

**REGULAR MEETING
ASHEBORO CITY COUNCIL
CITY COUNCIL CHAMBER, MUNICIPAL BUILDING
THURSDAY, SEPTEMBER 11, 2014
7:00 p.m.**

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

David H. Smith) – Mayor Presiding

Talmadge S. Baker)
Clark R. Bell)
Edward J. Burks)
Linda H. Carter) – Council Members Present
Walker B. Moffitt)
Charles A. Swiers)

Michael W. Hunter) – Council Member Absent

John N. Ogburn, III, City Manager
Jason Cheek, Police Lieutenant
Holly H. Doerr, CMC, NCCMC, City Clerk/Paralegal
Mark T. Lineberry, Police Captain
Michael L. Leonard, P.E., City Engineer
Ralph W. Norton, Chief of Police
Trevor L. Nuttall, Community Development Director
Deborah P. Reaves, Finance Director
Jonathan M. Sermon, Recreation Services Superintendent
James O. Smith, Police Major
Jeffrey C. Sugg, City Attorney
E. Todd Swaney, Police Captain
Jody P. Williams, Assistant Chief of Police
Roy C. Wright, Fire Chief

1. Call to order.

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

2. Silent prayer and pledge of allegiance.

After a moment of silence was observed in order to allow for private prayer or meditation, Mayor Smith asked everyone to stand and repeat the pledge of allegiance.

3. Receipt of a Proclamation issued by Governor Pat McCrory for Pigs & Pedals BBQ Cook-Off.

Mr. Ogburn presented to Mr. Jonathan Sermon, Recreation Services Superintendent, a proclamation from Governor Pat McCrory for the Pigs & Pedals BBQ Cook-Off that was held in downtown Asheboro on August 1-2, 2014.

4. Recognition of Police Lieutenant T. Scott Maness for his dedicated service to the City of Asheboro.

On behalf of the City of Asheboro, Chief Norton presented a retirement plaque to Lieutenant T. Scott Maness for his years of service to the City of Asheboro. Additionally, Assistant Chief Williams presented Lieutenant Maness with a plaque that included his badge as a token of gratitude for his loyal service to the City of Asheboro as a police officer from October 22, 1990 until September 1, 2014. In addition to his badge, Chief Norton presented Lieutenant Maness with his service side arm that he carried at the time of his retirement.

5. Consent agenda:

Upon motion by Mr. Bell and seconded by Mr. Burks, Council voted unanimously to approve the following consent agenda items. Council Members Baker, Bell, Burks, Carter, Moffitt and Swiers voted in favor of the motion.

- (a) The minutes of the City Council's regular meeting on August 7, 2014.**

- (b) The general account of a closed session conducted pursuant to Section 143-318.11(a)(4) of the North Carolina General Statutes during the City Council's regular meeting on August 7, 2014.
- (c) A resolution to seal the general account of the closed session that was held on August 7, 2014.

RESOLUTION NUMBER 33 RES 9-14

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

SEALED GENERAL ACCOUNT OF A CLOSED SESSION

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

WHEREAS, pursuant to Section 143-318.11(a)(4) of the North Carolina General Statutes, the City Council of the City of Asheboro properly conducted a closed session during a regular meeting on August 7, 2014, in order to discuss matters relating to the location or expansion of industries or other businesses in the City of Asheboro;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro that the general account of the closed session held by the City Council on August 7, 2014, is to be sealed so long as public inspection of the records would frustrate the purpose of the closed session; and

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

This Resolution was adopted by the Asheboro City Council in open session during a regular meeting held on the 11th day of September, 2014.

/s/David H. Smith
David H. Smith, Mayor
City of Asheboro, North Carolina

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk
City of Asheboro, North Carolina

- (d) The findings of fact, conclusions of law, and order entered by the City Council under Community Development Division File Number CUP-14-09.

