

Salisbury, North Carolina
September 6, 2005

REGULAR MEETING

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

ABSENT: None.

The meeting was called to order by Mayor Kluttz at 4:00 p.m. The invocation was given by Councilman Lewis.

PLEDGE OF ALLEGIANCE

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

RECOGNITION OF VISITORS

Mayor Kluttz recognized all visitors present.

ADDITIONS/DELETIONS TO THE AGENDA

Mayor Kluttz noted the following changes to the Agenda:

Add – Council to receive a report from Mr. David Whisenant regarding Hurricane Katrina.

Add – Council to consider an appointment to the Parks and Recreation Advisory Board.

REPORT FROM DAVID WHISENANT REGARDING HURRICANE KATRINA

Mr. David Whisenant, a reporter for WBTV-Charlotte, spoke to Council concerning his recent trip to areas damaged by Hurricane Katrina. He showed Council a short video of the destruction to the area and proposed that the City of Salisbury adopt a city or community on the Gulf Coast in order to work exclusively with that area to provide help and determine which needs can be met. He stated that he feels this will spur other communities and partnerships, such as business to business or family to family. He noted the concept originally came from Fire Chief Bob Parnell who had the idea to adopt a Fire Department in the area. Mr. Whisenant informed Council that WSTP has offered free radio advertising to talk about this effort. He added that others in the community have also indicated their eagerness to support the idea. He suggested Council look at Jackson County or Hancock County in Mississippi, noting that Pascagoula is the county seat for Jackson County and is serving as the set-up point for providing aid to the County.

Mayor Kluttz commended Mr. Whisenant for bringing this idea to Council and commented that she feels Salisbury is lucky to have residents who sincerely care about other people. Council also expressed their support for the project and indicated they feel this is a wonderful idea.

City Manager David Treme pointed out that Jackson County Mississippi has a population of approximately 130,000 and its county seat, Pascagoula, has approximately 26,000 people, which is similar to Salisbury and Rowan County. He stated that he has spoken with Ms. Carla Todd, President of the Jackson County Chamber of Commerce, and she is the relief coordinator for the community. He stated that Ms. Todd is thrilled that Salisbury has contacted them and would welcome any assistance. Mr. Treme then recognized Mr. Rick Parker, Vice President of Clinical Support Services for Rowan Regional Medical Center.

Mr. Parker informed Council that Rowan Regional Medical Center has been in contact with representatives from Singing River Hospital in Pascagoula, Mississippi in efforts to coordinate aid. He stated that staff at the hospital has been working non-stop since the hurricane hit and, as of

today, still do not have power. Mr. Parker stated that the facility is in good shape but one of their greatest needs at this time is for washers and dryers so staff can wash their clothes. He explained that they have lost their homes and have no place to wash the clothes being donated from the Salvation Army. He noted that they also have a need for bottled water, cleaning supplies, batteries and lanterns. Mr. Parker stated that Rowan Regional Medical Center is adopting this medical center in Pascagoula to ensure they recover from the devastation.

Mr. Treme also recognized Fire Chief Bob Parnell, Director of the United Way Mr. Bob Lippard, and Salvation Army Captain Chris Thornhill to discuss relief efforts. Chief Parnell stated that the three Fire Department facilities have been designated as collection points for supplies to be donated to the relief effort. He stated that a large tractor trailer has been placed at Station 51 to load supplies, noting that The Real Reel Corporation has donated packing materials, with the tractor trailer being donated by Freightliner.

Mr. Treme noted that the United Way has given \$10,000 to the Salvation Army and \$10,000 to the Red Cross from their emergency fund. He pointed out that Captain Thornhill is originally from Pascagoula and had previously served that area. Captain Thornhill commented on the devastation in the area, stating the people have lost everything. He indicated that the Salvation Army is serving approximately five hundred thousand (500,000) meals per day just in the Gulf Coast area, adding that this does not include the meals being served in Alabama, Louisiana, and Mississippi. He noted that he is reassured and uplifted that people are reaching out to help those in need.

Mr. Lippard indicated that when the United Way is contacted to help in times of trouble they have found that their strength is in providing a coordinated and organized response. He stated that the United Way has had an immediate response from throughout the community to provide aid and supplies, noting that Freightliner has helped with transportation, Real Reel with packing supplies, and the City of Salisbury with coordination efforts. He added that he felt providing a swift and organized effort will have meaningful results to help those that need it.

Mayor Klutz thanked Chief Parnell, Captain Thornhill, and Mr. Lippard and their organizations for their efforts and stated that she felt if the efforts are coordinated they will be much more effective. She added that she thinks the potential for this project is tremendous.

Mr. Treme pointed out that many of the communities in the devastated area are in Jackson, Mississippi, which based on size, seems to be a natural fit for Salisbury and Rowan County. He noted that staff will work to determine the needs for the area and coordinate efforts to meet those needs.

Thereupon Mr. Woodson made a **motion** that the City of Salisbury adopt a city in Jackson County, Mississippi and do what we can to support and coordinate the efforts. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Klutz voted AYE. (5-0)

RECOGNIZE SALISBURY-ROWAN UTILITIES AND ROWAN COUNTY ENVIRONMENTAL SERVICES

Mr. John Vest, Deputy Director of Utilities, announced that members of Salisbury-Rowan Utilities (SRU) took the initiative to plan, development and implement a Mercury Thermometer Exchange Program. He recognized Mr. Alan Fowler, SRU Environmental Services Division, who conceived and developed the program. Ms. Carol Hamilton, SRU Environmental Services Manager, identified funds available to fund the program and partnered with Ms. Lori Swain, Rowan County Recycling Coordinator, to obtain the grant. He explained that these funds will be used to educate the public on the proper disposal of mercury and to purchase digital thermometers to exchange for the mercury thermometers. The mercury thermometers will then be disposed of as part of Rowan County's bi-annual Recycling program. He noted that SRU and Rowan County will split the ten (10) percent match for the grant which will be \$125.

