

**LENOIR CITY COUNCIL
TUESDAY, JUNE, 20, 2023
6:00 P.M.**

PRESENT: Mayor Joe Gibbons presiding. Councilmembers present were Jonathan Beal, Kent Greer, Todd Perdue, Ike Perkins, Ralph Prestwood, David Stevens, City Manager Scott Hildebran, City Clerk Shirley Cannon and Attorney David Lackey, Wilson, Lackey & Rohr, PA.

ABSENT: Mayor Pro-Tem Crissy Thomas and Timothy Rohr, City Attorney.

CITY STAFF: In attendance was Finance Director Donna Bean, Fire Chief Norman Staines, Deputy Fire Chief Kenny Nelson, Police Chief Brent Phelps, Planning Director Hannah Williams, Parks & Recreation Director Phil Harper, Public Services Director Radford Thomas, Public Utilities Operations Manager Jeff Church, Public Works Operations Manager Jon Hogan, City Consultant Ed Evans, Downtown Event Coordinator Matthew Anthony and Communications Director Joshua Harris.

I. CALL TO ORDER

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

In addition, Mayor Gibbons welcomed Attorney David Lackey who was filling in for City Attorney Timothy Rohr.

**OATH OF OFFICE;
FIRE CHIEF:**

B. Oath of Office: Mayor Gibbons administered the Oath of Office of Fire Chief to Norman S. Staines.

A copy of the Oath of Office is hereby incorporated into these minutes by reference. (Refer to page 177.)

On behalf of City Council, Mayor Gibbons congratulated Chief Staines and stated City Council and Staff are honored and excited to have him as a part of the City of Lenoir and community. Mayor Gibbons also shared that Chief Staines was a long time instructor with the community college. He further welcomed all of the firefighters that were in attendance at the meeting as well as Chief Staines family members.

Chief Staines stated he began his career twenty-eight years ago with the Town of Hudson and remarked being a Fire Chief is a long time goal of his. He introduced his spouse Kim and other family members and stated he was excited and looking forward to the journey.

**SPECIAL RECOGNITION; DEPUTY
FIRE CHIEF KENNY NELSON:**

- C. On behalf of City Council, Mayor Gibbons presented Deputy Fire Chief Kenny Nelson with a framed City flag and City coins for his tenure as Interim Fire Chief from February 1, 2023 until June 19, 2023.

Mayor Gibbons thanked Chief Nelson for his service as Interim and for managing everything during this time.

Chief Nelson stated he was honored to serve and thanked City Council for the recognition.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

ORDINANCE AMENDMENT; SECOND READING:

- A. A public hearing was held to receive public comments regarding the second reading of an Ordinance amending Chapters 1, 3, 5, 10, 12, 13, and 18 of the Lenoir Code of Ordinances to address updates prompted by recent legislative changes to the General Statutes. Staff recommends approval of the submitted Ordinance. City Council authorized the public hearing at their June 6 City Council meeting.

A copy of the Ordinance is hereby incorporated into these minutes by reference. (Refer to pages 178-184.)

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

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

Upon a motion by Councilmember Perdue, City Council voted 6 to 0 to adopt the Ordinance amending Chapters 1, 3, 5, 10, 12, 13, and 18 of the Lenoir Code of Ordinances as submitted and as recommended by City Staff.

CONTIGUOUS ANNEXATION PETITION; 2702 ELLERWOOD ROAD:

- B. A public hearing was held to receive public comments regarding a Contiguous Annexation Petition for property located at 2702 Ellerwood Road, NCPIN#2768447626. The front portion of this parcel is already in the City limits while the back part of the parcel is not in the City limits but is in the Extra Territorial Jurisdiction (ETJ.)

(A copy of the annexation ordinance, map and metes & bounds are hereby incorporated into these minutes by reference. Refer to pages 185-189.)

Mayor Gibbons opened the public hearing to receive public comments regarding the Contiguous Annexation Petition.

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

Planning Director Hannah Williams addressed City Council and stated Norman and Kim Staines requested the voluntary annexation in order to have City residency as required by the City for Department Directors. She reiterated the purpose of the voluntary annexation is to bring the back part of the parcel into the City limits and mentioned the back portion of several additional properties on Ellerwood Road are also located in the ETJ.

Upon a motion by Councilmember David Stevens, Council voted 6 to 0 to adopt the Contiguous Annexation Petition for property located at 2702 Ellerwood Road as submitted and as recommended by City Staff.

REZONING; 2702 ELLERWOOD ROAD:

- C. A public hearing was held to receive public comments regarding a rezoning request as submitted by Norman and Kim Staines to rezone a portion of the subject property from Caldwell County's Industrial District to R-20 (Single Family) for property located at 2702 Ellerwood Road. City Staff and the Planning Board recommends approval based on the following consistency statement:

The proposed zoning map amendment is consistent with the adopted Comprehensive Plan because it allows one zoning jurisdiction to provide development standards to the property, bringing straightforward zoning standards and predictability to a low-density area. The proposed amendment is reasonable and in the public interest because it brings development consistency to the parcel.

Mayor Gibbons opened the public hearing to receive public comments regarding the rezoning request.

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

Planning Director Hannah Williams explained this section of the lot is small, but stated the same zoning is required for a parcel when it pertains to annexations.

Upon a motion by Councilmember Beal, Council voted 6 to 0 to rezone a portion of the subject property from Caldwell County's Industrial District to R-20 (Single Family) for property located at 2702 Ellerwood Road based upon the consistency statement as listed above and as requested and recommended by City Staff.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of the minutes of the City Council Meeting of Tuesday, June 6, 2023 as submitted.
- B. Fireworks Authorization Permit: Approval of an application for a Fireworks Display Permit as submitted by Chris Jacobs, Fire Marshall, City of Lenoir. The date of the display is July 4, 2023 beginning at 9:30 p.m. at Optimist Park and will be conducted by Pyro Shows, Inc. for the City of Lenoir Recreation Department. A certificate of liability insurance has also been submitted by Pyro Shows Inc. (A copy of the permit and certificate of liability insurance is hereby incorporated into these minutes by reference. (Refer to pages 190-191.)
- C. Close-Out; Capital Project Budget Ordinance; Biosolids Project: Approval of Capital Project Budget Ordinance #2023-3 to closeout the Biosolids Facility Improvements Project. Note: City Council adopted the budget ordinance on June 6, 2017 with a total project budget of \$7,134,900. The project is now complete and was under budget by \$213,068.61. (A copy of the project ordinance is hereby incorporated into these minutes by reference. Refer to page 192.)

