



CONOVER

North Carolina

Conover City Council

Regular Meeting Minutes

Monday, August 5, 2024 at 6:00 PM

Conover City Hall Council Chambers

101 1st Street E, Conover

A Regular Meeting of the Conover City Council was held on Monday, August 5, 2024 at 6:00 PM in the Council Chambers of Conover City Hall.

I. CALL TO ORDER

Kyle J. Hayman, Mayor

Council Members Present:

Mayor Kyle Hayman
Mayor Pro Tem / Council Member Bruce Eckard
Council Member Mark Canrobert
Council Member Joie Fulbright
Council Member Jim Green
Council Member Brenda Powell

Council Members Absent:

None

Staff Present:

City Manager Tom Hart, City Clerk Stephanie Watson, City Attorney Susan Matthews, Human Resources Director Madeleine Epley, Finance Director Kurt L. Beal, Planning Director Erik Schlichting, Public Works Director Terry R. Jones, Fire Chief Mark Stafford, Information Technology Director Chris Niver, Assistant Fire Chief Jackie Bowman, Police Officer Austin Hice, Police Records Clerk Deborah Reed, Code Enforcement Office Danny Duggan, Police Sergeant Adam Williams, and Intern Melanie Jordan.

II. INVOCATION

Rev. Ken Mann, In His Image Ministries

III. PLEDGE OF ALLEGIANCE

Kyle J. Hayman, Mayor

IV. APPROVAL OF AGENDA

Motion was duly made by Council Member Fulbright, seconded by Council Member Green, to adopt the Monday, August 5, 2024 Agenda.

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
NOES:	None
ABSTAIN:	None

V. **APPROVAL OF 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 the Business Agenda section.

Item 1: Approval of Minutes

a. July 8, 2024 Regular Meeting Minutes

Mayor Kyle J. Hayman presented the July 8, 2024 Regular Meeting Minutes.

(July 8, 2024 Regular Meeting Minutes contained in Minute Book 20.)

Item 2: Resolution 32-24: Permit to Possess and Display Regulated Pyrotechnics

Mayor Kyle J. Hayman presented Resolution 32-24: Permit to Possess and Display Regulated Pyrotechnics .

(Resolution 32-24: Permit to Possess and Display Regulated Pyrotechnics contained in the exhibit file called 2024 Resolutions.)

CITY OF CONOVER RESOLUTION 32-24

PERMIT TO POSSESS AND DISPLAY REGULATED PYROTECHNICS

WHEREAS, the applicant, JECO Pyrotechnics, Inc., has submitted a Special Operational Use Permit - Fireworks / Pyrotechnics Display Application and has met or asserts he will meet all the requirements of N.C.G.S. §14-410, §14-413, §58-82A-3, and Chapter 56 of the 2018 North Carolina Fire Prevention Code; and

WHEREAS, the scheduled date of discharge on the application is August 23, 2024, and

WHEREAS, the Conover Fire Department has the authority to revoke this permit at any time if

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

any requirements are not being met or if atmospheric conditions, local circumstances, or a ban on outdoor burning has been issued.

NOW, THEREFORE, BE IT RESOLVED that the Conover City Council do hereby authorize JECO Pyrotechnics, Inc. to possess and display pyrotechnics provided all statutory regulations and conditions asserted in the application are met at all times.

Adopted this 5th day of August, 2024.

Motion was duly made by Mayor Pro Tem / Council Member Eckard, seconded by Council Member Powell, to adopt the Consent Agenda.

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
NOES:	None
ABSTAIN:	None

VI. BUSINESS AGENDA

Item 3: Comments from Visitors and Guests

Mayor Kyle Hayman opened the public comment period to visitors and guests.

Amanda Freeland on behalf of Conover Community Partners spoke briefly about their upcoming events:

- **Shop and Stroll:** Saturday August 17th from 10AM - 2PM
- **Conover Cruz In and Community Day:** Saturday, September 28 from 11AM - 7PM
- **Conover's Boo-tiful Downtown Bash:** Saturday, October 5, 2024 from 3PM - 7PM
- **Christmas Comes to Conover:** Saturday, November 23, 2024

Motion was duly made by Mayor Hayman, seconded by Council Members Fulbright and Green, to close the public comment period for visitors and guests.

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
NOES:	None

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

ABSTAIN:	None
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Item 4: Resolution 31-24: Certificate of Appreciation for Robert Clark

Kyle J. Hayman, Mayor and Jeff Barkley, Major presented Resolution 31-24: Certificate of Appreciation for Robert Clark.

Motion was duly made by Mayor Hayman, seconded by Council Member Fulbright, to adopt Resolution 31-24: Certificate of Appreciation for Robert Clark.

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
NOES:	None
ABSTAIN:	None

(Resolution 31-24: Certificate of Appreciation for Robert Clark contained in the exhibit file called 2024 Resolutions.)

CITY OF CONOVER RESOLUTION 31-24

CERTIFICATE OF APPRECIATION ROBERT L CLARK, JR.

23 YEARS OF SERVICE

WHEREAS, ROBERT L CLARK, JR. HAS SERVED THE CITY OF CONOVER POLICE DEPARTMENT SINCE OCTOBER OF 2002; BEING PROMOTED TO LIEUTENANT IN 2016; AND

WHEREAS, LIEUTENANT CLARK SUCCESSFULLY COMPLETED THE NORTH CAROLINA CRIMINAL JUSTICE COMMISSION REQUIREMENTS FOR TRAINING, EDUCATION, AND YEARS OF SERVICE; AND

WHEREAS, LIEUTENANT CLARK COMPLETED 855 HOURS OF TRAINING WITH A FOCUS IN CRIMINAL INVESTIGATIONS AND WAS AWARDED THE CRIMINAL INVESTIGATION CERTIFICATE THROUGH THE NORTH CAROLINA JUSTICE ACADEMY IN THE YEAR 2003; AND

WHEREAS, LIEUTENANT CLARK WAS AWARDED THE ADVANCED LAW ENFORCEMENT CERTIFICATE THE HIGHEST LAW ENFORCEMENT CERTIFICATION

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

IN THE STATE OF NORTH CAROLINA IN THE YEAR 2006; AND

WHEREAS, LIEUTENANT CLARK'S IMPACT ON HIS COMMUNITY EXTENDS FAR BEYOND THE WALLS OF THE CONOVER POLICE DEPARTMENT, RECEIVING APPRECIATION FOR HIS SERVICE FROM VARIOUS COMMUNITY MEMBERS; AND

WHEREAS, THESE 23 YEARS OF DEDICATED SERVICE HAVE BEEN CHARACTERIZED BY HIS UNWAVERING COMMITMENT TO IMPROVE AND PROTECT THE COMMUNITY AND PUBLIC HE SERVED; AND

NOW, THEREFORE BE IT RESOLVED, THE CONOVER CITY COUNCIL, ON BEHALF OF THE CITIZENS OF CONOVER, PUBLICLY COMMENDS **ROBERT L. CLARK, JR.** FOR HIS OUTSTANDING SERVICE TO THE CITY OF CONOVER.

ADOPTED THIS THE 5TH DAY OF AUGUST, 2024.

Item 5: Amendment to Appendix A: Zoning of the Conover City Code (Code Amendment 24-03 Zoning)
(Item continued from the July 8, 2024 Council Meeting)

- a. Public Hearing to Receive Public Comments for an Amendment to Appendix A: Zoning of the Conover City Code**
- b. Ordinance 18-24: An Ordinance Amending Appendix A: Zoning of the Conover City Code**

Erik Schlichting, Planning Director presented Amendment to Appendix A: Zoning of the Conover City Code (Code Amendment 24-03 Zoning); an item that was continued from the July 8, 2024 Council Meeting. The property owner has requested to add the use "auto/boat/RV sales" to the M-1 (General Manufacturing) district as an allowed use in the land use table of the zoning code. In 2019 or 2020, that use was removed from the M-1 district. The applicant purchased the property after the change was in place. The applicant has expressed a desire to operate a charitable organization which gives vehicles to certain people in need. The NC DMV requires that the applicant be licensed to sell vehicles from the location in order to transfer titles.

Staff does not recommend changing the land use table add "auto/boat/RV sales" as an allowed use under the M-1 district. The Planning Board reviewed this matter during their June 11, 2024 Meeting and voted unanimously not to recommend the requested change.

There was some discussion by Council about what the surrounding properties are zoned. City Attorney Matthews stated that this rezoning would not be considered property specific.

Item 5a) Public Hearing to Receive Public Comments for an Amendment to Appendix A: Zoning of the Conover City Code

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

Mayor Hayman opened the public hearing to receive public comments for an Amendment to Appendix A: Zoning of the Conover City Code.

Mr. Caskel Cook of 3741 Rock Barn Road NE, Conover spoke briefly to Council about a foundation that he started seven years ago after the death of his son. They do not sell cars but give them away. The foundation helps send people to rehab, and once out of rehab, they help by giving them a job. If they can keep a job for a period of time, the foundation will give them a car. His little boy came up with this idea to help people. It is funded out of his pocket and they don't take donations. For every car that is given, state and federal taxes have to be paid. The DMV will not let this be done under wholesale. It has to be done with a retail license. This property was purchased due to it being close to his house. He requested for special permission to allow for that retail license in the window as the DMV requested.

Mr. Bill Robinson of 705 2nd Ave NW, Conover stated that he has known Mr. Cook since he was fifteen years old and they have done a lot of business together. He and his son have tried to help a lot of people including the homeless. Mr. Cook is not selling cars but giving them away. He needs the proper credentials from the DMV to do that.

Motion was duly made by Council Member Green, seconded by Council Member Canrobert, to close the public hearing to receive public comments for an Amendment to Appendix A: Zoning of the Conover City Code.

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
NOES:	None
ABSTAIN:	None

There was some discussion about what is allowed in the M-1 district and possible suggestions for the approval of this request without changing the code. Planning Director Schlichting stated that the city could not allow for exceptions for only one case.

City Manager Hart explained that in order for a "car lot" to be allowed at the requested location, the city would have to provide a letter, that would be submitted to the DMV, stating that this would be an allowable use in this location. While the city is sympathetic to Mr. Cook, the City is not currently able to provide a letter stating this is allowed in the M-1 district.

There was some discussion about the requirement made by the DMV.

There was some discussion about potentially using a Special Use Permit for this situation. As the City does not have a Special Use Permit, Attorney Matthews and Mr. Schlichting would have to do some research on what is allowed by the state.

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

Item 5b) Ordinance 18-24: An Ordinance Amending Appendix A: Zoning of the Conover City Code

Erik Schlichting, Planning Director presented Ordinance 18-24: An Ordinance Amending Appendix A: Zoning of the Conover City Code.

It was the request of Council that staff do some further research on this matter to see what possible options, if any, are available.

Motion was duly made by Council Member Canrobert, seconded by Council Member Fulbright, to deny Ordinance 18-24: An Ordinance Amending Appendix A: Zoning of the Conover City Code and to deny the amendment to Appendix A: Zoning to add Auto/Boat/RV Sales” as a permitted use in the M-1 (General manufacturing) District, as it is not compatible with the Updated 2003 Land Development Plan and is not reasonable and in the public interest because the proposed changes would affect a much larger area of the City than just applicant’s property and potentially displace opportunities for further manufacturing development in the M-1 General Manufacturing district.

AYES:	None
NOES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
ABSTAIN:	None

(ORDINANCE DENIED: A copy of the draft Ordinance 18-24: An Ordinance Amending Appendix A: Zoning of the Conover City Code shall be contained in the exhibit file called 2024 Ordinances.)

CITY OF CONOVER

ORDINANCE 18-24

AN ORDINANCE AMENDING APPENDIX A: ZONING OF THE CONOVER CITY CODE

The City Council of the City of Conover, North Carolina does ordain and enact as follows:

Section 1. *That the Conover Code of Ordinances, Appendix A, Zoning is hereby amended as follows:*

*In the following Sections all strikethroughs are to be removed and all **red** lettering is to be added to the Conover Code of Ordinances under Appendix A - Zoning:*

Appendix A, Article III, Division 1, Section 31.4 – Land use table.

<i>Commercial</i>	<i>R- 20</i>	<i>R- 9</i>	<i>R- 9A</i>	<i>NR</i>	<i>NC</i>	<i>P- 1</i>	<i>MX</i>	<i>COI</i>	<i>B-1</i>	<i>B-2</i>	<i>B-3</i>	<i>B-4</i>	<i>CC</i>	<i>M- 1</i>	<i>EM- 1</i>	<i>OS</i>
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MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

Auto/boat/R V sales										P	SR	P	SR	P		
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Section 2. *This ordinance shall be effective upon passage.*

Denied this, the 5th day of August, 2024.

