

Salisbury, North Carolina  
September 4, 2012

## **REGULAR MEETING**

**PRESENT:** Mayor Paul B. Woodson Jr., Presiding; Mayor Pro Tem Susan W. Kluttz, Council Members Maggie A. Blackwell, William (Pete) Kennedy, and, William Brian Miller; City Manager Doug Paris; City Clerk Myra B. Heard; and City Attorney F. Rivers Lawther, Jr.

**ABSENT:** None

Salisbury City Council met in Council Chambers in City Hall located at 217 South Main Street. The meeting was called to order by Mayor Woodson at 4:00 p.m. The invocation was given by Councilmember Blackwell.

## **PLEDGE OF ALLEGIANCE**

Mayor Woodson led those present in the Pledge of Allegiance to the United States flag.

## **RECOGNITION OF VISITORS**

Mayor Woodson welcomed all visitors present.

## **RECOGNITION – POLICE AND FIRE DEPARTEMENT EMPLOYEES OF THE YEAR**

Police Chief Rory Collins recognized the Veteran Officer of the Year, Young Officer of the Year, and Employee of the Year for 2012 from the Salisbury Police Department:

Veteran Officer of the Year  
Young Officer of the Year  
Civilian Employee of the Year

Master Police Officer Wiley Lamm  
Police Officer II Annice Chunn  
Telecommunications Supervisor  
Diana Gonzalez

Fire Chief Bob Parnell recognized the Veteran Firefighter of the Year, and the Rookie Firefighter of the Year from the Salisbury Fire Department:

Veteran Firefighter of the Year  
Rookie Firefighter of the Year

Engineer Jeff Miller  
Firefighter Andrew Ebersold

Mayor Woodson congratulated Master Police Officer Wiley Lamm and noted he was unable to attend the meeting. He then congratulated each individual and presented them with a Certificate of Recognition. He noted Council is grateful for all that the Police Department and Fire Department do for the City.

### **PROCLAMATION**

Mayor to proclaim the following observances:

BIKER BLUES BBQ RALLY AND BBQ CLASSIC DAYS	September 20-22, 2012
OVARIAN CANCER AWARENESS MONTH	September 2012

### **CONSENT AGENDA**

(a) Approval of Minutes

Approve Minutes of the Regular Meeting of August 21, 2012.

(b) Issue Sidearm and Badge

Authorize issuing Retired Police Lieutenant Alan Armour his sidearm and badge.

(c) Alley Closing and Public Hearing

Receive a petition to close Brawley Avenue from Corriher Avenue to Lantz Avenue, and the alley behind 304 West Corriher Avenue, and adopt a **RESOLUTION** setting a public hearing for October 2, 2012.

**RESOLUTION PERTAINING TO THE PROPOSED CLOSING OF A PORTION OF BRAWLEY AVENUE AND AN ALLEY BEHIND 304 WEST CORRIHER AVENUE, AND SETTING A PUBLIC HEARING FOR OCTOBER 2, 2012.**

(The above Resolution is recorded in full in Resolution Book No. 14 at Page No. 29, and is known as Resolution 2012-16)

(d) Outreach Christian Ministry Community Day

Close the 700 block of West Horah Street Saturday, August 25, 2012 from 10:00 a.m. until 3:00 p.m. for the Outreach Christian Ministry Community Day and School Supplies Giveaway.

(e) Temporary Street Closure-Rowan Helping Ministries

Close the 200 and 300 blocks of North Long Street, between Council Street and Kerr Street, Wednesday, September 19, 2012 from 10:30 a.m. until 12:30 p.m. for Rowan Helping Ministries' Ground Breaking Ceremony.

(f) Temporary Street Closure-Rowan Blues and Jazz Festival

Close the 200 block of West Fisher Street from Church Street to Jackson Street, Friday, October 19, 2012 from 12:00 midnight until Sunday, October 21, 2012 at 1:00 a.m. and the 100 block of West Fisher Street from Main Street to Church Street, Saturday, October 20, 2012 from 2:00 p.m. until 2:15 p.m. for the Rowan Blues and Jazz Festival.

