

**REGULAR MEETING
ASHEBORO CITY COUNCIL
COUNCIL CHAMBER, MUNICIPAL BUILDING
THURSDAY, JUNE 4, 2009
7:00 p.m.**

This being the time and place for a regular meeting of the City Council, a meeting was held with the following officials and members present:

David H. Jarrell) – Mayor Presiding

Talmadge S. Baker)
Edward J. Burks)
Linda H. Carter)
Stuart B. Fountain) – Council Members Present
Walker B. Moffitt)
Archie B. Priest, Sr.)
David H. Smith)

John N. Ogburn, III, City Manager
Edsel L. Brown, Code Enforcement Officer
Dumont Bunker, P.E., City Engineer
Richard L. Cox, Jr., Community Planning and Development Department Intern
Holly H. Doerr, City Clerk/Senior Legal Assistant
John L. Evans, Planner
R. Wendell Holland, Jr., Zoning Administrator
Justin T. Luck, Community Planning and Development Department Intern
R. Reynolds Neely, Jr., Planning Director
O. Lynn Priest, Community Development Director
Deborah P. Reaves, Finance Director
James W. Smith, Fire Chief
Jeffrey C. Sugg, City Attorney
Sanford A. Vuncannon, Jr., Police Captain

1. Call to order.

A quorum thus being present, Mayor Jarrell called the meeting to order for the transaction of business, and business was transacted as follows:

2. Invocation and Pledge of Allegiance.

Mayor Jarrell asked everyone to stand and repeat the Pledge of Allegiance, after which a moment of silence was observed.

3. Appearance and recognition of guests and citizens.

Mayor Jarrell welcomed everyone in attendance.

4. Presentation of retirement plaque and awards to Mr. O. Lynn Priest who is retiring with 36 years of service to the City.

Mr. Ogburn gave a brief summary of the many community development projects that Mr. Lynn Priest has completed during his service to the city. Some of these projects include, but are not limited to, Bicentennial Park, East Side Community Development Project, and Peachtree Street area community development project.

In honor of Mr. Priest's outstanding service to the City of Asheboro, Mayor Jarrell read the following proclamation:

PROCLAMATION

WHEREAS, City of Asheboro, North Carolina hereby desires to express appreciation and commendation for the untiring and valuable service rendered to the City by

O. Lynn Priest

and that the City Clerk is hereby authorized and instructed to spread a copy of this proclamation upon the city records and to transmit a copy thereof to Mr. Priest; and

WHEREAS, Mr. Priest has over thirty six years of outstanding service with the City;
and

WHEREAS, Mr. Priest has served the City of Asheboro as Community Development Director,

NOW, THEREFORE, be it proclaimed that the Asheboro City Council, Mayor and City Staff extends to Mr. Priest its humble expression of esteem for his serving faithfully and well, and its best wishes for good health, success, and prosperity for many years to come.

IN WITNESS THEREOF, I hereunto set my hand and have caused the Seal of the City of Asheboro to be affixed this 4th day of June, 2009.

s/ David H. Jarrell
David H. Jarrell
Mayor

Mr. Ogburn presented Mr. Priest with a plaque along with a pottery commemorative plate picturing Asheboro City Hall. Additionally, Mr. Ogburn presented Mr. Priest with a key to the city.

5. Consent Agenda:

Upon motion by Mr. Baker and seconded by Mr. Priest, Council voted unanimously to approve the following consent agenda items.

- (a) **The minutes of a special meeting of the City Council that was held on May 4, 2009.**
- (b) **The general account of the closed session held by the City Council during the special meeting on May 4, 2009.**
- (c) **A resolution sealing the general account of the closed session held by the City Council on May 4, 2009.**

25 RES 6-09

RESOLUTION TO SEAL THE GENERAL ACCOUNT OF A CLOSED SESSION

WHEREAS, Section 143-318.10(e) of the North Carolina General Statutes provides, in pertinent part, that the "minutes or an account of a closed session conducted in compliance with G.S. 143-318.11 may be withheld from public inspection so long as public inspection would frustrate the purpose of a closed session;" and

WHEREAS, pursuant to Section 143-318.11(a)(4) of the North Carolina General Statutes, the City Council of the City of Asheboro properly conducted a closed session during a special joint meeting with the Randolph County Board of Commissioners on May 4, 2009, in order to discuss matters relating to the location or expansion of industries or other businesses in the City of Asheboro.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro that the general account of the closed session held by the City Council on May 4, 2009, is to be sealed so long as public inspection of the records would frustrate the purpose of the closed session; and

BE IT FURTHER RESOLVED that the City Manager is authorized to act as the Asheboro City Council's agent with the authority to unseal these records when the purpose of the closed session would no longer be frustrated by making the records available for public inspection or when the unsealing of the said general account is otherwise required by law.

This resolution was adopted by the Asheboro City Council in open session during a regular meeting held on June 4, 2009.

s/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

s/ Holly H. Doerr
Holly H. Doerr, City Clerk

- (d) **The minutes of the regular meeting of the City Council that was held on May 7, 2009.**
- (e) **An ordinance to amend Sunset Theatre Project (Fund # 67).**

30 ORD 6-09

ORDINANCE TO AMEND SUNSET THEATRE PROJECT (FUND #67)

WHEREAS, the Asheboro City Council has approved a resolution to enter into a contract with The Winslow Group, Inc. for fundraising consulting services on the renovation of Sunset Theatre on May 7, 2009, and;

WHEREAS, the contracted compensation for these services is \$12,000 plus miscellaneous travel and business expenses, and;

WHEREAS, expenditures in the Sunset Theatre project fund need to be adjusted to reflect appropriation for the above referenced expenditures, and;

WHEREAS, the City of Asheboro desires to be in compliance with all generally accepted accounting principles.

THEREFORE, BE IT ORDAINED by the City Council of the City of Asheboro, North Carolina:

Section 1: That the following revenue line item be increased:

67-360-0000	Contribution from General Fund	\$14,200
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Section 2: That the following expense line items be increased:

67-840-0000	Professional Services	\$14,200
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Adopted this the 4th day of June 2009.

s/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

s/ Holly H. Doerr
Holly H. Doerr, City Clerk

6. City initiated annexation of the area generally described as consisting of the North Shore Subdivision as well as Snowdon Court and portions of Brookwood Drive and Twain Drive.

(a) Consideration of amendments to the annexation report.

