,539,908.65	(55,648.04)
	Supplies & Materials	314,465.65		333,407.59	(18,941.94)
	Current Obligations	1,080,191.75		1,123,881.23	(43,689.48)
	Fixed Charges	817,945.87		875,373.82	(57,427.95)
	Capital Outlay	1,046,963.20		247,281.38	799,681.82
	Contracts/Grants	125,745.52		125,987.65	(242.13)
	Debt Service	2,471,757.99		2,471,165.12	592.87
	Inv., Interfund	315,913.30		315,913.30	-
	Expenses	7,657,243.89	90.07%	7,032,918.74	624,325.15
	Difference	(889,685.14)		106,560.13	(996,245.27)

Electric Fund		16-17	% of Budget	15-16	Difference
Fund 63	Revenues	6,843,269.22	87.68%	6,817,864.57	25,404.65
	Personal Services	364,876.68		399,720.46	(34,843.78)
	Supplies & Materials	46,308.12		56,393.93	(10,085.81)
	Current Obligations	4,704,093.76		4,658,803.58	45,290.18
	Fixed Charges	533,426.85		561,211.25	(27,784.40)
	Capital Outlay	62,271.35		129,016.60	(66,745.25)
	Contracts/Grants	25,000.00		25,000.00	-
	Inv., Interfund	21,645.80		21,645.80	-
	Expenses	5,757,622.56	75.81%	5,851,791.62	(94,169.06)
	Difference	1,085,646.66		966,072.95	119,573.71

Overtime	80+ hours	214,306.00	267,676.00	(53,370.00)
----------	-----------	------------	------------	-------------

REGULAR MEETING - JUNE 1, 2017

CONSIDERATION OF BUDGET AMENDMENT INCREASING ELECTRIC FUND EXPENDITURES - \$ 275,000, FOLLOWING REVENUES WITH A CORRESPONDING NET CHANGE:

(BA-02-2017)

Steve Zickefoose, City Manager, reviewed a proposed budget amendment which affected the Electric Fund. This is necessary to balance the budget in keeping with auditing requirements.

Councilman Eaddy made the motion unanimously approved the budget amendment as presented.

ADDITION AGENDA ITEM ADDED PRIOR TO APPROVAL OF REGULAR AGENDA: CONSIDERATION OF MAYOR AND COUNCIL WEARING CASUAL ATTIRE DURING THE SUMMER MONTHS TO CITY COUNCIL MEETINGS:

Councilman Jetton asked Council to consider for the next three (3) months that City Council wear their City shirts with City Seal for the next three months to Council meetings. This would be optional apparel. With no comment from Council, Mayor Hatley said he and Roby would wear casual attire next month.

PUBLIC COMMENT:

Alan Hoyle spoke under the public comment portion of the meeting. He wanted to bring to the City's attention that Susan Brymer was retiring after 31 years with Christian Ministries. She has poured her life in meeting people's needs. He asked if the City would recognize Mrs. Brymer for what she has done. He also asked for consideration of a cross walk near Christian Ministries to help those frequenting the location, and those that are handicap, to better be able to enter the building.

NEWS MEDIA:

Wayne Howard, of the Lincoln Herald, had questions regarding the parking on East Main Street. Those concerns were discussed among Council. He also told Council he has checked with other units of government about electronic signs, and the fact that they are distractive, he found none.

REGULAR MEETING - JUNE 1, 2017

CLOSED SESSION:

Councilman Eaddy made the motion unanimously approved to enter into Closed Session to discuss Personnel in accordance with NCGS 143.318.11(a)(1)(6).

Councilman Eaddy made the motion unanimously approved to Return to Regular Session.

ADJOURNMENT:

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

**DONNA C. FLOWERS, MMC
CITY CLERK**

**ED HATLEY
MAYOR**

CHAPTER 75: PARKING SCHEDULES

Schedule

I. Parking prohibited at all times**II. Parking enforced Monday through Friday 8:00 a.m. to 4:00 p.m.****III. Parking limited to two hours or as designated in the schedule below, except Sunday and public holidays****IV. Parking at Court Square****V. Handicapped parking****VI. Diagonal parking****SCHEDULE I: PARKING PROHIBITED AT ALL TIMES.**

Parking is prohibited at all times on the following streets or portions of streets.

<i>Description</i>	<i>Direction</i>
Academy Street between Congress Street and Rhodes Street	East side
Academy Street between Main Street and Pine Street	East side
Battleground Road between Skip Liming Drive and Linwood Drive	Both sides
Carter Street from Cedar Street to Kistler Street	Both sides
Church Street from distance of 150 feet west from intersection with South Academy Street	South side
Church Street from Government Street to Aspen Street	South side
Church Street from South Aspen to South Academy	North side
Circle Drive from its western intersection with East Main Street to its eastern intersection with East Main Street	South side
Deaton Avenue from North Aspen Street to Mauney Drive	Both sides
Dixon Street from Sunset Drive to North Aspen Street	Both sides
East Catawba Street, 1100 Block, east to end of Catawba Street	East
East Main Street, extending from Laurel Street in an easterly direction to North Flint Street	North side
East Main Street from Cedar Street to South Flint Street	South side
East Main Street from Flint Street to No. 321 By-Pass	Both sides
East Park Drive between Rhodes Street and Jennings Street	Both sides
East Pine Street from Oak Street to Flint Street	Both sides
East Rhodes Street from Aspen Street to Academy Street	South side
East Sumner Street extending a distance of 150 feet west toward Poplar Street from intersection with North Cedar Street	Both sides
East Water Street from Academy Street to Flint Street	South side
Grier Street from Government Street to Motz Avenue	East side
High Street from intersection of Church Street north to intersection with West Pine Street	East side
J.Rurel Street from Congress Street to No. 321 By-Pass	Both sides
Laurel Street from Main Street to Church Street	Both sides
Laurel Street from Sycamore Street to Main Street	Both sides
Lee Avenue	West side
Mauney Drive from North Aspen Street in a westerly direction until it dead-ends	Both sides
McBee Street from North Poplar Street to North Cedar Street	Both sides
McBee Street from Poplar Street to Cedar Street	South side
North Aspen Street from Pine Street to Dixon Street	East side
North Aspen Street from Walker Branch to city limits	Both sides

North Cedar Street extending from Sycamore Street north to East Vine Street	East side
North Flint Street from East Main Street, north to East Hoke Street	West side
North Flint Street from the bridge crossing Walkers Branch to the intersection of U.S. Highway 321	East side
North Poplar Street from McBee Street to Sumner Street	East side
Poplar Street from Main Street to railroad bridge	East side
Railroad Street from East Main Street to Edgewood Drive	South side
Rhodes Street from Academy Street to Poplar Street	Both sides
Riverside Drive to city limits line	Both sides
Skip Lawing Drive	East side
South Aspen Street, a distance of 145 feet from the north edge of the railroad bridge and the east side of South Aspen Street a distance of 145 feet from the north edge of the railroad bridge. (The area restricted by this is in front of the Southern Bell building on both sides of South Aspen Street extending from the bridge northward 145 feet)	West side
South Aspen Street between Cherry Street and Dixon Street	East side
South Aspen Street between Rhodes Street and Motz Avenue	West side
South Edwards Street from East Main Street south to intersection with East Gaston Street	South
South High Street, 300 block, between Church Street and Congress Street	East side
South Linden Street from East Gaston Street to East Lincoln Street	
South Poplar Street from Water Street to the south side of the bridge	Both sides
Sunset Drive from Skip Lawing Drive to Dixon Street	Both sides
Sycamore Street from Court Square to High Street except on north side at City Hall	Both sides
Sycamore Street from Flint Street to North Poplar Street	North side
Water Street from Court Square to Flint Street	South side
West Childs Street from South Madison Street to South Grove Street	South side
West Park Drive between Rhodes Street and Jennings Street	Both sides
West Water Street from South Government Street to Court Square	North side

(Prior Code, § 13-30) (Ord. passed 11-6-1980; Ord. passed 8-9-1983; Ord. passed 11-15-1984; Ord. passed 8-25-1985; Ord. passed 7-10-1986; Ord. passed 10-9-1986; Ord. passed 5-3-1990; Ord. passed 10-4-1990; Ord. O-25-93, passed 9-2-1993; Ord. O-26-93, passed 9-2-1993; Ord. O-48-96, passed 12-5-1996; Ord. O-73-99, passed 8-5-1999; Ord. O-74-99, passed 8-5-1999; Ord. O-11-01, passed 9-6-2001; Ord. O-06-02, passed 9-5-2002; Ord. O-01-03, passed 2-13-2003; Ord. O-06-08, passed 12-4-2008; Ord. O-04-17, passed 4-6-2017) Penalty, see § 70.99

SCHEDULE II: PARKING ENFORCED MONDAY THROUGH FRIDAY 8:00 A.M. TO 4:00 P.M..

Except as otherwise permitted in Chapter 75, Schedule IV:

<i>Enforced</i>	<i>Location</i>
Parking enforced Monday through Friday 8:00 a.m. to 4:00 p.m.	All hard surfaced streets

(Prior Code, § 13-31) (Ord. O-07-04, passed 12-9-2004; Ord. O-04-17, passed 4-6-2017) Penalty, see § 70.99

SCHEDULE III: PARKING LIMITED TO TWO HOURS OR AS DESIGNATED IN THE SCHEDULE BELOW, EXCEPT SUNDAY AND PUBLIC HOLIDAYS.

Except as otherwise permitted in Chapter 75, Schedule IV, parking is limited on the following streets or

portions of streets.

<i>Street Name</i>	<i>Parking Time Designation</i>
Academy Street	2 hours
Aspen Street	2 hours
Cedar Street	2 hours
City Hall parking lot	Limited to 30 minutes for public parking
Court Square	2 hours
Main Street from Court Square to Government- North side	2 hours
Main Street 100 and 200 blocks	2 hours
Main Street 300 block	3 hours
Main Street 400 block	Open parking
Poplar Street	2 hours
Sherrill Avenue, the west side, from Alexander Street to Hoke Street	2 hours
South Poplar Street, the west side, from East Main Street to East Water Street	2 hours
Sycamore Street from Court Square to North Academy	2 hours
Sycamore Street from North Flint Street to North Academy	Open parking
Water Street from Court Square to Poplar Street	2 hours
West Main Street (both north and south sides), from the Court Square to Government Street	2 hours
West Water Street, the south side, from South Government Street to Court Square	2 hours
East Main Street, south side in 200 block	30 minute loading/unloading zone

(Prior Code, § 13-32) (Ord. O-07-04, passed 12-9-2004; Ord. O-04-17, passed 4-6-2017) Penalty, see § 70.99

SCHEDULE IV: PARKING AT COURT SQUARE.

<i>Location</i>	<i>Prohibition</i>
Court Square, the entire area surrounding the courthouse, beginning at the intersection of East Main Street and Court Square and continuing around the Court Square to the intersection of Court Square and West Main Street and then continuing around the Court Square from West Main Street to East Main Street	All parking, except in those designated 24-hour parking spaces limited to ten and 15 minutes shall be enforced between the hours of 8:00 a.m. and 4:00 p.m.
East Main Street, one block north, on Academy Street, both sides of the street	All parking, except in those designated 24-hour parking spaces limited to ten and 15 minutes shall be enforced between the hours of 8:00 a.m. and 4:00 p.m.
East Main Street, one block north, on Cedar Street, both sides of the street	All parking, except in those designated 24-hour parking spaces limited to ten and 15 minutes shall be enforced between the hours of 8:00 a.m. and 4:00 p.m.
East Main Street, one block north, on Laurel Street, both sides of the street	All parking, except in those designated 24-hour parking spaces limited to ten and 15 minutes shall be enforced between the hours of 8:00 a.m. and 4:00 p.m.

	p.m.
East Main Street, one block north, on North Poplar Street, both sides of the street	All parking, except in those designated 24-hour parking spaces limited to ten and 15 minutes shall be enforced between the hours of 8:00 a.m. and 4:00 p.m.
East Main Street, two blocks south, on Academy Street, both sides of the street	All parking, except in those designated 24-hour parking spaces limited to ten and 15 minutes shall be enforced between the hours of 8:00 a.m. and 4:00 p.m.
East Main Street, one block south, on Cedar Street, both sides of the street	All parking, except in those designated 24-hour parking spaces limited to ten and 15 minutes shall be enforced between the hours of 8:00 a.m. and 4:00 p.m.
East Main Street, one block south, on Laurel Street, both sides of the street	All parking, except in those designated 24-hour parking spaces limited to ten and 15 minutes shall be enforced between the hours of 8:00 a.m. and 4:00 p.m.
East Main Street, one block south, on South Poplar Street, both sides of the street	All parking, except in those designated 24-hour parking spaces limited to ten and 15 minutes shall be enforced between the hours of 8:00 a.m. and 4:00 p.m.
East Main Street, parking on the north and south side, from the intersection of East Main Street and Court Square to the intersection of East Main Street and Laurel Street	All parking, except in those designated 24-hour parking spaces limited to ten and 15 minutes shall be enforced between the hours of 8:00 a.m. and 4:00 p.m.