Mayor Klutz stated that having people who go beyond the scope of their work to look for new innovative ideas is what makes Salisbury and Rowan County so special and thanked everyone for their work.

CONSENT AGENDA

(a) Minutes

Approve Minutes of the regular meeting of August 16, 2005 and Council Candidate Information Session of August 15, 2005.

(b) Street Closing - Maxwell Street

Approve closing one block of Maxwell Street from Brownrigg Road to Thirteenth Street, Sunday, September 11, 2005 from 7:00 a.m. until 7:30 a.m. for a sunrise wedding at 1215 Maxwell Street.

(c) Street Closing - Oak Road

Approve closing a portion of Oak Road from 19 Oak Road to the dead end of the street, Saturday, September 10, 2005 from 6:30 p.m. until 9:00 p.m. for the Oak Road neighborhood party with an alternate rain date of September 11, 2005.

(d) Budget Ordinance Amendment - Mercury Thermometer Exchange Program

Adopt a Budget Ordinance Amendment to the FY2005-2006 budget in the amount of \$2,500 to appropriate grant monies for a Mercury Thermometer Exchange Program.

AN ORDINANCE AMENDING THE FY2005-2006 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO

(The above Ordinance is recorded in full in Ordinance Book No. 20, Budget, at Page No.58, and is known as Ordinance No. 2005-37.)

Thereupon, Mr. Kennedy made a **motion** to adopt the Consent Agenda. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

ZONING MAP AMENDMENT - Z-11-05 - CITY OF SALISBURY

Z-11-05 - City of Salisbury

Zone multiple parcels totaling approximately 197.6 acres from
Rowan County zoning districts to City of Salisbury zoning districts

(a) Mr. Preston Mitchell, Senior Planner, informed Council that this is the first of two (2) requests resulting from the recent annexation and will establish City zoning on various parcels and tracts on approximately one hundred ninety-eight (198) acres in the Airport Road area. The City of Salisbury is the petitioner.

Mr. Mitchell explained that the change to City zoning is necessary for this area because large-scale annexation occurred within the Extraterritorial Jurisdiction (ETJ) and outside of the ETJ, and state law requires a City to establish their zoning districts and regulations on annexed land outside the ETJ. He reviewed the definition of annexation as well as a map of the area in question.

Mr. Mitchell pointed out the current County zoning districts for the parcels in question and reviewed their definitions:

- Multi-family Residential, MFR
 - Allows for wide range of residential uses and primary location for multi-family development
 - Development of multi-family in this district cannot be predetermined and cannot be adequately controlled by general district standards
 - Specific proposal for multi-family developments in this district shall be reviewed and approved by the Board of Commissioners
- Manufactured Home Park, MHP
 - Established to provide for proper location and planning of manufactured home parks, excluding family manufactured home parks
 - Special requirements shall be applied to these parks which shall specify improvements to the park to ensure the public health, safety and welfare of the park inhabitants as well as the surrounding area
- Rural Residential, RR
 - Areas of county in which moderate levels of single-family housing has occurred or is occurring
 - Agricultural uses have been replaced to a significant degree with single-family housing
 - Regulations intended to provide a land owner with an opportunity to engage in limited business or commercial activities
 - Multi-family uses are not allowed
- Residential Suburban, RS
 - To protect existing residential neighborhoods and promote the creation of more residential neighborhoods
 - Commercial uses, business uses and multi-family uses are generally not allowed

Mr. Mitchell explained how the City zoning districts were chosen for the areas in question. He explained that in order to determine which zoning district to use, staff looked at overall density, average and median lot size, as well as the development pattern for the areas. He noted that the first study area was the Stoneybrook Subdivision which had an overall density of 1.45, an average lot size of thirty thousand fifty-four (30,054) square feet and a median lot size of twenty-six thousand two hundred thirty (26,230) square feet. Study area 2 was the Kings Forest Subdivision which has an overall density of 1.81, an average lot size of twenty-four thousand sixty-two (24,062) square feet and a median lot size of nineteen thousand eight hundred fourteen (19,814) square feet. The third study area was the Grants Meadow Subdivision which has an overall density of 1.62, an average lot size of twenty-six thousand eight hundred seventy (26,870) square feet and a median lot size of sixteen thousand one hundred twenty-four (16,124) square feet. The zoning for Matika Villa was based primarily on the existing use. He pointed out that with the proposed zoning the mobile homes can be replaced, but if the mobile home park wished to expand it would have to obtain group development approval. He then reviewed the definitions for the proposed City zoning:

- Single family-20 residential district (R-20)
 - Primarily for detached single family dwellings and their customary accessory buildings or structures
 - In areas when water supply and sewage disposal is primarily the responsibility of the individual (i.e. no public water supply or public sewage disposal or its equivalent is readily available)
 - To establish areas for a density of development to the lot size requirements for this district
- Single family-15 residential district (R-15) is essentially the same with minimum lot size difference
- Single family-15/manufactured home residential district (R-15MH) is primarily for detached single family dwellings and Class AA and their customary accessory buildings or structures
- Multi-family residential district (R-6A)
 - Intended primarily as a residential district for the location of detached single family dwellings, two-family dwellings, and multi-family

dwelling along with their customary accessory uses

- A-1 district (A-1)
 - Intended primarily as a district for bona fide farms and their related uses, provided such uses are an integral part of a specific bona fide farm. The continuance of agricultural endeavors and forestry are encouraged within this district

Mr. Mitchell referred to the Vision 2020 Comprehensive Plan and the Growth Strategy:

- Area within Secondary Growth Area
 - Urban services may not be out there yet
 - Development expected to be slower
- Heavy consideration toward existing conditions and preservation of development patterns to determine zoning
- Staff looked at:
 - Existing development patterns and land use
 - Existing density patterns
 - Geographic location in relation to urban areas

He indicated that the Planning Board voted unanimously to recommend approval as proposed.

(b) Mayor Klutz convened a public hearing, after due notice and advertisement thereof, to consider zoning map amendment Z-11-05 to establish City zoning on annexed property totaling approximately 200 acres in the Airport Road and Gaskey Road area.

