

**REGULAR MEETING
ASHEBORO CITY COUNCIL
THURSDAY, MAY 5, 2005
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)
Keith Crisco)
Nancy Hunter) – Council Members Present
John McGlohon)
Archie Priest)
David Smith)

John N. Ogburn, III, 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
Trevor Nuttall, Planner
Holly Hartman, Legal Assistant
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 Ron Hamilton, pastor of Rushwood Park Wesleyan Church, gave the invocation.

2. Appearance of Mr. Frank Rose.

Mr. Frank Rose, representing the American Legion Post 45 of Asheboro, stated that emergency response workers should be recognized and appreciated for the great work that they do. Post 45 and First National Bank are sponsoring an awards ceremony on June 7, 2005, in order to recognize an Outstanding EMT, Fireman, and Policeman of the Year.

Mayor Jarrell read a proclamation proclaiming June 7, 2005, as "Emergency Response Workers Day" in the City of Asheboro.

3. Resolution Honoring Weed 'n Win Garden Club.

Mayor Jarrell presented and read a resolution recognizing the Weed 'n Win Garden Club for its contribution to beautifying the City of Asheboro and recommended its adoption.

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

19 RES 5-05

Resolution

WHEREAS, the Asheboro City Council wishes to recognize the Weed 'n Win Garden Club for its contribution to beautifying our City; and

WHEREAS, the Weed 'n Win Garden Club has once again added to the beautification of the City by supplying and planting hanging baskets for the downtown area; and

WHEREAS, this contribution is received with much appreciation; and

WHEREAS, these efforts should serve as an inspiration and challenge for others in our community to follow:

NOW, THEREFORE, BE IT RESOLVED by the Asheboro City Council that we express appreciation for the contribution made by the Weed 'n Win Garden Club for the betterment of the downtown area and our entire community.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and instructed to enter into the city records a copy of this resolution and is hereby instructed to transmit a copy of this resolution to the Weed 'n Win Garden Club.

This the 5th day of May, 2005.

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

ATTEST:

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

4. Appearance and Recognition of Guests and Citizens.

Mayor Jarrell welcomed everyone in attendance.

5. Consent Agenda.

Mayor Jarrell entertained a motion to remove council's resolution of appreciation for the donors to the Oaklawn Cemetery Improvement Project from the Consent Agenda and to consider this item separately.

Upon motion by Mr. McGlohon and seconded by Mr. Priest, council voted unanimously to remove said resolution from the Consent Agenda.

Mayor Jarrell read the following resolution and presented a copy of the resolution to Dr. James M. Rich, Jr.

20 RES 5-05

RESOLUTION OF APPRECIATION

WHEREAS, Mrs. Candy Rich DiSabatino, Mrs. Hazel Rich Hobbs, and Dr. James M. Rich, Jr. enabled the City of Asheboro to successfully install certain landscaping and storm water improvements at Oaklawn Cemetery by making a monetary donation to the City of Asheboro in memory of their parents, Mr. James Rich and Mrs. Geneva Rich; and

WHEREAS, the City Council of the City of Asheboro, North Carolina wishes to express its appreciation to the donors and their families for their gracious gift.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro, on this the 5th day of May 2005, that the City Clerk is hereby authorized and instructed to enter into the city records a copy of this resolution expressing the appreciation of the City of Asheboro for the donation made by Mrs. Candy Rich DiSabatino, Mrs. Hazel Rich Hobbs, and Dr. James M. Rich, Jr. and their families for the betterment of Oaklawn Cemetery; and

BE IT FURTHER RESOLVED that the City Clerk is hereby instructed to transmit a copy of this RESOLUTION OF APPRECIATION to Mrs. Candy Rich DiSabatino, Mrs. Hazel Rich Hobbs, and Dr. James M. Rich, Jr.

ATTEST:

S/ Carol J. Cole
Carol J. Cole, CMC
Clerk of the City of Asheboro

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

S/ Archie Priest
Archie Priest, Mayor Pro Tem

S/ Talmadge Baker
Talmadge Baker

S/ Linda Carter
Linda Carter

S/ Keith Crisco
Keith Crisco

S/ Nancy Hunter
Nancy Hunter

S/ John McGlohon
John McGlohon

S/ David Smith
David Smith

Mayor Jarrell entertained a motion to defer the Consent Agenda item to consider a resolution declaring certain city-owned property located at the southeast corner of the intersection of Glovinia Street and Brewer Street to be surplus property and authorizing the disposal of said property.

Upon motion by Mr. Crisco and seconded by Mr. McGlohon, council voted unanimously to defer said item.

Upon motion by Mr. Smith and seconded by Mr. Crisco, council voted unanimously to approve the remainder of the Consent Agenda items as follows:

- Minutes of Previous Meetings

April 7, 2005 and special meeting of April 26, 2005

- Recommendation by the Asheboro Airport Authority to Renew the Hangar Lease Agreement Between the City of Asheboro and the Randolph Composite Squadron-Civil Air Patrol (CAP) for a Term of Ten (10) Years at One Dollar (\$1.00) Per Year Annual Rent

Mr. McGlohon stated that these young cadets have a lot of training and get little recognition. To show his appreciation, Mr. McGlohon paid the \$10 rental fee for the 10-year lease.