Item 6: Proposed Amendments to the City of Conover's Code of Ordinances

- a. **Ordinance 19-24: Amendment to Chapter 1 of the City of Conover Code of Ordinances**
- b. **Ordinance 20-24: Amendment to Chapter 2 of the City of Conover Code of Ordinances**
- c. **Ordinance 21-24: Amendment to Chapter 3 of the City of Conover Code of Ordinances**
- d. **Ordinance 22-24: Amendment to Chapter 4 of the City of Conover Code of Ordinances**
- e. **Ordinance 23-24: Amendment to Chapter 6 of the City of Conover Code of Ordinances**
- f. **Ordinance 24-24: Amendment to Chapter 7 of the City of Conover Code of Ordinances**
- g. **Ordinance 25-24: Amendment to Chapter 8 of the City of Conover Code of Ordinances**
- h. **Ordinance 26-24: Amendment to Chapter 16 of the City of Conover Code of Ordinances**

Item 6a) Ordinance 19-24: Amendment to Chapter 1 of the City of Conover Code of Ordinances

Tom Hart, City Manager presented Ordinance 19-24: Amendment to Chapter 1 of the City of Conover Code of Ordinances. There are few updates to definitions and removes the word "chattels" and replaces it with a more modern definition.

CITY OF CONOVER ORDINANCE 19-24

AN ORDINANCE AMENDING CHAPTER 1: GENERAL PROVISIONS OF THE CITY OF CONOVER CODE OF ORDINANCES

WHEREAS, North Carolina General Statute 160A-77 states that a city shall adopt and issue a code of its ordinances which is generally referred to as the City's "Code of Ordinances"; and

WHEREAS, the City of Conover's Council identifies the need to amend its Code of Ordinances from time to time in order to comply with general laws, regulations, and state statutes.

NOW, THEREFORE, BE IT ORDAINED THAT the City Council of the City of Conover, North Carolina shall hereby amend Chapter 1: General Provisions, Sec. 1-2. Rules of construction; definitions of the Conover Code of Ordinances to read as follows:

In the following, all strikethroughs (~~strikethroughs~~) are to be removed and all items in RED and underlined (RED) are to be added:

CHAPTER 1: GENERAL PROVISIONS

Sec. 1-2. Rules of construction; definitions.

In the construction of this Code, and of all ordinances, the following definitions and rules of construction shall be observed, unless inconsistent with the manifest intent of the city council or the context clearly requires otherwise:

Bond. When a bond is required, an undertaking in writing shall be sufficient.

City, municipal corporation, municipality. Shall mean the City of Conover, North Carolina unless otherwise stated.

City council. The governing body of the city; i.e., the policy board of the City of Conover, North Carolina.

City limits. The words "city limits" shall mean the legal boundary of the City of Conover, North Carolina as set out on a map entitled, "Map of Conover City Limits," maintained in the office of the city clerk. (Reference G.S. 160A-22)

City manager. The words "city manager" shall mean the city manager and/or "chief executive officer" of the City of Conover, North Carolina.

Code. This Code of Ordinances as designated and cited in section 1-1 above.

County. The word county shall mean Catawba County, North Carolina unless otherwise stated.

Delegation of authority. Whenever a provision appears requiring the head of a department of the city to do some act or make certain inspections, it is to be construed to authorize the head of the department to designate, delegate and authorize subordinates to perform the required act or make the required inspection unless the terms of the provision or section designate otherwise.

Easement. A right, liberty, privilege or advantage without profit which the owner of one (1) parcel of land may have in the lands of another. A right in the owner of one (1) parcel of land, by reason of such ownership, to use the land of another for a special purpose not inconsistent with a general property right in the owner.

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

Gender. A word importing the masculine gender only shall extend and be applied to females and to firms, partnerships, associations and corporations as well as to males.

In the city. The words, "in the city" or "in this city" mean and include any territory within the corporate limits of this city and the police jurisdiction thereof, and any other territory over which regulatory power has been conferred on the city by general or special act, as otherwise specified.

Law. Any statute, ordinance or regulation promulgated by the United States, the state, the county, the city or any agency thereof, as well as the rules and regulations of other bodies politic that may be appropriate.

Number. Any word importing the singular number shall include the plural, and any word importing the plural number shall include the singular.

Official time standards. Whenever certain hours are named in this Code, they shall mean standard time or daylight savings time as may be in current use in the city.

Officials, employees, boards, commissions, etc. Whenever reference is made to officials, employees, boards, commissions or other agencies of the city by title only, i.e., "mayor," "council," "city manager," "clerk," "chief of police," etc., they shall be deemed to refer to officials, employees, boards, commissions or other agencies of this city.

Or, and. "Or" may be read "and" and "and" may be read "or" if the context of the provision requires it.

Person. The word "person" shall include and be applied to a firm, partnership, association, corporation, organization, club, society, group acting as a unit, or body politic and corporate, as well as to an individual.

Personal property. The words "personal property" shall include moneys, goods, ~~chattels~~ property that includes any movable object or intangible asset of value that can be owned by a person and is distinct from real property, choses in action and evidences of debt, including all things capable of ownership, not descendible to heirs at law.

Property. The word "property" shall include all property, both real and personal.

Public place. Any public way, park, cemetery, school yard or open space adjacent thereto; any public lake or stream; and any place or business open to the use of the public in general, open to public view or to which the public has access.

Public way. Any street, alley, boulevard, parkway, highway, sidewalk or other public thoroughfare.

Real property. The words "real property" shall include lands, tenements and hereditaments.

Reasonable time. In all cases where any section of this Code or city ordinance shall require any act to be done in a reasonable time or reasonable notice to be given, such

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

reasonable time or notice shall be deemed to mean such time only as may be necessary for the prompt performance of such duty, or compliance with such notice.

Residence. The place adopted by a person as his place of habitation, and to which, whenever he is absent, he has the intention of returning. When a person eats at one place and sleeps at another, the place where such person sleeps shall be deemed to be his residence.

Right-of-way. The term "right-of-way" shall mean that area between the lot line or right-of-way of the property owner and the road way.

Shall, may. The word "shall" is mandatory, and the word "may" is discretionary.

Signature, subscription. The word "signature" or "subscription" shall include a mark when the person cannot write, when his name is written near such mark and is witnessed by a person who writes his own name as witness.

Street. The word "street" shall mean and include accepted public streets, avenues, boulevards, highways, roads, alleys, lanes, viaducts, bridges, public ways and approaches thereto and other public thoroughfares in the city devoted to public use.

State. Shall mean the State of North Carolina.

Tenant or occupant. The words "tenant" or "occupant," applied to a building or land, shall include any person who occupies the whole or part of such building or land whether alone or with others.

Tense. Words used in the past or present tense include the future as well as the past and present.

Writing. The words "written" and "in writing" may be construed to include printing, engraving, lithographing, and any other mode of representing words and letters; provided, that in all cases where a written signature is required by law, the same shall be in a proper handwriting, or in a proper mark.

State law reference(s)—Similar rules of statutory construction, G.S. § 12-3.

This ordinance shall be effective upon its passage.

Adopted, this the 5th day of August, 2024.

Item 6b) Ordinance 20-24: Amendment to Chapter 2 of the City of Conover Code of Ordinances

Tom Hart, City Manager presented Ordinance 20-24: Amendment to Chapter 2 of the City of Conover Code of Ordinances. This Chapter currently bans smoking at all city facilities. This

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

amendment would allow for the designation of smoking areas during special events.

CITY OF CONOVER ORDINANCE 20-24

AN ORDINANCE AMENDING CHAPTER 2: ADMINISTRATION OF THE CITY OF CONOVER CODE OF ORDINANCES

WHEREAS, North Carolina General Statute 160A-77 states that a city shall adopt and issue a code of its ordinances which is generally referred to as the City's "Code of Ordinances"; and

WHEREAS, the City of Conover's Council identifies the need to amend its Code of Ordinances from time to time in order to comply with general laws, regulations, and state statutes.

NOW, THEREFORE, BE IT ORDAINED THAT the City Council of the City of Conover, North Carolina shall hereby amend Chapter 2: Administration of the Conover Code of Ordinances to read as follows:

In the following, all strikethroughs (~~strikethroughs~~) are to be removed and all items in RED and underlined (RED) are to be added:

CHAPTER 2: ADMINISTRATION

ARTICLE I. IN GENERAL

Sec. 2-101. Definitions.

"Tobacco" or "tobacco product": Any product containing, made, or derived from tobacco that is intended for human consumption, whether chewed, smoked, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, or any component part or accessory of a tobacco product, including but not limited to cigarettes; cigars; little cigars; cheroots' stogies; periques; granulated, plug cut, crimp cut, ready rubbed, or other smoking tobacco; snuff; snuff flour; Cavendish; plug and sweepings of tobacco; any other kinds and forms of tobacco.

"E-cigarette" or "vapor product": Any non-combustible product that employs a mechanical heating element, battery, or electronic circuit regardless of shape or size that can be used to heat a liquid solution (nicotine or any other chemicals or ingredients) contained in a vapor cartridge. The term shall include any such device, whether manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, or under any other product name or descriptor.

ARTICLE II. RESERVED

Sec. 2-201 to 2-299. Reserved.

ARTICLE III. RESERVED

Sec. 2-301 to 2-399. Reserved.

ARTICLE IV. RESERVED

Sec. 2-401 to 2-499. Reserved

ARTICLE V. RESERVED

Sec. 2-501 to 2-599. Reserved

ARTICLE VI. RESERVED

Sec. 2-601 to 2-699. Reserved

ARTICLE VII. USE OF TOBACCO PRODUCTS, E-CIGARETTES, OR VAPOR PRODUCTS IN MUNICIPAL BUILDINGS, PROPERTY, PARKS, FACILITIES AND VEHICLES

~~Sec. 2-182.~~ Sec. 2-701. **Prohibited**—*In municipal buildings, property, parks, facilities, vehicles, and equipment.*

It shall be unlawful for any person to use tobacco products, e-cigarettes, or vapor products of any kind in any building, property, parks, facilities, vehicles, and city-owned equipment now or hereafter owned, leased, operated, occupied, managed or controlled by the city.

~~Sec. 2-183. Same~~—*In municipal vehicles or equipment.*

~~*It shall be unlawful for any person to use tobacco products, e-cigarettes, or vapor products of any kind in any city vehicle or equipment now or hereafter owned or leased by the city.*~~

~~Section 2-183~~ Sec. 2-702. **Public Smoking; Special Events.**

For permitted special events, the City shall reserve the right to allow public smoking in designated areas.

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ARTICLE VIII. PENALTIES

Sec. 2-801. Penalty.

A violation of this chapter is punishable as a misdemeanor as provided by G.S. 14-4.

This ordinance shall be effective upon its passage.

Adopted, this the 5th day of August, 2024.

Item 6c) Ordinance 21-24: Amendment to Chapter 3 of the City of Conover Code of Ordinances

Tom Hart, City Manager presented Ordinance 21-24: Amendment to Chapter 3 of the City of Conover Code of Ordinances. This chapter was recently amended in April 2023. This amendment is solely to adopt the new numbering system.

**CITY OF CONOVER
ORDINANCE 21-24**

**AN ORDINANCE AMENDING CHAPTER 3: ALCOHOL BEVERAGE CONTROL
OF THE CITY OF CONOVER CODE OF ORDINANCES**

WHEREAS, North Carolina General Statute 160A-77 states that a city shall adopt and issue a code of its ordinances which is generally referred to as the City's "Code of Ordinances"; and

WHEREAS, the City of Conover's Council identifies the need to amend its Code of Ordinances from time to time in order to comply with general laws, regulations, and state statutes.

NOW, THEREFORE, BE IT ORDAINED THAT the City Council of the City of Conover, North Carolina shall hereby amend Chapter 3: Alcoholic Beverage Control of the Conover Code of Ordinances to read as follows:

In the following, all strikethroughs (strikethroughs) are to be removed and all items in RED and underlined (RED) are to be added:

CHAPTER 3: ALCOHOLIC BEVERAGE CONTROL

ARTICLE I. IN GENERAL

~~Sec. 3-1.~~ Sec. 3-101. Adoption of state law.

