

A Regular Meeting of the City Council of the City of Hickory was held in the Council Chamber of the Municipal Building on Tuesday, August 7, 2018 at 7:00 p.m., with the following members present:

	Hank Guess	
Charlotte C. Williams	Aldermen	David L. Williams
Danny Seaver		David P. Zagaroli
		Jill Patton

A quorum was present.

Also present were: City Manager Warren Wood, Assistant City Manager Rick Beasley, Assistant City Manager Rodney Miller, Deputy City Attorney Arnita Dula, City Attorney John W. Crone, III, Executive Assistant to the City Manager Deisy Zavala Vazquez and City Clerk Debbie D. Miller

- I. Mayor Guess called the meeting to order. All Councilmembers were present except for Alderman Lail.
- II. Invocation by Rev. Adrienne Martin, Pastor, Sardis Evangelical Lutheran Church
- III. Pledge of Allegiance
- IV. Special Presentations
 - A. Presentation of the 22nd Consecutive Certificate of Achievement for Excellence in Financial Reporting to the City of Hickory by the Government Finance Officers Association of the United States and Canada for its Comprehensive Annual Financial Report (CAFR) – Presentation to Finance Officer Melissa Miller

Mayor Guess asked Finance Officer Melissa Miller to the podium. He presented her with the Certificate of Achievement for Excellence in Financial Reporting for the 22nd consecutive year in a row. He commended her and staff for a job well done.

- V. Persons Requesting to Be Heard
 - A. Ms. Deborah McNuer was not present to be heard.
 - B. Mr. Robert Russell, advised he was a native of Asheville, and a resident of Hickory for 46 years. He previously spoke to Council about issues primarily on his property, but he had also mentioned there were some other issues which needed to be addressed. One in particular which they discussed was the weed problem, kudzu problems which had inundated the whole Hickory area and the County. He previously had requested from City Council \$6,000 to eliminate the kudzu that had been invading the properties on 10th Avenue SE. This is a hazard not only to his personal property, because of the unsupervised land behind the field which he had been keeping up for years, but the kudzu grows about two feet per day and it is everywhere in the Hickory area. If you go on the highway, Interstate 40, and Highway 321, it has inundated the entire Hickory area. It is over powerlines. After he came before Council on June 19th, he and several staff members went on a tour on June 21st and looked at the conditions which he had identified. He referenced a letter which he had given to Mayor Guess earlier. He advised the letter would speak for itself as far as what kinds of problems that existed and still exist. The problem with tree limbs, and abandon housing seems to be more prevalent on South Center Street. There are bicyclist who drive up and down, there are cars, and children walk up and down and there are limbs that are overhanging the powerlines. That is a hazard. When we talk about monies that is going towards Riverwalk and City Walk, and all of these other conveniences, this kind of advent neglect seems to be profound in certain parts of the City. In particular, there is a property that is owned by one of the former Councilmembers, Ms. Z. Ann Hoyle, who is disabled and unable to address her problem. Limbs are all over her powerline. That is a hazard. The same way with a Councilmember that is sitting on Council today. Kudzu all behind his property. Powerlines with kudzu growing all over them blocking the lights. This is a major hazard. It has got to be addressed before it gets any worse. Highway 321, Catawba Valley Boulevard, Sweetwater Road, Teague Town Road, any City road, any place that you can look at has this problem, but yet money does not address the issues that need to be addressed. It is good to have entertainment and recreation, but when it really comes down to the bottom-line these problems which he has identified, abandon housing; that has been addressed to some extent, also weeds have neglected to be addressed, kudzu weeds. He was hoping that at some point in time, before things get out of hand even worse, that this problem will be looked into. Also, he was hoping that he would get some assistance, which he was asking for to eliminate the problem that has been inundating his property. He was just a steward. He was not here to claim to own anything, because God owns everything, even you and me. As a Christian member of the body of faith, he was suggesting that Council look into this problem and also assist those who need it, owners in particular, to eliminate this problem. They say this weed could be used for a lot different things, for wine and beer, but we don't have a manufacturing company here that will go out and cleanup all of the kudzu all over the County. It doesn't take long to look and see that it is a massive problem. He wanted to make that clear once again. He made it clear before, he wanted to make it clear again. Abandon housing and kudzu. Abandon housing is an issue because prostitution, drugs

and all of those things can go into abandon housing and damage the property. He referenced it was said in his letter. He wanted to make that clear.

Mayor Guess advised Mr. Russell that he would make sure that all of the Councilmembers would receive a copy of the letter that he had given him prior to the meeting.

- C. Mr. Jim Koutsogoulas discussed the kudzu problem. Ironically enough he knew a thing or two about kudzu. As part of the solution, he recommended to City Council, a non-profit, 501C-3, known as the Kudzu Foundation in Spartanburg. They had actually developed extremely good methods for eradicating kudzu to 95 plus percentile. His property was no exception to the kudzu. He advised he had 6.6 acres that was overgrown with kudzu. What happened with him, the DOT kudzu jumped the berm and enveloped the property. City Council might not be aware of DOT in Raleigh, a Kudzu Czar in Raleigh; that deals with kudzu in Raleigh. They actually make funding and resources available for mediation of kudzu that seems to be in the right of way off highways. Basically DOT's stance was, because he researched this, if he wanted to take care of his kudzu, they will take care of theirs off the road, and they will meet him 50/50. There is actually a very specific herbicide that only works on kudzu, everything else seems to be of no avail. It is true that it grows by two feet a day. The point is you can't hold individuals accountable for a force of nature. The only way to do this is collaboratively with the DOT and collaboratively to address the issue. He promised Council if they sunk resources into this thing, and it is not done right, a day later you are back to 2 feet, 4 feet, and 8 feet. If anyone wanted to talk to him about that, he had done a little bit more research because of the issues that he had to face, he would be more than happy to lend his input into the kudzu issue if it is that bad.

Mayor Guess asked if anyone else wished to address Council. No one else appeared.

VI. Approval of Minutes

- A. Regular Meeting of July 17, 2018

Alderman Seaver moved, seconded by Alderwoman Patton that the Minutes of July 17, 2018 be approved. The motion carried unanimously.

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.

Alderwoman Patton moved, seconded by Alderman Seaver that the following be reaffirmed and ratified on second reading. The motion carried unanimously.

- A. Consideration of Text Amendment 18-01 – A Five Year Review and Update to the Hickory Land Development Code with the Exception of Two Amendments as discussed in the July 17th City Council meeting. (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 Member so requests. In which event, the item will be removed from the Consent Agenda and considered under Item IX.

Mayor Guess requested that "Item O." be removed from the consent agenda.

Alderwoman Patton moved, seconded by Alderwoman Williams approval of the Consent Agenda with the exception of "Item O.". The motion carried unanimously.

- A. Approved the Renewal of Taxicab and Other Passenger Vehicles for Hire Franchise.

Company	Taxicabs	Passenger Vehicle for Hire
Platinum Limousine, LLC	0	3
Total	0	3

Annually, companies apply for a renewal of their Certificate of Convenience and Necessity for the operation of taxicabs and other vehicles for hire. Hickory Police Department recommends approval of the Certificate of Convenience and Necessity for the business and vehicles for fiscal year of 2018-2019.

- B. Approved the Purchase of one 2019 Spartan/Smeal/SVI Heavy Rescue Fire Apparatus in the Amount of \$634,190.

Hickory Fire Department requests approval of the contract for the replacement of Rescue 1, a heavy-rescue apparatus that was placed in service in 1995. The new 2019 rescue truck will be purchased through the Houston-Galveston Area Council (HGAC) Interlocal Contract. The fire department identified and reviewed requirements for a heavy-rescue apparatus for the City of Hickory in April 2017 and defined numerous minimum criteria.

This project will complete a two and one-half year process for replacing a rescue truck. The fire department's staff has reviewed the capabilities of numerous manufacturers of apparatus, and have determined that Smeal/SVI Fire Apparatus designs and builds emergency vehicles that meet or exceed the minimum standards set forth by the fire department while remaining within the department's capital budget. The requirements of the apparatus and the performance history recounted from these local contacts aided the decision to purchase from Smeal Fire Apparatus. The apparatus being replaced, a 1995 Spartan Ferrara rescue, will be placed into reserve status upon the delivery of the new heavy-rescue truck from Smeal/SVI Fire Apparatus. The heavy rescue apparatus will be purchased from Smeal/SVI Fire Apparatus under the guidelines and stipulations set forth by the HGAC contract. The City of Hickory has participated in this purchasing format since November 2012. This new Smeal fire apparatus will include an aluminum body, a Spartan Gladiator cab, and a 22-foot heavy rescue body manufactured by SVI (Super Vacuum Mfg. Co. Inc.). The total cost of this new rescue unit is \$634,190, which is within the department's capital budget from capital reserve funds. Hickory Fire Department recommends the acceptance of the proposed contract for the purchase of a 2019 Spartan/Smeal/SVI heavy rescue fire apparatus.

- C. Accepted the Offer to Sell 816.64 Square Feet of Property Adjacent to Glenn Hilton Park in the Amount of \$1,115.

Acceptance of an offer to sell 816.64 square feet of property adjacent to Glenn Hilton Park to Broyhill Investments, Inc. A property survey indicated that a fence constructed by the Cape Townhomes is encroaching on City-owned property. In order to remedy the encroachment, Broyhill Investments, Inc. has offered to purchase 816.64 square feet of property from the City. The property is located along the northern boundary of the park that abuts the Cape Townhomes Development. The sales price of \$1,115 was determined by examining the assessed value of the land owned by Broyhill Investments. The sales price will be subject to the upset bid process as required by state law. If no upset bids are received, the City and the buyer will proceed to closing on or about September 6th. Staff recommends City Council's acceptance of the offer to sell 816.64 square feet of property adjacent to Glenn Hilton Park and authorize staff to advertise for upset bids.

- D. Approved a Community Appearance Grant for Non-Residential Property Owned by Derken Holdings, LLC Located at 7 14th Street SW in the Amount of \$4,932.

The 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. Derken Holdings, LLC has submitted an application for a Community Appearance Grant. The proposal involves improvements to a commercial building located at 7 14th Street SW. The grant proposal put forth involves the replacement of twenty-four (24) windows. 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 three estimates for the work listed above, which total \$9,864, \$19,734, and \$31,757.42. If Council moves to approve the proposed grant at the lower of the two estimates, the request would qualify for a \$4,932 grant. The subject property's current tax value is assessed at \$104,200. The requested grant amounts to 4.7 percent of the property's tax value. The application was reviewed by the Community Appearance Commission at its July 23, 2018 meeting. Upon review the Community Appearance Commission scored the application utilizing its grant scoring criteria. The Community Appearance Commission scored the application at 19 points out of a possible 36 points, which placed the application into the medium category of scoring. 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 \$4,932.

- E. Approved a Community Appearance Grant for Non-Residential Property Owned by Tim Cline Properties Located at 219 1st Avenue NW in the Amount of \$5,000.

The 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. Tim Cline Properties has submitted an application for a Community Appearance Grant. The proposal involves improvements to a commercial building located at 219 1st Avenue NW. The grant proposal put forth involves the repair of existing stucco, the painting of the building's exterior, the replacement of doors and windows, and the repair of an existing stairwell. 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 \$15,200 and \$23,550. 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 \$173,900. The requested grant amounts to 2.9 percent of the property's tax value. The application was reviewed by the Community Appearance Commission at its July 23, 2018 meeting. Upon review the Community Appearance Commission scored the application utilizing its grant scoring criteria. The Community Appearance Commission scored the application at 30 points out of a possible 36 points, which placed the application into the high category of scoring. 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.

- F. Approved a Change Order in the Amount of \$17,315 with Evans Construction for Improvements to Cliff Teague Park.

Community Development Block Grant (CDBG) funds were approved in the past year's budget to repave the parking lot and make improvements to the trails and picnic areas at Cliff Teague Park (1125 C Avenue SE). The project included resurfacing the parking area and constructing a new sidewalk on the side. Also constructed was a new accessible walkway to connect to the playground at the south end of the park. The walking trail and picnic areas were also improved. The low bidder on the project was Evans Construction Company with a bid of \$97,260 for the improvements to the park. The original contract did not include the resurfacing of the basketball court or the lack of stone base under the original parking lot. It also needed additional seeding and mulch that was not included. Therefore a change order in the amount of \$17,315 is being requested by staff to complete this project. This project is fully funded with Community Development Block Grant Funds. Staff recommends approval of the change order to the contract to complete the improvements to Cliff Teague Park.

- G. Approved a Community Development Block Grant Funding Agreement in the Amount of \$8,000 with AIDS Leadership Foothills-Area Alliance.

In February 2018, the City of Hickory Community Development Division requested applications from local nonprofit organizations for funding under the Community Development Block Grant (CDBG) Program. The Citizen's Advisory Committee reviewed and recommended funding for these applications as part of the City's Annual Action Plan. The Annual Action Plan was approved following a public hearing on June 19, 2018. The CDBG funding agreement describes the requirements for the City and AIDS Leadership Foothills-Area Alliance to ensure that all applicable federal regulations are met. Funds will be used to provide support for a medical case manager position, which will assist persons living with HIV and AIDS to ensure that they remain in medical care and also receive other services as they are available. AIDS Leadership Foothills-Area Alliance has requested and been approved for funding in the amount of \$8,000 through the City of Hickory's Community Development Block Grant program. Staff recommends approval of the CDBG funding agreement between the City of Hickory, North Carolina and AIDS Leadership Foothills-Area Alliance, Inc. in the amount of \$8,000.

- H. Approved a Community Development Block Grant Funding Agreement in the Amount of \$8,000 with Greater Hickory Cooperative Christian Ministry.

In February 2018, the City of Hickory Community Development Division requested applications from local nonprofit organizations for funding under the Community Development Block Grant (CDBG) Program. The Citizen's Advisory Committee reviewed and recommended funding for these applications as part of the City's Annual Action Plan. The Annual Action Plan was approved following a public hearing on June 19, 2018. The CDBG funding agreement describes the requirements for the City and Greater Hickory Cooperative Christian Ministry to ensure that all applicable federal regulations are met. Funds will be used to provide support to assist the NETworX Catawba Program which is a 15 week program that provides training to individuals looking to break the cycle of generational poverty. Greater Hickory Cooperative Christian Ministry has requested and been approved for funding in the amount of \$8,000 through the City of Hickory's Community Development Block Grant program. Staff recommends approval of the CDBG funding agreement between the City of Hickory, North Carolina and Greater Hickory Cooperative Christian Ministry in the amount of \$8,000.

- I. Approved a Community Development Block Grant Funding Agreement in the Amount of \$8,000 with Exodus Outreach Foundation, Inc.

In February 2018, the City of Hickory Community Development Division requested applications from local nonprofit organizations for funding under the Community Development Block Grant (CDBG) Program. The Citizen's Advisory Committee reviewed and recommended funding for these applications as part of the City's Annual Action Plan. The Annual Action Plan was approved following a public hearing on June 19, 2018. The

CDBG funding agreement describes the requirements for the City and Exodus Outreach Foundation to ensure that all applicable federal regulations are met. Funds will be used to provide support to provide transportation and employment services at Exodus Homes, which provides support to homeless and previously incarcerated persons with substance abuse issues. Exodus Outreach Foundation has requested and been approved for funding in the amount of \$8,000 through the City of Hickory's Community Development Block Grant program. Staff recommends approval of the CDBG funding agreement between the City of Hickory, North Carolina and Exodus Outreach Foundation, Inc. in the amount of \$8,000.

