



City of Salisbury

North Carolina

COUNCIL MEETING AGENDA

September 6, 2022
6:00 p.m.

The meeting will be held in a hybrid format and the public may attend virtually using this link: <https://bit.ly/3CFW4hV>. The meeting will also be streamed live at [salisburync.gov/webcast](https://www.salisburync.gov/webcast) and on the City's Facebook account.

Anyone who wishes to speak via Zoom during public comment must sign-up by 5:00 p.m. on September 6, 2022 by contacting Kelly Baker at kbake@salisburync.gov. Citizens who wish to speak in person can sign up in Council Chambers.

1. Call to order.
2. Moment of Silence.
3. Pledge of Allegiance.
4. Adoption of Agenda.
5. Mayor to proclaim the following observances:

FIRST RESPONDER'S DAY

September 11, 2022

HISPANIC AND LATINO HERITAGE MONTH

September 15 – October 15, 2022

CONSTITUTION WEEK

September 17-23, 2022

6. Council to consider the CONSENT AGENDA:
 - (a) Approve Minutes of the regular meeting of August 16, 2022.
 - (b) Receive the Certificate of Sufficiency for the voluntary annexation of Southgate, Tax Map 064 Parcel 003, and adopt a Resolution setting the date of the public hearing for October 4, 2022.
 - (c) Receive the Certificate of Sufficiency for the voluntary annexation of The Wilde, Tax Map 330 Parcels 021 and 040 and adopt a Resolution setting the date of the public hearing for October 4, 2022.
 - (d) Receive an incentive request for a North Carolina Rural Building Reuse Grant, One NC Fund Grant, and a Level 1 Incentive Grant for Project Finishing and set a public hearing for September 20, 2022 to receive public input. The company will apply for the North Carolina Rural Building Reuse Grant in the amount of \$150,000, and a \$50,000 grant from the State's One NC Fund. If approved the grants would be awarded to the City of Salisbury to disburse to the company. The City is also requested to hire a grant administrator in an amount not to exceed \$6,000.

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- (e) Adopt a Resolution of Support for an application to the Cabarrus-Rowan Metropolitan Planning Organization for Surface Transportation Block Grant Program – Direct Attributable funds, with a 20% City match, for the Downtown Salisbury Main Street Improvement Project.
 - (f) Ratify a contract with Ramsay, Burgin, Smith Architects in the amount of \$243,198 for completion of construction plans for new Fire Station 3.
 - (g) Authorize the City Manager to execute a contract with Tyler Technologies in an amount not to exceed \$295,762 for the implementation of Enterprise Permitting and Licensing software (Energov).
7. Council to receive public comment. ***Speakers who wish to speak via Zoom must sign-up before 5:00 p.m. by contacting Kelly Baker at kbake@salisburync.gov.*** Citizens who wish to speak in person can sign-up in Council Chambers. Citizens who are unable to speak during the meeting may submit written comments to the email above and they will be shared with Council.
8. Council to consider the voluntary annexation of 63.108 acres located at 770 Earnhardt Road, Tax Map 058 Parcel 089, effective September 6, 2022: (*Presenter – City Engineer Wendy Brindle*)
- (a) Receive a report
 - (b) Hold a public hearing
 - (c) Adopt an Ordinance annexing 770 Earnhardt Road effective September 6, 2022.
9. Council to consider the voluntary annexation of 16.797 acres, located off of Stone Ridge Road, Tax Map 064 Parcel 0030100001, effective September 6, 2022: (*Presenter – City Engineer Wendy Brindle*)
- (a) Receive a report
 - (b) Hold a public hearing
 - (c) Adopt an Ordinance annexing Tax Map 064 Parcel 0030100001 effective September 6, 2022.
10. Council to consider issuance of a Special Use Permit for SUP-01-2022 to permit the operation of a commercial child care center at 505 West Franklin Street: (*Presenter – Development Services Manager Teresa Barringer*)
- (a) Swear in those persons testifying at public hearing
 - (b) Ex Parte Disclosure
 - (c) Hold a public hearing – present evidence
 - (1) Receive testimony from staff
 - (2) Receive testimony from proponents and opponents
 - (d) Findings of Fact
 - (e) Decision – Council to consider issuing a Special Use Permit to permit a commercial child care center at 505 West Franklin Street.
11. Council to consider authorizing the City Manager to enter into a contract for Microtransit service evaluation. (*Presenter – City Manager Jim Greene, Jr.*)

COUNCIL MEETING AGENDA – PAGE 3 – SEPTEMBER 6, 2022

12. Council to consider awarding a one-year contract in the amount of \$78,000 to KTS Strategics for state lobbying services. (*Presenter – Administrative Services Director Kelly Baker*)
13. Council to consider appointments to boards and commissions.
14. City Attorney's Report
15. City Manager's Report.
16. Council's Comments.
17. Mayor Pro Tem's Comments.
18. Mayor's Announcements and Comments.
19. Adjourn.



City of Salisbury

North Carolina

PROCLAMATION

WHEREAS, the Constitution of the United States of America is the guardian of our liberties and embodies the principles of limited government in a Republic dedicated to rule by law; and

WHEREAS, it is the privilege and duty of the American people to commemorate the 234th anniversary of the framing of the Constitution of the United States of America with patriotic celebrations and activities; and

WHEREAS, in 1955, the Daughters of the American Revolution petitioned the United States Congress to dedicate the observance of Constitution Week as the week of September 17th through 23rd of each year; and

WHEREAS, in 1956, President Dwight D. Eisenhower signed the commemoration into Public Law 915 which guarantees the issuing of a proclamation each year by the President of the United States of America.

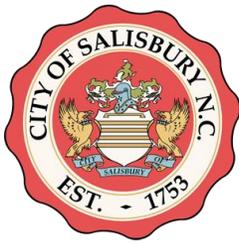
NOW, THEREFORE, I, Karen K. Alexander, Mayor of the City of Salisbury, North Carolina, DO HEREBY PROCLAIM the week of September 17th through 23rd, 2022 as

CONSTITUTION WEEK

in Salisbury, and urge citizens to study the Constitution and reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.

This the 6th day of September 2022.

Karen K. Alexander, Mayor



City of Salisbury

North Carolina

PROCLAMATION

WHEREAS, in 2017 the North Carolina General Assembly designated September 11th of each year as First Responder's Day, making it an official state holiday; and

WHEREAS, individuals, both career and volunteer, from public safety dispatchers, law enforcement, fire, emergency medical services, search and rescue, hazmat, and other organizations in the public safety sector, come together as first responders to aid the public during emergencies; and

WHEREAS, being the first line of defense for the public against all emergencies that may threaten our communities, requires first responders to be willing to risk their own safety in the execution of their duties to protect the public every day, standing ready 24 hours a day; and

WHEREAS, the City of Salisbury's Fire Department has 90 full time employees that work out of six stations that give and receive assistance from numerous departments and services throughout Rowan County and beyond based on the severity of the call for service; and

WHEREAS, the City of Salisbury's Police Department has 69 sworn positions and is a full-service internationally accredited police department whose vision is to create an environment in which citizens and visitors feel safe in all parts of the City; and

WHEREAS, on the 1st anniversary of September 11th, the City of Salisbury dedicated the expanded memorial at the Salisbury-Rowan Firefighter's Memorial, located at Fire Station 5 to honor and always remember the sacrifices made on that tragic day, and hosts a remembrance service at this location each year.

NOW, THEREFORE, I, Karen K. Alexander, Mayor of the City of Salisbury, North Carolina, DO HEREBY PROCLAIM Sunday, September 11, 2022 as

FIRST RESPONDER'S DAY

in Salisbury, and encourage our community to take time out of their day to show first responders and their families how much we value their service to our cities, counties, and state. I further acknowledge the recognition of service and sacrifice, both in the past and that which is yet to come, can be done through small acts of kindness and simple words of praise.

This the 6th day of September 2022.

Karen K. Alexander, Mayor



City of Salisbury

North Carolina

PROCLAMATION

WHEREAS, National Hispanic and Latino Heritage Month celebrates the Hispanic and Latino community and highlights its countless achievements; and

WHEREAS, September 15th through October 15th is recognized as National Hispanic Heritage Month as a time to honor the invaluable ways Hispanics and Latinos contribute to our common goals, celebrate their diverse cultures, and to work towards a stronger, more inclusive, and more prosperous society for all; and

WHEREAS, in 1968 Hispanic Heritage Week began under President Lyndon B. Johnson, and was enacted into law on August 17, 1988, calling upon people of the United States to observe this time with ceremonies, activities, and programs; and

WHEREAS, Hispanics and Latinos continue to serve as Civil Rights leaders, politicians, military service members, educators, first responders, science pioneers, and public servants for our community and country; and

WHEREAS, Hispanics and Latinos have enhanced and shaped our national character with centuries old traditions that reflect the multi-ethnic and multi-cultural customs of their communities, while adding their own distinct and dynamic perspectives to the story of our country; and

WHEREAS, the Hispanic Coalition, a subcommittee of the Human Relations Council, was established in 2002 to address the needs of the growing Hispanic community in Rowan County and to integrate Hispanics into the mosaic of cultures within the community.

NOW, THEREFORE, I, Karen K. Alexander, Mayor of the City of Salisbury, North Carolina, DO HEREBY PROCLAIM September 15, 2022 through October 15, 2022 as

HISPANIC AND LATINO HERITAGE MONTH

in Salisbury, and encourage citizens to join in celebrating the great contributions of Hispanic and Latino Americans to our city, state, and nation.

This the 6th day of September 2022.

Karen K. Alexander, Mayor

Salisbury, North Carolina
August 16, 2022

REGULAR MEETING

PRESENT: Mayor Karen K. Alexander, Presiding, Council Members Harry McLaughlin, David Post, and Anthony Smith; City Manager Jim Greene, Jr., City Clerk Kelly Baker; and City Attorney J. Graham Corriher.

ABSENT: Mayor Pro Tem Tamara Sheffield

Salisbury City Council met in Council Chambers in City Hall located at 217 South Main Street. The meeting was called to order by Mayor Alexander at 3:00 p.m. A moment of silence was taken.

PLEDGE OF ALLEGIANCE

Mayor Alexander led participants in the Pledge of Allegiance to the United States flag.

CHANGES TO THE AGENDA

Mayor Alexander noted the following changes to the Agenda:

Postpone Item 8 - Council to consider approving a Level 1 Investment Grant in the estimated amount of \$136,814 over a five-year period, and adopt a Resolution for application to the State of North Carolina for a Rural Building Reuse Grant in the amount of \$150,000, and hiring a grant administrator in an amount not to exceed \$6,000.

ADOPTION OF THE AGENDA

Thereupon, Councilmember Post made a **motion** to adopt the Agenda as amended. Mayor Alexander, Councilmembers McLaughlin, Post, and Smith voted AYE. (4-0)

PROCLAMATIONS

Mayor to proclaim the following observances:

GO TRANSIT MONTH	September 2022
LIBRARY CARD SIGN-UP MONTH	September 2022
SUICIDE PREVENTION MONTH	September 2022

CONSENT AGENDA

(a) Minutes

Approve Minutes of the regular meeting of August 2, 2022.

(b) Budget Ordinance Amendment – Dixonville–Lincoln Memorial Project

Adopt a budget Ordinance amendment to the FY2022-2023 budget in the amount of \$26,902.17 to appropriate grants and private donations for the Dixonville-Lincoln Memorial Project.

ORDINANCE AMENDING THE 2022-2023 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE DIXONVILLE DONATIONS.

(The above Ordinance is recorded in full in Ordinance Book No. 30 at Page No. 175, and is known as Ordinance 2022-65.)

(c) Contract – Mainlining American, LLC

Award a contract to Mainlining American, LLC in the amount of \$459,833.85 for water and sewer maintenance services for Salisbury-Rowan Utilities. Funds for this contract were included in the FY2022-2023 budget.

(d) Voluntary Annexation – Old Concord Road

Receive a request for voluntary annexation of 19.154 acres located on Tax Map 064 Parcel 003 on Old Concord Road and adopt a Resolution instructing the City Clerk to investigate the sufficiency of the request.

RESOLUTION DIRECTING THE CITY CLERK TO INVESTIGATE A PETITION RECEIVED UNDER G.S. 160A-31, FOR VOLUNTARY ANNEXATION OF TAX MAP 064 PARCEL 003, 19.217 ACRES LOCATED ON OLD CONCORD ROAD.

(The above Resolution is recorded in full in Resolution Book No. 16 at Page No. 57, and is known as Resolution 2022-41.)

(e) Unit Price Contract – R&P Eudy Construction, Inc.

Authorize the City Manager to enter into a unit price contract with R&P Eudy Construction, Inc. in the amount of \$114,560 to construct sidewalk along Lash Drive. This project will be funded with \$63,963 in Community Development Block Grant funds supplemented by funds from Engineering's Special Projects.

(f) Right-of-Way Encroachment – Data Watts Solutions

Approve a Right-of-Way encroachment by Data Watt Solutions for the installation of approximately 3,300 feet of directional bore duct at the corner of Mocksville Avenue, West Monroe Street and Partee Street and on Old Wilkesboro Road in accordance with Section 11-24(27) of the City Code, subject to approval by the North Carolina Department of Transportation.

(g) Right-of-Way Encroachment – Level 3

Approve a Right-of-Way encroachment by Level 3 for the installation of directional bore duct and aerial fiber optic cable on Mocksville Avenue in accordance with Section 11-24(27) of the City Code, subject to approval by the North Carolina Department of Transportation.

(h) Contract Payments and Blanket Purchase Orders

Authorize the City Manager to approve the following ongoing contract payments and blanket purchase orders totaling \$1,572,204.88 that were included in the FY2022-2023 budget:

- 230023 - Carolina Tractor & Equipment - 317G with hyd thumb and 36" bucket - \$227,902.82
- 230210 - Piedmont Truck Center - 2022 F550 - \$106,260.79
- 230211 - Excel Truck Group - Single axle dump truck with spreader - \$133,272.00
- 230213 - Excel Truck Group - Single axle dump truck - \$101,475.00
- 230215 - Rodders & Jets Supply - Dyna Vac DJ40-200 sewer cleaner - \$163,817.34
- 230219 - Cummins Inc. - Commercial Diesel Generator set, 750kw - \$521,014.00
- 230228 - Badger Meter - Monthly endpoint fees - \$218,462.93
- 230234 - EMA Resources – Blanket purchase order for SRU Residuals land application - \$100,000.00
- 230253 - Southern Truck Service - Limb truck - \$334,469.60

Thereupon, Councilmember Smith made a **motion** to adopt the Consent Agenda as presented. Mayor Alexander, Councilmembers McLaughlin, Post, and Smith voted AYE. (4-0)

PUBLIC COMMENT

Mayor Alexander opened the floor to receive public comments

Mr. Ronnie Smith addressed Council regarding the construction of the Rowan County Yadkin River Park. He also requested continued support for the installation of an American Flag at the Bell Tower Green Park.

Ms. Janice Smith expressed her support for the installation of an American Flag at Bell Tower Green Park.

Ms. Jane Smith Steinberg asked Council to fulfill the request of installing an American Flag at the entrance of Bell Tower Green Park.

Mr. Tom Thompson spoke in support of installing an American Flag at the Bell Tower Green Park and thanked Council for its work in the City.

Mr. Michael Chapman expressed his support for erecting an American Flag pole at the Bell Tower Green Park.

Mr. Jeff Masino asked Council to install an American Flag at the Bell Tower Green Park to honor those who served and gave their lives for the Country.

Mr. Randy Lassiter expressed his support of the creation of the Bell Tower Green Advisory Board and commented he hopes to see an American Flag pole installed in a space that is visible from all areas of the park.

Mr. Richard Hellman stated his support in erecting an American Flag at the Bell Tower Green Park.

Mr. Hayden Simmerson expressed his support of installing an American Flag at the entrance of the Bell Tower Green Park.

There being no one else to address Council, Mayor Alexander closed the public comment session.

ECONOMIC DEVELOPMENT INCENTIVE REQUEST – PROJECT FINISHING

This item was postponed.

UPDATE – MICROTRANSIT

City Manager Jim Greene noted Council directed staff to pursue a request for proposal (RFP) regarding a microtransit pilot project in the City. He stated staff has reviewed the proposals and is requesting further direction from Council regarding the project.

Transit Director Rodney Harrison explained microtransit is a technology-based, on-demand transportation service. He stated trips can be scheduled the same day or in advance by

smart phone, computer, or dispatch. He noted microtransit is efficient and responsive to rider requests which could increase demand and require additional resources.

Mr. Harrison noted Software-as-a-service (SaaS) uses software from a third party to offer on-demand service. He added the City would operate SaaS with City drivers and vehicles. He explained Transportation-as-a-Service (TaaS) is operated by a third party on behalf of the City and includes technology, drivers, vehicles, and operation management.

Mr. Harrison stated on June 7, 2022, Council approved an in-house microtransit pilot project utilizing the SaaS model and then transitioning to the TaaS model if funding is awarded through the United States Department of Transportation's Rural Surface Transportation Grant Program. He pointed out the pilot project will replace Route #3 which includes ADA paratransit service. He noted Routes 1 and 2 will continue to operate with City employees and vehicles. He reviewed the service area of Route #3, and he pointed out riders must be picked up and dropped off within the service area.

Mr. Harrison referenced the RFP scope of work, and he pointed out the launch process is complex and will take several weeks to complete. He noted staff met with several vendors who recommended six to seven drivers, one to two dispatch staff, and one project manager. He indicated the City can meet the proposed staffing levels. He added most vendors use a 20-minute wait time and a 30-minute travel time, and staff is recommending a 30-minute wait and travel time. He explained the wait time is the time it takes to pick the rider up, and he noted the time can vary depending on the number of scheduled trips.

Mr. Harrison stated the vendor recommends four vehicles for the project, three active vehicles and a spare vehicle that could be used during peak hours. He reviewed customer service and safety features:

- Rider alerts are sent to passengers via text messages and automated calls
- Riders can track the driver's location in real time
- Riders receive a trip confirmation which includes the driver's photo, a picture of the vehicle, and a license plate number
- Safety button on the driver application

Web and Marketing Services Coordinator Fern Blair reviewed the marketing concerns for implementing the project and the marketing timeline which include pre-launch and post-launch marketing campaigns. She explained two vendors received high scores partially due to covering pre-launch and post-launch in their marketing plan. She added marketing campaigns conducted in other municipalities utilized quality, branded materials. She pointed out the top two vendors have an option for white-label products to rename and rebrand with the City logo.

Ms. Blair stated previous case studies reported increases in ridership and a reduction in calls. She added performance monitoring is needed to determine trends and make adjustments. She commented vendors suggested placing QR codes on the side of the bus to make downloading the mobile app a scan and go process. She noted the top vendors have a mobile app that is user-friendly and provides visual and hearing alternatives for accessibility.

Mr. Harrison reviewed opportunities and challenges for SaaS:

- Opportunities:
 - Starting small and moving slow to collect data and evaluate the service
 - City can consider adding additional zones and/or transitioning to TaaS
 - Local team involvement allows staff to see how the service operates
 - Faster implementation with current staff and existing equipment
 - Software that can access third party vendors to meet increased demand
 - Better customer service
- Challenges:
 - Hiring and training transit operators
 - Maintaining appropriate staffing levels
 - Securing funding to support increased ridership and marketing

Mr. Harrison stated vendors shared information to be considered if the City transitions from SaaS to TaaS, and the transition would take two to six weeks depending on the size of the project. He noted Transit operators would transition to the vendor and Transit employees would be offered placement within other City departments. He pointed out some employees would stay in the Transit Department to ensure vendor compliance and to research and apply for grants. He commented transferring day-to-day operations and local knowledge to the vendor and the new vehicle type, look, cost, and purchase lead time must be considered.

Mr. Harrison stated Mr. Greene mentioned implementing the project in the summer of 2023 with TaaS which would create a turnkey operation, and he pointed out the grant funds could cover the service and software costs. He noted the grant application is in the selection process and if approved, the funding will only support one route.

Mr. Harrison indicated staff recommends moving forward with an in-house pilot project utilizing the SaaS model, transitioning to the TaaS model if funding is awarded, and adjusting the launch date to January 2023.

Mr. Greene thanked Mr. Harrison and staff for its work on the presentation. He stated Council prioritized microtransit at its Retreat and in June Council decided to pursue the SaaS model and Councilmembers have questioned if the City will be ready for the transition in December.

Councilmember McLaughlin asked if staff has considered working with the local colleges to assist riders learning to use the service. Ms. Blair indicated staff could reach out to the vendors to request local college students have an opportunity to serve on the street team.

Councilmember Post noted if the SaaS model is implemented the City will bring in a marketing firm and the TaaS model is a turnkey operation that includes marketing. Ms. Blair explained the quick turnaround time would require the vendor to handle the majority of the marketing. Mr. Post asked who the vendor would be if the City implements SaaS. Mr. Harrison explained with either option staff will select a vendor to do the service design and the planning.

Councilmember Post asked if staff is aware of any cities that have transitioned from SaaS to TaaS. Mr. Harrison indicated he would provide the information to Council. Mr. Post pointed out if the City transitions from SaaS to TaaS it will incur training expense, and he asked how much the City has spent to implement the SaaS model. Mr. Harrison explained the same software will be used with either model and many of the processes are the same. He pointed out the biggest change will be who is handling the day-to-day operations, and he added the City can save money by using its vehicles during the transition process. He indicated if the City uses TaaS the transition will take longer because the vendor would then have to secure vehicles for the project.

Councilmember Smith pointed out SaaS would also involve a third party and there are vendors in the industry that offer both services. Mr. Harrison agreed. Mr. Smith thanked staff for the approach it is taking.

Councilmember McLaughlin noted implementing SaaS and transitioning to TaaS will give staff time to understand the process.

Mayor Alexander asked about the overall costs of the SaaS model. Mr. Greene stated staff will bring information regarding funding the program and how other cities have transitioned from SaaS to TaaS back to Council. He pointed out the vendors recommended implementing the program after the holidays.

Mayor Alexander noted the grant the City applied for will only pay for a pilot project and staff will continue to receive federal grant money for transit during the process. Mr. Harrison agreed.

Mayor Alexander thanked staff for its presentation.

UPDATE – FIRE STATION 3

City Manager Jim Greene noted at its Retreat Council prioritized the construction of Fire Station 3. He thanked Fire Chief Bob Parnell for working closely with Architect Bill Burgin on the design, and he requested they provide an update to Council.

Chief Parnell stated the current Fire Station 3 is located at 1604 West Innes Street and was built in 1957. He indicated Fire Station 3 houses one fire truck and one fire company with three firefighters on each shift. He stated the fire station includes a single bay, open barracks, and an open restroom with no private sleeping quarters. He pointed out Fire Station 3 has structural and foundational concerns and does not include a decontamination corridor.

Chief Parnell noted the new Fire Station 3 will be located at 150 Mahaley Avenue and will:

- House two fire companies, Engine 3 and Ladder Truck 4, with 21 firefighters
 - Seven firefighters per shift
- Three bays for an engine truck, ladder truck and a reserve truck
- Semi-private barracks

- Six individual restrooms
- A decontamination area
- Operational staff in one location which will increase effectiveness
- Faster response time to the northern part of the City

Chief Parnell indicated Fire Station 1 and Fire Station 3 were built close together and the proposed location for Fire Station 3 will provide better coverage. He stated Council approved Fire Station 3 and Fire Station 6 in 2017, and Fire Station 3 was to be constructed after Fire Station 6 was completed.

Chief Parnell explained because of COVID and an uncertain economy, the architect was advised to postpone Fire Station 3, and he noted the architectural plans are 50% complete. He displayed photographs of the current Fire Station 3, and he pointed out structural damage.

Mr. Burgin pointed out the architectural materials on Fire Station 3 and Fire Station 6 are different because Fire Station 6 was built in industrial area, and Fire Station 3 will be built on Mahaley Avenue with the goal to blend in with the area. He reviewed the site plan for Fire Station 3 which will include:

- Flex space that can be used for educational programs, community use, and an Emergency Operations Center
- Public space for offices and educational spaces
- Private space that includes a kitchen, day room, bunks, bathrooms, exercise and decontamination rooms
- Three deep bays
- Bay for a police substation

Chief Parnell noted the office space will bring Fire Department senior staff together to increase effectiveness, and he pointed out infrastructure is planned for electric vehicle charging stations. He added the flex space will be used for an Emergency Operations Center to allow for coordination and communication point during storms, flooding, and emergencies. He stated the flex space will also be used to teach fire safety to school groups and teenagers and to house the antique fire truck.

Chief Parnell reviewed the anticipated timeline:

- Architect will finish the plans – November 2022
- Ready for bids – December 2022 or early 2023
- Award contract – first quarter 2023
- Ground breaking – third quarter 2023
- Complete construction in 16 to 18 months
- Move in/commence fire operations 2025
- Plans for current Fire Station 3 building will be determined at a later date

Chief Parnell noted financing for Fire Station 3 is based on current cost of the square footage of similar projects. He pointed out the architectural and engineering fees are \$243,198

and can be taken from American Rescue Plan Act (ARPA) funding. He noted the total construction cost is \$8.2 million, but with furnishings and equipment the total projected cost is \$9,553,259.

Councilmember Post questioned the change in cost of Fire Station 3 over the past three years. Mr. Burgin noted the pandemic, gas prices, and inflation have made the current market difficult to project costs. He added if the project stays on schedule he is hopeful it can be completed near the estimated cost. Mr. Post asked if inflationary costs have been included in the estimate. Mr. Burgin agreed, and he stated if the timeline can be followed the projection should be close.

Mayor Alexander asked if staff anticipates paying off any debt before the City incurs the debt from Fire Station 3. Finance Director Wade Furches noted debt that was used to finance telecommunications improvements is scheduled to be paid off in August 2024, but the City may incur new telecommunications debt. He stated Fire Station 6 was financed for 15 years and the loan has approximately 12 years left. He added Fire Station 3 will be new debt.

Mayor Alexander asked if staff anticipates additional income from the upcoming tax evaluation. Mr. Furches noted staff is hopeful there will be revenue increases in the coming years. He stated the construction of Fire Station 3 will include significant debt. He indicated it is possible to use the remaining ARPA funds toward the project to reduce the financed debt. Mr. Greene noted staff will bring funding options to Council for its consideration.

Mayor Alexander asked if there was a consensus to move forward with Fire Station 3. By consensus, Council agreed to move forward with Fire Station 3. She thanked Mr. Burgin and staff for their presentation.

APPOINTMENTS – BELL TOWER GREEN PARK ADVISORY COMMITTEE

Councilmember McLaughlin thanked the applicants who applied to serve on the Bell Tower Green Park Advisory Committee. He shared the history of the Bell Tower Green Park and its acquisition to the City in October 2021. He noted in June 2022 Council adopted an Ordinance to establish the Committee and began the application process. He pointed out the Committee will consist of four current Bell Tower Green, Inc. board members and three members at large who will review safety concerns, make decisions, discuss park improvements, and bring recommendations to Council for its consideration.

Mr. McLaughlin noted the City received a diverse group of applications. He pointed out the first meeting will take place on Tuesday, August 23, 2022 at 2:00 p.m.

Mayor Alexander pointed out the Committee will receive public requests for anything in the park. Mr. McLaughlin agreed, and he noted issues will be discussed within the Committee and then a recommendations will be brought to Council for its consideration.

City Attorney Graham Corriher stated an agreement between the City and Bell Tower Green, Inc. was put in place when the City took over the park and it was agreed that any changes to the park amenities would require the consent of all parties involved. He noted the idea is for

the Committee to consider things that will take place in the park and bring its recommendations to Council for its consideration.

