

**LENOIR CITY COUNCIL
TUESDAY, JULY 15, 2025
6:00 P.M.**

PRESENT: Mayor Joe Gibbons presiding. Councilmembers present were Mayor Pro-Tem David Stevens, Jonathan Beal, Ike Perkins, Todd Perdue, Ralph Prestwood, Kimmie Rogers, City Manager Scott Hildebran, City Clerk Shirley Cannon and City Attorney Timothy Rohr.

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, Ashley Smith, Downtown Event Coordinator and Public Information/Communication Director Joshua Harris.

ABSENT: Councilmember Crissy Thomas and Economic & Main Street Director Brenda Floyd.

Joel Whitford, McGill Associates was also in attendance.

I. CALL TO ORDER

A. Moment of Silence & Pledge of Allegiance

COMMENTS: 1. On behalf of City Council, Mayor Gibbons thanked Brenda Floyd, Main Street & Economic Development Director, Ashley Smith, Downtown Event Coordinator along with all City staff and others that participated in the Blackberry Festival. He expressed appreciation for everyone's hard work.

**SPECIAL
RECOGNITION:**

- B.** On behalf of City Council, Mayor Gibbons read and presented a proclamation to Robert Thomas, Jr., Thomas and Means Law Firm, LLP in honor of his 37 years of dedicated and outstanding service to the Lenoir Police Department. Mayor Gibbons also presented Attorney Thomas with a key to the City.

Mayor Gibbons said the City of Lenoir is proud and honored to have you and expressed how much Attorney Thomas has meant to everyone during his tenure. He wished him all the best.

Attorney Thomas thanked City Council for the recognition and recognized his wife, Lori and daughter Amanda who were in the audience. Mr. Thomas shared his background in law and how he came to work for the City of Charlotte in 1984.

Mr. Thomas stated he has connections in Lenoir and commended Chief Phelps for

everything he has done for him. Mr. Thomas stated he first worked with Police Chief Jack Warlick.

**SPECIAL
RECOGNITION:**

- C. On behalf of City Council, Mayor Gibbons recognized Brent Phelps, Chief of Police upon his retirement from the Lenoir Police Department in honor of his 29 years of dedicated service to the Police Department, City of Lenoir and its citizens. Chief Phelps retirement date is effective August 1.

Mayor Gibbons read and presented a resolution to Police Chief Brent Phelps and he also presented him with a key to the City.

Mayor Gibbons stated it was an honor to work with Chief Phelps and he is a wonderful leader. Mayor Gibbons said Chief Phelps has moved the City forward in the right way and he is excited for him as he begins his retirement.

Chief Phelps thanked Mayor Gibbons, City Council and City Manager Mr. Hildebran for their support and the recognition. He also thanked Mayor Gibbons and Council for the key to the City. He shared that he has had a great career and has been blessed by working with great people. Chief Phelps stated the Police Department became home to him and he was honored to work with the Lenoir Police Department family.

**SPECIAL
RECOGNITION:**

- D. On behalf of City Council, Mayor Gibbons recognized Shirley Cannon, City Clerk upon her retirement from the City of Lenoir in honor of her 27 years of dedicated and outstanding service to the City Council, City of Lenoir and its citizens.

Mayor Gibbons read and presented a resolution to City Clerk Shirley Cannon and he also presented her with a key to the City.

Shirley introduced her daughter, Paula Rash, grandson Caleb Rash and his friend Madison Hartman who were present. She thanked Mayor Gibbons, City Council, and Mr. Hildebran for the recognition, key to the City and for all of their support during her tenure. She stated she has made a lot of good memories it was a privilege and a pleasure to serve as City Clerk.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

REZONING; 143 COUNTRYSIDE

- DRIVE SE:** A. A public hearing was held to consider a rezoning request submitted by applicant Roger Alex Moss for property located at 143 Countryside Drive SE, NC Pin#2758567900 & 2758567675 to be rezoned from R-15 (Single Family Residential to I-2 (Light Industrial.)

Planning Director Hannah Williams stated the Planning Board voted to deny the rezoning request based on the inconsistency statement below. She displayed several slides of the property and stated that a junk and salvage yard is only allowed in the I-2 district.

Director Williams read the Inconsistency Statement as follows:

Inconsistency Statement

This rezoning request is inconsistent with the policy concepts and Future Land Use map in the Lenoir Comprehensive Plan. The comprehensive plan's future land use map identifies this parcel as "existing medium density residential" in yellow, flanked by "existing non- residential" and "existing high residential density" zones to the south and west and "existing medium residential density" to the north and east. The Plan calls for fostering distinct and attractive neighborhoods, limits commercial encroachment into residential areas, and encourages industrial development where appropriate. Staff finds the proposed rezoning to be inconsistent with the goals and policy concepts of the Comprehensive Plan, as this would establish and reinforce inappropriate industrial expansion.

Attorney Wallace Respass addressed City Council and presented photos of the property along with affidavits from the neighbors to City Council. Thomas Shuford owns property next to 143 Countryside Drive.

(Copies of the affidavits are attached to these minutes as reference.)

Mr. Shuford addressed City Council and stated he owns the property beside of the subject property. He further stated he doesn't live there and he not sign the affidavit. Mr. Shuford remarked he does not support or oppose the junk and salvage request by Mr. Moss.

Reva Pennell expressed her opposition to the request by saying it was a health hazard, harmful to the neighborhood, and may affect the value of the property in the neighborhood.

Several neighborhood residents spoke in support of Mr. Moss being allowed to rezone his property for the junk and salvage yard request.

Councilmember Perdue stated the Comprehensive Plan has guidelines for neighborhoods and this rezoning request does not fit those guidelines. Mr. Perdue clarified that the towing business is still allowed on the property, but the extension of the zoning to allow junk and salvage is not consistent with the Comprehensive Plan. Councilmember Perdue stated he could not support this request.

Upon a motion by Councilmember Perdue, City Council voted 6 to 0 to deny the rezoning request for property located at 143 Countryside Drive SE, NC Pin#2758567900 & 2758567675 to be rezoned from R-15 (Single Family Residential to I-2 (Light Industrial) as presented.

III. CONSENT AGENDA ITEMS

- A. Minutes: Approval of the minutes of the City Council meeting of Tuesday, June 17, 2025 as submitted.
- B. Minutes: Approval of the minutes of the Committee off the Whole meeting of Tuesday, June 24, 2025 as submitted.
- C. Closed Session Minutes: Approval of the closed session minutes of Tuesday, June 24, 2025 as reviewed by the City Council, City Manager and City Attorney.
- D. Resolution: Approval of a resolution presented to Police Chief Brent Phelps in honor and recognition upon his 29 years of dedicated service to the Police Department, City of Lenoir and its citizens. (A copy of the resolution is attached to these minutes as information.)
- E. Resolution; Approval of a resolution presented to City Clerk Shirley Cannon in honor and recognition of her 27 years of dedicated service to the City Council, City of Lenoir and its

citizens. (A copy of the resolution is attached to these minutes as information.)