All the provisions of Chapter 18B of the General Statutes of North Carolina, relating to the sale of alcoholic beverages as defined therein which may be enforced by and on behalf of the city are hereby adopted and made applicable to the city.

(Ord. No. 06-23, 4-3-23)

~~Sec. 3-2.~~ Sec. 3-102. Allowing consumption.

All the provisions of Chapter 18B of the General Statutes of North Carolina, relating to consumption of alcoholic beverages as defined therein which may be enforced by and on behalf of the city are hereby adopted and made applicable to the city.

(Ord. No. 06-23, 4-3-23)

~~Sec. 3-3.~~ Sec. 3-103. Permit review of application to State ABC Board.

Permit review shall be approved by the city manager after applicable agencies (police, planning, health and fire) have commented. Copies of state applications shall be filed with the city clerk and/or tax collector.

(Ord. No. 06-23, 4-3-23)

~~Sec. 3-4.~~ Sec. 3-104. Public possession or consumption prohibited, except as otherwise provided in this chapter.

- (a) Except as otherwise provided in this chapter, no person shall possess or consume alcoholic beverages, as defined by G.S. 18B-101(b)(4), on publicly owned or occupied property, including but not limited to public streets, boulevards, alleys, rights-of-way, sidewalks and parks.*
- (b) Except as otherwise provided in this chapter, no person shall possess or consume alcoholic beverages on a private parking lot, private outdoor area open to public use, inside a publicly owned or occupied building, or in a private commercial establishment without permission of the owner thereof or other person in charge of the property.*

~~Sec. 3-5.~~ Sec. 3-105. Public possession, sale or consumption; special events.

- (a) Permits issued by city manager for special events:
 - (i) The city manager may issue permits for the possession, sale and consumption of malt beverages [G.S. 18B-101(b)(9)] and unfortified wine [G.S. 18B-101(b)(15)] in the case of a special event on city owned or occupied property.*
 - (ii) Upon proper application, the city manager may, in ~~his~~ their sole discretion, allow the use of city owned property for special events which involve the possession, sale and/or consumption of malt beverages or unfortified wine, providing that the applicant for such special event shall be a nonprofit organization, organized and existing for the purpose of either some charitable or public benefit. The application shall clearly state the name and nonprofit status of the applicant, together with the applicant's responsible officers and persons to be in charge of the event, and shall contain information to indicate that the applicant is aware of the provisions of this chapter and will abide with the same.*
 - (iii) The application must be filed in the city manager's office not later than forty-five (45) days prior to the time that the applicant desires to first take possession of the area to make preparations for the special event. The city manager shall review the application and any supporting documents, along with ~~his~~ their appropriate department heads, and shall, within a reasonable time, notify the applicant of any matters not meeting ~~his~~ their approval or other information required. Matters to be considered shall include the public health, welfare and safety of all of the residents of the city, the inconvenience to the public and to residents and businesses in the city, the benefits to be gained by the holding of the special event, including the social and moral benefits as well as those of business and financial gain and any other applicable advantages and disadvantages; each proposed special event shall be**

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

considered on its own merits, and action taken regarding one (1) shall not constitute a precedent as to another.

- (iv) The applicant shall provide a sketch of the area where malt beverages and unfortified wine will be possessed, sold, or consumed, which area shall be delineated by barricades or other readily-identifiable boundaries, with an entrance into such barricaded or bounded area clearly marked. The entrance shall be so constructed as to allow ready control of patrons, including viewing of identification to avoid underage persons being within the barricaded or bounded area; no alcoholic beverages shall be possessed, consumed or sold outside of such barricaded area; proper application for special permit to the proper state authorities shall be made so that a permit may be received prior to the opening of the special event, such permit to be available for inspection by the city and its officers at any time.*
- (v) The applicant shall provide proof of an insurance policy issued by an insurance company licensed to do business in the state, such policy to be one of comprehensive general liability with a liquor liability endorsement in the amount of not less than three hundred thousand dollars (\$300,000.00) for bodily injury per person and one million dollars (\$1,000,000.00) per occurrence and not less than one hundred thousand dollars (\$100,000.00) for property damage per occurrence. Such policy shall name the city as an additional insured.*
- (vi) The city manager shall have the discretion to grant approval of any permit authorized by this section with such limitations as he or she deems proper.*
- (v) The Police Chief of the Conover Police Department, or his **their** designee, may issue a verbal order to cease any event or related alcohol consumption permitted under this section for any reason.*

~~Sec. 3-6.~~ Sec. 3-106. Public possession and consumption; certain city owned facilities.

The provisions of Section 3.4 and 3.5 shall not apply to:

- (a) The possession or consumption of alcoholic beverages on the grounds Unit #2 of the Manufacturing Solutions Center facility located at 350 5th Avenue Southeast, which unit is owned by the city; provided that such possession or consumption is part of an event approved by the leasee of the premises and that any applicable federal, state, or local permits or licenses are obtained allowing such possession and consumption.*
- (b) The possession or consumption of alcoholic beverages on the grounds of the Conover Station facility located at 403 Conover Station SE, Conover; provided that such possession or consumption is part of an event approved by the city manager, and that any applicable federal, state, or local permits or licenses are obtained allowing such possession and consumption.*
- (c) The Police Chief of the Conover Police Department, or his **their** designee, may issue a verbal order to cease any event or related alcohol consumption permitted under this section for any reason.*

ARTICLE II. PENALTIES

Sec. 3-7. Sec. 3-201. Violations; penalties.

It shall be unlawful for any person to violate any of the provisions of this article. Upon violation of any of the provisions of this article, violators may be subject to one (1) or more of the following actions:

- (i) The violator may be subject to a civil penalty in the amount of one hundred dollars (\$100.00) per violation.*
- (ii) The violator may be charged with a Class 3 misdemeanor, punishable upon conviction by a fine of at least fifty dollars (\$50.00) but no more than five hundred dollars (\$500.00).*
- (iii) Any person licensed to sell malt beverages and/or unfortified wine who violates this article shall be guilty of a misdemeanor and upon conviction shall be punished as provided in Chapter 14 of the General Statutes of North Carolina and Section 1-8 of this Code. The violator's license to sell malt beverages and unfortified wine shall be automatically revoked.*
- (iv) ~~The violator may be subject to any other remedy authorized under Chapter 14 of the North Carolina General Statutes or Section 1-8 of this Code.~~*

A violation of this chapter is punishable as a misdemeanor as provided by G.S. 14-4

State law reference(s)—Penalties for violation, G.S. Ch 14.

This ordinance shall be effective upon passage.

Adopted, this the 5th day of August, 2024.

Item 6d) Ordinance 22-24: Amendment to Chapter 4 of the City of Conover Code of Ordinances

Tom Hart, City Manager presented Ordinance 22-24: Amendment to Chapter 4 of the City of Conover Code of Ordinances. This chapter was amended in October 2023. The penalties section was moved to it's own article.

**CITY OF CONOVER
ORDINANCE 22-24**

AN ORDINANCE AMENDING CHAPTER 4: ANIMALS AND FOWL

OF THE CITY OF CONOVER CODE OF ORDINANCES

WHEREAS, North Carolina General Statute 160A-77 states that a city shall adopt and issue a code of its ordinances which is generally referred to as the City's "Code of Ordinances"; and

WHEREAS, the City of Conover's Council identifies the need to amend its Code of Ordinances from time to time in order to comply with general laws, regulations, and state statutes.

NOW, THEREFORE, BE IT ORDAINED THAT the City Council of the City of Conover, North Carolina shall hereby amend Chapter 4: Animals and Fowl of the Conover Code of Ordinances to read as follows:

In the following, all strikethroughs (strikethroughs) are to be removed and all items in RED and underlined (RED) are to be added:

CHAPTER 4: ANIMALS AND FOWL

ARTICLE I. IN GENERAL

~~Sec. 4-1.~~ Sec. 4-101. City of Newton regulations adopted.

For the purpose of providing domestic animal control services in the City of Conover, the Newton Animal Control Warden is hereby authorized to act as the city's agent and assist the city in enforcing the provisions of this chapter within the City of Conover. The animal control ordinance of the City of Newton, specifically section 14-1 through section 14-13 and section 14-21 through section 14-23 of article I. In General, and section 14-101 through section 14-105 of article IV. Animal and Animal Related Nuisances contained in chapter 14—Animals and Fowl, as hereafter amended from time to time, are hereby incorporated herein by reference and shall be applicable in the City of Conover under the provisions of North Carolina General Statutes Chapter 160A-461.

Should a conflict exist between the City of Conover's Code and the portions of the City of Newton's animal control ordinance incorporated herein, the more stringent regulation shall be applied in the City of Conover.

~~Sec. 4-2.~~ Sec. 4-102. Relation to state law.

Applicable laws of North Carolina, mandated as a county function for administration, shall be a county function.

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

~~Sec. 4-3.~~ **Sec. 4-103.** *City declared bird sanctuary; killing, hunting or trapping prohibited; exceptions.*

All territory within the city limits is hereby declared as being a bird sanctuary, and it shall be unlawful for any person to hunt, kill or trap any birds within the corporate limits of the city; provided, however, the provisions of this section shall not apply to any birds classed as a pest under G.S. 113-300.1 et seq., 106-65-22 et seq., and 143-434 et seq. [or] as predatory by the Wild Life Resources Commission of North Carolina, and by the General Statutes of North Carolina, nor to pigeons, crows, starlings or English sparrows (Ref.: Ordinance of 10-3-60).

State law reference(s)—Trapping of birds, G.S. 113-291.1 et seq., 143-434 et seq..

~~Sec. 4-4.~~ **Sec. 4-104.** *Animals running at large prohibited.*

Each person owning or controlling any animal shall keep same at all times either under his direct control or in substantial pens, stables, or other enclosures. Pens, stables, other enclosures, and pastures shall not be located within forty feet (40) of any dwelling unit, unless such dwelling unit be occupied by the owner of the animal, nor within forty (40) feet of any property line. Except that pens and other enclosures for dogs may be located anywhere on a rear lot when not within forty (40) feet of a dwelling unit not occupied by the owner of said lot. It shall be lawful for the Catawba County animal control officers, city policemen police officers and other officers as designated under this chapter and the animal control ordinance of Catawba County, to seize, impound or destroy any animal or fowl running at large.

~~Sec. 4-5.~~ **Sec. 4-105.** *Sanitary requirements of enclosures.*

It shall be unlawful for any person to maintain any pen, stable or other enclosure in which animals are kept in such a manner as to produce obnoxious odors or which is or may become a breeding place for flies or mosquitoes. The owner or occupant of any premises on which animals are kept in enclosures shall be required to clean the same thoroughly at least twice every week, and all manure or other waste matter removed from such pen, stable or enclosure shall be immediately hauled from the city, or spread upon fields, or stored in suitable fly-proof bins or pits, or entrenched under not less than six (6) inches of earth.

~~Sec. 4-6.~~ **Sec. 4-106.** *Keeping pigs and fowl.*

No person shall raise or confine any hogs within the city limits (Ref.: Code 1938, Chapter 10, Articles 1, 2). No person shall raise or confine fowl within the city limits, except fowl kept as pets inside the owner's residence.

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~~Sec. 4-9.~~ **Sec. 4-107.** *Owners to keep streets clean.*

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

It shall be unlawful for any person to ride, walk, hitch or allow to stand any animal at any point or place in or upon any street within the city and fail to keep removed from such street the faeces which such animal shall deposit upon the street and street rights-of-way.

ARTICLE II. PENALTIES

Sec. 4-10. Penalty. Sec. 4-201. Penalty.

In addition to and not in lieu of any penalties or remedies afforded under the adopted provisions of the Newton Code of Ordinances, Chapter 14 Animals and Fowls, as set forth in section 4-1 of this Code above, any person violating the provisions of this chapter shall be guilty of a misdemeanor and shall be subject to penalty as provided in section 1-8 of the Code of Ordinances of the city. Provided, however, that in the event any applicable provision of the adopted Newton Code of Ordinances, Chapter 14 Animals and Fowls, provides for a civil penalty greater than section 1-8 of the Conover Code of Ordinances, then the civil penalty under the Newton Code of Ordinances shall apply.

In addition to and not in lieu of any penalties or remedies afforded under the adopted provisions of the Newton Code of Ordinances, Chapter 14 Animals and Fowls, as set forth in section 4-101 of this Code above, a violation of this chapter is punishable as a misdemeanor as provided by G.S. 14-4.

