

**REGULAR MEETING
ASHEBORO CITY COUNCIL
THURSDAY, APRIL 10, 2003
7:00 PM**

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

David Jarrell) –Mayor Presiding

Talmadge Baker)
Linda Carter)
Nancy Hunter)
John McGlohon) –Council Members Present
Archie Priest)
David Smith)
Paul Trollinger)

John N. Ogburn, City Manager
Carol J. Cole, CMC, City Clerk
Dumont Bunker, P. E., City Engineer
Debbie Juberg, Finance Director
Reynolds Neely, Planning Director
Lynn Priest, CD Director
Wendell Holland, Zoning Administrator
John Evans, Code Enforcer
Jeff Sugg, City Attorney

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

1. Pledge of Allegiance and Invocation.

Mayor Jarrell asked everyone to stand and repeat the Pledge of Allegiance. Reverend Russ Ward, Pastor of the First Presbyterian Church, gave the invocation.

2. Approval of Minutes of Previous Meetings.

The minutes of the regular meeting of March 6, 2003, were approved as corrected, and the minutes of the special meeting of March 20, 2003, were approved as presented.

3. Approval of Findings of Fact for CUP-03-24.

Upon motion by Mr. McGlohon and seconded by Mr. Priest, council voted unanimously to approve the following Findings of Fact for CUP-03-24:

Case No. CUP-03-24
City Council
City of Asheboro

IN THE MATTER OF THE APPLICATION OF DEEP BLUE INVESTMENTS, LLC
FOR A CONDITIONAL USE PERMIT INCLUDING A SPECIAL USE PERMIT FOR
A PLANNED UNIT DEVELOPMENT

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING THE
REQUESTED CONDITIONAL USE PERMIT INCLUDING A SPECIAL USE
PERMIT FOR A PLANNED UNIT DEVELOPMENT

THIS MATTER came before the Asheboro City Council (hereafter referred to as the "Council") for hearing during a regular meeting of the Council on March 6, 2003. Having considered all competent evidence and argument, the Council, on the basis of competent, material, and substantial evidence, does hereby make the following:

FINDINGS OF FACT

1. The property in question is the property of Anna Barker, Cornelia Hamilton, Elizabeth Bodman, Amy Zerbach, and Ned Ryerson.

2. In addition to filing an application to have the property under consideration rezoned from an R40 Residential District to Conditional Use R15 and Conditional Use R10 Districts, Deep Blue Investments, LLC (hereinafter referred to as the "Applicant") has filed an application to obtain a Conditional Use Permit including a Special Use Permit for a Planned Unit Development.

3. The property described in the above-referenced application consists of approximately 98.110 acres and is more specifically identified by Randolph County Parcel Identification Numbers 7669572291, 7669479509, and 7669680631.

4. This land is currently vacant.

5. The lands to the north and east of the property at issue are best categorized as rural residential with farms and vacant land. The lands to the west of the property described in the application are also rural residential with farms and vacant land. However, institutional land use is also found to the west of the land at issue. The lands to the south of the property listed in the application are best categorized as residential.

6. The Growth Strategy Map identifies the area as a "Long-Range Growth" and "Primary Growth" area.

7. The Proposed Land Development Plan Map designates the area under consideration as "Neighborhood Residential."

8. The property identified in the application is located at 3005 Zoo Parkway, and Zoo Parkway is a major thoroughfare.

9. The site at issue is served by city water from the City of Asheboro. City sewerage is available.

10. The character of the area under review is residential, institutional, and agricultural.

11. A portion of the property described in the application has been annexed into the corporate limits of the City of Asheboro, and the balance of the property is located within the extraterritorial jurisdiction of the City of Asheboro.

12. The proposed development lies within one of the alignment corridors of the proposed United States Highway 64 / North Carolina Highway 49 bypass.

13. The proposed development includes mixed housing types and a commercial area.

14. A review of the zoning history of the property described in the application indicates that a Special Use Permit to allow a chemical dependency/substance abuse treatment facility was granted on a portion of this property in 1990. Additionally, this same review of the zoning history for this property indicates that a Special Use Permit to allow an Assisted Living Retirement Center (Congregate) was granted on a portion of this property in 1996. Both of the aforementioned permits have now expired.

15. Mr. Allen Hill, a representative of the Applicant, testified that, due to the fact that water and sewer services provided by the City of Asheboro are to be utilized at the site, public health problems that can arise with private septic tanks are not an issue with this project.

16. As part of his testimony, Mr. Hill directed the Council's attention to the site plan submitted for this project as evidence that the Applicant has been complying with the provisions of the Asheboro Zoning Ordinance. Furthermore, he continued his testimony by stating that the Applicant would continue to comply with all of the relevant provisions of the Asheboro Zoning Ordinance as the project progresses.

17. Mr. Hill also asserted that the Applicant's proposed use of the property would not substantially injure the value of adjoining or abutting property. In support of this contention, Mr. Hill testified that the project is designed to be neat in appearance and to have a neighborhood feel to it with multi-residential units up front. Furthermore, the proposed convenience area, which will serve the development and surrounding area, is proposed to be of suitable quality to comply with the applicable design standards as a brick and block structure.

Minutes
Page 3
April 10, 2003

18. The Applicant's representative testified that sidewalks would be built on both sides of the street and would lead to the convenience area so as to encourage the safe movement of pedestrians within the development.

19. Mr. Hill specifically testified that cross access is planned within the proposed development so as to facilitate good circulation of traffic with the development.

20. Mr. Hill testified, without objection from any party, that this project complies with the Land Development Plan.

21. No testimony or evidence of any kind was presented in opposition to the Applicant's request, and the Applicant's authorized representative accepted the conditions to the requested permit that were proposed by Planning Department staff members and by members of the Council.

