



Life. Well Crafted.

**A = Approved, A1 = Approved First Reading, A2 = Approved Second Reading, D = Deferred,  
NA = No Action, PH = Authorized Public Hearing, AD = Approval Denied**

## **ACTION AGENDA**

Hickory City Council  
76 North Center Street

October 17, 2017  
7:00 p.m.

- I. Call to Order
  - II. Invocation by Reverend Reggie Longcrier, Exodus Missionary Outreach Church
  - III. Pledge of Allegiance
  - IV. Special Presentations
  - NA** A. Proclamation for “Reverend Reggie Longcrier Day”, October 18, 2017. **(Exhibit IV.A.)**  
  
Mayor Cline read and presented the Proclamation for “Reverend Reggie Longcrier Day” to Reverend Longcrier.
  - NA** B. Proclamation for “Chief Fred Hollar Day”, November 2, 2017. **(Exhibit IV.B.)**  
  
Mayor Cline read and presented the Proclamation for “Chief Fred Hollar Day” to Fire Chief Fred Hollar.
  - NA** C. Proclamation for Breast Cancer Awareness Month. **(Exhibit IV.C.)**  
  
Mayor Cline read and presented the Proclamation for Breast Cancer Awareness Month to the ZTA Sorority members.
  - V. Persons Requesting to Be Heard
  - VI. Approval of Minutes
  - A** A. Regular Meeting of October 3, 2017. **(Exhibit VI.A.)**
  - VII. Reaffirmation and Ratification of Second Readings. Votes recorded on first reading will be reaffirmed and ratified on second reading unless Council Members change their votes and so indicate on second reading.
  - A2** A. Approval of an Ordinance to Modify the Downtown Parking Deck Layout to Better Accommodate Customers Parking Needs. **(First Reading Vote: Unanimous)**
  - A2** B. Approval of the Lease Agreement with Rene Martinez, Jr. for the City-Owned Property Located at 1123 15<sup>th</sup> Street NE. **(First Reading Vote: Unanimous)**
  - A2** C. Approval of a Future Annexation Agreement for Joseph and Hedy Pausa for Property Located at 2614 36<sup>th</sup> Avenue NE. **(First Reading Vote: Unanimous)**
  - A2** D. Budget Revision Number 8. **(First Reading Vote: Unanimous)**
  - VIII. Consent Agenda: All items below are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council
- October 17, 2017*

Member so requests. In which event, the item will be removed from the Consent Agenda and considered under Item IX.

- A**      A.      Approval of the Annual “Food for Fines” Amnesty Weeks at Patrick Beaver Memorial Library and Ridgeview Branch Library. **(Exhibit VIII.A.)**

*Library staff requests approval of the waiver of overdue fines for library customers who donate canned, boxed, or bagged food items at either Patrick Beaver Memorial Library or Ridgeview Branch Library during the two-week period of November 15-30, 2017. One item of food will cancel one dollar in overdue fines, and donated items will be given to Greater Hickory Cooperative Christian Ministry. The program was successfully carried out in past years, resulting in thousands of items collected to help feed the hungry in our community during the holidays. For the two-week event in November 2016, Hickory Public Library collected a total of 2,247 items that were donated to the Greater Hickory Cooperative Christian Ministry. This is the fifth year in a row that Hickory Public Library and Catawba County Library System will partner to sponsor a “Food for Fines” event during the same period. The annual event receives strong support from library users, and many donate items whether or not they have fines. The Great Hickory Cooperative Christian Ministry indicated that the food collected at the library helped fill their shelves at a critical time of the year. This year’s event is scheduled to coincide with National Hunger and Homelessness Awareness Week. The amnesty week event creates a sense of goodwill among our customers, helps many of the less fortunate in our community, encourages customers to return long-overdue items making them available for others, and has resulted in positive media coverage of the both library systems in prior years. Library staff recommends approval of the annual “Food for Fines” Amnesty Weeks*