In the event that any applicable provision of the adopted Newton Code of Ordinances, Chapter 14 Animals and Fowls, provides for a civil penalty greater than that within the Conover Code of Ordinances, then the civil penalty under the Newton Code of Ordinances shall apply.

This ordinance shall be effective upon its passage.

Adopted, this the 5th day of August, 2024.

Mr. Hart stated that the City is currently working through any revisions for Chapter 5.

Item 6e) Ordinance 23-24: Amendment to Chapter 6 of the City of Conover Code of Ordinances

Tom Hart, City Manager presented Ordinance 23-24: Amendment to Chapter 6 of the City of Conover Code of Ordinances. This amendment is a full revision of the Chapter and includes regulation of columbarium and one extra clean-up holiday for the cemeteries. It also eliminates references to multiple cemeteries as they will all be regulated the same.

**CITY OF CONOVER
ORDINANCE 23-24**

AN ORDINANCE AMENDING CHAPTER 6: CEMETERIES

OF THE CITY OF CONOVER CODE OF ORDINANCES

WHEREAS, North Carolina General Statute 160A-77 states that a city shall adopt and issue a code of its ordinances which is generally referred to as the City's "Code of Ordinances"; and

WHEREAS, the City of Conover's Council identifies the need to amend its Code of Ordinances from time to time in order to comply with general laws, regulations, and state statutes.

NOW, THEREFORE, BE IT ORDAINED THAT the City Council of the City of Conover, North Carolina shall hereby amend the complete Chapter 6: Cemeteries of the Conover Code of Ordinances to read as follows:

In the following, all strikethroughs (~~strikethroughs~~) are to be removed and all items in RED and underlined (RED) are to be added:

CHAPTER 6 CEMETERIES

ARTICLE I. IN GENERAL

Sec. 6-101. Authority to Operate Cemeteries

The city may acquire real estate to be used for cemetery purposes establish, operate, and maintain cemeteries as authorized by NCGS 160A Article 17 Cemeteries.

Sec. 6-102. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Body or bodies. The corporeal remains of a human after death.

Casket. A rigid container designed to contain a human body prior to burial in the ground or entombment in a mausoleum.

Cemetery or cemeteries. An area of land together with the various improvements and embellishments thereon dedicated to the burial, entombment, inurnment and memorialization of the human dead. Unless a particular cemetery is designated, the term "cemetery" or "cemeteries" shall include all municipally-owned or -operated facilities.

Cemetery deed. A document which conveys to an individual the right to inter the remains of a deceased human being in a particular burial plot.

Columbarium. A structure, either freestanding or part of another building, containing niches for the inurnment of cremated human remains.

Inter. To bury or place a human body or cremains in a grave, tomb, or niche.

Internment. The disposition of human remains by burial in the earth, entombment in a mausoleum or inurnment in a columbarium.

Niche/Columbarium niche. A space within a columbarium used or intended to be used for inurnment of cremated human remains.

Plot/Burial Plot/Grave, Grave Site. A particular single burial space in the earth, located within a cemetery, in which rights are transferred pursuant to a cemetery deed.

Plot owner/Purchaser. The owner of interment rights in a particular burial plot.

Tomb. Any gravesite, regardless of whether the same shall be in the earth, a mausoleum or columbarium.

Urn. Any vase or container used for preserving the ashes of a dead human after cremation.

Vault. A commercially available crypt or underground receptacle which is used for interment in the ground, and which is designed to encase and protect caskets or similar burial devices and prevent the earth surrounding the burial space from collapsing or sinking.

Sec. 6-103. Burial Restricted.

It shall be unlawful for any person to bury or assist in burying the dead body of any human being within the city, except in public cemeteries, cemeteries licensed by the state cemetery commission, church cemeteries, and memorials on public land.

Sec. 6-104. Cemetery Fees Established.

The City Council will set forth in the City's Fee Schedule fees for cemetery site plots, columbarium niches, and shall set any other fees enumerated within this chapter.

Sec. 6-105. City Free of Liability.

- a. There shall be no liability whatsoever, either in tort or contract, on the part of the city or its officials or officers, or their successors in office, or its agents or employees, to any purchasers of any lots in the cemetery or to any person holding under them, or to the family or relatives of any person buried in the cemetery or to any person or the family of such person who has erected any monument, marker or mausoleum therein by reason of any act, thing, omission, negligence or otherwise relating to the cemetery. In accepting any conveyance

- of any burial lot, each purchaser agrees that all provisions of this chapter are valid and that they and heirs and assigns shall hold such lot subject to all the provisions of this chapter and subject to all amendments hereto made by the city council.
- b. The city shall not be liable for lost, misplaced or broken flowers vases, ornaments or floral arrangements.
 - c. No liability of any kind whatsoever is assumed by the city for the maintenance or preservation of the ashes of any person inurned in the columbarium or for any loss or damage to the urns.

ARTICLE II. CEMETERY OPERATION

Sec. 6-201. Grounds Controlled by City.

- a. No party other than the City or its agents may make any modifications or alterations to cemetery grounds except as expressly permitted in this Chapter.
- b. The city expressly retains the right to take any action necessary for the maintenance and upkeep of City owned cemeteries including actions to enlarge, replat and/or change the boundaries or grading of any section or portion of the cemetery from time to time, including the right to modify and/or change the location of or remove or re-grade roads, drives, alleys, walks and paths, to plant or remove trees, shrubs or other herbage, or to add, remove, or otherwise modify any statuary or other ornamentation which may be installed in the cemetery. Furthermore, the City expressly reserves the right:
 - 1. to lay, maintain and operate pipelines, gutters, drainageways, paths, roads, walkways, or alleys as it may, in its sole discretion, deem appropriate.
 - 2. to install or remove sprinkling systems, drainage structures, ponds, lakes, and other facilities.
 - 3. of perpetual right of ingress and egress over burial plots for the purpose of passage to and from other burial plots or for any other purpose necessary.
 - 4. to use any burial plot for purposes necessary to the management or operation of the cemetery, including, but not limited to, the right of passing over, passing machinery over, standing or otherwise occupying the surface of such plot.

Sec 6-202. Perpetual Care (Flat) Sections Designated.

- a. The City shall designate certain sections of the City's cemeteries in which only flat or flush with the ground grave markers and monuments are allowed. The City shall maintain official maps delineating between the perpetual care sections and historic

- sections of the cemetery that pre-date regulations limiting vertical grave markers and monuments.
- b. Nothing in Section 6-202 (a) shall prevent the City from maintaining certain common areas, memorials, plantings and other features in areas of a cemetery otherwise designated for perpetual care.
 - c. Decorations in Perpetual Care Sections.
 - 1. All vases shall be permanently attached to the marker monument.
 - 2. Flower placement shall be limited to permanent vases only (one per plot).
 - 3. No flower arrangements, wreath stands, or other above ground devices will be allowed following a two-week period after initial burial.
 - 4. No marker, monument, memorial, or structure of any kind shall be placed or set above the surface of the earth.

Sec. 6-203. Plot Decorations and Modifications.

The city recognizes that many traditions and customs exist regarding the ornamentation of burial plots. It is the city's desire to balance those traditions against the rights of others who have a burial plot in the cemetery and the need to maintain the grounds as efficiently as possible including through the use of mechanical mowing and other grounds maintenance equipment.

(a) Decorations and floral arrangements:

- 1. Decorations and floral offerings left at the time of internment will be removed and disposed of two (2) weeks after the removal of the tent by the funeral home.
- 2. Unightly seasonal flowers, rusted or damaged containers, and other unsightly items shall be removed without notice.
- 3. Any toy, trinket, vase, jar, ornament, statue or other non-approved memorial that complicates maintenance and creates a liability or is determined to be unsightly shall be removed without notification.

(b) No person shall plant any tree, flowers, shrubs, or sow any seed in the cemetery. The city reserves the right to remove such items without notice.

(c) No one shall place any lattice work, memorials, or make other changes to such plots except with consent of the city.

Sec. 6-204. Tri-annual Cleanups Established.

Approximately two (2) weeks prior to Memorial Day, Thanksgiving, and Easter, the City will remove and dispose of old decorations and floral arrangements to perform general maintenance of grave sites.

Sec. 6-205. Cemeteries Restricted to Human Remains.

The City's public cemeteries are operated for the purpose of accommodating human remains. Only the dead body of a human being shall be interred within; except that the cremated remains of a pet may accompany human remains at the time of the human's interment.

Section 6-206. Removal of Remains Restricted.

The reopening of any grave or niche to exhume or remove any remains or affects will be limited. Except that remains may be removed:

- a. with verified written consent from all living immediate family members including any surviving spouse along with a court order or state instrumentality.
- b. Upon receipt of a search warrant or other court order issued by a court having jurisdiction over such matters.

Any removal, exhumation, grave or niche opening allowed under this section will be done by a qualified third party at the expense of the requesting party.

Sec 6-207. Sales Restricted.

- a. The sale of any cemetery plots or columbaria niches to any corporation, business, partnership, or association is prohibited.
- b. It shall be unlawful for any person to buy or acquire any cemetery lot or columbarium niche for the purpose of sale or exchange, or to sell or exchange the same for speculation or for profit or gain.

Sec. 6-208. Purchase of Cemetery Plots; Deed Required

- a. Any person desiring to purchase a plot in a City cemetery will apply to the City and upon payment, shall receive a deed or instrument of receipt setting forth the spaces purchased, location, and other data. The city shall retain ownership of the real estate.
- b. No interment or inurnment of any dead body of any human being or any disposition thereof in any tomb or vault shall be made without a deed from the Mayor, and no person shall conduct a funeral service on the grounds for the purpose of disposing of any dead human body without obtaining a burial deed from the City.
- c. The plot shall be fully paid before any usage is made of the same.

Sec. 6-209. Limitation on Number of Plots Sold to Single Party.

- a. Except as provided in Section (b), any individual or household may purchase, with the intent to reserve, no more than two (2) burial plots in preparation for a future use.
- b. The City Manager may approve, under extenuating circumstances, the purchase of more than two (2) plots. These circumstances include but are not limited to the following:

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

1. When there is a disabled dependent child in the family.
2. Upon death or imminent death of one (1) or more members of a family.
3. When moving a body from one (1) location to another in order for family members to be buried next to each other.

Sec 6-210. Purchase of Columbaria Niches; Agreement Required.

- a. Any person desiring to purchase a columbaria niche in a city cemetery will apply to the City and upon payment, shall receive an agreement for the space(s) purchased. The city shall retain ownership of the columbaria and real estate.
- b. No inurnment of any remains shall be made without an agreement, and no person shall conduct a funeral service on the grounds for the purpose of disposing of any remains without obtaining a columbarium agreement from the City.
- c. Fees shall be fully paid before any usage is made of the same.

Sec 6-211. Limitation on Number of Niches Sold to Single Party.

- a. Except as provided in Section (b), any individual or household may purchase, with the intent to reserve, no more than two (2) niches in preparation for future use.
- b. The City Manager may approve, under extenuating circumstances, the purchase of more than two (2) niches. These circumstances include but are not limited to the following:
 1. When there is a disabled dependent child in the family.
 2. Upon death or imminent death of one (1) or more members of a family.
 3. When moving a body from one (1) location to another in order for family members to be buried next to each other.

Sec 6-212. Transfers of Plots and Niches.

To manage the cemeteries, the City must know the identity of the legal owner of each plot and niche. Transfer or assignment of any of the cemetery plots or niches or any entries therein may only be made with written notice to and approval from the City. The City reserves the right to require any plots or niche be transferred back to the City for resale or reassignment.

ARTICLE III. BURIAL REGULATIONS

Sec. 6-301. Minimum Burial Requirements.

- a. No person shall dig any grave, place any tombstone or board, make any erection or dig up any sod or earth on any burial plot except under the direction or with the consent of the city thereof.
- b. All cemetery plots must be marked by a city representative before burial.

- c. All interments in city-owned cemeteries shall be completed with the use of a commercially procured concrete liner or a metal vault. Wooden or other short-term liners are not allowed.
- d. For casket burials, the grave shall be dug at least fifty-four (54) inches deep for a vault.
- e. Each urn shall only contain the cremated remains of one (1) individual and must be buried at a minimum of eighteen (18) inches beneath the surface of the ground.
- f. There are excepted from these requirements urns, caskets, vaults or other repositories for human bodies or cremated human remains which are entombed in an approved columbarium or a mausoleum that has a floor of stone or concrete upon which the repository is placed.

Sec. 6-302. Number of Bodies to be Buried Limited.