22. Before considering the issue of whether to grant a Conditional Use Permit including a Special Use Permit for a Planned Unit Development, the Council agreed with the Planning Board's recommendation to approve the requested rezoning and voted to rezone the property in question to Conditional Use R15 and Conditional Use R10 zoning districts.

Based upon the foregoing findings of fact and in reliance upon the Applicant's compliance with certain conditions listed at the end of this document, the Council makes the following:

CONCLUSIONS OF LAW

1. In light of the nature and design of the proposed use, the proposed use will not materially endanger the public health or safety if located where proposed and developed according to the plan as submitted and approved.

2. The evidence received during the public hearing established that the proposed use does meet all of the required conditions and specifications of the Asheboro Zoning Ordinance.

3. The proposed use will not substantially injure the value of the adjoining or abutting property.

4. The location and character of the Applicant's proposed use if developed according to the plan as submitted and approved will be in harmony with the area in which it is to be located and in general conformity with the plan of development of Asheboro and its environs.

Based on the above-recited findings of fact and conclusions of law, the Council hereby enters the following:

ORDER

The above-referenced application submitted by Deep Blue Investments, LLC for a Conditional Use Permit including a Special Use Permit for a Planned Unit Development is hereby approved on the condition that the Applicant and its successors and assigns meet and remain in compliance with the following conditions:

1. The use approved shall be a planned unit development with 116 lots, common area, and a convenience commercial area. Commercial uses shall be limited to "Retail Convenience Goods" as defined in Article 1100 (note limit of 10,000 square feet for a food store).

2. The development shall be as per the site plan approved and as modified to comply with these conditions.

3. Buffers and screening shall be installed and maintained based on the types of individual uses contained within the development as per Article 304A of the Asheboro Zoning Ordinance. If natural, uncut areas are to be utilized as buffers, an alternative buffer plan shall be submitted to and approved by the Planning Board as required by Section 304A.6 of the Asheboro Zoning Ordinance. Final buffer/screen plans shall be submitted on a revised site plan for staff approval prior to the approval of the preliminary subdivision plat.

Minutes
Page 4
April 10, 2003

4. An engineering study of storm water runoff shall be made. If such study indicates that post development runoff will exceed predevelopment conditions, plans for runoff control shall be designed and certified by a professional engineer. Such controls shall be designed to reduce the runoff during the occurrence of a 10-year storm to predevelopment volumes and rates. Prior to the issuance of a Certificate of Occupancy, a professional engineer shall provide certification that the storm water controls were built according to the plans. Any open water retention or drainage areas shall be sprayed regularly for mosquito control. The continued maintenance of all runoff control measures shall be the responsibility of the property owner(s).

5. Adequate turn around space shall be provided at the ends of streets for emergency and utility vehicles.

6. Easements for a future greenway system shall be provided in locations as specified by the Asheboro Parks and Recreation Department. Such easements shall be submitted with the final subdivision plat and recorded along with any final plat.

7. An acceptable street light plan shall be submitted for staff approval prior to the approval of the preliminary subdivision plat.

8. Passive and active recreation facilities shall be provided as per Article X of the Subdivision Ordinance. An amended site plan or a separate plan that details acceptable recreation facility plans shall be submitted for staff approval prior to the approval of the preliminary subdivision plat. If passive and active recreation facilities are not provided, built, or installed in their entirety in a timely manner under the Asheboro Zoning Ordinance, such facilities shall be guaranteed at the time of the first Final Plat approval in the same manner as provided for other required subdivision improvements.

9. General landscaping shall be provided as required by Section 630.11 of the Asheboro Zoning Ordinance. Landscaping plans shall be submitted on a revised site plan for staff approval prior to the approval of the preliminary subdivision plat.

10. In addition to Article 400 of the Asheboro Zoning Ordinance, Sections 306A, 307A, and 308A of the ordinance shall be met for the commercial area.

11. Final building design and construction shall be comparable to the design as indicated in the sketches presented at the public hearing of this matter.

12. An amended site plan that reflects these conditions shall be submitted to the Planning Department's staff, and said staff shall review the amended site plan in order to insure the compliance of the amended site plan with these conditions. In addition, Preliminary Subdivision Plats shall also reflect these conditions.

13. All requirements of the Asheboro Zoning Ordinance shall be met and maintained.

14. Final Plat Approvals for the Subdivision shall be obtained and recorded.

15. Articles of Unit Ownership shall be submitted with the preliminary plat for approval and recorded with any Final Plat.

16. Approval must be obtained from the North Carolina Department of Transportation for the driveway entrance into Old Cox Road.

17. Sidewalks are required within the development in accordance with the applicable regulations of the Asheboro Zoning and Subdivision Ordinances pertaining to sidewalks and Planned Unit Developments.

18. Subject to approval by the North Carolina Department of Transportation, a second means of egress and ingress into the commercial area of the development from either Zoo Parkway or Old Cox Road shall be provided.

Adopted this the 10th day of April, 2003.

ATTEST:

S/ David H. Jarrell
David H. Jarrell, Mayor

S/ Carol J. Cole
Carol J. Cole, City Clerk

Minutes
Page 5
April 10, 2003

4. Appearance and Recognition of Guests and Citizens.

Mayor Jarrell welcomed everyone in attendance.

5. Public Hearings on Zoning Matters.

Mayor Jarrell opened the public hearing on the following request:

- (a) From R-7.5 Residential to RA-6 Residential (RZ-03-26): The property of H. R. Jr. and Vickie Gallimore, located at 626 Uwharrie Street totaling approximately .43 acre, more specifically identified by Randolph County Parcel ID Number 7751404421.

Mr. Neely described the aforementioned property and stated that Uwharrie Street is a minor thoroughfare. The area is characterized by a mix of single-family residential, multi-family

residential and PUD residential development. The current structure is a non-conforming use. The multi-family structures to the west and north were built during the period when multi-family was a permitted R-7.5 use. These structures are now non-conforming.

The staff recommended denial of the request because the application, as presented, does not provide sufficient information to determine overall compliance nor non-compliance with the LDP goals and policies.

