

**REGULAR MEETING**

**PRESENT:** Mayor Susan W. Kluttz, Presiding; Mayor Pro Tem, Paul B. Woodson, Jr.; Councilmen William (Bill) Burgin; William (Pete) Kennedy; Mark N. Lewis; City Manager, David W. Treme; City Attorney, F. Rivers Lawther, Jr. and City Clerk, Myra Heard.

**ABSENT:** None.

The meeting was called to order by Mayor Kluttz at 4:00 p.m. The invocation was given by Mayor Pro Tem Paul Woodson.

**PLEDGE OF ALLEGIANCE**

Mayor Kluttz led those present in the Pledge of Allegiance to the United States flag.

**RECOGNITION OF VISITORS**

Mayor Kluttz recognized all visitors present.

**ADDITIONS/DELETIONS TO THE AGENDA**

Mayor Kluttz noted the following change to the Agenda:

Add Item 13A – Council to adopt a Budget Ordinance Amendment to the FY2006-2007 Budget in the amount of \$117,583 to appropriate supplemental SAFETEA funds for the South Square Streetscape Improvement Project.

**RECOGNITION OF CHEERWINE**

Mayor Kluttz recognized Cheerwine in celebration of its ninetieth (90) birthday and proclaimed May 19, 2007 as Cheerwine Day. She pointed out that Cheerwine was created in Salisbury in 1917 and continues to be a wonderful corporate citizen and a contributor to the quality of life for the City. Mayor Kluttz then presented an official Proclamation to Mr. David Swaim, Vice-President of Operations for Cheerwine.

**RECOGNITION OF THE 2006 AND 2007 OFFICERS OF THE YEAR FOR THE POLICE AND FIRE DEPARTMENTS**

Lieutenant Rory Collins, Salisbury Police Department, recognized the following Veteran Officer of the Year, Rookie Officer of the Year, and Employee of the Year for 2006 and 2007 from the Salisbury Police Department.

**POLICE DEPARTMENT 2006**

Veteran Officer of the Year	Master Police Officer Tony Wilhite
Rookie Officer of the Year	Patrol Officer Patrick Schmeltzer
Employee of the Year	Animal Control Officer Ann Frye

**POLICE DEPARTMENT 2007**

Veteran Officer of the Year	Sergeant Paul Johnson
Rookie Officer of the Year	Patrol Officer Suad Jakupovic
Employee of the Year	Police Dispatcher Jackie Yon

Mayor Kluttz presented the officers and Mr. Yon with a plaque and thanked them for their work for the City.

Fire Chief Bob Pamell recognized the following Veteran Firefighter of the Year, Rookie Firefighter of the Year, and Part-time Firefighter of the

Year for 2007.

FIRE DEPARTMENT 2007

Veteran Firefighter of the Year	Captain Mark Thompson
Rookie Firefighter of the Year	Fire Control Specialist Shawn McBride
Part-time Firefighter of the Year	Fire Control Specialist Kevin Dodd

Chief Parnell noted that Fire Control Specialist Kevin Dodd was unable to attend the meeting.

Mayor Kluttz presented a plaque to the recipients and thanked all the employees from the Police Department and Fire Department for their dedication to the City.

**PRESENTATION OF THE TRAILBLAZER AWARD**

Mr. Evans Ballard, Budget and Benchmarking Analyst, announced that the National Center for Civic Innovation has awarded Salisbury with the Trailblazer Award. He explained that the award recognizes Salisbury as a national innovator in citizen involvement and performance measurement reporting. Mr. Ballard then presented the Trailblazer award to Council.

**PROCLAMATION**

Mayor Kluttz proclaimed the following observance:

A DAY OF THE ARTS                      June 16, 2007

**CONSENT AGENDA**

(a) Approval of Minutes

Approve the Minutes of the regular meeting of May 15, 2007 and recessed meetings of May 21, 2007, May 22, 2007, and May 31, 2007.

(b) Budget Amendment – CDBH and HOME Funds

Adopt a budget Ordinance amendment to the FY2006-2007 budget in the amount of \$191,000 to appropriate CDBG and HOME Program funds.

AN ORDINANCE AMENDING THE 2006-2007 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE ADDITIONAL HUD PROGRAM INCOME.

(The above Ordinance is recorded in full in Ordinance Book No. 21, at Page No. 147, and is known as Ordinance No. 2007-29.)

