

**LENOIR CITY COUNCIL
TUESDAY, APRIL 16, 2019
6:00 P.M.**

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

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

ABSENT: Councilmember Stevens.

I. CALL TO ORDER

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

SYMPATHY; LEWIS PRICE

FAMILY: B. On behalf of City Council, Mayor Gibbons extended sympathy to former City Councilmember Lewis Price upon the recent passing of his wife Carol Price and asked everyone to keep Lewis and his family in their thoughts and prayers during this difficult time.

**SPECIAL RECOGNITION; NATIONAL
LINEMAN DAY:**

- C. On behalf of City Council, Mayor Gibbons presented a proclamation to Ms. Robin Nicholson, District Manager, Duke Energy, and Mr. Scott Dula, Blue Ridge Energy, proclaiming Thursday, April 18 as "National Lineman Day" throughout the City of Lenoir and Caldwell County.

A copy of the proclamation is hereby incorporated into these minutes by reference. (Refer to page 348).

Ms. Nicholson thanked City Council for their recognition and support of all linemen and support personnel who work diligently to restore power during inclement weather.

Mr. Dula also thanked City Council along with Emergency Services Personnel and Police Officers who assist with keeping everyone safe during weather related events.

Mayor Gibbons thanked Ms. Nicholson and Mr. Dula for their great partnership with the City and for all their Staff does for the citizens and community.

UPDATE; CHARTERS OF

FREEDOM: C. Mr. Mike Unruh, Communications & Resources, Charters of Freedom, Foundation Forward, Inc., presented a report to City Council on the Charters of Freedom to be installed at the historic Caldwell County Courthouse in July. The term Charters of Freedom is used to describe the three documents in early American history which are considered instrumental to its founding and philosophy. These documents are the United States Declaration of Independence, the Constitution and the Bill of Rights. Foundation Forward, Inc. is a non-profit educational project, 501(c)(3), that builds Charters of Freedom Settings in local communities across the country.

In addition, Mr. Unruh stated they are working with a number of local businesses and suppliers seeking donations for this project. He reported the masonry class from Caldwell Community College & Technical Institute along with masonry students from Hibriten and West Caldwell High Schools would be installing the brick work. He further mentioned that Statesville Brick Company has donated the brick for Lenoir's project.

Mr. Unruh reported that Mr. and Mrs. Vance Patterson established the Charters of Freedom Foundation as an educational project following a visit to Washington, DC where they had the opportunity to view the original documents. He stated the purpose of this project is to educate students and preserve history along with installing as many of these Charters as possible in counties across the state. The first Charters of Freedom was built at the Morganton Historic Courthouse in the City of Morganton.

The Foundation also plans to do community outreach and has composed a Broadway Musical called *1776* with plans to have this production available in communities in order that future students will understand their rights and liberties. Mr. Unruh stated they are currently working with Staff at the J. E. Broyhill Civic Center and the Caldwell County School System to have the production shown here.

He stated that nineteen Charters have been fully built and dedicated so far across North Carolina and there are thirty-three more in the works to be built. A dedication ceremony and ribbon cutting will be held in July for the City of Lenoir site. Mr. Unruh also shared that 240 pavers will be available for purchase by individuals or businesses that want to be a part of this historic project. He stated that everyone that donates to this project will have their name placed in a time capsule to be buried at the site and opened in eighty-seven years in conjunction with the 300th Anniversary of the Signing of the Declaration of Independence.

On behalf of City Council, Mayor Gibbons thanked Mr. Unruh for the good report.

II. MATTERS SCHEDULED FOR PUBLIC HEARINGS

III. CONSENT AGENDA ITEMS

A. Upon a recommendation by City Manager Hildebran, the following Consent Agenda items were submitted for approval:

1. Minutes: Approval of the minutes of the City Council Meeting of Tuesday, April 2, 2019, as submitted.
2. Minutes: Approval of the minutes of the Committee of the Whole Meeting of Tuesday, March 26, 2019, as submitted.
3. Proclamation; National Lineman Day: Approval of a proclamation proclaiming Thursday, April 18 as "*National Lineman Day*" throughout the City of Lenoir and Caldwell County for the staff of Blue Ridge Energy and Duke Energy as requested by Robin Nicholson, District Director, Duke Energy.

Upon a motion by Mayor Pro-Tem Willis, Council voted 5 to 0 to approve the above listed items on the Consent Agenda as presented and as recommended by City Manager Hildebran.

IV. REQUESTS AND PETITIONS OF CITIZENS

V. REPORTS OF BOARDS AND COMMISSIONS

VI. REPORT AND RECOMMENDATIONS OF THE CITY MANAGER

A. Items of Information

CALDWELL IS HIRING

EVENT: 1. The annual Caldwell is Hiring Event will be held on Wednesday, April 17 from 8:30 a.m. – noon at the J.E. Broyhill Civic Center.

HOLIDAY

CLOSING: 2. City offices will be closed on Friday, April 19 in observance of Good Friday.

