

A Regular Meeting of the City Council of the City of Hickory was held in the Council Chamber of the Municipal Building on Tuesday, June 20, 2017 at 7:00 p.m., with the following members present:

	Jeff M. Cline	Hank Guess
Vernon Tarlton	Aldermen	David P. Zagaroli
Danny Seaver		Jill Patton

A quorum was present.

Also present were: City Manager Warren Wood, Assistant City Manager Andrea Surratt, 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 Cline called the meeting to order. All Council members were present except for Alderman Lail.
- II. Invocation by Retired Minister Cliff Moone
- III. Pledge of Allegiance
- IV. Special Presentations
  - A. Catawba Valley Community College President Garrett Hinshaw - Presentation of K-64

Mayor Cline advised there were two special presentations on the agenda. He asked City Manager Warren Wood to introduce them.

City Manager Warren Wood advised there would be two special presentations the first would be by Dr. Garrett Hinshaw, President of Catawba Valley Community College on K-64, and secondly a group of local citizens called "All in Hickory" would do a presentation on economic development. He asked Dr. Garrett Hinshaw to the podium to present.

Catawba Valley Community College President Garrett Hinshaw was honored to be present to address City Council. He discussed an initiative that had been in the works for quite some time. K-64 was an initiative which developed around board tables, around Chamber of Commerce, the Economic Development Commission, with superintendents and the Boards of Education in talking about the issues of this area. They kept coming back to the same issue; what are we going to do for the future workforce of Catawba County? He presented a PowerPoint presentation. He advised that Scott Millar, with his brilliant marketing scheme, came up with the number K-64. This initiative is focused on one thing. He referenced the slide presentation noting a problem that is urgent for the future of this County, this community, the City of Hickory and all of the other municipalities in the area. We are losing our working age population. He advised the numbers were from the North Carolina State Office of Budget and Management. If we do nothing this will be our reality by 2035. In this region we will have a shortfall of approximately 14,257 workers that are needed by the workforce and employers in this area. Is it urgent? Yes, it is urgent. It was time to stop sitting around board tables and start getting into action with partnership. He advised one thing they knew they had to do was to change the trajectory of this issue that we face. We are going to have to work with our employers to teach them how to fish differently. He advised that Scott Millar was also famous for saying this is an education initiative that is not education at all it is an economic development initiative. It is economic development disguised as education because they are going to be working with every facet of the community. It is a deep complex dive into the fabric of what has made Catawba County great. It's educational system K-12, community college, Catawba Valley Community, and Lenoir-Rhyne University working together, harder, and more fervently than we ever have in our past. We have always partnered, we have always worked together, but this is going to be requiring them to do things a lot differently than what they have. There is one differentiator that will set us apart from all other areas around North Carolina. That is a talent pool. Every new business that looks at relocating, every existing business that is looking to develop here, and every entrepreneur is looking for what? The best possible talent pool that can be provided. It is our jobs not to do business as usual through the continuing of education but to change the way they do things to assure that not only do their students graduate from their school systems, but that they have a clear plan on what that future looks like. Whether it is into the workforce, military, at the community college, or moving on to a four year degree. There needs to be no question when they step off that stage from graduation about what they need to be doing. That happens by building relationships early with kids. When you think about the most important things for millennials and generation Z's, it is they want to be valued. They want to be picked. He referenced being at the kickball games as you were growing up you didn't want to be the last one picked. You wanted to be recognized for your skills and your ability to contribute. If we do this correctly and working in partnership with our employers, our government entities, our educational sectors, our parents and our families we can demonstrate that there is a future here in this region. We can demonstrate that this talent pool is superior to all others around us. The guiding priorities which they focused on were six major ones. Technology 1-to-World, big buzz word. They decided not to go one to one because it is 1-to-World. It is opening opportunities up to everyone. Every child should have the ability to connect with the world through the educational system. That is currently not the case due

to resource lack, due to focus, the lack of focus. We have got to change that with a 1-to-World platform so that every child in Catawba County, the City of Hickory, and Newton Conover has that same chance. The need to have an equal playing field by which they can integrate into this platform. He discussed character development. Obviously one of the challenging things that they face is the family structure of our communities. We don't have the dinner table conversations like they did when he grew up. We have got to weave character development into every facet of what we do. Starting in kindergarten all the way through graduation with programs like "The Leader in Me" and other character development initiatives so that these kids can have an opportunity to make the right choices when they are faced with those things as they are moving through the education continuing. He discussed tech savvy educators. We can invest billions of dollars in technology but if our teachers don't know how to use that technology and integrate it into the curriculum from the very basic levels and get our children accustomed to using it, that technology is not worth anything other than the metal it is put into. That is a big issue for them. This is where they start redesigning the way their teachers think. Redesigning the way we think about education and how it occurs every day in our classrooms. He discussed work-based learning which was about relevancy to the future. It does no good for us to learn theories, and formulas, and things of that nature if we don't understand how we can use them as we go forward. This is why we have to put real world problems into our classrooms. Where their students can use the tools that they are learning, the content that they are learning, and make it connect here in this community. That gives us hope that gives us an idea that opportunity will exist. He discussed employer engagement which is turning education inside out. No longer is it acceptable for the educational bureaucracy, which we have. He could speak on that behalf and had experienced it for 28 years. We have got to get our employers engaged with our schools. We have to get our employers to understand that they can make a difference. That they can help them design curriculums that are going to build that talent pool that is differentiated from the rest. He discussed career adaptability. Making sure that our citizens of working age have the ability to move in and out of educational processes easily with accessibility as their jobs change. As you look at technology and things like self-driving tractor trailers that they are developing on the west coast, you look at the way health care is changes, our workforce is not going to be able to sit back any longer and say I can do the same thing for 30 years. We are seeing industrial and workforce revolutions every 5-10 years as the result of technology and automation. We have to insure that our students are prepared for that. K-64 is a partnership, but it is not a different means of connecting with our young people. It is not a replacement of the greater things that are already happening in our schools. This is about moving the needle through partnership and collaboration and working together. They believe it has got a shot. The K-64 board had already met and they are already working on the technology plan. They are putting things to work. Our Catawba County government has committed \$2.6 million dollars over the next two years to help them with this initiative. They have private corporation commitments of over \$600,000 already. This is something that is about changing the way they do business and putting the resources behind the hard work that is going on every day to assure that we make a difference in this community. He advised City Council he would be glad to answer any questions.

Mayor Cline asked City Council if they had any questions for Dr. Hinshaw. He thanked Dr. Hinshaw.

B. All in Hickory

City Manager Warren Wood advised that the second presentation was from a citizens' volunteer organization, "All in Hickory" which would piggyback on what Dr. Hinshaw talked about with economic development. He asked Mr. Bruce Meisner to the podium to present.

Mr. Bruce Meisner addressed City Council. He represented a group called "All in Hickory". He advised in the group there were a couple of geezers and a tremendous amount of young people. At every meeting he is so excited to hear them thinking, hear them trying to promote Hickory, hear their ideas about what they want to see in Hickory. It was invigorating to him. They are not a political group. They are not adversaries of Council. He commented 30 years ago you sat on your butts. In banking you sat there and waited for the phone to ring. The Police waited for something to happen. Then they got involved with community policing. They went out into the neighborhood. They advertised, they showed their presence. Bankers are making cold calls now. They don't want City Council sitting on their butts. They need to go out and promote, call, advertise, and strategize. We just passed a \$40 million dollar bond referendum, they want to make sure that it is promoted in the right way. He referenced several years ago when he went to a Council of Governments regional meeting, and communities like Belmont, Kings Mountain, Granville, and Rock Hill would say they wished they had a baseball team. Hickory has a baseball team. They wished they were on the water. Hickory has a lake. They wished they had an interstate. Hickory has an interstate. We have got all of the marbles. We just need to promote ourselves. We need to tell people. He gets tired of looking in magazines and seeing Belmont and Kings Mountain. We need to see Hickory. They want to help City Council strategize, and try to aid if they can in promoting. They want to be a business friendly community. They are looking for an Economic Development Director. He

commented those that had been on City Council a long time with him knew that at most every retreat he was an advocate of an Economic Director. Someone who could promote business, retain business. A renter that was coming in looking on how to advertise. Someone to help citizens and be business friendly to the business community. They didn't want to get into the old school, they want new school. They want to advertise it. He introduced Dr. Wayne Powell.