(A) Upon application to the Chief of Police, parking shall be allowed on those streets where it is prohibited during specified hours where certain conditions are met. Application may be made to the Chief of Police in writing by a responsible official of an organization conducting a meeting in the Central Business District at least 24 hours prior to the time the meeting is scheduled to be conducted. Approval by the Chief of Police of the application shall suspend enforcement of the no parking provision for that period in question.

(B) The Chief of Police shall have the authority to issue parking permits upon proper written application. (Prior Code, § 13-34) (Ord. passed 2-11-1988; Ord. O-28-93, passed 11-4-1993; Ord. O-06-05, passed 9-1-2005; Ord. O-07-04, passed 12-9-2004; Ord. O-04-17, passed 4-6-2017) Penalty, see § 70.99

SCHEDULE V: HANDICAPPED PARKING.

The following parking areas or spaces shall be reserved and designated as parking areas for handicapped citizens upon the city posting signs and/or street markings designating the areas for handicapped parking.

<i>Location</i>	<i>Number of spaces</i>
East Main Street, north side	One space
East Main Street, south side between Academy Street and Poplar Street	One space
East Main Street, south side, between the Court Square and Academy Street	One space
East Sycamore, south side, adjacent to the entrance of the First Methodist Church between North Academy and North Poplar Street North Academy between Sycamore and Main Street	One space Two spaces
East Sycamore Street, north side, between the Court Square and North Academy Street	One space
North Cedar Street, east side, adjacent to the entrance of the	One space

Lincoln Cultural Center between East Main Street and East Sycamore Street	
North Cedar Street, west side, adjacent to the entrance of Saint Luke's Episcopal Church between East Pine Street and East McBee Street	Three spaces
South Aspen Street, west side, adjacent to the entrance of Emmanuel Lutheran Church between West Church Street and West Water Street	Two spaces
West Main Street, north side, between Government Street and the Court Square	One space

(Prior Code, § 13-35) (Ord. O-05-00, passed 8-3-2000; Ord. passed 9-1-2008; Ord. O-05-08, passed 9-11-2008) Penalty, see § 70.99

Cross-reference:

Handicapped parking, see § 72.02

SCHEDULE VI: DIAGONAL PARKING.

All vehicles shall be parked at an angle of approximately 45 degrees with the curb on the following streets or portions of streets.

<i>Street</i>	<i>From</i>	<i>To</i>	<i>Side</i>
Cedar Street	From Main Street	To Water Street	East side only
Court Square		West side only	
Main Street	From intersection of Cedar Street	To Court Square	Both sides
Main Street	From Court Square	To Government Street	North side only
North Poplar Street	From East Sycamore Street	To East Pine Street	West side
Oak Street	From East Main Street half way	To Water Street	Both sides

SCHEDULE VII: OTHER RESTRICTIONS.

All vehicles shall be parked with the right (passenger) side against the curb. Vehicles shall not park facing oncoming traffic.

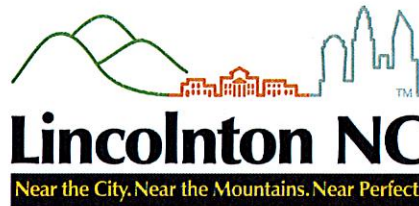
(Prior Code, § 13-36) (Ord. O-04-17, passed 4-6-2017) Penalty, see § 70.99

ITEM #

5

CITY OF LINCOLNTON

CITY COUNCIL
Ed L. Hatley, Mayor
Martin A. Eaddy, Mayor Pro-Tem
David M. Black
Roby D. Jetton
Tim Smith



CITY MANAGER
Steve Zickefoose, MBA
szickefoose@lincolntonnc.org
CITY CLERK
Donna C. Flowers, MMC, NCCMC
donnaflowers@ci.lincolnton.nc.us
CITY ATTORNEY
Thomas J. Wilson, Jr.,

BUDGET ORDINANCE

AN ORDINANCE ESTABLISHING REVENUES AND AUTHORIZING EXPENDITURES FOR
FISCAL YEAR 2017-2018 FOR THE CITY OF LINCOLNTON

BE IT ORDAINED by the Mayor and City Council of the City of Lincolnton:

SECTION 1. The following amounts are hereby appropriated in the General Fund for the operation of the City government and its activities for the fiscal year beginning July 1, 2017 and ending June 30, 2018 in accordance with the chart of accounts heretofore established for this City:

City Manager/Clerk	\$ 333,365
Human Resources	235,030
Finance	279,012
General Expense	809,520
General Debt Service	463,524
Police	3,344,770
Fire	2,030,690
Public Works	181,356
Street Maintenance	1,229,141
Equipment Services	132,120
Solid Waste	718,328
Planning/Zoning	277,060
Business & Community Development	132,454
Recreation/General Services	871,670
	<u>\$ 11,038,040</u>

SECTION 2. It is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 1, 2017 and ending June 30, 2018:

Property Taxes	\$ 4,600,200
Sales and Use Tax	2,820,000
Permits and Fees	160,000
Franchise Tax	850,000
Beer & Wine Tax	44,000
Payment in Lieu of Taxes-Outside Source	22,470
Payment in Lieu of Taxes	405,296
DMV Taxes	120,000
Solid Waste Disposal Tax	5,900
Grants	414,873
Sales and Services	43,000
Investment Income	3,000
ABC Revenues	90,000
Recreation Revenues	108,800
Capital Contributions	-
Other Sources	125,200
Miscellaneous	60,000
Issuance of Debt	260,000
Reimbursement from Powell Bill	120,000
Fund Balance Appropriated	785,301
	<u>\$ 11,038,040</u>

SECTION 3. The following amounts are hereby appropriated in the Powell Bill Fund for the fiscal year beginning July 1, 2017, and ending June 30, 2018 in accordance with the chart of accounts heretofore approved for the City:

Powell Bill Construction/Other	<u>\$ 311,300</u>
--------------------------------	-------------------

SECTION 4. It is estimated that the following revenues will be available in the Powell Bill Fund for the fiscal year beginning July 1, 2017 and ending June 30, 2018:

Powell Bill Allocation	\$ 311,000
Grants	\$ -
Investment Income	300
Fund Balance Appropriated	-
	<u>\$ 311,300</u>

SECTION 5. The following amounts are hereby appropriated in the Water and Sewer Fund for the operation of the water and sewer utilities for the fiscal year beginning July 1, 2017 and ending June 30, 2018, in accordance with the chart of accounts heretofore approved for the City:

Water Treatment Plant	\$ 1,501,500
Distribution and Collection	1,356,250
Wastewater Treatment Plant	1,537,900
Water and Sewer Intangibles	<u>3,444,345</u>
	<u>\$ 7,839,995</u>

SECTION 6. It is estimated that the following revenues will be available in the Water and Sewer Fund for the fiscal year beginning July 1, 2017 and ending June 30, 2018.

Investment Income	\$ 10,000
Charges for Service - Water	3,140,000
Charges for Service - Sewer	4,100,000
Connection Charges	24,000
Capital Contributions	-
Other Operating Revenues	175,995
Other Financing Sources	<u>390,000</u>
	<u>\$ 7,839,995</u>

SECTION 7. The following amounts are hereby appropriated in the Electric Fund for the operation of the electric utility for the fiscal year beginning July 1, 2017 and ending June 30, 2018, in accordance with the chart of accounts heretofore approved for the City:

Electric Operations	<u>\$ 7,791,714</u>
---------------------	---------------------

SECTION 8. It is estimated that the following revenues will be available in the Electric Fund for the fiscal year beginning July 1, 2017 and ending June 30, 2018:

Investment Income	\$ 2,000
Electric Sales	6,775,000
Electric Municipal Operations	776,914
Other Operating Revenue	159,700
Other Financing Sources	<u>78,100</u>
	<u>\$ 7,791,714</u>

SECTION 9. There is hereby levied a tax rate of fifty-six cents (\$.56) per one hundred (\$100) valuation of property as listed for taxes as of January 1, 2017 for the purpose of raising the revenue listed as "Property Taxes" in the general fund in Section 1 of this ordinance.

This rate is based on a total valuation of property for the purposes of taxation of \$ 842,457,000 and an estimated rate of collection of 98.44%.

There is hereby levied a municipal vehicle tax of \$20 per registered and tagged motorized vehicle resident in the city.

SECTION 10. Electric Rates No Increase.

SECTION 11. Water & Sewer Rates No Increase.
No Increase.

SECTION 12. Appropriations are authorized by department totals. The City Manager is authorized to reallocate departmental appropriations among line item objects of expenditures and revenues as necessary during the budget year.

SECTION 13. Copies of this Budget Ordinance shall be furnished to the Clerk to the Governing Board and to the Budget Officer and Finance Director to be kept on file by them for their direction in the disbursement of funds.

TOTAL GROSS BUDGET \$ 26,981,049

Adopted this 29th day of June, 2017

Attest:

Donna C. Flowers, CMC
City Clerk

Edward L Hatley
Mayor

ITEM #

6

MEMO TO: Mayor and City Council Members

FROM: Laura Elam, Planning Director

SUBJECT: CUP-3-2017 Conditional Use Permit Application from Hugo Leiva Coto

DATE: June 29, 2017

BACKGROUND

The applicant is requesting a conditional use permit to operate a venue for parties and social events in the PB District. Events could include weddings, baptisms, birthday parties, etc. The subject property is located within the Northgate Shopping Center at 129 Vandiver Drive.

SITE AND AREA DESCRIPTION

The project will be using an existing space within the shopping center that is approximately 4,600 square feet and was formerly used as a church. The space will include seating areas, a stage, kitchen and required bathrooms.

The area around the shopping center is mostly commercial in nature with a few single family homes and the Colonial Village Apartments nearby.

COMPLIANCE WITH CONDITIONAL USE PERMIT APPLICATION REQUIREMENTS

Section 153.236 of the Lincolnton Unified Development Ordinance requires that conditional use permit applications contain specific terms and meet specific conditions. The application meets all the requirements of that section.

OTHER CONDITIONAL USE PERMIT REQUIREMENTS

Section 153.237 of the Lincolnton Unified Development Ordinance requires that the City Council make the following findings:

1. The use will not materially endanger the public health or safety if located where proposed and developed according to plan, and
2. The use meets all required conditions and specifications, and
3. The use will not substantially injure the value of adjoining or abutting property unless the use is a public necessity, and
4. The location and character of the use, if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to

be located and will be in general conformity with the Lincolnton Land Use Plan and other plans for the physical development of the city as officially adopted by the City Council.

COMPLIANCE WITH SECTION 153.237

1. It does not appear that the use will endanger the public health or safety.
2. The proposed use meets all required conditions and specifications.
3. The use does not appear to be one that will have any negative impacts on the value of adjoining or abutting properties.
4. The use is in conformity with the Lincolnton Land Use Plan.

STAFF REVIEW COMMITTEE COMMENTS

The Staff Review committee made the following comments:

1. If alcohol is to be served on site, requirements as outlined by the State ABC Commission must be met and all permits obtained.
2. A Change of Tenant Permit must be approved by the Lincoln County Inspections Department.
3. If the kitchen is used for commercial purposes, a grease trap must be put in meeting all the City of Lincolnton and State Building Code Standards.
4. Any permits required by the Lincoln County Environmental Health Department must be obtained prior to opening.

