

A G E N D A

LINCOLNTON CITY COUNCIL



October 1, 2020

7:00 p.m.

Council Chambers

City Hall



**LINCOLNTON CITY COUNCIL
AGENDA
October 1, 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 September 3, 2020 Regular Meeting

(O-14-20)

2b. –Ordinance – Consideration of proposed amendment to the City Code of Ordinances – Title VII: Traffic Code – Chapter 74: Traffic Schedules - Speed limits on City Maintained Streets, adding Grier Street and Government Street.

(O-15-20)

2c. – Ordinance – Consideration of proposed amendment to the City Code of Ordinances – Title VII: Traffic Code – Chapter 70: General Provisions – Golf Carts on Public Street

3. PRESENTATION

**3a. - Certificate of Recognition presented to Lou Ann Dellinger
Ed Hatley, Mayor**

4. PUBLIC HEARINGS

(O-16-20)

4a. Ordinance – Consideration of proposed amendment to City's Code of Ordinances – Addition of Title IX: General Regulations – Public Art – Chapter 99

Fred Jarrett, Steering Committee Chair

5. REGULAR AGENDA

5a. – Citizen Presentation - Request to consider Downtown Golf Cart Trolley/Transportation

Bradley Rowe and Brianna Rowe

(APPT-04-2020)

5b. – Appointment – Consideration of nominees from area high schools for the Lincolnton Student Advisory Council

Steve Zickefoose, City Manager

(BA-05-20)

5c. - Budget Amendment – To reduce Water/Sewer/Electric Contra-Admin amounts and to Include carryover projects for General Fund

Steve Zickefoose, City Manager

5d. – Monthly Financial/ Overtime Report

Steve Zickefoose, City Manager

6. OTHER BUSINESS FOR DISCUSSION AND POSSIBLE ACTION

6a – Discussion regarding the City’s Annual Christmas Parade, Tree Lighting Ceremony and the Annual Boards and Commissions Banquet

Steve Zickefoose, City Manager

PUBLIC COMMENT

Those wishing to speak please see the City Clerk. Speakers will be limited to three (3) minutes.

CLOSED SESSION

**To discuss Personnel in accordance with
NCGS 143-318.11(a)(6)**

NEWS MEDIA

ADJOURNMENT

ITEM #

1

APPROVAL

OF

REGULAR AGENDA

ITEM #

2

APPROVAL

OF

CONSENT AGENDA

ITEM #

2a

Approval of Minutes for the
September 3, 2020 Regular
Meeting

Mayor Ed Hatley called the regular meeting of the Lincolnton City Council to order at 7:00 p.m. on Thursday, September 3, 2020 at 7:00 p.m. in the Council Chambers of City Hall located at 114 West Sycamore Street, Lincolnton North Carolina 28092. Mayor Hatley opened the meeting asking all to rise for the Pledge of Allegiance.

The following council members were present:

WHITE

WATSON

EADDY

JETTON

Directing everyone's attention to the agenda, Mayor Hatley requested to add discussion regarding the 2020 census to the end of the agenda.

Councilman Watson made a motion to approve the *REGULAR AGENDA* with the with the addition. **Members voted 4-0 in favor of the motion.**

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

- Approval of minutes for the August 6th 2020 Regular Meeting
- Resolution to Authorize Inter-local Cooperation Agreement for Code Enforcement Service
- Resolution to Authorize and Direct City Attorney to Petition for Court Order directing compliance with order from Code Enforcement Officer at 600 Huss Street
- Resolution to Authorize and Direct City Attorney to Petition for Court Order directing compliance with order from Code Enforcement Officer at 511 N. Flint Street
- Resolution to Authorize and Direct City Attorney to Petition for Court Order directing compliance with order from Code Enforcement Officer at 1216 E. Pine Street
- Resolution to Authorize and Direct City Attorney to Petition for Court Order directing compliance with order from Code Enforcement Officer at 1220 E. Pine Street

Members voted 4-0 in favor of the motion.

PUBLIC HEARINGS

POTENTIAL APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FOR NEW PUBLIC FACILITY

Mayor Ed Hatley opened the public hearing, calling on Mrs. Laura Elam to speak to the item. Mrs. Elam provided some background information regarding the reason for the public hearing and the City's role in the process. She stated that Mr. Skip Steel, with the Lincoln County Coalition Against Domestic Violence (dba Amy's House), was advised by the Department of Commerce staff to, in coordination with the City, conduct an initial public hearing as he works to secure CDBG funding. She noted that an additional public hearing may be required.

Councilwoman **White** made a motion to close the Public Hearing. **Members voted 4-0 in favor of the motion. No Action Needed**

CUP-04-20

APPLICATION FROM TOWNHOMES AT LINCOLN COUNTRY CLUB, LLC REQUESTING AN AMENDMENT TO A CONDITIONAL USE PERMIT FOR A 33-UNIT CONDOMINIUM COMPLEX ON 5.25 ACRES OF LAND IN THE CU-RMF DISTRICT. THE AMENDMENT IS IN REGARD TO THE SCREENING AND LANDSCAPING REQUIREMENTS. THE SUBJECT PROPERTY IS LOCATED ON LINCOLN COUNTRY CLUB PROPERTY APPROXIMATELY 650 FEET NORTH OF COUNTRY CLUB ROAD AND APPROXIMATELY 450 FEET EAST OF LITHIA INN ROAD, NORTH OF THE DRIVING RANGE FACILITY (PARCEL ID 86678)

Mayor Ed Hatley opened the public hearing, after which he called on Mrs. Laura Elam, Planning Director, to review the request. Speakers offering testimony were sworn in by City Clerk Daphne Ingram. Planning Director Laura Elam introduced the case, giving some background regarding the permit, summarizing the request. She explained the Townhomes at Lincoln Country Club LLC was asking to amend the previously approved conditional use permit for a 5.25 acre site located on the Lincoln Country Club property approximately 650 feet north of Country Club Road and approximately 450 feet east of Lithia Inn Road north of the driving range. The site is zoned RMF-CU (Conditional Use Residential Multi Family). A conditional use rezoning was approved in 2006 to allow 33 condominiums. Surrounding properties are zoned R-15. *The proposed amendment is attached to and made an official part of these minutes.* Mrs. Elam also informed Council of the permanent landscape easement recently secured by the applicant. She continued stating that if the applicant satisfactorily proves the findings of fact, Planning Board and Staff recommend approval of the Conditional Use Permit subject to the Staff Review Committee comments.

In response to questions from Councilman Eaddy, Mrs. Elam confirmed the proposed screening plan is satisfactory, mitigating the cutting of the large trees and that the neighbors have seen and are pleased with the proposed revisions.

Ms. Susanne Todd, zoning attorney representing the applicant, addressed members of council. Ms. Todd gave a power point presentation in respect to the proposed request. She also provided a tabbed binder for each council member to review. Mr. Peyton Woody, with Woodbine Design, spoke to the proposed landscape design for the property. Mr. Woody explained, in detail, the trees, materials, plantings, etc. that will be used to provide the necessary buffer/screening. He provided his expert opinion in support of the request, assuring Council that all state and local building codes will be adhered to. Councilman Eaddy expressed his gratitude for the effort put into the project. Councilman Jetton confirmed that the location of the current access point will remain.

Continuing, Ms. Todd informed Council members of an affidavit provided by Ms. Sarah Harman, a real estate broker in the area. Ms. Harman, who was also in attendance, gave testimony and expert opinion as to how the project will not substantially injure the value of adjoining or abutting property, stating that she recently sold a residence directly adjacent to the aforementioned property at market value.

Ms. Todd addressed finding four, 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. She noted that the use is in compliance with the land use ordinance, meeting the goal to ensure that Lincolnnton is a city comprised of well-planned, safe, residential development. Also, it is a multi-family development in a clustered manner which preserves open space and heightens pedestrian accessibility.

Councilman Jetton made a motion to **close the Public Hearing. Members voted 4-0 in favor of the motion**

Finding 1. Councilman **Eaddy** made a motion 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**

Finding 2. **Councilman Jetton** made a motion that the use meets all required conditions and specifications. **Members voted 4-0 in favor of the motion**

Finding 3. **Councilwoman White** made a motion 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**

Finding 4. **Councilman Watson** made a motion 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.**

Finding 5. **Councilman Jetton** made a motion that the proposed ingress and egress points will not result in a substantial amount of vehicular traffic to be channeled onto adjacent local streets (non-collector/non-thoroughfare streets). **Members voted 4-0 in favor of the motion.**

Councilman Eaddy made a motion to approve the conditional use permit subject to the Staff Review Committee conditions. **Members voted 4-0 in favor of the motion.**

P-05-20

CONSIDERATION OF NEW PROPOSED ADMINISTRATIVE POLICY #15 - EMPLOYEE SERVICE RECOGNITION

Mrs. Tanya Osborne, Human Resources Director, addressed Councilmembers regarding proposed changes to the City's Service Recognition Programs. Mrs. Osborne explained that due the Pandemic and restrictions currently in place, staff has looked at several alternatives to address this issue. *The proposed Administrative Policy #15 is attached and made an official part of these minutes.* This change will not affect eligibility or criteria, but will consolidate two separate policies into one.

Mrs. Osborne explained the difference between the current policy and the proposed policy as follows:

For the active employee service recognition, the program would discontinue utilizing a company which supplies service pins and brochures for gift selections. The replacement program would offer a certificate of appreciation and give employees the opportunity to select from a variety of gift cards to businesses operating in Lincolnton.

The retiree recognition program would be similar to the active employee recognition. Retiring employees would receive a certificate of appreciation and have opportunity to select from an assortment of gift cards. The recognition of the employee would be moved from a council meeting to the employee's home department. In addition, the Police and Fire Departments would still honor their traditions which include presentation of the officer's service weapon or the firefighter's fire ax or fire helmet. Staff in these departments still have a high regard for these traditional recognitions upon retirement.

City Manager Steve Zickefoose expressed his observations with the current process and pointed out several advantages of the proposed policy which directly benefit the employee. There was some discussion between Council and staff regarding this change.

Councilman Eaddy made a motion to approve the proposed Administrative Policy #15 - Employee Service Recognition as outlined. Members voted 4-0 in favor of the motion.

APPT-03-20

CONSIDERATION TO FILL VACANCY OF AN UN-EXPIRED TERM ON THE LINCOLNTON PLANNING BOARD

Mayor Ed Hatley opened the floor to consider applications received to fill the current vacancy on the Lincolnton Planning Board. Mayor Hatley gave a brief summary regarding the vacancy, noting that six eligible applications were received. Councilman Eaddy made a motion to consider Mr. Trent Mason, whom he described as an up and coming member of the community. No other motions to consider were made. *All application received are attached and made an official part of these minutes.*

Councilman Jetton made a motion to close the nominations. Members voted 4-0 in favor of the motion

Councilman Eaddy made a motion to appoint Trent Mason to fill the un-expired term of Worth Roberts on the Lincolnton Planning Board. Members voted 4-0 in favor of the motion.

Before moving on to the next item, Mayor Ed Hatley expressed his thanks to the community for their interest.

MONTHLY FINANCIAL/OVERTIVE REPORT

[illegible]

Mr. Zickefoose gave an overview of the report, informing that the information presented was the updated version of what was sent out in the agenda packets. Mr. Zickefoose also updated Council with detailed information regarding the utility department, in relation to COVID-19 including the totals in each of the unpaid utility accounts.

REQUEST FOR ROAD NAME CHANGE

Mayor Ed Hatley opened the floor for discussion regarding a request from Mrs. Shannon Posey, 101 Idlewood Drive Lincolnton, for a road name change. Mrs. Posey is requesting that Idlewood Drive be changed to Posey Drive. Discussion was generated among council members regarding the request and everything it would involve, such as changes at the Post Office, Emergency Management (911), County addressing, Tax Department and Powell Bill mapping, if approved. Mayor Hatley noted that the only street name change approved during his tenure was requested by a large group of residents in the area, not a single individual. *The agenda request form and GIS map are attached and made an official part of these minutes.*

Councilman Eaddy made a motion that we leave the name as is for right now. Members voted 4-0 in favor of the motion.

