



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

ACTION AGENDA

Hickory City Council
76 North Center Street

September 19, 2023
6:00 p.m.

- I. Call to Order
- II. Invocation by Reverend Susan Smith, Assistant Executive Director of Exodus Homes, and Senior Associate Pastor of Exodus Missionary Outreach United Church of Christ
- III. Pledge of Allegiance
- IV. Special Presentations
 - A. Presentation of a Proclamation for Hispanic Heritage Month. **(Exhibit IV.A.)**

Mayor Guess read and presented a Proclamation for Hispanic Heritage Month.
 - B. Presentation of a Proclamation Honoring the Lenoir-Rhyne Men's National Champions Lacrosse Team. **(Exhibit IV.B.)**

Mayor Guess read and presented a Proclamation to Lenoir-Rhyne Men's National Champions Lacrosse Team.
- V. Persons Requesting to Be Heard
- VI. Approval of Minutes
 - A** A. Regular Meeting of September 5, 2023. **(Exhibit VI.A.)**
- VII. Reaffirmation and Ratification of Second Readings. Votes recorded on first reading will be reaffirmed and ratified on second reading unless Council Members change their votes and so indicate on second reading.
- A2** A. Budget Revision Number 4. **(First Reading Vote: Unanimous)**
- VIII. Consent Agenda: All items below will be enacted by vote of City Council. 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.
 - A** A. Approve the Adoption of the Records and Disposition Schedule in Accordance with the Provisions of Chapters 121 and 132 of the General Statutes of North Carolina Regarding Public Records. **(Exhibit VIII.A.)**

Staff requests adoption of the Records and Disposition Schedule in accordance with the provisions of Chapters 121 and 132 of the General Statutes of North Carolina regarding public records. It has been the practice of the City of Hickory to adopt the Records Retention and Disposition Schedule in order for the City to dispose of records legally and properly pertaining to the terms of the schedule. The Records Retention and Disposition Schedule General Records Schedule: Local Government Agencies prepared by the North Carolina Department of Natural and Cultural Resources was updated October 1, 2021 in

accordance with Chapters 121 and 132 of the North Carolina General Statutes. This schedule was last updated and approved by City Council on October 16, 2012. If not approved by City Council, the City is obligated to obtain the Department of Cultural Resources' permission to destroy any and each record, no matter how insignificant. Adoption of the updated schedule enables the City to continue to comply with the NC Records Retention and Disposition Schedule by properly disposing of records in compliance with the schedule. Staff recommends Council adopt the Records Retention and Disposition Schedule General Records Schedule: Local Government Agencies, dated October 1, 2021.

- A1** **B.** Approval of an Amendment to Section 18-59 of the City of Hickory Code of Ordinance to Permit the Operation of E-Bikes and other Electric Vehicles on Multi-Use Paths. **(Exhibit VIII.B.)**

Staff requests Council's approval of an amendment to Section 18-59 of the City of Hickory Code of Ordinances to permit the operation of e-bikes and other electric vehicles on multi-use paths. In October 2021, City Council approved Ordinance 21-34 which outlined regulations regarding the operation of vehicles on multi-use trails. Given the construction of the Hickory Trail System, staff realized the need for additional regulations to ensure the safe operation of the trail system. The ordinance did not permit the operation of any motor vehicles on the trail, including e-bikes, scooters, etc. Given the popularity of e-bikes, and other electric vehicles and their ability to be operated safely on a multi-use trail, staff developed an amended ordinance which sets out regulations for e-bikes, scooters, and other similar vehicles to be operated on multi-use trails. The ordinance sets maximum size and speed limits for such vehicles along with additional provisions ensuring pedestrian and bicycle safety. Staff requests approval of the ordinance amending Section 18-59 of the Hickory City Code.