Mr. Neely presented proposed amendments to the annexation report that was originally approved by the Council on January 8, 2009.

Upon motion by Mr. Priest and seconded by Ms. Carter, Council voted unanimously to approve the amendments to the above-referenced annexation report.

A copy of the amended annexation report is on file and available for inspection in the City Clerk's office.

(b) Consideration of annexation ordinance.

Mr. Neely presented, and recommended adoption by reference of the annexation ordinance.

Upon motion by Mr. Baker and seconded by Mr. Burks, Council voted unanimously to adopt the following ordinance by reference.

Ordinance No. 31 ORD 6-09

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF ASHEBORO UNDER THE AUTHORITY GRANTED BY CHAPTER 160A, ARTICLE 4A, PART 3 OF THE GENERAL STATUTES OF NORTH CAROLINA

**(North Shore Subdivision, Snowdon Court, and Portions of
Brookwood Drive and Twain Drive)**

WHEREAS, all of the prerequisites to the adoption of this ordinance prescribed in Chapter 160A, Article 4A, Part 3 of the General Statutes of North Carolina have been met; and

WHEREAS, the City Council of the City of Asheboro has taken into full consideration the statements presented at the public hearing held on March 19, 2009, on the question of this annexation; and

WHEREAS, the City Council of the City of Asheboro has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Asheboro.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Asheboro that:

Section 1. From and after the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Asheboro, and the corporate limits of the City of Asheboro shall be extended to include said territory more particularly described by metes and bounds as follows:

Asheboro Township, Randolph County, North Carolina:

BEGINNING on the existing primary corporate limits line for the City of Asheboro at an existing concrete monument located by means of the North Carolina Coordinate System at the coordinates of North 718,903.30 feet and East 1,763,667. 91 (NAD 83) and set at the northeast corner of the City of Asheboro property described in Deed Book 270, Page 226, Randolph County Public Registry; thence from the said Beginning point North 87 degrees 12 minutes 48 seconds West 779.30 feet along the existing primary corporate limits line for the City of Asheboro to a point not set; thence North 03 degrees 29 minutes 33 seconds East 743.44 feet along the eastern margin of the right-of-way for Keystone Drive (North Carolina Secondary Road 2247) to an existing iron pipe/pin; thence South 87 degrees 31 minutes 20 seconds East 175.00 feet along the northern boundary line of the Cecil N. Piansay property described in Deed Book 1836, Page 1599, Randolph County Public Registry to a point not set; thence North 03 degrees 21 minutes 32 seconds East 100.00 feet along the western boundary line of the Jimmie Faye Knowles Odom property described in Deed Book 1861, Page 997, Randolph County Public Registry to an existing iron pipe/pin; thence along the northern boundary line of Lots 24 through 29 of Legend Park No. 2 as shown on a plat recorded in Plat Book 9, Page 79, Randolph County Public Registry the following courses and distances: South 88 degrees 50 minutes 39 seconds East 181.52 feet to a point not set; thence South 71 degrees 09 minutes 19 seconds East 19.10 feet to an existing iron pipe/pin; thence North 88 degrees 56 minutes 38 seconds East 402.57 feet to an existing axle and existing iron pipe/pin; thence South 03 degrees 19 minutes 12 seconds West 157.00 feet along the eastern boundary line of the Charles K. and Patsy L. Perrington property described in Deed Book 1683, Page 1623, Randolph County Public Registry to an existing iron pipe/pin; thence along the northern boundary line of the Rodney T. Brown and Vickie Potts property described in Estate File 06E/420 in the office of the Randolph County Clerk of Superior Court the following courses and distances: South 88 degrees 26 minutes 00 seconds East 209.71 feet to an existing iron pipe/pin; thence South 88 degrees 30 minutes 02 seconds East 283.69 feet to an existing iron pipe/pin; thence South 88 degrees 28 minutes 04 seconds East 281.41 feet to an existing iron pipe/pin; thence along the Sewell Family Trust and others property described in Deed Book 1314, Page 958, Randolph County Public Registry and along the western boundary line of the North Shore Section No. 1 Lots 41 through 26 as shown on a plat recorded in Plat Book 17, Page 87, Randolph County Public Registry the following courses and distances: North 01 degree 27 minutes 33 seconds East 962.40 feet to a point not set; thence North 09 degrees 07 minutes 34 seconds East 867.88 feet to an existing concrete monument; thence continuing along the Ward B. and Cynthia McPherson property described in Deed Book 1807, Page 2905, Randolph County Public Registry the following course and distance: North 60 degrees 20 minutes 33 seconds West 88.63 feet to an existing iron pipe/pin set in the eastern margin of the right-of-way for East Allred Street (North Carolina Secondary Road 2182); thence along the eastern margin of the right-of-way for East Allred Street the following courses and distances: North 29 degrees 39 minutes 57 seconds East 30.00 feet to a point not set; thence North 15 degrees 31 minutes 57 seconds East 95.86 feet to a point not set; thence North 06 degrees 36 minutes 57 seconds East 71.01 feet to a point not set; thence North 02 degrees 39 minutes 03 seconds West 110.18 feet to a point not set; thence North 09 degrees 46 minutes 03 seconds West 73.00 feet to an existing iron pipe/pin; thence along the northern margin of the