- a. Human remains may be interred in one (1) plot of a city cemetery with the following restrictions:
 - 1. One (1) casket.
 - 2. Two (2) caskets stacked.
 - 3. Where a burial plot contains one (1) casket, up to three (3) urns can be stacked horizontally above the casket.
 - 4. Where a burial plot contains no casket, up to three (3) urns laid horizontally are allowed per burial plot.
- b. The decision to bury more than one (1) human remains in one (1) plot must be determined at the time of initial burial and the initial burial must be made at a depth of 8.5 feet to accommodate future interments.

Sec. 6-303. Grades Change Prohibited.

Anyone other than an authorized agent of the City doing work on any lot plot in any city cemetery shall not raise or change the grade of such lot plot or grave, nor shall any grave be raised into mounds. All graves shall be tamped at time of filling, substantially to keep them from settling.

Sec. 6-304. Erection of Grave Markers.

- a. No grave marker shall be larger in width than the plot or grave; except that two adjacent graves may be allowed to share one memorial.
- b. All grave markers shall be set upon proper concrete or similar foundation so that the foundation is at ground level and extends beyond the marker in all directions a minimum of six (6) inches.

- c. In perpetual care sections designated by Section 6-202, all grave markers shall be flush with the ground. No above ground markers shall be permitted.

ARTICLE IV. COLUMBARIA REGULATED

Sec. 6-401. Columbaria Generally.

The City may erect and maintain columbaria in city cemeteries to provide additional cemetery capacity and accommodate varying burial preferences and beliefs.

- a. Columbaria shall only be used for the inurnment of cremated human remains except as provided in Section 6-205.
- b. All rights to inter or inurn cremate remains in the columbarium are subject to the provisions of this chapter and may be changed in the future as deemed appropriate by the city, with or without notice.
- c. The city specifically reserves the right to relocate columbaria and the cremated remains therein, to another proper location should it become necessary for any reason.

Sec. 6-402. Inurnment Requirements.

- a. No person shall inurn remains or otherwise open, inscribe upon, or tamper with any columbaria except with the consent of the City and in compliance with Section 6-206.
- b. Inurnments may only occur when a City representative designated by the Public Works Director is available to oversee the opening and closing of the Columbarium niche. The Public Works Director may designate a funeral director, clergy, or similarly qualified professional on a case-by-case basis.
- c. The City may establish a fee for opening and closing a niche in the City's Fee Schedule.
- d. The capacity of each niche will be no more than two human remains unless otherwise dictated in the columbarium agreement described in Section 6-210.
- e. Urns must be sealed under the direction of a licensed funeral director. No items shall be allowed to be placed in any niche, or in any container placed in any niche, other than cremated remains and any identifying information as required by the laws of the state.
- f. Urns must have a flat bottom which allows them to remain stable and upright.
- g. Each urn must have, either permanently affixed to the outside or within the sealed container, the identity of the remains contained therein.

Sec. 6-403. Exterior Appearance and Decorations.

In addition to the provisions in Section 6-203, Columbaria and their surroundings are further regulated by the following:

- a. The City will dictate the markings and inscriptions allowed on Columbarium niches to create a uniform appearance between niches.

b. Flowers, vases, decorations, wreaths, and memorials may be placed in nearby common areas in compliance with Section 6-203, but no items may be attached to the columbarium.

ARTICLE V. CONDUCT WITHIN CEMETERIES

Sec. 6-501. Conduct Regulated Generally.

a. No person shall use any cemetery or graveyard in the city as a playground, or make loud noises of any kind, discharge any firearm (provided that firearms may be discharged in case of a military funeral or ceremony), use profane or indecent language, make any indecent exposure of the person or commit any other indecent act therein.

b. It shall be unlawful to disturb any funeral services being conducted within any city-owned cemetery. Picketing, protests, or demonstrations of any kind are prohibited within 500' of any city cemetery 30 minutes prior to, during, and 30 minutes after any funeral services.

State Law Reference - GS 14-288.4 (8) Disorderly Conduct.

Sec. 6-502. Hours Open to Public.

No person shall enter upon the premises other than during daylight hours.

Sec. 6-503. Ingress and Egress Limited

No person shall enter or leave a cemetery enclosure or grounds except by the gates or other places provided for ingress and egress, nor shall anyone mount or walk, climb or run upon the walls or fence surrounding a cemetery.

Sec. 6-504. Cemetery Speed Limit

No person shall drive or ride any vehicle at a rate more than fifteen (15) miles per hour. No person shall ride or lead any horse faster than a walk.

Sec 6-505. Use of Drives and Pathways Required

- a. Vehicles, hearses, carriages, and similar conveyances must remain on designated drives and at no time may drive upon areas not designated for vehicle traffic.
- b. Persons must remain on designated drives, walkways, pathways, paved or otherwise and refrain from walking upon any graves, grave markers, or memorials.

ARTICLE VI. PENALTIES

Sec. 6-601. Penalty.

A violation of this chapter is punishable as a misdemeanor as provided by G.S. 14-4.

This ordinance shall be effective upon its passage.

Adopted, this the 5th day of August, 2024.

Item 6f) Ordinance 24-24: Amendment to Chapter 7 of the City of Conover Code of Ordinances

Melanie Jordan, City of Conover Intern presented Ordinance 24-24: Amendment to Chapter 7 of the City of Conover Code of Ordinances. The city will no longer be able to regulate Community Antenna Televisions Systems due to North Carolina General Statute 66-351. This chapter will now regulate "Special Events". Special events under the City's code was originally contained in Chapter 16 and was in the same section that regulates parades and picketing. This amendment will make the process more streamlined for both city staff and applicants. The city staff held a meeting recently with the Conover Community Partners using this process and things proceeded smoothly.

City Manager Hart stated that there was an event policy that was approved in 2020 that was cumbersome. This amendment would streamline the process. There is also a section for block parties that allows for a partial closure of the street for through traffic. It would require 80% percent of the neighbors on the street to sign off on the block party. It would only be a partial closure of the street. The party would be limited to only six hours. The Fire Chief is okay with this amendment.

**CITY OF CONOVER
ORDINANCE 24-24**

**AN ORDINANCE AMENDING CHAPTER 7
OF THE CITY OF CONOVER CODE OF ORDINANCES**

WHEREAS, North Carolina General Statute 160A-77 states that a city shall adopt and issue a code of its ordinances which is generally referred to as the City's "Code of Ordinances"; and

WHEREAS, the City of Conover's Council identifies the need to amend its Code of Ordinances from time to time in order to comply with general laws, regulations, and state statutes; and

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

WHEREAS, North Carolina General Statute 66-351 states that the city is no longer authorized to regulate franchising authority for cable services provided over a cable system.

NOW, THEREFORE, BE IT ORDAINED THAT the City Council of the City of Conover, North Carolina ordain the following:

Section 1. That Chapter 7: Community Antenna Televisions Systems of the City of Conover Code of Ordinances including all sections contained within said chapter shall hereby be repealed.

Section 2. That Chapter 7 of the City of Conover Code of Ordinances will now be replaced with Chapter 7: Special Events and will be as follows:

Chapter 7. SPECIAL EVENTS

ARTICLE I. GENERAL PROVISIONS

Sec. 7-101 Definitions.

Government Entity. A government entity is defined as a government agency that is not part of the City and may include, but is not limited to; Catawba County, State of NC, and Newton-Conover City Schools.

Neighborhood Block Party/Block Party. A neighborhood block party is defined as a small-scale organized gathering that closes through traffic to a neighborhood street. These gatherings are initiated by local residents via petition and are intended only for residents of the immediate neighborhood.

Non-profit Organization. A Non-Profit Organization is defined as an organization who operates for a collective, public, or social benefit and are tax exempt under Internal Revenue Code Section 501(c)(3) or 501(c)(6).

Public Space/Properties. A public space/property is defined as an area primarily dedicated, reserved, or set aside for public use and maintained by or under the control of the City. Among other places, it includes streets, alleys, sidewalks, parking lots, and other parks and open spaces.

Special Event. A special event is defined as a pre-planned festival, race or gathering; which is proposed to be held in a public space, and that promotes a public purpose that benefits and is made available to the entire community.

Sec. 7-102. Revocation or Denial of Permit.

The City Manager or their designee shall have the right to deny any request for community gathering, for any reason during the application process. If the City learns of any plans to violate the conditions of this article, the permit may be revoked or the event shut down at any time. The City Manager's decision shall be final.

Sec. 7-103. Emergency Revocation.

The Police Chief or designee may revoke or modify a permit immediately when it is determined that continuing the permitted event could unreasonably endanger the safety of the public and may take reasonable steps to achieve the cessation of the unsafe event.

Sec. 7-104. Hold Harmless.

The applicant/event organizer/petitioner/special event permittee hereby shall assume all risks incident to, or in connection with, the permitted activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person(s) or property, directly or indirectly, arising out of or in connection with the permitted activity or the conduct of applicant's operation.

The applicant hereby expressly agrees to defend and hold harmless the City from any penalties for violation of law, ordinance or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly arising out of or in connection with the permitted activity or conduct of its operation, or resulting from the negligence or intentional acts or omissions of the applicant or its officers, agents or employees.

ARTICLE II. SPECIAL EVENTS ON PUBLIC SPACES

Sec. 7-201. Use of Public Property.

The City Manager, under their discretion, may permit the use of public properties, as defined, for special events that promote a public purpose that benefits and is made available to the entire community.

Sec. 7-202. Permit Required.

1. Permit required. It shall be unlawful for any person to conduct, sponsor, maintain, or assist in maintaining a special event as defined above, within or on any public space, without first obtaining the permit required herein and maintaining the validity of the permit throughout the event.
2. Application. An application for a special event permit shall be filed with the city on the form provided, and shall accurately and truthfully set forth all information requested thereon. The application may vary or require additional information or permitting at the City Manager or designee's discretion based on the size, scale, and nature of the

- event. Applications must be filed a minimum of 90 days, but no more than one (1) calendar year before the proposed event.
3. Event Layout and Road Closures. The City will dictate the layout for each event including related street closures. Road closures during special events are reviewed on a case-by-case basis. Any special event requesting the closure of a NC Department of Transportation maintained roadway must also obtain the proper state permits.
 4. Fees. The City reserves the right to collect fees for one or more activities included with the event. Fees may include charges deemed necessary by the City Manager to support the provision of City services and to protect general health, safety, and welfare during the special event.
 5. Stipulations. The City reserves the right to require proof of insurance or tax-exemption status, plan reviews, meetings, or additional supporting documentation or activities as required to conduct a safe event.

Sec. 7-203. Permit Exceptions.

Permit exceptions. This Chapter shall not apply to nor require that a permit be obtained for the following:

1. Events planned and operated by the City of Conover.
2. Funeral Processions.
3. First Amendment protected gatherings and assemblies.

Sec. 7-204. Alcohol at Special Events.

Alcohol sales or consumption at special events are subject to the provisions set forth in Section 3-105. Public possession, sale or consumption; special events of Chapter 3 Alcoholic Beverage Control.

(Ord No. 06-23, 4-3-23)

ARTICLE III. NEIGHBORHOOD BLOCK PARTIES

Sec. 7-301. Block Party Street Closure.

Once per calendar year, residents may petition the City to close their street to through traffic to accommodate a neighborhood block party. The general conditions of a block party street closure are as follows:

1. a one block segment of a city-maintained residential street may be closed to through traffic;
2. the street closure may take place between 8am and 9pm and may not exceed 6 hours in total length of time;
3. the street must remain accessible for travel by emergency vehicles and other essential services during the block party. Tents, grills, tables, games, etc. may not block the street;
4. block party attendees must be localized to the immediate neighborhood. Block parties are not open to the general public;

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

5. approved signs and a partial barricade may be erected at each end of the street. A 15' passage must remain clear for emergency vehicles; and
6. an approved street closure does not allow serving or consumption of alcoholic beverages in the public right-of-way. Alcohol consumption must be restricted to private property.

Sec. 7-302. Petition Requirements.

- a. Block party applicants must submit a petition to the Police Chief at least 14 days before the proposed street closure. The petition must state that those signing: 1) acknowledge the date and time of the proposed closure; 2) may participate in the event; 3) have no objections to the event; 4) agree to the conditions of this article including the hold harmless provision in Section 7-104.
- b. The petition must be signed by an adult representative from at least 80% of the residences located along the street segment to be closed. Regardless of address, a signature is required from every residence with a primary driveway located along the affected street. The petition must clearly identify the names and addresses of those signing. Upon receiving the petition, the Police Chief will confer with the Fire Chief and render a final decision.