- PH/A** **C.** Call for a Public Hearing to Consider Closing an Unopened Alley Located off of 3rd Avenue SE, as Petitioned by Jojida, LLC **(Authorize Public Hearing for October 17, 2023, at 6:00 p.m. in Council Chambers of the Julian G. Whitener Municipal Building).** **(Exhibit VIII.C.)**

- A1** **D.** Approval of the Implementation of an All-Way Stop at the Intersection of 5th Street SE, 3rd Avenue SE and 3rd Avenue Drive SE. **(Exhibit VIII.D.)**

Staff request Council's approval of the implementation of an all-way stop at the intersection of 5th Street SE, 3rd Avenue SE, and 3rd Avenue Drive SE. City Council implemented a Neighborhood Traffic Calming Program that enables citizens to request measures to improve traffic safety in the area where they own property. Citizens are required to submit an application to request measures and provide a reason for the request. Then, the City performs analysis to determine what, if any, measures are warranted. Citizens requesting traffic calming measures are required to complete and submit a petition with 75% of properties in favor of implementation for the request to move forward. Traffic Division staff received the completed petition from property owners along 5th Street SE, 3rd Avenue SE, 3rd Avenue Drive SE, and 5th Avenue SE with regards to the Neighborhood Traffic Calming Program and have found the property owners to be in compliance with the guidelines. The petition does qualify for an all-way stop at the intersection listed. The necessary sign modifications along the roadway can be performed as a normal part of the Traffic Division's signs/markings shop operations. Staff recommends Council's approval of the implementation of an all-way stop at the intersection of 5th Street SE, 3rd Avenue SE, and 3rd Avenue Drive SE.

- A** **E.** Approval of a Community Appearance Grant Agreement in the Amount of \$3,750 with Daniel Dixon for Property Located at 1070 3rd Avenue Drive NW (Old Lenoir Road). **(Exhibit VIII.E.)**

The Community Appearance Commission recommends City Council's approval of a Community Appearance Grant for non-residential property owned by Daniel Dixon and occupied by a commercial building, located at 1070 3rd Avenue Drive NW (Old Lenoir Road)

in the amount of \$3,750. City Council created the Community Appearance Grant program to provide economic incentives for property owners to improve the general appearance of properties located within the City's designated Urban Revitalization Area. 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 \$7,500. The grant proposal involves the replacement of the building's awnings and stonework on the front exterior wall. 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 estimates for the work. The lowest estimate for the work totals \$8,200. The proposed grant at the lower of the estimates qualifies for a \$3,750 grant. The subject property's current tax value is assessed at \$187,800. The requested grant amounts to 2% of the property's tax value. The application was reviewed by the Community Appearance Commission, and they recommend funding of the grant application in the amount of \$3,750.

- A** **F.** Approval of the Sale of City-Owned Property on 8th Avenue Drive SW in the Amount of \$2,000. **(Exhibit VIII.F.)**

Staff requests approval of an offer to purchase a piece of City-owned property on 8th Avenue Drive SW. The City owns a piece of land on 8th Avenue Drive SW that was part of the Ridgeview Affordable Housing Subdivision. This property is further identified by PIN 370210455471 on the Catawba County tax maps. The parcel is approximately 0.07 acres in size and is an unbuildable lot. The adjacent property owner has expressed interest in purchasing the parcel to combine with her property and has offered \$2,000 for the property. The tax value is \$1,700. Staff feel that this is a fair offer for the property. As this is surplus property, the sale is required to go through the upset bid process as defined in NCGS 160A-269. This process will ensure any other interested parties can bid on the property. Staff requests approval of the offer to purchase City-owned property and authorizes staff to advertise for upset bids.