Mr. Greene noted Parks and Recreation Department Director Nick Aceves and staff are familiar with the park and will work closely with the Committee. Mayor Alexander asked if Mr. Aceves will serve as the staff liaison and Councilmember McLaughlin will serve as the Council liaison. Mr. Greene agreed.

Upon a motion by Councilmember Smith, Mayor Alexander, and Councilmembers McLaughlin, Post, and Smith voting AYE, the following appointments were made to the Bell Tower Green Park Advisory Board Committee:

Ms. Melissa Graham	Term Expires 3/31/2025
Mr. Elise Tellez	Term Expires 3/31/2025
Mr. Dyke Messenger	Term Expires 3/31/2025
Mr. Bill Waggoner	Term Expires 3/31/2024
Ms. Meredith Abramson	Term Expires 3/31/2024
Mr. Alvero Rosero	Term Expires 3/31/2023
Ms. Jill Debose	Term Expires 3/31/2023

CITY ATTORNEY'S REPORT

(a) City Manager Contracting Authority

City Attorney Graham Corriher presented an updated Resolution to Council regarding the City Manager's contracting authority. He explained the Resolution is to reaffirm the contracting authority for the new City Manager and make clarifying amendments. He added the former Resolution was adopted when Interim City Manager Brian Hiatt was hired and City Manager Jim Greene wanted to bring the Resolution back to Council to ensure it was satisfied with the contracting authority.

Mr. Corriher noted changes were made to the Resolution to provide clarity. He pointed out the City Manager only has authority to approve what has been included in the annual budget. He noted distinction of approving authority is up to \$100,000 and additional services added to engineering which includes architectural and surveying. He added the proposed Resolution allows the City Manager to approve software maintenance over \$100,000.

Mr. Corriher commented several contracts are multi-year contracts with large amounts so once Council has given initial approval the City Manager will have the authority to execute any contract documents in subsequent years in excess of \$100,000. He pointed out an example would be with the recycling services contract.

Mr. Corriher stated the long-term plan is to bring the Resolution back to Council each time there is a new Council to determine if changes are needed.

Thereupon, Councilmember Post made a **motion** to adopt a Resolution regarding the City Manager's contracting authority. Mayor Alexander, Councilmembers McLaughlin, Post, and Smith voted AYE. (4-0)

RESOLUTION REGARDING THE CITY MANAGER'S CONTRACTING AUTHORITY.

(The above Resolution is recorded in full in Resolution Book No. 16 at Page No. 58-59, and is known as Resolution 2022-42.)

(b) Remote Meeting and Remote Participation Policies

City Attorney Graham Corriher pointed out Governor Roy Cooper ended the State of Emergency which also ended Council's ability to meet remotely. He pointed out Council will need to revise its Remote Meeting Policy. He indicated the three policies that are involved regard Council's ability to meet remotely only during a declared State of Emergency, Council's ability to participate remotely but not being able to vote, and Boards and Commissions can continue to meet remotely excluding the Planning Board, Board of Adjustment and Historic Preservation Commission.

Thereupon, Councilmember Smith made a **motion** is to adopt a Resolution revise and adopt policies related to remote meetings and remote participation in meetings for the Salisbury City Council and its Constituent Boards. Mayor Alexander, Councilmembers McLaughlin, Post, and Smith voted AYE. (4-0)

RESOLUTION TO REVISE AND ADOPT POLICIES RELATED TO REMOTE MEETINGS AND REMOTE PARTICPATION IN MEETINGS FOR THE SALISBURY CIT YCOUNCIL AND ITS CONSTITUENT BOARDS.

(The above Resolution is recorded in full in Resolution Book No. 16 at Page No. 60-61, and is known as Resolution 2022-43.)

CITY MANAGER'S REPORT

City Manager Jim Greene had nothing to report to Council.

COUNCIL COMMENTS

Councilmember Post thanked Mr. Ronnie Smith for the work he does in the community. He also thanked City Manager Jim Greene, City Attorney Graham Corriher, and staff for all it does for the City.

MAYOR'S ANNOUNCEMENTS AND COMMENTS

Mayor Alexander thanked Councilmember McLaughlin for his work with the Bell Tower Green Park Advisory Board.

(a) College Night Out

Mayor Alexander announced Downtown Salisbury, Inc. will host College Night Out Thursday, August 18, 2022 from 5:00 p.m. until 9:00 p.m. at Bell Tower Green as the City welcomes and invites students from Livingstone College, Hood Theological Seminary, Catawba College, and Rowan Cabarrus Community College and new Rowan Salisbury school teachers for games, food, networking and activities. For more information visit downtownsalisburyinc.com.

Mayor Alexander also thanked staff for the great work it does for the City.

ADJOURNMENT

Motion to adjourn the meeting was made by Councilmember Smith. Mayor Alexander, and Councilmembers McLaughlin, Post and Smith voted AYE. (4-0)

The meeting was adjourned at 8:15 p.m.

Karen Alexander, Mayor

Kelly Baker, City Clerk

Salisbury City Council Agenda Item Request Form



Please Select Submission Category: Public Council Manager Staff

Requested Council Meeting Date: September 6, 2022

Name of Group(s) or Individual(s) Making Request: City of Salisbury, Engineering Department

Name of Presenter(s): N/A

Requested Agenda Item: Sufficiency of Annexation Petition – Southgate (Old Concord Road)

Description of Requested Agenda Item:

The Engineering Department, on behalf of the City Clerk, has investigated the sufficiency of the petition received for the voluntary annexation of Tax Map 064 Parcel 003 located on Old Concord Road. The petition contains a description of the proposed contiguous annexation area, as well as the signature of the sole property owner. It is, therefore, sufficient in accordance with NCGS 160A-31.

Attachments: Yes No

Fiscal Note: *(If fiscal note requires approval by finance department because item exceeds \$100,000 or is related to grant funds, please fill out signature blocks for finance at bottom of form and provide supporting documents)*

Fiscal impact is unknown at this time. This will be included in the next step of the process.

Action Requested of Council for Agenda Item: *(Please note if item includes an ordinance, resolution or petition)*

City Council to receive the Certificate of Sufficiency and adopt a Resolution setting the date of the public hearing for October 4th, 2022 for the voluntary annexation of Southgate, Tax Map 064 Parcel 003.

Contact Information for Group or Individual:

Wendy Brindle, City Engineer
704-638-5201/wbrin@salisburync.gov

Consent Agenda (item requires no discussion and will be voted on by Council or removed from the consent agenda to the regular agenda)

Regular Agenda (item to be discussed and possibly voted on by Council)

FINANCE DEPARTMENT INFORMATION:

Finance Manager Signature

Department Head Signature

Budget Manager Signature

******All agenda items must be submitted at least 7 days before the requested Council meeting date******

For Use in Clerk's Office Only

Approved

Declined

Reason:

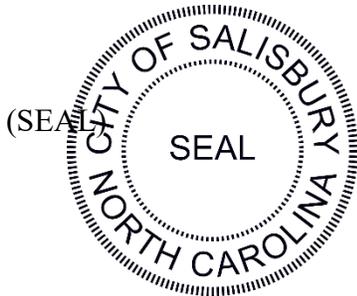


**CERTIFICATE OF SUFFICIENCY
FOR
SOUTHGATE (OLD CONCORD ROAD), PARCEL # 064 003**

To the City Council of the City of Salisbury, North Carolina:

I, Kelly K. Baker, City Clerk, do hereby certify that I have investigated the petition for Southgate, off of Old Concord Rd, Parcel 064 003, attached hereto and have found as a fact that said petitions are signed by all owners of real property lying in the area described therein, in accordance with G. S. 160A-31.

In witness thereof, I have hereto set my hand and affixed the Seal of the City of Salisbury, this 19th day of August, 2022.



Kelly K. Baker
City Clerk

“RESOLUTION SETTING DATE OF PUBLIC HEARING ON QUESTION OF THE ANNEXATION OF SOUTHGATE (OLD CONCORD ROAD), PARCEL 064 003 PURSUANT TO G.S. 160A-31.

WHEREAS, petitions requesting the annexation of Parcel 064 003 at Southgate on Old Concord Road, as described herein have been received; and

WHEREAS, certification by the City Clerk as to the sufficiency of said petitions has been made;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Salisbury, North Carolina:

Section 1. The regularly scheduled October 4th, 2022 City Council meeting will be held in a hybrid format. The public is invited to attend virtually. Anyone who wishes to speak during the hearing regarding the proposed annexation must sign-up by 5:00 p.m. on Tuesday, October 4th, 2022 by contacting Kelly Baker at kbake@salisburync.gov or 704-638-5233.

Section 2. The areas proposed for annexation are described as follows:

BEING that certain area of land lying and being situate in Rowan County, North Carolina, bounded on the West by Old Concord Road (State Road 1002, right of way conveyance not found), on the East by that Favors Rest Home, Inc. parcel (DB 563, PG 333), and on the South by that Favors Rest Home, Inc. parcel (DB 563, PG 334), and being more particularly described as follows:

COMMENCING at a nail lying near said Old Concord Road, said nail having NC state plane NAD83(2011) coordinates: N 688,835.278', E 1,561,671.642'; THENCE S 57°32'50" E 25.89' to a point in the centerline of said Old Concord Road, the POINT OF BEGINNING, BEGINNING at a point, said point also being in the apparent line of that Steven & Barbara Karriker parcel (DB 683, PG 786); THENCE leaving said Old Concord Road S 77°56'27" E 30.18' to a 1/2" iron pipe, a corner of that John & Tiffany Kwok parcel (DB 991, PG 777); THENCE S 77°56'27" E 123.80' to a 1/2" iron pipe, a corner of that William & Danene McKinney parcel (DB 723, PG 598); THENCE S 77°57'43" E 126.11' to a 1/2" iron pipe, a corner of that Terry Williams parcel (DB 1336, PG 326); THENCE S 77°58'28" E 89.87' to a 1/2" iron pipe, a corner of that Sonny Faucette, Et Al parcel (DB 835, PG 24); THENCE S 77°55'32" E 103.94' to a 1/2" iron pipe, a corner of that John Blackwell parcel (DB 1005, PG 668); THENCE S 77°57'17" E 182.99' to a 1/2" iron pipe, a corner of that Chadwick & Farrah Wood parcel (DB 1290, PG 102); THENCE S 77°57'32" E 166.96' to a 1/2" iron pipe, a corner of that Chadwick & Farrah Wood parcel (DB 1280, PG 43); THENCE with the line of said Wood parcel S 77°58'56" E 121.05' to a 1/2" iron pipe; THENCE S 77°56'54" E 122.99' to a 1/2" iron pipe, a corner of that Devenderjeet Singh Dange, Et Al parcel (DB 1376, PG 862); THENCE with the line of said Dange parcel S 77°57'01" E 133.96' to a 1/2" iron pipe; THENCE S 77°57'28" E 117.99' to a 1/2" iron pipe, a corner of that Dorothy Sims parcel (parcel 064C180); THENCE S 77°57'09" E 125.65' to a 5" X 5" stone in the line of said Favors Rest Home (DB 563, PG 333); THENCE S 29°44'45" W 659.90' to a 1/2" iron pipe in the line of said Favors Rest Home (DB 563, PG 334); THENCE N 79°31'18" W 1,131.67' to a 1/2" iron pipe, a corner of that Joshua & Danielle Canup parcel (DB 1312, PG 85); THENCE N 02°16'21" E 230.82' to a point near said Old Concord Road; THENCE with a curve to the right having an arc length of 76.79', a radius of 1,179.18', and a chord bearing and distance of S 10°41'04" W 76.78' to a point; THENCE with a compound curve to the right having an arc length of 153.3', a radius of 1,072.73', and a chord bearing and distance of S 18°33'37" W 153.20' to a point near said Old Concord Road, in the line of said Canup; THENCE N 79°31'18" W 30.51' to a point in the centerline of said Old Concord Road, also in the line of that Shirley Hoffman parcel (DB 1276, PG 247);

THENCE with the centerline of said Old Concord Road, the following seven (7) calls: 1) N 20°42'40" E 27.58' to a point, 2) N 20°42'40" E 43.88' to a point, 3) N 18°07'19" E 48.66' to a point, 4) N 14°27'26" E 52.02' to a point, 5) N 10°24'03" E 20.47' to a point, 6) N 10°24'03" E 28.02' to a point, 7) N 07°44'03" E 40.90' to a point; THENCE leaving said Old Concord Road, S 82°15'57" E 26.90' to a point; THENCE N 02°16'21" E 405.53' to the **POINT OF BEGINNING**,

CONTAINING 837,062 square feet, 19.217 acres of total area to be annexed into the City of Salisbury.

Section 3. Notice of said public hearing shall be published in the SALISBURY POST at least (10) days prior to the date of said public hearing."

Karen K. Alexander
Mayor

ATTEST:

Kelly Baker, City Clerk

Date: 7/22/2022



PETITION REQUESTING VOLUNTARY ANNEXATION
FOR Southgate (Parcel 064 003)

We the undersigned owners of real property respectfully request that the area described on the attached documents be annexed into the City of Salisbury. By signing this petition, we understand that the following conditions are the responsibility of the petitioners. Failure to meet the conditions may delay or invalidate the request:

1. The petition must be signed by all owners of real property in the area described and shall contain the address of each property owner.
2. The petition must include a metes and bounds description of the area to be annexed and a preliminary annexation boundary survey prepared by a Registered Land Surveyor. Two original mylars of the final annexation boundary survey shall be completed after consultation with the City.
3. If the area is not contiguous to the primary City limits, the petition shall include documentation that:
 - a) The nearest point of the described area is not more than three miles from the primary City limits.
 - b) No point on the described boundary is closer to another municipality than to the City of Salisbury.
 - c) No subdivision, as defined in GS 160A-376, will be fragmented by the proposed annexation.
4. Upon the effective date of annexation and thereafter, the described citizens and property shall be subject to municipal taxes and to all debts, laws, ordinances and regulations in force in the City of Salisbury and shall be entitled to the same privileges and benefits as other citizens and property in the City of Salisbury.

Property Identification (tax number or street address)	Printed Name (and title if business entity)	Signature	Owner's Address
TM <u>064</u> PCL <u>003</u>	Ridge Glenn, LLC		PO Box 5144 Mooresville, NC 28117
TM ___ PCL ___	_____	_____	_____
TM ___ PCL ___	_____	_____	_____
TM ___ PCL ___	_____	_____	_____
TM ___ PCL ___	_____	_____	_____

(Attach additional petition forms if needed)

Form Revised 2-08

Contact Person Eddie Moore, McAdams Co. Telephone Number 980.729.6079

For Office Use Only:

Total number of parcels 1 Number Signed 1 % Signed 100 Date Returned 7/29/22
Contiguous per GS 160A-31 or Non-contiguous "satellite" per GS 160A-58 _____
(check one)

CITY OF SALISBURY

P.O. BOX 479, SALISBURY, NORTH CAROLINA 28145-0479



McADAMS

The John R. McAdams Company, Inc.
3430 Toringdon Way
Suite 110
Charlotte, NC 28277

phone 704. 527. 0800

fax 919. 361. 2269

license number: C-0293

www.mcadamsco.com

glosson@mcadamsco.com

OWNER

RIDGE GLENN, LLC

OLD CONCORD ROAD
ANNEXATION PLAT
CONTIGUOUS
2010 OLD CONCORD ROAD
SALISBURY, ROWAN COUNTY, NORTH CAROLINA

REVISIONS

NO. DATE

PLAN INFORMATION

PROJECT NO. RYN-2021210757

FILENAME 2021210757-F1

CHECKED BY CCG

DRAWN BY CCG

SCALE 1"=100'

DATE 08.11.2022

SHEET

ANNEXATION
PLAT

1-1

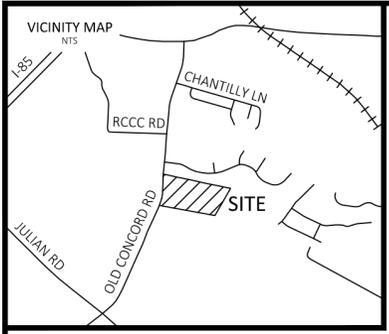
WRITTEN DESCRIPTION

BEING THAT CERTAIN AREA OF LAND LYING AND BEING SITUATE IN ROWAN COUNTY, NORTH CAROLINA, BOUNDED ON THE WEST BY OLD CONCORD ROAD (STATE ROAD 1002, RIGHT OF WAY CONVEYANCE NOT FOUND), ON THE EAST BY THAT FAVORS REST HOME, INC. PARCEL (DB 563, PG 333), AND ON THE SOUTH BY THAT FAVORS REST HOME, INC. PARCEL (DB 563, PG 334), AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A NAIL LYING NEAR SAID OLD CONCORD ROAD, SAID NAIL HAVING NC STATE PLANE NAD83(2011) COORDINATES: N 688,835.278', E 1,561,671.642'; THENCE S 57°32'50" E 25.89' TO A POINT IN THE CENTERLINE OF SAID OLD CONCORD ROAD, THE POINT OF BEGINNING, BEGINNING AT A POINT, SAID POINT ALSO BEING IN THE APPARENT LINE OF THAT STEVEN & BARBARA KARRIKER PARCEL (DB 683, PG 786); THENCE LEAVING SAID OLD CONCORD ROAD S 77°56'27" E 30.18' TO A 1/2" IRON PIPE, A CORNER OF THAT JOHN & TIFFANY KWOK PARCEL (DB 991, PG 777); THENCE S 77°56'27" E 123.80' TO A 1/2" IRON PIPE, A CORNER OF THAT WILLIAM & DANENE MCKINNEY PARCEL (DB 723, PG 598); THENCE S 77°57'43" E 126.11' TO A 1/2" IRON PIPE, A CORNER OF THAT TERRY WILLIAMS PARCEL (DB 1336, PG 326); THENCE S 77°58'28" E 89.87' TO A 1/2" IRON PIPE, A CORNER OF THAT SONNY MICHAEL FAUCETTE ET AL PARCEL (DB 835, PG 24); THENCE S 77°55'32" E 103.94' TO A 1/2" IRON PIPE, A CORNER OF THAT JOHN BLACKWELL PARCEL (DB 1005, PG 668); THENCE S 77°57'17" E 182.99' TO A 1/2" IRON PIPE, A CORNER OF THAT CHADWICK & FARRAH WOOD PARCEL (DB 1290, PG 102); THENCE S 77°57'32" E 166.96' TO A 1/2" IRON PIPE, A CORNER OF THAT CHADWICK & FARRAH WOOD PARCEL (DB 1280, PG 43); THENCE WITH THE LINE OF SAID WOOD PARCEL S 77°58'56" E 121.05' TO A 1/2" IRON PIPE; THENCE S 77°56'54" E 122.99' TO A 1/2" IRON PIPE, A CORNER OF THAT DEVENDERJEET SINGH DANGE, ET AL PARCEL (DB 1376, PG 862); THENCE WITH THE LINE OF SAID DANGE PARCEL S 77°57'01" E 133.96' TO A 1/2" IRON PIPE; THENCE S 77°57'28" E 117.99' TO A 1/2" IRON PIPE, A CORNER OF THAT DORTHY SIMS PARCEL (PARCEL 064C180); THENCE S 77°57'09" E 125.65' TO A 5" X 5" STONE IN THE LINE OF SAID FAVORS REST HOME (DB 563, PG 333); THENCE S 29°44'45" W 659.90' TO A 1/2" IRON PIPE IN THE LINE OF SAID FAVORS REST HOME (DB 563, PG 334); THENCE N 79°31'18" W 1,131.67' TO A 1/2" IRON PIPE, A CORNER OF THAT JOSHUA & DANIELLE N. CANUP PARCEL (DB 1312, PG 85); THENCE N 02°16'21" E 230.82' TO A POINT NEAR SAID OLD CONCORD ROAD; THENCE WITH A CURVE TO THE RIGHT HAVING AN ARC LENGTH OF 76.79', A RADIUS OF 1,179.18', AND A CHORD BEARING AND DISTANCE OF S 10°41'04" W 76.78' TO A POINT; THENCE WITH A COMPOUND CURVE TO THE RIGHT HAVING AN ARC LENGTH OF 153.3', A RADIUS OF 1,072.73', AND A CHORD BEARING AND DISTANCE OF S 18°33'37" W 153.20' TO A POINT NEAR SAID OLD CONCORD ROAD, IN THE LINE OF SAID CANUP; THENCE N 79°31'18" W 30.51' TO A POINT IN THE CENTERLINE OF SAID OLD CONCORD ROAD, ALSO IN THE LINE OF THAT SHIRLEY HOFFMAN PARCEL (DB 1276, PG 247); THENCE WITH THE CENTERLINE OF SAID OLD CONCORD ROAD, THE FOLLOWING SEVEN (7) CALLS: 1) N 20°42'40" E 27.58' TO A POINT, 2) N 20°42'40" E 43.88' TO A POINT, 3) N 18°07'19" E 48.66' TO A POINT, 4) N 14°27'26" E 52.02' TO A POINT, 5) N 10°24'03" E 20.47' TO A POINT, 6) N 10°24'03" E 28.02' TO A POINT, 7) N 07°44'03" E 40.90' TO A POINT; THENCE LEAVING SAID OLD CONCORD ROAD, S 82°15'57" E 26.90' TO A POINT; THENCE N 02°16'21" E 405.53' TO THE POINT OF BEGINNING, CONTAINING 837,062 SQUARE FEET, 19.217 ACRES OF TOTAL AREA TO BE ANNEXED INTO THE CITY OF SALISBURY.

GENERAL NOTES

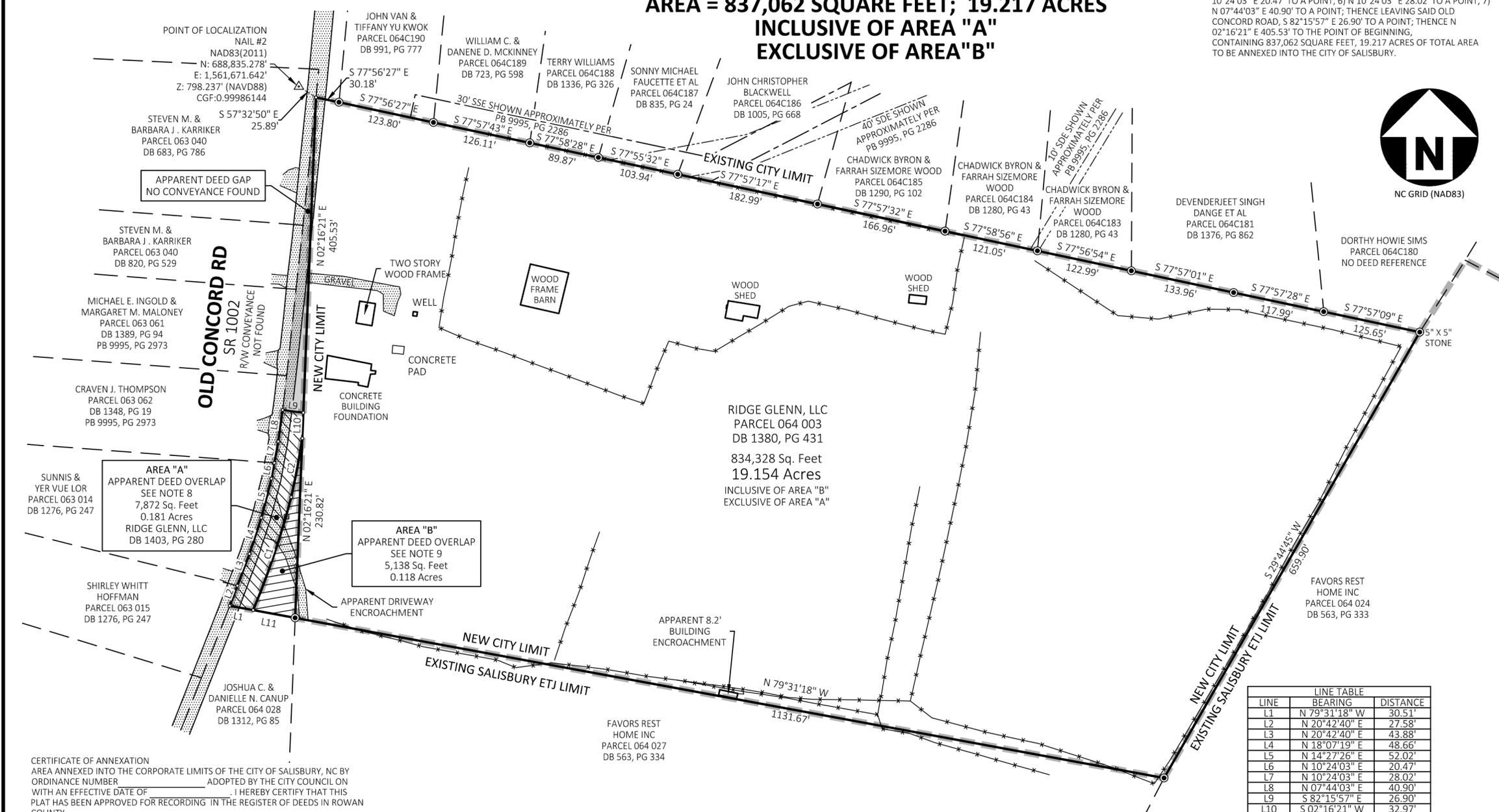
- 1.) THIS IS A SURVEY OF EXISTING PARCELS OF LAND. THIS IS A BOUNDARY SURVEY FOR THE PURPOSE OF ANNEXATION INTO THE CITY OF SALISBURY. SUBJECT AREA TO BE ANNEXED IS CONTIGUOUS WITH SALISBURY CITY LIMITS.
2.) BEARINGS ARE RELATIVE TO NC GRID NORTH NAD 83 (2011).
3.) ZONING: SALISBURY ETJ - ROWAN COUNTY AND RR - SALISBURY CITY AS PER ROWAN COUNTY GIS.
4.) FLOOD NOTE: THIS PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD ZONE. IT IS LOCATED IN ZONE "X" AS DEFINED BY FEMA F.I.R.M. MAP NO. 3710566800I, DATED 06/16/2009.
5.) REFERENCES: DB 1325, PG 572; DB 1336, PG 24; DB 1338, PG 553; DB 1380, PG 431
6.) ALL CORNERS ARE 1/2" PIPE UNLESS OTHERWISE NOTED.
7.) THERE IS NO NCGS MONUMENT WITHIN 2000' OF SITE.
8.) AREA "A": THE 0.181 ACRE AREA SHOWN HEREON IS AN APPARENT DEED OVERLAP BETWEEN RIDGE GLENN, LLC IN DB 1403, PG 280 AND JOSHUA C. & DANIELLE N. CANUP IN DB 1312, PG 85.
9.) AREA "B": THE 0.118 ACRE AREA SHOWN HEREON IS AN APPARENT DEED OVERLAP BETWEEN RIDGE GLENN, LLC IN DB 1380, PG 431 AND JOSHUA C. & DANIELLE N. CANUP IN DB 1312, PG 85.
10.) AS PER BRIAN BECRAFT, ATTORNEY: "COSTNER LAW OFFICE, PLLC, PERFORMED CHAIN OF TITLE RESEARCH FOR PARCEL 064 028 AND DETERMINED THAT THE RIGHTFUL OWNER OF THE LAND DEPICTED HEREON AS AREA "A" AND AREA "B" WAS LISA HEILIG HARLOW, TRUSTEE OF THE HARRY BROWN HEILIG, JR., TRUST AGREEMENT DATED JULY 8, 2009, BY VIRTUE OF THE DEED INTO HARRY B. HEILIG AND WIFE SADIE E. HEILIG RECORDED IN DEED BOOK 235, PAGE 175, DATED MARCH 20, 1937. SUBSEQUENTLY, LISA HEILIG HARLOW, TRUSTEE OF THE HARRY BROWN HEILIG, JR., TRUST AGREEMENT DATED JULY 8, 2009, CONVEYED AREA "A" TO RIDGE GLENN, LLC, A NORTH CAROLINA LIMITED LIABILITY COMPANY, BY DEED RECORDED IN DEED BOOK 1403, PAGE 280, DATED MAY 19, 2022. THE DEED OVERLAP RESULTED FROM THE CONVEYANCE IN DEED BOOK 1312, PAGE 85, DATED JULY 6, 2018, FROM STEPHEN R. RITCHIE AND WIFE EULA B. RITCHIE AND PAULA R. KADEL TO JOSHUA C. AND DANIELLE N. CANUP. AT THE TIME OF THE CONVEYANCE, THE GRANTORS DID NOT POSSESS A LEGAL INTEREST IN THE LAND DEPICTED HEREON AS AREA "A" AND AREA "B."
11.) ASSISTANT DISTRICT ENGINEER, ERIC GOLDSTON, AT NCDOT DISTRICT #1 STATED IN AN EMAIL CORRESPONDENCE THAT HE ASSUMES OLD CONCORD ROAD IS AN NCDOT MAINTAINED ROAD.

