



AGENDA

**CITY OF LENOIR
CITY COUNCIL MEETING
905 WEST AVENUE
TUESDAY, MAY 21, 2019
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 City Council meeting of Tuesday, May 7, 2019 as submitted.
- B. Resolution; More Powerful NC Campaign: Approval of a Resolution Supporting the More Powerful NC Campaign against the opioid crisis in North Carolina and the nation as requested by the North Carolina League of Municipalities (NCLM) and Josh Stein, North Carolina Attorney General. The opioid epidemic has imposed significant and continuing costs on our healthcare, criminal justice, and social service systems.
- C. Service Agreement; Engineering Services: Staff recommends approval to negotiate a Service Agreement with McGill Associates of Hickory, NC, for the Engineering Services for the Design and Construction of the Crossroads Sewer Line Improvement Project. **Note:** The City received proposals from four engineering firms and, following review of the proposals with City Staff, it is believed that McGill Associates is the best qualified firm for the work required for the project.

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE CITY MANAGER

A. Items of Information

1. City Council will conduct a Budget Work Session on Thursday, May 23 at 6:00 p.m. at City Hall, Third Floor. An additional Budget Work Session will be held on Thursday, May 30 at 6:00 p.m. if necessary.
2. Parks & Recreation will host an End of School Blast from noon – 4:00 p.m. at Mulberry Recreation Center on Saturday, May 25. Also, the outdoor pool will be opened to the public at the Aquatic & Fitness Center.
3. City offices will be closed on Monday, May 27 in observance of Memorial Day.
4. The American Legion will host a Memorial Day Service at the Veterans Plaza on the downtown square at noon.

5. The Committee of the Whole will meet on Tuesday, May 28 at 8:30 a.m. at City Hall, Third Floor.
6. The Foothills Regional Airport Authority will meet on Wednesday, May 29 at noon.

B. Items for Council Action

1. FY2019-2020 Annual Budget: City Manager Hildebran will present the recommended FY2019-2020 Annual Budget for the City of Lenoir and further request that City Council call for a public hearing to be held on Tuesday, June 4 to consider approval of the recommended budget.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCIL MEMBERS

X. ADJOURNMENT

**LENOIR CITY COUNCIL
TUESDAY, MAY 7, 2019
6:00 P.M.**

PRESENT: Mayor Gibbons presiding. Councilmembers present were Beal, Perdue, Perkins, Stevens, Thomas and Willis. Also in attendance were City Manager Hildebran, City Clerk Cannon and City Attorney Rohr.

Note: Councilmember Rohr's seat is vacant on City Council due to his accepting the position of City Attorney.

I. CALL TO ORDER

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

**CONDOLENCES;
CITY OF MOORESVILLE:**

- B. On behalf of City Council, Mayor Gibbons stated he has contacted Mayor Miles Atkins, Mooresville, North Carolina, to offer the City's condolences to the family of Officer Jordan Sheldon, K-9 Officer, who was killed during a routine traffic stop on Saturday, May 4.

Mayor Gibbons asked everyone to keep Officer Sheldon's family in their thoughts and prayers during this difficult time.

EVENTS; POLICE DEPARTMENT:

- C. Mayor Gibbons reported the Police Department recently held their "Take a Kid Fishing" event which is popular with the youth and stated the recent Citizens Police Academy was also very successful.

UPDATE; CHARTERS OF FREEDOM:

- D. Mayor Gibbons reported construction continues on the Charters of Freedom which are being built at the downtown historic courthouse by masonry students from Hibriten High School, South Caldwell High School and West Caldwell High School. He stated the students were excited to be a part of this event and pointed out Lenoir's Charters of Freedom are the first to be built by students. These documents include the United States Declaration of Independence, the Constitution and the Bill of Rights.

COMMENDED; FINANCE

DEPARTMENT: E. Mayor Gibbons commended Finance Director Donna Bean and Staff upon receiving a Certificate of Achievement for Excellence in Financial Reporting for 2018 from the Government Finance Officers Association (GFOA).

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

- F. On behalf of City Council, Mayor Gibbons presented a proclamation to Brent Phelps, Chief of Police, 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 357).

Chief Phelps thanked City Council for the recognition and their support.

**SPECIAL RECOGNITION;
PEACE OFFICERS’ MEMORIAL WEEK:**

- G. On behalf of City Council, Mayor Gibbons presented a proclamation to Brent Phelps, Chief of Police, proclaiming the week of May 12-18 as “Peace Officers’ Memorial Week” throughout the City of Lenoir and Caldwell County. Wednesday, May 15 is recognized as “Peace Officers’ Day” and an Officer Down Memorial Service is scheduled at First Baptist Church on Thursday, May 16 beginning at 7:00 p.m. to commemorate this event.

A copy of the proclamation is hereby incorporated into these minutes by reference. (Refer to page 358).

Mayor Gibbons expressed appreciation to Chief Phelps for all the Department does for the citizens of Lenoir.

Chief Phelps thanked City Council and stated the Department is fortunate to have such qualified Staff members that are willing to serve others before their self.

**SPECIAL RECOGNITION;
PUBLIC UTILITIES:**

- H. 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.

A copy of the proclamation is hereby incorporated into these minutes by reference. (Refer to page 359).