- A** **G.** Approval to Apply for the Neighborhood Access and Equity Grant in the Amount of \$6,500,000. **(Exhibit VIII.G.)**

Staff requests Council's approval to apply for the Neighborhood Access and Equity (NAE) grant, part of the Reconnecting Communities and Neighborhoods (RCN) Program funded by the Bipartisan Infrastructure Law and the Inflation Reduction Act. These two programs restore community connectivity through projects that remove transportation barriers and improve walkability, safety, and affordable access. There is a total of \$3.16 billion in funding for 2022-2026 for planning construction and technical assistance. Staff would like to apply for this grant funding in the amount of \$6,500,000 to construct a multi-use path along 17th Street NW from 9th Avenue NW to 2nd Avenue NW. The overall goal of this project would be to construct a multi-modal path that integrates with the overall Hickory Trail System. 17th Street NW runs through and adjacent to the new Appalachian State University Hickory campus. While there are a few short sidewalks, curb, and gutter sections, this street lacks shoulder, bike, and pedestrian amenities. Its parallel nature, north-south access, and plans for road and path expansion at the north end of 17th Street NW to Clement Boulevard and its connection to the City's Aviation Walk make this street an ideal location for a multi-use path project. The addition of bike and pedestrian facilities along 17th Street NW is listed as a high-priority project in the City of Hickory's Bike and Pedestrian Plan, completed in December 2020. As the proposed project area is disadvantaged, the Neighborhood Access and Equity grant will support the project with 100% funding. There will be no Federal match for the City to consider. Staff recommends Council's approval to apply for the Neighborhood Access and Equity grant in the amount of \$6,500,000 with a 100/0 Federal match.

- A** **H.** Approval of an Agreement for Professional Services with Johnson, Mirmiran & Thompson Consulting Engineers, Inc. in the Amount of \$818,626.76 for Historic Ridgeview Walk, Contingent upon North Carolina Department of Transportation Concurrence. **(Exhibit VIII.H.)**

Staff requests Council's approval of an Agreement for Professional Services with Johnson, Mirmiran & Thompson (JMT) for Construction, engineering, and inspection (CEI) Services related to the Historic Ridgeview Walk (EB-5937/EB-5938) in the amount of \$818,626.76, contingent on North Carolina Department of Transportation (NCDOT) concurrence. Johnson, Mirmiran & Thompson (JMT) was selected based on qualifications-based proposals and was concurred with by NCDOT. JMT's fees were negotiated by City of Hickory staff and NCDOT staff. Fees are eligible for reimbursement with NCDOT funds at the same ratio of 80% NCDOT and 20% City of Hickory. Construction, engineering, and inspection services include the following: construction inspections, construction materials testing, and construction administration. Staff recommends Council's approval of an Agreement for Professional Services with Johnson, Mirmiran & Thompson Consulting Engineers, Inc. in the amount of \$818,626.76, contingent upon NCDOT concurrence, for the Historic Ridgeview Walk.

- A** **I.** Approval of an Agreement for Professional Services with Thomas-Gordon-Shook Consulting Engineers in the Amount of \$194,095.41, for Preliminary Engineering and Design Services related to Aviation Walk Connector Multi-Use Trail Project, Contingent upon North Carolina Department of Transportation Approval. **(Exhibit VIII.I.)**

Staff requests Council's approval of an Agreement for Professional Services with Thomas-Gordon-Shook (TGS), Consulting Engineers for preliminary engineering and design services related to the Aviation Walk Connector Multi-Use Trail Project – BL-0067 in the amount of \$194,095.41, contingent on North Carolina Department of Transportation (NCDOT) approval. The City applied for and received State Transportation Block Grant - Directly Attributable (STBG-DA) funding approval from the Greater Hickory MPO and North Carolina Department of Transportation (NCDOT) for Aviation Walk Connector Multi-Use Trail. The multi-use trail will connect 17th Street NW Extension (HL-0004) with the Aviation Walk (EB-6038). The connector is needed to join the future 17th Street NW Extension Multi-Use Trail with the Aviation Walk Multi-Use Trail. The trail will connect Appalachian State's new campus with Aviation Walk and provide a safe crossing for students over US 321 to join with the City's trail system. The extension is also along the established Hickory Urban Bike Loop (HUB) which is identified in the "Walk-Bike-Hickory Plan". Cyclists use 17th Street NW on a regular basis and this project would fill in a gap to provide a continuous route from US 70 to Clement Boulevard NW to Aviation Walk. Preliminary engineering and design is needed to connect the future 17th Street NW Extension Multi-Use Trail and the existing Aviation Walk Multi-Use Trail along Clement Boulevard and 19th Street Lane NE. Fees are eligible for reimbursement with NCDOT funds at the same ratio of 80% NCDOT and 20% City of Hickory. Staff recommends Council's approval of an Agreement for Professional Services with Thomas-Gordon-Shook (TGS), Consulting Engineers for in the amount of \$194,095.41, contingent on NCDOT approval.