- A1**      B.      Approval of a Landscape Incentive Grant for Non-Residential Property Located at 518 4<sup>th</sup> Street SW in the Amount of \$2,500. **(Exhibit VIII.B.)**

*The Community Appearance Commission recommends City Council’s approval of a Landscape Incentive Grant for non-residential occupied by Green Park Dentistry, and owned by JAHS Ventures, LLC, located at 518 4th Street SW in the amount of \$2,500. City Council created the Landscape Incentive Grant program in 1999 to provide economic incentives for property owners to improve the general appearance of properties located within the City. The Community Appearance Commission reviews applications for the grant program and forwards a recommendation of approval or denial to City Council. The grants are designed as a reimbursement grant in which the City of Hickory will match the applicant on a 50/50 basis. The maximum grant amount from the City of Hickory is \$2,500. The grant proposal put forth involves the installation of plant materials and retaining walls for slope stabilization. The applicant has provided two bids for the items listed above, which total \$6,906 and \$7,145. If Council moves to approve the proposed grant at the lower of the two estimates, the request would qualify for a \$2,500 grant. The subject property’s current tax value is assessed at \$258,200. The requested grant amounts to one percent of the property’s tax value. The application was reviewed by the Community Appearance Commission at its September 25, 2017 meeting. Upon review the Community Appearance Commission scored the application utilizing its grant scoring criteria. Upon completion of the scoring exercise, the Community Appearance Commission voted unanimously (6-0) to recommend funding of the grant application in the amount of \$2,500.*

- A1**      C.      Approval of a Community Appearance Grant for Non-Residential Property Located at 817 8<sup>th</sup> Avenue NE in the Amount of \$5,000. **(Exhibit VIII.C.)**

*The Community Appearance Commission recommends City Council’s approval of a Community Appearance Grant for non-residential property owned by Paige Johnson located at 817 8th Avenue NE in the amount of \$5,000. City Council created the Community Appearance Grant program in 1999 to provide economic incentives for property owners to improve the general appearance of properties located within the City’s designated Urban Revitalization Area. The Community Appearance Commission reviews applications for the grant program and forwards a recommendation of approval or denial*

to City Council. The grants are designed as a reimbursement grant in which the City of Hickory will match the applicant on a 50/50 basis. The maximum grant amount from the City of Hickory is \$5,000. The grant proposal put forth involves the replacement of a portion of the building's front façade. The property is located within the City's defined Urban Revitalization Area, and as such is eligible for the consideration of a Community Appearance Grant. The applicant has provided two bids for the work listed above, which total \$10,921.27 and \$14,989. If Council moves to approve the proposed grant at the lower of the two estimates, the request would qualify for a \$5,000 grant. The subject property's current tax value is assessed at \$114,400. The requested grant amounts to 4.4 percent of the property's tax value. The application was reviewed by the Community Appearance Commission at its September 25, 2017 meeting. Upon review the Community Appearance Commission scored the application utilizing its grant scoring criteria. Upon completion of the scoring exercise, the Community Appearance Commission voted unanimously (6-0) to recommend funding of the grant application in the amount of \$5,000.

**A D. Citizens' Advisory Committee Recommendations for Assistance through the City of Hickory's Housing Programs and Accept the Agreement of the Sale of Property Located at 448 1<sup>st</sup> Street SW Owned by Elaine Conner Witherspoon. (Exhibit VIII.D.)**

*The following requests were considered by the Citizens' Advisory Committee at their regular meeting on October 5, 2017.*

*Accept an agreement of sale of property located at 448 1<sup>st</sup> Street SW owned by Elaine Conner Witherspoon. The agreement of sale is between Sean Witherspoon for Elaine Conner Witherspoon to HIS of NC, LLC, Jeffrey Richman, Member and/or Assigns, in the amount of \$17,500. The proceeds from the sale will not be enough to pay-off the City's previous housing rehabilitation loan. The current balance is \$13,705.96, and the City is in second position on the liens. Staff anticipates approximately \$2,500 to \$3,000 out of the sale. The property is nearing foreclosure which could lead to the City receiving no funds from the sale.*