Case No. CUP-14-09
City Council
City of Asheboro

IN THE MATTER OF THE APPLICATION BY LARRY McKENZIE AND Mc-Mc PROPERTIES, LLC FOR A CONDITIONAL USE PERMIT AUTHORIZING A RESIDENTIAL PLANNED UNIT DEVELOPMENT

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING, WITH CONDITIONS, THE REQUESTED CONDITIONAL USE PERMIT

THIS MATTER came before the Asheboro City Council (hereinafter referred to as the "Council") for a properly advertised quasi-judicial public hearing on the question of whether to approve an application for a Conditional Use Permit. The public hearing was opened and sworn testimony received during a regular meeting of the Asheboro City Council that was held on August 7, 2014. Having considered all competent evidence and argument, the Council, on the basis of competent, material, and substantial evidence, does hereby enter the following:

FINDINGS OF FACT

1. Larry W. McKenzie properly submitted to the City of Asheboro an application in his individual capacity and as a manager of Mc-Mc Properties, LLC (Larry McKenzie and Mc-Mc Properties, LLC shall be hereinafter collectively referred to as the "Applicant") for a Conditional Use Permit

authorizing a land use identified in the Asheboro Zoning Ordinance as a Residential Planned Unit Development (this land use shall be hereinafter referred to as a "PUD"). The said application was initially processed and brought before the Council as a Special Use Permit due to the regulation of planned unit developments as special uses. Ultimately, for the reasons set forth herein, the application was treated as an application for a Conditional Use Permit and the case was converted from Community Development Division File No. SUP-14-01 to File No. CUP-14-09.

2. The Applicant has submitted a site plan showing the proposed PUD on a single parcel of land in which the Applicant has an ownership interest and that is located within the corporate limits of the City of Asheboro at the western terminus of Springwood Road. The said parcel of land is identified by Randolph County Parcel Identification Number 7750423717 (this parcel of land shall be hereinafter referred to as the "Zoning Lot").

3. Pursuant to Article 200 of the Asheboro Zoning Ordinance (the Asheboro Zoning Ordinance shall be hereinafter referred to as the "AZO"), in order to be properly permitted under the AZO, a PUD land use must be permitted by means of the issuance of a Special Use Permit.

4. General standards for special uses along with specific requirements for the respective land uses that require a Special Use Permit are prescribed by Article 600 of the AZO.

5. Subsection A of Section 630 of the AZO prescribes the following regulations for the requested PUD:

1. Residential Planned Unit Developments may be permitted in any R40, R15, R10, R7.5, RA6(,) or OA6 zoning district as long as the proposed development contains a minimum of 2 acres. Those uses ordinarily permitted by right, by SUP, or as an accessory within the district (where) the development is to be located may be included in the development.

2. Review of an application for a PUD SUP shall occur simultaneously with a review of plats submitted in compliance with the Asheboro Subdivision Ordinance. If the PUD requires review as a "major" subdivision(,) the Sketch Design Plat shall be properly submitted, reviewed(,) and recommended by the Planning Board for the City Council's consideration as the PUD SUP. The Sketch Design Plat and the site plan required for the SUP may be combined on one plat so long as the requirements for each are met. If the PUD requires a "minor(" subdivision(,) the required subdivision plat shall be properly submitted for approval. Approval shall be subject to any conditions of the PUD SUP and granted only after approval of the SUP by the City Council.

3. Residential PUDs may have direct access to City streets or State roads which are not major or minor thoroughfares, provided such access will not create safety hazards due to design or congestion.

4. Streets within a PUD may be public or private according to the regulations of the Asheboro Subdivision Ordinance.

5. The yard and height regulations set forth in Table 200-1 (of the AZO) may be modified for a PUD, provided that, for such development as a whole, excluding public street right-of-ways or the area dedicated to private streets but including individual lots, common areas, parks(,) and other permanent open spaces, there shall not be less than the required area per dwelling unit for the district in which such development is located.

6. Utilities shall be planned and installed according to the Asheboro Subdivision Ordinance.

7. Provisions and plans for garbage and waste collection shall be included with the application.

8. Buffers and/or screening shall be installed and maintained based on the types of individual uses contained within the development as per Article 304A (of the AZO).

9. Signs will be regulated as per Article 500 (of the AZO).

10. Off street parking shall be provided as per Article 400 (of the AZO).

11. General landscaping shall be installed and maintained. Plans indicating all required and non-required landscaping shall be submitted as part of the application.

6. The Zoning Lot is 6.75 acres, more or less, in size.

7. The Zoning Lot is located within a Conditional Use RA6 zoning district.

8. Pursuant to Section 102 of the AZO, only those uses specifically permitted in the zoning district to which the conditional use district corresponds, in this case the RA6 zoning district, are permitted. Furthermore, no use is permitted within a conditional use district except as authorized by means of the Council issuing a Conditional Use Permit that specifies the land use or uses approved for a particular lot.

