AGENDA

LINCOLNTON CITY COUNCIL

January 3, 2019

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
January 3, 2019
7:00 p.m.

CALL TO ORDER – Mayor Ed Hatley

PLEDGE OF ALLEGIANCE

1. Approval of REGULAR AGENDA

2. Approval of CONSENT AGENDA
   All items placed under 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 December 6, 2018 Regular Meeting Minutes

4. Calls to Public Hearing for the February 7th, 2019 City Council meeting:
   ZMA-1-2019 – Application from Bonnie Ball requesting the rezoning of approximately 0.838 acres of land from Office Institutional O-O to Rural Residential (R-25). The subject property is at 2511 East Highway 150 (PID 28082)

   ZMA-2-2019 – Application from Candace Heavner requesting the rezoning of approximately 0.732 acres of land from Office Institutional O-I to Rural Residential (R-25). The subject property is at 2523 East Highway 150 (PID 52275)

REGULAR AGENDA:

PUBLIC HEARINGS

5. CUP-3-2018 – Application from Ingles Markets, Inc. requesting the approval of a conditional use permit to construct a Zips car Wash on an 0.88 outparcel of the Ingles Market Shopping Center. The subject property is located at 1230 East main Street (Parcel ID 901308) in the P-B-CU district

Laura Elam, Planning Director

RESOLUTIONS
(R-01-19)

6. Retirement Resolution honoring Stephen H. "Steve" Peeler, Public Utilities Director for thirty years of service to the City

Mayor Hatley

RESOLUTIONS

(R-02-19)

7. Retirement Resolution honoring Dawn Cornelius, Accounts Payable Clerk, for thirty-four years of service to the City

Mayor Hatley

(R-03-19)

8. Retirement Resolution honoring Rodney Barkley, Water Treatment Plant, for twenty-two years of service to the City

Mayor Hatley

(R-04-19)

PRESENTATION

9. Presentation of the 2018 Audit Report

Phil Church and Carol Avery
Lowdermilk, Church and Co.

CONTRACT

(C-01-19)

10. Consideration of contract between the City and Lowdermilk, Church & Co. for the 2019 Audit

Steve Zickefoose, City Manager

OTHER BUSINESS

11. Consideration of dates for the City's Annual Planning Retreat; possibly Friday, March 15th or Friday, March 22nd 2019

Steve Zickefoose, City Manager

12. Monthly Financial/ Overtime Report

Steve Zickefoose, City Manager

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 to be eligible to speak

NEWS MEDIA

ADJOURNMENT

ITEM

1

APPROVAL

OF

REGULAR

AGENDA

ITEM

2

APPROVAL

OF

CONSENT

AGENDA

ITEM

3

ORGANIZATIONAL MEETING - DECEMBER 6, 2018

The Mayor and City Council met for organizational meeting on Thursday, December 6 at 6:30 p.m. at the Lincoln Cultural Center located at 403 East Main Street, Lincolnton North Carolina.

Mayor Ed Hatley called the meeting to order and led the Pledge of Allegiance. The following Council Members were in attendance:

SMITH	**BLACK**	**EADDY**	**JETTON**

PRESENTATIONS TO OUTGOING ELECTED OFFICIALS:

Prior to the Oath of Office being administered to the newly elected officials, Mayor Ed Hatley gave special recognition to Tim Smith for two years of service as a Councilman and David Black for three years of service as a Councilman. Mayor Hatley presented each with a plaque of appreciation, on behalf of City Council and the City of Lincolnton, thanking them for their service to the City and its citizens.

OATH OF OFFICE TO NEWLY ELECTED OFFICIALS:

Mayor Hatley called on City Attorney T.J. Wilson to administer his Oath of Office. Attorney Wilson administered the Oath to Mayor Hatley as his wife and granddaughter held the bible. NOTE: Mayor Hatley ran unopposed in the general election.

Mayor Ed Hatley administered the Oath of Office to Councilwoman Elect Mary Frances White as her brother Kenny held the bible. NOTE: Councilman Smith did not seek re-election. Ms. White defeated Mr. Paul Eurey Jr. in the general election to secure the Ward 1 seat.

Dr. Jim Watson, his wife and his son, came forward and Mayor Hatley administered the Oath of Office as they held the bible. NOTE: Councilman Black did not seek re-election. Dr. Watson defeated Mr. Fred Jarrett in the general election to secure the Ward II seat.

Councilman Eaddy, his wife and daughter came forward and Mayor Hatley administered the Oath of Office. NOTE: Councilman Eaddy defeated Derek Thom in Ward III to secure a second consecutive term on the City Council.

COMMENTS:

Mayor Hatley commented, "It has been an honor to serve as Mayor for the last three years. I'm looking forward to another four years. And the whole thing with serving in any elected position is you've got to have the support of the people. I appreciate everybody's support and hope that I will not do anything embarrasses or sheds a negative light on Lincolnton. Thank you."

Mayor Hatley call on Councilwoman White for comments. Councilwoman White began saying, "I look forward to working with the Council that I am presently seated with, and serving the citizens of Lincolnton." Councilwoman White then requested and was granted permission from Mayor Hatley, to allow a special friend to have the floor for remarks.

Councilman Watson commented, "I am honored to serve on this Council. Teresa and I and Corey, we've lived in this community for over twenty years. We love Lincolnton." Councilman Watson continued, "It takes a team to work together and I am looking forward to this group working together. Lincolnton has a lot of good things going for it but at the same time there are always opportunities to make life better for us." Councilman Watson spoke to city staff and employees being a great resource and the great job they do keeping our community safe and out of harm's way. He ended saying, "I am truly honored and look forward to serving."

Councilman Eaddy expressed his excitement to fill another term. He said, " I grew up here in Lincolnton and I am just tickled with what has happened with the vitality of our City in the last four years." Councilman Eaddy continued, "I am going to work hard with the rest of the Council to see that this growth continues." Councilman Eaddy voiced his excitement with what Council has been about to do for the City employees in terms and wages and continuing the process of staying competitive with other surrounding entities. Councilman Eaddy ended saying, "I think this is going to be a great four years with all of us working together to make good things happen for our great city. And I am excited to be a part of it. Thank you."