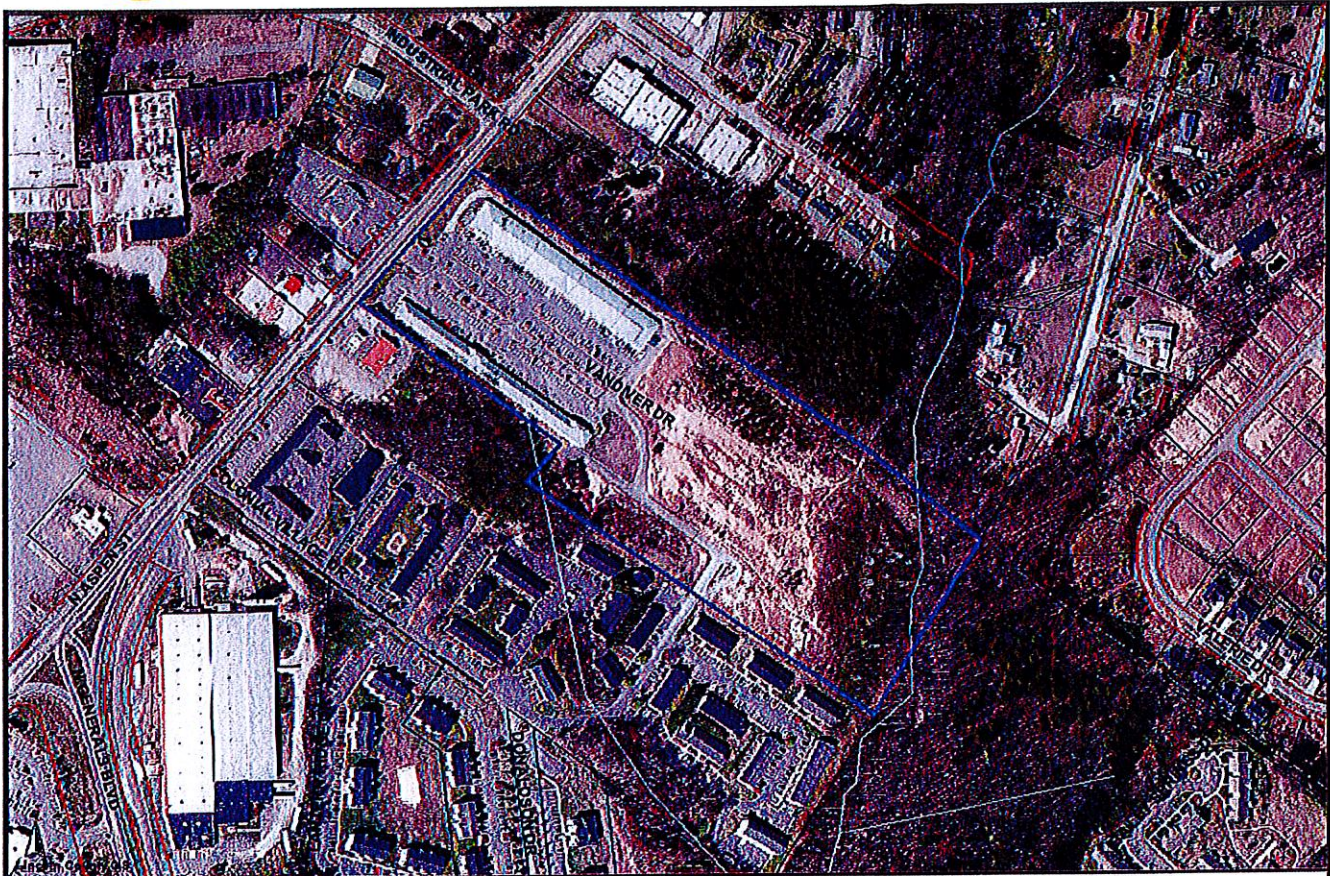
PLANNING BOARD AND STAFF RECOMMENDATION

Planning Board and Staff recommend approval of the permit subject to the Staff Review Committee comments.



Lincoln County, NC

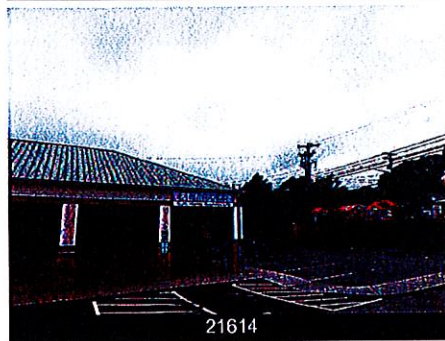
Office of the Tax Administrator, GIS Mapping Division
 Lincoln County and its mapping contractors assume no legal responsibility for
 the information contained on this map. This map is not to be used for land
 conveyance. The map is based on NC State Plane Coordinate System 1983 NAD.
 Date: 6/19/2017 Scale: 1 Inch = 400 Feet



PHOTOS



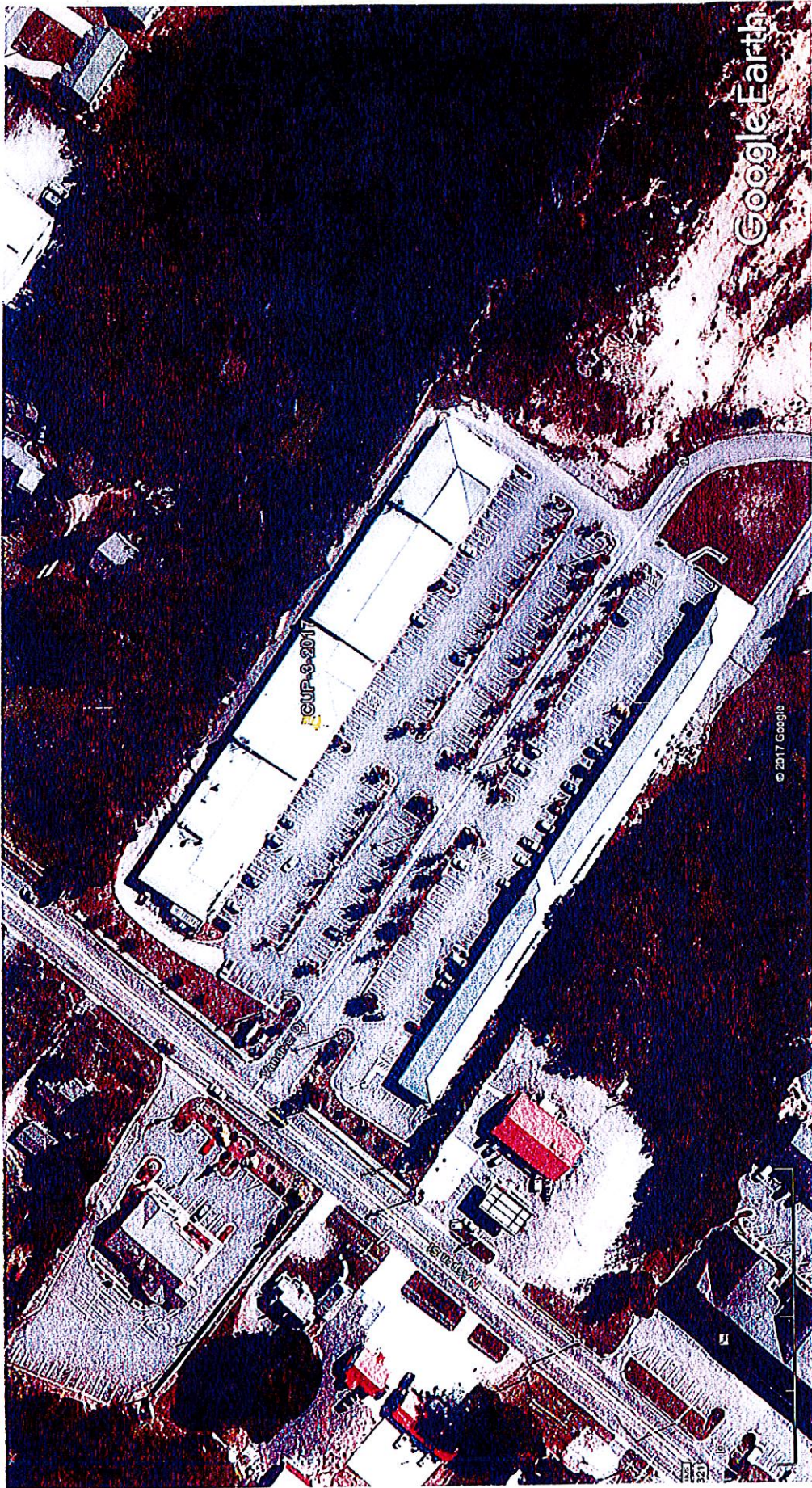
21614



21614

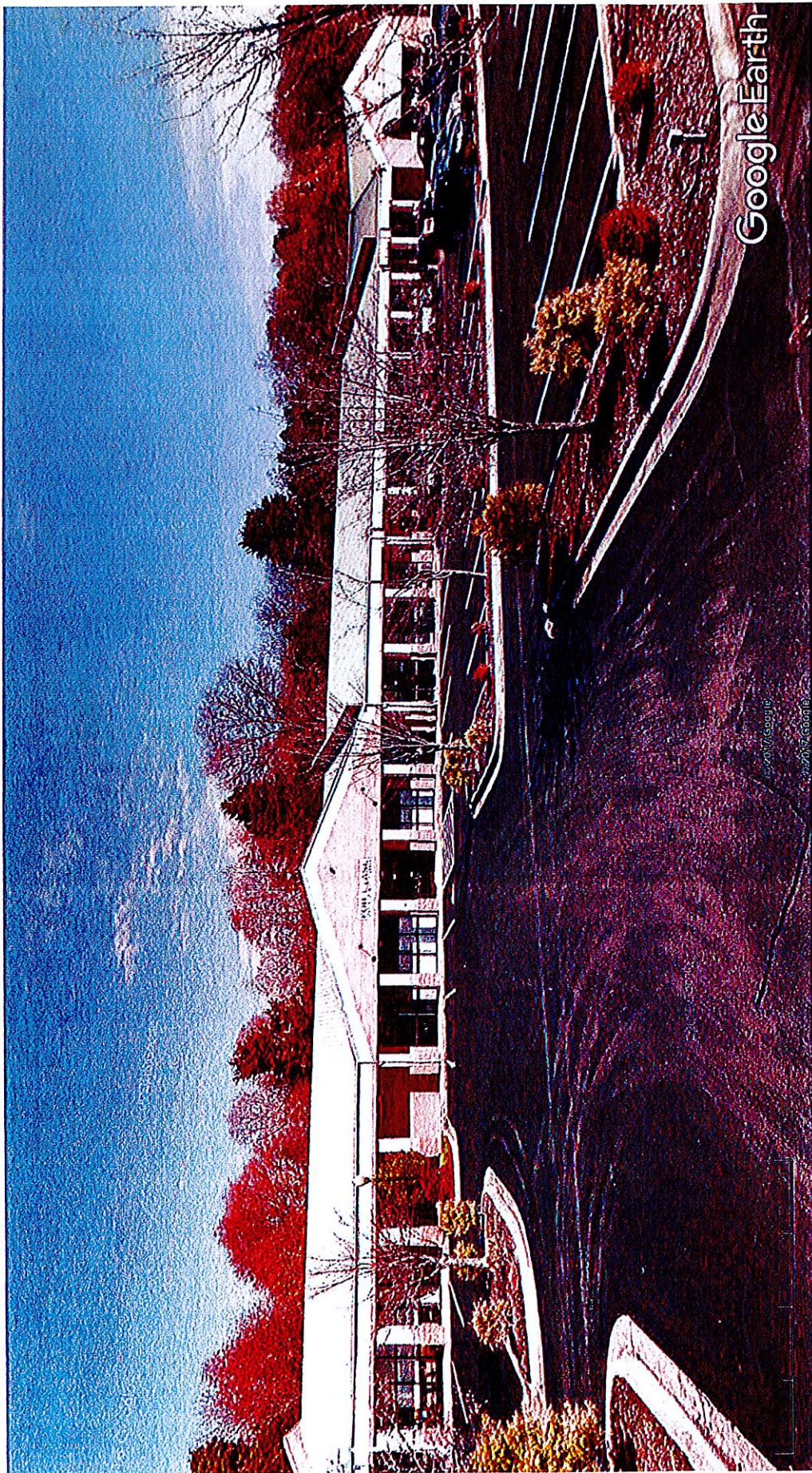
PARCEL INFORMATION FOR 3634-22-7823

Parcel ID	21614	Owner	T & T INVESTMENTS
Map	3634-14	Mailing	112 COLONIAL VILLAGE DR
Account	0074725	Address	LINCOLNTON NC 28092-8258
Deed	1183-770	Last Transaction Date	7/14/2000
Land Value	\$774,560	Total Value	\$2,068,575
		Sale Price	\$181,000
		Previous Parcel	
----- All values are for tax year 2017. -----			
Description	TIMES OIL CO HWY 321		Deed Acres 14.2
Address	113 VANDIVER DR		Tax Acres 14.23
Township	LINCOLNTON		Tax/Fire District CITY OF LINCOLNTON
Main Improvement	STRIP RETAIL CENTER		Value \$740,337
Main Sq Feet	28452	Stories	1 Year Built 2002
Zoning	Calculated	Voting Precinct	Calculated Acres
District	Acres	BOGER CITY (BC13)	14.24
P-B	14.24		
Watershed Class		Sewer District	
WS-IVP	14.24	Not in the sewer district	14.24
2000 Census County		Tract	Block
37109		070200	2017 14.21
37109		070200	2023 0.03
Flood	Zone Description	Panel	
X	NO FLOOD HAZARD	3710363400	14.24



feet 800
meters 200

Google Earth



Google Earth

feet
meters

20
6



ITEM #

7

MEMO TO: Mayor and City Council Members

FROM: Laura Elam, Planning Director

SUBJECT: SGIG-1-2017- Application from Green Branch LLC for Smart Growth Incentive Grant for renovations and upfit for new restaurant use at 114 East Main Street

DATE: June 29, 2017

Background

The City's Smart Growth Incentive Grant program is designed to assist in the redevelopment of downtown Lincolnton by encouraging the rehabilitation and adaptive reuse of older buildings and new construction of infill buildings. The smart growth incentive grant program provides a grant to the property owner based on the increased tax value of the building or site after completion of a renovation or new construction project.

