

Salisbury, North Carolina  
January 20, 2004

## **REGULAR MEETING**

**PRESENT:** Mayor Pro Tem, Paul B. Woodson, Jr., Presiding;  
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:** Mayor Susan W. Kluttz

The meeting was called to order by Mayor Pro Tem Woodson at 4:00 p.m. The invocation was given by Councilman Burgin.

## **PLEDGE OF ALLEGIANCE**

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

## **RECOGNITION OF VISITORS**

Mayor Pro Tem Woodson welcomed all visitors present.

## **RECOGNIZE ROWAN REGIONAL MEDICAL CENTER**

Ms. Karen Wilkinson, Marketing and Community Relations Manager, announced a five (5) year partnership between Salisbury Parks and Recreation and Rowan Regional Medical Center in support of the Forest Hills section of the Salisbury Greenway.

On behalf of Salisbury City Council, Mayor Pro Tem Woodson presented a Plaque of Appreciation to Mr. Phil Whitesell, Rowan Regional Medical Center Director of Community Relations.

Mr. Whitesell thanked City Council and the Salisbury Parks and Recreation Department for their help in putting the partnership together. He stated that the Medical Center sees the Greenway project as an important way to encourage citizens to exercise and take better care of themselves.

## **PROCLAMATION**

Mayor Pro Tem Woodson proclaimed the following observance:

NATIONAL MENTORING MONTH                      January, 2004

## **CONSENT AGENDA**

(a) Minutes

Approve Minutes of the regular meeting of January 6, 2004.

(b) Street Closing - Second Street

Receive a petition to close Second Street between Bringle Ferry Road and Little Street and set a public hearing for February 17, 2004.

RESOLUTION PERTAINING TO THE PROPOSED CLOSING OF AN UNIMPROVED RIGHT-OF-WAY KNOWN AS SECOND STREET.

(The above resolution is recorded in full in Resolution Book No. 12, at Page No. 1, and is known as Resolution No. 2004-01.)

(c) Andrew Jackson Masonic Lodge - Brunswick Stew Sale

Approve a request from the Andrew Jackson Masonic Lodge to reverse the flow of traffic on Water Street on February 26, 2004 for their annual Brunswick Stew Sale.

Thereupon, Mr. Kennedy made a **motion** to adopt the Consent Agenda. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, and Woodson voted AYE. (4-0)

## **HIGHLIGHTS AND GOALS**

### **Community Appearance Commission**

Mr. Pete Bogle, Chairman of the Community Appearance Council (CAC), spoke to Council regarding the Highlights for 2003 and Goals for 2004. The members of the CAC for 2003 were: Ms. Emma Jean Hawley, Mr. Pete Bogle, Mr. Bill Safrit, Mr. Johnny Safrit, Ms. Suzette Davis, Ms. Greta Connor, Mr. Bruce Wilson, Mr. Preston Sale, Ms. Barbara Perry, Mr. James Donaldson, Ms. Cindee Bridges, and Ms. Earline Turner.

#### **Highlights 2003**

- Fall 2003 – awarded three (3) Municipal Service District Incentive Grants
  - Total Grants - \$16,075
  - Total Project Amounts \$302,000

Projects for the upcoming year using the Municipal Service District Grants include The Salisbury Emporium, Lee Street Clay Works, The Cheerwine Building and The Freedman's Cemetery.

- Fall 2003 – awarded five (5) Innes Street Improvement Grants
  - Total Grants - \$18,417
  - Total Project Amounts - \$371,000

As part of the Innes Street Improvement Grants the CAC will be working on projects that include Innes Street Drug, the Washington Building, Council Street Commons, Dairy Queen on West Innes, and the Happy Traveler Motel on East Innes Street.

Mr. Bogle informed Council that since the grant programs began the money the City has invested has leveraged approximately \$10,000,000 in private money.

Mr. Bogle explained that as a result of the "pocket garden" at Mahaley and Park Avenues, the CAC decided to adopt this concept as a goal and has installed a "pocket garden" at the intersection of Elm Street and Lincolnton Road with a \$2,400 grant from the Salisbury Inter-Civic Council.