- A** **J.** Approval of an Agreement for Professional Services with Thomas-Gordon-Shook Consulting Engineers in the Amount of \$345,784.19, for Preliminary Engineering and Design Services related to the Springs Road Sidewalk Project, Contingent upon North Carolina Department of Transportation Approval. **(Exhibit VIII.J.)**

Staff requests Council's approval of an Agreement for Professional Services with Thomas-Gordon-Shook (TGS), Consulting Engineers for preliminary engineering and design services related to the Springs Road Sidewalk Project – BL-0066 in the amount of \$345,784.19, contingent on North Carolina Department of Transportation (NCDOT) approval. The City applied for and received State Transportation Block Grant - Directly Attributable (STBG-DA) funding approval from the Greater Hickory MPO and North Carolina Department of Transportation (NCDOT) for sidewalk improvements on Springs Road from Sandy Ridge Road to McDonald Parkway. By adding sidewalk in an area that is already used by pedestrians, a safer connection would be created and would enhance access to various development types. Currently Springs Road connects residential development with churches, schools, medical facilities, and many commercial uses including grocery stores, banks, restaurants, pharmacies, and other uses. Preliminary engineering and design is needed to connect the existing sidewalk at Sandy Ridge Road (SR-1401) to existing sidewalk near McDonald Parkway (SR-1005). The sidewalk project

will begin at Sandy Ridge Road (SR-1401) and follow Springs Road (SR-1453) approximately 1.0 miles to the shopping center at the intersection of Springs Road and McDonald Parkway. Sidewalk is proposed on both sides of Springs Road from 12th Avenue Drive NE to existing sidewalk near McDonald Parkway. Fees are eligible for reimbursement with NCDOT funds at the same ratio of 80% NCDOT and 20% City of Hickory. Staff requests Council's approval of an Agreement for Professional Services with Thomas-Gordon-Shook (TGS), Consulting Engineers in the amount of \$345,784.19, contingent on NCDOT approval.

- A** **K.** Approval of the Citizens' Advisory Committee's Recommendation for Assistance through the City of Hickory's Housing Programs. **(Exhibit VIII.K.)**

The mission of the City of Hickory's Community Development Division is to preserve the existing housing base, enhance ownership opportunities for all of its citizens to obtain decent housing, and provide a quality environment conducive to the safe and healthy growth of its citizenry. The seven-member Citizens' Advisory Committee was formed to provide for citizen input in the facilitation of the City's CDBG program, as well as any other similar community enhancement funding the City may receive. The following request was considered by the Citizens' Advisory Committee at their regular meeting on September 7, 2023:

- *Rebecca Abernathy located at 823 2nd Street SE, Hickory was recommended for approval of up to \$8,846.00 under the City of Hickory's 2022 Urgent Repair Program.*

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

- A** **L.** Approval of the Retiring Canine Agreement with Master Police Officer Clayton Albrecht for Canine Ricky. **(Exhibit VIII.L.)**

The Hickory Police Department requests approval to allow Master Police Officer (MPO) Clay Albrecht to adopt his retired canine partner (Riky). The Hickory Police Department will retire canine Riky on September 30, 2023. With the specialized training of Riky, he will not be safe for public adoption. MPO Clay Albrecht is the handler of Riky and is willing to provide care for him after retirement. Full care and liability for retired canine Riky will be the legal responsibility of MPO Clay Albrecht. It is common to allow the handler to adopt his canine when it is retired from service. Canine Riky has worked for the police department for approximately 6 years and is 7 years old. Due to recent court decisions surrounding police canines alerting on legalized hemp, canine Riky can no longer be fully utilized as a drug detecting canine. Riky is trained to alert on cannabis and therefore will alert on legalized hemp. MPO Clay Albrecht will sign an agreement and take full responsibility for Riky if the adoption is approved by City Council. Hickory Police Department recommends approval to retire canine Riky on September 30, 2023 and allow MPO Clay Albrecht to adopt and take full responsibility for him.