**RESOLUTION EXPRESSING THE INTENT OF THE ASHEBORO CITY COUNCIL
TO LEASE CERTAIN CITY-OWNED PROPERTY AT THE ASHEBORO MUNICIPAL
AIRPORT TO THE RANDOLPH COMPOSITE SQUADRON – CIVIL AIR PATROL
FOR A TERM OF TEN YEARS**

WHEREAS, Section 160A-272 of the North Carolina General Statutes as amended by the local modification found in Chapter 867 of the 1989 (Reg. Sess., 1990) Session Laws of North Carolina authorizes the City Council of the City of Asheboro to lease in relation to the operation of the Asheboro Municipal Airport city-owned property located at said airport for a maximum lease term of thirty (30) years so long as the property will not be needed by the municipality during the term of the lease; and

WHEREAS, in response to a request submitted by Walter Gordon of the Civil Air Patrol, the Asheboro Airport Authority adopted, during its meeting on April 19, 2005, a formal recommendation to the City Council of the City of Asheboro in support of the granting of a hangar lease to the Randolph Composite Squadron – Civil Air Patrol at a rental rate of One Dollar (\$1.00) per year for a 10-year term; and

WHEREAS, the Civil Air Patrol is a non-profit 501(c)(3) corporation that is the auxiliary of the United States Air Force and is charged with three (3) primary missions: aerospace education, cadet programs, and emergency services; and

WHEREAS, the property subject to the proposed lease agreement has been continuously used by the Civil Air Patrol for its operations for a significant number of years; and

WHEREAS, the proposed lease area will not be needed by the city during the requested term of the lease.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro that it is the council's intent to follow the recommendation of the Asheboro Airport Authority and grant a hangar lease to the Randolph Composite Squadron – Civil Air Patrol for the continued use of the Civil Air Patrol's existing facilities at the Asheboro Municipal Airport for a term of ten (10) years; and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to publish in The Courier Tribune, a newspaper having general circulation in the City of Asheboro, at least ten (10) days prior to the next regular meeting of the council a notice of the council's intent to authorize the lease agreement described in the preceding paragraphs at the council's next regular meeting on June 9, 2005.

Adopted in regular session on this the 5th day of May 2005.

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

ATTEST:

S/ Carol J. Cole
Carol J. Cole, CMC,
Clerk of the City of Asheboro

- Resolution Accepting an Offer of \$600 From Moffitts, Inc. for Surplus City-Owned Property Located at the Southeast Corner of the Intersection of Loach and Cross Streets

22 RES 5-05

**RESOLUTION ACCEPTING AN OFFER OF \$600.00 FROM MOFFITTS, INC.
FOR SURPLUS CITY-OWNED REAL PROPERTY LOCATED AT THE
SOUTHEAST CORNER OF THE INTERSECTION OF
LOACH STREET AND CROSS STREET**

WHEREAS, the City of Asheboro, North Carolina owns a parcel of land located at the southeast corner of the intersection of Loach Street and Cross Street that is more specifically identified by Randolph County Parcel Identification Number 7761258698 (the graphic display of this parcel on the Randolph County Geographic Information System currently utilizes parcel identification number 7761258610); and

WHEREAS, by means of Resolution Number 05 RES 2-05, the City Council of the City of Asheboro declared the above-described real property, hereinafter referred to as the "Property," to be surplus property and subject to sale pursuant to the provisions of Section 160A-269 of the North Carolina General Statutes; and

WHEREAS, subsequent to the adoption of Resolution Number 05 RES 2-05, an offer and an upset bid were properly submitted for the purchase of the Property; and

WHEREAS, the highest qualifying bid for the Property was submitted by Moffitts, Inc., a North Carolina corporation, with a bid of six hundred dollars (\$600.00).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro that the offer of six hundred dollars (\$600.00) submitted by Moffitts, Inc. in accordance with the terms and conditions specified in Resolution Number 05 RES 2-05 is hereby accepted; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized and directed to convey the Property to Moffitts, Inc. on behalf of the City of Asheboro by means of a North Carolina Non-Warranty Deed, which is to be prepared by the City Attorney in accordance with the terms and conditions specified in Resolution Number 05 RES 2-05, upon the receipt in good funds of the entirety of the purchase price offered by Moffitts, Inc. for the Property.

Adopted in regular session on this the 5th day of May 2005.

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

ATTEST:

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

6. Introduction of Fiscal Year 2005-2006 Budget.

Mr. Ogburn reviewed the proposed expenditures and revenues for the FY 2005-2006 budget. He reported that the proposed budget is balanced at \$28,288,513 (General Fund - \$19,043,335 and Water & Sewer Fund - \$9,245,177). The tax rate will remain at \$0.55 per \$100 valuation on total assessed valuation of \$1,790,000,000. There will be no change in the water and sewer rates. Mr. Ogburn stated that a finance committee meeting and a public works committee meeting will be scheduled soon to discuss several items for consideration in this fiscal budget. A public hearing on said budget will be held June 9, 2005.

7. Public Hearings on Zoning Matters.

Mayor Jarrell opened the public hearing on the following request:

- (a) Amend CUP-04-28 to Alter Building & Parking Locations for Health Practitioner's Office and Add Future Development Phase: The property of MERCE, Inc. located on the south side of Brewer Street, totaling approximately 2.26 acres, further identified as Randolph County Parcel ID Number 7761041867.