Project Information

- Location: 114 East Main Street
- Proposal: Renovation and upfit for new restaurant use
- Cost estimate: \$50,000.00
- Current tax value: \$72,741
- Current City Taxes:\$407.35
- Rough estimate of post construction tax value:\$120,000
- Rough estimate of City taxes post construction:\$672
- Rough estimated of net gain: \$265

Reimbursement of Increase in City Property Taxes

The estimated investment of \$50,000.00 would be eligible to receive the grant on an incremental scale as follows:

Year One:	100%	-	\$265
Year Two:	75%	-	\$198.75
Year Three:	75%	-	\$198.75
Year Four:	50%	-	\$132.50
Year Five:	50%	-	\$132.50
Total:			\$927.50

Project Eligibility

The project meets the criteria for eligibility for the Smart Growth Incentive grant.



Lincoln County, NC

Office of the Tax Administrator, GIS Mapping Division
 Lincoln County and its mapping contractors assume no legal responsibility for the information contained on this map. This map is not to be used for land conveyance. The map is based on NC State Plane Coordinate System 1983 NAD.
 Date: 6/16/2017 Scale: 1 Inch = 92 Feet



PHOTOS



00906

PARCEL INFORMATION FOR 3623-84-3076

Parcel ID	00906	Owner	GREEN BRANCH LLC		
Map	3623-16	Mailing	208 N OAK ST		
Account	0261103	Address	LINCOLNTON NC 28092		
Deed	2633-887	Last Transaction Date	12/13/2016	Sale Price	\$80,000
Land Value	\$49,660	Total Value	\$72,741	Previous Parcel	
----- All values are for tax year 2017. -----					
Description	114 E MAIN ST		Deed Acres	0	
Address	114 EAST MAIN ST		Tax Acres	0.11	
Township	LINCOLNTON		Tax/Fire District	CITY OF LINCOLNTON	
Main Improvement		OFFICE		Value	\$23,081
Main Sq Feet	5983	Stories	1.77	Year Built	1923
Zoning District		Calculated Acres		Voting Precinct	Calculated Acres
C-B		0.11		LINCOLNTON SOUTH (LS12)	0.11
Watershed Class				Sewer District	
WS-IVP		0.11		Not in the sewer district	0.11
2000 Census County				Tract	Block
37109				070100	4001
Flood					
X	Zone Description		Panel		
	NO FLOOD HAZARD		3710362300		0.11

Smart Growth Incentive Grant (SGIG)



FORMULA GRANT BASED ON NET GAIN IN ASSESSED TAX VALUE
 [Post-Construction Tax – Pre-Construction Tax = Net Gain]

City of Lincolnton

Property	Current Property Value	Current Tax on Value 0.56 (City)	Itemized Const. Costs	Est. Property Value (Post-Const.)	Est. Tax on Value Post-Const. 0.56 (City)	Est. Net Gain
112 W Pine 307 N Aspen 313 N Aspen	\$72,741	\$ 407.35	\$50,000	\$120,000*	\$672	\$265
Grant Period	Year 1 100%	Year 2 75%	Year 3 75%	Year 4 50%	Year 5 50%	Total
Estimated Grant Amount	\$265	\$198.75	\$198.75	\$132.50	\$132.50	\$927.50

* Estimated amounts based on current value and projected investment.

ITEM #

8

MEMO TO: Mayor and City Council Members

FROM: Laura Elam, Planning Director

SUBJECT: SGIG-2-2017-Application from Piedmont Properties for Smart Growth Incentive Grant for development of 13 townhomes at the northwest corner of the intersection of North Aspen Street and West Pine Street

DATE: June 29, 2017

Background

The City's Smart Growth Incentive Grant program is designed to assist in the redevelopment of downtown Lincolnton by encouraging the rehabilitation and adaptive reuse of older buildings and new construction of infill buildings. The smart growth incentive grant program provides a grant to the property owner based on the increased tax value of the building or site after completion of a renovation or new construction project.

Project Information

- Location: Intersection of North Aspen and West Pine Streets
- Proposal: Development of 13 townhomes
- Cost estimate: \$2,085,000
- Current tax value: \$102,337
- Current City Taxes:\$573.09
- Rough estimate of post construction tax value:\$2,200,000
- Rough estimate of City taxes post construction:\$12,320
- Rough estimate of net gain: \$11,747

Reimbursement of Increase in City Property Taxes

The proposed estimated investment of \$2,085,000 would be eligible to receive 100 percent of the grant as follows:

Year One:	100%	-	\$11,747
Year Two:	100%	-	\$11,747
Year Three:	100%	-	\$11,747
Year Four:	100%	-	\$11,747
Year Five:	100%	-	\$11,747
Total:			\$58, 735

Project Eligibility

The project meets the criteria for eligibility for the Smart Growth Incentive grant.

Smart Growth Incentive Grant (SGIG)



FORMULA GRANT BASED ON NET GAIN IN ASSESSED TAX VALUE
 [Post-Construction Tax – Pre-Construction Tax = Net Gain]

City of Lincoln

Property	Current Property Value	Current Tax on Value 0.56 (City)	Itemized Const. Costs	Est. Property Value (Post-Const.)	Est. Tax on Value Post-Const. 0.56 (City)	Est. Net Gain
112 W Pine 307 N Aspen 313 N Aspen	\$102,337	\$ 573.09	\$2,085,000	\$2,200,000*	\$12,320	\$11,747
Grant Period	Year 1 100%	Year 2 100%	Year 3 100%	Year 4 100%	Year 5 100%	Total
Estimated Grant Amount	\$11,747	\$11,747	\$11,747	\$11,747	\$11,747	\$58,735

* Estimated amounts based on current value and projected investment.



Lincoln County, NC

Office of the Tax Administrator, GIS Mapping Division
Lincoln County and its mapping contractors assume no legal responsibility for
the information contained on this map. This map is not to be used for land
conveyance. The map is based on NC State Plane Coordinate System 1983 NAD.
Date: 6/16/2017 Scale: 1 Inch = 115 Feet



PHOTOS



Photo Not
Available

PARCEL INFORMATION FOR 3623-74-7618

Parcel ID	21017	Owner	PIEDMONT COMPANIES INC	

Map	3623-16	Mailing	PO BOX 1732	
Account	0136745	Address	LINCOLNTON NC 28093-1732	
Deed	2650-197	Last Transaction Date	3/3/2017	Sale Price 0
Value	Work in Progress			Previous Parcel
----- All values are for tax year 2017. -----				
Description	307 N ASPEN ST		Deed Acres	0.93
Address	112 W PINE ST		Tax Acres	0.85
Township	LINCOLNTON	Tax/Fire District	CITY OF LINCOLNTON	
Improvement	No Improvements			
Zoning	Calculated	Voting Precinct	Calculated Acres	
District	Acres	LINCOLNTON NORTH (LN11)	0.86	
C-B CU	0.86			
Watershed Class		Sewer District		
WS-IVP	0.86	Not in the sewer district	0.86	
2000 Census County		Tract	Block	
37109		070100	3023	0.86
Flood	Zone Description	Panel		
X	NO FLOOD HAZARD	3710362300	0.86	

ITEM #

9

CITY COUNCIL
Ed L. Hatley, Mayor
Martin A. Eaddy, Mayor Pro-Tem
David M. Black
Roby D. Jetton
Tim Smith



CITY MANAGER
Steve Zickefoose, MBA
szickefoose@lincolntonnc.org
CITY CLERK
Donna C. Flowers, MMC, NCCMC
donnaflowers@ci.lincolnton.nc.us
CITY ATTORNEY
Thomas J. Wilson, Jr.

MEMORANDUM

TO: Mayor and Council

FROM: Steve Zickefoose, City Manager *Steve*

SUBJECT: Changes to Ordinance: Chapter 50- Solid Waste and Collection

DATE: June 20, 2017

Based on discussions during the budget work sessions, staff identified the need to standardize services and be consistent with implementation of our solid waste and collection program. In addition, the implementation of using automated garbage trucks must be considered as well. Comparisons were made with neighboring municipalities to establish a services baseline. The largest difference we found is in the area of commercial and nonprofit sites being serviced. Other municipalities either do not provide or they charge for commercial and nonprofits.

There are 238 commercial sites and 57 nonprofit sites being served now. Under our proposed plan, 85% of these sites will have no change. However, the City will potentially save \$200,000 plus in operating costs and also be able to increase residential services to include TV's and Electronics on a limited schedule and to offer bulk pick up of previously non allowed items such as toilets, sinks, tubs, etc. for a minimal disposal fee.

A summary of the operational changes are listed below:

- Bags, boxes or other smaller containers outside of the cart will not be picked up
- Containers shall be placed at curbside for pickup and must be accessible by the automated arm
- Carts must be 3 feet from another cart, parked car, mailbox, pole, etc.
- City will provide and service up to 6 roll outs per parcel.
- Collection limited to one day per week.
- Parcels such as Shopping Centers, Apartments, etc. will be evaluated on a case by case basis considering accessibility, liability and size concerns subject to the following criteria:

** Apartments- Max of 6 roll outs per parcel or 1 roll out per 2 doors (max of 20) in an area designated by the City. Complex with over 40 units not eligible for service.*

** Shopping Centers- Class A (under 10,000 sq ft)- Max of 6 roll outs per parcel or 1 roll out per door (max of 10) in an area designated by the City*

114 WEST SYCAMORE STREET • P.O. BOX 617 • LINCOLNTON, NORTH CAROLINA 28093-0617
PHONE (704) 736-8980

** Shopping Centers- Class B (10,000 – 50,000 sq ft) or C- 6 (over 10,000 Max of 6 roll outs per parcel or 1 roll out per door (max of 15) in an area designated by the City*

** Shopping Centers- Class C (over 50,000 sq ft)- No service provided*

- Downtown commercial and nonprofit solid waste services shall be determined on an individual basis considering site limitations for automated pickup.
- Leaves- No bagging. Shall not be placed on any street or sidewalk that will obstruct free passage of persons and/or vehicles.
- TV's and Electronics- Change current policy so that these items are allowed to be picked up. To be picked up on limited schedule.
- Bulk- Consider pick up of non allowed items such as toilets, sinks, tubs, etc. as an optional service for a set disposal fee.

The effective date of the changes will be October 1st.

CHAPTER 50: SOLID WASTE COLLECTION AND DISPOSAL

Section

- 50.01 Definitions
- 50.02 Waste required to be deposited in approved containers
- 50.03 Burning or burying garbage and refuse regulated
- 50.04 Accumulation of garbage and refuse to be in containers
- 50.05 Containers required; specifications; cleanliness
- 50.06 Precollection practices
- 50.07 Location of containers; collection times
- 50.08 Unlawful to damage containers
- 50.09 Placement of tree trimmings
- 50.10 Construction and demolition debris; hazardous waste; animal waste
- 50.11 Collection of solid waste fee as it pertains to the city fee schedule

- 50.99 Penalty

§ 50.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

BUILDING MATERIAL SCRAPS. Scrap building material from the construction, reconstruction, remodeling or repair of a building, walkway, driveway, sign and other structure, including but not limited to, excavated earth, tree stumps, rocks, gravel, bricks, plaster, concrete, lumber or any other similar material used in construction or the containers or wrappings therefore.

CONSTRUCTION AND DEMOLITION DEBRIS. Building material from the construction, reconstruction, remodeling or repair of a building, house, walkway, driveway, sign and other structure, including but not limited to, excavated earth, tree stumps, rocks, gravel, bricks, plaster, concrete, shingles, metal, carpet, lumber or any other similar material used in construction or the containers or wrappings thereof.

GARBAGE. All putrescible wastes, including animal and vegetable matter, animal offal and carcasses and recognizable industrial by-products, but excluding sewage and human wastes.

ELECTRONIC. Small appliances, computers, printers, stereos, TV's, monitors, microwaves, VCR/DVD, etc.

REFUSE. All nonputrescible wastes. (Not decayable, putrefiable or spoilable.)

SOLID WASTE. Garbage, refuse, rubbish, trash and other discarded solid materials, including solid waste materials resulting from homes, businesses, industrial, commercial and agricultural operations and from community activities, but does not include solids or dissolved materials in domestic sewage or other significant pollutants in water resources, such as silt, dissolved or suspended solids in industrial wastewater effluents, dissolved materials in irrigation return flows or other common water pollutants.

TREE TRIMMINGS. Tree limbs, leaves, shrubbery trimmings and cuttings and all other trimmings from the natural growth of trees, shrubbery, weeds, plants or grass.
(Prior Code, § 8-150) (Ord. O-02-05, passed 6-2-2005)

§ 50.02 WASTE REQUIRED TO BE DEPOSITED IN APPROVED CONTAINERS.

It shall be unlawful for any person to throw, place or deposit any garbage or refuse of any kind on any public or private property except in approved containers or as otherwise provided in this code.

(Prior Code, § 8-151) Penalty, see § 50.99

Cross-reference:

Garbage in cemeteries, see § 91.02

Unlawful accumulations, littering and the like, see §§ 93.045 through 93.051

§ 50.03 BURNING OR BURYING GARBAGE AND REFUSE REGULATED.