UPDATE/DISCUSSION REGARDING ENFORCEMENT OF COVID MASK WEARING REQUIREMENTS

Mayor Ed Hatley recognized Councilman Eaddy who requested this item be placed on the meeting's agenda. Councilman Eaddy voiced his concern over the lack of compliance with the City's mask wearing requirement, questioning whether there should be enforcement or if the wearing of mask should go back to being voluntary. Much discussion was generated regarding the issue. Holding business owners responsible for requiring their employees to wear mask was suggested, as well as not allowing entry into the business unless you are wearing a mask. Police Chief Rodney Jordan informed Council that latest information received states that as long as a business has signage posted on the doors in English and Spanish, they are in compliance with the Governors order. Chief Jordan explained law enforcements position, and the lack of authority they have when it comes to this issue. Chief Jordan suggested possibly getting the health department to begin educating business owners to help promote compliance

**STUDENT ADVISORY COUNCIL UPDATE/DISCUSSION REGARDING
2020/2021 SCHOOL YEAR**

City Manager Steve Zickefoose informed that the status of the 2020-2021 Student Advisory Council is still in a “wait and see” phase. He stated that he has had conversations with advisor Jill Eaddy who has had contact with some of the students on last year’s council. Virtual Zoom and/or WebEx meetings have been mentioned as options available for conducting monthly meetings. Mr. Zickefoose expressed his willingness to do whatever is needed, in coordination with the school system, to ensure there is an active council this school year. Councilman Eaddy stressed the importance of the council and the significance of what they do. He also expressed his desire for conversations to be expedited to get things moving forward. As discussions ended, Mr. Zickefoose confirmed he would have that conversation.

CENSUS

Mayor Ed Hatley spoke to this addition to the agenda, explaining his desire to discuss what role the city could play in encouraging residents to complete their census information. At the request of City Manager Steve Zickefoose, Laura Morris, Community Relations Director, addressed members, giving an update on what the city has done thus far to encourage citizen participation. Mrs. Morris informed that census information has been included in the utility billing statements, as well as using the newsletters and specific census driven flyer. Mrs. Morris stated that social media is actively being used, as well as the Everbridge system. There was discussion regarding the numbers and the deadline for submitting the information. She also noted that door to door census taking is now being done. Councilmembers requested that two (2) stand alone phone messages be sent before the deadline for submitting information.

PUBLIC COMMENT:

Mayor Ed Hatley opened the public comment portion of the meeting. He recognized those who signed up to speak, reminding them to limit their comments to three (3) minutes. Mr. Allen Hoyle, 319 N. Poplar Street, addressed Council regarding issues he is having with drainage and a sink hole on his property. He also expressed his views regarding giving more money to the police department to buy better mask and supplying vitamins and herbs to employees that will fight off the virus and other diseases. Mr.

Hoyle recommended that nutrition classes be offered to the city employees saying that an ounce of prevention is worth more than a pound of cure. He also addressed the first amendment. No other persons requested to speak.

NEWS MEDIA:

Mr. Wayne Howard briefly commented on the status of the census issue.

ADJOURNMENT:

Councilman Watson made a motion to adjourn the meeting. Members voted 4-0 in favor of the motion.

DAPHNE INGRAM
CITY CLERK

ED HATLEY
MAYOR

MEMO TO: Mayor and City Council Members

FROM: Laura Elam, Planning Director

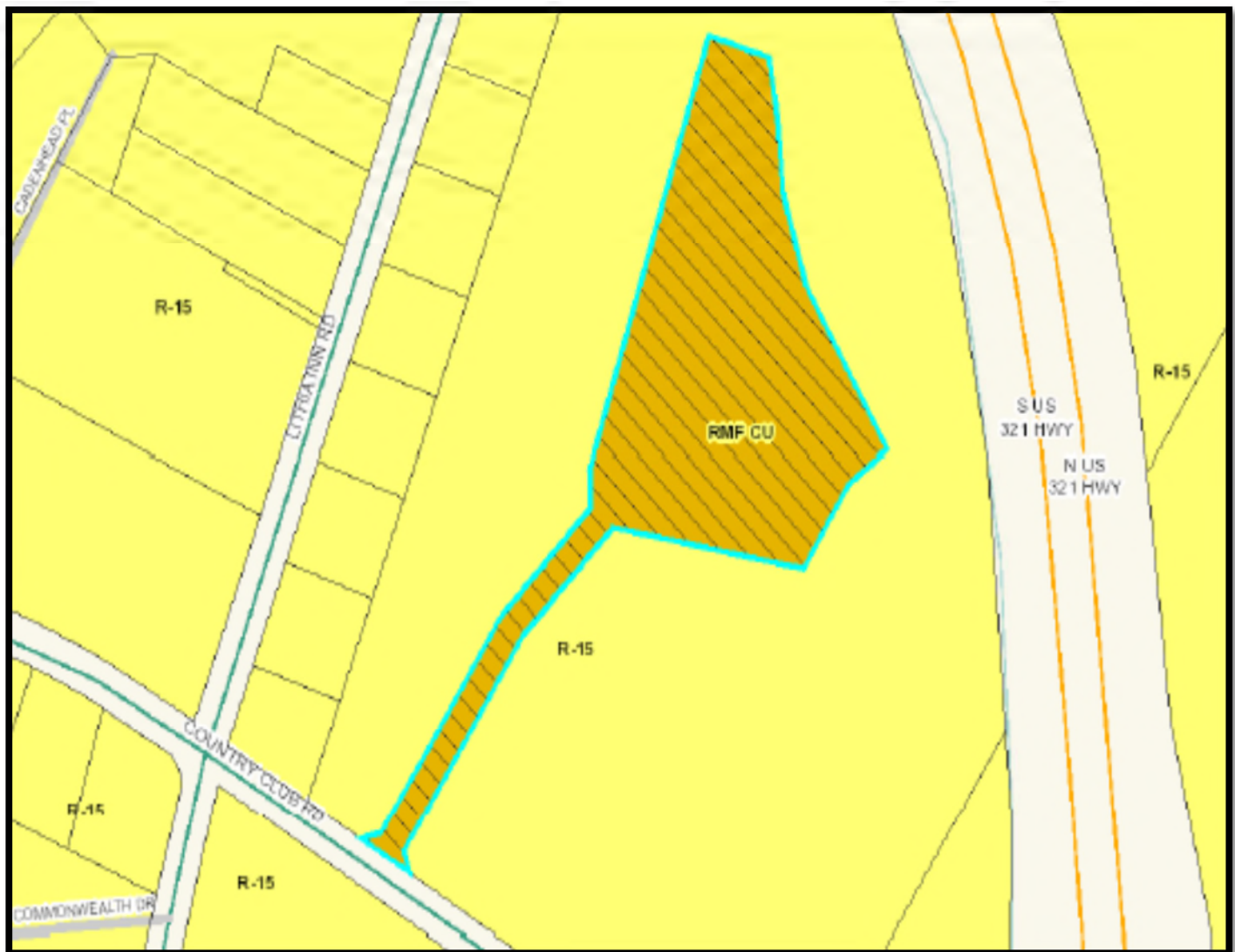
SUBJECT: CUP -4- 2020 Application for conditional use permit amendment from Townhomes at Lincoln Country Club, LLC to amend the screening requirements.

DATE: September 3, 2020

SITE AND AREA DESCRIPTION

The Townhomes at Lincoln Country Club LLC is requesting amendment of the previously approved conditional use permit for a 5.25 acre site located on the Lincoln Country Club property approximately 650 north of Country Club Road and approximately 450 feet east of Lithia Inn Road north of the driving range.

The site is zoned RMF-CU (Conditional Use Residential Multi Family). A conditional use rezoning was approved in 2006 to allow 33 condominiums. Surrounding properties are zoned R-15.



The site is vacant. Surrounding properties are devoted to a driving range, golf course, single family residential and a condominium complex.





BACKGROUND

The UDO requires screening of multi family developments from all lots located in residential zoning. Where natural plantings are used, a buffer strip of at least 20 feet in width is to be planted and is to include a minimum of 6 large trees, 3 small trees and 28 shrubs per 100 linear feet. The ordinance also specifies minimum plant sizes at the time of planting.

APPROVED SITE PLAN

The site plan that was approved as a result of the 2006 conditional rezoning notes screening along the project edges as follows:

- Northeastern edge (generally parallel to Highway 321): Existing screening to remain along this lot line.
- Eastern edge (near maintenance shed) : Planted buffer screen in accordance with ordinance standards.
- Southern edge (generally parallel to Country Club Road): Existing screening to remain along this lot line.
- Western edge (generally parallel to Lithia Inn Road): Planted buffer screen in accordance with ordinance standards. Screen to include existing trees in required plantings.

The approved 2006 site plan is below:

DATE: 09/28/74

BY: 05117

DESIGN: 87

PROJECT: 05117

SCALE: 1/4" = 1'-0"

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PROPOSED SCREENING PLAN

The applicant proposes an amendment to the 2006 approved plan to substitute its screening and buffering requirements and conditions with the below proposed screening plan. Screening and buffering provided under the applicant's proposed plan is as follows:

Western and Eastern Project Edges

Trees to be installed within the buffer along the western edge (generally parallel to Lithia Inn Rd) and along the eastern edge (near the maintenance shed) will far exceed the ordinance minimums with respect to caliper and height at the time of installation. The below chart outlines the screening requirements under the ordinance and compares those requirements with the applicant's proposed screening plan for the western and eastern project edges.

	Ordinance Requirement	Applicant's Proposed Plan
Large trees per 100 linear feet	6 Large Trees (1 ¾ inches caliper and 10 feet at installation and expected to reach a height of 40 feet)	2 Laurel Oak and 4 Red Maple (2.5 inches caliper and 12-14 feet at installation)
Small trees per 100 linear feet	3 Small Trees 1 ½ inches caliper and 5 feet at installation and expected to reach a height of 20 feet)	1 Kwanzan Cherry and 2 Eastern Redbud (2.5 inches caliper and 8 feet at installation)
Shrubs per 100 linear feet	28 Shrubs (16 inches tall above the highest root at installation)	14 Dwarf Burford Holly and 14 Sandankwa Viburnum (3 gallons at installation)

In addition, the buffer along the western edge will be an average of 34 feet in width, far beyond the ordinance minimum of 20 feet.

Other Project Edges

For the other project edges, the plan outlines alternative options for the location and the type of screening used:

Location of Screening

The location of the screening on the other project edges can be either on-site or off-site with options to include, but not be limited to, one or more of the following:

- A 20 foot off-site buffer,
- A 10 foot on-site buffer combined with a 10 foot off-site buffer for a total width of 20 feet, and
- A 10 foot on-site buffer with the same planting density as the 20 foot buffer.

Type of Screening

The type of screening used on the other project edges may be a fence, wall or berm.

NOTE:

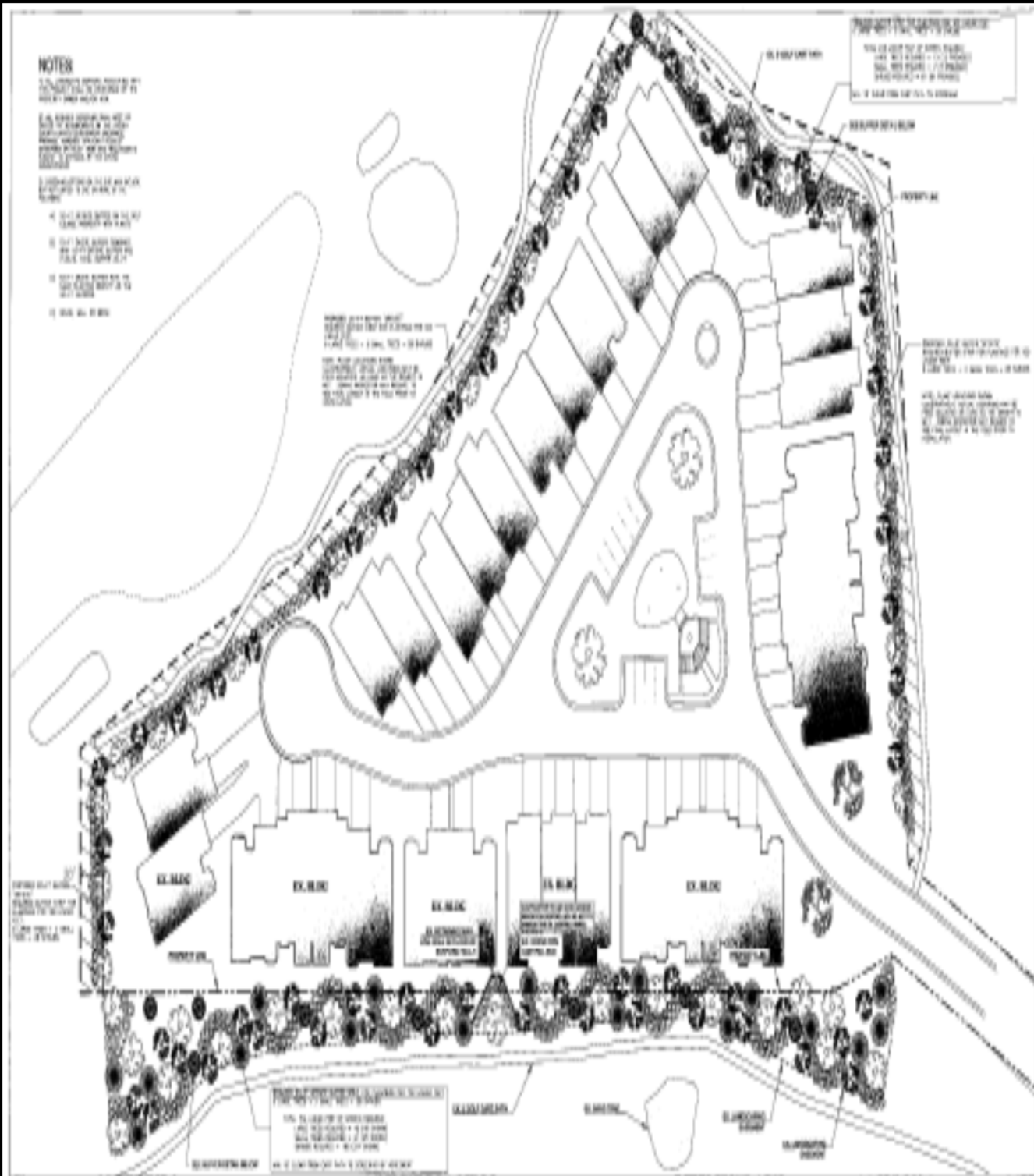
The ordinance outlines the following standards with respect to fences, walls or berms used to satisfy screening requirements:

- *Fence to be opaque, between 6 and 8 feet in height and constructed of weather-resistant wood.*
- *Wall to be between 6 and 8 feet in height with a finish surface of brick, stone or other decorative masonry material.*
- *Berm to be at least three feet in height with at least 30 shrubs per 100 linear feet and slope of the berm not to exceed one foot of rise for every three feet in plane.*

Maintenance

The applicant's plan notes that all buffers will be maintained by the property owner and/or HOA.

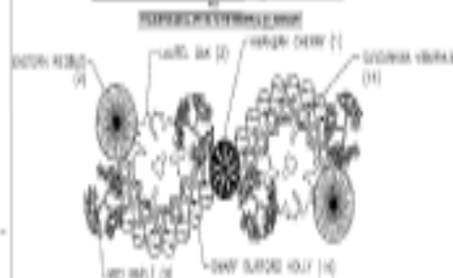
The proposed screening plan is below:



**TYPICAL SECTION
WESTERN PROPERTY LINE**



TYPICAL BUFFER PER 100-LF



LIVE 10-4-2011						
POS	DRIVER	TIME	#	STARTING	TIME	PTS
1	JOHN COOPER	1:20.000	21	10	1:20.000	10
2	JOHN COOPER	1:20.000	21	10	1:20.000	10
3	JOHN COOPER	1:20.000	21	10	1:20.000	10
4	JOHN COOPER	1:20.000	21	10	1:20.000	10
5	JOHN COOPER	1:20.000	21	10	1:20.000	10
6	JOHN COOPER	1:20.000	21	10	1:20.000	10
7	JOHN COOPER	1:20.000	21	10	1:20.000	10
8	JOHN COOPER	1:20.000	21	10	1:20.000	10
9	JOHN COOPER	1:20.000	21	10	1:20.000	10
10	JOHN COOPER	1:20.000	21	10	1:20.000	10



Every day before
 California joins
 NORTH CAROLINA
 ONE-CALL CENTER INC.
 800.871.1212
 SERVICE DAYS BEFORE CHOICE
 www.onecall.org

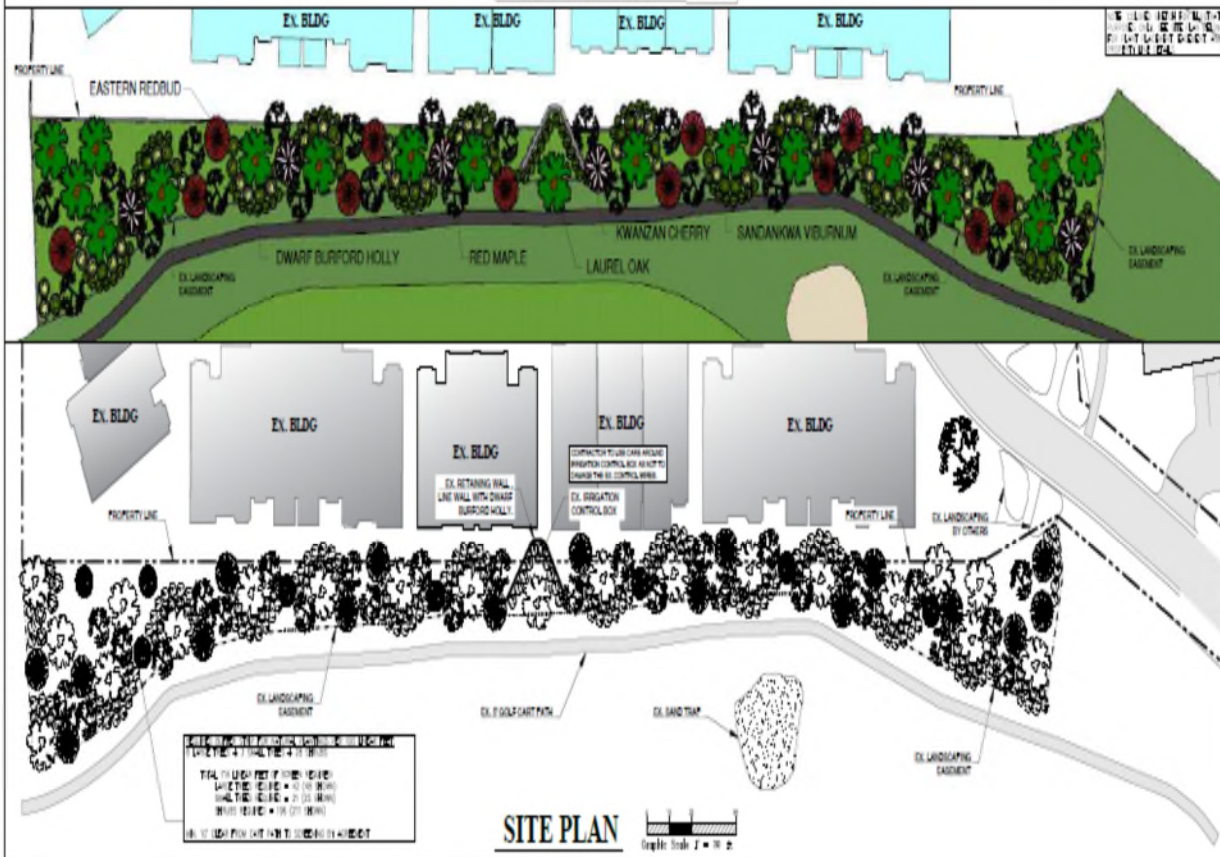
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LANDSCAPE PLAN

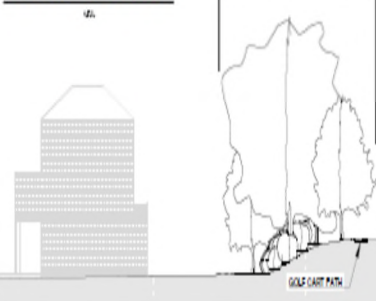
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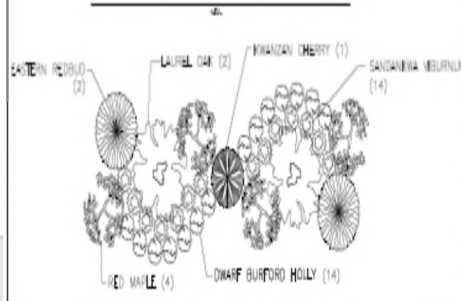
NOTE: RENDERINGS FOR ILLUSTRATIVE PURPOSES ONLY



TYPICAL SECTION



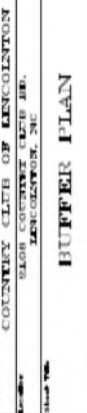
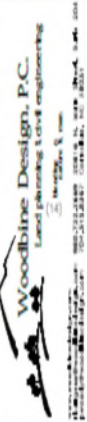
TYPICAL BUFFER PER 100-LF



PLANT SCHEDULE

SYMBOL	COMMON NAME	#	OTHER NAME	SIZE	HEIGHT	SPACING	NOTES
	EASTERN REDBUD	2	LAUREL OAK	2 1/2" @ 10'	10'	40' x 40'	REPLANT PERIODICALLY
	RED MAPLE	4	LAUREL OAK	2 1/2" @ 10'	10'	40' x 40'	REPLANT PERIODICALLY
	LAUREL OAK	2	LAUREL OAK	2 1/2" @ 10'	10'	40' x 40'	REPLANT PERIODICALLY
	SANDANKWA VIBURNUM	14	LAUREL OAK	2 1/2" @ 10'	10'	40' x 40'	REPLANT PERIODICALLY
	DWARF BURFORD HOLLY	14	LAUREL OAK	2 1/2" @ 10'	10'	40' x 40'	REPLANT PERIODICALLY

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Designed by: **Woodbine Design**
Drawn by: **PE**
Date: **7/7/20**
Revision: **1**

Sheet **C2** of **2**
Project Number: **2004**



**NORTH CAROLINA
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IF ANY CHANGES TO THE PLAN OR THE CONTRACT DOCUMENTS ARE MADE, THE USER OF THE CONTRACT DOCUMENTS SHALL BE RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION PROVIDED. THE USER SHALL BE RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION PROVIDED.

STAFF REVIEW COMMITTEE COMMENTS

The Staff Review Committee had the following comments:

- An agreement or plan should be submitted addressing responsibility for ongoing maintenance of any plant materials required under the ordinance that are to be located off site.
- All requirements of the Lincolnton UDO must be met.
- All utilities must be coordinated with and are subject to the review and approval of the Public Works Department. Individual water meters required.
- The City will not provide solid waste services or street maintenance.
- Subdivision approval is required.
- Detailed building plans must be submitted to and approved by Lincoln County Building and Inspections.

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 ordinance requirements.

OTHER CONDITIONAL USE PERMIT REQUIREMENTS

Section 153.237 of the Unified Development Ordinance requires four findings be determined by City Council prior to issuance of the conditional use permit. 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.

ADDITIONAL REVIEW CRITERIA

Section 153.238 of the Unified Development Ordinance notes the following additional review criteria to be addressed by City Council:

5. The proposed ingress and egress points will not result in a substantial amount of vehicular traffic to be channeled onto adjacent local streets (non- collector/non-thoroughfare streets).

COMPLIANCE WITH SECTIONS 153.237 AND 153.238

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 applicant will need to provide evidence that the use will be in harmony with the area.
5. Compliance is met since access is provided by Country Club Road which is a minor thoroughfare.

PLANNING BOARD AND STAFF RECOMMENDATION

If the applicant satisfactorily proves the findings of fact, Planning Board and Staff recommend approval of the Conditional Use Permit subject to the Staff Review Committee comments.

Administrative Policy Addition: #15 Employee Service Recognition

Proposed Effective 09-03-2020

**CITY OF LINCOLNTON
ADMINISTRATIVE POLICY**

Subject: Employee Service Recognition	Manual: Administrative
	Effective Date: September 3, 2020
Policy Number: 15	Revision:
Issued By: Human Resources Department	City Manager Approval: Steven 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

It is the desire of the City of Lincolnton to recognize and reward employees for their years of service to its citizens. It is through the dedication and hard work of the employees, the City is able to offer the services which make Lincolnton an attractive location to live, work and play. The following gives guidance for the recognition of full time active employees and retiring employees. This administrative policy will replace the following policies: # 4 Service Awards and # 9 Procedures for Recognition of Retiring Employees.

Section II. Recognition of Full Time Active Employees

City of Lincolnton employees will be recognized for each 5-year increment of service with the City. Service time does not have to be consecutive, but must be time earned while in a regular full-time budgeted position.

Recognition of employees will normally be done once a year in the month of December on a date determined by the City Manager. Qualifying employees will be eligible to select a gift card(s) from a list of companies as approved by the City Manager. The gift card(s) amount will start at \$125 for the first five year increment of service and increase by \$125 each successive five years. Following is a chart indicating the amount rewarded for years five thru forty.