TOTAL ANNEXATION
AREA = 837,062 SQUARE FEET; 19.217 ACRES
INCLUSIVE OF AREA "A"
EXCLUSIVE OF AREA "B"



STATE OF NORTH CAROLINA
COUNTY OF ROWAN
I, REVIEW OFFICER OF ROWAN COUNTY
CERTIFY THAT THE MAP OR PLAT TO WHICH THIS
CERTIFICATION IS AFFIXED MEETS ALL STATUTORY
REQUIREMENTS FOR RECORDING.

REVIEW OFFICER DATE

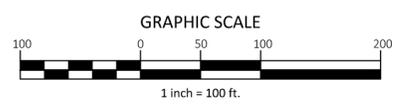


LINE TABLE

LINE	BEARING	DISTANCE
L1	N 79°31'18" W	30.51'
L2	N 20°42'40" E	27.58'
L3	N 20°42'40" E	43.88'
L4	N 18°07'19" E	48.66'
L5	N 14°27'26" E	52.02'
L6	N 10°24'03" E	20.47'
L7	N 10°24'03" E	28.02'
L8	N 07°44'03" E	40.90'
L9	S 82°15'57" E	26.90'
L10	S 02°16'21" W	32.97'
L11	N 79°31'18" W	54.76'

CURVE TABLE

CURVE	LENGTH	RADIUS	CHORD BEARING	CHORD
C1	153.33'	1072.73'	N 18°33'37" E	153.20'
C2	76.79'	1179.18'	N 10°41'04" E	76.78'



CERTIFICATE OF ANNEXATION
AREA ANNEXED INTO THE CORPORATE LIMITS OF THE CITY OF SALISBURY, NC BY
ORDINANCE NUMBER ADOPTED BY THE CITY COUNCIL ON
WITH AN EFFECTIVE DATE OF I HEREBY CERTIFY THAT THIS
PLAT HAS BEEN APPROVED FOR RECORDING IN THE REGISTER OF DEEDS IN ROWAN
COUNTY.

MAYOR DATE
I HEREBY CERTIFY THAT THIS PLAT IS OF THE FOLLOWING TYPE: G.S. 47-30
(f)(11)(c)(1). THIS SURVEY IS OF AN EXISTING PARCEL OR PARCELS OF LAND AND
DOES NOT CREATE A NEW STREET OR CHANGE AN EXISTING STREET.
CHRISTOPHER C. GLOSSON 8/11/22
CHRISTOPHER C. GLOSSON, PLS L-5415 DATE
glosson@mcadamsco.com



I, CHRISTOPHER C. GLOSSON, PLS, CERTIFY THAT THIS MAP WAS
DRAWN UNDER MY SUPERVISION AND THE FOLLOWING
INFORMATION WAS USED TO PERFORM THE SURVEY:

- (1) CLASS OF SURVEY: CLASS A
(2) POSITIONAL ACCURACY: < 0.100'
(3) TYPE OF GPS FIELD PROCEDURE: VRS
(4) DATE OF SURVEY: 02/08/2022
(5) DATUM/EPOCH: NAD 83(2011)
(6) PUBLISHED/FIXED-CONTROL USED: NCSA
(7) GEOID MODEL: GEOID12A
(8) COMBINED GRID FACTOR(S): 0.99986144
(9) UNITS: METERS CONVERTED TO US SURVEY FEET

LEGEND

- Found 1/2" Pipe (unless otherwise noted)
Concrete monument
Set property corner
Calculated corner
Point of localization
Fence line
Surveyed property line
Property line not surveyed
Annexation Limits

Salisbury City Council Agenda Item Request Form



Please Select Submission Category: Public Council Manager Staff

Requested Council Meeting Date: September 6, 2022

Name of Group(s) or Individual(s) Making Request: City of Salisbury, Engineering Department

Name of Presenter(s): N/A

Requested Agenda Item: Sufficiency of Annexation Petition – The Wilde Subdivision

Description of Requested Agenda Item:

The Engineering Department, on behalf of the City Clerk, has investigated the sufficiency of the petition received for the voluntary annexation of Tax Map 330 and Parcels 021 and 040 located on Statesville Rd. The petition contains a description of the proposed contiguous annexation area, as well as the signature of the sole property owner. It is, therefore, sufficient in accordance with NCGS 160A-31.

Attachments: Yes No

Fiscal Note: *(If fiscal note requires approval by finance department because item exceeds \$100,000 or is related to grant funds, please fill out signature blocks for finance at bottom of form and provide supporting documents)*

Fiscal impact is unknown at this time. This will be included in the next step of the process.

Action Requested of Council for Agenda Item: *(Please note if item includes an ordinance, resolution or petition)*

City Council to receive the Certificate of Sufficiency and adopt a Resolution setting the date of the public hearing for October 4th, 2022 for the voluntary annexation of The Wilde Tax Map 330 and Parcels 021 and 040.

Contact Information for Group or Individual:

Wendy Brindle, City Engineer
704-638-5201/wbrin@salisburync.gov

Consent Agenda (item requires no discussion and will be voted on by Council or removed from the consent agenda to the regular agenda)

Regular Agenda (item to be discussed and possibly voted on by Council)

FINANCE DEPARTMENT INFORMATION:

Finance
Manager Signature

Department Head Signature

Budget Manager Signature

****All agenda items must be submitted at least 7 days before the requested Council meeting date****

For Use in Clerk's Office Only

Approved

Declined

Reason:

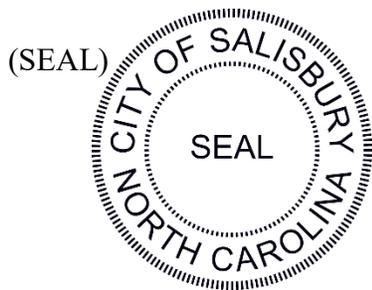


**CERTIFICATE OF SUFFICIENCY
FOR
THE WILDE SUBDIVISION (PARCELS 330 021 AND 330 040)**

To the City Council of the City of Salisbury, North Carolina:

I, Kelly K. Baker, City Clerk, do hereby certify that I have investigated the petition for The Wilde subdivision off of Statesville Boulevard, Parcels 330 021 and 330 040, attached hereto and have found as a fact that said petitions are signed by all owners of real property lying in the area described therein, in accordance with G. S. 160A-31.

In witness thereof, I have hereto set my hand and affixed the Seal of the City of Salisbury, this 20th day of July, 2022.



Kelly K. Baker
City Clerk

“RESOLUTION SETTING DATE OF PUBLIC HEARING ON QUESTION OF THE ANNEXATION OF THE WILDE SUBDIVISION, PARCELS 330 021 AND 330 040 PURSUANT TO G.S. 160A-31.

WHEREAS, petitions requesting the annexation of Parcels 330 021 and 330 040 at The Wilde Subdivision, as described herein have been received; and

WHEREAS, certification by the City Clerk as to the sufficiency of said petitions has been made;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Salisbury, North Carolina:

Section 1. The regularly scheduled October 4th, 2022 City Council meeting will be held in a hybrid format. The public is invited to attend virtually. Anyone who wishes to speak during the hearing regarding the proposed annexation must sign-up by 5:00 p.m. on Tuesday, October 4th, 2022 by contacting Kelly Baker at kbake@salisburync.gov or 704-638-5233.

Section 2. The areas proposed for annexation are described as follows:

PARCEL ID: 330 040

BEGINNING AT A 1” PIPE, COMMON CORNER BETWEEN CYNTHIA PROCTOR RUSSELL (DB 693 PG 33), ROBERT E SAFRIT & WIFE BETSY L BOGER SAFRIT (DB 897 PG 821) RONALD DEAN HUTCHINSON (DB 1131 PG 365) AND TIMOTHY WINDLE & WIFE TAMMY WINDLE (DB 1354 PG 505) SAID PIPE BEING LOCATED S 10°10’11” E A DISTANCE OF 1478.56’ FROM NGS MONUMENT “FA2678” THENCE RUNNING WITH TIMOTHY WINDLE & WIFE TAMMY WINDLE LINE THE FOLLOWING TWO CALLS 1) N 89°36’41” E A DISTANCE OF 319.92 TO A 1” IRON PIPE AND 2) N 89°37’21” E A DISTANCE OF 29.90’ TO AN IRON ROD THENCE WITH SHIRLIE WINDHAM SEALS LINE (DB 1275 PG 995) S 01°47’28” E A DISTANCE OF 298.14’ TO AN IRON ROD FOUND THENCE WITH HARLAN KEITH RESTAR LINE (DB 1143 PG 288) S 01°47’10” W A DISTANCE OF 224.51’ TO A #4 REBAR THENCE WITH THE CYNTHIA PROCTOR RUSSELL LINE (DB 602 PG 715) THE FOLLOWING TWO CALLS 1) S 01°01’51” E A DISTANCE OF 795.30’ TO A 1” PIPE INSIDE THE WESTERN NORTH CAROLINA RAILROAD 200’ RIGHT OF WAY AND 2) S 01°01’51” E A DISTANCE OF 106.24’ TO A POINT ON THE CENTERLINE OF SAID RAILROAD RIGHT OF WAY THENCE WITH THE CENTERLINE N 50°55’00” W 513.04’ TO A POINT THENCE WITH THE ROBERT E SAFRIT JR LINE (DB 897 PG 821) THE FOLLOWING 3 CALLS 1) N 02°45’32” E A DISTANCE OF 123.49’ TO A 1” PIPE ON THE AFOREMENTIONED RAILROAD RIGHT OF WAY 2) N 02°37’37” E A DISTANCE OF 519.24’ TO A #4 REBAR 3) N 04°04’50” E A DISTANCE OF 458.09’ TO THE POINT OF **BEGINNING**. CONTAINING 11.227 ACRES ±

PARCEL ID: 330 021

BEGINNING AT A #5 REBAR SET ON THE RIGHT OF WAY OF US HWY 70 (SR 2094) AND RUNS WITH SAID RIGHT OF WAY S 57°25’02” E A DISTANCE OF 332.04’ TO A #4 REBAR THENCE LEAVING SAID RIGHT OF WAY AND RUNNING WITH ROWAN WOODLAND APARTMENTS LLC LINE (DB 1349 PG 448) THE FOLLOWING 4 COURSES: 1) S 44°33’40” W A DISTANCE OF 337.06’ TO A #5 REBAR SET 2) S 20°47’40” W A DISTANCE OF 714.23’ TO A #5 REBAR SET 3) S 11°48’17” W A DISTANCE OF 938.31’ TO A ROD FOUND ON THE WESTERN NORTH CAROLINA RAILROAD RIGHT OF WAY 4) S 11°48’17” W A DISTANCE OF 113.08’ TO

A POINT ON THE CENTERLINE OF SAID RIGH OF WAY THENCE RUNNING THE CENTERLINE N 50°34'15" W A DISTANCE OF 693.61 FEET TO A POINT ON THE CENTERLINE OF SAID RAILROAD THENCE RUNNING WITH CYNTHIA PROCTOR RUSSELLS LINE (DB 693 PG 33) THE FOLLOWING 2 COURSES: 1) N 01°01'51" E A DISTANCE OF 106.24' TO A 1" PIPE FOUND 2) N 01°01'51" E A DISTANCE OF 796.30' TO A #4 REBAR FOUND THENCE WITH THE HARLAN KEITH RESTAR LINE (DB1143 PG 286) THE FOLLOWING 2 COURSES: 1) N 51°23'22" E 834.54' TO A 1" PIPE 2) N 32°50'03" E A DISTANCE OF 60.23' TO 1" PIPE FOUND THENCE RUNNING WITH BLAKE A STILLERS LINE (DB 1312 PG 93) THE FOLLOWING 2 COURSES: S 60°48'35" E A DISTANCE OF 95.40' TO A 1" PIPE 2) N 35°29'16" E A DISTANCE OF 304.62' TO THE POINT OF **BEGINNING**. CONTAINING 27.419 ACRES ±

Section 3. Notice of said public hearing shall be published in the SALISBURY POST at least (10) days prior to the date of said public hearing."

Karen K. Alexander
Mayor

ATTEST:

Kelly Baker, City Clerk

Date: 6/24/2022



PETITION REQUESTING VOLUNTARY ANNEXATION
FOR 330 021 - Statesville Blvd - The Wilde

We the undersigned owners of real property respectfully request that the area described on the attached documents be annexed into the City of Salisbury. By signing this petition, we understand that the following conditions are the responsibility of the petitioners. Failure to meet the conditions may delay or invalidate the request:

1. The petition must be signed by all owners of real property in the area described and shall contain the address of each property owner.
2. The petition must include a metes and bounds description of the area to be annexed and a preliminary annexation boundary survey prepared by a Registered Land Surveyor. Two original mylars of the final annexation boundary survey shall be completed after consultation with the City.
3. If the area is not contiguous to the primary City limits, the petition shall include documentation that:
 - a) The nearest point of the described area is not more than three miles from the primary City limits.
 - b) No point on the described boundary is closer to another municipality than to the City of Salisbury.
 - c) No subdivision, as defined in GS 160A-376, will be fragmented by the proposed annexation.
4. Upon the effective date of annexation and thereafter, the described citizens and property shall be subject to municipal taxes and to all debts, laws, ordinances and regulations in force in the City of Salisbury and shall be entitled to the same privileges and benefits as other citizens and property in the City of Salisbury.

Property Identification (tax number or street address)	Printed Name (and title if business entity)	Signature	Owner's Address
TM <u>330</u> PCL <u>021</u>	Cynthia Proctor Russell		785 BRIGGS RD SALISBURY, NC 28147-9539
TM _____ PCL _____	_____	_____	_____
TM _____ PCL _____	_____	_____	_____
TM _____ PCL _____	_____	_____	_____
TM _____ PCL _____	_____	_____	_____

(Attach additional petition forms if needed)

Form Revised 2-08

Contact Person Bridget McClellan Telephone Number (704) 649-6601

For Office Use Only:

Total number of parcels 1 Number Signed _____ % Signed _____ Date Returned _____
Contiguous per GS 160A-31 X or Non-contiguous "satellite" per GS 160A-58 _____ (check one)

Salisbury City Council Agenda Item Request Form



Please Select Submission Category: Public Council Manager Staff

Requested Council Meeting Date: September 6, 2022

Name of Group(s) or Individual(s) Making Request: Rowan EDC

Name of Presenter(s): Scott Shelton

Requested Agenda Item: Public Hearing Request for 'Project Finishing'

Description of Requested Agenda Item: The Rowan EDC requests that City Council schedule a public hearing for September 20th to consider an incentive request from 'Project Finishing.'

Attachments: Yes No

Fiscal Note: (If fiscal note requires approval by finance department because item exceeds \$100,000 or is related to grant funds, please fill out signature blocks for finance at bottom of form and provide supporting documents)

Action Requested of Council for Agenda Item: Vote to schedule a public hearing for September 20th

Contact Information for Group or Individual: Scott Shelton (704.637.5526 / scott@rowanedc.com)

Consent Agenda (item requires no discussion and will be voted on by Council or removed from the consent agenda to the regular agenda)

Regular Agenda (item to be discussed and possibly voted on by Council)

FINANCE DEPARTMENT INFORMATION:

Finance Manager Signature

Department Head Signature

Budget Manager Signature

*****All agenda items must be submitted at least 7 days before the requested Council meeting date*****

For Use in Clerk's Office Only

Approved

Delayed

Declined

Reason:



Be an original.

Date: August 24, 2022
To: Karen Alexander, Mayor
Cc: Jim Green, City Manager
Kelly Baker, City Clerk
From: Scott Shelton, Vice President
Re: *Request for public hearing to consider incentive for 'Project Finishing'*

Dear Mayor Alexander and Council Members,

I respectfully request that the City Council schedule a public hearing for September 20th to consider an incentive request from 'Project Finishing.' The company behind 'Project Finishing' is considering Salisbury for a new manufacturing facility and would create 29 well-paying jobs over the next three years.

The company proposes to acquire and renovate a vacant facility in Salisbury as part of this project. While these numbers are preliminary, the company estimates that it will invest approximately \$6.85 million in building renovations and new equipment.

The company is seeking a Level 1 Incentive Grant for the percentage and duration outlined in the City's adopted incentive policy.

The company is also pursuing a \$150,000 Rural Building Reuse Grant from the State of North Carolina to aid in these renovations, as well as a \$50,000 grant from the State's One NC Fund. If approved, these grants would be awarded to the City of Salisbury who would then disburse funds to the company if it meets the job creation requirements. The required local match for these grants can be satisfied through the awarding of a Level 1 Grant to the company.

The Rowan EDC also recommends that the City hire a professional grant administrator to oversee the Building Reuse Grant. We estimate the fee for grant administration to be no more than \$6,000.

I look forward to providing you more information regarding this request in the coming days. Please do not hesitate to contact me with any questions you may have and thank you for considering this matter.

Yours truly,

Scott Shelton
Vice President

Salisbury City Council Agenda Item Request Form



Please Select Submission Category: Public Council Manager Staff

Requested Council Meeting Date: September 6, 2022

Name of Group(s) or Individual(s) Making Request: Engineering Department

Name of Presenter(s): Wendy Brindle, City Engineer

Requested Agenda Item: Resolution of Support for an application to the Cabarrus-Rowan Metropolitan Planning Organization for STBGP-DA funds for the Downtown Salisbury Main Street Improvement Project

Description of Requested Agenda Item:

On March 16, 2021, City Council adopted the Downtown Main Street Plan to improve the safety, mobility and appearance of a 17-block section of the corridor. Phase one transitional striping was completed in conjunction with NCDOT's resurfacing in 2021, and staff are in the process of soliciting for and selecting a consultant for construction level design plans for the second phase. Funding of \$650,000 has been approved for the design, but no funds have been identified for construction.

The Cabarrus-Rowan Metropolitan Planning Organization (CRMPO) has funding available on a competitive basis for projects that meet eligibility criteria. The application is due September 2, 2022, and must be accompanied by a Resolution of Support from the governing board. The Engineering Department has prepared an application requesting federal funds through the STBG-DA grant, with a 20% local match, for construction of improvements within a six-block section of Main Street, from Kerr Street to Horah Street. Improvements will include upgrading sidewalks with new lighting, trees and updated infrastructure to create an attractive and vibrant atmosphere, sustainability and economic resiliency. The attached Resolution is in support of this application.

Attachments: Yes No

Fiscal Note: *(If fiscal note requires approval by finance department because item exceeds \$100,000 or is related to grant funds, please fill out signature blocks for finance at bottom of form and provide supporting documents)*

Action Requested of Council for Agenda Item: *(Please note if item includes an ordinance, resolution or petition)*

City Council to adopt of a Resolution of Support for an application to the Cabarrus-Rowan Metropolitan Planning Organization for STBGP-DA funds, with a 20% City match, for construction funds for a six-block section of Downtown Salisbury Main Street Improvements

Contact Information for Group or Individual: Wendy Brindle, City Engineer
wbrin@salisburync.gov
704-638-5201

Consent Agenda (item requires no discussion and will be voted on by Council or removed from the consent agenda to the regular agenda)

Regular Agenda (item to be discussed and possibly voted on by Council)

FINANCE DEPARTMENT INFORMATION:

Finance Manager Signature

Department Head Signature

Budget Manager Signature

******All agenda items must be submitted at least 7 days before the requested Council meeting date******

For Use in Clerk's Office Only

Approved

Declined

Reason:



**RESOLUTION SUPPORTING
DOWNTOWN SALISBURY MAIN STREET PROJECT**

WHEREAS, on December 4, 2015, the President signed the Fixing America's Surface Transportation (FAST) Act into law. The FAST Act changed the Surface Transportation Program (STP) name to the Surface Transportation Block Grant Program (STBGP) and amended the provisions contained in 23 USC 133, and from the STBGP funds apportioned to each state for the state's entire Federal-aid system, a portion of the FAST Act allocates STBGP funds directly to any Metropolitan Planning Organization (MPO) that is designated as a Transportation Management Area (TMA); and

WHEREAS, as a TMA, the Cabarrus-Rowan Metropolitan Planning Organization (CRMPO) receives a direct allocation of STBGP funding annually, which is referred to as Surface Transportation Block Grant Program Direct Attributable (STBGP-DA) funds; and

WHEREAS, the CRMPO has an adopted competitive process to determine which projects are funded; and

WHEREAS, the City of Salisbury is requesting funds for the next phase of streetscape and infrastructure enhancements on Main Street; and

WHEREAS, the City of Salisbury adopted a concept plan for 17 blocks of Main Street and are in the process of developing engineered design plans and specifications; and

WHEREAS, the requested funding will provide build-out of six blocks in the core downtown to improve safety, attract tourism and economic development, update infrastructure and retain small businesses; and

WHEREAS, the City of Salisbury will have invested about \$1 million in staff time and funds in the Downtown Main Street Project to implement Phase 1 and have the next phase ready for construction, and is committed to providing a 20% match to the awarded grant funds;

NOW THEREFORE, the City of Salisbury City Council supports the STBGP-DA application to construct the Downtown Salisbury Main Street improvements along Main Street (US 29) for a six-block section, between Kerr Street and Horah Street.

This the 6th day of September, 2022

Karen K. Alexander, Mayor

Kelly K. Baker, City Clerk

Salisbury City Council Agenda Item Request Form



Please Select Submission Category: Public Council Manager Staff

Requested Council Meeting Date: September 6, 2022

Name of Group(s) or Individual(s) Making Request: Administration

Name of Presenter(s):

Requested Agenda Item: Fire Station 3 Architecture Contract Amendment

Description of Requested Agenda Item: At its August 16, 2022 meeting, City Council received an update on Fire Station 3. By consensus, City Council agreed that construction of Station 3 was a priority and gave the City Manager the authorization to continuing pursuing construction as planned and presented. Based on that direction and to avoid any delay in completing the Construction Plans, the City Manager executed a contract amendment to the City's contract with Ramsay Burgin Smith Architects to complete Construction Plans.

Attachments: Yes X Copy of Contract No

Fiscal Note: *(If fiscal note requires approval by finance department because item exceeds \$100,000 or is related to grant funds, please fill out signature blocks for finance at bottom of form and provide supporting documents)*

Action Requested of Council for Agenda Item: *(Please note if item includes an ordinance, resolution or petition)*

City Council to ratify a contract with Ramsey Burgin Smith Architects in the amount of \$243,198.00 for completion of Construction Plans for new Fire Station 3.

Contact Information for Group or Individual: Fire Chief Parnell

X Consent Agenda (item requires no discussion and will be voted on by Council or removed from the consent agenda to the regular agenda)

Regular Agenda (item to be discussed and possibly voted on by Council)

FINANCE DEPARTMENT INFORMATION:

Finance Manager Signature

Department Head Signature

Budget Manager Signature

All agenda items must be submitted at least 7 days before the requested Council meeting date

For Use in Clerk's Office Only

Approved

Delayed

Declined

Reason:

RAMSAY BURGIN SMITH ARCHITECTS, INC.

225 North Main Street, Suite 501 Salisbury, NC 28144 704.633.3121 rbsarch.com



20 July 2022

CONTRACT AMENDMENT

RAMSAY BURGIN SMITH ARCHITECTS, INC. offers the following as it relates to a firm price (fixed fee) to revise and complete Architectural & Engineering Bid Ready Documents for Fire Station #3. We present this change as a contract amendment to our 2017 contract - AIA Document B101-2007 for the following project:

**City of Salisbury Fire Station #3 Replacement
Mahaley Ave. Salisbury, NC 28144**

Project "detailed description" revised:

Project consists of construction of a 18,135 sf Fire Station with 1,262 sf Storage Mezzanine and 1,100 sf Equipment Platform - located on approximately 1.75 acres in the 100 Block of Mahaley Avenue. The new facility is scheduled to include an Antique Truck Bay with adjacent interactive learning center fronting Mahaley Avenue. Administrative offices will be located forward in the facility along with a Conference Room and Work/File Room. Staff Areas will include a large eat-in Kitchen, TV-Lounge Area, Fitness Room, Storage Room, Laundry and 10 Beds with adjacent 2 Captain's Offices and 6 individual toilet/shower rooms with Lockers located in adjacent hallway. The facility will include 3 Truck Bays with Administrative Bay side to include Turn Out Gear, Decon Area and Gear Washer/Dryer and opposite Bay side to include space for Police Sub-Station Office, Toilet, flexible area for possible E.O.C. set up and SCUBA/Shop Room and Hose Area. An open stair will offer easy access to a Storage only Mezzanine with CMU/block guardrails. Two wall mounted ladders offer access to a Mechanical Equipment Platform also with CMU/block guardrails. The location of the project required demolition of two houses - completed by the City. The project required rezoning by the City of Salisbury - completed by RBSA. The rezoning design package included a site plan indicating all service utilities and BMP Storm Water Management (including Bunker Property), floor plan and elevations. Given the rezoning was completed with the 2017 documents, changes to the Site Plan or the Building Elevations will not be allowed. Changes would require going back through the CD Rezoning process and are not part of this contract amendment for architect services.

ARTICLE 1.2 Anticipated Construction & Substantially Complete Dates - to be determined.

All Floor Plan revisions to be complete by 16 August 2022 in order to have Construction Documents complete (ready to begin agency review submittals) on or before November 7th, 2022 - to meet City of Salisbury LDO requirement and remain vested under common law vesting.

ARTICLE 11 COMPENSATION – Amended as follows:

11.1	Fees Paid	\$141,745.00 (credit available from previous Schematic/DD payments)
	Bid Ready Set	\$243,198.00
	Bidding	\$25,663.00
	<u>Construction Admin</u>	<u>\$102,652.00</u>
	Total Fixed Fee	\$513,258.00

11.2 and 11.3 and 11.7 For Additional Services or adjustments to the Scope of Work – Hourly, See Attachment – Office Standard Rate Sheet, Dated January 2021.

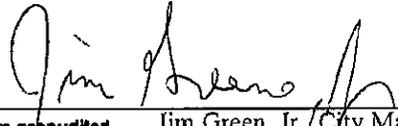
If you have any questions, please let us know. If this amendment is acceptable, please return a signed copy as our authorization to continue work. And thank you for the opportunity!