There being no one to speak **for** or **against** the proposed zoning, Mayor Klutz closed the public hearing.

(c) Thereupon, Mr. Woodson made a **motion** to approve Z-11-05 by adopting an ordinance amending the official Zoning Map, by zoning approximately 198 acres on multiple parcels located along both sides of Airport Road and Gaskey Road, from Rowan County Zoning Districts to City of Salisbury Zoning Districts. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Klutz voted AYE. (5-0)

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SALISBURY, NORTH CAROLINA, BY ZONING APPROXIMATELY 198 ACRES ON MULTIPLE PARCELS LOCATED ALONG BOTH SIDES OF AIRPORT ROAD AND GASKEY ROAD, IDENTIFIED AS THE FOLLOWING TAX PARCELS, FROM ROWAN COUNTY ZONING DISTRICTS TO CITY OF SALISBURY ZONING DISTRICTS.

(The above Ordinance is recorded in full in Ordinance Book No. 20, Zoning & Planning, at Page Nos. 59-61, and is known as Ordinance No. 2005-38.)

ZONING MAP AMENDMENT - Z-12-05 - CITY OF SALISBURY

Z-12-05 - City of Salisbury

Zone multiple parcels totaling approximately 54.8 acres, from Rowan County zoning districts to City of Salisbury zoning districts

(a) Mr. Preston Mitchell, Senior Planner, informed Council that this is the second of the two (2) zoning changes regarding the annexation areas and is to establish City zoning on various parcels and tracts on approximately fifty-five (55) acres in the South Main Street area. The City of Salisbury is the petitioner.

He reviewed the current County zoning definitions:

- Commercial, Business, Industrial, CBI
 - Allows wide range of commercial, business, and light industrial activities which provide goods and services
 - Typically for more densely developed suburban areas, major transportation corridors, and major cross-roads communities
- Manufactured Home Park, MHP
 - Established to provide for proper location and planning of manufactured home parks, excluding family manufactured home parks
 - Special requirements shall be applied to these parks which shall specify improvements to the park to ensure the public health, safety and welfare of the park inhabitants as well as the surrounding area

Mr. Mitchell then defined the City zoning districts proposed for the areas:

- Multi-family residential district (R-6A)
 - Residential district for detached single-family dwellings, two-family dwellings and multi-family dwellings along with their customary accessory uses
- Light industrial district (M-I)
 - Wholesaling

- Industries for manufacturing, processing, and assembling parts and products
- Distribution products at wholesale
- Transportation terminals, none of which will be detrimental to the health, safety, and general welfare of the community

Mr. Mitchell reviewed the Vision 2020 Comprehensive Plan regarding Secondary Growth Area:

- Area considerably different than the residential majority of Z-11-05
- Heavy Commercial and Industrial development pattern
- Vision 2020 Plan recognizes low likelihood of major industry locating to areas relatively close to the City. They need cheaper land and areas to grow
- Salisbury needs to attract small business light industrial and commercial to those areas in town but on fringe

He indicated that the Planning Board voted unanimously to recommend approval of the City zoning districts as proposed.

(b) Mayor Kluttz convened a public hearing, after due notice and advertisement thereof, to consider zoning map amending Z-12-05 to establish City zoning on annexed property totaling approximately 50 acres in the South Main Street area between Piper Lane and Cedar Springs Road.

Mr. Dave Collins, 3870 South Main Street, stated he wished to speak in favor of the proposed zoning.

There being no one else present to speak **for** or **against** the proposed zoning, Mayor Kluttz closed the public hearing.

(c) Thereupon, Mr. Kennedy made a **motion** to approve Z-12-05 by adopting an ordinance amending the official Zoning Map, by zoning approximately 55 acres on multiple parcels located along the north margin of South Main Street between Piper Lane and Cedar Springs Road, from Rowan County Zoning Districts to City of Salisbury Zoning Districts. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SALISBURY, NORTH CAROLINA, BY ZONING APPROXIMATELY 55 ACRES ON MULTIPLE PARCELS LOCATED ALONG THE NORTH MARGIN OF SOUTH MAIN STREET BETWEEN PIPER LANE AND CEDAR SPRINGS ROAD, IDENTIFIED AS THE FOLLOWING TAX PARCELS, FROM ROWAN COUNTY ZONING DISTRICTS TO CITY OF SALISBURY ZONING DISTRICTS.

(The above Ordinance is recorded in full in Ordinance Book No. 20, Zoning & Planning, at Page Nos. 62-63, and is known as Ordinance No. 2005-39.)

ZONING TEXT AMENDMENT - PERMANENT BANNERS IN B-5 DISTRICT

(a) Mr. Preston Mitchell, Senior Planner, indicated that this request is to allow permanent banners to the signage chapter of the City Zoning Code and the petitioner is Mr. Michael Young.

Mr. Mitchell noted that a request to amend the sign Code came before Council at its March 15, 2005 meeting. At that time Council created an ad hoc committee comprised of one (1) City Council member, two (2) Community Appearance Commission members, two (2) Historic Preservation Commission members, and two (2) Planning Board members. The Committee convened in May to hear presentations and decide a course of action and then directed staff to propose regulatory language for signage type.

The Committee reconvened in July to discuss proposed language and discuss merits of amending the Code. They decided to recommend moving forward with permanent banners and recommended allowing permanent banners only in the downtown area with specified regulations. The Committee originally recommended sunsetting the ordinance after one (1) year, but Council suggested that the sunset be removed. The Committee also recommended increasing the size of hanging signs based on other cities allowances and their attractiveness.