Mr. Bogle indicated that members of the CAC had visited Asheville, North Carolina to tour their Art and History Trail and because of Salisbury's unique history, the Commission feels Salisbury will be an ideal location for a Downtown Art and History Trail. He noted that a Public Art Committee has been established and includes members of the Rowan County Convention and Visitors Bureau, the Waterworks Visual Art Center, Rowan Museum, Rowan County Public Library, Historic Salisbury Foundation, Local Downtown Churches, and the School System.

- Began initial planning phases of Salisbury Art and History Trail with Downtown Salisbury, Inc.
- Supported Downtown Salisbury, Inc. Angel Project
- Continued Landscape of the Month, Fall and Spring spruce-up with Public Services Department
- Made recommendations to Council on temporary sales signs
- Planning for 2004 CAC/Tree Board Awards program

#### **Goals 2004-05 Requiring Funding**

- Continue the Municipal Service District Grant Program - \$25,000
- Continue the Innes Street Incentive Grant program - \$25,000
- Conduct annual awards/education program - \$3,000
- Continue the promotion of the Fall and Spring Spruce-up Days, Adopt a Salisbury Street Program, Landscape of the Month, and other programs - \$1,600
- Support efforts to improve appearance, comfort and maintenance of downtown streetscape with purchase of eleven (11) additional trash receptacles and six (6) benches - \$15,000
- Initial planning for Urban Art and History Trail - \$20,000

Mayor Pro Tem Woodson thanked Mr. Bogle and members of the CAC for their work for the City.

### **Historic Preservation Commission**

Mr. Michael Young, Vice-Chairman of the Historic Preservation Commission (HPC), presented their goals and highlights for 2003-2004.

The 2003-04 HPC members are: Mr. Charles Paul, Mr. Michael Young, Mr. Mike Fuller, Mr. Ronald Fleming, Mr. Mark Perry, Ms. Kathy Walters, Ms. Maureen O'Farrell, Mr. Jeff Sowers, and Mr. Dick Sylvester.

#### HPC Activities 2003

- Eleven (11) regular meetings
- Forty-one (41) Certificates of Appropriateness (COA) granted
- Three (3) COA applications denied
- Four (4) COA applications withdrawn
- Sixty-eight (68) minor works approved
- Four (4) Design Review Advisory Committee (DRAC) meetings

#### Highlights 2003

- Training – One (1) member attended HPC Regional conference in Lincolnton
- Two (2) members and one (1) staff member attended North Carolina Main Street Conference
- Certified Local Government (CLG) Annual Report
- Awarded seven (7) Historic Preservation Incentive Grants totaling \$19,750

#### Goals 2004-05

- Continue Historic Preservation Incentive Grant - \$30,000
- Begin systematic update of National Register District descriptions with consideration of potential expansions as indicated on 2001 City-wide Architectural Survey. Apply for CLG Historic Preservation Fund Grant in October, 2004 to assist with funding - \$20,000
- Reprint & produce CD of Residential Historic District Guidelines - \$4,500
- Print & produce CD of Non-Residential Historic District Guidelines - \$3,500
- Amend Non-Residential Guidelines to provide a means for the Commission to review public art as proposed for the Salisbury Art and History Trail
- Study the feasibility of developing guidelines to review subdivision requests within local historic districts
- Reproduce National Register District maps in GIS format (staff)
- Assist Rowan County with establishing Rowan County Historic Landmarks Commission
- Identify training and educational opportunities for members and staff

Mayor Pro Tem Woodson thanked Mr. Young and members of the HPC for their time and efforts in preserving Salisbury's history.

### **Parks and Recreation Advisory Board**

Ms. Vickie Wallace, Chairperson of the Parks and Recreation Advisory Board, and Ms. Gail Elder White, Parks and Recreation Director, spoke to Council concerning the Highlights for 2003 and Goals for 2004.