(c) Budget Ordinance – Donations to Police Department

Adopt a budget Ordinance amendment to the FY2006-2007 budget in the amount of \$1,100 to appropriate donations for the Police Department.

AN ORDINANCE AMENDING THE 2006-2007 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE DONATIONS FOR POLICE DEPARTMENT.

(The above Ordinance is recorded in full in Ordinance Book No. 21, at Page No. 148, and is known as Ordinance No. 2007-30.)

(d) Group Development Site Plan

Approve group development site plan G-02-02 Ashton Manor, 200 block Sunset Drive.

Councilman Mark Lewis stated that he needed to be recused from item (d) group development site plan G-02-02 Aston Manor.

Thereupon, Mr. Woodson made a **motion** to excuse Councilman Lewis. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Woodson, and Ms. Kluttz voted AYE. (4-0)

Thereupon, Mr. Woodson made a **motion** to approve the Consent Agenda as submitted. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Woodson, and Ms. Kluttz voted AYE. (4-0)

**ZONING MAP AMENDMENT Z-04-07 – CEDAR SPRINGS ROAD, CIRCLE M DRIVE, AND DOLLIE CIRCLE**

(a) Mr. Preston Mitchell, Senior Planner, informed Council that zoning map amendment Z-04-07 is to establish City zoning on property annexed by the City in 2006. He reviewed a map and an aerial photograph of the three (3) areas of annexation and explained that a lawsuit was filed regarding the annexation of Area 2 along Cedar Springs Road. The lawsuit has been settled and only two parcels in area 2 were delayed from annexation, with the other parcels being approved for annexation. Mr. Mitchell indicated that most of the annexed area is currently zoned M-1 Light Industrial District, with some areas of M-2 Heavy Industrial District and R-6A Multi-Family Residential District. He explained that the area is currently zoned CBI Commercial Business Industrial by Rowan County and noted that this zone is comparable to the City's M-1 Light Industrial District.

Mr. Mitchell stated that the City proposes to zone these properties M-1 Light Industrial District and R6-A Multi-Family Residential District. He reviewed the uses of the proposed zoning districts:

- M-1 Light Industrial District (properties along Cedar Springs Road and Circle M Drive)
  - Wholesaling, Distribution, Processing
  - Assemblage
  - Light Manufacturing
  
- R-6A Multi-Family Residential District (properties at the end of Dollie Circle)
  - Multi-Family, Duplex, Single Family
  - Some institutional
  - Mobile home Park with a Conditional Use Permit (ZBA)

Mr. Mitchell stated that staff recommends the proposed zoning and that the petition is not inconsistent with the City's Growth and Comprehensive Plans. He added that the Planning Board voted to recommend the zoning petition at the May 8, 2007 meeting.

(b) Mayor Kluttz convened a public hearing, after due notice and advertisement thereof, to consider zoning map amendment Z-04-07.

There being no one to speak to Council, Mayor Kluttz closed the public hearing.

(c) Mayor Pro Tem Woodson asked if anyone addressed the zoning petition at the Planning Board hearing. Mr. Mitchell stated that no one spoke.

Mr. Woodson stated that the City Council hereby finds and determines that adoption of an Ordinance to establish the R-6A and M-1 city zoning districts on approximately fifty-five (55) acres on property described herein is consistent with the goals, objectives, and policies of the Strategic Growth Plan and the Vision 2020 Comprehensive Plan and that the adoption of the ordinance is reasonable and in the public interest.

Thereupon, Mr. Woodson made a **motion** to adopt an Ordinance amending the official zoning map of the City of Salisbury, North Carolina, by zoning approximately fifty-five (55) acres on ten (10) parcels identified as tax map 471 parcels 042, 046, 047, 049, 051, 055, 061, 066, 068 and 112, to City of Salisbury R-6A (Multi-Family Residential) and M-1 (Light Industrial) Districts. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SALISBURY, NORTH CAROLINA, BY ZONING APPROXIMATELY 55 ACRES ON TEN PARCELS IDENTIFIED AS TAX MAP 471, PARCELS 042, 046, 047, 049, 051, 055, 061, 066, 068, AND 112, TO CITY OF SALISBURY R-6A (MULTI-FAMILY RESIDENTIAL) AND M-1 (LIGHT INDUSTRIAL) DISTRICTS.