Mr. Mitchell reviewed a condensed version of the Code amendment:

- Permanent Banner: a double-sided sign constructed of exterior-grade canvas or similar grade material that is erected vertically upon the face of a building and is held taut by top and bottom brackets that are mounted perpendicular to the fronting right-of-way
- A permanent banner shall be allowed provided that:
 - It shall be located on the second and third story facades only
 - It shall not project above the building parapet wall
 - It shall not exceed the vertical dimension of any second or third story window opening
 - It shall not exceed the three (3) feet in width
 - It shall be constructed from exterior-grade canvas or similar material
 - It shall be affixed at the top and bottom and held taut by decorative brackets
 - It shall be mounted vertically only. Horizontal mountings are prohibited.
 - All mounting and support materials shall be inserted into mortar joints and not into the face of any existing masonry
 - It shall only receive light from adjacent light sources, such as existing street lights. No permanent banner may be lighted from any direct light source

- It shall contain a business name and logo only. Any other copy or advertising is prohibited
- Should any business cease to operate or relocate, any installed permanent banner shall be removed from the building façade within thirty (30) days of vacation of the site

He stated that the Planning Board voted unanimously to recommend approval of the proposed text amendment.

Mayor Pro Tem Woodson clarified that the length of the banner cannot be longer than a window. Mr. Mitchell stated that it cannot exceed the length of any second or third story window.

(b) Mayor Kluttz convened a public hearing, after due notice and advertisement thereof, to consider zoning text amendment to permit permanent banners within the downtown B-5 zoning district.

There being no one present to **speak** for or **against** the text amendment, Mayor Kluttz closed the public hearing.

Councilman Lewis commented that the proposed text changes the size of the projecting or hanging signs from six (6) feet to twelve (12) feet. Mr. Mitchell stated that this was the proposal suggested by the Committee. Mr. Lewis indicated that he personally likes the idea but he does not feel the Committee studied this particular issue or spent the appropriate time needed on it. Councilman Burgin stated that he feels twelve (12) feet is not that big and he can accept the size.

(c) Thereupon, Mr. Lewis made a **motion** to adopt an ordinance amending Article IX - SIGNS, of the Salisbury Zoning Ordinance, allowing permanent banners in the B-5 Zoning District as recommended by the Salisbury Planning Board. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, ZONING APPENDIX, OF THE CITY OF SALISBURY, NORTH CAROLINA, BY AMENDING ARTICLE IX (SIGNS), VARIOUS SECTIONS, FOR THE PURPOSES OF PERMITTING PERMANENT BANNERS.

(The above Ordinance is recorded in full in Ordinance Book No. 20, Zoning & Planning, at Page Nos. 64-70, and is known as Ordinance No. 2005-40.)

ZONING TEXT AMENDMENT - ADDITION OF BOAT USE AND INCIDENTALS

Councilman Lewis stated that his bank has the mortgage on the property that is involved with the next Agenda item, noting this issue is associated with that item and asked City Attorney Rivers Lawther if he should excuse himself. Mr. Lawther responded that this change would be effective City-wide and is not limited to a particular case and he feels Mr. Lewis can participate.

(a) Mr. Preston Mitchell, Senior Planner, indicated that this request is to add Boats and Marine Craft – storage, sales, repair/maintenance to the list of permitted uses in the City Code. The City of Salisbury is the petitioner.

He gave a brief history of the request noting:

- The Zoning Administrator received an inquiry on use – Salisbury City Code does not address
- The Code is very specific about vehicle storage, sales, maintenance but this is one vehicle not specifically mentioned
- Omission does not mean the use is permitted

Mr. Mitchell reviewed language for the text change in the various zoning districts:

- B-4, B-6, and B-7:
 - Boats – sales and storage of new or used boats including minor repair and maintenance; however, it is expressly provided that boat construction and/or major hull/body work are prohibited unless stated otherwise
- Prohibited in B-5 (downtown)
- M-1:
 - Boats – sales and storage of new or used boats including repair and maintenance of attached parts; however, it is expressly provided that boat building is prohibited in this district

Mr. Mitchell noted that the Planning Board voted unanimously to recommend approval of the proposed text amendment.

(b) Mayor Kluttz convened a public hearing, after due notice and advertisement thereof, to consider a zoning text amendment to permit boat and marine craft sales, storage, and maintenance in specified City zoning districts.

Mr. Blair Crouse, Carolina Boat Center, stated that he is in favor of the change because his company is interested in locating in the Salisbury district.

There being no one else to speak **for** or **against** the proposed text amendment, Mayor Klutz closed the public hearing.

Councilman Lewis commented that there is a boat building business currently in operation and asked how it was allowed without this language. Mr. David Phillips, Zoning Administrator, responded that it was allowed under M-1 as a light industrial use but this language actually calls it out. Mr. Lewis asked if it will now become non-conforming. Mr. Phillips responded that it will not make the business non-conforming. Mr. Lewis asked if boat construction is allowed in M-2. Mr. Phillips stated that it is not listed in M-2.

Councilman Kennedy asked the rationale for not allowing the construction of boats in M-1, which is light industrial. Mr. Phillips stated that staff felt a production plant would be more favorable in a heavy industrial zone rather than light industrial. Major boat repairs are allowed in M-1, but not the construction of boats from raw materials.

(c) Thereupon, Mr. Burgin made a **motion** to adopt an ordinance amending Article VIII -USE REQUIREMENTS BY DISTRICT, of the Salisbury Zoning Ordinance, adding Boat and Incidental Uses in the B-4, B-5, B-6, B-7 and M-1 zoning districts as recommended by the Salisbury Planning Board. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Klutz voted AYE. (5-0)

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, ZONING APPENDIX, OF THE CITY OF SALISBURY, NORTH CAROLINA, BY AMENDING ARTICLE VIII (USE REQUIREMENTS BY DISTRICT), VARIOUS SECTIONS, FOR THE PURPOSE OF PERMITTING OR SPECIFICALLY PROHIBITING BOATS OR MARINE CRAFT.

(The above Ordinance is recorded in full in Ordinance Book No. 20, Zoning & Planning, at Page Nos. 71-73, and is known as Ordinance No. 2005-41.)

ZONING MAP AMENDMENT - Z-08-05 - CAROLINA BOAT CENTER

Councilman Lewis requested he be excused from this issue due to a conflict of interest.