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.

Director Thomas stated the City has 55,000 utility customers through its partners and agreements with other municipalities and emphasized that Staff

works hard every day to assure everyone has safe drinking water.

SPECIAL RECOGNITION;

PUBLIC WORKS:

- I. 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.

A copy of the proclamation is hereby incorporated into these minutes by reference. (Refer to page 360).

Mayor Gibbons expressed Council's appreciation to Director Wright and his Staff for all the projects they undertake for the City of Lenoir.

Director Wright thanked City Council for recognizing National Public Works Week and for recognizing Staff's achievements. He stated that several events would be scheduled during the month of May to honor Staff.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

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 City Council Meeting of Tuesday, April 16, 2019, as submitted.
 2. Minutes: Approval of the minutes of the Committee of the Whole Meeting of Tuesday, April 23, 2019, as submitted.
 3. Capital Project Budget Ordinance; Close Out of the 2016 Community Development Block Grant: Approval of a Capital Project Budget Ordinance to Close out the 2016 Community Development Block Grant Capital Project in the amount of \$140,272 as funds have been expended. (A copy of the Capital Project Budget Ordinance is hereby incorporated into these minutes by reference. Refer to page 361).
 4. Amendment; 2017 Capital Project Budget Ordinance as recommended by City Staff. The amendments are as follows: 1) Reduce Clearance/Spot Slum & Blight \$13,347; and 2) Increase Public Funds (for the J.E. Broyhill Park) in the amount of \$13,347. The amount of the 2017 Capital Project Budget Ordinance is \$131,683. (A copy of the Capital Project Budget Ordinance is hereby incorporated into these minutes by reference. Refer to page 362-363).
 5. Capital Project Budget Ordinance; EPA Brownfield's Grant: Approval of a Capital Project Budget Ordinance in the amount of \$300,000 for the Environmental Protection Agency (EPA) Brownfield's Grant. A copy of the proclamation is hereby incorporated into these minutes by reference. (Refer to page 364).
 6. Capital Project Budget Ordinance; ARC Grant: Approval of a Capital Project

Budget Ordinance in the amount of \$768,000 for the Appalachian Regional Commission (ARC Grant). A copy of the proclamation is hereby incorporated into these minutes by reference. (Refer to page 365).

Upon a motion by Mayor Pro-Tem Willis, Council voted 6 to 0 to approve the above listed items on the Consent Agenda as presented and as recommended by City Manager Hildebran.

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

- A. Rick Oxford, Plan Administrator, Western Piedmont Council of Governments, held the second of two public meetings to receive public comments regarding the proposed FY2019 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 2019, beginning July 1, 2019 and ending June 30, 2020. The City of Lenoir serves as the Lead Entity for the Unifour Consortium, which expands four counties consisting of twenty-eight local governments.

Copies of the plans are on file in the City Clerk's office.

Mr. Oxford reviewed the FY2019-2020 Community Development Block Fund Grant (CDBG) funding in the amount of \$135,877 that will be appropriated as follows:

Renovations for Old Lenoir High School Complex	\$108,702
(Gym, Auditorium & Mack Cooke Stadium)	
Program Administration	<u>\$27,175</u>
	\$135,877

Mr. Oxford stated the HOME program will receive \$1,102,000 for FY2019-2020 and pointed out they anticipate program income in the amount of \$350,000 for a total funding amount of \$1,452,000. An applicant's income has to be at or below 80% of the area's medium income of \$32,800 plus they have to be qualified to secure a loan. These loans trigger repayment if and when the owners sell, refinance, or otherwise transfer the property. Typically the loans are \$5,000 and if the owner retains the loan for a ten-year period, half of the loan amount is forgiven. Mr. Oxford reported the down payment assistance amount is increasing up to \$7,500 in FY2019-2020 along with a maximum amount of \$15,000 for new construction and \$10,000 for existing construction.

Mr. Oxford explained loans are also made available to multi-family housing developers who repay the loans over a twenty-year period at an interest rate of 2%. A total of \$514,000 is available for these projects under the HOME program for FY2019-2020. The Down Payment Assistance Program for FY2019-2020 will receive \$362,500 which will provide down payment assistance for 40 potential

homebuyers within the four-county area.

Mr. Oxford also shared a pilot program for new construction is included in the plan as the City of Hickory has requested \$300,000 for the construction of two new homes located on city owned property in the South West section of Hickory. This property is comprised of eleven lots and these homes will be sold to buyers who are at or below 80% of the area's median income. Mr. Oxford shared they are working out the contractual details and stated this project may be duplicated by other municipalities if it is deemed to be successful.

Mr. Oxford asked Council for approval of the FY2019 Action Plan and the FY2019-2020 Unifour Consortium HOME Plan in order to submit these Plans to HUD as soon as possible.

Upon a motion by Mayor Pro-Tem Willis, Council voted 6 to 0 to approve the FY2019-2020 Unifour Consortium HOME Plan and the FY2019 Action Plan for the City of Lenoir as presented and for submittal to HUD as recommended by Rick Oxford, Plan Administrator.

VI. REPORT AND RECOMMENDATIONS OF THE CITY MANAGER

A. Items of Information

LENOIR BUSINESS ADVISORY

BOARD: 1. The Lenoir Business Advisory Board will meet on Thursday, May 9 at 6:00 p.m. at City Hall, Third Floor.