#### Highlights 2003

- Funding of the Feasibility Study for a new Convention and Civic Center

- Extensive Use of the Salisbury Community Park
  - Little League Baseball
  - Hispanic Soccer League
  - Rowan County Youth Soccer Association
  - Recreation & Middle School Programs
  - Two (2) State Level Youth Soccer Tournaments
  - Two (2) Softball Tournaments
  - Sixth (6<sup>th</sup>) Annual Marshmallow Drop
  - Second (2<sup>nd</sup>) Annual Fishing Derby, which produced the State Fishing Winner
  - Kite Program
  - North Hills Christian School Cross Country

Ms. Wallace stated that the next area of development in Salisbury Community Park is the construction of a trail to the lake. She noted that the Community Park Foundation is also seeking sponsors for seven (7) shelters to be built adjacent to the fishing lake.

Ms. Wallace informed Council that it was a good fundraising year in lean economic times and donations included:

- \$25,000 from the Robertson Foundation for the Lake Trail
- \$50,000 from the North Carolina Trails Program for the Lake Trail
- \$5,000 from the US Tennis Association for the City Park Summer Tennis Program
- \$5,000 from Rowan Regional Medical Center for the Jr. NBA Leagues Sponsorship
- \$1,800 from the sale of Soccer Field Signage at Salisbury Community Park

Ms. Wallace noted the Greenway funding and sponsorships, which were:

- \$18,000 from Rowan Regional Medical Center for the Forest Hills section of the Greenway as part of a five (5) year sponsorship
- \$1,000 from the 5K Run/Walk for the Greenway whose proceeds benefit the Greenway

#### Goals for 2004

##### Priority Level 1

- Provide operating and tournament recruitment funds for our Parks, especially Salisbury Community Park and Athletic Complex
- Provide annual allocation of funds for renovation of existing parks
- Provide additional funding for a feasibility study of a new facility to support large events and conferences (Convention/Civic Center)
- Renovation of the Sports Complex fields, complex design and new lighting (PARTF Grant match)
- New Convention/Civic Center to accommodate larger groups

##### Priority Level 2

- Civic Center Renovations according to the Master Plan (\$2,000,000 for gym, pool and some park development)
- Design and development of a Hall of Fame building at the Salisbury Community Park & Athletic Complex
- Neighborhood Park land acquisition, East of I-85

##### Supporting Goals

- Support design and development of the Salisbury Greenway
- Support neighborhood problem solving, through programs and park renovations
- Support the Tourism Authority in the recruitment of tournaments and events in our parks

Members of the Parks and Recreation Advisory Board are: Ms. Vickie Wallace, Chair; Ms. Karen Morris, Vice-Chair; Mr. Luke Fisher, Mr. Albert Stout, Jr., Mr. Sal Alfieri, Mr. Andrew Mitchell, Ms. Amy Smith, Ms. Amy Ritchie, Mr. Blaine Gorney, and Mr. Bill Burgin, City Council Liaison.

Mayor Pro Tem Woodson thanked Ms. Wallace and Ms. Elder White for their work throughout the year.

**GROUP DEVELOPMENT SITE PLAN - G-13-03 - H. D. ISENBERG ELEMENTARY SCHOOL - 2800 JAKE ALEXANDER BLVD. NORTH**

Councilman Burgin asked Council to allow him to abstain from this issue due to a conflict of interest.

Thereupon, Mr. Kennedy made a **motion** to remove Councilman Burgin from deliberations. Mr. Lewis seconded the motion. Messrs. Kennedy, Lewis, and Woodson voted AYE. (3-0)

(a) Mr. David Phillips, Interim Zoning Administrator, informed Council that the group development plan is for H.D. Isenberg School on Jake Alexander Boulevard. The request is for a 23,834 square foot addition to the existing building and an expansion of the parking lot.

Mr. Phillips stated that with the building expansion the School System is not required to install additional landscaping because it is an existing building. He noted that with the parking lot expansion they will have to bring the parking lot up to landscaping standards.

Staff presented two recommendations when the request was presented to the Planning Board. The first recommendation concerned drainage for the parking lot. He noted that the Planning Board did not feel the additional drainage requirements were needed and felt the existing basins were sufficient.

The second recommendation was the introduction of a sidewalk along Jake Alexander Boulevard. He noted that the Staff Committee felt that with the development in the area this will create interconnectivity as addressed in the Vision 2020 Plan. The Planning Board discussed the recommendation and Mr. Phillips noted that all but one (1) member felt the sidewalk was not needed at this time.

