The City is operating under a State of Emergency declaration related to the spread of COVID-19. The City Council meeting will be held electronically to remain consistent with limiting physical interactions and the potential spread of COVID-19, and Council Chambers will be closed. The meeting will be streamed live at salisburync.gov/webcast and on the City’s Twitter account. Anyone who wishes to speak during public comment must sign-up by 5:00 p.m. on February 16, 2021 by contacting Kelly Baker at kbake@salisburync.gov or 704-638-5233.

1. Call to order.
3. Pledge of Allegiance.
4. Adoption of Agenda.
5. Council to consider the CONSENT AGENDA:
   (a) Adopt Minutes of the Regular meeting of February 2, 2021.
   (b) Adopt a budget ORDINANCE Amendment to the FY2020-2021 budget in the amount of $5,500 to appropriate a Joint Operations funds from the United States Secret Service.
   (c) Adopt a budget ORDINANCE Amendment to the FY2020-2021 budget in the amount of $46,093 to appropriate a Community Impact grant received from United Way of Rowan County.
   (d) Adopt a budget ORDINANCE Amendment to the FY2020-2021 budget in the amount of $78,281 to appropriate a Police Department grant from the United States Department of Justice for Coronavirus Emergency Supplemental Funding.
   (e) Adopt a budget ORDINANCE Amendment to the FY2020-2021 budget in the amount of $25,000 to appropriate a Duke Energy Foundation grant for Fair and Impartial Policing training.
   (f) Authorize the City Manager to execute a contract in the amount of $101,501.10 with Carolina Siteworks for construction of the Salisbury Street Sewer Extension in China Grove. Funds for this project have been allocated in the FY2020-2021 budget.
6. Council to receive public comment. Public comment will begin following adoption of the Consent Agenda. For electronic meetings speakers must sign-up before 5:00 p.m. by contacting Kelly Baker at kbake@salisburync.gov or by calling 704-638-5233. Citizens who are unable to speak during the meeting may submit written comments by 5:00 p.m. to the email above and they will be shared with Council.
7. Council to consider Land Development District Map Amendment CD-02-2018 to rezone approximately 101.36 acres in the 600 block of Earnhardt Road and north of Stokes Ferry Road from Urban Residential (UR-12) and Neighborhood Mixed Use (NMX) to General Residential (GR-6) and establish a new Conditional District overlay with a Master Plan proposal of Phase 4 for 246 mixed lot widths for single family home construction: 

(Presenter – Development Services Manager Teresa Barringer)

(a) Receive a presentation from staff
(b) Hold a public hearing
(c) Comments regarding the proposed district map amendment will be accepted for 24 hours from the close of the public hearing. Action cannot be taken until the end of the 24 hour period.

8. Council to consider adopting an ORDINANCE establishing a six month moratorium pursuant to North Carolina General Statute 160A-381(e) on the consideration and approval of Historic Landmarks: 

(Presenter – Senior Planner Catherine Garner)

9. Council to consider Land Development District Map Amendment Z-03-2020 to rezone one parcel (070 012) located at 417, 421 and 425 Faith Road and 112 Dunham Avenue from Urban Residential (UR8) and Corridor Mixed-Use (CMX) to Corridor Mixed Use (CMX) only:

(Presenter – Senior Planner Catherine Garner)

10. Council to consider approving a municipal agreement with the North Carolina Department of Transportation for the construction of the Salisbury Station Second Platform project. 

(Presenter – City Engineer Wendy Brindle)

11. Council to consider adopting a budget ORDINANCE amendment to the FY2020-2021 budget in the amount of $283,454 to appropriate General Capital Reserve Fund Balance and approve the purchase of an automated sanitation truck in the amount of $283,453.09 from Amick Equipment. 

(Presenter – Public Works Director Craig Powers)

12. Council to consider adopting a budget ORDINANCE amendment to the FY2020-2021 budget in the amount of $67,200 to appropriate Stormwater Fund Balance and approve an agreement with HDR Engineering, Inc. in the amount of $147,200 for engineering services for Phase 2 of the Stormwater Master Plan. 

(Presenters – Assistant Public Works Director Chris Tester and Public Works Administrative Services Manager Michael Hanna)


15. Council’s Comments.

16. Mayor Pro Tem’s Comments.
17. Mayor’s Announcements and Comments:

(a) The City of Salisbury is seeking applications from citizens who have an interest in serving on one of the City’s Boards and Commissions. Information regarding the Boards and Commissions and an online application are available at www.salisburync.gov under the City Council and Boards and Commissions tab. Applications are also available by emailing Kelly Baker at kbake@salisburync.gov or by calling 704-638-5233.

18. Adjourn.
REGULAR MEETING

PRESENT: Mayor Karen K. Alexander, Presiding; Mayor Pro Tem Al Heggins, Council Members William Brian Miller, David Post and Tamara Sheffield; City Manager W. Lane Bailey, City Clerk Kelly Baker; and City Attorney J. Graham Corriher.

ABSENT: None.

In response to the State of Emergency declaration related to the spread of COVID-19 and to limit physical interactions and the potential spread of COVID-19 the Salisbury City Council met electronically. The meeting was called to order by Mayor Alexander at 6:00 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.

RECOGNITION OF VIEWERS

Mayor Alexander welcomed all viewers.

ADOPTION OF THE AGENDA

Thereupon, Councilmember Post made a motion to adopt the Agenda as presented. Upon a roll call vote Mayor Alexander voted AYE, Mayor Pro Tem voted AYE, Councilmember Miller voted AYE, Councilmember Post voted AYE, and Councilmember Sheffield voted AYE. (5-0)
PROCLAMATIONS

Mayor Alexander proclaimed the following observance:

AFRICAN AMERICAN HISTORY MONTH

February 2021

CONSENT AGENDA

(a) Minutes

Adopt Minutes of the Special meeting of October 20, 2020 and the Regular meeting of January 19, 2021.

(b) Right-of-Way Encroachment- West Council Street

Approve a Right-of-Way Encroachment by Spectrum for the installation of directional bored duct in the 200 block of West Council Street per Section 11-24 (27) of the City Code.

(c) Ordinance- Parking on Newsome Road

Adopt an Ordinance amending Section 13, Article X, of the Code of the City of Salisbury related to parking prohibited at all times on Newsome Road.

AN ORDINANCE AMENDING CHAPTERS 13, ARTICLE X, OF THE CODE OF THE CITY OF SALISBURY, RELATING TO PARKING.

(The above Ordinance is recorded in full in Ordinance Book No. 29 at Page No. 48, and is known as Ordinance 2021-07.)

Thereupon, Councilmember Post made a motion to adopt the Consent Agenda as presented. Upon a roll call vote Mayor Alexander voted AYE, Mayor Pro Tem Heggins voted AYE, Councilmember Miller voted AYE, Councilmember Post voted AYE, and Councilmember Sheffield voted AYE. (5-0)

PUBLIC COMMENT

Mayor Alexander opened the floor to receive public comments.

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

Senior Planner Catherine Garner indicated Council requested consideration of a six month moratorium on accepting new applications for local historic landmarks. She explained the purpose of the moratorium is to give the Historic Preservation Commission (HPC) time to review and potentially revise the Landmark Designation Program. She stated staff would receive community input on the proposed revisions and clarify the intent of the program throughout the proposed moratorium. She noted the HPC can obtain additional training from the State Historic Preservation Office and begin setting policies and objectives for the program. She added the moratorium will provide time to facilitate conversations with community stakeholders, receive feedback, and amend zoning ordinances to reflect the proposed changes.

Ms. Garner stated staff has spoken to members of the State Historic Preservation office and other communities who have landmark programs regarding changes to their programs based on recommendations from the state. She indicated an early step to incorporate changes may include the creation of additional criteria for the Landmark Designation Program. She added staff would work with HPC to review and refine the proposal which would be discussed with community stakeholders to further review and refine the criteria for landmark designation. She stated the final months of the moratorium could be used to present the proposed changes to Council.

Councilmember Sheffield asked Ms. Garner to clarify that applications already in progress would not be affected by the moratorium. Ms. Garner indicated current applications will continue.

Councilmember Miller indicated an objective of the moratorium is to use applications to identify opportunities to create historic districts rather than individual landmarks. He explained landmark status provides protection, but does not lead to incentives that come with a historic district.

b) Mayor Alexander convened a public hearing, after due notice thereof, to receive comments regarding the proposed moratorium.

Mr. Peter Punkl stated he is opposed to the moratorium. He indicated maintaining a landmark is expensive, the application process for historic landmark designation is complex, and Council should not be concerned with receiving a surplus of applications.

Ms. Karen Lilly-Bowyer indicated the City does not receive many applications for landmark status, and the cost of the program represents a small portion of the City’s budget.

Ms. Sada Stewart stated she is in opposition to the moratorium. She indicated a moratorium is in contrast to the dedication to historic preservation and places historic properties at risk in the interim.

Councilmember Sheffield commented a moratorium will not affect applications in progress and will serve to improve the landmark status capability in the City.
Mayor Pro Tem Heggins indicated it is important to maintain the City’s landmark ordinance. She stated the City’s historic structures should be preserved and everyone should work together to make it possible.

There being no one else to address Council, Mayor Alexander closed the public hearing and indicated comments regarding the proposed moratorium will be accepted for 24 hours from the close of the public hearing. She noted questions regarding the moratorium can be directed to the Catherine Garner at (704) 638-5212 and comments can be emailed to the City Clerk at kbake@salisburync.gov.

Councilmember Miller indicated a moratorium may not be necessary if the process for landmark status designation is improved. He stated he would like neighborhoods surrounding proposed landmark designations to be viewed as part of the process to take advantage of opportunities to designate districts.

Councilmember Post agreed with Councilmember Miller. He stated he would like to see more historic districts within the City.

Mayor Pro Tem Heggins asked if applications could be denied based on the neighborhood where the property is located. She indicated historic landmarks can bring something special to a neighborhood that has not been designated as a historic district.

Councilmember Miller indicated properties will not be denied if they are located in a district that cannot be designated as historic. He stated he would like neighborhoods viewed in the process of evaluating properties for landmark status to take advantage of any opportunities to designate the district instead of one property.

Mayor Alexander commented landmark status is valued by Council. She stated following the 24 hour public comment period, Council can decide whether a moratorium is needed or if staff can improve the process without a moratorium.

LAND DEVELOPMENT DISTRICT MAP AMENDMENT- Z-03-2020

Senior Planner Catherine Garner indicated Land Development District Map Amendment Z-03-2020 is for 417, 421, and 425 Faith Road, and 112 Dunham Avenue identified as Parcel 070012. She stated the area is one parcel that includes several buildings. She noted the owner and applicant is Goodwill Industries of Northwest North Carolina and ESP Associates is the agent.

Ms. Garner indicated the request is to rezone the property to eliminate split zoning from Urban Residential (UR8) and Corridor Mixed-Use (CMX) to CMX only. She explained the site is currently developed and has several house type buildings of which some have been converted for office use. She presented maps of the area to be rezoned, and she noted the property surrounding the parcel along Faith road is zoned CMX.
Ms. Garner noted the rezoning request is standard and does not include a Master Plan. She explained any permitted use within CMX zoning would be acceptable for developing the property. She reviewed the permitted uses within CMX zoning districts.

Ms. Garner indicated the rezoning is applicable to Vision 2020 statements within Policy C8 which states appropriate landscaping and reconfiguration of large unlandscaped parking areas, landscaped pedestrian walkways from cars or across a parking area shall be encouraged; Policy C16, commercial or other development that would jeopardize the public health, safety and welfare of an existing residential neighborhood shall not be permitted and further businesses may be approved adjoining and therefore convenient to an existing residential area when such businesses can be shown to clearly satisfied design considerations similar to a newly planned pedestrian scaled, mixed use development; and Policy C17, large-scale commercial uses shall be located on the corners of neighborhood planning areas.

Ms. Garner stated the Planning Board met January 12, 2021 and voted unanimously to recommend approval of the rezoning.

Mayor Alexander noted she received concerns regarding fencing and buffer requirements. Ms. Garner indicated a fence will not be required, and the buffer would be 15 feet which is wider than the typical 8 foot buffer.

b) Mayor Alexander convened a public hearing, after due notice thereof, to receive comments regarding the proposed Land Development District Map Amendment Z-03-2020.

Mr. Matt Mandle of ESP Associates indicated he is available to answer any questions Council may have.

Mr. Bill Haymore thanked Council and provided information regarding Goodwill Industries of Northwest North Carolina. He indicated the organization will provide jobs and benefit the community.

Councilmember Post commented Goodwill Industries has had a positive and direct impact on the community.

Councilmember Miller asked if an additional facility would be built or if an existing facility would be replaced. Mr. Mandall indicated a new facility would be built.

Councilmember Sheffield asked what type of facility would be built. Mr. Mandall stated the facility will be a retail store and donation center. He indicated there is a Workforce Development Center located on North Main Street.

There being no one else to address Council, Mayor Alexander closed the public hearing and indicated comments regarding the proposed amendment will be accepted for 24 hours from the close of the public hearing. She noted questions regarding the amendment can be directed to Senior Planner Catherine Garner at (704) 638-5212 or (704) 638-5208 and comments can be emailed to the City Clerk at kbake@salisburync.gov.
LOCAL HISTORIC LANDMARK- MOORE HOUSE

Senior Planner Catherine Garner addressed Council regarding the proposed designation of the Moore House located at 124 South Ellis Street as a Local Historic Landmark. She indicated a public hearing was held January 19, 2021 and emails were received in the 24 hour public comment period in support of the proposed designation and in support of the landmark designation program.

Thereupon, Councilmember Sheffield made a motion to adopt an Ordinance designating the “Moore House,” located at 124 South Ellis Street in Salisbury, North Carolina as a Historic Landmark. Upon a roll call vote Mayor Alexander voted AYE, Mayor Pro Tem Heggins voted AYE, Councilmember Miller voted AYE, Councilmember Post voted AYE, and Councilmember Sheffield voted AYE. (5-0)

AN ORDINANCE DESIGNATING THE “MOORE HOUSE” LOCATED AT 124 SOUTH ELLIS STREET IN SALISBURY, NORTH CAROLINA AS A HISTORIC LANDMARK.

(The above Ordinance is recorded in full in Ordinance Book No. 29 at Page No. 49-51, and is known as Ordinance 2021-08.)

LOCAL HISTORIC LANDMARK- NAPOLEON BONAPARTE MCCANLESS HOUSE

Senior Planner Catherine Garner addressed Council regarding the proposed designation of the Napoleon Bonaparte McCanless House located at 619 South Main Street as a Local Historic Landmark. She indicated the house is listed individually on the National Register and is not located within a historic district. She noted a public hearing regarding the designation was held on January 19, 2021 and seven public comment emails were received during the public comment period. She stated six letters were in support of the designation and one was in support of the landmark designation program.

Thereupon, Councilmember Sheffield made a motion to adopt an Ordinance designating the “Napoleon Bonaparte McCanless House” located at 619 South Main Street in Salisbury, North Carolina as a Historic Landmark. Upon a roll call vote Mayor Alexander voted AYE, Mayor Pro Tem Heggins voted AYE, Councilmember Miller voted AYE, Councilmember Post voted AYE, and Councilmember Sheffield voted AYE. (5-0)

AN ORDINANCE DESIGNATING THE “NAPOLEON BONAPARTE MCCANLESS HOUSE” LOCATED AT 619 SOUTH MAIN STREET IN SALISBURY, NORTH CAROLINA AS A HISTORIC LANDMARK.

(The above Ordinance is recorded in full in Ordinance Book No. 29 at Page No. 52-54, and is known as Ordinance 2021-09.)
**NATIONAL REGISTER OF HISTORIC PLACES RECOMMENDATION - EDGAR S. AND MADGE TEMPLE HOUSE**

Senior Planner Catherine Garner addressed Council regarding a recommendation to list the “Edgar S. and Madge Temple House” located at 1604 Statesville Boulevard in the National Register of Historic Places. She indicated public comment was received regarding the proposed listing on January 19, 2021. She explained the Historic Preservation Commission (HPC) and City Council are required to receive public comment and provide a report to the State Historic Preservation Office. She added the National Register Advisory Committee will provide final recommendations from the state of North Carolina to the National Register in Washington D.C.

Thereupon, Councilmember Sheffield made a **motion** to recommend the eligibility of listing the Edgar S. and Madge Temple House in the National Register of Historic Places. Upon a roll call vote Mayor Alexander voted AYE, Mayor Pro Tem Heggins voted AYE, Councilmember Miller voted AYE, Councilmember Post voted AYE, and Councilmember Sheffield voted AYE. (5-0)

**BUDGET ORDINANCE AND CONTRACT - BRIDGE REPAIR ON NORTH ELLIS AND EAST FISHER STREETS**

Assistant Public Works Director Chris Tester indicated every two years City engineering receives an independent bridge inspection report for city maintained bridges. He stated the reports include information regarding required maintenance to keep the bridges compliant with vehicular traffic standards. He explained the City utilizes North Carolina Department of Transportation (NCDOT) bridge maintenance crews to make bridge repairs. He added the bridge reports include an estimated cost of materials, repairs, and fees.

Mr. Tester stated both bridges that are in need of repairs are over railroads. He explained railroads require inspection fees and someone to stand by while work is being done on the bridges. He added bridges also require engineering services to make sure the repairs are completed to standards. He noted the total estimate to make the repairs is $308,000. He explained each year a placeholder is added to the budget for these types of repairs. He added the place holder for this year is $215,000 and an additional amount of $93,000 is needed to complete the repairs on the bridges. He requested Council consider a budget appropriation from the Fund Balance for $93,000 and approve a contract with the NCDOT for the repairs in the amount of $185,758.

Councilmember Post asked if it is necessary for the bridges to be inspected every two years. Mr. Tester indicated the bridges are historic and among the older bridges in the City. He explained the bridges resemble wooden decks with large timbers covered with asphalt. He added traffic on the bridges cause the wood to deteriorate and requires considerable amounts of maintenance.

Councilmember Post asked if the bridges were maintained by the City and who would be required to pay if they were replaced with better structures. Mr. Tester indicated the bridges are maintained by the City, and the City would be responsible for any replacement structures.
Councilmember Post commented NCDOT provided funds in the past to replace the bridges but because of their historic value the public rejected the proposal and the funds were returned to NCDOT. Mr. Tester agreed.

Mayor Pro Tem Heggins asked about the safety grades of the bridges. Mr. Tester indicated there are scales on the bridges indicating the amount of tonnage that can cross. He explained the bridges are low rated bridges and cannot bear the load of fire trucks, tractor trailers, and vehicles of similar weight. He added weight limits are posted on each side of the bridges but there are no barriers to stop vehicles from crossing. He stated if a driver of a prohibited vehicle crosses the bridge and causes damage, they will be liable for the damage.

Mayor Pro Tem Heggins asked what the safety rating is on the bridges. Mr. Tester indicated he would get the information to Council but he believes the safety rating for the bridge on Ellis Street is five tons or 10,000 pounds and the Fisher Street bridge should be approximately the same.

Mayor Pro Tem Heggins expressed concerns regarding the safety of the bridges. She noted the bridges may have historic value but may need to be replaced if they become a threat to public safety. Mr. Tester clarified the bridges are safe as long as the weight limits are not exceeded.

Thereupon, Councilmember Post made a motion to adopt an Ordinance amending the 2020-2021 Budget Ordinance of the City of Salisbury, North Carolina to appropriate Fund Balance in General Fund for bridge repairs. Upon a roll call vote Mayor Alexander voted AYE, Mayor Pro Tem Heggins voted AYE, Councilmember Miller voted AYE, Councilmember Post voted AYE, and Councilmember Sheffield voted AYE. (5-0)

AN ORDINANCE AMENDING THE 2020-2021 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE FUND BALANCE IN GENERAL FUND FOR BRIDGE REPAIRS.

(The above Ordinance is recorded in full in Ordinance Book No. 29 at Page No. 55, and is known as Ordinance 2021-10.)

Thereupon, Councilmember Post made a motion to approve a contract with the North Carolina Department of Transportation for bridge repairs to North Ellis Street bridge and East Fisher Street bridge in the amount of $185,758. Upon a roll call vote Mayor Alexander voted AYE, Mayor Pro Tem Heggins voted AYE, Councilmember Miller voted AYE, Councilmember Post voted AYE, and Councilmember Sheffield voted AYE. (5-0)

CITY ATTORNEY’S REPORT

City Attorney Graham Corriher had nothing to report to Council.
CITY MANAGER’S REPORT

City Manager Lane Bailey had nothing to report to Council.

COUNCIL COMMENTS

Councilmember Post indicated he is pleased that the Kiva program is moving forward. He reported Statesville, Concord, and Kannapolis have been contacted, and Statesville has agreed to join the City in support of the program.

MAYOR PRO TEM COMMENTS

Mayor Pro Tem Heggins thanked Councilmember Post for his efforts towards the Kiva program and staff for providing excellent service.

MAYOR’S ANNOUNCEMENTS AND COMMENTS

Mayor Alexander announced the following events:

(a) Boards and Commissions

The City of Salisbury is seeking applications from citizens who have an interest in serving on one of the City’s Boards and Commissions. Information regarding the Boards and Commissions and an online application are available at www.salisburync.gov under the City Council and Boards and Commissions tab. Applications are also available by emailing Kelly Baker at kbake@salisburync.gov or by calling 704-638-5233.

(b) City Council Goal Setting Retreat

City Council will hold its annual goal setting Retreat Wednesday, February 10, 2021 at 5:00 p.m. and Thursday, February 11, 2021 at 4:00 p.m. The Retreat will be held virtually via Zoom. The meetings will be livestreamed at www.salisburync.gov/webcast and through the City’s Twitter account. Additional information on the virtual meeting will be posted on the City’s website at www.salisburync.gov under public notices.

Mayor Alexander thanked Council and staff for continuing to providing excellent service.
ADJOURNMENT

Motion to adjourn the meeting was made by Councilmember Miller. All Council members in attendance agreed unanimously to adjourn. The meeting was adjourned at 7:23 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: 02/16/2021

Name of Group(s) or Individual(s) Making Request: Salisbury Police Department/Chief Jerry Stokes

Name of Presenter(s): Chief Jerry Stokes

Requested Agenda Item: Adopt a budget ORDINANCE Amendment to the FY2020-2021 budget in the amount of $5500 to appropriate Joint Operations funds from the US Secret Service.

Description of Requested Agenda Item: The Police Department received funds from the Treasury Executive Office for Asset Forfeiture, Joint Operations / Secret Service to be used for the purpose of purchasing equipment and training for Criminal Investigations.

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)

Contact Information for Group or Individual: Chief Jerry Stokes, SPD 704-638-5333

☒ 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. Warf
Finance Manager Signature

Anna Burn can
Budget Manager Signature

J. Brown
Department Head 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:
AN ORDINANCE AMENDING THE 2020-2021 BUDGET ORDINANCE
OF THE CITY OF SALISBURY, NORTH CAROLINA TO
APPROPRIATE JOPS SECRET SERVICE FUNDS

Be it ordained by the City Council of the City of Salisbury, North Carolina, as follows:

Section 1. The City has received funds from the Joint Operations / Secret Service branch of the Treasury Executive Office for Asset Forfeiture (TEOAF). These funds will be used to purchase equipment and training for Criminal Investigations Unit. NC General Statutes require that the City appropriate these revenues so that they can be legally spent.

Section 2. That the 2020-2021 Budget Ordinance of the City of Salisbury, adopted on June 16, 2020, is hereby amended as follows:

(a) That the following General Fund line items be amended as follows:

(1) Increase line item 010-000-000-4463.01 Police Grants Revenue $5,500

(2) Increase line item 010-511-326-5131.03 Crime Prevention $5,500

Section 3. That all ordinances, or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 4. That this ordinance shall be effective from and after its passage.
Agenda Item Request Form

Please Select Submission Category:  □ Public  □ Council  □ Manager  ☒ Staff

Requested Council Meeting Date:  2/16/2021

Name of Group(s) or Individual(s) Making Request: Salisbury Police Department/Chief Jerry Stokes

Name of Presenter(s): Chief Jerry Stokes

Requested Agenda Item: Adopt a Budget ORDINANCE Amendment to the FY2020-2021 budget in the amount of $46,093 to appropriate a Police Department grant from Rowan County United Way.

Description of Requested Agenda Item: The Police Department has received a $46,093 Community Impact Grant from Rowan County United Way for an opioid response initiative.

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)

Contact Information for Group or Individual: Chief Jerry Stokes, SPD 704-638-5333

☐ 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  

Budget Manager Signature

Department Head 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:
AN ORDINANCE AMENDING THE 2020-2021 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE UNITED WAY COMMUNITY IMPACT GRANT

Be it ordained by the City Council of the City of Salisbury, North Carolina, as follows:

Section 1. The City has received funds from Rowan County United Way. These funds will be used for an opioid response initiative in the police department. NC General Statutes require that the City appropriate these revenues so that they can be legally spent.