- F. Surplus Resolution: Pursuant to N.C.G.S. §20-187.2, Staff recommends Council adopt a resolution to declare the following police weapon (SIG Sauer P-320 Pistol, Serial Number 58J478025) and police badge of Chief Brent Phelps upon retirement, as surplus and no longer have any additional use to the City of Lenoir as submitted. (A copy of the resolution is attached to these minutes as information.)
- G. Engineering Services; Amendment No.1; Construction Phase (McGill Associates) – Finley Area Water System Improvements Project: Staff recommends approval of Amendment No. 1 to the Engineering Services Agreement for the Construction Phase of the Finley project. The Construction Phase contract amount will increase from \$276,000 to \$381,000 due to additional project scope and the extended project time schedule. (A copy of Amendment No. 1 is attached to these minutes as information.)
- H. Adoption; Revised 2025 Water & Sewer Capital Improvement Plan: Staff recommends approval of the revised Water & Sewer Capital Improvement Plant (CIP). The revised CIP reflects adjustments to the March 25, 2025 approved plan. The adjustments allow for the funding of the Finley Area Water System Improvements project. (A copy of the revised CIP plan is attached to these minutes as information.)
- I. Amended Capital Project Ordinance; Finley Area Water Improvements Project: Staff recommends approval of an amended Capital Project Budget Ordinance in the amount of \$9,440,000 for the Finley Area Water Improvements Project as submitted. (A copy of the amendment is attached to these minutes as information.)

Upon a motion by Councilmember Stevens, City Council voted 6 to 0 to adopt the above listed items (A through I) on the Consent Agenda as recommended.

IV. REQUESTS AND PETITIONS OF CITIZENS

WATER

- ISSUES:**
- A. Chaz Downing, 505 Wilkesboro Boulevard (Katz Corner Apartments), addressed City Council about his water being cloudy. Mayor Gibbons stated the City's Public Utilities Department would look into the matter.

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE CITY MANAGER

- A. Items of Information

FOOTHILLS REGIONAL AIRPORT AUTHORITY:

- 1. The Foothills Regional Airport Authority will not meet in July.

ABC BOARD:

- 2. The ABC Board will meet on Thursday, July 17 at 2:00 p.m.

MEETING SCHEDULE:

- 3. The Committee of the Whole will not meet in July.

SUMMER CONCERT

EVENT: 4. A Summer Concert event is scheduled for Friday, July 25 from 7:00 p.m. to 10:00 p.m. with the band Third Times a Charm performing on the downtown stage area.

RETIREMENT

CEREMONY:

5. A retirement ceremony will be held on Wednesday, July 30 at the J.E. Broyhill Civic Center from 3:00 p.m. to 5:00 p.m. in honor of Police Chief Brent Phelps.

HARAMBEE

FESTIVAL:

6. The 51st Harambee Festival will be held the week of August 4th through 10th. Events will be held daily at the Martin Luther King, Jr. Center.

B. Items for Council Action

BID AWARD;

FINLEY AVENUE:

1. Staff recommends approval of the resolution for the tentative award of bids for the Finley Area Water System Improvements project contingent upon NCDEQ approval of bidder documentation. The tentative award is made for Contract A to T.P. Howard's Plumbing Company, Inc. (Fairview, NC) for the contract price of \$6,092,350 and for Contract B to Caldwell Tanks, Inc. for the contract price of \$2,063,700 both of which are the lowest responsive, responsible bidders. It is recommended by McGill Associates, to establish a construction contingency of 5% or \$407,800 of the total base construction costs, bringing the total construction project cost to \$8,563,850. It is further recommended that City Council authorize the City Manager to approve change orders within the contingency amount to facilitate maintaining the project schedule.

A copy of the resolution bid tabs are attached to these minutes as information.

Upon a motion by Councilmember Perkins, City Council voted 6 to 0 to adopt the resolution for the tentative award of bids for the Finley Area Water System Improvements project contingent upon NCDEQ approval of bidder documentation. The tentative award is made for Contract A to T.P. Howard's Plumbing Company, Inc. (Fairview, NC) for the contract price of \$6,092,350 and for Contract B to Caldwell Tanks, Inc. for the contract price of \$2,063,700 as submitted.

RESOLUTION; REMOVAL

OF TRAFFIC SIGNAL-

MULBERRY ST. & COLLEGE AVE.:

2. Staff recommends City Council adopt the resolution to decommission and remove the existing traffic signal at College Avenue and Mulberry Street based on a Mattern & Craig Engineering Traffic Signal Warrant Analysis and the installation of a Two-Way Stop at the Intersection.

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

Upon a motion by Councilmember Beal, City Council voted to 6 to 0 to adopt the resolution to decommission and remove the existing traffic signal at College Avenue and Mulberry Street based on a Mattern & Craig Engineering Traffic Signal Warrant Analysis and the installation of a Two-Way Stop at the Intersection as presented and as submitted.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

IX. REPORT AND RECOMMENDATIONS OF COUNCILMEMBERS

CLOSED

SESSION: A. Pursuant to N.C.G.S. §143-318.11(a)(3), and upon a motion by Councilmember Perdue which unanimously carried, City Council entered into closed session to discuss attorney/client privilege and N.C.G.S. 154-318.11(a)(2) to prevent the premature disclosure of an honorary degree, scholarship, prize, or similar award.

OPEN

SESSION: B. Upon a motion by Councilmember Stevens, City Council voted 6 to 0 to re-enter into open session.

X. ADJOURNMENT

A. There being no further business, the meeting was adjourned at 7:45 p.m.

Shirley M. Cannon, City Clerk

Joseph L. Gibbons, Mayor



PROCLAMATION



Recognizing Robert Thomas, Jr.