- A1** **M.** Budget Revision Number 5. **(Exhibit VIII.M.)**

1. *To appropriate \$102,200 from General Fund Balance to roll forward remaining funds from the 911 FY22-23 budget.*
2. *To appropriate \$36,956 from the sale of a vehicle towards Landscape Division operations.*
3. *To appropriate a total of \$341,207 towards the Trivium Center East Sewer Extension Project for a contract with Chad Sigmon Construction for construction services, \$107,603 will come from Water & Sewer Fund Balance. The other \$107,604 will come from Catawba County.*
4. *To appropriate \$345,785 towards the Springs Road sidewalk project for a Professional Services Agreement with Thomas-Gordon-Shook for preliminary engineering and design services. The City's 20% match will be from the General Fund in the amount of \$69,157 while the other \$276,628 will come from NCDOT.*

5. To appropriate \$194,096 towards the 17th Street Extension project for a Professional Services Agreement with Thomas-Gordon-Shook for preliminary engineering and design services. The City's 20% match will come from the General Fund in the amount of \$39,819 while \$155,277 will come from NCDOT.
6. To appropriate \$818,627 from General Fund Balance towards the Historic Ridgeview Walk Project for a Professional Services Agreement with Johnson, Miriam, and Thompson Consulting Engineers for construction, engineering, and inspection services. The City of Hickory will be applying for reimbursement of the funds through NCDOT.

IX. Items Removed from Consent Agenda

X. Informational Item

XI. New Business:

A. Public Hearings

- A**
1. Consideration of Closing a Portion of 1st Avenue NW in the 1400 Block as Petitioned by Mitloop, LLC, David E. Looper, and James R. Mitchell – Presentation by Public Works Director Steve Miller. **(Exhibit XI.A.1.)**

Staff requests Council's consideration of closing a portion of 1st Avenue NW as petitioned by Mitloop LLC, David E. Looper and James R. Mitchell. The City Clerk received a petition from Mitloop LLC, David E. Looper and James R. Mitchell owners of the property abutting 1st Avenue NW. The petition requests closing a portion of 1st Avenue NW, as per NCGS § 160A-299, as bound on the north by the tract owned by the Petitioners James R. Mitchell and David E. Looper and bound on the west and south by the Petitioner Mitloop, LLC. The signatures on the petition represent all the owners of the property abutting this portion of the right-of-way. The petition fee of \$830 has been paid. A memo was sent to various departments for their input on the street closing. Public Utilities advised that public sewer was located inside of the right of way, and they would need a 25' easement dedicated to the City of Hickory. Staff recommends Council's consideration of closing a portion of 1st Avenue NW, as petitioned by Mitloop, LLC, David E. Looper, and James R. Mitchell.

The public hearing was advertised in a newspaper having general circulation in the Hickory area on August 19, and August 26, September 2, and September 9, 2023.

- A**
2. Consideration of the Voluntary Non-Contiguous Annexation of Property Owned by Barbara Vellan Revocable Living Trust and Larry J. Guthrie Grantor Trust – Presentation by Planning Director Brian Frazier. **(Exhibit XI.A.2.)**

Consideration of the voluntary non-contiguous annexation of 30.36 acres property located at 1448 Zion Church Road. This property is identified as PIN 370118315906. The annexation is being requested so that the development of a single-family residential community can be started and completed. In order for the development to occur as proposed, the property would need to be served by City services, including sanitary sewer. City policy is to require properties be annexed in order to connect to the City's sanitary sewer system. The annexation of the property and subsequent development of the property represents a significant private investment in the City's housing inventory, and an increase in the City's overall population. The current tax value of the property is \$218,000. Tax revenue generated by annexation of the property would be \$991.90. Upon completion of the development previously outlined, tax values and revenues would increase significantly. Staff 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 petition.