Thereupon, Mr. Miller made a **motion** to adopt the Consent Agenda as presented. Ms. Blackwell seconded the motion. Messrs. Kennedy, Miller, and Woodson, and Mses. Blackwell and Kluttz voted AYE. (5-0)

**ALLEY CLOSING – 400 BLOCK OF EAST LIBERTY STREET AND THE 200 BLOCK OF NORTH SHAVER STREET**

(a) City Engineer Dan Mikkelson addressed Council regarding an alley closing in the 400 block of East Liberty Street and the 200 block of North Shaver Street. He displayed an aerial map and explained Rowan Helping Ministries is consolidating property and has requested the alley closing.

Mr. Mikkelson explained street and alley closings are regulated by North Carolina General Statute 160A-299 which requires advertisement by signs posted at the site, a notice mailed to adjacent property owners, and an ad in the newspaper for four consecutive weeks. He indicated closing the alley must not be contrary to the public interest, and no individual shall be deprived a means of ingress and egress to their property. He stated staff recommends Council conduct a public hearing, adopt a Resolution accepting the alley, and adopt an Order closing the alley.

(b) Mayor Woodson convened a public hearing, after due notice thereof, to receive comments regarding closing an alley located in the 400 block of East Liberty Street and the 200 block of North Shaver Street.

Mr. Chris Bradshaw, 530 North Long Street, Chairman of Shelter Ministries of Rowan, stated he supports the alley closing, and he noted the alley closing will benefit the new project.

There being no one else present to address Council, Mayor Woodson closed the public hearing.

Thereupon, Mr. Kennedy made a **motion** to adopt a Resolution pertaining to the acceptance of an offer of dedication for public use of the alley in the 400 block of East Liberty Street and the 200 block of North Shaver Street. Mr. Miller seconded the motion. Messrs. Kennedy, Miller, and Woodson, and Mses. Blackwell and Kluttz voted AYE. (5-0)

**RESOLUTION PERTAINING TO THE ACCEPTANCE OF AN OFFER OF DEDICATION FOR PUBLIC USE OF THE ALLEY IN THE 400 BLOCK OF EAST LIBERTY STREET AND THE 200 BLOCK OF NORTH SHAVER STREET.**

(The above Resolution is recorded in full in Resolution Book No. 14 at Page No. 30, and is known as Resolution 2012-17)

Thereupon, Mr. Kennedy made a **motion** to adopt an Order closing an alley in the 400 block of East Liberty Street and the 200 block of North Shaver Street. Mr. Miller seconded the motion. Messrs. Kennedy, Miller, and Woodson, and Mses. Blackwell and Kluttz voted AYE. (5-0)

**NORTH CAROLINA  
ROWAN COUNTY**

\* **BEFORE THE CITY COUNCIL OF  
\* THE CITY OF SALISBURY  
\* NORTH CAROLINA**

**IN THE MATTER OF:**

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**CLOSING OF ALLEY IN THE 400  
BLOCK OF EAST LIBERTY/200  
BLOCK OF NORTH SHAVER  
STREETS.**

\* **ORDER CLOSING OF ALLEY  
\* PURSUANT TO GENERAL  
\* STATUE OF NORTH 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 September 4<sup>th</sup> 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 alleys are not maintained by the Department of Transportation; and it further appearing that notice of this hearing was duly published in THE SALISBURY POST on August 10, 17, 24, and 31, 2012.

And it further appearing to the Council and the Council finding as a fact, that the closing of the alley, 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 alleys 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 statutes of North Carolina, Section 160A-299.