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

(a) Mr. Preston Mitchell, Senior Planner, informed Council that this request is from Carolina Boat Center who would like to rezone a portion of one (1) parcel that is approximately ten (10) acres to the full M-1 zoning district from a split-zone of A-1 and M-1 districts.

Mr. Mitchell reviewed the definitions for M-1 and A-1 Zoning:

- Agricultural district (A-1)
 - Primarily as a district for bona fide farms and their related uses, provided such uses are an integral part of a specific bona fide farm
 - Continuance of agricultural endeavors and forestry are encouraged within this district
- Light industrial district (M-1)
 - Areas for the location of wholesaling
 - Industries for manufacturing, processing, and assembling parts and products
 - Distribution of products at wholesale
 - Transportation terminals, none of which will be detrimental to the health, safety, and general welfare of the community

Mr. Mitchell referred to a section of Vision 2020 Plan, "Industrial Areas Yet to Be," which states:

- Area adjacent to large swaths of A-1 and M-1
- Mixing of heavy commercial light industrial, medical, and scattered residential
- Policy section focuses primarily on industries that can fit comfortably within the existing urban fabric of Salisbury. Manufacturing enterprises locating with the City will likely be light manufacturing, production and assembly operations requiring smaller land tracts than their "heavier" counterparts
- Area not conducive to future farming and agricultural development

Mr. Mitchell indicated that in 1999 there was a case to rezone the southern two (2) acre portion of the property from A-1 to M-1 involving the Moose Lodge building. At that time staff expressed general support of the request but the Planning Board voted to recommend disapproval. When the request was presented to City Council it was approved, which is how the property came to have split zoning.

Mr. Mitchell noted that the 2020 Plan supports business development and calls for "smaller" light industrial users to locate along feeder roads leading to the I-85 corridor, and this location is along West Ritchie Road adjacent to the interstate and off of the Julian Road feeder. He stated that the Planning Board voted 8-1 to recommend approval.

Mayor Pro Tem Woodson asked if the dissenting vote on the Planning Board gave a reason. Mr. Mitchell responded that he did not know the exact reason but it may be due to concerns raised from citizens during the public hearing.

(b) Mayor Klutz convened a public hearing, after due notice and advertisement thereof, to consider zoning map amendment Z-08-05, Carolina Boat Center, West Ritchie Road (unnumbered).

Mr. Blair Crouse, Carolina Boat Center, 260 Burkeheart Road, Lexington, NC, stated that he is one of the owners of Carolina Boat Center which is currently located on Peeler Road. He stated that he has been looking for a larger site with highway visibility and this site became available and seemed to fit their needs. He stated that right now there is not enough property zoned M-1 for their needs. He stated that they currently have seven thousand (7,000) to eight thousand (8,000) square feet and the new building has approximately ten thousand (10,000) square feet and they would like to add an additional five thousand (5,000) square feet on the back of the facility. Mr. Crouse stated that Carolina Boat Center is a retail store with six (6) to eight (8) employees and carry a variety of products for boats. He stated that they would love to stay in this area but they currently do not have enough room to grow, adding that they will be good neighbors to anyone who is around them.

Mr. Andre Alexander, 1011 Scales Street, stated that he opposed the rezoning in 1999 but he realizes that progress cannot be stopped. He stated that the building on the property was built beside the property line and trees constantly fall onto his property. He said that this will be a hassle for his son who is living on the property, noting that his grandmother owned the property and lived there her whole life. Mr. Alexander stated that the Moose Lodge was built with no erosion control plan and no matter who moves in there will still be a problem.

Mr. Woodson asked Mr. Alexander what property he has in this area. Mr. Alexander responded that he has two (2) acres beside the driving range and another acre beside the Moose Lodge.

Councilman Kennedy stated that this is a zoning change but when the site plan comes back to Council then Council can ensure Mr. Alexander is protected.

Mr. Woodson asked Mr. Crouse if Carolina Boat Center intends to have outside storage. Mr. Crouse responded that they will have both indoor and outdoor storage.

Ms. Annie McQuaige, 812 Wesley Drive, stated that she is Mr. Alexander's sister and their father also owns property in the back. She stated that she did not live here when the property was rezoned in 1999 but she would have opposed it. She noted that she owns property on Henderson Grove Church Road but it will not perk and the City will not allow her to put in an alternative sewer. She stated that she is opposed to anything that will change the property on Ritchie Road, adding that if this site is not already large enough for the business they should find another site.

There being no one else to speak **for** or **against** this zoning change, Mayor Kluttz closed the public hearing.

Councilman Burgin asked Zoning Administrator David Phillips to review outdoor storage and what is or is not allowed in M-1. Mr. Phillips stated that the new text just adopted by Council does not specify indoor or outdoor, but just refers to storage in general. He stated that the site plan will have to go through the group development process and at that time Council can put additional restrictions on the property. Mr. Burgin asked if outdoor storage was allowed in general in M-1. Mr. Phillips stated that outdoor storage is allowed in M-1. He pointed out that this site will require complete visual separation by landscaping. Mr. Burgin asked if the Moose Lodge building is built on the property line as shown. Mr. Phillips replied that it was built on the property line and this will be an existing condition.

Mr. Mitchell clarified that this is a general rezoning and this request is not for a specific Special Use district zoning.

Mr. Burgin stated that he agrees that this property will continue to grow as M-1, adding that he wants to make sure those who reside in the area are protected. He stated that he feels the Code has strong setback protections in place for the residents.

Mr. Kennedy stated that he understands the concerns that were raised but he feels the property owners can be protected during the site plan review. He added that growth is going to take place in the I-85 corridor and he feels most of this area, sooner or later, will be business.

Mayor Kluttz stated that she feels comfortable that Council will be able to protect the residents through the site plan review process and she also feels that Council has to support businesses and business expansion, particularly along I-85.