*The following applicants are being recommended for approval for assistance under the City of Hickory's 2017 Urgent Repair Program. This program provides qualified low income citizens with assistance for emergency related repairs not to exceed \$8,000.*

- *Patricia Gilvaja, 321 2<sup>nd</sup> Avenue SE, Hickory, up to \$8,000*
- *Annie Hoover, 856 F Avenue SE, Hickory, not to exceed \$8,000*
- *Margarite Surratt, 240 3<sup>rd</sup> Street SE, Hickory, up to \$8,000*
- *Gwendolyn Tucker, 219 10<sup>th</sup> Avenue SW, Hickory, up to \$8,000 (conditioned upon verification of status of a single-family dwelling and inspection for eligible repairs)*

*The Citizens' Advisory Committee recommends approval of the aforementioned requests for assistance through the City of Hickory's housing assistance programs.*

**A1 E. Approval of Change Order Number One with HDR Engineering, Inc. in the Amount of \$14,046 for the Water Treatment Emergency Generator Contract. (Exhibit VIII.E.)**

*Staff requests Council's approval of change order number one with HDR Engineering, Inc. for the Water Treatment Facility Emergency Generator Contract in the amount of \$14,046.00. The Water Treatment Facility has a current production average of 12 million gallons per day. Being a regional provider, we supply water to approximately 97,000 people per day. A reliable back-up power source is necessary for the operation of our facility. The existing back-up generator was manufactured in 1985 and is past its useful life expectancy. Council approved the design of the replacement emergency generator facilities in November 2014 and approved construction of dual load sensing generators that were designed to handle the full load of the facility and to better control the demand in off peak situations with Crowder Construction Company in October 2015. Change order number one is for additional work, shop drawing review, and construction*

administration due to the unexpected faulty wire in the existing facility. The contractor, engineer and owner vigilantly worked thru several scenarios to solve the grounding issue. Ultimately, the repair was handled internally by Hickory Public Utilities Division and subcontractors to make the repairs more affordable. This scenario saved the project approximately \$250,000. Staff recommends Council's approval of change order number one with HDR Engineering, Inc. for the Water Treatment Facility Emergency Generator Contract in the amount of \$14,046.

- A1** F. Approval of Change Order Number Two with Crowder Construction Company in the Amount of \$56,119.25 for the Water Treatment Emergency Power Generator Replacement Contract. **(Exhibit VIII.F.)**

Staff requests Council's approval of change order number two with Crowder Construction Company on the Water Treatment Facility Emergency Power Generator Replacement Project in the amount of \$56,119.25. The Water Treatment Facility has a current production average of 12 million gallons per day. Being a regional provider, we supply water to approximately 97,000 people per day. A reliable back-up power source is necessary for the operation of our facility. The existing back-up generator was manufactured in 1985 and is past its useful life expectancy. Council approved the design of the replacement emergency generator facilities in November 2014 and approved construction of dual load sensing generators that were designed to handle the full load of the facility and to better control the demand in off peak situations with Crowder Construction Company in October 2015. Change order number two is for additional work, remobilization, set up of equipment for testing and equipment rental due to unforeseen circumstances. As the project was nearing completion of construction the contractor determined that the power lines to the raw water pump station were shorted somewhere in the conduit at the existing facility. The shorted power lines had to be found and repaired before the replacement generators could be connected and tested. The contractor, engineer and owner vigilantly worked thru several scenarios to solve the grounding issue. Ultimately the repair was handled internally by Hickory Public Utilities Department and subcontractors to make the repairs more equitable. This scenario saved the project approximately \$250,000. Change order number two will be funded from funds remaining on the purchase order. Staff recommends Council's approval of change order number two with Crowder Construction Company on the Water Treatment Facility Emergency Power Generator Replacement Project in the amount of \$56,119.25.