It shall be unlawful to burn or set fire to or bury any garbage for the purpose of disposal. In addition, it shall be unlawful to bury any refuse for the purpose of disposal unless a permit therefore has been granted by the State Environmental Management Commission.

(Prior Code, § 8-152) Penalty, see § 50.99

§ 50.04 ACCUMULATION OF GARBAGE AND REFUSE TO BE IN CONTAINERS.

All garbage and refuse shall be collected and placed in containers as required by this chapter and it shall be unlawful for any person to permit garbage or refuse to accumulate or remain on any premises longer than is reasonably necessary to remove and deposit same in approved containers as required herein.

(Prior Code, § 8-153) Penalty, see § 50.99

§ 50.05 CONTAINERS REQUIRED; SPECIFICATIONS; CLEANLINESS.

~~(A) The occupant of every building or premises where garbage and refuse does or may exist shall provide containers made of substantial galvanized iron, plastic, rubber or other non-rusting material in which shall be deposited garbage and refuse existing at the building or premises. Garbage and refuse must be placed in a plastic bag prior to being placed in the container. Containers must include handles. All containers shall be water tight and they shall be of a size that can be conveniently handled by the collectors. Containers shall not exceed a capacity of 45 gallons, with the exception of those equipped with the appropriate tipper connection mechanism, that must be approved by the city.~~ **The City will issue one 96 gallon solid waste roll out cart to all residentially metered addresses. All solid waste collected must be placed in the new cart. Bags, boxes or other smaller containers outside of the cart will not be picked up.**

If your solid waste exceeds the 96 gallon city issued cart, you have the option of purchasing another cart that must meet the operating standards of the City's solid waste vehicles. The City may provide carts for purchase if sufficient inventory is on hand. Otherwise, this must be done through business providers. The City will not be able to collect waste stored in containers not meeting these standards. Any questions you may have regarding the purchase of a proper cart may be directed to the city public works department at (704) 736-8940. All containers shall be kept in a reasonably clean manner.

Commercial and Nonprofit accounts must comply with requirements within Chapter 50 to be eligible for service.

The City will provide City will issue and service up to 6 roll outs per parcel for eligible Commercial and Nonprofit accounts.

Downtown commercial and nonprofit solid waste services shall be determined on an individual basis considering site limitations for automated pickup.

Parcels such as Shopping Centers, Apartments, etc. will be evaluated on a case by case basis considering accessibility, liability and size concerns subject to the following criteria:

*** Apartments- Max of 6 roll outs per parcel or 1 roll out per 2 doors (max of 20) in an area designated by the City. Complex with over 40 units not eligible for service.**

- * Shopping Centers- Class A (under 10,000 sq ft)- Max of 6 roll outs per parcel or 1 roll out per door (max of 10) in an area designated by the City*
- * Shopping Centers- Class B (10,000 – 50,000 sq ft) or C- 6 (over 10,000 Max of 6 roll outs per parcel or 1 roll out per door (max of 15) in an area designated by the City*
- * Shopping Centers- Class C (over 50,000 sq ft)- No service provided*

Collection is limited to one day per week for roll out containers.

(B) *City-provided containers.* When the city provides a container to a residentially metered address, only solid waste in the container shall be collected. Solid waste that is not in the containers shall not be placed at curbside for pickup. Solid waste must be placed in a plastic bag prior to being placed in the container. Construction, demolition, dirt, rocks, bricks, yard waste or hot ashes shall not be placed into the container. Residents may purchase another container that must be equipped with the appropriate tipper connection mechanism that must be approved by the city. All containers shall be kept in a reasonably clean manner.

(C) *Violations.* Any violation of this section is subject to a penalty as provided in § 50.99. (Prior Code, § 8-154) (Ord. O-02-05, passed 6-2-2005; Ord. O-11-14, passed 12-5-2014) Penalty, see § 50.99

§ 50.06 PRECOLLECTION PRACTICES.

All garbage and refuse shall have the liquid drained therefrom and shall be wrapped in paper or other like material before it is placed in the container for collection. No ashes shall be deposited in any container until they are cold. Containers which fail to have a top as required in this chapter or which become rusted or broken and therefore are unable to contain garbage and refuse in a satisfactory manner will not be used. (Prior Code, § 8-155) (Ord. O-11-14, passed 12-5-2014) Penalty, see § 50.99

§ 50.07 LOCATION OF CONTAINERS; COLLECTION TIMES.

Containers shall not be placed adjacent to the street or sidewalk except on the days on which garbage is to be collected. **Carts must be 3 feet from another cart, parked car, mailbox, pole, etc.** A schedule of collection shall be kept on file at the office of the ~~Director~~ of Public Works and **Electric** Utilities **Director**. When collection schedules are altered from time to time, notice of the change shall be given by publishing the new schedule in a newspaper having general circulation in the city. Garbage containers shall be placed at curb side by 7:00 a.m. and removed before midnight on the day of collection; provided, that at places of business or manufacturing, empty containers shall not be left on the street for more than 12 hours. (Prior Code, § 8-156) (Ord. O-11-14, passed 12-5-2014) Penalty, see § 50.99

§ 50.08 UNLAWFUL TO DAMAGE CONTAINERS.

It shall be unlawful for any person to damage, displace or otherwise interfere with garbage containers or its contents except the owner or upon permission or at the request of the owner. (Prior Code, § 8-157) Penalty, see § 50.99

§ 50.09 PLACEMENT OF TREE TRIMMINGS.

It shall be unlawful for any person to place or allow to be placed any tree or shrubbery trimmings on any street or sidewalk in the city so as to obstruct free passage of persons and vehicles thereon. Tree trimmings shall not exceed six feet in length or eight inches in diameter. The city will only collect bundles of tree trimmings that do not exceed six feet in length or six feet in depth or five feet in height. Leaves shall be separated from other tree trimmings. Disposal of tree trimmings generated by a contractor, defined as someone who works for pay, is the responsibility of the homeowner or contractor. (Prior Code, § 8-158) (Ord. O-02-05, passed 6-2-2005) Penalty, see § 50.99

§ 50.10 CONSTRUCTION AND DEMOLITION DEBRIS; HAZARDOUS WASTE; ANIMAL WASTE.

(A) Construction and demolition debris, as defined in § 50.01, will not be collected by the city.

(B) Hazardous waste, including but not limited to tires, batteries, petroleum cans and tanks and paint cans, will not be collected by the city.

(C) Animal waste will not be collected by the city.

(Prior Code, § 8-159) (Ord. O-02-05, passed 6-2-2005) Penalty, see § 50.99

§ 50.11 COLLECTION OF SOLID WASTE FEE AS IT PERTAINS TO THE CITY FEE SCHEDULE.

The solid waste fee will be collected first from the monthly utility (water, sewer and electric) account billed by the city; delinquency of payment shall result in the discontinuation of utilities.
(Ord. O-04-13, passed 7-11-2013)

§ 50.99 PENALTY.

(A) *Generally.* Any person violating any provision of this chapter for which no other penalty is provided shall be subject to the penalty provisions of § 10.99.

(B) *Violations of § 50.05.* Any violation of § 50.05 is subject to a \$20 fine for the first through third offense. The fourth and subsequent violation is subject to a \$50 fine. All violations will include an additional \$5 fee if not paid within 15 days.

(Ord. O-11-14, passed 12-5-2014)

ITEM #

10

CITY COUNCIL
Ed L. Hatley, Mayor
Martin A. Eaddy, Mayor Pro-Tem
David M. Black
Roby D. Jetton
Tim Smith



CITY MANAGER
Steve Zickefoose, MBA
szickefoose@lincolntonnc.org
CITY CLERK
Donna C. Flowers, MMC, NCCMC
donnaflowers@ci.lincolnton.nc.us
CITY ATTORNEY
Thomas J. Wilson, Jr..

MEMORANDUM

TO: Mayor and Council

FROM: Steve Zickefoose, City Manager *Steve*

SUBJECT: County/City Technology Services Agreement

DATE: June 21, 2017

I have been working with the County regarding the possibility of a shared service agreement for providing technology services to the City. Kelly Atkins, Dante Patterson and I have come up with what we feel is a win/win situation for both the City and County.

One of the challenges that the City faces is a byproduct of our size. We are not large enough to need a multiple position department. The issue now is that we do not have the ability to guarantee 24/7 service coverage in the event of absences and/or vacancies. The City does have IT in house needs such as our city specific software, webpage, phones, Everbridge, etc., that will be done by our part time employee. However, we still have day to day needs for basic IT support services such as workstations, printers, servers, wireless access and windows software and others.

The Technology Services agreement with the County will provide the City 24/7 coverage for the identified areas of need. The County benefits by being able to add an additional staff person that can also assist with their needs. In simple terms, we both pay for the position, but with the City having access to the full County IT department.

The agreement opens the door for additional savings that will be possible by the sharing of network equipment, VOIP phone system, email software, data backup and internet service, etc.

The base cost for the agreement is \$------. Parts and supplies will be invoiced at cost.

Please let me know if you have any questions.

ITEM #

11

MEMO TO: Mayor and City Council Members

FROM: Laura Elam, Planning Director

DATE: June 29, 2017

RE: Business Incentive Grant (BIG- 7-2017)

Application from Brian and Jane Rollins for Business Incentive Grant for building renovations for new pizzeria and bakery at 209 N Aspen Street

Project Information

- Location: 209 N. Aspen Street
- Use: Building renovations for new restaurant including:
 - Removal, replacement and rebuilding of roof
 - Interior upfit of electrical, mechanical and plumbing
- Total project cost estimate: \$63,000
- Anticipated start: June 2017
- Anticipated Completion: November 2017

Request

- \$15,000 for building renovations

See included maps and application for additional information.

Value of GoodWood Pizzeria and Bakery to the City of Lincolnton

Renovating 209 North Aspen Street provides a very valuable resource to the City of Lincolnton. The pizzeria will be fun and inviting. We hope to be a destination for those looking for our pizza – attracting customers from outside of Lincolnton as well.

Another business in the heart of downtown will provide more reasons for pedestrians to walk downtown, benefitting all businesses.

We will have a “Pizza of the Month” – a way to highlight Lincolnton residents, officials and business men and women. One of our first offerings may be the Denise Williams Pizza – it is “all about the design”

Brian and Jane are members of the Bread Bakers Guild of America and active in the annual Asheville Bread Festival which attracts skilled artisanal bakers from around the country. Being involved in these organizations and activities has provided us with opportunities to meet and work with well-known bakers in North Carolina and the United States including instructors and students at Johnson and Wales University and AB Technical Institute in Asheville. With the opening of a storefront, we will take a more active role in these opportunities including offering Bakery Open Houses sponsored by the Bread Bakers Guild of America and possibly some baking demonstrations/classes.

Leveraging Resources

We, Brian and Jane Rollins are choosing to invest our resources in the City of Lincolnton. We have lived in Lincolnton for 20 years, raised three fine children here and are happy to call Lincolnton home. We plan on hiring the craftsmen and artists that we know to make GoodWood Pizzeria a community place: artists to paint murals, blacksmiths for tools, potters for jugs, school events for kids to learn about food.

Sustainability and Risk

It is always a risk to begin a new business. One of the best things about GoodWood Pizzeria and Bakery is that the business already has a customer base and a proven product- both from catering and selling breads and sweets at the local Farmers' Markets. Brian has been self-employed for 35 years. He has crafted several different businesses and modified them as the economy has changed. Having a store front/restaurant is a natural extension of a business that has grown from a hobby business to a busy, fun money-making venture.

These pizza gigs have spanned from Okracoke to Brevard and from parties for 12 to 375 people. Our pizza making record is 455 pizzas in 4 ½ hours at the Blueberry Festival in Ashe County. We have done all this business solely through word-of-mouth and about \$600 in Vista Print cards over a 7-year time.

A conservative estimate/goal for the initial business is to gross an average of \$3500/week
70 people a day (\$10 a person) = \$700.

One catering event a week = \$350.

Total = \$3,850 a week = \$200,200 a year

The cost of materials for a basic pizza (including labor = 1.30)

In addition, we may rent our space for parties on sight. We are hard-working, creative individuals with lots of ideas.

Within 3 years we hope to gross over \$500,000 a year and employ approximately 7 part-time individuals. We hope GoodWood Pizzeria and Bakery will be a well-known establishment that the City of Lincolnton and its residents are proud of.

Projects Management and Timeline

The building is already purchased. Denise Williams, Architect is currently drawing the architectural plan. We will hire licensed contractors as needed. Renovations will begin as soon as possible. We hope to open at the latest by Thanksgiving or Christmas 2017.

Workforce

Brian and Jane will be the primary work-force at GoodWood Pizzeria and Bakery. We will be hiring approximately 4 part-time workers initially and within three years we hope to employ approximately 7 part-time individuals.