The planning board recommended approval, as the request is in conformity with the existing density of the immediate area.

Mr. H. R. Gallimore, applicant, was in attendance to answer any questions.

There being no further comments nor opposition, Mayor Jarrell closed the public hearing.

Upon motion by Mr. McGlohon and seconded by Mr. Baker, council unanimously ordained to accept the recommendation from the planning board for approval.

Mayor Jarrell opened the public hearing on the following request:

- (b) From B-2 Commercial to CU-I-2 Industrial and CU Permit (RZ/CUP-03-27): The property of Schwarz Properties, LLC, located at 414 East Dixie Drive totaling approximately 13 acres, more specifically identified by Randolph County Parcel ID Numbers 7750868293, 7750859704 and 7750865352.

Mr. Neely was sworn in and presented the site plan. He stated that East Dixie Drive is a major thoroughfare, and Third Street is a local street. Atlantic Avenue is a local street. The property fronts on East Dixie Drive and is bisected by Third Street and Atlantic Avenue. The property has historically been a manufacturing site; it was rezoned to Commercial after a request was made by the previous owners. The request is to rezone from B-2 Commercial to CU-I-2 Industrial and issue a Conditional Use Permit for industrial developments with multi-use and or structures.

Both the planning board and staff recommended approval of the district rezoning, as the request complies with the goals and policies of the Land Development Plan.

Mr. Ken Davidson, property manager for Schwarz Properties, was sworn in and addressed the four standard tests as follows: (1) The use will not endanger the public health or safety, as the property has been used for manufacturing in the past. Water and sewer are in place and egress and ingress are sufficient, etc. (2) The use meets all required conditions and specifications. (3) The use will not substantially injure the value of adjoining or abutting property, as the properties are already industrial. Noise should not be a problem. (Mr. Neely reported that he has a letter on file from the applicant stating that he will comply with the noise levels.) (4) The use will be in harmony with what is already in place.

Mr. Neely read some suggested conditions for council's consideration if it finds in favor of the Conditional Use Permit.

There being no further comments nor opposition, Mayor Jarrell closed the public hearing.

Upon motion by Mr. Smith and seconded by Mr. Baker, council unanimously ordained to accept the recommendation from the planning board for approval of the district rezoning.

Minutes
Page 6
April 10, 2003

Upon motion by Mr. Smith and seconded by Mr. Priest, council voted unanimously to approve the Conditional Use Permit with the conditions as stated by Mr. Neely, based on the four standard tests being met as per testimony by Mr. Ken Davidson.

The conditions will be detailed in the city attorney's Findings of Fact, Conclusions of Law, and Order Granting the requested Conditional Use Permit to be approved by council at its May meeting.

- (c) Mayor Jarrell announced that the rezoning request, RZ-03-28, has been withdrawn by the applicant.

Mayor Jarrell opened the public hearing on the following request:

- (d) Amend Existing Conditional Use Permit (CUP-03-29): The property of Schwarz Properties, LLC, located at the southwest corner of the intersection of North Fayetteville Street and West Central Avenue containing approximately 24.42 acres, more specifically identified by Randolph County Parcel ID Number 7762094814.

Mr. Neely was sworn in and reported that neither the amended site plan nor the building or

elevation plans have been submitted. The original site plan was submitted but not the amended site plan.

No one was present to speak for the request.

Mr. David Jordan, trustee for Neighbors Grove Church, was sworn in and submitted a photo of a brightly colored building that advertises tobacco parked in the parking area of the subject property. This building has been parked at this area since around Thanksgiving. Mr. Jordan stated that a lot of children in the neighborhood see this building that advertises tobacco, and it is not good for them. He said that the agreement with the existing permit was that the parking area remain a parking area. On behalf of the church, Mr. Jordan asked council to deny this request.

Mr. Neely read from Article 1005 of the zoning ordinance, which states that a Conditional Use Permit shall be accompanied by a site plan. Therefore, this request is not in compliance with the zoning ordinance.

There being no further comments and no one speaking in favor of the request, Mayor Jarrell closed the public hearing.

Upon motion by Mr. Baker and seconded by Mrs. Hunter, council voted unanimously to deny the request, as the applicant did not submit evidence in compliance with the City's zoning ordinance.

Mayor Jarrell opened the public hearing on the following request:

- (e) Amend Zoning Ordinance (RZ-03-30): Amend Article 200 Table 200-2 and Article 400 Table 400-1. The proposed amendments deal with parking requirements for industrial multi-use developments and permitted uses within Planned Unit Developments.

Mr. Neely reviewed the proposed amendments, which make technical changes to the zoning ordinance and provide for clarification.

The planning board recommended approval, as the amendments provide clarification and corrections to the zoning ordinance.

There being no further comments nor opposition from the public, Mayor Jarrell closed the public hearing.

Upon motion by Mr. Baker and seconded by Mrs. Carter, council unanimously ordained to accept the recommendation from the planning board for approval of the proposed amendments.

Minutes
Page 7
April 10, 2003

6. Subdivision.

Sketch Design Plat Approval for Providence Park Subdivision (SUB-03-6)

Mr. Neely reported that the applicant, Mr. Edward Turlington, has requested that this item be deferred, as he is going to seek a variance.

Mayor Jarrell deferred this item.

7. Ordinance to Amend the Project Ordinance for Sidewalks on North Fayetteville Street, Sidewalks on the West Side of South Church Street, Sidewalks on South Fayetteville Street and Water and Sewer Improvements for North Fayetteville Street NCDOT Project to:

- (a) Delete funding for sidewalks on South Fayetteville Street
- (b) Add funding for sidewalk improvements on Sunset Avenue
- (c) Change funding for the Water and Sewer Improvements for North Fayetteville Street NCDOT Project

Ms. Debbie Juberg presented and recommended adoption, by reference, of the aforementioned ordinance.

