

**TOWN OF LONG VIEW
BOARD OF ALDERMEN MEETING
JANUARY 14, 2019**

The Town of Long View Board of Aldermen met on Monday, January 14, 2019 at 7:30 p.m. in the Town Council Chambers of the Government Center in Long View, North Carolina.

BOARD MEMBERS PRESENT: The following members of the Board were present: Mayor Marla G. Thompson, Alderman David Elder, Alderman Gary Lingerfelt, Alderman Dallas Tester, and Alderman Thurman VanHorn.

BOARD MEMBERS NOT PRESENT: The following member of the Board was not present: Mayor Pro Tem/ Alderman Randall Mays.

STAFF PRESENT: The following members of staff were present: Town Administrator David Draughn, Town Clerk Stephanie Watson, Town Attorney Jimmy Summerlin, Jr., Finance Director James Cozart, Town Planner Charles Mullis, Public Works Director Chris Eckard, Fire Chief James Brinkley, Police Chief Michael Winters, Deputy Fire Chief Garrett Huffman, and Officer Josh Rector.

OTHERS PRESENT: The following people were present: Rick Hammer of Lowdermilk Church & Co., L.L.P., Wayne Houser of the Lions Club, Billy Rice, Steve Ward, and others were present.

MEETING CALLED TO ORDER: Mayor Marla Thompson called the meeting to order and Mayor Marla Thompson gave the invocation.

APPROVAL OF MINUTES: Mayor Marla Thompson asked for approval of the minutes.

Motion was made by Alderman Thurman VanHorn, seconded by Alderman David Elder to approve the November 5, 2018 and December 10, 2018 Regular Meeting Minutes. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn

NOES: None

NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

PRESENTATION OF THE FISCAL YEAR 2017-2018 BUDGET AUDIT REPORT – RICK HAMMER OF LOWDERMILK CHURCH & CO., L.L.P.

Rick Hammer of Lowdermilk Church & Co., L.L.P. presented the financial highlights of the 2017-2018 Budget Audit.

The audit was submitted to the Local Government Commission and was approved by them during November 2018. The Town was given an unmodified opinion.

TOWN OF LONG VIEW			
Financial Highlights			
Years Ended June 30, 2018 and 2017			
<u>General Fund</u>	<u>2018</u>	<u>2017</u>	<u>Inc/(Dec)</u>
Cash and investments	\$ 2,048,960	\$ 1,659,028	\$ 389,932
Total assets	\$ 2,431,943	\$ 2,037,496	\$ 394,447
Fund balance	\$ 2,247,029	\$ 1,870,048	\$ 376,981
Total revenue	\$ 3,662,939	\$ 3,487,985	\$ 174,954
Total expenditures	\$ 3,424,893	\$ 3,217,351	\$ 207,542
Increase (decrease) in fund balance	\$ 376,981	\$ 332,216	\$ 44,765
Ad valorem taxes collected current year levy	\$ 1,419,272	\$ 1,380,229	\$ 39,043
Percent of taxes collected	96.90	96.28	0.62
Investment income	\$ 9,953	\$ 1,273	\$ 8,680
<u>Utility Funds</u>			
Cash and investments	\$ 263,626	\$ 156,507	\$ 107,119
Current assets	\$ 565,350	\$ 461,088	\$ 104,262
Total assets	\$ 8,218,839	\$ 8,122,786	\$ 96,053
Net position	\$ 7,816,659	\$ 7,698,537	\$ 118,122
Operating revenue	\$ 1,887,772	\$ 1,848,112	\$ 39,660
Operating expenses	\$ 2,038,519	\$ 2,075,510	\$ (36,991)
Operating income (loss)	\$ (150,747)	\$ (227,398)	\$ 76,651
Nonoperating income (expenses)	\$ (16,619)	\$ (8,163)	\$ 8,456
Capital contributions	\$ 289,289	\$ -	\$ 289,289
Change in net position	\$ 121,922	\$ (235,562)	\$ 357,484
Accounts receivable	\$ 160,064	\$ 155,586	\$ 4,478
<u>All Funds</u>			
Cash and investments and restricted cash	\$ 2,312,586	\$ 1,815,535	\$ 497,051
Net position	\$ 11,823,778	\$ 11,376,979	\$ 446,799

Mr. Hammer stated that his company also did a compliance audit on the material from the Town and there were not any material findings. The firm helped to prepare the financial statements. There was a finding for a need of separation of duties but this is often a finding for small Towns. There was one-line item that went over this year.

Mr. Hammer stated that there was a three-page letter that the firm sent to the Board stating that the firm did not have any issues with management.

Motion was made by Alderman David Elder, seconded by Alderman Thurman VanHorn to approve the 2017-2018 Budget Audit Report as presented. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn
NOES: None
NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

CALL FOR A PUBLIC HEARING FOR THE MONDAY, FEBRUARY 11, 2019 BOARD OF ALDERMEN MEETING
– TOWN PLANNER CHARLES MULLIS

The Town of Long View Planning Department has received a request to amend the Long View Zoning Ordinance. The request is to adopt regulations for storage pods and construction dumpsters that the Town currently does not have. The Town of Long View Planning Board will have a recommendation on these potential new regulations for the Board of Aldermen next month.

Mr. Mullis requested a motion that the Board of Aldermen call for a public hearing for next month's regularly scheduled meeting, to be held on Monday, February 11, 2019, in order to receive public input concerning this proposed amendment to the Long View Zoning Ordinance regarding storage pods and construction dumpsters.

Motion was made by Alderman Thurman VanHorn, seconded by Alderman Dallas Tester to call for a public hearing during the Monday, February 11, 2019 Board of Aldermen Meeting to receive input concerning the proposed amendment to the Long View Zoning Ordinance regarding storage pods and construction dumpsters. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn
NOES: None
NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

DISCUSSION OF ORDINANCE NO. 01-19 – TOWN PLANNER CHARLES MULLIS AND TOWN ATTORNEY JIMMY SUMMERLIN, JR.

Comments by Town Planner Charles Mullis

Town Planner Charles Mullis stated that the duties of the Housing Inspector set forth in §152.10 (A) & (B) of the Long View Code of Ordinances shall not be exercised until the Board of Aldermen shall have by ordinance ordered the Housing Inspector to proceed to effectuate the purpose of the code with respect to the particular property which the Housing Inspector shall have found to be unfit for human habitation and which property shall be described in the ordinance.

The Housing Inspector has found the dwelling unit located at 193 33rd Street NW to be unfit for human habitation.

The case originally began on October 24, 2018.

Mr. Mullis requested that the Board of Aldermen move to adopt Ordinance No. 01-19 so that the Housing Inspector may take additional steps as necessary to cause the dwelling located at 193 33rd Street NW to be vacated.

Comments by Attorney Jimmy Summerlin, Jr.

Attorney Jimmy Summerlin, Jr. stated that when this house came under violation, the Town originally sent a letter to Mr. Hannah in October 2018 notifying him of the violations. The property has no power or water and people are living there. This includes minor children. It is unfortunate but they have been notified. The Town held a hearing and nobody showed up. The Town served everyone by certified and first-class mail. The notification was also published in the newspaper because it is another property that has heirs. One of the owners is deceased and there has been no estate that has been opened so the Town does not know who all her children are. The notice was published in the Burke County paper because that is where the property is located. The Town has had a few phone calls with one of the callers asking how long until they had to vacate the property. He believed that she has now vacated the premises.

Mr. Mullis did find at the hearing that the property is unfit for habitation. He gave the owners 30 days from the order dated November 28, 2018 to get the property into compliance. Basically, all they had to do was get the water connected and the power back on. They did not do that.

Attorney Summerlin, Jr. stated that he and Mr. Mullis were seeking an ordinance from the Board that will authorize Mr. Mullis to proceed with an eviction process. It will not be a property that will be torn down because the cost of repair does not exceed fifty percent of the value of the property. In accordance with the Town code, all the Town can do is order the property to be vacated. The only way to enforce that is through the summary ejection and eviction process with the magistrate. He and Mr. Mullis are requesting the authorization to proceed with the eviction.

Questions by the Board

Alderman Thurman VanHorn asked what would happen with the property once it is vacated.

Attorney Summerlin, Jr. stated that the property would be boarded up. It was his understanding that Mr. James Hannah owns either part or all of the property. From the conversation of the lady that was living there, he doesn't want to do anything until his two nephews are out of the property but he doesn't want to get them out. Once they are out, he may step back in and try to bring it up to compliance. Otherwise the property will be secured and boarded up.

Alderman VanHorn asked if the property taxes had been paid on it.

Mr. Mullis and Attorney Summerlin, Jr. stated that they did not know.

Mr. Draughn explained that after the eviction and before it is boarded up, Mr. Mullis will inspect the property. The plan is to also get the Fire Marshall to go in with Mr. Mullis to inspect for other violations. The Town does not know what other violations are inside as no one has been inside. There could be further issues.

Alderman VanHorn stated that at that time the Town could look at property taxes and if they are not being paid, the Town could possibly take a lien on the property.

Alderman Dallas Tester asked if the Town was certain that there were no children in the house now.

Attorney Summerlin, Jr. stated that his understanding was no but he did not know that for sure. He spoke with the lady that was living in the house last week and she was worried about the time frame because she had a few more things to get out. His understanding was that the two children were with her in Morganton. There could be other children there but he didn't know.

Alderman VanHorn stated that it will be vacant before the house is boarded up.

Motion was made by Alderman Thurman VanHorn, seconded by Alderman Dallas Tester to adopt Ordinance No. 01-19. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn
NOES: None
NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

YOUNG, MORPHIS, BACH & TAYLOR, LLP

ATTORNEYS AT LAW
NORTH PARK BUILDING
858 2ND STREET NE, SUITE 200 (28601)
POST OFFICE DRAWER 2428
HICKORY, NORTH CAROLINA 28603-2428
www.hickorylaw.com

CHARLES R. YOUNG, SR. (RETIRED) ♦
THOMAS C. MORPHIS (1947 - 2009)
WAYNE M. BACH
TERRY M. TAYLOR ♦
PAUL E. CULPEPPER
KEVIN C. MCINTOSH
JIMMY R. SUMMERLIN, JR.
TIMOTHY D. SWANSON
JOHN W. CRONE, III
J. STEVEN BRACKETT
JORDAN L. FAULKNER
JAMES R. HAWES
JESSICA M. FRENCH WATSON

TELEPHONE: 828.322.4663
FACSIMILE: 828.324.2431
EMAIL: jimmys@hickorylaw.com

♦ CERTIFIED MEDIATOR

♦ BOARD CERTIFIED SPECIALIST IN
REAL PROPERTY LAW-RESIDENTIAL,
BUSINESS, COMMERCIAL &
INDUSTRIAL TRANSACTIONS

FILE COPY

October 8, 2018

Via Certified & 1st Class U.S. Mail:

Mr. James L. Hannah
5891 Three D Ranch Lane
Conover, NC 28613

Re: FINAL NOTICE OF VIOLATION – ENFORCEMENT ACTION IMMINENT
193 33rd Street NW, Hickory, North Carolina
Burke County PIN 2783903545

Dear Mr. Hannah:

I am the Town Attorney for the Town of Long View, North Carolina. You have been previously notified of violations of the Town of Long View Code of Ordinances (the "Code") with respect to the above property by Mr. Charles T. Mullis, Housing Inspector. To date the deficiencies in the property have not been remedied. In particular, we are informed that the property is occupied as a residence by one or more people, possibly including minor children, and is neither (a) connected to an operable potable water supply (i.e., the Town water supply has been disconnected for some time due to non-payment), nor (b) connected to an operable power supply (i.e., the power supply has been disconnected for some time due to non-payment).