9. With regard to land uses, such as the requested PUD, that are permitted by means of the issuance of a Special Use Permit, Section 102 of the AZO provides as follows:

The authorization of a Conditional Use Permit in any CU District for any use which is permitted only as a Special Use in the district which corresponds to the CU District shall preclude any requirement for obtaining a Special Use Permit for any such use from the City Council.

10. The Zoning Lot is currently undeveloped property.

11. The surrounding land uses are as follows:

North: Undeveloped, Residential

East: Single-Family Residential

South: Industrial

West: I-73/I-74 (U.S. Highway 220 Bypass)

12. With regard to the city's comprehensive development plans, the Growth Strategy Map identifies the area in which the Zoning Lot is located as a primary growth area, and the proposed land development plan map designates the area as neighborhood residential.

13. In 2005, a different applicant applied for and received a Conditional Use Permit (Case No. CUP-05-25) authorizing a residential planned unit development with 22 attached dwelling units in structures with either 2 or 3 units per structure.

14. After the quasi-judicial hearing conducted under case number CUP-05-25, the following finding was entered by the Council:

Jim Wright, a real estate appraiser, offered credible testimony that the proposed development would not detrimentally impact the value of adjoining properties, especially in light of the fact that the proposed development was more desirable in terms of the value of adjoining properties than industrial development.

15. During the quasi-judicial hearing held on August 7, 2014, in connection with the current case, Larry McKenzie, who is an experienced real estate developer, offered a favorable comparison to another residential planned unit development that he successfully undertook and that is known as "Fairway Townhomes" in support of his contention that the Applicant's proposed PUD will not detrimentally impact the value of adjoining properties.

16. The Applicant's current proposal is for 24 units in 12 buildings with 2 dwelling units per structure. This design proposal yields approximately 3.6 dwelling units per acre. In addition to changing the design from 3 to 2 units per building, the Applicant has changed the building design from 2-story buildings to 1-story buildings.

17. Under the AZO, the maximum gross floor area of a residential development in the Conditional Use RA6 zoning district is 64,686 square feet. The Applicant's proposal specifies a development of 35,580 square feet.

18. The Zoning Lot is located within the AZO's United States Highway 220 Overlay District. Consequently, the City of Asheboro Planning Board is required to review the proposed development to ensure that the proposal protects the "existing natural character of the view" from the United States Highway 220 Bypass (I-73/I-74). The City of Asheboro Planning Board did review the Applicant's proposal during a meeting held on August 4, 2014, and, for the purpose of the overlay district, approved the proposal.

19. In an effort to ensure the compatibility of the proposed land use with the surrounding land uses and to advance the public interest, the Applicant worked with staff members in the city's Community Development Division to reach agreement on conditions that city staff members and the Applicant could recommend to the Council for attachment to the requested Conditional Use Permit. The permit conditions recommended by city staff, and accepted by the Applicant during the hearing of this case, are as follows:

a. All permits from the North Carolina Department of Environment and Natural Resources shall be obtained as required.

b. Significant existing vegetation (as indicated on the site plan) shall be preserved where possible. Clearing and grading shall be permitted where necessary for the installation of infrastructure, required improvements, and the building of any structures associated with the Conditional Use Permit.

c. Fire hydrant locations shall be coordinated with the Asheboro Fire Department.

d. A declaration of restrictive covenants prohibiting recreational vehicle parking, including boats, as required by the City of Asheboro Subdivision Ordinance shall be submitted and recorded with the final plat.

e. All roads, driveways, parking areas, storm sewer systems, and other improvements shall be maintained by the homeowners' association.

f. The site plan depicts a concrete pad within the public right-of-way of Springwood Road in front of the proposed community mailbox, which is itself located outside of the public right-of-way. The concrete pad within the public right-of-way shall, at a minimum, provide an area that is adequate for 1 drop-off space for a motor vehicle, including maneuvering area, located outside of the area depicted on the site plan as "existing pavement" on the public right-of-way of Springwood Road. Such drop-off area shall be designed in accordance with commonly accepted traffic engineering practices. Construction of this area shall be the responsibility of the Applicant and is subject to approval by the City of Asheboro Public Works Division and Engineering Department. Alternatively, if the Applicant chooses to construct the community mailbox and any associated vehicular areas in a location completely on private property, such a decision will not be considered a modification of the Conditional Use Permit.