Jane has worked for over 30 years with individuals with disabilities. We plan on training and hiring a couple of individuals with intellectual developmental disabilities to roll pizza dough, top pizzas, wash dishes and greet customers. We will pay a fair wage to all our employees, provide them with a good working environment, train them on baking and pizza making artistry and techniques and customer service skills. We are always generous with food for those who work with us.

Project Description

Brian and Jane Rollins purchased the building located at 209 N. Aspen Street, Lincolnton for \$40,000. The building was built in the 1920s. It is estimated that in the early 1950s, the pot belly stove caught the building on fire. The roof was (and still is) extensively damaged. The front brick façade of the building fell in. The owners at the time, covered the burnt ceiling without repairing it and covered the façade with a cheap vinyl siding. In order to bring the building up to code, the entire roof needs to be removed, replaced and rebuilt. This will raise the roof by 4 feet, creating nice, open 11 foot ceilings and cost an estimated \$35,000. We are requesting \$15,000 from the City of Lincolnton's Business Incentive Grant Program to assist us with the cost of needed renovations on the roof and other renovations to the building.

Expected Costs and Revenues

Start-up Costs

\$40,000 – cost of the building

\$60,000 – costs of renovations and equipment

Start-up Revenue

Brian and Jane have several rental houses that we have managed for 20 years. We are in the process of selling property to reinvest into GoodWood Pizzeria and Bakery. If need be, we will borrow some money for the business.

Operating Costs and Revenue

In 2015, GoodWood Pizza catered 82 pizza parties

In 2016, GoodWood Pizza catered 74 pizza parties

Description of Business

Brian and Jane Rollins are current Co-Owners of GoodWood Pizza and Bakery. This catering/oven rental business began approximately 7 years ago as a way for Brian to advertise his hand-built wood fired pizza ovens. Over the years, the business evolved from building pizza ovens to providing 'pizza gigs' that have become the main income producer of the business.

GoodWood Pizza currently operates a NC Department of Agriculture certified home bakery in West Lincoln County where we reside. What began as a hobby business has developed into a fun money-making endeavor over the years. The time has come for us to open a store-front, retail location. Downtown Lincolnton is the place we are going to do this. Brian and Jane purchased a building located at 209 N. Aspen Street, Lincolnton. Future home of GoodWood Pizzeria and Bakery.

GoodWood Pizzeria and Bakery will be an extension of an already established successful business. The business will have a 5-foot by 6-foot wood-fired oven built by Brian. This will be his 45th oven he has built (and possibly his last). This oven will be used to bake pizzas, artisan breads, specialty cakes, gallants and paninis made with the artisan bread. In addition, GoodWood Pizzeria and Bakery will sell provisions made in the NCDA home bakery including spreads, dips and savory jams and jellies. The daily menu may include vegetarian soups. The business will evolve – as it always has – to meet the interests and needs of the community; however, pizza, bread and sweets will be the mainstay. We like to keep things simple but will be expanding some of pizza selections. Some of the toppings will be grown on our farm in West Lincoln county.

The building is 720 square feet in size. Due to the limited space, it will primarily be a take-out business; however, we will be able to offer about 10 seats inside and about 10 seats outside on the brick patio behind the building.

The only portion of our business that will operate outside of the City of Lincolnton is our pizza gigs. And when we are asked – as we always are – where our restaurant is, we will proudly tell them, "Downtown Lincolnton".

GoodWood Pizzeria and Bakery will be a fun, energetic, everyone-welcome attitude kind of place. And, according to our customers, "we make the best pizza".

GoodWood Pizzeria and Bakery

Business Plan

May 2017

Brian and Jane Rollins

City of Lincoln Business Incentive Grant Application
Building Rehabilitations and Renovations
Which Encourage
Economic Development in Lincoln

DATE:	23 May 17
NAME OF APPLICANT:	Brian and Jane Rollins
PROJECT NAME:	GoodWood Pizzeria and Bakery
PROJECT DESCRIPTION:	GoodWood Pizzeria and Bakery will be an extension of an already established successful business. The pizzeria will have a 5' by 6' wood-fired brick oven (the first in Downtown Lincoln) We will bake pizzas, artisan breads, sweets, paninis in the oven. In addition, spreads, dips and sweet and savory jams will be available. GoodWood Pizzeria and Bakery will be a fun, energetic
PROJECT ADDRESS:	everyone-welcome attitude kind of place -- located at 209 N. Aspen Street, Lincoln
APPLICANT HOME ADDRESS:	3875 Wilford Road, Lincoln.
EMAIL ADDRESS:	goodwoodpizzeria@outlook.com
TELEPHONE:	Brian - 980.241.9099 Jane - 980.241.1631

If Property Owner differs from Business Owner, complete the following:

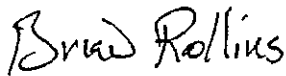
NAME OF PROPERTY OWNER:	_____
ADDRESS:	_____ _____ _____
EMAIL ADDRESS:	_____
TELEPHONE:	_____

Accountability

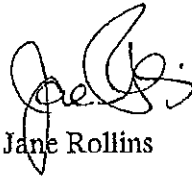
GoodWood Pizzeria and Bakery will share any information necessary to document the costs of the building renovations and how the money has been spent. We cordially invite the City of Lincolnton officials and Steering Committee to visit GoodWood Pizzeria and Bakery to assess our progress. Come and see if our pizza is the best, if it is a welcoming, fun, energetic place. We would love to see and serve you!

Thank you for your consideration.

Respectfully Submitted,



Brian Rollins

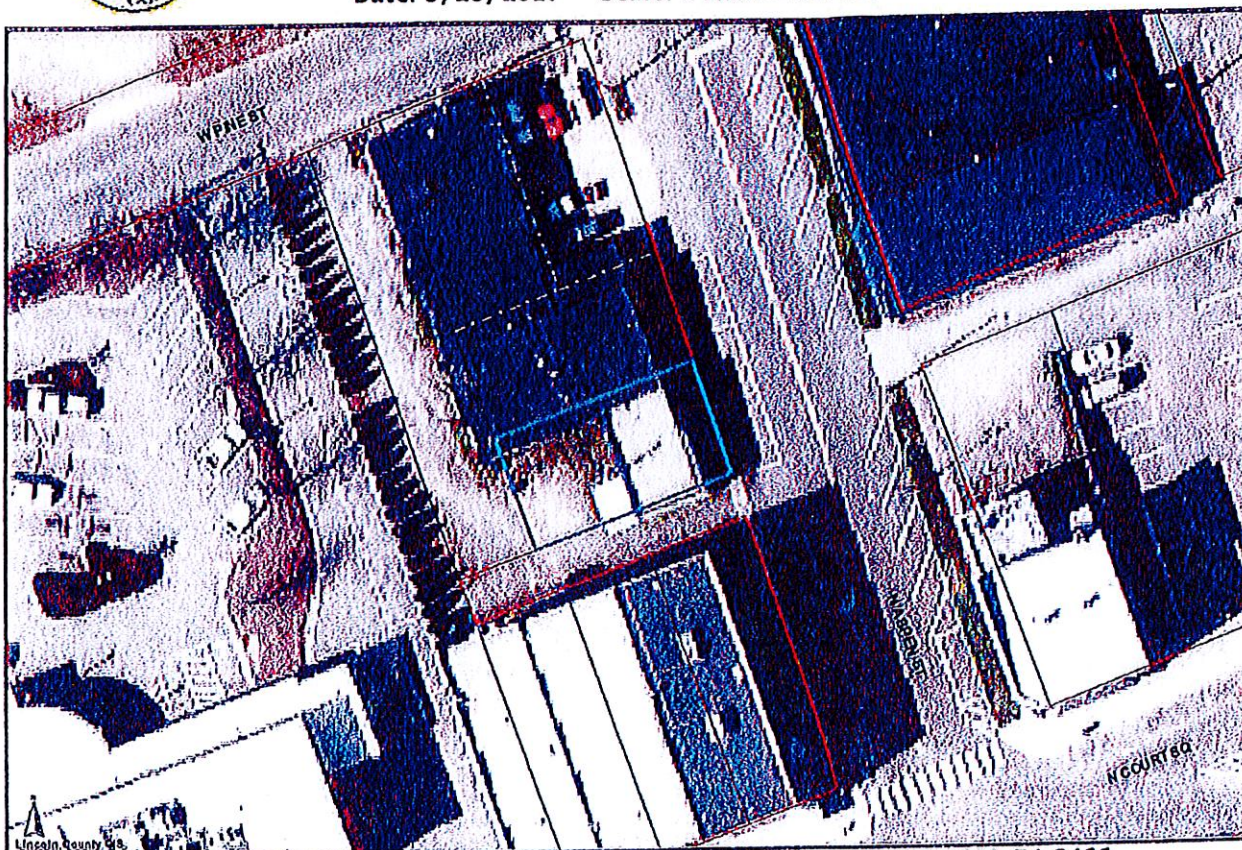


Jane Rollins



Lincoln County, NC

Office of the Tax Administrator, GIS Mapping Division
 Lincoln County and its mapping contractors assume no legal responsibility for
 the information contained on this map. This map is not to be used for land
 conveyance. The map is based on NC State Plane Coordinate System 1983 NAD.
 Date: 5/23/2017 Scale: 1 Inch = 52 Feet



PHOTOS



PARCEL INFORMATION FOR 3623-74-8466

Parcel ID	21046	Owner	ROLLINS BRIAN T LIMONE ROLLINS JANE 3875 WILFONG ROAD LINCOLNTON NC 28092		
Map	3623-16	Mailing			
Account	0262490	Address	3875 WILFONG ROAD LINCOLNTON NC 28092		
Deed	2662-619	Last Transaction Date	5/1/2017	Sale Price	\$40,000
Land Value	\$16,665	Total Value	\$29,714	Previous Parcel	
----- All values are for tax year 2017. -----					
Description	COMM 209 N ASPEN ST		Deed Acres	0	
Address	209 N ASPEN ST		Tax Acres	0.05	
Township	LINCOLNTON		Tax/Fire District	CITY OF LINCOLNTON	
Main Improvement	RETAIL		Value	\$13,049	
Main Sq Feet	726	Stories	1 Year Built	1954	
Zoning	Calculated		Voting Precinct	Calculated Acres	
District	Acres		LINCOLNTON NORTH (LN11)	0.05	
C-B	0.05		Sewer District	0.05	
Watershed Class	0.05		Not in the sewer district		
2000 Census County			Tract	Block	
37109			070100	3027	0.05
Flood	Zone Description		Panel		
X	NO FLOOD HAZARD		3710362300	0.05	

ITEM #

12

MEMO TO: Mayor and City Council Members

FROM: Laura Elam, Planning Director

DATE: June 29, 2017

RE: BIG- 8-2017-Application from The Sound Factory Studios, LLC for Business Incentive Grant for building renovations for new music studio on second floor at 128 East Main Street

Project Information

- Location: 128 East Main Street
- Use: Building renovations for new music studio on upper level including:
 - Installation of new HVAC system
 - Installation of new electrical system doors
 - Installation of new flooring,
 - Installation of new doors,
 - Installation of soundproofing for studio

NOTE: A remote viewing area will be at street level

- Total project cost estimate: \$50,500
- Anticipated start: June 2017
- Anticipated Completion: November 2017

