

Salisbury, North Carolina  
November 16, 2004

## **REGULAR MEETING**

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

**ABSENT:** City Clerk Myra B. Heard.

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

## **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 and extended a special welcome to Mr. Izziddeen Khalifeh, a visiting journalist from Jordan who is spending the week with staff members of the Salisbury Post.

## **ADDITIONS/DELETIONS TO THE AGENDA**

Mayor Kluttz noted the following change to the agenda:

Add – Report on a ribbon cutting for new biodiesel fuel service.

## **BIODIESEL FUEL SERVICE**

Mayor Kluttz recognized Mr. Steve Jarrett, owner of Superior Oil, and explained that he is a Salisbury businessman who has taken the lead in the Charlotte region by agreeing to partner with the State of North Carolina to provide biodiesel fuel.

Mr. Vernon Sherrill, Director of Public Services, told Council that the City initially looked into applying for a grant to provide the biodiesel fuel but the grant was awarded to Mr. Jarrett. The State felt it would be better to find someone in the community who is in the business to sell to the public in order to make the fuel more readily available. He stated that the City's fleet will be using the new biodiesel in graduated phases. Mr. Sherrill noted that there are only four (4) distributorships in North Carolina that commercially sell this fuel, and this is the first one in the Charlotte region. Mr. Sherrill stated that the City has also applied for a \$150,000 grant to allow the testing of biodiesel, along with ultra low sulfur diesel. He added that this will advance efforts to clean the air and help local farmers and local businesses. Mr. Sherrill stated that without the excellent Fleet Service staff this project would not be possible.

Mr. Ted Phillips, Fleet Manager, explained that biodiesel is a twenty percent (20%) blend of vegetable oil made from soybeans and eighty percent (80%) low sulfur diesel fuel. He stated that the first phase of Fleet vehicles to use the fuel will include about fifty (50) light duty trucks, with the heavy trucks, off-road construction equipment, and buses being phased in at later stages. Mr. Phillips indicated that the grant the City has applied for will allow Fleet to run the vehicles with ultra low sulfur fuel along with biodiesel, and this is something that has not yet been done.

Mr. Phillips introduced Fleet staff members Mr. Jake Sterling, Fleet Supervisor, Mr. Keith Redman, and Mr. Trent Pence and noted that the City is very lucky to have these gentlemen.

Mayor Kluttz stated that she is proud that Salisbury and Superior Oil are taking the lead in this region, not only for the environment, but also to support farmers and the local economy.

## **RECOGNIZE MS. LYNN RAKER - NORTH CAROLINA AMERICAN SOCIETY OF LANDSCAPE ARCHITECTS (ASLA) PRESIDENT'S COUNCIL AWARD**



Department has no objections to the issuance of the permit. Lt. Coffield noted that most calls for service to the business have been minor in nature.

(b) Mayor Kluttz convened a public hearing, after due notice and advertisement thereof, to consider an application from Mr. Richard Green for the Original Steakhouse and Sports Theatre for a permit to operate a pool hall located at 1935 Jake Alexander Boulevard West.

There being no one to speak **for or against** the pool hall permit, Mayor Kluttz closed the public hearing.

Councilman Burgin stated that the expectation for this business will be the same as other businesses and that the permit will be conditional upon the business being respectful of their neighbors. He added that if this fails to materialize Council will have the ability to pull the permit.

(c) Thereupon, Mr. Burgin made a **motion** to approve the two (2) pool tables with the conditions that the business manages their use in a way that is respectful of the adjacent businesses and neighbors. Mr. Woodson seconded the motion. Councilman Lewis stated that there is a subtle difference between this business and the businesses that received temporary permits in that this is an established business and has a longer track record. Mayor Pro Tem Woodson noted that this business is not near any residential development. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

#### **UPDATE - TEMPORARY POOL HALL PERMIT - JAYSON BARBER - 315 EAST COUNCIL STREET**

(a) Lt. Hodge Coffield addressed Council concerning the thirty (30) day pool hall permit for Mr. Jayson Barber at 315 East Council Street. He informed Council that the Police Department received several calls for the area but most were minor in nature, including minor disturbance calls. He stated that Officer Kevin Wilburn has begun providing security for Club 315, along with several other Salisbury Police officers. Lt. Coffield stated he has spoken with the officers regarding their duties and noted that they remain in the parking lot or on the street outside of the establishment.

