



AGENDA

CITY OF LENOIR
CITY COUNCIL MEETING
905 WEST AVENUE
TUESDAY, MAY 2, 2023
6:00 P.M.



I. CALL TO ORDER

- A. Moment of Silence & Pledge of Allegiance
- B. Special Recognition: On behalf of City Council, Mayor Gibbons will present a proclamation to Police Chief Brent Phelps proclaiming the month of May as "Motorcycle Safety and Awareness month throughout the City of Lenoir.
- C. Special Recognition: On behalf of City Council, Mayor Gibbons will present a proclamation to Interim Fire Chief Kenny Nelson proclaiming Thursday, May 4 as "International Firefighters' Day throughout the City of Lenoir.
- D. Special Recognition: On behalf of City Council, Mayor Gibbons will present a proclamation to Public Utilities Operations Manager Jeff Church proclaiming the week of May 7 through May 13 as "Celebrate Drinking Water Week" throughout the City of Lenoir.
- E. Special Recognition: On behalf of City Council, Mayor Gibbons will present a proclamation to Public Services Operations Manager Jon Hogan proclaiming the week of May 21 through May 27 as "National Public Works Week" throughout the City of Lenoir.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of the minutes of the City Council Meeting of Tuesday, April 18, 2023 as submitted.
- B. Minutes: Approval of the minutes of the Committee of the Whole meeting of Thursday, April 20, 2023 as submitted.
- C. Proclamation: Approval of a proclamation proclaiming the month of May as "Motorcycle Safety and Awareness Month" throughout the City of Lenoir.
- D. Proclamation: Approval of a proclamation proclaiming Thursday, May 4 as "International Firefighters' Day" throughout the City of Lenoir.
- E. Proclamation: Approval of a proclamation proclaiming the week of May 7 through May 13 as "Celebrate Drinking Water Week" throughout the City of Lenoir.
- F. Proclamation: Approval of a proclamation proclaiming the week of May 21 through May 27 as "National Public Works Week" throughout the City of Lenoir.
- G. Sewer Access Agreement; Piedmont Natural Gas, Inc.: Approval of a Sewer Access Agreement between Piedmont Natural Gas, Inc. and the City of Lenoir as submitted. The effective date of the agreement is May 2, 2023.

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. A National Day of Prayer celebration will be held on Thursday, May 4 from noon – 12:30 p.m. on the stage area in downtown Lenoir.
2. A Cruise-In event will be held on Saturday, May 6 from 3:00 p.m. – 9:00 p.m. in downtown Lenoir.
3. The City/County Services Committee will meet on Monday, May 8 at noon.
4. The City of Lenoir and DRL Group are hosting round two of the Community Engagement meetings on Thursday, May 11 from 6:00 p.m. to 8:00 p.m. at The Harper Room located at 1016 Harper Avenue.
5. The Parks & Recreation Advisory Board will meet on Monday, May 15 at 6:00 p.m. at Mulberry Recreation Center.
6. A Budget Work Session will be held on Thursday, May 18 at 6:00 p.m. at City Hall, 801 West Avenue, Third Floor Conference Room.

B. Items for Council Action**VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY****VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR**

- A. Board Appointment; Planning Board: Mayor Gibbons will recommend that Dontrell Parson be appointed to the Lenoir Planning Board to fill an unexpired term that expires in 2025. This appointment was announced at the April 18 City Council meeting.

IX. REPORT AND RECOMMENDATIONS OF COUNCIL MEMBERS**X. ADJOURNMENT**



PROCLAMATION

Motorcycle Safety & Awareness Month

May 2023



***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 _____ day of _____, 2023.*

SEAL

Joseph L. Gibbons, Mayor

ATTEST:

Shirley M. Cannon, City Clerk



CITY MANAGER
SCOTT E. HILDEBRAN

CITY OF LENOIR
NORTH CAROLINA

MAYOR
JOSEPH L. GIBBONS

CITY COUNCIL
J. T. BEAL
F. K. GREER
T. H. PERDUE
J. I. PERKINS
R. S. PRESTWOOD
D. F. STEVENS
C. D. THOMAS

PROCLAMATION
IN HONOR OF
INTERNATIONAL FIREFIGHTERS' DAY

WHEREAS, International Firefighters' Day is observed each year on May 4th to honor and remember past firefighters who have lost their lives while serving their communities, to express gratitude to those that have served in this line of work and to show support and appreciation for those who presently serve; and

WHEREAS, regardless of the language a firefighter speaks, or the country in which he or she works and resides, all firefighters fight against the same enemy - fire; and

WHEREAS, firefighters follow a long line of tradition and honor that inspires them to help colleagues, neighbors and strangers alike; and

WHEREAS, the demands of firefighting are accompanied by both personal and physical tolls that all firefighters knowingly accept while risking their lives to protect the lives of others.

NOW, THEREFORE, be it resolved that by the virtue of the authority vested in me as Mayor of City of Lenoir, North Carolina, and on behalf of the Lenoir City Council, I do hereby proclaim Thursday, May 4th, 2023, as "*International Firefighters' Day*" throughout the City of Lenoir and encourage all citizens to show support and appreciation to our City, County, and State firefighters who protect our lives and property so diligently throughout the year and by remembering past firefighters who dedicated their lives to preserve our safety.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Lenoir to be affixed this the 2nd day of May, 2023.

SEAL

Joseph L. Gibbons, Mayor

ATTEST:

Shirley M. Cannon, City Clerk





CITY MANAGER
SCOTT E. HILDEBRAN

CITY OF LENOIR
NORTH CAROLINA

MAYOR
JOSEPH L. GIBBONS

CITY COUNCIL
J. T. BEAL
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J. I. PERKINS
R. S. PRESTWOOD
D. F. STEVENS
C. D. THOMAS

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 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 7 – 13, 2023, as *"Celebrate Drinking Water Week"* throughout the City of Lenoir.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Lenoir to be affixed this the 2nd day of May, 2023.

SEAL

Joseph L. Gibbons, Mayor

ATTEST:

Shirley M. Cannon, City Clerk





CITY MANAGER
SCOTT E. HILDEBRAN

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NORTH CAROLINA

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D. F. STEVENS
C. D. THOMAS

*PROCLAMATION
IN HONOR OF
NATIONAL PUBLIC WORKS WEEK*

WHEREAS, Public Works Professionals focus on infrastructure, facilities and services that are of vital importance to sustainable and resilient communities and to the public health, high quality of life and well-being of the people of the City of Lenoir and,

WHEREAS, these infrastructure, facilities and services could not be provided without the dedicated efforts of public works professionals, who are engineers, managers and employees at all levels of government and the private sector, who are responsible for rebuilding, improving and protecting our nation's transportation, water supply, water treatment and solid waste systems, public buildings, and other structures and facilities essential for our citizens; and

WHEREAS, it is in the public interest for the citizens, civic leaders and children in the City of Lenoir to gain knowledge of and to maintain a progressive interest and understanding of the importance of public works and public works programs in their respective communities; and

WHEREAS, the year 2023 marks the 63rd annual National Public Works Week sponsored by the American Public Works Association,

NOW, THEREFORE, I, Joseph L. Gibbons, Mayor, and on behalf of the Lenoir City Council, do hereby designate the week of May 21 - 27, 2023, as "*National Public Works Week*" and urge all citizen to join with representatives of governmental agencies and the American Public Works Association 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 2nd day of May, 2023.