right-of-way for North Shore Drive (North Carolina Secondary Road 2291) the following courses and distances: South 32 degrees 45 minutes 03 seconds East 76.66 feet to a point not set; thence South 53 degrees 05 minutes 29 seconds East 89.95 feet to an existing iron pipe/pin; thence North 26 degrees 18 minutes 31 seconds East 176.95 feet along the Leigh Ann Barbee Powers and Dee Bryant Barbee property described in Deed Book 1750, Page 2315, Randolph County Public Registry to a point not set; thence along the Hamlet Lakes property described in Deed Book 683, Page 138, Randolph County Public Registry the following courses and distances: North 85 degrees 32 minutes 02 seconds West 45.86 feet to a point not set; thence North 08 degrees 29 minutes 30 seconds East 237.31 feet to an existing iron pipe/pin; thence along the western boundary line of Hamlet Lakes Map Two Lots 15 through 10 as shown on a plat recorded in Plat Book 12, Page 60, Randolph County Public Registry the following courses and distances: North 41 degrees 41 minutes 22 seconds East 564.92 feet to a point not set; thence North 23 degrees 37 minutes 52 seconds East 169.86 feet to a point not set in the southern margin of the right-of-way for Windsor Trail (North Carolina Secondary Road 2308); thence North 64 degrees 02 minutes 05 seconds East 108.41 feet to an existing iron pipe/pin set in the northern margin of the right-of-way for Windsor Trail; thence North 25 degrees 48 minutes 19 seconds East 170.79 feet along the John Tyler D. and Trecia M. Davis property described in Deed Book 1169, Page 527, Randolph County Public Registry to an existing iron pipe/pin; thence North 59 degrees 09 minutes 21 seconds West 133.57 feet along the Duane H. and Nancy D. McCartney property described in Deed Book 1246, Page 1176, Randolph County Public Registry to an existing iron pipe/pin set in the eastern margin of East Allred Street; thence along the eastern margin of the right-of-way for East Allred Street the following courses and distances: North 22 degrees 47 minutes 05 seconds East 105.46 feet to an existing iron pipe/pin; thence North 15 degrees 22 minutes 59 seconds East 100.30 feet to an existing iron pipe/pin; thence along the existing primary corporate limits line for the City of Asheboro the following courses and distances: South 77 degrees 05 minutes 12 seconds East 264.06 feet to an existing iron pipe/pin; thence South 16 degrees 58 minutes 53 seconds West 129.23 feet to an existing iron pipe/pin; thence South 69 degrees 36 minutes 07 seconds East 176.80 feet to a point not set; thence South 27 degrees 07 minutes 53 seconds West 266.96 feet along the Harvey Lee Jarrett and Peggy K. Jarrett property described in Deed Book 1103, Page 167, Randolph County Public Registry to a point not set on the northern margin of the right-of-way for Windsor Trail; thence South 05 degrees 35 minutes 29 seconds East 83.97 feet to a point not set on the southern margin of the right-of-way for Windsor Trail; thence along the Jared V. and Beverly S. Moore parcels of land described in Deed Book 1440, Page 1029, Randolph County Public Registry the following courses and distances: South 12 degrees 42 minutes 15 seconds West 150.00 feet to an existing iron pipe/pin; thence South 34 degrees 22 minutes 45 seconds East 104.55 feet to an existing concrete monument; thence continuing along Lots 23 through 21 as well as Lots 20 through 18 that are shown on Hamlet Lakes Map 2 the following course and distance: South 31 degrees 56 minutes 44 seconds West 599.61 feet to an existing iron pipe/pin; thence along Lots 18 and 17 that are shown on Hamlet Lakes Map 2 the following courses and distances: North 88 degrees 38 minutes 15 seconds West 199.42 feet to a pine; thence North 86 degrees 05 minutes 57 seconds West 90.55 feet to a point not set; thence along a portion of the Sewell Family Trust and others property described in Deed Book 1314, Page 958, Randolph County Public Registry and along the eastern boundary of the lots identified as Lots 3 through 11 on the North Shore Section No. 1 subdivision plat recorded in Plat Book 17, Page 87, Randolph County Public Registry the following courses and distances: South 06 degrees 00 minutes 57 seconds East 441.11 feet to a point not set; thence South 17 degrees 00 minutes 03 seconds West 108.00 feet to a point not set; thence South 06 degrees 13 minutes 57 seconds East 193.00 feet to a point not set; thence South 29 degrees 48 minutes 57 seconds East 148.00 feet to a point not set; thence South 03 degrees 51 minutes 03 seconds West 214.00 feet to a point not set; thence continuing along Lots 11, 14, and 15 of North Shore Section No. 1 as well as along the above-referenced Sewell Family Trust property the following course and distance: South 62 degrees 53 minutes 57 seconds East 185.00 feet to a point not set; thence continuing along the Sewell Family Trust property and the eastern boundary of Lots 15, 16, 22, and 23 of North Shore Section No. 1 the following courses and distances: South 16 degrees 36 minutes 03 seconds West 337.00 feet to a point not set; thence South 42 degrees 26 minutes 03 seconds West 238.00 feet to a point not set; thence South 19 degrees 46 minutes 03 seconds West 240.00 feet to a point not set; thence continuing along the said Sewell Family Trust property the following courses and distances: South 39 degrees 36 minutes 03 seconds West 168.00 feet to a point not set; thence South 10 degrees 51 minutes 03 seconds West 110.00 feet to a point not set; thence South 63 degrees 26 minutes 03 seconds West 204.00 feet to a point not set; thence South 07 degrees 51 minutes 03 seconds West 49.06 feet to a point not set; thence along the northern boundary line of the above-referenced Rodney T. Brown and Vickie Potts property the following courses and distances: South 88 degrees 26 minutes 56 seconds East 53.99 feet to an existing iron pipe/pin; thence

South 88 degrees 26 minutes 56 seconds East 22.00 feet to a point not set in Penwood Branch; thence following Penwood Branch the following courses and distances: South 23 degrees 32 minutes 53 seconds East 26.86 feet to a point not set; thence South 52 degrees 22 minutes 33 seconds East 54.00 feet to a point not set; thence South 14 degrees 00 minutes 36 seconds East 45.09 feet to a point not set; thence South 10 degrees 58 minutes 24 seconds West 80.91 feet to a point not set; thence South 42 degrees 32 minutes 04 seconds West 86.23 feet to a point not set; thence South 17 degrees 57 minutes 34 seconds West 66.65 feet to a point not set; thence South 30 degrees 32 minutes 24 seconds West 73.52 feet to a point not set; South 21 degrees 29 minutes 30 seconds West 109.90 feet to a point not set; thence South 11 degrees 28 minutes 29 seconds West 82.69 feet to a point not set; thence South 51 degrees 14 minutes 58 seconds West 65.00 feet to a point not set; thence South 06 degrees 55 minutes 58 seconds West 71.72 feet to a point not set; thence South 23 degrees 08 minutes 39 seconds West 64.71 feet to a point not set at the existing primary corporate limits line for the City of Asheboro; thence continuing to follow Penwood Branch and along the existing primary corporate limits line for the City of Asheboro the following courses and distances: South 26 degrees 56 minutes 45 seconds West 114.15 feet to a point not set; thence South 79 degrees 40 minutes 48 seconds West 60.00 feet to a point not set; thence South 43 degrees 55 minutes 05 seconds West 78.99 feet to a point not set; thence departing from Penwood Branch and continuing to follow the existing primary corporate limits line for the City of Asheboro South 22 degrees 48 minutes 10 seconds West 148.37 feet to an existing iron pipe/pin; thence following the existing primary corporate limits line North 84 degrees 12 minutes 35 seconds West 84.75 feet across Penwood Branch to an existing iron pipe/pin; thence along the existing primary corporate limits line for the City of Asheboro the following courses and distances: North 84 degrees 08 minutes 57 seconds West 402.47 feet to a point not set; thence North 25 degrees 17 minutes 10 seconds East 43.92 feet to a point not set; thence North 70 degrees 41 minutes 35 seconds West 89.52 feet to an existing concrete monument; thence South 33 degrees 12 minutes 25 seconds West 165.29 feet to an existing concrete monument; thence North 03 degrees 10 minutes 26 seconds East 218.17 feet to an existing concrete monument; thence North 03 degrees 12 minutes 49 seconds East 147.74 feet to the point and place of the BEGINNING, containing 76.856 acres of land, more or less, to be annexed.

