

**LENOIR CITY COUNCIL
TUESDAY, APRIL 1, 2025
6:00 P.M.**

PRESENT: Mayor Joe Gibbons presiding. Councilmembers present were Jonathan Beal, Ike Perkins, Ralph Prestwood, Crissy Thomas, City Manager Scott Hildebran, City Clerk Shirley Cannon and City Attorney Timothy Rohr.

ABSENT: City Councilmembers Todd Perdue, Kimmie Rogers and Mayor Pro-Tem David Stevens.

CITY STAFF: In attendance was Finance Director Donna Bean, Fire Chief Norman Staines, Police Chief Brent Phelps, Police Major Andy Wilson, Planning Director Hannah Williams, Parks & Recreation Director Phil Harper, Public Services & Public Works Director Jon Hogan, Public Services Public Utilities Director Jeff Church, Economic Development Main Street Director Brenda Floyd, Director of Special Projects & Grants Jared Wright, and Public Information/Communication Director Joshua Harris.

I. CALL TO ORDER

**THOUGHTS &
PRAYERS:**

- A. On behalf of City Council, Mayor Gibbons asked everyone to continue to keep Councilman Todd Perdue and wife Kathryn in their thoughts and prayers.

**SYMPATHY
EXTENDED:**

- B. On behalf of City Council, Mayor Gibbons asked everyone to keep the family of former Fire Chief Ken Hair in their thoughts and prayers upon the passing of his mother Regina Hair.

**OUR STATE
ARTICLES:**

- C. Mayor Gibbons reported that Our State magazine recently featured the Western North Carolina Sculpture Center in Patterson in one of their recent editions. The Shake and Dog restaurant was also mentioned in another edition as one of the best hot dog places in North Carolina following a visit by John Champlin for Our State.

**SPECIAL
RECOGNITION:**

- D. On behalf of City Council, Mayor Gibbons read and presented a proclamation to Police Chief Brent Phelps recognizing the week of April 13 through April 19 as National Public Safety Telecommunicators Week throughout the City of Lenoir.

Chief Phelps thanked City Council for the recognition and stated the Telecommunicators are dedicated and have a very important job. He shared they work 12-hour shifts and emphasized

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they play a vital role as they are the first step in the criminal justice system when a citizen calls 911.

Mayor Gibbons thanked Chief Phelps and the Department for all they do each day for the City of Lenoir and its citizens.

GERMAN EXCHANGE

STUDENTS: E. On behalf of City Council, Mayor Gibbons welcomed Sascha Sanderlin, German Instructor at Hibriten High School along with a group of exchange students from the Black Forest area in Germany and Instructor Gregor Fuetterer. Mr. Sanderlin thanked City Council for inviting them to the meeting and stated the German American Partnership Program at Hibriten High School is really important. He remarked this is the twelfth year that Hibriten High School has participated in the exchange program. The students from Germany introduced themselves and shared where they were from. Mr. Fuetterer expressed appreciation to all of the host families and remarked the program allows for everyone to have a better understanding and breaks down prejudices in addition to building a foundation for a more connected and compassionate world.