- A1** G. Acceptance of the Bids and Award of the Contract with Midstate Contractors, Inc. for Asphalt Resurfacing Using Federal Funds for FY 2017-2018. **(Exhibit VIII.G.)**

Staff requests Council's acceptance of the bids and award of the contract with Midstate Contractors, Inc., for asphalt resurfacing in the amount of \$66 per ton for S9.5A asphalt surface, \$400 per ton for binder, and \$4 per sq. yd. for asphalt milling (100-1,000 sq. yds.) using federal funds. Transportation Division staff prepared formal bid documents for an estimated 900 tons of asphalt surface course and up to 1,000 square yards of asphalt milling. The asphalt binder unit price will be adjusted according to NCDOT standard procedures. All work will be paid on an in-place unit price basis as the Community Development Block Grant (CDBG) budget allows. Resurfacing under this contract will be performed in the CDBG eligible funding areas. The project was advertised on the City's website and bid documents were available electronically. Two bidders submitted sealed bids: J.T. Russell & Sons, Inc. and Maymead, Inc. Since only two bids were submitted a re-advertisement and new bid documents were made available by the same means. Two bidders submitted sealed bids: J.T. Russell & Sons, Inc. and Midstate Contractors, Inc. The formal bids were publicly open and read on September 19, 2107. Midstate Contractors, Inc. was the lowest bidder with a total bid amount of \$87,400. Contractor's prices are firm until June 30, 2018. The project will be coordinated and overseen by the City's Street Division staff for the duration and completion of the resurfacing. Staff recommends Council's acceptance of the bids and award of the contract with Midstate Contractors, Inc., for asphalt resurfacing in the amount of \$66 per ton for S9.5A asphalt surface, \$400 per ton for binder, and \$4 per sq. yd. for asphalt milling (100-1,000 sq. yds.) using Federal funds.

**A1 H.** Acceptance of the Bids and Award of the Contract with J.T. Russell and Sons, Inc. for Asphalt Resurfacing. **(Exhibit VIII.H.)**

*Staff requests Council's acceptance of the bids and award of the contract with J.T. Russell and Sons, Inc. for asphalt resurfacing in the amount of \$53 per ton for S9.5A asphalt surface, \$53 per ton for S9.5B asphalt surface, \$62.35 per ton for S4.74A asphalt surface, \$57 per ton for asphalt parking lots for S9.5A, \$447 per ton for binder, \$5 per sq. yd. for edge milling, \$15 per sq. yd. for asphalt milling (100-1,000 sq. yds.), \$10 per sq. yd. for asphalt milling (1,001-3,000 sq. yds.) and \$6 per sq. yd. (3,001-6,000 sq. yds.). The Transportation Division staff prepared formal bid documents for an estimated 5,825 tons of asphalt surface course in place and up to 10,500 square yards of asphalt milling. All work will be paid on an in-place unit price basis as the resurfacing budget allows. This work is budgeted in the Street Division's FY 17-18 budget. The project was advertised on the City's website and bid documents were available electronically. Two bidders submitted sealed bids: J.T. Russell & Sons, Inc. and Maymead, Inc. Since only two bids were submitted a re-advertisement and new bid documents were made available by the same means. Two bidders submitted sealed bids: J.T. Russell & Sons, Inc. and Midstate Contractors, Inc. The formal bids were publicly open and read on September 19, 2017. J.T. Russell & Sons, Inc. was the lowest bidder with a total bid amount of \$513,950. Contractor's prices are firm until June 30, 2018. The project will be coordinated and overseen by the City's Street Division staff for the duration and completion of the resurfacing. Staff recommends Council's acceptance of the bids and award of the contract with J.T. Russell and Sons, Inc. for asphalt resurfacing in the amount of \$53 per ton for S9.5A asphalt surface, \$53 per ton for S9.5B asphalt surface, \$62.35 per ton for S4.74A asphalt surface, \$57 per ton for asphalt parking lots for S9.5A, \$447 per ton for binder, \$5 per sq. yd. for edge milling, \$15 per sq. yd. for asphalt milling (100-1,000 sq. yds.), \$10 per sq. yd. for asphalt milling (1,001-3,000 sq. yds.) and \$6 per sq. yd. (3,001-6,000 sq. yds.).*