ARTICLE IV RESERVED

ARTICLE V RESERVED

ARTICLE VI RESERVED

ARTICLE VII PENALTIES.

Sec. 7-701. Penalties.

A violation of this chapter is punishable as a misdemeanor as provided by G.S. 14-4.

Section 3: *That the contents in this chapter shall replace any prior special event policy and special event application.*

Section 4. *This ordinance shall be effective upon its passage.*

Adopted, this the 5th day of August, 2024.

Item 6g) Ordinance 25-24: Amendment to Chapter 8 of the City of Conover Code of Ordinances

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

Tom Hart, City Manager presented Ordinance 25-24: Amendment to Chapter 8 of the City of Conover Code of Ordinances. Minor updates for this chapter were suggested by the Western Piedmont Council of Governments.

CITY OF CONOVER ORDINANCE 25-24

AN ORDINANCE AMENDING CHAPTER 8: DISCRIMINATION OF THE CITY OF CONOVER CODE OF ORDINANCES

WHEREAS, North Carolina General Statute 160A-77 states that a city shall adopt and issue a code of its ordinances which is generally referred to as the City's "Code of Ordinances"; and

WHEREAS, the City of Conover's Council identifies the need to amend its Code of Ordinances from time to time in order to comply with general laws, regulations, and state statutes.

NOW, THEREFORE, BE IT ORDAINED THAT the City Council of the City of Conover, North Carolina shall hereby amend Chapter 8: Discrimination of the Conover Code of Ordinances to read as follows:

*In the following, all strikethroughs (strikethroughs) are to be removed and all items in RED and underlined (**RED**) are to be added:*

CHAPTER 8: DISCRIMINATION

ARTICLE I. IN GENERAL

~~Sec. 8-10.~~ **Sec. 8-101.** Definitions.

For the purposes of this ~~article~~ **chapter** the following definitions apply:

Commercial real estate means real property which is not intended for residential use.

Familial status means one (1) or more persons who have not attained the age of eighteen (18) years being domiciled with:

- (a) A parent or other person having legal custody of the person or persons; or
- (b) The designee of the parent or other person having custody, provided the designee has the written permission of the parent or other person.

The protections against discrimination on the basis of familial status shall apply to any person who is pregnant or is in the process of securing legal custody of any person who has not attained the age of eighteen (18) years.

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

Family includes a single individual.

Handicapping condition means:

- (1) A physical or mental impairment which substantially limits one (1) or more of a person's ~~mayor~~ major life activities,*
- (2) A record of having such an impairment, or*
- (3) Being regarded as having such an impairment.*

Handicapping condition does not include current, illegal use of or addiction to a controlled substance as defined in 21 U.S.C. 802, the ~~controlled substance act~~ Controlled Substance Act. The protections against discrimination on the basis of handicapping condition shall apply to a buyer or renter of a dwelling, a person residing in or intending to reside in the dwelling after it is sold, rented, or made available, or any person associated with the buyer or renter.

Real property means a building, structure, real estate, land, tenement, leasehold, interest in real estate cooperatives, condominium, and hereditament, corporeal and incorporeal, or any interest therein.

ARTICLE II. FAIR HOUSING

~~Sec. 8-11.~~ Sec. 8-201. Declaration of policy.

The policy of the City of Conover is to assure equal housing accommodations for sale or for rent.

~~Sec. 8-12.~~ Sec. 8-202. Exemptions.

(a) The provisions of this ~~article~~ chapter do not apply to the following:

- (1) The rental of housing accommodation in a building which contains housing accommodations for not more than four (4) families living independently of each other, if the lessor or a member of his family resides in one (1) of the housing accommodations;*
- (2) The rental of a room or rooms in a private house, not a boarding house, if the lessor or a member of his family resides in the house;*
- (3) Religious institutions or organizations or charitable or educational organizations operated, supervised, or controlled by religious institutions or organizations which give preference to members of the same religion in a real estate transaction, as long as membership in such religion is not restricted by race, color, sex, national origin, handicapping condition, or familial status;*
- (4) Private clubs, not in fact open to the public, which incident to their primary purpose or purposes provide lodging, which they own or operate for other than a commercial purpose, to their members or give preference to their members;*

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

- (5) With respect to discrimination based on sex, the rental or leasing of housing accommodations in single-sex dormitory property;*
- (6) The sale, rental, exchange, or lease of commercial real estate. ~~For the purposes of this article chapter, commercial real estate means real property which is not intended for residential use.~~*
- (b) No provision of this ~~article~~ **chapter** requires that a dwelling be made available to a person whose tenancy would constitute a direct threat to the health or safety of other persons or whose tenancy would result in substantial physical damage to the property of others.*
- (c) No provisions of this ~~article~~ **chapter** limits the applicability of any reasonable local or state restrictions regarding the maximum number of occupants permitted to occupy a dwelling unit.*
- (d) Nothing in this ~~article~~ **chapter** shall be deemed to nullify any provisions of the North Carolina Building Code applicable to the construction of residential housing for the handicapped.*
- (e) No provision of this ~~article~~ **chapter** regarding familial status applies with respect to housing for older persons. "Housing for older persons" means housing:*
 - (1) Provided under any state or federal program specifically designed and operated to assist elderly persons as defined in the program;*
 - (2) Intended for and solely occupied by persons sixty-two (62) years or older. Housing satisfies the requirements of this subsection even though there are persons residing in such housing on September 13, 1988, who are under sixty-two (62) years of age, provided that all new occupants after September 13, 1988, are sixty-two (62) years or older; or*
 - (3) Intended for and operated for occupancy by at least one (1) person fifty-five (55) years of age or older per unit as shown by such factors as:*
 - a. The existence of significant facilities and services specifically designed to meet the physical and social needs of older persons or, if this is not practicable, that the housing provides important housing opportunities for older persons;*
 - b. At least eighty (80) percent of the units are occupied by at least one (1) person fifty-five (55) years of age or older per unit; and*
 - c. The publication of and adherence to policies and procedures which demonstrate an intent by the owner or manager to provide housing for persons fifty-five (55) years or older. Housing satisfies the requirements of this subsection even though on September 13, 1988, under eighty (80) percent of the units in the housing facility are occupied by at least one (1) person fifty-five (55) years or older per*

unit, provided that eighty (80) percent of the units that are occupied by new tenants after September 13, 1988, are occupied by at least one (1) person fifty-five (55) years or older per unit until such time as eighty (80) percent of all the units in the housing facility are occupied by at least one (1) person fifty-five (55) years or older. Housing facilities newly constructed for first occupancy after March 12, 1989, shall satisfy the requirements of this subdivision if

- (i) When twenty-five (25) percent of the units are occupied, eighty (80) percent of the occupied units are occupied by at least one (1) person fifty-five (55) years or older, and thereafter*
- (ii) Eighty (80) percent of all newly occupied units are occupied by at least one (1) person fifty-five (55) years or older until such time as eighty (80) percent of all the units in the housing facility are occupied by at least one (1) person fifty-five (55) years of age or older.*

Housing satisfies the requirements of subdivisions (2) and (3) of this subsection even though there are units occupied by employees of the housing facility who are under the minimum age or family members of the employees residing in the same unit who are under the minimum age, provided the employees perform substantial duties directly related to the management of the housing.

~~Sec. 8-13.~~ Sec. 8-203. Prohibited practices enumerated; exceptions.

No owner of real property shall discriminate against any other person because of religion, race, color, sex, age, handicapped condition, familial status, marital status, or national origin, or ancestry of the friends or associates of such other person in regard to the sale or rental of real property located within the city. Any such discrimination shall be considered an unlawful housing practice.

Nothing in this section shall require an owner to offer property to the public at large before selling or renting it nor shall this section be deemed to prohibit owners from giving preference to prospective tenants or buyers for any reason other than religion, race, color or national origin.

Nothing in this section shall be construed to bar any religious or denominational institution or organization or any organization operated for charitable or educational purposes, which is operated, supervised, or controlled by or in connection with a religious organization, from limiting admission to or giving preference to persons of the same religion or denomination or from making such selection as is calculated by such organization to promote the religious principles for which it has been established or maintained.

~~Sec. 8-14.~~ Sec. 8-204. Alleged grievances; establishment of board of appeals.

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

Any person who contends that the provisions of this ~~article~~ chapter have been violated may file a written complaint under oath with the ~~city manager~~ City Manager, hereby designated as the officer to whom said complaints shall be filed. Within a reasonable time after the complaint has been filed, the officer shall make a determination of the merits and reasonableness of the complaint, and shall attempt to adjust the grievance between the parties.

The ~~city council~~ City Council designates the zoning board of adjustment as the board of appeals. The board of appeals shall adopt rules governing all proceedings. Appeals of decisions of the board of appeals shall be to the courts that may have jurisdiction in such matters. The board of appeals shall consist of the same four (4) members and a chairman as the zoning board of adjustment.

If the complaint or grievance is not resolved by the parties through the officer, either party to the alleged complaint or the officer, may appeal or refer the same to the board of appeals. Such appeal shall be taken within a reasonable time as provided by the rules of the board. Upon an appeal being properly filed, the officer shall forthwith transmit to the board all papers constituting the record of said matters.

Sec. 8-15. Sec. 8-205. Interpretation and conflict.

In interpreting and applying the provisions of this ~~article~~ chapter, the purpose and spirit for which it is offered shall be of primary concern.

It is not intended by this ~~article~~ chapter to interfere with, abrogate, annul, or circumvent the 1968 Civil Rights Act or other laws with regard to fair housing practices. The filing of a complaint under this section will not preclude the claim from being pursued in any other court or jurisdiction. It is intended to offer reasonable persons, acting in good faith, an opportunity to resolve their differences in an atmosphere of a non-adversary proceeding.

ARTICLE III. PENALTIES.

Sec. 8-301. Penalty.

A violation of this chapter is punishable as a misdemeanor as provided by G.S. 14-4.

This ordinance shall be effective upon its passage.

Adopted, this the 5th day of August, 2024.

Item 6h) Ordinance 26-24: Amendment to Chapter 16 of the City of Conover Code of Ordinances

Tom Hart, City Manager presented Ordinance 26-24: Amendment to Chapter 16 of the City of Conover Code of Ordinances. This amendment removes "street events" from this chapter. It currently still regulates parades and picketing. Future updates to this chapter will occur at a later time.

**CITY OF CONOVER
ORDINANCE 26-24**

**AN ORDINANCE AMENDING CHAPTER 16: OFFENSES
OF THE CITY OF CONOVER CODE OF ORDINANCES**

WHEREAS, North Carolina General Statute 160A-77 states that a city shall adopt and issue a code of its ordinances which is generally referred to as the City's "Code of Ordinances"; and

WHEREAS, the City of Conover's Council identifies the need to amend its Code of Ordinances from time to time in order to comply with general laws, regulations, and state statutes.

NOW, THEREFORE, BE IT ORDAINED THAT the City Council of the City of Conover, North Carolina shall hereby amend Chapter 16: Offenses, Sec. 16-14. Parade; street event of the Conover Code of Ordinances to read as follows:

In the following, all strikethroughs (~~strikethroughs~~) are to be removed and all items in RED and underlined (RED) are to be added:

Sec. 16-14. ~~Parade; street event.~~

- (a) *Definitions. As used in this section the following terms shall have the respective meanings ascribed to them:*

City manager: Shall include the city manager and his or her designee.

Parade: Any assemblage of ten (10) or more persons or four (4) or more vehicles participating in any organized march, ceremony, or procession of any kind, in or upon any street, sidewalk, or other public place owned or under the control of the city.

Permit: A written authorization as required by this article.