Mr. Neely was sworn in and presented the site plan, which is in compliance with the zoning ordinance. He described the subject property and stated that Brewer Street is a local street located inside the city limits and receives all city services. The area is characterized by a mix of land uses. The applicant proposes to change the previously approved building and parking locations and add a new phase with an additional building and parking lot. Section 1013.5 of the Asheboro Zoning Ordinance requires a substantial change in vehicular access or circulation to be reviewed by the city council.

Dr. Jack Atwater, representing MERCE, Inc., was sworn in and requested that council approve the modifications to the site plan. Doctor Atwater addressed the four standard tests as follows: (1) The use will not materially endanger the public health or safety, as the proposed use will be a dental facility. The current facility will only allow 3,000 dental patients to be served, with appointments being backed up three to four months. The proposed use will serve approximately 7,000 dental patients, and the staff will also be increased. The amended site plan shows location changes for the building and parking, as they want to add a second phase to the project. Doctor Atwater said that the location changes caused the project to come under the city's sidewalk ordinance. Since budget funds are limited, they will go before the board of adjustment and request a variance from this requirement. The design pattern will not be dangerous to the patients, as a sidewalk will be provided to the building. No hazardous products will be used. (2) The use meets all required conditions and specifications per the site plan submitted. (3) The use will not injure the value of adjoining or abutting property. Doctor Atwater feels that the use will improve adjacent property value. (4) The use is in harmony with the area, as the property is zoned for office use and a Conditional Use Permit for a health practitioner's office – dental was granted by council in December 2004.

Mr. Neely stated that if council finds in favor of the request, he would recommend the following condition for council's consideration: "The site plan indicates a phased project. Any development of Phase 2 will require the staff's review for ordinance compliance."

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

Upon motion by Mr. Baker and seconded by Mr. Crisco, council voted unanimously to approve the request with the condition stated by Mr. Neely, based on the four standard tests being met per testimony of Doctor Atwater.

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

Mayor Jarrell opened the public hearing on the following request:

- (b) From R7.5 Residential to CU-I1 Light Industrial (District Only): The property of Clyde and Lucille Lambeth Trustees and a portion of the property of Ciervo Knitting Enterprises, LLC, located on the south side of Sherwood Road near its intersection with Fairway Road, totaling approximately 2.3 acres and further identified by Randolph County Parcel ID Numbers 7750530973 and 7750542005 (a portion).

Mr. Neely described the aforementioned property and stated that the area consists of residential uses to the north and west, undeveloped residential land to the south, and industrial uses to the east. The I1 Industrial District is intended to accommodate manufacturing and commercial uses. The Ciervo Knitting Enterprises property is split-zoned R7.5 and I1. The entire Lambeth property is zoned R7.5. This request is to rezone the property to the Conditional Use Light Industrial I1 District. The applicant does not seek a Conditional Use Permit at this time and therefore, if approved, no uses are permitted by right. Any development will require council's consideration of a Conditional Use Permit.

The Land Development Plan recommends that this Primary Growth Area develop consistently with Neighborhood Residential uses.

Both the planning board and staff recommended denial of the request. The land requested for rezoning abuts both industrial zoning with an established industrial use (Ciervo Knitting) and residential zoning with established residential uses. Currently, the undeveloped residentially zoned property provides separation between the two uses. With the current residential zoning and lot configuration, the Lambeth property could be developed with one residence or duplex and in a manner that would minimize any conflicts between residential and industrial land uses (with location of any dwelling to the rear of the property). While the Ciervo property is split-zoned limiting the owner's commercial use of the property, rezoning the entire 2.3 acres has the potential to negatively impact the existing residential neighborhood.

Mrs. Patsy Woodruff, realtor representing the applicant, stated that when Mrs. Lambeth sold her house she wanted Mr. Ciervo to buy the subject lot to go with the knitting company. She did not want the property to be used for multi-family. Mr. Ciervo wants to use part of this property for parking and does not have any plans to change the property.

Mr. Forrest Hardwick stated that he has bought his first house and lives beside of the subject property. He wants to protect the neighborhood and is in favor of Mr. Ciervo buying the property.

Mr. Neely stated that an alternative to rezoning all of the property to CU-I1 would be for council to defer this request and the applicant submit an amended application to rezone a portion of the property. If this option were utilized, the amended request would not have to be readvertised for a public hearing.

Mr. Tim Greene, a resident of Sherwood Road, stated that he wants to maintain the integrity of the neighborhood and does not want a multi-family housing development. There is only one way onto the property and one way out.

Mr. Jim Ciervo stated that he would like to have the portion of his property that is not zoned correctly to be rezoned to CU-I1 so that he can put a parking lot on said property. He wishes to purchase the Lambeth property later but does not have any plans for the property at this time.

After some discussion, Mr. McGlohon moved that this item be deferred until the June meeting. Mr. Priest seconded the motion, which carried unanimously.

8. Resolution in Support of the Planning and Community Development Department's Application to the Environmental Protection Agency's Smart Growth Implementation Assistance Program.

Planner Trevor Nuttall presented and recommended adoption of the aforementioned resolution.