**A1 I.** Acceptance of the Bid and Award of the Contract with Harper Corporation for Construction of the Sodium Hypochlorite Generation Replacement Project in the Amount of \$1,289,500. **(Exhibit VIII.I)**

*Staff requests Council's acceptance of the bid and award of the contract with Harper Corporation for construction of the Sodium Hypochlorite Generation Replacement Project in the amount of \$1,289,500. The City of Hickory Public Utilities Division owns and operates one 32 MGD Water Treatment Facility that was last upgraded in 1992. In 2002, Public Utilities made the decision to remove the one ton chlorine gas cylinder feed system for disinfection and replace with a sodium hypochlorite generation system. These type systems are safer for the coworkers and make a less hazardous atmosphere for the neighboring area. The current system was the first to be installed in North Carolina and has worked well for the facility. In recent years, Public Utilities has spent a substantial amount of resources on maintenance and replacement. Staff has reviewed options and made comparisons for more extensive repairs versus replacement and feel that it is time to replace the system with newer technology. Public Utilities Division staff developed and distributed a Request for Qualifications for design of the Sodium Hypochlorite Replacement System Project. Hulseley, McCormick and Wallace was chosen as the design firm to complete design for the project. Staff worked with Hulseley, McCormick and Wallace to develop comprehensive plans and documents to design the replacement of the system. The project advertised for bids on August 18, 2017 and due to insufficient bidders the project had to be re-advertised for receipt of bids on October 4, 2017. Bid results with selected alternates are as follows: Harper Corporation - \$1,289,500; Gilbert Engineering Company - \$1,325,060; Brushy Mountain Builders Inc. - \$1,450,000. Hulseley, McCormick and Wallace has evaluated the bid packages and found Harper Construction to be the lowest responsible bidder and has recommended acceptance and award of the project to Harper Construction. The project is a component of the Public Utilities Capital Budget for FY 17-18. Staff request addition of a five percent contingency in addition to the low bid for unforeseen circumstances in the amount of \$64,475. Staff recommends Council's acceptance of the bid and award of the contract with Harper*

*Corporation for construction of the Sodium Hypochlorite Generation Replacement Project in the amount of \$1,289,500.*

IX. Items Removed from Consent Agenda – None

X. Informational Item

XI. New Business:

A. Public Hearings

B. Departmental Reports:

**NA** 1. Quarterly Financial Report - Assistant City Manager Rodney Miller

**A** 2. Appointments to Boards and Commissions

**CITIZENS ADVISORY COMMITTEE**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)  
 Small Cities Project Area (Council Appoints)  
 (Lydia Doll Resigned 9-6-2017)

VACANT

**COMMUNITY APPEARANCE COMMISSION**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)  
 Ward 2 (Tarlton Appoints)  
 Ward 4 (Guess Appoints)

VACANT  
 VACANT

**COMMUNITY RELATIONS COUNCIL**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)  
 Other Minority (Council Appoints)  
 Other Minority (Council Appoints)  
 Other Minority (Council Appoints) (Mike Ashabi resigned 10-9-2017)

VACANT  
 VACANT  
 VACANT

**HICKORY REGIONAL PLANNING COMMISSION**

(Terms Expiring 6-30; 3-Year Terms With Unlimited Appointments)  
 (Appointed by City Council)  
 Burke County (Mayor Appoints)  
 Catawba County (Mayor Appoints)

VACANT  
 VACANT

**HISTORIC PRESERVATION COMMISSION**

(Terms Expiring 6-30; 3-Year Terms (Appointed by City Council)  
 Historic Properties (Council Appoints)  
 Building Trades Profession (Council Appoints)

VACANT  
 VACANT

Alderman Tarlton nominated Katherine Mull as Historic Properties Representative for the Historic Preservation Commission.

**INTERNATIONAL COUNCIL**

(Appointed by Mayor with the Concurrence of City Council)  
 (4) Positions

VACANT

Alderman Zagaroli nominated Nahrain Kamber as a Representative on the International Council.