Sincerely,

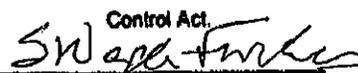
RAMSAY BURGIN SMITH ARCHITECTS, INC.

Approval of AIA B101 Contract Amendment


Diane J. Gibbs, AIA LEED AP
Principal


This instrument has been preaudited
in the manner required by the Local
Government Budget and Fiscal
Control Act.

Jim Green, Jr. / City Manager
City of Salisbury, NC



Salisbury City Council Agenda Item Request Form



Please Select Submission Category: Public Council Manager Staff

Requested Council Meeting Date: September 6, 2022

Name of Group(s) or Individual(s) Making Request: Community Planning Services

Name of Presenter(s): Teresa Barringer, Development Services Manager

Requested Agenda Item: Council to consider authorizing the City Manager to enter into a contract with Tyler Technologies for the implementation of Enterprise Permitting and Licensing Software (“Energov”), in an amount not to exceed \$295,762.

Description of Requested Agenda Item: In an effort to provide consistent and seamless services, and improve the ability to track and monitor plan review and permitting, Development Services and Code Services will work with Tyler Technologies to overhaul existing code enforcement and plan/permit review software. This new software, which is also used by Rowan County Planning and Inspections departments, will allow integration with GIS, online plan review and comments, and better ability to track and report on development trends. Implementation is expected to take the remainder of the FY22-23 fiscal year with a goal to go live July 1, 2023.

Attachments: Yes No

Fiscal Note: *(If fiscal note requires approval by finance department because item exceeds \$100,000 or is related to grant funds, please fill out signature blocks for finance at bottom of form and provide supporting documents)*

During the budget process, City Council authorized spending \$300,000 of ARPA money on enterprise permitting software – Energov.

Action Requested of Council for Agenda Item: Authorize the City Manager to enter into a contract not to exceed \$295,762 with Tyler Technologies for the implementation of Enterprise Permitting and Licensing Software.

Contact Information for Group or Individual:

Teresa Barringer, Development Services Manager, tbarr@salisburync.gov or 704-638-5210

Jennifer Curlee, Development and Code Services Technician, jennifer.curlee@salisburync.gov or 704-638-5207

Consent Agenda (item requires no discussion and will be voted on by Council or removed from the consent agenda to the regular agenda)

Regular Agenda (item to be discussed and possibly voted on by Council)

FINANCE DEPARTMENT INFORMATION:

Salisbury City Council Agenda Item Request Form



M. O'Donoghue

Finance Manager Signature

S. Wade Funches

Department Head Signature

Budget Manager Signature

******All agenda items must be submitted at least 7 days before the requested Council meeting date******

For Use in Clerk's Office Only

Approved

Delayed

Declined

Reason:



Quoted By: Stanley John
 Quote Expiration: 09/27/22
 Quote Name: City of Salisbury - Comm Dev On-Prem
 Quote Description: City of Salisbury - Comm Dev On-Prem

Sales Quotation For:

Dale Waters
 City of Salisbury
 132 N Main St
 Salisbury NC 28144-4336
 Phone: +1 (704) 638-5270

Tyler Software and Related Services

Description	Qty	License	Hours	Module Total	Year One Maintenance
Civic Services					
Civic Access - Community Development	1	\$ 17,096	24	\$ 17,096	\$ 3,419
Community Development Suite	20	\$ 60,000	368	\$ 60,000	\$ 12,000
e-Reviews	1	\$ 24,181	86	\$ 24,181	\$ 4,836
Enterprise Permitting & Licensing Core Foundation Bundle	1	\$ 4,500	16	\$ 4,500	\$ 900
Workforce Mobile	1	\$ 1,000	16	\$ 1,000	\$ 200
Enterprise Asset Management					
GIS	20	\$ 10,000	8	\$ 10,000	\$ 2,000
TOTAL		\$ 116,777	518	\$ 116,777	\$ 23,355

Tyler Annual and Related Services

Description	QTY	Imp. Hours	Annual Fee
Civic Services			

Decision Engine	1	8	\$ 8,700
Data Insights			
Enterprise Permitting & Licensing Advanced Automation Bundle	1	16	\$ 5,030
TOTAL:		24	\$ 13,730

Professional Services

Description	Quantity	Unit Price	Extended Price	Maintenance
Enterprise Permitting & Licensing Custom Report Development (3 pack)	1	\$ 9,000	\$ 9,000	\$ 0
Project Management	68	\$ 185	\$ 12,580	\$ 0
Conversions			\$ 16,450	\$ 0
Onsite Implementation	144	\$ 210	\$ 30,240	\$ 0
Remote Implementation	398	\$ 185	\$ 73,630	\$ 0
TOTAL			\$ 141,900	\$ 0

Summary	One Time Fees	Recurring Fees
Total Tyler Software	\$ 116,777	\$ 23,355
Total Annual	\$ 0	\$ 13,730
Total Tyler Services	\$ 141,900	\$ 0
Total Third-Party Hardware, Software, Services	\$ 0	\$ 0
Summary Total	\$ 258,677	\$ 37,085

Unless otherwise indicated in the contract or amendment thereto, pricing for optional items will be held for six (6) months from the Quote date or the Effective Date of the Contract, whichever is later.

Customer Approval: _____ Date: _____

Print Name: _____ P.O.#: _____

All Primary values quoted in US Dollars

Detailed Breakdown of Conversions (Included in Summary Total)

Description	Qty	Unit Price	Unit Discount	Extended Price
Conversions				
Community Development	1	\$ 16,450	\$ 0	\$ 16,450
TOTAL				\$ 16,450

Optional Tyler Software and Related Services

Description	Qty	License	Hours	Module Total	Year One Maintenance
Civic Services					
Report Toolkit	1	\$ 4,723	0	\$ 4,723	\$ 945
TOTAL		\$ 4,723	0	\$ 4,723	\$ 945

Comments

Client agrees that items in this sales quotation are, upon Client's signature or approval of same, hereby added to the existing agreement ("Agreement") between the parties and subject to its terms. Additionally, payment for said items, as applicable but subject to any listed assumptions herein, shall conform to the following terms:

- License fees for Tyler and third party software are invoiced upon the earlier of (i) deliver of the license key or (ii) when Tyler makes such software available for download by the Client;
- Fees for hardware are invoiced upon delivery;
- Fees for year one of hardware maintenance are invoiced upon delivery of the hardware;
- Annual Maintenance and Support fees, SaaS fees, Hosting fees, and Subscription fees are first payable when Tyler makes the software available for download by the Client (for Maintenance) or on the first day of the month following the date this quotation was signed (for SaaS, Hosting, and Subscription), and any such fees are prorated to align with the applicable term under the Agreement, with renewals invoiced annually thereafter in accord with the Agreement.
- Fees for services included in this sales quotation shall be invoiced as indicated below.
 - Implementation and other professional services fees shall be invoiced as delivered.
 - Fixed-fee Business Process Consulting services shall be invoiced 50% upon delivery of the Best Practice Recommendations, by module, and 50% upon delivery of custom desktop procedures, by module.
 - Fixed-fee conversions are invoiced 50% upon initial delivery of the converted data, by conversion option, and 50% upon Client acceptance to load the converted data into Live/Production environment, by conversion option. Where conversions are quoted as estimated, Tyler will invoice Client the actual services delivered on a time and materials basis.
 - Except as otherwise provided, other fixed price services are invoiced upon complete delivery of the service. For the avoidance of doubt, where "Project Planning Services" are provided, payment shall be invoiced upon delivery of the Implementation Planning document. Dedicated Project Management services, if any, will be invoiced monthly in arrears, beginning on the first day of the month immediately following initiation of project planning.
 - If Client has purchased any change management services, those services will be invoiced in accordance with the Agreement.
 - Notwithstanding anything to the contrary stated above, the following payment terms shall apply to services fees specifically for migrations: Tyler will invoice Client 50% of any Migration Fees listed above upon Client approval of the product suite migration schedule. The remaining 50%, by line item, will be billed upon the go-live of the applicable product suite. Tyler will invoice Client for any Project Management Fees listed above upon the go-live of the first product suite. Unless otherwise indicated on this Sales quotation, annual services will be invoiced in advance, for annual terms commencing on the date this sales quotation is signed by the Client. If listed annual service(s) is an addition to the same service presently existing under the Agreement, the first term of the added annual service will be prorated to expire coterminous with the existing annual term for the service, with renewals to occur as indicated in the Agreement.
- Expenses associated with onsite services are invoiced as incurred.

Tyler's quote contains estimates of the amount of services needed, based on our preliminary understanding of the scope, level of engagement, and timeline as defined in the Statement of Work (SOW) for your project. The actual amount of services required may vary, based on these factors.

Tyler's pricing is based on the scope of proposed products and services contracted from Tyler. Should portions of the scope of products or services be altered by the Client, Tyler reserves the right to adjust prices for the remaining scope accordingly.

Unless otherwise noted, prices submitted in the quote do not include travel expenses incurred in accordance with Tyler's then-current Business Travel Policy.

Tyler's prices do not include applicable local, city or federal sales, use excise, personal property or other similar taxes or duties, which you are responsible for determining and remitting. Installations are completed remotely but can be done onsite upon request at an additional cost.

In the event Client cancels services less than two (2) weeks in advance, Client is liable to Tyler for (i) all non-refundable expenses incurred by Tyler on Client's behalf; and (ii) daily fees associated with the cancelled services if Tyler is unable to re-assign its personnel.

The Implementation Hours included in this quote assume a work split effort of 70% Client and 30% Tyler.

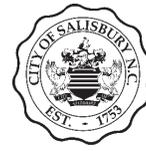
Implementation Hours are scheduled and delivered in four (4) or eight (8) hour increments.

Tyler provides onsite training for a maximum of 12 people per class. In the event that more than 12 users wish to participate in a training class or more than one occurrence of a class is needed, Tyler will either provide additional days at then-current rates for training or Tyler will utilize a Train-the-Trainer approach whereby the client designated attendees of the initial training can thereafter train the remaining users.

EnerGov Community Development: Tyler leads and owns the "Assess and Define" and "Configuration" 4 unique business transactions, 4 template business transactions, 2 geo-rules and 2 automation events. Configuration elements beyond this will be owned by the client.

Standard Project Management responsibilities include project plan creation, initial stakeholder presentation, bi-weekly status calls, updating of project plan task statuses, and go-live planning activities.

Salisbury City Council Agenda Item Request Form



Please Select Submission Category: Public Council Manager Staff

Requested Council Meeting Date: September 6, 2022

Name of Group(s) or Individual(s) Making Request: City of Salisbury, Engineering Department

Name of Presenter(s): Wendy Brindle, City Engineer

Requested Agenda Item: Voluntary Annexation – 770 Earnhardt Road

Description of Requested Agenda Item:

A public hearing concerning the voluntary annexation for 63.108 acres, located at 770 Earnhardt Rd, and identified as Tax Map 058 Parcel 089, was scheduled for September 6th, 2022. The hearing has been properly advertised, and staff finds the request to meet the standards of NCGS 160A-31. Therefore, after the public hearing, City Council will consider adopting an Ordinance for the annexation of 63.108 acres at 770 Earnhardt Rd, identified as parcel 058 089 effective September th, 2022.

Attachments: Yes No

Fiscal Note: *(If fiscal note requires approval by finance department because item exceeds \$100,000 or is related to grant funds, please fill out signature blocks for finance at bottom of form and provide supporting documents)*

The current tax value of the property is \$695,753. The current development plan is for a subdivision of single family homes. The value of those improvements are \$60,000,000. with future expected annual tax revenue of \$436,767. The City will incur additional costs for police and fire protection, which is indeterminable.

Action Requested of Council for Agenda Item: *(Please note if item includes an ordinance, resolution or petition)*

City Council to hold a public hearing and consider adoption of an Ordinance to annex 63.108 acres located at 770 Earnhardt Road and identified on Tax Map 058 as Parcel 089, per NCGS 160A-31 effective September 6th, 2022.

Contact Information for Group or Individual:

Wendy Brindle, City Engineer 704-638-5201/wbrin@salisburync.gov

Consent Agenda (item requires no discussion and will be voted on by Council or removed from the consent agenda to the regular agenda)

Regular Agenda (item to be discussed and possibly voted on by Council)

FINANCE DEPARTMENT INFORMATION:

S. Wade Funches

Finance Director Signature

Wendy Brindle

Department Head Signature

M. O'Donoghue

Budget Manager Signature

******All agenda items must be submitted at least 7 days before the requested Council meeting date******

For Use in Clerk's Office Only

Approved

Declined

Reason:

“AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF SALISBURY, NORTH CAROLINA, TO INCLUDE 63.108 ACRES LOCATED AT 770 EARNHARDT RD, TAX MAP 058 PARCEL 089.

WHEREAS, the City Council of Salisbury has been petitioned under G.S. 160A-31 to annex the area described herein, and the City Clerk has certified the sufficiency of said petition; and

WHEREAS, a public hearing on the question of this annexation was held by City Council on September 6th, 2022 at 6:00 p.m. after due notice by publication on August 23rd, 2022 in the Salisbury Post; and

WHEREAS, the City Council of Salisbury does find as a fact that said petition meets the requirements of G.S. 160A-31; and

WHEREAS, the City Council of Salisbury further finds that the petition has been signed by all the owners of real property in the area who are required by law to sign; and

WHEREAS, the City Council of Salisbury further finds that the petition is otherwise valid, and that the public health, safety and welfare of the City of Salisbury and of the area proposed for annexation will be best served by annexing the area described;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Salisbury, North Carolina:

Section 1. By virtue of the authority granted by G.S. 160A-31, the following described territory, and also shown on the attached annexation plat, is hereby annexed and made part of the City of Salisbury as of the 6th day of September 2022. The survey plat that describes the annexed territory is that certain survey plat entitled Proposed Contiguous Annexation into the City of Salisbury, NC located at 770 Earnhardt Road dated November 23rd, 2021, and recorded in Book of Maps _____ Page _____, Rowan County Register of Deeds:

Point of beginning: A nail found in the centerline line of Earnhardt Road, whose Northing is 693293.87 and whose Easting is 1573322.36. Said nail found being a common comer of the Alexander Helen Eakins Heirs property as recorded in Deed Book 347 at Page 471 and Deed Book 368 at Page 255, and the Gregory Scott Alexander property as recorded in Deed Book 1189 at Page 822, also being a point in the line of the Cynthia B. Ledford and Billy G. Ledford property as recorded in Deed Book 1358 at Page 554. Thence running with the center line of Earnhardt Road and the common line of the Gregory Scott Alexander property; Thence running with the line of the Gregory Scott Alexander property the following six (6) calls:

- 1) Thence N 75-28-09 W a distance of 44.86' to a pipe found;
- 2) Thence N 75-28-04 W a distance of 338.72' to a pipe found;
- 3) Thence N 22-26-17 E a distance of 35.28' to a point;
- 4) Thence N 22-26-17 E a distance of 253.00' to a pipe found;
- 5) Thence N 11-42-30 W a distance of 279.74' to a pipe found;
- 6) Thence N 66-08-13 W a distance of 470.11' to a pipe found and being the common comer with the B & C Land Farming, LLC property as recorded in Deed Book 1263 at Page 810; Thence running with the line of the B & C Land Farming, LLC property, N 04-22-54 E a distance of 506.30' to an iron found, being a common comer with the Corbin Hills Golf Club, Inc. property as recorded in Deed Book 1130 at Page 647; Thence running with the line of the Corbin Hills Golf Club, Inc. property, N 02-26-44 E a distance of 323.82 to a pipe found and continuing N 44-18-41 W, passing a pipe found at 514.10', a total distance

of 550.77' to a point in the center of Crane Creek; Thence running with the center line of Crane Creek the following twenty-three (23) calls:

- 1) Thence N 80-40-51 E a distance of 18.67' to a point;
- 2) Thence N 71-41-53 E a distance of 66.57' to a point;
- 3) Thence N 65-12-43 E a distance of 142.04' to a point;
- 4) Thence S 87-05-15 E a distance of 85.09' to a point;
- 5) Thence N 26-12-46 E a distance of 53.69' to a point;
- 6) Thence N 20-50-52 E a distance of 163.10' to a point;
- 7) Thence N 02-54-06 W a distance of 44.30' to a point;
- 8) Thence N 24-09-48 W a distance of 68.74' to a point;
- 9) Thence N 51-33-44 W a distance of 74.63' to a point;
- 10) Thence N 65-30-46 W a distance of 48.93' to a point;
- 11) Thence N 26-16-03 W a distance of 87.43' to a point;
- 12) Thence N 12-59-54 W a distance of 74.51' to a point;
- 13) Thence N 18-31-18 E a distance of 36.17' to a point;
- 14) Thence N 57-53-07 E a distance of 61.19' to a point;
- 15) Thence N 16-16-52 E a distance of 124.74' to a point;
- 16) Thence N 21-09-22 E a distance of 95.59' to a point;
- 17) Thence N 40-53-12 E a distance of 98.18' to a point;
- 18) Thence N 56-31-05 E a distance of 105.30' to a point;
- 19) Thence N 88-54-13 E a distance of 99.30' to a point;
- 20) Thence N 75-55-24 E a distance of 52.64' to a point;
- 21) Thence N 44-42-44 E a distance of 127.86' to a point;
- 22) Thence N 70-09-10 E a distance of 181.40' to a point;
- 23) Thence N 07-45-36 W a distance of 74.18' to a point, being a common corner with the Joshua M. Pressley & Miranda S. Pressley property as recorded in Deed Book 1309 at Page 462; Thence continuing with the center line of Crane Creek and running with the line of the Joshua M. Pressley & Miranda S. Pressley property, N 32-33-47 E a distance of 18.15' to a point; Said point being a common corner with the Kerns Family Associates, LTD Partnership as recorded in Deed Book 832 at Page 859; Thence running with the line of the Kerns Family Associates LTD Partnership, S 85-12-22 E a distance of 492.36' to a pipe found; Said pipe found being a common corner of the John David Dalton & Denise Whitaker Dalton property as recorded in Deed Book 1172 at Page 208; Thence running with the line of the John David Dalton & Denise Whitaker Dalton property, S 01-47-38 W a distance of 2291.88' to a rebar found, the Northern corner of the Alexander Helen Eakins Heirs property as recorded in Book of Plats 9995 Page 10029; Thence with Plat 10029 the following two (2) calls:
 - 1) Thence S 43-33-44 W a distance of 390.15 to an iron pipe found;
 - 2) Thence S 12-50-12 E a distance of 665.40' to a nail found in the center of Earnhardt Road; Thence with the center of Earnhardt Road S 61-55-26 W a distance of 115.25' to a nail found, the POINT and PLACE of BEGINNING

Said described parcel contains 2,748,964 square feet (63.108 acres), more or less, as shown on a survey by McMurray Land Surveying, Inc., dated 05-19-2022, and signed by Michael P. McMurray, L-4880

Section 2. Upon and after the 6th day of September 2022, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Salisbury and shall be entitled to the same privileges and benefits as other parts of the City of Salisbury. Said territory shall be subject to municipal taxes according to G.S. 160A-31.

Section 3. The Mayor of the City of Salisbury shall cause to be recorded in the office of the Register of Deeds of Rowan County, and in the office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 hereof, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the County Board of Elections as required by G.S. 163-288.1.”

Adopted this 6th day of September, 2022.

Karen K. Alexander, Mayor

ATTEST: _____
Kelly Baker, MMC
Administrative Services Director/City Clerk

GENERAL NOTES:

- AREA DETERMINED BY COORDINATE GEOMETRY METHOD.
- SUBJECT PROPERTY DESCRIPTION RECORDED IN DEED BOOK 347 PAGE 471 & DEED BOOK 368 PAGE 255.
- THIS SURVEY WAS COMPLETED WITHOUT THE BENEFIT OF A TITLE REPORT.
- PROPERTY SUBJECT TO ALL EASEMENTS, RIGHT OF WAYS, SETBACKS AND/OR RESTRICTIVE COVENANTS NOT SHOWN HEREON.
- ALL DISTANCES ARE HORIZONTAL GROUND DISTANCES IN US SURVEY FEET.
- A PORTION OF THE SUBJECT PROPERTY DOES LIE IN A FEMA DESIGNATED 100 YEAR FLOOD ZONE, (FIRM NO. 3710567900J, EFFECTIVE AS OF 6/16/2009).
- THERE ARE NO RECOVERABLE NC GEODETIC MONUMENTS WITHIN 2000'.
- ALL PROPERTY OWNERS CONSIDERED NOW OR FORMERLY.
- BOUNDARY SURVEY ONLY FOR ACQUISITION, OTHER IMPROVEMENTS EXIST BUT ARE NOT SHOWN ON THIS SURVEY.

CERTIFICATE OF SURVEY AND ACCURACY

I, MICHAEL P. McMURRAY, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DEED DESCRIPTION RECORDED IN: REFERENCES AS SHOWN); THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN (REFERENCES AS SHOWN); THAT THE RATIO OF PRECISION AS CALCULATED MEETS OR EXCEEDS 1:10,000; THAT A GLOBAL POSITIONING SYSTEM (GPS) SURVEY WAS PERFORMED UNDER MY SUPERVISION AND THE FOLLOWING INFORMATION WAS USED TO PERFORM THE GPS SURVEY:

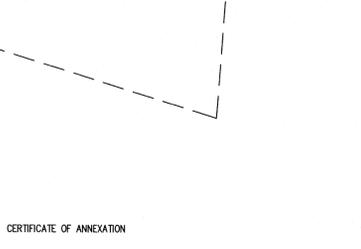
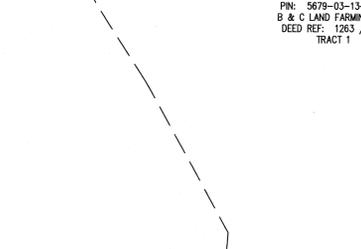
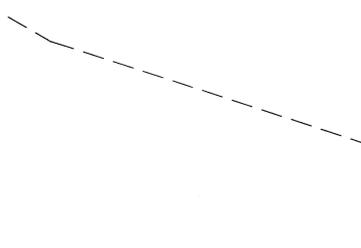
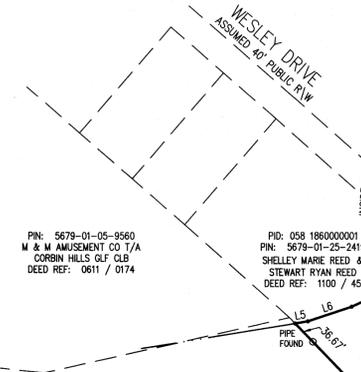
1. CLASS OF SURVEY: A
2. POSITIONAL ACCURACY: <0.10'
3. TYPE OF GPS SURVEY PROCEDURE: RTK WITH CARLSON BRX-7 RECEIVERS.
4. DATES OF SURVEY: 11-09-21 THROUGH 11-23-21
5. DATUM/EPOCH: NAD 83/2011
6. PUBLISHED/FIXED-CONTROL: NC RTN (CORS NETWORK)
7. GEOD MODEL: GEOD18
8. COMBINED GRID FACTOR: 0.99986999
9. UNITS: U.S. SURVEY FEET

THAT PER G.S. 47-30(J) THE PROVISIONS OF G.S. 47-30 SHALL NOT APPLY TO BOUNDARY PLATS OF AREAS ANNEXED BY MUNICIPALITIES NOR TO PLATS OF MUNICIPAL BOUNDARIES, WHETHER OR NOT REQUIRED BY LAW TO BE RECORDED IN NORTH CAROLINA.

WITNESS MY ORIGINAL SIGNATURE, LICENSE NUMBER AND SEAL THIS 19TH DAY OF MAY, A.D., 2022.

Michael P. McMurray
PROFESSIONAL LAND SURVEYOR

L-4880
LICENSE NUMBER



CERTIFICATE OF ANNEXATION

Area annexed into the corporate limits of the City of Salisbury, NC, by Ordinance Number _____ adopted by the City Council on _____ with an effective date of _____. I hereby certify that this plat has been approved for recording in the Register of Deeds in Rowan County.

