

A G E N D A

LINCOLNTON CITY COUNCIL



August 6, 2020

7:00 p.m.

Council Chambers

City Hall



**LINCOLNTON CITY COUNCIL
AGENDA
August 6, 2020
7:00 p.m.**

CALL TO ORDER

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.

2a - Approval of Minutes for the June 25, 2020 Regular Meeting

3. PUBLIC HEARINGS

3a – ZMA-4-2020 – Application from Michael Baker requesting the rezoning of 0.26 acres of land from General Business (GB) District to the Residential-Office (R-O) District. The subject property is located at 104 Huss Street (Parcel ID 22428)

Laura Elam, Planning Director

4. REGULAR AGENDA

(P-04-20)

4a. – Policy – Consideration of Administrative Policy Revision – Policy #10 Health/Dental Insurance

Tanya Osborne, Human Resources Director

(O-11-20)

4b. – Ordinance – Incorporation of Appendix D of the N.C. State Fire Code into the City Ordinance – Title XV – Land Use – Chapter 151 – Fire Prevention and Protection

Ryan Heavner, Fire Chief

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

AGENDA

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(O-12-20)

4c. – Consideration of amendment to the City’s Code of Ordinances – Chapter 72: Parking Regulations – consider a four way stop at the intersections at Sycamore Street and High Street and Pine Street and High Street

Steve Zickefoose, City Manager

(O-13-20)

4d. – Consideration of amendment to the City’s Code of Ordinances – Chapter 72: Parking Regulations – consider four way stop at the intersection of Bonview Avenue and High Street

Steve Zickefoose, City Manager

(BA-04-20)

4e. – Budget Amendment – Amendment to be made to the Annual Budget Ordinance for the Fiscal year ending June 30, 2021

Steve Zickefoose, City Manager

4f. – Monthly Financial/ Overtime Report

Steve Zickefoose, City Manager

5. OTHER BUSINESS FOR DISCUSSION AND POSSIBLE ACTION

5a – Army National Guard Mural

5b – Lincolnton Student Advisory Council - Cancellation of all meetings for the 2020-2021 School year

5c – Appointment to Lincolnton Planning Board

5d – City Council Meetings – Discuss possibility of returning to virtual meetings

5e – Agenda Item Additions – Emergent Nature Only

5f – Public Property Art

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

CLOSED SESSION

**To discuss acquisition of real property in accordance with
NCGS 143-318.11 (a)(5)**

NEWS MEDIA

ADJOURNMENT

ITEM #

1

APPROVAL

OF

REGULAR AGENDA

ITEM #

2

APPROVAL
OF
CONSENT AGENDA

ITEM #

2a

Approval of Minutes for the
June 25, 2020 Regular Meeting

The Mayor and City Council met in regular session on Thursday, June 25, 2020 at 7:00 p.m. in the Council Chambers of City Hall located at 114 West Sycamore Street, Lincolnton North Carolina.

Mayor Ed Hatley called the meeting to order, asking all to stand for the Pledge of Allegiance.

The following were in attendance:

WHITE WATSON EADDY JETTON

Councilwoman White made the motion to approve the **REGULAR AGENDA**.
Members voted 4-0 in favor of the motion

Councilman Eaddy made the motion to approve the **CONSENT AGENDA** as follows:

- Approval of Minutes for the June 4, 2020 Regular meeting
- N.C. Mayor's Statement on Murder of George Floyd
- Approval of service contract between the City of Lincolnton and the Lincolnton Housing Authority for Community Policing

Members voted 4-0 in favor of the motion

CUP-2-2020

Application from Lincoln County requesting a conditional use permit to construct a new parking lot in the Residential-10 (R-10) Zoning District. The subject property is located on the south side of West Main Street approximately 100 feet west of the intersection of West Main Street and South Government Street (Parcel ID 01203):

Mayor Ed Hatley opened the public hearing and recognized Planning Director Laura Elam to speak to the item. City Clerk Daphne Ingram administered the oath to all those wishing to speak.

Mrs. Laura Elam explained the request as follows:

The property is located on approximately 0.448 acres of land in the Residential-10 (R-10) District, on the south side of West Main Street,

approximately 100 feet west of the intersection of West Main Street and South Government Street (Parcel ID 01203)

The applicant is requesting a conditional use permit in order to construct a 32 space asphalt parking lot for additional county parking. Access would be provided by one driveway on West Water Street.

The site is currently vacant. The subject property and properties located to the east, west, and north are zoned R-10. Properties located to the south are zoned R-O and CB. The property is surrounded by a mixture of commercial and single family residential.

The applicant is requesting a conditional use permit in order to construct a 32 space asphalt parking lot for additional county parking. The parking lot will have one entrance which will be on West Water Street.

Street landscaping will be provided along West Main Street. Parking lot landscaping will be provided around the parking lot, and screening is required on the west side of the property adjacent to the single family dwelling.

Screening is not required along the other boundaries because they are being used for business purposes.

The subject property is located within the WS-IV PA Watershed area. Less than one acre of land is being disturbed so all requirements have been met.

The UDO requires that a conditional use permit application contain specific terms and meet specific requirements. The following items need to be addressed to meet the requirements:

Additional screening will be required to meet the following UDO requirements.

Where the boundary of a parking area directly adjoins or is separated by a street from a residential district, screening is required. The screening is required along the outside boundaries of the parking area.

Parking lot landscaping plan will need to be updated to show additional large trees and shrubs.

An updated landscaping plan will need to be provided showing how the UDO requirements for screening and parking lot landscaping are to be met.

The UDO 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 Lincolnnton Land Use Plan and other plans for the physical development of the City as officially adopted by the City Council.

COMPLIANCE WITH SECTION 13.4.2

It does not appear that the use will endanger the public health or safety.

Subject to compliance with the screening and landscaping requirements, the use meets all required conditions and specifications.

It does not appear that the use will substantially injure the value of adjoining or abutting property.

The use, if approved, should be in harmony with the area.

Mrs. Elam reported that Staff Review Committee met on June 9, 2020 and had no additional comments on the development.

She also informed that Planning Board and Staff recommend approval of the conditional use permit subject to the applicant proving the findings of fact and subject to compliance with the screening and landscaping ordinance requirements noted above.

Josh Grant, Lincoln County Assistant to the County Manager, spoke briefly, thanking Council for considering the request and welcoming any questions they had. Mr. Grant spoke to the great working relationship between the City and the County, and how much this additional parking will benefit not only County employees but the general public.

Being no further discussion and no other requests to speak to the item, Councilman Watson made a motion to close the Public Hearing. Members voted 4-0 in favor of the motion. Mayor Hatley presented the four Findings of Facts as follows:

1. Councilman Eaddy moved that the use will not materially endanger the public health or safety if located where proposed and developed according to plan. **Members voted 4-0 in favor of the motion**
2. Councilwoman White moved that the use meets all required conditions and specifications. **Members voted 4-0 in favor of the motion**
3. Councilman Jetton moved that the use will not substantially injure the value of adjoining or abutting property unless the use is a public necessity. **Members voted 4-0 in favor of the motion**
4. Councilman Watson moved that the location and character of the use, if developed according to 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 Lincoln Land Use Plan and other plans for the physical development of the City as officially adopted by the City Council. **Members voted 4-0 in favor of the motion**

MOTION: Councilman Jetton made a motion to approve the conditional use permit subject to compliance with ordinance requirements. Members voted 4-0 in favor of the motion.

CUP-3-2020

Application from Clayton Engineering requesting a conditional use permit to construct mini warehouse and storage units in the NB District. The subject property is located on the north side of East NC 27 Highway approximately 1000 feet east of the intersection of East Main Street and East NC 27 Highway (Parcel ID 87879, 23626, 26773, 24900):

Mayor Ed Hatley opened the Public Hearing directing all those wishing to speak to be sworn in by the City Clerk, after which Planning Director Laura Elam presented the following information:

Mrs. Elam stated that Clayton Engineering, on behalf of Sentry Rentals, is requesting a conditional use permit to construct warehouse, storage, and rental units in the NB District. The subject property is located in the ETJ on the north side of East NC 27 Highway approximately 1000 feet east of the intersection of East Main Street and East NC 27 Highway (Parcel ID 87879, 23626, 26773, 24900). The property is made up of four (4) lots totaling 1.94 acres and the site is vacant.

She continued informing that the property surrounding the site is zoned NB with the exception of areas located to the south of the site across Highway 27 and northeast of the site which are zoned R-25. Land uses surrounding the site are a combination of business, church, and residential.

The applicant requests a conditional use permit in order to construct 10,700 square foot warehouse in the front portion of the site and a 15,000 square foot multi-unit storage building in the rear of the site. A loading dock is located in the front of the proposed warehouse. One access point onto NC Highway 27 East is proposed along with six parking spaces.

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 the requirements with the following exceptions:

Landscape plan will need to be updated with additional large trees for screening that will be required along property boundaries that abut a residential district.

Driveway access will need to be adjusted to a maximum of 36 feet in width (Also required by NCDOT).

Building height needs to be noted on plan.

Any signs that will be erected will need to be shown on plan.

If the project is done in phases, that will need to be noted on plan.

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. The applicant will need to provide evidence that the use will not endanger the public health or safety.
2. The proposed use meets all required conditions and specifications with the exception of those noted above.
3. The applicant will need to provide evidence that the use will not have any negative impacts on the value of adjoining or abutting properties.
4. The use is in conformity with the Lincolnton Land Use Plan.

The subject property is located within the WS-IV PA Watershed area. The site is allowed up to 70% impervious surface. The site plan shows 67.59% built upon area and is in compliance.

The Staff Review Committee met on June 9, 2020 to consider this application and made the following comments:

The utility department made the following comments: The sewer line that they are requesting is a force main and will require a pump station that will have to match the design of the pump station force main. This will have to be engineered. Also, the lift station that is connected to this force main is for future industry. So, if the industry requires larger pumps be installed at the Airport, the lift station at Sentry Rentals will have to be engineered and upgraded to match the larger pumps. This will be at the owner's expense. All utility requirements must be coordinated and approved by the utility department prior to development.

If the developer so chooses, a septic tank can be installed in lieu of tapping onto the City Sewer provided the septic system is approved by Lincoln County Environmental Health.

The City Fire Inspector must approve all plans for fire hydrants, sprinkler systems, and fire equipment access prior to development. The fire inspector recommends a 20 foot wide drive around the buildings for fire access.