**LIBRARY ADVISORY BOARD**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)  
 At-Large (2) (Mayor Appoints)

VACANT

**PUBLIC ART COMMISSION**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)

Ward 3 (Seaver Appoints)	VACANT
Ward 4 (Guess Appoints)	VACANT

**PUBLIC HOUSING AUTHORITY**

(Terms Expiring 6-30; 5-Year Terms) (Appointed by the Mayor)

Position 1	Grover Lineberger (Eligible for Reappointment)
Position 9	VACANT

**RECYCLING ADVISORY BOARD**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)

Ward 4 (Guess Appoints)	VACANT
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**UNIVERSITY CITY COMMISSION**

(Terms Expiring 6-30; 2-Year Terms) (Appointed by City Council)

At-Large (not including ETJ) (Council Appoints)	VACANT
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**YOUTH COUNCIL**

(Terms Expiring 6-30; 1-Year Terms) (Appointed by City Council)

Challenger High School Representative	VACANT
Homeschool Representative	VACANT
St. Stephens High School Representative	VACANT

C. Presentation of Petitions and Requests

XII. Matters Not on Agenda (requires majority vote of Council to consider)

City Attorney John Crone requested two additional items to closed session, discussion of a personnel matter - NCGS §143-318.11(a)(6) and discussion of potential litigation - NCGS §143-318.11(a)(3)

XIII. General Comments by Members of Council, City Manager or City Attorney of a Non-Business Nature

City Manager Warren Wood mentioned he had saw Mr. Charlie Young earlier in the evening and he wished he would have stayed for the meeting. In 1992, Mr. Don Beaver, Mr. Luther Beaver, Mr. Charles Young, Mr. George Murphy and others believed in Hickory enough to put their money up to bring minor league baseball to Hickory in the form of the Hickory Crawdads at Hickory Baseball. In 2017, they loved Hickory enough to make sure when they handed it off they were going to keep it in Hickory. He referenced an article in the newspaper, the Texas Rangers have purchased Hickory Baseball, which is a coup for the City of Hickory. He gave special thanks to that group of Hickory folks that brought that team here 25 years ago.

City Attorney John Crone advised they had signed a lease extension.

City Manager Warren Wood commented we have them for ten more years and we have been working with the folks in Arlington, Texas to bring their ownership out to Hickory to do a ribbon cutting at the stadium and make a big day of it. They are planning that. He advised this was Assistant City Manager Andrea Surratt's last official City Council meeting. She is going to Bozeman, Montana to be City Manager in Bozeman. He joked that it was 10 degrees out there, no it is about 15 or 20. He advised she had been with the City for about 10 years and she had been great to work with. She is a quality individual, a good person. Anybody that knows her and has worked with her knows that about her. She is going to be sorely missed. He thanked her for all that she had done for the City of Hickory. A standing ovation was given to Mrs. Surratt.

Assistant City Manager Andrea Surratt commented she didn't have a speech prepared but she had thought about this about five times, but she had started different things. She referenced a comment from Reverend Longcrier, there is a calling. She thought that local government can really be a calling for people. You can see that in Warren Wood, in all of the department heads,

in Rodney Miller's presentation, in the engineers that we have on staff, and she loves local government and wouldn't know what to do if she didn't have that option. She feels that where she is heading is a place that needs her, and Hickory needed her at the time that she came here. It is that same sort of interesting challenge. She would not trade these last 10 years for anything for the time that she had. She didn't expect this at all to be how she moved along but she thought that it made for an opportunity for change for Hickory, so you can put somebody wonderful in and things move right along and she is certainly just one small element of what is a very complicated, significant, and a special time of change here in Hickory. She was so honored and humbled to be part of it for the time that she was here. It will always be her special place.

Alderman Lail invited Mrs. Surratt back to Hickory when the City Walk is complete. She can come visit and see some of the good work that she had been so instrumental in getting underway. He gave her a personal thank you for introducing him to his wife.