The public hearing was advertised in a newspaper having general circulation in the Hickory area on September 9, 2023.

- A1** 3. Consideration of Rezoning Petition Number 23-04 for Property Located at 1448 Zion Church Road. Hickory from Industrial (IND) to R-2 Residential – Presentation Planning Director Brian Frazier. **(Exhibit XI.A.3.)**

The City of Hickory submitted a petition requesting the consideration of rezoning property located at 1448 Zion Church Road, Hickory, from Industrial (IND) to R-2 Residential. The subject property is currently zoned industrial by the City of Hickory, and 30.36 total acres. The current IND zoning district is primarily devoted to manufacturing, processing and assembly, warehousing, distribution and servicing enterprises, and office activities. The subject property is currently unoccupied land. The owners' intention is to develop the land into a single-family residential conservation subdivision. The City of Hickory Land Development Code allows for conservation subdivision in medium density residential (R-2) zoning districts. The Hickory Regional Planning Commission conducted a public hearing on July 26, 2023, to consider the petition and acknowledged the petitions consistency with the Hickory by Choice 2030 Comprehensive Plan. The Commission voted unanimously to recommend approval of the petition. Staff concurs with the recommendation of the Hickory Regional Planning Commission.

The public hearing was advertised in a newspaper having general circulation in the Hickory area on September 9 and September 16, 2023.

- A** 4. Consideration of the Voluntary Non-Contiguous Annexation of Property Owned by Legacy Home Builders, LLC – Presentation by Planning Director Brian Frazier. **(Exhibit XI.A.4.)**

Consideration of the voluntary non-contiguous annexation of 1.85 acres property located on 34th Street Place NE. This property is identified as PIN 3724-19-70-3169. The annexation is being requested for the proposed development of two-family residential units. In order for the proposed development to occur the property would need to be served by City services, including sanitary sewer. City policy is to require properties be annexed in order to connect to the City's sanitary sewer system. The annexation of the property and subsequent development of the property represents a significant private investment in the City's housing inventory, and an increase in the City's overall population. The current tax value of the property is \$31,500. Tax revenue generated by annexation of the property would be \$143.35. Upon completion of the development previously outlined, tax values and revenues would increase significantly. Upon analysis, staff has determined the petition meets the statutory requirements for voluntary contiguous annexation, and adequate public services are available. Staff finds the petition to be in conformity with applicable statutes and recommends approval of the petition.

The public hearing was advertised in a newspaper having general circulation in the Hickory area on September 9, 2023.

- A1** 5. Consideration of Rezoning Petition Number 23-05 for Property Located at 34th Street Place NE from Catawba County R-20 to Neighborhood Commercial (NC) – Presentation Planning Director Brian Frazier. **(Exhibit XI.A.5.)**

The City of Hickory submitted a petition requesting the rezoning of property located at 34th Street Place NE, Hickory from Catawba County R-20 to Neighborhood Commercial (NC). The subject property is currently split zoned R-20 Residential by Catawba County and Neighborhood Commercial (NC) by City of Hickory, and totals 1.85 acres. The R-20 zoning district is primarily residential and permits one and two-family residential uses at a density of two dwelling units per acre. Neighborhood Commercial zoning districts are intended to provide businesses as

well as residential uses. The subject property is currently vacant. The owner's intention is to utilize the property for residential development. The City of Hickory Land Use Development Code allows for residential development in NC. The Hickory Regional Planning Commission conducted a public hearing on August 23, 2023, to consider the petition and acknowledged the petitions consistency with the Hickory by Choice 2030 Comprehensive Plan. The Commission voted unanimously to recommend approval of the petition. Staff concurs with the recommendation of the Hickory Regional Planning Commission.

The public hearing was advertised in a newspaper having general circulation in the Hickory area on September 9 and September 16, 2023.

- A** 6. Consideration of the FY2022-2023 Consolidated Annual Performance and Evaluation Report (CAPER) – Presentation by Community Development Specialist Anna Beth Walker. **(Exhibit XI.A.6.)**

Consideration of the FY 2022-2023 Consolidated Annual Performance and Evaluation Report (CAPER) for submission as required by the U.S. Department of Housing and Urban Development. The U.S. Department of Housing and Urban Development requires the City of Hickory, as a Community Development Block Grant (CDBG) entitlement funding recipient, to report on CDBG monies spent within the previous fiscal year. The CAPER evaluates the effectiveness of the use of resources in addressing identified goals and objectives cited in the Annual Action Plan which is prepared before the fiscal year begins. CDBG resources were used for the following activities: Housing Rehabilitation \$175,653.23, Housing Rehab Admin \$17,352.47, Habitat for Humanity \$22,500, ALFA \$10,000, Exodus Homes \$10,000, Family Care Center \$6,000, Greater Hickory Cooperative Christian Ministry \$10,000, Hickory Soup Kitchen \$9,000, Microenterprise Assistance \$5,000, Small Business Loan \$20,000, Public Infrastructure Improvements \$93,141.40, Fair Housing \$1,785, and Program Administration \$60,234.63 for a total of \$440,666.73. The City of Hickory, in complying with the U.S. Department of Housing and Urban Development's requirements, is preparing the CAPER, for submission to HUD. The CAPER outlines the City's CDBG expenditures from July 1, 2022 thru June 30, 2023. Staff recommends that City Council consider the FY 2022-2023 Consolidated Annual Performance and Evaluation Report (CAPER).

The public hearing was advertised in a newspaper having general circulation in the Hickory area on September 2, 7, and 16, 2023.

B. Departmental Reports

- A** 1. Appointments to Boards and Commissions

BUSINESS DEVELOPMENT COMMITTEE

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

At-Large (Council Appoints)	VACANT
At-Large (Council Appoints)	VACANT

COMMUNITY APPEARANCE COMMISSION

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

Ward 1 (Wood Appoints)	VACANT
At-Large (Outside City but within HRP) (Council Appoints)	VACANT

COMMUNITY RELATIONS COUNCIL

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

African American (Council Appoints)	VACANT
African American (Council Appoints)	Ida Clough Eligible for Reappointment
Other Minority (Council Appoints)	VACANT
Other Minority (Council Appoints)	VACANT

Other Minority (Council Appoints) VACANT

Alderman Williams nominated Phyllis Michaux as an African American Representative on the Community Relations Council.

Mayor Guess nominated Ida Clough for Reappointment as an African American Representative on the Community Relations Council.

HICKORY REGIONAL PLANNING COMMISSION

(Term Expiring 6-30; 3-Year Terms With Unlimited Appointments) (Appointed by City Council)

Burke County Representative (Mayor Appoints with Recommendation from Burke County) VACANT

HISTORIC PRESERVATION COMMISSION

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

Historic Properties Owner VACANT

LIBRARY ADVISORY BOARD

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

Ward 3 (Seaver Appoints) VACANT

PUBLIC ART COMMISSION

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

Ward 3 (Seaver Appoints) VACANT

Ward 5 (Zagaroli Appoints) VACANT

At-Large (Mayor Appoints) VACANT

Mayor Guess nominated Brittany Marinelli as an At-Large Representative on the Public Art Commission.

Alderman Zagaroli nominated Kimberly Bost as Ward 5 Representative on the Public Art Commission.

RECYCLING ADVISORY BOARD

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

Ward 6 (Patton Appoints) VACANT

At-Large (Council Appoints) VACANT

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

XIV. Adjournment

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

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

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