Section 2. That the 2020-2021 Budget Ordinance of the City of Salisbury, adopted on June 16, 2020, is hereby amended as follows:

(a) That the following General Fund line items be amended as follows:

(1) Increase line item 010-000-000-4463.01 Police Grants Revenue $46,093

(2) Increase line item 010-514-000-5710.00 Capital Outlay - Equipment $46,093

Section 3. That all ordinances, or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 4. That this ordinance shall be effective from and after its passage.
Salisbury City Council
Agenda Item Request Form

Please Select Submission Category:  □ Public  □ Council  □ Manager  □ Staff

Requested Council Meeting Date:  2/16/2021

Name of Group(s) or Individual(s) Making Request: Salisbury Police Department/Chief Jerry Stokes

Name of Presenter(s): Chief Jerry Stokes

Requested Agenda Item: Adopt a Budget ORDINANCE Amendment to the FY2020-2021 budget in the amount of $78,281 to appropriate a Police Department grant from US Department of Justice for a Coronavirus Emergency Supplemental Funding grant.

Description of Requested Agenda Item: The Police Department has received a $78,281 Coronavirus Emergency Supplemental Funding grant from the US Department of Justice for a COVID-19 response.

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)

Contact Information for Group or Individual: Chief Jerry Stokes, SPD 704-638-5333

☐ 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

Budget Manager Signature

Department Head 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:
AN ORDINANCE AMENDING THE 2020-2021 BUDGET ORDINANCE
OF THE CITY OF SALISBURY, NORTH CAROLINA TO
APPROPRIATE CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING GRANT

Be it ordained by the City Council of the City of Salisbury, North Carolina, as follows:

Section 1. The City has received funds from US Department of Justice. These funds will be used for a COVID-19 response in the police department. NC General Statutes require that the City appropriate these revenues so that they can be legally spent.

Section 2. That the 2020-2021 Budget Ordinance of the City of Salisbury, adopted on June 16, 2020, is hereby amended as follows:

(a) That the following General Fund line items be amended as follows:

(1) Increase line item 010-000-000-4463.01 $78,281
Police Grants Revenue

(2) Increase line item 010-514-000-5450.00 $78,281
Special Projects

Section 3. That all ordinances, or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 4. That this ordinance shall be effective from and after its passage.
Salisbury City Council
Agenda Item Request Form

Please Select Submission Category:  □ Public  □ Council  □ Manager  □ Staff

Requested Council Meeting Date:  2/16/2021

Name of Group(s) or Individual(s) Making Request:  Salisbury Police Department/Chief Jerry Stokes

Name of Presenter(s):  Chief Jerry Stokes

Requested Agenda Item:  Adopt a Budget ORDINANCE Amendment to the FY2020-2021 budget in the amount of $25,000 to appropriate a Police Department grant from The Duke Energy Foundation.

Description of Requested Agenda Item:  The Police Department has received a $25,000 grant from The Duke Energy Foundation for Fair and Impartial Policing training.

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)

Contact Information for Group or Individual:  Chief Jerry Stokes, SPD 704-638-5333

☑ 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:
AN ORDINANCE AMENDING THE 2020-2021 BUDGET ORDINANCE
OF THE CITY OF SALISBURY, NORTH CAROLINA TO
APPROPRIATE DUKE ENERGY FOUNDATION GRANT

Be it ordained by the City Council of the City of Salisbury, North Carolina, as follows:

Section 1. The City has received funds from The Duke Energy Foundation. These funds will be used to provide Fair and Impartial Policing training to Salisbury Police Officers. NC General Statutes require that the City appropriate these revenues so that they can be legally spent.

Section 2. That the 2020-2021 Budget Ordinance of the City of Salisbury, adopted on June 16, 2020, is hereby amended as follows:

(a) That the following General Fund line items be amended as follows:

(1) Increase line item 010-000-000-4463.01 Police Grants Revenue $25,000
(2) Increase line item 010-514-000-5294.00 Training $25,000

Section 3. That all ordinances, or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 4. That this ordinance shall be effective from and after its passage.
Salisbury City Council
Agenda Item Request Form

Please Select Submission Category: □ Public □ Council □ Manager ☒ Staff

Requested Council Meeting Date: February 16, 2021

Name of Group(s) or Individual(s) Making Request: Salisbury-Rowan Utilities

Name of Presenter(s): Jason Wilson

Requested Agenda Item: Salisbury Street Sewer Extension

Description of Requested Agenda Item: Salisbury-Rowan Utilities opened five (5) sealed bids on January 28, 2021 from qualified contractors for the Salisbury Street Sewer Extension in China Grove. Carolina Siteworks, Inc. of China Grove, North Carolina submitted the lowest base bid in the amount of $78,101.10, with an add alternate amount of $23,400.00 for pavement repair. A bid alternate for pavement repair was also requested, for which Carolina Siteworks, Inc. bid $23,400.00. As such, SRU recommends awarding a contract to Carolina Siteworks, Inc. for the total amount of $101,501.10. Attached is the bid tabulation.

Attachments: ☒ Yes □ No

Fiscal Note: Sufficient funds are allocated for this project in the FY21 budget.

Action Requested of Council for Agenda Item: Council to consider authorizing the City Manager to execute a contract with Carolina Siteworks, Inc. in the amount of $101,501.10 for construction of the Salisbury Street Sewer Extension in China Grove.

Contact Information for Group or Individual: Jason Wilson, Assistant Utilities Director
704-216-7553, jason.wilson@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 Furches
Finance Manager Signature

J. W. Barlow
Department Head Signature

Anna Bungamer
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:
### Salisbury Street Sewer Extension - China Grove

**INFORMAL BID # 011-2021**

**CITY OF SALISBURY**  
**SALISBURY-ROWAN UTILITIES**

- **Bid Date:** January 28, 2021 at 2:00pm  
- **Completion Date:** April 30, 2021

#### Mobilization
- **No.:** 1  
- **Description:**  
- **QTY:** 1  
- **Unit:** LS  
- **Unit Price:** 2,719.00  
- **Total Price:** 2,719.00

#### 8" Pressure Class 350 DIP Gravity Sewer Line

<table>
<thead>
<tr>
<th>No.</th>
<th>Description</th>
<th>QTY</th>
<th>Unit</th>
<th>Unit Price</th>
<th>Total Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>2</td>
<td>a: 6'- 8' deep</td>
<td>188</td>
<td>LF</td>
<td>118.50</td>
<td>22,278.00</td>
</tr>
<tr>
<td></td>
<td>b: 8'-10' deep</td>
<td>54</td>
<td>LF</td>
<td>118.50</td>
<td>6,399.00</td>
</tr>
<tr>
<td></td>
<td>c: 10'- 12' deep</td>
<td>88</td>
<td>LF</td>
<td>118.50</td>
<td>10,428.00</td>
</tr>
</tbody>
</table>

#### Manholes

<table>
<thead>
<tr>
<th>No.</th>
<th>Description</th>
<th>QTY</th>
<th>Unit</th>
<th>Unit Price</th>
<th>Total Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>3</td>
<td>a: 6'- 8', 4'- 0'' I.D.</td>
<td>1</td>
<td>EA</td>
<td>3,085.00</td>
<td>3,085.00</td>
</tr>
<tr>
<td></td>
<td>b: 10'- 12', 5'- 0'' I.D.</td>
<td>1</td>
<td>EA</td>
<td>4,916.00</td>
<td>4,916.00</td>
</tr>
</tbody>
</table>

#### Connection to Existing Manhole

<table>
<thead>
<tr>
<th>No.</th>
<th>Description</th>
<th>QTY</th>
<th>Unit</th>
<th>Unit Price</th>
<th>Total Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>4</td>
<td>8&quot; Sewer Connections</td>
<td>3</td>
<td>EA</td>
<td>2,844.00</td>
<td>8,532.00</td>
</tr>
</tbody>
</table>

#### Pavement Repair

<table>
<thead>
<tr>
<th>No.</th>
<th>Description</th>
<th>QTY</th>
<th>Unit</th>
<th>Unit Price</th>
<th>Total Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>6</td>
<td>a: Incidental Stone Base - ABC</td>
<td>300</td>
<td>TN</td>
<td>40.00</td>
<td>12,000.00</td>
</tr>
<tr>
<td></td>
<td>b: 2'-6&quot; Concrete Curb &amp; Gutter</td>
<td>15</td>
<td>LF</td>
<td>50.00</td>
<td>750.00</td>
</tr>
</tbody>
</table>

#### Seeding and Mulching

<table>
<thead>
<tr>
<th>No.</th>
<th>Description</th>
<th>QTY</th>
<th>Unit</th>
<th>Unit Price</th>
<th>Total Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>7</td>
<td>8&quot; Pressure Class 350 DIP Gravity Sewer Line</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8</td>
<td>Contingency Allowance, 5% of Bid Price</td>
<td>1</td>
<td>LS</td>
<td>3,719.10</td>
<td>3,719.10</td>
</tr>
</tbody>
</table>

**Total Base Bid:**
- Carolina Siteworks: $78,101.10
- North State Water & Sewer: $82,582.50
- Bell Construction: $88,861.50
- JP Yates Construction: $118,177.50
- State Utility Contractors: $164,616.90

**Total Contract:**
- $101,501.10
- $97,582.50
- $105,861.50
- $138,177.50
- $188,616.90

**Add Alternate #1:**
- Asphalt Pavement Repair: $23,040.00

**Total Contract:**
- $101,501.10
- $97,582.50
- $105,861.50
- $138,177.50
- $188,616.90
Salisbury City Council
Agenda Item Request Form

Please Select Submission Category:  ☐ Public  ☐ Council  ☐ Manager  ☒ Staff

Requested Council Meeting Date:  02/16/2021

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

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

Requested Agenda Item:  CD-02-2018

Description of Requested Agenda Item:  Shay Crossing Ph 4: Request to rezone parcels 058 088; 065 008; and 067 189 from Urban Residential (UR-12) and Neighborhood Mixed Use (NMX) to General Residential (GR-6) with a Conditional District (CD) Overlay.

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)
Council to hold a public hearing and consider adopting an ordinance to rezone the subject parcel as requested.

Contact Information for Group or Individual:  Teresa Barringer, tbarr@salisburync.gov or 704-638-5210

☐ 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:
CASE NO. CD-02-2018

Project Title: SHAY CROSSING PH 4
Petitioner(s): Andrew McDonald, True Homes
Owner(s): B&C Land Farming, LLC
Representative(s) or Developer(s): Andrew McDonald, True Homes; Matthew Mandle, ESP Associates

Address: 600 Blk of Earnhardt Road; North of Stokes Ferry Road
PID(S): 058 088; 065 008; & 067 189
Size / Scope: Approximately 101.36 acres
Location: Located North of Stokes Ferry Road; off of the 600 block of Earnhardt Road

PETITIONER REQUEST

Request to amend the Land Development District Map by rezoning approximately 101.36 acres at Northwest side of the 600 block of Earnhardt Road; North of the previously approved Phases 1-3 of Shay Crossing, from Urban Residential (UR-12) and Neighborhood Mixed Use (NMX) to General Residential (GR-6) and establishing a new Conditional District (CD) Overlay for a master plan proposal of Phase 4 for 246 mixed lot widths for single family home construction. Proposal includes (5) sub-phases for construction plan.

PETITION

This is a request to combine and develop three (3) parcels from the current zoning of Urban Residential (UR12) and Neighborhood Mixed Use (NMX) to downzone to General Residential (Gr-6) with a Conditional District (CD) Overlay (GR-6-CD). The proposed development shall be for a master plan of 246 mixed lots for the construction of single family homes. The proposal includes delineation for five (5) sub-phases to overall Phase 4 plan. Full compliance of construction review will identify requirements of proposed phasing of infrastructure prior to acceptance.

This rezoning will be a down-zoning as it reduces the maximum number of units available (density), but grants the developer a more suburban design element over the more restrictive urban design elements, such as a less restrictive curb type and a lesser amount of recreational open space.

The Developer has provided a verbal interest in voluntary annexation of Parcels 065 008, 067 189, and a portion of 058 088 which will be processed by the City Engineer.
## LAND DEVELOPMENT ORDINANCE PROVISIONS

<table>
<thead>
<tr>
<th></th>
<th>PROPOSAL</th>
<th>NOTES</th>
</tr>
</thead>
<tbody>
<tr>
<td>CH. 2: ZONING DISTRICTS (USES &amp; DENISTY)</td>
<td>GR-6 permits single-family homes up 606 total units based on 101.36 acres; proposed 246 units results in density less than .5 units per acre</td>
<td>Single-family is the only primary use allowed.</td>
</tr>
<tr>
<td>CH. 3: ADD’L USE STANDARDS</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>CH. 4: INFRASTRUCTURE (UTILITIES, STREETS, ETC.)</td>
<td>Proposing 50-ft. rights-of-way with sidewalks on both sides, street lights, and public street trees. The proposal meets the Connectivity Index of 1.4 for GR</td>
<td>Conditional District (CD) Alternatives apply to the lot widths being requested</td>
</tr>
<tr>
<td>CH. 5: BUILDING</td>
<td>Proposing a mix of 36, 50, and 60 ft. wide by 100 ft. deep lots; all homes to feature front-loading 1 or 2-car garages.</td>
<td>Conditional District (CD) Alternatives apply to the lot widths being requested</td>
</tr>
<tr>
<td>CH. 6: ACCESSORY &amp; MISC.</td>
<td>N/A</td>
<td>N/A</td>
</tr>
<tr>
<td>CH. 7: REC OPEN SPACE</td>
<td>GR-6 requires that 6% of the site be reserved and developed for rec open space which results in a minimum of 6.08 acres. The proposal identifies 12.16 acres exceeding the minimum requirements.</td>
<td>As part of the construction review, the recreation open space will be required to be “planned and improved, accessible and usable by persons living nearby” as required by LDO 7.3.</td>
</tr>
<tr>
<td>CH. 8 LANDSCAPINGE</td>
<td>Conceptual shown</td>
<td>Upon approval of the CD, the construction drawings will detail street trees, perimeter landscaping, and 30% required tree canopy.</td>
</tr>
</tbody>
</table>


LAND DEVELOPMENT ORDINANCE PROVISIONS

<table>
<thead>
<tr>
<th>CH. 9: ENVIRONMENTAL PROTECTION</th>
<th>PROPOSAL</th>
<th>NOTES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Proposing (4) preliminary Stormwater BMP devices.</td>
<td>Stormwater area may be used for sedimentation during construction and converted to permanent BMP’s at completion and as approved by construction plans and Engineering review.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>CH. 10: PARKING</th>
<th>PROPOSAL</th>
<th>NOTES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parking provisions met on each lot providing 1 space per bedroom up to 2 per unit.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>CH. 11: PRIVATE LIGHTING</th>
<th>PROPOSAL</th>
<th>NOTES</th>
</tr>
</thead>
<tbody>
<tr>
<td>EXEMPT</td>
<td>N/A</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>CH. 12: SIGNAGE</th>
<th>PROPOSAL</th>
<th>NOTES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Not part of rezoning proposal.</td>
<td>If approved, a subdivision entrance sign can be installed upon review and approval subject to LDO Chptr. 12.</td>
<td></td>
</tr>
</tbody>
</table>

SUMMARY OF CITIZENS COMMENTS

- 20201204: Susan Michelle Doyle
  2608 Crane Drive
  Salisbury NC 28146

  Ms. Doyle emailed concerns relative to home sizes, prices ranges, proximity to abutting lots off of Crane Drive, and potential impact to home values.

- 20201218: Cynthia Ledford
  655 Earnhardt Road
  Salisbury NC 28146

  Ms. Ledford initially contacted the staff on December 18th inquiring about the rezoning proposal. Several emails followed requesting additional relative to traffic study requirements, the Jake Alexander Blvd. reserved right-of-way, and how the rezoning will impact the adjoining properties.
Mr. Pryor initially contacted our office by phone requesting additional information for the proposed rezoning. He noted concerns relative to the Jake Alexander Blvd. reserved right-of-way. Staff provided additional information via email and met with Mr. Pryor on January 20th to review the submittal and provide additional information. Mr. Pryor also emailed on January 21st to provide full comments regarding his concerns of the lot sizes and the impact of the ROW to his property.

Jody contacted One Stop by phone and requested a copy of the proposed site plan to identify what the proposed rezoning was for. Staff emailed the master plan.

Additional citizen comments/correspondence provided by the Petitioner included in the packet.

Ms. Fulton provided written comments for the January 26, 2021 Planning Board meeting. Staff read comments aloud during Public Comment portion of the hearing.

COURTESY HEARING COMMENTS

Two citizens, Michael Pryor and Cynthia Ledford spoke during the Planning Board public hearing noting concerns regarding lot sizes, density impact, the Jake Alexander Blvd. reserved right-of-way and its proximity existing and proposed lots, and the impact of additional traffic on Earnhardt road. Mr. Pryor also requested the developer provide privacy fencing along the rear boundary of his property and that of his neighbor’s property at 660 and 730 Earnhardt Road. Mr. Andrew McDonald agreed to propose privacy fence approximately 350 feet along the rear perimeter of the parcels. Mr. Pryor contacted staff and the developer requesting the fencing be extended to include screening of the two parcels north of 730 Earnhardt Road. The developer agreed to extend to include one lot north of 730 Earnhardt Road as it was built upon but did not agree to the adjacent vacant lot. This agreement resulted in approximately 447 total linear feet of privacy fencing to be installed by the developer abutting the rear boundaries of the PID’s 067 05101; 058 116; and 058 529.
Planning Board discussed the current zoning of UR-12 noting it would actually allow two times the density and allow minimum lot widths of 30 ft. by right. The proposed zoning request of GR-6 and CD Overlay with an exception to allow mixed lots with the smallest being 36 ft. lot widths would result in a significant reduction of what is currently allowed relative to density and lot size. In consideration of the visual impact of the smaller lots fronting Earnhardt Road, discussions concluded the requirement of a minimum 3 – 5 ft. landscape berm from the Planning Board voted unanimously to recommend approval of the submittal with the following conditions:

1. Identify a proposed privacy fence being approximately 350 linear feet along the rear perimeter boundaries of 660 and 730 Earnhardt Road. (Several days after the Planning Board hearing, the developer notified the City that they were willing to increase the privacy fencing installation to approximately 447 linear feet at the request of the citizens.)

2. Identify a minimum 3 – 5 ft. high landscape berm from the southern border of the reserved right-of-way of Jake Alexander Blvd. to the closest portion of the BMP at the southern boundary of the project along Earnhardt Road.
LETTER OF TRANSMITTAL

TO:
City of Salisbury Community Planning Services
132 N Main Street
Salisbury, NC 28144
704-638-5240

WE ARE SENDING YOU:

- Enclosed
- Change Order
- Originals
- CD-ROM
- Under separate cover via

<table>
<thead>
<tr>
<th>COPIES</th>
<th>DATED</th>
<th>SHEET</th>
<th>DESCRIPTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>11/23/20</td>
<td>Check</td>
<td>Conditional District Rezoning Fee - $1000 - Check #142855</td>
</tr>
<tr>
<td>1</td>
<td>8.5 x 11</td>
<td></td>
<td>Conditional District Supplement Form</td>
</tr>
<tr>
<td>1</td>
<td>8.5 x 11</td>
<td></td>
<td>Rezoning Petition</td>
</tr>
<tr>
<td>1</td>
<td>8.5 x 11</td>
<td></td>
<td>Zoning Permit</td>
</tr>
<tr>
<td>1</td>
<td>11/23/20</td>
<td>8.5 x 11</td>
<td>Joinder Agreement</td>
</tr>
</tbody>
</table>

THESE ARE BEING SENT:

- For your approval
- Approved as noted
- Corrected and returned
- For your use
- Approved as submitted
- As requested
- For your review and comment
- Approved as changed
- Returned for corrections
- Returned after loan to us
- For your signature
- Returned after loan to us

BY:  x Courier  

Teresa -
Please find enclosed the materials for the Shay Crossing Conditional District Rezoning. Should you have questions or need anything else to complete this submittal, please let me know.

Thanks,
Matthew Mandle

Signed & Date

*If enclosures are not noted, kindly notify us immediately*
### CONDITIONAL DISTRICT SUPPLEMENT FORM

**FILING DATE**  
**CASE #**  

| CD Master Plan Adoption (LDO Sec. 15.22) | $1,000 |
| CD Master Plan Amendment (LDO Sec. 15.22.E) | $750 |
| CD Master Plan Revision (LDO Sec. 15.22.F) | $50 |

* FEES PER CITY OF SALISBURY BUDGET ORDINANCE

A petition for a CD Master Plan must be submitted by the property owner(s) of all land included in the petition. An owner representative must submit an affidavit authorizing representation. Multiple owners shall be listed on a separate sheet with ownership corresponding to all parcels included in the petition.

**Submital Requirements:**
- Completed Zoning Permit Application  
- Plan Review Payment (cash, check, charge)  
- Plan Submittal per Ch. 16 of LDO (1 paper set, 1 e-set in Adobe PDF)

### PROJECT INFORMATION

**Project Title:** Shay Crossing  
**Present Use:** NMX & UR-12

| Total Acreage: +/- 101.36 Acres | Project/Disturbed Acreage: +/- 75 Acres |

Provide overall project built-upon area (%) for NPDES determination: **TBD**

(applicable for projects over 1 acre or part of a larger common plan of development - Sec. 9.6)

Does the project require issuance of an NCDOT driveway permit?  
☐ Yes  ☐ No

Does the overall project generate 3,000+ vpd during an average weekday? (Sec. 4.14)  
☐ Yes  ☐ No

Will the project provide outdoor lighting on private property? (Ch. 11)  
☐ Yes  ☐ No

Will the project require outdoor storage? (Sec. 6.9)  
☐ Yes  ☐ No

Does a sidewalk exist along the streetside parcel lines? (Sec. 4.4)  
☐ Partial  ☐ Yes  ☐ No

Will the project tie into an existing water or sewer connection?  
☐ Yes  ☐ No

Is the project requesting a new water or sewer connection?  
☐ Yes  ☐ No

Will the project involve installation of a new public or private fire line?  
☐ Yes  ☐ No

### SIGNATURE

By signing this petition you understand that this petition will be forwarded to the Planning Board (a City Council-appointed board) who may hear statements from staff, the petitioner, and general public, and will then vote to make a Statement of Consistency and recommendation to City Council. The petition will then be forwarded to City Council who will conduct the official public hearing before casting a deciding vote. (Use a separate sheet of paper for multiple owners.)

**Petitioner(s):**  
**Application Last Revised:** MARCH, 2020

[Signature]
# PROJECT PLANNING CHECKLIST

Pursuant to LDO Sec. 16.4, a Master Plan set (prepared by a licensed design professional with the appropriate statutory authority) must include the Site Plan, an Illustrative Landscape Plan, Building Design Plans, and other plans or documentation where applicable.

All plans must show or provide the following information where applicable; however, per Sec. 15.4, the Administrator may waive specific application requirements in certain situations:

## Site Plan Information:

<table>
<thead>
<tr>
<th>Item</th>
<th>DONE</th>
<th>N/A</th>
</tr>
</thead>
<tbody>
<tr>
<td>Project Title, property owner(s), developer(s), etc. &amp; date of plan</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Vicinity Map</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Boundary Survey &amp; Limits of Construction</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Original / Proposed contours at max. 2-ft Intervals</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Any portion within Watershed Protection Area</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Corporate Limits &amp; ETJ boundaries, where applicable</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Phase Lines</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Floodplain, Floodway, Jurisdictional Wetlands, and/or streams, where applicable</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Site Calculations (acreage, open space, parking, # units, GFA, etc.)</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Scale, denoted graphically &amp; numerically</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Any required Certification Statements</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Zoning District of project area and adjacent properties</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Location, dimensions &amp; setbacks of all lots &amp; buildings</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Location of all parking &amp; loading areas with striping and dimensions</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Location of all existing &amp; planned streets &amp; alleys with dimensions</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Location of all existing &amp; planned (o &amp; u) utilities and associated easements</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Location of all recreational open spaces &amp; other site reservations</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Location of all required NPDES Best Management Practices (BMPs), if required</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Cross-sections of proposed streets &amp; alleys</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Location of, including details and screening, solid waste containment</td>
<td>✓</td>
<td>✓</td>
</tr>
</tbody>
</table>

## Illustrative Landscape Plan Information (must be provided in color):

<table>
<thead>
<tr>
<th>Item</th>
<th>DONE</th>
<th>N/A</th>
</tr>
</thead>
<tbody>
<tr>
<td>Location and type of existing plants/trees and areas to remain natural</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Illustrative planting plan exhibiting complete landscaping of the site at maturity</td>
<td>✓</td>
<td>✓</td>
</tr>
</tbody>
</table>

## Building Design Plans Information (Sec. 16.12):

<table>
<thead>
<tr>
<th>Item</th>
<th>DONE</th>
<th>N/A</th>
</tr>
</thead>
<tbody>
<tr>
<td>All exterior wall elevations (for proposed structures or additions)</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Photos of existing conditions and all existing structures</td>
<td>✓</td>
<td>✓</td>
</tr>
<tr>
<td>Building materials schedule (samples may be provided)</td>
<td>✓</td>
<td>✓</td>
</tr>
</tbody>
</table>

Application Last Revised: MARCH, 2020
# Zoning Permit Application

**Filing Date**: 12-01-2020  
**Case #**: 02-02-2018 014

**Plan Review Case # (If Applicable):**

**Note to Applicant**: Supplement plan review forms available if plan review is required. Permitting & plan review services require 1 hard set and 1 electronic set (PDF).