MAYOR'S APPONTMENTS

Mayor Hatley made the following appointments:

ABC Board – (1) appointment **Mayor Hatley**

Lincolnton Housing Authority – (1) appointment – **Councilwoman White**

Centralina Council of Governments (COG) – (2) appointments

Delegate to the Executive Committee – **Councilman Watson**
Alternate – Mayor Hatley

Historic Properties Commission – (1) appointment **Councilman Jetton**

Lincolnton-Lincoln County Airport Authority – (1) appointment
Councilman Eaddy

Library Board – (1) appointment **Councilman Watson**

Lincoln Cultural Center – (1) appointment **Councilwoman White**

Recreation Commission – (1) appointment **Councilman Jetton**

N.C. Municipal Power Agency (NCMPA1) – (3) appointments
(1) One Delegate – **Asst. City Manager Richard Haynes**
(2) Two Alternate Delegates **Mayor Hatley**
City Manager Steve Zickefoose

DDA Appointment – (1) appointment - **Councilwoman White**

LEDA (Lincoln Economic Development Association)

One Appointment **Mayor Hatley**
Ex-Officio – City Manager **Steve Zickefoose**

Chamber of Commerce Board of Directors –(1) appointment - **Mayor Hatley**

Transportation Advisory Committee – (1) appointment - **Councilman Eaddy**

Communities in Schools - **Councilman Watson**

NOTE: The City does not officially have an appointment to the Communities in Schools but that board historically ask the Mayor to attend these meetings.

At this point, Mayor Hatley said, "I made a point to say Councilman and Councilwoman. That's probably about the last time you will hear me say that. I think that we are all friends, and I call all my friends by their first name. So from now on Ward 1 will be Mary Frances, Ward 2 will be Jim, Ward 3 will be Marty and Ward 4 will be Roby." Mayor Hatley went on to say, "I think it sets up to much of a barrier when you address people by the formal titles and we are just one of you."

Nominations for and Election of Mayor Pro Tempore

Councilman Jetton nominated Councilman Eaddy to serve as Mayor Pro Tem. With no other nominations Councilman Watson made a motion unanimously approved to close the nominations.

Mayor Hatley called for the vote for Councilman Eaddy's nomination. Vote was unanimously approved for Councilman Eaddy for the Mayor Pro Tem position.

ORGANIZATIONAL MEETING - DECEMBER 6, 2018

Appointment of City Attorney

Councilman Eaddy nominated T.J. Wilson to continue as the City Attorney for the Lincolnton City Council. With no other nominations, Councilman Jetton made the motion to close the nominations.

Mayor Hatley called for the vote. Vote was unanimously approve for T.J. Wilson to continue as the City Attorney.

Parliamentary Procedures

Councilwoman White made the motion unanimously approve to adopt the abbreviated version of Roberts Rules of Order as a guide to conduct City Council Meetings.

Councilman Eaddy made the motion unanimously approve to adopt Resolution (R-15-18) the 2019 Calendar of Regular meetings of the Lincolnton City Council in accordance with the City Charter.

Having no other business for the Organizational Meeting of the Lincolnton City Council, Mayor Hatley called for a motion to **Recess until 7:00 p.m.**

Councilman Jetton made the motion unanimously approved to take a recess until 7:00 p.m.

REGULAR MEETING - DECEMBER 6, 2018

Mayor Hatley reconvened beginning the regular meeting of the Lincolnton City Council at 7:00 p.m. at the Lincoln Cultural Center located at 403 East Main Street, Lincolnton North Carolina. Council Members were in attendance as follows:

WHITE	**WATSON**	**EADDY**	**JETTON**

Councilwoman White made the motion unanimously approved the *REGULAR AGENDA.*

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

- Approval of Minutes from November 1, 2018 meeting
- Approval of Banking Resolution (R-16-18) – Declaring Newly Elected Officials
- **Call to Public Hearing for the January 3, 2019 meeting:**
  CUP-03-2018 – Application from Ingles Markets, Inc. requesting the Approval of a conditional use permit to construct a Zips Car Wash On a 0.88 outparcel of the Ingles Market Shopping Center. The Subject property is located at 1230 East Main Street (Parcel ID 901308) in the P-B-CU district.

REGULAR AGENDA:

APPLICATION FROM WILLIAM AND LACEY PAYNE FOR A BUSINESS INCENTIVE GRANT FOR BUILDING RENOVATIONS TO ACCOMMODATE A RETAIL SPACE AT 111 EAST MAIN STREET:

BIG-06-18

Mayor Hatley opened the Public Hearing. Jean Derby, with the Planning Department, spoke to this application for a Business Incentive Grant. Mrs. Derby explained that the building renovations will make it possible for an outdoor outfitter store at 111 E. Main Street. She presented detailed project information, a total project cost estimate of approximately $25,853.68, and the anticipated start and completion dates. Grant request for this building renovations project is $12,926.80.

Councilman Jetton made the motion unanimously approved to close the Public Hearing

Council Watson made the motion unanimously approved to award the Business Incentive Grant to William and Lacey Payne for building renovations to accommodate retail space at 111 East Main Street.

REGULAR MEETING - DECEMBER 6, 2018

APPOINTMENTS:

(APPT-17-18)

RE-APPOINTMENTS:

Mayor Hatley reviewed the various re-appointments to begin serving a second 3 year term January 2019 that needed to be considered by Council. These re-appointments are as follows:

Fireman's Relief Fund Board	Rick Blackwell
Planning Board	Jerry Hoffman
Planning Board	Jamel Farley
Recreation Advisory Commission	Eric Radebaugh
Recreation Advisory Commission	Mark Lackey

Councilwoman White made a motion unanimously approve to re-appoint the above stated individuals to begin serving a second 3 year term in January 2019.

(APPT-18-18)

NEW APPOINTMENTS :

Based on applications received for vacancies on the various City Boards and Commissions, Mayor Hatley asked for motions from City Council for approval of the following applicants to serve:

ABC Board (1 vacancy) - Councilman Eaddy made the motion unanimously approved to appoint Thomas E. Huskey Jr. to begin serving his first three year term on the ABC Board as well as serve as the Chair of the ABC Board in January 2019

Planning Board (1 vacancy) Councilman Eaddy made the motion unanimously approved to appoint Gregory McBryde to begin serving his first three year term in January 2019

Recreation Advisory Commission (1 vacancy) Councilman Jetton made the motion unanimously approved to appoint Will Kiser to begin serving his first three year term in January 2019.