- J. Approved a Community Development Block Grant Funding Agreement in the Amount of \$8,000 with Family Guidance Center.

In February 2018, the City of Hickory Community Development Division requested applications from local nonprofit organizations for funding under the Community Development Block Grant (CDBG) Program. The Citizen's Advisory Committee reviewed and recommended funding for these applications as part of the City's Annual Action Plan. The Annual Action Plan was approved following a public hearing on June 19, 2018. The CDBG funding agreement describes the requirements for the City and Family Guidance Center to ensure that all applicable federal regulations are met. Funds will be used to provide counseling staff to their operation. The objective of the program is to produce mortgage ready, well-qualified home-buyers to establish homeownership in the community. This program also provides financial and housing counseling programs to assist low to moderate income individuals with foreclosure avoidance. Family Guidance Center has requested and been approved for funding in the amount of \$8,000 through the City of Hickory's Community Development Block Grant program. Staff recommends approval of the CDBG funding agreement between the City of Hickory, North Carolina and Family Guidance Center in the amount of \$8,000.

- K. Approved a Community Development Block Grant Funding Agreement in the Amount of \$6,000 with Safe Harbor Rescue Mission.

In February 2018, the City of Hickory Community Development Division requested applications from local nonprofit organizations for funding under the Community Development Block Grant (CDBG) Program. The Citizen's Advisory Committee reviewed and recommended funding for these applications as part of the City's Annual Action Plan. The Annual Action Plan was approved following a public hearing on June 19, 2018. The CDBG funding agreement describes the requirements for the City and Safe Harbor Rescue Mission to ensure that all applicable federal regulations are met. Funds will be used to provide support to provide a transitional housing at Safe Harbor, which provides support to homeless women and children in addition to meeting physical needs, such as food and shelter. Safe Harbor Rescue Mission has requested and been approved for funding in the amount of \$6,000 through the City of Hickory's Community Development Block Grant program. Staff recommends approval of the CDBG funding agreement between the City of Hickory, North Carolina and Safe Harbor Rescue Mission in the amount of \$6,000.

- L. Approved a Community Development Block Grant Funding Agreement in the Amount of \$8,000 with Hickory Soup Kitchen, Inc.

In February 2018, the City of Hickory Community Development Division requested applications from local nonprofit organizations for funding under the Community Development Block Grant (CDBG) Program. The Citizen's Advisory Committee reviewed and recommended funding for these applications as part of the City's Annual Action Plan. The Annual Action Plan was approved following a public hearing on June 19, 2018. The CDBG funding agreement describes the requirements for the City and the Hickory Soup Kitchen to ensure that all applicable federal regulations are met. Funds will be used to provide support to staff at the Soup Kitchen to ensure that they are able to provide hot meals and food pantry services to those in need. The Hickory Soup Kitchen has requested and been approved for funding in the amount of \$8,000 through the City of Hickory's Community Development Block Grant program. Staff recommends approval of the CDBG funding agreement between the City of Hickory, North Carolina and Hickory Soup Kitchen, Inc. in the amount of \$8,000.

- M. Approved the Application for the 2018 Justice Assistance Grant (JAG).

Hickory Police Department request approval to apply for the 2018 Justice Assistance Grant. The City of Hickory has received notification of approval to receive \$15,028 under the 2018 Justice Assistance Grant Program. The JAG Program is a formula-based grant through the Office of Justice Programs/Bureau of Justice Assistance (BJA) that utilizes Uniform Crime Reporting statistics of all law enforcement agencies to determine eligibility for direct federal grant awards. Cities and counties are required to submit joint applications for the available funding. Hickory Police Department will use the grant funds to purchase a covert mobile and/or pole camera system that can be utilized as an investigative tool in areas where gun and drug gang violence occur. Additionally, Hickory Police intends to

purchase a software licensing module for a records management system that would allow users remote access via the web. This functionality would grant real time access to the prosecutor's office giving them the ability to access reports immediately for swift prosecution of felony cases and repeat violent offenders. BJA requirements mandate that all JAG award recipients not certified by their state as NIBRS compliant set aside three percent of the total award to achieving total compliance with the FBI's NIBRS data submission requirements. Hickory Police will use the three percent for training which is occurring July 24, 2018, and July 25, 2018, and hope to be compliant September 2018. There is no City of Hickory match required. Hickory Police Department recommends approval to apply for the 2018 Justice Assistance Grant in the amount of \$15,028.

- N. Approved Change Order Number One with Neill Grading and Construction, Inc. in the Amount of \$59,448.50.

Staff requests Council's approval of Change Order Number One with Neill Grading and Construction, Inc. in the amount of \$59,448.50 for demolition of additional structures and asbestos removal services related to the entrance road and landscaping for Trivium Corporate Center. The City of Hickory identified an area in southeast Hickory that is large enough and conducive to development of a business park, convenient to major roadways and adjacent to significant utility infrastructure. The City of Hickory (City), Catawba County (County) and Economic Development Corporation (EDC) have worked on development of this area as a business park for several years and the City and County have agreed to split the cost of development. Trivium Corporate Center is the business park identified for bond proceeds for the bond referendum that was passed by the City of Hickory. One of the main infrastructure improvements that is necessary for development and showing the property is to install an entrance road, landscaping berm and entrance sign to the property. Change Order Number One is necessary for the asbestos removal and demolition of existing structures that had been identified for removal by other means on the plans. The Hickory Fire Department had previously identified the remaining structures as great candidates for training burns; however this training burn could not be arranged. This project will be funded with bond proceeds and NCIDF Grant matching funds. Half of all City expenses will be reimbursed by the County through a joint funding arrangement. Staff recommends Council's approval of Change Order Number One with Neill Grading and Construction, Inc. in the amount of \$59,448.50.

- O. Removed from the Consent Agenda, Considered and Approved Under "Items Removed from Consent Agenda" a Memorandum of Understanding with the City of Claremont for the Treatment of Wastewater.

Staff requests Council's approval of a Memorandum of Understanding (MOU) with the City of Claremont for wastewater treatment services and authorize staff to enter into negotiations to develop a contract for wastewater treatment at the Hickory-Catawba Wastewater Treatment Facility (WWTF). The City of Claremont approached the City of Hickory in 2009 with desires to employ the services of the City of Hickory Public Utilities Department to operate, maintain and manage two wastewater treatment facilities, five collection system lift stations and portions of their distribution system. The City of Claremont and City of Hickory in 2011 amended the contract to include the services of the City of Hickory Public Utilities Department to provide for the operator in responsible charge of their distribution and collection systems. The initial term of these contracts expired on June 30, 2014, and has since renewed expiring on June 30, 2017. We currently are operating on a one year extension of the contract. In January 2018 staff was contacted to help negotiate a contract for the treatment of wastewater services into the Hickory-Catawba WWTF for the City of Claremont. City of Hickory Public Utilities Staff has analyzed data from all facilities and feel that we can sufficiently treat, at a cost efficient rate to the users of the City of Claremont's system, the requested allocation of flow. In this MOU, key points of interest for each party have been discussed and analyzed to be beneficial to the users of each system. The MOU will be a three-party agreement between the City of Hickory, City of Claremont and Catawba County. The contract remains to be negotiated with the points of this MOU as the major points of consideration. The City of Claremont will have to purchase "right to treat" volume from the City of Hickory. All parties will have construction expenses in line work to facilitate this agreement. Staff recommends Council's approval of this Memorandum of Understanding with the City of Claremont.

- P. Approved on First Reading Budget Revision Number 1.

ORDINANCE NO. 18-22
Budget Revision Number 1

BE IT ORDAINED by the Governing Board of the City of Hickory that, pursuant to N.C. General Statutes 159.15 and 159.13.2, the following revision be made to the annual budget ordinance for the fiscal year ending June 30, 2019 and for the duration of the Project Ordinances noted herein.

SECTION 1. To amend the General Fund within the FY 2018-19 Budget Ordinance, the expenditures are to be changed as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
General Government	12,565	-
Economic and Community Development	4,769	-
Environmental Protection	19,087	-
Transportation	334,508	-
Public Safety	42,157	110,000
Other Financing Uses	593,085	-
Culture and Recreation	72,185	-
TOTAL	1,078,356	110,000

To provide funding for the above the General Fund revenues will be amended as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Other Financing Sources	961,379	-
Miscellaneous Revenues	-	20,000
Restricted Intergovernmental Revenue	26,977	-
TOTAL	988,356	20,000

SECTION 2. To amend the Water and Sewer Fund within the FY 2018-19 Budget Ordinance, the expenditures are to be changed as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Environmental Protection	92,756	-
TOTAL	92,756	-

To provide funding for the above, the Water and Sewer revenues will be amended as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Other Financing Sources	92,756	-
TOTAL	92,756	-

SECTION 3. To amend the Urgent Repair Program Fund (Fund 056), the expenditures are to be changed as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Economic and Community Development	55,000	5,000
TOTAL	55,000	5,000

To provide funding for the above, the Urgent Repair Fund revenues will be amended as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Restricted Intergovernmental Revenue	50,000	-
TOTAL	50,000	-

SECTION 4. To establish the Public Safety Building Renovations Capital Project Ordinance (#700010), the expenditures shall be set as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Public Safety	110,000	-
TOTAL	110,000	-

To provide funding for the above, the Project revenues will be established as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Other Financing Sources	110,000	-
TOTAL	110,000	-

SECTION 5. To establish the Claremont/SALT Block Pocket Park Capital Project Ordinance (#549003), the expenditures shall be set as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
General Capital Projects	100,000	-
TOTAL	100,000	-

To provide funding for the above, the Project revenues will be established as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Restricted Intergovernmental Revenue	100,000	-

TOTAL	100,000	-
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SECTION 6. To amend the Highway 321/70 Gateways Capital Project Ordinance (#B1G001), the expenditures shall be changed as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
General Capital Projects	299,726	-
TOTAL	299,726	-

To provide funding for the above, the Project revenues will be changed as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Other Financing Sources	299,726	-
TOTAL	299,726	-

SECTION 7. To amend the Trivium Corporate Center Capital Project Ordinance (#B1B001), the expenditures shall be changed as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
General Capital Projects	183,359	-
TOTAL	183,359	-

To provide funding for the above, the Project revenues will be changed as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Other Financing Sources	183,359	-
TOTAL	183,359	-

SECTION 8. To establish the 2017 Justice Assistance Grant Capital Project Ordinance (#G5110V), the expenditures shall be set as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Public Safety	15,205	-
TOTAL	15,205	-

To provide funding for the above, the Project revenues will be established as follows:

FUNCTIONAL AREA	INCREASE	DECREASE
Restricted Intergovernmental Revenue	15,205	-
TOTAL	15,205	-

SECTION 9. Copies of the budget revision shall be furnished to the Clerk of the Governing Board, and to the City Manager (Budget Officer) and the Finance Officer for their direction.

- Q. Approved the Issuance of a Pyrotechnic Display Permit to Hickory Motor Speedway.

Kevin Piercy, General Manager of the Hickory Motor Speedway has submitted a request to obtain permission to have a public fireworks display on August 11, 2018. The North Carolina Fire Code requires an operational permit for the use and handling of pyrotechnic special effects material. The Division of Fire & Life Safety Bureau shall review all required documentation for the events. The Fire Prevention Bureau will also inspect the pyrotechnics display area prior to the events to ensure compliance with all guidelines and codes. Staff recommends approval of the pyrotechnics displays.

- IX. Items Removed from Consent Agenda

- A. "Item O." was removed from the consent agenda.

City Manager Warren Wood advised that "Item O." was a Memorandum of Understanding between the City of Hickory and the City of Claremont for the City to treat the City of Claremont's wastewater flow. The version in the agenda packet was received last week. Yesterday staff received a very slightly modified new version from the City of Claremont. The terms and conditions were the same, some of the legal language was different. It would provide a foundation or a framework. The agreement would actually be with the City of Hickory, City of Claremont and Catawba County to enter into a three-way agreement for the City to treat City of Claremont's sewer flow. Staff recommended approval of the new version.

Mayor Guess moved, seconded by Alderwoman Patton approval of "Item O." with the revisions as made. The motion carried unanimously.

City Manager Warren Wood advised Council that staff would bring back a contract based on the Memorandum for Council to approve again.

X. Informational Item

XI. New Business:

A. Public Hearings

1. Resolution Authorizing Preparation of Assessment Rolls and Public Hearing on Preliminary Assessment Roll for Street Improvements Petition Number 18-01 (Curb and Gutter for Hathaway Drive NE, Hickory) – Presentation by Public Services Director Kevin Greer.

A petition was submitted on February 22, 2018 approved by City Council on March 6, 2018, and the project was completed on June 11, 2018. The preliminary assessment roll number 18-01 has been prepared based on the curb and gutter constructed along Hathaway Drive NE, Hickory in response to a petition by property owners. The City Clerk mailed a copy of the adopted Preliminary Resolution, which called for a public hearing, to all affected property owners. Staff requests Council's approval of a Resolution confirming the assessment roll.

This public hearing was advertised in a newspaper having general circulation in the Hickory area on July 20, 2018.

City Manager Warren Wood advised the first public hearing was a "Resolution Authorizing Preparation of Assessment Rolls" and public hearing on preliminary assessment roll for street improvements petition number 18-01, which was curb and gutter for Hathaway Drive NE, in Hickory. He asked the City's Public Services Director and City Engineer Kevin Greer to the podium to present Council with the item.

Public Services Director Kevin Greer advised the request was for approval authorizing the preparation of the assessment rolls. This was a single party petition for curb and gutter in Catawba Springs, the Brandon petition. Council previously approved the construction. Now we are just preparing the assessment roll to pay us for that construction. The estimate for construction was approximately \$4,300 and the construction was complete. He asked for any questions.

Mayor Guess explained the rules for conducting the public hearing. He declared the public hearing open and asked if there was anyone present to speak in opposition to the proposal. No one appeared. He asked if there was anyone present to speak in favor of the proposal. No one appeared. Mayor Guess closed the public hearing.

Alderman Patton moved, seconded by Alderman Seaver approval of the Resolution Authorizing Preparation of Assessment Rolls. The motion carried unanimously.

RESOLUTION NO. 18-24

RESOLUTION CONFIRMING AND LEVYING ASSESSMENT
STREET IMPROVEMENTS ON A PORTION OF
HATHAWAY DRIVE NE, HICKORY
NO. 18-01

WHEREAS, the City Council of the City of Hickory has on this day held a public hearing, after due notice as required by law, on the Assessment Roll for the street improvements on August 7, 2018; and

WHEREAS, the City Council has heard all those persons present who requested to be heard, and has found the Assessment Roll to be proper and correct.

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

1. The Assessment Roll for the improvement of a portion of Hathaway Drive NE, Hickory is hereby confirmed in accordance with Chapter 160A, Section 228, of the General Statutes of North Carolina.

2. The City Council of the City of Hickory, pursuant to authority conferred by Chapter 160A, Section 216, of the General Statutes of North Carolina, and following sections, does hereby levy assessments as contained in the said Assessment Roll.

3. The City Clerk is hereby directed to deliver to the Collector of Revenue the said Assessment Roll.

4. Assessments may be paid without interest at any time before expiration of 30 days from the date this notice is published.

5. The Collector of Revenue is hereby charged with the collection of the said assessments that are not paid within this time, in accordance with the procedure established by Chapter 160A, Sections 232 and 233 of the General Statutes of North Carolina.