- D. Public Hearing; Water System Shortage Plan Update: Staff recommends Council call for a public hearing to be held on Tuesday, July 18, 2023 to receive an update regarding the Water System Shortage Plan for the City of Lenoir.
- E. Resolution; ARP Funding: The North Carolina Department of Environmental Quality (NCDEQ) Division of Water Infrastructure has offered the City of Lenoir an American Rescue Plan (ARP) Grant offer in the amount of \$6,300,000 to perform work detailed in the submitted application for the Finley Avenue Water System Improvement Project. Staff recommends City Council approve the acceptance of the American Rescue Plan Grant offer of \$6,300,000 by Resolution as submitted and as recommended. (A copy of the resolution is hereby incorporated into these minutes by reference. Refer to page 193.)
- F. Contract; Blue Ridge Memorial Park Cemetery Plan: Requests for Qualifications (RFQ) were sent out on Friday, May 26 with a closing date of Friday, June 9 for the Blue Ridge Memorial Park Cemetery Master Plan. Staff recommends City Council award the contract in the amount of \$45,000 to McGill Associates as submitted. Note: Additional background information about the project is available on the submitted Council Action Form.
- G. Budget Amendments; FY2023-23: Staff request approval of the amendments to the annual Budget Ordinance for the fiscal year ending June 30, 2023 as follows:
Budget Amendment #2023-3:
 - o Approve the utilization of additional general fund revenues to make purchases and building upgrades.
 - o Approve the allocation of general fund expenditures to purchase a brush truck and building upgrades.
 - o Approve the allocation of enterprise fund expenditures.
 - o Approve the allocation of funding for the Main Street.

A copy of the amendments are hereby incorporated into these minutes by reference. (Refer to page 194.)

Councilmember Perkins asked to remove Item B. Fireworks Authorization Permit from the Consent Agenda for further discussion.

Councilmember Perkins asked if citizens also have to obtain a permit to shoot fireworks at their residences.

City Manager Scott Hildebran explained the state requires municipalities to adopt fireworks permits as requested by the operators of major fireworks events.

Councilmember Perkins also asked how these events are monitored.

Police Chief Brent Phelps explained that Chris Jacobs, Fire Marshall, inspects fireworks stands such as the ones located in the parking lot of Wal-Mart. He stated these types of fireworks are not considered illegal and do not require a permit. However, Chief Phelps stated the class of fireworks used by a company at a public outing do require a permit.

Motion

Following discussion and upon a motion by Councilmember Perkins, City Council voted 6 to 0 to adopt items A through G as listed above on the Consent Agenda and as presented by City Manager Hildebran.

IV. REQUESTS AND PETITIONS OFCITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE CITY MANAGER

A. Items of Information

SUMMER MUSIC

- MADNESS:** 1. The band “Soul Watt” will perform on the downtown stage on Friday, June 23 from 7:00 p.m. – 10:00 p.m. as part of the Summer Music Madness event. The Groove Masters Band will perform on the downtown stage on Friday, July 7 from 7:00 p.m. – 10:00 p.m.

COMMITTEE OF

- THE WHOLE:** 2. The Committee of the Whole will meet on Tuesday, June 27 at 8:30 a.m. at City Hall, Third Floor.

FOOTHILLS REGIONAL

AIRPORT AUTHORITY:

3. The Foothills Regional Airport Authority will meet on Wednesday, June 28 at noon at the airport facility.

SUMMER MOVIE

- EVENT:** 4. The movie “Sonic, the Hedgehog 2” will be shown on Friday, June 30 at 8:30 p.m. – 10:00 p.m. on the downtown stage.

HOLIDAY

- CLOSING:** 5. City offices will be closed on Tuesday, July 4 in observance of Independence Day.

JOINT MEETING: CALDWELL

COUNTY COMMISSION:

6. A joint meeting with the Caldwell Caldwell Commission and the City of Lenoir will be held on Tuesday, July 11 from noon – 2:00 p.m. at the J.E. Broyhill Civic Center, Room 215, to discuss economic development. No action will be taken by City Council.

ECONOMIC ADVISORY

- COMMITTEE:** 7. The Economic Advisory Committee (EAC) will meet on Tuesday, July 11 at 8:15 a.m.

- ABC BOARD:** 8. The ABC Board will meet on Thursday, July 13 at 2:00 p.m. via a Zoom call.

LENOIR BUSINESS

ADVISORY BOARD:

9. The Lenoir Business Advisory Board (LBAB) will meet on Thursday, July 13 at 6:00 p.m., City Hall, Third Floor.

NC BLACKBERRY

- FESTIVAL:** 10. The NC Blackberry Festival will be held on Friday, July 14 & Saturday, July 15 beginning at 9:00 a.m. This year is the 20th Anniversary for the festival. There are 250 vendors registered for the festival.

MEETING CANCELLATION:

10. City Council will only conduct one Council meeting in July on Tuesday, July 18 at 6:00 p.m. at the City County Chambers, 905 West Avenue NW, Lower Level. The Committee of the Whole will not meet in July.

B. Items for Council Action

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY**VIII. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS****UPDATE; LENOIR & CALDWELL****ROTARY 50-50 RAFFLE:**

- A. Councilmember Ralph Prestwood reported that both the Caldwell Rotary and Lenoir Rotary clubs are participating in a 50-50 Raffle with one-half of the proceeds going to the person with the winning ticket number. Mr. Prestwood stated their goal is to raise \$60,000 with their portion going toward the cost of the new clock tower to be located downtown. Currently, they have raised \$6,500. Tickets will be available during the Blackberry Festival on July 14 & 15.