Tourism Development Authority (1 vacancy) Councilwoman White made the motion unanimously approved to appoint Pamela Huskey to begin serving her first three year term in January 2019

MONTHLY FINANCIAL UPDATE/OVERTIME REPORT:

Steve Zickefoose, City Manager, gave the following monthly financial update/overtime report overview: December 2018 Council Meeting

Executive Summary

General Fund		Budget 18-19	Actual 18-19	% of Budget	Budget 17-18	Actual 17-18	Difference
Fund 10	Revenues	11,800,766	4,219,133	33%	11,655,521	4,200,337	18,796
	Fund Balance	1,051,770	-	-	964,361	-	-
		12,852,536	4,219,133		12,619,882	4,200,337	18,796
	City Manager/Clerk	320,960	124,821		331,465	136,844	(12,023)
	Human Resources	239,060	83,420		232,730	81,023	2,397
	Finance	242,790	255,951		273,412	182,538	73,412
	General Expense	1,057,620	479,835		942,324	442,482	37,354
	General Debt Service	520,954	25,423		463,524	25,423	-
	Police	3,700,970	1,003,790		4,284,770	987,401	16,390
	Fire	2,240,650	690,978		2,099,345	730,992	(40,014)
	Public Works	79,616	28,377		172,956	74,838	(46,461)
	Street	1,251,668	276,177		1,246,268	243,155	33,022
	Equipment Services	133,270	47,569		135,120	51,620	(4,052)
	Solid Waste	756,798	156,804		708,328	184,787	(27,983)
	General Services	-	-		-	-	-
	Plannin/Zoning	679,060	88,215		348,794	86,761	1,454
	Bus & Comm. Dev	135,000	33,987		164,960	10,112	23,874
	Recreation	1,494,120	331,472		1,215,886	361,691	(30,219)
	Expenses	12,852,536	3,626,818	28%	12,619,882	3,599,667	27,151
	Difference		592,314			600,670	(8,355)

Water & Sewer Fund		Budget 18-19	Actual 18-19	% of Budget	Budget 17-18	Actual 17-18	Difference
Fund 61	Revenues	8,096,950	2,661,324	32%	7,449,995	2,810,698	(149,374)
	Fund Balance	281,590	-		526,653		
		8,378,540	2,661,324		7,976,648	2,810,698	(149,374)
	Water Treatment	1,502,950	414,130		1,508,500	409,136	4,994
	Dist & Collection	1,748,000	818,080		1,440,153	467,477	350,603
	Wastewater	1,550,100	308,089		1,516,650	275,010	33,079
	W & S Intangibles	3,577,490	271,345		3,511,345	234,097	37,249
	Expenses	8,378,540	1,811,644	22%	7,976,648	1,385,719	425,924
	Difference		849,681			1,424,979	(575,298)

Electric Fund		Budget 18-19	Actual 18-19	% of Budget	Budget 17-18	Actual 17-18	Difference
Fund 63	Revenues	7,669,264	2,950,528	37%	7,791,714	2,768,490	182,038
	Fund Balance	300,000	-		1,224,483	-	-
		7,969,264	2,950,528		9,016,197	2,768,490	182,038
	Electric Dept.	7,969,264	1,996,291		9,016,197	2,254,648	(258,356)
	Expenses	7,969,264	1,996,291	25%	9,016,197	2,254,648	(258,356)
	Difference		954,237			513,842	440,395

Overtime 80+ hours	109,431	127,311	(17,880)

SUMMARY OF CITY'S RESPONSE TO 2018 ELECTION PROTEST:

City Manager Steve Zickefoose shared information with council related to the allegations made that the City failed to provide information to the Board of Elections regarding the newly annexed territory (Palisades Apartments). Mr. Zickefoose assured Council that the City staff went above and beyond the requirements listed in GS 160A-29 for municipalities to notify the register of deeds and Secretary of State. He also listed the steps taken (in detail) along with the dates, to provide the required information.

Mr. Zickefoose confirmed that he has backup documentation for review if requested.

INFORMATION REGARDING TRAINING FOR THE REQUIRED ETHICS TRAINING - JANUARY 18TH – ASHVILLE, NC:

Mayor Hatley talked about the upcoming trainings for newly elected officials. He mentioned an upcoming training sponsored by the UNC School of Government that will be held in Asheville on January 17-18th. This training will include the required two clock hours of Ethics Training for newly elected or re-elected officials. Those members that will need to attend were directed to contact City Clerk Donna Flowers to get registered.

APPROVAL OF AMENDED AUDIT CONTRACT DATE TO 12/31/18:

City Manager Steve Zickefoose presented an amendment to the contract with Lowdermilk Church & Co., LLP, the company responsible for auditing the City's accounts. The explanation of modified contract terms reads as follows:

The OPEB study information was submitted to the actuary on a timely basis. However, the actuary did not split the OPEB liabilities and expenses per fund and had to be recomputed. This delayed the City receiving the correct actuarial study. In future years, the City will make sure the actuary understands the unit's requirement to have the study allocated among funds.

Councilman Eaddy made the motion unanimously approved to amend the audit contact date to 12/31/18.

PUBLIC COMMENT:

Mr. Tommy Huskey, 821 S. Poplar Street, briefly addressed Council, as the Chair of and on behalf of the Downtown Development Association. Mr. Huskey began by expressing appreciation to the previous Council for all of the help given to the DDA over the last years. He spoke well of the comradery between the merchants and expressed his hopes that things will continue to go well with the new board as he looks forward to working with them.

NEWS MEDIA:
There were no questions from the News Media.

NOTE: Before adjourning, Mayor Hatley thanked Cathy Davis for the use of the facility which was needed to accommodate the large crowd that was in attendance.

ADJOURNMENT:

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

Note: Daphne Ingram, Administrative Assistant, attended the meeting and drafted the minutes in the absence of the City Clerk.

________________________	________________________
DONNA C. FLOWERS, MMC	**ED HATLEY**
CITY CLERK	**MAYOR**

ITEM

4

Donna Flowers

From: Brett Hicks
Sent: Friday, December 21, 2018 11:18 AM
To: Donna Flowers; Daphne Ingram
Cc: Laura Elam; Jean Q. Derby
Subject: Calls To Public Hearing for (January 3, 2019)

Donna,

We have received the following item(s) that need to be called to public hearing at the January 3, 2019 City Council Meeting:

- **ZMA-1-2019-** Application from Bonnie Ball requesting the rezoning of approximately 0.838 acres of land from Office Institutional O-I to Rural Residential (R-25). The subject property is at 2511 East Highway 150 (PID 28082).