Lt. Coffield stated that Officer Ryan Wagoner performed an unofficial check with a decimeter and found that a train rated 94 decibels while the noise from the bar was about a 64. He stated that the Officers who have worked security feel the calls they have received have been minor in nature and the Officers feel the security is working. He noted that while the Officers may not be clearly visible they have assured Lt. Coffield they are present Friday through Sunday nights.

(b) Mayor Kluttz opened the floor to receive public comments.

Dr. Janice Fuller, 322 East Council Street, stated that on the first twenty-three (23) nights since the last meeting she has been awakened fourteen (14) of those nights and called the Police two (2) times. She stated that she has been contacted by friends who live in the Yadkin House and noted that people who live in the southeast corner of the building have been awakened late at night. She told Council that after three (3) weeks she did not see evidence of security guards or officers. She spoke with Mr. Barber on October 24, 2004 and Mr. Barber indicated he had security come after midnight. She added that Mr. Barber stated he had asked the officers to stay out of sight so that they would not scare away his patrons. Dr. Fuller noted that the security guard is normally in his car and does not get out when there is noise. She stated that there is a great deal of noise on Sunday nights, with bands standing around talking. Dr. Fuller commented that she worries about what will happen in the future if the problems are this great now while they are still under probation.

Mr. Addison Fox, 322 East Council Street, stated that he lives in the downtown area and as the heart of downtown, the heart pumps. He commented that the people who visit the establishment are much better clientele than those that used to walk on Council Street for the last five (5) years. He told Council that he purchased his condominium five (5) years ago and there has been no other development on this part of Council Street, and to see this new development is a joy. Mr. Addison stated that he feels noise is a part of living in a downtown area and referenced the trains that come by the building on a continual basis. He reiterated that the noise is all part of living in downtown area and that he supports the development on Council Street.

Mr. Michael Lippard, 322 East Council Street, stated that his bedroom window is beside the parking lot and he has had to move his bedroom into his living area to try to get away from the noise. He stated that he had hoped the Police would help with the noise problem but he feels the noise has gotten worse. Mr. Lippard said that 49 decibels is the rating for loud speech and this is what he is hearing outside of his window. He noted that the trains are something that a person can get used to, but people speaking is a very different noise and he has not gotten used to it yet.

Mr. Ed Harris, Davidson, North Carolina, stated that he is the developer of the Cheerwine Building and feels this issue is germane to Salisbury's revitalization efforts. He commented that he knows one of the City's objectives is to provide mixed use and opportunities for people to live and work in the downtown area. He added that this situation should be a win-win situation but there has been a real conflict. Mr. Harris questioned what will happen in the future if this situation continues to deteriorate, and asked if Mr. Barber will keep security if his business begins to suffer. He stated that he does not feel Mr. Barber has lived up to his end of the bargain by trying to make this a situation that is compatible in the neighborhood.

Mr. Clyde Overcash stated that he owns a business at 114 East Council Street and has no problem with the activity in the neighborhood. He noted that he lives four (4) blocks away and hears noise from The Depot many nights. He commented that if the noise from The Depot is not controlled how is the new club a problem. Mr. Overcash stated that noise is part of living downtown.

Mr. Jayson Barber, 315 East Council Street, stated that he is the owner of the business and made a PowerPoint presentation to Council showing the club and its patrons. Mr. Barber stated that he has a decibel meter and measured different sounds on Council Street. A car alarm was 68 decibels, passing cars varied between 55 and 60 decibels, the train whistle is between 94 and 100 decibels, and the crossing arms registered 74 decibels. Mr. Barber noted that many times the train stops at this location in order to change drivers. He added that he went to a competing nightclub and measured patrons leaving the establishment and noted that the loudest sound he registered was 70 decibels.

Mr. Ron Bowers, Attorney for Club 315, stated that the request before Council is to extend the permit for the club to have a second pool table but it has turned into a discussion of noise downtown. He stated that the business is located downtown and not a rural area and a person cannot buy a condominium in this area with the belief that there will not be noise. Mr. Bowers stated that the complaints are from only a couple of neighbors who chose where they bought their condominium. He added that they knew they were moving less than one hundred (100) yards from a railroad track and in an industrial area. Mr. Bowers noted that the Police Department has no problem with the business. He discussed various decibel readings and stated that he feels the pool table is one of the quieter operations of the bar. He added that he feels people are not being reasonable in their complaints and no matter what type of business is in the building there will be noise.

There being no one else to speak **for** or **against** the pool hall permit, Mayor Kluttz closed the public hearing.