IX. REPORT AND RECOMMENDATIONS OF THE MAYOR**BOARD RE-APPOINTMENTS:**

- A. Mayor Gibbons presented the following list of individuals to City Council for their consideration of approval to be re-appointed to the following Authorities/Boards/Commissions as follows:

ABC BOARD (3-year term)

John Tye	2026
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FOOTHILLS REGIONAL AIRPORT AUTHORITY (2-year term)

Joe Gibbons	2025
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LENOIR HOUSING AUTHORITY (5-year term)

Linda Ferguson (resident member)	2028
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Vacant Expires	2026
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BUSINESS ADVISORY BOARD (3-year term)

Dana Clark	2026
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Jennifer Indicott	2026
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Tyler Reece	2026
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Glenda Wilson	2026
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PLANNING BOARD/HISTORIC PRESERVATION COMMISSION (3-year term)

Michael Careccia	2026
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Kyle Case	2026
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BOARD OF ADJUSTMENT (3-year term)

Lucy McCarl	2026
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Vacant – unexpired	2025
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RECREATION ADVISORY BOARD (2-year term)

Scott Barnett	2025
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Michael Dineen	2025
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Rick Pierce	2025
Tim Poarch	2025
James Robertson	2025

Lenoir Tourism Development Authority (4-year term)

Brenda Floyd	2027
Vacant	2027
Vacant	2027

As information, Mayor Gibbons explained the Board of Adjustments (BOA) is filled by members of the Planning Board and members of the Lenoir Tourism Development Authority (LTDA) have to meet guidelines as established by the NC General Assembly and be associated with the tourism industry prior to being appointed.

Upon a motion by Councilmember Perdue, Council voted to 6 to 0 to approve the above listed Board re-appointments as recommended by Mayor Gibbons. These re-appointments were announced at the June 6 City Council meeting by Mayor Gibbons.

X. ADJOURNMENT

A. There being no further business, the meeting was adjourned at 6:36 p.m.

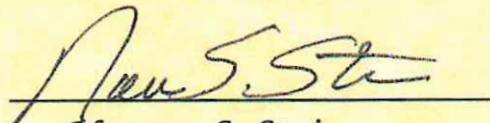
Shirley M. Cannon, City Clerk

Joseph L. Gibbons, Mayor

CITY OF LENOIR, NORTH CAROLINA

OATH OF FIRE CHIEF❧ *NORMAN S. STAINES* ❧

I, *NORMAN SCOTT STAINES*, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States of America, the laws of the state of North Carolina and the policies and procedures of the City of Lenoir and the City of Lenoir Fire Department. With this oath, I fully accept the role of Fire Chief and the responsibilities required to fulfill this position to the best of my ability. I will honor and respect the mission, goals and purpose set forth by the department and the administration. I will at all times, respect the property and rights of all citizens when called upon to help those in need. The uniform and badge I wear and the members I serve with will be cherished as family. I recognize the badge of my position is a symbol of public faith and trust. I will conduct myself in a manner as not to bring shame or discord to my department, its members, or its citizenry. I have all of the required qualifications to begin and willingly accept this position with the understanding that I must stay true to the ethics of the fire service. I accept this self-imposed and self-enforced obligation as my responsibility and make these promises solemnly, and upon the honor of my name. So help me God.


Norman S. Staines

Sworn to and subscribed before me this 20TH day of June, 2023.


Joseph L. Gibbons, Mayor

AN ORDINANCE OF THE CITY COUNCIL OF LENOIR, NORTH CAROLINA, AMENDING CHAPTERS 1, 3, 5, 10, 12, 13, AND 18 OF THE LENOIR CITY CODE RELATED TO ANIMALS, NUISANCES, OFFENSES AND MISC PROVISIONS, STREETS AND SIDEWALKS, PROVIDING FOR SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Whereas, the state legislature recently adopted SB300, the Criminal Justice Reform bill, which went into effect on December 1, 2021 and decriminalizes certain local ordinances related to the regulation of animals, nuisances, and offenses related to loitering, soliciting, and firearms; and

Whereas, SB 300 also removed the presumption in 160A-175(b) that any violation of a local ordinance is a misdemeanor under G.S. 14-4, requiring instead that cities must specify by ordinance if a violation is punishable as a misdemeanor or infraction under G.S. 14-4; and

Whereas, Chapters 1, 3, 5, 10, 12, 13, and 18 of the Lenoir Code of Ordinances contain regulations that have been decriminalized under SB300, prompting the necessity to amend the ordinances to remove language related to criminal penalties; and

Whereas, Chapters 3 and 12 of the Lenoir Code of Ordinances contain regulations that pertain to nuisance cause by noise and roaming of dogs, which needed clarification for enforcement action; and

Whereas, Chapter 13 of the Lenoir Code of Ordinances, "Offenses and Miscellaneous Provisions" contains prohibitions related to the discharge of firearms within the City Limits (Sec.13-6), Firebombs (Sec. 13-7) and Consumption of Alcoholic Beverages on City Property (Sec. 13-9), but does not specifically declare violations to constitute misdemeanors under G.S. 14-4 as is now required by the amendments to 160A-175(b) contained in SB 300; and

Whereas, the Lenoir Police Department has historically enforced the aforementioned local prohibitions through charging violators under G.S. 14-4, and although such charges are rare, the City Council finds it to be necessary to retain the ability to charge violators when warranted to ensure the public

health, safety, and general welfare and to protect the resident's rights to quiet enjoyment of their homes; and

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

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

SECTION 1. Chapter 1 of the Code of Ordinances, City of Lenoir, North Carolina, "General Provisions" is hereby amended to read as follows:

Sec. 1-15. - Civil and criminal penalties.

~~(g) Failure to abate a violation in the specified time period for abatement given pursuant to subsection (a) shall constitute a misdemeanor infraction pursuant to G.S. 14-4, except that no criminal penalties may be imposed under this subsection for violations of Chapter 9 'Flood Damage Prevention,' Chapter 18, Article V 'Driveways,' Chapter 19, 'Subdivisions,' Appendix A: 'Zoning,' Appendix C: 'Phase II Stormwater Ordinance,' or any other ordinance specified in G.S. 160A-175(b1). This section is adopted pursuant to G.S. 160A-175(b).~~

~~(h)~~ Penalties imposed under this section may be recovered by the city in a civil action in the nature of debt.