## Building Information
- [ ] New Principal Building
- [ ] Addition
- [ ] Remodel/Upfit
- [ ] Accessory Structure

### USE INFORMATION
- [ ] New/Added Use
- [ ] Change of Use
- [ ] No Change of Use
- [ ] Home Occupation
- [ ] Temporary Use

### Project Description
- **N/A**
- **Total Projected Cost:**

## Property & Contact Information

- **Rowan County Parcel ID(s):** 058-088, 065-008, & 067-189
- **Address or Site Location:** West of Earnhardt Road, North of Stokes Ferry Road, & East of Travis Lane
- **Subdivision:** Shay Crossing  
  **Lot(s):** +/- 246 Lots
- **Applicant:** Dependable Development, Inc. (Attn: Andrew McDonald)
- **Address:** 2627 Brekonridge Centre Drive Ste 104, Monroe, NC 28110
- **Email:** amcdonald@truehomesusa.com  
  **Best Phone:** (704) 288-7256
- **Owner (If different than applicant):** See attached joinder agreement
- **Address:** See attached joinder agreement
- **Email:** See attached joinder agreement  
  **Daytime Phone:** See attached joinder agreement

## Signature

I certify that all information provided on this application is accurate 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 a permit. The City of Salisbury reserves the right to request additional information to ensure complete review.

**Applicant:**

*See back of page for utility connection status*
UTILITY CONNECTIONS

Water: Existing ☑ PUBLIC or ☐ PRIVATE connection with no change to service
Proposed ☑ NEW or ☐ REPLACEMENT connection @ ________ (size in inches)

Sewer: Existing ☑ PUBLIC or ☐ PRIVATE connection with no change to service
Proposed ☑ NEW or ☐ REPLACEMENT connection @ ________ (size in inches)

Irrigation: Existing ☐ PUBLIC or ☐ PRIVATE connection with no change to service
Proposed ☑ NEW or ☐ REPLACEMENT connection @ ________ (size in inches)

Fire: Existing ☑ PUBLIC or ☐ PRIVATE connection with no change to service
Proposed ☑ NEW or ☐ REPLACEMENT connection @ ________ (size in inches)

F.O.G.: ☐ New ☐ Replace >>> ☐ Trap ☐ In-ground Interceptor

Backflow: ☐ New ☐ Replace ☐ Upgrade ________ (size in inches)

DEPARTMENT USE ONLY

Project Title: _______________________________________________________

Zoning: _______ Overlay: _______ Local Historic Overlay? ☐ Yes ☐ No

Present Use: _______________________________________________________

Number, type, and condition of any existing structures:

List any known nonconformities:

Does the project require issuance of an NCDOT driveway permit? ☐ Yes ☐ No

Does the overall project generate 3,000+ vpd during an average weekday? (Sec. 4.14) ☐ Yes ☐ No

Will the project provide outdoor lighting on private property? (Ch. 11) ☐ Yes ☐ No

Will the project require outdoor storage? (Sec. 6.9) ☐ Yes ☐ No

Does a sidewalk exist along the street side parcel lines? (Sec. 4.4) ☐ Partial ☐ Yes ☐ No

Requesting Payment In Lieu of Mitigation based on the TIA? (Sec. 4.14) ☐ Yes ☐ No

Requesting Payment In Lieu of Recreational Open Space Allocation? (Sec. 7.6) ☐ Yes ☐ No

Requesting Payment In Lieu of Sidewalk? (Sec. 4.9) ☐ Yes ☐ No

Property Size (gross area in acres): _______ Area of Disturbance (acres): _______

Other & Notes:_____________________________________________________

Application Last Revised: FEB, 2018
City of Salisbury
Development Services
132 North Main Street
Salisbury, NC 28144
E: 1stop@salisburync.gov
Ph. 704.638.5208

REZONING PETITION

FILING DATE: 12-1-2020

CASE #: (0)

PLAN REVIEW CASE # (IF APPLICABLE): 

ZONING MAP AMENDMENT:

GENERAL REZONING: $ 600
* FEES PER CITY OF SALISBURY BUDGET ORDINANCE

PETITION TYPE

☐ General Rezoning (LDO Sec. 15.21)
☑ Petition involves entire parcel(s) as shown on the Rowan County tax map
☐ Petition involves a portion of a parcel(s) as shown on the Rowan County tax map
☐ Petitioner is the property owner of record
☐ Petitioner is an entity requesting a 3rd-party rezoning
☐ City-initiated rezoning

EXISTING DISTRICT(S): NMX & UR-12
PROPOSED DISTRICT(S): UR-12

GENERAL PROPERTY DESCRIPTION (ESPECIALLY IF UNADDRESSSED)
Single family detached master planned community

PROPERTY & CONTACT INFORMATION
Rowan County Parcel ID(s): 058-088, 065-008, & 067-189
Address or Site Location: West of Earnhardt Road, North of Stokes Ferry Road, & East of Travis Lane
Subdivision: Shay Crossing Lot(s): +/- 246 Lots
Petitioner: Dependable Development, Inc. (Attn: Andrew McDonald)
Address: 2627 Breconridge Centre Drive Ste 104, Monroe, NC 28110
Email: amcdonald@truehomesusa.com
Owner (If different than petitioner) 
Address: See attached joinder agreement
Email: See attached joinder agreement

SIGNATURE
By signing this petition you understand that you are referring this petition to the Planning Board (a City Council-appointed board) who may hear statements from staff, public, and will then vote to make a Statement of Consistency and recommendation to City Council. Notification will then be forwarded to City Council who will conduct the official public hearing before casting a deciding vote.

Petitioner (or representative): [Signature]

Application Last Revised: MARCH, 2020

SIGN HERE
DEPARTMENT USE ONLY

INITIAL PLANNING BOARD DATE: ____ / ____ / 20____

- IF SENT TO LEGISLATIVE COMMITTEE
  - ASSIGNED LEGISLATIVE COMMITTEE: __________
  - LEGISLATIVE COMMITTEE MEMBERS:  
    _______________________________________
    _______________________________________
    _______________________________________
  - DATE OF INITIAL COMMITTEE MEETING: ____ / ____ / 20____
  - DATE OF ADDITIONAL MEETINGS:  
    ____ / ____ / 20____
    ____ / ____ / 20____
  - COMMITTEE RECOMMENDATION?  
    _______________________________________

- PLANNING BOARD STATEMENT OF CONSISTENCY & RECOMMENDATION:
  _______________________________________
  _______________________________________
  _______________________________________

- DATE OF RECOMMENDATION: ____ / ____ / 20____
- VOTE: (__________)
- ADDITIONAL INFORMATION FOR FILE:
  _______________________________________
  _______________________________________
  _______________________________________

INITIAL CITY COUNCIL DATE: ____ / ____ / 20____

- IF SENT TO COUNCIL COMMITTEE
  - COUNCIL COMMITTEE MEMBERS:  
    _______________________________________
  - DATE OF INITIAL COMMITTEE MEETING: ____ / ____ / 20____
  - DATE OF ADDITIONAL MEETINGS:  
    ____ / ____ / 20____
    ____ / ____ / 20____
  - COMMITTEE RECOMMENDATION?  
    _______________________________________

- CITY COUNCIL STATEMENT OF CONSISTENCY & REASONABLENESS:
  _______________________________________
  _______________________________________

- DECISION:
  _______________________________________
  DATE OF DECISION: ____ / ____ / 20____
  VOTE: (__________)
  ADDITIONAL INFORMATION FOR FILE:
  _______________________________________
  _______________________________________
  _______________________________________

Application Last Revised: JAN 2019
City of Salisbury – Conditional District Rezoning/Master Plan, Preliminary Plat, & Construction Drawings

Tax Parcel IDs: 058-088, 065-008, & 067-189

Petitioner Joinder Agreement
The undersigned, as the owner of the parcels of land located in the City of Salisbury, North Carolina, West of Earnhardt Road, North of Stokes Ferry Road, and East of Travis Lane that are designated as Parcel Identification Numbers 058-088, 065-008, & 067-189 on the Rowan County Tax Map and which are the subject of the attached Conditional District Rezoning/Master Plan, subsequent Preliminary Plat Application(s), and Construction Drawings hereby join and give permission to Dependable Development, Inc. to request and file this Application with the City of Salisbury for the parcels referenced above.

This 23 day of November 2020
(day) (month)

By:

(Owner Signature)

B & C LAND FARMING LLC
2627 BREKONRIDGE CENTRE DR
STE 103
MONROE, NC 28110

North Carolina
County of Union

Jonathan M. McCall, appearing before the undersigned
Name of Property Owner (printed)

Notary and being duly sworn, says that:
1. I am the owner of the property described above
2. All statements above are true and correct

Property Owners Signature
Sworn to (or affirmed) and subscribed before me this the 23 day of November, 2020.

(Official Seal)

GRETCHEN PRESSON
NOTARY PUBLIC
UNION COUNTY, NC

Official Signature of Notary

Gretchen Presson, Notary Public
Notary’s Name (printed)

My commission expires: 3.29.2025
The Salisbury Planning Board held its regular meeting Tuesday, January 26, 2021, via Zoom, with the following being present and absent:

PRESENT: William (Bill) Burgin, Jayne Land, Tim Norris, Jon Post, Patricia Ricks, Dennis Rogers, John Schaffer, John Struzick, and Bill Wagoner

ABSENT: Three vacant seats

STAFF: Teresa Barringer, Graham Corriher, Catherine Garner, and Diana Cummings

GUESTS: Dan Brewer, Cynthia Ledford, Matt Mandle, Andrew McDonald, Michael Pryor, and Skylar White

CALL MEETING TO ORDER

John Schaffer, Chair, called the meeting to order at 4:05 p.m.

APPROVAL OF MINUTES

Minutes of January 12 and 21, 2021, were approved as submitted.

NEW BUSINESS

Courtesy Hearing

CD-08-2018 Shay Crossing Phase 4

Petitioner: Andrew McDonald, True Homes
Owner: B&C Land Framing, LLC (Monroe, NC)
Representatives or Developers Andrew McDonald, True Homes; Matthew Mandle, ESP Associates
Address: 600 Block of Earnhardt Road; North of Stokes Ferry Road
PID(S): 058 088; 065 008; & 067 189
Size / Scope: Approximately 101.36 acres

Petitioner Request
Request to amend the Land Development District Map by rezoning approximately 101.36 Phases 1-3 of Shay Crossing, from Urban Residential (Ur-12) and Neighborhood Mixed Use (NMX) to General Residential (GR-6) and establishing a new Conditional District (CD) Overlay for a master plan proposal for Phase 4 for 246 mixed lot widths for single family home construction. Proposal includes five sub-phases for construction plan. This is a request to combine and develop three parcels from the current zoning of Urban Residential (UR12) and Neighborhood Mixed Use (NMX) to downzone to General Residential (Gr-6) with a Conditional District (CD) Overlay GR6-CD).
The proposed development shall be for a master plan of 246 mixed lots for the construction of single family homes. The proposal includes delineation for five sub-phases to overall Phase 4 plan. Full compliance of construction review will identify requirements of proposed phasing of infrastructure prior to acceptance. This rezoning will be a down-zoning as it reduces the maximum number of units available (density), but grants the developer more suburban design element over the more restrictive urban design elements, such as a less restrictive curb type and a lesser amount of recreational open space. In UR the minimum lot width is 30 feet and in the GR the minimum lot width is typically 55 feet. There will be mixed lot sizes with the smallest being 36 feet. The developer has provided a verbal interest in voluntary annexation of Parcels 065 008, 067 189, and a portion of 058 088 which will be processed by the City Engineer.

The Technical Review Committee made a recommendation to approve the plan as proposed.

The BMP has not come through for commercial review at this point.

### Land Development Ordinance Provisions

**Ch. 2: Zoning Districts (Uses & density)**
GR-6 permits single-family homes up 606 total units based on 101.36 acres; proposed 246 units results in density less than .5 units per acre single-family is the only primary use allowed.

**Ch. 3: Additional Use Standards N/A**

**Ch. 4: Infrastructure (Utilities, Streets, Etc.)**
Proposing 50-ft. rights-of-way with sidewalks on both sides, street lights, and public street trees. The proposal meets the Connectivity Index of 1.4 for GR.

**Ch. 5: Building**
Proposing a mix of 36, 50, and 60 ft.-wide by 100 ft.-deep lots; all homes to feature front-loading one or two-car garages. Conditional District (CD) alternatives apply to the lot widths being requested.

**Ch. 6: Accessory & Misc. N/A**

**Ch. 7: Recreational Open Space**
Gr-6 requires that 6 percent of the site be reserved and developed for recreational open space which results in a minimum of 6.08 acres. The proposal identifies 12.16 acres exceeding the minimum requirements. As part of the construction review, the recreation open space will be required to be “planned and improved, accessible and usable by persons living nearby” as required by Land Development Ordinance (LDO) 7.3.
Ch. 8: Landscaping--Conceptual shown upon approval of the Conditional District (CD), the construction drawings will detail street trees, perimeter landscaping, and 30 percent required tree canopy.

Ch. 9: Environmental Protection--Proposing (4) preliminary storm water Best Management Practices (BMP) devices. Storm water area may be used for sedimentation during construction and converted to permanent BMP’s at completion and as approved by construction plans and engineering review.

Ch. 10: Parking--Parking provisions met on each lot providing one space per bedroom up to two per unit.

Ch. 11: Private Lighting--Exempt

CH. 12: Signage--Not part of rezoning proposal. If approved, a subdivision entrance sign can be installed upon review and approval subject to LDO Chapter. 12.

A related traffic study of Earnhardt Road has been submitted to NCDOT who is now reviewing it; they will state the requirements. In the original Drummond Village proposal, there was a decelerating/turn lane at the intersection of Stokes Ferry and Earnhardt Road. This will be installed as part of the NCDOT permit.

Summary of Citizens Comments (Emails included in packet)

12/4/2020
Susan Michelle Doyle
2608 Crane Drive
Salisbury, NC 28146

Ms. Doyle emailed concerns relative to home sizes, prices ranges, proximity to abutting lots off of Crane Drive, and potential impact to home values.

12/18/2020
Cynthia Ledford
655 Earnhardt Road
Salisbury, NC 28146

Ms. Ledford initially contacted the staff on December 18 inquiring about the rezoning proposal. Several emails followed requesting additional relative to traffic study requirements, the Jake Alexander Blvd. reserved right-of-way, and how the rezoning will impact the adjoining properties.

01/13/2021
Michael Pryor
650 Earnhardt Road
Salisbury, NC 28146
Mr. Pryor initially contacted our office by phone requesting additional information for the proposed rezoning. He noted concerns relative to the Jake Alexander Blvd. reserved right-of-way. Staff provided additional information via email and met with Mr. Pryor January 20 to review the submittal and provide additional information. Mr. Pryor also emailed January 21 to provide full comments regarding his concerns of the lot sizes and the impact of the ROW to his property.

01/19/2021
Jody Cape
Jody contacted One Stop by phone and requested a copy of the proposed site plan to identify what the proposed rezoning was for. Staff emailed the master plan. Additional citizen comments/correspondence provided by the Petitioner included in the packet.

Applicable Plans: Vision 2020 Comprehensive Plan

Policy N-18: As new neighborhoods are developed, a mixture of housing types/sizes/prices shall be provided within the bounds of each neighborhood planning area.

Housing: We see a multitude of housing choices, ranging from single-family homes, to townhouses, to garage apartments, to apartments over downtown shops or the neighborhood corner store. We see neighborhoods with several different well-designed housing types for all incomes where the elderly, young families, singles and others share experiences and help one another

Applicant

Andrew McDonald represented True Homes. He thanked Teresa and staff for their hard work and for making this process smooth. He introduced Matt Mandle of ESP Associates, Inc. who made an overview presentation of the project. Matt stated that they provide a scholarship to Wingate University to someone eligible in the county in which they are building.

True Homes is a potential developer for this community; that has not yet been determined.

The current plan has included soft-surface trails in the 150-foot Duke Energy utility easement and tree preservation areas are included. Jake Alexander Boulevard is shown as a placeholder for future extension of the road. There is perimeter open space to serve as a buffer in between adjoining roads and parcels. Street trees will be provided on both sides of the street to meet the ordinance requirements. The flow of water at Crane Drive would have to be engineered according to state and city standards.

Public Comment

Each speaker received three minutes for comments.
Mr. Pryor owns an adjacent property and stated that he has concerns about privacy. He requested the natural area remain and a border fence be erected at his property line; his neighbor would also like a 4-6-foot privacy fence. He spoke to staff about the lot sizes and flood plains. “I think these houses are too small and create privacy issues.” He preferred 60-foot lots.

The applicant responded that there will be a beneficial hill between the rear of his property and the development. He also said he would be in favor of installing a 6-foot fence on that corner (approximately 200 feet for rear of Mr. Pryor’s property and 150-feet for his neighbor’s rear of property).

Cynthia Ledford
415 Newport Drive
Salisbury, NC
Recently purchased: 655 Earnhardt Road, Salisbury

Three months ago she and her husband used their life savings to purchase this home. This was to be their retirement home. “This proposal is high density–there are 10 lots proposed across the street from what we thought was a rural setting.” Not in favor of smaller lots. Future Jake Alexander Boulevard is at the end of her driveway on the curve. “I would drive 20 miles out of my way to avoid Jake Alexander Boulevard. A fender flew off into my hayfield already.”

John Schaffer calculated that there is roughly 75 feet from centerline of Earnhardt Road to the rear of a housing structure. Part will be landscaped. Jake Alexander Boulevard placeholder is outside of the Planning Board purview and has been there since the 2006 plan.

Tara Fulton asked (via email) for her comments be read at the meeting. She is Thelma Bates’s daughter and the address is 230 Rhema Lane. They moved here to get away from the city 30 years ago. They have enjoyed a peaceful living environment for this was the lifestyle she wanted. This proposal has brought stress to the residents in the area.

Board Discussion

Jon Post noted that right now part is zoned UR 12 with minimum lot size of 30 feet x 100 feet. UR 12 requires a vertical curb. Staff added that in the NMX the “house building type” is not permitted. Row townhouses and apartments are permitted in the NMX–could be 12 units per acre by right with no maximum.

Bill Wagoner pointed to the fact that proposing 200 units is not placing a “worse” set of conditions on the property. The existing condition is that 912 units could be developed by right. John Schaffer added that, under the current zoning, there could be multifamily dwellings.
The downzoning reduces the amount of required open space—UR12 is 12 percent and GR6 is 6 percent. Staff said the landscape review has not happened at this stage of development. There are 26 acres of land in the flood plain. The proposal exceeds the open space requirement. Twenty to twenty-two houses back up to Earnhardt Road and face into the development. There will be a 25-foot landscape buffer in that perimeter.

The developer, Andrew, stated that his intent was to use the stripping from Phase One and Phase Three; the topsoil not being used could be directed to create a berm and landscaping along Earnhardt Road to shield the homes from noise and traffic. Teresa would like to discuss this with Engineering Department.

The NMX area that is split-zoned goes away. Jayne Land said, “Homeowners generally care for property and show more pride than renters.”

**Motion**

Jon Post made a MOTION to approve CD-02-2018 as submitted. It is consistent with the Vision 2020 Comprehensive Plan Policy N18—As new neighborhoods are developed, a mixture of housing types/sizes/prices shall be provided within the bounds of each neighborhood planning area.

Bill Burgin amended the MOTION to include 350 linear feet of fencing. Bill Wagoner made an amendment to also include a berm where the lot backs up to the road. The 3-5′ berm needs to extend from the southern boundary of the Jake Alexander Boulevard right-of-way (ROW) as it abuts Earnhardt ROW south down and through the opening to the street going into the development and continues south at least to the BMP (as far as feasible). Then leave it to construction drawings and staff to work out with the design of the BMP.

Patricia Ricks seconded the MOTION with all members VOTING AYE. 9-0 (Bill Burgin, Jayne Land, Tim Norris, Jon Post, Patricia Ricks, Dennis Rogers, John Schaffer, John Struzick and Bill Wagoner)

The City Council will receive Planning Board recommendation to approve CD-02-2018 at the February 16, 2021, council meeting.

**2021-2022 GOALS**

The committee met January 21; minutes of this meeting were provided. Catherine Garner provided a PowerPoint presentation that tied goals and activity to the defined role of the Planning Board by NCGS 160D 301(b).

Bill Wagoner is serving on a month-to-month, however, he anticipates that other obligations will require he leave the planning board in March. Those serving their first term like Jayne Land or filling an unfulfilled term are eligible for a second term.

The goals presentation to City Council will include a complete list of Planning Board members and the expiration date of each term.
Bill Burgin made a Motion to approve the goals proposal as submitted. John Struzick seconded the motion with all members VOTING AYE. (9-0)

OTHER BUSINESS

Teresa Barringer reviewed some of the training that is available for the Planning Board. She will send an email to get feedback from the group. The board will take one module at a time with the board all taking the same module.

ADJOURN

The Planning Board meeting was adjourned at 6 p.m.

John Schaffer, Chair

Diana Cummings, Secretary
Petition

- TrueHomes, petitioner and developer
  - Owner, B&C Land Farming, LLC (Monroe, NC)
  - Option to Purchase
- Rezone to ‘GR’ and establish CD Overlay
- Shay Crossing, Phase 4: 246-lot subdivision development
**Shay Crossing Phase 4**

**Master Plan**

<table>
<thead>
<tr>
<th>PHASE</th>
<th>TOTAL LOTS</th>
<th>LOT COUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>4-A</td>
<td>+/- 55 LOTS</td>
<td></td>
</tr>
<tr>
<td>4-B</td>
<td>+/- 50 LOTS</td>
<td></td>
</tr>
<tr>
<td>4-C</td>
<td>+/- 33 LOTS</td>
<td></td>
</tr>
<tr>
<td>4-D</td>
<td>+/- 51 LOTS</td>
<td></td>
</tr>
<tr>
<td>4-E</td>
<td>+/- 57 LOTS</td>
<td></td>
</tr>
</tbody>
</table>
• Proposal is for (5) sub phases for construction

**PHASING LOT BREAKDOWN**

<table>
<thead>
<tr>
<th>PHASE 4-A: TOTAL LOTS:</th>
<th>+/- 55 LOTS</th>
</tr>
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<tbody>
<tr>
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<td>+/- 57 LOTS</td>
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• Petitioner to request voluntary annexation of Parcels 065 008, 067 189, and a portion of 058 088.
Shay Crossing Phase 4
Master Plan

PHASING LOT BREAKDOWN

PHASE 4-A:
TOTAL LOTS: +/- 55 LOTS

PHASE 4-B:
TOTAL LOTS: +/- 50 LOTS

PHASE 4-C:
TOTAL LOTS: +/- 33 LOTS

PHASE 4-D:
TOTAL LOTS: +/- 51 LOTS

PHASE 4-E:
TOTAL LOTS: +/- 57 LOTS
Policy N-18: As new neighborhoods are developed, a mixture of housing types/sizes/prices shall be provided within the bounds of each neighborhood planning area.