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

27 RES 5-05

RESOLUTION OF SUPPORT

WHEREAS, the City of Asheboro recognizes that economic development and environmental protection are paramount community goals; and

WHEREAS, the City of Asheboro has adopted a comprehensive plan that identifies economic development and environmental stewardship as community ideals that should shape how the City grows and develops; and

WHEREAS, the Environmental Protection Agency has announced a program that offers technical assistance to local governments interested in fostering economic growth while protecting environmental resources; and

WHEREAS, the Asheboro/Randolph Chamber of Commerce, the Randolph County Economic Development Corporation, the Asheboro City Schools, the North Carolina Zoo, and the Asheboro/Randolph Home Builders Association have been invited to partner with the City in program participation;

NOW, THEREFORE, BE IT RESOLVED that the City Council of Asheboro does hereby offer support should the Environmental Protection Agency name Asheboro as a program designee.

Adopted this 5th day of May, 2005.

ATTEST:

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

S/ Carol Cole
Carol Cole, City Clerk

9. Public Hearing on Contiguous Annexation of 0.439 Acre of Land at 130 and 132 Lambert Drive (Requested by BSR, LLC).

Mr. Bunker reported that notice of this public hearing has been advertised as provided for by law.

Mayor Jarrell opened the public hearing.

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

Mr. Bunker presented and recommended adoption, by reference, of an ordinance to extend the corporate limits of the City of Asheboro.

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

12 ORD 5-05

**ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF
ASHEBORO, NORTH CAROLINA
(0.439 of an Acre of Land Located at 130 and 132 Lambert Drive)**

WHEREAS, pursuant to Section 160A-31 of the North Carolina General Statutes, a petition signed by the owners of all of the real property located within the area hereinafter described was heretofore presented to the City Council, by which petition a request was made that said area be annexed to the City of Asheboro; and

WHEREAS, the City Council has by resolution directed the City Clerk of the City of Asheboro to investigate the sufficiency of the petition, and the City Clerk has certified the sufficiency of said petition; and

WHEREAS, the City Council did publish notice to the public on the 20th day of April 2005 in the Randolph Guide, a newspaper having general circulation in the City of Asheboro, setting forth that a public hearing would be held at 7:00 o'clock p.m. on the 5th day of May 2005 at the City of Asheboro Municipal Building to consider the adoption of an ordinance annexing said area to the City of Asheboro; and

WHEREAS, the said public hearing was in fact held on the 5th day of May 2005; and

WHEREAS, the City Council has determined that the petition meets the requirements of Section 160A-31 of the North Carolina General Statutes.

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 the North Carolina General Statutes, Chapter 160A, Article 4A, Part 1, the following described area is hereby annexed and made part of the City of Asheboro, North Carolina:

Asheboro Township, Randolph County, North Carolina:

BEGINNING at an existing iron rod that is set in the western margin of the 60-foot right-of-way for Lambert Drive (North Carolina Secondary Road 1157) and is located by means of the North Carolina Coordinate System at the coordinates of North 705,148.5462 feet and East 1,752,171.2730 feet (NAD 27); thence from said Beginning point along the existing City of Asheboro corporate limits line the following courses and distances: South 88 degrees 22 minutes 38 seconds West 179.15 feet to an existing iron rod; thence South 08 degrees 27 minutes 52 seconds West 102.24 feet to an existing iron rod; thence along the Kenneth Callicutt and Others property described in Deed Book 1749, Page 971, Randolph County Public Registry North 88 degrees 22 minutes 38 seconds East 203.07 feet to an existing iron rod set in the western margin of the 60-foot right-of-way for Lambert Drive; thence along the western margin of the 60-foot right-of-way for Lambert Drive the following courses and distances: North 07 degrees 58 minutes 40 seconds West 41.49 feet to a point not set; thence North 02 degrees 59 minutes 32 seconds West 59.44 feet to the point and place of the BEGINNING, and containing 0.439 of an acre of land, more or less, to be annexed.

This description is in accordance with a plat of survey entitled "ANNEXATION SURVEY FOR THE CITY OF ASHEBORO" that was prepared by Jerry King Surveying, Inc. Said plat of survey is dated March 17, 2005 and is identified as job number 4271 C 10.

Section 2. Upon and after May 5, 2005, 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 at 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 be in full force and effect from the 5th day of May 2005.

Adopted in regular session on this the 5th day of May 2005.

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

ATTEST:

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

Approved as to form:

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

10. Public Hearing on Contiguous Annexation of 0.515 Acre at the West End of Sunset Drive (Requested by Branson-McKenzie, 1999 FLP).

Mr. Bunker reported that notice of this public hearing has been advertised as provided for by law.

Mayor Jarrell opened the public hearing.

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

Mr. Bunker presented and recommended adoption, by reference, of an ordinance to extend the corporate limits of the City of Asheboro.