Beginning at a new iron pin in the north west right of way of North Shaver Street said iron being the north east corner of Fred M. Campbell (Deed Book 782 Page 154, Tax Map 10 Parcel 411) and also being N 47° 01' 24" E, 150.00' from an existing iron pipe at the northern intersection of East Council Street and North Shaver Street, thence three lines with Campbell (1) N 41° 59' 40" W, 50.95' to an existing 1" iron pipe, (2) N 42° 07' 46" W, 59.64' to an existing 1" iron pipe, (3) N 42° 06' 44" W, 62.11' to a new #5 rebar set at James M. Evans', Jr. north east corner (Deed Book 1028 Page 465, Tax Map 10 Parcel 414), thence with Evans' line N 42° 15' 13" W, 67.86' to an existing #5 rebar in the line of Robert Chunn (Deed Book 906 Page 770, Tax Map 10 Parcel 416), thence two lines with Chunn (1) N 47° 37' 07" E, 50.04' to a new #5 rebar, (2) N 41° 04' 23" W, 8.73' to a new #5 rebar the south west corner of The City of Salisbury property (Deed Book 797 Page 434, Tax Map 10 Parcel 443), thence three lines with The City of Salisbury property, (1) N 47° 34' 20" E, 50.39' to a new #5 rebar, (2) N 47° 34' 20" E, 50.39' to a new #5 rebar, (3) N 47° 34' 20" E, 50.39' to a new #5 rebar, the south west corner of John F. Kelly (Deed Book 602 Page 278, Tax Map 10 Parcel 403A), thence with Kelly's line N 47° 34' 20" E, 53.41' to a new #5 rebar in the south west right of way line of East Liberty Street, thence with East Liberty Street S 42° 53' 37" E, 11.58' to a new #5 rebar the north west corner of the Salisbury Community Development Corporation property (Deed Book 1111 Page 900, Tax Map 10 Parcel 405), thence with said line S 47° 03' 06" W, 144.00' to a new #5 rebar, the north east corner of The City of Salisbury property (Deed Book 797 Page 434, Tax Map 10 Parcel 402), thence three lines with The City property (1) S 47° 03' 06" W, 40.00' to a new #5 rebar, (2) S 42° 56' 54" E, 11.18' to a new #5 rebar, (3) S 47° 37' 07" W, 10.34' to an existing flat bar the north east corner of Damascus Emanuel Pentecost Church (Deed Book 743 Page 801, Tax Map 10 Parcel 410), thence two lines with the Church property, (1) S 47° 37' 07" W, 50.00' to a new #5 rebar, (2) S 41° 56' 11" E, 224.87' to a new #5 rebar in the north west right of way of North Shaver Street, thence with said street S 47° 37' 07" W, 10.00' to the point and place of beginning and being 0.135 acres as shown on survey and map by Shulenburg Surveying Company, P.A. dated April 16, 2012

Be and the same is hereby forever closed

This the 4<sup>th</sup> day of September, 2012

CITY COUNCIL OF THE CITY OF SALISBURY,  
NORTH CAROLINA

BY: s/s Paul B. Woodson Jr  
Mayor

s/s Myra B. Heard  
City Clerk

## **PROPOSED ORDINANCE AMENDMENTS – HOUSING ADVOCACY COMMISSION**

Community Planning Services Director Joe Morris, and Ms. Barbara Perry, Chair of the Housing Advocacy Commission (HAC), addressed Council regarding the HAC. Ms. Perry stated the HAC:

- Met on three occasions
- Completed a strategic planning process
- Elected a Chair
- Is co-sponsoring a Fair Housing Workshop with the Human Relations Council (HRC)

Ms. Perry stated the HAC established two standing committees: the Community Involvement and Education Committee and the Code Enforcement Committee. She noted the chairs and members volunteered to serve on their respective Committees, and she indicated the membership for each:

- Community Involvement and Education Committee
  - Ms. Catherine Warren (Chair)
  - Ms. Anne Lyles
  - Mr. Nate Chambers
  - Ms. Joann Diggs
  - Ms. Greta Connor
- Code Enforcement Committee
  - Mr. William Peoples (Chair)
  - Mr. Rodney Queen
  - Mr. Eddie Hampton
  - Mr. Calvin Turner
  - Mr. George Wilson

Mr. Morris explained the HAC met in June 2012 to conduct a strategic planning process. He noted the HAC developed indicators to measure the commission's progress, and it listed the power and duties of the HAC, ranking them by priority:

- Distribution of educational material
- Providing a forum for issues related to fair housing and tenant landlord responsibilities
- Reviewing and recommending changes to City Ordinances to strengthen minimum housing standards
- Recommend to Council adoption or amendment of Ordinances that further the work of HAC
- Directing staff to needed enforcement of any Ordinance that affects the quality of housing and neighborhood conditions
- Promote public interest

Mr. Morris stated the HAC recommends a program that consists of two standing committees and requests text amendments to:

- Section 1.03. - Organization of the commission
  - The commission, within thirty (30) days of its appointment, shall meet and elect a chairman, two vice-chairmen, and a secretary; the latter officer need not be a member of the commission
    - It shall also adopt by-laws to govern the conduct of its business
- Section 2.01. - Powers and duties of the commission
  - Meet monthly with staff to develop programs and receive reports on activities related to housing and neighborhood conditions
    - The commission's regular, monthly meeting date and time will be the first Thursday at 4:00 p.m.

Thereupon, Mr. Kennedy made a **motion** to set a public hearing for September 18, 2012 to consider text amendments to Appendix C., Part 6, Housing Advocacy Commission. Ms. Blackwell seconded the motion. Messrs. Kennedy, Miller, and Woodson, and Mses. Blackwell and Kluttz voted AYE. (5-0)

### **STATESVILLE BOULEVARD RESURFACING PROJECT**

City Engineer Dan Mikkelson stated staff conducted a public workshop Sunday, August 30, 2012 to receive feedback from the community in preparation for the resurfacing of Statesville Boulevard from Innes Street to Jake Alexander Boulevard. He explained the resurfacing was originally scheduled to take place in September 2012.

Mr. Mikkelson thanked Milford Hills United Methodist Church for hosting the workshop and noted a follow-up event will be held at a later date. He stated over 80 people attended the meeting and staff is working to compile the data to present to Council.

Mr. Mikkelson indicated the North Carolina Department of Transportation (NCDOT) is willing to delay the resurfacing project until spring 2013 to allow the public process to work. He stated NCDOT has requested the City send a written formal letter requesting the delay.

By Consensus, Council agreed to send a letter formally requesting the resurfacing project be delayed until spring 2013.

Councilmember Miller stated he attended the public workshop, and he pointed out citizens attending the meeting thought a decision had been made. He explained the top comment staff received was to leave the road as is and the second was to make the road safer. He indicated the dialog will continue, and staff will try to give citizens some concepts for discussion. He thanked the citizens for their input.

## SALE OF PROPERTY TO SALISBURY HOUSING AUTHORITY

Community Planning Services Director Joe Morris and Executive Director of Salisbury Housing Authority Sam Faust addressed Council regarding an offer from the Salisbury Housing Authority to purchase city-owned property.

Mr. Faust stated in an effort to develop a plan for the Choice Neighborhood Grant, the West End Transformation Plan, and to complete a planning grant that has been awarded, architects are working to design a neighborhood to replace the Civic Park Apartments. He indicated the new neighborhood will include public housing, affordable housing, market-rate apartments, a resident service and resource center, a pre-school, ample parking, a new road, and playground space. He noted the design team has determined a need for additional space and requests Council consider selling the vacant parcel located at 0 Forney Street, Tax Map 008, Parcel 112 to the Salisbury Housing Authority for \$1.

Mr. Morris explained the City received a written request from the Salisbury Housing Authority to purchase the property. He stated North Carolina General Statute 160-279 allows the sale to a not-for-profit corporation. He stated the sale requires adoption of a Resolution and it must be publically noticed for 10 days.

Mr. Morris displayed a map of the area and indicated there are drainage issues. He indicated a survey will be obtained, and he pointed out a future drainage easement may be required. He stated staff recommends the sale of the property.

Mayor Pro Tem Kluttz stated selling the property to the Salisbury Housing Authority for neighborhood revitalization is an excellent use of the property.

Thereupon, Ms. Kluttz made a **motion** to adopt a Resolution authorizing the City Manager to dispose of the property located at 0 Forney Street, Tax Map 008, Parcel 112, to the Salisbury Housing Authority in the amount of \$1. Mr. Miller seconded the motion. Messrs. Kennedy, Miller, and Woodson, and Meses. Blackwell and Kluttz voted AYE. (5-0)

RESOLUTION TO SELL REAL PROPERTY TO AN ENTITY CARRYING OUT A PUBLIC PURPOSE.