SEAL

Joseph L. Gibbons, Mayor

ATTEST:

Shirley M. Cannon, City Clerk



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CITY OF LENOIR
COUNCIL ACTION FORM

- I. Agenda Item:** Consideration to approve a sewer access agreement with Piedmont Natural Gas Company, Inc.

Background Information: The agreement will consent to allow Piedmont Natural Gas Company, Inc. access to the City's sewer system to perform closed circuit video inspection, location survey activities, sewer cleaning activities, and sewer repair activities on the sewer system and its natural gas facilities to mitigate risk and damage to natural gas distribution systems and sewer facilities for the construction and maintenance of natural gas distribution lines. No Piedmont party shall (i) construct, alter, modify, relocate or remove any improvement in or on the sewer system without the City's prior consent; (ii) disturb or interfere with the City's operations or use of the sewer system, except as standard work practices may reasonably require; (iii) damage any part of the sewer system or any personal property owned or held by the City or its employees, agents or contractors; (iv) create or permit any liens to attach to the sewer system; or (v) create or cause any sewer blockages, backups, spills or accidental discharges.

- II. Staff Recommendation:** Staff recommends City Council approve the Sewer Access Agreement with Piedmont Natural Gas Company, Inc. as presented.

III.

- IV. Reviewed by:**

City Attorney: _____

Finance Director: _____

Public Works/Public Utilities Director:  _____

SEWER ACCESS AGREEMENT

This Sewer Access Agreement ("Agreement") is made and effective this 2nd day of May 2023 (the "Effective Date") by and between Piedmont Natural Gas Company, Inc. ("Piedmont"), and the City of Lenoir ("City"). Piedmont and City are each a "Party" and collectively, the "Parties".

WHEREAS, The City is the owner of certain sanitary sewer facilities located in Caldwell County ("Sewer System"); and

WHEREAS, Piedmont seeks consent to access the Sewer System to perform closed circuit video inspection and location survey activities, on the Sewer System and its natural gas facilities (the "Work") to mitigate risk and damage to natural gas distribution systems and sewer facilities; and

WHEREAS, The Parties have mutually agreed to enter into this Agreement in order to memorialize the specific terms of the access to the Sewer System by Piedmont.

NOW, THEREFORE, in consideration of the execution of this Agreement, and other valuable and good consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

1) The City hereby grants to Piedmont, and Piedmont accepts from the City, a non-transferable, non-exclusive, right to access the Sewer System (including any City property upon which the Sewer System is located) solely to perform the Work by Piedmont and its employees, agents, and contractors (each a "Piedmont Party" and collectively, the "Piedmont Parties") and for no other purpose, subject to the Piedmont Parties' compliance with the terms and conditions set forth herein. The rights granted hereunder are solely for performance of the Work by Piedmont. No Piedmont Party shall access the Sewer System for any other purpose nor shall any Piedmont Party allow any other person or parties into the Sewer System without prior written consent from the City.

- a) Piedmont agrees that its rights to access the Sewer System shall at all times be subordinated to the City's right to use the Sewer System.
- b) No Piedmont Party shall (i) construct, alter, modify, relocate or remove any improvement in or on the Sewer System without the City's prior consent; (ii) disturb or interfere with the City's operations or use of the Sewer System, except as standard Work practices may reasonably require; (iii) damage any part of the Sewer System or any personal property owned or held by the City or its employees, agents or contractors; (iv) create or permit any liens to attach to the Sewer System; or (v) create or cause any sewer blockages, backups, spills, or accidental discharges.
- c) Any and all costs and expenses for all Work shall be the sole responsibility of Piedmont. The City shall have no liability for any costs or expenses or any other costs

and expenses of any Piedmont Party under this Agreement.

- d) Piedmont shall, at Piedmont's sole cost and expense, promptly restore or cause to be restored any portion of the Sewer System or City property damaged by any Piedmont Party. Repairs to the Sewer System shall be made in accordance with the City's design and construction standards and specifications effective at the time of the Work. Restoration shall be to approximately the same condition that the Sewer System or property was in immediately prior to the Work. Nothing herein shall prevent Piedmont from using contractors or subcontractors to fulfill its repair obligations contemplated in this Section l(d) or elsewhere in the Agreement. If requested by Piedmont, City shall promptly provide a list of contractors which it uses to perform the applicable repair or restoration tasks.
 - e) For clarity, the Work will be performed with the goal of identifying damage to Piedmont's natural gas facilities and any damage to the Sewer System directly caused by the boring of natural gas lines. Piedmont shall make a reasonable effort to report to the City any open and obvious problems observed within the Sewer System; provided, however, Piedmont shall be under no obligation to identify or report to the City any damages to the Sewer System which are not of a nature that could be reasonably related to the Work or to natural gas line boring and shall not be liable or responsible for failing to discover or report any such issues.
- 2) The initial term of this Agreement shall be for five (5) years from the Effective Date. Thereafter, this Agreement will automatically renew for successive one (1) year terms. Either party may terminate this Agreement without cause at any time, upon at least sixty (60) days written notice.
 - 3) During the term, Piedmont shall maintain adequate comprehensive general liability insurance coverage, either through a policy or policies of insurance or a program of self-insurance, and any other insurance required by law.
 - 4) All Work undertaken in or on the Sewer System by any Piedmont Party shall be performed in a workman like manner and in accordance with applicable laws. Piedmont shall be responsible for obtaining all necessary permits and approvals applying to such Work.
 - 5) Piedmont shall keep all content, results, and products of the Work and any other information regarding the City's operations obtained or observed while accessing the Sewer System confidential and will not disclose the same to any third parties, without the prior written consent of the City, except such information may be disclosed (i) to the officers, directors, employees, contractors and agents of Piedmont who need to know such information for the purpose of performing or evaluating the Work or (ii) as required by law.
 - 6) Piedmont shall indemnify and hold the City harmless from any and all liabilities, damages, losses, claims, expenses, suits, costs or demands (collectively, "Claims"), that the City may sustain or incur to the extent caused by the actions or omissions of the Piedmont Parties, except to the

extent such Claims arise out of the negligence or willful misconduct of City or its employees, agents or contractors. Notwithstanding anything to the contrary herein, neither Party shall be liable to the other Party for any incidental, indirect, special, punitive or consequential damages (including without limitation any damages relating to lost profits or loss of use) ("Consequential Damages") arising in connection with this Agreement unless such Consequential Damages are due to such Party's gross negligence, misrepresentation; fraud; willful, wanton, or reckless act or omission; or any other intentional conduct of the Party. The terms of this Section shall survive termination or expiration of this Agreement.

7) No waiver or delay in enforcement of any breach of any term, covenant or condition of this Agreement shall be construed as a waiver of any preceding or succeeding breach of any other term, covenant or condition of this Agreement. Should any provision of this Agreement be held by a court of competent jurisdiction to be illegal, invalid or unenforceable, such provision shall be modified by the parties to be compliant with the law and, as modified, enforced. All other terms and conditions of this Agreement shall remain in full force and effect and shall be construed in accordance with the modified provision, as if such illegal, invalid or unenforceable provision had not been contained herein.