Years of City Service	Gift Card Eligibility Amount
Five	\$125
Ten	\$250
Fifteen	\$375
Twenty	\$500
Twenty-five	\$625
Thirty	\$750
Thirty-five	\$875
Forty	\$1000

#15 Employee Service Recognition Program

Page 2

An employee on an authorized leave of absence without pay shall be eligible to participate in the program. Retiring employees may use their accumulated sick hours to meet a 5-year increment of service, so long as the accumulated sick hours convert through the Local Governmental Retirement System into creditable service time. Dependent upon the employee's retirement month, the service award may be presented to the retiring employee in a month other than the traditional recognition month of December.

Section III. Recognition of Retiring Employees

A retiring City of Lincolnton employee will be recognized for their years of service to the City. The employee must have submitted an application to the NC Local Governmental Employees' Retirement System and be eligible to receive a full, reduced, or disability retirement benefit.

Recognition for the retiring employee will be done in the month prior to the retirement date. The department head of the retiring employee, in coordination with the Human Resources Department, will determine an appropriate date for scheduling the recognition. Qualifying employees will receive a certificate of appreciation, and be eligible to select a gift card(s) from a list of companies as approved by the City Manager. The dollar amount of the gift card(s) will be as listed on the chart below.

Years of City Service	Gift Card Eligibility Amount
5 thru 14	\$300
15 thru 19	\$450
20 thru 24	\$600
25 thru 29	\$800
30+	\$1000

As is tradition, a retiring employee with the Fire Department may elect to receive a fireman's bronze helmet or ax, and a retiring employee with the Police Department may elect to receive the service weapon. The gift card(s) eligibility amount will be reduced by the value of the item received, and the value of both may not exceed the dollar amount listed above. If the value of the item exceeds the allowable dollar amount, the employee will be responsible for paying the difference to the City thru payroll deduction on the final paycheck.

Section IV. Additional Guidelines

Full-time employees who terminate employment with the City voluntarily or by administrative dismissal prior to the date of the recognition, temporary, and part-time employees are not eligible to participate in the programs.

The dollar amounts on the schedules may be adjusted for inflation by the City Manager.

This administrative policy is merely a set of guidelines for implementation of a recognition program. The City reserves the right to modify any of the provisions as needed.

Daphne Ingram

From: noreply@civicplus.com
Sent: Wednesday, August 19, 2020 11:57 AM
To: Daphne Ingram; Steven Zickefoose
Subject: Online Form Submittal: Boards and Commissions Application

RECEIVED
AUG 19 2020
CITY OF LINCOLNTON, NC

Boards and Commissions Application

Application for Boards/Commissions/Committees

Please complete each section

First Name	Michael
Last Name	McRae
Date of Birth	01/12/1955
Home Street Address	2160 , Heavner Rd
Home City	Lincolnton
Home Zip Code	28092
Home Phone	850 232 5427
Cell Phone	8502325427
Email Address	Michaeljmcrac@gmail.com
Board/Commission/Committee Applying For (list only one per form)	Planning board
Why are you interested in serving on this Board/Commission/Committee?	We retired here 4 years ago. Lincolnton has much untapped potential! The more we explore the more we enjoy the area however see a great need for attention to planning and development of the city. A vision for the future of Main Street is a priority for Lincolnton to see growth and success of small business. Lincolnton has come a long way in 4 years and has a bright future with the right planning and leadership.
Interest/Skills/Areas of Expertise/Professional Organization/Activities	Experienced in small business ownership. My wife and I have owned and operated several successful small businesses. Having an entrepreneurial background and

being retired allows me to focus on the potential of Lincoln's future economic growth and vitality. I am a master gardener as well. We bought in the city limits in Leewood Acres on Heavner rd . Studied business/ marketing Columbus University in Georgia. Coached baseball and soccer for many years with both my sons.

Current Employer	Retired
Years in current position	<i>Field not completed.</i>
Job Title	<i>Field not completed.</i>
Employer Phone Number	<i>Field not completed.</i>
Duties	<i>Field not completed.</i>
Other employment history	Sales, marketing with large corporate companies. Several years small business owner.

It is the City Council's goal to maintain a balance of membership on its Boards/Commissions/Committees based on race, gender and Council Ward residency.

Council Ward No.	Ward 2
Gender	Male
Ethnic Origin	White

Generally, the Council desires to broaden participation on Boards /Commissions /Committees for as much citizen involvement as possible; therefore, a goal is to limit appointees to no more than 1 Board/Commission/Committee. Therefore, please list any other Board/Commission/Committee on which you currently serve in the box below:

Affirmation of Eligibility:
Has any formal charge of professional misconduct, criminal misdemeanor or felony ever been filed against you in any jurisdiction?

Yes or No	No
-----------	----

If yes, please explain
disposition

Field not completed.

Is there any conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as a appointee of the City Council?

Yes or No

No

If yes, please explain

Field not completed.

I understand this application is public record and I certify that the facts contained in this application are true and correct to the best of my knowledge. I authorize and consent to background checks and to the investigation and verification of all statements contained herein as deemed appropriate. I further authorize all information concerning my qualifications to be investigated and release all parties from all liability for any damages that may result from this investigation. I understand and agree that any misstatement may be cause for my removal from any Board/Commission/ Committee. I understand regular attendance to any Board/Commission/Committee is important and, accordingly, I further understand that if my attendance is less then the standards established for any such body that this is cause for removal. Lacking any written standards for attendance by any Board/Commission/Committee it is expected that I will attend at least 75% of all meetings during any one calendar year to maintain my seat on any Board/Commission/Committee to which I may be appointed. This form will remain on file in the Office of the City Clerk and requests for updates will be sought prior to any consideration for reappointment (or future appointment) to any Board/Commission/Committee.

Signature

Michael J McRae

Date

08/20/2020

Email not displaying correctly? [View it in your browser.](#)

Daphne Ingram

From: noreply@civicplus.com
Sent: Thursday, August 13, 2020 1:48 PM
To: Daphne Ingram; Steven Zickefoose
Subject: Online Form Submittal: Boards and Commissions Application

RECEIVED
AUG 13 2020
CITY OF LINCOLNTON, NC

Boards and Commissions Application

Application for Boards/Commissions/Committees

Please complete each section

First Name	Trent
Last Name	Mason
Date of Birth	02/13/1983
Home Street Address	207 Mockingbird Lane
Home City	Lincolnton
Home Zip Code	28092
Home Phone	7046045647
Cell Phone	7046045647
Email Address	trentonbmason@gmail.com
Board/Commission/Committee Applying For (list only one per form)	Planning board
Why are you interested in serving on this Board/Commission/Committee?	I'm looking to become more involved in the community. After speaking to a current board member and others, I feel as if this would give me that opportunity.
Interest/Skills/Areas of Expertise/Professional Organization/Activities	Field not completed.
Current Employer	Henkel
Years in current position	8
Job Title	Plant manager

Employer Phone Number	8289706003
Duties	In charge of all day to day operations
Other employment history	<i>Field not completed.</i>

It is the City Council's goal to maintain a balance of membership on its Boards/Commissions/Committees based on race, gender and Council Ward residency.

Council Ward No.	Ward 3
Gender	Male
Ethnic Origin	White

Generally, the Council desires to broaden participation on Boards /Commissions /Committees for as much citizen involvement as possible; therefore, a goal is to limit appointees to no more than 1 Board/Commission/Committee. Therefore, please list any other Board/Commission/Committee on which you currently serve in the box below:

Field not completed.

Affirmation of Eligibility:
Has any formal charge of professional misconduct, criminal misdemeanor or felony ever been filed against you in any jurisdiction?

Yes or No	No
If yes, please explain disposition	<i>Field not completed.</i>

Is there any conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as a appointee of the City Council?

Yes or No	No
If yes, please explain	<i>Field not completed.</i>

I understand this application is public record and I certify that the facts contained in this application are true and correct to the best of my knowledge. I authorize and consent to background checks and to the investigation and verification of all

statements contained herein as deemed appropriate. I further authorize all information concerning my qualifications to be investigated and release all parties from all liability for any damages that may result from this investigation. I understand and agree that any misstatement may be cause for my removal from any Board/Commission/ Committee. I understand regular attendance to any Board/Commission/Committee is important and, accordingly, I further understand that if my attendance is less then the standards established for any such body that this is cause for removal. Lacking any written standards for attendance by any Board/Commission/Committee it is expected that I will attend at least 75% of all meetings during any one calendar year to maintain my seat on any Board/Commission/Committee to which I may be appointed. This form will remain on file in the Office of the City Clerk and requests for updates will be sought prior to any consideration for reappointment (or future appointment) to any Board/Commission/Committee.

Signature

Trent Mason

Date

08/13/2020

Email not displaying correctly? [View it in your browser.](#)

Daphne Ingram

From: noreply@civicplus.com
Sent: Monday, August 10, 2020 9:35 PM
To: Daphne Ingram; Steven Zickefoose
Subject: Online Form Submittal: Boards and Commissions Application

RECEIVED
AUG 11 2020
CITY OF LINCOLNTON, NC

Boards and Commissions Application

Application for Boards/Commissions/Committees

Please complete each section

First Name	Mark
Last Name	Smith
Date of Birth	12/31/1968
Home Street Address	207 McGinnis Ave
Home City	Lincolnton
Home Zip Code	28092
Home Phone	828-455-6603
Cell Phone	828-455-6603
Email Address	55marksmith55@gmail.com
Board/Commission/Committee Applying For (list only one per form)	Planning Board
Why are you interested in serving on this Board/Commission/Committee?	I moved to downtown Lincolnton almost 3 years ago. I like the direction the city is going and would like to be a part of this continued growth.
Interest/Skills/Areas of Expertise/Professional Organization/Activities	Customer service, previously the President of the North Lincoln Band Boosters, previously council member of Holy Cross Lutheran Church.
Current Employer	Prysmian Group
Years in current position	13
Job Title	Customer Service

Employer Phone Number	828-459-9787
Duties	Process order and provide information to customers throughout the world. Work to resolve customer issues and assist when possible
Other employment history	Implementation Coordinator at Kuehne-Nagel US. Navy

It is the City Council's goal to maintain a balance of membership on its Boards/Commissions/Committees based on race, gender and Council Ward residency.

Council Ward No.	Ward 1 ^{#3}
Gender	Male
Ethnic Origin	White
Generally, the Council desires to broaden participation on Boards /Commissions /Committees for as much citizen involvement as possible; therefore, a goal is to limit appointees to no more than 1 Board/Commission/Committee. Therefore, please list any other Board/Commission/Committee on which you currently serve in the box below:	None

Affirmation of Eligibility:

Has any formal charge of professional misconduct, criminal misdemeanor or felony ever been filed against you in any jurisdiction?

Yes or No	No
If yes, please explain disposition	Field not completed.

Is there any conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as a appointee of the City Council?

Yes or No	No
If yes, please explain	Field not completed.

I understand this application is public record and I certify that the facts contained in this application are true and correct to the best of my knowledge. I authorize and consent to background checks and to the investigation and verification of all statements contained herein as deemed appropriate. I further authorize all information concerning my qualifications to be investigated and release all parties from all liability for any damages that may result from this investigation. I understand and agree that any misstatement may be cause for my removal from any Board/Commission/ Committee. I understand regular attendance to any Board/Commission/Committee is important and, accordingly, I further understand that if my attendance is less then the standards established for any such body that this is cause for removal. Lacking any written standards for attendance by any Board/Commission/Committee it is expected that I will attend at least 75% of all meetings during any one calendar year to maintain my seat on any Board/Commission/Committee to which I may be appointed. This form will remain on file in the Office of the City Clerk and requests for updates will be sought prior to any consideration for reappointment (or future appointment) to any Board/Commission/Committee.

Signature

Mark R. Smith

Date

08/10/2020

Email not displaying correctly? [View it in your browser.](#)

Daphne Ingram

From: noreply@civicplus.com
Sent: Monday, August 10, 2020 1:12 PM
To: Daphne Ingram; Steven Zickefoose
Subject: Online Form Submittal: Boards and Commissions Application

RECEIVED
AUG 10 2020
CITY OF LINCOLNTON, NC

Boards and Commissions Application

Application for Boards/Commissions/Committees

Please complete each section

First Name	Jane
Last Name	hester
Date of Birth	10/11/1935
Home Street Address	115 Commonwealth Drive
Home City	Lincolnton
Home Zip Code	28092
Home Phone	704-576-2769
Cell Phone	704-576-2769
Email Address	jhhester@bellsouth.net
Board/Commission/Committee Applying For (list only one per form)	Lincolnton Planning Board
Why are you interested in serving on this Board/Commission/Committee?	want to be involved in our community
Interest/Skills/Areas of Expertise/Professional Organization/Activities	Art, finance, involved with neighbors and family. Former Registered stock broker with Merrill Lynch(Bank of America) retired after 25 + years. Currently Treasurer on Board of Directors The Greens Townhouse, Inc and involved in other local non business organizations.. formerly on Board of Lincoln Country Club.
Current Employer	Retired From Bank of America

Years in current position	<i>Field not completed.</i>
Job Tittle	retired
Employer Phone Number	704-339-2050
Duties	working with clients and manaagement to achieve financial goals / registered on NYSE
Other employment history	prior to Merrill Lynch I was employed by local Brokerage firms in Charlotte beginning in early 1960. My career was almost entirely in finance.