This description is in accordance with an annexation map drawn under the supervision of Michael R. Stout, who is a professional land surveyor with license number L-3492, from an actual survey made under the said surveyor's supervision. This annexation map is identified as Job # 06024-16 and is entitled "Annexation Plat North Shore Subdivision, Snowdon Court, And A Portion Of Brookwood Drive And Twain Drive." The said map was originally dated November 10, 2007 and was revised on January 5, 2009, January 13, 2009, and January 23, 2009.

Section 2. The City Council of the City of Asheboro hereby finds and declares that the above-described territory meets the requirements of Section 160A-48 of the North Carolina General Statutes in that:

- A. On and after January 8, 2009, which was the date this annexation proceeding began with the adoption by the Asheboro City Council of a resolution of intent, the above-described territory was and continues to be contiguous, as defined by Section 160A-53(1) of the North Carolina General Statutes, to the existing primary corporate limits of the City of Asheboro.
- B. The total aggregate external boundary of the described area is 14,702.05 feet. The length of the aggregate external boundary that coincides with the city's existing boundary is 2,902.76 feet, which is 19.7% of the total aggregate external boundary. This percentage of contiguity exceeds the statutorily prescribed contiguity requirement of 12.5%.
- C. No part of the area to be annexed is included within the boundary of another incorporated municipality.
- D. The annexation area is developed for urban purposes under the population density and subdivision standard prescribed by Section 160A-48(c)(2) of the North Carolina General Statutes.

With regard to the population density standard, a physical count of the dwelling units located within the above-described annexation area revealed that 73 dwelling units are located in the area, and according to the 2000 census data from the United States Census Bureau, the average number of persons per household is 2.4 persons in Asheboro Township, which is the township in which the entirety of the annexation area is located. When the 73 dwelling units are multiplied by 2.4 persons per household, the estimated resident population equals 175 persons. The total number of acres within the

annexation area, including streets and street rights-of-way, is 76.856 acres. Thus, the estimated resident population in the annexation area exceeds the statutorily prescribed requirement of 1 person per acre.

With regard to the subdivision component of the standard, the annexation area meets the requirement that the area be subdivided in such a manner that at least 60% of the total acreage, not including streets and street rights-of-way, consists of lots or tracts of 3 acres or less in size and such that at least 65% of the total number of lots or tracts are 1 acre or less in size. Compliance with the subdivision component of the standard is demonstrated as follows:

Total acreage in the annexation area = 71.26 acres
Total acreage consisting of lots or tracts of 3 acres or less in size = 44.519 acres
Percentage of acreage consisting of lots or tracts of 3 acres or less in size = 62%
Total number of lots or tracts = 90
Total number of lots or tracts of 1 acre or less in size = 83
Percentage of lots or tracts of 1 acre or less in size = 92%

- E. Additionally, the annexation area is developed for urban purposes under the use and subdivision standard prescribed by Section 160A-48(c)(3) of the North Carolina General Statutes. In order to satisfy this standard, at the time of annexation, 60% of the total number of lots and tracts in the above-described annexation area must be used for residential, commercial, industrial, institutional, or governmental purposes, and the area must be subdivided into lots and tracts such that at least 60% of the total acreage, not counting the acreage used at the time of annexation for commercial, industrial, governmental, or institutional purposes, consists of lots and tracts of 3 acres or less in size.

In the above-described annexation area, 81% of the total number of lots and tracts are used for residential, commercial, industrial, institutional, or governmental purposes, and 62% of the total residential and undeveloped acreage consists of lots and tracts of 3 acres or less in size. The accuracy of these calculations is demonstrated as follows:

<u>Use Test</u>		
Total number of lots & tracts	=	90
Number of lots & tracts in		
Residential Use	=	73
Commercial Use	=	0
Industrial Use	=	0
Institutional Use	=	0
Governmental Use	=	0
Total	=	73

Number of lots and tracts used for urban purposes = 73 = 81%

<u>Subdivision Test</u>		
Total residential and undeveloped acreage	=	71.26 acres
Residential and undeveloped acreage in lots or tracts of 3 acres or less in size	=	44.519 acres
Percentage of residential and undeveloped acreage in lots or tracts of 3 acres or less in size	=	62%

- F. Recorded property lines and streets were used to draw the boundaries of the annexation area.

Section 3. It is the purpose and intent of the City of Asheboro to provide the area being annexed under this ordinance with services as set forth in the report of plans for services that was initially approved by the Asheboro City Council on January 8, 2009, and filed in the Office of the City Clerk for public inspection on January 9, 2009. This report, as amended on June 4, 2009, provides, without limitation, that municipal water and sanitary sewer service will be available throughout the area proposed for annexation on the effective date of the annexation because the necessary water and sanitary sewer infrastructure is already in place. Additionally, the above-referenced report of plans for services provides that the following services will be available within the area proposed for annexation upon the effective date of the annexation: fire protection, police protection, inspections by the building inspections department, garbage and refuse collection, land use planning, street maintenance, street lights, and other

municipal services, rights, and privileges such as the use of city recreational facilities at the reduced rate charged to city residents. As detailed in the above-referenced report, the costs incurred in order to provide services to the above-described territory shall be absorbed into the operating budgets of the affected departments during fiscal year 2009-2010 and fiscal year 2010-2011.

