

1. Agenda Packet

Documents:

[MAY 15, 2018 AGENDA PACKET.PDF](#)

2. Meeting Materials



Photos will be [POSTED ON FLICKR](#).

Documents:

[AFTER ACTION MEMORANDUM.PDF](#)

AGENDA



CITY OF LENOIR
CITY COUNCIL MEETING
CITY/COUNTY CHAMBERS
905 WEST AVENUE
TUESDAY, MAY 15, 2018
6:00 P.M.



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of the minutes of the Committee of the Whole on Tuesday, April 24, 2018 as submitted.
- B. Minutes: Approval of the minutes of the City Council Meeting of Tuesday, May 1, 2018 as submitted.
- C. Acceptance of an Offer to Purchase Real Property; 533 Hill Street: Staff recommends Acceptance of an Offer to Purchase Real Property in the amount of \$250.00 as submitted by Ron Walker for property located at 533 Hill Street, NCPIN#274-957-2991. **Note:** The legal advertisement for the Notice of Offer to Purchase Real Property will be published in the *News-Topic* starting a ten (10) day upset bid period as required by N.C.G.S. §160A-269 following Council's acceptance of the Offer to Purchase.
- D. Acceptance of an Offer to Purchase Real Property; 533-A Hill Street: Staff recommends Acceptance of an Offer to Purchase Real Property in the amount of \$250.00 as submitted by Ron Walker for property located at 533-A Hill Street, NCPIN#274-957-3826. **Note:** The legal advertisement for the Notice of Offer to Purchase Real Property will be published in the *News-Topic* starting a ten (10) day upset bid period as required by N.C.G.S. §160A-269 following Council's acceptance of the Offer to Purchase.

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

- A. Rick Oxford, Plan Administrator, Western Piedmont Council of Governments, will hold the second of two public meetings to receive public comments regarding the proposed FY2018 Action Plan of the City of Lenoir and the Unifour HOME Consortium as part of the five-year Consolidated Plan. This plan, as required by the U.S. Department of Housing and Urban Development (DHUD), outlines goals and action plans of the City of Lenoir and the Unifour HOME Consortium and its use of Community Development Block Grant (CDBG) and HOME funds for fiscal year 2018, beginning July 1, 2018 and ending June 30, 2019. The City of Lenoir serves as the Lead Entity for the Unifour Consortium.

VI. REPORT AND RECOMMENDATIONS OF THE CITY MANAGER

A. Items of Information

1. Peace Officers' Memorial Day will be observed on Tuesday, May 15. An Officer Down Memorial Event is scheduled today at 7:00 p.m. at First Baptist Church.
2. City Council will conduct a Budget Work Session on Thursday, May 17 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.
3. City of Lenoir will observe National Public Works Week from Sunday, May 20 through Saturday, May 26.
4. The Committee of the Whole will meet on Tuesday, May 22 at 8:30 a.m. at City Hall, Third Floor, former Council Chambers.
5. City Council will conduct a Budget Work Session on Thursday, May 24 at 6:00 p.m. if necessary.
6. A Memorial Day Weekend Gospel Singing event will be held on Saturday, May 26 at 4:00 p.m. at the Martin Luther King, Jr. Center.
7. The Aquatic & Fitness Center's Outdoor Pool will open on Saturday, May 26.
8. City offices will be closed on Monday, May 28 in observance of Memorial Day.
9. The American Legion will host a Memorial Day Service on Monday, May 28 at 10:00 a.m. at the Veterans Plaza on the square downtown.
10. The NC Rural Center will host Rural Day on Tuesday, May 29 beginning at 9:00 a.m. at the NC Museum of History in Raleigh. Representing the City of Lenoir will be Mayor Gibbons, Mayor Pro-Tem Willis, City Manager Hildebran, and Councilmembers Perdue and Thomas. They will also be attending the NCLM's Town & State Dinner.
11. The North Carolina League of Municipalities Town and State Dinner will be held on Tuesday, May 29 beginning at 5:30 p.m. in Raleigh.

B. Items for Council Action

1. FY2018-2019 Annual Budget: City Manager Hildebran will present the recommended FY2018-2019 Annual Budget for the City of Lenoir and further request that City Council call for a public hearing to be held on Tuesday, June 5 to consider approval of the recommended budget.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

- A. New Board Appointments: Mayor Gibbons recommends the following Board appointments be considered for approval. These appointments were announced at the May 1st City Council Meeting.

Lenoir Business Advisory Board

Jennifer Indicott 3-year term

Parks & Recreation Advisory Board

Darrell Lipford 2-year term *Mr. Lipford will be replacing Lemuel Patterson who retired off of the Board.

Planning Board

Larry Smith 4-year term

*Mr. Smith will be replacing Mattie Patterson who retired off of the Board.

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

X. ADJOURNMENT

**COMMITTEE OF THE WHOLE
CITY HALL, THIRD FLOOR
TUESDAY, APRIL 24, 2018
8:30 A.M.**

PRESENT: Mayor Pro-Tem Willis presiding. Committee members Gibbons, Beal, Perdue, Rohr, Thomas and Stevens.

City Manager Hildebran, City Clerk Cannon, Public Information Officer Harris, Police Chief Brown, Fire Chief Hair, Economic Development Director Horn, Finance Director Bean, Recreation Director Story, Planning Director Wheelock, Public Utilities Director Thomas and Public Works Director Wright.

OTHERS: Virginia Annable, *News-Topic*, Jay Clapp, Ramey Kemp & Associates, and Tre Dugal, Roadway Design Manager.

ABSENT: Councilmember Ike Perkins.

I. CALL TO ORDER

A. Mayor Pro-Tem Willis welcomed everyone and called the meeting to order.

II. CITIZEN COMMENT PERIOD

III. COMMITTEE ITEMS

A. Public Utilities/Public Works

1. Update; Two-Way Traffic Study: Mr. Jay Clapp, Ramey and Kemp Associates, and Mr. Tre Dugal, Roadway Design Manager, presented a concept plan along with four maps outlining proposals for the two-way traffic conversion on West Avenue and Harper Avenue. The preliminary estimated cost to convert traffic between Steel Street and Ridge Street to two-way would be around \$2.1 million while the preliminary cost of the addition of a round-a-bout at the intersection of Ridge Street and Harper Avenue is around \$1 million. It was further noted the estimated cost of adding two new traffic signals at Ridge Street and Steel Street is around \$150,000 plus paving and striping of this intersection.

Fire Chief Hair suggested eliminating the proposed round-a-bout at this intersection in order to make the area larger and install emergency signals there, but stated the Department could work with a round-a-bout if necessary.

Planning Director Wheelock pointed out the need for a crosswalk to address the Greenway issue and Rails to Trails at the intersection of Steel Street on Harper Avenue in addition to a bike lane. She commented that Harper Avenue and West Avenue ranked high from citizen input for the City's proposed bike lanes.

For cost savings measures, Mr. Clapp also mentioned an option of changing only West Avenue into a two-way street and restriping without repaving and/or reducing the depth of additional asphalt.

City Council agreed to continue discussion of the project and review possible funding options with Finance Director Bean. Mayor Gibbons emphasized it would take a long planning process along with community meetings to obtain public input should the Council decide to move forward with the proposed traffic conversion.

City Council further directed Mr. Clapp to finalize a draft study incorporating Staff's recommendations and present a report to Council in the near future.

B. Public Utilities Director Radford Thomas reported on the following items:

1. Update; Bio-solids Project: Director Thomas reported he has requested a six-month project extension from the Division of Water Infrastructure to see how the preferred units operate in a municipal environment. He stated the units are easy to operate and maintain and are a huge benefit for the City. Director Thomas further noted the City would experienced a significant cost savings of \$1.5 million which could be used for other Capital Improvements Project (CIP) at the Lower Creek Wastewater Treatment Plant.
2. Water Treatment Plant Improvements: The Plant is currently operating on three filters while they are in the process of being refurbished.
3. Acti-Flow Unit: Concrete is currently being poured for this new unit.
4. MeterSys Project: The next step is procurement which is a 120 day process. This item will be presented to City Council in the late fall.
5. Highway 90 NCDOT Project: The utility re-location project has gone well and the pipe conduit will assist the City with being future ready.
6. EPA Grant Assessment Grant: The City will be notified by mid-May if our project has been funded.
7. Fee Increase; EPA Management Group: The EPA Catawba Wateree Management Group is currently reviewing a fee increase. It was noted the City is currently paying an annual fee of \$12,000 for its membership.

C. Public Works Director Jared Wright reported on the following items:

1. Sinkhole; Westview Street: Director Wright reported that Staff repaired the sinkhole on Westview Street for a cost of \$7,000. The leak was located in a smaller pipe that tied into the larger one.
2. Update; Street Paving: He reported that Maymead, Inc. has now paved 17 of the 25 streets on the City's list for FY2018. It was noted that Maymead is tracking under their original estimate of \$88 per ton and the City may be able to pave an additional street.
3. Hospital Avenue Sidewalk Project: He reported they are developing a public information map and currently waiting on NCDOT.
4. Trash Bash Week: Reported the annual Trash Bash Week was a success and Staff collected an average of 30 tons per day.
5. National Public Works Week: Reported all employees of the Public Works Division will be recognized during National Public Works Week on May 20 through May 26.

3. Public Safety

- A. Fire Department; FY2017 Annual Report: Fire Chief Ken Hair presented highlights from the Department's FY2017 Annual Report. He stated the Fire Department was celebrating 140 years of service (1877-2017). Chief Hair reported that incident calls decreased by 10% and the Department's response time is 3.39 minutes from the time they are dispatched. There were a total of 1,779 medical calls for 2017 and 16,866 in-house training hours. In addition, the Department conducted 293 inspections and distributed 129 smoke detectors. (A copy of the Annual Report is attached to these minutes as information).
- B. Upcoming Promotions: Chief Hair reported a ceremony is scheduled for Monday, May 7 at 8:00 a.m. at Fire Station No. 1 to recognize the following individuals who have recently been promoted: Kenny Nelson, Deputy Fire Chief, Tyrone Sturgis, Assistant Fire Chief, Logistics, and Roger Barlow, Assistant Fire Chief, Prevention.
- C. Fire Station No. 3: Reported project may be ready to bid out in the next three to four weeks.

4. Police Department

- A. Chief Brown reported that 22 individuals graduated from the Citizens Academy and the Department took 25 elementary kids on a field trip to Johnny Wilson's farm. He mentioned they are currently conducting in-house training and the Department has hired two minorities. In addition, he stated that car break-ins have increased in the Lower Creek area.

IV. COMMUNITY DEVELOPMENT

- A. Lenoir Tourism Development Authority: The Lenoir Tourism Development Authority (LTDA) is met on Thursday, April 12. Minutes of the March 8 meeting were distributed as information.

Kaylynn Horn, Economic Development Director, reported the LTDA's new website should be live within the next week. She also mentioned the Bootlegger 100 Bike Race was a success but needs more community involvement.

- B. Lenoir Business Advisory Board: The Lenoir Business Advisory Board (LBAB) last met on Thursday, April 12. Kaylynn Horn, Economic Development Director, reviewed the minutes of the March 8 meeting. It was noted that Dr. Dana Clark was a recipient of the "Winners Circle Award" at the 365 Tourism Conference (Visit North Carolina). She also mentioned the annual Google Gravity Games coming up on Saturday, April 28.
- C. Tax Releases/Refunds: Finance Director Donna Bean presented a list of tax releases and refunds as of April 2018. She explained the various reasons for each release and/or refund as listed on the report. (A copy of the Tax Releases is attached to these minutes as information).

D. Motion

Upon a motion by Councilmember Perdue, Council voted 6 to 0 to approve the list of Tax Releases/Refunds as recommended by Finance Director Bean.

- E. Financial Summary: March 2018: Finance Director Bean reviewed the Financial Summary as of March 31, 2018. The over/under balance in the General Funds is \$3,135,755.28, Downtown District (\$147,074.13), and Water & Sewer Fund \$3,175,506.98. Director Bean reported that 91% of the budgeted revenue and 104% of tax collection has been collected to date.

A copy of the financial summary is attached to these minutes as information.

- F. Planning Board: Planning Director Jenny Wheelock reported the Board met on Monday, April 23 and reviewed the following items.
- 1) Rezoning request was withdrawn by applicant.
 - 2) Planning Board still reviewing proposed design standards for mobile homes by the elimination of minimum size requirements. It was noted there are size restrictions for new double-wide units. A public hearing is scheduled for Tuesday, May 1 to consider these amendments.
 3. Update; Strategic Foreclosures- reported that several homeowners have been located for some of these properties.
 4. Historic Survey Meeting – a community meeting is scheduled for Monday, May 7 at 5:30 p.m. in the community room at First Baptist Church to receive a presentation by the State Historic Preservation Office (SHPO).
 5. Signal Removal; US Hwy 321A/Norwood Street: Director Wheelock explained this traffic signal needs to be either repaired or removed and noted there are not any available funding to change it. She pointed out this is an NCDOT road and they can remove the signal, replace it with a stop sign and do striping.

Following a brief discussion, City Council was in consensus to have NCDOT remove the traffic signal.

6. Opportunity Zones: City Manager Hildebran stated the NC Department of Commerce has identified four census tracts as “Opportunity Zones” in Caldwell County of which three are located in Lenoir. Recent federal tax legislation authorizes each state to designate up to 25% of its total low-income census tracts as qualified “Opportunity Zones”. The program is meant to give tax incentives to qualified investors to reinvest unrealized capital gains into low-income areas.

- F. Parks & Recreation Advisory Board: The Parks & Recreation Advisory Board’s next meeting will be held on Monday, April 16 at 6:00 p.m. at the Martin Luther King, Jr. Center. Recreation Director Kenny Story presented the following information:
- 1) Reported the restrooms are under construction at the J. E. Broyhill Park and should be completed in about 1 ½ months.
 - 2) Softball programs begin on Saturday, April 28.
 - 3) The outdoor pool opens at the AFC on Saturday, May 26.

- 4) Optimist Park improvements project is ongoing.
- 5) Friday after Five music events begin on Friday, June 1 and the outdoor summer movie program will begin on Saturday, June 9.
- 6) Reported attendance has increased at the Skate Park.

City Manager Hildebran reported the NC Clean Water Management Trust Fund is close to having the final draft completed for the Zacks Fork property which will allow for a mountain bike trail.

G. Update; Public Communications: Joshua Harris, Public Information Officer, reviewed the highlights of the Communications Report as of March 2018 and activity included 216 social posts, 250 photos, 8 news releases and 7 videos. In addition, he stated there are 1,188 new followers and the website has experienced 31,673 views. Mr. Harris briefly reviewed a social media comparison chart and pointed out the City's information is also available on its website and Facebook account along with Instagram, Twitter and YouTube.