Dr. Wayne Powell addressed City Council. He joined his younger colleague in saying they were privileged to be here. He pointed out when K-64 was developed it was about the time that he passed that age and Dr. Hinshaw and Scott Millar picked that number particularly because they figured that he was educable. They wanted to avoid that challenge. He grew up in the 1960s and there was an inspirational speaker back then that had a quote that he had remembered ever since and he had used it periodically to guide himself and to help inspire others. He said "some people see things as they are and ask why. I dream of things that never were and ask why not". He advised they were here today to ask Council why not? Why can we not fulfill the dreams that we have? He became involved in the "All in Hickory" group at the beginning of this year when he found himself unemployed and found a way to maybe help a little bit in looking towards the economic development of this community, which was something he had been committed to for his 17 years here. He advised the group that Mr. Meisner alluded to was a very diverse group of citizens of Hickory. People representing all aspects of the business community and the educational community. Most inspiring was the dominate forces of the group "All in Hickory" are the younger businessmen and women in this community and that is our future. It was very important to him that if in any small way he could assist them in accomplishing their goals he wanted to do that. The group wrote a vision statement which Dr. Powell thought was bold and very important for everyone to listen to. "Our goal is for Hickory to be a national showcase for economic development. Built on community partnerships that integrate the diverse qualities of life through collaborations amongst educational, business, cultural and political entities". A national showcase in Hickory for economic development and it is built on community partnerships of those of us who are present. Education, business, culture, and political entities. He advised the reason that much of this is happening right now is because what has happened the last few years here in this community. We see the great educational initiatives like K-64. We see the tremendous growth of CVCC and LRU and the inspirational leaderships of our Superintendents of the three systems that serve Hickory one way or another. We also see the great leadership that has been shown by our City in adopting the bond issue and other initiatives to take this community to a level where it has never been before. He had always believed in his life that there are moments in time that determine greatness. He thought that this was one for Hickory. Many of the things he had done in the past, if he had done two years prior to when he initiated them, they would have failed. If he had waited two more years they would have also failed. The key to the success was picking the right moment. He firmly believed, and as do the rest of them in "All in Hickory" that this is the moment in time to invest in our future for economic development. That was why they were bringing Council with the initiative that they were proposing. This did not come idly by people that are just out there dreaming why not. There are people that are dreaming why not but also who are going out there and doing their research and investigating what are the key components of economic development. They have people that have been to other communities that have had great success. Places like Rock Hill and Greenville, South Carolina for example. What they looked for in those communities was commonalities. They can't imitate them, we don't want to imitate them, but we can see things that worked there across all of the communities that we might try to duplicate. One thing they had noticed at all times was that each community has a comprehensive economic development strategy. A strategic plan that the community has adopted to go forward towards economic development. Anyone that runs a business knows if you have a strategic plan it has no value unless there is somebody to lead it and implement it. That was what they were looking for today. To take the next step to ask "why not" can we be the national showcase for economic development? They think this is the moment to do it and they hope that City Council will provide the leadership to take them to that next step. He introduced Mr. Will Locke, one of the young business leaders in our community and Project Manager at Carolina Moon Hospitality.

Mr. Will Locke addressed Council. He advised as their group had organized over the last year and discussed the way they could make a contribution to Hickory the focus of that discussion lead to creating a comprehensive economic development strategy. As they worked to help Hickory achieve these goals of creating jobs, growing our population, and increasing our tax base, the first step that they identified to creating a comprehensive economic development strategy was to add a new position to the City of Hickory staff. They referred to that position as a Business Development Director, Economic Development Director, something that can kick-off the strategy. This Director would be dedicated to executing and further developing the established agenda for growth that had been identified by the City. Their research shows that such a position would market the opportunities in the community and solicit funds through grants and other private investment opportunities to truly make us a national showcase. They envision that this position would work for and be supervised by the City Manager and they would work closely with City of Hickory staff, Council, Catawba County, and the Catawba County

Economic Development Corporation. He commented Scott Millar used the phrase holding hands and working together earlier today during a discussion of this. The major task that they envision for this role included working to expand and diversify the City of Hickory's tax base, serve as a liaison to businesses in the City of Hickory, and also maintaining relationships with existing businesses to retain support and expand operations locally. Helping to encourage economic growth by recruiting the business and especially leveraging the City's bond programs for the purposes of business recruitment and economic growth. "All in Hickory" represents a citizen support group who are excited to volunteer and work with. This potential new position to assist in developing the comprehensive economic development strategy but also just general support. They represent a diverse group of a variety of experience in many field each of whom is prepared to offer support in utilizing their experience but also by building connections between local leaders and funding streams. They believe the experience and contacts to be an energizing force for development in Hickory by working with the person in this position and current City staff, and Council. They would provide significant volunteer support and connections to make this person successful in executing the vision for strategic economic development in the City. He turned the discussion over to Dr. Powell for closing remarks and any questions.

Dr. Powell summarized that the basic request was Council to consider adding to City staff a person who can run this show, who can run economic development as a dedicated position implementing the bond issue, coordinating with education, bringing in the partners and bringing in the grants which are readily available for such things. In running any business when you want to make an investment, which is what they were asking Council to do, there are a couple of questions that you want to ask. One related back to his earlier statement, timing is everything. If you don't do it at the right time it will not have the impact. They firmly believe that everything that is happening now, today, makes this the moment in time to move forward. The second thing that you have to ask when you are making an investment, because you are responsible for the resources of this community, you have to ask what is the return on that investment going to be? Any Manager has to do that in a responsible manner. Their experience, and their research in other communities was those who had added Economic Development/Program Development Officers, who go out and solicit funds and promote the activities return their salaries and the investment financially two to three times. So it is a significant return on investment and that happens within a year. That is a good thing if you are a businessman or woman. He commented there is another thing that is key to this and that is the excitement that has been created by groups like "All in Hickory", and "Friends of Hickory", and the educational community, people who are offering volunteer support, to step forward and support somebody who provides this leadership, and you get that free support if you make the investment and take the next step towards this great initiative. He asked Council to help them to help this community become the national showcase for economic development and they wonder why not. He asked Council if they had any questions.

Mayor Cline asked if there were questions from Council or staff. He thanked Mr. Locke, Dr. Powell and Mr. Meisner for their time.

V. Persons Requesting to Be Heard

- A. Mr. Rob Pierce, 309 29<sup>th</sup> Avenue Drive NW, addressed City Council. He asked if he could display some photos on the screen for City Council.

City Manager Warren Wood advised Mr. Pierce if he could do it expeditiously and he could speak while the photos were being loaded.

Senior Systems Analyst Kevin Harris advised Mr. Pierce that the computer did not have a reader to accommodate the memory card which contained the photographs.

City Manager Warren Wood suggested Mr. Pierce send the photos to him and he would share them with City Council.

Mr. Rob Pierce advised that approximately 90 days ago there was a complaint filed. He didn't file the complaint but he agreed with it. He lives in an R-2 zoning district. His neighbor has sheep and chickens. He has approximately 18 sheep. He didn't know how many chickens that he had. He has four German Shepherds, two of which are male. Mr. Pierce advised the problem that he has is the smell from the manure and the urine and the flies that it is creating from all of this. He had been waiting on the City of Hickory to make a decision to be able to do something about this and get rid of this problem. He had been researching the Land Development Codes and he had looked through them over and over again. When it comes to animal keeping any large or small domestic animal can only be permitted in R-1 or Industrial zoning. This is R-2. He had been told by several different people that Planning and Zoning, and Animal Control have two sets of Ordinances over all of this. His problem was looking at Section 1.13 conflicting provisions. If the provision of this Land Development Code are inconsistent with one another or if they conflict with provisions found in other adopted Ordinances or regulations of the City, the more restrictive

provision will control. He asked why are these animals still here? Why have they not been removed? That is what he wanted to know. He thanked Council.

Alderman Tarlton asked Mr. Pierce to explain exactly where he lived.

Mr. Pierce replied that he lives down 29<sup>th</sup> Avenue Drive, the old Huffman Cove Road. Old Hutto store, turn left, Verizon Wireless, turn left, he lived approximately 1/3 of a mile down on the left. He lived approximately a mile and a half away from Moore's Ferry. Less than a mile away from Governor's Harbor, two miles away from Shuford Development. All of this is zoned R-2. This is not allowed according to the City's planning and zoning. It had been going on for several years. It started off with chickens and then it moved to pigs, not pot belly pigs, Yorkers. It had been German Shepherds, turkeys, chickens and now we have sheep. He didn't understand why this was going on. He requested some help in getting this resolved.

Alderwoman Patton asked if City Manager Warren Wood and City Attorney John Crone would like to address Mr. Pierce and advise him where the City was in this matter. Council had heard this. She thanked Mr. Pierce for coming. She had spoken to Mr. Pierce, as well as others, many times about this. She commented we are in the process and government is slow and we do have to follow our own processes.