6. The City Clerk is hereby further directed to publish once on the 28th day of August, 2018.

2. Consideration of a Voluntary Non-Contiguous Annexation of Property Owned by Trivium Corporate Center – Presentation by Assistant Planning Manager Cal Overby.

Trivium Corporate Center Inc., fka Park 1764 Development Corporation submitted a petition for the voluntary non-contiguous annexation of 113.383 acres of property located at 2369 and 2355 Startown Road. The subject properties are currently occupied by residences and utilized for farmland. The properties are part of the future Trivium Corporate Center, which is a venture between the City of Hickory, Catawba County, and the Catawba County Economic Development Corporation. The current tax value of the property is approximately \$1,900,000. If annexed with its present value, the property would not immediately generate additional tax revenues, as the Trivium Corporate Center is a public development project intended to attract private investment. The future tax revenues generated by the business park are unknown at this time, but will inevitably increase as the properties are sold and private businesses locate within the park. Upon analysis, staff has determined the petition meets the statutory requirements for voluntary non-contiguous annexation, and adequate public services are available. Staff finds the petition to be in conformity with applicable statutes, and recommends approval of the annexation petition.

This public hearing was advertised in a newspaper having general circulation in the Hickory area on July 20, 2018.

City Manager Warren Wood asked Assistant Planning Manager Cal Overby to the podium to present Council with a request for voluntary non-contiguous annexation of property owned by Trivium Corporate Center. The Trivium Corporate Center was one of the projects defined in the City's bond referendum, so we are moving forward with development and now is the issue of annexation and eventually rezoning on that will come before City Council.

Assistant Planning Manager Cal Overby presented City Council with a PowerPoint. He reiterated the request was by Trivium Corporate Center, Inc. for the voluntary non-contiguous annexation of property located at 2355 and 2369 Startown Road. The property in total encompasses a little over 113 acres of property. The closest ward would be Ward 3, which was Alderman Seaver's ward. The current use of the property was now vacant. Previously it was the site of several residences which had since been demolished as well as a former farm located on the property. As Mr. Wood previously indicated this was the site of the Trivium Corporate Center, so the future use of the park as it is developed into the future will be a business park. The annexation was being requested for sewer connection as well as some other items related to the bond initiative that the City is undertaking to develop the property into a business park. He showed a map on the PowerPoint and pointed out the subject property, Startown Road, and Robinwood Road. He noted the City limits, and the ETJ (extra territorial jurisdiction). This currently lies outside of the City's planning area, and the annexation would basically bring into the corporate limits and then thereafter we would institute our own zoning on the property which is currently zoned by Catawba County. It is under their jurisdiction at this point in time. He pointed out some residence which were located on Startown Road, which since had been demolished. If anyone had been by there, there is actually a construction entrance that had been pushed in on the property, and some development is currently taking place on the property with regards to some infrastructure improvements and some general grading items. By and large, the property in and of itself was vacant. He showed a map and pointed out the zoning. He noted the area which was the City limits of Hickory. This area contained some industrial zoning, some residential and commercial office zoning. He pointed out Catawba Valley Community College (CVCC). He pointed out the area which encompassed Catawba County's zoning. Most of it was zoned residential 20, which is basically half acre lots, single family development type initiatives. Catawba County rezoned this property, as well

as some other properties that are adjacent to it, to a planned development industrial park. This was done by Catawba County approximately a year or so ago and the City will follow suit following the annexation to institute the City's zoning which will basically mirror what Catawba County has already instituted on the property. Staff had evaluated the application and everything in the application was consistent with the General Statutes and all available public services are in place or will be put in place as the business parks develops. As such, staff recommended approval of the annexation. He asked for any questions from Council.

Mayor Guess asked if anyone had any questions. There were none.

City Manager Warren Wood noted that this park will eventually grow based on the property that we have under option to 270 acres from the current 113. Council would be doing additional annexations on this area eventually.

Mayor Guess mentioned this was the former Park 1764 and was part of the bond referendum. Mayor Guess reiterated the rules for conducting the public hearing. He declared the public hearing open and asked if there was anyone present to speak in opposition to the proposal. No one appeared. He asked if there was anyone present to speak in favor of the proposal. No one appeared. Mayor Guess closed the public hearing.

Alderman Seaver moved, seconded by Alderwoman Patton approval of the voluntary non-contiguous annexation of property owned by Trivium Corporate Center. The motion carried unanimously.

ANNEXATION ORDINANCE NO. 445

VOLUNTARY ANNEXATION ORDINANCE (NON-CONTIGUOUS)
Trivium Corporate Center, Inc.

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE
CITY OF HICKORY, NORTH CAROLINA, PURSUANT TO
GENERAL STATUTES 160A-58.1, AS AMENDED (NON-CONTIGUOUS)

WHEREAS, the City Council of the City of Hickory desires to annex the area described herein, under G.S. 160A-58.1, as amended; and

WHEREAS, the City Council has by resolution directed the City Clerk to investigate the sufficiency of said annexation; and

WHEREAS, the City Clerk has certified to the sufficiency of said request, and a public hearing on the question of this annexation was held in the Council Chamber of the Julian G. Whitener Municipal Building, locate at 76 North Center Street, Hickory, North Carolina, at 7:00 p.m. on the 7th day of August, 2018; and

WHEREAS, the City Council of the City of Hickory further finds that the area described therein meets the standards of G.S. 160A-58.1(b), to wit:

- a. The nearest point on the proposed satellite corporate limits is not more than three miles from the corporate limits of the City of Hickory.
- b. No point on the proposed satellite corporate limits is closer to another city than to the City of Hickory.
- c. The areas described are so situated that the City will be able to provide services on the same basis within the proposed satellite corporate limits that it provides within the primary corporate limits.
- d. No subdivision, as defined in G.S. 160A-376, will be fragmented by this proposed annexation.

WHEREAS, the City Council of the City of Hickory does hereby find as a fact that said petition has been signed by all the owners of real property in the area who are required by law to sign and all other requirements of G.S. 160A-58.1, as amended have been complied with; and

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

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HICKORY, NORTH CAROLINA:

Section 1. By virtue of the authority granted by G.S. 160A-58.2, as amended, the following-described non-contiguous territory is hereby annexed and made a part of the City of Hickory as of the 7th day of August, 2018:

SATELLITE ANNEXATION
BY THE CITY OF HICKORY
OF THE PROPERTY OF
TRIVIUM CORPORATE CENTER, INC.

That certain parcel or tract of land lying and being about 4.6 miles southeast of the center of the City of Hickory. Bounded on the north by the following lands: Stephen R. Harrison, Deed Book 1983 Page 1416, Thomas F. Kirby, Deed Book 2271 Page 533, David L. Richie, Deed Book 1309 Page 288, Christian Fellowship Church of Hickory, Deed Book 3078 Page 1705, Jerry C. and Barbara B. Lael, no Deed Book and Page shown, Robert A. and Linda W. Lutz, no Deed Book and Page shown, on the east by Startown Road, on the south by the lands of Ruth A. Hollar, Deed Book 3428 Page 1448, on the west by Robinwood Road and more particularly described as follows, to/wit:

Beginning at a concrete monument, said monument being located, North 65 degrees 19 minutes 30 seconds East 164.70 feet (ground distance) to a 1" iron pin; thence North 04 degrees 19 minutes 03 seconds East 641.97 feet to a 1/2" rebar, the northwest corner of Carol Yount Lutz, Deed Book 2013E Page 271; thence South 84 degrees 14 minutes 06 seconds West 28.38 feet to a 1/2" rebar, the southwest corner of the aforementioned Ruth A. Hollar lands; thence North 03 degrees 55 minutes 41 seconds east 256.11 feet to the point of beginning, from NCGS monument "Cochran" having localized coordinates of N 709,957.77, E 1,320,259.82 and running thence, as new City of Hickory city limit lines the following calls: South 80 degrees 54 minutes 49 seconds West 29.35 feet to a point in Robinwood Road; thence, with Robinwood Road, North 06 degrees 22 minutes 40 seconds East 355.84 feet to a point; thence North 04 degrees 14 minutes 45 seconds East 219.20 feet to a point; thence North 01 degrees 38 minutes 14 seconds East 489.00 feet to a point; thence North 01 degrees 46 minutes 23 seconds East 341.58 feet to a point; thence North 03 degrees 35 minutes 13 seconds East 303.92 feet to a point; thence North 05 degrees 23 minutes 26 seconds East 362.88 feet to a point; thence North 08 degrees 08 minutes 16 seconds East 226.93 feet to a point; thence, leaving Robinwood Road, South 88 degrees 52 minutes 44 seconds East 29.61 feet to a concrete monument, the southwest corner of Harrison; thence, continuing the same bearing and with the southern line of Harrison and Kirby, a total distance of 822.95 feet to an axle at a stone in the southern line of Kirby; thence, leaving Kirby's south line and with the western line of Richie and Christian Fellowship Church of Hickory lands, South 20 degrees 54 minutes 42 seconds East 484.50 feet to a 5/8" rebar, the southernmost corner of Richie; thence South 21 degrees 13 minutes 44 seconds East 476.90 feet to a stone, the southernmost corner of Christian Fellowship Church of Hickory lands; thence, with the southern and eastern lines of Christian Fellowship Church of Hickory lands, North 81 degrees 35 minutes 50 seconds East 397.22 feet to a 1" iron pipe; thence North 38 degrees 17 minutes 09 seconds East 422.57 feet to a point in the east line of Christian Fellowship Church of Hickory lands, the south west corner of Lael; thence, leaving the east line of Christian Fellowship Church of Hickory lands and with the south line of Lael and Lutz lands, South 88 degrees 18 minutes 30 seconds East 423.60 feet to a point; thence, continuing the same bearing, 52.34 feet to a point, the southwest corner of Lutz; thence, continuing the same bearing, 458.29 feet to a point; thence, continuing the same bearing, 34.44 feet to a point in Startown Road; thence, with Startown Road and a convex curve to the right, said curve having a radius of 6378.07 feet and a chord bearing and distance of South 27 degrees 07 minutes 18 seconds East 158.74 feet to a point; thence South 25 degrees 56 minutes 54 seconds East 131.62 feet to a point; thence South 25 degrees 24 minutes 19 seconds East 159.65 feet to a point; thence South 24 degrees 35 minutes 48 seconds East 426.98 feet to a point; thence South 25 degrees 41 minutes 11 seconds East 404.73 feet to a point; thence, leaving Startown Road and with Hollar north line, South 79 degrees 31 minutes 13 seconds West 32.63 feet to a 1/2" rebar; thence, continuing the same bearing, 441.66 feet to 1/2" rebar; thence South 79 degrees 30 minutes 49 seconds West 389.54 feet to a concrete monument; thence South 80 degrees 54 minutes 49 seconds West 2634.22 feet to the point of beginning. Containing 113.38 acres more or less.

Section 2. Upon and after the 7th day of August, 2018, the above-described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Hickory and shall be entitled to the same

privileges and benefits as other parts of the City of Hickory. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10, as amended.

Section 3. The newly-annexed territory described herein shall become part of Ward No. 3 of the City of Hickory.

Section 4. The Mayor of the City of Hickory shall cause to be recorded in the Office of the Register of Deeds of Catawba County, and in the Office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 hereof, together with duly certified copy of this Ordinance. Such a map shall also be delivered to the County Board of Elections, as required by G.S. 163-288.1.

3. Consideration of Rezoning Petition Number 18-02 – Presentation by Planning Director Brian Frazier.

Over the past year, Planning staff have completed updates to the Hickory by Choice 2030 Comprehensive Plan, as well as, the Hickory Land Development Code. As part of this update process, staff has reviewed the city's zoning map and identified several areas that staff are recommending be rezoned. This rezoning petition represents a review of the City's official zoning map after it was initially adopted in 2011. The review of the zoning map resulted in eight separate areas that staff believe warrant a zoning change. Two of the changes are related to mapping errors. Full analysis of the proposed mapping changes can be found in the accompanying staff report. The Hickory Regional Planning Commission conducted public hearings for each of the eight items on June 27, 2018 to consider the petition. During the public hearings, no one spoke for or against Items A, B, C, E, and F. During the public hearing for Item D (10th Street Boulevard NW) multiple neighbors spoke against the petition. Concerns were expressed regarding traffic, pollution, and the potential expansion of an industrial business. One neighbor spoke in favor of Item G (2020 Old Shelby Road), while no one spoke in opposition. During the public hearing for Item H (Southeast Hickory), multiple neighbors initially planned to speak against the proposal, spoke in favor of the change, as they felt it would reduce commercial encroachment, as well as, encourage homeownership and reinvestment in the neighborhood. Upon closing the public hearings for Items A, B, C, E, F, G, and H, the Hickory Regional Planning Commission voted unanimously to affirm the petition's consistency with the Hickory by Choice 2030 Comprehensive Plan, and recommended City Council's approval of the petition. Upon closing the public hearing for Item D, the Hickory Regional Planning Commission voted 6-2 in favor to affirm the petition's consistency with the Hickory by Choice 2030 Comprehensive Plan, and recommended City Council's approval of the petition. Staff concurs with the recommendation of the Hickory Regional Planning Commission and recommends City Council approve Rezoning Petition 18-02.

This public hearing was advertised in a newspaper having general circulation in the Hickory area on July 27 and August 3, 2018.

City Manager Warren Wood asked the City's Planning Director Brian Frazier to the podium to present City Council with Rezoning Petition Number 18-02.

Planning Director Brian Frazier presented City Council with a PowerPoint presentation. He advised this was the third and final step in a three step annual process for the Planning Division. About a year ago this month, Council reviewed and readopted Hickory by Choice our comprehensive plan. Last month Council reviewed and readopted revisions to the Land Development Code, which was the law which governs development within the City of Hickory and our ETJ (extra territorial jurisdiction). The third step was for staff to make recommendations to the Planning Commission who make recommendations to City Council for the approval of the proposed changes to the existing City of Hickory zoning map. The rezoning petition 18-02, which Mr. Wood had referenced, actually covered eight separate zoning changes. Item A through H on the agenda, under 18-02, would be just one public hearing. There were numerous property owners. The applicant was the City of Hickory. Staff had asked for these changes. Many of the property owners they had talked to when they had the public hearing several weeks back with City of Hickory Regional Planning Commission. The zonings and the property sizes were various. Staff was asking Council to update the zoning map to further implement Hickory by Choice 2030 our comprehensive plan.

Mr. Frazier discussed the first item, Item A, located in the 2nd Street NE vicinity caddy-corner to the SALT Block, just to the south and the west of the SALT Block. They were looking at rezoning three separate properties from office and institutional (O and I) to central business district (C1). Staff was approached by the property owners to review the suitability and they included it with the seven other

items. The rezoning would improve the marketability of the properties and would ease parking requirements on those three properties. The owners are fully aware of that. The properties would still be a part of the NC 127 central corridor overlay district however. He referenced a map on the PowerPoint pointing out the future land use, the SALT Block, and the three subject properties he was discussing. He reiterated the future land use was central business district. He pointed out on the aerial ortho the three properties, the SALT Block, Frye Regional Medical Center, and Sally Fox Park and the Arboretum. Map 3 was the current zoning map. He advised these properties were currently (O&I) but they were immediately contiguous to the (C1) central business district. The area was classified by central business district in the Hickory by Choice Plan. (C1) zoning is an implement zoning district for the central business district (CBD), so therefore they believe it is fully consistent with Hickory by Choice 2030. There had not been any neighborhood opposition to this request to date and the recommendation was the Planning Commission conducted their hearing in June and unanimously voted to affirm the consistency with Hickory by Choice and recommended City Council's approval of the petition. Staff fully concurred with this recommendation as to Item A.