V. OTHER

- A. May Calendar: By consensus of the Council, the calendar for the month of May was approved by Council listing various meetings and events.

VI. Adjourn:

There being no further business, the meeting was adjourned at 10:35 a.m.

Attachments

April 2018 Tax Releases

March 31, 2018 Financial Summary

FY2017 Annual Report (Fire Department)

Tax Releases and Refunds				
April 2018				
Tax Releases				
Tax Refunds				
Tax Payer	REF #	Tax Year	Amount	Reason
Dewey Wiggins	#53807	2017	32.92	Overpayment
Michael Cogsdale	#11747	2017	10.72	Discount did not apply correctly

Minutes Committee of the Whole Meeting
Tuesday, April 24, 2018

Release Date	Name	City Account #	Parcel ID	Tax Year	Release Amount
Less than \$1.00					
4/3/2018	AIR POWER INC	10549	2015056831	2016	0.05
4/3/2018	BLANKENSHIP PAUL ADKINS	903	06164 1 29	2016	0.70
4/3/2018	BLIZZARD ROBERT P	4558	06199 2 17	2017	0.42
4/3/2018	BOLICK JACK E	959	06149 1 15	2016	0.55
4/3/2018	CALDWELL READY-MIX INC	1538	06 11 1 11	2016	0.24
4/3/2018	CALDWELL READY-MIX INC	8111	06 11 1 11	2015	0.12
4/3/2018	CASUBY ARRON DOUGLAS	36785	06 69 1 7	2015	0.58
4/3/2018	DIXON BOBBY	2761	06 21 2 47	2016	0.62
4/3/2018	DULA CLARENCE MICHAEL	14519	06 17 3 62	2008	0.20
4/3/2018	DULA IRMA	15353	06 17 2 39	2015	0.47
4/3/2018	ELMES LISA A	3019	09146 3 2	2016	0.20
4/3/2018	ENERGY UNITED PROPANE	16321	2017016321	2017	0.10
4/3/2018	GOODYEAR TIRE & RUBBER CO	19244	2017019244	2017	0.09
4/3/2018	GRIFFIN BERNICE L	20843	06152 2 9A	2017	0.35
4/3/2018	GRIFFIN FULMER F & BERNICE L	4009	06152 2 9A	2007	0.20
4/3/2018	GRIFFIN JILL H	3953	06 38 1 1	2016	0.01
4/3/2018	HAMBY GARLAN	4188	06 20 2 1	2016	0.24
4/3/2018	HAYES BRUCE W	23670	09107 2 43	2017	0.05
4/3/2018	HIGHLAND RANCH ESTATES II LLC	5031	09148 2 56	2009	0.61
4/3/2018	HINTON ERIC A	4747	06 18 1 7	2016	0.37
4/3/2018	ICENHOUR STEPHEN D	5129	06100 2 5	2016	0.80
4/3/2018	MEDINA RAUL	6445	06 4 1 9	2016	0.29
4/3/2018	PRECISION SAW & TOOL INC	7605	2016039877	2016	0.40
4/3/2018	ROBERTS AUSTIN DERRARD	8030	06 19 1 6	2016	0.73
4/3/2018	RUTHERFORD KENNETH EUGENE SR	8165	06 17 3 67	2016	0.04
4/3/2018	SAVANNAH ROSE FORESTRY LLC	8241	06109 4 4A	2016	0.06
4/3/2018	SAVANNAH ROSE FORESTRY LLC	8306	06109 4 4A	2013	0.03
4/3/2018	SAVANNAH ROSE FORESTRY LLC	8853	06109 4 4A	2012	0.03
4/3/2018	SAVANNAH ROSE FORESTRY LLC	43812	06109 4 4A	2015	0.03
4/3/2018	SCOTT JANIE HRS COT W SCO &	43730	09 30 1 24	2017	0.94
4/3/2018	SCOTT THOMAS WAYNE	43755	09 30 1 29	2017	0.41
4/3/2018	SMITH DANIEL MAURICE	45554	06 18 1 38	2017	0.53
4/3/2018	SMITH W C	8734	09114 1 1	2016	0.50
4/3/2018	STEPHENS AUTO MART INC	8967	09140 2 7 LH	2014	0.61
4/3/2018	TOLLEFSON DENISE	10580	2016059530	2016	0.58
4/3/2018	UNIVERSAL PROP LENOIR LLC	9666	2016056323	2016	0.01
4/3/2018	WARD LAURA	52174	09127 2 13	2017	0.66
4/3/2018	WILLIAMS JAMES E	10231	06 15 1 12	2016	0.82
	Total				13.64

Tax Release Requests

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Minutes-Committee of the Whole Meeting
Tuesday, April 24, 2018

City of Lenoir

4/3/2018

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Release Date	Name	City Account #	Parcel ID	Tax Year	Release Amount
Less than \$5.00					
4/3/2018	KIRBY DAVID RALPH	5932	09 55 2 5	2009	1.13
4/3/2018	A PLUS ACCOUNTING SERVICES	18	2013000058	2013	4.14
4/3/2018	AIR POWER INC	515	2017000515	2017	2.51
4/3/2018	ASBURY CHARLES JR	1603	2017001603	2017	4.83
4/3/2018	AT&T CORP	1667	2017001667	2017	3.70
4/3/2018	BARKER RICHARD GENE	538	2012057080	2012	4.36
4/3/2018	BARLOW JESSIE	2634	09126 1 1	2017	2.50
4/3/2018	BARLOWE HAZEL A	2704	09 92A 1 14	2017	4.88
4/3/2018	BEARD RANSON	692	06108 4 5	2016	4.67
4/3/2018	BERRY THOMAS R	844	09 31 3 2	2016	3.86
4/3/2018	BOWERS JACQUELINE	1024	06 17 3 12	2016	2.91
4/3/2018	BROWN BILLY G	1179	06198 1 28	2016	3.27
4/3/2018	BROWN RONALD P	1262	09 85 1 22	2013	1.31
4/3/2018	CADDY SHACK THE	56237	2017056237	2017	4.26
4/3/2018	CALLE IGNACIO	8228	09148 2 35	2017	1.41
4/3/2018	CALLE IGNACIO	8229	09148 2 46	2017	1.41
4/3/2018	CAROLINA CONCEPTS	1874	2012009407	2012	4.36
4/3/2018	CHANDLER CHRISTOPHER ALLEN	1824	2016009450	2016	3.37
4/3/2018	CLARO ANGEL FRANCISCO COBAS &	2343	2010010852	2010	4.90
4/3/2018	CLONCH GARY DALE	2064	09206 1 9	2016	2.34
4/3/2018	COFFEY'S INSULATION	11715	2017011715	2017	4.71
4/3/2018	CORPENING ERNEST JAMES SR	2281	06 68 1 88	2016	3.27
4/3/2018	CORPENING ERNEST JR	12443	06111 2 6A	2017	1.32
4/3/2018	COUNSELING GROUP INC THE	12585	2017012585	2017	4.54
4/3/2018	CURTIS LAWRENCE W	2509	2016013551	2016	3.53
4/3/2018	CURTIS LAWRENCE W	13592	2015013592	2015	3.77
4/3/2018	DEUTSCHE BANK NTL TRUST CO	962	06 18 1 25B	2017	3.30
4/3/2018	DIERDORF ROBIN ANN	14611	2017014611	2017	4.01
4/3/2018	DIXIE NOVELTY	2758	2016014727	2016	1.18
4/3/2018	DIXON FREDRICK D JR	3067	06 19 2 31A	2009	4.17
4/3/2018	FRAZIER KIMBERLY ANN	3383	2014018048	2014	4.94
4/3/2018	FRAZIER KIMBERLY ANN	3386	2016017925	2016	3.37
4/3/2018	FRAZIER KIMBERLY ANN	18095	2015018095	2015	3.95
4/3/2018	GREENE JULIAN EDWARD	3753	03108 1 28	2016	4.50
4/3/2018	GREER GONNIE JAMES	3813	06172 1 6	2016	2.38
4/3/2018	GREER TOMMY WAYNE	3838	06 39 2 20	2016	4.58
4/3/2018	GRIFFITH LEE SCOTT	4033	2013021096	2013	4.21
4/3/2018	GRIFFITH LEE SCOTT	4411	2012021646	2012	4.78
4/3/2018	GUERRA DOUGLAS ARMANDO	21096	09 31 2 20	2017	2.41
4/3/2018	GUERRERO GABRIEL VALENCIA	4024	2016021023	2016	4.92
4/3/2018	HATLEY VANDA C	4390	09206 3 6	2016	2.44
4/3/2018	HATTON ANTHONY CLAY	4392	2016023405	2016	3.34

Tax Release Requests

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Minutes-Committee of the Whole Meeting
Tuesday, April 24, 2018

City of Lenoir

4/3/2018

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Release Date	Name	City Account #	Parcel ID	Tax Year	Release Amount
4/3/2018	HENDRIX BILLIE WHITE	4523	2016056129	2016	3.10
4/3/2018	HILLTOP REST HOME INC	24968	09 32 1 2C	2017	2.79
4/3/2018	HORTON ELIZABETH Q	4930	09 25 1 1A	2016	1.42
4/3/2018	HORTON ZAN DUELLA	4947	2016025926	2016	4.64
4/3/2018	HORTON ZAN DUELLA	25981	2017025981	2017	3.90
4/3/2018	HOWELL WADE S SR	26194	06151 1 53	2017	2.70
4/3/2018	HOWELL WILLIAM MONROE	5024	2016026142	2016	3.91
4/3/2018	HOWELL WILLIAM MONROE	26204	2017026204	2017	3.53
4/3/2018	ICENHOUR KENNETH H	26790	06235 2 25	2017	4.88
4/3/2018	INDOOR DIRECT INC	5135	2016026782	2016	4.37
4/3/2018	INDOOR DIRECT INC	5148	2014026949	2014	4.74
4/3/2018	INDOOR DIRECT INC	26871	2017026871	2017	4.07
4/3/2018	INDOOR DIRECT INC	27018	2015027018	2015	4.73
4/3/2018	INGRAM KENNETH DALE	5556	2012027669	2012	4.88
4/3/2018	JAMES OXYGEN & SUPPLY CO	27208	2017027208	2017	4.10
4/3/2018	KEYS TO THE JUNGLE LLC	28813	09 7 2 10A	2017	4.47
4/3/2018	KILLIAN RAYBURN DUANE	5531	06199 2 2C	2016	1.55
4/3/2018	KIRBY DAVID RALPH	5580	09 55 2 5	2016	1.35
4/3/2018	KIRBY DAVID RALPH	5595	09 55 2 5	2014	1.35
4/3/2018	KIRBY DAVID RALPH	5616	09 55 2 5	2013	1.30
4/3/2018	KIRBY DAVID RALPH	5993	09 55 2 5	2010	1.26
4/3/2018	KIRBY DAVID RALPH	6009	09 55 2 5	2012	1.30
4/3/2018	KIRBY DAVID RALPH	29386	09 55 2 5	2015	1.35
4/3/2018	KIRBY DAVID RALPH	29461	09 55 2 5	2011	1.26
4/3/2018	KIRBY KEITH O	5597	2016029273	2016	4.97
4/3/2018	LAINCZ CRISTHIAN	8312	06 12 10 16	2016	2.41
4/3/2018	LAWS KATHY CRISP	5720	09209 1 14	2016	1.27
4/3/2018	MALTBATH TIMOTHY NATHAN	32279	2017032279	2017	1.61
4/3/2018	MEEDO'S	6937	2012034839	2012	4.36
4/3/2018	MICHAELS SHANNA ELIZABETH	6538	2013034521	2013	4.10
4/3/2018	MICHAELS SHANNA ELIZABETH	6984	2012035072	2012	4.65
4/3/2018	MINTON HORACE A	35159	06158 1 1	2017	4.63
4/3/2018	MORROW RUBY GORDON	6806	2013035985	2013	4.14
4/3/2018	PENA-STAR	38300	2017038300	2017	1.68
4/3/2018	PETERS EDWIN D	7358	2016038583	2016	4.27
4/3/2018	PETTY TONYA RENEE	7365	09 30 3 9	2016	3.07
4/3/2018	POOLE WILLIAM H	7534	2016039453	2016	4.24
4/3/2018	POOLE WILLIAM H	39581	2017039581	2017	3.52
4/3/2018	REECE TOLL GRANT	41473	06 12 10 3	2015	2.44
4/3/2018	ROBERTS BILLY WAYNE	8033	09 29 1 5A	2016	2.26
4/3/2018	SAVANNAH ROSE FORESTRY LLC	8853	06109 4 4A	2011	4.76
4/3/2018	SAVANNAH ROSE FORESTRY LLC	43556	06109 4 4A	2017	3.66
4/3/2018	SHATTUCK DANIEL K	14415	09 34 2 1	2017	2.03

Tax Release Requests

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Minutes-Committee of the Whole Meeting
Tuesday, April 24, 2018

City of Lenoir

4/3/2018

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Release Date	Name	City Account #	Parcel ID	Tax Year	Release Amount
4/3/2018	SHELTON VADER JR DDS	44371	2017044371	2017	3.60
4/3/2018	SIMMONS THOMAS J	8530	06 12 5 28	2016	1.30
4/3/2018	SMITH EARL J JR	8628	09 31 4 13	2016	1.43
4/3/2018	SRS MANAGEMENT LLC	46768	2017046768	2017	1.25
4/3/2018	ST JUDE MEDICAL SC INC	46794	2017046794	2017	3.53
4/3/2018	STEVENS DONALD RAY	8944	09132 1 4	2016	1.48
4/3/2018	TAYLOR DAVID L	9233	06 12 10 9	2016	2.98
4/3/2018	TERRY DOUGLAS ROGER	49198	09 1 6 9	2017	1.95
4/3/2018	VALDES JORGE	51147	09148 2 18	2017	1.41
4/3/2018	WATSON JAMES ALLEN	52562	03109 1 1	2017	3.03
4/3/2018	WATSON ROSS JEROME	9965	06 74 1 30	2016	3.23
4/3/2018	WATSON ROSS JEROME	10014	06 74 1 30	2014	3.23
4/3/2018	WATSON ROSS JEROME	10050	06 74 1 30	2013	2.55
4/3/2018	WATSON ROSS JEROME	10629	06 74 1 30	2012	1.13
4/3/2018	WATSON ROSS JEROME	52971	06 74 1 30	2015	3.23
4/3/2018	WATSON TOIE RENEE	10060	2013053097	2013	4.56
4/3/2018	WEST JEFFERSON OFFICE EQPT INC	53063	2017053063	2017	4.43
4/3/2018	WILLIS MICHAEL B	54423	06 16 2 18	2017	3.22
4/3/2018	WILSON WESLEY WAUGH	54783	2017054783	2017	4.79
4/3/2018	WINKLER CHARLES T JR	54909	2017054909	2017	4.01
	Total				339.10