CYCLE TO

SERVE: 2. The annual Cycle to Serve (Rotary Club) event will be held in downtown Lenoir on Saturday, May 11 beginning at 8:00 a.m.

CITY/COUNTY SERVICES

COMMITTEE: 3. The City/County Services Committee will meet on Monday, May 13 at 11:45 a.m.

EDC: 4. The Caldwell County Economic Development Commission will meet on Tuesday, May 14 at 8:00 a.m.

NCLM CITY VISION CONFERENCE:

5. The North Carolina League of Municipalities annual City Vision Conference will be held on Tuesday, May 14 through Thursday, May 16 at the Hickory Metro Convention Center.

B. ITEMS FOR COUNCIL ACTION

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

RE-APPOINTMENTS; AUTHORITIES/BOARDS/COMMISSIONS:

- A. Mayor Gibbons recommended to Council that the individuals listed below be re-appointed to the City's Authorities, Boards & Commissions as presented. These re-appointments were announced at the April 16th City Council meeting. Mayor Gibbons stated everyone is doing a great job and has requested to serve another term.

Mayor Gibbons reported that Byron Grayson has resigned off of the Lenoir Business Advisory Board due to accepting a position in Gibsonville, North Carolina. Mayor Gibbons announced for the general public that Mr. Grayson's resignation creates a vacancy on this Board.

Lenoir Business Advisory Board

Dana Clark
John Moore
Grey Scheer
Glenda Wilson

Planning Board

Leah Hamilton

Upon a motion by Councilmember Stevens, Council voted 6 to 0 to re-appoint the above list of individuals to the Lenoir Business Advisory Board and the Planning Board as recommended by Mayor Gibbons.

IX. REPORT AND RECOMMENDATIONS OF COUNCIL MEMBERS

DELEGATE; ALTERNATE DELEGATE; NCLM CITY VISION CONFERENCE:

- A. Upon a motion by Mayor Pro-Tem Willis, Council voted 6 to 0 to appoint Councilmember Ike Perkins to serve as the City's Delegate at the NCLM's City Vision Conference and Mayor Pro-tem Ben Willis as the Alternate.

X. ADJOURNMENT

- A. There being no further business, the meeting was adjourned 6:50 p.m.

Shirley M. Cannon, City Clerk

Joseph L. Gibbons, Mayor



PROCLAMATION

Motorcycle Safety & Awareness Month

May 2019



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, 2019.

SEAL

A handwritten signature in black ink, appearing to read "Joseph L. Gibbons".

Joseph L. Gibbons, Mayor

ATTEST:

A handwritten signature in black ink, appearing to read "Shirley M. Cannon".

Shirley M. Cannon, City Clerk

PROCLAMATION



In Recognition of

Peace Officer's Memorial Week

May 12 – 18, 2019

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 12 – May 18, 2019, 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, 2019, 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 7th *day of* May, 2019.

SEAL

A handwritten signature in black ink, appearing to read "Joseph L. Gibbons".
Joseph L. Gibbons, Mayor

ATTEST:

A handwritten signature in black ink, appearing to read "Shirley M. Cannon".
Shirley M. 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
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;

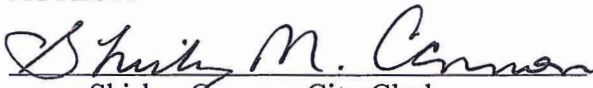
NOW, THEREFORE, be it resolved that by virtue of the authority vested in me as Mayor of the City of Lenoir, North Carolina, and on behalf of the Lenoir City Council, I do hereby proclaim the week of May 5 – 11, 2019 as *“Celebrate Drinking Water Week”* throughout the City of Lenoir and Caldwell County.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Lenoir to be affixed this the 7th day of May, 2019.

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 19 through May 25, 2019 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 7th day of May, 2019.

SEAL


Joseph L. Gibbons, Mayor

ATTEST:


Shirley M. Cannon, City Clerk



ORDINANCE #2019-1

**CAPITAL PROJECT BUDGET ORDINANCE TO CLOSE CAPITAL PROJECT
FOR THE CITY OF LENOIR**

WHEREAS, the City Council of the City of Lenoir has adopted a Budget Ordinance for fiscal year beginning July 1, 2018, and ending June 30, 2019, in accordance with the General Statutes of the State of North Carolina, and

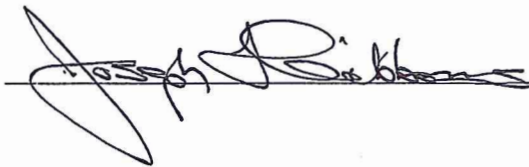
WHEREAS, the City Council desires to recognize the completion of the following Capital Project and

WHEREAS, The City adopted the Capital Project Budget Ordinance for the 2016 Community Development Block Grant on the 17th day of May, 2016 with a total project budget of \$140,272.00. This project was complete as of December, 2018 with total expenditures of \$140,272.00. There were no excess funds and,

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LENOIR, NORTH CAROLINA, THAT:

The Capital Project Budget Ordinance for the 2016 Community Development Block Grant be closed.