Occupancy of the property under these conditions is prohibited by the Code. You are hereby notified that enforcement action will be initiated if the following conditions are not satisfied within ten (10) days of the date of this letter:

1. Establishing an operable connection to the Town's potable water supply; and
2. Establishing an operable connection to a power supply; and
3. Contacting Mr. Charles Mullis at 828-322-3921 to schedule a follow up inspection to confirm compliance with the Code.

Alternatively, you may have the property vacated and secured with no occupancy to occur until the foregoing conditions are satisfied.

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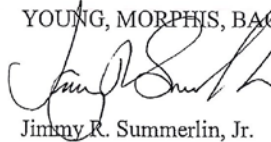
Mr. James L. Hannah
October 8, 2018
Page Two

The Town reserves all rights and remedies allowed under the Code or other applicable laws, regulations, and ordinances, including the right to seek further enforcement action in the event other violations of the Code are found or discovered during any inspection connected herewith.

Your immediate attention to these matters is required.

Very truly yours,

YOUNG, MORPHIS, BACH & TAYLOR, LLP

A handwritten signature in black ink, appearing to read "Jimmy R. Summerlin, Jr.", is written over the printed name.

Jimmy R. Summerlin, Jr.

Cc: Mr. Charles T. Mullis

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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete Items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received By (Printed Name) <input type="checkbox"/> Date of Delivery</p> <p>C. Is delivery address different from Item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If YES, enter delivery address below:</p>
<p>1. Article Addressed to:</p> <p>Mr. James L. Hannah 5391 Three D Ranch Lane Conover, NC 28613</p>	<p>D. Is delivery address different from Item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If YES, enter delivery address below:</p>
<p>2. Article Number (Transfer from service label)</p> <p>7016 3560 0000 6890 3891</p>	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Mail Restricted Delivery</p>
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053</p>	<p>Domestic Return Receipt</p>

STATE OF NORTH CAROLINA
COUNTY OF BURKE

TOWN OF LONG VIEW
BEFORE THE HOUSING INSPECTOR
FILE NO. 18-LVHS-0002

CHARLES T. MULLIS in his capacity as
Housing Inspector and Code Enforcement
Officer of the TOWN OF LONG VIEW,

v.

JAMES L. HANNAH and HEIRS OF
EMMA S. HANNAH,

*IN RE: 193 33rd Street NW, Hickory, North
Carolina 28601 (PIN 2783903545).*

**COMPLAINT
(Housing Standards)**

CHARLES T. MULLIS in his capacity as Housing Inspector and Code Enforcement Officer for the TOWN OF LONG VIEW, a North Carolina municipal corporation, in accordance with Chapter 152 of its Town Ordinances, complains as follows:

1. The Town of Long View is a North Carolina municipal corporation with its municipal boundaries located in Catawba and Burke Counties, North Carolina.
2. The property commonly known as 193 33rd Street NW, Hickory, North Carolina 28602 (Burke County PIN 2783903545) (the "Property") is located within the municipal boundaries of the Town of Long View and is subject to the applicable provision of the Town Ordinances, including specifically, but without limitation, Chapter 152 thereof applicable to Housing Standards.
3. Upon information and belief, the Property is owned by James L. Hannah and the heirs of Emma S. Hannah (deceased) by virtue of that certain North Carolina General Warranty Deed recorded April 29, 1988 in Book 740 at Page 193 of the Burke County, North Carolina Public Registry.
4. The Housing Inspector for the Town of Long View, Mr. Charles Mullis, in accordance with Section 152.06 of the Town Ordinances has made a preliminary investigation of the Property and found the Property is a "Dwelling Unfit for Human Habitation", as defined in Section 152.07(A) of the Town Ordinances upon the following grounds and conditions:
 - a. Unsanitary conditions which are dangerous to the health, safety or welfare of the occupants of the Property – Section 152.07(A)(5) – in that the Property is occupied and is not presently connected to a potable water supply and thereby making public sewer also unusable;
 - b. Lack of sanitary facilities which endanger the health, safety or welfare of the occupants of the Property – Section 152.07(A)(8) – in that the Property is occupied and is not presently connected to a potable water supply and thereby making public sewer also unusable;

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- c. Lack of proper electrical facilities required which constitutes a definite health and safety hazard – Section 152.07(A)(9) – in that the Property is occupied and is not presently connected to a useable power supply;
 - d. Lack of proper plumbing facilities required which constitutes a definite health and safety hazard – Section 152.07(A)(9) – in that the Property is occupied and is not presently connected to a potable water supply and thereby making public sewer also unusable; and
 - e. Lack of connection to a potable water supply – Section 152.07(A)(10) – in that the water supply to the Property has been “cut off” because of nonpayment of the water bill and in that the water system is not receiving a flow of potable water to the tap.
5. Based upon the above findings, the Housing Inspector believes that conditions exist making the Property a “Dwelling Unfit for Human Habitation” in accordance with Section 152.07(A) of the Town Ordinances.
6. In addition, to the extent the Property is not found to be a “Dwelling Unfit for Human Habitation”, the Housing Inspector believes that the Property is in violation of the following provisions of the Housing Standards, thereby subjecting the Property to penalties and enforcement procedures in accordance with Section 152.08 of the Town Ordinances:
- a. Section 152.07(B)(2)(a) – Plumbing standards – inadequate facilities and supply;
 - b. Section 152.07(B)(2)(b) – Plumbing standards – inadequate maintenance;
 - c. Section 152.07(B)(2)(c) – Plumbing standards – inadequate accessibility;
 - d. Section 152.07(B)(4)(c) – Electrical standards – inadequate maintenance; and
 - e. Section 152.07(B)(7)(f) – Safe and sanitary maintenance standards – inadequate or non-functioning supplied facilities – plumbing and electrical.
7. The Housing Inspector reserves the right to amend this Complaint based upon further findings and investigation of the Property.

WHEREFORE, the Housing Inspector asserts that the above violations have deemed the Property a “Dwelling Unfit for Human Habitation” and recommends, after notice and hearing, that one or more of the actions authorized by Section 152.09 of the Town Ordinances be assessed against the Property and its owners, and, in the case of non-compliance, for such orders as authorized by Section 152.10 of the Town Ordinances. In the alternative and in the event the Property is not found to be a “Dwelling Unfit for Human Habitation”, for the authorization of action pursuant to Section 152.08 and 10.99 of the Town Ordinances.

This the 24th day of October, 2018.

TOWN OF LONG VIEW

By: 

Jimmy R. Summerlin, Jr., Town Attorney
N.C. State Bar No. 31819

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Young, Morphis, Bach & Taylor, LLP
P.O. Drawer 2428
Hickory, North Carolina 28603
Telephone: (828) 322-4663
Facsimile: (828) 324-2431

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STATE OF NORTH CAROLINA
COUNTY OF BURKE

TOWN OF LONG VIEW
BEFORE THE HOUSING INSPECTOR
FILE NO. 18-LVHS-0002

CHARLES T. MULLIS in his capacity as
Housing Inspector and Code Enforcement
Officer of the TOWN OF LONG VIEW,

v.

JAMES L. HANNAH and HEIRS OF
EMMA S. HANNAH,

*IN RE: 193 33rd Street NW, Hickory, North
Carolina 28601 (PIN 2783903545).*

NOTICE OF HEARING

TO: James L. Hannah
5891 Three D Ranch Lane
Conover, NC 28613

Heirs of Emma S. Hannah
5891 Three D Ranch Lane
Conover, NC 28613

Heirs of Emma S. Hannah
193 33rd Street NW
Hickory, NC 28601

Occupants and Residents
193 33rd Street NW
Hickory, NC 28601

PLEASE TAKE NOTICE that Complaint has been filed by the Housing Inspector with respect to the above described property. A hearing will be held upon the Complaint of the Housing Inspector concerning the above property on **November 27, 2018 at 3:00 p.m.** at the Long View Government Center, 2404 1st Ave SW, Long View, North Carolina, 28602.

You have the right to file an answer to the Complaint and to appear in person, or otherwise, and give testimony at the place and time set forth above. The Rules of Evidence prevailing in the courts of law or equity shall not be controlling in hearings before the Housing Inspector.

This the 24th day of October, 2018.

TOWN OF LONG VIEW

By: 

Jimmy R. Summerlin, Jr., Town Attorney
N.C. State Bar No. 31819
Young, Morphis, Bach & Taylor, LLP
P.O. Drawer 2428
Hickory, North Carolina 28603
Telephone: (828) 322-4663
Facsimile: (828) 324-2431

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STATE OF NORTH CAROLINA
COUNTY OF BURKE

TOWN OF LONG VIEW
BEFORE THE HOUSING INSPECTOR
FILE NO. 18-LVHS-0002

CHARLES T. MULLIS in his capacity as
Housing Inspector and Code Enforcement
Officer of the TOWN OF LONG VIEW,

v.

JAMES L. HANNAH and HEIRS OF
EMMA S. HANNAH,

*IN RE: 193 33rd Street NW, Hickory, North
Carolina 28601 (PIN 2783903545).*

**NOTICE OF PENDING PROCEEDINGS
AND NOTICE OF HEARING
(Housing Standards)**

**TO BE POSTED IN A CONSPICUOUS
PLACE UPON THE PREMISES**

Date Posted: _____

Posted By: _____

TO: James L. Hannah
5891 Three D Ranch Lane
Conover, NC 28613

Heirs of Emma S. Hannah
5891 Three D Ranch Lane
Conover, NC 28613

Heirs of Emma S. Hannah
193 33rd Street NW
Hickory, NC 28601

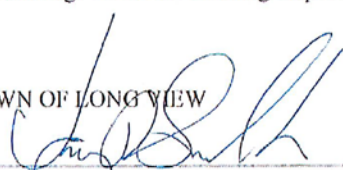
Occupants and Residents
193 33rd Street NW
Hickory, NC 28601

PLEASE TAKE NOTICE that Complaint has been filed by the Housing Inspector with respect to the above described property. A copy of the Complaint may be obtained by contacting the attorney listed below. A hearing will be held upon the Complaint of the Housing Inspector concerning the above property on **November 27, 2018 at 3:00 p.m.** at the Long View Government Center, 2404 1st Ave SW, Long View, North Carolina, 28602.