g. A clerical error was identified on the combined subdivision sketch design plat and Conditional Use Permit site plan dated July 22, 2014. The error pertains to the labeling of the dimension of the 25' setback and vegetative buffer adjacent to the United States Highway 220 Bypass (I-73/I-74). A revised plat/site plan reflecting the correction of this error shall be submitted to staff members in the City of Asheboro Community Development Division for staff review and inclusion in the file without further review by the Council.

h. Prior to the issuance of a Zoning Compliance Permit for the proposed land use, the owner(s) of the Zoning Lot shall properly execute and deliver to the Zoning Administrator, for recordation in the Office of the Randolph County Register of Deeds, a Memorandum of Land Use Restrictions prepared by the City Attorney for the purpose of placing notice of the conditions attached to this Conditional Use Permit in the chain of title for the Zoning Lot.

20. During the hearing of this case, testimony was offered by two witnesses who had generalized concerns about the adequacy of Springwood Road as a point of access to the proposed development. However, no analytically sound evidence was introduced during the hearing to establish that police, fire, or any other type of public service vehicle would be unable to reasonably access and provide service to Springwood Road and the PUD proposed for the western terminus of the road. Furthermore, no traffic count or any other type of traffic study was introduced to indicate that Springwood Road would be unable to handle within acceptable parameters the traffic flow that may be generated by the proposed PUD.

21. The totality of the evidence entered during the hearing of this matter established that, with the suggested conditions, the site plan for the proposed PUD meets the technical specifications of the AZO.

22. The evidence produced during the course of the hearing of this case did not raise any concern about the redesigned PUD possessing a design feature that would call into question, in any material sense, the findings and conclusions relied upon by the Council to approve a residential planned unit development for the Zoning Lot as early as 2005.

Based on the foregoing findings of fact, the Council hereby enters the following:

CONCLUSIONS OF LAW

With the proposed conditions described hereinabove, the requested Conditional Use Permit is to be issued on the basis of the following conclusions:

1. The proposed development will not materially endanger the public health or safety if the proposed land use is 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 land use does meet all of the required conditions and specifications of the Asheboro Zoning Ordinance;

3. The evidence presented during the course of the hearing of this matter established that the proposed land use will not substantially injure the value of the adjoining or abutting property; and

4. The location and character of the Applicant's proposed land 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

Subject to the following conditions, a Conditional Use Permit authorizing the above-described residential planned unit development on the said Zoning Lot is hereby approved and issued to the Applicant and the Applicant's heirs, successors, and assigns. The continuing validity of this Conditional Use Permit is hereby made expressly contingent upon the Applicant and the Applicant's heirs, successors, and assigns complying at all times with the applicable provisions of the Asheboro Zoning Ordinance, the site plan presented and approved during the hearing of this matter, and the following supplementary conditions:

a. All permits from the North Carolina Department of Environment and Natural Resources shall be obtained as required.

b. Significant existing vegetation (as indicated on the site plan) shall be preserved where possible. Clearing and grading shall be permitted where necessary for the installation of infrastructure, required improvements, and the building of any structures associated with the Conditional Use Permit.

c. Fire hydrant locations shall be coordinated with the Asheboro Fire Department.

d. A declaration of restrictive covenants prohibiting recreational vehicle parking, including boats, as required by the City of Asheboro Subdivision Ordinance shall be submitted and recorded with the final plat.

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g. A clerical error was identified on the combined subdivision sketch design plat and Conditional Use Permit site plan dated July 22, 2014. The error pertains to the labeling of the dimension of the 25' setback and vegetative buffer adjacent to the United States Highway 220 Bypass (I-73/I-74). A revised plat/site plan reflecting the correction of this error shall be submitted to staff members in the City of Asheboro Community Development Division for staff review and inclusion in the file without further review by the Council.

h. Prior to the issuance of a Zoning Compliance Permit for the proposed land use, the owner(s) of the Zoning Lot shall properly execute and deliver to the Zoning Administrator, for recordation in the Office of the Randolph County Register of Deeds, a Memorandum of Land Use Restrictions prepared by the City Attorney for the purpose of placing notice of the conditions attached to this Conditional Use Permit in the chain of title for the Zoning Lot.

The above-listed findings, conclusions, and order were adopted by the Asheboro City Council in open session during a regular meeting held on the 11th day of September, 2014.