(The above Ordinance is recorded in full in Ordinance Book No. 21, at Page Nos. 149-150, and is known as Ordinance No. 2007-31.)

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**AMENDMENT TO CITY CODE – CITY OWNED PARKING LOTS**  
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(a) Management Services Director John Sofley noted that at Council's last meeting he discussed the current City Code in relationship to City-owned parking lots located downtown. He noted that most of the parking lots are not covered by the Code and those that are covered have minimal regulations allowing for management of the lots. He stated that staff developed an amendment to the Code to establish parking regulations and make them enforceable on the lots in the downtown area. He noted that the proposed amendment will allow each parking lot to be treated individually and the City Manager will have the authority to issue regulations for each individual lot.

(b) Mayor Kluttz convened a public hearing, after due notice and advertisement thereof, to amend Chapter 13 of the Code of the City of Salisbury relating to parking lots.

Mr. Randy Hemann, 314 Mitchell Avenue, stated that he is in favor of the amendment and appreciates staff's work on this issue. He asked if the Code will relate to on-street or off-street parking. City Attorney Rivers Lawther responded that the Code deals with off-street parking and would not have any bearing on on-street parking. Mr. Hemann stated that Downtown Salisbury, Inc. has been studying on-street parking and will bring recommendations to Council at a later date.

There being no one else to speak to Council, Mayor Kluttz closed the public hearing.

(c) Thereupon, Mr. Woodson made a **motion** to adopt an Ordinance amending Chapter 13 of the Code of the City of Salisbury relating to parking lots. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

AN ORDINANCE AMENDMENT CHAPTER 13 OF THE CODE OF THE CITY OF SALISBURY RELATING TO PARKING LOTS.

(The above Ordinance is recorded in full in Ordinance Book No. 21, at Page Nos. 151-152, and is known as Ordinance No. 2007-32.)

*\* Mayor Pro Tem Woodson left the meeting at 4:30 p.m. No formal vote was taken excusing Mayor Pro Tem Woodson, therefore his vote shall be recorded as affirmative hereinafter per State Statute 160A-75.*

#### **TEMPORARY STREET CLOSING - 100 BLOCK OF EAST LIBERTY STREET**

Mayor Klutz noted that a request has been received to close the 100 block of East Liberty Street from Waterworks Visual Arts Center to the intersection of Liberty and Lee Streets Saturday, March 29, 2008 from 4:00 p.m. until 2:00 a.m. for the purposes of catering a wedding reception.

Thereupon, Mr. Lewis made a **motion** to approve closing the 100 block of East Liberty Street from Waterworks Visual Arts Center to the intersection of Liberty and Lee Streets Saturday, March 29, 2008 from 4:00 p.m. until 2:00 a.m. for the purposes of catering a wedding reception. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Klutz voted AYE. (5-0)

*\*Mayor Pro Tem Woodson returned to the meeting at 4:32 p.m. during the Supplemental Funding – Salisbury South Square Streetscape Improvement presentation.*

#### **SUPPLEMENTAL FUNDING - SALISBURY SOUTH SQUARE STREETScape IMPROVEMENT PROJECT**

Mr. Joe Morris, Planning and Community Development Manager, and Ms. Lynn Raker, Urban Planner, addressed Council regarding the South Square Streetscape Improvement project and supplemental funding received for the project.

Ms. Raker informed Council that she met with the property owners in the project area as well as the contractor, Summit Developers. She noted that this is a ninety (90) day contract and work will begin Monday, June 11, 2007. She stated that the project will begin in the 100 block of South Lee Street and will move into brick restoration on the 100 block of Fisher Street. Ms. Raker explained that the contractor plans to perform the work in segments, performing all work for one portion of the street and then moving to the next section of the street. She added that once the road-bed is completely prepared from Lee Street to Main Street, the brick will be replaced. She indicated that during the construction period Fisher Street may need to be closed, but will be opened every day at 4:00 p.m. and will remain open on weekends. Ms. Raker stated that the business owners in the project area are aware of the construction schedule and are accepting of the plan. She noted that the contractor will attempt to work as quickly as possible and maintain access to the area via sidewalks during times when the street must be closed. The contractor will provide an update to the business owners every two (2) weeks to keep them informed of what to expect for the next two (2) weeks.