City Attorney John Crone shared his concern and recently he had become involved. They had several meetings not only with Code Enforcement but with the Police force and other City officials to look at our present zoning ordinance as a method to investigate, and enforce this particular situation. They were also looking at some General Statutes that may apply as well. He advised their "marching orders" from everybody was to do what is right, but to do it as quickly as possible. That may not happen overnight, but he advised it is on the front burner and staff is well aware of it. If any citizen has a question about it they could feel free to call himself and Deputy City Attorney Arnita Dula at any time to get an update on what the status is.

Alderman Tarlton asked what the City's status was.

City Attorney John Crone responded the City is looking at potentially filing an action to seek an injunction enjoining that from occurring. There are some investigative matters that are in the process that need to go along with that. We are looking at our zoning ordinance and anything we can do, what we can do to address the situation and do it in a timely manner.

Alderman Tarlton asked City Attorney Crone to explain what the downside was for the City to take Animal Control over there and remove them.

City Attorney John Crone responded the downside is not complying with the laws of the State of North Carolina and our zoning ordinance.

Alderman Tarlton responded that Mr. Pierce just read the zoning ordinance.

City Attorney John Crone understood that, and there are other parts of that zoning ordinance which also apply. He advised they had meetings with a number of people that were well aware of the situation, every Council member and the Mayor is concerned about this. He wished it was something that he could wave a magic wand tonight and have it done, but it is just not that way. He advised that it was on everybody's front burner and they were doing everything that they could under North Carolina law, the County law, and the City's zoning ordinance and codes to address the issue and to investigate the facts as to the number of animals, the types of animals, the intensity of a potential nuisance and other facts that need to be developed in order to present to some judicial body in order to try to abate this situation and they will continue to do that.

Alderman Tarlton asked if that would take another 90 days.

City Attorney John Crone commented he wished he could give him a specific timeframe, but he would project it would be less than 90 days.

Mayor Cline thanked Attorney Crone and asked if there was any further discussion.

Mr. Pierce, from his seat in the audience, commented from what he was told fines begun on June 1<sup>st</sup> of \$200 a day. Right now, as of today, his neighbor is \$4,000 in the hole.

City Attorney John Crone could not answer that. He didn't know the answer to that.

Mr. Pierce commented if this continues on for another 90 days does that mean that he is going to be in the hole \$18,000?

City Attorney John Crone advised as City Attorney for the Mayor and Council he could not answer that question. He advised Mr. Pierce if he wanted to call Deputy City Attorney Arnita Dula tomorrow and ask her what staff had done along those lines she would be glad to answer those questions for him.

Mr. Pierce thanked City Attorney Crone.

Mayor Cline asked if there were any further discussion.

Alderman Tarlton asked if the City didn't have the authority to send Animal Control out there tomorrow to pick these animals up and relocate them or not.

City Attorney John Crone replied, no we do not, not without some court order. He asked Deputy City Attorney Arnita Dula if she agreed with that.

Deputy City Attorney Arnita Dula responded that is correct.

Alderman Tarlton asked what the penalty would be if the City did that without a court order.

Deputy City Attorney Arnita Dula advised they would be sued and most likely they would lose.

Alderman Tarlton asked for what?

Deputy City Attorney Arnita Dula advised for taking a person's property without due process.

Mayor Cline asked if there was any further discussion. There was none.

VI. Approval of Minutes

A. Regular Meeting of June 6, 2017

Alderwoman Patton moved, seconded by Alderman Tarlton that the Minutes of June 6, 2017 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. Approval of an Agreement with WK Dickson & Co., Inc. in the Amount of \$150,000 for a Condition Assessment for the Highway 127 & Moose Club Force Main Project. (First Reading Vote: Unanimous)
- B. Approval of a Contract with Thompson Gordon Shook Engineers, Inc., dba TGS Engineers in the Amount of \$218,224.26 for Construction Engineering and Inspection Services Related to the Falling Creek Bridge Replacement Project. (First Reading Vote: Unanimous)
- C. Budget Revision Number 25. (First Reading Vote: Unanimous)
- D. Consideration of the City Manager's FY2017-2018 Recommended Budget. (First Reading Vote: Unanimous)
- E. Consideration of Rezoning Petition 17-01 for Property Located at 1329 Zion Church Road, Containing 1.518 Acres. (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.

Alderwoman Patton moved, seconded by Alderman Zagaroli approval of the Consent Agenda. The motion carried unanimously.

A. Approved the Resolution – Cancellation of July 4, 2017 City Council Meeting.

Be it resolved by the City Council of the City of Hickory that the regularly scheduled City Council Meeting for July 4, 2017 be cancelled. (This meeting in July has traditionally been cancelled by the City Council.)

RESOLUTION NO. 17-20

Be it resolved by the City Council of the City of Hickory that the regularly scheduled City Council Meeting for July 4, 2017 be cancelled.

- B. Approved a Cemetery Deed Transfer from Adam Shawn Conley and wife, Kathy Ann Conley to Larry Thomas Frye, unmarried, Fairview Cemetery, (Section B, Lot 83, Plot 10, Containing Forty Square Feet More or Less, being One Grave), (Prepared by Susannah L. Brown, Anthony & Brown, PLLC).
- C. Approved a Cemetery Deed Transfer from Amanda McCann and husband, Joel M. McCann, Meita R. Maynard, Paul R. Maynard and wife, Diane W. Maynard, to Ralph W. Maynard, III and wife, Lynn R. Maynard, Oakwood Cemetery, (Block A, Lot No. 2, Section 46, Grave Spaces Number 007 and 008) (Prepared by Amber R. Mueggenburg, Sigmon, Clark, Mackie, Harvey & Ferrell, P.A.)
- D. Approved the Special Events Activities Application, Symphony Under the Sails, Tunes from the 'Toons: Looney and Otherwise, Ingrid Keller, Executive Director, Western Piedmont Symphony, Under the Sails on Union Square, September 10, 2017, 1:00 p.m. to 9:30 p.m.
- E. Approved the Special Events Activities Application, Susan G. Komen NWNC Foothills Race for the Cure, Megan Wood, Community Engagement Director, Susan G. Komen Northwest NC, L.P. Frans Stadium, 2500 Clement Blvd NW, September 30, 2017, 9:00 a.m. to 2:00 p.m.
- F. Approved the Special Events Activities Application, Andrea Beatty, Chili Cook Off Coordinator, Shooting Stars Gymnastics Booster Club, L.P. Frans Stadium, 2500 Clement Blvd NW, September 16, 2017, 7:00 a.m. to 7:00 p.m.
- G. Approved the Special Events Activities Application, Fostering Renewal Inspiration Empowerment (FIRE) Community Festival, Hickory Parks and Recreation Department and FIRE Community Festival, City of Hickory Parks and Recreation Department, Ridgeview Recreation Center/Taft Broome Park, July 15, 2017, 10:00 a.m. to 6:00 p.m.
- H. Approved the Special Events Activities Application, Back to School Bash, Kyle Mishler, Recreation Programmer, Hickory Parks and Recreation, Stanford Park, August 19, 2017, 9:00 a.m. to 3:00 p.m.
- I. Approved to Declare as Surplus Reserve Engine 13, a 1989 Emergency One Pumper, VIN#46JBBA80K1002765, to be Sold on GovDeals.

City of Hickory's Reserve Engine 13, asset number 53000588, is a 1989 Emergency One (E-One), VIN 46JBBA80K1002765, was placed into service originally as Engine 6 in 1989. The apparatus served as Engine 6 in Fire Station 6 on North Center Street as a front-line pumper up until 2004/2005, when it was moved to Fire Station 5 on Sweetwater Road and designated as a reserve unit. At the beginning of 2017, the apparatus' engine was found to have internal problems that would be cost prohibitive to continue to utilize the vehicle as a reserve apparatus. In March 2017, the apparatus was removed from any further use as a response apparatus, and all salvageable equipment has since removed from the apparatus. The salvaged equipment will only be used as temporary replacement of broken equipment or will be assigned to other apparatus. The request is to surplus the 1989 E-One apparatus; to remove the apparatus from insurance, registration, and Department of Motor Vehicle tag obligations; and to remove the unit as a fixed asset for the City of Hickory. Furthermore the apparatus will not be roadworthy, and will be sold as surplus. Staff recommends that Reserve Engine 13, a 1989 Emergency One pumper, VIN# 46JBBA80K1002765, be declared as surplus and sold on GovDeals.

- J. Approved to Declare as Surplus 40 Motorola HT 1250 VHF Portable Radios and Sell Each Motorola HT 1250 for \$100 Each, (Fair Market Value), to Grace Chapel Fire Department.