(The above Resolution is recorded in full in Resolution Book No. 14 at Page No. 31, and is known as Resolution 2012-18)

## COMMUNITY-WIDE ASSESSMENT GRANT

Community Planning Services Director Joe Morris addressed Council regarding an Environmental Protection Agency (EPA) Community-Wide Assessment Grant. He explained the grant is:

- Funded through the Technical Assistance for Brownfields (TAB) Program
- Up to \$400,000
- Assistance provided by PPM Consultants, Birmingham, Alabama
- No cost for application and no local match required
- Jointly administrated with RowanWorks

Mr. Morris explained several sites in the community may be suitable for assessment and possible remediation from environmental contamination through the TAB Program. He noted staff contacted Centralina Council of Governments (COG) who recommended contacting PPM Consulting. He indicated a consultant from PPM, Mr. Keith Pyron, visited several local sites that may be eligible for a TAB grant. Mr. Morris stated the application process includes creating an inventory of potential sites. He indicated staff recommends authorizing the City Manager to proceed with the Community-Wide Assessment Grant application.

City Manager Doug Paris stated there is a property in the Park Avenue neighborhood which is of great concern. He asked staff to take this property into consideration.

Councilmember Blackwell asked if the grant would be for assessment only.

Mr. Morris stated the grant may include minor remediation, but a Community-Wide Assessment Grant requires a party that is pursuing redevelopment of the site. He noted once the site is determined, staff will work to locate a developer and then work to pursue a Brownfields' Grant to clean up the site.

Thereupon, Ms. Blackwell made a **motion** to authorize the City Manager to pursue a \$400,000 Community-Wide Assessment Grant from the Environmental Protection Agency under the Technical Assistance for Brownfields program. Ms. Kluttz seconded the motion. Messrs. Kennedy, Miller, and Woodson, and Meses. Blackwell and Kluttz voted AYE. (5-0)

## ROWAN ANIMAL CLINIC SEWER LINE EXTENSIONS

City Engineer Jeff Jones addressed Council regarding Rowan Animal Clinic sanitary sewer line extensions. He explained there was a fire at Rowan Animal Clinic earlier in the year, and he noted the Lowe family, who owns the clinic, is seeking sewer service to the rebuilt facility.

Mr. Jones indicated staff produced a cost estimate of \$86,000 for the project, and the Lowe family is willing to pay the full amount. He pointed out the long term maintenance of the sewer lines will benefit the City, and the sewer lines can serve additional customers in the future.

Mayor Woodson asked if the location is outside the City limits. Mr. Jones indicated it is.

Thereupon, Ms. Kluttz made a **motion** to authorize the City Manager to execute an agreement with Lowe Property Holdings, LLC regarding sewer line improvements for Rowan Animal Clinic. Mr. Kennedy seconded the motion. Messrs. Kennedy, Miller, and Woodson, and Mses. Blackwell and Kluttz voted AYE. (5-0)

Thereupon, Ms. Kluttz made a **motion** to adopt a Capital Project Ordinance in the amount of \$86,000 to appropriate funds to extend the sanitary sewer service to 4155 States Boulevard. Mr. Miller seconded the motion. Messrs. Kennedy, Miller, and Woodson, and Mses. Blackwell and Kluttz voted AYE. (5-0)

#### ROWAN ANIMAL CLINIC SEWER EXTENSION CAPITAL PROJECT ORDINANCE.

(The above Ordinance is recorded in full in Ordinance Book No. 23 at Page No. 81, and is known as Resolution 2012-33)

#### **DOWNTOWN MAINTENANCE CODE**

Community Planning Services Director Joe Morris addressed Council regarding the proposed Downtown Maintenance Code. He explained the Downtown Maintenance Code:

- Originally identified as a goal by the Downtown Salisbury Incorporated (DSI) Board of Directors based on input from downtown business and property owners
- Adopted as Goal 1.2 of the Salisbury City Council
- Reviewed by staff and the DSI Master Planning Committee
- Seeking additional input from downtown property owners
- DSI Board to present its findings to City Council

Mr. Morris noted the proposal is to amend Chapter 14 of the City Code and will apply to the area within the Municipal Service District. He explained the amendment will add Article V- Downtown Maintenance Code and address: graffiti, awnings, windows, roofs, hazardous conditions, and overgrowth.