8) Except in cases of merger or sale of assets, the rights granted herein are not assignable by Piedmont without prior written consent of City, such consent not to be unreasonably withheld, conditioned, or delayed. City agrees that Piedmont may use subcontractors for any portion of the Work as necessary and determined in Piedmont's sole discretion. The rights granted hereby are binding upon the Parties and their respective successors and assigns and confer no rights to the public or any other person or entity not a party to this Agreement. Any addition or modification to this Agreement must be made in writing and signed by both Parties.

9) This Agreement, and all rights and obligations of the Parties relating to this Agreement, shall be governed by and construed in accordance with the laws of the State of North Carolina, without regard to the conflicts of law principles.

10) This Agreement constitutes the entire agreement of the Parties with respect to the subject matter hereof. This Agreement may be executed with electronic signatures and in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Transmission of images of signed signature pages by e-mail or other electronic means shall be effective as if originals.

11) For clarity, nothing in this Agreement shall govern the Parties' respective rights, obligations, remedies, defenses or liabilities with respect to any issues or matters which may be identified as a result of the Work, but which do not actually arise from the Work performed under this Agreement. Neither party waives any rights of any kind whatsoever with respect to any issue or matter which does not arise from the Work performed under this Agreement.

[SIGNATURES ON FOLLOWING PAGE]

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed

and delivered for and in their names by their duly authorized officers or representatives all as of the day and year first above written above.

Piedmont Natural Gas Company, Inc.

By: _____

Print Name: _____

Title: _____

City of Lenoir, North Carolina

By: _____

Print Name: _____

Title: _____

**LENOIR CITY COUNCIL
TUESDAY, APRIL 18, 2023
6:00 P.M.**

PRESENT: Mayor Joe Gibbons presiding. Councilmembers present were Mayor Pro-Tem Crissy Thomas, Jonathan Beal, Kent Greer, David Stevens, City Manager Scott Hildebran, City Clerk Shirley Cannon and City Attorney Timothy J. Rohr.

ABSENT: Councilmembers Ike Perkins, Todd Perdue and Ralph Prestwood.

I. CALL TO ORDER

- A. The meeting was opened by a moment of silence and the pledge of allegiance as led by Mayor Gibbons.

CONDOLENCES; CALVIN

DULA FAMILY: B. On behalf of City Council, Mayor Gibbons asked everyone to keep the family of Calvin Dula, retired City employee, in their thoughts and prayers. Mr. Dula passed away on Monday, April 17 and was a respected leader of the community. He retired from the City of Lenoir following 30+ years of dedicated and outstanding service. In addition, Mr. Dula was a devoted member of Dulatown Presbyterian Church where he held many positions. A memorial service was held on Saturday, April 15 for Mr. Dula who will be greatly missed by everyone.

CONDOLENCES; DAVID ODOM

FAMILY: C. On behalf of City Council, Mayor Gibbons asked everyone to keep the family David Odom in their thoughts and prayers. Mr. Odom served as the Town Manager of Taylorville for twenty years and also held other positions in local government. Mr. Odom was a well-respected leader of the community and will be deeply missed by his family, friends, and peers.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of the minutes of the City Council Budget Meeting of Thursday, March 30, 2023 as submitted.
- B. Minutes: Approval of the minutes of the City Council meeting of Tuesday, April 4, 2023 as submitted.
- C. Minutes: Approval of the closed session minutes of the City council meeting of Tuesday, April 4, 2023 as reviewed by the City Council, City Attorney and City Manager.
- D. Surplus Resolution, Police K9 Uwais: Approval of a Resolution to declare Police K9 Uwais as surplus property and to transfer ownership to Corporal Mitchell Foust as requested and as submitted. (A copy of the resolution is hereby incorporated into these minutes by reference. Refer to page 106.)

- E. Resolution; Water and Sewer Capital Improvements Projects: Staff recommends approval of a resolution to adopt the Water and Sewer Fund Capital Improvements Projects (CIP) as submitted. (A copy of the resolution is hereby incorporated into these minutes by reference. Refer to page 107.)
- F. Resolution; 2022 Local Water Supply Plan: Approval of a resolution to adopt the 2022 Local Water Supply Plan for the City of Lenoir as submitted. (A copy of the resolution is hereby incorporated into these minutes by reference. Refer to page 108.)
- G. Order of Abatement; 431 Rankin Street NW: Approval of an Order of Abatement Ordinance directing the Minimum Housing Director to remove or demolish the property located at 431 Rankin Street NW, Parcel ID 09-27-3-21 and NCPIN#2840902161 as submitted. (A copy of the recorded Order of Abatement is hereby incorporated into these minutes by reference. Refer to pages 109-110.)

SPECIAL RECOGNITION;

K9 UWAI: H. Police Chief Brent Phelps recognized Corporal Mitchell Foust and his family members and stated a K9 along with its handler and family form a strong bond due to the K9 being with their handler 24 hours per day. He shared that Uwais is a German Shepherd who was purchased in December 2019 and is around six to seven years old.

Chief Phelps shared Uwais has experienced a great career and has participated in 382 operations and assisted with the recovery of a little over \$200,000 in narcotics. He explained Uwais' retirement was recommended by medical personnel due to some health issues.

Upon a motion by Councilmember Stevens, City Council voted 4 to 0 to approve the items listed on the Consent Agenda (A-G) as described above and as recommended by City Manager Hildebran.

IV. REQUESTS AND PETITIONS OFCITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE CITYMANAGER

A. Items of Information

COMMITTEE OF

THE WHOLE: 1. The Committee of the Whole will meet on Thursday, April 20, at 8:30 a.m. at City Hall, Third Floor.

BOOTLEGGER 100

BICYCLE RIDE: 2. The 2023 Bootlegger 100 Bicycle Ride event will be held on Saturday, April 22 beginning at 8:00 a.m. in downtown Lenoir. The event begins and ends in downtown Lenoir.

NC 2023 GRAVITY

GAMES: 3. The North Carolina 2023 Gravity Games are scheduled on Saturday, April 29 from 8:00 a.m. until 3:00 p.m. in downtown Lenoir. Students from across the state participate in this popular event. This marks the tenth year the event has been held in Lenoir.

PLANNING

BOARD: 4. The Planning Board will meet on Monday, April 24 at 5:30 p.m. at the City/County Chambers.

NCLM: 5. The North Carolina League of Municipalities annual City Vision Conference will be held on April 25 through April 27 in Concord. Representing the City of Lenoir is Mayor Joe Gibbons, City Manager Scott Hildebran, Councilmembers Jonathan Beal, Kent Greer, Ike Perkins, Ralph Prestwood and David Stevens.

EMPLOYEE LITTER

SWEEP: 6. City of Lenoir employees (volunteers) will participate in the annual Employee Litter Sweep on Wednesday, April 26 from 9:00 a.m. until noon.

NCDOT SPRING

LITTER SWEEP: 7. The North Carolina Department of Transportation's Spring Litter Sweep ends on Saturday, April 29.

NATURAL DAY OF

PRAYER: 8. A ceremony will be held on Thursday, May 4 from noon until 12:30 p.m. in honor of the National Day of Prayer. The event will be held at the stage area of the downtown square.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

IX. REPORT AND RECOMMENDATIONS OF THE MAYOR

BOARD ANNOUNCEMENT;

PLANNING DEPARTMENT:

- A. Mayor Gibbons announced Dontrell Parson for consideration of appointment to the Lenoir Planning Board. City Council will consider this board recommendation at the May 2 meeting.