"Route" or "Parade Route": means the city approved path of travel of any permitted parade including the assembly, staging, and disbanding areas

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

~~Street event: Any temporary closing of any street, sidewalk, or other public place owned or under the control of the city for organized festivals, celebrations, concerts, shows, exhibitions, or similar occurrences.~~

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(b) *Permit required:*

(1) *No person shall engage in, participate in, aid, form, or start any parade ~~or street event~~ unless a permit shall have been obtained from the city, provided that no person may conduct or otherwise participate in any parade ~~or street event~~ between 9:30 p.m. and 6:00 a.m.*

(2) *This section shall not apply to:*

- a. Funeral processions supervised by a licensed mortuary.*
- b. Any governmental agency acting within the scope of its function.*
- c. Picketing.*

(c) *Application. A person seeking issuance of a permit shall file an application with the city on forms provided by the city.*

(1) *Filing period: An application for a permit shall be filed with the city at least three (3) business days and no more than one-hundred eighty (180) days before the time at which it is proposed to conduct the parade ~~or street event~~.*

(2) *Contents: The application for a permit shall set forth the following information:*

- a. The name, title, address, and telephone number of the person seeking to conduct such parade ~~or street event~~.*
- b. If the parade ~~or street event~~ is proposed to be conducted for, on behalf of, or by an organization; the name, address, and telephone number of the headquarters of the organization, and of the authorized and responsible heads of such organization. If the organization is incorporated, the applicant must provide the state in which the articles of incorporation are filed.*
- c. The name, title, address, and telephone of the person to be in charge of the parade ~~or street event~~ and who will accompany it and carry the permit at all times.*
- d. The date on which the parade ~~or street event~~ is to be conducted and the hours that such parade ~~or street event~~ will start and terminate.*
- e. If the proposed activity is a parade, then the The proposed parade route to be traveled for the parade, the starting point, and the termination point. ~~If the proposed activity is to be a street event, then the location by streets and designation by time of an assembly area of such street event.~~*

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

- f. The approximate number of persons who, and animals and vehicles which, will constitute such parade ~~or street event~~; the type of animals and description of the vehicles.*
 - g. If the parade ~~or street event~~ is designed to be held by, and on behalf of, or for any person other than the applicant, the applicant for such permit shall file with the city a communication in writing from the person proposing to hold the parade ~~or street event~~, authorizing the applicant to apply for the permit in the person's behalf.*
 - h. If the activity involves travel upon a state maintained street or road the applicant for such permit shall file with the city a written communication in writing pursuant to regulations of the North Carolina Department of Transportation.*
- (d) Requirements for issuance. Within two (2) business days after the filing thereof, the city shall issue a permit as provided in this section if:*
 - (1) The applicant for the permit has agreed to abide by the standards set forth in this article, which are necessary measures to promote the safety and welfare of the community;*
 - (2) No other parade or ~~street~~ event has previously been issued a permit for the same date as requested in the application. If two (2) or more applications request the same date for a parade or ~~street~~ event, the city shall consider the applications in the order they were filed;*
 - (3) The proposed parade ~~or street event~~ does not conflict with the temporary closing of streets by a department of the city for activities related to maintenance, repair, construction, alteration or other official duties of such department; and*
 - (4) The time, parade route, or size of the proposed parade ~~or street event~~ will not disrupt the use of a public vehicular street ordinarily subject to significant congestion or traffic, unless reasonable provision can be made by the city for the safe and orderly movement of vehicular and pedestrian traffic along alternate routes during the proposed parade ~~or street event~~.*
- (e) Denial of permit request; appeal. If the city disapproves the application, the applicant shall be notified of the decision, stating the reasons for the denial of the permit. Upon the denial of an application for a permit made pursuant to this section, the applicant may appeal to the city council within three (3) business days from the date notice of the denial is mailed to the applicant by first-class mail to the address of the applicant on the application. The city shall also make reasonable effort to give notice of denial of the application by other reasonable available means such as telephone, facsimile transmission, and personal notice. Appeal may be made by filing an appeal application with the city clerk who shall set the appeal for hearing by the city council within five (5) business days from the filing of the appeal.*

(f) Standards applicable to parades ~~and street events~~.

- (1) No firearms or dangerous weapons of any kind, as defined in this subsection, may be possessed, either exposed or concealed, by any participant in the parade ~~or street event~~, any person affiliated with and present at the parade ~~or street event~~, or any person upon any street, sidewalk, or other public place within five hundred (500) feet of the parade ~~or street event~~, except as permitted in this subsection. For the purpose of the section, the term "dangerous weapon" shall be defined as any device designed or capable of being used to inflict serious injury upon person or property, including but not limited to firearms, knives of any kind or any type having a blade in excess of three (3) inches in length, razors and razor blades, metallic knuckles, clubs, blackjacks and night sticks, thrown rocks, bottles or bricks, and dynamite cartridges, bombs, grenades, mines, or other powerful explosives. This restriction shall not apply to the following persons while acting lawfully and within the scope of their duties and authority:*
 - a. Law enforcement officers.*
 - b. Officers and soldiers of the armed forces, militia, National Guard, and color guards of officially recognized veteran's organizations.*
 - c. Students of military science in an accredited high school or college program.*
- (2) No hand carried signs or posters transported in such parade ~~or street event~~ shall be of greater density than eight-ply three-hundredths (0.030) thickness cardboard. No support for such sign or poster shall be of a metallic substance or thicker than one (1) inch.*
- (3) The person designated by the applicant as the person responsible for the physical conduct of the parade ~~or street event~~ shall be physically present and accept responsibility for compliance with any and all terms of the permit as set forth in subsection (b).*
- (4) The applicant shall file with the city a waiver signed by the applicant releasing and saving the city and its employees harmless for any claims, actions, and lawsuits, arising out of the conduct of the parade ~~or street event~~, excepting injuries or damages proximately caused by the city.*
- (5) Every parade shall follow the parade route designated and approved by the city, ~~and every street event shall remain in the parameters designated and approved by the city.~~*
- (6) No person shall unreasonably hamper, obstruct, impede, or interfere with any parade ~~or street event~~, or with any person, vehicle, or animal participating or used in a parade ~~or street event~~.*

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

- (7) No child under the age of four (4) will be permitted to participate in a parade ~~or street event~~ without being accompanied by an adult who will be responsible for such child.*
- (8) Those high school and college marching bands and drill teams accredited by the state department of education are permitted to carry such flags, instruments, batons, and similar items that are customary in carrying out their respective functions.*
- (9) No vicious animal, whether leashed or unleashed, shall participate in or proceed along the route of a parade ~~or street event~~.*
- (10) The person designated in the application as responsible for the physical conduct of the parade ~~or street event~~ shall be responsible for ensuring that any booths, stands, or other equipment used by the parade ~~or street event~~ participants are removed from the area within a reasonable amount of time.*
- (g) Responsibility of participants and person in charge.*
 - (1) Participants in a parade ~~or street event~~ are required to abide by this article and the terms of the permit issued pursuant to this article. Willful violation thereof will constitute a violation of this article and is punishable as provided by law.*
 - (2) The person designated in the application as responsible for the physical conduct of the parade ~~or street event~~ shall be responsible for monitoring the conduct of the participants in the parade ~~or street event~~.*
- (h) Revocation of permit. The city manager, or ~~his or her~~ **their** designated agent, may revoke any permit granted for a parade ~~or street event~~ if:*
 - (1) Any participant in a parade ~~or street event~~ violates the standards for the conduct of parades ~~or street events~~ set out herein; or*
 - (2) Any participant in a parade ~~or street event~~ fails to comply with the formation, terms and conditions set out in the application and permit or fails to comply with the terms of this section; or*
 - (3) Any information set forth in the application is materially false or misleading.*
- (i) Vehicles restricted along **parade** route. The chief of police when expressly authorized and directed by the city council or city manager shall have the authority and duty to prohibit or restrict parking of vehicles along a street or highway or part thereof constituting a part of the route of a parade for a period of from three (3) hours before its commencement to one (1) hour after its dispersal. The chief of police shall post signs to the effect and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof. No person shall be liable for parking on a street not posted in violation of this section.*

(Ord. of 5-15-64; Ord. No. 24-81, 11-2-81; Ord. No. 20-02, § 1, 11-4-02)

This ordinance shall be effective upon its passage.

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

Adopted, this the 5th day of August, 2024.

Motion was duly made by Mayor Pro Tem / Council Member Eckard, seconded by Council Members Green and Powell, to adopt Ordinance 19-24: Amendment to Chapter 1 of the City of Conover Code of Ordinances; Ordinance 20-24: Amendment to Chapter 2 of the City of Conover Code of Ordinances; Ordinance 21-24: Amendment to Chapter 3 of the City of Conover Code of Ordinances; Ordinance 22-24: Amendment to Chapter 4 of the City of Conover Code of Ordinances; Ordinance 23-24: Amendment to Chapter 6 of the City of Conover Code of Ordinances; Ordinance 24-24: Amendment to Chapter 7 of the City of Conover Code of Ordinances; Ordinance 25-24: Amendment to Chapter 8 of the City of Conover Code of Ordinances; and Ordinance 26-24: Amendment to Chapter 16 of the City of Conover Code of Ordinances.

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
NOES:	None
ABSTAIN:	None

(The following amendments to the City of Conover's Code of Ordinances are contained in exhibit file called 2024 Ordinances:

- a. Ordinance 19-24: Amendment to Chapter 1 of the City of Conover Code of Ordinances
- b. Ordinance 20-24: Amendment to Chapter 2 of the City of Conover Code of Ordinances
- c. Ordinance 21-24: Amendment to Chapter 3 of the City of Conover Code of Ordinances
- d. Ordinance 22-24: Amendment to Chapter 4 of the City of Conover Code of Ordinances
- e. Ordinance 23-24: Amendment to Chapter 6 of the City of Conover Code of Ordinances
- f. Ordinance 24-24: Amendment to Chapter 7 of the City of Conover Code of Ordinances
- g. Ordinance 25-24: Amendment to Chapter 8 of the City of Conover Code of Ordinances
- h. Ordinance 26-24: Amendment to Chapter 16 of the City of Conover Code of Ordinances)

Item 7: Resolution 33-24: Resolution to Approve a Municipal Accounting Services, Cybersecurity and Technical Assistance Memorandum of Agreement

Christopher Niver, Information Technology Director presented Resolution 33-24: Resolution to Approve a Municipal Accounting Services, Cybersecurity and Technical Assistance Memorandum of Agreement. The city's current cybersecurity training software ("KnowB4") will be doubling in price in September to \$8,000 per year. The software has worked well to

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

train employees on cybersecurity. Due to the City's membership with the League of Municipalities, they have offered the City use of their cybersecurity training program ("Artic Wolf") for three years at no cost. After the first three years, the cost per person per year will be \$18. It is now a requirement that Council will need to be included in cybersecurity training like staff and will also need to start using two-factor authentication. Artic Wolf offers other security options that the city may move to in the future. This training will be used to help the City's cybersecurity insurance ratings.

Motion was duly made by Mayor Pro Tem / Council Member Eckard, seconded by Council Member Green, to adopt Resolution 33-24: Resolution to Approve a Municipal Accounting Services, Cybersecurity and Technical Assistance Memorandum of Agreement.

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Green, Council Member Powell
NOES:	Council Member Fulbright
ABSTAIN:	None

(Resolution 33-24: Resolution to Approve a Municipal Accounting Services, Cybersecurity and Technical Assistance Memorandum of Agreement contained in the exhibit file called 2024 Resolutions.)

CITY OF CONOVER

RESOLUTION 33-24

RESOLUTION TO APPROVE A MUNICIPAL ACCOUNTING SERVICES, CYBERSECURITY AND TECHNICAL ASSISTANCE MEMORANDUM OF AGREEMENT

WITNESSETH:

WHEREAS, the North Carolina State Budget Act of 2021 (SL 2021-180, as amended by SL 2021-189, and SL 2022-6) provided to the NC League of Municipalities (League) grant funds provided to the State of North Carolina by the U.S. Treasury pursuant the Coronavirus State and Local Fiscal Recovery Funds of H.R. 1319, American Rescue Plan Act of 2021 (ARP); and

WHEREAS, the League received two Award Agreements (OSBM-NCLM-65) from the Office of State Budget and Management (OSBM) and the North Carolina Pandemic Recovery Office (NCPRO); and

WHEREAS, the first Award Agreement is identified as OSBM-NCLM-65. This grant enables the League to provide "financial software and assistance programs for units of local government for expenses related to the COVID-19 pandemic..." This grant is referred to as the Municipal Accounting Services and Cybersecurity Grant; and

WHEREAS, the second Award Agreement is identified as OSBM-NCLM-66. This grant enables the League

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

“to provide guidance and technical assistance to units of local government in the administration of funds from the Local Fiscal Recovery Fund, as established in Section 2.6 of S.L. 2021-25, and in the administration of projects funded through the State Fiscal Recovery Fund, as established in Section 2.2 of S.L. 2021-25.” This grant is referred to as the Guidance and Technical Assistance Grant; and

WHEREAS, the Municipal Accounting Services and Cybersecurity Grant and the Guidance and Technical Assistance Grant are collectively referred to herein as the “League Grants”.