Mr. Morris reviewed the Downtown Maintenance Code - Chapter 14 Nuisances and noted:

- A structure, wall, or other affixed real property visible from a public right of way shall not have graffiti for a period of more than 30 consecutive days
- A structure shall not have awnings with more than 30 percent of the surface area, torn, tattered, or missing for a period of more than 30 consecutive days
- A structure shall not have windows that are not weather tight and/or window frames with more than 50 percent of the surface area covered with disfigured, cracked, or peeling surface materials for a period of more than 60 consecutive days

- A structure shall not have a roof with leaks that endangers the integrity of the structure or the health, safety, or welfare of tenants or adjoining property owners for a period of more than 60 consecutive days
- Hazardous Conditions: A property shall not have hazardous conditions that pose a liability to public health, safety and welfare

Mr. Morris stated staff recommends setting a public hearing for September 18, 2012 to receive public input regarding the proposed Ordinance.

Thereupon, Ms. Kluttz made a **motion** to set a public hearing for September 18, 2012 related to potential text amendments to Chapter 14, Nuisances, of the Salisbury City Code of Ordinances. Mr. Kennedy seconded the motion. Messrs. Kennedy, Miller, and Woodson, and Mses. Blackwell and Kluttz voted AYE. (5-0)

Mayor Woodson asked Mr. Morris and Downtown Salisbury Incorporated Executive Director Randy Hemann to identify the biggest Maintenance Code violation in the City. Mr. Hemann stated he receives complaints from downtown merchants regarding adjacent properties that are not properly maintained.

### **STEERING COMMITTEE – NUISANCE ANIMALS**

Community Planning Services Director Joe Morris addressed Council regarding a Resolution of Intent authorizing a steering committee to study and recommend policies related to nuisance animals. He noted the Resolution of Intent addresses:

- City Council Goal 1.6
- Proposed study committee to investigate impacts and make recommendations to Council regarding nuisance animals
- Committee to be composed of community representatives
- Report to Council within 90 days
- Proposed committee that will include
  - Animal advocates
  - Code enforcement personnel
  - Animal control personnel
  - Animal care givers
  - Neighborhood residents

Mr. Morris stated staff recommends adoption of a Resolution of Intent to establish a steering committee to study nuisance animals. He invited the public to participate in the process by contacting him at [jmorr@salisburync.gov](mailto:jmorr@salisburync.gov), or the City Clerk's office at (704) 638-5224, or by completing an application online at [www.salisburync.gov](http://www.salisburync.gov).

Thereupon, Mr. Miller made a **motion** to adopt a Resolution of Intent authorizing a steering committee to study and recommend policies related to nuisance animals. Mr. Kennedy seconded the motion.

Councilmember Kennedy stated Council receives criticism from the community regarding nuisance animals. He stated he supports the steering committee, and he pointed out the committee will work together to find the best possible solution for the City.

Councilmember Miller stated Animal Control cannot do anything if an animal is aggressive. He noted Animal Control can only intervene when an animal has bitten someone, and then it is too late. He explained Council does not want to wait until someone is seriously injured to take action.

Messrs. Kennedy, Miller, and Woodson, and Mses. Blackwell and Kluttz voted AYE.  
(5-0)

#### RESOLUTION OF LEGISLATIVE INTENT AUTHORIZING A STEERING COMMITTEE TO STUDY AND RECOMMENDED POLICIES RELATED TO NUISANCE ANIMALS.