Mayor Gibbons stated Mr. Parson is the Director of Graduate Admissions & Recruiting at Appalachian State University and is a good fit for this position. Mr. Parson resides in Lenoir.

X. ADJOURNMENT

- A. There being no further business, the meeting was adjourned at 6:18 p.m.

Shirley M. Cannon, City Clerk

Joseph L. Gibbons, Mayor



CITY MANAGER
SCOTT E. HILDEBRAN

CITY OF LENOIR
NORTH CAROLINA

MAYOR
JOSEPH L. GIBBONS

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R. S. PRESTWOOD
D. F. STEVENS
C. D. THOMAS

RESOLUTION

WHEREAS, the City of Lenoir, North Carolina City Council, in accordance with § 20-187.4, desires to dispose of a retired service animal, Police K-9 Uwais of the City of Lenoir and award the service animal to Corporal Mitchell Foust for the purchase price of one dollar (\$1.00) from the City of Lenoir.

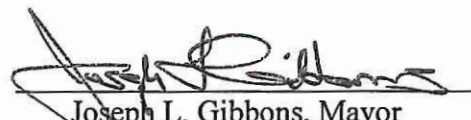
NOW THEREFORE BE IT RESOLVED,

- 1) the Mayor and City Council of the City of Lenoir acknowledges Police K-9 Uwais's loyal and dedicated service to the citizens of Lenoir, and
- 2) the Mayor and City Council declare the badge of Police K-9 Uwais, upon retirement, as surplus and no longer has any additional use to the City of Lenoir.
- 3) the Mayor and City Council authorize the City Manager to proceed with the procedures as outlined in N.C.G.S. § 20-187.4 regarding the disposition of retired service animals.

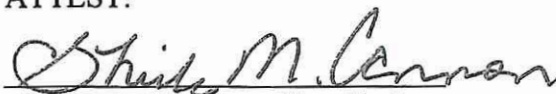
NOW THEREFORE BE IT FURTHER RESOLVED that, I, Joseph L. Gibbons, Mayor of the City of Lenoir, and on behalf of the Lenoir City Council and all the citizens, do hereby wish the very best for Police K-9 Uwais in his retirement and commend him for his service.

Adopted this the 18th day of April 18, 2023.

SEAL


Joseph L. Gibbons, Mayor

ATTEST:


Shirley M. Cannon, City Clerk



CITY MANAGER
SCOTT E. HILDEBRAN



MAYOR
JOSEPH L. GIBBONS

CITY COUNCIL
J. T. BEAL
F. K. GREER
T. H. PERDUE
J. I. PERKINS
R. S. PRESTWOOD
D. F. STEVENS
C. D. THOMAS

RESOLUTION BY THE LENOIR CITY COUNCIL

WHEREAS, The City of Lenoir has a current Capital Improvement Plan (CIP) for the Water and Sewer Enterprise Fund that spans 10-years, and

WHEREAS, The City of Lenoir annually updates its 10-Year Water and Sewer CIP, and

WHEREAS, The City of Lenoir held a City Council Budget Retreat on March 30, 2023 to present the 10-Year Water and Sewer CIP, and

WHEREAS, Applications for funding submitted to the NC Department of Environment Quality (DEQ) Division of Water Infrastructure (DWI) may earn points if the Applicant has a CIP adopted by the City Council within two years of the application date.

NOW THEREFORE BE IT RESOLVED, BY THE CITY OF LENOIR CITY COUNCIL:

That City of Lenoir does hereby adopt the Capital Improvements Plan (CIP) as updated for the Fiscal Year 2023-24 budget, as presented at the March 30, 2023 City Council Budget Retreat.

Adopted this the 18th day of April, 2023 at Lenoir, North Carolina.

SEAL

Joseph L. Gibbons, Mayor

ATTEST:

Shirley M. Cannon, City Clerk





CITY MANAGER
SCOTT E. HILDEBRAN

CITY OF LENOIR
NORTH CAROLINA

MAYOR
JOSEPH L. GIBBONS

CITY COUNCIL
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D. F. STEVENS
C. D. THOMAS

RESOLUTION FOR APPROVING LOCAL WATER SUPPLY PLAN

WHEREAS, North Carolina General Statute 143-355 (I) requires that each unit of local government that provides public water service or that plans to provide public water service and each large community water system shall, either individually or together with other units of local government and large community water systems, prepare and submit a Local Water Supply Plan; and

WHEREAS, as required by the statute and in the interests of sound local planning, a Local Water Supply Plan for the City of Lenoir, has been developed and submitted to the Lenoir City Council for approval; and

WHEREAS, the Lenoir City Council finds that the Local Water Supply Plan is in accordance with the provisions of North Carolina General Statute 143-355 (I) and that it will provide appropriate guidance for the future management of water supplies for City of Lenoir as well as useful information to the Department of Environmental Quality for the development of a state water supply plan as required by statute;

NOW, THEREFORE, BE IT RESOLVED by the Lenoir City Council of Lenoir, NC that the Local Water Supply Plan entitled, Lenoir LWSP dated April 1, 2023, is hereby approved and shall be submitted to the Department of Environmental Quality, Division of Water Resources; and

BE IT FURTHER RESOLVED that the Lenoir City Council intends that this plan shall be revised to reflect changes in relevant data and projections at least once every five years or as otherwise requested by the Department, in accordance with the statute and sound planning practice.

SEAL

This the 18th day of April, 2023.

Name: Joseph L. Gibbons

Title: Mayor

Signature: Joseph L. Gibbons

ATTEST:

Shirley M. Cannon
Shirley M. Cannon, City Clerk



AN ORDINANCE DIRECTING THE MINIMUM HOUSING INSPECTOR TO REMOVE OR DEMOLISH THE PROPERTY HEREIN DESCRIBED AS UNFIT FOR HUMAN HABITATION AND DIRECTING THAT A NOTICE BE PLACED THEREON THAT THE SAME MAY NOT BE OCCUPIED.

WHEREAS, the City Council of the City of Lenoir finds that the dwelling described herein is unfit for human habitation under the City Housing Standards, and that all of the procedures of the Minimum Housing Standards have been complied with; and

WHEREAS, this dwelling should be removed or demolished, as directed by the Minimum Housing Inspector, and should be placard thereon the notice prohibiting use for human habitation; and

WHEREAS, the owners of this dwelling, **HORTON AGNES**, have been given a reasonable opportunity to bring the dwelling up to the standards of the Minimum Housing Standards accordance with G.S. 160A-443 (5) pursuant to an order issued by the Minimum Housing Inspector on March 3, 2023 and the owner has failed to comply with the order;

NOW THEREFORE BE IT ORDAINED BY the City Council of the City of Lenoir that:

Section 1. The Minimum Housing Inspector is hereby authorized and directed to place a placard containing the following:

"This building is unfit for human habitation: the use or occupation of this building for human habitation is prohibited and unlawful."

on the building located at the following address: **431 Rankin St NW**
Lenoir, North Carolina
Parcel-ID 09 27 3 21
NCPIN 2840902161

Section 2. The Minimum Housing Inspector is hereby authorized and directed to proceed to remove or demolish the described above dwelling in accordance with this Order, and in accordance with the City of Lenoir Minimum Housing Code, and NCGS 160D-1203.