Detailed building plans must be submitted and approved by the Lincoln County Building and Land Development.

All storm water on the site must be diverted so as not to create a problem for adjoining properties.

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

NCDOT Driveway permit will be required and approved prior to development. Preliminary comments from NCDOT include driveway width too wide (36 foot Maximum), conflict with utility poles, driveway edge extends beyond property boundary, and information regarding traffic generation will need to be provided.

The four lots will need to be recombined into one lot and the unopened alleyway that runs through the property will need to be legally closed.

No driveway access allowed onto Acadia Heights Road.

Cost estimates were recently obtained for the proposed development and based on the estimates received, phase construction will need to be used, with the proposed mini storage portion of the project being in a later phase.

The applicant plans on switching the two proposed buildings on the site so that the mini storage would be in the front portion of the site and the warehouse would be in the rear. This would ensure that the loading dock for the proposed warehouse would not be visible from Highway 27.

There was some discussion about the proposed building design. The warehouse will be a metal building but that it will include windows. Building will have a mixture of different color metals and will be in harmony with the area.

Council was informed that Planning Board and Staff recommend approval of the conditional use permit subject to the applicant proving the findings of fact, subject to the ordinance requirements listed above and subject to the Staff Review Committee comments.

Mayor Ed Hatley allowed the applicant, Mr. Buddy Pigg with Sentry Drug in Lincolnton, to address Council regarding the request. Mr. Pigg explained the reason for the request and answered questions from council.

Mr. Robert Gates, 2847 Hwy. 27 East, an adjoining property owner spoke in opposition to the request. Mr. Gates also referenced an email he received from another adjoining property owner, Ms. Eve Miller, who was not in attendance but did oppose the proposed use of this site as well. Mr. Gates voiced concerns regarding additional noise with delivery, the size of the mini-warehouses, building materials and traffic dangers at this location. He also is concerned that property values will be affected if this use is allowed and that the use is not in harmony with the surrounding properties.

Marsha Jordan, of Apple Realty, located at 513 E. Main Street, was present and requested to speak. Ms. Jordan identified herself as the realtor involved and spoke in favor of the request, giving some history and details about the property. She gave her professional opinion regarding the plan, which she feels is in tune with what needs to be on the site. She stated that she did not feel that there will be an increase of traffic in the area.

Mr. Pigg, the applicant, was given a chance to respond to any questions and concerns that were raised. Several questions from Council were asked and answered.

Being no further discussion, Councilwoman White made a motion, to close the Public Hearing. Members voted 4-0 in favor of the motion. Mayor Hatley continued on to the Findings of Facts as follows:

1. Councilman Eaddy moved that the use will not materially endanger the public health or safety if located where proposed and developed according to plan. **Members voted 4-0 in favor of the motion.**
2. Councilman Waston moved that the use meets all required conditions and specifications. **Members voted 4-0 in favor of the motion.**
3. Councilwoman White moved that the use will not substantially injure the value of adjoining or abutting property unless the use is a public necessity. **Members voted 4-0 in favor of the motion.**
4. Councilman Jetton moved that 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. **Members voted 4-0 in favor of the motion**

MOTION: Councilman Watson made a motion to approve the conditional use permit subject to compliance with ordinance requirements and Staff Review Committee conditions. Members voted 4-0 in favor of the motion

ZMA-1-2020

Application from Luis Cordero requesting the rezoning of 0.31 acres from Residential-25 (R-25) to Residential-8 (R-8)

Mayor Ed Hatley opened the public hearing. Planning Director Laura Elam spoke to the item explaining the applicants request for a rezoning of a parcel totaling approximately 0.31 acres from the Residential-25 (R-25) district to the Residential-8 (R-8) district. The subject property is located at 2199 Story Street and is just outside the City Limits. The abutting property fronting Salem Church Road and the property located across Story Street from the site are in the city limits. Mrs. Elam reported that the adjoining properties are zoned a mixture of R-8 (city limits) and R-25 (ETJ). The subject property has one single family dwelling on the site. Land uses in the area include single-family and multi-family homes. Mrs. Elam gave more background, explaining that the applicant would like to subdivide the land. The minimum lot size requirement in the R-25

district is 20,000 square feet. This parcel is 13,500 square feet. By rezoning the property to the R-8 district and connecting to City water and sewer, the minimum lot size for a single family home is reduced to 6,000 square feet. Water and sewer are available in the area. The land use plan shows the property in the Residential Suburban Planning Area. Neighboring properties are in the Traditional Single Family and Residential Suburban Planning Areas. The Land Use Plan designates the subject property as Residential Suburban Planning area. These Planning Areas are primarily single family residential in character. Therefore, the proposed rezoning request is consistent with the Land Use Plan. Mrs. Elam concluded saying that the Planning Board and Staff recommend approval of rezoning of the property from R-25 to R-8.

Being no further discussion, Councilman Eaddy moved to close the Public Hearing. Members voted 4-0 in favor of the motion

MOTION: Councilman Eaddy made a motion to approve the request for rezoning. Members voted 4-0 in favor of the motion

MOTION: Councilman Eaddy made a motion to approve the statement of consistency and reasonableness as follows: The Lincolnnton Land Use Plan designates this property as part of the Residential Suburban Planning Area. The proposed rezoning request is consistent with the Lincolnnton Land Use Plan, therefore, approval of the proposed amendment is reasonable and in the public interest. Members voted 4-0 in favor of the motion.

ZMA-2-2020

Application from Carpenter Property Group requesting rezoning of 0.952 acres from Residential-Office (R-O) to Central Business (C-B) District

Mayor Ed Hatley opened the Public Hearing. Planning Director Laura Elam spoke to this item, explaining that the property is a 0.952 acre site located at 217 East Pine Street (Parcel ID 20428). She stated that the primary purpose of the rezoning request is to allow the property to be used for a larger number of permitted uses such as retail, service and professional uses. Any uses approved for the property would have to meet all the requirements for the Central Business District.

Mrs. Elam informed that the property is developed with three (3) vacant dwelling units and several accessory structures and that the applicant is requesting rezoning from Residential-Office (R-O) to the Central Business (C-B) district. Zoning surrounding the site is a combination of R-O, GB, and CB. Land uses surrounding the site are the EF Drum Funeral Home and First Federal Park to the south, Vacant County Offices to the west, the Marcia H. Cloninger rail trail and Hoyle's Hearth and Home to the east, and vacant land to the north.

In conclusion, Mrs. Elam stated that the Planning Board and Staff recommend approval of rezoning of the property from R-O to C-B, and an amendment of the land use plan to extend the Central Business Planning Area to include the subject property.

With no further discussion, Councilman Watson moved to close the Public Hearing. Members voted 4-0 in favor of the motion

MOTION: Councilman Eaddy made a motion to approve the request for rezoning. Members voted 4-0 in favor of the motion

MOTION: Councilwoman White made a motion to approve amendment of land use plan. Members voted 4-0 in favor of the motion

MOTION: Councilman Jetton made a motion to approve the statement of consistency and reasonableness as follows: The Lincoln Land Use Plan designates this property as part of the Mixed Use Residential/Commercial/Planning Area. The proposed rezoning request is not strictly consistent with the Land Use Plan, however, the site's proximity to the C-B zoning District and rezoning to C-B better supports the Land Use Plan's goal of adaptive reuse of under-utilized commercial buildings than the current zoning. Therefore, approval of the proposed amendment is reasonable and in the public interest. Members voted 4-0 in favor of the motion

ZTA-3-2020

Application requesting an amendment to Section 153.136 (g) of the Unified Development Ordinance in regards to the replacement of non-conforming manufactured homes not located in a manufactured home park

Mayor Ed Hatley opened the public hearing. Planning Director Laura Elam addressed Council giving some background history regarding this request, explaining that the city's zoning regulations allow manufactured home parks to be established subject to a rezoning and several standards. The regulations also allow a manufactured home to be installed on an individual lot in the R-25 zoning district subject to several standards. Otherwise, the city's zoning regulations do not allow manufactured homes.

She continued, informing that Manufactured homes that predated the establishment of zoning in the City are treated as legal, nonconforming uses and are allowed to continue. In addition, the regulations allow a nonconforming manufactured home on its own lot to be replaced with another manufactured home provided that the replacement occurs within 180 days of the removal of the previous manufactured home and the replacement manufactured home is either a double wide or a single wide with the axles removed and placed on a permanent foundation.

Staff researched the ordinances of several other cities in North Carolina and found a wide range of regulations regarding replacement of non-conforming manufactured homes in zoning districts that don't allow manufactured homes.

Mrs. Elam submitted the proposed amendment that would allow replacement of a non-conforming manufactured home with another manufactured home in the R-25 district only. In all other zoning districts, a non-conforming manufactured home could only be replaced with a structure that conforms to both the local zoning regulations and the state building code.

She concluded saying that Planning Board and Staff recommend approval of the amendment.

With no further discussion, Councilwoman White moved to close the Public Hearing. Members voted 4-0 in favor of the motion

MOTION: Councilman Eaddy made a motion to approve the request. Members voted 4-0 in favor of the motion

MOTION: Councilman Jetton made a motion to approve the statement of consistency and reasonableness as follows:

The proposed amendment is not addressed by the adoption of the Lincolnton Land Use Plan. Approval of the amendment is reasonable and in the public interest in that it will limit replacement manufactured homes to the Rural Residential (R-25) zoning district and help to protect property values in more urban residential areas. Members voted 4-0 in favor of the motion.

ZMA-3-2020

Application from Herbilene Shehan requesting the rezoning of 1.092 acres of land from the Office Institutional (O-I) District to the Residential-25 (R-25) District. The subject property is located at 450 Buffalo Shoals Road (Parcel ID 71908)

Mayor Ed Hatley opened the public hearing, directing Planning Director Laura Elam to present the review. Mrs. Elam presented a rezoning request for a parcel totaling approximately 1.09 acres, with the applicant requesting rezoning from the Office Institutional (O-I) district to the Residential-25 (R-25) district. The subject property is located on the east side of Buffalo Shoals Road across from the Palisades Apartments. The address of the property is 450 Buffalo Shoals Road (Parcel ID 71908)

The subject property and properties to the north are zoned O-I. The property was rezoned from R-25 to O-I in 2009 at the request of the property owner at that time. Surrounding properties are zoned rural residential, residential office and office institutional. The subject property has a single family dwelling located on it. Land uses in the area include single-family and multi-family homes. Atrium Health Lincoln hospital is adjacent to the property to the east.