Request

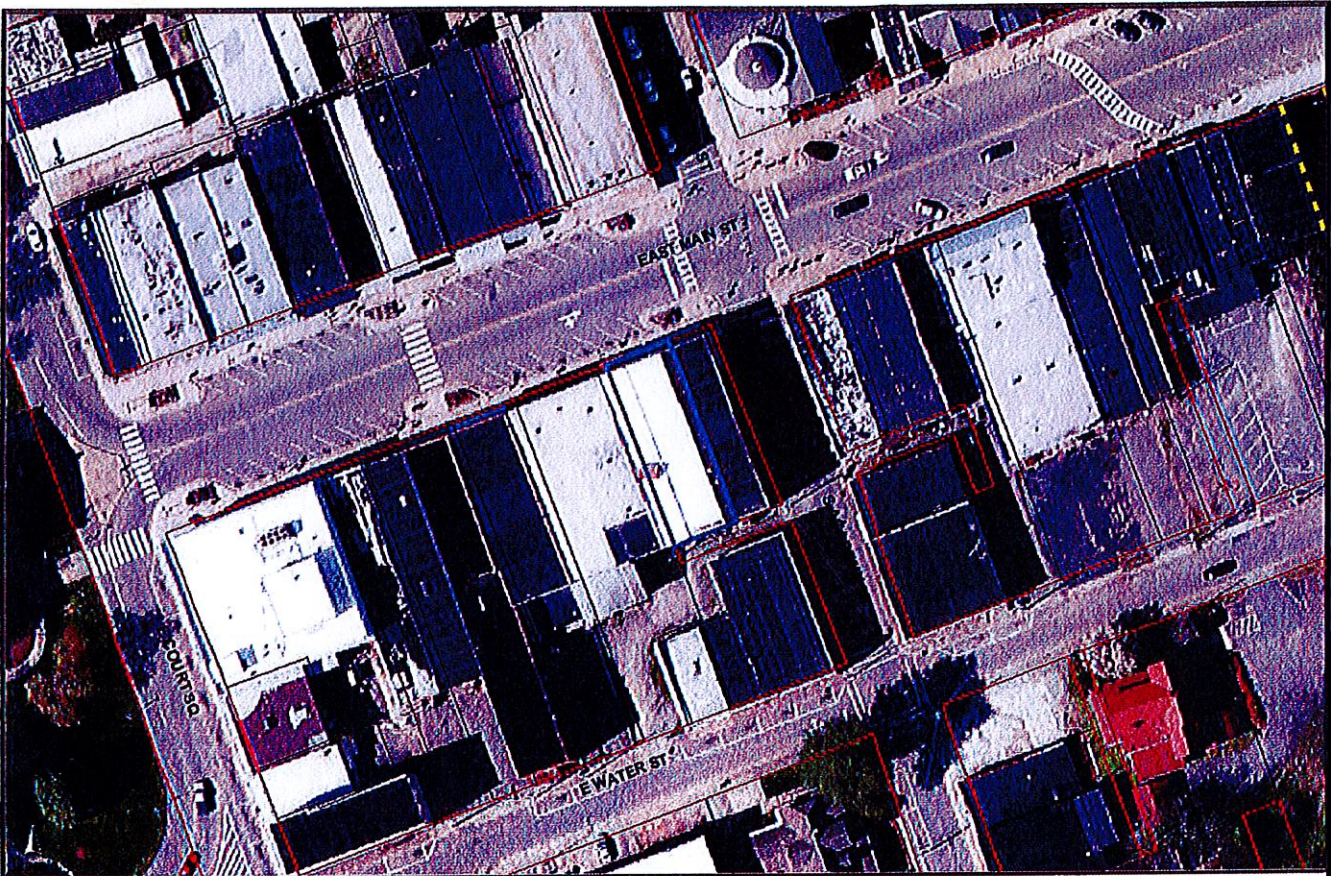
- \$15,000 for building renovations

See included maps and application for additional information.



Lincoln County, NC

Office of the Tax Administrator, GIS Mapping Division
 Lincoln County and its mapping contractors assume no legal responsibility for
 the information contained on this map. This map is not to be used for land
 conveyance. The map is based on NC State Plane Coordinate System 1983 NAD.
 Date: 6/16/2017 Scale: 1 Inch = 100 Feet



PHOTOS



PARCEL INFORMATION FOR 3623-84-4196

Parcel ID	01148	Owner	CTC REAL ESTATE INVESTMENTS LLC			
Map	3623-16	Mailing	1027 HORSESHOE LAKE RD			
Account	0188415	Address	LINCOLNTON NC 28092			
Deed	2662-974	Last Transaction Date	5/3/2017	Sale Price	\$165,000	
Land Value	\$38,770	Total Value	\$136,788	Previous Parcel		
----- All values are for tax year 2017. -----						
Description	124 E. MAIN ST.			Deed Acres	0	
Address	124 EAST MAIN ST			Tax Acres	0.08	
Township	LINCOLNTON			Tax/Fire District	CITY OF LINCOLNTON	
Main Improvement	RETAIL/STORAGE			Value	\$98,018	
Main Sq Feet	7600	Stories	2 Year Built	1920		
Zoning	Calculated	Voting Precinct			Calculated Acres	
District	Acres	LINCOLNTON SOUTH (LS12)			0.09	
C-B	0.09					
Watershed Class		Sewer District				
WS-IVP	0.09	Not in the sewer district			0.09	
2000 Census County		Tract			Block	
37109		070100			4001	
Flood	Zone Description	Panel				
X	NO FLOOD HAZARD	3710362300			0.09	

City of Lincolnton Business Incentive Grant Application
Building Rehabilitations and Renovations
Which Encourage
Economic Development in Lincolnton

DATE: 6-8-2017

NAME OF APPLICANT: THE SOUND FACTORY STUDIOS, LLC

PROJECT NAME: SOUND FACTORY STUDIOS

PROJECT DESCRIPTION: SALE BUSINESS USE

WITH INSTALLATION OF FLOORING,

SOUNDPROOFING, DOORS AND

GENERAL INTERIOR UPDATES,

INCLUDING NEW HVAC & ELECTRICAL

SYSTEM

PROJECT ADDRESS: 128 EAST MAIN STREET

LINCOLNTON, NC 28042

APPLICANT HOME ADDRESS: 1027 HORSESHOE LAKE

ROAD LINCOLNTON, NC 28042

EMAIL ADDRESS: ELCALHOUN@BELLSOUTH.NET

TELEPHONE: (910) 241-1239

If Property Owner differs from Business Owner, complete the following:

NAME OF PROPERTY OWNER: CTC REAL ESTATE

INVESTMENTS

ADDRESS: 1027 HORSESHOE LAKE ROAD

LINCOLNTON, NC 28042

EMAIL ADDRESS: ELCALHOUN@BELLSOUTH.NET

TELEPHONE: (910) 241-1239

Materials and Estimated Cost

\$ 6,500.00	Electrical Wiring and Labor
\$12,000.00	HVAC Unit and Installation Cost
\$ 6,500.00	Soundproofing & Insulation
\$ 7,000.00	Internal Walls
\$ 4,500.00	Drop Ceiling
\$ 7,500.00	Flooring
\$ 1,500.00	Lighting & Fixtures
\$ 1,500.00	Internal Doors
<u>\$ 3,500.00</u>	Painting & Wall Treatment
\$50,500.00	TOTAL ESTMATED MATERIALS

BUSINESS PLAN SUMMARY

THE SOUND FACTORY STUDIOS, LLC

EXECUTIVE SUMMARY

- World-class recording studio currently operating and working in cooperation with studios in New York, Los Angeles, Atlanta, and Nashville
- Produce high quality recordings at a low cost
- Seeking to expand its facilities, support, and create other businesses in Lincoln County
- Long-term plan is to become the franchise's training hub for recording studios nationwide

BUSINESS DESCRIPTION

- The Sound Factory utilizes a modern concept of Sam Phillips' Sun Records open-door model: low-cost, quality recordings for all artists
- Different approach to many recording companies in that focus is on quality and efficiency of production
- The "Factory" recording method means artists have the option of coming to the studio without instruments and have access to top of the mark world-class instruments and technology
 - Artists can begin recording within minutes of arrival, and leave with a high quality product
- Group of studio musicians are available to recording artists, similar to The Funk Brothers or The Wrecking Crew concepts
- Many supporting industries in community benefit from the Sound Factory, such as local hotel, restaurants and catering services

MARKET STRATEGIES

Market Analysis & Position in Market

- Market research reveals only one studio in Charlotte comparable and in direct competition with The Sound Factory Studios: BNR Studios
- BNR records all types of artists and provides video promotion services, as The Sound Factory does
- Research shows that BNR services for a promotional video/audio package is more than five times the cost of a similar package at The Sound Factory

Market Analysis & Position In Market (continued)

- The Sound Factory offers limo services, legal services, professional booking services, compact disk production services, studio musician services, in addition to the audio and video recording services
- No other studio in the area has such a group of industries immediately available to provide for every component of the recording experience

Target Market

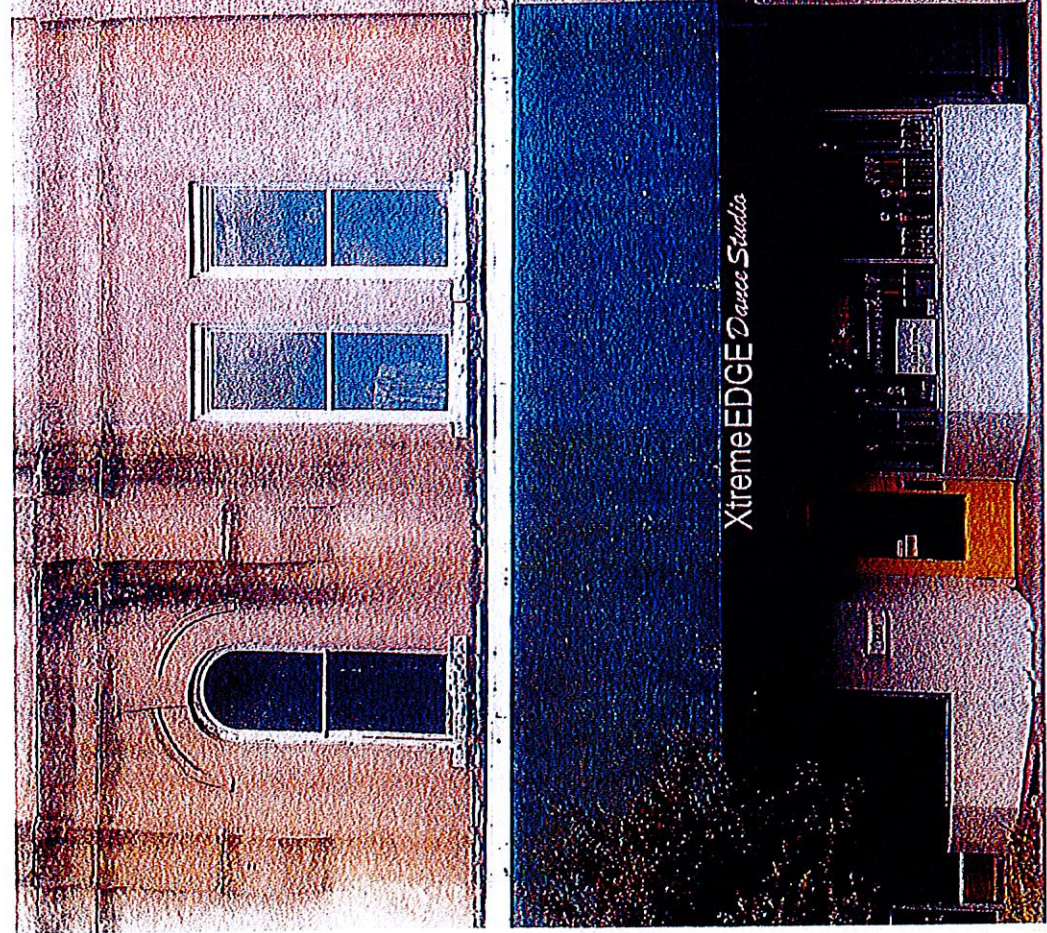
- Churches: Praise and Worship Teams
 - Countless numbers of churches have praise and worship teams that record material
 - Research shows those groups are paying for recordings that are of questionable quality
 - Any quality recordings are costly
- Local Artists: Various Genres
 - Studio is large enough to record a high school band or church choir, if necessary
 - Services are cost-effective enough to accommodate a solo artist who needs musical accompaniment
- Regional/National Artists: Various Genres
 - Designed for rap artists, beat design, and traditional recording artists, as well
 - Studio may be rented by the week, by the day, or by the hour

DESIGN AND DEVELOPMENT PLAN

- Updated Sun Studios concept targets everyone seeking to record but targeted marketing will draw certain consumers
 - Advertising in elite periodicals, such as the DuPont Registry, and promoting at high-end stores, such as Foreign Cars Italia, will bring in national-level artists
 - Cooperation with Arts Council of Lincoln County, local music stores, and similar businesses will target local and regional musicians
 - Connections within the gospel music industry, such as Adam Rose with 3:16, will cater to those on Praise and Worship teams seeking to record