It is the City Council's goal to maintain a balance of membership on its Boards/Commissions/Committees based on race, gender and Council Ward residency.

Council Ward No.	Ward 2
Gender	Male
Ethnic Origin	White
Generally, the Council desires to broaden participation on Boards /Commissions /Committees for as much citizen involvement as possible; therefore, a goal is to limit appointees to no more than 1 Board/Commission/Committee. Therefore, please list any other Board/Commission/Committee on which you currently serve in the box below:	none

Affirmation of Eligibility:

Has any formal charge of professional misconduct, criminal misdemeanor or felony ever been filed against you in any jurisdiction?

Yes or No	No
If yes, please explain disposition	<i>Field not completed.</i>

Is there any conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as a appointee of the City Council?

Yes or No

No

If yes, please explain

Field not completed.

I understand this application is public record and I certify that the facts contained in this application are true and correct to the best of my knowledge. I authorize and consent to background checks and to the investigation and verification of all statements contained herein as deemed appropriate. I further authorize all information concerning my qualifications to be investigated and release all parties from all liability for any damages that may result from this investigation. I understand and agree that any misstatement may be cause for my removal from any Board/Commission/ Committee. I understand regular attendance to any Board/Commission/Committee is important and, accordingly, I further understand that if my attendance is less then the standards established for any such body that this is cause for removal. Lacking any written standards for attendance by any Board/Commission/Committee it is expected that I will attend at least 75% of all meetings during any one calendar year to maintain my seat on any Board/Commission/Committee to which I may be appointed. This form will remain on file in the Office of the City Clerk and requests for updates will be sought prior to any consideration for reappointment (or future appointment) to any Board/Commission/Committee.

Signature

Jane C. Hester

Date

August 10, 2020

Email not displaying correctly? [View it in your browser.](#)

Daphne Ingram

From: noreply@civicplus.com
Sent: Saturday, August 8, 2020 4:43 PM
To: Daphne Ingram; Steven Zickefoose
Subject: Online Form Submittal: Boards and Commissions Application

RECEIVED
AUG 10 2020
CITY OF LINCOLNTON, NC

Boards and Commissions Application

Application for Boards/Commissions/Committees

Please complete each section

First Name	Elizabeth
Last Name	Smith
Date of Birth	08/15/1981
Home Street Address	704 South Cedar Street
Home City	Lincolnton
Home Zip Code	28092
Home Phone	<i>Field not completed.</i>
Cell Phone	336-447-0022
Email Address	msjsmith15@yahoo.com
Board/Commission/Committee Applying For (list only one per form)	Planning Board
Why are you interested in serving on this Board/Commission/Committee?	I believe it's imperative to serve your community and also always good to have a nurse member of Boards.
Interest/Skills/Areas of Expertise/Professional Organization/Activities	Registered Nurse for 17 years
Current Employer	Gaston County DHHS
Years in current position	5
Job Title	Nursing Supervisor

Employer Phone Number	704-853-5000
Duties	Manage 6-8 subordinate personnel Staff development and education Monitor agreements and budgetary spending
Other employment history	I've been a RN for Lincoln County Health Department and also CMC Lincoln.

It is the City Council's goal to maintain a balance of membership on its Boards/Commissions/Committees based on race, gender and Council Ward residency.

Council Ward No.	Ward 3
Gender	Female
Ethnic Origin	Black

Generally, the Council desires to broaden participation on Boards /Commissions /Committees for as much citizen involvement as possible; therefore, a goal is to limit appointees to no more than 1 Board/Commission/Committee. Therefore, please list any other Board/Commission/Committee on which you currently serve in the box below:

Field not completed.

Affirmation of Eligibility:

Has any formal charge of professional misconduct, criminal misdemeanor or felony ever been filed against you in any jurisdiction?

Yes or No	No
If yes, please explain disposition	<i>Field not completed.</i>

Is there any conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as a appointee of the City Council?

Yes or No	No
If yes, please explain	<i>Field not completed.</i>

I understand this application is public record and I certify that the facts contained in this application are true and correct to the best of my knowledge. I authorize and consent to background checks and to the investigation and verification of all statements contained herein as deemed appropriate. I further authorize all information concerning my qualifications to be investigated and release all parties from all liability for any damages that may result from this investigation. I understand and agree that any misstatement may be cause for my removal from any Board/Commission/ Committee. I understand regular attendance to any Board/Commission/Committee is important and, accordingly, I further understand that if my attendance is less then the standards established for any such body that this is cause for removal. Lacking any written standards for attendance by any Board/Commission/Committee it is expected that I will attend at least 75% of all meetings during any one calendar year to maintain my seat on any Board/Commission/Committee to which I may be appointed. This form will remain on file in the Office of the City Clerk and requests for updates will be sought prior to any consideration for reappointment (or future appointment) to any Board/Commission/Committee.

Signature

Elizabeth Smith

Date

08/08/2020

Email not displaying correctly? [View it in your browser.](#)

Daphne Ingram

From: noreply@civicplus.com
Sent: Saturday, August 8, 2020 10:36 AM
To: Daphne Ingram; Steven Zickefoose
Subject: Online Form Submittal: Boards and Commissions Application

RECEIVED
AUG 10 2020
CITY OF LINCOLNTON, NC

Boards and Commissions Application

Application for Boards/Commissions/Committees

Please complete each section

First Name	Crystal
Last Name	Womble
Date of Birth	11/10/1982
Home Street Address	419 E Pine Street
Home City	Lincolnton
Home Zip Code	28092
Home Phone	(704)819-0585
Cell Phone	Field not completed.
Email Address	nikkiboheler@gmail.com
Board/Commission/Committee Applying For (list only one per form)	Planning Board
Why are you interested in serving on this Board/Commission/Committee?	As a resident of Lincolnton I have a vested interest in its continued growth and development. I want to help insure that Lincolnton takes the proper steps to be as prosperous as possible. I want to insure our town continues to be hospitable to a diverse and active community.
Interest/Skills/Areas of Expertise/Professional Organization/Activities	My interests include the outdoors, animals, environmental sustainability. I am self motivated and extremely structured and organized. I am very hands on.
Current Employer	Daimler

Years in current position	16
Job Title	Assembler
Employer Phone Number	704-868-5700
Duties	<i>Field not completed.</i>
Other employment history	<i>Field not completed.</i>

It is the City Council's goal to maintain a balance of membership on its Boards/Commissions/Committees based on race, gender and Council Ward residency.

Council Ward No.	Ward 1 ^{#3}
Gender	Female
Ethnic Origin	Other

Generally, the Council desires to broaden participation on Boards /Commissions /Committees for as much citizen involvement as possible; therefore, a goal is to limit appointees to no more than 1 Board/Commission/Committee. Therefore, please list any other Board/Commission/Committee on which you currently serve in the box below:	<i>Field not completed.</i>
---	-----------------------------

Affirmation of Eligibility:
Has any formal charge of professional misconduct, criminal misdemeanor or felony ever been filed against you in any jurisdiction?

Yes or No	No
If yes, please explain disposition	<i>Field not completed.</i>

Is there any conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as a appointee of the City Council?

Yes or No	No
If yes, please explain	<i>Field not completed.</i>

I understand this application is public record and I certify that the facts contained in this application are true and correct to the best of my knowledge. I authorize and consent to background checks and to the investigation and verification of all statements contained herein as deemed appropriate. I further authorize all information concerning my qualifications to be investigated and release all parties from all liability for any damages that may result from this investigation. I understand and agree that any misstatement may be cause for my removal from any Board/Commission/ Committee. I understand regular attendance to any Board/Commission/Committee is important and, accordingly, I further understand that if my attendance is less then the standards established for any such body that this is cause for removal. Lacking any written standards for attendance by any Board/Commission/Committee it is expected that I will attend at least 75% of all meetings during any one calendar year to maintain my seat on any Board/Commission/Committee to which I may be appointed. This form will remain on file in the Office of the City Clerk and requests for updates will be sought prior to any consideration for reappointment (or future appointment) to any Board/Commission/Committee.

Signature	Crystal N. Womble
-----------	-------------------

Date	08/09/2020
------	------------

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City of Lincoln

AGENDA REQUEST FORM

Please Print

Name Shannon Posey

Address 101 Idlewood Drive
Lincolnton NC 28092

Phone (704) 506-0366

Name of Firm or Corporation (if applicable) _____

Other Persons Accompanying Speaker _____

Purpose of Request to Appear Road name change to
"Posey Drive"

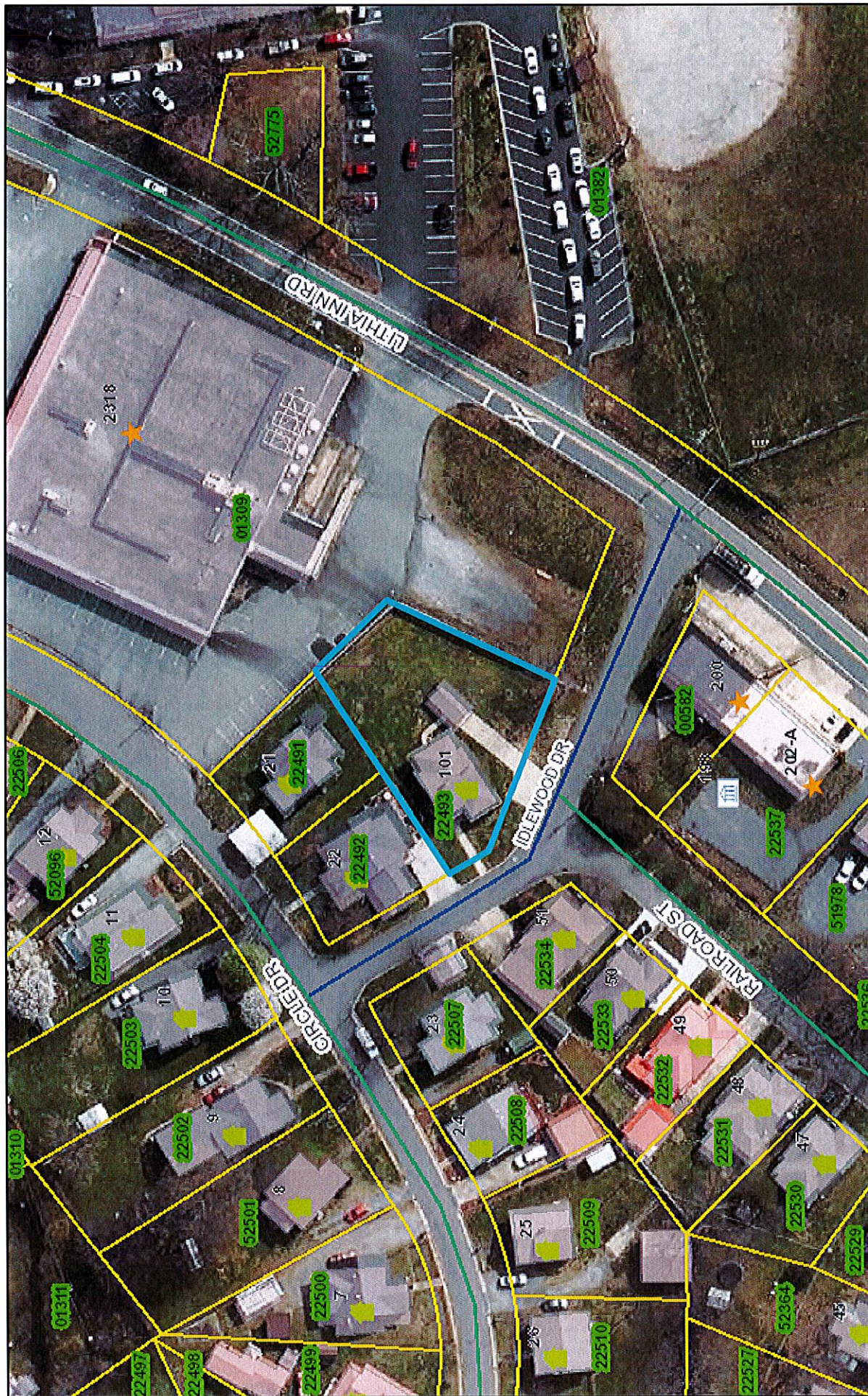
Council Meeting date you wish to appear 9-3-20

Amount of time required for Presentation _____

Date form submitted to the City Clerk _____

Shannon Posey
Signature of Requesting Party

Return forms to: City Clerk's Office
City of Lincoln
P.O. Box 617
Lincolnton, NC 28093



ITEM

2b

(O-14-20)

Ordinance – Consideration of
proposed amendment to the City
Code of Ordinances – Title VII: Traffic
Code – Chapter 74: Traffic Schedules
– Speed limits on City Maintained
Streets, adding Grier Street and
Government Street

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
Daphne Ingram
digram@lincolntonnc.org
CITY ATTORNEY
Thomas J. Wilson, Jr..