City of Lenoir
Financial Summary
As of March 31, 2018



General Fund					
	2017 - 2018 Budget	3/31/2018	% of Budget	Change from Previous Year	3/31/2017
Total Revenue	\$ 16,605,509.00	\$ 15,091,516.76	91%	\$ (296,887.82)	\$ 15,388,404.58
Expenditures	\$ 16,605,509.00	\$ 11,955,761.48	72%	\$ 25,305.93	\$ 11,930,455.55
Over/Under	\$ -	\$ 3,135,755.28		\$ (322,193.75)	\$ 3,457,949.03

Downtown District					
	2017 - 2018 Budget	3/31/2018	% of Budget	Change from Previous Year	3/31/2017
Revenues	\$ 183,827.00	\$ 1,709.90	1%	\$ 38.96	\$ 1,670.94
Expenditures	\$ 183,827.00	\$ 148,784.03	81%	\$ 11,726.90	\$ 137,057.13
Over/Under	\$ -	\$ (147,074.13)		\$ (11,687.94)	\$ (135,386.19)

Water/Sewer Fund					
	2017 - 2018 Budget	3/31/2018	% of Budget	Change from Previous Year	3/31/2017
Revenues	\$ 8,239,307.00	\$ 7,785,086.75	94%	\$ 1,297,589.32	\$ 6,487,497.43
Expenditures	\$ 8,239,307.00	\$ 4,609,579.77	56%	\$ (263,051.52)	\$ 4,872,631.29
Over/Under	\$ -	\$ 3,175,506.98		\$ 1,560,640.84	\$ 1,614,866.14

Tax Collections					
	2017 - 2018 Budget	Collections As Of 3/31/2018	Percentage of Change	Change from Previous Year	Collections As Of 3/31/2017
Ad Valorem Tax Collection - % of Budget		104%			104%
Sales Tax (January Deposits with adjustment for HB97)		\$ 2,544,599.31	4.54%	\$ 110,588.02	\$ 2,434,011.29
Sales Tax (January Deposits without adjustment for HB97)		\$ 2,393,811.24	4.45%	\$ 101,962.10	\$ 2,291,849.14
Sales Tax adjustment for HB97					
	2017 - 2018 Budget	Collections As Of 3/31/2018***	Percentage Collected YTD		
Sales Tax adjustment for HB97	\$ 215,000.00	\$ 150,788.07	70.13%		

**8 months collections

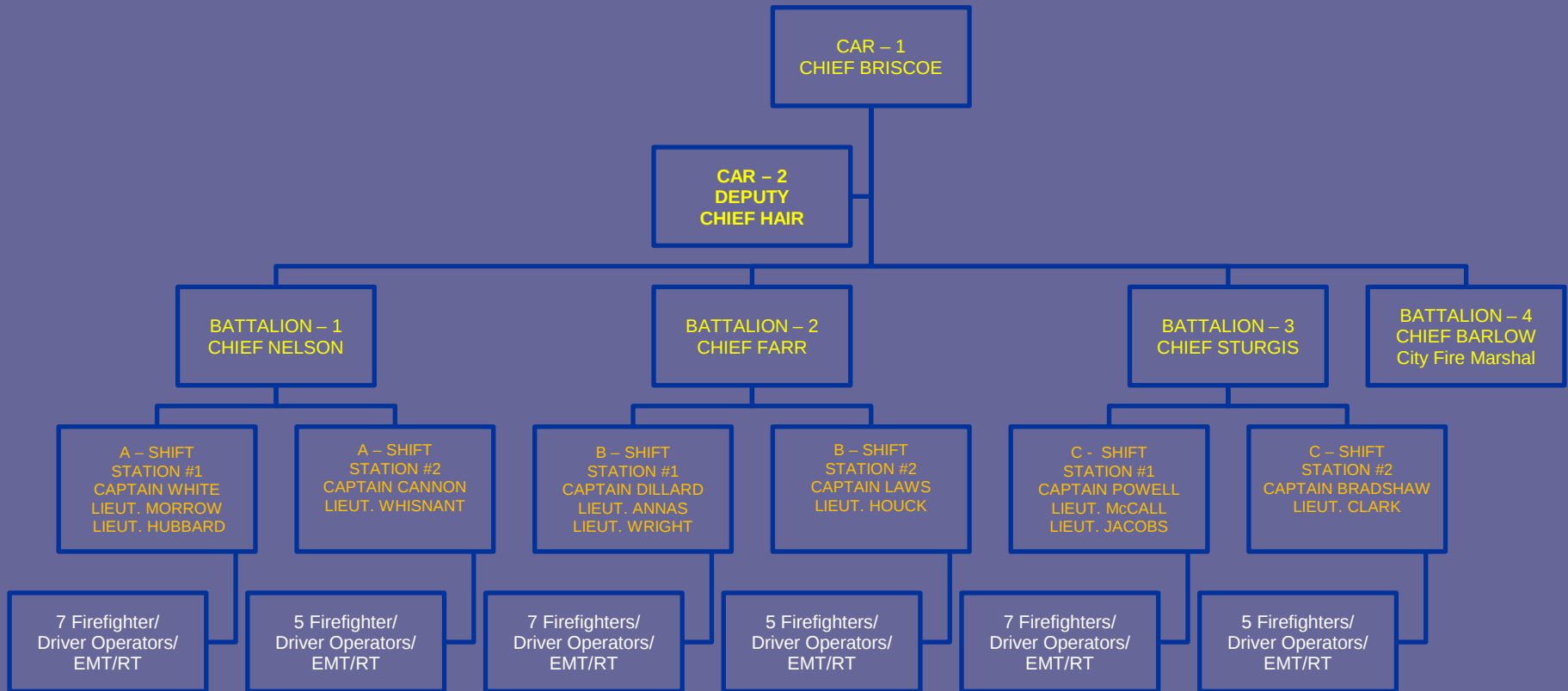
2017 Annual Report

Lenoir Fire Department



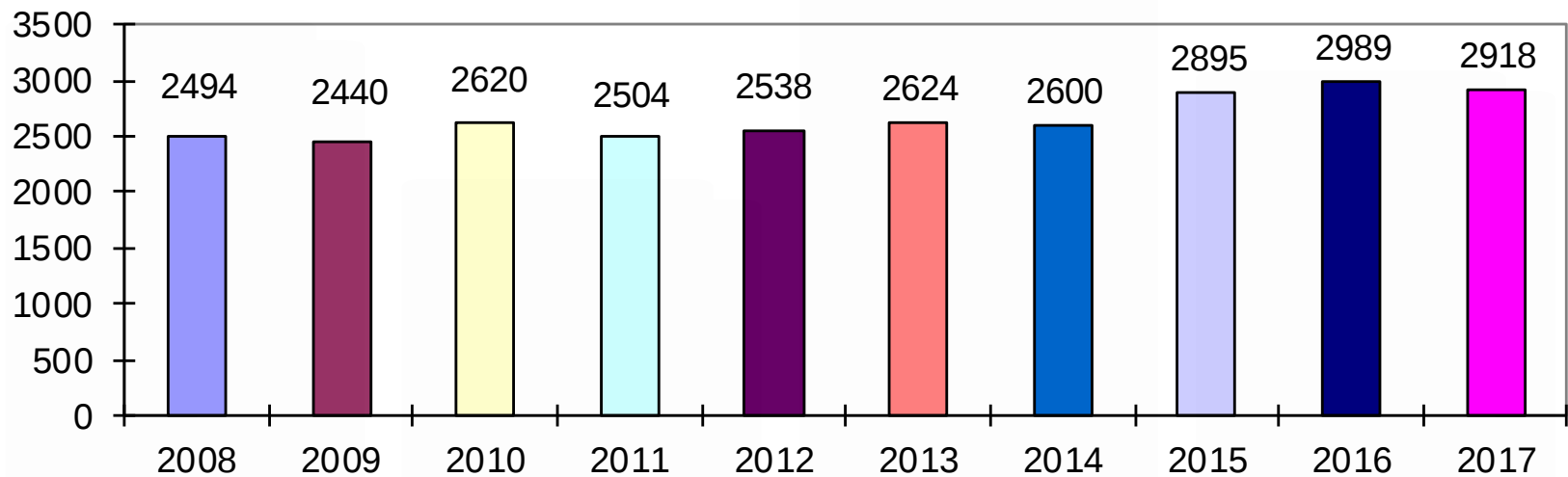
**140 Years of Service
1877-2017**

21 Officers
36 Firefighters
57 Total staff



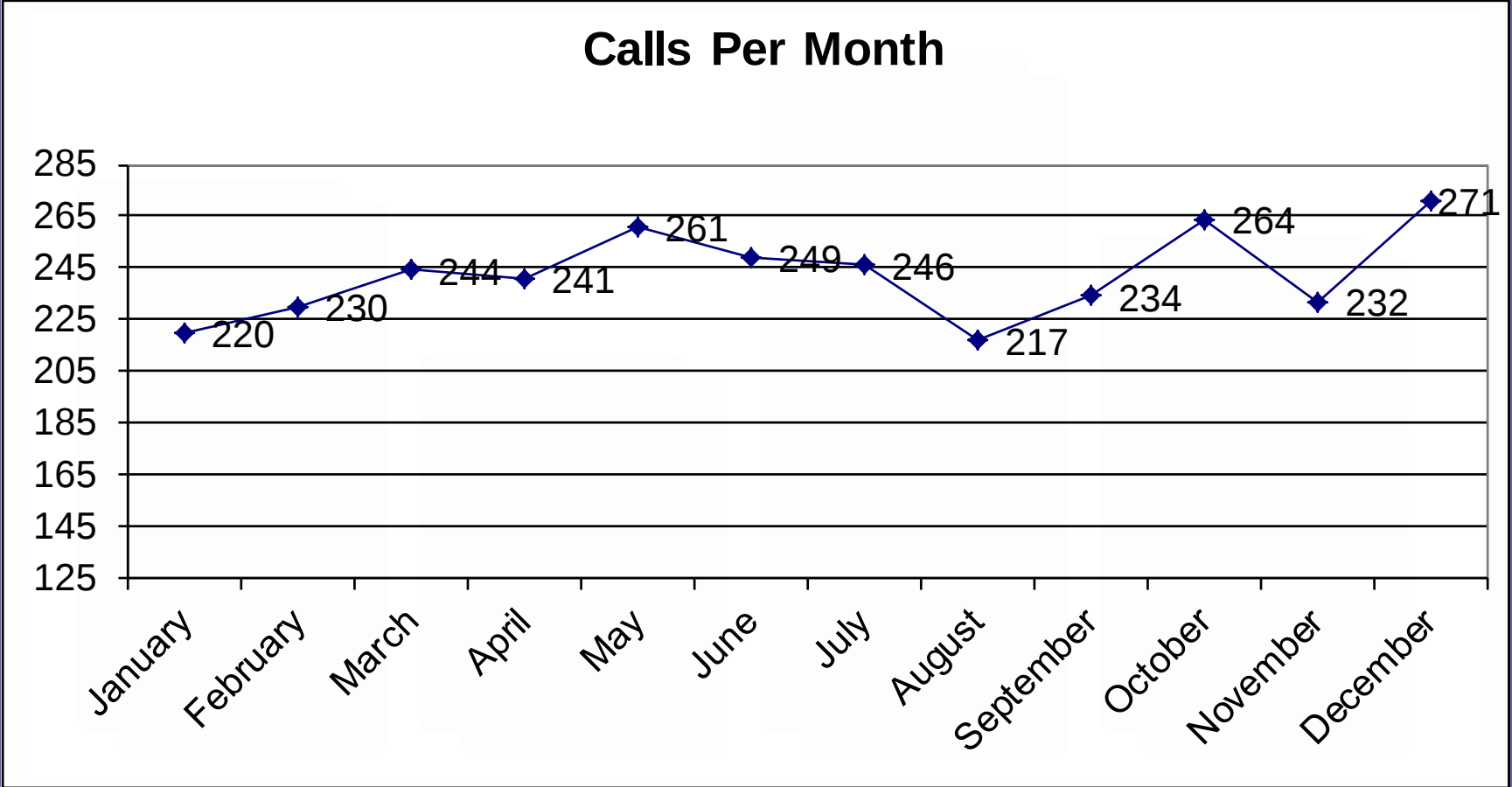
LENOIR FIRE DEPARTMENT
2017 ANNUAL REPORT
Incident Reports

TEN YEAR COMPARISON OF INCIDENT CALLS



2017 ANNUAL REPORT

Calls per month



LENOIR FIRE DEPARTMENT

2017 ANNUAL REPORT

Suppression Report

<u>Fires</u>	2016	2016
Building fires	35	36
Vehicle fires	15	15
Brush or grass fires	17	27
Trash or dumpster fires	8	6
Other fires	29	34
Total Fire calls	104	118
<u>False Alarms</u>		
Alarm system sounded, no fire	56	96
Smoke detector activation due to malfunction	129	126
Sprinkler activation due to malfunction	34	36
False alarm, other & Bomb Threats	103	176
Total suppression calls	322	434