Upon motion by Mr. Priest and seconded by Mr. Smith, council voted unanimously to adopt the following ordinance by reference:

49 ORD 4-03

**Ordinance to Amend the Project Ordinance for:
Sidewalks on North Fayetteville Street
Sidewalks on the West Side of South Church Street
Sidewalks on South Fayetteville Street
Water and Sewer improvements for North Fayetteville Street NCDOT Project
FY 2002-2003**

WHEREAS, the City Council of the City of Asheboro desires to change the scope of the above stated Project Ordinance to delete funding for sidewalks on South Fayetteville Street, add funding for Sidewalks on Sunset Avenue, and change funding for the Water and Sewer Improvements for the North Fayetteville Street NCDOT Project which will receive state loan funds, and;

WHEREAS, the City Council desires to amend the budget as required by law, and;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA that the following budget revisions are approved:

Section 1: That the name of the project ordinance be changed to PROJECT ORDINANCE FOR:

Sidewalks on North Fayetteville Street
Sidewalks on the west side of South Church Street
Sidewalks on Sunset Avenue
Water and Sewer Improvements for North Fayetteville Street NCDOT Project

Section 2: That the following Revenue items be increased / decreased:

<u>Account #</u>	<u>Revenue Description</u>	<u>Increase / Decrease</u>	<u>Appropriated Amount</u>
73-367-1000	Gen. Fund 1998 & 1999-00		\$150,000
73-367-1001	Fed / State Grant- S. Church St.		92,832
73-367-1002	Fed. Grant –Sunset Ave	(\$18,177)	\$79,200
73-367-1003	W & S Fund- FY 2003-2004	(\$270,000)	\$30,000
Minutes			
Page 8			
April 10, 2003			
73-367-1004	W & S Fund–FY2004-2005	(\$270,000)	\$30,000
73-367-1005	W & S Fund- FY 2005-2006	<u>(\$270,000)</u>	<u>\$30,000</u>
	TOTAL	(\$828,177)	\$412,032

Section 3: That the following Expense items be increased / decreased.

<u>Account #</u>	<u>Expense Description</u>	<u>Increase / Decrease</u>	<u>Appropriated Amount</u>
73-850-4500	S/W Const. –N. Fayetteville St.		\$78,000
73-850-4501	S/W Const. –S. Church St.		\$122,832
73-850-4502	S/W Const. –Sunset Ave	(\$18,177)	\$121,200
73-850-4503	W&S Const. –N. Fayetteville St.	<u>(\$810,000)</u>	<u>\$90,000</u>
	TOTAL	(\$828,177)	\$412,032

Adopted this the 10th day of April, 2003

S/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

S/ Carol J. Cole
Carol J. Cole, City Clerk

8. Report From Finance Officer on State Treasurer’s Office Refinancing of City Bonds.

Ms. Juberg reported that the State Treasurer's office has notified the City that its amortization schedule has been revised for the \$3,750,000 State Bond Loan, which will reduce the loan's interest rate to 3.43% from 5.3%. This revision will provide interest savings of more than \$525,937 over the life of the loan.

9. Petition Received From D & L Investments Requesting Contiguous Annexation of 6.5644 Acres at the Intersection of East Dixie Drive and East Salisbury Street. (Proposed Honda, Mazda, Nissan and Mitsubishi Dealers)

Mr. Bunker recommended that this item be deferred to the May 8th council meeting, as all of the property owners have not signed the petition. Council concurred.

10. Petition Received From Leroy M. White Requesting Contiguous Annexation of 1.66 Acres on the North Side of Sherwood Avenue.

Mr. Bunker presented and recommended adoption, by reference, of a resolution directing the city clerk to investigate the aforementioned annexation petition.

Upon motion by Mr. Baker and seconded by Mrs. Carter, council voted unanimously to adopt the following resolution by reference:

52 RES 4-03

**RESOLUTION DIRECTING THE CITY CLERK TO INVESTIGATE
ANNEXATION PETITION
(1.66 Acres of Land Located on the North Side of Sherwood Avenue)**

WHEREAS, a petition requesting annexation of an area described in said petition as approximately 1.66 acres of land located on the north side of Sherwood Avenue has been received by the City Council; and

WHEREAS, Section 160A-31 of the North Carolina General Statutes provides that the sufficiency of the petition shall be investigated by the City Clerk before further annexation proceedings may take place; and

Minutes
Page 9
April 10, 2003

WHEREAS, the City Council of the City of Asheboro deems it advisable to proceed in response to this request for annexation:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro, this 10th day of April, 2003, that the City Clerk is hereby directed to investigate the sufficiency of the above-described petition and to certify as soon as practicable to the City Council the results of her investigation.

S/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

S/ Carol J. Cole
Carol J. Cole, City Clerk

**CERTIFICATE OF SUFFICIENCY
(1.66 Acres of Land Located on the North Side of Sherwood Avenue)**

TO: The City Council of the City of Asheboro, North Carolina

I, Carol J. Cole, City Clerk of the City of Asheboro, North Carolina, do hereby certify that I have investigated the petition attached hereto. As a consequence of that investigation, I have found as a fact that said petition is signed by all owners of real property lying in the area

described therein, and the petition appears to be sufficient to satisfy the provisions of Section 160A-31 of the North Carolina General Statutes.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Asheboro, this 10th day of April, 2003.

(SEAL)

S/ Carol J. Cole
Carol J. Cole, City Clerk

After the city clerk certified as to the sufficiency of said petition, Mr. Bunker presented and recommended adoption, by reference, of a resolution fixing the date of the public hearing on the question of annexation pursuant to Section 160A-31 of the North Carolina General Statutes.