ANNUAL BOOTLEGGERS 100

BIKE RACE: 3. The annual Bootlegger 100 Bike Race will be held on Saturday, April 20 beginning at 8:00 a.m. in downtown Lenoir.

ANNUAL EASTER EGG

HUNT; MULBERRY RECREATION:

4. The annual Easter Egg Hunt will be held on Saturday, April 20 beginning at 10:00 a.m. at the Mulberry Recreation Center.

PLANNING

BOARD: 5. The Planning Board will meet on Monday, April 22 at 5:30 p.m.

COMMITTEE OF THE

WHOLE: 6. The Committee of the Whole will meet on Tuesday, April 23 at 8:30 a.m. at City Hall, Third Floor, former Council Chambers.

FOOTHILLS REGIONAL AIRPORT

AUTHORITY: 7. The Foothills Regional Airport Authority will meet on Wednesday, April 24 at noon.

LENOIR TOURISM DEVELOPMENT

AUTHORITY: 8. The Lenoir Tourism Development Authority will meet on Thursday, April 25 at 10:00 a.m. at City Hall, Third Floor, former Council Chambers.

MAYOR'S BREAKFAST FOR NATIONAL DAY

OF PRAYER: 9. The Mayor's Breakfast in conjunction with the National Day of Prayer will be held on Thursday, May 2 at 8:00 a.m. at Lenoir Presbyterian Church. The guest speaker is Mr. Doug Gillin, Director of Athletics, Appalachian State University. Tickets are \$10.00 and are available at City Hall.

B. ITEMS FOR COUNCIL ACTION

AUTHORIZING RESOLUTION; LAND EXCHANGE REQUEST; 512 NORTH MAIN STREET:

- A. If City Council wishes to proceed with the proposed land exchange which would convey Lot "B" -0.01 acres of land (a portion of NCPIN#2749787948) owned by Joel Kincaid/Seth Hickel to the City of Lenoir in exchange for Lot "A" -0.01 acres of city owned land (a portion of NCPIN#2749890145 both located at or near 512 North Main Street NW, Staff recommends approval of the submitted Resolution. Both tracts are of similar size and value and would further a public purpose in maintaining a city park sidewalk. **Note:** In accordance with N.C.G.S. §160A-271, a public notice outlining the terms of the exchange was published in the *News-Topic* for a minimum of ten (10) days.

A copy of the Resolution Authorizing the Land Exchange is hereby incorporated into these minutes by reference. (Refer to page 349).

Following a brief discussion and upon a motion by Councilmember Perdue, Council voted 5 to 0 to approve the Authorizing Resolution for the Land Exchange Request as presented and as recommended by City Staff.

BID AWARD; PLAYGROUND EQUIPMENT; MULBERRY RECREATION CENTER:

2. Staff recommends City Council award the low bid of \$45,809.84 to Barrs Recreation for playground equipment for Optimist Park: This is part of the Parks and Recreation Trust Fund Grant (PARTF) Grant for the Mulberry Optimist Park Project.

A copy of the bid tab is hereby incorporated into these minutes by reference. (Refer to page 350).

Upon a motion by Councilmember Thomas, Council voted 5 to 0 to award the low

bid of \$45,809.84 to Barrs Recreation for playground equipment for Optimist Park as presented and as recommended by City Staff.

VII. REPORT AND RECOMMENDATIONS OF THE CITY ATTORNEY

VIII. REPORT AND RECOMMENDATIONS OF THE MAYOR

ANNOUNCEMENT; RE-APPOINTMENTS; AUTHORITIES/BOARDS/COMMISSIONS:

A. Mayor Gibbons announced for the general public that the following individuals will be presented for consideration of re-appointment to the City's Authorities/Boards/Commissions at the May 7 City Council Meeting. These individuals were announced at the April 16 City Council Meeting. Mayor Gibbons also stated that all of these board members are doing a great job and have asked to be re-appointed.

Lenoir Business Advisory Board

Dana Clark Byron Grayson
John Moore Grey Scheer
Glenda Wilson

Planning Board

Leah Hamilton

IX. REPORT AND RECOMMENDATIONS OF COUNCIL MEMBERS

X. ADJOURNMENT

A. There being no further business, the meeting was adjourned at 6:30 p.m.

Shirley M. Cannon, City Clerk

Joseph L. Gibbons, Mayor



CITY MANAGER
SCOTT E. HILDEBRAN

CITY OF LENOIR
NORTH CAROLINA
PROCLAMATION

MAYOR
JOSEPH L. GIBBONS

CITY COUNCIL
J. T. BEAL
T. H. PERDUE
J. I. PERKINS
T. J. ROHR
D. F. STEVENS
C. D. THOMAS
B. K. WILLIS

IN HONOR AND RECOGNITION OF

NATIONAL LINEMAN APPRECIATION DAY

WHEREAS, linemen are often first responders during storms and other catastrophic events, working to make the scene safe for other public safety heroes; and

WHEREAS, linemen work with thousands of volts of electricity high atop power lines 24 hours a day, 365 days a year, to keep electricity flowing; and

