

Salisbury, North Carolina
April 5, 2005

REGULAR MEETING

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

ABSENT: City Manager David W. Treme

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

PLEDGE OF ALLEGIANCE

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

RECOGNITION OF VISITORS

Mayor Kluttz recognized all visitors present.

ADDITIONS/DELETIONS TO THE AGENDA

Mayor Kluttz noted the following change to the Agenda:

Add – Council to designate a board to hear an appeal of a dangerous dog declaration.

PROCLAMATION

Mayor Kluttz proclaimed the following observance:

CHILD ABUSE PREVENTION MONTH April 2005

CONSENT AGENDA

(a) Minutes

Approve Minutes of the regular meeting of March 15, 2005.

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

REPORT FROM MR. TOM HESTER - URBAN OPEN SPACE LEADERSHIP

Mr. Tom Hester, Urban Open Space Leadership Institute, gave a presentation to Council concerning open space in relation to the History and Art Trail and the Salisbury Depot. He reviewed the history of Salisbury noting:

- Established as a county seat April 1753 to provide settlers with the services of a courthouse and jail near the intersection of two ancient Native American trails

- In February 1755, the courthouse community was formally created at the Town of Salisbury
- The heart of the new town had sixty-four (64) lots on a grid system of streets laid out in a classic rectilinear pattern that created city blocks four hundred (400) feet long and four hundred (400) feet deep
- Within the grid framework, a very compact town evolved
- A new railroad established the southeastern border of the central business district
- Commercial and industrial enterprises sprang up along the rail line
- Salisbury has one of the most successful mid-sized downtowns in NC with \$60+ million of investment in the downtown since 1980 and another \$15+ million underway

The design issues that were heard by the Urban Open Space panel in regards to a History and Art Trail were:

- The historic downtown must be accessed through unsightly strip development
- Salisbury's history is what makes the city unique and it can serve as an economic catalyst for downtown
- However, Salisbury's history is often hidden and difficult to piece together
- City leaders are considering the making of "A History and Art Trail" as a way of conveying Salisbury's unique history
- Sites have been identified for inclusion

The panel's recommendation included:

- Public art is the quilt for the community. Few things bring about more passion in a community than public art, for public art communicates the values of a community
- The city must determine who they are trying to attract with the project. Do it for the locals. If the locals like it, tourist will also
- If the idea is to bring tourists to downtown, this is probably not the right tool to be used alone. The VA Hospital or the National Cemetery might be better places to "capture" visitors
- The reason to add art is to increase the quality of downtown, not to attract people
- If this initiative is to be a success, it will require a robust point person who understands art and can stand up to any criticism it may draw
- Artists will want to have their own say in what art they contribute. Art needs to more about art than history
- Contemporary art may not mesh with the historical downtown that Salisbury already has. Artists and residents may have very different ideas on what constitutes appropriate art for the trail
- Art that commemorates the history and spirit of the area is often the easiest for the public to accept
- Orchestrated walks need to be well organized. There must be a story to tell
- The length of the walk should be from twenty (20) to forty (40) minutes. A quarter mile walk takes five (5) minutes. A half-mile walk takes ten (10) if there are no stops made along the way
- Do more to enhance public art through the integration of a way-finding system or with the design of more functional pieces like benches, fountains, and public toilets
- Rather than just being on the street, perhaps the art can be used as a connective "fiber" through the interior of blocks and through the creation of pocket parks
- There were many sites proposed. To create a cohesive experience, develop the area around one or two as a start
- The panel recommended that more be done around the Depot area

Mr. Hester also addressed a new civic gathering space in regards to the Salisbury Depot. The issues presented to the design team included:

- The 2001 Master Plan for Downtown Salisbury suggested a "Festival Plaza" to address the need for an outdoor civic space in the downtown area
- The City's historic depot building provides space for a few professional offices and ongoing Amtrak operations, but the bulk of the building is used as special event space and the Festival Plaza would allow the activities that occur outside to spill out onto the street and beyond
- Development of the Festival Plaza site as an urban open space cannot occur until additional parking is developed nearby to provide spaces for the police department
- To the west of the depot parking lot is an apartment building that houses elderly residents
- Several parking decks are proposed near the Festival Plaza site on the master plan
- In addition to the Festival Plaza, a linear greenway is proposed along the railroad track. The master plan shows the greenway extending from the depot to the national cemetery

The panel recommendations for this issue were:

- It is important that the new park occupy the entire space including the parking lot now used by the elderly residents
- The park needs to be considered as an outdoor room lined with (at least) two-story buildings. Create better edges on the park using either buildings and/or rows of trees
- A new public road could be built between the apartment building and their parking area. Their parking lot could then be transformed into and included as part of the new park
- The City needs to control the edges of the park through a precinct plan and follow-up ordinances
- To put life back on the street, the apartment building needs to be reoriented to the street, and that will require some ground level renovations of apartments back into public rooms
- Traditional green space may not be necessary. Consider leaving the park as hardscape. If it is paved, consider paving it with high quality materials
- If storeowners see that the City is making improvements in the city, then they will be more likely to make improvements of their properties
- Integrate the Depot space with heritage tours and cultural walks
- Consider partnering with the local colleges to address their housing needs in this neighborhood

- There is no structured parking in downtown Salisbury although numerous parking decks are drawn on the master plan. Look for opportunities to scatter parking throughout the area
- Salisbury is on the west line train route to Asheville and is a stop along the route between Charlotte and Washington, D.C. A new urban open space at the Depot would provide many visitors with their first impression of Salisbury

Mayor Kluttz thanked Mr. Hester for sharing this information with the Council and noted that she feels the community is fortunate to have the Urban Open Space Institute and the Knight Foundation as a resource. She stated that this enables the City to bring challenging issues before a panel of experts to help review potential solutions at no cost to the City.

Councilman Burgin noted that working with the Open Space Institute allows Council members to develop a set of skills that can be applied to other projects and thanked Mr. Hester for sharing this information.

Mayor Kluttz noted that the investment in the quality of life of the community is also an economic incentive as Council looks for ways to recruit businesses.

PRESENTATION FROM “SPECIAL COMMUNITY EFFORTS GROUPS” CONCERNING 2005-2006 CITY BUDGET REQUESTS

Mayor Kluttz informed Council that requests for funding would be received from “special community efforts groups” concerning the FY2005-2006 Budget.

Those who addressed Council were:

Mr. Steve Fisher, Chairman Downtown Salisbury, Inc. (DSI), reviewed the mission statement for DSI and noted that over \$82 million in investment has been made downtown with \$22 million since 2001. There has been a net gain of nine hundred twenty four (924) new jobs and over two hundred seventy-five (275) building renovations. Mr. Fisher reviewed the Municipal Service District tax base increase which was:

- 1989 Value = \$31.5 million
- 1995 Value = \$45.5 million
- 2003 Value = \$69 million

Mr. Fisher discussed the successes for DSI during FY2004-2005:

- Rezoning many areas from B6 to B5
- Farmers Market
- Angels of Salisbury project
- Developed a plan for the Military Prison Site
- Continue to increase on-street parking spaces
- Quality holiday promotions
- Night out events (most successful ever)
- Organized our public art committee
- Began work on the History and Art Trail
- Continued to assist those developing Downtown Properties
 - Innes Street Drug
 - Washington Building
 - Center section of the Flowers Baker
 - 117 East Innes
 - Former Allied Carpet Building
- Continued high occupancy rate
- Fourteen (14) promotional events
- Continued Economic Progress (FY03-04)
 - \$3,123,131 in investment
 - Net gain of eleven (11) businesses
 - Net gain of seventeen (17) employees

The priorities for FY2005-2006 include:

- Site/property control
- Parking (efficiency of use and amount)
- Business and Residential Recruitment
- A Downtown Park (catalyst for development in the South end of Downtown)
- Communications (community attitude toward Downtown)
- Membership organization for merchants
- Maintenance
- Sidewalk/intersection improvements

He reviewed a proposed organizational change from an office with an Executive Director, Assistant to the Executive Director, and part-time Festival Coordinator to one with an Executive Director, Project Manager, and part-time Administrative Assistant.

Mr. Fisher informed Council that the DSI budget request for this year is \$90,000, a \$14,420 increase from last year's request. He noted that half of the increase will be used to promote the kind of downtown that attracts young people and the other half will be used to upgrade the Assistant to the Executive Director position to a Project Manager position.

Mr. Robert Cooper, Alpha Omega Ministries and Administrator of the Lawrence Dunbar Center in East Spencer, spoke to Council concerning the Rowan County Police Athletic League and how it has benefited the community. He stated that he is in the process of getting the word out about what the group is doing and is contacting each city and town within the County to let them know how the Center can serve their youth. Mr. Cooper discussed the "Our Pal" program noting that it is a juvenile crime and violence prevention intervention program that relies on athletic and educational activities for at-risk youth. He stated that he is looking for partnerships throughout the community in order to keep the Dunbar Community Center open, noting he feels it is an important site and serves citizens throughout the County. Mr. Cooper asked for Council's help with their summer program and transportation needs for the youth.

Ms. Beth Connell, Treasurer for Rowan Information and Referral, informed Council that the concept for Rowan Information and Referral is important and has the ability to meet many needs in the community. She stated that they have helped ten thousand seventy-nine (10,079) individual callers by linking the caller with an agency or service that could meet their needs. She requested Council continue funding in the amount of \$4,500 and thanked Council for their consideration.

Ms. Shannon Warren, Rowan County AIDS Task Force, stated that their agency serves HIV/AIDS clients throughout Rowan County but added that most of their clients are located in the City of Salisbury. She noted that the Task Force offers hope to their clients and helps them navigate the system in order to find help, services and programs in order to survive. She asked Council's consideration for their funding request of \$7,500 to continue to serve their one hundred seventy-six (176) clients.

Ms. Sarah Post, Rowan County AIDS Task Force board member, indicated she wished to emphasize the importance of the work done by the Task Force. She stated that this disease affects everyone in the community and she feels what the Task Force does is very essential.

Ms. Lori McMahon, Executive Director of the Waterworks Visual Arts Center, thanked Council for their past support of \$11,000 and requested Council's consideration to sustain a four (4) percent level of support which would mean an increase of approximately \$7,000 to bring their request to \$18,615. She noted that the Waterworks Board has made important financial decisions and will rise to the challenge of increasing their budget by approximately fifty (50) percent. Ms. McMahon described several programs with which the Waterworks Visual Arts Center is involved and noted that they anticipate eight thousand five hundred (8,500) visitors over the next three (3) months. She noted that they have also made a commitment to increase their outreach programs.

Mayor Kluttz thanked everyone for their work in the community and for their budget presentations.

PUBLIC HEARING - ECONOMIC DEVELOPMENT INCENTIVE - NATIONAL STARCH AND CHEMICAL COMPANY

(a) Mr. Randy Harrell, Executive Director of the Salisbury-Rowan Economic Development Commission (EDC), along with Mr. Rich Steinert, Director of Operations at National Starch and Chemical, addressed Council concerning an expansion at National Starch. Mr. Harrell stated that National Starch is a strong corporate citizen that employs one hundred sixty eight (168) people.

Mr. Harrell asked Council to approve an expansion grant for National Starch, noting that the expansion is a two (2) phase project with the capital investment projected to be \$19.6 million. He stated that they will increase employment by thirty (30) and added he felt Salisbury is very fortunate to have a company of this size in the community.

Mr. Harrell asked Council for approval of a tax incentive rebate of fifty (50) percent per year for a five (5) year period. He noted that using the anticipated investment figure the annual taxes to be paid by National Starch will be approximately \$120,540 annually. The City would then rebate approximately \$60,270 to the Company. He noted that the annual amount could change over the next four (4) years as the property assessment may change. Mr. Harrell informed Council that the Rowan County Board of Commissioners approved the incentive grant using the same formula but with their tax rate.

(b) Mayor Kluttz convened a public hearing, after due notice and advertisement thereof, regarding an economic development incentive offer for an expansion project at National Starch and Chemical Company.

There being no one to speak **for** or **against** the incentive grant, Mayor Kluttz closed the public hearing.

Mayor Kluttz stated that as the City continues to recruit business it is important not to overlook the local businesses that have contributed to the community.

Councilman Lewis noted that by approving the grant it ensures the expansion will be performed in Salisbury, and will increase the tax revenue to the City. He added that he feels it is a win-win for the community.

(c) Thereupon, Mr. Burgin made a **motion** to approve the incentive package that has been presented to Council. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

AWARD CONTRACT OF AUDIT FIRM FOR FISCAL YEARS ENDING JUNE 30, 2005-2008

Mr. Wade Furches, Finance Manager, informed Council that historically staff has sought proposals for auditing services every four (4) years. He noted that Request for Proposals (RFP's) were sent out earlier in the year to ten (10) firms who perform governmental audits. Mr. Furches indicated that of the ten (10) RFP's that were sent out the City received six (6) responses. He described the process that staff went through in reviewing the proposals and noted that after reviewing the two (2) phases of the proposals the final two (2) firms were McGladrey and Pullen and Martin Starnes and Associates. He stated that the cost for both proposals is very close and both are lower than what the City paid for auditing services this year. Mr. Furches noted that since both estimates were close, staff felt comfortable recommending Martin Starnes and Associates because they best meet the needs of the City and scored highest on the evaluation. He added that the company is very well respected in the finance community and only performs governmental audits. Mr. Furches asked Council to approve an agreement with Martin Starnes and Associates for this fiscal year, and three option years (which are not binding), in the amount of \$27,000.

Thereupon, Mr. Kennedy made a **motion** to award the contract to Martin Starnes and Associates for \$27,000 for the year ending June 30, 2005. Mr. Lewis seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Klutz voted AYE. (5-0)

SECOND READING - CDBG AND HOME PROGRAM FUNDS FY 2005-2006

Ms. Janet Gapen, Planner II, presented the proposed budget for Community Development Block Grant (CDBG) and HOME programs for FY 2005-2006 for a second reading by Council.

Total Proposed Budget FY2005-2006:

CDBG	\$375,798
HOME	\$153,351
Program Income	\$75,000
Total	\$604,149

Community Development Budget FY 2005-2006:

<u>CDBG</u>		
Project Activities	\$239,935	
Public Services	\$63,870	
Program Administration	\$90,160	
Debt Service Section 108 Loan	\$56,833	
Total CDBG Funds		\$450,798
 <u>HOME</u>		
Project Activities	\$140,050	
Program Administration	\$13,301	
Total HOME Funds		\$153,351
Total Community Development Funds		\$604,149

Ms. Gapen also reviewed in more detail program activities which included:

<u>Acquisition/Rehabilitation/Resale Activities</u>		
CDBG	\$125,000	
HOME	\$100,050	
<u>Emergency Rehabilitation Activities</u>		
CDBG	\$50,000	
<u>Non-Housing Improvement Activities</u>		
Fairview Heights – drainage remediation		
CDBG	\$25,000	
<u>Sidewalk Improvements</u>		
West End Community-W. Horah Street		
CDBG	\$39,935	
<u>Homeownership Assistance Activities – Down payment Assistance</u>		
HOME	\$40,000	
<u>Public Service Funding</u>		
Rowan Helping Ministries	\$25,750	
Family Crisis Council	\$16,100	
Community Care Clinic	\$11,520	
Youth Employment Program	\$7,500	
Community Youth Garden	\$3,000	\$63,870

Mayor Kluttz indicated she would accept a motion to approve the second reading of the CDBG and HOME program budgets.

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

SPEED LIMITS - CLANCY STREET AND SHIRLEY AVENUE

Ms. Wendy Brindle, Traffic Engineer, indicated that Clancy Street and Shirley Avenue are located off of Jake Alexander Boulevard and staff has received petitions from property owners to lower their speed limit to 25 miles per hour. She noted that the petition for Clancy Street was signed by approximately fifty-three (53) percent of property owners and the Shirley Avenue petition was signed by approximately seventy-eight (78) percent of property owners. She stated that this is consistent with other requests that have been received in the past.

Thereupon, Mr. Kennedy made a **motion** to adopt the Ordinance amending Section 13-336, Article X, Chapter 13 of the Code of the City of Salisbury, relating to speed limits dealing with Clancy Street and Shirley Avenue speed limits reduced to 25 mph. Mr. Burgin seconded the motion. Mr. Burgin asked what the speed limit is for the other three (3) roads in the area. Ms. Brindle responded that the speed limit is 35 mph unless other posted. Mr. Burgin asked if they can be included in the speed limit change.

Thereupon, Mr. Burgin made a **motion** to amend the motion to include Julia Drive, Gaynell Street, and Calvin Avenue. Mr. Kennedy seconded the amendment. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

AN ORDINANCE AMENDING SECTION 13-336, ARTICLE X, CHAPTER 13 OF THE CODE OF THE CITY OF SALISBURY, RELATING TO SPEED LIMITS - GENERALLY.

(The above ordinance is recorded in full in Ordinance Book No. 20, Traffic, at Page No. 18, and is known as Ordinance No. 2005-15.)

TWO-WAY TRAFFIC - 200-300 BLOCKS OF EAST BANK STREET

Ms. Wendy Brindle, Traffic Engineer, indicated that the Innes Street Bridge project has been completed and traffic has been returned to four (4) lanes with the elimination of the detour. She asked Council to adopt an Ordinance amending Section 13-329 to officially return Bank Street to a two (2) way street.

Thereupon, Mr. Woodson made a **motion** to restore the 200-300 blocks of East Bank Street to two (2) way traffic. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

AN ORDINANCE AMENDING SECTION 13-329, ARTICLE X, CHAPTER 13, OF THE CODE OF THE CITY OF SALISBURY, RELATING TO ONE-WAY STREETS.

(The above ordinance is recorded in full in Ordinance Book No. 20, Traffic, at Page No. 19, and is known as Ordinance No. 2005-16.)

Councilman Lewis asked about the lighting and landscaping for the bridge. Ms. Brindle indicated that both are on order and will be installed by City staff.

REPORT FROM STAFF REGARDING TRAFFIC CALMING - SUNSET DRIVE

Ms. Wendy Brindle, Traffic Engineer, reminded Council that chicanes were installed as a traffic calming measure on Sunset Drive. She stated that staff has collected data for the six (6) month period following their installation and a neighborhood meeting was held on March 22, 2005 to receive residential input.

Ms. Brindle reviewed the background for the problems along Sunset Drive leading to the installation of the chicanes. She noted that after installation of the chicanes speeds initially dropped, but as data was collected over a six (6) month period the speeds have returned to where they were prior to the installation. She pointed out that the volume of cars has been reduced by approximately four hundred (400) vehicles per day.

Ms. Brindle noted that one of the concerns raised by residents regarded the chicane located closest to Mooresville Highway. Residents questioned if it is possible to see oncoming traffic as a driver enters the chicane. She indicated that traffic can be seen but the roadway surface does disappear, and added that because there is a concern staff wants to install advisory speed signs for this particular chicane. Ms. Brindle noted that this chicane is probably the most effective because it causes motorists to take notice of what they are doing. She informed Council that residents who attended the meeting on March 22nd indicated that they realized the chicanes are not perfect but would rather have them in place than no treatment at all. Residents have also requested additional signage and additional treatments south of Par Drive.

Ms. Brindle noted that Council received an e-mail from Mr. Yost, who is opposed to the chicanes, and also distributed a letter from Ms. Debbie Goode who is in favor of the chicanes. She stated that it is staff's recommendation to leave the chicanes in place with the modifications of the signs.

By consensus Council agreed to continue with the chicanes and to hear back from staff after additional time or if there are any changes.

REQUEST FROM ROWAN COUNTY EMERGENCY SERVICES TO RENAME HOPE LANE

Mr. Patrick Ritchie, Engineer, informed Council that the Carolina Place subdivision is a single cul-de-sac built off of Ivey Street. He stated that the subdivision was finished in July 2004 and the developer is now constructing houses. When the first residence was built it was determined by Rowan County Emergency Services that the street name Hope Lane was already in use within the County. Mr. Ritchie noted that the developer has recommended the name Billie Hope Drive in place of Hope Lane and Rowan County Emergency Services has verified that there are no problems with this name. He stated that the request has gone through the Planning Board and is being presented to Council with a positive recommendation.

Mr. Ritchie informed Council that if it wishes to proceed, a public hearing will need to be set for the next Council meeting.