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

**ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF
ASHEBORO, NORTH CAROLINA
(0.515 of an Acre of Land Located at the Western End of Sunset Drive)**

WHEREAS, pursuant to Section 160A-31 of the North Carolina General Statutes, a petition signed by all of the owners of the real property located within the area hereinafter described was heretofore presented to the City Council, by which petition a request was made that said area be annexed to the City of Asheboro; and

WHEREAS, the City Council has by resolution directed the City Clerk of the City of Asheboro to investigate the sufficiency of the petition, and the City Clerk has certified the sufficiency of said petition; and

WHEREAS, the City Council did publish notice to the public on the 20th day of April 2005 in the Randolph Guide, a newspaper having general circulation in the City of Asheboro, setting forth that a public hearing would be held at 7:00 o'clock p.m. on the 5th day of May 2005 at the City of Asheboro Municipal Building to consider the adoption of an ordinance annexing said area to the City of Asheboro; and

WHEREAS, the said public hearing was in fact held on the 5th day of May 2005; and

WHEREAS, the City Council has determined that the petition meets the requirements of Section 160A-31 of the North Carolina General Statutes.

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 the North Carolina General Statutes, Chapter 160A, Article 4A, Part 1, the following described area is hereby annexed and made part of the City of Asheboro, North Carolina:

Asheboro Township, Randolph County, North Carolina:

BEGINNING at an existing iron pipe that is located by means of the North Carolina Coordinate System at the coordinates of North 713,955.2005 feet and East 1,750,767.4492 feet (NAD 27); thence from said Beginning point North 03 degrees 00 minutes 45 seconds East 149.89 feet to an existing iron pipe set in the southern margin of the 50-foot right-of-way for Sunset Drive; thence North 02 degrees 38 minutes 39 seconds East 49.53 feet across the 50-foot right-of-way for Sunset Drive to an existing iron pipe set in the northern margin of the 50-foot right-of-way for Sunset Drive; thence North 03 degrees 37 minutes 38 seconds East 150.00 feet along the Randall Teague property described in Deed Book 1752, Page 1894, Randolph County Public Registry to an existing iron pipe; thence South 85 degrees 55 minutes 33 seconds East 74.92 feet to an existing iron pipe; thence along the A.J. Summers property described in Deed Book 428, Page 517, Randolph County Public Registry the following course and distance: South 03 degrees 35 minutes 51 seconds West 149.94 feet to an existing iron pipe set in the northern margin of the 50-foot right-of-way for Sunset Drive; thence South 03 degrees 16 minutes 28 seconds West 49.72 feet across the 50-foot right-of-way for Sunset Drive to an existing iron pipe set in the southern margin of the 50-foot right-of-way for Sunset Drive; thence along the Clinton Nance property described in Deed Book 1062, Page 266, Randolph County Public Registry the following course and distance: South 02 degrees 38 minutes 24 seconds West 149.11 feet to an existing iron pipe; thence North 86 degrees 25 minutes 42 seconds West 75.41 feet along the existing City of Asheboro corporate limits line to the point and place of the BEGINNING, and containing 0.515 of an acre of land, more or less, to be annexed.

This description is in accordance with a plat of survey entitled "ANNEXATION MAP FOR THE CITY OF ASHEBORO" that was prepared by Jerry King Surveying, Inc. Said plat of survey is dated March 18, 2005 and is identified as job number 4274 M 10.

Section 2. Upon and after May 5, 2005, 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 at 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 be in full force and effect from the 5th day of May 2005.

Adopted in regular session on this the 5th day of May 2005.

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

ATTEST:

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

Approved as to form:

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

11. Public Hearing on Contiguous Annexation of 1.514 Acres at 2519 and 2539 South Fayetteville Street (Requested by Shaw and Bunting).

Mr. Bunker reported that notice of this public hearing has been advertised as provided for by law.

Mayor Jarrell opened the public hearing.

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

Mr. Bunker presented and recommended adoption, by reference, of an ordinance to extend the corporate limits of the City of Asheboro.

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

14 ORD 5-05

**ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF
ASHEBORO, NORTH CAROLINA
(1.514 Acres of Land Located at 2519 and 2539 South Fayetteville Street)**

WHEREAS, pursuant to Section 160A-31 of the North Carolina General Statutes, a petition signed by the owners of all of the real property located within the area hereinafter described was heretofore presented to the City Council, by which petition a request was made that said area be annexed to the City of Asheboro; and

WHEREAS, the City Council has by resolution directed the City Clerk of the City of Asheboro to investigate the sufficiency of the petition, and the City Clerk has certified the sufficiency of said petition; and

WHEREAS, the City Council did publish notice to the public on the 20th day of April 2005 in the Randolph Guide, a newspaper having general circulation in the City of Asheboro, setting forth that a public hearing would be held at 7:00 o'clock p.m. on the 5th day of May 2005 at the City of Asheboro Municipal Building to consider the adoption of an ordinance annexing said area to the City of Asheboro; and

WHEREAS, the said public hearing was in fact held on the 5th day of May 2005; and

WHEREAS, the City Council has determined that the petition meets the requirements of Section 160A-31 of the North Carolina General Statutes.