Upon motion by Mrs. Carter and seconded by Mr. Priest, council voted unanimously to adopt the following resolution by reference:

53 RES 4-03

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION OF
ANNEXATION PURSUANT TO SECTION 160A-31 OF THE NORTH CAROLINA
GENERAL STATUTES
(1.66 Acres of Land Located on the North Side of Sherwood Avenue)**

WHEREAS, a petition requesting annexation of the area described herein has been received; and
Minutes
Page 10
April 10, 2003

WHEREAS, the City Council has, by resolution, directed the City Clerk to investigate the sufficiency thereof; and

WHEREAS, certification by the City Clerk as to the sufficiency of said petition has been made:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro, North Carolina, on this 10th day of April, 2003, as follows:

Section 1. A public hearing on the question of annexation of the area described herein will be held at the City of Asheboro Municipal Building, which is located at 146 North Church Street in the City of Asheboro, North Carolina, at 7:00 o'clock p.m. on the 8th day of May, 2003; and

Section 2. The area proposed for annexation is described on the attached sheet, which is identified as Exhibit 1 and incorporated by reference as if copied fully herein; and

Section 3. Notice of said public hearing shall be published in *The Randolph Guide*, a newspaper having general circulation in the City of Asheboro, at least ten (10) days prior to the date of said public hearing.

S/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

S/ Carol J. Cole
Carol J. Cole, City Clerk

EXHIBIT 1

Asheboro Township, Randolph County, North Carolina:

BEGINNING at an existing iron pipe or pin that is set on the northern right-of-way line of Sherwood Avenue (North Carolina Secondary Road 1204) and is located South 54 degrees 55 minutes 26 seconds West 1,935.65 feet from a point that is identified by the North Carolina

Geodetic Survey as "HOLIDAY," said point "HOLIDAY" is located by means of the North Carolina Coordinate System at the coordinates of North 705,572.76 feet and East 1,753,582.54 feet (NAD 83); thence from said Beginning point North 04 degrees 23 minutes 25 seconds East 197.65 feet along the Larry D. Bowman property described in Deed Book 1420, Page 1183, Randolph County Public Registry to an existing iron pipe or pin; thence North 03 degrees 20 minutes 16 seconds East 99.04 feet along the Kenneth and Lena M. McMasters property described in Deed Book 1268, Page 799, Randolph County Public Registry to an existing iron pipe or pin; thence along the Kenneth and Lena M. McMasters property described in Deed Book 1164, Page 1011, Randolph County Public Registry the following courses and distances: North 03 degrees 36 minutes 14 seconds East 49.73 feet to an existing iron pipe or pin; thence North 02 degrees 47 minutes 25 seconds East 49.91 feet to an existing iron pipe or pin; thence North 02 degrees 29 minutes 13 seconds East 25.23 feet along the George H. and Zena Coble property described in Deed Book 1165, Page 1275, Randolph County Public Registry to an existing iron pipe or pin; thence North 07 degrees 24 minutes 27 seconds East 13.65 feet along the George H. and Zena Coble property described in Deed Book 934, Page 502, Randolph County Public Registry to an existing iron pipe or pin; thence North 87 degrees 27 minutes 16 seconds West 162.92 feet along the Louise S. Duke property described in Deed Book 1210, Page 1403, Randolph County Public Registry to an existing iron pipe or pin; thence South 05 degrees 36 minutes 01 second West 417.67 feet along the existing corporate limits line of the City of Asheboro to an iron pipe located on the northern right-of-way line of Sherwood Avenue and shown on an existing plat that was drawn by Cagle Surveys and dated July 10, 2002; thence along the northern right-of-way line of Sherwood Avenue the following courses and distances: South 82 degrees 07 minutes 45 seconds East 26.74 feet to an iron pipe shown on said existing plat that was drawn by Cagle Surveys; thence South 81 degrees 31 minutes 16 seconds East 149.36 feet to the point and place of the BEGINNING, and containing 1.66 acres, more or less.

Minutes
Page 11
April 10, 2003

This description is in accordance with a plat of survey entitled "Annexation Plat Prepared For City of Asheboro(;) Property of Leroy M. White." This plat of survey, which was dated March 28, 2003, was prepared by the City of Asheboro Engineering Department under the supervision of Philip M. Henley, Professional Land Surveyor with Registration Number L-1494.

11. Petition Received From Joy B. Sawyer Requesting Contiguous Annexation of 0.705 Acre at 786 Honeysuckle Road.

Mr. Bunker presented and recommended adoption, by reference, of a resolution directing the city clerk to investigate the aforementioned annexation petition.

Upon motion by Mrs. Carter and seconded by Mr. Baker, council voted unanimously to adopt the following resolution by reference:

54 RES 4-03

**RESOLUTION DIRECTING THE CITY CLERK TO INVESTIGATE
ANNEXATION PETITION
(0.705 of an Acre of Land Located At 786 Honeysuckle Road)**

WHEREAS, a petition requesting annexation of an area described in said petition as approximately 0.705 of an acre of land located at 786 Honeysuckle Road has been received by the City Council; and

WHEREAS, Section 160A-31 of the North Carolina General Statutes provides that the sufficiency of the petition shall be investigated by the City Clerk before further annexation proceedings may take place; and

WHEREAS, the City Council of the City of Asheboro deems it advisable to proceed in response to this request for annexation:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro, this 10th day of April, 2003, that the City Clerk is hereby directed to investigate the sufficiency of the above-described petition and to certify as soon as practicable to the City Council the results of her investigation.

S/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

S/ Carol J. Cole
Carol J. Cole, City Clerk

**CERTIFICATE OF SUFFICIENCY
(0.705 of an Acre of Land Located At 786 Honeysuckle Road)**

TO: The City Council of the City of Asheboro, North Carolina

I, Carol J. Cole, City Clerk of the City of Asheboro, North Carolina, do hereby certify that I have investigated the petition attached hereto. As a consequence of that investigation, I have found as a fact that said petition is signed by all owners of real property lying in the area described therein, and the petition appears to be sufficient to satisfy the provisions of Section 160A-31 of the North Carolina General Statutes.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Asheboro, this 10th day of April, 2003.