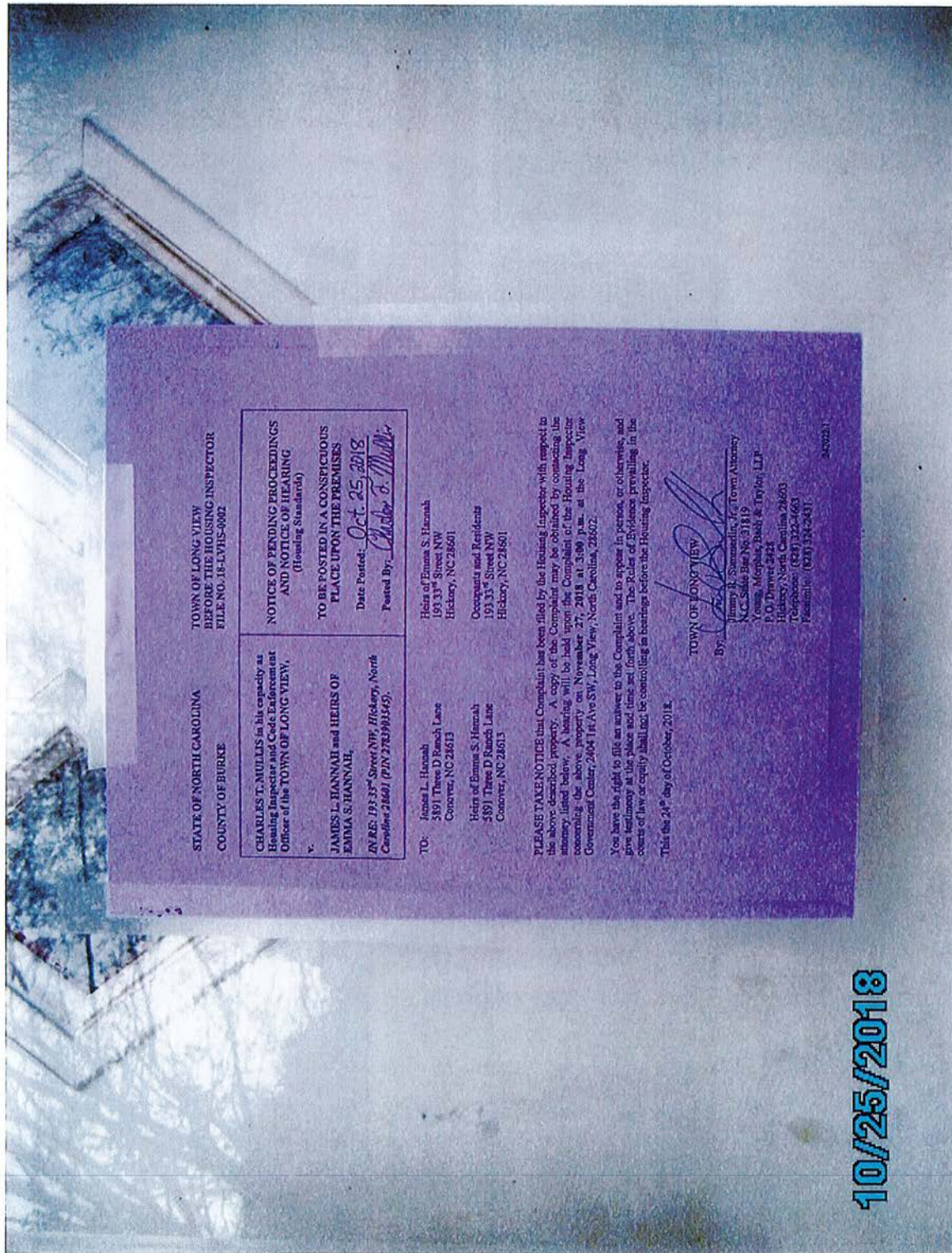
You have the right to file an answer to the Complaint and to appear in person, or otherwise, and give testimony at the place and time set forth above. The Rules of Evidence prevailing in the courts of law or equity shall not be controlling in hearings before the Housing Inspector.

This the 24th day of October, 2018.

TOWN OF LONG VIEW

By: 
Jimmy R. Summerlin, Jr., Town Attorney
N.C. State Bar No. 31819
Young, Morphis, Bach & Taylor, LLP
P.O. Drawer 2428
Hickory, North Carolina 28603
Telephone: (828) 322-4663
Facsimile: (828) 324-2431

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TOWN OF LONG VIEW
BEFORE THE HOUSING INSPECTOR
FILE NO. 18-LVHS-0002

STATE OF NORTH CAROLINA
COUNTY OF BURKE

NOTICE OF PENDING PROCEEDINGS
AND NOTICE OF HEARING
(Housing Standards)

TO BE POSTED IN A CONSPICUOUS
PLACE UPON THE PREMISES

Date Posted: Oct. 25, 2018

Posted By: Charles T. Mullis

CHARLES T. MULLIS in his capacity as
Housing Inspector and Code Enforcement
Officer of the TOWN OF LONG VIEW,

v. JAMES L. HANNAM and HEIRS OF
EMMA S. HANNAM,
IN RE: 193 13th Street NW, Hickory, North
Carolina 28601 (PIN 273991545).

TO: James L. Hannam
3891 Three D Ranch Lane
Conover, NC 28613

Heirs of Emma S. Hannam
3891 Three D Ranch Lane
Conover, NC 28613

Heirs of Emma S. Hannam
193 13th Street NW
Hickory, NC 28601

Occupants and Residents
193 13th Street NW
Hickory, NC 28601

PLEASE TAKE NOTICE that Complaint has been filed by the Housing Inspector with respect to
the above described property. A copy of the Complaint may be obtained by contacting the
attorney listed below. A hearing will be held upon the Complaint of the Housing Inspector
concerning the above property on November 27, 2018 at 3:00 p.m. at the Long View
Government Center, 2404 J.R. Ave SW, Long View, North Carolina, 28602.

You have the right to file an answer to the Complaint and to appear in person, or otherwise, and
give testimony at the place and time set forth above. The Ruler of Evidence prevailing in the
course of law or equity shall not be controlling in hearings before the Housing Inspector.

This the 24th day of October, 2018.

TOWN OF LONG VIEW

By: Charles T. Mullis

James D. Cunningham, Jr. Town Attorney
193 13th Street NW
Hickory, NC 28601
P.O. Drawer 222
Hickory, North Carolina 28603
Telephone: (828) 322-6603
Facsimile: (828) 322-2431

2439231

10/25/2018



Morganton News Herald

Advertising Affidavit

Account Number

3153195

PO Box 968
Hickory, NC 28603

Date

October 31, 2018

YOUNG, BACH & TAYLOR
ATTN: ACCOUNTS PAYABLE
PO DRAWER 2428
HICKORY, NC 28603

Date	Category	Description	Ad Number	Ad Size
10/31/2018	Legal Notices	NOTICE OF SERVICE OF PROCESS BY PUBLICATION STA	0000511429	2 x 48 L

NOTICE OF SERVICE OF PROCESS BY PUBLICATION

STATE OF NORTH CAROLINA
COUNTY OF BURKE

TOWN OF LONG VIEW
BEFORE THE HOUSING INSPECTOR
FILE NO.: 18-1315-002

CHARLES T. MULLIS in his capacity as Housing Inspector and
Code Enforcement Officer of the TOWN OF LONG VIEW,
vs.
JAMES L. HANNAH and HEIRS OF EMMA S. HANNAH,
(IN RE: 193 33rd Street NW, Hickory, North Carolina 28601 (PIN
278390345).

TO: HEIRS OF EMMA S. HANNAH

TAKE NOTICE that a Complaint seeking relief against you has been filed
in the above entitled action. The nature of the relief being sought is as fol-
lows:

VIOLATION OF HOUSING STANDARDS, CHAPTER 152 OF THE TOWN OF
LONG VIEW CODE OF ORDINANCES.

A copy of the Complaint may be obtained by contacting the attorney list-
ed below. You are further notified that a hearing on the Complaint will be
held on November 27, 2018 at 3:00 p.m. at the Long View Government Cen-
ter, 2494 1st Ave SW, Long View, North Carolina, 28602.

This the 21th day of October, 2018.

Jimmy B. Sumnerlin, Jr.
YOUNG, MORRIS, BACH & TAYLOR, LLP,
P.O. Drawer 2428
Hickory, NC 28603
Telephone: (828) 322-4663
Facsimile: (810) 324-2431
Attorneys for Petitioners

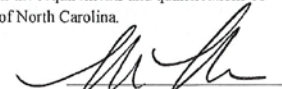
PubDate: October 31, 2018.

Publisher of
Morganton News Herald
Burke County

Before the undersigned, a Notary Public of Iredell County, North Carolina, duly
commissioned, qualified, and authorized by law to administer oaths, in said
County and State; that he/she is authorized to make this affidavit and sworn
statement; that the notice or other legal advertisement, a copy of which is attached
hereto, was published in the Morganton News Herald on the following dates:

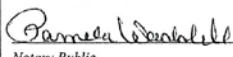
10/31/2018

and that the said newspaper in which such notice, or legal advertisement was
published, was a newspaper meeting all the requirements and qualifications of
Section 1-597 of the General Statutes of North Carolina.

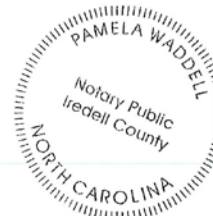

Assistant Bookkeeper

Newspaper reference: 0000511429

Sworn to and subscribed before me, this 31 day of October, 2018


Notary Public

My Commission expires: May 27, 2022



THIS IS NOT A BILL. PLEASE PAY FROM INVOICE. THANK YOU

YOUNG, MORPHIS, BACH & TAYLOR, LLP

ATTORNEYS AT LAW
NORTH PARK BUILDING
858 2ND STREET NE, SUITE 200 (28601)
POST OFFICE DRAWER 2428
HICKORY, NORTH CAROLINA 28603-2428
www.hickorylaw.com

CHARLES R. YOUNG, SR. (RETIRED) ♦
THOMAS C. MORPHIS (1947 - 2009)
WAYNE M. BACH
TERRY M. TAYLOR ♦
PAUL E. CULPEPPER
KEVIN C. MCINTOSH
JIMMY R. SUMMERLIN, JR.
TIMOTHY D. SWANSON
JOHN W. CRONE, III
J. STEVEN BRACKETT
JORDAN L. FAULKNER
JAMES R. HAWES
JESSICA M. FRENCH WATSON
JARRYD A. DE BOER

TELEPHONE: 828.322.4663
FACSIMILE: 828.324.2431
EMAIL: jimmys@hickorylaw.com

♦ CERTIFIED MEDIATOR

♦ BOARD CERTIFIED SPECIALIST IN
REAL PROPERTY LAW-RESIDENTIAL,
BUSINESS, COMMERCIAL &
INDUSTRIAL TRANSACTIONS

October 24, 2018

Via Certified & 1st Class U.S. Mail:

James L. Hannah
5891 Three D Ranch Lane
Conover, NC 28613

Heirs of Emma S. Hannah
193 33rd Street NW
Hickory, NC 28601

Heirs of Emma S. Hannah
5891 Three D Ranch Lane
Conover, NC 28613

Occupants and Residents
193 33rd Street NW
Hickory, NC 28601

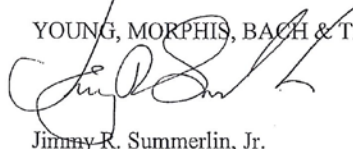
Re: Town of Long View v. Hannah, et al.
18-LVHS-0002

Dear Sir/Madam:

Please find enclosed for your information a copy of the Complaint and Notice of Hearing with regard to the property located at 193 33rd Street NW, Hickory, North Carolina 28602 (Burke County PIN 2783903545).