Average Response Time for 2017 Calls – 3:39 Minutes

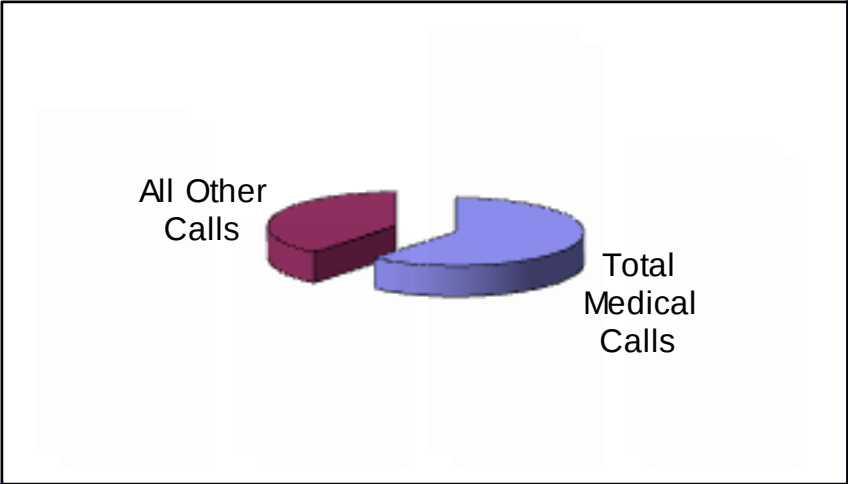
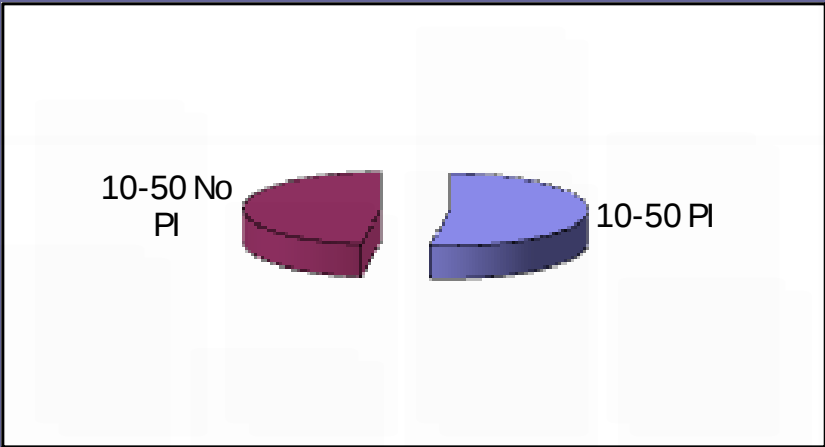
***After we have been dispatched**

20

LENOIR FIRE DEPARTMENT

2017 ANNUAL REPORT

EMS Calls	2017	2016
Medical calls	1561	1436
10-50 Personal Injury	114	127
10-50 No Personal Injury	104	140
Total Medical Calls	1,779	1,703



LENOIR FIRE DEPARTMENT
2017 ANNUAL REPORT
Miscellaneous Call Report

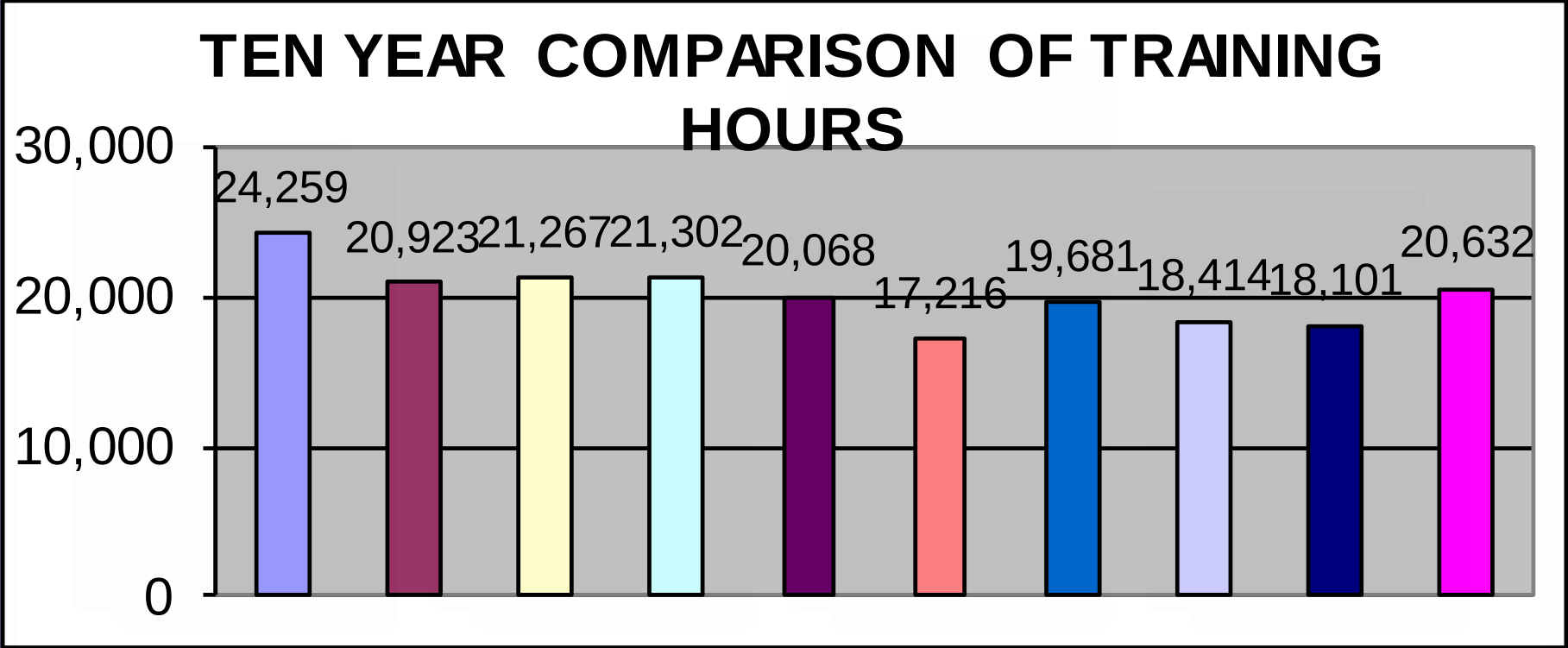
	<u>2017</u>	<u>2016</u>
Hazardous Condition/Materials Spills or Leaks	95	89
Public Service Calls	351	352
Severe Weather	1	1
Rescue Calls	145	145
Cover Assignment/Stand-by	121	147
Total Miscellaneous Calls	713	734

22

LENOIR FIRE DEPARTMENT

2017 ANNUAL REPORT

Training	Hours
Total Training In-House	16,866
Total Training Taken Away From Lenoir Fire Department	3,766
Total Training for 2014	20,632



²³
LENOIR FIRE DEPARTMENT

2017 ANNUAL REPORT

Training, Special Classes Firefighters Attended

- National Fire Academy: Six firefighters attended this school
- Breathing Equipment School (Spring): Two firefighters attended this school
- F.D.I.C.: Nine firefighters attended this conference
- Mid-winter Fire Chief’s Conference: Five firefighters attended this conference
- Breathing Equipment School (Fall): Two firefighters attended this school
- NCSFA Conference: Five firefighters attended this conference
- NC Fire Prevention School: One firefighters attended this school
- High Angle Rescue Schools (Spring): Two firefighters attended this school
- High Angle Rescue School (Fall): Two firefighters attended this school
- NC/SC IAAI Conference: Four firefighters attended this school
- Burke, McDowell, Wilkes, and Cleveland County Schools: Twenty eight firefighters attended these regional county schools

LENOIR FIRE DEPARTMENT

2017 ANNUAL REPORT

Fire Prevention and Inspections

Inspections

Occupancy group-A (*Assembly*)

A-1	Assembly with fix setting for Performing arts or motion pictures.	8
A-2	Assembly uses intended for food and drink consumption.	38
A-3	Assembly uses intended for worship.	12
A-4	Assembly uses skating rinks and pools.	1
A-5	Ballfields/Stadium/Bleacher Seating	3

Occupancy Group B (*Business*)

B		61
---	--	----

Occupancy Group E (*Educational*)

E		33
---	--	----

Occupancy Group F (*Factory/Industrial*)

F-1	Factory Industrial with moderate-Hazard Occupancy	26
-----	---	----

Occupancy Group H

H-3	Hazardous	2
-----	-----------	---

Occupancy Group I (*Institutional*)

I-1	Building with more than 16 people on a 24 hours basis with disabilities .	2
-----	---	---

LENOIR FIRE DEPARTMENT

2017 ANNUAL REPORT

Fire Prevention and Inspections

Occupancy Group I (*Institutional*)

I-2	Structures used for medical, nursing or custodial care on a 24 hour basis	19
I-3	Building and structures which are inhabited by 5 or more under restraints.	1

Occupancy Group M (Mercantile) 35

Occupancy Group R (Residential)

R-1	Boarding house or Hotels	9
R-2	Apartment houses	11
R-3	Other Residential	18
R-4	Assisted Living Facilities	5

Occupancy Group U (Tents) 3

Total Inspections 293

26

LENOIR FIRE DEPARTMENT
2017 ANNUAL REPORT
Fire Prevention and Education

Classes/Presentation	42
Schools	
Number in attendance	1251
Day Care	
Number in attendance	645
Senior Center	
Number in attendance	20
Church, Public Housing, etc...	
Number in attendance	349
Smoke Detectors Issued	129
CO Detectors Issued	16

LENOIR FIRE DEPARTMENT

2017 ANNUAL REPORT

Fire Loss vs. Save Report

- Total estimated value of property and contents for 2017 pre-fire responses:
\$18,358,950 (**total value**)
- In 2016, Lenoir Fire Department responded to 104 fires. Of these 104 fires, we had 35 structure fires and 15 vehicle fires, an estimated total monetary fire loss of property and contents equaled to:
\$492,100 (**fire loss**)
- However of these same 104 fires, we were able to show that we potentially saved, of the same property and contents, an estimated monetary total equaled to:
\$17,866,850 (**saved**)

28 NC FIRE INSURANCE RATING

- In the state of North Carolina there are 1,500 rated fire districts. 365 of these are rated as municipal fire districts. The City of Lenoir is rated as a **Class 3** fire district. The classification scale rates 1 to be the best protected and 9S to be the worst protected. Including all 1,500 fire districts, only 34 cities have a better fire rating than the City of Lenoir.
- What does this mean to our citizens in dollars and cents? If you live in Caldwell County, outside the City of Lenoir in a 9S fire district, and live in a \$100,000.00 home, you will pay approximately \$565.00 a year for homeowners insurance. If you live in the City of Lenoir which has a **Class 3** fire insurance rating and live in a \$100,000.00 home, you will pay approximately \$401.00 a year for home owners insurance. This translates into a savings of approximately \$164.00 each year. If you live in a \$200,000.00 home in the City of Lenoir you will pay approximately \$669.00 a year for home owners insurance, saving approximately \$251.00 each year.

**LENOIR CITY COUNCIL
TUESDAY, MAY 1, 2018
6:00 P.M.**

PRESENT: Mayor Gibbons presiding. Councilmembers present were Beal, Perdue, Rohr, Stevens, Thomas and Willis. Also in attendance were City Manager Hildebran, City Attorney Blair and Planning Administrative Assistant Sigmon.

ABSENT: Councilmember Perkins.

I. CALL TO ORDER

- A. The meeting was opened by a moment of silence followed by the Pledge of Allegiance led by Mayor Gibbons.

UPDATE; CITY

- STAFF:** B. On behalf of City Council, Mayor Gibbons asked everyone to keep Councilman Ike Perkins in their thoughts and prayers as he recovers from knee surgery.
- C. On behalf of City Council, Mayor Gibbons asked everyone to keep Rex Cannon, spouse of City Clerk Shirley Cannon, in their prayers as he continues to recover from surgery.
- D. On behalf of City Council, Mayor Gibbons asked everyone to keep the family of Clyde "Pop" Ferguson, in their prayers as Mr. Ferguson passed away on Monday, April 30.

COMMENDED; CITY

- STAFF:** E. On behalf of City Council, Mayor Gibbons thanked City Staff for all their help and hard work at the 8th Annual Google Gravity Games. The games were a great success and the addition of the Feet off the Street event was a huge hit.

Mayor Gibbons stated over 60 teams participated in the race this year and he gave special thanks to Google for all their community support.

City Manager Hildebran also commented Staff does an excellent job and provides great service beyond measure.

**SPECIAL RECOGNITION;
PUBLIC UTILITIES:**

- F. On behalf of City Council, Mayor Gibbons presented a proclamation to Radford Thomas, Public Utilities Director, proclaiming the week of May 6 – 12 as "Celebrate Drinking Water Week" throughout the City of Lenoir and Caldwell County.

Director Thomas thanked the Staff at the Water Treatment Plant, Wastewater Treatment Plant, Water Distribution and Collection along with all of the meter

readers for all their hard work. He also thanked City Council for the recognition.

**SPECIAL RECOGNITION;
PUBLIC WORKS:**

- G. On behalf of City Council, Mayor Gibbons presented a proclamation to Jared Wright, Public Works Director, proclaiming the week of May 20-26 as “National Public Works Week” throughout the City of Lenoir and Caldwell County.

Director Wright invited all the Division Superintendents to join him at the podium and thanked City Council for recognizing National Public Works Week and honoring Staff for what they do.

Director Wright shared a story from the Gravity Games that exemplified teamwork. He stated that, at the end of the event, Public Works employees were working hard and fast to get the streets cleaned up so they could re-open. One of the Sanitation works finished his trash detail and stopped to help get the 700 bales of straw up from the street. Director Wright thanked him and told him he didn’t have to do it, but the worker responded we are a team and this is what we do.

**SPECIAL RECOGNITION;
POLICE DEPARTMENT:**

- H. On behalf of City Council, Mayor Gibbons presented a proclamation to Scott Brown, Chief of Police, proclaiming the week of May 13-19 as “Peace Officers’ Memorial Week” throughout the City of Lenoir and Caldwell County.

Chief Brown stated it was an honor to accept the proclamation on behalf of the Department.

**SPECIAL RECOGNITION;
MOTORCYCLE SAFETY & AWARENESS MONTH:**

On behalf of City Council, Mayor Gibbons presented a proclamation to Scott Brown, Chief of Police, proclaiming the month of May as “Motorcycle Safety and Awareness Month” throughout the City of Lenoir and Caldwell County.

Police Chief Brown thanked City Council and encouraged motorists to always look twice in order to prevent motorcycle accidents.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

**AMENDMENT; LENOIR CITY CODE, APPENDIX X,
ARTICLE IV, MANUFACTURED HOMES:**

- A. A public hearing was held to consider an amendment to the Lenoir City Code, Appendix X, Article IV, Manufactured Homes, as related to Manufactured Home Regulations and as submitted. The Planning Board and Planning Staff

recommend approval of the proposed Ordinance.

A copy of the Ordinance is hereby incorporated into these minutes by reference. (Refer to pages 114-119).

Mayor Gibbons opened the public hearing to receive public comments regarding the proposed amendment.

Planning Director Jenny Wheelock presented an overview of the proposed changes to the ordinance. She explained the existing ordinance has design standards for manufactured homes that create challenges in permitting manufactured homes. This ordinance would only apply to zoning districts where manufactured homes are already allowed. The Planning Board spent a lot of time studying the issue, touring the largest manufactured home dealer, Clayton Homes, to learn about the nuances of various manufactured homes available. The four things this proposal would change are:

1. Eliminate the minimum size requirement for manufactured homes. There are lots available that are zoned for manufactured homes, but because of this restriction permits have been denied because of encroachments into required setbacks.
2. Currently, the ordinance requires the long end to be parallel to the street. Request change to allow flexibility to orient manufactured homes so that the front door faces the street, regardless of where the front door is located.
3. The current code requires that all new manufactured homes have a 75 sq. ft. deck or porch, but does not require that the deck or porch be located at the front of the home.
4. A prohibition on manufactured homes was included within the North Main zoning district overlay, because at the time it was adopted local government in NC were still allowed to adopt and enforce design standards on one and two family dwellings. Because the state took away the ability to enforce design standards contained in the plan and better integrate into existing developed areas, Staff is recommending the prohibition in the overlay district be removed.