Thereupon, Mr. Kennedy made a **motion** to set a public hearing for April 19, 2005 for the name change from Hope Lane to Billie Hope Drive for public input. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

BOARDS AND COMMISSIONS APPOINTMENTS

Community Appearance Commission

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

Mr. Johnny Safrit Term expires 3-31-08

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

Ms. Sarah Robinson Term expires 3-31-08

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

Ms. Barbara Martin Lawther Term expires 3-31-08

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

Mr. Chad Morgan Term expires 3-31-08

Historic Preservation Commission

Upon a **motion** by Mr. Kennedy, seconded by Mr. Burgin, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following reappointments were made to the Historic Preservation Commission:

Mr. Jeff Sowers Term expires 3-31-08
Ms. Ann Lyles Term expires 3-31-08

Human Relations Council

Upon a **motion** by Mr. Kennedy, seconded by Mr. Woodson, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following reappointment was made to the Human Relations Council:

Ms. Clara Corry Term expires 3-31-08

Upon a **motion** by Mr. Kennedy, seconded by Mr. Lewis, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following appointment was made to the Human Relations Council:

Rev. Clary Phelps Term expires 3-31-08

Upon a **motion** by Mayor Kluttz, seconded by Mr. Woodson, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following appointment was made to the Human Relations Council:

Mr. Hassan Mohamed Term expires 3-31-06

Hurley Park Advisory Board

Upon a **motion** by Mr. Woodson, seconded by Mr. Kennedy, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following reappointments were made to the Hurley Park Advisory Board:

Ms. Lib Taylor Term expires 3-31-08
Ms. Elaine China Term expires 3-31-08

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

Rev. Mayo Little Term expires 3-31-08

Salisbury Planning Board

Upon a **motion** by Mr. Burgin, seconded by Mr. Woodson, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following reappointments were made to the Salisbury Planning Board:

Ms. Sandy Reitz Term expires 3-31-08
Mr. Albert Stout, Jr. Term expires 3-31-08
Mr. Len Clark Term expires 3-31-08

Upon a **motion** by Mr. Kennedy, seconded by Mr. Woodson, and with an amendment by Mr. Burgin clarifying Mr. Walters as the one year appointment, seconded by Woodson, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following Extraterritorial Jurisdiction appointments were made to the Salisbury Planning Board:

Mr. Bryan Duncan Term expires 3-31-08
Mr. Charlie Walters Term expires 3-31-06

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

Dr. Mark Beymer Term expires 3-31-08

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

Mr. Price Wagoner Term expires 3-31-07

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

Mr. Bryce Ulrich Term expires 3-31-06

Parks and Recreation Advisory Board

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

Ms. Amy Smith Term expires 3-31-08

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

Dr. Bret Busby Term expires 3-31-08

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

Mr. James Greene Term expires 3-31-08

Tree Board

Upon a **motion** by Mr. Kennedy, seconded by Mr. Woodson, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following reappointments were made to the Tree Board:

Ms. Doris Roberts Term expires 3-31-08
Mr. John Burke Term expires 3-31-08

Upon a **motion** by Mr. Woodson, seconded by Mr. Burgin, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following appointments were made to the Tree Board:

Ms. Carol Palmer Term expires 3-31-08
Ms. Susan Cloninger Term expires 3-31-08

Greenway Committee

Upon a **motion** by Mr. Kennedy, seconded by Mr. Burgin, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following reappointments were made to the Greenway Committee:

Dr. John Wear, Jr. Term expires 3-31-08
Ms. Amy Smith Term expires 3-31-08

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

Mr. Benjamin Davis Term expires 3-31-08

Zoning Board of Adjustment

Upon a **motion** by Mr. Lewis, seconded by Mr. Woodson, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following reappointment was made to the Zoning Board of Adjustment:

Mr. Chris Bradshaw Term expires 3-31-08

Upon a **motion** by Mr. Kennedy, seconded by Mr. Woodson, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following reappointment was made to the Zoning Board of Adjustment:

Mr. John Hudson Term expires 3-31-08

Upon a **motion** by Mr. Kennedy, seconded by Mr. Burgin, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following appointment was made for a City Alternate to the Zoning Board of Adjustment:

Mr. James Faust Term expires 3-31-08

Upon a **motion** by Mr. Lewis, seconded by Mr. Kennedy, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following appointment was made for a City Alternate to the Zoning Board of Adjustment:

Ms. Maggie Blackwell Term expires 3-31-08

Upon a **motion** by Mr. Woodson, seconded by Mr. Burgin, and with Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voting AYE, the following reappointment was made for an Extraterritorial Jurisdiction Alternate on the Zoning Board of Adjustment:

Mr. Randy Reamer Term expires 3-31-08

DESIGNATION OF BOARD TO HEAR A DANGEROUS DOG APPEAL

Mayor Kluttz stated that Animal Control Officer Ann Frye has issued a declaration of dangerous dog for two (2) dogs owned by Mr. David Hardaway. Mr. Hardaway and his wife have submitted a letter of appeal to the City Clerk and in accordance with Salisbury Ordinance Chapter 5, Article IV, Section 5-116 City Council must designate a board to hear the appeal. Mayor Kluttz stated that Councilman Burgin and Risk Manager Richard Kelly have agreed to serve on the board and asked City Attorney Rivers Lawther for suggestions on a third appointment. Mr. Lawther noted that the Ordinance calls for three (3) to sit on the board but does not specify who the three (3) should be. Councilman Lewis agreed to serve on the board.

Thereupon, Mr. Kennedy made a **motion** to appoint Councilmen Burgin and Lewis and Risk Manager Richard Kelly to hear the dangerous dog appeal. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

COMMENTS FROM THE CITY MANAGER

(a) Planning Board Recommendations

Council received the Planning Board recommendations and comments from their March 22, 2005 meeting.

(b) Update on Police Department Renovation

Management Services Director John Sofley informed Council that plans for the Police Department renovation were submitted to the North Carolina Department of Insurance as required. Initially staff was told the plans would not be approved for up to nine (9) weeks, however last week staff was notified that the plans have been released and the project can be bid. He stated that staff anticipates having bids in by June 1, 2005 and are hopeful that construction can begin in July or August.

(c) Cartex Mills Property Update

City Attorney Rivers Lawther updated Council on the cleaning of the Cartex Mill property. He noted that Council previously passed a Resolution indicating that if Mr. Tommy Long cleared the property, the City, along with the County, would sell the property for \$10,000. Mr. Long has cleared the property except for one large building and has requested to be allowed to rehabilitate the building. The County is in agreement with the City's decision if it would like to convey the property with the building still standing. Mayor Kluttz asked about City Manager David Tremé's recommendation. Mr. Lawther stated that Mr. Tremé feels Mr. Long should be allowed to rehabilitate the building.

Thereupon, Mr. Kennedy made a **motion** to deed the property to Tommy Long. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

MAYOR'S ANNOUNCEMENTS

(a) North Carolina Metropolitan Coalition's Roundtable

Mayor Kluttz informed Council that she and Downtown Salisbury Incorporated Executive Director Randy Hermann attended the North Carolina Coalition's Roundtable on Economic Prosperity held March 29-30, 2005 in Durham, NC. She noted that the purpose was to find ways for cities to work with the state to bring jobs to their communities. Mayor Kluttz stated that she and Mr. Hermann also had the opportunity to suggest legislation to the Metropolitan Coalition for them to lobby for on behalf of the City.

(b) Fellowship Luncheon - Rowan County Board of Commissioners

Mayor Kluttz announced that a fellowship luncheon will be held with the Rowan County Board of Commissioners on May 19, 2005 at 12:00 Noon in City Council Chambers at City Hall.

(c) Mayors Spirit Luncheon

Mayor Kluttz announced that the Mayor's Spirit Luncheon was held today at City Hall. The program was given by Dr. Windsor Eagle of Salisbury High School and Dr. Albert Aymer of Hood Theological Seminary who spoke on using diversity as an asset in education.

(d) Multiculturalism Training

Mayor Kluttz announced that Multiculturalism training will be offered to all residents of Salisbury and Rowan County free of charge in two upcoming sessions. The first session is a one day session on April 12, 2005 from 8:30 a.m. to 4:30 p.m. or a two (2) day training session on April 19-20, 2005 from 8:30 a.m. to 4:30 p.m. at City Hall.

ADJOURNMENT

Motion to adjourn the meeting was made by Mr. Woodson, seconded by Mr. Lewis. All council members agreed unanimously to adjourn. The meeting was adjourned at 5:52 p.m.

Mayor

City Clerk