Very truly yours,

YOUNG, MORPHIS, BACH & TAYLOR, LLP



Jimmy R. Summerlin, Jr.

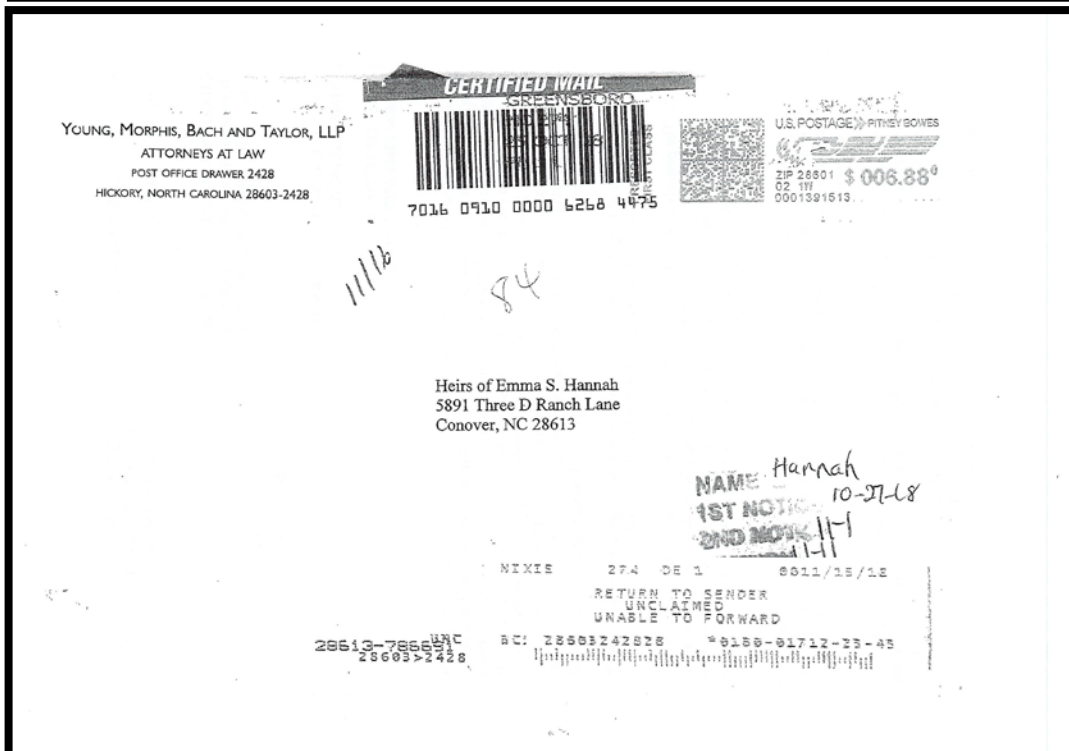
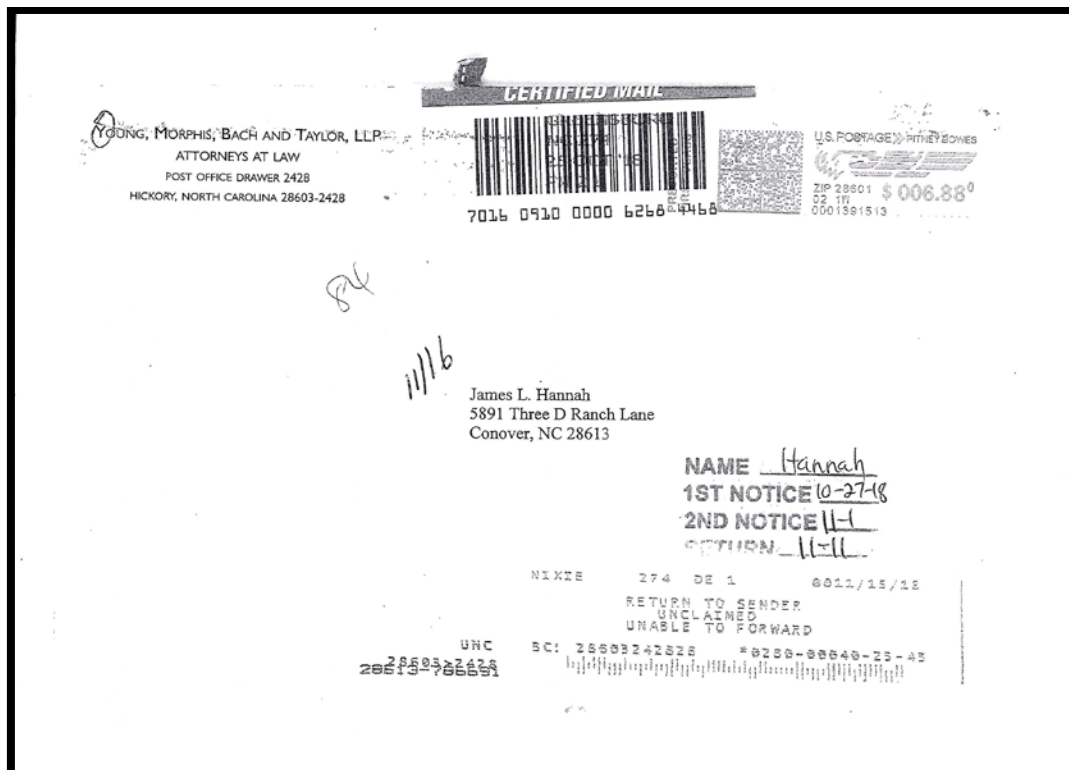
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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>■ Complete items 1, 2, and 3.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:</p> <p><i>Harris & Emma S HARRIS</i> <i>193-33rd STREET NW</i> <i>Hickory, NC 28602</i></p> <p>2. Article Number (Transfer from service label)</p> <p><i>7016 3560 0000 6890 2153</i></p>	<p>A. Signature</p> <p>X <i>Jane Harris</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Jane Harris</i> C. Date of Delivery <i>10-27-18</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Certified Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Mail Restricted Delivery (0)</p>

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>■ Complete items 1, 2, and 3.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:</p> <p><i>OCCUPANTS & RESIDENTS</i> <i>193-33rd STREET NW</i> <i>Hickory, NC 28601</i></p> <p>2. Article Number (Transfer from service label)</p> <p><i>7016 3560 0000 6890 3860</i></p>	<p>A. Signature</p> <p>X <i>Jane Harris</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Jane Harris</i> C. Date of Delivery <i>10-27-18</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Certified Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Mail Restricted Delivery (0)</p>

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt



STATE OF NORTH CAROLINA

COUNTY OF BURKE

TOWN OF LONG VIEW
BEFORE THE HOUSING INSPECTOR
FILE NO. 18-LVHS-0002

CHARLES T. MULLIS in his capacity as
Housing Inspector and Code Enforcement
Officer of the TOWN OF LONG VIEW,

v.

JAMES L. HANNAH and HEIRS OF
EMMA S. HANNAH,

*IN RE: 193 33rd Street NW, Hickory, North
Carolina 28601 (PIN 2783903545).*

ORDER
(Housing Standards)

THIS CAUSE came before CHARLES T. MULLIS in his capacity as Housing Inspector and Code Enforcement Officer for the TOWN OF LONG VIEW, a North Carolina municipal corporation, on November 27, 2018, in accordance with Chapter 152 of the Town Ordinances and pursuant to the Complaint dated October 24, 2018, with regard to the property located at 193 33rd Street NW, Hickory, North Carolina 28601 (Burke County PIN 2783903545) (the "Property"). Those present at the hearing were: Charles T. Mullis, Housing Inspector; David Draughn, Town Administrator; and Jimmy Summerlin, Town Attorney. No persons appeared on behalf of any of the owners or residents of the Property. The Housing Inspector finds as follows:

1. The Town of Long View is a North Carolina municipal corporation with its municipal boundaries located in Catawba and Burke Counties, North Carolina.
2. The property commonly known as 193 33rd Street NW, Hickory, North Carolina 28602 (Burke County PIN 2783903545) (the "Property") is located within the municipal boundaries of the Town of Long View and is subject to the applicable provision of the Town Ordinances, including specifically, but without limitation, Chapter 152 thereof applicable to Housing Standards.
3. Upon information and belief, the Property is owned by James L. Hannah and the heirs of Emma S. Hannah (deceased) by virtue of that certain North Carolina General Warranty Deed recorded April 29, 1988 in Book 740 at Page 193 of the Burke County, North Carolina Public Registry.
4. The Complaint, along with a Notice of Hearing thereon, was issued October 24, 2018 and mailed that day to the Heirs of Emma S. Hannah, James L. Hannah, and the Occupants and Residents of the Property, each by both First Class U.S. Mail and Certified U.S. Mail, Return Receipt Requested. A Notice of Pending Proceedings and Notice of Hearing was posted upon the Property on October 25, 2018. Notice by Publication was also published in the Morganton News Herald on October 31, 2018.

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5. The Housing Inspector for the Town of Long View, Mr. Charles Mullis, in accordance with Section 152.06 of the Town Ordinances finds that the Property is a "Dwelling Unfit for Human Habitation", as defined in Section 152.07(A) of the Town Ordinances upon the following grounds and conditions:
- a. Unsanitary condition which are dangerous to the health, safety or welfare of the occupants of the Property – Section 152.07(A)(5) – in that the Property is occupied and is not presently connected to a potable water supply and thereby making public sewer also unusable; in that the Property is occupied and is not connected to a useable power supply;
 - b. Defects significantly increasing the hazards of fire, accident or other calamities to the Property and the occupants of the Property – Section 152.07(A)(7) – in that the Property is occupied and is not presently connected to a potable water supply and thereby making public sewer also unusable; in that the Property is occupied and is not connected to a useable power supply;
 - c. Lack of sanitary facilities which endanger the health, safety or welfare of the occupants of the Property – Section 152.07(A)(8) – in that the Property is occupied and is not presently connected to a potable water supply and thereby making public sewer also unusable; in that the Property is occupied and is not connected to a useable power supply;
 - d. Lack of proper electrical facilities required which constitutes a definite health and safety hazard – Section 152.07(A)(9) – in that the Property is occupied and is not presently connected to a useable power supply;
 - e. Lack of proper plumbing facilities required which constitutes a definite health and safety hazard – Section 152.07(A)(9) – in that the Property is occupied and is not presently connected to a potable water supply and thereby making public sewer also unusable; and
 - f. Lack of connection to a potable water supply – Section 152.07(A)(10) – in that the water supply to the Property has been "cut off" because of nonpayment of the water bill and in that the water system is not receiving a flow of potable water to the tap.
6. Based upon the above findings, the Housing Inspector believes that conditions exist making the Property a "Dwelling Unfit for Human Habitation" in accordance with Section 152.07(A) of the Town Ordinances.
7. In addition, the Housing Inspector finds that the Property is in violation of the following provisions of the Housing Standards, thereby subjecting the Property to penalties and enforcement procedures in accordance with Section 152.08 of the Town Ordinances:
- a. Section 152.07(B)(2)(a) – Plumbing standards – inadequate facilities and supply;
 - b. Section 152.07(B)(2)(b) – Plumbing standards – inadequate maintenance;
 - c. Section 152.07(B)(2)(c) – Plumbing standards – inadequate accessibility;
 - d. Section 152.07(B)(3) – Heating standards;
 - e. Section 152.07(B)(4)(c) – Electrical standards – inadequate maintenance; and
 - f. Section 152.07(B)(7)(f) – Safe and sanitary maintenance standards – inadequate or non-functioning supplied facilities – plumbing and electrical.