Housing.
We see a multitude of housing choices, ranging from single-family homes, to townhouses, to garage apartments, to apartments over downtown shops or the neighborhood corner store. We see neighborhoods with several different well-designed housing types for all incomes where the elderly, young families, singles and others share experiences and help one another.
• CONSTRUCTION OF APPROXIMATELY 447 LINEAR FEET OF PRIVACY FENCING ABUTTING THE REAR BOUNDARIES OF PARCELS 067 05101; 058 116; 058 529

• CONSTRUCT 3FT – 5FT LANDSCAPE BERM FROM SOUTHERN BOUNDARY OF JAB ROW TO CLOSEST PROXIMITY OF BMP AT SOUTHERN BOUNDARY OF PARCEL ABUTTING EARNHARDT ROAD
Voted unanimously the plan is “Consistent w/ V2020 Comp Plan” and recommended approval to City Council with stated conditions
Google maps
**SHAY CROSSING**

SALISBURY, NORTH CAROLINA

TRUE HOMES

CONDITIONAL DISTRICT MASTER PLAN - PHASING PLAN

SHEET 3 OF 11

---

**PHASING LOT BREAKDOWN**

<table>
<thead>
<tr>
<th>PHASE 4-A</th>
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<td>PHASE 4-E</td>
<td>TOTAL LOTS:</td>
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**GRAPHIC SCALE**

1 inch = 100 feet

NORTH ORIENTED TO NC GRID
AN ORDINANCE AMENDING THE LAND DEVELOPMENT ORDINANCE AND THE LAND DEVELOPMENT DISTRICT MAP OF THE CITY OF SALISBURY, NORTH CAROLINA, REZONING THREE PARCELS WITH A COMBINED TOTAL OF APPROXIMATELY 101.36 ACRES, LOCATED IN THE 600 BLOCK OF EARNHARDT ROAD FROM URBAN RESIDENTIAL (UR-12) AND NEIGHBORHOOD MIXED USE (NMX) TO GENERAL RESIDENTIAL (GR-6) DISTRICT AND ESTABLISHING A CONDITIONAL DISTRICT OVERLAY TO PERMIT THE DEVELOPMENT OF A 246-LOT SUBDIVISION. (PETITION NO. CD-02-2018)

WHEREAS, a petition and associated development documents to rezone land and establish a Conditional District Overlay on the property described herein were properly filed by the petitioner and authorized by the property owner(s); and

WHEREAS, the Salisbury Planning Board, an advisory board to the Salisbury City Council, reviewed the rezoning petition and associated development documents on January 26, 2021, voting unanimously to recommend approval of the subdivision development plan subject to conditions agreed upon by the developer, and stated that the proposal is consistent with the Vision 2020 Comprehensive Plan; and

WHEREAS, the City Council held a properly-noticed public hearing at the regularly-scheduled City Council meeting on February 16, 2021. The City Council meeting was held remotely in accordance with GS 166A-19.24, and, prior to taking action, the City Council allowed for written comments on the subject of the public hearing to be submitted between the publication of the notice of hearing and 24 hours after the public hearing; and

WHEREAS, the City Council hereby finds and determines that adoption of an Ordinance to rezone the property described herein from ‘UR-12’ and ‘NMX’ to ‘GR-6’ district and establishing a Conditional District (CD) Overlay is reasonable and in the public interest as the proposal defines and confirms a previously-authorized land use and development type while creating a more consistent zoning pattern, and is fundamentally consistent with the Vision 2020 Comprehensive Plan’s Policy N-18: As new neighborhoods are developed, a mixture of housing types/sizes/prices shall be provided within the bounds of each neighborhood planning area.

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

SECTION 1. That property identified in the City of Salisbury and Rowan County as Tax Maps and Parcel numbers 058 088, 065 008, 067 189 including those abutting rights-of-way and reaching to the respective centerlines, as designated on the official property identification maps of Rowan County, is hereby rezoned to ‘GR-6’ district with the establishment of a new Conditional District (CD) Overlay pursuant to the approved CD Master Plan.

SECTION 2. DEVELOPMENT DOCUMENTS: That any and all development within this Conditional District (CD) Overlay shall substantially adhere to the approved development documents entitled ‘SHAY CROSSING PHASE 4,’ which are on file with the City of Salisbury and signed by the Mayor of the City of Salisbury. A corrected set of documents, reflecting City Council approval and any development conditions that were approved by City Council and made a part of this Ordinance, shall be provided to the City for the Mayor’s signature within 30 days of the effective date of this Ordinance and prior to the issuance of any development permits.
SECTION 3. PERMITTED USES (PRIMARY): All ‘GR’ base district primary uses that are Permitted or Permitted Subject to Additional Standards. All SUP/CD uses require issuance of a Special Use Permit or an Amendment to this Conditional District (CD) Overlay.

SECTION 4. DEVELOPMENT CONDITIONS: That the following conditions are applicable to the development proposal associated with this Ordinance (see above, Section 2, Development Documents) within the Conditional District (CD) Overlay:

- Construction of approximately 447 linear feet of privacy fencing along the rear perimeter of Tax Map and Parcel numbers 067 05101; 058 116; and 058 529
- Construction of 3 ft.-5 ft. landscape berm from the southern boundary of the reserved Jake Alexander Blvd. right-of-way to the closest proximity of the BMP located near the southern boundary of the parcel abutting Earnhardt Road

SECTION 5. That as permitted by the Land Development Ordinance, the development documents associated with this Conditional District (CD) Overlay may establish alternatives to specific provisions of the Land Development Ordinance; however, where alternatives are not provided, those and all other applicable Land Development Ordinance provisions remain applicable for any and all development within this Conditional District (CD) Overlay.

SECTION 6. That improvements (public and/or private) for Stormwater drainage, streets, water and sewer shall be designed and installed in accordance with applicable City and Salisbury-Rowan Utilities standards and policies. Layouts shown on the approved, stamped, and signed Development Documents are considered schematic and may require administrative revision(s) upon review of engineering drawings or details (Construction Documents).

SECTION 7. That all Ordinances, or parts of Ordinances, in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION 8. That this Ordinance shall be effective upon petitioner providing written consent to the conditions imposed in Section 4 of this Ordinance on a form provided by the City in accordance with G.S. 160D-703(b). Petitioner shall have 45 days from the adoption of this Ordinance to provide such written consent. Failure to provide such written consent within the time specified herein shall render this Ordinance null and void.
The Salisbury City Council met and held a public hearing to consider the following application:

Meeting Date: Public Hearing: 02/16/2021
City Council Approval: 03/02/2021

Property Location: North of Stokes Ferry Road, off of the 600 blk of Earnhardt Road
Salisbury, NC

Property Owner: B&C Land Farming LLC
2627 Brekonridge Centre Dr Ste 103
Monroe NC 28110

Petitioner: Dependable Development, Inc. dba True Homes
2627 Brekonridge Centre Dr Ste 104
Monroe NC 28110

Salisbury City Council’s approval of the Conditional Zoning was conditioned on the petitioner providing written consent to conditions to which the petitioner provided verbal consent to the Salisbury City Council. By signing below, the petitioner consents in writing to, and is bound by, the ordinance as adopted by the Salisbury City Council, including the following conditions:

(1) Construction of a privacy fence along the rear perimeters of PID’s: 067 05101; 058 116; and 058 529 being approximately 487 linear feet.

(2) Construction of a 3ft – 5ft high landscape berm within the planting yard from the southern boundary of the Jake Alexander Blvd reserved right-of-way to extend to the closest area allowed to the proximity north of the proposed BMP location along Earnhardt Road.

Should the applicant not comply with the requirements of the Land Development Ordinance or the adopted conditions then the Conditional District may be rescinded or terminated in accordance with the Land Development Ordinance and applicable law.

Petitioner: _________________________________________________

NORTH CAROLINA

_______________________ COUNTY

I, ______________________________, a Notary Public in and for said State and County, do hereby certify that ______________________________, petitioner of proposed development and agreed upon conditions did personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

CITY OF SALISBURY
P.O. BOX 479, SALISBURY, NC 28145-0479
WITNESS my hand and notarial seal, this the _________ day of

_________________, 2016.

____________________________________
Notary Public

My Commission expires: __________________________

Approved by:
City of Salisbury:
(MAYOR SIGNATURE) (DATE)
Teresa –

First off I would like to say thank you again for all of your efforts in preparing and presenting the rezoning petition last night. We are ever thankful to begin what I believe to be a very fruitful partnership for both of us and serve the community together.

I know that this didn’t come up last night but there was an email in the packet that questioned our Better Business Bureau rating/review into question, or more specifically that we would be doing “shady things” there! I just wanted to address that quickly because at True Homes we take a lot of pride in what we do, so much so, that one of our mottos is “To Provide Service Worthy of your Signature” and our builders sign a hard hat to give their client when work begins. Our website has another motto that is “We build homes exclusively for our family and friends”. We treat every homebuyer as a member of our True Family and work to ensure their satisfaction. We work with the industry’s leading research firm (Woodland Obrien Scott) and analyze each homebuyer’s experience and find ways to improve the process. I can personally attest that these are not just claims, but are real items that are engrained in our culture.

So with that said, True Homes, LLC (there are some similarly named homebuilders on there) has an A+ listing and is fully accredited by the BBB. We have just 13 complaints listed in the last 12 months, a year with incredible uncertainty and challenges, and a year where we closed 1800+ homes. That’s less than 1%, some of which we were able to solve issues with. A link to our profile on the BBB website is here. Our client surveys are very detailed and grade both the company as a whole, and each individual function that a homebuyer interfaces with throughout the process. We are industry leading with the percentage willing to refer True, and we set our bar higher every year.

I know that development is hard for some. And I also know that some of the negative comments are out of general frustration for change. I just want to be sure that the City of Salisbury knows who they’re working with and the lengths we go to for future residents of the City of Salisbury’s satisfaction. The last motto I’ll put out there is actually our company’s Mission Statement: “To be uniquely exceptional in how we relate to our Clients, Associates, Trades & Stakeholders”. The City of Salisbury hold just as much stake in this development as we do, we realize that, and will work together to serve the community.

Sorry for the long winded email, again Thank you for all of your efforts. Looking forward to our next discussion!

Andrew J. McDonald, PE
Program Manager – Land Development

**True Homes**
2649 Brekonridge Centre Dr.
Monroe, NC  28110
Mobile: 704-288-7256
amcdonald@truehomesusa.com
Salisbury City Council
Agenda Item Request Form

Please Select Submission Category: □ Public □ Council □ Manager ☒ Staff

Requested Council Meeting Date: February 16, 2021

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

Name of Presenter(s): Catherine Garner

Requested Agenda Item: Council to consider adopting an ordinance establishing a moratorium pursuant to NC General Statutes 160A-381(e) on the City Council’s consideration and approval of Historic Landmarks.

Description of Requested Agenda Item: Council to consider adopting an ordinance establishing a moratorium pursuant to NC General Statutes 160A-381(e) on the City Council’s consideration and approval of Historic Landmarks. If adopted, the proposed moratorium would remain in effect for (6) months. The public hearing was held on February 2, 2021. Two comments were received in the 24-hour comment period. One was in support of the moratorium and one was not.

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 action to adopt an ordinance establishing the moratorium as proposed. (Please note if item includes an ordinance, resolution or petition)

Contact Information for Group or Individual: Catherine Garner, x5212, catherine.garner@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***
Salisbury City Council
Agenda Item Request Form

For Use in Clerk’s Office Only

☐ Approved  ☐ Delayed  ☐ Declined

Reason:
AN ORDINANCE ESTABLISHING A SIX MONTH MORATORIUM FOR THE CONSIDERATION OF LOCAL HISTORIC LANDMARKS IN THE CITY OF SALISBURY

Be it ordained by the City Council of the City of Salisbury, North Carolina, as follows:

Section 1. The City Council acknowledges and embraces the importance of historic preservation in the City of Salisbury. The City has been and remains a leader in historic preservation. The City Council takes very seriously its obligation to preserve historic areas and properties of the City, and desires that its historic preservation programs be and remain robust and fair.

Section 2. In accordance with this dedication to historic preservation, in 2017, the City Council adopted an ordinance establishing a program to designate Local Historic Landmarks (“Landmark” or “Landmark Property” and the “Landmark Ordinance” or the “Landmark Program”). The Landmark Program lacked guidance beyond that established by State law as to what constitutes a Landmark Property. The City Council desires that more specific goals, objectives, standards, and procedures be developed by City staff, in coordination with the Historic Preservation Commission (HPC) and the North Carolina State Historic Preservation Office (SHPO), for the Landmark Program.

Section 3. A temporary moratorium on considering applications under the Landmark Program is necessary to allow City staff and the HPC to adequately review and revise the Landmark Program. Without this moratorium, applications submitted to the City would be reviewed under the existing Landmark Program, which City Council has determined to be inadequate.

Section 4. The moratorium will affect the HPC’s review of Landmark pre-applications and applications, as well as the City Council’s consideration and approval of Landmark applications.

Section 5. The moratorium will remain in effect for six (6) months from the date of the adoption of this Ordinance. This duration is reasonably necessary to allow time to develop goals and objectives for the Landmark Program, to facilitate a community conversation regarding the goals of the Program, and to revise the City’s Land Development Ordinance and any other policies to reflect the required changes to the Landmark Program.

Section 6. In the course of the next six (6) months, the HPC shall propose revisions to the City’s Landmark Program. Once these proposed revisions are in place, conversations with community stakeholders will be facilitated to receive additional feedback. When that is completed, the proposed revisions will be submitted to the City Council for consideration in accordance with the procedures required by City ordinances and other applicable law.

Section 7. All ordinances, or the parts of ordinances in conflict with this Ordinance, are hereby repealed to the extent of such conflict.

Section 8. This Ordinance shall be effective upon adoption by the City of Salisbury from and after its passage.
Please Select Submission Category: □ Public □ Council □ Manager ☒ Staff

Requested Council Meeting Date: 02/16/2021

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

Name of Presenter(s): Catherine Garner

Requested Agenda Item: Z-03-2020 – 417, 421, 425 Faith Road, 112 Dunham Avenue, Parcel ID 070 012

Description of Requested Agenda Item: Z-03-2020: Request to rezone one (1) parcel at 417, 421, 425 Faith Road, 112 Dunham Avenue (PID 070 012) from Urban Residential (UR8) and Corridor Mixed-Use (CMX) to Corridor Mixed-Use (CMX).

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)
Council to consider adopting an ordinance to rezone the subject parcel as requested.

Contact Information for Group or Individual: Catherine Garner, catherine.garner@salisburync.gov, 704-638-5212

□ 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:
12.07.2020
2-03-2020

PETITION TYPE

☐ General Rezoning (LDO Sec. 15.21)
☐ Petition involves entire parcel(s) as shown on the Rowan County tax map
☐ Petition involves a portion of a parcel(s) as shown on the Rowan County tax map
☐ Petitioner is the property owner of record
☐ Petitioner is an entity requesting a 3rd-party rezoning
☐ City-initiated rezoning

EXISTING DISTRICT(S): CMX, UR8
PROPOSED DISTRICT(S): CMX

GENERAL PROPERTY DESCRIPTION (ESPECIALLY IF UNADDRESSED)

Proposed Retail Building and Parking for Goodwill Store.

PROPERTY & CONTACT INFORMATION

Rowan County Parcel ID(s): 070011, 070012
Address or Site Location: 418 Faith Road and 417 Faith Road in Salisbury, NC
Subdivision: N/A
Lot(s): N/A
Petitioner: Goodwill Industries International Inc. (Attn. Bill Haymore)
Address: PO Box 4299 2701 University Parkway Winston-Salem, NC 27115
Email: bhaymore@goodwillnwc.org
Owner (if different than petitioner):
Address:
Email:

Best Phone: 336-724-3621 x1206
Daytime Phone:

SIGNATURE
By signing this petition you understand that this petition will be forwarded to the Planning Board (a City Council-appointed board) who may hear statements from staff, the petitioner, and general public, and will then vote to make a Statement of Consistency and recommendation to City Council. The petition will then be forwarded to City Council who will conduct the official public hearing before casting a deciding vote.

Petitioner (or representative): [Signature]

Application Last Revised: MARCH, 2020
**INITIAL PLANNING BOARD DATE:**  
___ / ___ / 20___

- **IF SENT TO LEGISLATIVE COMMITTEE**
  - **ASSIGNED LEGISLATIVE COMMITTEE:**
  - **LEGISLATIVE COMMITTEE MEMBERS:**
    - 
    - 
    - 

- **DATE OF INITIAL COMMITTEE MEETING:**  
  ___ / ___ / 20___

- **DATE OF ADDITIONAL MEETINGS:**
  ___ / ___ / 20___
  ___ / ___ / 20___

- **COMMITTEE RECOMMENDATION?**

**PLANNING BOARD STATEMENT OF CONSISTENCY & RECOMMENDATION:**

- **DATE OF RECOMMENDATION:**  
  ___ / ___ / 20___

- **VOTE:**  
  (_______)

- **ADDITIONAL INFORMATION FOR FILE:**
  
  
  

**INITIAL CITY COUNCIL DATE:**  
___ / ___ / 20___

- **IF SENT TO COUNCIL COMMITTEE**
  - **COUNCIL COMMITTEE MEMBERS:**

- **DATE OF INITIAL COMMITTEE MEETING:**  
  ___ / ___ / 20___

- **DATE OF ADDITIONAL MEETINGS:**
  ___ / ___ / 20___
  ___ / ___ / 20___

- **COMMITTEE RECOMMENDATION?**

**CITY COUNCIL STATEMENT OF CONSISTENCY & REASONABLENESS:**

**DECISION:**

- **DATE OF DECISION:**  
  ___ / ___ / 20___

- **VOTE:**  
  (_______)

- **ADDITIONAL INFORMATION FOR FILE:**
  
  
  

---

Application Last Revised: JAN 2019
# Zoning Permit Application

## Building Information
- **New Principal Building**
- **Addition**
- **Remodel/Uphrift**
- **Accessory Structure**

Existing SqFt: N/A

Proposed SqFt: 11,500

## Development Type
- House (<5 units)
- MF (<8 units)
- MF (≥8 units)
- Non-Residential (<10,000 sqft)
- Non-Residential (≥10,000 sqft)
- Floodplain/Watershed
- Parking Lot—Primary Use

## Use Information
- New/Added Use
- Change of Use
- No Change of Use (existing use remains)
- Home Occupation
- Temporary Use

## Project Description
- N/A
- Total Projected Cost:

## Plan Submittal Attachments
- Site
- Floor
- Elevation
- Landscape

## Property & Contact Information
- **Rowan County Parcel ID(s):** 070011, 070012
- **Address or Site Location:** 417 Faith Road and 418 Faith Road in Salisbury, NC
- **Subdivision:** N/A
- **Lot(s):** N/A
- **Applicant:** Goodwill Industries International Inc. [Attn. Bill Haymore]
- **Address:** PO Box 4299 2701 University Parkway Winston-Salem, NC 27115
- **Email:** bhaymore@goodwillnwnc.org
- **Best Phone:** 336-724-3631 x1206
- **Owner (if different from applicant):**
- **Address:**
- **Email:**
- **Daytime Phone:**

## Signature

I certify that all information provided on this application is accurate 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 a permit. The City of Salisbury reserves the right to request additional information to ensure complete review.

**Applicant:**

*SEE BACK OF PAGE FOR UTILITY CONNECTION STATUS*
UNITILITY CONNECTIONS

Water: Existing [ ] PUBLIC or [ ] PRIVATE connection with no change to service
Proposed [ ] NEW or [ ] REPLACEMENT connection @ ________ (size in inches)

Sewer: Existing [ ] PUBLIC or [ ] PRIVATE connection with no change to service
Proposed [ ] NEW or [ ] REPLACEMENT connection @ ________ (size in inches)

Irrigation: Existing [ ] PUBLIC or [ ] PRIVATE connection with no change to service
Proposed [ ] NEW or [ ] REPLACEMENT connection @ ________ (size in inches)

Fire: Existing [ ] PUBLIC or [ ] PRIVATE connection with no change to service
Proposed [ ] NEW or [ ] REPLACEMENT connection @ ________ (size in inches)

F.O.G.: New [ ] Replace [ ] Trap [ ] In-ground Interceptor

Backflow: New [ ] Replace [ ] Upgrade ________ (size in inches)

DEPARTMENT USE ONLY

Project Title: ____________________________________________________________

Zoning: _________ Overlay: _________ Local Historic Overlay? [ ] Yes [ ] No

Present Use: ____________________________________________________________

Number, type, and condition of any existing structures:

List any known nonconformities:

Does the project require issuance of an NCDOT driveway permit? [ ] Yes [ ] No

Does the overall project generate 3,000+ vpd during an average weekday? (Sec. 4.14) [ ] Yes [ ] No

Will the project provide outdoor lighting on private property? (Ch. 11) [ ] Yes [ ] No

Will the project require outdoor storage? (Sec. 6.9) [ ] Yes [ ] No

Does a sidewalk exist along the street side parcel lines? (Sec. 4.4) [ ] Partial [ ] Yes [ ] No

Requesting Payment In Lieu of Mitigation based on the TIA? (Sec. 4.14) [ ] Yes [ ] No

Requesting Payment In Lieu of Recreational Open Space Allocation? (Sec. 7.6) [ ] Yes [ ] No

Requesting Payment In Lieu of Sidewalk? (Sec. 4.9) [ ] Yes [ ] No

Property Size (gross area in acres): _________ Area of Disturbance (acres): _________

Other & Notes:

Application Last Revised: FEB, 2018
November 30, 2020

RE: Goodwill CMX Rezoning

Dear Neighbor:

Goodwill has filed a request with the City of Salisbury seeking to rezone approximately +/-1.71 acres from CMX & UR-8 to CMX - “Goodwill CMX Rezoning” in order to accommodate their plans to develop a proposed retail building and parking for a Goodwill store.

The City of Salisbury and Rowan County Tax Assessor’s office records indicate that you are an owner of property that adjoins, is located across the street, or is near the site (within 250’ feet of the site’s proposed boundary). The subject site is described by Rowan County Tax Parcels 070 011 and 070 012.

Please find attached the Goodwill CMX Rezoning Site Plan.

Due to COVID related restrictions, in lieu of an in-person community meeting we have provided contact information for project representatives. Should you have any questions or need additional information about this new retail building and parking for a Goodwill store, please do not hesitate to contact the individuals below:

**Contact Information:**
Matthew Mandle
ESP Associates, Inc.
mmandle@espassociates.com
704.230.4293

Skylar White
ESP Associates, Inc.
swwhite@espassociates.com
803.835.0905

Thank you in advance for your interest and participation. We look forward to sharing more information about this retail space with you.

Cordially,

Bill Haymore
Goodwill Industries International Inc.
### CASE NO.

**Z-03-2020**

### Petitioner(s)

Goodwill Industries of NW North Carolina

### Owner(s)

Same

### Representative(s)

Bill Haymore

### Address

417 – 425 Faith Road; 112 Dunham Avenue

### Tax Map & Parcel(s)

070 011, 070 012

### Size / Scope

Approximately 1.77 acres encompassing two (2) parcels

### Location

Parcels are located on the west side of Faith Road at the corner of Faith Road and Dunham Avenue.

### PETITIONER REQUEST

**Request:**

Petition proposes request to amend the Land Development Ordinance district map by rezoning two (2) parcels, approximately 1.77 acres, from Corridor Mixed-Use (CMX) and Urban Residential (UR8) to Corridor Mixed-Use. One of the parcels is already zoned CMX (070 011); the second parcel is split zoned. The two parcels together are planned for redevelopment for a future Goodwill store.

**Staff Comments:**

The petitioner is requesting to rezone the split-zoned parcel (070 012) from CMX and UR8 to CMX. This is consistent with the adjacent parcel under common ownership (070 011) as well as other parcels in the Faith Road corridor. This request is not a Conditional District rezoning request; thus, if approved, all development would have to conform to the requirements of the CMX zoning district as adopted.

**Uses:**

All permitted uses in the CMX zoning district would be permitted per the LDO Chapter 2 Use Matrix. This request is not a conditional district zoning request; therefore, all uses will be permitted per the existing Use Matrix.

### CHARACTER OF AREA

**Overview:**

Both parcels are currently developed. The smaller parcel (070 011) has a single residential structure; the larger parcel (070 012) has multiple structures, including two commercial
structures and two residential structures. Residential development surrounds the parcel on the west along Dunham Avenue. The Faith Road corridor is completely commercial. The parcel abuts Innes Street Market shopping center to the north, Aldi grocery store to the east, and smaller commercial operations in converted houses to the south.

Existing uses in the surrounding vicinity include retail, professional services, governmental services, and single family residential.

### Surrounding Land Use(s) & Zoning:

<table>
<thead>
<tr>
<th>Location</th>
<th>Existing Land Uses</th>
<th>Existing Zoning</th>
</tr>
</thead>
<tbody>
<tr>
<td>North of area</td>
<td>Commercial, including Innes Street Market</td>
<td>HB, CMX</td>
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<tr>
<td>East of area</td>
<td>Commercial, Government Services</td>
<td>CMX</td>
</tr>
<tr>
<td>South of area</td>
<td>Commercial, Residential</td>
<td>CMX, UR</td>
</tr>
<tr>
<td>West of area</td>
<td>Residential</td>
<td>UR</td>
</tr>
</tbody>
</table>

### INFRASTRUCTURE & CIVIC/COMMUNITY FACILITIES

**Public Schools:**

- **Elementary:** Granite Quarry
- **Middle:** Erwin / Henderson
- **High:** East Rowan / Henderson

**Fire District:**

- **Station 1**

**Utilities**

- **Water & Sewer:**

**Transportation**

- **Transit:**
- **Property Access(s):**

Public water and sewer are available within the Faith Road and Dunham Avenue right-of-ways (ROWs). Changes to any existing services would be reviewed and approved during construction document review.

This site is not currently served by Salisbury Public Transit.

Currently, the parcels have access on Dunham Avenue and Faith Road. During redevelopment, the City will review access as part of the site plan review. The applicants will have
### Planning & Zoning Analysis

**Public Improvements:**

To obtain an NCDOT driveway permit for any access to Faith Road.

Faith Road is a NCDOT maintained road. Dunham Avenue is a city street.