Ms. Raker noted that the local property owners expressed concerns regarding dirt and grit control and parking. She added that one business owner had a concern about the possibility of cutting telephone lines during construction because the owner relied heavily on the lines for his business. She stated that staff is aware of the concerns and will work closely with the business owner to ensure that no lines are cut.

Mayor Klutz asked if official action is needed by Council to close the street for the construction. Ms. Wendy Brindle, Traffic Engineer, explained that in the past when construction activity is involved Council has given approval for the street to be closed as needed during the construction project.

Mayor Pro Tem Woodson asked if the length of the project has been estimated. Ms. Raker responded that the contract is for ninety (90) days but staff is hopeful that the 100 block of East Fisher will be completed more quickly.

Thereupon, Mr. Burgin made a **motion** that Council allow the closing of the street as required for the Salisbury South Square Streetscape Improvement project for the next ninety (90) days. Mr. Lewis seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson and Ms. Klutz voted AYE. (5-0)

Mr. Morris stated that the contractor has agreed to coordinate delivery schedules for the restaurants and businesses in the area and that there will be access to the street to make deliveries. He added that staff will make every attempt to coordinate with UPS, FedEx and others who routinely make deliveries in this area.

Mr. Morris requested Council adopt a Resolution authorizing the Mayor and City Clerk to execute the supplemental enhancement agreement and the corresponding contract and change orders with Summit Developers. He noted that Council approved a contract with Summit Developers April 17, 2007 for \$351,540.76 and approved the application for supplemental funding. He stated that since the supplemental funding was received the total contract will now be \$524,783.77.

Thereupon, Mr. Lewis made a **motion** to adopt a Resolution authorizing the Mayor and City Clerk to execute on behalf of the City of Salisbury a supplemental enhancement agreement and corresponding contract and change orders within the budgeted amount with Summit Developers for the project known as Salisbury South Square Streetscape Improvement project. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Klutz voted AYE. (5-0)

**RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY OF SALISBURY A SUPPLEMENTAL ENHANCEMENT AGREEMENT AND CORRESPONDING CONTRACT AND CHANGE ORDERS WITHIN THE BUDGETED AMOUNT WITH SUMMIT DEVELOPERS FOR THE PROJECT KNOWN AS SALISBURY SOUTH SQUARE STREETScape IMPROVEMENT PROJECT.**

(The above resolution is recorded in full in Resolution Book No. 12, at Page No. 40, and is known as Resolution No. 2007-20.)

## **BUDGET ORDINANCE AMENDMENT – SUPPLEMENTAL FUNDING**

Thereupon, Mr. Lewis made a **motion** to an Ordinance amending the 2006-2007 budget Ordinance of the City of Salisbury, North Carolina to appropriate supplemental SAFETEA allocation. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Klutz voted AYE. (5-0)

AN ORDINANCE AMENDING THE 2006-2007 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE SUPPLEMENTAL SAFETEA ALLOCATION.

(The above Ordinance is recorded in full in Ordinance Book No. 21, at Page No. 153, and is known as Ordinance No. 2007-33.)

## **PARKING – 400 BLOCK OF NORTH LEE STREET**

Ms. Wendy Brindle, Traffic Engineer, informed Council that a petition was received from Rowan Investment Company requesting parking on the east side of the 400 block of North Lee Street. She stated that the petition included one hundred (100) percent support and signatures of all property owners along the block. She recommended that Council adopt an Ordinance amending the City Code to allow the parking.

Thereupon, Mr. Burgin made a **motion** to adopt an Ordinance amending Section 13-338, Article X, Chapter 13, of the Code of the City of Salisbury, Relating to parking prohibited at all times. Mr. Lewis seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Klutz voted AYE. (5-0)

AN ORDINANCE AMENDING SECTION 13-338, ARTICLE X, CHAPTER 13, OF THE CODE OF THE CITY OF SALISBURY, RELATING TO PARKING PROHIBITED AT ALL TIMES.

(The above Ordinance is recorded in full in Ordinance Book No. 21, at Page No. 154, and is known as Ordinance No. 2007-34.)

## **UPDATE REGARDING PARKING IN THE 700 AND 800 BLOCKS OF WEST KERR STREET**

Ms. Wendy Brindle, Traffic Engineer, indicated that in October 2006 Council adopted an Ordinance to prohibit parking in the 700 and 800 blocks of West Kerr Street as part of a community policing effort in the Jersey City Neighborhood. She reported that she has received positive comments from the Police Department and Parks and Recreation and no complaints regarding the restriction.