(The above Resolution is recorded in full in Resolution Book No. 14 at Page No. 32, and is known as Resolution 2012-19)

#### **STEERING COMMITTEE – SIGN ORDINANCES**

Community Planning Services Director Joe Morris stated staff has received a number of inquiries regarding the local Sign Ordinance. He reviewed the Resolution of Intent regarding a committee to study Sign Ordinances:

- Potential amendments to the Sign Ordinance
  - Political signs
    - State and local regulations
  - Use of LED signage for transportation and commercial uses
  - Use of banners on main corridors to promote community activities
- Special Committee Composition
  - Planning Board
  - Community Appearance Commission (CAC)
  - Design Review Advisory Committee
    - Auxiliary of the Historic Preservation Commission (HPC)

Mr. Morris explained there are three major conflicts between the State and City Sign Ordinances. He noted the City's current Sign Ordinance does not acknowledge early voting. He stated State legislation allows a slightly larger sign, and it allows the signs to be located in a public right-of-way.

Mr. Morris pointed out the rail division of the North Carolina Department of Transportation (NCDOT) has approached staff regarding LED reader boards to be placed at the track-side canopy at the train station. He stated commercial property owners have contacted staff regarding their need for LED signage associated with their businesses.

Mr. Morris indicated the City has received requests regarding banners on main corridors to promote community events. He noted the banners are currently allowed as pole displays within the Municipal Service District, at shopping centers, college campuses, and hospital campuses, but not in the interim between districts. He stated staff recommends a study regarding the use of banners along main corridors.

Mr. Morris explained Council will not appoint the commission, but it will self-appoint nine to 11 members from the Planning Board, the CAC, and the Design Review Advisory Committee.

Mayor Pro Tem Kluttz stated a committee to study the Sign Ordinances is an excellent idea, and she pointed out times are changing and the City must change too.

Thereupon, Ms. Kluttz made a **motion** to adopt a Resolution of Intent authorizing a special committee to study and recommend text amendments to the Sign Ordinances. Mr. Miller seconded the motion.

Mayor Woodson stated the study will be of significant importance regarding political signs.

Messrs. Kennedy, Miller, and Woodson, and Meses. Blackwell and Kluttz voted AYE.  
(5-0)

#### RESOLUTION OF LEGISLATIVE INTENT AUTHORIZING A SPECIAL COMMITTEE TO STUDY AND RECOMMENDED TEXT AMENDMENTS TO THE SIGN ORDINANCE.

(The above Resolution is recorded in full in Resolution Book No. 14 at Page No. 33, and is known as Resolution 2012-20)

#### LOCAL POINT OF DISPENSING SITE

Parks and Recreation Director Gail Elder White stated the City has an annual agreement with the Rowan County Health Department regarding dispensing medication and immunizations on a mass scale as part of Rowan County's Emergency Preparedness Plan.

Councilmember Miller asked if an agreement can be approved for a longer period of time. Ms. Elder White stated she will follow up with the Rowan County Health Department and present the findings to Council.

Thereupon, Mr. Miller made a **motion** to authorize the City Manager to execute a Memorandum of Understanding with the Rowan County Health Department to utilize the Civic Center as a Local Point of Dispensing Site. Mr. Kennedy seconded the motion. Messrs. Kennedy, Miller, and Woodson, and Meses. Blackwell and Kluttz voted AYE. (5-0)

## DIXONVILLE CEMETERY MEMORIAL PROJECT

Senior Planner Janet Gapen addressed Council regarding the Dixonville Cemetery Memorial Project. She noted the Dixonville Cemetery Task Force has been working with faculty and students from North Carolina A&T University who donated their time to the project. She acknowledged Mr. Perry Howard, Coordinator of the Landscape Program at North Carolina A&T University, and Mr. Chris Harrison, North Carolina A&T graduate for their individual donations of time and talent.

Ms. Gapen displayed drawings and site plans for the Dixonville Cemetery and the surrounding area. She noted the development of the Dixonville Cemetery Memorial Project is directly related to Lincoln Park, the former Lincoln School, and the site of the former Dixonville Baptist Church. Ms. Gapen explained buildings that may have been considered historic were lost in the urban renewal of the 1960s.

Ms. Gapen stated the design for the Dixonville Cemetery Memorial Project will include granite columns engraved with names, dates, and historical images arranged in a timeline along a patterned walkway with steps ascending to the cemetery. She stated the plan includes low-maintenance ornamental grasses, subtle lighting and appropriately-scaled trees.