### ENVIRONMENT

**Topography / Hydrology:**

The parcels are very even and flat. Faith Road and Dunham Avenue sit at grade for both of these parcels. There appears to be only one mature tree on site close to Faith Road, otherwise the site has little existing vegetation.

**Flood Hazard / Streams / Wetlands:**

The site is not encumbered by any streams, flood hazards, or wetlands as identified on the City’s GIS maps.

### COMPREHENSIVE & AREA PLANS

**Applicable Plans:**

**Vision 2020 Comprehensive Plan**

The City shall encourage appropriate landscaping and reconfiguration of large, unlandscaped parking areas. Landscaped pedestrian walkways from car to store or across a parking area shall be encouraged.

**Policy C-8:**

Commercial or other development that would jeopardize the public health, safety, and welfare of an existing residential neighborhood shall not be permitted. … Further, businesses may be approved adjoining (and therefore convenient to) an existing residential area, when such businesses can be shown to clearly satisfy design considerations similar to a newly planned, pedestrian scaled, mixed-use development.

**Policy C-16:**

Large-scale commercial uses shall be located on the corners of neighborhood planning areas.

**Policy C-17:**

### PLANNING BOARD

**Recommendation:**

This proposal was presented to Planning Board at their courtesy hearing on January 12, 2021. The Planning Board heard from Bill Haymore of Goodwill Industries as the applicant and Matt Mandle from ESP Associates as the agent. No one attended to speak regarding the application. After deliberation, the Planning Board unanimously of members present to recommend approval, stating the proposal is consistent with Vision 2020.
Z-03-2020:
417 – 425 Faith Road
& 112 Dunham Avenue
PIDs 070 011, 070 112

Goodwill Industries – owner/applicant

Request

• Rezone one (1) parcel from Urban Residential (UR8) and Corridor Mixed Use (CMX) to Corridor Mixed Use (CMX)
  • One parcel is already zoned CMX; included for transparency

• Site is currently developed with several buildings
  • House building types; some residential and some converted for office use
## Use Matrix

<table>
<thead>
<tr>
<th>BASE DISTRICT</th>
<th>OSP</th>
<th>RR</th>
<th>GR</th>
<th>UR</th>
<th>HR</th>
<th>RMX</th>
<th>NMX</th>
<th>CMX</th>
<th>DMX</th>
<th>HB</th>
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Use Matrix

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<th>CI</th>
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Applicable Vision Statements

- **Policy C-8**: The City shall encourage appropriate landscaping and reconfiguration of large, unlandscaped parking areas. Landscaped pedestrian walkways from car to store or across a parking area shall be encouraged.

- **Policy C-16**: Commercial or other development that would jeopardize the public health, safety, and welfare of an existing residential neighborhood shall not be permitted. ... Further, businesses may be approved adjoining (and therefore convenient to) an existing residential area, when such businesses can be shown to clearly satisfy design considerations similar to a newly planned, pedestrian-scaled, mixed-use development.

- **Policy C-17**: Large-scale commercial uses shall be located on the corners of neighborhood planning areas.

Planning Board Recommendation

Planning Board met on December 8, 2020 and voted unanimously of those present to recommend approval.

<table>
<thead>
<tr>
<th>Member</th>
<th>Yes</th>
<th>No</th>
<th>Abstention</th>
<th>Absent</th>
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<tr>
<td>Ms. Jayne Land</td>
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<td>Mr. Jon Post</td>
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<td>Mr. Tim Norris</td>
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<td>Ms. PJ Ricks</td>
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<td>Mr. John Schaffer, Chairman</td>
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<td>Mr. Bill Wagoner</td>
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<td>Mr. John Struzick, Vice-Chairman</td>
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<td>Mr. Dennis Rogers</td>
<td>X</td>
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<td>Mr. Bill Burgin</td>
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Salisbury City Council  
Statement of Consistency & Zoning Recommendation

<table>
<thead>
<tr>
<th>DISTRICT MAP AMENDMENT:</th>
<th>Z-03-2020</th>
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<tbody>
<tr>
<td>Project Title:</td>
<td>Z-03-2020</td>
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<tr>
<td>Petitioner(s):</td>
<td>Goodwill Industries of Northwest North Carolina</td>
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<td>Owner(s):</td>
<td>Goodwill Industries of Northwest North Carolina</td>
</tr>
<tr>
<td>Representative(s) or Developer(s)</td>
<td>Bill Haymore, Goodwill Industries; Matt Mandle, ESP Associates</td>
</tr>
<tr>
<td>Tax Map - Parcel(s):</td>
<td>070 012</td>
</tr>
<tr>
<td>Size / Scope:</td>
<td>Approximately 1.46 acres encompassing one (1) parcel</td>
</tr>
<tr>
<td>Location:</td>
<td>Parcel is located on the west side of Faith Road at the intersection of Faith Road and Dunham Avenue encompassing the addresses 417, 421, 425 Faith Road and 112 Dunham Avenue.</td>
</tr>
</tbody>
</table>

REQUEST:

Request to amend the Land Development District Map by rezoning one (1) parcel at 417, 421, 425 FAITH ROAD AND 112 DUNHAM AVENUE (PID 070 012) from ‘URBAN RESIDENTIAL (UR8)’ AND ‘CORRIDOR MIXED USE (CMX)’ to ‘CORRIDOR MIXED USE (CMX)’

STATEMENT OF CONSISTENCY & RECOMMENDATION:

The Salisbury City Council held a public hearing and reviewed the petition on February 2, 2021. The Council finds that the rezoning petition of the aforementioned parcels are NOT INCONSISTENT with the Salisbury Vision 2020 Comprehensive Plan, is reasonable, and in the public interest because:

This specific rezoning action is not inconsistent of the comprehensive plan nor violates the goals, objectives, or policies of the Vision 2020 Comprehensive Plan.
AN ORDINANCE AMENDING THE LAND DEVELOPMENT DISTRICT MAP OF THE CITY OF SALISBURY, NORTH CAROLINA, REZONING 1.46 ACRES OF 417, 421, 425 FAITH ROAD AND 112 DUNHAM AVENUE (PARCEL ID 070 012) FROM URBAN RESIDENTIAL (UR8) AND CORRIDOR MIXED USE (CMX) TO CORRIDOR MIXED USE (CMX). (PETITION NO. Z-03-2020)

WHEREAS, a petition to rezone the properties described herein was properly filed by the City of Salisbury; and

WHEREAS, the Salisbury Planning Board, an advisory board to the Salisbury City Council, reviewed the rezoning petition on January 12, 2021, unanimously voted to recommend approval as submitted, and stated that the request is consistent with the Vision 2020 Comprehensive Plan; and

WHEREAS, the City Council held a properly-noticed public hearing at the regularly-scheduled City Council meeting on February 2, 2021. The City Council meeting was held remotely in accordance with GS 166A-19.24, and, prior to taking action, the City Council allowed for written comments on the subject of the public hearing to be submitted between the publication of the notice of hearing and 24 hours after the public hearing;

WHEREAS, the City Council hereby finds and determines that adoption of an Ordinance to rezone the properties described herein, as requested, are NOT INCONSISTENT with the goals, objectives, and policies of the Vision 2020 Comprehensive Plan due to the proposed petition, site characteristics, surrounding development pattern, and observations provided by city planning staff, identifying there are no policies in direct opposition to the petition.

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

SECTION 1. That properties identified in the City of Salisbury and Rowan County as Tax Map 070 Parcel(s) 012 including those abutting rights-of-way and reaching to the respective centerlines, as designated on the official property identification maps of Rowan County, is hereby rezoned to ‘CMX’ district.

SECTION 2. That all Ordinances, or parts of Ordinances, in conflict with this Ordinance are hereby repealed to the extent of such conflict;

SECTION 3. That this Ordinance shall be effective from and after its passage.
Salisbury City Council
Agenda Item Request Form

Please Select Submission Category:  □ Public  □ Council  □ Manager  ☒ Staff

Requested Council Meeting Date:  02/16/2021

Name of Group(s) or Individual(s) Making Request:  Wendy Brindle, Engineering Director

Name of Presenter(s):  Wendy Brindle

Requested Agenda Item:  Council to consider an agreement with NCDOT concerning Project P-5726, Salisbury Station Second Platform Project

Description of Requested Agenda Item:  The North Carolina Department of Transportation (NCDOT) has programmed funding in the State Transportation Improvement Program (STIP) to add a platform on the east side of the railroad tracks at the Salisbury Depot, with access via a proposed tunnel. The total estimated cost of the project is $19,751,000, and the City’s participation is $780,000, to be billed upon completion of the project which is currently anticipated in 2024. Construction is expected to begin in early 2022. Addition of the second platform will improve safety and allow expansion of both freight and passenger service at the Salisbury Depot and along the rail corridor.

Under terms of the agreement, the project will be designed and administered by NCDOT, and upon completion the City shall own and maintain the platform, canopy and passenger tunnel. The City shall also continue to own and maintain the existing platform and canopy on the west side of the tracks. NCDOT is also coordinating design efforts with Historic Salisbury Foundation, the owners of the Salisbury Depot.

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)
This project is on the City’s CIP for future funding. It is anticipated that we will need to include in the FY2024 budget for $780,000.

Action Requested of Council for Agenda Item:  (Please note if item includes an ordinance, resolution or petition)
Staff recommends that City Council approve the attached municipal agreement for Project P-5726, Salisbury Station Second Platform Project

Contact Information for Group or Individual:  Vickie Eddleman – 704-638-5213

☐ 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

S. Wade Furches
Finance Manager Signature

Wendy Brubelle
Department Head Signature

Anna Bungaener
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:
This SALISBURY STATION SECOND PLATFORM PROJECT AGREEMENT ("Agreement") is made this __________ day of __________ 2021, and constitutes an agreement between the North Carolina Department of Transportation, an agency of the State of North Carolina (hereinafter "Department"), and City of Salisbury, a local government entity (hereinafter "Municipality"), to describe the proposed actions to be taken by the Department and Municipality (hereinafter "Parties") to govern the design, planning, construction, ownership, maintenance, and coordination efforts associated with a second platform at the Salisbury Station.

WITNESSETH:

WHEREAS, the Parties entered into a Municipal Agreement dated January 14, 2005, which was supplemented by Supplemental Agreement Number 1 on September 16, 2008, for passenger train station improvements within the Municipality under Project 04-ST-005, Rowan County, consisting of a new concrete platform and trackside canopy at the historic Southern Railway Passenger Station; and,

WHEREAS, the Department has programmed funding in the approved State Transportation Improvement Program (STIP) for the Salisbury Station Track Work and Platform Project (P-5726), which is funded and committed in the current 2020-2029 STIP under the rules, criteria and selection through STI Prioritization 4.0 with Right-of-Way in SFY 2019 for $1.638M and Construction in SFY 2022 for $6.431M (hereinafter "STIP Funds"); and,

WHEREAS, except as modified herein, all provisions contained in the aforementioned Municipal Agreement and Supplemental Municipal Agreement No. 1 shall remain in effect and are incorporated into this Agreement by reference; and,

WHEREAS, the Parties now agree that, if there is a conflict between this Agreement and the Municipal Agreement or Supplemental Municipal Agreement No. 1, the provisions of this Agreement shall also govern the design, planning, construction, ownership, and maintenance of a second platform and associated improvements to the Salisbury Station between Mileposts (MP) 333.1 to 333.9 for the Salisbury Station Second Platform Project ("Project"); and,

WHEREAS, the Department is authorized by N.C. Gen. Stat. (N.C.G.S.) §§ 136-44.36 and 136-44.38, to administer State railroad revitalization programs and provide State financial assistance to cities for rail revitalization; and,
WHEREAS, the governing board of the Municipality has agreed to participate in certain costs and to assume certain responsibilities in the manner and to the extent as hereinafter set out; and,

NOW, THEREFORE, the Parties, each in consideration of the promises and undertakings of the other as set forth herein, do hereby covenant and agree, each with the other, as follows:

SECTION 1. SCOPE OF WORK

(a) The Scope of Work shall generally consist of the design and planning ("Preliminary Engineering"), construction ("Project Work"), ownership, maintenance of a second platform, and associated improvements to the Salisbury Station for the Project. Logical termini for the Project shall be between MP 333.1 to 333.9, as shown on the site plan, attached as Exhibit A, and made a part of this Agreement.

The Parties recognize and agree that consultants and/or sub-consultants may perform all or any portion of the Preliminary Engineering or Project Work.

SECTION 2. PRELIMINARY ENGINEERING RESPONSIBILITIES

(a) The Department, its agents, and/or contractors shall be responsible for preparing and performing the following:

   (1) environmental and planning document(s) in accordance with State Minimum Criteria, and coordination with State Historic Preservation Officer;

   (2) Project plans, specifications, and a professional estimate of costs (PS&E package) needed to construct the Project;

   (3) obtaining all State and local regulatory approvals, permits, licenses, and inspections as may be necessary for the construction of the Project, including all erosion and sediment control permits using approved plans and documents; and

   (4) any additional work required to complete Preliminary Engineering.

SECTION 3. RIGHT OF WAY

(a) The Department shall be responsible for the acquisition of right of way needed for the Project. All right of way activities, including acquisition or relocation of easement or property, shall be accomplished in accordance with N.C.G.S. §§ 133-5 to -8, 136-44.36, and the Department’s Right of Way Manual. Upon completion of the Project Work and receipt and deposit by Department of the Municipality funds described in section 8(c) herein, the Department will convey to the City the ownership of the Project Work, as well as all right of way acquired for the project by the Department. The Department will prepare the deed of conveyance and deliver the deed to the Municipality free and clear of all liens and encumbrances.

SECTION 4. UTILITIES
(a) In the event utility conflicts within the Project limits are discovered, the Department shall be solely responsible for relocation and adjustment of the utility, the cost of which shall be a Project cost.

SECTION 5. PROJECT WORK

(a) The Department shall construct, or cause to be constructed, the project in accordance with the plans and specifications of the Project and the procedures as provided herein shall be followed:

(1) during construction of the project, if any changes in the plans are necessary, such changes shall be approved by the Parties in writing prior to the work being performed;

(2) the Department shall be responsible for all sampling and testing required;

(3) all materials incorporated into the project, and workmanship performed by the contractor, shall be in conformity with the standards and specifications of the Department;

(4) upon completion of the project, the Department shall furnish the Municipality with digital "record drawings" in PDF file;

(5) the Department shall ensure that the contractor complies with all of the terms of the contract and any instructions issued by the Department as a result of any review or inspection made by the Department not inconsistent with the standards or specifications referenced herein; and

(6) during construction of the project, the Department shall provide and maintain adequate barricades, signs, signal lights, flagmen, and other warning devices for the protection of both railroad and roadway traffic in conformance with Department standards and specifications, and the latest edition of the Manual of Uniform Traffic Control Devices for Streets and Highways as published by the Federal Highway Administration.

SECTION 6. PROCUREMENT.

(a) The Parties acknowledge that they are subject to the procurement and contracting requirements of N.C.G.S. Chapter 136. In performing all aspects of the Project contemplated by this Agreement, including the Preliminary Engineering and Project Work, the Department shall comply with all procurement and contracting requirements established by State law.

SECTION 7. OWNERSHIP AND MAINTENANCE

(a) The Salisbury Depot is owned by Historic Salisbury Foundation. Under this Agreement, the Municipality shall continue to be the owner of the platform and canopy previously constructed; the owner of the second platform, canopy, and passenger tunnel proposed for construction by this Agreement; and any associated improvements and shall be responsible for all maintenance and maintenance costs for the platforms and
improvements governed by this Agreement. The Municipality may enter into agreements with Historic Salisbury Foundation as necessary to assure compliance with this provision.

SECTION 8. FUNDING AND REIMBURSEMENT

(a) The estimated costs of the Project are as follows:

(1) total estimated cost is $19,751,000.00;

(2) estimated cost of Preliminary Engineering is $2,905,000.00;

(3) estimated cost of Right of Way acquisition is $1,638,000.00; and

(4) estimated construction cost of Project Work is $15,208,000.00.

(b) The Municipality’s participation in the construction cost of the Project shall be Seven Hundred Eighty Thousand and 00/100 Dollars ($780,000.00), (“Municipal Funds”).

(c) The Department shall be responsible for Project costs which exceed the Municipal Funds.

(d) The Municipality shall make a one-time payment for the full match amount listed in Section 8(b) of this Agreement upon completion of the Project. Reimbursement by the Municipality shall be made to the Department within sixty (60) days of written notice. A late payment penalty and interest shall be charged on any unpaid balance pursuant to N.C.G.S. § 147-86.23.

(e) If the Municipality fails to reimburse the Department in accordance with the provisions of this Agreement, N.C.G.S. § 136-41.3 authorizes the Department to withhold so much of the Municipality’s share of funds allocated to the Municipality pursuant to N.C.G.S. § 136-41.1 until such time that the Department has been fully reimbursed.

(f) It is understood by all Parties to this Agreement that the amounts dedicated to the Project are based upon an estimated cost of the Project.

SECTION 9. LOCAL GOVERNMENT FINANCE

(a) The Municipality shall be responsible for satisfying the requirements and responsibilities of N.C.G.S. Chapter 159.

(b) The Municipality shall furnish the Department with a copy of the independent audit report required by N.C.G.S. Chapter 159 within thirty (30) days of completion of the report but no later than nine (9) months after the end of the audit period.

SECTION 10. OTHER PROVISIONS

(a) RECORD RETENTION. Pursuant to N.C.G.S. § 147-64.7, the Department, the State Auditor, and their respective authorized employees or agents shall be authorized to examine all books, records, and accounts of the Municipality insofar as they relate to transactions with any department, board, officer, commission, institution, or other agency of the State of North Carolina pursuant to the performance of this Agreement, or to costs
charged to this Agreement. The Municipality shall retain any such books, records, and accounts for a minimum of three (3) years after the final date of payment under this Agreement and shall make them available at its office at reasonable times during the contract period and until the expiration of the term required by this paragraph for inspection and audit by the Department and the State Auditor.

(b) **INDEMNIFICATION OF DEPARTMENT.** The Municipality agrees to indemnify and hold harmless the Department and the State of North Carolina, to the extent allowed by law, for any and all judgments for payment, damages, and/or liabilities of any nature rendered against the Department in connection with the Project. The Department shall not be responsible for any damages which may be initiated by third parties.

(c) **DEBARMENT POLICY.** It is the policy of the Department not to enter into any agreement with parties that have been debarred by any government agency (federal or State). By execution of this Agreement, the Municipality certifies that neither it nor its agents or contractors are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any federal or State agency or department and that they will not enter into agreements with any entity that is debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction.

(d) **AGREEMENT MODIFICATIONS.** Any modification to this Agreement will be agreed upon in writing by the Parties prior to being implemented.

(e) **OTHER AGREEMENTS.** The Municipality is solely responsible for all agreements, contracts, and work orders entered into or issued by the Municipality for the Project.

(f) **AVAILABILITY OF FUNDS.** All terms and conditions of the Agreement are dependent upon, and subject to, the allocation of funds for the purpose set forth in the Agreement, and the Agreement shall automatically terminate if funds cease to be available.

(g) **TERMINATION OF PROJECT.** The Department shall have the right to end its participation in the Project at any time before the Municipality has been called upon to perform any work or provide funding under the term of this Agreement. If the Municipality terminates the Preliminary Engineering or the Project Work prior to completion and acceptance, the Municipality shall reimburse the Department one hundred percent (100%) of all actual costs expended by the Department associated with the Project Work.

(h) **COMPLETE UNDERSTANDING.** The Parties agree that this Agreement embodies the complete understanding of the Parties with respect to the Project and supersedes other prior or contemporaneous written or oral agreements, understandings, and negotiations with respect to the Project.

(i) **SEVERABILITY.** The Parties agree that if any part, term, or provision of this Agreement is held to be illegal or in conflict with any State or federal law or regulation, such provision shall be severable, and the remaining provisions will remain valid and enforceable.

(j) **GOVERNING LAW.** North Carolina law shall govern interpretation and enforcement of this Agreement and any other matters relating to this Agreement. Any legal actions or proceedings brought by a Party arising from this Agreement shall be brought in the courts of Rowan County or Wake County, North Carolina, and in accordance with the laws of
North Carolina. By the execution of this Agreement, the Parties submit to the jurisdiction of said courts and hereby irrevocably waive any and all objections that they may have with respect to venue in any court sitting in Rowan County or Wake County, North Carolina.

(k) AUTHORIZATION. The Parties acknowledge that the individual executing the Agreement on their respective behalf is authorized to execute this Agreement on his/her behalf and to bind the respective entities to the terms contained herein and that he/she has read this Agreement, conferred with his/her attorney, and fully understands its contents.

(l) SIGNATURES AND DUPLICATES. A copy or facsimile copy of the signature of any Party shall be deemed an original with each fully executed copy of the Agreement as binding as an original, and the Parties agree that this Agreement can be executed in counterparts, as duplicate originals, with facsimile signatures sufficient to evidence an agreement to be bound by the terms of the Agreement.

(m) ETHIC. N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this Agreement, you attest, for your entire organization and its employees or agents, that you are not aware that any gift in violation of N.C.G.S. § 133-32 and Executive Order 24 has been offered, accepted, or promised by any employees of your organization.
IN WITNESS WHEREOF, this Supplemental Municipal Agreement No. 1 has been executed the last day and year set out below, on the part of the Department and the Municipality by authority duly given.

ATTEST: CITY OF SALISBURY

__________________________

CLERK

(MUNICIPAL SEAL)

__________________________

BY: ________________________

MAYOR

Approved by the City of Salisbury governing board as attested to by the signature of

__________________________

Clerk of Governing Board, ____________

(Date)

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

__________________________

Municipal Finance Officer

FEDERAL IDENTIFICATION NUMBER

__________________________

City of Salisbury

MAILING ADDRESS

City of Mooresville
ATTN: Wendy Brindle
City Engineer
wbrin@salisburync.gov
IN WITNESS WHEREOF, this Supplemental Municipal Agreement No. 1 has been executed the last day and year set out below, on the part of the Department and the Municipality by authority duly given.

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<th>ATTEST</th>
<th>NORTH CAROLINA DEPARTMENT OF TRANSPORTATION</th>
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<tr>
<td>BY:</td>
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<tr>
<td>NAME:</td>
<td>Elizabeth Smith</td>
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<tr>
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<td>Processing Agent</td>
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<tbody>
<tr>
<td>BY:</td>
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<tr>
<td>NAME: Julie White</td>
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<tr>
<td>TITLE: Deputy Secretary for Multi-Modal Transportation</td>
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<td>DATE:</td>
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MAILING ADDRESS:
North Carolina Department of Transportation
Rail Design & Construction Branch
1556 Mail Service Center
Raleigh, North Carolina 27699-1556
ATTN: Brad Smythe, PE
      Rail Design Manager

APPROVED BY BOARD OF TRANSPORTATION ITEM O: _____________________________ (Date)
Salisbury City Council
Agenda Item Request Form

Please Select Submission Category:  □ Public  □ Council  □ Manager  ❑ Staff

Requested Council Meeting Date:  02/16/2021

Name of Group(s) or Individual(s) Making Request:  Public Works

Name of Presenter(s):  Craig Powers

Requested Agenda Item:  Purchase of Automated Sanitation Truck

Description of Requested Agenda Item:
Public Works is requesting the purchase of a New 2019 Freightliner with a New Way Rotopack Automated Sanitation Body that Amick Equipment has used as a demo Truck for $281,447.09 plus tax and tag fees. This purchase is from the NC Sheriff Association Contract. The current contracted price expires in May 2021 and with the estimated price increase and projected steel surcharges we estimate a savings of $45,000.00 with this purchase.

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)
This item was not part of the FY21 budget, a general fund capital reserve fund - fund balance appropriation is required to make this purchase.

Action Requested of Council for Agenda Item:  (Please note if item includes an ordinance, resolution or petition)
Council to consider approval of a budget ordinance to appropriate general fund capital reserve fund - fund balance of $283,454.00.
and
Council to approve the purchase of a new automated sanitation truck from Amick Equipment including tax and tag for the amount of $283,453.09.