WHEREAS, in 1986 or 1987, Randy Means and Robert Thomas, Jr. were engaged to provide training at the Lenoir Police Department under the leadership of Chief Terry Crisp, and they signed the first annual contract (of 37) with Chief Jack Warlick in 1988; and

THAT, Robert Thomas, Jr., a partner in the Thomas & Means Law Firm, LLP from its inception until its 2020 dissolution, took sole responsibility for providing legal advice, training, and consulting services to the Lenoir Police Department shortly after being contracted and has continued to do so until his retirement this year; and

THAT, he has admirably and with great distinction, served the Charlotte-Mecklenburg area for 31 years as Senior Associate Attorney and Deputy Compliance Officer for Mecklenburg County, the first full-time Sheriff's Attorney for the Mecklenburg County Sheriff's Office, and the first full-time Police Attorney for the City of Charlotte Police Department; and

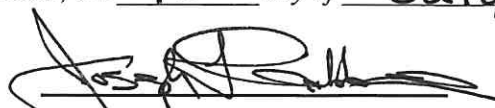
THAT, Robert Thomas, Jr. played a major role with the Charlotte Police Department Legal Team in the *Graham v. Connor* case that established the "objective reasonableness" standard for evaluating claims of excessive force by law enforcement during arrests or investigatory stops. This landmark 1989 Supreme Court case is still referenced today during In-Service Training classes covering Use of Force & Search & Seizure; and

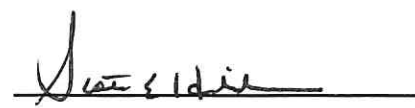
THAT, he has represented more than 30 law enforcement agencies in North Carolina and is the Co-Founder of the Police Law Journal and of the Police Administrators Journal, as well as former legal counsel to the American Society for Law Enforcement Training; and

THAT, society and law enforcement as a whole has gone through many changes over the last 40 years, and "Bob" has stayed abreast through all the changes to remain a vital addition to our team. He has made significant contributions throughout his career;

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 recognize and honor **Robert F. Thomas, Jr.** for his 37 years of service to the Lenoir Police Department and commend him for his support and dedication to our city and our law enforcement officers.

THIS, the 15th day of July, 2025.


Joseph L. Gibbons, Mayor


Scott E. Hildebran, City Manager



RESOLUTION

In Recognition of Dedicated Service



WHEREAS, on the 3rd day of June, 1996, Brent Phelps was appointed Patrol Officer by Chief Jack Warlick and has admirably and with great distinction, served the citizens of Lenoir during the tenures of three Police Chiefs, until taking on that role himself in 2018 on the 1st day of August;

THAT, due to his dedication and diligence in performing in an exemplary manner, Brent advanced through the ranks, being promoted to Detective in the Narcotics Unit from 1999 to 2002, until his promotion to Patrol Sergeant. In 2003, he was selected as Patrol Lieutenant, where he served until 2006, at which time he transferred back to Investigations. In 2009, he pivoted into the role of Professional Standards under Support Services, where he worked until being selected as Captain in 2012;

THAT, Brent has been an invaluable member of the department, serving as Mentor, Special Response Team Member and Instructor, teaching Firearms and Law Enforcement classes internally, externally and college BLET curriculums. He has contributed greatly in the areas of our K9 Program, Investigative procedures, NextGen 911, and Field Training/Evaluation Program. Brent has also played an active, vital role in the community, most recently serving as Board Member, Vice Chair and Chair President of the Caldwell County Shelter Home, Board Member for the Robin's Nest, and a number of committees to include Domestic Preparedness, Incident Command, Criminal Justice Advisory, and NC League of Municipalities Police Chief Advisory. He graduated in the 231st Session of the NC FBI National Academy, later serving as Regional VP/President and NC Chapter President;

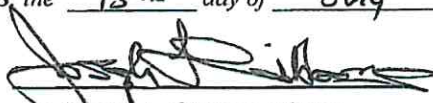
THAT, while working for Lenoir, Brent earned his Bachelors of Applied Arts and Science in Criminal Justice from Lees-McRae College, received the Advanced Law Enforcement Certificate from the NC Criminal Justice Education and Training Standards Commission, received and held his Sig Sauer Armorer Certification, and completed the Municipal Administration and UNC PELA programs;

THAT, he has shown a willingness to go above and beyond what was expected. Under his leadership, the department implemented the first certified Critical Incident Stress Management Team for the state, collaborated with the Western Piedmont Council of Government on the Unsheltered Initiative, assigned full-time School Resource Officers in every public school in the city, and established the first C.A.D.E.T. camp for local students ages 10-15;

THAT, society and law enforcement as a whole has gone through many changes over the last 30 years, and Brent has stayed abreast through those changing trends, making significant contributions throughout his career and humbly serving the citizens of the City of Lenoir and Caldwell County. He will be retiring under the North Carolina Local Government Retirement System on August 1, 2025;

THEREFORE, BE IT RESOLVED, by authority of the Mayor and City Manager, and on behalf of the City Council, that Chief Brent Phelps has been an exemplary employee, and is himself the epitome of the professional Law Enforcement Officer. His contributions to the safety and well-being of the citizens of Lenoir and officers of the Lenoir Police Department will be held in high esteem and remembrance by this governing body, as well as persons impacted by his accomplishments;

THIS the 15th day of July, 2025.


Joseph L. Gibbons, Mayor


Scott E. Hildebran, City Manager



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 Honoring Shirley M. Cannon

WHEREAS, Shirley M. Cannon started working as an Administrative Assistant for the City of Lenoir, North Carolina, on May 11, 1998, and she was promoted to City Clerk on Aug. 16, 2004; and

WHEREAS, during her career, Shirley earned accreditation as a North Carolina Certified Municipal Clerk, and she earned certifications as Certified Municipal Clerk and Master Municipal Clerk from the International Institute of Municipal Clerks; and

WHEREAS, Shirley has served two Mayors – David W. Barlow and Joseph L. Gibbons; 17 City Councilmembers; and four City Managers – James H. Hipp, H. Lewis Price, W. Lane Bailey, and Scott E. Hildebran; numerous department heads and staff in the performance of her duties; and

WHEREAS, a City Clerk plays a critical role in providing open and transparent government by issuing notices of public meetings, creating meeting agendas, and writing minutes of meetings that are made available to the public for review; and

WHEREAS, the Clerk also maintains a copy of the City's Code of Ordinances, ensures that the City Code is updated when Council approves or changes ordinances, makes sure legal notices and proceedings are properly advertised in the local newspaper, and maintains hundreds of other types of municipal documents and records; and

WHEREAS, during her career, Shirley has proven herself to be an accomplished and dedicated City Clerk; a devoted assistant to City of Lenoir Mayors, Councilmembers, and City Managers; a faithful employee to the City of Lenoir, and an honorable public servant to our residents.

NOW THEREFORE BE IT RESOLVED, I, Joseph L. Gibbons, Mayor, on behalf of the City of Lenoir City Council and all of our citizens, do hereby congratulate Shirley Cannon on her retirement, and I extend our sincere appreciation and deep gratitude for her 27 years of unselfish and invaluable service and contributions to the City of Lenoir.

THIS, the 15th day of July 2025.



Joseph L. Gibbons, Mayor, City of Lenoir

ATTEST:



Lauren Hartley, Deputy City Clerk



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Hal Justice, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 222 Countryside Dr. SE neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 1st day of May, 2025.