Director Wheelock stated this proposal gives Planning Staff another tool in their community development toolbox. She also clarified that the federal government adopted standards for manufactured homes in 1976.

Director Wheelock further noted around three to four people have inquired about manufactured homes over the past two years and two other individuals applied for a variance to the Board of Adjustments. In addition, she reported she could not find any credible information that proved these types of homes depreciate quickly.

Mayor Pro-Tem Willis mentioned there is a negative stereotype associated with manufactured homes, but pointed out technology has helped improve

this image. He also inquired about the number of lots available for these types of homes.

Director Wheelock replied she did not know the exact number of lots, but referred to the submitted map that showed the areas where manufactured homes were allowed. She also clarified applicants must apply for a zoning permit plus meet the required setbacks and further have the Caldwell County Building Inspections Department inspect the foundation of the home.

Director Wheelock commended the Planning Board members for all their hard work regarding the proposed amendments and stated individuals could contact the Planning Department with any questions they may have.

There being no further public participation, Mayor Gibbons closed the public hearing and asked Council for action.

Motion

Mayor Pro-Tem Willis stated he had reservations about the proposal, but with the need for affordable housing along with the research the Planning Board members have done, he moved to approve the amendments to the Lenoir City Code as related to manufactured homes and as presented. This motion carried unanimously.

III. CONSENT AGENDA ITEMS

- A. Upon a recommendation by City Manager Hildebran, the following Consent Agenda items were submitted for approval:
 1. Minutes; Approval of the minutes of the Committee of the Whole Meeting Budget Work Session on Tuesday, March 27, 2018 as submitted.
 2. Minutes; Approval of the minutes of the City Council Meeting of Tuesday, April 3, 2018 as submitted.
 3. Minutes; Approval of the closed session minutes of the City Council Meeting of Tuesday, April 3, 2018 as submitted.
 4. Minutes; Approval of the minutes of the City Council Meeting of Tuesday, April 17, 2018 as submitted.
 5. Proclamation; Celebrate Drinking Water Week: Approval of a proclamation proclaiming the week of May 6 – 12 as “Celebrate Drinking Water Week” throughout the City of Lenoir and Caldwell County. A copy of the proclamation is hereby incorporated into these minutes by reference. (Refer to page 120).
 6. Proclamation; National Public Works Week: Approval of a proclamation proclaiming the week of May 20-26 as “National Public Works Week” throughout the City of Lenoir and Caldwell County. A copy of the proclamation is hereby incorporated into these minutes by reference. (Refer to page 121).
 7. Proclamation; Peace Officers’ Memorial Week: Approval of a proclamation proclaiming the week of May 13-19 as “Peace Officers’ Memorial Week”

throughout the City of Lenoir and Caldwell County. A copy of the proclamation is hereby incorporated into these minutes by reference. (Refer to page 122).

8. Proclamation; Motorcycle Safety and Awareness Month: Approval of a proclamation proclaiming the month of May as "Motorcycle Safety and Awareness Month" throughout the City of Lenoir and Caldwell County. A copy of the proclamation is hereby incorporated into these minutes by reference. (Refer to page 123).

Upon a motion by Councilmember Stevens, Council voted 6 to 0 to approve the above listed items on the Consent Agenda as submitted by City Manager Hildebran.

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE CITY MANAGER

A. Items of Information

FOOTHILLS REGIONAL AIRPORT

AUTHORITY: 1. The Foothills Regional Airport Authority will meet on Wednesday, May 2 at noon.

MAYOR'S PRAYER

BREAKFAST: 2. The annual Mayor's Prayer Breakfast in conjunction with the National Day of Prayer, is scheduled for Thursday, May 3 at 8:00 a.m. at First Baptist Church located at 304 Main Street in downtown Lenoir. Mr. John Cooper, owner of Mast General Store, is the guest speaker. Tickets are \$10.00 and available at City Hall.

ANNUAL SENIOR

GAMES: 3. The annual Senior Games are scheduled for Friday, May 4 at the Aquatic and Fitness Center.

CRUISE-IN: 4. A Cruise-In is scheduled for Saturday, May 5 at 4:00 p.m. in downtown Lenoir.

CALDWELL IS

HIRING: 5. The 2018 annual Caldwell is Hiring Event is scheduled for Monday, May 7 beginning at 9:00 a.m. until 1:00 p.m. at the J.E. Broyhill Civic Center. Fifty employers are registered with over 2,000 jobs are available for interested candidates. The City of Lenoir will be participating in this event.

PRESENTATION; STATE HISTORIC PRESERVATION OFFICE (SHPO):

6. A presentation by Annie McDonald, (SHPO), is scheduled for Monday, May 7 at 5:30 p.m. in the Multi-Purpose Room at First Baptist Church to receive

information regarding the comprehensive architectural survey conducted recently by the agency.

**CALDWELL COUNTY ECONOMIC
DEVELOPMENT COMMISSION:**

7. The Caldwell County Economic Development Commission will meet on Tuesday, May 8 at 8:00 a.m.

LENOIR BUSINESS ADVISORY

- BOARD:** 8. The Lenoir Business Advisory Board will meet on Thursday, May 10 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.

ROTARY CYCLE TO

- SERVE:** 9. The Rotary Cycle to Serve event will be held on Saturday, May 12 beginning at 8:30 a.m. in downtown Lenoir.

CITY/COUNTY SERVICES

- COMMITTEE:** 10. The City/County Services Committee will meet on Monday, May 14 at 11:45 a.m.

PEACE OFFICERS' MEMORIAL

- DAY:** 11. Peace Officers' Memorial Day will be observed on Tuesday, May 15. Also, an Officer Down Memorial Service is scheduled at 7:00 p.m. at First Baptist Church located at 304 Main Street.

BUDGET WORK

- SESSION:** 12. A Budget Work Session is scheduled for Thursday, May 17 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers.

B. ITEMS FOR COUNCIL ACTION

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

**RE-APPOINTMENT; FOOTHILLS
REGIONAL AIRPORT AUTHORITY:**

- A. Mayor Gibbons recommended that Charles Thomas be re-appointed to serve a two-year term on the Foothills Regional Airport Authority. This re-appointment was announced at the April 17 City Council Meeting.

Upon a motion by Councilmember Perdue, Council voted 6 to 0 to re-appoint Charles Thomas to serve a two-year term on the Foothills Regional Airport Authority as recommended by Mayor Gibbons.

**NOTIFICATION; NEW BOARD
APPOINTMENTS:**

- B. Mayor Gibbons recommended the following board appointments be considered for approval at the May 15 City Council Meeting:

Lenoir Business Advisory Board

Jennifer Indicott 3-year term

Parks & Recreation Advisory Board

Darrell Lipford 2-year term *Mr. Lipford will be replacing Lemuel Patterson who retired off of the Board.

Planning Board

Larry Smith 4-year term *Mr. Smith will be replacing Mattie Patterson who retired off of the Board.

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

X. ADJOURNMENT

A. There being no further business, the meeting was adjourned at 6:26 p.m.

Shirley M. Cannon, City Clerk

Joseph L. Gibbons, Mayor

**AN ORDINANCE OF THE CITY COUNCIL OF LENOIR,
NORTH CAROLINA, AMENDING APPENDIX A OF THE
LENOIR CITY CODE RELATED TO MANUFACTURED
HOUSING, PROVIDING FOR SEVERABILITY,
CODIFICATION, AND AN EFFECTIVE DATE.**

Whereas, the Lenoir Zoning Ordinance currently allows for “Class A Manufactured Homes” (commonly referred to as “double-wides” or “multi-segment manufactured homes”) in the R-R, R-6, an R-9 zoning districts; and

Whereas, the Lenoir Planning Board and Lenoir City Council acknowledge that a need exists within the City for additional housing options, including affordable housing and infill housing options; and

Whereas, Section 806 requires minimum design standards that must be met in order to be considered a “Class A Manufactured Home,” including a minimum size of 1150 sq. ft. and a requirement that the long side of the home be oriented towards the street; and

Whereas, many of the available lots in the R-R, R-6 and R-9 zoning districts are located within existing neighborhoods that were platted at higher densities, often with narrower street frontages and deeper lots, which tend to be more conducive for smaller homes and homes with the short side oriented towards the street, even though these districts are the only districts where manufactured housing is allowed; and

Whereas, over the past 5 years the Board of Adjustment has approved only four variances, two of which were for the placement of Class A Manufactured Homes that otherwise could not have been permitted because of the minimum size and orientation standards; and

Whereas, high-quality manufactured home options are available that may provide a greater variety of options and designs to integrate into existing neighborhoods, including smaller homes and end-loading homes that are more consistent with the predominant development patterns for site built homes; and

Whereas, the Lenoir Planning Board and City Council find that this ordinance is consistent with the City’s Comprehensive Plan, which calls for the promotion of affordable housing for people in all stages of life and the development of areas served by existing infrastructure (such as infill lots); and

Whereas, the Lenoir City Council hereby finds and declares that this ordinance and these amendments are in the best interest of the public health, safety, and welfare; and

NOW, THEREFORE, LET IT BE ENACTED BY THE CITY COUNCIL OF THE CITY OF LENOIR, NORTH CAROLINA, AS FOLLOWS:

SECTION 1. Appendix A, Article IV of the Code of Ordinances, City of Lenoir, North Carolina, "Definitions" is hereby amended to read as follows:

Manufactured Housing - (See Section 806)

Manufactured Home - A portable manufactured housing unit meeting or exceeding the United States Department of Housing and Urban Development standards for such homes and designed for transportation on its own chassis and placement on a temporary or semi-permanent foundation having a measurement of over forty (40) feet in length and over eight (8) feet in width. The attachment of such manufactured homes to a permanent foundation does not exclude the structure from any portion of the ordinance regarding manufactured homes. This definition includes single-section and multi-section manufactured homes, where each section is designed for transportation on its own chassis and placed together on site to form a single housing unit.

~~*Manufactured Home or House* - A manufactured housing unit designed for transportation on its own chassis and placement on a temporary, semi-permanent foundation having a measurement of forty (40) feet or more in length and eight (8) feet or more in width. Manufactured Home or House shall also mean a multi-sectional unit which is two or more manufactured housing units designed for transportation on their own chassis, which connect on site for placement on a temporary or semi-permanent foundation of forty (40) feet or more in length and eight (8) feet or more in width.~~

Manufactured Home Park - A parcel of land where three (3) or more manufactured homes are parked for living and sleeping purposes, or any parcel of land used or set apart for the purpose of supplying to the public parking spaces for manufactured homes for living and sleeping purposes, and which include any buildings, structures, vehicles, or enclosure used or intended for use as part of such manufactured home park.

Manufactured Home Space - A parcel of land within a manufactured home park designed for accommodation of one manufactured home.

Modular Home - A dwelling unit constructed in accordance with the standards set forth in the North Carolina State Building Code and composed of components substantially assembled in a manufacturing plant and transported to the building site for final assembly on a permanent foundation. Among other possibilities, a modular home may consist of two or more sections transported to the site in a manner similar to a manufactured home (except that the modular home meets the North Carolina State Building Code), or a series of panels or room sections transported on a truck and erected or joined together on the site.

SECTION 2. Appendix A, Article VIII, Section 806 of the Code of Ordinances, City of Lenoir, North Carolina, "Manufactured Housing" is hereby amended to read as follows:

806 Manufactured Housing -

The intent of this section shall be to present criteria for placement of manufacturing housing within the proper zoning districts and/or manufactured home parks.

806.1 Manufactured Home Classifications

Class A: A manufactured home constructed after July 1, 1976 that meets or exceeds the construction standards promulgated by the U.S. Department of Housing and Urban Development that were in effect at the time of construction, which is of multi-sectional or double-wide design and that satisfies the following additional criteria:

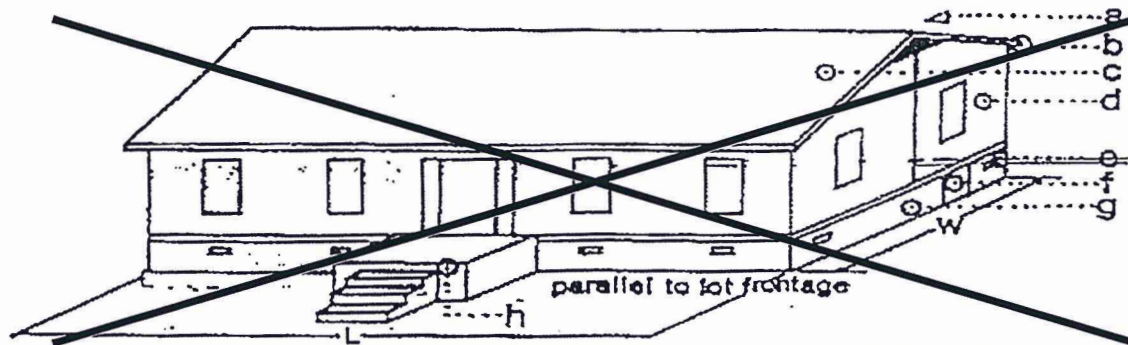
- a) The home is occupied only as a single-family dwelling;
- b) The home shall have a minimum width of 20 feet and length not exceeding four (4) times its width, with length measured along the longest axis and width measured perpendicular to the longest axis at the narrowest part;
- ~~e) The home shall have a minimum of eleven hundred fifty (1150) square feet of enclosed and heated living area;~~
- ~~ec) The home shall have the towing apparatus, wheels, axles, and transporting lights removed and not included in length and width measurements;~~
- ~~ed) The home must be oriented parallel or within a ten (10) degree deflection of being parallel to the lot frontage, unless other orientation is permitted as a variance by the Board of Adjustment so that the façade with the functional front door is facing the lot's primary street frontage;~~
- ~~fe) The home shall be set up in accordance with the standards established by the North Carolina Department of Insurance;~~
- ~~gf) The home shall be permanently placed on a masonry foundation, unpierced except for required ventilation and access, and constructed in compliance with the North Carolina Building Code. The foundation shall be protected with a polyvapor barrier. Installation shall include positive water drainage away from the home. The finished exterior of the foundation shall be brick, stone, stucco, or split-faced concrete masonry units (cmu). Smooth-faced concrete block shall not be permitted;~~
- ~~hg) The pitch of the roof of the home shall have a minimum vertical rise of approximately 3 feet for each 12 feet of horizontal run and the roof shall be finished with a type of shingle that is commonly used in standard residential construction. Standing seam metal roofs, as are commonly used in residential construction, are also allowed. Such roof shall be installed by the manufacturer of the home at the time of construction. All roof structures shall provide an eave projection of no less than six (6) inches, which may include a gutter;~~

ih) The home shall have ~~either a deck, a covered porch or concrete patio~~ that is permanently mounted to the ground at the front door and constructed in compliance with the North Carolina Building Code. The minimum area for such ~~deck, a porch or patio~~ shall be ~~75-36~~ square feet, and must be a front-gabled roof design oriented towards the primary public street;