In 2013/2014 the Fire Department was awarded a regional radio grant through FEMA. This grant allowed for the purchase of more modern portable and mobile radios that are compatible with the State of North Carolina VIPER Network. The fire department purchased 68 portable dual-band (Vhf/800 MHz) radios. After putting the grant radios in service, all the Motorola HT1250 Vhf radios were removed from all apparatus and put into storage where they have remained. In accordance with North Carolina GS§160A-274: Intergovernmental Sale, Lease, Exchange, or Joint Use of Property, Council may buy from, sell to, lease from, lease to, exchange with, or enter into joint use agreements with any other governmental unit, the state, city, county, school, sanitary district, fire district, or any other public district, authority, department, agency, board, commission or institution upon such terms and conditions as it determines. The Hickory Fire Department has received a written request from the Grace Chapel Fire Department located in Caldwell County requesting to purchase these portable radios. The intent of this request is to sell each

Motorola HT1250 for \$100 each (Fair Market Value) to the Grace Chapel Fire Department. Providing these radios to this fire department will give them the necessary communications equipment needed when responding to fire, rescue, and medical calls within their district. The City of Hickory Fire Department asks that funds received from the sale of the surplus equipment be transferred back to the Department as a budget amendment in operational line item 010-5300-526.33-01 Departmental Supplies. The radio's serial numbers will be recorded and the radios will then be removed from the City asset lists as required. Staff recommends City Council's approval to surplus and sell the 40 Motorola radios as outlined in NCGS§160A-274 to the Grace Chapel Fire Department located in Southern Caldwell County.

- K. Approved on First Reading an Ordinance Amending the Traffic Ordinance for Lot Number 1 (Also Known As the Old Duke Energy Lot) to Accommodate Three-Hour Parking in the Lot Near the new Lowes Food City Park.

Staff requests Council's approval of an ordinance amending the traffic ordinance for lot number one (aka: The Old Duke Energy Lot) to accommodate three-hour parking in the lot near the new Lowes Food City Park. City lot number one is one of the City owned lots in the downtown area that is on the west side of Union Square. Historically, this lot has been used for leased parking to the businesses or anyone else needing it in that general area. The necessary uses of City lot number one have recently changed with the addition of Lowes Foods City Park. This new amenity to the downtown area has created the need for convenient free parking to patrons of the park that will optimize parking in the downtown area and minimize impacts to the Union Square parking areas. Concerns expressed by citizens included the need for convenient parking to the park that would minimize pedestrian conflicts with vehicles and increase the overall amount of available free parking convenient to the area. The new design allows for more leased parking and new public parking. It also meets the latest standards for parking stall length and width, parking aisle width to allow for maneuvering, and handicap parking. The Traffic Division has redesigned City lot number one to optimize parking available to businesses and citizens working, shopping and enjoying the downtown area. This redesign results in 97 leased spaces, eight handicap parking designated spaces and 38 three-hour free parking spaces. Staff recommends also allowing use of leased parking designated spaces for additional three-hour if signed appropriately or other uses as may come up from time to time, until such spaces are leased. The lot has been resealed and striped to reflect the new design and appropriate signage has been installed. Staff recommends Council's approval of an ordinance amending the traffic ordinance for lot number one (aka: The Old Duke Energy Lot) to accommodate three-hour parking in the lot near the new Lowes Food City Park.

ORDINANCE NO. 17-18  
AN ORDINANCE OF THE HICKORY CITY COUNCIL  
AMENDING THE TRAFFIC ORDINANCE AUTHORIZED IN THE  
HICKORY CODE OF ORDINANCES – ARTICLE III, SECTION 18-81

WHEREAS, Article III of the City of Hickory Code of Ordinances be and is hereby amended through the modification of the official maps authorized therein as follows, to wit:

Amend the Traffic Ordinance by revising the number of leased/assigned parking spaces and allowing 3-hour parking in Lot #1 (aka: The Old Duke Energy Lot).

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

This Ordinance shall become effective immediately upon adoption.

- L. Accepted and Approved a Grant Agreement and Resolution for Project 36237.66.5.1 from the North Carolina Department of Transportation for the Purchase of a new Aircraft Rescue Fire Fighting Truck in the Amount of \$296,002.

Staff requests Council's acceptance and approval of a Grant Agreement and Resolution for Project 36237.66.5.1 from the North Carolina Department of Transportation (NCDOT) for the purchase of a new Aircraft Rescue Fire Fighting (ARFF) truck in the amount of \$296,002. City Council approved the purchase of a new Rosenbauer ARFF truck on February 16, 2016 in the amount of \$328,892 to replace the airport's current 26 year old truck. A 2016 Rosenbauer truck has been ordered, the Hickory Fire Department has made its final inspection and the truck is ready for delivery. By letter dated May 30, 2017, the NCDOT approved the City's Request for Aid and requires approval of the Grant Agreement. This is a Federal Block Grant through the State Block Grant NPE Program which has a federal share of 90 percent equal to \$296,002 and a local share of 10 percent equal to \$32,890. This grant will assist in the purchase of the ARFF truck which is critical to the continued fire service to our based, transient and charter service customers and any future commercial air service at the Hickory Regional Airport, in addition to being in compliance with CFR Part 139. Staff recommends Council's acceptance and approval of

said Grant Agreement and Resolution for Project 36237.66.5.1 from the North Carolina Department of Transportation.

RESOLUTION NO. 17-21

WHEREAS, a Grant in the amount of \$296,002 has been approved by the North Carolina Department of Transportation based on total estimated cost of \$328,892; and

WHEREAS, an amount equal to or greater than ten percent of the total estimated project cost has been appropriated by the City of Hickory, Hickory Regional Airport for this Project.

NOW THEREFORE, BE AND IT IS RESOLVED THAT THE Mayor of the City of Hickory be and he hereby is authorized and empowered to enter into a Grant Agreement with the North Carolina Department of Transportation thereby binding the City of Hickory to the fulfillment of its obligation incurred under this Grant Agreement or any mutually agreed upon modification thereof.

- M. Accepted the 2017 Urgent Repair Program Grant and Approved the Assistance and Procurement Policies.

In January 2017, the City of Hickory Community Development Division applied for funding through the North Carolina Housing Finance Agency's Urgent Repair Program. The City of Hickory has been awarded \$50,000 through this program in order to assist approximately seven very low income homeowners with urgently needed repairs in an amount not to exceed \$8,000 per housing unit. The City of Hickory will provide an additional \$5,000 in matching funds, which are available from Rental Rehabilitation program income. The total program budget will be \$55,000. NC Housing Finance Agency requires the City of Hickory to prepare Assistance and Procurement Policies. These policies must be made available to the public and explain the guidelines of the URP17 program. The City of Hickory Community Development Department, in complying with the N.C. Housing Finance Agency's funding requirements for URP17, has prepared an Assistance Policy and Procurement Policy. These policies incorporate program requirements, applicant eligibility standards, and program capabilities. Upon approval by Hickory City Council, these policies will be submitted along with additional required information to the NC Housing Finance Agency. Upon receipt and acceptance by NCHFA, funds will be dispersed to the City of Hickory in order to begin repairs to eligible homes. Staff recommends that City Council accept the 2017 Urgent Repair Program Grant and approve the Assistance and Procurement Policies.

- N. Approved on First Reading a Resolution; the Interlocal Agreement and Memorandum of Understanding for the Development of Park 1764 Business Park; and the Bylaws of Park 1764 Development Corporation for the Development and Governance of Business Park 1764.

Since April 2014 when the Economic Development Corporation entered into options with the property owners, the County has had a verbal agreement with the City of Hickory to co-develop and market the approximately 170 acres between Startown and Robinwood roads as a class "A" business park. On July 21, 2014 the Board of County Commissioners unanimously approved conditional zoning to facilitate the park's development. On March 21, 2016 in a special joint meeting with the Hickory City Council the Board of Commissioners unanimously approved \$547,385 to match grant funds secured for utility and entrance development of the park. On November 22, 2016 the Park 1764 planning group (Chair Isenhower, Vice Chair Beatty, Mayor Wright, Alderman Lail and various staff) began meeting to flesh out the organizational and legal structure and agreements needed to develop and govern the park. The group has finished review of and recommends the approval of a Resolution; the Interlocal Agreement and Memorandum of Understanding for the Development of Park 1764 Business park; and the Bylaws of Park 1764 Development Corporation. Today the Park 1764 Board will consist of Chairman Isenhower, Vice Chair Beatty, Mayor Cline, Alderman Lail, City Manager Wood, County Manager Berry, and EDC President Scott Millar. On June 13, 2017 the Business Park 1764 Board unanimously approved the above referenced documents and recommended approval by the Hickory City Council and the Board of County Commissioners. The Business Park 1764 Board recommends City Council's approval of a Resolution; the Interlocal Agreement and Memorandum of Understanding for the Development of Park 1764 Business Park among Catawba County, the City of Hickory and the Catawba County Economic Development Corporation; and the Bylaws of Park 1764 Development Corporation for the development and governance of Business Park 1764.