FINANCIAL FACTORS

- The Studio is well-leveraged financially and will operate debt-free

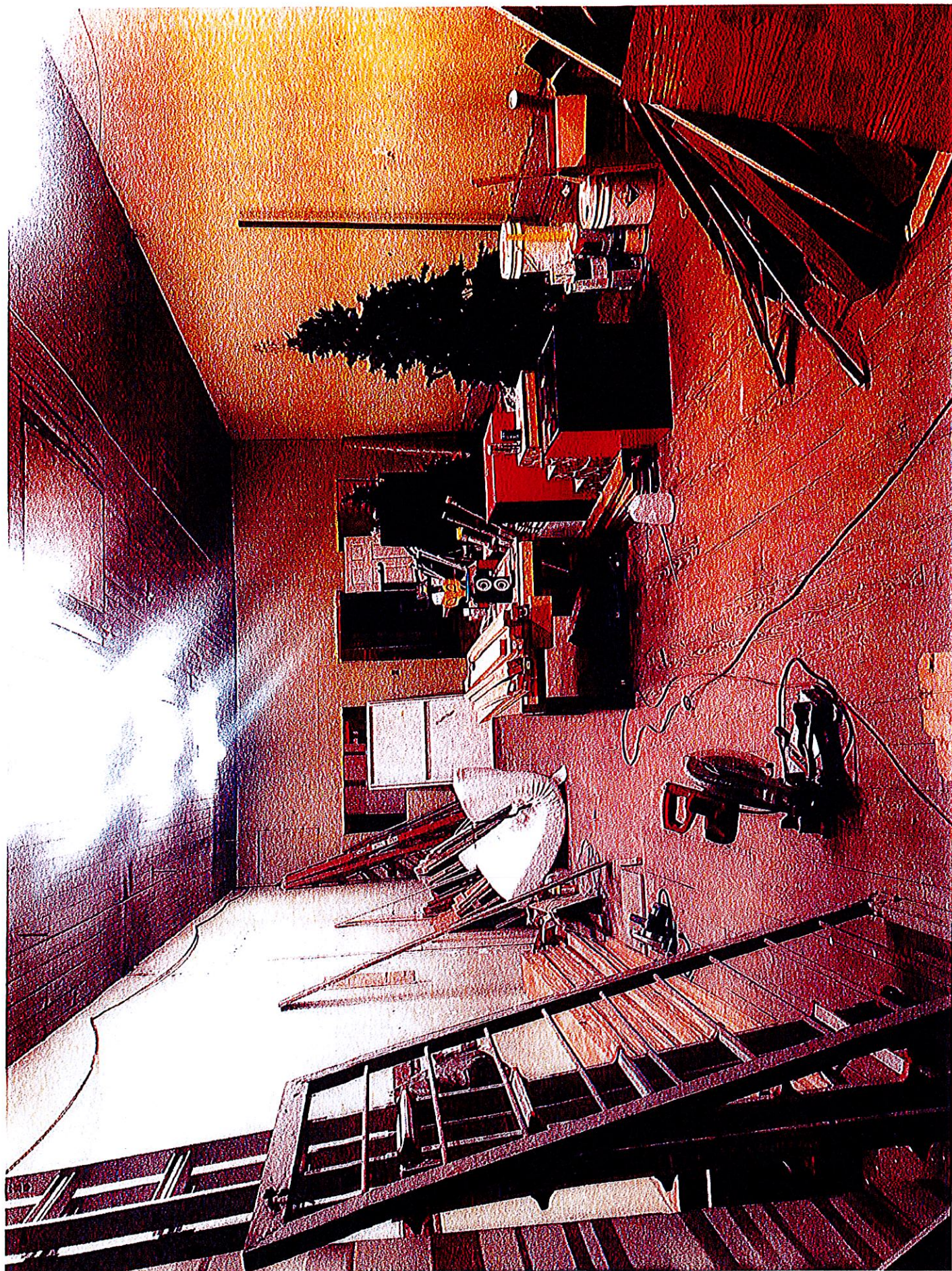


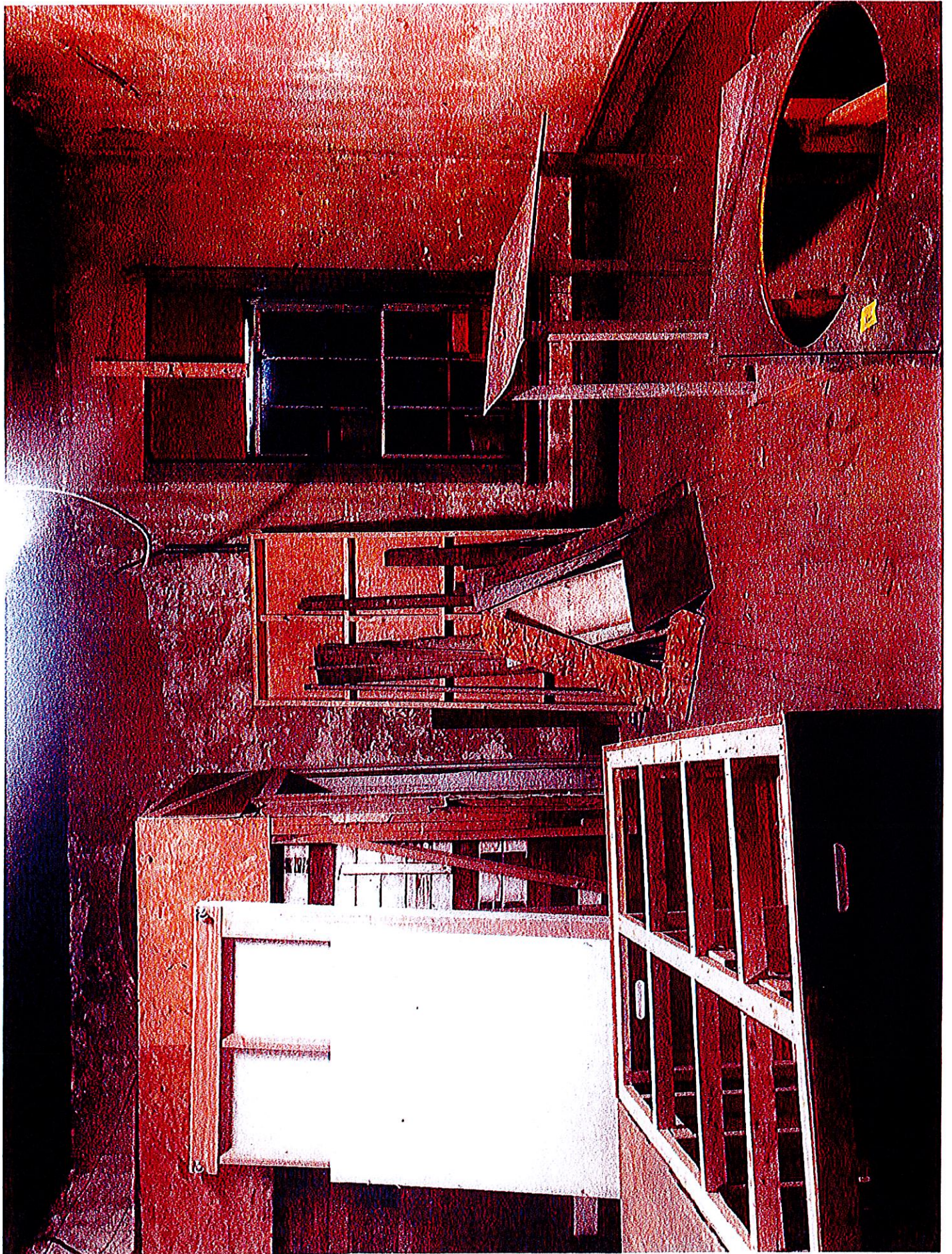
XtremeEDGE Dance Studio



124 East Main

Vintage, Sheds



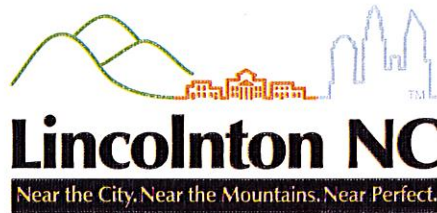




ITEM #

13

CITY COUNCIL
Ed L. Hatley, Mayor
Martin A. Eaddy, Mayor Pro-Tem
David M. Black
Roby D. Jetton
Tim Smith



CITY MANAGER
Steve Zickefoose, MBA
szickefoose@lincolntonnc.org
CITY CLERK
Donna C. Flowers, MMC, NCCMC
donnaflowers@ci.lincolnton.nc.us
CITY ATTORNEY
Thomas J. Wilson, Jr.,

TO: Mayor and City Council Members

FROM: Donna C. Flowers, City Clerk

SUBJECT: 2017 Municipal Election

DATE: June 23, 2017

At our April 6th City Council meeting Councilman Black made the motion unanimously approved to tabling setting the filing fees for a 2017 Municipal Election. Councilman Black said recent legislation was introduced by Representative Jason Saine to move Lincolnton's elections to even numbered years rather than odd numbered years, also moving the Mayoral term from a two year term to a four year term.

Earlier this week this legislation was passed by the Senate elections committee, but has yet to receive the final approval necessary to become law. Recently I received a call from Bradley Putnam, Director of the Board of Elections, regarding the filing fees for the 2017 Municipal Election. Filing fees were last set by Council in April 2015 with the fee to file for the Mayoral seat being \$ 48.00. A Council member seat was set at \$ 36.00.

Filling will begin on Monday, July 7th at 12 noon and will end on Friday, July 21st at 12 noon. The City election dates are as follows; Tuesday, September 12th is the date for a Primary to be held if necessary and the General Election will be held on Tuesday, November 7th. This election will include the Mayor's seat, elected for a two year term; Ward 1 – elected for a four year term; Ward 2 – elected for a 2 year term and Ward 3 – elected for a four year term.

Mr. Putnam proposes election cost would be between \$ 28,000.00 and \$ 32,000.00 for a City election. Council will need to take official action setting the filing fees at our April 6th meeting. All of this, if legislation receives final approval necessary, would become a moot point. Having not heard an update, I recommend setting the fees as stated above at our June 29th meeting, so the City would not hold the BOE up in the event the bill does not pass. Should you have any questions please feel free to contact me.

ITEM #

14

MEMO TO: Mayor and City Council Members

FROM: Laura Elam, Planning Director

SUBJECT: Intersection improvement update

DATE: June 29, 2017

Staff and Leonard Fletcher of TGS met with Mark Stafford, the NCDOT Division 12 Engineer earlier this month. Mr. Fletcher and Mr. Stafford discussed in detail how TGS could minimize the scope of the project while also providing enough improvements for pedestrians so that the project qualifies for federal CMAQ funding.

Mr. Fletcher and Mr. Stafford also discussed if and how the project could provide those pedestrian improvements while also complying with ADA regulations without rebuilding existing intersecting driveways and existing curb and gutter.

Other key discussion points were

- how to ensure adequate drainage of the redesigned intersection without having to change the grade,
- how to ensure safe movement of vehicles and pedestrians, and
- how best to locate the new traffic signal poles so that as little as possible of the existing sidewalk, curb and gutter is impacted.

Mr. Fletcher is in the process of re-working the design plan to try to limit the project scope as much as possible while meeting all those objectives.

ITEM #

15

July 2017 Council Meeting
Executive Summary
May 2017 Year-To-Date

General Fund			% of		
		16-17	Budget	15-16	Difference
Fund 10	Revenues	8,849,458.17	73.57%	8,871,730.54	(22,272.37)
	Personal Services	6,920,047.53		7,085,572.01	(165,524.48)
	Supplies & Materials	349,060.88		333,626.66	15,434.22
	Current Obligations	665,128.14		610,844.26	54,283.88
	Fixed Charges	(850,993.81)		(793,049.87)	(57,943.94)
	Capital Outlay	816,484.40		865,890.98	(49,406.58)
	Contracts/Grants	576,224.92		443,272.53	132,952.39
	Debt Service	395,364.49		283,307.36	112,057.13
	Expenses	8,871,316.55	77.44%	8,829,463.93	41,852.62
	Difference	(21,858.38)		42,266.61	(64,124.99)

Water & Sewer Fund			% of		
		16-17	Budget	15-16	Difference
Fund 61	Revenues	7,428,878.79	81.34%	7,825,210.36	(396,331.57)
	Personal Services	1,616,598.52		1,661,585.64	(44,987.12)
	Supplies & Materials	343,656.22		371,430.92	(27,774.70)
	Current Obligations	1,205,771.63		1,177,495.75	28,275.88
	Fixed Charges	818,891.28		884,332.04	(65,440.76)
	Capital Outlay	1,073,058.26		372,462.98	700,595.28
	Contracts/Grants	131,075.02		127,259.65	3,815.37
	Debt Service	2,474,257.99		2,473,665.12	592.87
	Inv.,Interfund	347,504.63		347,504.63	-
	Expenses	8,010,813.55	92.92%	7,415,736.73	595,076.82
	Difference	(581,934.76)		409,473.63	(991,408.39)

Electric Fund			% of		
		16-17	Budget	15-16	Difference
Fund 63	Revenues	7,383,806.27	94.61%	7,297,898.08	85,908.19
	Personal Services	398,550.81		431,491.37	(32,940.56)
	Supplies & Materials	50,757.79		59,134.05	(8,376.26)
	Current Obligations	5,139,829.15		5,097,311.07	42,518.08
	Fixed Charges	534,206.09		569,871.95	(35,665.86)
	Capital Outlay	98,705.35		130,570.60	(31,865.25)
	Contracts/Grants	25,000.00		25,000.00	-
	Inv.,Interfund	23,810.38		23,810.38	-
	Expenses	6,270,859.57	84.95%	6,337,189.42	(66,329.85)
	Difference	1,112,946.70		960,708.66	152,238.04

Overtime 80+ hours 227,119.00 285,589.00 (58,470.00)

Personal Services	Salaries and Benefits
Supplies & Materials	Supplies, Materials, Uniforms, Gas
Current Obligations	Building Maint, Repairs, Phone, Data, Travel
Fixed Charges	Insurance, Safety
Capital Outlay	Equipment, Vehicles, Construction
	Donations, Airport, 911, Animal, Fireworks,
Contracts, Grants	Drug Enforcement, Contracted Services
Debt Service	Bonds and Loans Payments

ITEM #

16

NO BACKUP FOR THIS ITEM
A REPORT WILL BE GIVEN
THE NIGHT OF
THE COUNCIL MEETING