

Salisbury, North Carolina

May 20, 2003

REGULAR MEETING

PRESENT:

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

ABSENT: None

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

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.

RECOGNITION OF MARCH OF DIMES COMMITTEE FOR CITY

Mayor Kluttz recognized the March of Dimes Committee members who worked to raise \$4,225.00 for the March of Dimes. The City set a new record this year, as well as placed third in Rowan County for the most money raised.

Committee members are: Aggie Peninger – Human Resources

Brenda Maxwell – Finance

Jerry Greene – Police

Judy Jordan – Land Management & Development

Niki Castor – Public Services

Shirley Hoosier – Utilities

Tamara Earnhardt – Fire

Robin Youngblood – Finance

Mayor Kluttz presented the committee with a plaque and Council thanked them for their efforts.

The Committee then presented Mayor Kluttz with a "Hurry Home" beanie bear in honor of her son who is in the Armed Forces. Mayor Kluttz thanked them for their thoughtfulness.

PROCLAMATIONS

Mayor Kluttz proclaimed the following observance:

VETERANS MEMORIAL DAY May 26, 2003

ADDITIONS/DELETIONS TO AGENDA

Mayor Kluttz noted the following changes to the agenda:

Deletion of item 10 – Council to consider Trolley Agreement.

CONSENT AGENDA

(a) Minutes

Approve Minutes of the regular meeting of May 6, 2003.

(b) Street Closing – 400 Block of North Jackson Street

Council received a petition to close the 400 block of North Jackson Street and adopted a resolution setting a public hearing for June 17, 2003.

RESOLUTION PERTAINING TO THE PROPOSED CLOSING OF THE 400 BLOCK OF NORTH JACKSON STREET.

(The above resolution is recorded in full in Resolution Book No. 11, under Chapter XII - Miscellaneous, at Page No. 21, and is known as Resolution No. 2003-22.)

(c) Minor Plat S-01-03 - Grace Worship Center

Approve minor plat S-01-03 for Grace Worship Center, to divide a 7.094-acre lot out of a 19-acre tract on South Boundary Street near Hill Street.

(d) System Transfers from NCDOT - Street Maintenance

Approve a resolution to request the North Carolina Department of Transportation (NCDOT) transfer streets located in the pending annexation area from the state system to the city system.

The streets to be transferred are as follows:

Street Mileage

Ashbrook Road SR2014	0.58
Cedarwood Circle SR2051	0.23
Elmwood Drive SR2013	0.23
Francis Street SR1783	0.16
Hemlock Drive SR2049	0.23
Larch Road SR2000	0.30
Magnolia Circle SR1795	0.07
Magnolia Drive SR1999	0.09
Neita Drive SR1778	0.18
Perryman Drive SR1782	0.31
Post Oak Place SR2050	0.11
Spruce Drive SR2003	0.16
Sycamore Road SR2002	0.70
Tall Pine Circle SR2012	0.12
Treetop Court SR2075	0.08
White Oaks Drive SR2010	0.36
Willow Road SR2001	0.95

RESOLUTION AGREEING TO TRANSFER CERTAIN ROADS FROM THE STATE SECONDARY ROAD SYSTEM TO THE CITY OF SALISBURY ROAD SYSTEM.

(The above resolution is recorded in full in Resolution Book No. 11, under Chapter XII - Miscellaneous, at Page No. 22, and is known as Resolution No. 2003-23.)

(e) Group Development Site Plans

Approve the following group development site plans:

- G-3-02 Rowan Regional Ambulatory Center, 522 Corporate Circle, for the installation of a driveway for internal connections
- G-16-01 Rowan Diagnostic & Physical Therapy, 514 Corporate Circle, a revision to existing parking and landscaping
- G-5-03 Community Baptist Church, 320 Calhoun Avenue, for the construction of a 7,500 square foot sanctuary building and parking lots at the existing church
- G-6-03 First Presbyterian Church, 305 West Innes Street, for the construction of a 26,212 square foot Family Life Center at the existing church

Mr. Burgin informed Council that he needed to abstain from voting on Group Development G-6-03.

Thereupon, Mr. Kennedy made a motion to approve the Consent Agenda with the exception of group development G-6-03. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson, and Ms. Kluttz voted AYE. (5-0)

Thereupon, Mr. Kennedy moved to excuse Mr. Burgin from the G-6-03 vote. Mr. Woodson seconded the motion. Messrs. Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (4-0).