- **ZMA-2-2019-** Application from Candance Heavner requesting the rezoning of approximately 0.732 acres of land from Office Institutional O-I to Rural Residential (R-25). The subject property is at 2523 East Highway 150 (PID 52275).

The submission deadline was at 5:00 P.M. December 21, 2018.

Let me know if you have questions.

Thank you,

Brett Hicks
Zoning Administrator
City of Lincolnton
P O Box 617
Lincolnton, NC 28093
704-736-8930 (phone)
704-736-8939 (fax)
www.ci.lincolnton.nc.us/planning

Lincolnton NC
Near the City. Near the Mountains. Near Perfect.

Success is...knowing your purpose in life, growing to reach your maximum potential, and sowing seeds that benefit others.

John C. Maxwell

ITEM

5

MEMO TO: Mayor and City Council Members

FROM: Laura Elam, Planning Director

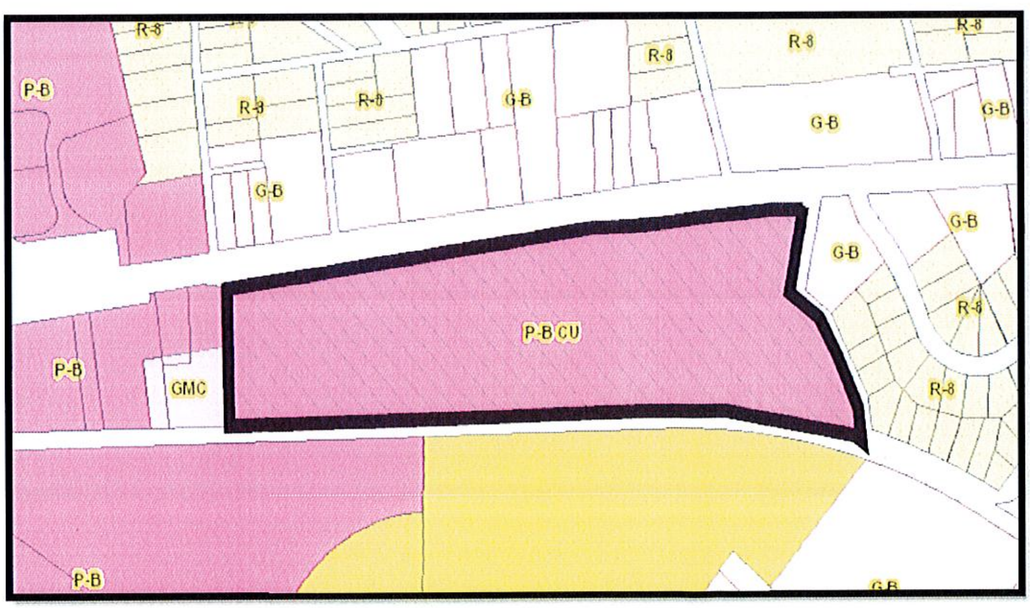
SUBJECT: CUP - 3 - 2018- Conditional Use Permit Application from Ingles Markets, Inc. requesting a conditional use permit to allow a car wash in the Conditional Use Planned Business (CU-PB) district

DATE: January 3, 2019

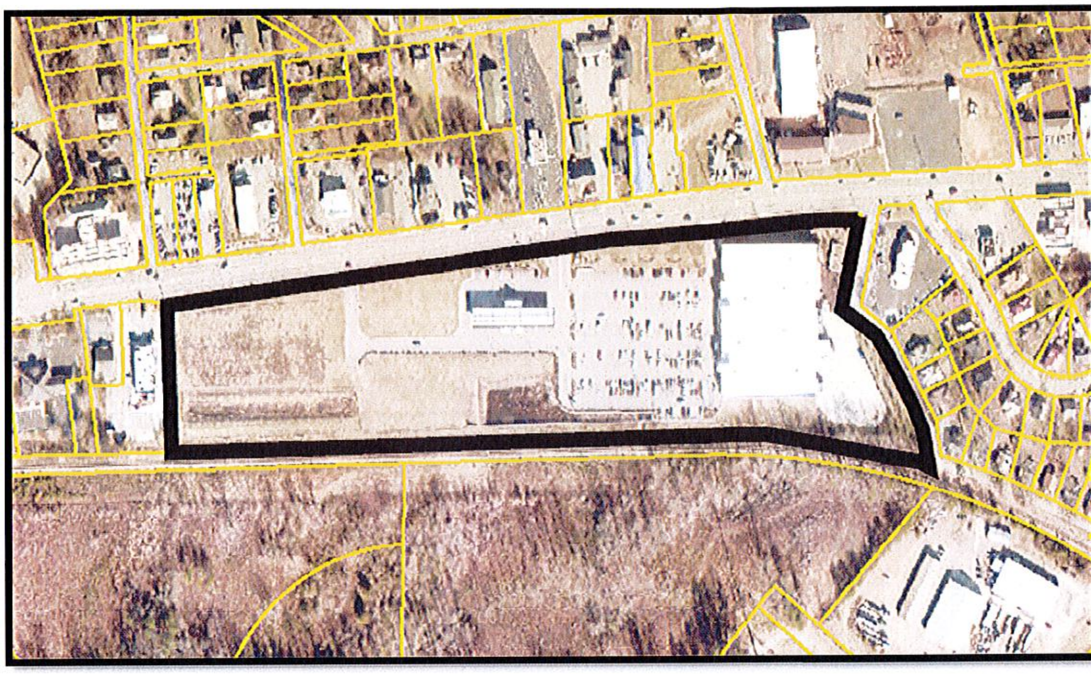
SITE AND AREA DESCRIPTION

Ingles Markets, Inc. is requesting a conditional use permit to allow a car wash on an outparcel at the Ingles Market shopping center at 2130 East Main Street. The proposed car wash site is located beside the Gas Express convenience store.

The Ingles Market center is zoned CU-PB. Surrounding properties are zoned a combination of GMC (General Manufacturing and Commercial), GB(General Business), PB (Planned Business) and R-15 (Single Family Residential).