RESOLUTION NO. 17-22

WHEREAS, The City of Hickory and Catawba County desire to enter into a Joint Resolution and Agreement in order to provide citizens of Hickory and Catawba County and the surrounding areas opportunities for jobs and job creation, and to cause new

investments by advanced technology companies in a clean and modern business park setting; and

WHEREAS, Park 1764 is planned as a Class A business park designed to attract higher technology business research and development facilities, clean manufacturing and office uses as a part of a low impact business park in coordination with a sustainable plan for the surrounding area; and

WHEREAS, Park 1764 Development Corporation was formed to engage in charitable and educational efforts and specifically to support economic development and property/community development in the City of Hickory (the "City") and Catawba County, North Carolina (the "County"), Park 1764 Development Corporation ("Park 1764") was formed as a valid North Carolina non-profit corporation on the 21<sup>st</sup> of June, 2017; and

WHEREAS, the establishment of an initiative is hereby authorized, whereby Park 1764 will be assigned the Options to Purchase lands that are currently entered into and legally binding on the Catawba County Economic Development Corporation; and

WHEREAS, this collaboration will increase the region's job creation by providing an entity to reserve grants and assist development of a modern business park with this collaborative agreement; and

WHEREAS, this collaboration will encourage opportunities for advanced technology companies and related jobs; and

WHEREAS, this initiative establishes markets, brands and advertises Hickory and Catawba County as western North Carolina's center for new technology and career development; and

WHEREAS, NCGS 158-7.1 authorizes the City to make appropriations for the purpose increasing business prospects and creating jobs in Catawba County and the City of Hickory; and

WHEREAS, Park 1764 will enter into the Assignment of Options with Catawba County Economic Development Corporation to Park 1764 Development Corporation.

NOW, THEREFORE, BE IT RESOLVED the City of Hickory supports the development and establishment of Park 1764 Business Park and the Park 1764 Development Corporation as envisioned and hereby commits to establish a long-term partnership with the County of Catawba to achieve these collective goals and to that end does hereby commit to appropriate funds as necessary to Park 1764 Development Corporation.

- O. Approved on First Reading Acceptance and Approval of a Professional Services Agreement with Civil & Environmental Consultants, Inc. in the Amount of \$41,000 for Design Services Related to the Off-Site Sanitary Sewer Extension for Park 1764.

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, Catawba County and Economic Development Corporation 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. Park 1764 is the business park identified for bond proceeds for the bond referendum that was passed by the City of Hickory. The City and the EDC have worked on development of the project to a condition that is receptive to marketing. One of the main infrastructure improvements that is necessary for development is to install gravity sanitary sewer to the lowest point on the property. Staff developed a Request for Qualifications (RFQ) package for this project and advertised it on the City of Hickory's website. The RFQ received six response packages from engineering firms. Those firms included: Civil & Environmental Consultants, Inc. (CEC), McGill Associates, Hydrostructures, Hulsey, McCormick and Wallace (HMW), The Wooten Company, and Clayton Engineering. Staff has reviewed the submitted qualification packages and determined Civil & Environmental Consultants, Inc. (CEC) to be the most responsive and qualified submittal for the project due to past experience on this site and their areas of expertise. Staff recommends Council's acceptance and approval of a Professional Services Agreement with Civil & Environmental Consultants, Inc. in the amount of \$41,000 for design services related to the off-site sanitary sewer extension for Park 1764.

- P. Approved a Resolution of Intent to Enter into a Lease Agreement with Carolina West Wireless Inc. for the Collocation of Cellular Equipment on a City-Owned Cell Tower Located at 1441 9<sup>th</sup> Avenue NE.

The City of Hickory owns a cell tower located at 1441 9<sup>th</sup> Avenue NE. The City has cell tower lease agreements with other providers who currently have equipment located on the tower. Carolina West Wireless Inc. wants to expand services to the Lenoir-Rhyne

University area and is seeking to collocate cellular equipment on the City's site. In accordance with General Statute 160A-272 City Council must adopt a Resolution of their intent to enter into a lease agreement with Carolina West Wireless Inc. for the collocation of cellular equipment on a City owned cell tower. Notice was published on June 16, 2017 describing the property to be leased stating the annual lease payments, and announcing Council's intent to authorize at its City Council meeting scheduled for July 18, 2017 in accordance with G.S. 160A-272. The initial lease term is for five years. The lease fees for the first year will be \$1,600 per month for an annual total of \$19,200. After the first year, the fees will increase three percent annually for the remaining four years of the lease agreement. Staff has reviewed Carolina West Wireless Inc.'s collocation request, including the submitted structural analysis, and determined the site will accommodate Carolina West Wireless Inc.'s equipment. Staff recommends Council's approval of the Resolution of Intent to enter into the lease agreement with Carolina West Wireless Inc.

RESOLUTION NO. 17-23  
RESOLUTION AUTHORIZING THE ADVERTISEMENT OF AUTHORIZING THE ENTRY  
OF A LEASE AGREEMENT WITH CAROLINA WEST WIRELESS, INC.

WHEREAS, City Council of the City of Hickory desires to enter into a lease agreement for cell tower with Carolina West Wireless, Inc.

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

1. The City of Hickory owns a cell tower located at:  
  
1441 9<sup>th</sup> Avenue NE, Hickory, PIN #3713-14-43-9154, recorded in Deed Book 1201 at Page 450, Catawba County Registry.
  2. City Council has received a Lease Agreement from Carolina West Wireless, Inc. desires to lease a portion of the affected property to construct, maintain and operate a communication facility and incidental uses. The communications facility may consist of necessary buildings to house telecommunications equipment, a PCS antenna, and all necessary appurtenances, including utility wires, cables, conduits and pipes.  
  
The initial lease term is for five years. The lease fees for the first year will be \$1,600 per month for an annual total of \$19,200. After the first year, the fees will increase three percent annually for the remaining four years of the lease agreement.
  3. City Council intends to accept the Lease Agreement with Carolina West Wireless, Inc. at their City Council meeting scheduled for July 18, 2017.
  4. Notice was published on June 16, 2017 describing the property to be leased stating the annual lease payments, and announcing the Council's intent to authorize at its City Council meeting scheduled for July 18, 2017 in accordance with G.S. 160A-272.
- Q. Called for a Public Hearing – to Consider Amendment of Chapter 4 of the Hickory City Code of Ordinance (Authorize Public Hearing for July 18, 2017, at 7:00 p.m. in Council Chambers of the Julian G. Whitener Municipal Building).

IX. Items Removed from Consent Agenda – None

X. Informational Item

XI. New Business:

A. Public Hearings

B. Departmental Reports:

1. Food Truck Guidelines

a. Approved the Mobile Food Vendor Policy.

Staff requests Council's consideration of guidelines to allow permitted mobile food vendors to operate in certain City of Hickory Parks and identified parking lots in downtown Hickory. At the May 2, 2017 City Council meeting, Council received input from citizens who wished the City of Hickory to take a broader view of food truck opportunities across the City and not simply limit their locations on public property to City parks. City Council instructed staff to revisit the policy and expand the locations and revise the fee schedule to encourage more food trucks across the

City. By way of clarification, food trucks are mostly unregulated in the City of Hickory today. Food trucks (mobile food vendors) can locate on any private property with the property owner's permission. The purpose of the policy is to expand the presence of food trucks in Hickory by allowing them to serve groups that gather at City parks and in downtown area public parking lots while being respectful not to overwhelm the brick and mortar businesses in core downtown. The downtown area is the only geographic area in the City limits that contains public parking lots. City staff conducted four stakeholder meetings in May to reach out to all interested persons to gather input about a food trucks policy to oversee their location on public property. City staff also sent out a survey monkey questionnaire which yielded 764 responses. Permitted mobile food vendors will be allowed to operate in the following six parks – Glenn C. Hilton, Jr. Memorial Park, Henry Fork River Regional Park, Kiwanis Park, Neill W. Clark, Jr. Park, Stanford Park and Taft Broome Park. Allocation of park locations is on a first come-first served basis, with a limit of two vendors per park. A permit application and \$25 annual fee is required for each mobile food unit. Applications and fees will be submitted to the Planning Department. Permits issued will be valid for a one year period, with the effective date being the date the Planning Director or his designee approves the application and receives payment. The Parks and Recreation Commission, at its April 11, 2017 meeting and again at its June 13th meeting, endorsed the mobile food vendor guidelines and has recommended its consideration and approval by City Council. Staff recommends approval of the guidelines to allow permitted mobile food vendors to operate in certain City of Hickory parks and designated downtown parking lots.

City Manager Warren Wood advised there were three departmental reports on the agenda. The first would be on new Food Truck Guidelines. There were two components to this, Mobile Food Vendor Policy and recession of the Union Square Pushcart Policy. He asked Assistant City Manager Andrea Surratt to the podium to present those items to Council.