WHEREAS, linemen must often work under dangerous conditions far from their families to construct and maintain the energy infrastructure of the United States; and

WHEREAS, linemen put their lives on the line every day with little recognition from the community regarding the danger of their work; and

WHEREAS, the City of Lenoir further recognizes and honors the significant and dangerous work of all the dedicated line work support personnel, engineering staff, work management group and vegetation management (tree) crews,

NOW, THEREFORE, I, Joseph L. Gibbons, Mayor of the City of Lenoir, and on behalf of the Lenoir City Council, do hereby proclaim Thursday, April 18, 2019 as "*National Lineman Appreciation Day*" throughout the City of Lenoir and Caldwell County and urge all citizens to thank the linemen and supporting staff of Blue Ridge Energy and Duke Energy for all they do for our citizens that enables us to enjoy health, safety, comfort and quality of life every day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Lenoir, North Carolina to be affixed this the 16th day of April, 2019.

SEAL

Joseph L. Gibbons, Mayor

ATTEST:

Shirley M. Cannon, City Clerk



RESOLUTION AUTHORIZING EXCHANGE OF PROPERTY

WHEREAS, the City of Lenoir owns approximately 0.01 acres of land in the County of Caldwell, North Carolina, (a portion of NCPIN 2749890145), located in the 500 block of North Main Street NW; and

WHEREAS, Joel Kincaid/Seth Hickel owns approximately 0.01 acres of land in the County of Caldwell, North Carolina, (a portion of NCPIN 2749787948), located at 512 North Main Street NW; and

WHEREAS, the City of Lenoir and Kincaid/Hickel wish to make an exchange of the above-described properties and as shown on "Recombination Survey of the Joel D. Kincaid & Steven Seth Hickel Properties" from Western Carolina Surveyors, P.A. (Job #9620) subject to the following negotiated terms and conditions:

- (1) The City of Lenoir will convey approximately 0.01 acres of land to Kincaid/Hickel in fee simple.
- (2) Kincaid/Hickel will convey approximately 0.01 acres of land to the City of Lenoir in fee simple.

WHEREAS, the exchange is considered to provide a full and fair compensation to the City as both tracts are similar in size, location and value, and further a public purpose in maintaining a city park sidewalk;

WHEREAS, North Carolina General Statute 160A-271 authorizes the City of Lenoir to make such an exchange if authorized by the City Council by a resolution adopted at a regular meeting of the City Council upon at least 10 days' public notice; and

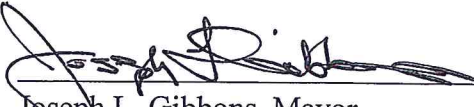
WHEREAS, the City of Lenoir has given the required public notice, and the City Council is convened in a regular meeting.

THEREFORE, THE CITY COUNCIL OF THE CITY OF LENOIR RESOLVES THAT:

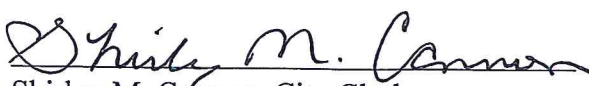
1. The exchange of properties is authorized subject to the approved negotiated terms and conditions as stated above.
2. The appropriate City officials are directed to execute the instruments necessary to carry out the exchange.

Adopted this the 16th day of April, 2019.

SEAL


Joseph L. Gibbons, Mayor

ATTEST:


Shirley M. Cannon, City Clerk



BARRS RECREATION, LLC
9521 LUMLEY ROAD
SUITE A

QUOTATION

Date	Estimate #
4/2/2019	114932

Name / Address
Lenoir Parks and Rec Lenoir, NC 28645

Rep	Project
April	

Description	Qty	U/M	Rate	Total
Custom Voltage 2-5 Playground	1	ea	6,170.00	6,170.00T
Custom Voltage 5-12 Playground	1	ea	20,915.00	20,915.00T
Single Post Swings - 2 belts/1 toddler	1	ea	1,991.00	1,991.00T
Comet Spinner	1	ea	1,760.00	1,760.00T
				30,836.00
Barrs Rec Discount			-5,812.80	-5,812.80
Freight	1		2,500.00	2,500.00T
Installation of Your Commercial Equipment - completed in typical soil conditions. *In atypical situations where excessive bedrock is encountered such that a rock hammer or other heavy equipment is needed to complete the job, additional fees may be discussed.	1		8,750.00	8,750.00T
Certified Engineered Wood Fiber	120	CuYd	37.00	4,440.00T
Commercial Border Timber	55		40.00	2,200.00T

All purchases subject to a 5 - 7 week delivery schedule, unless otherwise noted. This quote is valid for 90 days. Payment terms are issuance of PO, or 50% deposit with order, balance due upon delivery (or completion of installation if we are providing that service). To accept this quotation, please sign and date on line below, and fax to (919) 781-5779 Thank you for your consideration. If an order is cancelled after production begins, there will be a 35% re-stocking fee

Subtotal \$42,913.20

Sales Tax (6.75%) \$2,896.64

Total \$45,809.84

Phone #	Toll Free Phone	E-mail	Web Site
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