

Salisbury, North Carolina  
April 8, 2008

### **SPECIAL 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 Attorney F. Rivers Lawther, Jr.; and City Clerk Myra Heard.

**ABSENT:** None

The meeting was called to order by Mayor Kluttz at 4:00 p.m. The invocation was given by City Manager David Treme.

### **PUBLIC HEARING - POSSIBLE ANNEXATION MOORESVILLE HIGHWAY AREA**

Mr. Joe Morris, Planning and Community Development Manager, reviewed the annexation schedule with Council. He noted that the Resolution of Consideration was re-adopted January 15, 2008 and the Resolution of Intent on February 5, 2008. The Annexation Report for the area was adopted February 19, 2008 and a Public Informational Meeting was held March 27, 2008. He indicated that after Council conducts a public hearing today, if it chooses to proceed with the annexation it can adopt the Annexation Ordinance on April 21, 2008 and the annexation will be effective June 30, 2008.

City Clerk Myra Heard read the following statement into the record, "I, Myra B. Heard, City Clerk for the City of Salisbury, do hereby certify that, to the best of my knowledge, first-class mail notices were mailed February 21, 2008 in accordance with North Carolina General Statute 160A-49(b) to the owners of all properties that were

included in the Resolution of Intent adopted by the Salisbury City Council February 5, 2008 for the proposed Mooresville Highway annexation area.

I also certify that, to the best of my knowledge, first-class mail notices were mailed February 19, 2008 in accordance with North Carolina General Statute 160A-47 to Locke Volunteer Fire Department the volunteer fire department currently providing fire protection service to the area identified in the Resolution of Intent adopted by the Salisbury City Council February 5, 2008.

I further certify that, to the best of my knowledge, first-class mail notices were mailed February 22, 2008 in accordance with North Carolina General Statute 160A-47 to the owners of all waste collection services who operate within the area identified in the Resolution of Intent adopted by the Salisbury City Council February 5, 2008.”

Mr. Bill Duston, Centralina Council of Governments, reviewed the Annexation Report for the Mooresville Highway Area as made a part of the official Minutes of the February 19, 2008 Council meeting. He noted that the report is the same report that was presented at the Public Informational Meeting. He explained how the area was qualified for the annexation and the proposed cost and revenues associated with the area.

Mayor Kluttz convened a public hearing, after due notice and advertisement thereof, for the possible annexation of the Mooresville Highway Area.

Those who addressed Council expressing their opposition to the proposed annexation were:

- Will Sandridge – 135 Nottingham
- Laura Sandridge – Neel Estates
- Tim Mauldin – 240 Quail Drive
- Louis D. Smith – 115 Stevens Road (Westmont Subdivision)
- Carol Kirker – 137 Browns Farm Road (Windmill Ridge)
- Cameron Kirker – 137 Browns Farm Road (Windmill Ridge)
- Boots Lottes – 120 Hidden Hut
- J. P. Smith – 125 Gregory Road (Hidden Hut)
- Harold Poole – 310 Winterlocken Drive
- Stephen Moss – 105 Windmill (Windmill Ridge)
- Dorothy Hinz – 265 Partridge Run (Summerfield)
- Marilyn Swygert – PO Box 5280, Salisbury (Summerfield)
- George D. Swygert – PO Box 5280, Salisbury (Summerfield)
- Tina Hall – Hall Road – Mt. Ulla, NC
- Ingrid Redfern – 645 Timberlane Trail (Summerfield)
- Jim Ogle – 275 Partridge Run
- Don Champion – 718 Candlewick Drive
- Sam Zaffine – 175 Waterford Drive
- Jim Sides – 150 Hinklecraig Farm Road

- Patrick Foley – 320 Gregory Road
- Rev. Dr. Larry Bost – 130 Stanwyck Circle
- Rod Whedbee – 502 South Church Street
- Dewey Bryan – 430 Spicewood (Neel Estates)
- Carl Eagle – 230 Kent Road (Neel Estates)
- Dottie Eagle – 230 Kent Road (Neel Estates)
- Elizabeth Eagle – 201 Home Road (Westmont)
- Barry Lester – 465 Bob White (Summerfield)
- Al Carter – 435 Quail Drive
- Marie Howell – PO Box 4307
- Andrew Brock – 2207 Farmington Road, Mocksville
- Linda Holshouser – 2015 Mooresville Road
- Lara Owen – 1350 East Ridge
- Charlie Hendrix – 325 Spicewood Lane
- Harry Rivera – 180 Laurel Lane
- Annette E. Whitted - PO Box 994 (Summerfield)
- Ray Paradowski – 155 Nottingham Road (Neel Estates)
- Jerry Hilliard – 245 Gregory Road
- Edward Conley – 1040 Quail Circle (Summerfield)
- Wayne Mullis – 850 Timberlane Trail (Summerfield)
- Isaac Sowers – 240 Prospect Trail
- Larry Wright – 170 Heritage Lane (Neel Estates)
- Vance Meek – 250 Hidden Hut Road
- Nita Houck – 145 Nottingham Road
- Terry Houck – 145 Nottingham Road
- Seddig Behrooz – 125 Dove Lane (Summerfield)
- Parker Hatchett – 206 Brock Valley Drive (Windmill Ridge)
- Jessie Powel – 140 Turnberry Circle (Glen Heather)
- Bill Owens – 290 Bonaventure Drive
- Brad Farrah – 206 Home Road
- Regina Wright – 170 Herritage Lane
- Jessica Walters – 190 McIntosh Lane
- Gloria Matthews – 185 Waterford Drive
- Malea Whitley – 120 Kent Road
- Beckett Bridges – 340 Roger Drive
- Vicki Horn – PO Box 5214
- Camelia Morrison – Cleveland
- Pat McMullen – 365 Gregory Road
- Steve Poteat – 265 Quail Drive
- Sharon Frankenfield – 115 Locke Circle
- Betty McCullen – 4507 Mooresville Road
- Dink Safriet – 135 Regency
- Tamara Safriet – 135 Regency
- Joyce Curl – 315 Roger Drive