SECTION 2 Chapter 3 of the Code of Ordinances, City of Lenoir, North Carolina, "Animals" is hereby amended to read as follows:

ARTICLE II. - DOGS

Sec. 3-27. - Running at large.

(a) No dog owner or person who otherwise is exercising responsibility or control over the dog in question, ~~shall~~ may permit his their dog to ~~run at large~~ be on the streets or sidewalks of the city, or upon the private

property of another unless under the control of the owner or ~~a member of his immediate family either by leash, collar, chain or otherwise~~ their responsible person either by leash, collar, chain or otherwise.

(b) The county dog warden shall order the owner of any dog found running at large to place the dog under proper control or confinement.

(c) Any person owning, harboring, walking, in possession of or in charge of a dog which defecates on public property, public park property, public right-of-way or any private property without the permission of the private property owner, shall must remove all feces immediately after it is deposited by the dog. All feces removed in accordance with this section shall be placed in a suitable bag or other container that closes and disposed of in a lawful manner. ~~Violation of subsection (c) may be punishable by a civil citation of \$50.00 per occurrence.~~

(d) A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.

Sec. 3-28. - ~~Penalty.~~Reserved

~~The owner of any dog who shall knowingly suffer or permit his dog to run at large on the streets, sidewalks, or upon private property or to occupy unsafe or unsanitary conditions shall be in violation of this article and shall be guilty of a misdemeanor, punishable upon conviction by a fine or imprisonment as provided by G.S. 14-4.~~

ARTICLE IV. – DEER

Sec. 3-50. – Urban archery deer hunting.

The purpose of this article is to reduce urban deer populations through voluntary participation in the North Carolina Urban Archery Deer Hunting Program, which is regulated by the North Carolina Wildlife Resources Commission. For the purposes of this section, deer hunting related to this program is permitted within the corporate limits of the City of Lenoir only in accordance with the following provisions:

~~(l) A violation of any of the provisions of this section shall constitute a misdemeanor offense pursuant to G.S. 14-4.~~ A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.

SECTION 3. Chapter 5, Article I of the Code of Ordinances, City of Lenoir, North Carolina, “Business Regulation, Licensing, and Taxation” is hereby amended to read as follows:

Sec. 5-5. – Regulations.

~~(e) Any person found to be in violation of the requirements of this section shall be guilty of a misdemeanor, punishable as provided in G.S. 14-4. A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.~~

SECTION 4. Chapter 10, Article I of the Code of Ordinances, City of Lenoir, North Carolina, "Housing" is hereby amended to read as follows:

Sec. 10-5. – Violations; penalty.

- (a) No owner of any dwelling or dwelling unit shall fail, neglect, or refuse to repair, alter, or improve the same, or to vacate and close and remove or demolish the same, upon order of the inspector duly made and served as provided in this chapter, within the time specified in the order, and each day that the failure, neglect, or refusal to comply with the order continues shall constitute a separate and distinct offense. No owner of any dwelling or dwelling unit, with respect to which an order has been issued pursuant to section 10-32 to occupy or permit the occupancy of the same after the time prescribed in such order for its repair, alteration or improvement or its vacation and closing, and each day that such occupancy continues after such prescribed time shall constitute a separate and distinct offense.
- ~~(b) The violation of any provision of this article shall constitute a misdemeanor, as provided by G.S. 14-4. A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.~~

SECTION 5. Chapter 12, Article I of the Code of Ordinances, City of Lenoir, North Carolina, "Nuisances" is hereby amended to read as follows:

Sec. 12-1. – Designation of nuisances.

~~(c) Any person violating, failing, refusing or neglecting to comply with any of the provisions of this section shall be subject to a civil penalty. This provision is adopted pursuant to and in accordance with G.S. 160A-175(e). Failure to abate a violation may also constitute a misdemeanor or infraction pursuant to G.S. 14-4, as provided in section 1-15(h) of the Lenoir City Code. A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.~~

~~(d) Any nuisance violation that constitutes an immediate and substantial risk of harm shall constitute a misdemeanor offense pursuant to G.S. 14-4.~~

Sec. 12-2. – Noise.

~~(b) Without limiting the generality of subsection (a) of this section, the following acts within the city shall be unlawful:~~

- (4) The owning, keeping, or maintenance of any animal which, ~~by causing frequent, loud or long continued noise, shall disturb the comfort or repose of persons dwelling in the vicinity of the~~

place where the animal is kept- habitually or repeatedly barks, howls, whines, yelps, or otherwise produces any sounds which cause serious annoyance to neighboring residents, or which interfere with the reasonable use and enjoyment of premises occupied by such residents, or which interfere with the reasonable use and enjoyment of public streets, sidewalks or other public areas, is a violation of this section.

~~(c) Any person creating unlawful noise as described in this section shall be guilty of a misdemeanor, punishable upon conviction by a fine or imprisonment as provided by G.S. 14-4. A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.~~

Sec. 12-11. - Procedures in article not exclusive. Reserved.

~~The procedures set forth in this article shall be in addition to any other remedies that may now or hereafter exist under law for the abatement of public nuisances, and this article shall not prevent the city from proceeding in a criminal action against any person violating the provisions of this article as provided in G.S. 14-4.~~

SECTION 6. Chapter 13 “Offenses and Miscellaneous Provisions,” Article VI of the Code of Ordinances, City of Lenoir, North Carolina, “In General” is hereby amended to read as follows:

ARTICLE VI. – IN GENERAL

Sec. 13-6. Firearms.

~~(d) Any person found to be in violation of the requirements of this section shall be guilty of a misdemeanor, punishable as provided in G.S. 14-4. A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.~~

Sec. 13-7. Firebombs. Reserved.