WHEREAS, the League Grants are deemed part of US Treasury Expenditure Category: 6, Revenue Replacement and shall only be spent on governmental services; and

WHEREAS, pursuant to US Treasury Guidance, units of local government that receive services that are funded by one or both of the League Grants are beneficiaries of one or both of the League Grants, respectively, and such services are provided at no cost to these local governments; and

WHEREAS, the League has established a Municipal Accounting Services, Cybersecurity and Technical Assistance Memorandum of Agreement pursuant to the terms of the League’s Municipal Accounting Systems and Cybersecurity Grant and the Guidance and Technical Assistance Grant; and

WHEREAS, this Municipal Accounting System, Cybersecurity and Technical Assistance Memorandum of Agreement will offer local municipalities:

1. Services rendered by the League (League Services) including but not limited to capital expenditures for special purpose software and computer equipment as set forth in §2 C.F.R. 200.439; and
2. Services rendered by one or more service providers (Contractor Services), retained by the League on behalf of the Municipality, who are members of a particular profession or possess a special skill as set forth in §2 C.F.R. 200.459; and
3. Equipment, including information technology systems, and supplies, including computing devices, as set forth in §2 C.F.R. 200.439 and §2 C.F.R. 200.453; and

WHEREAS, the Municipal Accounting Services, Cybersecurity and Technical Assistance Memorandum of Agreement, is attached hereto as Exhibit A; and

NOW, THEREFORE BE IT RESOLVED BY THE CITY/TOWN COUNCIL/BOARD OF THE CONOVER:

1. That, the Municipal Accounting Services, Cybersecurity and Technical Assistance Memorandum of Agreement is hereby approved.
2. That the Manager/Clerk is authorized to execute the attached Memorandum of Agreement (or one substantially equivalent thereto) and such other agreements and actions as necessary in accordance with the League’s Municipal Accounting Services and Cybersecurity Grant and the Guidance and Technical Assistance Grant.

Adopted, this the 5th day of August, 2024.

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

Item 8: Resolution 34-24: Authorization to Submit Application For Great Trails State Program Grant

Kurt L. Beal, Finance Director presented Resolution 34-24: Authorization to Submit Application For Great Trails State Program Grant.

This grant would be used to connect the SE neighborhood to the City Park and the existing Thread Trail across Conover Blvd E and along 3rd Street SE. Grants made under this program have a minimum of \$300,000, and shall not exceed \$500,000. The grant will be a reimbursable grant and require a local match of \$1 for every \$2 of grant funds received. If the city applies for the \$300,000 grant, the city would need to pay \$150,000 in local funds. The deadline for application is September 3, 2024. This would be an authorization to apply only.

Mr. Hart stated that this resolution does not bind the city but allows the city to apply for this grant. If approved, the City would need to discuss how to leverage those funds. He then described the proposed area and use for the grant which includes the installation of a sidewalk.

Motion was duly made by Council Member Powell, seconded by Council Member Canrobert, to adopt Resolution 34-24: Authorization to Submit Application For Great Trails State Program Grant.

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
NOES:	None
ABSTAIN:	None

(Resolution 34-24: Authorization to Submit Application For Great Trails State Program Grant contained in the exhibit file called 2024 Resolutions.)

CITY OF CONOVER

RESOLUTION 34-24

AUTHORIZING APPLICATION FOR GREAT TRAILS STATE PROGRAM GRANT FOR THE CONSTRUCTION OF A TRAIL TO CONNECT TO CITY PARK

WHEREAS, The Great Trails State Program provides funding for new trail development and extension of existing trails anywhere in the state of North Carolina, and

WHEREAS, The program is administered through the N.C. Division of Parks and Recreation and requires at least one dollar of local funds for every two dollars in grant funds, and

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

WHEREAS, *The City of Conover fully supports the proposed project by City Park Trail Connection which will result in the development of approximately 1648 feet of paved trail to expand pedestrian access to City Park, connecting to the Conover library and downtown businesses, and*

WHEREAS, *The City of Conover intends to request state grant assistance for the project,*

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

*That the City of Conover, the **Applicant**, will meet the required one dollar of matching funds for two dollars of grant funds within three years of submitting the application.*

*That the **Applicant** will provide for efficient operation and maintenance of the project on completion of system implementation thereof.*

*That Tom Hart, City Manager, the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application that is true and correct on behalf of the **Applicant** with the State of North Carolina for a grant to aid in the planning of the project as described above.*

*That the **Authorized Official**, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.*

*That the **Applicant** has substantially complied with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.*

Adopted this the 5th day of August, 2024 at Conover, North Carolina.

Item 9: Resolution 35-24: Authorizing Application for Rural Downtown Economic Development Grant to Expand Carolina Thread Trail Through Downtown

Tom Hart, City Manager presented Resolution 35-24: Authorizing Application for Rural Downtown Economic Development Grant to Expand Carolina Thread Trail Through Downtown. The intent of this grant is to allow the City to layer funds into the Rural Transformation Grant that will offer connectivity between Downtown, the SW community, and Conover Station.

The City of Conover intends to apply for a Rural Downtown Economic Development Grant from the NC Department of Commerce Rural Economic Development Division for public infrastructure improvements to downtown. The grant requires a 5% local match and has a maximum grant amount of \$850,000 per grantee and may not exceed \$12,500 per projected job created or retained.

The city estimates that we can apply for about \$275,000 based on current jobs in the areas affected. If the City were to be awarded the full amount applied for, a local match of \$13,750 would be required and this would come back before Council to accept and establish a budget.

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

Motion was duly made by Council Member Canrobert, seconded by Council Member Powell, to adopt Resolution 35-24: Authorizing Application for Rural Downtown Economic Development Grant to Expand Carolina Thread Trail Through Downtown.

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
NOES:	None
ABSTAIN:	None

(Resolution 35-24: Authorizing Application for Rural Downtown Economic Development Grant to Expand Carolina Thread Trail Through Downtown contained in the exhibit file called 2024 Resolutions.)

CITY OF CONOVER

RESOLUTION 35-24

AUTHORIZING APPLICATION FOR RURAL DOWNTOWN ECONOMIC DEVELOPMENT GRANT TO EXPAND CAROLINA THREAD TRAIL THROUGH DOWNTOWN

WHEREAS, The Rural Downtown Economic Development Grant supports downtown revitalization and economic development initiatives that are intended to help local governments grow and leverage downtown districts as assets for economic growth, economic development, and prosperity, and

WHEREAS, The program is administered through the Rural Economic Development Division and requires at least five cent of local funds for every one dollar in grant funds, and

WHEREAS, The City of Conover fully supports the proposed project by Downtown Conover Thread Trail to develop sidewalks in existing right-of-way to expand pedestrian access to downtown businesses to further support their economic growth, and

WHEREAS, The City of Conover intends to request state grant assistance for the project,
NOW, THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF CONOVER:

That the City of Conover, the **Applicant**, will meet the required five cent of matching funds for one dollar of grant funds within three years of submitting the application.

That the **Applicant** will provide for efficient operation and maintenance of the project on completion of system implementation thereof.

That Tom Hart, City Manager, the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application that is true and correct on behalf of the **Applicant** with the State of North Carolina for a grant to aid in the planning of the project as des

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

cribed above.

That the **Authorized Official**, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the **Applicant** has substantially complied with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this the 5th day of August, 2024 at Conover, North Carolina.

Item 10: Resolution 36-24: Conover Tax Collector Appointment

Finance Director Kurt L. Beal presented Resolution 36-24: Conover Tax Collector Appointment. NCGS 105-349 requires a Tax Collector be appointed by the governing body. Appointments shall run for a term of 5 years. He requested that Lori Conner be re-appointed as Tax Collector for the City of Conover for a 5-year term that expires Sept 8, 2029.

Motion was duly made by Mayor Hayman, seconded by Council Member Green, to adopt Resolution 36-24: Conover Tax Collector Appointment.

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
NOES:	None
ABSTAIN:	None

(Resolution 36-24: Conover Tax Collector Appointment contained in the exhibit file called 2024 Resolutions.)

CITY OF CONOVER RESOLUTION 36-24

CONOVER TAX COLLECTOR APPOINTMENT

WHEREAS, Conover's appointment for Tax Collector expires on September 8, 2024; and

WHEREAS, North Carolina General Statute 105-349 requires that a Tax Collector be appointed by the Governing Board; and

WHEREAS, the Conover City Council makes the following appointment:

Lori W. Connor, Finance Supervisor, as Tax Collector for the City of Conover for a five (5) year term that will expire on September 8, 2029.

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

Adopted this the 5th day of August, 2024.

Item 11: Tax Report

- a. Tax Collector's Report**
- b. Releases and Refund**

Item 11a. Releases and Refunds

Lori Conner, Finance Supervisor / Tax Collector presented Releases and Refund. The total amount for releases and refunds is \$1,136.34.

Releases:	Refunds:
2008 Releases: \$ 00.11 2018 Releases: \$ 00.26 2020 Releases: \$ 00.66 2022 Releases: \$ 00.46 2023 Releases: \$394.38 2024 Releases: \$191.38	2023 Refunds: \$549.09

Motion was duly made by Council Member Green, seconded by Council Members Fulbright and Powell, to approve Releases and Refund for the City.

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
NOES:	None
ABSTAIN:	None

Item 11b. Summary of Taxes

Lori Conner, Finance Supervisor / Tax Collector presented the Summary of Taxes. The current year collections \$7.87 million. As of June 30, 2024, the balance of tax receivable was \$141,000. Of this amount, \$72,000 was unpaid taxes from this most recent year. The prior year's was \$69,000. The current collection rate is 99.21% compared to last year at 98.59%.

Motion was duly made by Council Member Fulbright, seconded by Council Member Green, to accept the Summary of Taxes.

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

AYES:	Mayor Hayman, Mayor Pro Tem / Council Member Eckard, Council Member Canrobert, Council Member Fulbright, Council Member Green, Council Member Powell
NOES:	None
ABSTAIN:	None

Item 12: Committee Reports

Members of Council gave their committee reports.

Item 13: City Manager's Report

BUILDING PERMITS: The City issued twenty-four (24) building permits during the month of July 2024, totaling \$2,361,551. Included were seventeen (17) residential, six (6) commercial, and one (1) industrial.

HOLIDAY CLOSINGS: City Hall will be closed on Monday, September 2, 2024. No changes to collection schedule.

NEXT COUNCIL MEETING DATE: City Council's next regularly scheduled meeting will be held on Tuesday, September 3rd at 6:00PM.

SURPLUS PROPERTY: A brief report was given on the items declared surplus for the 2023-2024 Fiscal year.

UPCOMING EVENTS:

FARMERS MARKET (Continuing): Opening Day: May 4, 2024 from 8AM – 12Noon in the Conover Post Office Parking Lot.

NCCHS FUNDRAISER: On Friday, August 2nd from 9AM to 2PM the Newton Conover Soccer team will be hosting a BBQ Fundraiser/Car Wash to raise funds for both the Men and Lady Red Devil Soccer programs. Location: 2249 Northwest Blvd, Newton, NC 28658

OLD SOLDIERS REUNION PARADE: The Old Soldiers Reunion Parade will take place on Thursday, August 15th at 6:30PM.

EMPLOYEE APPRECIATION EVENT: This event will be held on Thursday, September 5th at 7PM at the Hickory Crawdads Stadium.

CONOVER CRUZ'N CAR SHOW: This event will be held on Saturday, September 28th

MINUTES FROM THE AUGUST 5, 2024 CONOVER CITY COUNCIL REGULAR MEETING

from 11AM – 7PM.

PLANNING BOARD OPENING: There is currently an opening on the City of Conover Planning Board.

TRAFFIC LIGHTS: City Manager Hart spoke briefly about the progress on the traffic lights located on the corners of Conover Blvd East & Thornburg and the Rock Barn & Thornburg. He then spoke about the stoplight located on the corner of 1st St W & 4th Av NW.

EV CHARGERS: City Manager Hart informed Council of the cost to replace a broken part on the EV Chargers in Conover. Council requested that staff look for grants to help pay for the repair costs.

SPEED LIMITS: City Manager Hart spoke briefly about adjusting speed limits based on residential, business, school zones. He explained that plans were to move forward with this under the upcoming strategic plan. Council requested that Mr. Hart expedite this matter.

VII. ADJOURNMENT

There being no further business, the meeting was adjourned at 7:35 p.m.

Kyle J. Hayman, Mayor

Stephanie C. Watson, City Clerk