(SEAL)

S/ Carol J. Cole
Carol J. Cole, City Clerk

Minutes
Page 12
April 10, 2003

After the city clerk certified as to the sufficiency of said annexation petition, Mr. Bunker presented and recommended adoption, by reference, of a resolution fixing the date of the public hearing on question of annexation pursuant to Section 160A-31 of the North Carolina General Statutes.

Upon motion by Mrs. Carter and seconded by Mrs. Hunter, council voted unanimously to adopt the following resolution by reference:

55 RES 4-03

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION OF
ANNEXATION PURSUANT TO SECTION 160A-31 OF THE NORTH CAROLINA GENERAL
STATUTES
(0.705 of an Acre of Land Located At 786 Honeysuckle Road)**

WHEREAS, a petition requesting annexation of the area described herein has been received; and

WHEREAS, the City Council has, by resolution, directed the City Clerk to investigate the sufficiency thereof; and

WHEREAS, certification by the City Clerk as to the sufficiency of said petition has been made:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro, North Carolina, on this 10th day of April, 2003, as follows:

Section 1. A public hearing on the question of annexation of the area described herein will be held at the City of Asheboro Municipal Building, which is located at 146 North Church Street in the City of Asheboro, North Carolina, at 7:00 o'clock p.m. on the 8th day of May, 2003; and

Section 2. The area proposed for annexation is described on the attached sheet, which is identified as Exhibit 1 and incorporated by reference as if copied fully herein; and

Section 3. Notice of said public hearing shall be published in *The Randolph Guide*, a newspaper having general circulation in the City of Asheboro, at least ten (10) days prior to the date of said public hearing.

S/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

EXHIBIT 1

Asheboro Township, Randolph County, North Carolina:

BEGINNING at a PK Nail that is set on the southern right-of-way line of Honeysuckle Road (North Carolina Secondary Road 2293) and is located South 88 degrees 47 minutes 12 seconds East 20.00 feet from an existing iron pipe that is also located on the southern right-of-way line of Honeysuckle Road and is set South 88 degrees 53 minutes 51 seconds East 100.00 feet from another existing iron pipe that is also located on the southern right-of-way line of Honeysuckle Road, the aforementioned second existing iron pipe is itself located South 33 degrees 55 minutes 36 seconds East 2,323.35 feet from City of Asheboro Monument 60, which is located by means of the North Carolina Coordinate System at the coordinates of North 725,295.474 feet and East

Minutes

Page 13

April 10, 2003

1,761,137.379 feet (NAD 27); thence from said Beginning point following the southern right-of-way line of Honeysuckle Road the following courses and distances: South 89 degrees 06 minutes 30 seconds East 40.10 feet to an existing iron rod; thence South 88 degrees 49 minutes 53 seconds East 99.97 feet to an existing iron rod; thence South 01 degree 12 minutes 29 seconds West 219.66 feet along the Cranford Enterprises property described in Deed Book 1142, Page 303, Randolph County Public Registry to an existing iron pipe; thence along the Bobby Cranford property described in Deed Book 1416, Page 846, Randolph County Public Registry the following courses and distances: North 88 degrees 44 minutes 17 seconds West 99.87 feet to an existing iron pipe; thence North 88 degrees 54 minutes 31 seconds West 39.98 feet to an existing iron rod; thence North 01 degree 08 minutes 58 seconds East 219.36 feet along the existing corporate limits line of the City of Asheboro to the point and place of the BEGINNING, and containing 0.705 of an acre, more or less.

This description is in accordance with a plat of survey entitled "Annexation Plat Prepared For City of Asheboro(:) Property of Joy B. Sawyer." This plat of survey, which was dated March 27, 2003, was prepared by the City of Asheboro Engineering Department under the supervision of Philip M. Henley, Professional Land Surveyor with Registration Number L-1494.

12. Request by W. Russell Ward, Jr., Pastor of the First Presbyterian Church, for an Ordinance Prohibiting Parking From 7:00 AM to 4:00 PM Monday Through Friday on the North Side of West Walker Avenue.

Pastor Russ Ward requested council to adopt an ordinance prohibiting parking from 7:00 AM to 4:00 PM Monday through Friday on the north side of West Walker Avenue, beginning 128 feet east from the center of South Park Street and extending 376 feet east from the center of South Park Street along property owned by the First Presbyterian Church, to be effective April 21, 2003. This request was made in response to several recent violent incidents affecting the safety of students and of church members.

Upon motion by Mr. Baker and seconded by Mr. Smith, council voted unanimously to adopt the following ordinance:

50 ORD 4-03

AN ORDINANCE PROHIBITING PARKING MONDAY THROUGH FRIDAY OF EACH WEEK FROM 7:00 O'CLOCK A.M. TO 4:00 O'CLOCK P.M. ALONG THE NORTH SIDE OF A CERTAIN PORTION OF WEST WALKER AVENUE

WHEREAS, official representatives of First Presbyterian Church have notified the City Council of the City of Asheboro of the concerns of the church's officers and members of its congregation as to the potential risks posed to public safety in general and to church members and property in particular as a consequence of the concentration of vehicles that are parked from 7:00 o'clock a.m. to 4:00 o'clock p.m. Monday through Friday along a certain portion of the north side of West Walker Avenue that is contiguous with property owned by First Presbyterian Church; and

WHEREAS, the public safety concerns raised by the representatives from First Presbyterian Church, as they relate to the practice of certain students, former students, and other individuals attempting to interact with students at the neighboring Asheboro High School of congregating around vehicles parked in the area in question, have been acknowledged as legitimate by administrators of the Asheboro City School System; and

WHEREAS, the officials of the Asheboro City School System have indicated to the Pastor of First Presbyterian Church that the school system has no objection to the church's request that the City Council reduce the risks posed to church members, church property, and the public safety in general by prohibiting parking on the portion of West Walker Avenue in question between the hours of 7:00 o'clock a.m. and 4:00 o'clock p.m. Monday through Friday; and