~~(a) No person shall manufacture, possess, transport or use any molotov cocktail or other firebomb.~~

~~(b) No person or group of persons shall possess all the items or materials needed to manufacture molotov cocktails or other firebombs, with intent to manufacture such, other than on his or their premises.~~

~~(c) The provisions of this section shall be cumulative to any other ordinance or general statute of the state on this subject.~~

~~(d) Any person found to be in violation of the requirements of this section shall be guilty of a misdemeanor, punishable as provided in G.S. 14-4.~~

Sec. 13-9. Consumption of alcoholic beverages on city property.

~~No consumption of alcohol on city property.~~ No person shall may consume alcoholic beverages, fortified or unfortified wine, or malt beverages, as defined in state statutes, or offer the same for consumption by

another person, on the premises of any property owned or occupied by the city except pursuant to a valid North Carolina alcoholic beverage control permit and upon approval of the city. ~~Any person found to be in violation of the requirements of this section shall be guilty of a misdemeanor, punishable as provided in G.S. 14-4. A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.~~

Sec. 13-16. Loitering for purpose of engaging in drug-related activities.

(d) No arrest or charge is permitted hereunder unless the circumstances established probable cause to believe that the person intended to violate one or more of the provisions of the North Carolina Controlled Substances Act. ~~A violation of this section shall subject the offender to the penalties set forth in G.S. 14-4A.~~

(e) A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.

Sec. 13-17. Solicitation and begging prohibited.

(d) Penalty. ~~A violation of this section is a misdemeanor as set forth in G.S. 14-4. A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.~~

Sec. 13-19. Weapons prohibited on city property.

(f) ~~Any person in violation of the prohibitions of this section 13-19 shall be guilty of a misdemeanor pursuant to N.C.G.S. 14-4. A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.~~ Any firearm, handgun or other weapon possession in violation of the provisions of this section is and are declared to be contraband, to be disposed of in accordance with applicable North Carolina law.

SECTION 7. Chapter 18 "Streets and Sidewalks," Article I of the Code of Ordinances, City of Lenoir, North Carolina, "In General" is hereby amended to read as follows:

ARTICLE I. – IN GENERAL

Sec. 18-2. Trespassing on or under bridges.

(a) *Prohibited actions.* ~~It shall be~~ is unlawful for any person to loiter upon or under any bridge within the city.

(b) *Enforcement.* ~~Enforcement of this section is authorized for any law enforcement officer with jurisdiction to arrest in the city. The offense is a misdemeanor offense of second degree trespassing, G.S.~~

~~14-159.13.~~ Signage. Each bridge will be posted at both entrances notifying potential violators by sign "No Trespassing. Police Authorized to Arrest under G.S. 14-159.13 and 14-4."

(c) Signage. Each bridge will be posted at either entrance notifying potential violators by sign "No Trespassing. Police Authorized to Arrest" under G.S. 14-159.13. A violation of this ordinance is a misdemeanor under N.C. General Statute § 14-4.

SECTION 8. SEVERABILITY. If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION 9. CODIFICATION. The City Clerk shall cause the Code of Ordinances of Lenoir, North Carolina to be amended as provided by this ordinance and may renumber, re-letter, and rearrange the codified parts of this ordinance if necessary to facilitate the finding of the law.

SECTION 10. EFFECTIVE DATE. This ordinance takes effect upon adoption.

DONE, THE FIRST READING, by an affirmative vote of a majority of a quorum present of the City Council of the City of Lenoir, North Carolina, at a regular meeting, this 6th day of June, 2023.

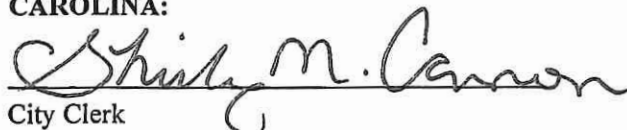
DONE, THE PUBLIC NOTICE, in a newspaper of general circulation in the City of Lenoir, North Carolina, by the City Clerk of the City of Lenoir, North Carolina, this _____ day of _____ and this _____ day of _____, 2023.

DONE, THE SECOND READING AND PUBLIC HEARING, AND ENACTED ON FINAL PASSAGE, by an affirmative vote of a majority of a quorum present of the City Council of the City of Lenoir, North Carolina, at a regular meeting, this _____ day of _____, 2023.

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


Mayor/Mayor Pro Tempore

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


City Clerk

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This document presented and filed:
06/29/2023 03:07:20 PM

Fee \$26.00



10085973

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

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF LENOIR, NORTH CAROLINA TO INCLUDE THE ENTIRE NORMAN & KIMBERLY STAINES PROPERTY LOCATED AT 2702 ELLERWOOD ROAD, AS RECORDED IN DEED BOOK 1325, PAGE 1171 IN THE CALDWELL COUNTY REGISTRY.

WHEREAS, the Lenoir City Council has been petitioned under NCGS 160A-31, as amended, to annex the area described herein; and

WHEREAS, the Lenoir City Council has by resolution directed the City Clerk to investigate the sufficiency of said petition, A#1-23; and

WHEREAS, the City Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held on the **20th day of June, 2023** after due notice by publication on **June 8 and June 15, 2023**; and

WHEREAS, the Lenoir City Council further finds that the area described therein meets the standards for contiguous annexation of NCGS 160A-31; and

WHEREAS, the Lenoir City Council does hereby find as a fact that said petition has been signed by all the owners of real property in the area who are required by law to sign; and

WHEREAS, the Lenoir City Council further finds that the petition is otherwise valid, and that the public health, safety and welfare of the City of Lenoir and the area proposed for annexation will be best served by annexing the area described herein;

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Lenoir, North Carolina:

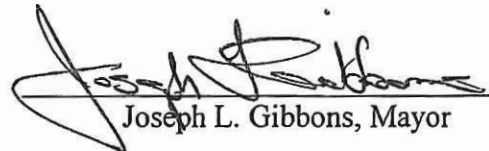
Section 1. By virtue of the authority granted by NCGS 160A-31, the contiguous territory described in "Schedule A" is hereby annexed and made part of the City of Lenoir as of the **30th day of June, 2023**.