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 the North Carolina General Statutes, Chapter 160A, Article 4A, Part 1, the following described area is hereby annexed and made part of the City of Asheboro, North Carolina:

Asheboro Township, Randolph County, North Carolina:

BEGINNING at an existing iron pipe that is set in the eastern margin of the 60-foot right-of-way for South Fayetteville Street (United States Highway 220 Business) and is located by means of the North Carolina Coordinate System at the coordinates of North 700,758.6336 feet and East 1,756,159.1960 feet (NAD 27); thence from said Beginning point South 66 degrees 01 minute 24 seconds East 187.89 feet along the David Meier property described in Deed Book 1757, Page 1851, Randolph County Public Registry to an existing iron rod; thence South 22 degrees 33 minutes 25 seconds West 24.92 feet to an axle; thence along the Bobby Yates property described in Deed Book 607, Page 167, Randolph County Public Registry the following courses and distances: South 23 degrees 22 minutes 39 seconds West 75.37 feet to an existing iron rod; thence South 23 degrees 22 minutes 39 seconds West 29.53 feet to an axle; thence along the Carol Kearns property described in Deed Book 1421, Page 780, Randolph County Public Registry the following course and distance: South 23 degrees 26 minutes 50 seconds West 45.47 feet to an existing iron pipe; thence South 23 degrees 27 minutes 06 seconds West 175.00 feet to an existing iron pipe; thence along the Vicki Rivers property described in Deed Book 1775, Page 1508, Randolph County Public Registry the following course and distance: North 65 degrees 56 minutes 51 seconds West 188.42 feet to an existing iron pipe set in the eastern margin of the 60-foot right-of-way for South Fayetteville Street; thence North 65 degrees 56 minutes 51 seconds West 60.00 feet across the 60-foot right-of-way for South Fayetteville Street to a point in the western margin of the 60-foot right-of-way for South Fayetteville Street; thence along the existing City of Asheboro corporate limits line the following course and distance: North 23 degrees 27 minutes 22 seconds East 350.06 feet to a point in the western margin of the 60-foot right-of-way for South Fayetteville Street; thence South 66 degrees 01 minute 24 seconds East 60.00 feet across the 60-foot right-of-way for South Fayetteville Street to the point and place of the BEGINNING, and containing 1.514 acres of land, more or less, to be annexed.

This description is in accordance with a plat of survey entitled "ANNEXATION SURVEY FOR THE CITY OF ASHEBORO" that was prepared by Jerry King Surveying, Inc. Said plat of survey is dated March 14, 2005 and is identified as job number 4269 S 10.

Section 2. Upon and after May 5, 2005, 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 at 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 be in full force and effect from the 5th day of May 2005.

Adopted in regular session on this the 5th day of May 2005.

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

ATTEST:

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

Approved as to form:

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

12. Petition Received From Vision Properties of Randolph County LLC Requesting Contiguous Annexation of 35.937 Acres at the Northwest Corner of the Intersection of East Allred Street and Gold Hill Road (Proposed Robins Nest Subdivision).

Mr. Bunker reported that Vision Properties of Randolph County (Tony Vuncannon) has requested the city to pay for or provide materials for 650 feet of 8" water line extension along East Allred Street per the city's policy for water and sewer line extensions approved on October 4, 2001, at an estimated cost of \$13,000.

Upon motion by Mrs. Carter and seconded by Mr. Smith, council voted unanimously to approve this request.

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

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

23 RES 5-05

RESOLUTION DIRECTING THE CITY CLERK TO INVESTIGATE AN ANNEXATION PETITION RECEIVED PURSUANT TO SECTION 160A-31 OF THE NORTH CAROLINA GENERAL STATUTES (35.937 Acres of Land Located in the Northwest Corner of the Intersection of East Allred Street and Gold Hill Road (Proposed Robins Nest Subdivision))

WHEREAS, a petition requesting the annexation of an area described in said petition as approximately 35.937 acres of land located in the northwest corner of the intersection of East Allred Street and Gold Hill Road has been received by the City Council of the City of Asheboro, North Carolina; 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, North Carolina that the City Clerk is hereby directed to investigate the sufficiency of the above-described petition and to certify as soon as possible to the City Council the results of her investigation.

Adopted in regular session on this the 5th day of May 2005.

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

ATTEST:

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

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 for a public hearing on the question of annexation.

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

24 RES 5-05

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION OF
ANNEXATION PURSUANT TO SECTION 160A-31 OF THE NORTH
CAROLINA GENERAL STATUTES
(35.937 Acres of Land Located in the Northwest Corner of the Intersection of
East Allred Street and Gold Hill Road (Proposed Robins Nest Subdivision))**

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

WHEREAS, the City Council of the City of Asheboro, North Carolina 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 as follows:

Section 1. A public hearing on the question of annexation of the area described herein will be 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, at 7:00 o'clock p.m. on the 9th day of June 2005.

Section 2. The area proposed for annexation is described on the attached sheet that is identified as Exhibit 1 and is hereby incorporated into this resolution by reference as if copied fully herein.

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.

Adopted in regular session on this the 5th day of May 2005.

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

ATTEST:

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

(Exhibit 1 that is referred to in the above resolution is attached to the original resolution on file in the city clerk's office.)

13. Petition Received From C. T. Tucker Requesting Contiguous Annexation of 24.646 Acres of Land Along the East Side of Gold Hill Road (Proposed Chala Ridge Subdivision).

Mr. Bunker reported that Mr. C. T. Tucker has requested the City of Asheboro to pay for or provide materials for 260 feet of 8" water line along Gold Hill Road and 60 feet of 6" water line across Gold Hill Road to provide a looped connection with Robins Nest Subdivision, per the city's policy for water and sewer line extensions approved on October 4, 2001, at an estimated cost of \$8,000.

Upon motion by Mrs. Carter and seconded by Mr. Baker, council voted unanimously to approve this request.