Mr. Phillips informed Council that the Planning Board recommended approval of the site as presented by a 10-1 vote, with the one (1) vote against expressing concerns about the sidewalk.

(b) Mayor Pro Tem Woodson convened a public hearing, after due notice and advertisement thereof, to consider Group Development Site Plan G-13-03, H.D. Isenberg Elementary School, 2800 Jake Alexander Blvd. North.

Since no one was present to speak **for** or **against** the above proposal, Mayor Pro Tem Woodson closed the public hearing.

(c) Thereupon, Mr. Kennedy made a **motion** to approve the recommendation as provided by the Planning Board. Mr. Lewis seconded the motion. Messrs. Kennedy, Lewis, and Woodson, voted AYE. (3-0)

Mr. Lewis stated that he had concerns with the sidewalk issue but after looking at the parcel and the length of the property he could understand why the Planning Board did not require them at this time. He added that he understood staff's position and encouraged them to continue to bring their recommendations forward.

**PUBLIC HEARING - ELLIS STREET BRIDGE REPLACEMENT**

(a) Mr. Dan Mikkelson, Director of Land Management and Community Development, introduced Mr. Jeff Koontz and Mr. David Griffith of URS Corporation, consultants for the planning and design for the Ellis Street Bridge replacement project.

Mr. Mikkelson informed Council that the last public hearing concerning the bridge was in 1999, which led to the current environmental document for the bridge replacement. He explained that at that time staff negotiated with the Federal Highway and North Carolina Department of Transportation (NCDOT) to replace the existing bridge with a new bridge in the same location with a reduced design speed of twenty (20) miles per hour. This plan had the minimum impact on the historic district and allowed the City to maintain the existing traffic patterns.

Mr. Mikkelson explained that URS Corporation began the design process for the bridge replacement and during this time was contacted by Norfolk Southern Railroad, who wished to exercise their right to widen the tracks at some point in the future. He noted that Norfolk Southern has no plans to install another set of tracks but they want to protect their right to install them in the future. Mr. Mikkelson stated that the City has to accommodate this request, which requires an amendment to the environmental document.

Under the previous proposal the bridge would have been approximately one hundred twenty-six (126) feet long. With the new proposal the bridge will be one hundred fifty-two (152) feet, which is twenty-six (26) feet longer than previously publicly discussed and approved. Mr. Mikkelson stated that the height of the bridge will be approximately one (1) foot taller than the previously proposed bridge, and the approach ramps will be approximately two and half (2 ½) feet taller.

Mr. Mikkelson informed Council that in order to change the environmental document it requires a public hearing. In preparation of the public hearing, staff mailed approximately ninety (90) notices to citizens owning property in the vicinity of the bridge and advertised in the newspaper. He told Council that no action is required today. Mr. Mikkelson stated that the revised environmental document will be sent to the NCDOT and Federal Highway for their approval. Once their approval is received and URS Corporation does more design work, staff will be ready to conduct a public workshop and begin talks with the Historic Preservation Commission concerning an appropriate appearance for the bridge.

Councilman Burgin asked if the extra footage will be on one side of the bridge. Mr. Mikkelson confirmed that it is. Mr. Koontz stated that the length will be added to the south side which is the side Norfolk Southern has designated for a third (3<sup>rd</sup>) track.

Mayor Pro Tem Woodson asked what year the bridge was initially installed. Mr. Mikkelson replied that he did not have the answer but it was determined by an architectural historian that there have been enough alterations to the bridge structure that it does not qualify as a historical structure.

(b) Mayor Pro Tem Woodson convened a public hearing, after due notice and advertisement thereof, concerning the Ellis Street Bridge replacement.

Those addressing Council concerning the above proposal were:

Dr. Carol Jean Stoessel Zvonar, President of Historic Salisbury Foundation, stated that they were opposed to the change in the bridge plan which they had initially agreed upon in 1996 and 1999. She stated that the railroad showed no concern at that time. Dr. Zvonar commented that the original plan allowed the bridge to remain essentially as it is, noting that although it would be a rebuilt bridge, it would still have the hump and the crook in it. Dr. Zvonar indicated that this was the gateway entrance to old Salisbury from the west and it is still a gateway to downtown. She stated that lengthening the bridge will affect the Foundation's preservation efforts. Dr. Zvonar told Council that she felt the plan was thrust upon them with very little notice. She informed Council that the bridge was opened in 1858 and asked Council to postpone their final hearing and vote to allow everyone in the neighborhood to thoroughly study the plan.