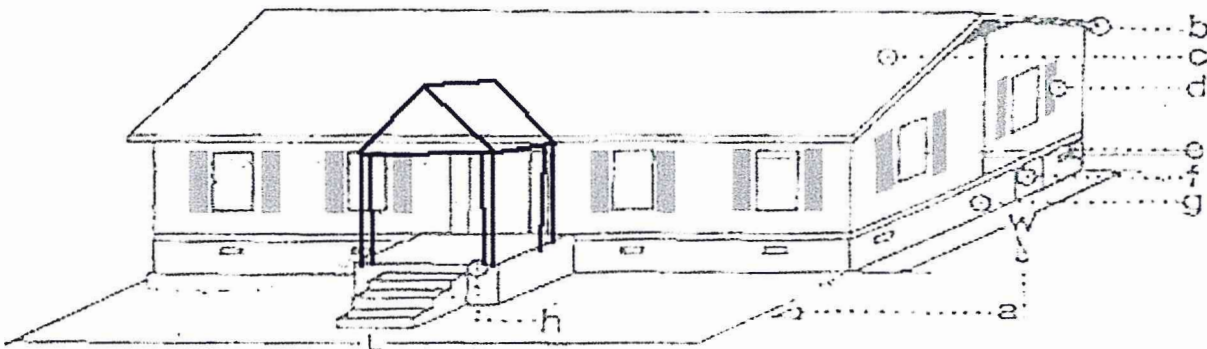
ji) Permanent stairs shall be constructed at all exterior doors of the home. Stairs shall be permanently mounted to the ground and constructed in compliance with the North Carolina Building Code;

kj) The home shall have an exterior facade of vinyl or wood siding, stone, brick, or other non-metallic material;

lk) The home shall be in full compliance with the City of Lenoir's Minimum Housing Code.



[Editor's Note: Delete existing image (above) and replace with updated image (below)]



- (a) minimum 1,150 sq. ft. Length (L) not more than 4x Width (W). Min. Width 20 ft.
- (b) minimum eave
- (c) class C roof shingle or standing seam metal roof w/min. 3/12 pitch
- (d) typical residential siding
- (e) required foundation ventilation (handrails required if more than 30" above graded)

- (f) required foundation access
- (g) masonry foundation
- (h) covered, front-gabled porch & steps required (handrails required if more than 30" above grade)

L-length not more than 4x width w minimum 20 ft. width)

806.12 Class B: A manufactured home constructed after July 1, 1976 that meets or exceeds the construction standards promulgated by the U.S. Department of Housing and Urban Development that

were in effect at the time of construction, which is of a single section design, and that satisfies the following additional criteria:

- a) The home is occupied only as a single-family dwelling;
- b) The home shall have a length not exceeding five (5) times its width measured perpendicular to the longest axis at the narrowest part;
- c) The home shall have the towing apparatus, wheels, axles, and transporting lights removed and not included in length and width measurements;
- d) The home shall be set up in accordance with the standards established by the North Carolina Department of Insurance;
- e) The pitch of the roof of the home shall have a minimum vertical rise of approximately 3 feet for each 12 feet of horizontal run and the roof shall be finished with a type of shingle that is commonly used in standard residential construction. Such roof shall be installed by the manufacturer of the home at the time of construction;
- f) The home shall have either a deck, porch or concrete patio that is permanently mounted to the ground and constructed in compliance with the North Carolina Building Code. The minimum area for such deck, porch or patio shall be 75 square feet;
- g) Permanent stairs shall be constructed at all exterior doors of the home. Stairs shall be permanently mounted to the ground and constructed in compliance with the North Carolina Building Code;
- h) The home shall have an exterior facade of vinyl or wood siding, stone, brick, or other non-metallic material;
- i) The home shall be in full compliance with the City of Lenoir's Minimum Housing Code.

806.13 Class C: A manufactured home which ~~does~~ not meet the Class A or Class B criteria listed above, or any mobile home constructed prior 1976. Class C homes are not permitted within the jurisdiction of this ordinance.

806.2 Permitted Locations of Manufactured Home Classes

806.21 Class A Manufactured Homes are permitted on individual lots in the R-9, R-6, and R-R zoning districts, and in existing Manufactured Home Parks.

806.22 Class B Manufactured Homes shall be permitted only in existing Manufactured Home Parks, or as replacements for existing Class B or Class C Manufactured Homes in the R-6 and R-R zoning districts.

806.23 Class B and Class C Manufactured Homes that are located within the jurisdiction of this ordinance at the time of its adoption may remain in their current location, may be moved to another location within the R-6 or R-R zoning districts, and may be moved to an existing Manufactured Home Park within the jurisdiction of this ordinance.

SECTION 3. Appendix A, Article VIII, Section 819 of the Code of Ordinances, City of Lenoir, North Carolina, "North Main Street Special Overlay District" is hereby amended to read as follows:

819 S-2 (North Main Street Special Overlay District)

~~819.4 Prohibited Uses~~

~~New mobile homes are prohibited within the S-2 overlay district. Replacement of existing mobile homes with Class A manufactured homes (see Sec. 806.1) shall be permitted, provided that the Class A manufactured home meets all of the design standards of the S-2 overlay district.~~

SECTION 4. SEVERABILITY. If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

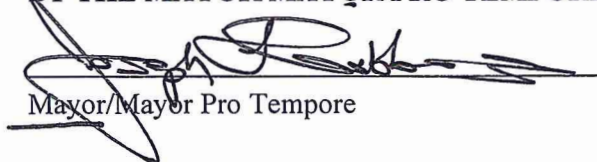
SECTION 5. CODIFICATION. The City Clerk shall cause the Code of Ordinances of Lenoir, North Carolina to be amended as provided by this ordinance and may renumber, re-letter, and rearrange the codified parts of this ordinance if necessary to facilitate the finding of the law.

SECTION 6. EFFECTIVE DATE. This ordinance takes effect upon adoption.

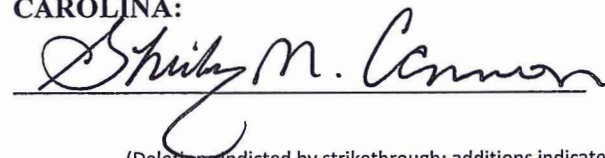
DONE, THE PUBLIC NOTICE, in a newspaper of general circulation in the City of Lenoir, North Carolina, by the City Clerk of the City of Lenoir, North Carolina, this 20th day of April and this 27th day of April, 2018.

DONE, THE PUBLIC HEARING, AND ENACTED ON FINAL PASSAGE, by an affirmative vote of the a majority of a quorum present of the City Council of the City of Lenoir, North Carolina, at a regular meeting, this 15th day of May, 2018.

BY THE MAYOR/MAYOR PRO TEMPORE OF THE CITY OF LENOIR, NORTH CAROLINA:


Mayor/Mayor Pro Tempore

ATTEST, BY THE CLERK OF THE CITY COUNCIL OF THE CITY OF LENOIR, NORTH CAROLINA:





CITY MANAGER
SCOTT E. HILDEBRAN

CITY OF LENOIR
NORTH CAROLINA

MAYOR
JOSEPH L. GIBBONS

CITY COUNCIL
J. T. BEAL
T. H. PERDUE
J. I. PERKINS
T. J. ROHR
D. F. STEVENS
C. D. THOMAS
B. K. WILLIS

**PROCLAMATION
IN CELEBRATION OF
DRINKING WATER WEEK**

WHEREAS, water is our most valuable natural resource; and

WHEREAS, only tap water delivers public health protection, fire protection, support for our economy and the quality of life we enjoy; and

WHEREAS, any measure of a successful society - low mortality rates, economic growth and diversity, productivity, and public safety are in some way related to access to safe water; and

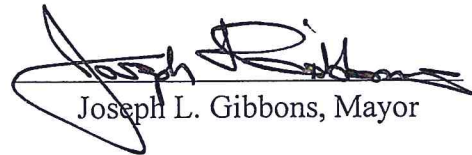
WHEREAS, we are all stewards of the water infrastructure upon which future generations depend; and

WHEREAS, each citizen of the City of Lenoir and Caldwell County is called upon to help protect our source waters from pollution, to practice water conservation, and to get involved in local water issues by getting to know their water;

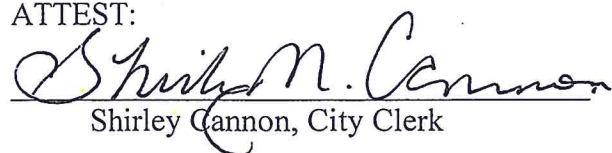
NOW, THEREFORE, be it resolved that by virtue of the authority vested in me as Mayor of the City of Lenoir, North Carolina, and on behalf of the Lenoir City Council, I do hereby proclaim the week of May 6 – 12, 2018 as *“Celebrate Drinking Water Week”* throughout the City of Lenoir and Caldwell County.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Lenoir to be affixed this the 1st day of May, 2018.

SEAL


Joseph L. Gibbons, Mayor

ATTEST:


Shirley Cannon, City Clerk





CITY MANAGER
SCOTT E. HILDEBRAN

CITY OF LENOIR
NORTH CAROLINA

MAYOR
JOSEPH L. GIBBONS

CITY COUNCIL
J. T. BEAL
T. H. PERDUE
J. I. PERKINS
T. J. ROHR
D. F. STEVENS
C. D. THOMAS
B. K. WILLIS

PROCLAMATION
NATIONAL PUBLIC WORKS WEEK

WHEREAS, Public Works infrastructure, facilities and services are of vital importance to the health, safety and well-being of the people of this nation; and

WHEREAS, Such facilities and service could not be provided without the dedicated efforts of public works professionals, engineers and administrators, representing federal, state, and local units of government, who are responsible for and must design, build, operate, and maintain the transportation, and refuse disposal systems, public buildings, and other structures and facilities essential to serve our citizens; and

WHEREAS, Public Works professionals provide critical response capabilities, experience and support to all levels of government in times of natural and man-made disasters; and

WHEREAS, It is in the public interest for the citizens and civic leaders of this country to gain knowledge of and to maintain a progressive interest in the public works needs and programs of the respective communities;

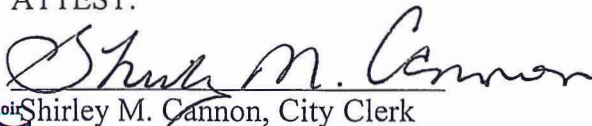
NOW, THEREFORE, I Joseph L. Gibbons, Mayor, and on behalf of the Lenoir City Council urge all our citizens to join with representatives of governmental agencies and the American Public Works Association in proclaiming the week of May 20 through May 26, 2018 as "**National Public Works Week**" in activities and ceremonies designed to pay tribute to our public works professionals, engineers and administrators and to recognize the substantial contributions they have made to our national health and welfare.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Lenoir to be affixed this the 1st day of May, 2018.

SEAL


Joseph L. Gibbons, Mayor

ATTEST:


Shirley M. Cannon, City Clerk





PROCLAMATION

In Recognition of

Peace Officers' Memorial Week

May 13 – 19, 2018



Whereas, the Congress and President of the United States have designated May 15 as Peace Officers' Memorial Day, and the week in which May 15 falls as National Police Week; and

Whereas, the members of the law enforcement agency of the Lenoir Police Department play an essential role in safeguarding the rights and freedoms of those inside the City of Lenoir; and

Whereas, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and

Whereas, the men and women of the law enforcement agency of the Lenoir Police Department unceasingly provide a vital public service;

Now Therefore, Be It Resolved, that I, Joseph L. Gibbons, Mayor of the City of Lenoir, and on behalf of the Lenoir City Council, do hereby proclaim and call upon all citizens of Lenoir and upon all patriotic, civic and educational organizations to observe the week of May 13 – May 19, 2018, as Police Week with appropriate ceremonies and observances in which all of our people may join in commemorating law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

Furthermore, I proclaim and call upon all citizens of the City of Lenoir to observe May 15, 2018, as Peace Officers' Memorial Day in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty. Let us recognize and pay respect to the survivors of our fallen heroes.

Witness, my hand and seal this the 15th day of May, 2018.

SEAL

ATTEST:

Shirley M. Cannon
Shirley M. Cannon, City Clerk

Joseph L. Gibbons
Joseph L. Gibbons, Mayor



PROCLAMATION

Motorcycle Safety & Awareness Month

May 2018



WHEREAS, the growth in popularity of motorcycle riding and touring, combined with the many scenic destinations in our state and the year-long riding season, have led to North Carolina having one of the largest populations of motorcycle enthusiasts in the nation; and

WHEREAS, more and more residents of the City of Lenoir are taking up this mode of transportation to commute to and from their places of employment; and

WHEREAS, many motorcyclists undergo specialized training by attending professionally taught motorcycle operator training courses with emphasis on skills, traffic laws, and proper safety equipment; and

WHEREAS, it is the responsibility of all motorists to be aware of motorcyclists and extend to them the same courtesy as any other vehicles on our roadways.

NOW, THEREFORE, BE IT RESOLVED, that I, Joseph L. Gibbons, Mayor of the City of Lenoir, and on behalf of the Lenoir City Council, do hereby proclaim the month of May as "Motorcycle Safety and Awareness Month" throughout the City of Lenoir.

WITNESS, my hand and seal this the 1st day of May, 2018.

SEAL


Joseph L. Gibbons, Mayor

ATTEST:


Shirley M. Cannon, City Clerk

**CITY OF LENOIR
COUNCIL ACTION FORM**

I. Agenda Item: Consideration of an offer of \$250 to purchase the property owned by the City of Lenoir located at 533 Hill Street NW, NC PIN #2749572991.