/s/David H. Smith
David H. Smith, Mayor
City of Asheboro, North Carolina

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk
City of Asheboro, North Carolina

- (e) **Acknowledgment of the receipt of the minutes of the Asheboro ABC Board meeting held on August 4, 2014.**

[A copy of the above-referenced minutes received from the Asheboro ABC Board is on file in the City Clerk's office.]

- (f) **The temporary closing of the following streets for a tractor parade on Saturday, October 11, 2014 from 10:00 a.m. until 11:00 a.m.: Hoover Street, Davis Street, North Church Street from Hoover Street to Sunset Avenue, Sunset Avenue from Church Street to South Fayetteville Street, South Fayetteville Street from Sunset Avenue to West Academy Street, and West Academy Street from South Fayetteville Street to South Church Street.**

[A copy of the parade permit application form, including a street map, which was submitted by the event organizer, is on file in the City Clerk's office.]

- (g) **The temporary closing of North Street, Trade Street, and Sunset Avenue between Church Street and Fayetteville Street for the Cultural and Recreation Services Division's Halloween event ("Trick or Treat in the Park") from 6:00 p.m. until 9:00 p.m. on Friday, October 31, 2014.**

[A copy of the parade permit application form, including a street map, which was submitted by the Cultural and Recreation Services Department, is on file in the City Clerk's office.]

6. Community Development Items:

- (a) **Zoning Case No. RZ-14-07: A legislative hearing that pertains to an application filed by Clyde Foust, on behalf of George Washington Carver College, to rezone property located at 950 Martin Luther King, Jr. Drive from R7.5 (Medium-Density Residential) and B1 (Neighborhood Commercial) to B2 (General Commercial).**

Mayor Smith opened the public hearing on the following request.

The requested rezoning pertains to approximately 1.94 acres of land. The property of George Washington Carver College is located at 950 Martin Luther King, Jr. Drive and is more specifically identified by Randolph County Parcel Identification Number 7761332561.

Mr. Nuttall presented the Community Development Division staff's analysis of the request submitted by Mr. Clyde Foust to rezone the above-described property from R7.5 (Medium Residential) and B1 (Neighborhood Commercial) to B2 (General Commercial).

The staff report noted that the property is located inside the city's corporate limits, and all city services are available. The area in which the property is located includes a mix of uses, including single-family and two-family residences. Commercial and institutional (i.e. church) uses are located farther west of the property along Martin Luther King, Jr. Drive, while single-family residences and a public use facility (substation) are located south of the property along South Spring Street. According to the Asheboro Zoning Ordinance, *the B2 General Commercial District is intended to serve the convenience goods, shoppers goods retail and service needs of the motoring public, both local and transient. This district should always be located with access directly to major or minor thoroughfares.*

The Planning Board concurred with the following Community Development Division staff's analysis and recommended approval of the requested rezoning:

"A number of factors support the request. A portion of the property is currently zoned B1 Neighborhood Commercial. Although the Land Development Plan proposes neighborhood residential use on the property that is currently zoned R7.5, the available history indicates the property has been used for non-

residential purposes and property that is contiguous to the south is zoned B2. Additionally, the Central Small Area Plan recommends strategically located commercial development along minor thoroughfares, to accommodate existing, and some future commercial development. Considering these factors, staff believes the B2 designation fits the history and context of the property.”

There being no further comments and no opposition from the public, Mayor Smith transitioned to the deliberative phase of the hearing.

Upon motion by Mr. Bell and seconded by Mr. Baker, Council Members Baker, Bell, Burks, Carter, Moffitt and Swiers voted unanimously to adopt the recommendation/analysis of the Community Development Division staff and the Planning Board and approved the requested rezoning as well as adopting the following consistency statement that was initially proposed in the staff report:

After considering the above factors (the excerpt from the staff report that is quoted above), the zoning map amendment will allow a reasonable use of the property and ensure consistency with the Land Development Plan.

[A copy of the visual presentation utilized by Mr. Nuttall during the hearing is on file in the City Clerk’s office.]

(b) Presentation of the Piedmont Triad Rural Planning Organization’s Regional and Division transportation projects receiving local input points in conjunction with the NCDOT Strategic Transportation Investments Law.