Hal Justice
Affiant

State of North Carolina
County of Caldwell

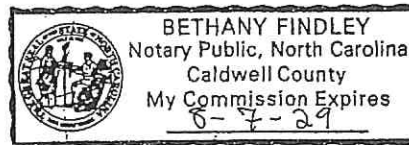
Sworn to and Subscribed before me.

This the 1st day of May, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Carolyn Warlick & Edward Lutz a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) _____ neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 1st day of May, 2025.

Carolyn Warlick & Edward Lutz
Affiant

State of North Carolina
County of Caldwell

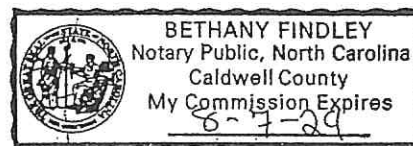
Sworn to and Subscribed before me.

This the 1st day of May, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Ronald Swenson, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 219 Countryside Drive SE neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 1st day of May, 2025.

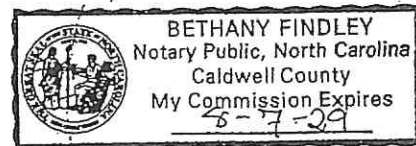
Ronald Swenson
Affiant

State of North Carolina
County of Caldwell

Sworn to and Subscribed before me.
This the 1st day of May, 2025.

Bethany Findley
Notary Public
Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Dona Moss, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 138 Countryside Dr. neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 29 day of April, 2025.

Dona Moss
Affiant

State of North Carolina
County of Caldwell

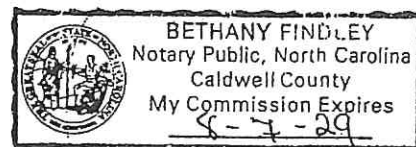
Sworn to and Subscribed before me.

This the 29 day of April 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Regina Winbarger, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 216 Countryside Dr SW neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 4 day of 29, 2025.

Regina Winbarger
Affiant

State of North Carolina
County of Caldwell

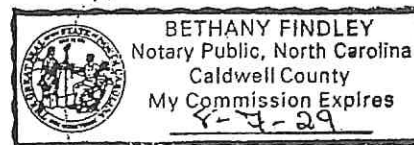
Sworn to and Subscribed before me.

This the 29th day of April, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Keith Winebarger, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 216 Countryside Dr neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 29 day of April, 2025.

Keith Winebarger
Affiant

State of North Carolina
County of Caldwell

Sworn to and Subscribed before me.

This the 29th day of April, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Ronnie Miller, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 113 A Countryside Dr S.E Lenoir N.C neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645. 28645
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 29th day of April, 2025.

Ronnie Miller
Affiant

State of North Carolina
County of Caldwell

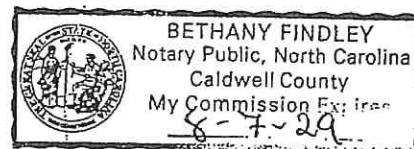
Sworn to and Subscribed before me.

This the 29th day of April, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Linda S Miller, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 113 A Countryside Dr. SE Lenoir N.C. neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645. 28645
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 29th day of April, 2025.

Linda S Miller
Affiant

State of North Carolina
County of Caldwell

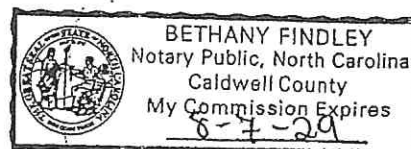
Sworn to and Subscribed before me.

This the 29th day of April, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Mavis Staton, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 114 Countryside Dr. neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 29th day of April, 2025.

Mavis Staton
Affiant

State of North Carolina
County of Caldwell

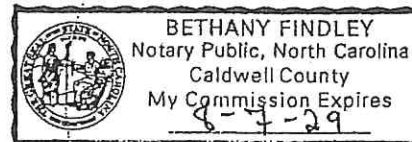
Sworn to and Subscribed before me.

This the 29th day of April, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Brian Henry, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 206 Countryside Drive SE, Lenoir, NC 28645 neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 29th day of April, 2025.

Brian Henry
Affiant

State of North Carolina
County of Caldwell

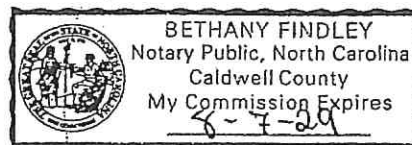
Sworn to and Subscribed before me.

This the 29th day of April, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Tanya Henry, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) ~~143~~ 200 Countryside neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 29th day of April, 2025.

Tanya Henry
Affiant

State of North Carolina
County of Caldwell

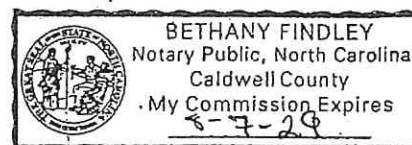
Sworn to and Subscribed before me.

This the 29th day of April, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Rhonda Nichols, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 110 Countryside Dr. SE Lenoir neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 29th day of April, 2025.

Rhonda Nichols
Affiant

State of North Carolina
County of Caldwell

Sworn to and Subscribed before me.

This the 29th day of April, 2025.

Bethany Findley

Notary Public

Bethany Findley
Notary Public Printed Name



My Commission Expires: 8-7-29

STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Leonard D. Stator, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 11A Countryside Dr neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 29th day of April, 2025.

Leonard D. Stator
Affiant

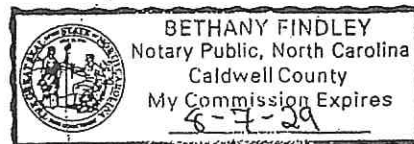
State of North Carolina
County of Caldwell

Sworn to and Subscribed before me.
This the 29th day of April, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Cindy Price, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 130 Countryside DR SE Lenoir NC 28645 neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 29th day of April, 2025.

Cindy Price
Affiant

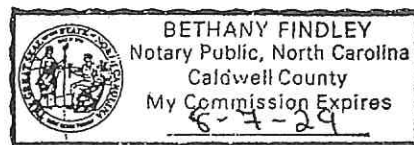
State of North Carolina
County of Caldwell

Sworn to and Subscribed before me.
This the 29th day of April, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Robert Price, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 130 Countryside Dr SE, Lenoir NC 28645 neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 29th day of April, 2025.

Affiant [Signature]

State of North Carolina
County of Caldwell

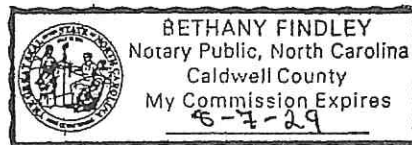
Sworn to and Subscribed before me.