Mayor Gibbons stated the City was honored to have them and asked Mr. Sanderlin what events they planned to attend. Mr. Sanderlin shared the students requested to visit Old-Salem and they would also be attending a Hibriten baseball game.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of the minutes of the City Council meeting of Tuesday, March 4, 2025 as submitted. The minutes were listed on the March 18 Agenda but were inadvertently omitted from the Agenda packet.
- B. Minutes: Approval of the minutes of the City Council meeting of Tuesday, March 18, 2025 as submitted.
- C. Minutes: Approval of the minutes of the City Council Budget meeting of Tuesday, March 25, 2025 as submitted.
- D. Proclamation; National Public Safety Telecommunicators Week 2025: Approval of a proclamation proclaiming the week of April 13 through April 19 as National Public Safety Telecommunicators Week 2025 throughout the City of Lenoir. (A copy of the proclamation is attached to these minutes as reference.)
- E. Bid Award; Zacks Fork Greenway Loop Connector: Following the review of the bids submitted, Staff recommends awarding the bid to CH Barlow, LLC for the grading and installation of the Zacks Fork Greenway Loop Connector for the total sum of \$118,972.00. CH Barlow, LLC is appropriately licensed in the state of North Carolina and is adequately equipped to perform work of this nature. (A copy of the bid tab is attached to these minutes as reference.)
- F. Funding Resolution; Lower Creek Wastewater Treatment Plant: Staff recommends approval of a Funding Resolution and required documents for a state loan and/or grant for the Process Basin Improvements Project at the Lower Creek Wastewater Treatment Plant as submitted. (A copy of the funding resolution is attached to these minutes as reference.)
- G. Change Order #1; Rhodhiss Flashmix Basin Repair Project: Staff recommends City Council approval of Change Order #1 Rhodhiss Flashmix Basin Repair Project. The total value of changes reflects an increase of \$13,522.68 and also extends the contract time to May 30, 2025. There are still unused unit prices for materials, allowances and contingency funds

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remaining of over \$85,000 in the project budget. (A copy of Change Order #1 is attached to these minutes as reference.)

Upon a motion by Councilmember Thomas, City Council voted 4 to 0 to adopt items A through G on the Consent Agenda as described above and as recommended.

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE CITY MANAGER

A. Items of Information

RIBBON CUTTING; MULBERRY GYM:

1. A Ribbon Cutting will be held on Wednesday, April 2 at 2:30 p.m. at the Mulberry Recreation Center for the Gym and Pickleball Court.

CRUISE-IN: 2. A Cruise-In will be held in downtown Lenoir on Saturday, April 5 from 3:00 p.m. – 9:00 p.m.

ABC BOARD:

3. The ABC Board will meet on Thursday, April 10 at 2:00 p.m.

WPCOG ANNUAL

MEETING: 4. The Western Piedmont Council of Governments (WPCOG) Annual Meeting will be held on Thursday, April 10 beginning at 6:00 p.m. at the Hickory Metro Convention Center.

NCDOT SPRING

LITTER SWEEP:

5. NCDOT's Spring Litter Sweep begins on Saturday, April 12 and ends on Saturday, April 26.

EASTER EGG

HUNT: 6. An Easter Egg Hunt will be held at Mulberry Recreation Center on Saturday, April 12 from 10:00 a.m. until noon.

CITY/COUNTY

SERVICES COMMITTEE:

7. The City/County Services Committee will meet on Monday, April 14 at noon at the J.E. Broyhill Civic Center.

HOLIDAY

CLOSING: 8. City offices will be closed on Friday, April 18 in observance of Good Friday.

EARTH DAY & ARBOR

DAY CELEBRATION:

9. An Earth Day and Arbor Day Celebration will be held on Saturday, April 19 from 10:00 a.m. until 3:00 p.m. at Unity Park & Community Gardens for all ages.

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**BOOTLEGGER 100
BICYCLE RACE:**

10. The Bootlegger 100 Bicycle Race will be held on Saturday, April 19 from 8:00 a.m. until 6:00 p.m.

ANNUAL BICYCLE

- RACE:** 11. The annual Bicycle Festival will be held on Saturday, April 26 from 11:00 a.m. until 3:00 p.m. in downtown Lenoir.

B. Items for Council Action

**DELEGATE; NCLM
BUSINESS MEETING:**

1. City Council may appoint a Delegate to serve as the City of Lenoir's voting delegate at the North Carolina League of Municipalities (NCLM) Annual Business Meeting on May 1, 2025 at the Greenville Convention Center.

Upon a motion by Councilmember Thomas, City Council voted 4 to 0 to appoint Councilmember Jonathan Beal to serve as the City of Lenoir's voting delegate at the North Carolina League of Municipalities Annual Business Meeting on May 1, 2025 at the Greenville Convention Center.