Adopted this 7th day of May, 2019



Mayor

Attest:

Clerk



City

AMENDED

CITY OF LENOIR 2017 COMMUNITY DEVELOPMENT BLOCK GRANT CAPITAL PROJECT BUDGET ORDINANCE

Be it ordained by the City Council of the City of Lenoir that, pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following grant project ordinance is hereby adopted.

Section 1. The project authorized is the Community Development Project described in the work statement contained in the Grant Agreement (#B-17-MC-37-0022) between this unit and the United States Department of Housing and Urban Development. This project is more familiarly known as the FY 2017 CDBG Entitlement Program.

Section 2. The officers of this unit are hereby directed to proceed with the grant project within the terms of the grant document(s), the rules and regulations of the DHUD and the budget contained herein.

Section 3. The following revenues are anticipated to be available to complete the project:

Revenues

Community Development Block Grant	\$131,683
Total Revenues	\$131,683

Section 4. The following amounts are appropriated for the project:

<u>Expenditures</u>	<u>Original</u>	<u>Amended</u>
Pubic Facilities (Greenway)	\$75,000	\$ 75,000
Public Facilities	17,000	30,347
Clearance/Spot Slum & Blight	13,347	
Program Administration	26,336	26,336
<u>Total Expenditures</u>	<u>\$131,683</u>	<u>\$131,683</u>

Section 5. The Finance Officer is hereby directed to maintain within the Grant Project Fund sufficient specific detailed accounting records to provide the accounting to the grantor

agency required by the grant agreement(s) and Federal and State regulations.

Section 6. Funds may be advanced from the General Funds for the purpose of making payments as due. Reimbursement requests should be made to the grantor agency in an orderly and timely manner.

Section 7. The Finance Officer is directed to report quarterly on the financial status of each project element in Section 4 and on the total grant revenues received or claimed.

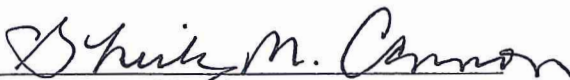
Section 8. The Budget Officer is directed to include a detailed analysis of past and future cost and revenues on this grant project in every budget submission made to this Board.

Section 9. Copies of this grant project ordinance shall be made available to the Budget Officer and the Finance Officer for direction in carrying out this project.

Adopted this the 7th day of May, 2019.



Mayor



Clerk

EPA Brownfields Grant

BE IT ORDAINED by the City Council Members of the City of Lenoir, North Carolina that, pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1: The project to authorize activities for the EPA Brownfield Grant to inventory, characterizes, assess, conduct cleanup planning and community involvement related activities for Brownfield sites. The funds will also help the city conduct outreach and work towards encouraging redevelopment.

Section 2: The officers of this unit are hereby directed to proceed with the capital project within the terms of the budget contained herein.

Section 3: The following amounts are appropriated for the project:

Professional Services	\$300,000.00
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Section 4: The following revenues are anticipated to be available to complete this project:

US Environmental Protection Agency Brownfields Assessment Grant	\$300,000.00
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Section 5: The Finance Officer is hereby directed to maintain within the Capital Project Fund sufficient specific detailed accounting records to satisfy the requirements of the Project Ordinance.

Section 6: The Finance Officer is directed to report, on a quarterly basis, on the financial status of each project element in Section 3.

Section 7: The Budget Officer is directed to include a detailed analysis of past and future costs and revenues on this capital project in every budget submission made to this Board.

Section 8: Copies of this capital project ordinance shall be furnished to the Budget Officer and the Finance Officer for direction in carrying out this project.

Adopted this 7th day of May, 2019


Mayor


Clerk

ARC Grant

BE IT ORDAINED by the City Council Members of the City of Lenoir, North Carolina that, pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1: The project to authorize activities for the ARC Grant for the Broyhill Plant Site Redevelopment project to clear the waste from a portion of site, a 15-acre brownfield located in the center of the Fairfield South redevelopment area. The scope of work also includes completion of Phase II level testing and entering the property into a Brownfield Agreement with the state of North Carolina. Upon build-out, the site will serve at least one business and attract up to \$10 million in private investment and create at least 50 jobs.

Section 2: The officers of this unit are hereby directed to proceed with the capital project within the terms of the budget contained herein.

Section 3: The following amounts are appropriated for the project:

Demo & Removal	\$ 550,000.00
Architectural/Engineering Fees	\$ 45,000.00
Land & Rights-of-Way	\$ 173,000.00
Total	<u>\$ 768,000.00</u>

Section 4: The following revenues are anticipated to be available to complete this project:

ARC Funds	\$ 300,000.00
EPA Assessment Funds	\$ 45,000.00
City In-Kind	\$ 173,000.00
City of Lenoir Funds	\$ 250,000.00
Total	<u>\$ 768,000.00</u>

Section 5: The Finance Officer is hereby directed to maintain within the Capital Project Fund sufficient specific detailed accounting records to satisfy the requirements of the Project Ordinance.

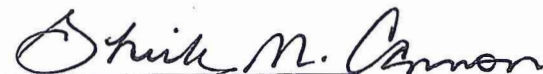
Section 6: The Finance Officer is directed to report, on a quarterly basis, on the financial status of each project element in Section 3.