Mr. Frazier discussed Item B, 2149 6th Street NW. They were looking at rezoning one property from planned development (PD) to medium density residential (R2). Staff identified that this property was incorrectly mapped as part of a nearby planned development some time ago. He referred to the map on the PowerPoint and pointed out the property on the future land use plan. He noted the lake with two different coves. He pointed out Mallard Cove Condos on map two. He reiterated the map was simply incorrectly mapped sometime back. The area was classified as low density residential by Hickory by Choice for medium density. Staff believed that it was consistent with the Hickory plan. There had been no neighborhood opposition to this request. Back in June the Planning Commission conducted a public hearing and it was voted unanimously to approve. Staff concurred with this recommendation.

Mr. Frazier discussed Item C, located in the 5th Avenue SW vicinity. They looked at rezoning 14 properties from low density residential (R1) to high density residential (R4). Staff identified these 14 properties and they were again incorrectly mapped during a previous citywide zoning map amendment. He referred to the PowerPoint and showed the future land use map. He pointed out the 14 properties. He showed an aerial map and pointed out West Hickory Park. He showed a map of the correct zoning. The findings were the area was classified as high density residential, it was a mistake on the tax maps. The (R4) was the implementing district through Hickory by Choice and they believe that it is consistent with the comprehensive plan. The Planning Commission voted unanimously in June to recommend approval to City Council and staff concurred with this recommendation.

Mr. Frazier discussed Item D, located at 1125 10th Street Boulevard NW. He advised this was the former Lutheran Home property. It was demolished approximately a year or so ago. It contained approximately five acres. They were looking at recommending the one property be changed from medium density residential (R3) to general business (C2). Staff had been approached by the owner of the property and the real estate broker here in town to review the suitability of the current zoning, so they added this with the zoning that staff was bringing to Council. Staff believed the rezoning would improve the marketability of the site and encourage redevelopment in that neighborhood along Geitner Road. He showed the future land use map and pointed out the subject property. He advised part of that property was also in the City's revitalization area. He pointed out Clement Boulevard, 12th Avenue NW which is Geitner Road, and Creekside Apartments. He showed an older ortho aerial which still showed the star shaped Lutheran Home in place. He pointed out HK Research to the southeast, the Geitner Road corridor, Highway 321 corridor, Clement Boulevard, Raceway gas station, Taco Bell, CVS and the Social Security office. The property which the Lutheran Home owns was immediately contiguous to (C2). There was (C2) in the area. He pointed out property which was industrial. They could have made a recommendation to change it to industrial which would have allowed an entire mired of uses, but they decided not to. They looked at the (C2) area, the way the development here had been happening over the years, and with the future of the 321 improvements in the next couple of years. He pointed out 10th Street Boulevard NW, Geitner Road, this would be the furthest extent of any rezoning to the east as (C2), general business. He discussed the findings, right now the area is classified as medium density residential and as a revitalization area by the comprehensive plan. The (C2) district is an implementing zoning district for the revitalization area and should be consistent with Hickory by Choice 2030. No business entity at this time had applied to go there. They had not even received a single phone call about what is looking at happening there. There had been some

rumors that a local business would move in there, but that was certainly not the case. No one had expressed any interest or submitted any permit at all. The neighborhood residents spoke out in June at the Planning Commission's public hearing. They expressed concerns regarding noise, traffic, air quality, and existing stream pollution to the staff and the Regional Planning Commission. Part of that is hard to address because it is not coming from the property in question nor do they have any idea of what the future use would portend. In the (C2) general business commercial district some of the uses that could go in there would be multifamily apartments, retail, professional office, churches, daycare, wholesale sales, warehouse, and limited light industrial under 25,000 square foot in size. He reiterated as of today they have no proposal that we have anything going with this property. The Commission voted 6 to 2. There was some concerns voiced by two Planning Commission members about the potential traffic in that area because either end of 10th Street Boulevard NW is not signalized and on both ends site distance is very difficult for both left and right. There was at least a concern. Could it be mitigated? That is what they would have to do during any future redevelopment. The Planning Commission recommended approval and staff concurred with the recommendation.

Mr. Frazier discussed Item E, 33rd Street Drive SE vicinity. They looked at rezoning eight separate properties from general business (C2) to industrial (IND). Staff identified these properties currently as mainly industrial uses. This rezoning would allow the future expansion of these active businesses. He showed the future land use map and pointed out the industrial area. He showed the aerial ortho map and pointed out the businesses in question, the Brian Center, Tate Boulevard SE, and the Fairgrove Church Road intersection. He showed the zoning map and pointed out the rezoning area that they are looking at with the abutting contiguous area which was zoned industrial. It was classified by the future land use comprehensive plan, as industrial in nature. The Planning Commission and staff believe it was consistent with Hickory by Choice. There had been no neighborhood opposition that they were aware of for this request. The Planning Commission voted unanimously a couple of months back to recommend this to Council and affirm the consistency with Hickory by Choice. Staff agreed with the Planning Commission with this recommendation.

Mr. Frazier discussed Item F, 13th Avenue Drive SE vicinity. This was the expansion that was being proposed of the existing high rise sign overlay district to add seven separate properties to it. Staff had been approached by at least one business over the years as well as the development community, different realtors, and local developers about expanding the Hickory high rise sign overlay district, to improve the marketability of these properties from Interstate 40. He showed the future land use map, map one, and pointed out the areas which had been discussed for expansion. He pointed out McDonald Parkway running north and south, I40, and Highway 70 SE. This area was starting to redevelop, in terms of we have Hobby Lobby and Sheetz, and more to come. There had been a lot of discussion as of late. He showed the aerial map and pointed out McDonald Parkway, Highway 70, 13th Avenue SE, Hobby Lobby, and Sheetz gas station. They would add the high rise sign overlay where it already exist out further to the west and to the east. He showed the existing zoning map, the high rise sign was an overlay. The area was classified as regional commercial by the comprehensive plan and the overlay zoning, adding additional free standing signage for that would target motorist on 40. It should help improve businesses and possibly attract new businesses in that area, which has been planned for as long as he has been with the City. There was no opposition to this request, it had been favorably reviewed and received by the development and realty community. The Planning Commission voted unanimously 8-0 back in June to recommend this to City Council and its consistency with the 2030 plan. Staff concurred with this recommendation.

Mr. Frazier discussed Item G, 2020 Old Shelby Road. They were looking at rezoning one property from industrial (IND) to low density residential (R1). Staff had been approached by the property owner to rezone the property for residential use. He showed the future land use map and pointed out the property in question. He pointed out the City's soccer complex, I40, and I40 exit 121, the subject property, and Old Shelby Road. The topography drops off to Henry Fork. The topography was severe and it is plateaued gently sloping down from the roadway to the east. It is really not fit for any kind of industrial development. He showed the area where it would remain industrial for future development. The applicant would be able to put in a driveway or make improvements to this area. The area was classified as low density residential. The (R1) zoning district was an implementing zoning district for the plan. They believe it is consistent with Hickory by Choice recommendations. The property owner wishes to construct a single family dwelling for his personal use on this property. There had been no neighborhood opposition to the request. The Planning Commission had one recusal but voted

unanimously 7-0 to affirm the consistency with Hickory by Choice 2030 and recommended approval to City Council. Staff concurred with this recommendation as well.

Mr. Frazier discussed Item H, located in the 1st Avenue SE vicinity touching both the Kenworth and Highland neighborhoods. They were looking at rezoning 103 properties that are currently either office and institutional (O&I) or general business (C2), looking at rezoning those properties to high density residential (R4). Any of the properties that are currently zoned (O&I) or (C2) all will change to (R4). The vast majority are existing residential structures or currently vacant. He believed there was one church in the area which would not be affected by this. Staff had identified this area as predominately residential in nature. It was an area where housing grew up along the mills in that neighborhood. The current zoning doesn't reflect the existing uses. Meaning the existing zoning is (O&I) and (C2) and the uses are predominately residential on the map. Staff was approached by Habitat through working with the Planning Office and Mr. David Leonetti with the Community Development Block Grant (CDBG) program about developing single family and rehabilitating existing owner occupied single family houses in this area. He showed a map pointing out the 103 properties. He advised that many of them were in the revitalization area which Council created some years ago. He noted the general business and high density residential areas. He showed an aerial ortho map of the property and pointed out Tate Boulevard, Lenoir-Rhyne Boulevard, Highland Avenue SE, Moretz Mill, the City's water tower along "F" Avenue SE, and to the south the old Kenworth School along 2nd Avenue SE. He showed a map of the existing zoning. He showed the rezoning area which they were talking about and noted what was currently (C2), and (O&I). It bordered existing (R4) residential. All of these properties would go from (O&I) and (C2) to (R4). He explained the findings. The area was classified as high density residential and a good part of it as a revitalization area by the comprehensive plan. The (R4) zoning district is an implementing zoning district for the high density residential and revitalization classifications found in Hickory by Choice 2030 and should therefore be considered consistent with the plan that was readopted by Council last year. The proposed rezoning, they strongly believe, would help to stabilize and improve the residential character of the neighborhood and would prohibit commercial encroachment or uses on these properties. The proposed rezoning, they believe, would also lower homeowner's property tax bills because they are all being paid at the (O&I) or (C2) commercial rate. It would make it easier for the property owners to receive loans and other funding opportunities from lending institutions. Some of our banks and other financial institutions such as credit unions will not do a mortgage or a home equity loan, or finance a home in any way if it is not an "R" designated residential district. This would clear that up. The proposed rezoning would also lower the maximum multifamily density from 30 units per acre to 20 units per acre. Some of the comments which they received were if you do this then it will allow multifamily apartments. That is true, but multifamily apartments are already allowed in both the (O&I) and (C2) commercial districts at a much higher density as he described. During the Planning Commission's public hearing there were quite a few residents there, many in fact, and they had concerns. They were concerned about noise, traffic, drugs, prostitution, crime, and people zipping through their neighborhood at high rates of speed. Many of the people that came thought the City was looking at rezoning it from residential to commercial or (O&I), but then when they stated the case some people's concerns were alleviated, but others were not alleviated and they might be present tonight. The Planning Commission and staff properly addressed all the concerns. The Planning Commission held their public hearing in June and they voted unanimously 8-0 to approve the consistency with the Hickory by Choice Plan and recommended approval to City Council. Staff concurred with the recommendation.

Mr. Frazier summarized for all eight items, A through H, the rezoning subject properties represent a periodic review of the City's official zoning map. The review of the map revealed several mapping errors, as he had mentioned in instances where the zoning with properties did not coincide with the recommendations of the Hickory by Choice 2030 comprehensive plan. Staff's recommendation was they had found the proposed zoning map amendments to correct errors, and they further go a long way to implement Hickory by Choice 2030 thus consistent with the plan. He asked Council for any questions.

Alderman Seaver questioned (R4) zoning and asked if any type of commercial endeavors were allowed in that or if he was completely prohibited.

Mr. Frazier responded, no sir they are not allowed. He advised that churches could be in there but he didn't consider that a commercial endeavor. You can have limited daycare usage or a homebased business in there. For example if they are an accountant or they are running an internet business. As Council has

defined it, one person lives there, the owner/occupant, and one other person may run a business, a homebased business out of there with no signage or no additional parking, no additional lighting. It has to maintain the residential appearance of the structure, but that is extremely limited. It would allow all housing types, single family, duplex, townhome, and multifamily, just at a much reduced density than what is currently allowed there.

Alderwoman Patton asked if Mr. Frazier knew the square footage of the old nursing home.

Mr. Frazier guessed 15,000 to 20,000 and approximately five acres.

Mayor Guess asked for further questions. Mayor Guess explained the rules for conducting the public hearing. He declared the public hearing open and asked if there was anyone present to speak in opposition to the proposal.

OPPONENTS

Ms. Patsy Nikbakht advised she lives in the area of 10th Street Blvd NW, up the street from the property that was listed as RZ 18-02, the Lutheran Home property.

Mayor Guess confirmed she was speaking about Item D, (1125 10th Street Boulevard NW).

Ms. Nikbakht replied that was correct. At this point in the process, she couldn't speak for the neighborhood, but it was already a mixed industrial neighborhood up the street. There is a lot of traffic. The street above it is already mixed and there is really high traffic. She asked the Planning Commission and Council to carefully consider this. If they go ahead with the rezoning, against some opposition that they have had with some others in the neighborhood, herself included, she asked that they consider the buyers plan of what they intend to do with this property. And carefully consider the buyer before agreeing to such sell. Just not to be able to get rid of the property and make a profit, or loss, or whatever off of it. She said it was Council's duty and the Planning Commission as well to consider the buyer and look over their plans of what they intend to do and see what kind of impact, or more of an impact, to their mixed neighborhood use that they have already before agreeing to such a sell. Think of their property values and how they could be affected, either up or down. They would like the best value out of their own property. More importantly please consider any sell that would possibly directly have an impact on their health and their welfare in this neighborhood. They already have light industrial up and down the street and a lot of heavy traffic and impact from a chemical plant, the smelling of that etc., and who knows the longer term whatever effects later on. She was asking the Lutheran Home people to carefully consider, the Council and the Planning Commission too, of what and who they sell this property to. She trusted the Council and the Planning Commission, and the seller as well, to carefully, not just for a few coins to sell them out in the neighborhood for their health and their welfare.

Mayor Guess asked if there was anyone else who would like to speak in opposition.

Ms. Catherine Perry, 111 2nd Avenue NE, discussed one of the properties involved in Item A. She advised she was not a property owner but a renter. She had adopted Hickory as her home town six years ago. One of the things she loves about the neighborhood was it was a neighborhood and it is a historic property. At least two of the three properties involved are historic properties. There is also a lot of pedestrian traffic in the area. She is concerned that the rezoning involves upgrading so that big box stores could potentially be in that area. When she looks at walking in pedestrian traffic between her home and the SALT Block, when she observes the pedestrian traffic in that area, from people going from the west side of Highway 127, to the east side of Highway 127, the only safe place to cross is at 3rd Avenue. To put a business in that area would definitely impact the pedestrian traffic in the area. She asked Council to consider even renters have some rights, they do pay taxes. She was not making friends with her landlord right now. She asked Council to please consider the historic value of the properties and what zoning does to that and 2030 is still a few years out and maybe the rezoning can happen in a few years when some more planning has been done in looking at additional options for pedestrian traffic in the area. She thanked Council.

Alderman Zagaroli asked Mr. Frazier relative to number eight, you could not put a big box store in that area. Right?

Mr. Frazier responded no sir, there wouldn't be nearly enough room. All it does is ease some of the parking requirements. There were already a couple of

businesses there. He referred to the map and pointed out the SALT Block, Highway 127, and the Council House which was run as a very nice bed and breakfast for a number of years. No one that he knew of was on the hook to take this over, but there is not enough room for even a small box much less a big box here and the zoning wouldn't allow it in that specific central business district (C1) zoning area anyway, but it would allow a few more opportunities for retail. Part of it was the marketing strategy of the property owners. As it is zoned now with the (O1) a lot of people have no idea what (O1) is and if it was zoned as it was intended in the future land use plan to (C1) commercial, everybody knows what the "C" stands for. He thought it would help in the remarketing and possible potential sell or use of that property. It is also in the 127 overlay, so there are some strict standards because the properties are historic in nature. He didn't have the documentation with him of what was in the National Registry or what was designated locally, if anything, it is in the Claremont neighborhood. There would be certain conditions as to what could be repaired, addressed, and renovated to some extent depending on the Register listing if it is local designated or Nationally.