**RESCHEDULED; FOURTH OF
JULY CELEBRATION:**

2. Recreation Director Phil Harper informed Council he was contacted by the fireworks vendor that due to a shortage of technicians, the company was not going to be able to have the City's fireworks event on July 4th. Director Harper said the vendor offered alternative dates of July 3 or July 5 along with a discount. Director Harper suggested having it on July 5 and stated that he contacted other vendors, but they are already booked for July 4th.

It was the consensus of City Council to change the City of Lenoir's fireworks display to Saturday, July 5 as recommended by Recreation Director Phil Harper.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

X. ADJOURNMENT

- A. There being no further business, the meeting was adjourned at 6:35 p.m.

Shirley M. Cannon, City Clerk

Joseph L. Gibbons, Mayor



PROCLAMATION

In Recognition of

Public Safety Telecommunicators Week



April 13 – 19, 2025

Whereas, the City of Lenoir Police Department Telecommunicators play a vital role in the protection of human life and property in our community; and

Whereas, Telecommunicators have been successfully serving the public safety communication needs of the City of Lenoir throughout the year; and

Whereas, while enduring long hours, abnormal schedules, and handling frequent life and death emergencies, Telecommunicators set high standards in performing their duties in a dedicated, diligent, and compassionate manner; and

Whereas, Telecommunicators provide a critical communication link between the residents and Emergency Responders; and

Whereas, these individuals efficiently coordinate emergency services to ensure the health and safety of our residents, visitors, and travelers in our community, 24-hours a day, 7-days a week; and

Whereas, our Public Safety Communications personnel serve the public daily in countless ways without due recognition by the beneficiaries of their services;

Therefore Be It Resolved, that I, Joseph L. Gibbons, Mayor of the City of Lenoir, and on behalf of the Lenoir City Council, do hereby proclaim and declare the week of April 13 – April 19, 2025

“National Public Safety Telecommunicators Week”

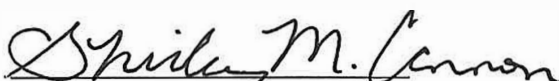
in the City of Lenoir, in honor of the men and women whose diligence and professionalism keep our city and first responders safe.

Witness, my hand and seal this the 15th *day of* April, 2025.

SEAL


Joseph L. Gibbons, Mayor

ATTEST:


Shirley M. Cannon, City Clerk

CH Barlowe LLC

1576 Zacks Fork Rd
 Lenoir, NC 28645
 US

Voice: 828-838-5230
 Fax:

QUOTATION

Quote Number: 114

Quote Date: Mar 11, 2025

Page: 1

Quoted To:

CITY OF LENOIR
 LENOIR, NC 28645

Customer ID	Good Thru	Payment Terms	Sales Rep
CITY	4/10/25	Net 10 Days	

Quantity	Item	Description	Unit Price	Amount
		JOB: WALKING TRAIL EXTENSION - ZACKS FORK ROAD/ SOCCER COMPLEX INSTALLATION OF NEW WALKING TRAIL AROUND EXISTING SOCCER FIELDS AS STAKED & PLANS PROVIDED BY CITY OF LENOIR. SCOPE OF WORK TO INCLUDE THE CONSTRUCTION OF A 10 FT. WIDE ASPHALT TRAIL WITH 2 AREAS WHERE THE TRAIL WILL BE TIED TO EXISTING STRUCTURES OR DRIVE. THESE 2 AREAS ARE NOT SHOWN ON DRAWINGS. REMOVE GRASS AND SOD 8 INCHES IN DEPTH TO AN OFF SITE AREA. PREPARE SUBGRADE, PURCHASE, HAUL AND PLACE 6 INCHES OF AGGREGATE BASE STONE AND PREP FOR ASPHALT. PURCHASE, HAUL, AND PLACE 2 INCHES OF 59.5B ASPHALT. ADDITIONAL GRADING AROUND SIGN AS SHOWN ON DRAWING. ** ALL CONSTRUCTION STAKING TO BE PROVIDED BY CITY OF LENOIR ** NO SEEDING		118,972.00
Subtotal				118,972.00
Sales Tax				
TOTAL				118,972.00