(c) Thereupon, Mr. Burgin made a **motion** to adopt an ordinance amending the official zoning map of the City of Salisbury, to rezone approximately 10 acres on one parcel located along the north margin of West Ritchie Road, identified as a portion of tax parcel 401-047, from A-1 district to M-1 district. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Woodson, and Ms. Kluttz voted AYE. (4-0)

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SALISBURY, NORTH CAROLINA, BY REZONING APPROXIMATELY 10 ACRES ON ONE PARCEL LOCATED ALONG THE NORTH MARGIN OF WEST RITCHIE ROAD, IDENTIFIED AS A PORTION OF TAX PARCEL 401-047, FROM A-1 DISTRICT TO M-1 DISTRICT.

(The above Ordinance is recorded in full in Ordinance Book No. 20, Zoning & Planning, at Page Nos. 74-75, and is known as Ordinance No. 2005-42.)

ALLEY CLOSING - 1900 BLOCK OF JAKE ALEXANDER BOULEVARD WEST

Councilman Burgin requested to be excused from this item due to a conflict of interest.

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

Ms. Wendy Brindle, Traffic Engineer, informed Council that staff has received a request to close an unimproved alley in the 1900 block of Jake Alexander Boulevard. She stated that the City generally requires a petition signed by any property owner whose property touches an alley or street

proposed for closure. She noted that this is not required by State Statute but the City requires the petition to protect the petitioner. She explained that there is a \$500 filing fee and survey required with the request, and this protects the petitioner from losing their money in the event there is opposition. Mr. Brindle stated that in this case a petition was not submitted but the petitioner, JA, LLC is aware that they have increased possibility of someone objecting. She indicated that the petitioner is working with their attorney to contact property owners via mail outlining their plans and offering an easement for one of the property owners. She noted that, as required by State Statute, the City will also have to contact all property owners by certified mail. Staff recommends proceeding and to set the public hearing for October 4, 2005 to see if any objections are raised at that time.

Councilman Lewis stated that he feels this is appropriate and the developers have tried to contact the property owners but have been unsuccessful.

Thereupon, Mr. Lewis made a **motion** to adopt the Resolution pertaining to the proposed closing of an alley in the 1900 block of Jake Alexander Boulevard West and set a public hearing for October 4, 2005. Mr. Woodson seconded the motion. Messrs. Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (4-0)

RESOLUTION PERTAINING TO THE PROPOSED CLOSING OF AN ALLEY IN THE 1900 BLOCK OF JAKE ALEXANDER BOULEVARD WEST.

(The above Resolution is recorded in full in Resolution Book No. 12, at Page No. 30, and is known as Resolution No. 2005-25.)

REAL ESTATE - GRIM STREET

Mr. Joe Morris, Planning and Community Development Manager, indicated that on August 2, 2005 City Council received an offer from Mr. Isaac Wilkins in the amount of \$1,800 to purchase City-owned property located on Grim Street. The property is known as Tax Map 005 Parcel 14001. He stated that the notice of sale was published in the Salisbury Post Saturday, August 6, 2005 and no upset bids were received.

Thereupon, Mr. Kennedy made a **motion** to authorize the sale of Map 005 Parcel 14001 located on Grim Street between Horah and Bank Streets to Isaac Wilkins in the amount of \$1,800. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

TRAFFIC CIRCULATION - SACRED HEART SCHOOL

Ms. Wendy Brindle, Traffic Engineer, informed Council that staff received a request from Sacred Heart School to study the traffic patterns around their school when school dismisses. She noted that there are approximately one hundred sixty (160) children that dismiss at 3:00 p.m. After reviewing the school's operations, staff has determined recommendations to enhance the safety of the children and improve the traffic flow.

The recommendations from staff are:

- Restrict parking on the east side of Ellis Street adjacent to Sacred Heart School and extend the restriction approximately one hundred (100) feet north of Council Street with parking allowed on Sundays
- Add a pedestrian crosswalk on the east side of the driveway into the First Baptist parking lot. The addition of a crosswalk will eliminate one parking space on each side of Council Street to provide adequate visibility.
- Shift parking approximately ten (10) feet on each side of Council Street on the west side of the driveway into the First Baptist parking lot to improve access from the driveway onto Council Street.

Mayor Pro Tem commented that this sounds like an excellent plan.

Thereupon, Mr. Lewis made a **motion** to adopt an Ordinance amending Section 13-339, Article X, Chapter 13, of the Code of the City of Salisbury, relating to parking prohibited at all times from Ellis Street eastside a point two hundred (200) feet north of Council Street to a point one hundred (100) feet west of Council Street, except on Sundays. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

AN ORDINANCE AMENDING SECTION 13-339, ARTICLE X, CHAPTER 13, OF THE CODE OF THE CITY OF SALISBURY, RELATING TO PARKING PROHIBITED AT ALL TIMES.

(The above Ordinance is recorded in full in Ordinance Book No. 20, Traffic, at Page No. 76, and is known as Ordinance No. 2005-43.)

RELOCATION OF A PORTION OF THE TOWN CREEK INTERCEPTOR SEWER

Mr. John Vest, Deputy Director of Utilities, noted that the North Carolina Department of Transportation (NCDOT) is widening I-85 between Bringle Ferry Road and Long Ferry Road and a portion of the forty-two (42) inch Town Creek Interceptor Sewer will have to be relocated. Mr. Vest stated that after negotiating with NCDOT there will be approximately one hundred eighty (180) feet of sewer relocated at a cost of approximately \$325,000. The City's portion of the cost will be approximately fourteen (14) percent or \$45,047.61.

Thereupon, Mr. Woodson made a **motion** to adopt a Resolution approving a utility agreement with the North Carolina Department of Transportation for the reimbursement by Salisbury-Rowan Utilities for a portion of the cost of relocating a section of the Town Creek Interceptor Sewer

line in the amount of \$45,047.61 in conjunction with the I-85 widening project. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Klutz voted AYE. (5-0)

RESOLUTION AUTHORIZING AND DIRECTING THE EXECUTION AND IMPLEMENTATION OF THE AGREEMENT BETWEEN SALISBURY-ROWAN UTILITIES AND THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE RELOCATION OF A PORTION OF THE TOWN CREEK INTERCEPTOR SEWER IN CONJUNCTION WITH NCDOT PROJECT: I-2511 CB (I-85 WIDENING).