O-14-20 ORDINANCE

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

Chapter 74 TRAFFIC SCHEDULES

SCHEDULE VII: SPEED LIMITS ON CITY MAINTAINED STREETS

ADD:	Grier Street	25 mph
	Government Street	25 mph

This ordinance shall become effective upon adoption. This the 1st day of October 2020.

DAPHNE INGRAM
CITY CLERK

ED HATLEY
MAYOR

ITEM

2c

(O-15-20)

Ordinance - Consideration of
proposed amendment to the City Code of
Ordinances - Title VII:
Traffic Code - Chapter 70: General
Provisions - Golf Carts on Public
Streets to include the use of UTV's by
Law Enforcement, Fire Department, Public
Works and Parks and Recreation when
performing city work functions

GOLF CARTS ON PUBLIC STREETS

§ 70.30 PURPOSE.

This subchapter is intended to establish a golf cart transportation program for the city. This plan will extend the use of golf carts for transportation above and beyond that of use on public golf courses. This plan is aimed to assist functional travel needs for residents who may have no other form of transportation and to assist the city with its quest to attract persons who are considering retiring to the area.

(Ord. passed - -)

§ 70.31 FINDINGS; AUTHORITY.

(A) The city finds and determines that:

(1) Establishment of a golf cart transportation plan will serve to expand mobility to those persons not operating automobiles;

(2) The selected areas for golf cart travel will be roads and highways within the city limits of Lincolnton and with speed limits of 35 miles per hour or less (unless otherwise stated) and will not cause an adverse impact upon traffic safety; and

(3) The regulations and use of golf carts on streets and highways in the city will fall under the provisions outlined throughout this ordinance and will require liability insurance sufficient to cover the risks involved in using a cart on the streets of the city.

(B) Authority is contingent upon approval of legislation.

(Ord. passed - -; Ord. O-09-14, passed 11-6-2014)

§ 70.32 DEFINITIONS.

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

CITY. The City of Lincolnton, NC.

GOLF CART. A motor vehicle having not less than four wheels in contact with the ground and unladen weight less than 1,300 pounds which is designed to be operated at not more than 25 miles per hour and is designed to carry golf equipment. This does not include vehicles known as all terrain vehicles (ATVs) or go-carts.

UTV. A UTV or Utility Vehicle is a vehicle having not less than four wheels in contact with the ground and is designed as a work type usually off road vehicle to assist with work related issues and projects. The only UTV's allowed on the streets of Lincolnton are those utilized by Law Enforcement, Fire Department, Public Works and Parks and Recreation when performing city work functions. Police UTV's will be clearly marked as a police type unit. No other ATV or UTV's are allowed on streets in the City Limits.

GOLF CART OPERATOR. A person having a valid North Carolina driver's license (or a recognized valid license from another state) who is driving the golf cart and has full control of its operation and passengers.

PLAN AREA. The area within the city limits that golf carts will be allowed to travel which includes any public street or highway (not restricted elsewhere in this ordinance) within the city limits with a speed limit of 35 miles per hour or less.

(Ord. passed - -; Ord. O-09-14, passed 11-6-2014)

Statutory reference:

Golf cart defined, see G.S. § 20-4.01(12b)

§ 70.33 GOLF CART DESIGN CRITERIA.

(A) Minimum golf cart vehicle design criteria and travel plan areas are hereby established. In order for a golf cart to pass the city inspection, it must meet the requirements or minimum standards of safety equipment as set forth in this ordinance. Golf carts must have basic equipment supplied by the manufacturer, including a vehicle identification or serial number. Such equipment must include all safety devices as installed by said manufacturer, including rear view mirror and a rear triangle reflector of the same type required by North Carolina law.

(B) The following elements are minimum design and equipment requirements:

(1) The golf cart must be the shape and size that conforms to industry standards for manufactured golf carts; and

(2) The golf cart must be equipped and safely operated with:

(a) Either an unobstructed rear-view mirror and left side mirror, or a wide angle cross bar rear-view mirror;

(b) Head lights and tail lights if it is to be driven after dark, and slow moving vehicle emblems that conform to G.S. § 20-129;

(c) Golf carts may have "lift kits" but no golf cart may be more than 22 inches high measured from the ground to the floor board of the cart; and

(d) Any other requirements as set forth by the Police Department for inspection.

(Ord. passed - -; Ord. O-09-14, passed 11-6-2014)

§ 70.34 REGISTRATION PROCESS AND FEE PRIOR TO USAGE.

(A) All golf carts must complete a golf cart registration application and submit to Lincoln Police Department for approval. Before driving on public roads, the operator of a golf cart must have a valid issued registration. The cost for the registration shall be \$20 which will be due at the time of registration and is to be renewed annually.

(B) Each owner must have proof of ownership, and liability insurance, and a completed waiver of liability, releasing the city from liability that may arise as a result of operation of a golf cart inside the city. These documents must be in the golf cart at all times while in operation on public roads.

(C) All golf carts must meet the requirements or minimum standards of safety equipment as set forth above in this ordinance.

(D) All golf cart operators must present a valid driver's license while operating a golf cart on a public road.

(E) The registration sticker shall be valid for no more than one year and must be visible on a golf cart operated on a public road.

(F) Lost or stolen registration stickers are the responsibility of the owner and must be replaced before the golf cart is operated on a public road.

(Ord. passed - -; Ord. O-09-14, passed 11-6-2014)

§ 70.35 OPERATION RESTRICTIONS.

The following restrictions limiting the operation of golf carts in the city shall apply:

(A) Only those golf carts that have the necessary safety equipment specified herein, and have obtained the proper registration sticker from the city may be operated under the provisions of this subchapter;

(B) Golf cart transportation is limited to those streets and highways within the city limits which have a posted speed limit of 35 miles per hour or less (unless otherwise noted below). Golf carts may not be operated on the following streets or roadways regardless of the speed limit:

(1) Any part of Main Street Hwy 27 from Flint Street East to the city limits (four lane).

(2) Any portion of US 321.

(3) Any portion of Generals Blvd.

(C) A golf cart operator must maintain his or her golf cart in a safe condition at all times;

(D) The golf cart must have displayed a slow moving vehicle emblem on the back of the cart; and

(E) Golf carts without lights may be operated only during daylight hours. Golf carts meeting the requirements set forth below may operate at any time:

(1) Golf carts having two operating headlights, one on each side of the front of the golf cart, and two operating tail lights, one on each side of the rear of the cart; all four lights must be visible from a distance of 500 feet; and

(2) If a mechanical turn signal indicator is not installed, then hand signals are required for turns.

(F) Golf carts may cross a road with a posted speed limit greater than 35 mph. However, once this segment of road has been transversed, the golf cart is still required to travel only on or along a roadway with a speed limit of 35 mph or less. Golf carts must cross in a manner that is the most direct route in order to decrease crossing distance, i.e., no riding along a road or crossing at an angle. Under

no circumstance is a golf cart allowed to cross a control access facility other than at bridges which cross over or under a control access facility.

(G) This ordinance does not apply to UTV type vehicles being utilized by city official in an official capacity such as Law Enforcement, Fire Department, Public Works and Parks and Recreation.

(Ord. passed - -; Ord. O-09-14, passed 11-6-2014)

§ 70.36 OPERATION ON PUBLIC HIGHWAYS.

It shall be unlawful to operate a golf cart on a public street or highway in the city unless the following requirements are met:

- (A) Golf cart must display a slow moving vehicle emblem on the back of the golf cart;
- (B) Golf carts must display a valid city registration sticker;
- (C) No person shall operate a golf cart on a public street or highway in the city unless said person has a valid North Carolina driver's license or a valid, recognized, out-of-state license in accordance with G.S. § 20-7;
- (D) Golf carts must be operated in accordance with all applicable state and local laws and ordinances, including all laws, regulations and ordinances pertaining to the possession and use of drugs and alcoholic beverages;
- (E) Only the number of people the golf cart is designed to seat may ride on a golf cart. Additionally, passengers shall not be carried on the part of a golf cart designed to carry golf bags;
- (F) Golf carts shall not be operated during inclement weather or when visibility is impaired by weather, smoke, fog or other conditions;
- (G) Golf carts shall not be operated in a negligent manner. For the purpose of this division (G), **TO OPERATE IN A NEGLIGENT MANNER** is defined as the operation of a golf cart in such a manner as to endanger any person or property, or to obstruct, hinder or impede the lawful course of travel of any motor vehicle or the lawful use by any pedestrian of public streets, sidewalks, paths, trails, walkways or parks;
- (H) The city may prohibit the operation of golf carts on any street or highway if the City Council determines that the prohibition is necessary in the interest of safety;
- (I) Golf carts may not be operated on any public street or roadway in the city during one-half hour after sunset to one-half hour before sunrise unless equipped with the proper headlights and tail lights listed above;
- (J) Golf carts must be parked in accordance with the laws and ordinances which apply to any parked vehicle in the city;
- (K) Golf carts are strictly prohibited from traveling upon or parking on any sidewalk within the city;

(L) Golf carts are required to follow the rules and regulations of any other vehicle during special events and are not permitted to enter special event areas unless the golf cart is listed on the special event permit and a part of the event; and

(M) Golf carts must be operated at the right edge of the roadway and must yield to all vehicular and pedestrian traffic.

(Ord. passed - -; Ord. O-09-14, passed 11-6-2014)

§ 70.37 SAFETY INSPECTION.

(A) No golf cart may be operated on any street or highway in the city without first passing a safety inspection which will be conducted prior to the issuance of a city registration sticker. Furthermore, no registration sticker will be issued until the operator presents proof that the golf cart is fully insured, and the operator has a valid North Carolina driver's license or recognized valid driver's license from another state.

(B) To pass the safety inspection for the city and to obtain a special use permit, the golf cart must have the following:

- (1) Headlights and tail lights if the operator plans to drive after dark;
- (2) Rubber or equivalent tires;
- (3) Adequate steering gear, brakes, emergency or parking brake, rear-view mirror, adequately fixed drivers seat;
- (4) All other factory installed safety or mechanical systems, including checking for gasoline or propane leaks;
- (5) Speed governor if gasoline powered; and
- (6) Golf carts with "lift kits" may not be more than 22 inches high measured from floorboard of cart to the ground.

(Ord. passed - -; Ord. O-09-14, passed 11-6-2014)

§ 70.38 INSURANCE REQUIREMENTS.

Every golf cart and driver thereof shall have in full force and effect, a valid insurance policy as set forth in G.S. § 20-309 of the state motor vehicle laws.

(Ord. passed - -)

§ 70.39 LIABILITY DISCLAIMER.

This section is adopted to address the interest of public safety. Golf carts are not designed or manufactured to be used on public streets, and the city in no way advocates or endorses their operation on public streets and roadways. The city, by regulating such operation, is merely trying to address obvious safety issues, and adoption of this section is not to be relied upon as a determination that operating on public streets and roadways is safe or advisable if done in accordance with this section. All persons who operate or ride upon golf carts on public streets, or rides, do so at their own risk and peril, and must be observant of and attentive to the safety of themselves

and others, including their passengers, other motorists, bicycles and pedestrians. The city has no liability under any theory of liability and the city assumes no liability for permitting golf carts to be operated on public streets and roadways. Any person who operates a golf cart is responsible for procuring liability insurance sufficient to cover the risk involved in using a golf cart on the public streets and roadways.

(Ord. passed - -)

§ 70.40 VIOLATIONS.

Any operation of a golf cart in violation of either this subchapter or the motor vehicle laws of the state shall be guilty of the same traffic law violations and charged the same as any other driver of any registered vehicle in the state and will lose its special use permit with the city for a period of not less than one year.

(Ord. passed - -; Ord. O-09-14, passed 11-6-2014)

§ 70.99 PENALTY FOR TITLE VII.

Any violation of the sections of this chapter set forth below shall subject the violator to those civil penalties hereinafter enumerated. Civil penalties that are not voluntarily paid by the violator may be recovered by the city by a civil action in the nature of a debt.