Mr. Kennedy made a motion to approve group development G-6-03. Mr. Woodson seconded the motion. Messrs. Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (4-0)

AUDIT CONTRACT FOR FISCAL YEAR ENDING JUNE 30, 2003

Mr. Wade Furches, Accounting Manager, presented Council with an audit contract with McGladrey & Pullen, LLP for the audit covering fiscal year June 30, 2003.

Mr. Furches noted that in 2001, City Council entered into a four-year agreement with McGladrey & Pullen, LLP to perform the City's annual year-end audit. The third year of the four-year agreement period covers FY03. The proposed contract cost is \$30,000, which is the same as the estimated amount included in the original proposal submitted by McGladrey & Pullen, LLP last year. The proposed fee is a 16.7% increase from FY02. This increase is due to extra audit work necessitated by the implementation of GASB 34, the Governmental Auditing Standards issued by the Comptroller General of the United States. Mr. Furches reviewed the requirements and noted they were intended to combine all current financial statements onto one statement. He added that it will also require a Management's Discussion and Analysis, which is to give a reader layman's terms for ease in understanding the City's financial position.

Mr. Furches told Council that he felt the fee was very reasonable for a city this size and recommended that Council approve the engagement letter and contract with McGladrey & Pullen, LLP.

Councilman Martin asked if any local firms had bid on the audit work. Mr. Furches replied that the firm that did not win the contract was a regional firm with a local office.

City Manager Treme stated he felt that the price, compared to what other cities and counties paid, was one of the lowest in the state.

Thereupon, Mr. Burgin made a motion to approve the contract for \$30,000. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (5-0)

REQUEST FROM WAL-MART

Mr. Ken Jefferies, Wal-Mart store manager, presented a letter to Council requesting they allow the Salisbury Planning Board to reconsider the parking requirements for large retail establishments. Currently they are required to provide 5 parking spaces per 1,000 square feet of retail space. Wal-Mart has 1043 parking spaces, 1021 of which are required. This leaves 22 parking spaces that can be used for outside storage and display.

Mr. Jefferies noted that Council had recently reduced the parking requirement to 4 spaces per 1,000 feet of retail space for retailers under 200,000 square feet in certain zoning designations. He asked that the same consideration be given to those businesses over 200,000 square feet such as Wal-Mart, Lowes, and K-Mart.

Mr. Jefferies told Council that they had a problem in spring and early summer when they had a large display of outdoor and garden goods. He asked Council to consider reducing the spaces required to 4.5 per 1,000 square feet of retail space adding he felt this would give them ample space. He stated they would not use these spaces during other seasons of the year.

Councilman Burgin asked Harold Poole, Senior Planner, if the request for reconsideration was initially given consideration. Mr. Poole answered that the Planning Board had considered stores less than 200,000 square feet and he was not sure consideration had been given to the larger stores.

Mr. Burgin stated that occasionally when Council refers an issue back to the Planning Board, the Planning Board may have a preconceived notion of what answer Council seeks. He added that he did not have an opinion and if Planning Board has not looked at it they need to do so.

Mayor Pro Tem Woodson confirmed that the displays would not be permanent, as Council needed to be fair to all businesses. Mr. Woodson again requested assurance that there would be no permanent structures. Mr. Jefferies verified that the displays would not be permanent.

Thereupon, Mr. Burgin made a motion to send the request to the Planning Board for study. Mr. Martin seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (5-0)

GROUP DEVELOPMENT SITE PLAN G-03-72

MID CAROLINA MALL TWIN CINEMAS

G-03-72 - Mid Carolina Mall Twin Cinema

1951 Statesville Boulevard

(a) Mr. Hubert Furr, Development Services Manager, informed Council that a request was previously presented to Council to change the Sign Ordinance to allow the Salisbury Cinemas to keep its sign. The request was approved with the condition that the sign could not be part of a group development. The Salisbury Cinemas is part of the Mid Carolina Group Development approved in 1972. The current request is to remove the Salisbury Cinemas from this group development. The Planning Board and Technical Review Committee recommend approval of the request.

(b) Mayor Kluttz opened the floor for public comments on Group Development G-03-72. Since no one was present to speak in favor or against the request, Mayor Kluttz closed the public comments.

