

Salisbury, North Carolina  
June 3, 2008

## **REGULAR MEETING**

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

**ABSENT:** None

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.

## **LEADERSHIP ROWAN CLASS OF 2008 PRESENTATION**

Ms. Maggie Blackwell, representing the Leadership Rowan Class of 2008, explained that the 2008 Leadership Rowan Class was comprised of twenty-two (22) local business leaders who participated in the nine (9) month program sponsored by the Rowan County Chamber of Commerce. She stated that when class members learned the City hoped to install festival lights along Fisher Street they decided to assist with the purchase

to further develop this area. She noted that each member contributed or collected donations for the purchase. Ms. Blackwell then presented Council with a check in the amount of \$3,250 for the purchase of the Fisher Street Festival lights. She also challenged future classes of Leadership Rowan to pursue service projects.

Mayor Kluttz thanked the members of the 2008 Leadership Rowan Class and noted that this is a wonderful contribution to the City. She added that the members have also made a wonderful contribution to the community through their participation in the Leadership Rowan program.

## **CONSENT AGENDA**

(a) Approval of Minutes

Approve Minutes of the Regular meeting of May 20, 2008.

(b) Budget Amendment – North Carolina Governor’s Highway Safety Program

Adopt a budget Ordinance amendment to the FY2007-2008 budget in the amount of \$12,090 to appropriate a grant from the North Carolina Governor’s Highway Safety Program.

AN ORDINANCE AMENDING THE 2007-2008 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE GOVERNOR’S HIGHWAY SAFETY PROGRAM GRANT

(The above Ordinance is recorded in full in Ordinance Book No. 22 at Page No. 60, and is known as Ordinance No. 2008-25.)

(c) Temporary Street Closing – Art on Easy Street

Close the 200 block of North Lee Street and the 100 block of East Liberty Street Saturday, June 21, 2008 from 10:00 a.m. until 5:00 p.m. for the Art on Easy Street event.

(d) Budget Amendment – Parks and Recreation Donations

Adopt a budget Ordinance amendment to the FY2007-2008 budget in the amount of \$14,259 to appropriate various donations received by Parks and Recreation.

AN ORDINANCE AMENDING THE 2007-2008 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE VARIOUS RECREATION DONATIONS.

(The above Ordinance is recorded in full in Ordinance Book No. 22 at Page No. 61, and is known as Ordinance No. 2008- 26.)

(e) Budget Amendment – Parks and Recreation PARTF Grant

Adopt a budget Ordinance amendment to the FY2007-2008 budget in the amount of \$250,000 to appropriate funds received from the Parks and Recreation Trust Fund (PARTF) Grant.

AN ORDINANCE AMENDING THE 2007-2008 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE PARTF GRANT.

(The above Ordinance is recorded in full in Ordinance Book No. 22 at Page No. 62, and is known as Ordinance No. 2008- 27.)

(f) Final Subdivision plat S-05-03 Stoneridge, Phase 2A

Approve final subdivision plat S-05-03 for Stoneridge Phase 2A, accept the streets into the City system and adopt an Ordinance to establish stop conditions.

AN ORDINANCE AMENDING SECTION 13-332, ARTICLE X, CHAPTER 13, OF THE CODE OF THE CITY OF SALISBURY, RELATING TO STOP SIGNS.

(The above Ordinance is recorded in full in Ordinance Book No. 22 at Page No. 63, and is known as Ordinance No. 2008-28.)

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

Mayor Pro Tem complimented the Parks and Recreation Department for their work with grants and fund raising.

**VOLUNTARY ANNEXATION – HOLIDAY RETIREMENT RESIDENCE**

(a) Mr. Dan Mikkelson, Director of Land Management and Development, addressed Council regarding the voluntary annexation of Holiday Retirement Residence. He reviewed a vicinity map depicting approximately 9.749 acres to be used for the facility and noted its location on Enon Church Road, adjacent to the Westcliffe Neighborhood. Mr. Mikkelson explained that the owner has petitioned the City for voluntary annexation and that the property will be developed in accordance with a previously approved site plan. He stated that the public hearing scheduled for today is the third step in the process of voluntary annexation and noted that if approved, the annexation will have an effective date of June 30, 2008.

(b) Mayor Kluttz convened a public hearing, after due notice thereof, to receive comments on the proposed voluntary annexation of Holiday Retirement Residence.

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

(c) Thereupon, Mr. Woodson made a **motion** to adopt an Ordinance to extend the corporate limits of the City of Salisbury, North Carolina, 9.749 acres to include the Holiday Retirement Residence on Enon Church Road. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF SALISBURY, NORTH CAROLINA, 9.749 ACRES TO INCLUDE THE HOLIDAY RETIREMENT RESIDENCE ON ENON CHURCH ROAD.**

(The above Ordinance is recorded in full in Ordinance Book No. 22 at Page Nos. 64-66, and is known as Ordinance No. 2008-29.)