Assistant City Manager Andrea Surratt presented a PowerPoint presentation. She discussed a topic that staff had visited again the last month to make sure that they get it right. They spent some time talking with a number of stakeholders in the community. She commented that City Council had asked, and the community had asked that the City develop a Mobile Food Vendor Policy. She advised the City has one of the most open food truck ordinances, because there is no real ordinance yet. It allows a food truck any day of the week on any private property with that property owner's permission. They are working to be more specific about public property. The guidelines for Council's consideration related to public property. The team that worked on this throughout the year and in the last month looked at five communities. They heard from the audience that Lenoir had a pilot program so they investigated Lenoir's program as well. She referenced the slide and noted that Lenoir identified parking lots in their downtown. They had interviewed Lenoir's Planning Director and got a lot of feedback from Lenoir. She thought a lot of what staff was recommending was similar to all the cities listed on the slide. She defined a mobile food unit, which was the actual truck/vehicle; and a vendor which is the person. They learned throughout their discussions there were folks who would like to operate as motor catering vendors. Which is more of an appointment with a client, at a specific destination with people pre-organized and ready to pay. That is different than a mobile food truck service.

Assistant City Manager Andrea Surratt discussed pushcarts. The City had a pushcart policy on Union Square for ten years. There had been a few takers here and there, but realistically our pushcart usage had been related to the Farmer's Market and several vendors there using pushcarts. With this policy there was an "A" and a "B". Rescission of the Union Square Policy only allows the City to make it simple and weave it into the Mobile Food Vendor Policy. She advised that mobile food trucks, food trucks, and pushcarts get to go in similar spaces. She reiterated the City does not have private property regulations right now. Staff was presenting the policy and rescinding the pushcart policy. They held four stakeholder meetings, three which were well attended. They heard from a number of people. After those meetings staff sent out a survey monkey of which they received 764 responses for food trucks. She thanked Hickory Daily Record for their help on that. They asked questions on the survey like: where they should go; what they should be allowed to do; the fee. They learned mostly that the fee was an issue, a barrier. They are trying to

eliminate barriers, so the fee was a barrier. Ease of permitting was a barrier, and also location. You need to offer locations that actually are setup to make a food truck successful. They don't want to park in a place that is not inhabited with a lot of people ready to buy their food. They worked through all of that with them. There was some real helpful discussions and they had a stack of notes from that which was helpful. The concerns that was shared with staff was parking and traffic. Not everybody sees food trucks as the perfect solution. They think it might generate traffic. What about taking up parking spaces? What about litter and things like that? Staff noted all of those concerns as well. In those meetings Mrs. Surratt anticipated quite a bit of negative input, she didn't get that. The team that she met with gave quite a bit of positive input about food trucks. There was certainly opportunities for either type of input to be given.

Assistant City Manager Andrea Surratt explained the proposal at the staff level. The Parks and Recreation Commission was presented the proposal last week and were supportive of it. She discussed the highlights of the policy: \$25 annual fee, one fee one time a year, allows them to park at any of the 12 spaces identified in the parks areas and any of the parking lots identified in the maps which she would show Council. Proof of insurance would be required and a background check was still important even in the downtown areas. That was something that lots of cities included and staff felt that was very important. Catawba County Public Health and other counties regulate those vendors, so they would have to comply with those laws. They also heard that if they said they could only be in space number one at Glenn Hilton Park and that was it for your fee; that was too restrictive. Now all of the spaces are first come first serve even in the downtown, and even in the parks. One day a vendor could be at the Kiwanis Park and the next day at a different park. Being able to move around is the idea of the mobile food vendors. She pointed out on a slide the locations, which didn't change from the previous presentation to Council. She noted there was two designated spaces in the park that will be setup for these vendors. The reason for two was just to make sure that parking isn't overwhelmed and that there is an ability to serve the public with these food trucks while not creating a traffic problem. She discussed what had been added to the policy. She displayed a map of the downtown area. She pointed out Union Square in the center and six parking lots. The City only owns parking lots for public use in the downtown area. She advised those were really it for public parking lots. They were specifically targeting the downtown for food trucks. She pointed out Lowes Food City Park, the lot west to that, Lot 1; Lot 2 was the linear parking along Main Avenue adjacent to the railroad tracks; Lot 3 skip over Union Square to the lot just to the east of Old Hickory Station; Lot 4 was the large City Hall parking lot just across the street; Lot 5 was the smaller City Hall parking lot; and Lot 6 was all the linear parking in front of the courthouse. The courthouse has much less use now so those spaces are more open and it is also the future location of City Walk. She advised Lots 1, 2, 3, 4 and 6 were all on City Walk. That creates some future energy that might be interesting for food trucks to use. Those were the suggested locations. She discussed the proposal. Parking Lot 1, she noted the location on the map, they are looking at two spaces there. That lot includes approximately 40 three hour parking spaces and a number of leased spaces. They were proposed that a number of the unleased leased spaces could be converted into places for food trucks. That is a good location, it is near the park. She noted the hours Monday – Sunday, 7:00 a.m. to 11:00 p.m. Parking Lot 2 across the street, one could go in that lot. The reason that lot is used quite a bit is for employee parking downtown. It is an unlimited parking amount and there is no hourly parking there. They felt one could go there nicely. Parking Lot 3 had enough space to comfortably fit another food truck there. Parking Lot 4 is the bigger lot. She commented this would be the pilot project for an unlimited amount of food trucks. They hope they would have that activity. Unlimited vendor parking was proposed for Lot 4, not during the week because it is still used by City Hall staff and other leased spaces, but on the weekends, Saturday and Sunday, and from Friday night and after hours. After hours during the week and on weekends it is unlimited for food trucks. If you were to go out there on a Saturday afternoon there is just a handful of City vehicles parked there but nothing else. They would like to “test drive” whether or not they could create that as the unofficial official place where food trucks could gather and see what kind of momentum they could get. Lot 5 is very small but they hear from Frye Hospital employees that they would love to walk to a food truck and that is probably the closest City parking lot that is near there. That could help

accommodate them. Lot 6 is along City Walk and they think two food units along that would suffice. The festive atmosphere is what they heard the most about. We may not be ready for that yet in its own organic way. We may have to develop some food truck rodeos. We may have to create food truck Friday events, but as City Walk comes on line we think we will have more of an attraction for food trucks in general, but our City Hall parking lot really becomes the testing ground of whether or not food trucks gather in twos, threes, or fours. Special events always can have food trucks. Any applicant for a 5K or a music event can apply to include a food truck in their application. That had always been the case to date and will continue to be the case. That could even happen on Union Square. They had been very sensitive to not overwhelm Union Square with food trucks and the parking related to that because it is pretty crowded there. Their plan with the map is really to just leave a slight open space in the middle of town and put the food trucks to really spread out the fun of food trucks into the edges.

Alderman Tarlton asked if there were any spaces directly on Union Square.

Assistant City Manager Andrea Surratt replied no sir. That was difficult to determine and she didn't feel that we were ready for that yet, but we could grow to that.

Alderman Tarlton questioned the lot directly west of the station.

Assistant City Manager Andrea Surratt advised those were both City owned parking lots, west and east of the station.

Alderman Tarlton asked if there would be anything at that location.

Assistant City Manager Andrea Surratt responded that was an interesting discussion. There was sentiment that food trucks create competition, so yes why not. The second sentiment was we have some really important downtown restaurants and we want to make sure they are viable. You just don't want to have them compromised to the point that they have to close up. There was a sentiment and those were comments through the Business Development Committee. To leave this as an open zone right now and stick to the fringes and grow it on the edges. She reiterated that special events are different. She showed a photo of an area in Charlotte of what a food truck rodeo could look like. A lot of fun. Interesting food. We can get to that point with the right density of people in the downtown. She requested Council take action to consider the Food Truck Policy and consideration of the rescission of the Union Square Pushcart Policy, because what this does, it takes pushcarts off of Union Square except for special events such as Farmer's Market.

Alderman Guess asked if during these meetings and during the surveys what percentage of folks, that replied to that or were present for that, were from existing restaurants or from people that had an interest in existing businesses. He asked if they had any responses.

Assistant City Manager Andrea Surratt replied they did, they heard from at least four restaurant owners in the downtown area. Some were in favor. Some had the opinion that competition is good and if food trucks are taking my business I might need to up my game. There were some other concerns from other restaurants that talked about their brick and mortar investment, the taxes they pay, the employees that they hire. It is a bigger venture and so a food truck is different but it takes away from their sales so that it hurtful. They heard both.

Alderman Guess commented Lot 4 seems to be the City owned lot with the most potential for future development. He was making sure that people understand that there is potential for that particular location in the future.