Section 3. The cost of demolition and improvement of the lot shall be a tax lien on the real property as provided by G.S. 160D-1203 (7).

Section 4. It shall be unlawful for any person to remove or cause to be removed the placard from any building to which it is affixed. It shall be likewise unlawful for any person to occupy or to permit the occupancy of any building therein declared to be unfit for human habitation.

Section 5. A copy of this ordinance shall be recorded in the Register of Deeds of Caldwell County, North Carolina, and indexed in the name of the property owner or owners in the grantor index.

Adopted this the 18th day of April, 2023.


JOSEPH L. GIBBONS
MAYOR

ATTEST:


SHIRLEY M. CANNON
CITY CLERK

APPROVED AS TO FORM:

Timothy J. Rohr
CITY ATTORNEY



**COMMITTEE OF THE WHOLE
CITY HALL, THIRD FLOOR**

THURSDAY, APRIL 20, 2023

8:30 A.M.

Present: Mayor Joe Gibbons, Mayor Pro-Tem Crissy Thomas, Jonathan Beal, Kent Greer, Ike Perkins, Todd Perdue, Ralph Prestwood, David Stevens and City Attorney Timothy J. Rohr.
(Note: Mr. Rohr was present during his presentation to City Council.)

Scott Hildebran, City Clerk Shirley Cannon, Finance Director Donna Bean, Main Street & Economic Development Director Kaylynn Horn, Public Services Director Radford Thomas, Public Works Operations Manager Jon Hogan, Public Utilities Operations Manager, Jeff Church, Public Utilities Operations Manager, Ed Evans, Parks & Recreation Director Phil Harper, Interim Fire Chief Kenny Nelson, Police Chief Brent Phelps, Police Major Andy Wilson, Police Lieutenant Chris Bumgarner, Planning Director Hannah Williams, and Communications Director Joshua Harris.

I. Mayor Pro-Tem Crissy Thomas welcomed everyone and called the meeting to order.

II. Code Changes: City Attorney Timothy Rohr stated staff and he reviewed the City of Lenoir's Code of Ordinances regarding changes pertaining to SB300, Criminal Justice Reform. The UNC School of Government previously declared if an ordinance is considered criminal, the ordinance has to state that in the language of the ordinance in each section of the code where the ordinance is listed. Due to revisions in November 2021, the City of Lenoir is generally where it needs to be but parts of the code should be updated. Some changes are needed in Articles 3 and 8 plus there are additional areas that require some clarification. Attorney Rohr recommended that any changes to criminal ordinances go through 2 readings in order to ensure compliance with SB 300.

III. Complaint; Dogs Running Loose

City Attorney Rohr informed Council of a citizen's complaint regarding her neighbor's dogs running loose and led a brief discussion about her request to the city to have owners keep their animals under control. Mr. Rohr will review code sections 3-27 and 3-28 and, if necessary recommend some changes.

IV. Panhandling

Attorney Rohr said the city's current panhandling ordinance prohibits the content of persons' speech and may be problematic under the First Amendment. He recommends the City prohibit behaviors such as blocking sidewalks and roads.

Chief Phelps clarified the Department can take action against panhandling in a public area, but they cannot when it occurs in a private area. He referred to strip malls and pointed out the property owners need to work with Police regarding this issue, including trespassing citations if desired.

Attorney Rohr recommended Council update 1) dogs running at large; 2) standardize language in Section 14-4 throughout the code; and 3) update language pertaining to panhandling. City Manager Hildebran recommended using model language.

Chief Phelps stated he needs direction from City Council on how to move forward regarding loose dogs. Chief Phelps asked Mr. Rohr to clarify which of Lenoir's criminal ordinances are currently written and enforceable, as his officers need to know how to proceed until council amends them. Mr. Rohr said he will review them all and provide guidance.

In addition, Chief Phelps explained if they can identify the owner of a dog, they would contact them about this issue. He also stated Staff works with Caldwell County Animal Control and emphasized the Department is doing all they can do to address the neighbor's complaint.

- V. Presentation; Lenoir Police Department Crisis Team: As background information, Chief Phelps explained there previously was not a support group or team available in the surrounding area to assist officers in the event a crisis should occur. As an example, he referred to the incident that happened in the City of Lenoir over a year ago where a family member shot and killed his siblings, his father and himself. Chief Phelps briefly talked about how this tragedy affected all of those who responded including EMS personnel, firefighters, police officers and other agencies. Next, Chief Phelps stated Lieutenant Chris Bumgarner recently received his degree and license in psychology and stated he asked him to make a model to go by in order to train officers in how to handle stress following a critical event.

Lieutenant Bumgarner shared that more police officers die by suicide than while on-duty. He explained that officers need individual and group crisis support following critical events. Lieutenant Bumgarner reviewed a power point presentation about the new Regional Critical Incident Stress Management Team (CISM) that was recently created.

Lieutenant Bumgarner stated CISM is a method of helping first responders and others who have been involved in critical incidents that leave them emotionally and/or physically affected by those incidents. This is a process that enables peers to help their peers understand problems that might occur after an event. In addition, Lieutenant Bumgarner stated that funding for their initial training was provided by a \$3,500 Community Grant received from Wal-Mart. He stated training in individual crisis intervention and group crisis intervention was provided by an instructor through the International Critical Incident Stress Foundation (ICISF)

Next, he stated the team began in November 2022 with four agencies and 14 officers and has grown to six agencies and 19 officers. The group meets quarterly. Lieutenant Bumgarner shared the members chose the name The Foothills Regional Law Enforcement CISM Team and is the first law enforcement specific team in the state of North Carolina. He further shared the ICISF has acknowledged the Foothills Regional Law Enforcement CISM Team is serving the community as a registered ICISF Team. Services provided are individual peer support, on-scene support services, critical incident stress defusing, critical incident stress debriefing, and follow-up care.

In addition, the ICISF provides training for individuals interested in becoming a part of a crisis management team, or for an organization that is dedicated to helping individuals or groups recover from incidents. A brief discussion was held regarding staff receiving the training as well.

Chief Phelps stated the team would have an impact on the department by being able to talk with each other about stress and being equipped to do a better job taking care of the community.

The mission of the International Critical Incident Stress Foundation, Inc. is to be the leader in providing education, training, consultation, and support services in comprehensive crisis intervention and disaster behavioral health services to emergency responders, and other professions, organizations and communities worldwide.

VI. Citizen Comment

- A. There were no citizen comments presented at this time.

VII. Committee Items

- A. Update; Public Services: Public Services Director Radford Thomas gave the following report:

1. Smart Readers; Opt Out Policy: Director Thomas reminded Council the Utilities Department recently completed the installation of Smart Water Meters throughout the Lenoir Utility system. He stated the meters transmit a radio signal that can be read remotely, provide valuable information about the customer's usage and detect any possible issues remotely.

Director Thomas reported some customers may have concerns over the use of the radio signals for meter reading purposes. He explained that, due to these concerns, many utilities, water and electric, are offering an Opt-Out option for the customers who may have these concerns that would allow for the installation of a standard analog meter that would be read manually instead of through the transmission of a radio signal.