Contact Information for Group or Individual:

❑ 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 Turner
Finance Manager Signature

[Signature]
Department Head Signature

Anna Burgan
# AMICK EQUIPMENT

**End User:** CITY OF SALISBURY  
**Contact:** JAKE S.ERLING  
**Ship To:** 519 N/ FULTON STREET SALISBURY, NC 28144

<table>
<thead>
<tr>
<th>Description</th>
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<tbody>
<tr>
<td><strong>MODEL:</strong> NEW WAY ROTOPAC  27 YARD</td>
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<tr>
<td><strong>BODY PAINT:</strong> N0006 EX  WHITE</td>
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**STANDARD EQUIPMENT**

- HOPPER CAPACITY: 5.7 CUBIC YARDS
- ARM EXTENSION 144”
- ARM LIFTING CAPACITY: 500 LBS

**BODY CONSTRUCTION:**
- ROOF: 12-GAUGE 80K
- SIDES: 12-GAUGE 80K
- BODY FLOOR: 3/16” 100K
- TAILGATE BACK / SIDES: 12-GAUGE 80K
- HOPPER FLOOR / SIDES: 1/4” HARDOX 400

**FULL FACTORY MOUNT**
- HOT SHIFT PTO, PISTON PUMP
- ALL LED BODY LIGHTS, INCLUDING: REVERSE & LICENSE PLATE
- INTEGRATED STROBE LIGHTS: (2) ROUND MOUNTED UPPER TAILGATE
- 10 LBS FIRE EXTINGUISHER
- TRIANGLE KIT
- SINGLE CAMERA SYSTEM W/ MONITOR
- BODY PAINTED WHITE TO MATCH CAB: ACRYLIC URETHANE ENAMEL
- ZINC PLATED TUBES
- QUICK DISCONNECT PORTS FOR PRESSURE GAUGE
- ARM CONTROL JOYSTICK
- SHOVEL & BROOM RACK
- 1-YEAR WARRANTY: CYLINDERS, BODY, ARM, & HYDRAULICS

**OPTIONAL UPGRADES AND ACCESSORIES INCLUDED**

- HALOGEN WORK LIGHTS: $10,827.95
- INTEGRATED STROBE LIGHTS UPPER TAILGATE: $488.08
- INTEGRATED STROBES LOWER TAILGATE: $645.21
- ZONE DEFENSE DUAL CAMERA SYSTEM: $9,894.21
- FOLD DOWN HYDRAULIC PANEL: $793.60
- ARM CONTROL TOUCH PAD UNDER SEAT: $355.02
- CAN COUNTER, ARM CYCLE COUNTER: $355.02
- HOUR METER ON BODY: $355.02

**STANDARD BELTING GRIPPER**

---

For NCSA Contract Purchases: Please send copy of P.O. reflecting contract bid # to Amick & NCSA. NCSA: kmitman@ncsheriffs.net  
Link: [NCSA Terms & Conditions](#)  
**NCSA BID #**  
19-03-0504RR  
**Itemized Contract**  
**Price**  
$159,810.00
LOCAL OPTIONS INCLUDED

- AIR WEIGH SCALE SYSTEM $5,000.00
- SPARE AUGER $7,987.45

DEALER SERVICES INCLUDED

- FREIGHT - FACTORY TO AECI
- PDI & ONE (1) LOCAL MOVE TO TRUCK DEALER OR END USER
- AECI MOBILE ON-SITE WARRANTY PKG., 1 YR
- ON-SITE TRAINING - PROVIDED BY REQUEST

Subtotal: $195,801.52
Contract Discount: $(11,748.09)
Additional Discount: $(17,622.14)
Subtotal: $166,431.29

Chassis Description

MODEL: 2019 FREIGHTLINER M2-106 $114,115.80
GVWR: 64000 LBS
ENG & TRAN: CUMMINS L9 350 HP, 1000 TORQUE / ALLISON 3000 RDS W PTO PROVISION
PAINT: N0006 EX WHITE
VIN: 3ALHCYFE8DKP05086
COMMENTS: SEE CHASSIS SPECIFICATIONS FOR COMPLETE DETAILS.

STOCK OPTIONS:
- PRICING INCLUDES MONROE DUAL STEER CONVERSION, 2YR/UNLIMITED MILEAGE BASE
- VEHICLE WARRANTY, 2YR/250,000 MILE BASE CUMMINS ENGINE WARRANTY,
- 3YR/UNLIMITED MILEAGE BASE ALLISON TRANSMISSION WARRANTY, AND 1YR/ TOWING.

Chassis Subtotal: $114,115.80
Unit Subtotal: $280,547.09
Balance Due Upon Delivery: $280,547.09

DELIVERY ESTIMATE - Days after receipt of ORDER: 80

QUOTED BY: CAMERON LOW
DATE: 2/8/2021
VALID UNTIL: 3/10/2021

ADDITIONAL OPTIONS AVAILABLE

NOTE: Indicate any additional options below you wish to order.

Remote ground level grease zeks $900.00

ORDER CONFIRMATION

SIGNATURE

Signature indicates customer’s commitment to purchase equipment per specifications, pricing & terms above.

Please clearly identify any additional options you wish to order.

DATE

ADDITIONAL OPTIONS: Prices shown in "additional options available" section are not included in the "Total" price and do not include taxes.

TAXES: Unless itemized above, prices do not include local, state or federal taxes.

MOTOR VEHICLE TAXES: AECI no longer collects SC "IMP" or NC "Highway Use Tax". Either the chassis dealer or the DMV will collect motor vehicle tax/fees when registering.
PAYMENT TERMS: Payment is due PRIOR to delivery. When ample credit has been extended to customer, payment is due 15 DAYS after delivery.

TITLEWORK / MCO: Allow 5-10 days after receipt of payment to process Title or Manufacturer’s Certificate of Origin (MCO).

QUOTE EXPIRATION: Pricing is honored for 30 days from date quoted, barring extenuating circumstances such as, but not limited to, volatile markets, factory price increases, etc. AECI makes every effort to give as much notice as possible in such instances.

DELIVERY ESTIMATES: ETAs are based on production schedules at the time of quote and are subject to changes in truck or body production schedules as well other factors such as transportation delays, etc.

WEIGHT RESTRICTIONS: Operating overweight equipment can result in fines, damage to equipment or injury to operators. AECI makes every effort to quote equipment meeting local, state & federal weight regulations. Nevertheless, it is up to the end user to familiarize themselves with all applicable weight laws and avoid exceeding legal weight limits, regardless of truck's GVWR.

CHASSIS DEALERS: Please ensure chassis specs meet body manufacturer’s minimum requirements, which are supplied upon request. Deviations may result in additional charges, for which the truck dealer will be responsible.

CHASSIS DEALER PAYMENT TERMS: Payment term begins when truck is delivered to customer or truck dealer for PDI, whichever is first. Payments received later than 15 DAYS
# Specification Proposal

<table>
<thead>
<tr>
<th>Description</th>
<th>Weight Front</th>
<th>Weight Rear</th>
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<tbody>
<tr>
<td><strong>Price Level</strong></td>
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<tr>
<td>M2 PRL-16M (EFF:04/25/17)</td>
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<td><strong>Data Version</strong></td>
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<td>SPECPRO21 DATA RELEASE VER 014</td>
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<tr>
<td><strong>Vehicle Configuration</strong></td>
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<tr>
<td>M2 106 CONVENTIONAL CHASSIS</td>
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<td>3,503</td>
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<td>2019 MODEL YEAR SPECIFIED</td>
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<tr>
<td>SET BACK AXLE - TRUCK</td>
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<tr>
<td>STRAIGHT TRUCK PROVISION</td>
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<tr>
<td>LH PRIMARY STEERING LOCATION</td>
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<tr>
<td><strong>General Service</strong></td>
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<tr>
<td>TRUCK CONFIGURATION</td>
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<tr>
<td>DOMICILED, USA 50 STATES (INCLUDING CALIFORNIA AND CARB OPT-IN STATES)</td>
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<tr>
<td>REFUSE SERVICE</td>
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<td>SANITATION BUSINESS SEGMENT</td>
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<tr>
<td>MOIST BULK COMMODITY</td>
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<tr>
<td>TERRAIN/DUTY: 100% (ALL) OF THE TIME, IN TRANSIT, IS SPENT ON PAVED ROADS</td>
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<tr>
<td>MAXIMUM 8% EXPECTED GRADE</td>
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<tr>
<td>SMOOTH CONCRETE OR ASPHALT PAVEMENT - MOST SEVERE IN-TRANSIT (BETWEEN SITES) ROAD SURFACE</td>
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<tr>
<td>MEDIUM TRUCK WARRANTY</td>
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<tr>
<td>EXPECTED FRONT AXLE(S) LOAD : 18000.0 lbs</td>
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<tr>
<td>EXPECTED REAR DRIVE AXLE(S) LOAD : 48000.0 lbs</td>
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<tr>
<td>EXPECTED GROSS VEHICLE WEIGHT CAPACITY : 64000.0 lbs</td>
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<tr>
<td><strong>Truck Service</strong></td>
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Application Version 9.3.109  
Data Version PRL-19M.014  
2019 M2106 L9 350 Tandem Automated Stock
<table>
<thead>
<tr>
<th>Description</th>
<th>Weight Front</th>
<th>Weight Rear</th>
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<tbody>
<tr>
<td>REFUSE, SIDE LOAD OR REAR PACKER BODY - UNLOADS IN A LANDFILL</td>
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<tr>
<td>SCRANTON MANUFACTURING/NEW WAY</td>
<td></td>
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</tr>
<tr>
<td>EXPECTED BODY/LOAD CG HEIGHT ABOVE FRAME &quot;XX&quot; INCHES : 32.0 in</td>
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</tbody>
</table>

**Engine**

CLM L9 350 HP @ 2000 RPM, 2200 GOV RPM, 1000 LB/FT @ 1400 RPM

640 30

**Electronic Parameters**

70 MPH ROAD SPEED LIMIT
CRUISE CONTROL SPEED LIMIT SAME AS ROAD SPEED LIMIT
PTO MODE ENGINE RPM LIMIT - 1200 RPM
PTO RPM WITH CRUISE SET SWITCH - 1200 RPM
PTO RPM WITH CRUISE RESUME SWITCH - 1200 RPM
PTO MODE CANCEL VEHICLE SPEED - 5 MPH
PTO GOVERNOR RAMP RATE - 1000 RPM PER SECOND
ONE REMOTE PTO SPEED
REMOTE PTO SPEED 1 SETTING - 1200 RPM
PTO MINIMUM RPM - 700
REGEN INHIBIT SPEED THRESHOLD - 5 MPH

**Engine Equipment**

2016 ONBOARD DIAGNOSTICS/2010
EPA/CARB/FINAL GHG17 CONFIGURATION
2008 CARB EMISSION CERTIFICATION - CLEAN IDLE (INCLUDES 6X4 INCH LABEL ON LOWER FORWARD CORNER OF DRIVER DOOR)
STANDARD OIL PAN
ENGINE MOUNTED OIL CHECK AND FILL
ONE PIECE VALVE COVER
SIDE OF HOOD AIR INTAKE WITH FIREWALL MOUNTED DONALDSON AIR CLEANER
DR 12V 160 AMP 28-SI QUADRACOUNT PAD ALTERNATOR WITH REMOTE BATTERY VOLT SENSE
(2) ALLIANCE MODEL 1231XOE, GROUP 31, 12 VOLT MAINTENANCE FREE 2250 CCA
THREADED STUD BATTERIES
BATTERY BOX WITH ALUMINUM COVER MOUNTED SHORT SIDE TO RAIL

Application Version 9.3.109
Data Version PRL-15M.014
2019 M2106 L9 350 Tandem Automated Stock
<table>
<thead>
<tr>
<th>Description</th>
<th>Weight Front</th>
<th>Weight Rear</th>
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</thead>
<tbody>
<tr>
<td>STANDARD BATTERY JUMPERS</td>
<td></td>
<td></td>
</tr>
<tr>
<td>SINGLE BATTERY BOX FRAME MOUNTED LH SIDE BACK OF CAB</td>
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</tr>
<tr>
<td>WIRE GROUND RETURN FOR BATTERY CABLES WITH ADDITIONAL FRAME GROUND RETURN</td>
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</tr>
<tr>
<td>NON-POLISHED BATTERY BOX COVER</td>
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<tr>
<td>POSITIVE LOAD DISCONNECT WITH CAB MOUNTED CONTROL SWITCH MOUNTED OUTBOARD DRIVER SEAT</td>
<td>8</td>
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<tr>
<td>POSITIVE AND NEGATIVE POSTS FOR JUMPSTART CHASSIS MOUNTED LH BACK OF CAB</td>
<td>4</td>
<td></td>
</tr>
<tr>
<td>CUMMINS TURBOCHARGED 18.7 CFM AIR COMPRESSOR WITH INTERNAL SAFETY VALVE GOVERNOR</td>
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<td></td>
</tr>
<tr>
<td>AIR COMPRESSOR DISCHARGE LINE</td>
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<tr>
<td>ELECTRONIC ENGINE INTEGRAL SHUTDOWN PROTECTION SYSTEM</td>
<td></td>
<td></td>
</tr>
<tr>
<td>CUMMINS EXHAUST BRAKE INTEGRAL WITH VARIABLE GEOMETRY TURBO WITH ON/OFF DASH SWITCH</td>
<td>20</td>
<td></td>
</tr>
<tr>
<td>RH OUTBOARD UNDER STEP MOUNTED HORIZONTAL AFTERTREATMENT SYSTEM ASSEMBLY WITH LH B-PILLAR MOUNTED VERTICAL TAILPIPE</td>
<td>35</td>
<td>35</td>
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<tr>
<td>ENGINE AFTERTREATMENT DEVICE, AUTOMATIC OVER THE ROAD REGENERATION AND DASH MOUNTED REGENERATION REQUEST SWITCH</td>
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<tr>
<td>11 FOOT 05 IN (138 INCH+0/-5.8 INCH) EXHAUST SYSTEM HEIGHT</td>
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<tr>
<td>STANDARD CURVE BRIGHT UPPER STACK(S)</td>
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<tr>
<td>LH CURVED VERTICAL TAILPIPE B-PILLAR MOUNTED ROUTED OVER FRAME</td>
<td>35</td>
<td>10</td>
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<tr>
<td>13 GALLON DIESEL EXHAUST FLUID TANK</td>
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<tr>
<td>100 PERCENT DIESEL EXHAUST FLUID FILL POLISHED ALUMINUM DIESEL EXHAUST FLUID TANK COVER</td>
<td>15</td>
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<tr>
<td>LH MEDIUM DUTY STANDARD DIESEL EXHAUST FLUID TANK LOCATION</td>
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<tr>
<td>STANDARD DIESEL EXHAUST FLUID PUMP MOUNTING</td>
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<tr>
<td>STANDARD DIESEL EXHAUST FLUID TANK CAP STAINLESS STEEL AFTERTREATMENT DEVICE/MUFFLER/TAILPIPE SHIELD</td>
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</tr>
<tr>
<td>Description</td>
<td>Weight Front</td>
<td>Weight Rear</td>
</tr>
<tr>
<td>----------------------------------------------------------------------------</td>
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</tr>
<tr>
<td>HORTON DRIVEMASTER ADVANTAGE ON/OFF FAN DRIVE</td>
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<tr>
<td>AUTOMATIC FAN CONTROL WITHOUT DASH SWITCH, NON ENGINE MOUNTED</td>
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<tr>
<td>CUMMINS SPIN ON FUEL FILTER</td>
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<tr>
<td>COMBINATION FULL FLOW/BYPASS OIL FILTER</td>
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<tr>
<td>1100 SQUARE INCH ALUMINUM RADIATOR</td>
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<td>20</td>
</tr>
<tr>
<td>ANTIFREEZE TO -34F, OAT (NITRITE AND SILICATE FREE) EXTENDED LIFE COOLANT</td>
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<tr>
<td>GATES BLUE STRIPE COOLANT HOSES OR EQUIVALENT</td>
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<tr>
<td>CONSTANT TENSION HOSE CLAMPS FOR COOLANT HOSES</td>
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<tr>
<td>RADITOR DRAIN VALVE</td>
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<tr>
<td>LOWER RADIATOR GUARD</td>
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<tr>
<td>PHILLIPS-TEMRO 1000 WATT/115 VOLT BLOCK HEATER</td>
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<td>4</td>
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<tr>
<td>CHROME ENGINE HEATER RECEPTACLE MOUNTED UNDER LH DOOR</td>
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<tr>
<td>ALUMINUM FLYWHEEL HOUSING</td>
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<tr>
<td>ELECTRIC GRID AIR INTAKE WARMER</td>
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<tr>
<td>DELCO 12V 38MT HD STARTER WITH INTEGRATED MAGNETIC SWITCH</td>
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### Transmission

<table>
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<tr>
<th>Description</th>
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<tbody>
<tr>
<td>ALLISON 3000 RDS AUTOMATIC TRANSMISSION WITH PTO PROVISION</td>
<td>200</td>
<td>60</td>
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</table>

### Transmission Equipment

- ALLISON VOCATIONAL PACKAGE 170 - AVAILABLE ON 3000/4000 PRODUCT FAMILIES WITH VOCATIONAL MODEL RDS AND EVS
- ALLISON VOCATIONAL RATING FOR REFUSE APPLICATIONS AVAILABLE WITH ALL PRODUCT FAMILIES
- PRIMARY MODE GEARS, LOWEST GEAR 1, START GEAR 1, HIGHEST GEAR 6, AVAILABLE FOR 3000/4000 PRODUCT FAMILIES ONLY
- SECONDARY MODE GEARS, LOWEST GEAR 1, START GEAR 1, HIGHEST GEAR 6, AVAILABLE FOR 3000/4000 PRODUCT FAMILIES ONLY
- PRIMARY SHIFT SCHEDULE RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED BY ENGINE AND VOCATIONAL USAGE
- SECONDARY SHIFT SCHEDULE RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED BY ENGINE AND VOCATIONAL USAGE
<table>
<thead>
<tr>
<th>Description</th>
<th>Weight Front</th>
<th>Weight Rear</th>
</tr>
</thead>
<tbody>
<tr>
<td>PRIMARY SHIFT SPEED RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED BY ENGINE AND VOCATIONAL USAGE</td>
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<tr>
<td>SECONDARY SHIFT SPEED RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED BY ENGINE AND VOCATIONAL USAGE</td>
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<tr>
<td>LOAD BASED SHIFT SCHEDULE AND VEHICLE ACCELERATION CONTROL RECOMMENDED BY DTNA AND ALLISON, THIS DEFINED VOCATIONAL USAGE</td>
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<tr>
<td>NEUTRAL AT STOP - DISABLED, FUELSENSE - DISABLED</td>
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<tr>
<td>DRIVER SWITCH INPUT - DEFAULT - NO SWITCHES</td>
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<tr>
<td>VEHICLE INTERFACE WIRING CONNECTOR WITH PDM AND NO BLUNT CUTS, AT BACK OF CAB</td>
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<tr>
<td>ELECTRONIC TRANSMISSION CUSTOMER ACCESS CONNECTOR MOUNTED BACK OF CAB</td>
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<tr>
<td>CUSTOMER INSTALLED CHELSEA 277 SERIES PTO</td>
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<tr>
<td>PTO MOUNTING, LH SIDE OF MAIN TRANSMISSION</td>
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<tr>
<td>MAGNETIC PLUGS, ENGINE DRAIN, TRANSMISSION DRAIN, AXLE(S) FILL AND DRAIN</td>
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<tr>
<td>PUSH BUTTON ELECTRONIC SHIFT CONTROL, DASH MOUNTED</td>
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<tr>
<td>TRANSMISSION PROGNOSTICS - ENABLED 2013</td>
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<tr>
<td>WATER TO OIL TRANSMISSION COOLER, IN RADIATOR END TANK</td>
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<tr>
<td>TRANSMISSION OIL CHECK AND FILL WITH ELECTRONIC OIL LEVEL CHECK</td>
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<tr>
<td>SYNTHETIC TRANSMISSION FLUID (TES-295 COMPLIANT)</td>
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### Front Axle and Equipment

- **DEtroit DAF-19.0-5 18,000# FL1 71.0 KPI/3.74**
- **DROP SINGLE FRONT AXLE**
- **MERITOR 16.5X6 Q+ CAST SPIDER CAM FRONT BRAKES, DOUBLE ANCHOR, FABRICATED SHOES**
- **NON-ASBESTOS FRONT BRAKE LINING**
- **COMMET CAST IRON FRONT BRAKE DRUMS**
- **FRONT BRAKE DUST SHIELDS**
- **FRONT OIL SEALS**

**Front Axle and Equipment**
<table>
<thead>
<tr>
<th>Description</th>
<th>Weight Front</th>
<th>Weight Rear</th>
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<tbody>
<tr>
<td>VENTED FRONT HUB CAPS WITH WINDOW, CENTER AND SIDE PLUGS - OIL</td>
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<tr>
<td>STANDARD SPINDLE NUTS FOR ALL AXLES</td>
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<tr>
<td>MERITOR AUTOMATIC FRONT SLACK ADJUSTERS</td>
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<tr>
<td>TRW TAS-85 POWER STEERING PUMP</td>
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<tr>
<td>2 QUART SEE THROUGH POWER STEERING RESERVOIR</td>
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<td>OIL/AIR POWER STEERING COOLER</td>
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<tr>
<td>SYNTHETIC 75W-90 FRONT AXLE LUBE</td>
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<tr>
<td><strong>Front Suspension</strong></td>
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<tr>
<td>20,000# TAPERLEAF FRONT SUSPENSION</td>
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<tr>
<td>MAINTENANCE FREE RUBBER BUSHINGS - FRONT SUSPENSION</td>
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<tr>
<td>FRONT SHOCK ABSORBERS</td>
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<tr>
<td><strong>Rear Axle and Equipment</strong></td>
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<tr>
<td>RT-46-160P 46,000# R-SERIES TANDEM REAR AXLE</td>
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<td>5.63 REAR AXLE RATIO</td>
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<tr>
<td>IRON REAR AXLE CARRIER WITH STANDARD AXLE HOUSING</td>
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<tr>
<td>MXL 17N MERITOR EXTENDED LUBE MAIN DRIVELINE WITH FULL ROUND YOKES</td>
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<tr>
<td>MXL 17T MERITOR EXTENDED LUBE INTERAXLE DRIVELINE WITH HALF ROUND YOKES</td>
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<tr>
<td>DRIVER CONTROLLED TRACTION DIFFERENTIAL - BOTH TANDEM REAR AXLES</td>
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<tr>
<td>(1) INTERAXLE LOCK VALVE, (1) DRIVER CONTROLLED DIFFERENTIAL LOCK FORWARD-REAR AND REAR-REAR AXLE VALVE</td>
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<td>BLINKING LAMP WITH EACH INTERAXLE LOCK SWITCH, INTERAXLE UNLOCK DEFAULT WITH IGNITION OFF</td>
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<tr>
<td>BLINKING LAMP WITH EACH MODE SWITCH, DIFFERENTIAL UNLOCK WITH IGNITION OFF, ACTIVE &lt;5 MPH</td>
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<tr>
<td>MERITOR 16.5X7 Q+ CAST SPIDER CAM REAR BRAKES, DOUBLE ANCHOR, FABRICATED SHOES</td>
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</tr>
<tr>
<td>NON-ASBESTOS REAR BRAKE LINING</td>
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<tr>
<td>BRAKE CAMS AND CHAMBERS ON FORWARD SIDE OF DRIVE AXLE(S)</td>
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<tr>
<td>CONMET CAST IRON REAR BRAKE DRUMS</td>
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<td></td>
</tr>
<tr>
<td>Description</td>
<td>Weight Front</td>
<td>Weight Rear</td>
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</tr>
<tr>
<td>REAR BRAKE DUST SHIELDS</td>
<td></td>
<td></td>
</tr>
<tr>
<td>REAR OIL SEALS</td>
<td></td>
<td></td>
</tr>
<tr>
<td>BENDIX EVERSURE LONGSTROKE 2-DRIVE AXLES SPRING PARKING CHAMBERS</td>
<td>20</td>
<td></td>
</tr>
<tr>
<td>HALDEX AUTOMATIC REAR SLACK ADJUSTERS ORGANIC SAE 80/90 REAR AXLE LUBE</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Rear Suspension**

<table>
<thead>
<tr>
<th>Description</th>
<th>Weight</th>
</tr>
</thead>
<tbody>
<tr>
<td>TUFTRAC 46,000# REAR SPRING SUSPENSION</td>
<td>480</td>
</tr>
<tr>
<td>TUFTRAC STANDARD RIDE HEIGHT AXLE CLAMPING GROUP</td>
<td></td>
</tr>
<tr>
<td>56 INCH AXLE SPACING</td>
<td></td>
</tr>
<tr>
<td>FORE/AFT AND TRANSVERSE CONTROL RODS</td>
<td></td>
</tr>
<tr>
<td>REAR SHOCK ABSORBERS - TWO AXLES (TANDEM)</td>
<td>40</td>
</tr>
</tbody>
</table>