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8. The value of the Property, based on Burke County tax valuation, is approximately \$108,784.00. In the opinion of the Housing Inspector, the cos to repair, alter or improve the dwelling for compliance is less than 50% of the value of the dwelling.
9. The Housing Inspector reserves the right to amend this Complaint based upon further findings and investigation of the Property.

Based upon the above findings, the Housing Inspector, in accordance with Section 152.09(A)(1), orders as follows:

1. **THE OWNER(S) OF AND/OR RESIDENT(S) IN THE PROPERTY ARE HEREBY ORDERED AS FOLLOWS:**
 - a. **WITHIN THIRTY (30) DAYS OF THE DATE OF THIS ORDER, TO REPAIR, ALTER, AND IMPROVE THE DWELLING TO RENDER IT FIT FOR HUMAN HABITATION, INCLUDING SPECIFICALLY, BUT NOT NECESSARILY LIMITED TO, REMEDYING THE DEFECTS AND DEFICIENCIES SET FORTH ABOVE; AND**
 - b. **WITHIN THIRTY (30) DAYS OF THE DATE OF THIS ORDER, TO CONTACT THE HOUSING INSPECTOR FOR FOLLOW UP INSPECTION OF THE DWELLING FOR COMPLIANCE; AND**
 - c. **IF THE REQUIREMENTS OF THE PRECEDING PARAGRAPHS ARE NOT SATISFIED WITHIN THIRTY (30) DAYS OF THE DATE OF THIS ORDER, TO VACATE AND CLOSE THE DWELLING AS A HUMAN HABITATION, BASED UPON THE HOUSING INSPECTOR'S STANDARDS FOR CLOSING DWELLINGS, WITHIN THIRTY (30) DAYS OF THE DATE OF THIS ORDER.**
2. If the Property is neither (a) repaired, altered, improved and inspection scheduled, nor (b) closed as a human habitation within thirty (30) days of the date of this Order, the Housing Inspector will seek further enforcement of this Order in accordance with Sections 152.10 and 152.13, and other applicable provisions, including criminal and civil remedies and penalties as set forth in Section 10.99, of the Code of Ordinances.
3. Pursuant to Section 152.15 of the Code of Ordinances, the owner(s) of and/or resident(s) in the Property are further notified that:

IT SHALL BE UNLAWFUL FOR THE OWNER OF ANY DWELLING OR DWELLING UNIT TO FAIL, NEGLECT OR REFUSE TO REPAIR, ALTER OR IMPROVE A DWELLING OR TO VACATE, REMOVE OR DEMOLISH A DWELLING UPON ORDER OF THE HOUSING INSPECTOR DULY MADE AND SERVED WITHIN THE TIME SPECIFIED IN THE ORDER. IT SHALL BE UNLAWFUL FOR THE OWNER OF ANY DWELLING, WITH RESPECT TO WHICH AN ORDER HAS BEEN ISSUED PURSUANT TO SECTION 152.09, TO OCCUPY OR PERMIT THE OCCUPANCY OF THE DWELLING AFTER THE TIME PRESCRIBED IN THE ORDER FOR ITS REPAIR, ALTERATION OR IMPROVEMENT OR VACATION, REMOVAL OR DEMOLITION. VIOLATION OF THE CODE OF ORDINANCES AND THE ORDER OF THE

242753.1

**HOUSING INSPECTOR IS A CLASS 3 MISDEMEANOR FOR WHICH
CRIMINAL CITATION, FINES, AND ENFORCEMENT MAY BE ISSUED.**

4. Your rights of appeal are as stated in Section 152.12 of the Code of Ordinances, a copy of which may be obtained from the Town of Long View at 2404 1st Ave SW, Long View, NC 28602 or <https://www.ci.longview.nc.us/government>.

This the 28th day of November, 2018.

TOWN OF LONG VIEW

By: Charles T. Mullis
Charles T. Mullis, Housing Inspector

242753.1

YOUNG, MORPHIS, BACH & TAYLOR, LLP

ATTORNEYS AT LAW

NORTH PARK BUILDING
858 2ND STREET NE, SUITE 200 (28601)
POST OFFICE DRAWER 2428
HICKORY, NORTH CAROLINA 28603-2428
www.hickorylaw.com

CHARLES R. YOUNG, SR. (RETIRED) ♦
THOMAS C. MORPHIS (1947 - 2009)
WAYNE M. BACH
TERRY M. TAYLOR ♦
PAUL E. CULPEPPER
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JAMES R. HAWES
JESSICA M. FRENCH WATSON
JARRYD A. DE BOER

TELEPHONE: 828.322.4663
FACSIMILE: 828.324.2431
EMAIL: jimmys@hickorylaw.com

♦ CERTIFIED MEDIATOR

♦ BOARD CERTIFIED SPECIALIST IN
REAL PROPERTY LAW-RESIDENTIAL,
BUSINESS, COMMERCIAL &
INDUSTRIAL TRANSACTIONS

FILE COPY

November 28, 2018

Via Certified & 1st Class U.S. Mail:

James L. Hannah
5891 Three D Ranch Lane
Conover, NC 28613

Heirs of Emma S. Hannah
193 33rd Street NW
Hickory, NC 28601

Heirs of Emma S. Hannah
5891 Three D Ranch Lane
Conover, NC 28613

Occupants and Residents
193 33rd Street NW
Hickory, NC 28601

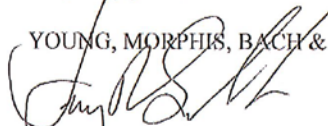
Re: Town of Long View v. Hannah, et al.
18-LVHS-0002

Dear Sir/Madam:

Please find enclosed for your information a copy of the Order entered November 28, 2018 with regard to the property located at 193 33rd Street NW, Hickory, North Carolina 28602 (Burke County PIN 2783903545). Your immediate attention to this matter is required.

Very truly yours,

YOUNG, MORPHIS, BACH & TAYLOR, LLP



Jimmy R. Summerlin, Jr.
Town Attorney

Enclosure

242765.1

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:</p> <p><i>Wesley Emmanuel S. HARRIS</i> <i>193 33rd Street NW</i> <i>Hickory, NC 28601</i></p>		<p>A. Signature X <i>[Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Roberts</i></p> <p>C. Date of Delivery <i>12-1-18</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7018 0680 0000 9522 3306</p>		<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Mail Restricted Delivery</p>	
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053</p>		<p>Domestic Return Receipt</p>	

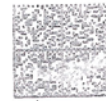
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<p>■ Complete items 1, 2, and 3.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:</p> <p><i>OCCUPANTS AND RESIDENTS</i> <i>193-33rd Street NW</i> <i>Hickory, NC 28601</i></p>		<p>A. Signature X <i>[Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Roberts</i></p> <p>C. Date of Delivery <i>12-1-18</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7018 0680 0000 9522 3290</p>		<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Mail Restricted Delivery</p>	
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053</p>		<p>Domestic Return Receipt</p>	

YOUNG, MORPHIS, BACH AND TAYLOR, LLP
ATTORNEYS AT LAW
POST OFFICE DRAWER 2428
HICKORY, NORTH CAROLINA 28603-2428

CERTIFIED MAIL



7018 0680 0000 9522 3313



U.S. POSTAGE PITNEY BOWES
ZIP 28601 \$006.88
02 1W
0001391513 NOV 29 2018

Heirs of Emma S. Hannah
5891 Three D Ranch Lane
Conover, NC 28613

NAME Hannah
12/1/18
12-6
12-16

NIXIE 274 DE 1 0012/20/18

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

1: 95243000756217

UNC SC: 28603242828 *9848-00184-30-01

28603242828

YOUNG, MORPHIS, BACH AND TAYLOR, LLP
ATTORNEYS AT LAW
POST OFFICE DRAWER 2428
HICKORY, NORTH CAROLINA 28603-2428

CERTIFIED MAIL



7018 0680 0000 9522 3320



U.S. POSTAGE PITNEY BOWES
ZIP 28601 \$006.88
02 1W
0001391513 NOV 29 2018

James L. Hannah
5891 Three D Ranch Lane
Conover, NC 28613

NAME Hannah
12/1/18
12-6
12-16

NIXIE 274 DE 1 0012/20/18

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

1: 93273000835485

UNC SC: 28603242828 *2100-06533-20-06

28603242828

TOWN OF LONG VIEW, NORTH CAROLINA

ORDINANCE NO.: 01-19

THAT WHEREAS, on October 24, 2018, Charles T. Mullis, in his capacity as Housing Inspector and Code Enforcement Officer for the Town of Long View, issued a Complaint against James L. Hannah and the Heirs of Emma S. Hannah with regard to the property located at 193 33rd Street NW, Hickory, Burke County, North Carolina, 28601 (PIN 2873903545) (the "Property"), pursuant to Chapter 152 of the Town of Long View Code of Ordinances (the "Code"), alleging that the Property was and is "unfit for human habitation", as defined in the Code; and

WHEREAS, a copy of the Complaint and the Notice of Hearing thereon was duly posted upon the Property and was duly served by upon James L. Hannah and the Heirs of Emma S. Hannah by 1st Class U.S. Mail, by Certified U.S. Mail, and by publication in the Morganton News Herald; and

WHEREAS, on November 27, 2018, the Housing Inspector conducted a hearing upon the Complaint, at which hearing none of the Respondents appeared, and at which hearing the Housing Inspector found that the Respondents had taken no action to bring the Property into compliance with the Code and, further, that the Property was "unfit for human habitation". The Housing Inspector further found that the costs of repair, alteration, or improvement of the dwelling does not exceed 50% of the current value of the dwelling and entered an Order (the "Order", a copy of which is attached hereto as ***Exhibit "A"***) ordering that the Property be repaired, altered, and improved to render it fit for human habitation within 30 days, that the Respondents contact the Housing Inspector for follow up inspection within 30 days, and that if the Property was not brought into compliance and inspected within 30 days that it be vacated and closed as a human habitation; and

WHEREAS, the Order was duly served upon the Respondents by both Certified and 1st Class U.S. Mail; and

WHEREAS, more than 30 days has passed since the Order and the Respondents have failed to comply with the terms and conditions of the Order, and it appearing that the Property remains occupied under the same conditions as found by the Housing Inspector in the Order, which findings are incorporated herein as findings of the Board of Aldermen; and

WHEREAS, the Respondents have been provided a reasonable opportunity to bring the Property into conformity with the Code, but have failed to take in action in furtherance of bringing the Property into conformity with the Code; and

WHEREAS, the Code requires that this Ordinance be approved by the Board of Aldermen authorizing the Housing Inspector to proceed to effectuate the purposes of Chapter 152 of the Code with respect to the Property.