Giving some brief background history, Mrs. Elam stated that the originally adopted Lincolnton Land Use Plan designated the subject property and all surrounding properties along this section of Buffalo Shoals Road as a Residential Suburban Planning Area. With the 2009 rezoning of the site from R-25 to O-I, the Land Use Plan was amended to designate the property within an Institutional / Office Planning Area. The Land Use Plan designates the subject property as an Institutional / Office Planning area. The proposed rezoning request is not entirely consistent with the Land Use Plan, however, staff views the request as consistent with the spirit and intent of the Land Use Plan's original designation of the area as a Residential Suburban area.

Mrs. Elam concluded, stating that Planning Board and Staff recommend the approval of rezoning of the property from O-I to R-25 and an amendment of the land use plan to show the property in the Residential Suburban Planning Area.

With no questions or further discussion, Councilman Jetton moved to close the Public Hearing. Members voted 4-0 in favor of the motion.

MOTION: Councilman Watson made a motion to approve the request for rezoning. Members voted 4-0 in favor of the motion

MOTION: Councilman Eaddy made a motion to approve amendment of land use plan. Members voted 4-0 in favor of the motion

MOTION: Councilwoman White made a motion to approve the statement of consistency and reasonableness as follows: The Lincolnton Land Use Plan designates this property as part of the Institutional-Office Planning Area, therefore the proposed rezoning request is not consistent with the Lincolnton Land Use Plan. However, the request is viewed as consistent with the spirit and intent of the Land Use Plan's original designation of this section of the Buffalo Shoals Road corridor as a Residential Suburban Planning Area. Therefore, approval of the proposed amendment is reasonable and in the public interest. Members voted 4-0 in favor of the motion

**UPDATE TO CLEVELAND-GASTON-LINCOLN REGIONAL HAZARD
MITIGATION PLAN**

Mayor Ed Hatley opened the public hearing and recognized Planning Director Laura Elam to speak to the item. Mrs. Elam briefly explained that Council action is needed to adopt the standard, five year update to the Regional Hazard Mitigation Plan which is required by FEMA in order to qualify for certain types of federal assistance. Mrs. Elam informed there was a public input session in 2018 and a public survey conducted in early 2019. Resolution is as follows:

**RESOLUTOIN TO ADOPT CLEVELAND-GASTON-LINCOLN
REGIONAL HAZARD MITIGATION PLAN**

WHEREAS, the City of Lincolnton is vulnerable to an array of natural hazards that can cause loss of life and damages to public and private property; and

WHEREAS, the City of Lincolnton desires to seek ways to mitigate situations that may aggravate such circumstances; and

WHEREAS, the development and implementation of a hazard mitigation plan can result in actions that reduce the long-term risk to life and property from natural hazards; and

WHEREAS, it is the intent of the City of Lincolnton to protect its citizens and property from the effects of natural hazards by preparing and maintaining a local hazard mitigation plan; and

WHEREAS, it is also the intent of the City of Lincolnton to fulfill its obligation under North Carolina General Statutes, Chapter **166A**: North Carolina Emergency Management Act and Section 322: Mitigation Planning, of the Robert T. Stafford Disaster Relief and Emergency Assistance Act to remain eligible to receive state and federal assistance in the event of a declared disaster affecting the City of Lincolnton; and

WHEREAS, the City of Lincolnton, in coordination with Cleveland, Gaston and Lincoln Counties and the participating municipalities within those Counties has prepared a multi-jurisdictional hazard mitigation plan with input from the appropriate local and state officials;

WHEREAS, the North Carolina Division of Emergency Management and the Federal Emergency Management Agency have reviewed the Cleveland Gaston Lincoln Regional Hazard Mitigation Plan for legislative compliance and have approved the plan pending the completion of local adoption procedures;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lincolnton hereby:

- I. Adopts the Cleveland Gaston Lincoln Regional Hazard Mitigation Plan; and
2. Agrees to take such other official action as may be reasonably necessary to carry out the proposed actions of the Plan.

Adopted on June 25, 2020.

Being no questions or further discussion, Councilman Jetton moved to close the public hearing. Members voted 4-0 in favor of the motion.

MOTION: Councilwoman White made a motion to approve the Resolution to Adopt the Cleveland, Gaston, Lincoln Regional Hazard Mitigation Plan. Members voted 4-0 in favor of the motion

SHARED SERVICES AGREEMENT - ADDING ZONING ENFORCEMENT

Both City Manager Steve Zickefoose and Planning Director Laura Elam, presented this item to Council. Mrs. Elam gave a brief summary regarding the benefits of the proposed arrangement, as well as informed Council of the cost savings this arrangement will provide. The City is currently contracting with Centralina Council of Government (CCOG) to provide code enforcement, receiving approximately 6 hours per week of onsite time for investigation services at a cost of \$29,640. Mrs. Elam noted that the City does currently have a formal agreement with Centralina Council of Government, but that agreement expires July 1, 2020.

City Manager Steve Zickefoose stated that approval by City Council will require the County Commissioners to incorporate these services into the Shared Services Agreement already in place. Mr. Zickefoose informed that the plan is for this agreement to become effective July 1st. However, if that is not possible, city staff will handle in-house until the County can officially begin. Mrs. Elam verified that CCOG has been notified.

MOTION: Councilman Watson made a motion to approve the Shared Services Agreement with Lincoln County, adding zoning enforcement. Members voted 4-0 in favor of the motion

MINIMUM STAFFING REQUIREMENT
AFTER CONSOLIDATION WITH BOGER CITY VOLUNTEER FIRE
DEPARTMENT

Ryan Heavner, Fire Chief, presented a resolution regarding Minimum Staffing, which is required before the ISO 2 rating can be passed along to the newly consolidated area. Resolution reads as follows:

R E S O L U T I O N

Minimum Staffing, Lincolnton Fire Department
(R-15-20)

WHEREAS, the Lincolnton City Council Recognizes public safety as a top priority; and

WHEREAS, the Lincolnton Fire Department is tasked with protecting the lives and property of the citizens and visitors of Lincolnton; and

WHEREAS, many studies, including one performed internally, have shown that increasing firefighter staffing levels has a positive impact on safety and efficiency during Fire Department Operations

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Lincolnton, that minimum staffing requirements for the City of Lincolnton Fire Department after the consolidation with the Boger City Volunteer Fire Department will be 11 firefighters on duty, and

BE IT FURTHER RESOLVED, in efforts to meet the Lincolnton Fire Department minimum staffing standards, the Lincolnton Fire Department will pay overtime where appropriate.

Adopted and presented this the 25th day of June, 2020.

MOTION: Councilman Eaddy made a motion to adopt the Minimum Staffing Resolution as presented. Members voted 4-0 in favor of the motion

(BA-03-20)
YEAR END BUDGET AMENDMENT

Steve Zickefoose, City Manager, presented the year-end budget amendment to council members. Mr. Zickefoose explained that the amendment did not increase or decrease the budget, it simply moved funds from one department to another in order to prevent deficit spending.

BA-03-20

BE IT ORDAINED by the Governing Board of the City of Lincolnton, North Carolina, that the following amendment be made to the Annual Budget Ordinance for the fiscal year ending June 30, 2020.

Section 1: To amend the General Fund, the expenditures are to be changed as follows:

<u>DEPARTMENT NUMBER</u>	<u>DEPARTMENT DESCRIPTION</u>	<u>INCREASE</u>	<u>DECREASE</u>
4110	CITY MANAGER/CLERK	-	-
4120	HUMAN RESOURCES	-	-
4130	FINANCE	-	-
4280	GENERAL EXPENSE	-	-
4285	DEBT SERVICE	5,000.00	-
4310	POLICE	16,000.00	-
4340	FIRE	22,600.00	-
4510	PUBLIC WORKS ADMIN	-	-
4520	STREET	-	46,100.00
4530	EQUIPMENT SERVICES	7,000.00	-
4710	SOLID WASTE	9,000.00	-
4740	GENERAL SERVICES	-	-
4910	PLANNING & ZONING	-	-
4930	BUSINESS & COMM DEVEL	-	-
6100	PARKS & RECREATION	-	13,500.00
		<u>59,600.00</u>	<u>59,600.00</u>

This will result in a net change of \$ 0.00 expenditures of the General Fund.

Section 8: This will result in a net increase of \$ 0.00 in the revenues of the Electric Fund.

<u>DEPARTMENT NUMBER</u>	<u>DEPARTMENT DESCRIPTION</u>	<u>INCREASE</u>	<u>DECREASE</u>
7200	ELECTRIC SALES	-	200,000.00
7200	APPROPRIATION FROM FUND BALANCE	200,000.00	-
		<u>200,000.00</u>	<u>200,000.00</u>

Section 13: Copies of these budget amendments shall be furnished to the Clerk of the Governing Board, and to the Budget Officer and the Finance Director for their direction.

Adopted this 25th day of June, 2020.

Mr. Zickefoose also requested the ability to make adjustments that may come from auditors making adjustment entries. If further adjustments are made, Mr. Zickefoose assured that he would make a report to Council.

MOTION: Councilman Watson made a motion to approve the year-end budget amendment as presented, along with giving City Manager Steve Zickefoose the flexibility to make adjustments that may be needed as a result of any necessary auditing entries. Members voted 4-0 in favor of the motion

MONTHLY FINANCIAL/OVERTIME REPORT

Steve Zickefoose, City Manager, presented the monthly report as follows informing that the month of May is the most current report available.