Mayor Guess asked if anyone else wanted to speak in opposition.

Mr. Dustin Strickland, 1172 18th Avenue NE, Hickory discussed Item C and Item H. With this rezoning and the potential increase in population density for some of the area, he wanted to remind planning staff and Council to carefully evaluate the future events. Because as the City grows in the future urban residents will still need accessibility to affordable housing. He thanked Council.

Mayor Guess asked if anyone else wanted to speak in opposition.

Mr. Danny Huffman, 56 Sweet Bay Lane, Henry River Soccer Park Road. Henry River Soccer Park used to be his farm. In regards to 2020 Old Shelby Road, (Item G), he wants this rezoned because he had tremendous amount of problems because of the soccer park. He had to put up gates and fences. Mr. Mack McLeod had put up a fence between him and the park to keep the kids from coming up onto his property and this type of thing. He is still having a lot of problems. He had previously hired Charlie Dixon at one time to help and to try and eliminate some of the traffic problems. It hadn't stopped. On tournament day he might have buses lined up to his house at 7:00 a.m. and they are trying to back them out. It is a tremendous problem and that is the reason it wants part of this industrial property rezoned. Not just that, but there is about eight or ten acres in flood plain and it does drop drastically steep.

Mayor Guess interrupted Mr. Huffman and asked him if he was speaking in opposition or in favor.

City Manager Warren Wood responded Mr. Huffman was speaking in favor.

Mayor Guess confirmed Mr. Huffman was speaking in favor.

Mr. Danny Huffman continued, the property drops drastically and they have probably eight to ten acres of flood plain there. He had one place that he could possibly build a house. He wants to get away from this traffic from the soccer park. He thanked City Council.

Mayor Guess clarified right now they are asking for citizens who wished to speak in opposition of the zoning. No one else appeared. Mayor Guess asked if there was anyone present to speak in favor of the proposal.

PROPOSERS

Ms. Mitzi Gellman advised she represents Habitat for Humanity, her role is the Executive Director. She thanked the Planning Department, Mr. Dave Leonetti and Ms. Karen Dickerson for their help and assistance in helping to identify the properties. She was speaking in terms of Item 8 and the rezoning from (O1) to (R4). With Habitat, obviously they feel like new construction homeownership, any type of opportunity where they are able to preserve workforce housing is absolutely the key towards the growth of our community. We all know that housing stock is old and the homes in this area are old as well. They feel like older homes renovated, or older homes as they are, are better than commercial or office use. They had been talking about this for several years. She is really excited about this. They actually drove around and identified some lots and houses that may need renovations and they look at this as an opportunity to be able to shift in the next couple of years or so as an organization from the North Stone community as they build that out and look more toward infill housing. They feel like that maybe some of the vacant lots, if they are able to acquire those, can be locations for people that work at Moretz Mill or they work at Highland Avenue. They can live there and they

can walk to work. This area is just as walkable to downtown as other parts of our community where people have identified and have maintained as residential. She thanked Council and the Planning Commission as well for taking the long view on what needs to happen in terms of maintaining affordable housing and workforce housing as well. She thanked Council.

Ms. Courtney Johnson, Director of Business Development, Lutheran Services Carolinas, 1416 S. Martin Luther King, Jr. Avenue, Salisbury, North Carolina, discussed Item D the old Lutheran Home. She advised in addition to what the Planning committee shared tonight about that property, in response to the question about the square footage of the building, it was just over 30,000 square foot.

Alderwoman Patton commented what would be allowed would be less.

Ms. Johnson advised it was approximately five and a half acres of land there too. They had hired Prism Realty to represent them for this property. During their process, their standard procedure, they actually had a conversation with HK Research, which was one of the corporations which she understood there was some concern about them purchasing this property. It was her understanding, what they shared with them, was there was no interest from them to purchase this property. She wanted to share that because that had come up before as a concern. She advised if there were any other questions she would be glad to do that.

Mayor Guess asked if there were any questions. There were none. Mayor Guess asked if there was anyone else who wished to speak in favor of any of the rezoning(s).

Ms. Asha Rendleman, 642 1st Avenue SE, advised she had done a little bit of research and she was for the rezoning for that property. In doing some of the research, other than Habitat for Humanity, what can the City of Hickory provide in loans for that area. Her main concern was pretty much the area that is occupied by older residents. When you receive loans there are restrictions on how the loan is processed. Other than Habitat for Humanity she asked that they have some type of other options, like grants or things like that to be able to provide for the residents if Habitat for Humanity is not able to access those to those residents that live there. She thought it was for beautification. There were somethings they were trying to work with as far as getting things done in that area. Being a resident she has noticed there are older people that live there in that area. When she did some of the research for loans and re-modification for the homes, she knew there were some restrictions in there and there was ways you could get into it, but it is a hard, a hard way to get into loans and things like that. She was not for sure she had just heard Habitat for Humanity and she was familiar with some of the work that they do. She was asking if it is not available for some of those people there if there were other options for financial rehabilitation for those home like grants, other grant options. Referring to the agenda she commented in looking over some of these she saw some non-profits, even for some of the properties for the approval for grants. She asked if Council could look into other options of being able to be approved for grants for residents there in the home. She was for that.

City Manager Warren Wood asked Planning Director Brian Frazier to the podium to address Ms. Rendleman's comments.

Planning Director Brian Frazier advised the question came up during the Planning Commission meeting. He advised he had a packet of information for the young lady if she hadn't received it from staff already. There was a first time homebuyer program that is offered. There was an urgent repair grant program, up to \$8,000 as the ceiling and \$1,000 is forgiven each year that the individual resides there. There was also a housing rehabilitation loan program and that is a deferred program up to \$15,000, half of it is forgiven if the person stays in their residence for five years. There was also a regular loan of up to \$20,000 at three percent interest for up to 15 years. Those are the programs which exist now. The Community Appearance Commission's (CAC) programs, which the young lady referred to in terms of community appearance or the landscaping programs, Mr. Cal Overby can attest to that, they are not geared towards residential properties. He knew there were also some historic rehabilitation monies as well but that is limited.

City Manager Warren Wood advised there are a variety of programs available and staff would be glad to help people through the process. It can be cumbersome so they help with that.

Ms. Rendleman commented her main point was this is a large area of elderly people. You have the criteria of receiving loans, that was her main thing of being opposed to the rezoning, but now she was for it. When you do receive a loan and

there are no heirs to that property and they pass on before the loan is paid, then that transitions by having that lien on the property, or that property being taken. She asked if there were other options rather than receiving a loan, other than just the Habitat or the rehabilitation. That is what she wanted to find out about. What other options are there other than if somebody can't pay those loans off? What other options do they have? It is a criteria that they have to meet to receive these loans. That was the only thing she had to ask.

City Manager Warren Wood commented it depends on the program, some of the loans are incrementally forgivable, but as far as a pure grant program, we don't have that for housing, but there are a lot of other options.

Mayor Guess commented you can always come to the Planning Department and they would be glad to help her and further educate her on what the process is and what is available.

Alderman Williams responded with there being elderly people as far as them being able to pay the loan back. He thought that was what one of her concerns was. Because they are not working and they are on a fixed income being elderly.

Ms. Rendleman commented that is right or even if they were to pass on. Her thing was the beautification of that area. To her it is a historic area and it has been family in that area probably for 100 years. Her main concern was with the rezoning to (R4), with it being rezoned now it is time to revamp it. A lot of the neighbors don't come to the meetings and they don't know. She felt like as one of the younger generations she could go ahead and spread this message to them. She used to be a loan modification officer for Wells Fargo, so she knew some of the criteria when you have pretty much any type of loan. These older people don't know what some of the things that they have accessibility to, to help them out financially. When you do get older you have to worry about your SSI, and things like that. Your retirement which only goes so far with the homes that they have been in for 60 plus years. Is there some type of option other than loans that they have that could help them out financially? That was her questions.

Alderman Williams referred to Mr. Wood's comments and advised Mr. Frazier or Mr. Leonetti could explain other options, which have limitations to them, but there are some options where you can help those elderly people if they come to the Planning Commission meetings or get with staff, or himself. Whatever he could do to help guide her in that direction. We as a City will try to do the best to help her.

Ms. Rendleman advised she was new to Hickory. She and her husband and kids had been here for three months now. She had one still in college, and she had two that were out of college now. She wanted to be able to get all of this information, because a lot of the neighbors they don't know, and some of them are not able to come. If she can help out in any way she can do that.

Alderman Williams applauded her for that, sticking up for her neighbors and everyone in that community.

Ms. Rendleman replied this whole community is all family.

Alderwoman Williams commented since she was on the Habitat Board, she asked Ms. Mitzi Gellman to talk a little bit more about the whole initiative that Habitat is doing to provide services and projects for exactly who she was talking about.

Ms. Mitzi Gellman responded that was one of the reasons they liked this neighborhood so much because they knew there was funding available through the programs in the Planning Department. What Habitat will do, and what they are doing now is accessing the different properties to try to determine the extent of the repairs that may need to be made, and then how their repairs can come along side with what the City is doing at a later date, with the same property to do some additional repairs. What they provide to homeowners is not a loan but a very small repay for the cost of the actual repairs, sometimes as little as \$200 - \$400 for \$15,000 worth of repairs.

Ms. Rendelman commented it is everybody because those homes are old. She had neighbors that she knew needed some work. She has a neighbor that is mentally and physically disabled from dementia. His wife is always there with him and he can't get out a lot. It is something that she can take to them and explain it to them. She thanked Council.

Alderman Seaver asked if this was one of the rezoning(s) that would make a difference in obtaining loans if they so choose? Mr. Frazier had mentioned that for some of the properties.

Mr. Frazier thought that was the case because they had dealt with that over the years. If you are an owner/occupant in a residential structure or you want to become an owner/occupant of a residential structure, some banks, and specifically credit unions, if that property is not zoned "R" for residential they will not give you a mortgage or they will not give you a home equity loan, or they will not give you a loan to put on a new deck or anything like that. They occasionally get calls in the Planning Department saying can I get a zoning letter saying that I actually do reside there, and there is this house in this commercial or industrial district and it is allowed or grandfathered by the City of Hickory. They will write that letter, but certain banks and lending institutions will still say no. If it is rezoned it will not only lower their tax bill eventually but it will also open up the opportunities for homeownership through certain lending institutions and the home equity line, refinancing and the like.

Mayor Guess asked if there was anyone else who wished to speak in favor of the rezoning. No one appeared. He commented Council had allowed those to speak in opposition and they had allowed those to speak in favor. He asked if there was anyone who wanted to speak as a rebuttal to either one, opposition first. No one appeared. He asked for any rebuttal to speak in favor. No one appeared. A citizen requested to ask a question. Mayor Guess asked her to the podium.

Ms. Detrol Ellison, 447 1st Street SW, spoke regarding 5th Avenue SW rezoning. She asked when they were rezoning would that put it in a higher tax bracket or a lower tax bracket, or what.

City Manager Warren Wood asked Ms. Ellison for a landmark.

Ms. Ellison advised 5th Avenue SW.

City Manager Warren Wood asked Ms. Ellison what it was near.

Ms. Ellison advised 5th Avenue SW property.

City Manager Warren Wood asked if she was near West Hickory Park.

Ms. Ellison referred to Mr. Frazier's presented and said he discussed high density or something like that. About the rezoning of that. She asked how is that going to work.

Mayor Guess wasn't sure he understood Ms. Ellison's question.

City Manager Warren Wood commented the question, just like near T1, it would reduce their tax bill because they are going from (O&I) to residential, and so she had the same question related to her property taxes. He asked Mr. Frazier to address the question.

Mr. Frazier responded it wouldn't change anything with the tax bracket it is going residential to residential. It wouldn't do anything to raise or lower it. It is residential to residential. It is just changing the lot size.

City Manager Warren Wood advised it would be no difference in tax value.

Ms. Ellison asked if it was going to raise it or bring it down lower when you are rezoning the sides of the property.

Mayor Guess asked Ms. Ellison to get with one of the staff members after the meeting and they would be glad to answer her questions, and they would be glad to arrange a time where they could sit down and discuss this with her. He advised this is a public hearing and they do allow time for those in opposition and those that are in favor. He asked for citizens to refrain from specific questions. If citizens have specific questions, that was fine, they would be glad to get someone to address them for them. This was not the time for that. Mayor Guess asked if there was anyone else who wanted to speak in rebuttal to the opposition or in rebuttal in favor. No one else appeared. He closed the public hearing.

Alderman Seaver moved, seconded by Alderman Williams approval of the Rezoning Petition No. 18-02. The motion carried unanimously.

ORDINANCE NO. 18-23

AN ORDINANCE OF THE HICKORY CITY COUNCIL AMENDING THE OFFICIAL HICKORY ZONING ATLAS TO REZONE 136 PROPERTIES LOCATED WITHIN

THE HICKORY CITY LIMITS AND HICKORY EXTRA-TERRITORIAL JURISDICTION.

WHEREAS, Article 2, Section 2.2 of the Hickory Land Development Code provides for amendments to the Official Zoning Atlas; and

WHEREAS, the City has petitioned to rezone 136 properties located within the Hickory city limits and Hickory extra-territorial jurisdiction more particularly described on Exhibits A, B, C, D, E, F, G, and H attached hereto, and

WHEREAS, the Hickory Regional Planning Commission considered the proposed rezoning during a public hearing on June 27, 2018 and forwarded a recommendation of approval to the City Council; and

WHEREAS, Article 2 of the Hickory Land Development Code requires findings the proposed rezoning is in response to changing conditions and is reasonably necessary to promote the public health, safety and general welfare; and

WHEREAS, the City Council has found Petition 18-02 to be in conformance with the City's Land Development Plan and Zoning Ordinance,

NOW, THEREFORE, BE IT ORDAINED by the City Council of Hickory, North Carolina, THAT THE REZONING OF THE 136 PROPERTIES LOCATED THROUGHOUT THE HICKORY CITY LIMITS AND HICKORY EXTRA-TERRITORIAL JURISDICTION, AND DESCRIBED IN EXHIBITS A, B, C, D, E, F, AND G is approved.

SECTION 1. Findings of fact.