EXHIBIT "A"

STATE OF NORTH CAROLINA
COUNTY OF BURKE

TOWN OF LONG VIEW
BEFORE THE HOUSING INSPECTOR
FILE NO. 18-LVHS-0002

CHARLES T. MULLIS in his capacity as
Housing Inspector and Code Enforcement
Officer of the TOWN OF LONG VIEW,

v.

JAMES L. HANNAH and **HEIRS OF
EMMA S. HANNAH**,

*IN RE: 193 33rd Street NW, Hickory, North
Carolina 28601 (PIN 2783903545).*

ORDER (Housing Standards)

THIS CAUSE came before CHARLES T. MULLIS in his capacity as Housing Inspector and Code Enforcement Officer for the TOWN OF LONG VIEW, a North Carolina municipal corporation, on November 27, 2018, in accordance with Chapter 152 of the Town Ordinances and pursuant to the Complaint dated October 24, 2018, with regard to the property located at 193 33rd Street NW, Hickory, North Carolina 28601 (Burke County PIN 2783903545) (the "Property"). Those present at the hearing were: Charles T. Mullis, Housing Inspector; David Draughn, Town Administrator; and Jimmy Summerlin, Town Attorney. No persons appeared on behalf of any of the owners or residents of the Property. The Housing Inspector finds as follows:

1. The Town of Long View is a North Carolina municipal corporation with its municipal boundaries located in Catawba and Burke Counties, North Carolina.
2. The property commonly known as 193 33rd Street NW, Hickory, North Carolina 28602 (Burke County PIN 2783903545) (the "Property") is located within the municipal boundaries of the Town of Long View and is subject to the applicable provision of the Town Ordinances, including specifically, but without limitation, Chapter 152 thereof applicable to Housing Standards.
3. Upon information and belief, the Property is owned by James L. Hannah and the heirs of Emma S. Hannah (deceased) by virtue of that certain North Carolina General Warranty Deed recorded April 29, 1988 in Book 740 at Page 193 of the Burke County, North Carolina Public Registry.
4. The Complaint, along with a Notice of Hearing thereon, was issued October 24, 2018 and mailed that day to the Heirs of Emma S. Hannah, James L. Hannah, and the Occupants and Residents of the Property, each by both First Class U.S. Mail and Certified U.S. Mail, Return Receipt Requested. A Notice of Pending Proceedings and Notice of Hearing was posted upon the Property on October 25, 2018. Notice by Publication was also published in the Morganton News Herald on October 31, 2018.

242753.1

NOW, THEREFORE, BE IT ORDAINED:

1. The findings of the Housing Inspector with regard to the conditions existing in, on, or about the Property, as set forth in the Order, are found to be true and complete and are adopted as findings of the Board of Aldermen.
2. The Property is a Dwelling Unfit for Human Habitation as set forth in the Order.
3. The Respondents have failed to comply with the terms of the Order to remedy or attempt to remedy the issues causing the Property to be a Dwelling Unfit for Human Habitation, despite being allowed in excess of 30 days to do so.
4. The Housing Inspector, in accordance with Section 152.10(C) of the Code, is expressly authorized and empowered to take all such action as he shall deem necessary to enforce the terms and conditions of the Order, including those powers set forth in Section 152.10 of the Code, specifically:
 - a. To cause the dwelling located upon the Property to be vacated through the summary ejectment process; and
 - b. To cause to be posted on the main entrance of the dwelling located upon the Property, a placard with the following words: "This building is unfit for human habitation; the use or occupation of this building for human habitation is prohibited and unlawful."
5. The Housing Inspector is further expressly authorized and empowered to exercise all powers and duties as set forth in Chapter 152 of the Code with respect to the Property.

SO ORDAINED this the 14th day of January, 2019.

TOWN OF LONG VIEW, NORTH CAROLINA

Marla Thompson, Mayor

ATTEST:

Stephanie Watson, Town Clerk

APPROVED AS TO FORM:

Jimmy Summerlin, Jr.

EXHIBIT "A"

STATE OF NORTH CAROLINA
COUNTY OF BURKE

TOWN OF LONG VIEW
BEFORE THE HOUSING INSPECTOR
FILE NO. 18-LVHS-0002

CHARLES T. MULLIS in his capacity as
Housing Inspector and Code Enforcement
Officer of the TOWN OF LONG VIEW,

v.

JAMES L. HANNAH and **HEIRS OF
EMMA S. HANNAH**,

*IN RE: 193 33rd Street NW, Hickory, North
Carolina 28601 (PIN 2783903545).*

ORDER (Housing Standards)

THIS CAUSE came before CHARLES T. MULLIS in his capacity as Housing Inspector and Code Enforcement Officer for the TOWN OF LONG VIEW, a North Carolina municipal corporation, on November 27, 2018, in accordance with Chapter 152 of the Town Ordinances and pursuant to the Complaint dated October 24, 2018, with regard to the property located at 193 33rd Street NW, Hickory, North Carolina 28601 (Burke County PIN 2783903545) (the "Property"). Those present at the hearing were: Charles T. Mullis, Housing Inspector; David Draughn, Town Administrator; and Jimmy Summerlin, Town Attorney. No persons appeared on behalf of any of the owners or residents of the Property. The Housing Inspector finds as follows:

1. The Town of Long View is a North Carolina municipal corporation with its municipal boundaries located in Catawba and Burke Counties, North Carolina.
2. The property commonly known as 193 33rd Street NW, Hickory, North Carolina 28602 (Burke County PIN 2783903545) (the "Property") is located within the municipal boundaries of the Town of Long View and is subject to the applicable provision of the Town Ordinances, including specifically, but without limitation, Chapter 152 thereof applicable to Housing Standards.
3. Upon information and belief, the Property is owned by James L. Hannah and the heirs of Emma S. Hannah (deceased) by virtue of that certain North Carolina General Warranty Deed recorded April 29, 1988 in Book 740 at Page 193 of the Burke County, North Carolina Public Registry.
4. The Complaint, along with a Notice of Hearing thereon, was issued October 24, 2018 and mailed that day to the Heirs of Emma S. Hannah, James L. Hannah, and the Occupants and Residents of the Property, each by both First Class U.S. Mail and Certified U.S. Mail, Return Receipt Requested. A Notice of Pending Proceedings and Notice of Hearing was posted upon the Property on October 25, 2018. Notice by Publication was also published in the Morganton News Herald on October 31, 2018.

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5. The Housing Inspector for the Town of Long View, Mr. Charles Mullis, in accordance with Section 152.06 of the Town Ordinances finds that the Property is a "Dwelling Unfit for Human Habitation", as defined in Section 152.07(A) of the Town Ordinances upon the following grounds and conditions:
- a. Unsanitary condition which are dangerous to the health, safety or welfare of the occupants of the Property – Section 152.07(A)(5) – in that the Property is occupied and is not presently connected to a potable water supply and thereby making public sewer also unusable; in that the Property is occupied and is not connected to a useable power supply;
 - b. Defects significantly increasing the hazards of fire, accident or other calamities to the Property and the occupants of the Property – Section 152.07(A)(7) – in that the Property is occupied and is not presently connected to a potable water supply and thereby making public sewer also unusable; in that the Property is occupied and is not connected to a useable power supply;
 - c. Lack of sanitary facilities which endanger the health, safety or welfare of the occupants of the Property – Section 152.07(A)(8) – in that the Property is occupied and is not presently connected to a potable water supply and thereby making public sewer also unusable; in that the Property is occupied and is not connected to a useable power supply;
 - d. Lack of proper electrical facilities required which constitutes a definite health and safety hazard – Section 152.07(A)(9) – in that the Property is occupied and is not presently connected to a useable power supply;
 - e. Lack of proper plumbing facilities required which constitutes a definite health and safety hazard – Section 152.07(A)(9) – in that the Property is occupied and is not presently connected to a potable water supply and thereby making public sewer also unusable; and
 - f. Lack of connection to a potable water supply – Section 152.07(A)(10) – in that the water supply to the Property has been "cut off" because of nonpayment of the water bill and in that the water system is not receiving a flow of potable water to the tap.
6. Based upon the above findings, the Housing Inspector believes that conditions exist making the Property a "Dwelling Unfit for Human Habitation" in accordance with Section 152.07(A) of the Town Ordinances.
7. In addition, the Housing Inspector finds that the Property is in violation of the following provisions of the Housing Standards, thereby subjecting the Property to penalties and enforcement procedures in accordance with Section 152.08 of the Town Ordinances:
- a. Section 152.07(B)(2)(a) – Plumbing standards – inadequate facilities and supply;
 - b. Section 152.07(B)(2)(b) – Plumbing standards – inadequate maintenance;
 - c. Section 152.07(B)(2)(c) – Plumbing standards – inadequate accessibility;
 - d. Section 152.07(B)(3) – Heating standards;
 - e. Section 152.07(B)(4)(c) – Electrical standards – inadequate maintenance; and
 - f. Section 152.07(B)(7)(f) – Safe and sanitary maintenance standards – inadequate or non-functioning supplied facilities – plumbing and electrical.

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8. The value of the Property, based on Burke County tax valuation, is approximately \$108,784.00. In the opinion of the Housing Inspector, the cost to repair, alter or improve the dwelling for compliance is less than 50% of the value of the dwelling.
9. The Housing Inspector reserves the right to amend this Complaint based upon further findings and investigation of the Property.

Based upon the above findings, the Housing Inspector, in accordance with Section 152.09(A)(1), orders as follows:

1. **THE OWNER(S) OF AND/OR RESIDENT(S) IN THE PROPERTY ARE HEREBY ORDERED AS FOLLOWS:**
 - a. **WITHIN THIRTY (30) DAYS OF THE DATE OF THIS ORDER, TO REPAIR, ALTER, AND IMPROVE THE DWELLING TO RENDER IT FIT FOR HUMAN HABITATION, INCLUDING SPECIFICALLY, BUT NOT NECESSARILY LIMITED TO, REMEDYING THE DEFECTS AND DEFICIENCIES SET FORTH ABOVE; AND**
 - b. **WITHIN THIRTY (30) DAYS OF THE DATE OF THIS ORDER, TO CONTACT THE HOUSING INSPECTOR FOR FOLLOW UP INSPECTION OF THE DWELLING FOR COMPLIANCE; AND**
 - c. **IF THE REQUIREMENTS OF THE PRECEDING PARAGRAPHS ARE NOT SATISFIED WITHIN THIRTY (30) DAYS OF THE DATE OF THIS ORDER, TO VACATE AND CLOSE THE DWELLING AS A HUMAN HABITATION, BASED UPON THE HOUSING INSPECTOR'S STANDARDS FOR CLOSING DWELLINGS, WITHIN THIRTY (30) DAYS OF THE DATE OF THIS ORDER.**
2. If the Property is neither (a) repaired, altered, improved and inspection scheduled, nor (b) closed as a human habitation within thirty (30) days of the date of this Order, the Housing Inspector will seek further enforcement of this Order in accordance with Sections 152.10 and 152.13, and other applicable provisions, including criminal and civil remedies and penalties as set forth in Section 10.99, of the Code of Ordinances.
3. Pursuant to Section 152.15 of the Code of Ordinances, the owner(s) of and/or resident(s) in the Property are further notified that:

IT SHALL BE UNLAWFUL FOR THE OWNER OF ANY DWELLING OR DWELLING UNIT TO FAIL, NEGLECT OR REFUSE TO REPAIR, ALTER OR IMPROVE A DWELLING OR TO VACATE, REMOVE OR DEMOLISH A DWELLING UPON ORDER OF THE HOUSING INSPECTOR DULY MADE AND SERVED WITHIN THE TIME SPECIFIED IN THE ORDER. IT SHALL BE UNLAWFUL FOR THE OWNER OF ANY DWELLING, WITH RESPECT TO WHICH AN ORDER HAS BEEN ISSUED PURSUANT TO SECTION 152.09, TO OCCUPY OR PERMIT THE OCCUPANCY OF THE DWELLING AFTER THE TIME PRESCRIBED IN THE ORDER FOR ITS REPAIR, ALTERATION OR IMPROVEMENT OR VACATION, REMOVAL OR DEMOLITION. VIOLATION OF THE CODE OF ORDINANCES AND THE ORDER OF THE

242753.1

**HOUSING INSPECTOR IS A CLASS 3 MISDEMEANOR FOR WHICH
CRIMINAL CITATION, FINES, AND ENFORCEMENT MAY BE ISSUED.**

4. Your rights of appeal are as stated in Section 152.12 of the Code of Ordinances, a copy of which may be obtained from the Town of Long View at 2404 1st Ave SW, Long View, NC 28602 or <https://www.ci.longview.nc.us/government>.