This the 29th day of April, 2025.

[Signature]
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) David Connor, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 237 Countryside Dr Lenoir, NC neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 2 day of May, 2025.

David Connor
Affiant 828-403-5307

State of North Carolina
County of Caldwell

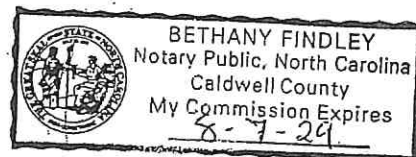
Sworn to and Subscribed before me.

This the 2 day of May, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) EDWARD E Brown, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 120 COUNTRY, DV LENOIR neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 2 day of May, 2025.

Edward E Brown
Affiant

State of North Carolina
County of Caldwell

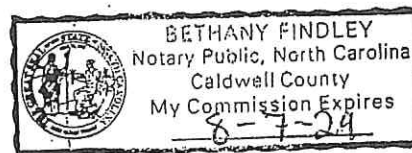
Sworn to and Subscribed before me.

This the 2 day of May, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



STATE OF NORTH CAROLINA

COUNTY OF CALDWELL

AFFIDAVIT

I, (print name) Eddie Brown, a citizen and resident of Caldwell County, North Carolina, having been first duly sworn, state the following:

1. I am over the age of eighteen (18) years and am competent to testify as to the matters set forth in this affidavit.
2. I am not subject to any legal disability.
3. I am the owner of real property located at (residential address) 122 Countryside Dr Lenoir neighboring the property at 143 Countryside Drive SE, Lenoir, NC 28645.
4. During my ownership of the above-stated property, I have been completely aware that Roger Alex Moss (doing business as Whitnel Towing) has been operating a towing, recovery and junk/salvage yard at 143 Countryside Drive SE for many years.
5. I have no objection to Roger Alex Moss (doing business as Whitnel Towing) operating a junk/salvage yard, and I have no objection to the property at 143 Countryside Drive SE being re-zoned for the purpose of operating a junk/salvage yard.

This the 2 day of May, 2025.

Eddie Brown
Affiant

State of North Carolina
County of Caldwell

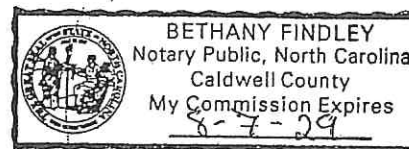
Sworn to and Subscribed before me.

This the 2 day of May, 2025.

Bethany Findley
Notary Public

Bethany Findley
Notary Public Printed Name

My Commission Expires: 8-7-29



RESOLUTION

WHEREAS, the City of Lenoir, North Carolina, City Council desires to dispose of certain surplus property of the City of Lenoir to be awarded to Police Chief Brent Phelps upon his retirement from the Lenoir Police Department and Declaring his badge and service weapon as Surplus Property.

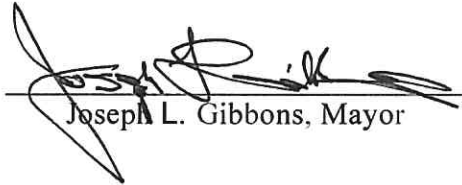
NOW, THEREFORE BE IT RESOLVED,

- 1) the Mayor and City Council of the City of Lenoir acknowledges Brent Phelps' loyal and dedicated service to the citizens of Lenoir, and the Mayor and City Council declare the following police weapon and police badge of Chief Brent Phelps upon retirement, as surplus and no longer have any additional use to the City of Lenoir {(Sig Sauer P-320 Pistol, Serial Number 58J478025)}
- 2) the Mayor and City Council authorize the City Manager to proceed with the procedures as outlined in N.C.G.S. §20-187.2 regarding the service side arms of retiring members of City law enforcement agencies.

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 Chief Brent Phelps in his retirement and commend him for the outstanding example he has set as a dedicated public servant.

Adopted this the 15th day of July 2025.

SEAL


 Joseph L. Gibbons, Mayor

ATTEST:


 Shirley M. Cannon, City Clerk

AMENDMENT NO. 1

to the

AGREEMENT FOR ENGINEERING SERVICES – DATED OCTOBER 25, 2022

NOW, THEREFORE, in consideration of the mutual covenants herein set forth and other good valuable consideration, the parties agree to amend the Agreement for Engineering Services as follows:

Section 2 – Basic Services shall be amended as follows:**2.4 CONSTRUCTION PHASE**

2.4.21 Additional construction phase services and CFR time related to extending the construction time for the construction contract scope by seven (7) months from the original agreement.

Section 6 – Payment to the Engineer, Article 6.1.1 shall be amended to the following lump sum fee:**6.1 PAYMENT FOR BASIC SERVICES****Construction Phase****\$381,000**

In accordance with the Agreement for Engineering Services, the Owner agrees to pay the ENGINEER the amounts noted above for the Additional Services rendered as outlined in this Amendment No. 2.

CITY OF LENOIR**McGILL ASSOCIATES, P.A.**


Scott Hildebran
City Manager

Douglas Chapman, PE
Vice President-Regional Manager

Date: 7/16/2025

Date: _____

ATTEST:



Shirley M. Cannon
City Clerk

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

By: Donna Bean

Donna Bean
Finance Director

Table 1
City of Lenoir
Water and Sewer Fund
Capital Improvements Plan - 2025

Water Improvements

Project Number	Project Description	Current 2025	Year 1 2026	Year 2 2027	Year 3 2028	Year 4 2029	Year 5 2030	Year 6 2031	Year 7 2032	Year 8 2033	Year 9 2034	Year 10 2035	Years 11-16
7130	Water Treatment Vehicles and Equipment	689,000	192,000	80,000	166,000	49,000	50,000	52,000	54,000	56,000			300,000
7131	Distribution System Vehicles and Equipment	595,000	272,000	59,000	62,000	62,000	64,000						200,000
7132	Water Resources Vehicles and Equipment	157,500											200,000
7133	Water Admin/Engineering Vehicles and Equipment	25,000											75,000
		110,000											75,000
Subtotal - Water Vehicles and Equipment		851,400	489,000	139,000	166,000	111,000	114,000	52,000	121,000	127,000	-	-	650,000

Capital Project funded or partially funded using external source(s). ARPA, Direct Allocation, etc.