Mr. Pete Hoffman, 416 West Kerr Street, stated that the change in the bridge will hurt the neighborhood. He questioned Norfolk Southern's right to ask for this accommodation and stated he was interested what General Statute gave them this right. He added it appeared to him that the land is not in Norfolk Southern's right-of-way. Mr. Hoffman noted that his house is close to the railroad and is concerned about the road bed expanding by potentially forty (40) feet. He asked Council not to do this if possible and discouraged the expansion of the road bed.

Mr. Tom Wolpert, 500 West Council Street and President of the Historic District, asked if there will be another meeting for public input. He stated the Historic District had concerns because the bridge affects the neighborhood. He asked to have input from the Historic Preservation Commission and stated that he felt this will eliminate some of the problems that will occur.

Ms. Kathy Walters, 218 North Ellis Street, stated that she is a member of the Historic Preservation Commission and noted that she lives within one (1) block of the bridge and did not receive a notice for the public hearing. She stated that she did not feel anyone has a problem with a new bridge being built as long as it provided pedestrian access. Ms. Walters stated she felt reassured since the Historic Preservation Commission will have some input on the design. She encouraged Council to pay careful attention to the impact to the neighborhood. Ms. Walters stated that the surrounding neighborhoods were important historic parts of the community and asked Council to guard them from something that would prove to be damaging to the character and appearance.

Ms. Deborah Brezee, 420 North Ellis Street, told Council that she resides in the house probably most impacted by the bridge change. She stated that she met with Mr. Dan Mikkelson, Mr. Jeff Koontz, and Mr. David Griffith prior to the meeting and she felt they listened to her concerns and were very easy to work with. She noted her concerns were access from her driveway onto the bridge, the impact on property values, and the amount of encroachment. She stated that she will be impacted by the noise during construction and encouraged staff to continue the open conversation with people who are impacted.

Mr. Edward Clement, 310 South Ellis Street, urged Council to take this matter very seriously as it is a major impact on one of the most historic areas. He urged Council to look at all alternatives. Mr. Clement noted the houses on East Bank Street and how they sit below the road because of the ramp. He stated that this should not happen today. Mr. Clement noted some of the historical structures in the district, and asked Council to look at alternatives that will lessen the impact and to be sensitive to Historic Salisbury.

Ms. Debbie Lesley, 325 North Ellis, stated she had concerns that the mailing for the public hearing was not recognizable since it was a folded piece of paper rather than a notification in an envelope. She stated that she was also speaking for Ms. Elizabeth Meetze of 329 North Ellis Street and they were concerned about their property values, the length of time of construction, and what will directly impact their homes and neighborhood. Ms. Lesley asked about Kerr Street access and if this will be affected.

Mr. Eugene Curry, 321 North Ellis Street, told Council that he is the only house with a driveway in the 300 block of North Ellis and is concerned about access to his driveway. Mr. Curry questioned the impact on his property value and asked if the bridge could not be repaired or replaced cheaper. He stated he did not think the bridge could be replaced in two (2) years as estimated.

Mr. Michael Bitzer, 301 North Ellis Street, expressed his concern about the amount of traffic flow. He stated that there are constantly cars speeding down Ellis Street and he questioned how this bridge will impact the cars traveling through the area. Mr. Bitzer said he hopes there will be consideration given for traffic safety in the area for the bridge.

Mr. Jim Molitor, 317 North Ellis Street, stated he has reviewed the plans for the bridge and it appears that it will take away his sidewalk. Mr. Molitor expressed concern about the speed of cars driving over the bridge. He told Council that he did not want to see the road widened and would like things to stay the way they are.

Ms. Diane Dillon, Historic Salisbury Foundation, encouraged Council to have neighborhood input on an environmental plan before it is brought back to Council. She stated that she did not feel information to make an informed decision was available for this meeting. Ms. Dillon stated that in the six (6) to nine (9) years that this issue was before Council the community and the issue has changed.