This the 28th day of November, 2018.

TOWN OF LONG VIEW

By: Charles T. Mullis
Charles T. Mullis, Housing Inspector

242753.1

APPOINTMENT OF WPCOG POLICY BOARD DELEGATE AND ALTERNATE

WESTERN PIEDMONT COUNCIL OF GOVERNMENTS (WPCOG) POLICY BOARD

(Previously Appointed Term Expires December 2018. One-year term.)

The appointed members of this board will serve on behalf of the Town of Long View on the Board for the WPCOG and make appropriate presentations to the Board of Alderman regarding WPCOG activities that affect the Town. This Board meets monthly. The Western Piedmont Council of Governments serve all local, government members with professional assistance on a variety of local, regional, state and federal issues and programs.

Previous Appointments:

- Mayor Marla Thompson - Delegate
- Alderman Thurman VanHorn - Alternate

Mayor Marla Thompson stated that she had spoken with Alderman Thurman VanHorn and both she and Alderman VanHorn are willing to continue their appointments as the WPCOG Policy Board Delegate and Alternate. She asked if anyone else would like to be considered for the appointments.

Motion was made by Alderman David Elder, seconded by Alderman Dallas Tester to re-appoint Mayor Marla Thompson as the Policy Board Delegate and Alderman Thurman VanHorn as the Policy Board Alternate. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn

NOES: None

NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

APPOINTMENT OF TAC DELEGATE

TRANSPORTATION ADVISORY COMMITTEE (TAC)

(Previously Appointed Term Expires December 2018. One-year term.)

The Transportation Advisory Committee (TAC) is a separate committee requiring a local appointment. This committee participates in transportation planning process with NCDOT for the greater metropolitan area and the NCDOT Transportation Improvement Plan.

Previous Appointment:

- Alderman Thurman VanHorn - Delegate

Mayor Marla Thompson stated that Alderman Thurman VanHorn would be willing to continue as the Town of Long View's Delegate to the Transportation Advisory Committee.

Motion was made by Alderman Gary Lingerfelt, seconded by Alderman David Elder to appoint Alderman Thurman VanHorn as the TAC Delegate. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn

NOES: None

NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

FIREFIGHTER'S RELIEF FUND APPOINTMENTS – FIRE CHIEF JAMES BRINKLEY

Fire Chief James Brinkley presented the annual Relief Fund Appointments to the Board for approval. He explained that there have been a few changes since last year. Captain Sherrill has come off the department and moved to South Carolina which left a Chair position open on the Relief Fund. During that time, Vice Chair Todd Shoebridge served as interim. The Relief Fund Board had a meeting and voted to appoint Todd Shoebridge as Chairman to the Relief Fund and Mike Ford as the Vice Chair.

Captain Sherrill was a representative that was appointed by the Board. Senior Firefighter Jerry Cates has shown interest in joining the Board. The Relief Fund has met regarding this and pending the Board's approval, Mr. Cates would be the new member on the Relief Fund.

If approved by the Board, the Relief Fund Board would be as follows:

- Chairman – Todd Shoebridge
- Vice Chairman – Mike Ford
- Member – Jerry Cates
- Member – Scott Willis

- Treasurer/Insurance Representative – Steve Kanipe

At this time, the Relief Fund Board has not received any applications for assistance nor has any applications been submitted for the college scholarship.

The last balance was \$51,028.52 between Checking and CDs for the Relief Fund Account.

Chief Brinkley requested that the Board re-appoint Senior Firefighter Ford to the Board and also appoint Senior Firefighter Jerry Cates for an unspecified term. These appointments will be reviewed annually.

The State has changed the rules on appointments to the Relief Fund Board. If you serve, you can serve an indefinite term or until you decide to leave. However, the Relief Fund Board will still come to the Board of Aldermen for annual approval of its appointees.

Alderman Dallas Tester asked if everyone on the Relief Fund Board was still pretty active in the Fire Department.

Chief Brinkley stated that it has taken a while for everything to come to light. He would like them to be more active but everything is good with the Relief Fund. There could be some changes coming up as one of the Board members moved to Conover. Moving forward they would have to wait and see.

Alderman Tester asked how would someone go about removing someone from the Board if there was a reason to.

Chief Brinkley stated that the way the rules are written now, it says that there must be two selected from the Fire Department, two selected from the Governing Board and one that serves as an insurance commissioner that is approved by the State. If someone that served on the Relief Fund Board came off of the Fire Department and they were one of the ones appointed by the Board of Aldermen, he would come back to the Board for them to make an appointment. If it was someone appointed by the Fire Department that left, during the next regularly scheduled Relief Fund Meeting they would discuss appointing someone. It depends on who appoints them.

Motion was made by Alderman David Elder, seconded by Alderman Thurman VanHorn to re-appoint Senior Firefighter Ford and appoint Senior Firefighter Jerry Cates to the Relief Fund Board. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn
NOES: None
NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

FINANCE REPORT – JAMES COZART

General Fund

Finance Director James Cozart stated that in the General Fund as of December 31st with fifty percent of the budget year complete, revenues totaled \$2,635,325.14.

Expenditures totaled \$2,150,420.45.

Revenues exceeded expenditures by \$484,904.69.

Utility Fund

In the Utility Fund as of December 31st, revenues totaled \$1,011,731.07.

Expenditures totaled \$1,046,358.71.

Expenditures exceeded revenues by \$34,627.64 at December 31st.

ADMINISTRATOR'S REPORT – TOWN ADMINISTRATOR DAVID DRAUGHN

Lions Club Request – Wayne Houser of the Lions Club

Mr. Wayne Houser a representative of the Long View Lions Club addressed the Board. He explained that the Lions Club was partnering with Southwest Elementary School as a Fundraiser to assist with some of their needs. Southwest is one of the most challenged schools in this county and they are trying to bring it up. They need all the assistance they can get. The Lions Club has already funded them some items that they need and is hoping that the Chili Cook-off will raise them some more funds.

The event is scheduled for February 2nd.

Mr. Houser requested that the Town of Long View consider the Lions Clubs as a non-profit group as the Lion Club has no intention of making a profit. There are two budgets. All contributions go into one budget that is used to pay for events like the school fundraiser, bringing the salvation army food, a day camp for the blind, etc.

The reason for the request to be considered non-profit was that the Long View Board noted during their June meeting that non-profits could use the Recreation Center at no charge. They would like to be considered non-profit, especially for events that they are raising money in which to give away.

Mr. Houser stated that the Lions Club paid the deposit for the upcoming event in February and they will need the facility again for the May 11 poker run or Lions Prowl (motorcycle rally) to raise funds.

Mr. Houser asked that the deposit that the Lions Club paid for February 2nd be used as a contribution from the Town of Long View into the Chili Cookoff.

Alderman Thurman VanHorn stated that he had no problem seeing the Lions Club as a non-profit. They are helping the Town and a school within the Town. They are helping our future as the kids are our future.

Alderman David Elder stated that as a former member of the Lions Club, he knows all about the things they do and the quality of work they do. He knows how the money is given back to those in need. They have sponsored people to go to Camp Dogwood and it is amazing.

There was a brief discussion about cost to run Camp Dogwood and its positive effect on the members of the community that are blind.

Motion was made by Alderman David Elder, seconded by Alderman Thurman VanHorn to designate the Lions Club as non-profit for the purpose of fundraising rentals. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn

NOES: None

NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

Mr. Houser invited the Board to come to a Long View Lions Club meeting and to become members.



***9TH ANNUAL LONG VIEW DRUG
CHILI COOK-OFF***

HOSTED BY LONG VIEW LIONS CLUB

SATURDAY, FEBRUARY 2ND

***THIS FUND RAISER WILL BE HELD AT THE LONG
VIEW RECREATION CENTER***

LOCATED AT 3107 2ND AVE NW

***\$7.00 ALL YOU CAN EAT CHILI OR HOTDOGS SERVED
WITH CRACKERS OR CORNBREAD CHIPS DRINK AND
DESSERT, DRINK \$5.00***

CHILDREN UNDER 5 GET IN FREE

12 AND UNDER \$5.00

***ENTERTAINMENT PROVIDED BY ORCHESTRA BY HICKORY PUBLIC
SCHOOLS***

CHILI JUDGING STARTS AT 3:00PM

***DOORS OPEN TO THE PUBLIC AND SERVING BEGINS
AT 4:00PM TIL 6:00PM***

***FOR MORE INFORMATION CONTACT ERIC KILLIAN 828 455 4936 OR
EMAIL: blademannc@yahoo.com***



Like us on Facebook Longview Lions Club NC



LONG VIEW DRUG CHILI COOK-OFF

HOSTED BY LONG VIEW LIONS CLUB

FEBRUARY 2ND, 2019

Each contestant will be required to prepare a minimum 5 quarts of chili to be eligible for judging. Please have your chili at Long View Recreation Center 2:00 to 2:45 pm. Contestants must cook their own chili and supply their own crock pot or hot plate, judging will begin at 3:00pm. Long View Recreation Center located 3107 2nd Ave NW.

Each contestant will be given a description form that describes your chili (heat, meat, with or without beans). Upon arrival each contestant will be issued a number to be displayed with your chili. So each chili entered will be anonymous to the Judges.

*******EVENT SPONSOR LONG VIEW
DRUG*******

1st Place \$75.00

2nd Place \$50.00

3rd Place \$25.00

The Long View Lions Club then will be serving the chili and hotdogs along with corn bread or crackers and drink for \$7.00 dessert included; or children can have 2 hot dogs with chips and drink \$5.00.

Children under 5 free, 12 and under \$5.

Entertainment by Hickory Public School's Orchestra, Serving will begin 4:00pm until 6:30pm.