Mountain Crest, LLC

*NC Contractor's License #69227
Unlimited Highway, Building, Water and Sewer
NCDOT Approved Contractor*

1264 Taylorsville Road, SE
Lenoir, NC 28645
Office (828) 758-3003
Cell (828) 312-9000
mtncrestllc@yahoo.com

Proposal for: City of Lenoir

Date: 3-10-2025

Proposal: Greenway Grade & Pave

Proposal + / -1530' of 10' wide green way

Items included:

Clearing

Haul off sod

Grade

6" ABC

2" S9.5B 10' wide paving in one lift (layer)

Build shoulders and shape disturbed area

Seed and mulch disturbed area

Lump Sum \$ 121,300.00

COMMENTS / EXCLUSIONS

Due to current supply chain disruptions, materials are subject to pricing at time of shipment.

Material availability and timelines of shipments cannot be guaranteed.

Due to fluctuations in the cost of liquid asphalt we reserve the right to adjust the above price if increases occur.

Grading as discussed in walk thru with staff not according to plan grades

Any drainage improvements pipe/etc., to be discussed if needed and cost associated

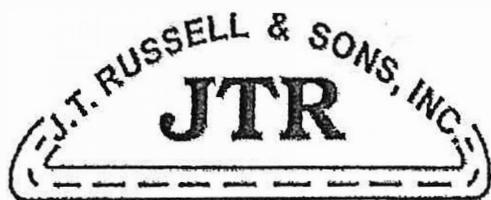
Exclusions:

Undercut and replacement of unsuitable materials

Stabilization fabric or geogrid

Soil tests, engineering, permits

Bond



201 Herman Sipe Road Conover, NC 28613
 Phone: (828) 464-0328 • Fax: (828) 464-8203

www.jtrussellandsons.com

NC License # 2767

To: City Of Lenoir	Contact:
Address: Lenoir, NC	Phone:
	Fax:
Project Name: Greenway At Wilson Soccer Field	Bid Number:
Project Location:	Bid Date: 3/6/2025

Item #	Item Description
1	Greenway @ 1528' X 10'
1A	Strip Grass, Grade And Haul Off Excess Material To City Dump Site
1B	6" ABC Stone
1C	2" S9.5B
1D	Seed & Straw Along Edges As Necessary

\$135,000.00

Notes:

- The above prices do not include Performance and Payment Bond. Add 3% if bond is required.
- Traffic control is NOT included.
- Night work is NOT included.
- Removal & replacement of unsuitables, dewatering, drying and chemical treatment of soils is not included.
- Asphalt pricing based on the NCDOT index for March 2025. Adjustments for increasing index will be made per NCDOT Specifications.
- Pricing is firm for 30 days.
- Proposal Includes 1 mobilization. Additional mobilizations will be charged at \$9,000.00 each.
- Undercut and backfill of undercut are not included.
- Contractor to provide free and clear access to work area(s) including temporary roads, staging areas, or other temporary facilities needed to properly gain access to the site.
- All survey and layout of grades, lane lines and pavement widths to be provided by City of Lenoir. JTR will pave to grades established by others.
-

Payment Terms:

Payment due within 7 days after payment is made by Owner.

ACCEPTED:

The above prices, specifications and conditions are satisfactory and are hereby accepted.

Buyer: _____

Signature: _____

Date of Acceptance: _____

CONFIRMED:

JT Russell - Conover

Authorized Signature: _____

Estimator: David Stamey

(828) 464-0328 dastamey@jtrussellandsons.com



CITY MANAGER
SCOTT E. HILDEBRAN

CITY OF LENOIR
NORTH CAROLINA

MAYOR
JOSEPH L. GIBBONS

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

RESOLUTION BY THE LENOIR CITY COUNCIL

WHEREAS, The City of Lenoir has need for and intends to construct a project described as **Lower Creek Wastewater Treatment Plant Process Basin Improvements, and**

WHEREAS, The City of Lenoir intends to request State loan and/or grant assistance for the project,

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

That **City of Lenoir, the Applicant,** will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.