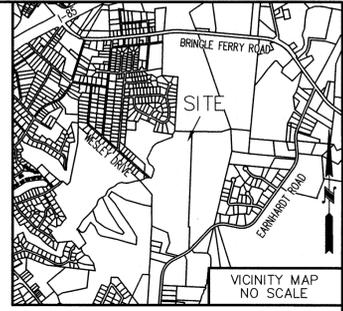
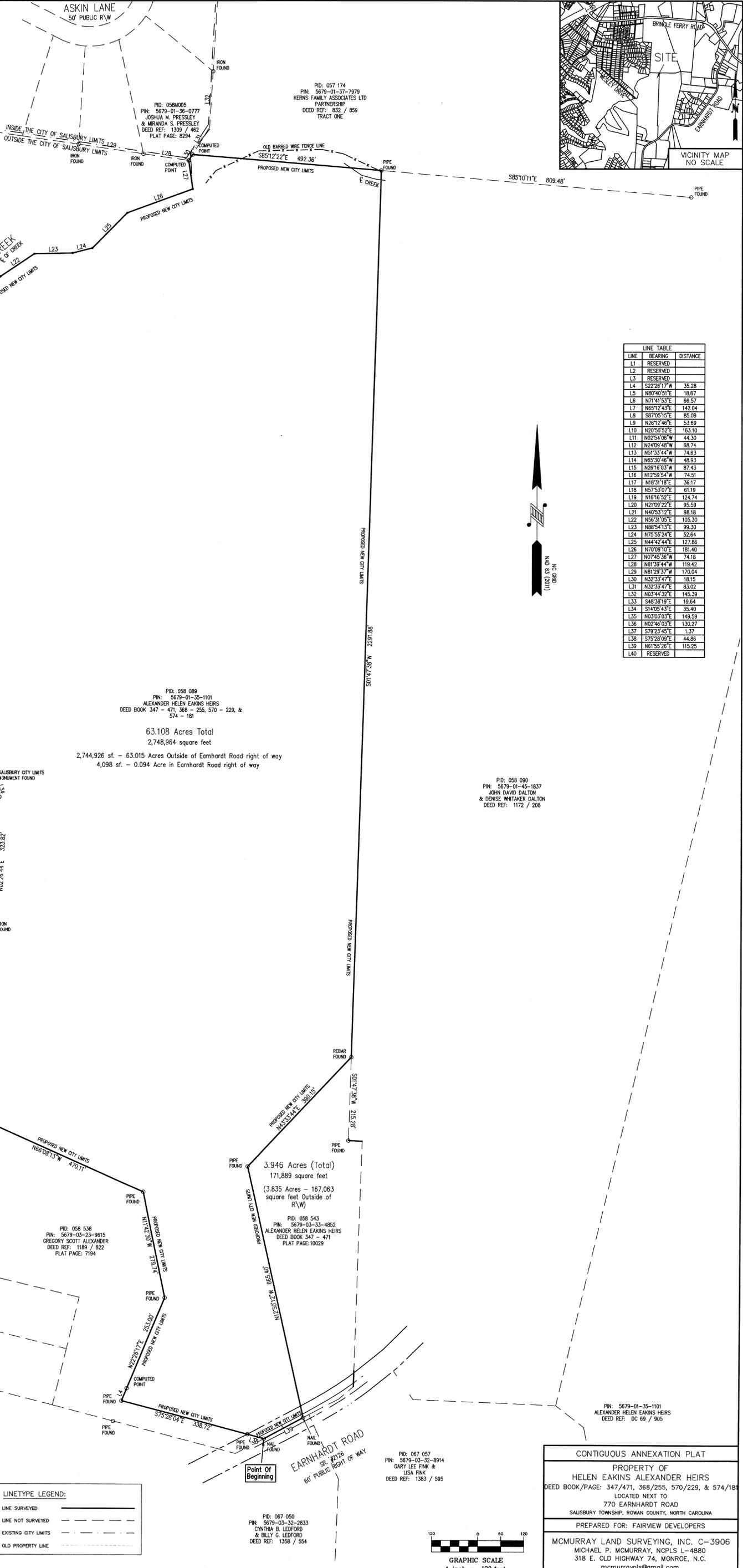
MAYOR _____ DATE _____

REVIEW OFFICER CERTIFICATION

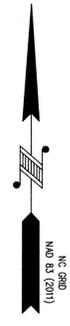
STATE OF NORTH CAROLINA, ROWAN COUNTY

I, _____ REVIEW OFFICER OF ROWAN COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

REVIEW OFFICER _____ DATE _____



LINE	BEARING	DISTANCE
L1	RESERVED	
L2	RESERVED	
L3	RESERVED	
L4	S22°28'17"W	35.28
L5	N83°40'51"E	18.67
L6	N71°41'53"E	66.57
L7	N65°12'43"E	142.04
L8	S87°05'15"E	85.09
L9	N26°12'46"E	53.69
L10	N20°50'52"E	163.10
L11	N02°54'06"W	44.30
L12	N24°08'48"W	68.74
L13	N61°33'44"W	74.63
L14	N65°30'46"W	48.93
L15	N26°16'03"W	87.43
L16	N12°59'54"W	74.51
L17	N18°31'18"E	36.17
L18	N57°53'07"E	61.19
L19	N16°16'52"E	124.74
L20	N21°09'22"E	95.59
L21	N40°33'12"E	98.18
L22	N56°31'05"E	105.30
L23	N88°54'13"E	99.30
L24	N75°52'24"E	52.64
L25	N44°42'44"E	127.86
L26	N70°09'10"E	181.40
L27	N07°45'36"W	74.18
L28	N81°39'44"W	119.42
L29	N81°29'37"W	170.04
L30	N32°33'47"E	18.15
L31	N32°33'47"E	83.02
L32	N03°44'32"E	145.39
L33	S48°38'19"E	19.64
L34	S14°05'43"E	35.40
L35	N03°03'03"E	148.59
L36	N02°48'03"E	130.27
L37	S78°23'45"E	1.37
L38	S75°28'09"E	44.86
L39	N61°50'26"E	115.25
L40	RESERVED	



PID: 058 089
PIN: 5679-01-35-1101
ALEXANDER HELEN EAKINS HEIRS
DEED BOOK 347 - 471, 368 - 255, 570 - 229, & 574 - 181

63.108 Acres Total
2,748,964 square feet

2,744,926 sf. - 63.015 Acres Outside of Earnhardt Road right of way
4,098 sf. - 0.094 Acre in Earnhardt Road right of way

PID: 058 090
PIN: 5679-01-45-1837
JOHN DAVID DALTON & DENISE WHITAKER DALTON
DEED REF: 1172 / 208

3.946 Acres (Total)
171,889 square feet
(3.835 Acres - 167,063 square feet Outside of R/W)

PID: 058 543
PIN: 5679-03-33-4852
ALEXANDER HELEN EAKINS HEIRS
DEED BOOK 347 - 471
PLAT PAGE: 10029

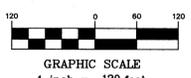
PID: 058 538
PIN: 5679-03-23-9615
GREGORY SCOTT ALEXANDER
DEED REF: 1189 / 822
PLAT PAGE: 7134

PID: 067 057
PIN: 5679-03-32-8914
GARY LEE FINK & LISA FINK
DEED REF: 1383 / 595

PID: 067 050
PIN: 5679-03-32-2833
CYNTHIA B. LEDFORD & BILLY G. LEDFORD
DEED REF: 1358 / 554

LINETYPE LEGEND:

LINE SURVEYED	—————
LINE NOT SURVEYED	- - - - -
EXISTING CITY LIMITS	—————
OLD PROPERTY LINE	—————



CONTIGUOUS ANNEXATION PLAT

PROPERTY OF
HELEN EAKINS ALEXANDER HEIRS
DEED BOOK/PAGE: 347/471, 368/255, 570/229, & 574/181
LOCATED NEXT TO
770 EARNHART ROAD
SALISBURY TOWNSHIP, ROWAN COUNTY, NORTH CAROLINA

PREPARED FOR: FAIRVIEW DEVELOPERS

MCMURRAY LAND SURVEYING, INC. C-3906
MICHAEL P. McMURRAY, NCPLS L-4880
318 E. OLD HIGHWAY 74, MONROE, N.C.
mcmurraypls@gmail.com
704-254-2736

Date: _____



**PETITION REQUESTING VOLUNTARY ANNEXATION
FOR _____**

We the undersigned owners of real property respectfully request that the area described on the attached documents be annexed into the City of Salisbury. By signing this petition, we understand that the following conditions are the responsibility of the petitioners. Failure to meet the conditions may delay or invalidate the request:

1. The petition must be signed by all owners of real property in the area described and shall contain the address of each property owner.
2. The petition must include a metes and bounds description of the area to be annexed and a preliminary annexation boundary survey prepared by a Registered Land Surveyor. Two original mylars of the final annexation boundary survey shall be completed after consultation with the City.
3. If the area is not contiguous to the primary City limits, the petition shall include documentation that:
 - a) The nearest point of the described area is not more than three miles from the primary City limits.
 - b) No point on the described boundary is closer to another municipality than to the City of Salisbury.
 - c) No subdivision, as defined in GS 160A-376, will be fragmented by the proposed annexation.
4. Upon the effective date of annexation and thereafter, the described citizens and property shall be subject to municipal taxes and to all debts, laws, ordinances and regulations in force in the City of Salisbury and shall be entitled to the same privileges and benefits as other citizens and property in the City of Salisbury.

Property Identification (tax number or street address)	Printed Name (and title if business entity)	Signature	Owner's Address
TM _____ PCL _____	Gregory Alexander	Authentisign Gregory Alexander 12/9/2021 8:59:27 PM EST	730 Earnhardt Rd Salisbury, NC 28144
TM _____ PCL _____	Deborah Alexander	Authentisign Deborah Alexander 12/9/2021 8:58:41 PM EST	730 Earnhardt Rd Salisbury, NC 28144
TM _____ PCL _____	_____	_____	_____
TM _____ PCL _____	_____	_____	_____

(Attach additional petition forms if needed)

Form Revised 2-08

Contact Person _____ Telephone Number _____

For Office Use Only:

Total number of parcels _____ Number Signed _____ % Signed _____ Date Returned _____
 Contiguous per GS 160A-31 _____ or Non-contiguous "satellite" per GS 160A-58 _____ (check one)

CITY OF SALISBURY
 P.O. BOX 479, SALISBURY, NORTH CAROLINA 28145-0479

Date: _____



**PETITION REQUESTING VOLUNTARY ANNEXATION
FOR _____**

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 - b) No point on the described boundary is closer to another municipality than to the City of Salisbury.
 - c) No subdivision, as defined in GS 160A-376, will be fragmented by the proposed annexation.
4. Upon the effective date of annexation and thereafter, the described citizens and property shall be subject to municipal taxes and to all debts, laws, ordinances and regulations in force in the City of Salisbury and shall be entitled to the same privileges and benefits as other citizens and property in the City of Salisbury.

Property Identification (tax number or street address)	Printed Name (and title if business entity)	Signature	Owner's Address
TM ___ PCL _____	Tina E Davis	 12/17/2021 8:31:35 AM EST	770 Earnhardt Rd
TM ___ PCL _____			Salisbury, NC 28144
TM ___ PCL _____	Jeremy Davis	 12/17/2021 8:38:44 AM EST	770 Earnhardt Rd
TM ___ PCL _____			Salisbury, NC 28144
TM ___ PCL _____			

(Attach additional petition forms if needed)

Form Revised 2-08

Contact Person _____ Telephone Number _____

For Office Use Only:

Total number of parcels _____ Number Signed _____ % Signed _____ Date Returned _____
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CITY OF SALISBURY
P.O. BOX 479, SALISBURY, NORTH CAROLINA 28145-0479

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 - b) No point on the described boundary is closer to another municipality than to the City of Salisbury.
 - c) No subdivision, as defined in GS 160A-370, will be fragmented by the proposed annexation.
4. Upon the effective date of annexation and thereafter, the described citizens and property shall be subject to municipal taxes and to all debts, laws, ordinances and regulations in force in the City of Salisbury and shall be entitled to the same privileges and benefits as other citizens and property in the City of Salisbury.

Property Identification (tax number or street address)	Printed Name (and title if business entity)	Signature	Owner's Address
TM PCL	Michael Edmiston		670 Carpenters Creel Rd Hustanville, KY 40437
TM PCL	Christy Edmiston		670 Carpenters Creel Rd Hustanville, KY 40437
TM PCL			
TM PCL			

(Attach additional petition forms if needed)

Form Revised 2-08

Contact Person _____ Telephone Number _____

For Office Use Only:

Total number of parcels _____ Number Signed _____ % Signed _____ Date Returned _____
 Contiguous per GS 160A-31 _____ or Non-contiguous "satellite" per GS 160A-58 _____ (check one)

CITY OF SALISBURY

P.O. BOX 479, SALISBURY, NORTH CAROLINA 28145-0479

Date: _____



PETITION REQUESTING VOLUNTARY ANNEXATION FOR _____

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4. Upon the effective date of annexation and thereafter, the described citizens and property shall be subject to municipal taxes and to all debts, laws, ordinances and regulations in force in the City of Salisbury and shall be entitled to the same privileges and benefits as other citizens and property in the City of Salisbury.

Property Identification (tax number or street address)	Printed Name (and title if business entity)	Signature	Owner's Address
TM PCL _____	Kevin Alexander	Authenticator <i>Kevin Alexander</i> 12/3/2021 10:51:59 AM EST	165 Hankridge Ln Salisbury, NC 28146
TM PCL _____	April Alexander	Authenticator <i>April Alexander</i> 12/3/2021 11:21:52 AM EST	165 Hankridge Ln Salisbury, NC 28146
TM PCL _____	_____	_____	_____
TM PCL _____	_____	_____	_____

(Attach additional petition forms if needed)

Form Revised 2-08

Contact Person _____ Telephone Number _____

For Office Use Only:

Total number of parcels _____ Number Signed _____ % Signed _____ Date Returned _____
 Contiguous per GS 160A-31 _____ or Non-contiguous "satellite" per GS 160A-58 _____ (check one)

CITY OF SALISBURY
 P.O. BOX 479, SALISBURY, NORTH CAROLINA 28145-0479

Date: _____



PETITION REQUESTING VOLUNTARY ANNEXATION FOR _____

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2. The petition must include a metes and bounds description of the area to be annexed and a preliminary annexation boundary survey prepared by a Registered Land Surveyor. Two original mylars of the final annexation boundary survey shall be completed after consultation with the City.
3. If the area is not contiguous to the primary City limits, the petition shall include documentation that:
 - a) The nearest point of the described area is not more than three miles from the primary City limits.
 - b) No point on the described boundary is closer to another municipality than to the City of Salisbury.
 - c) No subdivision, as defined in GS 160A-376, will be fragmented by the proposed annexation.
4. Upon the effective date of annexation and thereafter, the described citizens and property shall be subject to municipal taxes and to all debts, laws, ordinances and regulations in force in the City of Salisbury and shall be entitled to the same privileges and benefits as other citizens and property in the City of Salisbury.

Property Identification (tax number or street address)	Printed Name (and title if business entity)	Signature	Owner's Address
TM _____ PCL _____	Sam Edmiston	 12/5/2021 12:29:42 PM EST	227 Lyons Ave Percyville, KY 40468
TM _____ PCL _____	Paula Edmiston	 12/5/2021 12:28:30 PM EST	227 Lyons Ave Percyville, KY 40468
TM _____ PCL _____	_____	_____	_____
TM _____ PCL _____	_____	_____	_____

(Attach additional petition forms if needed) Form Revised 2-08

Contact Person _____ Telephone Number _____

For Office Use Only:

Total number of parcels _____ Number Signed _____ % Signed _____ Date Returned _____
Contiguous per GS 160A-31 _____ or Non-contiguous "satellite" per GS 160A-58 _____ (check one)

CITY OF SALISBURY
P.O. BOX 479, SALISBURY, NORTH CAROLINA 28145-0479

Date: _____



**PETITION REQUESTING VOLUNTARY ANNEXATION
FOR _____**

We the undersigned owners of real property respectfully request that the area described on the attached documents be annexed into the City of Salisbury. By signing this petition, we understand that the following conditions are the responsibility of the petitioners. Failure to meet the conditions may delay or invalidate the request:

1. The petition must be signed by all owners of real property in the area described and shall contain the address of each property owner.
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Property Identification (tax number or street address)	Printed Name (and title if business entity)	Signature	Owner's Address
TM _____ PCL _____	Jeffrey Cox	<i>Jeffrey Cox</i> <small>Authentisign 12/6/2021 5:36:31 PM EST</small>	150 Dutch Farm Rd Rockwell, NC 28138
TM _____ PCL _____	_____	_____	_____
TM _____ PCL _____	JoAnn Cox	<i>JoAnn E. Cox</i> <small>Authentisign 12/6/2021 2:53:07 PM EST</small>	150 Dutch Farm Rd Rockwell, NC 28138
TM _____ PCL _____	_____	_____	_____
TM _____ PCL _____	_____	_____	_____

(Attach additional petition forms if needed)

Form Revised 2-08

Contact Person _____ Telephone Number _____

For Office Use Only:

Total number of parcels _____ Number Signed _____ % Signed _____ Date Returned _____
Contiguous per GS 160A-31 _____ or Non-contiguous "satellite" per GS 160A-58 _____ (check one)

CITY OF SALISBURY
P.O. BOX 479, SALISBURY, NORTH CAROLINA 28145-0479

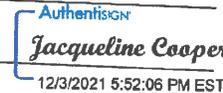
Date: _____



**PETITION REQUESTING VOLUNTARY ANNEXATION
FOR _____**

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Property Identification (tax number or street address)	Printed Name (and title if business entity)	Signature	Owner's Address
TM _____ PCL _____	<u>Jack Cooper</u>		<u>113 Brookshire Dr.</u> <u>Salisbury, NC 28146</u>
TM _____ PCL _____	_____	_____	_____
TM _____ PCL _____	<u>Jacqueline Cooper</u>		<u>113 Brookshire Dr</u> <u>Salisbury, NC 28146</u>
TM _____ PCL _____	_____	_____	_____

(Attach additional petition forms if needed)

Form Revised 2-08

Contact Person _____ Telephone Number _____

For Office Use Only:

Total number of parcels _____ Number Signed _____ % Signed _____ Date Returned _____
Contiguous per GS 160A-31 _____ or Non-contiguous "satellite" per GS 160A-58 _____ (check one)

CITY OF SALISBURY
P.O. BOX 479, SALISBURY, NORTH CAROLINA 28145-0479

Salisbury City Council Agenda Item Request Form



Please Select Submission Category: Public Council Manager Staff

Requested Council Meeting Date: September 6th, 2022

Name of Group(s) or Individual(s) Making Request: City of Salisbury, Engineering Department

Name of Presenter(s): Wendy Brindle, City Engineer

Requested Agenda Item: Voluntary Annexation – Stone Ridge North

Description of Requested Agenda Item:

A public hearing concerning the voluntary annexation for 16.797 acres, located off of Stone Ridge Road, and identified as Tax Map 064 Parcel 0030100001, was scheduled for September 6th, 2022. The hearing has been properly advertised, and staff finds the request to meet the standards of NCGS 160A-31. Therefore, after the public hearing, City Council will consider adopting an Ordinance for the annexation of 16.797 acres off of Stone Ridge Road, identified as parcel 064 0030100001 effective September 6th, 2022.

Attachments: Yes No

Fiscal Note: *(If fiscal note requires approval by finance department because item exceeds \$100,000 or is related to grant funds, please fill out signature blocks for finance at bottom of form and provide supporting documents)*

The current tax value of the property is \$102,762. The current development plan is for multiple single family homes. The value of those improvements are \$45,000,000. with future expected annual tax revenue of \$324,559. The City will incur additional costs for police and fire protection, which is indeterminable.

Action Requested of Council for Agenda Item: *(Please note if item includes an ordinance, resolution or petition)*

City Council to hold a public hearing and consider adoption of an Ordinance to annex 16.797 acres located on Stone Ridge Road and identified on Tax Map 064 as Parcel 0030100001, per NCGS 160A-31 effective September 6th, 2022.

Contact Information for Group or Individual:

Wendy Brindle, City Engineer 704-638-5201/wbrin@salisburync.gov

Consent Agenda (item requires no discussion and will be voted on by Council or removed from the consent agenda to the regular agenda)

Regular Agenda (item to be discussed and possibly voted on by Council)

FINANCE DEPARTMENT INFORMATION:

S. Wade Funches

Finance Director Signature

Wendy Brindle

Department Head Signature

M. O'Donoghue

Budget Manager Signature

*****All agenda items must be submitted at least 7 days before the requested Council meeting date*****

For Use in Clerk's Office Only

Approved

Declined

Reason:

“AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF SALISBURY, NORTH CAROLINA, TO INCLUDE 16.797 ACRES LOCATED ON STONE RIDGE RD, TAX MAP 064 PARCEL 0030100001.

WHEREAS, the City Council of Salisbury has been petitioned under G.S. 160A-31 to annex the area described herein, and the City Clerk has certified the sufficiency of said petition; and

WHEREAS, a public hearing on the question of this annexation was held by City Council on September 6th, 2022 at 6:00 p.m. after due notice by publication on August 23rd, 2022 in the Salisbury Post; and

WHEREAS, the City Council of Salisbury does find as a fact that said petition meets the requirements of G.S. 160A-31; and

WHEREAS, the City Council of Salisbury further finds that the petition has been signed by all the owners of real property in the area who are required by law to sign; and

WHEREAS, the City Council of Salisbury further finds that the petition is otherwise valid, and that the public health, safety and welfare of the City of Salisbury and of the area proposed for annexation will be best served by annexing the area described;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Salisbury, North Carolina:

Section 1. By virtue of the authority granted by G.S. 160A-31, the following described territory, and also shown on the attached annexation plat, is hereby annexed and made part of the City of Salisbury as of the 6th day of September 2022. The survey plat that describes the annexed territory is that certain survey plat entitled Proposed Contiguous Annexation into the City of Salisbury, NC located on Stone Ridge Road, dated September 6th, 2022, and recorded in Book of Maps _____ Page _____, Rowan County Register of Deeds:

Point of Commencement: An open top iron pipe found whose Northing is 689260.64 and whose Easting is 1565286.64.-Said iron pipe being the Northern corner of the Adrienne Grier property, Deed Book 1386 Page 563, and in the Southwesterly rear line of the Andrea C Cordts property, thence with the Adrienne Grier line S 45°16'25"W a distance of 105.19' to a point, the Point of Beginning; thence with the Grier line S 45°16'25"W a distance of 433.59' to an iron found marking the Northern corner of Shivani Aggarwal, Deed Book 1324 Page 679, thence with the Aggarwal property S 45°16'49"W a distance of 183.32' to an iron found a common corner with the Kilpatrick property, Deed Book 1326 Page 562; thence with the Kilpatrick property and part of the Weston Cordon property, Deed Book 1308 Page 253 S 45°13'26"W a distance of 147.68', passing an iron found at 91.48' to an iron found in the rear line of the Cordon property, also the Eastern corner of Stone Ridge Annexation Plat #6074; thence the following (11) eleven calls with Plat #6074

- (1) N 45°49'03"W a distance of 303.86' to an iron found;
- (2) N 34°44'00"E a distance of 11.58' to a point;
- (3) N 47°31'07"W a distance of 58.42' to a point;
- (4) thence with a curve to the right, with an arc length of 67.54', with a radius of 106.53' and a chord bearing and distance of S 60°26'26"W a distance of 66.41' to a point;
- (5) N 45°49'03"W a distance of 266.64' to a concrete monument;

(6) S 38°25'44"W a distance of 55.77' to an iron found;
(7) N 57°01'15"W a distance of 288.20' to an iron found;
(8) N 26°01'42"E a distance of 30.47' to a point;
(9) N 59°23'02"W a distance of 60.98' to a point;
(10) S 33°11'50"W a distance of 43.45' to a point;
(11) N 57°01'29"W a distance of 102.78' the Northern corner of Plat #6074;
thence N 57°13'04"W a distance of 12.07' to a point in the line of the Sist property, Deed Book 1330 Page 873, also in the line of Annexation Plat# 2100 between monuments 19.2 and 19.1;
thence with Annexation Plat #2100; N 41°50'38"E a distance of 559.77' to a point (19.1 of Plat #2100); thence the following (2) two calls with Annexation Plat #1331;
(1) S 68°14'01"E a distance of 1115.49' to a point;
(2) S 43°29'28"E a distance of 105.83' to the Point and Place of **Beginning**; having an area of +/- 731,689 square feet and +/- 16.797 acres as shown on an Annexation Plat prepared by Michael P. McMurray, NCPLS L-4880, dated May 27th, 2022.

Section 2. Upon and after the 6th day of September 2022, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Salisbury and shall be entitled to the same privileges and benefits as other parts of the City of Salisbury. Said territory shall be subject to municipal taxes according to G.S. 160A-31.

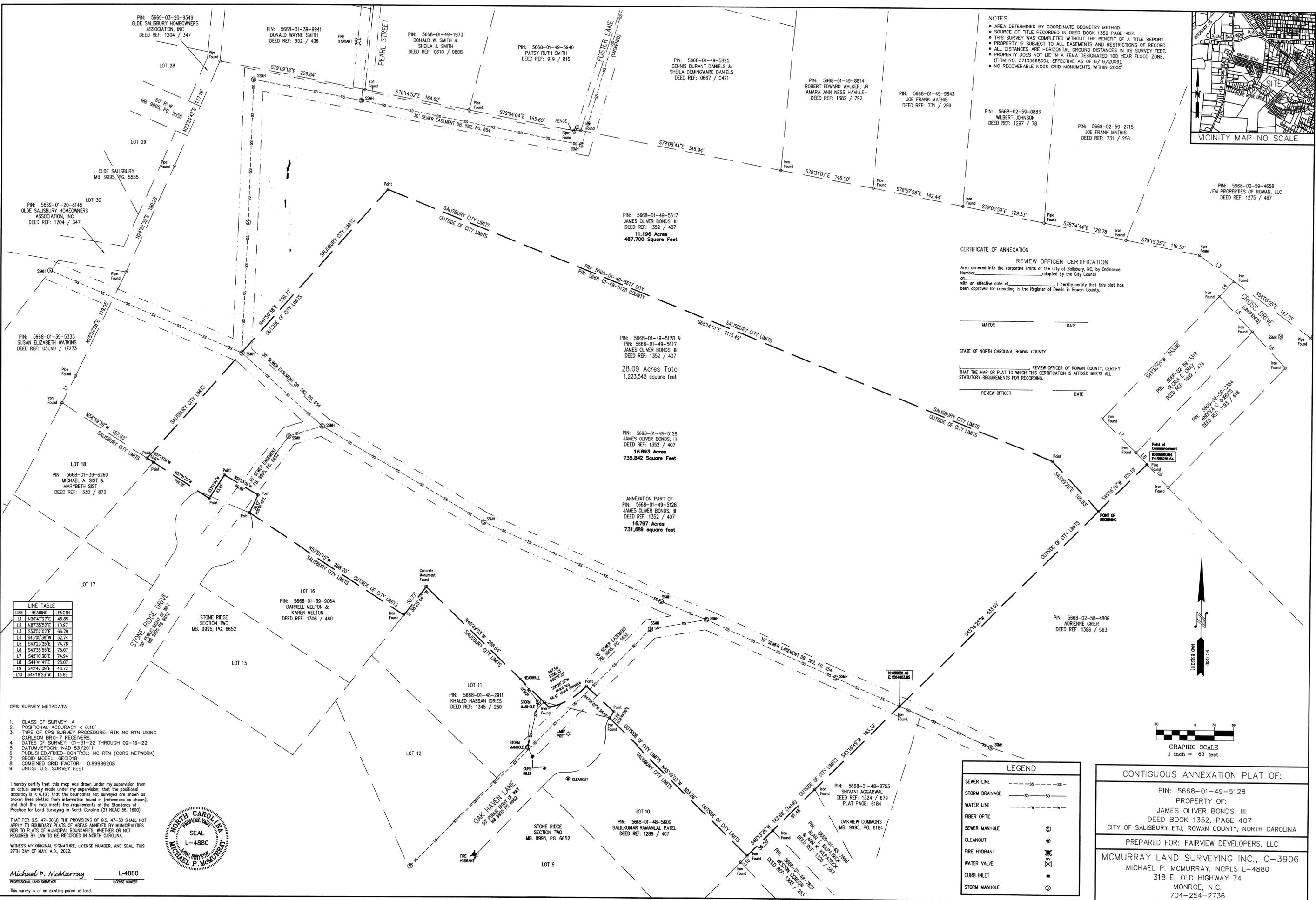
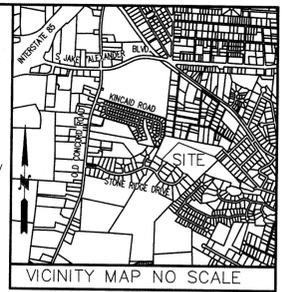
Section 3. The Mayor of the City of Salisbury shall cause to be recorded in the office of the Register of Deeds of Rowan County, and in the office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 hereof, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the County Board of Elections as required by G.S. 163-288.1.”

Adopted this 6th day of September, 2022.

Karen K. Alexander, Mayor

ATTEST: _____
Kelly Baker, MMC
Administrative Services Director/City Clerk

- NOTES:
- AREA DETERMINED BY COORDINATE GEOMETRY METHOD.
 - SOURCE OF TITLE RECORDED IN DEED BOOK 1352 PAGE 407.
 - THIS SURVEY WAS COMPLETED WITHOUT THE BENEFIT OF A TITLE REPORT.
 - PROPERTY IS SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.
 - ALL DISTANCES ARE HORIZONTAL GROUND DISTANCES IN US SURVEY FEET.
 - PROPERTY DOES NOT LIE IN A FEMA DESIGNATED 100-YEAR FLOOD ZONE, (FIRM NO. 3710566800J, EFFECTIVE AS OF 6/16/2008)
 - NO RECOVERABLE NCGS GRID MONUMENTS WITHIN 2000'



CERTIFICATE OF ANNEXATION
 REVIEW OFFICER CERTIFICATION
 Area annexed into the corporate limits of the City of Salisbury, NC, by Ordinance Number _____ adopted by the City Council on _____ with an effective date of _____ I hereby certify that this plat has been approved for recording in the Register of Deeds in Rowan County.