Alderwoman Patton commented Mrs. Surratt would be missed by everyone. Everyone recognized what a key part she played in the whole Bond Commission, pulling it together. She didn't know how Mrs. Surratt had done all of the hours. All of the different camps, everybody moving together, but she had a unique ability to work so well with people and we are going to miss that very much.

Alderman Guess thanked her for all the times that she had helped him. It didn't matter when you called her or what you called her about she always had the answer, if she didn't have it she would make sure that she got it. He couldn't imagine where we would be without all of the grants that she had personally been responsible for. He was a better person because he had known Andrea Surratt and the City of Hickory is in far better shape than what it would have been because of Andrea Surratt. He thanked her for all that she had done. She was going to be tremendously missed and we can't wait until she comes back and visits with us again.

Alderman Seaver advised if for some reason she didn't like it in Montana she could give us a call.

Alderman Zagaroli joked if they need a City Walk or a Riverwalk give us a call we can help direct.

Alderman Guess joked telling her not to tell them about TIGER grants.

Alderman Lail joked that they were called Bear grants there.

Mayor Cline commented when he was involved in Boost Hickory and Mayor Wright would talk about all the grants that the City was going to bring in, folks on Council knew what he was talking about but he didn't, he was talking about Andrea Surratt and what she was going to do and it was true.

Mrs. Surratt commented thank goodness I did it, right. He set a tall task.

Alderman Tarlton commented and she did it well. You will be sorely missed. Their gain is our loss.

Alderman Guess commented that the Oktoberfest this year was a huge success. The weather cooperated with us. There weren't any incidence and everyone seemed to have a good time and everybody that he had an opportunity to speak with was excited about Hickory and what was going on. He commented his hat was off to everybody that had a part in planning that. He knew that it took many folks to put that together it doesn't just happen. To everybody that had a part in that, his hat was off to them. He thanked them, it was a tremendous success.

XIV. Closed Session Per NC General Statutes 143-318.11(a)(1)(4)(5) to consult with the attorneys regarding the following: (Action on these items, if any, will occur in Open Session)

1. *Approval of Closed Session Minutes of September 19, 2017 - NCGS §143-318.11(a)(1)*
2. *Discussion of Economic Development - NCGS §143-318.11(a)(4)*
3. *Discussion of Potential Property Acquisition - NCGS §143-318.11(a)(5)*
4. *Discussion of Personnel Matter – NCGS §143-318.11(a)(6)*

5. *Discussion of Potential Litigation - NCGS §143-318.11(a)(3)*

XV. Adjournment

**\*Hickory City Code Section 2-56. Public Address to Council:**

“When conducting public hearings, considering ordinances and otherwise considering matters wherein the public has a right to be heard, when it appears that there are persons present desiring to be heard, the Mayor shall require those opposing and favoring the proposed action to identify themselves. Each side of the matter shall be given equal time. Those opposing the proposed action shall be allowed 15 minutes for presentation, followed by 15 minutes for those favoring the action, with the opponents then to have five minutes for rebuttal and the proponents to then have five minutes for surrebuttal. Those persons on either side shall have the right to divide their allotted time among them as they may choose. The Council, by majority vote, may extend the time for each side equally. On matters in which the person desiring to address the Council does not have a legal right to speak, the Council shall determine whether it will hear the person. The refusal to hear a person desiring to speak may be based upon grounds that the subject matter is confidential, that its public discussion would be illegal, that it is a matter not within the jurisdiction of the Council or for any other cause deemed sufficient by the Council. Any person allowed to speak who shall depart from the subject under discussion or who shall make personal, impertinent or slanderous remarks, or who shall become boisterous while addressing the Council shall be declared out of order by the Mayor, or by vote of the Council, and barred from speaking further before the Council unless permission to continue shall be granted by a majority vote of the Council, under such restrictions as the Council may provide.”

The City of Hickory holds all public meetings in accessible rooms.  
Special requests for accommodation should be submitted by individuals  
with disabilities at least 48 hours before the scheduled meeting.  
Phone Services (hearing impaired) – Call 711 or 1-800-735-2962