Water Improvements continued

Project Number	Project Description	Current 2025	Year 1 2026	Year 2 2027	Year 3 2028	Year 4 2029	Year 5 2030	Year 6 2031	Year 7 2032	Year 8 2033	Year 9 2034	Year 10 2035	Years 11-16
1	Finley Water System Improvements	2,491,360	2,491,360										
2	Major Pressure Reducing Valve Vaults	710,000	350,000										
3	Divisional Valve Replacements	464,000	130,000										
4	US321 Mi Herman Rd - Betterments	140,000			110,000	110,000							
5	Hudson Waterline Relocation 321 Pine Min Rd Betterments	190,000			190,000								
6	Hudson Water Line Relocations												
7	Joyceton Water Improvements	170,000	170,000										
8	Valdese System Interconnect	17,000,000	17,000,000										
9	Morganton Blvd Water Line - Phase 1	1,000,000	1,000,000										
10	Whitney Transmission Line Replacement to Sawmills	6,080,000	6,080,000										
11	Walt Arney Road Water Line Replacement	650,000			650,000								
12	Pleasant Hill Road Water Line Replacement	780,000											
13	Whitney-Cajahs Water Pump Station	2,450,000											
14	Lead Service Line Replacements - Phase 2												
15	Lead Service Line Replacements - Phase 3	1,000,000	1,000,000										
16	Zacks Fork to Coltrill Hill Water Supply Loop												
17	Whitney Transmission Line Replacement - to Whitney												
18	Hwy 18 (Mgt Blvd) Water Line Upgrade												
19	Hickory-Granite Falls-Lenoir Interconnection												
20	Water Line Replacements	2,800,000			600,000								
									700,000				
Water Treatment													
21	Sedimentation Basin Repairs	2,040,000											
22	Residual Systems Upgrade	2,340,000											
23	Add 3rd Whitney Finished Water Pump and VFD	1,000,000											
24	Reinstall all Cajah Pumps and Switchgear	270,000											
25	Add 3rd Raw Water Pump and VFD	1,330,000											
26	Filter Valve Upgrades	1,900,000											
27	Finished Water Pump Station Upgrades	1,330,000											
28	Backwash Supply Improvements	370,000											
29	Operations Building Upgrades	2,150,000											
30	Cleanwell Barriers	15,000											
31	Cleanwell Replacement												
32	Water Treatment Plant Expansion - 18MGD												
33	Generator and Electrical System Loop												
Subtotal - Water Infrastructure Improvements		48,650,360	5,141,360	18,375,000	11,480,000	770,000	1,480,000	7,464,000	3,160,000	-	800,000	-	132,660,000
Current Year (FY26) CIP: Water Improvements		8,060,040											
10-Yr CIP: Water Improvements FY26-35		48,979,360	5,630,360	18,614,000	11,646,000	881,000	1,594,000	7,616,000	3,271,000	127,000	800,000	-	133,210,000

Capital Project funded or partially funded using external source(s). ARPA, Direct Allocation, etc.

Table 1
City of Lenoir
Water and Sewer Fund
Capital Improvements Plan - 2025

Wastewater Improvements

Project Number	Project Description	Current 2026	Year 1 2026	Year 2 2027	Year 3 2028	Year 4 2029	Year 5 2030	Year 6 2031	Year 7 2032	Year 8 2033	Year 9 2034	Year 10 2035	Years 11-16
Collection System													
7140	Collection System Vehicles and Equipment	1,369,000	115,000	769,000	-	112,000	116,000	120,000	124,000	128,000	-	-	400,000
7141	Wastewater Pre-Treatment Vehicles and Equipment	15,000	-	-	-	-	-	-	-	-	-	-	75,000
7142	GPC Wastewater Treatment Vehicles and Equipment	225,000	15,000	-	-	-	-	-	-	-	-	-	175,000
7143	LC Wastewater Treatment Vehicles and Equipment	-	-	-	-	-	-	-	-	-	-	-	-
Subtotal - Wastewater Vehicles and Equipment		1,609,000	240,000	769,000	-	112,000	116,000	120,000	124,000	128,000	-	-	650,000
Wastewater Treatment													
1	Ridge Street Sewer Replacement	1,300,000	1,300,000	-	-	-	-	-	-	-	-	-	-
2	Extend Sewer System / Easement Acquisition	75,000	75,000	-	-	-	-	-	-	-	-	-	-
3	East Harter Avenue Sewer Replacement	550,000	550,000	-	-	-	-	-	-	-	-	-	-
4	Boxwood St Sewer Relocation	390,000	-	390,000	-	-	-	-	-	-	-	-	-
5	Pentition to Hwy 18 Sewer	1,130,000	-	-	-	-	-	-	-	-	-	-	-
6	Main Street (Valley to 321) Sewer Replacement	1,140,000	-	-	-	-	-	-	-	-	-	-	-
7	Rehab Blaine Fork Outfall	890,000	-	-	-	-	-	-	-	-	-	-	-
8	Gunpowder Creek Interceptor Replacement	3,460,000	-	-	-	-	-	-	-	-	-	-	-
9	Zacks Fork Sewer Replacement	2,350,000	-	-	-	-	-	-	-	-	-	-	-
10	Meadowood Upstream Sewer Replacement	1,780,000	-	-	-	-	-	-	-	-	-	-	-
11	Meadowood Lift Station Improvements	500,000	-	-	-	-	-	-	-	-	-	-	-
12	Golf Course Sewer Replacement	4,290,000	-	-	-	-	-	-	-	-	-	-	-
13	Manhole Improvements	1,190,000	-	-	-	-	-	-	-	-	-	-	-
14	Sewer Line Replacements	5,000,000	-	-	-	-	-	-	-	-	-	-	-
Subtotal - Wastewater Treatment		17,880,000	240,000	210,000	-	720,000	500,000	1,780,000	2,000,000	250,000	4,290,000	270,000	2,000,000
Wastewater Improvements Infrastructure													
15	GPWWTP Driveway Repairs, Carport for Flammables Storage	70,000	70,000	-	-	-	-	-	-	-	-	-	-
16	Lower Creek WWTP Mixers	1,650,000	-	1,650,000	-	-	-	-	-	-	-	-	-
17	Lower Creek WWTP Diffusers and Concrete Repairs	2,550,000	-	2,550,000	-	-	-	-	-	-	-	-	-
18	Septage Receiving Station / Vector Dump	640,000	-	-	640,000	-	-	-	-	-	-	-	-
19	Lower Creek WWTP Equalization Basin	3,780,000	-	-	3,780,000	-	-	-	-	-	-	-	-
20	Lower Creek WWTP Treatment Improvements	7,630,000	-	-	-	-	7,630,000	-	-	-	-	-	-
21	Gunpowder Creek WWTP Future Upgrades	-	-	-	-	-	-	-	-	-	-	-	-
22	Lower Creek WWTP Future Upgrades	-	-	-	-	-	-	-	-	-	-	-	-
Subtotal - Wastewater Improvements Infrastructure		40,275,000	-	-	4,420,000	10,150,000	8,130,000	2,620,000	2,000,000	260,000	4,290,000	2,270,000	42,000,000
Current Year (FY26) CIP: Wastewater Improvements		41,984,000	240,000	5,679,000	4,420,000	10,302,000	8,246,000	2,140,000	2,124,000	378,000	4,290,000	2,270,000	42,650,000
Capital Project funded or partially funded using external source(s), ARPA, Direct Allocation, etc.													
10-Yr CIP: Wastewater Improvements FY26-35		41,984,000	240,000	5,679,000	4,420,000	10,302,000	8,246,000	2,140,000	2,124,000	378,000	4,290,000	2,270,000	42,650,000