Mayor Pro Tem Woodson stated he feels that the pool table is not the problem, but rather the noise from the establishment, adding he did not think it sounded like the security is doing their job. He asked Mr. Barber if he feels the security guard has been effective. Mr. Barber responded that there are four (4) to five (5) different officers who work security and they have never had a fight and he feels they have been very effective.

Councilman Burgin stated that before the business located in the neighborhood the residents had a certain set of circumstances that they were comfortable with and the business changed the circumstances. He added that if the business had been established before the condominiums were built he would feel the circumstances had not changed. Mr. Burgin stated that the issue is the nature of the noise and not necessarily the magnitude. He commented that the noise from the patrons of the bar is extending into what the residents consider their personal space and it makes them feel unsafe. Mr. Burgin asked if there is any parking available somewhere besides the lot beside the Cheerwine Building. He commented that it appears the noise occurs when the patrons travel to and from their cars. Mr. Bowers stated that some patrons use the Vogue Cleaners parking lot across the street from the Cheerwine Building. Mr. Burgin stated that if Mr. Barber could encourage his patrons to park away from the Cheerwine Building the residents may not feel the patrons and noise are in their space.

Mr. Barber commented that Council Street is available for parking but the street is not marked and many people are hesitant to park there. He added that the parking lot on Depot Street is a good lot but the lights do not come on at night and there is a sign that says parking is not allowed after 1:00 a.m.

Mr. Woodson asked Mr. Barber if he had talked with the National Sportscasters and Sportswriters Association (NSSA) about using their lot and noted that he agrees the parking is the problem.

Councilman Kennedy commented that he remembers the Cheerwine Building being vacant for many years and if something is not done about this problem the building is going to be vacant again. He added that he feels parking beside the building is causing the problem.

Councilman Lewis stated that he understands the problem with the noise and he knows the pool table is irrelevant to the problem.

Mr. Burgin asked City Manager David Tremé if the parking lot beside Robertson Park could be opened for extended hours and have the lights turned on. Mr. Tremé responded that this can be done, adding that marking East Council Street for parking could also be done as long as it is not a hindrance to public safety. Mr. Tremé commented that it appears the main objection is the proximity of the parking to the bedrooms of the residents and a possible solution is to explore areas to park away from the Cheerwine Building.

Mayor Kluttz noted that Council cannot restrict parking in a private lot and asked if there is any way to discourage people from parking in the lot beside the Cheerwine Building. Mr. Tremé stated that the owner could help discourage his patrons from parking in the lot if another lot can be used.

Mr. Burgin commented that the bands are usually the last to leave and perhaps they can be encouraged to park in the Vogue Cleaners lot or other lots to keep the late night noise away from the residents.

Mr. Barber stated that using the NSSA parking lot would be ideal for the club but when he approached NSSA about using it he was emphatically told not to walk on the lot. He noted that if they could park in the NSSA lot they could use the entrance on the far side of the business which would solve most of the problems.

Mr. Tremé suggested hosting a mini-summit with property owners in the area to see if a solution could be reached to help the entire neighborhood. Mr. Woodson said he does not mind cars using his lot but he does not want any trash left in the lot, adding that so far there has not been any problems.

(c) Thereupon, Mr. Burgin made a **motion** to extend the permit for thirty (30) more days and work through a summit to try to find an answer. Mr. Lewis seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

Mayor Kluttz commented that Council is promoting development downtown and it will be helpful to sit down and work on urban etiquette and finding a way for all to live together. She thanked everyone for their input and information.

## **ROWAN COUNTY BUILDING INSPECTIONS AGREEMENT**

Mr. Dan Mikkelson, Director of Land Management and Development, indicated that Rowan County has provided building inspection services for the City of Salisbury for approximately twenty (20) years. Rowan County recently felt it would be appropriate to execute written agreements with their client communities for the service. Mr. Mikkelson explained that the County's primary concern was that they continue to receive the fees received for building inspections. He noted that staff felt the one issue affecting the City of Salisbury was the need for enough notice should Rowan County ever elect to discontinue the service. He informed Council that staff has reviewed the agreement and feels it protects both the County and the City, noting that

it renews itself on a one year basis unless notice is given that the agreement be altered.

Councilman Burgin commented that Rowan County does a good job for the City and stated that perhaps this is a good opportunity to talk with the County regarding the adoption of the existing Building Code. He explained that this Code allows easier reuse of existing buildings and would be very helpful for all of the municipalities within the County.

