



City of Salisbury

North Carolina

COUNCIL MEETING AGENDA

April 6, 2010

4:00 p.m.

1. Call to order.
2. Invocation to be given by Councilman Miller.
3. Pledge of Allegiance.
4. Recognition of visitors present.

5. Council to recognize Ms. Beatrice R.D. Hair for being awarded the 2010 North Carolina Small Business Person of the Year from the United States Small Business Administration.
6. Council to recognize the Salisbury High School Girls Basketball Team for winning the North Carolina 2A Championship.
7. Council to recognize Ms. Emily Walser for her heroic acts during a motor vehicle accident on Statesville Boulevard.
8. Council to posthumously recognize Mr. Henry C. Bernhardt for over 50 years of dedicated service as the Chairman of the Board of the Salisbury Fireman's Relief Fund.
9. Council to recognize Mr. David S. Clay for over 40 years of dedicated service as a board member of the Salisbury Fireman's Relief Fund as the representative of the insurance industry.
10. Mayor to proclaim the following:

NATIONAL LIBRARY WEEK	April 11-17, 2010
NATIONAL SPORTSCASTERS AND SPORTSWRITERS DAY	May 1-3, 2010
11. Council to consider the CONSENT AGENDA:
 - (a) Approve Minutes of the Regular Meeting of March 18, 2010 and the Special Meeting of March 23, 2010.
 - (b) Close the 100 block of South Church Street Saturday, April 17, 2010 from 10:00 a.m. until 1:00 p.m. for the Annual Touch a Truck event sponsored by the Salisbury Parks and Recreation Department.
 - (c) Close the 200 block of North Lee Street, a portion of the 300 block of North Lee Street, 400 block of North Lee Street, 100 block of East Liberty Street and the 100 block of East Kerr Street from Friday, May 14, 2010 at 6:30 p.m. until Saturday, May 15, 2010 at 6:00 p.m. for the Art on Easy Street event.
 - (d) Adopt a budget Ordinance amendment to the FY2009-2010 budget in the amount of \$17,914 to appropriate Restricted Forfeiture Funds.

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- (e) Adopt a budget Ordinance amendment to the FY2009-2010 budget in the amount of \$2,000 to appropriate various Police donations.
 - (f) Adopt a budget Ordinance amendment to the FY2009-2010 budget in the amount of \$9,954 to appropriate insurance proceeds for a Solid Waste packer truck.
 - (g) Adopt a budget Ordinance amendment to the FY2009-2010 budget in the amount of \$12,752 to appropriate insurance proceeds for a street snow plow.
 - (h) Approve a request for a temporary use approval, with conditions, for a carnival to operate at the J.C. Price Legion Post, 1433 Old Wilkesboro Road.
 - (i) Approve a request for a temporary use approval for a carnival to operate at the Salisbury Mall, 1935 Jake Alexander Boulevard West.
 - (j) Set a public hearing for April 20, 2010 regarding possible expansion of the Municipal Service District.
12. Council to receive presentations from “special community efforts groups” regarding 2010-2011 City Budget requests.
13. Council to consider Land Development district map amendment LDOZ-05-2010, City of Salisbury, Grants Meadow Subdivision located along Rachel and Audrey Lanes, to rezone approximately 35 acres from General Residential (GR) to Manufactured Home Development – Neighborhood (MHD-NEIGH).
- (a) Receive a presentation from staff regarding Planning Board recommendation
 - (b) Hold a public hearing
 - (c) Issue a Statement of Consistency and Statement of Reasonableness and consider adopting an **ORDINANCE** to amend the Land Development district map.
14. Council to consider Land Development Ordinance text amendment LDOTA-05-2010, regarding marquee signs:
- (a) Receive a presentation from staff regarding Planning Board recommendation
 - (b) Hold a public hearing
 - (c) Issue a Statement of Consistency and Statement of Reasonableness and consider adopting an **ORDINANCE** to amend the Land Development Ordinance.
15. Council to consider issuance of a special use permit for SUP-01-2010 Havana Knights Fine Cigar Lounge, 401 East Innes Street:
- (a) Swear in those persons testifying at public hearing
 - (b) Ex Parte Disclosure
 - (c) Hold a public hearing – present evidence
 - (1) Receive testimony from staff
 - (2) Receive testimonies from proponents and opponents
 - (d) Findings of Fact
 - (e) Decision – Council to consider taking action to issue a special use permit to allow on-site alcohol consumption at Havana Knights Fine Cigar Lounge, 401 East Innes Street.

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16. Council to receive an introduction of the Fiber to the Home Brand.
17. Council to receive a report from Downtown Salisbury, Inc. (DSI) regarding the Phase I Market Analysis for a new event facility.
18. Council to receive a report from Downtown Salisbury, Inc (DSI) regarding a proposed Fisher Street Summer Concert Series.
19. Council to consider the second reading of the Five-Year Consolidated Plan for Housing and Neighborhood Revitalization and the FY2010-2011 budget for Community Development Block Grant (CDBG) and HOME program funds.
20. Council to receive a petition and consider adopting an **ORDINANCE** to reduce the speed limit to 25 mph in the McCall Heights Subdivision.
21. Council to consider awarding a Congestion Mitigation Air Quality (CMAQ) contract for project C-4909, Statesville Boulevard sidewalk, subject to concurring approval by the North Carolina Department of Transportation.
22. Council to receive an update on the construction of the Fisher Street Children’s Theater located at 135 East Fisher Street and consider approving a projection over the sidewalk in accordance with Section 22-18 of the City Code.
23. Council to receive a request regarding placement of monitoring wells in public rights-of-way.
24. Council to receive an update from staff regarding the 2010 Census.
25. Council to consider appointing a Chairman for the Salisbury Fireman’s Relief Fund Board.
26. Council to consider appointments to various Boards and Commissions.
27. Council to receive comment from the City Manager.
 - (a) Update regarding the Youth Protection Ordinance
 - (b) Report regarding a real estate proposal for City owned property.
 - (c) Other comments.
28. Mayor’s Announcements.
 - (a) April 1, 2010 marked the 5th Anniversary of Access16 Government Access Channel.
 - (b) The Hurley Park Spring Celebration will be held Sunday, April 11, 2010 from 2:00 p.m. until 4:00 pm at Hurley Park, 302 West Franklin Street.
 - (c) The Salisbury Parks and Recreation Department in partnership with Downtown Salisbury, Inc. will host the 4th Annual Touch a Truck program Saturday, April 17, 2010 from 10:00 a.m. until 1:00 p.m. at the First Bank parking lot.

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- (d) The Community Appearance Commission and the Public Services Department will sponsor a Spring Spruce-Up Week April 19-23, 2010.
 - (e) Other Announcements.
29. Council to go into closed session concerning a personnel matter as allowed by NCGS 143-318.11(6) and to consult with an attorney allowed by NCGS 143-318.11(a)(3).
30. Adjourn.