Total Water and Wastewater Capital Improvements Plan

Current Year (FY26) CIP: Total Water/Wastewater		8,330,230
10-Yr CIP: Total Water and Wastewater		91,963,360
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10-Yr CIP: Total Water and Wastewater		91,963,

Table 3
City of Lenoir
Water and Sewer Fund
Financial Analysis - Cash Flow Summary

Cash-Flow Summary:

Cash-In-Flow Summary:																	July 15, 2025 Revision					
Audit	Audit	Audit	Audit	Audit	Audit	Test Year	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10						
2020	2021	2022	2023	2024	2025	2026	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035						
Water Annual Operating Revenue																						
6,336,628	6,494,271	6,548,397	6,995,565	7,338,453	7,541,395	7,578,103	7,616,998	7,655,083	7,693,359	7,731,626	7,770,485	7,809,337	7,848,384	7,887,626	7,927,064							
Sewer Annual Operating Revenue																						
3,169,242	3,140,122	3,127,773	3,444,903	3,540,839	3,705,632	3,724,160	3,742,761	3,761,495	3,780,302	3,799,004	3,818,200	3,837,291	3,856,477	3,875,760	3,895,139							
Total Operating Revenue																						
9,525,869	9,634,393	9,676,170	10,440,467	10,879,292	11,247,028	11,302,263	11,359,759	11,416,578	11,473,661	11,531,030	11,588,685	11,646,628	11,704,861	11,763,386	11,822,202							
System Growth: Customers																						
						0.5%	0.5%	0.5%	0.5%	0.5%	0.5%	0.5%	0.5%	0.5%	0.5%	0.5%						
Water and Sewer Annual Non-Operating Revenue																						
67,426	26,747	13,533	249,370	444,801	523,000	523,000	523,000	523,000	523,000	523,000	523,000	523,000	523,000	523,000	523,000							
Water: Revenue Increase from Rates																						
						2.3%	5.0%	5.0%	5.0%	5.0%	5.0%	4.0%	4.0%	4.0%	4.0%	4.0%						
Water: New Revenue from Rates																						
						174,319	555,169	937,923	1,322,591	1,709,183	2,020,002	2,332,376	2,646,311	2,961,816	3,278,899							
Sewer: Revenue Increase from Rates																						
						2.3%	5.0%	5.0%	5.0%	5.0%	5.0%	4.0%	4.0%	4.0%	4.0%	4.0%						
Sewer: New Revenue from Rates**																						
						85,656	272,795	460,869	648,885	839,845	992,573	1,146,084	1,300,324	1,455,354	1,611,159							
Capital Reserve Appropriation																						
					40,000	3,500,000			520,000	250,000	1,700,000		350,000									
Total Revenue																						
9,593,295	9,661,140	9,689,703	10,689,837	11,324,093	11,810,028	15,806,238	12,710,743	13,858,371	14,219,137	16,303,037	18,124,260	16,703,555	16,703,555	16,703,555	17,235,280							
Water: Operating Expenses																						
3,095,080	3,251,886	3,397,887	3,951,617	4,094,628	4,000,625	4,120,850	4,244,475	4,645,559	4,784,926	4,928,474	5,076,328	5,228,618	5,385,477	5,547,041	5,713,452							
Water Expenses Increase**																						
						3.0%	3.0%	3.0%	3.0%	3.0%	3.0%	3.0%	3.0%	3.0%	3.0%	3.0%						
Sewer: Operating Expenses																						
2,734,027	2,750,274	2,788,790	2,996,625	3,546,700	3,517,448	3,622,969	3,731,658	3,843,608	3,958,916	4,077,884	4,200,014	4,328,015	4,455,795	4,589,469	4,727,153							
Sewer Expenses Increase*																						
						3.0%	3.0%	3.0%	3.0%	3.0%	3.0%	3.0%	3.0%	3.0%	3.0%	3.0%						
Capital Outlay / Contingency																						
436,187	344,757	375,997	302,601	404,985	2,226,650	180,000	185,400	190,952	196,091	202,592	208,669	214,929	221,377	228,019	234,859							
Capital Outlay & Cash-Financed CIP																						
						5,915,360	1,683,000	2,090,000	1,213,000	2,210,000	526,000	945,000	505,000	800,000	270,000							
Debt Service Existing																						
1,769,112	1,628,265	2,100,179	1,938,292	2,040,572	2,029,415	2,016,594	1,991,561	1,964,525	1,937,491	1,433,673	1,270,644	1,260,171	1,067,062	1,080,644	1,054,226							
Debt Service Proposed																						
						100,000	592,632	1,009,602	1,965,169	2,701,404	3,468,313	3,927,872	3,927,872	4,359,697	4,559,549							
Transfers Out																						
139,800	55,550	100,000																				
Total Expenses																						
6,174,306	6,030,732	6,660,853	9,189,135	10,088,885	11,774,336	15,557,773	12,626,726	13,744,257	14,085,193	15,553,926	14,769,970	15,902,605	15,562,583	16,583,870	16,569,239							
Net Income																						
1,418,989	1,630,408	1,028,850	1,500,702	1,235,208	35,692	28,485	82,017	114,115	162,944	749,231	354,230	95,463	611,912	119,685	676,022							
Unrestricted Net Assets																						
10,647,335	12,277,743	10,840,064	12,052,601	13,287,809	13,243,501	8,951,966	7,033,983	7,148,097	7,311,041	8,060,272	8,414,562	8,510,025	9,121,938	9,241,623	9,917,644							
130%	153%	125%	131%	132%	112%	58%	56%	52%	52%	52%	57%	54%	59%	56%	60%							
Capital Reserve																						
						40,000	2,000,000															
Transfer to Capital Reserve																						
					40,000	3,500,000		520,000		250,000	1,700,000		350,000									
Transfer from Capital Reserve																						
						820,000	2,820,000	2,300,000	2,050,000	350,000	350,000											
Capital Reserve Balance																						
Residential Inside 5,000 gal Monthly Water Use Charges																						
					\$26.56	\$28.08	\$29.50	\$30.99	\$32.55	\$34.19	\$35.55	\$36.98	\$38.47	\$40.03	\$41.62							
Residential Inside 5,000 gal Monthly Sewer Use Charges																						
					\$27.73	\$28.62	\$30.72	\$32.25	\$33.85	\$35.56	\$36.97	\$38.44	\$39.97	\$41.56	\$43.22							
Combined Water and Sewer Use Charges																						
					\$54.31	\$57.24	\$60.22	\$63.24	\$66.40	\$69.75	\$72.52	\$75.42	\$78.44	\$81.59	\$84.84							
February 2025 Urban South CPI 12 Month Increase = 2.3%																						
					Monthly Increase	\$1.28	\$2.88	\$3.02	\$3.16	\$3.35	\$2.77	\$2.90	\$3.02	\$3.15	\$3.25							

