

**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

## LINCOLN TON CITY COUNCIL

November 7, 2008

1:30 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 Work Session – September 22, 2008**

**Regular Meeting – October 2, 2008**

**4. PROCLAMATION:**

**Honoring “Jeb F. Seagle” – Saturday, October 25, 2008**

**(P-04-08)**

**5. Identity Theft Detection and Prevention Program Policy**

**6. Calls to Public Hearing for the December 4<sup>th</sup> regular meeting:**

**ZTA-3-2008 – Application from Staff requesting an amendment to the text of the Lincoln TON Unified Development Ordinance. The proposed text amendment would change Section 5.9.2 of the ordinance and authorize the Board of Adjustment to review and authorize the issuance of permits for carnivals, circuses, tent assemblies and other similar commercial and charitable uses.**

**CUP-5-2008-Application from CSE Engineering requesting a conditional use permit to expand an existing church facility in the R-15 District. The subject property is located at the southwest corner of Old Tram Street and Lithia Inn Road.**

## AGENDA

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**CUP-1-2008R-** Application from the Lincoln County Sheriff's Office requesting an amendment to a conditional use permit to allow for a storage building/control tower to be constructed at the existing outdoor shooting range. The subject property is located behind the Lincoln County Sheriff's Department at the end of John Howell Memorial Drive.

**ZMA-6-2008-** Application from Lackey and Whitley Realty requesting the rezoning of approximately 1.4 acres from Residential-25 (R-25) to Neighborhood Business (NB) District. The Subject property is located on the northwest side of NC Highway 150 approximately 800 feet east of the intersection of NC Highway 150 and NC Highway 27. The address of the subject property is 2409 East NC Highway 150.

### REGULAR AGENDA:

#### PUBLIC HEARINGS

- 7. ZTA-2-2008-** Application from Tayco Realty, LLC requesting an amendment to the text of the Lincolnton Unified Development Ordinance. The proposed text amendment would increase the definition of large retail establishment in Section 5.31 from 60,000 square feet to 85,000 square feet.

Steve Gurley, Planning Director

- 8. CU-ZMA-3-2008-** Application from Tayco Realty, LLC requesting a conditional use rezoning from GMC District to CU- PB District for the purpose of constructing an Ingles Supermarket. The subject property is located on 17.73 acres of land located at the southwest corner of the East Main Street and Railroad Street. The address of the property is 2130 East Main Street (Belding Hausman, Inc.)

Steve Gurley, Planning Director

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9. To receive public comment on the closing of Smith Street from Green Street in an easterly direction 508 feet. *NOTE:* After the Public Hearing is held, Council may adopt by separate motion an order for the closing of said street.

Mayor David Black

**PRESENTATION**

10. Commendation Award to Lynn Brinson of the Business and Community Development Department

Mayor David Black

**CONTRACT**

(C- 14-08)

11. Consideration of awarding bids for the City's Property and Casualty Insurance

Georgetta Williams, Finance Director

**OTHER BUSINESS**

12. Request from Lincolnton-Lincoln County Airport for additional funding of \$ 40,000 from the City for the new terminal building

Jeff Lynn, LLC Airport Manager  
David E. Lowe, Airport Authority Chair

13. Request from Lincoln County Concert Association for the City to consider funding \$ 5,000 for the Charlotte Symphony or Western Piedmont Symphony to perform in Lincolnton

Jeff Emory, City Manager

**AGENDA**

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14. Request from Lincoln County regarding contract for Industrial Park Sewer

**Jeff Emory, City Manager**

15. Report on the status of a request for “No Parking” on both sides of Carter Street

**Jeff Emory, City Manager**

**OTHER BUSINESS**

16. Update on the status of Marcia H. Cloninger Rail-Trail Expansion

**Steve Gurley, Planning Director**

**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.*

**CLOSED SESSION**

**In accordance with NCGS 143-318.11(5)  
to discuss property acquisition**

**NEWS MEDIA**

**ADJOURNMENT**