Assistant City Manager Andrea Surratt advised any of these parking lots could be sites for future economic development, so we always need to reserve the right to shuffle around the lots that were identified for food trucks and other special events.

Alderman Guess didn't want people to get the impression that if we do this that is their spot. He didn't want them to say six months to a year from now that you are taking that away from us. We had that and now you are

taking it away from us. He thought that needed to be an understanding not just for Lot 4 but with any of these lots as needed. They could go away and something else could happen there.

Assistant City Manager Andrea Surratt thanked Alderman Guess for pointing that out.

Alderwoman Patton commented as City Walk develops that is going to happen.

Alderman Seaver asked how many food truck vendors were currently in Hickory now.

Assistant City Manager Andrea Surratt estimated three or four; Josh's, Josh serves evidently through a food truck out on Highway 70; Center Street Eats; another truck out on Fairgrove Church Road; and another one on Springs Road. There were a few people in the audience at her stakeholder meetings who were also considering food trucks as a potential item.

Alderman Seaver asked if ice cream trucks were considered food trucks.

Assistant City Manager Andrea Surratt replied yes. They are designated. They can't just park, they will have to move on through, they want be able to sit in the park.

Alderman Seaver advised he was at Kiwanis Park the other day and there was three different ice cream trucks came in one after the other. He asked why a pushcart fee was \$100 a month and a food truck is \$25 a year.

Assistant City Manager Andrea Surratt commented if Council rescinds that Pushcart Policy they would correct all of that and it would be a flat \$25 for each. That is part of the old policy.

Mayor Cline asked if there were any further questions. He asked if there was a motion to approve the Food Truck Guidelines and to rescind the Union Square Pushcart Policy.

Alderwoman Patton moved, seconded by Alderman Zagaroli approval of the Mobile Food Vendor Policy. The motion carried unanimously.

b. Approved the Rescission of Union Square Pushcart Policy.

Staff requests Council's consideration of rescinding the current Union Square Pushcart Policy which permits pushcarts to operate on Union Square. In 2007, Staff proposed a policy to permit pushcart owners to operate on Union Square after receiving inquiries from a local ice cream shop owner. Under the current policy, a pushcart owner has to apply for a permit and pay a monthly fee. The initial monthly fee was \$25 and increased to \$100 per month. Certain areas of Union Square are designated locations for the pushcarts. Since adoption of the policy in 2007, only two vendors have applied for permits to operate a pushcart on Union Square. The existing pushcart policy conflicts with the proposed food truck policy. Staff recommends Council rescind the Union Square Pushcart Policy to be effective June 30, 2017.

City Attorney John Crone advised Council they should take a vote on the rescission of the Union Square Pushcart Policy.

Mayor Cline asked if he could have that in the form of a motion.

Alderwoman Patton moved, seconded by Alderman Zagaroli approval of the rescission of the Union Square Pushcart Policy. The motion carried unanimously.

2. Accepted the 2017 Updated Green Park Neighborhood Plan.

The Planning and Development Department requests the consideration of the acceptance of the 2017 updated Green Park Neighborhood Plan. Starting in 2012, the Green Park Neighborhood Association has worked with City staff to update its neighborhood plan. The current plan was accepted by City Council in 1998. The updated neighborhood plan contains strategies and recommendations developed by City staff using neighborhood input to address concerns and help

prioritize public improvements. A strong emphasis was placed upon the continued preservation of the neighborhood character of Green Park. At the beginning of the review process the neighborhood was surveyed on topics covering community problems, challenges, and positives. An older SWOT analysis was also used to gauge community feedback. Staff then began work to draft a revised plan based on this information. The final draft of the plan was sent to the Green Park Neighborhood Association leadership in September 2016. Important goals of the neighborhood are to continue addressing crime and traffic safety issues, improving sidewalks and streets, ensuring an appropriate future use for the Green Park School, and re-engaging the neighborhood. The draft plan was presented to the Hickory Regional Planning Commission at its May 2017 meeting and the Commission voted unanimously to recommend that City Council accept the plan. Staff concurs with this recommendation.

City Manager Warren Wood advised Council for their consideration was the acceptance of the 2017 Updated Green Park Neighborhood Plan. He asked Ross Zelenske, of the Planning and Development Department to the podium to present this item to Council.

Planner Ross Zelenske presented a PowerPoint presentation. He advised he would discuss the Green Park Neighborhood Master Plan Update. The original plan was adopted in 1998. The update was requested by the neighborhood association for Green Park around 2012. The update provided the content and the long range objectives as well as the progress that had been made since the 1998 plan. He referenced what the plan covered which was the standard template for all of Hickory's neighborhood master plans which predominately talk about existing conditions and neighborhood character and then move into recommendations to move forward and how to implement those recommendations.

Planner Ross Zelenske discussed what had been updated. All of the chapters in the plan had been revisited and updated with new information and they also had added a plan update section to talk about what had been completed since the original 1998 plan. Sometimes folks forget that we do these things and that we do try and follow through on these plans. They reorganized the appendix and moved it towards the back. They took a lot of the items that was informational in nature and moved that into the appendix.

Planner Ross Zelenske explained what had changed in the past twenty years. In Green Park the demographics had diversified. There had been a significant increase in minority population and slight aging of the population as well. Residential along 4<sup>th</sup> Street SW, which is a minor thoroughfare, had transitioned into office instead of housing. They had also seen some recent redevelopment in the area on the outskirts. A Walmart Neighborhood Market opened up there on Highway 70. Gateway Corners, located at Highway 321 and Highway 70, had been completely revitalized and is finding tenants now. Recently MDI, located close to the railroad tracks on the north side and is getting ready to start-up. They had seen some residential development but it had been mainly multi-family and rentals. As of late that had changed, they had seen some single-family owner occupied with The Glen at Green Park, a Habitat for Humanity subdivision. As well as a recent development by Dr. Hammer who had bought some property toward 6<sup>th</sup> Avenue. Some transportation improvements had been made, sidewalks had been added. A lot of that was existing because of the Green Park School which was located there. Streets had been resurfaced and some traffic calming measures had also been done. In zoning they had seen a whole new update with the Hickory by Choice Plan which was adopted in 2011, which followed with some new zoning districts. They also had added a neighborhood preservation overlay to a good chunk of the area to help protect some of the residential development that has already been out there for years. The Optimist Park had seen a major upgrade which was actually completed today with the Pickleball Courts being finalized.

Planner Ross Zelenske discussed the long range goals. They want to prepare for the future of the Green Park School. Right now Hickory City School uses that for their administrative facility. One of these days they may move out of there and they want to make sure that the future reuse of that school is something that is compatible with that neighborhood. They want to monitor the traffic safety issues, which is always a concern among neighborhoods, speeding and things like that, making sure that there are no issues. They want to improve the street infrastructure. Continue adding sidewalks where there is gaps, resurfacing roads, adding more bus stops and improving the bus stops that are out there that are infrastructure. Continue to involve the neighborhood during development review and preserve the neighborhood character. If there is ever a rezoning they want to encourage the developer, whoever is seeking that petition to reach out to the neighborhood association. Continue enhance neighborhood engagement.

Unfortunately the neighborhood association had seen a decrease in activity as well as membership. Hopefully that will bounce back. Planning Director Brian Frazier is the liaison for Green Park, they are always here to help them out and to get them reengaged.

Planner Ross Zelenske advised that last month the Hickory Regional Planning Commission heard the presentation and recommended unanimous approval that Council accept this plan and staff concurred and requested that City Council accept the plan as written or advise staff of changes and they would make those changes. He advised he would answer any questions Council may have.

Mayor Cline asked if there was any questions for Mr. Zelenske. He thanked Mr. Zelenske and ask if there was a motion to accept the 2017 Updated Green Park Neighborhood Plan.

Alderman Tarlton moved, seconded by Alderman Guess acceptance of the 2017 Updated Green Park Neighborhood Plan. The motion carried unanimously.

3. Appointments to Boards and Commissions

**BUSINESS DEVELOPMENT COMMITTEE**

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

At-Large (Council Appoints)	Lori Alala (Eligible for Reappointment/Willing to Serve)
At-Large (Council Appoints)	Michael Ellwanger (Eligible for Reappointment/Willing to Serve)
At-Large (Council Appoints)	Ed Henson (Eligible for Reappointment/Willing to Serve)

Alderwoman Patton nominated Lori Alala, Michael Ellwanger, and Ed Henson for reappointment as At-Large Representatives to the Business Development Committee.