(c) Thereupon, Mr. Burgin made a motion to approve the request to remove Mid Carolina Mall Twin Cinemas from the group development. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (5-0)

GROUP DEVELOPMENT SITE PLAN G-04-03 - CVS

G-04-03 - CVS #07539

1924 Statesville Boulevard

(a) Mr. Hubert Furr, Development Services Manager, informed Council that an application was received for the construction of a 10,880 square foot retail/pharmacy to be located at the corner of Statesville Boulevard and Jake Alexander Boulevard. Mr. Furr noted that CVS will construct a new street entering the site. The Technical Review Committee has confirmed that the new street will not create any connectivity to the Salisbury Academy, which is located behind the proposed site. The Technical Review Committee and Planning Board recommend approval with the recommendation that 5 foot wide sidewalks be installed along Statesville Boulevard and Jake Alexander Boulevard.

Councilman Kennedy asked if the developer concurred with the sidewalks as recommended. Mr. Furr replied that the developer did not concur and has taken issue with the sidewalk installation.

Councilman Martin confirmed that the developer would be constructing the new street accessing the site. Mr. Furr replied that the developer would construct the new street and it would be built to the City's standards.

Mayor Pro Tem Woodson questioned the cost of the sidewalks. Mr. Furr indicated he did not know the cost, but in consideration of the cost of the project the sidewalk would not be a large expense.

Councilman Martin noted that the sidewalk would not be connected to anything. Mr. Furr stated that staff recognized that fact but North Carolina Department of Transportation (NCDOT) occasionally has funds for small

jobs and they may be able to extend the sidewalk on Statesville Boulevard to the project, and staff felt it was important to have the sidewalks at the project in place.

Councilman Burgin stated that the current sidewalk on Statesville Boulevard were in place up to Milford Hills United Methodist Church, which is located about a block and a half away. He added that closing that gap could be valuable.

(b) Mayor Kluttz opened the floor for public comment on Group Development Site Plan -G-04-03, CVS.

Those speaking in favor or in opposition to the project were:

Mr. Jerry Orville, Project Developer from Morganton, and Mr. John Dorman, Project Engineer of Kimley, Horn & Associates, spoke to Council about their opposition to the recommended sidewalks. Mr. Dorman noted that the site has road frontage of approximately 500 linear feet. He stated that he felt this was a relatively small area compared to the distance that would have to be constructed on Statesville Boulevard in order to connect to the existing sidewalk system. Mr. Dorman indicated that the portion of Jake Alexander is in a fairly significant slope that would have to be reconstructed in order to lay the sidewalk. Mr. Dorman told Council that if the City and State were able to develop a more comprehensive sidewalk project to connect this vicinity to downtown, it would make more sense to do it in a complete fashion rather than piecemeal. Mr. Dorman commented that the developer has already agreed to construct a new road to City standards, which would have sidewalks on both sides.

Mr. Orville estimated the cost of the recommended sidewalk to be approximately \$10,000-\$12,000.

Mr. Bill Batterman, 812 Overhill Road and Minister of Gloria Dei Lutheran Church, spoke to Council regarding the sidewalks. He commented that a sidewalk on Statesville Boulevard would be beneficial but that he did not see use for one on Jake Alexander Boulevard. Mr. Batterman noted that it made no sense to put in sidewalks without an adequate pedestrian crossing on Jake Alexander Boulevard at Statesville Boulevard. He added that an adequate pedestrian crossing would be a help to the neighborhood.

Since no one else was present to speak concerning the proposal, Mayor Kluttz closed the public comments.

Councilman Martin stated he could not see the need for a sidewalk on Jake Alexander Boulevard, but he could see the use for one on Statesville Boulevard. He added that he felt they may be placing too many restrictions on the developer.

Mayor Pro Tem Woodson agreed with Mr. Martin stating he supports a sidewalk on the Statesville Boulevard side.

Councilman Kennedy also agreed noting that since there was no connectivity to the school site the sidewalk was not needed, but it made sense to put the sidewalk on Statesville Boulevard.