WHEREAS, Section 160A-296 of the North Carolina General Statutes provides that a city shall have general authority and control over all public streets, sidewalks, alleys, bridges, and other ways of public passage within its corporate limits:

Minutes
Page 14
April 10, 2003

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

Section 1. Chapter 71 of the Code of Asheboro is amended to include a new section that is codified as **'§71.22 NO PARKING MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 7:00 O'CLOCK A.M. AND 4:00 O'CLOCK P.M. ALONG A CERTAIN PORTION OF THE NORTH SIDE OF WEST WALKER AVENUE'** and that provides as follows:

- (A) No person shall park a vehicle between the hours of 7:00 o'clock a.m. and 4:00 o'clock p.m. Monday through Friday of each week upon any portion of the north side of West Walker Avenue that is situated between a point located one hundred twenty-eight (128) feet east from the center of South Park Street and a point located three hundred seventy-six (376) feet east from the center of South Park Street.
- (B) For the purpose of this section, the term "vehicle" shall be deemed to mean every device in, upon, or by which any person or property is or may be transported or drawn upon a highway or street, except devices moved exclusively by human power.
- (C) Upon the effective date of this ordinance, the City Manager shall post the portion of West Walker Avenue specified in subsection (A) of this Section with signs that are placed, erected, and/or installed in a manner designed to give notice of the prohibition specified in subsection (A) of this Section.

Section 2. The effective date of this ordinance shall be April 21, 2003.

Adopted this 10th day of April, 2003.

S/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

S/ Carol J. Cole
Carol J. Cole, City Clerk

13. Ordinance to Extend the Corporate Limits of the City of Asheboro for Annexation of 27.332 Acres Along East Allred Street, Cheddington Drive, Lansdowne Lakes Lane and Yorkmont Court (Portion of Hamlet Lakes Subdivision Section 4) to be Effective July 1, 2003.

The city attorney stated that all prerequisites to adoption of this ordinance prescribed in Chapter 160A, Article 4A, Part 3 of the General Statutes of North Carolina have been met, and the public hearing required by law was held March 20, 2003. Mr. Sugg presented, for council's consideration, an ordinance to extend the corporate limits of the City of Asheboro to be effective July 1, 2003.

Upon motion by Mr. Smith and seconded by Mr. Trollinger, council voted unanimously to adopt the following ordinance:

**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
(A Portion of Hamlet Lakes Subdivision Section 4)**

WHEREAS, all of the prerequisites to 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 20, 2003 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 at an existing iron pipe/pin that is set on the existing corporate limits line of the City of Asheboro, said existing iron pipe/pin is located by means of the North Carolina Coordinate System at the coordinates of North 723,928.950 feet and East 1,766,504.373 feet (NAD 27); thence from said Beginning point along the existing corporate limits line of the City of Asheboro the following course and distance: South 86 degrees 53 minutes 41 seconds East 251.98 feet to an iron pipe; thence along the Lloyd Hamlet property described in Deed Book 683, Page 138, Randolph County Registry the following courses and distances: South 46 degrees 13 minutes 49 seconds West 263.06 feet to an iron pipe; thence South 00 degrees 09 minutes 41 seconds East 160.31 feet to an iron pipe; thence South 63 degrees 55 minutes 49 seconds West 125.00 feet to a iron pipe; thence South 22 degrees 46 minutes 19 seconds West 350.56 feet to an iron pipe; thence South 12 degrees 47 minutes 11 seconds East 224.12 feet to an iron pipe; thence South 19 degrees 01 minute 49 seconds West 303.85 feet to an iron pipe; thence North 77 degrees 15 minutes 41 seconds West 326.88 feet along the Clyde Kistler property described in Deed Book 1090, Page 611, Randolph County Registry to an iron pipe; thence North 75 degrees 17 minutes 11 seconds West 310.90 feet along the County of Randolph property described in Deed Book 1512, Page 1084, Randolph County Registry to an iron pipe; thence North 69 degrees 36 minutes 11 seconds West 176.80 feet to an iron pipe; thence along the Duane McCartney property described in Deed Book 1246, Page 1176, Randolph County Registry the following courses and distances: North 16 degrees 58 minutes 49 seconds East 129.36 feet to an iron pipe; thence North 77 degrees 03 minutes 11 seconds West 264.26 feet to an iron pipe set on the Eastern right-of-way line of East Allred Street (North Carolina State Road 2182); thence along the Eastern right-of-way line of East Allred Street the following courses and distances: North 10 degrees 29 minutes 19 seconds East 273.33 feet to an iron pipe; thence North 15 degrees 43 minutes 49 seconds East 91.34 feet to an iron pipe; thence following the radius of a curve having a radius of 519.01 feet that continues along the Eastern right-of-way line of East Allred Street North 26 degrees 41 minutes 49 seconds East a chord distance of 100.00 feet to an iron pipe; thence North 34 degrees 43 minutes 49 seconds East 40.00 feet to an iron pipe; thence North 76 degrees 16 minutes 38 seconds West 67.05 feet across East Allred Street to a point not set on the existing corporate limits line of the City of Asheboro; thence along the existing corporate limits line of the City of

Asheboro and the Western right-of-way line of East Allred Street the following courses and distances: North 39 degrees 32 minutes 06 seconds East 107.14

Minutes
Page 16
April 10, 2003

feet to a point not set; thence North 36 degrees 59 minutes 53 seconds East 208.15 feet to a point not set; thence North 41 degrees 16 minutes 58 seconds East 124.68 feet to a point not set; thence South 71 degrees 00 minutes 11 seconds East 56.65 feet back across East Allred Street to an iron pipe; thence South 71 degrees 00 minutes 11 seconds East 189.37 feet to an iron pipe; thence North 22 degrees 29 minutes 09 seconds East 138.30 to an iron pipe, said iron pipe is located by means of the North Carolina Coordinate System at the coordinates of North 723,969.680 feet and East 1,765,902.620 feet (NAD 27); thence South 86 degrees 07 minutes 41 seconds East 603.41 feet to the point and place of the BEGINNING, containing 27.332 acres, more or less.