Section 2. Upon and after the **30th day of June, 2023** the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Lenoir and shall be entitled to the same privileges and benefits as other parts of the City of Lenoir. Said territory shall be subject to municipal taxes according to NCGS 160A-31(e).

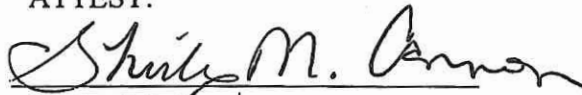
Section 3. The Mayor of the City of Lenoir shall cause to be recorded in the office of the Register of Deeds of Caldwell County, and in the office of the Secretary of State of Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 hereof, together with a duly certified copy of this ordinance.

Adopted this the 20th day of June, 2023. Effective the 30th day of June, 2023.

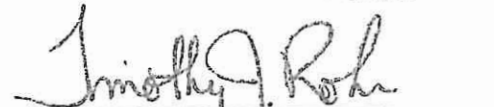
SEAL


Joseph L. Gibbons, Mayor

ATTEST:

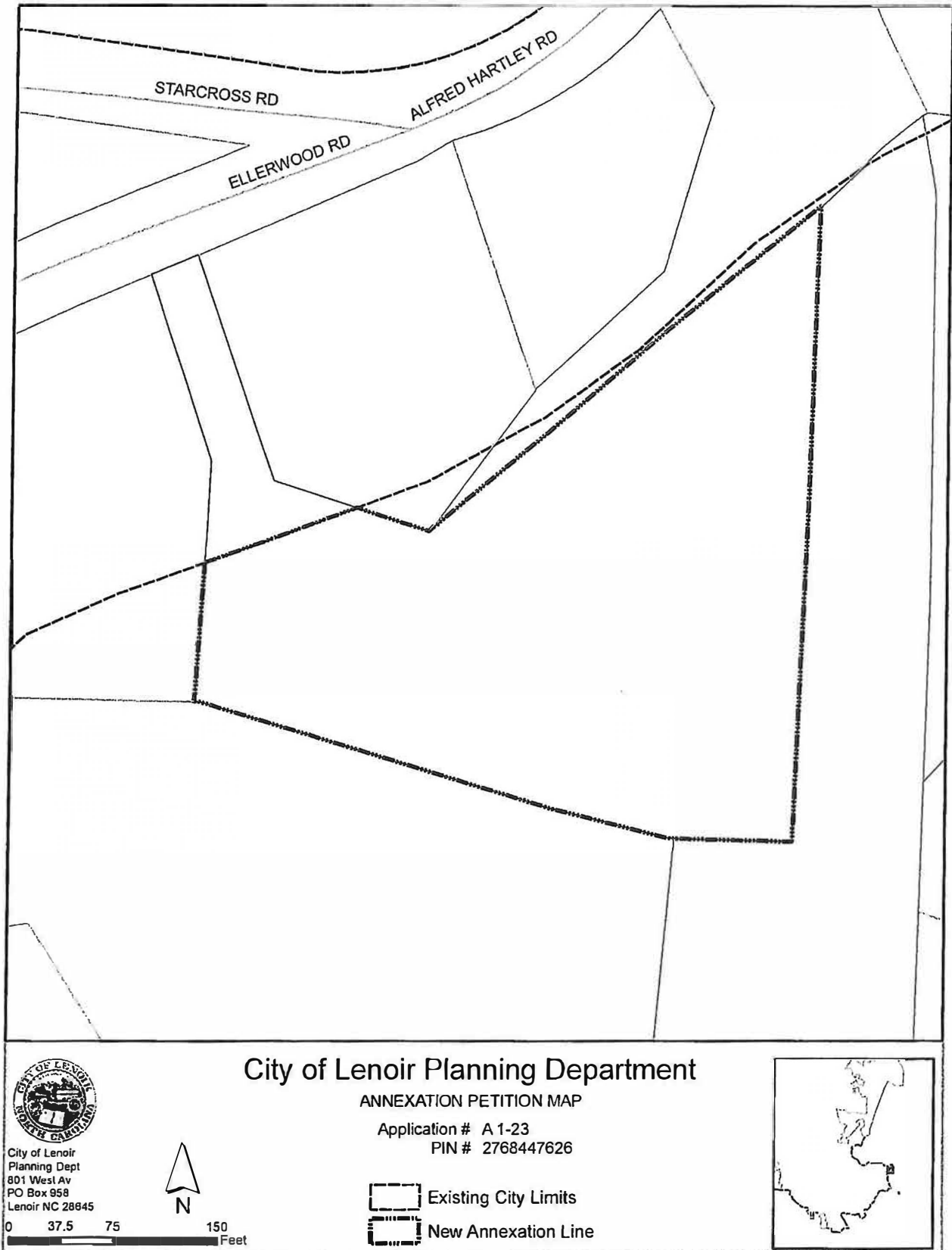

Shirley M. Cannon, City Clerk

APPROVED AS TO FORM:


Timothy J. Rohr, City Attorney

CITY OF LENOIR, NC
CHARTERED
JANUARY 28, 1851

SEAL



SCHEDULE A

1173

TRACT #2

(Being a part of that property as described at Deed Book 144, at Page 302.)