Ms. Brindle informed Council that the Police Department indicated it has seen a decrease in calls related to drug activity and Parks and Recreation feels the restriction has enhanced the use of the neighborhood park for residents. She stated that staff requests the parking restriction remain in place.

Councilman Kennedy commented that he has been in contact with the residents of the area and they feel good about what has taken place. He added that he supports maintaining the restriction.

## **UPDATE REGARDING ALCOA RELICENSING PROCESS**

Mr. Randy Tinsley, Environmental Attorney, indicated that the City has submitted its recommendations and comments to the Federal Energy Regulatory Commission (FERC) regarding relicensing for Alcoa. He reviewed the activity to date and Salisbury's response to Alcoa's comments:

- Salisbury Participation in FERC Relicensing Process
  - Conference with FERC April 2006
  - Motion to intervene and request for additional studies June 2006
  - FERC request to Salisbury for study results December 2006
  - FERC site visit January 2007
  - Scoping Comments (with study report) February 2007
  - Recommendations and Comments May 2007
- Recommendations and Comments
  - Evaluate Alcoa's response to expert reports provided by Salisbury
  - Rebut Alcoa's attack on Salisbury property rights
  - Recommend specific requirements for FERC to place in Alcoa's license
- Alcoa's Response to Salisbury's Sedimentation and Flooding Studies
  - Untimely
    - In fact, Salisbury met all FERC deadlines
  - Inappropriate
    - In fact, FERC specifically requested the information provided by the studies (and Alcoa should have done them)
  - Technical Objections
    - The experts confirmed, in great detail, that the Alcoa objections are completely without merit

- Alcoa's Attack on Salisbury Property Rights
  - Alcoa claimed that a 1927 Salisbury-Alcoa Agreement "relinquishes" Salisbury property rights – In fact, the agreement
    - Only provides Alcoa with flood rights to elevation 623.9. Mr. Tinsley noted that this elevation is located in the bed of the river.
    - Requires Alcoa to protect the intakes and pumping station from the impacts of High Rock Reservoir
  - Alcoa claimed that a 1969 easement "relinquishes" Salisbury property rights when in fact,
    - The easement was written by Alcoa without obtaining City Council approval or even a City signature. Therefore the terms that Alcoa included against the City are unenforceable

Mr. Tinsley then reviewed the recommendations made by the City:

- Recommendation 1 – Sediment/Flooding Mitigation
  - Three (3) stage partial removal of High Rock Lake Sediment delta:
    - Stage 1 – removal of sand and sediment at Intakes
    - Stage 2 – removal of the sand and sediment at the mouth of Grant Creek
    - Stage 3 – annual maintenance (sand mining/dredging)
  - Critical Infrastructure Flood Hazard Mitigation
    - Water pump station relocation
    - Grant Creek Waste Water Treatment Plant (WWTP) protective dike and access road
    - Measures to protect the 3<sup>rd</sup> Street and 7<sup>th</sup> Street bridges in Spencer
  - Alternative to Recommendation 1 – Salisbury's experts studied an alternative to reduce flood hazards caused by High Rock Dam and High Rock Sediment Delta. They determined that a flood relief channel would have to be:
    - 12.4 miles long
    - 300 to 500 feet wide
    - Removal of 14.2 million cubic yards of sediment
 Salisbury did not recommend this alternative because
    - Infrastructure not fully protected
    - Flood relief channel was very large
- Recommendation 2 – Data Sharing Program
  - Instantaneous electronic sharing of hourly High Rock lake level and discharge
    - Devices independently certified as accurate, precise, and functional throughout the range of actual conditions (including lake levels above full pool elevation)
  - Completion and publication of annual surveys of the High Rock Sediment Delta
    - Size, location, thickness, and depth
- Recommendation 3 – Closure of Access Area
  - Alcoa's Settlement Agreement recommends closure
  - Salisbury agrees and requests that FERC order the immediate closure of the Rowan County Pump Station Access Area
- Recommendation 4 – Documents Correction
  - Salisbury recommends that FERC require the licensee to file corrected documents that accurately represent Salisbury's property boundaries and interests
  - Alcoa has already filed some corrections
- Recommendation 5 – Accurate Communications
  - Salisbury recommends that FERC include the following in Alcoa's license
    - The licensee shall communicate only accurate information to third parties, including local governments, regarding Commission policies, Commission requirements, license terms and conditions, and Project operations and effects

Mr. Tinsley reviewed the next steps for the licensing process:

- File comments on Alcoa's Relicensing Settlement Agreement (RSA) - June 6, 2007
- File comments on State 401 WQC application – July 2007
- File comments on FERC Draft Environmental Impact Statement (DEIS) – November 2007
- FERC decision – April 2008
- Rehearing or Appeals – 2008?