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

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

25 RES 5-05

**RESOLUTION DIRECTING THE CITY CLERK TO INVESTIGATE AN
ANNEXATION PETITION RECEIVED PURSUANT TO SECTION 160A-31 OF
THE NORTH CAROLINA GENERAL STATUTES
(24.646 Acres of Land Located Along the East Side of Gold Hill Road
(Proposed Chala Ridge Subdivision))**

WHEREAS, a petition requesting the annexation of an area described in said petition as approximately 24.646 acres of land located along the east side of Gold Hill Road has been received by the City Council of the City of Asheboro, North Carolina; 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, North Carolina that the City Clerk is hereby directed to investigate the sufficiency of the above-described petition and to certify as soon as possible to the City Council the results of her investigation.

Adopted in regular session on this the 5th day of May 2005.

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

ATTEST:

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

After the city clerk certified as to the sufficiency of the annexation petition, Mr. Bunker presented and recommended adoption, by reference, of a resolution fixing the date for a public hearing on the question of annexation.

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

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION OF
ANNEXATION PURSUANT TO SECTION 160A-31 OF THE NORTH CAROLINA
GENERAL STATUTES
(24.646 Acres of Land Located Along the East Side of Gold Hill Road
(Proposed Chala Ridge Subdivision))**

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

WHEREAS, the City Council of the City of Asheboro, North Carolina 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 as follows:

Section 1. A public hearing on the question of annexation of the area described herein will be 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, at 7:00 o'clock p.m. on the 9th day of June 2005.

Section 2. The area proposed for annexation is described on the attached sheet that is identified as Exhibit 1 and is hereby incorporated into this resolution by reference as if copied fully herein.

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, CMC, City Clerk

(Exhibit 1 that is referred to in the above resolution is attached to the original resolution on file in the city clerk's office.)

14. Ordinance Amending Chapter 92 (Cemeteries) of the Code of Asheboro.

Mr. Sugg presented and reviewed the proposed amendments to the city's cemetery ordinance and recommended its adoption. The amendments address some problems that have surfaced concerning the sale of lots, and a new subsection has been added to the "Erection of Grave Markers" section.

Upon motion by Mr. Smith and seconded by Mrs. Carter, council voted unanimously to adopt the amended cemetery ordinance as presented by the city attorney.

15 ORD 5-05

**AN ORDINANCE AMENDING § 92.05 AND § 92.11 OF CHAPTER 92 OF
THE CODE OF ASHEBORO**

WHEREAS, the City of Asheboro is authorized by Section 160A-341 of the North Carolina General Statutes to establish, operate, and maintain cemeteries either inside or outside its corporate limits; and

WHEREAS, the City of Asheboro is authorized by Section 160A-348 of the North Carolina General Statutes to adopt by ordinance rules and regulations concerning the

opening of graves, the erection of tombstones and monuments, the building of walls and fences, the hours of opening and closing, and all other matters concerning the use, operation, and maintenance of city cemeteries; and

WHEREAS, Section 92.05 of the Code of Asheboro addresses the sale of lots in the city-owned and maintained cemeteries by providing as follows:

The City Manager is hereby authorized, on behalf of and in the name of the city, to sell and convey to would-be purchasers, any and all of the plots in the cemeteries of the city upon payment of the price placed thereon by the City Council. All such sales shall be for cash only, and the proceeds of sale shall forthwith be deposited in a city depository to the credit of the city. The City Manager shall make no such conveyance except for cash and for the price fixed as aforesaid, except upon and in accordance with an order of the City Council.

WHEREAS, Section 92.11 of the Code of Asheboro addresses the erection of grave markers in the city-owned and maintained cemeteries by providing as follows:

(A) The installation of any kind, type, or form of grave marker or monument within a city-owned and maintained cemetery prior to the written issuance of a "Grave Marker Installation Permit" is prohibited and hereby declared to be unlawful. Any marker or monument installed prior to the proper issuance of a "Grave Marker Installation Permit" shall be subject to immediate removal by city forces at the cost of the owner and/or dealer placing the marker or monument.

(B) Prior to beginning any work to install a grave marker or monument, the installer or employee thereof must contact the Cemetery Supervisor and procure a written "Grave Marker Installation Permit" from the City of Asheboro in accordance with the standard operating guidelines utilized by the Cemetery Supervisor and approved by the City Manager. Any and all work performed pursuant to a "Grave Marker Installation Permit" must be performed in strict compliance with the provisions of the issued permit. In addition to any other available remedy, any marker or monument installed in a manner that does not comply with the issued "Grave Marker Installation Permit" shall be subject to immediate removal by city forces at the cost of the owner and/or dealer installing the marker or monument.

(C) No grave or plot may be marked except with a marker or monument installed in accordance with the provisions of this section.

(D) The city expressly reserves the right to deny an application for a "Grave Marker Installation Permit" when, in the sole opinion of the Cemetery Supervisor, the proposed installation of a marker or monument does not comply with the procedural requirements and/or technical specifications prescribed by the standard operating guidelines utilized by the Cemetery Supervisor and approved by the City Manager for the issuance of a "Grave Marker Installation Permit."