**Brake System**

<table>
<thead>
<tr>
<th>Description</th>
<th>Weight</th>
</tr>
</thead>
<tbody>
<tr>
<td>AIR BRAKE PACKAGE</td>
<td></td>
</tr>
<tr>
<td>WABCO 4S/4M ABS WITHOUT TRACTION CONTROL</td>
<td></td>
</tr>
<tr>
<td>REINFORCED NYLON, FABRIC BRAID AND WIRE BRAID CHASSIS AIR LINES</td>
<td></td>
</tr>
<tr>
<td>FIBER BRAID PARKING BRAKE HOSE</td>
<td></td>
</tr>
<tr>
<td>STANDARD BRAKE SYSTEM VALVES</td>
<td></td>
</tr>
<tr>
<td>STANDARD AIR SYSTEM PRESSURE PROTECTION SYSTEM</td>
<td></td>
</tr>
<tr>
<td>STD U.S. FRONT BRAKE VALVE</td>
<td></td>
</tr>
<tr>
<td>RELAY VALVE WITH 5-8 PSI CRACK PRESSURE, NO REAR PROPORTIONING VALVE</td>
<td></td>
</tr>
<tr>
<td>BW AD-9 BRAKE LINE AIR DRYER WITH HEATER</td>
<td>20</td>
</tr>
<tr>
<td>AIR DRYER MOUNTED INBOARD ON LH RAIL</td>
<td></td>
</tr>
<tr>
<td>STEEL AIR BRAKE RESERVOIRS</td>
<td></td>
</tr>
<tr>
<td>CLEAR FRAME RAILS FROM BACK OF CAB TO FRONT REAR SUSPENSION BRACKET, BOTH RAILS OUTBOARD</td>
<td></td>
</tr>
<tr>
<td>PULL CABLE ON WET TANK, PETCOCK DRAIN VALVES ON ALL OTHER AIR TANKS</td>
<td></td>
</tr>
</tbody>
</table>

**Trailer Connections**

<table>
<thead>
<tr>
<th>Description</th>
<th>Weight</th>
</tr>
</thead>
<tbody>
<tr>
<td>UPGRADED CHASSIS MULTIPLEXING UNIT</td>
<td></td>
</tr>
<tr>
<td>UPGRADED BULKHEAD MULTIPLEXING UNIT</td>
<td></td>
</tr>
</tbody>
</table>

**Wheelbase & Frame**

<table>
<thead>
<tr>
<th>Description</th>
<th>Weight</th>
</tr>
</thead>
<tbody>
<tr>
<td>6775MM (267 INCH) WHEELBASE</td>
<td></td>
</tr>
<tr>
<td>Description</td>
<td>Weight Front</td>
</tr>
<tr>
<td>----------------------------------------------------------------------------</td>
<td>--------------</td>
</tr>
<tr>
<td>N</td>
<td>430</td>
</tr>
<tr>
<td>11/32X3-1/2X10-15/16 INCH STEEL FRAME</td>
<td></td>
</tr>
<tr>
<td>(6.73MMX277.8MM/0.344X10.94 INCH) 120KSI</td>
<td></td>
</tr>
<tr>
<td>1/4 INCH (635MM) C-CHANNEL INNER FRAME REINFORCEMENT</td>
<td>220</td>
</tr>
<tr>
<td>2425MM (95 INCH) REAR FRAME OVERHANG</td>
<td></td>
</tr>
<tr>
<td>FRAME OVERHANG RANGE: 91 INCH TO 100 INCH</td>
<td>-60</td>
</tr>
<tr>
<td>CALC'D BACK OF CAB TO REAR S 3'L (CA) : 201.45 in</td>
<td></td>
</tr>
<tr>
<td>CALCULATED EFFECTIVE BACK OF CAB TO REAR S 3'L (CA) : 198.45 in</td>
<td></td>
</tr>
<tr>
<td>CALC'D FRAME LENGTH - OVERALL : 391.39 in</td>
<td></td>
</tr>
<tr>
<td>CALC'D SPACE AVAILABLE FOR DECKPLATE : 201.45 in</td>
<td></td>
</tr>
<tr>
<td>CALCULATED FRAME SPACE LH SIDE : 114.82 in</td>
<td></td>
</tr>
<tr>
<td>CALCULATED FRAME SPACE RH SIDE : 146.61 in</td>
<td></td>
</tr>
<tr>
<td>SQUARE END OF FRAME</td>
<td></td>
</tr>
<tr>
<td>FRONT CLOSING CROSSMEMBER</td>
<td></td>
</tr>
<tr>
<td>LIGHTWEIGHT HEAVY DUTY ALUMINUM ENGINE CROSSMEMBER</td>
<td>-12</td>
</tr>
<tr>
<td>STANDARD MIDSHIP #1 CROSSMEMBER(S)</td>
<td></td>
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<tr>
<td>STANDARD REARMOST CROSSMEMBER</td>
<td></td>
</tr>
<tr>
<td>HEAVY DUTY SUSPENSION CROSSMEMBER</td>
<td>30</td>
</tr>
<tr>
<td>Chassis Equipment</td>
<td></td>
</tr>
<tr>
<td>THREE-PIECE 14 INCH CHROMED STEEL BUMPER WITH COLLAPSIBLE ENDS</td>
<td>30</td>
</tr>
<tr>
<td>FRONT TOW HOOKS - FRAME MOUNTED</td>
<td>15</td>
</tr>
<tr>
<td>BUMPER MOUNTING FOR SINGLE LICENSE PLATE</td>
<td></td>
</tr>
<tr>
<td>FENDER AND FRONT OF HOOD MOUNTED</td>
<td></td>
</tr>
<tr>
<td>FRONT MUDFLAPS</td>
<td></td>
</tr>
<tr>
<td>HUCK-SPIN ROUND COLLAR CHASSIS FASTENERS</td>
<td></td>
</tr>
<tr>
<td>Fuel Tanks</td>
<td></td>
</tr>
<tr>
<td>80 GALLON/302 LITER RECTANGULAR ALUMINUM FUEL TANK - LH</td>
<td>40</td>
</tr>
<tr>
<td>RECTANGULAR FUEL TANK(S)</td>
<td></td>
</tr>
<tr>
<td>PLAIN ALUMINUM/PAINTED STEEL FUEL/HYDRAULIC TANK(S) WITH PAINTED BANDS</td>
<td></td>
</tr>
<tr>
<td>FUEL TANK(S) FORWARD</td>
<td></td>
</tr>
<tr>
<td>Description</td>
<td>Weight Front</td>
</tr>
<tr>
<td>----------------------------------------------------------------------------</td>
<td>--------------</td>
</tr>
<tr>
<td>10 GALLONS ADDITIONAL FUEL</td>
<td></td>
</tr>
<tr>
<td>PLAIN STEP FINISH</td>
<td></td>
</tr>
<tr>
<td>FUEL TANK CAP(S)</td>
<td></td>
</tr>
<tr>
<td>DETROIT FUELWATER SEPARATOR WITH WATER IN FUEL SENSOR, HAND PRIMER AND 12 VOLT PREHEATER</td>
<td>-5</td>
</tr>
<tr>
<td>EQUIFLO INBOARD FUEL SYSTEM</td>
<td></td>
</tr>
<tr>
<td>NO NATURAL GAS VEHICLE FUEL TANK VENT LINE/STACK</td>
<td></td>
</tr>
<tr>
<td>HIGH TEMPERATURE REINFORCED NYLON FUEL LINE</td>
<td></td>
</tr>
<tr>
<td><strong>Tires</strong></td>
<td></td>
</tr>
<tr>
<td>MICHELIN X WORKS Z 315/80R22.5 20 PLY RADIAL FRONT TIRES</td>
<td>100</td>
</tr>
<tr>
<td>MICHELIN X MULTI D 11R22.5 14 PLY RADIAL REAR TIRES</td>
<td>192</td>
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<tr>
<td><strong>Hubs</strong></td>
<td></td>
</tr>
<tr>
<td>CONMET PRESET PLUS PREMIUM IRON FRONT HUBS</td>
<td></td>
</tr>
<tr>
<td>CONMET PRESET PLUS PREMIUM IRON REAR HUBS</td>
<td></td>
</tr>
<tr>
<td><strong>Wheels</strong></td>
<td></td>
</tr>
<tr>
<td>ALCOA ULTRA ONE 8U64X 22.5X9.00 10-HUB PILOT 5.99 INSET ALUMINUM FRONT WHEELS</td>
<td>-26</td>
</tr>
<tr>
<td>ACCURIDE 41844 ACCU-LITE ALUMINUM OUTSIDE, MAXION WHEELS 90541 STEEL INSIDE; 22.5X8.25 10-HUB PILOT DISC REAR WHEELS</td>
<td></td>
</tr>
<tr>
<td>POLISHED FRONT WHEELS; OUTSIDE ONLY</td>
<td></td>
</tr>
<tr>
<td>POLISHED REAR WHEELS; BOTH SIDES OF OUTER WHEELS ONLY</td>
<td></td>
</tr>
<tr>
<td>FRONT WHEEL MOUNTING NUTS</td>
<td></td>
</tr>
<tr>
<td>REAR WHEEL MOUNTING NUTS</td>
<td></td>
</tr>
<tr>
<td><strong>Cab Exterior</strong></td>
<td></td>
</tr>
<tr>
<td>106 INCH BBC FLAT ROOF ALUMINUM CONVENTIONAL CAB</td>
<td></td>
</tr>
<tr>
<td>AIR CAB MOUNTING</td>
<td></td>
</tr>
<tr>
<td>NONREMOVABLE BUGSCREEN MOUNTED BEHIND GRILLE</td>
<td></td>
</tr>
<tr>
<td>2-1/2 INCH FENDER EXTENSIONS</td>
<td>10</td>
</tr>
<tr>
<td>LH AND RH GRAB HANDLES</td>
<td></td>
</tr>
<tr>
<td>HOOD MOUNTED CHROMED PLASTIC GRILLE</td>
<td></td>
</tr>
<tr>
<td>CHROME HOOD MOUNTED AIR INTAKE GRILLE</td>
<td></td>
</tr>
<tr>
<td>Description</td>
<td>Weight Front</td>
</tr>
<tr>
<td>----------------------------------------------------------------------------</td>
<td>--------------</td>
</tr>
<tr>
<td>FIBERGLASS HOOD</td>
<td></td>
</tr>
<tr>
<td>TUNNEL/FIREWALL LINER</td>
<td></td>
</tr>
<tr>
<td>DUAL 26 INCH RECTANGULAR POLISHED ALUMINUM AIR HORNS ROOF MOUNTED</td>
<td>8</td>
</tr>
<tr>
<td>SINGLE ELECTRIC HORN</td>
<td></td>
</tr>
<tr>
<td>DUAL HORN SHIELDS</td>
<td></td>
</tr>
<tr>
<td>DOOR LOCKS AND IGNITION SWITCH KEYED THE SAME</td>
<td></td>
</tr>
<tr>
<td>REAR LICENSE PLATE MOUNT END OF FRAME</td>
<td></td>
</tr>
<tr>
<td>INTEGRAL HEADLIGHT/MARKER ASSEMBLY WITH CHROME BEZEL</td>
<td></td>
</tr>
<tr>
<td>LED AERODYNAMIC MARKER LIGHTS</td>
<td></td>
</tr>
<tr>
<td>DAYTIME RUNNING LIGHTS</td>
<td></td>
</tr>
<tr>
<td>OMIT STOP/TAIL/BACKUP LIGHTS AND PROVIDE WIRING WITH SEPARATE STOP/TURN WIRES TO 4 FEET BEYOND END OF FRAME</td>
<td>-5</td>
</tr>
<tr>
<td>STANDARD FRONT TURN SIGNAL LAMPS</td>
<td></td>
</tr>
<tr>
<td>DUAL WEST COAST BRIGHT FINISH HEATED MIRRORS WITH LH AND RH REMOTE</td>
<td></td>
</tr>
<tr>
<td>DOOR MOUNTED MIRRORS</td>
<td></td>
</tr>
<tr>
<td>102 INCH EQUIPMENT WIDTH</td>
<td></td>
</tr>
<tr>
<td>LH AND RH 8 INCH BRIGHT FINISH CONVEX MIRRORS MOUNTED UNDER PRIMARY MIRRORS</td>
<td></td>
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<tr>
<td>RH AND LH 8 INCH STAINLESS STEEL FENDER MOUNTED CONVEX MIRRORS WITH TRIPOD BRACKETS</td>
<td>8</td>
</tr>
<tr>
<td>STANDARD SIDE/REAR REFLECTORS</td>
<td></td>
</tr>
<tr>
<td>RH AFTERTREATMENT SYSTEM CAB ACCESS WITH POLISHED DIAMOND PLATE COVER</td>
<td></td>
</tr>
<tr>
<td>COMPOSITE EXTERIOR SUN VISOR</td>
<td>10</td>
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<tr>
<td>63X14 INCH TINTED REAR WINDOW</td>
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<tr>
<td>TINTED DOOR GLASS LH AND RH WITH TINTED NON-OPERATING WING WINDOWS</td>
<td></td>
</tr>
<tr>
<td>RH AND LH ELECTRIC POWERED WINDOWS, PASSENGER SWITCHES ON DOOR(S)</td>
<td>4</td>
</tr>
<tr>
<td>TINTED WINDSHIELD</td>
<td></td>
</tr>
<tr>
<td>2 GALLON WINDSHIELD WASHER RESERVOIR WITHOUT FLUID LEVEL INDICATOR, FRAME MOUNTED</td>
<td></td>
</tr>
<tr>
<td>WHITE WINTERFRONT</td>
<td>2</td>
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</tbody>
</table>

**Cab Interior**

OPAL GRAY CLOTH INTERIOR
<table>
<thead>
<tr>
<th>Description</th>
<th>Weight Front</th>
<th>Weight Rear</th>
</tr>
</thead>
<tbody>
<tr>
<td>MOLDED PLASTIC DOOR PANEL</td>
<td></td>
<td></td>
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<tr>
<td>MOLDED PLASTIC DOOR PANEL</td>
<td></td>
<td></td>
</tr>
<tr>
<td>BLACK MATS WITH SINGLE INSULATION</td>
<td></td>
<td></td>
</tr>
<tr>
<td>DASH MOUNTED ASH TRAYS AND LIGHTER</td>
<td></td>
<td></td>
</tr>
<tr>
<td>FORWARD ROOF MOUNTED CONSOLE WITH UPPER STORAGE COMPARTMENTS WITHOUT NETTING</td>
<td></td>
<td></td>
</tr>
<tr>
<td>IN DASH STORAGE BIN</td>
<td></td>
<td></td>
</tr>
<tr>
<td>CENTER STORAGE CONSOLE MOUNTED ON BACKWALL</td>
<td>20</td>
<td></td>
</tr>
<tr>
<td>LH DOOR MAP POCKET</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(2) CUP HOLDERS LH AND RH DASH</td>
<td></td>
<td></td>
</tr>
<tr>
<td>GRAY/CHARCOAL FLAT DASH</td>
<td></td>
<td></td>
</tr>
<tr>
<td>SMART SWITCH EXPANSION MODULE</td>
<td></td>
<td></td>
</tr>
<tr>
<td>HEATER, DEFROSTER AND AIR CONDITIONER</td>
<td></td>
<td></td>
</tr>
<tr>
<td>STANDARD HVAC DUCTING</td>
<td></td>
<td></td>
</tr>
<tr>
<td>MAIN HVAC CONTROLS WITH RECIRCULATION SWITCH</td>
<td></td>
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<tr>
<td>STANDARD HEATER PLUMBING WITH BALL SHUTOFF VALVES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>DENSO HEAVY DUTY AIR CONDITIONER COMPRESSOR</td>
<td></td>
<td></td>
</tr>
<tr>
<td>BINARY CONTROL, R-134A</td>
<td></td>
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<tr>
<td>PREMIUM INSULATION</td>
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<td></td>
</tr>
<tr>
<td>SOLID-STATE CIRCUIT PROTECTION AND FUSES</td>
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<td></td>
</tr>
<tr>
<td>12V NEGATIVE GROUND ELECTRICAL SYSTEM</td>
<td></td>
<td></td>
</tr>
<tr>
<td>DOME DOOR ACTIVATED LH AND RH, DUAL READING LIGHTS, FORWARD CAB ROOF</td>
<td></td>
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</tr>
<tr>
<td>LH AND RH ELECTRIC DOOR LOCKS</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(1) 12 VOLT POWER SUPPLY IN DASH</td>
<td></td>
<td></td>
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<tr>
<td>BASIC HIGH BACK AIR SUSPENSION DRIVER SEAT WITH MECHANICAL LUMBAR AND INTEGRATED CUSHION EXTENSION</td>
<td>30</td>
<td></td>
</tr>
<tr>
<td>BASIC HIGH BACK AIR SUSPENSION PASSENGER SEAT WITH MECHANICAL LUMBAR AND INTEGRATED CUSHION EXTENSION</td>
<td>25</td>
<td>10</td>
</tr>
<tr>
<td>DUAL DRIVER AND PASSENGER SEAT ARMRESTS</td>
<td></td>
<td></td>
</tr>
<tr>
<td>LH AND RH INTEGRAL DOOR PANEL ARMRESTS</td>
<td></td>
<td></td>
</tr>
<tr>
<td>BLACK CORDURA PLUS CLOTH DRIVER SEAT COVER</td>
<td></td>
<td></td>
</tr>
<tr>
<td>BLACK CORDURA PLUS CLOTH PASSENGER SEAT COVER</td>
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</tbody>
</table>
### Instruments & Controls

- **GRAY DRIVER INSTRUMENT PANEL**
- **GRAY CENTER INSTRUMENT PANEL**
- **ENGINE REMOTE INTERFACE WITH PARK BRAKE INTERLOCK**
- **BLACK GAUGE BEZELS**
- **LOW AIR PRESSURE INDICATOR LIGHT AND AUDIBLE ALARM**
- **2 INCH PRIMARY AND SECONDARY AIR PRESSURE GAUGES**
- **INTAKE MOUNTED AIR RESTRICTION INDICATOR WITHOUT GRADUATIONS**
- **ELECTRONIC CRUISE CONTROL WITH SWITCHES IN LH SWITCH PANEL**
- **KEY OPERATED IGNITION SWITCH AND INTEGRAL START POSITION, 4 POSITION OFF/RUN/START/ACCESSORY**
- **ICUSS, 132X48 DISPLAY WITH DIAGNOSTICS, 28 LED WARNING LAMPS AND DATA LINKED**
- **HEAVY DUTY ONBOARD DIAGNOSTICS INTERFACE CONNECTOR LOCATED BELOW LH DASH**
- **2 INCH ELECTRIC FUEL GAUGE**
- **ENGINE REMOTE INTERFACE WITH PRESET FAST IDLE**
- **ENGINE REMOTE INTERFACE CONNECTOR AT BACK OF CAB**
- **ELECTRICAL ENGINE COOLANT TEMPERATURE GAUGE**
- **2 INCH TRANSMISSION OIL TEMPERATURE GAUGE**
- **ENGINE AND TRIP HOUR METERS INTEGRAL WITHIN DRIVER DISPLAY**
- **CUSTOMER FURNISHED AND INSTALLED PTO CONTROLS**
- **ELECTRIC ENGINE OIL PRESSURE GAUGE**
- **OVERHEAD INSTRUMENT PANEL**
- **AM/FM/MWB WORLD TUNER RADIO WITH BLUETOOTH AND USB AND AUXILIARY INPUTS, J1939**
<table>
<thead>
<tr>
<th>Description</th>
<th>Weight Front</th>
<th>Weight Rear</th>
</tr>
</thead>
<tbody>
<tr>
<td>DASH MOUNTED RADIO</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(2) RADIO SPEAKERS IN CAB</td>
<td></td>
<td></td>
</tr>
<tr>
<td>POWER AND GROUND WIRING PROVISION OVERHEAD</td>
<td></td>
<td></td>
</tr>
<tr>
<td>ROOF/OVERHEAD CONSOLE CB RADIO PROVISION</td>
<td></td>
<td></td>
</tr>
<tr>
<td>MULTI-BAND AM/FM/WB/CB LH MIRROR MOUNTED ANTENNA SYSTEM</td>
<td></td>
<td>2</td>
</tr>
<tr>
<td>ELECTRONIC MPH SPEEDOMETER WITH SECONDARY KPH SCALE, WITHOUT ODOMETER</td>
<td></td>
<td></td>
</tr>
<tr>
<td>STANDARD VEHICLE SPEED SENSOR</td>
<td></td>
<td></td>
</tr>
<tr>
<td>ELECTRONIC 3000 RPM TACHOMETER</td>
<td></td>
<td></td>
</tr>
<tr>
<td>NO VEHICLE PERFORMANCE MONITOR</td>
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<td>-5</td>
</tr>
<tr>
<td>IDLE LIMITER, ELECTRONIC ENGINE</td>
<td></td>
<td></td>
</tr>
<tr>
<td>SIX ON/OFF ROCKER SWITCHES IN THE DASH WITH INDICATOR LIGHTS; FOUR WIRE TO CHASSIS AT BACK OF CAB, TWO UNWired, LABEL ALL OPT</td>
<td></td>
<td></td>
</tr>
<tr>
<td>WORK BRAKE WITH RETURN TO GEAR, AUTO NEUTRAL, DASH FLIPPER, FOR DRIVE AXLE SERVICE BRAKES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>DIGITAL VOLTAGE DISPLAY INTEGRAL WITH DRIVER DISPLAY</td>
<td></td>
<td></td>
</tr>
<tr>
<td>SINGLE ELECTRIC WINDSHIELD WIPER MOTOR WITH DELAY</td>
<td></td>
<td></td>
</tr>
<tr>
<td>MARKER LIGHT SWITCH INTEGRAL WITH HEADLIGHT SWITCH</td>
<td></td>
<td></td>
</tr>
<tr>
<td>ONE VALVE PARKING BRAKE SYSTEM WITH DASH VALVE CONTROL AUTONEUTRAL AND WARNING INDICATOR</td>
<td></td>
<td></td>
</tr>
<tr>
<td>SELF CANCELING TURN SIGNAL SWITCH WITH DIMMER, WASHER/WIPER AND HAZARD IN HANDLE</td>
<td></td>
<td></td>
</tr>
<tr>
<td>INTEGRAL ELECTRONIC TURN SIGNAL FLASHER WITH HAZARD LAMPS OVERRIDING STOP LAMPS</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Design**

PAINT: ONE SOLID COLOR

**Color**

CAB COLOR A: L0006EB WHITE ELITE BC
BLACK, HIGH SOLIDS POLYURETHANE CHASSIS PAINT
POWDER WHITE (N0006EA) REAR
WHEELS/RIMS (PKWHT21, TKWHT21, W, TW)
### Description

<table>
<thead>
<tr>
<th>Description</th>
<th>Weight Front</th>
<th>Weight Rear</th>
</tr>
</thead>
<tbody>
<tr>
<td>SUNVISOR PAINTED SAME AS CAB COLOR A STANDARD E COAT/UNDERCOATING</td>
<td></td>
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</tr>
</tbody>
</table>

### Certification / Compliance

U.S. FMVSS CERTIFICATION, EXCEPT SALES CABS AND GLIDER KITS

### Secondary Factory Options

CORPORATE PDI CENTER IN-SERVICE ONLY

### TOTAL VEHICLE SUMMARY

#### Weight Summary

<table>
<thead>
<tr>
<th>Weight</th>
<th>Front</th>
<th>Rear</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Factory Weight*</td>
<td>8132 lbs</td>
<td>8234 lbs</td>
<td>16366 lbs</td>
</tr>
<tr>
<td>Total Weight*</td>
<td>8132 lbs</td>
<td>8234 lbs</td>
<td>16366 lbs</td>
</tr>
</tbody>
</table>

### Extended Warranty

TOWING: 1 YEAR/UNLIMITED MILES/KM EXTENDED TOWING COVERAGE $550 CAP FEX APPLIES

(+) Weights shown are estimates only.