- City Manager David Treme commented that staff remains diligent in its efforts to protect the water lifeline for forty thousand (40,000) customers in Salisbury and Rowan County. He stated that the water intake plant and pump station must be protected and staff is adamant that mitigation be performed to the facilities for this protection.

- Mayor Klutz thanked staff for keeping Council up to date and thanked Mr. Tinsley for his assistance with this matter.

- **APPOINTMENT TO THE COMMUNITY APPEARANCE COMMISSION**

Upon a **motion** by Mr. Woodson, seconded by Mr. Lewis, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz vote AYE, the following appointment was made to the Community Appearance Commission:

Ms. Suzanne Casey                      Term expires 3-31-2009

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**COMMENTS FROM THE CITY MANAGER**

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(a)    Planning Board

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Council received the Planning Board recommendations and comments from the May 22, 2007 meeting.

**MAYOR'S ANNOUNCEMENTS**

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(a)    Salisbury-Rowan United: Creating an Action Agenda for a Safer Community and                      a Positive Future for Our Youth

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Mayor Kluttz announced that the City of Salisbury will host "Salisbury-Rowan United: Creating an Action Agenda for a Safer Community and a Positive Future for Our Youth" Thursday, June 14, 2007 at 6:30 p.m. at the Salisbury Civic Center, 315 South Boundary Street.

Mayor Kluttz noted that a week-long interdenominational and interracial revival was held May 28 – June 1, 2007. She stated that the revival focused on youth and gangs and she congratulated and thanked Reverend Dr. Nilous Avery of Mt. Zion Baptist Church, Reverend Dr. Clary Phelps of Gethsemane Missionary Baptist Church, and Reverend Dr. Grant Harrison of Soldier's Memorial AME Zion Church for coordinating the event.

Mayor Kluttz noted that Council will host a luncheon Wednesday, June 6, 2007 to share plans for Salisbury-Rowan United community-wide meeting with local law enforcement officials, mayors and town council members from local municipalities. She stated that members of the law enforcement community are the experts on the gang problem and she hopes they will see that they have community support. She added that she is also hopeful that the meeting will help create a law enforcement network throughout the municipalities concerning this issue.

(b)    Kid's All American Fishing Derby

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Mayor Kluttz announced that the Salisbury Parks and Recreation Department will host the annual Kid's All American Fishing Derby Saturday, June 16, 2007 from 9:00 a.m. until 12:00 Noon at the Salisbury Community Park Lake. All children ages 5 – 16 years of age may participate.

Mayor Kluttz announced that transportation will be provided from the following locations:

City Park Recreation Center, 316 Lake Drive – bus departing 8:30 a.m.  
Miller Recreation Center, 1402 W. Bank Street – bus departing 8:45 a.m.

She noted that all children must be accompanied by a parent or guardian age 18 or older.

**CLOSED SESSION AS ALLOWED BY NCGS 143-318.11(5) AND NCGS 143-318.11(3)**

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Mayor Kluttz asked for a motion to go into closed session regarding acquisition of property located at 329 Main Street as allowed by NCGS 143-318.11(5) and to consult with an attorney as allowed by NCGS 143-318.11(3).

Thereupon, Mr. Burgin made a **motion** to go into closed session as stated. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

**RETURN TO OPEN SESSION**

Thereupon, Mr. Burgin made a **motion** to go back into open session. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson and Ms. Kluttz voted AYE. (5-0)

Thereupon, Mr. Burgin made a **motion** that the City of Salisbury purchase the property at 329 South Main Street for the purchase price of \$209,000. Mr. Lewis seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson and Kluttz voted AYE. (5-0)

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**ADJOURNMENT**

**Motion** to adjourn the meeting was made by Mr. Woodson, seconded by Mr. Burgin. All council members agreed unanimously to adjourn. The meeting was adjourned at 5:40 p.m.

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Mayor

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City Clerk

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