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

#### **AGREEMENT WITH GRANITE QUARRY - CONSTRUCTION OF WATER MAIN TO SERVE ANNEXATION AREA ON US-52**

Mr. Matt Bernhardt, Assistant City Manager for Utilities, explained that the agreement before Council represents a partnership between Salisbury-Rowan Utilities (SRU) and Granite Quarry. He noted that this project was initiated by Granite Quarry to install a section of water main to serve an annexation area recently brought into the Granite Quarry corporate limits. Mr. Bernhardt indicated that the project involves approximately five thousand four hundred and thirty-five (5,435) feet of twelve (12) inch water main at a cost of approximately \$475,000. Granite Quarry will pay approximately seventy-nine percent (79%) and will be reimbursed \$50,000 per year of their extension funding, which stems from the transfer of their system. SRU will pay approximately twenty-one percent (21%) of the project. The line runs from Granite Knitwear to Old 80 and will improve water quality by connecting two (2) water lines.

Thereupon, Mr. Woodson made a **motion** to enter an agreement between the City of Salisbury and the Town of Granite Quarry for construction of a water main down US 52 and Old 80, along the annexed area on US 52 per the City staff's recommendation. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

#### **INSTALLATION OF EXHAUST REMOVAL SYSTEMS - THREE FIRE STATIONS**

Mr. Dewey Peck, Purchasing Manager, stated that earlier this year the Fire Department received a grant for the installation of water sprinkler systems and exhaust removal systems in all three (3) fire stations. He explained that staff has done considerable research on the available equipment and found that the PlymoVent System was the best. He noted that staff has negotiated with Air Cleaning Specialists Inc. to get the best possible price.

Thereupon, Mr. Woodson made a **motion** to approve \$122,213 for the PlymoVent Exhaust Systems in Fire Stations 51, 52, and 53. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

#### **STAFF UPDATE - EVALUATION OF A FALSE ALARM ORDINANCE**

Lt. Trevor Allen and Battalion Chief Tom Murphy reported to Council on the progress of evaluating a false alarm ordinance. Lt. Allen noted that the Police Department averaged three thousand (3,000) false alarms per year and have already received two thousand four hundred eighty-one (2,481) as of October 2004. He stated that the false alarms average eight (8) to nine (9) percent of their total calls and an average of \$25,000 and 1,000 patrol hours are spent each year responding to these false alarms.

Battalion Chief Murphy informed Council that the Fire Department averages four hundred (400) false alarms per year and this year they have already received three hundred twenty-eight (328). False alarms average approximately fourteen percent (14%) of the total calls received and average a cost of over \$60,000 annually. He presented Council with graphs showing the average cost per call and noted that the goal is to reduce or eliminate false calls.

Lt. Allen commented that of the three thousand (3,000) false alarms received each year approximately one-third (1/3) of those are from ten (10) addresses, which indicates repeat offenders. He explained that many jurisdictions have adopted a false alarm ordinance and staff has drafted one that has been reviewed by Mr. Rivers Lawther, City Attorney. Lt. Allen commented that the ordinance is based on ones used in other jurisdictions and noted that the ordinance will make the alarm users responsible. He added that the ordinance is not revenue driven but readiness driven.

Lt. Allen noted that software will be needed to implement the ordinance and the cost would range from \$10,000 - \$25,000. He stated that there would need to be an effort to educate the public as well as time to work with alarm companies to reduce the volume of alarms. He indicated that staff's recommendation is for the ordinance to be handled by the Police Department.

City Manager David Treme commented that with eight (8) to nine (9) percent of the calls being unnecessary it requires the use of Police Officers or Firefighters that could be working in the areas where they are needed. He noted that reducing the number of false alarms was a goal adopted by Council.

Councilman Kennedy stated that he agrees with the process and likes the idea of working with the alarm companies who can then keep their clients informed.

Mayor Kluttz commented that if there is a small group of repeat offenders they should help with the responsibility of the cost and noted that she looks forward to seeing the ordinance.

## REPORT REGARDING ELECTION TERM LENGTHS FOR SALISBURY CITY COUNCIL

Mayor Kluttz noted that several months ago Council received a presentation from Mr. David Lawrence from the Institute of Government regarding term lengths. She stated that she met with each Council member individually to discuss the issue and noted that Council is in agreement to leave the elections at large, to remain non-partisan, and for all five (5) Council members be elected at the same time with no term limits. She indicated that Council was evenly split on the issue of two (2) year terms versus four (4) year terms. She explained that the Council members who were in favor of four (4) year terms supported them because of the expense to the candidate and time spent campaigning every other year. They also felt it would be easier on people who fund the campaigns. The Council members who favored two (2) year terms felt it gave the public more accountability, the opportunity to correct a problem if someone is elected but did not work out, and to achieve diversity if needed. These members also felt the two (2) year terms worked well in the past.