Director Thomas explained utilities are assessing additional monthly meter reading fees to offset the additional cost of changing out the meter and manually reading it. The proposed policy establishes the fees for providing this additional service. The initial set up fee is \$125.00 plus a monthly surcharge of \$12.75. In addition, he clarified, if a customer changes their mind, they would be charged a reconnect fee. City Manager Hildebran stated this information would be placed on the City's website.

City Councilmember Beal recommended to have this fee increase along with the City's annual water rate increase. Director Thomas stated the proposed policy commits a customer to a year of service.

A copy of the Opt-Out Policy is attached to these minutes as information.

Motion

Upon a motion by Councilmember Perkins, City Council voted 7 to 0 to adopt the Smart Water Meter Residential Opt-Out Policy as presented and as recommended by Public Services Director Radford Thomas. Councilmember Perdue participated in the vote via Zoom.

2. Update; Powell Road/Ebel Place Intersections: Jon Hogan, Public Works Operations Manager, presented information regarding the Powell Road and Ebel Place intersections. He explained the current traffic and flow pattern and stated he recommends that drivers be able to make a left turn onto Ebel Place. (A copy of the traffic flow pattern is attached to these minutes as information.)

Motion

Following a brief discussion, Councilmember Beal made a motion to have a stop sign erected in order for drivers to have the option to turn left onto Ebel Place as presented and as recommended. This motion carried with a 7 to 0 vote. Councilmember Perdue participated in the vote via Zoom.

B. Update: Public Works/Public Utilities: Public Utilities Operations Manager Jeff Church gave the following report.

1. Mueller Meter Project: 4/14/23: Read Rate = 98.81. Broadcast Remote Firmware Update (BRFU) Update: With resources recently transitioned back onto the issue, there was a significant system crash recently that had “all hands on deck” with Mueller’s tech department that coincided with the City’s billing cycle. The problem was identified and corrected in time for our last billing. Currently, engineering is working on the process allowing for the software for the collectors to properly send the messages. At this time, we don’t have a date for resolution.
2. Asset Inventory and Assessment Grant: The city received a letter of intent to fund the Water and Sewer AIA on 3/27/23. These are two \$200,000 each grants from State Reserve Funds (SRP) from the America Rescue Plan Act (ARPA) that will evaluate our water and wastewater infrastructure. The first milestone for the AIA grant is the submittal of a preliminary project scope that includes a cost estimate and schedule for each major task by May 15, 2023. Another milestone is for staff to put out an RFQ for engineering services for the project. Qualifications are due by May 1.
3. Freeze and Nichols Facilities Assessment Project: 4/12/23: Blue prints have been gathered for the utilities facilities and are provided to the firm. Staff will meet with FNI in the near future to kick off the project.
4. Finley Water Project: Field work is underway, milestone deadlines are updated from the original schedule that was approved by the October 17, 2022, *Letter of Intent to Fund*. 4/18/23: The survey is completed and McGill is reviewing.

Milestone	Original Deadline	New Deadline
Bid and Design Package Submittal (obtain all necessary permits)	February 1, 2023	August 1, 2023
Bid and Design Package Approval	June 1, 2023	December 1, 2023
Advertise Project, Receive Bids, Submit Bid Information, <u>and</u> Receive Authority to Award from DWI	October 2, 2023	April 2, 2024
Execute Construction Contract(s)	November 1, 2023	May 1, 2024

5. Crossroads Sewer Project – 4/19/23: The contractor, along with city staff, filled the manholes in Smith Crossroads on the evening of April 18. The contractor will wait approximately one month before coming back and cutting out the existing manhole lids and patching the road.
6. Rhodhiss Flashmix basin the pre-bid meeting was held on Friday, March 17 at the site. There were five contractors present and bids were due April 12; however, numerous contractors have requested an extension. New bid date is Thursday, April 20, 2:00 pm.

7. Lead and Copper: 4/19/23: FNI is scheduled to begin phase 2 work once contract is approved, signed, and returned.
8. First Quarter 2023 Water Update: Raw Water Treated: Daily Avg. 6.223 MG Finished Water Pumped: Daily Avg. 6.176 MG. Plant operated, on average, 23.3 hrs. per day.

2. Public Works Operations Manager Jon Hogan reported on the following items:

Operational:

1. A 2nd Compost Day will be held on Saturday, April 29th.
2. Street Department has completed drainage addition and asphalt repair at Lower Creek Greenway Parking lot.

Projects:

1. Hospital Avenue Sidewalk Project – Duke Energy has surveyed and staked the URA and looking to start relocation within the next couple of weeks. Currently the contract has a May let date, but we are still awaiting the Notice to Proceed from NCDOT.
2. LFD Infrastructure Failure (Sinkhole) -Catawba Valley Engineering and WK Dickson are working on package to bid out for bid, based on (1) option for complete replacement and an alternate for pipe repair/rehab. Awaiting WK Dickson report
3. Greenway Culvert (Red Roof) - Working with McGill; Project went out for bid on 2/27. We received one bid, coming in at \$311,000 due to pour in place headwall construction. Working with McGill on options.
4. Smith Crossroads Sign- Traffic Study has been completed. NCDOT is awaiting the sign lighting plan certification from Destination by Design. They are currently working on this.
5. EV Charging Station- PO has been submitted to National Car Charging for the purchase of equipment. Building Maintenance will install service in the next couple of weeks. 2023 Paving - Will assess and prioritize spring/summer paving in the coming weeks.
6. City Hall Improvements: Building quote received. David Coffey should have window quotes this week.
7. LPD Stormwater Issue- Working with Chief Phelps and property owner on issue.
8. Greenway: All greenway connections are currently in design with Mattern and Craig. Street Department has started construction on the Waterlife Connection. Asphalt has been removed and delineator curb has been installed. Painting will begin soon. Next piece will be the Google connection once they complete the stream bank restoration project. Awaiting PED counters for HWY 18 crossing.
9. Pennton Avenue Wetland Project: This project will begin on Monday April 24th and will be a joint effort between the City of Lenoir, NC State Stormwater and Hoffman Grading to clean out the wetland and getting back into working condition. The project should be complete by Friday if weather cooperates.

VIII. Community Development

- A. Lenoir Business Advisory Board: The Lenoir Business Advisory Board met on Thursday, April 13. Kaylynn Horn, Economic Development Director, presented the following report:

* Work continues with the DLR Group engaged for the production of the Downtown Lenoir Master Plan featuring The Campus. Another site visit is scheduled May 11 &

12. Work continues on citywide wayfinding, Smith Crossroads signage, and the Downtown Clock Tower. Work continues with property owners interested in the NPS/National Main Street Façade Grant.

* LBAB Grant committee has had a request for 118 Mulberry St., NW, owned by Ridgeglen Investments, LLC. The building will be used for a dental lab business, office space and a luxury apartment on the top floor, which they intend to initially use as an Airbnb. Having made the match requirement with an approximate \$425,000 rehabilitation investment, the grants committee recommended approval for the local LBAB grant with the \$5,000 award.

* Staff is preparing for a site visit with EDC & Historic Preservation Committee from Alexander County. They will be coming to downtown Lenoir to learn more about and visit several of our historic preservation success stories and the newly completed tax credit projects in the downtown district and also tour the Blue Bell Mill Project.