Section 4. Due to the current availability of municipal water and sanitary sewer service throughout the above-described annexation area, the City Council of the City of Asheboro hereby finds and declares that, upon the effective date of annexation prescribed in Section 8 hereof, the City of Asheboro will not need to appropriate funds to extend water and sanitary sewer lines into the above-described territory. No property owners have requested the extension of water and/or sewer lines to individual properties pursuant to Section 160A-47(3)(b) of the North Carolina General Statutes. The City of Asheboro will have sufficient funds appropriated to satisfy the normal operational costs incurred by the City of Asheboro as a consequence of the annexation of the above-described territory.

Section 5. From and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances, and regulations in force in the City of Asheboro and shall be entitled to the same privileges and benefits as other parts of the city.

Section 6. The newly annexed territory described above shall be subject to City of Asheboro taxes according to Section 160A-58.10 of the North Carolina General Statutes.

Section 7. The Mayor of the City of Asheboro shall cause an accurate map of the annexed territory described in Section 1 hereof, together with a duly certified copy of this ordinance, to be recorded in the Office of the Register of Deeds of Randolph County and in the Office of the Secretary of State in Raleigh. Such a map shall also be delivered to the Randolph County Board of Elections as required by Section 163-288.1 of the North Carolina General Statutes.

Section 8. This ordinance shall become effective on June 30, 2010. As to qualified tracts of agricultural land, horticultural land, and forestland, the annexation will become effective on the last day of the month in which the tract or part thereof becomes ineligible for present-use classification under Section 105-277.4 of the North Carolina General Statutes or no longer meets the requirements of Section 160A-49(f1)(2) of the North Carolina General Statutes.

Section 9. Notice of the adoption of this ordinance shall be published once in *The Courier-Tribune* which is a newspaper having general circulation in the City of Asheboro.

This ordinance was adopted by the Asheboro City Council in open session during a regular meeting held on the 4th day of June 2009.

s/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

s/ Holly H. Doerr
Holly H. Doerr, City Clerk

7. Consideration of a petition received from Moffitts, Inc. requesting non-contiguous annexation of 124.377 acres along the north side of Old Humble Mill Road (Richland Village Mobile Home Park).

Prior to considering the above-referenced petition and due to the existence of a financial conflict of interest, upon motion by Ms. Carter and seconded by Mr. Smith, the Council voted unanimously to excuse Mr. Moffitt from participating in the Council's consideration of agenda item number 7. Council Members Baker, Burks, Carter, Fountain, Priest, and Smith voted in favor of the motion.

Mayor Jarrell opened the public hearing on the proposed annexation of 124.377 acres of land located along the north side of Old Humble Mill Road (Richland Village Mobile Home Park). From the podium made available to members of the public for the purpose of addressing the Council, Mr. Moffitt presented comments in support of the annexation.

There being no further comments and no opposition from the public, Mayor Jarrell closed the public hearing.

Mr. Bunker presented and recommended adoption, by reference, of the aforementioned ordinance.

Upon motion by Mr. Baker and seconded by Mr. Smith, Council, by a 4 to 2 vote, adopted the following ordinance by reference. Council Members Baker, Burks, Fountain, and Smith voted in favor of the motion. Council Members Carter and Priest voted no.

Ordinance Number 32 ORD 6-09

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF ASHEBORO,
NORTH CAROLINA
(124.377 Acres of Land along the North Side of Old Humble Mill Road)**

WHEREAS, pursuant to Section 160A-58.1 of the North Carolina General Statutes, a petition executed by Moffitts, Inc., which is the owner of all of the real property located within the area hereinafter described, was heretofore presented to the City Council of the City of Asheboro, by which petition a request was made that the said area be annexed to the City of Asheboro; and

WHEREAS, the city council has, by resolution, directed the city clerk to investigate the sufficiency of the petition; and

WHEREAS, the city clerk has certified the sufficiency of the petition, and a public hearing on the question of this annexation was held in the Council Chamber of the City of Asheboro Municipal Building, which is located at 146 North Church Street in the City of Asheboro, North Carolina, during a regular meeting of the city council that was held on the 4th day of June 2009 after due notice by publication was given in *The Courier-Tribune*, a newspaper having general circulation in the City of Asheboro, Randolph County, North Carolina, on May 16, 2009; and

WHEREAS, the city council finds that the area described within the petition meets the standards of Section 160A-58.1(b) of the North Carolina General Statutes, to wit:

- a. The nearest point on the proposed satellite corporate limits is not more than three (3) miles from the primary corporate limits of the City of Asheboro; and
- b. No point on the proposed satellite corporate limits is closer to the primary corporate limits of another municipality than to the primary corporate limits of the City of Asheboro; and
- c. The area described is so situated that the City of Asheboro will be able to provide the same services within the proposed satellite corporate limits that it provides within the primary corporate limits; and
- d. No subdivision, as defined in Section 160A-376 of the North Carolina General Statutes, will be fragmented by this proposed annexation; and
- e. The area within the proposed satellite corporate limits, when added to the area within all other satellite corporate limits, does not exceed twenty percent (20%) of the area within the primary corporate limits of the City of Asheboro; and

WHEREAS, the city council further finds that the petition has been signed by all of the owners of real property in the area who are required by law to sign; and

WHEREAS, the city council further finds that the petition is otherwise valid and that the public health, safety, and welfare of the City of Asheboro and the area proposed for annexation will be best served by annexing the area described.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Asheboro, North Carolina as follows:

Section 1. By virtue of the authority granted in Section 160A-58.2 of the North Carolina General Statutes, the following described non-contiguous territory is annexed and attached to, and hereby becomes a part of the City of Asheboro, and is described as follows:

Grant Township, Randolph County, North Carolina:

BEGINNING at a point in the northern margin of the right-of-way for Old Humble Mill Road (North Carolina Secondary Road 2830), the said point is located North 45 degrees 34 minutes 29 seconds East 4,295.26 feet from the intersection of the centerline of Old Humble Mill Road with the centerline of Old Cox Road (North Carolina Secondary Road 2834); thence from the said Beginning point along the northern margin of the right-of-way for Old Humble Mill Road in a southwesterly direction along an arc having a radius of 4,724.64 feet a chord bearing and distance of South 76 degrees 40 minutes 43 seconds West 217.97 feet to a right-of-way monument; thence continuing along the northern margin of the right-of-way for Old Humble Mill Road by following in a southwesterly direction three additional curves that are described as follows: an arc with a radius of 2,307.61 feet a chord bearing and distance of South 73 degrees 34 minutes 43 seconds West 156.46 feet to a point; thence along an arc with a radius of 1,465.72 feet a chord bearing and distance of South 69 degrees 11 minutes 57 seconds West 135.75 feet

to a point; thence along an arc with a radius of 830.23 feet a chord bearing and distance of South 62 degrees 31 minutes 20 seconds West 134.42 feet to a point; thence departing from the northern margin of the right-of-way and running along the James H. Humble property described in Estate File 84E, Page 246 in the office of the Randolph County Clerk of Superior Court and in Deed Book 701, Page 292, Randolph County Public Registry the following course and distance: South 70 degrees 28 minutes 08 seconds West 918.64 feet to an existing axle; thence North 59 degrees 20 minutes 28 seconds West 540.33 feet along the north bank of Richland Creek to a point in the eastern property line of the City of Asheboro Pump Station property described in Deed Book 1409, Page 1215, Randolph County Public Registry; thence along the City of Asheboro Pump Station property the following courses and distances: North 24 degrees 42 minutes 59 seconds East 173.95 feet to a new iron pin; thence North 55 degrees 33 minutes 27 seconds West 229.57 feet to an existing iron pin; thence South 26 degrees 22 minutes 21 seconds West 291.54 feet to a point on the north bank of Richland Creek; thence along the north bank of Richland Creek the following courses and distances: North 76 degrees 53 minutes 00 seconds West 160.05 feet to a point; thence South 82 degrees 49 minutes 29 seconds West 224.02 feet to a point; thence along the north bank of Vestal Creek the following courses and distances: North 61 degrees 23 minutes 46 seconds West 213.79 feet to a point; thence North 39 degrees 20 minutes 00 seconds West 55.36 feet to a point; thence North 31 degrees 31 minutes 00 seconds West 148.10 feet to an existing iron pin; thence along the James Sides property described in Deed Book 1253, Page 1027, Randolph County Public Registry the following courses and distances: North 28 degrees 49 minutes 10 seconds East 95.71 feet to an existing iron pin; thence North 28 degrees 49 minutes 10 seconds East 1,195.05 feet to an existing iron pin and stones; thence North 04 degrees 51 minutes 15 seconds East 806.44 feet along the James Sides property described in Deed Book 1129, Page 702, Randolph County Public Registry to an existing iron pin and stones; thence South 85 degrees 11 minutes 39 seconds East 703.73 feet along the James Sides property described in Deed Book 1141, Page 115, Randolph County Public Registry to a point not set; thence South 85 degrees 11 minutes 39 seconds East 1,428.70 feet along the Canter Family LLC property described in Deed Book 1840, Page 1824, Randolph County Public Registry to a stone; thence South 84 degrees 47 minutes 40 seconds East 176.30 feet along the Leonard J. Cox property described in Deed Book 1401, Page 679, Randolph County Public Registry to an existing iron pin and stone; thence along the Roy Wright property described in Deed Book 1931, Page 658, Randolph County Public Registry the following courses and distances: South 03 degrees 59 minutes 20 seconds West 1,640.83 feet to an existing iron pin located on the north side of a small branch; thence South 04 degrees 26 minutes 45 seconds West 167.77 feet to an existing iron pin; thence South 04 degrees 26 minutes 45 seconds West 5.83 feet to the point and place of BEGINNING, and containing 124.377 acres of land, more or less, to be annexed.

The above-listed description is in accordance with a plat of survey entitled "Annexation Plat Prepared For The City Of Asheboro 'Richland Village Mobile Home Park.'" This plat of survey was drawn under the supervision of Steven D. Brown, Professional Land Surveyor with Registration Number L-1435, from an actual survey made under his supervision. The said plat of survey is dated May 11, 1998 with revision dates of November 13, 2007 and May 22, 2008. The job number for the plat of survey is 98010Annex.

Section 2. Upon and after June 30, 2009, the above-described territory and its citizens and property shall be subject to all debts, laws, ordinances, and regulations in force in the City of Asheboro and shall be entitled to the same privileges and benefits as other parts of the City of Asheboro. Said territory shall be subject to municipal taxes according to Section 160A-58.10 of the North Carolina General Statutes.

Section 3. The Mayor of the City of Asheboro shall cause to be recorded in the Office of the Register of Deeds of Randolph County, and in the Office of the Secretary of State in Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the Randolph County Board of Elections, as required by Section 163-288.1 of the North Carolina General Statutes.

Section 4. All ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

Section 5. This ordinance shall take effect and be in force from and after June 30, 2009.

This ordinance was adopted by the Asheboro City Council in open session during a regular meeting held on the 4th day of June 2009.

s/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

s/ Holly H. Doerr
Holly H. Doerr, City Clerk

Approved as to form:

s/ Jeffrey C. Sugg
Jeffrey C. Sugg, City Attorney

(c) Consideration of a resolution approving a fire protection service contract with the East Side Volunteer Fire Protection Association, Inc.

Mr. Sugg presented and recommended adoption, by reference, of the aforementioned resolution.

Upon motion by Dr. Fountain and seconded by Mr. Burks, Council Members Baker, Burks, Carter, Fountain, Priest, and Smith voted unanimously to adopt the following resolution.

26 RES 6-09

RESOLUTION APPROVING A FIRE PROTECTION SERVICE CONTRACT WITH THE EAST SIDE VOLUNTEER FIRE PROTECTION ASSOCIATION, INC.

WHEREAS, the Asheboro City Council has adopted an ordinance annexing into the city, effective June 30, 2009, certain real property that is commonly referred to as the Richland Village Mobile Home Park (hereinafter referred to as the "Annexation Area"); and

WHEREAS, under the fire protection standards utilized by the North Carolina Department of Insurance and applicable to the city, the Annexation Area must be within five (5) miles of a municipal fire station, or the city must contract with another fire department that does have a station located in such a manner as to allow the city to comply with this standard; and

WHEREAS, the Annexation Area is located in excess of five (5) miles from the nearest municipal fire station; and

WHEREAS, the East Side Volunteer Fire Protection Association, Inc., a North Carolina non-profit corporation, currently provides fire protection service to the Annexation Area in accordance with the applicable standards; and

WHEREAS, the East Side Volunteer Fire Protection Association, Inc. (hereinafter referred to as "East Side") has agreed to enter into a contract with the city for the provision of fire protection service to the Annexation Area in consideration of a lump sum annual payment from the city; and

WHEREAS, the proposed contract has been attached to this resolution as EXHIBIT 1 and is hereby incorporated into this resolution by reference as if copied fully herein; and

WHEREAS, on the basis of its review of the contents of the proposed contract, the Asheboro City Council has determined that the terms and conditions of the proposed contract are satisfactory.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro that the proposed contract attached to this resolution as EXHIBIT 1 is hereby approved; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk for the City of Asheboro are hereby authorized and directed to execute on behalf of the City of Asheboro the said contract and any other documents necessary to implement the approved agreement with East Side.