If weight is critical, contact Customer Application Engineering.
OPERATING RANGE

Vehicle Speed (MPH)

Gear

1 2 3 4 5 6

Desired Cruise Speed = 65.0

VEHICLE SPECIFICATIONS SUMMARY - OPERATING RANGE

Model: M2106
Cab Size (826): 106 INCH BBC FLAT ROOF ALUMINUM CONVENTIONAL CAB
Desired Cruise Speed (mph): 65.0
Engine (101): CUM L9 350 HP @ 2000 RPM, 2200 GOV RPM, 1000 LB/FT @ 1400 RPM
RPM at Peak Torque: 1400
Governed RPM: 2200
Transmission (342) ........................................... ALLISON 3000 RDS AUTOMATIC TRANSMISSION WITH PTO PROVISION

<table>
<thead>
<tr>
<th>Gear Ratio</th>
<th>Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>LL</td>
<td>N/A</td>
</tr>
<tr>
<td>L</td>
<td>N/A</td>
</tr>
<tr>
<td>1</td>
<td>3.49</td>
</tr>
<tr>
<td>2</td>
<td>1.86</td>
</tr>
<tr>
<td>3</td>
<td>1.41</td>
</tr>
<tr>
<td>4</td>
<td>1.00</td>
</tr>
<tr>
<td>5</td>
<td>0.75</td>
</tr>
<tr>
<td>6</td>
<td>0.65</td>
</tr>
</tbody>
</table>

Gear Ratio: 7.    N/A
Gear Ratio: 8.    N/A
Gear Ratio: 9.    N/A
Gear Ratio: 10.   N/A
Gear Ratio: 11.   N/A
Gear Ratio: 12.   N/A
Gear Ratio: 13.   N/A
Gear Ratio: 14.   N/A
Gear Ratio: 15.   N/A
Gear Ratio: 16.   N/A
Gear Ratio: 17.   N/A
Gear Ratio: 18.   N/A

Auxiliary Transmission (352) ................................... NO AUXILIARY TRANSMISSION

<table>
<thead>
<tr>
<th>Gear Ratio</th>
<th>Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Low Gear Ratio</td>
<td>N/A</td>
</tr>
<tr>
<td>High Gear Ratio</td>
<td>N/A</td>
</tr>
</tbody>
</table>

Transfer Case (373) ............................................... NO TRANSFER CASE

<table>
<thead>
<tr>
<th>Gear Ratio</th>
<th>Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Low Gear Ratio</td>
<td>N/A</td>
</tr>
<tr>
<td>High Gear Ratio</td>
<td>N/A</td>
</tr>
</tbody>
</table>

Rear Axle (420) .................................................. RT-46-160P 46,000# R-SERIES TANDEM REAR AXLE

<table>
<thead>
<tr>
<th>Gear Ratio</th>
<th>Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of Speeds</td>
<td>1</td>
</tr>
<tr>
<td>Rear Axle Gear Ratio(s)</td>
<td>5.63</td>
</tr>
</tbody>
</table>

Rear Tires (094) .................................................. MICHELIN X MULTI D 11R22.5 14 PLY RADIAL REAR TIRES

<table>
<thead>
<tr>
<th>Gear Ratio</th>
<th>Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Revolutions per Mile</td>
<td>496</td>
</tr>
</tbody>
</table>

### TABLE SUMMARY - OPERATING RANGE

<table>
<thead>
<tr>
<th>Transmission Gear</th>
<th>Transmission Gear Ratio</th>
<th>Rear Axle Ratio</th>
<th>Overall Gear Ratio</th>
<th>Minimum Speed (MPH)</th>
<th>Maximum Speed (MPH)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>3.49</td>
<td>5.63</td>
<td>19.65</td>
<td>0</td>
<td>13.5</td>
</tr>
<tr>
<td>2</td>
<td>1.86</td>
<td>5.63</td>
<td>10.47</td>
<td>16.2</td>
<td>25.4</td>
</tr>
<tr>
<td>3</td>
<td>1.41</td>
<td>5.63</td>
<td>7.94</td>
<td>21.3</td>
<td>33.5</td>
</tr>
<tr>
<td>4</td>
<td>1.00</td>
<td>5.63</td>
<td>5.63</td>
<td>30.1</td>
<td>47.3</td>
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<tr>
<td>5</td>
<td>0.75</td>
<td>5.63</td>
<td>4.22</td>
<td>40.1</td>
<td>63.0</td>
</tr>
<tr>
<td>6</td>
<td>0.65</td>
<td>5.63</td>
<td>3.56</td>
<td>46.3</td>
<td>72.7</td>
</tr>
</tbody>
</table>
Performance calculations are estimates only. If performance calculations are critical, please contact Customer Application Engineering.
DIMENSIONS

VEHICLE SPECIFICATIONS SUMMARY - DIMENSIONS

Model: M2106
Wheelbase (545): 7755MM (267 INCH) WHEELBASE
Rear Frame Overhang (552): 2425MM (95 INCH) REAR FRAME OVERHANG
Fifth Wheel (578): NO FIFTH WHEEL
  Mounting Location (577): NO FIFTH WHEEL LOCATION
  Maximum Forward Position (in): 0
  Maximum Rearward Position (in): 0
  Amount of Slide Travel (in): 0
  Slide Increment (in): 0
  Desired Slide Position (in): 0.0
Cab Size (829): 106 INCH BBC FLAT ROOF ALUMINUM CONVENTIONAL CAB
Sleeper (862): NO SLEEPER BOX/SLEEPCAB
Exhaust System (018): RH OUTBOARD UNDER STEP MOUNTED HORIZONTAL AFTERTREATMENT SYSTEM ASSEMBLY WITH LH B-PILLAR MOUNTED VERTICAL TAILPIPE

TABLE SUMMARY - DIMENSIONS
<table>
<thead>
<tr>
<th>Dimensions</th>
<th>Inches</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bumper to Back of Cab (BBC)</td>
<td>106.3</td>
</tr>
<tr>
<td>Bumper to Centerline of Front Axle (BA)</td>
<td>40.7</td>
</tr>
<tr>
<td>Min. Cab to Body Clearance (CB)</td>
<td>3.0</td>
</tr>
<tr>
<td>Back of Cab to Centerline of Rear Axle(s) (CA)</td>
<td>201.4</td>
</tr>
<tr>
<td>Effective Back of Cab to Centerline of Rear Axle(s) (Effective CA)</td>
<td>198.4</td>
</tr>
<tr>
<td>Back of Cab Protrusions (Exhaust/Intake) (CP)</td>
<td>0.0</td>
</tr>
<tr>
<td>Back of Cab Protrusions (Side Extenders/Trim Tab) (CP)</td>
<td>0.0</td>
</tr>
<tr>
<td>Back of Cab Protrusions (CNG Tank)</td>
<td>0.0</td>
</tr>
<tr>
<td>Back of Cab Clearance (CL)</td>
<td>3.0</td>
</tr>
<tr>
<td>Back of Cab to End of Frame</td>
<td>296.4</td>
</tr>
<tr>
<td>Cab Height (CH)</td>
<td>67.5</td>
</tr>
<tr>
<td>Wheelbase (WB)</td>
<td>267.0</td>
</tr>
<tr>
<td>Frame Overhang (OH)</td>
<td>95.0</td>
</tr>
<tr>
<td>Overall Length (OAL)</td>
<td>402.7</td>
</tr>
<tr>
<td>Rear Axle Spacing</td>
<td>56.0</td>
</tr>
<tr>
<td>Unladen Frame Height at Centerline of Rear Axle</td>
<td>43.8</td>
</tr>
</tbody>
</table>

Performance calculations are estimates only. If performance calculations are critical, please contact Customer Application Engineering.
UNLADEN FRAME HEIGHT

<table>
<thead>
<tr>
<th>Unladen Height</th>
<th>Requested</th>
<th>Calculated</th>
</tr>
</thead>
<tbody>
<tr>
<td>Frame (in)</td>
<td>N/A</td>
<td>43.80</td>
</tr>
</tbody>
</table>

10.90 in - Frame Rail
12.10 in - Suspension Height
20.80 in - Tire Radius

VEHICLE SPECIFICATIONS SUMMARY - UNLADEN FRAME HEIGHT

Model: M2106
Cab Size (629): 106 INCH BBC FLAT ROOF ALUMINUM CONVENTIONAL CAB
Frame Rails (546): 11/32X3-1/2X10-15/16 INCH STEEL FRAME (8.73MMX277.8MM/0.344X10.94 INCH) 120KSI(546)
Web Height (in): 0.34375
Flange Thickness (in): 10.9375
Rear Suspension (622): TUFTRAC 46,000# REAR SPRING SUSPENSION
Rear Suspension Ride Height (621): TUFTRAC STANDARD RIDE HEIGHT
Axle C/L to Bottom of Frame (in): 12.053
Rear Tires (094): MICHELIN X MULTI D 11R22.5 14 PLY RADIAL REAR TIRES
Unladen Radius (in): 20.8
Fifth Wheel (578): NO FIFTH WHEEL
Requested Min Height (in): 0.0
Requested Max Height (in): 0.0
Fifth Wheel Leg Height (582): NO FIFTH WHEEL LEG HEIGHT
Rear Tow Device (587): NO REAR TOWING DEVICE
Requested Min Height (in): 0.0
Requested Max Height (in): 0.0

Performance calculations are estimates only. If performance calculations are critical, please contact Customer Application Engineering.
Turning radius graphic and data provided for general estimate purposes only. For specific figures regarding your configuration, please contact your CAE representative.

<table>
<thead>
<tr>
<th>Wall to Wall Diameter (ft)</th>
<th>Left Turn</th>
<th>Right Turn</th>
<th>Tolerance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Curb to Curb Diameter (ft)</td>
<td>77.9</td>
<td>68.9</td>
<td>+/- 3.0</td>
</tr>
<tr>
<td>Turning Radius (ft)</td>
<td>38.4</td>
<td>33.9</td>
<td>+/- 1.5</td>
</tr>
</tbody>
</table>

VEHICLE SPECIFICATIONS SUMMARY - TURNING RADIUS

Model: M2106
Cab Size (629): 106 INCH BBC FLAT ROOF ALUMINUM CONVENTIONAL CAB
Wheelbase (545): 6775MM (267 INCH) WHEELBASE
Front Tires (653): MICHELIN X WORKS Z 315/80R22.5 20 PLY RADIAL FRONT TIRES
Front Axle (430): DETROIT DA-F-18.0-5 18,000# FL1 71.0 KPI/3.74 DROP SINGLE FRONT AXLE
Kingpin Intersection (in): 71
Bumper (556): THREE-PIECE 14 INCH CHROMED STEEL BUMPER WITH COLLAPSIBLE ENDS
Bumper Miter to Front Axle (in): 93.5
Primary Steering Location (003): LH PRIMARY STEERING LOCATION
Steering Gear (536): TRW TAS-85 POWER STEERING
Dual Steering Gear: NONE
Ram: NONE
Rear Axle (420): RT-45-160P 46,000# R-SERIES TANDEM REAR AXLE
Axle Spacing (624): 56 INCH AXLE SPACING

Performance calculations are estimates only. If performance calculations are critical, please contact Customer Application Engineering.
THE NEW REVOLUTIONARY AUTOMATED SIDE LOADER

UNMATCHED COMPACTION
ROTO PAC™ is the first mobile compactor of its kind to offer 22,000 lbs. of torque in a screw-type auger for an impressive 1,600+ lbs. yd² compaction rate.

BEST LEGAL PAYLOAD IN THE INDUSTRY
The 27 yd² body on the ROTO PAC™ can easily handle up to 13 tons of Organic or MSW payload.

“HOPPER BODY” DISPLACEMENT
At 7 yd² per minute, ROTO PAC™’s hopper displacement ranks 20% higher than any other ASL system.

48” LIQUID TIGHT HOPPER
Organic waste creates more liquid than any other collection category. ROTO PAC™’s liquid-tight hopper allows you to tilt up to 45° high.

ROTO PAC™ HYDRAULICS
- Duplex Double Return Pumps
- 2 Throughflow Valve for the Axle, 2 Directional Valve for Body functions, Series PVQ
- Axle Spool Pressure: 2800 PSI
- Body Spool Pressure: 1800 PSI
- Axle Rodless Cylinders Galvanized on Extant
- Axle Tipping Cylinder Galvanized on Both Ends
- Axle Elevating Cylinder Galvanized on Spooling
- Hydraulic Tank with 100 gallons In-Line Filter
- Classic Frame-Assembled Hydraulic Oil Tank with Level Temp Gauges

ROTO PAC™ ELECTRICAL
Safety and operator convenience are the highlights of ROTO PAC™’s electrical system. From ergonomically designed controls to alarms and cameras, ROTO PAC™’s standard electrical equipment package provides complete confidence and control for you and your operators.
- All LED Body Lighting
- Back Up Buzzer
- Powering Switch on Cab, Uni Switch on Body Rate
- Speed Sensor on Auger
- Ergonomic Proportioned joystick

ROTO PAC™ BODY STANDARDS
Customizing the vehicle for your needs is easily done with options for body capacity based on the chassis selected. ROTO PAC™ can be mounted on your choice of a 4x4 or 6x6 chassis.
- Factory Installed Smokey chassis
- Request Body Design for Better Compaction & Ease of Unloading
- Rear Section, Sided & Hydraulically Actuated
- Fully Automatic Safety Tethers
- In-Cab Noise & Fog Systems with Indicators
- Body Shell Spec: ASAE A101.1 BD0

ROTO PAC™ AUGER DRIVE
Not only is the ROTO PAC™ auger-driven Organics collection vehicle the first of its kind in the world, that auger can compact up to 7 yd² per minute and automatically sense, reverse and adjust PSI for jams. Add to that the self-cleaning action created by the auger, and you have the quickest, toughest and most easily maintained vehicle on the market today.
- Inlet Auger Controls
- Auger Start/Stop Remote Switch
- Auger/Shaft Spool Ratio: 410
- Auger Spool Speed: 10 rpm
- Auger Spool Range: 13000 lbs/ft long
- Auger Spool Speed: 10 rpm
Salisbury City Council
Agenda Item Request Form

Please Select Submission Category: □ Public □ Council □ Manager □ Staff

Requested Council Meeting Date: 02/23/2021

Name of Group(s) or Individual(s) Making Request: Public Works

Name of Presenter(s): Chris Tester / Michael Hanna

Requested Agenda Item: Council to consider awarding Stormwater Services CIP Master Plan Phase 2 engineering contract to HDR Engineering, Inc of the Carolinas.

Description of Requested Agenda Item: Council to consider the awarding a contract to HDR Engineering, Inc of the Carolinas, for the Stormwater Services CIP Master Plan Phase 2 study in the amount of $147,200.00. Phase 2 will provide focus area prioritization to create CIP recommendations for condition, capacity, water quality, and flood mitigation projects.

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 FY21 budget has available funds of $80,000 for this project in professional services. To award this contract an additional appropriation of $67,200 will be needed from Stormwater Fund-Fund Balance

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

Council to consider approval of a budget ordinance to appropriate Stormwater fund - fund balance of $67,200. and

Council to consider approval of an agreement with HDR Engineering, Inc. of the Carolinas for an engineering services contract for Phase 2 of the Stormwater Master Plan in the amount of $147,200.00

Contact Information for Group or Individual: Chris Tester – 704-216-7554, Michael Hanna – 704-216-8028

☐ 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 Fisher
Finance Manager Signature

[Signature]
Department Head Signature

Anna Burge
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:
AN ORDINANCE AMENDING THE 2020-2021 BUDGET ORDINANCE
OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE
FUND BALANCE IN STORMWATER FUND FOR ENGINEERING SERVICES

Be it ordained by the City Council of the City of Salisbury, North Carolina, as follows:

Section 1. The City has approved an agreement with HDR Engineering, Inc. of the Carolinas for an engineering services. NC General Statutes require that the City appropriate these revenues so that they can be legally spent.

Section 2. That the 2020-2021 Budget Ordinance of the City of Salisbury, adopted on June 16, 2020, is hereby amended as follows:

(a) That the following Stormwater Fund line items be amended as follows:

(1) Increase line item 020-000-000-499900 $  67,200
Stormwater Fund Balance

(2) Increase line item 020-830-000-549101 $  67,200
Professional Services

Section 4. That all ordinances, or parts of ordinances, in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 5. That this ordinance shall be effective from and after its passage.
ENGINEERING SERVICES CONTRACT

This contract for engineering services (the “Contract”), made and entered into this _____ day of __________________, 2021, by and between the City of Salisbury, a North Carolina municipal corporation whose address is 132 North Main Street, Salisbury, NC 28144 (hereinafter referred to as the “City”), and HDR Engineering, Inc. of the Carolinas, a North Carolina corporation whose address is _______________________________ (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: all of those certain engineering services more particularly described in the Scope of Services, which is attached hereto as Exhibit A and incorporated by reference (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 provided at the same time and in the same locale.
   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.
   a. Compensation. The Provider shall be compensated pursuant to the fee schedule established in Exhibit A. The Provider’s fee shall not exceed One hundred Forty-seven Thousand Two Hundred Dollars ($147,200). Any change to the fee schedule or amount paid to the Provider is not effective unless it is in writing and signed by the Parties. With the City’s written consent, payments may be made in monthly or other periodic installments for work performed and accepted during the previous month or other specified period.
   b. 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. Provider shall begin the Services within 30 days of the execution of the contract and shall complete the Services within six months.

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. The Provider shall have no liability for further use of such documents and the City shall be responsible for the finalization of the project.

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 to City of Salisbury, Accounts Payable, 132 N Main St, Salisbury, NC 28144 or financeAP@salisburync.gov.

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 per occurrence and in the aggregate in general liability, $1,000,000 combined single limit per accident 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 time based and reimbursable expense 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. Notwithstanding the above it is agreed that the Provider’s services are to meet the standard of care.

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.** Provider does hereby agree to indemnify and save harmless the City of Salisbury, its officers, agents and employees against all claims, actions, lawsuits, and demands, including reasonable attorney fees, made by anyone for any damages, loss or injury of any kind, including environmental, which may arise as a result of the Provider's its agents or employees sole negligence in performing work pursuant to this contract.

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. **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.

16. **No assignment.** Provider shall not assign, subcontract, or otherwise transfer any interest in this contract without the prior written approval of the City.

17. **Amendments in writing.** This Contract may be amended only in writing and signed by both parties.

18. **Governing law.** North Carolina law will govern the interpretation and construction of the Contract.

19. **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.

20. **Attached Exhibits.** The following documents, if any, are attached to this Contract and incorporated by reference herein:

   a. **Scope of Services**

21. **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.

22. **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.”

23. 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  HDR ENGINEERING, INC. OF THE CAROLINAS

BY: ____________________________   ____________________________
TITLE: ____________________________   ____________________________
DATE: ____________________________   ____________________________

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

___________________________________
EXHIBIT A

The City of Salisbury (OWNER) is working to define a stormwater Capital Improvements Program (CIP) for the next ten years. The OWNER requested HDR Engineering, Inc. of the Carolinas (ENGINEER) provide services to support the CIP project identification and prioritization, known as the City of Salisbury Stormwater Master Plan. The CIP Master Plan Phase 1 evaluated the existing stormwater system and known problem areas to create focus areas that will be assessed as part of the Master Plan Phase 2. The Master Plan Phase 2 will provide focus area prioritization to create CIP recommendations for condition, capacity, water quality, and flood mitigation projects. Furthermore, in Phase 2 the ENGINEER will produce a Stormwater Master Plan report with guidelines for future planning efforts and water quality planning recommendations. Figure 1 below shows the proposed Master Plan process leading ultimately to the prioritization and creation of the CIP. This scope of services is solely for the CIP Master Plan Phase 2 including the tasks below.

SCOPE OF SERVICES

Project Management

Project Management services ensure the project and deliverables comply with ENGINEER’s Quality Management Program. Project Management services will occur for the duration of the project, and include preparation of monthly invoicing and progress reports, project budget, schedule, and quality control plan, coordination with the OWNER, and coordination with the ENGINEER’s project team.

Condition Assessment

Condition Assessment services will be used to prioritize and schedule condition assessments for the OWNER’s stormwater system. ENGINEER will create a risk model for the OWNER’s review and acceptance that will be utilized for Condition Assessment prioritization. ENGINEER will populate an asset class characterization in a geographic information system (GIS) database utilized for the risk model prioritization. ENGINEER will rely on the data available within the stormwater GIS database compiled during the Master Plan Phase 1. Prior to building the risk model, the ENGINEER will determine if additional data is required to perform the risk model. If additional data is required, this data collection effort will be negotiated between the ENGINEER and OWNER, as it is not currently included within this scope.

ENGINEER will determine the appropriate inspection technology required to perform condition assessment, and utilizing the risk model, recommend technology and assets for immediate and long-term inspection and assessment. The deliverable for this task is the Master Plan Phase 2 Condition Assessment Report and prioritization list that supports project programming for the CIP.

Natural Asset Inventory

An inventory of important natural assets (streams) within the OWNER’s jurisdictional limits will be performed and recorded within a GIS database. ENGINEER and OWNER will meet prior to performing the natural asset inventory to identify known locations of critical stream degradation. Additional areas will be reviewed where access is feasible such as public right of ways or publicly owned parcels. A Stream Quality Assessment Worksheet will be completed by a professional scientist to document the level of stream degradation for the areas reported by the
OWNER as well as others which are accessible. The ENGINEER will focus efforts on the Grants Creek watershed within the jurisdictional boundaries. Stream Quality Assessment Worksheets and a ranking of critical areas will be developed and provided to the OWNER in a report. The Engineer will also note constraints in the areas of degradation to assist the OWNER in prioritizing potential projects. If additional areas of stream degradation outside of the Grants Creek watershed are requested by the owner, the ENGINEER and OWNER will negotiate the fee to perform those additional services.

**Project Prioritization and Definition**

The ENGINEER will collect and report on the Master Plan Phase 1 public survey, utilizing public responses for the final prioritization methodology. The ENGINEER will inventory focus areas defined within the Master Plan Phase 1, and define the engineering planning effort, estimate engineering design and construction costs, and document defined projects within the stormwater Capital Improvement Plan. ENGINEER will finalize the Master Plan prioritization methodology and provide to the OWNER for review and comment. The Risk Model defined during the Condition Assessment task will be incorporated within the Master Plan prioritization methodology. A project definition sheet for each project will be provided to the OWNER in the format used in the OWNER’s budget book.

**CIP Programming and Rate Review**

The ENGINEER will program the defined projects into the stormwater capital improvement plan, utilizing the Master Plan Phase 1 effort and this Project’s tasks. The defined projects will be organized and analyzed to fit within the City’s current budget. A stormwater rate analysis will be performed to determine necessary rate increases to support the capital improvement plan. A written data request will be provided to the OWNER which will provide a detailed and organized list of the data and information required to complete the stormwater rate financial analysis. If some data or information may be difficult, expensive, or impossible to provide, the ENGINEER will work with the OWNER to resolve the data issues. It is anticipated that the data should be, for the most part, readily accessible.

The rate review analysis entails reviewing the various sources of funds (revenues) and comparing them to the applications of funds (expenses), while considering the prudent and proper funding for the stormwater utility operation and maintenance (O&M) and capital expenditures.

At the start of the task, the key financial and rate setting policies will be discussed to develop the foundation for the analysis. This will include target minimum reserve levels, debt service coverage ratio requirements, and prudent funding of renewal and replacement through annual rate revenues. Next, the O&M expenses will be projected for a multi-year period to develop a long-term projection of costs and revenue needs. Generally, a 10-year projected time period is completed. The projection period length can be discussed during the initial project meeting.

Once the projection of O&M expenses has been completed for the projected time period, a capital funding analysis will be developed for the same projected time period. The starting point of the capital funding analysis will be the capital projects as identified in this Plan. As part of the capital improvement plan, the project team will work with OWNER staff to develop funding strategies and an optimal financial plan to implement the prioritized capital projects. The analysis will provide a basis to help the OWNER communicate and prioritize financial resources required to sustain current and desired assets at the appropriate level of service. As the funding analysis is developed, the project team will assist the OWNER in prioritizing the capital projects based on available revenues and funding sources. The project team will collaborate with OWNER staff to
develop the final capital improvement plan and work with the OWNER to develop any long-term debt financing scenarios.

At the completion of the financial analysis, ENGINEER will develop a draft financial analysis report section. The section is intended to be comprehensive in nature and document the activities undertaken as a part of the analysis, along with the analysis findings, conclusions, and summary recommendations. A copy of the technical analyses (i.e., copies of all worksheets) developed will be provided to the OWNER.

**Master Plan Report**

At the completion of the tasks defined above, ENGINEER will develop the Stormwater Master Plan Report, detailing the master plan effort, condition assessment methodology, natural asset inventory, project definition and prioritization, the capital improvement plan, and stormwater rate financial analysis. The Master Plan Report will also define a process for updating the capital improvement plan for future efforts.

Assumptions for this project scope include the following:

- The Stormwater Master Plan Report is the key milestone deliverable for this project.
- Project duration is assumed to be six months.
- OWNER will provide data within two weeks of ENGINEER’s request.
- Data collection to complete the Condition Assessment planning is not included with this scope and may be added as an addendum.
- No hydrologic and hydraulic modeling will be performed as part of the Master Plan Phase 2.
- Roughly 10% of the known surface waters within the Grants Creek watershed will be assessed during the natural asset inventory.

The following table provides a summary for this lump sum project of the budgets for the aforementioned tasks, direct costs, and subcontractor fees for this scope of services.

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Labor Subtotal – hours 1052.00

$145,500

Fee Labor $145,500
Expenses $1,700
Subcontract Services $0

Total Fee $147,200
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Salisbury City Council
Agenda Item Request Form

Please Select Submission Category:  □ Public  □ Council  □ Manager  ☒ Staff

Requested Council Meeting Date:  February 16, 2021

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

Name of Presenter(s):

Requested Agenda Item:  Announcement regarding applications for boards and commissions.

Description of Requested Agenda Item:  The City of Salisbury is seeking applications from citizens who have an interest in serving on one of the City’s Boards and Commissions. Information regarding the Boards and Commissions and an online application are available online at salisburync.gov under City Council and Boards and Commissions tab. Applications are also available or by emailing Kelly Baker at kbake@salisburync.gov or by calling 704-638-5223.

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:  Announce applications are being sought for the City’s 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****
Salisbury City Council
Agenda Item Request Form

For Use in Clerk’s Office Only

☐ Approved   ☐ Delayed   ☐ Declined

Reason: