

FOR YOUR CONVENIENCE A COPY OF
TONIGHT'S AGENDA
IS AVAILABLE, LOCATED TO THE
RIGHT OF THE ENTRANCE TO THE
COUNCIL CHAMBERS

*ANYONE WISHING TO SPEAK
DURING THE PUBLIC COMMENT
PORTION OF THE AGENDA
PLEASE SEE THE CITY CLERK PRIOR
TO THE MEETING TO SIGN UP
NON-AGENDA ITEMS WILL BE
DISCUSSED AND SPEAKERS WILL BE
LIMITED TO THREE (3) MINUTES
A COPY OF THE RULES FOR PUBLIC COMMENT
ARE AVAILABLE AT THE CITY CLERK'S DESK*

THANK YOU FOR ATTENDING
OUR MEETING
AND FOR YOUR INTEREST
IN THE CITY OF LINCOLNTON

A G E N D A

LINCOLNTON CITY COUNCIL

June 4, 2009

7:00 p.m.

CALL TO ORDER – Mayor Black

PLEDGE OF ALLEGIANCE

1. Approval of Regular Agenda

2. Approval of CONSENT AGENDA:

All items placed under the Consent Agenda are considered routine, to be enacted by one motion without discussion. If a member of the Governing Body requests discussion of an item, the item will be removed from the Consent Agenda and considered separately.

3. Minutes of the following meetings:

Regular Meeting April 2, 2009

Budget Work Session April 27, 2009

Budget Work Session May 12, 2009

(R-08-09)

4. Resolution (R-08-09) directing the City Clerk to investigate petition(s) received under NCGS 160-31, and upon the findings execute the certificate(s) of sufficiency for the following request for satellite annexations; ANX(S)-1-09, ANX(S)-2-09, and ANX(S)-3-09

5. Calls to Public Hearing for the July 9th regular meeting:

*** NC Highway 150 Corridor Plan – A plan for the City of Lincolnton and the Extraterritorial Zoning Jurisdiction on both sides of existing NC Highway 150 between South Grove Street Extension and Old Gastonia Highway and proposed NC Highway 150 between Old Gastonia Highway and US Highway 321. The plan, when adopted will compliment the Land Use Plan adopted by the Mayor and City Council in July 2003.**

***CUP-4-2008 R – Application from Hesed House of Hope, Inc. requesting City Council approval for site plan revisions to a conditional use permit to construct a homeless shelter in the Residential-8 (R-8) District. The conditional use permit was originally approved on October 2, 2008. The subject property is**

CONSENT AGENDA CONTINUED:
Call to Public Hearing for July 9, 2009:

- located on the north side of East Lincoln Street approximately 300 feet west of the intersection of East Lincoln Street and Linden Street.
- *ZMA-9-2009 – Application from Northwest Corridor II, LLC requesting the rezoning of approximately 1.5 acres from RMF, NB to R-8, NB, and RMF. The subject property is located on the north side Wilma Sigmon Road approximately 250 feet east of the intersection of Wilma Sigmon Road and Olivia Lane (Lincoln Meadows Subdivision Entrance)
 - *ANX(S)-1-09 – Petition from Charlotte Mecklenburg Hospital Authority requesting the satellite annexation of approximately 2.1 acres of land. The annexation includes three parcels of land. Two parcels are located on the north side of East NC Highway 150 directly across from the intersection of Highway 150 and Myra Lane. One parcel is located on the south side of McAlister Road approximately 1000 feet west of the intersection of Highway 150 and McAlister Road. A map of the properties are on file and available for inspection in the City of Lincolnton Planning Department office at Lincolnton City Hall, 114 West Sycamore Street.
 - * ANX(S)-2-09- Petition from Radiation Oncology Centers of the Carolinas, Inc. requesting the satellite annexation of approximately 1.177 acres of land located on the south side of McAlister Road approximately 1,100 feet west of the intersection of Highway 150 and McAlister Road. A map of the property is on file and available for inspection in the City of Lincolnton Planning Department office at Lincolnton City Hall, 114 West Sycamore Street.
 - * ANX(S)-3-09- Petition from Highway 321 Investments, LLC requesting satellite annexation of 30.328 acres of land located on the west side of Car Farm Road approximately 600 feet south of the intersection of Car Farm Road and Maiden Highway. The property also has frontage onto U.S. Highway 321 North. A map of the property is on file and available for inspection in the City of Lincolnton Planning Department office at Lincolnton City Hall, 114 West Sycamore Street.

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CONSENT AGENDA CONTINUED:

(BA-04-09)

6. Budget Amendment – 2008-2009 Fiscal Year End

(C-08-09)

7. Approval of contract between the City and Mark Knuckles Associates, Inc. for Annual Compliance Watch Consultation Services

(P-01-09)

8. Adoption of revised City Safety Policy and Procedures

REGULAR AGENDA

PUBLIC HEARINGS

9. ZMA-7-09 – Application from Radiation Oncology Centers of the Carolinas, Inc. requesting the rezoning of 1.1 acres of land from residential-25 (R-25) to Office-Institutional (O-I) District. The subject property is located on the south side of McAlister Road approximately 1,100 feet west of the intersection of McAlister Road and NC Highway 150. The address of the property is 440 McAlister Road.

10. ZMA-8-09-Application from Carolinas Health Care System requesting the rezoning of 1.34 acres of land from Residential-25 (R-25) to Office Institutional (O-I) District. The subject property is made up of two parcels of land located on the north side of East NC Highway 150 directly across from the intersection of East NC Highway 150 and Myra Lane.

11. ZTA-3-09-Application from Lincoln County Coalition against Child Abuse, Inc. and Shirley Smith requesting that the Lincolnton Unified Development Ordinance be amended to allow a child advocacy center as a conditional use in the Residential-8 (R-8) Zoning District.

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12. CUP-4-2009-Application from Lincoln County Coalition against Child Abuse, Inc. and Shirley Smith requesting a conditional use permit to operate a child advocacy center office in the Residential-8 (R-8) District. The subject property is located at the northeast corner of North Grove Street and Bonview Avenue. The address of the property is 502 North Grove Street.
13. CU-ZMA-1-2009-Application from Cliff Martin representing the Fletcher Bright Co. requesting the rezoning of approximately 24 acres of land from Residential-8 (R-8), Office Institutional (O-I), and Planned Business (PB) to Conditional-Use Planned Business (CU-PB) District. A conditional use permit is being requested in order to develop the property for a 182,000 square foot Wal-Mart Supercenter. The subject property is located on the east side of North Generals Blvd across from the intersection North Generals Blvd. and Tait Mill Road.
14. Public Hearing for the City to consider adoption of proposed amendments to the Lincoln County Solid Waste Plan. A copy of the plan can be reviewed at the office of the Director of the Public Works & Utilities Office.

Steve Peeler, Director of PW& U

(O-07-09)

15. Public Hearing to receive public comment on the 2009-2010 proposed fiscal year budget.
NOTE: Action on this item, after closing the Public Hearing, includes adopting the Budget Ordinance (O-07-09) and 2009-10 schedule of fees

Jeff Emory, City Manager

PRESENTATIONS

- 16. Presentation of Economic Development Plan from Electricities**

Crystal Morphis, Sanford Holshouser

- 17. Presentation to Lincolnnton City Council from the Downtown
Development Association – DDA Advocacy Award**

Stephen Starnes, Chair of DDA

RESOLUTION

(R-06-09)

- 18. City of Lincolnnton – 2009 – 2010 Salary Schedule / Schedule of
Budgeted Positions**

Jeff Emory, City Manager

OTHER BUSINESS

- 19. Consideration of Adoption of Electric Rate Rider – Renewable
Energy Portfolio Standards (REPS) Charge in accordance with
Senate Bill 3 requirements**

Jeff Emory, City Manager

- 20. Request to retain the unexpended funds from 2008-2009 fiscal year
budget for redevelopment venture fund**

Stephen Starnes, Chair of DDA

- 21. Order of Collection for 2009-2010 Taxes**

Jeff Emory, City Manager

- 22. Update on status of Marcia H. Cloninger Rail/Trail Expansion**

Steve Gurley, Planning Director

OTHER BUSINESS

(R-07-09)

23. Resolution Requesting the Closing of a Portion of McDaniel Springs Road (SR#1288) from the North Carolina Department of Transportation

Steve Peeler, Director of PW&U

(C-09-09)

24. Proposed contract to obtain Clean Water Management Trust Fund Grant monies in the amount of \$ 50,000

Steve Peeler, Director of Public Works & Utilities

25. Strategies for satellite annexations for hospital area

Jeff Emory, City Manager

PUBLIC COMMENT

Speakers will be limited to three (3) minutes to address Mayor and City Council Concerning Non-Agenda Items.

You must sign in with the City Clerk prior to the meeting to be eligible to speak.

NEWS MEDIA

ADJOURNMENT