Capital Project Ordinance for the City of Lenoir

Finley Water System Project - Revised

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

Section 1: The project authorized activities for the Finley Water System Project to include the expenditure of grant funds to improve the water distribution system to increase the water pressure in the Finley area. Funding will be received from the American Rescue Plan funding through the State Fiscal Recovery Fund Grant as well as Capital Reserve funds.

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

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

	Amount	Change	Revised Amount
Administration Costs	299,000.00	(264,000.00)	35,000.00
Engineering Costs	632,000.00	209,150.00	841,150.00
Construction Cost	5,369,000.00	2,787,050.00	8,156,050.00
Contingency		407,800.00	407,800.00
Total	\$ 6,300,000.00	\$ 3,140,000.00	\$ 9,440,000.00

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

	Amount	Change	Revised Amount
ARPA Funding	6,300,000.00	648,640.00	6,948,640.00
Capital Reserve		2,491,360.00	2,491,360.00
	\$ 6,300,000.00	\$ 3,140,000.00	\$ 9,440,000.00

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

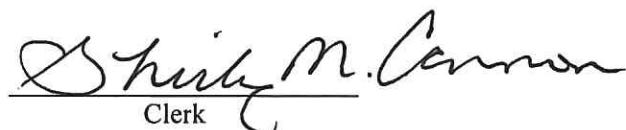
Section 6: The Finance Officer is directed to report, on a quarterly basis, on the financial status of each project element in Section 3.

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

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

Adopted this 15th day of July, 2025.


Mayor


Clerk

RESOLUTION OF TENTATIVE AWARD

WHEREAS, the City of Lenoir, North Carolina has received bids, pursuant to duly advertised notice therefore, for construction of the **Finley Area Water System Improvements project**, and

WHEREAS, the City's Consulting Engineer, McGill Associates, has reviewed the bids; and

WHEREAS, of two (2) bids received at the re-bid, T.P. Howard's Plumbing Company Inc. of Fairview, North Carolina was the lowest responsive, responsible bidder for Contract A (Water Lines and Pump Station) in the total bid amount (including one alternate bid item) of \$6,092,350; and

WHEREAS, of the one (1) bid received at the rebid, Caldwell Tanks, Inc. of Louisville, Kentucky was the lowest responsive, responsible bidder for Contract B (Water Tank) in the total base bid amount of \$2,063,700; and

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

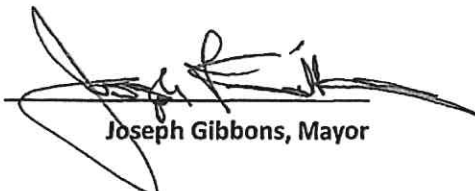
That **TENTATIVE AWARD** is made for Contract A to T.P. Howard's Plumbing Company, Inc., for the Contract Price of \$6,092,350 and for Contract B to Caldwell Tanks, Inc. for the Contract price of \$2,063,700.

That such **TENTATIVE AWARD** be contingent upon the approval of bidding documentation by the North Carolina Department of Environmental Quality, Division of Water Infrastructure.

That Scott Hildebran, the **Authorized Official**, and successors so titled or titled as City Manager, is hereby authorized to execute and approve all contract documents and change orders for this project on behalf of the **City of Lenoir**.

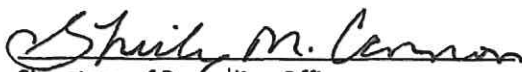
Adopted this the 15th day of July, 2025 at Lenoir, North Carolina.

SEAL


Joseph Gibbons, Mayor

CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting **City Clerk of Lenoir** does hereby certify: That the above/attached resolution is a true and correct copy of the resolution, as regularly adopted at a legally convened meeting of the **City of Lenoir** duly held on the 15th day of July, 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 15th day of July, 2025.


Signature of Recording Officer

Shirley Cannon, City Clerk
Printed Name and Title

**RESOLUTION AUTHORIZING THE REMOVAL OF THE TRAFFIC SIGNAL
EQUIPMENT AT THE INTERSECTION OF COLLEGE AVENUE AND MULBERRY
STREET AND THE PLACEMENT OF A TWO-WAY STOP**

WHEREAS, Mattern & Craig Engineers recently was tasked with performing a traffic signal study on the intersection of College Avenue and Mulberry Street; and

WHEREAS, the traffic signal study on the intersection of College Avenue and Mulberry Street determined that the traffic signal is no longer warranted based on criteria set forth in the Federal Highway Administration Manual on Uniform Traffic Control Devices (MUTCD); and

WHEREAS, the traffic signal study suggests the City inform the public of the recommended signal removal and place the signal on flash or cover the signal heads for a minimum of 90 days, and install the appropriate STOP sign control or other traffic devices; and

WHEREAS, based on the aforementioned signal study, staff recommends the placement of a two-way stop at this intersection to adequately accommodate traffic; and

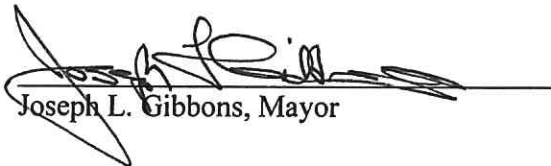
WHEREAS, after the 90-day transition period, the City may decommission and remove the traffic signal.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lenoir, that:

- 1) based on the traffic signal study performed by Mattern & Craig Engineers, the traffic signal located at College Avenue and Mulberry Street is no longer warranted and should be removed; and
- 2) City staff will inform the public of the pending signal removal and place the signal on flash or cover the signal heads for a minimum of 90 days, and will place a two-way stop at this intersection to adequately accommodate traffic.

BE IT FURTHER RESOLVED, after the 90-day transition period, city staff are to decommission and remove the traffic signal located at College Avenue and Mulberry Street.

Adopted this 15th day of July, 2025.


Joseph L. Gibbons, Mayor

ATTEST:


Shirley M. Cannon, City Clerk