APPLICATION DUE BY JANUARY 31st

NAME: _____

ADDRESS: _____

—

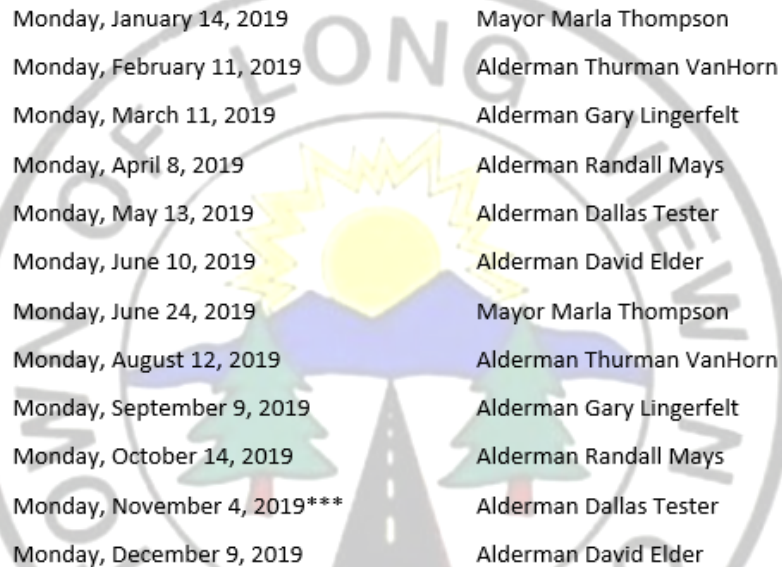
PHONE: _____

SEND TO: Eric Killian 4404 Jetty Lane, Hickory, NC 28602

Review of 2019 Board of Aldermen Meeting / Invocation Schedule, Re-Schedule November Board of Aldermen Meeting Date Due to Holiday and Review Proposed Budget Preparation Schedule

Town Administrator David Draughn presented the proposed 2019 Board of Aldermen Meeting Schedule for 2019. The November Meeting will need to be rescheduled like was done in this current year due to the regularly scheduled meeting date falling on a holiday.

**TOWN OF LONG VIEW
Board of Aldermen Meeting / Invocation Schedule
January – December 2019**



The seal of the Town of Long View is a circular emblem. It features a central yellow sun with rays, a blue mountain range, and two green evergreen trees on either side of a grey road that leads towards the mountains. The words "TOWN OF LONG VIEW" are written in a circular path around the central image, and the year "1907" is at the bottom.

Monday, January 14, 2019	Mayor Marla Thompson
Monday, February 11, 2019	Alderman Thurman VanHorn
Monday, March 11, 2019	Alderman Gary Lingerfelt
Monday, April 8, 2019	Alderman Randall Mays
Monday, May 13, 2019	Alderman Dallas Tester
Monday, June 10, 2019	Alderman David Elder
Monday, June 24, 2019	Mayor Marla Thompson
Monday, August 12, 2019	Alderman Thurman VanHorn
Monday, September 9, 2019	Alderman Gary Lingerfelt
Monday, October 14, 2019	Alderman Randall Mays
Monday, November 4, 2019***	Alderman Dallas Tester
Monday, December 9, 2019	Alderman David Elder

***The regularly scheduled November Board of Aldermen Meeting will be moved to Monday, November 4, 2019 due to Monday, November 11, 2019 being the observed holiday for Veteran's Day.



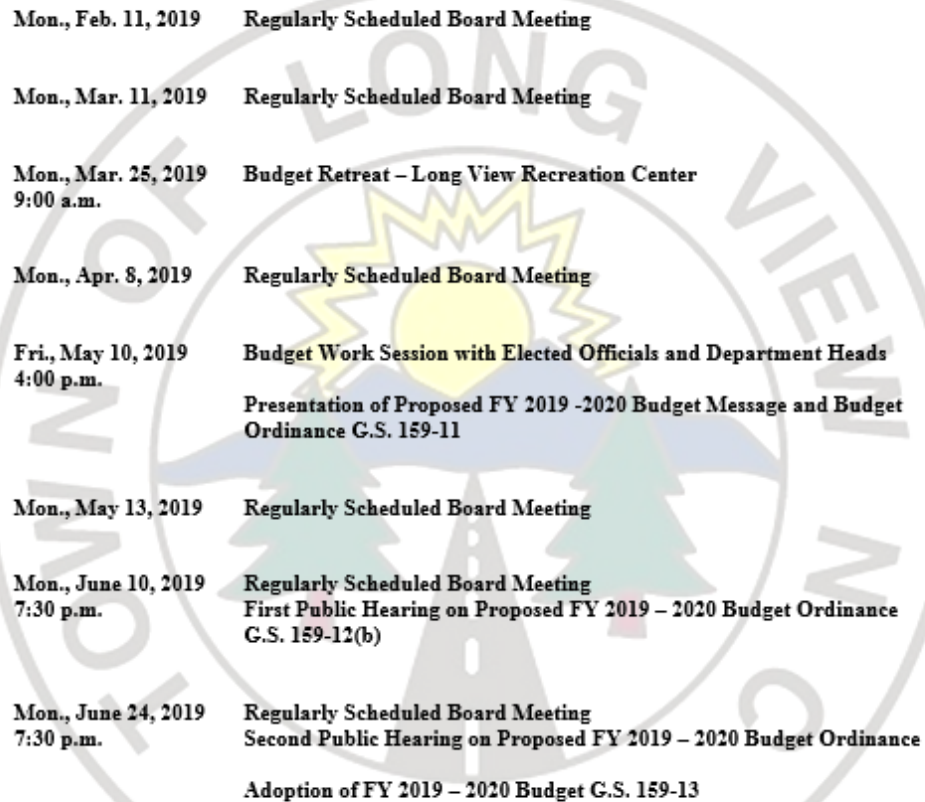
2019 Holiday Schedule

Holiday	2019 Observance Dates
New Year's Day (1 Day)	Tuesday, January 1, 2019
Martin Luther King, Jr. Birthday (1 Day)	Monday, January 21, 2019
Good Friday / Easter Friday (1 Day)	Friday, April 19, 2019
Memorial Day (1 Day)	Monday, May 27, 2019
Independence Day (1 Day)	Thursday, July 4, 2019
Labor Day (1 Day)	Monday, September 2, 2019
Veterans Day (1 Day)	Monday, November 11, 2019
Thanksgiving (2 Days)	Thursday, November 28, 2019 & Friday, November 29, 2019
Christmas (3 Days)	December 24, 25, & 26, 2019 (Tuesday, Wednesday, & Thursday)

Mr. Draughn presented to the Board the proposed 2019-2020 Town of Long View Budget Preparation Schedule. These dates were selected based on last year's dates.

Mr. Draughn stated that he had already reviewed both schedules with Alderman Randall Mays and Alderman Mays approved both schedules.

2019-2020 TOWN OF LONG VIEW Budget Preparation Schedule



Mon., Feb. 11, 2019	Regularly Scheduled Board Meeting
Mon., Mar. 11, 2019	Regularly Scheduled Board Meeting
Mon., Mar. 25, 2019 9:00 a.m.	Budget Retreat – Long View Recreation Center
Mon., Apr. 8, 2019	Regularly Scheduled Board Meeting
Fri., May 10, 2019 4:00 p.m.	Budget Work Session with Elected Officials and Department Heads Presentation of Proposed FY 2019 -2020 Budget Message and Budget Ordinance G.S. 159-11
Mon., May 13, 2019	Regularly Scheduled Board Meeting
Mon., June 10, 2019 7:30 p.m.	Regularly Scheduled Board Meeting First Public Hearing on Proposed FY 2019 – 2020 Budget Ordinance G.S. 159-12(b)
Mon., June 24, 2019 7:30 p.m.	Regularly Scheduled Board Meeting Second Public Hearing on Proposed FY 2019 – 2020 Budget Ordinance Adoption of FY 2019 – 2020 Budget G.S. 159-13

NOTE: The June 24, 2019 Board Meeting will take the place of the Regular July Meeting.

Motion was made by Alderman Thurman VanHorn, seconded by Alderman Gary Lingerfelt to approve the proposed 2019 Board of Aldermen Meeting Schedule with the November meeting date rescheduled due to the observed Veteran's Day holiday, to approve the invocation schedule, and to approve the 2019-2020 Budget Preparation Schedule. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn
NOES: None
NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

Deputy Fire Chief Garrett Huffman

Town Administrator David Draughn stated that the Town went through a new hiring process in order to select a person to fill the new Deputy Fire Chief position. A panel of fire department experts across the state interviewed candidates and graded them. The panel and the Fire Chief chose Garrett Huffman. Mr. Huffman has been sworn in.

Mr. Draughn introduced Mr. Huffman to the Board.

The Board welcomed Mr. Garrett Huffman.

OTHER BUSINESS

There was no other business.

CLOSED SESSION TO DISCUSS A LEGAL MATTER

Motion was made by Alderman Thurman VanHorn, seconded by Aldermen David Elder to go into a closed session at 8:02 p.m. to discuss a legal matter. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn
NOES: None
NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

Motion was made by Alderman Thurman VanHorn, seconded by Alderman Gary Lingerfelt to adjourn the closed session and return to the regular meeting at 8:09 p.m. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn
NOES: None
NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

Town Administrator David Draughn requested that the Board of Aldermen make a motion to approve the Town of Long View and OneH2 Economic Development Agreement.

Motion was made by Alderman Thurman VanHorn, seconded by Alderman David Elder to approve the Town of Long View and OneH2 Economic Development Agreement. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn
NOES: None
NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

ADJOURNMENT

Comments by Alderman Thurman VanHorn

Alderman VanHorn wished to thank the Fire, Police, and Public Works Departments for handling the snow in December. A special thanks to the Public Works Department for going above and beyond to keep the roads clear. To come out on a weekend, that is amazing.

Comments by Alderman David Elder

Alderman Elder seconded what Alderman VanHorn stated. He noticed that because of that, police cars were able to get around really well.

Alderman Elder stated that he would like to welcome the new Deputy Fire Chief. He has heard some good things about him and he thinks he will do really well.

Comments by Alderman Dallas Tester

Alderman Tester stated that he would like to say the same things about Public Works. They basically stayed the night to clear the roads.

Alderman Tester stated that he would also like to welcome the new Deputy Fire Chief.

Comments by Alderman Gary Lingerfelt

Alderman Lingerfelt stated that he would like to second everything that was said about Public Works clearing the roads. He did not have any problems until the state came through and did their damage. Public Works did a really good job.

Alderman Lingerfelt wished to thank Mr. Huffman for joining the Town. He expects good things from him.

Comments by Mayor Marla Thompson

Mayor Thompson stated that she would like to thank Public Works, Police Department, and Fire Department.

Mayor Thompson stated that she hoped everyone had a Merry Christmas and a Happy New Year.

There being no further business, motion was made by Alderman Thurman VanHorn, seconded by Alderman David Elder to adjourn the meeting at 8:12 p.m. The vote to approve was unanimous.

AYES: Alderman David Elder
Alderman Gary Lingerfelt
Alderman Dallas Tester
Alderman Thurman VanHorn

NOES: None

NOT PRESENT: Mayor Pro Tem / Alderman Randall Mays

Stephanie C. Watson
Town Clerk, CMC, NCCMC

Marla G. Thompson
Mayor