This resolution was adopted by the Asheboro City Council in open session during a regular meeting held on the 4th day of June 2009.

s/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

s/ Holly H. Doerr
Holly H. Doerr, City Clerk

EXHIBIT 1

STATE OF NORTH CAROLINA

FIRE PROTECTION SERVICE CONTRACT

COUNTY OF RANDOLPH

THIS CONTRACT is made and entered into this _____ day of June, 2009, by and between the City of Asheboro, North Carolina, a North Carolina municipal corporation with its principal office located in Randolph County, North Carolina, (hereinafter referred to as the "City") and the East Side Volunteer Fire Protection Association, Inc., a North Carolina non-profit corporation with its principal office located in Randolph County, North Carolina, (hereinafter referred to as "East Side").

WITNESSETH:

That for and in consideration of the mutual covenants hereinafter contained and other good and valuable consideration, the sufficiency of which is hereby acknowledged by the City and East Side, and pursuant to the authority granted by Section 160A-11 of the North Carolina General Statutes, the City and East Side do hereby covenant and agree as follows:

Section 1. East Side agrees to furnish and provide continuing fire protection service, specifically including without limitation fire suppression and first responder services, to the Richland Village Mobile Home Park effective June 30, 2009. The fire protection service to be provided for the service area described herein, specifically including without limitation the type of response with personnel and equipment to dispatched calls for assistance from residents and property owners, shall be equal in all material aspects to the current protection provided by East Side to other properties located within its rated fire district.

The contracted fire protection service is to continue until the end of the City's 2009-2010 fiscal year or until this contract is terminated in accordance with the below-stated Section 3, whichever date is later. The City's fiscal year runs from July the 1st to June the 30th.

The area for which fire protection service is to be provided by East Side under this contract is more specifically described by the metes and bounds description attached hereto as ATTACHMENT A. This attachment is hereby incorporated into this contract by reference as if copied fully herein.

Section 2. In consideration of the fire protection service to be provided by East Side in accordance with the terms and conditions of this contract, the City will make one (1) lump sum annual payment of three thousand and no/100 dollars (\$3,000.00) to East Side on or before July 31, 2009 for Fiscal Year 2009-2010. Thereafter, and until notice of termination is received in accordance with Section 3 of this contract, one (1) annual contract payment in the amount of three thousand and no/100 dollars (\$3,000.00) will be paid to East Side for each subsequent fiscal year that this contract remains in effect. The annual payment for a specific fiscal year shall be paid by the City to East Side on or before the 31st day of July in the fiscal year for which service is to be provided.

Section 3. Either the City or East Side may terminate this contract, with or without cause, by giving timely written notice of the intent to terminate the contract. Such a termination of the contract shall be deemed to be effective at 11:59 p.m. on the last day of the fiscal year in which notice of the intent to terminate the contract is delivered to the receiving party. In order to be deemed timely, this notice must be provided a minimum of sixty (60) days prior to the end of the last business day of the final fiscal year in which fire protection service is to be provided under this contract. Any such notice of termination shall be deemed properly delivered upon the placement of the notice in the custody of the United States Postal Service for delivery by registered or certified mail, return receipt requested, to the principal office of the party receiving the notice of intent to terminate the contract.

IN WITNESS WHEREOF, the City of Asheboro has caused this contract to be signed in its name by its Mayor and attested by its City Clerk, and the East Side Volunteer Fire Protection Association, Inc. has caused this contract to be signed in its name by its President and attested by the Secretary of the non-profit corporation.

CITY OF ASHEBORO

By: _____
David H. Jarrell, Mayor
City of Asheboro

ATTEST:

Holly H. Doerr, City Clerk
City of Asheboro

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

Deborah P. Reaves, Finance Officer
City of Asheboro

EAST SIDE VOLUNTEER FIRE PROTECTION ASSOCIATION, INC.

By: _____
(Signature)

(Please print name and title)

ATTEST:

(Signature)

(Please print name and title)

ATTACHMENT A

FIRE PROTECTION SERVICE AREA

Grant Township, Randolph County, North Carolina:

BEGINNING at a point in the northern margin of the right-of-way for Old Humble Mill Road (North Carolina Secondary Road 2830), the said point is located North 45 degrees 34 minutes 29 seconds East 4,295.26 feet from the intersection of the centerline of Old Humble Mill Road with the centerline of Old Cox Road (North Carolina Secondary Road 2834); thence from the said Beginning point along the northern margin of the right-of-way for Old Humble Mill Road in a southwesterly direction along an arc having a radius of 4,724.64 feet a chord bearing and distance of South 76 degrees 40 minutes 43 seconds West 217.97 feet to a right-of-way monument; thence continuing along the northern margin of the right-of-way for Old Humble Mill Road by following in a southwesterly direction three additional curves that are described as follows: an arc with a radius of 2,307.61 feet a chord bearing and distance of South 73 degrees 34 minutes 43 seconds West 156.46 feet to a point; thence along an arc with a radius of 1,465.72 feet a chord bearing and distance of South 69 degrees 11 minutes 57 seconds West 135.75 feet to a point; thence along an arc with a radius of 830.23 feet a chord bearing and distance of South 62 degrees 31 minutes 20 seconds West 134.42 feet to a point; thence departing from the northern margin of the right-of-way and running along the James H. Humble property described in Estate File 84E, Page 246 in the office of the Randolph County Clerk of Superior Court and in Deed Book 701, Page 292, Randolph County Public Registry the following course and distance: South 70 degrees 28 minutes 08 seconds West 918.64 feet to an existing axle; thence North 59 degrees 20 minutes 28 seconds West 540.33 feet along the north bank of Richland Creek to a point in the eastern property line of the City of Asheboro Pump Station property described in Deed Book 1409, Page 1215, Randolph County Public Registry; thence along the City of Asheboro Pump Station property the following courses and distances: North 24 degrees 42 minutes 59 seconds East 173.95 feet to a new iron pin; thence North 55 degrees 33 minutes 27 seconds West 229.57 feet to an existing iron pin; thence South 26 degrees 22 minutes 21 seconds West 291.54 feet to a point on the north bank of Richland Creek; thence along the north bank of Richland Creek the following courses and distances: North 76 degrees 53 minutes 00 seconds West 160.05 feet to a point; thence South 82 degrees 49 minutes 29 seconds West 224.02 feet to a point; thence along the north bank of Vestal Creek the following courses and distances: North 61 degrees 23 minutes 46 seconds West 213.79 feet to a point; thence North 39 degrees 20 minutes 00 seconds West 55.36 feet to a point; thence North 31 degrees 31 minutes 00 seconds West 148.10 feet to an existing iron pin; thence along the James Sides property described in Deed Book 1253, Page 1027, Randolph County Public Registry the following courses and distances: North 28 degrees 49 minutes 10 seconds East 95.71 feet to an existing iron pin; thence North 28 degrees 49 minutes 10 seconds East 1,195.05 feet to an existing iron pin and stones; thence North 04 degrees 51 minutes 15 seconds East 806.44 feet along the James Sides property described in Deed Book 1129, Page 702, Randolph County Public Registry to an existing iron pin and stones; thence South 85 degrees 11 minutes 39 seconds East 703.73 feet along the James Sides property described in Deed Book 1141, Page 115, Randolph County Public Registry to a point not set; thence South 85 degrees 11 minutes 39 seconds East 1,428.70 feet along the Canter Family LLC property described in Deed Book 1840, Page 1824, Randolph County Public Registry to a stone; thence South 84 degrees 47 minutes 40 seconds East 176.30 feet along the Leonard J. Cox property described in Deed Book 1401, Page 679, Randolph County Public Registry to an existing iron pin and stone; thence along the Roy Wright property described in Deed Book 1931, Page 658, Randolph County Public Registry the following courses and distances: South 03 degrees 59 minutes 20 seconds West 1,640.83 feet to an existing iron pin located on the north side of a small branch; thence South 04 degrees 26 minutes 45 seconds West 167.77 feet to an existing iron pin; thence South 04 degrees 26

minutes 45 seconds West 5.83 feet to the point and place of BEGINNING, and containing 124.377 acres of land, more or less, to be annexed.

The above-listed description is in accordance with a plat of survey entitled "Annexation Plat Prepared For The City Of Asheboro 'Richland Village Mobile Home Park.'" This plat of survey was drawn under the supervision of Steven D. Brown, Professional Land Surveyor with Registration Number L-1435, from an actual survey made under his supervision. The said plat of survey is dated May 11, 1998 with revision dates of November 13, 2007 and May 22, 2008. The job number for the plat of survey is 98010Annex.

8. Public Comment Period.

There being no comments from the public, Mayor Jarrell closed the public comment period.

9. Preliminary plat review of subdivision plat for Meadowbrook Terrace Townhomes (Darren Lucas).

Mr. Neely presented the preliminary plat for the proposed Meadowbrook Terrace Townhomes Subdivision. Mr. Darren K. Lucas requested the approval of a preliminary plat for the subdivision to be located along the west side of Meadowbrook Road and the east side of Eastview Drive. The proposed subdivision contains approximately 6.513 acres of land, consisting of 28 lots.

The Planning Board recommended approval of the preliminary plat with comments and conditions as suggested by the Planning Department.

Prior to the Council's consideration of the submitted preliminary plat, the applicant addressed the comments noted by the various departments. After considering the recommendations of the Planning Board and city staff, the City Council members agreed that the following conditions had to be attached to the submitted plan:

1. Homeowners' documents restricting RV parking as required by the ordinance shall be submitted and recorded with the final plat.
2. Labeling on the final plat shall be corrected to accurately reflect the amount of common area.
3. Construction on this subdivision shall not begin until all regulatory approvals are received.

Upon motion by Mr. Smith and seconded by Mr. Priest, Council Members Baker, Burks, Carter, Fountain, Moffitt, Priest, and Smith voted unanimously to approve the preliminary plat with the above-stated conditions.

The preliminary plat is on file in the City Clerk's office.

10. Presentation to the City of Asheboro by *Trees Asheboro* of an award for tree planting initiative.

Mr. Owen George of *Trees Asheboro* presented Mayor Jarrell with an award for the city's tree planting initiative.

11. Consideration of approval of public art project located in the vicinity of the intersection of Church Street and Academy Street.

Mr. Tim Womick requested that the council approve a public art project (a mural) proposed for a retaining wall beside the sidewalk at the intersection of Church Street and Academy Street. *Trees Asheboro* has obtained grant funding for this project. No city funding was requested, just permission to place the proposed mural on the city-owned retaining wall.

Upon motion by Mr. Smith and seconded by Mr. Baker, Council voted unanimously to grant permission for the project to proceed. The project is scheduled to take place during July the 13th through the 24th.

12. Review of proposed budget for fiscal year 2009-2010.

Mr. Ogburn reviewed the budget allocations for the upcoming fiscal year 2009-2010. The general fund allocation is \$21,304,583.00, while the water and sewer fund allocation is \$10,937,691.00. These allocations represent a decrease of approximately \$36,000.00 in general fund budget allocation in comparison to the original presentation of the budget at the Council's planning retreat that was held on May 21st through the 22nd 2009. The proposed budget is available for inspection in the City Clerk's office.

A public hearing on the budget will be held during a special meeting of the Council on June 23, 2009 at 12:00 p.m. in the Council Chamber.

13. Upcoming events:

- (a) Randolph County Economic Development Annual Meeting – June 23, 2009 at 8:00 a.m. at AVS.
- (b) Public hearing regarding the city's 2009-2010 budget – June 23, 2009 at 12:00 p.m. in the Council Chamber.

14. Discussion of items not on the agenda.

Mr. Richard Cox updated the Council on the usage of the city's website.

There being no further business, the meeting was adjourned at 8:24 p.m.

s/ Holly H. Doerr
Holly H. Doerr, City Clerk

s/ David H. Jarrell
David H. Jarrell, Mayor