July 2020 Council Meeting
Executive Summary
May 2020 Year-To-Date

General Fund	Budget 19-20	Actual 19-20	% of Budget	Budget 18-19	Actual 18-19	Difference
Fund 10 Revenues	11,818,700	10,292,893	87%	11,271,936	9,530,838	762,055
Fund Balance	-	-	-	964,361	-	-
	11,818,700	10,292,893		12,236,297	9,530,838	762,055
City Manager/Clerk	277,495	150,409		320,960	239,872	(89,463)
Human Resources	243,020	204,702		239,060	208,263	(3,561)
Finance	149,630	20,875		242,790	199,643	(178,767)
General Expense	1,108,160	926,545		1,001,620	821,736	104,810
General Debt Service	424,632	394,832		513,524	379,488	15,344
Police	3,218,020	2,817,670		3,115,970	2,876,045	(58,376)
Fire	2,255,800	2,082,398		2,041,650	2,107,515	(25,117)
Public Works	44,010	(6,529)		79,616	(48,367)	41,838
Street	1,164,325	738,746		1,257,668	749,549	(10,803)
Equipment Services	115,970	95,915		133,270	103,830	(7,915)
Solid Waste	823,855	823,946		854,228	521,396	302,550
General Services	-	-		-	-	-
Plannin/Zoning	575,420	293,415		379,060	246,724	46,691
Bus & Comm. Dev	133,200	183,563		135,000	111,420	72,143
Recreation	1,285,163	1,039,021		957,520	1,022,171	16,851
Expenses	11,818,700	9,765,509	83%	11,271,936	9,539,283	226,226
Difference		527,384			(8,446)	535,830

REGULAR MEETING - June 25, 2020

		Budget 19-20	Actual 19-20	% of Budget	Budget 18-19	Actual 18-19	Difference
Water & Sewer Fund							
Fund 61	Revenues	8,616,949	7,198,041	84%	8,378,540	9,586,626	(2,388,585)
	Fund Balance	-	-		526,653		
		8,616,949	7,198,041		8,905,193	9,586,626	(2,388,585)
	Water Treatment	1,506,850	1,041,365		1,508,450	1,287,472	(246,108)
	Dist & Collection	1,847,150	2,952,883		1,748,000	1,495,427	1,457,456
	Wastewater	1,567,500	1,068,145		1,544,600	1,193,134	(124,988)
	W & S Intangibles	3,695,449	4,097,407		3,577,490	3,475,086	622,321
	Expenses	8,616,949	9,159,800	106%	8,378,540	7,451,120	1,708,681
	Difference		(1,961,759)			2,135,507	(4,097,266)
Electric Fund							
Fund 63	Revenues	8,056,350	6,976,727	87%	7,669,264	7,694,683	(717,956)
	Fund Balance	-	-		1,224,483	-	-
		8,056,350	6,976,727		8,893,747	7,694,683	(717,956)
	Electric Dept.	8,056,350	7,257,612		7,669,264	6,166,533	1,091,079
	Expenses	8,056,350	7,257,612	90%	7,669,264	6,166,533	1,091,079
	Difference		(280,885)			1,528,150	(1,809,035)
Overtime 80+ hours			436,924			441,894	(4,970)

**DISCUSSION REGARDING MASK AND/OR FACE COVERING REQUIREMENT
WITHIN THE CITY LIMIT IN RESPONSE TO THE COVID-19 PANDEMIC**

There was much discussion regarding approval the proposed proclamation making face coverings/ mask a requirement within the city limits. Mayor Ed Hatley explained that the proposed proclamation complies with Executive Order 147 which extended Phase 2 and included the requirement of face coverings. He continues stated that approval would help with the implementation of the order and will give local authorities the ability to enforce. Proclamation reads as follows:

A PROCLAMATION

June 25, 2020

WHEREAS, COVID-19 is a respiratory disease that can result in serious illness or death by the SARS-CoV-2 Virus, which is a new strain of coronavirus previously unidentified in humans and which can spread from person to person; and,

WHEREAS, the World Health Organization declared COVID-19 is a Public Health Emergency of International Concern on January 30, 2020; and

WHEREAS, the Centers for Disease Control and Prevention (the "CDC") has warned of the high public health threat posed by COVID-19 globally and in the United States and has deemed it necessary to prohibit or restrict travel to areas designated by the CDC; and

WHEREAS, on January 31, 2020, the United States Department of Health and Human Services Secretary declared a public health emergency in the United States for COVID-19 under Section 391 of the Public Health Service Act; and

WHEREAS, on March 10, 2020, North Carolina Governor Roy Cooper declared a State of Emergency for the State of North Carolina based on the public health emergency posed by COVID-19; and

WHEREAS, health authorities, including the Centers for Disease Control, the Surgeon General of the United States, and the North Carolina Department of Health and Human Services have recommended the use of face coverings as a means of preventing the spread of COVID-19; and

WHEREAS, it is my desire to curtail the spread of COVID-19 within the City of Lincolnton by requiring the use of face coverings by persons within the City of Lincolnton, subject to the terms of this proclamation.

NOW, THEREFORE, pursuant to the authority vested in me as the Mayor of the City of Lincolnton, under Chapter 166A of the North Carolina General Statutes, I, Ed Hatley, Mayor of the City of Lincolnton, North Carolina, hereby proclaim and declare the following:

Section 1. The City shall comply with Executive Order 147 Phase 2 Extension, including Section 3.5 Face Coverings. In addition, city government departments must have their on-site workers wear Face Coverings when they are or may be within six (6) feet of another person. Public-facing operations of city government agencies under the jurisdiction of the undersigned must also follow the requirements for Retail Businesses established in this Executive Order.

EO 147 Section 3.5. Face Coverings.

For the reasons and pursuant to the authority set forth above, the undersigned orders as follows:

A. Definitions. "Face Covering" means a covering of the nose and mouth that is secured to the head with ties, straps, or loops over the ears or is simply wrapped around the lower face. A Face Covering can be made of a variety of synthetic and natural fabrics, including cotton, silk, or linen. Ideally, a Face Covering has two (2) or more layers. A Face Covering may be factory-made, sewn by hand, or can be improvised from household items such as scarfs, bandanas, t-shirts, sweatshirts, or towels. These Face Coverings are not intended for use by healthcare providers in the care of patients. "Surgical Mask" means American Society for Testing and Materials ("ASTM") Level 1, 2, or 3 approved procedural and surgical masks. An N95 respirator approved by the National Institute for Occupational Safety and Health ("NIOSH") (or a respirator from another country allowed by the Occupational Safety & Health Administration, the Food & Drug Administration, or the CDC) is not recommended for general public use or use in public settings, as it should be reserved for healthcare providers and other medical first responders in a health care setting. However, if worn, these respirators would meet both the Face Covering and Surgical Mask requirements of this Executive Order. A face shield that covers the nose and mouth also meets the Face Covering requirements of this Executive Order.

B. Where Face Coverings Are Required. People are required to wear Face Coverings in the following settings, whether they are inside or outside, unless an exception applies.

- 1. In Retail Businesses.** Retail Businesses must have all workers wear Face Coverings when they are or may be within six (6) feet of another person. In addition, Retail Businesses must have all customers wear Face Coverings when they are inside the establishment and may be within (6) feet of another person, unless the customer states that an exception applies.
- 2. In Restaurants.** Restaurants must have all workers wear Face Coverings when they are or may be within six (6) feet of another person. In addition, restaurants must have all customers wear Face Coverings when not at their table, unless the customer states that an exception applies.

In Personal Care, Grooming, and Tattoo Businesses. Personal Care, Grooming, and Tattoo Businesses must have workers wear Face Coverings when they are not or may be within six (6) feet of another person. In addition, the business must have all customers wear Face Coverings when they are inside the establishment and may be within six (6) feet of another person, unless the customer states that an exception applies. Customers may take off their Face Coverings if they are receiving a facial treatment, shave, or other services on a part of the head which the Face Covering covers or by which the Face Covering is secured.

- 4. In Child Care Facilities, Day Camps, and Overnight Camps.** Child care facilities, day camps, and overnight camps must have workers, all other adults, and children eleven (11) years or older on site wear Face Coverings when they are or may be within six (6) feet of another person.
- 5. In State Government.** State government agencies headed by members of the Governor's Cabinet must have their on-site workers wear Face Coverings when they are or may be within six (6) feet of another person. Public-facing operations of state government agencies under the jurisdiction of the undersigned must also follow the requirements for Retail Businesses established in this Executive Order.

All other state and local government agencies are strongly encouraged to adopt similar policies that require Face Coverings.

- 6. In Transportation.** All workers and riders on public or private transportation regulated by the State of North Carolina, as well as all people in North Carolina airports, bus and train stations or stops, must wear Face Coverings when they are or may be within six (6) feet of another person. This provision does not apply to people traveling alone with household members or friends in their personal vehicles, but does apply to ride-shares, cabs, vans, and shuttles, even if the vehicles are privately owned.

Notwithstanding the foregoing, no customer will be removed from or denied entry to public transportation for failure to wear a Face Covering.

- 7. In Certain High-Density Occupational Settings Where Social Distancing is Difficult.** Social distancing is inherently difficult where multiple workers are together in manufacturing settings, at construction sites, and in migrant farm, other farm, and agricultural settings. Therefore, in businesses or operations within North American Industry Classification System (NAICS) sectors 311 to 339 (manufacturing), 236 to 238 (construction), and 111, 112, 1151, and 1152 (agriculture), all workers must wear Face Coverings when they are or may be within six (6) feet of another person.
- 8. In Meat or Poultry Processing Plants.** All workers in any meat or poultry processing plant, packing plant, or slaughterhouse must wear Face Coverings when they are or may be within six (6) feet of another person, and those Face Coverings must be Surgical Masks, as long as Surgical Mask supplies are available.
- 9. Long Term Care Facilities.** All workers in Long Term Care ("LTC") Facilities, including skilled nursing facilities ("SNF"), adult care homes ("ACH"), family care homes ("FCH"), mental health group homes, and intermediate care facilities for individuals with intellectual disabilities ("ICF-IID"), must wear Face Coverings while in the facility, and those Face Coverings must be Surgical Masks, as long as Surgical Mask supplies are available.

10. Other Health Care Settings. Health care facilities other than LTC facilities must follow the Face Covering requirements in the CDC Infection Control Guidance for Healthcare Professionals about Coronavirus (COVID-19).

C. **Exceptions.** This Executive Order does not require Face Coverings for—and a Face Covering does not need to be worn by—a worker, customer, or patron who:

1. Should not wear a Face Covering due to any medical or behavioral condition or disability (including, but not limited to, any person who has trouble breathing, or is unconscious or incapacitated, or is otherwise unable to put on or remove the face covering without assistance);
2. Is under eleven (11) years of age;
3. Is actively eating or drinking;
4. Is strenuously exercising;
5. Is seeking to communicate with someone who is hearing-impaired in a way that requires the mouth to be visible;
6. Is giving a speech for a broadcast or to an audience;
7. Is working at home or is in a personal vehicle;
8. Is temporarily removing his or her Face Covering to secure government or medical services or for identification purposes;
9. Would be at risk from wearing a Face Covering at work, as determined by local, state, or federal regulations or workplace safety guidelines;
10. Has found that his or her Face Covering is impeding visibility to operate equipment or a vehicle; or
11. Is a child whose parent, guardian, or responsible person has been unable to place the Face Covering safely on the child's face.