* Events are in full swing. Bootlegger 100 is on April 22 with 300 cyclist registered with lots of overnight stays. The 10th Annual Gravity Games are also this month on April 29.

The following are upcoming events:

5/4 – National Day of Prayer Downtown 11:30 – 12:30 p.m.

5/6 – Cruise In Downtown 3-9:00 p.m.

5/13 – Bloom Blast – Downtown

5/29 – Memorial Day Celebration - Downtown

B. Planning Board: The Planning Board will meet on Monday, April 24. Hannah Williams, Planning Director, gave the following report:

- a) The Planning Board will review two ordinance amendments at their next meeting.
- b) Two candidates are scheduled for an interview for the Planner position.

C. Parks & Recreation Advisory Board: The Parks and Recreation Advisory Board met on Monday, April 20. Recreation Director Phil Harper gave the following report:

- * Barger Ashe has been working on the roof at Mulberry Recreation Center now for three weeks.
- * Completed quotes on outdoor basketball/tennis courts at MLK Center. For the basketball courts-repainting of boundary lines and poles/backboards and pressure washing of tennis courts – pressure washing only (mold.)
- * Staff at the Aquatic Fitness Center has been working to get the outdoor pool open by May 27. The hours are from 11:00 a.m. until 6:00 p.m. The pool will also be open on Memorial Day from 11:00 a.m. until 6:00 p.m. as well.
- * The Mack Cook lights are working and Staff has been trained in turning them off and on. Currently, I am working with David Coffey, Risk Manager, to get the facility ADA compliant and am also looking at a few safety concerns to get this facility up and running.
- * Looking to take bids on our concession stands at Optimist Park, Mulberry Recreation Center and the Aquatic & Fitness Center.
- * Youth Baseball/softball games begin tomorrow. We are in desperate need of umpires if anyone knows of someone who may be interested.

- * Pickleball opened up last Thursday, April 13 at the MLK Center and we had 12 participants. We have three courts lined off at the Center.
- * Last week was Spring break for the youth and we averaged 60 to 80 youth daily for the week. Big kudo's to Trent from Trent's Barber Shop for bringing the youth pizza at 1:00 p.m. on Friday.

IX. Finance and Administration

- A. March Financial Summary: Finance Director Donna Bean reviewed the Financial Summary as of March 31, 2023. The over/under balance in the General Fund is \$3,668,285.74, Downtown District (\$230,199.46) and Water & Sewer Fund \$2,244,514.51.

A copy of the March Financial Summary is attached to these minutes as information.

Director Bean stated the City is on track with its budget and in good financial shape. She also remarked the City's budget is where she anticipated it to be at this time.

- B. Update; Public Communications: Public Information Director Joshua Harris presented the Communications Report for the month of March. Director Harris reported there were 8 news releases, 131 photos, 8 videos, 167 social posts, 28 questions & answers and 1 e-sign up. The website's social reach is 86,552 along with 1,488 video views. There were 45,569 Facebook, Twitter and Instagram followers.

X. Public Safety

- A. Update; Police Department: Police Chief Brent Phelps reported the department has hired six new officers and stated two were hired from the Basic Law Enforcement Training (BLET) program at CCC&TI and four were hired from Western Piedmont Community College. In addition, he stated the department's recent restructuring of officers was going well and commended Major Andy Wilson for doing a great job in his new position.

In addition, Chief Phelps stated officers are currently going through training and mentioned their annual report would be presented to Council at the May 23 Committee of the Whole meeting.

As information, Chief Phelps reported a new drug is obtainable which contains an animal tranquilizer and emphasized it doesn't respond to Narcan. In addition, Chief Phelps said a 71-year old man fell on the sidewalk on April 10 and passed away the following day. He reported NCDOT staff and he are reviewing the area where the incident occurred.

- B. Update; Fire Department, Quarterly Report: Interim Fire Chief Kenny Nelson reviewed information in the Department's 1st Quarterly Report for January, February and March. Chief Nelson reported an increase in fires and medical calls and stated supply chain issues have held up maintenance on one of the fire trucks. He stated the department is also having issues with the company the City contracted with for the new Fire apparatus. The truck is slated to be delivered in August and he mentioned the fire truck may be in Indianapolis next week for an event. Several staff members

plan to attend in order to have the opportunity to check out the new truck.

Chief Nelson reported the part-time inspectors have been a tremendous help to the department and commended them for all their hard work. He stated two firefighters left the department for different jobs and another went to work at the Granite Falls Fire Department.

XI. OTHER

- A. The May calendar was provided in packet as information listing committee meetings and upcoming events.

XII. ADJOURN

There being no further business, the meeting was adjourned at 10:50 a.m.

Attachments

March Financial Summary
Presentation-CISM Team
Smart Reader Residential Opt Out Policy
Traffic Flow Pattern – Ebel Place

Regional Critical Incident Stress Management Team

PRESENTATION FOR
LENOIR CITY COUNCIL

LT. CHRIS BUMGARNER
LENOIR POLICE DEPARTMENT

What is CISM?

- Critical Incident Stress Management (CISM) is a method of helping first responders and others who have been involved in critical incidents that leave them emotionally and/or physically affected by those incidents.
- CISM is a process that enables peers to help their peers understand problems that might occur after an event.

Agencies Involved

November, 2022 (Started with four agencies – total of 14 officers)

- Lenoir PD (5)
- Hickory PD (4)
- Longview PD (2)
- Morganton Public Safety (3)

March, 2023 (Added two additional agencies – total of 19 officers)

- Newton PD (3 officers)
- Claremont PD (2 officers)

ICISF

- ICISF provides training for individuals interested in becoming a part of a crisis management team, or for an organization that is dedicated to helping individuals or groups recover from incidents.
- The mission of the International Critical Incident Stress Foundation, Inc. is to be the leader in providing education, training, consultation, and support services in comprehensive crisis intervention and disaster behavioral health services to emergency responders, and other professions, organizations and communities worldwide.



International Critical Incident Stress Foundation, Inc.

HELPING SAVE THE HEROES

Initial Training

- Funding through Community Grant from Wal-Mart of Lenoir (\$3,500).
- Provided by instructor through the International Critical Incident Stress Foundation.
- Officers trained in:
 - Individual Crisis Intervention
 - Group Crisis Intervention



The International Critical Incident Stress Foundation, Inc. (ICISF)
Acknowledges

Foothills Regional Law Enforcement CISM Team

2114

is serving the community as a registered ICISF Team

RICHARD BARTON
Chief Executive Officer

GEORGE S. EVERLY, JR., PhD, CCISM
ICISF Co-Founder

JEFFREY T. MITCHELL, PhD, CCISM
ICISF Co-Founder

Team Registration

- Team Name
 - Foothills Regional Law Enforcement CISM Team
- First law enforcement specific team in the state of NC

Services Provided

- Individual Peer Support
- On-Scene Support Services
- Critical Incident Stress Defusing
- Critical Incident Stress Debriefing
- Follow-up care

CISM Team Mission and Goals

- The **mission** of the CISM Team is to assist personnel in effectively coping with reactions to critical incidents in order to achieve and maintain a healthy and effective workforce.
- **Goals** of the CISM Team include:
 - Promote effective responses to stressful events.
 - Reduce harmful effects following a critical incident by working with those impacted soon after the event.
 - Accelerate the healing process.