MAYOR _____ DATE _____

STATE OF NORTH CAROLINA, ROWAN COUNTY
 _____ REVIEW OFFICER OF ROWAN COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

REVIEW OFFICER _____ DATE _____

LINE TABLE

LINE	BEARING	LENGTH
L1	N26°47'27"E	45.85
L2	N87°35'52"E	10.97
L3	S53°52'02"E	66.79
L4	S43°05'39"W	32.74
L5	S43°23'25"E	74.76
L6	S43°55'55"E	75.07
L7	S45°10'30"E	74.84
L8	S44°41'41"E	25.07
L9	S42°47'09"E	48.72
L10	S44°16'25"W	13.89

- GPS SURVEY METADATA
1. CLASS OF SURVEY: A
 2. POSITIONAL ACCURACY < 0.10'
 3. TYPE OF GPS SURVEY PROCEDURE: RTK NC RTN USING CARLSON BRX-7 RECEIVERS.
 4. DATES OF SURVEY: 01-31-22 THROUGH 02-19-22
 5. DATUM/EPOCH: NAD 83/2011
 6. PUBLISHED/FIXED-CONTROL: NC RTN (CORS NETWORK)
 7. GEOID MODEL: GEOID18
 8. COMBINED GRID FACTOR: 0.99996208
 9. UNITS: U.S. SURVEY FEET

I hereby certify that this map was drawn under my supervision from an actual survey made under my supervision; that the positional accuracy is < 0.10'; that the boundaries not surveyed are shown as broken lines plotted from information found in (references as shown); and that this map meets the requirements of the Standards of Practice for Land Surveying in North Carolina (21 NCAC 56.1600).

THAT PER G.S. 47-30(J) THE PROVISIONS OF G.S. 47-30 SHALL NOT APPLY TO BOUNDARY PLATS OF AREAS ANNEXED BY MUNICIPALITIES NOR TO PLATS OF MUNICIPAL BOUNDARIES, WHETHER OR NOT REQUIRED BY LAW TO BE RECORDED IN NORTH CAROLINA.

WITNESS MY ORIGINAL SIGNATURE, LICENSE NUMBER, AND SEAL, THIS 27TH DAY OF MAY, A.D., 2022.



Michael P. McMurray L-4880
 PROFESSIONAL LAND SURVEYOR LICENSE NUMBER
 This survey is of an existing parcel of land.

PIN: 5668-01-49-5128 &
 PIN: 5668-01-49-5617
 JAMES OLIVER BONDS, III
 DEED REF: 1352 / 407
 28.09 Acres Total
 1,223,542 square feet

PIN: 5668-01-49-5128
 JAMES OLIVER BONDS, III
 DEED REF: 1352 / 407
 16.893 Acres
 735,842 Square Feet

ANNEXATION PART OF
 PIN: 5668-01-49-5128
 JAMES OLIVER BONDS, III
 DEED REF: 1352 / 407
 16.797 Acres
 731,689 square feet

PIN: 5668-01-48-5609
 SALLUKUMAR RAMANMAL PATEL
 DEED REF: 1289 / 407

LEGEND

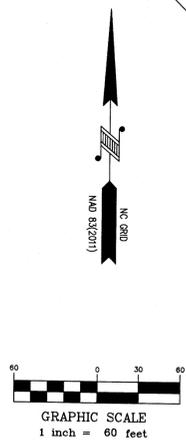
SEWER LINE	---SS---
STORM DRAINAGE	---SD---
WATER LINE	---W---
FIBER OPTIC	---FO---
SEWER MANHOLE	⊙
CLEANOUT	⊙
FIRE HYDRANT	⊗
WATER VALVE	⊗
CURB INLET	■
STORM MANHOLE	⊙

CONTIGUOUS ANNEXATION PLAT OF:

PIN: 5668-01-49-5128
 PROPERTY OF:
 JAMES OLIVER BONDS, III
 DEED BOOK 1352, PAGE 407
 CITY OF SALISBURY ET AL, ROWAN COUNTY, NORTH CAROLINA

PREPARED FOR: FAIRVIEW DEVELOPERS, LLC

MCMURRAY LAND SURVEYING INC., C-3906
 MICHAEL P. MCMURRAY, NCPLS L-4880
 318 E. OLD HIGHWAY 74
 MONROE, N.C.
 704-254-2736



Date: April 1st, 2022



**PETITION REQUESTING VOLUNTARY ANNEXATION FOR:
Mr. James Oliver Bonds, III**

We the undersigned owners of real property respectfully request that the area described on the attached documents be annexed into the City of Salisbury. By signing this petition, we understand that the following conditions are the responsibility of the petitioners. Failure to meet the conditions may delay or invalidate the request:

1. The petition must be signed by all owners of real property in the area described and shall contain the address of each property owner.
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Property Identification (tax number or street address)	Printed Name (and title if business entity)	Signature	Owner's Address
TM 064 0030100001	James Oliver Bonds, III	 4/7/2022	2250 SUMMER OAK DR, SALISBURY NC 28146

(Attach additional petition forms if needed)

Form Revised 2-08

Contact Person Michael P. McMurray Telephone Number 704-254-2736, mcmurraypls@gmail.com

For Office Use Only:

Total number of parcels _____ Number Signed _____ % Signed _____ Date Returned _____
Contiguous per GS 160A-31 _____ or Non-contiguous "satellite" per GS 160A-58 _____ (check one)

CITY OF SALISBURY

P.O. BOX 479, SALISBURY, NORTH CAROLINA 28145-0479

Acknowledgement

STATE OF NC

COUNTY OF Rowan

I certify that James Oliver Bonds III personally appeared before me this day, acknowledging to me that he or she signed the foregoing document: Petition Requesting Mary Annexation for Mr. James Oliver Bonds
Name or description of attached document

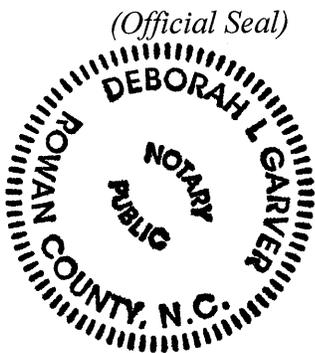
I further certify that (select one of the following identification options):

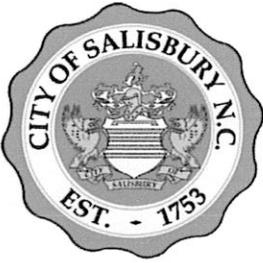
- I have personal knowledge of the identity of the principal(s)
- I have seen satisfactory evidence of the principal's identity, by a current state or federal identification with the principal's photograph in the form of a drivers license
type of identification
- A credible witness, _____, has sworn or affirmed to me the
name of credible witness
identity of the principal, and that he or she is not a named party to the foregoing document, and has no interest in the transaction.

Date: 4/7/2022

Deborah L. Garver
Notary Public
Deborah L. Garver
Typed or Printed Notary Name

My commission expires: 3/12/2024





City of Salisbury
 Development Services
 132 North Main Street
 Salisbury, NC 28144
 E: 1stop@salisburync.gov
 Ph. 704.638.5208

PAID
 JUL 29 2022
 CR 26 JC
 \$500-

SPECIAL USE PERMIT APPLICATION

SHADED AREAS FOR STAFF USE ONLY

FILING DATE 7-29-2022

CASE # SUP-1-2022

REVIEW FEE **\$500**

* FEES PER CITY OF SALISBURY BUDGET ORDINANCE
REQUIRED INFORMATION & DOCUMENTATION:

- COMPLETED APPLICATION
- SITE & BLDG DESIGN PLANS IF NEW OR REDEVELOPMENT

Special Use Permit (LDO Sec. 15.17)

List Special Use(s): Commercial Childcare Center

Special uses are land uses that are generally compatible with the land uses permitted by right in a zoning district, but which require individual review of their location, design, and configuration so as to evaluate the potential for adverse impacts on adjacent property and uses. The evaluation and approval of the Special Use Permit is governed by quasi-judicial proceedings, which are based on sworn testimony and the production of relevant, material evidence presented at the public hearing.

CONTACT INFORMATION

Owner: Sunny Bhawnani (Richelle Dill-Renter) Phone: 704.881.4939
 Address: 505 West Franklin Street, Salisbury NC 28144

email: sunnyb@visiononehospitality.com

Owner Agent: Richelle Dill Phone: 704.293.8850
 Address: 1480 Steven Drive, Salisbury NC 28147

email: richelle.pugh13@gmail.com

Project Contact: " " Phone: _____

Address: _____
 email: _____

PROPERTY INFORMATION

Rowan County Parcel ID(s):

Address: 505 West Franklin Street, Salisbury, NC 28144

General Description: Office Building, renovated into childcare

Zoning District(s):

Zoning Overlay(s):

SIGNATURE

I certify that no work nor this special use have commenced prior to issuance of the Special Use Permit, that any owner agent has received expressed written permission to apply, that all information provided on this application is accurate and true, and that all work will be performed to meet the laws of the State of North Carolina, the standards of the Salisbury Land Development Ordinance, and the City of Salisbury Uniform Construction Standards Manual. Submission of this application does not constitute a granting of approval or issuance of any permit. The City of Salisbury reserves the right to request additional information to ensure complete review.

Owner / Owner Agent: Richelle Dill

GATHERING OF EVIDENCE

Project Title: Childcare Center

Evidence supporting the following standards shall be provided in writing prior to advancement of this application to Planning Board and City Council for their consideration.

Evidence may be submitted in other forms, such as market studies, imagery, and data; however, written responses to following applicable standards must be provided as part of this application.

A. The use meets all required principles and specifications of the Ordinance and any adopted land use plans and is in harmony with the general purpose and intent and preserves its spirit:

The use meets all required principles and specifications of the Ordinance as a childcare center, providing support to the surrounding community.

B. The proposed plan as submitted and approved will be visually and functionally compatible to the surrounding area:

The childcare center will be compatible to the surrounding area by providing an opportunity for work as well as childcare and community events and support.

C. The public health, safety, and welfare will be assured and the proposed development will not substantially injure the value of adjoining property and associated uses if located where proposed:

The public health, safety, and welfare will be assured if located where proposed. The childcare will have to undergo a building, fire, and sanitation inspection prior to operating as well as unscheduled visits to ensure compliance.

Additional standards for specific special uses (to be provided by the city and completed by applicant):

Additional Standards completed prior to operation:

- Kitchen updates: Refrigerator, microwaves, food prep table
- Playgrounds added
- Mold, HVAC, Electrical, plumbing inspections
- Building, Fire, and Sanitation inspections



MEMO TO: Hannah Jacobson
Director of Community Planning

FROM: Teresa Barringer, CZO
Development Services Manager

DATE: September 6, 2022

SUBJECT: SUP-01-2022
505 W Franklin Street
TM 006 P 299
District: RMX Overlay: N/A

Petitioner, Richelle Dill, has submitted a request for a Special Use Permit to allow for the operation of a Commercial Child Care Center at 505 W. Franklin Street, Salisbury in accordance with the Land Development Ordinance Sections 2.7.C Use Matrix and 3.3.H Additional Standards. The proposed use is based on the definition stated in the Land Development Ordinance:

Commercial Child Care Center: An individual, agency, or organization providing supervision or care on a regular basis for children who are not related by blood or marriage to, and who are not the legal wards or foster children of, the supervising adults; designed and approved to accommodate three (3) or more preschool age or nine (9) or more school-age children at a time; not an accessory to residential use.

The use of a Commercial Child Care Center is permitted in the RMX district with the approval of a Special Use Permit.

The general requirements for a Special Use Permit are as follows:

- a. The use meets all required principles and specifications of the Ordinance and any adopted land use plans and is in harmony with the general purpose and intent and preserves its spirit; and
- b. The proposed plan as submitted and approved will be visually and functionally compatible to the surrounding area; and

- c. The public health, safety, and welfare will be assured and the proposed development will not substantially injure the value of adjoining property and associated uses if located where proposed.

Special uses are land uses that are generally compatible with the land uses permitted by right in a zoning district, but which require individual review of their location, design, and configuration so as to evaluate the potential for adverse impacts on adjacent property and uses. Special uses ensure the appropriateness of the use at a particular location within a given zoning district.

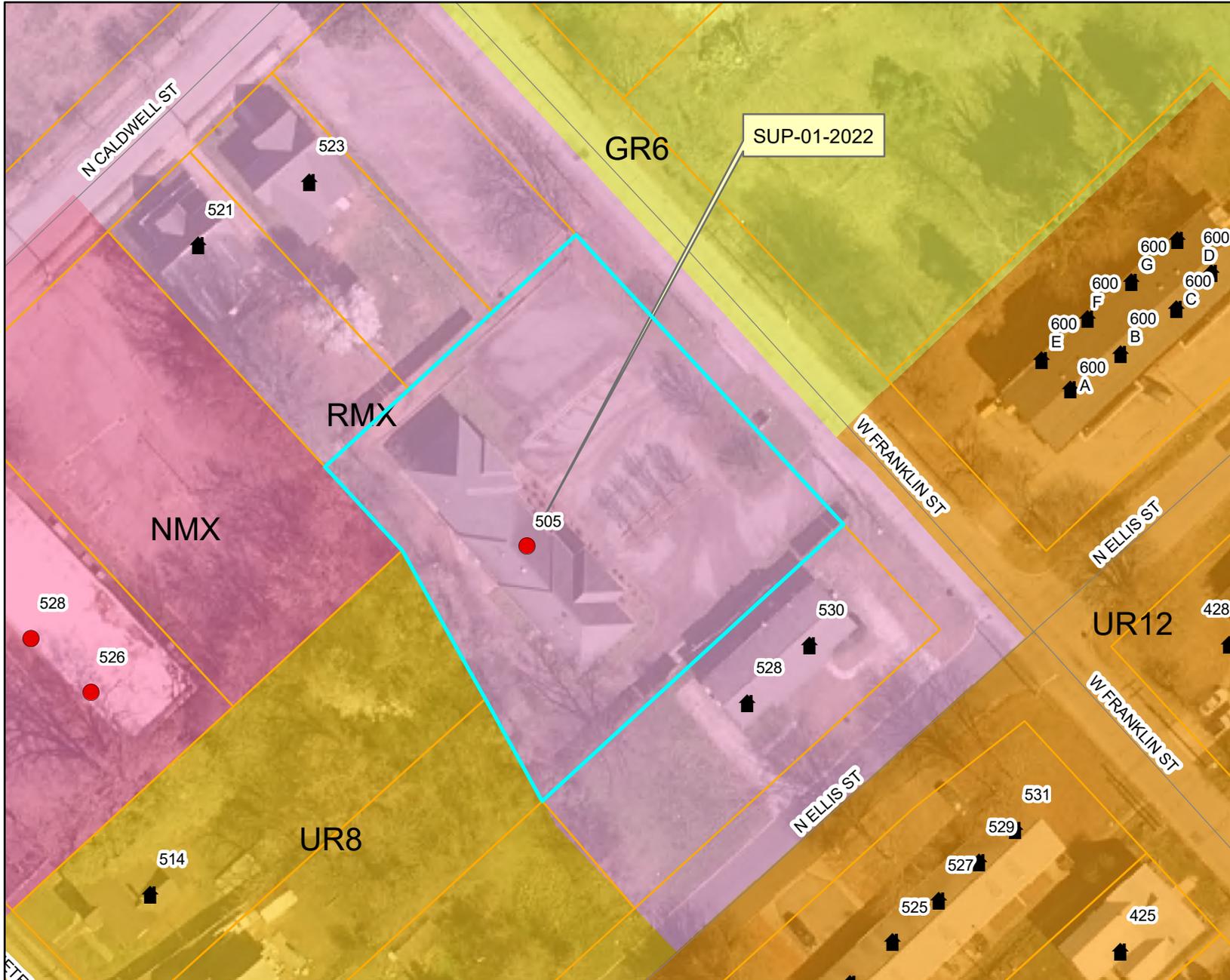
TCB

ZONING PERMIT SITE PLAN

SUP-01-2022_COMMERCIAL CHILD CARE CTR

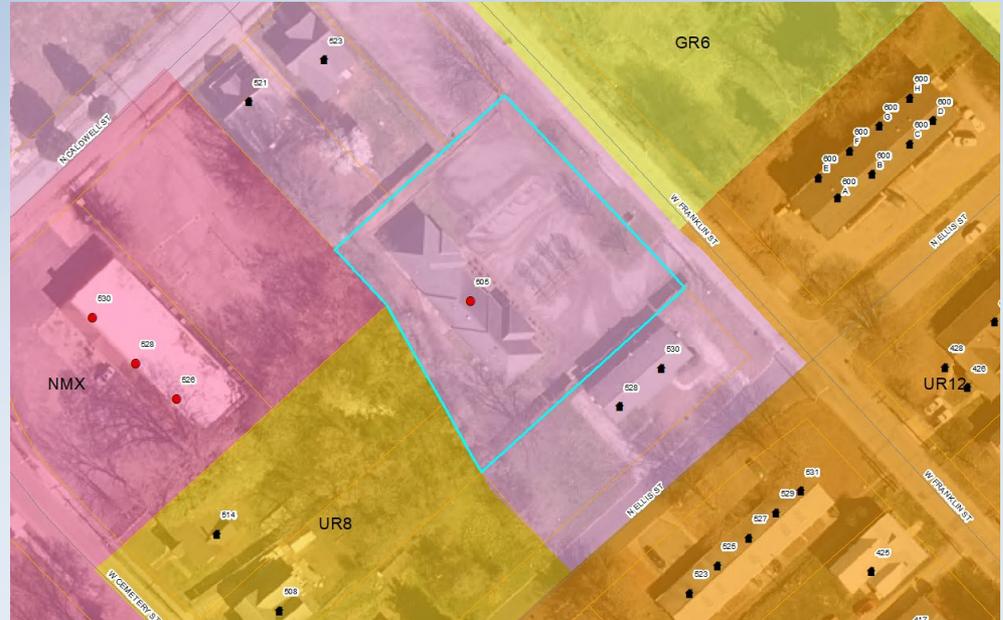


505 W FRANKLIN STREET
PID: 006 299
ZONING:RMX





SPECIAL USE PERMIT



SUP-01-2022

612 W INNES STREET



SPECIAL USE PERMIT REQUEST

- Request to operate a commercial child care center
 - LDO 2.7.C Use Matrix requires a SUP/CD for commercial child care center in the RMX zoning district
 - LDO Chapter 18 Definitions: Commercial Child Care Center: An individual, agency, or organization providing supervision or care, in a non-residential environment , where, at any one time, there are three (3) or more preschool-age children or nine (9) or more school-age children receiving child care.



W FRANKLIN ST--AERIAL





W FRANKLIN ST-----STREETVIEW



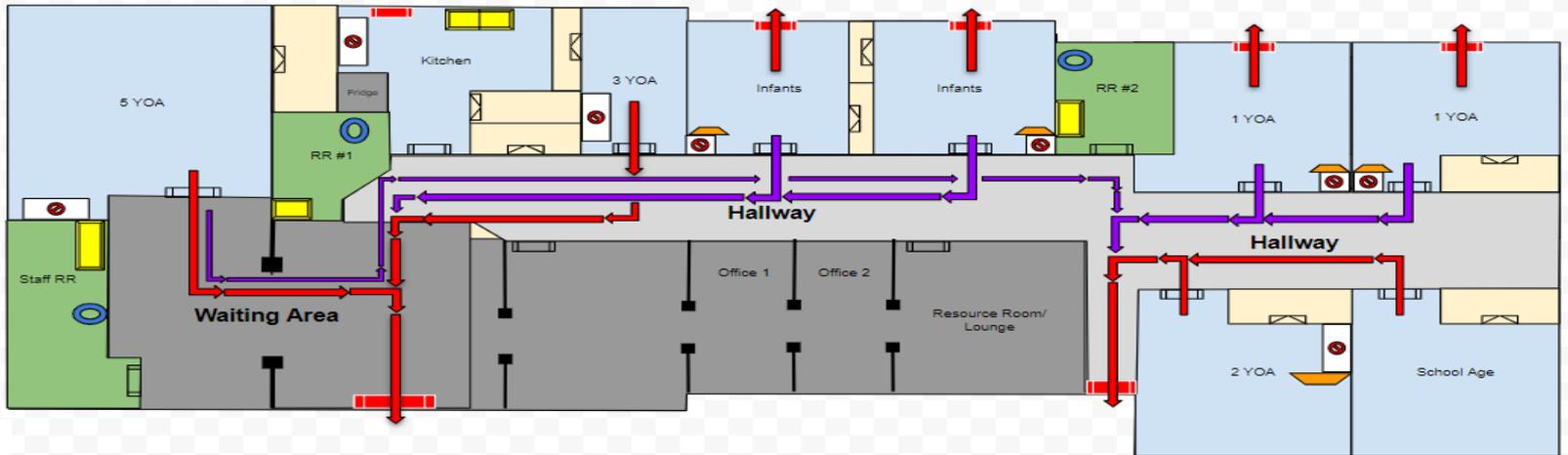


W FRANKLIN ST-----STREETVIEW

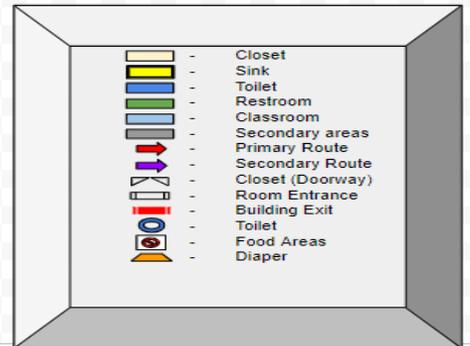


Google

IMPROVEMENT PLAN



Playground



NEW
PLAYGROUND
AREA





STANDARDS FOR DECISION

1. The use meets all required principles and specifications of the Ordinance and any adopted land use plans and is in harmony with the general purpose and intent and preserves its spirit; and
2. The proposed plan as submitted and approved will be visually and functionally compatible to the surrounding area; and
3. The public health, safety, and welfare will be assured and the proposed development will not substantially injure the value of adjoining property and associated uses if located where proposed.



SUPPORTING EVIDENCE BY APPLICANT

1. The use will provide childcare support to the surrounding community.
2. The existing exterior of the facility will remain in its current state.
3. The childcare will be licensed and abide by state regulations and will be subject to an inspection prior to operating as well as unscheduled inspection for continued compliance.
4. Additional standards to be completed prior to operating:
 - Kitchen updates
 - Playground with fenced enclosure
 - Mold, HVAC, electrical, and plumbing inspections
 - Building, fire and sanitation inspections



NOTICE OF PUBLIC HEARING

Salisbury City Council will hold a public hearing Tuesday, September 6, 2022 during its 6:00 p.m. meeting to consider the following Special Use Permit request. The regularly scheduled September 6, 2022 City Council meeting will be held in a hybrid format. Anyone who wishes to speak virtually during the hearing regarding the request must sign-up by 5:00 p.m. on Tuesday, September 6, 2022 by contacting Kelly Baker at kbake@salisburync.gov or 704-638-5233. Information on accessing the meeting will be available on the City's website at www.salisburync.gov. The meeting can also be viewed on the City's livestream at www.salisburync.gov/webcast or the City's Facebook account.

SPECIAL USE PERMIT:

SUP-01-2022

Project Title:	Commercial Child Care Center
Petitioner(s):	Richelle Dill
Owner(s):	Vision Rentals, LLC
Representative(s) or Developer(s)	Richelle Dill, Petitioner
Address:	505 W. Franklin Street
Tax Map - Parcel(s):	TM: 006 P: 299
Size / Scope:	Approximately .64 acres with existing 3,900 sq. ft. commercial building
Location:	Subject parcel fronts upon W Franklin Street

REQUEST:

Request for Special Use Permit to operate a commercial child care center as required by the Land Development Ordinance Section 2.7.C.

A copy of the above petition is available for public review at Development and Code Services (132 North Main Street). Persons wishing a copy or additional information should call (704) 638-5210. If persons would like to respond in writing, they may do so by mailing a letter to: Community Planning Services, Development Services Division, P.O. Box 479, Salisbury, NC 28145 or by e-mail to tbarr@salisburync.gov.

Citizens interested in the proposal are invited to attend and participate in the public hearing. Changes may be made in the above proposal as a result of debate, objection, or discussion.

This the day of August 25, 2022.

CITY COUNCIL OF THE CITY OF
SALISBURY, NORTH CAROLINA

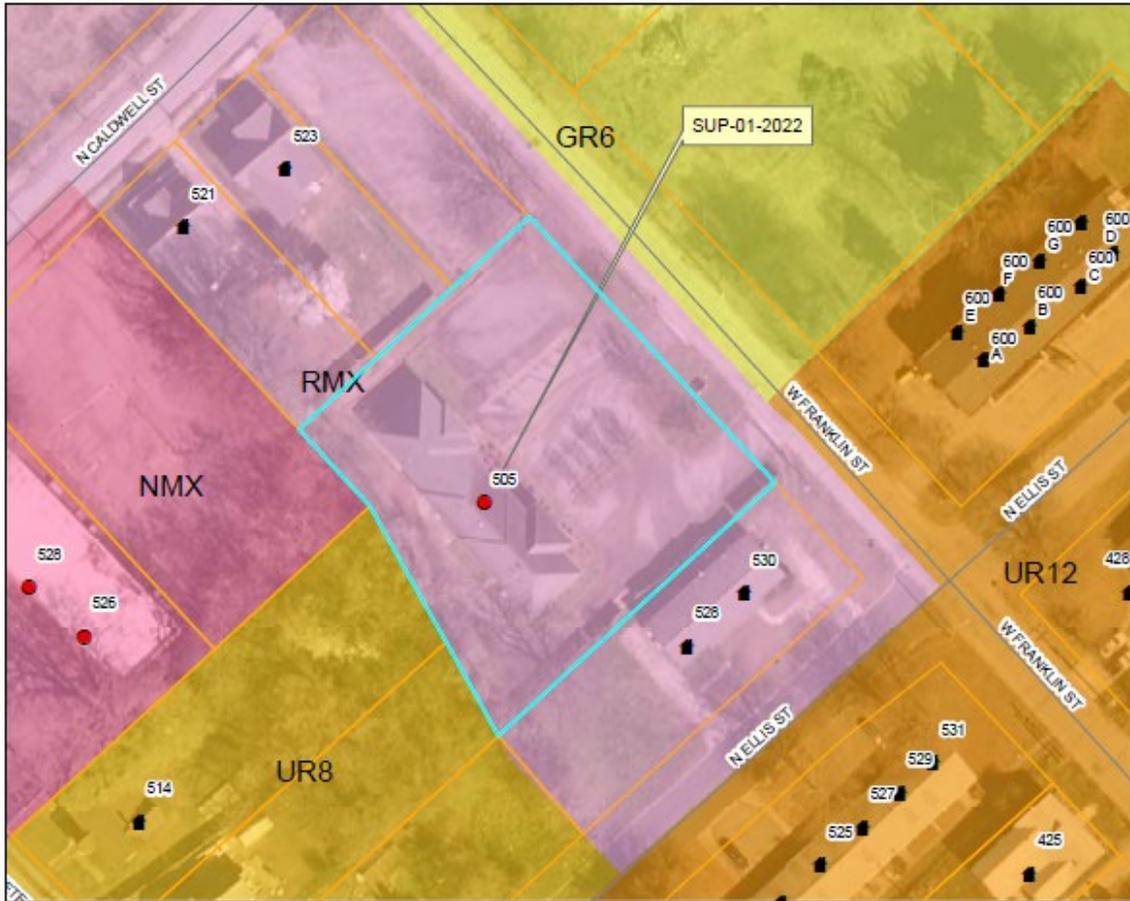
BY: Kelly Baker
Administrative Services Director/City Clerk

ZONING PERMIT SITE PLAN

SUP-01-2022_COMMERCIAL CHILD CARE CTR



505 W FRANKLIN STREET
PID: 006 299
ZONING: RMX



PARCEL_ID	OWNNAME	TAXADD1	CITY	STATE	ZIPCODE
006 297	RYALS KEITH D	523 N CALDWELL ST	SALISBURY	NC	28144-3301
006 303	DEBERRY SAMANTHA & SPOUSE	508 WEST CEMETARY ST	SALISBURY	NC	28144-3330
006 304	SINGLETON SETH PIERCE	514 W CEMETERY ST	SALISBURY	NC	28144
006 272	FULMAN COMPANY LLC	425 S FULTON ST	SALISBURY	NC	28144
006 296	VISAGE CHRIS	423 MESA HILL	SAN ANTONIO	TX	78258-4837
006 299	VISION RENTALS LLC	126 MONTIBELLO DR	MOORESVILLE	NC	28117-0000
006 273	TRONSOR KATHLEEN ANNE	617 N CALDWELL ST	SALISBURY	NC	28144
006 293	OSAKWE NNAMDI LAWRENCE	PO BOX 3084	SALISBURY	NC	28145
006 302	STONE RIVER CAPITAL PARTNERS LLC	8410 PIT STOP CT STE 150	CONCORD	NC	28027
006 295	DIATZIKIS GEORGE E TRUSTEE	150 OVERBROOK DR NE	CONCORD	NC	28025-9564
006 295A	NOVANT PROPERTIES LLC	2085 FRONTIS PLAZA BLVD	WINSTON SALEM	NC	27103

Special Use Permit
Suggested Findings & Decision
SUP-01-2022
505 W Franklin Street, Salisbury

Findings:

Motion (and Seconded): I move that Council find the following:

1. The use meets all required principles and specifications of the Ordinance and any adopted plans and is in harmony with the general purpose and intent and preserves its spirit **as evidenced by the following testimony:**
 - The site characteristics currently fit within the surrounding area.
 - The site is located along a local street and within close proximity to a residential neighborhood which will provide convenient accessibility.
2. The proposal as submitted and approved will be visually and functionally compatible to the surrounding area **as evidenced by the following testimony:**
 - The use will be located within an existing commercial building that is visually and functionally compatible to the surrounding area.
 - The square footage of the building and its layout will meet the needs for the care of the children.
3. The public health, safety and welfare will be assured and the proposed development will not substantially injure the value of adjoining property and associated uses if located where proposed **as evidenced by the following testimony:**
 - The use will be required to meet all standards established by the Division of Child Development and Early Education.
 - The evidence as provided by a NC Licensed Real Estate Agent testified that this use will not be injurious to surrounding property values.
 - The proposed playground will meet NC Department of Health standards and will be fenced in for the safety of the children.
4. A Child day Care Center in the RMX district shall be developed and maintained in accordance with all current and applicable provisions of the NC Department of Health and Human Services.