WHEREAS, upon the recommendation of staff members charged with the responsibility of operating and maintaining the city-owned and maintained cemeteries, the City Council of the City of Asheboro has concluded that Section 92.05 and Section 92.11 of the Code of Asheboro must be amended in order to improve the efficiency and effectiveness of the city's operation and maintenance of its cemeteries.

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

Section 1. Section 92.05 of the Code of Asheboro is hereby amended to provide as follows:

§ 92.05 SALE OF LOTS.

The City Manager or his designee is hereby authorized, on behalf of and in the name of the city, to sell and convey to would-be purchasers any and all of the plots in the cemeteries of the city upon presentment of documentary evidence determined by the City Manager or his designee to satisfactorily establish the would-be purchasers' identity and eligibility on the basis of residency in the corporate limits of the City of Asheboro or ownership of real property within the corporate limits of the City of Asheboro for certain price discounts and upon

~~payment in full of the purchase price placed thereon by the City Council. The purchase price referenced in the immediately preceding sentence shall be deemed to be the sum of the sale price for plots and burial spaces established by the City Council in accordance with Section 92.06 of the Code of Asheboro plus the cost incurred by the city in order to record in the Office of the Randolph County Register of Deeds the instrument used to convey the plot(s) and burial space(s) sold to a purchaser. All such sales shall be for cash only. No plot(s) or burial space(s) shall be conveyed to a purchaser until the purchase price has been paid in full with good funds, and the proceeds of sale shall forthwith be deposited in a city depository to the credit of the city. The City Manager shall make no such conveyance except for cash and for the price fixed as aforesaid, except upon and in accordance with an order of the City Council.~~

Section 2. Section 92.11 of the Code of Asheboro is hereby amended to provide as follows:

§ 92.11 ERECTION OF GRAVE MARKERS

(A) The installation of any kind, type, or form of grave marker or monument within a city-owned and maintained cemetery prior to the written issuance of a "Grave Marker Installation Permit" is prohibited and hereby declared to be unlawful. Any marker or monument installed prior to the proper issuance of a "Grave Marker Installation Permit" shall be subject to immediate removal by city forces at the cost of the owner and/or dealer placing the marker or monument.

(B) Prior to beginning any work to install a grave marker or monument, the installer or employee thereof must contact the Cemetery Supervisor and procure a written "Grave Marker Installation Permit" from the City of Asheboro in accordance with the standard operating guidelines utilized by the Cemetery Supervisor and approved by the City Manager. Any and all work performed pursuant to a "Grave Marker Installation Permit" must be performed in strict compliance with the provisions of the issued permit. In addition to any other available remedy, any marker or monument installed in a manner that does not comply with the issued "Grave Marker Installation Permit" shall be subject to immediate removal by city forces at the cost of the owner and/or dealer installing the marker or monument.

(C) No grave or plot may be marked except with a marker or monument installed in accordance with the provisions of this section.

(D) The city expressly reserves the right to deny an application for a "Grave Marker Installation Permit" when, in the sole opinion of the Cemetery Supervisor, the proposed installation of a marker or monument does not comply with the procedural requirements and/or technical specifications prescribed by the standard operating guidelines utilized by the Cemetery Supervisor and approved by the City Manager for the issuance of a "Grave Marker Installation Permit."

(E) It shall be unlawful for any plot or burial space owner, monument dealer, funeral director, or any employee, contractor, or agent of one of the aforementioned individuals or entities to alter to any degree the position or manner of installation of a lawfully set monument or marker without the prior written consent of the city. If written consent is given by the city to such an alteration, any actions taken pursuant to such written consent must be taken in strict compliance with the conditions stated within the document or permit authorizing the alteration. In addition to any other available remedy, any marker or monument altered in a manner that does not comply with this division shall be subject to immediate removal by city forces at the cost of the owner, monument dealer, and/or funeral director acting in contravention of the provisions of this division.

Section 3. All ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall become effective upon adoption.

Adopted in regular session on this the 5th day of May 2005.

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

ATTEST:

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

15. Consideration of an Ordinance Amending Chapter 99 (Streets and Sidewalks) of the Code of Asheboro.

Mr. Sugg recommend that this item be referred to the public works committee.

Upon motion by Mr. Crisco and seconded by Mrs. Carter, council voted unanimously to accept Mr. Sugg's recommendation.

16. Discussion of Collection Efforts to be Undertaken by the City Attorney in Connection With Certain Delinquent Loans Administered by the Planning and Community Development Department.

Mr. Sugg asked council for permission to pursue formal collection efforts against Lester Keziah and Vivian Kay Delk Keziah for debts owed to the city under community redevelopment loans administered by the city's community development department.

Upon motion by Mr. Smith and seconded by Mr. Crisco, council authorized the city attorney to pursue collection efforts, including the initiation of formal legal proceedings to collect the debts.

17. Upcoming Events.

Mayor Jarrell announced the following upcoming events:

- Town Hall Day, Wednesday, May 11, 2005
- The joint public hearing with Randolph County Commissioners at 4:00 PM on Monday, May 9, 2005 has been cancelled.
- City Council work session with Randolph County Economic Development Corporation Thursday, May 26, 2005, at 7:00 PM

18. Finance and Public Safety & Public Works Matters.

No official meetings were held.

There being no further business, the meeting was adjourned at 8:55 PM.

Carol J. Cole, CMC, City Clerk

David H. Jarrell, Mayor