Mayor Kluttz stated that the reasons Council felt the terms should not be staggered was for diversity and equality among Council members.

Mayor Kluttz indicated that Council members did not feel there should be a separate Mayor's race and felt that the public has a choice in Mayor since historically the person receiving the most votes is chosen as Mayor. She added that Council members felt this would create less change in the election process and could potentially exclude a good person from serving on Council if they ran for Mayor. She stated that the City Council elections have not been personal in nature and each person runs their own campaign but it may pit people against each other if a separate race for Mayor was held.

Mayor Kluttz stated that Council would like to hear from the public and suggested presenting the information to civic clubs and possibly the website to ask for input and opinions. Councilman Kennedy noted that it seems everything will remain the same except for the possibility of changing from two (2) year terms to four (4).

City Manager David Treme suggested developing a presentation to make to civic and public groups prior to holding the public hearing. Mayor Kluttz stated that Council genuinely wants to hear from the public on this issue. Mr. Treme suggested developing a communication and information plan to present to Council at its next meeting. By consensus Council agreed to set the public hearing at a later date.

Councilman Kennedy asked if Council wants to put the question to a public vote or if Council will make the change itself. Council agreed to consider this issue when it hears from the public.

## COUNCILMAN LEWIS REQUEST TO BE EXCUSED

Councilman Lewis indicated that he had to leave the meeting for another commitment and asked for Council's permission to be excused.

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

## COMMENTS FROM THE CITY MANAGER

### (a) Planning Board Recommendations

Council received Planning Board recommendations and comments from their October 26, 2004 and November 9, 2004 meetings.

### (b) Street closing - Council Street

City Manager David Treme asked Council for permission to close a portion of Council Street for work on the City Office Building.

Thereupon, Mr. Burgin made a **motion** to allow the City to close a portion of Council Street for the purpose of repairs to the City Office Building. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Woodson, and Ms. Kluttz voted AYE. (4-0)

### (c) Cleveland Water/Sewer System Transfer

Mr. Matt Bernhardt, Assistant City Manager for Utilities, presented Council with two (2) agreements for the transfer of water and sewer systems to Salisbury and for improvements to a water line in Cleveland. Mr. Bernhardt also discussed a related third agreement between Cleveland and Rowan County.

He reviewed the following:

- 2000 – City/County Agreement: Rowan County agreed to transfer its water/sewer systems to Salisbury-Rowan Utilities (SRU) at some future date (SRU became County water/sewer provider)
- 1995 – County/Cleveland Agreement: Rowan County agreed to transfer a portion of its water line to Cleveland
- SRU has contract-operated all County water and wastewater facilities since the 2000 agreement. They have been fully compliant with all State and Federal regulations during this period

- These commitments are now being realized through three agreements

Mr. Bernhardt reviewed Agreement 1 - SRU/County transfer agreement and noted that it will transfer the bulk of County assets to SRU, places the remaining portion into escrow (due to outstanding debt) and provides for automatic transfer at later date.

He explained that Agreement 1 will be composed of two (2) groups. Group 1 will be immediately transferred and includes the Highway 70 Package Treatment Plant and the Highway 70 water line system. Group 2 will be transferred to escrow due to outstanding debt and will include the Long Ferry Road water line and the Highway 801 water line.

Mr. Bernhardt reviewed Agreement 2 - County/Cleveland transfer agreement and noted that it:

- Transfers County water line inside Cleveland town limits
- Avoids County or SRU having to pay approximately \$100,000 in relocation expense to the North Carolina Department of Transportation (NCDOT)

Agreement 3 is the SRU/Cleveland agreement and Mr. Bernhardt stated that:

- Cleveland will notify NCDOT that the Town owns the existing waterline within their corporate limits
- SRU will pay the additional cost to increase the line size to sixteen (16) inches to improve the performance of the Statesville Emergency Interconnection
- Line will transfer to SRU at some future date

Mr. Bernhardt stated that the Rowan County Board of Commissioners has already approved the agreements and Cleveland will ratify the agreements at their meeting in December.