Mr. Nuttall utilized a visual presentation and highlighted the new strategic prioritization process for evaluating transportation priorities developed by the North Carolina Department of Transportation (NCDOT) in response to state legislation. The process requires planning organizations responsible for transportation planning, as well as NCDOT Division offices, to develop a process to rank projects. The Piedmont Triad Rural Planning Organization worked with NCDOT Division 7 and Division 8 to evaluate and determine projects based on a set of policy criteria. The local process was completed on August 29, 2014.

Additionally, Mr. Nuttall presented a list of some of the potentially fundable projects for Randolph County. A copy of the visual presentation and the list of the projects utilized by Mr. Nuttall is on file in the City Clerk’s office.

(c) Consideration of a resolution authorizing a public hearing to be held during the October 2014 council meeting in order to receive evidence of a potential public health nuisance subject to abatement under Section 160A-193 of the North Carolina General Statutes.

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

Upon motion by Mr. Baker and seconded by Ms. Carter, Council voted unanimously to adopt the following resolution by reference. Council Members Baker, Bell, Burks, Carter, Moffitt, and Swiers voted in favor of the motion.

RESOLUTION NUMBER 34 RES 9-14

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

RESOLUTION SETTING THE DATE, TIME, AND PLACE FOR A QUASI-JUDICIAL HEARING ON THE QUESTION OF ABATING A POTENTIAL PUBLIC HEALTH NUISANCE

WHEREAS, Section 160A-193 of the North Carolina General Statutes authorizes the city to remove, abate, or remedy everything in the city limits, or within one mile thereof, that is dangerous or prejudicial to the public health or public safety; and

WHEREAS, this authority can be exercised by the Asheboro City Council upon adequate notice, right to a quasi-judicial hearing, and the right to appeal to the General Court of Justice; and

WHEREAS, the former Value Inn at 901 Albemarle Road in Asheboro has been closed by the owners, and no one appears to be exercising control over the abandoned, open swimming pool that is located on the premises; and

5. WaynCo Roofing, LLC \$79,533.00

The proposal/bid submitted by Truline, Inc. was the lowest responsible and responsive bid, and Mr. Leonard reported that the company will begin the project soon.

A copy of the visual presentation utilized by Mr. Leonard in the above presentations is on file in the City Clerk's office.

9. Update on the process to purchase a new fire truck.

Chief Wright reported that the fire department is in the process of purchasing new fire truck, a Pierce Arrow XT 1500/500 Custom Pumper. Additionally, Chief Wright presented photographic examples of the fire apparatus in order to give the Council Members a visual idea of the truck. A pre-build meeting for the truck will begin in November of this year, and the anticipated delivery date is June 2015.

10. Upcoming events that were announced by Mayor Smith:

- North Tower Band concert in Bicentennial Park on Sunday, September 14, 2014 at 7:00 p.m.
- Annual Cereal Sale and United Way Campaign kick-off on Saturday, September 20, 2014 at 10:00 a.m. at Randolph Mall, hosted by MOM Brands.
- Elected Officials Picnic on Wednesday, September 24, 2014 at 6:00 p.m., hosted by City of Ramseur.
- Fall Festival on Saturday and Sunday, October 4-5, 2014 from 10:00 a.m. until 6:00 p.m.
- North Carolina League of Municipalities Annual Conference on October 11-14, 2014 in Greensboro, North Carolina.
- Asheboro/Randolph Chamber of Commerce Annual Planning Retreat on November 6-8, 2014 in Wilmington, North Carolina.

12. Closed session.

Mayor Smith entertained a motion to go into closed session pursuant to the statutory provisions found in Section 143-318.11(a)(4) of the North Carolina General Statutes in order to discuss matters relating to the location or expansion of industries or other businesses in the area served by the City of Asheboro, including agreement on a tentative list of economic development incentives that may be offered by the city in negotiations.

Upon motion by Mr. Bell and seconded by Ms. Carter, Council voted unanimously to go into closed session for the above-stated reason and pursuant to the above-cited statutory authority. Council Members Baker, Bell, Burks, Carter, Moffitt, and Swiers voted in favor of the motion.

A separate general account of the closed session held pursuant to Section 143-318.11(a)(4) of the North Carolina General Statutes has been prepared and filed in the City Clerk's office.

13. Return to open session.

After returning to open session, there were no action items to be discussed.

There being no further business, the meeting was adjourned at 8:40 p.m.

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

/s/David H. Smith
David H. Smith, Mayor