1. The City of Hickory has petitioned to rezone the following properties:
 - a. Rezone from Office Institutional (OI) to Central Business District (C-1).
 - i. 123 2nd Avenue NE – PIN 3703-19-60-8432
 - ii. 118 3rd Avenue NE – PIN 3703-19-60-8515
 - iii. 111 2nd Avenue NE – PIN 3703-19-60-7405
 - b. Rezone from Planned Development (PD) to Medium Density Residential (R-2)
 - i. 2149 6th Street NW – PIN 3704-17-01-5190
 - c. Rezone from Low Density Residential (R-1) to High Density Residential (R-4).
 - i. 1819 5th Avenue SW – PIN 2792-11-64-5308
 - ii. 1817 5th Avenue SW – PIN 2792-11-67-5358
 - iii. 1815 5th Avenue SW – PIN 2792-11-67-6302
 - iv. 1735 5th Avenue SW – PIN 2792-11-67-7327
 - v. 1725 5th Avenue SW – PIN 2792-11-67-8317
 - vi. 1719 5th Avenue SW – PIN 2792-11-67-8399
 - vii. 506 17th Street SW – PIN 2792-11-67-9389
 - viii. 514 17th Street SW – PIN 2792-11-67-9341
 - ix. 522 17th Street SW – PIN 2792-11-67-9284
 - x. 1718 7th Avenue SW – PIN 2792-11-67-8291
 - xi. 1726 7th Avenue SW – PIN 2792-11-67-7223
 - xii. 523 18th Street Place SW – PIN 2792-11-67-5137
 - xiii. 521 18th Street Place SW – PIN 2792-11-67-5224
 - xiv. 519 18th Street Place SW – PIN 2792-11-67-5229
 - d. Rezone from Medium Density Residential (R-3) to General Business (C-2)
 - i. 1125 10th Street Boulevard NW – PIN 2793-12-95-4193
 - e. Rezone from High Density Residential (R-4) and General Business (C-2) to Industrial (IND)
 - i. 231 33rd Street Drive SE – PIN 3722-11-65-6078
 - ii. 221 33rd Street Drive SE – PIN 3722-11-65-8226
 - iii. 201 33rd Street Drive SE – PIN 3722-11-65-8380
 - iv. 161 33rd Street Drive SE – PIN 3722-11-65-9388
 - v. 141 33rd Street Drive SE – PIN 3722-11-75-0468
 - vi. 101 33rd Street Drive SE – PIN 3722-11-75-2613
 - vii. 3420 Main Avenue SE – PIN 3722-11-75-4422
 - viii. Unaddressed parcel on 1st Avenue Drive SE – PIN 3722-11-75-3312
 - f. Rezone to expand High Rise Sign Overlay (HRS-O)

- i. 2173 13th Avenue Drive SE (western portion) – PIN 3712-20-80-0378
 - ii. 2151 21st Street Lane SE (northern portion) – PIN 3712-20-70-5577
 - iii. 2022 13th Avenue Drive SE – PIN 3712-19-60-9846
 - iv. 2022 13th Avenue Drive SE – PIN 3712-19-60-5996
 - v. Unaddressed parcel on 13th Avenue Drive SE – PIN 3712-19-61-7232
- g. Rezone from Industrial (IND) to Low Density Residential (R-1).
- i. 2020 Old Shelby Road – PIN 2791-05-08-5853
- h. Rezone from Office and Insertional (OI) and General Business (C-2) to High Density Residential (R-4).
- i. Five unaddressed parcels on 1st Avenue Place SE – PINs 3702-08-98-1667, 3702-08-98-0678, 3702-08-98-2667, 3702-08-98-1628, 3702-08-98-2617
 - ii. Five unaddressed parcels on 1st Avenue SE – PINs 3702-08-98-3982, 3702-08-88-5789, 3702-08-88-7907, 3702-08-98-0776, 3702-08-88-3739
 - iii. One Unaddressed parcel on F Avenue SE – PIN 3702-08-99-5187
 - iv. Six unaddressed parcels on Tate Blvd SE – PIN 3702-08-98-4617, 3702-08-98-3617, 3702-08-98-4668, 3702-08-98-3667, 3702-08-98-7973, 3702-08-98-6726
 - v. 116 4th Street SE – PIN 3702-08-88-1734
 - vi. 119 4th Street SE – PIN 3702-08-88-3701
 - vii. 122 5th Street SE – PIN 3702-08-88-5692
 - viii. 123 4th Street SE – PIN 3702-08-88-2656
 - ix. 148 Lenoir Rhyne Boulevard SE – PIN 3702-08-99-7082
 - x. 15 4th Street SE – PIN 3702-08-89-2181
 - xi. 21 4th Street SE – PIN 3702-08-89-2076
 - xii. 25 4th Street SE – PIN 3702-08-89-2081
 - xiii. 315 2nd Avenue SE – PIN 3702-08-78-9624
 - xiv. 321 2nd Avenue SE – PIN 372-08-88-0603
 - xv. 327 2nd Avenue SE – PIN 3702-08-88-0662
 - xvi. 333 2nd Street SE – PIN 3702-08-88-1622
 - xvii. 402 1st Avenue SE – PIN 3702-08-88-2850
 - xviii. 403 2nd Avenue SE – PIN 3702-08-88-2527
 - xix. 409 2nd Avenue SE – PIN 3702-08-88-2587
 - xx. 410 F Avenue SE – 3702-08-89-4109
 - xxi. 413 2nd Avenue SE – PIN 3702-08-88-3559
 - xxii. 417 2nd Avenue SE – PIN 3702-08-88-4547
 - xxiii. 420 F Avenue SE – PIN 3702-08-89-4290
 - xxiv. 422 1st Avenue SE – PIN 3702-08-88-3799
 - xxv. 424 1st Avenue SE – PIN 3702-08-88-4756
 - xxvi. 425 1st Avenue SE – PIN 3702-08-89-4083
 - xxvii. 425 F Avenue SE – PIN 3702-08-89-5387
 - xxviii. 428 F Avenue SE – PIN 3702-08-89-5199
 - xxix. 432 1st Avenue SE – PIN 3702-08-88-5840
 - xxx. 433 1st Avenue SE – PIN 3702-08-89-5052
 - xxxi. 434 Highland Avenue SE – PIN 3702-08-89-5466
 - xxxii. 435 2nd Avenue SE – PIN 3702-08-88-5523
 - xxxiii. 438 F Avenue SE – PIN 3702-08-89-6199
 - xxxiv. 439 1st Avenue SE – PIN 3702-08-89-6000
 - xxxv. 439 2nd Avenue SE – PIN 3702-08-88-5581
 - xxxvi. 439 F Avenue SE – PIN 3702-08-89-6398
 - xxxvii. 445 1st Avenue SE – PIN 3702-08-88-6957
 - xxxviii. 445 2nd Avenue SE – PIN 3702-08-88-6551
 - xxxix. 446 1st Avenue SE – PIN 3702-08-88-6743
 - xl. 446 Highland Avenue SE – PIN 3702-08-89-6573
 - xli. 454 Highland Avenue SE – PIN 3702-08-89-7519
 - xlii. 503 1st Avenue SE – PIN 3702-08-88-7986
 - xliiii. 504 1st Avenue SE – PIN 3702-08-88-7784
 - xliv. 504 F Avenue SE – PIN 3705-08-89-8109
 - xlv. 505 2nd Avenue SE – PIN 3702-08-88-7571
 - xlvi. 509 1st Avenue SE – PIN 3702-08-88-8956
 - xlvii. 510 F Avenue SE – PIN 3702-08-89-8178
 - xlviii. 516 F Avenue SE – PIN 3702-89-89-9138
 - xliv. 517 1st Avenue SE – PIN 3702-08-88-9925
 - l. 518 1st Avenue SE – PIN 3702-08-88-9678
 - li. 54 5th Street SE – PIN 3702-08-89-6150
 - lii. 57 5th Street SE – PIN 3702-08-89-8059
 - liii. 60 5th Street SE – 3702-08-89-6085

- liv. 600 1st Avenue SE – PIN 3702-08-88-9778
- lv. 605 1st Avenue SE – PIN 3702-08-99-0000
- lvi. 606 1st Avenue SE – PIN 3702-08-98-0724
- lvii. 606 F Avenue SE – PIN 370208-99-0108
- lviii. 61 5th Street SE – PIN 3702-08-89-8044
- lix. 610 F Avenue SE – PIN 3702-08-99-0167
- lx. 611 1st Avenue SE – PIN 3702-08-98-0989
- lxi. 617 1st Avenue SE – PIN 3702-08-98-1949
- lxii. 618 F Avenue SE – PIN 3702-08-99-1126
- lxiii. 620 1st Avenue SE – PIN 3702-08-98-1756
- lxiv. 623 1st Avenue SE – PIN 3702-08-98-2919
- lxv. 624 F Avenue SE – PIN 3702-08-99-1186
- lxvi. 626 1st Avenue SE – PIN 3702-08-98-2726
- lxvii. 630 1st Avenue SE – PIN 3702-08-98-2766
- lxviii. 630 F Avenue SE – PIN 3702-08-99-2146
- lxix. 633 1st Avenue SE – PIN 3702-08-98-2983
- lxx. 636 1st Avenue SE – PIN 3702-08-98-3715
- lxxi. 637 1st Avenue SE – PIN 3702-08-98-3933
- lxxii. 642 1st Avenue SE – PIN 3702-08-98-3775
- lxxiii. 646 1st Avenue SE – PIN 3702-08-98-4715
- lxxiv. 649 1st Avenue SE – PIN 3702-08-98-4952
- lxxv. 655 1st Avenue SE – PIN 3702-08-98-5912
- lxxvi. 656 1st Avenue SE – PIN 3702-08-98-4775
- lxxvii. 7 4th Street SE – PIN 3702-08-98-2290
- lxxviii. 702 1st Avenue SE – PIN 3702-08-98-5745
- lxxix. 702 F Avenue SE – PIN 3702-08-99-3074
- lxxx. 705 1st Avenue SE – PIN 3702-08-98-5961
- lxxxi. 707 1st Avenue SE – PIN 3702-08-98-6921
- lxxxii. 709 F Avenue SE – PIN 3702-08-99-4118
- lxxxiii. 713 1st Avenue SE – PIN 3702-08-98-6977
- lxxxiv. 717 1st Avenue SE – PIN 3702-08-98-7933
- lxxxv. 717 F Avenue SE – PIN 3702-08-99-4178
- lxxxvi. 722 F Avenue SE – PIN 3702-08-99-5063
- lxxxvii. 723 F Avenue SE – PIN 3702-08-99-5128
- lxxxviii. 735 F Avenue SE – PIN 3702-08-99-6138
- lxxxix. 744 F Avenue SE – PIN 3702-08-99-7034
- xc. 79 7th Street SE – PIN 3702-08-99-3148

2. The rezoning request is intended to further implement the findings and recommendations of the Hickory by Choice 2030 Comprehensive Plan.

3. The rezoning of the property is consistent with the Hickory by Choice 2030 Comprehensive Plan.

SECTION 2. All ordinances or provisions of the Hickory City Code which are not in conformance with the provisions of the Amendment occurring herein are repealed as of the effective date of this Ordinance.

SECTION 3. Consistency Statement

Upon considering the matter, the Hickory City Council found:

1. The rezoning of the properties associated with Rezoning Petition 18-02 represent zoning map amendments that are related to the recent update of the Hickory by Choice 2030 Comprehensive Plan, or are corrections to mapping errors that were detected during the five year review of the City's official zoning map.

Based upon these findings, the Hickory City Council has found Rezoning Petition 18-02 to be consistent with the findings and recommendations of the Hickory by Choice 2030 Comprehensive Plan.

SECTION 4. This Ordinance shall become effective upon adoption.

B. Departmental Reports:

1. Approved a Resolution to Provide for the Issuance of \$15 Million Dollar General Obligation Public Improvement Bonds, Series 2018.

An official bond introduction outlining the two general obligation bond orders was presented to City Council and adopted on August 5, 2014. These bond orders initially outlined the two phases of bond sales including \$15,000,000 for Economic Development to fund land purchases and improvements for both industrial and commercial purposes. The Streets and Sidewalk Bonds, which consist of \$25,000,000, will fund the construction and improvements to streets, roads, and

intersections including any related costs of studies, plans, and designs. The bond referendum was overwhelming approved by voters on November 4, 2014. Parker Poe, Bond Counsel, has directed the City of Hickory to proceed with the next processes from the November 2014 bond referendum which includes the issuance of \$15,000,000 General Obligation Bonds and establishment of the schedule for the annual installment payments for the 2018 Bonds. The 2018 Bonds will be dated as of their date of issuance with interest payable semiannually on March 1 and September 1, beginning March 1, 2019. In addition, the 2018 Bonds will be payable in annual installments on September 1 of each year beginning in 2019 through 2038. The Local Government Commission (LGC) will sell the 2018 Bonds through a competitive sale to the bidder which results in the lowest interest expense to the City. All bond sale proceeds will be deposited into a separate Project Fund created and established specifically for the Series 2018 Bonds. Any expenditures related to each of the projects will be monitored through the Project Fund. The City's Finance Department will prepare and submit all bond related documents and reports in a timely manner as directed by the Securities Exchange Commission (SEC), Municipal Securities Rulemaking Board (MSRB), and Local Government Commission (LGC). Staff recommends approval of a Resolution for the Issuance of \$15,000,000 General Obligation Public Improvement Bonds, Series 2018.

City Manager Warren Wood advised the departmental report was consideration of approval of a Resolution to provide for the issuance of \$15 million dollars in general obligation public improvement bonds, series 2018. He asked Assistant City Manager and Chief Financial Officer Rodney Miller to the podium to present the item to Council. He mentioned that week before last staff took a group to New York City, including Alderwoman Patton, Alderman Lail, and Mayor Guess to go before the bond rating agencies, Standard & Poor's and Moody's, in essence to tell our story. They have to give us a bond rating for these bonds, because that will impact our interest rate that we will pay. The good news is, we are in a position where we need to go to the market and sell the bonds to produce the revenue that we are going to need to start these projects. Trivium is already underway, and City Walk is very close.

Assistant City Manager Rodney Miller commented as Mr. Wood mentioned now is the time to issue the bonds. He discussed what started the process in 2014. City Council adopted two bond orders in August 2014, which really kick started the process. That included \$25 million dollars in streets and sidewalk bonds and \$15 million dollars in economic development bonds. City Council felt like these initiatives and these endeavors would better our City, grow our population and grow our tax base and grow our tax revenue. At that point, they put on the ballot in November of 2014, a \$40 million dollars, those two amounts added together, bond referendum which passed by the citizens in November of 2014. In to 2015 Council selected and appointed a citizens advisory committee of 42 members. Some of the members were present in the audience and also now members of City Council. The plan at the time was to issue three bonds over a seven year period. You have got seven years to do the referendum. You can ask for a three year extension, but this is a lengthy process. Their plan at the time was to issue bonds in 2018, 2019, and 2021. Those coincide with the design of the specific projects.

Mr. Miller discussed the steps to issuing tax exempt government bonds. As Mr. Wood had mentioned we first have to have a credit rating. A credit rating enables investors to know what type of entity they are investing in. The City had general obligation debt back in the late 80s and it matured in 2012, so we lost our credit rating. The City needed to establish a new credit rating. That rating will then determine the interest rate on the bonds. It will determine how much activity, how many investors you get for your City of Hickory bonds. Three members of Council and staff went with two of the largest rating agencies, Moody's and Standard & Poor's. They gave them each a two and a half hour presentation and told them all about the City of Hickory, where we are headed, what we are doing, our financial situation, our economic development situation, etc. Everything about Hickory they told them because they are not from here. Most of them are from New York or other parts of the Country. We expect a rating the week of August 13th, next week. He pointed out that Moody's has criteria. He felt like we would be an "AA" credit. He referred to Chicago, Illinois and advised they are not even a "B" credit, they may have just been upgraded to a "B" credit. A real poor credit. In North Carolina local governments have the good fortune of having a higher credit rating. The City of Hickory had a middle "AA" rating, which is an "AA2" with Moody's and an "AA" in Standard & Poor's. There are three levels to an "AA" rating. An "AAA" rating is the highest rating that you can get, so we are one notch down below that as an "AA". Then there are three levels of "AA". Back in 2012 we had an "AA2" rating and an "AA" rating. Certainly they advised the rating agencies that Hickory is progressive, we are growing, and we are investing \$40 million dollars in our community. We have got \$20 million dollars in grants to go with that \$40 million dollar bond issue.