II. Background Information: The City has received an offer from Ron Walker to purchase a 0.08681149 acre parcel located at 533 Hill Street NW. Mr. Walker owns the property at 535 Hill Street NW. The City acquired the property for \$389.00 in foreclosure on January 12, 2018, and previously demolished the structure on the site. Caldwell County has assessed the current value of the property at \$28,100, of which \$3,800 is the land value.

As you are aware, this property has been historically the source of numerous nuisance complaints.

A tax map of the tract is enclosed as well as the offer, bid deposit and public notice.

III. Staff Recommendation: If City Council is interested in accepting the offer of \$250 from Mr. Walker to purchase the property owned by the City of Lenoir located at 533 Hill Street NW, NC PIN #2749572991, Council should direct the City Clerk to publish notice of the offer in accordance with NCGS 160A-269. Notice of the offer will be published in the Lenoir News Topic, starting a 10-day upset bid period.

IV. Reviewed By:

City Attorney:

City Manager:

Scott Hildebran, Manager
 City of Lenoir
 801 West Avenue NW
 Lenoir, NC 28645

Mr. Hildebran:

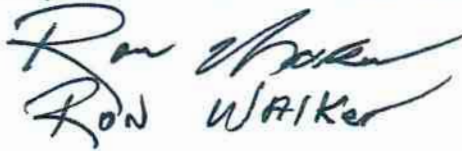
Please accept this letter as my official bid offer of \$ 250.⁰⁰ for property owned by the City of Lenoir and located at 533 Hill St further identified by NC PIN 2749572991

Furthermore, I understand that:

- ☐ This property contains a dilapidated structure. As part of my offer, I agree to remove this structure at my own expense.
- ☐ This property contains a deteriorated structure. As part of my offer, I agree to repair the structure in accordance with the standards contained in Chapter 10 of the Lenoir City Code and all applicable state building codes.

Enclosed is a deposit of 5% of the bid in accordance with 160A-269.

Sincerely,


 Ron Walker

DATE: 5-7-18

Phone number: (828) 729-1645 (828) 754-1917

Email: _____

Mailing Address: 535 Hill St NW Lenoir, NC 28645

§ 160A-269. Negotiated offer, advertisement, and upset bids.

A city may receive, solicit, or negotiate an offer to purchase property and advertise it for upset bids. When an offer is made and the council proposes to accept it, the council shall require the offeror to deposit five percent (5%) of his bid with the city clerk, and shall publish a notice of the offer. The notice shall contain a general description of the property, the amount and terms of the offer, and a notice that within 10 days any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder. When a bid is raised, the bidder shall deposit with the city clerk five percent (5%) of the increased bid, and the clerk shall readvertise the offer at the increased bid. This procedure shall be repeated until no further qualifying upset bids are received, at which time the council may accept the offer and sell the property to the highest bidder. The council may at any time reject any and all offers. (1971, c. 698, s. 1; 1979, 2nd Sess., c. 1247, s. 25.)

BK 1934 PG 69 - 71 (3)

This document presented and filed:
01/16/2018 01:37:17 PM

Fee \$26.00 Excise Tax: \$0.00

Caldwell County North Carolina
Wayne L. Rash, Register of Deeds

✓
Prepared by: *Groome, Tuttle, Pike & Blair, RLLP*

STATE OF NORTH CAROLINA		
		COMMISSIONER'S DEED
COUNTY OF CALDWELL		

This deed, made this 12th day of January, 2018, by **CARROLL D. TUTTLE**, Commissioner ("Grantor"), to **CITY OF LENOIR**, whose address is Post Office Box 958, Lenoir, North Carolina ("Grantee");

WITNESSETH;

That whereas Carroll D. Tuttle was appointed Commissioner under an Order of the District Court of Caldwell County, North Carolina, in the tax foreclosure proceeding entitled "City of Lenoir, Plaintiff, versus Toua Lee and Xia Thao, Defendants, and Wells Fargo Bank, N.A., Trustee for the Certificate Noteholders and County of Caldwell, lienholders/Defendants", Case No. 16-CvD-411, and Carroll D. Tuttle was directed by the Order as Commissioner to sell the property hereinafter described at public sale after due advertisement according to law; and

Whereas, Carroll D. Tuttle as Commissioner, did on the 28th day of July, 2017, offer the land hereinafter described at a public sale at the Caldwell County Courthouse door, in which the City of Lenoir became the last and highest bidder for said land for the sum of \$389.00; and the sale having been confirmed, and Carroll D. Tuttle, Commissioner, having been ordered to execute a deed to the purchaser upon payment of the purchase money.

NOW, in consideration of the premises and the sum of \$389.00, receipt of which is hereby acknowledged, Carroll D. Tuttle, Commissioner, does, by these presents, hereby bargain, sell, grant, and convey to the City of Lenoir, its successors and assigns, that property situated in the City of Lenoir, Lenoir Township, Caldwell County, North Carolina, and described as follows:

City of Lenoir, Caldwell County, North Carolina, Book 1550, Page 1858:

BEGINNING at a stake in the South margin of (Mt. View Street) now Hill Street, 7 feet West of Calvin Cannon's corner and in the West edge of a seven foot alley and runs with said alley South 35 deg. East 64 feet to a stake in Claude Erwin's line; thence with Erwin's line South 65 deg. West 59 feet to a stake, John Peay's line; thence with Peay's line North 35 deg. West 64 feet to a stake in the South margin of said Hill Street; thence with the part of land conveyed by Robert Corpening, widower, to Claude F. Erwin and wife, Ruby Erwin, dated May 30th, 1934 of the record in the office of the Register of Deeds for Caldwell County, in Book 160, at Page 019. There is expressly reserved and set apart as West line of the said Calvin C. Cannon's lot.

EXCEPTING from above, so much property as has been conveyed by the grantors herein the following deed; Deed in Book 207, at Page 54.

Parcel ID No. 06-17-3-9
NC PIN 2749572991

This conveyance is made subject to Caldwell County and City of Lenoir property taxes, the payment of which shall be assumed by the purchaser.

TO HAVE AND TO HOLD the aforesaid tract of land , to the City of Lenoir, its successors and assigns forever, in as full and ample manner as Carroll D. Tuttle, Commissioner, is authorized and empowered to convey the same,

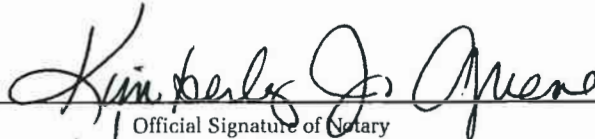
IN WITNESS WHEREOF, Carroll D. Tuttle, Commissioner, has hereunto set his hand and seal.

 (SEAL)
Carroll D. Tuttle - Commissioner

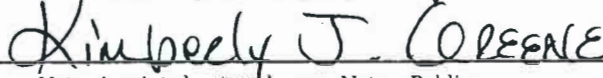
NORTH CAROLINA

CALDWELL COUNTY

I certify that the following person(s) personally appeared before me this day, and (I
have personal knowledge of the identity of the principal(s)) (I have seen satisfactory
evidence of the principal's identity, by a current state or federal identification with the
principal's photograph in the form of a ) (a credible
witness has sworn to the identity of the principal's); each acknowledging to me that
he or she voluntarily signed the foregoing document for the purpose stated therein
and in the capacity indicated: **CARROLL D. TUTTLE, Commissioner**

Date: 1-12-2018

Official Signature of Notary



Notary's printed or typed name, Notary Public

My commission expires: 08-10-2021

CALDWELL COUNTY, NC 5/7/2018 1:56:23 PM

CITY OF LENOIR 533 HILL ST 19402

Return/Appeal Notes: 06-17-3-9 UNIQ ID 227802 ID NO: 2749.07 57 2991

Reval Year: 2013 Tax Year: 2019 COUNTY (100) BK 1934 PG 69 YR 2018 ST 0.00 CARD NO. 1 of 1 59,000 FF

Appraised by 03 on 11/08/2012 00031 NEIGHBORHOOD TW-06 C-01 EX-1 AT-B SRC= LAST ACTION 20180122

CONSTRUCTION DETAIL	MARKET VALUE	DEPRECIATION	CORRELATION OF VALUE
Foundation - 3		DC	Observed
Continuous Footing	5.00	Condition	0.40000
Sub Floor System - 5		Standard	0.55000
Walls	10.00		
Exterior Walls - 09			
Walls on Sheathing or Plywood	31.00		
Roofing Structure - 03	8.00		
Sable			
Roofing Cover - 03			
Asphalt or Composition Shingle	3.00		
Interior Wall Construction - 5			
Drywall	20.00		
Interior Floor Cover - 08			
Sheet Vinyl	0.00		
Interior Floor Cover - 14			
Carpet	6.00		
Heating Fuel - 02			
Oil, Wood or Coal	0.00		
Heating Type - 03			
Forced Air - Not Ducted	2.00		
Air Conditioning Type - 01			
None	0.00		
Unit Count - 1			
Units	0.00		
Bedrooms/Bathrooms/Half-Bathrooms	7.00		
Bedrooms			
BAS - 2 FUS - 0 LL - 0			
Bathrooms			
BAS - 1 FUS - 0 LL - 0			
Half-Bathrooms			
BAS - 0 FUS - 0 LL - 0			
Office			
BAS - 0 FUS - 0 LL - 0			
TOTAL POINT VALUE	82,000		
BUILDING ADJUSTMENTS			
Quality	2		
Shape/Design	3		
Size	1		
TOTAL ADJUSTMENT FACTOR	0.940		
TOTAL QUALITY INDEX	86		
DEPR. BUILDING VALUE - CARD	24,300		
DEPR. OB/XF VALUE - CARD	0		
MARKET LAND VALUE - CARD	3,800		
TOTAL MARKET VALUE - CARD	28,100		
TOTAL APPRAISED VALUE - CARD	28,100		
TOTAL APPRAISED VALUE - PARCEL	28,100		
TOTAL PRESENT USE VALUE - PARCEL	0		
TOTAL VALUE DEFERRED - PARCEL	0		
TOTAL TAXABLE VALUE - PARCEL \$	28,100		
PRIOR			
BUILDING VALUE	25,400		
OBXF VALUE	0		
LAND VALUE	3,800		
PRESENT USE VALUE	0		
DEFERRED VALUE	0		
TOTAL VALUE	29,200		
PERMIT			
CODE	DATE	NOTE	NUMBER
ROUT: WTRSHD			
SALES DATA			
DEED	DATE	DEED	DATE
1934 0059	1 0018	CD	U 1
1550 0856	5 2005	WD	X 1
1533 0904	12 2004	WD	X 1
1475 0994	10 2003	TD	X 1
HEATED AREA	970		
NOTES			
SUBAREA			
TYPE	GS AREA	RPL	CS
BAS	970.100	58510	
FOP	98.020	1200	
FIREPLACE	3 - 1 Story	1,020	
SUBAREA	1,068	60,736	
TOTALS			
BUILDING DIMENSIONS	BAS=N29E4N4E16S4E14S19W8S10W26S PTR=E26FOP=S7W14N7E14S26S		
LAND INFORMATION			
HIGHEST AND BEST USE	USE CODE	LOCAL ZONING	FRONT YAGE
SPR	0100	59	64
DEPTH / SIZE	0.8500	2	1.0000
COND FACT	0.65X1.00		
OTHER ADJUSTMENTS AND NOTES	RF AC LC TO OT		
ROAD TYPE	100.00		
LAND UNIT PRICE	59,000		
TOTAL LAND UNITS	FF	0.650	65.00
ADJUSTED UNIT PRICE			3035
LAND VALUE			
LAND NOTES			
TOTAL MARKET LAND DATA			3,800
TOTAL PRESENT USE DATA			

Owner: CITY OF LENOIR

Parcel: 06-17-3-9



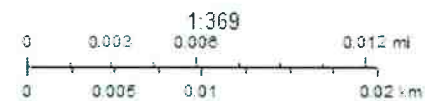
This map is NOT of land survey quality and is NOT suitable for such use.

Owner CITY OF LENOIR
 PO BOX 958
 LENOIR, NC 28645

Acct Number 49402
Parcel ID 06 17 3 9
NCPIN 2749572991

Deferred Val \$0
Assessed Val \$28,100
Calc Acreage 0.086811
Land Units 59 (FF)
Legal Desc BK 1934 PG 69 YR 2018 ST 0.00
Plat Ref /
Property Addr 0 533 HILL ST

Caldwell County



May 7, 2018

**CITY OF LENOIR
COUNCIL ACTION FORM**

- I. Agenda Item:** Consideration of an offer of \$250 to purchase the property owned by the City of Lenoir located at 533A Hill Street NW, NC PIN #2749573826.
- II. Background Information:** The City has received an offer from Ron Walker to purchase a 0.072669 acre parcel located at 533A Hill Street NW. Mr. Walker owns the property at 535 Hill Street NW. The City acquired the property for \$2,190.78 in foreclosure on April 7, 2017, and previously demolished the structure on the site. Caldwell County has assessed the current value of the property at \$21,700, of which \$3,200 is the land value.

As you are aware, this property has been historically the source of numerous nuisance complaints.

A tax map of the tract is enclosed as well as the offer, bid deposit and public notice.

- III. Staff Recommendation:** If City Council is interested in accepting the offer of \$250 from Mr. Walker to purchase the property owned by the City of Lenoir located at 533A Hill Street NW, NC PIN #2749573826, Council should direct the City Clerk to publish notice of the offer in accordance with NCGS 160A-269. Notice of the offer will be published in the Lenoir News Topic, starting a 10-day upset bid period.

- IV. Reviewed By:**

City Attorney:

City Manager:

Scott Hildebran, Manager
 City of Lenoir
 801 West Avenue NW
 Lenoir, NC 28645

Mr. Hildebran:

Please accept this letter as my official bid offer of \$ 250.⁰⁰ for property owned by the City of Lenoir and located at 533A HILL ST, further identified by NC PIN 2749573826

Furthermore, I understand that:

- ☐ This property contains a dilapidated structure. As part of my offer, I agree to remove this structure at my own expense.
- ☐ This property contains a deteriorated structure. As part of my offer, I agree to repair the structure in accordance with the standards contained in Chapter 10 of the Lenoir City Code and all applicable state building codes.

Enclosed is a deposit of 5% of the bid in accordance with 160A-269.

Sincerely,


 Ron Walker

DATE: 5-7-18

Phone number: (828) 729-1645 (828) 754-1917

Email: _____

Mailing Address: 535 HILL ST NW LENOIR, NC 28645

§ 160A-269. Negotiated offer, advertisement, and upset bids.