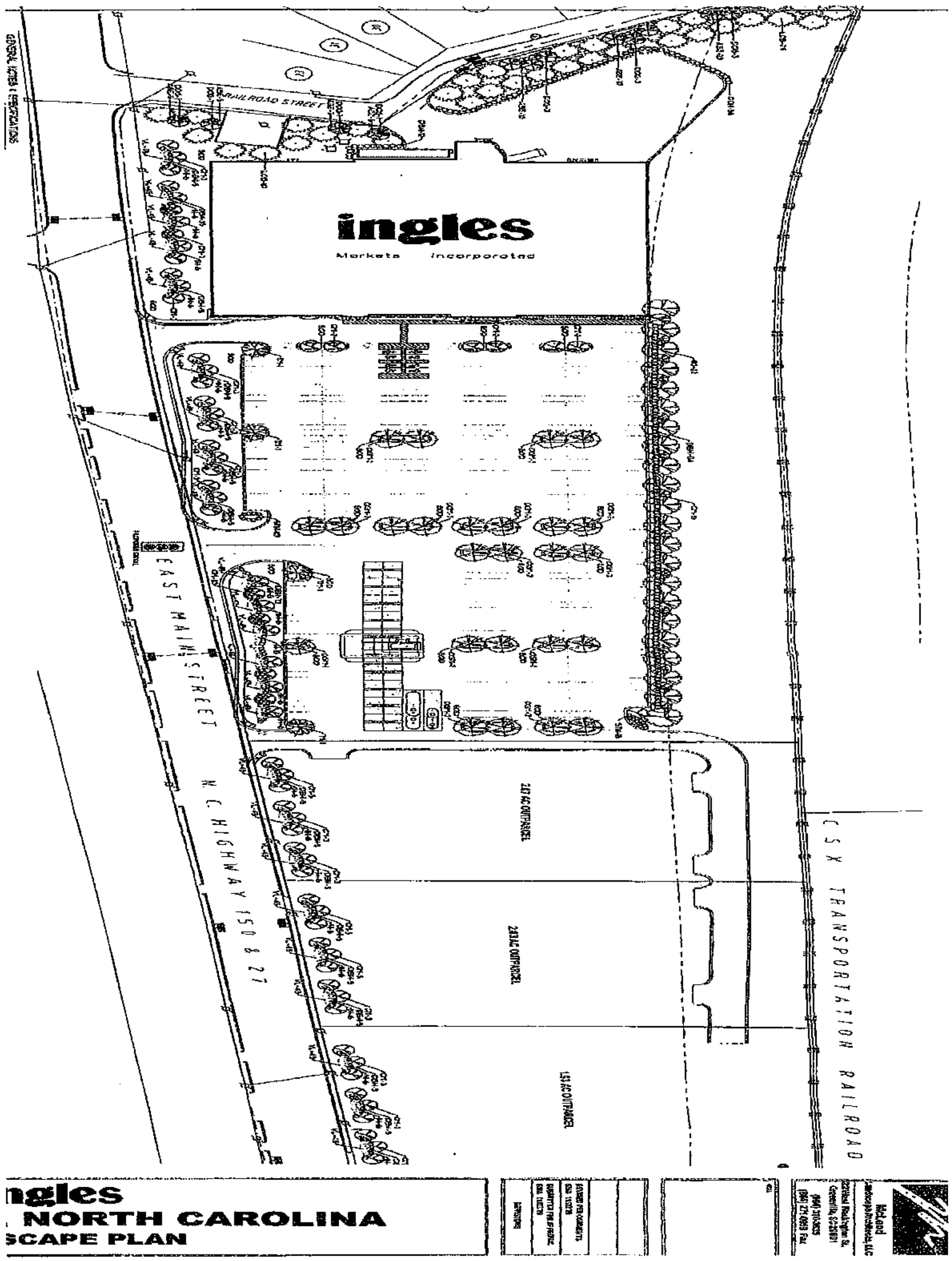
The subject property and surrounding properties along East Main Street are used for commercial purposes. The CSX rail line is located to the south.



BACKGROUND

A conditional use permit was approved in 2010 for the Ingles shopping center . The associated site plan includes an Ingles supermarket, a gas station /convenience store and three (3) outparcels.

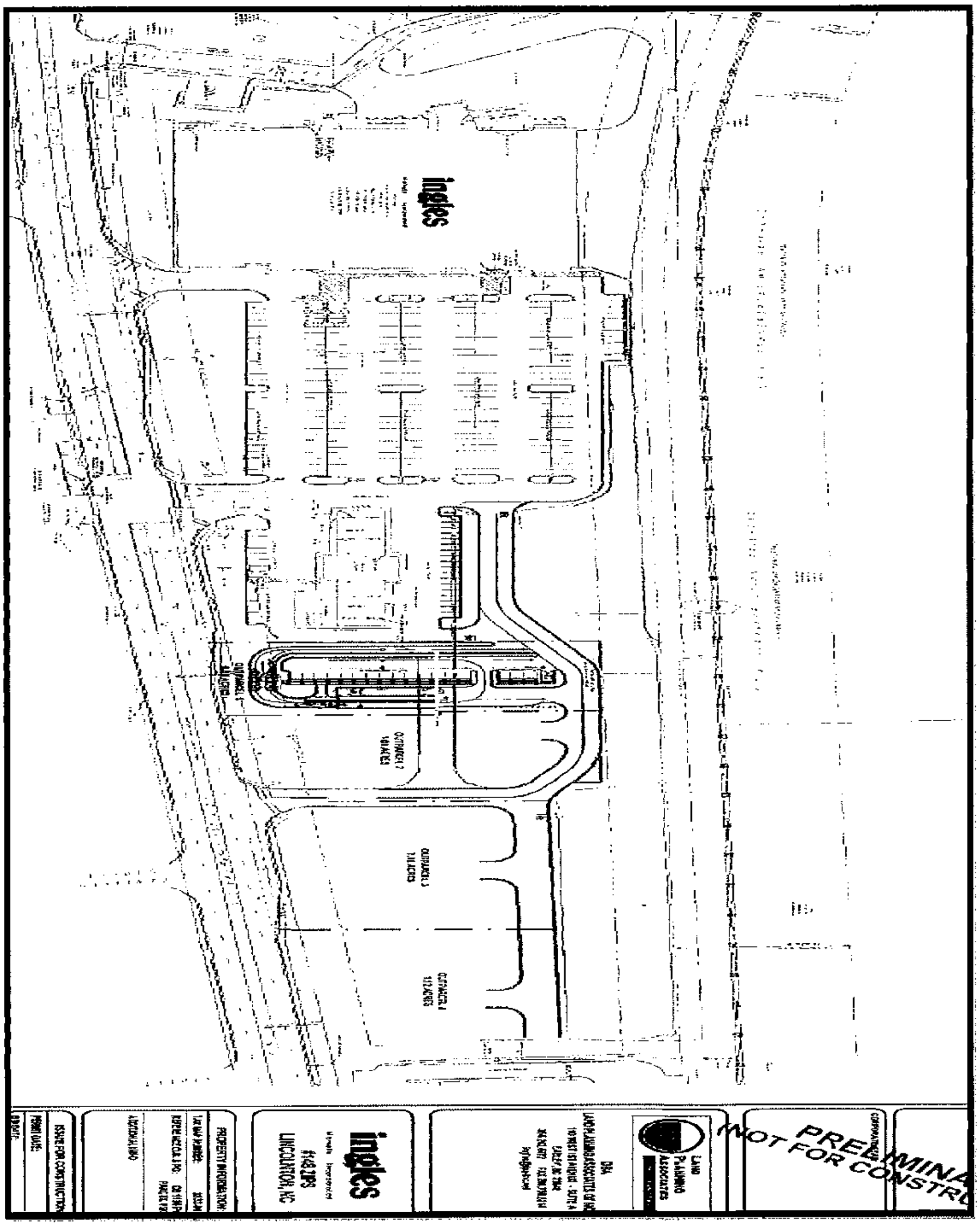
APPROVED SITE PLAN (2010)

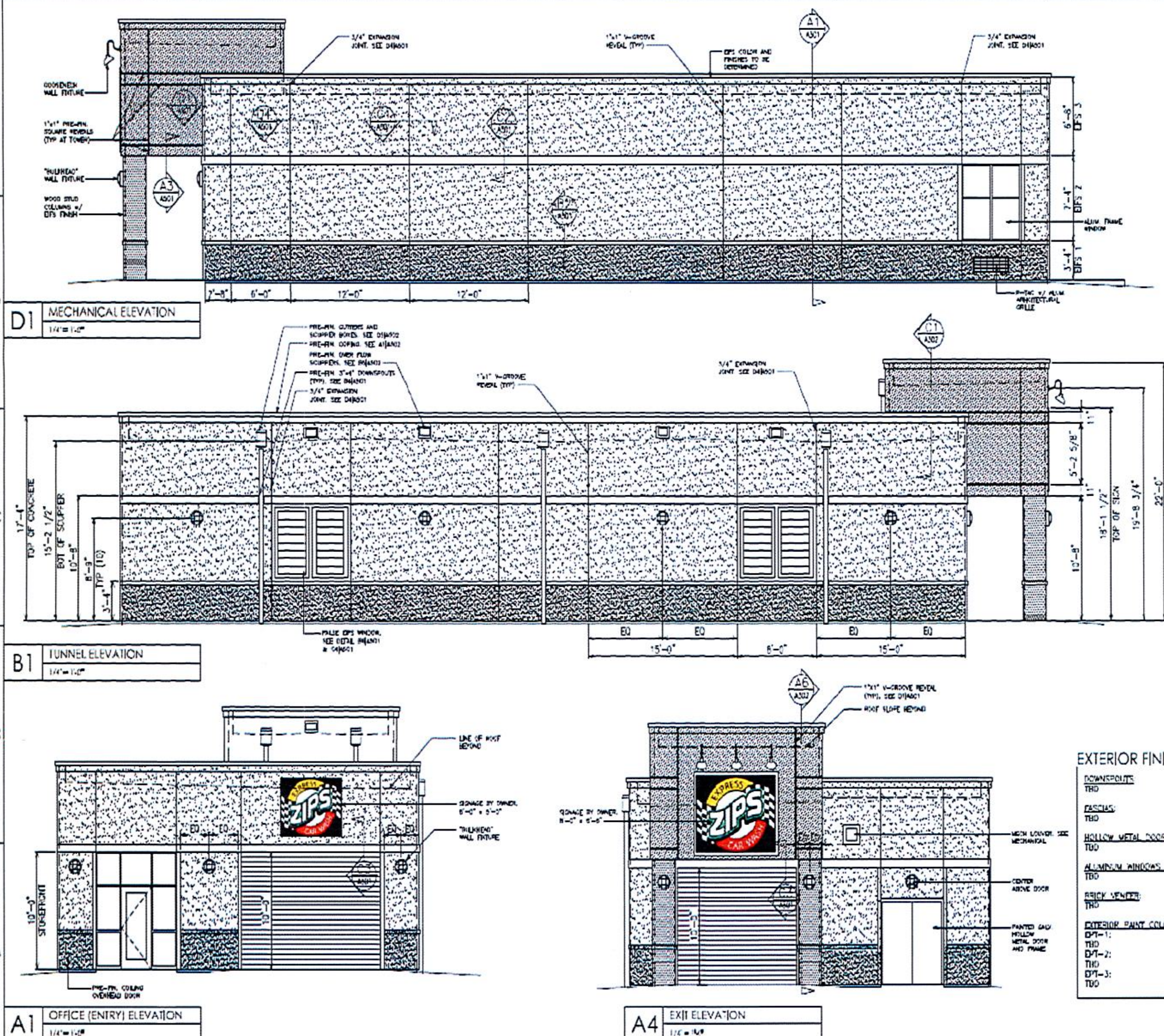


PROPOSED USE AND ADDITIONAL OUTPARCEL

The applicant proposes a car wash as an additional (fourth) outparcel on the site along with the previously approved three outparcels. The car wash includes self – serve vacuum stations, a pay station and floor mat cleaning machines. The existing internal driveway serving the outparcels is to be realigned to the south on the car wash outparcel to allow additional developable area.

PROPOSED SITE PLAN





EXTERIOR FINISHES

DOWNSPOUTS:
TBD

FASCIAS:
TBD

HOLLOW METAL DOORS & FRAMES:
TBD

ALUMINUM WINDOWS & STOREFRONT:
TBD

BRICK VENEER:
TBD

EXTERIOR PAINT COLORS:
EPT-1:
TBD
EPT-2:
TBD
EPT-3:
TBD

WILD BUILDING CONSTRUCTION

225 W 1ST N ST #122,
MORRISTOWN, TN 37814

REVIEW
NOT FOR CONSTRUCTION
10.25.19

FALCONNIER
DESIGN COMPANY

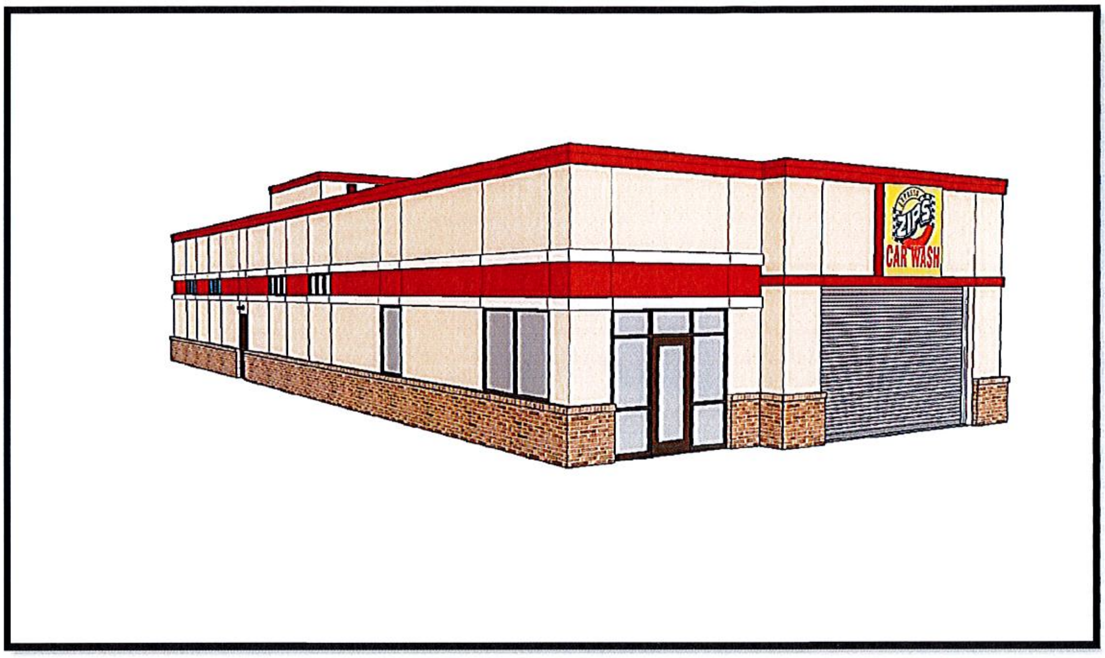
ZIPS CARWASH

2130 E. MAIN ST.
LINCOLNTON, NC 28092

ELEVATIONS

DRAWN BY:	GHF/GAC
CHECKED BY:	DAF
ISSUED:	08/27/2018
REVISION(S)	
FILE	2018-055

A-201



COMPLIANCE WITH WATER SUPPLY WATERSHED

The Applicant will be disturbing less than one acre of land so compliance with the water supply watershed standards is not required.

STAFF REVIEW COMMITTEE COMMENTS

The Staff Review Committee made the following comments:

1. Electricity will be provided by Duke Energy. The Developer will need to coordinate electrical items directly with Duke Energy.

2. All utilities must be coordinated with the City Utilities Supervisor. Water lines should be accessed from East Main Street. All necessary easements will need to be provided and recorded per the City Utilities Supervisors request.

3. The relocation of any utility lines must be completed at the owner's expense and coordinated with and approved by the City Public Works and Utilities Director prior to construction. A detailed utility plan must first be submitted showing all water lines on the site for a determination to be met.

4. The oil/water separator will need to be increased to 1,000 gallons and the grit separation will need to be addressed. This will need to be approved by the City Utilities Supervisor.

5. The City Fire Inspector must approve all plans for fire hydrants, sprinkler systems, and fire equipment access prior to development.

6. Detailed building plans must be submitted and approved by the Lincoln County Building and Inspections.

7. City solid waste pick-up will not be available to the site.

8. Erosion and Sedimentation control permits will be required and must be obtained from the Lincoln County Natural Resources Department.

COMPLIANCE WITH CONDITIONAL USE PERMIT APPLICATION REQUIREMENTS

Section 153.236 of the UDO requires that a conditional use permit application contain specific terms and meet specific requirements. The application meets the requirements of that section.

OTHER CONDITIONAL USE PERMIT REQUIREMENTS

Section 153.237 of the Unified Development Ordinance requires that four findings be determined by City Council. They are as follows:

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 use meets all required conditions and specifications.

3. The applicant will need to provide evidence that the use will not substantially injure the value of adjoining or abutting properties.

4. The use is in conformity with the Lincolnton Land Use Plan in that the site is located within the Planned Business Planning Area.

PLANNING BOARD AND STAFF RECOMMENDATION

Planning Board and Staff recommend approval of the conditional use permit subject to the applicant satisfactorily proving the findings of fact and subject to the Staff Review Committee comments.

ITEM

6

CITY OF LINCOLNTON

CITY COUNCIL
Ed L. Hatley, Mayor
Martin A. Eaddy, Mayor Pro-Tem
Mary Frances White
Jim R. Watson
Roby Jetton

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..

RESOLUTION
of Appreciation for

STEPHEN "STEVE" HULL PEELER

(R-01-19)

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

WHEREAS, Stephen Peeler, began employment with the City of Lincolnton on January 3, 1989, and has served in the Public Works and Utilities Divisions as a Director in several capacities for a total of 30 years, and

WHEREAS, Stephen Peeler, during his years of service to the City managed over $45,000,000 in infrastructure improvement capital projects, completing them all at or under the contract amount, and guided the Public Works and Utilities divisions thru annexations that approximately doubled the Corporate City Limits and population of the City of Lincolnton; and

WHEREAS, Stephen Peeler, was nominated by his staff and received the prestigious J.A. Younts Award from the N.C. Rural Water Association for "Dedication and Service to the people and water systems in North Carolina", and has served on the ElectriCities Board of Directors for 3 years and has been elected for a second 3 year term. In addition, has a total of 50 years of service in the Electric Distribution Utility Industry with 30 of those years as a member of the Board of Commissioners of North Carolina Municipal Power Agency #1;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Lincolnton, that appreciation be shown to *Stephen H. Peeler* for his thirty years of service, honoring him on his upcoming retirement on February 1, 2019, and we extend congratulations and best wishes to him as he begins the next chapter in his life.

Adopted and presented this the 3rd day of January, 2019.

Donna C. Flowers
DONNA C. FLOWERS, MMC
CITY CLERK

Ed Hatley
ED HATLEY
MAYOR

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

ITEM

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CITY OF LINCOLNTON

R E S O L U T I O N
(R-02-19)
Of Appreciation For

D A W N T. C O R N E L I U S

WHEREAS, ***Dawn T. Cornelius*** began employment with the City of Lincolnton on July 30, 1984 in the Utility Billing and Collections Division, of the Finance Department, and has faithfully served in that department for thirty-four years; and

WHEREAS, ***Dawn T. Cornelius*** throughout her tenure has demonstrated great commitment to her duties and responsibilities in the Utility Billing & Collections Department and has assisted the Finance Department in being recognized and awarded for many years the "Certificate of Achievement for Excellence in Financial Reporting"; and

WHEREAS, ***Dawn T. Cornelius*** attended training through ElectriCities of North Carolina and earned a certificate in Customer Service Excellence. Dawn developed spreadsheets, still utilized today, listing meter taps and delinquent accounts, she transitioned through many changes over the years with great versatility and accuracy; and

WHEREAS, ***Dawn T. Cornelius*** has always excelled with customer interaction presenting a positive image to the public; displaying a great work ethic in the performance of her duties, and has the utmost respect from both her co-workers and the citizens of Lincolnton; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Lincolnton, that appreciation be shown to ***Dawn T. Cornelius***, honoring her on her upcoming retirement on February 1st 2019 and that we extend congratulations and best wishes to her for continued success in all her future endeavors.

Adopted and presented this the 3rd day of January, 2019.

Donna C. Flowers
DONNA C. FLOWERS, MMC
CITY CLERK

Ed Hatley
ED HATLEY
MAYOR

ITEM

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CITY OF LINCOLNTON

CITY COUNCIL
Ed L. Hatley, Mayor
Martin A. Eaddy, Mayor Pro-Tem
Mary Frances White
Jim R. Watson
Roby Jetton

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..

RESOLUTION
of Appreciation for

RODNEY D. BARKLEY

(R-03-19)

WHEREAS, Rodney D. Barkley, began employment with the City of Lincolnton on November 21, 1996, as a Water Treatment Plant Operator II; and

WHEREAS, Rodney D. Barkley, through his dedication and training through the NC Water Treatment Facility Operators Certification Board attained his Grade B Surface Water Treatment Facility Operator in 1997 and was promoted that same year to a Water Treatment Plant Operator III ; and

WHEREAS, Rodney D. Barkley, has throughout his tenure assisted the City in the performance of his duties, to obtain the AWOP Award from the NC Department of Environment and Natural Resources. Rodney also assisted, in a team effort, to earn the AWWA Award of Excellence for safety achievements for multiple years. Rodney took pride in producing and supplying the citizens of Lincolnton with safe, clean drinking water throughout his tenure.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Lincolnton, that appreciation be shown to **Rodney D. Barkley**, honoring him on his upcoming retirement on February 1, 2019 and that we extend congratulations and best wishes to him for continued success in all his future endeavors.

BE IT FURTHER RESOLVED, that this resolution be presented to him and spread upon the official minutes of the City of Lincolnton.

Adopted and presented this the 3rd day of January, 2019.

Donna C. Flowers

DONNA C. FLOWERS, MMC
CITY CLERK

Ed Hatley

ED HATLEY
MAYOR

ITEM

9

NO BACK UP NECESSARY FOR THIS ITEM

ITEM

10

BACK UP
FOR THIS ITEM
WILL BE
PROVIDED AT
THE MEETING

ITEM

11

NO BACK UP NECESSARY FOR THIS ITEM

ITEM

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January 2019 Council Meeting

Executive Summary
November 2018 Year-To-Date

General Fund		Budget 18-19	Actual 18-19	% of Budget	Budget 17-18	Actual 17-18	Difference
Fund 10	Revenues	11,800,766	4,751,285	37%	11,655,521	4,767,504	(16,219)
	Fund Balance	1,051,770	-	-	964,361	-	-
		12,852,536	4,751,285		12,619,882	4,767,504	(16,219)
	City Manager/Clerk	320,960	168,768		331,465	183,278	(14,510)
	Human Resources	239,060	110,426		232,730	106,142	4,284
	Finance	242,790	310,020		273,412	241,847	68,173
	General Expense	1,057,620	596,803		942,324	483,970	112,833
	General Debt Service	520,954	26,666		463,524	26,666	-
	Police	3,700,970	1,322,364		4,284,770	1,274,494	47,870
	Fire	2,240,650	1,086,738		2,099,345	918,622	168,116
	Public Works	79,616	36,048		172,956	97,569	(61,522)
	Street	1,251,668	356,107		1,246,268	313,112	42,995
	Equipment Services	133,270	63,222		135,120	67,540	(4,318)
	Solid Waste	756,798	208,634		708,328	239,987	(31,354)
	General Services	-	-		-	-	-
	Plannin/Zoning	679,060	114,668		348,794	113,038	1,630
	Bus & Comm. Dev	135,000	48,903		164,960	20,090	28,813
	Recreation	1,494,120	460,709		1,215,886	472,229	(11,520)
	Expenses	12,852,536	4,910,076	38%	12,619,882	4,558,583	351,492
	Difference		(158,790)			208,921	(367,711)

Water & Sewer Fund		Budget 18-19	Actual 18-19	% of Budget	Budget 17-18	Actual 17-18	Difference
Fund 61	Revenues	8,096,950	3,373,388	40%	7,449,995	3,464,222	(90,834)
	Fund Balance	281,590	-		526,653		
		8,378,540	3,373,388		7,976,648	3,464,222	(90,834)
	Water Treatment	1,502,950	509,915		1,508,500	500,737	9,178
	Dist & Collection	1,748,000	853,413		1,440,153	580,250	273,162
	Wastewater	1,550,100	425,317		1,516,650	379,852	45,465
	W & S Intangibles	3,577,490	303,853		3,511,345	281,955	21,898
	Expenses	8,378,540	2,092,497	25%	7,976,648	1,742,794	349,703
	Difference		1,280,891			1,721,429	(440,537)

Electric Fund		Budget 18-19	Actual 18-19	% of Budget	Budget 17-18	Actual 17-18	Difference
Fund 63	Revenues	7,669,264	3,598,811	45%	7,791,714	3,341,598	257,212
	Fund Balance	300,000	-		1,224,483	-	-
		7,969,264	3,598,811		9,016,197	3,341,598	257,212
	Electric Dept.	7,969,264	2,507,543		9,016,197	2,827,798	(320,255)
	Expenses	7,969,264	2,507,543	31%	9,016,197	2,827,798	(320,255)
	Difference		1,091,268			513,801	577,467
Overtime 80+ hours			146,203			162,270	(16,067)