An unidentified citizen asked Mr. Mikkelson to explain the motive for making the change to the construction.

Since no one else was present to speak **for** or **against** the above proposal, Mayor Pro Tem Woodson closed the public hearing.

Mr. Mikkelson stated that the two most prevalent comments heard today were citizens who wanted more information and wanted to be sure there is citizen involvement in the process. He said that this public hearing was to insure that there was a public announcement concerning a change to the plan that was previously approved, which was a bridge of a specific length. Mr. Mikkelson stated that some of the details citizens are requesting will be developed by URS Corporation as they get further into the design. At that time the impact to certain property or homes will be identified and the information and design will be presented during public workshops held this summer.

Mr. Mikkelson noted that there are quite a few property owners who did not own in the neighborhood several years ago and did not have the background information. He stated that staff will be better prepared for this as they move into the workshop for the project and provide background information to the citizens.

In addressing the general motivation, Mr. Mikkelson commented that approximately fifteen (15) to twenty (20) years ago the Federal Government enacted a requirement that all public bridges be inspected every two (2) years. The Ellis Street Bridge rated very, very low by having structural deficiencies and was functionally obsolete. He stated that from a public safety standpoint the City needs to replace the bridge since ambulances cross the bridge in route to the hospital but weigh more than the weight limit. Mr. Mikkelson added that school buses should not cross the bridge and fire trucks can not.

Mr. Mikkelson indicated that several options were evaluated for repairing the bridge but every single element of the bridge is not up to current standards. He noted that the hump and the crook in the current bridge make visibility difficult and added that the new bridge will not contain the hump and crook as stated by Dr. Zvonar.

Mr. Mikkelson stated that in order for a replacement to be built it must receive approval from the local Historic Preservation Commission; therefore a certificate of appropriateness will have to be obtained. He noted that this will require a public hearing before the Historic Preservation Commission. Mr. Mikkelson stated that the bridge will have pedestrian crossings and will remain a two lane bridge. He commented that it will not change the current traffic patterns. Mr. Mikkelson indicated that City Council will also have to give approval for the project.

Councilman Lewis asked Mr. Mikkelson if the public will be able to impact the design of the bridge. Mr. Mikkelson responded that the public has affected the design of the bridge significantly throughout the years that City Council and staff have worked on this issue. He noted that he initially presented a design to Council that would have completely changed the traffic patterns but the citizens resolutely opposed the proposal. He stated that he then proposed a twenty (20) mile per hour design for a two (2) lane bridge that did not widen the road and retained the sidewalks. Mr. Mikkelson explained that this process is what led to the area being identified as qualifying for historic protection and now the Historic Preservation Commission can address the appearance of the bridge.

Mr. Lewis asked if the City had a choice in lengthening the bridge by twenty-six (26) feet to accommodate the 3<sup>rd</sup> railroad track. Mr. Rivers Lawther, City Attorney, explained that Norfolk Southern's position is that they own the property from the ground to the sky, so they have to give permission to go over it. He stated that Norfolk Southern owns the property and has the right-of-way. Mr. Mikkelson noted that the railroad owns the property that is one hundred (100) feet wide and even though the structure is longer than one hundred (100) feet, the City can not cross the one hundred (100) feet and meet all of the Federal guidelines.

Mayor Pro Tem Woodson thanked Mr. Mikkelson and the citizens for their input.

#### **NOMINATION OF MONROE STREET SCHOOL (SAMUEL DUNCAN SCHOOL) TO THE NATIONAL REGISTER DISTRICT**

Ms. Lynn Raker, Urban Design Planner, informed Council that Monroe Street School has been nominated by Livingstone College to the National Register of Historic Places. The school is located at 1100 West Monroe Street across from Livingstone College and is now known as the Samuel E. Duncan Education Center of Livingstone College. Ms. Raker stated that the building is currently undergoing rehabilitation for housing the school's teacher training program.

Ms. Raker indicated that the property meets the criteria for the National Register for both educational and ethnic heritage. She told Council that the school was constructed as an African-American public high school in 1923 and was originally named J.C. Price High School in honor of Livingstone College's first president. When completed it became Salisbury's only African-American public school.