BEGINNING on a new 3/4 inch iron pipe, a new corner for the Roberts property, said BEGINNING POINT being located South 27 degrees 22 minutes 48 seconds East 581.85 feet from a P.K. Nail in the center of SR 1715, at the intersection of the center line of SR 1712, being also located South 64 degrees 55 minutes 30 seconds East 832.04 feet from a P.K. Nail set in a power pole; thence from the POINT OF BEGINNING and with 4 new lines for the Roberts property: North 85 degrees 51 minutes 47 seconds West 91.11 feet to a new 3/4 inch iron pipe; North 76 degrees 05 minutes 04 seconds West 356.79 feet to a new 3/4 inch iron pipe; North 07 degrees 31 minutes 56 seconds East 170.12 feet to a new 3/4 inch iron pipe; North 19 degrees 58 minutes 07 seconds West, passing a new 3/4 inch iron pipe on line at 157.88 feet and continuing on the same bearing 30.00 feet, for a total distance along this bearing of 187.88 feet to a point in the center of SR 1715; thence with the center of SR 1715 North 68 degrees 21 minutes 07 seconds East 45.02 feet to a point in the center of the road, a corner with that property belonging to Herbert Eller (Deed Book 488, Page 478 and Deed Book 509, Page 457); thence leaving the road and with the Herbert Eller property for 3 calls: South 19 degrees 58 minutes 07 seconds East, passing a new 3/4 inch iron pipe on line at 35.81 feet and continuing on the same bearing 164.40 feet, for a total distance along this bearing of 200.21 feet to a new 3/4 inch iron pipe; South 72 degrees 52 minutes 26 seconds East 118.81 feet to an existing 3/8 inch iron pipe; North 49 degrees 46 minutes 52 seconds East 349.82 feet to a new 3/4 inch iron pipe; thence leaving the Eller property and with a new line for the Roberts property South 01 degrees 28 minutes 54 seconds West, passing a new 3/4 inch iron pipe on line at 449.91 feet and continuing on the same bearing 7.19 feet, for a total distance along this bearing of 457.10 feet to the POINT OF BEGINNING, containing 2.865 ACRES gross, by coordinates.

Subject to a part of a 45 foot wide right of way crossing the above described property, being more particularly described as follows:

BEGINNING on a new 3/4 inch iron pipe which is the same as the POINT OF BEGINNING of the above described 2.865 ACRES tract; thence from the POINT OF BEGINNING and with 4 new lines for the Roberts property; North 85 degrees 51 minutes 47 seconds West 91.11 feet to a new 3/4 inch iron pipe; North 76 degrees 05 minutes 04 seconds West 356.79 feet to a new 3/4 inch iron pipe; North 07 degrees 31 minutes 56 seconds East 170.12 feet to a new 3/4 inch iron pipe; North 19 degrees 58 minutes 07 seconds West, passing a new 3/4 inch iron pipe on line at 157.88 feet and continuing on the same bearing 30.00 feet, for a total distance along this bearing of 187.88 feet to a point in the center of SR 1715; thence with the center of SR 1715 North 68 degrees 21 minutes 07 seconds East 45.02 feet to a point in the center of the road, a corner with that property belonging to

1174

Herbert Eller (Deed Book 488, Page 478 and Deed Book 509, Page 457); thence with the Herbert Eller property South 19 degrees 58 minutes 07 seconds East, passing a new 3/4 inch iron pipe on line at 35.81 feet and continuing on the same bearing 164.40 feet, for a total distance along this bearing of 200.21 feet to a new 3/4 inch iron pipe, a corner with the Herbert Eller property; thence leaving the Eller property and with 3 new lines for the Roberts property: South 07 degrees 31 minutes 56 seconds West 163.53 feet to a new 3/4 inch iron pipe; South 76 degrees 05 minutes 04 seconds East 402.26 feet to a new 3/4 inch iron pipe; South 01 degrees 28 minutes 54 seconds West 7.19 feet to the POINT OF BEGINNING.

Being the same property as conveyed by Helen Roberts Watson et al to Inez Roberts Morrison by deed dated December 29, 1993 and recorded in Book 1101 Page 1164 Caldwell County Registry.

DRAFTSMAN DID NOT ABSTRACT
TITLE OR PERFORM A CLOSING
ON THIS PROPERTY AND MAKES
NO WARRANTIES AS TO TITLE.



Lenoir Fire Department

602 Harper Avenue, N.W.
Lenoir, North Carolina 28645



Lenoir Fire Department
(828) 757-2190

Fire Marshal
Christopher W. Jacobs
(828) 757-2193
(828) 394-1206 Fax
cjacobs@ci.lenoir.nc.us

Ref: Fireworks Display for July 4th, 2023

Date: April 13, 2023

North Carolina law states that fireworks displays are now required to be approved by the County Board of Commissioners and/or City Council. This change came in effect February 1, 2010, and the approval must be granted prior to a permit being issued by the Fire Marshal's Office. I have attached a copy of General Statute 14-413. I am acquiring copies of one (1) application packet for fireworks display inside the City of Lenoir. The date of the display is July 4th, 2023 and conducted by Pyro Shows, Inc. for City of Lenoir Parks & Recreation. The display is located at Lenoir Optimist Park located at 701 Mulberry St SW, Lenoir NC, 28645. The General Statute requires that the County/City ensures proof of insurance prior to providing approval. A copy of the insurance certificate is provided in the packet provided by Pyro Shows. I have required that the information be submitted by each applicant that is required by the North Carolina Fire Code and this office will conduct the necessary inspections of these sites prior to the display. I would respectfully request that this fireworks display be placed on the next agenda for consideration by the City Council. It is my understanding that most Counties/Cities are placing these items on the consent agenda once the insurance certificate has been verified (it has). As always, if I can be of any further assistance in this matter, please do not hesitate to contact me.

A handwritten signature in black ink, appearing to read "Chris Jacobs", followed by a long horizontal line.

Chris Jacobs
City of Lenoir Fire Marshal
Phone# 828-757-2193
Email: cjacobs@ci.lenoir.nc.us



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
3/28/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Britton Gallagher One Cleveland Center, Floor 30 1375 East 9th Street Cleveland OH 44114	CONTACT NAME: PHONE (A/C No., Ext.): 213-658-7100 FAX (A/C, No.): E-MAIL: ADDRESS: INSURER(S) AFFORDING COVERAGE INSURER A: Everest Indemnity Insurance Co. NAIC # 10851 INSURER B: Everest Denali Insurance Company INSURER C: Arch Specialty Ins Co 21199 INSURER D: INSURER E: INSURER F:
INSURED Pyro Shows, Inc. PO Box 1776 115 North 1st Street La Follette TN 37766	