VOTE ON FINDINGS: I move that the suggested findings support the general requirements as required by the Salisbury Land Development Ordinance.

(IF THE MAJORITY OF COUNCIL MEMBERS DISAGREE WITH THESE FINDINGS AND ONE OR MORE DO NOT PASS, THEN THE MOTION SHALL BE TO DENY)

DECISION:

Motion: I move that Council issue Special Use Permit SUP-01-2022 allowing the operation of a Commercial Child Care Center located at 505 W. Franklin Street, Salisbury, NC based on all general standards of the Salisbury Land Development Ordinance having been met:

VOTE (on the Special Use Permit)

STATE OF NORTH CAROLINA
COUNTY OF ROWAN

BEFORE THE CITY COUNCIL
NO: SUP-01-2022

IN THE MATTER OF:

505 W. FRANKLIN STREET
PID: 006 299
CHILD CARE CENTER

ORDER GRANTING
SPECIAL USE PERMIT

THIS MATTER coming on for hearing before the Salisbury City Council on September 6, 2022, upon Application by Petitioners for a Special Use Permit pursuant to Salisbury Land Development Ordinance (LDO) Chapter 15.18. The City Council, having heard and reviewed the evidence presented, including evidence by expert witnesses, makes the following:

FINDINGS OF FACT

Standard 1 (Chapter 15.18 B.2.a.)

- The site characteristics fit within the surrounding area.
- The site is located near the intersection of a minor thoroughfare and is within close proximity to a residential neighborhood which will provide convenient accessibility.

Standard 2 (Chapter 15.18 B.2.b.)

- The use will be located within an existing commercial building with minor interior and exterior changes and that is visually and functionally compatible to the surrounding area.
- The square footage of the building and its layout will meet the needs for the care of 30 children or less.

Standard 3 (Chapter 15.18 B.2.c.)

- The use will be required to meet all standards established by the Division of Child Development and Early Education.
- Proposed interior updates to include refrigerator, microwaves, food prep table, etc. Exterior improvements include a new playground.
- Petitioner will acquire inspections of the HVAC, electrical, and plumbing.

Additional conditions as specified herein are required to assure that the use ensures the health, safety, and welfare of the surrounding area.

Based upon the foregoing **FINDINGS OF FACT**, the City Council makes the following:

CONCLUSIONS OF LAW

1. The use meets all required principles and specifications of the Salisbury Land Development Ordinance and any adopted plans and is in harmony with the general purpose and intent and preserves its spirit. (Standard 1, Chapter 15.18 B.2.a.).
2. With additional conditions as provided herein, the proposal as submitted and approved will be visually and functionally compatible to the surrounding area. (Standard 2, Chapter 15.18 B.2.b.).
3. With additional conditions as provided herein, the public health, safety and welfare will be assured and the proposed development will not substantially injure the value of adjoining property and associated uses if located where proposed. (Standard 3, Chapter 15.18 B.2.c.).

Based upon the foregoing, **IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED**, that Petitioners' request for a Special Use Permit is **GRANTED** as proposed.

This 6th day of September 6, 2022

Karen K. Alexander, Mayor

Kelly Baker, Administrative Services Director /
City Clerk

Salisbury City Council Agenda Item Request Form



Please Select Submission Category: Public Council Manager Staff

Requested Council Meeting Date: September 6, 2022

Name of Group(s) or Individual(s) Making Request: Jim Greene, Jr.

Name of Presenter(s): Jim Greene, Jr.

Requested Agenda Item: Council to consider authorizing the City Manager to enter into a contract for Microtransit service evaluation.

Description of Requested Agenda Item: At Council's August 16, 2022 meeting Transit Director Rodney Harrison presented an update regarding the SaaS vs. TaaS models for Microtransit. The recommendation was to begin the pilot project using the SaaS model and then transitioning to the TaaS model if grant funds are awarded. Based on questions received after the presentation, staff recommends contracting with a third-party consultant to study the benefits of a SaaS vs. TaaS system and issues with transitioning from one model to another. The consultant can provide a recommendation regarding implementation of a pilot project or implementation of Microtransit service throughout all Transit routes. The consultant can provide an analysis of our existing routes, vehicles, and staffing to provide a recommendation for implementation that meets Council's goal for Microtransit while balancing the impact to the budget and staff. Contracting for the evaluation and analysis of Microtransit service will impact the implementation date of January 2023 recommended by staff and cause a delay in project implementation.

Attachments: Yes No

Fiscal Note: *(If fiscal note requires approval by finance department because item exceeds \$100,000 or is related to grant funds, please fill out signature blocks for finance at bottom of form and provide supporting documents)*

Action Requested of Council for Agenda Item: Council to receive an update regarding Microtransit Service.

. Please note if item includes an ordinance, resolution or petition)

Contact Information for Group or Individual: Jim Greene, Jr. 704-638-5228

Consent Agenda (item requires no discussion and will be voted on by Council or removed from the consent agenda to the regular agenda)

Regular Agenda (item to be discussed and possibly voted on by Council)

FINANCE DEPARTMENT INFORMATION:

Finance Manager Signature

Department Head Signature

Budget Manager Signature

******All agenda items must be submitted at least 7 days before the requested Council meeting date******

For Use in Clerk's Office Only

Approved

Delayed

Declined

Salisbury City Council Agenda Item Request Form



Please Select Submission Category: Public Council Manager Staff

Requested Council Meeting Date: September 6, 2022

Name of Group(s) or Individual(s) Making Request: Kelly Baker

Name of Presenter(s): Kelly Baker

Requested Agenda Item: Council to consider awarding a one-year contract to KTS Strategics in the amount of \$78,000 for state lobbying services.

Description of Requested Agenda Item: Council has had a successful relationship with a federal lobbyist since 2018, and staff proposes engaging with a firm for state lobbying services. A Request for Proposal was issued in May and all proposals were due June 8. Five proposals were received, and staff recommends contracting with KTS Strategics for a one-year period in the amount of \$72,000 for state lobbying services. KTS is highly regarded throughout the state and received high recommendations from other communities. KTS will be an integral partner in representing Salisbury and its priorities on the state level. They will help build relationships with the City's delegation in the General Assembly and key staff in state agencies in order to move the City's priorities forward and identify funding opportunities.

Attachments: Yes No

Fiscal Note: *(If fiscal note requires approval by finance department because item exceeds \$100,000 or is related to grant funds, please fill out signature blocks for finance at bottom of form and provide supporting documents)*

Action Requested of Council for Agenda Item: Council to consider awarding a one-year contract to KTS Strategics in the amount of \$78,000 for state lobbying services.

. Please note if item includes an ordinance, resolution or petition)

Contact Information for Group or Individual: Kelly Baker, 704-638-5233

Consent Agenda (item requires no discussion and will be voted on by Council or removed from the consent agenda to the regular agenda)

Regular Agenda (item to be discussed and possibly voted on by Council)

FINANCE DEPARTMENT INFORMATION:

Finance Manager Signature

Department Head Signature

Budget Manager Signature

*****All agenda items must be submitted at least 7 days before the requested Council meeting date*****

For Use in Clerk's Office Only

Approved

Delayed

Declined

SERVICES CONTRACT

This contract for services (the “Contract”), made and entered into this day of _____, 20____ by and between the City of Salisbury, a North Carolina municipal corporation (hereinafter referred to as the “City”), and KTS Strategies (hereinafter referred to as the “Provider”) (collectively, the “Parties”).

For and in consideration of the mutual promises set forth in the Contract, the parties do mutually agree as follows:

1. Obligations of Provider.

- a. Services. Under this Contract, the Provider shall perform the following services at designated times and sites as specifically requested and authorized by the City. The services to be performed are as follows: North Carolina State Lobbying Services as reflected in City of Salisbury RFP #925-2022, which is attached and incorporated as **Exhibit A**, along with the Provider’s Response to the RFP, which is attached and incorporated as **Exhibit B** (the “Services”). Provider shall, at its own sole cost and expense, perform and provide all the labor, services, materials, equipment, supplies, plans, and equipment necessary to complete the Services within the time specified and in accordance with the terms, conditions, and provisions of this Contract, and pursuant to the instructions, orders, and directions of the City made in accordance with this Contract.
- b. Qualifications of Provider. Provider, and all agents or employees of Provider who will provide services under this Contract, shall be fully qualified, possess any requisite licenses, and otherwise be legally entitled to perform the services provided, and shall exercise the skill and care customarily exercised by duly licensed and qualified providers of the same or similar services.
- c. Records Maintenance. Provider shall maintain written documentation of any professional services provided, including any required documentation meeting the requirements of applicable federal, state, and local laws and regulations.

2. Obligations of the City.

- 2.1 Compensation. The City agrees to pay Provider on monthly fee basis. The City agrees to pay Provider for the Services at the monthly rate of Six Thousand Five Hundred and 0/100 Dollars (\$6,500.00) which shall remain unchanged for the duration of the Contract.
 - a. In the event of inclement weather, fire, power failure, or other similar occurrence, which may necessitate the cancellation of the delivery of Services, and an alternate date cannot be agreed upon, the City will be under no obligation to compensate Provider for Services not rendered.

3. Term and Renewal. The Services will be provided from the date first referenced above for a period of one (1) year, unless sooner terminated as herein provided (the "Initial Term"). With the written agreement of both parties, the Contract may be extended for four (4) additional one-year terms (the "Renewal Terms") for a Total Term of five (5) years.
4. Termination for Convenience. The City may terminate this Contract at any time at its complete discretion upon twenty (20) calendar days' notice in writing from the City to Provider prior to the date of termination. In addition, all finished or unfinished documents and other materials produced by Provider pursuant to this Contract shall, at the request of the City, be turned over to it and become its property. If the Contract is terminated by the City in accordance with this section, the City will provide a prorated payment for all services performed as of the date of termination.
5. Terms and Methods of Payment. Provider shall provide the City with invoice(s) itemized by services provided, the number of hours worked and by whom, the date(s) that services were provided, and the amount owed, along with any supporting documentation that may be requested in advance by the City. Such invoice(s) shall be submitted within thirty (30) days of the rendering of services. The City shall process payments to Provider within thirty (30) days of submission of such invoice(s). Invoice(s) should be sent electronically to Kelly Baker at kbake@salisburync.gov for review and approval.
6. Contract Funding. It is understood and agreed between Provider and the City that the City's payment obligation under this Contract is contingent upon the availability of appropriated funds from which payment for Contract purposes can be made.
7. Insurance. Provider agrees to maintain \$1,000,000 in general liability, \$1,000,000 in automobile liability, and other appropriate insurance, as well as Workers Compensation in the required statutory amount, for all employees participating in the provision of services under this Contract. The "City of Salisbury, a North Carolina Municipal Corporation" shall be named by endorsement as an additional insured on the General Liability policy. Certificates of such insurance shall be furnished by Provider to the City and shall contain an endorsement to provide the City at least ten (10) days' written notice of any intent to cancel or terminate by either Provider or the insuring company. Failure to furnish insurance certificates or maintain such insurance shall be a default under this contract and shall be grounds for immediate termination of this Contract.
8. Taxes. Provider shall pay all federal, state and FICA taxes for all employees participating in the provision of services under this Contract.
9. Monitoring and Auditing. Provider shall cooperate with the City, or with any other person or agency as directed by the City, in monitoring, auditing, or investigating activities related to this Contract. Provider shall permit the City

to evaluate all activities conducted under this Contract as dictated by the City. Provider shall provide auditors retained by the City with access to any records and files related to the provision of services under this Contract. The City agrees that its auditors will maintain the confidentiality of any identified and actual trade secrets of Provider accessed during an audit conducted under this Contract.

10. Time of the essence. The Parties agree that time is of the essence to each and every term or condition of this Contract where a certain length of time is fixed for the performance of the term or condition. The Parties further agree that any additional time allowed for the completion of any Work by mutual agreement of the Parties shall be of the essence to this Contract.
11. Compliance with Applicable Laws. Provider shall comply with all applicable laws and regulations in providing services under this Contract. In particular, Provider represents that it is authorized by federal law to work in the United States. Provider represents and warrants that it is aware of and in compliance with the Immigration Reform and Control Act and North Carolina law (Article 2 of Chapter 64 of the North Carolina General Statutes) requiring use of the E-Verify system for employers who employ twenty-five (25) or more employees and that it is and will remain in compliance with these laws at all times while providing services pursuant to this Contract. Provider is responsible for compliance with the Affordable Care Act and accompanying IRS and Treasury Department regulations.
12. Indemnification. To the maximum extent allowed by law, Provider shall indemnify and hold harmless the City and its agents and employees from and against all claims, actions, demands, costs, damages, losses, and/or expenses of any kind whatsoever proximately resulting from the omission or commission of any act, lawful or unlawful, by Provider or its agents and/or employees, including but not limited to court costs and attorney's fees, incurred in connection with the defense of said matters. The parties agree that this indemnification clause is an "evidence of indebtedness" for purpose of N. C. Gen. Stat. § 6-21.2.
13. Relationship of Parties. Provider shall be an independent contractor of the City, and nothing herein shall be construed as creating a partnership or joint venture; nor shall any employee of Provider be construed as an employee, agent, or principal of the City.
14. Restricted Companies List. Provider represents that as of the date of this Contract, Provider is not included on the Final Divestment List created by the North Carolina State Treasurer pursuant to N.C. Gen. Stat. § 147-86.58. Provider also represents that as of the date of this Contract, Provider is not included on the list of restricted companies determined to be engaged in a boycott of Israel created by the North Carolina State Treasurer pursuant to N.C. Gen. Stat. § 147-86.81.

15. Nondiscrimination. By signing this Contract, Provider, for itself, its agents, officials, and employees, certifies that it does not and will not discriminate in any manner on the basis of race, color, national origin, ethnicity, religion, creed, age, disability, sex, sexual orientation, gender identity or expression, pregnancy, marital or familial status, National Guard or veteran status, or any other status protected by federal, state, or local law, in its employment or business practices, and with respect to the subject matter of this Contract, except where such actions are otherwise excepted from or allowed by federal nondiscrimination law, including, but not limited to, Title VII of the Civil Rights Act of 1964. The Provider further agrees to comply with the provisions and intent of City of Salisbury Ordinance No. 2021-52. That Ordinance is incorporated into this Agreement for the benefit of the City of Salisbury and its residents. To ensure compliance with this provision, Provider further agrees that it will promptly respond to reasonable requests for information from the City. Failure to respond to requests for information or failure to comply with the requirements of this provision shall constitute a breach of the Contract. This provision shall be binding on the successors and assigns of the Provider with reference to the subject matter of this Contract.
16. Anti-Nepotism. Provider warrants that, to the best of its knowledge and in the exercise of due diligence, none of its corporate officers, directors, or trustees and none of its employees who will directly provide services under this Contract are immediate family members of any member of the Salisbury City Council or of any member of the City's Administration, Human Resources, Information Technology, or Financial and Business Services departments. For purposes of this provision, "immediate family" means spouse, parent, child, brother, sister, grandparent, or grandchild, and includes step, half, and in-law relationships. Should Provider become aware of any family relationship covered by this provision or should such a family relationship arise at any time during the term of this Contract, Provider shall immediately disclose the family relationship in writing to the City Manager. Absent an applicable exception under state law and City policy, the existence of a family relationship covered by this Contract is grounds for immediate termination by the City without further financial liability to Provider.
17. No assignment. Provider shall not assign, subcontract, or otherwise transfer any interest in this contract without the prior written approval of the City.
18. Amendments in writing. This Contract may be amended only in writing and signed by both parties.
19. Governing law. North Carolina law will govern the interpretation and construction of the Contract.
20. Entire agreement. This Contract, including the purchase order, if any, used in connection herewith and any other document(s) expressly incorporated by reference as a part of this Contract, constitutes and expresses the entire

agreement and understanding between the parties concerning its subject matter. This Contract supersedes all prior and contemporaneous discussions, promises, representations, agreements and understandings relative to the subject matter of this contract. To the extent there may be any conflict between the four corners of this Contract and other documents incorporated by reference herein, the terms of this Contract will control.

- 21. Attached Exhibits. The following documents, if any, are attached to this Contract and incorporated by reference herein:
 - a. **Exhibit A:** North Carolina State Lobbying Services
City of Salisbury RFP #925-2022
 - b. **Exhibit B:** Provider’s Response to RFP
- 22. Severability. If any provision of this Contract shall be declared invalid or unenforceable, the remainder of the Contract shall continue in full force and effect.
- 23. Counterparts and execution. This Contract may be executed in any number of counterparts, each of which will be deemed an original but all of which together will constitute one and the same instrument. The Parties agree that computer scanned and/or faxed signatures or copies of this Contract will have the same validity and force as an “original.”
- 24. Authority to Enter Contract. The person(s) executing this Contract on behalf of Provider have authority to do so as an official, binding act of Provider.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first indicated above.

CITY OF SALISBURY

PROVIDER

BY: _____

TITLE: _____

DATE: _____

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

City of Salisbury



Request for Proposals State Lobbying Services RFP #026-2022

Issue Date:

May 18, 2022

Issued By:

**City of Salisbury
132 N. Main Street
Salisbury, NC 28144**

May 18, 2022

Dear Sir or Madam:

The City of Salisbury, North Carolina, is now accepting Proposals for State Lobbying Services. The requirements for submitting a Proposal are stated in the attached Request for Proposals (the “RFP”).

Sealed proposals marked **State Lobbying Services** to be furnished to the City of Salisbury (the “City”) will be received by Kelly Baker, Administrative Services Director, 132 North Main Street, Salisbury, NC until **4:00 p.m. Wednesday, June 8, 2022**. The City reserves the right to reject any and all proposals.

An electronic copy of the RFP in Microsoft Word format may be obtained by contacting Kelly Baker at kbake@salisburync.gov.

One (1) electronic copy of the Proposal on a CD or flash drive in a searchable format such as Microsoft Word or Adobe Acrobat and one (1) original Proposal signed in ink by a Vendor official authorized to make a legal and binding offer must be submitted in a sealed envelope plainly marked with the Proposal number and service description as follows:

Request for Proposals
Attention: Kelly Baker
[Name of Provider Submitting Proposal]
State Lobbying Services
RFP #026-2022

All questions must be directed to Kelly Baker as stated in the instructions. The City is an equal opportunity purchaser.

Sincerely,

Kelly Baker
Administrative Services Director

SECTION ONE: INSTRUCTIONS TO VENDORS

- 1.1. Read, Review and Comply:** It shall be the Vendor’s responsibility to read this entire document, review all enclosures and attachments, and any addenda thereto, and comply with all requirements specified herein, regardless of whether appearing in these Instructions to Vendor or elsewhere in this RFP document.
- 1.2. Late Proposals:** Late proposals, regardless of cause, will not be opened or considered and will automatically be disqualified from further consideration. It shall be the Vendor’s sole responsibility to ensure delivery at the designated office by the designated time.
- 1.3 Acceptance and Rejection:** The City reserves the right to reject any and all proposals, to waive any informality in proposals and, unless otherwise specified by the Vendor, to accept any item in the proposal.
- 1.4 Withdrawal of Proposal:** No proposal may be changed or withdrawn after the time of the proposal due date. Any modifications or withdrawals requested before this time shall be acceptable only when such request is made in writing to the Administrative Services Director.
- 1.5 Conflict of Interest:** Each Vendor shall affirm that no official or employee of the City of Salisbury is directly or indirectly interested in this proposal for any reason of personal gain.
- 1.6 City Rights and Options:** The City, at its sole discretion, reserves the following rights:
- To supplement, amend, substitute, or otherwise modify this RFP at any time.
 - To cancel this RFP with or without the substitution of another RFP.
 - To take any action affecting this RFP, this RFP process, or the services subject to the RFP that would be in the best interests of the City.
 - To issue additional requests for information or clarification from Vendors or to allow corrections of errors or omissions.
 - To require one or more Vendors to supplement, clarify or provide additional information in order for the City to evaluate the responses submitted.
 - To negotiate a contract with a Vendor based on the information provided in response to this RFP.
- 1.7 Public Records:** Any materials submitted in response to this RFP will become “public record.” Proposers must claim any applicable exemptions to disclosure provided by law in their response to this RFP. Vendors must identify materials to be protected, and must state the reasons why such exclusion from public disclosure is necessary and legal. The City reserves the right to make all final determination(s) of the applicability of North Carolina Public Records Law to any materials submitted with the proposal.

- 1.8 Accuracy of RFP and Related Documents:** Each Vendor must independently evaluate all information provided by the City. The city makes no representations or warranties regarding any information presented in this RFP, or otherwise made available during this procurement process, and assumes no responsibility for conclusions or interpretations derived from such information. In addition, the City will not be bound by or be responsible for any explanation or conclusions regarding this RFP or any related documents other than those provided by an addendum issued by the City. Vendors may not rely on any oral statement by the City or its agents, advisors, or consultants.

If a Vendor identifies potential errors or omissions in this RFP or any related documents, the Vendor should immediately notify the City of such potential discrepancy in writing. The City may issue a written addendum if the City determines that clarification is necessary. Each Vendor requesting an interpretation will be responsible for delivering such requests to the City’s designated representative as directed in RFP Section Three.

- 1.9 Proposal Binding:** Proposals shall be binding for a period of ninety (90) days.

SECTION TWO: GENERAL TERMS AND CONDITIONS.

The terms of the engagement shall be governed by the Services Contract enclosed as an attachment to this RFP. Any terms of the Services Contract objectionable to the Provider shall be identified in the RFP response. The City is willing to consider reasonable revisions to the Services Contract.

SECTION THREE: PROCUREMENT PROCESS

3.1 Schedule and Process.

The following chart shows the schedule of events for the conduct of this RFP. The key events and deadlines for this process are as follows:

Event	Date and Time
Issuance of RFP	Wednesday, May 18, 2022
Deadline to submit questions	Friday, May 27, 2022
Answers to questions provided	Tuesday, May 31, 2022
Proposal Due	Wednesday, June 8, 2022

Firms may have questions or need clarification about the terms of the RFP. To accommodate the proposal questions process, Vendors shall submit any such questions by the above due date.

Written questions shall be emailed to kbake@salisburync.gov by the date and time specified above. Companies should enter “RFP#026-2022 Questions” as the subject for the email.

Responses will be posted in the form of an addendum to the RFP on the City’s website at <http://salisburync.gov/Government/Financial-and-Business-Services/Bids-and-Purchasing>. No information, instruction, or advice provided orally or informally, whether made in response to a question or otherwise in connection with this RFP, shall be considered authoritative or binding.

No contact regarding this RFP will be allowed between Vendors or potential Vendors and employees of the City of Salisbury after issuance of the RFP with the exception of the City contact person named on the cover page. Any such contact may disqualify a firm from further consideration. Requests for clarification from Vendors will be allowed provided that such requests are made through the Administrative Services Director in writing.

3.2 Proposal Submittal:

One (1) signed, executed copy and one (1) digital copy of the proposal on a flashdrive in PDF format submitted in a sealed envelope shall be received as shown on the schedule above.

Mailing and Hand Delivery Address:

Kelly Baker
Administrative Services Director
City of Salisbury
132 North Main Street
Salisbury, NC 28144

All proposals should be clearly marked on the outside of the package with the Vendor’s name, Attention: Kelly Baker, and the title, RFP#026-2022 State Lobbying Services. It is the Vendor’s responsibility to ensure proposals are received by the City of Salisbury by the stated day and time. No late proposals will be accepted.

All proposals must be signed by an authorized official of the firm. The Vendor shall insert the required responses and supply all the information, as requested. The prices inserted shall be net and shall be the full cost, including all factors whatsoever.

SECTION FOUR: SCOPE OF STATE LOBBYING SERVICES

The City of Salisbury requires a Vendor to lobby the North Carolina General Assembly on its behalf. The Vendor shall work under the direction of the City Council.

The Vendor will actively and continuously lobby the General Assembly to assist the City in several key areas including, but not limited to, the following:

- Environmental quality with particular interest in the City’s water resources;
- Economic development

- Streets and transportation infrastructure;
- Planning and land use;
- Public safety;
- Public transportation;
- Stormwater;
- Tax policies;
- Telecommunications; and
- Other City Council priorities

The Vendor shall also:

- Maintain liaison with the leadership of the General Assembly;
- Maintain liaison with the City's State Delegation;
- Counsel Mayor and City Council, City Manager and City Manager's Management Team regarding the development and improvement of relationships with the leadership of the General Assembly and State Delegation;
- Review state executive proposals, legislation under consideration, proposed and adopted administrative rules and regulations, and other developments for the purpose of advising the City of issues that may have a bearing on the City's policies and programs;
- Identify and aggressively act to obtain funding for the City;
- Develop briefing materials and talking points for meetings and phone calls with state officials;
- Review on a continuing basis all existing and proposed state policies, programs, and legislation. Identify those issues that may affect the City or its citizens, and regularly inform the City on these matters. Provide legislative expertise and consulting services;
- Alert the City to potential new opportunities that will further the City's interests and to posing threats that could negatively impact the City's interest;
- Provide monthly updates and quarterly status reports on the Vendor's achievements as they relate to the goals and objectives set forth in the City's legislative program;
- Confer with the City Manager and City Manager's Management Team on preparation and implementation of legislative agendas.

SECTION FIVE: CONTRACT TERM

The term for any contract resulting from the Request for Proposal (RFP) is for one (1) year. The contract may be extended for as many as four (4) additional twelve (12) month periods, for a total of five (5) years, pursuant to a written extension signed by both parties and provided funds are available for contract purposes.