- Paul Reynolds – 125 Locke Circle
- Gail Reynolds – 125 Locke Circle
- Jeff Matthews – 185 Waterford Drive
- Sylvia Moore – 705 Candlewick Drive
- Angela Crowell – 865 Timberlane Trail
- Wayne Remes – 550 Timberlane Trail
- Gary Sims – 350 Hidden Hut Road
- Marcia Cipullo – 145 Waterford Drive
- David Beaver – 320 Kent Road
- Mike Dunphy – 210 McIntosh Lane
- David Holshouser – 1280 Rowan Mills Road
- Mark Davis – 120 Locke Circle
- Bruce Rogers – 1616 South 3<sup>rd</sup> Street
- Richard Foster – 165 Miles Drive
- Terry Petrucelli – 145 Stanwyck Road
- Cyndii Owen – 208 Forrest Drive
- Bill Owen – 208 Forrest Drive
- Bruce Kolkebeck – 175 Dove Lane
- Tom Harrell – 265 Bob White Run
- Carol Denaux Cupples – 101 Home Road
- Mary Lynn Connor – 345 Hidden Hut
- Dale Holman – 106 Belle Court
- Bill Murphy – 230 Roger Drive
- J. C. Ludwig – 135 Stanwyck Circle
- Kimberly Kelly – 685 Timberlane Trail
- Bill Steinauer – 103 Windmill Road
- Phillip Wright – 240 Needa Drive
- Dwight Gorrell – 165 Bob White Run

There being no one else present to speak to Council, Mayor Kluttz closed the public hearing.

Mayor Kluttz thanked everyone and noted that she felt the citizens addressing Council were eloquent and provided different aspects for this particular issue. She stated that several people asked Council to hear them and she assured them that Council has heard them. She thanked everyone for attending the hearing to help Council make this very important decision.

Councilman Lewis thanked everyone who took time from their day to speak and attend the public hearing. He commented that he feels this has been a demonstration of what is great about our Country. He added that he is glad to know that the citizens are traveling to Raleigh on April 9, 2008 because he agreed that the laws of the country need to be from the people. He noted that if citizens feel the annexation law is wrong the legislature needs to be approached to have it changed. Mr. Lewis thanked Mr. Wright, Mr. Owens and Mr. Davis for their organization of the neighbors who addressed Council

and noted that the public hearing went smoothly. He stated that he can agree with some of the comments that this process has not been very friendly and noted that Council has not had this type of reaction since he has been a member. He assured those in attendance that Council will study the process.

Mr. Lewis commented that it has been implied that the annexation has a benefit for a person or group and that there have been closed door meetings. He stated that this is not the case and noted that Council did not know the specific annexation area until the Friday before the Tuesday meeting where the Resolution of Intent was presented. He stated that Council has not yet received the final annexation report and has not made up their minds. He reiterated that the decision has not been made but Council will take all of the information, final figures and conversations into consideration before the final vote is taken.

Mayor Pro Tem Woodson complimented the organization of the speakers. He stated that the speakers made quite an impact on him and Council will listen to what the people have to say.

Councilman Kennedy thanked the speakers for their presentations. He noted that he is in his sixteenth (16) year on City Council and he always listens to the public before making a decision. He commented that he has heard the citizens loud and clear that they are opposed to the annexation. He stated that once all of the information is received he feels Council will vote for what is best for all of the citizens.

Councilman Burgin commented that Council appreciates the citizens' input. He stated that the process is not pleasant and is hard on the affected citizens as well as on Council. He thanked those who spoke for sharing their perspective and noted that once Council receives the final report it will share its perspective as to why they would or would not support the annexation. He agreed that the process is not perfect and may need tweaking and he encouraged citizens to travel to Raleigh to express their opinion to the legislature. Mr. Burgin commented that currently this is the only process available to Council in regards to annexation. He stated that Council will look at the final numbers very closely and if the annexation should pass he hopes the difference between the City taxes and the cost of services currently paid by the citizens will not be as large as many fear. He thanked everyone for sharing their opinion.

Mayor Kluttz stated that she has enjoyed hearing from the citizens and commented that she is proud to see neighborhoods and neighbors who care so much for each other. She thanked everyone for attending and promised that Council will make the very best decision it can.

**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 8:29 p.m.

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Mayor

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City Clerk