COVERAGES **CERTIFICATE NUMBER: 1471895927** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WYD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY	Y Y	SI8ML01929-221	11/1/2022	11/1/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COM/PROP AGG \$ 2,000,000 \$
	☒ COMMERCIAL GENERAL LIABILITY CLAIMS-MADE ☒ OCCUR					
	GEN'L AGGREGATE LIMIT APPLIES PER: POLICY ☒ PRO-JECT ☐ LOC					
B	AUTOMOBILE LIABILITY	Y Y	SI8CA00204-221	11/1/2022	11/1/2023	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	☒ ANY AUTO ALL OWNED AUTOS ☐ SCHEDULED AUTOS ☒ HIRED AUTOS ☒ NON-OWNED AUTOS					
C	UMBRELLA LIAB ☒ OCCUR ☒ EXCESS LIAB CLAIMS-MADE	Y Y	UXP1034375-03	11/1/2022	11/1/2023	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000 \$
	DED ☐ RETENTION \$					
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N ☐ N/A				WC STATU- TORY LIMITS OTH- ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
C	Excess Liability #2	Y Y	SI8EX01662-221	11/1/2022	11/1/2023	Each Occ Aggregate 5,000,000 Total Limits 10,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
Additional Insured extension of coverage is provided by above referenced policies where required by written agreement.

Excess policies are excess of both the general liability and automobile policies for total limits of \$10 million each.
Fireworks Display: July 04, 2023 (Independence Day Celebration)
Additional Insured: City of Lenoir Parks & Recreation

CERTIFICATE HOLDER

City of Lenoir Parks & Recreation
P.O. Box 958
Lenoir NC 28645

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

[Signature]

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CITY MANAGER
SCOTT E. HILDEBRAN

CITY OF LENOIR
NORTH CAROLINA

MAYOR
JOSEPH L. GIBBONS

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

ORDINANCE #2023-3

**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 Capital Budget Ordinance on June 6th, 2017, 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

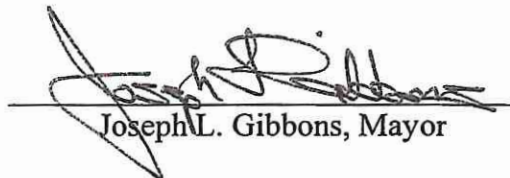
WHEREAS, The City adopted the Capital Project Budget Ordinance for the Biosolids Facility Improvement on the 6th day of June, 2017 with a total project budget of \$7,134,900.00. The project is now complete and was under budget by \$213,068.61.

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

The Capital Project Budget Ordinance for the Biosolids Facility Improvement be closed.

Adopted this 20th day of June, 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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R. S. PRESTWOOD
D. F. STEVENS
C. D. THOMAS

RESOLUTION BY LENOIR CITY COUNCIL TO ACCEPT AN OFFER OF FUNDING

WHEREAS, the City of Lenoir has received an earmark for the American Rescue Plan (ARP) funded from the State Fiscal Recovery Fund established in S.L. 2022-74 to assist eligible units of government with meeting their water/wastewater infrastructure needs, and

WHEREAS, the North Carolina Department of Environmental Quality Division of Water Infrastructure has offered American Rescue Plan (ARP) funding in the amount of \$6,300,000 to perform work detailed in the submitted application, and

WHEREAS, the City of Lenoir intends to perform said project in accordance with the agreed scope of work.

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

That City of Lenoir does hereby accept the American Rescue Plan Grant offer of \$6,300,000.

That the City of Lenoir does hereby give assurance to the North Carolina Department of Environmental Quality that any Conditions or Assurances contained in the Award Offer will be adhered to.

That Scott Hildebran, City Manager, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with this project; to make the assurances as contained above; and to execute such other documents as may be required by the Division of Water Infrastructure.

Adopted this the 20th day of June, 2023 at Lenoir, North Carolina.

SEAL

ATTEST:


Shirley M. Cannon, City Clerk


Joseph L. Gibbons, Mayor



**2022-2023 Fiscal Year
Budget Amendment 23-3
Tuesday, June 20, 2023**

ITEM 1: APPROVE THE UTILIZATION OF ADDITIONAL GENERAL FUND REVENUES TO MAKE BUILDING UPGRADES AND PURCHASES.

Account Number	Department	Increase	Decrease
3319	FRANCHISE TAX DIST	85,000.00	
3471	ROLL OUT CONTAINER SALES	25,000.00	
3480	CEMETERY LOTS	10,000.00	
3839	FIRE LINE CHARGES	10,000.00	
3122	AD VALOREM TAXES	110,000.00	
	TOTAL REVENUE INCREASE	240,000.00	

ITEM 2: APPROVE THE ALLOCATION OF GENERAL FUND EXPENDITURES FOR BUILDING UPGRADES AND THE PURCHASE OF A BRUSH TRUCK.

Account Number	Department	Increase	Decrease
4110	LEGISLATIVE	70,000.00	
4110	LEGISLATIVE	25,000.00	
4120	ADMIN	25,000.00	
4511	STREETS	101,000.00	
4512	STREET TRAFFIC CONTROL	19,000.00	
4710	SANITATION	40,000.00	
6122	MULBERRY	15,000.00	
6123	MLK	15,000.00	
4920	MAIN STREET		70,000.00
	SUBTOTAL	310,000.00	70,000.00
	TOTAL EXPENDITURE CHANGES	240,000.00	
	NET EFFECT ON THE GENERAL FUND BUDGET	-	

ITEM 3: ALLOCATE FUNDING TO THE ENTERPRISE FUND FOR EXPENDITURES.

Account Number	Department	Increase	Decrease
7131	WATER DISTRIBUTION		118,000.00
7132	WATER RESOURCES	20,000.00	
7133	ADMINISTRATION	98,000.00	
7141	WASTEWATER PRETREATMENT	25,000.00	
7142	GUNPOWDER PLANT		25,000.00
	TOTAL EXPENDITURE CHANGES	143,000.00	143,000.00
	NET EFFECT ON THE WATER FUND BUDGET	-	

ITEM 4 : ALLOCATE FUNDING FOR MAIN STREET.

Account Number	Department	Increase	Decrease
3981	TRANSFER FROM GENERAL FUND	95,000.00	
4920	MAIN STREET	95,000.00	
	TOTAL EXPENDITURE CHANGES	95,000.00	
	NET EFFECT ON THE MAIN STREET BUDGET	95,000.00	