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

(B) *Notice to be affixed.* Whenever a member of the Police Department of the city or other person authorized with the enforcement of the provisions of this chapter regulating parking of vehicles shall find that any of those provisions are being, or have been violated by the owner or operator of the vehicle, the officer or person shall notify the owner or operator of the vehicle of the violation by conspicuously attaching to the vehicle a parking violation notice or citation.

(C) *Responsibility for penalty.* Upon receiving a notice or citation serving as notice of violation of the parking regulations set forth in these sections, the owner or operator of the vehicle found in violation shall be responsible for penalties herein established.

(D) *Penalty.*

(1) Any penalty for parking violation that is not paid within 15 days of issuance will accrue an additional penalty of \$5 per 15 days it remains unpaid. After 15 days of issuance of a parking violation, a delinquent notice will be mailed to the registered owner of the vehicle.

(2) The maximum total combined fines and penalties for a single \$20 violation shall be \$50. When the maximum is reached for either a single violation or receives three or more for the same owner or operator, he or she will be notified in writing of the intent of the city to pursue claims through appropriate civil action or through referral to a collection agency. Once a civil action is initiated, any fees or costs involved in the civil action will be added to the settlement in each action.

(3) The penalty for any violation of § [72.02](#), [Chapter 75](#) and [Chapter 74, Schedule V](#) shall be \$20.

(Prior Code, § 13-12) (Ord. O-49-97, passed 4-10-1997; Ord. O-05-10, passed 12-2-2010)

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ITEM

3

PRESENTATION

ITEM #

3a

Certificate of
Recognition presented to
Lou Ann Dellinger



Certificate of Recognition

for

Lou Ann Dellinger

WHEREAS, Lou Ann Dellinger started with Domino's over 32 years ago answering phones as a customer service team member; and

WHEREAS, Lou Ann Dellinger is now part owner in the Lincolnton Domino's where she, along with her team, has earned a 4.5 out of 5 star rating on the national grading scale used for unannounced inspections over the last 10 years; and

WHEREAS, Lou Ann's team averages about 20 minutes on all deliveries to Lincolnton residents, with her team completing an "oven ready" order, on average, in about 2 minutes and 15 seconds; and

WHEREAS, there are currently about 6,000 Domino's restaurants/managers in the United States who have the opportunity to earn an official Domino's Rolex watch by exceeding difficult guidelines. Lou Ann has accomplished this goal twice; and

WHEREAS, every year Domino's, starting in 1960, chooses 1 manager to be deemed the "best" of the best with a **National Manager of the Year** award; and

WHEREAS, Lou Ann Dellinger is the first women in Domino's history to receive this prestigious award, "National Manager of the Year", twice, and only the 3rd manager to have ever earned it in back-to-back years.

NOW, THEREFORE, I, Mayor Ed Hatley and the Lincolnton City Council, do hereby recognize, applaud and congratulate you, **Lou Ann Dellinger**, for your remarkable achievement and for your outstanding service to the residents of the City of Lincolnton.

In Witness Whereof, I have hereunto set my hand and have caused the Official Seal of the City of Lincolnton to be affixed this 1st day of October, 2020.

Ed Hatley, Mayor

ITEM

4

PUBLIC HEARING

ITEM

4a

(O-16-20)

Ordinance - Consideration of
proposed amendment to City's
Code of Ordinances - Addition of
Title IX: General Regulations -
Public Art - Chapter 99

(O-16-20)

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

City of Lincoln Public Art Ordinance

Chapter 99. – PUBLIC ART

§ 99.01. – General Provisions

It is hereby declared that the public welfare and interest of the citizens of the city will best be served by the establishment of a public art permit and approval process. To that end, the City of Lincoln Steering Committee is hereby assigned as an advisory board of the city to provide guidance and recommendations to the city council on the approval of all Public Art considered for display in the downtown Central Business Program Area.

§ 99.02 - Definition

"Public art" shall be defined as any work of art created by artists or craftsmen and installed on a permanent basis in spaces that are visible from public streets and pedestrian walkways. Public Art means any original visual artwork including, but not limited to, sculptures, building murals, crosswalk or street murals, benches, pottery, bike racks, banners, photographic renderings, mosaics, and electronic art installations. The artwork must be completely free of any admission fees and be administered through a public process that provides opportunities for the community to participate and share their input.

Public art does not include any architectural or landscape design except when developed by an artist.

§ 99.03 - Rules

- A) Public Art shall be allowed in the downtown Central Business Program Area of the City.
- B) All Public Art shall require a permit and meet the terms of the Public Art Permit Application.
- C) The Lincoln Steering Committee shall adopt rules governing the time and place of its regularly scheduled and specially called meetings, voting requirements and the appointment of committees. Public Art requests shall be reviewed and considered for approval recommendation at regularly scheduled Steering Committee meetings.
- D) The Lincoln Steering Committee shall consider requests according to the administrative policy, procedures and design standards established for Public Art.

§ 99.04 - Advisory function

The Lincoln Steering Committee, a chartered committee of the city manager to assist city government in collaborating across boundaries to align projects, shall serve in an advisory capacity to the city council and the city manager pertaining to or affecting public art within the city.

§ 99.05 - Staff support

The director of community relations and director of planning or their designees shall serve as the city staff members specifically charged with the responsibility of implementing policy recommendations of

the council and coordination with other municipal agencies and advisory boards for all public art projects undertaken by the Lincolnnton Steering Committee.

§ 99.06 - Purposes; responsibilities and powers.

Subject to such limitations as may be imposed by laws or regulations, the Lincolnnton Steering Committee shall serve as an advisory board to the city council for the following purposes to further the public welfare:

- a. Facilitate displays of public art in or on public buildings and public spaces to encourage public appreciation for the arts in Lincolnnton.
- b. Inform the residents of and visitors to Lincolnnton about public art.
- c. Advance the City of Lincolnnton as an "arts destination" and engage public art as an attraction for artists, cultural tourism, economic development, and community pride.
- d. Be responsible for developing policy, procedures, and design standards for the selection of art and/or artists, which will include community input as well as appropriate staff review. The committee shall follow its public art policy and implementation guidelines as modified and/or amended.
- e. Advise staff and council on the site and content of all public art.
- f. Recommend to staff and city council the acceptance of works of art.
- g. Work to build partnerships and collaborations throughout Lincolnnton's creative community.
- h. Support relationships and shared resources and make use of existing strengths in public and cultural arts organizations.

§ 99.07 - Reports to city council.

The Lincolnnton Steering Committee shall submit to the city council reports of its activities and recommendations and shall maintain a record of the actions taken at its meetings.

City of Lincolnton Public Art Program

Administrative Policy, Procedures, & Standards

The City of Lincolnton Public Art Program is committed to public art and considers Public Art integral to the fabric of the community by recognizing its potential to:

- create livable cities
- enhance neighborhood identity
- strengthen economic development and tourism
- educate children and adults
- enrich the spirit and pride of its citizens

A. Definition.

"Public art" shall be defined as any work of art created by artists or craftsmen and installed on a permanent basis in spaces that are visible from public streets and pedestrian walkways. Public Art means any original visual artwork including, but not limited to, sculptures, building murals, crosswalk or street murals, benches, pottery, bike racks, banners, photographic renderings, mosaics, and electronic art installations. The artwork must be completely free of any admission fees and be administered through a public process that provides opportunities for the community to participate and share their input.

Public art does not include any architectural or landscape design except when developed by an artist.

B. Public Art placement.

- Public Art shall be allowed in the downtown Central Business Program Area of the City.

City of Lincoln Public Art Program

Procedures for permits and approvals

- A.** All Public Art shall require a permit and meet the terms of the Public Art Permit Application.
- B.** Application requirements. Applicants are encouraged to discuss projects with city staff before submitting an application. Each permit application shall contain, but not be limited to, the following information.
- C. Submittal Requirements:**
 - 1. Description of project including type of artwork, location, how it contributes value to the Lincoln Public Art Program, and estimated installation date.
 - 2. Site plan indicating the proposed location of the artwork with lot and building dimensions.
 - 3. Photographs of the location, including building elevations and/or street scape.
 - 4. A scale drawing depicting the location and showing the proposed size and placement of the artwork.
 - 5. A color drawing, rendering or photograph of the proposed artwork.
 - 6. A description of the proposed maintenance schedule that includes the time frame for the life of the artwork and method for removal, if applicable.
 - 7. All applications shall be accompanied by written approval of the property or building owner including:
 - i. Permission to install artwork on property or building.
 - ii. Owner acknowledgement that the artwork will be removed or covered for failure to maintain or for reaching a state of dilapidation.
 - iii. Owner acknowledgement that if the property/building is sold a stipulation will be included in the contract for sale that the artwork must remain intact until such time that maintenance is required and/or the new owner wishes to replace the artwork.
- D. The Review Process:**
 - 1. Application — An application shall be submitted along with the submittal requirements as outlined above for review and analysis.
 - a. Additional submittals — An applicant shall also submit further support documentation if requested by city staff, it shall be the applicant's responsibility to provide such additional documentation.
 - 2. Administrative review —
 - a. The Planning Director or his or her representative shall review the application and support documentation for conformance with permit requirements.
 - b. If a Public Art permit application meets requirements, it will be sent to the Lincoln Steering Committee for review and recommendation of approval or denial.
 - c. The Lincoln Steering Committee shall present public art requests to the City Council at its regularly scheduled monthly meeting along with the Steering Committee recommendation for final approval or denial by City Council.
 - d. Permit approval or denial recommendations made by the Lincoln Steering Committee may be appealed in writing to the City Manager and the appeal will be scheduled as an agenda item at the next Lincoln Steering Committee meeting.
 - e. The appeal shall include sufficient documentation to explain the reasons as to why the appeal is being taken and why the Lincoln Steering Committee decision should be overturned.

City of Lincolnton Public Art Program

Standards

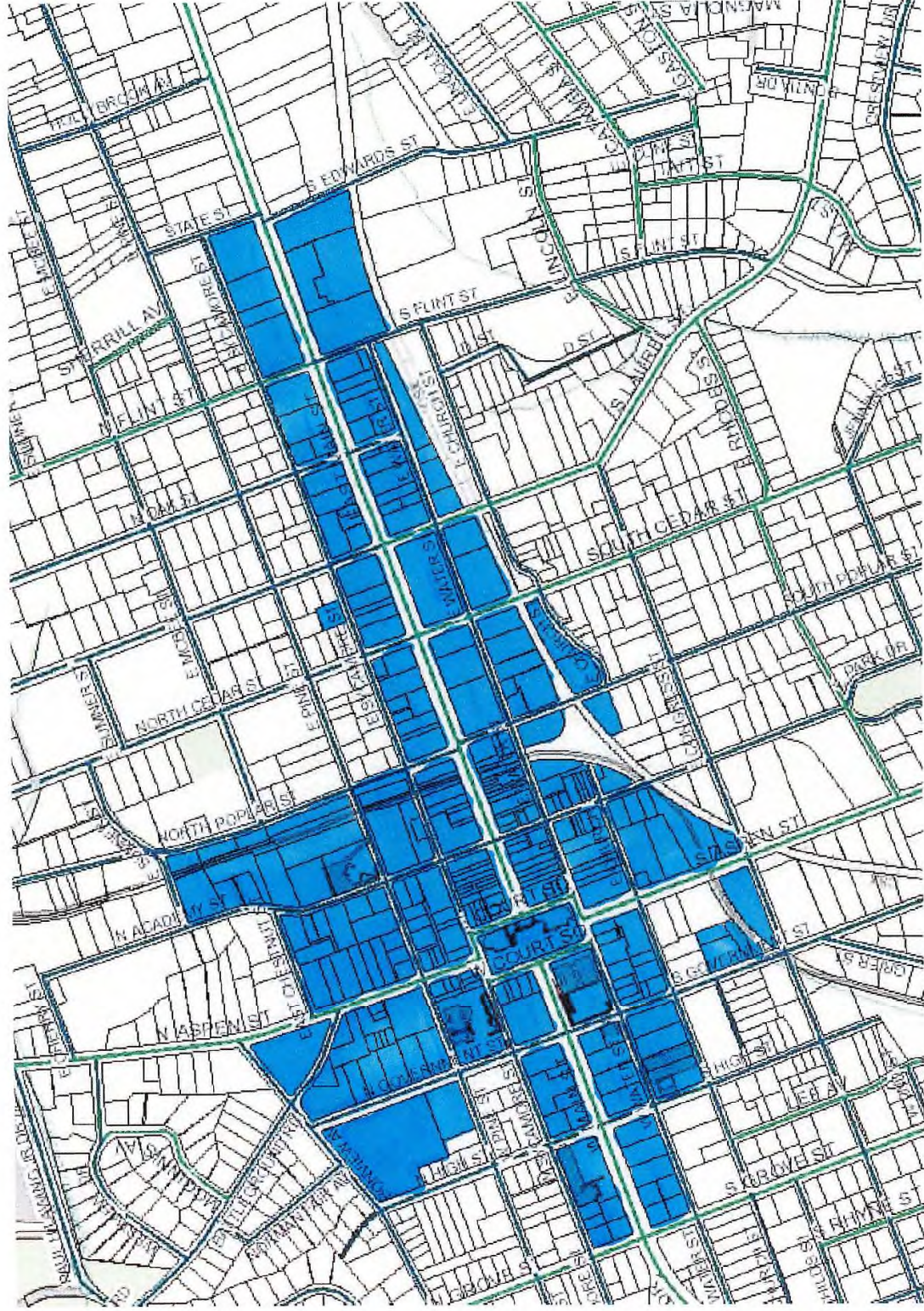
A. Design standards.

1. The proposed artwork shall contribute to the cultural heritage of the city and support overall City of Lincolnton tourism, beautification, and/or economic growth goals.
2. Explanatory wording relative to the piece may be incorporated into the artwork.
3. The proposed artwork will not have an adverse impact on the safe and efficient movement of vehicular or pedestrian traffic.
4. The location and scale of the artwork shall be in keeping with and enhance the location, building or structure where it is located.
5. The proposed artwork shall be well integrated with the building's facade and other elements of the property and enhance the architecture or aesthetics of a building or wall.
6. The proposed artwork, by its design, construction, and location, will not have a substantial adverse effect on abutting property or the permitted use thereof.
7. The proposed artwork is not detrimental to the public health, safety, or welfare.
8. The artwork will not have a detrimental effect on the structural integrity of the location, building or wall where it is installed.
9. The maintenance schedule is reasonable for the mural and the building on which it is applied/affixed.
10. Prohibited artwork:
 - a. Artworks or other representations which imitate or appear to imitate any official traffic sign or device, interferes with the proper operation of any traffic sign or signal, or which obstructs or physically interferes with a motor vehicle operator's view of approaching, merging, or intersecting traffic.
 - b. Artwork which contains material that when taken as a whole (i) applying contemporary community standards, its predominant appeal is to prurient interest in sex; and (ii) the average person, applying contemporary community standards, would find the material depicts or describes sexual conduct in a patently offensive way; and (iii) a reasonable person would find the material lacks serious literary, artistic, political or scientific value.
 - c. Artworks that are directed to incite or produce imminent lawless action and are likely to incite or produce such action.
 - d. Artworks that convey threats of violence that are directed at a person or group of persons that have the intent of placing the target at risk of bodily harm.
 - e. Artworks where the intended audience is commercial or actual or potential consumers, and where the content of the message is commercial in character. (Sign ordinance applies)

B. Maintenance.

1. The display location shall be kept clean and neat.
2. The artwork shall be kept in good condition for the life of the piece according to the maintenance schedule and responsibilities approved by the City Manager and incorporated into the Public Art Permit.
3. Any artwork that is not maintained according to the permitted maintenance schedule or falls into a state of disrepair may be ordered removed by the City Manager, or his/her designee.
4. Artworks subject to removal shall be provided a time limit of thirty (30) days from the date of the written notice for such removal or covering. Additional time may be authorized by the City Manager for good cause.

Lincolnton Central Business Program Area



Central Business District Strategic Plan

4 - Goal: Develop an arts and cultural identity for Downtown Lincoln that gives guidance on existing and future projects.									
Task #	Start Date	Objectives	Responsible Party	Resources	Outsource Assistance	Cost	Target Completion Date	Completion Date	Update
	1/13/20	SUBCOMMITTEE REWORK GOAL 4	Cathy (lead)	Laura M Deanna Carole H					
4.1		Identify and define cultural heritage – grist mill, iron furnace, textile mill, pottery, early Piedmont settlers, etc.: Adopt an arts & cultural narrative for Lincoln to use in website, collateral and promotion materials	Goal 4 Cmte	LCC, ACLC, LCHA, DDA					
4.2		Incorporate arts/cultural heritage into public festivals & celebrations whenever possible (i.e. Apple Drop)	Laura M/city events?	DDA; ACLC; LCC; LCHA; ASO's					
4.3		Actively support & promote cultural events ; theatre, musical performances, art shows to the community AND to surrounding counties and sister cities.	ASO's; DDA; LCC; ACLC	LTDA; city					
4.4		Develop a Public Art & Gathering Spaces framework to be utilized by Steering Committee as an oversight tool for art installations to include acquisition/acceptance; suitability; sustainability, placement; etc. - Sculptures & Murals - Streetscape, wayfinding, Crosswalks - Banners/signage - Kiosks & narrative info - CVP projects, "Pots on Parade" - Bench projects - Quilt Trail - Rail Trail amenities - Bike Racks	Goal 4 Cmte	ASO's; Steering Committee members; City Parks & Recreation Master Plan; Rail Trail Master Plan; Quilt Trail plans; Mural requests					
4.5		Inventory existing public art by location, type, artist, etc. and map all installations for use as a reference tool when considering new projects, acquisitions, installations.	Goal 4 Cmte	ASO's; Steering Committee members					
4.6		Develop written guidelines for projects that groups/individuals can reference while developing plans: - Relevance; purpose, significance, need - Placement; in keeping with surroundings - Storytelling; who/what/why? - Design & Materials; appropriate, sustainable, maintenance, usefulness	Goal 4 Cmte;	Steering Committee members					

ITEM #

5

REGULAR AGENDA

ITEM #

5a

Citizen Presentation
Request to consider
Downtown Golf Cart
Trolley/Transportation



City of Lincolnton

AGENDA REQUEST FORM

Please Print

Name Bradley & Brianna Rowe
Address 5002 Deer Run Drive Phone 828-217-6080
Street
City Crouse State NC Zip 28033 Email bradley.rowe1@aol.com
breezyheavner1829@gmail.com

Name of Firm or Corporation (if applicable) Goober Inc.

Other Persons Accompanying Speaker 9/10/20

Purpose of Request to Appear Approval for trolley/transportation rides
strictly in town on Bonded and Insured
golf cart.

Council Meeting date you wish to appear Oct. 1, 2020

Amount of time required for Presentation 30-45 min.

Date form submitted to the City Clerk _____

Brianna Rowe
Signature of Requesting Party

Return forms to: City Clerk's Office
City of Lincolnton
P.O. Box 617
Lincolnton, NC 28093

ITEM #

5b

(APPT-04-20)

Consideration of nominees from
area high schools for the
Lincolnton Student Advisory
Council

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 A. Ingram
donnaflowers@ci.lincolnton.nc.us
CITY ATTORNEY
Thomas J. Wilson, Jr..

MEMORANDUM

TO: Mayor and City Council Members

FROM: Daphne Ingram, City Clerk

SUBJECT: Nominees for the 2020-2021 Lincolnton Student Advisory Council

DATE: September 25, 2020

Below are the names of the students recommended for the 2020-2021 Student Advisory Council. This list is comprised of students submitted by the principals from the four area high schools and the Lincoln Charter school. Once action has been taken by Council to approve the nominees, students and their principals will be notified of their appointment. The first meeting is scheduled for October 12th at 6:00 p.m. at the Board of Education Administrative Offices located at 201 Jeb Seagle Drive, Lincolnton, NC 28092.

The nominees are as follows:

***East Lincoln High School**

Bailee Harding – Sr.
Trey Ross – Sr.
Allie Middleswarth – Sr.
Joseph Dos Santos – Sr.

Lincolnton High School

Cordin Schrum – Sr.
Leah Tweed – Sr.
Takirah Nichols – Jr.
Ashley Antonio – Jr.
Collin Clinch – Jr.

Lincoln Charter

Mason Fitzpatrick – Jr.
Darrian Bonilla – Sr.

West Lincoln High School

Gwyneth Reep – Sr.
Samuel Duncan – Sr.
Luke Stewart – Sr.
Ashlynn Eurey – Sr.
Genevieve Shutt – Jr.

North Lincoln High School

Madison File – Jr.
Xander Popko – Sr.
Sydney Hudson – Jr.
Aubrey Spicola – Sr.
Peyton Lee – Jr.

**Students listed for East Lincoln High School were members on last year's council. No addition names have been submitted*

ITEM

5c

(BA-05-20)

Budget Amendment – To reduce
Water/Sewer/Electric Contra-
Admin amounts and to include
carryover projects for General
Fund

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
CITY ATTORNEY
Thomas J. Wilson, Jr.

BA-05-20

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:

City Manager/Clerk	\$ 31,250
Human Resources	10,370
Finance	112,260
General Expense	100,400
Police	40,000
Public Works	40,640
Street	41,820
Equipment Services	10,260
Planning/Zoning	3,000
Recreation	65,000
	<u>\$ 455,000</u>

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

APPROPRIATION FROM FUND BALANCE- GF	455,000
	<u>\$ 455,000</u>

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

WATER AND SEWER INTANGIBLES	(200,000)
	<u>\$ (200,000)</u>

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

OTHER FINANCING SOURCES	(200,000)
	<u>\$ (200,000)</u>

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

Electric Operations	<u>\$ (100,000)</u>
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Section 10: To amend the Electric Fund, the revenues are to be changed as follows:

OTHER FINANCING SOURCES	<u>(100,000)</u>
	<u>\$ (100,000)</u>

TOTAL AMENDMENT	\$ 155,000
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Adopted this 1st day of October 2020

Attest:

Daphne Ingram
City Clerk

Edward L Hatley
Mayor

ITEM #

5d

Monthly
Financial/Overtime
Report

Executive Summary

August 2020 Year-To-Date

General Fund		% of				
	Budget 20-21	Actual 20-21	Budget	Budget 19-20	Actual 19-20	Difference
Fund 10 Revenues	10,911,910	957,954	9%	11,543,700	1,070,349	(112,395)
Fund Balance	-	-	-	825,000	-	-
	10,911,910	957,954		12,368,700	1,070,349	(112,395)
City Manager/Clerk	248,220	46,867		222,495	58,405	(11,538)
Human Resources	317,020	62,647		262,720	48,583	14,064
Finance	158,230	87,798		129,630	93,142	(5,344)
General Expense	1,280,731	322,051		1,103,160	330,160	(8,109)
General Debt Service	334,757	3,731		430,632	22,935	(19,204)
Police	3,400,120	562,540		3,223,020	516,750	45,791
Fire	2,234,100	340,274		2,364,700	358,973	(18,698)
Public Works	45,660	29,035		43,010	29,183	(148)
Street	829,825	133,278		1,329,225	122,399	10,879
Equipment Services	211,770	37,552		122,970	26,499	11,053
Solid Waste	692,375	80,971		908,855	97,320	(16,349)
General Services	-	-		-	-	-
Plannin/Zoning	497,239	65,473		557,420	55,964	9,509
Bus & Comm. Dev	123,200	75,727		423,200	5,900	69,828
Recreation	1,038,663	151,544		1,247,663	175,065	(23,520)
Expenses	11,411,910	1,999,489	18%	12,368,700	1,941,276	58,213
Difference		(1,041,535)			(870,927)	(170,608)

Water & Sewer Fund		% of			
Fund 61	Revenues	Budget 20-21	Actual 20-21	Budget	Difference
	Fund Balance	-	-	18%	99,920
		8,146,950	1,470,262		
		8,146,950	1,470,262		99,920
	Water Treatment	1,972,500	307,700		28,966
	Dist & Collection	2,032,900	227,987		(24,987)
	Wastewater	1,625,000	198,174		22,564
	W & S Intangibles	4,247,050	129,265		(16,847)
	Expenses	9,877,450	863,125	9%	9,695
	Difference		607,136		90,225

Electric Fund		% of			
Fund 63	Revenues	Budget 20-21	Actual 20-21	Budget	Difference
	Fund Balance	-	-	28%	325,995
		7,788,350	2,178,328		
		7,788,350	2,178,328		325,995
	Electric Dept.	8,696,830	961,130		712,363
	Expenses	8,696,830	961,130	11%	712,363
	Difference		1,217,198		(386,368)

Overtime 80+ hours	72,167	84,449	(12,282)
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ITEM #

6

OTHER BUSINESS

ITEM

6a

Discussion regarding the City's
Annual Christmas Parade, Tree
Lighting Ceremony and Annual Boards
and Commissions Banquet

PUBLIC COMMENT

CLOSED SESSION

**To discuss Personnel in accordance with
NCGS 143-318.11(a)(6)**

NEWS MEDIA

ADJOURNMENT