

Salisbury, North Carolina
February 24, 2005

SPECIAL MEETING

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

ABSENT: None.

The special meeting was called to order by Mayor Kluttz at 12:00 Noon. The invocation was given by Councilman Burgin.

DESIGNATE A BOARD TO HEAR AN APPEAL - DECLARATION OF DANGEROUS DOG

City Attorney Rivers Lawther informed Council that these appeals of dangerous dog declarations used to go before City Council in order for them to hear evidence and determine if an animal control officer was correct in declaring a dog to be dangerous. Mr. Lawther stated that the ordinance has been changed and now allows City Council to appoint a board to hear these appeals. He described the process for the appeal and noted that the Board will hear testimony from both the Animal Control Officer and the owner of the dog, and, based on the evidence, decide if they agree the dog is dangerous. Mr. Lawther noted that if a dog is determined to be dangerous it does not mean the dog will be destroyed, but it requires the owner to take special precautions to ensure the dangerous dog is properly contained. He added that once the Board makes its ruling the owner of the dog has the option of appealing to Superior Court.

Mayor Kluttz asked for a recommendation to the Board.

Police Chief Mark Wilhelm informed Council that three (3) people need to be appointed to the Board. He indicated that he has spoken with Dr. Cindy Allman of Rowan Animal Hospital, who has agreed to serve. Councilman Burgin also agreed to serve on the Board. City Manager David Treme recommended Mr. Richard Kelly, Risk Manager, as a possible Board member.

Thereupon, Mr. Kennedy made a **motion** to appoint Councilman Burgin, Dr. Cindy Allman of Rowan Animal Hospital and Mr. Richard Kelly, Risk Manager for the City of Salisbury, to the Board. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Lewis, Woodson, and Ms. Kluttz voted AYE. (5-0)

TOWN OF FAITH'S REQUEST THAT USDA CONSENT TO FAITH'S PROPOSED TRANSFER OF WASTEWATER COLLECTION FACILITIES TO SALISBURY-ROWAN UTILITIES

City Manager David Treme asked Council to review a proposed letter to Mr. Allen H. Hart, Rural Development Specialist with the United States Department of Agriculture Rural Development, in support of the Town of Faith's request to transfer wastewater collection facilities to Salisbury-Rowan Utilities (SRU).

It was the consensus of Council for Mr. Treme to send the letter concerning the Town of Faith's request to transfer its wastewater collection facilities to Mr. Hart.

ADJOURNMENT

Motion to adjourn the meeting was made by Mr. Burgin, seconded by Mr. Lewis. All council members agreed unanimously to adjourn. The meeting was adjourned at 12:15 p.m.

Mayor