We have had companies relocate and expand their corporate headquarters here. We have a growing business park that we are trying to attract new investments. We have got a lot of good things. We have a huge cultural area for a city our size. We are hoping for at least the rating that we had before, "AA2" and "AA", possibly even getting to an "AA1" and "AA+", which could set us in motion in future years to establish that coveted "AAA" rating, the highest rating a government can get. They will know that next week. He advised this takes a team of individuals to put on this "show" so to speak. They had engaged with a financial advisor, Davenport and Company, which Council had meet. He presented during Council's retreat. They also have to have Bond Counsel to make sure that if you are issuing tax exempt bonds you have to follow the IRS regulations. We have a Bond Counsel, Parker Poe that make sure we are doing everything properly. We have the Local Government Commission (LGC), they are a division of the North Carolina State Treasurers Office. They have to approve the debt, so they will actually conduct the sale of these tax exempt bonds that we do. Along the way we have to prepare an official statement. If you are an investor in Kalamazoo, Michigan or in different parts of the world you can invest in City of Hickory bonds. They publish what is called an official statement, which tells everything about the City of Hickory. It will put in the credit rating that Moody's and Standard & Poor's will give us. They can read about us to see if we are a good investment for them. We will be publishing that notice of sale of August 17th in conjunction with the official statement. On August 28th we will actually have the sale. The Local Government Commission will hold that sale. It will happen in the morning, it should be over by 11:00 a.m. to 11:30 a.m. Any investors anywhere across the world could invest in those bonds. There are institutional traders that will take those orders. We will know the results by 12:00 p.m. on August 28th. Those bonds and certificates will actually close in September. It is estimated to close that transaction September 19th. Our first issue of the \$40 million dollar bond referendum that we have is planned for \$15 million dollars. He mentioned the two orders before, we are planning to issue almost \$10.9 million dollars out of our street and sidewalk bond authorization and a little over \$4.1 million in the economic development bucket. He referred to a PowerPoint presentation noting the bond projects listed. The lion's share of this issue would relate to City Walk. We are planning any week now to go out for bid. That is in North Carolina Department of Transportation's (NCDOT) hands for City Walk. We will be issuing \$10 million dollars of debt toward City Walk. Riverwalk will be about \$1 million dollars. Trivium Corporate Center, one of the items on the agenda earlier was related to Trivium, at \$2.7 million dollars there. A little over \$350,000 for Highway 321/70 gateway and landscaping and then some other project related expenses that we have paid over the last four years that we are reimbursing ourselves. When we issue that debit we obviously have to pay that debt back. He referred to the PowerPoint which showed the repayment schedule. We will have our first payment March 1, 2019, which is our semi-annual interest payment which we have to make. Every March and September we will make an interest payment. He didn't know the interest rate because we haven't issued the bonds. We will know that in conjunction with the credit rating, and when we sale the bonds to our investors. He advised the principle amount was \$750,000. We are issuing \$15 million dollars, so the math is $\$750,000 \times 20$ years, which is our term, gives you \$15 million dollars in principle repayment. That will began September 1, 2019 for 20 years through 2038.

Mr. Miller discussed how that compared with the existing tax supported debt which the City has. We are very fortunate in Hickory that we have very little debt if you compare ourselves to all of our peers. The only two items we have got from the general fund that relates to debt are, one more payment of our Convention Center expansion that we did a number of years ago, and the most recent parking deck expansion that we added. We owe about \$2.6 million dollars in debt on the Convention Center and deck, but those are all paid by occupancy tax proceeds. There are no property tax or sales tax dollars going towards that debt. The only property tax or sales tax dollars that our citizens pays today are for a radio system that we have which serves the Police Department. We only owe \$52,000 at this point on a \$50 million dollar budget. We are in a very, very good position financially related to our debt, so now is a good time to borrow.

Mr. Miller advised the request was for approval of Resolution to provide for the issuance of \$15 million dollars in general obligation public improvement bonds, series 2018. He asked for any questions.

Mayor Guess asked for any questions. He complimented staff and all of those which had a part in this. They had done a tremendous job. It is not easy putting all of this together. Not just planning the trip to New York, but there is a lot of "behind the scenes" that goes into that process. He mentioned there was a lot of documents, and a lot of work that had gone into this. He thought probably most everybody on staff had participated in one way or another. He commended staff

and thanked them for all of their hard work to get us to where we are today. He appreciated that.

City Manager Warren Wood commented Mr. Miller had referenced it and we had been able to take the \$40 million dollars which the voters approved and leveraged that to get an additional \$20 million dollars in grants to expand further. We are also pursuing another almost \$18 million dollars through the Federal BUILD grant. We could almost match, if we are successful with that grant, match the \$40 million dollars the voters approved and have an \$80 million dollar set of projects.

Aldерwoman Patton referred to the trip and commented staff had the hard job, Council had the easy job, just selling Hickory. It is so nice of what we got going on in Hickory, it made a very good story, and it was easy to tell.

Mayor Guess moved, seconded by Aldерwoman Patton approval of the Resolution for the \$15 million dollars in obligated public improvement bonds. The motion carried unanimously.

RESOLUTION NO. 18-25

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HICKORY, NORTH CAROLINA PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$15,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES 2018

WHEREAS, the Bond Orders hereinafter described have been adopted, and it is desirable to make provision for the issuance of the Bonds authorized by said Bond Orders;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hickory, North Carolina (the "City Council") as follows:

Section 1. For purposes of this Resolution, the following words will have the meanings ascribed to them below:

"Bond Orders" means the Bond Order relating to the Streets and Sidewalk Projects and the Bond Order relating to the Economic Development Projects, both authorizing the Bonds, which were adopted by the City Council on August 5, 2014 and approved by the vote of a majority of the voters who voted thereon at a referendum duly called and held on November 4, 2014.

"Economic Development Projects" means providing land and improvements suitable for industrial and commercial purposes, including the acquisition of land, rights-of-way and easements for industrial and commercial purposes and providing public infrastructure and facilities in order to make land and improvements suitable for industrial and commercial purposes.

"Federal Securities" means, to the extent permitted by laws of the State for the defeasance of local government bonds, (a) direct obligations of the United States of America for the timely payment of which the full faith and credit of the United States of America is pledged; (b) obligations, the timely payment of the principal of and interest on which is fully guaranteed as full faith and credit obligations of the United States of America (including any securities described in (a) or (b) issued or held in the name of the Trustee in book-entry form on the books of the Department of Treasury of the United States of America), which obligations, in either case, are held in the name of a trustee and are not subject to redemption or purchase prior to maturity at the option of anyone other than the holder; (c) any bonds or other obligations of the State of North Carolina or of any agency, instrumentality or local governmental unit of the State of North Carolina which are (i) not callable prior to maturity or (ii) as to which irrevocable instructions have been given to the trustee or escrow agent with respect to such bonds or other obligations by the obligor to give due notice of redemption and to call such bonds for redemption on the date or dates specified, and which are rated by Moody's, if the Bonds are rated by Moody's, and S&P, if the Bonds are rated by S&P, within the highest rating category and which are secured as to principal, redemption premium, if any, and interest by a fund consisting only of cash or bonds or other obligations of the character described in clause (a) or (b) hereof which fund may be applied only to the payment of such principal of and interest and redemption premium, if any, on such bonds or other obligations on the maturity date or dates thereof or the specified redemption date or dates pursuant to such irrevocable instructions, as appropriate; (d) direct evidences of ownership of proportionate interests in future interest and principal payments on specified obligations described in (a) held by a bank or trust company as custodian, under which the

owner of the investment is the real party in interest and has the right to proceed directly and individually against the obligor on the underlying obligations described in (a), and which underlying obligations are not available to satisfy any claim of the custodian or any person claiming through the custodian or to whom the custodian may be obligated; or (e) any other obligations permitted under State law for the defeasance of local government bonds.

“Moody’s” means Moody’s Investors Service, a corporation organized and existing under the laws of the State of Delaware, its successors and their assigns and, if such corporation for any reason no longer performs the functions of a securities rating agency, “Moody’s” will be deemed to refer to any other nationally recognized rating agency other than S&P designed by the City.

“Pricing Certificate” means the certificate of the City Manager or Assistant City Manager/CFO delivered in connection with the issuance of the Bonds which establishes the final principal and maturity amounts, the payment dates, the provisions for redemption for the Bonds and other terms of the Bonds, in each case to make the terms of the Bonds otherwise set forth in this Resolution consistent with the actual pricing of the Bonds.

“Projects” means the Economic Development Projects and the Streets and Sidewalk Projects.

“S&P” means S&P Global Ratings, its successors and their assigns and, if such corporation for any reason no longer performs the functions of a securities rating agency, “S&P” will be deemed to refer to any other nationally recognized rating agency other than Moody’s designed by the City.

“Streets and Sidewalk Projects” means constructing, reconstructing, enlarging, extending and improving certain streets, roads and intersections, and including the cost of related studies, plans and designs, streetscape and pedestrian improvements, relocation of utilities, signage, parking lots and related facilities; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signage, signals and markers and providing pedestrian and bicycle paths and related facilities; and the acquisition of land, rights-of-way and easements required therefor.

“2018 Bonds” means the City’s General Obligation Public Improvement Bonds, Series 2018 authorized under the Bond Orders.

Section 2. The City shall issue not to exceed \$15,000,000 in total aggregate principal amount of its 2018 Bonds.

Section 3. The 2018 Bonds shall be dated their date of issuance and pay interest semiannually on March 1 and September 1, beginning March 1, 2019, unless different dates are established pursuant to the Pricing Certificate. The 2018 Bonds are being issued to provide funds (1) to finance the capital costs of the Projects pursuant to and in accordance with the Bond Orders and (2) to pay the costs of issuing the 2018 Bonds.

Section 4. The City Council has ascertained and hereby determines that the average period of usefulness of the capital projects being financed by the proceeds of the 2018 Bonds is not less than 20 years computed from the date of issuance of the 2018 Bonds.

Section 5. The 2018 Bonds are payable in annual installments on September 1 in each year, as follows, unless different dates and different amounts are established pursuant to the Pricing Certificate:

YEAR	AMOUNT	YEAR	AMOUNT
2019	\$750,000	2029	\$750,000
2020	750,000	2030	750,000
2021	750,000	2031	750,000
2022	750,000	2032	750,000
2023	750,000	2033	750,000
2024	750,000	2034	750,000
2025	750,000	2035	750,000
2026	750,000	2036	750,000
2027	750,000	2037	750,000

2028 750,000 2038 750,000

Section 6. The 2018 Bonds are to be numbered from “R 1” consecutively and upward. All 2018 Bonds shall bear interest from their date at a rate or rates which shall be hereafter determined on the sale thereof computed on the basis of a 360 day year of twelve 30 day months.

Section 7. The 2018 Bonds are to be registered as to principal and interest, and the Finance Officer of the City is directed to maintain the registration records with respect thereto. The 2018 Bonds shall bear the original or facsimile signatures of the Mayor and City Clerk of the City.

Section 8. The 2018 Bonds will initially be issued by means of a book entry system with no physical distribution of bond certificates made to the public. One bond certificate for each maturity will be issued to The Depository Trust Company, New York, New York (“DTC”), and immobilized in its custody. A book entry system will be employed, evidencing ownership of the 2018 Bonds in principal amounts of \$5,000 or integral multiples thereof, with transfers of beneficial ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC. Interest on the 2018 Bonds will be payable to DTC or its nominee as registered owner of the 2018 Bonds in immediately available funds. The principal of and interest on the 2018 Bonds will be payable to owners of 2018 Bonds shown on the records of DTC at the close of business on the 15th day of the month preceding an interest payment date or a bond payment date. The City will not be responsible or liable for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

If (a) DTC determines not to continue to act as securities depository for the 2018 Bonds or (b) the Finance Officer of the City determines that the continuation of the book entry system of evidence and transfer of ownership of the 2018 Bonds would adversely affect the interests of the beneficial owners of the 2018 Bonds, the City will discontinue the book entry system with DTC in accordance with the rules and procedures of DTC. If the City fails to identify another qualified securities depository to replace DTC, the City will authenticate and deliver replacement bonds in accordance with the rules and procedures of DTC.

SECTION 9. The 2018 Bonds maturing on or before September 1, 2028 will not be subject to redemption prior to maturity. The 2018 Bonds maturing on and after September 1, 2029 will be subject to redemption prior to maturity, at the option of the City, from any moneys that may be made available for such purpose, either in whole or in part on any date on or after September 1, 2028, at the redemption price of the principal amount of 2018 Bonds to be so redeemed, plus accrued interest to the redemption date. Different redemption provisions may be established by the Pricing Certificate.

If less than all of the 2018 Bonds are called for redemption, the City shall select the maturity or maturities of the 2018 Bonds to be redeemed in such manner as the City in its discretion may determine and DTC and its participants shall determine which of the 2018 Bonds within a maturity are to be redeemed in accordance with its rules and procedures; provided, however, that the portion of any 2018 Bond to be redeemed shall be in principal amount of \$5,000 or integral multiples thereof and that, in selecting 2018 Bonds for redemption, each 2018 Bond shall be considered as representing that number of 2018 Bonds which is obtained by dividing the principal amount of such 2018 Bond by \$5,000. Whenever the City elects to redeem 2018 Bonds, notice of such redemption of 2018 Bonds, stating the redemption date, redemption price and any conditions to the redemption and identifying the 2018 Bonds or portions thereof to be redeemed by reference to their numbers and further stating that on such redemption date there shall become due and payable on each 2018 Bond or portion thereof so to be redeemed, the principal thereof, and interest accrued to the redemption date and that from and after such date interest thereon shall cease to accrue, shall be given not less than 30 days nor more than 60 days before the redemption date in writing to DTC or its nominee as the registered owner of the 2018 Bonds, by prepaid certified or registered United States mail (or by such other means as permitted by DTC’s rules and procedures), at the address provided to the City by DTC, but any failure or defect in respect of such mailing will not affect the validity of the redemption. If DTC is not the registered owner of the 2018 Bonds, the City will give notice at the time set forth above by prepaid first class United States mail, to the then-registered owners of the 2018 Bonds or portions thereof to be redeemed at the last address shown on the registration books kept by the City. The City will also mail or transmit by facsimile or in electronic format a copy of the notice of redemption within the time set forth above (1) to the Local Government

Commission of North Carolina (the "Local Government Commission") and (2) to the Municipal Rulemaking Securities Board through the EMMA system.

Section 10. The 2018 Bonds and the provisions for the registration of the 2018 Bonds and for the approval of the 2018 Bonds by the Secretary of the Local Government Commission are to be in substantially the form set forth in Exhibit A hereto.

Section 11. The Assistant City Manager/CFO and the Finance Officer of the City, individually or collectively, are hereby authorized to execute a non-arbitrage certificate with respect to the 2018 Bonds in order to comply with Section 148 of the Internal Revenue Code and the applicable income tax regulations thereunder.