**CITIZENS ADVISORY COMMITTEE**

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

At-Large (Council Appoints)	Mary Young (Eligible for Reappointment/Willing to Serve)
At-Large (Council Appoints)	Yvonne Setzer (Eligible for Reappointment/Willing to Serve)
Small Cities (Council Appoints)	Lydia Doll (Eligible for Reappointment/Willing to Serve)

**COMMUNITY APPEARANCE COMMISSION**

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

Ward 2 (Tarlton Appoints)	Ernie Masche (Eligible for Reappointment/Does Not Wish to Serve Again)
Ward 4 (Guess Appoints)	VACANT

**COMMUNITY RELATIONS COUNCIL**

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

African-American (Council Appoints)	Rev. Antonio Logan (Eligible for Reappointment/Willing to Serve)
African-American (Council Appoints)	Grover Lineberger (Eligible for Reappointment/Willing to Serve)
African-American (Council Appoints)	Clise Johnson Plant (Eligible for Reappointment/Willing to Serve)
Caucasian (Council Appoints)	Sandi Fotheringham (Eligible for Reappointment/Willing to Serve)
Other Minority (Council Appoints)	VACANT
Other Minority (Council Appoints)	VACANT

Alderman Guess nominated Rev. Antonio Logan, Grover Lineberger, and Clise Johnson Plant as African-American Representatives, and Sandi Fotheringham as Caucasian Representative, for reappointment to the Community Relations Council.

**EDC BOARD OF DIRECTORS FOR HICKORY**

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

Hickory Representative	Tony Rose (Eligible for Reappointment)
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Mayor Cline nominated Tony Rose as the Hickory Representative for reappointment to the EDC Board of Directors.

**HICKORY REGIONAL PLANNING COMMISSION**

(Terms Expiring 6-30; 3-Year Terms With Unlimited Appointments)  
(Appointed by City Council)  
Ward 2 (Tarlton Appoints) (Noah Geoghegan moved out of Ward 2) VACANT  
Ward 3 (Seaver Appoints) Junior Hedrick  
(Eligible for Reappointment/Willing to Serve)  
Ward 5 (Zagaroli Appoints) Rev. Wallace Johnson  
(Eligible for Reappointment/Willing to Serve)  
Burke County (Mayor Appoints) VACANT  
Catawba County (Mayor Appoints) Dr. John Eldridge  
(Eligible for Reappointment/Does Not Wish to Serve Again)  
Longview (Mayor Appoints) Randall Mays  
(Eligible for Reappointment/Willing to Serve)

Alderman Zagaroli nominated Rev. Wallace Johnson as Ward 5 Representative for reappointment to the Hickory Regional Planning Commission.

Alderman Seaver nominated Junior Hedrick as Ward 3 Representative for reappointment to the Hickory Regional Planning Commission

Mayor Cline nominated Randall Mays as the Longview Representative for reappointment to the Hickory Regional Planning Commission.

**HISTORIC PRESERVATION COMMISSION**

(Terms Expiring 6-30; 3-Year Terms (Appointed by City Council)  
Historic Properties (Council Appoints) Tonya Osborne  
(Eligible for Reappointment/Does Not Wish to Serve Again)  
Building Trades Profession (Council Appoints) Robert Rowe  
(Eligible for Reappointment/Does Not Wish to Serve Again)

**INTERNATIONAL COUNCIL**

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

**LIBRARY ADVISORY BOARD**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)  
Ward 1 (Lail Appoints) VACANT  
(Barbara de la Garza resigned May 27, 2017)  
Ward 5 (Zagaroli Appoints) Representative Not Attending Meetings VACANT  
At-Large (2) (Mayor Appoints) Sally Anderson  
(Not Eligible for Reappointment)

**PARKS AND RECREATION COMMISSION**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)  
Ward 3 (Seaver Appoints) Junior Hedrick  
(Eligible for Reappointment/Willing to Serve)  
At-Large (1) (Council Appoints) Lloyd Coley Jr.  
(Eligible for Reappointment/Willing to Serve)  
At-Large (4) (Council Appoints) Dean Proctor  
(Eligible for Reappointment/Does Not Wish to Serve)

Alderman Guess nominated Lloyd Coley Jr. for reappointment and Joyce Beard appointment as At-Large Representatives to the Parks and Recreation Commission.

Alderman Seaver nominated Junior Hedrick as Ward 3 Representative for reappointment to the Parks and Recreation Commission.

**PUBLIC ART COMMISSION**

(Terms Expiring 6-30; 3-Year Terms) (Appointed by City Council)  
Ward 3 (Seaver Appoints) Gregory Schauble  
(Eligible for Reappointment/Willing to Serve)  
Ward 4 (Guess Appoints) Edwin Dennis  
(Eligible for Reappointment/Does Not Wish to Serve)  
Ward 5 (Zagaroli Appoints) Kathryn Gunter  
(Eligible for Reappointment/Willing to Serve)  
Ward 6 (Patton Appoints) Carolyn Sinclair  
(Eligible for Reappointment/Willing to Serve)

Alderwoman Patton nominated Carolyn Sinclair as Ward 6 Representative for reappointment to the Public Art Commission.

Alderman Zagaroli nominated Kathryn Gunter as Ward 5 Representative for reappointment to the Public Art Commission.

Alderman Seaver nominated Gregory Schauble as Ward 3 Representative for reappointment to the Public Art Commission.

**PUBLIC HOUSING AUTHORITY**

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

Position 1 Grover Lineberger  
(Eligible for Reappointment)

Position 9 VACANT

**RECYCLING ADVISORY BOARD**

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

Ward 3 (Seaver Appoints) VACANT  
Ward 4 (Guess Appoints) VACANT  
At-Large (Council Appoints) VACANT  
At-Large (Council Appoints) VACANT

**UNIVERSITY CITY COMMISSION**

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

At-Large (not including ETJ) (Council Appoints) Joyce Beard  
(Not Eligible for Reappointment)

At-Large (not including ETJ) (Council Appoints) Mary-Margaret Baker  
(Eligible for Reappointment/Willing to Serve)

**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:

Caroline Collins	At-Large Representative
Emma Lail	At-Large Representative
Elizabeth Wood	At-Large Representative
Peyton O'Neal	At-Large Representative
Nathaniel Walls	At-Large Representative
Chase Collins	At-Large Representative
Madeline Pitts	At-Large Representative
Seth Herndon	At-Large Representative
Aidan Nigrelli	At-Large Representative
VACANT	At-Large Representative
VACANT	Challenger High School Representative
Katelynn Thompson	Fred T. Foard Representative
Tessa Rodriguez	Hickory Career & Arts Magnet Representative
Jose Garcia	Hickory High School Representative
Lorenzo Nigrelli	Hickory High School Representative
Sophie Rice	Hickory High School Representative
Mikaela Simmons	Hickory High School Representative
Claire McCrea	Hickory High School Representative
Carter Sinclair	Hickory High School Representative
Cameron Neilson	Hickory High School Representative
Joshua Cotton	Homeschool Representative
Chase delCharco	Private School Representative
Shea Hall	Private School Representative
Michael Sumpter	St. Stephens High School Representative
Hemani Patel	St. Stephens High School Representative
Kate Starr	St. Stephens High School Representative
Claire Henson	St. Stephens High School Representative
VACANT	St. Stephens High School Representative
VACANT	St. Stephens High School Representative
VACANT	St. Stephens High School Representative

Mayor Cline nominated the names of the Youth Council as recommended by the Youth Council Review Committee.

Alderman 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

City Manager Warren Wood introduced Lindsey Martin. Ms. Martin was the Law Clerk to Deputy City Attorney Arnita Dula. She attends Campbell Law School, rising in her second year. She is an honor student and she made the Campbell Law Review. He welcomed Ms. Martin to the City of Hickory.

Alderman Seaver invited everyone out to L.P. Frans Stadium on Friday, June 23<sup>rd</sup>. He advised the son of O.C. Smith, Robert F. Smith, a totally blind guy would be there to throw out the first pitch and also sing the National Anthem. He is on a mission to do that in every major league and minor league Baseball Park in the country. They were looking forward to getting back to Hickory. They had visited a few weeks ago to check things out and loved the place. He thought there would be fireworks after the game too. It should be a lot of fun. The Bethlehem Lions will be wondering around in funny yellow vest as well.

Alderman Guess mentioned that City Council's next meeting for July had been canceled.

City Manager Warren Wood advised that July 18<sup>th</sup> would be City Council's next meeting.

Alderman Guess advised there would not be a meeting the first week in July.

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

Alderman Patton moved that Council go into closed session to consult with the attorneys to discuss the items below, seconded by Alderman Seaver. The motion carried unanimously.

1. Approval of Closed Session Minutes of May 2, 2017 - NCGS §143-318.11(a)(1)
2. Discussion of Economic Development Matters – NCGS §143-318.11(a)(4)

No action was taken upon return to open session.

- XV. There being no further business, the meeting adjourned at 8:55 p.m.

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Mayor

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City Clerk