Anyone who declines to wear a Face Covering for these reasons should not be required to produce documentation or any other proof of a condition.

Children under two (2) years of age should not wear a Face Covering.

D. **Application of Exceptions.** Under this Executive Order, all North Carolinians will be on the honor system about whether or not there is a reason why they cannot wear a Face Covering. Everyone in this state is asked to tell the truth and—if they are healthy and able to wear a mask—to wear a Face Covering so that they do not put other people at risk of serious illness and death.

E. **How Businesses May Accommodate Exceptions.** If a customer states that an exception applies, a business may choose to offer curbside service, provide home delivery, or use some other reasonable measure to deliver its good or services.

F. **Enforcement of Face Covering Requirements.**

1. Citations under this Section shall be written only to businesses or organizations that fail to enforce the requirement to wear Face Coverings. Operators of businesses and organizations are entitled to rely on their customers or patrons' statements about whether or not they are excepted from the

Face Covering requirements, and businesses and organizations do not violate this Executive Order if they rely on such statements.

2. Law enforcement personnel are not authorized to criminally enforce the Face Covering requirements of this Executive Order against individual workers, customers, or patrons.

However, if a business or organization does not allow entry to a worker, customer, or patron because that person refuses to wear a Face Covering, and if that worker, customer, or patron enters the premises or refuses to leave the premises, law enforcement personnel may enforce the trespassing laws and any other laws (other than N.C. Gen. Stat. § 14-288.20A) that the worker, customer, or patron may violate.

Section 15(A) of Executive Order No. 141 is amended to read:

- A. Pursuant to N.C. Gen. Stat. § 166A-19.30(a)(2), the provisions of this Executive Order shall be enforced by state and local law enforcement officers. Enforcement of Section 3.5 shall be limited as stated in that Section. Law enforcement and other public safety and emergency management personnel are strongly encouraged to educate and encourage voluntary compliance with all the provisions of this Executive Order.

Section 1(4) of Executive Order No. 141 is amended to read, 'Face Covering' is defined in Section 3.5(A)."

Section 6(A) of Executive Order No. 141 is amended to read as follows:

- A. **Prohibition.** To control the spread of COVID-19 and protect lives during the State of Emergency, Section 3.5 and this Section list restrictions on the operations of business establishments and other places to or from which people may travel or at which they may congregate. Businesses or operations within the scope of Section 3.5 or this Section are prohibited from operating unless they follow any applicable restrictions stated in Section 3.5 and this Section.

Sections 6(C)(2)(c), 6(D)(2)(c), and 6(D)(3) of Executive Order No. 141 are removed, since the substance of those provisions has been replaced with new Section 3.5 above.

Section 2. Applicability. The requirements established in this declaration shall supplement and be in addition to the other requirements associated with the COVID- 19 State of Emergency within the City of Lincolnton, including, but not limited to any requirements established by Lincoln County and the State of North Carolina.

Section 3. Implementation. The intent of this declaration is to mandate compliance with the requirements established herein by businesses and persons within the City of Lincolnton.

Section 4. Distribution. I hereby order this declaration: (a) to be distributed to the news media and other organizations calculated to bring its contents to the attention' of the general public; (b) to be filed with City Clerk and (c) to be distributed to others as necessary to ensure proper implementation of this declaration.

Section 5. Effective Date and Time. This declaration shall take effect at 5:00 p.m. June 26, 2020, and shall remain in effect until modified or rescinded.

City manager Steve Zickefoose informed that city departments will be required to comply with the order.

Councilman Eaddy made a motion to approve the proclamation which is above and beyond Governor Coopers. Motion passed 3-1, with Councilman Eaddy, Councilman Watson and Councilwoman White voting aye and Councilman Jetton voting no.

Councilman Jetton requested that his opposition to this action go on the record as he feels that freedoms are being taken away when a man doesn't have a choice, saying, "when it comes to where a man can't make up his mind....he can't make his own decision about his personal health, we're on slippery slopes and we're on very dangerous ground by doing this."

Councilman Eaddy voiced his thoughts on the issue and his belief that a national movement for mask wearing may soon be required. He also stated that there is no other public strategy left to reduce the spread of the virus.

Councilman Watson also commented on the issue. He expressed that he feels this recommendation from the public health officials and the people that know about communicable diseases should be followed just as other health recommendations area.

PUBLIC COMMENT:

Mr. Demarius Pearson addressed Council requesting approval to oversee the painting of a mural with the words "UNITED WE STAND" on a city street. Mr. Pearson showed a rough draft of a letter and explained this project would include the Spanish-Americans, Black Lives Matter and the LGBTQ communities. His hope is to accomplish unity. Mr. Pearson explained the process he intends to use and assured that the COVID-19 regulations would be followed. Mr. Person stated he felt the project would help ease tensions in Lincolnton.

Some discussion was generated among council and staff. Mayor Ed Hatley suggested South Poplar at First Federal Park be used for this street painting project. Councilman Eaddy inquired as to who will be responsible for the ongoing maintenance and upkeep of this painting. Mr. Pearson responded that he had researched regarding the appropriate paints to use and stated that four coats and a primer will be applied to the letters. City Manager Steve Zickefoose verified for Councilwoman White Poplar Street, next to

First Federal Park is the proposed location for the mural. Councilman Jetton asked for his clarification if the Steering Committee was usually in charge of handling murals in the city. Steve Zickefoose explained that because the request involves painting on a city street, and not a mural on the side of a building, the request was not sent to the Steering Committee. Councilman Watson verified that subject to Council action the project would be completed in conjunction with and under the guidance of the City.

MOTION: Councilman Watson made a motion to approve the request to allow Demarius to lead the group with the painting on the street in front of First Federal Park. Council voted 4-0 in favor of the motion.

NEWS MEDIA: No media present

Community Relations Director Laura Morris took the opportunity to remind City Council of the upcoming 4th of July fireworks on Saturday, July 4th. Mrs. Morris informed that because there will be no assemblies or parades, this year's show (fireworks and music) will be live streamed from 9:00 p.m. to 10:00 p.m. Mrs. Morris informed that both Jeb Segal and Skip Lawing will be closed for safety and traffic management purposes at the request of the Police Department.

CLOSED SESSION

After citing of appropriate statute by City Attorney T.J. Wilson, Councilman Eaddy made a motion to enter Closed Session to discuss Personnel in accordance with NCGS 143-318.11(a)(1)&(6). The council voted 4-0 to enter closed session

ADJOURNMENT:

Upon returning to regular session and being no further business, Councilman Watson made the motion to adjourn the meeting. Members voted 4-0 in favor of the motion

Mayor Hatley adjourned the meeting at 8:53 p.m.

**DAPHNE INGRAM
CITY CLERK**

**ED HATLEY
MAYOR**

ITEM #

3

PUBLIC HEARING

ITEM

3a

ZMA-4-2020

Application from Michael Baker
requesting rezoning of 0.26 acres
of land from General Business (GB)
District to the Residential-Office
(R-O) District

MEMO TO: Steve Zickefoose
Daphne Ingram

FROM: Planning Department

SUBJECT: Agenda Packet for the August 6, 2020 City Council Meeting

DATE: July 27, 2020

PUBLIC HEARINGS

There is one public hearing scheduled for the August meeting as follows:

ZMA-4-2020- Application from Michael Baker requesting the rezoning of 0.26 acres of land from General Business (GB) District to the Residential-Office (R-O) District. The subject property is located at 104 Huss Street (Parcel ID 22428).

MONTHLY REPORT

The monthly report is attached.

MEMO TO: Mayor and City Council Members

FROM: Laura Elam, Planning Director

SUBJECT: ZMA-4-2020 – Application from Michael Baker requesting the rezoning of 0.26 acres from GB to R-O