Section 12. The Finance Officer is hereby directed to create and establish a special fund to be designated "City of Hickory, North Carolina General Obligation Bonds, Series 2018 Project Fund" (the "Project Fund") and may establish separate accounts within the Project Fund to track the expenditures related to each of the Projects. The Finance Officer shall deposit the proceeds from the sale of the 2018 Bonds in the Project Fund. The Finance Officer shall invest and reinvest any moneys held in the Project Fund as permitted by the laws of the State of North Carolina and the income, to the extent permitted by the Code, is to be retained in the Project Fund and applied with the proceeds of the 2018 Bonds to pay the costs of the Projects, as directed by the Finance Officer. The Finance Officer shall keep and maintain adequate records pertaining to the Project Fund and all disbursements therefrom so as to satisfy the requirements of the laws of the State of North Carolina and to assure that the City maintains its covenants with respect to the exclusion of the interest on the 2018 Bonds from gross income for purposes of federal income taxation.

Section 13. Actions taken by officials of the City to select paying and transfer agents, and a bond registrar, or alternate or successor agents and registrars pursuant to Section 159E 8 of the Registered Public Obligations Act, Chapter 159E of the General Statutes of North Carolina, are hereby authorized and approved.

Section 14. The Local Government Commission is hereby requested to sell the 2018 Bonds through a competitive sale to the bidder whose bid results in the lowest interest cost to the City, determined on the basis of the net interest cost method.

Section 15. The Mayor, the City Manager, Assistant City Manager/CFO, the City Clerk and the Finance Officer, individually and collectively, are hereby authorized and directed to cause the 2018 Bonds to be prepared and, when they shall have been duly sold by the Local Government Commission, to execute the 2018 Bonds and to turn the 2018 Bonds over to the registrar and transfer agent of the City, if any, for delivery through the facilities of DTC to the purchaser or purchasers to whom they may be sold by the Local Government Commission.

Section 16. The form and content of the Notice of Sale and the Preliminary Official Statement together with the final Official Statement related to the 2018 Bonds are in all respects authorized, approved and confirmed, and the Mayor, the City Manager, Assistant City Manager/CFO, the City Clerk and the Finance Officer, individually and collectively, are authorized, empowered and directed to execute and deliver the Official Statement in substantially the form and content presented to the City Council, but with such changes, modifications, additions or deletions therein as shall to the Mayor, the City Manager, Assistant City Manager/CFO, the City Clerk and the Finance Officer seem necessary, desirable or appropriate, their execution thereof to constitute conclusive evidence of the approval of the City Council of any and all changes, modifications, additions or deletions therein from the form and content of the Official Statement presented to the City Council.

Section 17. The Mayor, the City Manager, Assistant City Manager/CFO, the City Clerk and the Finance Officer, individually and collectively, are authorized and directed to execute and deliver for and on behalf of the City any and all additional certificates, documents, opinions or other papers and perform all other acts as may be required by the documents contemplated hereinabove or as may be deemed necessary or appropriate in order to implement and carry out the intent and purposes of this Resolution.

Section 18. The City agrees, in accordance with Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission (the "SEC") and for the benefit of the Registered Owners and beneficial owners of the 2018 Bonds, as follows:

(1) by not later than seven months after the end of each fiscal year to the Municipal Securities Rulemaking Board (the "MSRB") in an electronic format as prescribed by the MSRB, the audited financial statements of the City for the preceding Fiscal Year, if available, prepared in accordance with Section 159 34 of the General Statutes of North Carolina, as it may be amended from time to time, or any successor statute, or if such audited financial statements are not then available, unaudited financial statements of the City for such Fiscal Year to be replaced subsequently by audited financial statements of the City to be delivered within 15 days after such audited financial statements become available for distribution;

(2) by not later than seven months after the end of each fiscal year to the MSRB, the financial and statistical data as of a date not earlier than the end of the preceding Fiscal Year for the type of information included under the captions "THE CITY--DEBT INFORMATION" and "--TAX INFORMATION" (excluding information on overlapping units) in the Official Statement referred to in Section 16;

(3) in a timely manner not in excess of 10 business days after the occurrence of the event, to the MSRB, notice of any of the following events with respect to the 2018 Bonds:

- (a) principal and interest payment delinquencies;
- (b) non-payment related defaults, if material;
- (c) unscheduled draws on the debt service reserves reflecting financial difficulties;
- (d) unscheduled draws on any credit enhancements reflecting financial difficulties;
- (e) substitution of any credit or liquidity providers, or their failure to perform;
- (f) adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the 2018 Bonds or other material events affecting the tax status of the 2018 Bonds;
- (g) modification of the rights of the Beneficial Owners of the 2018 Bonds, if material;
- (h) call of any of the 2018 Bonds, if material, and tender offers;
- (i) defeasance of any of the 2018 Bonds;
- (j) release, substitution or sale of any property securing repayment of the 2018 Bonds, if material;
- (k) rating changes;
- (l) bankruptcy, insolvency, receivership or similar event of the City;
- (m) the consummation of a merger, consolidation, or acquisition involving the City or the sale of all or substantially all of the assets of the City, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to such actions, other than pursuant to its terms, if material; and
- (n) the appointment of a successor or additional trustee, or the change in the name of a trustee, if material; and

(4) in a timely manner to the MSRB, notice of the failure by the City to provide the required annual financial information described in (1) and (2) above on or before the date specified.

The City agrees that its undertaking under this Paragraph is intended to be for the benefit of the registered owners and the beneficial owners of the 2018 Bonds and is enforceable by any of the registered owners and the beneficial owners of the 2018 Bonds, including an action for specific performance of the City's obligations under this Paragraph, but a failure to comply will not be an event of default and will not result in acceleration of the payment of the 2018 Bonds. An action must be instituted, had and maintained in the manner provided in this Paragraph for the benefit of all of the registered owners and beneficial owners of the 2018 Bonds.

All documents provided to the MSRB as described in this Paragraph shall be provided in an electronic format as prescribed by the MSRB and accompanied by identifying information as prescribed by the MSRB. The City may discharge its undertaking described above by providing such information in a manner the SEC subsequently authorizes in lieu of the manner described above.

The City may modify from time to time, consistent with the Rule, the information provided or the format of the presentation of such information, to the extent necessary or appropriate in the judgment of the City, but:

- (1) any such modification may only be made in connection with a change in circumstances that arises from a change in legal requirements, change in law or change in the identity, nature or status of the City;
- (2) the information to be provided, as modified, would have complied with the requirements of the Rule as of the date of the Official Statement, after taking into account any amendments or interpretations of the Rule as well as any changes in circumstances;
- (3) any such modification does not materially impair the interest of the registered owners or the beneficial owners, as determined by nationally recognized bond counsel or by the approving vote of the registered owners of a majority in principal amount of the 2018 Bonds.

Any annual financial information containing modified operating data or financial information will explain, in narrative form, the reasons for the modification and the impact of the change in the type of operating data or financial information being provided.

The provisions of this Paragraph terminate on payment, or provision having been made for payment in a manner consistent with the Rule, in full of the principal of and interest on the 2018 Bonds.

Section 19. Those portions of this Resolution other than Paragraph 18 may be amended or supplemented, from time to time, without the consent of the owners of the 2018 Bonds if in the opinion of nationally recognized bond counsel, such amendment or supplement would not adversely affect the interests of the owners of the 2018 Bonds and would not cause the interest on the 2018 Bonds to be included in the gross income of a recipient thereof for federal income tax purposes. This Resolution may be amended or supplemented with the consent of the owners of a majority in aggregate principal amount of the outstanding 2018 Bonds, exclusive of 2018 Bonds, if any, owned by the City, but a modification or amendment (1) may not, without the express consent of any owner of 2018 Bonds, reduce the principal amount of any 2018 Bond, reduce the interest rate payable on it, extend its maturity or the times for paying interest, change the monetary medium in which principal and interest is payable, or reduce the percentage of consent required for amendment or modification and (2) as to an amendment to Paragraph 18, must be limited as described therein.

Any act done pursuant to a modification or amendment consented to by the owners of the 2018 Bonds is binding on all owners of the 2018 Bonds and will not be deemed an infringement of any of the provisions of this Resolution, whatever the character of the act may be, and may be done and performed as fully and freely as if expressly permitted by the terms of this Resolution, and after consent has been given, no owner of a 2018 Bond has any right or interest to object to the action, to question its propriety or to enjoin or restrain the City from taking any action pursuant to a modification or amendment.

If the City proposes an amendment or supplemental resolution to this Resolution requiring the consent of the owners of the 2018 Bonds, the registrar for the 2018 Bonds shall, on being satisfactorily indemnified with respect to expenses, cause notice of the proposed amendment to be sent to each owner of the 2018 Bonds then outstanding by first-class mail, postage prepaid, to the address of such owner as it appears on the registration books; but the failure to receive such notice by mailing by any owner, or any defect in the mailing thereof, will not affect the validity of any proceedings pursuant hereto. Such notice shall briefly set forth the nature of the proposed amendment and shall state that copies thereof are on file at the principal office of the registrar for the 2018 Bonds for inspection by all owners of the 2018 Bonds. If, within 60 days or such longer period as shall be prescribed by the City following the giving of such notice, the owners of a majority in aggregate principal amount of 2018 Bonds then outstanding have consented to the proposed amendment, the amendment will be effective as of the date stated in the notice.

Section 20. Nothing in this Resolution precludes (a) the payment of the 2018 Bonds from the proceeds of refunding bonds or (b) the payment of the 2018 Bonds from any legally available funds.

If the City causes to be paid, or has made provisions to pay, on maturity or on redemption before maturity, to the owners of the 2018 Bonds the principal of the

2018 Bonds (including interest to become due thereon), through setting aside trust funds or setting apart in a reserve fund or special trust account created pursuant to this Resolution or otherwise, or through the irrevocable segregation for that purpose in some sinking fund or other fund or trust account with an escrow agent or otherwise, moneys sufficient therefor, including, but not limited to, interest earned or to be earned on Federal Securities, the City shall so notify Moody's and S&P, and then such 2018 Bonds shall be considered to have been discharged and satisfied, and the principal of the 2018 Bonds (including and interest thereon) shall no longer be deemed to be outstanding and unpaid; provided, however, that nothing in this Resolution requires the deposit of more than such Federal Securities as may be sufficient, taking into account both the principal amount of such Federal Securities and the interest to become due thereon, to implement any such defeasance.

If such a defeasance occurs and after the City receives an opinion of a nationally recognized accounting or verification firm that the segregated moneys or Federal Securities together with interest earnings thereon are sufficient to effect a defeasance, the City shall execute and deliver all such instruments as may be necessary to effect such a defeasance and desirable to evidence such release, discharge and satisfaction. The City shall make provisions for the mailing of a notice to the owners of the 2018 Bonds that such moneys are so available for such payment.

Section 21. If any one or more of the agreements or provisions herein contained is held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or for any reason whatsoever is held invalid, then such covenants, agreements or provisions are null and void and separable from the remaining agreements and provisions and will in no way affect the validity of any of the other agreements and provisions hereof or of the 2018 Bonds authorized hereunder.

Section 22. All resolutions or parts thereof of the City Council in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

Section 23. This Bond Resolution is effective on its adoption.

2. Appointments to Boards and Commissions

BUSINESS DEVELOPMENT COMMITTEE

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

At-Large (Council Appoints) (2 Year Term)	VACANT
At-Large (Council Appoints) (2 Year Term)	VACANT

Alderman Williams appointed Eddie Salyards and Hank Eimer as At-Large Representatives on the Business Development Committee.

COMMUNITY APPEARANCE COMMISSION

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

Ward 2 (C. Williams Appoints)	VACANT
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COMMUNITY RELATIONS COUNCIL

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

African-American (Council Appoints)	VACANT
Other Minority (Council Appoints)	VACANT
Other Minority (Council Appoints)	VACANT
Other Minority (Council Appoints)	VACANT

HICKORY REGIONAL PLANNING COMMISSION

(Terms Expiring 6-30; 3-Year Terms With Unlimited Appointments)

(Appointed by City Council)

Ward 4 (D. Williams Appoints)	Sam E. Hunt
	(Eligible for Reappointment/Willing to Serve Again)

Burke County (Mayor Appoints)	VACANT
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Caldwell County (Mayor Appoints with Recommendation from County)	VACANT
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Alderman Williams reappointed Sam Hunt as Ward 4 Representative on the Hickory Regional Planning Commission.

HISTORIC PRESERVATION COMMISSION

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

At-Large (3) (Council Appoints)	VACANT
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Alderman Seaver appointed Sam Hunt as an At-Large Representative on the Historic Preservation Commission.

INTERNATIONAL COUNCIL

(Appointed by Mayor with the Concurrence of City Council
(3) Position

VACANT

LIBRARY ADVISORY BOARD

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)
Ward 2 (C. Williams Appoints)

Walter C. Smith
(Eligible for Reappointment/Willing to Serve Again)

At-Large (3) (Mayor Appoints)

VACANT

Alderwoman Williams reappointed Walter Smith as Ward 2 Representative on the Library Advisory Board.

Mayor Guess appointed Helen Devlin as an At-Large Representative on the Library Advisory Board.

PARKS AND RECREATION COMMISSION

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)
Ward 4 (D. Williams Appoints)

VACANT

Ward 5 (Zagaroli Appoints)

David Crosby

(Eligible for Reappointment/Willing to Serve Again)

Ward 6 (Patton Appoints)

VACANT

At-Large Minority (1) (Council Appoints)

VACANT

Alderman Zagaroli reappointed David Crosby as Ward 5 Representative on the Parks and Recreation Commission.

Alderwoman Patton appointed Steve Snyder as Ward 6 Representative on the Parks and Recreation Commission.

PUBLIC ART COMMISSION

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)
Ward 1 (Lail Appoints)

VACANT

Ward 4 (D. Williams Appoints)

VACANT

RECYCLING ADVISORY BOARD

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)
Ward 4 (D. Williams Appoints)

VACANT

UNIVERSITY CITY COMMISSION

(Terms Expiring 6-30; 2-Year Terms) (Appointed by City Council)
At-Large (not including ETJ) (Council Appoints)

VACANT

At-Large (not including ETJ) (Council Appoints)

VACANT

Alderman Zagaroli appointed Constance Snyder as an At-Large Representative on the University City Commission.

Mayor Guess appointed Rob Taylor as an At-Large Representative on the University City Commission.

YOUTH COUNCIL

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

The Youth Council Applicant Review Committee Makes the Following Recommendations for Appointment to the Youth Council:

VACANT	At-Large Representative
VACANT	At-Large Representative
VACANT	Fred T. Foard Representative

Alderwoman Patton moved seconded by Alderman Seaver approval of the above nominations. The motion carried unanimously.

C. Presentation of Petitions and Requests

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

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

Alderwoman Patton requested City Manager Warren Wood commend Ms. Yaidee Fox on her recognition.

City Manager Warren Wood commended Ms. Yaidee Fox who had achieved her credentialed manager title from the International City/County Managers Association (ICMA). That is a big achievement. You have to go through a lot and take a lot of classes and be in local government a longtime, so that is a huge achievement. He congratulated Ms. Fox on that.

Mayor Guess mentioned that the longest serving employee ever in the City of Hickory announced recently they he had decided to retire after 51 years of service. He is currently our Fire Chief at the Fire Department. He started when Mayor Guess was eight years old. He knew there would be some things planned in the future, but for those that hadn't heard the news he wanted to congratulate Chief Fred Hollar. His official date was going to be October 1st of this year. He advised Chief Hollar would be with the City a few more months. He wanted to take the opportunity to make that public announcement. He thanked him for his service. He knew there would be many opportunities and knew he looked forward to his retirement.

XIV. There being no further business, the meeting adjourned at 8:36 p.m.

Mayor

City Clerk