Thereupon, Mr. Kennedy made a **motion** to approve the agreement between Salisbury-Rowan Utilities and the Town of Cleveland for the upgrade and transfer of a water line. Mr. Woodson seconded the motion. Councilman Burgin asked if NCDOT will consider Salisbury the owner since an agreement is in place that gives the line to Salisbury. Mr. Bernhardt responded that the agreement fully complies with the North Carolina General Statutes and was carefully crafted. Messrs. Burgin, Kennedy, Woodson, and Ms. Kluttz voted AYE. (4-0)

Thereupon, Mr. Kennedy made a **motion** to approve the agreement between Salisbury-Rowan Utilities and the County of Rowan for conveyance and transfer of County water and sewer property. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Woodson, and Ms. Kluttz voted AYE. (4-0)

(d) MI Home Products Sewer Line

City Manager Treme stated that the City committed to MI Home Products to have a sewer line in place by mid-January. Informal bids were sought from three (3) vendors but only one bid was received. He noted that the bid is approximately three percent (3%) over the estimated cost of the project and asked Council if they wanted staff to seek two (2) additional bids or, due to the tight timeframe, be willing to accept the bid that was received. Mr. Treme noted that the contractor is very reputable and will be able to complete the work in approximately two (2) weeks and recommended the bid be awarded.

Mayor Pro Tem Woodson commented that if the project was put out for bid and only one was received he feels the City should accept the bid. Councilman Burgin agreed and asked if this is permissible to proceed with one bid. Mr. Treme responded that State Statute does allow the City to proceed with one bid.

Mr. Treme recommended that a contract be awarded to BRS, Inc. of Richfield, North Carolina in the amount of \$117,016.25 for the purpose of extending sewer to MI Home Products.

Thereupon, Mr. Woodson made a **motion** to approve the recommendation as read by the City Manager. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Woodson, and Ms. Kluttz voted AYE. (4-0)

I-85 Update

Mr. Dan Mikkelson, Director of Land Management and Development, informed Council that on Monday, November 22, 2004 the loop will be removed from exit 76 on Interstate 85 and there will no longer be "A" and "B" designations. He noted that there will only be exit 76.

MAYOR'S ANNOUNCEMENTS

(a) Western NC Rail Corridor Committee

Mayor Kluttz reported that she assisted with a presentation to the NC State House Interim Committee on Rail Service for the Western NC Rail Corridor Committee meeting on November 10, 2004, along with Ms. Judy Raye, Committee Chair and Mr. Charles Worley, Mayor of Asheville, North Carolina.

(b) Crime Control Meeting

Mayor Kluttz announced that a Crime Control Meeting will be held at Knox Middle School on November 16, 2004 at 6:00 p.m.

(c) Holiday Caravan Parade

Mayor Kluttz announced that the Holiday Caravan Parade is scheduled for Wednesday, November 24, 2004 beginning in Spencer at 2:00 p.m. and at 3:00 p.m. in Salisbury.

(d) Clean Air Lecture Series

Mayor Kluttz announced that the next program in the Clean Air Lecture Series will be held at the Catawba College Center for the Environment Building on Monday, November 29, 2004 at 6:45 p.m.

(e) City Employees Christmas Luncheon

Mayor Kluttz announced that the annual Christmas luncheon for City employees will be held Wednesday, December 8, 2004 from 11:30 a.m. - 1:30 p.m. at the Salisbury Civic Center.

(f) VA Nursing Home Open House

Mayor Kluttz announced that the North Carolina State Veterans Administration Nursing Home open house will be held November 17, 2004 at 11:00 a.m.

(g) Fleming Heights Groundbreaking

Mayor Kluttz announced that the Salisbury Housing Authority and the Salisbury Housing Coalition will have a grand opening for Fleming Heights, apartments for low and moderate income elderly, on November 18, 2004 at 3:00 p.m. She noted that the apartments have been named in honor of Mr. W.O.T. Fleming who will retire this year as Chairman of the Housing Authority. He has served on the board since 1982 and as Chairman since 1990 and is the longest serving board member or chairman of the Salisbury Housing Authority.

(h) Convention Center Charette

Councilman Burgin announced that the Convention Center Task Force will hold a review of the Convention Center charette on November 17, 2004 at the Salisbury Civic Center at 5:15 p.m.

**ADJOURNMENT**

**Motion** to adjourn the meeting was made by Mr. Burgin, seconded by Mr. Kennedy. All council members agreed unanimously to adjourn. The meeting was adjourned at 6:10 p.m.

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Mayor

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City Clerk