(c) Thereupon, Mr. Burgin made a motion to approve the group development site plan with the condition that a 5 foot sidewalk along Statesville Boulevard and 10 foot sidewalk down Jake Alexander Boulevard be installed. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (5-0)

Mr. Burgin clarified that the sidewalk needed to round the corner onto Jake Alexander so the City could plan for a crosswalk, but not necessarily extend 10 feet down Jake Alexander Boulevard. Mr. Burgin added that he hoped there would be sidewalk extended to the school in the future.

Mr. Orville asked Council if the sidewalk in front of the store was constructed would it still be necessary to put the sidewalk on both sides of the new street, as one side faced the water tower.

Mr. Furr clarified that the current regulations did require for sidewalks on both sides of the street. Mr. Burgin stated he appreciated the requirements but he would accept the request to removing the sidewalk on the tower side since it presents a hardship.

(d) Thereupon, Mr. Burgin moved to allow the developer to delete the sidewalk along the water tower side of the new road to be constructed out to Jake Alexander Boulevard as a hardship exception. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (5-0)

REQUEST FOR TAXICAB FRANCHISE – MR. STERLING L. JACKSON

Ms. Sue Wales, Planning and Research Director for the Salisbury Police Department, informed Council of a request from Mr. Sterling L. Jackson for a Certificate of Public Convenience and Necessity to operate a taxicab under the umbrella of Safety Taxi Company.

Ms. Wales indicated she had inspected the vehicle for use and had conducted the required criminal and driver's history checks. Ms. Wales added that Mr. Sterling has five years experience working as a taxi driver. She then recommended approval for a Certificate of Public Convenience and Necessity for taxi owners.

Mr. Kennedy made a motion to approve the taxicab franchise for Mr. Sterling Jackson. Mr. Woodson seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (5-0)

CLOSING PORTION OF RIGHT-OF-WAY - 300 BLOCK OF JULIAN ROAD

(a) Ms. Wendy Brindle, Traffic Engineer, informed Council that on April 15, 2003 they had adopted a resolution of intent to close a portion of right-of-way in the 300 Block of Julian Road. All necessary notifications to inform the public have been made.

Ms. Brindle explained that after many inquiries she wanted to clarify that they were not closing Julian Road, but just a portion of the North side. Ms. Brindle stated that when the intersection was realigned several years ago there was a wide right-of-way left after the extension of Boundary Street. She added that the closure would still leave 30' from the centerline to the North and whatever was left on the South side.

(b) Mayor Kluttz convened a public hearing, after due notice and advertisement thereof, on the closing of a portion of right-of-way in the 300 block of Julian Road.

Those speaking in favor or in opposition of the issue were:

Mr. Hubert Ritchie, Faith Road, asked about the size of the remaining right-of-way once the portion is closed. Ms. Brindle replied that there would be 60 foot right-of-way remaining. He questioned if the State still owned the right-of-way in that area. Ms. Brindle answered that the State had signed off on the portion requested for closure. Mr. Ritchie indicated he had no problem with the closing if a 60 foot right-of-way would remain.

Since no one else was present to speak concerning the proposal, Mayor Kluttz closed the public hearing.

(c) Thereupon Mr. Woodson made a motion to adopt the resolution closing the right-of-way. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (5-0)

RESOLUTION PERTAINING TO THE ACCEPTANCE OF AN OFFER OF DEDICATION FOR PUBLIC USE OF A PORTION OF RIGHT-OF-WAY IN THE 300 BLOCK OF JULIAN ROAD.

(The above resolution is recorded in full in Resolution Book No. 11, under Chapter XII - Miscellaneous, at Page No. 23, and is known as Resolution No. 2003-24.)

(d) Thereupon Mr. Woodson made a motion to adopt an ORDER closing the right-of-way. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (5-0)

NORTH CAROLINA * BEFORE THE CITY COUNCIL OF

ROWAN COUNTY * THE CITY OF SALISBURY

*** NORTH CAROLINA**

IN THE MATTER OF: *

*** ORDER CLOSING OF A PORTION**

CLOSING OF A PORTION OF * OF RIGHT-OF-WAY PURUSANT TO

RIGHT-OF-WAY IN THE 300 BLOCK * GENERAL STATUE OF NORTH

OF JULIAN ROAD * CAROLINA SECTION 160A-299

This Cause, coming on to be heard and being heard before the City Council of the City of Salisbury, Rowan County, North Carolina, at the regular meeting of said Council held on May 20th at 4:00 p.m., in the City Office Building at 217 South Main Street, Salisbury, North Carolina, and it appearing to the Council that all persons, firms and corporations owning property adjoining the street described in the Petition filed in this cause are parties to this proceeding; and it further appearing that said alley is not maintained by the Department of Transportation; and it further appearing that notice of this hearing was duly published in THE SALISBURY POST on April 25, May 2, May 9 and May 16.