Section 7: The Budget Officer is directed to include a detailed analysis of past and future costs and revenues on this capital project in every budget submission made to this Board.

Section 8: Copies of this capital project ordinance shall be furnished to the Budget Officer and the Finance Officer for direction in carrying out this project.

Adopted this 7th day of May, 2019


Mayor


Clerk

RESOLUTION SUPPORTING THE MORE POWERFUL NC CAMPAIGN

WHEREAS the opioid epidemic, overdose deaths, and substance misuse pose a threat to the life, health, and well-being of North Carolina residents;

WHEREAS life expectancy in the United States has declined for three years in a row for the first time since World War I, fueled in large part by a record number of drug overdose deaths;

WHEREAS more people die from drug overdoses than car crashes;

WHEREAS more than 13,000 North Carolina residents lost their lives to unintentional opioid overdoses between 1999 and 2017;

WHEREAS the number of unintentional opioid overdose deaths in our state was nearly 17 times higher in 2017 than it was in 1999;

WHEREAS more than 2,000 North Carolinians lost their lives to opioid overdoses in 2017 alone, or more than five people a day on average;

WHEREAS for every opioid overdose death, there are nearly two hospitalizations and nearly four emergency department visits in North Carolina (based on 2017 data);

WHEREAS the opioid epidemic has contributed to a rise in Hepatitis C and heart valve infections (endocarditis), among other serious and costly health consequences;

WHEREAS the opioid epidemic has contributed to a significant rise in the number and rate of hospitalizations associated with drug withdrawal in newborns and a rise in the number of children in foster care;

WHEREAS the economic cost of the opioid crisis exceeded \$500 billion in 2015 – equal to 2.8 percent of the U.S. Gross Domestic Product (GDP) that year, according to the White House Council of Economic Advisers;

WHEREAS the opioid epidemic has imposed significant and continuing costs on our healthcare, criminal justice, and social service systems;

WHEREAS the opioid epidemic has imposed major costs on private employers and the economy as a whole through excess sick days, disability claims, diminished productivity, and lost productivity due to incarceration and premature death;

WHEREAS the opioid epidemic, overdose deaths, and substance misuse cause pain, suffering, and loss to individuals, families, and communities that can never be measured;

WHEREAS the opioid epidemic has affected the City of Lenoir, Caldwell County, North Carolina in the following ways:

According to the NC Opioid Action Plan Data Dashboard for the year 2017: (<https://injuryfreenc.shinyapps.io/OpioidActionPlan/>)

- *There were 12 Caldwell resident unintentional opioid overdose deaths*
- *There were 73 Caldwell resident opioid overdose ED visits*
- *7,926,000 opioid pills were dispensed to Caldwell residents*
- *There were 7 reported community naloxone reversals in Caldwell County*

According to the statistics submitted by the Lenoir Police Department in their 2018 Annual Report:

- *All 34 Patrol Officers have been supplied with Narcan since 2016 to revive subjects who have overdosed*
- *In 2018, Narcan was used 15 times (most often multiple doses); wherein, 9 subjects were revived*
 - *There were 32 identified overdoses, 4 suicides, 6 suicide attempts (1 by Rx); 38 deaths (4 identified by opioid)*
 - *There were 116 involuntary commitments (most often due to drug usage) that officers had to stand by with*
 - *Confiscated was 5 GR fentanyl, 31 GR heroin, 300 GR meth, 1,038 DU Rx, 121 GR unknown, plus other¹*
 - *373 lbs. of unused/expired medication was collected at 5 mobile events and permanent lobby box²*
- *Opioid presentations given to groups on awareness; joined local coalition in 2014 (using Wilkes Project Lazarus model)*

¹41 GR cocaine powder, 19 GR crack cocaine, 3,229 GR marijuana

²This does not include statistics for Hudson Police, Granite Falls Police, or Caldwell Co. Sheriff's Office

According to NCDHHS Chronic Disease and Injury Section: (<https://www.injuryfreenc.ncdhhs.gov/DataSurveillance/Poisoning.htm>)

- The unintentional medication and drug death rates per 100,000 persons (2012 – 2016) were 20.3 for Caldwell, higher than the 16 reported for Region 2 and the 12.2 reported in NC (during the same period)
 - The age group most affected by overdose deaths in Caldwell County is 25-44 (23%) and 45-64 (30%)
 - 51% of unintentional overdose deaths in Caldwell County were male, 49% were female
- Hospitalizations associated with drug withdrawal syndrome in newborns per 1,000 live births for NC residents (2012 – 2016) were 29.6 for Caldwell County, higher than the 20.1 reported for Region 2 and the 9 reported in NC (during the same period)

WHEREAS an effective response to the opioid epidemic combines prevention, intervention, treatment, recovery, harm reduction, and law enforcement strategies – including those outlined in North Carolina’s Opioid Action Plan and described on www.MorePowerfulNC.org;

WHEREAS an effective response to the opioid epidemic requires commitment and collaboration among federal, state, and local governments as well as healthcare providers, businesses, foundations, non-profits, universities, colleges, schools, community coalitions, faith communities, and other community partners;

NOW THEREFORE LET IT BE RESOLVED that the City of Lenoir and the Lenoir Police Department will join forces with others to address the opioid epidemic in the City of Lenoir and Caldwell County, North Carolina by:

- ✓ Joining the More Powerful NC opioid awareness campaign as a partner;
- ✓ Encouraging community members with substance use disorders to connect with treatment and recovery resources, and offering support and assistance to their families and loved ones;
- ✓ Supporting community members in treatment and recovery by getting the facts about addiction, treatment, and recovery, helping to dispel myths and misconceptions, and reducing stigma;
- ✓ Encouraging community members to dispose of leftover medications and to secure needed medications that remain in the home;
- ✓ Encouraging community members to talk to healthcare providers and healthcare providers to talk to patients and community members – about the risks associated with prescription pain medications and alternatives to opioids for treating pain;
- ✓ Encouraging community members to talk to their children, families, and loved ones about risks related to drug misuse and methods for coping with social pressure, stress, and other challenges;
- ✓ Working with members of the faith community and encouraging them to get involved in efforts to address the opioid epidemic;
- ✓ Working with local schools to offer programs and curricula that help foster healthy students and discourage misuse of opioids and other drugs;
- ✓ Working with the business community to support community efforts to address the opioid epidemic and to create healthy and recovery-friendly workplaces;
- ✓ Encouraging community members to call 911 to report overdoses and to increase awareness of the state’s Good Samaritan law;
- ✓ Increasing awareness of and access to the overdose reversal drug naloxone;
- ✓ Working with first responders and emergency departments to develop post-overdose response strategies that connect overdose survivors to treatment, harm reduction, and other services and supports;
- ✓ Working with law enforcement agencies, district attorneys, judges, court personnel, and reentry councils to connect individuals with substance use disorders to drug treatment and other services, develop pre-arrest diversion programs, support treatment and recovery courts, support drug treatment in prisons/jails, and connect people who are released from prison/jail to treatment and other services;

On behalf of the City of Lenoir, Caldwell County, NC, witness my hand and seal this the _____ day of _____, _____.

SEAL

ATTEST

Shirley M. Cannon, City Clerk

Joseph L. Gibbons, Mayor

CITY OF LENOIR
COUNCIL ACTION FORM

- I. Agenda Item:** Public Utilities – SRF Crossroads Sewer Improvement Project Request for Qualifications for Engineering Services

Background Information: The City has been approved for a \$2.48 million loan from the State Revolving Loan Fund to assist the City in the replacement of old sewer line from behind Kimbrell's in the Crossroads Shopping Center to the Lenoir Golf Course. The City, as a condition of the loan award, was required to advertise a Request for Qualifications (RFQ) for the engineering services to design, permit and administer the construction of the project. A copy of the advertisement that was published is attached.

The City received proposals from four engineering firms stating their qualifications, experience and references related to the nature of the work that is required for this project. Those responding were:

McGill Associates – Hickory, NC

Withers Ravenel – Asheville, NC

Hulsey, McCormick and Wallace – Hickory, NC

Freese and Nichols – Charlotte, NC

After review it is clear that all firms are very well qualified based upon their submittals. However after reviewing the proposals with City staff, it is believed that McGill Associates is the best qualified firm for the work required for this project at this time.

- II. Staff Recommendation:** Based upon our review, staff recommends approval to negotiate a service agreement with McGill Associates of Hickory, NC for the engineering services required for the design and construction of the Crossroads Sewer Line Improvement Project.

- III. Reviewed by:**

City Attorney: _____

Finance Director: _____

Public Works/Public Utilities Director: _____

AFFP

RFQ- Engineering Design Servic

Affidavit of Publication

STATE OF NORTH CAROLINA }
COUNTY OF *Eldwell* SS

Guy Lucas, being duly sworn, says:

That he is Publisher of the News-Topic, a daily newspaper of general circulation, printed and published in Lenoir, *Eldwell* County, North Carolina; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

April 19, 2019

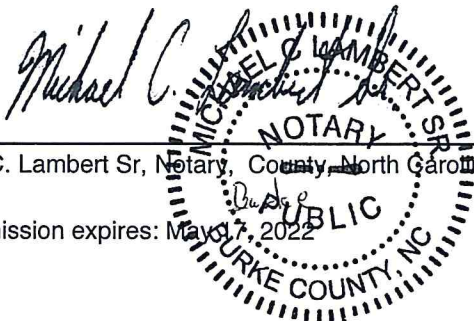
That said newspaper was regularly issued and circulated on those dates.

SIGNED:



Publisher

Subscribed to and sworn to me this 19th day of April 2019.



Michael C. Lambert Sr, Notary, County, North Carolina

My commission expires: May 17, 2022

30044252 30861456 828-757-2680

News-Topic
CITY OF LENOIR
P.O. BOX 958
LENOIR, NC 28645

**RFQ- Engineering Design
Services for City of Lenoir,
NC – Crossroads Sewer
Project**

Scope of Work:

The City of Lenoir (City) is requesting Statements of Qualifications from engineering firms to evaluate their professional civil engineering qualifications in accomplishing the subject project in accordance with this Request for Qualifications (RFQ). The City has received Clean Water State Revolving Fund (CWSRF) loan funding to upgrade and replace approximately 3,800 LF of 12-inch diameter gravity sewer line in the City's wastewater collection system. The CWSRF funding program is administered by the NC Division of Water Infrastructure (DWI). One requirement of the funding program is to request qualifications for engineering services for which CWSRF funds will be used. The Crossroads Sewer Replacement project generally involves the replacement and upsizing of approximately 3,800 linear feet of an existing 12-inch diameter gravity sewer line that is a contributor to I/I and has limited capacity due to minimal pipe grade. Additionally, the project shall include the replacement of approximately twenty (20) manholes and all sewer lateral services will be reconnected. The project shall begin at the existing sewer system near the Lenoir Golf Course Clubhouse and extend north along Highway 18 parallel to Zacks Fork Creek, crossing Harper Avenue, and north through the Crossroads Shopping Center. The City reserves the right to waive any and all informalities in the selection process and also reserves to the right not to award the project. It is the City's intent to award one contract for these services. The City reserves the right to accept a firm that is most advantageous to the City. Selection will be made based on evaluation factors of past performance and experience with municipal public utilities systems, experience with similar projects, and professional personnel. Each respondent shall submit three (3) bound copies and one (1) copy on a flash drive of its Statement of Qualifications by 4:00 pm on April 30, 2019.

This announcement and attachments can be found on the City's "Bid Opportunity" webpage at <https://www.cityoflenoir.com/bids>. Any addendum issued will be posted here as well.

Project Contact Name:
Radford Thomas
Project Contact Email:
rlthomas@ci.lenoir.nc.us
Project Contact Phone
Number: 828-757-2219
Apr. 19, 2019



April 30, 2019

Mr. Radford Thomas, Public Utilities Director
City of Lenoir
Post Office Box 958
Lenoir, NC 28645

Subject: Request for Qualifications for Crossroads Sewer Replacement Project

Dear Mr. Thomas:

Thank you for taking the time to meet with us recently. The City is enlisting the services of an engineering firm to assist with engineering services related to the upgrade and replacement of sewer line along Highway 18. From the information we gleaned from this visit, our understanding is that this project will include the upgrade of approximately 3,800 LF of existing 12-inch gravity sewer to a size that will be determined during the study and report phase. Trenchless technologies may be employed to replace a section of the system within the NCDOT roadways. We will explore all alternatives for rehabilitation and evaluate the pros and cons of the best solution.

WithersRavenel's engineering portfolio includes many sewer extensions, rehabilitation, modeling, condition assessments, construction administration, and innovative practices. *We are actively working for numerous municipalities in the region*, including Hickory, Newton, Statesville, Greensboro, Elkin, Yadkinville, Pilot Mountain, Wilkesboro, North Wilkesboro and many other cities and towns. As you review our qualifications, we offer these key points for your consideration:

- ▶ **We are North Carolina focused.** We are 100% focused on North Carolina; we were founded here in 1983 and have remained focused on quality engineering for NC governments. With offices from Asheville to Wilmington, you will get a full suite of resources with targeted service from both our Asheville and Greensboro offices.
- ▶ **Deep bench of qualified personnel.** WithersRavenel has ample experience with similar projects, as well as extensive experience with trenchless technology methods for rehabilitation or replacement. Project team members **Kevin Eason and Robbie Bald** are former City of Greensboro project managers who are renowned statewide for their sewer rehabilitation expertise. We also recently added **Seth Robertson** to our team to manage our infrastructure asset management program. Seth brings decades of experience in working with publicly-funded projects.
- ▶ **Our portfolio of services is comprehensive.** WithersRavenel provides critical support services such as surveying (including the use of LiDAR-based UAS), 404/401 permitting, construction observation and administration, and environmental assessments using in-house personnel and resources, which reduces both cost and schedule conflicts.

Should you have any questions regarding our enclosed qualifications, please do not hesitate to contact me at (828) 255-0313 or rhintz@withersravenel.com.

Sincerely,
WithersRavenel

Randy Hintz, PE
Project Manager

84 Coxe Avenue, Suite 260 | Asheville, NC 28801
t: 828.255.0313 | www.withersravenel.com | License No. C-0832
Asheville | Cary | Greensboro | Pittsboro | Raleigh | Wilmington



April 30, 2019

Radford Thomas, Public Utilities Director
City of Lenoir
801 West Avenue NW
Lenoir, North Carolina 28645

RE: Statement of Qualifications
Crossroads Sewer Replacement Project – CWSRF
City of Lenoir, North Carolina

Dear Mr. Thomas:

In response to the City's Request for Qualifications (RFQ), McGill Associates, P.A. (McGill) is pleased to submit our Statement of Qualifications (SOQ) to provide professional engineering services for the Crossroads Sewer Replacement project. McGill has extensive experience in sewer line upgrades and replacements, including many projects with the City of Lenoir.

Our collective team has developed a list of relevant project experience, including those with SRF funding, that demonstrates our capabilities for this project. We have carefully reviewed the project scope and objectives, and are confident in our capabilities to provide the responsive and high-quality professional services that will be required to successfully complete this project. Please consider the following relevant points demonstrated within our SOQ:

- Having worked with the City of Lenoir for many years, we have a unique knowledge and understanding of the City's sewer system, as well as the Public Utilities Department. We value our long-time relationship with the City and would appreciate continuing working with you.
- We have a history of achieving successful results within the required project schedules, for similar project types and we are committed to achieving the same results for the City on this project. We consider Lenoir to be one of our most valued clients. Our services to the City have been addressed in both large and small design challenges, as well as timely and reliable planning for strategic projects.
- Our team is readily available to work on this project and can adjust our schedules accordingly to expedite the project schedule.