This description is in accordance with a plat of survey entitled "Annexation Plat Prepared For City Of Asheboro (-) Portion Of Hamlet Lakes Subdivision Sec. 4." Mr. Philip M. Henley, Professional Land Surveyor with Registration Number L-1494, certified that this plat of survey was drawn under his supervision. Said plat of survey was dated October 30, 2002.

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. The above-described territory is contiguous to the existing boundaries of the City of Asheboro.
- B. 14.2 % of the aggregate external boundaries of the area to be annexed coincide with the existing boundaries of the City of Asheboro.
- C. No part of the area to be annexed is included within the boundary of another incorporated municipality.
- D. The area to be annexed is developed for urban purposes according to the standards prescribed by Section 160A-48(c)(2) of the North Carolina General Statutes in that:
 - (1) The area to be annexed consists of a total acreage of 23.284 acres, excluding street rights-of-way; and
 - (2) The area to be annexed contains 11 dwelling units; and
 - (3) The total resident population of the area to be annexed is 26 while the statutory standard only requires a minimum total resident population of 24; and
 - (4) The total acreage of the area to be annexed that consists of lots and tracts of three acres or less is 16.20 acres while the statutory standard only requires that the above-described territory contain a minimum of 13.97 acres of land that are characterized as consisting of lots and tracts of three acres or less; and
 - (5) The above-described territory consists of 22 lots and tracts that are one acre or less while the statutory standard only requires that the above-described territory contain a minimum of 17 lots and tracts that are one acre or less.

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 approved by the City Council on January 23, 2003, and amended by the City Council on March 20, 2003. The approved report of plans for services was initially filed in the Office of the City Clerk for public inspection on January 24, 2003. As previously detailed in the approved report, the costs incurred in order to provide services to the above-described territory shall be absorbed into the normal operating budgets of the affected departments during fiscal year 2002-2003.

Section 4. Due to the fact that water and sewer service provided by the City of Asheboro is already available in the area to be annexed, the City Council of the City of Asheboro hereby finds and declares that, on the effective date of annexation prescribed in Section 8 hereof, the City of Asheboro will not need to appropriate funds to extend water and 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.

Minutes
Page 17
April 10, 2003

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 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 July 1, 2003. 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 adoption of this ordinance shall be published once in a newspaper having general circulation in the City of Asheboro.

Adopted this 10th day of April, 2003.

S/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

S/ Carol J. Cole
Carol J. Cole, City Clerk

14. Resolution Directing the City Manager to Enter on Behalf of the City of Asheboro Into a License Agreement With Broadcast Music, Inc.

Mr. Sugg presented and reviewed the aforementioned resolution and recommended that council adopt the resolution by reference.

Upon motion by Mr. McGlohon and seconded by Mrs. Carter, council voted unanimously to adopt the following resolution by reference:

56 RES 4-03

RESOLUTION DIRECTING THE CITY MANAGER TO ENTER ON BEHALF OF THE CITY OF ASHEBORO INTO A LICENSE AGREEMENT WITH BROADCAST MUSIC, INCORPORATED

WHEREAS, the Copyright Law of the United States as found in Title 17 of the United States Code establishes property rights in musical works and grants creators and owners of copyrighted musical works the exclusive right to perform or authorize the performance of their works publicly; and

WHEREAS, the Copyright Law requires users of copyrighted musical works to obtain authorization for the use of the works not only for performances by live musicians, but also for performances by mechanical means such as, and without limitation, videotapes, CD's, tapes, and music on hold; and

WHEREAS, under the Copyright Law, owners or operators of facilities or presenters of concerts and other events are responsible for performances on their premises; and

Minutes
Page 18
April 10, 2003

WHEREAS, Broadcast Music, Inc. (hereinafter referred to as "BMI") licenses roughly half of all of the music performed in America today; and

WHEREAS, composers and publishers of musical works authorize collective licensing organizations like BMI to locate and license public performances of their works; and

WHEREAS, the International Municipal Lawyers Association and BMI have successfully completed negotiations on a new Model License Agreement for Local Governments; and

WHEREAS, based on the population of the City of Asheboro, the basic license fee under the above-referenced Model License Agreement for the City of Asheboro will be \$255.00 for the 2003 calendar year; and

WHEREAS, the City Attorney has advised the City Council that, in his professional opinion, said Model License Agreement provides an efficient and affordable method for the City of Asheboro to comply with the Copyright Law of the United States while recognizing the rights of BMI's copyright owners:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro, this 10th day of April, 2003, that the City Manager is directed to enter on behalf of the City of Asheboro into the Model License Agreement for Local Governments that has been created as a result of negotiations between the International Municipal Lawyers Association and BMI.

S/ David H. Jarrell
David H. Jarrell, Mayor

ATTEST:

S/ Carol J. Cole
Carol J. Cole, City Clerk

15. Closed Session to Consult With City Attorney.

Mayor Jarrell entertained a motion to go into closed session in order to consult with the city attorney about an issue that is not a general policy matter and that falls within the attorney-client privilege pursuant to the statutory provisions found in Section 143-318.11 (a)(3) of the North Carolina General Statutes.

Upon motion by Mr. McGlohon and seconded by Mr. Baker, council voted unanimously to go into closed session.

After discussion in the closed session concluded, Mayor Jarrell called the regular meeting back to order.

16. Finance & Public Safety Matters and Public Works Matters.

No official meetings were held.

There being no further business, the meeting adjourned at 8:25 PM.

Carol J. Cole, CMC, City Clerk

David H. Jarrell, Mayor