And it further appearing to the Council and the Council finding as a fact, that the closing of the portion of right-of-way, as described in the Petition filed in this cause, is not contrary to the public interest or the property rights of any individual, and that no individual owning property in the vicinity of said alley or in the subdivision in which they are located will be deprived of reasonable means of ingress and egress to his property by the closing of said alley; and it further appearing to this Council that the relief prayed in the Petition should be granted.

IT IS NOW, THEREFORE, ORDERED AND DECREED by the City Council of the City of Salisbury, Rowan County, North Carolina, pursuant to and in accordance with the authority vested in this Council by the General statues of North Carolina, Section 160A-299.

BEGINNING at an exiting iron in the northwestern intersection of the rights-of-way of Julian Road and Boundary

Street at the southeastern corner of Old York, LLC, Deed Book 895, Page 850, RCR; thence with Old York, LLC three calls: (1) North 63 degrees 29 minutes 17 seconds West 290.38 feet to an iron; (2) North 64 degrees 01 minutes 41 seconds West 50.15 feet to an iron; and (3) North 46 degrees 49 minutes 35 seconds West 102.46 feet to an iron in the line of Food Lion, Inc.; thence South 50 degrees 03 minutes 23 seconds West 12.03 feet to a new iron set 30 feet from the centerline of Julian Road; thence five calls 30 feet North of the centerline of Julian Road as follows: (1) South 47 degrees 40 minutes 11 seconds East 104.18 feet to an iron; (2) South 56 degrees 18 minutes 26 seconds East 112.59 feet to an iron; (3) South 61 degrees 59 minutes 52 seconds East 98.1 feet to an iron; (4) South 67 degrees 46 minutes 00 seconds East 99.86 feet to an iron; and (5) North 85 degrees 43 minutes 22 seconds East 38.52 feet to the point and place of BEGINNING and being 0.19 acres as appears in a survey entitled "Partial Right-of-Way Closing for City of Salisbury" dated February 20, 2003 by Deal's Land Surveying as updated April 1, 2003.

Be and the same is hereby forever closed subject to a 15' easement centered on an existing 2" gas main.

This the 20th day of May, 2003.

CITY COUNCIL OF THE CITY OF SALISBURY, NORTH
CAROLINA

By: s/s Susan W. Kluttz Mayor

s/s Myra B. Heard

City Clerk

INNES STREET UPDATE

Mr. Dan Mikkelson, Director of Land Management & Development, reported to Council that Rea Construction, the company performing the construction at I-85 and Innes Street, has encountered financial problems. He explained that Rea Construction's parent company is in bankruptcy court. The court controlled Rea's income and some of the subcontractors left the project because they were not paid in a timely manner. This dispute has been resolved and the subcontractors are back on the site.

Rea Construction and the North Carolina Department of Transportation have revised their schedule for the Innes Street project and anticipate having Innes Street back to at least 4 lanes by the end of August or the beginning of September, 2003.

Mr. Mikkelson noted that the State has revised the award date for the railroad bridge project, and construction is scheduled to begin by October 2003. This means that if everything stays on the current schedule the City will not have both ends of Innes Street impacted at the same time, Mr. Mikkelson noted.

Mayor Pro Tem Woodson asked if construction would be finished by October, 2003. Mr. Mikkelson clarified that Innes Street would be reopened to 4 lanes, but construction would continue.

Councilman Burgin commented he was pleased with the traffic flow during the week, but Saturdays and Sundays were a problem and asked if the lights were synchronized. Mr. Mikkelson responded that staff will make additional traffic observations to obtain current traffic counts and will continue to monitor and seek ways to make improvements. Because that area is operating in saturated conditions, we are limited in what improvements we can make, he noted.

SALE OF CITY PROPERTY TO SALISBURY ACADEMY

Mr. Larry Chilton, Land Consultant, reminded Council that at its last meeting a bid was received from Salisbury Academy for the purchase of City property, Parcel 040, Tax Map 327, part of existing Tract 2, located at 2110 Jake Alexander Boulevard North in the amount of \$32,500.00, the appraised value.