Ms. Gapen reviewed the phases of the plan and estimated costs:

Section A	\$122,028
Section B	\$166,518
Sections C, D, E	<u>\$ 26,040</u>
Subtotal	\$314,586
<u>Contingency</u>	<u>\$ 31,458</u>
Total	\$346,044

Ms. Gapen stated any sculpture that may be erected will be part of a separate design phase.

Councilmember Kennedy thanked Ms. Gapen for the presentation. He acknowledged Mr. Fred Evans, Chair of Dixonville Cemetery Task Force, who was in the audience.

Mr. Evans thanked Council for its support of the project. He stated the Dixonville Cemetery Memorial Project will compliment the work at the Historic National Cemetery.

Mayor Pro Tem Kluttz thanked Mr. Evans and the committee members for their work on the project. She stated the work is very important because the Dixonville Cemetery is a significant piece of Salisbury history. She noted it is a sensitive issue due to the buildings and homes that were lost in the urban renewal of the 1960s. She pointed out the Dixonville Cemetery Memorial Project is a natural step in the City's historic preservation efforts.

Councilmember Blackwell stated the loss of the historic property in the Dixonville Cemetery area serves as a warning to Council to learn from the past and consider the long-term impact when it makes decisions.

### **CITY MANAGER'S COMMENTS**

(a) **Purchase Truck-Mounted High Pressure Sewer Cleaner**

Purchasing Manager Anna Bumgarner and Engineer Jeff Jones addressed Council regarding the purchase of a truck-mounted high pressure sewer cleaner. Ms. Bumgarner stated staff is planning to purchase the truck using a United States General Services Administration (GSA) contract. She noted the purchase is within the City's budget and has been approved by the Vehicle Review Committee. She indicated the purchase is needed due to the addition of China Grove to Salisbury-Rowan Utilities (SRU).

Mr. Jones displayed pictures of a truck-mounted high pressure sewer cleaner and he explained it uses a high pressure jet to scour the sewer lines.

City Manager Doug Paris noted no action was needed by Council, but he wanted to make Council aware of the purchase.

Councilmember Miller asked if the purchase will work with the sanitary sewer lines and the stormwater utility. Mr. Jones stated it can be used in both areas. He pointed out the equipment must be thoroughly cleaned before it is placed in the storm sewer.

### **MAYOR'S ANNOUNCEMENTS**

(a) **Kids' Night Out**

Mayor Woodson announced Downtown Salisbury, Inc. will host Kids' Night Out Friday, September 7, 2012, from 5:00 p.m. until 9:00 p.m. in downtown Salisbury.

(b) **Boy's Youth Basketball Program**

Mayor Woodson announced the Parks and Recreation Department will hold registration for the Boy's Youth Basketball Program, ages 7-15, beginning September 10, 2012. Please call Hall Gym at (704) 638-5289 for more information.

(c) **Mayor's Cup Football Game**

Mayor Woodson announced Catawba College and Livingstone College will play the annual Mayor's Cup football game Saturday, September 8, 2012 at 7:00 p.m. at Shuford Stadium on the Catawba College campus.

(d) 9/11 Memorial Service

Mayor Woodson announced a 9/11 Memorial Service will be held Tuesday, September 11, 2012 at 9:30 a.m. at the Firefighter's Memorial located in the 1400 block of South Main Street.

(e) BB&T Sunset Run

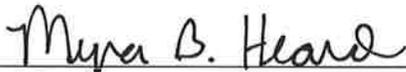
Councilmember Miller announced the BB&T Sunset Run 5K for Rowan United Way campaign will take place Friday, September 7, 2012. He indicated proceeds will be given to the local United Way.

**ADJOURNMENT**

Motion to adjourn the meeting was made by Mr. Miller seconded by Ms. Klutz. All council members in attendance agreed unanimously to adjourn. The meeting was adjourned at 5:37 p.m.



Paul B. Woodson, Jr., Mayor



Myra B. Heard, City Clerk