Ms. Raker stated that the nomination encompasses approximately one-third (1/3) of the parcel and is contiguous with the existing Livingstone College National Register District.

As the Certified Local Government the City is required to participate in the nomination process by reviewing the nomination by the Historic Preservation Commission and by the elected board. Ms. Raker stated that the Historic Preservation Commission approved the nomination at its meeting in January.

Councilman Burgin stated he would like Council to be supportive of the nomination and pointed out that the property will be enhanced by receiving the Historic District status.

Thereupon, Mr. Burgin made a **motion** to provide support for the designation. Mr. Kennedy seconded the motion. Messrs. Burgin, Kennedy, Lewis, and Woodson, voted AYE. (4-0)

#### **LAND DEVELOPMENT ORDINANCE COMMITTEE APPOINTMENTS**

Councilman Mark Lewis reported that twenty (20) invitations had been extended inviting participation on the Land Development Ordinance Review Committee and eighteen (18) acceptances have been received.

The proposed members are:

Bill Burgin	Council Member
Mark Lewis	Council Member
Ed Muir	County Planner
Jake Alexander	Developer
John Casey	Real Estate/Chamber of Commerce
Steve Fisher	Downtown Salisbury, Inc.
Dianne Young	Construction
Victor Wallace	Real Estate
Karen Alexander	Architect
Dee Dee Wright	Former Planning Board Chair
Jeff Smith	Real Estate/Planning Board
Rodney Queen	Real Estate/ Development/ Planning Board
Phil Conrad	Regional Planner/MPO/Transportation Interests
Bill Wagoner	EDC/Construction/Development
John Safrit	Environmental/Community Appearance Interests
Ed Norvell	Environmental/Historic Interests
Ron Fleming	HPC/Neighborhood Interests
Henry Diggs	Neighborhood Interests

Mr. Lewis noted that invitations have also been extended to Mr. Gus Andrews, County Commission Chairman and Mr. Graham Carlton, Attorney and Zoning Board of Adjustment Chairman.

Thereupon, Mr. Kennedy made a **motion** to accept the recommendation by Council Committee as the Land Development Review Committee. Mr. Burgin seconded the motion. Messrs. Burgin, Kennedy, Lewis, and Woodson voted AYE. (4-0)

#### **COMMENTS FROM THE CITY MANAGER**

(a) Planning Board Recommendations

Council received the Planning Board recommendations and comments from their January 13, 2004 meeting.

(b) Clean Air Lecture Series

City Manager Treme informed Council that the first program in the Clean Air Lecture Series will be held at the Catawba College Center for the Environment on Tuesday, January 27, 2004 at 6:45 p.m. He commented that the City is a sponsor of the event and encouraged Council and staff attendance.

(c) Nineteenth Annual Future Directions and Goal Setting Conference

City Manager Treme reminded Council that the Nineteenth Annual Future Directions and Goal Setting Conference will be held February 19-20, 2004 at the Waterworks Visual Arts Center.

(d) Air Quality Commission

City Manager Treme noted that the Air Quality Commission meets tonight at 7:00 p.m. at the Center for the Environment at Catawba College.

#### **MAYOR'S ANNOUNCEMENTS**

(a) Crime Prevention Family Night

Mayor Pro Tem Woodson announced that the Salisbury Police Department will hold a Family Night at Knox Middle School on January 29, 2004.

#### **CLOSED SESSION**

Mayor Pro Tem Woodson informed Council that he would entertain a motion for the Council to go into closed session for the purpose of consulting with an attorney as allowed in North Carolina General Statute 143-318.11(3).

Thereupon, Mr. Burgin made a **motion** to enter closed session for the purpose of consulting with an attorney. Mr. Kennedy seconded the



motion. Messrs. Burgin, Kennedy, Lewis, and Woodson, voted AYE. (4-0)

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**RETURN TO OPEN SESSION**

Mr. Burgin made a **motion** to return to open session. Mr. Lewis seconded the motion. Messrs. Burgin, Kennedy, Lewis, and Woodson, voted AYE. (4-0)

Mayor Pro Tem Woodson announced that no action was taken in closed session.

**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 6:10 p.m.

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Mayor

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City Clerk