(The above Resolution is recorded in full in Resolution Book No. 12, at Page No. 31, and is known as Resolution No. 2005-26.)

CAPITAL PROJECT ORDINANCE AMENDMENT - I-85 UTILITIES RELOCATION

Mr. John Vest, Deputy Director of Utilities, informed Council that City Council had previously approved a Capital Project Ordinance for this project which had \$776 balance and requested Council approve an amendment to appropriate the balance of the cost to relocate the sewer line.

Thereupon, Mr. Woodson made a **motion** to adopt the amendment to the I-85 Capital Project Ordinance in the amount of \$44,272 to appropriate funds for Salisbury-Rowan Utilities' share of the cost of relocating a section of the Town Creek Interceptor Sewer line in conjunction with the I-85 widening project. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Klutz voted AYE. (5-0)

I-85 UTILITIES RELOCATION - CAPITAL PROJECT ORDINANCE AMENDMENT.

(The above Ordinance is recorded in full in Ordinance Book No. 20, Budget, at Page No. 77, and is known as Ordinance No. 2005-44.)

BRIDGE INSPECTIONS

Ms. Wendy Brindle, Traffic Engineer, noted that at its last meeting Council received an update on the bridge inspection program. She stated that a municipal agreement needs to be executed with the North Carolina Department of Transportation in order to comply with Federal regulations to have the City's bridges inspected. Ms. Brindle indicated that there are six (6) bridges that qualify for inspection and the City will pay twenty (20) percent of the cost. The inspections will occur in 2006.

Thereupon, Mr. Kennedy made a **motion** to adopt a Resolution authorizing the Mayor and City Clerk to execute an agreement with the North Carolina Department of Transportation concerning bridge inspections. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Klutz voted AYE. (5-0)

RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION CONCERNING BRIDGE INSPECTIONS.

(The above Resolution is recorded in full in Resolution Book No. 12, at Page No. 32, and is known as Resolution No. 2005-27.)

UPDATE FROM STAFF REGARDING CONGESTION MITIGATION AIR QUALITY (CMAQ) FUNDS

Mr. Dan Mikkelson, Land Management and Development Director, reminded Council that last year the Charlotte region, which includes the Metropolitan Planning Organization (MPO), was designated as non-attainment for Federal air quality standards. The result of this was that the MPO qualified for Congestion Mitigation Air Quality (CMAQ) funds for projects that would have a positive influence on air quality resulting from transportation related projects. A CMAQ project will receive eighty (80) percent Federal funding with the remainder coming from a state or local match.

Mr. Mikkelson noted that the MPO submitted a seven (7) year proposal which has been reviewed by the North Carolina Department of Transportation (NCDOT). NCDOT has requested the proposal be altered along with suggestions for how it should be altered. He explained that if the MPO is going to accept the funding source it will have to accept it as NCDOT has amended it. He noted that several of the programs will be approved as submitted which include:

- Free bus service on Ozone Action days
- Transit connection between Salisbury, China Grove, and Kannapolis
- In the year 2011 an upgrade of the traffic signal control equipment. Mr. Mikkelson noted that this cost is shared between the City and the State and the CMAQ funds will be used as the City's contribution

Mr. Mikkelson informed Council that the MPO had proposed traffic signal timing efficiency improvements but NCDOT felt this did not qualify for CMAQ funds. A sidewalk construction program was also proposed to be spread over the entire seven (7) year period, but NCDOT has recommended consolidation into a single year, 2010. He explained that this will create a hardship because all of the design and construction will be in one year, as will all of the required local matches. Mr. Mikkelson stated that he expressed his concerns about the consolidation to NCDOT and they have indicated a willingness to work with the City when the agreement is written. He added that in the past NCDOT has allowed the City to spread funding over a three (3) year period but he does not yet know if they will agree.

Mr. Mikkelson stated that City Council has been very concerned about the West Horah Street sidewalk project and instead of delaying the project to 2010, he noted that there are Community Development Block Grant (CDBG) funds available to fund the project one hundred (100) percent this year.

Councilman Kennedy stated that he feels Council should proceed with this particular project and not wait until the later date.

Thereupon, Mr. Woodson made a **motion** to proceed with the Horah Street sidewalks with CDBG funds. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

Councilman Burgin asked about the Catawba College project. Mr. Mikkelson stated that Catawba College has a public outreach and education program through the Center for the Environment that was submitted for funding. Catawba would pay the local match. NCDOT has delayed this project but are still recommending complete funding.

UPDATE FROM STAFF REGARDING A FIBER TO THE HOME (FTTH) FEASIBILITY STUDY

Mr. Michael Crowell, Information Technology Manager, updated Council on a Fiber to the Home (FTTH) feasibility study, noting that money has been budgeted in the current fiscal year for the study.

Mr. Crowell explained FTTH for Council, noting:

- A system where fiber is run between central office and the home or business
- Provides almost unlimited bandwidth
- Can be used for voice, video, Internet, security along with other high-speed multimedia services, such as gaming

He pointed out the benefits of FTTH:

- Enormous information carrying capacity
- Easily upgradeable
- Ease of installation
- Allows fully symmetric services
- Reduced operations and maintenance costs
- Benefits of optical fiber
 - Very long distances
 - Strong, flexible, and reliable
 - Allows small diameter and light weight cables
 - Secure
 - Immune to electromagnetic interference (EMI)

Fiber versus copper:

- A single copper pair is capable of carrying six (6) phone calls
- A single fiber is capable of carrying over 2.5 million simultaneous phone calls (64 channels at 2.5 Gb/s)
- A fiber optic cable with the same information-carrying capacity (bandwidth) as comparable copper cable is less than 1% of both the size and weight

City Council Goals:

- Alternative revenue sources
- Encourage young people to live in Salisbury
- Implement special initiatives to improve quality of life for citizens
- Create a positive business climate
- Attract and retain city employees

Alternative revenue sources:

- Provide Triple Play to residents
- Triple Play
 - Video
 - Voice
 - Internet
- Provide other services such as gaming, security, Video on Demand

Encourage young people to live in Salisbury:

- FTTH would provide necessary bandwidth for young lifestyle
- FTTH would provide the cultural environment that would be attractive to young professionals
- FTTH would provide economic benefits that would attract new jobs

Positive business climate:

- Shows City's commitment to new technologies
- Provide superior quality telecommunication services
- Business incubator

- Use fiber network to provide new services to business community

Implement special initiatives to improve quality of life for citizens:

- Provide competitive rates for services
- Provide alternative packages for video
- Provide combined services with one bill
- Provide services that are not currently available

Other benefits:

- Automated meter reading for Utility
- Replace 800Mhz system as backbone for SCADA
- Fiber to Fire Department's Alliance members
- Offset current city spending for telecommunication services
- Provide security, such as video surveillance, to City facilities

FTTH compares to early electrical distribution:

- Larger cities received electric systems before smaller cities
- Cities were early adopters of electric systems
- Many communities got electricity only because of community involvement

Existing projects in North Carolina:

- City of Morganton
- City of Laurinburg
- Polk County
- Clay County

Recent Federal Communication Commission (FCC) rulings:

- Inhibit competition
- Speculated to raise rates

Salisbury's Plan:

- Conduct feasibility study
- Look at alternatives such as wireless
- Talk to community to determine interest
- Present results to Council by the end of the year

Councilman Kennedy commented that he serves on the Technology Committee for the National League of Cities and they support this initiative and encourage cities and towns to become involved with this project.

City Manager David Tremé noted that this project would have a great benefit for the notification of citizens. He commented that the opportunity has presented itself and he feels it would be beneficial for the City to perform due diligence so that Council can make an informed decision on what is in the best interest of the community.

Mayor Kluttz stated that Council will look forward to the final report.

PRESERVATION STRATEGY FOR THE SPRUCE MACAY LAW OFFICE SITE

Mr. Joe Morris, Planning and Community Development Manager, noted that at the July 19, 2005 Council Meeting Mr. Randy Hemann, Executive Director of Downtown Salisbury, Inc. (DSI) and Mr. Ed Norvell, DSI Board member, requested Council's consideration to appoint a committee to look at the potential for interpreting the Spruce Macay law office site located on South Church Street. He indicated that the following individuals have agreed to serve on the Committee if appointed by Council:

Mr. Paul Fisher	Mr. Jim Dunn
Mr. D. C. Linn	Ms. Rosalie Laughlin
Ms. Deborah Rouse	Ms. Margaret Kluttz
Mr. Mike Fuller	Mr. Dick Huffman

Staff members will include Mr. Randy Hemann, Ms. Janet Gapen and Mr. Morris.

Mayor Kluttz commented that all of these individuals have expressed an interest in this project in the past and stressed that this is only a study and no action will be taken.

Thereupon, Mr. Burgin made a **motion** to appoint the proposed Committee to study the Spruce Macay law office site and its possibilities. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

PARKS AND RECREATION BOARD APPOINTMENT

Upon a **motion** by Mr. Woodson, seconded by Mr. Kennedy, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following appointment was made to the Parks and Recreation Advisory Board:

Ms. Mercedes Harrington Term expires 3-31-06

COMMENTS FROM THE CITY MANAGER

(a) Planning Board

Council received the Planning Board recommendations and comments from their August 23, 2005 meeting.

(b) Fuel Conservation Policy

City Manager David Treme informed Council that he has implemented a Fuel Conservation and Cost Containment Policy to address short term conservation issues as well as long term plans. He stated that Mr. Vernon Sherrill, Public Services Director, led the efforts on this Policy and it has been submitted to the City departments for review. He noted that the Policy will address conservation and will also attempt to keep costs as low as possible in an effort to maintain the budget.

(c) Request from Rowan Museum

Mr. Dan Mikkelson, Director of Land Management and Development, indicated that the Rowan History Museum has submitted a request regarding their construction project to install an elevator. They would like to reserve three parking spaces on Council Street during construction. He indicated that staff has reviewed the request and feels it is acceptable.

Councilman Burgin indicated that he needed to be excused from this issue due to a conflict of interest.

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

Councilman Lewis asked if there is a time limit for the construction. Mr. Burgin noted that the construction contracts call for completion on March 12, 2006 and it will most likely be six (6) to eight (8) months.

Thereupon, Mr. Kennedy made a **motion** to allow the three (3) parking spaces to be closed during construction for the Rowan Museum. Mr. Woodson seconded the motion. Messrs. Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (4-0)

MAYOR'S ANNOUNCEMENTS

(a) Historic Preservation Commission Special Meeting

Mayor Kluttz announced that a special meeting of the Historic Preservation Commission is scheduled for September 19, 2005 at 5:15 p.m. in the City Council Chambers concerning the proposed demolition of buildings at 117, 119, 121 West Fisher Street.

(b) Fall Spruce-Up Week

Mayor Kluttz announced and the Community Appearance Commission and the Public Services Department will be holding their joint *Fall Spruce-up Week* September 24 through September 30. The designated Community Appearance Commission Spruce up Day is Saturday, September 24, and the Public Services Department will provide special trash collection service throughout the following week, September 26 - September 30.

(c) Trinity Oaks Retirement Community

Mayor Kluttz announced Trinity Oaks Retirement Community has invited City Council to participate in a tailgating party for students from Livingstone and Catawba Colleges Tuesday, September 20, 2005 at 11:45 a.m. at Trinity Oaks Retirement Community, 728 Klumac Road.

ADJOURNMENT

Motion to adjourn the meeting was made by Mr. Woodson, seconded by Mr. Lewis. All council members agreed unanimously to adjourn. The meeting was adjourned at 6:36 p.m.

City Clerk