Mr. Chilton noted that staff had advertised for upset bids to be received by May 19, 2003, and none were received. He then recommended that Council approve the sale of the property to Salisbury Academy for \$32,500.00.

Thereupon, Mr. Woodson made a motion to sell Parcel 040 Tax Map 327 to Salisbury Academy for \$32,500.00. Mr. Martin seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (5-0)

BUDGET ORDINANCE AMENDMENT FY 2002-03 TO APPROPRIATE VARIOUS DONATIONS TO SALISBURY PARKS AND RECREATION

Ms. Gail Elder White, Parks and Recreation Director, presented Council with an ordinance amendment to appropriate \$4,529.00 received in donations. Ms. Elder White informed Council that the money would be used to

reimburse accounts for the Park Partner, the Junior MBA program, and a freight damage claim.

Mr. Kennedy made a motion to approve the amendment to the budget ordinance. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (5-0).

AN ORDINANCE AMENDING THE 2002-2003 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. 19, under Chapter II - Administrative, at Page No. 18, and is known as Ordinance No. 2003-36.)

COMMENTS FROM CITY MANAGER

(a) Planning Board Recommendations

Council received the Planning Board recommendations and comments from their May 13, 2003 meeting.

(b) Citizen Informational Workshop - NCDOT

Mr. Treme reminded Council that the North Carolina Department of Transportation will hold a Citizen Informational Workshop on May 29, 2003 from 4:00 p.m. – 7:00 p.m. in City Council Chambers regarding the proposed Grade Separation of Klumac road. Mr. Treme added that a grade separation is better than a crossing from the safety point of view.

(c) Budget Work Session

Mr. Treme asked Council to consider scheduling a budget work session for the proposed budget for FY 2003-04.

By consensus, Council agreed to meet on Wednesday, June 4, 2003 at 12:00 p.m.

(d) Advertisement for Public Hearing on FY 2003-2004 Proposed Budget

Mr. Treme asked Council to advertise for a public hearing on June 3, 2003 to receive comments on the proposed budget for FY 2003-2004.

Thereupon, Mr. Woodson moved to advertise for a public hearing on June 3, 2003. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Martin, Woodson and Ms. Kluttz voted AYE. (5-0)

(e) Police Chief

City Manager Treme recognized Mr. Mark Wilhelm, Interim Police Chief, and reported that Mr. Wilhelm will be hired as the permanent Police Chief. Mr. Treme reported that Mr. Wilhelm has done an outstanding job during the six month interim period and praised Mr. Wilhelm for his performance. Mr. Treme noted that a swearing in ceremony will be held June 3, 2003.

Mayor Kluttz expressed Council's congratulations and commended Mr. Treme for his choice of Mr. Wilhelm as the new Police Chief. Mayor Kluttz expressed her appreciation of Mr. Wilhelm's dedicated service to the City of Salisbury.

Councilman Martin noted that he had been in law enforcement for 52 years and he knew of no better qualified man for the job.

Mayor Pro Tem Woodson stated he felt it was great to promote from within the ranks of the City.

Councilman Kennedy commented that he predicted several years ago that Mr. Wilhelm would be the next in-house Police Chief.

Councilman Burgin commented he was very pleased with the appointment of Mr. Wilhelm as Police Chief and pointed out the Interim Chief Wilhelm had a high level of community support.

(f) Utilities Lab Fee Schedule

Mr. Treme informed Council that a commercial certified lab is operated within the Utilities Department. He noted that they provide services to other jurisdictions and he presented a fee schedule for Council's consideration during the budget process.

MAYOR'S ANNOUNCEMENTS

(a) Town Hall Day

Mayor Kluttz announced that Town Hall Day sponsored by the North Carolina League of Municipalities will be held May 21, 2003.

(b) South Rowan 250th Celebration Concert

Mayor Kluttz informed Council that they have been invited to attend the South Rowan 250th Celebration Concert at First United Methodist Church in China Grove at 3:00 p.m. on May 25, 2003.

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ADJOURNMENT

Motion to adjourn the meeting was made by Mr. Woodson, seconded by Mr. Burgin. All council members agreed unanimously to adjourn. The meeting was adjourned at 5:10 p.m.

Mayor

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City Clerk