A city may receive, solicit, or negotiate an offer to purchase property and advertise it for upset bids. When an offer is made and the council proposes to accept it, the council shall require the offeror to deposit five percent (5%) of his bid with the city clerk, and shall publish a notice of the offer. The notice shall contain a general description of the property, the amount and terms of the offer, and a notice that within 10 days any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder. When a bid is raised, the bidder shall deposit with the city clerk five percent (5%) of the increased bid, and the clerk shall readvertise the offer at the increased bid. This procedure shall be repeated until no further qualifying upset bids are received, at which time the council may accept the offer and sell the property to the highest bidder. The council may at any time reject any and all offers. (1971, c. 698, s. 1; 1979, 2nd Sess., c. 1247, s. 25.)

BK 1916 PG 1469 - 1471 (3)

This document presented and filed:
04/07/2017 02:22:03 PM

Fee \$26.00 Excise Tax: \$4.00

Caldwell County North Carolina
Wayne L. Rash, Register of Deeds*Excise Tax: \$4.00*Prepared by: *W* Groome, Tuttle, Pike & Blair, RLLP

STATE OF NORTH CAROLINA

]

COMMISSIONER'S DEED

]

COUNTY OF CALDWELL

]

This deed, made this 7th day of April, 2017, by **CARROLL D. TUTTLE**,
Commissioner ("Grantor"), to **CITY OF LENOIR**, whose address is Post Office Box 958,
Lenoir, North Carolina ("Grantee");

WITNESSETH;

That whereas Carroll D. Tuttle was appointed Commissioner under an Order of the District Court of Caldwell County, North Carolina, in the tax foreclosure proceeding entitled "City of Lenoir, Plaintiff, versus Toua Lee and Xia Thao, Defendants, and Wells Fargo Bank, N.A., Trustee for the Certificate Noteholders and County of Caldwell, lienholders/Defendants", Case No. 16-CvD-411, and Carroll D. Tuttle was directed by the Order as Commissioner to sell the property hereinafter described at public sale after due advertisement according to law; and

Whereas, Carroll D. Tuttle as Commissioner, did on the 24th day of February, 2017, offer the land hereinafter described at a public sale at the Caldwell County Courthouse door, in which the City of Lenoir became the last and highest bidder for said land for the sum of \$2,190.78; and the sale having been confirmed, and Carroll D. Tuttle, Commissioner, having been ordered to execute a deed to the purchaser upon payment of the purchase money.

NOW, in consideration of the premises and the sum of \$2,190.78, receipt of which is hereby acknowledged, Carroll D. Tuttle, Commissioner, does, by these presents, hereby bargain, sell, grant, and convey to the City of Lenoir, its successors and assigns, that property situated in the City of Lenoir, Lenoir Township, Caldwell County, North Carolina, and described as follows:

City of Lenoir, Caldwell County, North Carolina, Book 1650, Page 201:

Beginning on an iron stake in the South Margin of Mt. View Street, Walter Powell's, now Eva Baker's corner, and runs South 35 deg. East (old bearings) 10 poles to a stake, said Powell's corner; thence South 55 deg. West with George Dula's line 4 poles to an iron stake; thence a new line North 34 deg. West and parallel to Walter Powell's line, 10 poles to a stake in the margin of Mt. View Street; thence with said street North 55 deg. East 4 poles to the Beginning, containing 1/4 of an acre, being one-half of a half acre lot conveyed to Robert Corpening from S. F. Harper, by deed dated June 8th 1904, and recorded in the Office of the Register of Deeds for Caldwell County, North Carolina, in Book 42, at Page 75. Together with improvements located thereon, said property being located at 533-A Hill Street, Lenoir, North Carolina.

Being the same property conveyed by Robert Corpening by (widower) to Claude F. Erwin and wife, Ruby Erwin by deed dated May 30, 1934, of record in the Office of the Register of Deeds for Caldwell County, in Book 160, at Page 109.

Parcel ID No. 06-17-3-10
NC PIN 2749573826

This conveyance is made subject to Caldwell County and City of Lenoir property taxes, the payment of which shall be assumed by the purchaser.

TO HAVE AND TO HOLD the aforesaid tract of land , to the City of Lenoir, its successors and assigns forever, in as full and ample manner as Carroll D. Tuttle, Commissioner, is authorized and empowered to convey the same,

IN WITNESS WHEREOF, Carroll D. Tuttle, Commissioner, has hereunto set his hand and seal.

Carroll D. Tuttle (SEAL)
Carroll D. Tuttle - Commissioner

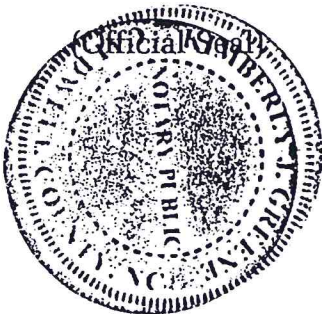
NORTH CAROLINA

CALDWELL COUNTY

I certify that the following person(s) personally appeared before me this day, and (I have personal knowledge of the identity of the principal(s)) (I have seen satisfactory evidence of the principal's identity, by a current state or federal identification with the principal's photograph in the form of a _____) (a credible witness has sworn to the identity of the principal's); each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: **CARROLL D. TUTTLE, Commissioner**

Date: 4-7-2017

Kimberly J. Greene
Official Signature of Notary
Kimberly J. GREENE
Notary's printed or typed name, Notary Public



My commission expires: 08-10-2024

CALDWELL COUNTY, NC
CITY OF LENOIR
533 HILL ST
49991

Return/Appeal Notes: 06-17-3-10
UNIQ ID 227803
ID NO: 2749.07 57 3826

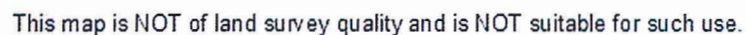
Reval Year: 2013 Tax Year: 2018
Appraised by 80 on 07/15/2009 00031 NEIGHBORHOOD

COUNTY (100), SOLID WASTE (1)
BK 1916 PG 1469 YR 2017 ST 4.00

CARD NO. 1 of 1
51.000 FF
TW-06 C-01 EX-1 AT- LAST ACTION 20170417

Owner: CITY OF LENOIR
Parcel: 06-17-3-10

CONSTRUCTION DETAIL		MARKET VALUE		DEPRECIATION		CORRELATION OF VALUE																																																																																																																																																																																																																											
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Deferred Val	\$0
Assessed Val	\$21,700
Calc Acreage	0.072669
Land Units	51 (FF)
Legal Desc	BK 1916 PG 1469 YR 2017 ST 4.00
Plat Ref	/
Property Addr	0 533 HILL ST

A number line with two scales. The top scale is labeled in miles (mi) with major ticks at 0, 0.003, 0.006, and 0.012. The bottom scale is labeled in kilometers (km) with major ticks at 0, 0.005, 0.01, and 0.02. A vertical line marks the value 1:369 on the mile scale, which corresponds to approximately 0.008 miles and 0.0128 kilometers.

May 7, 2018

NOTICE OF PUBLIC MEETING CITY OF LENOIR

Notice is hereby given that the City of Lenoir and the Unifour HOME Consortium will hold a second public meeting to receive public input and comments concerning the proposed FY-2018 Action Plan of the City of Lenoir and the Unifour HOME Consortium as part of the five year Consolidated Plan. This plan, as required by the U.S. Department of Housing and Urban Development (DHUD), outlines goals and action plans of the City of Lenoir and the Unifour HOME Consortium and its use of Community Development Block Grant (CDBG) and HOME funds for fiscal year 2018, beginning July 1, 2018 and ending June 30, 2019.

The public meeting will be held on Tuesday, May 15, 2018 at 6:00pm before the Lenoir City Council in the City/County Chambers on the bottom floor of the Caldwell County Office building located at 905 West Avenue, Lenoir, NC.

A summary of the proposed Action Plan is available for public review at the Lenoir City Hall. There is a 30-day comment period beginning March 9, 2018, to obtain citizen input before the plan is adopted.

The City of Lenoir has received entitlement status by HUD and receives CDBG funds for carrying out community development activities as described in the Consolidated Plan. The Unifour HOME Consortium is comprised of 28 member local governments located within and including Alexander, Burke, Caldwell and Catawba Counties. The City of Lenoir serves as Lead Entity for this Consortium. The Unifour Consortium has received entitlement status by HUD, and will receive HOME funds to carrying out affordable housing activities as described in the Consolidated Plan.

This meeting is open to the public. Any person with a disability needing special accommodations or non-English speaking persons needing translation services should contact the City of Lenoir at least 48 hours prior to the meeting. For more information, contact Rick Oxford at the Western Piedmont Council of Governments at (828) 322-9191 extension 245, or 1-(800) 735-2962 TDD.

PUBLISH: Friday, May 4, 2018

Please run this ad on Friday, May 4 2018

Please run one time only

Use Small Block Ad

Use HUD and Fair Housing, EEO logos

Affidavit Required

Send Bill & Affidavit to:

Attention: **Rick Oxford**
Unifour HOME Program
1880 2nd Avenue NW
Hickory, NC 28601

If you need further information contact Rick Oxford at (828) 485-4245.

BOARD APPOINTMENT RECOMMENDATIONS**Lenoir Business Advisory Board**

Jennifer Indicott 3-year term

Parks & Recreation Advisory Board

Darrell Lipford 2-year term

*Mr. Lipford will be replacing Lemuel Patterson who retired off of the Board.

Planning Board

Larry Smith 4-year term

*Mr. Smith will be replacing Mattie Patterson who retired off of the Board.

CITY OF LENOIR

AFTER ACTION MEMO

To: Department Heads/Division Superintendents

From: Scott Hildebran, City Manager

Date: Monday, May 21, 2018

Subject: Action taken by City Council on Tuesday, May 15, 2018.
Review all information to ensure that your department maintains action taken by City Council.

- ✓ City Council approved the minutes of the Committee of the Whole meeting of Tuesday, April 24, 2018 as presented.
- ✓ City Council approved the minutes of the City Council Meeting of Tuesday, May 1, 2018 as submitted.
- ✓ City Council accepted an Offer to Purchase Real Property in the amount \$250.00 as submitted by Ron Walker for property located at 533 Hill Street, NCPIN#274-957-2991. The legal advertisement for the Notice of Offer to Purchase Real Property will be published in the *News-Topic* starting a ten (10) day upset bid period as required by N.C.G.S. §160A-269.
- ✓ City Council accepted an Offer to Purchase Real Property in the amount \$250.00 as submitted by Ron Walker for property located at 533-A Hill Street, NCPIN#274-957-3826. The legal advertisement for the Notice of Offer to Purchase Real Property will be published in the *News-Topic* starting a ten (10) day upset bid period as required by N.C.G.S. §160A-269.
- ✓ Mr. Rick Oxford, Plan Administrator, Western Piedmont Council of Governments, held the second of two public meetings to review public comments regarding the proposed FY2018 Action Plan of the City of Lenoir and the Unifour HOME Consortium as part of the five-year Consolidated Plan. This plan, as required by the U.S. Department of Housing and Urban Development (DHUD), outlines goals and action plans of the City of Lenoir and the Unifour HOME Consortium and its use of Community Development Block Grant (CDBG) and HOME funds for fiscal year 2018, beginning July 1, 2018 and ending June 30, 2019. The City of Lenoir serves as the Lead Entity for the Unifour Consortium.

Mr. Oxford reported the CDBG program for the City of Lenoir will receive \$137,666 of which \$110,133 will be allocated for the construction of a section of the Lenoir Greenway from Main Street through West End to Harper Avenue and the remaining balance of \$27,533, which represents 20% of the total funds, will be set aside for program administration. In addition, Mr. Oxford reported the HOME Consortium will receive funding in the amount of \$1,152,451 along with anticipated program income of \$300,000 for a total amount of \$1.4 million. It was noted that \$500,338 will be used for the down payment assistance program, \$112,868 for Community Housing Development

Organizations, \$664,000 for Multi-Family housing projects and \$115,245 will be used for program administration.

Motion

Following the report by Mr. Oxford, City Council voted 4 to 1 to approve the proposed FY2018 Action Plan for the City of Lenoir, Unifour HOME Consortium and the Community Development Block Grant Program as requested by Mr. Oxford. Councilmember Perkins voted against this motion.

- ✓ City Manager Scott Hildebran presented the recommended FY2018-2019 Annual Budget to City Council. The budget is comprised of General Fund \$17,090,331, Water & Sewer Fund of \$8,890,000, Special Downtown District of \$183,736, and Tourism Development of \$65,000. The current property tax rate of \$0.58 per \$100 valuation remains unchanged. The budget also includes the Caldwell County Rescue Readiness Tax of 0.85¢ per \$100 of assessed property value. The budget includes a modest 1.5% increase in water rates which would cost the average taxpayer an average of \$0.35 on a monthly bill. The City's current wastewater rate will remain unchanged. The budget also includes a 4.8% COLA for City employees effective January 1, 2019. Council scheduled a public hearing to be held on Tuesday, June 5 for consideration of approval of the recommended FY2018-2019 Annual Budget. **Note:** The budget is available online for public review at www.cityoflenoir.com.

- ✓ City Council approved the following Authorities/Boards/Commissions appointments which were announced at the May 1 City Council Meeting:

→Lenoir Business Advisory Board	Jennifer Indicott	3-year term
→Parks & Recreation Advisory Board	Darrell Lipford	2-year term
→Planning Board	Larry Smith	4-year term

- ✓ The following events for the month of May were highlighted:
 - Peace Officers' Memorial Day was observed on Tuesday, May 15 and an Officer Down Memorial Service was held at First Baptist Church at 7:00 p.m.
 - City Council will conduct a Budget Work Session on Thursday, May 17 at 6:00 p.m. at City Hall, Third Floor, former Council Chambers. An additional work session will be held on Thursday, May 24 at 6:00 p.m. if necessary.
 - A Public Works Appreciation Breakfast is scheduled for Wednesday, May 23 beginning at 7:30 am. at 1841 Café.
 - A Memorial Day Weekend Gospel Singing event will be held on Saturday, May 26 at 4:00 p.m. at the Martin Luther King, Jr. Center.
 - The Aquatic & Fitness Center's Outdoor Pool will open on Saturday, May 26.
 - City offices will be closed on Monday, May 28 in observance of Memorial Day.
 - The American Legion will host a Memorial Day Service on Monday, May 28 at 10:00 a.m. at the Veterans Plaza on the square downtown.
 - The North Carolina Rural Center will host Rural Day on Tuesday, May 29 beginning at 9:00 a.m. at the North Carolina Museum of History in Raleigh. Representing the City of Lenoir will be Mayor Gibbons, Mayor Pro-Tem Willis, City Manager Hildebran, and Councilmembers Perdue and Thomas. They will

also attend the North Carolina League of Municipalities Town & State Dinner which begins at 5:30 p.m.