Finally, we are sincere in our desire to continue to serve the City of Lenoir and we are committed to helping you achieve success on this project. If you have any questions, please do not hesitate to contact us at 828.328.2024.

Sincerely,
MCGILL ASSOCIATES, P.A.

A handwritten signature in black ink, appearing to read 'D. Chapman'.

DOUG CHAPMAN, PE
Principal / Hickory Office Manager

A handwritten signature in black ink, appearing to read 'Joel Whitford'.

JOEL WHITFORD, PE
Senior Project Manager

April 30, 2019

Mr. Radford Thomas
Public Utilities Director
City of Lenoir
801 West Avenue NW
Lenoir, NC 28645

RE: Statement of Qualifications
Engineering Services for Crossroad Sewer Replacement Project

Dear Mr. Thomas:

Hulsey McCormick & Wallace, Inc. (HMW) is pleased to respond to your Request for Qualifications (RFQ) for the "Engineering Services for Crossroad Sewer Replacement Project". Please find enclosed three (3) printed copies and one (1) electronic copy of our Statement of Qualifications for your review.

HMW's primary goal is to improve the quality of life in the communities we serve by delivering projects with long-term value for our clients. We employ our strong ability to relate with our clients to provide innovative solutions that respond to their most complex needs in a cost-effective manner. Our team has decades of experience in designing and overseeing construction of water treatment plant and sanitary sewer lift station projects. Please refer to our personnel resumes and firm qualification documents which specifically highlight our ability to perform at a high capacity on these projects for the City of Lenoir.

HMW takes pride in our community-focused, value-driven, and long-term approach to client relations. Please feel free to contact our existing clients for their testimony of our performance and ability to deliver high quality engineering services. We appreciate this opportunity to provide you with our Statement of Qualifications for this project. If you have any questions regarding our submittal, please feel free to contact me at 864-714-1291.

Sincerely,
Hulsey McCormick & Wallace



Matt Broderick, P. E.
Project Manager



Innovative approaches
Practical results
Outstanding service

3440 Toringdon Way, Suite 205 • Charlotte, North Carolina 28277 • 704-251-0178

www.freese.com

April 30, 2019

Radford Thomas
Public Utilities Director
City of Lenoir
801 West Avenue NW
Lenoir, North Carolina 28645

RE: CROSSROADS SEWER REPLACEMENT PROJECT

Dear Mr. Thomas,

Freese and Nichols, Inc. (FNI) is pleased to submit our Statement of Qualifications to the City of Lenoir for its Crossroads Sewer Replacement Project. FNI understands the City is seeking a qualified firm to provide engineering services to upgrade and replace approximately 3,800 LF of 12-inch diameter gravity sewer line to resolve inflow and infiltration (I&I) and capacity issues. We have assembled a team of experienced professionals who will provide the technical expertise to successfully deliver the City's project on-schedule and within budget. Our team offers the following advantages:

Innovative Design Approaches — In the last 10 years, FNI has designed more than 800 miles of utility and pipeline projects, ranging in size from 6 to 120 inches in diameter, as well as more than 30 lift stations and pump stations that pump more than 1.1 billion gallons per day (BGD) in total capacity. Through our lessons learned, we have derived design, public engagement, permitting and construction management processes to successfully deliver water and wastewater mains, specifically in corridors with high visibility and sensitivity. These processes include design checklists, trenchless technologies, utility conflict matrices and 3-D design. ***FNI will apply innovative approaches to the City's project that are sustainable and bring forward a fresh perspective.***

Responsiveness Team — FNI is a client-focused, regional firm with the resources of a national firm. We can make decisions at a local level, allowing flexible project execution, and we can tap the resources of more than 800 professionals firmwide to meet project demands, if needed. Project Manager Scott Haberstroh is widely recognized for his ability to lead multidiscipline design teams through frequent communication and on-time deliverables. Scott will be supported by nearly 30 engineers and support staff in four offices across the state. Each proposed team member is available to begin work immediately. ***The FNI team will be available to meet with City staff on short notice and will provide highly responsive service for the duration of the project.***

Municipal Focus — Since our founding 125 years ago, FNI has developed a specialization in serving municipalities with an extensive range of expertise and innovative solutions to solve critical infrastructure issues. We also turn away working with developers to prevent any conflict with the long-standing and positive relationships with our municipal clients. In North Carolina, more than 98 percent of our work is from repeat clients. ***Our focus on serving municipalities is instilled in our firm's culture, meaning we are dedicated to serving the City of Lenoir.***

We have enjoyed the opportunity to recently assist the City with a stormwater project and are anxious to deepen our relationship and to exceed Lenoir's expectations on this project. Please contact Project Manager Scott Haberstroh or me directly with any questions regarding our qualifications.

Sincerely,

Charles Archer
Vice President/Principal
919-582-5861
charles.archer@freese.com

Scott Haberstroh, PE
Project Manager
919-582-5857
scott.haberstroh@freese.com

April 30, 2019

1