**FINANCING CONTRACT TO FIRST BANK TO REFINANCE EXISTING DEBT**

Mr. John Sofley, Management Services Director, indicated that the property located at the corner of South Main Street and Bank Street, formerly known as GX Fitness, was purchased by the City five (5) years ago. He stated that the property was purchased using short-term lease financing and the lease is now expiring and the debt needs to be refinanced. He explained that he feels it will be in the City's best interest to continue short-term financing because there is no prepayment penalty if the City should decide to dispose of the property.

Thereupon, Mr. Woodson made a **motion** to award a financing contract in the amount of \$906,934 to First Bank to refinance existing debt. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

**BUDGET AMENDMENT – SALISBURY MILLWORK FIRE**

Mr. John Sofley, Management Services Director, and Fire Chief Bob Parnell addressed Council regarding a budget amendment for expenses incurred from the March 7, 2008 Salisbury Millwork fire. Mr. Sofley indicated that the funds used to pay for the expenses will be primarily from the General Fund, but the funds also include donations received by the City. He noted that the funds will pay for overtime, damaged equipment, and funeral expenses.

Thereupon, Mr. Burgin made a **motion** to amend the 2007-2008 Budget Ordinance of the City of Salisbury, North Carolina to appropriate donations and fund the balance for the Salisbury Millwork fire expenses totaling \$159,287. Mr. Kennedy seconded the motion. Mr. Burgin thanked Chief Parnell and the Fire Department for all that they did for the City during that difficult time. He stated that the dollars cannot measure all that they gave, but Council understands what the Fire Department went

through for the City. Mayor Kluttz noted how proud Council continues to be of the Fire Department and indicated that the Salisbury Millwork fire was one of the most difficult times in the City's history and particularly for the Fire Department family. She expressed her gratitude for the wonderful work done by the Fire Department. She noted that Firefighter Justin Monroe and Firefighter Victor Isler will be honored Saturday, June 7, 2008 at the Pops at the Post Outdoor Symphony Concert. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

**AN ORDINANCE AMENDING THE 2007-2008 BUDGET ORDINANCE OF THE CITY OF SALISBURY, NORTH CAROLINA TO APPROPRIATE DONATIONS AND FUND BALANCE FOR SALISBURY MILLWORK FIRE EXPENSES.**

(The above Ordinance is recorded in full in Ordinance Book No. 22 at Page No. 67, and is known as Ordinance No. 2008-30.)

**APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS**

Economic Development Commission

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 to the Salisbury-Rowan Economic Development Commission:

Ms. Dianne Greene

Term to expire 6-30-2011

**COMMENTS FROM THE CITY MANAGER**

(a) Employee Talent Show

City Manager David Treme informed Council that a group of City employees has expressed an interest in holding an employee talent show. He asked Council's permission to proceed with plans for the talent show. By consensus, Council approved the employee talent show.

(b) Proposed FY2008-2009 Budget Ordinance

City Manager David Treme explained that City Council and staff attended budget work sessions May 27, 2008 and May 29, 2008. He stated that during the work sessions additional items were identified and recommended for approval in the FY2008-2009 Budget. He commented that these items totaled \$362,302 and are included in the Budget Ordinance using Fund Balance. He noted that the Water and Sewer rate will increase 5.7% and that the City's tax rate will remain at \$.59.

Thereupon, Mr. Woodson made a **motion** on the recommendation of the City Manager and in budget meetings with the Council and staff to adopt the Fiscal Year ending 2008-2009 Budget Ordinance to include a tax neutral rate of \$.59 and a 5.7% water/sewer rate increase. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

**BUDGET ORDINANCE OF THE CITY OF SALISBURY FOR THE FISCAL YEAR BEGINNING JULY 1, 2008, AND ENDING JUNE 30, 2009.**

(The above Ordinance is recorded in full in Ordinance Book No. 22 at Page Nos. 68-83, and is known as Ordinance No. 2008-31.)

**MAYOR'S ANNOUNCEMENTS**

(a) Pops at the Post

Mayor Kluttz announced that the 4<sup>th</sup> Annual Pops at the Post Concert will be held Saturday, June 7, 2008 from 8:00 p.m. until 10:00 p.m. at the Salisbury Post loading dock. In case of rain the event will be held at Keppel Auditorium, Catawba College Campus.

(b) City Delegation Visit to Salisbury, England

Mayor Kluttz announced that a delegation of fourteen (14) people from Salisbury, North Carolina will travel to Sister City Salisbury, England June 4-10, 2008. She pointed out that travel expenses are the responsibility of each individual and will not be funded by the City. She noted that a framed picture of the unveiling of the History and Art Trail plaque commemorating the Sister City relationship will be presented to Salisbury, England officials.

**ADJOURNMENT**

**Motion** to adjourn the meeting was made by Mr. Lewis, seconded by Mr. Burgin. All council members agreed unanimously to adjourn. The meeting was adjourned at 4:21 p.m.

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Mayor

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City Clerk