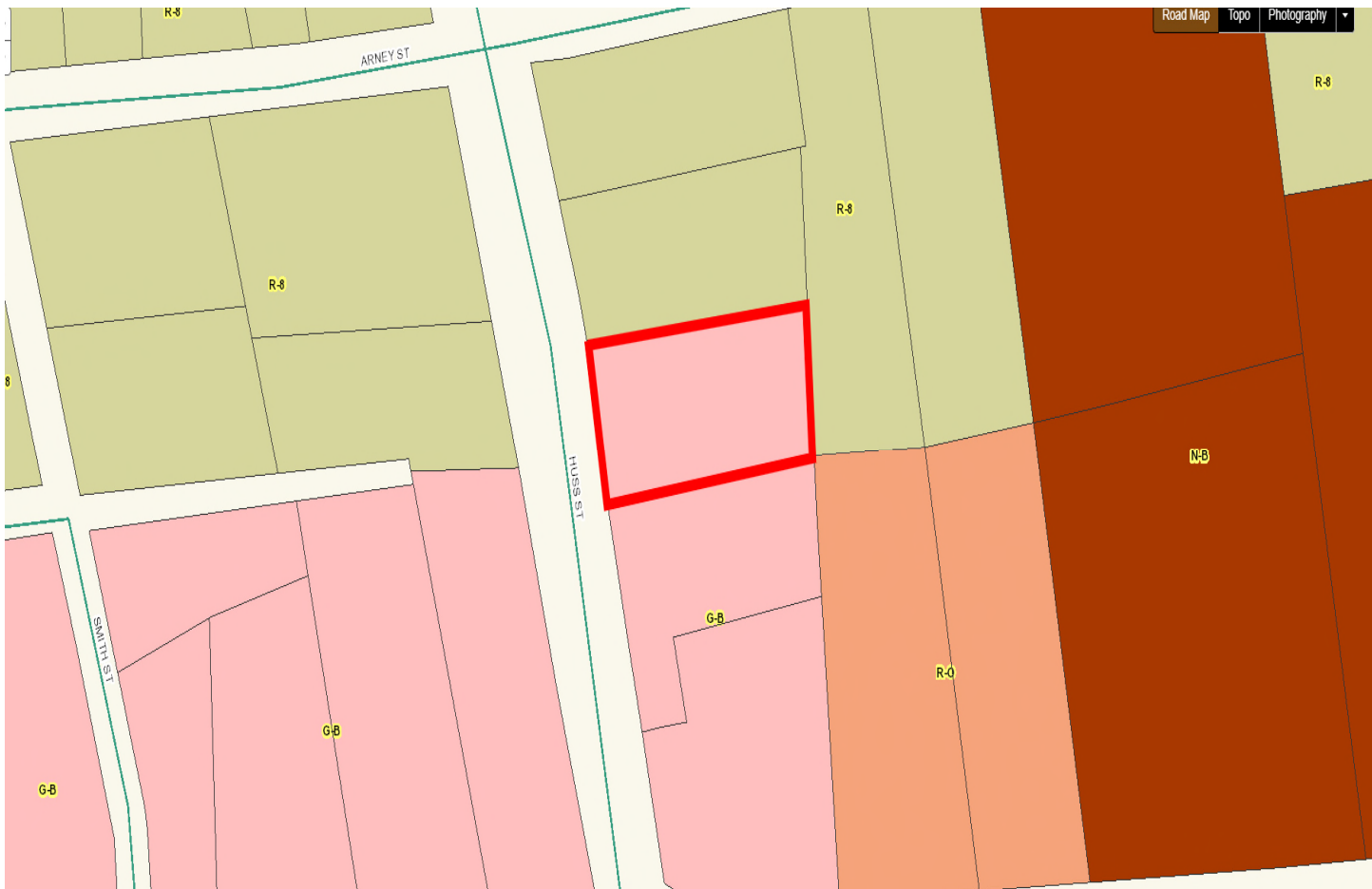
DATE: August 6, 2020

SITE AND AREA DESCRIPTION

The applicant is requesting a rezoning of 0.26 acres of land from General Business (GB) District to the Residential-Office (R-O) District. The subject property is located at 104 Huss Street (Parcel ID 22428).

The subject property has one dwelling that was converted to an office use. Land uses in the area include a mixture of single family and commercial. The property is surrounded by R-8 zoning to the north and east, R-O zoning to the southeast, GB to the south, and GB and R-8 to the west.

CURRENT ZONING MAP



CURRENT AERIAL VIEW





PURPOSE OF REQUEST

The applicant would like to have the option of using the property for office use and a dwelling.

LAND USE PLAN COMPLIANCE

The land use plan shows the property in the Neighborhood Business Corridor Planning Area.

The land use plan indicates these areas are to accommodate neighborhood oriented planned business areas and developments in these corridors should have a “neighborhood” feel.

Staff views the proposed rezoning request as consistent with the Land Use Plan.

PLANNING BOARD AND STAFF RECOMMENDATION

Planning Board and Staff recommend approval of rezoning of the property from GB to R-O.

Zoning Amendment
Staff's Proposed Statement of Consistency and Reasonableness
for APPROVAL of Application

Case No. ZMA-4-2020

Applicant: Michael Baker

Parcel ID#: 22428

Location: 104 Huss Street

Request: Rezone from GB to R-O

Proposed Consistency and Reasonableness Statement:

The Lincolnton Land Use Plan designates this property as part of the Neighborhood Business Corridor. The proposed rezoning request **is consistent** with the Lincolnton Land Use Plan. Therefore, **approval of the proposed amendment is reasonable and in the public interest.**

Zoning Amendment
Staff's Proposed Statement of Consistency and Reasonableness
for DENIAL of Application

Case No. ZMA-4-2020

Applicant: Michael Baker

Parcel ID#: 22428

Location: 104 Huss Street

Request: Rezone from GB to R-O

Proposed Consistency and Reasonableness Statement:

The Lincolnton Land Use Plan designates this property as part of the Neighborhood Business Corridor Planning Area. Therefore, the proposed rezoning request **is viewed as not consistent** with the Lincolnton Land Use Plan and **denial of the proposed amendment is reasonable and in the public interest.**

SUMMARY OF MOTIONS FOR PUBLIC HEARING

1. Motion to approve or deny request for rezoning.
2. Motion to approve one of the statements of consistency and reasonableness.

ITEM #

4

REGULAR AGENDA

ITEM #

4a

POLICY

(P-04-20)

Consideration of Administrative
Policy Revision – Policy #10
Health/Dental Insurance

City of Lincolnton
114 West Sycamore Street
P. O. Box 617
Lincolnton, North Carolina
28093-0617



Human Resources Department
Phone (704) 736-8980
FAX (704) 736-8975
www.lincolntonnc.org

MEMORANDUM

To: Mayor and City Council Members

From: Tanya Osborne, Human Resources Director

Through: Steve Zickefoose, City Manager/Finance Director

Re: Administrative Policy Revision – Policy #10 Health/Dental Insurance

Date: July 27, 2020

The above referenced administrative policy addresses premium payment responsibilities for the health and dental insurance coverage which is elected by active employees.

I am asking for Council's consideration to add a section which will clarify the calculation of the health insurance premium for family coverage if chosen by an employee who was hired prior to July 1, 2012.

The current administrative policy addresses payment responsibilities for the child rate tier and spouse rate tier, but not family. The new wording for the family premium clarifies the calculation process in determining the employee's payment responsibility.

Attached is a draft of the revised Administrative Policy #10 Health/Dental Insurance for review with the proposed revisions highlighted. I would ask council to approve the revision with the effective date of January 1, 2021 as noted on the policy.

Attachment

Revision-Administrative Policy #10 Health/Dental Insurance

Proposed Effective 01-01-2021

CITY OF LINCOLNTON
ADMINISTRATIVE POLICY

Subject: Health/Dental Insurance	Manual: Administrative
	Effective Date: July 1, 2012
Policy Number: 10	Revision: January 1, 2021
Issued By: City Manager's Office	City Manager Approval: Steve Zickefoose City Manager

A copy of this policy must be maintained in the City of Lincolnton's Administrative Manual for each City department and division.

Section I. Intent

Effective July 1, 2012, benefit-eligible employees who are hired on or after July 1, 2012 will be responsible for paying family members' insurance premiums for health and/or dental coverage.

Section II. Eligibility Criteria

July 1, 2012 - Benefit-eligible employees hired prior to July 1, 2012, will be grandfathered under this plan and will continue to have family members' health and/or dental insurance premiums covered at the City's expense.

Section III. Revisions

February 1, 2016 – Effective February 1, 2016, the City of Lincolnton's benefit-eligible employees will participate in the North Carolina State Health Plan (SHP) for the health insurance coverage. Eligibility is in accordance with the SHP documents, and spousal coverage, as well as dependent child(ren) coverage, is available. Responsibility for insurance premiums will be as follows:

1. Benefit eligible employees hired prior to July 1, 2012 will be grandfathered under this health insurance plan for dependent children only, and continue to have the health insurance premium covered at the City's expense. Premiums for spousal coverage, if elected, will be the responsibility of the employee. Dental insurance premiums will continue to be paid by the City for family members'.

2. *Effective January 1, 2021, if a benefit eligible employee hired prior to July 1, 2012 elects family health coverage, the premium for family coverage will be reduced by the child(ren) portion and the remaining balance will be the employee's responsibility to pay.*
3. Benefit-eligible employees who are hired on or after July 1, 2012 will be responsible for paying family members' insurance premiums for health and/or dental coverage.

The City of Lincolnnton Council reserves the right to review all city benefits as necessary, and may delete, modify, enhance or otherwise make changes to this administrative policy as in accordance with local, state and federal law.

ITEM #

4b

ORDINANCE

(O-11-20)

Adoption of Appendix D
on the N.C. State Fire
Code into the City Code
of Ordinances



C. Ryan Heavner
FIRE CHIEF

FIRE
DEPARTMENT

P.O. BOX 617·116 WEST SYCAMORE STREET· TELEPHONE 704.736.8920 • FACSIMILE 704.736.8929
LINCOLNTON, NORTH CAROLINA 28093-0617

To: Mayor and Members of Council
CC: City Manager, Steven Zickefoose
From: Fire Chief, C. Ryan Heavner
Date: 07/28/2020

Mayor and Council,

This is Appendix D of the NC State Fire Code, this section of the code needs to be adopted into the City Ordinance for us to be able to enforce it. As you can see this section is vital to maintain access for emergency response apparatus. Because of the growing number of residential developments in our city it has become necessary to adopt this section to ensure that we can maintain our insurance rating and continue providing lifesaving services. This section allows the fire department to require roadway access and enforce fire lanes to keep obstructions from blocking building entries. One other piece to this section is to place requirements on commercial and industrial developments to provide adequate access roads and/or sprinkler systems in building over three stories in height for the safety of not only the property but the firefighters as well.

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



CITY MANAGER
Steve Zickefoose, MBA
szickefoose@lincolntonnc.org
CITY CLERK
Daphne Ingram
[dingram@lincolntonnc.org](mailto:d Ingram@lincolntonnc.org)
CITY ATTORNEY
Thomas J. Wilson, Jr.

O-11-20

AMENDMENT TO THE CITY CODE OF ORDINANCES - TITLE XV – LAND USE CHAPTER 151 – FIRE PREVENTION AND PROTECTION - ADDING APPENDIX D OF THE N. C. STATE FIRE CODE

WHEREAS, enforcement of Appendix D is vital to maintain access for emergency response apparatus; and

WHEREAS, the integration of Appendix D into the Lincolnton City Code of Ordinances is necessary to ensure that the City maintains its current insurance rating and continue providing lifesaving service; and

WHEREAS, this section allows the fire department to require roadway access and enforce fire lanes to keep obstructions from blocking building entries; and

WHEREAS, this section places requirements on commercial and industrial developers to provide adequate access roads and/or sprinkler systems in buildings over three stories in height. This requirement will provide safety not only to property, but to the firefighters as well.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF LINCOLNTON that Appendix D of the N.C. State Fire Code be added to the City of Lincolnton Code of Ordinances – Title XV – Land Use – Chapter 151, a copy of which is on file in the office of the clerk), and that a copy of this Resolution be placed in the minutes of the Council meeting of the City of Lincolnton.

This the 6th day of August, 2020

Ed Hatley, Mayor

ATTEST:

Daphne Ingram, City Clerk

**Adopted on motion of Council Member _____, and approved on a vote of _____ in
favor and _____ against.**

APPENDIX D

FIRE APPARATUS ACCESS ROADS

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

SECTION D101 GENERAL

D101.1 Scope. Fire apparatus access roads shall be in accordance with this appendix and all other applicable requirements of the *International Fire Code*.

SECTION D102 REQUIRED ACCESS

D102.1 Access and loading. Facilities, buildings or portions of buildings hereafter constructed shall be accessible to fire department apparatus by way of an *approved* fire apparatus access road with an asphalt, concrete or other *approved* driving surface capable of supporting the imposed load of fire apparatus weighing at least 75,000 pounds (34 050 kg).

SECTION D103 MINIMUM SPECIFICATIONS

D103.1 Access road width with a hydrant. Where a fire hydrant is located on a fire apparatus access road, the minimum road width shall be 26 feet (7925 mm), exclusive of shoulders (see Figure D103.1).

D103.2 Grade. Fire apparatus access roads shall not exceed 10 percent in grade.

Exception: Grades steeper than 10 percent as *approved* by the fire chief.

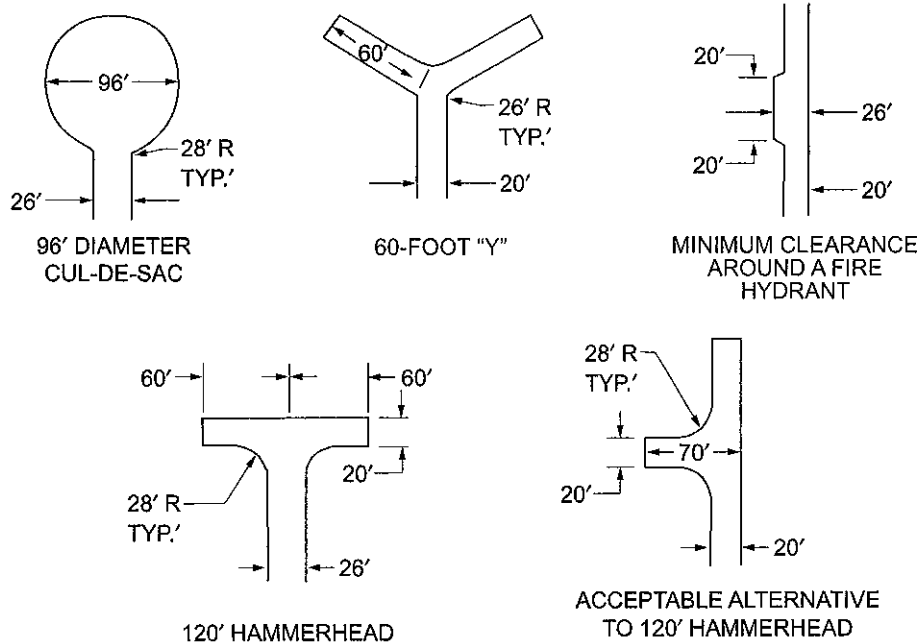
D103.3 Turning radius. The minimum turning radius shall be determined by the *fire code official*.

D103.4 Dead ends. Dead-end fire apparatus access roads in excess of 150 feet (45 720 mm) shall be provided with width and turnaround provisions in accordance with Table D103.4.

**TABLE D103.4
REQUIREMENTS FOR DEAD-END
FIRE APPARATUS ACCESS ROADS**

LENGTH (feet)	WIDTH (feet)	TURNAROUNDS REQUIRED
0-150	20	None required
151-500	20	120-foot Hammerhead, 60-foot "Y" or 96-foot diameter cul-de-sac in accordance with Figure D103.1
501-750	26	120-foot Hammerhead, 60-foot "Y" or 96-foot diameter cul-de-sac in accordance with Figure D103.1
Over 750		Special approval required

For SI: 1 foot = 304.8 mm.



For SI: 1 foot = 304.8 mm.

**FIGURE D103.1
DEAD-END FIRE APPARATUS ACCESS ROAD TURNAROUND**

D103.5 Fire apparatus access road gates. Gates securing the fire apparatus access roads shall comply with all of the following criteria:

1. Where a single gate is provided, the gate width shall be not less than 20 feet (6096 mm). Where a fire apparatus road consists of a divided roadway, the gate width shall be not less than 12 feet (3658 mm).
2. Gates shall be of the swinging or sliding type.
3. Construction of gates shall be of materials that allow manual operation by one person.
4. Gate components shall be maintained in an operative condition at all times and replaced or repaired when defective.
5. Electric gates shall be equipped with a means of opening the gate by fire department personnel for emergency access. Emergency opening devices shall be *approved* by the *fire code official*.
6. Methods of locking shall be submitted for approval by the *fire code official*.
7. Electric gate operators, where provided, shall be *listed* in accordance with UL 325.
8. Gates intended for automatic operation shall be designed, constructed and installed to comply with the requirements of ASTM F2200.

D103.6 Signs. Where required by the *fire code official*, fire apparatus access roads shall be marked with permanent NO PARKING—FIRE LANE signs complying with Figure D103.6. Signs shall have a minimum dimension of 12 inches (305 mm) wide by 18 inches (457 mm) high and have red letters on a white reflective background. Signs shall be posted on one or both sides of the fire apparatus road as required by Section D103.6.1 or D103.6.2.

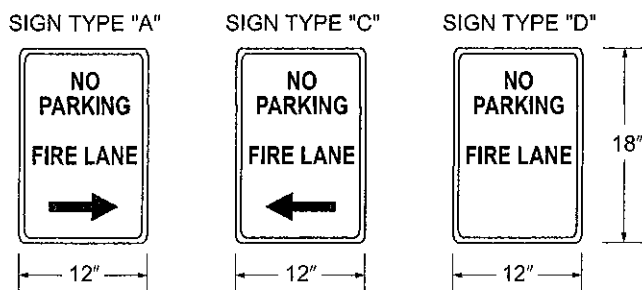


FIGURE D103.6
FIRE LANE SIGNS

D103.6.1 Roads 20 to 26 feet in width. Fire lane signs as specified in Section D103.6 shall be posted on both sides of fire apparatus access roads that are 20 to 26 feet wide (6096 to 7925 mm).

D103.6.2 Roads more than 26 feet in width. Fire lane signs as specified in Section D103.6 shall be posted on one

side of fire apparatus access roads more than 26 feet wide (7925 mm) and less than 32 feet wide (9754 mm).

SECTION D104

COMMERCIAL AND INDUSTRIAL DEVELOPMENTS

D104.1 Buildings exceeding three stories or 30 feet in height. Buildings or facilities exceeding 30 feet (9144 mm) or three stories in height shall have at least two means of fire apparatus access for each structure.

D104.2 Buildings exceeding 62,000 square feet in area. Buildings or facilities having a gross *building area* of more than 62,000 square feet (5760 m²) shall be provided with two separate and *approved* fire apparatus access roads.

Exception: Projects having a gross *building area* of up to 124,000 square feet (11 520 m²) that have a single *approved* fire apparatus access road when all buildings are equipped throughout with *approved automatic sprinkler systems*.

D104.3 Remoteness. Where two fire apparatus access roads are required, they shall be placed a distance apart equal to not less than one half of the length of the maximum overall diagonal dimension of the lot or area to be served, measured in a straight line between accesses.

SECTION D105

AERIAL FIRE APPARATUS ACCESS ROADS

D105.1 Where required. Where the vertical distance between the grade plane and the highest roof surface exceeds 30 feet (9144 mm), approved aerial fire apparatus access roads shall be provided. For purposes of this section, the highest roof surface shall be determined by measurement to the eave of a pitched roof, the intersection of the roof to the exterior wall, or the top of parapet walls, whichever is greater.

D105.2 Width. Aerial fire apparatus access roads shall have a minimum unobstructed width of 26 feet (7925 mm), exclusive of shoulders, in the immediate vicinity of the building or portion thereof.

D105.3 Proximity to building. At least one of the required access routes meeting this condition shall be located within a minimum of 15 feet (4572 mm) and a maximum of 30 feet (9144 mm) from the building, and shall be positioned parallel to one entire side of the building. The side of the building on which the aerial fire apparatus access road is positioned shall be approved by the *fire code official*.

D105.4 Obstructions. Overhead utility and power lines shall not be located over the aerial fire apparatus access road or between the aerial fire apparatus road and the building. Other obstructions shall be permitted to be placed with the approval of the *fire code official*.

SECTION D106**MULTIPLE-FAMILY RESIDENTIAL DEVELOPMENTS**

D106.1 Projects having more than 100 dwelling units. Multiple-family residential projects having more than 100 *dwelling units* shall be equipped throughout with two separate and *approved* fire apparatus access roads.

Exception: Projects having up to 200 *dwelling units* may have a single *approved* fire apparatus access road when all buildings, including nonresidential occupancies, are equipped throughout with *approved automatic sprinkler systems* installed in accordance with Section 903.3.1.1 or 903.3.1.2.

D106.2 Projects having more than 200 dwelling units. Multiple-family residential projects having more than 200 *dwelling units* shall be provided with two separate and *approved* fire apparatus access roads regardless of whether they are equipped with an *approved automatic sprinkler system*.

D106.3 Remoteness. Where two fire apparatus access roads are required, they shall be placed a distance apart equal to not less than one-half of the length of the maximum overall diagonal dimension of the property or area to be served, measured in a straight line between accesses.

SECTION D107**ONE- OR TWO-FAMILY
RESIDENTIAL DEVELOPMENTS**

D107.1 One- or two-family dwelling residential developments. Developments of one- or two-family dwellings where the number of *dwelling units* exceeds 30 shall be provided with two separate and *approved* fire apparatus access roads.

Exceptions:

1. Where there are more than 30 *dwelling units* on a single public or private fire apparatus access road and all *dwelling units* are equipped throughout with an *approved automatic sprinkler system* in accordance with Section 903.3.1.1, 903.3.1.2 or 903.3.1.3 of the *International Fire Code*, access from two directions shall not be required.
2. The number of *dwelling units* on a single fire apparatus access road shall not be increased unless fire apparatus access roads will connect with future development, as determined by the *fire code official*.

D107.2 Remoteness. Where two fire apparatus access roads are required, they shall be placed a distance apart equal to not less than one-half of the length of the maximum overall diagonal dimension of the property or area to be served, measured in a straight line between accesses.

SECTION D108**REFERENCED STANDARDS**

ASTM	F2200—13	Standard Specification for Automated Vehicular Gate Construction	D103.5
ICC	IFC—15	International Fire Code	D101.1, D107.1
UL	325—02	Door, Drapery, Gate, Louver, and Window Operators and Systems, with Revisions through June 2013	D103.5

ITEM #

4c

ORDINANCE

(O-12-20)

Consideration of amendment to
City' Code of Ordinances -
four way stopS

Sycamore Ave. and High Street
and Pine Street and Hish Street

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.,

AN ORDINANCE AMENDMENT (O-12-20)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LINCOLNTON TO
AMEND THE CODE OF ORDINANCES AS FOLLOWS:

TITLE VII – Traffic Schedules – Chapter 74 Schedule 1: STOP INTERSECTIONS

ADD: Pine Street and High Street
Sycamore Street and High Street

**This ordinance shall become effective upon adoption. This the 6th day of
August, 2020.**

Daphne A. Ingram
City Clerk

Ed Hatley
Mayor

ITEM #

4d

ORDINANCE

(O-13-20)

Consideration of amendment to
City' Code of Ordinances - a
four way stop (North High street
and Bonview)

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



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CITY ATTORNEY
Thomas J. Wilson, Jr.,

AN ORDINANCE AMENDMENT (O-13-20)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LINCOLNTON TO
AMEND THE CODE OF ORDINANCES AS FOLLOWS:

TITLE VII – Traffic Schedules – Chapter 74 Schedule 1: STOP INTERSECTIONS

ADD: High Street and Bonview Avenue

**This ordinance shall become effective upon adoption. This the 6th day of
August, 2020.**

Daphne A. Ingram
City Clerk

Ed Hatley
Mayor

ITEM #

4e

ORDINANCE

(BA-04-20)

Amendment to Annual
Budget Ordinance for fiscal y
ear ending
June 30,2021

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



CITY MANAGER
 Steve Zickefoose, MBA
szickefoose@lincolntonnc.org
CITY CLERK
 Daphne Ingram
digram@lincolntonnc.org
CITY ATTORNEY
 Thomas J. Wilson, Jr.

BA-04-20

BE IT ORDAINED by the Governing Board of the City of Lincolnton, North Carolina, that the following amendment be made to the Annual Budget Ordinance for the fiscal year ending June 30, 2021.

Section 1: To amend the General Fund, the expenditures are to be changed as follows:

Street	95,000
Equipment Services	(400,000)
Planning/Zoning	(11,181)
	<u>\$ (316,181)</u>

Section 2: To amend the General Fund, the revenues are to be changed as follows:

FEDERAL GRANTS-FEMA	(11,181)
STATE GRANTS	(400,000)
APPROPRIATION FROM FUND BALANCE- GF	95,000
	<u>\$ (316,181)</u>

Section 5: To amend the Powell Bill Fund, the expenditures are to be changed as follows:

POWELL BILL COSTRUCTION/OTHER	<u>\$ 81,265</u>
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Section 6: To amend the Powell Bill Fund, the revenues are to be changed as follows:

FUND BALANCE APPROPRIATED	81,265
	<u>\$ 81,265</u>

Section 7: To amend the Water & Sewer Fund, the expenditures are to be changed as follows:

DISTRIBUTION AND COLLECTION	270,500
	<u>\$ 270,500</u>

Section 8: To amend the Water & Sewer Fund, the revenues are to be changed as follows:

OTHER OPERATING REVENUES	270,500
OTHER FINANCING SOURCES	-
	<u>\$ 270,500</u>

Section 9: To amend the Electric Fund, the expenditures are to be changed as follows:

ELECTRIC OPERATIONS	<u>\$ 808,480</u>
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Section 10: To amend the Electric Fund, the revenues are to be changed as follows:

OTHER OPERATING REVENUE	<u>808,480</u>
	<u>\$ 808,480</u>

Section 11: To amend the Special Revenue Fund, the expenditures are to be changed as follows:

POLICE CARES	\$ 440,204
FIRE CARES	<u>390,369</u>
	<u>\$ 830,573</u>

Section 12: To amend the Special Revenue Fund, the revenues are to be changed as follows:

FEDERAL CARES	<u>830,573</u>
	<u>\$ 830,573</u>

TOTAL GROSS BUDGET INCREASE	\$ 1,674,637
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Adopted this 6th day of August, 2020

Attest:

Daphne Ingram
City Clerk

Edward L Hatley
Mayor

ITEM #

4f

MONTHLY
FINANCIAL/OVERTIME
REPORT

Executive Summary

June 2020 Year-To-Date

General Fund		% of					
Fund 10		Budget 19-20	Actual 19-20	Budget	Budget 18-19	Actual 18-19	Difference
Revenues		11,818,700	11,210,882	95%	11,271,936	10,525,582	685,300
Fund Balance		-	-	-	964,361	-	-
		11,818,700	11,210,882		12,236,297	10,525,582	685,300
City Manager/Clerk		277,495	183,560		320,960	267,650	(84,091)
Human Resources		243,020	240,553		239,060	228,323	12,230
Finance		149,630	76,940		242,790	247,638	(170,699)
General Expense		1,108,160	1,012,689		1,001,620	875,559	137,130
General Debt Service		424,632	394,832		513,524	379,488	15,344
Police		3,218,020	3,154,330		3,115,970	3,131,949	22,381
Fire		2,255,800	2,297,877		2,041,650	2,270,550	27,327
Public Works		44,010	17,949		79,616	(28,547)	46,496
Street		1,164,325	822,848		1,257,668	758,676	64,172
Equipment Services		115,970	117,079		133,270	114,737	2,342
Solid Waste		823,855	886,254		854,228	583,884	302,369
General Services		-	-		-	-	-
Plannin/Zoning		575,420	334,279		379,060	358,168	(23,889)
Bus & Comm. Dev		133,200	284,055		135,000	120,470	163,586
Recreation		1,285,163	1,158,942		957,520	1,216,402	(57,460)
Expenses		11,818,700	10,982,186	93%	11,271,936	10,524,949	457,238
Difference			228,696		633		228,063

Water & Sewer Fund		% of			
Fund 61	Revenues	Budget 19-20	Actual 19-20	Budget	Difference
	Fund Balance	-	-	97%	(1,854,672)
		8,616,949	8,316,133		(1,854,672)
		8,616,949	8,316,133		(1,854,672)
	Water Treatment	1,506,850	1,344,983		(29,979)
	Dist & Collection	1,847,150	3,161,795		932,136
	Wastewater	1,567,500	1,413,949		114,238
	W & S Intangibles	3,695,449	4,133,466		619,761
	Expenses	8,616,949	10,054,195	117%	1,636,156
	Difference		(1,738,061)		(3,490,828)

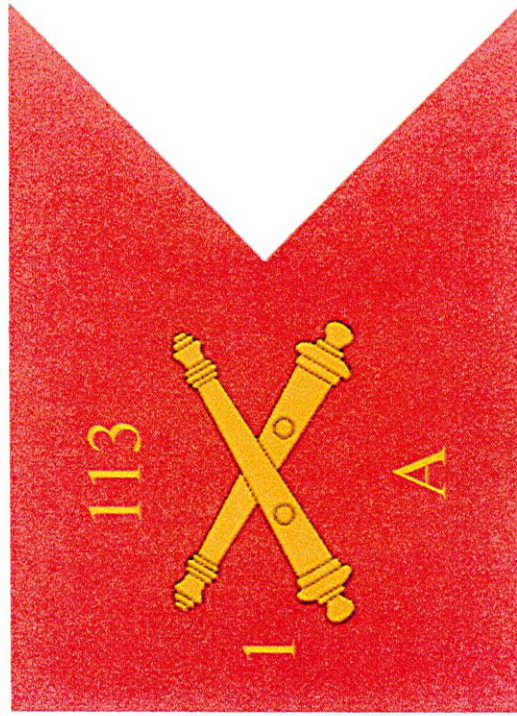
Electric Fund		% of			
Fund 63	Revenues	Budget 19-20	Actual 19-20	Budget	Difference
	Fund Balance	-	-	104%	182,026
		8,056,350	8,363,218		182,026
		8,056,350	8,363,218		182,026
	Electric Dept.	8,056,350	8,566,646		855,898
	Expenses	8,056,350	8,566,646	106%	855,898
	Difference		(203,428)		(673,872)

Overtime 80+ hours	446,832	473,639	(26,807)
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ITEM #

5

OTHER BUSINESS
for DISCUSSION/
POSSIBLE ACTION



In Honor of the Lincoln National Guard Soldiers Past and Present

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



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CITY ATTORNEY
Thomas J. Wilson, Jr.

**TO: Mayor and City Council Members
Steve Zickefoose, City Manager**

FROM: Daphne Ingram, City Clerk

DATE: Friday, July 31, 2020

SUBJECT: Student Advisory Council – COVID-19 Impact

In light of the severe impact of COVID-19, and the recent announcement made regarding the start of the 2020-2021 school years, our office is requesting that Council give some direction concerning this year's Lincolnton Student Advisory Council.

The process includes contacting each school and asking principals to submit a list of potential members to be considered for appointment by Council. We feel that it will be extremely difficult to form a council this year as we would not be able to follow the recommended guidelines that are currently in place. There will be a variety of attendance schedules among students and social distancing would be challenging for a group this large.

Student Advisory Council meetings typically begin in September. Thus, a decision needs to be made as soon as possible.

Thank you for your consideration and guidance in this matter.

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



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CITY ATTORNEY
Thomas J. Wilson, Jr.

MEMORANDUM

TO: Mayor and City Council

FROM: Daphne A. Ingram, City Clerk

SUBJECT: New Appointment for Planning Board

DATE: July 31, 2020

In light of the resignation notice recently submitted by Mr. Worth Roberts, action will need to be taken to address the impending vacancy on the Lincolnton Planning Board. The successful applicant will fill the un-expired term of Mr. Roberts, serving until December 2021.

We will begin taking applications on Friday, August 7th and accepting through Monday, August 31st. This will give ample time for those who may be interested to apply. Also, those that have previously applied can re-submit the application. Once appointment is made I will contact the applicant and schedule a time to complete the necessary paperwork for them to begin serving as soon as possible.

Should you have any questions please contact me.

PUBLIC
COMMENT

NEWS MEDIA

ADJOURNMENT