SECTION SIX: PROPOSAL CONTENT AND FORMAT

The City desires all Proposals to be identical in format in order to facilitate comparison. While the City's format may represent departure from the Vendor's preference, the City requires adherence to the format. The Proposal will be in the format described below:

- A. Cover letter;
- B. Approach to providing lobbying services and accomplishing the required scope of work;
- C. Qualifications including background and experience;
- D. Past and current clients;
- E. Pricing

Companies are required to organize the information requested in this RFP in accordance with the format and instructions outlined above and detailed below. Failure to do so may result in the City, at its sole discretion, deeming the Proposal non-responsive.

All Proposals must be:

- No greater than five (5) pages, single-sided, single-spaced;
- Printed on 8.5"x11" paper with standard text no smaller than eleven (11) points;
- Unless necessary, all Proposal originals should minimize or eliminate the use of non-recyclable or non-reusable materials such as 3-ring binder, plastic report covers, plastic dividers, and vinyl sleeves.

6.1 Proposal Content:**A. Cover letter**

The Proposal must include a letter of transmittal attesting to its accuracy, signed by an individual authorized to execute binding legal documents. The cover letter shall provide the name, address, and telephone number of the Vendor along with the name, title, address, email address and telephone number of the executive that has the authority to contract with the City. The cover letter shall present the Vendor's understanding of the Project and a summary of the approach to perform the Services. The Vendor must also identify if it is certified as a Historically Underutilized Business (HUB) through the State of North Carolina. All addenda must be acknowledged in this letter.

B. Approach to providing lobbying services and accomplishing the required scope of work

For each component of the Scope of Work described in Section Four, state how the Vendor plans to provide the best approach to meeting stated goals. Describe the key individuals along with their qualifications, professional certifications, and experience that would comprise the Vendor's team for providing Lobbying Services. Identify any sub-consultants who would be retained to provide services, the percentage of work assigned, and whether or not they are HUB certified. Identify the number of lobbyists to be assigned to the City.

C. Qualifications including background and experience

Provide a brief overview and history of the Vendor, including how many years it has been in business. Describe the Vendor's experience lobbying on behalf of local government issues, particularly those issues listed in the Scope of Services. Describe the Vendor's experience lobbying and/or employment with the NC General Assembly. Describe the Vendor's working relationship with members of both political parties. Indicate if the Vendor's representatives are registered North Carolina Lobbyists. Also, disclose any litigation the Vendor has been involved with during the past three (3) years for Lobbying Services.

D. Past and current clients

Provide a listing of current and past public sector (cities or counties) clients and the general services provided. Identify clients that are similar to the City of Salisbury (e.g.: in size, complexity, location). Provide contact information (i.e.: name, phone number, email address) for those that will serve as a reference.

E. Pricing

Provide a detailed fee of scheduled expenses. Express the administrative fee in a lump sum payable monthly over the course of the year. Expenses not specifically listed will not be considered. All Proposals must include a maximum not-to-exceed amount and separate price for travel and related expenses (if applicable). Vendors shall incur no travel or related expenses chargeable to the City without prior approval by an authorized City representative. The actual contract amount will be negotiated after the Vendor has been selected and the scope of work finalized.

SECTION SEVEN: EVALUATION CRITERIA

Proposals will be assess to determine the most comprehensive, competitive and best value solution for the City based on, but not limited to, the criteria below. The City reserves the right to modify the evaluation criteria or waive portions thereof.

Proposals will be evaluated on the following major categories:

1. Project Approach/Proposed Solution
2. Qualifications and Experience
3. Cost Effectiveness and Value

June 8, 2022

Kelly Baker
Administrative Services Director
City of Salisbury
132 North Main Street
Salisbury, NC 28144
kbake@salisburync.gov

Re: KTS Strategies Response to RFP #026-2022 State Lobbying Services

Dear Ms. Baker:

Thank you for the opportunity to submit our Proposal to perform State Lobbying Services for the City of Salisbury. This cover letter presents the Provider's understanding of the project, summarizes our approach to perform the services, and attests to the accuracy of the proposal.

The firm executive for this proposal that has the authority to contract with the City is:

Ches McDowell, Senior Managing Director
KTS Strategies LLC
1001 W 4th Street, Winston-Salem, NC 27101
Telephone (336) 671-0411
cmcdowell@ktsstrategies.com

We understand the City is seeking to contract with a firm to lobby the North Carolina General Assembly on the City's behalf. This project seeks a provider who will actively and continuously lobby on behalf of the City under the direction of the City Council, maintain strategic relationships with state leadership and policymakers, monitor and alert the City regarding developing issues and opportunities, and serve as a strategic advisor to the City on state government affairs matters.

KTS Strategies provides such services by combining traditional "lawyer skills" such as analysis and oral advocacy with political experience and day-to-day familiarity with legislative and executive branch processes and principals. With each issue facing the City we will build a strategic plan, monitor related issues, work with decision makers, and advocate for the desired result.

We appreciate the opportunity to be a part of this process and are happy to answer any questions or elaborate on any information within this proposal.

Sincerely,



Charles F. McDowell IV
Senior Managing Director

B. LOBBYING SERVICES AND SCOPE OF WORK

Each stated goal in the Scope of Work described in Section Four of the RFP will be handled with the same general approach by building a strategic plan, monitoring related issues, working with decision makers, and advocating for the desired result.

STRATEGIC PLAN – We will collaborate with the City to fully understand timelines, policy/legislative goals, and develop the best strategy for achieving those goals. We will work to address your objectives, using our knowledge and insights to best position the City for success before the legislative and executive branches. Our planning efforts will include establishing and implementing a City legislative agenda at the state level that is based on the City's key areas and needs. The strategic plan will be devised alongside the City Council and the Mayor to ensure there is total transparency to deliver achievable goals for the City's residents.

LEGISLATIVE AND ISSUE MONITORING – KTS Strategies will identify and track state legislative activity, new developments, and obstacles that may affect your objectives. This will include covering legislative committees and acquiring information on any pending and current legislation that will impact the City and its goals. In addition to legislation, we will identify and review any state executive proposals, administrative rules and regulations, credit assistance programs, grants and funding programs, and any other developments that may impact the City. We will advise the City on the most effective way to navigate these programs and position the City to capitalize on potential opportunities. In instances where federal programs are administered by the state, our advice will draw upon and be informed by KTS Strategies' experience and engagement at the federal level as well.

DECISION MAKER DEVELOPMENT – Our team will meet with decision makers that have influence on matters that are important to you and educate them on the relevant situation at hand. This will include the City's state delegation, as well as relevant legislators and committee leadership making decisions on issues impacting the City's goals. We will also help facilitate legislative meetings with City leadership when deemed appropriate to help develop and foster 1:1 relationships. Establishing familiarity with the City's issues will further encourage a favorable outlook and positive perspective. Issues can be taught, relationships cannot.

ADVOCACY AND IMPLEMENTATION – We must stay involved in the process constantly and actively guard against legislative action limiting the authority of the City Council or the Mayor. For this reason, it is imperative that we purposefully work with decision makers and their staffs to ensure we have timely information and are a part of ongoing conversations in the legislative process. We will advocate in front of state legislative members on your behalf and as deemed appropriate by City leadership. The advocacy can be supporting, opposing, or amending legislative measures to impact the City in the best way possible. In addition to advocacy before state legislators, we will represent the City before state agencies and attend conferences and meetings on the City's behalf when necessary.

COMMUNICATION – Our team will maintain regular contact and be readily accessible to you. We will update the City of any significant impacts in real time. We will also generate monthly and quarterly reports to the City Manager and City Manager's Management Team and present to the City Council as necessary.

OUR TEAM - Our entire government relations team will be engaged on this issue which consists of six North Carolina lobbyists. Complete resumes of our team are included under the "Supplemental Information" section.

C. BACKGROUND AND EXPERIENCE

KTS Strategies LLC is a wholly-owned subsidiary of Kilpatrick Townsend & Stockton LLP. Kilpatrick Townsend & Stockton LLP has provided government affairs services in North Carolina since 1993. Kilpatrick Townsend's formal government affairs practice began in Washington, DC in 2005. The Kilpatrick Townsend team expanded to cover North Carolina in 2016. To better serve our clients, we transitioned to KTS Strategies in January 2022.

Navigating the governmental labyrinth in North Carolina presents a spectrum of opportunities for communities like the City of Salisbury. But these opportunities rarely arise without obstacles. We can help. At KTS Strategies, our Government Relations Team brings years of experience representing local municipalities, transportation entities, nonprofit organizations, statewide associations, government vendors, and Fortune 500 companies before the North Carolina General Assembly and Executive Branch. We have won countless victories, defeated many adverse bills and proposals, restored reputations, and frequently secured "a seat at the table" for our clients.

The KTS Strategies team has unparalleled success representing local governments before the North Carolina General Assembly. Over the past 5 years, we have successfully lobbied to increase Powell bill funding for municipal road repair and defeat legislation usurping the authority of local governments to regulate short-term rentals. We have successfully collaborated with counties, cities, and legislative leaders to pass occupancy tax legislation to generate local revenues. In the 2021 legislative session, we defeated legislation stripping annexation authority from local governments and restored funding levels for the SMAP NC Department of Transportation program. We have secured more than \$30 million for Hoke County and successfully supported appropriations for major Cumberland County projects totaling hundreds of millions of dollars.

Additionally, we created a strategic plan for the North Carolina Airports Association to develop a long term funding mechanism for major capital investments on airport property. Our strategy included an education phase, project demonstration phase, and lobbying phase to implement our plan. Our plan has resulted in unprecedented funding of \$75 million per year to airport capital improvements by the North Carolina General Assembly.

More broadly, we have been involved in a multitude of issues surrounding many topics on behalf of local government clients and others with similar interests, including transportation, water and sewer, environmental quality, public safety, telecommunications, tax policy, land use, economic development, workforce development, and housing. In connection with these matters, we have been involved with dozens of pieces of legislation relating to each category. Our team has great working relationships with members of both political parties in both chambers. We have helped introduce, defeat, and amend legislation with a broad bipartisan approach.

KTS Strategies professionals generally began their careers as legislative advisors in both state and federal arenas, giving us unique insight into the legislative process and a broad range of issues and topics, including finance, aviation, technology, transportation, energy, environment, health care, education, political campaigns, and economic development, among others. Our team has served in many capacities in national, state, and local political campaigns; developed winning advocacy strategies across the globe; connected clients with key decision makers; drafted and passed legislation; counseled clients regarding compliance with laws and regulations; and prepared and accompanied witnesses for testimony before government committees and in agency hearings and investigations.

All six members of our North Carolina government relations team are registered lobbyists in North Carolina. We have not been involved in any litigation for lobbying services in the past three years.

D. PAST AND CURRENT CLIENTS

At the State level, our team currently represents the City of Charlotte, the City of Fayetteville, the City of Lexington, the Town of Leland, the Town of Pembroke, Hoke County, and Scotland County. Similarly, we currently represent the North Carolina Metropolitan Mayors Coalition, the North Carolina Airports Association, and multiple commercial airports. We previously represented the City of Raleigh and the Town of Sunset Beach.

General services for all of the aforementioned clients include state lobbying services before the North Carolina General Assembly and Executive Branch. We tailor our approach based on each client's specific needs, however we generally provide services as outlined in Part B of this proposal.

Below is the contact information for references for work we have provided similar clients.

Dana Fenton – Intergovernmental Relations Manager, City of Charlotte
(704) 408-7393, Dana.Fenton@charlottenc.gov

Beau Mills – Executive Director, NC Metropolitan Mayors Coalition
(919) 637-0873, beau.mills@metromayors.com

Terra Greene – City Manager, City of Lexington
(336) 240-5438, TAGreene@LexingtonNC.gov

E. PRICING

For this representation, KTS Strategies will charge a flat fee of \$6,500 per month. Additional expenses include lobbying registration fees set by the North Carolina Secretary of State. Current registration fees are \$253 for principal registration and \$253 for each registered lobbyist.

Salisbury City Council Agenda Item Request Form



Please Select Submission Category: Public Council Manager Staff

Requested Council Meeting Date: September 6, 2022

Name of Group(s) or Individual(s) Making Request: Kelly Baker

Name of Presenter(s): City Council

Requested Agenda Item: Council to consider appointments to various boards and commissions.

Description of Requested Agenda Item: There are two seats open on the Community Appearance Commission, one seat designated for the Hurley Family on the Hurley Park Advisory Committee, and two seats on the Parks and Recreation Advisory Board. A worksheet listing the terms and any applicable applications is included.

Attachments: Yes No

Fiscal Note: *(If fiscal note requires approval by finance department because item exceeds \$100,000 or is related to grant funds, please fill out signature blocks for finance at bottom of form and provide supporting documents)*

Action Requested of Council for Agenda Item: Council to consider making appointments to various boards and commissions. *(Please note if item includes an ordinance, resolution or petition)*

Contact Information for Group or Individual: Kelly Baker 704-638-5233

Consent Agenda (item requires no discussion and will be voted on by Council or removed from the consent agenda to the regular agenda)

Regular Agenda (item to be discussed and possibly voted on by Council)

FINANCE DEPARTMENT INFORMATION:

Finance Manager Signature

Department Head Signature

Budget Manager Signature

*****All agenda items must be submitted at least 7 days before the requested Council meeting date*****

For Use in Clerk's Office Only

Salisbury City Council Agenda Item Request Form



Approved

Delayed

Declined

Reason:

Boards and Commissions Worksheet – 2022

Community Appearance Commission – Tamara Sheffield, Council Liaison

<u>Current Members</u>	<u>Term Expires</u>	<u>Eligible for Reappointment</u>	<u>Need 2 Members</u>
Vacant	3/31/25	No	_____
Vacant	3/31/25	No	_____

Applicants:

Cindi Graham
 Sharon Wilkins
 Shelonda Williams

Notes:

Hurley Park Advisory Board – Mayor Alexander, Council Liaison

<u>Current Members</u>	<u>Term Expires</u>	<u>Eligible for Reappointment</u>	<u>Need 1 Member</u>
Vacant	3/31/25	n/a	_____

Applicants:

Anna Hurley

Notes: The Elizabeth Holmes Hurley Memorial Park Fund provides 50% funding for Hurley Park and the agreement states that a member of the Hurley Family will be a board member. Gerry Hurley has stepped back from the board and Anna Hurley is recommended as the Hurley family representative.

Parks and Recreation Advisory Board – Harry McLaughlin, Council Liaison

<u>Current Members</u>	<u>Term Expires</u>	<u>Eligible for Reappointment</u>	<u>Need 2 Members</u>
Vacant	3/31/24	n/a	_____
Vacant	3/31/25	n/a	_____

Applicants:

Carol Bachl
 Sylvia Fosha
 Nnamdi Osakwe
 Mary Moore – 2nd choice
 Linda Black – 3rd choice
 Quinta Ellis – 3rd choice

Notes:

Carol

Bachl

Submission Date Feb 3, 2022 8:49 PM

First Name Carol

Last Name Bachl

E-mail carol.bachl@gmail.com

Home Phone 7047982333

Address 101 Canteberry Dr.

City Salisbury

State NC

ZIP Code 28144

Ethnicity Caucasian/Non-Hispanic

Gender Female

Place of Employment Retired

Do you reside within the City limits of Salisbury? Yes

Please indicate your #1 preference: Parks and Recreation Advisory Board

Have you served on a board or commission of the City of Salisbury? No

Why are you interested in serving on the Board or Commission for which you are applying? Lover of our parks and recreational facilities. Want to see continual growth and expand horizons in this endeavor.

Interest/Skills/Education/Areas of Expertise/Professional Organizations that you feel would be of assistance to you UNC graduate; MA in counseling, ASU; Tennis advocate for adults and youth; Advocate for recreation for all adults, youth, children.

in your duties as a member of the Board or Commission:

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

No

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the Salisbury City Council?

No

I certify that the facts contained in this application are true and correct to the best of my knowledge. I understand and agree that any misstatement will be cause for my removal from any board or commission.

I agree

Linda

Black

Submission Date	Aug 14, 2022 9:33 PM
First Name	Linda
Last Name	Black
E-mail	btoccassion@gmail.com
Home Phone	7042139685
Address	1216 Arden Rd
City	SALISBURY
State	NC
ZIP Code	28144
Ethnicity	African American
Gender	Female
Place of Employment	Salisbury-Rowan Community Action Agency Inc.
Occupation	Transportation/Inventory/CACFP Manager
Do you reside within the City limits of Salisbury?	Yes
Are you within the City's Extraterritorial Jurisdiction (ETJ) area?	Yes
Please indicate your #1 preference:	Bell Tower Green Committe
Please indicate your #2 preference:	Human Relations Council
Please indicate your #3 preference:	Parks and Recreation Advisory Board



Have you served on a board or commission of the City of Salisbury?

No

Why are you interested in serving on the Board or Commission for which you are applying?

I am a very proud resident of the City of Salisbury. I've been employed with Salisbury-Rowan Community Action Agency Inc. for 28 years.

I'm interested to serving on the Board of Commission because, I enjoy serving my community. I believe with my knowledge of the characteristics of the community, I can help plan the community needs. I want to be apart of the process of engaging our community to become one city.

Interest/Skills/Education/Areas of Expertise/Professional Organizations that you feel would be of assistance to you in your duties as a member of the Board or Commission:

28 years working with Salisbury-Rowan Community Action Agency , Event planning skills, Active member of the Salisbury-Rowan NAACP.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

No

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the Salisbury City Council?

No

I certify that the facts contained in this application are true and correct to the best of my knowledge. I understand and agree that any misstatement will be cause for my removal from any board or commission.

I agree

Quinta Ellis

Submission Date	Aug 11, 2022 4:16 PM
First Name	Quinta
Last Name	Ellis
E-mail	quintaellis@gmail.com
Home Phone	704-267-0328
Address	1400 Statesville Blvd
City	Salisbury
State	NC
ZIP Code	28144
Ethnicity	African American
Gender	Female
Do you reside within the City limits of Salisbury?	Yes
Are you within the City's Extraterritorial Jurisdiction (ETJ) area?	No
Please indicate your #1 preference:	Bell Tower Green Committe
Please indicate your #2 preference:	Fair Housing Committee
Please indicate your #3 preference:	Parks and Recreation Advisory Board
Have you served on a board or commission of the City of Salisbury?	No
Why are you interested in serving	As a long-time citizen of Salisbury, it has been exciting to see the new park added

on the Board or Commission for which you are applying?

to the city in an accessible location that is welcoming to all. As a minority and career educator, I want to take part in the continued access, hospitality, and success of the Bell Tower Green Park for generations to enjoy. Community involvement through volunteerism is one of the most important responsibilities as a citizen, and being a part of this board would allow me to support this community in a new manner.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

No

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the Salisbury City Council?

No

I certify that the facts contained in this application are true and correct to the best of my knowledge. I understand and agree that any misstatement will be cause for my removal from any board or commission.

I agree

Sylvia

Fosha

Submission Date	Aug 3, 2022 4:52 PM
First Name	Sylvia
Last Name	Fosha
E-mail	sfosha@carolina.rr.com
Home Phone	7042454887
Address	107 Spruce Drive
City	Salisbury
State	NC
ZIP Code	28147
Ethnicity	African American
Gender	Female
Place of Employment	Retired
Do you reside within the City limits of Salisbury?	Yes
Are you within the City's Extraterritorial Jurisdiction (ETJ) area?	No
Please indicate your #1 preference:	Parks and Recreation Advisory Board
Please indicate your #2 preference:	Bell Tower Green Committee
Please indicate your #3 preference:	Human Relations Council
Have you served on a board or commission of the City of Salisbury?	No

Why are you interested in serving on the Board or Commission for which you are applying?

I want to be involved in making a contribution to the city in which I live. I am active with several city & county organizations. I enjoy volunteering my time, when it benefits others. I'm a senior citizen and I want to keep active.

Interest/Skills/Education/Areas of Expertise/Professional Organizations that you feel would be of assistance to you in your duties as a member of the Board or Commission:

Very good organizer & planner

President of Salisbury-Rowan AARP Chapter; Board member of Rufty Holmes Senior Center & Board member of Rowan One Church One Child

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

No

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the Salisbury City Council?

No

I certify that the facts contained in this application are true and correct to the best of my knowledge. I understand and agree that any misstatement will be cause for my removal from any board or commission.

I agree

Cindi

Graham

Submission Date	Aug 17, 2022 8:37 PM
First Name	Cindi
Last Name	Graham
E-mail	cgraham19@carolina.rr.com
Home Phone	704-213-7050
Business Phone	704-213-7050
Address	1203 Wellington Hills Circle
City	28147
State	NC
ZIP Code	28147
Ethnicity	Caucasian/Non-Hispanic
Gender	Female
Place of Employment	Mt Ulla Elementary
Occupation	Title 1 Reading Tutor
Do you reside within the City limits of Salisbury?	Yes
Are you within the City's Extraterritorial Jurisdiction (ETJ) area?	Yes
Please indicate your #1 preference:	Community Appearance Commission
Have you served on a board or commission of the City of Salisbury?	No
Why are you interested in serving	I would like to be a part of a group that helps enhance our community to it full

on the Board or Commission for which you are applying?

potential. Salisbury is a beautiful place to live and we need to keep it that way.

Interest/Skills/Education/Areas of Expertise/Professional Organizations that you feel would be of assistance to you in your duties as a member of the Board or Commission:

I have been on several boards and committees including Lee Street Theatre, Wellington Hills Condos and First Presbyterian Church.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

No

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the Salisbury City Council?

No

I certify that the facts contained in this application are true and correct to the best of my knowledge. I understand and agree that any misstatement will be cause for my removal from any board or commission.

I agree

Anna Hurley

Submission Date Aug 1, 2022 8:22 AM

First Name Anna

Last Name Hurley

E-mail annaholmeshurley@gmail.com

Home Phone 6467349874

Address 345 CLINTON AVENUE, APT.2F

City BROOKLYN

State NY

ZIP Code 11238

Ethnicity Caucasian/Non-Hispanic

Gender Female

Place of Employment self employed

Occupation Prop Stylist

Do you reside within the City limits of Salisbury? No

Are you within the City's Extraterritorial Jurisdiction (ETJ) area? No

Please indicate your #1 preference: Hurley Park Advisory Board

Have you served on a board or commission of the City of Salisbury? No

Why are you interested in serving on the Board or Commission for which you are applying?

I am a member of the Hurley family who is very proud of Hurley Park. So, the continued care of the park is of great importance to me.

Interest/Skills/Education/Areas of Expertise/Professional Organizations that you feel would be of assistance to you in your duties as a member of the Board or Commission:

I've had a lot of experience in non profit organizations including governance and finance. Also, I have a keen interest in gardening.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

No

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the Salisbury City Council?

No

I certify that the facts contained in this application are true and correct to the best of my knowledge. I understand and agree that any misstatement will be cause for my removal from any board or commission.

I agree

Mary Moore

Submission Date	Aug 3, 2022 5:25 PM
First Name	Mary
Last Name	Moore
E-mail	pnmmoore@gmail.com
Home Phone	704-431-6105
Address	322 River Birch Dr
City	Salisbury
State	NC
ZIP Code	28146
Ethnicity	Caucasian/Non-Hispanic
Gender	Female
Place of Employment	Retired
Occupation	Retired
Do you reside within the City limits of Salisbury?	Yes
Please indicate your #1 preference:	Bell Tower Green Committe
Please indicate your #2 preference:	Parks and Recreation Advisory Board
Please indicate your #3 preference:	Historic Preservation Commission
Have you served on a board or commission of the City of Salisbury?	No

Why are you interested in serving on the Board or Commission for which you are applying?

I love the Bell Tower Park and try to do most activities. It's a beautiful area and want it to continue for future generations.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

No

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the Salisbury City Council?

No

I certify that the facts contained in this application are true and correct to the best of my knowledge. I understand and agree that any misstatement will be cause for my removal from any board or commission.

I agree

Nnamdi

Osakwe

Submission Date	Jul 27, 2022 5:09 PM
First Name	Nnamdi
Last Name	Osakwe
E-mail	nnam@prodigy.net
Home Phone	7042321235
Address	206 Laura spring drive
City	Salisbury
State	NC
ZIP Code	28146
Ethnicity	African American
Gender	Male
Occupation	Educator
Do you reside within the City limits of Salisbury?	Yes
Are you within the City's Extraterritorial Jurisdiction (ETJ) area?	No
Please indicate your #1 preference:	Parks and Recreation Advisory Board
Please indicate your #2 preference:	Planning Board
Please indicate your #3 preference:	Other
Have you served on a board or commission of the City of Salisbury?	No

Why are you interested in serving on the Board or Commission for which you are applying?

Desire to contribute my time and expertise to my community.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

No

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the Salisbury City Council?

No

I certify that the facts contained in this application are true and correct to the best of my knowledge. I understand and agree that any misstatement will be cause for my removal from any board or commission.

I agree

Sharon Wilkins

Submission Date	Jul 22, 2022 3:22 PM
First Name	Sharon
Last Name	Wilkins
E-mail	swjunc@gmail.com
Home Phone	7043512680
Address	515 S Martin Luther King Jr Ave
City	Salisbury
State	NC
ZIP Code	28144
Ethnicity	African American
Gender	Female
Place of Employment	Livingstone College
Occupation	Music
Do you reside within the City limits of Salisbury?	Yes
Are you within the City's Extraterritorial Jurisdiction (ETJ) area?	Yes
Please indicate your #1 preference:	Community Appearance Commission
Please indicate your #2 preference:	Planning Board
Please indicate your #3 preference:	Human Relations Council



Have you served on a board or commission of the City of Salisbury?

No

Why are you interested in serving on the Board or Commission for which you are applying?

Returning resident after retirement and have a sincere interest in the well being of our wonderful city.

Interest/Skills/Education/Areas of Expertise/Professional Organizations that you feel would be of assistance to you in your duties as a member of the Board or Commission:

Retired educator, MAEd, MS.ED

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

No

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the Salisbury City Council?

No

I certify that the facts contained in this application are true and correct to the best of my knowledge. I understand and agree that any misstatement will be cause for my removal from any board or commission.

I agree

Shalonda Williams

Submission Date	Oct 27, 2021 8:46 AM
First Name	Shalonda
Last Name	Williams
E-mail	msladie1981@gmail.com
Home Phone	7047715311
Address	1210 N. Main Street
City	Mint Hill
State	NC
ZIP Code	28144
Ethnicity	African American
Gender	Female
Place of Employment	Lowe's
Occupation	Online Merchandising Specialist
Do you reside within the City limits of Salisbury?	Yes
Are you within the City's Extraterritorial Jurisdiction (ETJ) area?	No
Please indicate your #1 preference:	Historic Preservation Commission
Please indicate your #2 preference:	Community Appearance Commission
Please indicate your #3 preference:	Fair Housing Committee

Have you served on a board or commission of the City of Salisbury?

No

Why are you interested in serving on the Board or Commission for which you are applying?

I've recently moved to Salisbury in a beautiful historic home on N. Main Street and 11th. The homes in this historic neighborhood have so much potential and its sad to see them not being taken care of. I would love to work with a preservation team and help bring things neighborhoods back to the beauty they once were

Interest/Skills/Education/Areas of Expertise/Professional Organizations that you feel would be of assistance to you in your duties as a member of the Board or Commission:

I am interested in all things DIY and have a love for historic design features.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

No

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the Salisbury City Council?

No

I certify that the facts contained in this application are true and correct to the best of my knowledge. I understand and agree that any misstatement will be cause for my removal from any board or commission.

I agree