City of Lenoir Public Utilities Department

Smart Water Meter Residential Opt-Out Policy

AVAILABILITY:

Applicable to residential customers who request a water meter that either does not utilize communications to transmit data, or is otherwise required to be read manually, provided that such a meter is available for use by the City of Lenoir Utilities Department. At the City of Lenoir's option, meters to be read manually may be either an advanced meter with the communication capability disabled or other non-communicating meter.

GENERAL PROVISIONS:

Customers choosing this option will not be eligible for any current or future services or offerings that require the use of an advanced or other communicating meter.

The City of Lenoir may refuse to provide service under this Policy under any of the following conditions:

- If the customer has a history of meter tampering or unauthorized use of water at the current or any prior location.
- If such service creates a safety hazard to consumers on their premises, the public or the City Utility Department personnel or facilities.
- If the customer does not provide the City Utilities Department satisfactory access to its facilities for the purpose of obtaining meter readings or maintaining its equipment.

Rate

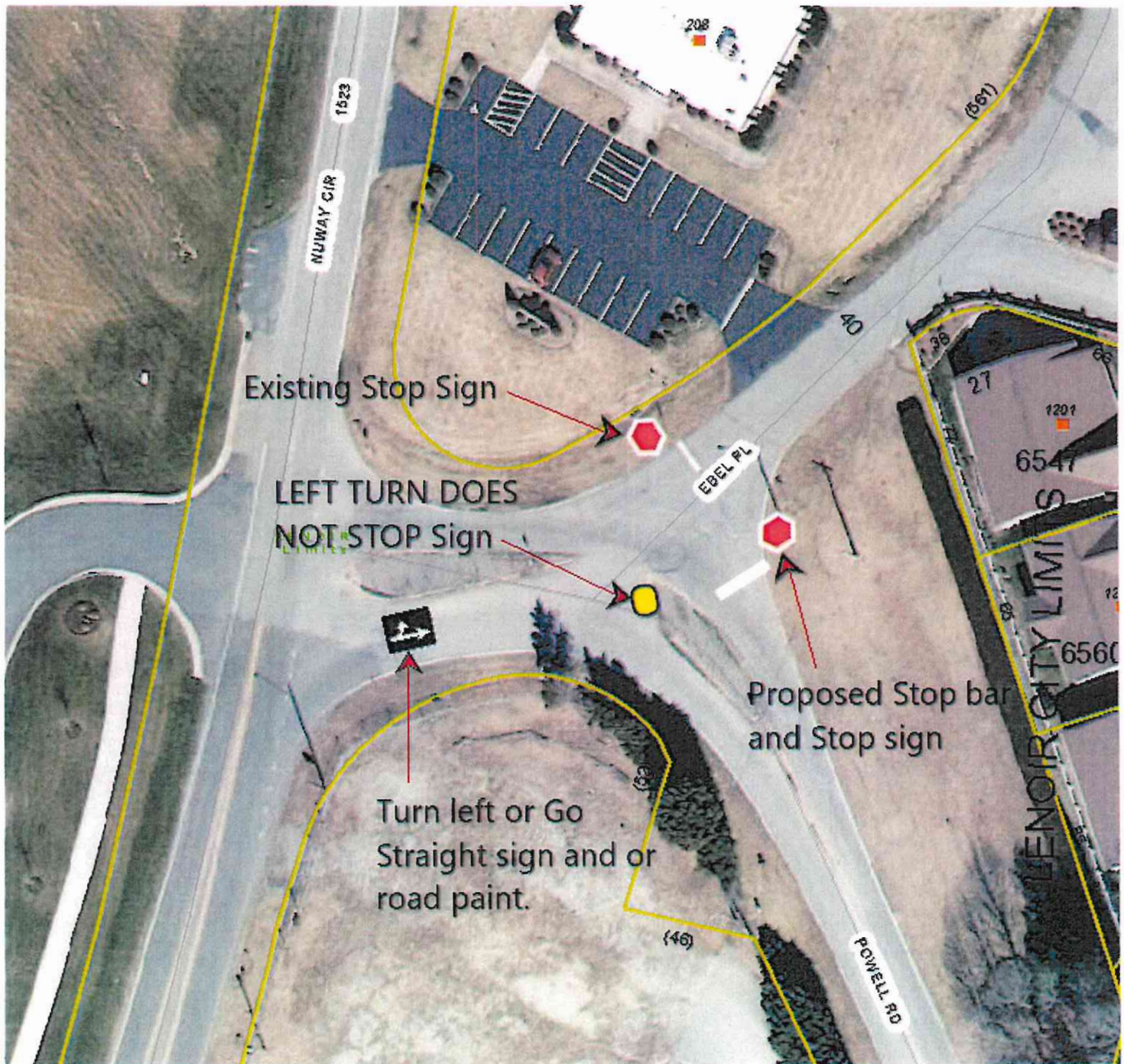
Initial Set-Up Fee: \$125.00

Monthly Surcharge: \$12.75

Contract

The original term of this contract is one year and thereafter until terminated by either party on thirty days' written notice. The City of Lenoir reserves the right to terminate the customer's contract under this Opt-Out Policy at any time upon notice to the customer for violation of any of the terms or conditions of the General Provisions of this Policy. If within the first year, the customer wishes to discontinue service under this Policy, the customer will pay the current Reconnect Fee to reinstate to the standard metering service.

Approved by Lenoir City Council on: April 20, 2023.





**City of Lenoir
Financial Summary
As of 3/31/2023**



Committee of the Whole
Thursday, April 20, 2023

General Fund					
	2022-2023 Budget	3/31/2023	% of Budget	Change from Previous Year	3/31/2022
Total Revenue	\$ 20,320,130.00	\$ 18,906,784.03	93%	\$ 1,677,784.03	\$ 17,229,000.00
Expenditures	\$ 20,320,130.00	\$ 15,238,498.29	75%	\$ 1,663,977.45	\$ 13,574,520.84
Over/Under	\$ -	\$ 3,668,285.74		\$ 13,806.58	\$ 3,654,479.16
Downtown District					
	2022-2023 Budget	3/31/2023	% of Budget	Change from Previous Year	3/31/2022
Revenues	\$ 288,220.00	\$ 40,684.36	14%	\$ 8,047.22	\$ 32,637.14
Expenditures	\$ 288,220.00	\$ 270,883.82	94%	\$ 146,329.88	\$ 124,553.94
Over/Under	\$ -	\$ (230,199.46)		\$ (138,282.66)	\$ (91,916.80)
Water/Sewer Fund					
	2022-2023 Budget	3/31/2023	% of Budget	Change from Previous Year	3/31/2022
Revenues	\$ 10,232,980.00	\$ 7,831,557.20	77%	\$ 420,450.02	\$ 7,411,107.18
Expenditures	\$ 10,232,980.00	\$ 5,587,042.69	55%	\$ 13,655.20	\$ 5,573,387.49
Over/Under	\$ -	\$ 2,244,514.51		\$ 406,794.82	\$ 1,837,719.69

Board Appointment

*Lenoir Planning Board Dontrell Parson Unexpired Term (2025)

*Mr. Parson will be filling a vacant seat and unexpired term that expires in 2025.