That the **Applicant** will provide for efficient operation and maintenance of the project on completion of construction thereof.

That the **Applicant** will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the **Applicant** agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the **City of Lenoir** to make a scheduled repayment of the loan, to withhold from the **City of Lenoir** any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That **Scott Hildebran, City Manager, the Authorized Representative** and successors so titled, is hereby authorized to execute and file an application on behalf of the **Applicant** with the State of North Carolina for a loan and/or grant to aid in the study of or construction of the project described above.

That the **Authorized Representative,** and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the **Applicant** has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, ordinances, and funding conditions applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this the 1st day of April, 2025 at City of Lenoir, North Carolina.



POST OFFICE BOX 958 • LENOIR, NORTH CAROLINA 28645-0958 • (828) 757-2200

Joseph L. Gibbons, Mayor



CERTIFICATION BY THE RECORDING OFFICER

The undersigned duly qualified and acting **City Clerk** of the **City of Lenoir** does hereby certify: That the above/attached resolution is a true and correct copy of the resolution authorizing the filing of an application with the State of North Carolina, as regularly adopted at a legally convened meeting of the **City Council** of the **City of Lenoir** duly held on the 1st day of April, 2025; and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I have hereunto set my hand this 2nd day of April, 2025.

Shirley M. Cannon
Signature of Recording Officer

Shirley M. Cannon, City Clerk

Printed Name and Title

CITY OF LENOIR, NC
CHARTERED
JANUARY 28, 1851

SEAL

Change Order No. 1

Date of Issuance: 02/26/2025

Effective Date:

Owner: City of Lenoir

Owner's Contract No.:

Contractor: Freyssinet, Inc.

Contractor's Project No.:

Engineer: McGill Associates

Engineer's Project No.:

09.010022

Project: Concrete and Waterproofing Repairs

The Contract is modified as follows upon execution of this Change Order:

Description: To utilize the existing flash mixer frames and to provide a credit in the amount of (\$39,492.90) back to the City. Provide cold weather containment for additional repairs in the amount of \$32,835.48. To assist SKA with sediment basin assessment work in the amount of \$20,179.20. The total value of changes reflect an increase of \$13,522.68. This Change Order will also extend the contract time to May 30, 2025.

Attachments: Change Order Summary, with Contractor's change order request documentation

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price: <u>\$844,051.50</u>	Original Contract Times: Substantial Completion: <u>185</u> Ready for Final Payment: <u>200</u> days or dates
[Increase] [Decrease] from previously approved Change Orders No. <u>0</u> to No. <u>0</u> : <u>\$0.00</u>	[Increase] [Decrease] from previously approved Change Orders No. <u>0</u> to No. <u>0</u> : Substantial Completion: <u>0</u> Ready for Final Payment: <u>0</u> days or dates
Contract Price prior to this Change Order: <u>\$844,051.50</u>	Contract Times prior to this Change Order: Substantial Completion: <u>185</u> Ready for Final Payment: <u>200</u> days or dates
[Increase] [Decrease] of this Change Order: <u>\$13,522.68</u>	[Increase] [Decrease] of this Change Order: Substantial Completion: <u>134</u> Ready for Final Payment: <u>119</u> days or dates
Contract Price incorporating this Change Order: <u>\$857,574.18</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>319</u> Ready for Final Payment: <u>319</u>

 RECOMMENDED:
 By: [Signature]
 Engineer (if required)

 Title: Office Manager
 Date: 3-17-25

 ACCEPTED:
 By: [Signature]
 Owner (Authorized)

 Title: City Manager
 Date: 4/3/2025

 ACCEPTED:
 By: [Signature]
 Contractor (Authorized)

 Title: Operations Manager
 Date: 03/06/2025

Approved by Funding Agency (if applicable)

 By: _____ Date: _____
 Title: _____